

**Board Members**

James P. Clark, M.D., Chairman  
Susan Stevens, Esq.  
Paul O'Connell, M.S., M.P.A.  
Michael J. Klemens, Ph.D.



**Staff**

Jaime Shapiro  
Executive Director  
150 N. 18<sup>th</sup> Ave., Suite 410  
Phoenix, AZ 85007  
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[www.azdhs.gov/psrb](http://www.azdhs.gov/psrb)

**State of Arizona  
Psychiatric Security  
Review Board**

**Assistant Attorney General**  
Thomas Raine, Esq.

**MEETING NOTICE  
August 30, 2019 at 1:00 p.m.**

Pursuant to Arizona Revised Statutes (A.R.S.) § 38-431.02, notice is hereby given to the members of the Arizona State Psychiatric Security Review Board (Board) and to the general public, that the Board will hold a meeting open to the public on Friday, August 30, 2019, at 1:00 p.m. The meeting will be held in the PSRB Hearing Room, located on the grounds of the Arizona State Hospital at 2500 East Van Buren Street in Phoenix, Arizona. One or more members of the Board may participate in the meeting by telephonic communications. The meeting is open to the public. However, during the course of the meeting, the Board, upon a majority vote of a quorum of the members may, when necessary, hold an Executive Session pursuant to A.R.S. § 38-431.03(A)(2),(3) and/or (4) as indicated on the Board agenda. The Executive Session is not open to the public. Information concerning the Board's agenda for the meeting, including a copy of the agenda and any amendments, can be obtained at the Board office, on the Board's website at [www.azdhs.gov/psrb](http://www.azdhs.gov/psrb), or by calling the Board at 602-364-3061. The agenda is subject to change up to 24 hours prior to the meeting. Agenda items are noted by number and letter for convenience and reference. The Board may address the agenda items in any order within the time frame indicated, and may set over matters to a later time when necessary. The Board reserves the right to change the order of items on the agenda, except for matters set for a specific time. Title 2 of the Americans with Disabilities Act (ADA) prohibits the Board from discriminating on the basis of disability in its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting Jaime Shapiro, Executive Director, at 602-364-3061. Requests should be made as early as possible to allow time to arrange the accommodation.

State of Arizona Psychiatric Security Review Board

A handwritten signature in blue ink that reads "Jaime Shapiro".

Jaime L. Shapiro, Executive Director

Posted at <http://azdhs.gov/psrb>  
On August 26, 2019

*Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations, such as sign language interpreters. Requests should be made as early as possible to allow time to arrange the accommodation. This document is available in alternative format upon request.*

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**Assistant Attorney General**  
Thomas Raine, Esq.

**AGENDA**

**August 30, 2019 at 1:00 p.m.**  
PSRB Hearing Room  
Arizona State Hospital  
2500 East Van Buren Street  
Phoenix, AZ 85008

*The Psychiatric Security Review Board (PSRB) Chair reserves the right to change the order of items on the Agenda and may set aside matters to a later time. For any item on the Agenda, the PSRB may vote to move into Executive Session pursuant to Arizona Revised Statutes (A.R.S.) § 38-431.03(A)(3) for purpose of seeking legal advice from the PSRB's Attorney. The Agenda is subject to change up to 24 hours prior to the meeting.*

**I. Call To Order**

**II. Statutory Hearings:**

*The PSRB may vote to move into Executive Session for any statutory hearing to discuss and/or take testimony regarding confidential information pursuant to A.R.S. § 38-431.03(A)(2).*

**A. Discussion and possible action related to WALTER GRAY MCCARTHY (10-13) and hearing pursuant to A.R.S. § 13-3994(H).**

ASH is recommending conditional release to ASH, phase two, level four. Tammy Wray, Esq. Attorney. Maricopa County/Community Reintegration Unit.

**B. Discussion and possible action related to RAPHAEL NYAGONG WANI (08-06) and hearing pursuant to A.R.S. §§ 13-3994(N) and 31-502(A)(5).**

The PSRB will consider whether to continue, modify, or terminate conditional release; ASH is recommending continuation of conditional release to the community. Tammy Wray, Esq. Attorney. Maricopa/Saguaro Unit.

**C. Discussion and possible action related to LUTHER CESAR CRUZ (17-03) and hearing pursuant to A.R.S. § 13-3994(H).**

ASH is recommending conditional release to ASH, phase one, levels one and two. Stefanie Jones-Campbell, Esq. Attorney. Pinal County/Cottonwood Unit.

*Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations by contacting the PSRB office at 602-364-3061.*

- D. Discussion and possible action related to **KEITH LAWRENCE FRAZIER (17-11)** and hearing pursuant to A.R.S. § 13-3994(F).  
Initial hearing; there is no recommendation. Nora Greer, Esq. Attorney. Pima County/Piñon Unit.
- E. Discussion and possible action related to **BILLIE JO PETERS (03-09)** and hearing pursuant to A.R.S. § 13-3994(M).  
The PSRB will determine if Ms. Peters' return to ASH was justified. Ashley Blum, Esq., Attorney. Maricopa County/Saguaro Unit.
- F. Discussion and possible action related to **KING JUSTICE ALLAH (17-12)** and hearing pursuant to A.R.S. § 13-3994(F).  
Initial hearing; there is no recommendation. Ashley Blum, Esq., Attorney. Maricopa County/Sago Unit.

**III. Discussion and Possible Action Related to:**

- A. Scott E. Kirkorsky, M.D. and Joseph D. Bloom, M.D. will discuss their paper on Arizona's Post-Insanity Defense Procedures.
- B. Staff request to omit CRC Reports from patient packets unless specifically requested.
- C. Authorization to Use and Disclose Protected Health Information to the PSRB
- D. Executive session for legal advice pursuant to A.R.S. § 38-431.03(A)(3) regarding the PSRB's interpretation of A.R.S. § 13-3994(I).
- E. Executive session for legal advice pursuant to A.R.S. § 38-431.03(A)(3) regarding July 10, 2019 oral argument and resulting order entry of Case No. LC2018-000217-001 DT.
- F. Potential amendments to A.R.S. §§ 13-502, 13-3993, 13-3994, 31-501, and 31-502.
- G. Nomination and election for Vice-Chair to fulfill term until January 2020.

**IV. Discussion, Amendment, and Approval of Minutes:**

- A. Open session minutes from the May 31, 2019, meeting.
- B. Open session minutes from the July 26, 2019, meeting.
- C. Executive session minutes from the July 26, 2019, meeting.
- D. Open session minutes from the August 20, 2019, meeting.

**V. Identification of Future Agenda Items**

**VI. Adjournment**