

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA**

IN THE MATTER OF SECURING
COURT FACILITIES

ADMINISTRATIVE ORDER
No. 2014-085

WHEREAS, the Legislature passed and the Governor signed Senate Bill 1266, which authorizes an elected or appointed judicial officer to carry a deadly weapon in the court facility in which the judicial officer works, subject to rules and policies adopted by the Presiding Judge;

WHEREAS, the Presiding Judge is required to establish court security policies and procedures to provide a safe work environment for judicial employees, litigants and users of the court pursuant to Arizona Supreme Court Administrative Order 2005-32; and

WHEREAS, the below policies seek to ensure compliance with Senate Bill 1266 while maintaining a safe environment for all who enter a court facility;

IT IS ORDERED adopting the following as the policy of the Superior Court in Maricopa County effective July 24, 2014:

1. Before bringing a firearm into a court facility, each judicial officer who wants to carry in the court facility in which he or she is assigned, shall provide proof of demonstrated competence, information regarding how frequently the judicial officer plans to carry the firearm in a court facility, and a description of the firearm including the type of firearm, make, model, serial number, and caliber. The Office of the Presiding Judge will maintain a confidential/security sensitive list of this information. The entire list shall be provided to court security and a list of the Justices of the Peace who meet the requirements to carry in a court building shall be provided to the Presiding Justice of the Peace.
2. The authorization to carry a firearm is limited to the court facility in which the judicial officer is regularly scheduled to preside over court proceedings.
3. The authorization to carry a firearm is subject to the same requirements regarding personal litigation as those for law enforcement officers in Maricopa County Superior Court Administrative Order 2013-165.

4. The firearm must remain on the person of the judicial officer at all times or in a secured lock box that has been approved by security. The judicial officer and security shall be the only ones who have access to the key for the lock box.
5. The judicial officer shall immediately notify security if the firearm is lost or misplaced on court premises.
6. The firearm shall be concealed and carried in a security holster that makes it more difficult for someone to take their firearm off their person.
7. The judicial officer is responsible to ensure that no other individual accesses or handles the firearm.
8. The judicial officer shall not unholster, display, or discharge the firearm, unless the judicial officer reasonably believes the use of deadly force is immediately necessary to protect himself/herself or a third person against another's use or attempted use of unlawful deadly physical force.
9. If the judicial officer unholsters, displays, and/or discharges a firearm on court property, including but limited to buildings, plazas, and parking lots, the judicial officer shall immediately notify the appropriate law enforcement agency for the facility, the Presiding Judge, the Presiding Justice of the Peace if the judicial officer is a Justice of the Peace, and Court Security of the incident and the circumstances of the incident.
10. The Presiding Judge may revoke, or temporarily suspend, authorization to carry a firearm for any of the reasons listed in Arizona Code of Judicial Administration section 6-113, subsections (G)(6)(a) through (f), (j), (k), and (p) through (s).
11. If the rules and policies relating to carry a firearm are violated, the Presiding Judge may prohibit the judicial officer from carrying a firearm or require the firearm remain in a secured lock box in the court building.

IT IS FURTHER ORDERED that these policies shall apply to Superior Court Judges, full-time Superior Court Commissioners, and Justices of the Peace in Maricopa County.

Dated this 16th day of June, 2014.

/s/ Norman J. Davis

Norman J. Davis
Presiding Judge

Original: Clerk of the Superior Court

Copies: Superior Court Judges and Commissioners
Justices of the Peace in Maricopa County
Hon. Michael K. Jeanes, Clerk of the Superior Court
Raymond L. Billotte, Judicial Branch Administrator
James Vance, Justice Courts Administrator
Department of Court Security