

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

IN THE MATTER OF ACCESS TO CLOSED)	ADMINISTRATIVE ORDER
AND CONFIDENTIAL RECORDS FOR)	NO. 2014-094
DUALLY-INVOLVED YOUTH CASES,)	
PROGRAMS, AND SERVICES)	
_____)	

WHEREAS, children involved in delinquency, dependency, and severance cases in the Superior Court in Maricopa County (“Court”) are frequently ordered to a term of probation with the Maricopa County Juvenile Probation Department (“JPD”), and these children often have contact with the Arizona Department of Child Safety (“DCS”); and

WHEREAS, the Court, JPD, and DCS are participating in programs to better serve children who are receiving or have received services from child welfare and been involved in the juvenile justice system, also referred to as dually-involved youth; and

WHEREAS, dually-involved youth programs and services improve child welfare and enhance the administration of justice; and

WHEREAS, providing JPD and DCS with records and information regarding dually-involved youth improves the determination, delivery, continuity, tracking, and reporting of services for dually-involved youth,

WHEREAS, implementation of dually-involved youth programs and services requires the Court, JPD, and DCS to provide one another records and information regarding dually-involved youth; and

WHEREAS, Rules 19 and 47 of the Rules of Procedure for the Juvenile Court and Rule 123 of the Rules of the Supreme Court authorize release of closed records of the Court and JPD upon court order; and

WHEREAS, the Privacy Rule of the Federal Health Insurance Portability and Accountability Act of 1996 (“HIPAA”) and the Federal Code of Regulations in 45 C.F.R. 164.512(e)(1) authorizes the disclosure of protected information pursuant to a court order;

IT IS ORDERED that in addition to any public records, the Court may provide dependency and severance records to JPD to enable probation to effectively establish a case plan, assist with treatment and placement, and gather statistics for best practices for dually-involved youth.

IT IS ORDERED that in addition to any public records, pursuant to the directives of the Court, JPD may provide limited records from the social file related to dually-involved youth to DCS case workers and staff assigned to the dually-involved youth's case or working on establishing and evaluating programs and services for dually-involved youth, and JPD and DCS may provide records from the social file related to dually-involved youth to service providers only as necessary for the treatment and placement of dually-involved youth.

IT IS FURTHER ORDERED any records provided to JPD, DCS, or any service provider under this Administrative Order may only be used for the purposes provided in this Administrative Order. Further dissemination of any data or records is strictly prohibited, except as authorized by statute or court order.

Dated this 15th day of July, 2014.

/s/ Colleen A. McNally

Colleen A. McNally
Juvenile Court Presiding Judge

Original: Clerk of the Superior Court

Copies: Hon. Norman J. Davis, Presiding Judge
Juvenile Court Judges and Commissioners
Hon. Michael K. Jeanes, Clerk of the Court
Raymond Billotte, Judicial Branch Administrator
Eric Meaux, Chief Juvenile Probation Officer
Richard Woods, Deputy Court Administrator
Sheila Tickle, Juvenile Court Administrator
Charles Flanagan, Director of Department of Child Safety