

**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
CONFIDENTIAL AND WORK PRODUCT	)	NO. 2015-029
RECORDS AND INFORMATION OF THE	)	
JUVENILE PROBATION DEPARTMENT	)	
_____	)	

WHEREAS, Arizona State University ("ASU") is conducting an evaluation of whether youth who receive treatment services are more successful than youth who do not receive treatment services, and whether AOC-funded services are more effective than services provided by other funding sources; and

WHEREAS, the University of Arizona ("UA") is conducting an evaluation of whether the density of pro-social organizations reduces juvenile recidivism; and

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 probation terms often include requirements that may be fulfilled through treatment services or participation in pro-social organizations; and

WHEREAS, ASU and UA require data from JPD to conduct their respective evaluations; and

WHEREAS, JPD seeks to provide effective treatment services for juveniles and to reduce recidivism, would benefit from the results of these studies, and desires to obtain the results of the evaluations; and

WHEREAS, Rule 123(d)(1)(B) of Rules of the Arizona Supreme Court provides: "all juvenile adoption, dependency, severance and other related proceedings are closed to the public as provided by law unless opened by court order"; "[a]ll information and records obtained in the course of evaluation, examination or treatment of juveniles who have been referred to a treatment program funded by the juvenile probation fund (pursuant to ARS § 8-321) or the family counseling fund (ARS § 8-261 et seq.) are confidential and shall not be released unless authorized by rule or court order"; and "[t]hese records include, but are not limited to, clinical records, medical reports, laboratory statements and reports, or any report relating to diagnostic findings and treatment of juveniles, or any information by which the juvenile or his family may be identified, wherever such records are maintained by the court"; and

WHEREAS, the social file is closed pursuant to Rule 19(A)(2) of the Rules of Procedure for the Juvenile Court;

WHEREAS, Rule 19 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, JPD has entered into a Memorandum of Understanding/Record Access Agreement with ASU and UA regarding the data to be provided to ASU and UA as required by the Arizona Code of ;

**IT IS ORDERED** as follows:

1. Subject to the terms of the Memorandum of Understanding/Record Access Agreement, the Juvenile Probation Department is authorized to provide demographic information, treatment information, probation violation information, new offense information, assessment information, non-identifying victim information, and other work product of the Juvenile Probation Department to the principal researcher at the School of Criminology and Criminal Justice at ASU for approximately 4,500 juveniles and to the principal researcher at the School of Sociology at UA for approximately 30,000 juveniles.
2. The data will be provided electronically in a format and at intervals agreed upon by the Juvenile Probation Department and the respective universities.
3. The exact data to be provided will be agreed upon by the Juvenile Probation Department and the respective universities.
4. ASU and UA shall secure all data, records, and information provided by the Juvenile Probation Department and shall not share, copy, or use the data, records, and information except as authorized in this order and the Memorandum of Understanding/Record Access Agreement and this order.
5. ASU and UA shall ensure that only their respective employees, researchers, students, interns, externs and/or volunteers who have been approved by the Juvenile Probation Department have access to the data, records, and information provided under this order.
6. ASU and UA shall provide a draft of the evaluation when available to the Juvenile Probation Department prior to publication, and shall provide a copy of the final evaluation to the Juvenile Probation Department and Juvenile Presiding Judge. The final evaluation shall not include personal identifiers or any information which may be used to identify a specific juvenile, treatment provider, probation officer, or victim.

7. When the evaluation has been completed and the data, records, and information are no longer needed, ASU and UA shall destroy all records and information, and shall confirm to the Juvenile Probation Department that the data, records, and information have been destroyed.

**IT IS FURTHER ORDERED** that ASU and UA shall provide a copy of the final evaluation to the Presiding Judge and this Administrative Order terminates upon receipt of the final evaluation to the Juvenile Presiding Judge and the Chief Probation Officer.

Dated this 12th day of March, 2015.

/s/ Colleen A. McNally

---

Colleen A. McNally  
Juvenile Court Presiding Judge

Original: Clerk of the Superior Court

Copies: Hon. Norman J. Davis, Presiding Judge  
Raymond Billotte, Judicial Branch Administrator  
Eric Meaux, Chief Juvenile Probation Officer  
Richard Woods, Deputy Court Administrator  
Sheila Tickle, Juvenile Court Administrator  
Dr. Nancy Rodriguez, Associate Dean of the College of Public Programs  
and Professor in the School of Criminology and Criminal Justice,  
Arizona State University  
Kendra Thompson-Dyck, Doctoral Student, University of Arizona