

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

IN RE THE MATTER OF) ADMINISTRATIVE
ORDER)
) NO. 93-029
CRIMINAL HISTORY)
RECORD INFORMATION)
_____)

The Courts must consider a defendant's criminal history, data and information when making a release determination as well as at the time of sentencing. Additionally, criminal history record information may be found to be relevant and admissible evidence under Rule 404, Arizona Rules of Evidence.

Criminal history record information must be provided to defense counsel under the Arizona Rules of Criminal Procedure, Rule 15.1 et seq. The County Attorney deems all such criminal history record information as discoverable under Rule 15.1. Therefore, it is clearly appropriate for the Adult Probation Department and the Pre-Trial Services Agency to disseminate criminal history information in their respective reports to defense counsel.

Accordingly, it is

ORDERED that criminal defense attorneys shall have access to and be provided with their client's criminal history record information.

ORDERED that access to the defendant's criminal history record information is limited only to assigned defense counsel of record and is limited to only that period of time that defense counsel is representing that defendant.

DONE IN CHAMBERS ON April 5, 1993.

C. Kimball Rose
Presiding Judge

Original: Clerk of Court

Copies: Judge Reinstein, Presiding Criminal Judge
Norman Helber, Chief Adult Probation Officer
Gordon Griller, Court Administrator

Marcus Reinkensmeyer, Deputy Court Administrator