

## ARIZONA JUDICIAL COUNCIL

### Request for Council Action

---

<b>Date Action Requested:</b>	<b>Type of Action Requested:</b>	<b>Subject:</b>
March 24, 2016	<input checked="" type="checkbox"/> Formal Action/Request <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Rule 41, Form 2, Arrest Warrant Form, Rules of Criminal Procedure

---

#### **FROM:**

Mr. Patrick Scott, Court Services Division, Administrative Office of the Courts (AOC)

#### **DISCUSSION:**

A recent modification to Arizona Rules of Criminal Procedure, Rule 41, Form 2, the arrest warrant form approved by the Supreme Court resulted in multiple comments from stakeholders statewide. The Administrative Office of the Courts held two meetings to address those issues. Mr. Scott will provide the Council with a recap of those discussions and present the suggested changes as a result of these public comments.

#### **RECOMMENDED COUNCIL ACTION:**

The AOC requests that the Arizona Judicial Council recommend that the Supreme Court adopt the warrant forms as amended for mandatory use statewide.



X

COURT

X

County, Arizona

Reserved for file stamp

<b>STATE OF ARIZONA</b>	<b>Plaintiff</b>
-vs	
X _____	
Defendant(s) (First, MI, Last) *Address	

<b>ARREST WARRANT</b>
<b>CASE NO.</b>
X

**TO: ANY AUTHORIZED LAW ENFORCEMENT OFFICER, YOU ARE COMMANDED** to arrest and bring the defendant before this court. If this court is unavailable or if the arrest is made in another county, you shall take the defendant before the nearest or most accessible Magistrate. The defendant is accused of an offense or violation based on the following:

X [ List reason for issuing the warrant ] [Include interstate compact statement for probation violations]

**EXAMPLE: A.R.S. 13-901 (C) – PROBATION VIOLATION ACCH 5012 - Interstate Compact violation**

This offense or violation is briefly described as follows:

Offense Date	Statute/Rule & Literal Description	Class
X _____	A.R.S. §X _____	X _____
X _____	A.R.S. §X _____	X _____
X _____	A.R.S. §X _____	X _____
X _____	A.R.S. §X _____	X _____
X _____	A.R.S. §X _____	X _____

The defendant may be released if a \$X [secured appearance] [cash] [unsecured appearance] bond is posted by or on behalf of the accused OR

The defendant is not eligible for release on bond. [Explain / add additional orders of the court] [Add fingerprint instruction if known – 01 criminal history, 04 ID print, 09 civil]

Yes  No  Unknown The offense is, or is materially related to, a victims’ rights applicable offense.

BY ORDER OF: The Honorable X, Judge of X Court. [ If signed by the deputy clerk]

X \_\_\_\_\_  
Date [Printed name of the Judge or Deputy Clerk of Superior Court]

SEX: X	RACE: X	DOB: X	HGT: X	WGT: X	EYES: X	HAIR: X
ADDRESS: [TYPE: X] _____ ]						
COURT ORI:		WARRANT #: X*		EXTRADITION: [TYPE: X] _____ ]*		
DL#: X*		STATE: X*		PURGE DATE: X*		
LE AGENCY: X [Arresting Agency]		CITATION #: X*		DR #: X*		

\*optional information can vary by court and may include the last four digits of the defendant’s SSN

**CERTIFICATE OF EXECUTION**

I certify that the defendant was arrested at \_\_\_\_\_ a.m./p.m. on \_\_\_\_\_, 20\_\_\_\_, (month) (day) (year) and presented defendant before Judge \_\_\_\_\_ at \_\_\_\_\_.

\_\_\_\_\_  
Date Agency Deputy Sheriff / Officer Badge #