

IN THE SUPREME COURT OF THE STATE OF ARIZONA

In the Matter of:)	
)	
AMENDING ARIZONA CODE OF)	Administrative Order
JUDICIAL ADMINISTRATION)	No. 2021 - <u>21</u>
§ 6-106: PERSONNEL PRACTICES)	(Affecting Administrative
)	Order No. 2019-64)
)	

Pursuant to the Arizona Code of Judicial Administration (ACJA) § 1-201(E), the Chief Justice may adopt technical changes in existing administrative code sections by administrative order without prior distribution for comment and action by the Arizona Judicial Council.

Therefore, pursuant to Article VI, Section 3, of the Arizona Constitution,

IT IS ORDERED that the amendments to ACJA § 6-106 as indicated on the attached document are adopted. All other provisions of § 6-106 remain unchanged and in effect.

Dated this 3rd day of February, 2021.

ROBERT BRUTINEL
Chief Justice

ARIZONA CODE OF JUDICIAL ADMINISTRATION

Part 6: Probation

Chapter 1: General Administration

Section 6-106: Personnel Practices

A. through H. [No change]

I. Disqualifiers for Officer and Safety Sensitive Position Applicants.

1. Departments shall disqualify an applicant for appointment if:

a. – b. [No change]

c. The applicant is awaiting trial for, or has been convicted of the following misdemeanor criminal offenses in this state or similar offenses in another state or jurisdiction:

(1) – (2) [No change]

(3) More than one offense while legally ~~intoxicated~~ under the influence (impaired to the slightest degree) within 36 months.

d. – e. [No change]

f. The applicant has been disciplined for more than one incident for use of alcohol or cannabis/marijuana during previous employment.

g. [No change]

J. through K. [No change]

L. Drug Testing. The AOC, in conjunction with the Committee on Probation (COP) shall determine methodologies for drug testing. The department shall adopt and integrate policies and procedures for pre-employment, random sampling and reasonable suspicion drug screening for illegal substances which conforms to the model policy established by the AOC. This model policy is attached and incorporated as Appendix A, “Model Policy for Drug Testing”.

1. [No change]

2. An AOC approved vendor shall conduct employee drug tests for the use of the following drugs, or classes of drugs:

b. ~~Cannabis~~ Cocaine;

c. ~~Cocaine~~ Opiates;

d. ~~Opiates~~ Amphetamines/Methamphetamine;

- e. ~~Amphetamines/Methamphetamine~~ Ecstasy (MDMA);
- f. ~~Eestasy (MDMA)~~ Oxycodone;
- g. ~~Alcohol (only for pre-employment and reasonable suspieion testing)~~ Heroin;
- h. ~~Oxycodone~~ Alcohol (only for pre-employment and reasonable suspicion testing);
- i. ~~Heroin~~ Cannabis/marijuana (only for pre-employment and reasonable suspicion testing).

3. [No change]

M. [No change]