

IN THE SUPREME COURT OF THE STATE OF ARIZONA

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In the Matter of: )  
)  
ESTABLISHING PROCEDURES FOR ) Administrative Order  
WARRANTS ISSUED UNDER A.R.S. ) No. 2025 - 170  
§ 13-3897 )  
)  
)  
\_\_\_\_\_ )

Senate Bill (SB) 1232 becomes effective on September 26, 2025. SB 1232 amends A.R.S. § 13-3897 to create a new basis for issuing an initial arrest warrant for the alleged commission of a felony offense. Specifically, A.R.S. § 13-3897 as amended will require that a warrant be issued if an affidavit is presented to a magistrate alleging a person has committed a felony offense, and the magistrate determines that probable cause exists that the person named committed the alleged offense.

This Court adopted on an emergency basis, basic rules to allow for the implementation on this new statute. Comments are now being taken. During the period between September 26<sup>th</sup> and when this Court takes final action on proposed rules, stakeholders believe it is necessary to establish some basic standardized procedures and processes for these warrants, including establishing a standard warrant form.

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

IT IS ORDERED that interim Forms 2(c) and 2(d) attached hereto as Appendix A are adopted. Form 2(c) is required for use and must be provided by the requestor at the time the affidavit is presented to the magistrate. Form 2(d) or a substantial equivalent is required for use.

IT IS FURTHER ORDERED that courts and requestors may make non-substantive formatting modifications to Form 2(c) as may be necessary to implement electronic versions.

IT IS FURTHER ORDERED that the Administrative Director of the Administrative Office of the Courts is authorized to modify interim Forms 2(c) and 2(d) by administrative directive if necessary.

IT IS FURTHER ORDERED that the return on a warrant issued under A.R.S. § 13-3897(A) must be made to the issuing court within 72 hours of arrest. The return must be made in person or by facsimile, electronic means, or in a manner permitted by the court.

IT IS FURTHER ORDERED that all courts, including Clerks, shall maintain a record of warrants the court issues under A.R.S. § 13-3897, including the warrant, affidavit, and related documents, and shall use a tracking or indexing system in which each warrant is assigned a unique identifier.

IT IS FURTHER ORDERED that courts, including Clerks, shall not make publicly available any information regarding the request for or issuance of a warrant under A.R.S. § 13-3897 until proof of service of the warrant has been provided to the court, except that law enforcement may be provided access to these records when necessary to carry out their official responsibilities.

Dated this 10th day of September, 2025.

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ANN A. SCOTT TIMMER  
Chief Justice

# **APPENDIX A**

<b>IN RE:</b>
_____
Name (First, Middle, Last)
<input type="checkbox"/> DV [check if applicable]

<b>PROBABLE CAUSE ARREST WARRANT (A.R.S. § 13-3897A)</b>
<b>Court Record No.</b>
<b>Warrant No.</b>
<b>01 Fingerprints required upon arrest</b>

For Court Use
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**TO: ANY AUTHORIZED LAW ENFORCEMENT OFFICER**

**PROBABLE CAUSE HAVING BEEN FOUND** that the person named above has committed the felony offense(s) listed below,

**YOU ARE COMMANDED** to arrest and bring the named person to the nearest or most accessible magistrate in this county unless the arrest is made in another county. In such case, you must take the named person before the nearest or most accessible magistrate in that county or a magistrate in the county where the alleged offense was committed.

Offense Date	Statute/Rule & Literal Description	Class
_____	_____ <i>[To be completed by law enforcement]</i>	_____
_____	_____	_____

**To be completed by the magistrate:**

The named person must **NOT** be released on bond or own recognizance without having an initial appearance before a magistrate.

This warrant is void if it is not executed within 90 days from the issuance date, unless a different date is specified here \_\_\_\_ / \_\_\_\_ /20\_\_.

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

Issued date \_\_\_\_\_ Magistrate Signature \_\_\_\_\_ Magistrate Printed Name \_\_\_\_\_

**Law enforcement to complete all known information below:**

SEX:	RACE:	DOB:	HGT:	WGT:	EYES:	HAIR:
ADDRESS: [TYPE:]						
COURT ORI:		EXTRADITION:		LE AGENCY:		
DR#:		STATE:		SSN (LAST 4):		
DL#:		YEAR:		MAKE:	MODEL:	STYLE:
VIN:						
Upon service, immediately contact <i>(name)</i> at <i>(phone number)</i> .						
Other (e.g., special instructions, etc.):						

**CERTIFICATE OF EXECUTION**

I certify that the named person was arrested at \_\_\_\_\_ a.m./p.m. on \_\_\_\_\_, 20\_\_\_\_, (month) (day) (year)

and presented the named person before Judge \_\_\_\_\_ at \_\_\_\_\_.

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

**THIS WARRANT MUST BE RETURNED TO ISSUING COURT WITHIN 72 HOURS OF EXECUTION.**

COURT

County, Arizona

<b>IN RE:</b>
NAME (First, Middle, Last)

<b>AFFIDAVIT IN SUPPORT OF PROBABLE CAUSE ARREST WARRANT (A.R.S. § 13-3897A)</b>
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For Court Use
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**A. SUSPECT INFORMATION**

DR#:	DOB:	Sex:	Race:
Height:	Weight	Eye Color	Hair Color
Address:			

**B. OFFENSE INFORMATION**

Statutes & Descriptions:	
Offense Date:	Offense Location:

**C. PROBABLE CAUSE STATEMENT**

Provide a summary and include the facts which establish probable cause for the crime(s) for which the warrant is being requested. Use additional pages or an attachment if necessary.

<p>The following establishes probable cause that the named individual committed the listed felony offense(s):</p>
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**D. AFFIRMATION** - I certify (declare) under penalty of perjury that the foregoing is true and correct.

Officer Name:	Agency:	
Date:	Signature:	Serial Number: