

IN THE SUPREME COURT OF THE STATE OF ARIZONA
ADMINISTRATIVE OFFICE OF THE COURTS

In the Matter of:)	
)	
PROTOCOLS FOR ADULT PROBATION)	Administrative Directive
DEPARTMENTS REGARDING)	<u>No. 2007- 05</u>
FOREIGN BORN PROBATIONERS)	
)	
)	

Administrative Order No. 2007-86, signed November 29, 2007 provides:

On January 1, 2008, the enactment of A.R.S. § 23-212 will directly impact the probation programs in the State of Arizona. A.R.S. § 23-212 places sanctions on Arizona employers who knowingly employ undocumented alien workers. In order to act consistently with A.R.S. § 23-212 and federal law, any probation requirement concerning employment must be limited to those who are legally authorized to work in the United States. To implement this policy, the Arizona Judicial Council (AJC) approved amendments to the above-captioned Arizona Code of Judicial Administration (ACJA) sections. Also, Protocols are necessary to effect changes in probation department practices.

Further, the Chief Justice ordered "that the Administrative Director shall adopt such Protocols as are necessary to implement statewide standards regarding confirming legal employment eligibility for foreign born probationers."

AOC staff developed recommended statewide protocols, considering the input of a workgroup, Adult Probation Chiefs and Administrators, Immigration and Customs Enforcement, and those attending a statewide implementation training on December 7, 2007.

Now, therefore, pursuant to Administrative Order No. 2007-86,

IT IS DIRECTED that the above captioned protocols, attached hereto, governing documentation of identity and eligibility for lawful employment of foreign born probationers, be adopted.

IT IS FURTHER DIRECTED that these protocols are effective on and after the date of signature.

Dated this 18th day of December, 2007.

David K. Byers
Administrative Director