

IN THE SUPREME COURT OF THE STATE OF ARIZONA

In the Matter of:)	
)	
AMENDING ARIZONA CODE OF)	
JUDICIAL ADMINISTRATION)	Administrative Order
§ 6-211: INTERCOUNTY COURTESY)	No. 2018 - <u>93</u>
TRANSFERS)	(Affecting Administrative
)	Order No. 2018-76)
)	

Pursuant to the Arizona Code of Judicial Administration § 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 Arizona Code of Judicial Administration § 6-211 is amended as indicated on the attached document. All other provisions of § 6-211 remain unchanged and in effect.

Dated this 3rd day of October, 2018.

SCOTT BALES
Chief Justice

ARIZONA CODE OF JUDICIAL ADMINISTRATION
Proposal Cover Sheet
Part 6: Probation
Chapter 2: Adult Services
Section 6-211: Intercounty Courtesy Transfers

1. **Effect of the proposal:** Technical amendment in subsection F. 2. to conform to revisions in A.R.S. § 13-918 B.

2. **Significant new or changed provisions:** N/A

3. **Committee actions and comments:** N/A

4. **Controversial issues:** N/A

5. **Recommendation:** Recommend approval, with incorporated changes.

ARIZONA CODE OF JUDICIAL ADMINISTRATION
Part 6: Probation
Chapter 2: Adult Services
Section 6-211: Intercounty Courtesy Transfers

A. [No Changes]

B. Applicability. Article VI, Section 3 of the Arizona Constitution, A.R.S. § 12-254 and A.R.S. § 13-901, authorizes the Supreme Court to establish guidelines to govern the supervision of adult probationers.

C. Purpose. To provide uniform guidelines for the intercounty courtesy transfer and supervision of adult probationers within Arizona and ensure continuity of supervision to provide the probationer the best opportunity for positive behavioral change.

D. – E. [No Changes]

F. Financial Requirements.

1. All transferred probationers shall continue to remit payment for court-ordered assessments to the clerk of the superior court in the county where the probationer was sentenced, pursuant to departmental policies and procedures.
- ~~2. All transferred probationers on intensive probation supervision (IPS) shall surrender their paychecks for payment of court-ordered assessments pursuant to the departmental policies and procedures of the sending and receiving departments.~~
- ~~3~~2. The sending department shall suspend the probation service fee assessment of a transferred probationer if the probationer has also been sentenced to probation and ordered to pay a probation service fee assessment in the receiving county.
- ~~4~~3. The department having responsibility over the first conviction shall collect the probation service fee assessment if the transferred probationer has been placed on supervised probation with two or more departments and does not reside in the jurisdiction of any of the departments.
- ~~5~~4. A judge from the sending county may assess a probationer who requests a transfer additional amounts monthly as part of the probation service fees charged pursuant to A.R.S. § 13-901(A), following due consideration of the probationer's ability to pay the increased fee.
- ~~6~~5. Departments shall establish written policies and procedures regarding the assessment of any additional probation service fee for each transfer request.

G. – M [No Changes]