

IN THE SUPREME COURT OF THE STATE OF ARIZONA

In the Matter of:)
)
WAIVER OF PROBATION OFFICER) Administrative Order
MINIMUM HIRING REQUIREMENTS) No. 2019 - 108
FOR THE MOHAVE COUNTY ADULT)
PROBATION DEPARTMENT)
_____)

A.R.S. § 12-251(C) provides, “Probation department personnel shall qualify under minimum standards of experience and education established by the supreme court. Such standards may differ for counties of less than three hundred thousand persons from counties with three hundred thousand persons or more.” ACJA § 6-106(F)(3)(a), Personnel Practices, states that probation officers must possess “At minimum, a bachelor’s degree with a preference in the behavior sciences or a related field from an accredited college or university.”

The Presiding Judge of the Superior Court in Mohave County has requested a waiver of this requirement pursuant to A.R.S. § 12-251(C). Mohave County is a county of less than three hundred thousand persons and has experienced a hardship in the ability to recruit deputy probation officers who meet educational experience requirements as stated in ACJA § 6-106(F)(3)(a). Mohave County has identified a current surveillance officer applicant who does not have the required probation officer educational experience as stated in ACJA § 6-106(F)(3)(a) for hire as a probation officer. The waiver will permit the Mohave County Probation Department to hire Evelyn Smith from the list of surveillance officer applicants to the position of probation officer, contingent on meeting these requirements within a year from the date of this order.

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

IT IS ORDERED that a waiver of ACJA § 6-106(F)(3)(a) is granted regarding the educational requirements allowing the Mohave County Probation Department to appoint Evelyn Smith to the position of probation officer.

IT IS FURTHER ORDERED that this waiver is effective on and after the date of signature.

Dated this 11th day of September, 2019.

ROBERT BRUTINEL
Chief Justice