

IN THE SUPREME COURT OF THE STATE OF ARIZONA

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In the Matter of: )  
 )  
REPORTING ALIEN CONVICTIONS ) Administrative Order  
 ) No. 2007 - 71  
 ) (Affecting Administrative Order No.  
 ) 2006-47)  
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Administrative Order No. 2006-47 adopted certain administrative requirements for reporting alien convictions. Since the adoption of this Order, probation departments have developed different information exchange measures in coordination with Immigration and Customs Enforcement (ICE), a successor agency to the Immigration and Naturalization Service (INS). ICE has requested that if the immigration status of an offender is provided by ICE at booking, the inquiry/notification currently required by B(1) and B(2) of the Administrative Requirements at the presentence stage be discontinued since it is repetitive and unnecessary. The immigration status information provided by ICE at booking can be obtained by the probation department for the presentence report. If the immigration status of an offender is not determined at booking, the procedures described in B(1) and B(2) are still needed.

Now, therefore, pursuant to Article VI, Section 3, of the Arizona Constitution,

IT IS ORDERED effective immediately, that probation departments shall include the immigration status information found in booking records in the presentence report and the procedures described in B(1) and B(2) of the Administrative Requirements for Reporting of Alien Convictions adopted by Administrative Order No. 2006-47 shall not apply. If the immigration status of an offender was not determined at booking, the procedures provided in B(1) and B(2) shall continue to apply.

IT IS ORDERED that in all other respects Administrative Order No. 2006-47 remains in full force and effect until further order of this court.

Dated this 27th day of September, 2007.

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RUTH V. MCGREGOR  
Chief Justice