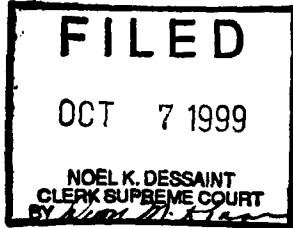


IN THE SUPREME COURT OF THE STATE OF ARIZONA



In the Matter of:)
)
SELECT COMMITTEE ACCESS TO)
RECORDS AND INFORMATION)
CONCERNING "JACKIE DOE")
)
)
)

Administrative Order
No. 99- 66

Governor Jane Dee Hull, Attorney General Janet Napolitano, and Chief Justice Thomas A. Zlaket have appointed Christopher Skelly, Alan Matheson, and Barbara Polk as a select fact-finding committee, the limited purpose for which is to examine on behalf of these state officers the policies and procedures followed by various non-adjudicative state officials and employees in dealing with a delinquent/dependent juvenile known as "Jackie Doe" (see Superior Court in Maricopa County File ## JD7161 and JV142954, Court of Appeals #1CA-SA-99-0190 and Supreme Court #CV-99-0343SA). This examination is deemed necessary as part of the administrative responsibilities and duties of the foregoing public officers, and is to be conducted for the benefit of dependent and/or delinquent juveniles who might be similarly situated in the future. In connection with its work, the Committee may require access to confidential, sealed juvenile information and records.

NOW THEREFORE, pursuant to the Supreme Court's administrative supervisory authority (Arizona Constitution Article 6, §3) over all of the courts of the state, including probation and foster care review functions, and pursuant to A.R.S. § 8-807, Rule 123 of the Supreme Court and Rule 19.1 of Procedure for the Juvenile Court, and in furtherance of the Court's responsibility for the State Foster Care Review Board which is charged with making recommendations concerning foster care laws, rules, policies and procedures (A.R.S. §8-515.04),

IT IS ORDERED that Barbara Polk, Alan Matheson, and Christopher Skelly, or any designee assigned by them to assist in their work, shall be provided access to any and all such records as may be relevant to these stated purposes at all reasonable times and at all reasonable places for a period of 90 days from the date of this order. State and local officials or other individuals involved in this matter, are authorized to share any relevant information with committee members and the committee's designees. The records and information shall remain confidential for all other purposes and to all other persons as required by law, or as otherwise ordered by a court of competent jurisdiction. The records may also be redacted, as determined by the presiding judge of the Maricopa County Juvenile Court, to the extent necessary to protect the identities and interests of juveniles and their families.

IT IS FURTHER ORDERED that because the Committee does not possess Constitutional authority to review the work of judicial officers, judicial decisions or the judicial decision-making process, the scope and nature of its work is specifically limited to non-adjudicatory functioning of persons and public agencies involved in the juvenile system.

IT IS FINALLY ORDERED that the Committee is authorized to report the results of its examination and make recommendations for changes in laws, rules, policies and procedures to the Governor, the Attorney General, Chief Justice and the State Foster Care Review Board for use in the performance of their respective duties. The Committee's examination and any report shall preserve the privacy of all children and families whose records are reviewed by avoiding disclosure of personally identifying information to persons or entities not otherwise entitled by law to this information. All such information shall remain confidential except by further order of this court. A copy of this administrative order shall forthwith be delivered to Jackie Doe and/or her attorney of record, the Presiding Judge of the Maricopa County Superior Court, the Presiding Juvenile Judge of said court, and such others as may, in the sound discretion of the Committee, be necessary.

Dated this 7th day of October, 1999.

THOMAS A. ZLAKET
Chief Justice