



Supreme Court

STATE OF ARIZONA

NOËL K. DESSAINT
CLERK OF THE COURT

402 ARIZONA STATE COURTS BUILDING
1501 WEST WASHINGTON STREET
PHOENIX, ARIZONA 85007-3231

KATHLEEN E. KEMPLEY
CHIEF DEPUTY CLERK

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September 27, 2005

RE: RULE 404(c), ARIZONA RULES OF EVIDENCE
Arizona Supreme Court No. R-05-0015

GREETINGS:

The following action was taken by the Supreme Court of the State of Arizona on September 22, 2005, in regard to the above-referenced cause:

ORDERED: Petition to Amend Rule 404(c), Arizona Rules of Evidence (Emergency Review Requested) = ADOPTED as modified, effective December 1, 2005.

Noel K Dessaint, Clerk

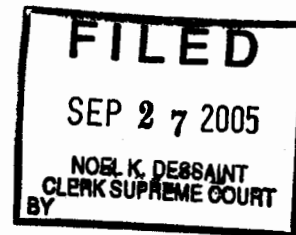
TO:

Steven J Twist and Glenn E Hamer, Arizona Voice for Crime Victims
Hon David R Cole, Judge, Maricopa County Superior Court
Hon Gregory H Martin, Judge, Maricopa County Superior Court
Hon Ronald S Reinstein, Judge, Maricopa County Superior Court
Andrew P Thomas, County Attorney, Maricopa County Attorney's Office
Attn: Philip J MacDonnell
Robert B Van Wyck, Chief Counsel, State Bar of Arizona
Rules Final List

jr

IN THE SUPREME COURT OF THE STATE OF ARIZONA

Supreme Court No. R-05-0015



ORDER AMENDING RULE 404(c)(4), RULES OF EVIDENCE

IT IS ORDERED amending Rule 404(c)(4), Rules of Evidence, as shown on the attachment hereto,* effective on December 1 , 2005.

DATED in the City of Phoenix, Arizona at the Arizona Courts Building, this 27th day of September, 2005.

For the Court:

A handwritten signature in black ink, appearing to read "Rebecca W. Berch". The signature is written over a horizontal line.

Rebecca White Berch
Vice Chief Justice

* Changes or additions to text are indicated by underlining and deletions from text are indicated by ~~strikeouts~~.

RULE 404(c)(4), RULES OF EVIDENCE

(4) As used in this subsection of Rule 404, the term "sexual offense" is as defined in A.R.S. Sec. 13-1420(C) and, in addition, includes any offense of first-degree murder pursuant to A.R.S. Sec. 13-1105(A)(2) of which the predicate felony is sexual conduct with a minor under Sec. 13-1405, sexual assault under Sec. 13-1406, or molestation of a child under Sec. 13-1410.