

IN THE SUPREME COURT OF THE STATE OF ARIZONA

In the Matter of:)
)
ESTABLISHING THE COMMITTEE ON) Administrative Order
TIME PERIODS FOR ELECTRONIC) No. 2015 - 68
DISPLAY OF SUPERIOR COURT)
CASE RECORDS)
_____)

As part of the Arizona Supreme Court’s strategic agenda, the Arizona Judicial Branch is digitizing court records to enhance public access to court services and improve the efficiency of court operations. Rule 123, Rules of the Supreme Court, as well as the records retention and destruction schedules in the Arizona Code of Judicial Administration (ACJA), related administrative orders, and various statutes govern the retention and management of case records throughout the Arizona Judicial Branch.

While a number of electronic records policies are in place, additional direction and clarification is needed to manage remote electronic access to superior court case records.

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

IT IS ORDERED as follows:

1. The Committee on Time Periods for Electronic Display of Superior Court Case Records is established.
2. PURPOSE: The Committee shall examine and make recommendations on the following questions regarding superior court case records designated as Records Series #1-18 on the Superior Court Records Retention and Disposition Schedule at ACJA § 3-402:
 - a. Should superior court case records for which there is a permanent retention period be accessible through remote electronic access indefinitely or for a finite period of time? If a finite period of time is deemed appropriate, what is the recommended duration period for each case type?
 - b. Should superior court case records for which there is not a permanent retention period be accessible through remote electronic access for the full duration of the retention period or a shorter period of time? If a shorter period of time is deemed appropriate, what is the recommended duration period for each case type?

3. MEMBERSHIP: The individuals listed in Appendix A are appointed as members of the Committee beginning upon entry of this Order and ending on July 30, 2016. The Chief Justice may appoint additional members as may be necessary.
4. MEETINGS: The Committee shall meet at the discretion of the Committee chair. All meetings shall comply with the public meetings policy of the Arizona Judicial Branch, ACJA § 1-202.
5. ADMINISTRATIVE SUPPORT: The AOC shall provide administrative support and staff for the Committee, who may, as feasible, conduct or coordinate research as requested by the Committee.

IT IS FURTHER ORDERED that the Committee shall report its recommendations to the Arizona Judicial Council not later than the Council's December 2015 meeting. Additionally, since court records are used by the general public and many different groups, including law enforcement, government entities, background search firms, credit reporting services, attorneys and their staff, and researchers, the Committee shall seek input from these stakeholders in addition to the general public in formulating recommendations.

Dated this 22nd day of July, 2015.

FOR THE COURT:

SCOTT BALES
Chief Justice

Appendix A

COMMITTEE ON TIME PERIODS FOR ELECTRONIC DISPLAY OF SUPERIOR COURT CASE RECORDS

Chair

Marcus Reinkensmeyer
Director, Court Services Division
Arizona Supreme Court, AOC

Members

David Bodney Attorney Ballard Spahr LLC	Andrew Silverman Director, Civil Rights Restoration Clinic James E. Rogers College of Law University of Arizona
Pamela Gates Judge Superior Court in Maricopa County	Jon Smith County Attorney Yuma County Attorney's Office
Toni Hellon Clerk of the Court Superior Court in Pima County	Amanda Stanford Clerk of the Court Superior Court in Pinal County
Lee Jantzen Judge Superior Court in Mohave County	Mikel Steinfeld Attorney Maricopa Public Defender
Eric Silverberg Court Administrator Superior Court in Cochise County	Billie Tarascio Attorney State Bar Representative