

Senate Engrossed

probation records; disclosure; exemptions

State of Arizona
Senate
Fifty-seventh Legislature
Second Regular Session
2026

SENATE BILL 1544

AN ACT

AMENDING TITLE 13, CHAPTER 9, ARIZONA REVISED STATUTES, BY ADDING SECTION 13-922; RELATING TO PROBATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 13, chapter 9, Arizona Revised Statutes, is
3 amended by adding section 13-922, to read:

4 13-922. Probation records; public records; exemptions;
5 definition

6 A. NOTWITHSTANDING ANY OTHER LAW, LAWS THAT GOVERN ACCESS TO
7 RECORDS OF THE JUDICIAL BRANCH DO NOT APPLY TO ADULT PROBATION
8 DEPARTMENTS, ADULT PROBATION OFFICERS OR COMMUNITY SUPERVISION UNITS.

9 B. NOTWITHSTANDING ANY OTHER LAW, ALL PROBATION RECORDS ARE PUBLIC
10 RECORDS SUBJECT TO TITLE 39, CHAPTER 1 AND MUST BE DISCLOSED ON REQUEST
11 UNLESS SPECIFICALLY EXEMPT UNDER THIS SECTION.

12 C. PROBATION RECORDS MUST BE REDACTED TO PROTECT ALL INFORMATION
13 LISTED IN THIS SUBSECTION. IF PROTECTION IS NOT POSSIBLE THROUGH THE
14 REDACTION, THE PROBATION RECORDS MUST BE WITHHELD TO PROTECT THE
15 FOLLOWING:

16 1. VICTIM INFORMATION, INCLUDING THE VICTIM'S NAME, ADDRESS,
17 TELEPHONE NUMBER AND PERSONAL IDENTIFYING INFORMATION.

18 2. IDENTIFYING INFORMATION OF MINORS.

19 3. MEDICAL, PSYCHOLOGICAL OR COUNSELING RECORDS.

20 4. ACTIVE CRIMINAL INVESTIGATIONS.

21 5. THE IDENTITY OF A CONFIDENTIAL INFORMANT.

22 D. IF A PROBATION RECORD IS WITHHELD PURSUANT TO SUBSECTION C OF
23 THIS SECTION, THE PROBATION DEPARTMENT MUST DO ALL OF THE FOLLOWING:

24 1. PROVIDE A WRITTEN EXPLANATION WITHIN TEN BUSINESS DAYS.

25 2. CITE THE STATUTE THAT JUSTIFIES THE NONDISCLOSURE.

26 3. INFORM THE REQUESTER OF THE RIGHT TO APPEAL.

27 E. A PERSON MAY APPEAL THE WITHHOLDING OF A PROBATION RECORD TO THE
28 COURT. THE COURT SHALL SET A HEARING ON AN ACTION UNDER THIS SECTION
29 WITHIN TWENTY BUSINESS DAYS AFTER THE REQUEST IS FILED.

30 F. A COURT MAY IMPOSE CIVIL PENALTIES FOR A VIOLATION OF THIS
31 SECTION AND MAY AWARD ATTORNEY FEES.

32 G. NOTWITHSTANDING ANY OTHER LAW, THE ADULT PROBATION DEPARTMENT
33 SHALL DISCLOSE A PERSON'S PROBATION RECORDS, INCLUDING RECORDS RELATED TO
34 TREATMENT AND EVALUATION, TO A PERSON WHO IS ON PROBATION ON THE REQUEST
35 OF THE PROBATIONER OR THE PROBATIONER'S ATTORNEY OR AUTHORIZED
36 REPRESENTATIVE.

37 H. FOR THE PURPOSES OF THIS SECTION, "PROBATION RECORDS" INCLUDE:

38 1. PROBATION VIOLATION REPORTS AND HISTORIES.

39 2. INTERNAL DIRECTIVES, POLICY MANUALS AND SUPERVISION PROTOCOLS.

40 3. RISK ASSESSMENT RESULTS.

41 4. CASE MANAGEMENT SUMMARIES.

42 5. AUDIT REPORTS, INSPECTION REPORTS AND PERFORMANCE REVIEWS.

43 6. COMMUNICATIONS BETWEEN PROBATION OFFICERS AND SUPERVISING
44 AGENCIES.

45 7. REVOCATION FILINGS AND OUTCOMES.

46 8. DATA ON HIGH-RISK CASES, ABSCONDERS, FAILURES TO APPEAR AND
47 INTERVENTIONS.