

FILED  
AMANDA STANFORD  
CLERK OF SUPERIOR COURT

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF PINAL 2010 DEC 17 PM 12:04

BY \_\_\_\_\_ **EAM**  
DEPUTY

IN THE MATTER OF ACCESS TO CLOSED )  
AND CONFIDENTIAL RECORDS FOR )  
DUALY-INVOLVED YOUTH CASES, )  
PROGRAMS, AND SERVICES )  
\_\_\_\_\_ )

ADMINISTRATIVE ORDER  
NO. AO 201800046

WHEREAS, children involved in delinquency, dependency, and severance cases in the Superior Court in Pinal County ("Court") are frequently ordered to a term of probation with the Pinal County Juvenile Court Services ("JCS"), and these children often have contact with the Arizona Department of Child Safety ("DCS"); and

WHEREAS, the Court, JCS and DCS are participating in programs to better serve children who are receiving or have received services from child welfare and been involved in the juvenile justice system, also referred to as dually-involved youth; and

WHEREAS, dually-involved youth programs and services improve child welfare and enhance the administration of justice; and

WHEREAS, providing JCS and DCS with records and information regarding dually-involved youth improves the determination, delivery, continuity, tracking, and reporting of services for dually-involved youth; and

WHEREAS, implementation of dually-involved youth programs and services requires the Court, JCS, and DCS to provide one another records and information regarding dually-involved youth; and

WHEREAS, Rules 19 and 47 of the Rules of Procedure for the Juvenile Court and Rule 123 of the Rules of the Supreme Court authorize release of closed records of the Court and JCS upon a court order; and

WHEREAS, the Privacy Rule of the Federal Health Insurance Portability and Accountability Act of 1996 ("HIPAA") and the Federal Code of Regulations in 45 C.F.R. 164.512(e)(1) authorizes the disclosure of protected information pursuant to a court order; and

WHEREAS, the Family Educational Rights and Privacy Act of 1965 ("FERPA") and 20 U.S. Code Section 1232g authorizes the disclosure of educational and personally identifiable information to a state child welfare agency, such as DCS;

IT IS ORDERED that in addition to any public records, the Court may provide dependency and severance records to JCS to enable probation to effectively establish a

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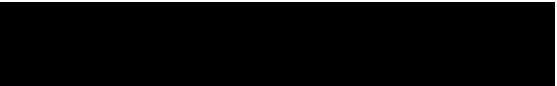
case plan, assist with treatment and placement, and gather statistics for best practices for dually-involved youth.

IT IS ORDERED that in addition to any public records, pursuant to the directives of the Court, JCS may provide limited records from the social file related to dually-involved youth to DCS case workers and staff assigned to the dually-involved youth's case or working on establishing and evaluating programs and services for dually-involved youth, and JCS and DCS may provide records from the social file related to dually-involved youth to service providers only as necessary for the treatment and placement of dually-involved youth.

IT IS FURTHER ORDERED any records provided to JCS, DCS, or any service provider under this Administrative Order may only be used for the purposes provided in this Administrative Order. Further dissemination of any data or records is strictly prohibited, except as authorized by statute or court order.

Dated this 17 day of December, 2018.

  
Honorable Daniel A. Washburn  
Juvenile Court Presiding Judge

  
Honorable Stephen F. McCarville  
Presiding Judge, Pinal County Superior Court

Original: Clerk of the Superior Court

Copies: Hon. Stephen F. McCarville, Presiding Judge  
Juvenile Court Judges and Commissioners  
Clerk of the Court  
Court Administrator  
Juvenile Court Services Director  
Chief Juvenile Probation Officer  
Director of Department of Child Safety