

REFERENCE TITLE: victims' rights; probation matters; notification

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
First Regular Session  
2007

## **HB 2574**

Introduced by  
Representative Lujan

AN ACT

AMENDING SECTION 13-4415, ARIZONA REVISED STATUTES; RELATING TO VICTIMS' RIGHTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2 Section 1. Section 13-4415, Arizona Revised Statutes, is amended to  
3 read:  
4 13-4415. Notice of probation matters; notice of arrest  
5 A. On request of a victim who has provided an address or other contact  
6 information, the court shall notify the victim of any of the following:  
7 1. A probation revocation disposition proceeding or any proceeding in  
8 which the court is asked to terminate the probation or intensive probation of  
9 a person who is convicted of committing a criminal offense against the  
10 victim.  
11 2. Any hearing on a proposed modification of the terms of probation or  
12 intensive probation.  
13 3. The arrest of a person who is on supervised probation and who is  
14 arrested ~~pursuant to a warrant issued for a probation violation~~ FOR ANY NEW  
15 CRIMINAL OFFENSE IN ANY JURISDICTION.  
16 B. On request of a victim who has provided a current address or other  
17 current contact information, the probation department shall notify the victim  
18 of the following:  
19 1. Any proposed modification to any term of probation ~~if the~~  
20 ~~modification affects restitution or incarceration status or the defendant's~~  
21 ~~contact with or the safety of the victim.~~  
22 2. The victim's right to be heard at a hearing that is set to consider  
23 any modification to be made to any term of probation.  
24 3. Any violation of any term of probation ~~that results in the filing~~  
25 ~~with the court of a petition to revoke probation.~~  
26 4. That a petition to revoke probation alleging that the defendant  
27 absconded from probation has been filed with the court.  
28 5. Any conduct by the defendant that raises a substantial concern for  
29 the victim's safety.  
30 C. ON REQUEST OF A VICTIM, THE PROBATION DEPARTMENT SHALL INFORM THE  
31 VICTIM OF THE STATUS OF THE DEFENDANT'S PROBATION INCLUDING THE DEFENDANT'S  
32 EMPLOYMENT STATUS, DRUG TESTING RESULTS AND EDUCATION STATUS, ANY SPECIFIC  
33 TRAINING OR COUNSELING CLASSES ATTENDED AND THE RESULTS OF ANY COURT ORDERED  
34 MENTAL HEALTH EXAMINATION. A VICTIM SHALL NOT DISSEMINATE INFORMATION  
35 DISCLOSED PURSUANT TO THIS SUBSECTION.