

**IN THE SUPERIOR COURT OF ARIZONA
IN AND FOR THE COUNTY OF PIMA**

FILED
GARY L. HARRISON
CLERK, SUPERIOR COURT
24 MAR -1 AM 10:13

S. MAY, DEPUTY CLERK

IN THE MATTER OF JURISDICTION OF) ADMINISTRATIVE ORDER
JUVENILE CASES AND JUVENILE) No. 2024-10
HEARING OFFICERS)
)
) REPLACING ADMINISTRATIVE ORDER
) NO. 2023-25
)
)

WHEREAS, Arizona Revised Statutes § 8-323 provides that the Presiding Judge may appoint magistrates or justices of the peace to serve as juvenile hearing officers; and

WHEREAS, the Superior Court's Juvenile Department has non-exclusive jurisdiction over traffic violations, civil marijuana violations, and incorrigible offenses that are committed within the county by persons under the age of 18 (eighteen) pursuant to A.R.S. §§ 8-202(B), (E) and -323(B); and

WHEREAS, the Presiding Judge has the authority pursuant to A.R.S. § 8-202(E) to decline jurisdiction over cases involving traffic violations, civil marijuana violations, and incorrigible offenses committed within the county by persons under the age of 18 (eighteen); and

WHEREAS, the Presiding Judge finds that declining jurisdiction over traffic violations other than driving under the influence promotes the more efficient use of the limited judicial and law enforcement resources located in Pima County; and

WHEREAS, the Presiding Judge finds that incorrigible offenses¹ and civil marijuana violations committed by persons under the age of 18 (eighteen) are best processed and handled by the Superior Court's Juvenile Department in order to ensure consistency and to track repeated marijuana and incorrigible offenses by the same juvenile;

IT IS THEREFORE ORDERED that all Municipal Presiding Judges and their designees in Pima County are appointed juvenile hearing officers for the offenses listed in A.R.S. § 8-323(B) 1, 3, 8 and 9.

IT IS FURTHER ORDERED that all Justices of the Peace and their designees in Pima County are appointed juvenile hearing officers for the offenses listed in A.R.S. § 8-323(B) 1, 3, 8 and 9.

IT IS FURTHER ORDERED declining jurisdiction over traffic violations, other than driving under the influence offenses, committed within Pima County by persons under the age of 18 (eighteen). Traffic violations other than driving under the influence offenses shall continue to be processed, heard, and disposed of in the appropriate limited jurisdiction court, pursuant to A.R.S. § 8-202(E).

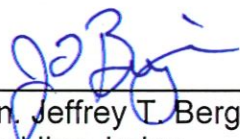
¹ Offenses contained in A.R.S. §8-323(B) 2, 4, 5, 6, 7

ADMINISTRATIVE ORDER 2024-10
(Replacing AO 2023-25)

IT IS FURTHER ORDERED that Superior Court's Juvenile Department will retain jurisdiction over civil marijuana violations. All civil marijuana citations for persons under the age of 18 (eighteen) in Pima County must be referred to the Superior Court's Juvenile Department for case processing and handling. Law enforcement in Pima County should no longer refer these cases to their respective limited jurisdiction courts, including both municipal courts and justice of the peace courts. In the event a court of limited jurisdiction receives a civil marijuana citation, the matter should be immediately returned to the citing agency for re-submission to the Superior Court's Juvenile Department.

IT IS FURTHER ORDERED rescinding Administrative Order No. 2023-25.

Dated this 1st day of March 2024.



Hon. Jeffrey T. Bergin
Presiding Judge

Original: Clerk of the Court
Copies: Hon. Michael Butler, Juvenile Division Presiding Judge
All Juvenile Division Judges and Commissioners
Ron Overholt, Court Administrator
Cassandra Urias, Chief Deputy Court Administrator
Jennifer Torchia, Deputy Juvenile Division Administrator
Chris Vogler, Director, Probation – Juvenile Division
All Pima County Justices of the Peace
All Pima County Municipal Court Judges
All Pima County Law Enforcement Departments
Offices of the County Attorney and Public Defense Services