



**ARIZONA STATE SENATE**  
*Fifty-Fifth Legislature, Second Regular Session*

**AMENDED**  
FACT SHEET FOR H.B. 2326

criminal justice data collection

Purpose

Requires the Arizona Criminal Justice Commission (ACJC) to require all superior court probation departments in Arizona to submit outlined identifying and conviction information to ACJC for each person in Arizona who is in violation of a federal immigration law, convicted of a misdemeanor or felony offence and placed on supervised probation. Requires a sheriff to release to the public via telephone or an online inmate search function whether a federal immigration hold is in place on any specific prisoner in the sheriff's custody.

Background

ACJC is designated as the central collection point for criminal justice data collection and may require, unless prohibited by federal or state law, any state or local criminal justice agency to submit any necessary information that is currently collected and readily reportable by the agency at the time of the request ([A.R.S. § 41-2408](#)). *Criminal justice agency* means either: 1) any court with criminal or equivalent jurisdiction; or 2) a government agency that is authorized to perform the administration of criminal justice and that allocates more than 50 percent of the agency's annual budget to the administration of criminal justice ([A.R.S. § 41-1750](#)).

There is no anticipated fiscal impact to the state General Fund associated with this legislation.

Provisions

1. Requires ACJC, unless prohibited by federal or state law, to require all superior court probation departments in Arizona to submit to ACJC, for each person in Arizona who is in violation of a federal immigration law, convicted of a misdemeanor or felony offence and placed on supervised probation:
  - a) the person's name;
  - b) the crime of which the person is convicted;
  - c) the date of the conviction;
  - d) the sentence imposed; and
  - e) a photograph of the person and the person's height and weight, if readily available.
2. Requires ACJC to make the outlined information available to the public on ACJC's website.
3. Specifies that ACJC is not authorized to require state or local criminal justice agencies to collect or maintain any new data collection that is not required by statute.

4. Requires a sheriff, unless prohibited by federal law, to release to the public by telephone or on an online inmate search function whether a federal immigration hold is in place on any specific prisoner in the sheriff's custody.
5. Makes technical and conforming changes.
6. Becomes effective on the general effective date.

Amendments Adopted by Committee

1. Requires a sheriff, unless prohibited by federal law, to release to the public via telephone or an online inmate search function whether a federal immigration hold is in place on any specific prisoner in the sheriff's custody.
2. Makes technical and conforming changes

House Action

JUD            2/16/22    DPA    5-4-0-1  
3<sup>rd</sup> Read        2/23/22                32-27-1

Senate Action

JUD            3/10/22    DPA    5-4-0

Prepared by Senate Research  
March 15, 2022  
ZD/HW/sr