

House Engrossed

criminal justice commission; data collection

State of Arizona  
House of Representatives  
Fifty-fifth Legislature  
First Regular Session  
2021

**CHAPTER 101**  
**HOUSE BILL 2166**

AN ACT

AMENDING TITLE 41, CHAPTER 21, ARTICLE 1, ARIZONA REVISED STATUTES, BY  
ADDING SECTION 41-2408; RELATING TO THE ARIZONA CRIMINAL JUSTICE  
COMMISSION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 41, chapter 21, article 1, Arizona Revised  
3 Statutes, is amended by adding section 41-2408, to read:

4 41-2408. Criminal justice data collection; reporting  
5 requirements; definition

6 A. THE ARIZONA CRIMINAL JUSTICE COMMISSION IS DESIGNATED AS THE  
7 CENTRAL COLLECTION POINT FOR CRIMINAL JUSTICE DATA COLLECTION.

8 B. UNLESS PROHIBITED BY FEDERAL OR STATE LAW, THE ARIZONA CRIMINAL  
9 JUSTICE COMMISSION MAY REQUIRE ANY STATE OR LOCAL CRIMINAL JUSTICE AGENCY  
10 TO SUBMIT ANY NECESSARY INFORMATION THAT IS CURRENTLY COLLECTED AND  
11 READILY REPORTABLE BY THE AGENCY AT THE TIME OF THE REQUEST, INCLUDING AN  
12 AGENCY'S COMPLIANCE WITH STATUTORILY REQUIRED REPORTS OR MANDATED FEDERAL  
13 OR STATE REPORTING, OR ANY OTHER INFORMATION THAT IS DEEMED NECESSARY BY A  
14 VOTE OF THE FULL COMMISSION.

15 C. THIS SECTION DOES NOT AUTHORIZE THE ARIZONA CRIMINAL JUSTICE  
16 COMMISSION TO REQUIRE STATE OR LOCAL CRIMINAL JUSTICE AGENCIES TO COLLECT  
17 OR MAINTAIN ANY NEW DATA THAT IS NOT REQUIRED UNDER SUBSECTION B OF THIS  
18 SECTION.

19 D. FOR THE PURPOSES OF THIS SECTION, "CRIMINAL JUSTICE AGENCY" HAS  
20 THE SAME MEANING PRESCRIBED IN SECTION 41-1750.

21 Sec. 2. Arizona criminal justice commission; criminal justice  
22 data inventory report

23 A. The Arizona criminal justice commission shall conduct a  
24 comprehensive survey of data contained in criminal justice records systems  
25 housed at local and state criminal justice agencies, including courts, law  
26 enforcement agencies, prosecuting attorney and county and municipal public  
27 defender offices, the state department of corrections, the department of  
28 juvenile corrections and county and municipal jails in order to create a  
29 state criminal justice data inventory report identifying what data is  
30 housed at each type of agency.

31 B. On or before August 1, 2022, the Arizona criminal justice  
32 commission shall submit the criminal justice data inventory report to the  
33 governor, the secretary of state, the speaker of the house of  
34 representatives, the president of the senate, the house of representatives  
35 minority leader and the senate minority leader and provide a copy of this  
36 report to the secretary of state. The Arizona criminal justice commission  
37 shall ensure that the reporting is completed in a uniform and consistent  
38 manner and that the report is available in an online format on the  
39 commission's website.

40 C. The criminal justice data inventory report must contain cost  
41 estimates and recommendations on the technology elements that are  
42 necessary for the Arizona criminal justice commission to implement a  
43 statewide criminal justice data reporting system that is published on the  
44 commission's website in a modern, open, electronic format and that is  
45 readily accessible to the public. The report must also include, where

1 identifiable, cost estimates for the necessary reprogramming or updating  
2 of local and state criminal justice agency data record systems to be able  
3 to transmit the required criminal justice data into the statewide  
4 reporting system.

5 D. On or before November 1, 2022, the Arizona criminal justice  
6 commission shall develop a comprehensive list of the data that local and  
7 state criminal justice agencies are required to report into the statewide  
8 criminal justice data reporting system after the reporting system becomes  
9 operational.

10 Sec. 3. Legislative intent

11 The legislature intends to implement a model for uniform criminal  
12 justice data collection by requiring state and local criminal justice  
13 agencies to report complete, accurate and timely criminal justice data and  
14 to make this information available to the public. The legislature finds  
15 that implementing a uniform criminal justice data collection model is an  
16 important state interest and promotes criminal justice data transparency.

APPROVED BY THE GOVERNOR MARCH 24, 2021.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 24, 2021.