

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF COCONINO

REGULATING USE OF PHOTOGRAPHIC
AND VIDEO RECORDING DEVICES
IN A COURTROOM, COURTHOUSE
COURT FACILITIES

Administrative Order
No.2019-014
Replacing
AO No.2013-004

Pursuant to Arizona Supreme Court Rule 122.1 the presiding judge is responsible for establishing court security policies to protect the privacy and security interests of crime victims, individuals seeking protective orders, witnesses, jurors, and to ensure the safety of all who visit or work in court facilities. This court recognizes that every reasonable effort should be made to ensure the safety of those who participate in the judicial process and insure safe and secure access to justice, free of barrier that would discourage participation in the court process.

Pursuant to Arizona Supreme Court Rule 122 the use of recording devices in courtrooms are subject to specified requirements and limitations. Any person who wishes to use a recording device during a proceeding must submit a written request to the Judge presiding over the proceeding, no less than forty-eight hours before the start of the proceeding, and at least seven calendar days if the request is to cover a trial. If permission is granted for recording the judge may order limitations or restrictions on coverage during a proceeding in furtherance of the interest of justice.

Patrons of court facilities may be compelled to be at the court for jury service, appearing as a witness, or are a victim of a crime. Some court business may not yet be public and should be protected for that reason. Having images or recording of patrons in the courthouse could jeopardize the judicial process, expose them to embarrassment or intimidation, and may discourage participation in the court process. Additionally, recording of the interior of the court facilities, including security staff and equipment could be used to circumvent court security protocols.

IT IS THEREFORE ORDERED, except as provide in this Order, that all types of video recording, photography, including sharing video or live-streaming through social media sites, or other types of broadcasting (hereinafter collectively referred to as “recording”) are prohibited in any facilities under the direction of the courts, including courthouses, probation offices, and any other facilities fulfilling court function. The prohibited recording of courthouses includes building entrances, exits, hallways, and common areas within the courthouse. The prohibition extends to recording the inside of a court facility through doors or windows.

IT IS FURTHER ORDERED, that all requests for using a recording device during a proceeding inside a courtroom shall be presented to the Judge presiding over the case. Permission must be granted prior to any recording of any type within the courtroom. Any limitations or restrictions of recording must be complied with pursuant to Arizona Supreme Court Rule 122.

IT IS FURTHER ORDERED, that all requests for recording within the courthouse must be presented to the Presiding Judge or designee and must obtain advance written consent of the subjects and permission from the Presiding Judge or designee prior to recording. The Presiding Judge shall determine whether and under what conditions such requests shall be permitted in accordance with Supreme Court Rule 122.1 and in consideration of the privacy and security interests of the court patrons.

IT IS FURTHER ORDERED, that scheduled court approved ceremonial proceedings and court affiliated events such as adoptions, marriages, investitures may be recorded without written permission subject to the authority of Judges, the Clerk of the Court, or the Court Administrators to limit or terminate recording that may be disruptive to court operations or the compromises court security.

IT IS FURTHER ORDERED, that a law enforcement officer with a body-worn a camera may activate the recording function of the camera when providing security within a court facility or when responding to a call for law enforcement assistance at the courthouse.

Dated this 9 day of July, 2019.

A black rectangular redaction box covering the signature of the Presiding Judge.

HON. DAN R. SLAYTON
Presiding Judge of the Superior Court

Photography and Video Recording Violation Warning

1. Arizona Supreme Court Rule 122: Use of Recording Devices in a Courtroom, prohibits use of recording devices in a courtroom unless advance permission is given by the judge.
2. Arizona Supreme Court Rule 122.1: Use of Portable Electronic Devices in a Courthouse, authorizes Judges, Clerks of the Court, and Court Administrators to “limit or terminate [recording] activity that is disruptive to court operations or that compromises courthouse security.”
3. Arizona Supreme Court Administrative Order No. 2017-79: Authorizes the Presiding Judge in each County to establish court security policies and procedures.
4. Administrative Order No. 2019-14 Regulating Use of Photographic and Video Recording Devices in the Courtroom, Courthouse and Other Court Facilities prohibits use of recording devices unless permission is given by the Presiding Judge in advance.
5. You have been observed violation one or more of the above rules and orders governing photography, videotaping, and filming in a court facility, you are:
 - a) Directed to immediately stop photographing and/or video recording.
 - b) If you refuse, you will be directed to immediately leave the court facility.
 - c) If you refuse, law enforcement will be called, and you will be required to leave the court facility, may be arrested, may be held in contempt of court, and may be charged with a criminal offense including and not limited to:
 - A.R.S. §§ 13-1502 or -1503: Criminal Trespass
 - A.R.S. § 13-2904(A)(1)-(4): Disorderly Conduct
 - A.R.S. § 13-2921(A)(2)-(4): Harassment