



ARIZONA

ARIZ. REV. STAT. § 13-4401, 4430

Type of Privilege: Qualified by statute

Privilege:

- A crime victim advocate may not disclose any communication between himself and the victim ARIZ. REV. STAT. § 13-4430 (A)
- A crime victim advocate may not disclose records, notes, documents, correspondence, reports, or memoranda made while counseling or assisting the victim, or based on the communication between the victim and the advocate ARIZ. REV. STAT. § 13-4430 (B)

Statutory Exceptions to Privilege: ARIZ. REV. STAT. § 13-4430 (C)

- Crime victim advocate knows that victim will give or has given perjured testimony
- Privileged records contain exculpatory evidence

In Camera Review: Provided for by statute

- A defendant may make a motion for disclosure of the privileged communication
- If the court finds that there is reasonable cause to believe that the material is exculpatory, the court shall hold a hearing in camera to review the privileged records
- Whatever material the court finds is exculpatory shall be disclosed to the defendant ARIZ. REV. STAT. § 13-4430 (D)

Holder of Privilege:

- Only victim may waive the privilege ARIZ. REV. STAT. § 13-4430 (A)

Waiver of Privilege:

- Victim must waive the privilege in writing ARIZ. REV. STAT. § 13-4430 (A)
- If the crime victim advocate, with written consent from the victim, discloses to the prosecutor any privileged communication between the crime victim advocate and the victim, including any records or notes, the prosecutor must disclose the material to the defense only if such information is otherwise discoverable ARIZ. REV. STAT. § 13-4430 (E)

DEFINITIONS:

Confidential Communication: No definition specified

Victim Counseling Center: No definition specified

Crime Victim Advocate:

- A person who is employed by a public or private entity that receives public funding primarily to provide counseling, treatment, or other supportive assistance to crime victims ARIZ. REV. STAT. § 13-4401 (5)

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Training Requirements for Crime Victim Advocates: None specified

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