



Auditor General’s comments on Department response

We appreciate the Department’s response. However, the Department has included a statement in its response that necessitates clarification.

Specifically, the Department makes the following statement related to Finding 3 (see Department’s response, page 5):

“The Department’s current training accurately reflects the statutory mandate.”

Although the Department asserts that its current training accurately reflects the statutory mandate, as stated in Finding 3 (see pages 17 through 19), A.R.S. §41-1750 does not expressly authorize all misdemeanor offenses to be reported to and retained in the central repository. However, Department officials reported that they do not believe statute precludes the Department from maintaining in the central repository these additional misdemeanors. As such, the Department has trained other criminal justice agencies in the State to report these additional misdemeanor offenses to the central repository.

Even though it has elected to include these additional misdemeanor offenses in the central repository, the Department and some other criminal justice agencies have not consistently reported these offenses. Because the Department and some law enforcement agencies have not consistently reported to the central repository misdemeanor offenses not expressly authorized by statute to be reported, individuals who have had these offenses reported to the central repository may be inequitably denied licensure or employment.