Senate Engrossed

FILED
JANICE K. BREWER
SECRETARY OF STATE

State of Arizona
Senate
Forty-sixth Legislature
Second Regular Session
2004

CHAPTER 80

SENATE BILL 1076

AN ACT

AMENDING SECTION 22-122, ARIZONA REVISED STATUTES; PROVIDING FOR CONDITIONAL ENACTMENT; RELATING TO JUSTICES OF THE PEACE PRO TEMPORE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

Section 1. Section 22-122, Arizona Revised Statutes, is amended to read:

22-122. Qualifications of justices of the peace pro tempore; residence; compensation

A. A justice of the peace pro tempore shall be:

1. Of good moral character.

2. A qualified elector and resident of this state for not less than one year next preceding his appointment.

B. A justice of the peace pro tempore may be appointed to serve in the precinct or county of his residence or in any precinct or county in which he is not a resident.

C. NOTWITHSTANDING ANY OTHER LAW OR RULE, A PERSON WHO IS NOT ADMITTED TO THE PRACTICE OF LAW MAY BE APPOINTED TO SERVE AS A JUSTICE OF THE PEACE PRO TEMPORE.

~~C.~~ D. A justice of the peace pro tempore is entitled to receive compensation as determined for an elected justice of the peace for the precinct where the justice of the peace pro tempore is assigned to serve. A justice of the peace pro tempore may agree in advance to donate any or all of his services.

Sec. 2. Conditional enactment

This act does not become effective unless the Constitution of Arizona is amended by vote of the people at the next general election to allow nonlawyers to serve as justices of the peace pro tempore.

APPROVED BY THE GOVERNOR APRIL 13, 2004.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 13, 2004.