

Senate Engrossed

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)

1 Be it enacted by the Legislature of the State of Arizona:  
2 Section 1. Section 22-122, Arizona Revised Statutes, is amended to  
3 read:  
4 22-122. Qualifications of justices of the peace pro tempore;  
5 residence; compensation  
6 A. A justice of the peace pro tempore shall be:  
7 1. Of good moral character.  
8 2. A qualified elector and resident of this state for not less than  
9 one year next preceding his appointment.  
10 B. A justice of the peace pro tempore may be appointed to serve in the  
11 precinct or county of his residence or in any precinct or county in which he  
12 is not a resident.  
13 C. NOTWITHSTANDING ANY OTHER LAW OR RULE, A PERSON WHO IS NOT ADMITTED  
14 TO THE PRACTICE OF LAW MAY BE APPOINTED TO SERVE AS A JUSTICE OF THE PEACE  
15 PRO TEMPORE.  
16 ~~C.~~ D. A justice of the peace pro tempore is entitled to receive  
17 compensation as determined for an elected justice of the peace for the  
18 precinct where the justice of the peace pro tempore is assigned to serve. A  
19 justice of the peace pro tempore may agree in advance to donate any or all  
20 of his services.  
21 Sec. 2. Conditional enactment  
22 This act does not become effective unless the Constitution of Arizona  
23 is amended by vote of the people at the next general election to allow  
24 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.

Passed the House April 6, 2004

by the following vote: 40 Ayes,

17 Nays, 3 Not Voting

Jake Flake  
Speaker of the House

Norman L. Moore  
Chief Clerk of the House

Passed the Senate February 19, 2004

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

Ken Bennett  
President of the Senate

Charmine Billington  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

7th day of April, 2004

at 2:10 o'clock P. M.

Jennifer Lybana  
Secretary to the Governor

Approved this 13 day of

April, 2004

at 1:45 o'clock P. M.

Jan Nagel  
Governor of Arizona

S.B. 1076

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 13 day of April, 2004

at 3:02 o'clock P. M.

Janice K. Brewer  
Secretary of State