

State of Arizona
Senate
Forty-seventh Legislature
First Regular Session
2005

CHAPTER 195

SENATE BILL 1148

AN ACT

REPEALING SECTION 14-2801, ARIZONA REVISED STATUTES; AMENDING TITLE 14, ARIZONA REVISED STATUTES, BY ADDING CHAPTER 10; RELATING TO THE UNIFORM DISCLAIMER OF PROPERTY INTERESTS ACT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Repeal

3 Section 14-2801, Arizona Revised Statutes, is repealed.

4 Sec. 2. Title 14, Arizona Revised Statutes, is amended by adding
5 chapter 10, to read:

6 CHAPTER 10

7 UNIFORM DISCLAIMER OF PROPERTY INTERESTS ACT

8 ARTICLE 1. GENERAL PROVISIONS

9 14-10001. Short title

10 THIS CHAPTER MAY BE CITED AS THE ARIZONA UNIFORM DISCLAIMER OF PROPERTY
11 INTERESTS ACT.

12 14-10002. Definitions

13 IN THIS CHAPTER, UNLESS THE CONTEXT OTHERWISE REQUIRES:

14 1. "DISCLAIMANT" MEANS THE PERSON TO WHOM A DISCLAIMED INTEREST OR
15 POWER WOULD HAVE PASSED HAD THE DISCLAIMER NOT BEEN MADE.

16 2. "DISCLAIMED INTEREST" MEANS THE INTEREST THAT WOULD HAVE PASSED TO
17 THE DISCLAIMANT HAD THE DISCLAIMER NOT BEEN MADE.

18 3. "DISCLAIMER" MEANS THE REFUSAL TO ACCEPT AN INTEREST IN OR POWER
19 OVER PROPERTY.

20 4. "JOINTLY HELD PROPERTY" MEANS PROPERTY HELD IN THE NAME OF TWO OR
21 MORE PERSONS UNDER AN ARRANGEMENT IN WHICH ALL HOLDERS HAVE CONCURRENT
22 INTERESTS AND UNDER WHICH THE LAST SURVIVING HOLDER IS ENTITLED TO THE WHOLE
23 OF THE PROPERTY.

24 14-10003. Scope of chapter

25 THIS CHAPTER APPLIES TO DISCLAIMERS OF ANY INTEREST IN OR POWER OVER
26 PROPERTY, WHENEVER CREATED.

27 14-10004. Chapter supplemented by other law

28 A. UNLESS DISPLACED BY THIS CHAPTER, THE PRINCIPLES OF LAW AND EQUITY
29 SUPPLEMENT THIS CHAPTER.

30 B. THIS CHAPTER DOES NOT LIMIT ANY RIGHT OF A PERSON TO WAIVE,
31 RELEASE, DISCLAIM OR RENOUNCE AN INTEREST IN OR POWER OVER PROPERTY UNDER A
32 LAW OTHER THAN THIS CHAPTER.

33 14-10005. Power to disclaim; general requirements; when
34 irrevocable

35 A. A PERSON MAY DISCLAIM, IN WHOLE OR IN PART, ANY INTEREST IN OR
36 POWER OVER PROPERTY, INCLUDING A POWER OF APPOINTMENT. A PERSON MAY DISCLAIM
37 THE INTEREST OR POWER EVEN IF ITS CREATOR IMPOSED A SPENDTHRIFT PROVISION OR
38 SIMILAR RESTRICTION ON TRANSFER OR A RESTRICTION OR LIMITATION ON THE RIGHT
39 TO DISCLAIM.

40 B. EXCEPT TO THE EXTENT A FIDUCIARY'S RIGHT TO DISCLAIM IS EXPRESSLY
41 RESTRICTED OR LIMITED BY ANOTHER STATUTE OF THIS STATE OR BY THE INSTRUMENT
42 CREATING THE FIDUCIARY RELATIONSHIP, A FIDUCIARY MAY DISCLAIM, IN WHOLE OR IN
43 PART, ANY INTEREST IN OR POWER OVER PROPERTY, INCLUDING A POWER OF
44 APPOINTMENT, WHETHER ACTING IN A PERSONAL OR REPRESENTATIVE CAPACITY. A
45 FIDUCIARY MAY DISCLAIM THE INTEREST OR POWER EVEN IF ITS CREATOR IMPOSED A

1 SPENDTHRIFT PROVISION OR SIMILAR RESTRICTION ON TRANSFER OR RESTRICTION OR
2 LIMITATION ON THE RIGHT TO DISCLAIM, OR IF AN INSTRUMENT OTHER THAN THE
3 INSTRUMENT THAT CREATED THE FIDUCIARY RELATIONSHIP IMPOSED A RESTRICTION OR
4 LIMITATION ON THE RIGHT TO DISCLAIM.

5 C. TO BE EFFECTIVE, A DISCLAIMER MUST BE IN A WRITING OR OTHER RECORD,
6 DECLARE THE DISCLAIMER, DESCRIBE THE INTEREST OR POWER DISCLAIMED, BE SIGNED
7 BY THE PERSON MAKING THE DISCLAIMER AND BE DELIVERED OR FILED IN THE MANNER
8 PROVIDED IN SECTION 14-10012. FOR THE PURPOSES OF THIS SUBSECTION:

9 1. "RECORD" MEANS INFORMATION THAT IS INSCRIBED ON A TANGIBLE MEDIUM
10 OR THAT IS STORED IN AN ELECTRONIC OR OTHER MEDIUM AND IS RETRIEVABLE IN
11 PERCEIVABLE FORM.

12 2. "SIGNED" MEANS, WITH PRESENT INTENT TO AUTHENTICATE OR ADOPT A
13 RECORD, TO EXECUTE OR ADOPT A TANGIBLE SYMBOL OR TO ATTACH TO OR LOGICALLY
14 ASSOCIATE WITH THE RECORD AN ELECTRONIC SOUND, SYMBOL OR PROCESS.

15 D. A PARTIAL DISCLAIMER MAY BE EXPRESSED AS A FRACTION, A PERCENTAGE,
16 A MONETARY AMOUNT, A TERM OF YEARS, A LIMITATION OF A POWER OR ANY OTHER
17 INTEREST OR ESTATE IN THE PROPERTY.

18 E. A DISCLAIMER BECOMES IRREVOCABLE WHEN IT IS DELIVERED OR FILED
19 PURSUANT TO SECTION 14-10012 OR WHEN IT BECOMES EFFECTIVE AS PROVIDED IN
20 SECTIONS 14-10006 THROUGH 14-10011, WHICHEVER OCCURS LATER.

21 F. A DISCLAIMER MADE UNDER THIS CHAPTER IS NOT A TRANSFER, ASSIGNMENT
22 OR RELEASE.

23 14-10006. Disclaimer of interest in property; definitions

24 A. EXCEPT FOR A DISCLAIMER GOVERNED BY SECTION 14-10007 OR 14-10008,
25 THE FOLLOWING RULES APPLY TO A DISCLAIMER OF AN INTEREST IN PROPERTY:

26 1. THE DISCLAIMER TAKES EFFECT AS OF THE TIME THE INSTRUMENT CREATING
27 THE INTEREST BECOMES IRREVOCABLE OR, IF THE INTEREST AROSE UNDER THE LAWS OF
28 INTESTATE SUCCESSION, AS OF THE TIME OF THE INTESTATE'S DEATH.

29 2. THE DISCLAIMED INTEREST PASSES ACCORDING TO ANY PROVISION IN THE
30 INSTRUMENT CREATING THE INTEREST PROVIDING FOR THE DISPOSITION OF THE
31 INTEREST, SHOULD IT BE DISCLAIMED, OR OF DISCLAIMED INTERESTS IN GENERAL.

32 3. IF THE INSTRUMENT DOES NOT CONTAIN A PROVISION DESCRIBED IN
33 PARAGRAPH 2 OF THIS SUBSECTION:

34 (a) IF THE DISCLAIMANT IS AN INDIVIDUAL, THE DISCLAIMED INTEREST
35 PASSES AS IF THE DISCLAIMANT HAD DIED IMMEDIATELY BEFORE THE TIME OF
36 DISTRIBUTION. HOWEVER, IF, BY LAW OR UNDER THE INSTRUMENT, THE DESCENDANTS
37 OF THE DISCLAIMANT WOULD SHARE IN THE DISCLAIMED INTEREST BY ANY METHOD OF
38 REPRESENTATION HAD THE DISCLAIMANT DIED BEFORE THE TIME OF DISTRIBUTION, THE
39 DISCLAIMED INTEREST PASSES ONLY TO THE DESCENDANTS OF THE DISCLAIMANT WHO
40 SURVIVE THE TIME OF DISTRIBUTION.

41 (b) IF THE DISCLAIMANT IS NOT AN INDIVIDUAL, THE DISCLAIMED INTEREST
42 PASSES AS IF THE DISCLAIMANT DID NOT EXIST.

43 4. ON THE DISCLAIMER OF A PRECEDING INTEREST, A FUTURE INTEREST HELD
44 BY A PERSON OTHER THAN THE DISCLAIMANT TAKES EFFECT AS IF THE DISCLAIMANT HAD
45 DIED OR CEASED TO EXIST IMMEDIATELY BEFORE THE TIME OF DISTRIBUTION, BUT A

1 FUTURE INTEREST HELD BY THE DISCLAIMANT IS NOT ACCELERATED IN POSSESSION OR
2 ENJOYMENT.

3 B. FOR THE PURPOSES OF THIS SECTION:

4 1. "FUTURE INTEREST" MEANS AN INTEREST THAT TAKES EFFECT IN POSSESSION
5 OR ENJOYMENT, IF AT ALL, LATER THAN THE TIME OF ITS CREATION.

6 2. "TIME OF DISTRIBUTION" MEANS THE TIME WHEN A DISCLAIMED INTEREST
7 WOULD HAVE TAKEN EFFECT IN POSSESSION OR ENJOYMENT.

8 14-10007. Disclaimer of rights of survivorship in jointly held
9 property

10 A. ON THE DEATH OF A HOLDER OF JOINTLY HELD PROPERTY, A SURVIVING
11 HOLDER MAY DISCLAIM, IN WHOLE OR IN PART, THE GREATER OF EITHER:

12 1. A FRACTIONAL SHARE OF THE PROPERTY DETERMINED BY DIVIDING THE
13 NUMBER ONE BY THE NUMBER OF JOINT HOLDERS ALIVE IMMEDIATELY BEFORE THE DEATH
14 OF THE HOLDER TO WHOSE DEATH THE DISCLAIMER RELATES.

15 2. ALL OF THE PROPERTY EXCEPT THAT PART OF THE VALUE OF THE ENTIRE
16 INTEREST ATTRIBUTABLE TO THE CONTRIBUTION FURNISHED BY THE DISCLAIMANT.

17 B. A DISCLAIMER UNDER SUBSECTION A TAKES EFFECT AS OF THE DEATH OF THE
18 HOLDER OF JOINTLY HELD PROPERTY TO WHOSE DEATH THE DISCLAIMER RELATES.

19 C. AN INTEREST IN JOINTLY HELD PROPERTY DISCLAIMED BY A SURVIVING
20 HOLDER OF THE PROPERTY PASSES AS IF THE DISCLAIMANT PREDECEASED THE HOLDER TO
21 WHOSE DEATH THE DISCLAIMER RELATES.

22 14-10008. Disclaimer of interest by trustee

23 IF A TRUSTEE DISCLAIMS AN INTEREST IN PROPERTY THAT OTHERWISE WOULD
24 HAVE BECOME TRUST PROPERTY, THE INTEREST DOES NOT BECOME TRUST PROPERTY.

25 14-10009. Disclaimer of power of appointment or other power not
26 held in fiduciary capacity

27 IF A HOLDER DISCLAIMS A POWER OF APPOINTMENT OR OTHER POWER NOT HELD IN
28 A FIDUCIARY CAPACITY, THE FOLLOWING RULES APPLY:

29 1. IF THE HOLDER HAS NOT EXERCISED THE POWER, THE DISCLAIMER TAKES
30 EFFECT AS OF THE TIME THE INSTRUMENT CREATING THE POWER BECOMES IRREVOCABLE.

31 2. IF THE HOLDER HAS EXERCISED THE POWER AND THE DISCLAIMER IS OF A
32 POWER OTHER THAN A PRESENTLY EXERCISABLE GENERAL POWER OF APPOINTMENT, THE
33 DISCLAIMER TAKES EFFECT IMMEDIATELY AFTER THE LAST EXERCISE OF THE POWER.

34 3. THE INSTRUMENT CREATING THE POWER IS CONSTRUED AS IF THE POWER
35 EXPIRED WHEN THE DISCLAIMER BECAME EFFECTIVE.

36 14-10010. Disclaimer by appointee, object or taker in default
37 of exercise of power of appointment

38 A. A DISCLAIMER OF AN INTEREST IN PROPERTY BY AN APPOINTEE OF A POWER
39 OF APPOINTMENT TAKES EFFECT AS OF THE TIME THE INSTRUMENT BY WHICH THE HOLDER
40 EXERCISES THE POWER BECOMES IRREVOCABLE.

41 B. A DISCLAIMER OF AN INTEREST IN PROPERTY BY AN OBJECT OR TAKER IN
42 DEFAULT OF AN EXERCISE OF A POWER OF APPOINTMENT TAKES EFFECT AS OF THE TIME
43 THE INSTRUMENT CREATING THE POWER BECOMES IRREVOCABLE.

1 14-10011. Disclaimer of power held in fiduciary capacity

2 A. IF A FIDUCIARY DISCLAIMS A POWER HELD IN A FIDUCIARY CAPACITY THAT
3 HAS NOT BEEN EXERCISED, THE DISCLAIMER TAKES EFFECT AS OF THE TIME THE
4 INSTRUMENT CREATING THE POWER BECOMES IRREVOCABLE.

5 B. IF A FIDUCIARY DISCLAIMS A POWER HELD IN A FIDUCIARY CAPACITY THAT
6 HAS BEEN EXERCISED, THE DISCLAIMER TAKES EFFECT IMMEDIATELY AFTER THE LAST
7 EXERCISE OF THE POWER.

8 C. A DISCLAIMER UNDER THIS SECTION IS EFFECTIVE AS TO ANOTHER
9 FIDUCIARY IF THE DISCLAIMER SO PROVIDES AND THE FIDUCIARY DISCLAIMING HAS THE
10 AUTHORITY TO BIND THE ESTATE, TRUST OR OTHER PERSON FOR WHOM THE FIDUCIARY IS
11 ACTING.

12 14-10012. Delivery or filing: definition

13 A. SUBJECT TO SUBSECTIONS B THROUGH K, DELIVERY OF A DISCLAIMER MAY BE
14 EFFECTED BY PERSONAL DELIVERY, FIRST CLASS MAIL OR ANY OTHER METHOD LIKELY TO
15 RESULT IN ITS RECEIPT.

16 B. IN THE CASE OF AN INTEREST CREATED UNDER THE LAW OF INTESTATE
17 SUCCESSION OR AN INTEREST CREATED BY WILL, OTHER THAN AN INTEREST IN A
18 TESTAMENTARY TRUST:

19 1. A DISCLAIMER MUST BE DELIVERED TO THE PERSONAL REPRESENTATIVE OF
20 THE DECEDENT'S ESTATE.

21 2. IF NO PERSONAL REPRESENTATIVE IS THEN SERVING, IT MUST BE FILED
22 WITH A COURT HAVING JURISDICTION TO APPOINT THE PERSONAL REPRESENTATIVE.

23 C. IN THE CASE OF AN INTEREST IN A TESTAMENTARY TRUST:

24 1. A DISCLAIMER MUST BE DELIVERED TO THE TRUSTEE THEN SERVING, OR IF
25 NO TRUSTEE IS THEN SERVING, TO THE PERSONAL REPRESENTATIVE OF THE DECEDENT'S
26 ESTATE.

27 2. IF NO PERSONAL REPRESENTATIVE IS THEN SERVING, IT MUST BE FILED
28 WITH A COURT HAVING JURISDICTION TO ENFORCE THE TRUST.

29 D. IN THE CASE OF AN INTEREST IN AN INTER VIVOS TRUST:

30 1. A DISCLAIMER MUST BE DELIVERED TO THE TRUSTEE THEN SURVIVING.

31 2. IF NO TRUSTEE IS THEN SERVING, IT MUST BE FILED WITH A COURT HAVING
32 JURISDICTION TO ENFORCE THE TRUST.

33 3. IF THE DISCLAIMER IS MADE BEFORE THE TIME THE INSTRUMENT CREATING
34 THE TRUST BECOMES IRREVOCABLE, IT MUST BE DELIVERED TO THE SETTLOR OF A
35 REVOCABLE TRUST OR THE TRANSFEROR OF THE INTEREST.

36 E. IN THE CASE OF AN INTEREST CREATED BY A BENEFICIARY DESIGNATION
37 MADE BEFORE THE TIME THE DESIGNATION BECOMES IRREVOCABLE, A DISCLAIMER MUST
38 BE DELIVERED TO THE PERSON MAKING THE BENEFICIARY DESIGNATION.

39 F. IN THE CASE OF AN INTEREST CREATED BY A BENEFICIARY DESIGNATION
40 MADE AFTER THE TIME THE DESIGNATION BECOMES IRREVOCABLE, A DISCLAIMER MUST BE
41 DELIVERED TO THE PERSON OBLIGATED TO DISTRIBUTE THE INTEREST.

42 G. IN THE CASE OF A DISCLAIMER BY A SURVIVING HOLDER OF JOINTLY HELD
43 PROPERTY, THE DISCLAIMER MUST BE DELIVERED TO THE PERSON TO WHOM THE
44 DISCLAIMED INTEREST PASSES.

1 H. IN THE CASE OF A DISCLAIMER BY AN OBJECT OR TAKER IN DEFAULT OF
2 EXERCISE OF A POWER OF APPOINTMENT AT ANY TIME AFTER THE POWER WAS CREATED:

3 1. THE DISCLAIMER MUST BE DELIVERED TO THE HOLDER OF THE POWER OR TO
4 THE FIDUCIARY ACTING UNDER THE INSTRUMENT THAT CREATED THE POWER.

5 2. IF NO FIDUCIARY IS THEN SERVING, IT MUST BE FILED WITH A COURT
6 HAVING AUTHORITY TO APPOINT THE FIDUCIARY.

7 I. IN THE CASE OF A DISCLAIMER BY AN APPOINTEE OF A NONFIDUCIARY POWER
8 OF APPOINTMENT:

9 1. THE DISCLAIMER MUST BE DELIVERED TO THE HOLDER, TO THE PERSONAL
10 REPRESENTATIVE OF THE HOLDER'S ESTATE OR TO THE FIDUCIARY UNDER THE
11 INSTRUMENT THAT CREATED THE POWER.

12 2. IF NO FIDUCIARY IS THEN SERVING, IT MUST BE FILED WITH A COURT
13 HAVING AUTHORITY TO APPOINT THE FIDUCIARY.

14 J. IN THE CASE OF A DISCLAIMER BY A FIDUCIARY OF A POWER OVER A TRUST
15 OR ESTATE, THE DISCLAIMER MUST BE DELIVERED AS PROVIDED IN SUBSECTION B, C OR
16 D AS IF THE POWER DISCLAIMED WERE AN INTEREST IN PROPERTY.

17 K. IN THE CASE OF A DISCLAIMER OF A POWER BY AN AGENT, THE DISCLAIMER
18 MUST BE DELIVERED TO THE PRINCIPAL OR THE PRINCIPAL'S REPRESENTATIVE.

19 L. FOR THE PURPOSES OF THIS SECTION, "BENEFICIARY DESIGNATION" MEANS
20 AN INSTRUMENT, OTHER THAN AN INSTRUMENT CREATING A TRUST, NAMING THE
21 BENEFICIARY OF ANY OF THE FOLLOWING:

22 1. AN ANNUITY OR INSURANCE POLICY.

23 2. AN ACCOUNT WITH A DESIGNATION FOR PAYMENT ON DEATH.

24 3. A SECURITY REGISTERED IN BENEFICIARY FORM.

25 4. A PENSION, PROFIT SHARING RETIREMENT OR OTHER EMPLOYMENT RELATED
26 BENEFITS PLAN.

27 5. ANY OTHER NONPROBATE TRANSFER AT DEATH.

28 14-10013. When disclaimer barred or limited

29 A. A DISCLAIMER IS BARRED BY A WRITTEN WAIVER OF THE RIGHT TO
30 DISCLAIM.

31 B. A DISCLAIMER OF AN INTEREST IN PROPERTY IS BARRED IF ANY OF THE
32 FOLLOWING EVENTS OCCURS BEFORE THE DISCLAIMER BECOMES EFFECTIVE:

33 1. THE DISCLAIMANT ACCEPTS THE INTEREST SOUGHT TO BE DISCLAIMED.

34 2. THE DISCLAIMANT VOLUNTARILY ASSIGNS, CONVEYS, ENCUMBERS, PLEDGES OR
35 TRANSFERS THE INTEREST SOUGHT TO BE DISCLAIMED OR CONTRACTS TO DO SO.

36 3. A JUDICIAL SALE OF THE INTEREST SOUGHT TO BE DISCLAIMED OCCURS.

37 C. A DISCLAIMER, IN WHOLE OR IN PART, OF THE FUTURE EXERCISE OF A
38 POWER HELD IN A FIDUCIARY CAPACITY IS NOT BARRED BY ITS PREVIOUS EXERCISE.

39 D. A DISCLAIMER, IN WHOLE OR IN PART, OF THE FUTURE EXERCISE OF A
40 POWER NOT HELD IN A FIDUCIARY CAPACITY IS NOT BARRED BY ITS PREVIOUS EXERCISE
41 UNLESS THE POWER IS EXERCISABLE IN FAVOR OF THE DISCLAIMANT.

42 E. A DISCLAIMER IS BARRED OR LIMITED IF SO PROVIDED BY LAW OTHER THAN
43 THIS CHAPTER.

44 F. A DISCLAIMER OF A POWER OVER PROPERTY THAT IS BARRED BY THIS
45 SECTION IS INEFFECTIVE. A DISCLAIMER OF AN INTEREST IN PROPERTY THAT IS

1 BARRED BY THIS SECTION TAKES EFFECT AS A TRANSFER OF THE INTEREST DISCLAIMED
2 TO THE PERSON WHO WOULD HAVE TAKEN THE INTEREST UNDER THIS CHAPTER HAD THE
3 DISCLAIMED NOT BEEN BARRED.

4 14-10014. Tax qualified disclaimer

5 NOTWITHSTANDING ANY OTHER PROVISION OF THIS CHAPTER, IF AS A RESULT OF
6 A DISCLAIMED OR TRANSFER THE DISCLAIMED OR TRANSFERRED INTEREST IS TREATED,
7 PURSUANT TO THE INTERNAL REVENUE CODE AS DEFINED IN SECTION 43-105 AND RULES
8 ADOPTED PURSUANT TO THAT SECTION, AS NEVER HAVING BEEN TRANSFERRED TO THE
9 DISCLAIMED, THE DISCLAIMED OR TRANSFER IS EFFECTIVE AS A DISCLAIMED UNDER
10 THIS CHAPTER.

11 14-10015. Recording of disclaimer

12 IF AN INSTRUMENT TRANSFERRING AN INTEREST IN OR POWER OVER PROPERTY
13 SUBJECT TO A DISCLAIMED IS REQUIRED OR PERMITTED BY LAW TO BE FILED, RECORDED
14 OR REGISTERED, THE DISCLAIMED MAY BE SO FILED, RECORDED OR REGISTERED.
15 FAILURE TO FILE, RECORD OR REGISTER THE DISCLAIMED DOES NOT AFFECT ITS
16 VALIDITY AS BETWEEN THE DISCLAIMED AND PERSON TO WHOM THE PROPERTY INTEREST
17 OR POWER PASSES BY REASON OF THE DISCLAIMED.

18 14-10016. Application to existing relationships

19 EXCEPT AS OTHERWISE PROVIDED IN SECTION 14-10013, AN INTEREST IN OR
20 POWER OVER PROPERTY EXISTING ON THE EFFECTIVE DATE OF THIS CHAPTER AS TO
21 WHICH THE TIME FOR DELIVERING OR FILING A DISCLAIMED UNDER LAW SUPERSEDED BY
22 THIS CHAPTER HAS NOT EXPIRED MAY BE DISCLAIMED AFTER THE EFFECTIVE DATE OF
23 THIS CHAPTER.

24 14-10017. Relation to electronic signatures in global and
25 national commerce act

26 THIS CHAPTER MODIFIES, LIMITS AND SUPERSEDES THE FEDERAL ELECTRONIC
27 SIGNATURES IN GLOBAL AND NATIONAL COMMERCE ACT (P.L. 106-229; 114 STAT. 464;
28 15 UNITED STATES CODE SECTIONS 7001 THROUGH 7006) BUT DOES NOT MODIFY, LIMIT
29 OR SUPERSEDE SECTION 101(c) OF THAT ACT (15 UNITED STATES CODE SECTION
30 7001(c)) OR AUTHORIZE ELECTRONIC DELIVERY OF ANY OF THE NOTICES DESCRIBED IN
31 SECTION 103(b) OF THAT ACT (15 UNITED STATES CODE SECTION 7003(b)).

32 14-10018. Uniformity of application and construction

33 IN APPLYING AND CONSTRUING THIS CHAPTER, CONSIDERATION MUST BE GIVEN TO
34 THE NEED TO PROMOTE UNIFORMITY OF THE LAW WITH RESPECT TO ITS SUBJECT MATTER
35 AMONG STATES THAT ENACT THE UNIFORM DISCLAIMED OF PROPERTY INTERESTS ACT AND
36 TO THE COMMENTS ADOPTED BY THE NATIONAL CONFERENCE OF COMMISSIONERS ON
37 UNIFORM STATE LAWS WITH RESPECT TO THE UNIFORM DISCLAIMED OF PROPERTY
38 INTERESTS ACT.

APPROVED BY THE GOVERNOR APRIL 25, 2005.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 25, 2005.

Passed the House April 11, 2005,

by the following vote: 44 Ayes,

14 Nays, 2 Not Voting

Speaker of the House

Chief Clerk of the House

Passed the Senate February 7, 2005,

by the following vote: 22 Ayes,

7 Nays, 1 Not Voting

President of the Senate

Secretary of the Senate

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR**

This Bill was received by the Governor this

_____ day of _____, 20__

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

_____, 20__

at _____ o'clock _____ M.

Governor of Arizona

S.B. 1148

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE**

This Bill was received by the Secretary of State

this _____ day of _____, 20__

at _____ o'clock _____ M.

Secretary of State

SENATE CONCURS IN HOUSE AMENDMENTS
AND FINAL PASSAGE

Passed the Senate April 18, 2005,

by the following vote: 24 Ayes,

5 Nays, 1 Not Voting

Ken Bennett
President of the Senate
Charmine Bellington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

19th day of April, 2005

at 8:05 o'clock a. M.

Wendell L. Barber
Secretary to the Governor

Approved this 25 day of

April, 2005,

at 9:45 o'clock A. M.

Jt. Ryzell
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 25 day of April, 2005

at 4:33 o'clock P. M.

Janice K. Brewer
Secretary of State