

Senate Engrossed

**FILED**

**KEN BENNETT  
SECRETARY OF STATE**

State of Arizona  
Senate  
Fiftieth Legislature  
First Regular Session  
2011

CHAPTER 42

# **SENATE BILL 1245**

AN ACT

REPEALING SECTION 41-3011.13, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 27, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-3016.29; RELATING TO THE STATE CAPITAL POSTCONVICTION PUBLIC DEFENDER OFFICE.

(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3 Section 41-3011.13, Arizona Revised Statutes, is repealed.

4 Sec. 2. Title 41, chapter 27, article 2, Arizona Revised Statutes, is  
5 amended by adding section 41-3016.29, to read:

6 41-3016.29. State capital postconviction public defender  
7 office; termination July 1, 2016

8 A. THE STATE CAPITAL POSTCONVICTION PUBLIC DEFENDER OFFICE TERMINATES  
9 ON JULY 1, 2016.

10 B. TITLE 41, CHAPTER 42 IS REPEALED ON JANUARY 1, 2017.

11 Sec. 3. Purpose

12 Pursuant to section 41-2955, subsection B, Arizona Revised Statutes,  
13 the legislature continues the state capital postconviction public defender  
14 office to provide representation to any person who is not financially able to  
15 employ counsel in postconviction relief proceedings in state court after a  
16 judgment of death has been rendered.

17 Sec. 4. Retroactivity

18 Sections 1 and 2 of this act are effective retroactively to July 1,  
19 2011.

~~APPROVED BY THE GOVERNOR APRIL 7, 2011.~~

~~FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 7, 2011.~~

Passed the House April 5, 20 11,

by the following vote: 59 Ayes,

0 Nays, 1 Not Voting

[Signature]  
Speaker of the House

Cheryl Laube  
Chief Clerk of the House

Passed the Senate February 10, 20 11,

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

[Signature]  
President of the Senate

Channon Bellington  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

6 day of April, 20 11,

at 3:30 o'clock P. M.

[Signature]  
Secretary to the Governor

Approved this 17<sup>th</sup> day of

April, 20 11,

at 10:28 o'clock P. M.

[Signature]  
Governor of Arizona

S.B. 1245

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 7<sup>th</sup> day of April, 20 11,

at 3:28 o'clock P. M.

[Signature]  
Secretary of State