

Senate Engrossed House Bill

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
House of Representatives
Fiftieth Legislature
First Regular Session
2011

CHAPTER 76

HOUSE BILL 2064

AN ACT

AMENDING TITLE 12, ARIZONA REVISED STATUTES, BY ADDING CHAPTER 22; RELATING
TO THE APPLICATION OF FOREIGN LAWS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 12, Arizona Revised Statutes, is amended by adding
3 chapter 22, to read:

4 CHAPTER 22

5 APPLICATION OF FOREIGN LAWS

6 ARTICLE 1. GENERAL PROVISIONS

7 12-3101. Definition

8 IN THIS CHAPTER, UNLESS THE CONTEXT OTHERWISE REQUIRES, "FOREIGN LAW"
9 MEANS ANY LAW, RULE OR LEGAL CODE OR SYSTEM OTHER THAN THE CONSTITUTION, LAWS
10 AND RATIFIED TREATIES OF THE UNITED STATES AND THE TERRITORIES OF THE UNITED
11 STATES, OR THE CONSTITUTION AND LAWS OF THIS STATE.

12 12-3102. Application

13 A. THIS CHAPTER APPLIES ONLY TO ACTUAL VIOLATIONS OF THE
14 CONSTITUTIONAL RIGHTS OF A PERSON OR ACTUAL CONFLICT WITH THE LAWS OF THIS
15 STATE CAUSED BY THE APPLICATION OF THE FOREIGN LAW.

16 B. THIS CHAPTER DOES NOT APPLY TO A CORPORATION, PARTNERSHIP OR OTHER
17 FORM OF BUSINESS ASSOCIATION.

18 12-3103. Prohibited enforcement of foreign law

19 A COURT, ARBITRATOR, ADMINISTRATIVE AGENCY OR OTHER ADJUDICATIVE,
20 MEDIATION OR ENFORCEMENT AUTHORITY SHALL NOT ENFORCE A FOREIGN LAW IF DOING
21 SO WOULD VIOLATE A RIGHT GUARANTEED BY THE CONSTITUTION OF THIS STATE OR OF
22 THE UNITED STATES OR CONFLICT WITH THE LAWS OF THE UNITED STATES OR OF THIS
23 STATE.

24 Sec. 2. Legislative intent

25 The legislature intends that the public policy of this state is to
26 protect its citizens from the application of foreign laws when the
27 application of a foreign law will result in the violation of a right
28 guaranteed by the constitution of this state or of the United States or
29 conflict with the laws of this state.

APPROVED BY THE GOVERNOR APRIL 12, 2011.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 13, 2011.

Passed the House March 3, 2011

by the following vote: 57 Ayes,

1 Nays, 2 Not Voting

[Signature]
Speaker of the House

Cheryl Laube
Chief Clerk of the House

Passed the Senate April 5, 2011

by the following vote: 22 Ayes,

0 Nays, 2 Not Voting

[Signature]
President of the Senate

Charmie Bellington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

~~This Bill received by the Governor this
_____ day of _____, 20____
at _____ o'clock _____ M.

Secretary to the Governor~~

~~Approved this _____ day of _____

at _____ o'clock _____ M.

Governor of Arizona~~

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

~~This Bill received by the Secretary of State
this _____ day of _____, 20____
at _____ o'clock _____ M.

Secretary of State~~

H.B. 2064

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

April 7, 2011,

by the following vote: 38 Ayes,

19 Nays, 3 Not Voting

[Signature]
Speaker of the House

Cheryl Laube
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

7 day of April, 2011,

at 2:35 o'clock P. M.

[Signature]
Secretary to the Governor

Approved this 12th day of

April, 2011,

at 3:30 o'clock P. M.

[Signature]
Governor of Arizona

H.B. 2064

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 13th day of April, 2011,

at 10:58 o'clock a M.

[Signature]
Secretary of State