

State of Arizona
House of Representatives
Fiftieth Legislature
Second Regular Session
2012

House Engrossed
FILED
KEN BENNETT
SECRETARY OF STATE

CHAPTER 243

HOUSE BILL 2559

AN ACT

AMENDING SECTION 13-4438, ARIZONA REVISED STATUTES; RELATING TO VICTIMS' RIGHTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 13-4438, Arizona Revised Statutes, is amended to
3 read:

4 13-4438. Statement of rights
5 In order to assure that any victim who comes before the court has been
6 advised of the victim's constitutional rights, THE FOLLOWING STATEMENT SHALL
7 BE PROMINENTLY POSTED IN EACH SUPERIOR, JUSTICE OF THE PEACE AND MUNICIPAL
8 COURT IN THIS STATE AND SHALL BE READ OUT LOUD BY A JUDGE OF THE SUPERIOR
9 COURT at the daily commencement of the regular criminal docket at which
10 accused persons are arraigned, appear for a status conference, make a change
11 of plea or are sentenced, ~~a judge of the superior court shall make the~~
12 ~~following statement:~~

13 If you are the victim of a crime with a case pending
14 before this court, you are advised that you have rights to
15 justice and due process under Arizona law that, among others,
16 include the right to be treated with fairness, respect and
17 dignity, to a speedy trial and a prompt and final conclusion of
18 the case, to be present at court proceedings, to choose whether
19 or not to be interviewed by the defendant or the defendant's
20 attorney, to be heard before the court makes a decision on
21 release, negotiation of a plea, scheduling and sentencing and to
22 receive restitution from a person who is convicted of causing
23 your loss. If you have not already been provided with a written
24 statement of all victims' rights, please contact the victim
25 services division of the prosecutor's office.

APPROVED BY THE GOVERNOR APRIL 11, 2012.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 12, 2012.

Passed the House February 29, 2012

by the following vote: 54 Ayes,

0 Nays, 5 Not Voting
1 vacant

[Signature]
Speaker of the House

[Signature]
Chief Clerk of the House

Passed the Senate April 5, 2012

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

[Signature]
President of the Senate

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

9 day of April, 2012

at 4:00 o'clock P M.

[Signature]
Secretary to the Governor

Approved this 11th day of

April

at 2:50 o'clock P M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 12th day of April, 2012

at 8:07 o'clock a M.

[Signature]
Secretary of State

H.B. 2559