

House Engrossed

FILED
KEN BENNETT
SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-first Legislature
Second Regular Session
2014

CHAPTER 41

HOUSE BILL 2021

AN ACT

AMENDING TITLE 12, ARIZONA REVISED STATUTES, BY ADDING CHAPTER 24; RELATING TO VEXATIOUS LITIGANTS.

(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 24, to read:

4 CHAPTER 24

5 VEXATIOUS LITIGANTS

6 ARTICLE 1. GENERAL PROVISIONS

7 12-3201. Vexatious litigants; designation

8 A. IN A NONCRIMINAL CASE, AT THE REQUEST OF A PARTY OR ON THE COURT'S
9 OWN MOTION, THE PRESIDING JUDGE OF THE SUPERIOR COURT OR A JUDGE DESIGNATED
10 BY THE PRESIDING JUDGE OF THE SUPERIOR COURT MAY DESIGNATE A PRO SE LITIGANT
11 A VEXATIOUS LITIGANT.

12 B. A PRO SE LITIGANT WHO IS DESIGNATED A VEXATIOUS LITIGANT MAY NOT
13 FILE A NEW PLEADING, MOTION OR OTHER DOCUMENT WITHOUT PRIOR LEAVE OF THE
14 COURT.

15 C. A PRO SE LITIGANT IS A VEXATIOUS LITIGANT IF THE COURT FINDS THE
16 PRO SE LITIGANT ENGAGED IN VEXATIOUS CONDUCT. FOR THE PURPOSES OF THIS
17 SECTION VEXATIOUS CONDUCT INCLUDES ANY OF THE FOLLOWING:

18 1. REPEATED FILING OF COURT ACTIONS SOLELY OR PRIMARILY FOR THE
19 PURPOSE OF HARASSMENT.

20 2. UNREASONABLY EXPANDING OR DELAYING COURT PROCEEDINGS.

21 3. COURT ACTIONS BROUGHT OR DEFENDED WITHOUT SUBSTANTIAL
22 JUSTIFICATION.

23 4. ENGAGING IN ABUSE OF DISCOVERY OR CONDUCT IN DISCOVERY THAT HAS
24 RESULTED IN THE IMPOSITION OF SANCTIONS AGAINST THE PRO SE LITIGANT.

25 5. A PATTERN OF MAKING UNREASONABLE, REPETITIVE AND EXCESSIVE REQUESTS
26 FOR INFORMATION.

27 6. REPEATED FILING OF DOCUMENTS OR REQUESTS FOR RELIEF THAT HAVE BEEN
28 THE SUBJECT OF PREVIOUS RULINGS BY THE COURT IN THE SAME LITIGATION.

29 D. FOR THE PURPOSES OF THIS SECTION, "WITHOUT SUBSTANTIAL
30 JUSTIFICATION" HAS THE SAME MEANING PRESCRIBED IN SECTION 12-349.

31 Sec. 2. Effective date

32 This act is effective from and after December 31, 2014.

APPROVED BY THE GOVERNOR APRIL 16, 2014.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 17, 2014.

Passed the House February 24, 20 14

Passed the Senate April 16, 20 14

by the following vote: 59 Ayes,

by the following vote: 28 Ayes,

0 Nays, 1 Not Voting

0 Nays, 2 Not Voting

[Signature]
Speaker of the House

[Signature]
President of the Senate

[Signature]
Chief Clerk of the House

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

16 day of April, 20 14

at 11:50 o'clock A M.

[Signature]
Secretary to the Governor

Approved this 16th day of

April, 2014

at 2:44 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 17th day of April, 20 14

at 8:12 o'clock a M.

[Signature]
Secretary of State

H.B. 2021