



# HOUSE OF REPRESENTATIVES

SB 1132

executive clemency board; salary; duties

Prime Sponsor: Senator Kavanagh, et al., LD 23

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**DP** Committee on Military Affairs and Public Safety  
**DP** Caucus and COW  
**X** As Transmitted to the Governor

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## **OVERVIEW**

SB 1132 permits members the Board of Executive Clemency (Board) to receive a salary and paid leave, rather than being paid hourly, and prohibits the Chairman of the Board to act as Executive Director.

## **PROVISIONS**

1. Stipulates that members of the Board must serve on a full-time basis and receive a salary as determined by the Department of Administration, rather than hourly compensation.
2. Permits members of the Board to receive paid leave.
3. Removes the ability of the Chairman of the Board to act as the Executive Director.
4. Stipulates that the Executive Director serves at the pleasure of the Board and reports to the Board through the Chairman of the Board.
5. Requires hearing officers to conduct probable cause hearings on community supervision revocations and rescissions.

## **CURRENT LAW**

The Board currently has five members, who are appointed by the Governor and compensated on an hourly basis. The Board has exclusive power to pass upon and recommend reprieves, commutations, paroles and pardons to the Governor for any person who committed a felony offense (A.R.S. §§ [31-401](#) and [31-402](#)). The Governor is required to select a member of the Board to act as a Chairman and the Board must employ an Executive Director to perform all administrative, operational and financial functions of the Board. Statute permits the Chairman of the Board to act as Executive Director.

## **ADDITIONAL INFORMATION**

In a [report](#) submitted in September of 2014, the Office of the Auditor General recommended that the Board separate the combined Board Chairman and Executive Director positions.