

REFERENCE TITLE: consent decree; prohibited

State of Arizona
House of Representatives
Fifty-fifth Legislature
Second Regular Session
2022

HB 2621

Introduced by
Representatives Parker: Blackman, Carter, Chaplik, Fillmore, Finchem,
Hoffman, Nguyen, Pingerelli, Senator Petersen

AN ACT

AMENDING TITLE 12, CHAPTER 7, ARIZONA REVISED STATUTES, BY ADDING ARTICLE
6.2; RELATING TO CIVIL PROCEEDINGS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 12, chapter 7, Arizona Revised Statutes, is
3 amended by adding article 6.2, to read:

4 ARTICLE 6.2. CHALLENGES TO THE CONSTITUTIONALITY,
5 LEGALITY OR APPLICATION OF A LAW

6 12-922. Prohibited consent decree

7 A. IN ANY STATE COURT PROCEEDING IN WHICH THE CONSTITUTIONALITY,
8 LEGALITY OR APPLICATION OF ANY PROVISION OF TITLE 16 IS CHALLENGED AND A
9 GOVERNMENT ENTITY IS NAMED AS THE DEFENDANT, THE COURT MAY NOT APPROVE OR
10 SIGN A CONSENT DECREE.

11 B. IN ANY FEDERAL COURT PROCEEDING IN WHICH THE CONSTITUTIONALITY,
12 LEGALITY OR APPLICATION OF ANY PROVISION OF TITLE 16 IS CHALLENGED, THIS
13 STATE AND ANY PARTY REPRESENTING THIS STATE MAY NOT ENTER INTO OR SIGN A
14 CONSENT DECREE.