

REFERENCE TITLE: attorney fees; defendant; acquittal

State of Arizona
Senate
Fifty-sixth Legislature
Second Regular Session
2024

SB 1207

Introduced by
Senators Rogers: Borrelli

AN ACT

AMENDING SECTION 13-3985, ARIZONA REVISED STATUTES; RELATING TO TRIALS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 13-3985, Arizona Revised Statutes, is amended to
3 read:

4 13-3985. Effect of acquittal on merits; attorney fees

5 A. If a defendant in a criminal action is acquitted on the merits,
6 ~~he~~ THE DEFENDANT is acquitted of the same offense notwithstanding any
7 defect in form or substance in the indictment or information on which the
8 trial was had.

9 B. A DEFENDANT WHO IS ACQUITTED ON THE MERITS AND WHO HIRED PRIVATE
10 COUNSEL FOR THE DEFENDANT'S DEFENSE SHALL BE AWARDED REASONABLE ATTORNEY
11 FEES AND COSTS.