

REFERENCE TITLE: legislative subpoena; refusal; contempt

State of Arizona
House of Representatives
Fifty-seventh Legislature
First Regular Session
2025

HB 2824

Introduced by
Representative Rivero

AN ACT

AMENDING SECTION 41-1153, ARIZONA REVISED STATUTES; RELATING TO THE
LEGISLATURE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 41-1153, Arizona Revised Statutes, is amended to
3 read:

4 41-1153. Disobedience of subpoena as legislative contempt

5 A. If a witness neglects or refuses to obey a legislative subpoena,
6 or, appearing, neglects or refuses to testify, ~~the senate or the house~~
7 ~~may, by resolution entered in the journal, commit him~~ UNLESS ANOTHER
8 PROCEDURE IS PROVIDED BY THE RULES OF EITHER HOUSE OF THE LEGISLATURE, THE
9 WITNESS MAY BE COMMITTED for contempt BY EITHER OF THE FOLLOWING:

10 1. AFTER THE WITNESS IS GIVEN NOTICE AND AN OPPORTUNITY FOR A
11 HEARING TO PRESENT EVIDENCE, AT THE DISCRETION OF THE CHAIRPERSON, TO SHOW
12 CAUSE AS TO WHY THE WITNESS IS NOT IN CONTEMPT, AN ORDER OF CONTEMPT BY
13 ANY COMMITTEE OR THE PRESIDENT OF THE SENATE OR SPEAKER OF THE HOUSE OF
14 REPRESENTATIVES THAT FINDS THAT THE WITNESS HAD KNOWLEDGE OF THE SUBPOENA,
15 HAD THE ABILITY TO COMPLY WITH THE SUBPOENA AND FAILED TO COMPLY WITH THE
16 SUBPOENA.

17 2. A RESOLUTION ENTERED IN THE JOURNAL BY THE SENATE OR THE HOUSE
18 OF REPRESENTATIVES.

19 B. A witness ~~neglecting~~ WHO NEGLECTS or ~~refusing~~ REFUSES to attend
20 in obedience to a subpoena may be arrested by the sergeant-at-arms and
21 brought before the senate or house ~~upon~~ OF REPRESENTATIVES ON authority of
22 a copy of the ORDER OF CONTEMPT THAT IS SIGNED BY THE CHAIRPERSON OR THE
23 PRESIDENT OF THE SENATE OR THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND
24 COUNTERSIGNED BY THE SECRETARY OF THE SENATE OR CHIEF CLERK OF THE HOUSE
25 OF REPRESENTATIVES OR ON AUTHORITY OF A COPY OF THE resolution signed by
26 the president OF THE SENATE or speaker OF THE HOUSE OF REPRESENTATIVES,
27 and countersigned by the secretary OF THE SENATE or chief clerk OF THE
28 HOUSE OF REPRESENTATIVES.