

House Engrossed

~~consent decree; prohibited~~
(now: settlement agreement; consent decree; prohibited)

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

HOUSE BILL 2621

AN ACT

AMENDING TITLE 16, CHAPTER 1.1, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 16-194; 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 16, chapter 1.1, article 1, Arizona Revised
3 Statutes, is amended by adding section 16-194, to read:

4 16-194. Prohibited settlement agreement or consent decree;
5 applicability

6 IN ANY CIVIL PROCEEDING IN A COURT OF COMPETENT JURISDICTION IN
7 WHICH THE CONSTITUTIONALITY, LEGALITY OR APPLICATION OF ANY PROVISION OF
8 THIS TITLE IS AT ISSUE, A PARTY THAT REPRESENTS THIS STATE OR AN AGENCY OR
9 POLITICAL SUBDIVISION OF THIS STATE MAY NOT AGREE TO OR SIGN A SETTLEMENT
10 AGREEMENT OR CONSENT DECREE UNLESS THE AGREEMENT OR DECREE IS FIRST
11 APPROVED BY THE ATTORNEY GENERAL, THE SECRETARY OF STATE, THE PRESIDENT OF
12 THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE
13 LEGISLATIVE COUNCIL. THE APPROVAL BY THE LEGISLATIVE COUNCIL MUST OCCUR
14 IN A PUBLIC HEARING WHERE THERE IS AN OPPORTUNITY FOR PUBLIC
15 TESTIMONY. THIS SECTION DOES NOT APPLY TO ANY PROVISION OF CHAPTER 6,
16 ARTICLE 2 OF THIS TITLE.