

House Engrossed

criminal justice; 2022-2023

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

HOUSE BILL 2860

AN ACT

AMENDING TITLE 26, CHAPTER 1, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 26-106; AMENDING TITLE 41, CHAPTER 11, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-1612; AMENDING SECTIONS 41-1712 AND 41-1730, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 12, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 4.1; AMENDING SECTIONS 41-2401 AND 41-2409, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 21, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-2410; RELATING TO CRIMINAL JUSTICE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 26, chapter 1, article 1, Arizona Revised
3 Statutes, is amended by adding section 26-106, to read:

4 26-106. Anti-human trafficking grant fund

5 THE ANTI-HUMAN TRAFFICKING GRANT FUND IS ESTABLISHED CONSISTING OF
6 MONIES APPROPRIATED BY THE LEGISLATURE. MONIES IN THE FUND ARE
7 CONTINUOUSLY APPROPRIATED. THE DEPARTMENT OF EMERGENCY AND MILITARY
8 AFFAIRS SHALL ADMINISTER THE FUND AND DISTRIBUTE MONIES FROM THE FUND TO
9 PROGRAMS TO REDUCE HUMAN TRAFFICKING IN THIS STATE. TO BE ELIGIBLE FOR
10 GRANT MONIES, AN ANTI-HUMAN TRAFFICKING PROGRAM SHALL DO EITHER OF THE
11 FOLLOWING:

12 1. WORK TO REDUCE HUMAN TRAFFICKING BY PROVIDING ASSISTANCE AND
13 ANALYTICAL SERVICES TO LAW ENFORCEMENT AGENCIES.

14 2. PROVIDE SERVICES TO VICTIMS AND TRAINING TO LAW ENFORCEMENT
15 AGENCIES, PROSECUTORIAL AGENCIES AND THE PUBLIC ON PREVENTING AND
16 IDENTIFYING HUMAN TRAFFICKING.

17 Sec. 2. Title 41, chapter 11, article 2, Arizona Revised Statutes,
18 is amended by adding section 41-1612, to read:

19 41-1612. Community treatment program for imprisoned women;
20 rules; eligibility; requirements

21 A. THE DEPARTMENT SHALL ESTABLISH A COMMUNITY TREATMENT PROGRAM FOR
22 IMPRISONED WOMEN AND THEIR CHILDREN. SUBJECT TO THE AVAILABILITY OF
23 MONIES, THE DEPARTMENT SHALL CONTRACT WITH AN EXPERIENCED NONPROFIT ENTITY
24 TO ESTABLISH AND OPERATE A COMMUNITY TREATMENT CENTER AND MAY TRANSFER A
25 WOMAN WHO HAS RECENTLY GIVEN BIRTH TO THE COMMUNITY TREATMENT CENTER TO
26 LIVE WITH HER CHILD OR CHILDREN. THE COMMUNITY TREATMENT PROGRAM FOR
27 IMPRISONED WOMEN SHALL PROVIDE TRAUMA-INFORMED SUBSTANCE ABUSE TREATMENT,
28 MENTAL HEALTH TREATMENT AND A SECURE ENVIRONMENT FOR THE WOMAN AND HER
29 CHILD OR CHILDREN.

30 B. THE DEPARTMENT SHALL ADOPT RULES FOR THE COMMUNITY TREATMENT
31 PROGRAM FOR IMPRISONED WOMEN, INCLUDING THE ELIGIBILITY REQUIREMENTS FOR
32 ENTERING THE PROGRAM AND LIVING IN THE COMMUNITY TREATMENT CENTER. THE
33 DEPARTMENT SHALL TAKE INTO ACCOUNT PUBLIC SAFETY AND GENERALLY ACCEPTED
34 CORRECTIONAL PRACTICES WHEN DEVELOPING AND IMPLEMENTING RULES REGARDING
35 THE COMMUNITY TREATMENT PROGRAM.

36 C. THE COMMUNITY TREATMENT PROGRAM SHALL PROVIDE PROGRAMS AND
37 SUPPORT SERVICES TO ASSIST MOTHERS AND THEIR CHILDREN IN DEVELOPING THE
38 SKILLS NECESSARY TO BECOME FUNCTIONING, SELF-SUFFICIENT FAMILIES,
39 INCLUDING:

- 40 1. SUBSTANCE ABUSE TREATMENT.
- 41 2. WELL-BEING AND EMOTIONAL SUPPORTS.
- 42 3. PARENTING SKILLS.
- 43 4. EDUCATIONAL AND EMPLOYMENT SKILLS.
- 44 5. FINANCIAL LITERACY.
- 45 6. WORKFORCE SKILLS TRAINING.

1 D. THE NONPROFIT ENTITY CONTRACTED PURSUANT TO SUBSECTION A OF THIS
2 SECTION SHALL PROVIDE PEDIATRIC CARE CONSISTENT WITH MEDICAL STANDARDS
3 AND, TO THE EXTENT FEASIBLE, SHALL BE GUIDED BY THE NEED TO PROVIDE THE
4 FOLLOWING:

5 1. A STABLE, CAREGIVING, STIMULATING ENVIRONMENT FOR THE CHILDREN
6 AS DEVELOPED AND SUPERVISED BY PROFESSIONAL GUIDANCE IN THE AREA OF CHILD
7 DEVELOPMENT.

8 2. PROGRAMS THAT ARE GEARED TO ENSURE THE STABILITY OF THE
9 PARENT-CHILD RELATIONSHIP DURING AND AFTER PARTICIPATING IN THE PROGRAM
10 AND THAT ARE DEVELOPED AND SUPERVISED BY APPROPRIATE PROFESSIONAL
11 GUIDANCE. AT A MINIMUM, THESE PROGRAMS SHALL BE GEARED TO ACCOMPLISH THE
12 FOLLOWING:

13 (a) THE MOTHER'S MANAGEMENT OF IDENTIFIED SUBSTANCE ABUSE.

14 (b) THE MOTHER'S FAMILIARITY WITH GOOD PARENTING SKILLS.

15 (c) THE MOTHER'S ABILITY TO FUNCTION IN THE COMMUNITY, ON COMMUNITY
16 SUPERVISION OR RELEASE, AS A LAW-ABIDING CITIZEN.

17 (d) SECURING ADEQUATE HOUSING ARRANGEMENTS AFTER PARTICIPATING IN
18 THE PROGRAM.

19 (e) SECURING ADEQUATE CHILD CARE ARRANGEMENTS AFTER PARTICIPATING
20 IN THE PROGRAM.

21 (f) ENGAGING IN PRODUCTIVE EMPLOYMENT AFTER PARTICIPATING IN THE
22 PROGRAM.

23 3. THE LEAST RESTRICTIVE ALTERNATIVE TO INCARCERATION AND RESTRAINT
24 POSSIBLE TO ACHIEVE THE OBJECTIVES OF CORRECTION AND OF THIS SECTION
25 CONSISTENT WITH PUBLIC SAFETY AND JUSTICE.

26 E. IN THE FIRST YEAR AFTER THE DEPARTMENT ESTABLISHES THE COMMUNITY
27 TREATMENT PROGRAM, SUBJECT TO THE AVAILABILITY OF MONIES, THE DEPARTMENT
28 SHALL PLACE UP TO TWENTY WOMEN IN THE PROGRAM. IN THE SECOND YEAR AND
29 EACH YEAR THEREAFTER, SUBJECT TO THE AVAILABILITY OF MONIES, THE
30 DEPARTMENT SHALL PLACE UP TO FIFTY WOMEN IN THE PROGRAM.

31 F. TO BE ELIGIBLE FOR THE PROGRAM, AN INMATE MUST BE A WOMAN WHO
32 GIVES BIRTH TO A CHILD WHILE IMPRISONED AND WHO IS SCHEDULED TO BE
33 RELEASED FROM IMPRISONMENT IN FIVE YEARS OR LESS.

34 G. A CHILD WHO RESIDES AT THE COMMUNITY TREATMENT CENTER IS NOT
35 SUBJECT TO THE SAME SECURITY RESTRICTIONS AS THE PRISONER EXCEPT AS
36 NECESSARY TO ENSURE THE CHILD'S SAFETY, THE SECURITY OF THE FACILITY AND
37 COMPLIANCE WITH PROGRAM RULES.

38 Sec. 3. Section 41-1712, Arizona Revised Statutes, is amended to
39 read:

40 41-1712. Organization of department; divisions

41 A. The department shall consist of the following divisions:

42 1. Arizona highway patrol.

43 2. Narcotics enforcement and criminal investigation.

44 3. Scientific criminal analysis.

45 4. Training and education.

1 D. The distribution of monies pursuant to subsection C of this
2 section may be adjusted annually, if appropriate, based on the crime
3 laboratory services provided and the percentage of the state population
4 served by each crime laboratory. The crime laboratory directors of the
5 political subdivisions providing crime laboratory services in this state
6 must agree on the distribution formula and allocation. The minimum
7 allocation for a political subdivision that provides crime laboratory
8 services is four percent.

9 E. For the purposes of subsections C and D of this section, "crime
10 laboratory" means a laboratory that meets all of the following:

- 11 1. Is operated by a political subdivision.
- 12 2. Has at least one regularly employed forensic scientist who holds
13 a minimum of a bachelor's degree in a physical or natural science.
- 14 3. Is registered as an analytical laboratory with the drug
15 enforcement administration of the United States department of justice for
16 the possession of all scheduled controlled substances.

17 Sec. 5. Title 41, chapter 12, Arizona Revised Statutes, is amended
18 by adding article 4.1, to read:

19 ARTICLE 4.1. MAJOR INCIDENT DIVISION

20 41-1762. Major incident division; superintendent;
21 qualifications; powers; jurisdiction; definition

22 A. SUBJECT TO LEGISLATIVE APPROPRIATION, THE DEPARTMENT SHALL
23 MAINTAIN A DIVISION KNOWN AS THE MAJOR INCIDENT DIVISION.

24 B. THE SUPERINTENDENT OF THE MAJOR INCIDENT DIVISION SHALL BE
25 SELECTED ON THE BASIS OF TRAINING AND EXPERIENCE AND HAVE A MINIMUM OF
26 FIVE YEARS OF EXPERIENCE IN THE ADMINISTRATION OF LAW ENFORCEMENT AND BE A
27 CERTIFIED PEACE OFFICER.

28 C. THE DIRECTOR MAY ADOPT RULES GOVERNING THE POLICIES, PROCEDURES
29 AND ADMINISTRATION OF ALL ACTIVITIES OF THE MAJOR INCIDENT DIVISION.

30 D. THE MAJOR INCIDENT DIVISION SHALL:

31 1. USE INVESTIGATORS WHO ARE CERTIFIED BY THE ARIZONA PEACE OFFICER
32 STANDARDS AND TRAINING BOARD OR WHO WERE SWORN EMPLOYEES OF A FEDERAL,
33 STATE, COUNTY OR LOCAL LAW ENFORCEMENT AGENCY, WHO HAVE DEMONSTRATED THE
34 SKILLS, KNOWLEDGE, ABILITIES AND TRAINING AS APPROVED BY THE DIRECTOR AND
35 WHO HAVE SUCCESSFULLY COMPLETED INVESTIGATIVE COURSES IDENTIFIED BY THE
36 DIRECTOR AND APPROVED BY THE ARIZONA PEACE OFFICER STANDARDS AND TRAINING
37 BOARD TO CONDUCT INDEPENDENT INVESTIGATIONS OF CRITICAL FORCE INCIDENTS.
38 IF AN INVESTIGATOR DESCRIBED IN THIS PARAGRAPH WAS EMPLOYED BY A FEDERAL,
39 STATE, COUNTY OR LOCAL LAW ENFORCEMENT AGENCY, THE INVESTIGATOR MUST:

40 (a) HAVE RETIRED OR LEFT THE LAW ENFORCEMENT AGENCY IN GOOD
41 STANDING.

42 (b) NOT HAVE BEEN UNDER INVESTIGATION AT THE TIME OF RETIREMENT OR
43 RESIGNATION FROM THE LAW ENFORCEMENT AGENCY.

44 (c) NOT HAVE RETIRED OR RESIGNED IN LIEU OF TERMINATION OR
45 DISCIPLINE.

1 (d) IF A VETERAN OF THE UNITED STATES MILITARY, HAVE BEEN HONORABLY
2 DISCHARGED.

3 2. AT THE WRITTEN REQUEST OF A CHIEF OF POLICE OR A COUNTY SHERIFF,
4 INVESTIGATE A CRIMINAL ALLEGATION AGAINST A PEACE OFFICER WHO IS EMPLOYED
5 BY THE LAW ENFORCEMENT AGENCY.

6 E. EACH LAW ENFORCEMENT AGENCY IN THIS STATE SHALL REQUIRE THE
7 MAJOR INCIDENT DIVISION, A REGIONAL LAW ENFORCEMENT TASK FORCE OR ANOTHER
8 LAW ENFORCEMENT AGENCY TO PERFORM THE CRIMINAL INVESTIGATION OF ANY
9 CRITICAL FORCE INCIDENTS IN THIS STATE.

10 F. FOR THE PURPOSES OF THIS SECTION, "CRITICAL FORCE INCIDENT"
11 MEANS:

12 1. ANY DISCHARGE OF A FIREARM BY A PEACE OFFICER, DUE TO A USE OF
13 FORCE ENCOUNTER, REGARDLESS OF WHETHER IT RESULTS IN THE INJURY OR DEATH
14 OF AN INDIVIDUAL.

15 2. AN INCIDENT INVOLVING A PEACE OFFICER'S INTENDED USE OF DEADLY
16 FORCE OR USE OF FORCE BY ANY OTHER MEANS THAT RESULTS IN DEATH OR SERIOUS
17 BODILY INJURY OF ANOTHER PERSON, EITHER DURING AN ON-DUTY INCIDENT OR
18 OFF-DUTY INCIDENT WHILE ACTING UNDER THE COLOR OF AUTHORITY.

19 Sec. 6. Section 41-2401, Arizona Revised Statutes, is amended to
20 read:

21 41-2401. Criminal justice enhancement fund

22 A. The criminal justice enhancement fund is established consisting
23 of monies collected pursuant to section 12-116.01 and monies available
24 from any other source. The state treasurer shall administer the fund.

25 B. On or before November 1 of each year, each department, agency or
26 office that receives monies pursuant to this section shall provide to the
27 Arizona criminal justice commission a report for the preceding fiscal
28 year. The report shall be in a form prescribed by the Arizona criminal
29 justice commission. The report shall set forth the sources of all monies
30 and all expenditures. The report shall not include any identifying
31 information about specific investigations.

32 C. On or before December 1 of each year, the Arizona criminal
33 justice commission shall compile all reports into a single comprehensive
34 report and shall submit a copy of the comprehensive report to the
35 governor, the president of the senate, the speaker of the house of
36 representatives and the director of the joint legislative budget
37 committee.

38 D. On the first day of each month, the state treasurer shall
39 distribute or deposit:

40 1. ~~19.09~~ 20.81 percent in the department of public safety forensics
41 fund established by section 41-1730.

42 2. ~~1.84~~ 3.57 percent to the department of juvenile corrections for
43 the treatment and rehabilitation of youth who have committed drug-related
44 offenses.

1 ~~3. 18.97 percent in the peace officers' training fund established~~
2 ~~by section 41-1825.~~

3 ~~4. 3. 3.45~~ 5.18 percent in the prosecuting attorneys' advisory
4 council training fund established by section 41-1830.03.

5 ~~5. 4. 10.66~~ 12.38 percent to the supreme court for the purpose of
6 reducing juvenile crime.

7 ~~6. 5. 8.29~~ 10.01 percent to the department of public safety for
8 allocation to state and local law enforcement authorities for the
9 following purposes:

10 (a) To enhance projects that are designed to prevent residential
11 and commercial burglaries, to control street crime, including the
12 activities of criminal street gangs, and to locate missing children.

13 (b) To provide support to the Arizona automated fingerprint
14 identification system.

15 (c) Operational costs of the criminal justice information system.

16 ~~7. 6. 10.66~~ 12.38 percent to the department of law for allocation
17 to county attorneys for the purpose of enhancing prosecutorial efforts.

18 ~~8. 7. 6.86~~ 8.59 percent to the supreme court for the purpose of
19 enhancing the ability of the courts to process criminal and delinquency
20 cases, orders of protection, injunctions against harassment and any
21 proceeding relating to domestic violence matters, for auditing and
22 investigating persons or entities licensed or certified by the supreme
23 court and for processing judicial discipline cases. Notwithstanding
24 section 12-143, subsection A, the salary of superior court judges pro
25 tempore who are appointed for the purposes provided in this paragraph
26 shall, and the salary of other superior court judges pro tempore who are
27 appointed pursuant to section 12-141 for the purposes provided in this
28 paragraph may, be paid in full by the monies received pursuant to this
29 paragraph.

30 ~~9. 8. 13.34~~ 15.06 percent to the county sheriffs for the purpose
31 of enhancing county jail facilities and operations, including county jails
32 under the jurisdiction of county jail districts.

33 ~~10. 9. 1.79~~ 3.52 percent to the Arizona criminal justice
34 commission.

35 ~~11. 10. 2.62~~ 4.34 percent in the department of public safety
36 forensics fund established by section 41-1730.

37 ~~12. 11. 2.43~~ 4.16 percent to the supreme court for the purpose of
38 providing drug treatment services to adult probationers through the
39 community punishment program established in title 12, chapter 2,
40 article 11.

41 E. Monies distributed pursuant to subsection D, paragraphs 3,
42 ~~4, 7, 9~~ 6, 8 and ~~11~~ 10 of this section constitute a continuing
43 appropriation. Monies distributed pursuant to subsection D, paragraphs 1,
44 2, ~~5, 8, 10~~ 4, 7, 9 and ~~12~~ 11 of this section are subject to legislative
45 appropriation.

1 F. The portion of the monies for direct operating expenses of the
2 department of public safety in subsection D, paragraph ~~6~~ 5 of this
3 section is subject to legislative appropriation. The remainder of the
4 monies in subsection D, paragraph ~~6~~ 5 of this section, including the
5 portion for local law enforcement, is continuously appropriated.

6 G. The allocation of monies pursuant to subsection D, paragraphs 5,
7 6, ~~7~~, AND 8 ~~and~~ 9 of this section shall be made in accordance with rules
8 adopted by the Arizona criminal justice commission pursuant to section
9 41-2405.

10 Sec. 7. Section 41-2409, Arizona Revised Statutes, is amended to
11 read:

12 41-2409. State aid; administration; report

13 A. The Arizona criminal justice commission shall administer the
14 state aid to county attorneys fund established by section 11-539. ~~By~~ ON
15 OR BEFORE September 1 of each year, the commission shall distribute monies
16 in the fund to each county according to the following composite index
17 formula:

18 1. The ~~three year~~ THREE-YEAR average of the total felony filings in
19 the superior court in the county, divided by the statewide ~~three year~~
20 THREE-YEAR average of the total felony filings in the superior court.

21 2. The county population, as adopted by the ~~department of economic~~
22 ~~security~~ OFFICE OF ECONOMIC OPPORTUNITY, divided by the statewide
23 population, as adopted by the ~~department of economic security~~ OFFICE OF
24 ECONOMIC OPPORTUNITY.

25 3. The sum of paragraphs 1 and 2 OF THIS SUBSECTION divided by two
26 equals the composite index.

27 4. The composite index for each county shall be used as the
28 multiplier against the total funds appropriated from the state general
29 fund and other monies distributed to the fund pursuant to section 41-2421.

30 B. The board of supervisors in each county shall separately account
31 for the monies transmitted pursuant to subsection A of this section and
32 may expend these monies only for the purposes specified in section
33 11-539. The county treasurer shall invest these monies and interest
34 earned shall be expended only for the purposes specified in section
35 11-539.

36 C. The Arizona criminal justice commission shall administer the
37 state aid to indigent defense fund established by section 11-588. By
38 September 1 of each fiscal year, the commission shall distribute monies in
39 the fund to each county according to the following composite index
40 formula:

41 1. The ~~three year~~ THREE-YEAR average of the total felony filings in
42 the superior court in the county divided by the statewide ~~three year~~
43 THREE-YEAR average of the total felony filings in the superior court.

44 2. The county population, as adopted by the ~~department of economic~~
45 ~~security~~ OFFICE OF ECONOMIC OPPORTUNITY, divided by the statewide

1 population, as adopted by the ~~department of economic security~~ OFFICE OF
2 ECONOMIC OPPORTUNITY.

3 3. The sum of paragraphs 1 and 2 OF THIS SUBSECTION divided by two
4 equals the composite index.

5 4. The composite index for each county shall be used as the
6 multiplier against the total funds appropriated from the state general
7 fund and other monies distributed to the fund pursuant to section 41-2421.

8 D. The board of supervisors shall separately account for the monies
9 transmitted pursuant to subsection C of this section and may expend these
10 monies only for the purposes specified in section 11-588. The county
11 treasurer shall invest these monies and interest earned shall be expended
12 only for the purposes specified in section 11-588.

13 E. THE ARIZONA CRIMINAL JUSTICE COMMISSION SHALL ADMINISTER THE
14 STATE AID FOR JUVENILE DEPENDENCY PROCEEDINGS FUND ESTABLISHED BY SECTION
15 41-2410. ON OR BEFORE SEPTEMBER 1 OF EACH FISCAL YEAR, THE ARIZONA
16 CRIMINAL JUSTICE COMMISSION SHALL DISTRIBUTE MONIES IN THE FUND TO EACH
17 ELIGIBLE COUNTY IN WHICH THE THREE-YEAR AVERAGE OF THE TOTAL JUVENILE
18 DEPENDENCY CASE FILINGS IN THE SUPERIOR COURT IN THE COUNTY EXCEEDS THE
19 THREE-YEAR AVERAGE JUVENILE DEPENDENCY CASE FILINGS IN THE SUPERIOR COURT
20 OF THE COUNTY FOR FISCAL YEARS 2012-2013, 2013-2014 AND 2014-2015 BASED ON
21 THE PROPORTIONAL SHARE OF THE INCREASE IN PETITIONS FOR EACH COUNTY.

22 F. THE BOARD OF SUPERVISORS SHALL SEPARATELY ACCOUNT FOR THE MONIES
23 DISTRIBUTED PURSUANT TO SUBSECTION E OF THIS SECTION AND MAY SPEND THESE
24 MONIES ONLY FOR THE PURPOSES SPECIFIED IN SECTION 41-2410. THE COUNTY
25 TREASURER SHALL INVEST THESE MONIES AND INTEREST EARNED SHALL BE SPENT
26 ONLY FOR THE PURPOSES SPECIFIED IN SECTION 41-2410.

27 ~~E. G. By January 8, 2001 and by~~ ON OR BEFORE January 8 each year
28 ~~thereafter~~, the commission shall report to each county board of
29 supervisors, the governor, the legislature, the joint legislative budget
30 committee, the chief justice of the supreme court and the attorney general
31 on the expenditure of the monies in the state aid to county attorneys fund
32 and the state aid to indigent defense fund for the prior fiscal year and
33 on the progress made in achieving the goal of improved criminal case
34 processing.

35 Sec. 8. Title 41, chapter 21, article 1, Arizona Revised Statutes,
36 is amended by adding section 41-2410, to read:

37 41-2410. State aid for juvenile dependency proceedings fund;
38 exemption

39 A. THE STATE AID FOR JUVENILE DEPENDENCY PROCEEDINGS FUND IS
40 ESTABLISHED CONSISTING OF LEGISLATIVE APPROPRIATIONS. MONIES IN THE FUND
41 SHALL BE USED TO PROVIDE STATE AID TO COUNTY PUBLIC DEFENDERS, LEGAL
42 DEFENDERS AND CONTRACT INDIGENT DEFENSE COUNSEL FOR THE PROCESSING OF
43 JUVENILE DEPENDENCY CASES.

1 B. THE ARIZONA CRIMINAL JUSTICE COMMISSION SHALL ADMINISTER THE
2 FUND. MONIES IN THE FUND ARE CONTINUOUSLY APPROPRIATED AND ARE EXEMPT
3 FROM THE PROVISIONS OF SECTION 35-190 RELATING TO LAPSING OF
4 APPROPRIATIONS. THE COMMISSION SHALL DISTRIBUTE MONIES IN THE FUND TO
5 EACH COUNTY PURSUANT TO SECTION 41-2409, SUBSECTION E.

6 C. ON NOTICE FROM THE COMMISSION, THE STATE TREASURER SHALL INVEST
7 AND DIVEST MONIES IN THE FUND AS PROVIDED BY SECTION 35-313, AND MONIES
8 EARNED FROM INVESTMENTS SHALL BE CREDITED TO THE FUND.

9 Sec. 9. Attorney general; compensation; outside counsel

10 Notwithstanding section 41-191, subsection D, Arizona Revised
11 Statutes, the attorney general may compensate counsel appointed in suits
12 to enforce state or federal statutes pertaining to antitrust, restraint of
13 trade or price-fixing activities or conspiracies pursuant to sections
14 41-4801, 41-4802, 41-4803 and 41-4804, Arizona Revised Statutes, at a rate
15 that may exceed \$50 per hour.

16 Sec. 10. Effective date

17 Section 41-1712, Arizona Revised Statutes, as amended by this act,
18 and title 41, chapter 12, article 4.1, Arizona Revised Statutes, as added
19 by this act, are effective from and after June 30, 2025.