

REFERENCE TITLE: foreign-country judgments; applicability

State of Arizona
Senate
Fifty-fifth Legislature
Second Regular Session
2022

SB 1363

Introduced by
Senator Mesnard

AN ACT

AMENDING SECTION 12-3252, ARIZONA REVISED STATUTES; RELATING TO
FOREIGN-COUNTRY JUDGMENTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 12-3252, Arizona Revised Statutes, is amended to
3 read:

4 12-3252. Applicability of chapter

5 A. This chapter applies to a foreign-country judgment that grants
6 or denies the recovery of a sum of money and, under the law of the foreign
7 country where rendered, is final, conclusive and enforceable.

8 B. Notwithstanding subsection A of this section, this chapter does
9 not apply to a FOREIGN-COUNTRY judgment that either:

10 1. Grants or denies the recovery of a sum of money if it is any of
11 the following:

12 (a) A judgment for taxes.

13 (b) A fine or other penalty.

14 (c) A judgment for divorce, support or maintenance or other
15 judgment rendered in connection with domestic relations.

16 2. Originates from a foreign country that has not adopted or
17 enacted a reciprocal law related to foreign-country money judgments that
18 is similar to this chapter.

19 C. The party seeking recognition of a foreign-country judgment has
20 the burden of establishing that this chapter applies to the
21 foreign-country judgment.

22 D. THIS CHAPTER DOES NOT PREVENT THE RECOGNITION UNDER PRINCIPLES
23 OF COMITY OR OTHERWISE OF A FOREIGN-COUNTRY JUDGMENT THAT IS NOT WITHIN
24 THE SCOPE OF THIS CHAPTER.