

REFERENCE TITLE: state bar; attorney charges; damages

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

SB 1566

Introduced by
Senator Leach

AN ACT

AMENDING TITLE 12, CHAPTER 3, ARTICLE 5, ARIZONA REVISED STATUTES, BY
ADDING SECTION 12-353; RELATING TO THE RECOVERY OF COSTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 12, chapter 3, article 5, Arizona Revised
3 Statutes, is amended by adding section 12-353, to read:

4 12-353. Recovery of costs; attorney discipline
5 investigations; definition

6 A. IN ADDITION TO ANY COSTS THAT ARE AWARDED BY STATUTE, IF THE
7 STATE BAR OF ARIZONA DOES NOT PREVAIL IN THE FINAL DISPOSITION OF AN
8 ATTORNEY DISCIPLINE MATTER, THE STATE BAR OF ARIZONA AND THE COMPLAINANT
9 ARE RESPONSIBLE TO THE ATTORNEY WHO IS THE SUBJECT OF THE CHARGE FOR ANY
10 ATTORNEY FEES, INVESTIGATION AND COURT COSTS, ANY LOSS OF FUTURE EARNINGS
11 AND DAMAGE TO THE ATTORNEY'S REPUTATION. COURT COSTS INCLUDE THE COST OF
12 ALL STAGES OF THE INVESTIGATION AND DISCIPLINE PROCESS AND, IF APPLICABLE,
13 ANY COURT LITIGATION AND APPEAL.

14 B. FOR THE PURPOSES OF THIS SECTION, "ATTORNEY DISCIPLINE MATTER"
15 MEANS ANY CHARGE THAT IS NOT DISMISSED BY THE STATE BAR OF ARIZONA AFTER A
16 COMPLAINT IS FILED AGAINST THE ATTORNEY.