

REFERENCE TITLE: deputy constable appointments; website notification

State of Arizona
Senate
Fifty-sixth Legislature
First Regular Session
2023

SB 1335

Introduced by
Senator Shamp

AN ACT

AMENDING SECTION 22-131, ARIZONA REVISED STATUTES; RELATING TO CONSTABLES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 22-131, Arizona Revised Statutes, is amended to
3 read:

4 22-131. Constables; powers and duties; prohibited acts

5 A. Constables shall attend the courts of justices of the peace
6 within their precincts when required, and within their counties shall
7 execute, serve and return all processes, warrants and notices directed or
8 delivered to them by a justice of the peace of the county or by competent
9 authority. In addition to any other provision of law these duties may be
10 enforced by the presiding judge of the superior court in the county,
11 including the use of the power of contempt.

12 B. Constables shall attend the training prescribed in section
13 22-137.

14 C. Constables, with the consent of and at salaries fixed by the
15 board of supervisors, may appoint deputies who are certified pursuant to
16 section 41-1822, subsection A, paragraph 3, stenographers, clerks and
17 assistants necessary to conduct the affairs of their offices. The
18 appointments shall be in writing. **WITHIN TEN BUSINESS DAYS AFTER A DEPUTY
19 CONSTABLE IS APPOINTED, THE CONSTABLE, THE BOARD OF SUPERVISORS OR THE
20 COUNTY SHALL POST THE NAME OF THE DEPUTY CONSTABLE ON ITS WEBSITE.**

21 D. The provisions of law relating to sheriffs, as far as
22 applicable, shall govern the powers, duties and liabilities of constables.

23 E. A constable who is duly elected or who is appointed by the board
24 of supervisors has the authority of a peace officer only in the
25 performance of the constable's official duties.

26 F. A constable may execute, serve and return processes and notices
27 as prescribed in subsection A of this section within any precinct in
28 another county if that precinct adjoins the precinct in which the
29 constable was elected or appointed.

30 G. A constable is prohibited from engaging in any act as a private
31 process server outside of the constable's elected or appointed duties. A
32 constable shall not own an interest in any entity that operates a private
33 process serving business.