AMENDED

MINUTES

Arizona Supreme Court

Monday, December 12, 2016

FILED
DEC 15 2016
JANET JOHNSON
CLERK SUPREME COURT
BY:

No. 5585

R-16-0023
(1)

RULES 48(f) et al, RULES OF THE SUPREME COURT

WOULD REQUIRE A PARTY APPEALING A RULE 58 DECISION OF THE HEARING PANEL TO ARRANGE FOR A TRANSCRIPT OF THE HEARING

ORDERED: Request to Amend Rule Petition to Include a Rule 59 Amendment for Transcripts in Rule 58 Appeals = ADOPTED as modified, effective January 1, 2017.

R-16-0029
(2)

RULE 31, RULES OF THE SUPREME COURT

WOULD HARMONIZE THE OATH WITH THE ARIZONA LOYALTY OATH OF OFFICE AND RULE 32(c)(3), RULES OF THE SUPREME COURT, AND WOULD EMPHASIZE ADDITIONAL AREAS IN THE CREED BASED ON PRACTICAL EXPERIENCE SINCE THE CREED WAS ORIGINALLY ADOPTED; WOULD ALSO HARMONIZE RULE 41 WITH OATH AND CREED

ORDERED: Petition to Amend The Oath of Admission to the Bar and Lawyer's Creed of Professionalism = ADOPTED as modified, effective January 1, 2017.

R-16-0035
(3)

RULE 15.1(j), RULES OF CRIMINAL PROCEDURE

WOULD INCORPORATE LANGUAGE REQUIRED BY HB 2001 (LAWS 2016, CHAPTER 6), THAT BECAME EFFECTIVE ON MARCH 11, 2016

ORDERED: Petition to Amend Rule 15.1(j) of the Arizona Rules of Criminal Procedure = ADOPTED on a permanent basis.

AMENDED

MINUTES

No. 5585

Arizona Supreme Court

Monday, December 12, 2016

R-16-0036
(4)

RULE 17.1, RULES OF CRIMINAL PROCEDURE

WOULD ADD LANGUAGE FROM FORMER RULE 8(B), ARIZONA RULES OF TRAFFIC AND BOATING CASES, WHICH WAS UNINTENTIONALLY ABROGATED EFFECTIVE JANUARY 1, 2016; WOULD REINSTATE A PROCESS BY WHICH OUT-OF STATE DEFENDANTS WHO HAVE BEEN CHARGED WITH CRIMINAL TRAFFIC MISDEMEANORS OR PETTY OFFENSES MAY EASILY RESOLVE THEIR CASES

ORDERED: Petition to Modify Arizona Rules of Criminal Procedure 17.1 = CONTINUED.

R-16-0037
(5)

RULE 72, RULES OF FAMILY LAW PROCEDURE

WOULD (1) PRECLUDE THE TRIAL COURT FROM APPOINTING A FAMILY LAW MASTER ON ITS OWN MOTION WITHOUT THE AGREEMENT OF THE PARTIES ; (2) CLARIFY THAT THE COURT MAY NOT APPOINT A FAMILY LAW MASTER TO SERVE AS A PARENTING COORDINATOR; AND (3) CLARIFY THAT THE COURT MAY NOT DELEGATE TO A FAMILY LAW MASTER THE COURT'S JUDICIAL AUTHORITY TO MAKE DECISIONS CONCERNING LEGAL DECISION MAKING OR PARENTING TIME

ORDERED: Petition to Amend Rule 72 of the Arizona Rules of Family Law Procedure = ADOPTED as modified, effective January 1, 2017.

AMENDED

MINUTES

No. 5585

Arizona Supreme Court

Monday, December 12, 2016

R-16-0039
(6)

RULES 26 & 47, RULES OF FAMILY LAW PROCEDURE

THE PROPOSED AMENDMENTS WOULD CONFORM THE FAMILY LAW RULES TO RECENT LEGISLATION (SB 1297, PATERNITY; PRELIMINARY INJUNCTION)

ORDERED: Petition to Amend Rules 26 & 47 of the Arizona Rules of Family Law Procedure = ADOPTED on a permanent basis.

R-16-0040
(7)

RULES 5(a),5(b)(6),5(b)(7) et al, EVICTION ACTIONS

WOULD REQUIRE LITIGANTS STATEWIDE TO USE COURT-APPROVED EVICTION ACTION FORMS AND AUTHORIZES THE ADMINISTRATIVE DIRECTOR OF THE ADMINISTRATIVE OFFICE OF THE COURTS (AOC) TO APPROVE, MODIFY, OR DELETE EVICTION ACTION FORMS AS MAY BE APPROPRIATE

ORDERED: Petition to Amend Rules 5(a), 5(b)(6), 5(b)(7) and Add Rules 13(h) and 20, of the Rules of Procedure for Eviction Actions = CONTINUED for an additional comment period until February 17, 2017, on the attached forms which were proposed in Petitioner's reply.

AMENDED

MINUTES

No. 5585

Arizona Supreme Court

Monday, December 12, 2016

R-16-0041
(8)

RULES 6, 7, & 41, RULES OF CRIMINAL PROCEDURE

WOULD IMPLEMENT RECOMMENDATIONS OF THE TASK FORCE FOR FAIR JUSTICE FOR ALL REGARDING RELEASE DECISIONS THAT PROTECT THE PUBLIC BUT DO NOT KEEP PEOPLE IN JAIL SOLELY FOR THE INABILITY TO PAY BAIL, AND OTHER RECOMMENDATIONS IN THE REPORT

ORDERED: Petition to Amend Rules 6, 7, and 41 of the Arizona Rules of Criminal Procedure = ADOPTED as modified, effective April 3, 2017.

R-16-0043
(9)

RULES OF APPELLATE & TRIAL COURT APPOINTMENTS

WOULD COMPREHENSIVELY REVISE THE RULES WITH STYLISTIC AND SUBSTANTIVE AMENDMENTS

ORDERED: Petition to Amend the Uniform Rules of Procedure for Commissions on Appellate and Trial Court Appointments = ADOPTED as modified on an expedited basis, effective the date of the order; circulated for comment until February 17, 2017.

The foregoing action was taken by the Arizona Supreme Court on Monday, December 12, 2016.

/s/ **Date:** 12/15/2016

Scott Bales, Chief Justice