

SUPREME COURT OF ARIZONA

In the Matter of ) Arizona Supreme Court  
 ) No. R-18-0020  
PETITION TO AMEND THE RULES OF )  
PROCEDURE FOR EVICTION ACTIONS )  
 ) **FILED 8/28/2018**  
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\_\_\_\_\_ )

**ORDER  
AMENDING RULES 5(b),5(c), AND 13(a) OF THE RULES OF PROCEDURE FOR  
EVICTION ACTIONS**

A petition having been filed proposing to amend Rules 5(b), 5(c), and 13(a) of the Rules of Procedure for Eviction Actions, and comments having been received, upon consideration,

**IT IS ORDERED** that Rules 5(b), 5(c), and 13(a) of the Rules of Procedure for Eviction Actions be amended in accordance with the attachment hereto, effective January 1, 2019.

DATED this 28th day of August, 2018.

\_\_\_\_\_/s/\_\_\_\_\_  
SCOTT BALES  
Chief Justice

TO:

Rule 28 Distribution

Lisa M Panahi

Hon. Lawrence F Winthrop

Hon. Gerald A Williams

Ellen S Katz

Scott E Williams

Melissa Parham

Scott Andrew Baluha

## ATTACHMENT<sup>1</sup>

### Rules of Procedure for Eviction Actions

#### Rule 5. Summons and Complaint: Issuance, Content and Service of Process

a. [No change in text.]

**b. Complaint.** The complaint shall:

(1)-(7) [No change in text.]

(8) State that the action involves a subsidized rental property if the action involves a subsidized rental property.

(9) Current Rule 5(b)(8) renumbered as 5(b)(9).

**c. Complaint for Monetary Damages.** If the complaint seeks a money judgment for rent, late charges, or other fees, charges or damages permitted by law, the complaint shall also state:

(1)-(7) [No change in text.]

(8) If the rental property is a subsidized housing unit, the landlord must state the total amount of the rent per month, the tenant's portion of the monthly rent, and the total amount of the tenant's portion of the rent that the tenant owes.

**d.-f.** [No change in text.]

#### Rule 13. Entry of Judgment and Relief Granted

**a. Items to Review.** Except for stipulated judgments entered pursuant to Rule 13(b)(4), in each eviction action the court shall:

(1)-(4) [No change in text.]

(5) If the court determines that the rental property is subsidized, determine whether there is unpaid rent that the tenant is obligated to pay as the tenant's portion of the rent.

**b.-g.** [No change in text.]

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<sup>1</sup> Changes or additions in rule text are indicated by underscoring and deletions from text are indicated by strikeouts.