

IN THE SUPREME COURT OF THE STATE OF ARIZONA

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In the Matter of:	)	
	)	
AMENDING ARIZONA CODE OF	)	Administrative Order
JUDICIAL ADMINISTRATION	)	<u>No. 2009 - 129</u>
§ 5-204: ADMINISTRATION OF	)	(Affecting Administrative Order
VICTIMS' RIGHTS	)	No. 2008-55)
	)	

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An amendment to the above-captioned section of the Arizona Code of Judicial Administration having come before the Arizona Judicial Council on December 16, 2009, and having been approved and recommended for adoption,

Therefore, pursuant to Article VI, Section 3, of the Arizona Constitution,

IT IS ORDERED that Arizona Code of Judicial Administration § 5-204 is amended as indicated on the attached document. All other provisions of § 5-204 as adopted, remain unchanged and in effect.

IT IS FURTHER ORDERED the court, clerk of court, or other court agency responsible for receipting and disbursing restitution shall give individuals receiving restitution at least 30 days notice before increasing the agency's disbursement threshold.

Dated this 23rd day of December, 2009.

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REBECCA WHITE BERCH  
Chief Justice

**ARIZONA CODE OF JUDICIAL ADMINISTRATION**  
**Part 5: Court Operations**  
**Chapter 2: Programs and Standards**  
**Section 5-204: Administration of Victims' Rights**

**A. through J.** [no changes]

**K. Restitution Payment Processing.**

1. [no changes]
2. The clerk of court or other court entity responsible for receipting and disbursing restitution shall forward all restitution payments made by cash, cashiers' check, credit card or money order to victims within ten business days, unless the amount of any single disbursement is less than ~~ten~~ thirty dollars. The court, clerk of court, or other court agency responsible for receipting and disbursing restitution shall disburse all personal check payments within 21 calendar days of receipt. Where a single disbursement is less than ~~ten~~ thirty dollars the court may develop a clearly defined business system routine to hold funds received for individual victims until the aggregate total in an account reaches a minimum of ~~ten~~ thirty dollars.
3. Notwithstanding subsection (2) above, courts receiving restitution payments shall remit all amounts collected over one dollar to victims not less than once each calendar year. In cases where victims cannot be located, courts, clerks or other agencies responsible for restitution payments shall follow state unclaimed property provisions.
4. and 5. [no changes]

**L.** [no changes]