

IN THE SUPREME COURT OF THE STATE OF ARIZONA

In the Matter of:)
)
IMPLEMENTATION OF SB 1472 AND) Administrative Order
SB 1482, 50TH LEGISLATURE,) No. 2011 - 95
FIRST REGULAR SESSION, 2011)
)
_____)

Newly enacted Arizona Revised Statutes Sections 19-124.01 and 12-120.07 require the provision to voters of certain information on justices and appellate court judges standing for retention election. The statutes became effective July 20, 2011. Consistent with the orderly administration of justice, this Order provides procedures to implement the provisions of the legislation.

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

IT IS ORDERED that the following procedures shall apply:

1. Biographical Information on each Judge or Justice.

To implement A.R.S. § 19-124.01(1), each judge or justice whose name will appear on the retention ballot shall by January 31 of that election year submit to the Commission on Judicial Conduct biographical information in the format specified by the Commission on Judicial Performance Review. The information submitted shall not exceed 300 words in length and shall include the judge's or justice's length of service in a judicial capacity, educational background, and such other information as directed by the Commission. At least 60 days before the regular primary election, the Commission shall transmit the submitted biographical information to the Secretary of State and provide access to the information through the Commission's website.

2. List of Published Decisions in which a Judge or Justice Declared a Statute Constitutional or Unconstitutional.

To implement A.R.S. § 19-124.01(2), each judge or justice whose name will appear on the ballot for retention shall by June 15 of that election year submit to the Commission on Judicial Performance Review a list of opinions in which the judge or justice held a statute constitutional or unconstitutional, and the provision of the constitution relied upon. The list shall include all such opinions issued during the judge's or justice's then-current term through May 31 of the election year. The Commission shall transmit the submitted list to the Secretary of State at least 60 days before the regular primary election and provide access to the list through the Commission's website.

3. List of Appellate Decisions.

To implement A.R.S. § 12-120.07(C), by June 15, 2012, each division of the Court of Appeals and the Supreme Court shall modify its website to allow the public to search by individual judge or justice for a list of

- a.** opinions issued during that judge's or justice's then-current term, and
- b.** memorandum decisions issued on or after July 20, 2011 and continuing through the judge's or justice's current term.

The court websites shall display each decision's official citation and contain an electronic copy of the text of the decision. The website of the Commission on Judicial Performance Review shall display a link to the appropriate court website for each judge or justice whose name will appear on the ballot for retention.

DATED this 12th day of September 2011.

REBECCA WHITE BERCH
Chief Justice