

IN THE SUPREME COURT OF THE STATE OF ARIZONA

In the Matter of:)
)
AUTHORIZING PRESIDING JUDGES)
TO CALL RETIRED JUDGES) Administrative Order
BACK TO DUTY) No. 2012 - 78
) (Revising Administrative
) Order No. 2001-62)
)
_____)

Retired justices and judges of courts of record who are drawing retirement pay are authorized by Article 6, § 20 of the Arizona Constitution to be called back to active duty to serve as a justice or judge of any court. The administration of justice in the superior court is promoted by service of qualified retired justices or judges as a judge of the superior court.

IT IS ORDERED that the Administrative Director of the Arizona Supreme Court with the advice and consent of the chief justice shall establish a list of qualified retired justices and judges who are willing to be temporarily called back to duty to serve as a judge of the superior court. This list shall indicate where and when each retired justice or judge is willing to serve.

IT IS FURTHER ORDERED pursuant to Article 6, § II of the Arizona Constitution that the presiding judge of each county is authorized to call to active duty a retired justice or judge, listed by the Administrative Director, to perform judicial duties as assigned by written order of the presiding judge. A retired justice or judge called back to active duty shall receive the compensation and expenses as provided in Article 6, § 20 of the Arizona Constitution, and that before calling a retired judge back to duty, the presiding judge shall secure from whatever source the funds required to pay all anticipated compensation and expenses due.

IT IS FURTHER ORDERED that a justice or judge called back to active duty may perform the additional duties authorized by A.R.S. § 25-121 et seq. and A.R.S. § 12-2222 without specific assignment by the presiding judge with the understanding no public compensation or benefits will be sought or offered for performance of these duties.

Dated this 11th day of October, 2012.

REBECCA WHITE BERCH
Chief Justice