

PROPOSED  
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2221  
(Reference to printed bill)

1 Page 1, line 5, strike "public"; after "records" insert ": definition"  
2 Line 9, strike "AS A CONDITION OF PRACTICING LAW IN THIS STATE,"  
3 Line 10, after "ATTORNEY" insert ", AS A CONDITION OF PRACTICING LAW IN THIS  
4 STATE,"  
5 Line 26, after "COLLECT" insert "A"  
6 Line 30, strike "SHALL:"  
7 Strike lines 31 and 32  
8 Line 33, strike "2." insert a comma  
9 Line 34, after the comma insert "SHALL"  
10 Line 35, after "PROVIDE" insert "FOR"  
11 Line 38, after the period insert "ANY PERSON MAY REQUEST TO EXAMINE OR BE  
12 FURNISHED COPIES, PRINTOUTS OR PHOTOGRAPHS OF ANY RECORD DURING REGULAR  
13 OFFICE HOURS OR MAY REQUEST THAT THE STATE BAR OF ARIZONA MAIL TO THE PERSON  
14 A COPY OF ANY RECORD NOT OTHERWISE AVAILABLE ON THE STATE BAR'S WEBSITE. THE  
15 STATE BAR OF ARIZONA MAY REQUIRE ANY PERSON REQUESTING A COPY OF ANY RECORD  
16 TO PAY IN ADVANCE FOR ANY COPYING AND POSTAGE CHARGES. THE STATE BAR OF  
17 ARIZONA SHALL PROMPTLY FURNISH, AND MAY CHARGE A FEE FOR, THE COPIES,  
18 PRINTOUTS OR PHOTOGRAPHS. IF REQUESTED, THE STATE BAR OF ARIZONA SHALL  
19 FURNISH AN INDEX OF RECORDS OR CATEGORIES OF RECORDS THAT HAVE BEEN WITHHELD  
20 AND THE REASONS THE RECORDS OR CATEGORIES OF RECORDS HAVE BEEN WITHHELD FROM  
21 THE REQUESTING PERSON. THE STATE BAR OF ARIZONA MAY NOT INCLUDE IN THE INDEX  
22 INFORMATION THAT IS EXPRESSLY PRIVILEGED OR CONFIDENTIAL BY LAW. ANY PERSON  
23 WHO HAS REQUESTED TO EXAMINE OR COPY RECORDS PURSUANT TO THIS SUBSECTION AND

1 WHO HAS BEEN DENIED ACCESS TO OR THE RIGHT TO EXAMINE OR COPY SUCH RECORDS  
2 MAY APPEAL THE DENIAL THROUGH A SPECIAL ACTION IN THE SUPERIOR COURT,  
3 PURSUANT TO THE RULES OF PROCEDURE FOR SPECIAL ACTIONS AGAINST A PUBLIC BODY.  
4 THE COURT MAY AWARD ATTORNEY FEES AND OTHER LEGAL COSTS THAT ARE REASONABLY  
5 INCURRED IN ANY ACTION UNDER THIS SUBSECTION IF THE PERSON SEEKING RECORDS  
6 SUBSTANTIALLY PREVAILS. THIS SUBSECTION DOES NOT LIMIT THE RIGHTS OF ANY  
7 PARTY TO RECOVER ATTORNEY FEES, EXPENSES AND DOUBLE DAMAGES PURSUANT TO  
8 SECTION 12-349. ANY PERSON WHO IS WRONGFULLY DENIED ACCESS TO RECORDS  
9 PURSUANT TO THIS SUBSECTION HAS A CAUSE OF ACTION AGAINST THE STATE BAR OF  
10 ARIZONA FOR ANY DAMAGES RESULTING FROM THE DENIAL.

11 F. FOR THE PURPOSES OF THIS SECTION, "RECORD" MEANS ANY RECORD OR  
12 OTHER MATTER IN THE CUSTODY OF THE STATE BAR OF ARIZONA RELATED TO MANDATORY  
13 ASSESSMENT MONIES THAT ARE COLLECTED BY THE SUPREME COURT AND THAT ARE  
14 ACCEPTED BY THE STATE BAR OF ARIZONA PURSUANT TO SUBSECTION E OF THIS  
15 SECTION."

16 Amend title to conform

ANTHONY KERN

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02/09/2016  
11:47 AM  
H: kp/ajh