



ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fifth Legislature
Second Regular Session

HOUSE: MAPS DP 15-0-0-0

HB 2102: survival of action; deceased sheriff

Sponsor: Representative Griffin, LD 14

Caucus & COW

Overview

Repeals statute stating that a cause of action against a county sheriff or his deputies survives the sheriff's death.

History

Under current law, any cause of action against a sheriff or his deputies, for malfeasance, misfeasance or nonfeasance, may be prosecuted against the personal representative of the sheriff ([A.R.S. § 11-452](#)).

Statute defines *personal representative* as an executor of an estate or a person legally authorized to perform substantially the same functions (A.R.S. §§ [14-7651](#), [14-9101](#), [14-13102](#)).

Provisions

1. Deletes statute stating that cause of action against a sheriff or his deputies, for malfeasance, misfeasance or nonfeasance, may be prosecuted against the personal representative of the sheriff. (Sec. 1)

Prop 105 (45 votes)

Prop 108 (40 votes)

Emergency (40 votes)

Fiscal Note