

IN THE GILBERT MUNICIPAL COURT  
COUNTY OF MARICOPA, STATE OF ARIZONA  
55 E. Civic Center, Gilbert, AZ 85296 (480) 635-7800

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In the Matter of:	)	Administrative Order
VACATING ELIGIBLE MONETARY	)	No. 2024-002
OBLIGATIONS IN JUVENILE	)	
MATTERS	)	

Section 30(A) of SB 1197, Juvenile Offenders; Monetary Sanctions; Repeal (Laws 2023, Ch. 162) (“the Act”) provides that for financial obligations imposed before October 30, 2023, the outstanding balance of any fee, cost, surcharge, or monetary assessment that was imposed against a juvenile or the juvenile’s parent or guardian pursuant to Arizona Revised Statutes (A.R.S.) §§ 8-221, -234, -243, -245, -263, -321, -323, -341, -343, -344, 11-584, or 12-116 or -116.07, as amended by the Act, or A.R.S. §§ 8-241 or -418 as repealed by the Act, are eligible to be vacated. Section 30(B) of the Act additionally provides that all unsatisfied civil judgments, or portions of judgments, that were entered before October 30, 2023, for an unpaid fee, cost, surcharge, or monetary assessment imposed against a juvenile or a juvenile’s parent or guardian pursuant to the same statutes, are eligible to be deemed null and void and, for all legal purposes, vacated.

On December 20, 2023, the Supreme Court issued Administrative Order No. 2023-221 providing that courts may, by local administrative order, provide for all eligible unpaid monetary obligations, unsatisfied civil judgments, and applicable portions of unsatisfied civil judgments, as provided by Section 30(A) and (B) of the Act, to be vacated.

Therefore, the court having considered options for better achieving swift, fair justice in vacating eligible unpaid balance and unsatisfied civil judgments in juvenile matters, and pursuant to Supreme Court Administrative No. 2023-221 and Section 30 of the Act,

**IT IS ORDERED** that this order applies to cases in this court that meet all the following criteria:

1. The defendant was a juvenile on the disposition date;
2. Financial obligations were imposed before October 30, 2023;
3. There remains an outstanding balance of any fee, cost, surcharge, or monetary assessment that was imposed against a juvenile or the juvenile’s parent or guardian; and

**IT IS FURTHER ORDERED** that monetary obligations imposed before October 30, 2023, in cases to which this order applies, and in any associated civil judgment entered before October 30, 2023, are hereby vacated as follows:

1. **Time Payment Fees** imposed pursuant to **A.R.S. § 12-116** that have the following receivable or cost type designation in the case management system:

**2025 State JCEF**

**4405 Local JCEF**

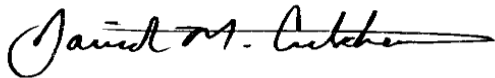
**IT IS FURTHER ORDERED** that if a payment is received on a case that may be subject to this order but the balance has not yet been adjusted in the court's case management system, the clerk must conduct a manual review of the monetary obligations in the case and apply the provisions of this order to the case before applying the payment to any remaining balance or returning the excess.

**IT IS FURTHER ORDERED** that if monetary obligations vacated pursuant to this order result in an associated civil judgment being vacated in its entirety, the clerk shall notify the county recorder that the judgment has been vacated.

**IT IS FURTHER ORDERED** that if the eligibility of a monetary obligation in a case is at issue, or the clerk or other staff is presented with any issue for which specific direction is not provided in this order, the case shall be referred to a judicial officer before any monetary obligations are adjusted in the court's case management system.

**IT IS FURTHER ORDERED** that this order shall be posted on the court's website.

Dated this 9<sup>th</sup> day of July 2024.



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David M. Cutchen  
Presiding Judge  
Gilbert Municipal Court