

REFERENCE TITLE: veterans' benefits; claims; prohibition

State of Arizona  
Senate  
Fifty-sixth Legislature  
Second Regular Session  
2024

## **SB 1308**

Introduced by  
Senators Rogers: Kern, Wadsack

### AN ACT

AMENDING TITLE 41, CHAPTER 3, ARTICLE 7, ARIZONA REVISED STATUTES, BY  
ADDING SECTION 41-610.03; RELATING TO THE DEPARTMENT OF VETERANS'  
SERVICES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 41, chapter 3, article 7, Arizona Revised  
3 Statutes, is amended by adding section 41-610.03, to read:

4 41-610.03. Veterans' benefits; claims; prohibition;  
5 definition

6 A. A PERSON MAY NOT RECEIVE COMPENSATION FOR ANY OF THE FOLLOWING:

7 1. PREPARING, PRESENTING OR PROSECUTING A CLAIM FOR AN INDIVIDUAL  
8 REGARDING A VETERANS' BENEFITS MATTER BEFORE THE DEPARTMENT OF VETERANS'  
9 SERVICES OR THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS.

10 2. ADVISING, CONSULTING OR ASSISTING AN INDIVIDUAL REGARDING A  
11 VETERANS' BENEFITS MATTER BEFORE THE DEPARTMENT OF VETERANS' SERVICES OR  
12 THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS.

13 3. REFERRING AN INDIVIDUAL TO ANOTHER PERSON TO PREPARE, PRESENT OR  
14 PROSECUTE A CLAIM OR TO ADVISE, CONSULT OR ASSIST AN INDIVIDUAL WITH A  
15 VETERANS' BENEFITS MATTER BEFORE THE DEPARTMENT OF VETERANS' SERVICES OR  
16 THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS.

17 B. THIS SECTION DOES NOT PROHIBIT A DIVISION OF FEES BETWEEN  
18 ATTORNEYS THAT IS OTHERWISE PROPER PURSUANT TO THE RULES OF PROFESSIONAL  
19 CONDUCT ADOPTED BY THE ARIZONA SUPREME COURT.

20 C. A PERSON WHO VIOLATES THIS SECTION SHALL BE HELD TO THE SAME  
21 ETHICAL STANDARDS TO WHICH AN ATTORNEY IS HELD PURSUANT TO THE RULES OF  
22 PROFESSIONAL CONDUCT ADOPTED BY THE ARIZONA SUPREME COURT REGARDING THE  
23 FOLLOWING:

24 1. ADVERTISING.

25 2. SOLICITATION OF NEW CLIENTS.

26 3. CONFIDENTIALITY.

27 4. DUTY OF CARE.

28 5. DUTY OF HONESTY.

29 6. DUTY TO ZEALOUSLY PURSUE WHAT IS IN THE BEST INTEREST OF THE  
30 ATTORNEY'S CLIENT.

31 D. FOR THE PURPOSES OF THIS SECTION, "VETERANS' BENEFITS MATTER"  
32 MEANS ANY BENEFIT, PROGRAM, SERVICE, COMMODITY, FUNCTION OR STATUS THE  
33 ENTITLEMENT TO WHICH IS DETERMINED BY THE DEPARTMENT OF VETERANS' SERVICES  
34 OR THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS PERTAINING TO  
35 VETERANS, THEIR DEPENDENTS, THEIR SURVIVORS AND ANY OTHER INDIVIDUAL  
36 ELIGIBLE FOR SUCH BENEFITS.