

28 **courts.**

29 (1) The Judicial Council has the responsibility for promulgating and publishing  
30 minimum requirements both for the creation of new courts and the certification of existing  
31 courts. The council shall also review requests for waiver of the minimum requirements and  
32 may authorize the creation of a court by waiving compliance with minimum requirements or by  
33 allowing for an extension of time to meet the minimum requirements.

34 (2) Existing justice courts shall be recertified at the end of each four-year term if they  
35 continue to meet the minimum requirements for the establishment of a new court. Any existing  
36 court which does not meet the minimum requirements may request a review from the council,  
37 which may authorize the recertification of the court by waiving compliance with minimum  
38 requirements or by allowing for an extension of time to meet those requirements.

39 (3) Notwithstanding Subsections (1) and (2), the Judicial Council may only create or  
40 certify a justice court that ~~H~~→ , on or before July 1, 2012, ←~~H~~ digitally records its proceedings  
40a and maintains audio recordings for a  
41 minimum of ~~H~~→ [three years] one year ←~~H~~ .

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**Office of Legislative Research and General Counsel**