

PV Bills of Interest as of March 26, 2019

54th Legislature - 1st Regular Session, 2019

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Posted Calendars and Committee Hearings

H2005: MOVING VIOLATIONS; DEFENSIVE DRIVING SCHOOL

Hearing: Senate Transportation & Public Safety (Wednesday 03/27/19 at 9:00 AM, Senate Rm. 109)

H2109: COUNTY TRANSPORTATION EXCISE TAX

Hearing: Senate Transportation & Public Safety (Wednesday 03/27/19 at 9:00 AM, Senate Rm. 109)

H2115: LANDLORD TENANT; STATE PREEMPTION

Calendar: 3/26 Senate Caucus

H2357: RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION

Hearing: Senate Finance (Wednesday 03/27/19 at 2:00 PM, Senate Rm. 1)

H2559: PEER-TO-PEER CAR SHARING

Hearing: Senate Finance (Wednesday 03/27/19 at 2:00 PM, Senate Rm. 1)

H2672: VACATION RENTALS; SHORT-TERM RENTALS; REGULATION

Hearing: Senate Commerce (Thursday 03/28/19 at 10:00 AM, Senate Rm. 1)

S1001: HIGHWAY SAFETY FEE; REPEAL; VLT

Hearing: House Transportation (Wednesday 03/27/19 at 2:00 PM, House Rm. 3)

S1147: MUNICIPAL ECONOMIC DEVELOPMENT; SALE; LEASE

Hearing: House Health & Human Services (Thursday 03/28/19 at 8:30 AM, House Rm. 4)

S1231: PUBLIC SAFETY; RESIDENCY REQUIREMENTS; PROHIBITION

Calendar: 3/26 House Caucus

Calendar: 3/27 House Consent

Bad Bill Watch List

Bill Summaries

H2320: HIGHWAY SAFETY FEE; REDUCTION

Caps the highway safety fee at \$18. The highway safety fee is no longer required to fully fund 110 percent of the Department of Public Safety Highway Patrol budget for each fiscal year. Appropriates \$47 million from the general fund in FY2019-20 to the Arizona Highway Patrol Fund. AS PASSED HOUSE.

First sponsor: Rep. Campbell (R - Dist 1)

Others: Sen. S. Allen (R - Dist 6), Rep. Barto (R - Dist 15), Rep. Biasiucci (R - Dist 5), Rep. Blackman (R - Dist 6), Rep. Bolick (R - Dist 20), Sen. Borrelli (R - Dist 5), Rep. Bowers (R - Dist 25), Rep. Carroll (R - Dist 22), Rep. Cobb (R - Dist 5), Rep. Cook (R - Dist 8), Rep. Fillmore (R - Dist 16), Rep. Finchem (R - Dist 11), Rep. Grantham (R - Dist 12), Sen. Gray (R - Dist 21), Sen. Kerr (R - Dist 13), Rep. Petersen (R - Dist 12), Rep. Rivero (R - Dist 21), Rep. Stringer (R - Dist 1)

H2320 Daily History	Date Action
HIGHWAY SAFETY FEE; REDUCTION	3/12 referred to Senate rules only.
HIGHWAY SAFETY FEE; REDUCTION	3/11 House additional COW approved with floor amend #4735 . Passed House 57-3 ; ready for Senate.
HIGHWAY SAFETY FEE; REDUCTION	3/4 FAILED to pass House 27-32 . House voted to reconsider failure to pass bill; date of second vote to be within 14 days.
HIGHWAY SAFETY FEE; REDUCTION	2/27 House COW approved.
HIGHWAY SAFETY FEE; REDUCTION	2/14 retained on House COW calendar.
HIGHWAY SAFETY FEE; REDUCTION	2/12 stricken from House consent calendar by Friese.
HIGHWAY SAFETY FEE; REDUCTION	2/11 from House rules okay. To House consent calendar.
HIGHWAY SAFETY FEE; REDUCTION	2/6 from House trans do pass.
HIGHWAY SAFETY FEE; REDUCTION	2/6 House trans do pass; report awaited.
HIGHWAY SAFETY FEE; REDUCTION	1/29 referred to House trans.

H2559: PEER-TO-PEER CAR SHARING

Establishes a new chapter in Title 28 (Transportation) regulating "peer-to-peer car sharing" (defined). Establishes requirements for motor vehicle liability insurance policies for a peer-to-peer car sharing program (program). A peer-to-peer car sharing program is prohibited from offering or selling insurance except in conjunction with and incidental to car sharing program agreements, from advertising or portraying itself or any of its employees or agents as licensed insurers unless the program is actually a licensed insurer, and from paying a person any compensation that is dependent on the placement of insurance under a peer-to-peer car sharing program's license. A motor vehicle insurer is prohibited from canceling, voiding or rescinding a policy of personal private passenger motor vehicle liability insurance of a shared vehicle owner solely on the basis that the vehicle has been made available for sharing through a program. Establishes requirements for car sharing program agreements and agreement disclosures. This legislation does not prohibit or restrict a public airport from implementing rules or licensing requirements or from assessing fees or charges that apply to shared vehicle transactions that are conducted at the public airport. Peer-to-peer car sharing programs, shared vehicle owners and shared vehicle drivers are exempt from car rental and vehicle license tax surcharges. Peer-to-peer car sharing programs are required to obtain a transaction privilege tax license from the Department of Revenue (DOR) for the payment of taxes levied by the state and one or more counties, municipalities, or special taxing districts for the taxes due from a shared vehicle owner for any shared vehicle transaction facilitated by the peer-to-peer car sharing program. A shared vehicle owner is entitled to an exclusion from any applicable taxes for any shared vehicle transaction that is facilitated by a peer-to-peer car sharing program and for which the owner has obtained written notice that the program is licensed with DOR to collect applicable taxes for all shared vehicle transactions that are facilitated by the program, and transaction history documenting tax collected by the program. A licensed peer-to-peer car sharing program is required to electronically remit to DOR the applicable taxes, and to electronically report the taxes monthly. Establishes requirements for the sourcing of peer-to-peer car sharing transactions for tax purposes. Establishes a formula for the distribution of state transaction privilege taxes collected from a peer-to-peer car sharing program under the personal property rental classification. The tax base of the personal property rental classification does not include the gross proceeds of sales or gross income received by a shared vehicle owner from any shared vehicle transaction for which the shared vehicle owner has received documentation from a licensed peer-to-peer car sharing program that the program will remit the applicable tax to DOR. AS PASSED HOUSE.

First sponsor: Rep. Grantham (R - Dist 12)

H2559 Daily History	Date	Action
PEER-TO-PEER CAR SHARING	3/21	Senate com held.
PEER-TO-PEER CAR SHARING	3/19	referred to Senate fin.
PEER-TO-PEER CAR SHARING	3/13	House additional COW approved with floor amend #4764 . Passed House 44-16 ; ready for Senate.
PEER-TO-PEER CAR SHARING	2/28	House COW approved with amend #4281 .
PEER-TO-PEER CAR SHARING	2/26	from House rules okay.
PEER-TO-PEER CAR SHARING	2/20	from House com with amend #4281 .
PEER-TO-PEER CAR SHARING	2/19	House com amended; report awaited.
PEER-TO-PEER CAR SHARING	2/4	referred to House com.

S1001: HIGHWAY SAFETY FEE; REPEAL; VLT

Repeals the highway safety fee that was previously required to be in an amount established by the Director of the Department of Transportation annually in order to fund 110 percent of the Department of Public Safety Highway Patrol budget for each fiscal year. If monies in the Arizona Highway Patrol Fund are insufficient to fully fund the Highway Patrol in a FY, the Legislature is required to appropriate monies from the general fund to eliminate the insufficiency. AS PASSED SENATE.

S1001 Daily History	Date	Action
HIGHWAY SAFETY FEE; REPEAL; VLT 3/6	House trans held.	
HIGHWAY SAFETY FEE; REPEAL; VLT 2/26	referred to House trans, appro.	
HIGHWAY SAFETY FEE; REPEAL; VLT 2/11	passed Senate <u>24-6</u> ; ready for House.	
HIGHWAY SAFETY FEE; REPEAL; VLT 2/4	Senate COW approved with floor amend <u>#4047</u> and <u>#4046</u> , a substitute for amend 4003.	
HIGHWAY SAFETY FEE; REPEAL; VLT 1/29	from Senate rules okay.	
HIGHWAY SAFETY FEE; REPEAL; VLT 1/23	from Senate appro with amend <u>#4003</u> .	
HIGHWAY SAFETY FEE; REPEAL; VLT 1/22	Senate appro amended; report awaited.	
HIGHWAY SAFETY FEE; REPEAL; VLT 1/14	referred to Senate appro.	

S1460: TPT; DIGITAL GOODS & SERVICES

For the purpose of transaction privilege and use taxes and local excise taxes, the gross income, gross receipts, gross proceeds, purchase price or sales price from selling, leasing, licensing, purchasing or using "digital services" (defined) is excluded from tax. Does not apply to an online lodging marketplace. Establishes the digital goods classification of transaction privilege taxes, which is comprised of the business of selling, leasing or licensing the use of "prewritten computer software" or providing "specified digital goods" (both defined). Establishes a list of exemptions from the digital goods classification. Levies an excise tax on using or consuming prewritten computer software and specified digital goods in Arizona as a percentage of the acquisition price, which applies to any purchaser that purchases these items for resale but that subsequently uses or consumes the items. Some exceptions. Prewritten computer software and specified digital goods must be sourced to the seller's business location if the seller receives the order at a business location in Arizona and the items are to be used in Arizona, and to the purchaser's location in Arizona if the seller receives the order at a business location outside Arizona but the items are to be used in Arizona. Contains a legislative intent section. Applies to taxable periods beginning on or after the first day of the month following the effective date of this legislation.

First sponsor: Sen. Ugenti-Rita (R - Dist 23)

General Comments (all lists):

Labels software subscriptions (such as Office 365 and Adobe Creative Cloud suites) as services rather than goods, and exempts them from taxation

S1460 Daily History	Date	Action
TPT; DIGITAL GOODS & SERVICES 2/26	from Senate rules okay.	
TPT; DIGITAL GOODS & SERVICES 2/14	from Senate fin with amend <u>#4196</u> .	
TPT; DIGITAL GOODS & SERVICES 2/13	Senate fin amended; report awaited.	
TPT; DIGITAL GOODS & SERVICES 2/11	referred to Senate fin.	

Good Bill Watch List

Bill Summaries

H2027: ONLINE LODGING MARKETPLACE; LOCAL TAXATION

Municipalities and other taxing jurisdictions are authorized to levy a transaction privilege or other similar tax or fee on an online lodging marketplace from any activity subject to tax under the model city tax code, with the tax base for an online marketplace being limited according to statute governing the online lodging marketplace classification of transaction privilege taxes and subject to specified conditions, including that the tax imposed on online lodging marketplaces and online lodging operators must be uniform with all other taxpayers engaging in the same activity within the jurisdictional boundaries. Previously, municipalities and other taxing jurisdictions were authorized to levy a transaction privilege or other similar tax or fee on online lodging "as provided by" the model city tax code, subject to specified conditions, including that the tax imposed was required to be uniform on online lodging marketplaces, online

lodging operators, and other taxpayers "of the same class" within the jurisdictional boundaries. AS PASSED HOUSE.

First sponsor: Rep. Kavanagh (R - Dist 23)

General Comments (all lists):

Helps to create parity with our resort community.

H2027 Daily History	Date	Action
ONLINE LODGING MARKETPLACE; LOCAL TAXATION	3/26	Senate COW approved.
ONLINE LODGING MARKETPLACE; LOCAL TAXATION	3/19	from Senate rules okay.
ONLINE LODGING MARKETPLACE; LOCAL TAXATION	3/14	from Senate fin do pass.
ONLINE LODGING MARKETPLACE; LOCAL TAXATION	3/7	referred to Senate fin.
ONLINE LODGING MARKETPLACE; LOCAL TAXATION	3/6	passed House 60-0 ; ready for Senate.
ONLINE LODGING MARKETPLACE; LOCAL TAXATION	3/6	House COW approved with amend #4285 .
ONLINE LODGING MARKETPLACE; LOCAL TAXATION	3/4	from House rules okay.
ONLINE LODGING MARKETPLACE; LOCAL TAXATION	2/20	from House ways-means with amend #4285 .
ONLINE LODGING MARKETPLACE; LOCAL TAXATION	2/20	House ways-means amended; report awaited.
ONLINE LODGING MARKETPLACE; LOCAL TAXATION	1/14	referred to House ways-means.

H2672: VACATION RENTALS; SHORT-TERM RENTALS; REGULATION

The list of purposes for which counties and municipalities are permitted to regulate vacation rentals and short-term rentals is expanded to include requiring the owner to provide contact information for the owner or the owner's designee who is responsible for responding to complaints in a timely manner in person, over the phone or by email at any time of day before offering for rent or renting the vacation rental or short-term rental. Counties and municipalities are required to notify the Department of Revenue and the property owner of "verified violations" of the county's or municipality's applicable laws and regulations within 30 days after a verified violation. Vacation rentals and short-term rentals are prohibited from being used for nonresidential uses, including for special events or for a retail, restaurant, banquet space or other similar use. An online lodging operator is prohibited from offering for rent or renting a lodging accommodation without a current transaction privilege tax license. The online lodging operator is required to list the transaction privilege tax license number on each advertisement for each lodging accommodation the online lodging operator maintains, including online lodging marketplace postings. Establishes penalties for violations. AS PASSED HOUSE.

First sponsor: Rep. Kavanagh (R - Dist 23)

Others: Sen. Alston (D - Dist 24), Rep. Barto (R - Dist 15), Rep. Blackman (R - Dist 6), Rep. Blanc (D - Dist 26), Rep. Bolick (R - Dist 20), Rep. Bowers (R - Dist 25), Sen. Bowie (D - Dist 18), Sen. Boyer (R - Dist 20), Sen. Bradley (D - Dist 10), Sen. Brophy McGee (R - Dist 28), Rep. Butler (D - Dist 28), Rep. Campbell (R - Dist 1), Rep. Cano (D - Dist 3), Rep. Carroll (R - Dist 22), Sen. Carter (R - Dist 15), Rep. Cobb (R - Dist 5), Sen. Contreras (D - Dist 19), Sen. Dalessandro (D - Dist 2), Rep. Dunn (R - Dist 13), Rep. Engel (D - Dist 10), Rep. Espinoza (D - Dist 19), Sen. Fann (R - Dist 1), Rep. Fernandez (D - Dist 4), Rep. Finchem (R - Dist 11), Rep. Friese (D - Dist 9), Rep. Gabaldon (D - Dist 2), Rep. Grantham (R - Dist 12), Sen. Gray (R - Dist 21), Rep. A. Hernandez (D - Dist 3), Rep. Jermaine (D - Dist 18), Rep. Kern (R - Dist 20), Sen. Kerr (R - Dist 13), Rep. Lawrence (R - Dist 23), Sen. Leach (R - Dist 11), Rep. Lieberman (D - Dist 28), Sen. Livingston (R - Dist 22), Rep. Longdon (D - Dist 24), Sen. Mendez (D - Dist 26), Rep. Meza (D - Dist 30), Rep. Osborne (R - Dist 13), Sen. Otondo (D - Dist 4), Rep. Pawlik (D - Dist 17), Rep. Payne (R - Dist 21), Sen. Peshlakai (D - Dist 7), Sen. Pratt (R - Dist 8), Sen. Quezada (D - Dist 29), Sen. Rios (D - Dist 27), Rep. Rivero (R - Dist 21), Rep. Roberts (R - Dist 11), Rep. Shah (D - Dist 24), Rep. Sierra (D - Dist 19), Rep. Stringer (R - Dist 1), Rep. Thorpe (R - Dist 6), Rep. Toma (R - Dist 22), Rep. Tsosie (D - Dist 7), Sen. Ugenti-Rita (R - Dist 23)

General Comments (all lists):

Helps establish the ability to address those that are truly bad actors by requiring a revocable state-issued license and allowing occupancy limitations.

H2672 Daily History	Date	Action
VACATION RENTALS; SHORT-TERM RENTALS; REGULATION	3/21	Senate com held.
VACATION RENTALS; SHORT-TERM RENTALS; REGULATION	3/12	referred to Senate com.
VACATION RENTALS; SHORT-TERM RENTALS; REGULATION	3/11	passed House 41-19 ; ready for Senate.
VACATION RENTALS; SHORT-TERM RENTALS; REGULATION	3/7	House COW approved with floor amend #4709 , a substitute for amend 4373.

VACATION RENTALS; SHORT-TERM RENTALS; REGULATION 3/4 from House rules okay.
VACATION RENTALS; SHORT-TERM RENTALS; REGULATION 2/25 from House gov with amend #4373.
VACATION RENTALS; SHORT-TERM RENTALS; REGULATION 2/21 House gov amended; report awaited.
VACATION RENTALS; SHORT-TERM RENTALS; REGULATION 2/13 referred to House gov.

H2702: TPT; MARKETPLACE FACILITATORS; NEXUS

Establishes the marketplace facilitator classification of transaction privilege taxes (TPT), which is comprised of the business of facilitating retail sales as a "marketplace facilitator" (defined). The tax base for the marketplace facilitator classification is the gross proceeds of sales or gross income from all sales the marketplace facilitator facilitates on behalf of "marketplace sellers" (defined) sourced to Arizona if the marketplace seller is not an affiliate of the marketplace facilitator. All sales that a marketplace facilitator facilitates on behalf of a marketplace seller must be sourced to the purchaser's location in Arizona. A marketplace facilitator is required to pay TPT on all sales facilitated by the marketplace facilitator and sourced to Arizona regardless of whether the marketplace seller for whom sales are facilitated is required to be registered with the Department of Revenue or would have been required to pay TPT had the sale not been facilitated by the marketplace facilitator. Any person that conducts business in an activity classified under TPT classifications with purchasers in Arizona is engaging or continuing in business in Arizona, is subject to and is required to pay TPT if the person meets any of the following criteria in the previous or current calendar year: the gross proceeds of sales or gross income derived from the person's transactions with purchasers in Arizona is more than \$100,000, the person engages in at least 200 separate transactions with purchasers in Arizona, the gross proceeds of sales or gross income derived from a marketplace facilitator's transactions with purchasers in Arizona on its own behalf or on behalf of at least one marketplace seller is more than \$100,000, or the marketplace facilitator engages in at least 200 separate transactions with purchasers in Arizona on its own behalf or on behalf of at least one marketplace seller. For the purposes of determining whether a person meets any of these criteria, all members of a person's affiliated group must be aggregated. Establishes provisions governing a marketplace facilitator's liability for transaction privilege taxes and allows for liability relief in specified percentages, which are phased out between 2019 and 2026. The list of exemptions from the retail classification of TPT is expanded to include sales of tangible personal property by a marketplace seller, if the sale is facilitated by a marketplace facilitator and the marketplace seller has received documentation from the marketplace facilitator that the marketplace facilitator has paid the applicable tax and will remit the tax to the Department of Revenue.

First sponsor: Rep. Toma (R - Dist 22)

Others: Rep. J. Allen (R - Dist 15), Rep. Biasiucci (R - Dist 5), Rep. Blackman (R - Dist 6), Rep. Bolding (D - Dist 27), Rep. Bolick (R - Dist 20), Rep. Campbell (R - Dist 1), Rep. Chavez (D - Dist 29), Rep. Cook (R - Dist 8), Rep. Engel (D - Dist 10), Rep. Epstein (D - Dist 18), Rep. Espinoza (D - Dist 19), Rep. Finchem (R - Dist 11), Rep. A. Hernandez (D - Dist 3), Rep. D. Hernandez (D - Dist 2), Rep. Jermaine (D - Dist 18), Rep. Kavanagh (R - Dist 23), Rep. Lawrence (R - Dist 23), Rep. Lieberman (D - Dist 28), Rep. Osborne (R - Dist 13), Rep. Pawlik (D - Dist 17), Rep. Payne (R - Dist 21), Rep. Rivero (R - Dist 21), Rep. Stringer (R - Dist 1), Rep. Thorpe (R - Dist 6)

General Comments (all lists):

Provides framework consistent with Wayfair decision

H2702 Daily History	Date	Action
TPT; MARKETPLACE FACILITATORS; NEXUS	2/20	from House ways-means with amend #4290.
TPT; MARKETPLACE FACILITATORS; NEXUS	2/20	House ways-means amended; report awaited.
TPT; MARKETPLACE FACILITATORS; NEXUS	2/13	referred to House ways-means.

S1039: PAIN MANAGEMENT CLINICS; REGULATION

A private "pain management clinic" (defined elsewhere in statute) of a licensed health care provider is no longer exempt from statute regulating health care institutions and the related rules adopted by the Department of Health Services. The exemption from health care institution regulation for dispensaries and first

aid stations located within business or industrial establishments that meet other requirements applies if the station is under the supervision of a registered nurse practitioner, in addition to a physician. AS PASSED SENATE.

First sponsor: Sen. Brophy McGee (R - Dist 28)

S1039 Daily History	Date Action
PAIN MANAGEMENT CLINICS; REGULATION 3/18	from House rules okay. To House consent calendar.
PAIN MANAGEMENT CLINICS; REGULATION 3/7	from House hel-hu ser do pass.
PAIN MANAGEMENT CLINICS; REGULATION 2/26	referred to House hel-hu ser.
PAIN MANAGEMENT CLINICS; REGULATION 2/6	Senate COW approved with amend #4019 . Passed Senate 30-0 ; ready for House.
PAIN MANAGEMENT CLINICS; REGULATION 2/5	From Senate rules okay.
PAIN MANAGEMENT CLINICS; REGULATION 1/31	from Senate hel-hu ser with amend #4019 .
PAIN MANAGEMENT CLINICS; REGULATION 1/30	Senate hel-hu ser amended; report awaited.
PAIN MANAGEMENT CLINICS; REGULATION 1/14	referred to Senate hel-hu ser.

S1165: WIRELESS COMMUNICATION DEVICE; DRIVING; PROHIBITION (~~PROHIBITION; TEXTING WHILE DRIVING~~)

Unless the vehicle is parked or stopped, a person is prohibited from operating a motor vehicle on a street or highway while physically holding or supporting with any part of the person's body a portable wireless communication device or stand-alone electronic device, and while writing, sending or reading any text-based communication on a portable wireless communication device or stand-alone electronic device. Some exceptions. Beginning January 1, 2021, Violations are subject to a civil penalty of \$75 to \$149 for a first violation, and \$150 to \$250 for a second or subsequent violation. A violation that results in an accident causing the death of or serious physical injury to another person is classified as causing serious physical injury or death by a moving violation, a class 1 (highest) misdemeanor. The Department of Transportation is required to post signs at each point where an interstate highway or U.S. highway enters Arizona that informs vehicle operators of the prohibition on using a portable wireless communication device while operating a motor vehicle. A peace officer who stops a motor vehicle for an alleged violation of this prohibition cannot take possession of or otherwise inspect a portable wireless communication device in the possession of the operator unless otherwise authorized by law. Peace officers may issue only a warning beginning on the effective date of this legislation through December 31, 2020, and are prohibited from issuing a citation for a violation of this prohibition before January 1, 2021. Beginning January 1, 2021, the regulation of the use of portable wireless communication devices while operating a motor vehicle is not subject to further regulation by a county, municipality or other political subdivision, and any regulations in violation of this prohibition, whether enacted before or after January 1, 2021, are void. Session law authorizes enforcement of local laws regulating the use of portable wireless communication devices through December 31, 2020. Additionally, while a person is driving a motor vehicle and the motor vehicle is in motion on a public roadway or on an off-highway vehicle trail, the person is prohibited from watching a video or movie on a portable wireless communication device or stand-alone electronic device, and from recording or broadcasting a video on a portable wireless communication device or stand-alone electronic device. Some exceptions. Emergency clause. AS PASSED SENATE.

First sponsor: Sen. Brophy McGee (R - Dist 28)

Others: Rep. Bolding (D - Dist 27), Rep. Bowers (R - Dist 25), Sen. Bradley (D - Dist 10), Rep. Campbell (R - Dist 1), Sen. Carter (R - Dist 15), Rep. Chavez (D - Dist 29), Rep. Espinoza (D - Dist 19), Sen. Fann (R - Dist 1), Rep. Friese (D - Dist 9), Rep. D. Hernandez (D - Dist 2), Sen. Navarrete (D - Dist 30), Sen. Otondo (D - Dist 4)

General Comments (all lists):

Senator Brophy McGee's Distractive Driving bill

S1165 Daily History	Date Action
WIRELESS COMMUNICATION DEVICE; DRIVING; PROHIBITION	3/14 from House trans with amend #4770 .
WIRELESS COMMUNICATION DEVICE; DRIVING; PROHIBITION	3/5 referred to House trans.
WIRELESS COMMUNICATION DEVICE; DRIVING; PROHIBITION	3/4 Senate COW approved with amend

	<u>#4294</u> . NOTE SHORT TITLE CHANGE. Passed Senate <u>20-10</u> ; ready for House.
PROHIBITION; TEXTING WHILE DRIVING	2/26 from Senate rules okay.
PROHIBITION; TEXTING WHILE DRIVING	2/21 from Senate trans-pub safety with amend <u>#4294</u> .
PROHIBITION; TEXTING WHILE DRIVING	2/20 Senate trans-pub safety amended; report awaited.
PROHIBITION; TEXTING WHILE DRIVING	1/23 referred to Senate trans-pub safety.

S1241: STATE PARKS BOARD; HERITAGE FUND

Establishes the Arizona State Parks Heritage Fund to be administered by the Arizona State Parks Board. The Board is required to establish criteria for the use of monies in the Fund and monies in the Fun are required to be used for specified purposes in specified percentages. By December 31 of each year, the Board is required to submit a report to the Legislature that includes specified information on Fund expenditures. The Auditor General is required to conduct a performance audit of the Fund at the same time any agency performance audit of the Board is conducted. Contains a legislative intent section.

First sponsor: Sen. Brophy McGee (R - Dist 28)

Others: Sen. Boyer (R - Dist 20), Sen. Carter (R - Dist 15), Sen. Kerr (R - Dist 13), Sen. Navarrete (D - Dist 30), Sen. Otondo (D - Dist 4), Sen. Pratt (R - Dist 8)

S1241 Daily History	Date	Action
STATE PARKS BOARD; HERITAGE FUND	3/19	from House nat res-energy-water do pass.
STATE PARKS BOARD; HERITAGE FUND	3/5	referred to House nat res-energy-water.
STATE PARKS BOARD; HERITAGE FUND	2/28	passed Senate <u>30-0</u> ; ready for House.
STATE PARKS BOARD; HERITAGE FUND	2/26	from Senate rules okay.
STATE PARKS BOARD; HERITAGE FUND	2/25	to Senate consent calendar.
STATE PARKS BOARD; HERITAGE FUND	2/20	from Senate appro do pass.
STATE PARKS BOARD; HERITAGE FUND	2/19	Senate appro do pass; report awaited.
STATE PARKS BOARD; HERITAGE FUND	2/7	from Senate nat res-energy do pass.
STATE PARKS BOARD; HERITAGE FUND	2/6	Senate nat res-energy do pass; report awaited.
STATE PARKS BOARD; HERITAGE FUND	1/29	referred to Senate nat res-energy, appro.

S1300: LOW-INCOME HOUSING; TAX EXEMPTION

The requirements for property used exclusively for affordable rental housing to qualify for exemption from taxation are modified. The list of entities that may own and operate the property is expanded to include a single purpose entity that is wholly owned by one or more "eligible nonprofit corporations" (defined). The amount of rent of the occupants cannot exceed the amount prescribed by deed restrictions or by regulatory agreements pursuant to the financing or financial assistance terms. The property cannot exceed 200 units, instead of 200 residents. AS PASSED SENATE.

First sponsor: Sen. Brophy McGee (R - Dist 28)

Others: Rep. J. Allen (R - Dist 15), Sen. Alston (D - Dist 24), Sen. Bowie (D - Dist 18), Sen. Bradley (D - Dist 10), Sen. Carter (R - Dist 15), Sen. Livingston (R - Dist 22)

S1300 Daily History	Date	Action
LOW-INCOME HOUSING; TAX EXEMPTION	3/20	from House ways-means do pass.
LOW-INCOME HOUSING; TAX EXEMPTION	3/7	referred to House ways-means.
LOW-INCOME HOUSING; TAX EXEMPTION	3/4	passed Senate <u>30-0</u> ; ready for House.
LOW-INCOME HOUSING; TAX EXEMPTION	2/28	Senate COW approved with amend <u>#4192</u> and floor amend <u>#4511</u> .
LOW-INCOME HOUSING; TAX EXEMPTION	2/19	from Senate rules okay.
LOW-INCOME HOUSING; TAX EXEMPTION	2/14	from Senate fin with amend <u>#4192</u> .
LOW-INCOME HOUSING; TAX EXEMPTION	2/13	Senate fin amended; report awaited.
LOW-INCOME HOUSING; TAX EXEMPTION	1/30	referred to Senate fin.

S1528: VIDEO SERVICE PROVIDERS; LICENSE

Various changes relating to video service provider licenses issued by local governments. The deadline for a local government to issue a uniform video service license is extended to 45 days, from 30 days, after the application filing

date. Local governments are authorized to assess additional video service provider license fees due at any time within four years after the date on which the fees were required to be paid. A complaint for a violation of license fee obligations is required to be filed three years after a written demand is made, increased from two years, and no sooner than six months, increased from four months, after the written demand.

First sponsor: Sen. Carter (R - Dist 15)

S1528 Daily History	Date Action
VIDEO SERVICE PROVIDERS; LICENSE	3/18 from House rules okay. To House consent calendar.
VIDEO SERVICE PROVIDERS; LICENSE	3/12 from House com do pass.
VIDEO SERVICE PROVIDERS; LICENSE	3/5 referred to House com.
VIDEO SERVICE PROVIDERS; LICENSE	2/28 passed Senate <u>30-0</u> ; ready for House.
VIDEO SERVICE PROVIDERS; LICENSE	2/26 from Senate rules okay.
VIDEO SERVICE PROVIDERS; LICENSE	2/25 to Senate consent calendar.
VIDEO SERVICE PROVIDERS; LICENSE	2/21 from Senate com do pass.
VIDEO SERVICE PROVIDERS; LICENSE	2/6 referred to Senate com.

(No Category Assigned)

Bill Summaries

H2005: MOVING VIOLATIONS; DEFENSIVE DRIVING SCHOOL

A court is required to allow an individual who is found responsible by the court for a civil traffic moving violation to attend a defensive driving school, and is permitted to allow an individual who is convicted of a violation of excessive speeds to attend a defensive driving school. If otherwise eligible, a person who is found responsible for or found guilty of a traffic violation is permitted to elect to attend defensive driving school, and must make this election at the time of the finding of responsibility or guilt. The person is required to successfully complete the course within 45 days after the finding of responsibility or guilt. If the person does not successfully complete defensive driving school within 45 days, the court is required to enter the final judgment of responsibility or guilt and proceed to sentence the person. A person who elects to attend defensive driving school after a finding of responsibility or guilt does not have the right to appeal the finding. A person who successfully completes defensive driving school after a finding of responsibility or guilt is required to pay specified statutory surcharges and assessments, and is also required to pay an assessment of \$68. Allocation of monies from the \$68 assessment is specified. The maximum fee charged by the Supreme Court for a defensive driving school is increased to \$20, from \$15. Effective July 1, 2020. AS PASSED HOUSE.

First sponsor: Rep. Kavanagh (R - Dist 23)

General Comments (all lists):

Provides for additional driver education. However increases workload of courts and PD. Officers pulled out of beats for court appearances, and night shift officers deprived of opportunity to sleep.

H2005 Daily History	Date Action
MOVING VIOLATIONS; DEFENSIVE DRIVING SCHOOL	3/20 Senate trans-pub safety held.
MOVING VIOLATIONS; DEFENSIVE DRIVING SCHOOL	2/27 referred to Senate trans-pub safety.
MOVING VIOLATIONS; DEFENSIVE DRIVING SCHOOL	2/25 House COW approved with amend <u>#4154</u> and floor amend <u>#4396</u> . Passed House <u>31-29</u> ; ready for Senate.
MOVING VIOLATIONS; DEFENSIVE DRIVING SCHOOL	2/18 from House rules okay.
MOVING VIOLATIONS; DEFENSIVE DRIVING SCHOOL	2/13 from House pub safety with amend <u>#4154</u> .
MOVING VIOLATIONS; DEFENSIVE DRIVING SCHOOL	2/13 House pub safety amended; report awaited.
MOVING VIOLATIONS; DEFENSIVE DRIVING SCHOOL	1/30 from House trans do pass.
MOVING VIOLATIONS; DEFENSIVE DRIVING SCHOOL	1/30 House trans amended; report awaited.
MOVING VIOLATIONS; DEFENSIVE DRIVING SCHOOL	1/14 referred to House trans, pub safety.

H2019: HIGHWAY SAFETY FEE; REPEAL; VLT

Repeals the highway safety fee that was previously required to be in an amount

established by the Director of the Department of Transportation annually in order to fund 110 percent of the Department of Public Safety Highway Patrol budget for each fiscal year. Repeals changes to the valuation formula for the separate vehicle license tax classification for motor vehicles powered by alternative fuels that are purchased on or after January 1, 2020, which would have become effective January 1, 2020. [Capitol Reports note: This legislation repeals all changes made by Laws 2018, Chapter 265].

First sponsor: Rep. Lawrence (R - Dist 23)

General Comments (all lists):

This fee provided funding for DPS so that HURF sweeps could be avoided and funding restored to cities and towns.

H2019 Daily History	Date Action
HIGHWAY SAFETY FEE; REPEAL; VLT 2/20	FAILED House trans 2-5.
HIGHWAY SAFETY FEE; REPEAL; VLT 2/4	referred to House trans.

H2026: PUBLIC RESOURCES; INFLUENCING ELECTIONS; PENALTIES

Any resident of a jurisdiction that is alleged to have used county, municipal, school district or charter school resources or employees to influence elections is authorized to initiate a suit in the superior court for the purpose of enforcing compliance. Civil penalties paid for violations must be paid to the Attorney General or County Attorney in actions filed by those officers, and must be paid to the resident in an action filed by a resident.

First sponsor: Rep. Kavanagh (R - Dist 23)

H2026 Daily History	Date Action
PUBLIC RESOURCES; INFLUENCING ELECTIONS; PENALTIES 3/21	Senate jud held.
PUBLIC RESOURCES; INFLUENCING ELECTIONS; PENALTIES 3/4	referred to Senate jud.
PUBLIC RESOURCES; INFLUENCING ELECTIONS; PENALTIES 2/28	passed House on reconsideration <u>31-29</u> ; ready for Senate.
PUBLIC RESOURCES; INFLUENCING ELECTIONS; PENALTIES 2/26	House COW approved. FAILED to pass House <u>30-29</u> . 2/27 House voted to reconsider failure to pass bill; date of second vote to be within the next 14 days.
PUBLIC RESOURCES; INFLUENCING ELECTIONS; PENALTIES 2/21	stricken from House consent calendar by Salman.
PUBLIC RESOURCES; INFLUENCING ELECTIONS; PENALTIES 2/21	from House rules okay.
PUBLIC RESOURCES; INFLUENCING ELECTIONS; PENALTIES 2/20	to House consent calendar.
PUBLIC RESOURCES; INFLUENCING ELECTIONS; PENALTIES 2/14	from House gov do pass.
PUBLIC RESOURCES; INFLUENCING ELECTIONS; PENALTIES 2/13	from House elect do pass.
PUBLIC RESOURCES; INFLUENCING ELECTIONS; PENALTIES 2/12	House elect do pass; report awaited.
PUBLIC RESOURCES; INFLUENCING ELECTIONS; PENALTIES 2/5	referred to House elect, gov.

H2043: MUNICIPAL JUDGES; TERMS; RETENTION ELECTION

Municipal court magistrates are limited to a four-year term, and are subject to election for retention or rejection at a general election in the same manner as superior court or appellate court judges and supreme court justices. A municipal magistrate is required to file a declaration of desire to be retained in office in the office of the municipal clerk at least 60 days before the general election following the expiration of the magistrate's term of office. The name of a magistrate whose declaration is filed must be placed on the appropriate official ballot under a nonpartisan designation in a specified form. Session law provides that a municipal magistrate currently holding office continues to serve for the respective term for which s/he was appointed or elected but following that term must be appointed or retained in office as provided by this legislation.

First sponsor: Rep. Kavanagh (R - Dist 23)

General Comments (all lists):

Assumes that judges are being unduly influenced by local politicians; that is simply not true. PV Judges are all volunteer, exceptionally esteemed law practitioners, and are often not PV residents. Requiring them to become political officials and campaign for retention means we lose a lot of great talent. It also opens the door for large monetary contributions to influence the outcome of the election; ironically having the opposite of the desired effect. Paradise Valley judges are adamantly opposed to this bill.

H2043 Daily History	Date Action
MUNICIPAL JUDGES; TERMS; RETENTION ELECTION	3/6 from House rules okay.
MUNICIPAL JUDGES; TERMS; RETENTION ELECTION	2/20 from House elect do pass.
MUNICIPAL JUDGES; TERMS; RETENTION ELECTION	2/19 House elect do pass; report awaited.
MUNICIPAL JUDGES; TERMS; RETENTION ELECTION	2/13 from House jud with amend #4178 .
MUNICIPAL JUDGES; TERMS; RETENTION ELECTION	2/13 House jud amended; report awaited.
MUNICIPAL JUDGES; TERMS; RETENTION ELECTION	1/24 referred to House jud, elect.

H2047: HURF DISTRIBUTION; CITIES, TOWNS, COUNTIES

Appropriates \$60 million from the general fund in FY2019-20 to the Department of Transportation for distribution to counties and municipalities according to a specified distribution formula. The monies distributed may be used only for street or highway projects, including construction or maintenance. AS PASSED HOUSE.

First sponsor: Rep. Cook (R - Dist 8)

Others: Sen. Borrelli (R - Dist 5), Rep. Campbell (R - Dist 1), Sen. Gowan (R - Dist 14), Rep. Stringer (R - Dist 1)

H2047 Daily History	Date Action
HURF DISTRIBUTION; CITIES, TOWNS, COUNTIES	3/20 from Senate appro do pass.
HURF DISTRIBUTION; CITIES, TOWNS, COUNTIES	3/19 Senate appro do pass; report awaited.
HURF DISTRIBUTION; CITIES, TOWNS, COUNTIES	3/12 referred to Senate appro.
HURF DISTRIBUTION; CITIES, TOWNS, COUNTIES	3/11 passed House 60-0 ; ready for Senate.
HURF DISTRIBUTION; CITIES, TOWNS, COUNTIES	3/7 House COW approved with floor amend #4700 .
HURF DISTRIBUTION; CITIES, TOWNS, COUNTIES	3/4 from House rules okay.
HURF DISTRIBUTION; CITIES, TOWNS, COUNTIES	2/21 from House appro do pass.
HURF DISTRIBUTION; CITIES, TOWNS, COUNTIES	2/20 House appro do pass; report awaited.
HURF DISTRIBUTION; CITIES, TOWNS, COUNTIES	2/12 referred to House appro.

H2078: LOCAL GOVERNMENT INVESTMENT POOL

For the purpose of local government investment pools, "political subdivision" is defined as any governmental entity operating under the authority of this state, including a city, town, county, school district or community college district or any other entity organized under state law.

First sponsor: Rep. Kavanagh (R - Dist 23)

H2078 Daily History	Date Action
LOCAL GOVERNMENT INVESTMENT POOL	3/20 passed Senate 28-1 ; ready for governor.
LOCAL GOVERNMENT INVESTMENT POOL	3/12 from Senate rules okay.
LOCAL GOVERNMENT INVESTMENT POOL	3/11 to Senate consent calendar.
LOCAL GOVERNMENT INVESTMENT POOL	3/7 from Senate fin do pass.
LOCAL GOVERNMENT INVESTMENT POOL	3/6 Senate fin do pass; report awaited.
LOCAL GOVERNMENT INVESTMENT POOL	2/28 referred to Senate fin.
LOCAL GOVERNMENT INVESTMENT POOL	2/27 passed House 57-1 ; ready for Senate.
LOCAL GOVERNMENT INVESTMENT POOL	2/18 to House consent calendar. From House rules okay.
LOCAL GOVERNMENT INVESTMENT POOL	2/7 from House gov do pass.
LOCAL GOVERNMENT INVESTMENT POOL	2/7 House gov do pass; report awaited.
LOCAL GOVERNMENT INVESTMENT POOL	1/30 referred to House gov.

H2081: TRAUMATIC EVENT COUNSELING

If a licensed mental health professional determines that a peace officer or firefighter needs additional visits of licensed counseling beyond the 12 visits currently authorized in the traumatic event counseling program, the employer is

required to pay for up to an additional 36 visits, increased from an additional 24 visits, within one year after the first visit.

First sponsor: Rep. Blackman (R - Dist 6)

Others: Rep. Biasiucci (R - Dist 5), Rep. Carroll (R - Dist 22), Rep. A. Hernandez (D - Dist 3), Rep. Lieberman (D - Dist 28)

H2081 Daily History	Date	Action
TRAUMATIC EVENT COUNSELING	1/23	referred to House gov, pub safety.

H2084: MUNICIPAL ZONING; REZONING PROTESTS

Clarifies that the group of persons authorized to file a protest in writing against a municipal rezoning, which triggers a requirement for the rezoning to obtain a 3/4 vote of the municipal governing body for passage, is the owners of 20 percent or more of the property by area and number of lots, tracts and condominium units either within the area of the proposed change or the area within 150 feet of the proposed change, including all rights of way.

First sponsor: Rep. Kavanagh (R - Dist 23)

H2084 Daily History	Date	Action
MUNICIPAL ZONING; REZONING PROTESTS	2/26	House COW approved. FAILED to pass House <u>18-41</u> .
MUNICIPAL ZONING; REZONING PROTESTS	2/26	from House rules okay.
MUNICIPAL ZONING; REZONING PROTESTS	2/14	from House gov do pass.
MUNICIPAL ZONING; REZONING PROTESTS	2/4	referred to House gov.

H2087: INVESTOR-OWNED SHORT-TERM RENTALS; LOCAL REGULATION

The list of purposes for which municipalities and counties may regulate vacation rentals or short-term rentals is expanded to include ensuring that "investor-owned" (defined) vacation rentals or short-term rentals comply with residential use and zoning ordinances if the ordinances are applied in the same manner as other property classified as class 3 or class 4 property for property tax purposes.

First sponsor: Rep. Kavanagh (R - Dist 23)

General Comments (all lists):

Investor owners convinced Rep Kavanagh to allow continued operation, instead relying on technology (referred to as 'big brother' by many) to report to commercial owners excessive noise or if # of cell phones exceed allowable occupancy. Does require license from state and allows municipality to report offenders to state to have license revoked.

H2087 Daily History	Date	Action
INVESTOR-OWNED SHORT-TERM RENTALS; LOCAL REGULATION	1/23	referred to House reg affairs, gov.

H2088: PSPRS; NORMAL RETIREMENT; EMPLOYEE CONTRIBUTIONS

For the Public Safety Personnel Retirement System, the definition of "normal retirement date" for an employee who becomes a member on or after July 1, 2017, is modified to eliminate the requirement that the employee be at least 55 years of age to retire after 15 years of credited service. The separate calculations for employee contribution rates that applied to employees hired on or after July 1, 2017 are deleted.

First sponsor: Rep. Chavez (D - Dist 29)

H2088 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2103: APPROPRIATION; DOR; AUDITORS AND COLLECTORS

Makes a supplemental appropriation of \$6.73 million and 106 FTE positions from the general fund in FY2019-20 to the Department of Revenue for personal services and employee-related expenditures for additional audit, compliance, collection and support staff in specified numbers and positions. By December 1, 2019 and December 1, 2020, the Dept is required to submit to the Governor and the Legislature a detailed report of the amount of tax revenues collected that is attributable to each FTE position appropriated by this legislation.

First sponsor: Rep. Espinoza (D - Dist 19)

Others: Rep. Andrade (D - Dist 29), Rep. Blanc (D - Dist 26), Rep. Bolding (D - Dist 27), Rep. Cano (D - Dist 3), Rep. Fernandez (D - Dist 4), Rep. Frieze (D - Dist 9), Rep. Gabaldon (D - Dist 2), Rep. A. Hernandez (D - Dist 3), Rep. Jermaine (D - Dist 18), Rep. Longdon (D - Dist 24), Rep. Meza (D - Dist 30), Rep. Rodriguez (D - Dist 27), Rep. Sierra (D - Dist 19)

H2103 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2108: REAL ESTATE SIGNS; CITIES; COUNTIES

Counties and municipalities cannot prohibit an owner of real property or the owner's agent from displaying on the property and/or in an area within a public or private right-of-way a sign advertising that the property is for sale or rent, an open house, the owner or agent's name and contact information, and directions to the property.

First sponsor: Rep. Grantham (R - Dist 12)

General Comments (all lists):

Government cannot regulate signs based on content (Reed vs Gilbert). As a result, this would open up ALL signage in public rights of way

H2108 Daily History	Date	Action
REAL ESTATE SIGNS; CITIES; COUNTIES	2/27	retained on House COW calendar.
REAL ESTATE SIGNS; CITIES; COUNTIES	2/21	from House pub safety with amend #4300. From House rules okay.
REAL ESTATE SIGNS; CITIES; COUNTIES	2/20	House pub safety amended; report awaited.
REAL ESTATE SIGNS; CITIES; COUNTIES	2/11	withdrawn from House reg affairs and gov and referred to House pub safety.
REAL ESTATE SIGNS; CITIES; COUNTIES	1/28	referred to House reg affairs, gov.

H2109: COUNTY TRANSPORTATION EXCISE TAX

If approved by a majority of the qualified electors, a county transportation excise tax must be levied and collected at a rate that, by itself or together with any tax county transportation excise tax for roads, is not more than 20 percent, increased from 10 percent, of the transaction privilege tax rate in effect on January 1, 1990 (5 percent) or of the jet fuel excise and use tax rate prescribed by statute (currently 3.05 cents per gallon).

First sponsor: Rep. Shope (R - Dist 8)

H2109 Daily History	Date	Action
COUNTY TRANSPORTATION EXCISE TAX	3/7	referred to Senate trans-pub safety.
COUNTY TRANSPORTATION EXCISE TAX	3/7	referred to Senate appro.
COUNTY TRANSPORTATION EXCISE TAX	3/6	House COW approved. Passed House 44-16; ready for Senate.
COUNTY TRANSPORTATION EXCISE TAX	3/4	from House rules okay.
COUNTY TRANSPORTATION EXCISE TAX	2/21	from House trans do pass.
COUNTY TRANSPORTATION EXCISE TAX	2/20	House trans do pass; report awaited.
COUNTY TRANSPORTATION EXCISE TAX	2/20	from House ways-means do pass.
COUNTY TRANSPORTATION EXCISE TAX	2/20	House ways-means do pass; report awaited.
COUNTY TRANSPORTATION EXCISE TAX	1/28	referred to House ways-means, trans.

H2115: LANDLORD TENANT; STATE PREEMPTION

The regulation of the rights, obligations and remedies of landlords and tenants is a matter of statewide concern, and is not subject to further regulation by a

county, municipality or other political subdivision. Exempts any ordinance or code adopted by a county, municipality or other political subdivision before December 31, 2018. AS PASSED HOUSE.

First sponsor: Rep. Griffin (R - Dist 14)

H2115 Daily History	Date	Action
LANDLORD TENANT; STATE PREEMPTION	3/26	from Senate rules okay.
LANDLORD TENANT; STATE PREEMPTION	3/19	from Senate gov do pass.
LANDLORD TENANT; STATE PREEMPTION	3/18	Senate gov do pass; report awaited.
LANDLORD TENANT; STATE PREEMPTION	2/27	referred to Senate gov.
LANDLORD TENANT; STATE PREEMPTION	2/25	House COW approved with floor amend #4397 , a substitute for amend 4040. Passed House 31-29 ; ready for Senate.
LANDLORD TENANT; STATE PREEMPTION	2/18	from House rules okay.
LANDLORD TENANT; STATE PREEMPTION	1/31	from House gov with amend #4040 .
LANDLORD TENANT; STATE PREEMPTION	1/31	House gov amended; report awaited.
LANDLORD TENANT; STATE PREEMPTION	1/24	referred to House gov.

H2134: MUNICIPAL ELECTIONS; WRITE-IN CANDIDATES

In a municipal or nonpartisan election, a write-in candidate cannot advance to the general or runoff election if the candidate did not receive at least the same number of votes as signatures required for nominating petitions for the same office.

First sponsor: Rep. Cobb (R - Dist 5)

H2134 Daily History	Date	Action
MUNICIPAL ELECTIONS; WRITE-IN CANDIDATES	3/12	stricken from Senate consent calendar by Dalessandro.
MUNICIPAL ELECTIONS; WRITE-IN CANDIDATES	3/12	from Senate rules okay.
MUNICIPAL ELECTIONS; WRITE-IN CANDIDATES	3/11	to Senate consent calendar.
MUNICIPAL ELECTIONS; WRITE-IN CANDIDATES	3/7	from Senate jud do pass.
MUNICIPAL ELECTIONS; WRITE-IN CANDIDATES	2/28	referred to Senate jud.
MUNICIPAL ELECTIONS; WRITE-IN CANDIDATES	2/27	passed House 57-3 ; ready for Senate.
MUNICIPAL ELECTIONS; WRITE-IN CANDIDATES	2/21	from House rules okay.
MUNICIPAL ELECTIONS; WRITE-IN CANDIDATES	2/20	to House consent calendar.
MUNICIPAL ELECTIONS; WRITE-IN CANDIDATES	2/20	from House elect do pass.
MUNICIPAL ELECTIONS; WRITE-IN CANDIDATES	2/19	House elect do pass; report awaited.
MUNICIPAL ELECTIONS; WRITE-IN CANDIDATES	1/30	referred to House elect.

H2158: FOOD; MUNICIPAL TAX EXEMPTION

Municipalities and other taxing jurisdictions are prohibited from levying a transaction privilege, sales, use or other similar tax or fee on the sale of food items intended for human consumption in the home as defined by Department of Revenue rules.

First sponsor: Rep. Bolick (R - Dist 20)

Others: Rep. Biasiucci (R - Dist 5), Rep. Blackman (R - Dist 6), Rep. Carroll (R - Dist 22), Rep. Fillmore (R - Dist 16), Rep. Payne (R - Dist 21), Rep. Toma (R - Dist 22)

H2158 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2159: PRESCRIPTION DRUGS; MUNICIPAL TAX EXEMPTION

The list of items that municipalities and special taxing districts are prohibited from levying a transaction privilege or use tax on is expanded to include sales of drugs and medical oxygen, including a delivery hose, mask or tent, regulator and tank, prescribed by a member of the medical, dental or veterinarian profession who is licensed to administer such substances.

First sponsor: Rep. Bolick (R - Dist 20)

Others: Rep. Biasiucci (R - Dist 5), Rep. Blackman (R - Dist 6), Rep. Carroll (R - Dist 22), Rep. Fillmore (R - Dist 16), Rep. Payne (R - Dist 21), Rep. Toma (R - Dist 22)

H2159 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2192: BUDGET CYCLE; POLICE ASSOCIATIONS; MEETING

County boards of supervisors and municipal governing bodies are required to meet with police associations serving the peace officers of that county or municipality during the budget cycle to discuss the allocations of monies for public safety services.

First sponsor: Rep. Payne (R - Dist 21)

H2192 Daily History	Date	Action
BUDGET CYCLE; POLICE ASSOCIATIONS; MEETING 1/28 referred to House pub safety, gov.		

H2201: PARTISAN OFFICES; CITIES; TOWNS

Municipalities are required to print on the ballot the party designation for all candidates for the office of mayor or city or town council, and statute authorizing municipalities to provide for nonpartisan primary election victories are deleted. Applies to elections held on or after January 1, 2020.

First sponsor: Rep. Carroll (R - Dist 22)

Others: Rep. Biasiucci (R - Dist 5), Rep. Blackman (R - Dist 6), Rep. Bolick (R - Dist 20), Sen. Livingston (R - Dist 22), Rep. Payne (R - Dist 21), Rep. Toma (R - Dist 22)

General Comments (all lists):

Requires city and town elections to be partisan

H2201 Daily History	Date	Action
PARTISAN OFFICES; CITIES; TOWNS 2/19 stricken from House consent calendar by Teran.		
PARTISAN OFFICES; CITIES; TOWNS 2/18 to House consent calendar. From House rules okay.		
PARTISAN OFFICES; CITIES; TOWNS 2/5 from House elect do pass.		
PARTISAN OFFICES; CITIES; TOWNS 2/5 House elect do pass; report awaited.		
PARTISAN OFFICES; CITIES; TOWNS 1/28 referred to House elect.		

H2240: LIMITATIONS OF ACTIONS; DEDICATED PROPERTY

Municipalities and counties are prohibited from instituting or maintaining an action or arbitration against a person who develops or develops and sells real property or who completes other construction activities on an improvement to real property that is dedicated to the municipality or county more than eight years after the improvement to real property has been accepted by the municipality or county for ownership, operation and maintenance if the action or arbitration is based on either a municipal or county code, ordinance or other legal requirement, or a permit that is required as a condition of development. This limitation does not apply to an action or arbitration that is based on a claim of a wilful, reckless or concealed violation of a municipal or county requirement. Does not limit any immunity or defense available to a municipality or county under statute. AS PASSED HOUSE.

First sponsor: Rep. Kern (R - Dist 20)

H2240 Daily History	Date	Action
LIMITATIONS OF ACTIONS; DEDICATED PROPERTY 3/26 passed Senate <u>28-2</u> ; ready for House action on Senate amendments.		
LIMITATIONS OF ACTIONS; DEDICATED PROPERTY 3/25 Senate COW approved with the rules tech amendment.		
LIMITATIONS OF ACTIONS; DEDICATED PROPERTY 3/19 from Senate rules with a technical amendment.		
LIMITATIONS OF ACTIONS; DEDICATED PROPERTY 3/14 from Senate jud do pass.		
LIMITATIONS OF ACTIONS; DEDICATED PROPERTY 3/5 referred to Senate jud.		
LIMITATIONS OF ACTIONS; DEDICATED PROPERTY 3/4 passed House <u>51-8</u> ; ready for Senate.		
LIMITATIONS OF ACTIONS; DEDICATED PROPERTY 2/27 House COW approved with amend <u>#4179</u> and floor amend <u>#4476</u> .		
LIMITATIONS OF ACTIONS; DEDICATED PROPERTY 2/18 from House rules okay.		
LIMITATIONS OF ACTIONS; DEDICATED PROPERTY 2/13 from House jud with amend <u>#4179</u> .		

LIMITATIONS OF ACTIONS; DEDICATED PROPERTY 2/13 House jud amended; report awaited.
LIMITATIONS OF ACTIONS; DEDICATED PROPERTY 1/28 referred to House jud.

H2244: ROADWAY DISPOSITION; ABANDONED ROADWAYS

A governing body is permitted to authorize the Department of Transportation to sell and convey the land within a roadway by another appropriate instrument, in addition to by quitclaim deed.

First sponsor: Rep. Rivero (R - Dist 21)

H2244 Daily History	Date	Action
ROADWAY DISPOSITION; ABANDONED ROADWAYS 2/20	House	trans held.
ROADWAY DISPOSITION; ABANDONED ROADWAYS 1/28	referred to House	trans.

H2257: CIVIL LIABILITY; GUN-FREE ZONES

A person, organization or entity or an agency, commission, board or political subdivision of the state that establishes a "gun-free zone" (defined) is liable for any damages claimed by a person who was harmed by criminal conduct in the gun-free zone if a reasonable person would believe that possession of a firearm could have helped the person defend against the criminal conduct. The court is authorized to award treble damages to the person who was harmed if the criminal conduct is found to be a terrorist attack or the person harmed is disabled, a member of a minority group, under 16 years of age or over 65 years of age at the time of the criminal conduct.

First sponsor: Rep. Thorpe (R - Dist 6)

H2257 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2319: HURF TRANSFERS; HIGHWAY PATROL; REPEAL

Repeals statute requiring the Department of Transportation to allocate and transfer \$10 million from revenues of the Arizona Highway User Revenue Fund (HURF) to the Department of Public Safety for funding a portion of highway patrol costs.

First sponsor: Rep. Campbell (R - Dist 1)
Others: Rep. Biasiucci (R - Dist 5), Rep. Stringer (R - Dist 1)

General Comments (all lists):

Restores HURF funding to cities and towns

H2319 Daily History	Date	Action
HURF TRANSFERS; HIGHWAY PATROL; REPEAL 3/4	referred to Senate	appro.
HURF TRANSFERS; HIGHWAY PATROL; REPEAL 2/27	passed House	59-0; ready for Senate.
HURF TRANSFERS; HIGHWAY PATROL; REPEAL 2/18	to House consent calendar.	From House rules okay.
HURF TRANSFERS; HIGHWAY PATROL; REPEAL 2/14	from House appro	do pass.
HURF TRANSFERS; HIGHWAY PATROL; REPEAL 2/13	House appro	do pass; report awaited.
HURF TRANSFERS; HIGHWAY PATROL; REPEAL 2/6	from House trans	do pass.
HURF TRANSFERS; HIGHWAY PATROL; REPEAL 2/6	House trans	do pass; report awaited.
HURF TRANSFERS; HIGHWAY PATROL; REPEAL 1/30	referred to House trans,	appro.

H2357: RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION

Municipalities and other taxing jurisdictions are prohibited from levying a transaction privilege or use tax on the gross proceeds of sales or gross income derived from "reconstruction contracting" (defined). Reconstruction contracting is prohibited from being included in the tax base unless the property was subdivided and received a condominium plat and the total cost of all construction contracting activities performed on the real property in the 24-month period before the sale of any part of the real property exceeds 15 percent

of the prior value of the real property. If tax is assessed on reconstruction contracting, the speculative builder is authorized to exclude from gross income the "prior value" (defined) allowed for reconstruction contracting in determining taxable gross income. A formula for determining the prior value is specified. AS PASSED HOUSE.

First sponsor: Rep. Toma (R - Dist 22)
Others: Sen. Livingston (R - Dist 22)

H2357 Daily History	Date Action
RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION	3/6 referred to Senate fin.
RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION	2/28 passed House <u>38-22</u> ; ready for Senate.
RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION	2/27 House COW approved with amend <u>#4286</u> .
RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION	2/26 retained on House COW calendar.
RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION	2/21 from House rules okay.
RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION	2/20 from House ways-means with amend <u>#4286</u> .
RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION	2/20 House ways-means amended; report awaited.
RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION	2/6 House ways-means held.
RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION	1/29 referred to House ways-means.

H2360: TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD

The threshold after which a business entity is required to file an estimated transaction privilege tax payment in June is increased to an annual total tax liability of \$1.6 million or more in 2020, \$2.3 million or more in 2021, \$3.1 million or more in 2022, \$4.1 million or more in 2023, \$5.6 million or more in 2024, and \$7.5 million or more in 2025 and each year after, from \$1 million or more. AS PASSED HOUSE.

First sponsor: Rep. Toma (R - Dist 22)

H2360 Daily History	Date Action
TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD	3/7 from Senate fin do pass.
TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD	3/6 Senate fin do pass; report awaited.
TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD	2/27 referred to Senate fin.
TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD	2/25 House COW approved with amend <u>#4161</u> . Passed House <u>60-0</u> ; ready for Senate.
TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD	2/18 to House COW consent calendar. From House rules okay.
TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD	2/13 from House ways-means with amend <u>#4161</u> .
TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD	2/13 House ways-means amended; report awaited.
TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD	1/30 referred to House ways-means.

H2406: PUBLIC WORKS CONTRACTS; PROHIBITED AGREEMENTS

The list of prohibited provisions in a public works contract is modified to remove requiring a contractor to participate in or contribute to an apprenticeship program that is registered with the U.S. Department of Labor and requiring a contractor to become a party to any project labor agreement.

First sponsor: Rep. Shope (R - Dist 8)

H2406 Daily History	Date Action
PUBLIC WORKS CONTRACTS; PROHIBITED AGREEMENTS	2/21 withdrawn from House com and further referred to House appro.
PUBLIC WORKS CONTRACTS; PROHIBITED AGREEMENTS	2/4 withdrawn from House gov.
PUBLIC WORKS CONTRACTS; PROHIBITED AGREEMENTS	1/30 referred to House gov, com.

H2422: PUBLIC RETIREMENT SYSTEMS

Numerous changes relating to public retirement systems. The Public Safety Personnel Retirement System (PSPRS) Board is required to establish a deferred compensation plan in which a PSPRS member may voluntarily participate, and plan provisions are specified. An active member of the Elected Officials' Defined Contribution Retirement System (EODCRS) or Public Safety Personnel Defined Contribution Retirement Plan (PSPDCRP) who volunteers or is ordered to

perform military service is permitted to receive years of service for up to 60 months of military service as provided by federal law. The member's employer is required to make employer contributions and the member is required to make member contributions. Provides a process for paying contributions and crediting service. For deaths occurring from and after January 1, 2014 for the EODCRS or from and after July 1, 2017 for the PSPDCRP, in the case of a member who dies while performing qualified military service, the survivors of the member are entitled to any benefits, other than benefit accruals relating to the period of qualified military service, provided under the EODCRS or PSPDCRP as though the member resumed and then terminated employment on account of death. The provisions relating to defined contribution retirement plans are retroactive to the dates these death benefits are valid. Credited service provisions for military service members of the Arizona State Retirement System and PSPRS are extended to a member who served in any military reserve unit of any branch of the U.S. Armed Forces.

First sponsor: Rep. Blackman (R - Dist 6)

H2422 Daily History	Date Action
PUBLIC RETIREMENT SYSTEMS	3/20 Senate COW approved. Passed Senate <u>29-0</u> ; ready for governor.
PUBLIC RETIREMENT SYSTEMS	3/19 from Senate rules okay.
PUBLIC RETIREMENT SYSTEMS	3/14 from Senate fin do pass.
PUBLIC RETIREMENT SYSTEMS	3/4 referred to Senate fin.
PUBLIC RETIREMENT SYSTEMS	2/27 passed House <u>59-0</u> ; ready for Senate.
PUBLIC RETIREMENT SYSTEMS	2/18 to House consent calendar. From House rules okay.
PUBLIC RETIREMENT SYSTEMS	2/7 from House gov do pass.
PUBLIC RETIREMENT SYSTEMS	2/7 House gov do pass; report awaited.
PUBLIC RETIREMENT SYSTEMS	1/30 referred to House gov.

H2440: HIGHWAY SAFETY FEE; REPEAL

Repeals the highway safety fee that was previously required to be in an amount established by the Director of the Department of Transportation annually in order to fund 110 percent of the Department of Public Safety Highway Patrol budget for each fiscal year.

First sponsor: Rep. Griffin (R - Dist 14)

General Comments (all lists):

The implementation of this fee last year was the basis for the restoration of HURF funding for cities and towns

H2440 Daily History	Date Action
HIGHWAY SAFETY FEE; REPEAL	2/4 referred to House trans.

H2460: PTSD; WORKERS' COMPENSATION; PRESUMPTION

For the purpose of workers' compensation, post-traumatic stress disorder (PTSD) is presumed to be an occupational disease and deemed to arise out of and in the course of employment for a "first responder" (defined) if a list of specified conditions apply, including that a licensed mental health professional determines that the first responder has PTSD resulting from the performance of his/her job duties. The list of circumstances under which the state and political subdivisions are required to provide licensed counseling to a public safety employee is modified to include the use of deadly force or being subjected to deadly force in the line of duty regardless of whether the employee was physically injured (previously applied only to peace officers), witnessing the death of another public safety employee while engaged in the line of duty (previously applied only to firefighters), and in the case of a firefighter or peace officer, being exposed to a psychologically traumatic event or series of events in the course of employment. The list of public safety employees subject to this requirement is expanded to include a rescue or ambulance worker who is a member of any public retirement system. Employers are prohibited from requiring public safety employees receiving treatment under this program to use

paid time off and are required to allow the employees to select their own licensed mental health professionals. The repeal date of January 1, 2023 for the licensed counseling requirements is deleted.

First sponsor: Rep. Townsend (R - Dist 16)

H2460 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2502: COUNTIES; MUNICIPALITIES; CONTRACTS; SMALL BUSINESS

If a county or municipality anticipates a contract for services will total more than \$5,000, the county or municipality is required to first solicit bids from "small businesses" (defined).

First sponsor: Rep. Blackman (R - Dist 6)

H2502 Daily History	Date	Action
COUNTIES; MUNICIPALITIES; CONTRACTS; SMALL BUSINESS	2/21	from House state-intl with amend #4326
COUNTIES; MUNICIPALITIES; CONTRACTS; SMALL BUSINESS	2/20	House state-intl amended; report awaited.
COUNTIES; MUNICIPALITIES; CONTRACTS; SMALL BUSINESS	2/13	referred to House state-intl.

H2533: MUNICIPAL TAX EXEMPTION; SPECULATIVE BUILDERS

In computing the tax base for transaction privilege and other use taxes for a speculative builder, municipalities and other taxing jurisdictions are required to exclude from the gross proceeds of sales or gross income the price of any lease on real property or other intangible or personal property included in determining the total selling price of the improved real property to the extent allocated in the affidavit of legal value for the sale. The resulting tax may not be less than the tax that would have been paid under the prime contracting classification for the improvements that were constructed or reconstructed. Retroactive to February 1, 2019.

First sponsor: Rep. Rivero (R - Dist 21)

H2533 Daily History	Date	Action
MUNICIPAL TAX EXEMPTION; SPECULATIVE BUILDERS	2/4	referred to House ways-means.

H2587: PHOTO RADAR; SPEEDING

A speeding violation that is detected by a photo enforcement system is permitted to result in a traffic ticket and complaint only if, within 60 days after the effective date of this legislation and at least every two years after, the state or local authority conducts a speed test on the street where the photo enforcement system is operating to determine the speed limit at which at least 85 percent of the vehicles are traveling, the posted speed limit on the street where the violation occurs is the same as or greater than the speed limit determined by the test, and the local authority submits the test results to the Department of Transportation for review.

First sponsor: Rep. Kavanagh (R - Dist 23)

General Comments (all lists):

Speed studies must be conducted every two years at non peak times, eliminating cars within ten seconds of each other. Effectively only allows fastest vehicles to count toward speed. Recent speed study on Lincoln showed 85th percentile speed of 43 and highest speed of 86, which would make photo enforcement of 86 mph in a posted 40 mph illegal.

H2587 Daily History	Date	Action
PHOTO RADAR; SPEEDING	2/13	FAILED House trans 1-6.
PHOTO RADAR; SPEEDING	2/6	referred to House trans, pub safety.

H2615: WATER UTILITY ACQUISITION; MUNICIPAL ACTION

Voter approval is not required for the construction, purchase, acquisition or lease of any plant or property or portion of any plant or property devoted to the business of providing water and wastewater services to property where the owner has requested to be served by a municipal corporation if the property is located in a service territory in which the holder of a certificate of convenience and necessity whose authority to manage or operate the public utility has been terminated or suspended or the public utility does not have the capacity to provide safe and sufficient services to the property, and if the construction, purchase, acquisition or lease does not cause the rates of the existing municipal utility customers to increase.

First sponsor: Rep. Shope (R - Dist 8)

H2615 Daily History	Date Action
WATER UTILITY ACQUISITION; MUNICIPAL ACTION 2/20 from House nat res-energy-water do pass.	
WATER UTILITY ACQUISITION; MUNICIPAL ACTION 2/19 House nat res-energy-water do pass; report awaited.	
WATER UTILITY ACQUISITION; MUNICIPAL ACTION 2/12 referred to House nat res-energy-water.	

H2635: PROHIBITION; PHOTO RADAR

State agencies and local authorities are prohibited from using a photo enforcement system to identify violators of traffic control devices and speed regulations. Statutes authorizing and regulating photo enforcement are repealed.

First sponsor: Rep. Payne (R - Dist 21)

Others: Rep. Biasiucci (R - Dist 5), Rep. Blackman (R - Dist 6), Rep. Bolick (R - Dist 20), Rep. Carroll (R - Dist 22), Rep. Cobb (R - Dist 5), Rep. Cook (R - Dist 8), Rep. Dunn (R - Dist 13), Rep. Fillmore (R - Dist 16), Rep. Finchem (R - Dist 11), Rep. Grantham (R - Dist 12), Rep. Griffin (R - Dist 14), Rep. Kavanagh (R - Dist 23), Rep. Kern (R - Dist 20), Rep. Petersen (R - Dist 12), Rep. Roberts (R - Dist 11), Rep. Stringer (R - Dist 1), Rep. Toma (R - Dist 22), Rep. Townsend (R - Dist 16), Rep. Udall (R - Dist 25)

General Comments (all lists):

Did not receive a hearing. Would require assignment to Approps Committee, waiver of rules, or striker to resurrect. Photo enforcement prohibition introduced 2/7/19 with 19 House sponsors

H2635 Daily History	Date Action
PROHIBITION; PHOTO RADAR 2/12 referred to House trans.	

H2638: MUNICIPAL TAX; EXEMPTION; FOOD

Municipalities and other taxing jurisdictions with a population of 625,000 persons or more are prohibited from levying a transaction privilege, sales, use or other similar tax or fee on the sale of food items intended for human consumption in the home as defined by Department of Revenue rules.

First sponsor: Rep. Bolick (R - Dist 20)

Others: Rep. Blackman (R - Dist 6), Rep. Fillmore (R - Dist 16), Rep. Finchem (R - Dist 11), Sen. Leach (R - Dist 11), Rep. Roberts (R - Dist 11), Rep. Toma (R - Dist 22)

H2638 Daily History	Date Action
MUNICIPAL TAX; EXEMPTION; FOOD 2/25 stricken from House consent calendar by Friese.	
MUNICIPAL TAX; EXEMPTION; FOOD 2/21 from House rules okay.	
MUNICIPAL TAX; EXEMPTION; FOOD 2/20 to House consent calendar.	
MUNICIPAL TAX; EXEMPTION; FOOD 2/20 from House ways-means do pass.	
MUNICIPAL TAX; EXEMPTION; FOOD 2/20 House ways-means do pass; report awaited.	
MUNICIPAL TAX; EXEMPTION; FOOD 2/12 referred to House ways-means.	

H2721: TOWN ELECTED OFFICIALS; TERM LIMITS

By majority vote of the qualified electors of the town voting on the initiative, the qualified electors are authorized by initiative to enact, enforce or repeal term

limits on the number of terms a member of the common council or mayor may serve. Any enactment, enforcement or repeal of a term limit under this authorization applies to any common council member or any mayor elected after the date that the majority of the qualified electors vote to enact, enforce or repeal the term limit.

First sponsor: Rep. Lawrence (R - Dist 23)

H2721 Daily History	Date Action
TOWN ELECTED OFFICIALS; TERM LIMITS	3/26 Senate COW approved.
TOWN ELECTED OFFICIALS; TERM LIMITS	3/19 from Senate rules okay.
TOWN ELECTED OFFICIALS; TERM LIMITS	3/12 from Senate gov do pass.
TOWN ELECTED OFFICIALS; TERM LIMITS	3/11 Senate gov do pass; report awaited.
TOWN ELECTED OFFICIALS; TERM LIMITS	3/4 referred to Senate gov.
TOWN ELECTED OFFICIALS; TERM LIMITS	2/28 passed House <u>50-10</u> ; ready for Senate.
TOWN ELECTED OFFICIALS; TERM LIMITS	2/26 House COW approved.
TOWN ELECTED OFFICIALS; TERM LIMITS	2/26 from House rules okay.
TOWN ELECTED OFFICIALS; TERM LIMITS	2/25 from House gov do pass.
TOWN ELECTED OFFICIALS; TERM LIMITS	2/21 House gov do pass; report awaited.
TOWN ELECTED OFFICIALS; TERM LIMITS	2/13 referred to House gov.

S1064: COURT SECURITY OFFICERS; CERTIFICATION; POWERS

Each court is authorized to use certified court security officers, and the Supreme Court is required to certify court security officers. A certified court security officer has all of the law enforcement powers of a peace officer in Arizona in the performance of the officer's duties. A certified court security officer is not eligible for enrollment in public retirement plans due solely to employment as a certified court security officer.

First sponsor: Sen. Borrelli (R - Dist 5)

S1064 Daily History	Date Action
COURT SECURITY OFFICERS; CERTIFICATION; POWERS	3/14 from House jud with amend <u>#4768</u> .
COURT SECURITY OFFICERS; CERTIFICATION; POWERS	3/13 House jud amended; report awaited.
COURT SECURITY OFFICERS; CERTIFICATION; POWERS	3/6 House jud held.
COURT SECURITY OFFICERS; CERTIFICATION; POWERS	2/26 referred to House jud.
COURT SECURITY OFFICERS; CERTIFICATION; POWERS	2/11 passed Senate <u>30-0</u> ; ready for House.
COURT SECURITY OFFICERS; CERTIFICATION; POWERS	2/4 to Senate consent calendar. From Senate rules okay.
COURT SECURITY OFFICERS; CERTIFICATION; POWERS	1/29 from Senate gov do pass.
COURT SECURITY OFFICERS; CERTIFICATION; POWERS	1/28 Senate gov do pass; report awaited.
COURT SECURITY OFFICERS; CERTIFICATION; POWERS	1/16 referred to Senate gov.

S1068: DETENTION OFFICERS; ARREST WARRANT; CUSTODY

A detention officer who is acting in the officer's official capacity pursuant to a warrant is authorized to arrest a person who is at a hospital facility or a superior, justice or municipal court facility, or a person who is within a jail facility as a visitor and who is found to have an outstanding warrant. A detention officer who is acting in the officer's official capacity is authorized to take custody of a person whom a judicial officer remands into custody during a court proceeding.
AS PASSED SENATE.

First sponsor: Sen. Livingston (R - Dist 22)

S1068 Daily History	Date Action
DETENTION OFFICERS; ARREST WARRANT; CUSTODY	3/20 from House pub safety do pass.
DETENTION OFFICERS; ARREST WARRANT; CUSTODY	2/26 referred to House pub safety.
DETENTION OFFICERS; ARREST WARRANT; CUSTODY	2/12 passed Senate <u>30-0</u> ; ready for House.
DETENTION OFFICERS; ARREST WARRANT; CUSTODY	2/11 Senate COW approved with amend <u>#4018</u> and floor amend <u>#4105</u> .
DETENTION OFFICERS; ARREST WARRANT; CUSTODY	2/5 From Senate rules okay.
DETENTION OFFICERS; ARREST WARRANT; CUSTODY	1/30 from Senate trans-pub safety with amend <u>#4018</u> .
DETENTION OFFICERS; ARREST WARRANT; CUSTODY	1/23 Senate trans-pub safety held.
DETENTION OFFICERS; ARREST WARRANT; CUSTODY	1/16 referred to Senate trans-pub safety.

S1147: MUNICIPAL ECONOMIC DEVELOPMENT; SALE; LEASE

The governing body of a municipality is authorized to sell or lease for "economic development activities" (defined elsewhere in statute) land or buildings owned by or under the control of the the municipality only pursuant to the requirements of this legislation. The governing body of the municipality is required to appoint an experienced, independent appraiser to determine the sale or lease valuation of any land or building valued at more than \$50,000. The governing body is required to give notice of a proposed sale or lease by publication, once each week for four consecutive weeks before executing any sale or lease, in a newspaper of general circulation in the municipality and to make the notice available to the public on the governing body's website. Information that must be included in the notice is specified. Contains a purpose statement. Applies to any agreement made on or after the effective date of this legislation. AS PASSED SENATE.

First sponsor: Sen. Leach (R - Dist 11)

S1147 Daily History	Date Action
MUNICIPAL ECONOMIC DEVELOPMENT; SALE; LEASE	3/19 withdrawn from House ways-means and additional referred to hel-hu ser.
MUNICIPAL ECONOMIC DEVELOPMENT; SALE; LEASE	3/12 referred to House ways-means.
MUNICIPAL ECONOMIC DEVELOPMENT; SALE; LEASE	3/7 passed Senate <u>16-14</u> ; ready for House.
MUNICIPAL ECONOMIC DEVELOPMENT; SALE; LEASE	2/28 Senate COW approved with amend <u>#4107</u> .
MUNICIPAL ECONOMIC DEVELOPMENT; SALE; LEASE	2/19 from Senate rules okay.
MUNICIPAL ECONOMIC DEVELOPMENT; SALE; LEASE	2/12 from Senate gov with amend <u>#4107</u> .
MUNICIPAL ECONOMIC DEVELOPMENT; SALE; LEASE	2/11 Senate gov amended; report awaited.
MUNICIPAL ECONOMIC DEVELOPMENT; SALE; LEASE	1/23 referred to Senate gov.

S1231: PUBLIC SAFETY; RESIDENCY REQUIREMENTS; PROHIBITION

Municipalities and fire districts are prohibited from imposing any residency requirement on a firefighter or peace officer as a condition of employment. Some exceptions. AS PASSED SENATE.

First sponsor: Sen. Boyer (R - Dist 20)

S1231 Daily History	Date Action
PUBLIC SAFETY; RESIDENCY REQUIREMENTS; PROHIBITION	3/26 stricken from House consent calendar by Andrade. From House rules okay.
PUBLIC SAFETY; RESIDENCY REQUIREMENTS; PROHIBITION	3/25 to House consent calendar.
PUBLIC SAFETY; RESIDENCY REQUIREMENTS; PROHIBITION	3/20 from House pub safety do pass.
PUBLIC SAFETY; RESIDENCY REQUIREMENTS; PROHIBITION	3/6 referred to House pub safety.
PUBLIC SAFETY; RESIDENCY REQUIREMENTS; PROHIBITION	3/4 passed Senate <u>24-6</u> ; ready for House.
PUBLIC SAFETY; RESIDENCY REQUIREMENTS; PROHIBITION	2/28 Senate COW approved with amend <u>#4108</u> and floor amend <u>#4520</u> .
PUBLIC SAFETY; RESIDENCY REQUIREMENTS; PROHIBITION	2/19 from Senate rules okay.
PUBLIC SAFETY; RESIDENCY REQUIREMENTS; PROHIBITION	2/12 from Senate gov with amend <u>#4108</u> .
PUBLIC SAFETY; RESIDENCY REQUIREMENTS; PROHIBITION	2/11 Senate gov amended; report awaited.
PUBLIC SAFETY; RESIDENCY REQUIREMENTS; PROHIBITION	1/29 referred to Senate gov.

S1268: TPT; DISTRIBUTION; TRIBAL COLLEGE COMPACT

The maximum amount of transaction privilege tax (TPT) revenue received from sources located on an Indian Reservation that may be distributed to a technical university located on an Indian Reservation is temporarily increased to \$1.875 million or 15.7 percent of TPT revenues from sources located on an Indian Reservation, whichever is less, for FY2019-20 through FY2026-27, from \$875,000 or 5 percent of TPT revenues from sources located on an Indian Reservation, whichever is less.

First sponsor: Sen. Peshlakai (D - Dist 7)

Others: Sen. Alston (D - Dist 24), Sen. Bradley (D - Dist 10), Sen. Contreras (D - Dist 19), Sen. Dalessandro (D - Dist 2), Sen. Gonzales (D - Dist 3), Sen. Mendez (D - Dist 26), Sen. Navarrete

(D - Dist 30), Sen. Otondo (D - Dist 4), Sen. Quezada (D - Dist 29), Sen. Rios (D - Dist 27), Sen. Steele (D - Dist 9), Rep. Teller (D - Dist 7), Rep. Tsosie (D - Dist 7)

S1268 Daily History	Date	Action
TPT; DISTRIBUTION; TRIBAL COLLEGE COMPACT	2/21	from Senate fin do pass.
TPT; DISTRIBUTION; TRIBAL COLLEGE COMPACT	2/20	Senate fin do pass; report awaited.
TPT; DISTRIBUTION; TRIBAL COLLEGE COMPACT	1/30	referred to Senate fin, appro.

S1285: CONSTRUCTION CONTRACTS; PUBLIC WORKS; PAYMENTS

Various changes to statutes relating to public construction contracts. Several sections of statute governing void provisions in public construction contracts are repealed and replaced. The Arizona Department of Transportation (ADOT) or owner of a public building or project is authorized to decline to certify and approve an estimate or portion of a billing or estimate for a list of specified reasons, and to retain 5 percent of all estimates as a guarantee for complete performance of the contract. Establishes a process for the contractor to obtain final payment on final completion of the work. Performance by a contractor, subcontractor or material supplier in accordance with the provisions of a construction contract entitles the contractor, subcontractor or material supplier to payment from the party with whom the contractor, subcontractor or material supplier contracts. A contractor or subcontractor is permitted to suspend performance under a construction contract or terminate a construction contract if ADOT or the building or project owner fails to make timely payment of the amount certified and approved. Some exceptions. Any licensed contractor, licensed subcontractor or material supplier that files a complaint with the Registrar of Contractors (ROC) relating to contract payment is required to post a surety bond or cash deposit of \$500 or one-half of the amount due, whichever is less, with the ROC to secure the payment of claims. Much more. AS PASSED SENATE.

First sponsor: Sen. Borrelli (R - Dist 5)
Others: Sen. Fann (R - Dist 1)

S1285 Daily History	Date	Action
CONSTRUCTION CONTRACTS; PUBLIC WORKS; PAYMENTS	3/21	retained on House COW calendar.
CONSTRUCTION CONTRACTS; PUBLIC WORKS; PAYMENTS	3/19	stricken from House COW consent calendar by Weninger.
CONSTRUCTION CONTRACTS; PUBLIC WORKS; PAYMENTS	3/18	from House rules okay. To House COW consent calendar.
CONSTRUCTION CONTRACTS; PUBLIC WORKS; PAYMENTS	3/12	from House com with amend #4756 .
CONSTRUCTION CONTRACTS; PUBLIC WORKS; PAYMENTS	3/5	referred to House com.
CONSTRUCTION CONTRACTS; PUBLIC WORKS; PAYMENTS	2/27	passed Senate 30-0 ; ready for House.
CONSTRUCTION CONTRACTS; PUBLIC WORKS; PAYMENTS	2/25	Senate COW approved with floor amend #4389 .
CONSTRUCTION CONTRACTS; PUBLIC WORKS; PAYMENTS	2/19	from Senate rules okay.
CONSTRUCTION CONTRACTS; PUBLIC WORKS; PAYMENTS	2/18	to Senate consent calendar. Stricken from Senate consent calendar by Gray.
CONSTRUCTION CONTRACTS; PUBLIC WORKS; PAYMENTS	2/12	from Senate gov do pass.
CONSTRUCTION CONTRACTS; PUBLIC WORKS; PAYMENTS	2/11	Senate gov do pass; report awaited.
CONSTRUCTION CONTRACTS; PUBLIC WORKS; PAYMENTS	1/30	referred to Senate gov.

S1519: FLOOD CONTROL DISTRICTS; PROCEDURES

Various changes to statutes relating to flood control districts. The procedures for the adoption and enforcement of flood control district rules are modified. Districts are prohibited from submitting a rule to the district board of directors that is substantially different from the proposed rule contained in the notice of proposed rulemaking, and factors that must be considered in determining a substantial difference are specified. Establishes requirements for incorporation by reference in district rules. Any person is authorized to petition the district to make, amend or repeal a rule or review an existing district practice or policy statement, and a process for responding to the petition is specified. Any person who is or may be affected by a rule may obtain a judicial declaration of the validity of the rule by filing an action for declaratory relief in the superior court. A district is prohibited from adopting any new rule that would increase existing

regulatory restraints or burdens on the free exercise of property rights or the freedom to engage in an otherwise lawful business or occupation, with some exceptions. Also, for any floodplain use permit considered by a district, the district is required to consider any "adverse impact" (defined), except that the district cannot consider an adverse impact on private property unless that adverse impact has a direct impact on a district-owned property or is an imminent threat to public health and safety. More.

First sponsor: Sen. Kerr (R - Dist 13)

S1519 Daily History	Date Action
FLOOD CONTROL DISTRICTS; PROCEDURES 2/25 from Senate water-agri with amend #4351 .	
FLOOD CONTROL DISTRICTS; PROCEDURES 2/21 Senate water-agri amended; report awaited.	
FLOOD CONTROL DISTRICTS; PROCEDURES 2/6 referred to Senate water-agri.	