

ADOT - General Tracking

52nd Legislature - 1st Regular Session, 2015

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General Tracking

Posted Calendars and Committee Hearings

H2213:INSPECTIONS; AUDITS; NOTICE; RIGHTS

*Calendar:*3/30 House Final Reading

H2587:STATE AGENCIES; CREDIT CARDS

*Calendar:*3/30 House Final Reading

S1200:MINING & MINERAL MUSEUM; RESTORATION

*Calendar:*3/30 House COW

S1237:ELECTRONIC DRIVER LICENSE; ADOT AUTHORITY

*Calendar:*3/30 House COW

S1467:LAW ENFORCEMENT OFFICER RIGHTS

*Calendar:*3/30 House COW

Bill Summaries

H2055: SOVEREIGN AUTHORITY; WATERS (~~TECH CORRECTION; SCHOOL BONDS~~)

The Governor is required to approve and the Legislature is required to be notified of state use of personnel or financial resources to enforce, administer or cooperate with the changes proposed by the U.S. Army Corps of Engineers and the U.S. Environmental Protection Agency. The prohibition may be waived on a case-by-case basis by either a vote of the Legislature while in session or by the Governor and the President of the Senate and the Speaker of the House of Representatives while the Legislature is not in session. AS PASSED HOUSE.

First sponsor: Rep. Thorpe

H2055:SOVEREIGN AUTHORITY; WATERS 3/19 from Senate gov do pass.

H2058: SOVEREIGN AUTHORITY; FEDERAL RULES (~~TECH CORRECTION; ELECTRIC GENERATION SUPPLIERS~~)

The Governor is required to approve and the Legislature is required to be notified of state use of personnel or financial resources to enforce, administer or cooperate with any rule, regulation or policy directive effective after June 30, 2015 by an agency, board, commission, department or other entity of the federal government that has not been affirmed by a vote of the U.S. Congress and signed into law as prescribed by the U.S. Constitution. The prohibition may be waived on a case-by-case basis by either a vote of the Legislature while in session or by the Governor and the President of the Senate and the Speaker of the House of Representatives while the Legislature is not in session. AS PASSED HOUSE.

First sponsor: Rep. Thorpe

H2058:SOVEREIGN AUTHORITY; FEDERAL RULES 3/18 Senate gov FAILED (3-4).

H2092: MILITARY SCHOLARSHIP SPECIAL PLATES

The Department of Transportation is authorized to issue special military scholarship license plates if a person pays \$32,000 in start-up costs by December 31, 2015. Of the \$25 annual fee, \$8 is an administrative fee and \$17 is a donation to a newly established subaccount of the Veterans' Donations Fund, to be allocated to a nonprofit foundation that is the nation's oldest and largest provider of need-based scholarships to children of U.S. military members and that meets other specified qualifications.

First sponsor: Rep. Borrelli

H2092:MILITARY SCHOLARSHIP SPECIAL PLATES 3/23 passed Senate 23-5; ready for governor.

H2095: JOB-ORDER-CONTRACTING; BOND; WAIVER

A county with a population of more than 800,000 persons (Pima and Maricopa Counties) is permitted to waive the required performance bond for job-order-contracting construction services if the amount of construction under the contract does not exceed \$500,000, including change orders. Self-repeals January 1, 2021. AS PASSED HOUSE.

First sponsor: Rep. Coleman

H2095:JOB-ORDER-CONTRACTING; BOND; WAIVER 3/17from Senate rules okay.

H2100: DCS EMPLOYEE PERSONAL INFO; CONFIDENTIALITY

The Department of Child Safety (DCS) or a person who receives DCS information pursuant to statutory requirements must provide DCS information to law enforcement and a court or the office of the Attorney General to protect the safety of any employee of DCS or those employee's family members. A person who receives DCS information is required to maintain the confidentiality of the information and may not further disclose it unless authorized by law or a court order. Employees of DCS who have direct contact with families in the course of employment are added to the list of persons who may file an affidavit to request county officers and state agencies prohibit access to that person's residential address and telephone number contained in certain public records, and who must be notified of the expiration of restrictions on related public records. It is a class 5 (second-lowest) felony to knowingly make available on the internet the personal information of a DCS employee who has direct contact with families in the course of employment if the dissemination of the information poses an imminent and serious threat to the employee's safety or the safety of the employee's immediate family. AS PASSED HOUSE.

First sponsor: Rep. Brophy McGee

H2100:DCS EMPLOYEE PERSONAL INFO; CONFIDENTIALITY 3/25from Senate rules okay.

H2135: TRANSPORTATION NETWORK COMPANIES (~~TECH CORRECTION; INSURANCE; EXISTING ACTIONS~~)

A person is prohibited from operating a "transportation network company" (TNC) (defined) in Arizona without a permit issued by the Department of Weights and Measures. The Dept is authorized to charge and collect an application fee and must issue a permit to an applicant the meets statutory requirements. A TNC vehicle is required to display "trade dress" (defined) while being used to provide transportation network services. A TNC is authorized to charge a fare for transportation network services and must disclose to passengers the fare calculation method on its website or within the "digital network or software application" (APP) (defined). The TNC is required to provide passengers with the rates being charged and the option to receive an estimated fare before the passenger enters the TNC vehicle. A TNC is required to implement a zero-tolerance policy on the use of drugs and alcohol while a TNC driver is providing transportation network services or is logged in to the APP. Establishes requirements for a person be a TNC driver, including a local and national criminal background check, a driving history report, and state vehicle safety and emissions standards for private vehicles. Persons who have been convicted of specified violations or have had more than three moving violations in the preceding three years are prohibited from acting as a TNC driver. A TNC driver is prohibited from accepting rides other than those booked through the APP, and a civil penalty of up to \$1,500 per violation is imposed on any TNC driver found to be soliciting or

accepting street hails. A TNC with a valid permit and a TNC driver cannot be required to pay transaction privilege tax or any similar tax imposed by any taxing authority in Arizona on transactions in which a TNC driver is providing transportation network services. A TNC is required to disclose specified information to its drivers before the drivers may accept a request for transportation network services on the TNC's APP. The regulation and use of TNC vehicles and TNCs are of statewide concern and not subject to further regulation by counties and municipalities. Establishes minimum amounts of insurance coverage that must be maintained by a TNC and a TNC driver during the time in which the driver is logged in to the APP and is available to provide transportation network services, and during the time in which the driver is providing transportation network services. Reduces the minimum coverage and uninsured motorist coverage for commercial policies for vehicles with a seating capacity of not more than 8 passengers to \$250,000, from \$300,000. Beginning February 1, 2016, a motor vehicle liability policy is not required to insure liability for a private passenger motor vehicle used while a TNC driver is logged in to a TNC's APP or is providing transportation network services, unless expressly covered by the private passenger policy. Beginning February 1, 2016, the list of reasons that insurers may cancel or fail to renew a motor vehicle insurance policy is expanded to include that the named insured or any other person who regularly and frequently operates a motor vehicle insured under the policy uses the motor vehicle as a TNC vehicle to provide transportation network services, unless the named insured either has procured an endorsement to the private passenger liability insurance policy issued by another insurer specifically providing such coverage. Motor vehicle insurers are authorized to issue an endorsement to a private passenger policy that expressly provides coverage for the provision of transportation network services, but that endorsement cannot be treated as basic coverage and any termination of the endorsement cannot be treated as a modification of basic coverage. More. AS PASSED HOUSE.

First sponsor: Rep. Fann

H2135:TRANSPORTATION NETWORK COMPANIES 3/25 from Senate rules okay.

H2175: PUBLIC RIGHTS-OF-WAY; CLAIMS

The State of Arizona asserts and claims rights-of-way across public lands under the federal Mining Act of 1866, acquired from and after its effective date through October 21, 1976, the date of its repeal. These rights-of-way may have been acquired in any manner authorized by law, including by a list of specified methods. The state does not recognize or consent to the exchange, waiver or abandonment of any revised statute 2477 right-of-way across public lands unless by formal, written official action that was taken by the state, county or municipal agency or instrumentality that held the right-of-way and that was recorded in the office of the county recorder. Does not apply to any revised statute 2477 right-of-way across private property, and does not impair, modify or otherwise affect any private property rights in effect on the effective date of this legislation. Emergency clause. AS PASSED HOUSE.

First sponsor: Rep. Finchem

H2175:PUBLIC RIGHTS-OF-WAY; CLAIMS 3/25 Senate COW approved.

H2176: NONENUMERATED FEDERAL LAND; RELINQUISHMENT (~~LEGISLATIVE APPROPRIATIONS; STATE; FEDERAL; MONIES~~)

The State Land Commission is required to annually request the U.S. to relinquish all "constitutionally nonenumerated federal land" (defined) within Arizona through sale or to the state land trust by December 31, 2025. Beginning January 1, 2026, the Attorney General is required to initiate proceedings against the U.S. in order

to force the relinquishment of all remaining constitutionally nonenumerated federal land within Arizona to the state land trust. Does not apply to property meeting specified conditions. Contains legislative findings. AS PASSED HOUSE.

First sponsor: Rep. Thorpe

H2176:NONENUMERATED FEDERAL LAND; RELINQUISHMENT 3/26 from Senate rules okay.

H2205: TRAFFIC OFFENSE; RESTITUTION

Failure to stop and remain at the scene of an accident by a driver involved in an accident is no longer exempt from statute allowing restitution for offenses causing economic loss.

First sponsor: Rep. Boyer

H2205:TRAFFIC OFFENSE; RESTITUTION 3/26 from Senate rules okay.

H2211: MOTORIZED QUADRICYCLES; RESTRICTIONS (AUTOCYCLES; MOTORIZED QUADRICYCLES)

A "motorized quadricycle" (defined as a commercial motor vehicle that is self-propelled by an emission-free electric motor, that seats at least eight passengers and that is licensed by the Department of Weights and Measures to operate as a limousine) is prohibited from being operated at a speed of more than 15 miles per hour and from being driven on a highway with a posted speed limit of more than 35 miles per hour. AS PASSED HOUSE.

First sponsor: Rep. Petersen

H2211:MOTORIZED QUADRICYCLES; RESTRICTIONS 3/25 Senate COW approved.

H2212: LICENSING; ACCOUNTABILITY; ENFORCEMENT; EXCEEDING REGULATION

Statute prohibiting municipalities, counties, special taxing districts and state agencies from basing licensing decisions on requirements or conditions that are not specifically authorized by statute, rule, ordinance or code may be enforced in a private civil action and relief may be awarded against a municipality, county, special taxing district or the state. The court is permitted to award reasonable attorney fees, damages and license application fees to a party that prevails in an action against the municipality, county, special taxing district or state. A municipal, county, special taxing district or state employee is prohibited from intentionally or knowingly violating the statute, and violations are cause for disciplinary action or dismissal. The language of these statutes must be prominently printed on all license applications. AS PASSED SENATE.

First sponsor: Rep. Petersen

H2212:LICENSING; ACCOUNTABILITY; ENFORCEMENT; EXCEEDING REGULATION 3/24 House concurred in Senate amendments and passed on final reading 35-20; ready for governor.

H2213: INSPECTIONS; AUDITS; NOTICE; RIGHTS

An agency inspector, auditor or regulator who enters any premises of a regulated person to conduct an inspection is required to inform each person who is interviewed during the inspection or audit that participation in an interview is voluntary (unless the person is legally compelled to participate), that the person may have an attorney present during the interview and that the person is allowed at least 24 hours to review and revise any written statement on which the person's signature is requested. The written information that must be provided to the person subject to inspection or audit is expanded to include a notice that if documents provided become a public record, the person may redact trade secrets and proprietary information, and the time limit for filing a compliance action

arising from the inspection or audit. AS PASSED HOUSE.

First sponsor: Rep. Petersen

H2213:INSPECTIONS; AUDITS; NOTICE; RIGHTS 3/24 passed Senate 24-4; ready for House action on Senate amendments.

H2236: ATV & MOTORCYCLE PASSENGERS

A person other than the operator is prohibited from riding on an all-terrain vehicle (ATV) unless the ATV is equipped, instead of designed, to carry more than one person. AS PASSED HOUSE.

First sponsor: Rep. Shope

H2236:ATV & MOTORCYCLE PASSENGERS 3/25 passed Senate on reconsideration 28-1; ready for governor.

H2240: NATIONAL GUARD MEMBERS; TUITION WAIVERS

Any member of the Arizona National Guard may attend regularly scheduled courses at any public institution of higher education in Arizona toward completion of a bachelor's or master's degree and receive up to 16 credits per semester tuition-free, with a maximum of 120 credits total for a bachelor's degree and 33 credits total for a master's degree if specified conditions are met, including that the member has completed initial active duty training and is in good standing in the Guard and at the institution. A member of the Guard may attend a course tuition-free only if the course has open seats available after registration has closed for that course. AS PASSED HOUSE.

First sponsor: Rep. Cardenas

H2240:NATIONAL GUARD MEMBERS; TUITION WAIVERS 3/26 from Senate rules okay.

H2272: LAW ENFORCEMENT OFFICERS; FIREARM PURCHASE

On retirement and subject to employer approval, law enforcement officers and probation officers who are members of the Arizona State Retirement System, the Elected Officials' Retirement Plan, the Public Safety Personnel Retirement System, and the Corrections Officer Retirement Plan are permitted to purchase the firearms issued by the employer to the officer at a price determined by the administrator of the employing agency. AS PASSED HOUSE.

First sponsor: Rep. Borrelli

H2272:LAW ENFORCEMENT OFFICERS; FIREARM PURCHASE 3/24 passed Senate 28-0; ready for governor.

H2297: STATE AGENCY RULEMAKING; RESTRICTIONS

State agencies are 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, unless the rule is a component of a comprehensive effort to reduce regulatory restraints or burdens or is strictly ministerial in implementing legislation standards. Some exceptions. Any person subject to a civil or criminal proceeding arising from the enforcement of a rule in violation has a defense to the enforcement action.

First sponsor: Rep. E. Farnsworth

H2297:STATE AGENCY RULEMAKING; RESTRICTIONS 3/25 Senate COW approved with floor amend #5053.

H2308: DEFENSIVE DRIVING SCHOOL; ELIGIBILITY (VEHICLE EQUIPMENT; LIGHTING)

A tail lamp is added to the list of vehicle lamps that must be maintained at all times in good working condition, in addition to a stop lamp or other signal lamps.

First sponsor: Rep. E. Farnsworth

H2308:DEFENSIVE DRIVING SCHOOL; ELIGIBILITY 3/25 Senate COW approved with amend #4828. NOTE SHORT

TITLE CHANGE.

H2320: FIREARMS; PERMIT HOLDERS; PUBLIC PLACES

It is not considered misconduct involving weapons to carry a deadly weapon at a public establishment or event if the person possesses a valid concealed weapons permit. Does not apply to public establishments or events that have security personnel and electronic weapons screening devices and that require each person carrying a deadly weapon to leave it in possession of the security personnel while the person is in the establishment or event. Does not apply to the licensed premises of any public establishment or event with a liquor license, to an educational institution or community college district or state university, or to facilities operated by the Arizona State Hospital or a special health care district. AS PASSED HOUSE.

First sponsor: Rep. Barton

H2320:FIREARMS; PERMIT HOLDERS; PUBLIC PLACES 3/26 from Senate rules okay.

H2321: PUBLIC LANDS; CONVEYANCE AND TAXATION

By December 31, 2016, the state of Arizona demands that the United States extinguish title to all public lands in and transfer title to the state of Arizona. Does not apply to property that meets specified conditions. The Public Lands Board of Review is required to recommend legislation establishing a commission to administer the disposal of public lands and establishing the process for the state to receive title to public lands from the U.S. The Board is required to reports its findings to the Governor and the Legislature by November 30, 2020. AS PASSED HOUSE.

First sponsor: Rep. Barton

H2321:PUBLIC LANDS; CONVEYANCE AND TAXATION 3/17 from Senate rural-env do pass.

H2324: INTERGOVERNMENTAL AGREEMENTS; PUBLIC AGENCY INDEMNIFICATION

An intergovernmental agreement may require one public agency to defend, indemnify or hold harmless the other public agency for liabilities, damages, losses and costs only to the extent caused by the negligence, recklessness or intentional wrongful conduct of the indemnifying public agency. Any other indemnity clause in an intergovernmental agreement is void.

First sponsor: Rep. Weninger

H2324:INTERGOVERNMENTAL AGREEMENTS; PUBLIC AGENCY INDEMNIFICATION 3/4 from Senate gov do pass.

H2327: VEHICLE INSURANCE CARDS; BARCODE

Motor vehicle insurers are authorized to place an encrypted barcode on insurance cards.

First sponsor: Rep. Robson

H2327:VEHICLE INSURANCE CARDS; BARCODE 3/25 Senate COW approved.

H2336: CONTRACT PROGRESS PAYMENTS; DESIGN PROFESSIONALS

“Design professionals” and “design professional service contracts” (both defined) are added to current statute regulating contracts and requiring prompt payment for employment of contractors for public buildings and improvements. Session law specifies that changes relating to contracts with public agencies do not apply to design professional service contracts entered into before the effective date of this legislation. AS PASSED HOUSE.

First sponsor: Rep. Fann

H2336:CONTRACT PROGRESS PAYMENTS; DESIGN PROFESSIONALS 3/25 Senate COW approved with amend [#4904](#) and the rules tech amendment.

H2345: MOTORCYCLES; ALL-TERRAIN VEHICLES; CYCLES; EQUIPMENT

Motorcycles, all-terrain vehicles and motor driven cycles are no longer prohibited from being equipped with handlebars positioned so that the operator's hands are above shoulder height. Motorcycles, all-terrain vehicles and motor driven cycles operated with a passenger are no longer required to be equipped with handrails for the passenger.

First sponsor: Rep. Fann

H2345:MOTORCYCLES; ALL-TERRAIN VEHICLES; CYCLES; EQUIPMENT 3/23 passed Senate [27-1](#); ready for governor.

H2358: TPT; EXEMPTION; CROP DUSTERS

The list of deductions from the tax base for the retail classification of transaction privilege taxes and use taxes is expanded to include the gross proceeds of sales or gross income derived from sales of "agricultural aircraft," defined as an aircraft built for agricultural use for the aerial application of pesticides or fertilizer or for aerial seeding. Retroactive to taxable periods beginning April 18, 1985. Any claim for a refund based on the retroactive application of this deduction must be submitted to the Department of Revenue by December 31, 2015. The aggregate amount of the refunds issued under the retroactive application cannot exceed \$10,000, and interest cannot be allowed or compounded on any refundable amount if paid before July 1, 2016. Retroactive provisions are nonseverable. AS PASSED HOUSE.

First sponsor: Rep. Shope

H2358:TPT; EXEMPTION; CROP DUSTERS 3/25 Senate COW approved with amend [#4826](#) and floor amend [#5061](#).

H2365: OFF-HIGHWAY VEHICLES; ENFORCEMENT

Peace officers and other duly authorized state employees are no longer limited to enforcing off-highway vehicle regulations only on land solely under state or county jurisdiction or land that is open as indicated by federal law.

First sponsor: Rep. Thorpe

H2365:OFF-HIGHWAY VEHICLES; ENFORCEMENT 3/18 Senate COW approved with amend [#4829](#) and floor amend [#4920](#).

H2368: SOVEREIGN AUTHORITY; EXECUTIVE ORDERS; DOJ

The state of Arizona and all political subdivisions are prohibited from using any personnel or financial resources to enforce, administer or cooperate with either an executive order issued by the President of the U.S. or a policy directive issued by the U.S. Department of Justice to law enforcement agencies that has not been affirmed by a vote of the U.S. Congress and signed into law as prescribed by the U.S. Constitution. This prohibition may be waived on a case-by-case basis by either a vote of the Legislature while in session or by the Governor, the President of the Senate and the Speaker of the House of Representatives while the Legislature is not in session. AS PASSED HOUSE.

First sponsor: Rep. Thorpe

H2368:SOVEREIGN AUTHORITY; EXECUTIVE ORDERS; DOJ 3/24 from Senate rules okay.

H2378: PEACE OFFICERS; UNLAWFUL SEXUAL CONDUCT

It is unlawful sexual conduct for a peace officer to knowingly engage in sexual contact, oral sexual contact or sexual intercourse with any person in the officer's custody or who the officer knows or has reason to know is the subject of an

investigation. Unlawful sexual conduct is a class 5 (second lowest) felony, except that if the victim is under 18 it is a class 3 (mid-level) felony and if the victim is under 15 years of age it is a class 2 (second highest) felony. Does not apply to touching that occurs during a lawful search or to an officer who is married to or in a romantic or sexual relationship with the person at the time of the arrest or investigation, which may be determined by specified factors. AS PASSED HOUSE.

First sponsor: Rep. Borrelli

H2378:PEACE OFFICERS; UNLAWFUL SEXUAL CONDUCT 3/17 from Senate rules okay.

H2380: STATE BUDGET; ESTIMATES; PUBLIC NOTICE

Beginning in 2016, on or before February 15 of each year, the Director of the Joint Legislative Budget Committee is required to calculate and transmit to the chairmen of specified legislative committees a truth in spending estimate that calculates the amount of general fund appropriations for the current FY plus the total amount of all appropriations from other sources for the current FY, adjusted by the percentage change in the population for the most recent available 12 month period and by the positive or negative percentage change in the cost of living for the most recent available 12 month period. Beginning in FY2016-17, if a standing committee recommends the passage of a general appropriation bill that exceeds the truth in spending estimate, the House and Senate appropriations committees are required to hold a joint truth in spending hearing before the bill receives a full vote of either chamber and to issue a press release in a specified form at least three days before the joint hearing. AS PASSED HOUSE.

First sponsor: Rep. Olson

H2380:STATE BUDGET; ESTIMATES; PUBLIC NOTICE 3/4 from Senate appro do pass.

H2381: TPT; USE TAX EXEMPTION; AIRCRAFT

The list of deductions from the tax base for the retail classification of transaction privilege taxes and use taxes is expanded to include the gross proceeds of sales or gross income derived from sales of aircraft, navigational and communication instruments and related equipment leased or otherwise transferred to a specified list of persons, in addition to sold to those persons. The list of persons to whom the exempted aircraft and related equipment may be sold, leased or transferred to is expanded to include a certificated or licensed carrier of persons for hire to be used to transport persons or property for hire in intrastate, interstate or foreign commerce. Retroactive to taxable period beginning Jun 1, 1998. Any claim for refund of TPT or use tax based on the retroactive application of this legislation must be submitted to the Department of Revenue by December 31, 2015, and the burden is on the taxpayer to establish the amount of tax paid and the amount qualifying for this deduction. If a refundable amount is not determined or paid until after June 30, 2016, interest accrues after that date. AS PASSED HOUSE.

First sponsor: Rep. Olson

H2381:TPT; USE TAX EXEMPTION; AIRCRAFT 2/24 referred to Senate fin.

H2395: WEIGHTS & MEASURES; BIOFUELS

The sale of diesel fuel grade 1, 2 or 4 and biodiesel or biodiesel blends that contains sulfur in excess of 15 parts per million, decreased from 500 parts per million, is prohibited. Locomotive and marine diesel fuel that meets specified requirements of federal law is exempt. For the purpose of Department of Weights and Measures statutes, the definitions of "biofuel" and "ethanol flex fuel" are modified.

First sponsor: Rep. Pratt

H2395:WEIGHTS & MEASURES; BIOFUELS 3/17 from Senate rules okay.

H2398: RESIDENTIAL TOW TRUCK PARKING; LIMITATION

Municipalities cannot prohibit a tow truck operator from parking a single tow truck at the operator's residence if the operator is required to be available on an on-call basis.

First sponsor: Rep. Pratt

H2398:RESIDENTIAL TOW TRUCK PARKING; LIMITATION 3/25 FAILED to pass Senate [12-17](#).

H2400: BUSINESS LICENSING; ELECTRONIC DATABASE (~~TECH CORRECTION~~; REGENTS; LAND FUNDS)

An agency, department, board or commission other than the Corporation Commission that has approved an applicant for a license is required to forward the approved application to the Secretary of State, and the Secretary of State is required to issue the license. The Secretary of State is required to establish and maintain an electronic database of all issued licenses that is electronically searchable by the public. Emergency clause. AS PASSED HOUSE.

First sponsor: Rep. Stevens

H2400:BUSINESS LICENSING; ELECTRONIC DATABASE 3/18 from Senate appro with amend [#4911](#).

H2410: MUNICIPALITIES; TRAFFIC CITATION QUOTA; PROHIBITION

Municipalities, police departments, county boards of supervisors, county sheriffs, and the Department of Public Safety are prohibited from implementing traffic complaint quotas for peace officers, and from basing the determination of an officer's rank on the number of traffic complaints issued. AS PASSED SENATE.

First sponsor: Rep. Stevens

H2410:MUNICIPALITIES; TRAFFIC CITATION QUOTA; PROHIBITION 3/23 House concurred in Senate amendments and passed on final reading [48-9](#); ready for governor.

H2416: ANNUAL REPORT; LICENSEE; FILING EXTENSION

On good cause shown by a consumer lender licensee, the Superintendent of Financial Institutions may extend the time for filing the annual report for up to 70 days, increased from 60 days.

First sponsor: Rep. Stevens

H2416:ANNUAL REPORT; LICENSEE; FILING EXTENSION 3/26 from Senate rules okay.

H2422: VEHICLE TOWING

Tow truck operators are required to provide proof of financial responsibility that includes insurance policies of \$2 million in the aggregate, instead of being required to obtain a bond. If a towing firm with a contractual agreement with the Department of Public Safety acquires another towing firm with a contractual agreement with the Dept, both contractual agreements remain valid for one year after the date of the acquisition or until the end of the contractual agreement, whichever is shorter. Previously, both contractual agreements remained valid for one year after the date of the acquisition. AS PASSED HOUSE.

First sponsor: Rep. Fann

H2422: VEHICLE TOWING 3/24 Senate COW approved with floor amend [#5021](#).

H2432: AZ FIRST RESPONDERS' DAY

The September 27th of each year is Arizona First Responders' Day of Gratitude and Remembrance, which is not a legal holiday. AS SIGNED BY GOVERNOR.

First sponsor: Rep. Thorpe

H2432:AZ FIRST RESPONDERS' DAY 3/23 signed by governor. Chap. 57, Laws 2015.

H2438: PTSD; PUBLIC SAFETY

Establishes a 13-member Post-Traumatic Stress Disorder (PTSD) in Public Safety Committee to research and report on the effects of PTSD on state and local law enforcement officers. The Committee is required to report its findings and recommendations to the Governor and the Legislature by December 31, 2015 and self-repeals October 1, 2016.

First sponsor: Rep. Livingston

H2438: PTSD; PUBLIC SAFETY 3/26 from Senate rules okay.

H2480: MUNICIPALITIES; PAWNBROKERS; GOLD; PROHIBITED FEES

Municipalities are prohibited from imposing a fee, tax or assessment on a pawnbroker or person in the business of buying gold in connection with any reportable transaction.

First sponsor: Rep. Petersen

H2480:MUNICIPALITIES; PAWNBROKERS; GOLD; PROHIBITED FEES 3/19 from Senate gov with amend #4933.

H2522: SPECIAL PLATES; HEALTH SCIENCE; HOCKEY

The Department of Transportation is authorized to issue special health sciences educational institution license plates if a person pays \$32,000 in start-up costs by December 31, 2015. Of the \$25 annual fee, \$8 is an administrative fee and \$17 is a donation to a newly established Health Sciences Educational Institution Special Plate Fund, to be allocated to a nonprofit entity that provides graduate and postgraduate education in the "health sciences" (defined) and has an enrollment of at least 3,000 full-time students. Also, the deadline for an entity to pay start-up costs for special Arizona professional hockey club license plates is moved to December 31, 2015, from December 31, 2011. AS PASSED HOUSE.

First sponsor: Rep. Gray

H2522:SPECIAL PLATES; HEALTH SCIENCE; HOCKEY 3/23 passed Senate 23-5; ready for governor.

H2523: TOWED VEHICLES; LOCAL AUTHORITY

A person is permitted to choose any towing company or operator of a towing vehicle to transport a motor vehicle from a towing company's storage premises to a vehicle repair facility. AS PASSED HOUSE.

First sponsor: Rep. Gray

H2523:TOWED VEHICLES; LOCAL AUTHORITY 3/25 passed Senate 29-0; ready for governor.

H2524: FIREFIGHTERS; PROFESSIONAL GOLF; SPECIAL PLATES

The Department of Transportation is authorized to issue special firefighter license plates if a person pays \$32,000 in start-up costs by December 31, 2015. Of the \$25 annual fee, \$8 is an administrative fee and \$17 is a donation to the newly established Firefighter Special Plate Fund, to be allocated to a nonprofit corporation that has a mission of leading, serving and collaborating to mobilize enduring philanthropy for a better state. The Dept is also authorized to issue special Arizona professional golf license plates if a person pays \$32,000 in start-up costs by December 31, 2015. Of the \$25 annual fee, \$8 is an administrative fee and \$17 is a donation to the newly established Arizona Professional Golf

Special Plate Fund, to be distributed to a nonprofit corporation that develops and operates youth golf programs in Arizona. AS SIGNED BY GOVERNOR.

First sponsor: Rep. Stevens

H2524:FIREFIGHTERS; PROFESSIONAL GOLF; SPECIAL PLATES 3/23 signed by governor. Chap. 59, Laws 2015.

H2526: GOVERNOR'S REGULATORY REVIEW COUNCIL; MEMBERSHIP

The Governor is required to appoint at least one member who is a small business owner to the Governor's Regulator Review Council . AS PASSED HOUSE.

First sponsor: Rep. Petersen

H2526:GOVERNOR'S REGULATORY REVIEW COUNCIL; MEMBERSHIP 3/17 stricken from Senate consent calendar by Biggs.

H2528: VEHICLE RIGHT-OF-WAY; BUSES

Local authorities are authorized to require a vehicle on a street or highway in a county with a population of less than 900,000 people to yield the right-of-way to a bus that is entering the street or highway from a bus pull-out lane if the authority also requires that there be a visible warning device indicating the bus driver's intent to enter the street or highway and that the bus and bus pull-out lane display signs stating that vehicles must yield.

First sponsor: Rep. Thorpe

H2528:VEHICLE RIGHT-OF-WAY; BUSES 2/25 passed House 48-9; ready for Senate.

H2566: STATE COMPUTERS; SENSITIVE ELECTRONIC DATA

Beginning July 1, 2016, the Government Information Technology Agency (GITA) must require budget units to establish a robust password system for every state owned or leased computer. By July 1, 2018, GITA is required to establish a data encryption standard for all budget units to protect "sensitive electronic data" (defined), and budget units are required to encrypt sensitive electronic data.

First sponsor: Rep. Thorpe

H2566:STATE COMPUTERS; SENSITIVE ELECTRONIC DATA 3/17 from Senate rules okay.

H2587: STATE AGENCIES; CREDIT CARDS

By January 1, 2017, the State Treasurer is required to issue a request for proposals for the electronic processing of transactions for all state agencies that accept credit cards for payment. The State Treasurer is required to award a contract to one or more separate entities. On expiration of any outstanding contract for the electronic processing of transactions, a state agency cannot enter into a contract or renew any contract for the electronic processing of transactions. On a majority vote of the governing body, a municipality, county or community college is authorized to accept credit cards for the payment of any amount due to the local government. A local government that accepts credit cards is authorized to enter into an agreement with one or more financial institutions or other service providers for processing of credit cards, and is authorized to charge a convenience fee or surcharge on the cardholder in an amount to wholly or partially offset, but not exceed, the amount of any processing fee incurred by the local government. AS PASSED HOUSE.

First sponsor: Rep. Finchem

H2587:STATE AGENCIES; CREDIT CARDS 3/24 passed Senate 28-0; ready for House action on Senate amendments.

H2609: RECIPROCAL DRIVER LICENSE AGREEMENTS (~~LICENSE PLATES; TRAILERS; ISSUANCE~~)

The Department of Transportation is permitted to waive the requirements for a

written examination and the driving examination for an operator of a motor vehicle holding a valid driver license issued by a foreign country in which the operator previously resided and who applies for an initial driver license in Arizona if a list of specified conditions are met. The Dept is required to publish on its public internet site a current list of foreign countries for which reciprocal operating privileges have been extended and withdrawn. Does not apply to commercial driver licensing. AS PASSED HOUSE.

First sponsor: Rep. Gray

H2609:RECIPROCAL DRIVER LICENSE AGREEMENTS 3/18 stricken from Senate consent calendar by Quezada.

H2610: COMMUNITY COLLEGE COLLEGIATE SPECIAL PLATES

The Department of Transportation is required to issue collegiate special license plates that identify each community college in a community college district with a full-time equivalent student enrollment of more than 50,000 students. Of the \$25 annual fee, \$8 is an administrative fee and \$17 is a donation to the community college district collegiate special plate fund. Each community college district with a full-time equivalent student enrollment of more than 50,000 students is required to establish a separate community college collegiate special plate fund, and monies in the fund must be used only for academic scholarships. AS PASSED HOUSE.

First sponsor: Rep. Olson

H2610:COMMUNITY COLLEGE COLLEGIATE SPECIAL PLATES 3/25 from Senate rules okay.

H2617: REGULATORY RELIEF TAX CREDIT

Establishes an individual and corporate income tax credit for "creditable expenses" due to "extra regulation" (both defined) of more than \$200 in the tax year incurred by a "small business" (defined as a sole proprietorship, partnership, limited liability partnership, limited liability company, S corporation or any other corporation with fewer than 50 full-time employees) after December 31, 2016. A claim for credit is in lieu of and constitutes a waiver of litigation or judicial remedies against the responsible regulating entity. The credit is capped at \$1,000 for a claimant, and the aggregate amount of credits is capped at \$500,000. If the amount of the credit exceeds taxes due, the unused amount may be carried forward as a credit against tax liability for up to five consecutive tax years. Establishes a process for claiming the credit, including applying to the Governor's Regulatory Review Council for approval. Effective January 1, 2016. AS PASSED HOUSE.

First sponsor: Rep. Mesnard

H2617:REGULATORY RELIEF TAX CREDIT 3/25 from Senate rules okay.

H2636: UNDERGROUND STORAGE TANK PROGRAM (~~TECH CORRECTION, CLOSURE, UNDERGROUND STORAGE~~)

Coverage for corrective action through the Underground Storage Tank Assurance Account is limited to regulated substances reported before July 1, 2016, instead of July 1, 2006. Applications for reimbursement or direct payment of eligible costs from the Account must be filed by December 31, 2016, instead of December 31, 2015. If the Account does not have sufficient monies to pay all eligible claims submitted, the Department of Environmental Quality is authorized to defer payment on otherwise eligible claims until there are sufficient monies in the Account. The Dept and the Account are not liable for and may not pay any claims from third parties alleging personal injury or property damage caused by releases from underground storage tanks. AS PASSED HOUSE.

First sponsor: Rep. Bowers

H2636:UNDERGROUND STORAGE TANK PROGRAM 3/25 from Senate rules with a technical amendment.

H2646: RULEMAKING; APPROVAL OF GOVERNOR; FACTORS

An agency is prohibited from conducting any formal or informal rulemaking without the prior written approval of the Governor. When seeking approval to conduct rulemaking, an agency is required to specify one or more of a specified list of factors as justification for the rulemaking. For the purpose of these requirements, "agency" does not include the Corporation Commission, any agency that is headed by a single elected state official, and any agency whose administrative head is not appointed by the Governor. AS PASSED HOUSE.

First sponsor: Rep. Olson

H2646:RULEMAKING; APPROVAL OF GOVERNOR; FACTORS 3/24 passed Senate 16-12; ready for House action on Senate amendments.

H2647: INFORMATION TECHNOLOGY; TITLE 18

Establishes a new title in statute regulating information technology, and current statutes governing information technology are transferred to the new title and renumbered. The Department of Administration is required to evaluate all information technology software development for budget units. Public bodies that operate a website are required to use the top-level domain name ".gov" for that landing page website, except that educational institutions are required to use the top-level domain name ".edu". Establishes data encryption standards and data reference standards. The Secretary of State is required to establish and maintain an electronic database of all licenses issued by a state agency, department, board or commission that is electronically searchable by the public. The Secretary of State is authorized to develop an electronic filing system for campaign-related statements, designations and reports. Due to voter protection, this bill requires the affirmative vote of at least 3/4 of each house of the Legislature for passage. Effective January 1, 2016. AS PASSED HOUSE.

First sponsor: Rep. Stevens

H2647:INFORMATION TECHNOLOGY; TITLE 18 3/25 from Senate appro with amend #5048.

H2658: FEDERAL LANDS; TRANSFER; STUDY COMMITTEE

Establishes a 5-member Transfer of Federal Lands Study Committee to examine processes to transfer, manage and dispose of federal lands in Arizona. The Committee is required to report its findings and recommendations to the Governor and the Legislature by December 31, 2019 and self-repeals October 1, 2020. AS PASSED HOUSE.

First sponsor: Rep. Barton

H2658:FEDERAL LANDS; TRANSFER; STUDY COMMITTEE 3/25 from Senate rules okay.

HCM2003: URGING CONGRESS; INCREASE CUSTOMS PERSONNEL

The Legislature urges the U.S. Congress to increase and maintain staffing for Customs Field Office personnel at the ports of entry in Nogales, Douglas and San Luis, Arizona in order to speed the flow of goods and commerce. The Secretary of State is directed to transmit copies of this memorial to the President of the U.S. Senate, the Speaker of the U.S. House and each member of Congress from Arizona. AS SENT TO SECRETARY OF STATE.

First sponsor: Rep. Steele

HCM2003:URGING CONGRESS; INCREASE CUSTOMS PERSONNEL 3/11 substituted in Senate for identical SCM1015 and passed 28-0; to secretary of state.

HCM2005: FEDERAL LANDS; DEVOLUTION TO ARIZONA

The Legislature urges the U.S. government to immediately and not later than December 31, 2019 dispose of the public lands within Arizona's borders directly to the state, and urges the U.S. Congress to engage in good faith communication and consultation with the state regarding that disposal. The Secretary of State is directed to transmit copies of this memorial to the President of the U.S. Senate, the Speaker of the U.S. House, four other specified federal officials, and each member of Congress from Arizona. AS PASSED HOUSE.

First sponsor: Rep. Barton

HCM2005:FEDERAL LANDS; DEVOLUTION TO ARIZONA 3/25 from Senate rules okay.

S1002: PRISONERS; COMP FOR LABOR PERFORMED

The maximum compensation that a prisoner may receive for labor performed as part of the Department of Corrections prison industries program is increased to \$1.50 per hour, from 50 cents, with some exceptions.

First sponsor: Sen. Kavanagh

S1002:PRISONERS; COMP FOR LABOR PERFORMED 3/24 passed House [42-16](#); ready for governor.

S1051: AUTOCYCLES; CLASS M LICENSE; EXEMPTION

A class M driver license is not necessary for operating an "autocycle" (defined as a three-wheeled motorcycle with a completely enclosed seating area equipped with a roll cage, safety belts and antilock brakes and designed to be controlled with a steering wheel and pedals). AS SIGNED BY GOVERNOR.

First sponsor: Sen. Burges

S1051:AUTOCYCLES; CLASS M LICENSE; EXEMPTION 3/23 signed by governor. Chap. 33, Laws 2015.

S1063: OBSTRUCTING A HIGHWAY; PUBLIC THOROUGHFARE

Intentionally activating a pedestrian signal on a highway or public thoroughfare if the person's reason for doing so is not to cross but to stop the passage of traffic and solicit a driver for a donation or business is added to the acts constituting crime of obstructing a highway, a class 3 (mid-level) misdemeanor. AS PASSED SENATE.

First sponsor: Sen. Kavanagh

S1063:OBSTRUCTING A HIGHWAY; PUBLIC THOROUGHFARE 3/24 passed House [33-24](#); ready for governor.

S1073: PUBLIC RECORDS; REDACTION; FORMER JUDGES

Former judges are added to the list of persons who may file an affidavit to request county officers and the Department of Transportation prohibit access to that person's residential address and telephone number contained in certain public records, and who must be notified of the expiration of restrictions on related public records. Emergency clause.

First sponsor: Sen. Smith

S1073:PUBLIC RECORDS; REDACTION; FORMER JUDGES 3/24 passed House [34-23](#); ready for governor.

S1078: OFFICE OF PEST MANAGEMENT

Various changes related to pest management, including specifying that a termite action report is required for termite action only and not for all wood-destroying organisms. AS PASSED SENATE.

First sponsor: Sen. Griffin

S1078:OFFICE OF PEST MANAGEMENT 3/24 passed House [57-0](#); ready for governor.

S1090: NEUTRALITY AGREEMENT; APPRENTICESHIP AGREEMENT; PROHIBITION

State agencies and political subdivisions are prohibited from requiring contractors to do any of the following as a condition of bidding, negotiating, being awarded or performing work on a public works contract: negotiating or otherwise becoming a party to any project labor agreement, entering into a neutrality agreement with any labor organization, or participating in or contributing to an apprenticeship program registered with the U.S. Department of Labor.

First sponsor: Sen. Kavanagh

S1090:NEUTRALITY AGREEMENT; APPRENTICESHIP AGREEMENT; PROHIBITION 3/24 passed House 33-24; ready for governor.

S1106: SPECIAL LICENSE PLATES; STANDARD DESIGN

All special license plates must have a standard design with one three-inch square area on the plate that is set aside for a logo or message and one area on the bottom of the plate that is set aside for a message. The Department of Transportation is required to determine the standard design of the special plate and approve the logo or message. Applies to all special plates authorized after the effective date of this legislation. Contains a legislative intent section. AS PASSED SENATE.

First sponsor: Sen. Farley

S1106:SPECIAL LICENSE PLATES; STANDARD DESIGN 3/16 referred to House trans-inf.

S1119: ASRS; PURCHASE OF CREDITED SERVICE (~~TECH CORRECTION; DISTRIBUTION OF REVENUES~~)

The 60-month limit on credited service that may be purchased in the Arizona State Retirement System for previous employment with other governmental entities or for active military service applies only to members whose membership date is on or after July 20, 2011, and the limit is deleted for all other ASRS members. The requirement for ASRS members to have at least five years of credited service in ASRS before electing to purchase credited service applies only to members whose membership date is on or after July 1, 2010. AS SIGNED BY GOVERNOR.

First sponsor: Sen. Lesko

S1119:ASRS; PURCHASE OF CREDITED SERVICE 3/23 signed by governor. Chap. 38, Laws 2015.

S1133: TPT; MUNICIPALITIES; CUSTOMER REFUND CLAIMS

A customer who paid to a "vendor" (defined) an amount equal to a transaction privilege tax that was passed on by the vendor to the customer or who paid a use tax to a vendor is permitted to file a claim for a refund of the tax if the vendor assigns to the customer its right to claim an amount equal to any tax and interest that the vendor could otherwise claim. The process for customers to file claims under these provisions is specified. If a vendor fails or refuses to assign its right to a claim within 60 days of the customer's written request or if the vendor is no longer in business, the customer may provide the Department of Revenue or municipal tax collector with a statement explaining the efforts made to obtain an assignment from the vendor, which must contain specified information. The Dept or tax collector must attempt to notify the vendor of the claim and continue processing the claim. On paying or crediting monies to the customer pursuant to the claim, the Dept or tax collector must amend the vendor's returns or account to reflect the amount paid or credited. The Dept or tax collector may disallow a claim filed by a customer if the Dept already paid or credited a refund arising from the same transaction. The Dept or tax collector is required to notify the customer and the vendor of any disallowed claim.

First sponsor: Sen. Lesko

S1133:TPT; MUNICIPALITIES; CUSTOMER REFUND CLAIMS 3/26 House COW approved with floor amend #5088.

S1146: PERSONALIZED CLASSIC CAR LICENSE PLATES

The Department of Transportation may allow a request for classic car special license plates to be combined with a request for personalized special plates.

First sponsor: Sen. Griffin

S1146:PERSONALIZED CLASSIC CAR LICENSE PLATES 3/23 passed House 53-4; ready for governor.

S1170: FORFEITURES; QUARTERLY REPORT (~~FORFEITURES; ANNUAL REPORT~~)

The quarterly report that state departments and agencies are required to submit to the Attorney General due to receiving monies from the Anti-Racketeering Revolving Fund or from other government sources as a result of participating in an investigation or prosecution must also be filed with the county board of supervisors if the county sheriff received the monies and with the municipal council if the municipality's department received the monies. The quarterly report that political subdivisions are required to submit to the county attorney due to receiving monies from the Fund or from other government sources as a result of participating in an investigation or prosecution must be filed with the county board of supervisors of the county in which the political subdivision is located and with each municipal council in which the political subdivision is located. Also, each county is required to maintain on the county's website a link to the Arizona Criminal Justice Commission. AS SIGNED BY GOVERNOR.

First sponsor: Sen. S. Allen

S1170:FORFEITURES; QUARTERLY REPORT 3/23 signed by governor. Chap. 40, Laws 2015.

S1181: VEHICLE INSPECTIONS; ADOT

The Director of the Department of Transportation is authorized to establish an additional vehicle inspection fee in an amount to be determined by the Director by rule for a level two or level three inspection that is conducted at a location other than at a Dept facility for an insurance company or its authorized agent. The Dept is permitted to issue a restored salvage certificate of title for a vehicle that is a recovered theft and has other specified deficiencies if the Dept has completed a level two or level three inspection, instead of only a level three inspection. AS PASSED SENATE.

First sponsor: Sen. Worsley

S1181:VEHICLE INSPECTIONS; ADOT 3/26 from House rules okay.

S1197: VLT EXEMPTION; FALLEN EMERGENCY PERSONNEL

Beginning January 1, 2016, one vehicle owned by a surviving spouse or "dependent" (defined) of a deceased law enforcement officer, firefighter or emergency responder who was killed in the line of duty or died from injuries suffered in the line of duty on or after April 5, 1933 is exempt from vehicle license tax and registration fees. AS PASSED SENATE.

First sponsor: Sen. Kavanagh

S1197:VLT EXEMPTION; FALLEN EMERGENCY PERSONNEL 3/25 passed House 59-0; ready for governor.

S1200: MINING & MINERAL MUSEUM; RESTORATION (~~TECH CORRECTION; MINING MUSEUM~~)

Responsibility to operate the Arizona Mining, Mineral and Natural Resources Educational Museum is transferred to the Arizona Geological Survey, from the Arizona Historical Society. The Centennial and Mining and Mineral Museum Advisory Council is renamed the Mining, Mineral and Natural Resources Educational Museum Advisory Council, and Council membership is modified,

including to remove the Executive Director of the Society. All unexpended and unencumbered monies in the Centennial Special Plate Fund are transferred to the newly established Mining, Mineral and Natural Resources Educational Museum Account in the Geological Survey Fund. Transfers \$428,300 and one FTE position from the Society in FY2015-16 to the Geological Survey Fund to operate the Museum. In connection with the Museum, the State Geologist is authorized to apply for grants and donations, accept government monies for the museum, establish and collect entrance fees, operate a retail gift shop, employ a museum curator, and pay necessary museum operation and maintenance expenses. The State Geologist is required to report to the Governor and the Legislature on the Museum by December 31, 2018. AS PASSED SENATE.

First sponsor: Sen. Griffin

S1200:MINING & MINERAL MUSEUM; RESTORATION 3/26 from House rules okay.

S1224: VEHICLE EQUIPMENT; LIGHTING (~~MUNICIPALITIES; COUNTIES; PROHIBITED SECURITY REQUIREMENTS~~)

A tail lamp is added to the list of vehicle lamps that must be maintained at all times in good working condition, in addition to a stop lamp or other signal lamps. AS PASSED SENATE.

First sponsor: Sen. Kavanagh

S1224:VEHICLE EQUIPMENT; LIGHTING 3/25 House COW approved.

S1237: ELECTRONIC DRIVER LICENSE; ADOT AUTHORITY

The Department of Transportation is required to develop, pilot or implement virtual or electronic credentials, records, procedures, processes and systems as the Director deems necessary to carry out the functions and duties of the Dept. If the Dept implements procedures for virtual or electronic driver licenses, a driver license holder may display the license on a wireless communication device at the demand of a justice of the peace or police officer.

First sponsor: Sen. Dial

S1237:ELECTRONIC DRIVER LICENSE; ADOT AUTHORITY 3/26 from House rules okay.

S1274: ADOT OMNIBUS

Various changes related to the Department of Transportation. The Director of the Dept is authorized to establish alternative methods and use contracted private persons for the administration and oversight of programs, functions or persons that are subject to Title 28 (Transportation), and to adopt rules to administer these methods and contracts. The Dept is authorized to establish a program to lease or sell advertising on nonhighway assets of the Dept and to allow monetary sponsorship of facilities and other assets of the Dept. The Dept is permitted to generate revenue from any advertising or sponsorship program and to contract with a third party to perform any or all aspects of the program. The list of transportation-related statutes that the State Transportation Board and the Director of the Dept are not exempt from is expanded, and the list of purposes for which they are exempt is modified. The list of reasons for which the Dept may issue a vehicle certificate of title without registration is expanded to include that the vehicle is a trailer or semitrailer that will be used in interstate commerce and that is registered in another state. Reduces the amount of time a temporary registration is valid to 60 days, from 90 days. Authority to appoint a special assistant for the regional transportation plan is transferred to the regional planning agency, from the Director of the Dept. AS PASSED SENATE.

First sponsor: Sen. Worsley

S1274: ADOT OMNIBUS 3/26 withdrawn from House gov-higher ed.

S1300: LAW ENFORCEMENT BODY CAMERAS; COMMITTEE (LAW ENFORCEMENT OFFICERS; BODY CAMERAS)

Law enforcement agencies are prohibited from employing a law enforcement officer body camera that operates on a continuous basis, except for a body camera that continuously records but only retains up to two minutes of video when activated by the officer. If a law enforcement agency issues a body camera to an officer, the officer is required to control the operation of the camera, to record a list of specified situations when practicable, and to turn off the camera when the officer believes the situation has concluded. Establishes a list of situations where a law enforcement officer is permitted to turn a body camera off, and requires the officer to announce on the recording that the camera is being turned off during some of those situations. A law enforcement officer body camera recording and any associated electronic data is not a public record and is exempt from public records laws. A law enforcement agency is required to release a recording to the public only if the public's need to view the recording outweighs the interests of privacy or confidentiality or the best interests of the state, the release will not interfere with or compromise an ongoing investigation and the request is not burdensome or harassing. If an agency does not consent to the release of a recording, the person making the request may file a special action in superior court. Also establishes a 14-member Law Enforcement Officer Body Camera Study Committee to recommend policies and laws on the use of body cameras and recordings. The Committee is required to report its findings and recommendations to the Governor and the Legislature by December 31, 2015 and self-repeals July 1, 2016. AS PASSED SENATE.

First sponsor: Sen. Kavanagh

S1300:LAW ENFORCEMENT BODY CAMERAS; COMMITTEE 3/26 Senate concurred in House amendments and passed on final reading 28-1; ready for governor.

S1325: FIRST RESPONDER SPECIAL PLATES

The Department of Transportation is authorized to issue special first responder license plates if a person pays \$32,000 in start-up costs by December 31, 2015. Of the \$25 annual fee, \$8 is an administrative fee and \$17 is a donation to the newly established First Responder Special Plate Fund, to be allocated to a nonprofit organization that offers financial assistance and other support to families of public safety officers and firefighters who are seriously injured or killed in the line of duty.

First sponsor: Sen. Miranda

S1325:FIRST RESPONDER SPECIAL PLATES 3/26 from House rules okay.

S1330: SECOND AMENDMENT VIOLATIONS; PROHIBITED ACTIVITIES

Except as required by a court order, a state agency or political subdivision or their employees acting in an official capacity are prohibited from knowingly and willingly participating in any way in the enforcement of any federal act, law, order, rule or regulation issued, enacted or promulgated on or after the effective date of this legislation regarding a personal firearm, firearm accessory or ammunition. Except as required by a court order, a state agency or political subdivision or their employees acting in an official capacity are prohibited from using any assets or state monies to engage in any activity that aids a federal agency or agent in the enforcement or investigation pursuant to the enforcement of any federal act, law, order, rule or regulation issued, enacted or promulgated on or after the effective date of this legislation regarding a personal firearm, firearm accessory or ammunition. The State Treasurer is prohibited from transferring any monies to a political subdivision in the FY after a final judicial determination is made that the political subdivision adopted a rule, order,

ordinance or policy that intentionally violated these requirements. Any agent or employee of the state or a political subdivision who knowingly violates these requirements is subject to a civil penalty of up to \$3,000 for a first violation and a class 1 (highest) misdemeanor for a second or subsequent violation. Contains legislative findings. AS PASSED SENATE.

First sponsor: Sen. Ward

S1330:SECOND AMENDMENT VIOLATIONS; PROHIBITED ACTIVITIES 3/19 House mil-pub do pass; report awaited.

S1345: PRIVATE LAND ACQUISITION; STUDY COMMITTEE (~~GOVERNMENT PURCHASE OF PRIVATE PROPERTY~~)

Establishes a 7-member Study Committee on Private Land Acquisition to conduct hearings and collect information relating to the acquisition of privately owned real property by government entities, examine the impact the government ownership of real property has on the state and local economies, and identify a process to allow a government entity to acquire privately owned real property without reducing the tax base of the local community. The Committee is required to report its findings and recommendations to the Governor and the Legislature by December 31, 2017 and self-repeals October 1, 2018. AS PASSED SENATE.

First sponsor: Sen. Griffin

S1345:PRIVATE LAND ACQUISITION; STUDY COMMITTEE 3/25 House COW approved. Passed House 34-25; ready for governor.

S1373: CRIMINAL JUSTICE INFORMATION; ACCESS

The Department of Public Safety is required to provide a law enforcement agency with access to the case information it receives from the Supreme Court for the purpose of enforcing a court order, assisting in an investigation or returning property.

First sponsor: Sen. Kavanagh

S1373:CRIMINAL JUSTICE INFORMATION; ACCESS 3/25 House COW approved. Passed House 59-0; ready for governor.

S1445: PUBLIC RECORDS; PEACE OFFICER'S NAME

Law enforcement agencies or employing state or local governmental entities are prohibited from publicly releasing the name of a peace officer who is involved in an incident that involves the use of deadly physical force and that results in either the death or serious physical injury of the officer or another person for 60 days after the incident occurs or until one of a list of specified conditions applies, whichever occurs first. Conditions include that the officer has been arrested or formally charged for actions related to the incident, that the officer consents in writing to the release, or that the officer has died in the line of duty and the agency consents to the release. Any release of disciplinary action taken against the peace officer must be redacted in a way that will not identify the officer. AS PASSED HOUSE.

First sponsor: Sen. Smith

S1445:PUBLIC RECORDS; PEACE OFFICER'S NAME 3/24 Senate concurred in House amendments and passed on final reading 20-8; ready for governor.

S1467: LAW ENFORCEMENT OFFICER RIGHTS

If after an employer seeks disciplinary action after completing an investigation of a law enforcement officer, at the officer's request, the employer is required to provide the officer with a complete copy of the investigative file and allow the officer 14 days to review the investigative file and submit a response or rebuttal before any discipline is ordered. The employer may grant extensions to the 14-

day period, and must include all exculpatory evidence in the investigative file. AS PASSED SENATE.

First sponsor: Sen. S. Allen

S1467:LAW ENFORCEMENT OFFICER RIGHTS 3/26 retained on House COW calendar.

SCM1001: GRAND CANYON WATERSHED NAT'L MONUMENT (~~TECH CORRECTION; DEPT OF EDUCATION~~)

The Legislature urges the President of the U.S. to not designate the Grand Canyon Watershed National Monument in northern Arizona, urges the U.S. Congress to oppose the designation of the Monument, desires that any new monuments have express state and congressional approval before they are so designated by the President, and urges the Governor and the Attorney General to take appropriate actions to implement this memorial. The Secretary of State is directed to transmit copies of this memorial to the President of the U.S., the President of the U.S. Senate, the Speaker of the U.S. House, each member of Congress from Arizona, the Secretary of the Interior, the Governor and the Attorney General. AS PASSED SENATE.

First sponsor: Sen. Griffin

SCM1001:GRAND CANYON WATERSHED NAT'L MONUMENT 3/25 House COW approved. Passed House 36-23; to secretary of state.

SCM1002: URGING CONGRESS; RIGHTS-OF-WAY (~~TECH CORRECTION; DEPT OF AGRICULTURE~~)

The Legislature urges the U.S. Congress to enact legislation that is consistent with the decision of the Ninth Circuit Court of Appeals in County of Shoshone v. United State and the confirms that state law determines the entire school of R.S. 2477 rights-of-way. The Secretary of State is directed to transmit copies of this memorial to the President of the U.S., the President of the U.S. Senate, the Speaker of the U.S. House, and each member of Congress from Arizona. AS PASSED SENATE.

First sponsor: Sen. Griffin

SCM1002:URGING CONGRESS; RIGHTS-OF-WAY 3/25 House COW approved. Passed House 37-22; to secretary of state.

SCM1004: WATERS OF US DEFINITION; OPPOSITION (~~TECH CORRECTION; MEMORIAL; URGING CONGRESS~~)

The Legislature urges the U.S. Congress to pass H.R.594, which prohibits the U.S. Environmental Protection Agency (EPA) and the U.S. Army Corps of Engineers from developing, implementing or enforcing the proposed federal rules that defines "waters of the U.S." under the Clean Water Act. The Secretary of State is directed to transmit copies of this memorial to the President of the U.S. Senate, the Speaker of the U.S. House, each member of Congress from Arizona, the Administrator of the EPA and the Commanding General and Chief of Engineers of the U.S. Army Corps of Engineers. AS PASSED SENATE.

First sponsor: Sen. Griffin

SCM1004:WATERS OF US DEFINITION; OPPOSITION 3/25 House COW approved. Passed House 38-21; to secretary of state.

SCM1015: URGING CONGRESS; INCREASE CUSTOMS PERSONNEL

The Legislature urges the U.S. Congress to increase and maintain staffing for Customs Field Office personnel at the ports of entry in Nogales, Douglas and San Luis, Arizona in order to speed the flow of goods and commerce. The Secretary of State is directed to transmit copies of this memorial to the President of the U.S.

Senate, the Speaker of the U.S. House and each member of Congress from Arizona.

First sponsor: Sen. Dalessandro

SCM1015:URGING CONGRESS; INCREASE CUSTOMS PERSONNEL 3/11 see HCM2003.

SCR1007: GENERAL AVIATION APPRECIATION MONTH

The members of the Legislature acknowledge the vital role aviation plays in Arizona and proclaim the month of September 2015 as General Aviation Appreciation Month in Arizona.

First sponsor: Sen. Griffin

SCR1007:GENERAL AVIATION APPRECIATION MONTH 2/26 unanimously adopted by Senate; ready for House.

SCR1012: PRIMARY FREIGHT NETWORK; SUPPORTING ADOT

The members of the Legislature support the Arizona Department of Transportation's (ADOT) comments to the U.S. Department of Transportation in response to the proposed designation of the Primary Freight Network (PFN), agree with ADOT's alternative proposals and suggestions, support the modification of the draft PFN to conform with ADOT's comments, and support the conducting of a corridor competitiveness study by ADOT.

First sponsor: Sen. Worsley

SCR1012:PRIMARY FREIGHT NETWORK; SUPPORTING ADOT 3/26 from House rules okay.
