



Arizona Legislative Report - June 14, 2024

East Valley Chambers of Commerce Alliance

HB2003 - Replacement lines; structures; commission hearings

Sponsor

Rep. Gail Griffin (R)

Summary

Utilities are authorized to replace a cable or wire on a transmission line and to replace an existing structure without receiving a new certificate of environmental compatibility and without holding a hearing with the Power Plant and Transmission Line Siting Committee if the replacement is within a sit that has previously received a certificate.

Status

Ready for Governor

Last Action

06/12/2024 H - Transmit to House

HB2013 - Water improvements program; nonprofit corporations

Sponsor

Rep. Gail Griffin (R)

Summary

Nonprofit corporations are authorized to establish a water improvements program where persons may make donations for the purpose of providing financial assistance to owners of residential real property to make improvements to an existing drinking water well or to provide a water delivery system for the residence. AS VETOED BY GOVERNOR. In her veto message, the Governor stated that this bill does nothing to "move the needle" on groundwater management or to provide reforms rural communities need to address depletion of aquifers, and that she looks forward to working with the Arizona House and Senate to craft proposals that address water policy challenges in a holistic manner.

Status

Vetoed

Last Action

04/02/2024 G - Vetoed

HB2014 - Water infrastructure; bonds (Wells; intention to drill; appropriation)

Sponsor

Rep. Gail Griffin (R)

Summary

Adds refunding "other" Arizona Water Infrastructure Finance Authority (Authority) obligations in addition to long-term water augmentation bonds as reason for the Authority to issue long-term water augmentation bonds. Adds a bond trustee to the list of individuals the Authority may authorize to hold pledged, assigned or in trust funds for various purposes related to the administration of any long-term water augmentation bonds. AS PASSED SENATE.

Status

Failed House

Last Action

06/12/2024 S - Hearing Scheduled - 06/12/2024 - Third Reading, Senate Floor

HB2025 - Residential lease community; water; requirements

Sponsor

Rep. Gail Griffin (R)

Summary

Contains a series of new requirements for a “residential lease community” (defined) to obtain a building permit within an initial active water management area. These requirements include a written commitment of water service from a city, town or private water company designated as having an assured water supply. These new requirements do not apply to the construction, provision or leasing of residential structures that are located on agricultural property and are offered as housing to agricultural workers. Starting January 1, 2024, residential lease communities within water service member areas will be subject to a onetime activation fee from the water district against each detached residential dwelling unit to be constructed within the community. AS PASSED HOUSE.

Status

Chmbr1: Passed

Last Action

06/14/2024 S - Senate 1st Read

HB2026 - Residential lease community; water; certificate

Sponsor

Rep. Gail Griffin (R)

Summary

Contains a series of new requirements for a person seeking a building permit within an active water management area containing a portion of the Central Arizona Project aqueduct. These requirements include receiving a certificate of assured water supply unless the applicant has obtained a written commitment for water service from either a city, town or private water company with a designation of assured water supply. These new requirements do not apply to the construction, provision or leasing of residential structures that are located on agricultural property and are offered as housing to agricultural workers. Applications for building permits that were received before September 31, 2023 are exempted from these changes as long as the applicant has a certificate of assured water supply or a written commitment of water services for the residences within their application. Permits fees and dues, based on the type of housing unit and date it is established, within a residential lease community pursuant to state law. AS PASSED HOUSE.

Status

Chmbr2: Await Cmte Vote

Last Action

03/11/2024 S - Senate 2nd Read

HB2027 - Subsequent AMAs; assured water supply

Sponsor

Rep. Gail Griffin (R)

Summary

Proposed subdivisions within a subsequent active management area located in a municipality or county that adopts an adequate water supply ordinance are not subject to the local adequate water supply ordinance. Any subdivision within a subsequent active water management area per state law, that has been issued an adequate water report by the Director of the Arizona Department of Water Resources before the effective date of a subsequent active management area, is exempt from the requirement of securing a Certificate of Assured Water Supply. Exempts counties from voting requirements by the Board of Supervisors pertaining to subdivided lands located outside of an Active Management Area if the county has adopted certain water supply ordinances and prescribes that an ordinance that references an Adequate Water Supply be treated as an Assured Water Supply as defined by state law. Contains an Emergency Clause. AS VETOED BY GOVERNOR. In her veto message, the Governor stated that the legislation unnecessarily codifies a process that the Arizona Department of Water Resources is undertaking in the Douglas Active Management Area and in any subsequent Active Management Areas, and that she looks forward to working with the House and Senate to craft a package that addresses Active Management Area policy challenges in a holistic manner.

Status

Vetoed

Last Action

04/02/2024 G - Vetoed

HB2030 - Cities; towns; water service; audit

Sponsor

Rep. Gail Griffin (R)

Summary

Municipalities with a population of more than 240,000 that has a designation of assured water supply and is located within an initial active water management area are required to hire an independent auditor to conduct a full rate audit

and cost-of-service study of the municipalities water and sewer service if the city meets the requirements outlined in the bill. Requirements include having entered into a contract or subcontract with the Central Arizona Project; participated in an intentional created surplus program; received federal monies for voluntary conservation measures for the Colorado River; sold long-term storage credits using effluent generated within the municipalities water service area. Outlines the requirements of the audit and cost-of-service study. Requires the municipalities to submit a copy of their auditor's reports to the governor, legislature and secretary of state. This section will expire on January 1, 2027. AS PASSED HOUSE.

Status

Failed House

Last Action

04/17/2024 S - PASSED - Senate Motion to Reconsider Third

Ch. 128, Laws 2024 (HB2033 - Ambulance attendants; services (Department of health services; rulemaking))

Sponsor

Rep. David L. Cook (R)

Summary

Modifies the definition of "Emergency medical responder program" to include a requirement for submission for review by the Arizona Department of Health Services (ADHS.) Stipulates that an ambulance attendant, defined by state law, be the exclusive driver of the ambulance in which they are in attendance. Adds criteria for charging a basic life support rate. AS SIGNED BY GOVERNOR.

Status

Signed/Filed into Law

Last Action

04/10/2024 G - Signed

HB2035 - Insurance; claims; appeals; provider credentialing

Sponsor

Rep. David L. Cook (R)

Summary

Sets out a series of new requirements that a "health care insurer" (defined) must provide to a "health care provider" (defined) in the event that they deny a health care services claim either in whole or in part. The new requirements include providing the health care provider with a phone number and email address of someone equipped to answer questions about the claim denial. At the request of the health care provider, the insurer must respond within 15 days with the following information: detailed reasoning around why a claim was denied due to lack of medical necessity if applicable, the health care provider's right to dispute the decision of the insurer along with the details needed to navigate the insurer's internal grievance process including deadlines and the health care provider's right to request a hearing if the internal grievance process is unresolved, and direction towards appropriate regulatory authorities if the insurer falls outside of the jurisdiction of the Arizona Department of Insurance and Financial Institutions. Requires insurers to provide within 30 days a written response to a filed grievance unless a longer timeframe is agreed to. Outlines the requirements of the written response and requirements for a claims dispute hearing. Reduces the number of calendar days that an insurer has to conclude the process of credentialing an applicant within their billing system from 100 calendar days to 45 calendar days and outlines requirements for confirmation of receipt of an application for credentialing. AS PASSED HOUSE.

Status

Chmbr2: Await Rules

Last Action

03/19/2024 S - DPA - Senate Appropriations

HB2038 - Recordings; disclosure

Sponsor

Rep. David L. Cook (R)

Summary

Makes intentionally recording a wire or electronic communication without first providing notice to all effected parties a class 5 felony.

Status

Chmbr1: Await 3rd Read

Last Action

Ch. 129, Laws 2024 (HB2040 - Event online ticket sales)

Sponsor

Rep. David L. Cook (R)

Summary

Bans bots (defined) from purchasing more tickets than allowed per person to concerts, theatrical performances, sporting events, or similar ticketed events, imitating more than one person to purchase more tickets than allowed per person, circumventing the terms of an online ticket sale, or circumventing security to enter an event. Allows the Arizona Attorney General to investigate and take action pursuant to the consumer fraud statute. Each ticket acquired is a separate violation. AS SIGNED BY GOVERNOR.

Status

Signed/Filed into Law

Last Action

04/10/2024 G - Signed

Ch. 18, Laws 2024 (HB2042 - Food preparation; sale; cottage food)

Sponsor

Rep. Travis Grantham (R)

Summary

Contains a series of changes related to the regulation of "cottage food products" (defined). Cottage food products must bear a label that clearly states the name and registration number of the food preparer; list all ingredients in the product as well as its date of production; must contain a statement saying "This product was produced in a home kitchen that may process common food allergens and is not subject to public health inspection." Requires disclosure whether the product was produced in a facility for individuals with developmental disabilities. Defines the information required online or on a label that clearly indicate the producer of the food. Cottage food producers selling their products online must have the same disclosures listed previously somewhere on their site with the exception of the disclosure regarding facilities for individuals with developmental disabilities. Cottage food producers are required to complete a food handler training course from an accredited program and maintain their certification, as well as register with the Arizona Department of Health Services. Cottage food producers are not allowed to store food products or food preparation equipment outside their home. Outlines the conditions under which a cottage food vendor may deliver food products. Products containing dairy, meat or poultry are required to be sold by the food preparer and delivered to the consumer in person; cottage food that requires temperature control or is "potentially hazardous" (defined) must be kept at an appropriate temperature during transport, cannot be transported more than once by the cottage food vendor and cannot be transported more than 2 hours by the cottage food vendor. Cottage food sold by a "third party platform" (defined) must be sold in a separate section of the third party's store or from a separate display case from non-homemade food items and the third party must display a sign indicating that the food is homemade and exempt from state licensing and inspection. Cottage food products are not allowed to be used as ingredients in food products being sold at a permitted retail food establishment nor may it contain marijuana or its byproducts. Cottage food may only contain ingredients sourced legally. "Home kitchens" (defined) may not operate as commissaries. (More). AS SIGNED BY GOVERNOR.

Status

Signed/Filed into Law

Last Action

03/29/2024 G - Signed

Ch. 62, Laws 2024 (HB2055 - Underground water storage; permitting)

Sponsor

Rep. Timothy M. Dunn (R)

Summary

Increases the number of days that the Arizona Department of Water Resources has to review applications for water storage at an underground storage facility to 180 days. Requires ADWR to issue a decision on the application within 100 days after notice of the application is given.. AS SIGNED BY GOVERNOR.

Status

Signed/Filed into Law

Last Action

04/02/2024 G - Signed

HB2060 - Irrigation non-expansion area; substitution; acres

Sponsor

Rep. Gail Griffin (R)

Summary

Allows an owner of acreage in an irrigation non-expansion area to permanently retire acreage that may legally be irrigated and substitute that acreage's associated water for any end use, provided the owner demonstrates that the use of that water does not result in a net increase of groundwater withdrawal in the non-expansion area. The Director of the Arizona Department of Water Resources may not require a net groundwater usage reduction as a requirement of approval of an application to make the substitution of acreage. AS PASSED HOUSE.

Status

Await Concur & Final Read

Last Action

06/13/2024 H - House Minority Caucus - Y

HB2062 - Assured water supply; certificate; model

Sponsor

Rep. Gail Griffin (R)

Summary

Requires the Department of Water Resources to review assured water supply applications and issue a written determination of action within 15 days of receipt of an application for an assured water supply upon request of the applicant, if the application is for the Phoenix active management area, was submitted between January 26, 2021 and May 31, 2023, and the applicant has not received a certificate of assured water supply or had an application denied. Requires the Department of Water Usage to use the 2006-2009 Salt River valley regional model, or the 2006 Lower Hassayampa Sub-Basin groundwater flow model, and financial information submitted by the applicant, and notify all eligible applicants of the ability to have determinations of assured water supply reviewed within five days of the bill being enacted. Imposes a 90-day window from enactment of the bill for applicants to request a review and stipulates that the section is repealed effective January 1, 2025. Contains an Emergency Clause. AS PASSED HOUSE.

Status

Ready for Governor

Last Action

06/12/2024 H - Transmit to House

HB2063 - Exempt wells; certificate; groundwater use

Sponsor

Rep. Gail Griffin (R)

Summary

Limits an exempt well registered with the Department of Water Resources to withdraw no more than 35 gallons per minute and requires the Director of the department to issue each groundwater user that registers an exempt well a certificate of water rights. Stipulates that a groundwater user may not appropriate sub flow or surface water and that withdrawn water is not exempt from a general stream adjudication and that decreed or appropriative rights, surface water, water subject to appropriation, and general adjudication of water rights as defined per state law. AS VETOED BY GOVERNOR. In her veto message, the Governor stated that this bill serves no water management purpose and would divert meaningful functions of this critical agency to unnecessary paperwork.

Status

Vetoed

Last Action

04/30/2024 G - Vetoed

HB2077 - ROC; contractors; licensing; administrative decisions

Sponsor

Rep. Laurin Hendrix (R)

Summary

Repeals the requirement that the registrar of contractors publicly post contractor license applicant information for at least 20 days, issue a license if the applicant meets all requirements regardless of the 20-day notice period, and impose a fee for the compilation, printing and posting of the list. Stipulates that any contractor requesting a hearing to address fees imposed on the contractor in the event of a license suspension or revocation, bears the burden of proof at the hearing. Requires the registrar to maintain a list of persons who have been administratively adjudicated and removes the stipulation of the contractor being convicted of contracting without a license. Prohibits the registrar from

issuing a license to anyone named on a revoked license for one year after the revocation. Waives fees for initial licensing for active duty military service members and active members of the military reserve forces. AS PASSED HOUSE.

Status

Chmbr1: Passed

Last Action

06/14/2024 S - Senate 1st Read

HB2089 - Community colleges; expenditure limitation

Sponsor

Rep. Laurin Hendrix (R)

Summary

Mandates that state aid be withheld if a community college exceeds its expenditure limitation as prescribed in the Constitution of Arizona. Establishes a sequence of withholding based on the percent the college exceeds its limitation. Stipulates that for community colleges established before December 31, 2015 located in a county with a population that does not exceed 300,000 people, the withheld amount may not exceed one percent of the provisional community college district budget and for colleges located in a county of less than 1,000,000 people, the amount withheld may not exceed one half of one percent of the community college district budget. Stipulates that the Act applies retroactively to June 30, 2023

Status

Chmbr1: To COW/Consent

Last Action

02/20/2024 H - House Minority Caucus - Y

Ch. 88, Laws 2024 (HB2090 - Apprenticeship programs; completion; ROC filings)

Sponsor

Rep. Laurin Hendrix (R)

Summary

Requires that the entity that administers a US Department of Labor approved or a Arizona Department of Economic Security approved apprenticeship program in a construction trade file a certificate of completion and any pertinent updates to the certificate, including documentation for completed continuing education courses, with the Registrar on behalf of the person who completed the course in a manner prescribed by the Registrar. Requires the Registrar to maintain all documents that are filed pursuant to this legislation for 10 years. AS PASSED HOUSE.

Status

Signed/Filed into Law

Last Action

04/08/2024 G - Signed

HB2091 - Agency continuations; technical registration; contractors (Registrar of contractors agency; continuation)

Sponsor

Rep. Laurin Hendrix (R)

Summary

Requires that trade associations that file a written request for notice of proposed rules changes be mailed a copy of the notice of the proposed rules change pursuant to state law. Prohibits the Registrar from spending public funds or use public resources on anything prohibited by existing law and upon violation of that requirement, mandates the Registrar to pay an aggrieved employee equal to the amount of public monies spent or value of public resources used. Prohibits the issue of contracts by the the registrar of contractors to any person not authorized to be in the USA, a foreign national paroled into the USA by the USDHS or who has indicated an intention of applying for asylum in the USA but whose application is still in process. Requires a \$370 fee for an initial license and \$270 for renewals versus an open fee structure with a maximum of \$600 and develops a formula for reducing fees when the amount collected in the Residential Contractors' Recovery Fund exceeds \$15,000,000 annually. Directs the Joint Legislative Audit Committee to perform a sunset review for the Registrar of Contractors Agency and the Registrar of Contractors to draft proposed legislation to remove commercial contractors from its oversight and submit the legislation to the legislature within 180 days of the effective date. The statutory life of the Registrar of Contractors Agency is extended 4 years to July 1, 2026. Retroactive to July 1, 2024. AS PASSED SENATE.

Status

Await Concur & Final Read

Last Action

06/14/2024 H - Transmit to House

Ch. 24, Laws 2024 (HB2093 - Emergency services; prudent layperson; definition)

Sponsor

Rep. Barbara Parker (R)

Summary

Adds language to the definition of emergency services that allows a prudent layperson with standard medical knowledge to attest to the medical condition and symptoms of a person suffering from a medical condition warranting emergency intervention. Includes mental health and the potential of the person in need causing harm to others as part of the jeopardy factors to determine if emergency services are warranted. AS SIGNED BY GOVERNOR.

Status

Signed/Filed into Law

Last Action

03/29/2024 G - Signed

HB2100 - Administrative completeness review; licensing

Sponsor

Rep. Gail Griffin (R)

Summary

Requires state agencies to publicly list on the Agency's website items that are needed for an application to be administratively complete. Stipulates that a Notice of Deficiencies submitted in the stated timeframe renders an application administratively complete. Prohibits an agency from determining merits or outcome of an application or notifying an applicant of the Agency's determination within the Administrative Completeness Review Time Frame. Prohibits the Agency from using materials to formulate an opinion if those materials are not part of the application or covered under the public disclosure requirements of the bill unless the documents or report were submitted for public inspection or the applicant had an opportunity to challenge any associated findings before submitting their application. Requires an Agency to provide an applicant with a list of required items that the Agency has made available to the public on its website at the time the applicant picks up an application. AS VETOED BY GOVERNOR. In her veto message, the Governor stated that this bill adds "onerous processes" to licensing agencies that would cause longer wait times for applicants and increased costs to state agencies and that she encourages the bill sponsor to work with stakeholders to find solutions to this issue.

Status

Vetoed

Last Action

03/29/2024 G - Vetoed

HB2117 - Workers' compensation; occupational disease; presumption

Sponsor

Rep. Kevin Payne (R)

Summary

Creates a presumption of applicability in accordance to the definitions described in this law to a recurrence of a previously diagnosed cancer. Contains legislative intent. AS PASSED HOUSE.

Status

Chmbr2: Await Cmte Vote

Last Action

03/06/2024 S - Senate 2nd Read

HB2123 - Wells; water measuring devices; prohibition

Sponsor

Rep. Austin Smith (R)

Summary

Prohibits the state or a political subdivision from requiring a water measuring device for any well located in a basin or subbasin that contains a river system or source that is subject to general adjudication of water rights and the basin or subbasin is located outside of an Initial Active Management Area or outside an area where groundwater may be withdrawn and transferred pursuant to Arizona law. Stipulates that that the water measuring device requirement does not impede or impair the terms and conditions of a valid contract or settlement agreement, or the authority, actions and remedies available to a court of competent jurisdiction or Special Master in a general stream adjudication. AS VETOED BY GOVERNOR. In her veto message, the Governor stated that this bill sends a message that Arizona is uninterested in sound management of groundwater supplies, and contains technical, legal, and practical issues that would preclude the requirement for measuring devices in certain Irrigation Non-Expansion Areas, and may prevent cities, towns, or irrigation districts from requiring measuring devices on water withdrawn from their own lands and jurisdictions.

Status

Vetoed

Last Action

04/02/2024 G - Vetoed

HB2124 - Agricultural operations; water; protection; definition

Sponsor

Rep. Austin Smith (R)

Summary

Adds water use by an owner, lessee, agent, independent contractor, and supplier on any facility used for the production of crops, livestock, poultry, livestock and poultry products for the purposes of agritourism to the definition of "Agricultural Operations" (defined.) Allows a court to award reasonable costs and legal fees in a lawsuit deemed to be a nuisance action if the action was filed to take or reduce the water use by the other party. Adds a definition of "public nuisance" (defined) and strikes the option of the Arizona Attorney General to bring an action to superior court to abate, enjoin or prevent a public nuisance activity as defined by state law. AS VETOED BY GOVERNOR. In her veto message, the Governor stated that water policy needs to be addressed in a holistic manner that provides real solutions for the challenges the state faces.

Status

Vetoed

Last Action

04/30/2024 G - Vetoed

HB2125 - Annexation; notice; approval

Sponsor

Rep. Austin Smith (R)

Summary

Directs the cost of mailing a notice of annexation to the chairperson of the Board of Supervisors of the county in which the territory being annexed is located be assumed by the governing body of the city or town initiating the annexation. Increased the percentage of required value and persons needed to circulate a petition and record it in the Office of the County Recorder from 50 percent to 60%. Stipulates that property owners, whether they sign a petition or not, are calculated in the sixty percent of value and persons needed for the petition. AS VETOED BY GOVERNOR. In her veto message, the Governor stated that this legislation would favor the voices of some Arizonans over others, and create an unfair power imbalance in our communities.

Status

Vetoed

Last Action

04/09/2024 G - Vetoed

HB2131 - Arizona utility consumer office; businesses (Residential utility consumer office; businesses)

Sponsor

Rep. Gail Griffin (R)

Summary

Expands the responsibilities and oversight of the Arizona Utility Consumer Office to include small commercial utility consumers. AS PASSED HOUSE.

Status

Chmbr2: To COW/Consent

Last Action

06/12/2024 S - Senate Majority Caucus - Y

HB2132 - Municipal land sales; public notice

Sponsor

Rep. Gail Griffin (R)

Summary

Places restrictions on a town or city selling property worth more than \$1,500,000 and less than \$15,000,000, including mandating at least one public hearing after publishing an invitation for bids at least 30 days before scheduled approval of a purchase agreement. Requires the Notice of the public hearing to include a description of the property proposed for sale and the reasons for the sale, and information on how to submit written and verbal public comment. Requires a vote by members of the governing body and the adoption of a resolution approving the sale and the terms of the sale to be published on the town or city website upon completion of the sale. Mandates that any real property sold under this provision must be sold at the appraised value of the property or higher. Allows the sale or disposal of an airport following Arizona law governing the sale of public property. AS PASSED HOUSE.

Status

Chmbr2: Await Cmte Vote

Last Action

02/21/2024 S - Senate 2nd Read

HB2136 - ADOA; continuation

Sponsor

Rep. Timothy M. Dunn (R)

Summary

The statutory life of the Department of Administration is extended 4 years to July 1, 2028. Retroactive to July 1, 2024. AS PASSED HOUSE.

Status

Chmbr2: Await Cmte Vote

Last Action

03/13/2024 S - HELD - Senate Government

HB2189 - TPT; use tax; exemption; aviation

Sponsor

Rep. Timothy M. Dunn (R)

Summary

Repeals the requirement of the Department of Revenue to provide a form to document eligibility for a deduction when purchasing an aircraft and the prescribed process for documenting transfer of ownership, the percentage of operational control and associated taxes. Repeals the stipulations and definitions pertaining to the sale of aircraft, navigational and communication instruments and other accessories, related equipment, and the associated deduction from the tax base for said sales and the reclassifying of all such as those used for general or commercial aviation. Applies the bill to the taxable periods from the first day of the month following the general effective date.

Status

Chmbr1: Await Cmte Vote

Last Action

02/14/2024 H - DISC/HELD - House Ways & Means

Ch. 138, Laws 2024 (HB2199 - Life care contract; disclosure (Restaurants; small alcohol ratio exemption))

Sponsor

Rep. Matt Gress (R)

Summary

Requires that, at the time of or before the execution of a life care contract and the transfer of any money or other property to the provider, the provider must provide a separate disclosure document if the contract offers a refund. Defines the requirements of the disclosure. Applies to new and existing life care contracts. AS PASSED SENATE.

Status

Signed/Filed into Law

Last Action

04/10/2024 G - Signed

Ch. 139, Laws 2024 (HB2204 - Workers' compensation; premiums (Workers' compensation rates; deviation))

Sponsor

Rep. David Livingston (R)

Summary

Allows an insurance carrier to reduce the amount of premiums paid by an employer by up to 5% if the employer is part of a membership organization if the insurance carrier has a program agreement with the membership organization that is comprised of persons that are in a similar or related line of commerce, organized to promote and improve business conditions in that line of commerce, and not engaged in a regular business of a kind that is ordinarily carried on for profit and whose net earnings do not inure to the benefit of any member. AS SIGNED BY GOVERNOR.

Status

Signed/Filed into Law

Last Action

04/10/2024 G - Signed

HB2209 - Industrial commission of Arizona; continuations (Industrial commission of Arizona; continuation)

Sponsor

Rep. David Livingston (R)

Summary

The Arizona Labor Department of the Arizona Industrial Commission (AIC) shall consider, authorize and determine penalties and fines via a "supermajority" (defined) of the commissioners, who will also determine whether a violation is continued after an employer's action. The AIC may not allow an inspector to be accompanied by another person unless they are an employee of the company being inspected, a safety consultant, authorized employee representative or an individual required by law to be present. Sets the conditions individuals must meet to accompany an inspector if they fall into the legally required category. Requires the Joint Legislative Audit Committee to review Arizona Division of Occupational Safety and Health plans before submission to the United States Occupational Safety and Health Administration. The statutory life of the Industrial Commission of Arizona is extended 8 years to July 1, 2032, retroactive to July 1, 2024. AS PASSED HOUSE.

Status

Await Concur & Final Read

Last Action

06/14/2024 S - Hearing Scheduled - 06/14/2024 - Third Reading, Senate Floor

HB2213 - Governmental entities; proxy voting; prohibition

Sponsor

Rep. David Livingston (R)

Summary

Requires the State Treasurer to post a current list of investments by name on the State Treasurer's publicly accessible website, maintain and update that list within a reasonable timeframe, or when alterations are made. Requires the State Treasurer to post the current list of investment managers on the State Treasurer's publicly accessible website, maintain and update that list within a reasonable timeframe, or when alterations are made. Requires all investments made by the State Treasurer be in the interest of the tax-payer and based on "pecuniary factors" (defined). Requires any governmental entity establishing or maintaining a "plan" (defined) must make direct investment decisions, vote all directly held shares or have governmental entity's directly held shares based solely on pecuniary factors. Requires the governmental entity involved in indirect or comingled investments to inform the general partner or investment manager that where the governmental entity has the option, investment decisions and share votes must be made solely on pecuniary interests. AS PASSED HOUSE.

Status

Chmbr2: Await Cmte Vote

Last Action

02/29/2024 S - Hearing Scheduled - 02/29/2024 - Second Reading, Senate Floor

HB2274 - Theme park districts; formation (Firefighters; peace officers; PTSD; coverage)

Sponsor

Rep. David Marshall, Sr. (R)

Summary

Requires employers to provide workers' compensation coverage to "firefighters" (defined) and "certified peace officers" (defined) who have been diagnosed with Post Traumatic Stress Disorder that includes a treatment protocol by methylenedioxymethamphetamine-assisted therapy as prescribed by their "health care provider" (defined.)-assisted therapy as prescribed by their "health care provider" (defined.) Creates an enactment stipulation contingent on a methylenedioxymethamphetamine product being approved as a prescription medication and notification requirements of the Arizona State Board of Pharmacy. AS PASSED HOUSE.

Status

Await Concur & Final Read

Last Action

06/13/2024 H - Hearing Scheduled - 06/14/2024 - Final Reading, House Floor

Ch. 91, Laws 2024 (HB2308 - Occupational licenses; criminal offense; prohibition)

Sponsor

Rep. Travis Grantham (R)

Summary

Requires an Occupational or Professional Licensing Board or a "Health Profession Regulatory Board" (defined) to review a properly submitted petition request a review of the Board's denial, suspension or revocation of a license, registration or certificate based on a prior criminal offense. Requires the Board to determine whether the offense is "substantially related" (defined) to the applicant's, licensee's, registrant's or certificate holder's occupation, and if approving or not imposing disciplinary action would pose a "reasonable threat" (defined) to the public health and safety. Requires that a petition for this type of review not be more than five, double-spaced pages. Prohibits a Board from denying, suspending or revoking a license, registration or certificate based on a prior criminal conviction unless the offense is substantially related to the occupation or not imposing disciplinary action would pose a reasonable public health or safety threat. Permits someone who has had a license, registration or certificate denied, suspended or revoked based on a prior criminal offense to petition the Governor's Regulatory Review Council to request a review of the decision. AS PASSED HOUSE.

Status

Signed/Filed into Law

Last Action

04/08/2024 G - Signed

HB2366 - Physical availability; review; designated providers

Sponsor

Rep. Gail Griffin (R)

Summary

Prohibits the Arizona Department of Water Resources (ADWR) from adopting rules pertaining to Pinal Active Management Areas that are applied to a city or town in the Phoenix Active Management Area that has an Assured Water Supply designation. Requires that within 30 days of the effective date the ADWR must review physical availability of groundwater and stored water of each city or town in the Phoenix Active Management Area that has been assigned a designation of an Assured Water Supply.

Status

Chmbr1: To COW/Consent

Last Action

02/27/2024 H - Hearing Scheduled - 02/28/2024 - Additional Committee of the Whole, House Floor

Ch. 71, Laws 2024 (HB2381 - Non-contiguous county island fire districts)

Sponsor

Rep. Neal Carter (R)

Summary

Excludes fire districts formed pursuant to noncontiguous county island fire district formation from the requirement that a proposed annexation be contiguous with the district's existing boundary. Permits a fire district through its board to expand its boundaries to include unincorporated parcels within a city or town municipal planning area if the parcel is contiguous with the city or town boundaries or the existing district being formed and in compliance with all state law. AS SIGNED BY GOVERNOR.

Status

Signed/Filed into Law

Last Action

04/02/2024 G - Signed

Ch. 34, Laws 2024 (HB2408 - Property tax assessment; destroyed property)

Sponsor

Rep. John Gillette (R)

Summary

Upon notice by a property owner of a property that has been "destroyed" (defined) after the County Assessor closes the rolls, the County Assessor is permitted to issue a Notice of Proposed Correction per state law. For the purposes of classifying property in accordance to state law, the County Assessor may maintain the property classification in place on the date of destruction for a period of five years or until a verifiable change in use occurs, whichever is sooner. Requires the Property Assessor to notify the property owner of the status of the property assessment and classification in accordance to state law related to property tax appeals and reviews. AS SIGNED BY GOVERNOR.

Status

Signed/Filed into Law

Last Action

03/29/2024 G - Signed

HB2436 - State contracts; foreign adversary; prohibition

Sponsor

Rep. Lupe Diaz (R)

Summary

Prohibits a "covered company" (defined) from bidding on, submitting a proposal to or entering into a contract with a state agency or political subdivision for goods or services. Requires all companies submitting a bid for contract for goods or services with the state to provide a letter of certification that the company is not a covered company and to provide a disclosure, stating whether that for up to 24 months before submitting the proposal, the company had any business with a foreign adversary, state owned enterprise of a foreign adversary, or a company domiciled within the territory of a foreign adversary. Provides for the bidding company to issue a disclosure if their bid does not contain one and permits a contract officer from considering the disclosure when evaluating a bid or offer or awarding the contract. Prohibits the state from doing business with any company that had business operations or contracts with the military, or political party of a foreign adversary or with a federally banned company in the last 60 months. Outlines penalties and actions taken against companies that mislead the state about covered company status or provides false information to qualify as eligible to do business with this state. Defines exceptions where the state may do business with a covered company. Entitles this act as the "Protection Procurement Act." AS PASSED HOUSE.

Status

Chmbr2: Await Rules

Last Action

03/21/2024 S - DP - Senate Government

HB2438 - ADOT; continuation; administration; licensing; planning (ADOT; administration; licensing; planning)

Sponsor

Rep. David L. Cook (R)

Summary

Removes the Arizona State Schools for the Deaf and Blind from exemption from participating in the state motor vehicle fleet. Prohibits action against a person's driving privileges or registration if a judicial officer reports a conviction or finding of responsibility more than five years after the action. Stipulates that a driver's license is valid for up to five years if issued to someone 60 or older. Requires the Arizona Department of Transportation (ADT) check the Federal Motor Vehicle Carrier Safety Administration's Drug and Alcohol Clearinghouse for all commercial applicants. If the Clearinghouse indicates a prohibition from having a commercial license, the applicant's application for a commercial license or learner's permit shall be denied and their status as a commercial driver or applicant downgraded; the

downgrade is effective within 60 days after the department received notification of the driver's prohibited status. If the Clearinghouse indicates an error was made and the applicant has no restrictions or prohibitions, their application should be immediately restored and their downgraded status removed and if the initial status has no prohibitions or restrictions, the application should be granted. A person wanting to dispute the revocation of a license or registration may do so by written request. ADT is required to publish a schedule of public hearings on highway projects and allow public input. ADT is no longer required to send notice by certified mail ordering the licensee's appearance in the office to show cause why the license should not be revoked. At the time of applications and before registration each year, the registering officer no longer must provide the amount of the vehicle license tax the taxpayer would pay if the taxpayer's motor vehicle was powered by alternative fuel. AS PASSED HOUSE

Status

Chmbr2: To COW/Consent

Last Action

06/14/2024 S - PASSED - Senate Third Reading

HB2455 - Trampoline courts; registry; website posting

Sponsor

Rep. Steve Montenegro (R)

Summary

Requires the registry of trampoline courts be posted on the website of the Arizona Department of Forestry and Fire Management.

Status

Chmbr2: Await Cmte Vote

Last Action

02/29/2024 S - Hearing Scheduled - 02/29/2024 - Second Reading, Senate Floor

HB2502 - SNAP; mandatory employment; training

Sponsor

Rep. Leo Biasiucci (R)

Summary

Requires the Arizona Department of Economic Security to require able-bodied adults under 60 years of age who are receiving Supplemental Nutrition Assistance to participate in a mandatory employment and training program per federal law with listed exceptions. AS VETOED BY GOVERNOR. In her veto message, the Governor stated that she has concerns pertaining to how this bill affects the economic wellbeing of Arizonans participating in the Supplemental Nutrition Assistance Program (SNAP) and how it would affect Arizona efforts to connect SNAP participants with high-quality training and job support services.

Status

Vetoed

Last Action

04/02/2024 G - Vetoed

HB2546 - Vehicle emissions; exemption

Sponsor

Rep. Rachel Jones (R)

Summary

Includes vehicles manufactured before the 2018 model year in any references to covered vehicles under the Act as it pertains to inspection, registration, sales, leasing, vehicle classes, and both tampering and emissions testing.

Exempts vehicles manufactured after the 2018 model year from any requirement by the Arizona Department of Environmental Quality (ADEQ) pertaining to enforcing this Act. Requires approval from the United States Environmental Protection Agency for modifications to the vehicle emissions testing program as part of the Arizona implementation plan for air quality by July 1, 2027, for this Act to become effective and for the ADEQ to notify the Director of the Arizona Legislative Council before September 1, 2027 of the date the condition was met or not met. AS PASSED HOUSE.

Status

Failed House

Last Action

04/01/2024 S - FAILED - Senate Third Reading

HB2591 - Forced labor; child labor; prohibitions

Sponsor

Rep. Leo Biasiucci (R)

Summary

Changes heading of Title from "Forced Labor of Ethnic Uyghurs" to "Forced Labor and Oppressive Child Labor". Prohibits a public entity, public power entity (PPE) or public service corporation (PSO) from entering or renewing a contract with a "person or company" (Company) that deals with land, electric vehicles, batteries, solar panels or the minerals used to create batteries and solar panels unless there is a sworn statement attesting that the Company does not and will not use any type of "forced labor" (defined) or "oppressive child labor" (defined). Requires the automobile manufacturer to provide sworn certification of compliance with this legislation. Creates an exception for family members working in a family business if the owner is actively engaged in the daily operation of the organization, and for a political subdivision that operates a federal reclamation project. Excludes contracts entered into before the effective date of this law. Requires a company that has provided a sworn statement to notify the PPE or PSO of a deviation or breach of that statement. Requires automatic termination of the contract if the Company has not remedied the violation within 180 days after notification. Levies a civil penalty of \$10,000 for each violation by any entity, PPE, or PSO that knowingly violates this law. AS VETOED BY GOVERNOR. In her veto message, the Governor stated that current Federal law addresses this prohibition.

Status

Vetoed

Last Action

04/30/2024 G - Vetoed

HB2592 - Unemployment insurance; benefit amounts; definition

Sponsor

Rep. Michael Carbone (R)

Summary

Reduces the maximum amount of unemployment insurance benefits during a benefit year to between 12 and 26 times the individual's weekly benefit amount, based on the unemployment rate in the prior calendar quarter, as follows: 12 times for an unemployment rate of 5 percent or less; 14 times for an unemployment rate of 5 to 5.5 percent; 16 times for an unemployment rate of 5.5 to 6 percent; 18 times for an unemployment rate of 6 to 6.5 percent; 20 times for an unemployment rate of 6.5 to 7 percent; 22 times for an unemployment rate of 7 to 7.5 percent; 24 times for an unemployment rate of 7.5 to 8 percent; and 26 times for an unemployment rate of over 8 percent.

Status

Chmbr1: To COW/Consent

Last Action

02/28/2024 H - RET ON CAL - House Committee of the Whole

HB2610 - Budget stabilization fund; cap; repeal

Sponsor

Rep. Barbara Parker (R)

Summary

Removes the requirement that at the end of the fiscal year, that the budget stabilization fund balance should not be greater than 10% of the state general fund revenue for the fiscal year and removes the requirement that any surplus above 10% shall be transferred by the state treasurer to the state general fund.

Status

Chmbr1: To COW/Consent

Last Action

02/21/2024 H - RET ON CAL - House Committee of the Whole

HB2638 - Litigation; financing; consumer protection; enforcement

Sponsor

Rep. Travis Grantham (R)

Summary

Prohibits a "litigation financer" from directing or making decisions regarding the course of any "action" (defined) that is subject to a "litigation financing agreement" (defined), or any settlement or disposition, including decisions concerning appointing or replacing counsel, whether to utilize expert witnesses, and litigation strategy. Prohibits a litigation financer from receiving, directly or indirectly, a larger share of the proceeds of an action than the named parties to the action that is subject to a litigation financing agreement. Requires the court to consider the existence of litigation

financing and any conflicts of interest in a class action litigation when determining if a class representative or counsel would adequately and fairly represent the interest of the class, and when approving or appointing counsel to "leadership positions" (defined). Prohibits a litigation financer to pay or offer to pay a commission, referral fee or other consideration to any person, including legal counsel, a law firm or "licensed health care provider" (defined) for referring a litigant to the financer, assign, including securitizing, a litigation financing agreement in whole or part, and be assigned rights to an action that is subject to a litigation financing agreement to which the financer is a party. Requires the party to the action or the counsel of record to provide various parties to the case a copy of the litigation, any connections between the financer and the parties to the action or the courts and the US Department of State and Office of the Attorney General of any ties between the parties of the action and the litigation financer to foreign entities as well as any points of national security interests that are disclosed as a process of the action. Requires the litigation financer to indemnify various parties involved in the action. Stipulates that any financing agreement that violates this law is void and that the action applies to any civil action, administrative proceeding, claim, or cause of action that is pending or commenced upon the effective date of this law. The effective date is January 1, 2025. (More)

Status

Chmbr1: Await 3rd Read

Last Action

03/01/2024 H - Hearing Scheduled - 03/04/2024 - Third Reading, House Floor

HB2646 - Power plants; public service corporations

Sponsor

Rep. Selina Bliss (R)

Summary

Prohibits a "public service corporation" (PSC) (defined) or "public power entity" (PPE) (defined) from initiating the closure, decommissioning, or "disposal" (defined) of an "electric generation facility" (defined) within five years after written notice is provided to the appropriate parties. Requires a PSC or PPE to provide written notice of a closure, decommissioning, or disposal of an electric generation facility within six months after a decision or application to the Corporation Commission. Defines the information required. Permits a PSC or PPE to convert or repurpose an existing electric generation facility that is powered by coal, petroleum, oil, or natural gas, to a new electric generation facility that is powered by natural gas, biomass, nuclear, hydrogen, or any combination of the above, to install emissions reduction controls, or to implement improvements provided the changes maintain the net electric generating output at a lower rate of emissions. Requires a PSC or PPE that receives notice of any federal law or regulation that may result in the "forced retirement" (defined) of an electric generation facility to notify the Arizona Attorney General, the Arizona Power Authority, and the members of the Corporation Commission within 30 days. Permits each notified entity to take any action necessary to defend the "interests of this state" (defined) with respect to the law or regulation, the electric generation facility, or the total electricity generation. Upon request from the Arizona Power Authority, the Corporation Commission, or both, the Attorney General is required to represent either or both and to take any actions requested. Contains legislative findings. AS VETOED BY GOVERNOR. In her veto message, the Governor stated that because Arizona public service and public power utilities already complete, present and file comprehensive resource plans that cover future growth demands, this bill creates unnecessary bureaucracy for the state government and public service and public power utilities.

Status

Vetoed

Last Action

04/23/2024 G - Vetoed

Ch. 151, Laws 2024 (HB2648 - Condominiums; planned communities; lien; assessment (Motor vehicle manufacturers; TPT; exemption))

Sponsor

Rep. Teresa Martinez (R)

Summary

Establishes a "common expense" (defined) lien on a unit for an assessment levied against that unit from the time the assessment becomes due and permits foreclosure if the unit owner is delinquent in payment of monies secured by the common expense, excluding late payment charges if authorized in the declaration and costs incurred or applied by the association related to the lien if awarded by the court. Requires the association board to exercise all reasonable efforts to communicate with the owner, negotiate reasonable payment and to implement relevant and applicable collection remedies before initiating foreclosure. Creates an envelope of "member expenses" (defined) that includes fees, charges, late charges, and monetary penalties that would create an automatic lien for nonpayment and includes member expenses in actions not prohibited in regards to efforts related to attempts to recover outstanding debt. Excludes delinquent assessments as part of payment distribution to cover unpaid assessments, charges for late payment if authorized in association documents and costs incurred or applied by the association regarding unpaid assessments, if awarded by a court. Removes the date commence stipulation for providing unit owners a statement of

account for complexes with less than 50 units. Prohibits an association from transferring ownership or control of debt for common or member expenses. AS PASSED HOUSE.

Status

Signed/Filed into Law

Last Action

04/10/2024 G - Signed

HB2666 - Tourism advisory council; public entities

Sponsor

Rep. Leo Biasucci (R)

Summary

Removes the first appointed Arizona Tourism Advisory Council members' terms and subsequent terms for members of one, two, three, and four years. AS PASSED HOUSE.

Status

Chmbr2: Await Cmte Vote

Last Action

02/27/2024 S - Senate 2nd Read

Ch. 44, Laws 2024 (HB2875 - Tax payments; electronic funds transfer)

Sponsor

Rep. Michael Carbone (R)

Summary

Provides that a taxpayer's electronic payment is deemed made at the date and time consistent with state law that the taxpayer authorizes the electronic funds transfer from the taxpayer's financial institution as evidenced by a confirmation issued by the Arizona Department of Revenue (ADR,) the taxpayer's financial institution, or a vendor certified by the ADR. Allows the ADR, through December 31, 2024, to abate any late payment penalties to a taxpayer who provides reasonable evidence from the taxpayer's financial institution or ADR of the successful and timely authorization of the taxpayer's electronic funds transfer under the amended changes. AS SIGNED BY GOVERNOR.

Status

Signed/Filed into Law

Last Action

03/29/2024 G - Signed

HCR2048 - Schools; teacher salary increases; reporting.

Sponsor

Rep. Austin Smith (R)

Summary

The 2024 general election ballot is to carry the question of whether to amend the Arizona Constitution to approve an increased distribution rate from the state land trust permanent funds. Requires, if the amendment is approved, revised salary schedules to increase the base salary of all eligible teachers that is the amount estimated by the Arizona State Treasurer that will be deposited in the Teacher Pay Fund (Teacher Fund) for the budget year, and the same amount for each "eligible teacher" (defined) without regard to experience levels. Prohibits a school from reducing the base salaries of an eligible teacher below the salary reported by the Arizona Department of Education (ADOE) FY2024-25 with certain exceptions. Establishes the Teacher Fund consisting of legislative appropriations and distributions from the permanent State School Fund. Provides that monies in the Teacher Fund are continuously appropriated and are exempt from lapsing. Requires ADOE to administer the fund and establish procedures. Establishes guidelines for allocation of monies. Prohibits Teacher Fund monies from causing any reduction in other funding sources for the school. Exempts Teacher Fund monies from revenue control limits. Requires ADOE to allocate monies appropriated by the legislature to the Teacher Fund according to the terms of the appropriation for salary increases not required by this statute. Requires the Arizona State Treasurer, by March 30 of each year, to provide the Joint Legislative Budget Committee with an estimate of the amount that will be deposited in the Teacher Fund for the budget year. Requires the Joint Legislative Budget Committee, by March 30 of each year, to determine a per teacher amount from the Teacher Fund for the budget year based on listed considerations. Requires each school that receives monies to submit a yearly report by November 15 to the Superintendent of Public Instruction. Requires ADOE in conjunction with the Arizona Auditor General (AAG) to prescribe the format of the report. Requires ADOE, on report from AAG, to determine whether schools are in compliance. If ADOE determines that a school is not in compliance or has not corrected a deficiency within 90 days, the school is ineligible to receive monies from the Teacher Fund until the AAG reports that the school is in compliance. Requires a charter school budget to include the number of eligible teachers employed by the school for the current year and their salary schedule.

Status

Chmbr1: To COW/Consent

Last Action

02/21/2024 H - RET ON CAL - House Committee of the Whole

HCR2049 - Ballot measures; challenges.

Sponsor

Rep. Neal Carter (R)

Summary

The 2024 general election ballot is to carry the question of whether to allow a person to bring an action in superior court to contest the constitutionality of a proposed measure or amendment to the constitution on the grounds that the measure or amendment would violate the United States Constitution or the Arizona Constitution. Instructs the courts to advance, hear and decide on any action contesting the constitutionality of a proposed measure or amendment that is brought at least 90 days before the election at which the measure or amendment will be voted on, and allows any party to appeal to the Arizona Supreme Court within five calendar days after the superior court enters its judgement. Prohibits the Secretary of State or other election official from certifying or printing the measure or amendment on the official ballot if a court of competent jurisdiction, at least 90 days before the appropriate election, finds the measure or amendment to be unconstitutional. Clarifies that this law does not preclude or limit any claim, cause of action or remedy given by law to challenge the validity or legal sufficiency of an initiative measure, referendum or constitutional amendment, or a petition filed in support of the same. Contains legislative findings. Requires the Secretary of State to submit the proposition to the voters at the 2024 general election. AS PASSED HOUSE.

Status

Chmbr2: To COW/Consent

Last Action

06/12/2024 S - Senate Minority Caucus - Y

HCR2060 - Border; benefits; fentanyl; illegal entry (Lawful presence; e-verify program; penalties)

Sponsor

Rep. Ben Toma (R)

Summary

The 2024 general election ballot is to carry the question of whether to amend multiple titles of the Arizona Revised Statutes relating to unauthorized aliens and subsequent, related actions. Prohibits any unlawful entrant to the USA from applying for federal, state or local benefits with a false document and makes that action a Class 6 felony. Requires a municipality or county that receive state monies for a public welfare program to use the federal Alien Verification for Entitlements Program administered by the US Citizenship and Immigration Services or any associated program to verify the validity of any documents presented by the applicant. Designates the sale of fentanyl as a Class 2 felony and defines what qualifies as a sale of fentanyl. Defines what constitutes as an illegal entrant to Arizona, requires that any entrant to the state do so from a lawful port of entry, designates violation of this law is an affirmative defense if certain criteria are met and defines the process needed to address illegal entrants to the state. Defines the criteria for enforcement of this article, immunity for public officials engaged in enforcing this article, rules for incarceration and unlawful entrant processing, and the legal rights of the legislature to defend this article in court. Contains a severability clause. (More.) AS PASSED SENATE

Status

Filed w SoS/To Ballot

Last Action

06/04/2024 G - Transmit to Secretary of State

HJR2001 - Phoenix-Mesa gateway airport; reuse zone

Sponsor

Rep. Travis Grantham (R)

Summary

Phoenix-Mesa Gateway Airport is renewed as a military reuse zone for 5 years from October 19, 2026. AS PASSED HOUSE.

Status

Ready for Governor

Last Action

06/12/2024 H - Transmit to House

Ch. 75, Laws 2024 (SB1021 - Scope of practice; process; repeal)

Sponsor

Sen. Thomas "T.J." Shope (R)

Summary

Removes the definition of "Increase the scope of practice" as it is applied to "Health Professional Group" (HPG), and makes the section not applicable to regulatory entities that were legislatively enacted before August 7, 1985. Removes report criteria covered under 32-3106 and the option of a HPG proposing to increase their scope of practice to send copies of mandated written reports to the regulatory board of the health professional and the Arizona Department of Health Services for review and comment. Repeals the option of a HPG to seek the introduction of legislation if their report is not heard by an appropriate legislative committee. Repeals the exemption of an HPG seeking to increase the scope of practice to refile a report if there is no significant change. Repeals the mandate that said HPG notify the Legislature and appropriate health committee chairpersons by November 1 if the HPG intends to pursue an increase in scope of practice. Replaces "increased scope of practice" with "certification, registration or licensure" in the section outlining exemptions to reporting. Repeals Sec. 4, 32-3106.

Status

Signed/Filed into Law

Last Action

04/02/2024 G - Signed

SB1038 - Charter schools; state board; continuation.

Sponsor

Sen. Ken Bennett (R)

Summary

The statutory life of the State Board for Charter Schools is extended 8 years to July 1, 2032. Retroactive to July 1, 2024. AS PASSED SENATE.

Status

Chmbr2: Await Rules

Last Action

02/27/2024 H - DP - House Education

Ch. 156, Laws 2024 (SB1039 - Private postsecondary education; board; continuation)

Sponsor

Sen. Ken Bennett (R)

Summary

The statutory life of the State Board for Private Postsecondary Education is extended 8 years to July 1, 2032. Retroactive to July 1, 2024. AS SIGNED BY GOVERNOR.

Status

Signed/Filed into Law

Last Action

04/16/2024 G - Signed

SB1041 - Groundwater savings certificate; assured water

Sponsor

Sen. Jake Hoffman (R)

Summary

Requires a Groundwater Savings Certificate (defined) issued by the Arizona Department of Water Resources (ADWR) for anyone proposing to offer subdivided lands for sale or lease before presenting the subdivision plan for approval. Requires the certificate be obtained before any filings with the Arizona State Real Estate Commissioner of a notice to offer the subdivision for sale or lease. Requires a city, town or county to only prove a subdivision if the Groundwater Savings Certificate is present, or the applicant has secured a written commitment for water service for the subdivision from a city, town or private water company designated as having an assured water supply. Requires ADWR to designate private water companies in Active Management Areas that have an assured water supply or a Groundwater Savings Certificate. Requires rules to be drafted for an application for a Groundwater Savings Certificate if a gray water system will be installed and meets all gray water environmental requirements. Adds to the meaning of

“groundwater savings certificate” that the projected groundwater use is consistent with the management plan and achievement of the management goal for the active management area, the projected groundwater will be of adequate quality to satisfy the proposed water needs, and the applicant or a groundwater replenishment district has demonstrated sufficient financial capability to deliver the necessary water of adequate quality. AS PASSED BY SENATE.

Status

Chmbr2: To COW/Consent

Last Action

04/03/2024 H - RET ON CAL - House Committee of the Whole

Ch. 46, Laws 2024 (SB1054 - State construction project delivery methods)

Sponsor

Sen. Frank Carroll (R)

Summary

Modifies existing language concerning commence dates for rules governing transportation-related construction projects to December 31, 2030. AS SIGNED BY GOVERNOR.

Status

Signed/Filed into Law

Last Action

03/29/2024 G - Signed

SB1093 - Minimum wage; minor league baseball.

Sponsor

Sen. Sonny Borrelli (R)

Summary

Requires assigned payment days for minor league baseball players under contract and a collective bargaining agreement. Excludes minor league baseball players under a collective bargaining agreement that provides for the wages and working conditions of contracted employees. Due to voter protection, this legislation requires the affirmative vote of at least 3/4 of the members of each house of the Legislature for passage. and contains an emergency clause.

Status

Chmbr1: Await 3rd Read

Last Action

03/04/2024 S - Hearing Scheduled - 03/05/2024 - Third Reading, Senate Floor

Ch. 8, Laws 2024 (SB1095 - Property tax; golf courses; valuation)

Sponsor

Sen. J.D. Mesnard (R)

Summary

Adds that a deed restrictions “require” a property designated as a golf course be used as a golf course for a ten year minimum. Requires that if any part of the property is converted to a different use status, the owner notify the County Assessor personally, electronically or by certified mail within 30 days after the property is “converted to a different use” (defined). Requires a County Assessor that is notified by the owner or who discovers a property that is converted for a different use reassess the tax burden on that property. Requires the County Assessor provide an electronic receipt of a change of property use if the County Assessor accepts electronic filings or notices. Makes technical or conforming changes and is effective on the general effective date. AS SIGNED BY GOVERNOR.

Status

Signed/Filed into Law

Last Action

03/25/2024 G - Signed

SB1097 - School districts; partisan elections

Sponsor

Sen. Justine Wadsack (R)

Summary

Permits the names of candidates for a School District Governing Board to be on separate ballots or to be listed as part of the regular ballot, with each candidate's partisan designation being listed as well. Defines partisan designation as the political party a candidate was a qualified elector for 120 days before the day of the primary election for that race. Defines how ballots should be presented by the County School Superintendent and on the ballot. Effective date is January 1, 2025. AS VETOED BY GOVERNOR. In her veto message, the Governor stated that this bill will further the politicization and polarization of Arizona's school district governing boards whose focus should remain on making the best decisions for students.

Status

Vetoed

Last Action

04/16/2024 G - Vetoed

SB1164 - Pharmacy benefits; coverage (Pharmacy benefits; coverage; exemptions)

Sponsor

Sen. Janae Shamp (R)

Summary

Prohibits a Pharmacy Benefits Manager from limiting or excluding coverage of a prescription drug for any insured individual who is medically stable on a specific drug previously approved by the insurer. Prohibits limitation, reduction or change of coverage unless the United States Food and Drug Administration (USFDA) revokes approval for the drug or the drug manufacturer notifies the USFDA of a manufacturing discontinuation or potential discontinuation. Requires written notice of a formulary change to each impacted covered individual and the prescribing provider at least 60 days before the change. Prohibits a change from the previously covered drug without written authorization from the prescribing provider. Requires development of a prescription coverage exemption determination process and defines timelines. Requires notification of reasons for a denial of coverage and permits appeal. Provides a summary of the appeal process. Effective January 1, 2025. AS PASSED SENATE.

Status

Chmbr2: Await Rules

Last Action

03/25/2024 H - DPA - House Appropriations

SB1167 - Social credit; discrimination; financial services

Sponsor

Sen. John Kavanagh (R)

Summary

Prohibits a "financial institution" (defined) from discriminating against a customer in providing "financial services" (defined), or to agree, conspire, or coordinate, directly or indirectly, through an intermediary, a third party, another "person" (defined), or a group of persons, to engage in any activity that is prohibited by this law. Permits a customer who has been refused service, has had restricted service, or a termination of service by a financial institution to submit a request within 90 days asking the financial institution to provide a written statement of the specific reasons the financial institution refused to provide, restricted or terminated service with the customer. Permits the customer to file a request by telephone, United States mail, or email and requires the financial institution to respond with specific reasons for refusing, restricting, or terminating service with the customer, through the United States mail and email within 14 days after receiving the customer's request. Requires the response to include a detailed explanation for the customer action that includes a description of any of the customer's speech, religious exercise, business activity with a particular industry, and any other conduct that was the basis of the denial or termination of service. Requires that included in the response there must be a copy of the terms of service agreed to by the customer and the financial institution and a citation to the specific provisions of the terms of service that the financial institution relied on in making their decision. Empowers the Attorney General to investigate the financial institution if it is determined that the financial institution has engaged in, is engaging in, or is about to engage in, any violation of this bill, and, if after the investigation, the Attorney General determines that aspects of this bill have been violated, the Attorney General may bring an action in a court of competent jurisdiction. Permits any person harmed by a violation of this bill to initiate a civil action to recover actual damages, or \$10,000, whichever is greater, for each violation, and if the Trier of Fact finds that the violation was willful, damages may be increased to an amount of up to three times the actual damages sustained, or \$30,000, whichever is greater. Requires a court to award a prevailing plaintiff reasonable attorney fees and court costs. Permits any person harmed by a violation of this bill to obtain remedies that include a temporary or permanent injunction, a restraining order, or any other necessary remedy to enforce the provisions in this bill. Entitles the bill the Equality in Financial Services Act. AS PASSED SENATE.

Status

Chmbr2: Await Cmte Vote

Last Action

SB1213 - Income tax; credit; labor costs

Sponsor

Sen. Wendy Rogers (R)

Summary

Requires the State Treasurer, on notice from the Department of Revenue, to withhold from a city or town an amount equal to one-twelfth of the total amount of tax credits claimed per state law for the prior tax year by taxpayers up to \$5,000,000 and to deposit the amount withheld into the state general fund. Prohibits the State Treasurer from withholding any amount the city or town certifies is needed to maintain debt service or payment obligations that were issued or incurred by a Pledge of Distribution pursuant to this legislation. Permits, for the taxable year beginning January 1, 2025, a credit against the taxes imposed by this legislation for a portion of the taxpayer's increased hourly labor costs that result from paying a "local minimum wage" (defined) that is more than the "state minimum wage" (defined). Sets the requirements to qualify for a credit and permits a credit carryover up to five consecutive taxable years against those years' tax liability. Defines the criteria that allows co-owners of a business, including partners and shareholders to claim a share of the credit. Requires the Arizona Department of Revenue (ADR) to notify the State Treasurer of the towns or cities in which a taxpayer that claimed a credit works and the total amount to withhold from the Urban Revenue Sharing Distribution per state law over the course of the fiscal year to reimburse the state for the amount of tax credits claimed per this legislation. Defines the credit against a portion of increased labor costs per this legislation, the criteria for it to apply to a business as well as the requirements to claim it, the calculations to use to derive the credit total, the notification procedures required of the State Treasurer in regards to alerting towns and cities of what to withhold from the Urban Revenue Sharing Distribution per state law. (More) AS PASSED SENATE.

Status

Failed Senate

Last Action

03/20/2024 H - FAILED - House Ways & Means

SB1221 - Basin management areas; appropriation

Sponsor

Sen. Sine Kerr (R)

Summary

Appropriates \$40,000,000 from monies allocated to Arizona from the American Rescue Plan Act of 2021 in FY2024-25 to the Arizona Department of Water Resources (ADWR) to fund water conservation measures in a basin management area established pursuant to statute (Basin Area). Requires ADWR to use monies appropriated in the statewide water resources planning line item only to fund water conservation measures in a Basin Area. Allows a water user in a Basin Area to apply for a grant. Requires ADWR to award monies equitably. Exempt from lapsing. Allows the designation of a Basin Area to be initiated by petition. Requires ADWR to transmit the petition to the county board of supervisors (Board). Requires a unanimous, affirmative vote of all members of the Board for approval. Requires public meetings as specified. Requires ADWR to grant certificates within 15 months. Prohibits ADWR from requiring a user to meter any wells in the Basin Area or to report usage beyond statutory requirements. Lists requirement for annual reporting of usage and specifies the information is not public record. Provides for a certificate of water conservation. Lists rights of certificate holders and responsibilities of ADWR. Prohibits the designation of a Basin Area as an active management area or irrigation non-expansion area. Allows the designation of an Active Basin Management Area (Active Area) and the creation of an Active Basin Management Council (Council) and provides rules, procedures, responsibilities and goals. Prohibits the designation of an active area from infringing on a water user's certificated water rights with listed exceptions. Requires annual review by ADWR. Revises criteria for designation of a basin management area so that each index well must show an accelerated decline of five (previously ten) feet or more annually. Allows ADWR to refer listed areas for designation as a basin management area. Specifies that if ADWR makes the referral, it is not subject to petition requirements but is subject to meeting and vote procedures. AS PASSED HOUSE.

Status

Chmbr2: To COW/Consent

Last Action

04/17/2024 H - House Majority Caucus - Y

SB1272 - Insurance coverage requirements; transportation companies

Sponsor

Sen. J.D. Mesnard (R)

Summary

Lowers the required minimum coverage for primary commercial uninsured motorist insurance from \$250,000 per incident to \$25,000 per person and \$50,000 per incident.

Status

Chmbr1: Await 3rd Read

Last Action

03/26/2024 S - DPA - Senate Committee of the Whole

SB1281 - Central bank digital currency; ban.

Sponsor

Sen. Jake Hoffman (R)

Summary

Defines “legal tender” and “money” to exclude federally recognized central bank digital currency. Prohibits the use of digital currency for payment of any contract, security or similar instrument in Arizona. The prohibition includes contracts relating to commercial transactions. Prohibits disbursements from an escrow account settled or backed by federally recognized central bank digital currency. AS PASSED BY SENATE.

Status

Chmbr2: Await Cmte Vote

Last Action

03/12/2024 H - House 2nd Read

SB1292 - Maricopa county; division; new counties

Sponsor

Sen. Jake Hoffman (R)

Summary

Divides Maricopa County into four counties by modifying the Maricopa County boundaries and adding three new counties: Hohokam County, Mogollon County, and O'odham County. Maricopa County operations will continue in their existing form through a transition period of up to three years after the effective date of this legislation. The boards of supervisors of Hohokam, Mogollon, and O'odham Counties will be elected at a special election held within 120 days after the effective date of this legislation. Currently elected Maricopa County Supervisors continue in their capacity for the remainder of their term in whichever county their supervisory district is located. The elected boards of supervisors in the three new counties will determine an application process for municipalities to apply to be the county seat, which will be determined at a special election to be held within 120 days from the election of the boards of supervisors. The four counties are authorized to enter into a ten-year shared use agreement for the use of existing shared capital assets. The four counties are required to enter into an intergovernmental agreement for the continued operation of community colleges for at least ten years after the effective date of this legislation. Effective January 1, 2024.

Status

Chmbr1: To COW/Consent

Last Action

02/20/2024 S - Senate Minority Caucus - Y

SB1336 - Deepfake recordings or images (Deep fake recordings or images)

Sponsor

Sen. Frank Carroll (R)

Summary

Prohibits creation or “dissemination” (defined) of “deep fake recordings or images” (defined) depicting “intimate parts” (defined) or “sexual acts” (defined) if the creator or disseminator knows or should know that the “depicted individual” (defined) does not consent to the dissemination and the deep fake recording or image and the depicted individual is identifiable by listed means. Specifies a violation of this section is a Class 6 felony except that it is a Class 4 felony under listed circumstances relating to financial loss, intent to profit, internet use, harassment, criminal enterprise and previous convictions. Shields an interactive computer service from liability under this section for content that is created or developed by another person in whole or in part. AS PASSED HOUSE.

Status

Vetoed

Last Action

05/29/2024 G - Vetoed

Ch. 165, Laws 2024 (SB1345 - Arizona power authority; continuation)

Sponsor

Sen. Sine Kerr (R)

Summary

The statutory life of the Arizona Power Authority is extended eight years to July 1, 2032 if the authority has no outstanding contractual obligations with the United States or any United States agency; has no debts or obligations that were issued to finance the cost of the Hoover power plant modifications project, the Hoover power plant uprating project or other facilities related to the Boulder Canyon project; has otherwise provided for paying or retiring these debts or obligations. If any contractual debt or obligation listed in this section exists, and a satisfactory provision has not been made to pay or retire the debt or obligation, the authority shall continue in existence until the debt or obligation is fully satisfied. Retroactive to July 1, 2024. AS PASSED SENATE.

Status

Signed/Filed into Law

Last Action

04/16/2024 G - Signed

SB1370 - Youth businesses; licenses; tax; exemption

Sponsor

Sen. Shawnna Bolick (R)

Summary

Prohibits a country or municipality from requiring any type of license or permit for a business that is operated by a person under the age of 18 and operated only occasionally. Exempts a person who is under 19, has not graduated from high school and is engaging in or continuing with a business in the state from obtaining a Transaction Privilege Tax license or remitting the tax if the gross proceeds or income derived from the business is not more than \$10,000 for the calendar year. AS PASSED HOUSE.

Status

Ready for Governor

Last Action

06/13/2024 G - Transmit to Governor

SB1407 - Employers; vaccines; religious exemption

Sponsor

Sen. Janae Shamp (R)

Summary

Adds Influenza A or B vaccination or flu vaccinations, or any vaccination authorized by the US FDA for emergency use only to the list of diseases an employer must provide reasonable accommodation for if the employee's sincerely held beliefs prevent them from taking the vaccinations. Prohibits an employer from checking into the veracity of the employee's religious beliefs, practices or observances, except as provided by federal law, or from discriminating against an employee regarding employment, wages or benefits based on an employee's vaccination status. Requires the employer to permit an employee to request a religious examination and provides the required form information an employer must provide the employee. Requires the employer keep all form information confidential and prohibits them from sharing the information except that it is necessary to process the request for exemption, accommodation or other operational necessity. Permits employers to create a database of exemption requests for internal use only, per state law. AS PASSED SENATE.

Status

Chmbr2: To COW/Consent

Last Action

03/19/2024 H - House Minority Caucus - Y

Ch. 167, Laws 2024 (SB1411 - Organized retail theft task force)

Sponsor

Sen. David Gowan (R)

Summary

Requires the Arizona Attorney General to create the Organized Retail Theft Task Force to investigate and combat crimes related to stealing, embezzling, or obtaining retail merchandise by fraud, false pretenses or other illegal means for the purpose of reselling those items. Defines membership criteria and the functional duties of the task force. Mandates the Arizona Attorney General to invite federal, state and local law enforcement to participate in the task force, per the defined task force membership requirements. Requires that the Arizona Attorney General to submit a

report by July 1, 2025 to the Governor and legislature on the task force's activities, conclusions, findings and recommendations. AS SIGNED BY GOVERNOR.

Status

Signed/Filed into Law

Last Action

04/16/2024 G - Signed

SB1412 - Shoplifting; prior offenses

Sponsor

Sen. David Gowan (R)

Summary

Related to the fact that a person convicted within the past five years of two or more offenses involving burglary, shoplifting, robbery, organized retail theft or theft is guilty of a class 4 felony, any time the person spent on Absconder Status while on probation, on "escape" (defined) status or incarcerated is required to be excluded in calculating if the person has previously committed or been convicted within the past five years of two or more offenses involving burglary, shoplifting, robbery, organized retail theft or theft. AS VETOED BY GOVERNOR. In her veto message, the Governor stated that signed bill SB1411 that establishes an Organized Retail Theft Task Force in the Attorney General's office will be critical to adequately and appropriately combating the issue addressed in this bill.

Status

Vetoed

Last Action

04/16/2024 G - Vetoed

SB1556 - TPT; administration; remote sellers

Sponsor

Sen. Ken Bennett (R)

Summary

Requires the Arizona Department of Revenue (ADR) to allow a remote seller to communicate through the state tax agency where the seller is located, including reporting and remitting taxes owed to Arizona, if that state tax agency extends comity to Arizona for remote sellers. Requires ADR to use a central clearinghouse, if established, to accept tax returns and remittances and to cooperate with other state tax agencies in developing the clearinghouse. Allows ADR to adopt rules and publish forms. Requires ADR to prescribe a Compliant Purchaser Certificate for purchasers that purchase tangible personal property for resale from a remote seller, which allows the purchaser to pay the tax directly to ADR and releases the remote seller from its obligation to collect, remit or pay the tax. Allows ADR to establish criteria for the Certificate. Expands time period through 2025 and beyond (from 2021) for taxes due on a remote seller's gross proceeds if more than \$100,000. Requires that if the gross proceeds threshold was not met in the previous year but is met partway through the current calendar year, the person will obtain a transaction privilege tax license from ADR on January 1 of the next calendar year (previously the first day of the first month 30 days after the threshold is met). Requires that, beginning in 2025, a remote seller who is required to collect and remit taxes may elect to pay a single municipal tax rate instead of the municipal tax rates for in effect for each municipality, and, if so elected, requires the remote seller to notify ADR in advance. Defines the single municipal tax rate as the average rate of municipal taxes imposed in this state during the preceding fiscal year. Requires ADR to administer the single municipal tax rate in the same way it administers other special district transaction privilege taxes. Allows ADR to establish rules and form for the single municipal tax rate. Exempt from rulemaking requirements for one year.

Status

Chmbr1: To COW/Consent

Last Action

02/20/2024 S - Senate Minority Caucus - Y

SB1628 - Sex-based terms; laws; rules; regulations

Sponsor

Sen. Sine Kerr (R)

Summary

Defines, for purposes of Arizona statutory law, the terms boy, father, female, girl, male, man, mother, and sex. Requires any policy, program or rule of law that prohibits sex discrimination to prohibit unfair treatment of a female or male in a similar situation as a member of the opposite sex. Requires Arizona and its subdivisions to replace "gender" with "sex" in all rules, publications, orders, actions, programs, policies and signage when updates are otherwise necessary. Allows Arizona and its subdivisions to provide a separate single-sex "environment" (defined). Requires schools, agencies, departments and political subdivisions that collect statistical data to identify each person in the data

set as male or female. Contains a severability clause. AS VETOED BY GOVERNOR. In her veto message, the Governor stated that this bill attacks Arizonans.

Status

Vetoed

Last Action

04/16/2024 G - Vetoed

SB1634 - Nonhealth regulatory boards; challenges; prohibition

Sponsor

Sen. Jake Hoffman (R)

Summary

Requires administrative decisions be treated as final if the prescribed amount of days pass. Gives an Agency Head, or a non-health profession regulatory board pursuant to state law, the final decision making power for administrative decisions unless the profession is regulated by a non-health profession regulatory board and the individual accepts the administrative law judge's decision. Excludes a non-health regulatory professional board from appealing a final administrative decision. Prohibits a non-health regulatory board from overturning or challenging a decision made by an administrative law judge of the Office of Administrative Hearings pertaining to appealed decisions. AS PASSED SENATE.

Status

Chmbr2: Await 3rd Read

Last Action

04/02/2024 H - DP - House Committee of the Whole

SB1637 - Electric vehicle charging stations

Sponsor

Sen. Frank Carroll (R)

Summary

Prohibits an "electricity supplier" (defined) from owning or operating "electric vehicle charging stations" (defined) but allows an electricity supplier to own and operate make-ready infrastructure necessary for electric vehicle charging station operation. Exempts, from the prohibition, an electric vehicle charging station that an electricity supplier constructed, provided, owned, operated or maintained before the general effective date. Allows an affiliate of an electricity supplier to provide, own, operate or maintain electric vehicle charging stations. Contains legislative findings.

Status

Chmbr1: To COW/Consent

Last Action

03/05/2024 S - Senate Minority Caucus - Y

SB1686 - CTE programs; public schools; funding

Sponsor

Sen. David Gowan (R)

Summary

Allows a school district or charter school (School) to provide Career and Technical Education (CTE) programs on the same terms, including funding from the Arizona Department of Education, and subject to the same program requirements as a statutory CTE district. Prohibits a school from receiving monies pursuant to the tax rate associated with joining a CTE district.

Status

Chmbr1: Await Cmte Vote

Last Action

02/14/2024 S - HELD - Senate Education

SB1723 - Community college opportunity grants; appropriations

Sponsor

Sen. Sally Ann Gonzales (D)

Summary

Beginning August 1, 2024, each community college district governing board and tribal college is required to administer community college opportunity grants for eligible students. Requirements for grant eligibility are specified. The grants

must be used to pay for tuition and approved educational fees for up to 18 credit hours at any tribal college or community college within the community college district for one year. Appropriates \$5 million from the general fund in each of FY2024-25 through FY2026-27 to the newly established Community College Opportunity Grant Fund for the purposes of this legislation. Retroactive to August 1, 2022.

Status

Chmbr1: Await Rules

Last Action

02/14/2024 S - DP - Senate Education

SCR1012 - Rulemaking; legislative ratification; regulatory costs

Sponsor

Sen. Anthony Kern (R)

Summary

The 2024 general election ballot is to carry the question of whether to amend the ARS to require that any proposed rule that increases regulatory costs by more than \$100,000 within five years of implementation may not be implemented or adopted without the legislature ratifying the rule and if the legislature does not ratify the rule, the rule is to be terminated via a Notice of Termination in the register. Requires the Office of Economic Opportunity to submit the rule to the Administrative Rules Oversight Committee no later than 30 days before the next legislative session, or as soon as is practicable. Permits any person regulated by the applicable agency or any legislator to request a review of a proposed rule. AS PASSED SENATE.

Status

Filed w SoS/To Ballot

Last Action

06/13/2024 G - Transmit to Secretary of State

SCR1015 - Public monies; prohibited expenditures.

Sponsor

Sen. Anthony Kern (R)

Summary

The 2024 general election ballot is to carry the question of whether to amend the ARS to regulate public monies expenditures by prohibiting expending public funds on anything that promotes, advocates, plans for, or becomes a member of an organization that promotes, advocates or plans for reducing the consumption or production of meat or dairy products, animal-based protein with insect or synthetic protein, reducing or replacing motor vehicle travel with walking, biking or public transit, reducing or limiting travel by airplane, limiting the number of articles of clothing a person may buy or own, reusing water that has touched human feces as a municipal source of drinking water, reducing greenhouse gas emissions, tracking consumption based emissions, limiting the increase of global temperature, producing or adopting a climate action plan, replacing private ownership, furthering Marxist ideologies, including stakeholder capitalism, or implementing mass surveillance systems to monitor motor vehicle travel, and to clarify who may bring an action against violations of this resolution.

Status

Failed Senate

Last Action

02/28/2024 S - Hearing Scheduled - 02/29/2024 - Third Reading, Senate Floor

SCR1019 - Preferential treatment; discrimination; prohibited.

Sponsor

Sen. Anthony Kern (R)

Summary

The 2024 general election ballot is to carry the question of whether to amend the Arizona Constitution to prohibit the state from compelling an applicant, employee or contractor from compelling endorsement of or preferential treatment on the basis of race or ethnicity, including implementing an affirmative action policy or any other action that would otherwise be prohibited, implementing a disciplinary policy, or conditioning access to services, facilities or grounds. Defines "compelling endorsement of preferential treatment or discrimination" to include (1) asking for a statement in support of differential treatment or any form of diversity, equity, inclusion or intersectionality beyond equal protection; (2) asking for confession of race-based privilege or for any discussion of race; (3) giving preferential treatment based on race or ethnicity. Proclaims that discrimination for anything other than for bona fide qualifications, federal program eligibility, court orders or consent decrees and for qualifications based on tribal membership for programs serving Indian tribes is inconsistent with the Fourteenth Amendment of the U.S. Constitution. Clarifies that the state is not prevented from requiring applicants, employees and contractors to discuss their scholarly work to provide certification

of compliance with antidiscrimination laws, if required by federal law, to certify the existence of affirmative action plans that do not include preferential treatment, or discuss services, pedagogical approaches, or experiences with students or individuals with mental or physical disabilities. Does not prevent any applicant or employee from providing any information described in this legislation. AS PASSED SENATE.

Status

Chmbr2: Await Cmte Vote

Last Action

06/14/2024 H - House 1st Read

SCR1020 - General appropriation bill; continuing appropriation

Sponsor

Sen. J.D. Mesnard (R)

Summary

The 2024 general election ballot is to carry the question of whether to amend the state Constitution to require that if a new fiscal year has begun and no general appropriation bill has been signed into law for that year, the general appropriation bill in effect for the immediately preceding year continues as if enacted into law for the new fiscal year. Requires that the current appropriations level remain in place until a new general appropriations bill is adopted. Requires the Joint Legislative Budget Committee or its successor agency, by a majority vote of all appointed members, to adjust, for inflation and enrollment growth in the new fiscal year or to remove onetime transfers and expenditures and make required debt service adjustments, the continued general appropriation amounts for programs administered by the Arizona Department of Education, Arizona Health Care Cost Containment System and the Department of Economic Security. Specifies that the previous general appropriation bill does not continue in effect for the new fiscal year if, after being adjusted, the previous general appropriation bill, together with any other appropriations required by law in the new fiscal year, would appropriate an amount that exceeds the projected General Fund revenues for the new fiscal year. Enables the legislature to enact laws to enforce the extension of a prior year's appropriations if a new appropriations measure is not ratified. AS PASSED SENATE.

Status

Chmbr2: Await Rules

Last Action

03/13/2024 H - DPA - House Appropriations

SCR1040 - Tipped workers; wages (Permanent school fund; distribution; uses)

Sponsor

Sen. J.D. Mesnard (R)

Summary

Permits employers to pay wages up to 25% per hour less than the minimum wage pursuant to state and federal law if the employer can prove by documentation charged tips or gratuities per employee, or by the employee's declaration for the Federal Insurance Contributions Act that for each week, when adding tips or gratuities, the employee received not less than the minimum wage, plus \$2 for all hours worked. Defines how to calculate tips and gratuities and entitles the Act as the "Tipped Workers Protection Act." AS PASSED HOUSE.

Status

Filed w SoS/To Ballot

Last Action

06/13/2024 G - Transmit to Secretary of State

SCR1043 - Cities; towns; elections

Sponsor

Sen. David Gowan (R)

Summary

The 2024 general election ballot is to carry the question of whether to amend the Arizona Constitution to state that for any municipality that provides for election of municipal council members by district, ward, precinct or other geographic designation, only those voters who are qualified electors of the district, ward, precinct or other geographic designation, as applicable, are eligible to vote for that council member candidate in the municipality's primary, general, runoff or other election. A city or town election shall not allow the ranking of candidates in any manner other than with a single vote for one candidate for each office to be filled.

Status

Chmbr1: Await Cmte Vote

Last Action

02/15/2024 S - HELD - Senate Elections