

APAAC Council Meeting Agenda Item - LPC Report

51st Legislature - 1st Regular Session, 2013

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LPC Position - Feb 21

LPC Support

Bill Summaries

H2182: DUI; IGNITION INTERLOCK DEVICES

A person who is required to equip their vehicle with an ignition interlock device (IID) due to driving under the influence is no longer permitted to operate a motor vehicle owned by an employer in specified conditions. A person unable to operate an IID can no longer be placed in a continuous alcohol monitoring program instead of equipping his/her vehicle with an IID. Any person who was in a continuous alcohol monitoring program before the effective date of this legislation may continue for the remainder of the time the person is in compliance with all applicable laws and is required to equip the person's vehicle with an IID.

First sponsor: Rep. Fann

H2182 Daily History	Date Action
DUI; IGNITION INTERLOCK DEVICES	2/11 from House rules okay.
DUI; IGNITION INTERLOCK DEVICES	2/11 to House consent calendar.
DUI; IGNITION INTERLOCK DEVICES	1/31 from House trans do pass.
DUI; IGNITION INTERLOCK DEVICES	1/22 referred to House trans.

H2309: CRIMINAL OFFENSES; SENTENCING

Statute governing victims' rights for juvenile offenses applies to all misdemeanor offenses, petty offenses, and violations of local criminal ordinance, in addition to felony offenses and certain misdemeanor offenses. Additionally, the sentencing ranges are modified for certain repetitive offenders.

First sponsor: Rep. Farnsworth

H2309 Daily History	Date Action
CRIMINAL OFFENSES; SENTENCING	2/11 from House rules okay.
CRIMINAL OFFENSES; SENTENCING	2/11 to House consent calendar.
CRIMINAL OFFENSES; SENTENCING	1/31 from House jud do pass.
CRIMINAL OFFENSES; SENTENCING	1/23 referred to House jud.

H2327: DANGEROUS DRUGS; DEFINITION

The definition of "dangerous drugs" and the list of schedule I controlled substances are expanded to include any material, compound, mixture or preparation which contains "cannabimimetic substances" (defined) and their salts, isomers and salts of isomers, and to add to the list of substances associated with a stimulant effect on the central nervous system. Emergency clause. AS PASSED HOUSE.

First sponsor: Rep. Farnsworth

H2327 Daily History	Date Action
DANGEROUS DRUGS; DEFINITION	2/12 passed House <u>59-0</u> ; ready for Senate.
DANGEROUS DRUGS; DEFINITION	2/7 House COW approved with floor amend <u>#4090</u> .
DANGEROUS DRUGS; DEFINITION	2/5 stricken from House consent calendar by Farnsworth.
DANGEROUS DRUGS; DEFINITION	2/4 to House consent calendar. From House rules okay.

DANGEROUS DRUGS; DEFINITION 1/24 from House jud do pass.
DANGEROUS DRUGS; DEFINITION 1/22 referred to House jud.

H2386: UTILITIES; TAMPERING

Intentionally "tampering with utility property" (defined) is added to the acts that constitute criminal damage, which is a class 2 misdemeanor, unless the damage causes an imminent safety hazard to any person, in which case it is a class 4 felony.

First sponsor: Rep. J. Pierce

H2386 Daily History	Date Action
UTILITIES; TAMPERING 1/24 from House jud do pass.	
UTILITIES; TAMPERING 1/22 referred to House jud, pub-mil-reg.	

H2515: SEX OFFENDERS; NETWORKING WEBSITES; NOTIFICATION

A person who is required to register as a level 2 or level 3 sex offender and who is otherwise not prohibited from using a "networking website" (defined) must include in the person's profile for a networking website an indication that the person is a registered sex offender. This information must be displayed in the person's profile and must be visible to or able to be viewed by other users and visitors. The criminal classification for violations is unspecified (blank in original).

First sponsor: Rep. Kavanagh

H2515 Daily History	Date Action
SEX OFFENDERS; NETWORKING WEBSITES; NOTIFICATION 2/4 referred to House jud.	

H2517: DOMESTIC VIOLENCE; ARREST

The requirement for a peace officer to arrest a person if the officer has probable cause to believe that domestic violence involving infliction of physical injury or involving the use of a deadly weapon has been committed applies only to a person who is at least 15 years of age.

First sponsor: Rep. J. Pierce

H2517 Daily History	Date Action
DOMESTIC VIOLENCE; ARREST 2/14 from House jud do pass.	
DOMESTIC VIOLENCE; ARREST 2/4 referred to House jud.	

H2628: PROSECUTOR PRESENCE; INTERVIEW OF MINOR

The defendant, defendant's attorney or an agent of the defendant is prohibited from interviewing a minor child who is a victim and who has agreed to an interview unless the prosecutor is present, even if the minor child's parent initiates contact with the defendant, defendant's attorney or agent of the defendant.

First sponsor: Rep. Wheeler

Others: Rep. Alston, Rep. Cardenas, Rep. Contreras, Rep. Dalessandro, Sen. Driggs, Rep. Goodale, Sen. Hobbs, Sen. Melvin, Rep. Orr, Rep. Otondo, Rep. J. Pierce, Rep. Pratt, Rep. Sherwood, Sen. Tovar

H2628 Daily History	Date Action
PROSECUTOR PRESENCE; INTERVIEW OF MINOR 2/13 referred to House jud.	

H2629: TAMPERING WITH A WITNESS

The definition of tampering with a witness, a class 6 (lowest) felony, is

expanded to include inducing a witness to evade a summons or subpoena, and to include attempting to induce a witness to take any of the specified actions.

First sponsor: Rep. Wheeler

Others: Rep. Alston, Rep. Cardenas, Rep. Contreras, Rep. Dalessandro, Sen. Driggs, Rep. Escamilla, Rep. Goodale, Sen. Hobbs, Rep. McCune-Davis, Sen. Melvin, Rep. Orr, Rep. Otondo, Rep. J. Pierce, Rep. Pratt, Sen. Tovar

H2629 Daily History	Date Action
TAMPERING WITH A WITNESS	2/13 referred to House jud.

S1038: PARENTING TIME; COURT-ORDERED SUPERVISORS

A person authorized by the court to supervise parenting time is added to the list of persons with a duty to report suspected child abuse or neglect. Persons who supervise parenting time for compensation are required to have a valid fingerprint clearance card.

First sponsor: Sen. Barto

S1038 Daily History	Date Action
PARENTING TIME; COURT-ORDERED SUPERVISORS	1/28 Senate jud held.
PARENTING TIME; COURT-ORDERED SUPERVISORS	1/15 referred to Senate jud.

S1094: NOTARIES PUBLIC; IMPERSONATION; VIOLATION

A person who knowingly impersonates a notary public is guilty of impersonating a public servant, a class 1 (highest) misdemeanor. The criminal classification for a vendor who provides an official seal to a person without a photocopy of the person's notarial commission is increased to a class 6 (lowest) felony, from a class 3 (mid-level) misdemeanor. AS PASSED SENATE.

First sponsor: Sen. Reagan

S1094 Daily History	Date Action
NOTARIES PUBLIC; IMPERSONATION; VIOLATION	2/11 passed Senate <u>29-0</u> ; ready for House.
NOTARIES PUBLIC; IMPERSONATION; VIOLATION	2/7 Senate COW approved with amend <u>#4008</u> floor amend <u>#4087</u> .
NOTARIES PUBLIC; IMPERSONATION; VIOLATION	2/5 from Senate rules okay.
NOTARIES PUBLIC; IMPERSONATION; VIOLATION	1/29 from Senate gov-env with amend <u>#4008</u> .
NOTARIES PUBLIC; IMPERSONATION; VIOLATION	1/28 Senate gov-env amended; report awaited.
NOTARIES PUBLIC; IMPERSONATION; VIOLATION	1/22 referred to Senate gov-env.

S1098: MARIJUANA; CULTIVATION; COUNTY ZONING

The restriction on county zoning regulations for general agricultural purposes does not include the cultivation of cannabis.

First sponsor: Sen. S. Pierce

Others: Rep. Borrelli, Rep. Fann, Rep. Goodale, Sen. Yee

S1098 Daily History	Date Action
MARIJUANA; CULTIVATION; COUNTY ZONING	2/6 passed Senate <u>28-0</u> ; ready for House.
MARIJUANA; CULTIVATION; COUNTY ZONING	2/4 to Senate consent calendar. From Senate rules okay.
MARIJUANA; CULTIVATION; COUNTY ZONING	1/30 from Senate nat res-rural do pass.
MARIJUANA; CULTIVATION; COUNTY ZONING	1/22 referred to Senate nat res-rural.

S1226: CHILD ABUSE; INVESTIGATION PROTOCOLS

The protocols that county and local law enforcement are required to develop for investigations of allegations of criminal child abuse or neglect must include procedures and recommendations for the use of a "children's advocacy center" (defined) for the investigation, prosecution and treatment

of child abuse.

First sponsor: Sen. Lopez

Others: Sen. Bradley, Sen. Cajero Bedford, Sen. Landrum Taylor, Sen. McGuire

S1226 Daily History	Date Action
CHILD ABUSE; INVESTIGATION PROTOCOLS 1/29 referred to Senate hel-hu ser, jud.	

S1234: VICTIM COMPENSATION FUND; USE

Monies in a county attorney victim compensation fund that are used to assist eligible crime victims are no longer limited to use on medical, counseling and funeral expenses or lost wages. Victim compensation from the fund is subject to rules adopted by the Arizona Criminal Justice Commission.

First sponsor: Sen. Driggs

S1234 Daily History	Date Action
VICTIM COMPENSATION FUND; USE 2/14 passed Senate <u>28-0</u> ; ready for House.	
VICTIM COMPENSATION FUND; USE 2/12 from Senate rules okay.	
VICTIM COMPENSATION FUND; USE 2/11 to Senate consent calendar.	
VICTIM COMPENSATION FUND; USE 2/5 from Senate jud do pass.	
VICTIM COMPENSATION FUND; USE 2/4 Senate jud do pass; report awaited.	
VICTIM COMPENSATION FUND; USE 1/30 referred to Senate jud.	

S1240: PUBLIC SALE OF ANIMALS

The crime of unlawful public sale of animals applies in all counties, instead of only counties with a population of 800,000 persons or more. A violation of unlawful public sale of animals is a class 3 misdemeanor, instead of subject to a civil penalty of up to \$50.

First sponsor: Sen. Melvin

Others: Rep. Alston, Sen. Farley, Sen. Hobbs, Rep. Kavanagh, Sen. McComish, Rep. Pratt, Sen. Reagan, Sen. Ward

S1240 Daily History	Date Action
PUBLIC SALE OF ANIMALS 2/6 from Senate com-energy-mil do pass.	
PUBLIC SALE OF ANIMALS 1/30 referred to Senate jud, com-energy-mil.	

S1294: GRAND JURY; LENGTH OF TERM

The length of term for grand juries called in counties with less than 200,000 persons is increased to 180 days, from 120 days.

First sponsor: Sen. Crandell

Others: Sen. Burges, Rep. Campbell, Rep. Fann, Rep. Gallego, Sen. Hobbs, Sen. McGuire, Rep. Mitchell, Rep. Peshlakai, Rep. Thorpe, Sen. Yee

S1294 Daily History	Date Action
GRAND JURY; LENGTH OF TERM 2/14 passed Senate <u>28-0</u> ; ready for House.	
GRAND JURY; LENGTH OF TERM 2/12 from Senate rules okay.	
GRAND JURY; LENGTH OF TERM 2/11 to Senate consent calendar.	
GRAND JURY; LENGTH OF TERM 2/5 from Senate jud do pass.	
GRAND JURY; LENGTH OF TERM 1/31 referred to Senate jud.	

S1312: TOBACCO PRODUCT MANUFACTURERS; CIGARETTE MACHINES

It is unlawful to use or make available for use for commercial purposes a machine that is capable of making cigarettes or other tobacco products. Some exceptions. Knowing violations are a class 6 (lowest) felony and are subject to license revocation, forfeiture of the machine, a civil penalty of up to \$50,000 per violation, and recovery by the state for the cost of investigation and related actions. A tobacco product manufacturer that

elects to place funds into an escrow may make an irrevocable assignment of its interest in the funds to the benefit of the state. Escrow funds assigned to the state must be approved by the Attorney General and deposited in the Consumer Protection-Consumer Fraud Revolving Fund and calculated as a credit against any judgment or settlement obtained against the manufacturer. A nonparticipating manufacturer is required to post a bond for the exclusive benefit of the state in specified circumstances. Deadlines for bond posting and penalties for failure to post are specified.

First sponsor: Sen. Yarbrough
Others: Sen. Worsley

S1312 Daily History	Date Action
TOBACCO PRODUCT MANUFACTURERS; CIGARETTE MACHINES	2/14 from Senate fin with amend #4152 .
TOBACCO PRODUCT MANUFACTURERS; CIGARETTE MACHINES	1/31 referred to Senate fin, jud.

S1354: CHILD ABUSE BY TORTURE; OFFENSE

It is a class 4 (mid-level) felony to commit "child abuse by torture" (defined). A person convicted of child abuse by torture for specified acts is not eligible for suspension of sentence, probation, pardon, commutation of sentence or release from confinement on any basis.

First sponsor: Sen. Hobbs
Others: Sen. Farley, Sen. Lopez

S1354 Daily History	Date Action
CHILD ABUSE BY TORTURE; OFFENSE	2/4 referred to Senate jud.

S1424: DANGEROUS & INCOMPETENT DEFENDANTS; COMMITMENT

If the court finds a defendant incompetent to stand trial, any party may request that the court determine if the defendant is "dangerous" (defined) and incompetent. The state must prove the person is dangerous and incompetent by clear and convincing evidence based on the testimony of at least two people who have examined the person, one of whom must be a licensed psychiatrist. If the court finds the defendant dangerous and incompetent, the court is required to commit the defendant to the Department of Health Services for placement in a licensed facility under the supervision of the Arizona State Hospital, where the defendant must receive care and treatment to render the person competent and nondangerous. If a treatment supervisor indicates that the defendant is competent to stand trial or is no longer dangerous, the court must hold a hearing on the matter. After a hearing, the court may restore the defendant's competency and transfer the defendant to the appropriate jurisdiction for criminal charges to proceed.

First sponsor: Sen. Murphy
Others: Rep. Boyer, Sen. Bradley, Sen. Driggs, Rep. Fann, Sen. Farley, Rep. Gowan, Sen. Melvin, Sen. Tovar

S1424 Daily History	Date Action
DANGEROUS & INCOMPETENT DEFENDANTS; COMMITMENT	2/5 referred to Senate jud, appro.

S1440: MEDICAL MARIJUANA; ADVERTISING; LABELING

The Department of Health Services is required to immediately revoke the registration certificate of a registered nonprofit medical marijuana dispensary that dispenses medical marijuana that is packaged in a way that states or implies that its use is for anything other than the medicinal purposes prescribed in statute, or that advertises in a way that states or implies that it dispenses medical marijuana for use other than the medicinal purposes prescribed in statute. Due to voter protection, this bill requires the affirmative vote of at least 3/4 of each house of the Legislature for passage.

First sponsor: Sen. Yee

Others: Rep. Alston, Rep. Brophy McGee, Rep. Cardenas, Sen. Crandell, Sen. Gallardo, Rep. Meyer, Sen. Meza, Rep. J. Pierce, Sen. Ward, Sen. Yarbrough

S1440 Daily History	Date Action
MEDICAL MARIJUANA; ADVERTISING; LABELING 2/6	referred to Senate hel-hu ser.

S1441: MARIJUANA; MEDICAL USE; SEIZURE; DISPOSITION

Any medical marijuana that is seized in a criminal investigation or forfeited for drug-related offenses must be disposed of at the conclusion of the case in the same manner as marijuana. Due to voter protection, this bill requires the affirmative vote of at least 3/4 of each house of the Legislature for passage.

First sponsor: Sen. Yee

Others: Rep. Brophy McGee, Sen. Crandell, Sen. Gallardo, Rep. Meyer, Sen. Meza, Rep. J. Pierce, Sen. S. Pierce, Rep. Quezada, Sen. Ward, Sen. Yarbrough

S1441 Daily History	Date Action
MARIJUANA; MEDICAL USE; SEIZURE; DISPOSITION 2/12	from Senate jud do pass.
MARIJUANA; MEDICAL USE; SEIZURE; DISPOSITION 2/6	referred to Senate jud.

S1442: MEDICAL MARIJUANA; CHILD CARE FACILITIES

Statute prohibiting a person from lawfully possessing or using marijuana in a child care facility is transferred and renumbered. No substantive changes. Due to voter protection, this bill requires the affirmative vote of at least 3/4 of each house of the Legislature for passage.

First sponsor: Sen. Yee

Others: Sen. Meza

S1442 Daily History	Date Action
MEDICAL MARIJUANA; CHILD CARE FACILITIES 2/6	referred to Senate hel-hu ser.

S1467: PARENTING TIME; COURT-ORDERED SUPERVISORS

A person authorized by the court to supervise parenting time is added to the list of persons with a duty to report suspected child abuse or neglect. Persons who supervise parenting time for compensation are required to have a valid fingerprint clearance card.

First sponsor: Sen. Griffin

Others: Rep. Gowan, Sen. Murphy, Rep. Stevens

S1467 Daily History	Date Action
PARENTING TIME; COURT-ORDERED SUPERVISORS 2/6	referred to Senate jud.

LPC Oppose

Bill Summaries

H2070: COMMUNITY RESTITUTION WORK PROGRAM CREDITS

If a person is placed in a community restitution program, a municipal or county court is authorized to order that a person receive credit towards the payment of a fine in an amount of community restitution to be determined by the court for each hour performed. The court is required to determine eligibility for the credits and the amount to be credited, if any, based on the person's ability to pay the fine. Additionally, the home detention program that counties are authorized to establish is expanded to include prisoner work and community restitution work programs. Community restitution work must include public works projects. Counties are permitted to appoint a community restitution work committee to recommend appropriate projects. Does not apply to court ordered victim restitution. AS PASSED HOUSE.

First sponsor: Rep. Coleman
 Others: Rep. Borrelli, Rep. Mitchell

H2070 Daily History	Date Action
COMMUNITY RESTITUTION WORK PROGRAM CREDITS	2/13 passed House <u>59-0</u> ; ready for Senate.
COMMUNITY RESTITUTION WORK PROGRAM CREDITS	2/12 House COW approved with floor amend #4119.
COMMUNITY RESTITUTION WORK PROGRAM CREDITS	2/4 to House consent calendar. Stricken from consent calendar by Coleman. From House rules okay.
COMMUNITY RESTITUTION WORK PROGRAM CREDITS	1/24 from House jud do pass.
COMMUNITY RESTITUTION WORK PROGRAM CREDITS	1/22 referred to House jud.

H2288: STATE REGULATION OF FIREARMS

The state and state agencies are added to the list of government bodies prohibited from enacting certain rules relating to firearms or requiring licensing or registration of firearms or ammunition. The state and political subdivisions are permitted to limit or prohibit the possession of firearms on public property if the property is a secured facility, signs are posted at all public entrances, and the property is equipped with secure firearm lockers. A person is authorized to file suit for declarative and injunctive relief and for actual and consequential damages for any government regulation or policy in violation of the prohibited firearms regulations. Additionally, entering a public establishment or attending a public event and carrying a deadly weapon after being requested to remove the weapon would have been eliminated from the list of actions constituting misconduct involving weapons.

First sponsor: Rep. Smith

H2288 Daily History	Date Action
STATE REGULATION OF FIREARMS	2/5 referred to House pub-mil-reg, jud.

H2360: DRUG POSSESION; MEDICAL ASSISTANCE; PROBATION

The court is required to place a person convicted of possession or use of a controlled substance or drug paraphernalia on probation if the court finds that evidence for the possession charge was obtained as a result of the person seeking medical assistance for themselves or another person. If the person successfully completes probation, the court must automatically set aside the judgment of guilt.

First sponsor: Rep. Mendez
 Others: Rep. Alston, Rep. Gallego

H2360 Daily History	Date Action
DRUG POSSESION; MEDICAL ASSISTANCE; PROBATION	1/23 referred to House jud.

H2554: FIREARM REGULATION; STATE PREEMPTION

The state and state agencies are added to the list of government bodies prohibited from enacting certain rules relating to firearms or requiring licensing or registration of firearms or ammunition. The state and political subdivisions are permitted to limit or prohibit the intentional possession of firearms in a "public establishment" or at a "public event" (both defined) if a sign is conspicuously posted at all public entrances and the establishment or event is equipped with secure firearm lockers. Political subdivisions are permitted to enact rules or ordinances requiring a business that obtains a secondhand firearm to retain the firearm for up to 10 days. Entering a public establishment or attending a public event and carrying a deadly weapon after being requested to remove the weapon is removed from the list of actions constituting misconduct involving weapons.

First sponsor: Rep. Kavanagh

H2554 Daily History	Date Action
FIREARM REGULATION; STATE PREEMPTION 2/7 referred to House pub-mil-reg.	

H2578: LICENSING; ACCOUNTABILITY; PENALTIES; EXCEEDING REGULATION

State, county, municipal and special taxing district employees who knowingly base a licensing decision on a requirement or condition that is not specifically authorized by statute, rule, ordinance or code are subject to a civil penalty of \$500 for a first violation, guilty of a class 1 (highest) misdemeanor for the second violation, and guilty of a class 6 (lowest) felony for the third violation.

First sponsor: Rep. Kwasman

Others: Rep. Allen, Sen. Barto, Rep. Barton, Rep. Borrelli, Rep. Boyer, Rep. Carter, Rep. Coleman, Sen. Crandell, Rep. Dial, Rep. Fann, Rep. Farnsworth, Rep. Goodale, Rep. Gowan, Rep. Gray, Sen. Griffin, Rep. Kavanagh, Rep. Lesko, Rep. Livingston, Rep. Lovas, Rep. Mitchell, Rep. Montenegro, Sen. Murphy, Rep. Olson, Rep. Petersen, Rep. J. Pierce, Rep. Quezada, Rep. Seel, Sen. Shooter, Rep. Shope, Rep. Smith, Rep. Stevens, Rep. Thorpe, Rep. Townsend, Rep. Ugenti, Sen. Ward, Sen. Worsley

H2578 Daily History	Date Action
LICENSING; ACCOUNTABILITY; PENALTIES; EXCEEDING REGULATION 2/13 withdrawn from House gov.	
LICENSING; ACCOUNTABILITY; PENALTIES; EXCEEDING REGULATION 2/11 referred to House gov, jud.	

S1048: DEATH PENALTY; REPEAL

Repeals the death penalty, the Capital Postconviction Public Defender Office, and all related statutes. Crimes currently punishable by death are punishable by natural life imprisonment. If the court imposes a natural life sentence, the court is required to order that the defendant not be released on any basis for the remainder of the defendant's natural life. As session law, the Supreme Court is required to remand each case in which a sentence of death was imposed before the effective date of this legislation to the court in the appropriate county, where that court must strike the death sentence and enter in its place a sentence of natural life.

First sponsor: Sen. Ableser

Others: Sen. Gallardo, Sen. Hobbs, Sen. Meza

S1048 Daily History	Date Action
DEATH PENALTY; REPEAL 1/16 referred to Senate jud.	

S1181: DRUG POSSESSION; MEDICAL ASSISTANCE; PROBATION

The court is required to place a person convicted of possession or use of a controlled substance or drug paraphernalia on probation if the court finds that evidence for the possession charge was obtained as a result of the person seeking medical assistance for themselves or another person. If the person successfully completes probation, the court must automatically set aside the judgment of guilt.

First sponsor: Sen. Ableser

S1181 Daily History	Date Action
DRUG POSSESSION; MEDICAL ASSISTANCE; PROBATION 1/24 referred to Senate jud.	

S1338: DEATH SENTENCE; MORATORIUM

Beginning on the effective date of this legislation through December 31, 2028, a person convicted of first degree murder cannot be sentenced to death. The Legislature is required to appropriate any cost savings generated by the death sentence moratorium to supplement appropriations to the Arizona Criminal Justice Commission, to be distributed to local law enforcement agencies to fund cold case investigations. Applies to any first

degree murder case in which the trier of fact has not rendered a verdict by the effective date of this legislation.

First sponsor: Sen. Bradley
Others: Sen. Lopez

S1338 Daily History	Date Action
DEATH SENTENCE; MORATORIUM 2/4 referred to Senate jud.	

S1468: DUTY TO REPORT ABUSE; APPLICATION

For those persons with a duty to report child abuse or neglect, a report is not required if the child is of elementary school age, the physical injury occurs in the course of typical playground activity and the physical injury is reported to the child's legal parent or guardian. On approval of the local school board, a school may expunge such a report contained a student's school file that was made pursuant to duty to report statutes before the effective date of this legislation.

First sponsor: Sen. Griffin
Others: Rep. Gowan, Sen. Murphy, Rep. Stevens

S1468 Daily History	Date Action
DUTY TO REPORT ABUSE; APPLICATION 2/6 referred to Senate jud.	

SCR1001: DEATH PENALTY; PROHIBITION

The 2014 general election ballot is to carry the question of whether to amend the state Constitution to prohibit the death penalty in Arizona.

First sponsor: Sen. Ableser
Others: Sen. Gallardo, Sen. Hobbs, Sen. Meza

SCR1001 Daily History	Date Action
DEATH PENALTY; PROHIBITION 1/16 referred to Senate jud.	

LPC Neutral

Bill Summaries

H2072: LIVE ANIMAL PRIZES PROHIBITED

It is a class 3 misdemeanor to give away live animals as a prize for or as an inducement to enter any game or other competition, as an inducement to enter a place of amusement or as an incentive to enter into a business agreement.

First sponsor: Rep. Kavanagh

H2072 Daily History	Date Action
LIVE ANIMAL PRIZES PROHIBITED 1/29 referred to House jud.	

H2073: ANIMAL ABUSE; PROHIBITED ANIMAL OWNERSHIP

A person who is convicted of certain animal cruelty related crimes is prohibited from adopting, owning or otherwise having care of any animal in the person's household. Violations are a class 1 misdemeanor. Within 90 days after conviction, the person must transfer all animals to another person who is not in the same household. After two years, the person may apply to the sentencing court to have their right to possess an animal restored.

First sponsor: Rep. Kavanagh

H2073 Daily History	Date Action
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ANIMAL ABUSE; PROHIBITED ANIMAL OWNERSHIP 2/14 from House jud do pass.
 ANIMAL ABUSE; PROHIBITED ANIMAL OWNERSHIP 1/23 referred to House jud.

H2144: CHILD PROTECTIVE SERVICES

Various changes relating to Child Protective Services (CPS), including modifying the statutory purpose of CPS, and allowing persons with a statutory duty to report child abuse or neglect to make reports electronically. On receipt of any report of child abuse or neglect, CPS is required to make a prompt and thorough assessment of the report to determine if an investigation is required or if an alternative response is appropriate, instead of being required to make a prompt and thorough investigation of all reports. The Department of Economic Security is authorized to develop an alternative response for designated reports and to adopt rules to implement the alternative response.

First sponsor: Rep. Brophy McGee
 Others: Rep. Carter, Rep. Goodale, Rep. Miranda

H2144 Daily History	Date Action
CHILD PROTECTIVE SERVICES 1/22	referred to House ref-hu ser.

H2218: UNLAWFUL EXPOSURE; SEXUALLY TRANSMITTED DISEASES

It is a class 6 (lowest) felony for a person who knows he is infected with HIV or a "sexually transmitted disease" (defined) to engage in sexual intercourse or sodomy, sell or donate blood or other body fluids, or share a hypodermic needle or syringe with the intent to expose another individual to the virus or disease.

First sponsor: Rep. Alston
 Others: Rep. Gonzales

H2218 Daily History	Date Action
UNLAWFUL EXPOSURE; SEXUALLY TRANSMITTED DISEASES 2/14	House jud held.
UNLAWFUL EXPOSURE; SEXUALLY TRANSMITTED DISEASES 1/23	referred to House jud.

H2261: SCRAP METAL; THEFT

Establishes the crime of metal theft for knowingly controlling or obtaining ferrous metal or nonferrous metal that is the property of another. Proof of possession of scrap metal that was recently stolen or proof of the sale of stolen scrap metal at a price substantially below fair market value may give rise to an inference the person was aware of the risk it had been stolen. Metal theft is a class 2 (second highest) felony. A person convicted of certain types of metal theft involving metal with a value of \$100,000 or more are not eligible for suspension of sentence, probation, pardon or release. A means of transportation used in the commission of metal theft is subject to mandatory vehicle immobilization or impoundment.

First sponsor: Rep. Forese

H2261 Daily History	Date Action
SCRAP METAL; THEFT 1/23	referred to House jud.

H2262: SCRAP METAL DEALERS; REGISTRATION

A person must biennially register with the Department of Public Safety to conduct business as a scrap metal dealer in Arizona. Requirements for registration are specified, including payment of a fee prescribed by the Dept. The Dept is authorized to take enforcement action against registrants, subject to judicial review. The Dept is required to adopt rules necessary to administer scrap metal dealer regulations, and to submit an annual report to the Legislature about scrap metal dealers. All law enforcement in Arizona

must be registered on a free theft notification website that allows law enforcement to send detailed descriptions of stolen items to recycling operations and other law enforcement within a certain radius of the theft.

First sponsor: Rep. Forese

H2262 Daily History	Date Action
SCRAP METAL DEALERS; REGISTRATION 2/11	from House rules with a technical amendment.
SCRAP METAL DEALERS; REGISTRATION 2/6	from House com with amend #4063 .
SCRAP METAL DEALERS; REGISTRATION 1/22	referred to House com.

H2291: ARIZONA FIREARMS; PROHIBITED ENFORCEMENT

"Public servants" (defined), federally licensed firearms dealers, and officials and employees of the U.S. government are prohibited from enforcing or attempting to enforce any law or regulation of the U.S. government relating to a personal firearm, a firearm accessory or ammunition that is owned or manufactured commercially or privately in Arizona and that remains exclusively within the borders of this state. Officials or employees of the U.S. government in violation of this prohibition are guilty of a class 6 (lowest) felony. The Attorney General may defend an Arizona citizen who is prosecuted by the U.S. government for a violation of these federal laws. Any federal law, regulation or order that is effective on or after January 1, 2013 is unenforceable within Arizona if it attempts to ban or restrict ownership of a semiautomatic firearm or any magazine of a firearm, or to require any firearm, magazine or accessory to be registered.

First sponsor: Rep. Smith

Others: Rep. Kwasman, Rep. Seel, Rep. Stevens, Rep. Thorpe

H2291 Daily History	Date Action
ARIZONA FIREARMS; PROHIBITED ENFORCEMENT 2/5	referred to House pub-mil-reg, jud.

H2312: SOLICITATION; TEXT MESSAGE; PROHIBITION

It is a class 2 misdemeanor to use an automated system to send a text message for the purpose of soliciting persons to purchase goods or services.

First sponsor: Rep. Farnsworth

H2312 Daily History	Date Action
SOLICITATION; TEXT MESSAGE; PROHIBITION 2/7	from House tech-inf do pass.
SOLICITATION; TEXT MESSAGE; PROHIBITION 1/22	referred to House tech-inf, jud.

H2326: FIREARMS; RECORDS; PROHIBITED ACTS

Political subdivisions are prohibited from requiring or maintaining a record of any identifying information of a person who possesses a firearm. Eliminates the exemption from the prohibition on records of the purchase, sale or transfer of a firearm for transactions involving federally licensed firearms dealers.

First sponsor: Rep. Farnsworth

H2326 Daily History	Date Action
FIREARMS; RECORDS; PROHIBITED ACTS 1/24	from House jud do pass.
FIREARMS; RECORDS; PROHIBITED ACTS 1/22	referred to House jud.

H2377: PROHIBITED POSSESSOR; VOLUNTARY COMMITMENT; RESTORATION

For the purpose of regulations on weapons, the definition of "prohibited possessor" is expanded to include a person who has been voluntarily hospitalized for mental health evaluation, care and treatment. A prohibited

possessor for this circumstance may apply to a court where they reside to restore their right to possess a firearm.

First sponsor: Rep. Campbell

H2377 Daily History	Date Action
PROHIBITED POSSESSOR; VOLUNTARY COMMITMENT; RESTORATION 1/22 referred to House pub-mil-reg, jud.	

H2378: DESTRUCTION; FORFEITED OR UNCLAIMED FIREARMS

Forfeited weapons are no longer required to be sold within one year after forfeiture, and must be sold to businesses authorized under local law in addition to federal and state law. Statute providing a separate process for the sale of unclaimed firearms is deleted, thereby allowing firearms to be sold or disposed of in the same manner as any other unclaimed property.

First sponsor: Rep. Campbell

H2378 Daily History	Date Action
DESTRUCTION; FORFEITED OR UNCLAIMED FIREARMS 1/23 referred to House pub-mil-reg, jud.	

H2379: PROHIBITED POSSESSOR; ORDER OF PROTECTION

For the purpose of regulations on weapons, the definition of "prohibited possessor" is expanded to include a person who is subject to an order of protection that prohibits the person from possessing a firearm and that was issued after a hearing that the person had an opportunity to participate in.

First sponsor: Rep. Campbell

H2379 Daily History	Date Action
PROHIBITED POSSESSOR; ORDER OF PROTECTION 1/22 referred to House pub-mil-reg, jud.	

H2380: CONCEALED CARRY; PERMIT REQUIREMENTS; OFFENSE

The requirements for a concealed weapons permit are modified to require an applicant to satisfactorily complete a firearms safety training program approved by the Department of Public Safety. Requirements for firearms safety programs are specified. It is misconduct involving weapons for a person to knowingly carry a deadly weapon without a permit concealed on the person or within immediate control of any person in or on a means of transportation. Some exceptions. On conviction, the court may order the forfeiture of the weapon. Carrying a concealed weapon and failing to present a permit on request of law enforcement is a class 2 misdemeanor.

First sponsor: Rep. Campbell

H2380 Daily History	Date Action
CONCEALED CARRY; PERMIT REQUIREMENTS; OFFENSE 1/22 referred to House pub-mil-reg, jud.	

H2381: FIREARMS; SALES; TRANSFERS; BACKGROUND CHECKS

If neither party to a prospective "assault weapon" (defined) sale or transfer is a licensed firearms dealer, the parties must complete the transaction through a licensed firearms dealer. Some exceptions. The dealer must process the sale or transfer and comply with all requirements of federal, state and local law as if the dealer were a party to the transaction, including a background check on both parties. If the dealer cannot legally deliver the weapon to the purchaser, the dealer must return the weapon to the seller. If the dealer cannot legally return the weapon to the seller, the dealer must deliver the weapon to law enforcement. The dealer may charge a fee of up to \$50 for the costs incurred in facilitating the sale or transfer. Violations are a class 1 (highest) misdemeanor. Operators of "firearm shows" are required

to notify all firearm exhibitors in writing and post signs at the show stating that a national instant criminal background check must be completed before all firearm sales or transfers. Violators of firearm show regulations are subject to a civil penalty of up to \$10,000 per violation. It is a class 1 misdemeanor to sell or transfer a firearm at a firearm show to a person who has not had a background check.

First sponsor: Rep. Campbell

H2381 Daily History	Date Action
FIREARMS; SALES; TRANSFERS; BACKGROUND CHECKS 1/22 referred to House pub-mil-reg, jud.	

H2392: CONFIDENTIAL INFORMATION; PROTECTIVE ORDERS; INJUNCTIONS

For orders of protection and injunctions against harassment, any information about the defendant that is disclosed to the court must be maintained in a separate document or database and is not subject to disclosure or public access except by court order.

First sponsor: Rep. J. Pierce

H2392 Daily History	Date Action
CONFIDENTIAL INFORMATION; PROTECTIVE ORDERS; INJUNCTIONS 2/13 from House pub-mil-reg with amend #4144.	
CONFIDENTIAL INFORMATION; PROTECTIVE ORDERS; INJUNCTIONS 2/13 House pub-mil-reg amended; report awaited.	
CONFIDENTIAL INFORMATION; PROTECTIVE ORDERS; INJUNCTIONS 2/6 House pub-mil-reg held.	
CONFIDENTIAL INFORMATION; PROTECTIVE ORDERS; INJUNCTIONS 1/23 referred to House pub-mil-reg.	

H2424: SALVIA DIVINORUM; UNLAWFUL ACTS

It is a class 2 misdemeanor for a person to sell, dispense or administer the herb salvia divinorum or any substance containing it to a person under 21 years of age.

First sponsor: Rep. Meyer
 Others: Rep. Mach, Rep. Otondo, Rep. Wheeler

H2424 Daily History	Date Action
SALVIA DIVINORUM; UNLAWFUL ACTS 1/23 referred to House jud, hel.	

H2431: STATE GUARD; FIREARM; EQUIPMENT

A person who is eligible for service in the Arizona State Guard may lawfully privately purchase, use and transport any "particularly suited firearm or equipment" (defined).

First sponsor: Rep. Seel

H2431 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2462: BAIL BOND AGENTS; LISTS; LOITERING

Soliciting bail bond business inside or immediately around a court building or near the entrance of a city or county jail is considered loitering. The list of those authorized to post bail bonds in a county must be updated monthly and transmitted electronically to county and city jails.

First sponsor: Rep. Gowan

H2462 Daily History	Date Action
BAIL BOND AGENTS; LISTS; LOITERING 1/23 referred to House jud.	

H2463: APPERANCE BONDS; EXONERATION

A surety is required to be relieved from liability on the appearance bond on which the defendant is released if one of several circumstances applies, including if the surety surrenders the defendant into the custody of the sheriff on or before the date they are ordered to appear in court or the defendant is released or transferred to the custody of another government agency, preventing them from appearing in court.

First sponsor: Rep. Gowan

H2463 Daily History	Date Action
APPERANCE BONDS; EXONERATION 2/11	from House rules okay.
APPERANCE BONDS; EXONERATION 2/11	to House consent calendar.
APPERANCE BONDS; EXONERATION 1/31	from House jud do pass.
APPERANCE BONDS; EXONERATION 1/23	referred to House jud.

H2466: POSTTRAUMATIC STRESS; TRAINING; POLICE; JUDGES

The Supreme Court is required to establish a training program for all judges that is certified by the Director of the Department of Health Services on recognizing and understanding posttraumatic stress disorder.

First sponsor: Rep. Thorpe

H2466 Daily History	Date Action
POSTTRAUMATIC STRESS; TRAINING; POLICE; JUDGES 1/23	referred to House pub-mil-reg.

S1040: TOWING; MOTOR VEHICLES

Establishes regulations for private property trespass towers (defined). Beginning July 1, 2013, the Department of Transportation is required to set rate caps for towing, storage and other services provided by towers. Establishes requirements for records of towed vehicles, notification of law enforcement, insurance coverage, posting of towing and storage rates and charges, and the release of towed or impounded vehicles. Also includes unlawful practices and civil and criminal penalties for violations. These regulations self-repeal on July 1, 2023. Fees collected by the Dept for processing abandoned vehicle reports are no longer capped at \$10 and must be used to pay for enforcement of these regulations.

First sponsor: Sen. Ableser

S1040 Daily History	Date Action
TOWING; MOTOR VEHICLES 1/15	referred to Senate trans.

S1054: PROCESS SERVERS; MOTOR VEHICLE RECORDS

The list of persons to whom the Department of Transportation may disclose personal information is expanded to include a certified process server in connection with any civil, criminal, administrative or arbitration proceeding.

First sponsor: Sen. Murphy
Others: Sen. Pancrazi

S1054 Daily History	Date Action
PROCESS SERVERS; MOTOR VEHICLE RECORDS 1/22	from Senate jud do pass.
PROCESS SERVERS; MOTOR VEHICLE RECORDS 1/17	Senate jud do pass; report awaited.
PROCESS SERVERS; MOTOR VEHICLE RECORDS 1/16	referred to Senate jud.

S1112: AZ FIREARMS; PROHIBITED ENFORCEMENT

"Public servants" (defined), federally licensed firearms dealers, and officials and employees of the U.S. government are prohibited from enforcing or attempting to enforce any law or regulation of the U.S. government relating

to a personal firearm, a firearm accessory or ammunition that is owned or manufactured commercially or privately in Arizona and that remains exclusively within the borders of this state. Officials or employees of the U.S. government in violation of this prohibition are guilty of a class 6 (lowest) felony. The Attorney General may defend an Arizona citizen who is prosecuted by the U.S. government for a violation of these federal laws. Any federal law, regulation or order that is effective on or after January 1, 2013 is unenforceable within Arizona if it attempts to ban or restrict ownership of a semiautomatic firearm or any magazine of a firearm, or to require any firearm, magazine or accessory to be registered.

First sponsor: Sen. Ward
 Others: Rep. Borrelli, Rep. Boyer, Sen. Burges, Sen. Crandell, Rep. Gray, Sen. Griffin, Rep. Petersen, Rep. Seel, Sen. Shooter, Rep. Townsend

S1112 Daily History	Date Action
AZ FIREARMS; PROHIBITED ENFORCEMENT	1/31 from Senate pub safety do pass.
AZ FIREARMS; PROHIBITED ENFORCEMENT	1/30 Senate pub safety do pass; report awaited.
AZ FIREARMS; PROHIBITED ENFORCEMENT	1/23 referred to Senate pub safety.

S1120: IMMIGRATION; LAW ENFORCEMENT; REPEAL

Repeals the following statutes established by Laws 2010, Chapter 113 (S1070): the prohibition on state and local government agencies or governing bodies restricting the enforcement of federal immigration law; the requirement for law enforcement officials to determine the immigration status of a person at any lawful stop or arrest where reasonable suspicion exists that the person is unlawfully present in the U.S.; provisions allowing law enforcement to arrest without warrant any person the officer has probable cause to believe has committed a public offense that makes the person removable from the U.S.; the defense of entrapment for employers found to be employing unauthorized aliens; the establishment of willful failure to complete or carry an alien registration document, unlawful stopping to hire and pick up passengers for work, and unlawful application for employment or employment by an unauthorized alien as class 1 misdemeanors; the requirement that a vehicle driven in furtherance of the illegal presence of an alien in the U.S. and in violation of a criminal offense be immobilized or impounded; and the establishment of the Gang and Immigration Intelligence Team Enforcement Mission (GIITEM) Fund.

First sponsor: Sen. Gallardo

S1120 Daily History	Date Action
IMMIGRATION; LAW ENFORCEMENT; REPEAL	1/24 referred to Senate appro.

S1122: STATE PERSONNEL SYSTEM; REPEAL

Repeals numerous statutes and changes established by Laws 2012, Chapter 321 (state personnel system). Repeals and replaces two articles in Title 41 (state government) governing the state personnel system and covered service. Appropriates an unspecified amount from the general fund and an unspecified amount from other appropriated funds in FY2013-14 to state agency units for personal services and employee-related expenditures for one-time critical retention payments. Much more.

First sponsor: Sen. Gallardo

S1122 Daily History	Date Action
STATE PERSONNEL SYSTEM; REPEAL	1/24 referred to Senate gov-env.

S1158: DRIVER LICENSES; AUTHORIZED PRESENCE PROOF

A federally issued employment authorization document is proof that a driver license applicant's presence in the U.S. is authorized under federal law, and fulfills that requirement for licensure.

First sponsor: Sen. Gallardo

S1158 Daily History	Date Action
DRIVER LICENSES; AUTHORIZED PRESENCE PROOF 1/24 referred to Senate rules only.	

S1159: DRIVER LICENSES; LEGAL PRESENCE REPEAL

The Department of Transportation is no longer prohibited from issuing or renewing a driver license for a person who does not submit proof that the applicant's presence in the U.S. is authorized under federal law.

First sponsor: Sen. Gallardo

S1159 Daily History	Date Action
DRIVER LICENSES; LEGAL PRESENCE REPEAL 1/24 referred to Senate rules only.	

S1160: DRIVER LICENSES; AUTHORIZED PRESENCE PROOF

A federally issued employment authorization document is proof that a driver license applicant's presence in the U.S. is authorized under federal law, and fulfills that requirement for licensure.

First sponsor: Sen. Tovar

Others: Sen. Ableser, Sen. Bradley, Sen. Cajero Bedford, Rep. Cardenas, Rep. Contreras, Rep. Dalessandro, Rep. Escamilla, Rep. Gabaldon, Sen. Gallardo, Rep. Gonzales, Rep. Hernandez, Sen. Hobbs, Sen. Jackson, Jr., Sen. Landrum Taylor, Rep. Larkin, Sen. Lopez, Sen. McGuire, Sen. Meza, Rep. Miranda, Rep. Otondo, Sen. Pancrazi, Rep. Quezada, Rep. Saldate

S1160 Daily History	Date Action
DRIVER LICENSES; AUTHORIZED PRESENCE PROOF 1/24 referred to Senate rules only.	

S1167: RACKETEERING; ANIMAL FIGHTING; COCKFIGHTING

For the purpose of the criminal code, the definition of "racketeering" is expanded to include animal fighting or cockfighting.

First sponsor: Sen. Farley

Others: Rep. Lovas, Sen. Melvin, Sen. Reagan

S1167 Daily History	Date Action
RACKETEERING; ANIMAL FIGHTING; COCKFIGHTING 1/24 referred to Senate jud.	

LPC Info

Bill Summaries

H2036: AERIAL LUMINARIES; PROHIBITED

It is a class 1 misdemeanor to sell, distribute, possess, ignite or use an "aerial luminary" (defined).

First sponsor: Rep. Kavanagh

H2036 Daily History	Date Action
AERIAL LUMINARIES; PROHIBITED 1/17 referred to House jud.	

H2085: GANG; IMMIGRATION INTELLIGENCE; MISSION; FUNDING

The sources of deposits into the Gang & Immigration Intelligence Team Enforcement Mission (GIITEM) Fund are expanded to include use tax and TPT (sale tax) revenue from previously tax exempt sales of valves and pipes 4" in diameter or larger which are used to transport oil, gas, water or coal slurry, along with other machinery and items used in operating the pipeline. The GIITEM Fund is divided into four sub-accounts and the purposes for

expenditure from each sub-account are stipulated. Monies from the GIITEM Fund no longer go directly to the county sheriff, and the first \$1.6 million in the GIITEM Fund are no longer allocated to the Maricopa County Sheriff. Makes various appropriations from the GIITEM Fund in FY2013-14 to the Attorney General's Office, the Department of Public Safety, and the Department of Transportation. Due to an increase in state revenue, this bill requires the affirmative vote of at least 2/3 of each house of the Legislature for passage.

First sponsor: Rep. Campbell

H2085 Daily History	Date Action
GANG; IMMIGRATION INTELLIGENCE; MISSION; FUNDING 1/17 referred to House pub-mil-reg, appro.	

H2131: PRIVATE PRISONS STUDY COMMITTEE

Establishes a 19-member Private Prison Study Committee to research and report on the impact of private prisons on the safety of the public and prisoners, the economic efficiency of housing prisoners in private facilities, and the provision of constitutionally appropriate services for prisoners at private prisons. The Committee must submit a report to the Governor and the Legislature by December 31, 2013. Self-repeals October 1, 2014.

First sponsor: Rep. Campbell

Others: Rep. Alston, Rep. Dalessandro, Rep. Gabaldon, Rep. Gallego, Rep. Hernandez, Rep. McCune-Davis, Rep. Otondo, Rep. Wheeler

H2131 Daily History	Date Action
PRIVATE PRISONS STUDY COMMITTEE 1/22 referred to House com, pub-mil-reg.	

H2167: AUTONOMOUS MOTOR VEHICLES

Adds a new article to Title 28 (Transportation) regulating "autonomous moter vehicles" (defined). A person who possesses a valid driver license may operate an autonomous motor vehicle and is deemed to be its operator if the person engages the autonomous technology. Autonomous motor vehicles registered in Arizona must continue to meet federal standards and regulations for a motor vehicle, including specified equipment. By April 1, 2015, the Department of Transportation is required to submit a report to the President of the Senate and the Speaker of the House of Representatives recommending additional legislative or regulatory action that may be required for the safe testing and operation of autonomous motor vehicles.

First sponsor: Rep. Dial

Others: Rep. Fann, Rep. Forese, Sen. McComish, Rep. Robson, Sen. Worsley

H2167 Daily History	Date Action
AUTONOMOUS MOTOR VEHICLES 1/31 House trans held.	
AUTONOMOUS MOTOR VEHICLES 1/22 referred to House trans.	

H2180: VEHICLE LIENS; CERTIFICATES OF TITLE

New certificate of title documents may be delivered to an authorized third party provider. For the purposes of certificate of title deadlines, the time stamp on documents administered by the registering officer or authorized third party provider is conclusive as to the time and date of delivery of the documents.

First sponsor: Rep. Fann

H2180 Daily History	Date Action
VEHICLE LIENS; CERTIFICATES OF TITLE 2/11 from House rules okay.	
VEHICLE LIENS; CERTIFICATES OF TITLE 2/11 to House consent calendar.	
VEHICLE LIENS; CERTIFICATES OF TITLE 1/31 from House trans do pass.	
VEHICLE LIENS; CERTIFICATES OF TITLE 1/22 referred to House trans.	

H2194: SCHOOLS; BULLYING; ENFORCEMENT

School board policies and procedures on bullying must include bullying based on actual or perceived sexual orientation. A school administrator who knowingly fails to follow school board policies and procedures on bullying is guilty of unprofessional conduct and the administrator's certificate is revoked.

First sponsor: Rep. Miranda

Others: Rep. Cardenas, Rep. Contreras, Rep. Dalessandro, Rep. Escamilla, Rep. Gabaldon, Rep. Gonzales, Rep. Mendez, Rep. Otondo, Rep. Steele

H2194 Daily History	Date Action
SCHOOLS; BULLYING; ENFORCEMENT 2/5 referred to House educ, ref-hu ser.	

H2220: DRIVER LICENSES; AUTHORIZED PRESENCE PROOF

A federally issued employment authorization document is proof that a driver license applicant's presence in the U.S. is authorized under federal law, and fulfills that requirement for licensure.

First sponsor: Rep. Alston

Others: Rep. Cardenas, Rep. Gonzales, Rep. Mendez

H2220 Daily History	Date Action
DRIVER LICENSES; AUTHORIZED PRESENCE PROOF 2/5 referred to House trans, jud.	

H2234: FIREARM; DEFINITION

Modifies the statutory definition of "firearm" to exclude weapons manufactured before January 1, 1899, weapons that may readily be converted to expel a projectile by expanding gases, and firearms that are incapable of being fired without mechanical repair by the use of tools or the replacement of parts, instead of excluding firearms in permanently inoperable condition.

First sponsor: Rep. Stevens

Others: Rep. Barton, Rep. Borrelli, Sen. Burges, Sen. Crandell, Rep. Gowan, Rep. Kavanagh, Sen. McGuire, Rep. Seel, Rep. Shope, Rep. Smith, Rep. Thorpe

H2234 Daily History	Date Action
FIREARM; DEFINITION 1/23 referred to House pub-mil-reg, jud.	

H2307: POSTCONVICTION RELIEF; FEES

The pay for counsel appointed to represent a capital defendant in state postconviction relief proceedings is no longer capped at 200 hours of work. The court or the court's designee is required to review and approve all reasonable fees and costs for counsel, instead of only those approved above the 200 hour threshold for good cause shown.

First sponsor: Rep. Farnsworth

H2307 Daily History	Date Action
POSTCONVICTION RELIEF; FEES 1/31 from House jud do pass.	
POSTCONVICTION RELIEF; FEES 1/23 referred to House jud.	

H2311: GARNISHMENT; FAILURE TO COMPLY

The time that a garnishee has to comply with an order for criminal garnishment is decreased to 15 days, from 30 days.

First sponsor: Rep. Farnsworth

H2311 Daily History	Date Action
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GARNISHMENT; FAILURE TO COMPLY 1/22 referred to House jud.
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H2383: DOMESTIC VIOLENCE; ARREST; PREDOMINANT AGGRESSOR

Before arresting both parties for domestic violence, a peace officer is required to evaluate each alleged act of domestic violence to determine if either party was the predominant aggressor based on specified factors. If the officer determines that one party is the predominant aggressor, the officer may choose not to arrest the other party.

First sponsor: Rep. J. Pierce
Others: Rep. Miranda

H2383 Daily History	Date Action
DOMESTIC VIOLENCE; ARREST; PREDOMINANT AGGRESSOR 2/12	withdrawn from House jud.
DOMESTIC VIOLENCE; ARREST; PREDOMINANT AGGRESSOR 2/6	from House pub-mil-reg do pass.
DOMESTIC VIOLENCE; ARREST; PREDOMINANT AGGRESSOR 1/23	referred to House pub-mil-reg, jud.

H2434: UNLAWFUL USE; PUBLIC RESOURCES; OFFENSE

Establishes the crime of unlawful use of public resources for a person not lawfully present in Arizona who "uses any public resource" (defined as driving on a public road, accepting any public benefit, attending a public school or using the services of any public entity). A violation is a class 1 (highest) misdemeanor. A second or subsequent violation is a class 6 (lowest) felony.

First sponsor: Rep. Seel
Others: Rep. Lesko, Rep. Orr, Rep. Townsend

H2434 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2459: JUSTICE OF THE PEACE COURTS

Numerous changes relating to justice of the peace courts, including repealing and replacing statutes governing change of venue and bail; repealing statutes governing summons, judgment on default, pleas, and postponement of trials; allowing appeals to the superior court in cases where the judgment or amount in controversy exceeds \$200, increased from \$20; increasing the amounts of deposits required on commencement of a civil action; modifying the oath of juries; and prohibiting a person from being sued outside of the justice court precinct where he/she resides, except in specified circumstances. Also makes various changes relating to municipal courts.

First sponsor: Rep. Boyer

H2459 Daily History	Date Action
JUSTICE OF THE PEACE COURTS 2/13	from House pub-mil-reg with amend #4143 .
JUSTICE OF THE PEACE COURTS 1/23	referred to House pub-mil-reg.

H2480: SUPREME COURT; ATTORNEY LICENSING

The Supreme Court is required to license attorneys for the practice of law in Arizona, and must adopt rules to carry out this requirement. Attorneys cannot be required to be a member of any organization to become or remained licensed.

First sponsor: Rep. Allen

H2480 Daily History	Date Action
SUPREME COURT; ATTORNEY LICENSING 2/14	House jud held.
SUPREME COURT; ATTORNEY LICENSING 1/24	referred to House jud.

H2516: PEACE OFFICERS; FIREARMS; COURT

Peace officers acting in their official capacity cannot be prohibited from carrying a firearm by court order.

First sponsor: Rep. J. Pierce

H2516 Daily History	Date Action
PEACE OFFICERS; FIREARMS; COURT 2/13	stricken from House consent calendar by Pierce.
PEACE OFFICERS; FIREARMS; COURT 2/11	from House rules okay.
PEACE OFFICERS; FIREARMS; COURT 2/11	to House consent calendar.
PEACE OFFICERS; FIREARMS; COURT 2/6	from House pub-mil-reg do pass.
PEACE OFFICERS; FIREARMS; COURT 2/4	referred to House pub-mil-reg.

H2528: CYCLIST OR PEDESTRIAN HARASSMENT

It is cyclist or pedestrian harassment to cause another person who is walking or riding a bicycle on a roadway to crash, stumble or fall by intentionally intimidating, harassing, threatening to cause physical injury to, or throwing an object at or in the direction of the person. Cyclist or pedestrian harassment is a class 1 (highest) misdemeanor.

First sponsor: Rep. Olson

H2528 Daily History	Date Action
CYCLIST OR PEDESTRIAN HARASSMENT 2/4	referred to House jud.

H2553: BAIL BOND AGENTS; BONDS; PROHIBITIONS

Bail bond agents are prohibited from indemnifying a bail bond or securing the release of a person unless the person is the bail bond agent or a relative, without a bail bond contract and a fee agreement signed before posting a secured appearance bond. Bail bond agents are permitted to charge for the purposes of recovering the defendant for the fees and amounts agreed on in writing, and paying the renewal fee based on the original premium amount paid. Bail bond agents are not required to refund any premiums or fees associated with the bail transaction if the surety places the defendant back in custody for any violation of the terms and conditions of release set by a judicial officer.

First sponsor: Rep. Gowan

H2553 Daily History	Date Action
BAIL BOND AGENTS; BONDS; PROHIBITIONS 2/6	referred to House pub-mil-reg.

H2555: POTENTIALLY VIOLENT PERSONS; REPORTING REQUIREMENTS

If a licensed health professional or teacher has "reasonable cause" (defined) to believe that a client or student is a danger to self or others, the person must report this information to law enforcement as soon as practicable. A person who makes such a report in good faith is not subject to criminal or civil liability.

First sponsor: Rep. Kavanagh

H2555 Daily History	Date Action
POTENTIALLY VIOLENT PERSONS; REPORTING REQUIREMENTS 2/7	referred to House pub-mil-reg.

H2558: FIREARMS; STATE PREEMPTION; LOCAL LAWS

Political subdivisions are authorized to limit or prohibit the possession or use of a firearm on any property owned or controlled by the political subdivision.

First sponsor: Rep. Steele

Others: Rep. Cardenas, Rep. Contreras, Rep. Dalessandro, Rep. Gabaldon, Rep. Gonzales, Rep. Peshlakai, Rep. Saldate

H2558 Daily History	Date Action
FIREARMS; STATE PREEMPTION; LOCAL LAWS 2/11 referred to House pub-mil-reg, jud.	

H2559: PROPERTY; RECEIPT; NOTIFICATION

If a public agency takes any property from a person, the agency is required to provide the person with a detailed receipt for the property, which must contain a notice on how to retrieve the property from the agency.

First sponsor: Rep. Dial
Others: Rep. Carter, Sen. McComish, Rep. Robson

H2559 Daily History	Date Action
PROPERTY; RECEIPT; NOTIFICATION 2/7 referred to House ref-hu ser.	

H2569: CHILD PROSTITUTION; SENTENCING

Increases the minimum, presumptive, and maximum sentences for the crime of child prostitution if the child is 15, 16 or 17 years of age.

First sponsor: Rep. Allen
Others: Rep. Borrelli, Rep. Boyer, Rep. Brophy McGee, Rep. Carter, Rep. Forese, Rep. Gowan, Rep. Kwasman, Rep. Lesko, Rep. Lovas, Rep. Montenegro, Rep. Shope, Rep. Smith, Rep. Thorpe, Rep. Townsend

H2569 Daily History	Date Action
CHILD PROSTITUTION; SENTENCING 2/11 referred to House jud.	

H2574: DRONE SURVEILLANCE; PROHIBITION; EXCEPTIONS

It is unlawful for a law enforcement agency or a state, county or municipal agency to use a drone to gather, store or collect evidence of any type that is not specifically outlined in a search warrant. It is unlawful for a person to use drones to monitor other persons in locations where a person would have an expectation of privacy. Evidence obtained in violation is not admissible in any civil or criminal proceeding. Severability clause.

First sponsor: Rep. Dial
Others: Rep. Barton, Rep. Borrelli, Sen. Burges, Rep. Lovas, Rep. Petersen, Rep. Seel, Rep. Stevens, Rep. Thorpe

H2574 Daily History	Date Action
DRONE SURVEILLANCE; PROHIBITION; EXCEPTIONS 2/11 referred to House pub-mil-reg.	

H2582: POLITICAL SUBDIVISIONS; FIREARMS; RECORDS

The list of information relating to weapons that political subdivisions are prohibited from requiring or maintaining a record of is expanded to include the make or model of a weapon that is left in temporary storage at a public establishment or event.

First sponsor: Rep. Kwasman

H2582 Daily History	Date Action
POLITICAL SUBDIVISIONS; FIREARMS; RECORDS 2/12 referred to House pub-mil-reg.	

H2585: CAGED EGG-LAYING HENS

It is a class 1 misdemeanor to confine any egg-laying hen to a "living space" (defined) that does not allow the hen sufficient space to fully extend its limbs without touching the sides of the living space. Some exceptions. A person who has confined egg-laying hens by a prohibited method before

the effective date of this legislation may continue to do so until January 1, 2017.

First sponsor: Rep. Sherwood

H2585 Daily History	Date Action
CAGED EGG-LAYING HENS 2/12 referred to House agri-water, jud.	

H2589: COMMUNITY COLLEGES; UNIVERSITIES; CONCEALED WEAPONS

Faculty members with concealed weapons permits may possess a concealed firearm on the grounds of a community college or university.

First sponsor: Rep. Seel

H2589 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2597: ABORTION; CRIMINAL CLASSIFICATIONS; CIVIL ACTIONS

The criminal classifications for a physician knowingly performing a partial-birth abortion, performing an abortion based on the sex or race of the child, performing an abortion on a minor without obtaining parental consent and performing an abortion after the gestational age of the unborn child is at least 20 weeks are deleted. The lists of persons authorized to file a civil action to obtain appropriate relief for these violations are also eliminated.

First sponsor: Rep. Meyer

H2597 Daily History	Date Action
ABORTION; CRIMINAL CLASSIFICATIONS; CIVIL ACTIONS 2/12 referred to House jud, ref-hu ser.	

H2609: ARMOR PIERCING BULLETS; PROHIBITED

It is a class 4 (mid-level) felony to knowingly manufacture, sell, purchase or possess an "armor piercing bullet" (defined). Does not apply to a person authorized or permitted to possess an armor piercing bullet under federal law.

First sponsor: Rep. Quezada

H2609 Daily History	Date Action
ARMOR PIERCING BULLETS; PROHIBITED 2/13 referred to House pub-mil-reg, jud.	

H2631: FIREARM; UNLAWFUL DISCHARGE; INTOXICATION

A person who with criminal negligence discharges a firearm while the person has an alcohol concentration of 0.08 or more is guilty of a class 6 (lowest) felony. A law enforcement officer who has reasonable suspicion to believe that a person has committed a violation must require the person to submit to a blood, breath or urine test to determine blood alcohol concentration. A person convicted of unlawful discharge of a firearm is prohibited from filing for the restoration of the right to possess or carry a gun or firearm for five years from the date of the person's discharge from probation.

First sponsor: Rep. Wheeler

Others: Rep. Alston, Rep. Contreras, Rep. Dalessandro, Rep. Escamilla, Rep. Gonzales, Sen. Hobbs, Rep. McCune-Davis, Rep. Orr, Rep. Otondo, Rep. Saldate, Rep. Sherwood, Rep. Steele

H2631 Daily History	Date Action
FIREARM; UNLAWFUL DISCHARGE; INTOXICATION 2/13 referred to House jud.	

H2651: IMMIGRATION; LAW ENFORCEMENT; REPEAL

Repeals the following statutes established by Laws 2010, Chapter 113 (S1070): the prohibition on state and local government agencies or governing bodies restricting the enforcement of federal immigration law; the requirement for law enforcement officials to determine the immigration status of a person at any lawful stop or arrest where reasonable suspicion exists that the person is unlawfully present in the U.S.; provisions allowing law enforcement to arrest without warrant any person the officer has probable cause to believe has committed a public offense that makes the person removable from the U.S.; the defense of entrapment for employers found to be employing unauthorized aliens; the establishment of willful failure to complete or carry an alien registration document, unlawful stopping to hire and pick up passengers for work, and unlawful application for employment or employment by an unauthorized alien as class 1 misdemeanors; the requirement that a vehicle driven in furtherance of the illegal presence of an alien in the U.S. and in violation of a criminal offense be immobilized or impounded; and the establishment of the Gang and Immigration Intelligence Team Enforcement Mission (GIITEM) Fund.

First sponsor: Rep. Gonzales

Others: Rep. Alston, Sen. Bradley, Rep. Cardenas, Rep. Contreras, Rep. Dalessandro, Rep. Gabaldon, Rep. Hernandez, Rep. Miranda, Rep. Quezada, Rep. Saldate, Rep. Wheeler

H2651 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2656: FIREARMS; SCHOOLS; SAFETY DESIGNEE PROGRAM

Establishes the Optional School Safety Designee Program in the Attorney General's office. The Attorney General is required to provide training to a school district or charter school employee who has been approved and designated by the school board or charter school governing body to store a firearm on the school campus for the purpose of defending the campus. Requirements for the Program are specified. The prohibition on the possession of firearms on school grounds does not apply to a firearm possessed by a person who has completed the Program.

First sponsor: Rep. Stevens

H2656 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2664: MISCONDUCT INVOLVING WEAPONS; FIREARM STORAGE

The list of actions constituting misconduct involving weapons is expanded to include storing a firearm without using a lock and key or combination on the trigger of the firearm or without placing the firearm in a securely locked box or container. Violations are a class 1 (highest) misdemeanor.

First sponsor: Rep. Quezada

H2664 Daily History	Date	Action
MISCONDUCT INVOLVING WEAPONS; FIREARM STORAGE 2/13 referred to House jud, pub-mil-reg.		

HCR2005: PUBLIC RETIREMENT SYSTEMS

The 2014 general election ballot is to carry the question of whether to amend the state Constitution to provide that the Constitutional provision prohibiting public retirement system benefits from being diminished or impaired does not prohibit increases in member contributions or reductions in member benefits that are consistent with generally accepted actuarial standards and that are in the interest of the financial stability of the system.

First sponsor: Rep. Kavanagh

HCR2005 Daily History	Date	Action

PUBLIC RETIREMENT SYSTEMS 2/12 referred to House ins-ret.

S1049: FIREARMS; PROHIBITION; POSTSECONDARY INSTITUTIONS

It is misconduct involving weapons to possess a firearm on the grounds of a postsecondary educational institution. A violation of misconduct involving weapons that occurs at a postsecondary educational institution is a class 6 (lowest) felony.

First sponsor: Sen. Ableser

Others: Sen. Farley, Sen. Gallardo, Sen. Hobbs, Sen. Jackson, Jr., Sen. Meza, Sen. Pancrazi, Sen. Tovar

S1049 Daily History	Date Action
FIREARMS; PROHIBITION; POSTSECONDARY INSTITUTIONS 1/16 referred to Senate rules only.	

S1050: PROHIBITED WEAPON; LARGE CAPACITY MAGAZINE

The list of prohibited weapons for the purpose of misconduct involving weapons is expanded to include a large capacity ammunition feeding device (defined).

First sponsor: Sen. Ableser

Others: Sen. Farley, Sen. Gallardo, Sen. Hobbs, Sen. Jackson, Jr., Sen. Meza, Sen. Tovar

S1050 Daily History	Date Action
PROHIBITED WEAPON; LARGE CAPACITY MAGAZINE 1/16 referred to Senate rules only.	

S1051: SCHOOLS; BULLYING POLICIES; SEXUAL ORIENTATION

The requirement that school districts prescribe and enforce policies regarding bullying is expanded to specifically include bullying or harassment based on actual or perceived sexual orientation.

First sponsor: Sen. Ableser

Others: Sen. Farley, Sen. Gallardo, Sen. Hobbs, Sen. Jackson, Jr., Sen. Meza, Sen. Pancrazi, Sen. Tovar

S1051 Daily History	Date Action
SCHOOLS; BULLYING POLICIES; SEXUAL ORIENTATION 1/17 referred to Senate educ, pub safety.	

S1053: PROCESS SERVERS; ASSAULT

The list of victims of assault that make the assault classified as aggravated assault if the defendant knows of their profession is expanded to include certified process servers engaged in serving or attempting to serve process.

First sponsor: Sen. Murphy

Others: Sen. Pancrazi

S1053 Daily History	Date Action
PROCESS SERVERS; ASSAULT 1/17 Senate jud FAILED 4-5.	
PROCESS SERVERS; ASSAULT 1/16 referred to Senate jud.	

S1101: PROCUREMENT CODE; FRAUD; ATTORNEY GENERAL

If the Attorney General has reasonable cause to believe that a person has information or a document or object relevant to an investigation for procurement code violations, the Attorney General is authorized to serve on the person a written demand to appear and be examined under oath, to answer written questions under oath and to produce the document or object for inspection. If the person fails to comply with the demand, the Attorney General may file an action in superior court for an order to enforce the demand. If the person fails to comply with the court order, the court may

adjudge the person in contempt of court, grant injunctive relief, or grant other relief it deems proper.

First sponsor: Sen. Yee

S1101 Daily History	Date Action
PROCUREMENT CODE; FRAUD; ATTORNEY GENERAL 1/22 referred to Senate gov-env.	

S1124: PUBLIC EMPLOYEES; COLLECTIVE BARGAINING

Public employees may form, join and participate in, or refrain from forming, joining or participating in unions. A three-member Public Employee Labor Relations Board is formed to certify or decertify union representation and to hear complaints of prohibited practices. Local public employee labor relations boards are also authorized. State employees are forbidden from engaging in or encouraging a strike, and public employers cannot engage in an employee lockout. The Board terminates on July 1, 2023.

First sponsor: Sen. Gallardo

S1124 Daily History	Date Action
PUBLIC EMPLOYEES; COLLECTIVE BARGAINING 1/24 referred to Senate gov-env.	

S1142: PAYCHECK DEDUCTIONS; EMPLOYEE AUTHORIZATION

Beginning October 1, 2013, a "public employer" (defined) is prohibited from deducting any third party payment from an employee's paycheck unless the employee annually provides advance express written or electronic authorization. Some exceptions. Severability clause. Emergency clause.

First sponsor: Sen. S. Pierce

S1142 Daily History	Date Action
PAYCHECK DEDUCTIONS; EMPLOYEE AUTHORIZATION 1/24 referred to Senate gov-env.	

S1161: ANIMAL ABUSER REGISTRATION; REGISTRY

An adult who has been convicted of cruelty to animals or other related offenses must register with the county sheriff within 10 days after the conviction or after entering and remaining in that county. The Department of Public Safety is required to maintain a central animal abuser registry with the names and registration information of every person required to register.

First sponsor: Sen. Farley

Others: Rep. Kavanagh, Rep. Lovas, Sen. Melvin, Rep. Orr, Sen. Reagan, Sen. Tovar

S1161 Daily History	Date Action
ANIMAL ABUSER REGISTRATION; REGISTRY 1/24 referred to Senate jud, appro.	

S1170: RETIREMENT; ASRS; AMENDMENTS

Various changes to statutes governing the Arizona State Retirement System, including making the statutory formulas for permanent benefit increases apply only to ASRS members whose membership began before the effective date of this legislation. The period of time used in determining employer contributions is determined by the ASRS Board, instead of a rolling 30-year period, and when determining the period the Board is required to seek to improve the funded status whenever the ASRS trust fund is less than 100 percent funded. Information about ASRS members is not subject to inspection under public records laws, with specified exceptions. A member's right to normal retirement benefits is nonforfeitable by an employer or ASRS on attainment of the member's normal retirement date. The calculations for limitations on benefits based on the age of the member when benefits commence are repealed and replaced. The ASRS Board is authorized to establish a self-insurance program for group health insurance coverage for

eligible retired and disabled members and their dependents if the Board determines that self-insurance would be less expensive than and at least as effective as a fully insured plan. The self-insurance program must include all health coverage benefits that are required by state law. Beneficiaries of deceased members who are receiving a survivor benefit are added to the types of members eligible for ASRS group health insurance. Beneficiaries of survivor benefits no longer have the option of receiving benefits as a monthly income for a certain number of years, but may elect to receive the benefit as monthly income for life if the resulting monthly amount is at least a certain threshold amount determined by the ASRS Board. Appropriates \$200,000 from the ASRS Administration Account Fund in FY2013-14 to the ASRS for implementation. Effective January 1, 2014, with various sections retroactive to July 1, 2013. AS PASSED SENATE.

First sponsor: Sen. Yarbrough
 Others: Sen. Worsley

S1170 Daily History	Date Action
RETIREMENT; ASRS; AMENDMENTS 2/11	passed Senate <u>28-1</u> ; ready for House.
RETIREMENT; ASRS; AMENDMENTS 2/7	Senate COW approved with amend <u>#4019</u> .
RETIREMENT; ASRS; AMENDMENTS 2/5	from Senate rules okay.
RETIREMENT; ASRS; AMENDMENTS 1/31	from Senate fin with amend <u>#4019</u> .
RETIREMENT; ASRS; AMENDMENTS 1/30	Senate fin amended; report awaited.
RETIREMENT; ASRS; AMENDMENTS 1/24	referred to Senate fin.

S1187: STATE EMPLOYEES; MEET & CONFER

State agencies and departments are recognized as the sole and exclusive authority with respect to determining the manner in which that entity's activities are conducted and administered. Department employees cannot engage in a sickout, work slowdown or strike. The recognized employee organization and any state department shall meet and confer on a regular basis, at least once every 2 years, to discuss employment conditions. If an agreement is reached, it must be submitted to the governor for consideration, and the final decision by the governor is binding.

First sponsor: Sen. Gallardo

S1187 Daily History	Date Action
STATE EMPLOYEES; MEET & CONFER 1/28	referred to Senate gov-env.

S1189: APPROP; SALARY INCREASE; STATE EMPLOYEES

Appropriates \$103.5 million from the general fund and \$30.8 million from other funds in FY2013-14 to state budget units for personal services and employee related expenditures related to a five percent annual salary level increase for each employee. All salary adjustments are effective July 1, 2013.

First sponsor: Sen. Gallardo

S1189 Daily History	Date Action
APPROP; SALARY INCREASE; STATE EMPLOYEES 1/28	referred to Senate appro.

S1195: INDEPENDENT EXPENDITURES; VIOLATIONS; CRIMINAL ENFORCEMENT

A person who knowingly makes a purported independent expenditure of \$25,000 or more and a person who knowingly receives the in-kind contribution of a purported independent expenditure of \$25,000 or more that does not meet the definition of independent expenditure are guilty of a class 5 (second lowest) felony.

First sponsor: Sen. Gallardo
 Others: Rep. Quezada

S1195 Daily History	Date Action
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INDEPENDENT EXPENDITURES; VIOLATIONS; CRIMINAL ENFORCEMENT 1/28 referred to Senate elect, jud.
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S1198: LICENSE PLATE COVERS; PROHIBITION

Unless authorized by the Department of Transportation, it is illegal to apply any covering or substance to a license plate or use an electronic device or film that obscures from any angle the numbers, characters, year validating tabs or name of the jurisdiction issuing a license plate.

First sponsor: Sen. Farley
Others: Sen. Hobbs, Rep. Orr

S1198 Daily History	Date Action
LICENSE PLATE COVERS; PROHIBITION 1/28 referred to Senate trans.	

S1201: CAREGIVER REGISTRIES

The Department of Health Services is required to establish registries of caregivers who have a substantiated history of abuse of persons with a developmental disability and persons who receive care in an assisted living facility, nursing care institution or in-home care. The registries must be available to the public on the Dept's website.

First sponsor: Sen. Farley
Others: Sen. Barto, Sen. Hobbs, Rep. Orr, Sen. Tovar

S1201 Daily History	Date Action
CAREGIVER REGISTRIES 1/28 referred to Senate hel-hu ser, appro.	

S1202: OUT-OF-WEDLOCK CHILDREN; FATHERS; RIGHTS

If the father of a child born out of wedlock has officially acknowledged paternity according to statutory requirements or if the father's name is stated on the birth certificate, it is presumed that the father has the same rights regarding custody as the child's mother unless and until custody or access is determined by the court in a child custody proceeding. Also, statutes defining custodial interference do not apply to school officials in specified circumstances.

First sponsor: Sen. Murphy
Others: Sen. Barto, Sen. Landrum Taylor

S1202 Daily History	Date Action
OUT-OF-WEDLOCK CHILDREN; FATHERS; RIGHTS 1/29 from Senate jud do pass.	
OUT-OF-WEDLOCK CHILDREN; FATHERS; RIGHTS 1/28 referred to Senate jud. Senate jud.do pass; report awaited.	

S1218: TEXT MESSAGING WHILE DRIVING; PROHIBITION

It is a nonmoving civil traffic violation to use a wireless communication device to send or receive a written message while operating a motor vehicle. Some exceptions. Violations are subject to a civil penalty of \$100 for a first violation and \$300 for a second or subsequent violation, or \$300 if the person is involved in a motor vehicle accident. Emergency clause.

First sponsor: Sen. Farley
Others: Rep. Campbell, Rep. Steele, Sen. Tovar

S1218 Daily History	Date Action
TEXT MESSAGING WHILE DRIVING; PROHIBITION 1/29 referred to Senate trans, gov-env, pub safety.	

S1225: CIVIL ACTIONS; TIME LIMITS; CRIMES

An action for recovery of damages based on injuries suffered as a result of a

sexual offense, sexual exploitation offense or incest committed against a minor may be commenced at any time. Certain causes of action barred because the statute of limitations has expired are revived and may be commenced within one year after the effective date of this legislation.

First sponsor: Sen. Lopez

Others: Sen. Bradley, Sen. Cajero Bedford, Sen. Landrum Taylor, Sen. McGuire

S1225 Daily History	Date Action
CIVIL ACTIONS; TIME LIMITS; CRIMES 1/29 referred to Senate jud, gov-env.	

S1227: SEXUAL OFFENSES; CHILDREN; ANNUAL AUDIT

The protocols that county and local law enforcement are required to develop for investigations of allegations of criminal child abuse or neglect must include procedures for each law enforcement agency in the state to conduct an annual audit of the number of reports received by the agency alleging that a sexual offense was committed against a child and the number of investigations that were conducted by the agency involving a sexual offense committed against a child.

First sponsor: Sen. Lopez

Others: Sen. Bradley, Sen. Cajero Bedford, Sen. Landrum Taylor, Sen. McGuire, Sen. Tovar

S1227 Daily History	Date Action
SEXUAL OFFENSES; CHILDREN; ANNUAL AUDIT 1/29 referred to Senate hel-hu ser, jud.	

S1228: DESTRUCTION; FORFEITED OR UNCLAIMED FIREARMS

Forfeited weapons are no longer required to be sold within one year after forfeiture, and must be sold to businesses authorized under local law in addition to federal and state law. Statute providing a separate process for the sale of unclaimed firearms is deleted, thereby allowing firearms to be sold or disposed of in the same manner as any other unclaimed property.

First sponsor: Sen. Lopez

Others: Sen. Bradley, Sen. Cajero Bedford, Sen. Landrum Taylor

S1228 Daily History	Date Action
DESTRUCTION; FORFEITED OR UNCLAIMED FIREARMS 1/29 referred to Senate rules only.	

S1229: LARGE CAPACITY MAGAZINE; PROHIBITED WEAPON

The list of prohibited weapons for the purpose of misconduct involving weapons is expanded to include a large capacity ammunition feeding device (defined).

First sponsor: Sen. Lopez

Others: Sen. Bradley, Sen. Cajero Bedford, Sen. Landrum Taylor

S1229 Daily History	Date Action
LARGE CAPACITY MAGAZINE; PROHIBITED WEAPON 1/29 referred to Senate rules only.	

S1266: ILLEGAL DUMPING; PENALTIES

Establishes a minimum fine or civil penalty for illegal dumping of \$1,800, which cannot be waived or suspended. A person guilty of illegal dumping is also liable for all costs assessed for removing or abating the trash or debris. Establishes a minimum fine for certain types of criminal littering or polluting of \$2,500, which cannot be waived or suspended.

First sponsor: Sen. McGuire

Others: Sen. Bradley, Sen. Cajero Bedford, Sen. Crandell, Sen. Driggs, Sen. Gallardo, Sen. Griffin, Sen. Jackson, Jr., Sen. Landrum Taylor, Sen. Lopez, Sen. Melvin, Sen. Pancrazi, Sen. Tovar, Sen. Yarbrough, Sen. Yee

S1266 Daily History	Date Action
ILLEGAL DUMPING; PENALTIES 1/30 referred to Senate gov-env, pub safety.	

S1273: ALCOHOL; DRUG ABUSE; COURTS; TREATMENT

Establishes the Alcohol and Drug Abuse Pilot Project Fund to be used for the establishment or expansion of the drug court program in Coconino, Navajo and Apache Counties. The Pilot Project Fund self-repeals July 1, 2018. For fiscal years 2013-14 through 2017-18, 1.68 percent of the luxury tax on sealed containers of spirituous liquor and 4.32 percent of the luxury tax on vinous liquor or malt liquor is deposited in the Pilot Project Fund up to a maximum of \$2 million in a FY. For fiscal years 2013-14 through 2017-18, 5.32 percent of the luxury tax on sealed containers of spirituous liquor and 13.68 percent of the luxury tax on vinous liquor or malt liquor is deposited in the Drug Treatment and Education Fund. Also, peace officers are permitted to transport a person who is intoxicated in a public place and who may be a danger to self or others to the nearest available approved treatment facility if there is no local alcoholism reception center available.

First sponsor: Sen. Crandell

Others: Rep. Barton, Rep. Boyer, Sen. Burges, Rep. Fann, Sen. Farley, Sen. Gallardo, Rep. Gray, Sen. Hobbs, Sen. Jackson, Jr., Sen. Pancrazi, Sen. Tovar, Sen. Ward

S1273 Daily History	Date Action
ALCOHOL; DRUG ABUSE; COURTS; TREATMENT 2/13 Senate hel-hu ser amended; report awaited.	
ALCOHOL; DRUG ABUSE; COURTS; TREATMENT 1/30 referred to Senate hel-hu ser, appro.	

S1307: CUSTODIAL PARENTS; ARREST; CHILD CARE

Not more than three hours after a person is arrested, the arresting officer or booking agency must inquire if the person is a custodial parent with responsibility for a minor child. A custodial parent with responsibility for a minor child is entitled to make two completed telephone calls to arrange for the care of the minor child or children in the parent's absence. A sign with information about this right must be posted at any law enforcement agency or place where an arrested person is detained, in English and any other language that is spoken by a substantial number of the public served by that agency or place of detainment. A public officer who knowingly deprives an arrested person of this right is guilty of a class 3 (mid-level) misdemeanor.

First sponsor: Sen. Lopez

Others: Sen. Bradley, Sen. Gallardo, Sen. Hobbs, Sen. Jackson, Jr., Sen. Landrum Taylor, Sen. Tovar

S1307 Daily History	Date Action
CUSTODIAL PARENTS; ARREST; CHILD CARE 1/31 referred to Senate jud.	

S1309: FIREARM SALES; TRANSFERS; BACKGROUND CHECKS

If neither party to a prospective "assault weapon" (defined) sale or transfer is a licensed firearms dealer, the parties must complete the transaction through a licensed firearms dealer. Some exceptions. The dealer must process the sale or transfer and comply with all requirements of federal, state and local law as if the dealer were a party to the transaction, including a background check on both parties. If the dealer cannot legally deliver the weapon to the purchaser, the dealer must return the weapon to the seller. If the dealer cannot legally return the weapon to the seller, the dealer must deliver the weapon to law enforcement. The dealer may charge a fee of up to \$20 for the costs incurred in facilitating the sale or transfer. Violations are a class 2 (second-highest) misdemeanor.

First sponsor: Sen. Lopez

Others: Sen. Bradley, Sen. Gallardo, Sen. Hobbs, Sen. Jackson, Jr., Sen. Landrum

Taylor, Sen. Tovar

S1309 Daily History	Date Action
FIREARM SALES; TRANSFERS; BACKGROUND CHECKS 1/31 referred to Senate rules only.	

S1325: CONCEALED FIREARMS; SCHOOLS; AUTHORIZATION REQS

The governing board of an educational institution is permitted to authorize a teacher or administrator to possess a concealed firearm on the property of an educational institution if the school has fewer than 600 students, is more than 30 minutes and 20 miles from the closest law enforcement facility and does not have a school resource officer. Before authorizing a person to possess a concealed firearm on school grounds, the governing board must consider the persons temperament, personality and previous reactions to a crisis. An authorized person must possess a valid fingerprint clearance card, have a valid concealed weapons permit and annually attend firearms training approved by the Arizona Peace Officer Standards and Training Board that covers unspecified topics (blank in original).

First sponsor: Sen. Crandall

S1325 Daily History	Date Action
CONCEALED FIREARMS; SCHOOLS; AUTHORIZATION REQS 1/31 referred to Senate rules only.	

S1336: ELECTION COMMISSION; CAMPAIGN FINANCE ENFORCEMENT

Establishes a 5-member Arizona Election Commission. The Commission succeeds to the duties of the Secretary of State with respect to acting as the investigatory, compliance and enforcement officer for campaign finance laws. Qualifications for Commission members are specified, including that no more than two Commission members may be members of the same political party. Powers and duties of the Commission are established. The Commission terminates on July 1, 2014.

First sponsor: Sen. Meza
Others: Rep. Cardenas

S1336 Daily History	Date Action
ELECTION COMMISSION; CAMPAIGN FINANCE ENFORCEMENT 2/13 from Senate elect with amend #4129 .	
ELECTION COMMISSION; CAMPAIGN FINANCE ENFORCEMENT 2/4 referred to Senate elect, appro.	

S1345: LIQUOR LICENSES; SYNTH CANNABINOIDS; PROHIBITION

Liquor licensees and their employees are prohibited from possessing, using, selling or distributing "synthetic cannabinoids" (defined) on a licensed premises. A violation is subject to license revocation.

First sponsor: Sen. Shooter
Others: Sen. Burges, Sen. Crandell, Sen. Griffin, Sen. McComish, Sen. Melvin, Sen. Pancrazi, Sen. S. Pierce, Sen. Ward

S1345 Daily History	Date Action
LIQUOR LICENSES; SYNTH CANNABINOIDS; PROHIBITION 2/4 referred to Senate jud.	

S1346: DANGEROUS DRUGS; ANALOGUES; PENALTIES

The list of acts that constitute "racketeering" is expanded to include possessing, using, administering, acquisitioning, selling, manufacturing or transporting a dangerous drug. Any substance that is a "drug analogue" (defined) is added to the list of dangerous drugs. The minimum fine for a conviction of possession or use of a dangerous drug is increased to \$2,000, and the minimum fine for a conviction of selling, manufacturing, administering or transporting a dangerous drug for sale is increased to \$25,000.

First sponsor: Sen. Shooter

Others: Sen. Burges, Sen. Crandell, Sen. Griffin, Sen. McComish, Sen. Melvin, Sen. Pancrazi, Sen. S. Pierce, Sen. Ward, Sen. Yarbrough

S1346 Daily History	Date Action
DANGEROUS DRUGS; ANALOGUES; PENALTIES 2/4 referred to Senate jud.	

S1355: PROSTITUTION; CHILDREN; TRAFFICKING

It is a class 1 (highest) misdemeanor to knowingly enter a house of prostitution or engage a prostitution enterprise for the purpose of paying money or other consideration for sexual conduct. It is no longer a class 1 misdemeanor to knowingly be an employee at a house of prostitution or prostitution enterprise. A minor who is a victim of child prostitution cannot be charged with a violation of prostitution or child prostitution.

First sponsor: Sen. Hobbs

Others: Sen. Farley, Sen. Lopez

S1355 Daily History	Date Action
PROSTITUTION; CHILDREN; TRAFFICKING 2/4 referred to Senate jud.	

S1385: AGGRAVATED ASSAULT; SCHOOL GROUNDS

The list of circumstances under which a commission of assault is classified as aggravated assault is expanded to include if a person other than a student at an educational institution enters the grounds of the institution with the intent to commit assault and commits the assault after entering the grounds. Aggravated assault under this provision is a class 4 (mid-level) felony.

First sponsor: Sen. Worsley

Others: Sen. Crandall, Sen. Crandell, Sen. Driggs, Sen. Farley, Sen. S. Pierce, Sen. Reagan, Sen. Ward, Sen. Yarbrough, Sen. Yee

S1385 Daily History	Date Action
AGGRAVATED ASSAULT; SCHOOL GROUNDS 2/14 Senate educ do pass; report awaited.	
AGGRAVATED ASSAULT; SCHOOL GROUNDS 2/4 referred to Senate jud, educ.	

S1413: APPEALS; POSTCONVICTION RELIEF

The list of grounds on which a person convicted of a criminal offense may institute a proceeding to secure appropriate relief is expanded to include that the defendant demonstrates by clear and convincing evidence that the facts underlying the claim would be sufficient to establish that a reasonable fact finder would not have found the defendant guilty beyond a reasonable doubt. In capital cases, a defendant's direct appeal is to the Supreme Court. Following a notice of appeal, the Supreme Court must immediately appoint qualified appellate counsel. The maximum hourly pay rate for counsel appointed to represent a capital defendant in state postconviction relief proceedings is increased to \$175 per hour, from \$100 per hour. The state is no longer required to reimburse a county for 50 percent of fees incurred by the county for the appointment of postconviction relief counsel.

First sponsor: Sen. Murphy

Others: Sen. Driggs

S1413 Daily History	Date Action
APPEALS; POSTCONVICTION RELIEF 2/12 from Senate jud do pass.	
APPEALS; POSTCONVICTION RELIEF 2/5 referred to Senate jud.	

S1414: ATTORNEY LICENSING; RULES

The Supreme Court is required to license attorneys for the practice of law in

Arizona, and must adopt rules to carry out this requirement. Attorneys cannot be required to be a member of any organization to become or remained licensed.

First sponsor: Sen. Murphy

S1414 Daily History	Date Action
ATTORNEY LICENSING; RULES 2/5 referred to Senate jud.	

S1415: ADMISSION; PRACTICE OF LAW

A person who passes the bar examination and is recommended to the Supreme Court for admission to the state bar by the Committee on Character and Fitness is permitted to practice law in Arizona. The Committee is prohibited from refusing to recommend a person for admission solely because the person is not a law school graduate.

First sponsor: Sen. Murphy

S1415 Daily History	Date Action
ADMISSION; PRACTICE OF LAW 2/5 referred to Senate jud.	

S1422: PARENT-CHILD RELATIONSHIP; TERMINATION; PETITION

The county attorney is permitted to prepare a petition to terminate the parent-child relationship without expense to the prospective adoptive parent.

First sponsor: Sen. Pancrazi

S1422 Daily History	Date Action
PARENT-CHILD RELATIONSHIP; TERMINATION; PETITION 2/5 referred to Senate jud, gov-env.	

S1443: MARIJUANA; POSTSECONDARY EDUCATION; MEDICAL RESEARCH

Statute prohibiting the lawful possession or use of marijuana on the campus of any postsecondary educational institution does not prohibit medical research projects involving marijuana that are conducted on the campus of a postsecondary institution as authorized by applicable federal approvals and on approval of any applicable university institutional review board.

First sponsor: Sen. Yee

Others: Rep. Alston, Rep. Barton, Rep. Campbell, Rep. Carter, Sen. Hobbs, Sen. Jackson, Jr., Sen. Lopez, Rep. Meyer, Rep. Shope, Sen. Ward

S1443 Daily History	Date Action
MARIJUANA; POSTSECONDARY EDUCATION; MEDICAL RESEARCH 2/6 referred to Senate hel-hu ser.	

S1472: MISCONDUCT INVOLVING WEAPONS; FIREARMS STORAGE

The list of actions constituting misconduct involving weapons is expanded to include storing a firearm without using a lock and key or combination on the trigger of the firearm or without placing the firearm in a securely locked box or container. Violations are a class 1 (highest) misdemeanor.

First sponsor: Sen. Gallardo

S1472 Daily History	Date Action
MISCONDUCT INVOLVING WEAPONS; FIREARMS STORAGE 2/6 referred to Senate rules only.	

S1473: MISCONDUCT INVOLVING WEAPONS; STATE BUILDINGS

The list of actions constituting misconduct involving weapons is expanded to include entering any state building, including the legislative wings of the

state capitol building, carrying a deadly weapon, unless specifically authorized by law. Violations are a class 1 (highest) misdemeanor.

First sponsor: Sen. Gallardo

S1473 Daily History	Date Action
MISCONDUCT INVOLVING WEAPONS; STATE BUILDINGS 2/6 referred to Senate rules only.	

S1474: MISCONDUCT INVOLVING WEAPONS; COLLEGES; UNIVERSITIES

For the purpose of misconduct involving weapons for possessing a deadly weapon on school grounds, a class 1 (highest) misdemeanor, the definition of "school" is expanded to include a public university or community college.

First sponsor: Sen. Gallardo

S1474 Daily History	Date Action
MISCONDUCT INVOLVING WEAPONS; COLLEGES; UNIVERSITIES 2/6 referred to Senate rules only.	

S1475: ARMOR PIERCING BULLETS; PROHIBITED

It is a class 4 (mid-level) felony to knowingly manufacture, sell, purchase or possess an "armor piercing bullet" (defined). Does not apply to a person authorized or permitted to possess an armor piercing bullet under federal law.

First sponsor: Sen. Gallardo

S1475 Daily History	Date Action
ARMOR PIERCING BULLETS; PROHIBITED 2/6 referred to Senate rules only.	

S1476: CONCEALED CARRY; OFFENSE; PERMIT REQUIREMENTS

The requirements for a concealed weapons permit are modified to require an applicant to satisfactorily complete a firearms safety training program approved by the Department of Public Safety. Requirements for firearms safety programs are specified. It is misconduct involving weapons, a class 1 (highest) misdemeanor, for a person without a permit to knowingly carry a deadly weapon concealed on the person or within immediate control of any person in or on a means of transportation. Some exceptions. On conviction, the court may order the forfeiture of the weapon. Carrying a concealed weapon and failing to present a permit on request of law enforcement is a petty offense.

First sponsor: Sen. Gallardo

S1476 Daily History	Date Action
CONCEALED CARRY; OFFENSE; PERMIT REQUIREMENTS 2/6 referred to Senate rules only.	

S1477: FIREARM; LOST OR STOLEN; REPORTING

A person who owns a firearm that is lost or stolen is required to file a lost or stolen firearm report with a law enforcement agency within 24 hours after the person knows it is lost or stolen. Violations are a class 6 (lowest) felony.

First sponsor: Sen. Gallardo

S1477 Daily History	Date Action
FIREARM; LOST OR STOLEN; REPORTING 2/6 referred to Senate rules only.	

S1478: FIREARMS; MINORS; PROHIBITED POSSESSION; CLASSIFICATION

The criminal classification for a minor to knowingly carry or possess a firearm on his person or in a means of transportation in public places is increased to

a class 5 felony, from a class 6 felony.

First sponsor: Sen. Gallardo

S1478 Daily History	Date Action
FIREARMS; MINORS; PROHIBITED POSSESSION; CLASSIFICATION 2/6 referred to Senate rules only.	

S1479: WEAPONS; FORFEITED & UNCLAIMED; DESTRUCTION

Forfeited and unclaimed firearms, deadly weapons and dangerous instruments must be destroyed instead of sold to an authorized business.

First sponsor: Sen. Gallardo

S1479 Daily History	Date Action
WEAPONS; FORFEITED & UNCLAIMED; DESTRUCTION 2/6 referred to Senate rules only.	

S1480: FIREARM; UNLAWFUL DISCHARGE; CLASSIFICATION

The criminal classification for discharging a firearm within or into the limits of a municipality with criminal negligence is increased to a class 5 felony, from a class 6 felony.

First sponsor: Sen. Gallardo

S1480 Daily History	Date Action
FIREARM; UNLAWFUL DISCHARGE; CLASSIFICATION 2/6 referred to Senate rules only.	

Council Discussion

Bill Summaries

S1390: CONVICTED FELONS; ATTEMPTED WEAPON POSSESSION

The list of acts that constitute misconduct involving weapons is expanded to include attempting to possess a deadly weapon or prohibited weapon if the person is a prohibited possessor due to a felony conviction. A violation is a class 4 felony.

First sponsor: Sen. McGuire

Others: Rep. Borrelli, Sen. Bradley, Sen. Crandall, Sen. Crandell, Sen. Farley, Sen. Gallardo, Rep. Gowan, Rep. Kwasman, Sen. Landrum Taylor, Sen. Lopez, Sen. Shooter, Rep. Stevens, Rep. Thorpe, Sen. Tovar

S1390 Daily History	Date Action
CONVICTED FELONS; ATTEMPTED WEAPON POSSESSION 2/5 referred to Senate jud.	

S1413: APPEALS; POSTCONVICTION RELIEF

The list of grounds on which a person convicted of a criminal offense may institute a proceeding to secure appropriate relief is expanded to include that the defendant demonstrates by clear and convincing evidence that the facts underlying the claim would be sufficient to establish that a reasonable fact finder would not have found the defendant guilty beyond a reasonable doubt. In capital cases, a defendant's direct appeal is to the Supreme Court. Following a notice of appeal, the Supreme Court must immediately appoint qualified appellate counsel. The maximum hourly pay rate for counsel appointed to represent a capital defendant in state postconviction relief proceedings is increased to \$175 per hour, from \$100 per hour. The state is no longer required to reimburse a county for 50 percent of fees incurred by the county for the appointment of postconviction relief counsel.

First sponsor: Sen. Murphy

Others: Sen. Driggs

S1413 Daily History	Date Action
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APPEALS; POSTCONVICTION RELIEF 2/12 from Senate jud do pass.
APPEALS; POSTCONVICTION RELIEF 2/5 referred to Senate jud.

S1471: PROHIBITED POSSESSORS; OFFENSE; CLASSIFICATION

The criminal classification for a prohibited possessor to possess a deadly weapon or prohibited weapon is increased to a class 3 felony, from a class 4 felony.

First sponsor: Sen. Gallardo

S1471 Daily History	Date Action
PROHIBITED POSSESSORS; OFFENSE; CLASSIFICATION 2/6	referred to Senate rules only.