

New Report

50th Legislature - 1st Regular Session, 2011

Thursday, Feb 3 2011 8:33 AM

Bill summaries and histories copyright 2011 Arizona Capitol Reports, L.L.C.

after Ipc January 26

Posted Calendars and Committee Hearings

S1334 : HUNTING WITHIN CITY LIMITS

Hearing: Senate Natural Resources & Transportation (Monday 02/07/11, Senate Rm. 109)

S1465 : VALID ID; CONSULAR CARDS; PROHIBITION

Hearing: Senate Judiciary (Monday 02/07/11, Senate Rm. 1)

S1469 : USE OF FORCE; JUSTIFICATION

Hearing: Senate Judiciary (Monday 02/07/11, Senate Rm. 1)

SCR1020 : CRIME VICTIMS; PROTECTION FROM LIABILITY

Hearing: Senate Judiciary (Monday 02/07/11, Senate Rm. 1)

Bill Summaries

H2521: SIGNIFICANT PSYCHOLOGICAL EPISODE REGISTER; DPS

The Dept of Public Safety (DPS) is required to maintain a computerized record system containing information on significant or severe psychological episodes or incidents. Public agencies, including educational institutions, with information that a person has suffered an episode or incident must report to the DPS. The record system will be accessible to criminal justice agencies.

First sponsor: Rep. Heinz

H2521 Daily History	Date	Action
---------------------	------	--------

No actions posted for this bill within the requested time frame.

H2559: VIOLENT BEHAVIOR REPORTING; GOV ENTITIES

A governmental entity (including an institution of higher learning) that has knowledge that a person has been expelled, suspended or terminated because of violence, threats of violence or behavior that constitutes a danger to self or others must report that information to the proper law enforcement agency, which shall in turn transmit the information to the appropriate local or regional health agency or crisis center.

First sponsor: Rep. Heinz

Others: Rep. Farley, Rep. Gonzales, Rep. Gowan, Rep. Judd, Rep. Patterson, Rep. Proud, Rep. Saldate, Rep. Stevens, Rep. Vogt, Rep. Wheeler, Rep. Williams, Sen. Aboud, Sen. Antenori, Sen. Cajero Bedford, Sen. Lopez, Sen. Melvin

General Comments (all lists):

Representative Heinz is seeking APAAC support

H2559 Daily History

Date Action

VIOLENT BEHAVIOR REPORTING; GOV ENTITIES 2/1 referred to House mil-pub.

H2563: FIREARM POSSESSION; MENTALLY ILL; RESTORATION

A person who had been declared a prohibited possessor of firearms as a result of being found mentally ill may petition the court to restore the person's right to possess firearms. The list of judicial actions taken by a superior court that may be appealed to the court of appeals is expanded to include denying a petition to restore the person's right to possess a firearm.

First sponsor: Rep. Harper

Others: Rep. Gowan, Rep. Tobin

General Comments (all lists):

This bill was dropped with the preponderance standard which is lower than the standard for taking it in the first place. May be superceded by a different bill.

H2563 Daily History

Date Action

No actions posted for this bill within the requested time frame.

H2582: JUDICIAL DETERMINATIONS; PROHIBITED BASIS

Courts are prohibited from using, referring or incorporating a tenet of religious law into any finding or decision or from using it as a controlling authority. Courts are prohibited from using, referring or incorporating as precedent or controlling authority any case or statute from a jurisdiction that is outside the U.S. Some exceptions. Severability clause.

First sponsor: Rep. Burges

Others: Rep. Smith, Sen. Bundgaard, Sen. Nelson, Sen. Pierce, Sen. Shooter

H2582 Daily History

Date Action

No actions posted for this bill within the requested time frame.

H2583: DEADLY PHYSICAL FORCE; REPORTING; ADMISSIBILITY

If a person is involved in an act in which deadly physical force was used or threatened and the person promptly reports the act to an appropriate authority for the purpose of obtaining emergency medical care or police services, the person's statement is not admissible in a criminal prosecution or civil action against that person, except for purposes of impeachment. The statement is not considered a public record nor may it be disclosed to the public in any manner. A legislative findings section states that this act is intended to establish a balance between the need for prompt reporting of these instances with the person's constitutional right to remain silent.

First sponsor: Rep. Burges

Others: Rep. Barton, Rep. Crandell, Rep. Dial, Rep. Fann, Rep. Fillmore, Rep. Forese, Rep. Gowan, Rep. R. Gray, Rep. Harper, Rep. Judd, Rep. Mesnard, Rep. Montenegro, Rep. Olson, Rep. Pratt, Rep. Proud, Rep. Seel, Rep. Smith, Rep. Stevens, Rep. Urie, Rep. Yee, Sen. Allen, Sen. Antenori, Sen. L. Gray, Sen. Klein, Sen. Melvin, Sen. Nelson

H2583 Daily History	Date	Action
---------------------	------	--------

No actions posted for this bill within the requested time frame.

H2585: MARIJUANA MONITORING; CONTROLLED SUBSTANCE

The database tracking system operated by the Board of Pharmacy to track controlled substances must also include data from the Dept of Health Services to include the identity of residents who possess a medical marijuana registry identification card.

First sponsor: Rep. Heinz

Others: Rep. Ash, Rep. Campbell, Rep. Jones, Rep. McCune Davis, Rep. Meyer, Rep. Reeve, Rep. Yee

H2585 Daily History	Date	Action
---------------------	------	--------

No actions posted for this bill within the requested time frame.

H2589: LEGISLATIVE HEARINGS; PRIVATE PRISON ESCAPE

Summary to come

First sponsor: Rep. Campbell

Others: Rep. Ableser, Rep. Alston, Rep. Farley, Rep. Hobbs, Rep. McCune Davis, Rep. Meyer, Rep. Patterson

H2589 Daily History	Date	Action
---------------------	------	--------

No actions posted for this bill within the requested time frame.

H2590: PRISONS; SECURITY MONITORING SYSTEMS; NOTIFICATION

Summary to come

First sponsor: Rep. Campbell

H2590 Daily History	Date	Action
---------------------	------	--------

No actions posted for this bill within the requested time frame.

H2591: COMPETENCY PROCEEDINGS; TIME REQUIREMENTS; EVALUATIONS

Summary to come

First sponsor: Rep. Reeve

H2591 Daily History	Date	Action
---------------------	------	--------

No actions posted for this bill within the requested time frame.

HCR2031: CRIME VICTIMS; PROTECTION FROM LIABILITY

The 2012 general election ballot is to carry the question of whether to amend the state Constitution to indemnify a crime victim from a damage claim by a person who is harmed while committing, attempting to commit or fleeing after committing a felony.

First sponsor: Rep. Seel

HCR2031 Daily History	Date	Action
-----------------------	------	--------

No actions posted for this bill within the requested time frame.

S1020: TECH CORRECTION; CHILD WELFARE AGENCY

Minor changes to Title 8 (Children), relating to child welfare and placement. Apparent striker bus.

First sponsor: Sen. L. Gray

General Comments (all lists):

Subject of a striker now DUI: immobilization impoundment holds a vehicle for 24 hours upon arrest for 1381 violation

S1020 Daily History	Date	Action
---------------------	------	--------

TECH CORRECTION; CHILD WELFARE AGENCY 1/27 further referred to Senate pub-hu ser.

TECH CORRECTION; CHILD WELFARE AGENCY 1/10 referred to Senate rules only.

S1029: DUI; RESTRICTED DRIVER LICENSE [Neutral]

A person whose driver's license has been revoked for a violation of simple or extreme DUI is eligible to have an ignition interlock restricted driver license granted after 45 days of the revocation period. Also, requests for hearings by persons facing license suspension may be submitted online.

First sponsor: Sen. L. Gray

General Comments (all lists):

Why? Jobs issue?

S1029 Daily History	Date	Action
---------------------	------	--------

DUI; RESTRICTED DRIVER LICENSE 1/26 from Senate pub-hu ser do pass.

DUI; RESTRICTED DRIVER LICENSE 1/26 Senate pub-hu ser do pass; report awaited.

DUI; RESTRICTED DRIVER LICENSE 1/10 referred to Senate pub-hu ser, jud.

S1040: TECH CORRECTION; TRUST LANDS; ACCESS

Minor change in Title 37 (public lands) pertaining to trust lands suitable for conservation. Apparent striker bus.

First sponsor: Sen. Reagan

S1040 Daily History	Date	Action
---------------------	------	--------

TECH CORRECTION; TRUST LANDS; ACCESS 1/10 referred to Senate rules only.

S1041: TECH CORRECTION; CONSERVATION EASEMENTS; APPLICABILITY

Minor change in Title 33 (property) pertaining to conservation easements.
Apparent striker bus.

First sponsor: Sen. Reagan

S1041 Daily History	Date	Action
TECH CORRECTION; CONSERVATION EASEMENTS; APPLICABILITY	1/10	referred to Senate rules only.

S1042: MEDICAL STUDENT LOANS; BOARD; CONTINUATION

The requirement that the Board of Medical Student Loans must apportion at least 50% of its monies to students attending private medical schools is deleted. The statutory life of the Board of Medical Student Loans is extended six years to July 1, 2017. Retroactive to July 1, 2011.

First sponsor: Sen. Barto

S1042 Daily History	Date	Action
MEDICAL STUDENT LOANS; BOARD; CONTINUATION	2/2	withdrawn from Senate educ.
MEDICAL STUDENT LOANS; BOARD; CONTINUATION	1/24	from Senate hel-med with amend #4006.
MEDICAL STUDENT LOANS; BOARD; CONTINUATION	1/19	Senate hel-med amended; report awaited.
MEDICAL STUDENT LOANS; BOARD; CONTINUATION	1/12	Senate hel-med held.
MEDICAL STUDENT LOANS; BOARD; CONTINUATION	1/10	referred to Senate educ, hel-med.

S1043: NURSING CARE ADMINISTRATORS; CONTINUATION

The Board of Examiners of Nursing Care Institution Administrators and Assisted Living Facility Managers is extended ten years to July 1, 2021. Retroactive to July 1, 2011.

First sponsor: Sen. Barto

S1043 Daily History	Date	Action
NURSING CARE ADMINISTRATORS; CONTINUATION	1/27	passed Senate <u>23-4</u> ; ready for House.
NURSING CARE ADMINISTRATORS; CONTINUATION	1/25	from Senate rules okay.
NURSING CARE ADMINISTRATORS; CONTINUATION	1/24	to Senate consent calendar.
NURSING CARE ADMINISTRATORS; CONTINUATION	1/13	from Senate hel-med do pass.
NURSING CARE ADMINISTRATORS; CONTINUATION	1/10	referred to Senate hel-med.

S1044: PODIATRY BOARD; CONTINUATION

The statutory life of the State Board of Podiatry Examiners is extended ten years to July 1, 2021. Retroactive to July 1, 2011.

First sponsor: Sen. Barto

S1044 Daily History	Date	Action
PODIATRY BOARD; CONTINUATION	1/27	passed Senate <u>20-7</u> ; ready for House.
PODIATRY BOARD; CONTINUATION	1/25	from Senate rules okay.
PODIATRY BOARD; CONTINUATION	1/24	to Senate consent calendar.
PODIATRY BOARD; CONTINUATION	1/13	from Senate hel-med do pass.
PODIATRY BOARD; CONTINUATION	1/10	referred to Senate hel-med.

S1045: DES; NOTICES; ELECTRONIC COMMUNICATIONS

Various notices and requests issued by the Dept of Economic Security (including those related to child support under Title IV-D of the Social Security Act) may be delivered electronically. Formerly, most notices and requests were required to be delivered via first-class mail.

First sponsor: Sen. Shooter
Others: Sen. L. Gray

S1045 Daily History	Date	Action
DES; NOTICES; ELECTRONIC COMMUNICATIONS	1/27	passed Senate <u>28-0</u> ; ready for House.
DES; NOTICES; ELECTRONIC COMMUNICATIONS	1/26	Senate COW approved with floor amend <u>#4015</u> and <u>#4016</u> .
DES; NOTICES; ELECTRONIC COMMUNICATIONS	1/25	from Senate rules okay. Stricken from Senate consent calendar by Gray and Landrum Taylor.
DES; NOTICES; ELECTRONIC COMMUNICATIONS	1/24	to Senate consent calendar.
DES; NOTICES; ELECTRONIC COMMUNICATIONS	1/19	from Senate pub-hu ser do pass.
DES; NOTICES; ELECTRONIC COMMUNICATIONS	1/10	referred to Senate pub-hu ser.

S1046: JUVENILE CORRECTIONS; DISCHARGE; I.C.E. DETAINERS [Neutral]

The list of reasons that requires the Dept of Juvenile Corrections to surrender custody of a youth in its care is expanded to include a situation in which the youth has completed the minimum length of stay and for whom the U.S. Immigration and Customs Enforcement enforces a detainer demanding custody of the youth for immigration proceedings.

First sponsor: Sen. Shooter
Others: Sen. L. Gray

General Comments (all lists):

Comes from the agency; regards liability when custody is not maintained by agency

S1046 Daily History	Date	Action
JUVENILE CORRECTIONS; DISCHARGE; I.C.E. DETAINERS	1/27	passed Senate <u>26-2</u> ; ready for House.
JUVENILE CORRECTIONS; DISCHARGE; I.C.E. DETAINERS	1/26	Senate COW approved.
JUVENILE CORRECTIONS; DISCHARGE; I.C.E. DETAINERS	1/25	from Senate rules okay. Stricken from Senate consent calendar by Cajero Bedford.
JUVENILE CORRECTIONS; DISCHARGE; I.C.E. DETAINERS	1/24	to Senate consent calendar.
JUVENILE CORRECTIONS; DISCHARGE; I.C.E. DETAINERS	1/24	from Senate border-fed-sov do pass.
JUVENILE CORRECTIONS; DISCHARGE; I.C.E. DETAINERS	1/20	Senate border-fed-sov do pass; report awaited.
JUVENILE CORRECTIONS; DISCHARGE; I.C.E. DETAINERS	1/19	from Senate pub-hu ser do pass.
JUVENILE CORRECTIONS; DISCHARGE; I.C.E. DETAINERS	1/10	referred to Senate pub-hu ser, border-fed-sov.

S1047: TECH CORRECTION; TRADE OR COMMERCE

Minor change in Title 34 (public buildings & improvements) pertaining to contracts in restraint of trade or commerce. Apparent striker bus.

First sponsor: Sen. McComish

S1047 Daily History	Date	Action
TECH CORRECTION; TRADE OR COMMERCE 1/10 referred to Senate rules only.		

S1048: TECH CORRECTION; HEALTH PROFESSIONALS

Minor change in Title 32 (professions & occupations) pertaining to dentistry. Apparent striker bus.

First sponsor: Sen. McComish

S1048 Daily History	Date	Action
TECH CORRECTION; HEALTH PROFESSIONALS 1/10 referred to Senate rules only.		

S1049: TECH CORRECTION; REVENUE BOND AUTHORITY

Minor change in Title 30 (power) pertaining to the Arizona Power Authority. Apparent striker bus.

First sponsor: Sen. McComish

S1049 Daily History	Date	Action
TECH CORRECTION; REVENUE BOND AUTHORITY 1/10 referred to Senate rules only.		

S1054: WAIVER; INTENSIVE PROBATION STANDARDS [Support]

For both adult and juvenile probation officers supervising those on intensive probation, statutory caseload limits that the Supreme Court was authorized to waive for counties with populations of fewer than 300,000 may be waived for any county, regardless of population.

First sponsor: Sen. L. Gray

S1054 Daily History	Date	Action
WAIVER; INTENSIVE PROBATION STANDARDS 1/27 passed Senate <u>27-0</u> ; ready for House.		
WAIVER; INTENSIVE PROBATION STANDARDS 1/25 from Senate rules okay.		
WAIVER; INTENSIVE PROBATION STANDARDS 1/24 to Senate consent calendar.		
WAIVER; INTENSIVE PROBATION STANDARDS 1/24 from Senate jud do pass.		
WAIVER; INTENSIVE PROBATION STANDARDS 1/20 Senate jud do pass; report awaited.		
WAIVER; INTENSIVE PROBATION STANDARDS 1/10 referred to Senate jud.		

S1253: PEACE OFFICERS; VICTIMS, WITNESSES; IMMIGRATION STATUS

A peace officer is prohibited from asking a victim of a crime or a witness to a crime about that person's nationality or immigration status except as necessary to investigate the incident.

First sponsor: Sen. Gallardo

S1253 Daily History

Date Action

PEACE OFFICERS; VICTIMS, WITNESSES; IMMIGRATION STATUS 1/26 referred to Senate jud.

S1317: RETIREMENT; PSPRS; CORP; EORP; ADMINISTRATION

Various changes in statutes dealing with the Public Safety Personnel Retirement System, the Corrections Officers' Retirement Plan and the Elected Officials' Retirement Plan. Police and fire chiefs are specifically entitled to become members of PSPRS. Language that permitted a member of PSPRS who participated in the deferred retirement option plan (DROP) and who became disabled during the period of DROP participation to apply for disability benefits is deleted. The PSPRS Board is prohibited from making a retroactive pension payment to a person that is more than 90 days after the date of the person's application for benefits. The time period within which CORP employers are required to forward members' contributions is extended to 10 working days from 5 working days. Employers are subject to a daily penalty (calculated at 10% per annum) if contributions are not timely received.

First sponsor: Sen. Yarbrough

S1317 Daily History

Date Action

RETIREMENT; PSPRS; CORP; EORP; ADMINISTRATION 1/31 referred to Senate fin.

S1329: PUBLIC EMPLOYEES; LOBBYING; POLITICAL ACTIVITIES

A public employee paid in whole or in part from taxpayer monies is prohibited from engaging in political activity or lobbying a governmental entity during the employee's hours of employment unless the person takes unpaid leave or uses vacation or compensatory time. Persons registered as authorized public lobbyists or as designated public lobbyists are exempt from the restriction against lobbying. Public entities are prohibited from using taxpayer monies to fund any part of a rally, protest or lobbying effort.

First sponsor: Sen. Antenori

Others: Rep. Gowan, Rep. Montenegro, Rep. Stevens

S1329 Daily History

Date Action

PUBLIC EMPLOYEES; LOBBYING; POLITICAL ACTIVITIES 1/31 referred to Senate gov ref.

S1332: PUBLIC AGENCIES; ELECTED OFFICIALS; COMMUNICATIONS

Elected officials and public agencies are prohibited from using public monies for any print media, visual media or broadcast media announcement or any website campaign to self-promote. Some exceptions.

First sponsor: Sen. Antenori

Others: Rep. Gowan, Rep. Montenegro, Rep. Stevens, Sen. Melvin, Sen. Shooter

S1332 Daily History

Date Action

PUBLIC AGENCIES; ELECTED OFFICIALS; COMMUNICATIONS 1/31 referred to Senate gov ref.

S1334: HUNTING WITHIN CITY LIMITS

Political subdivisions are prohibited from enacting any ordinance or regulation limiting the area of a lawful hunting event during open season established by the Game and Fish Commission. Some exceptions.

First sponsor: Sen. Antenori

Others: Rep. Gowan, Rep. Montenegro, Rep. Stevens, Sen. Allen, Sen. Biggs, Sen. Gould, Sen. Klein, Sen. Nelson, Sen. Smith

S1334 Daily History

Date Action

HUNTING WITHIN CITY LIMITS 1/31 referred to Senate nat res-trans.

S1340: RETIREMENT; DEFINED CONTRIBUTION SYSTEM

Creates an Arizona State Defined Contribution Retirement System (DC System). Beginning January 1, 2012, the DC System is the single retirement program for all new employees, and those employees are ineligible for membership in ASRS. Establishes provisions regulating the DC system, including powers and duties of a DC System Board, employee and employer contributions, retirement age, amount of annuity payments, and termination of membership.

First sponsor: Sen. Antenori

S1340 Daily History

Date Action

RETIREMENT; DEFINED CONTRIBUTION SYSTEM 1/31 referred to Senate fin.

S1342: BORDER SECURITY; ARIZONA RANGERS

The Arizona Rangers are authorized to engage in border security activities in accordance with a proclamation by the Governor, and to enter into mutual assistance and support agreements pertaining to border security activities with law enforcement agencies.

First sponsor: Sen. Antenori

Others: Sen. Shooter

S1342 Daily History

Date Action

BORDER SECURITY; ARIZONA RANGERS 1/31 referred to Senate border-fed-sov.

S1351: UNINSURED VEHICLES; COLLISION DAMAGES; IMPOUNDMENT

Peace officers are required to immobilize or impound a vehicle if a person is driving the vehicle without motor vehicle insurance. If a vehicle impounded for this reason and vehicle ownership is transferred, the person possessing the vehicle must pay 50% of all monies received from the transfer of ownership to the Dept of Transportation, to be deposited in the Highway Patrol Fund. Motor vehicle owners cannot bring an action to recover collision damages if the vehicle was uninsured.

First sponsor: Sen. Antenori

Others: Rep. Gowan, Rep. Montenegro, Rep. Stevens, Rep. Vogt, Sen. L. Gray, Sen. Klein, Sen. Melvin, Sen. Reagan, Sen. Shooter, Sen. Smith, Sen. Yarbrough

S1351 Daily History	Date	Action
UNINSURED VEHICLES; COLLISION DAMAGES; IMPOUNDMENT 1/31 referred to Senate nat res-trans, appro.		

S1352: PHOTO RADAR PROHIBITION

Local authorities and state agencies are prohibited from using photo enforcement systems to identify violators of traffic signals and speed restrictions. Statutes governing the use of photo enforcement systems are repealed.

First sponsor: Sen. Antenori

Others: Rep. Burges, Rep. Gowan, Rep. Kavanagh, Rep. Mesnard, Rep. Montenegro, Rep. Smith, Rep. Stevens, Rep. Ugenti, Sen. Biggs, Sen. Gould, Sen. Klein

S1352 Daily History	Date	Action
PHOTO RADAR PROHIBITION 1/31 referred to Senate gov ref.		

S1353: MOVING VIOLATIONS; ASSESSMENT; ENFORCEMENT; EQUIPMENT

Levies an additional assessment of \$10 on every civil penalty or fine resulting from a citation for a civil traffic violation, a misdemeanor, or a violation of any local ordinance relating to the stopping, standing, or operation of a vehicle. Half of the assessment is deposited in the Public Safety Equipment Fund, and the other half is transmitted to the law enforcement agency that issued the citation. Repeals the state photo enforcement system and related statutes. Monies received by the Fund beyond the first \$1.2 million per FY are no longer deposited in the general fund.

First sponsor: Sen. Antenori

Others: Rep. Gowan, Rep. Judd

S1353 Daily History	Date	Action
MOVING VIOLATIONS; ASSESSMENT; ENFORCEMENT; EQUIPMENT 1/31 referred to Senate gov ref, appro.		

S1354: PHOTO ENFORCEMENT; VIOLATOR IDENTIFICATION; RESPONSE

If a person received a notice of violation or uniform traffic ticket in the mail for a speeding violation or failure to obey a traffic control device that is obtained using a photo enforcement system, the person does not have to identify who is in the photo or respond to the notice of violation or the uniform traffic ticket.

First sponsor: Sen. Antenori

Others: Rep. Gowan

S1354 Daily History

Date Action

PHOTO ENFORCEMENT; VIOLATOR IDENTIFICATION; RESPONSE 1/31 referred to Senate gov ref.

S1356: EVADING ARREST OR DETENTION; CRIME

A person who intentionally flees from a peace officer attempting to lawfully arrest or detain him/her commits the crime of evading arrest. Evading arrest is a class 1 (highest) misdemeanor, except that it is a class 3 felony if the offense causes serious bodily injury to another person and a class 2 felony if the offense involves the death of another person.

First sponsor: Sen. Antenori
Others: Rep. Vogt

S1356 Daily History

Date Action

EVADING ARREST OR DETENTION; CRIME 1/31 referred to Senate jud.

S1358: MEDICAL MARIJUANA; RESIDENCY; LOCATION; REQUIREMENTS

Statutes governing medical marijuana are amended to state a registered qualifying patient, designated caregiver and a nonprofit medical marijuana dispensary agent must be Arizona residents. Nonprofit medical marijuana dispensaries must be located in Arizona and cannot import or export medical marijuana to or from Arizona. Due to voter protection, this bill requires the affirmative vote of 3/4 of each house of the Legislature for passage (Prop 105).

First sponsor: Sen. Antenori
Others: Rep. Gowan, Rep. Harper, Rep. Vogt, Sen. Allen, Sen. Barto, Sen. Crandall, Sen. L. Gray, Sen. Griffin, Sen. Klein, Sen. McComish, Sen. Melvin, Sen. Nelson, Sen. Pearce, Sen. Pierce, Sen. Shooter, Sen. Smith, Sen. Yarbrough

S1358 Daily History

Date Action

MEDICAL MARIJUANA; RESIDENCY; LOCATION; REQUIREMENTS 1/31 referred to Senate gov ref.

S1359: ARIZONA RANGERS; IMPERSONATION; OFFENSE

It is a class 1 (highest) misdemeanor to impersonate an Arizona Ranger.

First sponsor: Sen. Antenori
Others: Rep. Gowan, Sen. Allen, Sen. Barto, Sen. L. Gray, Sen. Melvin, Sen. Nelson, Sen. Pearce, Sen. Shooter, Sen. Smith

S1359 Daily History

Date Action

ARIZONA RANGERS; IMPERSONATION; OFFENSE 1/31 referred to Senate jud.

S1360: ARIZONA RANGERS; RED & BLUE LIGHTS

A vehicle operated by an Arizona Ranger for official Ranger purposes may be equipped with a lighted lamp exhibiting a red and blue light or lens.

First sponsor: Sen. Antenori
Others: Rep. Gowan, Sen. Barto, Sen. Crandall, Sen. L. Gray, Sen. Griffin, Sen. McComish, Sen. Melvin, Sen. Nelson, Sen. Shooter, Sen. Smith

S1360 Daily History	Date	Action
ARIZONA RANGERS; RED & BLUE LIGHTS	1/31	referred to Senate pub-hu ser.

S1368: HUMAN SMUGGLING ORGANIZATION; OFFENSE; PENALTY

The crime of participating in a human smuggling organization (defined) is added to the criminal code as a class 2 (second highest) felony. The crime of assisting a human smuggling organization is a class 3 felony.

First sponsor: Sen. Antenori
Others: Rep. Gowan, Rep. Harper, Rep. Montenegro, Rep. Stevens, Rep. Vogt, Sen. Driggs, Sen. Klein, Sen. Shooter

S1368 Daily History	Date	Action
HUMAN SMUGGLING ORGANIZATION; OFFENSE; PENALTY	1/31	referred to Senate jud.

S1383: AHCCCS; TRANSPLANTS; RESTORATION

Restores a list of transplants to the list of AHCCCS-covered services. Allows monies in the Automobile Theft Authority Fund to be spent for organ transplants for AHCCCS patients. Appropriates \$1.4 million from the Fund in FY2011-2012 to AHCCCS for organ transplants.

First sponsor: Sen. Aboud

General Comments (all lists):

mtg with sponsor suggested

S1383 Daily History	Date	Action
AHCCCS; TRANSPLANTS; RESTORATION	1/31	referred to Senate hel-med, appro.

S1396: DOMESTIC RELATIONS; SUPPORT; COMMUNITY RESTITUTION

When determining whether a parent has failed to provide reasonable support, the court must consider the parent's employment history, education level, and the current unemployment rate. A parent unable to pay child support may petition the court to stay all remedies if the parent has lost employment and is actively seeking employment. Also requires the court to notify a parent that he/she is entitled to a written court analysis and conclusions of fact and law regarding the issues of child custody, community property, community debt, and child support.

First sponsor: Sen. Allen
Others: Rep. Barton, Sen. Reagan, Sen. Sinema

S1396 Daily History	Date	Action
DOMESTIC RELATIONS; SUPPORT; COMMUNITY RESTITUTION	1/31	referred to Senate pub-hu ser.

S1410: SHERIFF; POWERS AND DUTIES

Designates the county sheriff as the constitutional and primary law enforcement officer in the county and grants him/her complete jurisdiction within each county for law enforcement purposes.

First sponsor: Sen. Smith

Others: Rep. Fillmore, Sen. Allen, Sen. Antenori, Sen. Biggs, Sen. Bundgaard, Sen. Gould, Sen. Griffin, Sen. Klein, Sen. Melvin, Sen. Pearce, Sen. Shooter

S1410 Daily History	Date	Action
---------------------	------	--------

SHERIFF; POWERS AND DUTIES 1/31 referred to Senate gov ref.		
---	--	--

S1411: COUNTY ELECTED OFFICERS; AUTHORITY

Justices of the Peace are added to the statutory list of county officers. Elected county officers in counties with a population of more than 350,000 (currently Maricopa and Pima) have the full authority and discretion to choose the appropriate means to accomplish the statutory duties of the office, including a list of enumerated powers. In these counties, the county board of supervisors must appropriate monies to elected and appointed county officers in a lump sum.

First sponsor: Sen. Smith

Others: Rep. Fillmore, Sen. Bundgaard, Sen. Gould, Sen. Griffin, Sen. Melvin, Sen. Pearce, Sen. Shooter

S1411 Daily History	Date	Action
---------------------	------	--------

COUNTY ELECTED OFFICERS; AUTHORITY 1/31 referred to Senate gov ref.		
---	--	--

S1421: MEDICAL MARIJUANA; TAXATION

Medical marijuana is not exempt from sales tax. Also, a luxury tax of \$5 per ounce is levied on medical marijuana. Additionally, a licensing fee (amount is blank in original) is assessed on each medical marijuana dispensary. Because this act will result in a net increase in state revenue, a 2/3 majority in each chamber is required for passage (per Prop 108).

First sponsor: Sen. Bundgaard

Others: Sen. Pierce

S1421 Daily History	Date	Action
---------------------	------	--------

MEDICAL MARIJUANA; TAXATION 2/1 referred to Senate fin.		
---	--	--

S1425: ASSESSMENT; FAMILY OFFENSES; DOMESTIC VIOLENCE

A person convicted of harrassment, aggravated harrassment, stalking or various family offenses, including domestic violence, must pay a 450 assessment in addition to any other fine, fee or assessment. Proceeds are deposited in the Victim Compensation and Assistance Fund for distribution to domestic violence shelters.

First sponsor: Sen. Nelson

S1425 Daily History	Date	Action
---------------------	------	--------

ASSESSMENT; FAMILY OFFENSES; DOMESTIC VIOLENCE 2/1 referred to Senate jud, appro.		
---	--	--

S1426: DRIVER LICENSES; NEIGHBORHOOD ELECTRIC VEHICLES

Establishes a Class N driver license valid for operating a neighborhood electric vehicle. A person whose class D, G, or M driver license has been suspended is eligible to apply for a class N license. The license fee is to be established by the director of the Dept of Transportation.

First sponsor: Sen. Nelson

S1426 Daily History	Date Action
DRIVER LICENSES; NEIGHBORHOOD ELECTRIC VEHICLES	2/1 referred to Senate nat res-trans.

S1433: FEDERAL LEGISLATION; STATE NULIFICATION

Establishes a Joint Legislative Committee on nullification of federal laws consisting of the President of the Senate, the Speaker of the House of Representatives, and six additional members of each chamber. The Committee shall recommend, propose and call for a vote to nullify in its entirety a specific federal law or regulation that is outside the scope of powers delegated by the people to the federal government in the United States Constitution. The Committee is authorized to review all existing federal statutes, mandates and executive orders for the purpose of determining their constitutionality. On the Committee's recommendation for nullification, the Legislature is required to vote on whether to nullify the action within 60 days. If the Legislature votes by simple majority to nullify any federal statute, mandate or executive order, the state of Arizona and its citizens cannot recognize or be obligated to live under the statute, mandate or executive order. Contains a legislative intent section. The Secretary of State is required to transmit copies of this act to the federal government and other state legislatures.

First sponsor: Sen. Klein

Others: Rep. Burges, Rep. Harper, Rep. Montenegro, Sen. Allen, Sen. Pearce

S1433 Daily History	Date Action
FEDERAL LEGISLATION; STATE NULIFICATION	2/1 referred to Senate border-fed-sov.

S1444: PRIVATE PRISON CONTRACTORS; PUBLIC RECORDS

Private prison contractors must make public all records relating to costs, operations, staff, and inmates, to the same extent required of publicly operated prisons or jails.

First sponsor: Sen. Lopez

Others: Rep. Farley, Rep. Heinz, Rep. C. Miranda

S1444 Daily History	Date Action
PRIVATE PRISON CONTRACTORS; PUBLIC RECORDS	2/1 referred to Senate jud.

S1445: PRIVATE PRISONERS; TRANSFER

A private prison is liable for its operation and the persons under its authority. Private prisons that house another state's prisoners or federal prisoners can only house prisoners classified as minimum or medium custody, and cannot house prisoners with specified criminal histories. Adds to the list of information that must be provided to the Dept of Public Safety and Dept of Corrections prior to a transfer of prisoners into and out of a private prison. Private prisons are required to provide a monthly report to DPS and DOC.

First sponsor: Sen. Lopez

Others: Rep. Farley, Rep. Heinz, Rep. C. Miranda, Sen. Jackson

S1445 Daily History

Date Action

PRIVATE PRISONERS; TRANSFER 2/1 referred to Senate jud.

S1446: PRIVATE PRISONS; OVERSIGHT

The Dept of Corrections is authorized to adopt rules for the random inspection of all private prisons in Arizona. Establishes requirements for security officers employed by a private prison contractor. Within 24 hours of an escape or serious physical injury to a prisoner, the private prison must notify the Dept of Public Safety, the Dept of Corrections and the governor.

First sponsor: Sen. Lopez

Others: Rep. Farley, Rep. Heinz, Rep. C. Miranda, Sen. Jackson

S1446 Daily History

Date Action

PRIVATE PRISONS; OVERSIGHT 2/1 referred to Senate jud.

S1448: PRIVATE PRISONS; CAPACITY; NOTICE

Private prisons are required to comply with American Corrections Association accreditation capacity requirements or the Dept of Corrections' published prison construction standards. Private prisons are required to immediately notify DOC of any major incident involving public health or safety that occurs at the private prison. Private prisons that house another state's prisoners or federal prisoners can only house prisoners classified as minimum or medium custody, and cannot house prisoners with specified criminal histories. Adds to the list of information that must be provided to the Dept of Public Safety and Dept of Corrections prior to a transfer of prisoners into and out of a private prison. Private prisons are required to provide a monthly report to DPS and DOC.

First sponsor: Sen. Lopez

Others: Rep. Farley, Rep. Heinz, Rep. C. Miranda, Sen. Jackson

S1448 Daily History

Date Action

PRIVATE PRISONS; CAPACITY; NOTICE 2/1 referred to Senate jud.

S1449: PRIVATE PRISONS; REGULATION

A private prison is liable for its operation and the persons under its authority. Private prisons are required to comply with the American Corrections Association accreditation capacity requirements or the Dept of Corrections' published prison construction standards. Private prisons are required to immediately notify DOC of any major incident involving public health or safety that occurs at the private prison. Private prisons that house another state's prisoners or federal prisoners can only house prisoners classified as minimum or medium custody, and cannot house prisoners with specified criminal histories. Adds to the list of information that must be provided to the Dept of Public Safety and Dept of Corrections prior to a transfer of prisoners into and out of a private prison. Private prisons are required to provide a monthly report to DPS and DOC.

First sponsor: Sen. Lopez

Others: Rep. Farley, Rep. Heinz, Rep. C. Miranda, Sen. Jackson

S1449 Daily History

Date Action

PRIVATE PRISONS; REGULATION 2/1 referred to Senate jud.

S1450: GOVT ENTITIES; REPORTING VIOLENT BEHAVIOR;

A governmental entity (including an institution of higher education) that has knowledge that a person has been expelled, suspended or terminated because of violence, threats of violence, or behavior that constitutes a danger to self or others must report that information to the proper law enforcement officials, which must transmit the information to the appropriate local or regional health agency or crisis center.

First sponsor: Sen. Aboud

Others: Sen. Antenori, Sen. Cajero Bedford, Sen. Lopez, Sen. Melvin

S1450 Daily History

Date Action

GOVT ENTITIES; REPORTING VIOLENT BEHAVIOR; 2/1 referred to Senate jud.

S1459: LAW ENFORCEMENT; CRIMES; REPORTING

All law enforcement agencies are required to post on their websites the number of crimes reported within their jurisdictions that are required to be reported to the FBI. These statistics must be maintained on the website for at least five consecutive years. County attorneys are required to report annually on the website the number of cases that were referred to the county attorney for prosecution by each law enforcement agency in that county.

First sponsor: Sen. Sinema

Others: Sen. Gallardo, Sen. Landrum Taylor, Sen. Meza

S1459 Daily History

Date Action

LAW ENFORCEMENT; CRIMES; REPORTING 2/1 referred to Senate jud.

S1465: VALID ID; CONSULAR CARDS; PROHIBITION

The state and political subdivisions are prohibited from accepting a consular identification card issued by a foreign government as a valid form of identification.

First sponsor: Sen. Gould

S1465 Daily History

Date Action

VALID ID; CONSULAR CARDS; PROHIBITION 2/1 referred to Senate jud.

S1466: JUSTICE COURT; DEFERRED OR DIVERTED PROSECUTION

If a complaint is filed in a justice of the peace court, the county attorney has must obtain the approval of the justice court before diverting or deferring prosecution of an offender.

First sponsor: Sen. Gould

S1466 Daily History

Date Action

JUSTICE COURT; DEFERRED OR DIVERTED PROSECUTION 2/1 referred to Senate jud.

S1469: USE OF FORCE; JUSTIFICATION

Various changes related to justification for the use of force, including that a person who is unlawfully or forcefully entering or has unlawfully or forcefully entered a residential structure or occupied vehicle is presumed to pose an imminent threat of unlawful deadly harm to any person who is in the structure or vehicle. A person who is justified in the use of force is not subject to criminal prosecution for the justified conduct and may be awarded reasonable costs incurred in that person's defense if certain conditions are met.

First sponsor: Sen. Gould

Others: Sen. Pearce

S1469 Daily History

Date Action

USE OF FORCE; JUSTIFICATION 2/1 referred to Senate jud.

S1481: SUPREME COURT; COMPOSITION

Increases the number of justices on the Arizona Supreme Court to seven from five.

First sponsor: Sen. Gould

S1481 Daily History

Date Action

SUPREME COURT; COMPOSITION 2/1 referred to Senate jud.

S1482: APPELLATE JUDGES; JUDICIAL PERFORMANCE REVIEWS

No later than 60 days prior to the primary election for the retention of an appellate court judge, the Commission on Judicial Performance Review must prepare and publish on its website a list of the decisions of that judge, including an electronic copy of the text of the decision.

First sponsor: Sen. Gould

S1482 Daily History

Date Action

APPELLATE JUDGES; JUDICIAL PERFORMANCE REVIEWS 2/1 referred to Senate jud.

S1492: GRAND JURIES; EVIDENCE

Requires, rather than permits, grand juries to hear evidence at the request of the person under investigation.

First sponsor: Sen. Gould

S1492 Daily History	Date Action
GRAND JURIES; EVIDENCE 2/1	referred to Senate jud.

S1507: JUVENILE CO-DEFENDANTS; SAME JUDGE

If two or more juveniles are codefendants, all matters concerning the juveniles must be heard by the same judge, when practicable.

First sponsor: Sen. Driggs
Others: Sen. Crandall

S1507 Daily History	Date Action
JUVENILE CO-DEFENDANTS; SAME JUDGE 2/2	referred to Senate jud.

S1510: CAPITAL CASES; AGGRAVATING FACTORS

That the defendant committed the offense in connection with a gang initiation killing is added to the list of aggravating factors for capital cases.

First sponsor: Sen. Driggs

S1510 Daily History	Date Action
CAPITAL CASES; AGGRAVATING FACTORS 2/2	referred to Senate jud.

S1517: ANIMAL ABUSE; REPORTING

If a person convicted of bestiality, cruelty to animals, or animal fighting is placed on probation, the person must be prohibited from adopting, fostering, owning, or otherwise having care or custody of any animal during probation. Any employee of the Dept of Economic Security or Dept of Health, public nursing or home health provider, or probation or parole officer who reasonably believes that an animal has been the victim of mistreatment or neglect, bestiality, animal fighting, cockfighting, or equine tripping must immediately report this information to a peace officer, animal control enforcement officer, or a livestock officer.

First sponsor: Sen. Melvin
Others: Sen. Aboud, Sen. Antenori, Sen. L. Gray

S1517 Daily History	Date Action
ANIMAL ABUSE; REPORTING 2/2	referred to Senate jud.

S1534: AGGRESSIVE DOGS; VICIOUS ANIMAL ASSAULT

A person who owns or is responsible for an aggressive dog must take reasonable care to prohibit the dog from escaping and to prevent the dog from biting or attacking a person or domestic animal. Some exceptions. A person who intentionally or knowingly causes any dog to cause serious physical injury on a human being is guilty of a class 3 felony.

First sponsor: Sen. Melvin

S1534 Daily History

Date Action

AGGRESSIVE DOGS; VICIOUS ANIMAL ASSAULT 2/2 referred to Senate jud.

S1538: DRIVING; HANDHELD WIRELESS COMMUNICATION DEVICES

It is a civil traffic violation for a person to use a handheld wireless communication device to write, send or read a written message while driving a motor vehicle. Some exceptions. The civil penalty for an offense is \$50, unless the person was involved in an accident, in which case the civil penalty is \$200.

First sponsor: Sen. Melvin

Others: Sen. Shooter

S1538 Daily History

Date Action

DRIVING; HANDHELD WIRELESS COMMUNICATION DEVICES 2/2 referred to Senate jud.

S1551: SMOKING IN VEHICLE WITH MINORS

It is a nonmoving civil traffic violation to smoke in a vehicle if a person under 16 is also in the vehicle. Law enforcement officers must treat this infraction as a secondary offense and must have reasonable cause to believe there is another alleged violation. Civil penalties are prescribed.

First sponsor: Sen. Schapira

S1551 Daily History

Date Action

SMOKING IN VEHICLE WITH MINORS 2/2 referred to Senate jud.

S1559: JUVENILES; RESTITUTION; ADOPTIVE PARENTS; EXCEPTION

A court order requiring a juvenile to make restitution for an offense does not apply to an adoptive parent who adopts the juvenile after he/she was determined by the court to be a dependent child.

First sponsor: Sen. Murphy

S1559 Daily History

Date Action

JUVENILES; RESTITUTION; ADOPTIVE PARENTS; EXCEPTION 2/2 referred to Senate pub-hu ser.

S1560: DEPENDENT CHILDREN; HEARINGS; NOTICE

A person who refuses to take a test to determine if he/she is a child's natural parent permanently relinquishes all rights to custody of that child, but may still be required to provide child support for that child. Allows a prospective permanent placement to request a child's removal from that placement. If a motion for removal of a child is filed, a copy of the motion must be served on the prospective permanent placement at least 15 days prior to the hearing.

First sponsor: Sen. Murphy

S1560 Daily History

Date Action

DEPENDENT CHILDREN; HEARINGS; NOTICE 2/2 referred to Senate pub-hu ser.

S1586: FIREARMS; BACKGROUND CHECKS; GUN SHOWS

Summary to come

First sponsor: Sen. Gallardo

S1586 Daily History

Date Action

FIREARMS; BACKGROUND CHECKS; GUN SHOWS 2/2 referred to Senate jud.

S1587: MISCONDUCT INVOLVING WEAPONS; UNIVERSITIES; COLLEGES

Summary to come

First sponsor: Sen. Gallardo

S1587 Daily History

Date Action

MISCONDUCT INVOLVING WEAPONS; UNIVERSITIES; COLLEGES 2/2 referred to Senate jud.

S1588: MISCONDUCT INVOLVING WEAPONS; STATE BUILDINGS

Summary to come

First sponsor: Sen. Gallardo

S1588 Daily History

Date Action

MISCONDUCT INVOLVING WEAPONS; STATE BUILDINGS 2/2 referred to Senate jud.

SCR1020: CRIME VICTIMS; PROTECTION FROM LIABILITY

The 2012 general election ballot is to carry the question of whether to amend the state Constitution to indemnify a crime victim from a damage claim by a person who is harmed while committing, attempting to commit or fleeing after committing a felony.

First sponsor: Sen. Pearce

Others: Rep. Barton, Rep. Burges, Rep. Dial, Rep. Fann, Rep. Forese, Rep. Gowan, Rep. Harper, Rep. Kavanagh, Rep. Lesko, Rep. Proud, Rep. Smith, Rep. Stevens, Rep. Ugenti, Sen. Allen, Sen. Antenori, Sen. Barto, Sen. Biggs, Sen. Bundgaard, Sen. Crandall, Sen. Driggs, Sen. Gould, Sen. L. Gray, Sen. Griffin, Sen. Klein, Sen. McComish, Sen. Melvin, Sen. Nelson, Sen. Pierce, Sen. Shooter, Sen. Smith, Sen. Yarbrough

SCR1020 Daily History

Date Action

CRIME VICTIMS; PROTECTION FROM LIABILITY 1/26 referred to Senate jud.

SCR1029: PHOTO RADAR PROHIBITION

The 2010 general election ballot is to carry the question of whether to amend statute to prohibit local jurisdictions from using photo enforcement.

First sponsor: Sen. Antenori

Others: Rep. Burges, Rep. Gowan, Rep. Mesnard, Rep. Montenegro, Rep. Smith, Rep. Stevens, Rep. Ugenti, Sen. Biggs, Sen. Gould, Sen. Klein

SCR1029 Daily History

Date Action

PHOTO RADAR PROHIBITION 1/31 referred to Senate gov ref.

SCR1040: JUSTICES; JUDGES; REAPPOINTMENT; RECONFIRMATION

Summary to come

First sponsor: Sen. Gould

SCR1040 Daily History

Date Action

JUSTICES; JUDGES; REAPPOINTMENT; RECONFIRMATION 2/2 referred to Senate jud.

SCR1041: SUPREME COURT; JURISDICTION

Summary to come

First sponsor: Sen. Gould

SCR1041 Daily History

Date Action

SUPREME COURT; JURISDICTION 2/2 referred to Senate jud.

SCR1042: COMMISSIONS; APPELLATE; TRIAL COURT; APPOINTMENTS

Summary to come

First sponsor: Sen. Gould

SCR1042 Daily History

Date Action

COMMISSIONS; APPELLATE; TRIAL COURT; APPOINTMENTS 2/2 referred to Senate jud.

SCR1043: JUDICIAL NOMINEES; ALL QUALIFIED APPLICANTS

Summary to come

First sponsor: Sen. Gould

SCR1043 Daily History

Date Action

JUDICIAL NOMINEES; ALL QUALIFIED APPLICANTS 2/2 referred to Senate jud.

SCR1044: JUDICIAL VACANCIES; APPOINTMENT BY GOVERNOR

Summary to come

First sponsor: Sen. Gould

SCR1044 Daily History

Date Action

JUDICIAL VACANCIES; APPOINTMENT BY GOVERNOR 2/2 referred to Senate jud.

SCR1045: APPELLATE; TRIAL COMMISSIONS; GOVERNOR APPOINTMENT

Summary to come

First sponsor: Sen. Gould

SCR1045 Daily History

Date Action

APPELLATE; TRIAL COMMISSIONS; GOVERNOR APPOINTMENT 2/2 referred to Senate jud.

SCR1046: SUPREME; APPELLATE JUDGES; APPOINTMENT; CONFIRMATION

Summary to come

First sponsor: Sen. Gould

SCR1046 Daily History

Date Action

SUPREME; APPELLATE JUDGES; APPOINTMENT; CONFIRMATION 2/2 referred to Senate jud.

SCR1047: JUDICIAL CONDUCT; OPEN RECORDS; PROCEEDINGS

Summary to come

First sponsor: Sen. Gould

SCR1047 Daily History

Date Action

JUDICIAL CONDUCT; OPEN RECORDS; PROCEEDINGS 2/2 referred to Senate jud.

SCR1048: JUDICIAL RETENTION; SENATE VOTE

Summary to come

First sponsor: Sen. Gould

SCR1048 Daily History

Date Action

JUDICIAL RETENTION; SENATE VOTE 2/2 referred to Senate jud.

SCR1049: JUSTICES; JUDGES; APPOINTMENT; SENATE CONFIRMATION

Summary to come

First sponsor: Sen. Gould

SCR1049 Daily History	Date Action
JUSTICES; JUDGES; APPOINTMENT; SENATE CONFIRMATION	2/2 referred to Senate jud.

SCR1054: PUNITIVE DAMAGES AWARDS; FUNDS

Summary to come

First sponsor: Sen. Murphy

SCR1054 Daily History	Date Action
PUNITIVE DAMAGES AWARDS; FUNDS	2/2 referred to Senate jud.