



Maricopa County
County Manager's Office

June 11, 2020

To: Supervisor Clint Hickman, District 4
Chairman, Maricopa County Board of Supervisors
Supervisor Jack Sellers, District 1
Supervisor Steve Chucri, District 2
Supervisor Bill Gates, District 3
Supervisor Steve Gallardo, District 5

Joy Rich, County Manager
Reid Spaulding, Deputy County Manager
Valerie Beckett, Assistant County Manager
Lee Ann Bohn, Assistant County Manager

From: Michelle Hindman
Director, Maricopa County Government Relations

Re: 2020 Legislative Session Report

The 54th Legislature's Second Regular Session adjourned Sine Die on May 26, 2020 at 11:21 a.m. on the 135th day of session.

This session was one for the history books. As of Opening Day on January 13, economic projections were rosy and there had been little to no mention of COVID-19 in the local news. We were dealing with the traditional deluge of bills by the time legislators began introducing bills, which was on pace to meet or perhaps even exceed previous introduction records. Even with the onset of the COVID-19 outbreak, there were a total of 1,607 bills, memorials and resolutions introduced this session (up 189 from last year's numbers). However, by March 23, with the COVID-19 outbreak in full force, the Arizona Legislature adjourned without a return date after passing a 'skinny budget' to get the State through the remainder of the 2020 Fiscal Year and to provide a basic framework for the 2021 Fiscal Year, as they awaited any changes to forthcoming tax revenue projections for state sales and excise taxes. The Legislature returned at the end of May and ultimately adjourned Sine Die with minimal fanfare and no further budget action.

Maricopa County began the session with a streamlined set of priorities and I am happy to report that even in light of the COVID-19 crisis we were able to accomplish the Board's number one

legislative policy priority: enacting legislation to allow the Maricopa County Elections Department to use the electronic adjudication feature on newly procured election voting equipment, scheduled for use in the upcoming August and November elections. With the help of the Board and Elections staff subject matter experts, our Government Relations Team successfully secured the passage of necessary legislation, earning the first chapter number of the season.

Other County priorities included passing air quality legislation, and of course, continuing our work to (finally) permanently eliminate the statutory requirement to pay a percentage of the Arizona Department of Juvenile Corrections budget. As you will recall, the 13 smaller counties received permanent relief last year, leaving Maricopa and Pima Counties as the only two still required to pay. While we were making great strides towards success on this issue, sadly our efforts were overshadowed by COVID-19. The budget passed by the Legislature on March 23 requires Maricopa County to pay this cost-shift in full for Fiscal Year 2021. We will continue our efforts to eliminate this transfer in any upcoming special sessions and into next year. On a better note related to the state budget, we and our partners successfully secured additional funding for full reimbursement for costs incurred administering the 2020 Presidential Preference Election.

The following report details the Fiscal Year 2021 state 'skinny' budget, the 2020 Maricopa County Legislative Package and other bills of county interest. Of the 1,607 bills introduced, only 89 made it across the finish line and were signed into law. As a result, this report will look different than it has in the past. While other bills of county interest are still organized by subject, these sections are mostly comprised of bills that DID NOT become law. However, if they had, they would have had an impact on the county and it is extremely likely we will see these bills return either in special or regular session. If a bill was not chaptered into law, its *final disposition* was included directly below the summary.

I would like to thank all of those who assisted us during this legislative session. There were many bills that impacted County departments and we relied heavily on the expertise of department staff to protect County interests as legislative proposals moved through the process. If you would like more information on any issue contained in this report, please contact our office at (602) 506-4485.

Finally, I would like to especially thank my staff, Danny De Hoog, Trey Williams and Selene Saucedo for all of the hard work they put in during the 2020 session and beyond.

State Budget Recap

The following section is a summary of the state’s baseline FY 2021 budget bills and their relevant impacts on Maricopa County. This has been commonly referred to as a ‘skinny budget’ by the media and Capitol community as it only enacted mandated necessary expenses along with a select few other expenditures above the FY 2020 spending plan. We anticipate there may be one or more special sessions called before the end of the calendar year to make adjustments. Governor Ducey signed this \$11.8 billion budget on March 28, 2020.

SB 1692 – Chapter 58 – general appropriations act; 2020-2021. (Fann)

- **County Attorneys Fund:** Continues to provide \$973,700 of Arizona Criminal Justice Commission grant monies to counties [Section 22, page 19].
- **County Participation; Child Support Enforcement:** Appropriates \$8,740,200 to the Department of Economic Security for county participation in child support enforcement [Section 27, page 21].
- **Salt Cedar Removal; Environmental Grants:** Appropriates the following to the Arizona Department of Forestry and Fire Management: \$250,000 for environmental county grants and \$3,000,000 for hazardous vegetation removal [Section 36, page 32].
- **County Tuberculosis Provider Care and Control:** Maintains a \$590,700 appropriation to the Department of Health Services for county tuberculosis programs [Section 42, page 34].
- **County Judicial Reimbursements:** Continues to provide \$187,900 to the Supreme Court to reimburse counties for state grand juries and capital post-conviction relief (PCR). State grand jury relief is limited to \$97,900 and capital PCR relief is limited to \$90,000 [Section 50, pages 39-40].
- **Judicial Salaries:** Completes the re-instatement of the 50/50 cost share of Superior Court Judge’s Salaries between the state and Maricopa County [Section 50, pages 40-41]. This has been phased in over two years as follows:

| | FY 2019 | FY 2020 | FY 2021 |
|-----------------|---------|---------|---------|
| Maricopa County | 100% | 75% | 50% |
| State | 0% | 25% | 50% |

- **Arizona Department of Juvenile Corrections; County Payments:** Appropriates \$8,450,900 from the Department of Juvenile Corrections (DJC) Local Cost Sharing Fund to DJC. A.R.S. § 41-2832 requires that the DJC assess the fee only on Maricopa and Pima Counties, but does not outline the amount to be charged to each county [Section 51, page 43].
- **Border Strike Task Force; Local Support:** Appropriates \$1,261,700 to the Department of Public Safety for the Border Strike Task Force Initiative. Stipulates that \$761,700 must be used to fund local law enforcement officer positions within the Task Force. Requires the remaining \$500,000 to be used to fund grants to cover costs associated with prosecuting and imprisoning individuals charged with border related crimes [Section 76, pages 50-52].
- **State Aid to Indigent Defense Fund to Department of Public Safety:** Appropriates \$700,000 from the State Aid to Indigent Defense Fund to the Department of Public Safety for operations [Section 76, page 51].

- **Law Enforcement Boating Safety Fund:** Appropriates \$2,183,800 to be allocated to county law enforcement agencies in counties which had a law enforcement and boating safety program in existence prior to July 1, 1990 (Apache, Coconino, Gila, La Paz, Maricopa, Mohave, Navajo, Yuma) [Section 88, page 58].

- **AHCCCS FY 2020 Supplemental Appropriation:** Makes the following supplemental appropriations in FY 2020 to the Arizona Health Care Cost Containment System: \$45,978,600 from the General Fund, \$5,109,200 from the Tobacco Tax and Health Care Fund, and \$468,181,900 from the expenditure authority [Section 98, pages 67-68].

- **Supplemental PPE Funding:** Appropriates an additional \$2,616,900 to the Secretary of State for the 2020 Presidential Preference Election (PPE) reimbursements. Outlines that reimbursements shall be made based on the total number of active registered voters as of January 2, 2020 in each county. Sets the reimbursement rates as the lesser of the actual cost of conducting the PPE or the rates as follows:

- More than 500,000 active registered voters- \$1.74 per active registered voter
- Between 200,000 and 500,000 active registered voters - \$1.60 per active registered voter
- Between 100,000 to 200,000 active registered voters - \$1.90 per active registered voter
- Between 50,000 to 100,000 active registered voters - \$2.00 per active registered voter
- Between 12,000 to 50,000 active registered voters - \$2.10 per active registered voter
- Less than 12,000 - \$2.40 per active registered voter

Establishes that the \$4,408,100 appropriation in the FY 2020 enacted budget does not lapse until December 31, 2020 [Section 103, pages 69-70].

- **Supplemental Elections System Improvement Funding:** Appropriates an additional \$6,690,300 from the Elections Systems Improvement Fund to the Secretary of State. Of this funding, \$5,352,200 shall be distributed to counties for elections system improvements, with each county receiving \$50,000 and the remainder being allocated based on population [Section 104, page 70].

SB 1684 – Chapter 52 – revenue; budget reconciliation; 2020-2021. (Fann)

- **Arizona Department of Revenue Cost Shift:** As session law, sets the amount the Department of Revenue is required to collect from local governments at \$20,755,835 and lays out a framework for calculating each jurisdiction's share. The county share is approximately \$4,000,000 and the Maricopa County impact is expected to be around \$2,000,000 [Section 8, pages 8-10].

SB 1687 – Chapter 53 – human services; budget reconciliation; 2020-2021. (Fann)

- **Temporary Authority for COVID-19 Provider Payments:** As session law, permits the Arizona Health Care Cost Containment System to provide payments to providers of behavioral health services and providers of services to developmentally disabled, elderly, and physically disabled individuals in order to ensure that they maintain capacity during the COVID-19 state of emergency. Retroactive to March 10, 2020 [Section 5, pages 2-3].

SB 1688 – Chapter 54 – health; budget reconciliation; 2020-2021. (Fann)

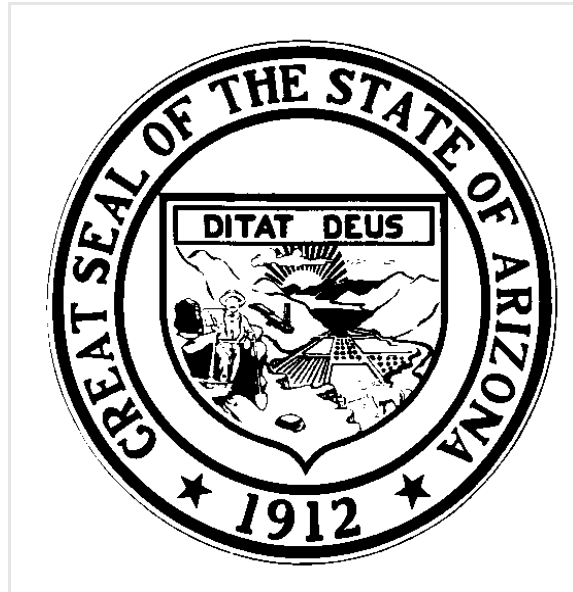
- **Arizona Long Term Care System:** Sets the Maricopa County Arizona Long Term Care System contribution for FY 2021 at \$196,891,500, an increase of \$11,100,200 over FY 2020 [Section 1, page 1].
- **Acute Care Contributions:** Sets the Maricopa County contribution for acute care for FY 2021 at \$17,788,700, a decrease of \$342,700 from FY 2020 [Section 4, pages 3-4].

SB 1689 – Chapter 55 – environment; appropriation; 2020-2021. (Fann)

- **Water Quality Assurance Revolving Fund:** As session law, appropriates a maximum of \$15,000,000 from the General Fund to the Water Quality Assurance Revolving Fund [Section 4, page 1].

SB 1690 – Chapter 56 – budget procedures; budget reconciliation; 2020-2021. (Fann)

- **Crisis Contingency and Safety Net Fund:** Establishes the Crisis Contingency and Safety Net Fund (fund) which can be spent for economic assistance only following an emergency declaration by the Governor. Appropriates \$50,000,000 in FY 2020 to the fund and specifies that this money can only be used for: housing assistance, allocations to entities providing services for homeless individuals, support for food bank operations, or assistance to businesses with less than 50 employees, nonprofit organizations or health care providers [Section 2, page 1 & Section 8, page 2].
- **Review of Eviction Policy:** As session law, states that the legislature intends for counties and municipalities to review their eviction policies and procedures during the COVID-19 emergency declaration to allow individuals and families to remain in their places of residence [Section 7, page 2].
- **Presidential Preference Election Reimbursement:** As session law, notwithstanding the statutory reimbursement rates for Presidential Preference Election (PPE), requires that reimbursements for the PPE in 2020 be made as outlined by SB 1692, Section 103 [Section 3, page 2].



Fifty Fourth Legislature

SECOND REGULAR SESSION

Session Convened: January 13, 2020

Adjourned Sine Die: May 26, 2020

General Effective Date: August 25, 2020

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SECTION I

SUMMARY OF LEGISLATION: MARICOPA COUNTY 2020 LEGISLATIVE AGENDA

MARICOPA COUNTY

2020 LEGISLATIVE AGENDA



- * Strike-Everything Amendment
- [E] Emergency Clause
- [P 105] Proposition 105 Clause
- [P 108] Proposition 108 Clause
- [LIV] Line Item Veto

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HB 2350 – counties; committed youth contributions; repeal (Toma)

Repeals the Committed Youth Confinement Cost Sharing Fee, assessed on each county with a population of more than 500,000 persons, and repeals the Arizona Department of Juvenile Corrections Local Cost Sharing Fund (Fund). Transfers all unexpended and unencumbered monies remaining in the Fund to the state General Fund (GF). Appropriates the amount of money transferred to the GF from the Fund to the Arizona Department of Administration for distribution to each county in proportional shares based on population.

FINAL DISPOSITION: Held in the Senate Committee on Government

HB 2497 – lawn equipment emissions reduction program (Dunn)

Modifies requirements for a Voluntary Lawn Equipment Emission Reduction Program (Program) as follows:

- Requires a voucher issued to an owner of a retired commercial lawn mower as part of a Program in a county with a population of 500,000 or more persons to be at least \$200, rather than a flat rate of \$200.
- Adds a manually operated reel lawn mower to purchase options for a recipients of a residential lawn mower voucher.

FINAL DISPOSITION: Held in Senate Committee of the Whole

SB 1135 – Chapter 1 [E] – elections; counting center; electronic adjudication. (Farnsworth, E.)

Identical to HB 2306 (Townsend), SB 1135 is an emergency measure that establishes requirements for the use of ballot tabulation equipment that has an electronic adjudication feature (feature) as follows:

- Requires the feature to be certified for use according to statute and authorized for use by the County Board of Supervisors or officer in charge of elections.
- States that the feature must be included in the tabulation system logic and accuracy testing.
- Asserts that in order to utilize the feature, that the Board of Supervisors or officer in charge of elections must appoint an electronic vote adjudication board (board) that adjudicates and submits ballots for tabulation that are read by the tabulation machine as:
 - blank, in order to determine if voter intent is clear on a portion or all of the ballot; or
 - an over-vote on any portion or all of the ballot; or
 - write-in choices, as prescribed in statute.
- Requires the board to consist of two judges who are equally divided between the two largest political parties and who are overseen by an inspector and provides for:
 - a method to track and account for the original ballot and the digital duplicate of the ballot created by the feature that includes a serial number on the digital image that can be used to track board actions;
 - the creation and retention of comprehensive logs of all digital duplication and adjudication actions performed by the board; and;
 - the retention of the original ballot and the digital duplicate of the ballot.

SB 1280 – pensions; unfunded liability; expenditure limits (Mesnard)

Requires a city, town or county's unfunded accrued liability for a state retirement system to be considered a long-term obligation required by a contract pursuant to the Arizona Constitution.

FINAL DISPOSITION: Held in the Senate Committee on Rules



SECTION II

**SUMMARY OF LEGISLATION:
OTHER BILLS OF COUNTY INTEREST**

AIR QUALITY & ENVIRONMENT



- * Strike-Everything Amendment
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[HB 2298 – food handler requirements; delivery services \(Shope\)](#)

Requires a driver for a third-party food or beverage delivery company to possess a document showing the completion of a food handler training course.

FINAL DISPOSITION: Held in the House Committee on Health and Human Services

[HB 2365 – conservation districts; invasive vegetation; research \(Dunn\)](#)

Expands the authority of natural resource conservation districts to include conducting surveys, investigations and research relating to eradicating invasive vegetation, and cooperating and entering into agreements with a landowner or agency to carry on programs of eradicating invasive vegetation.

FINAL DISPOSITION: Held in the Senate Committee on Natural Resources and Energy

[HB 2453 – DHS; exemption; certain foods; wineries \(Griffin\)](#)

Requires the Arizona Department of Health Services (DHS) to adopt rules exempting spirituous liquor, beer, wine and commercially prepackaged food served on premises from DHS food safety regulation and inspection.

FINAL DISPOSITION: Held in the Senate Committee on Health and Human Services

[HB 2455 – air quality omnibus \(Griffin\)](#)

Makes various changes to statutes relating to the Arizona Department of Environmental Quality (ADEQ), including:

- Requires ADEQ, rather than a county with a population of more than 400,000, to operate and administer a Voluntary Vehicle Repair and Retrofit Program (Program).
- Increases the maximum cost for vehicle repair or retrofit to \$1,000, up from \$700.
- Repeals the Voluntary Vehicle Repair and Retrofit Program Advisory Committee.
- Extends the deadline for the United States Environmental Protection Agency to approve certain modifications to the Program as part of the State Implementation Plan to July 1, 2022.

FINAL DISPOSITION: Held in Senate Caucus

[HB 2470 – fireworks; penalties \(Payne\)](#)

Modifies the civil penalties for a person who misuses fireworks.

FINAL DISPOSITION: Held in the House Committee on Commerce

[HB 2616 – noxious weeds; government projects \(Griffin\)](#)

Allows the state and political subdivisions to remove noxious weeds as part of routine maintenance and capital projects. Prevents the state and subdivisions from using those same noxious weeds in landscaping.

FINAL DISPOSITION: Held in Senate Committee of the Whole

HB 2749 – Chapter 5 – endangered species conservation; confidential information (Griffin)

Beginning January 1, 2021, deems information collected in an endangered species survey as confidential information and prohibits disclosure to any other entity if that information relates to a specific location, species identification or species quantity with minimal exceptions. Prescribes requirements for collecting information and penalties for improper disclosure.

HB 2828 – solar; electric vehicle batteries; disposal (Finchem)

Prohibits persons from disposing of a specialty environmental component in a solid waste landfill, instead requiring these items to be disposed of at a recycling facility that is approved by the Arizona Department of Environmental Quality for that specific purpose. States that a person who violates this provision is subject to a civil penalty of \$5,000.

FINAL DISPOSITION: Held in House Committee of the Whole

HCM 2003 – *urging eradication; salt cedars; waterways (Griffin)

Urges the United States Congress to appropriate monies to Arizona for the purposes of eradicating salt cedars from Arizona waterways. Further urges the United States Department of Interior and the United States Department of Agriculture to develop innovative solutions to control the proliferation of salt cedars.

FINAL DISPOSITION: Held in the Senate Committee on Water and Agriculture

SB 1477 – gasoline formulations; air quality (Pratt)

Establishes new formulation requirements for gasoline sold for use in motor vehicles in Area A (Maricopa County) and Area C (portions of Pinal County outside of Area A) from April 1 through October 31 of each year. Contains session law that states that these changes are conditionally enacted based on approval by the United States Environmental Protection Agency of the proposed modifications to the gasoline fuel formulation requirements as part of the State Implementation Plan for air quality by July 1, 2024.

FINAL DISPOSITION: Held in the House Committee on Rules

SB 1551 – energy; water; savings accounts (Brophy McGee)

Extends the maximum length of a contract between a county or municipality and an energy or water services company to pay for the incremental cost of energy or water savings measures in facilities owned by the county or municipality from 15 years to 25 years. Adds *other costs and revenue* into the determination of energy or water costs estimated to be achieved. Removes a requirement for a municipality or county to transfer payment for the maintenance and operation portion to the energy and water savings account on a monthly basis.

FINAL DISPOSITION: Held in the House Committee on Natural Resources, Energy and Water

CORONAVIRUS/COVID-19 & PUBLIC HEALTH



- * Strike-Everything Amendment
- [E] Emergency Clause
- [P 105] Proposition 105 Clause
- [P 108] Proposition 108 Clause
- [LIV] Line Item Veto

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HB 2608 – overdose; disease prevention; programs (Rivero)

Allows a city, town, county or other nongovernmental organization to establish and operate an overdose and disease prevention program (program). Prescribes program objectives and requires a program to offer needles, hypodermic syringes and other injection supply items at no cost.

FINAL DISPOSITION: Held in the Senate Committee on Health and Human Services

HB 2910 – Chapter 47 [E] – public school closures; coronavirus disease. (Bowers)

An emergency measure relating to the statewide school closure announced on March 15, 2020 by the Governor and the Superintendent of Public Instruction in response to the outbreak of Coronavirus/COVID-19. Stipulates various exceptions and requirements to public school operations based on whether the school closure persists past March 29, 2020.

HB 2912 – COVID-19; civil liability; evidence; penalties (Kavanagh)

Prohibits a person from being charged with, adjudicated for or convicted for an act that is prohibited or required by an executive order that was issued by the Governor in relation to the outbreak of Coronavirus/COVID-19. Specifies that a person who knowingly fails or refuses to obey any lawful order, rule or regulation after being provided a notice of violation and 24-hours to cure is subject to a civil penalty of not more than \$100. Prohibits this state or any political subdivision from revoking or suspending the license of any person or entity based on that person or entity's act prohibited or required by an executive order issued related to the outbreak of Coronavirus/COVID-19. Extends immunity provisions to businesses if a person contracts Coronavirus/COVID-19 during a proclaimed state of emergency or April 1, 2021, whichever is later.

FINAL DISPOSITION: Never Assigned to Senate Committees

SB 1051 – Chapter 6 [E] – DHS; continuation (Brophy McGee)

An emergency measure that continues the Arizona Department of Health Services for eight years and appropriates up to \$55,000,000 in FY 2020 from the Budget Stabilization Fund to the Public Health Emergencies Fund to pay for public health response expenses related to the outbreak of Coronavirus/COVID-19.

SB 1400 – *electronic smoking devices; retail licensing (Pace)

Increases the minimum legal age for the sale of tobacco products to 21 years of age. Expands prohibitions related to tobacco products and modifies penalties. Prescribes requirements for licensure, regulation and enforcement of the sale of tobacco products, alternative nicotine products and electronic smoking devices. Defines *alternative nicotine device* and modifies the definition of *electronic smoking device* and *tobacco product*.

Prohibits a city, town or county from adopting an ordinance or regulation in conflict with this Act, including pertaining to hours and days of tobacco product sales. Allows a city, town or county to enforce lawful zoning requirements and adopt lawful and reasonable advertising restrictions on billboards within three hundred feet of school zones. States that zoning may not be a basis for protesting or denying a license under the provisions of this Act.

FINAL DISPOSITION: Failed in the Senate Committee on Commerce

SB 1504 – Chapter 86 – fingerprinting; vital records; child care (Brophy McGee)

Makes various changes to statutes that require fingerprint clearance cards for specified public employees, including requiring any county employee or contractor that has access to vital records systems to have a fingerprint clearance card issued.

SB 1694 – Chapter 48 [E] – unemployment compensation; coronavirus disease (Fann)

Retroactive to March 11, 2020, an emergency measure that permits the Arizona Department of Economic Security to establish an alternative unemployment insurance benefit program for people impacted by the outbreak of Coronavirus/COVID-19.

COURTS, CRIMINAL JUSTICE & PUBLIC SAFETY



- * Strike-Everything Amendment
- [E] Emergency Clause
- [P 105] Proposition 105 Clause
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- [LIV] Line Item Veto

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[HB 2003 – firearms; prohibited possessors; due process \(Fillmore\)](#)

Notwithstanding any other law, states that a city, town, county or other political subdivision shall not prohibit a person from possessing a firearm unless a court of competent jurisdiction has made such an order. Clarifies that this law does not apply to a peace officer making a lawful stop, detention or arrest, or within a location in which a firearm may be lawfully prohibited.

FINAL DISPOSITION: Held in the House Committee on Judiciary

[HB 2070 – prearrest diversion programs; civil citation \(Blackman\)](#)

Authorizes a county, city, town, or other political subdivision to establish a prearrest diversion program within a law enforcement agency. Prescribes conditions under which a law enforcement officer may issue a civil citation to an adult who commits a nonviolent misdemeanor offense. Stipulates that if a prearrest diversion program is established, a committee must also be created to develop the program's policies and procedures and defines *nonviolent misdemeanor offense*.

FINAL DISPOSITION: Never Assigned to House Committees

[HB 2093 – 2nd amendment; unenforceable federal laws \(Biasiucci\)](#)

Prohibits the state or any political subdivisions from using any personnel or financial resources to enforce a federal law or regulation that violates the second amendment.

FINAL DISPOSITION: Never Assigned to House Committees

[HB 2148 – anti-racketeering revolving funds; reports; penalty \(Thorpe\)](#)

Prescribes penalties for entities receiving Anti-Racketeering Revolving Fund or County Anti-Racketeering Revolving Fund monies if they fail to file the statutorily required quarterly report.

FINAL DISPOSITION: Held in the Senate Committee on Judiciary

[HB 2230 – Chapter 16 – justice court; jurisdiction; crimes \(Allen, J.\)](#)

States that if a uniform traffic ticket is filed in the incorrect precinct, and the correct precinct is in the same county, then the case may be transferred to the correct precinct. Provides a delayed effective date of December 31, 2020.

[HB 2232 – competency examinations; records; appointments \(Allen, J.\)](#)

Reduces the number of mental health experts needed to evaluate individuals who have been charged with a misdemeanor from two to one. Repeals the current statutory requirement that all parties provide all available medical and criminal history records to the court within three working days of a motion being filed.

FINAL DISPOSITION: Held in Senate Committee of the Whole

[HB 2236 – deferred prosecution program; definition \(Allen, J.\)](#)

Allows a County Attorney to divert or defer the prosecution of a person who has been convicted of a serious or dangerous offense, been convicted of a dangerous crime against children or been convicted three or more times for possession of a controlled substance.

FINAL DISPOSITION: Held in Senate Committee on Judiciary

HB 2257 – arrest procedures; magistrates (Roberts)

Allows a peace officer or private citizen to take a person who they arrested without a warrant to a magistrate in either the county where the arrest occurred or the county where the offense occurred.

FINAL DISPOSITION: Held on Senate Third Read

HB 2316 – *mental disorder; considerations; involuntary treatment (Barto)

Modifies the definition of *mental disorder* and outlines circumstances under which a person can be considered for involuntary treatment, including prohibiting a person who has a substance use disorder without any co-occurring mental disorder from being considered for involuntary commitment.

FINAL DISPOSITION: Held in the Senate Committee on Health and Human Services

HB 2389 – public nuisance; noise; evidence (Townsend)

Requires noise-related public nuisance prosecutions to include an *accurate recording and measurement of the noise* by a peace officer or code enforcement officer. Specifies how the measurement must be taken.

FINAL DISPOSITION: Held in Senate Caucus

HB 2399 – unmanned aircraft operation; public venues (Weninger)

Modifies the definition of *critical facility* to include a multipurpose facility or public sports arena or stadium. Clarifies that it is not unlawful to operate or use an unmanned aircraft or unmanned aircraft system to intentionally photograph or loiter over or near a critical facility, if the person received prior written approval from the critical facility.

FINAL DISPOSITION: Held in the Senate Committee on Judiciary

HB 2414 – appropriations; alternative prosecution; diversion programs (Allen, J.)

Appropriates \$11.3 million in FY 2021, FY 2022 & FY 2023 to the Arizona Criminal Justice Commission (ACJC) for alternative prosecution and diversion programs. Of this, Maricopa County would be allocated \$4.25 million each year. Allows ACJC to use \$100,000 of appropriated funds each FY to administer the program, including to comply with reporting requirements. Clarifies that the monies are intended to supplement and not supplant existing funding.

FINAL DISPOSITION: Held in the Senate Committee on Judiciary

HB 2418 – *orders for evaluation; process servers (Barto)

Allows for an order for evaluation that does not require a person to be taken into custody to be served by a private process service instead of a peace officer.

FINAL DISPOSITION: Held in the Senate Committee on Government

[HB 2422 – coordinated reentry planning services programs \(Barto\)](#)

Allows a county to establish a coordinated reentry planning services program (program) for the purpose of screening and connecting persons booked into a county jail with appropriate treatment providers. Requires a county that establishes a program to also create a committee to develop the program's policies and procedures. Provides appropriates to certain counties based on population.

FINAL DISPOSITION: Held in the Senate Committee on Transportation and Public Safety

[HB 2479 – juvenile dependency; state aid; appropriation \(Biasiucci\)](#)

Appropriates \$2 million in FY 2021 to the newly established State Aid for Juvenile Dependency Proceedings Fund (Fund) under the Arizona Criminal Justice Commission (ACJC). Specifies that the Fund will be used to provide state aid to county public defenders, legal defenders, and contract indigent defense council for juvenile dependency cases. Directs the ACJC to annually distribute monies from the Fund to counties where the running three-year average of juvenile dependency case filings exceeds the three-year average of juvenile dependency case filings in the years 2011-2014. Specifies that the money is to be distributed in manner proportional to the county's share of the state's population and can only be used for specified purposes.

FINAL DISPOSITION: Held in the Senate Committee on Judiciary

[HB 2581 – dangerous; incompetent person; evaluation; commitment \(Allen, J.\)](#)

Establishes a civil commitment process for dangerous individuals charged with crimes who cannot complete the criminal justice process because they have been found to be incompetent to stand trial and cannot be restored to competency. Provides protections to ensure due process during the commitment proceedings, including an annual examination and petition process to evaluate if the defendant is still dangerous.

FINAL DISPOSITION: Held in the Senate Committee on Judiciary

[HB 2598 – sanctuary jurisdiction; liability; civil action \(Roberts\)](#)

Requires officials, agencies of the state, and all political subdivisions to comply with a valid immigration detainer requested by the federal government. States that an official, agency or law enforcement officer that fails to comply with a detainer is subject to a civil penalty. Authorizes the Attorney General or County Attorney to commence an action in Superior Court if they believe there is a violation.

FINAL DISPOSITION: Held in House Committee of the Whole

[HB 2702 – trespassing; civil unmanned aircraft \(Nutt\)](#)

Amends the definition of *entry* as it relates to critical facilities to include any civil unmanned aircraft inside the boundaries of the structure or unit or real property.

FINAL DISPOSITION: Held in the House Committee on Judiciary

HB 2719 – rubbish; removal; penalties (Petersen)

Limits penalties for recklessly placing rubbish, trash, or debris on any private or public property in unincorporated county to the maximum fine for a class 1 misdemeanor. Prohibits any incarceration as a result of a violation.

FINAL DISPOSITION: Held in Senate Caucus

HB 2830 – traffic stops; police cars; uniforms (Grantham)

Requires law enforcement agencies to use appropriately marked vehicles and official uniforms denoting the employing law enforcement agency for the routine enforcement of traffic laws in this state. Prescribes certain conditions under which it is an affirmative defense that a driver fled from a pursuing law enforcement vehicle.

FINAL DISPOSITION: Held on House Third Read

HB 2846 – public officials; entities; civil liability (Shah)

Stipulates that a public entity is not liable for damages as a result of an injury caused by any act or omission by a public officer who renders emergency care in good faith in a public building, at a public gathering on the grounds of a public building or at the scene of an emergency occurrence, unless while rendering the emergency care the public officer is guilty of gross negligence.

FINAL DISPOSITION: Held in House Committee of the Whole

HB 2879 – DOC; substance abuse programs; appropriations (Roberts)

Establishes the Substance Abuse Treatment Provider Loan Repayment Fund (Fund) to be administered by the Arizona Department of Health Services (DHS). States that monies in the Fund shall be used to provide grants to defray a portion of the student loan debt obligation of medical professionals who provide substance abuse treatment or counseling in correctional facilities. Directs DHS to award grants in an order of priority to include medical professionals who provide substance abuse treatment or counseling within a county jail.

FINAL DISPOSITION: Held in Senate Caucus

HCR 2036 – sanctuary jurisdiction; prohibition; law enforcement (Shope)

Prohibits this state or any city, town or county from declaring itself a sanctuary jurisdiction through statute, regulation, ordinance, policy, rule or procedure that prohibits or restricts law enforcement from working with any federal, state or local government entity to determine the immigration status of any individual.

FINAL DISPOSITION: Held in the House Committee on Judiciary

SB 1141 – detention officers; arrest warrant; custody (Livingston)

Allows a detention officer who is acting within their official capacity to arrest a person who is any of the following:

- Already incarcerated at a jail facility at which the detention officer is employed;
- At a hospital to which the detention officer is assigned and the person to be arrested is under law enforcement supervision or custody while in the facility;
- At a Superior, Justice or Municipal Court facility to which the detention officer is assigned; or
- Within a jail facility as a visitor and the person is found to have an outstanding warrant.

Specifies that a detention officer who is acting within their official capacity may take custody of a person whom a judicial officer remands into custody during a court proceeding.

FINAL DISPOSITION: Held in the House Committee on Rules

SB 1171 – criminal justice information; reporting; appropriation (Mesnard)

Outlines specific reporting requirements required of a County Attorney from a county with a population of two million or more persons. Appoints the Director of the Arizona Criminal Justice Commission as the central collection point for these data reports. Provides posting requirements and definitions.

FINAL DISPOSITION: Held in the House Committee on Appropriations

SB 1333 – peace officer rights; due process (Livingston)

Provides notice requirements from an employer that intends to interview a law enforcement officer, unless waived by the officer. Specifies that in an interview as part of an administrative investigation an employer:

- Is only allowed to ask questions that are material and relevant to the alleged misconduct described in the notice.
- If prohibited from intentionally misrepresenting that direct evidence of the officer's misconduct exists when it does not.
- Is not precluded from establishing that the alleged misconduct is part of a pattern or habit.

Specifies that a hearing officer, an administrative law judge and members of an appeals board or commission that hears an appeal of a disciplinary action are public officials, shall take evidence, and have the authority to subpoena a witness.

Permits an employer to order a law enforcement officer to submit to a mental or behavioral health examination in addition to a physical examination and requires a final report to be furnished to the officer within three business days. Asserts that only a licensed psychiatrist or licensed psychologist may make a diagnosis of post-traumatic stress disorder (PTSD) and defines a *licensed psychiatrist or licensed psychologist* as a behavioral health examiner who is licensed or has a specialty in the treatment of PTSD.

FINAL DISPOSITION: Failed on Senate Third Read

SB 1459 – private attorney retention; municipalities; counties (Leach)

Prohibits a city, town or county from entering into a contingency fee contract with a private attorney unless certain conditions are met. Requires a city, town or county to receive approval from the Attorney General before entering into a contingency fee contract. Further prohibits a city, town or county from entering into a contingency fee contract that provides for a local government's private attorney to receive a contingency fee from the county's portion of recovery except as prescribed. Requires an annual report from a city, town or County Attorney to the Governor, the Attorney General, the President of the Senate and the Speaker of the House of Representatives that describes the use of contingency fee contracts with private attorneys. States that this Act does not expand the authority of any local government or local government employee to enter into contracts where no authority previously existed.

FINAL DISPOSITION: Held in Senate Committee of the Whole

SB 1664 – civil liability; gun-free zones (Gowan)

Notwithstanding any other law, makes a government entity that establishes a gun-free zone liable for any damages claimed by a person harmed by criminal conduct in the zone, if a reasonable person would believe that possession of a firearm could have helped the person defend against the criminal conduct. Specifies that a government entity that establishes a gun-free zone has the duty to provide the level of protection from injury that individuals would have had if they were allowed to carry a gun. Removes provisions from statute that specify an operator, event sponsor, or employee is not liable for acts or omissions related to a public establishment.

FINAL DISPOSITION: Failed on Senate Third Read

SB 1665 – misconduct involving weapons; classification (Gowan)

Reduces the following offenses from a class 1 misdemeanor to a class 3 misdemeanor:

- Unless authorized by law, entering any public establishment or attending any public event and carrying a deadly weapon after a reasonable request by the operator of the establishment or sponsor of the event to remove the weapon and place it in temporary secure storage.
- Unless authorized by law, entering an election polling place on election day carrying a deadly weapon.

FINAL DISPOSITION: Held in the Senate Committee on Judiciary

ELECTIONS



- * Strike-Everything Amendment
- [E] Emergency Clause
- [P 105] Proposition 105 Clause
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[HB 2028 – candidate signs; prohibition; primary \(Fillmore\)](#)

Changes the dates when removing, altering or defacing a political sign or mailer is a considered a class 2 misdemeanor to 150 days before the general election, rather than 45 days before the primary election. Applies the same timeline changes to the dates that a city, town, or county may not remove, alter, deface or cover a political sign that supports or opposes a candidate for public office or a ballot measure, if it is in a public right of way and is not placed in a hazardous location.

FINAL DISPOSITION: Held in the Senate Committee on Judiciary

[HB 2043 – voter identification; school ID cards \(Townsend\)](#)

States that a high school, college, or university identification card may not be used as a form of identification for the purposes of obtaining a ballot.

FINAL DISPOSITION: Never Assigned to House Committees

[HB 2137 – polling places; law enforcement officers \(Lawrence\)](#)

Requires the County Recorder or other officer in charge of elections to provide for a law enforcement officer at each polling place and voting location for both the primary and general elections.

FINAL DISPOSITION: Never Assigned to House Committees

[HB 2267 – *presidential electors; ballots \(Townsend\)](#)

Allows, rather than requires, the names of the presidential electors to be printed on the ballot for presidential candidates.

FINAL DISPOSITION: Held in Senate Committee of the Whole

[HB 2268 – election complaints; attorney general \(Townsend\)](#)

Allows a person that believes an election irregularity or unlawful act has occurred in the course of an election to submit a complaint to the Attorney General (AG). Requires the AG to provide a toll-free phone number and internet access point to receive election complaints. Further requires the Secretary of State, the County Board of Supervisors, the County Recorder, or other officer in charge of elections to promptly report known or suspected criminal violations of Title 16 to the AG. Allows the AG, an employee of the AG or a law enforcement officer to enter a polling place, voting center or counting center and speak with anyone to investigate a complaint or preserve order. Clarifies any investigative activity may not interfere with the lawful conduct of an election or impede a voter's ability to vote.

FINAL DISPOSITION: Held in Senate Committee on Judiciary

[HB 2272 – postelection equipment testing \(Thorpe\)](#)

Requires logic and accuracy testing be performed on tabulation equipment after the unofficial results of the election have been issued, but prior to the official canvass of the results.

FINAL DISPOSITION: Held in House Committee of the Whole

HB 2304 – *federal only ballots; paper; tabulation (Townsend)

Requires federal-only ballots to be printed on colored paper and include the words *federal ballot* at or near the heading. Additionally, requires that federal-only ballots be tabulated and retained separately.

FINAL DISPOSITION: Held in House Committee of the Whole

HB 2343 – early voting; identification required (Fillmore)

Requires any voter or voter's agent that drops of an early ballot at a polling place, vote center or early voting location to: provide identification, sign the early ballot delivery log and print the name of the person delivering the ballot.

FINAL DISPOSITION: Held in House Committee of the Whole

HB 2364 – election law amendments (Townsend)

Makes various changes to statute relating to elections, including:

- Specifies that the reimbursement of charges incurred by the counties for the presidential preference election will be based on each active registered voter in the county on January 2 of the year of the election.
- Requires at least four election board workers, consisting of two members from each of the two largest political parties, to observe closing and sealing of the secure ballot return container and to sign the poll list and official ballot report for a county with a population of one million or more people. Counties with a population of less than one million must have at least two election board workers, one member from each of the two largest political parties, which perform this function.
- Asserts that, for counties with a population of one million or more people, the returns must be accompanied by at least four people, two from each of the two largest political parties, if practicable, and if not, the returns must be accompanied by at least two people, one from each of the two largest political parties.

FINAL DISPOSITION: Held in Senate Committee on Judiciary

HB 2619 – election boards; marshal training (Fillmore)

Requires that at least one marshal be assigned to each polling location. Further requires one marshal be included on an elections board for the purposes of tallying write in ballots. Directs the Attorney General to provide additional training on election laws for marshals and states that marshals that complete this training are eligible to be certified as *premium board workers*.

FINAL DISPOSITION: Held in House Committee on Rules

HB 2805 – Arizona election process study committee (Finchem)

Establishes the Arizona Election Process Study Committee which is tasked with giving recommendations on several elections topics including: polling place times/numbers, vote center and emergency voting activities and problems, provisional ballots use and tabulation times, ballot tabulation processes, voter suppression claims, Secretary of State compliance with laws on registration database as well as with general election laws.

FINAL DISPOSITION: Held in the Senate Committee on Judiciary

HB 2827 – elections; tabulation review; referral; logs (Finchem)

Requires the County Recorder or other officer in charge of elections to conduct a hand count when the number of ballots cast in any precinct exceeds the number of registered voters in the precinct on the 29th day before the election. Requires the Recorder or other officer in charge of elections to certify in writing that the tabulating equipment was not connected to an external internet network during the period beginning 24 hours before the start of early ballot tabulation, through the completion of ballot tabulation.

FINAL DISPOSITION: Held in the Senate Committee on Judiciary

SB 1014 – election procedures manual; rulemaking; GRRC (Ugenti-Rita)

Requires the Secretary of State's Election Procedures Manual to be submitted to the Governor's Regulatory Review Council for review and approval, rather than the Governor and the Attorney General.

FINAL DISPOSITION: Held in the Senate Committee on Judiciary

SB 1032 – early voting; signature required; notice (Ugenti-Rita)

Requires the County Recorder or other officer in charge of elections to make reasonable efforts to contact an elector and allow them to add their signature to an early ballot envelope no later than 7:00 p.m. on election day, if the signature is missing upon its return to the elections office. Specifies that early voter instructions must state that a ballot will not be counted without the voter's signature on the return envelope and provides a legislative intent clause.

FINAL DISPOSITION: Held in the House Committee on Rules

SB 1077 – countywide elections; vote by mail (Bowie)

Allows a county to conduct an all-mail ballot election for any election administered by that county. Stipulates that a countywide all-mail ballot election may only be conducted after a vote of approval by the County Board of Supervisors and if 60% or more of the county's registered voters are on the Permanent Early Voter List.

FINAL DISPOSITION: Held in the Senate Committee on Judiciary

SB 1092 – early ballot delivery; identification; attestation (Ugenti-Rita)

Requires any voter or voter's agent who submits two or more voted early ballots at a polling location, voting center or emergency voting center to provide an attestation and identification. Further requires a voter who deposits their own early ballot to present to an election board worker a valid form of identification in which the voter's name reasonably appears to be the same as that on the ballot affidavit.

FINAL DISPOSITION: Held in the Senate Committee on Judiciary

SB 1300 – mobile polling places; compliance (Leach)

Requires a portable or mobile polling place to comply with all the same requirements that apply to polling places at permanent buildings and facilities.

FINAL DISPOSITION: Held in the House Committee on Rules

SB 1419 – election observers; access (Farnsworth, D.)

Allows election observers to view all stages of the election process including the maintenance and organization of the voter registration rolls and the chain of custody of ballots beginning with ballot design through completion of the election canvass. Permits election observers to document observations, ask questions and receive timely responses.

FINAL DISPOSITION: Held in the Senate Committee on Judiciary

SB 1534 – registration; voting; jails; confinement (Quezada)

Requires every person who is otherwise eligible to register to vote and who is in the custody of the State Department of Corrections or a county jail to be provided the opportunity to register to vote upon release from confinement.

FINAL DISPOSITION: Held in the Senate Committee on Judiciary

SB 1612 – early voting locations; operation (Quezada)

Allows a County Board of Supervisors by resolution to authorize the County Recorder or other officer in charge of elections to establish any other early voting locations in the county the Recorder deems necessary. A Recorder or other officer in charge of elections may make changes to the approved early voting locations and shall notify the public and the Board of Supervisors regarding these changes as soon as is practicable.

Notwithstanding any other law, a County Recorder or other officer in charge of elections who establishes early voting locations may continue to operate those early voting locations during the three-day period immediately preceding Election Day, except that on-site early voting shall end as needed to ensure that precinct registers and other election materials are revised for use on election day to indicate which voters have requested an early ballot, which voters have already voted and which voters are on the inactive voter list.

FINAL DISPOSITION: Held in the Senate Committee on Judiciary

GENERAL GOVERNMENT



- * Strike-Everything Amendment
- [E] Emergency Clause
- [P 105] Proposition 105 Clause
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[HB 2004 – schools; capacity to sue; approval \(Fillmore\)](#)

Requires a governing board of a school district to have the approval of the County School Superintendent and the County Board of Supervisors in order to sue.

FINAL DISPOSITION: Never Assigned to House Committees

[HB 2012 – data governance commission; membership; extension \(Fillmore\)](#)

Expands the membership of the data governance commission to include a County School Superintendent that is appointed by the Governor.

FINAL DISPOSITION: Held in the House Committee on Education

[HB 2065 – recorder; recording fees; lien fees \(Kavanagh\)](#)

Sets the county fee for recording medical provider liens at \$9. Establishes a study committee on the maintenance and retention of records to review statutory requirements for recording and maintaining public records.

FINAL DISPOSITION: Failed on House Third Read

[HB 2088 – *state lake improvement fund; appropriation \(Biasiucci\)](#)

Allows the State Parks Revenue Fund to be used for administration of the state park system and limits the amount of monies from the State Lake Improvement Fund (SLIF) that can be used for administration to 10%. Further allows monies in the SLIF to be used for search and rescue operations and appropriates a total of \$5 million in FY 2021 to the Arizona State Parks Board for operating costs.

FINAL DISPOSITION: Held in the Senate Committee on Appropriations

[HB 2249 – Chapter 18 – personal representatives; funeral directors; prohibition \(Bolick\)](#)

Prohibits a funeral director or a funeral establishment owner who has control of a decedent's remains from qualifying as a creditor and seeking appointment as a personal representative of the decedent.

[HB 2362 – promotion; curricula; county school superintendents \(Fillmore\)](#)

Requires a County School Superintendent to prescribe the curricula and criteria for the promotion and graduation of students and to incorporate instruction on Native American history into existing curricula.

FINAL DISPOSITION: Never Assigned to House Committees

[HB 2468 – law enforcement; prosecution; grants; acceptance \(Payne\)](#)

Prohibits a County Board of Supervisors from rejecting or interfering with a law enforcement or prosecution agency's receipt of federal grant monies, award monies, or other monies intended to supplement the budget.

FINAL DISPOSITION: Held in the House Committee on Public Safety

HB 2713 – agency actions; procedures; fee awards (Grantham)

Increases the maximum allowable amount of court fees that may be awarded to the prevailing party in certain cases against the state or a city, town or county. Modifies statutory requirements relating to occupational licensees and applicants for occupational licensure. Defines *appealable action*, *licensing decision* and modifies the definition of *licensing*.

FINAL DISPOSITION: Held in Senate Committee of the Whole

HB 2761 – property value determination; modifications; verification (Shah)

Requires the County Assessor to physically inspect and verify modifications to a property prior to establishing the limited property value.

FINAL DISPOSITION: Held in the House Committee on Rules

HB 2772 – veterinarian licensure; shelter-owned animals (Kavanagh)

Specifies that a person who provides veterinary services to an animal that is owned by their employer is subject to regulation by the Arizona State Veterinary Medical Examining Board solely for acts constituting gross negligence. Further specifies that a licensed veterinarian's decision to euthanize an animal is not considered dishonorable or unprofessional conduct if that veterinarian is employed by an animal shelter and the animal to be euthanized is owned by the same animal shelter.

FINAL DISPOSITION: Never Assigned to House Committees

HB 2875 – regulation; short-term rentals (Kavanagh)

Expands the list of regulations that cities, towns and counties are allowed to impose on vacation or short-term rentals including:

- Requiring contact information for the owner of the rental to be posted on the front door or in another location on the property that is visible and accessible to the public;
- Restricting the maximum number of adult occupants allowed on the property at one time;
- Requiring the installation of safety and monitoring equipment that monitors and detects noise and notifies the owner if noise is unreasonable or in violation of a noise ordinance;
- Prohibiting smoking outside within 100 feet of a residential structure;
- Requiring occupants to check-in to a rental within the presence of the owner or the owner's designee; and
- Prohibiting occupants from parking on public or private streets if on-property parking is available.

Prohibits a vacation or short-term rental owner from advertising to exceed the occupancy limit of a dwelling or for any nonresidential use of the property. Requires the owner of a vacation or short-term rental to display their transaction privilege tax license in any online advertisement. Allows for a daily civil penalty to accrue for each day of a violation of either of these provisions.

FINAL DISPOSITION: Failed on House Third Read

SB 1037 – public fireworks displays; permits (Gowan)

Permits a fire district chief or fire district board to issue permits for public displays of fireworks located at least 50 miles from a county seat and outside of an incorporated city or town. Provides reporting requirements if a permit is issued.

FINAL DISPOSITION: Held in the House Committee on Rules

SB 1042 – Chapter 63 – executive sessions; security plans (Borrelli)

Allows a public body to enter into executive session to discuss security plans, procedures, measures or systems relating to the security or safety of buildings maintained by the public body. Specifies that records, documents and other materials furnished to a public body during the executive session are confidential and exempt from public disclosure. Provides definitions for *critical infrastructure* and *information technology*.

SB 1089 – public records requests; contact information (Leach)

Prohibits a custodian of public records from disclosing a record unless the requesting person has furnished their name, address, telephone number and e-mail address to the public body.

FINAL DISPOSITION: Held in the House Committee on Rules

SB 1238 – recorder's fees; military discharge documents (Gowan)

Requires the County Recorder to record discharge papers of United States National Guard officers and enlisted personnel without a fee. Provides disclosure prohibitions and requirements.

FINAL DISPOSITION: Held in the House Committee on Military and Veterans' Affairs

SB 1283 – appropriation; emergency shelter beds; seniors (Livingston)

Appropriates \$5 million from the state General Fund in FY 2021 to the Arizona Department of Economic Security for emergency shelter beds in western Maricopa County to shelter and serve homeless seniors who are at least 55 years old. Prescribes distribution requirements.

FINAL DISPOSITION: Held in the House Committee on Health and Human Services

SB 1317 – elderly assistance fund; appropriation (Alston)

Requires each county to establish an Elderly Assistance Fund (Fund) to be administered by the County Treasurer. Appropriates \$6 million from the state General Fund in FY 2021 to the Arizona Department of Administration to be allocated to each county's Fund on a pro rata basis.

FINAL DISPOSITION: Held in the Senate Committee on Appropriations

SB 1319 – county treasurer; investment earnings; operation (Alston)

Allows the Maricopa County Treasurer to deduct a monthly management fee from the pooled income earnings to be used to operate the Treasurer's office. States that any management fees that exceed the office's budget shall be deposited into the county General Fund.

FINAL DISPOSITION: Held in the Senate Committee on Finance

SB 1350 – state parks; lottery; heritage fund (Brophy McGee)

Appropriates \$1 million from the State Lottery Revenue Bond Debt Service Fund to the Arizona State Parks Board Heritage Fund annually, when sufficient monies are available.

FINAL DISPOSITION: Held in the House Committees on Natural Resources, Energy and Water

SB 1393 – education programs; county jails; appropriation (Carter)

Requires each county that operates a county jail to offer an education program to serve all prisoners who are 21 years of age or younger (increased from the current age of 18), who do not have a high school diploma or a general equivalency diploma and who are confined within the county jail. Appropriates \$114,000 from the state General Fund in FY 2021 to the Superintendent of Public Instruction for distribution to County School Superintendents for this purpose.

FINAL DISPOSITION: Held in the House Committee on Appropriations

SB 1416 – claims; liability; notice (Farnsworth, D.)

Specifies that if a city, town or county is aware of a potential claim or cause of action involving the local government, and the potential claimant has not filed a notice of claim (NOC) at least 90 days before the NOC time frame expires, the local government must notify all potential claimants of the obligation to file a NOC pursuant to statute. Asserts that if a city, town or county fails to notify all potential claimants within the 90 day timeframe, the claimant has two years after the date of the potential claim or cause of action accrues to file a claim.

FINAL DISPOSITION: Held in the Senate Committee on Judiciary

SB 1418 – board of library examiners; continuation (Farnsworth, D.)

Continues the Arizona State Library, Archives and Public Records, the State Board on Geographic and Historic Names, and the Board of Library Examiners until July 1, 2028. Modifies membership of the State Board on Geographic and Historic Names to include three members of the public appointed by the Governor, one who is a current or former elected tribal official.

FINAL DISPOSITION: Held in the House Committee on Rules

SB 1542 – board of supervisors; seal (Quezada)

Removes statutory language allowing a County Treasurer and a County Recorder to have and use an official seal of office.

FINAL DISPOSITION: Held in the Senate Committee on Government

SB 1553 – neighborhood variance index; hearing (Brophy McGee)

Requires a county or municipal planning commission to hold a hearing if 20% of the qualified electors residing in a community petition to evaluate the neighborhood variance index for the community. Allows the commission to prepare specific plans and measures that may be required to improve the neighborhood variance index and states that the commission may recommend such plans or measures to the governing body of the appropriate local government.

FINAL DISPOSITION: Failed in Senate Committee on Commerce

SB 1554 – short-term rental enforcement; penalties (Brophy McGee)

Specifies that, if a vacation or short-term rental is not a person's primary or secondary residence, or if it is owned by a corporate entity, the property may not be rented more than one time in a thirty-day period unless allowed by local ordinance. Provides occupancy standards, prescribes financial penalties and defines *corporate entity*.

FINAL DISPOSITION: Held in the House Committee on Rules

SB 1594 – military installation fund; property; conveyance (Kerr)

Allows the Department of Emergency Management (DEMA) to sell or otherwise dispose of real estate, property rights and related infrastructure acquired through the Military Installation Fund. Allows DEMA to lease or sublease acquired real estate or related infrastructure at fair rental value. Requires any sale or conveyance be made to the highest and most responsible bidder at a public auction.

FINAL DISPOSITION: Held in House Committee on Rules

SB 1667 – fireworks; aerial devices (Gowan)

Expands the definition of *permissible consumer fireworks* for a county with 500,000 or more to include multiple-tube aerial devices.

FINAL DISPOSITION: Failed on Senate Third Read

HUMAN RESOURCES & RETIREMENT



- * Strike-Everything Amendment
- [E] Emergency Clause
- [P 105] Proposition 105 Clause
- [P 108] Proposition 108 Clause
- [LIV] Line Item Veto

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HB 2145 – PSPRS; CORP; death benefits; suicide (Kern)

Expands death benefits to Public Safety Personnel Retirement System or Correctional Officers Retirement Plan members and surviving spouses for a member that commits suicide, if the member had previously received traumatic event counselling. Applies retroactively to December 31, 2018.

FINAL DISPOSITION: Failed on House Third Read

HB 2157 – PSPRS; benefit computation; return-to-work (Blackman)

Conforms the age at which a Public Safety Personnel Retirement System (PSPRS), Corrections Officer Retirement Plan or Elected Officials' Retirement Plan retired member's benefit payments must commence to the Internal Revenue Code and modifies the definition of *average monthly benefit* for a Tier 1 PSPRS member.

FINAL DISPOSITION: Held in Senate Caucus

HB 2251 – public employees; travel reimbursement; airfare (Blackman)

Limits reimbursement for airfare for any public official or employee to the cost of coach and prohibits airline seating upgrades.

FINAL DISPOSITION: Never Assigned to House Committees

HB 2357 – ASRS; self-insurance program. (Toma)

Specifies the uses of monies in a self-insurance program account, including:

- Stipulates that the Arizona State Retirement System (ASRS) may not use or divert any income from the self-insurance program for any purpose other than providing benefits and paying the administration costs for the program or premium payments as prescribed in statute.
- If a self-insurance program is no longer offered, requires monies in the program account to be used to provide any remaining benefits and to pay administration costs for the program or the premium payments as prescribed in statute, rather than being transferred to another ASRS account.
- Specifies that any remaining monies in the account be returned to the employer if the liabilities of ASRS to provide self-insurance program benefits and the premium payments are satisfied.
- Includes the Public Safety Personnel Defined Contribution Retirement Plan in groups that may participate in group health and accident coverage.
- Prohibits the ASRS Board from using the health insurance and premium payment account for any purpose other than the cost of administering these benefits or the self-insurance program.

FINAL DISPOSITION: Held in the Senate Committee on Finance

HB 2469 – law enforcement officers; additional benefits. (Payne)

Extends law enforcement death benefits to the surviving spouse of a law enforcement or corrections officer that was killed in the line of duty for the rest of their life, even if the spouse remarries. Specifies that if the spouse remarries, coverage would be extended to additional new family members. Requires the employer to extend payments for health insurance provided to a surviving spouse to the new spouse and family members. Further stipulates that in addition to all other death benefits, a surviving spouse or dependent shall receive payment for all of a deceased member's unused sick leave.

FINAL DISPOSITION: Held in House Committee of the Whole

HB 2475 – law enforcement officers; rights; privileges (Payne)

States that a law enforcement officer, including a detention or corrections officer, has all of the rights and privileges that are due to a law enforcement officer 24 hours a day, on or off duty.

FINAL DISPOSITION: Never Assigned to House Committees

HB 2622 – county officials; practice of law. (Payne)

Allows a County Sheriff, Sheriff's Deputy, or Constable to practice law or form a partnership with an attorney at law.

FINAL DISPOSITION: Held in the House Committee on Public Safety

HB 2631 – PSPRS; local boards; duties; consolidation (Blackman)

Allows a Public Safety Personnel Retirement System (PSPRS) or Corrections Officer Retirement Plan (CORP) local board to consolidate with other local boards for the respective employers. Requires the PSPRS Board of Trustees to make a determination on eligibility for service credits and retirement benefits, rather than a local board. Limits the ability of a PSPRS or CORP local board to determine eligibility for disability and in-the-line-of-duty death benefits.

FINAL DISPOSITION: Held in Senate Committee of the Whole

SB 1329 – defined contribution; health subsidy; disability (Livingston)

Allows retired participants of the Public Safety Personnel Retirement System (PSPRS) and the Corrections Officers' Retirement Plan defined contribution plans to receive a monthly health insurance premium subsidy when they reach typical retirement age. Modifies the formula used to calculate accidental disability pension benefits for PSPRS members by making the monthly amount no less than 50% of the member's average monthly benefit compensation. Further modifies the formula used to calculate ordinary disability pension benefits for PSPRS members to a calculation that divides the member's actual years of credited service by their required credited service for the applicable normal retirement date.

FINAL DISPOSITION: Held in the House Committee on Government

SB 1331 – Chapter 42 – self-insured employers; deviation continuation (Livingston)

Continues the current 10% deviation rate for calculating taxes or assessments paid by self-insured employers for two more years through 2022.

SB 1354 – Chapter 79 – public retirement systems; prefunding plan (Livingston)

Establishes the Arizona Employers' Pension Prefunding Plan (Plan) as a special trust fund to allow participating employers who provide a defined benefit (DB) plan to prefund their required pension contributions and outlines Plan requirements. Allows the governing body of an employer who has established a DB plan to authorize and request the State Treasurer to invest pension prefunding plan monies.

SB 1498 – workers' compensation; physicians; expertise; hearings (Boyer)

Allows an employee or the employee's surviving family members to bring any person of their choosing to any Industrial Commission of Arizona hearing without prior approval of the administrative law judge.

FINAL DISPOSITION: Held in the Senate Committee on Rules

SB 1499 – public safety employees; testimony; legislature (Boyer)

Allows a public safety employee that serves a city, town, county, or fire district to present proposals and testimony to the legislature and expands the definition of *public safety employee* to include a peace officer or firefighter.

FINAL DISPOSITION: Held in the Senate Committee on Government

SB 1530 – ASRS; return to work (Livingston)

States that an employer is not required to pay an alternate contribution rate to the Arizona State Retirement System on behalf of a retired member that returns to work as a substitute employee. Specifies that the provisions of the Act do not apply if the substitute employee is filling a vacant position.

FINAL DISPOSITION: Held in the Senate Committee on Finance

SB 1543 – employee identification; law enforcement (Quezada)

Prohibits a county employee that is not an authorized officer of the law (defined as an attorney, sheriff, or constable) from using or wearing a badge that could lead a person to believe that the employee is connected with law enforcement. Classifies a violation as a class 1 misdemeanor.

FINAL DISPOSITION: Held in the Senate Committee on Government

LAND USE, PLANNING & ZONING



- * Strike-Everything Amendment
- [E] Emergency Clause
- [P 105] Proposition 105 Clause
- [P 108] Proposition 108 Clause
- [LIV] Line Item Veto

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HB 2092 – federal government; land acquisition; consent (Finchem)

Requires the affirmative consent of the Governor and the Arizona Legislature before any sale, gift, grant or transfer of ownership of private property to a Federal agency occurs if that transfer would remove the property from any state or local property tax rolls.

FINAL DISPOSITION: Never Assigned to Senate Committees

HB 2098 – dam safety study committee (Griffin)

As session law, establishes the Dam Safety Study Committee and prescribes membership to include two members from county flood control districts; one from a county with a population of more than two million and the other from a county with a population of less than two million.

FINAL DISPOSITION: Held in the Senate Committee on Water and Agriculture

HB 2686 – Chapter 3 [E] – building permits; utilities; restrictions; prohibitions (Bowers)

Prohibits a city, town or county from denying a building permit application solely based on the utility provider proposed to provide service to the project. Requires a city, town or county to ensure that all applicable permits and fees assessed on a permit applicant do not exceed those assessed for use of other utility providers and do not have the effect of restricting an applicant's ability to use the service of a utility provider that is otherwise authorized to provide service.

HB 2845 – building permits; green buildings (Shah)

Requires a County Board of Supervisors to adopt standards for issuing building permits in an expedited manner for the new construction or the remodeling of *green buildings*. Allows for a county to retroactively suspend this permit if the new construction or remodel fails to meet the necessary classifications.

FINAL DISPOSITION: Held in the House Committee on Commerce

SB 1303 – Chapter 77 – annexation of territory; requirements (Pratt)

Prohibits an annexation that creates a county island by leaving behind a portion of unincorporated county land that is surrounded by a city or town, or a combination of cities and towns.

PUBLIC WORKS & TRANSPORTATION



- * Strike-Everything Amendment
- [E] Emergency Clause
- [P 105] Proposition 105 Clause
- [P 108] Proposition 108 Clause
- [LIV] Line Item Veto

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[HB 2280 – fire protection systems; inspections \(Campbell\)](#)

Requires inspection performed by cities, towns and counties of fire protection systems to be performed by an individual certified by any entity that is accredited by the American National Standards Institute. As session law, requires any city, town or county that has adopted a fire code, also adopt a regulation to enforce the changes made by this Act by January 1, 2021.

FINAL DISPOSITION: Held in House Committee of the Whole

[HB 2286 – appropriation; wastewater treatment infrastructure \(Osborne\)](#)

Appropriates \$5 million to the Arizona Department of Environmental Quality for the purpose of distributing to the City of Glendale for costs associated with the construction of water reclamation and wastewater treatment infrastructure in the vicinity of Luke Air Force Base.

FINAL DISPOSITION: Held in House Committee of the Whole.

[HB 2305 – solid waste services; private provider \(Townsend\)](#)

Prohibits cities, towns and counties from providing for or enforcing a criminal penalty against a person who refuses to purchase solid waste collection services from a private service provider.

FINAL DISPOSITION: Held in Senate Caucus

[HB 2313 – fire sprinklers; existing buildings; prohibition \(Grantham\)](#)

Prohibits a fire district, city, town or county from requiring a person or entity to install fire sprinklers in a building that: allows three hundred or more occupants, is licensed to serve alcoholic beverages, and was not required to have fire sprinklers when originally constructed. Further prohibits a fire district, city, town or county from imposing a fine or penalty on a person or entity for choosing not to equip fire sprinklers in these buildings. Provides an exception for if an owner voluntarily undertakes a major renovation or remodel.

FINAL DISPOSITION: Held in the Senate Committee on Government

[HB 2431 – physical body adornment; establishments; certification \(Butler\)](#)

Requires body art establishment operators to have a current certificate of operation issued by a local public health department by January 1, 2022. Allows a local public health department to establish fees relating to issuing a body art establishment certificate of operation and provides for minimum standards that must be met before issuance.

FINAL DISPOSITION: Never Assigned to House Committees

[HB 2442 – highway safety fee repeal \(Biasiucci\)](#)

The Highway Safety Fee was established by Laws 2018, Chapter 265 and was repealed by Laws 2019, Chapter 268 effective July 1, 2021. HB 2442 repeals the Highway Safety Fee on the general effective date, which is August 25, 2020.

FINAL DISPOSITION: Held in the Senate Committee on Transportation and Public Safety

[HB 2589 – land divisions; county regulation; surveys \(Griffin\)](#)

Prohibits a county from requiring an applicant for a land division to conduct a survey or pay property taxes in full as a condition of approving the land division or conveyance, or issuance of a building permit. Removes an existing statutory requirement for an applicant for a lot split to include a statement from a licensed surveyor or engineer as whether or not the lot has physical access that is traversable by a two wheel drive vehicle.

FINAL DISPOSITION: Held in the Senate Committee on Government

[HB 2605 – disposition of public roadways \(Rivero\)](#)

Allows a governing body to authorize the Arizona Department of Transportation to sell and convey any unnecessary public roadway by instruments other than a quitclaim deed. Modifies the definition of *abutting owner* and exempts the sale or conveyance of land within a public roadway to an abutting owner from the requirement to pay an amount determined by the governing body.

FINAL DISPOSITION: Held in House Committee of the Whole

[HB 2792 – incorporation; urbanized areas. \(Shope\)](#)

Modifies requirements for the incorporation of communities and urbanized areas. Extends statutory requirements for the reduction in size or incorporating of urbanized areas until January 1, 2027.

FINAL DISPOSITION: Held in Senate Committee of the Whole

[HB 2836 – land surveyors; minimum standards \(Rivero\)](#)

Requires registered land surveyors to observe minimum standards of practice to best represent and disclose locations of corners, boundary lines and monuments. Stipulates that if a land surveyor rejects an existing monument, they must create a results-of-survey-drawing that discloses the evidence and file the drawing with the County Recorder, in addition to providing a copy to the client.

FINAL DISPOSITION: Held in House Committee of the Whole

[HB 2841 – municipal zoning; housing overlay \(Kern\)](#)

Requires a municipality to establish a housing affordability zoning overlay district (District) by ordinance no later than July 1, 2025. Prohibits a municipality from denying a building permit within the District but does permit them to adopt reasonable reporting requirements to determine if a sub-divider that is selling newly constructed homes within the District continues to meet necessary certification requirements.

FINAL DISPOSITION: Held on House Third Read

[HB 2858 – Salt River horses; enforcement; bridge \(Townsend\)](#)

Establishes the Salt River Horse Fund consisting of private grants, gifts, and contributions. Requires the construction of a bridge for the Salt River horse herd when there are sufficient monies in the Salt River Horse Fund. Specifies conditions for removal and limits interaction with the Salt River horses to maintain the wild nature of the herd.

FINAL DISPOSITION: Held in the House Committee on Rules

HB 2899 – fuel; electric cars; hybrids; taxes (Campbell)

Imposes additional fuel taxes for motor vehicle fuel, natural gas, propane and electricity. The motor vehicle fuel, natural gas, and propane categories have differing phased increases for light class motor vehicles and use class motor vehicles. The annual increases are prescribed from FY 2021 – FY 2024 and in each year following are adjusted to reflect the change in the GDP implicit price deflator in the prior year.

Establishes a flat rate annual tax on electric and hybrid vehicles and prescribes annual increases to the rate from FY 2021 – FY 2024.

Establishes the Arizona Road Use Account (Account). States that the revenue from the electric and hybrid vehicles tax and additional motor fuels taxes established by this Act be deposited into the Account. Requires the State Transportation Board, in consultation with county and municipal governments and regional transportation planning agencies, to establish a comprehensive plan for monies in the Account and requires this plan to be updated at least once every five years.

FINAL DISPOSITION: Held in House Committee of the Whole

SB 1019 – *hemp; prohibition; regulation; advisory committee (Borrelli)

Prohibits a city, town or county from imposing any restriction on an industrial hemp site unless that site violates any applicable zoning designations or building codes. Permits a city, town or county to enforce a lawful zoning ordinance if that ordinance is applied uniformly to all other properties of the same zoning classification. Prohibits the further regulation of an industrial hemp site by a city, town or county.

Requires the Arizona Department of Health Services to establish and maintain a public registry of all issued industrial hemp licenses as well as a voluntary registry for the cultivation sites of nonprofit medical marijuana dispensaries.

Establishes the Advisory Committee on Industrial Hemp and Medical Marijuana Cross-Pollination and requires a report of any findings to be issued by December 31, 2021.

FINAL DISPOSITION: Never Assigned to House Committees

SB 1133 – public works; contracts; payment (Gray)

Specifies that in the event a public body has directed a contractor to perform changed or additional work in accordance with the terms of a construction contract, and pending a final determination of the total amount to be paid for the change order, the contractor may request change order payment in monthly pay estimates based on the costs the contractor incurred to perform the additional work. Requires a public body representative to make an interim determination for purposes of approval for payment, permitting either party to agree with the determination and assert a claim in accordance with the terms of the contract.

Applies the same procedures in the event a public body has directed a contractor to perform changed or additional work and the contractor directs a subcontractor to perform the change order in accordance with the terms of the agreement between the general contractor and the subcontractor. However, the subcontractor requests payment from the general contractor and any disagreement could result in a claim (presumably against the public body) in accordance with the terms of the agreement between the contractor and the subcontractor.

FINAL DISPOSITION: Held on House Third Read

SB 1201 – building permits; electrical outlet capacity (Steele)

Prohibits a city, town or county from issuing a single-family residential structure building permit if the structure does not have specified elements to charge an electric vehicle, either in the garage or within ten feet of a parking space, with specified exceptions.

FINAL DISPOSITION: Held in the House Committee on Government

SB 1274 – Chapter 75 – professional regulatory boards; composition (Ugenti-Rita)

Makes various changes to the membership of professional regulatory boards in order to increase public membership. Amends the membership of the State Board of Technical Registration as follows:

- One architect, rather than two architects.
- One professional engineer, rather than one civil engineer and two representatives of other branches of engineering.
- Six public members, at least one of who has a legal construction or design background, rather than one public member.
- Maintains membership for one landscape architect, one geologist, and one land surveyor.

SB 1298 – *definitions; engineering; professional engineer (Mesnard)

Defines *professional engineer* and redefines *engineer* and *engineering practice*. States that a person is deemed to be practicing engineering if they practice any discipline of the engineering profession or uses a title that implies they are a professional engineer.

FINAL DISPOSITION: Held in the House Committee on Regulatory Affairs

SB 1305 – Chapter 78 – personal delivery devices (Livingston)

Establishes, beginning September 1, 2020, laws governing the operation of a *personal delivery devices*, outlining requirements and regulations for device operation. Permits a local authority to establish a maximum speed of less than 12 miles per hour if they determine that a maximum speed of 12 miles per hour is unreasonable or unsafe for a specified area. Prohibits a local authority from otherwise regulating personal delivery devices in a manner that is inconsistent with the provisions of this Act.

SPECIAL DISTRICTS



- * Strike-Everything Amendment
- [E] Emergency Clause
- [P 105] Proposition 105 Clause
- [P 108] Proposition 108 Clause
- [LIV] Line Item Veto

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HB 2386 – county free library districts; programs (Udall)

Authorizes a county free library district to provide funding for:

- Making information, technology and resources available to library patrons.
- Providing a place for studying, researching, reading and learning.
- Providing educational and informational programs.
- Providing literacy promotion programs for all age groups, with special emphasis on early literacy, school readiness, adult literacy, digital literacy and workforce development.

FINAL DISPOSITION: Held in the Senate Committee on Government

HB 2439 – domestic water improvement districts; purpose (Kavanagh)

As amended in Committee, allows a domestic water improvement district (DWID) to be formed for the purposes of constructing, operating and maintaining one or more standpipes for hauling water. Specifies that the powers and duties of the DWID board and the County Board of Supervisors are the same as other types of improvement districts. A DWID formed under these provisions may or may not be contiguous. Prohibits a person who does not consent to an assessment from being assessed by the DWID. Requires consent of a city or town within 6 miles of the proposed DWID boundaries.

FINAL DISPOSITION: Held in House Committee of the Whole

HB 2493 – community facilities districts (Toma)

Prescribes the use of the amount of the net premium associated with a general obligations bond issuance and prohibits the annual property tax levy in a community facilities district (CFD) from exceeding specified amounts. Modifies the composition of a CFD board to require two additional owner members.

FINAL DISPOSITION: Held in the Senate Committee on Finance

HB 2653 – county stadium districts; annual budget (Thorpe)

Requires a county stadium district to hold a public hearing before amending its budget on a finding of good cause.

FINAL DISPOSITION: Held in the Senate Committee on Finance

HB 2812 – community facilities districts; viticulture (Pierce)

Modifies the definition of *public infrastructure* to include *viticulture* as an allowable use within a community facilities district.

FINAL DISPOSITION: Held in the Senate Committee on Finance

SB 1006 – multipurpose facilities districts; lobbying prohibited (Farnsworth, D.)

Prohibits a stadium district from contracting with or otherwise agreeing to pay an individual or entity for lobbying services.

FINAL DISPOSITION: Held in the Senate Committee on Finance

SB 1007 – multipurpose facilities districts; debt prohibition (Farnsworth, D.)

Prohibits a stadium district from incurring any new long-term indebtedness starting September 1, 2020.

FINAL DISPOSITION: Held in the Senate Committee on Finance

SB 1008 – multipurpose facilities districts; JCCR review (Farnsworth, D.)

Requires the Board of Directors of a stadium district to submit each project for construction or reconstruction in excess of \$100,000 (rather than the current threshold of \$500,000) to the Joint Legislative Committee on Capital Review.

FINAL DISPOSITION: Held in the Senate Committee on Finance

SB 1009 – multipurpose facilities districts; report; committees (Farnsworth, D.)

Directs the Senate Finance Committee and the House Ways and Means Committee to hold hearings (either separately or jointly) on a stadium district's annual financial report. Requires the Board of Directors of a stadium district to submit each project for construction or reconstruction in excess of \$100,000 (rather than the current threshold of \$500,000) to the Joint Legislative Committee on Capital Review.

FINAL DISPOSITION: Held in the Senate Committee on Finance

SB 1307 – fire districts; amendments (Borrelli)

Modifies the requirements for declaring a vacancy on a fire district board and how that vacancy is subsequently filled either by the remaining members of the district board or the appropriate County Board of Supervisors. Clarifies that a *property owner* is liable for the cost of services if a fire district provides those services outside of the district boundaries. Permits a fire district to sell or otherwise dispose of any real property under newly prescribed conditions.

FINAL DISPOSITION: Held in the House Committee on Government

TAXES AND FINANCE



- * Strike-Everything Amendment
- [E] Emergency Clause
- [P 105] Proposition 105 Clause
- [P 108] Proposition 108 Clause
- [LIV] Line Item Veto

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HB 2058 – delinquent property tax; interest; waiver (Kavanagh)

Allows a County Treasurer to waive interest for a delinquency that occurs during the first year after a mortgage is paid or deed of trust is satisfied. States that a taxpayer may receive this waiver only once per property.

FINAL DISPOSITION: Held in the Senate Committee on Finance

HB 2099 – property tax; mobile homes; delinquency (Griffin)

Stipulates that for a mobile home that is used as the owner's primary residence, delinquent property tax may only be collected pursuant to statute after the tax has been delinquent for a period of one year and after the person liable for the delinquency has not redeemed the property within six months after the end of the one-year period.

FINAL DISPOSITION: Held in Senate Committee of the Whole

HB 2115 – JLAC; auditor general. (Kern)

Increases frequency of performance audits for county transportation excise tax from every ten years to every five years. Requires a County Treasurer to reimburse the Audit Services Revolving Fund from excise tax revenues for costs related to the performance audit. Provides the Office of the Auditor General (OAG) access to employees in the performance of their official duties. Asserts that it a class 2 misdemeanor to knowingly obstruct or mislead the OAG and repeals current statute that makes this a class 1 misdemeanor that applied only to counties, community college and school districts.

FINAL DISPOSITION: Held in the Senate Committee on Government

HB 2118 – taxpayers' information fund; insufficient funds (Kern)

Increases monies going into the County Treasurer's Taxpayers' Information Fund by adding fees for insufficient funds and returned checks.

FINAL DISPOSITION: Never Assigned to House Committees

HB 2126 – mobile homes; property tax; collection (Thorpe)

Clarifies that taxes due on mobile homes shall be collected in the same manner as collecting taxes for personal property, including seizure and sale when the taxes become delinquent or remain unpaid.

FINAL DISPOSITION: Never Assigned to House Committees

HB 2151 – mobile homes; taxation; delinquency (Thorpe)

Defines recreational trailers and clarifies that they are not subject to personal property tax and provides more time for an owner to redeem if that mobile home is their primary residence. Specifies that the County Treasurer shall maintain a record of delinquent taxes on mobile homes, giving them the authority to collect delinquent taxes on mobile homes by warrant and auction instead of the County Sheriff.

FINAL DISPOSITION: Held on House Third Read

[HB 2293 – renewable energy storage equipment; valuation \(Dunn\)](#)

Exempts renewable energy storage equipment from transaction privilege taxes, use tax and municipal tax. Prescribes a valuation formula for renewable energy storage equipment.

FINAL DISPOSITION: Held in the Senate Committee on Rules

[HB 2352 – centrally assessed property; valuation; pipelines. \(Toma\)](#)

Outlines circumstances that require an adjustment to the base value used to determine the full cash value of pipeline property.

FINAL DISPOSITION: Held in Senate Committee of the Whole

[HB 2445 – right to redeem; lien; sale \(Kern\)](#)

Amends the process after a judicial foreclosure of the right to redeem a tax lien stipulating that the County Treasurer shall sell the property by auction, instead of issuing a Treasurer's Deed to the purchaser of the tax lien who holds full and legal title to the property following tax lien foreclosure.

FINAL DISPOSITION: Held on House Third Read

[HB 2481 – property tax omnibus \(Thorpe\)](#)

Removes the requirement that a County Board of Supervisors (Board) approve a property tax abatement and instead requires the County Treasurer to provide notice to the Board when preparing a certificate of abatement and removal. Defines *recreational trailers* and clarifies they are not subject to personal property tax. Specifies that the County Treasurer will maintain a record of delinquent taxes on mobile homes and grants them the authority to collect by warrant and auction.

FINAL DISPOSITION: Held in the House Committee on Rules

[HB 2496 – agricultural property classification; guest ranches \(Dunn\)](#)

Allows guest ranches to be classified as *agricultural real property* for the purposes of property taxation. Requires that the guest ranch owner record a deed restriction on the property for ten years and specifies penalties for deviation. Outlines requirements for what constitutes a guest ranch including providing recreational activities, having a supervised horse program and providing three meals a day. Applies retroactively to tax years beginning from December 31, 2019.

FINAL DISPOSITION: Held in the Senate Committee on Finance

[HB 2641 – elderly assistance fund; state treasurer \(Carroll\)](#)

Establishes an Elderly Assistance Fund (Fund) made up of legislative appropriations to be administered by the State Treasurer. Requires each County Treasurer to report on the number of qualified individuals within their county and to use monies distributed by the State Treasurer from the Fund to reduce primary school district taxes for those qualified individuals.

Appropriates \$3.7 million to the Fund and includes language stating that the Legislature intends to consider the appropriation ongoing in future years.

FINAL DISPOSITION: Held in the Senate Committee on Appropriations

HB 2681 – DOR; administrative rulings; procedures (Toma)

Allows the Department of Revenue (DOR) to issue draft rulings, procedures, notices and other administrative announcements that apply to tax laws and regulations. Requires DOR to meet with a requestor upon receiving a written request to issue a private taxpayer ruling or private taxpayer information ruling.

FINAL DISPOSITION: Held in the Senate Committee on Finance

HB 2778 – taxation; omnibus (Toma)

Repeals the Highway Safety Fee and removes the reference of those monies being deposited into the Highway Patrol Fund. Reduces the individual income tax rate for each tax bracket and eliminates additions and subtractions from gross income. Additionally, a subtraction from gross income is created for net long-term capital gains and adjusts the charitable contribution deduction annually by the change in the Metropolitan Phoenix Consumer Price Index.

FINAL DISPOSITION: Held in the Senate Committee on Finance

HB 2779 – state equalization assistance; rate; appropriation (Petersen)

Establishes that state equalization property tax rate for tax year 2020 is \$0.2974. Appropriates an additional \$100,000,000 from the state General Fund to the Arizona Department of Education in FY 2021 for basic state aid.

FINAL DISPOSITION: Held in the Senate Committee on Finance

HCR 2009 – veterans; disability; property valuation protection (Biasiucci)

Beginning in tax year 2020, an Arizona resident that is a veteran with a service-connected disability of at least 50%, as rated by the United States Department of Veterans Affairs (VA), or that is qualified for individual employability by the VA, may apply to the County Assessor for a veteran property valuation protection option. Provides criteria for eligibility and approval.

FINAL DISPOSITION: Never Assigned to House Committees

SB 1099 – Chapter 70 – tax deed land sales; proceeds (Mesnard)

Requires a County Treasurer to pay any excess proceeds from a tax deeded real property sale to the former property owner.

SB 1113 – Chapter 11 – mortgaged property; tax statements; information (Leach)

Requires an annual tax statement that is sent by a County Treasurer to a mortgagor of a property to include:

- The amount of primary and secondary taxes applicable to the property that is due to each taxing jurisdiction; and
- If applicable, the amount of additional state aid to school districts provided to class three property.

Eliminates the ability of a County Treasurer to determine the form of the mailing and requires the statement to be mailed before November 1.

SB 1116 – TPT; exemption; public safety equipment (Borrelli)

Exempts a law enforcement agency, fire district, fire department, volunteer fire department or emergency medical services provider from paying retail, sales or use tax levied by the State on purchases of public safety equipment.

FINAL DISPOSITION: Held in the Senate Committee on Finance

SB 1124 – commerce authority; data center equipment (Mesnard)

Retroactive to September 13, 2013, expands the definition of *computer data center equipment* to include all software and defines *software*. Entitles computer data centers to certain tax exemptions for software encompassed under the new definitions and establishes refund claim guidelines.

FINAL DISPOSITION: Held in the Senate Committee on Finance

SB 1299 – class nine property; nonprofit organizations (Allen, S.)

Removes the statutory requirement that a nonprofit be certified under Section 501c(3) of the Internal Revenue Code to be classified as class nine property with an assessment ratio of 1%.

FINAL DISPOSITION: Held in the Senate Committee on Finance

SB 1398 – tax omnibus (Mesnard)

Makes several changes to property tax, individual and corporate income tax statutes, including:

- Repeals the Highway Safety Fee on January 1, 2021. The fee was established by Laws 2018, Chapter 265 and repealed by Laws 2019, Chapter 268 effective July 1, 2021.
- Establishes an annual tax on electric and hybrid vehicles at a rate of \$110 for electric vehicles and \$44 for hybrid vehicles.
- Changes the state equalization assistance property tax rate to \$0.3520 in tax year 2021 and \$0.2776 in tax year 2022.
- Reduces the assessed valuation of class one property from 18% to 17% over two years.

FINAL DISPOSITION: Held in the House Committee on Ways and Means

SB 1506 – low-income multifamily housing; valuation (Brophy McGee)

Classifies low-income multifamily residential rental properties as class four property and requires a County Assessor to value low-income rentals using an income-based method. Provides definitions, applicability and evidentiary requirements, appeals and valuation processes for low-income multifamily residential retail property.

FINAL DISPOSITION: Held in the House Committee on Ways and Means

SB 1575 – property tax exemptions; statutory conformity (Mesnard)

Exempts the property of a veteran with service or nonservice connected disabilities who is an Arizona resident from taxation with an allowed exemption amount of \$4,047 multiplied by the percentage of their disability, as rated by the United States Department of Veterans Affairs, if the person's total assessment does not exceed \$27,498.

Increases the exemption limit for property of widows, widowers and persons with total and permanent disabilities to \$4,047, from \$3,000, if the person's' total assessment does not exceed \$27,498, from \$20,000. Increases the household income limit in tax year 2020 to \$33,722 for a household with no children or \$40,456 for a household with minor children or children with total and permanent disabilities.

Removes constitutional limit for commercial agricultural and business personal property. The provisions of the Act are conditional upon voter approval of SCR 1043.

FINAL DISPOSITION: Held in the House Committee on Rules

SCR 1003 – personal property tax; exemption (Mesnard)

Refers to the voters a constitutional amendment that increases the full cash value exemption for commercial and agricultural business property initially acquired during or after-tax year 2021 from \$185,811 to \$1,000,000. Permits the Legislature to adjust this amount for inflation each year.

FINAL DISPOSITION: Held in the House Committee on Ways and Means

SCR 1031 – statewide gaming (Borrelli)

Refers to the ballot a new section of statute that establishes the following revenue allocations for any class III gaming in bars, beer and wine bars, casinos and racetracks that are located outside of the boundaries of an Indian reservation and is authorized by the state after the effective date of the section:

- 40% to provide funding for K-12 public schools.
- 2.5% to the Attorney General for deposit in the Internet Crimes Against Children Enforcement Fund.
- 2.5% to the Arizona Health Care Cost Containment System for opioid addiction treatment programs.
- 5% to counties in equal amounts for each county that opts in to the rules adopted by the Department of Gaming.
- 10% to be retained in the state General Fund.

Limits such authorizations to slot machines that operate on bar tops. Allows a city, town or county to prohibit class III gaming.

FINAL DISPOSITION: Held in the Senate Committee on Commerce

SCR 1043 – constitutional property tax exemptions (Mesnard)

Refers to voters a constitutional amendment to provide a property tax exemption for veterans with disabilities and to remove the constitutional limit for commercial agricultural and business personal property, among other changes. The enactment of SB 1575 is conditional on voter approval of SCR 1043.

FINAL DISPOSITION: Held in the House Committee on Rules



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