

ARIZONA FUNERAL, CEMETERY & CREMATION ASSOCIATION

Legislative Report
February 10, 2014

NOTE: The following bill summaries were not prepared by our office and do not constitute an official record of the Arizona Legislature. They are provided for the purpose of advising you as to the general content of the legislation and should not be relied upon as an accurate interpretation of the meaning or purpose of the bill or its applicability to you or your interests. To insure you obtain a correct interpretation of the legislation, it is important to read the bill in its entirety.

As a reminder, copies of the bills and amendments can be found on the Arizona Legislative Information System "ALIS" website at www.azleg.state.az.us. If you need help navigating the website or want us to send hard copies of anything to you, we will be happy to do so. Please let us know if you have any questions, comments or concerns.

Posted Calendars and Committee Hearings

[H2019](#): CONTINUATION; FUNERAL BOARD

Calendar: [2/11 House Third Reading](#)

[H2332](#): UNCLAIMED REMAINS; VETERANS; BURIAL

Hearing: [House Public Safety, Military & Regulatory Affairs](#) (Wednesday 02/12/14 at 9:00 AM, House Rm. 3)

[H2446](#): SCRAP METAL SELLERS; AGE REQUIREMENT

Hearing: [House Commerce](#) (Wednesday 02/12/14 at 10:00 AM, House Rm. 5)

[H2523](#): PROJECTS; WATER SUPPLY DEVELOPMENT

Hearing: [House Agriculture & Water](#) (Tuesday 02/11/14 at 2:00 PM, House Rm. 5)

[S1272](#): NONPROFIT CORPS; STATE MONIES; AUDITS

Hearing: [Senate Rules](#) (Monday 02/10/14 at 1:00 PM, Senate Caucus Rm.)

Calendar: [2/12 Senate Consent](#)

Bill Summaries

[H2019](#): CONTINUATION; FUNERAL BOARD

The statutory life of the State Board of Funeral Directors and Embalmers is extended 8 years to July 1, 2022. Retroactive to July 1, 2014.

First sponsor: [Rep. Kavanagh](#)

H2019 Daily History	Date	Action
CONTINUATION; FUNERAL BOARD	2/4	from House rules okay.
CONTINUATION; FUNERAL BOARD	2/3	to House consent calendar.
CONTINUATION; FUNERAL BOARD	1/29	from House com do pass.
CONTINUATION; FUNERAL BOARD	1/14	referred to House com .

[H2023](#): FINGERPRINT CLEARANCE CARDS; MANDATORY UPDATES

The Department of Public Safety Fingerprinting Division is required, instead of allowed, to conduct periodic state criminal history records checks to update clearance status of current fingerprint clearance card holders.

First sponsor: [Rep. Kavanagh](#)

H2023 Daily History	Date	Action
FINGERPRINT CLEARANCE CARDS; MANDATORY UPDATES 1/14 referred to House pub-mil-reg.		

H2117: TECH CORRECTION; DRY WELLS; REGULATION

Minor change in Title 49 (Environment) related to regulation of dry wells.
Apparent striker bus.

First sponsor: [Rep. Fann](#)

H2117 Daily History	Date	Action
No actions posted for this bill.		

H2142: TECH CORRECTION; WATER EXCHANGES

Minor change in Title 45 (Waters) related to water exchange contracts. Apparent striker bus.

First sponsor: [Rep. Petersen](#)

H2142 Daily History	Date	Action
No actions posted for this bill.		

H2206: WATER & ENERGY IMPROVEMENT DISTRICTS

Adds a new article to Title 48 (Special Taxing Districts) establishing and regulating water and energy improvement districts. The governing body of a local government is authorized to adopt a resolution establishing a district after following specified steps. Once a district is formed, the local government is authorized to hire a program administrator and staff, contract for professional services, impose fees and assessments to offset the costs of administering a program, and issue bonds or notes to finance qualified projects. Contains a legislative intent section.

First sponsor: [Rep. Orr](#)

H2206 Daily History	Date	Action
WATER & ENERGY IMPROVEMENT DISTRICTS 1/22 referred to House energy-env , gov , appro.		

H2223: WATER INFRASTRUCTURE FINANCE AUTHORITY; CONTINUATION

The statutory life of the Water Infrastructure Finance Authority is extended 8 years to July 1, 2022. Retroactive to July 1, 2014.

First sponsor: [Rep. Fann](#)

H2223 Daily History	Date	Action
WATER INFRASTRUCTURE FINANCE AUTHORITY; CONTINUATION 2/10 passed House 60-0 ; ready for Senate.		
WATER INFRASTRUCTURE FINANCE AUTHORITY; CONTINUATION 2/4 from House rules okay.		
WATER INFRASTRUCTURE FINANCE AUTHORITY; CONTINUATION 2/3 to House consent calendar.		
WATER INFRASTRUCTURE FINANCE AUTHORITY; CONTINUATION 1/29 from House agri-water do pass.		
WATER INFRASTRUCTURE FINANCE AUTHORITY; CONTINUATION 1/28 House agri-water do pass; report awaited.		
WATER INFRASTRUCTURE FINANCE AUTHORITY; CONTINUATION 1/22 referred to House agri-water .		

H2225: COUNTY MEDICAL EXAMINER; AUTOPSIES; IMAGES

Photographs, images, x-rays and recordings of human remains that are created by a medical examiner or their employees or agents during a death investigation cannot be disclosed unless a superior court judge grants disclosure of all or part of the materials after review in camera. A person seeking disclosure may file a petition in superior court for an in camera review. Specified persons are authorized to examine and obtain the materials without a court order, including law enforcement agencies with jurisdiction and immediate family of the decedent.

First sponsor: [Rep. Fann](#)

H2225 Daily History	Date	Action
COUNTY MEDICAL EXAMINER; AUTOPSIES; IMAGES 1/29 from House gov with amend #4016 .		
COUNTY MEDICAL EXAMINER; AUTOPSIES; IMAGES 1/28 House gov amended; report awaited.		
COUNTY MEDICAL EXAMINER; AUTOPSIES; IMAGES 1/22 referred to House gov .		

H2267: BURIAL; INSTRUCTIONS

Prior to death, a decedent may direct in writing the disposition of his/her remains and specify funeral goods and services to be provided. These instructions may not be changed in any material way, except if required by law, and must be carried out if the instructions are clear and complete and arrangements for payment have been made.

First sponsor: [Rep. Forese](#)

H2267	Daily History	Date	Action
	BURIAL; INSTRUCTIONS 2/5	from House com	do pass.
	BURIAL; INSTRUCTIONS 1/28	referred to House com .	

H2269: CIVIL LIABILITY; DAMAGES; METAL THEFT

In any civil action, the finder of fact may find the defendant not liable if the defendant proves that s/he did not act intentionally and that the claimant was attempting to commit or fleeing from a metal theft and as a result of that act was in any way responsible for the harm caused to the claimant.

First sponsor: [Rep. Forese](#)

H2269	Daily History	Date	Action
	CIVIL LIABILITY; DAMAGES; METAL THEFT 2/5	from House com	do pass.
	CIVIL LIABILITY; DAMAGES; METAL THEFT 1/28	referred to House com .	

H2325: TECH CORRECTION; ASSISTANT FUNERAL DIRECTORS

Minor change in Title 32 (Professions and Occupations) related to assistant funeral director licensure. Apparent striker bus.

First sponsor: [Rep. J. Pierce](#)

H2325	Daily History	Date	Action
	No actions posted for this bill.		

H2326: WATER BANKING AUTHORITY; STORAGE CREDITS

The Arizona Water Banking Authority is authorized to purchase long-term storage credits, which must be distributed or extinguished in accordance with the rules of operation prescribed in statute for the monies used to purchase the credits. The Authority is authorized to purchase long-term storage credits for the purpose of Indian firming.

First sponsor: [Rep. Shope](#)

H2326	Daily History	Date	Action
	WATER BANKING AUTHORITY; STORAGE CREDITS 1/22	referred to House agri-water .	

H2332: UNCLAIMED REMAINS; VETERANS; BURIAL

A person that possesses unclaimed cremated remains is permitted to release "verification information" (defined) associated with the remains to the U.S. Department of Veterans Affairs or a "veterans' service organization" (defined) to verify whether the remains are of a veteran or veterans' dependent eligible to be interred in a veterans' cemetery if specified conditions are met. If the remains are of a veteran or veterans' dependent, the person may transfer the remains to a veterans' service organization, which must ensure that the remains are interred in a veterans' cemetery.

First sponsor: [Rep. Orr](#)

H2332	Daily History	Date	Action
	UNCLAIMED REMAINS; VETERANS; BURIAL 1/22	referred to House pub-mil-reg .	

H2434: WATER INFRASTRUCTURE FINANCE AUTHORITY; REPORT

The deadline for the Water Infrastructure Finance Authority Board's annual report

to be submitted to the Governor and the Legislature is moved to January 31, from January 1.

First sponsor: [Rep. Thorpe](#)

H2434 Daily History	Date	Action
No actions posted for this bill.		

H2446: SCRAP METAL SELLERS; AGE REQUIREMENT

Scrap metal sellers are required to be at least 17 years of age, increased from 16.

First sponsor: [Rep. Gowan](#)

H2446 Daily History	Date	Action
SCRAP METAL SELLERS; AGE REQUIREMENT 2/5 House com held.		
SCRAP METAL SELLERS; AGE REQUIREMENT 1/28 referred to House com .		

H2456: RULEMAKING; RESTRICTIONS

State agencies are prohibited from adopting any new rule that would increase existing regulatory restraints or burdens on the free exercise of property rights or the freedom to engage in an otherwise lawful business or occupation, unless the rule is a component of a comprehensive effort to reduce regulatory restraints or burdens or is strictly ministerial in implementing legislation standards. Any person subject to a civil or criminal proceeding arising from the enforcement of a rule in violation has a defense to the enforcement action.

First sponsor: [Rep. E. Farnsworth](#)

H2456 Daily History	Date	Action
RULEMAKING; RESTRICTIONS 1/30 referred to House gov .		

H2500: PROFESSIONAL LICENSURE; RECIPROCITY; MILITARY SPOUSES

Deletes several requirements for reciprocal licensure for spouses of an active duty member of the U.S. armed forces who accompany the member to an official permanent change of station to a military installation in Arizona. Requires a reciprocal license or certificate for a military spouse to be issued within 72 hours of application if no criminal background check is required, or within 120 hours if a criminal background check is required.

First sponsor: [Rep. Gallego](#)

H2500 Daily History	Date	Action
PROFESSIONAL LICENSURE; RECIPROCITY; MILITARY SPOUSES 2/5 referred to House pub-mil-reg .		

H2516: GROUNDWATER; CREDITS; PINAL MANAGEMENT AREA

The Department of Water Resources is prohibited from adopting or implementing any administrative rule in the Pinal Active Management Area that reduces the amount or quantity of credits for the extinguishment of irrigation grandfathered rights. Retroactive to January 1, 2014.

First sponsor: [Rep. Smith](#)

H2516 Daily History	Date	Action
GROUNDWATER; CREDITS; PINAL MANAGEMENT AREA 1/30 referred to House agri-water .		

H2523: PROJECTS; WATER SUPPLY DEVELOPMENT

For the purposes of the Water Supply Development Revolving Fund, the definition of "water provider" is expanded to include a county that enters into an intergovernmental agreement with a municipality or other water provider regarding a water supply development project. Monies in the Fund may be used for subdivided land located outside an active management area if the Department of Water Resources determines that there is an adequate water supply for that subdivided land or has designated the provider as having an adequate water supply. The maximum length of repaying for loans from the Fund is increased to

50 years, from 30 years. Appropriates \$30 million from the general fund in FY2014-15 to the Fund.

First sponsor: [Rep. Barton](#)

H2523 Daily History	Date	Action
PROJECTS; WATER SUPPLY DEVELOPMENT 1/30 referred to House agri-water , appro.		

[H2561](#): PRIVATE CERTIFICATION; OCCUPATIONS

Adds a new chapter to Title 32 (Professions and Occupations) regulating "private certifying organizations" (defined) and authorizing an individual who is certified by a private certifying organization to engage in the lawful occupation for which that individual is privately certified, regardless of any occupational regulation. State or local boards, agencies and departments are prohibited from imposing a monetary assessment, penalty, fine or fee on a privately certified individual for engaging in lawful occupation.

First sponsor: [Rep. Petersen](#)

H2561 Daily History	Date	Action
No actions posted for this bill.		

[S1166](#): GROUNDWATER; EXTINGUISHMENT CREDITS; PINAL AMA

The Department of Water Resources is prohibited from adopting or implementing any administrative rule in the Pinal Active Management Area that reduces the amount or quantity of credits for the extinguishment of irrigation grandfathered rights. Applies to any rule adopted before or after the effective date of this legislation.

First sponsor: [Sen. McGuire](#)

S1166 Daily History	Date	Action
GROUNDWATER; EXTINGUISHMENT CREDITS; PINAL AMA 1/23 referred to Senate gov-env .		

[S1202](#): TECH CORRECTION; WATER PROTECTION

Minor change in Title 45 (Waters) related to water protection. Apparent striker bus.

First sponsor: [Sen. Burges](#)

S1202 Daily History	Date	Action
TECH CORRECTION; WATER PROTECTION 1/27 referred to Senate rules only.		

[S1205](#): TECH CORRECTION; WATER QUALITY FUND

Minor change in Title 49 (Environment) related to the Water Quality Assurance Revolving Fund. Apparent striker bus.

First sponsor: [Sen. Burges](#)

S1205 Daily History	Date	Action
TECH CORRECTION; WATER QUALITY FUND 1/27 referred to Senate rules only.		

[S1272](#): NONPROFIT CORPS; STATE MONIES; AUDITS

Increases the minimum amount of state assistance received in any fiscal year for a nonprofit corporation to be required to file audited financial statements with the grantor agency to \$250,000, from \$50,000.

First sponsor: [Sen. Ward](#)

S1272 Daily History	Date	Action
NONPROFIT CORPS; STATE MONIES; AUDITS 2/10 to Senate consent calendar.		
NONPROFIT CORPS; STATE MONIES; AUDITS 2/6 from Senate fin do pass.		
NONPROFIT CORPS; STATE MONIES; AUDITS 2/5 Senate fin do pass; report awaited.		
NONPROFIT CORPS; STATE MONIES; AUDITS 1/30 referred to Senate fin .		

[SCR1010](#): LAND DONATION; VETERANS' CEMETERY

The members of the Legislature warmly thank the Kai Family Foundation for its generous land donation for the State Veterans' Cemetery in Marana, Arizona.

First sponsor: [Sen. Melvin](#)

SCR1010 Daily History	Date	Action
No actions posted for this bill.		