

Business Bills

54th Legislature - 1st Regular Session, 2019

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Business bills

Posted Calendars and Committee Hearings

H2009: NAVIGABLE STREAM ADJUDICATION COMMISSION; EXTENSION

Hearing: Senate Water & Agriculture (Thursday 03/07/19 at 9:00 AM, Senate Rm. 3)

H2013: APPROP; AZ WATER PROTECTION FUND

Hearing: Senate Water & Agriculture (Thursday 03/07/19 at 9:00 AM, Senate Rm. 3)

H2360: TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD

Hearing: Senate Finance (Wednesday 03/06/19 at 2:00 PM, Senate Rm. 1)

S1007: INSURANCE; CORPORATE GOVERNANCE; DISCLOSURE

Hearing: House Commerce (Tuesday 03/05/19 at 2:00 PM, House Rm. 3)

S1027: TAX CREDIT; CHARITABLE ORGANIZATIONS; ELIGIBILITY

Hearing: House Ways & Means (Wednesday 03/06/19 at 10:00 AM, House Rm. 1)

S1333: REAL ESTATE APPRAISAL

Hearing: House Commerce (Tuesday 03/05/19 at 2:00 PM, House Rm. 3)

Bill Summaries

H2009: NAVIGABLE STREAM ADJUDICATION COMMISSION; EXTENSION

The statutory termination date of the Arizona Navigable Stream Adjudication Commission is extended four years to June 30, 2024.

First sponsor: Rep. Griffin (R - Dist 14)

Others: Rep. Barto (R - Dist 15), Rep. Bowers (R - Dist 25), Rep. Cook (R - Dist 8), Rep. Dunn (R - Dist 13), Rep. Finchem (R - Dist 11), Rep. Kern (R - Dist 20), Rep. Nutt (R - Dist 14), Rep. Petersen (R - Dist 12), Rep. Rivero (R - Dist 21), Rep. Toma (R - Dist 22), Rep. Townsend (R - Dist 16), Rep. Udall (R - Dist 25)

| H2009 Daily History | Date | Action |
|---|------|---|
| NAVIGABLE STREAM ADJUDICATION COMMISSION; EXTENSION | 2/25 | referred to Senate water-agri. |
| NAVIGABLE STREAM ADJUDICATION COMMISSION; EXTENSION | 1/31 | passed House <u>60-0</u> ; ready for Senate. |
| NAVIGABLE STREAM ADJUDICATION COMMISSION; EXTENSION | 1/28 | from House rules okay. To House consent calendar. |
| NAVIGABLE STREAM ADJUDICATION COMMISSION; EXTENSION | 1/23 | from House nat res-energy-water do pass. |
| NAVIGABLE STREAM ADJUDICATION COMMISSION; EXTENSION | 1/22 | House nat res-energy-water do pass; report awaited. |
| NAVIGABLE STREAM ADJUDICATION COMMISSION; EXTENSION | 1/14 | referred to House nat res-energy-water. |

H2013: APPROP; AZ WATER PROTECTION FUND

Appropriates \$1 million from the general fund in FY2019-20 to the Arizona Water Protection Fund.

First sponsor: Rep. Griffin (R - Dist 14)

Others: Rep. Townsend (R - Dist 16)

| H2013 Daily History | Date | Action |
|----------------------------------|------|---|
| APPROP; AZ WATER PROTECTION FUND | 2/25 | referred to Senate appro, water-agri. |
| APPROP; AZ WATER PROTECTION FUND | 2/11 | passed House <u>60-0</u> ; ready for Senate. |
| APPROP; AZ WATER PROTECTION FUND | 2/4 | from House rules okay. To House consent calendar. |
| APPROP; AZ WATER PROTECTION FUND | 1/30 | from House appro do pass. |
| APPROP; AZ WATER PROTECTION FUND | 1/30 | House appro do pass; report awaited. |
| APPROP; AZ WATER PROTECTION FUND | 1/23 | House appro held. |
| APPROP; AZ WATER PROTECTION FUND | 1/23 | from House nat res-energy-water do pass. |
| APPROP; AZ WATER PROTECTION FUND | 1/22 | House nat res-energy-water do pass; report awaited. |
| APPROP; AZ WATER PROTECTION FUND | 1/15 | referred to House nat res-energy-water, appro. |

H2027: ONLINE LODGING MARKETPLACE; LOCAL TAXATION

Municipalities and other taxing jurisdictions are authorized to levy a transaction privilege or other similar tax or fee on the gross receipts of an online lodging marketplace, whether acting on its own behalf or as a broker, from any activity subject to tax under the model city tax code, subject to specified conditions, including that the tax imposed on online lodging marketplaces and online lodging operators must be uniform with all other taxpayers engaging in the same activity within the jurisdictional boundaries. Previously, municipalities and other taxing jurisdictions were authorized to levy a transaction privilege or other similar tax or fee "as provided by" the model city tax code, subject to specified conditions, including that the tax imposed was required to be uniform on online lodging marketplaces, online lodging operators, and other taxpayers "of the same class" within the jurisdictional boundaries.

First sponsor: Rep. Kavanagh (R - Dist 23)

| H2027 Daily History | Date | Action |
|--|------|---|
| ONLINE LODGING MARKETPLACE; LOCAL TAXATION | 2/20 | from House ways-means with amend #4285. |
| ONLINE LODGING MARKETPLACE; LOCAL TAXATION | 2/20 | House ways-means amended; report awaited. |
| ONLINE LODGING MARKETPLACE; LOCAL TAXATION | 1/14 | referred to House ways-means. |

H2029: VEHICLES; PART-TIME RESIDENCY STICKER; EMISSIONS

A nonresident who is in Arizona for more than 30 consecutive days is required to apply to the Department of Transportation for a part-time residency registration sticker for each vehicle that the nonresident owns and operates in Arizona, and must be a fee for each sticker in an amount to be determined by the Director of the Dept. The registering officer is required to indicate on the face of the registration application that the registrant may be subject to vehicle emissions testing requirements.

First sponsor: Rep. Lawrence (R - Dist 23)

| H2029 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2047: HURF DISTRIBUTION; CITIES, TOWNS, COUNTIES

In FY2020-21, the Department of Transportation is required to allocate and the State Treasurer is required to distribute \$18 million from revenues of the Arizona Highway User Revenue Fund (HURF) to small counties and municipalities. Of the \$18 million, \$10 million must be distributed to counties with a population of less than 250,000 persons and \$8 million must be distributed to municipalities with a population of less than 7,500 persons. Contains a legislative intent section.

First sponsor: Rep. Cook (R - Dist 8)

Others: Sen. Borrelli (R - Dist 5), Rep. Campbell (R - Dist 1), Sen. Gowan (R - Dist 14), Rep. Stringer (R - Dist 1)

| H2047 Daily History | Date | Action |
|--|------|--------------------------------------|
| HURF DISTRIBUTION; CITIES, TOWNS, COUNTIES | 2/21 | from House appro do pass. |
| HURF DISTRIBUTION; CITIES, TOWNS, COUNTIES | 2/20 | House appro do pass; report awaited. |
| HURF DISTRIBUTION; CITIES, TOWNS, COUNTIES | 2/12 | referred to House appro. |

H2069: TEXT MESSAGING WHILE DRIVING; PROHIBITION

It is a nonmoving civil traffic violation to use a wireless communication device to manually write or send a written message while operating a motor vehicle on a highway. Some exceptions. Violations are subject to a civil penalty of \$100 for a first violation and \$300 for a second or subsequent violation. If a person in violation is involved in a motor vehicle accident, the person is subject to a civil penalty of \$500, except that if the accident results in the death of another person, the civil penalty is \$10,000.

First sponsor: Rep. Kavanagh (R - Dist 23)

| H2069 Daily History | Date | Action |
|---------------------|------|--------|
|---------------------|------|--------|

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|--|
| TEXT MESSAGING WHILE DRIVING; PROHIBITION 2/21 from House pub safety do pass. |
| TEXT MESSAGING WHILE DRIVING; PROHIBITION 2/20 House pub safety do pass; report awaited. |
| TEXT MESSAGING WHILE DRIVING; PROHIBITION 2/14 from House trans with amend #4182. |
| TEXT MESSAGING WHILE DRIVING; PROHIBITION 2/13 House trans do pass; report awaited. |
| TEXT MESSAGING WHILE DRIVING; PROHIBITION 2/5 referred to House trans, pub safety. |

H2077: SCHOOLS; CONSOLIDATION; UNIFICATION

Each school district in Arizona is required to be a unified school district by July 1, 2024. Each school district governing board is required to annually determine the cost saving that result from any consolidation or unification with other school districts, and the cost savings are retained by the district and used for classroom expenditures as determined by the school board, with at least 25 percent being used for teacher salaries. Statute exempting small school districts from the general budget limit is repealed, and session law provides budget revision amounts for FY2024-25, FY2025-26 and FY2026-27. By September 15, 2020, each county school superintendent must complete a feasibility study on the unification and/or consolidation of the school districts within that county, and provide a copy of the study to all school boards in the county. Required components of the feasibility study are specified. By June 30, 2022, the governing board of each school district is required to develop, adopt and publish a plan to unify and/or consolidate the school district with other school districts within that county. Establishes revenue control limits for school districts that are unified or consolidated without an election. The authority to form and operate union high school districts in Arizona ends on June 30, 2024. Appropriates \$250,000 from the general fund in FY2019-20 to each county with a population of 500,000 persons or less and \$750,000 to each county with a population of more than 500,000 persons for implementation.

First sponsor: Rep. Fillmore (R - Dist 16)

| H2077 Daily History | Date Action |
|-------------------------------------|-------------------------------------|
| SCHOOLS; CONSOLIDATION; UNIFICATION | 2/11 referred to House educ, appro. |

H2080: CIVIL RIGHTS RESTORATION; APPLICATION; PROCEDURES

Statutes governing the restoration of civil rights after felony convictions are repealed and replaced. At the time of sentencing, the court is required to inform a person in writing of the person's right to the restoration of civil rights. On "final discharge" (defined) and without filing an application, any person who has not previously been convicted of a felony offense must automatically be restored any civil rights that were lost or suspended as a result of the conviction, other than a person's right to possess a firearm, if the person pays any victim restitution imposed. No sooner than two years from the date of the person's final discharge, a person who has previously been convicted of a felony or who has not paid any victim restitution that was imposed is permitted to apply to the superior court to have the person's civil rights restored at the discretion of the judicial officer. The application process is specified. A person who is convicted of a dangerous offense, serious offense or a violent or aggravated offense is prohibited from filing for the restoration of the right to possess or carry a firearm. AS PASSED HOUSE.

First sponsor: Rep. J. Allen (R - Dist 15)

| H2080 Daily History | Date Action |
|---|---|
| CIVIL RIGHTS RESTORATION; APPLICATION; PROCEDURES | 2/25 referred to Senate jud. |
| CIVIL RIGHTS RESTORATION; APPLICATION; PROCEDURES | 2/14 House COW approved with floor amend #4214, a substitute for amend 4027. Passed House 60-0; ready for Senate. |
| CIVIL RIGHTS RESTORATION; APPLICATION; PROCEDURES | 2/12 stricken from House COW consent calendar by J Allen. |
| CIVIL RIGHTS RESTORATION; APPLICATION; PROCEDURES | 2/11 from House rules okay. To House COW consent calendar. |
| CIVIL RIGHTS RESTORATION; APPLICATION; PROCEDURES | 1/30 from House jud with amend #4027. |
| CIVIL RIGHTS RESTORATION; APPLICATION; PROCEDURES | 1/30 House jud amended; report awaited. |
| CIVIL RIGHTS RESTORATION; APPLICATION; PROCEDURES | 1/28 referred to House jud. |

H2084: MUNICIPAL ZONING; REZONING PROTESTS

Clarifies that the group of persons authorized to file a protest in writing against a municipal rezoning, which triggers a requirement for the rezoning to obtain a 3/4 vote of the municipal governing body for passage, is the owners of 20 percent or more of the property by area and number of lots, tracts and condominium units either within the area of the proposed change or the area within 150 feet of the proposed change, including all rights of way.

First sponsor: Rep. Kavanagh (R - Dist 23)

| H2084 Daily History | Date | Action |
|-------------------------------------|------|---|
| MUNICIPAL ZONING; REZONING PROTESTS | 2/26 | House COW approved. FAILED to pass House <u>18-41</u> . |
| MUNICIPAL ZONING; REZONING PROTESTS | 2/26 | from House rules okay. |
| MUNICIPAL ZONING; REZONING PROTESTS | 2/14 | from House gov do pass. |
| MUNICIPAL ZONING; REZONING PROTESTS | 2/4 | referred to House gov. |

H2091: TECHNICAL CORRECTION; INDEMNIFICATION; INSURANCE

Minor change in Title 10 (Corporations & Associations) related to indemnification. Apparent striker bus.

First sponsor: Rep. Cobb (R - Dist 5)

| H2091 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2097: PERSONAL PROPERTY; REPORTING; EXEMPTION

The county assessor is prohibited from requiring a person that owns or has charge or control of property that is not required to be reported as taxable personal property to apply to be exempt from the reporting requirement.

First sponsor: Rep. Cook (R - Dist 8)

Others: Rep. Campbell (R - Dist 1), Rep. Dunn (R - Dist 13), Rep. Finchem (R - Dist 11), Sen. Gowan (R - Dist 14), Sen. Leach (R - Dist 11), Rep. Payne (R - Dist 21), Rep. Roberts (R - Dist 11), Rep. Thorpe (R - Dist 6)

| H2097 Daily History | Date | Action |
|---|------|------------------------------------|
| PERSONAL PROPERTY; REPORTING; EXEMPTION | 2/21 | from House rules okay. |
| PERSONAL PROPERTY; REPORTING; EXEMPTION | 2/20 | to House consent calendar. |
| PERSONAL PROPERTY; REPORTING; EXEMPTION | 2/14 | from House gov do pass. |
| PERSONAL PROPERTY; REPORTING; EXEMPTION | 1/30 | from House ways-means do pass. |
| PERSONAL PROPERTY; REPORTING; EXEMPTION | 1/23 | referred to House ways-means, gov. |

H2100: APPROPRIATION; 2020 CENSUS; OUTREACH

Appropriates \$5 million from the general fund in FY2019-20 to the Secretary of State for distribution to counties and municipalities on a pro rata basis, based on population, to conduct an outreach effort before the 2020 U.S. decennial census for the purpose of increasing the response rate and accuracy of the census in Arizona.

First sponsor: Rep. Espinoza (D - Dist 19)

Others: Rep. Andrade (D - Dist 29), Rep. Blanc (D - Dist 26), Rep. Bolding (D - Dist 27), Rep. Campbell (R - Dist 1), Rep. Cano (D - Dist 3), Rep. Chavez (D - Dist 29), Rep. Cook (R - Dist 8), Rep. Fernandez (D - Dist 4), Rep. Friese (D - Dist 9), Rep. Gabaldon (D - Dist 2), Rep. A. Hernandez (D - Dist 3), Rep. Jermaine (D - Dist 18), Rep. Longdon (D - Dist 24), Rep. Meza (D - Dist 30), Rep. Rivero (R - Dist 21), Rep. Rodriguez (D - Dist 27), Rep. Sierra (D - Dist 19)

| H2100 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2103: APPROPRIATION; DOR; AUDITORS AND COLLECTORS

Makes a supplemental appropriation of \$6.73 million and 106 FTE positions from the general fund in FY2019-20 to the Department of Revenue for personal services and employee-related expenditures for additional audit, compliance, collection and support staff in specified numbers and positions. By December 1, 2019 and December 1, 2020, the Dept is required to submit to the Governor

and the Legislature a detailed report of the amount of tax revenues collected that is attributable to each FTE position appropriated by this legislation.

First sponsor: Rep. Espinoza (D - Dist 19)

Others: Rep. Andrade (D - Dist 29), Rep. Blanc (D - Dist 26), Rep. Bolding (D - Dist 27), Rep. Cano (D - Dist 3), Rep. Fernandez (D - Dist 4), Rep. Friese (D - Dist 9), Rep. Gabaldon (D - Dist 2), Rep. A. Hernandez (D - Dist 3), Rep. Jermaine (D - Dist 18), Rep. Longdon (D - Dist 24), Rep. Meza (D - Dist 30), Rep. Rodriguez (D - Dist 27), Rep. Sierra (D - Dist 19)

| H2103 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2109: COUNTY TRANSPORTATION EXCISE TAX

If approved by a majority of the qualified electors, a county transportation excise tax must be levied and collected at a rate that, by itself or together with any tax county transportation excise tax for roads, is not more than 20 percent, increased from 10 percent, of the transaction privilege tax rate in effect on January 1, 1990 (5 percent) or of the jet fuel excise and use tax rate prescribed by statute (currently 3.05 cents per gallon).

First sponsor: Rep. Shope (R - Dist 8)

| H2109 Daily History | Date | Action |
|----------------------------------|------|---|
| COUNTY TRANSPORTATION EXCISE TAX | 2/21 | from House trans do pass. |
| COUNTY TRANSPORTATION EXCISE TAX | 2/20 | House trans do pass; report awaited. |
| COUNTY TRANSPORTATION EXCISE TAX | 2/20 | from House ways-means do pass. |
| COUNTY TRANSPORTATION EXCISE TAX | 2/20 | House ways-means do pass; report awaited. |
| COUNTY TRANSPORTATION EXCISE TAX | 1/28 | referred to House ways-means, trans. |

H2111: CARBON DIOXIDE EMISSIONS COMMITTEE; REPEAL

Repeals the Joint Legislative Review Committee on State Plans Relating to Carbon Dioxide Emissions from Existing Power Plants, which terminated on July 1, 2018.

First sponsor: Rep. Griffin (R - Dist 14)

| H2111 Daily History | Date | Action |
|--|------|--|
| CARBON DIOXIDE EMISSIONS COMMITTEE; REPEAL | 2/28 | retained on House COW calendar. |
| CARBON DIOXIDE EMISSIONS COMMITTEE; REPEAL | 2/26 | retained on House COW calendar. |
| CARBON DIOXIDE EMISSIONS COMMITTEE; REPEAL | 2/21 | from House rules okay. |
| CARBON DIOXIDE EMISSIONS COMMITTEE; REPEAL | 2/20 | from House nat res-energy-water with amend #4264 . |
| CARBON DIOXIDE EMISSIONS COMMITTEE; REPEAL | 2/19 | House nat res-energy water amended; report awaited. |
| CARBON DIOXIDE EMISSIONS COMMITTEE; REPEAL | 2/11 | referred to House nat res-energy-water. |

H2119: SCHOOL SAFETY; REPORTING

School district governing boards and charter school governing bodies are required to prescribe and enforce policies and procedures for school personnel to report to local law enforcement any suspected crime against a person or property that is a "serious offense" (defined in the Criminal Code) or that involves a deadly weapon or dangerous instrument or serious physical injury and any conduct that poses a threat of death or serious physical injury to any person on the school property. Establishes penalties for violations, including dismissal.

First sponsor: Rep. Barto (R - Dist 15)

Others: Rep. J. Allen (R - Dist 15)

| H2119 Daily History | Date | Action |
|--------------------------|------|---|
| SCHOOL SAFETY; REPORTING | 2/28 | House COW approved with floor amend #4535 . |
| SCHOOL SAFETY; REPORTING | 2/21 | stricken from House consent calendar by Andrade and Friese. |
| SCHOOL SAFETY; REPORTING | 2/21 | from House pub safety do pass. From House rules okay. |
| SCHOOL SAFETY; REPORTING | 2/20 | to House consent calendar. |
| SCHOOL SAFETY; REPORTING | 2/20 | House pub safety do pass; report awaited. |
| SCHOOL SAFETY; REPORTING | 2/14 | withdrawn from House educ. |
| SCHOOL SAFETY; REPORTING | 1/24 | referred to House educ, pub safety. |

H2137: WORKERS' COMP; EXCESS INSURANCE POLICIES

The Special Fund is the successor in interest to all excess insurance policies that are in effect at the time of an assignment of a workers' compensation claim to the Special Fund and that insure any part of the self-insured employer's financial obligations under workers' compensation laws. The Special Fund's recovery rights are subject to applicable coverage terms and policy limits in the excess policy. The excess insurer is required to make payment directly to the Special Fund for all covered amounts spent. AS PASSED HOUSE.

First sponsor: Rep. Biasiucci (R - Dist 5)
Others: Rep. Weninger (R - Dist 17)

| H2137 Daily History | Date | Action |
|--|------|--|
| WORKERS' COMP; EXCESS INSURANCE POLICIES | 2/25 | referred to Senate fin. |
| WORKERS' COMP; EXCESS INSURANCE POLICIES | 2/11 | House COW approved with floor amend #4103 . Passed House 60-0; ready for Senate. |
| WORKERS' COMP; EXCESS INSURANCE POLICIES | 1/30 | stricken from House consent calendar by Biasiucci. |
| WORKERS' COMP; EXCESS INSURANCE POLICIES | 1/28 | from House rules okay. To House consent calendar. |
| WORKERS' COMP; EXCESS INSURANCE POLICIES | 1/23 | from House com do pass. |
| WORKERS' COMP; EXCESS INSURANCE POLICIES | 1/22 | House com do pass; report awaited. |
| WORKERS' COMP; EXCESS INSURANCE POLICIES | 1/22 | referred to House com. |

H2143: WATER; WEST BASIN ADVISORY COUNCILS

Establishes the Mohave County West Basin Water Users Advisory Council and the La Paz County West Basin Water Users Advisory Council, each consisting of 10 members. The Councils are required to analyze groundwater withdrawal data and make recommendations to the Department of Water Resources on sound groundwater management programs and policies for the basins. The Councils are each required to submit a report of its recommendations to the Governor and the Legislature by December 31, 2022. The Councils terminate on July 1, 2027.

First sponsor: Rep. Cobb (R - Dist 5)
Others: Rep. Biasiucci (R - Dist 5)

| H2143 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2147: INTERNATIONAL TRANSPORTATION; TRADE CORRIDOR; AUTHORITY

Establishes a new chapter in Title 41 (State Government) creating the International Transportation and Trade Corridor Authority as a corporate and political body with all the rights, powers and immunities of municipal corporations. The Authority is governed by a 9-member Board of Directors. Powers and duties of the board and an Executive Director are specified. The Authority is required to construct, finance, maintain, improve, operate and promote the use of transportation and trade facilities and do all things necessary or convenient to accomplish those purposes. The Authority is authorized to issue negotiable bonds, and regulations for bond issuance, sales and proceeds, purchases and payments are established. Establishes financial provisions and requirements, including authorized investment of monies and audit requirements. The Authority terminates on July 1, 2029. Appropriates \$200,000 from the general fund in FY2019-20 to the Authority for the purposes of this legislation.

First sponsor: Rep. Rivero (R - Dist 21)

| H2147 Daily History | Date | Action |
|---|------|--|
| INTERNATIONAL TRANSPORTATION; TRADE CORRIDOR; AUTHORITY | 2/21 | from House state-intl with amend #4325 . |
| INTERNATIONAL TRANSPORTATION; TRADE CORRIDOR; AUTHORITY | 2/20 | House state-intl do pass; report awaited. |
| INTERNATIONAL TRANSPORTATION; TRADE CORRIDOR; AUTHORITY | 2/14 | referred to House state-intl, appro. |

H2156: EMPLOYMENT; TRAINING; TERMINATION; CONDITIONS; DISCRIMINATION

Various changes relating to employment. The list of attributes for which a person cannot be discriminated against in employment practices is expanded to include gender, gender identity or expression, sexual orientation and marital

status. A religious organization is allowed to take certain employment actions on the basis of gender, gender identity or expression, sexual orientation or marital status if the employee's position is directly related to the religious functions of the organization or directly involved in providing education to students of an educational institution substantially controlled or supported by the religious organization. Employers are required to provide employee training that includes workplace counseling, sexual harassment training and other specified information. Employers are prohibited from terminating any employee unless the employee commits at least four violations of the employer's policies that relate to the employee's job duties, an act of sexual harassment or a felony offense. Employers are prohibited from requiring an employee to perform any duty relating to an alleged violation of a safety or health standard or danger until either the Industrial Commission Division of Occupational Safety and Health determines the violation or danger does not exist or the violation or danger is corrected. Employers are prohibited from requiring an employee to reenact an injury arising out of or in the course of employment. It is a class 2 (mid-level) misdemeanor for a person to retaliate against, harass or intimidate any other person for seeking to join a labor organization. Employer policies do not supersede any valid provision of a collective bargaining agreement.

First sponsor: Rep. Andrade (D - Dist 29)

Others: Rep. Blanc (D - Dist 26), Rep. Bolding (D - Dist 27), Rep. Cano (D - Dist 3), Rep. Chavez (D - Dist 29), Rep. Espinoza (D - Dist 19), Rep. Fernandez (D - Dist 4), Rep. Friese (D - Dist 9), Rep. D. Hernandez (D - Dist 2), Rep. Jermaine (D - Dist 18), Rep. Pawlik (D - Dist 17), Rep. Peten (D - Dist 4), Rep. Powers Hannley (D - Dist 9), Rep. Rodriguez (D - Dist 27), Rep. Salman (D - Dist 26), Rep. Sierra (D - Dist 19), Rep. Terán (D - Dist 30), Rep. Tsosie (D - Dist 7)

| H2156 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2157: OVERTIME PAY

On the effective date of this legislation, the Industrial Commission is required to set a salary amount at the 40th percentile of weekly earnings of full-time nonhourly workers in the lowest-wage census region in the 2nd quarter of the year immediately preceding the update published by the U.S. Department of Labor. To qualify as an individual who is exempt from the overtime pay requirements in the federal Fair Labor Standards Act of 1938 and related regulations, an individual must be compensated on a salary basis in an amount per week, exclusive of board, lodging or other facilities, that is not less than this amount set by the Commission. The Commission is authorized to adopt rules to implement these requirements.

First sponsor: Rep. Andrade (D - Dist 29)

Others: Rep. Blanc (D - Dist 26), Rep. Bolding (D - Dist 27), Rep. Cano (D - Dist 3), Rep. Chavez (D - Dist 29), Rep. Espinoza (D - Dist 19), Rep. Fernandez (D - Dist 4), Rep. Friese (D - Dist 9), Rep. Jermaine (D - Dist 18), Rep. Pawlik (D - Dist 17), Rep. Peten (D - Dist 4), Rep. Powers Hannley (D - Dist 9), Rep. Rodriguez (D - Dist 27), Rep. Salman (D - Dist 26), Rep. Sierra (D - Dist 19), Rep. Terán (D - Dist 30), Rep. Tsosie (D - Dist 7)

| H2157 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2165: DISTRACTED DRIVING; RECKLESS DRIVING

A person who drives a vehicle while participating in an activity that willfully distracts the person from safely operating the vehicle is guilty of reckless driving, a class 2 (mid-level) misdemeanor.

First sponsor: Rep. Townsend (R - Dist 16)

| H2165 Daily History | Date | Action |
|---|------|--------|
| DISTRACTED DRIVING; RECKLESS DRIVING 2/5 referred to House trans, pub safety. | | |

H2175: INSURANCE; THIRD-PARTY ADMINISTRATORS; EXEMPTIONS

For the purpose of statute regulating insurance administrators, the definition of "administrator" is modified to exclude employees of a licensed life or disability insurance producer working under the supervision of the producer if the

producer or the employee do not adjust or settle claims, credit card processing companies that do not adjust or settle claims, a qualified marketplace platform on behalf of "qualified marketplace contractors" (defined) that complies with other specified statutory requirements, an employee of the group policyholder who collects or remits premiums for group life insurance, group annuities or group or blanket disability insurance if the person does not adjust claims or receive any commissions, and an administrator of a trust that is also a group policyholder. Group disability insurance and blanket disability insurance policies and contracts may be issued to a "qualified marketplace platform" (defined) covering qualified marketplace contractors. AS PASSED HOUSE.

First sponsor: Rep. Weninger (R - Dist 17)

| H2175 Daily History | Date Action |
|---|--|
| INSURANCE; THIRD-PARTY ADMINISTRATORS; EXEMPTIONS | 2/27 referred to Senate fin. |
| INSURANCE; THIRD-PARTY ADMINISTRATORS; EXEMPTIONS | 2/25 passed House 60-0; ready for Senate. |
| INSURANCE; THIRD-PARTY ADMINISTRATORS; EXEMPTIONS | 2/25 House COW approved with floor amend #4383, a substitute for amend 4058. |
| INSURANCE; THIRD-PARTY ADMINISTRATORS; EXEMPTIONS | 2/12 stricken from House COW consent calendar by Weninger. |
| INSURANCE; THIRD-PARTY ADMINISTRATORS; EXEMPTIONS | 2/11 from House rules okay. To House COW consent calendar. |
| INSURANCE; THIRD-PARTY ADMINISTRATORS; EXEMPTIONS | 2/5 from House com with amend #4058. |
| INSURANCE; THIRD-PARTY ADMINISTRATORS; EXEMPTIONS | 1/22 referred to House com. |

H2182: PERMIT; LICENSE; DENIALS; AGENCY HEARING

In any case in which a license or permit is required before a person engages in any constitutionally protected activity, a municipality, county or agency is required to specify in clear and unambiguous language the criteria for approval of a license or permit unless the criteria are established by federal law. A court of competent jurisdiction is required to determine whether the language is clear and unambiguous. The appropriate agency is required to approve or deny the license or permit application within 30 days after the application is submitted unless another period of time is specified by law. A hearing in a contested case may be conducted in an informal manner if the parties agree to an informal hearing, if the agency is authorized by statute to use an informal hearing, if there is no disputed issue of material fact, or if the disputed issue of material fact involves \$1,000 or less. If a party objects to an informal hearing, the presiding officer is required to resolve the objection on the basis of the pleadings. The presiding officer may deny the use of an informal hearing or may require a formal hearing after an informal hearing is commenced if s/he determines that cross-examination is necessary. In an informal hearing, the presiding officer regulates the course of the hearing and may limit or prohibit specified aspects of the hearing. AS PASSED HOUSE.

First sponsor: Rep. Grantham (R - Dist 12)

| H2182 Daily History | Date Action |
|--|--|
| PERMIT; LICENSE; DENIALS; AGENCY HEARING | 2/25 referred to Senate gov. |
| PERMIT; LICENSE; DENIALS; AGENCY HEARING | 2/14 House COW approved with floor amend #4218, a substitute for amend 4055. Passed House 31-29; ready for Senate. |
| PERMIT; LICENSE; DENIALS; AGENCY HEARING | 2/11 from House rules okay. |
| PERMIT; LICENSE; DENIALS; AGENCY HEARING | 2/5 from House reg affairs with amend #4055. |
| PERMIT; LICENSE; DENIALS; AGENCY HEARING | 2/4 House reg affairs amended; report awaited. |
| PERMIT; LICENSE; DENIALS; AGENCY HEARING | 1/28 House reg affairs held. |
| PERMIT; LICENSE; DENIALS; AGENCY HEARING | 1/24 referred to House reg affairs. |

H2204: EMPLOYERS; EMPLOYEE SALARY HISTORY; PROHIBITIONS

Employers are prohibited from screening prospective employees based on previous wage or salary history, seeking the previous wage or salary history of any prospective employee from any current or former employer, checking public records for a prospective employee's previous wage or salary history, and discharging or in any other manner retaliating against any employee or prospective employee for opposing, making a complaint or testifying relating to any of these prohibited actions. Violations are subject to a civil penalty of

\$5,000 for a first offense and an additional \$1,000 for each subsequent offense, up to \$10,000. A person in violation is liable to each employee or prospective employee for special damages of up to \$10,000 plus attorney fees. An action to recover special damages may be maintained against any employer in any court of competent jurisdiction by any one or more employees for and on behalf of the employee(s) and other similarly situated employees.

First sponsor: Rep. Longdon (D - Dist 24)

Others: Rep. Blanc (D - Dist 26), Rep. Chavez (D - Dist 29), Rep. Engel (D - Dist 10), Rep. Epstein (D - Dist 18), Rep. Espinoza (D - Dist 19), Rep. Gabaldon (D - Dist 2), Rep. A. Hernandez (D - Dist 3), Rep. Jermaine (D - Dist 18), Rep. Lieberman (D - Dist 28), Rep. Pawlik (D - Dist 17), Rep. Rodriguez (D - Dist 27), Rep. Sierra (D - Dist 19), Rep. Teller (D - Dist 7), Rep. Terán (D - Dist 30)

| H2204 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2205: WAGE DISCLOSURE; EMPLOYEE RIGHTS

Employers are prohibited from taking adverse employment action against an employee because the employee discloses his/her wage information, and from requiring an employee to sign a waiver or other document that prohibits such disclosure. Establishes penalties for violations.

First sponsor: Rep. Longdon (D - Dist 24)

Others: Rep. Blanc (D - Dist 26), Rep. Chavez (D - Dist 29), Rep. Engel (D - Dist 10), Rep. Epstein (D - Dist 18), Rep. Espinoza (D - Dist 19), Rep. Gabaldon (D - Dist 2), Rep. A. Hernandez (D - Dist 3), Rep. Jermaine (D - Dist 18), Rep. Lieberman (D - Dist 28), Rep. Pawlik (D - Dist 17), Rep. Rodriguez (D - Dist 27), Rep. Sierra (D - Dist 19), Rep. Teller (D - Dist 7)

| H2205 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2224: PROCUREMENT; ARIZONA BIDDERS; PREFERENCE

For procurement contracts awarded by competitive sealed bid, a purchasing agency is required to give preference to an "Arizona bidder" (defined) over nonresident bidders if there are two or more low, responsive offers from responsible bidders that are identical in price.

First sponsor: Rep. Blanc (D - Dist 26)

Others: Rep. J. Allen (R - Dist 15), Rep. Bolding (D - Dist 27), Rep. Butler (D - Dist 28), Rep. Chavez (D - Dist 29), Rep. DeGrazia (D - Dist 10), Rep. Epstein (D - Dist 18), Rep. Espinoza (D - Dist 19), Rep. Gabaldon (D - Dist 2), Rep. Lieberman (D - Dist 28), Rep. Longdon (D - Dist 24), Rep. Pawlik (D - Dist 17), Rep. Peten (D - Dist 4), Rep. Powers Hannley (D - Dist 9), Rep. Rodriguez (D - Dist 27)

| H2224 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2226: FAMILY LEAVE

An employee is entitled to a total of 12 workweeks of leave during any 12 month period for the birth of a child of the employee, the placement of a child with the employee for adoption or foster care, to care for a family member with a serious health condition, or because of a serious health condition that makes the employee unable to perform the functions of the employee's position. Employees are authorized to take intermittent leave or leave on a reduced leave schedule under specified conditions. If an employer provides paid leave for fewer than 12 weeks, the additional weeks of leave may be provided without compensation. Establishes requirements for notice for foreseeable leave, spouses employed by the same employer, certification of serious health conditions, restoration of employment after leave, and employment benefits during leave. Specifies a list of prohibited acts and provides penalties for violations.

First sponsor: Rep. Blanc (D - Dist 26)

Others: Rep. Andrade (D - Dist 29), Rep. Bolding (D - Dist 27), Rep. Cano (D - Dist 3), Rep. Chavez (D - Dist 29), Rep. A. Hernandez (D - Dist 3), Rep. D. Hernandez (D - Dist 2), Rep. Meza (D - Dist 30), Rep. Powers Hannley (D - Dist 9), Rep. Rodriguez (D - Dist 27), Rep. Salman (D - Dist 26), Rep. Sierra (D - Dist 19), Rep. Terán (D - Dist 30)

| H2226 Daily History | Date | Action |
|---------------------|------|--------|
|---------------------|------|--------|

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

H2227: EMPLOYMENT; EMPLOYEE WORK SCHEDULING

Adds a new chapter to Title 23 (Labor) regulating employee scheduling. Employers are required to pay an employee for a minimum of four hours or the number of hours in the employee's scheduled work shift, whichever is less, on any day that the employee either reports for duty but does not work the entire shift due to the actions of the employer or is notified less than 24 hours before a shift that the employee does not need to report to work or that the hours have been reduced. Employees have the right to request not to be scheduled for work shifts during certain times or at certain locations and the right to identify certain preferences. Employers are required to provide a new employee with a written good faith estimate of the employee's work schedule at the time of hire, and are required to provide an employee with a work schedule in writing at least 14 calendar days before the first day of the work schedule. More.

First sponsor: Rep. Blanc (D - Dist 26)

Others: Rep. Andrade (D - Dist 29), Rep. Bolding (D - Dist 27), Rep. Cano (D - Dist 3), Rep. Chavez (D - Dist 29), Rep. A. Hernandez (D - Dist 3), Rep. D. Hernandez (D - Dist 2), Rep. Longdon (D - Dist 24), Rep. Meza (D - Dist 30), Rep. Peten (D - Dist 4), Rep. Powers Hannley (D - Dist 9), Rep. Rodriguez (D - Dist 27), Rep. Salman (D - Dist 26), Rep. Sierra (D - Dist 19), Rep. Terán (D - Dist 30)

| H2227 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2231: NONHEALTH PROFESSIONS; OCCUPATIONS; REGULATIONS

Establishes a rebuttable presumption that the public is sufficiently protected from unregulated practice by market competition and private remedies, including third-party or consumer-created ratings and reviews and private certification. The state may regulate a profession or occupation only if there is credible empirical evidence of present, significant and substantiated harm that the unregulated practice threatens the public health, safety or welfare. For a state agency that administers an occupational regulation, the sunset review report from a committee of reference (COR) is required to include a recommendation that the Legislature repeal the occupational license, convert the license to a less restrictive regulation, or instruct the state agency to seek legislation or adopt rules to reflect the COR's recommendation to impose less restrictive regulations or redefine the scope of practice.

First sponsor: Rep. Kern (R - Dist 20)

| H2231 Daily History | Date | Action |
|---|------|---|
| NONHEALTH PROFESSIONS; OCCUPATIONS; REGULATIONS | 2/28 | House COW approved with floor amend #4534 . |
| NONHEALTH PROFESSIONS; OCCUPATIONS; REGULATIONS | 2/27 | retained on House COW calendar. |
| NONHEALTH PROFESSIONS; OCCUPATIONS; REGULATIONS | 2/12 | stricken from House consent calendar by Kern. |
| NONHEALTH PROFESSIONS; OCCUPATIONS; REGULATIONS | 2/11 | from House rules okay. To House consent calendar. |
| NONHEALTH PROFESSIONS; OCCUPATIONS; REGULATIONS | 2/5 | from House com do pass. |
| NONHEALTH PROFESSIONS; OCCUPATIONS; REGULATIONS | 2/5 | House com do pass; report awaited. |
| NONHEALTH PROFESSIONS; OCCUPATIONS; REGULATIONS | 2/5 | from House reg affairs do pass. |
| NONHEALTH PROFESSIONS; OCCUPATIONS; REGULATIONS | 2/4 | House reg affairs do pass; report awaited. |
| NONHEALTH PROFESSIONS; OCCUPATIONS; REGULATIONS | 1/28 | referred to House reg affairs, com. |

H2259: WEBSITES; PERSONAL INFORMATION; ACCESS

Any commercial or business website that collects personal information from any person and that has more than 500 users or personal accounts is required to establish a personal information portal, which must be a secure online website that allows a person to access the person's collected personal information and to correct any error in the person's personal information.

First sponsor: Rep. Thorpe (R - Dist 6)

| H2259 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2357: RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION

The list of items that municipalities and special taxing districts are prohibited from levying a transaction privilege or use tax on is expanded to include gross proceeds of sales or gross income derived from "reconstruction contracting" (defined), unless the "gross building area" (defined) increases by more than 25 percent in the 24 month period before the sale of the real property and the property is sold within 24 months after substantial completion. If a tax is assessed on reconstruction contracting, the speculative builder is authorized to exclude from gross income the "prior value" (defined) allowed for reconstruction contracting in determining taxable gross income. A formula for determining the prior value is specified.

First sponsor: Rep. Toma (R - Dist 22)

Others: Sen. Livingston (R - Dist 22)

| H2357 Daily History | Date Action |
|--|---|
| RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION | 2/28 passed House 38-22 ; ready for Senate. |
| RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION | 2/27 House COW approved with amend #4286 . |
| RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION | 2/26 retained on House COW calendar. |
| RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION | 2/21 from House rules okay. |
| RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION | 2/20 from House ways-means with amend #4286 . |
| RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION | 2/20 House ways-means amended; report awaited. |
| RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION | 2/6 House ways-means held. |
| RECONSTRUCTION CONTRACTING; LOCAL TAX; EXEMPTION | 1/29 referred to House ways-means. |

H2359: INCOME TAX; CHARITABLE DEDUCTIONS

Retroactive to taxable years beginning with 2019, the standard deduction allowed for personal income taxes must be increased by the amount of charitable deductions that would have been allowed if the taxpayer elected to claim itemized deductions. Retroactive to tax years beginning January 1, 2019. AS PASSED HOUSE.

First sponsor: Rep. Toma (R - Dist 22)

| H2359 Daily History | Date Action |
|-----------------------------------|---|
| INCOME TAX; CHARITABLE DEDUCTIONS | 2/28 referred to Senate fin. |
| INCOME TAX; CHARITABLE DEDUCTIONS | 2/26 House COW approved with amend #4071 . Passed House 38-21 ; ready for Senate. |
| INCOME TAX; CHARITABLE DEDUCTIONS | 2/21 from House rules okay. |
| INCOME TAX; CHARITABLE DEDUCTIONS | 2/14 from House appro do pass. |
| INCOME TAX; CHARITABLE DEDUCTIONS | 2/13 House appro amended; report awaited. |
| INCOME TAX; CHARITABLE DEDUCTIONS | 2/6 from House ways-means with amend #4071 . |
| INCOME TAX; CHARITABLE DEDUCTIONS | 1/29 referred to House ways-means, appro. |

H2360: TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD

The threshold after which a business entity is required to file an estimated transaction privilege tax payment in June is increased to an annual total tax liability of \$1.6 million or more in 2020, \$2.3 million or more in 2021, \$3.1 million or more in 2022, \$4.1 million or more in 2023, \$5.6 million or more in 2024, and \$7.5 million or more in 2025 and each year after, from \$1 million or more. AS PASSED HOUSE.

First sponsor: Rep. Toma (R - Dist 22)

| H2360 Daily History | Date Action |
|--|--|
| TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD | 2/27 referred to Senate fin. |
| TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD | 2/25 House COW approved with amend #4161 . Passed House 60-0 ; ready for Senate. |
| TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD | 2/18 to House COW consent calendar. From House rules okay. |
| TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD | 2/13 from House ways-means with amend #4161 . |
| TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD | 2/13 House ways-means amended; report awaited. |
| TPT; ESTIMATED PAYMENTS; LIABILITY THRESHOLD | 1/30 referred to House ways-means. |

H2373: TAX CORRECTIONS ACT OF 2019

Corrections to the tax code as recommended by the Department of Revenue

and Legislative Council. Changes are for clarification or to blend conflicting statutes and are not intended to be substantive. 36 pages. An annual exercise.

First sponsor: Rep. Toma (R - Dist 22)

| H2373 Daily History | Date | Action |
|-----------------------------|------|---|
| TAX CORRECTIONS ACT OF 2019 | 2/27 | House COW approved with amend #4163 and floor amend #4475. |
| TAX CORRECTIONS ACT OF 2019 | 2/18 | to House COW consent calendar. From House rules okay. Stricken from House COW consent calendar by Toma. |
| TAX CORRECTIONS ACT OF 2019 | 2/13 | from House ways-means with amend #4163. |
| TAX CORRECTIONS ACT OF 2019 | 2/13 | House ways-means amended; report awaited. |
| TAX CORRECTIONS ACT OF 2019 | 2/5 | referred to House ways-means. |

H2396: WATER; WELL METERING; NONEXEMPT WELLS

A person who withdraws groundwater from any nonexempt well, instead of only those in active management areas, is required to use a water measuring device approved by the Department of Water Resources, unless another statutory exemption applies.

First sponsor: Rep. Engel (D - Dist 10)

Others: Rep. Blanc (D - Dist 26), Rep. Butler (D - Dist 28), Rep. Cano (D - Dist 3), Rep. Gabaldon (D - Dist 2), Sen. Gonzales (D - Dist 3), Rep. Jermaine (D - Dist 18), Sen. Mendez (D - Dist 26), Rep. Powers Hannley (D - Dist 9), Rep. Salman (D - Dist 26)

| H2396 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2397: WATER ADEQUACY REQUIREMENTS; STATEWIDE APPLICABILITY

County boards of supervisors are required, instead of permitted, to adopt regulations requiring all subdivisions to either have a determination of an adequate water supply from the Department of Water Resources or obtain a written commitment of water service for the subdivision from a municipal or private water company designated as having an adequate water supply by the Dept.

First sponsor: Rep. Engel (D - Dist 10)

Others: Rep. Blanc (D - Dist 26), Rep. Cano (D - Dist 3), Sen. Gonzales (D - Dist 3), Sen. Mendez (D - Dist 26), Rep. Powers Hannley (D - Dist 9), Rep. Salman (D - Dist 26)

| H2397 Daily History | Date | Action |
|--|------|--|
| WATER ADEQUACY REQUIREMENTS; STATEWIDE APPLICABILITY | 1/30 | referred to House nat res-energy-water, gov. |

H2399: TAX EXPENDITURES; REVIEW; SUNSET

The Joint Legislative Income Tax Credit Review Committee is renamed the Joint Legislation Tax Expenditure Review Committee. The Committee is required to adopt and review the "tax expenditures" (defined) for transaction privilege and affiliated excise taxes according to a 10-year review schedule, and the Committee is required to compile and adopt the schedule by December 15, 2019. After a review, the Committee is required to recommend the tax expenditures to be amended, repealed or retained. The Committee is required to report its recommendations to the Legislature and the Governor by December 15 of the year the tax expenditure is reviewed. If the tax expenditure is recommended to be retained or amended, the next review year must be no later than the 10th full calendar year following the date the tax expenditure was reviewed. Modifies the income tax credit review schedule.

First sponsor: Rep. Engel (D - Dist 10)

Others: Rep. Blanc (D - Dist 26), Rep. Bowers (R - Dist 25), Rep. Butler (D - Dist 28), Sen. Gonzales (D - Dist 3), Sen. Mendez (D - Dist 26), Rep. Rodriguez (D - Dist 27), Rep. Toma (R - Dist 22)

| H2399 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2416: TAXATION; REPEAL; SELECTED EXEMPTIONS

Eliminates various exemptions from taxation, including the exemptions from the

retail classification of transaction privilege taxes for sales of warranty or service contracts and sales of stocks and bonds. For tax years beginning with 2020, the income tax rate for corporations is increased to 5.5 percent, from 4.9 percent. Due to a potential increase in state revenue, this legislation requires the affirmative vote of at least 2/3 of the members of each house of the Legislature for passage, and becomes effective on signature of the Governor.

First sponsor: Rep. Powers Hannley (D - Dist 9)

Others: Rep. Andrade (D - Dist 29), Rep. Blanc (D - Dist 26), Rep. Engel (D - Dist 10), Rep. Gabaldon (D - Dist 2), Sen. Gonzales (D - Dist 3), Rep. Rodriguez (D - Dist 27), Rep. Salman (D - Dist 26), Rep. Teller (D - Dist 7), Rep. Terán (D - Dist 30)

| H2416 Daily History | Date Action |
|--|-------------|
| TAXATION; REPEAL; SELECTED EXEMPTIONS 2/4 referred to House ways-means, com. | |

H2434: COLORADO RIVER TRANSFER; LIMITATION

An irrigation and water conservation district located in a county that has formed a county water authority is prohibited from transferring fourth priority Colorado River water that is subject to the Boulder Canyon Project Act to a location outside the counties in Arizona that border the Colorado River.

First sponsor: Rep. Cobb (R - Dist 5)

Others: Rep. Biasiucci (R - Dist 5), Sen. Borrelli (R - Dist 5)

| H2434 Daily History | Date Action |
|--|-------------|
| COLORADO RIVER TRANSFER; LIMITATION 2/13 referred to House nat res-energy-water. | |

H2441: TRADE NAMES; TRADEMARKS; REGISTRATION; APPLICATION

The information required on an application for trademark registration is expanded to include a statement that the applicant has conducted a search and found that the trademark does not consist of or comprise a mark that so resembles a mark registered in Arizona or previously used in Arizona and not abandoned and that when applied to the goods or services of the applicant is likely to cause confusion or mistake or to deceive, and a statement whether the applicant previously sought to register the trademark with the U.S. patent and trademark office and if the registration was denied, the reasons for the denial. The information required on an application for a trade name registration is expanded to include a statement that the applicant had conducted a search and found that the trade name is distinguishable on the record from any other name previously filed or an existing or reserved corporate name.

First sponsor: Rep. Griffin (R - Dist 14)

| H2441 Daily History | Date Action |
|---|-------------|
| TRADE NAMES; TRADEMARKS; REGISTRATION; APPLICATION 2/4 referred to House com. | |

H2443: PROPERTY DISCLOSURE AFFIDAVIT; ADJUDICATION CLAIM

Modifies the affidavit of disclosure that a seller of five or fewer parcels of land in an unincorporated area of a county is required to furnish to a buyer by requiring the seller to check whether the property or the water used on the property "is" or "is not" the subject of a statement of claim for the use of water in a general adjudication of water rights, or if it is "unknown." AS PASSED HOUSE.

First sponsor: Rep. Griffin (R - Dist 14)

| H2443 Daily History | Date Action |
|---|-------------|
| PROPERTY DISCLOSURE AFFIDAVIT; ADJUDICATION CLAIM 2/28 referred to Senate com. | |
| PROPERTY DISCLOSURE AFFIDAVIT; ADJUDICATION CLAIM 2/26 House COW approved with floor amend #4430 . Passed House 31-29 ; ready for Senate. | |
| PROPERTY DISCLOSURE AFFIDAVIT; ADJUDICATION CLAIM 2/21 stricken from House consent calendar by Griffin. | |
| PROPERTY DISCLOSURE AFFIDAVIT; ADJUDICATION CLAIM 2/21 from House rules okay. | |
| PROPERTY DISCLOSURE AFFIDAVIT; ADJUDICATION CLAIM 2/20 to House consent calendar. | |
| PROPERTY DISCLOSURE AFFIDAVIT; ADJUDICATION CLAIM 2/14 from House land-agri do pass. | |
| PROPERTY DISCLOSURE AFFIDAVIT; ADJUDICATION CLAIM 2/4 referred to House land-agri. | |

H2449: ADEQUATE WATER SUPPLY; COUNTY REVIEW

For a county that is not in an Active Management Area, the county board of supervisors is required to review the provision for adequate water supply for a subdivision and after review may by unanimous vote at a public meeting not to readopt the provision. The review is required to occur not more than 5 years after the effective date of this legislation and every 5 to 10 years thereafter. If the board does not vote unanimously not to readopt the provision, the provision remains in effect. If the board votes unanimously not to readopt the provision, the provision has no further force if a list of specified conditions apply at the time of the vote. The board is required to give written notice of any vote not to readopt the provision to the Director of the Department of Water Resources, the Director of the Department of Environmental Quality and the State Real Estate Commissioner.

First sponsor: Rep. Griffin (R - Dist 14)

| H2449 Daily History | Date | Action |
|--|------|--------|
| ADEQUATE WATER SUPPLY; COUNTY REVIEW 2/7 referred to House nat res-energy-water. | | |

H2450: REAL ESTATE TRUST ACCOUNTS

If the legal name of a party involved in a real estate transaction includes the word "trust," statutes prohibiting a corporate name from including the word "trust" do not apply.

First sponsor: Rep. Griffin (R - Dist 14)

| H2450 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2454: MUNICIPAL BAND TAX; AUTHORIZATION; REPEAL

Repeals statute authorizing municipalities to levy a tax for the purpose of maintaining or employing a municipal band.

First sponsor: Rep. Griffin (R - Dist 14)

| H2454 Daily History | Date | Action |
|--|------|--------|
| MUNICIPAL BAND TAX; AUTHORIZATION; REPEAL 2/25 referred to Senate gov. | | |
| MUNICIPAL BAND TAX; AUTHORIZATION; REPEAL 2/14 passed House <u>31-29</u> ; ready for Senate. | | |
| MUNICIPAL BAND TAX; AUTHORIZATION; REPEAL 2/14 House COW approved. | | |
| MUNICIPAL BAND TAX; AUTHORIZATION; REPEAL 2/11 from House rules okay. | | |
| MUNICIPAL BAND TAX; AUTHORIZATION; REPEAL 2/6 from House ways-means do pass. | | |
| MUNICIPAL BAND TAX; AUTHORIZATION; REPEAL 1/30 referred to House ways-means. | | |

H2461: WORKERS' COMP; MEDICAL EXAMINATIONS; CLINICIANS

A master's level clinician is authorized to perform a workers' compensation examination.

First sponsor: Rep. Townsend (R - Dist 16)

| H2461 Daily History | Date | Action |
|--|------|--------|
| WORKERS' COMP; MEDICAL EXAMINATIONS; CLINICIANS 2/12 referred to House pub safety. | | |

H2462: WORKERS' COMP; EXAMINATIONS; IN-STATE PHYSICIANS

A physician who performs a workers' compensation examination is required to be located in Arizona.

First sponsor: Rep. Townsend (R - Dist 16)

| H2462 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2463: OCCUPATIONAL REGULATIONS; LICENSES; COMMUNICATIONS; NOTICE

An agency is required to prominently post on the agency's website and print on a license application, a communication denying a license, a cease and desist order or any other communication in which the agency asserts that a person is

required to obtain a license a specified notice stating that agencies are required to limit all occupational regulations to those that are demonstrated to be necessary to specifically fulfill a public health, safety or welfare concern, and that the person has the right to petition the agency to repeal or modify the occupational regulation or bring an action in a court of general jurisdiction to challenge the occupational regulation. AS PASSED HOUSE.

First sponsor: Rep. Petersen (R - Dist 12)

| H2463 Daily History | Date Action |
|--|---|
| OCCUPATIONAL REGULATIONS; LICENSES; COMMUNICATIONS; NOTICE | 2/25 referred to Senate com. |
| OCCUPATIONAL REGULATIONS; LICENSES; COMMUNICATIONS; NOTICE | 2/11 House COW approved with amend #4013. Passed House 33-27; ready for Senate. |
| OCCUPATIONAL REGULATIONS; LICENSES; COMMUNICATIONS; NOTICE | 2/4 from House rules okay. |
| OCCUPATIONAL REGULATIONS; LICENSES; COMMUNICATIONS; NOTICE | 1/28 from House reg affairs with amend #4013. |
| OCCUPATIONAL REGULATIONS; LICENSES; COMMUNICATIONS; NOTICE | 1/24 referred to House reg affairs. |

H2467: WEST BASIN WATER USERS; COMMITTEE

Establishes a 20-member Mohave County La Paz County West Basin Water Users Study Committee to analyze groundwater withdrawal data and make recommendations to the Department of Water Resources on programs and policies for the basins. The Committee is required to submit a report of its recommendations to the Dept, the Governor and the Legislature by December 31, 2021. The Committee self-repeals on July 1, 2022.

First sponsor: Rep. Cobb (R - Dist 5)

| H2467 Daily History | Date Action |
|-----------------------------------|--|
| WEST BASIN WATER USERS; COMMITTEE | 2/20 from House nat res-energy-water with amend #4266. |
| WEST BASIN WATER USERS; COMMITTEE | 2/19 House nat res-energy-water amended; report awaited. |
| WEST BASIN WATER USERS; COMMITTEE | 2/4 referred to House nat res-energy-water. |

H2468: COLORADO RIVER TRANSFERS; EMERGENCY RULEMAKING

The Department of Water Resources is required to adopt an emergency rule to implement policies to provide for the review and advice of the Director on any negotiation or contract that affects the allocation and use of main stream Colorado River water or the allocation and use of Colorado River water delivered through the Central Arizona Project. Provisions that must be included in the rule are specified. Emergency clause.

First sponsor: Rep. Cobb (R - Dist 5)

| H2468 Daily History | Date Action |
|--|--|
| COLORADO RIVER TRANSFERS; EMERGENCY RULEMAKING | 2/13 referred to House nat res-energy-water. |

H2475: WATER USE; CRIMINAL PENALTY; WELLS

Water taken through a registered well, including the subflow of a river or stream, is not considered using water to which another is entitled without authority, a class 2 (mid-level) misdemeanor.

First sponsor: Rep. Bowers (R - Dist 25)

| H2475 Daily History | Date Action |
|------------------------------------|--|
| WATER USE; CRIMINAL PENALTY; WELLS | 2/28 House COW approved. |
| WATER USE; CRIMINAL PENALTY; WELLS | 2/21 stricken from House consent calendar by Engel and Friese. |
| WATER USE; CRIMINAL PENALTY; WELLS | 2/21 from House rules okay. |
| WATER USE; CRIMINAL PENALTY; WELLS | 2/20 to House consent calendar. |
| WATER USE; CRIMINAL PENALTY; WELLS | 2/20 from House nat res-energy-water do pass. |
| WATER USE; CRIMINAL PENALTY; WELLS | 2/19 House nat res-energy-water do pass; report awaited. |
| WATER USE; CRIMINAL PENALTY; WELLS | 2/13 referred to House nat res-energy-water. |

H2476: SURFACE WATER FORFEITURE; REPEAL

Repeals statutes governing future water rights acquired through appropriation

and forfeiture or reversion of water rights due to nonuse.

First sponsor: Rep. Bowers (R - Dist 25)

| H2476 Daily History | Date | Action |
|---|------|--------|
| SURFACE WATER FORFEITURE; REPEAL 2/13 referred to House nat res-energy-water. | | |

H2478: BIOLOGICAL CHARACTERISTICS; BIOMETRIC IDENTIFIERS

A person is prohibited from "enrolling" (defined) an individual's "biometric identifier" (defined) in a database for a commercial purpose without providing notice and obtaining consent from the individual to do so. Unless a person obtains an individual's consent, the person is prohibited from selling, leasing or otherwise disclosing the individual's biometric identifier to another person for a commercial purpose unless the disclosure meets one of a list of specified requirements. Establishes requirements for a person that knowingly possesses an individual's biometric identifier that has been enrolled for a commercial purpose. Violations are an unlawful practice, subject to enforcement by the Attorney General. Some exceptions.

First sponsor: Rep. Bowers (R - Dist 25)

| H2478 Daily History | Date | Action |
|--|------|--------|
| BIOLOGICAL CHARACTERISTICS; BIOMETRIC IDENTIFIERS 2/19 stricken from House consent calendar by DeGrazia. | | |
| BIOLOGICAL CHARACTERISTICS; BIOMETRIC IDENTIFIERS 2/18 to House consent calendar. From House rules okay. | | |
| BIOLOGICAL CHARACTERISTICS; BIOMETRIC IDENTIFIERS 2/13 from House tech do pass. | | |
| BIOLOGICAL CHARACTERISTICS; BIOMETRIC IDENTIFIERS 1/24 referred to House tech. | | |

H2481: TECH CORRECTION; GROUNDWATER PERMITS

Minor change in Title 45 (Waters) related to groundwater permits. Apparent striker bus.

First sponsor: Rep. Bowers (R - Dist 25)

| H2481 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

H2531: HANDS-FREE WIRELESS COMMUNICATION DEVICES; DRIVING

A motor vehicle operator is prohibited from using a portable wireless communication device unless the device is specifically designed and configured to allow voice-operated and hands-free operation and is used in that manner. Some exceptions. To be prosecuted for a violation, the behavior must be committed in the presence of or within the view of a peace officer or be established by other evidence. Violations are a petty offense subject to a fine of \$25 to \$99 for a first offense and \$100 to \$200 for a second or subsequent offense, except that if the violation caused the death of or serious bodily injury to another person, the violation is a class 2 (mid-level) misdemeanor subject to a fine of up to \$4,000.

First sponsor: Rep. Chavez (D - Dist 29)

Others: Rep. Andrade (D - Dist 29), Rep. Bolding (D - Dist 27), Rep. Butler (D - Dist 28), Rep. Campbell (R - Dist 1), Rep. Cano (D - Dist 3), Rep. Fernandez (D - Dist 4), Rep. A. Hernandez (D - Dist 3), Rep. D. Hernandez (D - Dist 2), Rep. Lieberman (D - Dist 28), Rep. Pawlik (D - Dist 17), Rep. Salman (D - Dist 26), Rep. Terán (D - Dist 30), Rep. Toma (R - Dist 22)

| H2531 Daily History | Date | Action |
|--|------|--------|
| HANDS-FREE WIRELESS COMMUNICATION DEVICES; DRIVING 2/21 from House trans with amend #4317. | | |
| HANDS-FREE WIRELESS COMMUNICATION DEVICES; DRIVING 2/20 House trans amended; report awaited. | | |
| HANDS-FREE WIRELESS COMMUNICATION DEVICES; DRIVING 2/5 referred to House trans, pub safety. | | |

H2536: FUEL; ELECTRIC CARS; HYBRIDS; TAXES

The tax on motor vehicle fuel possessed, used or consumed in Arizona is increased to 28 cents per gallon in FY2019-20, 38 cents per gallon in FY2020-21, and 43 cents per gallon in FY2021-22, from 18 cents per gallon. Imposes a tax on natural gas used in the propulsion of any vehicle at a rate of 19 cents per gallon in FY2019-20, 25 cents per gallon in FY2020-21, and 28 cents per gallon

in FY2021-22. Imposes a tax on propane used in the propulsion of any vehicle at a rate of 23 cents per gallon in FY2019-20, 30 cents per gallon in FY2020-21, and 34 cents per gallon in FY2021-22. Imposes use fuel taxes on natural gas and propane used in the propulsion of a light class motor vehicle, and establishes use fuel tax rates. Imposes a tax on a vehicle that accesses a street or highway and that is propelled by electricity of \$130 per year for FY2019-20, \$175 per year for FY2020-21, and \$198 per year for FY2021-22. Imposes a tax on a vehicle that accesses a street or highway and that is propelled by a combination of electricity and other fuels of \$52 per year for FY2019-20, \$70 per year for FY2020-21, and \$80 per year for FY2021-22. For FY2022-23 and each year after, each of these tax rates is required to be adjusted to reflect the change in the gross domestic product implicit price deflator reported by the U.S. Department of Commerce from January 1, 2019 to December 31 of the prior year. Due to a potential increase in state revenue, this legislation requires the affirmative vote of at least 2/3 of the members of each house of the Legislature for passage, and becomes effective on signature of the Governor.

First sponsor: Rep. Campbell (R - Dist 1)

Others: Rep. Andrade (D - Dist 29), Rep. Fernandez (D - Dist 4), Rep. Friese (D - Dist 9), Rep. Gabaldon (D - Dist 2), Rep. Thorpe (R - Dist 6)

| H2536 Daily History | Date Action |
|--|---|
| FUEL; ELECTRIC CARS; HYBRIDS; TAXES 2/20 | from House ways-means with amend #4287. |
| FUEL; ELECTRIC CARS; HYBRIDS; TAXES 2/20 | House ways-means amended; report awaited. |
| FUEL; ELECTRIC CARS; HYBRIDS; TAXES 2/13 | House ways-means held. |
| FUEL; ELECTRIC CARS; HYBRIDS; TAXES 2/6 | from House trans with amend #4083. |
| FUEL; ELECTRIC CARS; HYBRIDS; TAXES 2/4 | referred to House trans, ways-means. |

H2577: STATE LAW; LOCAL VIOLATION; REPEAL

Repeals statute requiring the Attorney General to investigate any official action taken by the governing body of a county or municipality that a member of the Legislature alleges violates state law or the state Constitution, and withholding state shared monies from the county or municipality if the Attorney General concludes that there is a violation and if the county or municipality fails to resolve the violation within 30 days.

First sponsor: Rep. Powers Hannley (D - Dist 9)

Others: Sen. Alston (D - Dist 24), Rep. Andrade (D - Dist 29), Rep. Blanc (D - Dist 26), Rep. Butler (D - Dist 28), Rep. Cano (D - Dist 3), Rep. Fernandez (D - Dist 4), Rep. Friese (D - Dist 9), Rep. Gabaldon (D - Dist 2), Rep. Longdon (D - Dist 24), Sen. Mendez (D - Dist 26), Rep. Rodriguez (D - Dist 27), Rep. Salman (D - Dist 26), Rep. Terán (D - Dist 30)

| H2577 Daily History | Date Action |
|--|------------------------------------|
| STATE LAW; LOCAL VIOLATION; REPEAL 2/5 | referred to House gov, ways-means. |

H2581: CHARITABLE ENTITIES; REGULATION; LIMITATIONS

The state and political subdivisions are prohibited from requiring a charitable organization or private foundation to disclose demographic information about its employees or owners or about the employees or owners of any entity that has received contributions from or contracted with the organization without the prior written consent of the individual about whom the information is sought. The state and political subdivisions are prohibited from requiring that the members of the governing board or officers of a charitable organization or private foundation include a person with any particular "demographic characteristic" (defined) or include an individual who does not share a familial relationship with a governing board member, officer or donor. The state and political subdivisions are prohibited from requiring a charitable organization or private foundation to distribute its monies to or contract with any person or entity based on the demographic characteristics of the person or the employees or owners of the entity or based on the populations or communities served by the person or entity, except as a lawful condition on the expenditure of particular monies that is imposed by the donor of the monies.

First sponsor: Rep. J. Allen (R - Dist 15)

| H2581 Daily History | Date Action |
|--|--------------------------------|
| CHARITABLE ENTITIES; REGULATION; LIMITATIONS 2/7 | referred to House reg affairs. |

H2633: DIGITAL GOODS AND SERVICES; TPT

For the purpose of transaction privilege taxes, the definition of "tangible personal property" is expanded to include "computer software" (defined) that is not "custom computer programming" (defined), regardless of the method by which title, possession or right to use the software is transferred to the user, including a perpetual or subscription license to remotely access the software. For the purpose of use taxes and municipal transaction privilege taxes, computer software that is not custom computer programming is deemed to be tangible personal property, regardless of the method by which title, possession or right to use the software is transferred to the user, and is subject to tax. For the purpose of the exemption from the retail classification of transaction privilege taxes, "custom computer programming" (defined) is deemed to be a personal service. For the purpose of sourcing retail sales of tangible personal property, the billing address of a purchaser or lessee of "specified digital goods," "prewritten computer software" (both defined), video, audio or data service that is "remotely accessed," "transferred electronically" (both defined) or otherwise delivered to the customer through the internet or an equivalent or successor protocol is the taxable situs of the transaction. The list of exemptions from the telecommunications classification of transaction privilege taxes is expanded to include over-the-top services consisting of audio or video programming services received by the end user customer by means of an internet connection that are generally considered comparable to programming provided by a radio or television broadcast station regardless of whether the services are provided independently or packaged with other audio or video programming.

First sponsor: Rep. Engel (D - Dist 10)

| H2633 Daily History | Date | Action |
|---------------------------------|------|-------------------------------|
| DIGITAL GOODS AND SERVICES; TPT | 2/12 | referred to House ways-means. |

H2660: OCCUPATIONAL REGULATION; PRIOR CONVICTION; APPLICABILITY

In addition to the requirement that the offense has a reasonable relationship to job functions, a person may be denied employment by the state, state agencies or political subdivisions due to a prior conviction for a felony or misdemeanor only if the conviction occurred within seven years before the date of the employment application, or if the person was convicted of a subsequent offense, whether or not the conviction has a reasonable relationship to the job functions. An agency is permitted to disqualify a person from obtaining a license, permit, certificate or other state recognition for a specified offense only if the conviction occurred within seven years before the date of the petition.

First sponsor: Rep. J. Allen (R - Dist 15)

| H2660 Daily History | Date | Action |
|--|------|--|
| OCCUPATIONAL REGULATION; PRIOR CONVICTION; APPLICABILITY | 2/28 | House COW approved with floor amend #4518 , a substitute for amend 4310. |
| OCCUPATIONAL REGULATION; PRIOR CONVICTION; APPLICABILITY | 2/21 | from House jud with amend #4310 . From House rules okay. |
| OCCUPATIONAL REGULATION; PRIOR CONVICTION; APPLICABILITY | 2/20 | House jud amended; report awaited. |
| OCCUPATIONAL REGULATION; PRIOR CONVICTION; APPLICABILITY | 2/13 | referred to House jud. |

H2673: PROPERTY; PRODUCTS; SERVICES; SANDBOX

Establishes a new chapter in Title 18 (Information Technology) requiring the State Real Estate Commissioner to establish a Property Technology Sandbox Program in consultation with applicable state agencies to enable a person to obtain limited access to the market in Arizona to test "innovative property products or services" (defined) without obtaining authorization that otherwise might be required. Establishes application requirements and an application process for participation in the Program. If the Commissioner approves an application for entry into the property technology sandbox, the applicant is deemed a sandbox participant and has 24 months after the date of approval to test the innovation described in the sandbox participant's application. Before providing an innovative property product or service to consumers, a sandbox

participant is required to disclose to consumers a list of information. Establishes exit requirements and record keeping and reporting requirements. The Program terminates on July 1, 2029.

First sponsor: Rep. Weninger (R - Dist 17)

| H2673 Daily History | Date | Action |
|---------------------------------------|------|--|
| PROPERTY; PRODUCTS; SERVICES; SANDBOX | 2/28 | House COW approved with floor amend #4519. |
| PROPERTY; PRODUCTS; SERVICES; SANDBOX | 2/21 | stricken from House consent calendar by Weninger and Salman. |
| PROPERTY; PRODUCTS; SERVICES; SANDBOX | 2/21 | from House rules okay. |
| PROPERTY; PRODUCTS; SERVICES; SANDBOX | 2/20 | to House consent calendar. |
| PROPERTY; PRODUCTS; SERVICES; SANDBOX | 2/20 | from House com do pass. |
| PROPERTY; PRODUCTS; SERVICES; SANDBOX | 2/19 | House com do pass; report awaited. |
| PROPERTY; PRODUCTS; SERVICES; SANDBOX | 2/13 | referred to House com. |

H2677: JLAC; AUDITOR GENERAL

Makes various changes relating to audits of public agencies. The Auditor General is required to conduct annual, instead of at least biennial, financial and compliance audits of financial transactions and accounts kept by or for all state agencies subject to the federal single audit requirements. The Auditor General is required, as resources allow, to conduct an investigation related to allegations of financial impropriety, malfeasance or nonfeasance of a state agency or of a political subdivision that is funded in whole or in part by tax revenue in connection with an audit authorized by law or on request of a state agency or specified public officers under specified circumstances. All officers of any state agency, board, commission, department, program or committee or any political subdivision and all contractors that contract with the state are required to afford reasonable and needed facilities for Auditor General staff and make records available in the form and at the time prescribed. The Joint Legislative Budget Committee is required to notify all members of the Legislature of the cost to conduct a special audit for any legislative measure that requires the Auditor General to perform a special audit. This information is required to be provided before the measure is scheduled for third read in the house of origin or in the house where the special audit provision was added. Modifies the list of factors a committee of reference must consider when determining the need for continuation or termination of an agency.

First sponsor: Rep. Kern (R - Dist 20)

| H2677 Daily History | Date | Action |
|-----------------------|------|--------------------------------------|
| JLAC; AUDITOR GENERAL | 2/27 | House COW approved with amend #4323. |
| JLAC; AUDITOR GENERAL | 2/26 | from House rules okay. |
| JLAC; AUDITOR GENERAL | 2/21 | from House appro with amend #4323. |
| JLAC; AUDITOR GENERAL | 2/20 | House appro amended; report awaited. |
| JLAC; AUDITOR GENERAL | 2/13 | referred to House appro. |

H2702: TPT; MARKETPLACE FACILITATORS; NEXUS

Establishes the marketplace facilitator classification of transaction privilege taxes (TPT), which is comprised of the business of facilitating retail sales as a "marketplace facilitator" (defined). The tax base for the marketplace facilitator classification is the gross proceeds of sales or gross income from all sales the marketplace facilitator facilitates on behalf of "marketplace sellers" (defined) sourced to Arizona if the marketplace seller is not an affiliate of the marketplace facilitator. All sales that a marketplace facilitator facilitates on behalf of a marketplace seller must be sourced to the purchaser's location in Arizona. A marketplace facilitator is required to pay TPT on all sales facilitated by the marketplace facilitator and sourced to Arizona regardless of whether the marketplace seller for whom sales are facilitated is required to be registered with the Department of Revenue or would have been required to pay TPT had the sale not been facilitated by the marketplace facilitator. Any person that conducts business in an activity classified under TPT classifications with purchasers in Arizona is engaging or continuing in business in Arizona, is subject to and is required to pay TPT if the person meets any of the following criteria in the previous or current calendar year: the gross proceeds of sales or gross income derived from the person's transactions with purchasers in Arizona

is more than \$100,000, the person engages in at least 200 separate transactions with purchasers in Arizona, the gross proceeds of sales or gross income derived from a marketplace facilitator's transactions with purchasers in Arizona on its own behalf or on behalf of at least one marketplace seller is more than \$100,000, or the marketplace facilitator engages in at least 200 separate transactions with purchasers in Arizona on its own behalf or on behalf of at least one marketplace seller. For the purposes of determining whether a person meets any of these criteria, all members of a person's affiliated group must be aggregated. Establishes provisions governing a marketplace facilitator's liability for transaction privilege taxes and allows for liability relief in specified percentages, which are phased out between 2019 and 2026. The list of exemptions from the retail classification of TPT is expanded to include sales of tangible personal property by a marketplace seller, if the sale is facilitated by a marketplace facilitator and the marketplace seller has received documentation from the marketplace facilitator that the marketplace facilitator has paid the applicable tax and will remit the tax to the Department of Revenue.

First sponsor: Rep. Toma (R - Dist 22)

Others: Rep. J. Allen (R - Dist 15), Rep. Biasiucci (R - Dist 5), Rep. Blackman (R - Dist 6), Rep. Bolding (D - Dist 27), Rep. Bolick (R - Dist 20), Rep. Campbell (R - Dist 1), Rep. Chavez (D - Dist 29), Rep. Cook (R - Dist 8), Rep. Engel (D - Dist 10), Rep. Epstein (D - Dist 18), Rep. Espinoza (D - Dist 19), Rep. Finchem (R - Dist 11), Rep. A. Hernandez (D - Dist 3), Rep. D. Hernandez (D - Dist 2), Rep. Jermaine (D - Dist 18), Rep. Kavanagh (R - Dist 23), Rep. Lawrence (R - Dist 23), Rep. Lieberman (D - Dist 28), Rep. Osborne (R - Dist 13), Rep. Pawlik (D - Dist 17), Rep. Payne (R - Dist 21), Rep. Rivero (R - Dist 21), Rep. Stringer (R - Dist 1), Rep. Thorpe (R - Dist 6)

| H2702 Daily History | Date Action |
|--|-------------|
| TPT; MARKETPLACE FACILITATORS; NEXUS 2/20 from House ways-means with amend #4290 . | |
| TPT; MARKETPLACE FACILITATORS; NEXUS 2/20 House ways-means amended; report awaited. | |
| TPT; MARKETPLACE FACILITATORS; NEXUS 2/13 referred to House ways-means. | |

H2703: FILING DEADLINES; TAXABLE YEAR 2018

Establishes income tax return filing deadlines for tax year 2018 as follows: June 15, 2019 for returns made on the basis of the calendar year, the 15th day of the 6th month following the close of the fiscal year for returns made on the basis of a fiscal year, and the 15th day of the 5th month following the close of the taxable year for partnership returns. Emergency clause.

First sponsor: Rep. Toma (R - Dist 22)

Others: Rep. J. Allen (R - Dist 15), Rep. Barto (R - Dist 15), Rep. Biasiucci (R - Dist 5), Rep. Blackman (R - Dist 6), Rep. Bolick (R - Dist 20), Rep. Campbell (R - Dist 1), Rep. Carroll (R - Dist 22), Rep. Cobb (R - Dist 5), Rep. Dunn (R - Dist 13), Rep. Finchem (R - Dist 11), Rep. Grantham (R - Dist 12), Rep. Griffin (R - Dist 14), Rep. Kavanagh (R - Dist 23), Rep. Kern (R - Dist 20), Rep. Lawrence (R - Dist 23), Rep. Osborne (R - Dist 13), Rep. Payne (R - Dist 21), Rep. Rivero (R - Dist 21), Rep. Roberts (R - Dist 11), Rep. Stringer (R - Dist 1), Rep. Thorpe (R - Dist 6)

| H2703 Daily History | Date Action |
|---|-------------|
| FILING DEADLINES; TAXABLE YEAR 2018 2/20 from House ways-means with amend #4291 . | |
| FILING DEADLINES; TAXABLE YEAR 2018 2/20 House ways-means amended; report awaited. | |
| FILING DEADLINES; TAXABLE YEAR 2018 2/13 referred to House ways-means. | |

H2718: INTERNATIONAL AFFAIRS STUDY COMMITTEE

Establishes a 6-member International Affairs Study Committee to study strategies to make Arizona competitive in international trade and build additional international relationships. The Committee is required to submit a report of its findings and recommendations to the Governor and the Legislature by December 15, 2019, and self-repeals October 1, 2020.

First sponsor: Rep. Rivero (R - Dist 21)

| H2718 Daily History | Date Action |
|---|-------------|
| INTERNATIONAL AFFAIRS STUDY COMMITTEE 2/21 from House state-intl with amend #4327 . | |
| INTERNATIONAL AFFAIRS STUDY COMMITTEE 2/20 House state-intl amended; report awaited. | |
| INTERNATIONAL AFFAIRS STUDY COMMITTEE 2/14 referred to House state-intl. | |

H2724: GRRC; PETITION TO REQUEST REVIEW

A person is permitted to petition the Governor's Regulator Review Council

(GRRC) to request a review of an existing agency practice, substantive policy statement, enforcement action or final rule of an agency established under statute governing campaign finance, including the Citizens Clean Elections Act, based on the person's belief that the practice, policy, action or rule does not meet the requirements of the Administrative Procedures Act, exceeds the agency's statutory authority or violates the state Constitution or the U.S. Constitution. If, after a public hearing, GRRC determines that the practice, policy, action or rule does not meet these requirements, GRRC is authorized to modify, revise or declare void any practice, policy, action or rule.

First sponsor: Rep. Biasucci (R - Dist 5)
Others: Rep. Cobb (R - Dist 5)

| H2724 Daily History | Date | Action |
|----------------------------------|------|--|
| GRRC; PETITION TO REQUEST REVIEW | 2/27 | retained on House COW calendar. |
| GRRC; PETITION TO REQUEST REVIEW | 2/21 | stricken from House consent calendar by Shah and Salman. |
| GRRC; PETITION TO REQUEST REVIEW | 2/21 | from House rules okay. |
| GRRC; PETITION TO REQUEST REVIEW | 2/20 | to House consent calendar. |
| GRRC; PETITION TO REQUEST REVIEW | 2/18 | House reg affairs do pass; report awaited. |
| GRRC; PETITION TO REQUEST REVIEW | 2/13 | referred to House reg affairs. |

H2726: CORPORATE INCOME TAX CREDIT; MORATORIUM

The Director of the Department of Revenue is required to issue a moratorium on corporate income tax credits if, on or before February 1 of the taxable year, the state transaction privilege tax growth rate and the total nonfarm employment growth rate are each less than one percent. If a moratorium is issued, a taxpayer cannot claim any of the insurance premium tax credits or corporate income tax credits allowed in statute for that taxable year or any carryforwards from a prior taxable year.

First sponsor: Rep. Blanc (D - Dist 26)
Others: Rep. Andrade (D - Dist 29), Rep. Bolding (D - Dist 27), Rep. Chavez (D - Dist 29), Rep. Espinoza (D - Dist 19), Rep. Fernandez (D - Dist 4), Rep. Friese (D - Dist 9), Rep. Lieberman (D - Dist 28), Rep. Longdon (D - Dist 24), Sen. Mendez (D - Dist 26), Rep. Meza (D - Dist 30), Rep. Pawlik (D - Dist 17), Rep. Powers Hannley (D - Dist 9), Sen. Quezada (D - Dist 29), Rep. Rodriguez (D - Dist 27), Rep. Sierra (D - Dist 19), Rep. Teller (D - Dist 7), Rep. Terán (D - Dist 30), Rep. Tsosie (D - Dist 7)

| H2726 Daily History | Date | Action |
|---|------|-------------------------------|
| CORPORATE INCOME TAX CREDIT; MORATORIUM | 2/13 | referred to House ways-means. |

H2737: EXEMPT PROPERTY; PROCEEDS; TAX CREDITS

The list of property of a debtor exempt from execution, attachment or sale on any process issued from any court is expanded to include up to \$1,000 from the refundable portion of any federal personal income tax credit from the federal earned income tax credit and up to \$1,000 from any additional refundable portion of the federal child tax credit. To calculate the amount of this exemption, income tax withholding, tax payments and deposits and any nonrefundable tax credit must first be applied to the income tax obligation of the debtor.

First sponsor: Rep. Toma (R - Dist 22)

| H2737 Daily History | Date | Action |
|--|------|-------------------------------|
| EXEMPT PROPERTY; PROCEEDS; TAX CREDITS | 2/13 | referred to House ways-means. |

HCR2006: JUDICIAL RULINGS; OPINIONS; SUBSTANTIVE LAW

The 2020 general election ballot is to carry the question of whether to amend the state Constitution to state that the Supreme Court may not infringe on the authority of the Legislature or the people to enact otherwise constitutional substantive, procedural and evidentiary laws or to carry out any other matter under the Constitution.

First sponsor: Rep. Fillmore (R - Dist 16)

| HCR2006 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

HCR2028: ERA DEADLINE; ELIMINATION; URGING CONGRESS

The Legislature urges the U.S. Congress to take steps to remove the deadline for ratification of the Equal Rights Amendment. The Secretary of State is directed to transmit copies of this memorial to the President of the U.S. Senate, the Speaker of the U.S. House and each member of Congress from Arizona.

First sponsor: Rep. Powers Hannley (D - Dist 9)

Others: Rep. Blanc (D - Dist 26), Rep. Butler (D - Dist 28), Rep. Fernandez (D - Dist 4), Rep. Friese (D - Dist 9), Rep. Gabaldon (D - Dist 2), Rep. Longdon (D - Dist 24), Sen. Mendez (D - Dist 26), Rep. Rodriguez (D - Dist 27), Rep. Salman (D - Dist 26), Rep. Terán (D - Dist 30)

| HCR2028 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

HCR2030: RATIFICATION OF EQUAL RIGHTS AMENDMENT

Ratifies the Equal Rights Amendment to the U.S. Constitution. The Secretary of State is directed to transmit copies of this resolution to the President of the U.S. Senate and the Speaker of the U.S. House.

First sponsor: Rep. Powers Hannley (D - Dist 9)

Others: Sen. Alston (D - Dist 24), Rep. Andrade (D - Dist 29), Rep. Blanc (D - Dist 26), Rep. Bolding (D - Dist 27), Rep. Butler (D - Dist 28), Rep. Cano (D - Dist 3), Rep. Chavez (D - Dist 29), Rep. DeGrazia (D - Dist 10), Rep. Engel (D - Dist 10), Rep. Epstein (D - Dist 18), Rep. Espinoza (D - Dist 19), Rep. Fernandez (D - Dist 4), Rep. Fillmore (R - Dist 16), Rep. Friese (D - Dist 9), Rep. Gabaldon (D - Dist 2), Rep. A. Hernandez (D - Dist 3), Rep. D. Hernandez (D - Dist 2), Rep. Jermaine (D - Dist 18), Rep. Lieberman (D - Dist 28), Rep. Longdon (D - Dist 24), Sen. Mendez (D - Dist 26), Rep. Meza (D - Dist 30), Rep. Pawlik (D - Dist 17), Rep. Peten (D - Dist 4), Rep. Rodriguez (D - Dist 27), Rep. Salman (D - Dist 26), Rep. Shah (D - Dist 24), Rep. Sierra (D - Dist 19), Sen. Steele (D - Dist 9), Rep. Teller (D - Dist 7), Rep. Terán (D - Dist 30), Rep. Tsosie (D - Dist 7)

| HCR2030 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

HCR2034: FUND TRANSFERS; LIMITATIONS

The 2020 general election ballot is to carry the question of whether to amend the state Constitution to require the Legislature to establish a Budget Stabilization Fund (Fund) and establishes a formula requiring certain appropriations to the Fund each FY based on the "annual growth rate" (defined as the percentage change in real adjusted personal income). The Legislature is prohibited from transferring an amount that exceeds the amount sufficient to balance the general fund budget. Except for the general fund, the Legislature is prohibited from appropriating or diverting monies in a fund established for or allocated to a specific purpose unless the balance in the Fund is less than one percent of the general fund revenue for the preceding FY and at least 2/3 of the members of each house of the Legislature, by a roll call vote, vote to appropriate or divert such funds.

First sponsor: Rep. J. Allen (R - Dist 15)

| HCR2034 Daily History | Date | Action |
|---|------|--------|
| FUND TRANSFERS; LIMITATIONS 2/13 referred to House appro. | | |

HCR2036: TAX EXPENDITURES; RATES; SUPERMAJORITY VOTE

The 2020 general election ballot is to carry the question of whether to amend the state Constitution to require a 2/3 majority vote in the Legislature to enact any bill that provides for a net decrease in state revenue, including an enactment of a new "tax expenditure" (defined as any tax provision that exempts any person, good, service or income from existing taxes), increase in the allowable amount of an existing tax expenditure, and a reduction in any tax rate.

First sponsor: Rep. Fernandez (D - Dist 4)

Others: Rep. Andrade (D - Dist 29), Rep. Blanc (D - Dist 26), Rep. Bolding (D - Dist 27), Rep. Cano (D - Dist 3), Rep. Chavez (D - Dist 29), Rep. DeGrazia (D - Dist 10), Rep. Epstein (D - Dist 18), Rep. Espinoza (D - Dist 19), Rep. Friese (D - Dist 9), Rep. Gabaldon (D - Dist 2), Rep. Jermaine (D - Dist 18), Rep. Lieberman (D - Dist 28), Rep. Longdon (D - Dist 24), Rep. Meza (D -

Dist 30), Rep. Pawlik (D - Dist 17), Rep. Peten (D - Dist 4), Rep. Powers Hannley (D - Dist 9), Rep. Rodriguez (D - Dist 27), Rep. Salman (D - Dist 26), Rep. Sierra (D - Dist 19), Rep. Teller (D - Dist 7), Rep. Terán (D - Dist 30), Rep. Tsosie (D - Dist 7)

| HCR2036 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

HCR2038: INCOME TAX; EDUCATION

The 2020 general election ballot is to carry the question of whether to amend the state Constitution to increase income taxes for taxable years beginning with 2021 for tax brackets of \$250,001-\$500,000 and \$500,001 and over for a single individual or married filing separately and for tax brackets of \$300,001-\$500,000, \$500,001-\$1 million, and \$1 million and over for a married couple filing jointly or a head of household. for each taxable year beginning with 2021, the Department of Revenue is required to adjust the income dollar amounts for each rate bracket and the corresponding taxable income amounts according to the average annual change in the metropolitan Phoenix consumer price index. The Dept is required to separately account for the income tax collected from this increase and deposit the monies in the Classroom Site Fund. School districts and charter schools are required to allocate 60 percent of Fund monies for teacher base salary increases and employment-related expenses and 40 percent for maintenance and operation. The list of purposes for which monies in the Fund may be spent is expanded to include student support services personnel compensation increases and full-day kindergarten.

First sponsor: Rep. Blanc (D - Dist 26)
 Others: Rep. Andrade (D - Dist 29), Rep. Bolding (D - Dist 27), Rep. Cano (D - Dist 3), Rep. Chavez (D - Dist 29), Rep. DeGrazia (D - Dist 10), Rep. Engel (D - Dist 10), Rep. Epstein (D - Dist 18), Rep. Espinoza (D - Dist 19), Rep. Friese (D - Dist 9), Rep. Gabaldon (D - Dist 2), Rep. Jermaine (D - Dist 18), Rep. Longdon (D - Dist 24), Sen. Mendez (D - Dist 26), Rep. Meza (D - Dist 30), Rep. Pawlik (D - Dist 17), Rep. Peten (D - Dist 4), Rep. Powers Hannley (D - Dist 9), Sen. Quezada (D - Dist 29), Rep. Rodriguez (D - Dist 27), Rep. Salman (D - Dist 26), Rep. Shah (D - Dist 24), Rep. Teller (D - Dist 7), Rep. Terán (D - Dist 30), Rep. Tsosie (D - Dist 7)

| HCR2038 Daily History | Date | Action |
|--|------|--------|
| No actions posted for this bill within the requested time frame. | | |

S1007: INSURANCE; CORPORATE GOVERNANCE; DISCLOSURE

By June 1 of each year, an insurer, or the insurance group of which the insurer is a member, is required to submit to the Director of the Department of Insurance a "corporate governance annual disclosure" or CGAD (defined) that contains specified information. The CGAD and related documents are recognized as being proprietary and containing trade secrets, and are confidential by law and privileged. The Director is authorized to adopt rules and issue orders necessary to carry out this legislation, and is authorized to take a number of actions in order to assist in the performance of related regulatory duties. The Director is authorized to retain, at the insurer's expense, third-party professionals as may be reasonably necessary to assist the Director in reviewing the CGAD and related information, and provisions governing third-party professionals are established. If an insurer fails without just cause to timely file the CGAD, after notice and a hearing, the Director is authorized to impose a civil penalty of \$20 for each day's delay, up to \$2,500. Nonseverability clause.

First sponsor: Sen. Livingston (R - Dist 22)

| S1007 Daily History | Date | Action |
|---|------|---|
| INSURANCE; CORPORATE GOVERNANCE; DISCLOSURE | 2/26 | referred to House com. |
| INSURANCE; CORPORATE GOVERNANCE; DISCLOSURE | 2/4 | passed Senate <u>30-0</u> ; ready for House. |
| INSURANCE; CORPORATE GOVERNANCE; DISCLOSURE | 1/29 | to Senate consent calendar. From Senate rules okay. |
| INSURANCE; CORPORATE GOVERNANCE; DISCLOSURE | 1/17 | from Senate fin do pass. |
| INSURANCE; CORPORATE GOVERNANCE; DISCLOSURE | 1/16 | Senate fin do pass; report awaited. |
| INSURANCE; CORPORATE GOVERNANCE; DISCLOSURE | 1/14 | referred to Senate fin. |

S1027: TAX CREDIT; CHARITABLE ORGANIZATIONS; ELIGIBILITY

For purposes of the individual income tax credit for contributions to qualifying charitable organizations, a charitable organization may meet required budget

expenditures with expenditures on services to any Arizona residents who have a chronic illness or physical disability, instead of only children under the age of 21 who have a chronic illness or physical disability. Retroactive to tax years beginning with 2019. AS PASSED SENATE.

First sponsor: Sen. Leach (R - Dist 11)

| S1027 Daily History | Date Action |
|---|---|
| TAX CREDIT; CHARITABLE ORGANIZATIONS; ELIGIBILITY | 2/26 referred to House ways-means. |
| TAX CREDIT; CHARITABLE ORGANIZATIONS; ELIGIBILITY | 2/5 passed Senate <u>23-7</u> ; ready for House. |
| TAX CREDIT; CHARITABLE ORGANIZATIONS; ELIGIBILITY | 2/4 Senate COW approved with floor amend <u>#4045</u> . |
| TAX CREDIT; CHARITABLE ORGANIZATIONS; ELIGIBILITY | 1/29 from Senate rules okay. |
| TAX CREDIT; CHARITABLE ORGANIZATIONS; ELIGIBILITY | 1/23 from Senate fin do pass. |
| TAX CREDIT; CHARITABLE ORGANIZATIONS; ELIGIBILITY | 1/23 Senate fin do pass; report awaited. |
| TAX CREDIT; CHARITABLE ORGANIZATIONS; ELIGIBILITY | 1/14 referred to Senate fin. |

S1028: COMPUTATION OF TIME; DAY; PORTION

For the purposes of computing time in which an act is required to be done by Arizona statutes, any fraction or portion of the 24-hour period from midnight to midnight constitutes the first day.

First sponsor: Sen. Carter (R - Dist 15)

| S1028 Daily History | Date Action |
|-----------------------------------|---|
| COMPUTATION OF TIME; DAY; PORTION | 2/26 referred to House gov. |
| COMPUTATION OF TIME; DAY; PORTION | 2/14 passed Senate <u>30-0</u> ; ready for House. |
| COMPUTATION OF TIME; DAY; PORTION | 2/11 to Senate consent calendar. 2/12 from Senate rules okay. |
| COMPUTATION OF TIME; DAY; PORTION | 2/6 from Senate trans-pub safety do pass. |
| COMPUTATION OF TIME; DAY; PORTION | 1/14 referred to Senate trans-pub safety. |

S1030: REMOTE ONLINE NOTARIZATION; REGISTRATION

By July 1, 2020, the Secretary of State (SOS) is required to adopt rules to facilitate "remote online notarizations" (defined), which must include sufficient forms of notarial certificates and standards for communication technology, credential analysis, identity proofing and retention of an audio and visual recording. Establishes requirements for electronic records of remote online notarizations, the use of electronic signatures and electronic seals, and remote online notarization procedures. Establishes information a notary public is required to record in an electronic journal for a remote online notarial act. Effective July 1, 2020. AS PASSED SENATE.

First sponsor: Sen. Leach (R - Dist 11)
Others: Rep. Dunn (R - Dist 13)

| S1030 Daily History | Date Action |
|--|--|
| REMOTE ONLINE NOTARIZATION; REGISTRATION | 2/26 referred to House gov. |
| REMOTE ONLINE NOTARIZATION; REGISTRATION | 2/18 passed Senate <u>29-0</u> ; ready for House. |
| REMOTE ONLINE NOTARIZATION; REGISTRATION | 2/14 Senate COW approved with amend <u>#4051</u> . |
| REMOTE ONLINE NOTARIZATION; REGISTRATION | 2/12 from Senate rules okay. |
| REMOTE ONLINE NOTARIZATION; REGISTRATION | 2/5 from Senate gov with amend <u>#4051</u> . |
| REMOTE ONLINE NOTARIZATION; REGISTRATION | 2/4 Senate gov amended; report awaited. |
| REMOTE ONLINE NOTARIZATION; REGISTRATION | 1/14 referred to Senate gov. |

S1034: TAX SUBTRACTION; UNIFORMED SERVICES PAY

Effective January 1, 2020, the subtraction from Arizona gross income for income tax purposes for certain military compensation applies to compensation received for active service as a member of the "uniformed services" of the U.S. instead of the "armed forces" of the U.S.

First sponsor: Sen. Brophy McGee (R - Dist 28)

| S1034 Daily History | Date Action |
|---|------------------------------|
| TAX SUBTRACTION; UNIFORMED SERVICES PAY | 1/14 referred to Senate fin. |

S1049: GPLET; DEFINITIONS

Beginning January 1, 2020, a school district, community college district and the Arizona Board of Regents are added to the definition of "government lessor" for the purpose of government property lease excise tax (GPLET). The definition of "government property improvement" for GPLET does not include a building that is used predominantly for an academic purpose or student housing or that is located in an area designated as a research park.

First sponsor: Sen. Leach (R - Dist 11)

| S1049 Daily History | Date Action |
|---|-------------|
| GPLET; DEFINITIONS 1/15 referred to Senate fin. | |

S1056: IMMIGRATION; LAW ENFORCEMENT; REPEAL

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

First sponsor: Sen. Quezada (D - Dist 29)

| S1056 Daily History | Date Action |
|---|-------------|
| IMMIGRATION; LAW ENFORCEMENT; REPEAL 1/15 referred to Senate jud. | |

S1058: STATE PROCUREMENT; IDENTICAL BIDS

For state contracts awarded through competitive sealed bidding, if there are two or more low, responsive offers from responsible bidders, an "Arizona bidder" (defined) must be given preference over a nonresident bidder by increasing the nonresident's bid by five percent.

First sponsor: Sen. Quezada (D - Dist 29)

| S1058 Daily History | Date Action |
|---|-------------|
| STATE PROCUREMENT; IDENTICAL BIDS 2/21 from Senate com do pass. | |
| STATE PROCUREMENT; IDENTICAL BIDS 1/15 referred to Senate gov, com. | |

S1059: ONLINE INSTRUCTION; AVERAGE DAILY MEMBERSHIP

For the purposes of school funding for a student enrolled in a school district or charter school that also participates in Arizona online instruction, the average daily membership calculation for a student who is enrolled part time must be apportioned by first calculating and applying the average daily membership for the school district or charter school, then calculating and applying the remaining average daily membership for the Arizona online instruction based on the percentage of total time that the pupil is enrolled in or is in attendance at Arizona online instruction.

First sponsor: Sen. Carter (R - Dist 15)
Others: Sen. Brophy McGee (R - Dist 28)

| S1059 Daily History | Date Action |
|--|-------------|
| ONLINE INSTRUCTION; AVERAGE DAILY MEMBERSHIP 1/15 referred to Senate educ. | |

S1073: SCHOOL DISTRICT CONSOLIDATIONS; ELECTIONS

If parts of two or more school districts are proposed to be consolidated, a majority of votes cast in the part of the school districts proposed for consolidation must approve the consolidation, instead of a majority of the voters in the part of the school districts not affected and a majority of the voters in the part of the school districts affected. If a school district that was participating in a Career Technical Education District (CTED) at the time that the school district was unified or consolidated, the successor school district automatically continues to participate in that CTED in the same manner. Appropriates \$50,000 from the general fund in FY2020-21 to the Department of Education to distribute to any unified school district that is created as the result of an election conducted in 2020 to assist with the costs of implementing the new unified school district.

First sponsor: Sen. S. Allen (R - Dist 6)

| S1073 Daily History | Date Action |
|---|---|
| SCHOOL DISTRICT CONSOLIDATIONS; ELECTIONS | 2/25 from Senate educ with amend #4355. |
| SCHOOL DISTRICT CONSOLIDATIONS; ELECTIONS | 2/21 Senate educ amended; report awaited. |
| SCHOOL DISTRICT CONSOLIDATIONS; ELECTIONS | 1/22 Senate educ held. |
| SCHOOL DISTRICT CONSOLIDATIONS; ELECTIONS | 1/16 referred to Senate educ, appro. |

S1078: FACILITIES INCOME TAX CREDITS; REPEAL

Repeals the individual and corporate income tax credits for construction costs of qualified environmental technology facilities and for qualifying investment and employment in expanding or locating a qualified facility in Arizona. The repeal of these income tax credits does not affect the continuing validity of any amount of the credit carried forward from previous taxable years for application against subsequent tax liabilities as allowed by prior law. Due to a potential increase in state revenue, this legislation requires the affirmative vote of at least 2/3 of the members of each house of the Legislature for passage, and becomes effective on signature of the Governor.

First sponsor: Sen. Leach (R - Dist 11)

| S1078 Daily History | Date Action |
|---------------------------------------|------------------------------|
| FACILITIES INCOME TAX CREDITS; REPEAL | 1/16 referred to Senate fin. |

S1080: TPT; USE TAX; EDUCATION

Establishes a required distribution formula for all monies collected from a new article in the state Constitution. Requires monies generated from the tax to be paid in monthly installments as follows: 73 percent to the Classroom Site Fund, 22 percent to the Arizona Board of Regents to be distributed proportionally to each university based on the number of students who receive in-state tuition to maintain an in-state tuition rate that is consistent with the state Constitutional requirement for tuition to be as nearly free as possible, and 5 percent for community college trade and workforce development programs. Repeals the additional transaction privilege tax rate increment of 0.6 percent imposed from July 1, 2022 through June 30, 2041 that would have been distributed for specified education purposes, and repeals statute specifying the distribution of those revenues. Repeals the individual income tax credit for increased transaction privilege or excise taxes paid for education. Modifies the purposes for which monies from the Classroom Site Fund must be spent to remove class size reduction and add voluntary full-day kindergarten, the cost of additional school days, student support services and school resource officers. Deletes the requirement for school districts and charter schools to allocate 40 percent of the monies received from the Classroom Site Fund for teacher compensation increases based on performance and employment related expenses, 20 percent of the monies for teacher base salary increases and employment related expenses, and 40 percent of the monies for maintenance and operation purposes. Conditionally enacted effective July 1, 2021 if the state Constitution is amended by a vote of the people at the 2020 general election by passage of an unspecified House Concurrent Resolution (blank in original). [Capitol Reports Note: The new article in the state Constitution referred to in this legislation is established by SCR1001.]

First sponsor: Sen. S. Allen (R - Dist 6)

| S1080 Daily History | Date | Action |
|-------------------------|------|--------------------------------------|
| TPT; USE TAX; EDUCATION | 2/26 | from Senate rules okay. |
| TPT; USE TAX; EDUCATION | 1/23 | from Senate educ with amend #4004. |
| TPT; USE TAX; EDUCATION | 1/22 | Senate educ amended; report awaited. |
| TPT; USE TAX; EDUCATION | 1/17 | referred to Senate educ. |

S1141: DISTRACTED DRIVING

A person is prohibited from driving a motor vehicle while distracted. A person commits distracted driving if, while operating a motor vehicle in the presence of or within the view of a peace officer, the person engages in any activity that is not related to the operation of the vehicle in a manner that interferes with the safe operation of the vehicle, and operates the vehicle in a manner that is an immediate hazard to another person, a motor vehicle or property or does not exercise reasonable control of the vehicle.

First sponsor: Sen. Mesnard (R - Dist 17)

| S1141 Daily History | Date | Action |
|---------------------|------|--|
| DISTRACTED DRIVING | 2/26 | from Senate rules okay. |
| DISTRACTED DRIVING | 2/21 | from Senate trans-pub safety with amend #4293. |
| DISTRACTED DRIVING | 2/20 | Senate trans-pub safety amended; report awaited. |
| DISTRACTED DRIVING | 1/31 | referred to Senate trans-pub safety. |

S1143: CONFORMITY; INTERNAL REVENUE CODE; RATES

For the purpose of computing income tax for tax year 2018, the definition of "Internal Revenue Code" would have been updated to mean the U.S. Internal Revenue Code in effect on January 1, 2018. For tax year 2018, the Department of Revenue would have been required to reduce the income tax rates provided in statute by 0.11 percentage points. Would have applied retroactively to tax years beginning January 1, 2018. AS VETOED BY GOVERNOR. In his veto message, the Governor stated that any bill with a fiscal impact should be considered as part of budget discussions.

First sponsor: Sen. Mesnard (R - Dist 17)

Others: Sen. Leach (R - Dist 11), Sen. Livingston (R - Dist 22)

| S1143 Daily History | Date | Action |
|--|------|--|
| CONFORMITY; INTERNAL REVENUE CODE; RATES | 2/1 | VETOED message . |
| CONFORMITY; INTERNAL REVENUE CODE; RATES | 1/31 | substituted in House for identical H2522 and passed 31-29 ; ready for governor. |
| CONFORMITY; INTERNAL REVENUE CODE; RATES | 1/31 | Senate COW approved with amend #4011. Passed Senate 16-14 ; ready for House (lost emergency clause). |
| CONFORMITY; INTERNAL REVENUE CODE; RATES | 1/29 | from Senate rules okay. |
| CONFORMITY; INTERNAL REVENUE CODE; RATES | 1/28 | from Senate fin with amend #4011 |
| CONFORMITY; INTERNAL REVENUE CODE; RATES | 1/22 | referred to Senate fin. |

S1165: PROHIBITION; TEXTING WHILE DRIVING

A motor vehicle operator is prohibited from operating a motor vehicle while holding in the operator's hand, typing on or otherwise manually operating a portable wireless communication device unless the vehicle is parked or stopped. Some exceptions. Establishes a list of circumstances that constitute an affirmative defense to a prosecution of this prohibition. Violations are a petty offense and are subject to a civil penalty of \$75 to \$149 for a first violation, and \$150 to \$250 for a second or subsequent violation, except that a violation that causes the death of or serious physical injury to another person is a class 1 (highest) misdemeanor.

First sponsor: Sen. Brophy McGee (R - Dist 28)

Others: Rep. Bolding (D - Dist 27), Rep. Bowers (R - Dist 25), Sen. Bradley (D - Dist 10), Rep. Campbell (R - Dist 1), Sen. Carter (R - Dist 15), Rep. Chavez (D - Dist 29), Rep. Espinoza (D - Dist 19), Sen. Fann (R - Dist 1), Rep. Friese (D - Dist 9), Rep. D. Hernandez (D - Dist 2), Sen. Navarrete (D - Dist 30), Sen. Otondo (D - Dist 4)

| S1165 Daily History | Date | Action |
|---------------------|------|--------|
|---------------------|------|--------|

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|--|
| PROHIBITION; TEXTING WHILE DRIVING 2/26 from Senate rules okay. |
| PROHIBITION; TEXTING WHILE DRIVING 2/21 from Senate trans-pub safety with amend #4294. |
| PROHIBITION; TEXTING WHILE DRIVING 2/20 Senate trans-pub safety amended; report awaited. |
| PROHIBITION; TEXTING WHILE DRIVING 1/23 referred to Senate trans-pub safety. |

S1166: CONFORMITY; INTERNAL REVENUE CODE; EXCEPTIONS

For the purpose of computing income tax for tax year 2018, the definition of "Internal Revenue Code" is updated to mean the U.S. Internal Revenue Code in effect on January 1, 2018. For tax year 2018, in computing Arizona adjusted gross income for a taxpayer that elects to itemize deductions, specified amounts are required to be added to Arizona gross income. In computing taxable income for tax year 2018, at the election of the taxpayer and in lieu of the standard deduction, the taxpayer may take itemized deductions as allowed by statute and may also deduct a list of specified amounts. Other additions and subtractions to taxable income for tax year 2018 are specified. Retroactive to tax years beginning January 1, 2018. Emergency clause.

First sponsor: Sen. Mesnard (R - Dist 17)

| S1166 Daily History | Date Action |
|---|--|
| CONFORMITY; INTERNAL REVENUE CODE; EXCEPTIONS | 2/14 from Senate fin do pass. |
| CONFORMITY; INTERNAL REVENUE CODE; EXCEPTIONS | 2/13 Senate fin do pass; report awaited. |
| CONFORMITY; INTERNAL REVENUE CODE; EXCEPTIONS | 1/23 referred to Senate fin. |

S1219: DOMESTIC VIOLENCE OFFENSES; FIREARM TRANSFERS

For the purpose of the criminal code, the definition of "prohibited possessor" of a firearm is expanded to include any person who has been convicted of either a domestic violence offense that involved another of a specified list of offenses, or any other offense that involves the use or attempted use of physical force or the threatened use of a deadly weapon if the victim and the defendant have a domestic relationship (as defined elsewhere in statute), and to include any person who is subject to an order of protection that was issued after the person received notice and had an opportunity to participate in the proceedings. At the time of sentencing, the court is required to inform a person who is a prohibited possessor due to a domestic violence conviction that the person is prohibited from owning or possessing a firearm, and to order the person to transfer all firearms to the appropriate law enforcement agency or a federally licensed firearms dealer within 24 hours after the court issues the order. The law enforcement agency or federally licensed firearms dealer that receives a transferred firearm may dispose of the firearm in accordance with state and federal law. More.

First sponsor: Sen. Carter (R - Dist 15)

Others: Sen. Bowie (D - Dist 18), Sen. Brophy McGee (R - Dist 28), Rep. Friese (D - Dist 9), Rep. D. Hernandez (D - Dist 2), Rep. Longdon (D - Dist 24)

| S1219 Daily History | Date Action |
|---|------------------------------|
| DOMESTIC VIOLENCE OFFENSES; FIREARM TRANSFERS | 1/29 referred to Senate jud. |

S1220: REVISER'S TECHNICAL CORRECTIONS; 2019

Fixes multiple defective and conflicting enactments. No substantive changes. 18 pages. An annual exercise.

First sponsor: Sen. Fann (R - Dist 1)

| S1220 Daily History | Date Action |
|---------------------------------------|---|
| REVISER'S TECHNICAL CORRECTIONS; 2019 | 2/28 passed Senate <u>30-0</u> ; ready for House. |
| REVISER'S TECHNICAL CORRECTIONS; 2019 | 2/26 from Senate rules okay. |
| REVISER'S TECHNICAL CORRECTIONS; 2019 | 2/25 to Senate consent calendar. |
| REVISER'S TECHNICAL CORRECTIONS; 2019 | 1/29 referred to Senate rules only. |

S1227: COLORADO RIVER DROUGHT CONTINGENCY AMENDMENTS

Establishes the Arizona System Conservation Fund to be administered by the Director of the Department of Water Resources (Director), and appropriates \$30

million from the general fund in FY2019-20 to the Fund. The Director is authorized to spend monies from the Fund to contract with Colorado River water users in Arizona that hold entitlements to Colorado River water under the decree in Arizona v. California to forgo water deliveries or diversions for the purpose of creating system conservation. System conservation created through the use of the Fund is required to provide for Colorado River water to be conserved in Lake Mead through a verified reduction in existing consumptive use in order to decrease the likelihood of lake elevations dropping to levels that could result in reductions to Arizona's Colorado River allocation. Beginning July 1, 2021 and each July 1 after, the Director is required to submit a report to the Governor and the Legislature on expenditures from the Fund during the previous fiscal year and the volume of water that was conserved in Lake Mead. The Fund self-repeals April 1, 2027. Prohibits a water banking fee from being levied in the Pinal Active Management Area (AMA) during calendar years 2020 through 2026. In the Pinal AMA during calendar years 2020 through 2026, the Director is required to set the annual groundwater withdrawal fee in an amount of up to \$2.50 per acre-foot per year for groundwater and irrigation efficiency projects. Monies from this fee are required to be used only to finance projects for the construction and rehabilitation of wells and related infrastructure for the withdrawal and efficient delivery of groundwater by irrigation districts in the Pinal AMA. Monies from this fee are deposited in the newly established Temporary Groundwater and Irrigation Efficiency Projects Fund (TGIEP Fund), and requirements for the TGIEP Fund are established. Appropriates \$7 million from the general fund in FY2018-19 to the TGIEP Fund. The TGIEP Fund self-repeals April 1, 2028. Establishes requirements for recovery of water that was effluent stored at a managed underground storage facility that qualifies as an "existing effluent managed underground storage facility" (defined) that has not been designated as a facility that could add value to a national park, national monument or state park. Long-term water storage credits may be used to demonstrate an assured water supply or an adequate water supply only if the managed underground storage facility qualifies as an existing effluent managed underground storage facility and the long-term storage credits were accrued before the effective date of this legislation. By December 31, 2019, the Arizona Water Banking Authority is authorized to enter into agreements to exchange long-term water storage credits accrued or purchased in one AMA with monies collected from specified groundwater withdrawal fees for long-term storage credits held by other persons in another AMA, on request of the Director, if the Director determines that the exchange is beneficial to water management in Arizona and that the exchange will not substantially impair the Authority's ability to meet its firming obligation to firm Indian settlement water. The term of any agreement entered into under this authorization is prohibited from extending beyond December 31, 2026. The Authority is permitted to distribute or extinguish long-term storage credits obtained by exchange. An exchange of long-term storage credits under this authorization is exempt from any fee established by the Dept for an assignment of long-term storage credits. A \$2 million appropriation in FY2018-19 is redirected from the Dept to the TGIEP Fund, and a \$2 million appropriation in FY2019-20 is redirected from the Dept to the Augmentation and Conservation Assistance Fund. Requires the Director to report to the Governor and the Legislature on agreements related to drought contingency plans. Contains a legislative intent section. Severability clause. Emergency clause. AS SIGNED BY GOVERNOR.

First sponsor: Sen. Fann (R - Dist 1)

Others: Sen. Kerr (R - Dist 13), Sen. Otondo (D - Dist 4)

| S1227 Daily History | Date Action |
|---|--|
| COLORADO RIVER DROUGHT CONTINGENCY AMENDMENTS | 1/31 substituted in House for identical H2545 and passed 59-0; ready for governor. Signed by governor. Chap. 1, Laws 2019. |
| COLORADO RIVER DROUGHT CONTINGENCY AMENDMENTS | 1/31 from Senate water-agri with amend #4031. From Senate rules okay. Senate COW approved with amend #4031 and floor amend #4035. Passed Senate 27-3; ready for House. |
| COLORADO RIVER DROUGHT CONTINGENCY AMENDMENTS | 1/30 Senate water-agri amended; report awaited. |
| COLORADO RIVER DROUGHT CONTINGENCY AMENDMENTS | 1/28 referred to Senate water-agri. |

S1232: ADMINISTRATIVE HEARINGS; REVIEW; ANTICOMPETITIVE ACTIONS

If a licensing authority rejects or modifies the decision of the administrative law judge (ALJ) in an appealable agency action or contested case, within 30 days, a separate independent hearing must be held to determine whether the decision or action of the licensing authority is unreasonably anticompetitive and furthers a clearly articulated state policy to displace competition in the regulated market. The ALJ who participated in the agency action or contested case hearing is prohibited from being assigned to conduct the separate hearing. The ALJ who conducts the separate hearing is required to issue a written decision to approve, reject or modify the decision or action of the licensing authority.

First sponsor: Sen. D. Farnsworth (R - Dist 16)

| S1232 Daily History | Date Action |
|--|---|
| ADMINISTRATIVE HEARINGS; REVIEW; ANTICOMPETITIVE ACTIONS | 2/14 passed Senate <u>30-0</u> ; ready for House. |
| ADMINISTRATIVE HEARINGS; REVIEW; ANTICOMPETITIVE ACTIONS | 2/11 to Senate consent calendar. 2/12 from Senate rules okay. |
| ADMINISTRATIVE HEARINGS; REVIEW; ANTICOMPETITIVE ACTIONS | 2/5 from Senate gov do pass. |
| ADMINISTRATIVE HEARINGS; REVIEW; ANTICOMPETITIVE ACTIONS | 2/4 Senate gov do pass; report awaited. |
| ADMINISTRATIVE HEARINGS; REVIEW; ANTICOMPETITIVE ACTIONS | 1/29 referred to Senate gov. |

S1233: OFFICE OF ADMINISTRATION HEARINGS; CONTINUATION

The statutory life of the Office of Administrative Hearings is extended eight years to July 1, 2027. Retroactive to July 1, 2019.

First sponsor: Sen. D. Farnsworth (R - Dist 16)

| S1233 Daily History | Date Action |
|---|---|
| OFFICE OF ADMINISTRATION HEARINGS; CONTINUATION | 2/14 passed Senate <u>30-0</u> ; ready for House. |
| OFFICE OF ADMINISTRATION HEARINGS; CONTINUATION | 2/13 Senate COW approved. |
| OFFICE OF ADMINISTRATION HEARINGS; CONTINUATION | 2/12 stricken from Senate consent calendar by Alston. |
| OFFICE OF ADMINISTRATION HEARINGS; CONTINUATION | 2/11 to Senate consent calendar. 2/12 from Senate rules okay. |
| OFFICE OF ADMINISTRATION HEARINGS; CONTINUATION | 2/5 from Senate gov do pass. |
| OFFICE OF ADMINISTRATION HEARINGS; CONTINUATION | 2/4 Senate gov do pass; report awaited. |
| OFFICE OF ADMINISTRATION HEARINGS; CONTINUATION | 1/29 referred to Senate gov. |

S1333: REAL ESTATE APPRAISAL

Various changes to statutes related to real estate appraisal. The Superintendent of Financial Institutions is required to adopt standards for appraisal practice that at a minimum are equivalent to the "standards of professional appraisal practice" (defined as the uniform standards of professional appraisal practice promulgated by the Appraisal Standards Board of the Appraisal Foundation). The Superintendent is required to investigate and assess potential law or order violations and discipline, suspend, terminate or deny registration renewals of appraisal management companies that violate laws or orders. The superintendent is required to report violations of appraisal-related laws or orders and disciplinary and enforcement actions to the Appraisal Subcommittee. Appraisal management companies are no longer authorized to remove an appraiser from its appraiser panel within the first 60 days after the appraiser is first added to the panel.

First sponsor: Sen. Mesnard (R - Dist 17)

| S1333 Daily History | Date Action |
|-----------------------|---|
| REAL ESTATE APPRAISAL | 2/26 referred to House com. |
| REAL ESTATE APPRAISAL | 2/20 passed Senate <u>30-0</u> ; ready for House. |
| REAL ESTATE APPRAISAL | 2/11 to Senate consent calendar. 2/12 from Senate rules okay. |
| REAL ESTATE APPRAISAL | 2/11 from Senate com do pass. |
| REAL ESTATE APPRAISAL | 2/7 Senate com do pass; report awaited. |
| REAL ESTATE APPRAISAL | 1/31 referred to Senate com. |

S1334: INDEPENDENT FUNCTIONAL UTILITY; DEDUCTION

Machinery, equipment or other tangible personal property that can independently function without attachment to real property may be attached for

stabilization or protection with a permanent connection to the real property and be considered to have "independent functional utility" for the purpose of qualifying for the deduction from the tax base of prime contracting and the exemption from municipal transaction privilege taxes for gross income derived from a contract for the installation, repair or maintenance of machinery, equipment or other tangible personal property that is otherwise exempt from tax and that has "independent functional utility." Previously, the connection to the real property was required to be "nonpermanent" in order to be considered to have "independent functional utility" for this purpose. Retroactive to taxable periods beginning July 1, 1997.

First sponsor: Sen. Mesnard (R - Dist 17)

| S1334 Daily History | Date Action |
|---|---|
| INDEPENDENT FUNCTIONAL UTILITY; DEDUCTION | 2/28 passed Senate <u>30-0</u> ; ready for House. |
| INDEPENDENT FUNCTIONAL UTILITY; DEDUCTION | 2/26 from Senate rules okay. |
| INDEPENDENT FUNCTIONAL UTILITY; DEDUCTION | 2/25 to Senate consent calendar. |
| INDEPENDENT FUNCTIONAL UTILITY; DEDUCTION | 2/14 from Senate fin do pass. |
| INDEPENDENT FUNCTIONAL UTILITY; DEDUCTION | 2/13 Senate fin do pass; report awaited. |
| INDEPENDENT FUNCTIONAL UTILITY; DEDUCTION | 1/31 referred to Senate fin. |

S1397: REGISTRAR OF CONTRACTORS OMNIBUS

Various changes to statutes relating to the Registrar of Contractors (ROC) and the regulation of licensed contractors. The list of persons not required to be licensed as a contractor is modified. A joint venture or other combination of persons or organizations is not required to obtain a separate contractor's license in its own name if at least one member holds a contractor's license in good standing with the ROC and other specified conditions are met. While engaged as the qualifying party for a licensee, the qualifying party is responsible for any violation of ROC statutes by the licensee. If a person who qualified for a license ceases to be connected with the licensee, both the licensee and the qualifying party are required to notify the ROC in writing within 15 days after the disassociation. The licensee must requalify through another person within 60 days after the date of a disassociation or the license is automatically suspended by operation of law until the licensee qualifies through another person. A person applying for a contractor license or for renewal of a contractor license to engage in residential contracting is required to pay an assessment of up to \$600 during the biennial license period for deposit in the Residential Contractors' Recovery Fund (RCR Fund). Statute governing eligibility for awards from the RCR Fund are repealed and replaced. An award from the RCR Fund is limited to residential real properties. The RCR Fund is prohibited from exceeding the actual damages suffered by the claimant as a direct result of a contractor's violation, and the maximum individual award from the RCR Fund is \$30,000. An action for a judgment that may subsequently result in an order for collection from the RCR Fund cannot be commenced later than two years after the date of the commission of the act by the contractor that is the cause of the injury or from the date of occupancy. If a contractor license has been revoked or suspended as a result of an order to remedy a violation of statute, the ROC is permitted to order payment from the RCR Fund to remedy the violation. The ROC is authorized to issue cease and desist orders or a citation for contracting practicing or transacting that constitutes a violation of statute or rule. Establishes civil penalties for violations. More. AS PASSED SENATE.

First sponsor: Sen. Mesnard (R - Dist 17)

| S1397 Daily History | Date Action |
|----------------------------------|---|
| REGISTRAR OF CONTRACTORS OMNIBUS | 2/25 passed Senate <u>29-0</u> ; ready for House. |
| REGISTRAR OF CONTRACTORS OMNIBUS | 2/21 Senate COW approved with amend <u>#4197</u> and floor amend <u>#4339</u> . |
| REGISTRAR OF CONTRACTORS OMNIBUS | 2/19 from Senate rules okay. |
| REGISTRAR OF CONTRACTORS OMNIBUS | 2/14 from Senate com with amend <u>#4197</u> . |
| REGISTRAR OF CONTRACTORS OMNIBUS | 2/4 referred to Senate com. |

S1425: STATE CONTRACTS; PREFERENCE; AZ BUSINESSES

The Director of the Department of Administration is required to adopt rules to grant preference in awarding state contracts involving the procurement of

materials, services or construction or the disposal of materials to businesses that are headquartered in Arizona.

First sponsor: Sen. Quezada (D - Dist 29)

Others: Rep. Andrade (D - Dist 29), Sen. Dalessandro (D - Dist 2), Sen. Mendez (D - Dist 26), Sen. Peshlakai (D - Dist 7), Sen. Rios (D - Dist 27)

| S1425 Daily History | Date Action |
|--|-------------|
| STATE CONTRACTS; PREFERENCE; AZ BUSINESSES 2/5 referred to Senate gov. | |

S1460: TPT; DIGITAL GOODS & SERVICES

For the purpose of transaction privilege and use taxes and local excise taxes, the gross income, gross receipts, gross proceeds, purchase price or sales price from selling, leasing, licensing, purchasing or using "digital services" (defined) is excluded from tax. Does not apply to an online lodging marketplace. Establishes the digital goods classification of transaction privilege taxes, which is comprised of the business of selling, leasing or licensing the use of "prewritten computer software" or providing "specified digital goods" (both defined). Establishes a list of exemptions from the digital goods classification. Levies an excise tax on using or consuming prewritten computer software and specified digital goods in Arizona as a percentage of the acquisition price, which applies to any purchaser that purchases these items for resale but that subsequently uses or consumes the items. Some exceptions. Prewritten computer software and specified digital goods must be sourced to the seller's business location if the seller receives the order at a business location in Arizona and the items are to be used in Arizona, and to the purchaser's location in Arizona if the seller receives the order at a business location outside Arizona but the items are to be used in Arizona. Contains a legislative intent section. Applies to taxable periods beginning on or after the first day of the month following the effective date of this legislation.

First sponsor: Sen. Ugenti-Rita (R - Dist 23)

| S1460 Daily History | Date Action |
|--|-------------|
| TPT; DIGITAL GOODS & SERVICES 2/26 from Senate rules okay. | |
| TPT; DIGITAL GOODS & SERVICES 2/14 from Senate fin with amend #4196. | |
| TPT; DIGITAL GOODS & SERVICES 2/13 Senate fin amended; report awaited. | |
| TPT; DIGITAL GOODS & SERVICES 2/11 referred to Senate fin. | |

S1466: LEGISLATIVE COUNCIL; UNCONSTITUTIONAL STATUTES; REVISION

The Director of the Arizona Legislative Council is required to prepare proposed legislation for consideration in the regular session that repeals any statutory law that an appellate court in Arizona or a federal court held unconstitutional.

First sponsor: Sen. Contreras (D - Dist 19)

Others: Sen. S. Allen (R - Dist 6), Sen. Bowie (D - Dist 18), Sen. Bradley (D - Dist 10), Sen. Brophy McGee (R - Dist 28), Sen. Navarrete (D - Dist 30), Sen. Quezada (D - Dist 29), Sen. Rios (D - Dist 27)

| S1466 Daily History | Date Action |
|--|-------------|
| LEGISLATIVE COUNCIL; UNCONSTITUTIONAL STATUTES; REVISION 2/5 referred to Senate jud. | |

S1514: EMPLOYMENT & LABOR OMNIBUS

Various changes related to employment regulations. Employers are prohibited from taking adverse employment action against an employee because the employee discloses his/her wages, and from requiring an employee to sign a waiver or other document that prohibits such disclosure. Statute prohibiting employers from paying any employee at wage rates less than the rates paid to employees of the opposite sex are modified to require equal wage rates for substantially similar work when viewed as a composite of skill, effort and responsibility and performed under similar working conditions, unless the employer demonstrates that the wage differential is based on specified factors. In addition to the wages the employee is deprived by reason of a violation, an employer in violation is liable to the employee affected for interest on the wages, and an amount equal to the wages as liquidated damages. An employer is prohibited from discharging or discriminating or retaliating against an

employee who takes action to invoke or assist in the enforcement of these regulations. The Industrial Commission is required to issue an equal pay certificate to a business that meets specified qualifications, including that the average compensation for female employees is no consistently below the average compensation for male employees within each job category. Beginning January 1, 2019, a business that has at least 40 full-time employees in Arizona or in the state where the business's primary place of business is located is required to have an equal pay certificate or a waiver in order to be eligible to contract with any purchasing agency in Arizona for a procurement of more than \$500,000. Employees are authorized to request a change in the terms and conditions of employment related to a list of specified factors, and the employer is required to engage in a timely, good-faith interactive process with the employee to discuss potential changes to meet the employee's needs. Establishes requirements for pay and schedule notice for retail, food service or cleaning employees.

First sponsor: Sen. Quezada (D - Dist 29)

Others: Sen. Alston (D - Dist 24), Sen. Bradley (D - Dist 10), Sen. Contreras (D - Dist 19), Sen. Dalessandro (D - Dist 2), Sen. Gonzales (D - Dist 3), Sen. Mendez (D - Dist 26), Sen. Navarrete (D - Dist 30), Sen. Otondo (D - Dist 4), Sen. Peshlakai (D - Dist 7), Sen. Steele (D - Dist 9)

| S1514 Daily History | Date Action |
|--------------------------------|-------------------------|
| EMPLOYMENT & LABOR OMNIBUS 2/6 | referred to Senate com. |

S1515: DIGITAL GOODS & SERVICES; TAXATION

For the purpose of transaction privilege and use taxes, the definition of "tangible personal property" which is subject to taxation is expanded to include prewritten "computer software" and "digital goods" (both defined). The gross receipts from leasing digital goods must be apportioned to the location of the user of the digital goods. A legislative intent section states that this act is to clarify statutory intent and ratify historical administrative interpretation, and not to provide any substantive change in the law.

First sponsor: Sen. Quezada (D - Dist 29)

Others: Sen. Alston (D - Dist 24), Sen. Bradley (D - Dist 10), Sen. Contreras (D - Dist 19), Sen. Dalessandro (D - Dist 2), Sen. Gonzales (D - Dist 3), Sen. Mendez (D - Dist 26), Sen. Navarrete (D - Dist 30), Sen. Otondo (D - Dist 4), Sen. Peshlakai (D - Dist 7), Sen. Steele (D - Dist 9)

| S1515 Daily History | Date Action |
|--|-------------------------|
| DIGITAL GOODS & SERVICES; TAXATION 2/6 | referred to Senate fin. |

S1517: INTERNAL REVENUE CODE; CONFORMITY

For the purpose of Title 42 (Taxation), the definition of "Internal Revenue Code" is updated to mean the U.S. Internal Revenue Code in effect as of January 1, 2019. For the purpose of Title 43 (Taxation of Income), the definition of "Internal Revenue Code" for tax years beginning January 1, 2019 means the U.S. Internal Revenue Code in effect on January 1, 2019. For the purpose of Title 43 (Taxation of Income), the definition of "Internal Revenue Code" for tax year 2018 includes those provisions of the federal Bipartisan Budget Act of 2018 and the Consolidated Appropriations Act of 2018 that are retroactively effective during tax year 2018.

First sponsor: Sen. Alston (D - Dist 24)

Others: Sen. Bradley (D - Dist 10), Sen. Contreras (D - Dist 19), Sen. Dalessandro (D - Dist 2), Sen. Mendez (D - Dist 26), Sen. Navarrete (D - Dist 30), Sen. Otondo (D - Dist 4), Sen. Peshlakai (D - Dist 7), Sen. Quezada (D - Dist 29), Sen. Steele (D - Dist 9)

| S1517 Daily History | Date Action |
|---------------------------------------|-------------------------|
| INTERNAL REVENUE CODE; CONFORMITY 2/6 | referred to Senate fin. |

S1540: TAX COLLECTION; DATA ANALYTICS SERVICES

The Department of Revenue is authorized to contract with a data analytics service provider to assist the Dept in detecting specified tax violations. Requirements for the contract are listed, including that compensation for the data analytics services may be based on collections that are attributable to the data analytics service provider.

First sponsor: Sen. Leach (R - Dist 11)

| S1540 Daily History | Date Action |
|---|-------------|
| TAX COLLECTION; DATA ANALYTICS SERVICES 2/6 referred to Senate fin. | |

S1543: CORPORATE INCOME TAX; MINIMUM

The minimum income tax levied on the entire Arizona taxable income of a corporation that has 50 or more employees and that is not otherwise exempt from tax is increased to \$1,000, from \$50. Applies to tax years beginning with 2020. Due to a potential increase in state revenue, this legislation requires the affirmative vote of at least 2/3 of the members of each house of the Legislature for passage, and becomes effective on signature of the Governor.

First sponsor: Sen. Mendez (D - Dist 26)

Others: Sen. Dalessandro (D - Dist 2), Sen. Quezada (D - Dist 29), Rep. Salman (D - Dist 26)

| S1543 Daily History | Date Action |
|---|-------------|
| CORPORATE INCOME TAX; MINIMUM 2/6 referred to Senate fin. | |

SCR1001: EDUCATION; TPT; USE TAX

The 2020 general election ballot is to carry the question of whether to amend the state Constitution to levy a separate 1 percent transaction privilege tax beginning July 1, 2021 for the purpose of raising revenues for education. The net revenues derived from the tax are appropriated as follows: 73 percent for primary and secondary classroom education purposes, 22 percent for maintaining an in-state tuition rate that is consistent with the state Constitutional requirement for tuition to be as nearly free as possible, and 5 percent for community college trade and workforce development programs.

First sponsor: Sen. S. Allen (R - Dist 6)

Others: Rep. Biasiucci (R - Dist 5), Rep. Blackman (R - Dist 6)

| SCR1001 Daily History | Date Action |
|--|-------------|
| EDUCATION; TPT; USE TAX 2/26 stricken from Senate consent calendar by S Allen. | |
| EDUCATION; TPT; USE TAX 2/26 from Senate rules okay. | |
| EDUCATION; TPT; USE TAX 2/25 to Senate consent calendar. | |
| EDUCATION; TPT; USE TAX 2/4 withdrawn from Senate appro. | |
| EDUCATION; TPT; USE TAX 1/23 from Senate educ do pass. | |
| EDUCATION; TPT; USE TAX 1/22 Senate educ do pass; report awaited. | |
| EDUCATION; TPT; USE TAX 1/15 referred to Senate educ, appro. | |

SCR1006: RATIFICATION; EQUAL RIGHTS AMENDMENT

Ratifies the Equal Rights Amendment to the U.S. Constitution. The Secretary of State is directed to transmit copies of this resolution to the President of the U.S. Senate and the Speaker of the U.S. House.

First sponsor: Sen. Ugenti-Rita (R - Dist 23)

Others: Sen. Alston (D - Dist 24), Sen. Carter (R - Dist 15), Rep. Jermaine (D - Dist 18), Rep. Lieberman (D - Dist 28), Sen. Pace (R - Dist 25)

| SCR1006 Daily History | Date Action |
|---|-------------|
| RATIFICATION; EQUAL RIGHTS AMENDMENT 1/28 referred to Senate jud. | |

SCR1011: TPT AND USE TAX; EDUCATION

The 2020 general election ballot is to carry the question of whether to amend the state Constitution to levy a separate 1 percent transaction privilege tax beginning July 1, 2021 for the purpose of raising revenues for education. The net revenues derived from the tax are appropriated as follows: 70 percent for primary and secondary classroom education purposes, 20 percent for maintaining an in-state tuition rate that is consistent with the state Constitutional requirement for tuition to be as nearly free as possible, 5 percent for community college trade and workforce development programs, and 5 percent for oversight and accountability.

First sponsor: Sen. Brophy McGee (R - Dist 28)
 Others: Sen. Boyer (R - Dist 20), Sen. Carter (R - Dist 15)

| SCR1011 Daily History | Date | Action |
|----------------------------|------|--------------------------|
| TPT AND USE TAX; EDUCATION | 2/19 | Senate educ no action. |
| TPT AND USE TAX; EDUCATION | 1/30 | referred to Senate educ. |

SJR1001: COLORADO RIVER DROUGHT CONTINGENCY PLAN

The State of Arizona, by and through the Director of the Department of Water Resources (Director), is authorized to forbear its rights and claims by entering agreements in substantial conformance with the draft Agreement Concerning Colorado River Drought Contingency Management and Operations and the draft Lower Basin Drought Contingency Plan Agreement if federal legislation is enacted directing the U.S. Secretary of the Interior to execute and implement the agreements and all parties other than the U.S. and the State of Arizona have authorized the execution of the agreements. The State of Arizona, by and through the Director, is authorized to enter into an agreement in substantial conformance with the draft Drought Contingency Plan Contributions and Intentionally Created Surplus Accumulation Limits Sharing Agreement. The authority granted to the Director does not extend to any future agreements for the sharing of Drought Contingency Plan contributions and separate resolutions are required. The Director is required to promptly notify the Legislature and the Governor and provide a written report to specified legislative committees on any agreement entered into under the authority granted by this joint resolution. The authority granted to the Director to enter into any agreement under this joint resolution expires on August 31, 2019. Emergency clause. AS SIGNED BY GOVERNOR AND SENT TO SECRETARY OF STATE.

First sponsor: Sen. Fann (R - Dist 1)
 Others: Sen. Kerr (R - Dist 13), Sen. Otondo (D - Dist 4)

| SJR1001 Daily History | Date | Action |
|---|------|--|
| COLORADO RIVER DROUGHT CONTINGENCY PLAN | 1/31 | substituted in House for identical HJR2002 and passed <u>60-0</u> ; ready for governor. Signed by governor; to secretary of state. Chap. 2, Laws 2019. |
| COLORADO RIVER DROUGHT CONTINGENCY PLAN | 1/31 | from Senate water-agri do pass. From Senate rules okay. Senate COW approved. Passed Senate <u>29-1</u> ; ready for House. |
| COLORADO RIVER DROUGHT CONTINGENCY PLAN | 1/30 | Senate water-agri do pass; report awaited. |
| COLORADO RIVER DROUGHT CONTINGENCY PLAN | 1/28 | referred to Senate water-agri. |