

## AFFCA

53rd Legislature - 1st Regular Session, 2017

Friday, Jan 27 2017 5:04 PM

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## AFCCA

### Posted Calendars and Committee Hearings

- H2067: REAL ESTATE LICENSING; EXCEPTION; ASSISTANTS  
*Hearing:*House Rules (Monday 01/30/17 at 1:00 PM, House Rm. 4)
- H2130: WATER QUALITY; MAXIMUM DAILY LOAD  
*Hearing:*House Energy, Environment & Natural Resources (Tuesday 01/31/17 at 2:00 PM, House Rm. 3)
- H2203: ENDOWED-CARE CEMETERIES; UNITRUSTS  
*Hearing:*House Rules (Monday 01/30/17 at 1:00 PM, House Rm. 4)
- S1121: CERTIFIED QUALIFIED APPLICATORS; FINGERPRINTING REQUIREMENT  
*Hearing:*Senate Natural Resources, Energy & Water (Monday 01/30/17 at 2:00 PM, Senate Rm. 109)
- S1124: ATRIZONA WATER PROTECTION FUND; APPROPRIATION  
*Hearing:*Senate Natural Resources, Energy & Water (Monday 01/30/17 at 2:00 PM, Senate Rm. 109)
- S1183: DEPARTMENT OF ENVIRONMENTAL QUALITY; OMNIBUS  
*Hearing:*Senate Natural Resources, Energy & Water (Monday 01/30/17 at 2:00 PM, Senate Rm. 109)

### Bill Summaries

#### H2036: TECH CORRECTION; GRANDWATER PERMITS

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

First sponsor: Rep. Thorpe

H2036 Daily History

Date

Action

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

#### H2067: REAL ESTATE LICENSING; EXCEPTION; ASSISTANTS

Real estate licensing regulations do not apply to an individual who is hired by a real estate licensee as an assistant, transaction coordinator or other administrator if the individual is not engaging in any activity for which a license is required.

First sponsor: Rep. Shope

H2067 Daily History

Date Action

REAL ESTATE LICENSING; EXCEPTION; ASSISTANTS 1/25 from House com with amend #4015.

REAL ESTATE LICENSING; EXCEPTION; ASSISTANTS 1/17 House com held.

REAL ESTATE LICENSING; EXCEPTION; ASSISTANTS 1/10 referred to House com.

#### H2112: MULTI-COUNTY WATER DISTRICT; DIRECTORS; ELECTIONS

An employee of a multi-county water conservation district or the spouse of an employee of the district is not eligible to serve as a member of the board of

directors of the district. The names of candidates for election to the board of directors of a district must include a party designation on the ballot.

First sponsor: Rep. Finchem

Others: Rep. Barton, Rep. Clodfelter, Rep. Espinoza, Rep. Lawrence, Rep. Mitchell, Rep. Norgaard, Rep. Nutt, Rep. Thorpe

H2112 Daily History	Date Action
MULTI-COUNTY WATER DISTRICT; DIRECTORS; ELECTIONS 1/26	from House land-agri-rural do pass.
MULTI-COUNTY WATER DISTRICT; DIRECTORS; ELECTIONS 1/17	referred to House land-agri-rural.

### **H2130: WATER QUALITY; MAXIMUM DAILY LOAD**

The Department of Environmental Quality is required to submit a report to the Governor and the Legislature detailing progress made under the maximum daily load program by September 1 of each year.

First sponsor: Rep. Bowers

H2130 Daily History	Date Action
WATER QUALITY; MAXIMUM DAILY LOAD 1/12	referred to House energy-env.

### **H2193: GROUNDWATER RESOURCE MANAGEMENT; TASK FORCE**

Establishes a 9-member Groundwater Resources Management and Land Credit Task Force to establish a framework and criteria for a property development credit program to encourage appropriate donation, acquisition and use of conservation areas that will provide support for maintenance of groundwater in exchange for development credits usable on private land suitable for development. The Task Force is required to submit a report of its findings and recommendations to the Governor and the Legislature by December 31, 2017 and self-repeals October 1, 2018.

First sponsor: Rep. Cobb

H2193 Daily History	Date Action
GROUNDWATER RESOURCE MANAGEMENT; TASK FORCE 1/18	referred to House rules only.

### **H2203: ENDOWED-CARE CEMETERIES; UNITRUSTS**

A trustee of an irrevocable trust fund, in its sole discretion and without the approval of the court, is authorized to convert the trust to a total return unitrust and administer the endowed-care fund as provided in statute governing total return trusts.

First sponsor: Rep. Norgaard

H2203 Daily History	Date Action
ENDOWED-CARE CEMETERIES; UNITRUSTS 1/25	from House com do pass.
ENDOWED-CARE CEMETERIES; UNITRUSTS 1/24	House com do pass; report awaited.
ENDOWED-CARE CEMETERIES; UNITRUSTS 1/17	referred to House com.

### **H2231: DESALINATION; STUDY COMMITTEE**

Establishes a 9-member Desalination Study Committee to review data collected from operating desalination plants and study opportunities for other desalination projects in Arizona. The Committee is required to submit a report of its findings

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and recommendations to the Governor and the Legislature by December 31, 2017 and self-repeals October 1, 2018.

First sponsor: Rep. Shooter

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H2231 Daily History	Date Action
DESALINATION; STUDY COMMITTEE 1/18 referred to House rules only.	

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### **H2264: ENVIRONMENT; CITIZEN SUITS**

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Various changes to statutes relating to the private right of action in water and air quality violations, including decreasing the time period before a plaintiff may file an action after giving notice of the violation to 60 days, from 120 days, and expanding the list of proper defendants in a civil action to include a person, the state or a political subdivision, instead of only the director of the Department of Environmental Quality.

First sponsor: Rep. Engel

Others: Rep. Alston, Rep. Benally, Rep. Blanc, Rep. Epstein, Rep. Salman

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H2264 Daily History	Date Action
ENVIRONMENT; CITIZEN SUITS 1/18 referred to House energy-env.	

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### **S1004: TECH CORRECTION; REAL ESTATE LICENSING**

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Minor change in Title 32 (Professions and Occupations) related to real estate licensing. Apparent striker bus.

First sponsor: Sen. Barto

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S1004 Daily History	DateAction
TECH CORRECTION; REAL ESTATE LICENSING 1/9 referred to Senate rules only.	

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### **S1016: GOVERNOR'S REGULATORY REVIEW COUNCIL; CONTINUATION**

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The statutory life of the Governor's Regulatory Review Council is extended eight years to July 1, 2025. Retroactive to July 1, 2017.

First sponsor: Sen. Kavanagh

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S1016 Daily History	Date Action
GOVERNOR'S REGULATORY REVIEW COUNCIL; CONTINUATION 1/23 passed Senate 30-0; ready for House.	
GOVERNOR'S REGULATORY REVIEW COUNCIL; CONTINUATION 1/18 from Senate rules okay.	
GOVERNOR'S REGULATORY REVIEW COUNCIL; CONTINUATION 1/17 to Senate consent calendar.	
GOVERNOR'S REGULATORY REVIEW COUNCIL; CONTINUATION 1/12 from Senate gov do pass.	
GOVERNOR'S REGULATORY REVIEW COUNCIL; CONTINUATION 1/11 Senate gov do pass; report awaited.	
GOVERNOR'S REGULATORY REVIEW COUNCIL; CONTINUATION 1/9 referred to Senate gov.	

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### **S1055: EXPEDITED RULEMAKING**

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Various changes related to expedited rulemaking. The list of circumstances under which an agency is permitted to conduct expedited rulemaking is modified to include if the rulemaking implements a course of action that is proposed in a five-year-review report approved by the Governor's Regulatory Review Council (GRRC) and if the rulemaking adopts rules of another agency that has been or imminently will be consolidated into the agency. Expedited rulemaking becomes effective

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immediately on the filing of notice with the Secretary of State, instead of 30 days following publication.

First sponsor: Sen. Griffin

S1055 Daily History	Date Action
EXPEDITED RULEMAKING 1/26	passed Senate 30-0; ready for House.
EXPEDITED RULEMAKING 1/24	from Senate rules okay.
EXPEDITED RULEMAKING 1/23	to Senate consent calendar.
EXPEDITED RULEMAKING 1/19	from Senate gov do pass.
EXPEDITED RULEMAKING 1/11	referred to Senate gov.

**S1121: CERTIFIED QUALIFIED APPLICATORS; FINGERPRINTING REQUIREMENT**

A person who applies for certification as a pest management qualified applicator is required to submit to the Department of Agriculture Division of Pest Management a full set of fingerprints and fees for submission to the Department of Public Safety to obtain a state and federal criminal records check.

First sponsor: Sen. Griffin

Others: Sen. Pratt

S1121 Daily History	Date Action
CERTIFIED QUALIFIED APPLICATORS; FINGERPRINTING REQUIREMENT 1/18	referred to Senate nat res-energy.

**S1124: ARIZONA WATER PROTECTION FUND; APPROPRIATION**

Appropriates \$1 million from the general fund in FY2017-18 to the Arizona Water Protection Fund.

First sponsor: Sen. Griffin

S1124 Daily History	Date Action
ARIZONA WATER PROTECTION FUND; APPROPRIATION 1/18	referred to Senate nat res-energy, appro.

**S1165: EXEMPT WELLS; CAPITAL COSTS**

The owner of land on which an exempt well is prohibited and who is applying to the Department of Water Resources for an exemption is required to provide to the Dept at least three estimates of the total capital cost and fees for drilling and fully equipping the exempt well.

First sponsor: Sen. Fann

Others: Rep. Campbell

S1165 Daily History	Date Action
EXEMPT WELLS; CAPITAL COSTS 1/23	referred to Senate nat res-energy.

**S1183: DEPARTMENT OF ENVIRONMENTAL QUALITY; OMNIBUS**

Various rules the Department of Environmental Quality is required to adopt are eliminated, and several rules are permitted, instead of required, to be adopted.

First sponsor: Sen. Griffin

S1183 Daily History	Date Action
DEPARTMENT OF ENVIRONMENTAL QUALITY; OMNIBUS 1/24	referred to Senate nat res-energy.

### **S1201: MEDICAL EXAMINER; COMMUNICABLE DISEASES; DISCLOSURE**

The county medical examiner or alternate medical examiner, on a determination that the circumstance of a death provide jurisdiction, is required to provide a blood sample from a deceased person for the purpose of communicable disease testing or disclose communicable disease-related information to a first responder or good samaritan who has had a significant exposure risk and who submits a written request for the information.

First sponsor: Sen. Griffin

S1201 Daily History	Date Action
MEDICAL EXAMINER; COMMUNICABLE DISEASES; DISCLOSURE	1/24 referred to Senate hel-hu ser.

### **S1203: ARIZONA WATER BANKING AUTHORITY; REPORT**

The deadline for the annual report that the Arizona Water Banking Authority Commission is required to submit to the Governor and the Legislature is moved to December 31, from July 1.

First sponsor: Sen. Griffin

S1203 Daily History	Date Action
ARIZONA WATER BANKING AUTHORITY; REPORT	1/24 referred to Senate nat res-energy.

### **S1208: WATER RESOURCES; DEPT ANNUAL REPORT**

The Department of Water Resources is required to provide to the chairmen of the legislative committees related to natural resources a copy of the annual operations report that the Dept is required to provide to the Governor and the Legislature.

First sponsor: Sen. Griffin

S1208 Daily History	Date Action
WATER RESOURCES; DEPT ANNUAL REPORT	1/24 referred to Senate nat res-energy.

### **S1272: BUSINESS ENTITIES; OMNIBUS**

Numerous changes to statutes relating to Corporation Commission regulations of business entities. Various businesses filings and notices are authorized to be sent or filed by "electronic transmission" (defined). Any person that authorizes or signs a report, certificate, notice or other document with respect to a corporation that is delivered for filing with the Corporation Commission and that has knowledge at the time of delivery that the information contained in that document is materially false or misleading is liable to the corporation and its creditors for all damages resulting from the act. If an annual report becomes due on or after the first date on which the articles of dissolution are delivered to the Corporation Commission for filing, the annual report requirement and penalty accrual are suspended for six months. The list of conditions under which the Corporation Commission is authorized to commence a proceeding to revoke the authority of a foreign corporation to transact business in Arizona is expanded to include if the corporation has failed to pay fees, penalties and costs required by statute or failed to comply with specified requirements for withdrawal of a foreign corporation. A notice under the Limited Liability Company act is required to be in writing unless oral notice is reasonable

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under the circumstances. Establishes standards for when a written notice is effective.

First sponsor: Sen. Worsley

Others: Sen. Borrelli, Sen. Brophy McGee, Sen. Burges, Sen. Fann, Sen. Smith

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S1272 Daily History                      Date Action  
BUSINESS ENTITIES; OMNIBUS 1/25 referred to Senate com-pub safety.

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**S1280: GROUNDWATER; EXTINGUISHMENT CREDITS; PINAL AMA**

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

First sponsor: Sen. Smith

Others: Rep. Cook, Rep. Finchem, Rep. Leach, Rep. Shope

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S1280 Daily History                      Date Action  
GROUNDWATER; EXTINGUISHMENT CREDITS; PINAL AMA 1/26 referred to Senate nat res-energy.

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**S1295: FUNERAL DIRECTORS; EMBALMERS; BOARD MEMBERSHIPS**

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The membership of the State Board of Funeral Directors is modified to decrease the number of practicing funeral directors or embalmers to three, from four, and to increase the number of public members to four, from three. Session law allows current Board members to continue to serve until the expiration of their normal terms.

First sponsor: Sen. D. Farnsworth

Others: Sen. S. Allen, Rep. Bowers, Rep. Boyer, Sen. Burges, Rep. Coleman, Sen. Fann, Sen. Farley, Sen. Montenegro, Sen. Worsley

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S1295 Daily History                      Date Action  
FUNERAL DIRECTORS; EMBALMERS; BOARD MEMBERSHIPS 1/26 referred to Senate com-pub safety.

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**S1296: FUNERAL DIRECTOR LICENSURE**

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The requirements for licensure as a funeral director are modified to eliminate the requirement that the applicant has held an active license as an embalmer for at least one year.

First sponsor: Sen. D. Farnsworth

Others: Sen. S. Allen, Rep. Boyer, Sen. Burges, Sen. Fann, Sen. Farley, Sen. Montenegro, Sen. Worsley

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S1296 Daily History                      Date Action  
FUNERAL DIRECTOR LICENSURE 1/26 referred to Senate com-pub safety.

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