

---

**4/9/2021**

55th Legislature - 1st Regular Session, 2021

Friday, Apr 9 2021 9:22 AM

Bill summaries and histories copyright 2021 Arizona Capitol Reports, L.L.C.

---

## **AFCCA**

---

### **Posted Calendars and Committee Hearings**

---

No hearings, calendars, or amendments posted.

---

### **Employment**

---

#### **Bill Summaries**

---

##### **H2045: CIVIL RIGHTS; AMENDMENTS**

---

For the purpose of employment discrimination statutes, the terms "because of sex" and "on the basis of sex" includes because of or on the basis of pregnancy or childbirth or related medical conditions. Women who are affected by pregnancy or childbirth or related medical conditions must be treated the same for all employment-related purposes, including receipt of benefits under fringe benefit programs, as other persons not so affected but similar in their ability or inability to work. AS SIGNED BY GOVERNOR

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

H2045 Daily History	Date Action
CIVIL RIGHTS; AMENDMENTS 2/4	signed by governor; Chap. 1, Laws 2021. <a href="#">message</a>
CIVIL RIGHTS; AMENDMENTS 1/28	passed House <a href="#">58-0</a> ; ready for Senate. Substituted for identical bill 1180, passed Senate <a href="#">28-1</a> ; ready for governor.
CIVIL RIGHTS; AMENDMENTS 1/25	from House rules okay.
CIVIL RIGHTS; AMENDMENTS 1/20	from House com do pass.
CIVIL RIGHTS; AMENDMENTS 1/19	House com do pass; report awaited.
CIVIL RIGHTS; AMENDMENTS 1/12	referred to House com.

---

##### **H2062: STUDENT APPRENTICESHIP PROGRAM; TAX CREDITS**

---

Establishes the Arizona Student Apprenticeship Pilot Program in the Department of Education to provide job training and economic opportunity to high school students in Arizona. Any employer in Arizona may apply to participate in the Program, and requirements for employers and students to participate in the Program are specified. Participating employees are required to designate at least 10 percent of wages to a separate interest-bearing account opened on behalf of the employee by the participating employer. For tax years beginning with 2022, participating employers are allowed an individual or corporate income tax credit for each participant who successfully completes the Program requirements prescribed by the Dept. The amount of the credit is equal to the amount the employer deposited in the separate interest-bearing accounts and disbursed to participant employees during the tax year. Tax credit requirements are listed. The Program terminates on January 1, 2028. Appropriates \$400,000 from the general fund in FY2021-22 to the Dept for the Program.

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

H2062 Daily History	Date Action
STUDENT APPRENTICESHIP PROGRAM; TAX CREDITS 1/14	referred to House ways-means, appro.

---

##### **H2160: OCCUPATIONAL SAFETY; ADVISORY COMMITTEE; ENFORCEMENT**

---

The Director of the Division of Occupational Safety and Health within the Industrial Commission is permitted to excuse any late notification to contest a citation for a violation of occupational safety and health regulations, only if the employer to whom the notice of citation was sent shows by clear and

convincing evidence that the notice was not received. Conditionally repealed if, before December 31, 2021, the federal Occupational Safety and Health Administration rejects the changes to Arizona's occupational safety and health plan. Additionally, the Occupational Safety and Health Advisory Committee is no longer required to recommend names to be considered by the Governor as members of the Industrial Commission Review Board. AS SIGNED BY GOVERNOR

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

H2160 Daily History	Date Action
OCCUPATIONAL SAFETY; ADVISORY COMMITTEE; ENFORCEMENT	3/23 signed by governor; Chap. 78, Laws 2021. <a href="#">message</a>
OCCUPATIONAL SAFETY; ADVISORY COMMITTEE; ENFORCEMENT	3/16 passed Senate <a href="#">28-2</a> ; ready for governor.
OCCUPATIONAL SAFETY; ADVISORY COMMITTEE; ENFORCEMENT	3/9 from Senate rules okay.
OCCUPATIONAL SAFETY; ADVISORY COMMITTEE; ENFORCEMENT	3/4 from Senate com do pass.
OCCUPATIONAL SAFETY; ADVISORY COMMITTEE; ENFORCEMENT	3/3 Senate com do pass; report awaited.
OCCUPATIONAL SAFETY; ADVISORY COMMITTEE; ENFORCEMENT	2/18 referred to Senate com.
OCCUPATIONAL SAFETY; ADVISORY COMMITTEE; ENFORCEMENT	2/4 passed House <a href="#">43-16</a> ; ready for Senate.
OCCUPATIONAL SAFETY; ADVISORY COMMITTEE; ENFORCEMENT	2/2 from House rules okay.
OCCUPATIONAL SAFETY; ADVISORY COMMITTEE; ENFORCEMENT	1/27 from House com do pass.
OCCUPATIONAL SAFETY; ADVISORY COMMITTEE; ENFORCEMENT	1/26 House com do pass; report awaited.
OCCUPATIONAL SAFETY; ADVISORY COMMITTEE; ENFORCEMENT	1/19 House com held. 1/20 referred to House com

## H2267: PROFESSIONAL LICENSURE FEES; WAIVER; REDUCTION

By September 1 of each year, each regulatory board and agency is required to review the costs it incurs, the monies it has in its funds and the fee revenues it collects to determine whether the regulatory board or agency expects ending balances in its licensing fund to exceed 50 percent of the appropriations from that fund in the current fiscal year. If so, the regulatory board or agency is required to provide a onetime waiver or reduction from licensure or certification renewal fees to reduce the balance in its licensing fund to below 50 percent of its appropriation from that fund in the upcoming fiscal year, or within the board's or agency's normal schedule for renewing licenses or certificates if longer than one year.

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

H2267 Daily History	Date Action
PROFESSIONAL LICENSURE FEES; WAIVER; REDUCTION	3/4 from Senate com do pass.
PROFESSIONAL LICENSURE FEES; WAIVER; REDUCTION	3/3 Senate com do pass; report awaited.
PROFESSIONAL LICENSURE FEES; WAIVER; REDUCTION	2/18 referred to Senate com.
PROFESSIONAL LICENSURE FEES; WAIVER; REDUCTION	2/4 passed House <a href="#">56-3</a> ; ready for Senate.
PROFESSIONAL LICENSURE FEES; WAIVER; REDUCTION	2/2 from House rules okay.
PROFESSIONAL LICENSURE FEES; WAIVER; REDUCTION	1/27 from House com do pass.
PROFESSIONAL LICENSURE FEES; WAIVER; REDUCTION	1/26 House com do pass; report awaited.
PROFESSIONAL LICENSURE FEES; WAIVER; REDUCTION	1/20 referred to House com.

## H2319: LICENSE DENIAL; PROHIBITION; DRUG CONVICTIONS

State agencies are prohibited from denying a regular or provisional "occupational license" (defined) to an otherwise qualified applicant who has been convicted of a drug offense. Does not apply to teacher certification, health profession regulatory boards, the Department of Health Services for the purposes of the Arizona Medical Marijuana Act, law enforcement agencies, and the Arizona Peace Officer Standards and Training Board. AS SIGNED BY GOVERNOR

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

Others: Rep. Blackman (R - Dist 6), Rep. Bowers (R - Dist 25), Rep. Carroll (R - Dist 22)

H2319 Daily History	Date Action
LICENSE DENIAL; PROHIBITION; DRUG CONVICTIONS	3/24 signed by governor; Chap. 108, Laws 2021. <a href="#">message</a>
LICENSE DENIAL; PROHIBITION; DRUG CONVICTIONS	3/18 passed Senate <a href="#">26-1</a> ; ready for governor.
LICENSE DENIAL; PROHIBITION; DRUG CONVICTIONS	3/9 from Senate rules okay.
LICENSE DENIAL; PROHIBITION; DRUG CONVICTIONS	3/4 from Senate com do pass.
LICENSE DENIAL; PROHIBITION; DRUG CONVICTIONS	3/3 Senate com do pass; report awaited.

LICENSE DENIAL; PROHIBITION; DRUG CONVICTIONS 2/18 referred to Senate com.
LICENSE DENIAL; PROHIBITION; DRUG CONVICTIONS 2/11 passed House <u>60-0</u> ; ready for Senate.
LICENSE DENIAL; PROHIBITION; DRUG CONVICTIONS 2/8 from House rules okay.
LICENSE DENIAL; PROHIBITION; DRUG CONVICTIONS 2/4 from House crim jus ref do pass.
LICENSE DENIAL; PROHIBITION; DRUG CONVICTIONS 2/3 House crim jus ref do pass; report awaited.
LICENSE DENIAL; PROHIBITION; DRUG CONVICTIONS 1/26 referred to House crim jus ref.

## H2337: 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. Salman (D - Dist 26)  
 Others: Rep. Bolding (D - Dist 27), Rep. Cano (D - Dist 3), Rep. DeGrazia (D - Dist 10), Rep. Friese (D - Dist 9), Rep. A. Hernandez (D - Dist 3), Rep. M. Hernandez (D - Dist 26), Rep. Longdon (D - Dist 24), Sen. Mendez (D - Dist 26), Rep. Powers Hannley (D - Dist 9), Rep. Rodriguez (D - Dist 27), Rep. Stahl Hamilton (D - Dist 10), Rep. Teran (D - Dist 30), Rep. Tsosie (D - Dist 7)

H2337 Daily History	Date Action
WAGE DISCLOSURE; EMPLOYEE RIGHTS 1/26 referred to House com.	

## H2570: LICENSES; PANDEMICS; REVOCATION PROHIBITION

State agencies, counties, and municipalities are prohibited from permanently revoking any license that is required to operate a business for not complying with an order issued by the Governor due to a state of emergency proclaimed by the Governor for an epidemic or pandemic disease, unless the agency, county or municipality can demonstrate by clear and convincing evidence that the business was the actual cause of transmission of the disease that is the subject of the order. AS PASSED HOUSE

First sponsor: Rep. Hoffman (R - Dist 12)  
 Others: Sen. Barto (R - Dist 15), Rep. Barton (R - Dist 6), Rep. Blackman (R - Dist 6), Rep. Bowers (R - Dist 25), Rep. Chaplik (R - Dist 23), Rep. Cobb (R - Dist 5), Rep. Dunn (R - Dist 13), Rep. Grantham (R - Dist 12), Rep. Griffin (R - Dist 14), Rep. John (R - Dist 4), Rep. Kaiser (R - Dist 15), Rep. Kavanagh (R - Dist 23), Sen. Leach (R - Dist 11), Sen. Livingston (R - Dist 22), Rep. Nguyen (R - Dist 1), Rep. Parker (R - Dist 16), Sen. Petersen (R - Dist 12), Rep. Roberts (R - Dist 11), Rep. Toma (R - Dist 22), Sen. Townsend (R - Dist 16), Rep. Wilmeth (R - Dist 15)

H2570 Daily History	Date Action
LICENSES; PANDEMICS; REVOCATION PROHIBITION 3/30 from Senate rules okay.	
LICENSES; PANDEMICS; REVOCATION PROHIBITION 3/24 from Senate gov with amend <u>#4906</u> .	
LICENSES; PANDEMICS; REVOCATION PROHIBITION 3/22 Senate gov amended; report awaited.	
LICENSES; PANDEMICS; REVOCATION PROHIBITION 3/16 referred to Senate gov.	
LICENSES; PANDEMICS; REVOCATION PROHIBITION 3/15 Add'l House COW approved with flr amend <u>#4836</u> . Passed House <u>31-29</u> ; ready for Senate.	
LICENSES; PANDEMICS; REVOCATION PROHIBITION 3/4 FAILED House <u>28-32</u> .	
LICENSES; PANDEMICS; REVOCATION PROHIBITION 3/4 House COW approved.	
LICENSES; PANDEMICS; REVOCATION PROHIBITION 2/23 from House rules okay.	
LICENSES; PANDEMICS; REVOCATION PROHIBITION 2/22 from House gov-elect do pass.	
LICENSES; PANDEMICS; REVOCATION PROHIBITION 2/18 House gov-elect do pass; report awaited.	
LICENSES; PANDEMICS; REVOCATION PROHIBITION 2/18 House gov-elect held.	
LICENSES; PANDEMICS; REVOCATION PROHIBITION 2/10 House gov-elect held.	
LICENSES; PANDEMICS; REVOCATION PROHIBITION 1/28 referred to House gov-elect.	

## S1173: 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: Sen. Bowie (D - Dist 18)

Others: Sen. Alston (D - Dist 24), Sen. Engel (D - Dist 10), Sen. Gonzales (D - Dist 3), Rep. Jermaine (D - Dist 18), Sen. Marsh (D - Dist 28), Sen. Navarrete (D - Dist 30), Rep. Pawlik (D - Dist 17), Rep. Shah (D - Dist 24), Sen. Steele (D - Dist 9)

S1173 Daily History	Date	Action
---------------------	------	--------

FAMILY LEAVE 1/19 referred to Senate com.		
---	--	--

## Liability

### Bill Summaries

#### H2549: PROBABLE CAUSE HEARING; PANDEMIC LIABILITY

Subject to Arizona rules of court, the court is required to conduct a probable validity hearing for every civil action that is filed and that claims a party is liable for damages based on contracting an illness that is also the subject of a public health pandemic. At the probable validity hearing, the plaintiff has the burden of proof to demonstrate that there is sufficient evidence to establish that the injury exists and that the defendant is likely a cause of the injury. On a finding of probable validity, the court may proceed to a trial on the merits. AS PASSED HOUSE

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

H2549 Daily History	Date	Action
PROBABLE CAUSE HEARING; PANDEMIC LIABILITY	3/8	referred to Senate jud.
PROBABLE CAUSE HEARING; PANDEMIC LIABILITY	3/4	passed House <a href="#">31-28</a> ; ready for Senate.
PROBABLE CAUSE HEARING; PANDEMIC LIABILITY	2/24	House COW approved with amend <a href="#">#4330</a> .
PROBABLE CAUSE HEARING; PANDEMIC LIABILITY	2/22	from House rules okay.
PROBABLE CAUSE HEARING; PANDEMIC LIABILITY	2/18	from House jud with amend <a href="#">#4330</a> .
PROBABLE CAUSE HEARING; PANDEMIC LIABILITY	2/17	House jud amended; report awaited.
PROBABLE CAUSE HEARING; PANDEMIC LIABILITY	1/28	referred to House jud.

#### S1377: CIVIL LIABILITY; PUBLIC HEALTH PANDEMIC

If the Governor declares a state of emergency for a public health pandemic, a person or "provider" (defined) that acts in good faith to protect a person or the public from injury from the pandemic is not liable for damages in any civil action for any injury, death or loss to person or property that is based on a claim that the person or provider failed to protect the person or the public from the effects of the pandemic, unless it is proven by clear and convincing evidence that the person or provider failed to act or acted with willful misconduct or gross negligence. A person or provider is presumed to have acted in good faith if the person or provider adopted and implemented reasonable policies related to the pandemic. If the Governor declares a state of emergency for a public health pandemic, a health professional or health care institution that acts in good faith is not liable for damages in any civil action for an injury or death that is alleged to be caused by the health professional's or health care institution's action or omission while providing health care services in support of Arizona's response to the state of emergency declared by the Governor, unless it is proven by clear and convincing evidence that the professional or institution failed to act or acted with willful misconduct or gross negligence. A health professional or health care institution is presumed to have acted in good faith if the professional or institution relied on and reasonably attempted to comply with applicable published guidance relating to the pandemic that was issued by a federal or state agency. Applies to all claims filed before or after the effective date of this legislation for an act or omission that occurred on or after March 11, 2020 relating to a pandemic that is the subject of the state of emergency declared by the Governor. Does not apply to workers' compensation claims. Retroactive to March 11, 2020. Severability clause. AS SIGNED BY GOVERNOR

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

Others: Sen. Barto (R - Dist 15), Rep. Biasiucci (R - Dist 5), Rep. Bolick (R - Dist 20), Sen. Borrelli (R - Dist 5), Rep. Bowers (R - Dist 25), Sen. Boyer (R - Dist 20), Sen. Fann (R - Dist 1), Sen. Gowan (R - Dist 14), Sen. Gray (R - Dist 21), Rep. Hoffman (R - Dist 12), Rep. Kavanagh (R - Dist 23), Sen. Kerr (R - Dist 13), Sen. Livingston (R - Dist 22), Sen. Mesnard (R - Dist 17), Rep. Osborne (R - Dist 13), Sen. Pace (R - Dist 25), Sen. Shope (R - Dist 8), Rep. Toma (R - Dist 22), Sen. Townsend (R - Dist 16), Sen. Ugenti-Rita (R - Dist 23), Rep. Weninger (R - Dist 17)

S1377 Daily History	Date	Action
CIVIL LIABILITY; PUBLIC HEALTH PANDEMIC	4/5	signed by governor. Chap. no. awaited. <a href="#">message</a>
CIVIL LIABILITY; PUBLIC HEALTH PANDEMIC	3/30	Senate concurred in House amendments and passed on final reading <a href="#">16-14</a> ; ready for governor.
CIVIL LIABILITY; PUBLIC HEALTH PANDEMIC	3/29	House COW approved with flr amend <a href="#">#4963</a> . Passed House <a href="#">31-29</a> ; returned to Senate for concurrence in House amendments.
CIVIL LIABILITY; PUBLIC HEALTH PANDEMIC	3/23	from House rules okay.
CIVIL LIABILITY; PUBLIC HEALTH PANDEMIC	3/18	from House jud do pass.
CIVIL LIABILITY; PUBLIC HEALTH PANDEMIC	3/17	House jud do pass; report awaited.
CIVIL LIABILITY; PUBLIC HEALTH PANDEMIC	3/2	referred to House jud.
CIVIL LIABILITY; PUBLIC HEALTH PANDEMIC	2/24	passed Senate <a href="#">18-12</a> ; ready for House.
CIVIL LIABILITY; PUBLIC HEALTH PANDEMIC	2/24	Senate COW approved with amend <a href="#">#4245</a> and flr amend <a href="#">#4522</a> .
CIVIL LIABILITY; PUBLIC HEALTH PANDEMIC	2/22	retained on Senate COW calendar.
CIVIL LIABILITY; PUBLIC HEALTH PANDEMIC	2/15	from Senate jud with amend <a href="#">#4245</a> . 2/16 from Senate rules okay.
CIVIL LIABILITY; PUBLIC HEALTH PANDEMIC	2/11	Senate jud amended; report awaited.
CIVIL LIABILITY; PUBLIC HEALTH PANDEMIC	1/26	referred to Senate jud.

## Funeral

## Bill Summaries

### H2054: VOTER REGISTRATION DATABASE; DEATH RECORDS

The Secretary of State is required, instead of permitted, to compare the records of deaths with the statewide voter registration database. AS SIGNED BY GOVERNOR

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

Others: Rep. Chaplik (R - Dist 23), Rep. Cobb (R - Dist 5), Sen. Ugenti-Rita (R - Dist 23), Rep. Wilmeth (R - Dist 15)

H2054 Daily History	Date	Action
VOTER REGISTRATION DATABASE; DEATH RECORDS	3/18	signed by governor. Chap. 49, Laws 2021. <a href="#">message</a>
VOTER REGISTRATION DATABASE; DEATH RECORDS	3/16	passed Senate <a href="#">30-0</a> ; ready for governor.
VOTER REGISTRATION DATABASE; DEATH RECORDS	3/9	from Senate rules okay.
VOTER REGISTRATION DATABASE; DEATH RECORDS	3/2	from Senate gov do pass.
VOTER REGISTRATION DATABASE; DEATH RECORDS	3/1	Senate gov do pass; report awaited.
VOTER REGISTRATION DATABASE; DEATH RECORDS	2/18	referred to Senate gov.
VOTER REGISTRATION DATABASE; DEATH RECORDS	2/11	passed House <a href="#">58-1</a> ; ready for Senate.
VOTER REGISTRATION DATABASE; DEATH RECORDS	1/25	from House rules okay.
VOTER REGISTRATION DATABASE; DEATH RECORDS	1/20	from House gov-elect do pass.
VOTER REGISTRATION DATABASE; DEATH RECORDS	1/20	House gov-elect do pass; report awaited.
VOTER REGISTRATION DATABASE; DEATH RECORDS	1/14	referred to House gov-elect.

### H2709: BIRTH CERTIFICATES; GENDER

Information submitted for an individual's birth certificate is required to include information that indicates the individual's sex as either male or female.

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

H2709 Daily History	Date	Action
BIRTH CERTIFICATES; GENDER	2/2	referred to House hel-hu ser.

### S1022: DISPOSITION-TRANSIT PERMITS; HUMAN REMAINS

The term "unborn child" replaces the term "product of human conception" in statutes relating to vital records, fetal death certificates, and parental consent for abortions. AS PASSED SENATE

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

S1022 Daily History	Date Action
DISPOSITION-TRANSIT PERMITS; HUMAN REMAINS	3/30 from House rules okay.
DISPOSITION-TRANSIT PERMITS; HUMAN REMAINS	3/23 from House hel-hu ser do pass.
DISPOSITION-TRANSIT PERMITS; HUMAN REMAINS	2/23 referred to House hel-hu ser.
DISPOSITION-TRANSIT PERMITS; HUMAN REMAINS	2/8 passed Senate <u>16-14</u> ; ready for House.
DISPOSITION-TRANSIT PERMITS; HUMAN REMAINS	2/4 Senate COW approved with amend <u>#4007</u> .
DISPOSITION-TRANSIT PERMITS; HUMAN REMAINS	1/26 from Senate rules okay.
DISPOSITION-TRANSIT PERMITS; HUMAN REMAINS	1/20 from Senate hel-hu ser with amend <u>#4007</u> .
DISPOSITION-TRANSIT PERMITS; HUMAN REMAINS	1/20 Senate hel-hu ser do pass; report awaited.
DISPOSITION-TRANSIT PERMITS; HUMAN REMAINS	1/11 referred to Senate hel-hu ser.

### **S1163: DEATH CERTIFICATES; GENDER**

The person completing a death certificate is required to record the decedent's sex to reflect the decedent's gender identity. On being presented with a document memorializing a gender transition, a local registrar or the state registrar are required to amend the sex listed on a registered death certificate to reflect the decedent's gender identity.

First sponsor: Sen. Gabaldon (D - Dist 2)  
Others: Rep. Jermaine (D - Dist 18)

S1163 Daily History	Date Action
DEATH CERTIFICATES; GENDER	1/14 referred to Senate hel-hu ser.

### **S1568: FORT DEFIANCE VETERANS CEMETERY; APPROPRIATION**

Appropriates \$30,000 from the general fund in FY2021-22 to the Department of Veterans' Services to distribute to the Navajo Nation for costs associated with improvements to the Fort Defiance veterans memorial cemetery.

First sponsor: Sen. Peshlakai (D - Dist 7)  
Others: Sen. Alston (D - Dist 24), Sen. Contreras (D - Dist 19), Sen. Gonzales (D - Dist 3), Rep. Jermaine (D - Dist 18), Sen. Steele (D - Dist 9), Rep. Teller (D - Dist 7), Rep. Tsosie (D - Dist 7)

S1568 Daily History	Date Action
FORT DEFIANCE VETERANS CEMETERY; APPROPRIATION	2/16 from Senate rules okay.
FORT DEFIANCE VETERANS CEMETERY; APPROPRIATION	2/1 referred to Senate appro.

### **S1754: OCCUPATIONAL LICENSES; APPRENTICESHIPS**

A regulating authority under Title 32 (Professions and Occupations) is required to establish criteria necessary for granting licenses, certificates or registrations, as appropriate, through apprenticeship programs. Provisions that must be included in the criteria are specified.

First sponsor: Sen. Quezada (D - Dist 29)  
Others: Sen. Mendez (D - Dist 26)

S1754 Daily History	Date Action
OCCUPATIONAL LICENSES; APPRENTICESHIPS	2/3 referred to Senate com.

### **S1793: VOTER REGISTRATION DATABASES; DEATH RECORDS**

The Secretary of State is required to use the records of deaths transmitted by the Department of Health Services to establish a nonpublic database for use by county recorders to cancel the names of deceased persons from county voter registration databases.

First sponsor: Sen. Gowan (R - Dist 14)

S1793 Daily History	Date Action
VOTER REGISTRATION DATABASES; DEATH RECORDS	3/29 House COW approved with flr amends <u>#4964</u> and <u>#4965</u> .
VOTER REGISTRATION DATABASES; DEATH RECORDS	3/23 from House rules okay.
VOTER REGISTRATION DATABASES; DEATH RECORDS	3/18 from House gov-elect do pass.
VOTER REGISTRATION DATABASES; DEATH RECORDS	3/17 House gov-elect do pass; report awaited.
VOTER REGISTRATION DATABASES; DEATH RECORDS	3/10 referred to House gov-elect.
VOTER REGISTRATION DATABASES; DEATH RECORDS	3/3 passed Senate <u>16-14</u> ; ready for House.
VOTER REGISTRATION DATABASES; DEATH RECORDS	3/2 Senate COW approved.



VOTER REGISTRATION DATABASES; DEATH RECORDS 2/23 from Senate rules okay.
VOTER REGISTRATION DATABASES; DEATH RECORDS 2/16 from Senate gov do pass.
VOTER REGISTRATION DATABASES; DEATH RECORDS 2/15 Senate gov do pass; report awaited.
VOTER REGISTRATION DATABASES; DEATH RECORDS 2/3 referred to Senate gov.

## SCR1035: SUPPLEMENTAL DEATH BENEFITS; SURCHARGE

The 2022 general election ballot is to carry the question of whether to amend state statute to increase the surcharge on every fine, penalty and forfeiture imposed and collected by the courts for criminal offenses and on specified civil penalties to eight percent, from seven percent, and to deposit the additional one percent in the newly established State Supplemental Benefit Fund. Monies in the Fund must be used to provide supplemental death benefits to the surviving spouse or dependents of an "eligible person" (defined as specified law enforcement and first responders) who is "killed in the line of duty" (defined). The supplemental death benefit amount is the difference of \$1 million and the sum of amounts received from any onetime death benefit paid by any governmental entity. The total amount of supplemental death benefits that can be paid for a single incident where multiple eligible persons are killed in the line of duty is capped at \$10 million.

First sponsor: Sen. Rogers (R - Dist 6)

SCR1035 Daily History	Date Action
SUPPLEMENTAL DEATH BENEFITS; SURCHARGE 2/1 referred to Senate fin.	

## Pesticides

### Bill Summaries

## H2093: PESTICIDES; RESTRICTED SALE AND USE

A person is prohibited from selling a "neonicotinoid pesticide" (defined) in Arizona without a license to sell a restricted use pesticide. A person is prohibited from using a neonicotinoid pesticide in Arizona unless the person is a certified applicator or a person working under the supervision of a certified applicator; a farmer, or a person working under the supervision of a farmer, that uses a neonicotinoid pesticide for agricultural purposes; or a veterinarian. Some exceptions. Violations are a class 3 (lowest) misdemeanor. The Director of the Department of Agriculture is required to incorporate pollinator habitat expansion and enhancement practices into Arizona's Managed Pollinator Protection Plan developed in coordination with the U.S. Environmental Protection Agency (EPA). The Dept is required to review Arizona pesticide laws and rules for changes necessary to protect pollinators, address the EPA recommendations from the risk assessment for neonicotinoid pesticides, and submit a report of findings and recommendations to the Governor and the Legislature by July 1, 2022. Effective January 1, 2022.

First sponsor: Rep. Dalessandro (D - Dist 2)

H2093 Daily History	Date Action
PESTICIDES; RESTRICTED SALE AND USE 1/14 referred to House land-agri-rural affairs.	

## H2188: PEST MANAGEMENT; UNLICENSED BUSINESS ACTIVITIES

The Pest Management Division of the Department of Agriculture is authorized to maintain a list of persons who have violated the requirement to have a business license to engage in the business of pest management. The list must include any known related business names used by those persons, and must be posted on the Dept website. The Dept is required to remove a person from the list within 10 days after the person becomes licensed and submits a written request to be removed. It is a class 2 (mid-level) misdemeanor to engage in the business of pest management or commence work on a contract without a business license or a statutory exemption. It is a class 2 (mid-level) misdemeanor to advertise or display any card, sign or other device that may indicate to the public that the person is licensed for the business of pest management if the person is not licensed.

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

H2188 Daily History	Date Action
PEST MANAGEMENT; UNLICENSED BUSINESS ACTIVITIES	3/16 FAILED Senate 8-22.
PEST MANAGEMENT; UNLICENSED BUSINESS ACTIVITIES	3/9 from Senate rules okay.
PEST MANAGEMENT; UNLICENSED BUSINESS ACTIVITIES	3/4 from Senate nat res-energy-water do pass.
PEST MANAGEMENT; UNLICENSED BUSINESS ACTIVITIES	3/3 Senate nat res-energy-water do pass; report awaited.
PEST MANAGEMENT; UNLICENSED BUSINESS ACTIVITIES	2/18 referred to Senate nat res-energy-water.
PEST MANAGEMENT; UNLICENSED BUSINESS ACTIVITIES	2/4 passed House <del>44-15</del> ; ready for Senate.
PEST MANAGEMENT; UNLICENSED BUSINESS ACTIVITIES	2/2 from House rules okay.
PEST MANAGEMENT; UNLICENSED BUSINESS ACTIVITIES	1/25 from House land-agri-rural affairs do pass.
PEST MANAGEMENT; UNLICENSED BUSINESS ACTIVITIES	1/25 House land-agri-rural affairs do pass; report awaited.
PEST MANAGEMENT; UNLICENSED BUSINESS ACTIVITIES	1/20 referred to House land-agri-rural affairs.

## **S1201: PROHIBITION; PESTICIDES**

It is unlawful for a person to sell or use the pesticides clothianidin, imidacloprid, thiametoxam or chlorpyrifos in Arizona.

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

Others: Rep. M. Hernandez (D - Dist 26), Sen. Quezada (D - Dist 29), Rep. Salman (D - Dist 26)

S1201 Daily History	Date Action
PROHIBITION; PESTICIDES	1/19 referred to Senate nat res-energy-water.

## **S1275: PESTICIDES: SALE AND USE RESTRICTIONS**

A person is prohibited from selling a "neonicotinoid pesticide" (defined) in Arizona without a license to sell a restricted use pesticide. A person is prohibited from using a neonicotinoid pesticide in Arizona unless the person is a certified applicator or a person working under the supervision of a certified applicator; a farmer, or a person working under the supervision of a farmer, that uses a neonicotinoid pesticide for agricultural purposes; a veterinarian; or a pressure-treated wood preserver. Some exceptions. Violations are a class 3 (lowest) misdemeanor. The Director of the Department of Agriculture is required to incorporate pollinator habitat expansion and enhancement practices into Arizona's Managed Pollinator Protection Plan developed in coordination with the U.S. Environmental Protection Agency (EPA). The Dept is required to review Arizona pesticide laws and rules for changes necessary to protect pollinators, address the EPA recommendations from the risk assessment for neonicotinoid pesticides, and submit a report of findings and recommendations to the Governor and the Legislature by July 1, 2022. Effective January 1, 2022.

First sponsor: Sen. Gabaldon (D - Dist 2)

S1275 Daily History	Date Action
PESTICIDES: SALE AND USE RESTRICTIONS	1/21 referred to Senate nat res-energy-water.

## **Water**

### **Bill Summaries**

## **H2041: GROUNDWATER REPLENISHMENT RESERVES**

Modifies the calculation for groundwater replenishment reserve targets for active management areas within a multi-county water conservation district. AS SIGNED BY GOVERNOR

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

H2041 Daily History	Date Action
GROUNDWATER REPLENISHMENT RESERVES	2/18 signed by governor. Chap. 21, Laws 2021. <a href="#">message</a>
GROUNDWATER REPLENISHMENT RESERVES	2/11 Substituted in Senate for identical bill 1446. Passed Senate 29-0; ready for governor.
GROUNDWATER REPLENISHMENT RESERVES	1/28 passed House <del>59-0</del> ; ready for Senate.
GROUNDWATER REPLENISHMENT RESERVES	1/25 from House rules okay.
GROUNDWATER REPLENISHMENT RESERVES	1/13 from House nat res-energy-water do pass.
GROUNDWATER REPLENISHMENT RESERVES	1/12 House nat res-energy-water do pass; report awaited.



**H2042: AQUIFER PROTECTION PERMITS; INJECTION WELLS**

A class V well is no longer exempt from the underground injection control permit program if the well has an aquifer protection permit that satisfies federal underground injection control requirements for a class V well. Except for class V wells operating under underground injection control permit program rules or specified federal code, any underground injection well covered by an underground injection control permit is exempt from aquifer protection permit requirements. If a notice of appeal of a permit issued under the Arizona Pollutant Discharge Elimination System Program is filed with the Water Quality Appeals Board, those permit provisions that are being contested and those that cannot be severed from the contested provisions are automatically stayed while the appeal is pending before the Board, instead of while the appeal is pending, including during any court proceedings. AS SIGNED BY GOVERNOR

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

H2042 Daily History	Date Action
AQUIFER PROTECTION PERMITS; INJECTION WELLS 2/24	signed by governor. Chap. 32, Laws 2021. <a href="#">message</a>
AQUIFER PROTECTION PERMITS; INJECTION WELLS 2/17	substituted in Senate for identical bill 1364. Passed Senate <a href="#">16-14</a> ; ready for governor.
AQUIFER PROTECTION PERMITS; INJECTION WELLS 1/28	House COW approved. Passed House <a href="#">41-18</a> ; ready for Senate.
AQUIFER PROTECTION PERMITS; INJECTION WELLS 1/25	from House rules okay.
AQUIFER PROTECTION PERMITS; INJECTION WELLS 1/13	from House nat res-energy-water do pass.
AQUIFER PROTECTION PERMITS; INJECTION WELLS 1/12	House nat res-energy-water do pass; report awaited.
AQUIFER PROTECTION PERMITS; INJECTION WELLS 1/12	referred to House nat res-energy-water.

**H2056: WATER CONSERVATION NOTICE; NO FORFEITURE**

Beginning on the effective date of this legislation, a person who is entitled to the use of water is authorized to file with the Department of Water Resources a water conservation plan notice. Information that must be included in the notice is listed. On filing a water conservation plan notice, the conservation of water pursuant to the plan does not constitute abandonment or forfeiture of the water conserved. A person cannot accrue long-term storage credits for any water that is conserved in a water conservation plan notice. A water conservation plan is required to designate a duration of up to 10 years, and the person filing the notice may file a subsequent notice for one or more periods of up to 10 years. Contains a legislative intent section stating that the Legislature intends that this act apply prospectively only. AS SIGNED BY GOVERNOR

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

H2056 Daily History	Date Action
WATER CONSERVATION NOTICE; NO FORFEITURE 2/18	signed by governmor. Chap. 22, Laws 2021. <a href="#">message</a>
WATER CONSERVATION NOTICE; NO FORFEITURE 2/11	substituted in Senate for identical bill 1368. Passed Senate 29-0; ready for governor.
WATER CONSERVATION NOTICE; NO FORFEITURE 1/28	House COW approved. Passed House <a href="#">58-0</a> ; ready for Senate.
WATER CONSERVATION NOTICE; NO FORFEITURE 1/25	from House rules okay.
WATER CONSERVATION NOTICE; NO FORFEITURE 1/13	from House nat res-energy-water do pass.
WATER CONSERVATION NOTICE; NO FORFEITURE 1/12	House nat res-energy-water do pass; report awaited.
WATER CONSERVATION NOTICE; NO FORFEITURE 1/12	referred to House nat res-energy-water.

**H2074: WATER BANKING; STORAGE CREDITS; SUBCONTRACTORS**

The Arizona Water Banking Authority is authorized to distribute long-term water storage credits to Central Arizona Water Conservation District's (CAWCD) municipal and industrial subcontractors. Long-term water storage credits that are distributed to a CAWCD municipal and industrial subcontractor cannot be sold, and the subcontractor is responsible for all fees assessed by the Authority or the Department of Water Resources for the distribution of the long-term storage credits and all costs of recovery of the long-term storage credits.

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

**H2078: GROUNDWATER; WATERLOGGED AREA EXEMPTION; DATE**

The exemption from irrigation water duties for persons entitled to use groundwater under an irrigation grandfathered right is extended ten years, to December 31, 2034. The exemption from any applicable conservation requirements for the distribution of groundwater for the Arlington Canal Company, the Buckeye Water Conservation and Drainage District and the St. John's Irrigation District is extended ten years, to December 31, 2034. The Director of the Department of Water Resources is required to submit a recommendation to the Governor and the Legislature by November 15, 2031 regarding extending these exemptions. AS SIGNED BY GOVERNOR

First sponsor: Rep. Dunn (R - Dist 13)

**H2091: WATER RESOURCES ANNUAL REPORT**

The deadline for the Department of Water Resources (DWR) to provide the Governor and the Legislature with an annual operations report is moved to August 15 of each year, from July 1. The report must be made available to the public on the DWR website.

First sponsor: Rep. Dunn (R - Dist 13)

**H2203: WELL DRILLING; GROUNDWATER BASINS**

Beginning on the effective date of this legislation, a person is prohibited from constructing and the Department of Water Resources is prohibited from issuing a permit or drilling card for a new well in the Upper San Pedro Groundwater Basin or the Verde Valley Groundwater Subbasin. Some exceptions.

First sponsor: Rep. Cano (D - Dist 3)

**H2204: WELLS; PERMITS; SPACING RULES**

The Department of Water Resources (DWR) is required to adopt rules governing the location of new wells and replacement wells in new locations in groundwater basins that DWR determines to be experiencing declining groundwater levels, for wells having a pump with a maximum capacity of more than 35 gallons per minute. In lieu of adopting new rules, DWR is permitted to follow the criteria for proposed withdrawals in active management areas.

First sponsor: Rep. Cano (D - Dist 3)

**H2205: APPROPRIATION; WQARF**

Appropriates \$15 million from the general fund in FY2021-22 to the Water Quality Assurance Revolving Fund.

First sponsor: Rep. Cano (D - Dist 3)

H2205 Daily History	Date Action
APPROPRIATION; WQARF 1/20 referred to House nat res-energy-water, appro.	

## **H2206: SUBSEQUENT IRRIGATION NON-EXPANSION AREAS; PROCEDURES**

The circumstances that must exist for the Director of the Department of Water Resources to designate an area that is not included in an active management area as a subsequent irrigation non-expansion area are modified to include that there is insufficient groundwater to provide a "reasonably safe supply for irrigation" (defined) of the cultivated lands in the area at the reasonable projected rates of withdrawal, instead of at the current rates of withdrawal. In making the determination, the Director is allowed to consider credible evidence that indicates likely future changes to rates of withdrawal. Also modifies the procedure for the designation of a subsequent irrigation non-expansion area initiated by petition.

First sponsor: Rep. Cano (D - Dist 3)

H2206 Daily History	Date Action
SUBSEQUENT IRRIGATION NON-EXPANSION AREAS; PROCEDURES 1/20 referred to House nat res-energy-water.	

## **H2239: ASSURED WATER SUPPLY; AVAILABILTY; PLATS**

For an application to modify or renew a designation of assured water supply in the Pinal Active Management Area, the Department of Water Resources is prohibited from reviewing the physical availability of groundwater that was determined to be physically available under the previous designation. The following are deemed physically available for purposes of an assured water supply designation: stored water that is to be recovered by the applicant within the "area of impact" (defined) on an annual basis or under long-term storage credits pledged to the designation, and physically available water that will be stored within the area of impact on an annual basis or as long-term storage credits in the future. For the purposes of statute governing an assignment of a certificate of assured water supply, and for a holder of a certificate of assured water supply for a platted subdivision, an increase in the total number of housing units does not constitute a material change in the subdivision plat, plan or map. Contains a legislative intent section.

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

Others: Rep. Fillmore (R - Dist 16), Rep. Finchem (R - Dist 11), Rep. Griffin (R - Dist 14), Rep. Parker (R - Dist 16), Rep. Pratt (R - Dist 8), Rep. Roberts (R - Dist 11)

H2239 Daily History	Date Action
ASSURED WATER SUPPLY; AVAILABILTY; PLATS 1/20 referred to House nat res-energy-water.	

## **H2265: RULEMAKING; EXPEDITED PROCESS; RULE EXPIRATION**

A state agency that seeks to expire a rule or rules is authorized to file a notice of intent to expire with the Governor's Regulatory Review Council (GRRC). GRRC is required to place the notice on the agenda for the next scheduled meeting for consideration. If a quorum of GRRC approves the notice, GRRC is required to cause a notice of rule expiration to be prepared and provide the notice of rule expiration to the agency for filing with the Secretary of State. AS SIGNED BY GOVERNOR

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

H2265 Daily History	Date Action
RULEMAKING; EXPEDITED PROCESS; RULE EXPIRATION 4/6 signed by governor. Chap. no. awaited. <a href="#">message</a>	
RULEMAKING; EXPEDITED PROCESS; RULE EXPIRATION 3/30 passed Senate <a href="#">28-0</a> ; ready for governor.	
RULEMAKING; EXPEDITED PROCESS; RULE EXPIRATION 3/9 from Senate rules okay.	
RULEMAKING; EXPEDITED PROCESS; RULE EXPIRATION 3/2 from Senate gov do pass.	
RULEMAKING; EXPEDITED PROCESS; RULE EXPIRATION 3/2 Senate gov do pass; report awaited.	
RULEMAKING; EXPEDITED PROCESS; RULE EXPIRATION 2/18 referred to Senate gov.	
RULEMAKING; EXPEDITED PROCESS; RULE EXPIRATION 2/11 passed House <a href="#">60-0</a> ; ready for Senate.	
RULEMAKING; EXPEDITED PROCESS; RULE EXPIRATION 2/8 from House rules okay.	

RULEMAKING; EXPEDITED PROCESS; RULE EXPIRATION 2/4	from House gov-elect do pass.
RULEMAKING; EXPEDITED PROCESS; RULE EXPIRATION 2/3	House gov-elect do pass; report awaited.
RULEMAKING; EXPEDITED PROCESS; RULE EXPIRATION 1/25	referred to House gov-elect.

## H2336: ASSURED WATER SUPPLY; SUBDIVISIONS

In the Pinal Active Management Area, for an application to modify or renew a designation of assured water supply, or for a new application for a designation for the same service area to be served by a substitute provider acquiring the assets of the prior provider, if specified conditions apply to the volume of groundwater and stored water, the Department of Water Resources (DWR) is prohibited from reviewing the physical availability of groundwater that was determined to be physically available under the previous designation. Does not affect the DWR review of assured water supply criteria other than the physical availability of groundwater and stored water to be recovered outside the area of impact of storage. The following are deemed physically available for purposes of an assured water supply designation: stored water that is to be recovered by the applicant within the "area of impact" (defined) under long-term storage credits pledged to the designation, and stored water that is to be recovered by the applicant within the area of impact of storage either on an annual basis or as long-term storage credits to be earned in the future if the water to be stored meets the physical availability requirements for the water supply. Contains a legislative intent section.

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

H2336 Daily History	Date Action
ASSURED WATER SUPPLY; SUBDIVISIONS 2/4	House COW approved with flr amend <a href="#">#4100</a> and <a href="#">#4101</a> .
ASSURED WATER SUPPLY; SUBDIVISIONS 2/2	from House rules okay.
ASSURED WATER SUPPLY; SUBDIVISIONS 1/21	House nat res-energy-water do pass; report awaited.
ASSURED WATER SUPPLY; SUBDIVISIONS 1/19	House nat res-energy-water held. referred to House nat res-energy-water

## H2595: SUBSEQUENT IRRIGATION NON-EXPANSION AREAS; PROCEDURES

The circumstances that must exist for the Director of the Department of Water Resources to designate an area that is not included in an active management area as a subsequent irrigation non-expansion area are modified to include that there is insufficient groundwater to provide a "reasonably safe supply for irrigation" (defined) of the cultivated lands in the area at the reasonable projected rates of withdrawal, instead of at the current rates of withdrawal. In making the determination, the Director is allowed to consider credible evidence that indicates likely future changes to rates of withdrawal. Also modifies the procedure for the designation of a subsequent irrigation non-expansion area initiated by petition.

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

H2595 Daily History	Date Action
SUBSEQUENT IRRIGATION NON-EXPANSION AREAS; PROCEDURES 2/3	referred to House nat res-energy-water.

## H2678: ASSURED WATER SUPPLY; SUBDIVISIONS

In the Pinal Active Management Area, for an application to modify or renew a designation of assured water supply, or for a new application for a designation for the same service area to be served by a substitute provider acquiring the assets of the prior provider, if specified conditions apply to the volume of groundwater and stored water, the Department of Water Resources (DWR) is prohibited from reviewing the physical availability of groundwater that was determined to be physically available under the previous designation. Does not affect the DWR review of assured water supply criteria other than the physical availability of groundwater and stored water to be recovered outside the area of impact of storage. The following are deemed physically available for purposes of an assured water supply designation: stored water that is to be recovered by the applicant within the "area of impact" (defined) under long-term storage credits pledged to the designation, and stored water that is to be recovered by the applicant within the area of impact of storage either on an

annual basis or as long-term storage credits to be earned in the future if the water to be stored meets the physical availability requirements for the water supply. Contains a legislative intent section.

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

H2678 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

## **H2679: WATER; RURAL MANAGEMENT AREAS**

A county board of supervisors in a county outside of an active management area may designate by resolution one or more groundwater basins or subbasins in the county as a rural management area if the board finds that one or more of a list of specified conditions exist. A process for the board to adopt the resolution is established, including public notice, public meetings and a majority vote. The resolution is required to provide for the formation of a 5-member rural management area advisory council to establish management goals for the rural management area and identify best management practices to achieve the goals. The advisory council is required to submit a proposed management plan to the Department of Water Resources (DWR), and DWR is required to take action on the plan within 30 days after receipt. On approval by DWR, the plan applies in the rural management area.

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

H2679 Daily History	Date	Action
WATER; RURAL MANAGEMENT AREAS 2/3 referred to House nat res-energy-water.		

## **S1147: WATER BANKING; STORAGE CREDITS; SUBCONTRACTORS**

The Arizona Water Banking Authority is authorized to distribute long-term water storage credits to Central Arizona Water Conservation District's (CAWCD) municipal and industrial subcontractors. Long-term water storage credits that are distributed to a CAWCD municipal and industrial subcontractor cannot be sold, and the subcontractor is responsible for all fees assessed by the Authority or the Department of Water Resources for the distribution of the long-term storage credits and all costs of recovery of the long-term storage credits.

First sponsor: Sen. Kerr (R - Dist 13)

S1147 Daily History	Date	Action
WATER BANKING; STORAGE CREDITS; SUBCONTRACTORS 4/7 passed House <u>58-0</u> ; ready for governor.		
WATER BANKING; STORAGE CREDITS; SUBCONTRACTORS 3/30 from House rules okay.		
WATER BANKING; STORAGE CREDITS; SUBCONTRACTORS 3/24 from House nat res-energy-water do pass.		
WATER BANKING; STORAGE CREDITS; SUBCONTRACTORS 3/23 House nat res-energy-water do pass; report awaited.		
WATER BANKING; STORAGE CREDITS; SUBCONTRACTORS 2/24 referred to House nat res-energy-water.		
WATER BANKING; STORAGE CREDITS; SUBCONTRACTORS 2/9 passed Senate <u>29-0</u> ; ready for House.		
WATER BANKING; STORAGE CREDITS; SUBCONTRACTORS 2/2 from Senate rules okay.		
WATER BANKING; STORAGE CREDITS; SUBCONTRACTORS 1/28 from Senate nat res-energy-water do pass.		
WATER BANKING; STORAGE CREDITS; SUBCONTRACTORS 1/27 Senate nat res-energy-water do pass; report awaited.		
WATER BANKING; STORAGE CREDITS; SUBCONTRACTORS 1/13 referred to Senate nat res-energy-water.		

## **S1446: GROUNDWATER REPLENISHMENT RESERVES**

Modifies the calculation for groundwater replenishment reserve targets for active management areas within a multi-county water conservation district.

First sponsor: Sen. Kerr (R - Dist 13)

S1446 Daily History	Date	Action
GROUNDWATER REPLENISHMENT RESERVES 2/9 from Senate rules okay.		
GROUNDWATER REPLENISHMENT RESERVES 2/4 from Senate nat res-energy-water do pass.		
GROUNDWATER REPLENISHMENT RESERVES 2/3 Senate nat res-energy-water do pass; report awaited.		
GROUNDWATER REPLENISHMENT RESERVES 1/27 referred to Senate nat res-energy-water.		

## **Regulatory**

## Bill Summaries

### H2092: RULEMAKING REVIEW; TIME FRAME

When the Legislature has granted a one-time rulemaking exemption to an agency, the agency is required to review any rule adopted under the exemption within six months after the rule was adopted, reduced from one year, to determine whether it should be amended or repealed.

First sponsor: Rep. Dunn (R - Dist 13)

H2092 Daily History	Date Action
RULEMAKING REVIEW; TIME FRAME 1/14 referred to House gov-elect.	

### (No Category Assigned)

## Bill Summaries

### H2695: HIV MEDICATION; PRIOR AUTHORIZATION; PROHIBITION

Health care services plans and utilization review agents, including Arizona Health Care Cost Containment System (AHCCCS) contractors, are prohibited from subjecting antiretroviral drugs prescribed to treat or prevent the human immunodeficiency virus (HIV) or acquired immunodeficiency syndrome (AIDS) to any prior authorization requirement, step therapy or other protocol that could restrict or delay dispensing the drug.

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

Others: Rep. Carroll (R - Dist 22), Rep. Chavez (D - Dist 29), Rep. Cobb (R - Dist 5), Rep. Grantham (R - Dist 12), Rep. John (R - Dist 4), Rep. Lieberman (D - Dist 28), Rep. Meza (D - Dist 30), Rep. Weninger (R - Dist 17)

H2695 Daily History	Date Action
HIV MEDICATION; PRIOR AUTHORIZATION; PROHIBITION 2/2 referred to House hel-hu ser.	

### H2770: MASK MANDATES; BUSINESS EXCEPTION

A business in Arizona is not required to enforce on its premises a mask mandate that is established by the state, a city, town or county or any other jurisdiction of this state.

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

Others: Rep. Barton (R - Dist 6), Rep. Biasiucci (R - Dist 5), Rep. Bolick (R - Dist 20), Rep. Burges (R - Dist 1), Rep. Carroll (R - Dist 22), Rep. Cobb (R - Dist 5), Rep. Cook (R - Dist 8), Rep. Dunn (R - Dist 13), Rep. Fillmore (R - Dist 16), Rep. Grantham (R - Dist 12), Rep. Griffin (R - Dist 14), Rep. Hoffman (R - Dist 12), Rep. Kaiser (R - Dist 15), Rep. Nguyen (R - Dist 1), Rep. Nutt (R - Dist 14), Rep. Parker (R - Dist 16), Rep. Payne (R - Dist 21), Rep. Pingerelli (R - Dist 21), Rep. Pratt (R - Dist 8), Rep. Toma (R - Dist 22), Rep. Wilmeth (R - Dist 15)

H2770 Daily History	Date Action
MASK MANDATES; BUSINESS EXCEPTION 4/1 Senate COW approved. Passed Senate <u>16-12</u> ; ready for governor.	
MASK MANDATES; BUSINESS EXCEPTION 3/30 from Senate rules okay.	
MASK MANDATES; BUSINESS EXCEPTION 3/23 from Senate gov do pass.	
MASK MANDATES; BUSINESS EXCEPTION 3/22 Senate gov do pass; report awaited.	
MASK MANDATES; BUSINESS EXCEPTION 3/4 referred to Senate gov.	
MASK MANDATES; BUSINESS EXCEPTION 3/3 House COW approved. Passed House <u>31-28</u> ; ready for Senate.	
MASK MANDATES; BUSINESS EXCEPTION 2/22 from House rules okay.	
MASK MANDATES; BUSINESS EXCEPTION 2/17 from House com do pass.	
MASK MANDATES; BUSINESS EXCEPTION 2/16 House com do pass; report awaited.	
MASK MANDATES; BUSINESS EXCEPTION 2/2 referred to House com.	

### H2787: OCCUPATIONAL REGULATION; GOOD CHARACTER; DEFINITION

In determining if a person's criminal record disqualifies the person from obtaining an occupational license, permit, certificate or other state recognition, the agency is prohibited from considering negatively any nonconviction information, including information related to a deferred adjudication, participation in a diversion program, or an arrest that was not followed by a conviction. The agency is also prohibited from considering a conviction that has been sealed, dismissed, expunged or pardoned, a juvenile adjudication, or a



nonviolent misdemeanor. In order to conclude that the state has an important interest in protecting public safety that is superior to the person's right, the information that an agency is required to determine by clear and convincing evidence is expanded to include that the specific offense the person was convicted of specifically and directly relates to the duties and responsibilities of the occupation, with the exception of offenses involving "moral turpitude" (defined). Does not require a private employer to grant or deny employment to any individual, or impair the right of private employers to establish and enforce eligibility criteria, ethics codes or disciplinary policies. AS PASSED SENATE

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

Others: Rep. Andrade (D - Dist 29), Rep. Barton (R - Dist 6), Rep. Biasiucci (R - Dist 5), Rep. Blackman (R - Dist 6), Rep. Bolding (D - Dist 27), Rep. Bolick (R - Dist 20), Rep. Bowers (R - Dist 25), Rep. Butler (D - Dist 28), Rep. Cano (D - Dist 3), Rep. Carroll (R - Dist 22), Rep. Chaplik (R - Dist 23), Rep. Chavez (D - Dist 29), Rep. Cobb (R - Dist 5), Rep. Cook (R - Dist 8), Rep. Dunn (R - Dist 13), Rep. Espinoza (D - Dist 19), Rep. Fillmore (R - Dist 16), Rep. Finchem (R - Dist 11), Rep. Friese (D - Dist 9), Rep. Grantham (R - Dist 12), Rep. Griffin (R - Dist 14), Rep. A. Hernandez (D - Dist 3), Rep. Hoffman (R - Dist 12), Rep. John (R - Dist 4), Rep. Kaiser (R - Dist 15), Rep. Lieberman (D - Dist 28), Rep. Longdon (D - Dist 24), Rep. Meza (D - Dist 30), Rep. Nguyen (R - Dist 1), Rep. Nutt (R - Dist 14), Rep. Osborne (R - Dist 13), Rep. Parker (R - Dist 16), Rep. Pawlik (D - Dist 17), Rep. Payne (R - Dist 21), Rep. Pingerelli (R - Dist 21), Rep. Powers Hannley (D - Dist 9), Rep. Pratt (R - Dist 8), Rep. Roberts (R - Dist 11), Rep. Rodriguez (D - Dist 27), Rep. Sierra (D - Dist 19), Rep. Stahl Hamilton (D - Dist 10), Rep. Teran (D - Dist 30), Rep. Toma (R - Dist 22), Rep. Tsosie (D - Dist 7), Rep. Udall (R - Dist 25), Rep. Weninger (R - Dist 17), Rep. Wilmeth (R - Dist 15)

H2787 Daily History	Date	Action
OCCUPATIONAL REGULATION; GOOD CHARACTER; DEFINITION	4/7	passed Senate <u>30-0</u> ; ready for governor.
OCCUPATIONAL REGULATION; GOOD CHARACTER; DEFINITION	4/1	Senate COW approved with amend <u>#4951</u> and the rules tech amend.
OCCUPATIONAL REGULATION; GOOD CHARACTER; DEFINITION	3/30	from Senate rules with the tech amendment.
OCCUPATIONAL REGULATION; GOOD CHARACTER; DEFINITION	3/29	from Senate com with amend <u>#4951</u> .
OCCUPATIONAL REGULATION; GOOD CHARACTER; DEFINITION	3/24	Senate com amended; report awaited.
OCCUPATIONAL REGULATION; GOOD CHARACTER; DEFINITION	3/8	referred to Senate com.
OCCUPATIONAL REGULATION; GOOD CHARACTER; DEFINITION	3/4	House COW approved with amend <u>#4295</u> and flr amend <u>#4739</u> . Passed House <u>59-0</u> ; ready for Senate.
OCCUPATIONAL REGULATION; GOOD CHARACTER; DEFINITION	2/22	from House rules okay.
OCCUPATIONAL REGULATION; GOOD CHARACTER; DEFINITION	2/17	from House com with amend <u>#4295</u> .
OCCUPATIONAL REGULATION; GOOD CHARACTER; DEFINITION	2/16	House com amended; report awaited.
OCCUPATIONAL REGULATION; GOOD CHARACTER; DEFINITION	2/8	referred to House com.

## H2842: HEALTH CARE WORKERS; EMPLOYMENT RIGHTS

Establishes a new article in Title 23 (Labor) relating to essential "health care workers" (defined). A health care employer is required to pay hazard pay of five percent above "base pay" (defined) to each health care worker for each hour of work performed outside the health care worker's home to serve a COVID-19 essential function. Some exceptions. A health care employer is required to supply appropriate personal protective equipment to each health care worker the health care employer employs at no cost to the health care worker. A health care employer is required to provide a health care worker with at least three weeks of paid sick leave at the health care worker's regular rate of pay if the health care worker is unable to work because of any of a list of specified circumstances related to COVID-19. Establishes whistleblower protections for health care workers. Session law requires the essential workers childcare relief scholarship program administered by the Department of Economic Security to continue as long as federal funding is provided and the Governor's declaration of emergency related to COVID-19 continues.

First sponsor: Rep. M. Hernandez (D - Dist 26)

Others: Rep. Andrade (D - Dist 29), Rep. Bolding (D - Dist 27), Rep. Burges (R - Dist 1), Rep. Cano (D - Dist 3), Rep. Espinoza (D - Dist 19), Rep. Fernandez (D - Dist 4), Rep. Friese (D - Dist 9), Sen. Gonzales (D - Dist 3), Rep. Longdon (D - Dist 24), Sen. Mendez (D - Dist 26), Sen. Navarrete (D - Dist 30), Rep. Pawlik (D - Dist 17), Rep. Rodriguez (D - Dist 27), Rep. Salman (D - Dist 26), Rep. Schwiebert (D - Dist 20), Rep. Sierra (D - Dist 19), Rep. Stahl Hamilton (D - Dist 10), Rep. Teran (D - Dist 30)

H2842 Daily History	Date	Action
HEALTH CARE WORKERS; EMPLOYMENT RIGHTS	2/10	referred to House com, hel-hu ser.

## S1414: CERTIFIED APPLICATORS; FINGERPRINTING REQUIREMENT

An individual who applies for certification as a pest control applicator is required to submit a full set of fingerprints and fees to the Department of Agriculture Pest Management Division for a state and federal criminal records check.

First sponsor: Sen. Kerr (R - Dist 13)

S1414 Daily History	Date Action
CERTIFIED APPLICATORS; FINGERPRINTING REQUIREMENT	3/23 from House rules okay.
CERTIFIED APPLICATORS; FINGERPRINTING REQUIREMENT	3/16 from House land-agri-rural affairs do pass.
CERTIFIED APPLICATORS; FINGERPRINTING REQUIREMENT	3/15 House land-agri-rural affairs do pass; report awaited.
CERTIFIED APPLICATORS; FINGERPRINTING REQUIREMENT	3/2 referred to House land-agri-rural affairs.
CERTIFIED APPLICATORS; FINGERPRINTING REQUIREMENT	2/16 passed Senate <u>28-2</u> ; ready for House.
CERTIFIED APPLICATORS; FINGERPRINTING REQUIREMENT	2/9 from Senate rules okay.
CERTIFIED APPLICATORS; FINGERPRINTING REQUIREMENT	2/4 from Senate nat res-energy-water do pass.
CERTIFIED APPLICATORS; FINGERPRINTING REQUIREMENT	2/3 Senate nat res-energy-water do pass; report awaited.
CERTIFIED APPLICATORS; FINGERPRINTING REQUIREMENT	1/27 referred to Senate nat res-energy-water.

### **S1648: COVID-19 VACCINE; CONDITION OF EMPLOYMENT**

A person cannot be required to take or receive or disclose whether the person has taken or received a COVID-19 vaccine as a condition of employment, entry into any business or "public space" (defined) or receipt of any service or good. Discrimination for refusing to take or receive a COVID-19 vaccine is prohibited.

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

Others: Sen. Borrelli (R - Dist 5), Sen. Boyer (R - Dist 20), Sen. Gray (R - Dist 21), Sen. Leach (R - Dist 11), Sen. Livingston (R - Dist 22), Sen. Petersen (R - Dist 12)

S1648 Daily History	Date Action
COVID-19 VACCINE; CONDITION OF EMPLOYMENT	2/3 referred to Senate com.

### **S1699: 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: Sen. Mendez (D - Dist 26)

Others: Rep. Andrade (D - Dist 29), Sen. Contreras (D - Dist 19), Sen. Gonzales (D - Dist 3), Rep. M. Hernandez (D - Dist 26), Sen. Navarrete (D - Dist 30), Sen. Quezada (D - Dist 29), Sen. Rios (D - Dist 27), Rep. Salman (D - Dist 26), Sen. Steele (D - Dist 9), Rep. Teran (D - Dist 30)

S1699 Daily History	Date Action
EMPLOYMENT; EMPLOYEE WORK SCHEDULING	2/3 referred to Senate com.

### **S1757: ESSENTIAL WORKERS; MINIMUM WAGE; OVERTIME**

Establishes a minimum wage for "essential workers" (defined) of \$15 per hour beginning on the effective date of this legislation through May 31, 2022, \$17.50 per hour beginning June 1, 2022 through May 31, 2023, and \$20 per hour beginning June 1, 2023. Employers are required to pay essential workers this minimum wage rate for the first 40 hours of working time in any week, and 1.5 times the employee's regular hourly wage for overtime, with some exceptions. Due to voter protection, this legislation requires the affirmative

vote of at least 3/4 of the members of each house of the Legislature for passage.

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

Others: Sen. Mendez (D - Dist 26)

S1757 Daily History

Date Action

ESSENTIAL WORKERS; MINIMUM WAGE; OVERTIME 2/3 referred to Senate com.

---

**S1758: MINIMUM WAGE; INCREASE**

---

Increases the minimum wage to \$20 per hour on and after the effective date of this legislation. Due to voter protection, this legislation requires the affirmative vote of at least 3/4 of the members of each house of the Legislature for passage.

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

S1758 Daily History

Date Action

MINIMUM WAGE; INCREASE 2/3 referred to Senate com.