

# Commerce

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[P 105]  
[P 108]

Proposition 105 Clause  
Proposition 108 Clause

<b>Bill</b>	<b>Chapter</b>	<b>Short Title</b>	<b>Page</b>
<a href="#">HB 2039</a>	23	finder fees; apartment tenants	59
<a href="#">HB 2047</a>	54	liquor; serving age; reduction	59
<a href="#">HB 2067</a>	123	real estate licensing; applicability; exemption	59
<a href="#">HB 2072</a>	25	manufactured homes; real estate transactions	59
<a href="#">HB 2145</a>	224	household goods; unlawful moving practices	59
<a href="#">HB 2158</a>	215	tax settlement; Native American veterans <i>(See Military, Veterans &amp; Regulatory Affairs)</i>	115
<a href="#">HB 2203</a>	32	endowed-care cemeteries; unitrusts	59
<a href="#">HB 2233</a>	228	operations; employees; home-based business	59
<a href="#">HB 2322</a>	40	franchises; mark owners; employment relationships	59
<a href="#">HB 2337</a>	168	liquor omnibus	59
<a href="#">HB 2358</a>	41	dog racing; conforming changes	60
<a href="#">HB 2365</a>	124	wireless facilities; rights-of-way	60
<a href="#">HB 2417</a>	97	signatures; electronic transactions; blockchain technology	60
<a href="#">SB 1078</a>	78	electronic; digital signatures; requirements; ADOA	60
<a href="#">SB 1084</a>	11	electronic records; retention; storage	60
<a href="#">SB 1116</a>	159	contractor licensure; requirements; confidential information	60
<a href="#">SB 1166</a>	15	employment security; time frames; interest	61
<a href="#">SB 1175</a>	218	real estate transfer fees; definition	61
<a href="#">SB 1196</a>	132	Arizona department of housing; continuation	61
<a href="#">SB 1214</a>	205	microcell equipment; local governments	61
<a href="#">SB 1217</a>	81	corporation commission; telecommunications; rates	61
<a href="#">SB 1218</a>	335	housing department; conforming changes	61
<a href="#">SB 1246</a>	116	contractors; owners; documents	61
<a href="#">SB 1272</a>	18	business entities; omnibus	62
<a href="#">SB 1292</a>	336	Arizona competes fund; microenterprises	62
<a href="#">SB 1293</a>	206	private vocational program license; exemption	62

<a href="#">SB 1475</a>	222	claimants; residential contractors' recovery fund	62
<a href="#">SB 1478</a>	147	occupational safety and health omnibus	62

**HB 2039 (Chapter 23): finder fees; apartment tenants**

Permits a tenant in an apartment complex to receive finders' fees in an unlimited number and monetary amount for referring prospective tenants. Removes the maximum statutory cap of \$200 up to five times annually. Effective: August 9, 2017.

Click [here](#) for bill history.

**HB 2047 (Chapter 54): liquor; serving age; reduction**

Lowers the legal age, from 19 to 18 years of age, for an employee to perform specific duties at on-sale and off-sale retailer selling or serving spirituous liquor. Effective: August 9, 2017.

Click [here](#) for bill history.

**HB 2067 (Chapter 123): real estate licensing; applicability; exemption**

Exempts an employee hired by a real estate licensee to perform clerical or administrative duties from the ADRE licensing requirements. Effective: August 9, 2017.

Click [here](#) for bill history.

**HB 2072 (Chapter 25): manufactured homes; real estate transactions**

Authorizes a real estate broker or salesperson licensed by ADRE to sell manufactured homes and mobile homes located in a mobile home park without first being licensed by ADOH. Effective: August 9, 2017.

Click [here](#) for bill history.

**HB2145 (Chapter 224): household goods; unlawful moving practices**

Establishes unlawful moving practices and full disclosure for in-state moving services. Authorizes the AG to investigate violations and take appropriate action. Effective: August 9, 2017.

Click [here](#) for bill history.

**HB 2203 (Chapter 32): endowed-care cemeteries; unitrusts**

Allows a cemetery trustee to convert an endowment-care fund to a unitrust without court approval. Effective: August 9, 2017.

Click [here](#) for bill history.

**HB2233 (Chapter 228): operations; employees; home-based business**

Prohibits any county ordinance from restricting a licensed home-based business as noted. Effective: August 9, 2017.

Click [here](#) for bill history.

**HB 2322 (Chapter 40): franchises; mark owners; employment relationships**

Stipulates a franchisor is not considered the employer of a franchisee and an owner of a mark is not an employer of the licensee unless there is a written agreement. Effective: August 9, 2017.

Click [here](#) for bill history.

**HB 2337 (Chapter 168): liquor omnibus**

Modifies the statutes that regulate the liquor industry, including the licensing process, board membership and various fees. Revises eligibility requirements for special event licenses and contractors, details limitations and permits the return of certain liquor to the wholesaler. Authorizes wine/distilled spirits pulls and describes the activity. Permits additional beer/wine bar licenses (Series 7) for a limited time. Deems out-of-state businesses operating in-state as consenting to all Arizona laws and regulations. Effective: August 9, 2017.

Click [here](#) for bill history.

**HB 2358 (Chapter 41): dog racing; conforming changes**

Removes all statutory references to live dog racing. Effective: August 9, 2017.

Click [here](#) for bill history.

**HB 2365 (Chapter 124): wireless facilities; rights-of-way**

Establishes a permit process for a wireless provider to install, maintain or replace a wireless facility, utility pole or monopole inside or outside a right-of-way as outlined. Details the following: approval process; fee and height limitations; requirements to collocate and consolidate an application; timeframe for project completion. Preserves existing agreements and details a termination process. Outlines exemptions that include private easements and certain authorities within 10 miles of the Mexican border as noted. Contains an applicability clause. Effective: August 9, 2017.

Click [here](#) for bill history.

**HB 2417 (Chapter 97): signatures; electronic transactions; blockchain technology**

Classifies a signature, record or contract secured through *blockchain technology* as an official electronic form of signature or record. Authorizes a *smart contract* in commerce transactions and confirms the validity, which cannot be denied legal standing or enforceability solely due to its smart contract term. Effective: August 9, 2017.

Click [here](#) for bill history.

**SB 1078 (Chapter 78): electronic; digital signatures; requirements; ADOA**

Transfers the duty from the SOS to ADOA to adopt policies and rules for electronic and digital signatures for state agencies. Directs all agencies to accept such records and signatures. Exempts the judicial branch of state government. Effective: March 27, 2017.

Click [here](#) for bill history.

**SB 1084 (Chapter 11): electronic records; retention; storage**

Stipulates an electronic record satisfies any law requiring a written record or its retention. Requires an agency to utilize and allow electronic records and signatures, except as noted in current law. Effective: August 9, 2017.

Click [here](#) for bill history.

**SB 1116 (Chapter 159): contractor licensure; requirements; confidential information**

Eliminates the requirement for certain applicants and licensees to submit financial information and proof of workers' compensation coverage to the ROC as a condition of licensure. Instructs the

ROC to keep information confidential, except as noted. Revises the scheduled progress payments to a swimming pool and spa contractor. Effective: August 9, 2017.

Click [here](#) for bill history.

**SB 1166 (Chapter 15): employment security; time frames; interest**

Authorizes DES to collect annual interest on unemployment compensation overpayments. Allows interest to be waived for good cause but limits waivable interest in the case of fraud. Extends the date by which an employer may receive credit for voluntary payments to the compensation fund. Establishes a consistent appeal time frame for an employer to petition an assessment before it becomes final. Effective: August 9, 2017.

Click [here](#) for bill history.

**SB 1175 (Chapter 218): real estate transfer fees; definition**

Defines *association* to include nonprofit organizations qualified under sections 501(c)(3) or 501(c)(4) of the IRC, and that meet certain transfer fee prohibition exemption criteria. Contains a legislative intent clause and retroactive effective date of July 28, 2010. Effective: August 9, 2017.

Click [here](#) for bill history.

**SB 1196 (Chapter 132): Arizona department of housing; continuation**

Continues ADOH for eight years, until July 1, 2025. Effective: August 9, 2017.

Click [here](#) for bill history.

**SB 1214 (Chapter 205): microcell equipment; local governments**

Clarifies the authority of licensed cable operators and their *affiliates* to utilize the rights-of-way to deploy small cell equipment onto existing cable assets and ensures the continued authority of political subdivisions to manage and police the public highways and roads. Contains a legislative findings and applicability clause. Effective: August 9, 2017.

Click [here](#) for bill history.

**SB 1217 (Chapter 81): corporation commission; telecommunications; rates**

Authorizes competitive retail telecommunication services to be established or changed with advance notice to the affected customers and the ACC. Specifies the requirements for an ACC order to deny or modify a filing, including a suspension period and hearing process. Ensures the ACC's authority to set just and reasonable rates. Effective: August 9, 2017.

Click [here](#) for bill history.

**SB 1218 (Chapter 335): housing department; conforming changes**

Conforms, modifies and repeals certain statutes to finalize transfer of the Office of Manufactured Housing to ADOH. Deposits filing fees into the ADOH program fund rather than the GF. Effective: August 9, 2017.

Click [here](#) for bill history.

**SB 1246 (Chapter 116): contractors; owners; documents**

Removes archaic language relating to the minimum elements of a construction contract. Effective: August 9, 2017.

Click [here](#) for bill history.

**SB 1272 (Chapter 18): business entities; omnibus**

Modifies the requirements to file a notice or document with the ACC and permits electronic filings. Establishes civil liability for any person who *knowingly* files a false or misleading document that pertains to a nonprofit corporation. Authorizes recovery of court costs and attorney's fees and establishes time limits to commence a court action. Effective: August 9, 2017.

Click [here](#) for bill history.

**SB 1292 (Chapter 336): Arizona competes fund; microenterprises**

Expands the purpose of the Arizona Competes Fund to include supporting and advancing programs and projects for *microenterprises* that enhance economic development. Requires 30% of the reserved grants to support and advance *microenterprise* development, with a cap of \$1 million. Continues the program and Fund for eight years until July 1, 2026. Effective: August 9, 2017.

Click [here](#) for bill history.

**SB 1293 (Chapter 206): private vocational program license; exemption**

Exempts from licensure any private instructional program or course that is less than 40 contact hours with a charge less than \$1,000. Defines *contact hour*. Effective: August 9, 2017.

Click [here](#) for bill history.

**SB 1475 (Chapter 222): claimants; residential contractors' recovery fund**

Modifies the definition of *person injured* to include claimants who are owners of *noncommercial historic property*, thus permitting claimants to access the contractors' recovery fund. Effective: August 9, 2017.

Click [here](#) for bill history.

**SB 1478 (Chapter 147): occupational safety and health omnibus**

Instructs ADOSH to adopt a voluntary protection program to promote safe and healthy workplaces and exempts participants from noted inspections and investigations. Grandfathers existing workplaces. Sunsets the program July 1, 2027.

Authorizes the Director to mandate witness testimony and require evidence under oath. Amends the requirements to refer workers' compensation cases to OAH. Modifies the OSHA Review Board and conditions the membership and manner of appointments on Federal OSHA approval by January 1, 2020. Instructs the Director to provide written notification to the Director of the Arizona Legislative Council by April 1, 2020, regarding the date the condition was met.

Revises the qualifications for a special inspector certificate when a company inspector receives national or other stated accreditation. Removes the requirement for a special inspector to satisfactorily pass an examination. Eliminates the Elevator Advisory Board and related statutes. Effective: August 9, 2017.

Click [here](#) for bill history.