

State of Arizona
Senate
Forty-eighth Legislature
Second Regular Session
2008

SENATE BILL 1006

AN ACT

AMENDING TITLE 6, CHAPTER 9, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 6-911; AMENDING TITLE 15, CHAPTER 5, ARTICLE 3, ARIZONA REVISED STATUTES, BY ADDING SECTION 15-531.01; AMENDING SECTIONS 32-127, 32-141, 32-327, 32-517, 32-535, 32-544, 32-564, 32-730, 32-829, 32-923, 32-1025, 32-1125, 32-1236, 32-1287, 32-1297.06 AND 32-1331, ARIZONA REVISED STATUTES; REPEALING SECTION 32-1332, ARIZONA REVISED STATUTES; AMENDING SECTIONS 32-1386, 32-1391.14, 32-1394.02, 32-1396, 32-1430, 32-1526, 32-1642, 32-1684, 32-1726, 32-1825, 32-1925, 32-1929, 32-1931, 32-2027, 32-2074, 32-2130, 32-2135, 32-2218, 32-2247, 32-2248, 32-2272, 32-2292, 32-2312, 32-2313, 32-2374, 32-2407, 32-2523, 32-2607, 32-2816, 32-2841, 32-2915, 32-3273, 32-3426, 32-3525, 32-3619, 32-3628, 32-3652, 32-3925, 32-4023, 32-4124, 32-4225 AND 32-4226, ARIZONA REVISED STATUTES; AMENDING TITLE 32, ARIZONA REVISED STATUTES, BY ADDING CHAPTER 43; AMENDING SECTIONS 36-446.07 AND 36-1904, ARIZONA REVISED STATUTES; AMENDING TITLE 44, CHAPTER 12, ARTICLE 9, ARIZONA REVISED STATUTES, BY ADDING SECTION 44-1950; RELATING TO PROFESSIONAL LICENSES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 6, chapter 9, article 1, Arizona Revised Statutes, is
3 amended by adding section 6-911, to read:

4 6-911. Active military duty; compensation

5 NOTWITHSTANDING ANY OTHER LAW, A MORTGAGE BROKER WHO IS A MEMBER OF THE
6 ARIZONA NATIONAL GUARD, THE UNITED STATES ARMED FORCES RESERVES OR THE
7 REGULAR COMPONENT OF THE UNITED STATES ARMED FORCES AND WHO IS SERVING ON
8 FEDERAL ACTIVE DUTY WHEN THE MORTGAGE BROKER'S LICENSE EXPIRES MAY RECEIVE
9 COMPENSATION FOR TRANSACTIONS UNDER THIS ARTICLE.

10 Sec. 2. Title 15, chapter 5, article 3, Arizona Revised Statutes, is
11 amended by adding section 15-531.01, to read:

12 15-531.01. Certification expiration; military service; one year
13 extension

14 A. A CERTIFICATE ISSUED PURSUANT TO THIS ARTICLE TO ANY MEMBER OF THE
15 ARIZONA NATIONAL GUARD OR THE UNITED STATES ARMED FORCES RESERVES SHALL NOT
16 EXPIRE WHILE THE MEMBER IS SERVING ON FEDERAL ACTIVE DUTY AND SHALL BE
17 EXTENDED ONE YEAR AFTER THE MEMBER RETURNS FROM FEDERAL ACTIVE DUTY, PROVIDED
18 THAT THE MEMBER, OR THE LEGAL REPRESENTATIVE OF THE MEMBER, NOTIFIES THE
19 STATE BOARD OF EDUCATION OF THE FEDERAL ACTIVE DUTY STATUS OF THE MEMBER. A
20 CERTIFICATE ISSUED PURSUANT TO THIS ARTICLE TO ANY MEMBER SERVING IN THE
21 REGULAR COMPONENT OF THE UNITED STATES ARMED FORCES SHALL BE EXTENDED ONE
22 YEAR FROM THE DATE OF EXPIRATION, PROVIDED THAT THE MEMBER, OR THE LEGAL
23 REPRESENTATIVE OF THE MEMBER, NOTIFIES THE STATE BOARD OF EDUCATION OF THE
24 FEDERAL ACTIVE DUTY STATUS OF THE MEMBER.

25 B. A CERTIFICATE ISSUED PURSUANT TO THIS ARTICLE TO ANY MEMBER OF THE
26 ARIZONA NATIONAL GUARD, THE UNITED STATES ARMED FORCES RESERVES OR THE
27 REGULAR COMPONENT OF THE UNITED STATES ARMED FORCES SHALL NOT EXPIRE AND
28 SHALL BE EXTENDED ONE YEAR FROM THE DATE THE MILITARY MEMBER IS ABLE TO
29 PERFORM ACTIVITIES NECESSARY UNDER THE CERTIFICATE IF THE MEMBER BOTH:

30 1. IS RELEASED FROM ACTIVE DUTY SERVICE.

31 2. SUFFERS AN INJURY AS A RESULT OF ACTIVE DUTY SERVICE THAT
32 TEMPORARILY PREVENTS THE MEMBER FROM BEING ABLE TO PERFORM ACTIVITIES
33 NECESSARY UNDER THE CERTIFICATE.

34 C. IF THE CERTIFICATE IS RENEWED DURING THE APPLICABLE EXTENDED TIME
35 PERIOD, THE MEMBER IS RESPONSIBLE ONLY FOR NORMAL FEES AND ACTIVITIES,
36 INCLUDING MAINTAINING A VALID FINGERPRINT CLEARANCE CARD, RELATING TO RENEWAL
37 OF THE CERTIFICATE AND SHALL NOT BE CHARGED ANY ADDITIONAL COSTS SUCH AS LATE
38 FEES OR DELINQUENCY FEES.

39 D. THE MEMBER, OR THE LEGAL REPRESENTATIVE OF THE MEMBER, SHALL
40 PRESENT TO THE STATE BOARD OF EDUCATION A COPY OF THE MEMBER'S OFFICIAL
41 MILITARY ORDERS, A REDACTED MILITARY IDENTIFICATION CARD OR A WRITTEN
42 VERIFICATION FROM THE MEMBER'S COMMANDING OFFICER BEFORE THE END OF THE
43 APPLICABLE EXTENDED TIME PERIOD IN ORDER TO QUALIFY FOR THE EXTENSION.

1 Sec. 3. Section 32-127, Arizona Revised Statutes, is amended to read:
2 32-127. Renewal of certification or registration; delinquency
3 penalty; inactive status; renewal fees; home
4 inspector-in-training requirement

5 A. The board shall establish a system for renewing certification or
6 registration.

7 B. **EXCEPT AS PROVIDED IN SECTION 32-4301**, certificates of registration
8 or certification are invalid after their expiration date unless renewed by
9 payment of the required renewal fee. If the renewal fee is not paid prior to
10 the expiration date, it shall be accompanied by a penalty fee equal to
11 one-sixth of the renewal fee for each year or fraction of a year of
12 delinquency.

13 C. The board shall cancel a certificate of registration or
14 certification if it has remained invalid for one renewal period and shall
15 require a new application, accompanied by the application fee for
16 reregistration or recertification.

17 D. A registrant ~~or certificate holder~~ shall not practice, offer to
18 practice or advertise if the certificate of registration or the certification
19 is inactive or invalid.

20 E. A registrant ~~or certificate holder~~ who retires from the active
21 practice of any board regulated profession or occupation or who is not
22 currently practicing that board regulated profession or occupation in this
23 state may request that the board place the registrant's certificate of
24 registration or certification on inactive status. The registrant shall submit
25 the request in writing to the board.

26 F. If the board has invalidated, pursuant to subsection B of this
27 section, the certificate of registration of a registrant who seeks to place
28 the certificate of registration on inactive status, the registrant shall
29 submit all penalty fees that are due with the registrant's application for
30 inactive status.

31 G. A registrant shall not place the registrant's certificate of
32 registration on inactive status if the person's certificate of registration
33 has been canceled by the board pursuant to subsection C of this section.

34 H. A registrant who holds an inactive certificate of registration may
35 apply to the board to reactivate the certificate of registration. The board
36 shall reactivate an inactive certificate of registration if the registrant
37 submits a completed application on a form prescribed by the board and meets
38 the qualifications for professional registration set forth in section
39 32-122.01. A registrant who seeks reactivation of the registrant's
40 certificate of registration and who has not been engaged in the profession in
41 which the registrant seeks reactivation for the five years immediately
42 preceding the date of the application for reactivation shall take the
43 applicable professional examination.

44 I. The board shall establish the renewal fee for each certificate or
45 registration issued pursuant to this chapter.

1 J. The board may not renew the registration of a home
2 inspector-in-training if the registrant has not passed within two years
3 preceding renewal application a written examination approved by the board
4 pursuant to section 32-122.02, subsection A, paragraph 3.

5 Sec. 4. Section 32-141, Arizona Revised Statutes, is amended to read:
6 32-141. Firm registration

7 A. A firm shall not engage in the practice of any board regulated
8 profession or occupation unless the firm is registered with the board and the
9 professional services are conducted under the full authority and responsible
10 charge of a principal of the firm, who is also a registrant.

11 B. A person shall file a registration application for each branch
12 office that is located in this state and that is part of a firm registered
13 with the board. The branch office application shall list a designated
14 registrant having full authority and responsible charge of the professional
15 services of that branch office. The designated registrant in a branch office
16 need not be a principal of the firm.

17 C. A firm wishing to offer professional services in this state shall
18 file with the board an application for registration on a form provided by the
19 board and accompanied by the appropriate application fee as prescribed by the
20 board. Firms shall also identify responsible registrants by the registrant's
21 registration certificate number. Each firm shall list a description of the
22 services the firm is offering to the public. The board shall be notified in
23 writing within thirty days of any change occurring in the registered
24 principals, any change in the firm's name or address or any change in a
25 branch office address or designated registrant. **EXCEPT AS PROVIDED IN**
26 **SECTION 32-4301**, a new application shall be filed each year by the firm
27 within thirty days of the anniversary date of the original firm registration.

28 D. No firm may advertise its availability to perform home inspections
29 by home inspectors certified pursuant to this chapter unless each home
30 inspection is performed by a home inspector certified pursuant to this
31 chapter and each home inspection report is prepared as a result of the
32 inspector's on-site observation.

33 E. A drug laboratory site remediation firm shall provide both of the
34 following:

35 1. The name of the on-site supervisor who is authorized and
36 responsible for the services being offered.

37 2. Proof that the firm is licensed by the registrar of contractors
38 pursuant to chapter 10 of this title.

39 Sec. 5. Section 32-327, Arizona Revised Statutes, is amended to read:
40 32-327. License expiration and renewal

41 A. **EXCEPT AS PROVIDED IN SECTION 32-4301**, a barber or instructor
42 license expires every two years on the licensee's birth date, unless it is
43 renewed within thirty days before the licensee's birth date by payment of the
44 prescribed renewal fee and compliance with other requirements for renewal.

1 B. EXCEPT AS PROVIDED IN SECTION 32-4301, a school or shop or salon
2 license expires June 30 each year, unless it is renewed within thirty days
3 before its expiration date by payment of the prescribed renewal fee and
4 compliance with other requirements for renewal.

5 C. A barber or instructor license which is not renewed before it
6 expires may be renewed within five years after its expiration by payment of
7 the prescribed renewal fee and late renewal fee for each year the license is
8 expired and compliance with other requirements for renewal.

9 D. Any license paid for with an insufficient funds check is deemed
10 null and void until such time as a certified check, money order or cash is
11 tendered as payment for the license.

12 Sec. 6. Section 32-517, Arizona Revised Statutes, is amended to read:
13 32-517. License renewal

14 A. EXCEPT AS PROVIDED IN SECTION 32-4301, a cosmetologist,
15 aesthetician or nail technician shall renew his license on or before his
16 birth date every year.

17 B. A cosmetologist, aesthetician or nail technician shall submit an
18 application for renewal accompanied by the prescribed renewal fee in order to
19 renew his license.

20 C. A cosmetologist, aesthetician or nail technician who fails to renew
21 his license on or before his birth date shall also pay the prescribed
22 delinquent renewal penalty in order to renew his license.

23 Sec. 7. Section 32-535, Arizona Revised Statutes, is amended to read:
24 32-535. Instructor license renewal

25 A. EXCEPT AS PROVIDED IN SECTION 32-4301, an instructor shall renew
26 his license on or before his birth date every year.

27 B. An instructor shall submit an application for renewal accompanied
28 by the prescribed renewal fee in order to renew his license.

29 C. An instructor who fails to renew his license on or before his birth
30 date shall also pay the prescribed delinquent renewal penalty in order to
31 renew his license.

32 Sec. 8. Section 32-544, Arizona Revised Statutes, is amended to read:
33 32-544. Salon license renewal

34 A. EXCEPT AS PROVIDED IN SECTION 32-4301, a salon license is renewable
35 each year on or before the anniversary date of the first license by meeting
36 all the requirements for a salon license and paying the prescribed renewal
37 fee.

38 B. A salon owner who fails to renew the owner's salon license each
39 year by the anniversary date of the license shall apply pursuant to section
40 32-541 and pay the prescribed fee and delinquent renewal penalty.

41 Sec. 9. Section 32-564, Arizona Revised Statutes, is amended to read:
42 32-564. School license renewal

43 A. EXCEPT AS PROVIDED IN SECTION 32-4301, school licenses are
44 renewable on or before June 30 of every year by meeting all the requirements
45 for a school license and paying the prescribed renewal fee.

1 B. A school owner who fails to renew his school license by June 30 of
2 every year shall apply pursuant to section 32-551 and pay the prescribed fee
3 and delinquent renewal penalty.

4 Sec. 10. Section 32-730, Arizona Revised Statutes, is amended to read:
5 32-730. Biennial registration; continuing education; inactive
6 certificates; cancellation

7 A. Except as provided in subsection C of this section **AND IN SECTION**
8 **32-4301**, the board shall biennially require every certified public
9 accountant, public accountant and firm to register with the board and pay a
10 registration fee of not less than one hundred nor more than three hundred
11 dollars during the month of the anniversary of the registrant's birth in the
12 case of an individual or, in the case of a registered firm, during the month
13 of the anniversary of the effective date of the firm's formation. In the
14 administration of this section, registrants for less than two years shall be
15 charged on a pro rata basis for the remainder of the registration period.

16 B. A certified public accountant or public accountant who is not
17 actively engaged in the practice of accounting may request that the person's
18 certificate be placed on inactive status by meeting the requirements for
19 inactive status and completing the forms prescribed by the board. A
20 certified public accountant or public accountant whose certificate has been
21 suspended by the board or against whom disciplinary proceedings have been
22 initiated may not place or maintain his certificate on inactive status. A
23 certified public accountant or public accountant who elects to place a
24 certificate on inactive status:

25 1. Shall continue to biennially register with the board and pay the
26 required fees.

27 2. Shall not engage in the practice of accounting for a fee or other
28 compensation while the person remains on inactive status.

29 3. Shall not assume or use the title or designation of "certified
30 public accountant" or "public accountant" or the abbreviation "C.P.A.",
31 "CPA", "P.A." or "PA" while the person remains on inactive status.

32 C. The registration fee for certified public accountants and public
33 accountants may be reduced or waived by the board for registrants who are at
34 least sixty-five years of age or who have become disabled to a degree
35 precluding the continuance of their practice for six months or more prior to
36 the due date of any renewal fee.

37 D. At the time of registration, every certified public accountant and
38 public accountant shall as a prerequisite to biennial registration submit to
39 the board satisfactory proof, in a manner prescribed by the board, that the
40 registrant has completed the continuing education requirements established by
41 the board. The board may grant an exemption from continuing professional
42 education requirements for registrants on a demonstration of good cause as
43 determined by the board.

1 E. Except as otherwise provided in this chapter, a certified public
2 accountant or public accountant who elects to place a certificate on inactive
3 status may reactivate the certificate if the certificate has been inactive
4 for six years or less by doing all of the following:

5 1. Filing an application for renewal on the form prescribed by the
6 board and paying the applicable fees.

7 2. Submitting proof that the certified public accountant or public
8 accountant has satisfied continuing education requirements prescribed by the
9 board in its rules.

10 3. Affirming that the certified public accountant or public accountant
11 has not engaged in any conduct that would constitute grounds for revocation
12 or suspension of a certificate pursuant to section 32-741.

13 F. A registrant may reactivate an inactive certificate pursuant to
14 subsection E of this section only one time. Reactivation of an inactive
15 certificate pursuant to subsection E of this section is effective on the date
16 that the application for reactivation is approved by the board. A
17 certificate that is reactivated pursuant to subsection E of this section
18 continues in effect through the date prescribed in subsection A of this
19 section.

20 G. A certificate that has been inactive for more than six years
21 expires.

22 H. A certified public accountant or public accountant whose
23 certificate has expired or been canceled and who does not meet the good cause
24 requirements of section 32-741 may apply for and reactivate or reinstate the
25 certificate if the certified public accountant or public accountant meets all
26 of the following requirements:

27 1. Has not engaged in any conduct that would constitute grounds for
28 revocation or suspension of a certificate pursuant to section 32-741.

29 2. Pays all fees required of applicants for initial certification.

30 3. Takes and passes the examination required of applicants for initial
31 certification.

32 I. A certified public accountant or public accountant who is not
33 actively engaged in the practice of accounting and who does not want to renew
34 or place the certificate on inactive status may request that the certificate
35 be canceled by submitting a written request on a form approved by the board.
36 This subsection does not apply if disciplinary proceedings are pending
37 against the certified public accountant or public accountant.

38 J. Each firm established or maintained in this state for the purpose
39 of a certified public accountant or a public accountant to practice
40 accounting in this state shall register biennially under this chapter with
41 the board. The board shall not charge a fee for registration of additional
42 offices of the same firm or sole practitioner. The board shall prescribe by
43 rule the required registration procedures for this subsection.

1 Sec. 11. Section 32-829, Arizona Revised Statutes, is amended to read:

2 32-829. Renewal or cancellation of license; change of address;
3 continuing education

4 A. EXCEPT AS PROVIDED IN SECTION 32-4301, a license to practice
5 podiatry expires on June 30 of each year. To renew the license the licensee
6 shall submit the renewal fee prescribed in section 32-830 and present
7 evidence satisfactory to the board that in the year preceding the application
8 for renewal the licensee attended at least twenty-five hours of board
9 approved continuing education courses or programs. A licensee who does not
10 renew a license on or before July 30 shall also pay a penalty fee as
11 prescribed in section 32-830 for late renewal. The board shall cancel a
12 license if the licensee does not renew it on or before August 31. A person
13 who practices podiatry in this state after the person's license is cancelled
14 is in violation of this chapter.

15 B. A person whose license is cancelled may reapply for a license to
16 practice podiatry as provided in this chapter.

17 C. On written application the board may waive the requirement provided
18 in subsection A of this section for those licensees who submit satisfactory
19 proof that they were prevented from attending educational programs because of
20 disability, military service or absence from the continental United States.

21 D. Each licensee shall promptly and in writing inform the board of the
22 licensee's current office address and of each change in office address within
23 thirty days.

24 E. If the board finds that an applicant for license renewal has not
25 met the board's continuing education requirements, it may allow the licensee
26 an additional sixty days to meet those requirements after which time the
27 applicant is ineligible for license renewal.

28 Sec. 12. Section 32-923, Arizona Revised Statutes, is amended to read:

29 32-923. Change of address; annual renewal fee; failure to
30 renew; waivers

31 A. Every person licensed pursuant to this chapter shall notify the
32 board in writing of any change in residence or office address and telephone
33 number within thirty days after that change. The board shall impose a
34 penalty of fifty dollars on a licensee who does not notify the board as
35 required by this subsection.

36 B. EXCEPT AS PROVIDED IN SECTION 32-4301, every person licensed to
37 practice chiropractic in this state shall annually make a renewal application
38 to the board before January 1 after original issuance of a license and shall
39 pay a renewal license fee prescribed by the board of not more than one
40 hundred seventy dollars. The renewal application shall be made on a form and
41 in a manner prescribed by the board. At least thirty days before the renewal
42 application and renewal fee are due, the board shall send by first class mail
43 a renewal application and notice requiring license renewal and payment of the
44 renewal fee.

1 C. The board shall automatically suspend a license if the licensee
2 does not submit a complete application for renewal and pay the renewal
3 license fee as required by this section.

4 D. The board may reinstate a license if the person completes an
5 application for reinstatement as prescribed by the board, complies with the
6 continuing education requirements for each year that the license was
7 suspended, pays the annual renewal license fee for each year that the license
8 was suspended and pays an additional fee of one hundred dollars. An
9 applicant who does not request reinstatement within two years of the date of
10 suspension shall apply for a license as a new candidate pursuant to section
11 32-921 or 32-922.01.

12 E. The board may waive the annual renewal license fee if a licensee
13 presents evidence satisfactory to the board that the licensee has permanently
14 retired from the practice of chiropractic and has paid all fees required by
15 this chapter before the waiver.

16 F. During the period of waiver the retired licensee shall not engage
17 in the practice of chiropractic. A violation of this subsection subjects the
18 retired licensee to the same penalties as are imposed in this chapter on a
19 person who practices chiropractic without a license.

20 G. The board may reinstate a retired licensee to active practice on
21 payment of the annual renewal license fee and presentation of evidence
22 satisfactory to the board that the retired licensee is professionally able to
23 engage in the practice of chiropractic and still possesses the professional
24 knowledge required. After a hearing, the board may refuse to reinstate a
25 retired licensee to active practice under this subsection on any of the
26 grounds prescribed in section 32-924.

27 Sec. 13. Section 32-1025, Arizona Revised Statutes, is amended to
28 read:

29 32-1025. Annual renewal of license

30 A. EXCEPT AS PROVIDED IN SECTION 32-4301, a person desiring to secure
31 renewal of a collection agency license shall file a financial statement, make
32 a renewal application to the department and pay the fees prescribed in
33 section 6-126 not later than January 1 of each year upon forms prescribed by
34 the superintendent setting forth verified information to assist the
35 superintendent in determining whether or not the applicant is in default of
36 or in violation of the terms of this chapter and whether the applicant is
37 still meeting the requirements of this chapter. If the renewal applicant is
38 unable to make a financial statement at the time of filing the application
39 the applicant may make a written request for an extension of time to file
40 such financial report, and if the extension is granted the applicant shall
41 file a financial statement within thirty days after the issuance of a renewal
42 license.

43 B. A renewal license shall be issued February 1 each year upon
44 application as provided in subsection A of this section.

1 Sec. 14. Section 32-1125, Arizona Revised Statutes, is amended to
2 read:

3 32-1125. Renewal of license; qualifying party

4 A. EXCEPT AS PROVIDED IN SECTION 32-4301, a license issued under this
5 chapter shall be suspended on the day following its renewal date by operation
6 of law. An application for renewal of any current contracting license
7 addressed to the registrar, with a valid bond or cash deposit on file with
8 the registrar, accompanied by the required fee and received by the registrar
9 or deposited in the United States mail postage prepaid on or before the
10 renewal date shall authorize the licensee to operate as a contractor until
11 actual issuance of the renewal license. The registrar may refuse to renew a
12 license if a licensee or person has committed or been found guilty of any act
13 listed in section 32-1154.

14 B. A license which has been suspended by operation of law for failure
15 to renew may be reactivated and renewed within one year of its suspension by
16 filing the required application and payment of the application fee in the
17 amount provided for renewal in this chapter in addition to a fifty dollar
18 fee. When a license has been suspended for one or more years for failure to
19 renew, a new application for a license must be made and a new license issued
20 in accordance with this chapter.

21 C. A licensee may make written application to the registrar for
22 exemption from a qualifying party. The applicant shall show to the
23 satisfaction of the registrar that during the past five years:

24 1. The license has been in effect.

25 2. A transfer of ownership of fifty per cent or more of the stock, if
26 applicable, or beneficial interest, in the licensee has not occurred.

27 3. No more than five valid complaints which have not been resolved by
28 the licensee, as determined by the registrar, have been filed against the
29 licensee.

30 The application shall be approved or denied within thirty days after its
31 receipt. If the application is not approved, the licensee may within thirty
32 days request a hearing to be held pursuant to section 32-1156. If the
33 application is approved, the exemption takes effect immediately.

34 D. A licensee which is exempt from the requirement for a qualifying
35 party pursuant to subsection C of this section may be required by the
36 registrar after a hearing to obtain a qualifying party within sixty days on a
37 finding that:

38 1. A transfer of ownership of fifty per cent or more of the stock, if
39 applicable, or beneficial interest, in the licensee has occurred.

40 2. A violation of section 32-1154 has occurred.

1 Sec. 15. Section 32-1236, Arizona Revised Statutes, is amended to
2 read:

3 32-1236. Dentist triennial licensure; forfeiture of license;
4 reinstatement; license for each place of practice;
5 notice of change of address or place of practice;
6 penalties

7 A. **EXCEPT AS PROVIDED IN SECTION 32-4301**, on or before June 30 of
8 every third year, every licensed dentist shall submit to the board a passport
9 size photograph taken of the dentist within the previous six months and pay a
10 fee of six hundred fifty dollars. This requirement does not apply to a
11 disabled or retired dentist.

12 B. A person applying for licensure for the first time in this state
13 shall pay a prorated fee for the period remaining until the next June 30.
14 This fee shall not exceed one-third of the fee established pursuant to
15 subsection A. Subsequent licensure renewal shall be conducted pursuant to
16 this section.

17 C. A person who fails to pay a fee prescribed by this section forfeits
18 the license. A license may be reinstated in the fiscal year in which it is
19 forfeited by submitting a written application with payment of the fee plus a
20 penalty of one hundred dollars. During the second fiscal year following
21 forfeiture, reinstatement may be effected by submitting a written application
22 and payment of the fees and all accumulated penalty fees. If a person fails
23 to pay the fees for reinstatement before the beginning of the third fiscal
24 year following the forfeiture of the license, the board shall require that
25 person to successfully complete the regular examination before the board
26 reinstates the license. Whenever issued, reinstatement is as of the date of
27 application and entitles the applicant to licensure only for the remainder of
28 the applicable three year period.

29 D. Each licensee must provide to the board in writing both of the
30 following:

- 31 1. A primary mailing address.
- 32 2. The address for each place of practice.

33 E. A licensee maintaining more than one place of practice shall obtain
34 from the board a duplicate license for each office. A fee set by the board
35 shall be charged for each duplicate license. The licensee shall notify the
36 board in writing within ten days of opening the additional place or places of
37 practice. The board shall impose a penalty of fifty dollars for failure to
38 notify the board.

39 F. A licensee who changes the licensee's primary mailing address or
40 place of practice address shall, within ten days, notify the board of that
41 change in writing. The board shall impose a penalty of fifty dollars if a
42 licensee fails to notify the board of the change within that time. The board
43 shall increase the penalty imposed to one hundred dollars if a licensee fails
44 to notify it of the change within thirty days.

1 Sec. 16. Section 32-1287, Arizona Revised Statutes, is amended to
2 read:

3 32-1287. Dental hygienist triennial licensure; forfeiture of
4 license; reinstatement; notice of change of address;
5 penalties

6 A. EXCEPT AS PROVIDED IN SECTION 32-4301, on or before June 30 of
7 every third year, every licensed dental hygienist shall pay a license renewal
8 fee of three hundred twenty-five dollars. This requirement does not apply to
9 a disabled or retired dental hygienist.

10 B. A person applying for a license for the first time in this state
11 shall pay a prorated fee for the period remaining until the next June 30.
12 This fee shall not exceed one-third of the fee established pursuant to
13 subsection A. Subsequent registrations shall be conducted pursuant to this
14 section.

15 C. A person who fails to pay a fee prescribed by this section forfeits
16 the license. A license may be reinstated in the fiscal year in which it is
17 forfeited by submitting a written application with payment of the fee plus a
18 penalty of one hundred dollars. During the second fiscal year following
19 forfeiture, reinstatement may be effected by submitting a written application
20 and payment of the fees and all accumulated penalty fees. If a person fails
21 to pay the fees for reinstatement before the beginning of the third fiscal
22 year following forfeiture of the license, the board shall require that the
23 person successfully complete the regular examination before the board
24 reinstates the license. Whenever issued, reinstatement is as of the date of
25 application and entitles the applicant to licensure only for the remainder of
26 the applicable three year period.

27 D. A licensee shall notify the board in writing within ten days after
28 the licensee changes the primary mailing address listed with the board. The
29 board shall impose a penalty of fifty dollars if a licensee fails to notify
30 the board of the change within that time. The board shall increase the
31 penalty imposed to one hundred dollars if a licensee fails to notify it of
32 the change within thirty days.

33 Sec. 17. Section 32-1297.06, Arizona Revised Statutes, is amended to
34 read:

35 32-1297.06. Denturist certification; forfeiture of certificate;
36 reinstatement; certificate for each place of
37 practice; notice of change of address or place of
38 practice; penalties

39 A. EXCEPT AS PROVIDED IN SECTION 32-4301, on or before June 30 of
40 every third year, every certified denturist shall pay a certificate renewal
41 fee of three hundred dollars. This requirement does not apply to a disabled
42 or retired denturist.

1 B. A person applying for a certificate for the first time in this
2 state shall pay a prorated fee for the period remaining until the next
3 June 30. This fee shall not exceed one-third of the fee established pursuant
4 to subsection A. Subsequent certifications shall be conducted pursuant to
5 this section.

6 C. A person who does not pay a fee as prescribed by this section
7 forfeits the certificate. A certificate may be reinstated in the fiscal year
8 in which it is forfeited by submitting a written application with payment of
9 the renewal fee plus a one hundred dollar penalty. During the second fiscal
10 year following forfeiture, reinstatement may be effected by submitting a
11 written application and payment of the fees and all accumulated penalty fees.
12 If a person fails to pay the fees for reinstatement before the beginning of
13 the third fiscal year following the forfeiture of that person's certificate,
14 the board shall require that the person successfully complete the regular
15 examination before the board reinstates the certificate. Whenever issued,
16 reinstatement is as of the date of application and entitles the applicant to
17 certification only for the remainder of the applicable three year period.

18 D. Each certificate holder must provide to the board in writing both
19 of the following:

- 20 1. A primary mailing address.
- 21 2. The address for each place of practice.

22 E. A certificate holder maintaining more than one place of practice
23 shall obtain from the board a duplicate certificate for each office. The
24 board shall set and charge a fee for each duplicate certificate. A
25 certificate holder shall notify the board in writing within ten days of
26 opening an additional place of practice.

27 F. A certificate holder shall notify the board in writing within ten
28 days after changing a primary mailing address or place of practice address
29 listed with the board. The board shall impose a fifty dollar penalty if a
30 certificate holder fails to notify the board of the change within that time.
31 The board shall increase the penalty imposed to one hundred dollars if a
32 certificate holder fails to notify it of the change within thirty days.

33 Sec. 18. Section 32-1331, Arizona Revised Statutes, is amended to
34 read:

35 32-1331. Renewal of licenses and registration; reinstatement of
36 registration

37 A. EXCEPT AS PROVIDED IN SECTION 32-4301, each license and each
38 registration issued under this article expires on August 1 of each year.

39 B. A licensee or a registrant shall submit a renewal application and
40 the applicable renewal fee pursuant to section 32-1309 on or before July 1 of
41 each year. A license or registration renewal fee is nonrefundable.

42 C. A licensee or a registrant who submits a renewal application and
43 the applicable renewal fee after July 1 but before August 1 shall pay a late
44 fee pursuant to section 32-1309 in addition to the renewal fee.

1 D. A licensee who fails to submit a renewal application and the
2 applicable fee on or before August 1 shall apply for licensure as an original
3 applicant. A person who submits a license application within three years
4 after the date that the person's license expires is not required to pass the
5 national board examination or state equivalent examination.

6 E. A registered assistant funeral director who fails to submit a
7 renewal application and the applicable renewal fee on or before August 1:

8 1. Is not eligible for renewal of the person's registration.

9 2. May apply for a funeral director license pursuant to this article.

10 F. An apprentice embalmer or embalmer's assistant who fails to submit
11 a renewal application and the applicable renewal fee on or before August 1
12 may apply for reinstatement of the person's registration by submitting a
13 completed reinstatement application on a form prescribed by the board and the
14 applicable reinstatement fee within one year after the date that the person's
15 registration expires.

16 G. An intern license may not be renewed more than three times.

17 Sec. 19. Repeal

18 Section 32-1332, Arizona Revised Statutes, is repealed.

19 Sec. 20. Section 32-1386, Arizona Revised Statutes, is amended to
20 read:

21 32-1386. Renewal of funeral establishment licenses

22 A. EXCEPT AS PROVIDED IN SECTION 32-4301, a funeral establishment
23 license issued pursuant to this article expires on August 1 of each year.

24 B. A licensed funeral establishment shall submit a renewal application
25 and the applicable renewal fee pursuant to section 32-1309 on or before July
26 1 of each year. A license renewal fee is nonrefundable.

27 C. A licensed funeral establishment that submits a renewal application
28 and the applicable renewal fee after July 1 but before August 1 shall pay a
29 late fee pursuant to section 32-1309 in addition to the renewal fee.

30 D. A licensed funeral establishment that fails to submit a renewal
31 application and the applicable fee on or before August 1 shall apply for a
32 new license pursuant to this article.

33 Sec. 21. Section 32-1391.14, Arizona Revised Statutes, is amended to
34 read:

35 32-1391.14. Prearranged funeral salespersons; registration
36 requirements; renewal; exemption

37 A. Except for funeral directors designated to sell prearranged
38 funerals pursuant to section 32-1391.12, a person employed or otherwise
39 engaged by a funeral establishment to solicit, offer or sell prearranged
40 funeral agreements funded by trust shall apply to the board for registration.
41 The board shall issue the registration if the applicant satisfies the
42 following requirements:

1 1. Pays the prescribed application fee pursuant to section 32-1309.

2 2. Provides the applicant's full name and current address, a recent
3 photograph, any prior names or aliases, all prior addresses for the
4 immediately preceding seven year period and the date and location of the
5 applicant's birth.

6 3. Declares that the applicant has not been convicted of any felony or
7 convicted of any other crime involving dishonesty, fraud, deception,
8 misrepresentation, embezzlement or breach of fiduciary duty in any state or
9 federal court within the seven year period immediately preceding the date of
10 application.

11 4. Declares that the applicant has not been the subject of a consumer
12 fraud, securities fraud or civil racketeering judgment or consent order in
13 any state or federal court within the seven year period immediately preceding
14 the date of application.

15 5. Provides satisfactory evidence of employment or engagement or of an
16 offer of employment or engagement by a funeral establishment holding a
17 prearranged funeral sales endorsement issued pursuant to this article.

18 6. Achieves a written score of at least seventy-five on a written
19 examination conducted by the board on the provisions of this chapter and the
20 rules adopted pursuant to this chapter.

21 7. As each applicant is registered by the board, the funeral
22 establishment shall show evidence that the bond required under section
23 32-1391.12 has been increased by five thousand dollars for the applicant.

24 8. Submits a completed fingerprint card and the prescribed fingerprint
25 background check fee to the board.

26 9. Provides any other relevant information reasonably required by the
27 board.

28 B. **EXCEPT AS PROVIDED IN SECTION 32-4301**, a prearranged funeral sales
29 registration shall be renewed annually by the prearranged funeral salesperson
30 by payment of the prescribed renewal fee pursuant to section 32-1309 and by
31 compliance with the requirements described in subsection A, paragraphs 2,
32 ~~through 7~~ **3, 4, 5, 7 AND 8** of this section on or before July 31.

33 C. Failure to pay the renewal fee by July 31 voids the registration. A
34 registration voided under this subsection may be reinstated upon payment of
35 the prescribed renewal and reinstatement fees.

36 D. No person licensed by the board as a funeral director or embalmer
37 is required to take the examination required by subsection A, paragraph 6 of
38 this section.

39 Sec. 22. Section 32-1394.02, Arizona Revised Statutes, is amended to
40 read:

41 32-1394.02. **Renewal of cremationist licenses**

42 A. **EXCEPT AS PROVIDED IN SECTION 32-4301**, a cremationist license
43 issued pursuant to this article expires on August 1 of each year.

1 B. A licensed cremationist shall submit a renewal application and the
2 applicable renewal fee pursuant to section 32-1309 on or before July 1 of
3 each year. A license renewal fee is nonrefundable.

4 C. A licensed cremationist that submits a renewal application and the
5 applicable renewal fee after July 1 but before August 1 shall pay a late fee
6 pursuant to section 32-1309 in addition to the renewal fee.

7 D. A licensed cremationist that fails to submit a renewal application
8 and the applicable fee on or before August 1 shall apply for a new license
9 pursuant to this article.

10 Sec. 23. Section 32-1396, Arizona Revised Statutes, is amended to
11 read:

12 32-1396. Renewal of crematory licenses

13 A. EXCEPT AS PROVIDED IN SECTION 32-4301, a crematory license issued
14 pursuant to this article expires on August 1 of each year.

15 B. A licensed crematory shall submit a renewal application and the
16 applicable renewal fee pursuant to section 32-1309 on or before July 1 of
17 each year. A license renewal fee is nonrefundable.

18 C. A licensed crematory that submits a renewal application and the
19 applicable renewal fee after July 1 but before August 1 shall pay a late fee
20 pursuant to section 32-1309 in addition to the renewal fee.

21 D. A licensed crematory that fails to submit a renewal application and
22 the applicable fee on or before August 1 shall apply for a new license
23 pursuant to this article.

24 Sec. 24. Section 32-1430, Arizona Revised Statutes, is amended to
25 read:

26 32-1430. License renewal; expiration

27 A. EXCEPT AS PROVIDED IN SECTION 32-4301, each person holding an
28 active license to practice medicine in this state shall renew the license
29 every other year on or before the licensee's birthday and shall pay the fee
30 required by this article, accompanied by a completed renewal form. A
31 licensee who does not renew an active license as required by this subsection
32 on or before thirty days after the licensee's birthday must also pay a
33 penalty fee as required by this article for late renewal. A licensee's
34 license automatically expires if the licensee does not renew an active
35 license within four months after the licensee's birthday. A person who
36 practices medicine in this state after that person's active license has
37 expired is in violation of this chapter.

38 B. A person renewing an active license to practice medicine in this
39 state shall attach to the completed renewal form a report of disciplinary
40 actions, restrictions or any other action placed on or against that person's
41 license or practice by another state licensing or disciplinary board or AN
42 agency of the federal government. This action may include denying a license
43 or failing the special purpose licensing examination. The report shall
44 include the name and address of the sanctioning agency or health care

1 institution, the nature of the action taken and a general statement of the
2 charges leading to the action taken.

3 C. A person whose license has expired may reapply for a license to
4 practice medicine as provided in this chapter.

5 Sec. 25. Section 32-1526, Arizona Revised Statutes, is amended to
6 read:

7 32-1526. Licenses; certificates; issuance; renewal; failure to
8 renew

9 A. The board shall issue licenses and certificates to applicants who
10 are qualified under this chapter. The board shall only issue licenses under
11 this chapter on the vote of a majority of the full board. Subject to review
12 by the board at its next board meeting, the executive director may issue
13 temporary licenses pursuant to section 32-1522.01, license renewals and
14 certificates to qualified applicants.

15 B. **EXCEPT AS PROVIDED IN SECTION 32-4301**, a license or certificate
16 issued by the board expires unless renewed each year.

17 C. Each physician who holds an active license to practice naturopathic
18 medicine in this state shall renew the license on or before January 1 of each
19 year by supplying the executive director with information the board
20 determines is necessary and payment of the annual renewal fee prescribed in
21 section 32-1527.

22 D. A person who holds a certificate issued by the board other than as
23 provided in subsection F of this section shall renew the certificate on or
24 before July 1 of each year by supplying the executive director with
25 information the board determines is necessary and payment of the annual fee
26 prescribed in section 32-1527.

27 E. A licensee or certificate holder whose license or certificate is
28 current and who is not currently the subject of a probationary order or
29 licensure suspension by the board may request, at any time, and shall be
30 granted cancellation of the license or certificate.

31 F. **EXCEPT AS PROVIDED IN SECTION 32-4301**, a naturopathic medical
32 student who holds a certificate to engage in a clinical training program
33 shall renew the certificate for each year of the student's clinical training
34 by supplying the executive director with information the board determines is
35 necessary and paying the annual renewal fee prescribed in section 32-1527.
36 The initial annual renewal date shall be one year after the board approved
37 the application for the clinical training program.

38 G. A person who fails to renew a license or certificate by the due
39 date shall pay a late renewal fee as prescribed in section 32-1527. **EXCEPT**
40 **AS PROVIDED IN SECTION 32-4301**, a license or certificate automatically
41 expires if not renewed within sixty days after the due date.

42 H. The board may reinstate a license or certificate on payment of all
43 renewal and penalty fees as prescribed in section 32-1527 and, if requested
44 by the board, presentation of evidence satisfactory to the board that the
45 applicant for reinstatement of an expired license is professionally able to

1 engage or assist in the practice of naturopathic medicine and still possesses
2 the professional knowledge required. If an applicant for reinstatement of an
3 expired license has not been licensed and actively practicing in a
4 jurisdiction of the United States or Canada in the three years immediately
5 preceding the application, the board may issue a limited license that
6 requires a period of general supervision by another licensed naturopathic
7 physician not to exceed one year.

8 I. After a hearing, the board may refuse to reinstate a license or
9 certificate for any grounds prescribed in section 32-1551.

10 J. The board and the executive director may prorate initial annual
11 fees when a new application is approved by dividing the annual amount by
12 twelve and multiplying the results by the number of months remaining until
13 the next annual renewal date.

14 Sec. 26. Section 32-1642, Arizona Revised Statutes, is amended to
15 read:

16 32-1642. Biennial renewal of license; failure to renew; renewal
17 of certification; inactive licensees

18 A. EXCEPT AS PROVIDED IN SECTION 32-4301, a professional and practical
19 nurse licensee shall renew the license every four years on or before July 1.
20 If a licensee does not renew the license on or before August 1, the licensee
21 shall pay an additional fee for late renewal as prescribed in section
22 32-1643. If a licensee does not renew the license on or before November 1,
23 the license expires. It is a violation of this chapter for a person to
24 practice nursing with an expired license.

25 B. An applicant for renewal of a professional or practical nursing
26 license shall submit a verified statement that indicates whether the
27 applicant has been convicted of a felony and, if convicted of one or more
28 felonies, indicates the date of absolute discharge from the sentences for all
29 felony convictions.

30 C. On receipt of the application and fee, the board shall verify the
31 accuracy of the application and issue to the applicant an active renewal
32 license which shall be effective for the following four calendar years. The
33 renewal license shall render the holder a legal practitioner of nursing, as
34 specified in the license, during the period stated on the certificate of
35 renewal. A licensee who fails to secure a renewal license within the time
36 specified may secure a renewal license by making verified application as the
37 board prescribes by furnishing proof of being qualified and competent to act
38 as a professional or practical nurse, and additional information and material
39 as required by the board, and by payment of the prescribed fee.

40 D. EXCEPT AS PROVIDED IN SECTION 32-4301, a nursing assistant shall
41 renew the certification every two years on the last day of the birth month of
42 the nursing assistant. An applicant for renewal shall submit a verified
43 statement that indicates whether the applicant has been convicted of a felony
44 and, if convicted of one or more felonies, indicates the date of absolute

1 discharge from the sentences for all felony convictions. On receipt of the
2 application and fee the board shall recertify qualified applicants.

3 E. On written request to the board, the name and license of a licensee
4 in good standing may be transferred to an inactive list. The licensee shall
5 not practice during the time the license is inactive, and renewal fees do not
6 accrue. If an inactive licensee wishes to resume the practice of nursing the
7 board shall renew the license on satisfactory showing that the licensee is
8 then qualified and competent to practice and on payment of the current
9 renewal fee. The licensee shall also file with the board a verified
10 statement that indicates whether the applicant has been convicted of a felony
11 and, if convicted of one or more felonies, that indicates the date of
12 absolute discharge from the sentences for all felony convictions.

13 Sec. 27. Section 32-1684, Arizona Revised Statutes, is amended to
14 read:

15 32-1684. License issuance, renewal and reinstatement

16 A. Within a reasonable time after the receipt of an original
17 application or renewal application, together with the fee required by section
18 32-1685, the board shall investigate the qualifications of the applicant.
19 The board shall approve the application if the applicant meets the
20 qualifications of this chapter and board rules and shall allow the applicant
21 for initial licensure to sit for the practical examination. The board shall
22 issue a license if the applicant successfully completes this examination. If
23 the board disapproves an original or renewal application it shall notify the
24 applicant pursuant to section 32-1694, subsection A.

25 B. **EXCEPT AS PROVIDED IN SECTION 32-4301**, on or before December 31 of
26 each year a licensee shall submit a renewal application on a form prescribed
27 by the board. The licensee shall submit the renewal fee prescribed by
28 section 32-1685 with the application.

29 C. A licensee who submits a renewal application and renewal fee after
30 December 31 but before the following January 31 shall pay a late fee
31 prescribed by section 32-1685 in addition to the renewal fee. The board may
32 allow a licensee additional time to submit a renewal application if the
33 licensee demonstrates to the board's satisfaction good cause to do so.

34 D. **EXCEPT AS PROVIDED IN SECTION 32-4301**, a license expires if it is
35 not renewed before January 31 following the December 31 expiration date. A
36 person who does not submit a renewal application, a renewal fee and a late
37 fee before that date may submit an application for reinstatement on a form
38 prescribed by the board within one year after the license expiration date.
39 The applicant **FOR REINSTATEMENT** shall submit the renewal fee and a late fee
40 prescribed by section 32-1685 with the application. The applicant shall take
41 the state board practical examination. The applicant shall also take the
42 national examinations if the applicant did not successfully complete those
43 examinations before the applicant obtained the original license.

1 E. A person who does not submit a reinstatement application and
2 applicable fees within one year after the license expiration date shall apply
3 for licensure as an original applicant.

4 Sec. 28. Section 32-1726, Arizona Revised Statutes, is amended to
5 read:

6 32-1726. Renewal of license; continuing education; failure to
7 renew

8 A. EXCEPT AS PROVIDED IN SECTION 32-4301, beginning on September 1,
9 2001, a licensee who wishes to renew a license must do so every other year on
10 or before the licensee's birthday by submitting a completed renewal form and
11 the renewal fee prescribed by the board. A licensee who does not renew a
12 license within thirty days after the licensee's birthday must also pay a late
13 fee as prescribed by the board. A license expires if the licensee does not
14 renew the license within four months after the licensee's birthday. A person
15 who practices optometry in this state after that person's license has expired
16 is in violation of this chapter.

17 B. As a condition of renewal or reinstatement each licensee shall
18 complete thirty-two hours of continuing education as prescribed by the board.
19 The board shall require continuing education on the subject of pharmaceutical
20 use for doctors who are authorized by the board to prescribe, dispense, and
21 administer pharmaceuticals. The board may waive or adjust the continuing
22 education requirements for good cause shown.

23 C. To reinstate an expired license a person must submit a written
24 application and pay all delinquent biennial fees, all late fees and a fifty
25 dollar penalty fee for each year the license remains unrenewed. The board
26 shall not require the applicant to pass an initial licensing examination if
27 the applicant meets the requirements of this subsection within five years
28 after the license expired.

29 D. A person holding a license to practice the profession of optometry
30 in this state who has not engaged in the practice of the profession of
31 optometry within a five year period shall pass an initial licensing
32 examination before the license is renewed.

33 Sec. 29. Section 32-1825, Arizona Revised Statutes, is amended to
34 read:

35 32-1825. Renewal of licenses; continuing medical education;
36 failure to renew; penalty; reinstatement; waiver of
37 continuing medical education

38 A. EXCEPT AS PROVIDED IN SECTION 32-4301, each licensee shall renew
39 the license every other year on or before January 1 on an application form
40 approved by the board. At least sixty days before that renewal date the
41 executive director shall notify each licensee of this requirement. The
42 executive director shall send this notification by first class mail to the
43 licensee at the licensee's address.

1 B. With the application prescribed pursuant to subsection A of this
2 section, the licensee shall furnish to the executive director a statement of
3 having attended before the license renewal date educational programs,
4 approved by the board, totaling at least twenty clock hours during each of
5 the two preceding years, and a statement that the licensee reported any
6 conduct that may constitute unprofessional conduct in this state or
7 elsewhere. The application must also include the prescribed renewal fee.
8 The executive director shall then issue a renewal receipt to the licensee.
9 The board may require a licensee to submit documentation of continuing
10 medical education.

11 C. The board shall not renew the license of a licensee who does not
12 fully document the licensee's compliance with the continuing education
13 requirements of subsection B of this section unless that person receives a
14 waiver of those requirements. The board may waive the continuing education
15 requirements of subsection B of this section for a particular period if it is
16 satisfied that the licensee's noncompliance was due to the licensee's
17 disability, military service or absence from the United States or to other
18 circumstances beyond the control of the licensee. If a licensee fails to
19 attend the required number of clock hours for reasons other than those
20 specified in this subsection, the board may grant an extension until May 1 of
21 that year for the licensee to comply.

22 D. Unless the board grants an extension pursuant to subsection C of
23 this section, a licensee who fails to renew the license within thirty days
24 after the renewal date shall pay a penalty fee and a reimbursement fee in
25 addition to the prescribed renewal fee. Except as provided in **section**
26 **SECTIONS 32-3202 AND 32-4301**, a license expires if a person does not renew
27 the license within four months after the renewal date. A person who
28 practices osteopathic medicine after that time is in violation of this
29 chapter. A person whose license expires may reapply for a license pursuant
30 to this chapter.

31 Sec. 30. Section 32-1925, Arizona Revised Statutes, is amended to
32 read:

33 **32-1925. Renewal of license of pharmacists, interns and**
34 **pharmacy technicians; fees; expiration dates;**
35 **penalty for failure to renew; continuing education**

36 A. Except for interns and pharmacy technician trainees, the board
37 shall assign all persons licensed under this chapter to one of two license
38 renewal groups. **EXCEPT AS PROVIDED IN SECTION 32-4301**, a holder of a license
39 certificate ending in an even number shall renew it biennially on or before
40 November 1 of the even numbered year, two years from the last renewal date.
41 **EXCEPT AS PROVIDED IN SECTION 32-4301**, a holder of a license certificate
42 ending in an odd number shall renew it biennially on or before November 1 of
43 the odd numbered year, two years from the last renewal date. Failure to
44 renew and pay all required fees on or before November 1 of the year in which
45 the renewal is due suspends the license. The board shall vacate a suspension

1 when the licensee pays all past due fees and penalties. Penalties shall not
2 exceed three hundred fifty dollars. The board may waive collection of a fee
3 or penalty due after suspension under conditions established by a majority of
4 the board.

5 B. The board shall prorate the fee for a new license for the remaining
6 full calendar months of the respective group to which the licensee is
7 assigned.

8 C. A person shall not apply for license renewal more than sixty days
9 before the expiration date of the license.

10 D. A person who is licensed as a pharmacist or a pharmacy technician
11 and who has not renewed the license for five consecutive years shall furnish
12 to the board satisfactory proof of fitness to be licensed as a pharmacist or
13 a pharmacy technician, in addition to the payment of all past due fees and
14 penalties before being reinstated.

15 E. Biennial renewal fees for licensure shall be not more than:

16 1. For a pharmacist, two hundred fifty dollars.

17 2. For a pharmacy technician, one hundred dollars.

18 3. For a duplicate renewal license, twenty-five dollars.

19 F. Fees that are designated to be not more than a maximum amount shall
20 be set by the board for the following two fiscal years beginning November 1.
21 The board shall establish fees approximately proportionate to the maximum fee
22 allowed to cover the board's anticipated expenditures for the following two
23 fiscal years. Variation in a fee is not effective except at the expiration
24 date of a license.

25 G. The board shall not renew a license for a pharmacist unless the
26 pharmacist has complied with the mandatory continuing professional pharmacy
27 education requirements of sections 32-1936 and 32-1937.

28 H. The board shall prescribe intern licensure renewal fees that do not
29 exceed seventy-five dollars. The license of an intern who does not receive
30 specific board approval to renew the intern license or who receives board
31 approval to renew but who does not renew and pay all required fees before the
32 license expiration date is suspended after the license expiration date. The
33 board shall vacate a suspension if the licensee pays all past due fees and
34 penalties. Penalties shall not exceed three hundred fifty dollars. The
35 board may waive collection of a fee or penalty due after suspension under
36 conditions established by the board.

37 I. The board shall not renew a license for a pharmacy technician
38 unless that person has a current board approved license and has complied with
39 board approved mandatory continuing professional education requirements.

40 Sec. 31. Section 32-1929, Arizona Revised Statutes, is amended to
41 read:

42 32-1929. Biennial registration of pharmacies, wholesalers,
43 manufacturers and similar places; application

44 A. EXCEPT AS PROVIDED IN SECTION 32-4301, the board shall require and
45 provide for biennial registration of every pharmacy, wholesaler, manufacturer

1 and any other place in which or from which drugs are sold, compounded,
2 dispensed, stocked, exposed, manufactured or offered for sale.

3 B. Any person desiring to operate, maintain, open or establish a
4 pharmacy, wholesaling firm, manufacturing plant, or any other place in which
5 or from which drugs are manufactured, compounded, dispensed, stocked,
6 exposed, sold, or offered for sale, shall apply to the board for a permit
7 before engaging in any such activity.

8 C. The application for a permit shall be made on a form prescribed and
9 furnished by the board which, when properly executed, shall indicate the
10 ownership, trustee, receiver or other person or persons desiring the permit,
11 including the pharmacist responsible to the board for the operation of a
12 pharmacy or drug manufacturing facility, or other individual approved by and
13 responsible to the board for the operation of wholesaling facilities, as well
14 as the location, including the street name and number, and such other
15 information as required by the board to establish identity, exact location,
16 and extent of activities, in which or from which drugs are sold,
17 manufactured, compounded, dispensed, stocked, exposed or offered for sale.

18 D. If it is desired to operate, maintain, open or establish more than
19 one pharmacy, or any other place of business in which or from which drugs are
20 sold, manufactured, compounded, dispensed, stocked, exposed or offered for
21 sale, a separate application shall be made and a separate permit shall be
22 issued for each place, business, or outlet.

23 Sec. 32. Section 32-1931, Arizona Revised Statutes, is amended to
24 read:

25 32-1931. Permit fees; issuance; expiration; renewals

26 A. The board shall assign the permit of all persons or firms issued
27 under this chapter to one of two permit renewal groups. **EXCEPT AS PROVIDED**
28 **IN SECTION 32-4301**, a holder of a permit ending in an even number shall renew
29 it biennially on or before November 1 of the even numbered year, two years
30 from the last renewal date. **EXCEPT AS PROVIDED IN SECTION 32-4301**, a holder
31 of a permit ending in an odd number shall renew it biennially on or before
32 November 1 of the odd numbered year, two years from the last renewal date.
33 Failure to renew and pay all required fees on or before November 1 of the
34 year in which the renewal is due suspends the permit. The board shall vacate
35 a suspension when the permittee pays penalties of not to exceed three hundred
36 fifty dollars and all past due fees. The board may waive collection of a fee
37 or penalty due after suspension under conditions established by a majority of
38 the board.

39 B. The board shall prorate the fee for new permits for the remaining
40 full calendar months of the respective group to which the permit is assigned.

41 C. Permit fees that are designated to be not more than a maximum
42 amount shall be set by the board for the following two fiscal years beginning
43 November 1. The board shall establish the fees approximately proportionate
44 to the maximum fee allowed to cover the board's anticipated expenditures for

1 the following two fiscal years. Variation in a fee is not effective except
2 at the expiration date of the permit.

3 D. Applications for permits shall be accompanied by the following
4 biennial fees as determined by subsection C **OF THIS SECTION**:

5 1. A nonprescription drug permit, not more than two hundred dollars.
6 Permittees stocking thirty different nonprescription drug products or less
7 shall be classified as category I retailers. Permittees stocking more than
8 thirty different nonprescription drug products shall be classified as
9 category II retailers. Both categories are subject to biennial permit fees
10 established by the board pursuant to this chapter.

11 2. A drug manufacturer's permit, not more than one thousand dollars.

12 3. A pharmacy permit, not more than five hundred dollars.

13 4. A limited service pharmacy permit, not more than five hundred
14 dollars.

15 5. A full service wholesale drug permit, not more than one thousand
16 dollars.

17 6. A nonprescription drug wholesale permit, not more than five hundred
18 dollars.

19 7. A drug repackager's permit, not more than one thousand dollars.

20 8. A compressed medical gas distributor permit, not more than two
21 hundred dollars.

22 9. A compressed medical gas supplier permit, not more than one hundred
23 dollars.

24 E. If an applicant is found to be satisfactory to the board, the
25 executive director shall issue to the applicant a permit for each pharmacy,
26 manufacturer, wholesaler or other place of business in which drugs are sold,
27 manufactured, compounded, dispensed, stocked, exposed or offered for sale,
28 for which application is made.

29 F. Permits issued under this section are not transferable.

30 G. If a permittee does not apply for renewal, the permit expires
31 pursuant to subsection A **OF THIS SECTION**. A person may activate and renew an
32 expired permit by filing the required application and fee. Renewal thirty
33 days after the expiration date of a permit may be made only on payment of the
34 required biennial renewal fee, all past due fees and a penalty of one-half of
35 the amount of the applicable biennial renewal fee. The board may waive the
36 collection of a fee or penalty due after suspension pursuant to conditions
37 prescribed by the board.

38 Sec. 33. Section 32-2027, Arizona Revised Statutes, is amended to
39 read:

40 32-2027. License or certificate renewal

41 A licensee or certificate holder shall renew the license or certificate
42 pursuant to board rules. **EXCEPT AS PROVIDED IN SECTION 32-4301**, a licensee
43 or certificate holder who fails to renew the license or certificate on or
44 before its expiration date shall not practice as a physical therapist or work
45 as a physical therapist assistant in this state.

1 Sec. 34. Section 32-2074, Arizona Revised Statutes, is amended to
2 read:

3 32-2074. Active license; issuance; renewal; expiration;
4 continuing education

5 A. If the applicant satisfies all of the requirements for licensure
6 pursuant to this chapter, the board shall issue an active license and shall
7 prorate the fee for issuing that license for the period remaining until May 1
8 of the next odd-numbered year.

9 B. **EXCEPT AS PROVIDED IN SECTION 32-4301**, a person holding an active
10 or an inactive license shall apply to renew the license before May 1 of each
11 odd-numbered year. The application shall include any applicable renewal fee.
12 **EXCEPT AS PROVIDED IN SECTION 32-4301**, a license expires if the licensee
13 fails to renew the license before May 1 of that year. A licensee may
14 reinstate an expired license by paying a reinstatement fee before July 1 of
15 that year. From July 1 of that year until May 1 of the next year, a licensee
16 may reinstate the license by paying a reinstatement fee and providing proof
17 of competency and qualifications to the board. This proof may include
18 continuing education, an oral examination, a written examination or an
19 interview with the board. A licensee whose license is not reinstated by May
20 1 of the next even-numbered year may reapply for licensure as prescribed by
21 this chapter. A notice to renew is fully effective by mailing the renewal
22 application to the licensee's last known address of record in the board's
23 file. Notice is complete at the time of deposit in the mail.

24 C. A person renewing a license shall attach to the completed renewal
25 form a report of disciplinary actions or restrictions placed against the
26 license by another state licensing or disciplinary board or disciplinary
27 actions or sanctions imposed by a state or national psychology ethics
28 committee or health care institution. The report shall include the name and
29 address of the sanctioning agency or health care institution, the nature of
30 the action taken and a general statement of the charges leading to the
31 action.

32 D. A person who renews an active license to practice psychology in
33 this state shall satisfy a continuing education requirement designed to
34 provide the necessary understanding of current developments, skills,
35 procedures or treatment related to the practice of psychology in the amount
36 and during the period the board prescribes. The board shall prescribe
37 documentation requirements.

38 Sec. 35. Section 32-2130, Arizona Revised Statutes, is amended to
39 read:

40 32-2130. Renewal of licenses

41 A. A license may be renewed in a timely manner by filing an
42 application for renewal in the manner prescribed by the commissioner, by
43 paying the renewal fee specified in this chapter and by presenting evidence
44 of attendance at a school certified by the commissioner during the preceding
45 license period of twenty-four credit hours in the first renewal and

1 forty-eight credit hours in subsequent renewals, or a lesser number of credit
2 hours prescribed by the commissioner, of real estate oriented continuing
3 education courses prescribed and approved by the commissioner. The total
4 number of credit hours shall be accrued at a rate of twenty-four credit hours
5 during each twenty-four month period of licensure. The department shall
6 maintain a current list of approved courses. The commissioner may waive all
7 or a portion of the continuing education requirement for good cause shown.

8 B. If an applicant is renewing a license within one year after it
9 expired, the applicant may apply continuing education hours completed after
10 the expiration toward the continuing education required for renewal.

11 C. Each renewal application shall contain, as applicable, the same
12 information required in an original application pursuant to section 32-2123.

13 D. Cemetery brokers and salespersons and membership camping brokers
14 and salespersons are exempt from the educational requirements of this
15 section.

16 E. Nothing in this section requires a licensee to attend department
17 produced or sponsored courses if approved courses are otherwise available.

18 F. If a renewal applicant is retaining the specialization in sales of
19 businesses designation, the applicant is required to complete business
20 brokerage courses for one-half of the credit hours prescribed by the
21 commissioner for license renewal pursuant to this section.

22 G. Between the expiration date of the license and the date of renewal
23 of the license, the rights of the licensee under the license expire. While
24 the license is expired it is unlawful for a person to act or attempt or offer
25 to act in a manner included in the definition of a real estate, cemetery or
26 membership camping broker or salesperson. If the license of an employing
27 broker expires under this subsection, the licenses of persons who are
28 employed by the employing broker shall be severed from the employing broker
29 on the license expiration date of the employing broker. These persons may be
30 rehired on renewal of the employing broker's license. The department shall
31 terminate a license that has been expired for more than one year.

32 H. EXCEPT AS PROVIDED IN SECTION 32-4301, no more than one year after
33 the license expiration date, the department shall renew a license without
34 requiring the applicant to submit to an examination if the applicant held a
35 license that was not canceled or suspended at the time of expiration. EXCEPT
36 AS PROVIDED IN SECTION 32-4301, the license period for a license renewed
37 pursuant to this subsection commences the day after the expiration date of
38 the expired license. Except as provided in section 32-2131, subsection A,
39 paragraph 4 or 6, an applicant whose license has been terminated or revoked
40 does not qualify for license renewal.

41 I. Any employee or immediate family member of any employee of this
42 state who, pursuant to section 32-2110 or any other law, rule or requirement,
43 is prohibited from using a license issued under this chapter shall have, on
44 the request of the employee or family member, the license placed on inactive
45 status, shall have the right to renew the license and shall not be required

1 to pay further fees until the employee or family member is again eligible to
2 use the license. Renewal fees for the license shall not be required for only
3 as long as the employee or family member is prohibited from using the
4 license.

5 J. The department shall not renew the license of a person who has been
6 convicted of a felony offense and who is currently incarcerated for the
7 conviction, paroled or under community supervision and under the supervision
8 of a parole or community supervision officer or who is on probation as a
9 result of the conviction. This subsection does not limit the commissioner's
10 authority and discretion to deny the renewal for any other reason pursuant to
11 this chapter.

12 Sec. 36. Section 32-2135, Arizona Revised Statutes, is amended to
13 read:

14 32-2135. Real estate schools; courses of study; instructors;
15 certification

16 A. EXCEPT AS PROVIDED IN SECTION 32-4301, before offering a course of
17 study towards completion of the education requirement for real estate
18 licensure or renewal of licensure, a school shall obtain from the
19 commissioner a certificate of approval or renewal to operate a school for a
20 period of at least four years. A school shall also obtain a certificate of
21 course approval for each course offered for credit that is not currently
22 approved for another school. Each school is responsible for the content of
23 any course it offers and for the professional administration and teaching of
24 the course. Live classroom prelicensure education, live classroom continuing
25 education and distance learning continuing education courses are subject to
26 approval pursuant to this section.

27 B. Each approved school shall issue a certificate of real estate
28 course attendance to each person who completes an approved prelicensure or
29 continuing education course. An applicant for renewal of licensure as
30 provided by section 32-2130 shall file evidence of the certificates issued by
31 the school with the commissioner showing the number of credit hours and
32 course of study required for renewal.

33 C. The commissioner may withdraw or deny certification or approval of
34 real estate schools, educational courses or real estate instructors for any
35 acts inconsistent with the requirements of this chapter, including:

36 1. The commission of or the failure to report a violation by an
37 approved school or instructor of any provision of this chapter or rules
38 adopted pursuant to this chapter.

39 2. Improper certification of student attendance or performance.

40 3. Any act that is grounds for discipline under section 32-2153.

41 4. Teaching information or using course materials that have not been
42 approved by the commissioner.

43 5. Failing to attend any continuing education course required by the
44 commissioner.

1 6. Filing any false or misleading application, report or documentation
2 with the department.

3 D. A real estate school, through any owner, director, administrator,
4 instructor or other agent, shall not:

5 1. Offer a course of study for credit that is not approved by the
6 department, except that the school may advertise a course as pending approval
7 before its approval.

8 2. Promote or advertise the school using false or misleading
9 statistics or testimonials or any other form of deceptive advertisement.

10 E. The commissioner may determine minimal content requirements for
11 approving educational courses and appropriate professional qualifications for
12 approving instructors to teach individual educational courses.

13 F. At least thirty days before holding a course of study for
14 completion of the education requirements leading to licensure of real estate
15 applicants or for license renewal requirements, an application for a
16 certificate of course approval or renewal must be filed with the department.
17 For a live classroom course, the application shall include a course outline
18 with sufficient detail to clearly identify the scope and content of the
19 course. The outline shall state a desired instructional outcome for the
20 course. A prelicensure education course outline that is submitted for
21 approval shall be divided into estimated fifty minute instructional segments.
22 Course approval shall not be unreasonably withheld and shall not be issued
23 later than thirty days after filing with the department for a live classroom
24 course. A continuing education distance learning course approval shall not
25 be issued later than ninety days after filing with the department. If the
26 approvals under this subsection are not granted within the time frames
27 prescribed by this subsection, the course shall be automatically approved on
28 a provisional basis for one hundred eighty days, unless the department has
29 otherwise notified the applicant of specific deficiencies or unfulfilled
30 requirements for the course submission. A provisional approval may be
31 withdrawn by the department upon fifteen days' advance notice if the
32 department's review of the course subsequently reveals course deficiencies or
33 unfulfilled course requirements. If not withdrawn, the course approval shall
34 remain approved for the entire course approval period. Course approval shall
35 be for a period of at least four years if the contents of the course remain
36 current and substantially unchanged. The course may not be taught if the
37 content ceases to be current or is substantially changed. The department may
38 establish by rule additional appropriate requirements for approval of a
39 distance learning course.

40 G. For a currently approved course:

41 1. The school shall submit notice to the department at least fourteen
42 days before holding the course to permit department employees to monitor the
43 course. The notice is not otherwise subject to review and approval by the
44 department.

1 2. With the permission of the school that received original approval
2 for the course, another school that desires to offer the course is subject
3 only to the fourteen day notice requirement before holding the same course.
4 No additional review and approval by the department is required.

5 H. The department shall approve for continuing education credit any
6 course of study proposed by a real estate school if the course satisfies the
7 commissioner's requirements and is held in this state.

8 I. The department may approve for continuing education credit any
9 course of study proposed by a real estate school if the course satisfies the
10 commissioner's requirements and is held outside this state. Upon the
11 commissioner's request, the school shall either:

12 1. Provide the department with a videotape or videotapes of the
13 course.

14 2. Make arrangements that are approved by the department for
15 monitoring the course.

16 J. An instructor shall file with the department an application for
17 instructor approval or renewal. Instructor approval shall be for at least
18 four years from the date of approval and is subject to amendment during the
19 license period only if information material to the instructor's
20 qualifications has changed. A person holding instructor approval to teach
21 specific subject matter is not subject to additional or duplicate approval
22 requirements during the original approval period, except that an additional
23 instructor competency area may be added during the license period on
24 submission by the instructor of evidence of competency in such additional
25 competency area.

26 K. The thirty day and fourteen day course filing time frames
27 prescribed in this section may be waived by the department for good cause
28 shown.

29 L. Unless subject to a violation or suspected violation listed in
30 subsection C of this section, the department's approval of a school, school
31 official, instructor or course shall be processed in a time frame consistent
32 with the time frames set forth in this section.

33 M. This section does not affect the department's ability to withdraw
34 or deny certification or approval of real estate schools, education courses
35 or real estate instructors for a violation of this chapter.

36 Sec. 37. Section 32-2218, Arizona Revised Statutes, is amended to
37 read:

38 32-2218. License renewal and reinstatement

39 A. **EXCEPT AS PROVIDED IN SECTION 32-4301**, a license issued under ~~the~~
40 ~~provisions of~~ this chapter remains in effect until December 31 of every
41 even-numbered year unless suspended or revoked. **EXCEPT AS PROVIDED IN**
42 **SECTION 32-4301**, on submittal of an application for renewal and payment of a
43 renewal fee, a license is renewed for two years.

1 B. Failure to pay the license fee before February 1 following
2 expiration of the license shall be a forfeiture of the license, and the
3 license shall not be restored except upon written application to the board
4 and payment of a penalty fee of fifty dollars in addition to all regular
5 license fees and past due fees owed to the board. A person applying for
6 reinstatement of a license within thirty-six months of expiration shall not
7 be required to submit to an examination because of failure to pay the license
8 fee, but it is unlawful for a person to practice veterinary medicine or any
9 branch of veterinary medicine during the period in which the person's license
10 has been forfeited by reason of nonpayment of the license fee. If an
11 applicant for reinstatement of a license has not completed the continuing
12 education requirements, a license may be reinstated if the continuing
13 education requirements are completed within six months of reinstatement. A
14 person who does not apply for reinstatement within thirty-six months after
15 expiration of the license must meet the requirements set forth in sections
16 32-2213, 32-2214 and 32-2215.

17 C. An application for renewal shall include a signed statement that no
18 complaint has been filed and is pending, no investigation is pending and no
19 disciplinary action has been taken or is pending on any veterinary license
20 the veterinarian holds from another state.

21 Sec. 38. Section 32-2247, Arizona Revised Statutes, is amended to
22 read:

23 32-2247. Renewal of expired certificates

24 Except as otherwise provided in this article, an expired certificate
25 may be renewed at any time within five years after its expiration on filing
26 of application for renewal on a form prescribed by the board and payment of
27 the renewal fee in effect on the last preceding regular renewal date. **EXCEPT**
28 **AS PROVIDED IN SECTION 32-4301**, if the certificate is renewed more than
29 thirty days after its expiration, the applicant as a condition precedent to
30 renewal shall also pay the delinquency fee established by the board. Renewal
31 under this section shall be effective on the date on which the application is
32 filed, on the date the renewal fee is paid or on the date on which the
33 delinquency fee, if any, is paid, whichever occurs last.

34 Sec. 39. Section 32-2248, Arizona Revised Statutes, is amended to
35 read:

36 32-2248. Renewal of certification; certificates expired five
37 years or more

38 **EXCEPT AS PROVIDED IN SECTION 32-4301**, a person who fails to renew a
39 certificate within five years after its expiration may not renew it, and it
40 shall not be restored, reissued or reinstated thereafter, but such person may
41 apply for and obtain a new certificate if:

- 42 1. The applicant is of good moral character.
- 43 2. No fact, circumstance or condition exists which, if the certificate
44 were issued, would justify its revocation or suspension.

1 3. The applicant takes and passes the examination, if any, which would
2 be required on application for certification for the first time.

3 4. All fees are paid which would be required on application for
4 certification for the first time.

5 Sec. 40. Section 32-2272, Arizona Revised Statutes, is amended to
6 read:

7 32-2272. Veterinary premises license; application;
8 nontransferability; expiration; renewal; civil
9 penalty

10 A. Any person who desires to establish premises at or from which
11 veterinary services are offered to the public shall file with the board an
12 application for a veterinary premises license accompanied by the license fee.

13 B. The application shall be on a form prescribed and furnished by the
14 board and shall contain:

15 1. The name and location of the premises.

16 2. The name of the person owning the premises and the name and
17 signature of the veterinarian responsible to the board for the operation of
18 the premises. The responsible veterinarian shall be a veterinarian who is
19 licensed in this state and who resides in this state or who holds a special
20 permit under section 32-2217.01.

21 3. A description of the services provided at or from the premises.

22 C. A license is valid only for the responsible veterinarian to whom it
23 is issued. A license is not subject to sale, assignment or transfer,
24 voluntary or involuntary. A license is not valid for any premises other than
25 those for which issued. If there have been major changes in the scope of
26 veterinary services offered, the premises are subject to reinspection.

27 D. A change of responsible veterinarian or owner shall cancel a
28 premises license. The responsible veterinarian or owner shall surrender the
29 premises license to the board within twenty days of the change in responsible
30 veterinarian or owner. The failure of the responsible veterinarian or owner
31 to notify the board in writing within twenty days of a change in responsible
32 veterinarian or owner is grounds for disciplinary action.

33 E. EXCEPT AS PROVIDED IN SECTION 32-4301, a license expires on
34 December 31 of every even-numbered year unless suspended or revoked. A
35 license is renewable for two years upon payment of the renewal fee. If the
36 renewal fee is not paid before February 1 following the expiration of the
37 license, a penalty fee of one hundred dollars shall be paid in addition to
38 the renewal fee before the premises may be relicensed.

39 F. Within ninety days of receipt of an initial application and fee,
40 the board shall issue a license if the application demonstrates compliance
41 with this article or shall notify the applicant at his last address of record
42 if the application is not in conformance with this article. Veterinary
43 medical services may be performed at any premises for which an application
44 fee is submitted pending issuance of the license or notification of a
45 deficiency in the application.

1 G. If a veterinary premises ceases to operate and the premises owner
2 is subject to this chapter, the premises owner must continue to comply with
3 the requirements of this chapter and rules adopted by the board. The
4 premises owner is subject to a civil penalty of not more than one thousand
5 dollars for each violation of the requirements of this chapter or rules
6 adopted by the board. The total penalty shall not exceed five thousand
7 dollars.

8 H. If the responsible veterinarian is only an employee, the premises
9 owner is subject to a civil penalty of not more than one thousand dollars for
10 each violation of this article. The total penalty shall not exceed five
11 thousand dollars.

12 Sec. 41. Section 32-2292, Arizona Revised Statutes, is amended to
13 read:

14 32-2292. Animal crematory license; application;
15 nontransferability; expiration; renewal

16 A. Any person who desires to establish premises at or from which
17 animal cremation services are offered to the public shall file with the board
18 an application for an animal crematory license accompanied by the license
19 fee.

20 B. The application shall be on a form prescribed and furnished by the
21 board and shall contain:

22 1. The name and location of the animal crematory.

23 2. The name of the person owning the animal crematory and the name and
24 signature of the person responsible to the board for the operation of the
25 animal crematory.

26 3. A description of the services provided at or from the animal
27 crematory.

28 C. A license is not subject to sale, assignment or transfer, voluntary
29 or involuntary. A license is not valid for any animal crematory other than
30 that for which it is issued. If there are major changes in the scope of
31 animal crematory services offered, the animal crematory is subject to
32 reinspection.

33 D. A change of responsible owner cancels an animal crematory license.
34 The responsible owner shall surrender the animal crematory license to the
35 board within twenty days after the change in responsible owner. The failure
36 of the responsible owner to notify the board in writing within twenty days
37 after a change in responsible owner is grounds for disciplinary action.

38 E. EXCEPT AS PROVIDED IN SECTION 32-4301, a license expires on
39 December 31 of every even numbered year unless suspended or revoked. A
40 license is renewable for two years on payment of the renewal fee. If the
41 renewal fee is not paid before February 1 following the expiration of the
42 license, a penalty fee of one hundred dollars shall be paid in addition to
43 the renewal fee before the animal crematory may be relicensed.

1 F. Within ninety days after receipt of an initial application and fee,
2 the board shall issue a license if the application demonstrates compliance
3 with this article or shall notify the applicant at the last address of record
4 if the application is not in conformance with this article. Animal cremation
5 services may be performed at any animal crematory for which an application
6 fee is submitted pending issuance of the license or notification of a
7 deficiency in the application.

8 Sec. 42. Section 32-2312, Arizona Revised Statutes, is amended to
9 read:

10 32-2312. Applicator licenses; application; categories; renewal;
11 inactive licenses

12 A. An application for an applicator license shall be in a form
13 prescribed by the commission and accompanied by the prescribed fee. The
14 application shall set forth whether the applicant has ever been convicted of
15 a felony and, if so, the nature of the felony, when and where it was
16 committed and the disposition of the conviction.

17 B. An applicant may apply for a license in any one or a combination of
18 the following categories:

19 1. General and public health pest control, excluding control of
20 wood-destroying insects, wood-destroying insect inspection, antimicrobial
21 pest control, fungi inspection, right-of-way and weed control, fumigation,
22 aquatic pest control and turf and ornamental horticulture pest control.

23 2. Control of wood-destroying insects.

24 3. Right-of-way and weed control.

25 4. Fumigation.

26 5. Turf and ornamental horticulture pest control.

27 6. Antimicrobial pest control.

28 7. Fungi inspection.

29 8. Wood-destroying insect inspection.

30 9. Aquatic pest control.

31 10. Other categories or subcategories based on practice in the industry
32 and established by the commission in its rules.

33 C. An applicator shall pass an examination, given under the direction
34 of the commission, with a score of at least seventy-five per cent for each
35 category in which the applicator is seeking licensure.

36 D. An applicator shall be of good moral character. A felony
37 conviction may demonstrate a lack of good moral character.

38 E. Except as provided in subsection F of this section, each employee
39 of a business licensee applying pesticides shall be licensed in all
40 applicable categories within ninety calendar days of employment.

41 F. An unlicensed employee of a business licensee applying pesticides,
42 other than for the treatment of termites, shall work under the direct
43 supervision of a licensed applicator at all times.

1 G. An unlicensed employee of a business licensee applying pesticides
2 for the treatment of termites shall work under the immediate supervision of a
3 licensed applicator at all times. Only one unlicensed employee at a time may
4 be immediately supervised by a licensed applicator.

5 H. A licensed applicator desiring to work in a category for which the
6 applicator is not licensed shall become licensed in the category within
7 thirty calendar days of beginning work.

8 I. EXCEPT AS PROVIDED IN SECTION 32-4301, each applicator license
9 shall be renewed annually by submitting a form prescribed by the commission
10 and paying the prescribed fee.

11 J. An applicator may apply to the commission for inactive license
12 status. To reactivate an inactive license that has been inactive for one
13 year or less, an applicator shall apply to the commission. To reactivate an
14 inactive license that has been inactive for more than one year, an applicator
15 shall apply to the commission and shall either successfully complete the
16 applicator license examination or, within twelve months preceding application
17 for reactivation, complete continuing education as required pursuant to
18 section 32-2319.

19 Sec. 43. Section 32-2313, Arizona Revised Statutes, is amended to
20 read:

21 32-2313. Business license; renewal; financial security;
22 definition

23 A. A person who wishes to engage in the business of structural pest
24 control shall first obtain a business license from the commission as provided
25 in this article. A person who is not exempt under this article and who
26 advertises for, solicits or holds himself out as willing to engage in the
27 business of structural pest control is presumed to be in the business of
28 structural pest control.

29 B. An application for a business license shall:

- 30 1. Be in a form prescribed by the commission.
- 31 2. Be accompanied by the prescribed fee.

32 3. Include the name and address of the qualifying party and written
33 documentation of how the qualifying party will be active in the day-to-day
34 management of the business licensee.

35 4. List all owners with more than a ten per cent ownership interest in
36 the company, all corporate officers and members of the board of directors.

37 C. A business licensee shall register each primary and branch office
38 with the commission before it opens for business.

39 D. An applicant shall furnish the following to the commission:

40 1. Proof of financial responsibility consisting of either a deposit of
41 money, liability insurance, a surety bond or a certified check protecting
42 persons who may suffer legal damages as a result of the operations of the
43 applicant. The commission shall not accept a bond or a liability insurance
44 policy unless issued by an insurer that holds a valid certificate of
45 authority or that is permitted to transact surplus lines insurance in this

1 state. The amount of the deposit, insurance or bond shall be at least three
2 hundred thousand dollars for property damage and public liability insurance,
3 each separately, and shall be maintained at not less than that amount at all
4 times during the licensing period. The license of a business licensee who
5 permits the security of either property damage or public liability insurance
6 to fall below the sum of three hundred thousand dollars shall be suspended by
7 the commission and shall remain suspended until the security meets the
8 minimum financial requirement. The property damage and public liability
9 insurance need only cover those particular operations in which the licensee
10 is engaged at any time. If the financial security is in the form of
11 liability insurance or a surety bond, the insurer or surety shall provide a
12 certificate of coverage that indicates the coverages and endorsements
13 required by this subsection.

14 2. Either of the following if the business licensee performs termite
15 treatments:

16 (a) Proof of a surety bond in the amount of one hundred thousand
17 dollars per business license for actual damages including reasonable costs of
18 collection suffered by persons as a result of termite damage due to negligent
19 treatment.

20 (b) Proof of a liability insurance policy rider in the amount of one
21 hundred thousand dollars per business license that covers termite damage due
22 to negligent treatment.

23 3. If the business licensee provides wood-destroying insect inspection
24 reports or fungi inspection reports, proof of a surety bond or a liability
25 insurance policy rider in the amount of one hundred thousand dollars per
26 business license for actual damages plus reasonable costs of collection
27 suffered by persons as a result of errors and omissions contained in the
28 reports.

29 4. If an insurance policy provides for a deductible, the deductible
30 amount shall be limited to ten thousand dollars for each occurrence. If the
31 deductible amount is in excess of ten thousand dollars for each occurrence,
32 the business licensee shall provide other security as provided in this
33 subsection or other evidence of financial security for the excess deductible
34 amount.

35 5. If the financial security is in the form of liability insurance, a
36 licensee shall maintain a coverage endorsement for pesticides and herbicides,
37 fumigation, care, custody and control, rights-of-way, wood-destroying insect
38 inspection report errors and omissions, fungi inspection report errors and
39 omissions and pollution transit for its applicable license categories.

40 E. If the financial security is in the form of liability insurance,
41 the business license is automatically suspended until a current certificate
42 of insurance or proof of financial responsibility is furnished to the
43 commission.

1 F. EXCEPT AS PROVIDED IN SECTION 32-4301, each business licensee shall
2 annually renew the business license and each office registration on or before
3 January 1 by filing renewal forms prescribed by the commission and paying the
4 prescribed renewal fees. If a business licensee fails to renew the business
5 license as required by this subsection, the licensee shall not engage in the
6 business of structural pest control.

7 G. Each branch office of a business licensee shall be supervised by a
8 licensed applicator or qualifying party who is licensed in all categories in
9 which the branch office operates.

10 H. For the purposes of this section, "financial security" means
11 liability insurance, a deposit of cash or certified monies, a surety bond or
12 other equivalent item.

13 Sec. 44. Section 32-2374, Arizona Revised Statutes, is amended to
14 read:

15 32-2374. Fees

16 EXCEPT AS PROVIDED IN SECTION 32-4301, all licenses expire on the last
17 day of the calendar year and may be renewed upon application to the director
18 as prescribed by rule. Each application for an original or renewal license
19 to operate a professional driver training school shall be accompanied by a
20 fee of two hundred dollars. Each application for an original or renewal
21 agent's or instructor's license shall be accompanied by a fee of ten dollars.
22 An application for a branch license shall be accompanied by a fee of fifty
23 dollars. No license fee may be refunded in the event a license is suspended
24 or revoked.

25 Sec. 45. Section 32-2407, Arizona Revised Statutes, is amended to
26 read:

27 32-2407. Fees; renewal of license or registration certificate

28 A. The department shall charge and collect reasonable fees as
29 determined by the director to cover the operational and equipment costs of
30 regulating the private investigator industry.

31 B. EXCEPT AS PROVIDED IN SECTION 32-4301, the director may renew a
32 license or registration certificate granted under this chapter after
33 receiving an application on such forms as the department prescribes and
34 receipt of the fees prescribed pursuant to subsection A of this section. The
35 renewal of an agency license requires the filing of a surety bond as
36 prescribed in section 32-2423, subsections B and C. Renewal of a license or
37 registration shall not be granted more than ninety days after expiration. No
38 licensee or registrant may engage in any activity subject to this chapter
39 during any period between the date of expiration of the license or
40 registration and the renewal of the license or registration.

41 C. The department shall renew a suspended license or registration
42 certificate as provided in this article. Renewal of the license or
43 registration does not entitle the licensee or registrant, while the license
44 or registration remains suspended and until it is reinstated, to engage in
45 any activity regulated by this chapter, or in any other activity or conduct

1 in violation of the order or judgment by which the license or registration
2 was suspended.

3 D. The director shall not reinstate a revoked license or
4 registration. The director shall not accept an application for a license or
5 registration from a person whose license or registration has been revoked
6 until at least one year after the date of revocation.

7 Sec. 46. Section 32-2523, Arizona Revised Statutes, is amended to
8 read:

9 32-2523. Licensure; renewal; continuing education; expiration

10 A. EXCEPT AS PROVIDED IN SECTION 32-4301, each holder of a regular
11 license shall renew the license on or before June 1 of each year by paying
12 the prescribed renewal fee and supplying the board with information it deems
13 necessary including proof of having completed twenty hours of category I
14 continuing medical education approved by the American academy of physician
15 assistants, the American medical association, the American osteopathic
16 association or other accrediting organization acceptable to the board within
17 the previous renewal year of July 1 through June 30.

18 B. EXCEPT AS PROVIDED IN SECTION 32-4301, if a holder of a regular
19 license fails to renew the license on or before July 1 of each year that
20 person shall pay the prescribed penalty fee for a late renewal.

21 C. EXCEPT AS PROVIDED IN SECTION 32-4301, if a holder of a regular
22 license fails to renew the license on or before October 1 of each year, the
23 license expires. It is unlawful for a person to perform health care tasks of
24 a physician assistant after the license expires.

25 D. A person whose license expires may reapply for licensure pursuant
26 to this chapter.

27 E. If a licensee does not meet the requirements of subsection A OF
28 THIS SECTION because of that person's illness, ~~military service~~, religious
29 missionary activity or residence in a foreign country or any other
30 extenuating circumstance, the board may grant an extension of the deadline if
31 it receives a written request to do so from the licensee that details the
32 reasons for this request.

33 Sec. 47. Section 32-2607, Arizona Revised Statutes, is amended to
34 read:

35 32-2607. Fees; renewal of license or registration certificate

36 A. The department shall charge and collect reasonable fees as
37 determined by the director to cover the operational and equipment costs of
38 regulating the security guard industry.

39 B. An agency license granted under this chapter may be renewed after
40 receiving an application on such form as the department prescribes, receipt
41 of the fees prescribed pursuant to subsection A OF THIS SECTION and proof of
42 required liability insurance and workers' compensation. EXCEPT AS PROVIDED
43 IN SECTION 32-4301, in no event shall renewal be granted more than ninety
44 days after the expiration date of a license. No person, firm, company,
45 partnership or corporation may carry on any business subject to this article

1 during any period that may exist between the date of expiration of a license
2 and the renewal of the license.

3 C. A security guard or armed security guard registration certificate
4 granted under this article may be issued after application on such form as
5 the department prescribes, the payment of fees prescribed pursuant to
6 subsection A **OF THIS SECTION** and proof of the completion of training as
7 required by this chapter.

8 D. A security guard or armed security guard registration certificate
9 granted under this article may be renewed after application on such form as
10 the department prescribes and the payment of renewal fees.

11 E. **EXCEPT AS PROVIDED IN SECTION 32-4301**, the department shall not
12 renew an agency license or registration certificate more than ninety calendar
13 days after expiration. A licensee or registrant shall not engage in any
14 activity regulated by this chapter during any period between the date of
15 expiration of the license or registration and the renewal of the license or
16 registration.

17 F. The department may renew a suspended license or registration as
18 provided in this chapter. While suspended, the renewal of the license or
19 registration does not entitle the licensee, security guard or armed security
20 guard to engage in any activity regulated by this chapter or in any other
21 activity or conduct in violation of the order or judgment that suspended the
22 license or registration certificate.

23 G. The department shall not renew a revoked license or registration
24 certificate. The department shall not accept an application for a license or
25 registration from a person whose license or registration has been revoked
26 until at least one year after the date of revocation.

27 Sec. 48. Section 32-2816, Arizona Revised Statutes, is amended to
28 read:

29 **32-2816. Certificates; terms; registration; renewal;**
30 **cancellation; waiver**

31 A. **EXCEPT AS PROVIDED IN SECTION 32-4301**, if a certificate holder's
32 last name begins with a letter that falls between A through M, the
33 certificate expires on the certificate holder's birthday in every even
34 numbered year. All other certificates expire on the certificate holder's
35 birthday in every odd numbered year. The board shall notify a certificate
36 holder thirty days before the expiration date of the certificate.

37 B. The board may renew a certificate for two years on payment of a
38 renewal fee in an amount established by the board pursuant to section 32-2803
39 and submission of a renewal application containing information the board
40 requires to show that the applicant for renewal is a technologist in good
41 standing. The applicant for renewal shall also present evidence satisfactory
42 to the board of having completed twenty-four hours of continuing education in
43 radiologic technology within the preceding two years. If a radiologic
44 technologist is certified by the American registry of radiologic
45 technologists, that person must satisfy the continuing education requirements

1 of this subsection by providing the board with evidence of the technologist's
2 good standing and current certification with that registry.

3 C. A certificate holder who fails to renew the certificate on or
4 before the certificate holder's birthday as prescribed in subsection A of
5 this section shall pay a penalty fee of fifty dollars for late renewal.

6 D. A certificate holder who does not renew a certificate within thirty
7 days after the certificate expires and who continues the active practice of
8 radiologic technology without adequate cause satisfactory to the board is
9 subject to censure, reprimand or denial of right to renew the certificate
10 pursuant to section 32-2821.

11 E. On the request of a certificate holder in good standing, the board
12 shall cancel a certificate.

13 F. The board shall waive the renewal fee if a certificate holder
14 submits an affidavit to the board stating that the certificate holder is
15 retired from the practice of radiologic technology or wishes to be placed on
16 inactive status. A retired or inactive technologist who practices is subject
17 to the same penalties imposed pursuant to this chapter on a person who
18 practices radiologic technology without a certificate.

19 G. The board may reinstate a technologist on retired or inactive
20 status on payment of the renewal fee pursuant to subsection B of this
21 section.

22 Sec. 49. Section 32-2841, Arizona Revised Statutes, is amended to
23 read:

24 32-2841. Mammographic technologists; certification

25 A. A person who wishes to perform diagnostic or screening mammography
26 as defined in section 30-651 shall obtain a mammographic technologist
27 certificate from the board. The board shall issue a certificate to an
28 applicant who:

29 1. Pays a twenty dollar application fee.

30 2. Holds a current radiologic technologist certificate issued by the
31 board.

32 3. Completes the education requirements of subsection B of this
33 section.

34 4. Passes an examination as prescribed in subsection C of this
35 section.

36 B. To satisfy the education requirements of subsection A of this
37 section, an applicant for certification shall complete forty hours of
38 didactic instruction and at least one hundred sixty hours of clinical
39 instruction taught by a facility accredited by the American college of
40 radiology or licensed by this state. Courses shall be taught by instructors
41 who have completed at least four hundred mammograms in the previous year.
42 Clinical instruction shall be competency based and positions that cannot be
43 tested on patients shall be tested through simulations. Didactic and
44 clinical instruction shall include the following:

- 1 1. The anatomy and physiology of the breast.
- 2 2. Classification of breast tissue.
- 3 3. Epidemiology of the breast.
- 4 4. Methods to detect breast cancer.
- 5 5. Sources of information regarding breast cancer.
- 6 6. The influence of technical factors.
- 7 7. Positioning of the breast.
- 8 8. Film and image evaluation and critique.
- 9 9. Radiation biology and radiation protection.
- 10 10. Quality assurance methods.
- 11 11. The physics of mammography.

12 C. To satisfy the examination requirements of this section an
13 applicant shall pass an examination in mammography administered by either the
14 board or by the American registry of radiologic technologists. Examinations
15 administered by the board shall use the same grading standards established by
16 the American registry of radiologic technologists examination.

17 D. **EXCEPT AS PROVIDED IN SECTION 32-4301**, a certificate issued under
18 this section is valid for two years. If a certificate holder's last name
19 begins with a letter that falls between A through M, the certificate expires
20 on the certificate holder's birthday in every even-numbered year. All other
21 certificates expire on the certificate holder's birthday in every
22 odd-numbered year. The board shall notify a certificate holder thirty days
23 before the expiration date of the certificate. An applicant for renewal of
24 this certificate shall present evidence satisfactory to the board of having
25 completed eight hours of continuing education in mammography within the
26 preceding two years. If a radiologic technologist is certified by the
27 American registry of radiologic technologists, that person must satisfy the
28 continuing education requirements of this subsection by providing the board
29 with evidence of the technologist's good standing and current certification
30 with that registry. The applicant shall also pay a twenty dollar renewal fee
31 to the board.

32 E. The board shall prorate fees for:

33 1. A certificate renewed before ~~the effective date of this section~~
34 **AUGUST 22, 2002**.

35 2. A new certificate for the remaining full calendar months of the
36 respective group to which the certificate is assigned.

37 F. The board shall issue a temporary certificate to a person who meets
38 the requirements of subsection A, paragraphs 1, 2 and 3 of this section if
39 that person also provides the board with verification of employment and the
40 name of the radiologist who agrees to be responsible for the applicant's
41 supervision and training. A temporary certificate is valid for thirty days
42 from the date it is issued and may be renewed one time for an additional six
43 months. If the holder completes all of the requirements of subsection A of
44 this section within that time, the board shall issue a regular certificate.
45 This certificate is valid for two years from the date the board issued the

1 temporary certificate and shall be renewed as prescribed under subsection D
2 of this section.

3 G. A person or facility that employs a person certified under this
4 section shall report any suspected violations of section 32-2821 to the
5 board. The board shall investigate the complaint and act as prescribed under
6 section 32-2821. If in the course of its investigation the board determines
7 that a person regulated by another regulatory agency of this state may have
8 violated that agency's laws, the board shall report the violation to the
9 other agency for disciplinary action.

10 Sec. 50. Section 32-2915, Arizona Revised Statutes, is amended to
11 read:

12 32-2915. Licensure; issuance; duplicate licenses; renewal;
13 expiration; cancellation

14 A. The board shall issue a license to practice homeopathic medicine in
15 this state if the applicant meets all board requirements for licensure and
16 pays the licensure fee.

17 B. The board may issue a duplicate license to a person who holds a
18 license under this chapter on payment of the duplicate license fee.

19 C. By December 1 of each year the executive director shall notify each
20 licensee of the renewal date and provide the current renewal form. The
21 executive director shall send this notice by first class mail to the address
22 the licensee most recently provided to the board.

23 D. EXCEPT AS PROVIDED IN SECTION 32-4301, a licensee shall renew the
24 license on or before January 1 of each year by submitting a completed renewal
25 form and the renewal fee. A licensee who fails to do this by February 1
26 shall also submit the late fee prescribed in this article. A license expires
27 if it is not renewed as prescribed by this subsection on or before May 1.

28 E. The board may issue a license to a person whose license has expired
29 only if that person applies for a license as prescribed in sections 32-2912
30 and 32-2913.

31 F. With each application for licensure renewal, the licensee shall
32 include a report of disciplinary actions, restriction and any other action
33 placed on or against the license or practice by any other state regulatory
34 board or agency of the federal government, including the denial of a license
35 for failing a special purpose licensing examination. The report shall
36 include the name and address of the sanctioning agency, the nature of the
37 action taken and a general statement of the charges leading to the action
38 taken.

39 G. On request of a licensee the board shall cancel that person's
40 license to practice homeopathic medicine if the licensee is not the subject
41 of a board investigation or disciplinary proceeding. The board may cancel
42 the license of a person under investigation for violating this chapter or
43 board rules if the licensee admits to the violations in writing and on the
44 board record.

1 Sec. 51. Section 32-3273, Arizona Revised Statutes, is amended to
2 read:

3 32-3273. License renewal; continuing education

4 A. EXCEPT AS PROVIDED IN SECTION 32-4301, a license issued pursuant to
5 this chapter is renewable biennially by paying the renewal fee prescribed by
6 the board and submitting evidence satisfactory to the appropriate
7 credentialing committee of completion of relevant continuing education
8 experience as determined by the appropriate credentialing committee during
9 the previous twenty-four month period.

10 B. The board shall send notice in writing of required relevant
11 continuing education experience to each licensee at least ninety days before
12 the renewal date.

13 C. A licensee must satisfy the continuing education requirements that
14 are prescribed by the board by rule and that are designed to provide the
15 necessary understanding of ethics, cultural competency, current developments,
16 skills, procedures and treatments related to behavioral health and to ensure
17 the continuing competence of licensees. The board shall adopt rules to
18 prescribe the manner of documenting compliance with this subsection.

19 Sec. 52. Section 32-3426, Arizona Revised Statutes, is amended to
20 read:

21 32-3426. Renewal of license

22 A. EXCEPT AS PROVIDED IN SECTION 32-4301, a license issued under this
23 chapter is subject to renewal every two years and expires unless renewed.
24 The board may reinstate a license cancelled for failure to renew on
25 compliance with board rules for renewal of licenses.

26 B. On request, the board shall grant inactive status to a licensee who
27 does not practice as an occupational therapist or occupational therapy
28 assistant and who maintains any continuing education requirements.

29 C. The board may establish by rule additional requirements for license
30 renewal which require continuing education.

31 Sec. 53. Section 32-3525, Arizona Revised Statutes, is amended to
32 read:

33 32-3525. Renewal of license

34 EXCEPT AS PROVIDED IN SECTION 32-4301, a license issued under this
35 chapter is subject to renewal every other year on or before the birthday of
36 the licensee and expires unless renewed. The board may reinstate a license
37 cancelled for failure to renew on compliance with board requirements for
38 renewal of licenses.

39 Sec. 54. Section 32-3619, Arizona Revised Statutes, is amended to
40 read:

41 32-3619. Renewal of license or certificate; fees

42 A. Except as otherwise provided in this section AND IN SECTION
43 32-4301, to renew a license or certificate as a state licensed or state
44 certified appraiser, the holder of a current, valid license or certificate
45 shall make an application and pay the prescribed fee to the board not earlier

1 than ninety days nor later than thirty days before the expiration date of the
2 license or certificate then held. With the application for renewal, the
3 state licensed or state certified appraiser shall present evidence in the
4 form prescribed by the board of having completed the continuing education
5 requirements for renewal specified in section 32-3625. The renewal
6 application shall be mailed to the last known address of record not more than
7 ninety days nor less than sixty days before the renewal date.

8 B. The board may accept a renewal application after the expiration
9 date and within ninety days of the date of expiration but shall assess a
10 delinquent renewal fee in addition to the renewal fee.

11 ~~C. A person deployed outside of the United States on active military
12 duty with the United States armed forces and whose license or certificate has
13 expired during such active military duty outside of the United States may
14 file a renewal application within one hundred eighty days of returning home
15 from active military duty and shall not be required to pay a delinquent
16 renewal fee. Evidence of the renewal applicant's dates and locations of
17 deployment must be submitted with a renewal application filed under this
18 subsection. In addition, the renewal applicant must provide evidence of
19 completion of the continuing education requirements that the renewal
20 applicant would have otherwise been required to meet during the period
21 preceding the renewal application.~~

22 ~~D.~~ C. An appraiser who fails to seek renewal within the time period
23 specified in subsection A, ~~OR B or C~~ of this section must reapply for
24 licensure or certification and meet all of the requirements of this chapter.

25 ~~E.~~ D. An appraiser shall not engage in, advertise or purport to
26 engage in real estate appraisal activity in this state after a license or
27 certificate has expired and before the renewal of the expired license or
28 certificate.

29 ~~F.~~ E. Notwithstanding section 41-1092.11, a license or certificate
30 expires on its expiration date.

31 Sec. 55. Section 32-3628, Arizona Revised Statutes, is amended to
32 read:

33 32-3628. Inactive license or certificate status during military
34 duty; reactivation application; renewal application
35 and fee; continuing education

36 A. A license or certificate holder who is ordered to active military
37 duty with the United States armed forces may request that the license or
38 certificate be placed on inactive status by filing with the board an
39 application that includes all of the following:

- 40 1. The license or certificate holder's name.
- 41 2. The license or certificate number.
- 42 3. The date that the active military duty begins.
- 43 4. A request for inactive status.

1 B. The license or certificate is deemed to be on inactive status while
2 the license or certificate holder is on active military duty but the period
3 of inactive status may not exceed three years.

4 C. A license or certificate holder who is on inactive status pursuant
5 to this section shall not do either of the following:

6 1. Represent that the holder is an active appraiser licensed or
7 certified in this state.

8 2. Perform real estate appraisals or appraisal reviews on real estate
9 in this state.

10 D. A license or certificate holder on inactive status must file with
11 the board an application for reactivation of the license or certificate
12 within thirty days after returning home from active military duty.

13 E. If the holder of an inactive license or certificate timely files an
14 application for reactivation of the license or certificate, the license or
15 certificate is returned to active status on the board's approval of the
16 application for reactivation. The time period for completion of the
17 continuing education requirements that the license or certificate holder
18 would otherwise have been required to meet during the period when the license
19 or certificate was on inactive status is extended for a period not to exceed
20 ~~one hundred eighty~~ NINETY days after return from active military duty. The
21 license or certificate holder must submit proof of completion of any
22 continuing education requirements to the board no later than thirty days
23 after completion.

24 F. If the holder of an inactive license or certificate under this
25 section does not make a timely application for reactivation as required by
26 subsection D of this section, the holder must reapply for licensure or
27 certification meeting all of the requirements of this chapter.

28 G. A license or certificate holder who is on inactive status pursuant
29 to this section remains on inactive status until the board approves the
30 application for reactivation of the license or certificate.

31 H. The holder of an inactive license or certificate applying for
32 reactivation of the license or certificate under this section shall include
33 with the application for reactivation a copy of the documentation from the
34 armed forces showing the period of time that the holder of the inactive
35 license or certificate was on active military duty.

36 I. Any license or certificate holder who places the holder's license
37 or certificate on inactive status under this section must pay the renewal fee
38 prescribed in section 32-3607 and complete an application for renewal
39 pursuant to section 32-3619. A license or certificate holder on inactive
40 status pursuant to this section who files an application for reactivation is
41 required to provide evidence of completion of the continuing education
42 requirements pursuant to subsection E of this section.

43 J. For the purposes of this section, active military duty does not
44 include service persons performing weekend drill and annual training.

1 Sec. 56. Section 32-3652, Arizona Revised Statutes, is amended to
2 read:

3 32-3652. Registration; renewal; fees

4 A. An individual who wishes to act as a property tax agent shall apply
5 for registration by submitting to the board a completed application form
6 prescribed by the board with the initial registration fee. The applicant
7 shall also file with the board an affidavit stating whether the applicant has
8 been convicted of a felony or any misdemeanor involving dishonesty or moral
9 turpitude in this or any other state within the last ten years. The board
10 may review the affidavit and issue or deny the registration based on its
11 findings.

12 B. **EXCEPT AS PROVIDED IN SECTION 32-4301**, registration is valid for
13 two years. An individual may renew a registration by submitting to the board
14 a renewal form prescribed by the board with the renewal fee on or before the
15 date the registration expires.

16 C. An appraiser licensed or certified pursuant to this chapter may
17 register and renew registration as a property tax agent without paying the
18 fee prescribed by this section.

19 D. The board shall issue a certificate of registration to an
20 individual, if the individual complies with this section and the individual
21 is not prohibited from registering pursuant to section 32-3654.

22 E. A person shall not act as a property tax agent if the person is not
23 registered pursuant to this section.

24 F. The board shall collect from each individual a fee of:

25 1. Two hundred dollars for an initial registration.

26 2. One hundred dollars for a renewal.

27 3. Five dollars for a duplicate registration certificate.

28 G. The board shall deposit, pursuant to sections 35-146 and 35-147,
29 monies collected pursuant to subsection F of this section in the board of
30 appraisal fund.

31 Sec. 57. Section 32-3925, Arizona Revised Statutes, is amended to
32 read:

33 32-3925. Renewal of license; continuing education

34 A. **EXCEPT AS PROVIDED IN SECTION 32-4301**, a license issued pursuant to
35 this chapter is subject to renewal each year and expires unless renewed.

36 B. The executive director shall send a renewal application to each
37 licensee at least sixty days before expiration of the license.

38 C. A licensee shall include with the application for renewal
39 documentation satisfactory to the board that the licensee has successfully
40 completed at least fifteen hours of board approved continuing education each
41 year.

42 D. On compliance with board requirements for the renewal of licenses,
43 the board may reinstate a license canceled for failure to renew.

1 E. When a licensee renews a license, the licensee must submit to the
2 board evidence of the successful completion of at least twenty-five hours of
3 continuing education in the practice of massage therapy, as approved by the
4 board, during the immediately preceding two years.

5 Sec. 61. Section 32-4226, Arizona Revised Statutes, is amended to
6 read:

7 32-4226. Renewal of an expired license; reinstatement of a
8 lapsed license

9 A. EXCEPT AS PROVIDED IN SECTION 32-4301, the board may renew an
10 expired license on payment of a renewal fee and a delinquency fee and on
11 proof that the applicant continues to meet all requirements for continuing
12 competency and continuing education established by the board.

13 B. The board may reinstate a lapsed license on payment of a renewal
14 fee and a reinstatement fee and on proof that the applicant continues to meet
15 all requirements for continuing competency and continuing education
16 established by the board.

17 C. If a person's license has lapsed for more than three consecutive
18 years, that person shall reapply for a license and pay all applicable fees.
19 The person shall also demonstrate to the board's satisfaction competency in
20 the practice of massage therapy or shall serve an internship under a
21 restricted license or take remedial courses as determined by the board, or
22 both, at the board's discretion. The board may also require the applicant to
23 take an examination.

24 Sec. 62. Title 32, Arizona Revised Statutes, is amended by adding
25 chapter 43, to read:

26 CHAPTER 43

27 LICENSE, CERTIFICATE OR REGISTRATION RENEWALS FOR MILITARY MEMBERS

28 ARTICLE 1. GENERAL PROVISIONS

29 32-4301. License, certificate or registration expiration;
30 military active duty; one hundred eighty day
31 extension

32 A. EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, A LICENSE,
33 CERTIFICATE OR REGISTRATION ISSUED PURSUANT TO THIS TITLE TO ANY MEMBER OF
34 THE ARIZONA NATIONAL GUARD OR THE UNITED STATES ARMED FORCES RESERVES SHALL
35 NOT EXPIRE WHILE THE MEMBER IS SERVING ON FEDERAL ACTIVE DUTY AND SHALL BE
36 EXTENDED ONE HUNDRED EIGHTY DAYS AFTER THE MEMBER RETURNS FROM FEDERAL ACTIVE
37 DUTY, PROVIDED THAT THE MEMBER, OR THE LEGAL REPRESENTATIVE OF THE MEMBER,
38 NOTIFIES THE LICENSE, CERTIFICATE OR REGISTRATION ISSUING AUTHORITY OF THE
39 FEDERAL ACTIVE DUTY STATUS OF THE MEMBER. A LICENSE, CERTIFICATE OR
40 REGISTRATION ISSUED PURSUANT TO THIS TITLE TO ANY MEMBER SERVING IN THE
41 REGULAR COMPONENT OF THE UNITED STATES ARMED FORCES SHALL BE EXTENDED ONE
42 HUNDRED EIGHTY DAYS FROM THE DATE OF EXPIRATION, PROVIDED THAT THE MEMBER, OR
43 THE LEGAL REPRESENTATIVE OF THE MEMBER, NOTIFIES THE LICENSE, CERTIFICATE OR
44 REGISTRATION ISSUING AUTHORITY OF THE FEDERAL ACTIVE DUTY STATUS OF THE
45 MEMBER.

1 B. A LICENSE, CERTIFICATE OR REGISTRATION ISSUED PURSUANT TO THIS
2 TITLE TO ANY MEMBER OF THE ARIZONA NATIONAL GUARD, THE UNITED STATES ARMED
3 FORCES RESERVES OR THE REGULAR COMPONENT OF THE UNITED STATES ARMED FORCES
4 SHALL NOT EXPIRE AND SHALL BE EXTENDED ONE HUNDRED EIGHTY DAYS FROM THE DATE
5 THE MILITARY MEMBER IS ABLE TO PERFORM ACTIVITIES NECESSARY UNDER THE
6 LICENSE, CERTIFICATE OR REGISTRATION IF THE MEMBER BOTH:

7 1. IS RELEASED FROM ACTIVE DUTY SERVICE.

8 2. SUFFERS AN INJURY AS A RESULT OF ACTIVE DUTY SERVICE THAT
9 TEMPORARILY PREVENTS THE MEMBER FROM BEING ABLE TO PERFORM ACTIVITIES
10 NECESSARY UNDER THE LICENSE, CERTIFICATE OR REGISTRATION.

11 C. IF THE LICENSE, CERTIFICATE OR REGISTRATION IS RENEWED DURING THE
12 APPLICABLE EXTENDED TIME PERIOD AFTER THE MEMBER RETURNS FROM FEDERAL ACTIVE
13 DUTY, THE MEMBER IS RESPONSIBLE ONLY FOR NORMAL FEES AND ACTIVITIES RELATING
14 TO RENEWAL OF THE LICENSE, CERTIFICATE OR REGISTRATION AND SHALL NOT BE
15 CHARGED ANY ADDITIONAL COSTS SUCH AS LATE FEES OR DELINQUENCY FEES.

16 D. THE MEMBER, OR THE LEGAL REPRESENTATIVE OF THE MEMBER, SHALL
17 PRESENT TO THE AUTHORITY ISSUING THE LICENSE, CERTIFICATE OR REGISTRATION A
18 COPY OF THE MEMBER'S OFFICIAL MILITARY ORDERS, A REDACTED MILITARY
19 IDENTIFICATION CARD OR A WRITTEN VERIFICATION FROM THE MEMBER'S COMMANDING
20 OFFICER BEFORE THE END OF THE APPLICABLE EXTENDED TIME PERIOD IN ORDER TO
21 QUALIFY FOR THE EXTENSION.

22 E. THIS SECTION DOES NOT APPLY TO LICENSES ISSUED PURSUANT TO CHAPTER
23 10 OF THIS TITLE IF A PERSON OTHER THAN THE PERSON WHO IS A MEMBER OF THE
24 ARIZONA NATIONAL GUARD, THE UNITED STATES ARMED FORCES RESERVES OR THE
25 REGULAR COMPONENT OF THE UNITED STATES ARMED FORCES AS DESCRIBED IN
26 SUBSECTION A IS AUTHORIZED TO RENEW THE LICENSE.

27 F. A LICENSE OR CERTIFICATE ISSUED PURSUANT TO CHAPTER 36 OF THIS
28 TITLE TO ANY MEMBER OF THE ARIZONA NATIONAL GUARD, THE UNITED STATES ARMED
29 FORCES RESERVES OR THE REGULAR COMPONENT OF THE UNITED STATES ARMED FORCES
30 SHALL BE PLACED IN ACTIVE STATUS FOR NINETY DAYS AFTER THE MEMBER RETURNS
31 FROM FEDERAL ACTIVE DUTY, PROVIDED THAT THE MEMBER, OR THE LEGAL
32 REPRESENTATIVE OF THE MEMBER, NOTIFIES THE STATE BOARD OF APPRAISAL OF THE
33 FEDERAL ACTIVE DUTY STATUS OF THE MEMBER.

34 Sec. 63. Section 36-446.07, Arizona Revised Statutes, is amended to
35 read:

36 36-446.07. Disciplinary actions; grounds for disciplinary
37 action; renewal; continuing education; inactive
38 status; hearings; settlement; judicial review;
39 military members

40 A. The board may suspend or revoke the license of any nursing care
41 institution administrator, censure or place on probation any licensed nursing
42 care institution administrator or deny a license as a nursing care
43 institution administrator to any person for any of the following reasons:

44 1. Conviction of a felony or conviction of any misdemeanor involving
45 moral turpitude.

- 1 2. Obtaining or renewing a license by fraud or deceit.
- 2 3. Unprofessional conduct.
- 3 4. Practicing without biennial licensure.
- 4 5. Addiction to or dependency on drugs or alcohol.
- 5 6. Wrongful transfer of a license or falsely impersonating another
- 6 licensee.
- 7 7. Unauthorized disclosure of information relating to a patient or a
- 8 patient's records.
- 9 8. Payment to any person for solicitation or procurement, either
- 10 directly or indirectly, of nursing home patronage.
- 11 9. Violation of this article or a rule adopted pursuant to this
- 12 article.
- 13 B. The board may suspend or revoke the certificate of an assisted
- 14 living facility manager, censure or place on probation an assisted living
- 15 facility manager or deny a certificate as an assisted living facility manager
- 16 to a person for any of the following reasons:
- 17 1. Conviction of a felony or conviction of a misdemeanor involving
- 18 moral turpitude.
- 19 2. Obtaining or renewing a certificate by fraud or deceit.
- 20 3. Unprofessional conduct.
- 21 4. Practicing without biennial certification.
- 22 5. Addiction to or dependency on drugs or alcohol.
- 23 6. Wrongful transfer of a certificate or falsely impersonating another
- 24 certificate holder.
- 25 7. Unauthorized disclosure of information relating to a resident or a
- 26 resident's records.
- 27 8. Violation of this article or a rule adopted pursuant to this
- 28 article.
- 29 C. The board may impose a civil penalty in an amount of not to exceed
- 30 five hundred dollars on any nursing care institution administrator or
- 31 assisted living facility manager who violates this article or any rule
- 32 adopted pursuant to this article. Actions to enforce the collection of these
- 33 penalties shall be brought in the name of this state by the attorney general
- 34 or the county attorney in the justice court or the superior court in the
- 35 county in which the violation occurred. Penalties imposed under this section
- 36 are in addition to and not in limitation of other penalties imposed pursuant
- 37 to this article.
- 38 D. The board may file a letter of concern if, in the opinion of the
- 39 board, while there is insufficient evidence to support direct action against
- 40 the license of the administrator or the certificate of the manager, there is
- 41 sufficient evidence for the board to notify the administrator or manager of
- 42 its concern.
- 43 E. Every holder of a nursing care institution administrator's license
- 44 shall renew it biennially by making application to the board. The renewals
- 45 shall be granted as a matter of course if the holder has successfully

1 completed at least fifty hours of continuing education every two years as
2 established by the board in its rules, unless the applicant has acted or
3 failed to act in such a manner or under such circumstances as would
4 constitute grounds for taking any of the disciplinary actions permitted by
5 this section. The board shall maintain a log of each complaint substantiated
6 by the board or deficiency report concerning an administrator and shall
7 retain in the administrator's file a copy of each such complaint or report
8 and the action taken on it, if any. The board shall review and consider the
9 administrator's file in determining whether to renew the administrator's
10 license.

11 F. EXCEPT AS PROVIDED IN SUBSECTION O OF THIS SECTION, every holder of
12 an assisted living facility manager's certificate shall renew it biennially
13 by making application to the board. The renewals shall be granted as a
14 matter of course if the holder has successfully completed continuing
15 education every two years as established by the board in its rules, unless
16 the applicant has acted or failed to act in a manner or under circumstances
17 that constitute grounds for taking disciplinary action permitted by this
18 section. The board shall maintain a log of each complaint substantiated by
19 the board or deficiency report concerning a manager and shall retain in the
20 manager's file a copy of each complaint or report and the action taken on it,
21 if any. The board shall review and consider the manager's file in
22 determining whether to renew the manager's certificate.

23 G. EXCEPT AS PROVIDED IN SUBSECTION O OF THIS SECTION, failure on the
24 part of any licensed nursing care institution administrator or certified
25 assisted living facility manager to furnish evidence of having attended the
26 required continuing education hours during the preceding two years shall
27 preclude renewal of the license or certificate unless the continuing
28 education requirement is fulfilled within one hundred twenty days.

29 H. On written request to the board, a nursing care institution
30 administrator in good standing may cause the administrator's name and license
31 to be transferred to an inactive list. Any nursing care institution
32 administrator on inactive license status shall pay a license renewal fee. On
33 written request to the board, and subsequent approval by the board, a nursing
34 care institution administrator on inactive license status may resume active
35 license status on meeting twenty-five hours of continuing education
36 requirements within six months and payment of the current fee.

37 I. On written request to the board, the board shall transfer an
38 assisted living facility manager in good standing to an inactive list. An
39 assisted living facility manager on inactive certificate status shall pay a
40 certificate renewal fee prescribed by the board of not more than one hundred
41 dollars every two years. On written request to the board, and subsequent
42 approval by the board, an assisted living facility manager on inactive
43 certificate status may resume active certificate status on meeting
44 requirements for six hours of continuing education within six months and
45 payment of the current fee.

1 J. Suspension, revocation or denial of renewal of a license or
2 certificate or censure or probation of a licensee or certificate holder by
3 the board becomes effective only on the board's first giving the licensee or
4 certificate holder prior written notice and affording the licensee or
5 certificate holder the right to request a hearing within twenty days of the
6 receipt of notice. A hearing is not required before the denial of an
7 original application for a license or a certificate. All hearings shall be
8 conducted pursuant to title 41, chapter 6, article 10.

9 K. Any person wishing to make a complaint against a licensee or
10 certificate holder under this article shall file a written complaint with the
11 board within one year from the date of the action causing the complaint. If
12 the board determines that the charges made in the complaint are sufficient,
13 if true, to warrant suspension or revocation of a license or certificate
14 issued under this article or censure or probation of a licensee or
15 certificate holder under this article, it shall issue an order fixing the
16 time and place for a hearing and requiring the licensee or certificate holder
17 complained against to appear and answer the complaint. The order shall have
18 affixed to it a copy of the complaint and both shall be served on the
19 licensee or certificate holder either personally or by certified mail sent to
20 the licensee's or the certificate holder's last known address at least twenty
21 days before the date set for the hearing. All hearings shall be conducted
22 pursuant to title 41, chapter 6, article 10.

23 L. The board and an administrator or manager may enter into a
24 settlement of any matter under investigation either before or after a notice
25 of the hearing has been issued if the board determines that the proposed
26 settlement adequately protects the public safety, health and welfare. The
27 board shall record the terms of each settlement entered into and shall make
28 the record available for public inspection.

29 M. Except as provided in section 41-1092.08, subsection H, final
30 decisions of the board are subject to judicial review pursuant to title 12,
31 chapter 7, article 6.

32 N. If the board has initiated an investigation pursuant to this
33 section, the board may continue the investigation and discipline the person
34 under investigation even if that person resigns from practice after the board
35 has initiated the investigation.

36 O. A LICENSE OR CERTIFICATE ISSUED PURSUANT TO THIS CHAPTER TO ANY
37 MEMBER OF THE ARIZONA NATIONAL GUARD OR THE UNITED STATES ARMED FORCES
38 RESERVES SHALL NOT EXPIRE WHILE THE MEMBER IS SERVING ON FEDERAL ACTIVE DUTY
39 AND SHALL BE EXTENDED ONE HUNDRED EIGHTY DAYS AFTER THE MEMBER RETURNS FROM
40 FEDERAL ACTIVE DUTY, PROVIDED THAT THE MEMBER, OR THE LEGAL REPRESENTATIVE OF
41 THE MEMBER, NOTIFIES THE BOARD OF THE FEDERAL ACTIVE DUTY STATUS OF THE
42 MEMBER. A LICENSE OR CERTIFICATE ISSUED PURSUANT TO THIS CHAPTER TO ANY
43 MEMBER SERVING IN THE REGULAR COMPONENT OF THE UNITED STATES ARMED FORCES
44 SHALL BE EXTENDED ONE HUNDRED EIGHTY DAYS FROM THE DATE OF EXPIRATION,
45 PROVIDED THAT THE MEMBER, OR THE LEGAL REPRESENTATIVE OF THE MEMBER, NOTIFIES

1 THE BOARD OF THE FEDERAL ACTIVE DUTY STATUS OF THE MEMBER. IF THE LICENSE OR
2 CERTIFICATE IS RENEWED DURING THE APPLICABLE EXTENDED TIME PERIOD, THE MEMBER
3 IS RESPONSIBLE ONLY FOR NORMAL FEES AND ACTIVITIES RELATING TO RENEWAL OF THE
4 LICENSE AND SHALL NOT BE CHARGED ANY ADDITIONAL COSTS SUCH AS LATE FEES OR
5 DELINQUENCY FEES. THE MEMBER, OR THE LEGAL REPRESENTATIVE OF THE MEMBER,
6 SHALL PRESENT TO THE BOARD A COPY OF THE MEMBER'S OFFICIAL MILITARY ORDERS, A
7 REDACTED MILITARY IDENTIFICATION CARD OR A WRITTEN VERIFICATION FROM THE
8 MEMBER'S COMMANDING OFFICER BEFORE THE END OF THE APPLICABLE EXTENDED TIME
9 PERIOD IN ORDER TO QUALIFY FOR THE EXTENSION.

10 P. A LICENSE OR CERTIFICATE ISSUED PURSUANT TO THIS CHAPTER TO ANY
11 MEMBER OF THE ARIZONA NATIONAL GUARD, THE UNITED STATES ARMED FORCES RESERVES
12 OR THE REGULAR COMPONENT OF THE UNITED STATES ARMED FORCES SHALL NOT EXPIRE
13 AND SHALL BE EXTENDED ONE HUNDRED EIGHTY DAYS FROM THE DATE THE MILITARY
14 MEMBER IS ABLE TO PERFORM ACTIVITIES NECESSARY UNDER THE LICENSE OR
15 CERTIFICATE IF THE MEMBER BOTH:

- 16 1. IS RELEASED FROM ACTIVE DUTY SERVICE.
- 17 2. SUFFERS AN INJURY AS A RESULT OF ACTIVE DUTY SERVICE THAT
18 TEMPORARILY PREVENTS THE MEMBER FROM BEING ABLE TO PERFORM ACTIVITIES
19 NECESSARY UNDER THE LICENSE, CERTIFICATE OR REGISTRATION.

20 Sec. 64. Section 36-1904, Arizona Revised Statutes, is amended to
21 read:

22 36-1904. Issuance of license; renewal of license; continuing
23 education; military members

24 A. The director shall issue a regular license to each applicant who
25 meets the requirements of this chapter. A regular license is valid for one
26 year.

27 B. A licensee shall renew a regular license annually on payment of the
28 renewal fee prescribed in section 36-1908. There is a thirty day grace
29 period after the expiration of a regular license. During this period the
30 licensee may renew a regular license on payment of a late fee in addition to
31 the renewal fee.

32 C. When renewing a regular license as a hearing aid dispenser, the
33 licensee shall provide proof of having completed at least twelve hours of
34 continuing education within the prior twelve months. Courses sponsored by a
35 single manufacturer of hearing aids may not satisfy more than four hours of
36 continuing education within the prior twelve months.

37 D. When renewing a regular license in audiology or in speech-language
38 pathology, the licensee shall provide proof of having completed at least ten
39 hours of continuing education within the prior twelve months. Courses
40 sponsored by a single manufacturer of hearing aids may not satisfy more than
41 four hours of continuing education within the prior twelve months for persons
42 with a license in audiology.

1 E. The director by rule shall provide standards for continuing
2 education courses required by this section.

3 F. The director may refuse to renew a regular license for any cause
4 provided in section 36-1934.

5 G. A person who does not renew a regular license as prescribed by this
6 section shall apply for a new license pursuant to the requirements of this
7 chapter. If an application is received by the director within one year of
8 the expiration date of the license, the applicant is not required to take an
9 examination.

10 H. A person who reapplies for a regular license issued pursuant to
11 this chapter must provide proof of completion of the continuing education
12 hours prescribed by subsection C or D of this section within the previous
13 twelve months before the date of reapplication.

14 I. A LICENSE ISSUED PURSUANT TO THIS CHAPTER TO ANY MEMBER OF THE
15 ARIZONA NATIONAL GUARD OR THE UNITED STATES ARMED FORCES RESERVES SHALL NOT
16 EXPIRE WHILE THE MEMBER IS SERVING ON FEDERAL ACTIVE DUTY AND SHALL BE
17 EXTENDED ONE HUNDRED EIGHTY DAYS AFTER THE MEMBER RETURNS FROM FEDERAL ACTIVE
18 DUTY, PROVIDED THAT THE MEMBER, OR THE LEGAL REPRESENTATIVE OF THE MEMBER,
19 NOTIFIES THE DIRECTOR OF THE FEDERAL ACTIVE DUTY STATUS OF THE MEMBER. A
20 LICENSE ISSUED PURSUANT TO THIS CHAPTER TO ANY MEMBER SERVING IN THE REGULAR
21 COMPONENT OF THE UNITED STATES ARMED FORCES SHALL BE EXTENDED ONE HUNDRED
22 EIGHTY DAYS FROM THE DATE OF EXPIRATION, PROVIDED THAT THE MEMBER, OR THE
23 LEGAL REPRESENTATIVE OF THE MEMBER, NOTIFIES THE DIRECTOR OF THE FEDERAL
24 ACTIVE DUTY STATUS OF THE MEMBER. IF THE LICENSE IS RENEWED DURING THE
25 APPLICABLE EXTENDED TIME PERIOD AFTER THE MEMBER RETURNS FROM FEDERAL ACTIVE
26 DUTY, THE MEMBER IS RESPONSIBLE ONLY FOR NORMAL FEES AND ACTIVITIES RELATING
27 TO RENEWAL OF THE LICENSE AND SHALL NOT BE CHARGED ANY ADDITIONAL COSTS SUCH
28 AS LATE FEES OR DELINQUENCY FEES. THE MEMBER, OR THE LEGAL REPRESENTATIVE OF
29 THE MEMBER, SHALL PRESENT TO THE DIRECTOR A COPY OF THE MEMBER'S OFFICIAL
30 MILITARY ORDERS, A REDACTED MILITARY IDENTIFICATION CARD OR A WRITTEN
31 VERIFICATION FROM THE MEMBER'S COMMANDING OFFICER BEFORE THE END OF THE
32 APPLICABLE EXTENDED TIME PERIOD IN ORDER TO QUALIFY FOR THE EXTENSION.

33 J. A LICENSE ISSUED PURSUANT TO THIS CHAPTER TO ANY MEMBER OF THE
34 ARIZONA NATIONAL GUARD, THE UNITED STATES ARMED FORCES RESERVES OR THE
35 REGULAR COMPONENT OF THE UNITED STATES ARMED FORCES SHALL NOT EXPIRE AND
36 SHALL BE EXTENDED ONE HUNDRED EIGHTY DAYS FROM THE DATE THE MILITARY MEMBER
37 IS ABLE TO PERFORM ACTIVITIES NECESSARY UNDER THE LICENSE IF THE MEMBER BOTH:

38 1. IS RELEASED FROM ACTIVE DUTY SERVICE.

39 2. SUFFERS AN INJURY AS A RESULT OF ACTIVE DUTY SERVICE THAT
40 TEMPORARILY PREVENTS THE MEMBER FROM BEING ABLE TO PERFORM ACTIVITIES
41 NECESSARY UNDER THE LICENSE.

1 Sec. 65. Title 44, chapter 12, article 9, Arizona Revised Statutes, is
2 amended by adding section 44-1950, to read:

3 44-1950. Active military duty; compensation

4 A SALESMAN WHO IS REGISTERED UNDER THIS CHAPTER AND WHO IS A MEMBER OF
5 THE ARIZONA NATIONAL GUARD, THE UNITED STATES ARMED FORCES RESERVES OR THE
6 REGULAR COMPONENT OF THE UNITED STATES ARMED FORCES SHALL REMAIN ELIGIBLE TO
7 RECEIVE COMPENSATION FOR TRANSACTIONS UNDER THIS CHAPTER WHILE THE SALESMAN
8 IS ON FEDERAL ACTIVE DUTY OR WHILE TEMPORARILY DISABLED FOLLOWING FEDERAL
9 ACTIVE DUTY IF THE SALESMAN'S REGISTRATION IS IN APPROVED STATUS OR HAS BEEN
10 PLACED IN A SPECIALLY DESIGNATED INACTIVE STATUS BY THE FINANCIAL INDUSTRY
11 REGULATORY AUTHORITY.