

PROPOSED AMENDMENT

SENATE AMENDMENTS TO S.B. 1306

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Title 9, chapter 4, article 8, Arizona Revised Statutes,
3 is amended by adding section 9-499.16, to read:

4 9-499.16. Alarm system installation; licensed contractors;
5 state preemption; definitions

6 A. THE LICENSING OF ALARM BUSINESSES AND ALARM AGENTS IS A MATTER OF
7 STATEWIDE CONCERN. OBTAINING INFORMATION AND LICENSING OF ALARM BUSINESSES,
8 OR ALARM AGENTS IS NOT SUBJECT TO FURTHER REGULATION BY CITIES, INCLUDING
9 CHARTER CITIES, TOWNS AND COUNTIES OR OTHER POLITICAL SUBDIVISION OF THIS
10 STATE.

11 B. CITIES, CHARTER CITIES, TOWNS AND COUNTIES MAY NOT REQUIRE ANY
12 ADDITIONAL LICENSING OF ALARM BUSINESSES OR ALARM AGENTS LICENSED ACCORDING
13 TO STATUTE PRIOR TO THE EFFECTIVE DATE OF THIS SECTION.

14 C. NO CITY, CHARTER CITY, TOWN OR COUNTY MAY REQUEST OR OBTAIN
15 PERSONAL CUSTOMER INFORMATION FROM ANY ALARM BUSINESS AS A CONDITION OF DOING
16 BUSINESS IN THE CITY, CHARTER CITY, TOWN OR COUNTY WITHOUT A PROPER COURT
17 ORDER.

18 D. A CITY, CHARTER CITY, TOWN OR COUNTY DECLARED TO BE IN VIOLATION
19 OF THIS SECTION, THE STATE TREASURER SHALL WITHHOLD FROM THE DISTRIBUTION OF
20 STATE SHARED REVENUES TO THE AFFECTED CITY OR TOWN FIVE PER CENT OF THE
21 AMOUNT OF THE STATE SHARED REVENUES FOR EACH VIOLATION UNTIL THE CITY,
22 CHARTER CITY, TOWN OR COUNTY CORRECTS THE VIOLATION. EACH DAY SHALL
23 CONSTITUTE A SEPARATE VIOLATION.

24 E. FOR THE PURPOSES OF THIS SECTION:

25 1. "ALARM AGENT" MEANS ANY PERSON, WHETHER AN EMPLOYEE,
26 INDEPENDENT CONTRACTOR OR OTHERWISE, WHO ACTS ON BEHALF OF AN ALARM BUSINESS
27 AND LEASES, RENTS, MAINTAINS, SERVICES, REPAIRS OR INSTALLS ALARM SYSTEMS,
28 OTHER THAN ALARM SYSTEMS LOCATED ON THE PERSON'S OWN PROPERTY OF THE PERSON'S
29 EMPLOYER.

1 2. "ALARM BUSINESS" MEANS ANY PERSON THAT, EITHER INDIVIDUALLY OR
2 THROUGH A THIRD PARTY, ENGAGES IN THE BUSINESS OF PROVIDING ALARM MONITORING
3 SERVICES OR THE BUSINESS OF SELLING, LEASING, RENTING, MAINTAINING, REPAIRING
4 OR INSTALLING ALARM SYSTEMS, DEVICES OR SERVICES."

5 Amend title to conform

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1/30/12
8:58 AM
S: BB/tf