

ARIZONA HOUSE OF REPRESENTATIVES  
Fifty-second Legislature – First Regular Session

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION

Report of Regular Meeting  
Thursday, January 22, 2015  
House Hearing Room 1 -- 9:00 a.m.

**Convened** 9:06 a.m.  
**Recessed**  
**Reconvened**  
**Adjourned** 10:25 a.m.

**Members Present**

Mr. Friese  
Mr. Larkin  
Mr. Lovas  
Mr. Olson  
Mr. Petersen  
Mr. Saldate  
Ms. Townsend  
Mr. Ackerley, Vice-Chairman  
Mr. Thorpe, Chairman

**Members Absent**

**Request to Speak**

Report – Attachment 1

**Presentations**

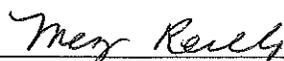
**Name**  
(None)

**Organization**

**Attachments (Handouts)**

**Committee Action**

<b><u>Bill</u></b>	<b><u>Action</u></b>	<b><u>Vote</u></b>	<b><u>Attachments (Summaries, Amendments, Roll Call)</u></b>
HB2032	DP	9-0-0-0	2, 3, 4
HB2084	DPA	9-0-0-0	5, 6, 7
HB2094	DP	8-1-0-0	8, 9
HB2420	DPA	9-0-0-0	10, 11, 12
HB2206	NOT ASSIGNED		
HB2421	DP	9-0-0-0	13, 14
HB2432	DPA	9-0-0-0	15, 16, 17
HB2439	DP	8-1-0-0	18, 19

  
\_\_\_\_\_  
Meg Reilly, Chairman Assistant  
January 23, 2015

(Original attachments on file in the Office of the Chief Clerk; video archives available at <http://www.azleg.gov>)

# Information Registered on the Request to Speak System

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*House Government and Higher Education (1/22/2015)*

## **HB2032, office of administrative hearings; continuation**

### **Testified in support:**

Greg Hanchett, representing self

## **HB2094, mobile home parks; tree maintenance**

### **Support:**

Dana Paschke, AZ ASSN MANUFACTURED HOME OWNERS; Ryan O'Daniel, MANUFACTURED HOUSING COMMUNITIES OF AZ INC; Catherine Yielding, representing self

### **All Comments:**

Ryan O'Daniel, MANUFACTURED HOUSING COMMUNITIES OF AZ INC: Working with the tenants on consensus language to be added after committee.

## **HB2084, condominiums; planned communities; associations; disclosures**

### **Support:**

Mary Arnold , representing self; Jeff Sandquist, AZ ASSN OF COMMUNITY MANAGERS (AACM); Jason Barraza, Associate Director, AZ ASSN OF COMMUNITY MANAGERS (AACM); Larry Phelps, LAND TITLE ASSOCIATION OF AZ

### **All Comments:**

Jeff Sandquist, AZ ASSN OF COMMUNITY MANAGERS (AACM): We support the bill with the amendment.; Jason Barraza, AZ ASSN OF COMMUNITY MANAGERS (AACM): We support the bill with the amendment.

## **HB2206, ABOR; statutory revisions**

### **Support:**

Katy Yanez, NORTHERN ARIZONA UNIVERSITY; Abigail Polito Hawkins, AZ STATE UNIVERSITY; Andrew Escoto, UNIVERSITY OF ARIZONA; Charles "Steve" Miller, AZ STATE UNIVERSITY; Kody Kelleher, representing self

**HB2421, academic performance report; online**

**Neutral:**

Kody Kelleher, AZ BOARD OF REGENTS



# HOUSE OF REPRESENTATIVES

HB 2032

office of administrative hearings; continuation  
Sponsor: Representative Ugenti

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X Committee on Government and Higher Education  
Caucus and COW  
House Engrossed

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## OVERVIEW

HB 2032 continues the Office of Administrative Hearings for four years.

## HISTORY

The Office of Administrative Hearings (OAH) was established in 1995 pursuant A.R.S. §41-1092 to increase public confidence in the fairness of the administrative hearing process.

Per A.R.S §41-1092, ALJs conduct administrative hearings and in contested cases or appealable agency actions and make decisions regarding the case or actions. The director of the OAH assigns administrative law judges (ALJs) to hear contested agency cases; ALJs can be assigned to a state agency either permanently or temporarily. In 2006, legislation passed allowing for the OAH to be contracted by members of a condominium association or planned community association for the purpose of hearing violations of community documents or statutes. (A.R.S. §41-2198.01)

A majority of state agencies supported by the state general fund are required to use the OAH for administrative hearings. Additionally, the OAH bills agencies and political subdivisions for services not funded through the general fund.

As part of the sunset process, the Auditor General completed a performance audit of the OAH which can be viewed at:

[http://www.azauditor.gov/Reports/State\\_Agencies/Agencies/Administrative%20Hearings,%20Office%20of/Performance/14-104/14-104\\_Performance.htm](http://www.azauditor.gov/Reports/State_Agencies/Agencies/Administrative%20Hearings,%20Office%20of/Performance/14-104/14-104_Performance.htm)

The House Government and Senate Government and Environment Committee of Reference met on December 15, 2014 to review the Auditor General's performance audit and recommended that the OAH receive a four year continuation.

## PROVISIONS

- Continues the OAH for four years.
- Contains a retroactivity clause.
- Makes conforming changes.

Attachment 2

**ARIZONA HOUSE OF REPRESENTATIVES  
Fifty-second Legislature - First Regular Session**

**ROLL CALL VOTE**

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2032

DATE January 22, 2015 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Mr. Friese		✓			
Mr. Larkin		✓			
Mr. Lovas		✓			
Mr. Olson		✓			
Mr. Petersen		✓			
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		9	0	0	0

*Margaret Reilly*  
\_\_\_\_\_  
COMMITTEE SECRETARY

APPROVED:

*Bob Thorpe*  
\_\_\_\_\_  
BOB THORPE, Chairman  
JOHN C. ACKERLEY, Vice-Chairman

Attachment 3

2032

**Prepared by:** Gregory Hanchett, Interim Director effective as of January 26, 2015  
**Date:** January 22, 2015  
**For:** House Committee on Government and Higher Education  
**Re:** Overview of the Office of Administrative Hearings

**FY 2014 Statistics: (Entire Report available at OAH website: [www.azoah.com](http://www.azoah.com))**

In fiscal year 2014, there were 6,069 cases filed with OAH by 42 State agencies, boards and commissions (agencies). Agency acceptance of OAH Administrative Law Judge (ALJ) Decisions, including recommended orders, was 87.74%. The ALJ findings of fact and conclusions of law (which constitute the core function of OAH) were accepted in 91.33% of cases. Agency acceptance of ALJ contrary decisions was 85.82%. Re-hearings (1.40%) and appeals (2.23%) were rare. 92.04% of evaluations by participants rated OAH as excellent or good.

**Accomplishments of the Office:**

- First and foremost, an ***unwavering commitment*** to providing hearing participants with a fair, impartial, and unbiased hearing forum;
- Providing hearings in a timely, efficient, and fiscally responsible manner;
- Uniformity of rules and procedure;
- One stop source for information to parties and the public;
- Hearing set within 60 days and decision becomes final (certified) if not timely acted upon by agencies;
- Economies of scale: In FY 2014, the cost per general fund case was \$337.87, 63.23% less than for the general funded cases prior to their transfer to the Office [in 1995]."
- Decision searching; electronic dockets; option to file everything electronically; web-based cases; near paperless environment; transmission of hearing records to Superior Court electronically; and
- Source of information to the Legislature and agencies about varying approaches.

**Recommendations of the Auditor General's Office:**

1. **Achieving higher conformity rates with 60 day hearing requirements of A.R.S. § 41-1092.05 – Done.** Beginning December 1, 2014, OAH revised the request for hearing form informing the referring agency that the matter will be set for hearing within 60 days unless one of the exceptions contemplated within the meaning of that statute is met. As of January 15, 2015, all cases filed since December 1, 2014 have met the § 41-1092.05 requirements. Specifically, out of 497 cases filed with OAH.

all except 12 (i.e., 97%) have been set for hearing within 60 days. Of the remaining 12, in 10 cases (all Revenue cases) the parties requested prehearing conferences and those were set within the 60 days. In two (both ROC cases), the parties jointly requested that the hearing be set outside of the 60 day limit, which falls within a stated exception to the statutory 60 day requirement.

2. Written policy and procedure for review of agency actions to determine if there are trends suggesting error or bias – **Done**
3. Written elaboration of ethical code providing additional guidance to judges regarding ethical standards – **Done**
4. Written policies and procedures for documenting informal procedures, such as informing parties of right to appeal as part of OAH's certification of agency actions – **Done**
5. Posting of evaluation forms online and developing additional post-decision questions regarding decision fairness and timeliness – **In progress**
6. Development of formal training program for judges, including topics relating to fairness and impartiality, minimum training, guidelines for outside training, and identification of training opportunities based on information obtained from OAH's oversight and feedback – **In progress**
7. Re-evaluating rate setting and filing fees – **In progress**
8. Improvement of cash handling, disbursements and procurement practices and procedures for procurement – **Done**

## 2. Evaluation

### a. Results of Public Evaluation:

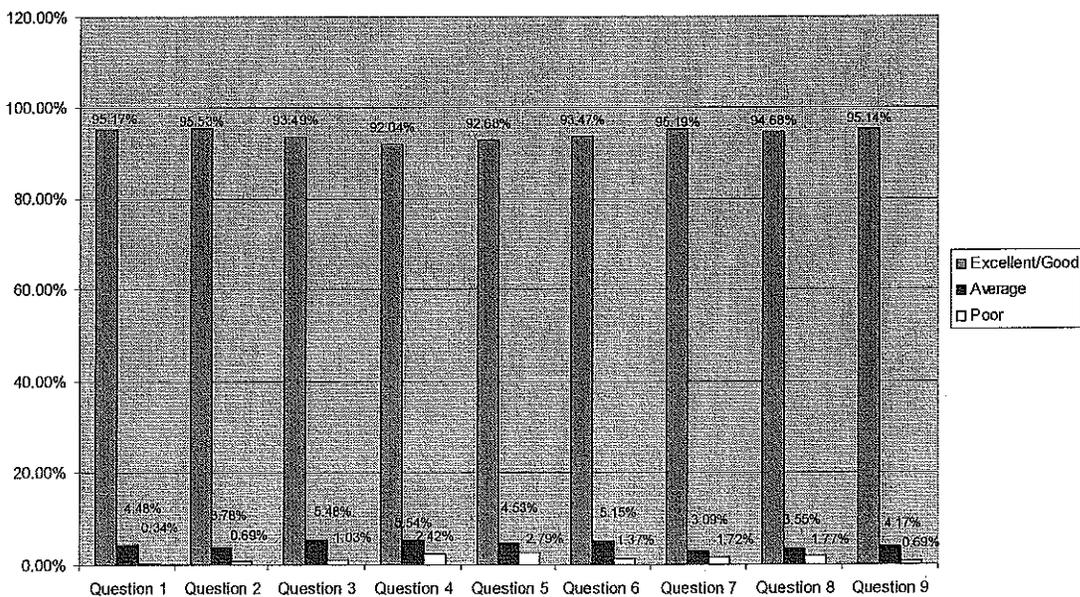
Since November 1996, OAH has administered an evaluation procedure. A copy of the evaluation is provided to all participants before the hearing. The evaluation form is described in a video played before each hearing, or is otherwise addressed by the Administrative Law Judge. The results are not disclosed to the Administrative Law Judge. Hearing participants place completed evaluations in locked boxes located near the hearing rooms.

Those responding are asked to rate the following categories, on a scale of excellent, good, satisfactory, or poor:

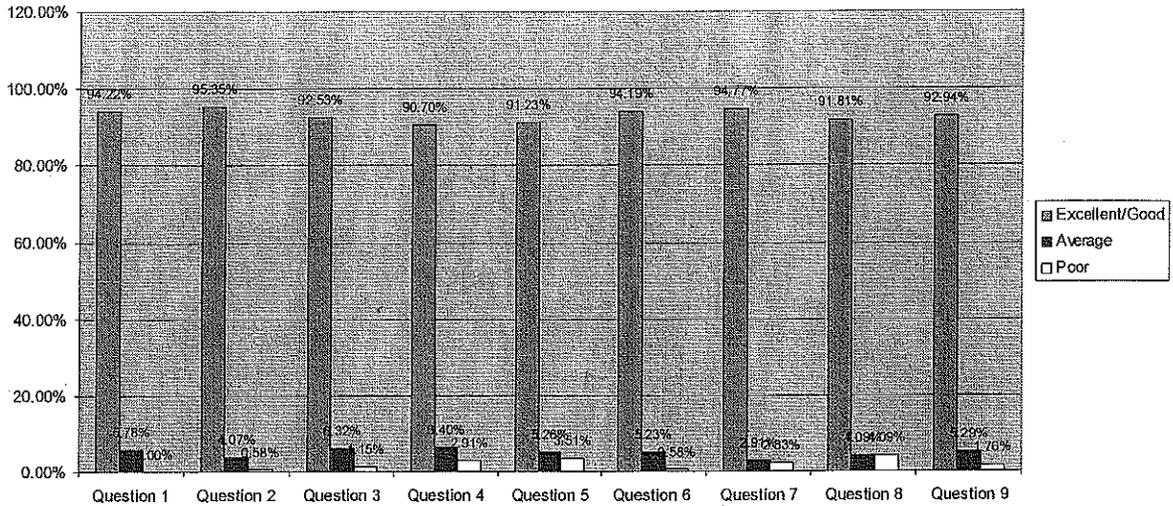
1. Attentiveness of the Administrative Law Judge
2. Effectiveness in explaining the hearing process
3. Administrative Law Judge's use of clear and neutral language
4. Impartiality
5. Effectiveness in dealing with the issues of the case
6. Sufficient space
7. Freedom from distractions
8. Questions responded to promptly and completely
9. Treated courteously

The results indicate that satisfaction is high among all groups, with those responding rating OAH excellent to good in 92.04% to 95.53% of responses.

FY 2014 All Responses



FY 2014 Unrepresented Responses



An analysis of the unrepresented parties indicates that even among the most vulnerable group, OAH is seen to be functioning extremely well.

**b. Incidence of Rehearing and Appeal:**

Rehearings are permitted pursuant to A.R.S. § 41-1092.09 under certain conditions. In FY 2014, the rehearing rate (defined as rehearings scheduled divided by cases heard) was 1.40%.

Appeals to Superior Court are provided for pursuant to A.R.S. § 41-1092.08(H). In FY 2014, the judicial appeal rate (defined as judicial appeals taken divided by cases decided on the merits) was 2.23%. As reflected in the following diagram, rehearings and judicial appeals in FY 2014 were relatively rare.

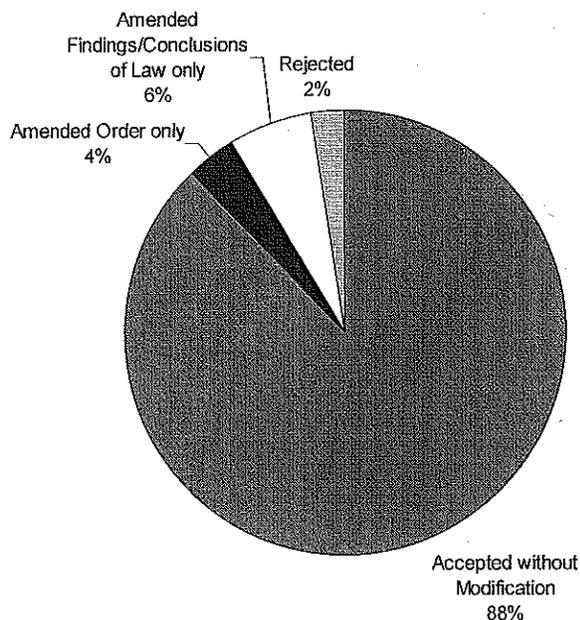
	Rehearings	Appeals
Arizona Health Care Cost Containment System	19	4
Attorney General	-	1
Behavioral Health	-	1
Dental Examiners	-	1
Department of Administration	-	1
Department of Environmental Quality	-	3
Department of Fire Building and Life Safety	1	-
Department of Health Services	-	5
Department of Insurance	-	2
Department of Real Estate	-	1
Department of Water Resources	-	2
Department of Weights and Measures	3	-
DES-CPS	-	1
Liquor Licenses	-	2
Peace Officers Standards and Training	-	2
Psychologist Examiners	-	1
Registrar of Contractors	7	16
Special Education	-	2
State Retirement	-	1
Water Quality Appeals Board	-	2
<b>Totals</b>	<b>30.0</b>	<b>48.0</b>

## IV. Acceptance of Administrative Law Judge Decisions by Agencies

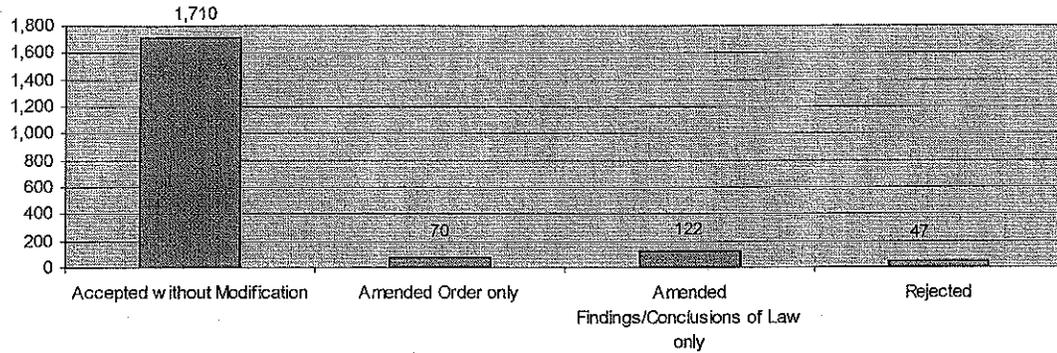
### 1. Agency Action

Agency acceptance of the Administrative Law Judge Decisions is high. 87.74% of all decisions acted upon by the agencies were accepted without modification. Agency acceptance was 91.33% if viewed from the vantage point of acceptance of Findings of Fact and Conclusions of Law, the core function of the Administrative Law Judge. 36.46% of modifications made by the agencies were in the Recommended Order (penalty portion).

FY 2014 Agency Response to ALJ Recommended Decisions



The following chart reports the number of cases in the various categories of agency response.



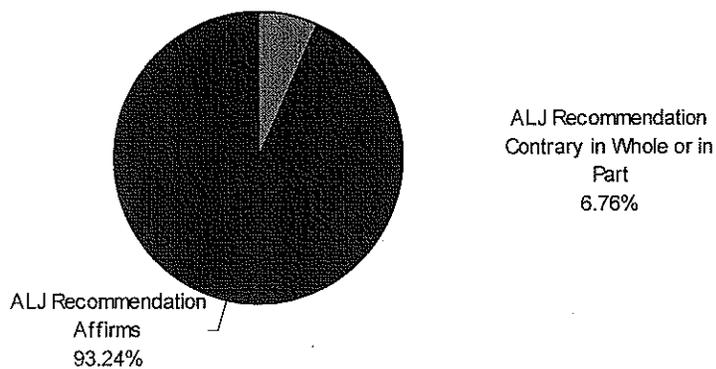
The following chart reports the breakdown of agency response by agency. This list further illustrates that amendments and rejections are few relative to the decisions accepted.

	Accept	Amend Order	Amend Findings	Reject	Total
Accountancy Board	5	3	2	-	10
AHCCCS	1386	7	56	31	1480
Arizona Commerce Authority	-	-	-	-	0
Attorney General	-	-	-	1	1
Behavioral Health	-	-	-	-	0
Board for Charter Schools	2	-	2	-	4
Board of Appraisal	3	-	6	-	9
Bord of Technical Registration	6	-	-	-	6
Citizens Clean Elections	1	-	-	-	1
Department of Administration	1	-	-	-	1
DEQ	3	-	-	-	3
Dept. Fire Building and Life - H/C	4	2	-	-	6
Department of Revenue	-	-	-	-	0
Department of Water Resources	-	-	1	-	1
DES -CW/RA	-	-	-	-	0
DES-APS	5	-	1	-	6
DES-CPS	64	-	6	-	70
DPS- Bus	2	-	-	-	2
DPS-Crim. History Rec.	1	-	-	1	2
Gaming	2	-	-	-	2
Health Services	114	8	35	5	162

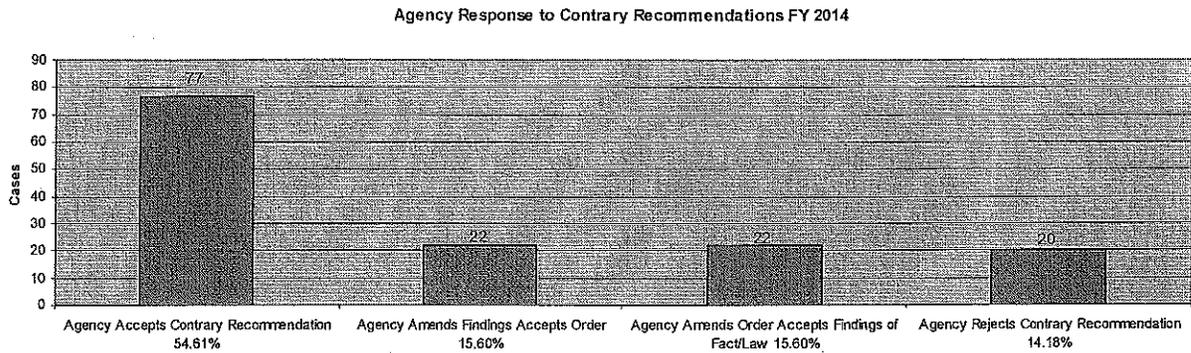
Insurance	17	1	1	-	19
La Paz County	-	-	-	-	0
Liquor Licenses	3	-	-	-	3
Medical Board	3	-	1	-	4
Secretary of State-Notary	2	-	-	-	2
Nursing	25	2	1	-	28
Office of Pest Management	-	-	-	-	0
Racing	2	-	-	-	2
Radiation Regulatory	1	-	-	-	1
Real Estate	22	5	-	1	28
Registrar of Contractors	28	38	9	3	78
Special Education	-	-	-	-	0
State Retirement	8	-	-	1	9
Weights and Measures	-	4	1	4	9
<b>Total</b>	<b>1,710</b>	<b>70</b>	<b>122</b>	<b>47</b>	<b>1,949</b>

In FY 2014, Administrative Law Judges rendered decisions that were contrary in whole or contrary in part to agencies' original positions in 6.76% of cases.

#### Recommendations Contrary to Original Agency Action FY 2014



Agency acceptance of contrary decisions was high at 85.81%.



The following chart reports the breakdown of agency responses to contrary decisions.

Client	Accepted	Amended Order	Amended Findings	Rejected	Certified	Total
AHCCCS	29	9	12	11	-	61
Appraisal	-	-	6	-	-	6
Attorney General	-	-	-	1	-	1
Charter Schools	-	-	-	-	1	1
DES-APS	1	-	-	-	1	2
DES-CPS	20	-	-	-	-	20
Fire, Bldg, Life Safety	2	-	-	-	1	3
Health Services	1	3	3	1	-	8
Liquor Licenses	2	-	-	-	-	2
Medical Board	1	-	-	-	-	1
Nursing	5	1	-	-	-	6
Real Estate	-	3	-	1	-	4
Registrar of Contractors	1	2	-	2	3	8
State Retirement System	1	-	-	-	-	1
Weights and Measures	-	4	1	4	8	17
<b>Total</b>	<b>63</b>	<b>22</b>	<b>22</b>	<b>20</b>	<b>14</b>	<b>141</b>

# REQUEST FOR HEARING

OAH Received (OAH USE ONLY)

DATE: \_\_\_\_\_

TO:

Casemanagement@azoah.com

FROM: \_\_\_\_\_ Return e-mail (required)

1) Docket No. (IT MUST CONFORM WITH OAH PROCEDURES:

2) Check one:

contested case (agency action not taken pending hearing).

appealable agency action (appeal from agency action). Date party requested hearing: \_\_\_\_\_

3) Caption (Required):

4) Requested date and time of hearing\* \_\_\_\_\_

\* The requested date will be accommodated to the extent practicable. However, the requested date MUST be within 60 days of the date a party requested a hearing in an appealable agency action, or within 60 days of this request for hearing in a contested case, UNLESS at least one of the following factors is true (check appropriate box). In the absence of a designated factor, the date will be chosen by OAH within the required 60 days.

All parties agree to a date beyond 60 days

OAH to set case for intervening prehearing within 60 days

5) Approximate predicted length of hearing: \_\_\_\_\_

**Complainant/Petitioner/Appellant (or counsel/rep)**

**Respondent/Appellee (or counsel/rep)**

(REQUIRED) Name Address

(REQUIRED) Name Address

(If known) Phone

(If known) Phone

(If known) Email

(If known) Email

## FOR USE BY OAH ONLY:

Assigned ALJ: \_\_\_\_\_

Assigned HEARING

DATE: \_\_\_\_\_ TIME: \_\_\_\_\_ LOCATION: \_\_\_\_\_

Assigned PREHEARING (if applicable)

DATE: \_\_\_\_\_ TIME: \_\_\_\_\_ LOCATION: \_\_\_\_\_

Special Advisement FROM OAH

Special Advisement FROM Agency (need for interpreter/special accommodation, etc.)



# HOUSE OF REPRESENTATIVES

HB 2084

condominiums; planned communities; associations; disclosures

Sponsor: Representative Petersen

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X Committee on Government & Higher Education

Caucus and COW

House Engrossed

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## OVERVIEW

HB 2084 requires condominium and planned community associations to file contact information with the Arizona Corporation Commission, instead of the county recorder.

## HISTORY

A.R.S. Title 33, Chapter 9 governs condominiums and A.R.S. Title 33, Chapter 16 governs planned community associations. These chapters provide for the organization, powers and general governance of condominium and planned community associations. A.R.S. §33-1256 and §33-1807 require these associations to record a notice with the county recorder containing the name, designated agent or management company and the general contact information for the association. This notice is recorded in the county where the association is located and must be updated within 90 days of any changes.

A.R.S. Title 10, Chapter 39, Article 2 governs the reports that must be filed by nonprofit corporations with the Arizona Corporation Commission (ACC). Under A.R.S. §10-11622, domestic and foreign nonprofit corporations must file annual reports with the ACC containing the following information:

- Name and state or country of incorporation
- Address of known place of business
- Name and address of Arizona agent
- Address of principal office
- Names and business addresses of directors and principal officers
- Brief description of the nature of the corporation's activities
- Whether or not the corporation has members
- Certificate of disclosure
- Statement that all corporate income tax returns have been filed with the Department of Revenue

Per statute, annual report due dates are staggered by corporation and the filing fee is set at \$10 (A.R.S. §10-3122). There are no penalties in statute for failure to file a nonprofit annual report.

## PROVISIONS

1. Requires condominium and planned community associations to submit, in conjunction with their annual report, a separate statement to the ACC with the following information:

- Name of the association's designated agent or management company
- Address and phone number of the association
- Email address and fax number, if any

Attachment 5

Fifty-second Legislature  
First Regular Session

Analyst Initials MP  
January 20, 2015

**HB 2084**

2. Requires the statement to be current to the date that it is executed on behalf of the corporation.
3. Makes technical and conforming changes.

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2084

(Reference to printed bill)

- 1 Page 1, line 26, after "ADDRESS" insert "AND WEBSITE"
- 2 Page 3, line 26, after "address" strike remainder of line, insert "IDENTIFIED IN
- 3 THE NOTICE."
- 4 Line 27, strike "in the"; strike "SEPARATE"; strike lines 28 and 29
- 5 Page 6, line 39, after "address" strike remainder of line, insert "IDENTIFIED IN
- 6 THE NOTICE."
- 7 Line 40, strike "SEPARATE"; strike lines 41 and 42
- 8 Amend title to conform

WARREN H. PETERSEN

2084-p1-thorpe  
1/21/15  
10:27 AM  
H:ajs

Adopted  # of Verbals \_\_\_\_\_  
Failed \_\_\_\_\_ Withdrawn \_\_\_\_\_  
Not Offered \_\_\_\_\_ Analysts Initials \_\_\_\_\_

Attachment 6

**ARIZONA HOUSE OF REPRESENTATIVES  
Fifty-second Legislature - First Regular Session**

**ROLL CALL VOTE**

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2084

DATE January 22, 2015 MOTION: DPA

	PASS	AYE	NAY	PRESENT	ABSENT
Mr. Friese	✓				
Mr. Larkin	✓				
Mr. Lovas	✓				
Mr. Olson	✓				
Mr. Petersen	✓				
Mr. Saldate	✓				
Ms. Townsend	✓				
Mr. Ackerley, Vice-Chairman	✓				
Mr. Thorpe, Chairman	✓				
		9	0	0	0

*Margaret Reilly*  
\_\_\_\_\_  
COMMITTEE SECRETARY

APPROVED:  
  
*Bob Thorpe*  
\_\_\_\_\_  
BOB THORPE, Chairman  
JOHN C. ACKERLEY, Vice-Chairman

Attachment 7



# HOUSE OF REPRESENTATIVES

HB 2094

mobile home parks; tree maintenance

Sponsor: Representative Coleman

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X Committee on Government & Higher Education

Caucus and COW

House Engrossed

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## OVERVIEW

HB 2094 addresses the maintenance of trees by landlords and tenants in mobile home parks.

## HISTORY

Laws 1975, Chapter 142 established the Arizona Mobile Home Parks Residential Landlord and Tenant Act governing the rental of mobile home spaces and rights and obligations of landlords and tenants. A.R.S. §33-1413 requires a landlord and tenant to enter into a signed, written rental agreement for a specified period and must include the amount of rent and security deposit. Statute directs the time period of a lease to be 12 months if the landlord and tenant do not agree on a specified time period.

A.R.S. §33-1434 requires landlords of mobile home parks to maintain fit premises by:

- Complying with city, county and state codes materially affecting health and safety
- Making repairs and doing whatever is necessary to put and keep premises in fit and habitable condition
- Keeping all common areas clean and safe
- Maintaining in good and safe working condition all swimming pool, shower, bathhouse, electrical, plumbing and sanitary facilities. This includes recreational halls and meeting facilities that are supplied by the landlord
- Providing for the removal of garbage and waste
- Furnishing outlets for electric, water and sewer services, including information for prospective tenants on the type, size and power rating of all connections
- Providing a statement of proposed interruption of utility service within a reasonable timeframe, except in case of emergency

Currently, there are no statutory requirements related to maintenance of trees in mobile home parks.

## PROVISIONS

1. Includes the maintenance of any trees located on a mobile home space in the landlord's responsibility to maintain fit premises, if the tree or trees were in place when the tenant took possession of the space.

- Applies unless otherwise specifically stated in a written rental agreement  
1/1/2016.

Attachment 8

**HB 2094**

2. Specifies for any rental agreements, rules or regulations executed after 12/31/15 that the requirement for a tenant to maintain any trees on the tenant's space be specifically disclosed in writing.
3. Makes any change regarding the tenant's or landlord's obligation to maintain trees on the space a substantial modification of the rental agreement.
4. Makes technical changes.

**ARIZONA HOUSE OF REPRESENTATIVES  
Fifty-second Legislature - First Regular Session**

**ROLL CALL VOTE**

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2094

DATE January 22, 2015 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Mr. Friese		✓			
Mr. Larkin		✓			
Mr. Lovas		✓			
Mr. Olson		✓			
Mr. Petersen			✓		
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		8	1	0	0

APPROVED:

Bob Thorpe  
BOB THORPE, Chairman  
JOHN C. ACKERLEY, Vice-Chairman

Margaret Rully  
COMMITTEE SECRETARY

ATI Attachment 9



# HOUSE OF REPRESENTATIVES

HB 2420

competitive government program; report

Sponsor: Representative Stevens

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X Committee on Government & Higher Education

Caucus and COW

House Engrossed

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## OVERVIEW

HB 2420 requires the Arizona Board of Regents and community college districts to submit annual reports concerning competitive government activities electronically.

## HISTORY

The Arizona State Competitive Government Program was established in 1996 within the Governor's Office of Strategic Planning and Budgeting (formerly, the Governor's Office of Management and Budget) to increase the use of market forces in the supply of state services and preventing unfair competition between state agencies and the private sector. (A.R.S. §41-2772) The competitive government process is required when a state agency privatizes a state function or program.

The Arizona Board of Regents (ABOR) and the community college districts are required by statute to create a similar program for themselves. These programs are required to present a report to the office annually with a summary of all competitive government activities. (A.R.S. §41-2772, subsection C)

## PROVISIONS

1. Requires annual reports relating to the competitive government activities of ABOR and community college districts to be submitted electronically to the Governor's Office of Strategic Planning and Budgeting.
2. Makes technical and conforming changes.

Attachment 10

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2420

(Reference to printed bill)

- 1 Page 1, line 6, strike "management and budget" insert "STRATEGIC PLANNING AND
- 2 BUDGETING"
- 3 Amend title to conform

BOB THORPE

2420-p1-thorpe  
1/21/15  
9:33 AM  
H:ajs

Adopted  # of Verbals \_\_\_\_\_  
Failed \_\_\_\_\_ Withdrawn \_\_\_\_\_  
Not Offered \_\_\_\_\_ Analysts Initials \_\_\_\_\_

Attachment   //

**ARIZONA HOUSE OF REPRESENTATIVES  
Fifty-second Legislature - First Regular Session**

**ROLL CALL VOTE**

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2420

DATE January 22, 2015 MOTION: DPA

	PASS	AYE	NAY	PRESENT	ABSENT
Mr. Friese		✓			
Mr. Larkin		✓			
Mr. Lovas		✓			
Mr. Olson		✓			
Mr. Petersen		✓			
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		9	0	0	0

APPROVED:

*Bob Thorpe*  
BOB THORPE, Chairman  
JOHN C. ACKERLEY, Vice-Chairman

*Margaret Reilly*  
COMMITTEE SECRETARY

Attachment 12



# HOUSE OF REPRESENTATIVES

HB 2421

academic performance report; online

Sponsor: Representative Stevens

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X Committee on Government & Higher Education

Caucus and COW

House Engrossed

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## OVERVIEW

HB 2421 requires the Arizona Board of Regents and community college districts to post annual high school graduate academic performance reports on their websites.

## HISTORY

A.R.S. §15-1822 requires the Arizona Board of Regents (ABOR) and community college districts to submit an annual report regarding the academic performance of the preceding year's high school graduates that are enrolled in institutions under their jurisdiction. The report must be submitted to the President of the Senate, the Speaker of the House of Representatives, the Superintendent of Public Instruction, the State Board of Education, the Secretary of State and the Director of the Arizona State Library, Archives and Public Records (ASLAPR) on or before October 31<sup>st</sup> of each year. The report must include, for each high school, the number of graduates of the school who were enrolled in the institution during the reporting period, as well as information regarding the academic performance of graduates of the school in math and English courses.

## PROVISIONS

1. Requires community college districts and ABOR to post annual academic performance of high school graduates reports on their websites.
2. Eliminates the requirement that the academic performance report be submitted to the Director of ASLAPR.
3. Makes technical changes.

Attachment 13

**ARIZONA HOUSE OF REPRESENTATIVES  
Fifty-second Legislature - First Regular Session**

**ROLL CALL VOTE**

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2421

DATE January 22, 2015 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Mr. Friese	<del>✓</del>	✓			
Mr. Larkin	<del>✓</del>	✓			
Mr. Lovas	✓	✓			
Mr. Olson		✓			
Mr. Petersen		✓			
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		9	0	0	0

APPROVED:

Bob Thorpe  
BOB THORPE, Chairman  
JOHN C. ACKERLEY, Vice-Chairman

Margaret Kelly  
COMMITTEE SECRETARY

Attachment 14



# HOUSE OF REPRESENTATIVES

HB 2432

Arizona first responders' day

Sponsors: Representatives Thorpe, Borrelli, Cardenas, et al.

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X Committee on Government & Higher Education

Caucus and COW

House Engrossed

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## OVERVIEW

HB 2432 designates the fourth Wednesday in November as Arizona First Responders' Day of Gratitude and Remembrance.

## HISTORY

Arizona law generally defines a *first responder* as a law enforcement officer, firefighter or ambulance attendant (A.R.S. §36-661). Webster's Dictionary considers a *first responder* to be a person who is among those responsible for going immediately to the scene of an accident or emergency to provide assistance.

At least 22 states nationwide have chosen to designate a First Responder Appreciation Day through a legislative act or executive proclamation. First Responder Appreciation Day traditionally falls on September 27<sup>th</sup> of each year in these states.

## PROVISIONS

1. Designates the fourth Wednesday in each November as Arizona First Responders' Day of Gratitude and Remembrance.
2. Encourages Arizonans to demonstrate appreciation and pay tribute to first responders, past and present, for their extraordinary dedication to preserving and protecting the public peace and safety.
3. Specifies that this would not be a legal holiday.

Attachment 15

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2432

(Reference to printed bill)

- 1 Page 1, line 6, strike "THE FOURTH WEDNESDAY IN NOVEMBER," insert "SEPTEMBER
- 2 TWENTY-SEVENTH, IN"
- 3 Amend title to conform

BOB THORPE

2432-p1-thorpe  
1/21/15  
11:30 AM  
H:laa

Adopted  # of Verbals \_\_\_\_\_  
Failed \_\_\_\_\_ Withdrawn \_\_\_\_\_  
Not Offered \_\_\_\_\_ Analysts Initials \_\_\_\_\_

Attachment 16

**ARIZONA HOUSE OF REPRESENTATIVES  
Fifty-second Legislature - First Regular Session**

**ROLL CALL VOTE**

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2432

DATE January 22, 2015 MOTION: DPA

	PASS	AYE	NAY	PRESENT	ABSENT
Mr. Friese		✓			
Mr. Larkin		✓			
Mr. Lovas		✓			
Mr. Olson		✓			
Mr. Petersen		✓			
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		9	0	0	0

APPROVED:

*Bob Thorpe*  
BOB THORPE, Chairman  
JOHN C. ACKERLEY, Vice-Chairman

*Margaret Reilly*  
COMMITTEE SECRETARY



# HOUSE OF REPRESENTATIVES

HB 2439

JCCR; membership

Sponsor: Representative Livingston

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X Committee on Government & Higher Education

Caucus and COW

House Engrossed

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## OVERVIEW

HB 2439 removes the requirement for members of the Joint Committee on Capital Review to be members of the Appropriations Committees.

## HISTORY

The Joint Committee on Capital Review (JCCR) was created pursuant to A.R.S. §41-1251 to review and make recommendations to the Legislature pertaining to capital outlay. The JCCR has 4 statutory purposes (A.R.S. §41-1252):

- Approve a uniform formula for computing annual building renewal funding needs and a uniform format for the collection of data
- Approve building systems for the purposes of computing and funding building renewal and for preparing capital improvement plans
- Review the state capital improvement plan and make recommendations to the Legislature concerning land acquisition, capital projects and building renewal
- Review the expenditure of all monies appropriated for capital outlay

The JCCR membership consists of fourteen members; including: the chairmen of the Senate and House Appropriations Committees, The Majority and Minority Leaders of the Senate and House and four members from the Senate and House Appropriations Committees to be appointed by the President of the Senate and the Speaker of the House, respectively. (A.R.S. §41-1251)

## PROVISIONS

1. Eliminates the requirement for members of the JCCR to be members of Appropriations committees.
2. Makes technical and conforming changes.

Attachment 18

**ARIZONA HOUSE OF REPRESENTATIVES  
Fifty-second Legislature - First Regular Session**

**ROLL CALL VOTE**

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2439

DATE January 22, 2015 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Mr. Friese	✓		✓		
Mr. Larkin	✓	✓			
Mr. Lovas		✓			
Mr. Olson		✓			
Mr. Petersen		✓			
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		8	1	0	0

APPROVED:

*Bob Thorpe*  
BOB THORPE, Chairman  
JOHN C. ACKERLEY, Vice-Chairman

*Margaret Reilly*  
COMMITTEE SECRETARY

AT Attachment 19