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

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COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION

Report of Regular Meeting
Thursday, February 4, 2016
House Hearing Room 1 -- 9:00 a.m.

Convened 9:04 a.m.
Recessed 11:15 a.m.
Reconvened 11:27 a.m.
Adjourned 12:40 p.m.

Members Present
Ms. Alston
Mr. Larkin
Mr. Lovas
Mr. Olson
Mr. Petersen
Mr. Saldate
Ms. Townsend
Mr. Ackerley, Vice-Chairman
Mr. Thorpe, Chairman

Members Absent

Agenda
Original Agenda – Attachment 1

Request to Speak
Report – Attachment 2

Presentations

Name	Organization	Attachments (Handouts)
None		

Committee Action

Bill	Action	Vote	Attachments (Summaries, Amendments, Roll Call, Attendance)
HB2157	DP	5-4-0-0	3, 4, 5
HB2159	DP	7-0-0-2	6, 7
HB2197	DPA	7-0-0-2	8, 9, 10
HB2223	HELD		
HB2337	DPA	7-0-0-2	11, 12, 13
HB2341	DP	6-0-0-3	14, 15
HB2428	DPA	5-1-1-2	16, 17, 18
HB2429	DP	7-0-0-2	19, 20
HB2431	DP	7-0-0-2	21, 22

HB2435	DP	7-0-0-2	23, 24
HB2433	DP	6-0-0-3	25, 26
HB2438	HELD		
HB2430	HELD		
HB2450	DP	7-0-0-2	27, 28
HB2487	DPA	7-0-0-2	29, 30, 31
HB2492	DPA	6-1-1-1	32, 33, 34
HB2512	DPA	6-1-0-2	35, 36, 37
HCR2034	DPA	6-0-0-3	38, 39, 40
HCR2035	HELD		
Attendance Sheet			41

Meg Reilly, Chairman Assistant
Friday, February 5, 2016

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

Convened: 9:04 AM

REVISED #2 - 02/03/16 **REVISED #2 - 02/03/16** **REVISED #2 - 02/03/16**

Recessed: 11:15
Reconvened: 11:27
Adjourned: 12:40

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

REGULAR MEETING AGENDA

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION

DATE Thursday, February 4, 2016 ROOM HHR 1 TIME 9:00 A.M.

Members:

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

Bills		Short Title	Strike Everything Title
HB2157	DP	ASRS; political subdivision entities (Ugenti-Rita)	
	5-4-0-0	GHE, RULES	
HB2159	DP	ASRS; rulemaking exemption (Thorpe)	
	7-0-0-2	GHE, RULES	
*HB2197	DPA	fire districts; merger; consolidation (Coleman, Carter, Fann, et al)	
	7-0-0-2	GHE held 0-0-0-0-0, RULES	
~~HB2258~~		~~mobile home landlord tenant; amendments (Brophy McGee; Pratt)~~	
		~~GHE, RULES~~	
HB2337	DPA	regulation; deficiencies; opportunity to correct (Norgaard; Livingston)	
	7-0-0-2	GHE, RULES	

Attachment 1

Bills		Short Title	Strike Everything Title
HB2341	DP	potlucks; regulation exemption	
		(Townsend, Coleman: Bowers, et al)	
	6-0-0-3	GHE, RULES	
~~HB2390~~		~~vocational program license; yoga exemption~~	
		~~(Thorpe, Rios: Ackerley, et al)~~	
		~~GHE, RULES~~	
~~HB2403~~		~~tax lien deeds; aggregate fees~~	
		~~(Leach, Cardenas, Larkin, et al)~~	
		~~GHE, RULES~~	
~~HB2417~~		~~public monies; prohibited expenditure~~	
		~~(Kern)~~	
		~~GHE, RULES~~	
HB2429	DP	local financial disclosure; electronic filings	
		(Stevens)	
	7-0-0-2	GHE, RULES	
HB2430	Held	library trustees; annual report	
		(Stevens)	
		GHE, RULES	
HB2431	DP	government information technology; professional staff	
		(Stevens)	
	7-0-0-2	GHE, RULES	
HB2433	DP	telecommunications fund; report; website	
		(Stevens)	
	6-0-0-3	GHE, RULES	
HB2435	DP	vocational and technical education; evaluation	
		(Stevens)	
	7-0-0-2	GHE, RULES	
HB2438	Held	personal identifiable information	
		(Stevens)	
		GHE, RULES	
HB2450	DP	expedited rulemaking; outdated rules	
		(Mitchell)	
	7-0-0-2	GHE, RULES	

Bills		Short Title	Strike Everything Title
HB2487	DPA	state agencies; preapplication authorization; limitations	
	7-0-0-2	(Bowers)	
		GHE, RULES	
HB2492	DPA	DOR; costs; penalties; recovery	
		(Bowers)	
	6-4-1	GHE, RULES	
*HB2512	DPA	pension contributions; expenditure limit exemption	
		(Coleman, Fann: Boyer, et al)	
	6-1-0-2	GHE held 0-0-0-0-0, RULES	
*HCR2034	DPA	Chicano history week	
		(Mendez, Andrade, Bolding, et al)	
	6-0-0-3	GHE held 0-0-0-0-0, RULES	
*HCR2035	Held	clean elections; lobbying; rulemaking	
		(Petersen)	
		GHE held 0-0-0-0-0, RULES	

ADDENDUM #1 - 02/02/16

HB2223	Held	prohibited money transfers; information sharing	
		(Lawrence)	
		GHE, RULES	
HB2428	DPA ~~Held~~ 5-1-1-2	publicity pamphlets; arguments; electronic submittal	
		(Stevens)	
		GHE, RULES	
~~HB2549~~		~~public construction piping materials; prohibition~~	
		~~(Leach, Barton: Bowers, et al)~~	
		~~GHE, RULES~~	

* On previous agenda

ORDER OF BILLS TO BE SET BY THE CHAIRMAN

MR
~~1/28/16~~
~~2/2/16~~
2/3/16

People with disabilities may request reasonable accommodations such as interpreters, alternative formats, or assistance with physical accessibility. If you require accommodations, please contact the Chief Clerk's Office at (602) 926-3032, TDD (602) 926-3241.

Information Registered on the Request to Speak System

House Government and Higher Education (2/4/2016)

HB2157, ASRS; political subdivision entities

Testified as neutral:

Nicholas Ponder, AZ STATE RETIREMENT SYSTEM

Testified as opposed:

Dennis Smith, Maricopa Association Of Governments; Chris Fetzer, NORTHERN ARIZONA COUNCIL OF GOVERNMENTS (NACOG); Michael Racy, Lobbyist, PIMA ASSOCIATION OF GOVERNMENTS; Jen Marson, AZ ASSOCIATION OF COUNTIES; Steve Ramos, representing self; Juliana Horwin, representing self

Oppose:

Elizabeth Archuleta, representing self; Art Babbott, representing self; Daniel Romm, COUNTY SUPERVISORS ASSN OF AZ; Randy Heiss, SOUTHEASTERN ARIZONA GOVERNMENTS ORGANIZATION; Stacey Morley, AZ EDUCATION ASSN; Patrice Kraus, LEAGUE OF ARIZONA CITIES & TOWNS; Joe Carter, ALL ARIZONA SCHOOL RETIREES ASSN; Rob Bohr, GOODYEAR, CITY OF

All Comments:

Art Babbott, Self: On behalf of the Coconino County Board of Supervisors; Nicholas Ponder, AZ STATE RETIREMENT SYSTEM: The ASRS actuary calculated the present value of total change in contribution dollars is $25.3M. If the fund is not provided $25.3M at the time of passage there will be a cost transfer of 3 basis points to active participants.; Randy Heiss, SOUTHEASTERN ARIZONA GOVERNMENTS ORGANIZATION: SEAGO stands firmly against this bill for the reasons stated in the letter dated February 3, 2016.; Stacey Morley, AZ EDUCATION ASSN: This will destabilize ASRS, which is well funded and financially sound. Teachers are grossly underpaid in this state and pension participation is the one benefit that has not been cut or reduced.; Joe Carter, ALL ARIZONA SCHOOL RETIREES ASSN: Please defeat this bill. It will have a negative impact on ASRS. The effected agencies perform government functions. They wish to remain in ASRS and their future employees should be allowed to do so.

HB2159, ASRS; rulemaking exemption

Testified in support:

Nicholas Ponder, AZ STATE RETIREMENT SYSTEM

Support:

Allen Malanowski, representing self; Aimee Rigler, AZ FREE ENTERPRISE CLUB

All Comments:

Allen Malanowski, Self: As GRRC could be used as a political tool, this bill is useful for reducing the potential for allowing the Governor to unduly influence calculations required to be performed on a factual basis to ensure the long term stability of the pension system.

Attachment 2

HB2197, fire districts; merger; consolidation

Testified in support:

John Flynn, Arizona Fire District Association; Scott Freitag, representing self; Jennifer Stielow, Vice President, Arizona Tax Research Association; Gary Morris, representing self; Bryan Savage, representing self

Support:

Mary Dalton, representing self; Michael Colletto, PROFESSIONAL FIRE FIGHTERS OF AZ

All Comments:

John Flynn, Arizona Fire District Association: In support of H2197 and the Chair's committee amendment; Mary Dalton, Self: Arizona Fire District Association President; Scott Freitag, Self: Fire Chief Central Arizona Fire and Medical Authority; Jennifer Stielow, Arizona Tax Research Association: In support with proposed amendment

HB2258, mobile home landlord tenant; amendments

Oppose:

Donna Kruck, Ability360; Zaida Dedolph, representing self; Paige Wambold, representing self; Kirin Goff, representing self; Joanna Marroquin, representing self

All Comments:

Donna Kruck, Ability360: This bill violates federal Fair Housing standards regarding service animals. Ablity360 does not support any weakening of the civil rights of Arizonans with disabilities.; Zaida Dedolph, Self: H2258 restricts the rights of Arizonans with disabilities who live in mobile homes to choose their caregivers, have assistance animals, and safeguard their personal privacy.

HB2337, regulation; deficiencies; opportunity to correct

Testified in support:

Farrell Quinlan, State Director, NATIONAL FEDERATION OF INDEPENDENT BUSINESS; stuart kimball, representing self

Support:

David Martin, Arizona Chapter Associated General Contractors; Don Isaacson, LEADINGAGE ARIZONA; Sydney Hay, AMIGOS TRADE ASSOCIATION; Amanda Gray, Arizona Petroleum Marketers Association; Garrick Taylor, Arizona Chamber Of Commerce And Industry; Kelly Norton, AZ MINING ASSN; Aimee Rigler, AZ FREE ENTERPRISE CLUB; Spencer Kamps, HOME BUILDERS ASSOCIATION OF CENTRAL AZ

HB2341, potlucks; regulation exemption

Support:

Susan Hicks, representing self; Susan Brenton, MANUFACTURED HOUSING COMMUNITIES OF AZ INC; Janna Day, Manufactured Housing Communities Of Arizona

All Comments:

Susan Brenton, MANUFACTURED HOUSING COMMUNITIES OF AZ INC: The residents in our manufactured and mobile home parks like to use the common facilities for pot lucks so we like the clarification that this makes to continue what they have always done.

HB2403, tax lien deeds; aggregate fees

Support:

Stan Barnes, Southern Arizona Home Builders Association

HB2435, vocational and technical education; evaluation

Testified in support:

Jessica Rainbow, Arizona Community College Coordinating Council

Support:

Garrick Taylor, Arizona Chamber Of Commerce And Industry

All Comments:

Jessica Rainbow, Arizona Community College Coordinating Council: Given the discussions surrounding the importance of JTEDs & vocational education funding; this bill simply updates statute to require our Boards to evaluate those CTE programs on a more frequent basis to keep up with workforce & technical demands

HB2438, personal identifiable information

Support:

Jose Borrajero, representing self; martha hayes, representing self; Joyce Hill, representing self; Jim Dutton, representing self; Terry Hill, representing self; Janelle Solomon, representing self; Tom Helding, representing self; Richard Hofelich, representing self; Lyle Tuttle, representing self; Kevin DeNomie, representing self; Christine Maceri Genge, representing self; J.R. Morris, representing self; Susan Hicks, representing self; John Baunoch, representing self

Neutral:

Michelle Ahlmer, AZ RETAILERS ASSN

Oppose:

Isaac Hung, representing self

All Comments:

Jim Dutton, Self: This bill enforces the protections provided by the Bill of Rights. Please support this bill.; J.R. Morris, Self: Strongly encourage passage of this bill.; Susan Hicks, Self: It is critical to support this bill!; John Baunoch, Self: Keep big brother out of our lives.; Michelle Ahlmer, AZ RETAILERS ASSN: The members of ARA are

concerned about the original language. We understand there may be amendments and hope to support the amended bill.

HB2429, local financial disclosure; electronic filings

Support:

Eric Spencer, AZ SECRETARY OF STATE

HB2431, government information technology; professional staff

Oppose:

Allen Malanowski, representing self

All Comments:

Allen Malanowski, Self: Unnecessary statute change. ADOA director already controls funds for professional development, incl tuition funds. Striker bill or waste of time.

HB2450, expedited rulemaking; outdated rules

Support:

Robert Medler, TUCSON METROPOLITAN CHAMBER OF COMMERCE; Shannon Whiteaker, AZ DEPT OF HEALTH SERVICES; Cherie Stone, AZ DEPT OF ADMINISTRATION; Eric Sloan, AZ DEPT OF GAMING; David Hampton, Arizona Department Of Veterans Services; michelle wilson, Arizona Department Of Weights And Measures; Bill Boyd, ARIZONA STATE FORESTER; Jake Agron, AZ DEPARTMENT OF HOUSING, AZ HOUSING FINANCE AUTHORITY; Chris Kotterman, Arizona Department Of Gaming; Jim Knupp, AZ REGISTRAR OF CONTRACTORS; Laura Oxley, representing self; Courtney Coolidge, AZ DEPT OF PUBLIC SAFETY; Lee Hill, representing self; Bill Fathauer, Arizona Department Of Transportation; Kevin Biesty, ADOT; Matt Contorelli, representing self; Christopher Vinyard, AZ HEALTH CARE COST CONTAINMENT SYSTEM; Richard A. Bark, Director, Government Relations & Environmental Counsel, FREEPORT-MCMORAN COPPER & GOLD INC; Louis Dettorre, Legislative Liaison, Arizona Department of Real Estate, AZ DEPT OF REAL ESTATE; Jason Barraza, Associate Director, UNITED DAIRYMEN OF AZ; Kathy Ber, DES Director of Legislative Services, Arizona Department Of Economic Security; Molly Bonsall, Arizona State Land Department; Jorge Canaca, AZ GAME AND FISH DEPT; Garrick Taylor, Arizona Chamber Of Commerce And Industry; Laura French, Arizona Office Of Tourism; Steve Trussell, Arizona Rock Products Association; Amanda Stone, AZ DEPT OF ENVIRONMENTAL QUALITY; Kelly Norton, AZ MINING ASSN; Spencer Kamps, HOME BUILDERS ASSOCIATION OF CENTRAL AZ; Jeff Gray, AZ Manufacturers Council; Sean Laux, AZ DEPT OF REVENUE; Doug Dunham, Arizona Department Of Water Resources; Art Harding, AZ DEPT OF CORRECTIONS; Nick Debus, CHANDLER CHAMBER OF COMMERCE

HB2492, DOR; costs; penalties; recovery

Testified in support:

Michael Anable, representing self

Testified as neutral:
Sean Laux, AZ DEPT OF REVENUE

HB2487, state agencies; preapplication authorization; limitations

Testified in support:
Michael Anable, representing self

HCR2034, Chicano history week

Testified in support:
Juan Mendez, Representative for District 26, representing self

Support:
Samantha Pstross, representing self

HB2512, pension contributions; expenditure limit exemption

Testified in support:
Douglas Cole, MARICOPA COUNTY; Daniel Bogert, COUNTY SUPERVISORS ASSN OF AZ; Patrice Kraus, LEAGUE OF ARIZONA CITIES & TOWNS

Support:
James Mann, FRATERNAL ORDER OF POLICE (AZ STATE LODGE); Don Isaacson, FRATERNAL ORDER OF POLICE (AZ STATE LODGE); Robert Medler, TUCSON METROPOLITAN CHAMBER OF COMMERCE; Erin Roper, representing self; Jen Marson, AZ ASSOCIATION OF COUNTIES; Michael Racy, Lobbyist, PIMA COUNTY; John Flynn, Arizona Fire District Association

Oppose:
Richard Hofelich, representing self; Sandi Bartlett, representing self; martha hayes, representing self; Joyce Hill, representing self; Jim Dutton, representing self; Terry Hill, representing self; Janelle Solomon, representing self; Tom Helding, representing self; Lyle Tuttle, representing self; Kevin DeNomie, representing self; Christine Maceri Genge, representing self; J.R. Morris, representing self; Susan Hicks, representing self; Lynne Weaver, representing self; John Baunoch, representing self

All Comments:
Jim Dutton, Self: Kill this bill. It is nothing more than a feel good measure that will place a greater tax burden on the citizens of Arizona.; Erin Roper, Self: The City of Kingman supports this bill.; J.R. Morris, Self: Strongly urge do not pass this bill.; John Baunoch, Self: I feel entities should live within their means like the rest of us.

HCR2035, clean elections; lobbying; rulemaking

Support:

Eric Orrill, representing self; Scot Mussi, Arizona Free Enterprise Club; Isaac Hung, representing self; Garrick Taylor, Arizona Chamber Of Commerce And Industry; Eric Spencer, AZ SECRETARY OF STATE; Aimee Rigler, AZ FREE ENTERPRISE CLUB; Tom Jenney, AMERICANS FOR PROSPERITY AZ; Boaz Witbeck, AMERICANS FOR PROSPERITY AZ

Oppose:

Gini McGirr, League of Women Voters of Arizona, Legislative Chair, representing self; Rebekah Friend, Arizona AFL-CIO; Thomas Collins, Arizona Citizens Clean Elections Commission; Rivko Knox, representing self; Samantha Pstross, AZ ADVOCACY NETWORK; Josselyn Berry, representing self; Anne Pyron, representing self; Ethan Clay, representing self; Jacob Schmitt, representing self; Kathleen Neffenger, representing self; Alexandria Kassman, representing self; Joseph Seelye, representing self; Cheryl Hasebe, representing self; Teri Farneti, representing self; Frank Bergen, representing self; Nick Collins, representing self

All Comments:

Gini McGirr, Self: Please vote No on HCR2035. The Clean Elections Commission should continue to do this. Let them continue to lobby and have the rulemaking.; Jacob Schmitt, Self: Continued attempts to remove power and control from the Clean Elections Commission needs to stop.; Joseph Seelye, Self: This is nothing more than a power grab by the legislative body to silence the very people that elect them. Let the process work as intended. It will be better for all of us.; Cheryl Hasebe, Self: I am a constituent. I strongly oppose this legislation which attacks the Citizens Clean Elections Commission.; Eric Spencer, AZ SECRETARY OF STATE: Want to speak; Frank Bergen, Self: Totally unnecessary, intended to emasculate Clean Elections Commission, disruptive of election season now underway. Do not pass.; Nick Collins, Self: Arizona voters passed Clean Elections for a good reason. Please keep it as-is. Please OPPOSE this bill.

HB2223, prohibited money transfers; information sharing

Neutral:

Dale Wiebusch, Legislative Associate, LEAGUE OF ARIZONA CITIES & TOWNS

All Comments:

Dale Wiebusch, LEAGUE OF ARIZONA CITIES & TOWNS: To the best of our knowledge, we do not have any cities or towns that violate the provisions of this bill.

HB2428, publicity pamphlets; arguments; electronic submittal

Support:

Eric Spencer, AZ SECRETARY OF STATE

HOUSE OF REPRESENTATIVES

HB 2157

ASRS; political subdivision entities
Prime Sponsor: Representative Ugenti-Rita, LD 23

X Committee on Government and Higher Education

Caucus and COW

House Engrossed

OVERVIEW

HB 2157 precludes any new employee of a political subdivision from enrolling in the Arizona State Retirement System (ASRS).

PROVISIONS

1. Modifies the definition of *member* for purposes of enrollment in ASRS by excluding any employee of a *political subdivision entity* hired after the effective date of this amendment.

CURRENT LAW

ASRS provides defined contribution retirement benefits to the employees of this state, participating political subdivisions and participating political subdivision entities. A *political subdivision entity* means an entity: 1) that is located in Arizona; 2) that is created in whole or in part by political subdivisions, including instrumentalities of political subdivisions; 3) where a majority of the membership of the entity is composed of political subdivisions; and 4) whose primary purpose is the performance of a government related service (A.R.S. § 38-711).

ADDITIONAL INFORMATION

An Attorney General Opinion issued November 5, 2003, concluded that voluntary associations of governments were not political subdivisions for the purposes of ASRS. Laws 2004, Chapter 246 added political subdivisions to the definition of *employer*, allowing political subdivision entities to participate in ASRS and their employees to become members of ASRS (A.R.S. § 38-711).

Attachment 3

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2157

DATE February 4, 2016 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston			✓		
Mr. Larkin			✓		
Mr. Lovas		✓			
Mr. Olson		✓			
Mr. Petersen		✓			
Mr. Saldate			✓		
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman			✓		
Mr. Thorpe, Chairman		✓			
		5	4	0	0

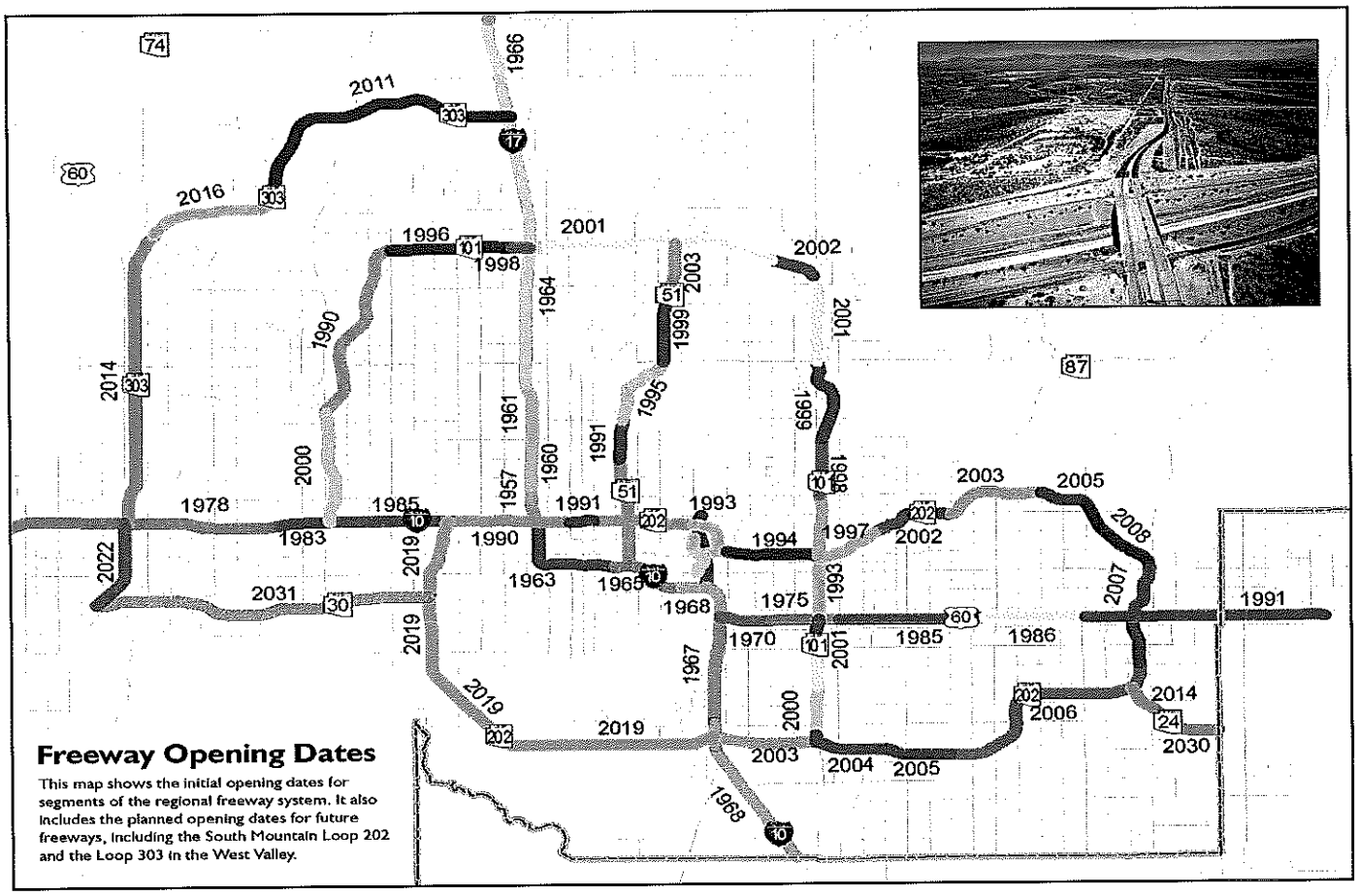
Meg Reilly
COMMITTEE SECRETARY

APPROVED:

Bob Thorpe
BOB THORPE, Chairman
J. CHRISTOPHER ACKERLEY, Vice-Chairman

ATTACHMENT

Attachment 4



Freeway Opening Dates

This map shows the initial opening dates for segments of the regional freeway system. It also includes the planned opening dates for future freeways, including the South Mountain Loop 202 and the Loop 303 in the West Valley.

Attachment 5

HOUSE OF REPRESENTATIVES

HB 2159

ASRS; rulemaking exemption
Prime Sponsor: Representative Thorpe, LD 6

X Committee on Government and Higher Education

Caucus and COW

House Engrossed

OVERVIEW

HB 2159 provides the Arizona State Retirement System (ASRS) and the ASRS Board (Board) an exemption from rulemaking, with exceptions.

PROVISIONS

1. Exempts ASRS and the Board from rulemaking for actuarial assumptions and calculations, investment strategy and decisions and accounting methodology, except that these decisions are subject to the Uniform Administrative Hearing Procedures.
2. Contains a retroactive effective date of January 1, 1987.
3. Includes a purpose statement.
4. Makes technical and conforming changes.

CURRENT LAW

The primary purpose of rulemaking is to give notice to the public of the substantive or procedural requirements that an agency has established for activities falling within its statutory authority. An agency may make rules only if the Legislature has given it authority to do so. Unless exempt from the rulemaking procedures, a rule is valid only if it is made in substantial compliance with Administrative Procedures Act or other statutory procedures applicable to the agency.

Under the Uniform Administrative Hearing Procedures an agency is required to serve notice of an appealable agency action or contested case. The notice must: 1) identify the statute or rule that is alleged to have been violated or on which the action is based; 2) identify with reasonable particularity the nature of any alleged violation; and 3) include a description of the party's right to request a hearing on the appealable agency action or contested case and an informal settlement conference.

Attachment 6

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2159

DATE February 4, 2016 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston		✓			
Mr. Larkin		✓			
Mr. Lovas					✓
Mr. Olson					✓
Mr. Petersen		✓			
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		7	0	0	2

Mary Reilly
COMMITTEE SECRETARY

APPROVED:

BZ Thorpe
BOB THORPE, Chairman
J. CHRISTOPHER ACKERLEY, Vice-Chairman

ATTACHMENT

Attachment 7

HOUSE OF REPRESENTATIVES

HB 2197

fire districts; merger; consolidation
Prime Sponsor: Representative Coleman, LD 16

X Committee on Government and Higher Education

Caucus and COW

House Engrossed

OVERVIEW

HB 2197 allows merging or consolidating fire districts (districts) to retain the amount of Fire District Assistance Tax (FDAT) each district received at the time of the merger or consolidation.

PROVISIONS

1. Prohibits, beginning in Fiscal Year (FY) 2017, a consolidated district from receiving more than the maximum allowed rather than the current FDAT cap of $400,000.
2. Allows merged or consolidated districts to continue to receive monies in an amount not to exceed the allowable amount each district received at the time of the merger or consolidation.
3. Contains a retroactive effective date of July 1, 2016.

CURRENT LAW

The county board of supervisors are required to levy a FDAT not to exceed 10¢ per $100 of assessed valuation on the taxable property in the county. The county treasurer must pay each district an amount equal to 20% of the property tax levy adopted by the district for the FY. Beginning FY 2013, a consolidated district is prohibited from receiving more than $400,000 in FDAT monies. If two or more districts merge to form a consolidated district and the total amount of FDAT received by each district is less than $400,000, the consolidated district may continue to receive monies until it reaches $400,000 (A.R.S. § 48-807).

Attachment 8

Fifty-second Legislature
Second Regular Session

Government and Higher Education
H.B. 2197

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2197

(Reference to printed bill)

Page 1, between lines 1 and 2, insert:

"Section 1. Section 48-805.02, Arizona Revised Statutes, is amended to read:

48-805.02. Fire district annual budget; levy; requirements

A. A fire district shall prepare an annual budget that contains detailed estimated expenditures for each fiscal year and that clearly shows salaries payable to employees of the district. The budget summary shall be posted in three public places and a complete copy of the budget shall be published on the district's official website for twenty days before a public hearing at a meeting called by the board to adopt the budget. Copies of the budget shall also be available to members of the public on written request to the district. Following the public hearing, the district board shall adopt a budget. A complete copy of the adopted budget shall be posted in a prominent location on the district's official website within seven business days after final adoption and shall be retained on the website for at least sixty months. For any fire district that does not maintain an official website, the fire district may comply with this subsection by posting on a website of an association of fire districts in this state.

B. Not more than ten days after the organization of a fire district and not later than August 1 of each year thereafter, the chairman of the district board shall submit to the county board of supervisors a budget estimate that contains certifications by item and that specifies the amount

Adopted ✓ # of Verbals ____
Failed ____ Withdrawn ____
Not Offered ____ Analysts Initials ____

Attachment 9

of money required for the maintenance and operation of the district for the ensuing year.

C. Based on the budget submitted by the district, the board of supervisors shall levy the tax as prescribed in section 48-807, subsection ~~E~~ F.

D. Every budget adopted by a fire district shall include the following:

1. A certification by the chairman and clerk of the district board as to both of the following:

(a) That the district has not incurred any debt or liability in excess of taxes levied and to be collected and the money actually available and unencumbered at that time in the district general fund, except for those liabilities as prescribed in section 48-805, subsection B, paragraph 2 and sections 48-806 and 48-807.

(b) That the district complies with subsection F of this section.

2. For each of the items listed in the budget summary approved pursuant to subsection A of this section, the district shall estimate the revenue or expense for the next two fiscal years. Estimates shall be based on the average increase or decrease of the item for the previous two fiscal years unless more certain information is available to the district. Estimates shall include any applicable levy or rate limitations.

3. If a district's total estimate of expenses exceeds its total estimate of revenues for any fiscal year, the district shall undertake a study of merger, consolidation or joint operating alternatives. The study required by this paragraph shall be presented to the fire district board in a special public meeting called for the sole purpose of evaluating the study. The study shall include an identification of districts available for merger, consolidation or joint operations, an analysis of the level of service and cost of service that may be provided to the residents of a merged, consolidated or jointly operated district as compared to the level and cost of service to the residents of the districts without any merger, consolidation or joint operations.

1 E. For any district that amends its budget after its initial adoption,
2 the district board shall hold at least two hearings on the revision of the
3 budget and the revised budget must be considered and adopted in a special
4 meeting that is called for the adoption of the revised budget. The special
5 meeting must be held one week after the consideration of the revision of the
6 budget at a regularly scheduled meeting of the board of directors of the
7 district. This subsection does not apply to a district organized pursuant to
8 article 3 of this chapter.

9 F. When a fire district has adopted a budget and the board of
10 supervisors has levied a fire district tax as provided in subsection C of
11 this section and the district has insufficient monies in its general fund
12 with the county treasurer to operate the district, the chairman of the fire
13 district board of directors, on or after August 1 of each year, may draw
14 warrants for the purposes prescribed in section 48-805 on the county
15 treasurer, payable on November 1 of that year or on April 1 of the succeeding
16 year. The aggregate amounts of the warrants may not exceed ninety percent of
17 the taxes levied by the county for the district's current fiscal year. If
18 the treasurer cannot pay a warrant for lack of monies in the fire district
19 general fund, the warrant shall be endorsed, be registered, bear interest and
20 be redeemed as provided by law for county warrants, except that the warrants
21 are payable only from the fire district general fund.

22 G. Any audit, report or review of a fire district made pursuant to
23 section 48-253 shall be presented to the district board by the auditor
24 telephonically or in another live electronic format during a public meeting
25 of the board or, as directed by the board, in person at a public meeting of
26 the board. The district board shall take formal action at the public meeting
27 to review and receive the audit, report or review. The audit, report or
28 review shall include an attestation by the auditor of the district as to all
29 of the following:

30 1. That the district has not incurred any debt or liability in excess
31 of taxes levied and to be collected and the monies actually available and
32 unencumbered at that time in the district general fund except for those

1 liabilities as prescribed in section 48-805, subsection B, paragraph 2 and
2 sections 48-806 and 48-807.
3 2. That the district complies with subsection F of this section.
4 3. Whether the audit, report or review disclosed any information
5 contrary to the certification made as prescribed by subsection D, paragraph 1
6 of this section."
7 Renumber to conform
8 Page 2, line 11, strike "if" insert "FOR ANY"
9 Line 12, after "districts" insert "THAT"
10 Line 14, after "~~dollars~~" insert "ON OR AFTER JULY 1, 2014"
11 Line 16, strike "ALLOWABLE"
12 Line 17, strike "AMOUNT THAT EACH FIRE DISTRICT RECEIVED AT THE TIME OF" insert
13 "SUM OF THE AVERAGE OF THE AMOUNT OF FIRE DISTRICT ASSISTANCE TAX MONIES
14 RECEIVED BY EACH OF THE CONSOLIDATING OR MERGING DISTRICTS IN THE FIVE FISCAL
15 YEARS IMMEDIATELY PRECEDING"
16 Between lines 19 and 20, insert:
17 "E. FOR A CONSOLIDATED DISTRICT THAT IS FORMED IN ANY FISCAL YEAR
18 BEGINNING JULY 1, 2014 OR LATER AND THAT IS RECEIVING FIRE DISTRICT
19 ASSISTANCE TAX MONIES THAT ARE REDUCED AS PRESCRIBED IN SUBSECTION A,
20 PARAGRAPH 1, SUBDIVISION (c) OF THIS SECTION, IF THE TOTAL AMOUNT OF FIRE
21 DISTRICT ASSISTANCE TAX MONIES THAT WOULD BE PAID TO ALL DISTRICTS IN THE
22 COUNTY PURSUANT TO SUBSECTION A OF THIS SECTION IS LESS THAN THE AMOUNT OF
23 MONIES THAT WOULD BE RAISED BY THE LEVY OF TEN CENTS PER ONE HUNDRED DOLLARS
24 ASSESSED VALUATION, THE TREASURER SHALL PAY THE CONSOLIDATED DISTRICT THE
25 AMOUNT OF FIRE DISTRICT ASSISTANCE TAX MONIES PRESCRIBED BY SUBSECTION A OF
26 THIS SECTION THAT WOULD HAVE BEEN PAID TO THE DISTRICTS AT THE TIME THE
27 DISTRICTS MERGED OR CONSOLIDATED."
28 Reletter to conform
29 Line 25, strike "H" insert "I"
30 Line 30, strike "G" insert "H"
31 Line 31, strike "E" insert "F"

House Amendments to H.B. 2197

1 Page 3, line 4, strike "E" insert "F"

2 Line 8, strike "F" insert "G"

3 Lines 14, 19, 25, 29, 33 and 37, strike "E" insert "F"

4 Page 4, line 44, strike "E" insert "F"

5 Amend title to conform

BOB THORPE

2197BT.doc
02/03/2016
8:12 AM
C: MYR

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2197

DATE February 4, 2016 MOTION: DPA

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston		✓			
Mr. Larkin		✓			
Mr. Lovas					✓
Mr. Olson					✓
Mr. Petersen		✓			
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		7	0	0	2

Meg Reilly
COMMITTEE SECRETARY

APPROVED:

BOB THORPE, Chairman
J. CHRISTOPHER ACKERLEY, Vice-Chairman

ATTACHMENT

Attachment 10

HOUSE OF REPRESENTATIVES

HB 2337

regulation; deficiencies; opportunity to correct
Prime Sponsor: Representative Norgaard, LD 18

X Committee on Government and Higher Education

Caucus and COW

House Engrossed

OVERVIEW

HB 2337 requires the opportunity to correct deficiencies in an inspection or audit to be granted liberally.

PROVISIONS

1. Stipulates the opportunity to correct deficiencies must be granted liberally in order for the regulated person to achieve successful compliance with the rules rather than receiving sanctions.
2. Expands to include any agency that prohibits a regulated person an opportunity to correct deficiencies to provide a detailed written explanation of the reason the opportunity to correct was not allowed.
3. Declares an agency's decision to allow a regulated person an opportunity to correct deficiencies is an appealable action.
4. Makes conforming changes.

CURRENT LAW

An inspection report is required to contain deficiencies identified during an inspection. An agency must provide the regulated person an opportunity to correct the deficiencies unless the agency determines that the deficiencies are: 1) committed intentionally; 2) not correctable within a reasonable period of time; 3) evidence of a pattern of noncompliance; or 4) a risk to any person, public health, safety or welfare or the environment. If an agency allows the regulated person an opportunity to correct the deficiencies the regulated person must notify the agency when the deficiencies have been corrected. Within 30 days the agency must determine if the regulated person is in substantial compliance and provide notification to the regulated persons failure to correct deficiencies or if the agency determines the deficiencies have not be corrected within a reasonable period of time, the agency may take any enforcement action authorized. If the Arizona Department of Environmental Quality (ADEQ) does not allow the regulated person an opportunity to correct deficiencies, on request from the regulated person, ADEQ must provide a written explanation of the reason than an opportunity to correct was not allowed (A.R.S. § 41-1009).

Attachment 11

Fifty-second Legislature
Second Regular Session

Government and Higher Education
H.B. 2337

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2337

(Reference to printed bill)

Page 3, line 11, strike "determines" insert "DOCUMENTS IN WRITING AS PART OF THE INSPECTION REPORT"

Strike lines 18 through 20, insert:

"F. IF THE AGENCY IS UNSURE WHETHER A REGULATED PERSON MEETS THE EXEMPTIONS IN SUBSECTION E OF THIS SECTION, THE AGENCY SHALL PROVIDE THE REGULATED PERSON WITH AN OPPORTUNITY TO CORRECT."

Line 38, strike "~~not~~" insert "not"

Amend title to conform

WARREN H. PETERSEN

2337PETERSEN
02/03/2016
09:51 AM
H: sc/ajh

Adopted ✓ # of Verbals _____
Failed _____ Withdrawn _____
Not Offered ____ Analysts Initials ___

Attachment 12

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2337

DATE February 4, 2016 MOTION: DPA

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston		✓			
Mr. Larkin		✓			
Mr. Lovas					✓
Mr. Olson					✓
Mr. Petersen		✓			
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		7	0	0	2

Mez Reilly
COMMITTEE SECRETARY

APPROVED:

BOB THORPE, Chairman
J. CHRISTOPHER ACKERLEY, Vice-Chairman

ATTACHMENT

Attachment 13

HOUSE OF REPRESENTATIVES

HB 2341

potlucks; regulation exemption

Prime Sponsor: Representative Townsend, LD 16

X Committee on Government and Higher Education

Caucus and COW

House Engrossed

OVERVIEW

HB 2341 expands the food and drink rule exemption to potlucks not conducted at a workplace.

PROVISIONS

1. Eliminates the requirement that food or drink served at a noncommercial social event, such as a potluck, must take place at a workplace to be included in the rule exemption.
2. Makes technical and conforming changes.

CURRENT LAW

The Director of the Arizona Department of Health Services (Director) is required to exercise general supervision over all matters relating to sanitation and health throughout Arizona. By rule, the Director must prescribe reasonably necessary measures to ensure that all food or drink provided for human consumption is free from unwholesome, poisonous or other foreign substance and filth, insects or disease-causing organisms. The rules are required to prescribe reasonably necessary measures governing the production, processing, labeling, storing, handling, serving and transportation of these products. An exemption to the rules includes food or drink that is: 1) served at a noncommercial social event that takes place at a workplace, such as a potluck; 2) prepared at a cooking school conducted in an owner-occupied home; 3) not potentially hazardous and prepared in a kitchen of a private home for occasional sale or distribution for noncommercial purposes; 4) prepared or served at an employee-conducted function that lasts less than four hours and is not regularly scheduled; 5) offered at a child care facility and limited to commercially prepackaged food that is not potentially hazardous and whole fruits and vegetables that are washed and cut on site for immediate consumption; 6) offered at locations that sell only commercial prepackaged food or drink that is not potentially hazardous; and 7) baked and confectionary goods that are not potentially hazardous and prepared in a kitchen of a private home for commercial purposes if packaged with a labeled that meets specified requirements (A.R.S. § 36-136).

Attachment 14

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2341

DATE February 4, 2016 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston		✓			
Mr. Larkin					✓
Mr. Lovas					✓
Mr. Olson					✓
Mr. Petersen		✓			
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		6	0	0	3

Mary Reilly
COMMITTEE SECRETARY

APPROVED:

B Thorpe
BOB THORPE, Chairman
J. CHRISTOPHER ACKERLEY, Vice-Chairman

ATTACHMENT

Attachment 15

HOUSE OF REPRESENTATIVES

HB 2428

publicity pamphlets; arguments; electronic submittal
Prime Sponsor: Representative Stevens, LD 14

X Committee on Government and Higher Education

Caucus and COW

House Engrossed

OVERVIEW

HB 2428 requires electronic submission of filed petition arguments and corresponding deposit payments.

PROVISIONS

1. Stipulates each argument filed must also be submitted to the Secretary of State (SOS) in electronic format.
2. Requires the SOS to provide electronic submittal of deposit payments for the cost of filing an argument.
3. Makes technical changes.

CURRENT LAW

The person filing an initiative petition with the SOS may, at the same time, file an argument advocating the measure or constitutional amendment proposed in the petition. Not later than 48 days preceding the regular primary election, a person may file with the SOS an argument advocating or opposing the measure or constitutional amendment proposed in the petition or an argument advocating or opposing any measure that has been invoked, or any measure or constitutional amendment referred by the Legislature. The person filing an argument must deposit with the SOS, at the time of filing, an amount of money as prescribed by the SOS for the purpose of offsetting a portion of the proportionate cost of the purchase of the paper and the printing of the argument. If the person filing an argument requests that the argument appear in connection with more than one proposition, a deposit must be made for each placement requested. No deposit or payment is required for the analyses prepared and filed by Legislative Council. Any proportional balance remaining of the deposit, after paying the cost, must be returned to the depositor (A.R.S. § 19-124).

Attachment 16

Fifty-second Legislature
Second Regular Session

Government and Higher Education
H.B. 2428

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2428

(Reference to printed bill)

Page 1, between lines 1 and 2, insert:

"Section 1. Section 19-121, Arizona Revised Statutes, is amended to read:

19-121. Signature sheets; petitions; form; procedure for filing

A. Signature sheets filed shall:

1. Be in the form prescribed by law.

2. Have printed in their lower right-hand corner, on each side of such sheets, the official serial number assigned to the petition by the secretary of state.

3. Be attached to a full and correct copy of the title and text of the measure, or amendment to the constitution, proposed or referred by the petition.

4. Be printed in at least eight-point type.

5. Be printed in black ink on white or recycled white pages fourteen inches in width by eight and one-half inches in length, with a margin of at least one-half inch at the top and one-fourth inch at the bottom of each page. NOTWITHSTANDING THIS SUBSECTION, THE SECRETARY OF STATE MAY PRESCRIBE AN ALTERNATIVE PAGE WIDTH AND LENGTH IN THE ELECTION PROCEDURES MANUAL ADOPTED PURSUANT TO SECTION 16-452.

B. For the purposes of this chapter, a petition is filed when the petition sheets are tendered to the secretary of state, who shall issue a receipt based on an estimate made to the secretary of state of the purported number of sheets and signatures filed. A RECEIPT MAY BE ELECTRONICALLY ISSUED. After the issuance of the receipt, no additional petition sheets may be accepted for filing.

C. Petitions may be filed with the secretary of state in numbered sections for convenience in handling. THE SECRETARY OF STATE MAY PRESCRIBE

Adopted ✓ # of Verbals _____ Attachment 17

Failed _____ Withdrawn _____

Not Offered ____ Analysts Initials ___

THE METHOD OF FILING, INCLUDING ELECTRONIC FILING. Not more than fifteen signatures on one sheet shall be counted. For petitions filed regarding city, town or county matters, the political committee that is the proponent of the petition and that files the petitions shall organize the signature sheets and group them by circulator and is solely responsible for compliance with this subsection. The local filing officer may return as unfiled any signature sheets that are not so organized and grouped.

D. Initiative petitions that have not been filed with the secretary of state as of 5:00 p.m. on the day required by the constitution before the ensuing general election after their issuance shall be null and void, but in no event shall the secretary of state accept an initiative petition that was issued for circulation more than twenty-four months before the general election at which the measure is to be included on the ballot.

E. For the purposes of this article and article 4 of this chapter, the measure to be attached to the petition as enacted by the legislative body of an incorporated city, town or county means the adopted ordinance or resolution signed by the mayor or the chairman of the board of supervisors, as appropriate, and signed by the clerk of the municipality or the clerk of the board, as appropriate, or, in the absence of a written ordinance or resolution, that portion of the minutes of the legislative body that are approved by the governing body and filed with the clerk of the governing body and that reflect the action taken by that body when adopting the measure. In the case of zoning measures, the measure shall also include a legal description of the property and any amendments made to the ordinance by the legislative body.

Sec. 2. Section 19-121.01, Arizona Revised Statutes, is amended to read:

19-121.01. <u>Secretary of state; removal of petition and ineligible signatures; sheets copies; random sample; presumption</u>

A. Within twenty days, excluding Saturdays, Sundays and other legal holidays, of the date of filing of an initiative or referendum petition and issuance of the receipt, the secretary of state shall:

1. Remove the following:

(a) Those sheets not attached to a copy of the complete title and text of the measure as prescribed in this chapter.

(b) The copy of the title and text from the remaining petition sheets.

(c) Those sheets not bearing the correct petition serial number in the lower right-hand corner of each side.

(d) Those sheets containing a circulator's affidavit that is not completed or signed or that has been modified.

(e) Those sheets on which the affidavit of the circulator is not notarized, the notary's signature is missing, the notary's commission has expired or the notary's seal is not affixed.

(f) Those sheets on which the signatures of the circulator or the notary are dated earlier than the dates on which the electors signed the face of the petition sheet.

(g) Those sheets that are circulated by a circulator who is prohibited from participating in any election, initiative, referendum or recall campaign pursuant to section 19-119.01.

(h) Those sheets on which the circulator is required to be registered with the secretary of state pursuant to section 19-118 and the circulator is not properly registered at the time the petitions were circulated.

2. After completing the steps in paragraph 1 of this subsection, review each sheet to determine the county of the majority of the signers and shall:

(a) Place a three or four letter abbreviation designating that county ~~in the upper right-hand corner of~~ ON the face of the petition.

(b) Remove all signatures of those not in the county of the majority on each sheet ~~by marking an "SS" in red ink in the margin to the right of~~ PLACING AN ADJACENT MARK OR STRIKING THROUGH the signature line.

(c) Cause all signature sheets to be grouped together by county of registration of the majority of those signing ~~and attach them to one or more copies of the title and text of the measure. If the sheets are too bulky for convenient grouping by the secretary of state in one volume by county, they may be bound in two or more volumes with those in each volume attached to a single printed copy of the measure~~. The ~~remaining~~ detached copies of the title and text of the measure shall be ~~delivered~~ MADE AVAILABLE to the applicant BUT MAY BE DISPOSED OF AFTER A REASONABLE PERIOD OF TIME.

3. After completing the steps in paragraph 2 of this subsection, remove the following signatures that are not eligible for verification by ~~marking an "SS" in red ink in the margin to the right of~~ PLACING AN ADJACENT MARK OR STRIKING THROUGH the signature line:

(a) If the signature of the qualified elector is missing.

(b) If the residence address or the description of residence location is missing.

(c) If the date on which the petitioner signed is missing, if the date on which the petitioner signed the petition is before the date that the statement of organization was filed for the political committee that is filing the petition or if the date on which the petitioner signed the petition is after the date on which the affidavit was completed by the circulator and notarized.

(d) Signatures in excess of the fifteen signatures permitted per petition.

(e) Signatures withdrawn pursuant to section 19-113.

(f) Signatures for which the secretary of state determines that the petition circulator has printed the elector's first and last names or other information in violation of section 19-112.

4. After the removal of petition sheets and signatures, count the number of signatures for verification on the remaining petition sheets and note that number ~~in the upper right-hand corner of~~ ON the face of each petition sheet ~~immediately above the county designation~~.

5. Number the remaining petition sheets that were not previously removed and that contain signatures eligible for verification in consecutive order on the front side of each petition sheet ~~in the upper left-hand corner~~.

6. Count all remaining petition sheets and signatures not previously removed and ~~issue a receipt to~~ NOTIFY the applicant of this total number eligible for verification.

B. If the total number of signatures for verification as determined pursuant to subsection A, paragraph 6 of this section equals or exceeds the constitutional minimum, the secretary of state, during the same twenty day period provided in subsection A of this section, shall select, at random, five percent of the total signatures eligible for verification by the county recorders of the counties in which the persons signing the petition claim to be qualified electors. The random sample of signatures to be verified shall be drawn in such a manner that every signature eligible for verification has an equal chance of being included in the sample. The random sample produced shall identify each signature selected by petition page and line number. The signatures selected shall be marked ~~according to the following procedure:~~ IN A CLEAR MANNER.

~~1. Using red ink, mark the selected signature by circling the line number and drawing a line from the base of the circle extending into the left margin.~~

~~2.~~ C. If a signature line selected for the random sample is found to be blank or was removed from the verification process pursuant to subsection A of this section ~~and is marked with an "SS",~~ then the next line down, even if that requires going to the next petition sheet in sequence, on which an eligible signature appears shall be selected as a substitute if that line has not already been selected for the random sample. If the next eligible line is already being used in the random sample, the secretary of state shall proceed back up the page from the signature line originally selected for the random sample to the next previous signature line eligible for verification. If that line is already being used in the random sample, the secretary of state shall continue moving down the page or to the next page from the line originally selected for the random sample and shall select the next eligible signature as its substitute for the random sample. The secretary of state shall use this process of alternately moving forward and backward until a signature eligible for verification and not already included in the random sample can be selected and substituted.

~~C.~~ D. After the selection of the random sample and the marking of the signatures selected on the ~~original~~ petition sheets pursuant to subsection B of this section, the secretary of state shall ~~reproduce~~ TRANSMIT a ~~facsimile~~ COPY of the front of each signature sheet on which a signature included in the random sample appears. The secretary of state shall clearly identify those signatures marked for verification ~~by color highlighting or other similar method~~ and shall transmit by personal delivery, ~~or~~ certified mail, ELECTRONIC MAIL OR OTHER ELECTRONIC TRANSFER METHOD to each county recorder a ~~facsimile sheet~~ COPY of each signature sheet on which a signature appears of any individual who claims to be a qualified elector of that county and whose signature was selected for verification as part of the random sample.

~~D.~~ E. The secretary of state shall presume that the date noted on the petition for a petitioner's signature is the date on which the petitioner signed the petition, and any person seeking to establish a different date for the signature bears the burden of proof in overcoming the presumption.

~~E.~~ F. The secretary of state shall retain ~~in custody~~ AN ELECTRONIC COPY OF all signature sheets ~~removed pursuant to this section~~ except as otherwise prescribed in this title. AFTER THE TIME PERIOD FOR LEGAL

1 CHALLENGES HAS ELAPSED, THE ORIGINAL SHEETS SHALL BE MADE AVAILABLE TO THE
2 APPLICANT BUT MAY BE DISPOSED OF AFTER A REASONABLE PERIOD OF TIME."
3 Renumber to conform
4 Amend title to conform

PHIL LOVAS

2428LOVAS
02/03/2016
11:45 AM
H: sc/ajh

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2428

DATE February 4, 2016 MOTION: DPA

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston			✓		
Mr. Larkin	✗			✓	
Mr. Lovas		✓			
Mr. Olson					✓
Mr. Petersen					✓
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		5	1	1	2

Mry Reilly
COMMITTEE SECRETARY

APPROVED:

B Thorpe
BOB THORPE, Chairman
J. CHRISTOPHER ACKERLEY, Vice-Chairman

ATTACHMENT

Attachment 18

HOUSE OF REPRESENTATIVES

HB 2429

local financial disclosure; electronic filings
Prime Sponsor: Representative Stevens, LD 14

X Committee on Government and Higher Education

Caucus and COW

House Engrossed

OVERVIEW

HB 2529 permits electronic filing of financial disclosure statements by local public officers beginning January 1, 2017.

PROVISIONS

1. Allows required financial disclosure statements to be filed by a local public officer in an electronic format as prescribed by the Secretary of State (SOS).
2. Becomes effective January 1, 2017.
3. Makes technical changes.

CURRENT LAW

Local public officer is defined as a person holding an elective office of an incorporated city or town, a county or a groundwater replenishment district (A.R.S. § 38-541). Every public officer, as a matter of public record, must file a verified financial disclosure statement covering the preceding calendar year with the SOS (A.R.S. § 38-542). Any local public officer who knowingly fails to file a financial disclosure statement, files an incomplete financial disclosure statement or files a false financial disclosure statement is guilty of a class 1 misdemeanor (up to 6 months in jail, fine of $2,500 plus surcharges). Any local public officer in violation is subject to a civil penalty of $50 for each day of noncompliance but not more than $500 may be imposed (A.R.S. § 38-544).

Laws 2014, Chapter 149 permits *public officers*, beginning January 1, 2017, to file financial disclosure statements in a form prescribed by the SOS that includes authorization for future filings to be submitted in an electronic format.

Attachment 19

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2429

DATE February 4, 2016 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston		✓			
Mr. Larkin		✓			
Mr. Lovas					✓
Mr. Olson					✓
Mr. Petersen		✓			
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		7	0	0	2

Mary Rully
COMMITTEE SECRETARY

APPROVED:

BOB THORPE, Chairman
J. CHRISTOPHER ACKERLEY, Vice-Chairman

ATTACHMENT

Attachment 20

HOUSE OF REPRESENTATIVES

HB 2431

government information technology; professional staff
Prime Sponsor: Representative Stevens, LD 14

X Committee on Government and Higher Education

Caucus and COW

House Engrossed

OVERVIEW

HB 2431 requires the Director of the Arizona Department of Administration (ADOA) to provide guidance for professional development training of specified staff.

PROVISIONS

1. Requires the Director of ADOA to:
   a. provide direction for the professional development of budget unit information technology (IT) staff; and
   b. oversee the professional development of ADOA staff.

CURRENT LAW

ADOA is responsible for developing, implementing and maintaining a coordinated statewide plan for IT. The Director of ADOA is required to: 1) appoint a chief information officer for IT; 2) establish minimum qualifications for each position; and 3) employ, determine employment conditions and prescribe the duties and powers of administrative, professional, technical, secretarial, clerical and other persons (A.R.S. § 41-3503). *Budget unit* is defined as a department, commission, board, institution or other agency of the state receiving, expending or disbursing state funds or incurring obligations of the state including the Arizona Board of Regents (ABOR), but excluding the universities under the jurisdiction of ABOR, community college districts and the legislative or judicial branches (A.R.S. § 41-3501).

Attachment 2/

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2431

DATE February 4, 2016 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston		✓			
Mr. Larkin		✓			
Mr. Lovas					✓
Mr. Olson					✓
Mr. Petersen		✓			
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		7	0	0	2

Mary Reilly
COMMITTEE SECRETARY

APPROVED:

BOB THORPE, Chairman
J. CHRISTOPHER ACKERLEY, Vice-Chairman

ATTACHMENT

Attachment 22

HOUSE OF REPRESENTATIVES

HB 2435

vocational and technical education; evaluation
Prime Sponsor: Representative Stevens, LD 14

X Committee on Government and Higher Education

Caucus and COW

House Engrossed

OVERVIEW

HB 2435 modifies the number of years between Vocational and Technical Education Program (Program) evaluations by a Community College District Board (Board).

PROVISIONS

1. Requires evaluation of the Program by a Board once every three years, rather than once every five years.
2. Makes technical changes.

CURRENT LAW

The Board is required to provide for the evaluation of Programs once every five years. The assessment must be conducted in cooperation with and with assistance from business, industry and labor representatives. The Board may conduct a self-evaluation (A.R.S. § 15-1452). *Community college* is defined as an educational institution that is operated by a district board and that provides a program not exceeding two years' training in the arts, sciences and humanities beyond the 12th grade of the public or private high school course of study or vocational education, including terminal courses of a technical and vocational nature and basic adult education courses (A.R.S. § 15-401).

Attachment 23

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2435

DATE February 4, 2016 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston		✓			
Mr. Larkin		✓			
Mr. Lovas		✓			
Mr. Olson					✓
Mr. Petersen					✓
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		7	0	0	2

Mary Reilly
COMMITTEE SECRETARY

APPROVED:

BOB THORPE, Chairman
J. CHRISTOPHER ACKERLEY, Vice-Chairman

ATTACHMENT

Attachment 24

HOUSE OF REPRESENTATIVES

HB 2433

telecommunications fund; report; website
Prime Sponsor: Representative Stevens, LD 14

X Committee on Government and Higher Education

Caucus and COW

House Engrossed

OVERVIEW

HB 2433 requires the Director of the Arizona Department of Administration (ADOA) to post the annual report of the Telecommunications Fund (Fund) on their website.

PROVISIONS

1. Requires the Director of ADOA to post the Fund annual report on their website.

CURRENT LAW

The Fund is established for paying costs incurred in operating the Telecommunications Program Office (Office). The Director of ADOA is required to enter into a primary contract for the installation and maintenance of telecommunication systems and to act as Arizona's agent for telecommunication carrier services. Each office, department and agency must contract with the primary contractor through the Office and make payment to the primary contractor for its telecommunications needs (A.R.S. § 41-712).

ADOA is required to prepare and submit an annual consolidated telecommunications budget report to the Joint Legislative Budget Committee in connection with its annual budget request that: 1) accounts for all monies deposited in the Fund; 2) specifies the sources of monies received for deposit; 3) states the purpose and use of Fund monies during the preceding fiscal year (FY); and 4) stipulates the plans for the use of Fund monies during the next FY (A.R.S. § 41-713).

Attachment 25

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2433

DATE February 4, 2016 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston		✓			
Mr. Larkin		✓			
Mr. Lovas					✓
Mr. Olson					✓
Mr. Petersen					✓
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		6	0	0	3

Mary Reilly
COMMITTEE SECRETARY

APPROVED:

BOB THORPE, Chairman
J. CHRISTOPHER ACKERLEY, Vice-Chairman

ATTACHMENT

Attachment 26

HOUSE OF REPRESENTATIVES

HB 2450

expedited rulemaking; outdated rules
Prime Sponsor: Representative Mitchell, LD 13

X Committee on Government and Higher Education

Caucus and COW

House Engrossed

OVERVIEW

HB 2450 expands permissible expedited rulemaking authority.

PROVISIONS

1. Allows an agency to conduct expedited rulemaking to amend or repeal rules that are outdated, redundant or otherwise no longer necessary for the operation of state government.
2. Makes technical changes.

CURRENT LAW

Agencies are permitted to conduct expedited rulemaking if it does not increase the cost of regulatory compliance, increase a fee or reduce procedural rights of regulated persons and does one or more of the following: 1) amends or repeals rules made obsolete by repeal or supersession of an agency's statutory authority or declared unconstitutional by a court; 2) makes, amends or repeals rules that repeat existing statute or relates only to internal governmental operations; 3) corrects typographical errors, makes address or name changes or clarifies language; 4) adopts or incorporate by reference without material change, federal or state statutes, regulations or agency rules; or 5) reduces or consolidates steps, procedures or processes in the rules. Expedited rulemaking becomes effective 30 days following publication of the notice of final expedited rulemaking (A.R.S. § 41-1027).

Attachment 27

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2450

DATE February 4, 2016 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston		✓			
Mr. Larkin		✓			
Mr. Lovas					✓
Mr. Olson					✓
Mr. Petersen		✓			
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		7	0	0	2

Mary Reilly
COMMITTEE SECRETARY

APPROVED:

BOB THORPE, Chairman
J. CHRISTOPHER ACKERLEY, Vice-Chairman

ATTACHMENT

Attachment 28

HOUSE OF REPRESENTATIVES

HB 2487

state agencies; preapplication authorization; limitations
Prime Sponsor: Representative Bowers, LD 25

X Committee on Government and Higher Education

Caucus and COW

House Engrossed

OVERVIEW

HB 2487 stipulates parameters relating to an agency's ability to require preapplication procedures.

PROVISIONS

1. Prohibits, unless specifically authorized, an agency from requiring preapplication authorization or conference as a condition to filing an application.
2. Stipulates, if preapplication procedures are authorized, an agency must consider:
   a. the preapplication authorization requirements or procedures as the beginning of the licensing time frame;
   b. the cost and delays imposed on the applicant and seek to minimize those impacts.
3. Prohibits rejection of an application that would otherwise be denied or approved under normal processing to avoid the procedural rights and duties conferred.
4. Permits rejection of an application only for clerical or insubstantial errors or omissions of information supplied by the applicant.
5. Requires an agency to provide an opportunity for the applicant to correct errors and omissions instead of rejecting the application, if an application fee was paid.

CURRENT LAW

Before submitting an application for a license a person may request in writing clarification from an agency of its interpretation or application of a statute, rule, delegation agreement or substantive policy statement affecting preparation of the license application. An agency may meet with the person to discuss the request and, within 30 days, write a clarification of its interpretation or application as raised in the request (A.R.S. § 41-1001.02). If an agency does not issue the written notice granting or denying a license within the overall time frame the agency must refund all applicant fees charged for reviewing and acting on the application for the license and excuse payment of any fees not yet paid (A.R.S. § 41-1077).

Attachment 29

Fifty-second Legislature
Second Regular Session

Government and Higher Education
H.B. 2487

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2487

(Reference to printed bill)

1 Page 1, line 29, after "APPLICATION" insert "OF PROPER FORM AND SUBSTANCE"

2 Line 31, after "MAY" insert "NOT"

3 Amend title to conform

BOB THORPE

2487THORPE
02/03/2016
11:51 AM
H: tm/rca

Adopted 1/ # of Verbals ____
Failed ____ Withdrawn ____
Not Offered ____ Analysts Initials ____

Attachment 30

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2487

DATE February 4, 2016 MOTION: DPA

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston		✓			
Mr. Larkin		✓			
Mr. Lovas					✓
Mr. Olson					✓
Mr. Petersen		✓			
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		7	0	0	2

Mary Reilly
COMMITTEE SECRETARY

APPROVED:

BOB THORPE, Chairman
J. CHRISTOPHER ACKERLEY, Vice-Chairman

ATTACHMENT

Attachment 31

HOUSE OF REPRESENTATIVES

HB 2492

DOR; costs; penalties; recovery
Prime Sponsor: Representative Bowers, LD 25

X Committee on Government and Higher Education

Caucus and COW

House Engrossed

OVERVIEW

HB 2492 expands the reasons a taxpayer may file a claim for appealable agency action and transfers the Arizona Taxpayer Assistance Office (Office) to the Office of Ombudsman-Citizens Aide.

PROVISIONS

Appealable Agency Action

1. Includes the as an appealable agency action by failure to provide public or private records requested that illustrates an improper agency action.
2. Changes the amount of days, from 10 to 60, a party has to notify an agency director in writing of their intent to file a claim.
3. Stipulates the notice must include a description and reasons why the action failed to provide public or private records requested by the party that illustrates an improper agency action.
4. Requires, if the party prevails, an agency to pay from the state General Fund (GF) three times the estimate of the personal or professional time and effort spent by the party.
5. Prohibits use of monies in the Special Collections Account in the state GF to pay costs and fees or the estimated cost of personal or professional time and effort.

Arizona Department of Revenue (DOR)

6. Requires if a person requested documents from DOR, a hearing, correction or redetermination of the action petition to be filed within 45 days after the date the documents or records have been provided.
7. Stipulates DOR must abate any interest or penalties until the documents or records are produced.
8. Requires if a taxpayer has been assessed a penalty in error by DOR, DOR to abate the penalty and provide a written withdrawal of the imposed penalty.

Arizona Taxpayer Assistance Office

9. Transfers all matters and personnel of the Office within DOR to the Office of Ombudsman-Citizens Aide.

Miscellaneous

10. Expands the definition of *action against the party* to include the assessment of taxes or penalties and interest.
11. Defines *personal or professional time and effort.*

Attachment 32

12. Modifies the definitions of *cost and fees* and *party*.

13. Makes technical and conforming changes.

CURRENT LAW

If an agency takes an action against a party that is arbitrary, capricious or not accordance with law, the action is an appealable agency action if: 1) within 10 days after the action the party notifies the agency director in writing of the party's intent to file a claim; 2) the agency continues the action more than 10 days after the agency receives the notice; and 3) the action is not excluded from the definition of appealable agency action (A.R.S. § 41-1092.12).

Fifty-second Legislature
Second Regular Session

Government and Higher Education
H.B. 2492

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2492

(Reference to printed bill)

1 Page 1, strike lines 2 through 45
2 Page 2, strike lines 1 through 27
3 Renumber to conform
4 Page 5, line 31, after "PAY" strike remainder of line
5 Strike lines 32 and 33, insert "THE PENALTY FOR FAILURE TO PROVIDE PUBLIC OR
6 TAXPAYER RECORDS PURSUANT TO SECTION 42-2064."
7 Line 36, strike "Except in the case of individual income taxes,"
8 Page 7, after line 45, insert:
"Sec. 6. Section 42-2064, Arizona Revised Statutes, is amended to
10 read:
11 42-2064. Reimbursement of fees and other costs; definitions
12 A. A taxpayer who is a prevailing party may be reimbursed for
13 reasonable fees and other costs related to an administrative proceeding that
14 is brought by or against the department in connection with an assessment,
15 determination, collection or refund of any tax listed in section 42-1101.
16 For the purposes of this subsection, a taxpayer is considered to be a
17 prevailing party only if both of the following are true:
18 1. The department's position was not substantially justified.
19 2. The taxpayer prevails as to the most significant issue or set of
20 issues.
21 B. Reimbursement under this section may be denied if any of the
22 following circumstances apply:

Adopted ✓ # of Verbals ____
Failed ____ Withdrawn ____
Not Offered ____ Analysts Initials ____

Attachment 33

1. During the course of the proceeding the taxpayer unduly and unreasonably protracted the final resolution of the matter.

2. The reason that the taxpayer prevailed is due to an intervening change in the applicable law.

C. The taxpayer shall present an itemization of the reasonable fees and other costs to the taxpayer problem resolution officer within thirty days after the conclusion of the administrative proceedings. The taxpayer problem resolution officer shall determine the validity of the fees and other costs within thirty days after receiving the itemization. The taxpayer problem resolution officer's decision is considered the department's final decision or order and is subject to appeal to the state board under section 42-1253.

D. The department of revenue shall pay the fees and other costs awarded as provided in this section from any monies appropriated for such purpose. If the department of revenue does not pay the fees and other costs within thirty days after demand by a person who has received an award pursuant to this section, and if no further review or appeals of the award are pending, the person may file a claim for the fees and other costs with the department of administration, which shall pay the claim within thirty days, in the same manner as an uninsured property loss under title 41, chapter 3.1, article 1. If, at the time the department of revenue failed to pay the award, it had appropriated monies either designated or assignable for the purpose of paying such awards, the legislature shall reduce the department of revenue's operating appropriation for the following year by the amount of the award and appropriate the amount of the reduction to the department of administration, risk management division, as reimbursement for the loss.

E. Reimbursement to a taxpayer under this section shall not exceed seventy-five thousand dollars or actual monies spent, whichever is less. The reimbursable attorney or other representative fees shall not exceed three hundred fifty dollars per hour or actual monies spent, whichever is less, unless the state board of tax appeals determines that an increase in the cost

of living or a special factor such as the limited availability of qualified attorneys for the proceeding involved justifies a higher fee.

F. For each calendar year beginning from and after December 31, 2015, the income dollar amounts for maximum awards made pursuant to subsection E of this section shall be adjusted by the attorney general according to the average annual change in the metropolitan phoenix consumer price index published by the United States bureau of labor statistics. The revised dollar amounts shall be raised to the nearest whole dollar. The income dollar amounts may not be revised below the amounts prescribed in the prior calendar year.

G. IF THE DEPARTMENT DOES NOT PROVIDE THE REQUESTED PUBLIC OR TAXPAYER RECORDS OF A TAXPAYER WITHIN THIRTY BUSINESS DAYS AFTER THE RECEIPT OF THE REQUEST, THE TAXPAYER MAY NOTIFY THE DIRECTOR IN WRITING OF THE FAILURE TO PROVIDE PUBLIC OR PRIVATE RECORDS REQUESTED BY THE TAXPAYER. FOR EACH INSTANCE OF THE FAILURE TO PROVIDE REQUESTED RECORDS, THE DEPARTMENT SHALL RETURN TWENTY-FIVE THOUSAND DOLLARS FROM ITS CURRENT YEAR OPERATING BUDGET TO THE STATE GENERAL FUND.

~~G.~~ H. The department shall adopt administrative rules to implement this section.

~~H.~~ I. Notwithstanding any provision of title 12, chapter 3, article 5, a taxpayer who is a prevailing party may only be reimbursed pursuant to this section.

~~I.~~ J. For the purposes of this section:

1. "Administrative proceeding" means any review proceeding or appeal pursuant to section 42-1251 that is conducted under the authority of section 42-1003 and an appeal to the state board of tax appeals pursuant to section 42-1253.

1 2. "Reasonable fees and other costs" means fees and other costs that
2 are based on prevailing market rates for the kind and quality of the
3 furnished services, but not exceeding the amounts actually spent for expert
4 witnesses, the cost of any study, analysis, report, test or project that is
5 found to be necessary to prepare the party's case and necessary fees for
6 attorneys or other representatives."
7 Amend title to conform

BOB THORPE

2492THORPE
02/03/2016
12:48 PM
H: sc/rca

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HB 2492

DATE February 4, 2016 MOTION: DPA

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston			✓		
Mr. Larkin				✓	
Mr. Lovas		✓			
Mr. Olson					✓
Mr. Petersen		✓			
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		6	1	1	1

Mary Reilly
COMMITTEE SECRETARY

APPROVED:

BOB THORPE, Chairman
J. CHRISTOPHER ACKERLEY, Vice-Chairman

ATTACHMENT

Attachment 34

HOUSE OF REPRESENTATIVES

HB 2512

pension contributions; expenditure limit exemption
Prime Sponsor: Representative Coleman, LD 16

X Committee on Government and Higher Education

Caucus and COW

House Engrossed

OVERVIEW

HB 2512 excludes excess Public Safety Personnel Retirement System (PSPRS) contributions from a city's, town's or county's expenditure limitation.

PROVISIONS

1. Stipulates that a PSPRS contribution made by a city, town or county in excess of the required contribution is excluded from the expenditure limitation.
2. Makes technical changes.

CURRENT LAW

The Economic Estimates Commission is required to determine and publish the expenditure limitation for the following Fiscal Year (FY) for each county, city and town by April 1 of each year. Expenditure limitations are determined by adjusting the amount of actual payments of local revenues of each political subdivision for FY 1980 to reflect the changes in the population of each political subdivision and the cost of living. The governing board of any political subdivision is prohibited from authorizing expenditures of local revenues in excess of the limitation, with exceptions (Arizona Constitution, Article 9, § 20).

PSPRS is funded through cost sharing contributions from the member and employer. For FY 2016 and after, members are required to contribute 11.65% or a 33.3%/66.7% split between the employee and employer, whichever is less, with a minimum member contribution rate of 7.65%. Employer contributions are actuarially determined annually. For FY 2016, employers must contribute an average of 41.37%, with a minimum employer rate of 8% of compensation (A.R.S. § 38-843).

Attachment 35

Fifty-second Legislature
Second Regular Session

Government and Higher Education
H.B. 2512

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2512

(Reference to printed bill)

Page 3, line 32, strike "A CONTRIBUTION" insert "ANY PAYMENT"; strike "UNDER THIS SECTION"; strike "IN"

Line 33, strike "EXCESS OF" insert "AGAINST"; strike "REQUIRED CONTRIBUTION" insert "UNFUNDED ACCRUED LIABILITY UNDER THIS ARTICLE"

Amend title to conform

BOB THORPE

2512THORPE
02/03/2016
08:05 AM
C: MJH

Adopted ✓ # of Verbals ____
Failed ____ Withdrawn ____
Not Offered ____ Analysts Initials ____

Attachment 36

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. 2512

DATE February 4, 2016 MOTION: DPA

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston		✓			
Mr. Larkin		✓			
Mr. Lovas					✓
Mr. Olson					✓
Mr. Petersen			✓		
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		6	1	0	2

Mary Reeley
COMMITTEE SECRETARY

APPROVED:
BOB THORPE, Chairman
J. CHRISTOPHER ACKERLEY, Vice-Chairman

ATTACHMENT

Attachment 37

HOUSE OF REPRESENTATIVES

HCR 2034

Chicano history week

Prime Sponsor: Representative Mendez, et al., LD 26

X Committee on Government and Higher Education

Caucus and COW

House Engrossed

OVERVIEW

HCR 2034 proclaims February 2-8, 2016, as Chicano History Week.

PROVISIONS

1. Declares February 2-8, 2016, as Chicano History Week in Arizona to commemorate the signing of the Treaty of Guadalupe (Treaty) on February 2, 1848.
2. Extends accolades of tribute, high praise, appreciation and recognition to the North Americans and their decedents whose citizenship, under the terms of the Treaty, changed overnight from Mexican to American.

CURRENT LAW

Not currently addressed in statute.

Attachment 38

Fifty-second Legislature
Second Regular Session

Government and Higher Education
H.C.R. 2034

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.C.R. 2034

(Reference to printed concurrent resolution)

1 Page 1, strike lines 7 through 35

2 Lines 38 and 39, strike "that have plagued our nation for centuries"

3 Line 40, strike "must"

4 Line 41, strike "proud"

5 Amend title to conform

BOB THORPE

HCR2034THORPE
02/02/2016
08:09 AM
H: sc/ajh

Adopted ✓ # of Verbals ____
Failed ____ Withdrawn ____
Not Offered ____ Analysts Initials ____

Attachment 39

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON GOVERNMENT AND HIGHER EDUCATION BILL NO. HCR 2034

DATE February 4, 2016 MOTION: DPA

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston		✓			
Mr. Larkin		✓			
Mr. Lovas					✓
Mr. Olson					✓
Mr. Petersen					✓
Mr. Saldate		✓			
Ms. Townsend		✓			
Mr. Ackerley, Vice-Chairman		✓			
Mr. Thorpe, Chairman		✓			
		6	0	0	3

Mary Reilly
COMMITTEE SECRETARY

APPROVED:

B Thorpe
BOB THORPE, Chairman
J. CHRISTOPHER ACKERLEY, Vice-Chairman

ATTACHMENT

Attachment 40

ARIZONA STATE LEGISLATURE

Fifty-second Legislature - Second Regular Session

COMMITTEE ATTENDANCE RECORD

COMMITTEE ON **GOVERNMENT AND HIGHER EDUCATION**

CHAIRMAN: Bob Thorpe VICE-CHAIRMAN: J. Christopher Ackerley

DATE	2/4 /16	/16	/16	/16	/16
CONVENED	9:04 AM	m	m	m	m
RECESSED	11:15 AM				
RECONVENED	11:27 AM				
ADJOURNED	12:46 PM				
MEMBERS					
Ms. Alston	√				
Mr. Larkin	√				
Mr. Lovas	√				
Mr. Olson	√				
Mr. Petersen	√				
Mr. Saldate	√				
Ms. Townsend	√				
Mr. Ackerley, Vice-Chairman	√				
Mr. Thorpe, Chairman	√				

√ Present --- Absent exc Excused

Attachment 41