

COMMITTEE ON COUNTY AND MUNICIPAL AFFAIRS

Report of Regular Meeting
Monday, February 22, 2016
House Hearing Room 4 -- 2:00 p.m.

Convened 2:27 p.m.

Recessed

Reconvened

Adjourned 2:43 p.m.

Members Present

Ms. Alston
Mr. Boyer
Ms. Fann
Mrs. Gabaldón
Mr. Gray
Ms. Plumlee
Mr. Rivero, Vice-Chairman
Mr. Coleman, Chairman

Members Absent

Agenda

Original Agenda – Attachment 1

Request to Speak

Report – Attachment 2

Presentations

Name

Organization

Attachments (Handouts)

None

Committee Action

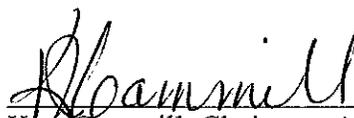
Bill

Action

Vote

**Attachments (Summaries,
Amendments, Roll Call)**

SB1089	DP	8-0-0-0	3, 4, 5
SB1104	DP	8-0-0-0	6, 7, 8
SB1194	Held		
SB1198	DP	8-0-0-0	9, 10, 11
	Committee Attendance		12



Kim Gammill, Chairman Assistant
February 23, 2016

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

Convene 2:27 pm
Adjourn 2:43 pm

REVISED #2 - 02/19/16

REVISED #2 - 02/19/16

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

REGULAR MEETING AGENDA

COMMITTEE ON COUNTY AND MUNICIPAL AFFAIRS

DATE Monday, February 22, 2016

ROOM HHR 4

TIME 2:00 P.M. OR UPON
ADJOURNMENT OF FLOOR
(NOTE TIME CHANGE) 3:00
P.M. OR UPON
ADJOURNMENT OF LEG.
COUNCIL

Members:

Ms. Alston
Mr. Boyer
Ms. Fann

Mrs. Gabaldón
Mr. Gray
Ms. Plumlee

Mr. Rivero, Vice-Chairman
Mr. Coleman, Chairman

Bills	Short Title	Strike Everything Title
SB1089	<u>DP</u> county property; wireless communication facilities (Kavanagh) <u>8-0-0-0</u> CMA, RULES	
SB1104	<u>DP</u> medical examiner; jurisdiction; death reporting (Barto) <u>8-0-0-0</u> CMA, RULES	
SB1194	<u>HELD</u> building code moratorium; repeal (Griffin) <u>-</u> CMA, RULES	
SB1198	<u>DP</u> public library operation; third-party contracts (Griffin, Dalessandro, McGuire, et al) <u>8-0-0-0</u> CMA, RULES	

ORDER OF BILLS TO BE SET BY THE CHAIRMAN

kjg
2/18/16
2/19/16

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 County and Municipal Affairs (2/22/2016)

SB1089, county property; wireless communication facilities

Support:

Marcus Dell'Artino, MARICOPA COUNTY; Daniel Romm, COUNTY SUPERVISORS ASSN OF AZ; Michael Racy, Lobbyist, PIMA COUNTY

SB1104, medical examiner; jurisdiction; death reporting

Support:

Kristin Cipolla, Leg. Liaison, County Supervisors Association Of Arizona; Michael Racy, Lobbyist, PIMA COUNTY; Rory Hays, MARICOPA COUNTY; Daniel Romm, COUNTY SUPERVISORS ASSN OF AZ; Megan Kintner, AZ ASSOCIATION OF COUNTIES; Susan Cannata, MARICOPA COUNTY

SB1194, building code moratorium; repeal

Support:

Grady Miller, representing self

All Comments:

Grady Miller, Self: Town Manager of Fountain Hills

SB1198, public library operation; third party contracts

Support:

Stephanie Seigla, representing self; Daniel Romm, COUNTY SUPERVISORS ASSN OF AZ; Jessica Rainbow, Arizona Library Association; Michelle Hindman, MARICOPA COUNTY



HOUSE OF REPRESENTATIVES

SB 1089

county property; wireless communication facilities
Prime Sponsor: Senator Kavanagh, LD 23

X Committee on County and Municipal Affairs
Caucus and COW
House Engrossed

OVERVIEW

SB 1089 allows a county to possess land outside of its boundaries for the purpose of utilizing wireless communication facilities.

PROVISIONS

1. Permits a county to purchase, own, lease or hold property outside of its boundaries in order to develop, operate and maintain wireless communication facilities which are to be used for county government purposes.

CURRENT LAW

A.R.S. § 11-201 outlines the powers and duties of a county. Specifically, this section grants a county the power to purchase and hold property within its territorial limits.

A.R.S. § 11-932 allows a county or municipality to possess land outside of its boundaries for the use and purpose of a public park.

ARIZONA HOUSE OF REPRESENTATIVES

Committee Report

February 22, 2016

MR. SPEAKER:

Your COMMITTEE ON COUNTY AND MUNICIPAL AFFAIRS has had under consideration

SENATE BILL 1089 and respectfully recommends:

it do pass

LCS



DOUG COLEMAN, Chairman
TONY RIVERO, Vice-Chairman

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

ROLL CALL VOTE

COMMITTEE ON COUNTY AND MUNICIPAL AFFAIRS BILL NO. SB 1089

DATE February 22, 2016 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston		✓			
Mr. Boyer		✓			
Ms. Fann		✓			
Mrs. Gabaldón		✓			
Mr. Gray		✓			
Ms. Plumlee		✓			
Mr. Rivero, Vice-Chairman		✓			
Mr. Coleman, Chairman		✓			
		8	0	0	0

APPROVED:

Douglas Coleman
DOUG COLEMAN, Chairman
TONY RIVERO, Vice-Chairman

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COMMITTEE SECRETARY

ATTACHMENT _____



HOUSE OF REPRESENTATIVES

SB 1104

medical examiner; jurisdiction; death reporting

Prime Sponsor: Senator Barto, LD 15

X Committee on County and Municipal Affairs

Caucus and COW

House Engrossed

OVERVIEW

SB 1104 modifies the circumstances in which the death of a person must be reported to a peace officer.

PROVISIONS

1. Revises the conditions in which the death of a person is required to be reported to a peace officer as follows:
 - a. If the death occurs in any custodial agency, rather than a prison.
 - b. If there is an unexpected or unexplained death of a child.
 - c. If the death arises from an accident allegedly related to the person's job.
 - d. If the death is suspected to be caused by an unreported or undiagnosed disease that is considered to be a threat to public safety.
2. Specifies that the county medical examiner or alternative medical examiner claim jurisdiction of a body provided the prescribed circumstances and determine if an autopsy is required.
3. Allows a medical examiner or alternative medical examiner to authorize medical students or residents in pathology training to perform autopsies under the supervision of a licensed physician who is board certified in forensic pathology, rather than anatomic pathology.
4. Applies the following to an alternative medical examiner, in addition to a medical examiner:
 - a. To complete and sign the medical certification of death within 72 hours after the examination, excluding weekends and holidays.
 - i. If a determination of the cause of death cannot be made with 72 hours, then the examiner must enter *pending* for the cause of death.
 - ii. If a medical certification of death is signed by an examiner with a pending cause of death, then the local, deputy local or state registrar must register the death certificate.
 - iii. A final disposition of a body with a pending cause of death must not occur until the examiner has released the body for final disposition.
 - b. To submit information, once a cause of death is determined, to the local, deputy local, or state registrar.
 - c. To complete and sign the medical certificate of death within 72 hours after the examination of an individual who died from an acute or chronic medical condition and health care was not provided.
 - d. If a death occurs on an Indian Reservation and an examiner is unavailable, then the tribal law enforcement authority may complete and sign the medical certification of death.
5. Makes conforming changes.

SB 1104

CURRENT LAW

A.R.S. § 11-593 states that a person who has knowledge of the death of a human, including a fetal death, must promptly notify the nearest peace officer of all information in the person's possession regarding the death and the surrounding circumstances. If an individual knows of a death and fails to notify a peace officer is guilty of a class 2 misdemeanor (unless the individual has good reason to believe notice has already been given).

After a peace officer has been notified of the death, the peace officer must then notify the county medical examiner or alternative medical examiner and initiate an investigation of the facts and circumstances surrounding the death and report the results to the medical examiner or alternative medical examiner, unless the death resulted from a surgical or anesthetic procedure from a natural disease.

A.R.S. § 11-594 outlines the powers of the county medical examiner. Specifically, subsection A states that a county medical examiner or alternative medical examiner must direct a death investigation, determine if an external examination or autopsy is required, and take charge of the body, among other prescribed requirements.

ARIZONA HOUSE OF REPRESENTATIVES

Committee Report

February 22, 2016

MR. SPEAKER:

Your COMMITTEE ON COUNTY AND MUNICIPAL AFFAIRS has had under consideration

SENATE BILL 1104 and respectfully recommends:

it do pass

LCS



DOUG COLEMAN, Chairman
TONY RIVERO, Vice-Chairman

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

ROLL CALL VOTE

COMMITTEE ON COUNTY AND MUNICIPAL AFFAIRS BILL NO. SB 1104

DATE February 22, 2016 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston		✓			
Mr. Boyer		✓			
Ms. Fann		✓			
Mrs. Gabaldón		✓			
Mr. Gray		✓			
Ms. Plumlee		✓			
Mr. Rivero, Vice-Chairman		✓			
Mr. Coleman, Chairman		✓			
		8	0	0	0

APPROVED

Doug Coleman

DOUG COLEMAN, Chairman
 TONY RIVERO, Vice-Chairman

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COMMITTEE SECRETARY

ATTACHMENT _____



HOUSE OF REPRESENTATIVES

SB 1198

public library operation; third-party contracts

Prime Sponsor: Senator Griffin, LD 14

X Committee on County and Municipal Affairs

Caucus and COW

House Engrossed

OVERVIEW

SB 1198 allows for a county board of supervisors to enter into a contract for a public library with a governing board of a school district, a governing board of a community college district, or a nonprofit corporation.

PROVISIONS

1. Permits a county board of supervisors to enter into a contract for a public library with a governing board of a school district, a governing board of a community college district or a nonprofit corporation.
2. Requires that the school district, community college district or nonprofit corporation assume the functions of a county free library within the county, city or town it is located.
3. Allows a county board of supervisors to pay the amount agreed upon in the contract to the city or town, school district, community college district or nonprofit corporation.
4. States that either party may terminate the contract if the party provides six months' notice of the intention to do so.
5. Makes technical and conforming changes.

CURRENT LAW

In A.R.S. § 11-904 a county board of supervisors may enter into a contract with a board of library trustees or another authority that is in charge of the free public library of a city or town.

A.R.S. § 15-362 states that a governing board of a school district may establish and maintain libraries and these libraries will be under the control of the board. The board may also appoint a district librarian, a teacher or another qualified person to care for a library. Subsection D specifies a school district governing board may enter into intergovernmental agreements with county free library districts and municipal libraries in the county where the school district is located.

ARIZONA HOUSE OF REPRESENTATIVES

Committee Report

February 22, 2016

MR. SPEAKER:

Your COMMITTEE ON COUNTY AND MUNICIPAL AFFAIRS has had under consideration

SENATE BILL 1198 and respectfully recommends:

it do pass

LCS



DOUG COLEMAN, Chairman
TONY RIVERO, Vice-Chairman

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

ROLL CALL VOTE

COMMITTEE ON COUNTY AND MUNICIPAL AFFAIRS BILL NO. SB 1198

DATE February 22, 2016 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Ms. Alston		✓			
Mr. Boyer		✓			
Ms. Fann		✓			
Mrs. Gabaldón		✓			
Mr. Gray		✓			
Ms. Plumlee		✓			
Mr. Rivero, Vice-Chairman		✓			
Mr. Coleman, Chairman		✓			
		8	0	0	0

APPROVED:

Douglas Coleman
 DOUG COLEMAN, Chairman
 TONY RIVERO, Vice-Chairman

K Hammill
 COMMITTEE SECRETARY

ATTACHMENT _____

ARIZONA STATE LEGISLATURE
 Fifty-second Legislature - Second Regular Session
COMMITTEE ATTENDANCE RECORD

COMMITTEE ON _____ **COUNTY AND MUNICIPAL AFFAIRS** _____

CHAIRMAN: Doug Coleman VICE-CHAIRMAN: Tony Rivero

DATE	1/25/16	2/1/16	2/15/16	2/22/16	1/16
CONVENED	2:07pm	2:38pm	2:27pm	2:27pm	m
RECESSED					
RECONVENED					
ADJOURNED	4:37pm	2:56pm	3:26pm	2:43pm	
MEMBERS					
Ms. Alston	✓	Exc	✓	✓	
Mr. Boyer	✓	✓	✓	✓	
Ms. Fann	✓	✓	✓	✓	
Mrs. Gabaldón	✓	✓	✓	✓	
Mr. Gray	✓	✓	✓	✓	
Ms. Plumlee	✓	✓	✓	✓	
Mr. Rivero, Vice-Chairman	✓	Exc	✓	✓	
Mr. Coleman, Chairman	✓	✓	✓	✓	

✓ Present -- Absent exc Excused