

REFERENCE TITLE: immigration omnibus

State of Arizona
Senate
Fiftieth Legislature
First Regular Session
2011

SB 1611

Introduced by
Senator Pearce R (with permission of Committee on Rules)

AN ACT

AMENDING SECTIONS 1-501, 1-502 AND 13-2009, ARIZONA REVISED STATUTES; AMENDING TITLE 13, CHAPTER 29, ARIZONA REVISED STATUTES, BY ADDING SECTION 13-2930; AMENDING SECTIONS 13-3961, 15-828, 15-1445, 15-1626, 23-214, 28-1559, 28-2051, 28-2059, 28-2157, 28-2163 AND 28-3304, ARIZONA REVISED STATUTES; AMENDING TITLE 36, CHAPTER 12, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-1409.02; AMENDING SECTIONS 41-1080, 41-1758.01 AND 41-1822, ARIZONA REVISED STATUTES; AMENDING TITLE 41, ARIZONA REVISED STATUTES, BY ADDING CHAPTER 48; RELATING TO UNLAWFULLY PRESENT ALIENS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 1-501, Arizona Revised Statutes, is amended to
3 read:

4 1-501. Eligibility for federal public benefits; documentation;
5 violation; classification; citizen suits; court costs
6 and attorney fees; definition

7 A. Notwithstanding any other state law ~~and to the extent permitted by~~
8 ~~federal law~~, any natural person who applies for a federal public benefit that
9 is administered by this state or a political subdivision of this state ~~and~~
10 ~~that requires participants to be citizens of the United States, legal~~
11 ~~residents of the United States or otherwise lawfully present in the United~~
12 ~~States~~ shall submit at least one of the following documents to the entity
13 that administers the federal public benefit demonstrating lawful presence in
14 the United States:

- 15 1. An Arizona driver license issued after 1996 or an Arizona
16 nonoperating identification license.
- 17 2. A birth certificate or delayed birth certificate issued in any
18 state, territory or possession of the United States.
- 19 3. A United States certificate of birth abroad.
- 20 4. A United States passport.
- 21 5. A foreign passport with a United States visa.
- 22 6. An I-94 form with a photograph.
- 23 7. A United States citizenship and immigration services employment
24 authorization document or refugee travel document.
- 25 8. A United States certificate of naturalization.
- 26 9. A United States certificate of citizenship.
- 27 10. A tribal certificate of Indian blood.
- 28 11. A tribal or bureau of Indian affairs affidavit of birth.

29 ~~B. For the purposes of administering the Arizona health care cost~~
30 ~~containment system, documentation of citizenship and legal residence shall~~
31 ~~conform with the requirements of title XIX of the social security act.~~

32 ~~C. To the extent permitted by federal law, an agency of this state or~~
33 ~~political subdivision of this state may allow tribal members, the elderly and~~
34 ~~persons with disabilities or incapacity of the mind or body to provide~~
35 ~~documentation as specified in section 6036 of the federal deficit reduction~~
36 ~~act of 2005 (P.L. 109-171; 120 Stat. 81) and related federal guidance in lieu~~
37 ~~of the documentation required by this section.~~

38 ~~D.~~ B. Any person who applies for federal public benefits shall sign a
39 sworn affidavit stating that the documents presented pursuant to subsection A
40 ~~of this section~~ are true under penalty of perjury.

41 ~~E.~~ C. Failure to report discovered violations of federal immigration
42 law by an employee of an agency of this state or a political subdivision of
43 this state that administers any federal public benefit is a class ~~2-~~ 1
44 misdemeanor. If that employee's supervisor knew of the failure to report and

1 failed to direct the employee to make the report, the supervisor is guilty of
2 a class ~~2- 1~~ misdemeanor.

3 ~~F.~~ D. This section shall be enforced without regard to race, color,
4 religion, sex, age, disability or national origin.

5 ~~G.~~ E. Any person who is a resident of this state has standing in any
6 court of record to bring suit against any agent or agency of this state or
7 its political subdivisions to remedy any violation of any provision of this
8 section, including an action for mandamus. Courts shall give preference to
9 actions brought under this section over other civil actions or proceedings
10 pending in the court.

11 ~~H.~~ F. The court may award court costs and reasonable attorney fees to
12 any person or any official or agency of this state or a county, city, town or
13 other political subdivision of this state that prevails by an adjudication on
14 the merits in a proceeding brought pursuant to this section.

15 ~~I.~~ G. For the purposes of this section, "federal public benefit" has
16 the same meaning prescribed in 8 United States Code section 1611.

17 Sec. 2. Section 1-502, Arizona Revised Statutes, is amended to read:

18 1-502. Eligibility for state or local public benefits;
19 documentation; violation; classification; citizen
20 suits; court costs and attorney fees; definition

21 A. Notwithstanding any other state law ~~and to the extent permitted by~~
22 ~~federal law~~, any agency of this state or a political subdivision of this
23 state that, **OR ANY PERSON WHO**, administers **OR PROCESSES** any state or local
24 public benefit shall require each natural person who applies for the state or
25 local public benefit to submit at least one of the following documents to the
26 entity ~~that~~ **OR PERSON WHO** administers **OR PROCESSES** the state or local public
27 benefit demonstrating lawful presence in the United States:

28 1. An Arizona driver license issued after 1996 or an Arizona
29 nonoperating identification license.

30 2. A birth certificate or delayed birth certificate issued in any
31 state, territory or possession of the United States.

32 3. A United States certificate of birth abroad.

33 4. A United States passport.

34 5. A foreign passport with a United States visa.

35 6. An I-94 form with a photograph.

36 7. A United States citizenship and immigration services employment
37 authorization document or refugee travel document.

38 8. A United States certificate of naturalization.

39 9. A United States certificate of citizenship.

40 10. A tribal certificate of Indian blood.

41 11. A tribal or bureau of Indian affairs affidavit of birth.

42 ~~B. For the purposes of administering the Arizona health care cost~~
43 ~~containment system, documentation of citizenship and legal residence shall~~
44 ~~conform with the requirements of title XIX of the social security act.~~

1 ~~C. To the extent permitted by federal law, an agency of this state or~~
2 ~~political subdivision of this state may allow tribal members, the elderly and~~
3 ~~persons with disabilities or incapacity of the mind or body to provide~~
4 ~~documentation as specified in section 6036 of the federal deficit reduction~~
5 ~~act of 2005 (P.L. 109-171; 120 Stat. 81) and related federal guidance in lieu~~
6 ~~of the documentation required by this section.~~

7 ~~D.~~ B. Any person who applies for state or local public benefits shall
8 sign a sworn affidavit stating that the documents presented pursuant to
9 subsection A ~~of this section~~ are true under penalty of perjury.

10 ~~E.~~ C. Failure to report discovered violations of federal immigration
11 law by ~~an employee of an agency of this state or a political subdivision of~~
12 ~~this state that~~ ANY PERSON WHO administers OR PROCESSES any state or local
13 public benefit is a class ~~2-~~ 1 misdemeanor. If that employee's supervisor
14 knew of the failure to report and failed to direct the employee to make the
15 report, the supervisor is guilty of a class ~~2-~~ 1 misdemeanor.

16 ~~F.~~ D. This section shall be enforced without regard to race, color,
17 religion, sex, age, disability or national origin.

18 ~~G.~~ E. Any person who is a resident of this state has standing in any
19 court of record to bring suit against any agent or agency of this state or
20 its political subdivisions to remedy any violation of any provision of this
21 section, including an action for mandamus. Courts shall give preference to
22 actions brought under this section over other civil actions or proceedings
23 pending in the court.

24 ~~H.~~ F. The court may award court costs and reasonable attorney fees to
25 any person or any official or agency of this state or a county, city, town or
26 other political subdivision of this state that prevails by an adjudication on
27 the merits in a proceeding brought pursuant to this section.

28 ~~I.~~ G. For the purposes of this section, "state or local public
29 benefit" has the same meaning prescribed in 8 United States Code section
30 1621, ~~except that it does not include commercial or professional licenses,~~
31 ~~benefits provided by the public retirement systems and plans of this state or~~
32 ~~services widely available to the general population as a whole.~~

33 Sec. 3. Section 13-2009, Arizona Revised Statutes, is amended to read:

34 13-2009. Aggravated taking identity of another person or
35 entity; classification

36 A. A person commits aggravated taking the identity of another person
37 or entity if the person knowingly takes, purchases, manufactures, records,
38 possesses or uses any personal identifying information or entity identifying
39 information of either:

40 1. Three or more other persons or entities, including real or
41 fictitious persons or entities, without the consent of the other persons or
42 entities, with the intent to obtain or use the other persons' or entities'
43 identities for any unlawful purpose or to cause loss to the persons or
44 entities whether or not the persons or entities actually suffer any economic
45 loss.

1 2. Another person or entity, including a real or fictitious person or
2 entity, without the consent of that other person or entity, with the intent
3 to obtain or use the other person's or entity's identity for any unlawful
4 purpose and causes another person or entity to suffer an economic loss of
5 three thousand dollars or more.

6 3. Another person, including a real or fictitious person, with the
7 intent to obtain employment.

8 B. In an action for aggravated taking the identity of another person
9 or entity under subsection A, paragraph 1 of this section, proof of
10 possession out of the regular course of business of the personal identifying
11 information or entity identifying information of three or more other persons
12 or entities may give rise to an inference that the personal identifying
13 information or entity identifying information of the three or more other
14 persons or entities was possessed for an unlawful purpose.

15 C. This section does not apply to a violation of section 4-241 by a
16 person who is under twenty-one years of age.

17 D. IF THE COURT SENTENCES A PERSON WHO IS CONVICTED OF A VIOLATION OF
18 SUBSECTION A, PARAGRAPH 3 OF THIS SECTION TO A TERM OF PROBATION, THE COURT
19 SHALL ORDER THAT AS AN INITIAL TERM OF PROBATION THE PERSON BE IMPRISONED IN
20 THE COUNTY JAIL FOR NOT LESS THAN ONE HUNDRED EIGHTY CONSECUTIVE DAYS. THIS
21 JAIL TERM SHALL COMMENCE ON THE DATE OF SENTENCING.

22 ~~D.~~ E. Aggravated taking the identity of another person or entity is a
23 class 3 felony.

24 Sec. 4. Title 13, chapter 29, Arizona Revised Statutes, is amended by
25 adding section 13-2930, to read:

26 13-2930. Unlawful operation of motor vehicle by alien;
27 forfeiture; classification

28 A. IT IS UNLAWFUL FOR A PERSON TO OPERATE A MOTOR VEHICLE IN THIS
29 STATE IF THE PERSON IS UNLAWFULLY PRESENT IN THE UNITED STATES.

30 B. IF A PERSON IS CONVICTED OF A VIOLATION OF THIS SECTION, THE COURT:
31 1. IN ADDITION TO ANY OTHER PENALTY IMPOSED BY LAW, SHALL ORDER THE
32 MOTOR VEHICLE OPERATED BY THE PERSON AT THE TIME OF THE OFFENSE FORFEITED IN
33 THE SAME MANNER AS PROVIDED IN CHAPTER 39 OF THIS TITLE.

34 2. SHALL SENTENCE THE PERSON TO SERVE NOT LESS THAN THIRTY CONSECUTIVE
35 DAYS IN JAIL AND THE PERSON IS NOT ELIGIBLE FOR PROBATION OR SUSPENSION OF
36 EXECUTION OF SENTENCE UNLESS THE ENTIRE SENTENCE IS SERVED.

37 3. SHALL ORDER THE PERSON TO PAY THE COSTS OF THE PERSON'S
38 INCARCERATION PURSUANT TO SECTION 13-804.01.

39 C. ANY PROPERTY THAT IS SUBJECT TO FORFEITURE AND ALL INTERESTS IN
40 PROPERTY THAT ARE FORFEITED UNDER THIS SECTION SHALL BE DISPOSED OF AND
41 ALLOCATED IN THE SAME MANNER AS PROVIDED IN CHAPTER 39 OF THIS TITLE, EXCEPT
42 THAT ALL MONIES THAT ARE OBTAINED AS A RESULT OF FORFEITURE UNDER THIS
43 SECTION SHALL BE DEPOSITED, PURSUANT TO SECTIONS 35-146 AND 35-147, IN THE
44 STATE GENERAL FUND.

1 D. IN THE ENFORCEMENT OF THIS SECTION, A PERSON'S IMMIGRATION STATUS
2 MAY BE DETERMINED BY:

3 1. A LAW ENFORCEMENT OFFICER WHO IS AUTHORIZED BY THE FEDERAL
4 GOVERNMENT TO VERIFY OR ASCERTAIN A PERSON'S IMMIGRATION STATUS.

5 2. THE UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT OR THE UNITED
6 STATES CUSTOMS AND BORDER PROTECTION PURSUANT TO 8 UNITED STATES CODE SECTION
7 1373(c).

8 E. A VIOLATION OF THIS SECTION IS A CLASS 1 MISDEMEANOR.

9 Sec. 5. Section 13-3961, Arizona Revised Statutes, is amended to read:

10 13-3961. Offenses not bailable; purpose; preconviction;
11 exceptions

12 A. A person who is in custody shall not be admitted to bail if the
13 proof is evident or the presumption great that the person is guilty of the
14 offense charged and the offense charged is one of the following:

15 1. A capital offense.

16 2. Sexual assault.

17 3. Sexual conduct with a minor who is under fifteen years of age.

18 4. Molestation of a child who is under fifteen years of age.

19 5. A serious felony offense if there is probable cause to believe that
20 the person has entered or remained in the United States illegally. For the
21 purposes of this paragraph:

22 (a) The court shall consider all of the following in making a
23 determination that a person has entered or remained in the United States
24 illegally:

25 (i) Whether a hold has been placed on the arrested person by the
26 United States immigration and customs enforcement.

27 (ii) Any indication by a law enforcement agency that the person is in
28 the United States illegally.

29 (iii) Whether an admission by the arrested person has been obtained by
30 the court or a law enforcement agency that the person has entered or remained
31 in the United States illegally.

32 (iv) Any information received from a law enforcement agency pursuant
33 to section 13-3906.

34 (v) Any evidence that the person has recently entered or remained in
35 the United States illegally.

36 (vi) Any other relevant information that is obtained by the court or
37 that is presented to the court by a party or any other person.

38 (b) "Serious felony offense" means any ~~class 1, 2, 3 or 4~~ felony or
39 any violation of section 28-1383.

40 B. The purposes of bail and any conditions of release that are set by
41 a judicial officer include:

42 1. Assuring the appearance of the accused.

43 2. Protecting against the intimidation of witnesses.

44 3. Protecting the safety of the victim, any other person or the
45 community.

1 C. The initial determination of whether an offense is bailable
2 pursuant to subsection A of this section shall be made by the magistrate or
3 judicial officer at the time of the person's initial appearance.

4 D. Except as provided in subsection A of this section, a person who is
5 in custody shall not be admitted to bail if the person is charged with a
6 felony offense and the state certifies by motion and the court finds after a
7 hearing on the matter that there is clear and convincing evidence that the
8 person charged poses a substantial danger to another person or the community
9 or engaged in conduct constituting a violent offense, that no condition or
10 combination of conditions of release may be imposed that will reasonably
11 assure the safety of the other person or the community and that the proof is
12 evident or the presumption great that the person committed the offense for
13 which the person is charged. For the purposes of this subsection, "violent
14 offense" means either of the following:

- 15 1. A dangerous crime against children.
- 16 2. Terrorism.

17 E. On oral motion of the state, the court shall order the hearing
18 required by subsection D of this section at or within twenty-four hours of
19 the initial appearance unless the person who is subject to detention or the
20 state moves for a continuance. A continuance that is granted on the motion
21 of the person shall not exceed five calendar days unless there are
22 extenuating circumstances. A continuance on the motion of the state shall be
23 granted on good cause shown and shall not exceed twenty-four hours. The
24 prosecutor shall provide reasonable notice and an opportunity for victims and
25 witnesses to be present and heard at any hearing. The person may be detained
26 pending the hearing. The person is entitled to representation by counsel and
27 is entitled to present information by proffer or otherwise, to testify and to
28 present witnesses in the person's own behalf. Testimony of the person
29 charged that is given during the hearing shall not be admissible on the issue
30 of guilt in any subsequent judicial proceeding, except as it might relate to
31 the compliance with or violation of any condition of release subsequently
32 imposed or the imposition of appropriate sentence or in perjury proceedings,
33 or for the purposes of impeachment. The case of the person shall be placed
34 on an expedited calendar and, consistent with the sound administration of
35 justice, the person's trial shall be given priority. The person may be
36 admitted to bail in accordance with the Arizona rules of criminal procedure
37 whenever a judicial officer finds that a subsequent event has eliminated the
38 basis for detention.

39 F. The finding of an indictment or the filing of an information does
40 not add to the strength of the proof or the presumption to be drawn.

41 G. In a hearing pursuant to subsection ~~C~~ D of this section, proof
42 that the person is a criminal street gang member may give rise to the
43 inference that the person poses a substantial danger to another person or the
44 community and that no condition or combination of conditions of release may

1 be imposed that will reasonably assure the safety of the other person or the
2 community.

3 Sec. 6. Section 15-828, Arizona Revised Statutes, is amended to read:
4 15-828. Citizenship evidence; school records; exception

5 A. On enrollment of a pupil for the first time in a particular school
6 district or private school offering instruction to pupils in any kindergarten
7 programs or grades one through twelve, that school or school district shall
8 notify the person enrolling the pupil in writing that within thirty days the
9 person must provide one of the following:

10 ~~1. A certified copy of the pupil's birth certificate.~~

11 ~~2. Other reliable proof of the pupil's identity and age, including the~~
12 ~~pupil's baptismal certificate, an application for a social security number or~~
13 ~~original school registration records and~~

14 1. A BIRTH CERTIFICATE OR DELAYED BIRTH CERTIFICATE ISSUED IN ANY
15 STATE, TERRITORY OR POSSESSION OF THE UNITED STATES.

16 2. A UNITED STATES CERTIFICATE OF BIRTH ABROAD.

17 3. A UNITED STATES PASSPORT.

18 4. A FOREIGN PASSPORT WITH A UNITED STATES VISA.

19 5. AN I-94 FORM WITH A PHOTOGRAPH.

20 6. A UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES EMPLOYMENT
21 AUTHORIZATION DOCUMENT OR REFUGEE TRAVEL DOCUMENT.

22 7. A UNITED STATES CERTIFICATE OF NATURALIZATION.

23 8. A UNITED STATES CERTIFICATE OF CITIZENSHIP.

24 9. A TRIBAL CERTIFICATE OF INDIAN BLOOD.

25 10. A TRIBAL OR BUREAU OF INDIAN AFFAIRS AFFIDAVIT OF BIRTH.

26 11. AN ARIZONA DRIVER LICENSE ISSUED AFTER 1996 OR AN ARIZONA
27 NONOPERATING IDENTIFICATION LICENSE.

28 12. An affidavit explaining the inability to provide a copy of the
29 birth certificate.

30 ~~3-~~ 13. A letter from the authorized representative of an agency
31 having custody of the pupil pursuant to title 8, chapter 2 certifying that
32 the pupil has been placed in the custody of the agency as prescribed by law.

33 B. If a child is instructed at home pursuant to section 15-802, the
34 person who has custody of the child shall, within thirty days after the home
35 instruction begins, provide to the county school superintendent of the county
36 in which the child resides one of the following:

37 ~~1. A certified copy of the pupil's birth certificate.~~

38 ~~2. Other reliable proof of the pupil's identity and age, including the~~
39 ~~pupil's baptismal certificate, an application for a social security number or~~
40 ~~original school registration records and~~

41 1. A BIRTH CERTIFICATE OR DELAYED BIRTH CERTIFICATE ISSUED IN ANY
42 STATE, TERRITORY OR POSSESSION OF THE UNITED STATES.

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5 8. A UNITED STATES CERTIFICATE OF CITIZENSHIP.
6 9. A TRIBAL CERTIFICATE OF INDIAN BLOOD.
7 10. A TRIBAL OR BUREAU OF INDIAN AFFAIRS AFFIDAVIT OF BIRTH.
8 11. AN ARIZONA DRIVER LICENSE ISSUED AFTER 1996 OR AN ARIZONA
9 NONOPERATING IDENTIFICATION LICENSE.
10 12. An affidavit explaining the inability to provide a copy of the
11 birth certificate.
12 ~~3-~~ 13. A letter from the authorized representative of an agency having
13 custody of the pupil pursuant to title 8, chapter 2 certifying that the pupil
14 has been placed in the custody of the agency as prescribed by law.
15 C. On presentation of a document pursuant to this section, a photocopy
16 of the document shall be placed in the pupil's file and the document that is
17 presented shall be returned.
18 D. On the failure of a person enrolling a pupil or instructing a child
19 at home to comply with subsection A or B of this section, the school, school
20 district or county school superintendent shall notify that person in writing
21 that, unless the person complies within ten days, the case shall be referred
22 to the local law enforcement agency for investigation. If compliance is not
23 obtained within the ten day period, the school, school district or county
24 school superintendent shall refer the case to the local law enforcement
25 agency AND NOTIFY THE DEPARTMENT OF EDUCATION.
26 E. The school, school district or county school superintendent shall
27 immediately report to the local law enforcement agency AND THE DEPARTMENT OF
28 EDUCATION any affidavit received pursuant to this section ~~which~~ THAT appears
29 inaccurate or suspicious in form or content.
30 F. Within five school days after enrolling a transfer pupil from a
31 private school or another school district, a school shall request directly
32 from the pupil's previous school a certified copy of the pupil's record. The
33 requesting school shall exercise due diligence in obtaining the copy of the
34 record requested. Notwithstanding any financial debt owed by the pupil, any
35 school requested to forward a copy of a transferring pupil's record to the
36 new school shall comply and forward the record within ten school days after
37 receipt of the request unless the record has been flagged pursuant to section
38 15-829. If the record has been flagged, the requested school shall not
39 forward the copy and shall notify the local law enforcement agency of the
40 request. School districts shall include in the educational records required
41 by this subsection data collected pursuant to sections 15-741 and 15-766, as
42 prescribed by the state board of education.
43 G. Any disclosure of educational records by the school district or
44 charter school shall comply with the family educational rights and privacy
45 act of 1974 (20 United States Code section 1232g).

1 H. The provisions of this section do not apply to homeless pupils as
2 defined in section 15-824, subsection C.

3 Sec. 7. Section 15-1445, Arizona Revised Statutes, is amended to read:
4 15-1445. Administrative powers of district governing boards

5 A. A district board shall:

6 1. Adopt policies for the government of the community colleges under
7 its jurisdiction.

8 2. In conjunction with other district boards, set standards for the
9 establishment, development, administration, operation and accreditation of
10 community colleges in the district.

11 3. Fix tuitions and graduate the tuitions and fees between
12 institutions and between residents, nonresidents and students from foreign
13 countries. The district board may waive tuitions and fees and graduate
14 tuitions and waivers for an employee or the spouse or dependent child of an
15 employee of the district, or for a nonresident student enrolled in the
16 district if the district board determines the waiver is in the best interest
17 of this state and the student.

18 4. In conjunction with other district boards, submit to the economic
19 estimates commission before January 10 of each year the estimated number of
20 full-time equivalent students for the district as prescribed in section
21 15-1466.01.

22 5. Establish curriculums and designate courses that in its judgment
23 will best serve the interests of this state.

24 6. Determine academic classes that qualify as open entry, open exit
25 classes and prescribe policies for the operation of open entry, open exit
26 classes.

27 7. In conjunction with other district boards and the state board of
28 education, review and adopt, within the scope of the statutory definitions of
29 vocational and ~~technological~~ TECHNICAL education, program and staff standards
30 with modifications as necessary for courses taught in community colleges.
31 The district board shall base the standards on vocational and ~~technological~~
32 TECHNICAL competence.

33 8. In conjunction with other district boards, establish qualifications
34 of the instructional staff that, at a minimum, shall be equal to those
35 required to meet accreditation guidelines and establish standards of
36 vocational and ~~technological~~ TECHNICAL competence required to instruct in
37 occupational as well as academic subjects.

38 9. In conjunction with other district boards, prescribe guidelines
39 providing for the transferability between community college district
40 vocational and ~~technological~~ TECHNICAL education programs and in conjunction
41 with the state board of education prescribe guidelines for the
42 interrelationship of secondary programs and postsecondary programs.

43 10. In conjunction with other district boards, prescribe the manner in
44 which the self-evaluation of vocational and ~~technological~~ TECHNICAL education
45 programs is conducted as provided in section 15-1452.

1 11. If requested by the state board of education, assist in the
2 preparation, publication and distribution of an annual state plan and a
3 comprehensive five year state plan.

4 12. In conjunction with other district boards and the state board of
5 education, develop a process to determine program funding priorities for
6 state aid purposes. Each district board shall submit state aid
7 recommendations to the legislature. The recommendations shall be based on
8 the process and on existing cost studies of vocational and ~~technological~~
9 TECHNICAL education in this state.

10 13. In conjunction with other district boards, prescribe qualifications
11 for admission to community colleges for honorably discharged veterans who
12 served on active duty in the armed forces for a minimum of one year and who
13 were previously enrolled at a community college or university in this
14 state. For the purpose of determining the qualifications, the district board
15 may not consider prior failing grades received by the veteran at a community
16 college or university in this state.

17 14. Require the publisher of each literary and nonliterary textbook
18 used in the community colleges of the district to furnish computer software
19 in a standardized format, when software becomes available for nonliterary
20 textbooks, to the district board from which braille versions of the textbook
21 may be produced.

22 15. Identify students simultaneously enrolled in a course for both high
23 school and college credit by using the same student level data element
24 required by section 15-1042, subsection A. The auditor general shall have
25 access to this information when certifying the full-time equivalent student
26 enrollment pursuant to section 15-1466.01, paragraph 4.

27 16. Beginning July 1, 2007, ~~purchase~~ ACQUIRE United States flags that
28 are manufactured in the United States and that are at least two feet by three
29 feet and hardware to appropriately display the United States ~~flag and~~
30 ~~purchase~~ FLAGS, ACQUIRE a legible copy of the Constitution of the United
31 States and the Bill of Rights that is manufactured in the United States, ~~and~~
32 display the flags in each classroom in accordance with title 4 of the United
33 States Code and display a legible copy of the Constitution of the United
34 States and the Bill of Rights adjacent to the flag.

35 B. A DISTRICT BOARD SHALL NOT ADMIT ANY STUDENT WHO DOES NOT
36 DEMONSTRATE LAWFUL PRESENCE IN THE UNITED STATES THROUGH ANY OF THE
37 FOLLOWING:

38 1. AN ARIZONA DRIVER LICENSE ISSUED AFTER 1996 OR AN ARIZONA
39 NONOPERATING IDENTIFICATION LICENSE.

40 2. A BIRTH CERTIFICATE OR DELAYED BIRTH CERTIFICATE ISSUED IN ANY
41 STATE, TERRITORY OR POSSESSION OF THE UNITED STATES.

42 3. A UNITED STATES CERTIFICATE OF BIRTH ABROAD.

43 4. A UNITED STATES PASSPORT.

44 5. A FOREIGN PASSPORT WITH A UNITED STATES VISA.

45 6. AN I-94 FORM WITH A PHOTOGRAPH.

1 7. A UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES EMPLOYMENT
2 AUTHORIZATION DOCUMENT OR REFUGEE TRAVEL DOCUMENT.

3 8. A UNITED STATES CERTIFICATE OF NATURALIZATION.

4 9. A UNITED STATES CERTIFICATE OF CITIZENSHIP.

5 10. A TRIBAL CERTIFICATE OF INDIAN BLOOD.

6 11. A TRIBAL OR BUREAU OF INDIAN AFFAIRS AFFIDAVIT OF BIRTH.

7 Sec. 8. Section 15-1626, Arizona Revised Statutes, is amended to read:
8 15-1626. General administrative powers and duties of board

9 A. The board shall:

10 1. Have and exercise the powers necessary for the effective governance
11 and administration of the institutions under its control. To that end, the
12 board may adopt, and authorize each university to adopt, such regulations,
13 policies, rules or measures as are deemed necessary and may delegate in
14 writing to its committees, to its university presidents, or their designees,
15 or to other entities under its control, any part of its authority for the
16 administration and governance of such institutions, including those powers
17 enumerated in section 15-1625, subsection B, paragraphs 2 and 4, paragraphs
18 3, 4, 8, 9, 11 and 12 of this subsection and subsection ~~B~~- C of this section.
19 Any delegation of authority may be rescinded by the board at any time in
20 whole or in part.

21 2. Appoint and employ and determine the compensation of presidents
22 with such power and authority and for such purposes in connection with the
23 operation of the institutions as the board deems necessary.

24 3. Appoint and employ and determine the compensation of
25 vice-presidents, deans, professors, instructors, lecturers, fellows and such
26 other officers and employees with such power and authority and for such
27 purposes in connection with the operation of the institutions as the board
28 deems necessary, or delegate its authority pursuant to paragraph 1 of this
29 subsection.

30 4. Remove any officer or employee when the interests of education in
31 this state so require in accordance with its personnel rules and policies.

32 5. Fix tuitions and fees to be charged and differentiate the tuitions
33 and fees between institutions and between residents, nonresidents,
34 undergraduate students, graduate students, students from foreign countries
35 and students who have earned credit hours in excess of the credit hour
36 threshold. For the purposes of this paragraph, the undergraduate credit hour
37 threshold is one hundred forty-five hours for students who attend a
38 university under the jurisdiction of the board. The undergraduate credit
39 hour threshold shall be based on the actual full-time equivalent student
40 enrollment counted on the forty-fifth day of every fall and spring semester,
41 divided by two, and any budget adjustment based on student enrollment shall
42 occur in the fiscal year following the actual full-time equivalent student
43 enrollment count. The undergraduate credit hour threshold shall not apply to
44 degree programs that require credit hours above the credit hour threshold,
45 credits earned in the pursuit of up to two baccalaureate degrees, credits

1 earned in the pursuit of up to two state regulated licensures or
2 certificates, credits earned in the pursuit of teaching certification,
3 credits transferred from a private institution of higher education, credits
4 transferred from an institution of higher education in another state, credits
5 earned at another institution of higher education but that are not accepted
6 as transfer credits at the university where the student is currently enrolled
7 and credits earned by students who enroll at a university under the
8 jurisdiction of the board more than twenty-four months after the end of that
9 student's previous enrollment at a public institution of higher education in
10 this state. On or before October 15 of each year, the board shall report to
11 the joint legislative budget committee the number of students who were
12 enrolled at universities under the jurisdiction of the board during the
13 previous fiscal year who met or exceeded the undergraduate credit hour
14 threshold prescribed in this paragraph. The amount of tuition, registration
15 fees and other revenues included in the operating budget for the university
16 adopted by the board as prescribed in paragraph 13 of this subsection shall
17 be deposited, pursuant to sections 35-146 and 35-147. All other tuition and
18 fee revenue shall be retained by each university for expenditure as approved
19 by the board, except that the universities shall not use any tuition or fee
20 revenue to fund or support an alumni association.

21 6. Except as provided in subsection ~~I~~ J of this section, adopt rules
22 to govern its tuition and fee setting process that provide for the following:

23 (a) At least one public hearing at each university as an opportunity
24 for students and members of the public to comment on any proposed increase in
25 tuition or fees.

26 (b) Publication of the notice of public hearing at least ten days
27 prior to the hearing in a newspaper of general circulation in Maricopa
28 county, Coconino county and Pima county. The notice shall include the date,
29 time and location of the public hearing.

30 (c) Public disclosure by each university of any proposed increases in
31 tuition or fees at least ten days prior to the public hearing.

32 (d) Final board action on changes in tuition or fees shall be taken by
33 roll call vote.

34 The procedural requirements of subdivisions (a), (b), (c) and (d) of this
35 paragraph apply only to those changes in tuition or fees that require board
36 approval.

37 7. Pursuant to section 35-115, submit a budget request for each
38 institution under its jurisdiction that includes the estimated tuition and
39 fee revenue available to support the programs of the institution as described
40 in the budget request. The estimated available tuition and fee revenue shall
41 be based on the tuition and registration fee rates in effect at the time the
42 budget request is submitted with adjustments for projected changes in
43 enrollment as provided by the board.

1 8. Establish curriculums and designate courses at the several
2 institutions that in its judgment will best serve the interests of this
3 state.

4 9. Award such degrees and diplomas on the completion of such courses
5 and curriculum requirements as it deems appropriate.

6 10. Prescribe qualifications for admission of all students to the
7 universities. The board shall establish policies for guaranteed admission
8 that assure fair and equitable access to students in this state from public,
9 private, charter and home schools. For the purpose of determining the
10 qualifications of honorably discharged veterans, veterans are those persons
11 who served in the armed forces for a minimum of two years and who were
12 previously enrolled at a university or community college in this state. No
13 prior failing grades received by the veteran at the university or community
14 college in this state may be considered.

15 11. Adopt any energy conservation standards promulgated by the
16 department of administration for the construction of new buildings.

17 12. Employ for such time and purposes as the board requires attorneys
18 whose compensation shall be fixed and paid by the board. Litigation to which
19 the board is a party and for which self-insurance is not provided may be
20 compromised or settled at the direction of the board.

21 13. Adopt annually an operating budget for each university equal to the
22 sum of appropriated general fund monies and the amount of tuition,
23 registration fees and other revenues approved by the board and allocated to
24 each university operating budget.

25 14. In consultation with the state board of education and other
26 education groups, develop and implement a program to award honors
27 endorsements to be affixed to the high school diplomas of qualifying high
28 school pupils and to be included in the transcripts of pupils who are awarded
29 endorsements. The board shall develop application procedures and testing
30 criteria and adopt testing instruments and procedures to administer the
31 program. In order to receive an honors endorsement, a pupil must demonstrate
32 an extraordinary level of knowledge, skill and competency as measured by the
33 testing instruments adopted by the board in mathematics, English, science and
34 social studies. Additional subjects may be added at the determination of the
35 board. The program is voluntary for pupils.

36 15. Require the publisher of each literary and nonliterary textbook
37 used in the universities of this state to furnish computer software in a
38 standardized format when software becomes available for nonliterary textbooks
39 to the Arizona board of regents from which braille versions of the textbooks
40 may be produced.

41 16. Require universities that provide a degree in education to require
42 courses that are necessary to obtain a provisional structured English
43 immersion endorsement as prescribed by the state board of education.

1 17. Acquire United States flags for each classroom that are
2 manufactured in the United States and that are at least two feet by three
3 feet and hardware to appropriately display the United States flags, acquire a
4 legible copy of the Constitution of the United States and the Bill of Rights,
5 display the flags in each classroom in accordance with title 4 of the United
6 States Code and display a legible copy of the Constitution of the United
7 States and the Bill of Rights adjacent to the flag.

8 18. To facilitate the transfer of military personnel and their
9 dependents to and from the public schools of this state, pursue, in
10 cooperation with the state board of education, reciprocity agreements with
11 other states concerning the transfer credits for military personnel and their
12 dependents. A reciprocity agreement entered into pursuant to this paragraph
13 shall:

14 (a) Address procedures for each of the following:

15 (i) The transfer of student records.

16 (ii) Awarding credit for completed course work.

17 (iii) Permitting a student to satisfy the graduation requirements
18 prescribed in section 15-701.01 through the successful performance on
19 comparable exit-level assessment instruments administered in another state.

20 (b) Include appropriate criteria developed by the state board of
21 education and the Arizona board of regents.

22 19. Require a university to publicly post notices of all of its
23 employment openings, including the title and description, instructions for
24 applying and relevant contact information.

25 20. In consultation with the community college districts in this state,
26 develop and implement common equivalencies for specific levels of achievement
27 on advanced placement examinations and international baccalaureate
28 examinations in order to award commensurate postsecondary academic credits at
29 community colleges and public universities in this state.

30 B. THE BOARD SHALL NOT ADMIT ANY STUDENT WHO DOES NOT DEMONSTRATE
31 LAWFUL PRESENCE IN THE UNITED STATES THROUGH ANY OF THE FOLLOWING:

32 1. AN ARIZONA DRIVER LICENSE ISSUED AFTER 1996 OR AN ARIZONA
33 NONOPERATING IDENTIFICATION LICENSE.

34 2. A BIRTH CERTIFICATE OR DELAYED BIRTH CERTIFICATE ISSUED IN ANY
35 STATE, TERRITORY OR POSSESSION OF THE UNITED STATES.

36 3. A UNITED STATES CERTIFICATE OF BIRTH ABROAD.

37 4. A UNITED STATES PASSPORT.

38 5. A FOREIGN PASSPORT WITH A UNITED STATES VISA.

39 6. AN I-94 FORM WITH A PHOTOGRAPH.

40 7. A UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES EMPLOYMENT
41 AUTHORIZATION DOCUMENT OR REFUGEE TRAVEL DOCUMENT.

42 8. A UNITED STATES CERTIFICATE OF NATURALIZATION.

43 9. A UNITED STATES CERTIFICATE OF CITIZENSHIP.

44 10. A TRIBAL CERTIFICATE OF INDIAN BLOOD.

45 11. A TRIBAL OR BUREAU OF INDIAN AFFAIRS AFFIDAVIT OF BIRTH.

1 ~~B.~~ C. The board shall adopt personnel rules. All nonacademic
2 employees of the universities are subject to these rules except for
3 university presidents, university vice-presidents, university deans, legal
4 counsel and administrative officers. The personnel rules shall be similar to
5 the personnel rules under section 41-783. The rules shall include provisions
6 for listing available positions with the department of economic security,
7 competitive employment processes for applicants, probationary status for new
8 nonacademic employees, nonprobationary status on successful completion of
9 probation and due process protections of nonprobationary employees after
10 discharge. The board shall provide notice of proposed rule adoption and an
11 opportunity for public comment on all personnel rules proposed for adoption.

12 ~~C.~~ D. In conjunction with the auditor general, the board shall
13 develop a uniform accounting and reporting system, which shall be reviewed by
14 the joint legislative budget committee before final adoption by the board.
15 The board shall require each university to comply with the uniform accounting
16 and reporting system.

17 ~~D.~~ E. The board may employ legal assistance in procuring loans for
18 the institutions from the United States government. Fees or compensation
19 paid for such legal assistance shall not be a claim on the general fund of
20 this state but shall be paid from funds of the institutions.

21 ~~E.~~ F. The board shall approve or disapprove any contract or agreement
22 entered into by the university of Arizona hospital with the Arizona health
23 facilities authority.

24 ~~F.~~ G. The board may adopt policies that authorize the institutions
25 under its jurisdiction to enter into employment contracts with nontenured
26 employees for periods of more than one year but not more than five years.
27 The policies shall prescribe limitations on the authority of the institutions
28 to enter into employment contracts for periods of more than one year but not
29 more than five years, including the requirement that the board approve the
30 contracts.

31 ~~G.~~ H. The board may adopt a plan or plans for employee benefits that
32 allow for participation in a cafeteria plan that meets the requirements of
33 the United States internal revenue code of 1986.

34 ~~H.~~ I. The board may establish a program for the exchange of students
35 between the universities under the jurisdiction of the board and colleges and
36 universities located in the state of Sonora, Mexico. Notwithstanding
37 subsection A, paragraph 5 of this section, the program may provide for
38 in-state tuition at the universities under the jurisdiction of the board for
39 fifty Sonoran students in exchange for similar tuition provisions for up to
40 fifty Arizona students enrolled or seeking enrollment in Sonoran colleges or
41 universities. The board may direct the universities to work in conjunction
42 with the Arizona-Mexico commission to coordinate recruitment and admissions
43 activities.

1 ~~I~~ J. Subsection A, paragraph 6, subdivisions (a), (b), (c) and (d)
2 of this section do not apply to fee increases that are set by individual
3 universities and that do not require approval by the Arizona board of regents
4 before the fee increase becomes effective.

5 Sec. 9. Section 23-214, Arizona Revised Statutes, is amended to read:

6 23-214. Verification of employment eligibility; e-verify
7 program; notice of noncompliance; license suspension;
8 economic development incentives; list of registered
9 employers

10 A. After December 31, 2007, every employer, after hiring an employee,
11 shall verify the employment eligibility of the employee through the e-verify
12 program and shall keep a record of the verification for the duration of the
13 employee's employment or at least three years, whichever is longer.

14 B. THE ATTORNEY GENERAL SHALL PROVIDE A NOTICE OF NONCOMPLIANCE TO ANY
15 EMPLOYER WHO DOES NOT PROVIDE PROOF THAT THE EMPLOYER IS REGISTERED WITH AND
16 IS PARTICIPATING IN THE E-VERIFY PROGRAM. IF THE EMPLOYER IS NOT IN
17 COMPLIANCE SIX MONTHS AFTER THE ATTORNEY GENERAL PROVIDES NOTICE OF
18 NONCOMPLIANCE, THE COURT, ON APPLICATION BY THE ATTORNEY GENERAL, SHALL ORDER
19 THE APPROPRIATE AGENCIES TO SUSPEND ALL LICENSES THAT ARE HELD BY THE
20 EMPLOYER. ALL LICENSES THAT ARE SUSPENDED UNDER THIS SUBSECTION SHALL REMAIN
21 SUSPENDED UNTIL THE EMPLOYER COMPLIES WITH THIS SECTION. FOR THE PURPOSES OF
22 THIS SUBSECTION, THE LICENSES THAT ARE SUBJECT TO SUSPENSION UNDER THIS
23 SUBSECTION INCLUDE ALL LICENSES THAT ARE HELD BY THE EMPLOYER AT THE
24 EMPLOYER'S PRIMARY PLACE OF BUSINESS.

25 ~~B~~ C. In addition to any other requirement for an employer to receive
26 an economic development incentive from a government entity, the employer
27 shall register with and participate in the e-verify program. Before
28 receiving the economic development incentive, the employer shall provide
29 proof to the government entity that the employer is registered with and is
30 participating in the e-verify program. If the government entity determines
31 that the employer is not complying with this subsection, the government
32 entity shall notify the employer by certified mail of the government entity's
33 determination of noncompliance and the employer's right to appeal the
34 determination. On a final determination of noncompliance, the employer shall
35 repay all monies received as an economic development incentive to the
36 government entity within thirty days of the final determination. For the
37 purposes of this subsection:

38 1. "Economic development incentive" means any grant, loan or
39 performance-based incentive from any government entity that is awarded after
40 September 30, 2008. Economic development incentive does not include any tax
41 provision under title 42 or 43.

42 2. "Government entity" means this state and any political subdivision
43 of this state that receives and uses tax revenues.

1 ~~C~~. D. Every three months the attorney general shall request from the
2 United States department of homeland security a list of employers from this
3 state that are registered with the e-verify program. On receipt of the list
4 of employers, the attorney general shall make the list available on the
5 attorney general's website.

6 Sec. 10. Section 28-1559, Arizona Revised Statutes, is amended to
7 read:

8 28-1559. Traffic case records; abstract of record; reports

9 A. Each magistrate, judge or hearing officer of a court shall:

10 1. Keep or cause to be kept a record of each traffic complaint or
11 other legal form of traffic charge deposited with or presented to the court
12 or its traffic violations bureau.

13 2. Keep a record of each official action by the court or its traffic
14 violations bureau in reference to each traffic complaint or other legal form
15 of traffic charge deposited with or presented to the court or its traffic
16 violations bureau, including but not limited to a record of:

17 (a) Each conviction, forfeiture of bail or deposit, judgment of
18 acquittal or civil adjudication.

19 (b) The amount of the civil penalty, fine or forfeiture resulting from
20 each traffic complaint deposited with or presented to the court or traffic
21 violations bureau.

22 B. Within ten days after the conviction, judgment or forfeiture of
23 bail or deposit of a person on a charge of violating chapter 3 or 4 of this
24 title or this chapter or any other law regulating the operation of vehicles
25 on highways, each magistrate of the court or clerk of the court of record in
26 which the conviction or judgment was had or bail or deposit was forfeited
27 shall prepare and immediately forward to the department an abstract of the
28 record of the court covering the case in which the person either:

29 1. Was convicted.

30 2. Was adjudicated to have committed a civil traffic violation.

31 3. Forfeited bail or deposit.

32 C. The person required to prepare the abstract shall certify that it
33 is true and correct.

34 D. A report is not required for a conviction or civil adjudication
35 involving the illegal parking or standing of a vehicle.

36 E. The abstract shall be made on a form furnished or in a manner
37 prescribed by the department and shall include:

38 1. The name and address of the party charged.

39 2. The number, if any, of the driver license of the party charged.

40 3. The registration number of the vehicle involved.

41 4. The nature of the offense or civil traffic violation.

42 5. The date of the hearing, the plea, the judgment or whether bail or
43 deposit was forfeited.

44 6. The amount of the fine, civil penalty or forfeiture.

1 F. Each court of record shall also forward a like report to the
2 department on the conviction of a person of homicide or aggravated assault
3 resulting from the operation of a motor vehicle, **A VIOLATION OF SECTION**
4 **13-2930** or any other felony in the commission of which a motor vehicle was
5 used. To facilitate the preparation of the report, the sentencing minute
6 entry that is issued by the court shall indicate if the person was convicted
7 of an offense that required the mandatory revocation of a driver license
8 pursuant to section 28-3304, subsection A, paragraph 1, 3, 4, 5, ~~or~~ 6 **OR 14**.

9 G. The department shall keep all abstracts received under this section
10 for inspection as required by law.

11 H. Each judge, referee, hearing officer, probation officer or other
12 person responsible for the disposition of cases involving traffic offenses or
13 civil violations committed by persons under eighteen years of age shall:

14 1. Keep a full record of each case in which the person is charged with
15 a violation of chapter 3 or 4 of this title or this chapter or any other law
16 regulating the operation of vehicles on highways.

17 2. Report the offense or civil violation to the department at its
18 office in Phoenix not more than thirty days after the date on which it was
19 committed, except that a report is not required for parking violations or if
20 it is found that the offense or civil violation was not committed.

21 I. The report required by subsection H of this section shall:

22 1. Be made on a form furnished or in a manner prescribed by the
23 department.

24 2. Contain:

25 (a) All necessary information as to the identity of the offender.

26 (b) The citing or arresting agency.

27 (c) The date and nature of the offense or civil violation.

28 (d) The date of the hearing, the plea, the judgment or whether bail or
29 deposit was forfeited.

30 (e) The amount of the fine, civil penalty or forfeiture.

31 J. Failure, refusal or neglect of a judicial officer to comply with
32 this section is misconduct in office and grounds for removal from office.

33 Sec. 11. Section 28-2051, Arizona Revised Statutes, is amended to
34 read:

35 **28-2051. Application for certificate of title; vision screening**
36 **test**

37 A. A person shall apply to the department on a form prescribed or
38 authorized by the department for a certificate of title to a motor vehicle,
39 trailer or semitrailer. The person shall make the application within fifteen
40 days of the purchase or transfer of the vehicle, trailer or semitrailer. All
41 transferees shall sign the application, except that one transferee may sign
42 the application if both of the following apply:

43 1. The application is for the purposes of converting an out-of-state
44 certificate of title to a certificate of title issued pursuant to this
45 article.

1 2. The ownership or legal status of the motor vehicle, trailer or
2 semitrailer does not change.

3 B. The application shall contain:

4 1. The transferee's full name and either the driver license number of
5 the transferee or a number assigned by the department.

6 2. The transferee's complete residence address.

7 3. A brief description of the vehicle to be titled.

8 4. The name of the manufacturer of the vehicle.

9 5. The serial number of the vehicle.

10 6. The last license plate number if applicable and if known and the
11 state in which the license plate number was issued.

12 7. If the application is for a certificate of title to a new vehicle,
13 the date of sale by the manufacturer or dealer to the person first operating
14 the vehicle.

15 8. If the application is in the name of a lessor:

16 (a) The lessor shown on the application as the owner or transferee.

17 (b) At the option of the lessor, the lessee shown on the application
18 as the registrant.

19 (c) The address of either the lessor or lessee.

20 (d) The signature of the lessor.

21 9. If the application is for a certificate of title to a specially
22 constructed, reconstructed or foreign vehicle, a statement of that fact. For
23 the purposes of this paragraph, "specially constructed vehicle" means a
24 vehicle not originally constructed under a distinctive name, make, model or
25 type by a generally recognized manufacturer of vehicles.

26 10. If an applicant rents or intends to rent the vehicle without a
27 driver, a statement of that fact.

28 11. IF AN APPLICANT'S PRESENCE IN THE UNITED STATES IS AUTHORIZED UNDER
29 FEDERAL LAW, A STATEMENT BY THE APPLICANT ACKNOWLEDGING THAT FACT.

30 ~~11~~ 12. Other information required by the department.

31 C. Unless subsection B, paragraph 8 of this section applies, on
32 request of an applicant, the department shall allow the applicant to provide
33 on the title of a motor vehicle, trailer or semitrailer a post office box
34 address that is regularly used by the applicant.

35 D. A person shall submit the following information with an application
36 for a certificate of title:

37 1. To a vehicle previously registered:

38 (a) The odometer mileage disclosure statement prescribed by section
39 28-2058.

40 (b) If the applicant is applying for title pursuant to section
41 28-2060, the applicant's statement of the odometer reading as of the date of
42 application.

43 (c) PROOF SATISFACTORY TO THE DEPARTMENT THAT THE APPLICANT'S PRESENCE
44 IN THE UNITED STATES IS AUTHORIZED UNDER FEDERAL LAW. THIS SUBDIVISION DOES
45 NOT APPLY TO ANY OF THE FOLLOWING:

1 (i) A MOTOR VEHICLE DEALER AS DEFINED IN SECTION 28-4301 THAT APPLIES
2 FOR A CERTIFICATE OF TITLE IN THE NAME OF THE MOTOR VEHICLE DEALER.

3 (ii) A FINANCIAL INSTITUTION AS DEFINED IN SECTION 6-101 THAT APPLIES
4 FOR A CERTIFICATE OF TITLE IN THE NAME OF THE FINANCIAL INSTITUTION.

5 (iii) AN INSURER AUTHORIZED TO TRANSACT INSURANCE PURSUANT TO TITLE 20
6 THAT APPLIES FOR A CERTIFICATE OF TITLE IN THE NAME OF THE INSURER.

7 (iv) THIS STATE OR A POLITICAL SUBDIVISION OF THIS STATE THAT APPLIES
8 FOR A CERTIFICATE OF TITLE IN THE NAME OF THIS STATE OR THE POLITICAL
9 SUBDIVISION OF THIS STATE.

10 2. To a new vehicle:

11 (a) A certificate or electronic title from the manufacturer showing
12 the date of sale to the dealer or person first receiving the vehicle from the
13 manufacturer. Before the department issues a certificate of title to a new
14 vehicle, a certificate or electronic title from the manufacturer shall be
15 surrendered to the department.

16 (b) The name of the dealer or person.

17 (c) A description sufficient to identify the vehicle.

18 (d) A statement certifying that the vehicle was new when sold.

19 (e) If sold through a dealer, a statement by the dealer certifying
20 that the vehicle was new when sold to the applicant.

21 (f) PROOF SATISFACTORY TO THE DEPARTMENT THAT THE APPLICANT'S PRESENCE
22 IN THE UNITED STATES IS AUTHORIZED UNDER FEDERAL LAW.

23 E. The department may request THAT an applicant who appears in person
24 for a certificate of title of a motor vehicle, trailer or semitrailer ~~to~~
25 SATISFACTORILY complete ~~satisfactorily~~ the vision screening test prescribed
26 by the department.

27 F. AN APPLICATION FOR A CERTIFICATE OF TITLE DUE TO AN ELECTRONIC
28 LIEN, THE ADDITION OF A LIEN OR A DUPLICATE TITLE IS NOT A NEW APPLICATION
29 FOR A CERTIFICATE OF TITLE AND THE APPLICANT IS NOT REQUIRED TO PROVE THAT
30 THE APPLICANT'S PRESENCE IN THE UNITED STATES IS AUTHORIZED UNDER FEDERAL
31 LAW.

32 G. AN APPLICATION FOR A CERTIFICATE OF TITLE DUE TO AN ADDITIONAL
33 OWNER IS A NEW APPLICATION AND SUBSECTIONS B AND D OF THIS SECTION APPLY.

34 H. IF AN APPLICATION FOR A CERTIFICATE OF TITLE IS IN THE NAME OF A
35 BUSINESS ENTITY, THE PERSON AUTHORIZED TO SIGN FOR THE BUSINESS ENTITY SHALL
36 PROVE THAT THE PERSON'S PRESENCE IN THE UNITED STATES IS AUTHORIZED UNDER
37 FEDERAL LAW.

38 I. WITHIN NINETY DAYS AFTER THE EFFECTIVE DATE OF THIS AMENDMENT TO
39 THIS SECTION, THE DIRECTOR SHALL ADOPT RULES NECESSARY TO CARRY OUT THE
40 PURPOSES OF THIS SECTION. THE RULES SHALL INCLUDE PROCEDURES FOR ALL OF THE
41 FOLLOWING:

42 1. VERIFICATION THAT THE APPLICANT'S PRESENCE IN THE UNITED STATES IS
43 AUTHORIZED UNDER FEDERAL LAW. A DRIVER LICENSE ISSUED IN THIS STATE ON OR
44 AFTER OCTOBER 1, 1996 IS EVIDENCE THAT THE APPLICANT'S PRESENCE IN THE UNITED
45 STATES IS AUTHORIZED UNDER FEDERAL LAW.

1 2. ISSUANCE OF A TEMPORARY REGISTRATION PENDING VERIFICATION OF THE
2 APPLICANT'S STATUS IN THE UNITED STATES.

3 3. PERSONS WHO ARE LICENSED OR AUTHORIZED BY THE DEPARTMENT TO PERFORM
4 TITLE AND REGISTRATION FUNCTIONS PURSUANT TO CHAPTERS 10, 12 AND 13 OF THIS
5 TITLE TO COMPLY WITH THIS SECTION.

6 Sec. 12. Section 28-2059, Arizona Revised Statutes, is amended to
7 read:

8 28-2059. Obtaining a certificate of title; revocation

9 A. If satisfactory proof of ownership ~~is~~ AND SATISFACTORY PROOF THAT
10 THE APPLICANT'S PRESENCE IN THE UNITED STATES IS AUTHORIZED UNDER FEDERAL LAW
11 ARE furnished to the director, the director may issue a certificate of title
12 for a motor vehicle, trailer or semitrailer whether or not a certificate of
13 title has ever been issued for that motor vehicle, trailer or semitrailer.

14 B. If the director determines that an applicant for a certificate of
15 title to a motor vehicle, trailer or semitrailer is not entitled to a
16 certificate of title, the director may refuse to issue a certificate or to
17 register the vehicle and, after notice and a hearing, the director may revoke
18 a registration already acquired or an outstanding certificate of title. The
19 director shall serve the notice in person or by ~~regular~~ FIRST CLASS mail.
20 Within fifteen days after the date the notice is delivered or mailed, the
21 applicant may request a hearing.

22 Sec. 13. Section 28-2157, Arizona Revised Statutes, is amended to
23 read:

24 28-2157. Application for registration

25 A. A person shall apply to the department for registration of a motor
26 vehicle, trailer or semitrailer on forms prescribed or authorized by the
27 department.

28 B. The application shall contain:

29 1. The name and complete residence address of the owner.

30 2. A description of the vehicle, including the serial number.

31 3. If it is a new vehicle, the date of sale by the manufacturer or
32 dealer to the person first operating the vehicle.

33 4. If the owner of the vehicle rents or intends to rent the vehicle
34 without a driver, a statement of that fact.

35 5. IF THE APPLICANT'S PRESENCE IN THE UNITED STATES IS AUTHORIZED
36 UNDER FEDERAL LAW, A STATEMENT BY THE APPLICANT ACKNOWLEDGING THAT FACT.
37 THIS PARAGRAPH DOES NOT APPLY TO ANY OF THE FOLLOWING:

38 (a) A MOTOR VEHICLE DEALER AS DEFINED IN SECTION 28-4301 THAT APPLIES
39 FOR REGISTRATION IN THE NAME OF THE MOTOR VEHICLE DEALER.

40 (b) A FINANCIAL INSTITUTION AS DEFINED IN SECTION 6-101 THAT APPLIES
41 FOR REGISTRATION IN THE NAME OF THE FINANCIAL INSTITUTION.

42 (c) AN INSURER AUTHORIZED TO TRANSACT INSURANCE PURSUANT TO TITLE 20
43 THAT APPLIES FOR REGISTRATION IN THE NAME OF THE INSURER.

1 (d) THIS STATE OR A POLITICAL SUBDIVISION OF THIS STATE THAT APPLIES
2 FOR REGISTRATION IN THE NAME OF THIS STATE OR THE POLITICAL SUBDIVISION OF
3 THIS STATE.

4 ~~5-~~ 6. Other facts required by the department.

5 C. The registering officer shall indicate on the face of the
6 registration application that the registrant may be subject to vehicle
7 emissions testing requirements pursuant to section 49-542.

8 D. On request of an applicant, the department shall allow the
9 applicant to provide on the registration of a motor vehicle, trailer or
10 semitrailer a post office box address that is regularly used by the applicant
11 and that is located in the county in which the applicant resides.

12 E. The person shall include with the application the required fees and
13 the certificate of title to the vehicle for which registration is sought.
14 The registering officer may waive the requirement that the applicant present
15 a certificate of title at the time of making an application for renewal if
16 the registering officer has available complete and sufficient records to
17 accurately compute the vehicle license tax.

18 F. EXCEPT FOR VEHICLE REGISTRATIONS AND VEHICLE REGISTRATION RENEWALS
19 ISSUED PURSUANT TO ARTICLES 6, 7 AND 8 OF THIS CHAPTER AND SECTIONS 28-2154,
20 28-2154.01, 28-2155, 28-2156 AND 28-2325, AND EXCEPT AS PROVIDED IN
21 SUBSECTION B, PARAGRAPH 5 OF THIS SECTION, AN APPLICANT SHALL INCLUDE WITH
22 THE REGISTRATION APPLICATION PROOF SATISFACTORY TO THE DEPARTMENT THAT THE
23 APPLICANT'S PRESENCE IN THE UNITED STATES IS AUTHORIZED UNDER FEDERAL LAW.
24 WITHIN NINETY DAYS AFTER THE EFFECTIVE DATE OF THIS AMENDMENT TO THIS
25 SECTION, THE DIRECTOR SHALL ADOPT RULES NECESSARY TO CARRY OUT THE PURPOSES
26 OF THIS SUBSECTION. THE RULES SHALL INCLUDE PROCEDURES FOR BOTH OF THE
27 FOLLOWING:

28 1. VERIFICATION THAT THE APPLICANT'S PRESENCE IN THE UNITED STATES IS
29 AUTHORIZED UNDER FEDERAL LAW. A DRIVER LICENSE ISSUED IN THIS STATE ON OR
30 AFTER OCTOBER 1, 1996 IS EVIDENCE THAT THE APPLICANT'S PRESENCE IN THE UNITED
31 STATES IS AUTHORIZED UNDER FEDERAL LAW.

32 2. ISSUANCE OF A TEMPORARY REGISTRATION PENDING VERIFICATION OF THE
33 APPLICANT'S STATUS IN THE UNITED STATES.

34 G. IF AN APPLICATION FOR REGISTRATION IS IN THE NAME OF A BUSINESS
35 ENTITY, THE PERSON AUTHORIZED TO SIGN FOR THE BUSINESS ENTITY SHALL PROVE
36 THAT THE PERSON'S PRESENCE IN THE UNITED STATES IS AUTHORIZED UNDER FEDERAL
37 LAW.

38 ~~F-~~ H. The department may request THAT an applicant who appears in
39 person to register a motor vehicle, trailer or semitrailer ~~to~~ SATISFACTORILY
40 complete ~~satisfactorily~~ the vision screening test prescribed by the
41 department.

42 ~~G-~~ I. A person applying for initial registration of a neighborhood
43 electric vehicle shall certify in writing that a notice of the operational
44 restrictions applying to the vehicle as provided in section 28-966 are

1 contained on a permanent notice attached to or painted on the vehicle in a
2 location that is in clear view of the driver.

3 Sec. 14. Section 28-2163, Arizona Revised Statutes, is amended to
4 read:

5 28-2163. Cancellation of registration

6 A. The department shall cancel, suspend, revoke or deny the
7 registration of a vehicle ~~that it~~ IF THE DEPARTMENT determines THAT THE
8 VEHICLE is unsafe or unfit to be operated or ~~that~~ is not equipped as required
9 by law ~~and shall retrieve license plates and registration cards for these~~
10 ~~vehicles.~~

11 B. The department shall ~~cancel the registration of a vehicle if~~ NOTE
12 THE CANCELLATION, SUSPENSION, REVOCATION OR DENIAL OF A VEHICLE REGISTRATION
13 ON ITS COMPUTERIZED RECORDS AND MAKE THE RECORD OF CANCELLATION, SUSPENSION,
14 REVOCATION OR DENIAL OF A VEHICLE REGISTRATION AVAILABLE ELECTRONICALLY TO
15 LAW ENFORCEMENT AGENCIES.

16 C. ON THE INVESTIGATION OF A VEHICLE ACCIDENT OR AN ALLEGED VIOLATION
17 OF THE VEHICLE LAWS OF THIS STATE OR A TRAFFIC ORDINANCE OF A LOCAL
18 AUTHORITY, A LAW ENFORCEMENT OFFICER SHALL ACCESS THE DEPARTMENT COMPUTER
19 SYSTEM TO DETERMINE IF THERE IS A NOTICE OF VALID CANCELLATION, SUSPENSION,
20 REVOCATION OR DENIAL OF THE VEHICLE REGISTRATION APPLICABLE TO THE VEHICLE.

21 D. IN ADDITION TO ANY OTHER PENALTIES PROVIDED BY LAW, A LAW
22 ENFORCEMENT OFFICER MAY CONFISCATE THE LICENSE PLATE AND REGISTRATION CARD OF
23 A VEHICLE IF THE LAW ENFORCEMENT OFFICER HAS REASONABLE CAUSE TO BELIEVE
24 EITHER OF THE FOLLOWING:

25 1. THE DEPARTMENT REPORT INDICATES THAT THERE IS A NOTICE OF
26 CANCELLATION, SUSPENSION, REVOCATION OR DENIAL OF THE VEHICLE REGISTRATION.

27 2. The person to whom the registration card or license ~~plates have~~
28 PLATE HAS been issued makes or ~~permits~~ ALLOWS to be made an unlawful use of
29 the vehicle or ~~permits~~ ALLOWS the use of the vehicle by a person not entitled
30 to the use.

31 Sec. 15. Section 28-3304, Arizona Revised Statutes, is amended to
32 read:

33 28-3304. Mandatory revocation of license; definition

34 A. In addition to the grounds for mandatory revocation provided for in
35 chapters 3, 4 and 5 of this title, the department shall immediately revoke
36 the license of a driver on receipt of a record of the driver's conviction of
37 any of the following offenses if the conviction is final:

38 1. A homicide or aggravated assault resulting from the operation of a
39 motor vehicle.

40 2. Driving a motor vehicle while under the influence of a drug as
41 defined in section 13-3401 or in violation of section 28-1381, subsection A,
42 paragraph 3.

43 3. A felony in the commission of which a motor vehicle is used.

44 4. Theft of a motor vehicle pursuant to section 13-1802.

1 PUBLIC HOUSING AUTHORITY, CITY, TOWN OR COUNTY SHALL NOT OFFER PUBLIC HOUSING
2 TO ANY PERSON WHO CANNOT PROVIDE THIS VERIFICATION.

3 B. A PUBLIC HOUSING AUTHORITY SHALL EVICT ALL RESIDENTS OF A DWELLING
4 UNIT IN RENTAL HOUSING ACCOMMODATIONS OWNED, OPERATED, MANAGED OR CONTRACTED
5 FOR BY THE PUBLIC HOUSING AUTHORITY IF A RESIDENT OF THAT UNIT ALLOWS A
6 PERSON WHO IS IN THIS COUNTRY ILLEGALLY TO RESIDE IN THAT UNIT.

7 C. A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A CLASS 1
8 MISDEMEANOR.

9 Sec. 17. Section 41-1080, Arizona Revised Statutes, is amended to
10 read:

11 41-1080. Licensing eligibility; authorized presence;
12 documentation; applicability; definitions

13 A. ~~After September 30, 2008 and~~ Subject to subsections C and D, an
14 agency or political subdivision of this state shall not issue a license to an
15 individual if the individual does not provide documentation of citizenship or
16 alien status by presenting any of the following documents to the agency or
17 political subdivision indicating that the individual's presence in the United
18 States is authorized under federal law:

19 1. An Arizona driver license issued after 1996 or an Arizona
20 nonoperating identification license.

21 2. A driver license issued by a state that verifies lawful presence in
22 the United States.

23 3. A birth certificate or delayed birth certificate issued in any
24 state, territory or possession of the United States.

25 4. A United States certificate of birth abroad.

26 5. A United States passport.

27 6. A foreign passport with a United States visa.

28 7. An I-94 form with a photograph.

29 8. A United States citizenship and immigration services employment
30 authorization document or refugee travel document.

31 9. A United States certificate of naturalization.

32 10. A United States certificate of citizenship.

33 11. A tribal certificate of Indian blood.

34 12. A tribal or bureau of Indian affairs affidavit of birth.

35 B. This section does not apply to an individual, ~~if~~ if all of the
36 following apply:

37 1. The individual is a citizen of a foreign country or, if at the time
38 of application, the individual resides in a foreign country.

39 2. The benefits that are related to the license do not require the
40 individual to be present in the United States in order to receive those
41 benefits.

42 C. If, pursuant to subsection A, an individual has affirmatively
43 established citizenship of the United States or a form of nonexpiring work
44 authorization issued by the federal government, the individual, on renewal or

1 reinstatement of a license, is not required to provide subsequent
2 documentation of that status.

3 D. If, on renewal or reinstatement of a license, an individual holds a
4 limited form of work authorization issued by the federal government that has
5 expired, the individual shall provide documentation of that status.

6 E. For the purposes of this section:

7 1. "Agency" means any agency, department, board or commission of this
8 state or any political subdivision of this state that issues a license ~~for~~
9 ~~the purposes of operating a business in this state.~~

10 2. "License" means any agency permit, certificate, approval,
11 registration, charter or similar form of authorization that is required by
12 law and that is issued by any agency ~~for the purposes of operating a business~~
13 ~~in this state.~~

14 Sec. 18. Section 41-1758.01, Arizona Revised Statutes, is amended to
15 read:

16 41-1758.01. Fingerprinting division; duties

17 The fingerprinting division is established in the department of public
18 safety and shall:

19 1. Conduct fingerprint background checks for persons and applicants
20 who are seeking licenses from state agencies, employment with licensees,
21 contract providers and state agencies or employment or educational
22 opportunities with agencies that require fingerprint background checks
23 pursuant to sections 8-105, 8-322, 8-509, 8-802, 15-183, 15-503, 15-512,
24 15-534, 15-1330, 15-1881, 26-103, 32-2108.01, 32-2123, 36-411, 36-425.03,
25 36-446.04, 36-594.01, 36-594.02, 36-882, 36-883.02, 36-897.01, 36-897.03,
26 36-3008, 41-619.52, 41-619.53, 41-1964, 41-1967.01, 41-1968, 41-1969 and
27 41-2814, section 46-141, subsection A and section 46-321.

28 2. Issue fingerprint clearance cards **TO QUALIFIED PERSONS AND**
29 **APPLICANTS AFTER THE PERSON OR APPLICANT HAS PROVIDED DOCUMENTATION OF**
30 **CITIZENSHIP OR ALIEN STATUS BY PRESENTING ANY OF THE DOCUMENTS PRESCRIBED IN**
31 **SECTION 41-1080.** On issuance, a fingerprint clearance card becomes the
32 personal property of the cardholder and the cardholder shall retain
33 possession of the fingerprint clearance card.

34 3. On submission of an application for a fingerprint clearance card,
35 collect the fees established by the board of fingerprinting pursuant to
36 section 41-619.53 and deposit, pursuant to sections 35-146 and 35-147, the
37 monies collected in the board of fingerprinting fund.

38 4. Inform in writing each person who submits fingerprints for a
39 fingerprint background check of the person's right to petition the board of
40 fingerprinting for a good cause exception pursuant to sections 41-1758.03 and
41 41-1758.07.

42 5. Administer and enforce this article.

1 Sec. 19. Section 41-1822, Arizona Revised Statutes, is amended to
2 read:

3 41-1822. Powers and duties of board; definition

4 A. With respect to peace officer training and certification, the board
5 shall:

6 1. ~~Establish~~ ADOPT rules for the government and conduct of the board,
7 including meeting times, MEETING places and matters to be placed on the
8 agenda of each meeting.

9 2. Make recommendations, consistent with this article, to the
10 governor, the speaker of the house of representatives and the president of
11 the senate on all matters relating to law enforcement and public safety.

12 3. Prescribe reasonable minimum qualifications for officers to be
13 appointed to enforce the laws of this state and the political subdivisions of
14 this state and certify officers in compliance with these qualifications.
15 Notwithstanding any other law, the qualifications shall require United States
16 citizenship, shall relate to physical, mental and moral fitness and shall
17 govern the recruitment, appointment and retention of all agents, peace
18 officers and police officers of every political subdivision of this state.
19 The board shall ~~constantly~~ CONTINUALLY review the qualifications established
20 by this section and may amend the qualifications at any time, subject to the
21 requirements of section 41-1823.

22 4. Prescribe minimum courses of training and minimum standards for
23 training facilities for law enforcement officers. Only this state and
24 political subdivisions of this state may conduct basic peace officer
25 training. Basic peace officer academies may admit individuals who are not
26 peace officer cadets only if a cadet meets the minimum qualifications
27 established by paragraph 3 of this subsection. Training shall include:

28 (a) Courses in responding to and reporting all criminal offenses that
29 are motivated by race, color, religion, national origin, sexual orientation,
30 gender or disability.

31 (b) Training certified by the director of the department of health
32 services with assistance from a representative of the board on the nature of
33 unexplained infant death and the handling of cases involving the unexplained
34 death of an infant.

35 (c) Medical information on unexplained infant death for first
36 responders, including awareness and sensitivity in dealing with families and
37 child care providers, and the importance of forensically competent death
38 scene investigations.

39 (d) Information on the protocol of investigation in cases of an
40 unexplained infant death, including the importance of a consistent policy of
41 thorough death scene investigation.

42 (e) The use of the infant death investigation checklist pursuant to
43 section 36-2293.

44 (f) If an unexplained infant death occurs, the value of timely
45 communication between the medical examiner's office, the department of health

1 services and appropriate social service agencies that address the issue of
2 infant death and bereavement, to achieve a better understanding of these
3 deaths and to connect families to various community and public health support
4 systems to enhance recovery from grief.

5 5. Recommend curricula for advanced courses and seminars in law
6 enforcement and intelligence training in universities, colleges and community
7 colleges, in conjunction with the governing body of the educational
8 institution.

9 6. Make inquiries to determine whether this state or political
10 subdivisions of this state are adhering to the standards for recruitment,
11 appointment, retention and training established pursuant to this article.
12 The failure of this state or any political subdivision to adhere to the
13 standards shall be reported at the next regularly scheduled meeting of the
14 board for action deemed appropriate by that body.

15 7. Employ an executive director and other staff as are necessary to
16 fulfill the powers and duties of the board in accordance with the
17 requirements of the law enforcement merit system council.

18 B. With respect to state department of corrections correctional
19 officers, the board shall:

20 1. Approve a basic training curriculum of at least two hundred forty
21 hours.

22 2. Establish uniform minimum standards. These standards shall include
23 high school graduation or the equivalent and a physical examination as
24 prescribed by the director of the state department of corrections.

25 3. Establish uniform standards for background investigations,
26 including criminal histories under section 41-1750, of all applicants before
27 enrolling in the academy. The board may adopt special procedures for
28 extended screening and investigations in extraordinary cases to ensure
29 suitability and adaptability to a career as a correctional officer.

30 4. Issue a certificate of completion to any state department of
31 corrections correctional officer who satisfactorily complies with the minimum
32 standards and completes the basic training program. The board may issue a
33 certificate of completion to a state department of corrections correctional
34 officer who has received comparable training in another state if the board
35 determines that the training was at least equivalent to that provided by the
36 academy and if the person complies with the minimum standards.

37 5. Establish continuing training requirements and approve curricula.

38 C. The board may:

39 1. Deny, suspend, revoke or cancel the certification of an officer who
40 is not in compliance with the qualifications established pursuant to
41 subsection A, paragraph 3 of this section.

42 2. Provide training and related services to assist state, tribal and
43 local law enforcement agencies to better serve the public.

44 3. Enter into contracts to carry out its powers and duties.

1 D. This section does not create a cause of action or a right to bring
2 an action, including an action based on discrimination due to sexual
3 orientation.

4 E. THE BOARD SHALL REVOKE THE CERTIFICATION OF ANY OFFICER WHO REFUSES
5 TO UPHOLD THE UNITED STATES AND ARIZONA CONSTITUTIONS AND ENFORCE THE LAWS OF
6 THIS STATE.

7 ~~E. F. As used in~~ FOR THE PURPOSES OF this section, "sexual
8 orientation" means consensual homosexuality or heterosexuality.

9 Sec. 20. Title 41, Arizona Revised Statutes, is amended by adding
10 chapter 48, to read:

11 CHAPTER 48
12 VALID IDENTIFICATION
13 ARTICLE 1. GENERAL PROVISIONS

14 41-4801. Valid identification; consular identification cards;
15 prohibition

16 THIS STATE OR ANY POLITICAL SUBDIVISION OF THIS STATE SHALL NOT ACCEPT
17 A CONSULAR IDENTIFICATION CARD THAT IS ISSUED BY A FOREIGN GOVERNMENT AS A
18 VALID FORM OF IDENTIFICATION.