HOUSE BILL 2359

AN ACT

AMENDING TITLE 41, CHAPTER 6, ARTICLE 11, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-1093.06; RELATING TO OCCUPATIONAL REGULATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)
Be it enacted by the Legislature of the State of Arizona:

Section 1. Title 41, chapter 6, article 11, Arizona Revised Statutes, is amended by adding section 41-1093.06, to read:

41-1093.06. Occupational licenses; drug offense conviction; eligibility; exceptions; definition

A. Notwithstanding any other law, an agency may not deny to an otherwise qualified applicant who has been convicted of an offense that involves a violation of Title 13, chapter 34 or 34.1 or an offense committed in another jurisdiction that has the same elements as an offense listed in Title 13, chapter 34 or 34.1 either of the following:

1. The regular occupational license for which the applicant applied.
2. A provisional occupational license.

B. This section does not apply to the following:

1. The State Board of Education for the purposes of certification of persons pursuant to section 15-501.01.
2. A health profession regulatory board as defined in section 32-3201.
3. The Department of Health Services for the purposes of Title 36, chapter 28.1.
4. A law enforcement agency and the Arizona Peace Officer Standards and Training Board.

C. For the purposes of this section, "occupational license" means any agency permit, certificate, approval, registration, charter or similar form of permission that allows an individual to use an occupational title or work in a lawful occupation, trade or profession.