

# **Government Committee**

Senator John Kavanagh, Chairman



**Robin Hillyard, Research Analyst**

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# GOVERNMENT COMMITTEE

## LEGISLATION ENACTED

### department of administration; continuation (S.B. 1040) – Chapter 140

Retroactive to July 1, 2016, the Arizona Department of Administration is continued until July 1, 2024.

### Prescott historical society; continuation (S.B. 1042) – Chapter 13

Retroactive to July 1, 2016, the Prescott Historical Society is continued until July 1, 2024.

### state personnel board; continuation (S.B. 1043) – Chapter 14

Retroactive to July 1, 2016, the Arizona State Personnel Board is continued until July 1, 2024.

### pioneers' home; miners hospital; continuation (S.B. 1045) – Chapter 15

Retroactive to July 1, 2016, the Arizona Pioneers' Home and the State Hospital for Miners with Disabilities are continued until July 1, 2024.

### recycled materials; purchase; agencies; repeal (S.B. 1056) – Chapter 17

Repeals state agency printing and reporting requirements for recycled materials.

### county property; wireless communication facilities (S.B. 1089) – Chapter 18

Permits a county to purchase, own, lease or hold land outside of its limits in order to develop, operate or maintain wireless communication facilities used for county government purposes.

### medical examiner; jurisdiction; death reporting (S.B. 1104) – Chapter 19

SEE THE HEALTH & HUMAN SERVICES COMMITTEE.

### public library operation; third party contracts (S.B. 1198) – Chapter 337

Allows a county board of supervisors, in a county without an established library district, to contract with a school district, community college district or nonprofit organization to operate a county free library.

## **GOVERNMENT COMMITTEE (Cont'd)**

consideration of property rights; zoning (S.B. 1235) – Chapter 111

Stipulates counties and municipalities must consider individual property rights and personal liberties in accordance with the Arizona Constitution prior to adopting zoning ordinances.

~~commission of Indian affairs; continuation~~ (NOW: governor's office on tribal relations) (S.B. 1237) – Chapter 150

Repeals the Arizona Commission of Indian Affairs and transfers the duties to the newly established Governor's Office on Tribal Relations (Office) to assist state agencies in implementing tribal consultation and outreach activities. Repeals the Indian Affairs Publications Fund and transfers remaining funds to the Office. Requires each state agency to develop policies with input generated from tribal consultations and annually provide a progress report to the Office. Outlines changes to the annual Indian Nations and Tribes Legislative Day. Stipulates the Governor shall annually hold a State-Tribal Summit to address issues of mutual concern with the 22 Tribal Nations and Communities in Arizona.

~~advisory council; Indian health care~~ (NOW: tribes; child safety; health care) (S.B. 1238) – Chapter 151

SEE THE HEALTH AND HUMAN SERVICES COMMITTEE.

fire districts; wildland fires; budgets (S.B. 1244) – Chapter 219 E

SEE THE NATURAL RESOURCES COMMITTEE.

reviser's technical corrections; 2016 (S.B. 1251) – Chapter 312

Makes annual non-substantive technical reviser's corrections to correct defective or conflicting statutory text from the previous legislative enactments.

drug lab remediation; assayers; repeal (S.B. 1256) – Chapter 352

Removes state certification requirements by the Board of Technical Registration for certified remediation specialists, drug laboratory site remediation firms and assayers with the exception of allowing emeritus status to qualified assayers. Removes notification requirements for a clandestine drug laboratory connected with manufacturing methamphetamine. Removes the requirement that the State Board of Technical Registration have an Environmental Remediation Rules and Standards Committee to investigate and review drug laboratory remediation complaints on real property connected to a drug laboratory. Eliminates the technical registration fund and the \$15 fee assessed on a person convicted of a criminal drug offense. Remaining monies in the fund will be transferred to Arizona Department of Environmental Quality for remediation on real property reported prior to the effective date of this legislation.

## GOVERNMENT COMMITTEE (Cont'd)

firearms; state preemption; penalties (S.B. 1266) – Chapter 132

SEE THE PUBLIC SAFETY, MILITARY AND TECHNOLOGY COMMITTEE.

county development fees (S.B. 1306) – Chapter 326

Modifies the ability of a county to assess development fees and requires adoption of an Infrastructure Improvement Plan for each necessary public service. Establishes guidelines for calculating development fees and specifies the types of fees that may be assessed. Outlines a property owner's right to request a refund for unspent development fees paid to the county. Allows counties to continue to assess development fees adopted prior to January 1, 2017, to continue to provide a necessary public service and requires counties to recalculate development fees in compliance with this legislation by January 1, 2021. Any development fees adopted or amended after January 1, 2017, must comply with the requirements outlined in this legislation.

juvenile charged as adult; detention (S.B. 1308) – Chapter 314

SEE THE PUBLIC SAFETY, MILITARY AND TECHNOLOGY COMMITTEE.

~~committee of reference; standing committee~~ (NOW: service animals; regulation; rights; definitions) (S.B. 1382) – Chapter 162

Requires service animals to be leashed or harnessed at all times, unless the handler is unable to use a leash or harness due to the person's disability, or if the leash or harness would interfere with the service animal's ability to work. If the animal is not leashed or harnessed, it must be under the control of its owner by voice, signal or other effective means. Allows a public accommodation to ask what service or task the service animal has been trained to perform. Stipulates it is not discriminatory for the operator of a public place to exclude a service animal if the animal is out of control and the handler is not taking effective action or if the animal is not housebroken. If an individual is asked to remove a service animal, the individual must be allowed to return to the public place without the service animal.

rulemaking exemption; one-year review (S.B. 1388) – Chapter 355

Requires state agencies that receive a one-time rule making exemption to review the rule within one year after adoption. Stipulates an agency must submit written findings on the rule to the Governor's Regulatory Review Council, which can require an agency to amend or repeal a rule. Stipulates deadlines for reports, notifications and agency actions.

~~state museum; fees; rulemaking~~ (NOW: fees; notice; posting; state museum) (S.B. 1418) – Chapter 166

Requires the Arizona Board of Regents (ABOR) to approve fees for services performed by the Arizona State Museum (Museum) and establishes a notification process. The Museum Director must provide: 1) a notice of intent with specified information; and 2) a draft fee proposal with a public comment period prior to ABOR consideration. The Secretary of State

## **GOVERNMENT COMMITTEE (Cont'd)**

must publish the notice of intent and fee proposal in the register. Stipulates within 12 months after the effective date, ABOR must submit a report summarizing the progress and repeals this requirement on January 1, 2018.

### boards; commissions; compensation; expenses (S.B. 1421) – Chapter 328

Requires the Auditor General to annually review a sample of employee's and member's per diem compensation and reimbursement expenses. Directs each board, commission, council or advisory committee to submit a report to the Arizona Department of Administration (ADOA) by October 1, 2016, with the following information for each member: 1) the authorized amount of compensation; 2) the amount of compensation that was paid in FY 2016; and 3) the amount of reimbursement of expenses paid in FY 2016. Requires ADOA to compile the data and submit a report by December 15, 2016.

### computer system; software; sale; lease (NOW: software; computer system; sale; lease) (S.B. 1438) – Chapter 317

SEE THE EDUCATION COMMITTEE.

### payroll deductions; charitable contributions; prohibition (S.B. 1485) – Chapter 78

Prohibits a state officer or employee from using payroll deductions for a contribution made to a charitable organization that performs non-federally qualified abortions or maintains or operates a facility where non-federally qualified abortions are performed.

### state law; local violations; penalties (S.B. 1487) – Chapter 35

Directs the Attorney General, upon request of a member of the Legislature, to investigate any alleged violations of the Arizona Constitution or state law by a governing body of a county or municipality and stipulates reporting requirements. Specifies counties and municipalities found in violation must resolve the violation within 30 days. If no correction is made, the State Treasurer must withhold state-shared monies until the violation is resolved.

### Homeowners' associations; director removal (S.B. 1496) – Chapter 343

Requires unit owners' associations (UOA) and homeowners' associations (HOA) to hold elections within 30 days to fill vacancies if the majority of the Board of Directors (Board) is removed, and stipulates that once removed a Board member is ineligible to serve on the Board until after the original term of office unless the UOA or HOA documents require a longer period of ineligibility. The Board is required to retain all documents and records related to the removal or replacement of a Board member.

### homeowners' associations; fees; hearings; elections (S.B. 1498) – Chapter 172

Prohibits unit owners' associations (UOA) and homeowners' associations (HOA) from charging a late fee until the association has provided notice that the assessment is overdue or

## GOVERNMENT COMMITTEE (Cont'd)

provides a notice that the assessment is considered overdue after a certain date. Written violation notices must provide a method for petitioning for an administrative hearing with the Department of Fire, Building and Life Safety. Ballot-related material must contain the name, address and physical or electronic signature of the person voting, unless secret ballots are permitted; then only the envelope and non-ballot-related materials will contain the name, address and signature of the voter. Ballot-related materials must be retained for at least one year after the election, in either electronic or physical format.

The provisions of S.B. 1498 were modified by S.B. 1530. For complete information, please see the summary for S.B. 1530 or the *As Enacted Revised* fact sheet for S.B. 1498 at [http://www.azleg.gov/DocumentsForBill.asp?Bill\\_Number=1498&Session\\_Id=115](http://www.azleg.gov/DocumentsForBill.asp?Bill_Number=1498&Session_Id=115).

drop box; private property; consent (S.B. 1504) – Chapter 59

Requires prior notarized approval by a property owner or owner's agent before placement of a drop box on private property and specifies that private property owners are not prevented from adopting additional restrictions on their property. Excludes previously agreed upon contracts and does not restrict cities or towns from adopting their own ordinances to regulate drop boxes.

submarine memorial; delayed repeal (S.B. 1513) – Chapter 344

Extends the completion deadline of the Submarine Memorial for an additional three years to September 30, 2020.

campaign finance amendments (S.B. 1516) – Chapter 79

SEE THE JUDICIARY COMMITTEE.

~~technical correction; traffic violations~~ (NOW: officers; employees; payroll deductions; appeals) (S.B. 1521) – Chapter 318

SEE THE PUBLIC SAFETY, MILITARY AND TECHNOLOGY COMMITTEE.

regulatory actions; limitation (S.B. 1524) – Chapter 209

A municipality, county or agency may not take an action that increases the regulatory burdens on a person, if it is not specifically authorized by statute, unless there is a threat to the health, safety or welfare of the public that has not been addressed by legislation or self-regulation. Unless specifically authorized by statute, ordinance or code, a municipality, county or agency may not impose a regulation on a business that provides a Qualified Marketplace Platform for individuals to offer or procure goods and services, if the regulation is designed to regulate a business that provides goods or services directly to the customer.

## **GOVERNMENT COMMITTEE (Cont'd)**

### information technology; transfer; title 18 (H.B. 2013) – Chapter 80

Creates Title 18 in the A.R.S. regarding the governing of information technology. Repeals the chapter and article headings of sections transferred to Title 18 as well as statute related to liability for the year 2000 data failures.

### publicity pamphlets; counties; municipalities (H.B. 2015) – Chapter 60

Beginning January 1, 2017, requires any contract for the publication or mailing of an election pamphlet to contain a one cent penalty for each household that has a registered voter for each day the mailing of the pamphlet is delayed. If mailing is delayed, the contractor is required to pay the office of the officer in charge of the election.

### codes; adoption by reference; copies (H.B. 2021) – Chapter 81

Allows at least three paper copies or one paper copy and one electronic copy of a building code to be filed in the office of the clerk of the county board of supervisors or in the County Planning and Zoning Department.

### delivery; early ballots; limitation (H.B. 2023) – Chapter 5

Makes it a class 6 felony for a person to knowingly collect early ballots from another person with the exception of the following: 1) a member of the same household; 2) a family member related to the voter by blood, marriage, adoption or legal guardianship; 3) a U.S. Postal Service worker or other person allowed by law to transmit U.S. mail; 4) a caregiver who provides medical or health care assistance to the voter; 5) an elected official engaged in official duties; or 6) an election in a special taxing district created to support agricultural lands or crops.

### municipal; precinct office; online signatures (H.B. 2049) – Chapter 82

Beginning January 1, 2017, the Secretary of State is required to provide a secure, online system to qualified electors to sign nomination petition signatures for candidates who run for a city, town, county or precinct committeeman office and permits candidates to use the online system to collect up to the minimum number of required signatures.

### federal office; online signature collection (H.B. 2050) – Chapter 176

Stipulates the Secretary of State must create an online signature petition collection system for officers that run for U.S. congressional office by January 1, 2017.

### annexation; single property owner; exception (H.B. 2076) – Chapter 93

Modifies requirements determining if a territory is contiguous for annexation, as follows: 1) one person owns all of the real property in the territory; 2) the city or town and the real property owner agree to the annexation; and 3) the territory borders the city or town for at least 300 feet.

## **GOVERNMENT COMMITTEE (Cont'd)**

voter registration records; death records (H.B. 2084) – Chapter 50

Requires the Department of Health Services to provide the Secretary of State with a monthly list of death records and annually provide all death records in the database in order to compare all death records with the statewide voter registration database. Removes minimum age requirements for reported death records.

state agency reports; electronic submission (H.B. 2100) – Chapter 115

SEE THE HEALTH AND HUMAN SERVICES COMMITTEE.

homeowners' associations; enforcement grace period (H.B. 2106) – Chapter 230

Increases the amount of time a homeowner or unit owner has to respond to a notice of violation from a homeowners' association or unit owners' association to 21 calendar days.

~~substance abuse recovery homes~~ (NOW: structured sober living homes) (H.B. 2107) – Chapter 287

SEE THE HEALTH AND HUMAN SERVICES COMMITTEE.

~~technical correction; bulk food; applicability~~ (NOW: corporation commission; conflict of interest) (H.B. 2123) – Chapter 289

SEE THE JUDICIARY COMMITTEE.

municipalities; property sale threshold; election (H.B. 2146) – Chapter 62

SEE THE FEDERALISM, MANDATES AND FISCAL RESPONSIBILITY COMMITTEE.

weights and measures; omnibus (H.B. 2171) – Chapter 232

SEE THE NATURAL RESOURCES COMMITTEE.

planned communities; architectural designs; approval (H.B. 2172) – Chapter 83

Prohibits a planned community association or design review committee from unreasonably withholding approval of a construction project's architectural designs, plans and amendments.

fire districts; merger; consolidation (H.B. 2197) – Chapter 183

SEE THE FINANCE COMMITTEE.

## GOVERNMENT COMMITTEE (Cont'd)

fire districts; vacancies; board operations (NOW: vacancies; fire districts; board operations) (H.B. 2198) – Chapter 97

Stipulates requirements for appointing fire district interim board members in the absence of a quorum and requires the fire district association to submit an annual report to the board of supervisors with the names of the elected officials and fire chiefs who attended required training.

private firearm transactions; prohibited encumbrances (H.B. 2224) – Chapter 84

Prohibits the state or any city, town or county in the state from enacting or implementing an additional fee, tax, assessment, lien or hindrance on the transfer of a firearm between two private parties who are not prohibited by law to possess a firearm.

Juneteenth day; state holiday (H.B. 2226) – Chapter 40

Designates June 19, annually, as Juneteenth Day and states it is not a legal holiday.

public buildings; applicable fire codes (H.B. 2233) – Chapter 234

Allows a school district or charter school to have a building plan review, permitting or inspection performed by either the Fire Marshal or a city, town, county or fire district if the Fire Marshal has authorized local fire codes to be imposed on the school district or charter school building. Upon entering into an intergovernmental agreement, a city, town or county or fire district is required to disclose any fees associated with the inspection of the school district or charter school.

county merit system; terms; hearings (H.B. 2247) – Chapter 41

Allows the county board of supervisors to appoint a member to the County Employee Merit System Commission to a five-year term, instead of a four-year term, if the appointee is currently serving on the County Merit System Council for Law Enforcement Officers. Modifies certain filings to be placed in an officer's or employee's official county personnel record and requires certain appeal hearings to be open to the public, unless lawfully determined otherwise.

service animals; licensing; fee waiver (H.B. 2255) – Chapter 99

Extends the exemption from paying a licensing fee for a service animal to a city, town or board of supervisors to include service animal trainers.

charitable organizations; campaign finance disclosure (H.B. 2296) – Chapter 346

***Exempt Entities*** – Retroactive to 90 days before the 2016 primary, a political subdivision or agency of the state is prohibited from requiring an entity with a 501(c)(3) tax exempt status to register as a political committee or file any reports if the entity is in compliance with the Internal Revenue Code's requirement that the entity does not spend a substantial amount of time or assets on influencing legislation. Under specified circumstances a person or entity is exempt from registering as a political committee.

## GOVERNMENT COMMITTEE (Cont'd)

**Amendments to S.B. 1516** – Amends Laws 2016, Chapter 79. Effective November 5, 2016, alters requirements related to joint fundraising efforts for reimbursements and distributions to be considered exempt from the definition of *contribution*. Provides guidance, for purposes of campaign finance reporting, for: 1) when a contribution, expenditure or disbursement is deemed received or made; and 2) approved methods of recording transactions. For complete information relating to these provisions, please see the summary for S.B. 1516 or the *As Enacted – Revised* fact sheet for S.B. 1516 at [http://www.azleg.gov/DocumentsForBill.asp?Bill\\_Number=1516&Session\\_Id=115](http://www.azleg.gov/DocumentsForBill.asp?Bill_Number=1516&Session_Id=115).

political advertisements; contributors; disclosure (H.B. 2297) – Chapter 347

**Independent Expenditure Disclosure Requirements** – Requires an independent expenditure by a political committee for campaign literature or advertisements to include up to three of the largest contributions, if the contributions make up 20 percent or more of the total contributions to the political committee. Stipulates if no political committee has contributed 20 percent or more, the names of the three political committees that have made the largest amount of aggregate contributions must be disclosed.

**Amendments to S.B. 1516** – Amends Laws 2016, Chapter 79. Prohibits a candidate committee from making a contribution to a candidate committee for another candidate, but allows a candidate committee that intends to terminate to contribute surplus money to a candidate committee for another candidate under specified conditions. Places restrictions on the ability of candidate committees to reattribute excess contributions. Expands the ability of candidate committees to transfer contributions between committees for that same candidate, but adds a time limit to ensure an illegal transfer over the contribution limits does not occur. Specifically, a city or town candidate committee may transfer contributions to a county candidate committee for the same candidate, but cannot transfer contributions to a statewide or legislative candidate committee for the same candidate. A county committee that has received contributions as described above cannot transfer those monies to the candidate's committee for statewide or legislative office for 24 months immediately following the transfer.

Reinserts certain criminal penalties related to campaign finance violations. Modifies committee bank account segregation requirements and the nomination paper filing deadline. Requires a candidate committee's first campaign finance report to include the entire election cycle to date. Establishes guidelines for transitioning political committees to the new system and for the Secretary of State to charge fees for jurisdictions that opt into its filing system. Changes the delayed effective date of S.B. 1516 from January 1, 2017 to November 5, 2016. For complete information relating to these provisions, please see the summary for S.B. 1516 or the *As Enacted – Revised* fact sheet for S.B. 1516 at [http://www.azleg.gov/DocumentsForBill.asp?Bill\\_Number=1516&Session\\_Id=115](http://www.azleg.gov/DocumentsForBill.asp?Bill_Number=1516&Session_Id=115).

regulation; deficiencies; opportunity to correct (H.B. 2337) – Chapter 362

Requires an agency to allow a regulated person to correct deficiencies if the agency is unsure the person meets specified exemptions. An agency must document specified deficiencies

## GOVERNMENT COMMITTEE (Cont'd)

in writing, and if requested, provide a written explanation justifying why an opportunity to correct deficiencies was denied.

educational institutions; firearms; rights-of-way (H.B. 2338) – Chapter 131

A governing board of an educational institution is prohibited from adopting or enforcing a policy or rule that prohibits a person from lawfully carrying a concealed weapon or having a concealed weapon in the person's means of transportation in a public right of way. Stipulates forfeited weapons may no longer be destroyed.

regional transportation authority; membership; election (H.B. 2373) – Chapter 295

SEE THE TRANSPORTATION COMMITTEE.

property; declaration amendment; procedure (H.B. 2382) – Chapter 254

Establishes a method for a board or private property owners to amend an existing community declaration with the exception of condominiums and time shares. The adopted amendment may apply to fewer lots or property bound to the existing declaration as long as all parties agree to the amendment and the amendment conforms to the general design of the community. Within 30 days of an adopted amendment, a written record must be filed with the county in which the property is located.

publicity pamphlets; arguments; electronic submittal (H.B. 2428) – Chapter 296

Removes procedural methods involving petition signature sheets and integrates electronic methods to file and transmit copies. Requires the Secretary of State to post to its website publicity pamphlets with the date ballot measure filings are due, the date of the special election and the analysis for and against proposed amendments to the Constitution.

local financial disclosure; electronic filings (H.B. 2429) – Chapter 196

Permits, effective January 1, 2017, local public officers to file financial disclosure statements electronically. A public officer is allowed to use a home or work address and the terms *spouse* or *minor child*, when completing a financial disclosure statement. Requires a public officer's financial disclosure statement to include the name of each meeting, conference or other event participated in by the public officer in the public officer's official capacity if the incurred travel expenses are not paid by the public officer and total \$1,000 or more. Excludes publicly reported travel expenses and political campaign contributions from the definition of *gift*.

library trustees; annual report (NOW: counties; free library system) (H.B. 2430) – Chapter 255

Allows a county board of supervisors to utilize county general fund monies to establish and operate a county free library system.

**GOVERNMENT COMMITTEE (Cont'd)**

municipal improvement districts; formation election (H.B. 2440) – Chapter 9

SEE THE FINANCE COMMITTEE.

behavioral health; urgent need; children (H.B. 2442) – Chapter 71 E

SEE THE HEALTH AND HUMAN SERVICES COMMITTEE.

~~prohibited weapon; definition; exclusions~~ (NOW: ~~prohibited weapon; exclusions; definition~~) (H.B. 2446) – Chapter 297

Modifies the definition of a *prohibited weapon* to exclude firearms or devices that are possessed, manufactured or transferred in compliance with federal law.

business entities; database; posting; requirements (H.B. 2447) – Chapter 322

Requires, effective January 1, 2017, the Arizona Corporation Commission to create and maintain a database searchable by name, date and county on its website free of charge for certain business filings for entities in counties with greater than 800,000 residents. Allows entities, on approval of the business filings, to post the approval to the database for at least 90 days or publish a copy in a newspaper in a county where the entity is known to do business.

The provisions of H.B. 2447 were modified by H.B. 2123. For complete information, please see the summary for H.B. 2123 or the *As Enacted – Revised* fact sheet for H.B. 2447 at [http://www.azleg.gov/DocumentsForBill.asp?Bill\\_Number=2447&Session\\_Id=115](http://www.azleg.gov/DocumentsForBill.asp?Bill_Number=2447&Session_Id=115).

audits; accountants; reciprocity privilege (H.B. 2448) – Chapter 30

Extends existing reciprocity privileges for a certified public accountant (CPA) to perform an audit or financial review for the following: 1) a periodic review of a credit union; 2) a budget of a municipality; 3) a statewide database of receipts and expenditures of state money; 4) a renewable energy tax incentive; 5) a qualified facility income tax credit; or 6) a School Tuition Organization. Modifies the experience required to demonstrate a CPA's critical inquiry and analysis of financial accounting information.

expedited rulemaking; outdated rules (H.B. 2450) – Chapter 198

Allows state agencies to conduct expedited rulemaking procedures to amend or repeal rules that are outdated, redundant or no longer considered necessary for the operation of state government.

municipal population estimates; use (H.B. 2483) – Chapter 258 E

SEE THE APPROPRIATIONS COMMITTEE.

## **GOVERNMENT COMMITTEE (Cont'd)**

### state agencies; preapplication authorization; limitations (H.B. 2487) – Chapter 365

Unless authorized by statute, prohibits an agency from requiring preapplication authorization or conferences. If preapplication procedures are required, the agency must consider the requirements or procedures as the beginning of the licensing timeframe.

Permits agencies to offer voluntary preapplication procedures, if they notify applicants that the preapplication procedures are not mandatory. Requires an agency to consider the potential costs and delays for the applicant and pursue ways to minimize them.

### ~~local governments; permits; equipment~~ (NOW: ~~equipment; permits; local government~~) (H.B. 2497) – Chapter 260

Requires a municipality, upon application, to issue a permit to a cable operator to attach Wi-Fi radio equipment to the cable television system in a public right-of-way. It allows a municipality to require the equipment to fit within a 15 inch cube contained in a ground-mounted pedestal or be mounted to one of the existing aerial conductors. It prohibits ongoing rental fees for Wi-Fi radio equipment attached to cable television systems but allows for a permit fee to be established. Grandfathers requirements to pay application, construction, permit, inspection or other fees and charges for Wi-Fi radio equipment that the cable operator agreed to before December 31, 2015, until the first day of renewal or extension of the terms.

Political subdivisions are required to allow for the installation, operation and maintenance of aerial strand-mounted microcell equipment on public highways. Political subdivisions may place limits on the number of attached devices. All application, permit or other charges levied must be competitively neutral directly related to the costs incurred for providing services. Prohibits ongoing rental fees. Only a qualified service provider is allowed to use microcell equipment to provide commercial mobile services.

Agricultural improvement districts or other special taxing districts that control utility poles are not impacted by this legislation.

### supreme court justices; number (H.B. 2537) – Chapter 333

SEE THE JUDICIARY COMMITTEE.

### Indian nations; tribes; legislative day (H.B. 2610) – Chapter 205

Modifies the Indian Nations and Tribes Legislative Day to be held on the first Wednesday of each regular legislative session instead of the second Tuesday.

### Israel; boycotts; contracts; investments (H.B. 2617) – Chapter 46

SEE THE FEDERALISM, MANDATES AND FISCAL RESPONSIBILITY COMMITTEE.

## **GOVERNMENT COMMITTEE (Cont'd)**

### municipalities; taxes and fees; notification (H.B. 2635) – Chapter 335

Requires a municipality, proposing a new or increased tax or fee, to provide a schedule, supporting data and notice of intent and stipulates they must be posted on the municipality's website and, if available, through social media and other electronic communications tools.

Allows the governing body of a municipality to order the construction or reconstruction of railroads when the public interest or convenience requires. Stipulates a municipality must prepare a notice of intent, if joining with any other city, town, improvement district or sanitary district, to levy an assessment to improve streets running upon or along the boundaries of the city or town.

Excludes specified fees from the requirements including: 1) water and wastewater rates or rate components; 2) program, class and activity fees provided by the municipality; 3) court fees established under state law; 4) fees or charges established under federal law for public housing or other federally funded programs; and 5) other fees whose amounts are set by state or federal law.

### government; budget reconciliation; 2016-2017. (H.B. 2703/S.B. 1534) – Chapter 121

SEE THE APPROPRIATIONS COMMITTEE.

## **LEGISLATION VETOED**

### Assyrian genocide; monument; procedures (S.B. 1367) – VETOED

Authorizes the Arizona Department of Administration (ADOA) to provide for the placement of a memorial commemorating the Assyrian Christian Genocide in the Governmental Mall.

The Governor indicates in his veto message that before moving forward with any additional monuments on the Capitol mall he would like ADOA to review current monuments and develop a plan for the future.

### estimates; state budget; notice (H.B. 2484) – VETOED

Requires, beginning in 2017, the Joint Legislative Budget Committee and Office of Strategic Planning and Budgeting to provide a truth-in-spending estimate by February 15 each year for the following fiscal year to the chair of the Senate and House of Representatives Appropriations, Finance and Ways and Means Committees. If a budget exceeding the truth-in-spending estimate is transmitted to the Governor, it requires a press release to be issued within 24 hours.

The Governor indicates in his veto message that while he supports the underlying policy, the bill language lacks specificity and does not take into account fiscally conservative actions such as eliminating debt.

## **GOVERNMENT COMMITTEE (Cont'd)**

### uniform firearms transfer compact (H.B. 2524) – VETOED

Establishes the Uniform Interstate Firearms Compact (Compact) within Arizona. Becomes contractually binding when at least one other state adopts the Compact. The Compact prohibits member states from enacting or enforcing any law, regulation or policy that imposes any fee, tax, penalty, mandate or other regulation regarding the transfer of firearms in addition to any regulation imposed by federal law. Member states are prohibited from creating or imposing any criminal or civil liability not created or imposed under federal law, and specifies that any such regulation existing on the effective date of the compact is repealed. Provides methods for member states to propose amendments or withdraw from the Compact. Residents of a member state are allowed to seek injunctive relief to enforce the Compact.

The Governor indicates in his veto message that Arizona has led the nation in ensuring citizens may keep and bear arms. He indicates that the Compact would tie Arizona to other states' decisions and he believes Arizona should retain its sovereignty on public policy decisions relating to the transfer of firearms.

### community facilities districts; formation; governance (H.B. 2568) – VETOED

If certain qualifications are met, the governing body of a municipality or county is required to adopt a resolution ordering the formation of a Community Facility District (District) within 90 days of the submission of a petition with an intent to form a District. The District land owners are required to provide an agreement to indemnify the governing body from liabilities, claims, costs and expenses incurred during the offer, sale and repayment of District bonds. Establishes requirements for a five-member District board consisting of: 1) two members who are directly selected by the governing body; 2) one member, selected by the governing body, from a list of at least four people that is submitted by District landowners who own more than 25 acres; and 3) two members who are selected by the District land owners who own more than 25 acres. Land owners with more than 25 acres of land are prohibited from sitting on the board.

Requires a limit on the ad valorem tax levy and stipulates a District's bond election ballot must include language asking for authorization of an ad valorem tax levy and the tax levy limit. The Board is permitted to limit the tax rate or the amount of ad valorem tax dollars that it is obligated to levy or collect, to the amount authorized by the bond election and must keep within the voter authorized ad valorem tax limit when conducting the required annual bond levy and ad valorem tax collection. A District is allowed to levy at a rate higher than the current maximum rate if the current maximum rate is lower than the voter authorized limit.

Outlines requirements for approving public infrastructure's project report, including the nature and timing of issuing bonds. Creates requirements for the acceptance and maintenance of public infrastructure by a governing body and stipulates when roadway and law enforcement agreements must be provided. Requires each District to provide the Department of Revenue (DOR) an annual report regarding continuing disclosure and directs DOR to provide copies of the report to the Joint Legislative Budget Committee.

**GOVERNMENT COMMITTEE (Cont'd)**

The Governor indicates in his veto message that he understands that there are areas that need to be addressed with community facilities districts, but the bill does not provide needed protections for the taxpayer.

**FIRST SPECIAL SESSION (2015)**

statewide special election. (H.B. 2002/S.B. 1002) – Chapter 2 (First Special Session)

SEE THE EDUCATION COMMITTEE.