

REFERENCE TITLE: legislators; conflicts of interest; requirements

State of Arizona
Senate
Fifty-fifth Legislature
Second Regular Session
2022

SB 1431

Introduced by
Senators Mendez: Quezada

AN ACT

AMENDING TITLE 41, CHAPTER 7, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 41-1108; RELATING TO THE LEGISLATURE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 41, chapter 7, article 1, Arizona Revised
3 Statutes, is amended by adding section 41-1108, to read:

4 41-1108. Conflict of interest; disclosure; requirements;
5 civil penalty; definitions

6 A. NOTWITHSTANDING ANY OTHER LAW, A MEMBER OF THE LEGISLATURE SHALL
7 DISCLOSE A CONFLICT OF INTEREST BEFORE A VOTE ON ANY BILL, AMENDMENT OR
8 RESOLUTION IN WHICH THE LEGISLATOR HAS A PERSONAL, PRIVATE OR PROFESSIONAL
9 INTEREST.

10 B. A PERSONAL, PRIVATE OR PROFESSIONAL INTEREST MAY BE INFERRED IF
11 A BENEFIT OR DETRIMENT COULD REASONABLY BE EXPECTED TO ACCRUE TO THE
12 LEGISLATOR OR A RELATED PERSON AS A MEMBER OF A BUSINESS, PROFESSION,
13 OCCUPATION OR GROUP TO A GREATER EXTENT THAN TO ANY OTHER MEMBER OF THAT
14 BUSINESS, PROFESSION, OCCUPATION OR GROUP.

15 C. THE SECRETARY OF STATE SHALL:

16 1. DEVELOP FORMS FOR MEMBERS OF THE LEGISLATURE TO DISCLOSE
17 CONFLICTS OF INTEREST. COMPLETED FORMS SHALL BE SUBMITTED TO THE
18 CHAIRPERSON OF THE COMMITTEE OR THE PERSON LEADING THE SESSION OF THE
19 CHAMBER AND THE LIST OF DISCLOSURES SHALL BE READ ALOUD AND ENTERED INTO
20 THE PUBLIC RECORD. THE PRESIDING OFFICER OF THE CHAMBER SHALL FILE THE
21 COMPLETED FORMS WITH THE SECRETARY OF STATE WITHIN SEVEN DAYS AFTER THE
22 VOTE.

23 2. PUBLISH THE DISCLOSURES ON ITS WEBSITE IN A SEARCHABLE, SORTABLE
24 AND DOWNLOADABLE FORMAT WITHIN FOURTEEN CALENDAR DAYS AFTER RECEIVING THE
25 DISCLOSURES.

26 D. A PERSON WHO VIOLATES THIS SECTION IS SUBJECT TO A CIVIL PENALTY
27 OF NOT MORE THAN \$50,000.

28 E. FOR THE PURPOSES OF THIS SECTION:

29 1. "CONFLICT OF INTEREST" MEANS A LEGISLATOR'S PERSONAL INTEREST IN
30 LEGISLATION AND BY REASON OF THE MEMBER'S PARTICIPATION IN THE ENACTMENT
31 OR DEFEAT OF ANY LEGISLATION, THE MEMBER OR A RELATED PERSON WILL DERIVE A
32 DIRECT PECUNIARY GAIN OR SUFFER DIRECT PECUNIARY LOSS.

33 2. "PERSONAL, PRIVATE OR PROFESSIONAL INTEREST" MEANS AN INTEREST
34 THAT WOULD PROVIDE A BENEFIT TO A LEGISLATIVE MEMBER OR TO ANY INDIVIDUAL
35 OR ENTITY TO WHOM THE LEGISLATIVE MEMBER IS FINANCIALLY OR LEGALLY
36 OBLIGATED OR IS PERSONALLY RELATED.

37 3. "RELATED PERSON" MEANS THE CHILD, PARENT, SIBLING OR SPOUSE OF
38 THE LEGISLATIVE MEMBER OR THE CHILD, PARENT OR SIBLING OF THE LEGISLATIVE
39 MEMBER'S SPOUSE.