

REFERENCE TITLE: **solid waste; long-term care facilities**

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

SB 1443

Introduced by
Senator Pace

AN ACT

AMENDING SECTION 49-746, ARIZONA REVISED STATUTES; RELATING TO SOLID WASTE MANAGEMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 49-746, Arizona Revised Statutes, is amended to
3 read:

4 49-746. Private enterprise recycling and solid waste
5 management; definitions

6 A. A municipality of this state shall not prohibit or unreasonably
7 restrain a private enterprise from delivering recycling or solid waste
8 management services to commercial, industrial, **LONG-TERM CARE FACILITY** or
9 multifamily residential properties within or to the municipality.

10 B. The municipality shall prescribe rules for the delivery of
11 recycling and solid waste management services for commercial, industrial,
12 **LONG-TERM CARE FACILITY** and multifamily residential properties that
13 promote availability of these services and competition in the delivery of
14 these services.

15 C. A municipality of this state shall not be mandated to provide
16 recycling and solid waste management services to commercial, industrial,
17 **LONG-TERM CARE FACILITY** and multifamily residential properties.

18 D. Multifamily residential properties **AND LONG-TERM CARE FACILITY**
19 **PROPERTIES** shall provide the applicable municipality with at least a ~~sixty~~
20 ~~calendar day~~ **SIXTY-CALENDAR-DAY** notice to terminate recycling or solid
21 waste management services.

22 E. For the purposes of this section:

23 1. "Dwelling unit" has the same meaning prescribed in section
24 33-1310.

25 2. **"LONG-TERM CARE FACILITY PROPERTIES" MEANS REAL PROPERTY WITH**
26 **ONE OR MORE OF THE FOLLOWING:**

27 (a) **A NURSING CARE INSTITUTION AS DEFINED IN SECTION 36-401.**

28 (b) **A RESIDENTIAL CARE INSTITUTION AS DEFINED IN SECTION 36-401.**

29 2. "Multifamily residential properties" means any real property
30 that has one or more structures and that contains five or more dwelling
31 units for rent or lease that are subject to title 33, chapter 10.