

PROPOSED

SENATE AMENDMENTS TO H.B. 2233

(Reference to House engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 40-102, Arizona Revised Statutes, is amended to
3 read:

4 40-102. Corporation commission organization; meetings; acts of
5 commission by majority or by single commissioner;
6 conflict of interest; civil penalty

7 A. The corporation commission shall elect from its membership a
8 chairman.

9 B. The commission shall hold a session at least once each month at
10 its office. It may meet at any time or place expedient for the performance
11 of its duties. The commission ~~may~~, for holding meetings at places other
12 than its offices, ~~MAY~~ occupy any courtroom, or rent offices, the expense of
13 which shall be paid as other expenses authorized by this article. Sessions
14 of the commission shall be open to the public.

15 C. The act of a majority of the commissioners when in session as a
16 board shall be the act of the commission. Any investigation, inquiry or
17 hearing may be undertaken or held by or before any commissioner designated
18 by the commission for the purpose, and every finding, order or decision
19 made by a commissioner so designated, when approved and confirmed by the
20 commission and ordered filed in its office, shall be the finding, order or
21 decision of the commission.

22 D. Commissioners and employees of the commission are subject to
23 title 38, chapter 3, article 8.

24 E. BEFORE THE COMMISSION, COMMISSION STAFF OR ANY REGISTERED
25 LOBBYIST ON BEHALF OF THE COMMISSION MAY ADVOCATE FOR OR AGAINST ANY
26 FEDERAL OR STATE LEGISLATION, REGULATION OR RULE, THE COMMISSION SHALL:

1 1. TAKE A MAJORITY VOTE AT A PUBLICLY NOTICED MEETING.

2 2. PUBLISH THE COMMISSION'S POSITION ON BOTH:

3 (a) THE COMMISSION'S WEBSITE WHERE THE INFORMATION MAY BE EASILY
4 ACCESSED BY THE PUBLIC.

5 (b) THE LEGISLATIVE INFORMATION SYSTEM OR ANOTHER COMPARABLE SYSTEM
6 THAT IS USED BY THE LEGISLATURE OR THE GOVERNOR'S REGULATORY REVIEW COUNCIL
7 TO TRACK BILLS AND PUBLIC SUPPORT OR OPPOSITION TO LEGISLATION.

8 F. AT THE REQUEST OF ONE OR MORE MEMBERS OF THE LEGISLATURE, THE
9 ATTORNEY GENERAL SHALL INVESTIGATE WHETHER THE COMMISSION OR A COMMISSIONER
10 VIOLATED SUBSECTION E, PARAGRAPH 2 OF THIS SECTION. THE COMMISSION OR A
11 COMMISSIONER WHO IS FOUND TO BE IN VIOLATION OF SUBSECTION E, PARAGRAPH 2
12 OF THIS SECTION IS SUBJECT TO A CIVIL PENALTY OF \$500 FOR EACH INSTANCE OF
13 NONCOMPLIANCE.

14 G. SUBSECTION E OF THIS SECTION DOES NOT PREVENT A COMMISSIONER FROM
15 REPRESENTING THE COMMISSIONER'S OWN POSITION AS AN INDIVIDUAL."

16 Amend title to conform

JAKE HOFFMAN

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C: SK