



County Supervisors

A S S O C I A T I O N
o f a r i z o n a

1905 W. Washington St., Ste. 100, Phoenix, AZ 85009
(602) 252-5521 fax: (602) 253-3227

Revised Agenda

COUNTY SUPERVISORS ASSOCIATION LEGISLATIVE POLICY COMMITTEE AGENDA

February 8, 2013

Teleconference 1-866-228-9900

Access Code 326208#

[Web Link](#)

County Supervisors Association
1905 W. Washington St.
Phoenix, AZ

9:00 a.m. Call to Order ~ *President Lenore Stuart*

A) Approval of the Minutes of the Legislative Policy Committee Meeting of February 1, 2013

B) State Budget Update

C) Legislative Bills / Issues for Discussion and Possible Consideration
Elections

- 1) [HB 2527](#): elections; revisions (*Ugenti*)
- 2) [SB 1260](#): elections; ballot measure petitions; amendments (*Reagan*)
- 3) [SB 1261](#): permanent early voting lists; amendments (*Reagan*)
- 4) [SB 1276](#): elections; postings; mail balloting; amendments (*Crandell*)

Regulatory Reform

- 5) [HB 2315](#): local governments; regulations; requirements (*Farnsworth*)
- 6) [HB 2321](#): regulation; criteria; reauthorization (*Farnsworth*)
- 7) [HB 2443](#): cities; counties; regulatory review (*Olson*)
- 8) [SB 1463](#): counties; flood control districts; rules (*Griffin*)

Courts & Criminal Justice

- 9) [HB 2070](#): community restitution work program credits (*Coleman*)
- 10) [HB 2288](#): state regulation of firearms (*Smith*)
- 11) [HB 2388](#): law enforcement; protective armor (*Pierce*)
- 12) [HB 2516](#): peace officers; firearms; court (*Pierce*)

General

- 13) [SB 1214](#): county treasurer's management fund (*Burges*)

D) Update of CSA-sponsored Bills

- 1) [HB 2124](#): fire districts reorganization elections (*Ugenti*)
- 2) [HB 2138](#): municipalities; rights-of-way; transfer (*Pratt*)
- 3) [SB 1098](#): medical marijuana; zoning authority (*Pierce*)
- 4) [HB 2175](#): special districts; use fees (*Fann*)
- 5) [SB 1284](#): county general excise tax rate (*Crandell*)

E) Other Business

F) Next Meeting Date and Time (*Friday, February 15, at 9:00 a.m.*)

G) Adjourn

LPC Report February 8th

51st Legislature - 1st Regular Session, 2013

Wednesday, Feb 6 2013 4:25 PM

Bill summaries and histories copyright 2013 Arizona Capitol Reports, L.L.C.

Bills of Interest

Elections

Bill Summaries

H2527: ELECTIONS; REVISIONS

Various changes relating to elections. Counties are no longer permitted to prohibit electioneering at certain polling places in cases of an emergency. Condominium associations cannot prohibit the indoor or outdoor display of a "political sign" (defined) by a unit owner on the owner's property, except earlier than 71 days before election day and later than 3 days after election day. In order to comply with legislation passed in 2012 providing for consolidated election dates, municipalities are permitted to shorten or lengthen the term of office for municipal elected officials.

First sponsor: Rep. Ugenti

H2527 Daily History	Date Action
ELECTIONS; REVISIONS 2/4 referred to House jud, gov.	

S1260: ELECTIONS; BALLOT MEASURE PETITIONS; AMENDMENTS

When a person or organization files intention to circulate petitions for an initiative or referendum, the Secretary of State is required to provide the official serial number of the petitions to the applicant on a stamped copy of the application, along with the specific number of signatures required for the initiative or referendum to appear on the ballot and the required filing date. For the purpose of initiative petitions for municipal elections, a citywide or townwide election is an election at which all qualified electors of the city or town are voting for the office of mayor, or if the mayor is not directly elected, are voting for members of the city or town council.

First sponsor: Sen. Reagan
Others: Sen. Driggs

S1260 Daily History	Date Action
ELECTIONS; BALLOT MEASURE PETITIONS; AMENDMENTS 2/6 from Senate elect do pass.	
ELECTIONS; BALLOT MEASURE PETITIONS; AMENDMENTS 1/30 referred to Senate elect.	

S1261: PERMANENT EARLY VOTING LISTS; AMENDMENTS

By December 1 of each even-numbered year, the county recorder may send a notice to each voter on the permanent early voting list (PEVL) and who did not vote an early ballot in both the most recent primary and general elections to inform the voter that if the voter wishes to remain on the PEVL, he/she must confirm that desire in writing and return the completed notice within 30 days. If the voter fails to respond within 30 days, the county recorder must remove the voter's name from the PEVL. Applies to voters on the PEVL who did not vote an early ballot in both the 2012 primary and general elections. PEVL request forms that are distributed by a candidate, political committee or another organization are required to include a statement that by signing the voter is agreeing to receive an early ballot for every election. Any person who knowingly alters a voter registration form without the consent of the registrant is guilty of a class 5 (second lowest) felony.

First sponsor: Sen. Reagan
 Others: Sen. Driggs, Sen. Worsley

S1261 Daily History	Date	Action
PERMANENT EARLY VOTING LISTS; AMENDMENTS	2/6	from Senate elect do pass.
PERMANENT EARLY VOTING LISTS; AMENDMENTS	1/30	referred to Senate elect.

S1276: ELECTIONS; POSTINGS; MAIL BALLOTING; AMEND

On a specific finding of the county board of supervisors that the number of active registered voters in a precinct minus the number of registered voters in the precinct who are listed as permanent early voters results in a total of 350 or fewer active registered voters in that precinct, the officer in charge of elections is permitted to conduct the election entirely by mail. Sample ballots may be posted on the county's website. A person who has changed their political party affiliation since the last general election is no longer prohibited from serving as election inspectors, marshals and judges.

First sponsor: Sen. Crandell
 Others: Rep. Barton, Sen. Melvin

S1276 Daily History	Date	Action
ELECTIONS; POSTINGS; MAIL BALLOTING; AMEND	1/30	referred to Senate elect, jud.

Regulatory Reform

Bill Summaries

H2315: LOCAL GOVERNMENTS; REGULATION; REQUIREMENTS

Municipalities and counties are prohibited from regulating an occupation or profession without specific legislative authorization. The municipality or county must conduct a study that results in specified findings, including that the regulation is a true public necessity. The study must be reviewed by the Auditor General. The municipality or county must report on intended regulations to the Joint Legislative Audit Committee, and JLAC must assign the report to the appropriate legislative committee of reference to consider legislation authorizing the municipality or county to regulate the specific occupation or profession.

First sponsor: Rep. Farnsworth

H2315 Daily History	Date	Action
LOCAL GOVERNMENTS; REGULATION; REQUIREMENTS	1/22	referred to House gov.

H2321: REGULATION; CRITERIA; REAUTHORIZATION

Any new regulatory requirement established by the Legislature is required to include in its enabling legislation a specific expiration date that is not more than five years after the effective date. Municipalities, counties and state agencies may regulate an occupation, profession, use of property or condition only under specified conditions, including that the primary purpose or predominant effect of the regulation will not restrain competent adults and that the targeted activity or condition is an actual threat to public health, safety or general welfare that is verifiable and substantial.

First sponsor: Rep. Farnsworth

H2321 Daily History	Date	Action
REGULATION; CRITERIA; REAUTHORIZATION	1/23	referred to House gov.

H2443: CITIES; COUNTIES; REGULATORY REVIEW

When establishing licensing time frames, municipalities and counties are required to consider whether the time frames do not include the time required for an applicant to obtain other licenses or to participate in required meetings. Municipalities and counties are required to make two comprehensive written or electronic requests for revisions to license applications. If an applicant fails to resolve an issue identified in a request for revisions, the municipality or county may make supplemental requests limited to issues previously identified in the request. If an applicant requests changes or amendments to an application, a municipality or county may make one additional comprehensive request for revisions. More.

First sponsor: Rep. Olson

H2443 Daily History	Date	Action
CITIES; COUNTIES; REGULATORY REVIEW	2/6	from House gov with amend #4053.
CITIES; COUNTIES; REGULATORY REVIEW	1/23	referred to House gov.

S1463: COUNTIES; FLOOD CONTROL DISTRICTS; RULES

County boards of supervisors and county flood control district boards are required to adopt procedures for the adoption, amendment, repeal and enforcement of rules that contain at least specified provisions, including public notice at various stages. Some exceptions. Effective January 1, 2014 for a county with a population of 375,000 or more, and January 1, 2015 for a county with a population of less than 375,000.

First sponsor: Sen. Griffin

Others: Sen. Ableser, Rep. Allen, Sen. Barto, Rep. Barton, Sen. Biggs, Rep. Borrelli, Rep. Boyer, Sen. Bradley, Rep. Brophy McGee, Sen. Burges, Sen. Cajero Bedford, Rep. Cardenas, Rep. Carter, Sen. Crandall, Sen. Crandell, Rep. Dial, Sen. Driggs, Rep. Fann, Sen. Farley, Sen. Gallardo, Rep. Gowan, Sen. Hobbs, Sen. Landrum Taylor, Sen. Lopez, Sen. McComish, Sen. McGuire, Sen. Melvin, Rep. Mesnard, Sen. Meza, Rep. Mitchell, Rep. Montenegro, Sen. Murphy, Rep. Olson, Rep. Orr, Sen. Pancrazi, Rep. Petersen, Rep. J. Pierce, Sen. S. Pierce, Rep. Pratt, Rep. Quezada, Sen. Reagan, Rep. Robson, Rep. Saldade, Rep. Seel, Sen. Shooter, Rep. Shope, Rep. Smith, Rep. Stevens, Rep. Thorpe, Sen. Tovar, Rep. Townsend, Sen. Ward, Sen. Worsley, Sen. Yarbrough, Sen. Yee

S1463 Daily History	Date	Action
COUNTIES; FLOOD CONTROL DISTRICTS; RULES	2/6	referred to Senate gov-env.

Courts & Criminal Justice

Bill Summaries

H2070: COMMUNITY RESTITUTION WORK PROGRAM CREDITS

If a municipal community restitution work program is available, a court may order that a person receive credit towards the payment of any fine, penalty or other assessment for participation in the program, if the court determines that the person does not have the financial resources available to complete payment without the credit. Does not apply to court ordered victim restitution.

First sponsor: Rep. Coleman

Others: Rep. Borrelli, Rep. Mitchell

H2070 Daily History	Date	Action
COMMUNITY RESTITUTION WORK PROGRAM CREDITS	2/4	to House consent calendar. Stricken from consent calendar by Coleman. From House rules okay.
COMMUNITY RESTITUTION WORK PROGRAM CREDITS	1/24	from House jud do pass.
COMMUNITY RESTITUTION WORK PROGRAM CREDITS	1/22	referred to House jud.

H2288: STATE REGULATION OF FIREARMS

The state and state agencies are added to the list of government bodies prohibited from enacting certain rules relating to firearms or requiring licensing

or registration of firearms or ammunition. The state and political subdivisions are permitted to limit or prohibit the possession of firearms on public property if the property is a secured facility, signs are posted at all public entrances, and the property is equipped with secure firearm lockers. A person is authorized to file suit for declarative and injunctive relief and for actual and consequential damages for any government regulation or policy in violation of the prohibited firearms regulations. Additionally, entering a public establishment or attending a public event and carrying a deadly weapon after being requested to remove the weapon would have been eliminated from the list of actions constituting misconduct involving weapons.

First sponsor: Rep. Smith

H2288 Daily History	Date	Action
STATE REGULATION OF FIREARMS 2/5		referred to House pub-mil-reg, jud.

H2388: LAW ENFORCEMENT; PROTECTIVE ARMOR; COSTS

A law enforcement agency that receives specified monies for officer safety equipment is required to reimburse an officer who purchases protective armor in an amount of at least \$1,275 or the actual cost of the armor, and to replace an officer's protective armor on the expiration of the armor's service life.

First sponsor: Rep. J. Pierce

Others: Rep. Borrelli, Sen. Bradley, Rep. Cardenas, Rep. Contreras, Rep. Dial, Rep. Gallego, Rep. Kwasman, Rep. Seel, Rep. Shope, Rep. Stevens

H2388 Daily History	Date	Action
LAW ENFORCEMENT; PROTECTIVE ARMOR; COSTS 1/30		House pub-mil-reg held.
LAW ENFORCEMENT; PROTECTIVE ARMOR; COSTS 1/23		referred to House pub-mil-reg.

H2516: PEACE OFFICERS; FIREARMS; COURT

Peace officers acting in their official capacity cannot be prohibited from carrying a firearm by court order.

First sponsor: Rep. J. Pierce

H2516 Daily History	Date	Action
PEACE OFFICERS; FIREARMS; COURT 2/6		from House pub-mil-reg do pass.
PEACE OFFICERS; FIREARMS; COURT 2/4		referred to House pub-mil-reg.

General

Bill Summaries

S1214: COUNTY TREASURER'S MANAGEMENT FUND

The county treasurer of each county with a population of more than 2 million (Maricopa County) is authorized to deduct a monthly management fee from the earnings on monies maintained by the treasurer for agency pool participants, to be deposited in a county treasurer's management fund and used as appropriated by the board of supervisors for office personnel and operating expenses.

First sponsor: Sen. Burges

Others: Sen. Crandell, Sen. Murphy

S1214 Daily History	Date	Action
COUNTY TREASURER'S MANAGEMENT FUND 1/28		referred to Senate gov-env, appro.