



County Supervisors

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

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COUNTY SUPERVISORS ASSOCIATION LEGISLATIVE POLICY COMMITTEE AGENDA

February 27, 2015

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 Clint Hickman*

- 1) Governor's Budget Recommendation Report / JLBC Baseline Budget
- 2) Transportation Advocacy
- 3) Legislative Bills for Discussion
 - 1) [HB 2131 tax adjudications; attorney fees](#) (*Mitchell*)
 - 2) [HB 2561 unlawful distribution of private images](#) (*Mesnard*)
 - 3) [HB 2662 speed restrictions; penalties](#) (*Stevens*)

Post-Traumatic Stress Disorder

 - 4) [HB 2438 PTSD; public safety](#) (*Livingston*)
 - 5) [SB 1443 occupational disease; PTSD](#) (*Smith*)
- 4) CSA Legislative Agenda
 - 1) [HB 2349 flood control districts; administrative enforcement](#) (*Fann*)
 - 2) [HB 2363 county contributions; hospitalization; medical; repeal](#) (*Thorpe*)
 - 3) [HB 2490 sexually violent persons; reimbursement; repeal](#) (*Carter*)
 - 4) [SB 1145 restoration to competency; state costs](#) (*Griffin*)
 - 5) [SCM 1010 PILT program; SRS; full funding](#) (*Griffin*)
- 5) Next Meeting Date and Time (*Friday, March 6, at 9:00 a.m.*)
- 6) Other Business
- 7) Adjourn

New Title

52nd Legislature - 1st Regular Session, 2015

Tuesday, Feb 24 2015 3:08 PM

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Feb 27 LPC

Legislation for Discussion

Bill Summaries

H2131: TAX ADJUDICATIONS; ATTORNEY FEES

The court is required, instead of permitted, to award fees and other expenses to any party other than the state or a county or municipality that prevails by an adjudication on the merits in an action brought by that party against the state or a county or municipality challenging the assessment or collection of taxes, or the denial of a tax refund. The definition of "fees and other expenses" is expanded to include contingent fees.

First sponsor: Rep. Mitchell

H2131 Daily History	Date	Action
TAX ADJUDICATIONS; ATTORNEY FEES	2/23	retained on House COW calendar.
TAX ADJUDICATIONS; ATTORNEY FEES	2/16	from House rules okay.
TAX ADJUDICATIONS; ATTORNEY FEES	2/11	from House jud do pass.
TAX ADJUDICATIONS; ATTORNEY FEES	1/27	referred to House jud.

H2561: UNLAWFUL DISTRIBUTION OF PRIVATE IMAGES

The distribution of images of another person who is in a state of nudity or engaged in specific sexual activities is only classified as unlawful distribution if the person is identifiable from the image itself or from information displayed in connection with the image. The list of exemptions from unlawful distribution of these images is modified to require the exempt disclosures to be made in the public interest.

First sponsor: Rep. Mesnard

H2561 Daily History	Date	Action
UNLAWFUL DISTRIBUTION OF PRIVATE IMAGES	2/17	stricken from House consent calendar by Friese.
UNLAWFUL DISTRIBUTION OF PRIVATE IMAGES	2/16	from House rules okay. To House consent calendar.
UNLAWFUL DISTRIBUTION OF PRIVATE IMAGES	2/11	from House jud do pass.
UNLAWFUL DISTRIBUTION OF PRIVATE IMAGES	2/4	referred to House jud.

H2662: SPEED RESTRICTIONS; PENALTIES

If the speed at which the person is alleged to have driven or at which the court finds the person drove is 10 miles per hour or less over the maximum speed limit, the offense is designated as a waste of finite resources and is a civil traffic violation that is not considered for determining whether a driver license should be suspended or revoked, that cannot be considered as a moving traffic violation pur the purpose of establishing rates of motor vehicle insurance, and that has a civil penalty that cannot exceed \$15 plus surcharges established in statute. Does not apply to a school crossing, state highway work zone, speed zone or business or residential district.

First sponsor: Rep. Stevens

H2662 Daily History	Date	Action
SPEED RESTRICTIONS; PENALTIES	2/24	from House rules okay.
SPEED RESTRICTIONS; PENALTIES	2/18	from House trans-inf do pass.

SPEED RESTRICTIONS; PENALTIES 2/11 referred to House trans-inf.

Post Traumatic Stress Disorder Measures

Bill Summaries

H2438: PTSD; PUBLIC SAFETY

Establishes a 13-member Post-Traumatic Stress Disorder (PTSD) in Public Safety Committee to research and report on the effects of PTSD on state and local law enforcement officers. The Committee is required to report its findings and recommendations to the Governor and the Legislature by December 31, 2015 and self-repeals October 1, 2016.

First sponsor: Rep. Livingston

H2438 Daily History	Date	Action
PTSD; PUBLIC SAFETY	2/17	referred to Senate pub-mil-tech.
PTSD; PUBLIC SAFETY	2/12	passed House <u>58-0</u> ; ready for Senate.
PTSD; PUBLIC SAFETY	2/11	House COW approved.
PTSD; PUBLIC SAFETY	2/9	from House rules okay.
PTSD; PUBLIC SAFETY	2/5	from House mil-pub do pass.
PTSD; PUBLIC SAFETY	1/29	referred to House mil-pub.

S1443: OCCUPATIONAL DISEASE; PTSD

For the purposes of workers' compensation regulations, the definition of "personal injury by accident arising out of and in the course of employment" is expanded to include "post-traumatic stress disorder" (defined) that is due to causes and conditions characteristic of and peculiar to a particular trade, occupation, process or employment.

First sponsor: Sen. Smith

Others: Sen. Begay, Sen. Contreras, Sen. Miranda, Rep. Robson, Sen. Shooter, Rep. Thorpe

S1443 Daily History	Date	Action
OCCUPATIONAL DISEASE; PTSD	2/19	from Senate pub-mil-tech with amend <u>#4326</u> .
OCCUPATIONAL DISEASE; PTSD	2/18	Senate pub-mil-tech amended; report awaited.
OCCUPATIONAL DISEASE; PTSD	2/9	referred to Senate pub-mil-tech.

CSA Leg Agenda

52nd Legislature - 1st Regular Session, 2015

Tuesday, Feb 24 2015 3:18 PM

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CSA

Bill Summaries

H2349: FLOOD CONTROL DISTRICT; ADMIN ENFORCEMENT

In a county with a population of less than 175,000 persons, a flood control district is permitted to adopt a procedure in which the hearing officer issues a written finding of a violation and a final decision and order relating to the violation rather than submitting the officer's recommendation to the chief engineer. Modifies various requirements for flood control district violations, including removing the option for a person to appear in person, by attorney or by another designated representative to admit or deny the allegations in a violation notice. AS PASSED HOUSE.

First sponsor: Rep. Fann

H2349 Daily History	Date	Action
FLOOD CONTROL DISTRICT; ADMIN ENFORCEMENT	2/18	referred to Senate water-energy.
FLOOD CONTROL DISTRICT; ADMIN ENFORCEMENT	2/17	passed House <u>58-0</u> ; ready for Senate.
FLOOD CONTROL DISTRICT; ADMIN ENFORCEMENT	2/16	House COW approved with floor amend <u>#4208</u> .
FLOOD CONTROL DISTRICT; ADMIN ENFORCEMENT	2/11	retained on House COW calendar.
FLOOD CONTROL DISTRICT; ADMIN ENFORCEMENT	2/9	from House rules okay.
FLOOD CONTROL DISTRICT; ADMIN ENFORCEMENT	2/3	from House rural-econ do pass.
FLOOD CONTROL DISTRICT; ADMIN ENFORCEMENT	2/3	House rural-econ do pass; report awaited.
FLOOD CONTROL DISTRICT; ADMIN ENFORCEMENT	1/28	referred to House rural-econ.

H2363: COUNTY CONTRIBUTIONS; HOSPITALIZATION; MEDICAL; REPEAL

Repeals the county contributions for AHCCCS hospitalization and medical care for FY2014-15 contained in the FY2014-15 budget. The state has no obligation to refund monies paid.

First sponsor: Rep. Thorpe

H2363 Daily History	Date	Action
COUNTY CONTRIBUTIONS; HOSPITALIZATION; MEDICAL; REPEAL	2/3	from House county-muni do pass.
COUNTY CONTRIBUTIONS; HOSPITALIZATION; MEDICAL; REPEAL	2/2	House county-muni do pass; report awaited.
COUNTY CONTRIBUTIONS; HOSPITALIZATION; MEDICAL; REPEAL	1/28	referred to House county-muni, appro.

H2490: SEXUALLY VIOLENT PERSONS; REIMBURSEMENT; REPEAL

The requirement contained in the FY2014-15 budget for counties to reimburse the Department of Health Services for the costs of a commitment of an individual who is determined by the court to be sexually violent for FY2014-15 is repealed.

First sponsor: Rep. Carter

Others: Sen. S. Allen, Rep. Barton, Sen. Begay, Rep. Borrelli, Rep. Brophy McGee, Sen. Burges, Rep. Cobb, Rep. Coleman, Rep. Fann, Rep. Meyer, Rep. Pratt, Rep. Rios, Rep. Shope, Rep. Thorpe

H2490 Daily History	Date	Action
SEXUALLY VIOLENT PERSONS; REIMBURSEMENT; REPEAL	2/10	from House county-muni do pass.
SEXUALLY VIOLENT PERSONS; REIMBURSEMENT; REPEAL	1/29	referred to House county-muni, appro.

S1145: RESTORATION TO COMPETENCY; STATE COSTS

If the state pays the costs of a defendant's inpatient, in custody competency restoration treatment, the municipality or county is required to reimburse the Department of Health Services for 100 percent of these costs for FY2015-16. Reimbursements must be deposited in the Arizona State Hospital Fund. County contributions made for reimbursements are excluded from the county expenditure limitations.

First sponsor: Sen. Griffin

S1145 Daily History	Date	Action
RESTORATION TO COMPETENCY; STATE COSTS	2/19	passed Senate 29-0 ; ready for House.
RESTORATION TO COMPETENCY; STATE COSTS	2/17	from Senate rules okay.
RESTORATION TO COMPETENCY; STATE COSTS	2/16	to Senate consent calendar.
RESTORATION TO COMPETENCY; STATE COSTS	2/11	from Senate appro do pass.
RESTORATION TO COMPETENCY; STATE COSTS	2/10	Senate appro do pass; report awaited.
RESTORATION TO COMPETENCY; STATE COSTS	2/5	from Senate gov do pass.
RESTORATION TO COMPETENCY; STATE COSTS	1/27	referred to Senate gov, appro.

SCM1010: PILT PROGRAM; SRS; FULL FINDING

The Legislature urges the U.S. Congress to provide full long-term funding for the Payment in Lieu of Taxes (PILT) program, to immediately reauthorize funding for the Secure Rural Schools and Community Self-Determination Act (SRS) in fiscal years 2014 and 2015, and to work with the State of Arizona and county governments to identify and implement policies to promote economic development on or associated with federally managed lands. The Secretary of State is directed to transmit copies of this memorial to the President of the U.S., the President of the U.S. Senate, the Speaker of the U.S. House and each member of Congress from Arizona. AS PASSED SENATE.

First sponsor: Sen. Griffin

Others: Sen. S. Allen

SCM1010 Daily History	Date	Action
PILT PROGRAM; SRS; FULL FINDING	2/16	passed Senate 29-0 ; ready for House.
PILT PROGRAM; SRS; FULL FINDING	2/12	Senate COW approved with amend #4043 .
PILT PROGRAM; SRS; FULL FINDING	2/10	from Senate rules okay.
PILT PROGRAM; SRS; FULL FINDING	2/3	from Senate fed-man-fiscal with amend #4043 .
PILT PROGRAM; SRS; FULL FINDING	1/26	referred to Senate fed-man-fiscal.