



County Supervisors ASSOCIATION of arizona

1905 W. Washington St., Ste. 100, Phoenix, AZ 85009
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**COUNTY SUPERVISORS ASSOCIATION
BOARD OF DIRECTORS
AGENDA
March 17, 2016
Boardrooms A and B
(Teleconference Available)
County Supervisors Association
1905 W. Washington St.
Phoenix, AZ**

10:00 a.m. Call to Order / Prayer / Pledge ~ *President Mandy Metzger*

1) Administrative Matters

- ❖ Approval of the Minutes of the February 18, 2016, Board of Directors Meeting (*previously distributed*)
(*as revised March 10, 2016*)
- ❖ Approval of the Minutes of the March 11, 2016, Legislative Policy Committee Meeting (*previously distributed*)

2) Arizona Department of Public Safety ~ *Colonel Frank Milstead, DPS Director*

3) Outreach and Advocacy

- ❖ State Budget Update
- ❖ Bills for Discussion:
 1. [HB 2088 schools; assessments; surveys; informed consent](#) (*Finchem*)
 2. [HB 2201 sovereign authority; commandeering; prohibition; exception](#) (*Thorpe*)
 3. [HB 2288 constables; duties; training; discipline](#) (*Bowers*)
 4. [HB 2517 business professionals; regulation restrictions](#) (*Petersen*)
 5. [HB 2568 community facilities districts; formation; governance](#) (*Gowan*)
 6. [HB 2666 governor's economic opportunity office; consolidation](#) (*Fann*)
 7. [SB 1159 S/E prosperity districts; formation; governance](#) (*Smith*) / [HB 2647 S/E prosperity districts; formation; powers; expansion](#) (*Montenegro*)
 8. [SB 1257 misconduct involving weapons; public places](#) (*Kavanagh*)
 9. [SB 1350 online lodging marketplaces; taxation](#) (*Lesko*)
 10. [SB 1487 state law; local violations; penalties](#) (*Biggs*)
- ❖ CSA Legislative Agenda
- ❖ Other Issues / Legislation

4) 1 Percent Update

5) Federal Update

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- 6) NACo Report
 - ❖ NACo Annual Legislative Conference, February 20-24, 2016, Washington, D.C. ~ *CSA NACo Board Representative, Supervisor Manny Ruiz*
 - Breakfast With Arizona U.S. Senators, Wednesday, February 24, 2016, 8:30-10:00 a.m.
 - ❖ Advisory: Nominations/election of National Association of Counties (NACo) Board of Directors Representative to be Held at the April CSA Board of Directors Meeting
 - ❖ Advisory: Nominations/election of National Association of Counties (NACo) Western Interstate Region (WIR) Board of Directors CSA Voting Representative to be Held at the April CSA Board of Directors Meeting
 - ❖ Advisory: Nominations/election of National Association of Counties (NACo) Western Interstate Region (WIR) Board of Directors CSA Alternate Nonvoting Representative to be Held at the April CSA Board of Directors Meeting
 - ❖ Advisory: NACo National County Government Month, April 2016: Safe and Secure Counties (Proclamation Issued)
 - ❖ Upcoming: Western Interstate Region Board of Directors, May 25-27, 2016, Teton County, WY
- 7) County Managers Report
- 8) County Caucus Reports
- 9) Other Business (*Next Meeting: April 21, 2016*)
- 10) Adjourn

Attendance may occur by teleconference or videoconference

The County Supervisors Association Board of Directors may vote to order an executive session for the purposes of discussion on any of the agenda items. A.R.S. § 38-431.03(A)(1), (3), (4), and (5).



Board of Directors Meeting: Bills for Review March 17, 2016

1. [HB 2088 schools; assessments; surveys; informed consent](#) (*Finchem*)
This bill requires written informed consent from a parent prior to the administration of surveys that investigate the attitudes, behaviors, beliefs, experiences, opinions or thoughts of a pupil or group of pupils. May negatively impact the ability of the Arizona Criminal Justice Commission to collect data for the Arizona Youth Survey, which is used by counties to apply for federal grants.
Status: Passed Senate Education 5-2, passed Senate Rules and Caucus, awaiting Senate floor action
2. [HB 2201 sovereign authority; commandeering; prohibition; exception](#) (*Thorpe*)
Prohibits the State of Arizona and its political subdivisions from using personnel and financial resources to enforce, administer or cooperate with any United States Government actions that constitute commandeering. Commandeering is defined as any action that is either not in pursuance of the United States Constitution, has not been affirmed by a vote of Congress and signed into law; or exceeds the powers of Congress enumerated in the United States Constitution.
Status: Passed Senate Federalism, Mandates and Fiscal Responsibility 4-3, awaiting Rules
3. [HB 2288 constables; duties; training; discipline](#) (*Bowers*)
Includes various changes to statutes relating to constables and the Constable Ethics Standards and Training Board (Board). A county board of supervisors is authorized to suspend a constable from performing her/his duties. If the Board determines that a constable has committed a criminal act, the Board must refer the investigation to the county attorney's office. A constable may seek judicial review of a final order suspending the constable in the superior court.
Status: Senate Public Safety, Military and Technology hearing 3.16.2016.
4. [HB 2517 business professionals; regulation restrictions](#) (*Petersen*)
Creates the Right to Earn a Living Act that requires municipalities, counties and agencies to limit entry regulations and public service restrictions that apply to businesses and professions as necessary to ensure the public health, safety and welfare.
Status: Senate Government hearing 3.16.2016
5. [HB 2568 community facilities districts; formation; governance](#) (*Gowan*)
Requires the creation of a community facilities district if the proposed land totals more than 600 acres and every land owner has signed the petition.
Status: Senate Government hearing 3.16.2016
6. [HB 2666 governor's economic opportunity office; consolidation](#) (*Fann*)
Establishes the Governor's Economic Opportunity Office, the Arizona Finance Authority and the Arizona Industrial Development Authority. Enables data collection and reporting by the Workforce Data Task Force. Modifies the Qualified Facilities Income Tax Credit and Arizona Competes Fund.
Status: Passed Senate Commerce and Workforce Development 8-0, Senate Finance hearing 3.16.2016

7. **[SB 1159 S/E prosperity districts; formation; governance](#)** (*Smith*) / **[HB 2647 S/E prosperity districts; formation; powers; expansion](#)** (*Montenegro*)
Allows for the formation of a Prosperity District in which most taxes and regulations would not apply. Specifies that the original owners of a property may submit a written petition to form a prosperity district to the Governor, Speaker of the House, President of the Senate, and to the council of any city or town (no county notification). Once the first district is formed, the Governor is required to negotiate an interstate compact regarding prosperity districts. Once the interstate compact is final, any district must negotiate a revenue sharing agreement with the state and any city or town the district resides in (no county portion of revenue). Once the revenue sharing agreement is final, the district is no longer subject to tax and regulatory policy implemented by other levels of governments. Still requires the state, county, and municipalities to perform certain services within the district but restricts them in other places.
Status: Passed House Ways and Means 5-4, awaiting Rules/ Senate Federalism, Mandates and Fiscal Responsibility Hearing 3.15.2016

8. **[SB 1257 misconduct involving weapons; public places](#)** (*Kavanagh*)
Allows individuals who possess a valid concealed weapons permit to carry a concealed weapon in a public establishment or at a public event. In order to prohibit individuals with concealed weapons permits from entering, the location must have security personnel and electronic weapons screening devices at each entrance to the establishment; or security personnel who electronically screen each person who enters the public establishment to determine if they have a deadly weapon and if they do, the security personnel must provide secure storage for that weapon; or the location is not accessible to the public, has security personnel in place and/or coded/biometric/restricted entry. This bill does not apply to any educational institution, anywhere with a liquor license or any state, county or municipal judicial department, law enforcement agency or correctional facility.
Status: House Judiciary Hearing 3.16.2016

9. **[SB 1350 online lodging marketplaces; taxation](#)** (*Lesko*)
Requires online firms (instead of the homeowner), who specialize in renting out rooms or homes, to collect local taxes and then forward them to the Arizona Department of Revenue which would then send them to the affected jurisdictions. Counties, cities, and towns cannot prohibit or restrict these types of rentals simply because the property is not classified as a hotel.
Status: Passed House Ways and Means 8-1, awaiting Rules

10. **[SB 1487 state law; local violations; penalties](#)** (*Biggs*)
Requires the Arizona Attorney General to investigate alleged violations of state statute, or the Arizona Constitution, by a county, city or town. Violations could result in withholding of state shared revenues.
Status: Passed House Commerce 5-3, passed Rules and Caucus, awaiting House floor action



2016 CSA Legislative Agenda

HB 2021 codes; adoption by reference; copies (Stevens)

CSA Staff: Daniel Romm

Replace the requirement that three paper copies of a county's building codes be kept in the clerk of the board's office for inspection with the stipulation that a county keep three paper copies, or one paper copy, and make available an electronic copy of its codes. Currently, municipalities have this authority.

Status: Passed the Senate Water and Energy Committee 7-0; awaiting Senate floor action

HB 2368 county contributions; hospitalization; medical; repeal (Thorpe)

CSA Staff: Dan Bogert

Eliminate the county Disproportionate Uncompensated Care (DUC) payments to the state.

Status: Referred to House Appropriations Committee; moving to budget discussion

HB 2373 regional transportation authority; membership; election (Shope)

CSA Staff: Kristin Cipolla

Amend statute to clarify that membership of a Regional Transportation Authority (RTA) consists of only members and a director from areas and municipalities located within the county establishing the RTA.

Status: Passed the Senate Transportation Committee 6-0; awaiting Senate floor action

HB 2430 counties; free library system (Stevens)

CSA Staff: Daniel Romm

Permit the BOS to establish, operate and maintain a county free library system utilizing monies from the county General Fund.

Status: Passed the Senate Government Committee 6-0; awaiting Senate floor action

HB 2512 pension contributions; expenditure limit exemption (Coleman)

CSA Staff: Dan Bogert

Exclude any payments local governments make to the Public Safety Personnel Retirement System (PSPRS) for unfunded liability from the county expenditure limit under Article IX, § 20 of the Arizona Constitution.

Status: Passed the Senate Finance Committee 5-0; awaiting Senate floor action

HB 2541 primitive camping; exemption; definition (Finchem)

CSA Staff: Kristin Cipolla

This proposal would allow counties the option of operating campgrounds and parks in primitive and remote areas of the state without providing the currently required infrastructure, including running water, sewage systems, and trash.

Status: Passed the Senate Natural Resources Committee 5-0; awaiting Senate Rules

HB 2564 appropriation; indigent defense fund (Cobb)

CSA Staff: Kristin Cipolla

Allocate financial resources to impacted counties to assist with providing mandated attorney services for indigent defendants in juvenile dependency matters due to recent increases in costs associated with these cases, as a result of the overhaul of the child protective services system in Arizona.

Status: Referred to the House Judiciary and the House Appropriations Committees; moving to budget discussion

SB 1198 public libraries operation; third party contracts (Griffin)

CSA Staff: Daniel Romm

Allow counties without an established library district to expend general fund monies on library services at established county libraries in unincorporated areas and to enter into various intergovernmental agreements (IGAs) or contracts to provide library services without the requirement that those IGAs and contracts be with an incorporated city or town.

Status: Passed the House County & Municipal Affairs 8-0; awaiting House floor action

SB 1250 intergovernmental public transportation authority; taxation (Shooter)

CSA Staff: Dan Bogert

Grant an intergovernmental public transportation authority (IPTA), which has the same boundaries as the county in which it resides, the same authority as a regional transportation authority (RTA) to levy a one-half cent transportation excise tax if approved by the voters. This tax may only be levied under either an IPTA or RTA but not both.

Status: Failed to be heard in the Senate Finance Committee

SB 1308 juvenile charged as adult detention (Griffin)

CSA Staff: Kristin Cipolla

Clarify that judges have the option to detain pre-trial youth transferred to adult court in juvenile detention centers instead of in county jails.

Status: Passed the Senate 30-0; will be heard in the House Judiciary Committee on 3.16.2016

SB 1316 board of trustees; disincorporation; repeal (Kavanagh)

CSA Staff: Daniel Romm

Eliminate Title 9, Chapter 2, Article 2, Arizona Revised Statutes, which provides for the disincorporation and reincorporation of a municipality. Provisions of this section have been found unconstitutional and could negatively impact Arizonans.

Status: Underlying bill will be amended onto HB 2146 municipalities; property sale threshold; election (Leach)

Expenditure Limit Exclusion of RICO Funds

Sponsor: TBD **CSA Staff:** Dan Bogert

Exclude all Racketeer Influenced and Corrupt Organizations (RICO) expenditures from the county expenditure limit under Article IX §20 of the Arizona Constitution.



County Supervisors

A S S O C I A T I O N
of arizona

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NACo Board of Directors CSA Appointment

Position to be Held: CSA has one dedicated seat on the NACo Board of Directors. The election for this position will be held at the April CSA Board of Directors meeting. The term would begin July 2016 and would be held for a minimum of two-years, with no term limit, to be affirmed on a bi-annual basis at the April board meeting of even-numbered years (*per CSA Bylaws Articles 6.9 and 6.10*).

Current Representative=Supervisor Manny Ruiz (4/2010-present)

Purpose of the Board: The 126-member board oversees NACo operations. CSA's appointment provides an opportunity to advance the interests of Arizona's supervisors and counties within NACo.

NACo Board of Directors Meeting Schedule for FY16-17: The NACo Board meets four times each year during the following periods:

- July 22-25, 2016, at the NACo Annual Conference in Los Angeles County (Los Angeles), California (*NACo and NACoRF BOD will meet during this conference*)
- December 2016, at the NACo Fall Board of Directors Meeting, *Date and Location TBD*
- February 25-March 1, 2017, at the NACo Legislative Conference in Washington, D.C. (*NACo Board meets during this conference*)
- May 24-26, 2017, at the Annual Western Interstate Region Conference in Deschutes County (Sunriver), Oregon (*NACo Board meets during this conference*)

Reimbursement Policy: \$6,000 reimbursement in budget based on CSA's reimbursement policy

WIR Board of Directors CSA Appointments

Voting Position to be Held: CSA has one dedicated seat for the voting representative on the Western Interstate Region (WIR) Board of Directors. The election for this position will be held at the April CSA Board of Directors meeting. The term would begin July 2016 and would be held for a minimum of two-years, with no term limit, to be affirmed on a bi-annual basis at the April board meeting of even-numbered years (*per CSA Bylaws Articles 6.9 and 6.10*). *Current Representative=Supervisor Tommie Martin (3/2015-present)*

Alternate Position to be Held: CSA has one nonvoting, alternate seat for a member on the Western Interstate Region (WIR) Board of Directors. As this position is not currently within the CSA Bylaws, until the CSA Bylaws can be amended to include this position, the standard term will follow the same format as the dedicated voting member representative seat. The election for this position will be held at the April CSA Board of Directors meeting. The term would begin July 2016 and would be held for a minimum of two-years, with no term limit, to be affirmed on a bi-annual basis at the April board meeting of even-numbered years (*per CSA Bylaws Articles 6.9 and 6.10*). *Current Representative=Supervisor Liz Archuleta (3/2015-present)*

Purpose of the Board: The 26-member board focuses on public lands policy (including PILT funding) and other issues critical to the western region of the United States. WIR provides a forum to hear speakers, discuss legislation, and network with other officials to exchange policy information. CSA's appointment provides an opportunity to advance the interests of Arizona's supervisors and counties within WIR.

WIR Board of Directors Meeting Schedule for FY16-17: The WIR Board meets four times each year during the following periods:

- July 22-25, 2016, at the NACo Annual Conference in Los Angeles County (Los Angeles), California (*NACo and NACoRF BOD will meet during this conference*)
- October 2016, at the WIR Board of Directors Meeting, *Date and Location TBD*
- February 25-March 1, 2017, at the NACo Legislative Conference in Washington, D.C. (*NACo Board meets during this conference*)
- May 24-26, 2017, at the Annual Western Interstate Region Conference in Deschutes County (Sunriver), Oregon (*NACo Board meets during this conference*)

Reimbursement Policy: *There is no travel reimbursement for these positions, because CSA pays annual dues to WIR, currently at \$8,881.*

Sponsored by the National Association of Counties

This Year's Theme is:

“Safe and Secure Counties”

National County Government Month (NCGM), held each April, is an annual celebration of county government. It provides an excellent opportunity for county officials to raise public awareness and understanding about the roles and responsibilities of counties and to highlight essential county services and effective programs. National County Government Month is a chance for you to show your community and county residents exactly [Why Counties Matter](#).

With this year's theme of “Safe and Secure Counties,” counties can show their residents the essential role counties play in their responsibility to protect and enhance the health, welfare and safety of its residents in sensible and cost-effective ways. Counties may focus on how they preserve public health, ensure public safety, and promote local economies and resiliency.

For more information on NCGM, visit [NACo NCGM website](#). Click [here](#) for an idea handbook.

Ideas To Get the Word Out:

- Establish a National County Government Month planning committee
- Decide how extensive your activities will be
- Issue a Proclamation
- Prepare and distribute county fact sheets on key county departments
- Contact the media after deciding what events or activities will be held
- Participate in County and Mayor Recognition Day for National Service on April 5, 2016
- Schedule a meeting with your Congressional representative(s)



Suggestions To Make It Happen:

- Address County Issues Important to Citizens on Safety and Security: consider best practices and policies held by the county in public health, public safety and promoting local economies, focusing on: 1) public health services provided, such as clinical services, behavioral health, mental health services, and veteran services; 2) justice system, including law enforcement, courts and probation, trained emergency responders, operating and maintaining county jail and detention facilities, parks and recreation, and protection against cyber threats; and 3) protecting residents' well-being, community economic development efforts, and offering opportunities to develop skills.
- Open House of the County: open house at the county courthouse and administration building; tours of county facilities; informational displays in malls, libraries and fairs; hold public outreach events at community centers.
- Give Them the Facts: public safety and justice programs provided by the county; how many emergency vehicles the county owns; list the daily average of jail population; how many bookings were processed at the county jail last year; how many police officers/sheriff deputies/first responders are employed by the county; how many emergency calls were responded to last year; list the services available at the public safety building, such as arraignment, courtrooms, judges' chambers, satellite offices for county attorneys and public defenders; list other jail support facilities at the public safety building; how many road, bridges, and building improvements were completed last year; list how many inmates were provided healthcare services last year; how many health department inspections were conducted last year; how many patients were served last year at county hospitals and clinics; how many senior citizens or veterans received county services last year; how is your county supporting domestic violence survivors; how your county is protecting children from abuse and neglect; how many people are unemployed in your county; how many residents received direct job training or unemployment services last year; how many businesses have been added to the county; and how many new jobs have the new businesses brought in.
- School Involvement: plan visits by elected county officials to various schools; plan a career day at local high schools; select a high school student to be “county official” for the day; promote a contest; and tell students and educators about “Counties Work,” an online game developed by NACo with iCivics.
- Media Coverage: keep the media updated; prepare news advisories and news releases; plan activities that have news value; ask newspapers to list a schedule of that week's upcoming events; ask television and radio stations to run public service announcements; and use local cable and social media to get the message out about your county's accomplishments and National County Government Month.

GOVERNOR DOUGLAS A. DUCEY

STATE OF ARIZONA
★
PROCLAMATION

WHEREAS, counties play an essential role in keeping Arizona's communities safe and secure by preserving public health and well-being, ensuring public safety, and promoting local economies and resiliency; and
WHEREAS, counties take seriously their leadership role in protecting and enhancing the health, welfare and safety of citizens in its community and provide the tools to deliver more effective and higher quality services while containing costs with the efficient use of local tax dollars, with the goal to strengthen Arizona's economies; and
WHEREAS, in order to remain healthy, vibrant, safe, and economically competitive, counties provide public health, justice, emergency management, and economic services that play a key role in every aspect from residents' daily health to disaster response; and
WHEREAS, there are 15 counties in the State of Arizona collectively responsible for and serving the needs of every resident of the State; and
WHEREAS, Arizona counties reflect the wide diversity of people, culture, and landscape in our State; and
WHEREAS, in recognition of the leadership, innovation and valuable service provided by the State's counties.
NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim April 2016 as

COUNTY GOVERNMENT MONTH

in recognition of the leadership, innovation and invaluable service provided by all Arizona counties.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona



Douglas A. Ducey
GOVERNOR

DONE at the Capitol in Phoenix on this seventeenth day of February in the year Two Thousand and Sixteen and of the Independence of the United States of America the Two Hundred and Fortieth.

ATTEST:

Michelle Reagan

SECRETARY OF STATE