

## AHPA

48th Legislature - 2nd Regular Session, 2008

Friday, Jun 13 2008 3:06 PM

### AHPA: Posted Calendars and Committee Hearings

No hearings, calendars, or amendments posted.

### AHPA: Bill Summaries

#### H2012: DRIVER LICENSES; OUT-OF-STATE; ID PURPOSES

A driver's license issued by a state that allows illegal immigrants to obtain drivers' licenses may not be used as a primary source of identification by this state or its political subdivisions.

First sponsor: Rep. Nichols

Others: Rep. Pearce

H2012 Daily History	Date Action
DRIVER LICENSES; OUT-OF-STATE; ID PURPOSES 2/18	from House home sec-property do pass.
DRIVER LICENSES; OUT-OF-STATE; ID PURPOSES 2/18	House home sec-property do pass; report awaited.
DRIVER LICENSES; OUT-OF-STATE; ID PURPOSES 1/14	referred to House home sec-property; trans.

#### H2033: STATE EMPLOYEES; RIGHT TO REPRESENTATION

With limited exceptions, a state employee is entitled to have a representative present during an interview by an employer that may result in the employee being dismissed, demoted or suspended. The representative shall participate as an observer only and shall not be an attorney unless requested by the employee.

First sponsor: Rep. Thrasher

Others: Rep. Chad Campbell, Rep. Chabin, Rep. McClure, Rep. Schapira, Rep. Sinema, Rep. Ulmer, Sen. O'Halleran

H2033 Daily History	Date Action
STATE EMPLOYEES; RIGHT TO REPRESENTATION 1/14	referred to House jud.

#### H2034: STATE AGENCIES; EMPLOYEES; ORGANIZATIONAL RIGHTS

All state employees below a certain grade (formerly, only employees of the Department of Public Safety) may organize and join unions.

First sponsor: Rep. Thrasher

Others: Rep. Chad Campbell, Rep. Chabin, Rep. McClure, Rep. McGuire, Rep. Pancrazi, Rep. Schapira, Rep. Sinema, Rep. Ulmer

H2034 Daily History	Date Action
STATE AGENCIES; EMPLOYEES; ORGANIZATIONAL RIGHTS 2/12	from House pub-ret do pass.
STATE AGENCIES; EMPLOYEES; ORGANIZATIONAL RIGHTS 1/14	referred to House pub-ret, gov.

#### H2046: SPECIAL LICENSE PLATES; ARIZONA HIGHWAYS

The list of special vehicle license plates is expanded to include an "Arizona Highways" plate and an "In God We Trust" plate. The former shall be designed by the Dept of Motor Vehicles. Of the \$25

annual cost, \$8 is an administration fee and \$17 is deposited in the Arizona Highways Magazine Fund already in statute (ARS 28-7315). The "In God We Trust" plate will be designed by the organization that submits the \$32,000 starter fee required. The entire \$25 will be deposited in the state Highway Fund. AS SIGNED BY GOVERNOR.

First sponsor: Rep. McClure

H2046 Daily History	Date Action
SPECIAL LICENSE PLATES; ARIZONA HIGHWAYS 4/28 signed by governor. Chap. 93, Laws 2008.	
SPECIAL LICENSE PLATES; ARIZONA HIGHWAYS 4/22 House concurred in Senate amendments and passed on final reading 31-25; ready for governor.	
SPECIAL LICENSE PLATES; ARIZONA HIGHWAYS 4/15 passed Senate 18-10; ready for House action on Senate amendments.	
SPECIAL LICENSE PLATES; ARIZONA HIGHWAYS 4/10 Senate COW approved with amend #4765 and floor amend #5205.	
SPECIAL LICENSE PLATES; ARIZONA HIGHWAYS 4/1 from Senate rules okay.	
SPECIAL LICENSE PLATES; ARIZONA HIGHWAYS 3/20 from Senate trans with amend #4765.	
SPECIAL LICENSE PLATES; ARIZONA HIGHWAYS 3/18 Senate trans amended; report awaited.	
SPECIAL LICENSE PLATES; ARIZONA HIGHWAYS 3/11 Senate trans held.	
SPECIAL LICENSE PLATES; ARIZONA HIGHWAYS 2/26 referred to Senate trans.	
SPECIAL LICENSE PLATES; ARIZONA HIGHWAYS 2/6 passed House 44-12; ready for Senate.	
SPECIAL LICENSE PLATES; ARIZONA HIGHWAYS 1/28 to House consent calendar.	
SPECIAL LICENSE PLATES; ARIZONA HIGHWAYS 1/23 from House rules okay.	
SPECIAL LICENSE PLATES; ARIZONA HIGHWAYS 1/17 from House trans do pass.	
SPECIAL LICENSE PLATES; ARIZONA HIGHWAYS 1/14 referred to House trans.	

#### **H2047: SEAT BELT LAW; PRIMARY ENFORCEMENT**

Deletes language stating that a peace officer shall not stop a motorist for a suspected seat belt violation unless the officer has "reasonable cause" to believe another violation occurred. Effect is to allow law enforcement to make traffic stops based only on whether the officer feels vehicle occupants aren't wearing seat belts.

First sponsor: Rep. McClure

H2047 Daily History	Date Action
SEAT BELT LAW; PRIMARY ENFORCEMENT 1/14 referred to House trans, nat res-pub.	

#### **H2052: LEMON LAWS; MOTOR HOMES; DISCLOSURE**

An authorized dealer of a motor home shall provide a buyer written disclosure that motor vehicle lemon law protections do not apply to the portions of a vehicle designed, used or maintained primarily as a mobile dwelling, office or commercial space and post that disclosure notice in the window of new motor homes.

First sponsor: Rep. McClure

H2052 Daily History	Date Action
LEMON LAWS; MOTOR HOMES; DISCLOSURE 1/14 referred to House trans.	

#### **H2054: RETIREMENT; ASRS; TRANSFERS (RETIREMENT; ASRS; LEVEL INCOME ALTERNATIVE)**

Procedures are prescribed whereby a member of the Arizona State Retirement System may make an irrevocable election to transfer participation to another retirement plan of the state without terminating employment. Emergency clause. AS PASSED HOUSE.

First sponsor: Rep. McClure

H2054 Daily History	Date Action
RETIREMENT; ASRS; TRANSFERS	3/24 referred to Senate fin-ins-ret.
RETIREMENT; ASRS; TRANSFERS	3/19 passed House 58-0; ready for Senate.
<b>RETIREMENT; ASRS; TRANSFERS</b>	3/18 House COW approved with amend #4472. NOTE SHORT TITLE CHANGE.
RETIREMENT; ASRS; LEVEL INCOME ALTERNATIVE	3/11 from House rules okay.
RETIREMENT; ASRS; LEVEL INCOME ALTERNATIVE	3/4 from House pub-ret with amend #4472.
RETIREMENT; ASRS; LEVEL INCOME ALTERNATIVE	1/28 House pub-ret held.
RETIREMENT; ASRS; LEVEL INCOME ALTERNATIVE	1/16 referred to House pub-ret.

### **H2055: COUNTIES; BD OF SUPERVISORS; MEMBERS (~~ASRS; EMPLOYER TERMINATION INCENTIVE PROGRAM~~)**

Shortens the amount of time in which an employer must remit payment to ASRS if the employer implements a termination incentive that results in an actuarial unfunded liability from 90 days to 60 days.

First sponsor: Rep. McClure

H2055 Daily History	Date Action
COUNTIES; BD OF SUPERVISORS; MEMBERS	3/12 FAILED to pass House 19-40. House voted to reconsider failure to pass bill and FAILED to pass on reconsideration 23-36.
<b>COUNTIES; BD OF SUPERVISORS; MEMBERS</b>	3/4 House COW approved with amend #4170 and floor amend #4474. NOTE SHORT TITLE CHANGE.
ASRS; EMPLOYER TERMINATION INCENTIVE PROGRAM	2/26 from House rules okay.
ASRS; EMPLOYER TERMINATION INCENTIVE PROGRAM	2/18 from House pub-ret with amend #4170.
ASRS; EMPLOYER TERMINATION INCENTIVE PROGRAM	2/18 House pub-ret amended; report awaited.
ASRS; EMPLOYER TERMINATION INCENTIVE PROGRAM	1/16 referred to House pub-ret.

### **H2056: RETIREMENT; PSPRS; GLOBAL SECURITY RISK**

The fund manager of the Public Safety Personnel Retirement System must submit an annual report of the fund to the senate finance committee on Jan. 10 (formerly, reports were to be filed twice annually).

First sponsor: Rep. McClure

H2056 Daily History	Date Action
RETIREMENT; PSPRS; GLOBAL SECURITY RISK	3/25 from Senate rules okay.
RETIREMENT; PSPRS; GLOBAL SECURITY RISK	3/17 from Senate fin-ins-ret with amend #4750.
RETIREMENT; PSPRS; GLOBAL SECURITY RISK	3/17 Senate fin-ins-ret amended; report awaited.
RETIREMENT; PSPRS; GLOBAL SECURITY RISK	3/6 referred to Senate fin-ins-ret.
RETIREMENT; PSPRS; GLOBAL SECURITY RISK	3/3 passed House 59-0; ready for Senate.
RETIREMENT; PSPRS; GLOBAL SECURITY RISK	2/28 House COW approved; amend #4040 was withdrawn.
RETIREMENT; PSPRS; GLOBAL SECURITY RISK	2/26 from House rules okay.
RETIREMENT; PSPRS; GLOBAL SECURITY RISK	2/5 from House pub-ret with amend #4040.
RETIREMENT; PSPRS; GLOBAL SECURITY RISK	2/4 House pub-ret amended; report awaited.
RETIREMENT; PSPRS; GLOBAL SECURITY RISK	1/16 referred to House pub-ret.

### **H2058: RETIREMENT; PSPRS; LOCAL BOARDS; PROCEDURES**

Unless all parties to a dispute before a local board of the Public Safety Personnel Retirement System agree, the board shall commence a hearing on the dispute within 90 days after it is presented to the board; otherwise, the relief demanded by the petitioning party is deemed granted, subject to a timely request for a rehearing or appeal. A claim or dispute presented prior to a local

board's adoption of rules of procedure shall be adjudicated under the Model Uniform Rules of Local Board Procedure issued by the fund manager's fiduciary counsel. Legal counsel employed by the local board owes its duty of loyalty only to the board and not to the employer or any employee organization. AS SIGNED BY GOVERNOR.

First sponsor: Rep. McClure

H2058 Daily History	Date Action
RETIREMENT; PSPRS; LOCAL BOARDS; PROCEDURES 4/22	signed by governor. Chap. 59, Laws 2008.
RETIREMENT; PSPRS; LOCAL BOARDS; PROCEDURES 4/16	passed Senate 28-0; ready for governor.
RETIREMENT; PSPRS; LOCAL BOARDS; PROCEDURES 4/8	from Senate rules okay.
RETIREMENT; PSPRS; LOCAL BOARDS; PROCEDURES 4/7	to Senate consent calendar.
RETIREMENT; PSPRS; LOCAL BOARDS; PROCEDURES 3/17	from Senate fin-ins-ret do pass.
RETIREMENT; PSPRS; LOCAL BOARDS; PROCEDURES 3/17	Senate fin-ins-ret do pass; report awaited.
RETIREMENT; PSPRS; LOCAL BOARDS; PROCEDURES 3/6	referred to Senate fin-ins-ret.
RETIREMENT; PSPRS; LOCAL BOARDS; PROCEDURES 3/3	passed House 59-0; ready for Senate.
RETIREMENT; PSPRS; LOCAL BOARDS; PROCEDURES 2/28	House COW approved with amend #4014 and floor amend #4397.
RETIREMENT; PSPRS; LOCAL BOARDS; PROCEDURES 2/26	from House rules okay.
RETIREMENT; PSPRS; LOCAL BOARDS; PROCEDURES 2/6	from House nat res-pub do pass.
RETIREMENT; PSPRS; LOCAL BOARDS; PROCEDURES 1/29	from House pub-ret with amend #4014.
RETIREMENT; PSPRS; LOCAL BOARDS; PROCEDURES 1/16	referred to House pub-ret, nat res-pub.

### **H2059: RETIREMENT; PSPRS; HEALTH INSURANCE SUBSIDY**

Repeals law requiring employers of persons participating in the Public Safety Personnel Retirement System to pay a \$25 monthly health insurance subsidy to retired members of PSPRS beginning July 1, 2008, if the member has opted for private health insurance. Emergency clause. AS PASSED HOUSE.

First sponsor: Rep. McClure

H2059 Daily History	Date Action
RETIREMENT; PSPRS; HEALTH INSURANCE SUBSIDY 5/23	signed by governor. Chap. 233, Laws 2008.
RETIREMENT; PSPRS; HEALTH INSURANCE SUBSIDY 5/19	passed Senate 25-1; ready for governor.
RETIREMENT; PSPRS; HEALTH INSURANCE SUBSIDY 5/13	from Senate rules okay.
RETIREMENT; PSPRS; HEALTH INSURANCE SUBSIDY 5/12	to Senate consent calendar.
RETIREMENT; PSPRS; HEALTH INSURANCE SUBSIDY 4/8	from Senate fin-ins-ret do pass.
RETIREMENT; PSPRS; HEALTH INSURANCE SUBSIDY 3/19	referred to Senate fin-ins-ret.
RETIREMENT; PSPRS; HEALTH INSURANCE SUBSIDY 3/18	passed House 46-13; ready for Senate.
RETIREMENT; PSPRS; HEALTH INSURANCE SUBSIDY 3/13	House COW approved with floor amend #4690.
RETIREMENT; PSPRS; HEALTH INSURANCE SUBSIDY 3/4	stricken from House consent calendar by McClure.
RETIREMENT; PSPRS; HEALTH INSURANCE SUBSIDY 3/4	from House rules okay. To House consent calendar.
RETIREMENT; PSPRS; HEALTH INSURANCE SUBSIDY 2/12	from House pub-ret do pass.
RETIREMENT; PSPRS; HEALTH INSURANCE SUBSIDY 1/22	referred to House pub-ret.

### **H2060: RETIREMENT; ASRS; REQUIRED DISTRIBUTIONS; CORRECTION**

Corrects a drafting error in Laws 2006, Chapter 157 (retirement; ASRS; federal conforming changes) pertaining to a reference to a section of the IRS code. No substantive change.

First sponsor: Rep. McClure

H2060 Daily History	Date Action
RETIREMENT; ASRS; REQUIRED DISTRIBUTIONS; CORRECTION 3/31	Senate fin-ins-ret held.
RETIREMENT; ASRS; REQUIRED DISTRIBUTIONS; CORRECTION 3/10	Senate fin-ins-ret held.
RETIREMENT; ASRS; REQUIRED DISTRIBUTIONS; CORRECTION 2/26	referred to Senate fin-ins-ret.
RETIREMENT; ASRS; REQUIRED DISTRIBUTIONS; CORRECTION 2/11	passed House 57-0; ready for Senate.
RETIREMENT; ASRS; REQUIRED DISTRIBUTIONS; CORRECTION 2/5	from House rules okay.

RETIREMENT; ASRS; REQUIRED DISTRIBUTIONS; CORRECTION 2/5 to House consent calendar.  
 RETIREMENT; ASRS; REQUIRED DISTRIBUTIONS; CORRECTION 1/29 from House pub-ret do pass.  
 RETIREMENT; ASRS; REQUIRED DISTRIBUTIONS; CORRECTION 1/16 referred to House pub-ret.

**H2061: RETIREMENT; ASRS; GLOBAL SECURITY RISK REPORT**

The annual report from the Arizona State Retirement System regarding the global security risk assessment of its investments must be submitted to legislative committees "responsible for retirement issues." Formerly, the report was to be submitted specifically to the [Senate] government committee and the [House] Ways & Means Committee. AS SIGNED BY GOVERNOR.

First sponsor: Rep. McClure

H2061 Daily History	Date Action
RETIREMENT; ASRS; GLOBAL SECURITY RISK REPORT	4/29 signed by governor. Chap. 133, Laws 2008.
RETIREMENT; ASRS; GLOBAL SECURITY RISK REPORT	4/24 House concurred in Senate amendments and passed on final reading 49-0; ready for governor.
RETIREMENT; ASRS; GLOBAL SECURITY RISK REPORT	4/23 passed Senate 28-0; ready for House action on Senate amendments.
RETIREMENT; ASRS; GLOBAL SECURITY RISK REPORT	4/21 Senate COW approved with amend #4751.
RETIREMENT; ASRS; GLOBAL SECURITY RISK REPORT	4/8 from Senate rules okay.
RETIREMENT; ASRS; GLOBAL SECURITY RISK REPORT	3/17 from Senate fin-ins-ret with amend #4751.
RETIREMENT; ASRS; GLOBAL SECURITY RISK REPORT	3/17 Senate fin-ins-ret amended; report awaited.
RETIREMENT; ASRS; GLOBAL SECURITY RISK REPORT	3/3 referred to Senate fin-ins-ret.
RETIREMENT; ASRS; GLOBAL SECURITY RISK REPORT	2/26 passed House 56-0; ready for Senate.
RETIREMENT; ASRS; GLOBAL SECURITY RISK REPORT	2/19 from House rules okay. To House consent calendar.
RETIREMENT; ASRS; GLOBAL SECURITY RISK REPORT	2/5 from House pub-ret do pass.
RETIREMENT; ASRS; GLOBAL SECURITY RISK REPORT	2/4 House pub-ret do pass; report awaited.
RETIREMENT; ASRS; GLOBAL SECURITY RISK REPORT	1/16 referred to House pub-ret.

**H2062: RETIREMENT; ASRS; BENEFITS; NORMAL RETIREMENT**

Various changes in statutes pertaining to the Arizona State Retirement System effective with persons hired after June 30, 2009. Among the changes: the calculation of the monthly average compensation is based on the highest 60 months within the 10 years preceding retirement (previously, for persons hired after December 31, 1984, the calculation was based on the highest 36 months within the 10 years preceding retirement). Also, a person who terminates employment after five years other than by retirement or death may receive a maximum of 25% of the employer's contributions regardless of the number of years of credited service. how many years of service. Appropriates \$1.3 million from the ASRS administration account in fiscal 2008-09 to the ASRS for the administrative implementation of this act.

First sponsor: Rep. McClure

H2062 Daily History	Date Action
RETIREMENT; ASRS; BENEFITS; NORMAL RETIREMENT	3/27 FAILED to pass House 25-30.
RETIREMENT; ASRS; BENEFITS; NORMAL RETIREMENT	3/26 House COW approved with amend #4677 and floor amend #4965; amend 4428 was withdrawn.
RETIREMENT; ASRS; BENEFITS; NORMAL RETIREMENT	3/24 retained on House COW calendar.
RETIREMENT; ASRS; BENEFITS; NORMAL RETIREMENT	3/19 from House rules okay.
RETIREMENT; ASRS; BENEFITS; NORMAL RETIREMENT	3/13 from House appro with amend #4677.
RETIREMENT; ASRS; BENEFITS; NORMAL RETIREMENT	3/5 House appro held.
RETIREMENT; ASRS; BENEFITS; NORMAL RETIREMENT	3/3 from House pub-ret with corrected amend #4428.
RETIREMENT; ASRS; BENEFITS; NORMAL RETIREMENT	2/18 from House pub-ret with amend 4171.
RETIREMENT; ASRS; BENEFITS; NORMAL RETIREMENT	2/11 House pub-ret held.
RETIREMENT; ASRS; BENEFITS; NORMAL RETIREMENT	1/22 referred to House pub-ret, appro.

**H2082: STATE EMPLOYEE COMPENSATION; JOINT COMMITTEE**

The annual report by the Dept of Administration to the Legislature must include an annual market analysis for salaries and make recommendations for state employee pay raises and for merit increases. A 19-member Joint Legislative Study Committee on State Employee Compensation is formed to make recommendations to the Dept of Administration.

First sponsor: Rep. Konopnicki

H2082 Daily History	Date Action
STATE EMPLOYEE COMPENSATION; JOINT COMMITTEE 2/5	from House gov with amend #4055.
STATE EMPLOYEE COMPENSATION; JOINT COMMITTEE 2/5	House gov amended; report awaited.
STATE EMPLOYEE COMPENSATION; JOINT COMMITTEE 1/22	referred to House gov.

### **H2088: MOTOR CARRIER SAFETY; VEHICLE EQUIPMENT**

Several changes to statutes governing safety equipment on trucks and buses, including a requirement that vehicles exceeding 30 feet in length must have a third reflector and a third side marker light mounted at the midpoint between front and rear reflectors, two stoplights are required for buses, trucks and truck tractors, and two red flags or lanterns (formerly only one) are required to be displayed at the rear of a load that extends four or more feet from the back of the bed or body of the vehicle. Also, repeals state laws regarding the maximum number of consecutive hours a driver of a commercial vehicle may be on duty. AS SIGNED BY GOVERNOR.

First sponsor: Rep. Biggs

Others: Rep. Burges, Rep. Crump, Rep. Farley

H2088 Daily History	Date Action
MOTOR CARRIER SAFETY; VEHICLE EQUIPMENT 5/1	signed by governor. Chap. 142, Laws 2008.
MOTOR CARRIER SAFETY; VEHICLE EQUIPMENT 4/29	passed Senate 24-1; ready for governor.
MOTOR CARRIER SAFETY; VEHICLE EQUIPMENT 4/22	Senate COW approved.
MOTOR CARRIER SAFETY; VEHICLE EQUIPMENT 4/8	from Senate rules okay. Stricken from Senate consent calendar by Johnson.
MOTOR CARRIER SAFETY; VEHICLE EQUIPMENT 4/7	to Senate consent calendar.
MOTOR CARRIER SAFETY; VEHICLE EQUIPMENT 3/26	from Senate trans do pass.
MOTOR CARRIER SAFETY; VEHICLE EQUIPMENT 3/3	referred to Senate trans.
MOTOR CARRIER SAFETY; VEHICLE EQUIPMENT 2/27	passed House 58-0; ready for Senate.
MOTOR CARRIER SAFETY; VEHICLE EQUIPMENT 2/25	House COW approved with amend #4079.
MOTOR CARRIER SAFETY; VEHICLE EQUIPMENT 2/19	from House rules okay.
MOTOR CARRIER SAFETY; VEHICLE EQUIPMENT 2/7	from House trans with amend #4079.
MOTOR CARRIER SAFETY; VEHICLE EQUIPMENT 1/16	referred to House trans.

### **H2090: EXTREME DUI; VIOLATION**

The section of Laws 2007, Chapter 195, that dealt with extreme DUI are repealed. New language in this bill does not seem to make any substantive changes in extreme DUI statutes (ARS 28-1382) that were valid before the 2007 law went into effect. [Capitol Reports note: lost from the 2007 bill are references to continuous alcohol monitoring and the elimination of some judicial discretion in sentencing.]

First sponsor: Rep. Biggs

Others: Rep. Anderson, Rep. Barto, Rep. Groe, Rep. Schapira

H2090 Daily History	Date Action
EXTREME DUI; VIOLATION 1/31	from House trans do pass.
EXTREME DUI; VIOLATION 1/29	additionally referred to House com.
EXTREME DUI; VIOLATION 1/14	referred to House trans.

### **H2095: EXTREME DUI; SENTENCE**

The section of Laws 2007, Chapter 195, that dealt with extreme DUI are repealed. [Capitol Reports note: lost from the 2007 bill are references to continuous alcohol monitoring and the elimination of some judicial discretion in sentencing.]

First sponsor: Rep. Biggs

Others: Rep. Groe, Rep. Schapira

H2095 Daily History	Date Action
EXTREME DUI; SENTENCE	2/21 referred to House trans, com.

## **H2116: RETIREMENT; CORP; JOINDER AGREEMENTS**

Dispatchers who are designated to participate in the Corrections Officer Retirement Plan shall have all qualified credited service from any other state retirement plan transferred to CORP as of the joinder date. AS PASSED SENATE.

First sponsor: Rep. McClure

H2116 Daily History	Date Action
RETIREMENT; CORP; JOINDER AGREEMENTS	5/27 signed by governor. Chap. 242, Laws 2008.
RETIREMENT; CORP; JOINDER AGREEMENTS	5/21 House concurred in Senate amendments and passed on final reading 60-0; ready for governor.
RETIREMENT; CORP; JOINDER AGREEMENTS	5/19 passed Senate 25-0; ready for House action on Senate amendments.
RETIREMENT; CORP; JOINDER AGREEMENTS	5/15 Senate COW approved with amend #5140.
RETIREMENT; CORP; JOINDER AGREEMENTS	5/13 from Senate rules okay.
RETIREMENT; CORP; JOINDER AGREEMENTS	4/8 from Senate fin-ins-ret with amend #5140.
RETIREMENT; CORP; JOINDER AGREEMENTS	3/24 referred to Senate fin-ins-ret.
RETIREMENT; CORP; JOINDER AGREEMENTS	3/19 passed House 57-1; ready for Senate.
RETIREMENT; CORP; JOINDER AGREEMENTS	3/17 House COW approved with floor amend #4738, a substitute for amend 4172.
RETIREMENT; CORP; JOINDER AGREEMENTS	3/13 from House rules okay.
RETIREMENT; CORP; JOINDER AGREEMENTS	2/18 from House pub-ret with amend #4172.
RETIREMENT; CORP; JOINDER AGREEMENTS	2/11 House pub-ret held.
RETIREMENT; CORP; JOINDER AGREEMENTS	2/4 House pub-ret held.
RETIREMENT; CORP; JOINDER AGREEMENTS	1/23 referred to House pub-ret.

## **H2117: RETIREMENT; CORP; DISABILITY ELIGIBILITY (RETIREMENT; CORP; DISABILITY RETIREMENTS)**

Members of the Corrections Officers Retirement Plan (except full-time dispatchers) must contribute 8.41% of their salary to the plan until the year following a determination the plan is 100% funded at which time the member contribution rate falls to 7.96%. AS PASSED HOUSE.

First sponsor: Rep. McClure

H2117 Daily History	Date Action
RETIREMENT; CORP; DISABILITY ELIGIBILITY	5/23 signed by governor. Chap. 234, Laws 2008.
RETIREMENT; CORP; DISABILITY ELIGIBILITY	5/19 passed Senate 25-1; ready for governor.
RETIREMENT; CORP; DISABILITY ELIGIBILITY	5/13 from Senate rules okay.
RETIREMENT; CORP; DISABILITY ELIGIBILITY	5/12 to Senate consent calendar.
RETIREMENT; CORP; DISABILITY ELIGIBILITY	4/8 from Senate fin-ins-ret do pass.
RETIREMENT; CORP; DISABILITY ELIGIBILITY	3/31 referred to Senate fin-ins-ret.
RETIREMENT; CORP; DISABILITY ELIGIBILITY	3/26 passed House 60-0; ready for Senate.
<b>RETIREMENT; CORP; DISABILITY ELIGIBILITY</b>	3/24 House COW approved with amend #4473 and floor amend #4910. NOTE SHORT TITLE CHANGE.
RETIREMENT; CORP; DISABILITY RETIREMENTS	3/19 from House rules okay.
RETIREMENT; CORP; DISABILITY RETIREMENTS	3/4 from House pub-ret with amend #4473.



RETIREMENT; CORP; DISABILITY RETIREMENTS	2/28 rereferred to House pub-ret.
RETIREMENT; CORP; DISABILITY RETIREMENTS	2/12 from House pub-ret do pass.
RETIREMENT; CORP; DISABILITY RETIREMENTS	1/23 referred to House pub-ret.

## H2120: RETIREMENT; CORP; DPS DETENTION OFFICERS

Permits detention officers employed by the Dept of Public Safety to join the Corrections Officers' Retirement Plan as long as the director of the dept enters into a joinder agreement with CORP in accordance with the provisions of the plan. The Dept of Public Safety shall have a local board to administer the plan for its employees. Effective on July 1 of the fiscal year following a determination that CORP is 100% funded. AS SIGNED BY GOVERNOR.

First sponsor: Rep. McClure

H2120 Daily History	Date Action
RETIREMENT; CORP; DPS DETENTION OFFICERS	5/1 signed by governor. Chap. 144, Laws 2008.
RETIREMENT; CORP; DPS DETENTION OFFICERS	4/24 passed Senate 26-0; ready for governor.
RETIREMENT; CORP; DPS DETENTION OFFICERS	4/15 from Senate rules okay.
RETIREMENT; CORP; DPS DETENTION OFFICERS	4/14 to Senate consent calendar.
RETIREMENT; CORP; DPS DETENTION OFFICERS	4/8 from Senate fin-ins-ret do pass.
RETIREMENT; CORP; DPS DETENTION OFFICERS	3/24 referred to Senate fin-ins-ret.
RETIREMENT; CORP; DPS DETENTION OFFICERS	3/19 passed House 58-0; ready for Senate.
RETIREMENT; CORP; DPS DETENTION OFFICERS	3/18 House COW approved with floor amend #4755; amend 4114 was withdrawn.
RETIREMENT; CORP; DPS DETENTION OFFICERS	3/4 from House rules okay.
RETIREMENT; CORP; DPS DETENTION OFFICERS	2/12 from House pub-ret with amend #4114.
RETIREMENT; CORP; DPS DETENTION OFFICERS	1/23 referred to House pub-ret.

## H2127: RETIREMENT; ASRS; LTD; UNCLAIMED MONIES; APPRO

Effective July 1, 2009, the Arizona State Retirement System trust fund and the Long-Term Disability trust fund are exempt from the Unclaimed Property Act under Title 44 and establishes separate procedures for dealing with unclaimed money in these funds. Appropriates \$137,607 from the ASRS administration account in fiscal 2008-2009 to the ASRS for implementation. AS PASSED HOUSE.

First sponsor: Rep. McClure

H2127 Daily History	Date Action
RETIREMENT; ASRS; LTD; UNCLAIMED MONIES; APPRO	3/31 referred to Senate fin-ins-ret.
RETIREMENT; ASRS; LTD; UNCLAIMED MONIES; APPRO	3/26 passed House 60-0; ready for Senate.
RETIREMENT; ASRS; LTD; UNCLAIMED MONIES; APPRO	3/25 House COW approved with amend #4044 and floor amend #4948.
RETIREMENT; ASRS; LTD; UNCLAIMED MONIES; APPRO	3/3 from House rules okay.
RETIREMENT; ASRS; LTD; UNCLAIMED MONIES; APPRO	2/13 from House appro do pass.
RETIREMENT; ASRS; LTD; UNCLAIMED MONIES; APPRO	2/13 House appro do pass; report awaited.
RETIREMENT; ASRS; LTD; UNCLAIMED MONIES; APPRO	2/5 from House pub-ret with amend #4044.
RETIREMENT; ASRS; LTD; UNCLAIMED MONIES; APPRO	2/4 House pub-ret amended; report awaited.
RETIREMENT; ASRS; LTD; UNCLAIMED MONIES; APPRO	1/23 referred to House pub-ret, appro.

## H2150: RETIREE ACCUMULATED SICK LEAVE

Payment due to state employees at retirement for unused accumulated sick leave may be in a lump sum. Previously, the benefit was paid in three annual installments. [Capitol Reports note: the bill does not specify who decides whether the employee is paid in installments or a lump sum.] The employee must be eligible for retirement benefits within 30 days after termination of employment.

First sponsor: Rep. Paton



H2150 Daily History	Date Action
RETIREE ACCUMULATED SICK LEAVE	6/9 from Senate rules okay.
RETIREE ACCUMULATED SICK LEAVE	4/8 from Senate gov with amend #5126.
RETIREE ACCUMULATED SICK LEAVE	4/7 Senate gov amended; report awaited.
RETIREE ACCUMULATED SICK LEAVE	3/26 referred to Senate gov.
RETIREE ACCUMULATED SICK LEAVE	3/24 passed House 57-0; ready for Senate.
RETIREE ACCUMULATED SICK LEAVE	3/18 from House rules okay. To House consent calendar.
RETIREE ACCUMULATED SICK LEAVE	3/3 from House pub-ret do pass.
RETIREE ACCUMULATED SICK LEAVE	2/21 referred to House pub-ret.

## H2169: VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES

By Jan 1, 2009, the Dept of Motor Vehicles must establish a schedule to implement a pilot program to accept digital signatures on documents and applications pertaining to vehicle licensing and registration. Third parties and financial institutions of various sizes are encouraged to participate. The DMV may require that program participants reimburse the state for costs incurred in developing the program; reimbursement monies shall be deposited in the state highway fund. After the pilot program has been operational for 12 months, the program may be expanded. Additionally, the DMV is authorized to establish a system whereby persons may electronically apply for a dismantle certificate of title (used when a vehicle is sold for scrap). AS SIGNED BY GOVERNOR.

First sponsor: Rep. Robson

H2169 Daily History	Date Action
VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES	5/12 signed by governor. Chap. 177, Laws 2008.
VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES	5/7 House concurred in Senate amendments and passed on final reading 55-0; ready for governor.
VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES	5/1 passed Senate 27-0; ready for House action on Senate amendments.
VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES	4/21 Senate COW approved with amend #5053, floor amend #5289 and the rules tech amendment.
VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES	4/8 from Senate rules with a technical amendment.
VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES	4/2 from Senate trans with amend #5053.
VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES	3/25 Senate trans held.
VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES	3/11 referred to Senate trans.
VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES	3/10 passed House 54-3; ready for Senate.
VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES	3/4 House COW approved with floor amend #4477, a substitute for amend 4080.
VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES	2/28 retained on House COW calendar.
VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES	2/25 retained on House COW calendar.
VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES	2/14 retained on House COW calendar.
VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES	2/12 from House rules okay.
VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES	2/7 from House trans with amend #4080.
VEHICLE TITLE; REGISTRATION; ELECTRONIC SIGNATURES	1/16 referred to House trans.

## H2222: FIREARMS; MISCONDUCT; REAL PROPERTY

A person may carry a firearm without a permit while in or on a means of transportation at property owned, leased or rented by the person, including common areas. Also, a person may carry a firearm without a permit in a manner where any portion of the weapon or a holster in which the weapon is carried is visible (formerly, the exemption applied only for weapons in belt holsters if the holster was at least partially visible).

First sponsor: Rep. McClure

H2222 Daily History	Date Action
FIREARMS; MISCONDUCT; REAL PROPERTY	1/28 House home sec-property held.
FIREARMS; MISCONDUCT; REAL PROPERTY	1/22 referred to House home sec-property.

## H2255: SCHOOL BUS INSPECTIONS; RULES

DPS is removed as the entity that must perform inspections of school buses. [Capitol Reports note: elsewhere in statute DOA is authorized to establish and DPS to enforce rules pertaining to the inspection of school buses with input from the DPS and the School Bus Advisory Council.]

First sponsor: Rep. Jerry Weiers

Others: Rep. Burges, Rep. Clark, Rep. Gallardo, Rep. Tobin, Rep. Tom

H2255 Daily History	Date	Action
SCHOOL BUS INSPECTIONS; RULES 5/6	FAILED	to pass Senate 14-14. Motion to reconsider failure to pass bill did not carry.
SCHOOL BUS INSPECTIONS; RULES 4/21	Senate COW	approved with amend #4952.
SCHOOL BUS INSPECTIONS; RULES 4/8	from Senate	rules okay.
SCHOOL BUS INSPECTIONS; RULES 3/26	from Senate	trans with amend #4952.
SCHOOL BUS INSPECTIONS; RULES 3/18	Senate	trans held.
SCHOOL BUS INSPECTIONS; RULES 3/6	referred to	Senate trans.
SCHOOL BUS INSPECTIONS; RULES 3/3	passed House	59-0; ready for Senate.
SCHOOL BUS INSPECTIONS; RULES 2/26	from House	rules okay. To House consent calendar.
SCHOOL BUS INSPECTIONS; RULES 2/21	from House	trans do pass.
SCHOOL BUS INSPECTIONS; RULES 1/30	from House	nat res-pub do pass.
SCHOOL BUS INSPECTIONS; RULES 1/22	referred to	House nat res-pub, trans.

## H2284: VEHICLE REGISTRATION; IDENTITY; RESIDENCE; EVIDENCE

A person or business applying for a certificate of title, permit, registration card or license plate (including a replacement) or is having ownership or legal status of a vehicle transferred to him/her shall provide evidence of his/her identity and current residence. The Dept of Motor Vehicles shall retain an electronic copy of evidence submitted to prove a person's identity and current residence as part of the vehicle record (with some exceptions) and shall not knowingly disclose the information to an unauthorized person. Provides a list of documents authorized for use as proof of identity and current residence.

First sponsor: Rep. Tobin

H2284 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

## H2287: DPS; GOVERNOR'S HIGHWAY SAFETY OFFICE

Statutory authority for the Governor's Office of Highway Safety is established in Title 41 (transportation) under the aegis of the Dept of Public Safety. [Capitol Reports note: previously, the office, although mentioned in statute, was not established in statute.] Additionally, the Traffic Safety Advisory Council is established to develop strategies for improving traffic safety, increasing use of passenger restraints and establishing a matrix of quantifiable measures of the state's progress in reducing serious traffic injuries. The new council assumes the duties of the Motorcycle Safety Advisory Council.

First sponsor: Rep. Schapira

H2287 Daily History	Date	Action
DPS; GOVERNOR'S HIGHWAY SAFETY OFFICE	1/22	referred to House nat res-pub, trans.

## H2313: JUVENILES; INTERROGATIONS; RECORDINGS

Statements made by a juvenile during an interrogation conducted while the juvenile is in the

custody of law enforcement must be electronically recorded, except statements specifically exempted in the bill. Recordings cannot be destroyed or altered until final disposition of the juvenile's case.

First sponsor: Rep. Sinema

Others: Rep. Bradley, Rep. Chad Campbell, Rep. Cloves Campbell Jr., Rep. Gallardo, Rep. Lopes, Rep. Lujan, Rep. Meza, Rep. Miranda, Rep. Prezelski

H2313 Daily History

Date Action

JUVENILES; INTERROGATIONS; RECORDINGS 1/22 referred to House jud.

### **H2314: DRIVING ON HIGHWAYS; SPEED LIMITS**

The presumed speed limit on highways outside urban areas (defined as an area with more than 50,000 persons) is reduced to 60 mph from 65 mph, for commercial vehicles, vehicle combinations weighing more than 26,000 pounds, and vehicles pulling a pole trailer that weighs 6,000 or more pounds.

First sponsor: Rep. Sinema

Others: Rep. Ableser, Rep. Chad Campbell, Rep. Lopes, Rep. Meza

H2314 Daily History

Date Action

DRIVING ON HIGHWAYS; SPEED LIMITS 1/22 referred to House trans.

### **H2315: HOMICIDE INTERROGATIONS; RECORDINGS**

Statements of a person accused of homicide made during an interrogation conducted while the accused is in custody must be electronically recorded, except statements specifically exempted in the bill. Recordings are confidential and must be preserved until a conviction is final and all appeals are exhausted.

First sponsor: Rep. Sinema

Others: Rep. Ableser, Rep. Chad Campbell, Rep. Gallardo, Rep. Lopes, Rep. Meza, Rep. Miranda, Rep. Prezelski

H2315 Daily History

Date Action

HOMICIDE INTERROGATIONS; RECORDINGS 1/22 referred to House jud.

### **H2359: BORDER OFFICERS; STATE LAWS; ENFORCEMENT**

In matters that have no financial impact to the county, county sheriffs may, without the authority of the board of supervisors, enter into agreements with customs and border protection to facilitate interagency communication. AS PASSED HOUSE. .

First sponsor: Rep. Paton

Others: Rep. Adams, Rep. Burns, Rep. Hershberger, Rep. McClure, Sen. Bee

H2359 Daily History

Date Action

BORDER OFFICERS; STATE LAWS; ENFORCEMENT 4/29 VETOED message.

BORDER OFFICERS; STATE LAWS; ENFORCEMENT 4/23 passed Senate 16-11. Senate voted to reconsider bill and passed on reconsideration 18-10; ready for governor.

BORDER OFFICERS; STATE LAWS; ENFORCEMENT 4/16 Senate COW approved.

BORDER OFFICERS; STATE LAWS; ENFORCEMENT 4/8 stricken from Senate consent calendar by Garcia.

BORDER OFFICERS; STATE LAWS; ENFORCEMENT 4/8 from Senate rules okay.

BORDER OFFICERS; STATE LAWS; ENFORCEMENT 4/7 to Senate consent calendar.

BORDER OFFICERS; STATE LAWS; ENFORCEMENT 3/17 from Senate pub-hu ser do pass.

BORDER OFFICERS; STATE LAWS; ENFORCEMENT 3/13 Senate pub-hu ser do pass; report awaited.

BORDER OFFICERS; STATE LAWS; ENFORCEMENT 3/6 referred to Senate pub-hu ser.

BORDER OFFICERS; STATE LAWS; ENFORCEMENT 3/3 passed House 32-27; ready for Senate.  
 BORDER OFFICERS; STATE LAWS; ENFORCEMENT 2/28 House COW approved with floor amend #4400, a substitute for amend 4017.  
 BORDER OFFICERS; STATE LAWS; ENFORCEMENT 2/25 retained on House COW calendar.  
 BORDER OFFICERS; STATE LAWS; ENFORCEMENT 2/14 retained on House COW calendar.  
 BORDER OFFICERS; STATE LAWS; ENFORCEMENT 2/5 from House rules okay.  
 BORDER OFFICERS; STATE LAWS; ENFORCEMENT 1/29 from House home sec-property with amend #4017.  
 BORDER OFFICERS; STATE LAWS; ENFORCEMENT 1/28 House home sec-property amended; report awaited.  
 BORDER OFFICERS; STATE LAWS; ENFORCEMENT 1/24 referred to House home sec-property.

**H2389: FIREARMS; DEATH PENALTY; SEX WITH MINOR (~~MISCONDUCT INVOLVING WEAPONS; MEANS; TRANSPORTATION~~)**

Removes from the list of prohibited possessors of firearms persons who have been convicted of a felony if the conviction has been expunged, vacated or if the person’s civil rights have been restored. Imposes a minimum one-year jail term for persons convicted of sexual conduct with a minor in cases where the court ordered a term of probation rather than incarceration in prison. If the state has filed a notice of intent to seek the death penalty and the defendant is convicted of first degree murder, the defendant shall be sentenced to death or natural life (life without possibility of parole). Formerly, such a defendant could be sentenced to life and be eligible for parole after 25 years (35 years if the murdered person was under 15 years old). Also, specifically permits the state to use evidence regarding a defendant's criminal record, character and propensities in the penalty phase of capital cases regardless of whether the defendant presents evidence of mitigation. Additionally, carrying a deadly weapon without a permit in or on a means of transportation (except public transit) is removed from the list of activities that constitute misconduct involving weapons. AS PASSED SENATE.

First sponsor: Rep. Kavanagh

H2389 Daily History	Date Action
FIREARMS; DEATH PENALTY; SEX WITH MINOR	5/19 passed Senate 17-9; ready for House action on Senate amendments.
<b>FIREARMS; DEATH PENALTY; SEX WITH MINOR</b>	5/13 Senate COW approved with floor amend #5445, #5446 and #5447. NOTE SHORT TITLE CHANGE.
MISCONDUCT INVOLVING WEAPONS; MEANS; TRANSPORTATION	5/6 stricken from Senate consent calendar by Miranda.
MISCONDUCT INVOLVING WEAPONS; MEANS; TRANSPORTATION	5/6 from Senate rules okay.
MISCONDUCT INVOLVING WEAPONS; MEANS; TRANSPORTATION	5/5 to Senate consent calendar.
MISCONDUCT INVOLVING WEAPONS; MEANS; TRANSPORTATION	4/8 from Senate jud do pass.
MISCONDUCT INVOLVING WEAPONS; MEANS; TRANSPORTATION	3/17 referred to Senate jud.
MISCONDUCT INVOLVING WEAPONS; MEANS; TRANSPORTATION	3/11 passed House 37-22; ready for Senate.
MISCONDUCT INVOLVING WEAPONS; MEANS; TRANSPORTATION	2/25 House COW approved with floor amend #4286.
MISCONDUCT INVOLVING WEAPONS; MEANS; TRANSPORTATION	2/19 stricken from House consent calendar by Gallardo.
MISCONDUCT INVOLVING WEAPONS; MEANS; TRANSPORTATION	2/19 from House rules okay. To House consent calendar.
MISCONDUCT INVOLVING WEAPONS; MEANS; TRANSPORTATION	2/14 from House jud do pass.
MISCONDUCT INVOLVING WEAPONS; MEANS; TRANSPORTATION	2/7 House jud held.
MISCONDUCT INVOLVING WEAPONS; MEANS; TRANSPORTATION	1/24 referred to House jud.

**H2395: DUI; OUI (~~RETIREMENT; PSPRS; INVESTMENTS; MANAGEMENT~~)**

Makes numerous changes to statutes governing operating a watercraft while intoxicated (OUI) and driving while intoxicated (DUI), including increasing penalties for OUI, requiring persons whose licenses have been suspended to complete an alcohol or drug screening, education or treatment program before the license may be reinstated, and changing the period of required use of an ignition interlock device to 6 months from one year if the person successfully completes a drug or alcohol treatment or education program. More. AS PASSED SENATE.

First sponsor: Rep. Jim Weiers  
Others: Rep. Robson

H2395 Daily History	Date Action
DUI; OUI	4/29 VETOED message.
DUI; OUI	4/24 from House trans with recommendation for concurrence. House concurred in Senate amendments and passed on final reading 35-15; ready for governor.
DUI; OUI	4/22 referred to House trans for concurrence/nonconcurrence.
DUI; OUI	4/21 passed Senate 23-6; ready for House action on Senate amendments.
<b>DUI; OUI</b>	4/17 Senate COW approved with amend #5230 and floor amend #5279. NOTE SHORT TITLE CHANGE.
RETIREMENT; PSPRS; INVESTMENTS; MANAGEMENT	4/15 from Senate rules okay on rereferral.
RETIREMENT; PSPRS; INVESTMENTS; MANAGEMENT	4/14 from Senate pub-hu ser with amend #5230.
RETIREMENT; PSPRS; INVESTMENTS; MANAGEMENT	4/10 Senate pub-hu ser amended; report awaited.
RETIREMENT; PSPRS; INVESTMENTS; MANAGEMENT	3/31 further referred to Senate pub-hu ser.
RETIREMENT; PSPRS; INVESTMENTS; MANAGEMENT	3/25 from Senate rules okay.
RETIREMENT; PSPRS; INVESTMENTS; MANAGEMENT	3/11 from Senate fin-ins-ret with amend #4565.
RETIREMENT; PSPRS; INVESTMENTS; MANAGEMENT	3/10 Senate fin-ins-ret amended; report awaited.
RETIREMENT; PSPRS; INVESTMENTS; MANAGEMENT	2/26 referred to Senate fin-ins-ret.
RETIREMENT; PSPRS; INVESTMENTS; MANAGEMENT	2/11 passed House 58-0; ready for Senate.
RETIREMENT; PSPRS; INVESTMENTS; MANAGEMENT	2/5 from House rules okay.
RETIREMENT; PSPRS; INVESTMENTS; MANAGEMENT	2/5 to House consent calendar.
RETIREMENT; PSPRS; INVESTMENTS; MANAGEMENT	1/29 from House pub-ret do pass.
RETIREMENT; PSPRS; INVESTMENTS; MANAGEMENT	1/28 House pub-ret do pass; report awaited.
RETIREMENT; PSPRS; INVESTMENTS; MANAGEMENT	1/17 referred to House pub-ret.

#### H2405: CHILD PASSENGER BOOSTER SEATS

A child between 5 and 9 years old and who is under 4'9" is required to be in a booster seat in a motor vehicle (1972 or newer) designed to carry 10 or fewer passengers and that is required to be equipped with seat belts. A person who violates this statute is subject to a civil penalty of \$50 unless that person proves the vehicle was subsequently equipped with a booster seat.

First sponsor: Rep. Farley  
Others: Rep. Bradley, Rep. Gallardo, Rep. Lopes, Rep. Pancrazi, Rep. Paton, Rep. Prezelski, Rep. Thrasher, Rep. Ulmer, Sen. Aboud, Sen. Aguirre, Sen. Arzberger

H2405 Daily History	Date Action
CHILD PASSENGER BOOSTER SEATS	1/24 referred to House trans.

#### H2411: MINOR PASSENGERS; VEHICLE CARGO SECTIONS

A person under 18 years old shall not ride in the cargo area of a motor vehicle unless there are no available seats, because all seats in the vehicle are occupied by minors or physically disabled persons (with exceptions for recreational vehicles, emergencies and agricultural workers). A driver who violates this statute is subject to a civil penalty of \$50.

First sponsor: Rep. Kavanagh

H2411 Daily History	Date Action
MINOR PASSENGERS; VEHICLE CARGO SECTIONS	1/24 referred to House trans, hel.

#### H2415: CHILD RESTRAINTS; BOOSTER SEATS

A child between 5 and 9 years old is required to be in a booster seat in a motor vehicle (1972 or newer) designed to carry 10 or fewer passengers and that is required to be equipped with seat

belts. A person who violates this statute is subject to a civil penalty of \$50 unless that person proves the vehicle was subsequently equipped with a booster seat.

First sponsor: Rep. Garcia

Others: Rep. Bradley, Rep. Lopez, Rep. McGuire, Rep. Prezelski, Rep. Sinema, Sen. Hale, Sen. Rios

H2415 Daily History	Date Action
CHILD RESTRAINTS; BOOSTER SEATS 1/28 referred to House trans.	

### **H2429: MISCONDUCT INVOLVING WEAPONS; POLLING PLACES**

The list of activities that constitute misconduct involving weapons is expanded to include remaining within 75 feet of the main outside entrance of an election polling place on the day of an election while carrying a deadly weapon (with exceptions). Violation of this statute is a class 1 misdemeanor (highest).

First sponsor: Rep. Gallardo

H2429 Daily History	Date Action
MISCONDUCT INVOLVING WEAPONS; POLLING PLACES 1/28 referred to House jud.	

### **H2430: PROHIBITED POSSESSORS; GUN STORAGE**

It is unlawful for a person to store or keep a loaded firearm on his/her premises if the person knows or should know that a minor is likely to gain access to the firearm, unless the firearm is in a locked box or carried on or within reasonably close proximity to his/her person. A person who fails to reasonably secure a firearm is strictly liable for damages caused as a result of a minor obtaining the firearm. The definition of "prohibited possessor" in the criminal code is expanded accordingly. A violation of this statute is a class 1 misdemeanor (highest), except: if the minor kills himself or another person, it is a class 3 felony (midlevel); and if the minor injures himself or another person, it is a class 4 felony (midlevel).

First sponsor: Rep. Gallardo

H2430 Daily History	Date Action
PROHIBITED POSSESSORS; GUN STORAGE 1/28 referred to House jud.	

### **H2431: LOADED FIREARMS; STORAGE**

It is a class 1 misdemeanor to keep a loaded firearm in any place where a minor is likely to get access to the firearm without parental permission, unless the firearm is in a securely locked container or is carried on the person. If a person fails to secure a loaded firearm and a minor causes injury or death with the firearm, the person is strictly liable for damages and is guilty of a mid-range felony (class 4 for injury, class 3 for death).

First sponsor: Rep. Gallardo

H2431 Daily History	Date Action
LOADED FIREARMS; STORAGE 1/28 referred to House jud.	

### **H2447: SEAT BELT VIOLATIONS**

The provision stating a peace officer cannot stop a vehicle and issue a citation for violating seat belt laws unless the officer has reasonable cause to believe there is another violation of motor vehicle law is deleted, making seat belt violations sufficient probable cause to make a stop.

First sponsor: Rep. Lopez  
Others: Rep. Ableser, Rep. Bradley, Rep. Brown, Rep. Cajero Bedford, Rep. Garcia, Rep. Pancrazi, Rep. Schapira, Sen. Aboud, Sen. Pesquera

H2447 Daily History	Date Action
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SEAT BELT VIOLATIONS 1/28 referred to House trans, jud.	
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### **H2461: AZ RANGERS; LIMITED AUTHORITY STATUS**

The Arizona Rangers are authorized to engage in patrol or investigative activities, and to assist with historical and patriotic services if they are under the supervision of law enforcement. Rangers may direct traffic without the supervision of a peace officer. Ranger vehicles are added to the list of vehicles that may have flashing lights.

First sponsor: Rep. Burns

H2461 Daily History	Date Action
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AZ RANGERS; LIMITED AUTHORITY STATUS 1/29 referred to House nat res-pub.	
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### **H2464: WEAPONS; MISCONDUCT; APPLICATION**

Community correctional officers and special investigators are added to the list of law enforcement personnel that may carry weapons without a permit and may carry weapons in public buildings, election polling places, and schools.

First sponsor: Rep. Burns

Others: Rep. Ableser, Rep. Alvarez, Rep. Barto, Rep. Chad Campbell, Rep. Clark, Rep. Gallardo, Rep. Pancrazi, Rep. Prezelski, Rep. Thrasher, Sen. Johnson

H2464 Daily History	Date Action
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WEAPONS; MISCONDUCT; APPLICATION 3/5 from House nat res-pub with amend #4520.	
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WEAPONS; MISCONDUCT; APPLICATION 3/5 House nat res-pub amended; report awaited.	
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WEAPONS; MISCONDUCT; APPLICATION 2/18 from House pub-ret do pass.	
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WEAPONS; MISCONDUCT; APPLICATION 1/29 referred to House pub-ret, nat res-pub.	
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### **H2466: CRITICAL INFRASTRUCTURE INFO; DISCLOSURE**

Critical infrastructure information provided to local governments is exempt from public disclosure. Previously, only information provided to DPS was exempt. AS SIGNED BY GOVERNOR.

First sponsor: Rep. Nelson

H2466 Daily History	Date Action
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CRITICAL INFRASTRUCTURE INFO; DISCLOSURE 4/22 signed by governor. Chap. 68, Laws 2008.	
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CRITICAL INFRASTRUCTURE INFO; DISCLOSURE 4/16 passed Senate 25-3; ready for governor.	
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CRITICAL INFRASTRUCTURE INFO; DISCLOSURE 4/8 from Senate rules okay.	
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CRITICAL INFRASTRUCTURE INFO; DISCLOSURE 4/7 to Senate consent calendar.	
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CRITICAL INFRASTRUCTURE INFO; DISCLOSURE 4/1 from Senate gov do pass.	
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CRITICAL INFRASTRUCTURE INFO; DISCLOSURE 3/31 Senate gov do pass; report awaited.	
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CRITICAL INFRASTRUCTURE INFO; DISCLOSURE 3/17 referred to Senate gov.	
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CRITICAL INFRASTRUCTURE INFO; DISCLOSURE 3/11 passed House 59-0; ready for Senate.	
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CRITICAL INFRASTRUCTURE INFO; DISCLOSURE 3/3 from House rules okay. To House consent calendar.	
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CRITICAL INFRASTRUCTURE INFO; DISCLOSURE 2/26 from House county-muni do pass.	
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CRITICAL INFRASTRUCTURE INFO; DISCLOSURE 2/5 House county-muni held.	
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CRITICAL INFRASTRUCTURE INFO; DISCLOSURE 1/29 referred to House county-muni.	
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**H2478: REDACTION ORDERS; EXPIRATION; NOTICE; FUNDS**

The Department of Motor Vehicles, county recorders, county treasurers and county assessors must notify either the person or the employing agency of the person whose identifying information has been redacted on records available to the public six months before the redaction order is due to expire. If notice is sent to the employing agency, it must immediately notify the person of the pending expiration date. [Capitol Reports note: the list of persons who may request that certain identifying information be redacted from records maintained by these government agencies includes: peace officers, public defenders, prosecutors, corrections/detention officers, and associated support staff.] Also, the list of permitted uses of the Anti-Racketeering Revolving Fund (administered by the attorney general) is expanded to include paying relocation expenses of a law enforcement officer and family if the officer has received threats directly related to law enforcement work. AS SIGNED BY GOVERNOR.

First sponsor: Rep. Adams

Others: Rep. Crandall, Rep. Crump, Rep. Konopnicki

H2478 Daily History	Date Action
REDACTION ORDERS; EXPIRATION; NOTICE; FUNDS	4/28 signed by governor. Chap. 113, Laws 2008.
REDACTION ORDERS; EXPIRATION; NOTICE; FUNDS	4/21 passed Senate 25-4; ready for governor.
REDACTION ORDERS; EXPIRATION; NOTICE; FUNDS	4/17 Senate COW approved.
REDACTION ORDERS; EXPIRATION; NOTICE; FUNDS	4/9 stricken from Senate consent calendar by Gorman.
REDACTION ORDERS; EXPIRATION; NOTICE; FUNDS	4/8 from Senate rules okay.
REDACTION ORDERS; EXPIRATION; NOTICE; FUNDS	4/7 to Senate consent calendar.
REDACTION ORDERS; EXPIRATION; NOTICE; FUNDS	4/1 from Senate jud do pass.
REDACTION ORDERS; EXPIRATION; NOTICE; FUNDS	3/31 Senate jud do pass; report awaited.
REDACTION ORDERS; EXPIRATION; NOTICE; FUNDS	3/24 referred to Senate jud.
REDACTION ORDERS; EXPIRATION; NOTICE; FUNDS	3/19 passed House 59-0; ready for Senate.
REDACTION ORDERS; EXPIRATION; NOTICE; FUNDS	3/17 House COW approved with floor amend #4741, a substitute for amend 4511; amend 4117 was withdrawn.
REDACTION ORDERS; EXPIRATION; NOTICE; FUNDS	3/13 from House rules okay.
REDACTION ORDERS; EXPIRATION; NOTICE; FUNDS	3/5 from House nat res-pub with amend #4511.
REDACTION ORDERS; EXPIRATION; NOTICE; FUNDS	2/13 from House gov with amend #4117.
REDACTION ORDERS; EXPIRATION; NOTICE; FUNDS	1/29 referred to House gov, nat res-pub.

**H2481: HEALTH CARE DISTRICTS; DIRECTORS (~~FIREARMS; MISCONDUCT INVOLVING WEAPONS; AMMUNITION~~)**

The five members of the board of directors of the special health care district formed in Maricopa County shall serve staggered terms such that two are elected in presidential election years and three in gubernatorial election years. [ Capitol Reports note: only Maricopa County is permitted to form this kind of special taxing district.] AS PASSED SENATE.

First sponsor: Rep. Adams

Others: Rep. Chad Campbell, Rep. Crandall, Rep. Crump, Rep. Konopnicki

H2481 Daily History	Date Action
HEALTH CARE DISTRICTS; DIRECTORS	6/11 Senate named Allen, Aguirre and O'Halleran to the free Conference Committee (House conferees: Adams, Driggs, Young Wright).
HEALTH CARE DISTRICTS; DIRECTORS	6/4 House refused to concur in Senate amendments and named Adams, Driggs and Young Wright to a FREE Conference Committee. Senate conferees awaited.
HEALTH CARE DISTRICTS; DIRECTORS	5/19 passed Senate 24-2; ready for House action on Senate amendments.
<b>HEALTH CARE DISTRICTS; DIRECTORS</b>	5/15 Senate COW approved with amend #5222. NOTE SHORT TITLE CHANGE.
FIREARMS; MISCONDUCT INVOLVING WEAPONS; AMMUNITION	5/13 from Senate rules okay.
FIREARMS; MISCONDUCT INVOLVING WEAPONS; AMMUNITION	4/14 from Senate hel with amend #5222.

FIREARMS; MISCONDUCT INVOLVING WEAPONS; AMMUNITION 4/10 Senate hel amended; report awaited.  
 FIREARMS; MISCONDUCT INVOLVING WEAPONS; AMMUNITION 4/8 withdrawn from Senate jud and referred to hel.  
 FIREARMS; MISCONDUCT INVOLVING WEAPONS; AMMUNITION 3/17 referred to Senate jud.  
 FIREARMS; MISCONDUCT INVOLVING WEAPONS; AMMUNITION 3/11 passed House 59-0; ready for Senate.  
 FIREARMS; MISCONDUCT INVOLVING WEAPONS; AMMUNITION 2/19 from House rules okay. To House consent calendar.  
 FIREARMS; MISCONDUCT INVOLVING WEAPONS; AMMUNITION 2/7 from House jud do pass.  
 FIREARMS; MISCONDUCT INVOLVING WEAPONS; AMMUNITION 2/5 additionally referred to House jud.  
 FIREARMS; MISCONDUCT INVOLVING WEAPONS; AMMUNITION 1/29 referred to House rules only.

**H2486: WEAPONS; PROHIBITED POSSESSORS; ILLEGAL ALIENS**

Language prohibiting illegal immigrants from possessing firearms is rewritten to specify that a "prohibited possessor" is an undocumented alien or non-immigrant alien. Exceptions are provided for persons with valid hunting licenses, those involved in competitive shooting events or trade shows, certain diplomats and officials of foreign governments and those with a waiver issued by the US attorney general. AS SIGNED BY GOVERNOR.

First sponsor: Rep. Jim Weiers  
 Others: Rep. Robson

H2486 Daily History	Date Action
WEAPONS; PROHIBITED POSSESSORS; ILLEGAL ALIENS 3/21 signed by governor. Chap. 3, Laws 2008.	
WEAPONS; PROHIBITED POSSESSORS; ILLEGAL ALIENS 3/13 withdrawn from Senate jud. Substituted in House for identical S1408 and passed 28-0; ready for governor.	
WEAPONS; PROHIBITED POSSESSORS; ILLEGAL ALIENS 3/3 referred to Senate jud.	
WEAPONS; PROHIBITED POSSESSORS; ILLEGAL ALIENS 2/26 passed House 57-0; ready for Senate.	
WEAPONS; PROHIBITED POSSESSORS; ILLEGAL ALIENS 2/21 House COW approved with floor amend #4267.	
WEAPONS; PROHIBITED POSSESSORS; ILLEGAL ALIENS 2/19 stricken from House consent calendar by Gallardo.	
WEAPONS; PROHIBITED POSSESSORS; ILLEGAL ALIENS 2/19 from House rules okay. To House consent calendar.	
WEAPONS; PROHIBITED POSSESSORS; ILLEGAL ALIENS 2/14 from House jud do pass.	
WEAPONS; PROHIBITED POSSESSORS; ILLEGAL ALIENS 1/29 referred to House jud.	

**H2492: LAW ENFORCEMENT MERIT SYSTEM; MEMBERSHIP**

The Law Enforcement Merit System Council is expanded to five members from three.

First sponsor: Rep. McGuire  
 Others: Rep. Ableser, Rep. Alvarez, Rep. Brown, Rep. Chad Campbell, Rep. Gallardo, Rep. Garcia, Rep. Hershberger, Rep. Kavanagh, Rep. Lopez, Rep. Lujan, Rep. Miranda, Rep. Nelson, Rep. Pancrazi, Rep. Rios, Rep. Schapira, Rep. Tom, Sen. Miranda, Sen. Rios, Sen. Soltero

H2492 Daily History	Date Action
LAW ENFORCEMENT MERIT SYSTEM; MEMBERSHIP 3/17 referred to Senate jud.	
LAW ENFORCEMENT MERIT SYSTEM; MEMBERSHIP 3/12 passed House 59-0; ready for Senate.	
LAW ENFORCEMENT MERIT SYSTEM; MEMBERSHIP 3/4 from House rules okay. To House consent calendar.	
LAW ENFORCEMENT MERIT SYSTEM; MEMBERSHIP 2/6 from House nat res-pub do pass.	
LAW ENFORCEMENT MERIT SYSTEM; MEMBERSHIP 1/28 referred to House nat res-pub.	

**H2509: SCRAP METAL THEFT AUTHORITY**

The Scrap Metal Theft Authority is established consisting of law enforcement representatives and public members. The Authority is charged with determining the scope of the problem of scrap metal theft, analyzing the methods of combating the problem, and implementing a plan of operation. Scrap metal sellers must pay a fee of \$1 on each sale over \$25 and an addition \$1 fee on every \$100 in sales, to be deposited in the newly established Scrap Metal Authority Fund. The Fund will pay Authority expenses and be distributed to law enforcement and prosecution agencies for scrap metal theft prosecution. Law enforcement officers are authorized to seize any scrap metal

the officer reasonably suspects is stolen. Because of the potential increase in state revenue, this bill requires a 2/3 vote in each house for passage (per Prop 108).

First sponsor: Rep. Konopnicki

Others: Rep. Adams, Rep. Anderson, Rep. Brown, Rep. Burns, Rep. Chabin, Rep. Crandall, Rep. Desimone, Rep. Nichols, Rep. Stump, Rep. Thrasher

H2509 Daily History	Date	Action
SCRAP METAL THEFT AUTHORITY 1/28 referred to House nat res-pub.		

### **H2534: DUI; HOMICIDE; SENTENCING**

Causing an accident that causes the death of another person while driving under the influence of alcohol or drugs is classified as manslaughter. The minimum sentence for a person convicted of DUI with an blood alcohol concentration of 0.20 or more is at least 5 years more than the presumptive sentence, and the person is not eligible for suspension of sentence, commutation or release until the sentence is served.

First sponsor: Rep. Farnsworth

H2534 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

### **H2536: FIREARMS; VEHICLES; EMPLOYER PARKING AREA**

Employers cannot prohibit a person from transporting, possessing or storing a firearm in a closed and locked vehicle parked in the employer's parking area, unless the parking area is restricted from public access or the vehicle is owned by the employer and used by an employee. Employers are not liable in a civil action for damages resulting from the firearm unless the employer commits a criminal act involving the firearm.

First sponsor: Rep. Paton

H2536 Daily History	Date	Action
FIREARMS; VEHICLES; EMPLOYER PARKING AREA 2/21 referred to House home sec-property.		

### **H2603: PHOTO ENFORCEMENT; DRIVING RECORD; INSURANCE**

If a person is found responsible for a civil traffic violation by means of a photo enforcement system, the violation may not be considered for the purpose of determining whether the person's driver license should be suspended or revoked and an insurer may not consider it as a traffic violation against the person for the purposes of establishing motor vehicle liability insurance rates or insurability.

First sponsor: Rep. Mason

Others: Rep. Anderson, Rep. Biggs, Rep. Boone, Rep. McComish, Rep. Miranda, Rep. Murphy, Rep. Nichols, Rep. Pancrazi, Rep. Pearce, Rep. Robson, Rep. Yarbrough

H2603 Daily History	Date	Action
PHOTO ENFORCEMENT; DRIVING RECORD; INSURANCE 3/3 from House trans with amend #4426.		
PHOTO ENFORCEMENT; DRIVING RECORD; INSURANCE 2/28 House trans amended; report awaited.		
PHOTO ENFORCEMENT; DRIVING RECORD; INSURANCE 1/31 House trans held.		
PHOTO ENFORCEMENT; DRIVING RECORD; INSURANCE 1/24 referred to House trans, fin-ins.		

### **H2623: CONSTABLES; PEACE OFFICERS STATUS**

The list of persons who may exercise the authority or perform the duties of a peace officer without being certified by the Peace Officer Standards and Training Board is expanded to include duly elected or appointed constables while in performance of their official duties. The definition of "peace officer" is expanded to include a constable. AS SIGNED BY GOVERNOR.

First sponsor: Rep. Pearce

Others: Rep. Barto, Rep. Burges, Rep. Burns, Rep. Gallardo, Rep. Groe, Rep. Kavanagh, Rep. McLain, Rep. Murphy, Rep. Nelson, Rep. Reagan, Sen. Allen, Sen. Flake, Sen. Linda Gray, Sen. Hale, Sen. Harper

H2623 Daily History	Date Action
CONSTABLES; PEACE OFFICERS STATUS 5/1	signed by governor. Chap. 150, Laws 2008.
CONSTABLES; PEACE OFFICERS STATUS 4/28	passed Senate 26-0; ready for governor.
CONSTABLES; PEACE OFFICERS STATUS 4/15	from Senate rules okay.
CONSTABLES; PEACE OFFICERS STATUS 4/14	to Senate consent calendar.
CONSTABLES; PEACE OFFICERS STATUS 4/1	from Senate jud do pass.
CONSTABLES; PEACE OFFICERS STATUS 3/31	Senate jud do pass; report awaited.
CONSTABLES; PEACE OFFICERS STATUS 3/11	referred to Senate jud.
CONSTABLES; PEACE OFFICERS STATUS 3/10	passed House 57-0; ready for Senate.
CONSTABLES; PEACE OFFICERS STATUS 3/4	House COW approved with amend #4215.
CONSTABLES; PEACE OFFICERS STATUS 2/26	from House rules okay.
CONSTABLES; PEACE OFFICERS STATUS 2/20	from House nat res-pub with amend #4215.
CONSTABLES; PEACE OFFICERS STATUS 2/13	House nat res-pub held.
CONSTABLES; PEACE OFFICERS STATUS 1/31	referred to House nat res-pub.

## H2626: WEAPONS; PEACE OFFICERS; POSSE; RESERVES

Members of a county sheriff's volunteer posse or reserve organization who have received firearms training approved by the Peace Officer Standards and Training Board may be authorized by the sheriff to carry a concealed deadly weapon without a permit. A retired law enforcement officer who possesses a photo identification that states s/he is honorably retired from a law enforcement agency may carry a concealed weapon without a permit. The list of persons exempt from completing a firearms safety training program prior to obtaining a permit to carry a concealed weapon is expanded to include a person who is a full authority Arizona Peace Officer Standards and Training Board certified reserve peace officer. AS PASSED HOUSE.

First sponsor: Rep. Pearce

H2626 Daily History	Date Action
WEAPONS; PEACE OFFICERS; POSSE; RESERVES 5/27	stricken from Senate consent calendar by Garcia.
WEAPONS; PEACE OFFICERS; POSSE; RESERVES 5/27	from Senate rules okay. To Senate consent calendar. Stricken from Senate consent calendar by L. Gray and Huppenthal.
WEAPONS; PEACE OFFICERS; POSSE; RESERVES 4/7	from Senate pub-hu ser do pass.
WEAPONS; PEACE OFFICERS; POSSE; RESERVES 4/3	Senate pub-hu ser do pass; report awaited.
WEAPONS; PEACE OFFICERS; POSSE; RESERVES 3/17	referred to Senate pub-hu ser.
WEAPONS; PEACE OFFICERS; POSSE; RESERVES 3/12	passed House 38-21; ready for Senate.
WEAPONS; PEACE OFFICERS; POSSE; RESERVES 2/21	House COW approved with floor amend #4270, a substitute for amend 4128.
WEAPONS; PEACE OFFICERS; POSSE; RESERVES 2/19	from House rules okay.
WEAPONS; PEACE OFFICERS; POSSE; RESERVES 2/13	from House nat res-pub with amend #4128.
WEAPONS; PEACE OFFICERS; POSSE; RESERVES 1/31	referred to House nat res-pub.

## H2627: RETIRED PEACE OFFICERS; BACKGROUND INVESTIGATIONS

The Peace Officer Standards and Training Board shall not require a background investigation or polygraph examination for peace officer certification if a peace officer retires in good standing (defined) from a law enforcement agency in this state and is hired by another law enforcement agency in this state within 12 months after the officer's date of retirement (does not prohibit a law enforcement agency from conducting a background investigation or polygraph examination).

First sponsor: Rep. Pearce

Others: Rep. Adams, Rep. Kavanagh, Sen. Chuck Gray, Sen. Harper, Sen. Huppenthal, Sen. Waring

H2627 Daily History	Date Action
RETIRED PEACE OFFICERS; BACKGROUND INVESTIGATIONS	2/27 House nat res-pub held.
RETIRED PEACE OFFICERS; BACKGROUND INVESTIGATIONS	2/20 House nat res-pub held.
RETIRED PEACE OFFICERS; BACKGROUND INVESTIGATIONS	1/31 referred to House nat res-pub.

## H2628: CARRYING FIREARMS; EXCEPTIONS

The definition of "prohibited possessor" in the criminal code is changed to "an undocumented or non-immigrant alien traveling with or without documentation in this state for business or pleasure or who is studying in this state and who maintains a foreign residence" (with exceptions). A prohibited possessor who is convicted of possessing a deadly or prohibited weapon is not eligible for suspension of sentence, probation, pardon or release from confinement on any basis except an authorized temporary release, release based on earned release credits or commutation, except that the person may be released to the U.S. Immigration and Customs Enforcement. Regardless of any other law, a person with a concealed weapons permit shall not be prohibited from carrying a weapon except in jail; by order of a court when attending the court; when in a secured police facility; when consuming alcohol at a licensed liquor establishment operated by the state, county, municipality or other political subdivision of the state; pursuant to court order; or pursuant to any state or federal law that makes the person a prohibited possessor.

First sponsor: Rep. Pearce

Others: Rep. Barnes, Rep. Biggs, Rep. Burges, Rep. Clark, Rep. Crump, Rep. Farnsworth, Rep. Groe, Rep. McClure, Rep. McComish, Rep. Nelson, Rep. Nichols, Rep. Tobin, Rep. Jerry Weiers, Sen. Gould, Sen. Harper, Sen. Johnson

H2628 Daily History	Date Action
CARRYING FIREARMS; EXCEPTIONS	2/14 House jud held.
CARRYING FIREARMS; EXCEPTIONS	1/31 referred to House jud.

## H2629: JUSTIFICATION; DEFENSIVE DISPLAY OF FIREARM

A person is justified in the defensive display of a firearm (defined) against another when, and to the extent, a reasonable person would believe that physical force is immediately necessary to protect the person against the other's use or attempted use of unlawful or deadly physical force. Some exceptions. AS PASSED SENATE.

First sponsor: Rep. Pearce

Others: Rep. Barnes, Rep. Biggs, Rep. Burges, Rep. Clark, Rep. Crump, Rep. Farnsworth, Rep. Groe, Rep. Kavanagh, Rep. McClure, Rep. McComish, Rep. Murphy, Rep. Nelson, Rep. Nichols, Rep. Tobin, Rep. Jerry Weiers, Sen. Gould, Sen. Chuck Gray, Sen. Harper, Sen. Johnson

H2629 Daily History	Date Action
JUSTIFICATION; DEFENSIVE DISPLAY OF FIREARM	5/27 VETOED message
JUSTIFICATION; DEFENSIVE DISPLAY OF FIREARM	5/21 House concurred in Senate amendments and passed on final reading 34-26; ready for governor.
JUSTIFICATION; DEFENSIVE DISPLAY OF FIREARM	5/12 passed Senate 19-7; ready for House action on Senate amendments.
JUSTIFICATION; DEFENSIVE DISPLAY OF FIREARM	4/30 Senate COW approved with amend #5124.
JUSTIFICATION; DEFENSIVE DISPLAY OF FIREARM	4/22 from Senate rules okay.
JUSTIFICATION; DEFENSIVE DISPLAY OF FIREARM	4/8 from Senate jud with amend #5124.
JUSTIFICATION; DEFENSIVE DISPLAY OF FIREARM	3/24 referred to Senate jud.
JUSTIFICATION; DEFENSIVE DISPLAY OF FIREARM	3/19 passed House 33-26; ready for Senate.
JUSTIFICATION; DEFENSIVE DISPLAY OF FIREARM	3/17 House COW approved with floor amend #4749.
JUSTIFICATION; DEFENSIVE DISPLAY OF FIREARM	3/13 retained on House COW calendar.
JUSTIFICATION; DEFENSIVE DISPLAY OF FIREARM	3/11 stricken from House consent calendar by Gallardo.
JUSTIFICATION; DEFENSIVE DISPLAY OF FIREARM	3/11 from House rules okay. To House consent calendar.
JUSTIFICATION; DEFENSIVE DISPLAY OF FIREARM	2/21 from House jud do pass.

JUSTIFICATION; DEFENSIVE DISPLAY OF FIREARM 1/31 referred to House jud.

## H2630: CONCEALED WEAPONS; PETTY OFFENSE

Misconduct involving weapons that involves carrying a concealed deadly weapon without a permit (except a pocket knife) or carrying a deadly weapon without a permit concealed within immediate control of any person in or on a means of transportation is reduced in classification to a petty offense unless the violation occurs in the commission or attempted commission of a serious offense. Formerly, the offense was a class 1 (highest) misdemeanors. If a person is convicted of a petty offense of misconduct involving a concealed deadly weapon (on one's person or in or on a means of transportation), a court shall not order the forfeiture of the weapon.

First sponsor: Rep. Pearce

Others: Rep. Barnes, Rep. Biggs, Rep. Brown, Rep. Burges, Rep. Clark, Rep. Crump, Rep. Driggs, Rep. Farnsworth, Rep. Groe, Rep. Kavanagh, Rep. McClure, Rep. McComish, Rep. Murphy, Rep. Nelson, Rep. Nichols, Rep. Tobin, Rep. Jerry Weiers, Sen. Gould, Sen. Harper, Sen. Johnson

H2630 Daily History	Date Action
CONCEALED WEAPONS; PETTY OFFENSE	4/29 VETOED message.
CONCEALED WEAPONS; PETTY OFFENSE	4/23 passed Senate 17-10; ready for governor.
CONCEALED WEAPONS; PETTY OFFENSE	4/17 Senate COW approved.
CONCEALED WEAPONS; PETTY OFFENSE	4/8 from Senate rules okay. Stricken from Senate consent calendar by Blendu.
CONCEALED WEAPONS; PETTY OFFENSE	4/7 to Senate consent calendar.
CONCEALED WEAPONS; PETTY OFFENSE	3/25 from Senate jud do pass.
CONCEALED WEAPONS; PETTY OFFENSE	3/10 referred to Senate jud.
CONCEALED WEAPONS; PETTY OFFENSE	3/4 passed House 36-24; ready for Senate.
CONCEALED WEAPONS; PETTY OFFENSE	2/25 House COW approved.
CONCEALED WEAPONS; PETTY OFFENSE	2/19 stricken from House consent calendar by Gallardo.
CONCEALED WEAPONS; PETTY OFFENSE	2/19 from House rules okay. To House consent calendar.
CONCEALED WEAPONS; PETTY OFFENSE	2/14 from House jud do pass.
CONCEALED WEAPONS; PETTY OFFENSE	1/31 referred to House jud.

## H2634: CONCEALED WEAPONS PERMIT; FELONY CONVICTIONS

A person who has been convicted of a felony but has had the conviction expunged, set aside or vacated or has had his/her rights restored and who is not currently a prohibited possessor under state or federal law may be issued a concealed weapons permit by the Dept of Public Safety. AS PASSED SENATE.

First sponsor: Rep. Murphy

Others: Rep. Burges, Rep. Chad Campbell, Rep. Crump, Rep. Groe, Rep. Kavanagh, Rep. Mason, Rep. Nichols, Rep. Pearce, Rep. Reagan, Rep. Sinema, Rep. Stump, Rep. Yarbrough

H2634 Daily History	Date Action
CONCEALED WEAPONS PERMIT; FELONY CONVICTIONS	6/12 signed by governor. Chap. no. awaited.
CONCEALED WEAPONS PERMIT; FELONY CONVICTIONS	6/9 House concurred in Senate amendments and passed on final reading 39-16; ready for governor.
CONCEALED WEAPONS PERMIT; FELONY CONVICTIONS	5/21 passed Senate 18-7; ready for House action on Senate amendments.
CONCEALED WEAPONS PERMIT; FELONY CONVICTIONS	5/20 Senate COW approved with amend #5125.
CONCEALED WEAPONS PERMIT; FELONY CONVICTIONS	5/13 from Senate rules okay.
CONCEALED WEAPONS PERMIT; FELONY CONVICTIONS	4/8 from Senate jud with amend #5125.
CONCEALED WEAPONS PERMIT; FELONY CONVICTIONS	3/24 referred to Senate jud.
CONCEALED WEAPONS PERMIT; FELONY CONVICTIONS	3/19 passed House 59-0; ready for Senate.
CONCEALED WEAPONS PERMIT; FELONY CONVICTIONS	3/18 House COW approved.
CONCEALED WEAPONS PERMIT; FELONY CONVICTIONS	2/26 Stricken from House consent calendar by Gallardo.
CONCEALED WEAPONS PERMIT; FELONY CONVICTIONS	2/26 from House rules okay. To House consent calendar.
CONCEALED WEAPONS PERMIT; FELONY CONVICTIONS	2/21 from House jud do pass.
CONCEALED WEAPONS PERMIT; FELONY CONVICTIONS	1/31 referred to House jud.

## H2662: PHOTO ENFORCEMENT; REGISTERED OWNER RESPONSIBILITY

Establishes statutory requirements and procedures for photo enforcement traffic violations, including joint and several liability for multiple owners of a vehicle involved in a photo enforcement violation and requiring complaints to contain specified information.

First sponsor: Rep. Paton

H2662 Daily History	Date Action
PHOTO ENFORCEMENT; REGISTERED OWNER RESPONSIBILITY 2/21 referred to House trans, appro.	

## H2675: SAFETY ZONES; SPEEDING; CIVIL PENALTIES

The Dept of Transportation may establish safety zones on highways based on collision and fatality rates due to terrain, weather, volume, or "unlawful driving behaviors." Safety zone must be specially marked. A traffic violation committed within a safety zone carries an additional assessment equal to the normal amount of the civil penalty.

First sponsor: Rep. Lopez

Others: Rep. Alvarez, Rep. Bradley, Rep. Brown, Rep. Chad Campbell, Rep. Cloves Campbell Jr., Rep. Chabin, Rep. Desimone, Rep. Garcia, Rep. Lujan, Rep. McGuire, Rep. Miranda, Rep. Pancrazi, Rep. Prezelski, Rep. Rios, Rep. Thrasher, Rep. Tom, Rep. Ulmer, Sen. Aboud, Sen. Pesquiera

H2675 Daily History	DateAction
SAFETY ZONES; SPEEDING; CIVIL PENALTIES 2/4 referred to House trans.	

## H2676: SEAT BELT VIOLATIONS; CIVIL PENALTIES

The maximum civil penalty for violating the requirement to wear seat belts while in a moving motor vehicle is increased to \$60 from \$10. Of the additional \$50, \$25 is deposited in the newly renamed Motorcycle Safety and Vehicle Restrain Education Fund (formerly, the Motorcycle Safety Fund), and \$25 is deposited in the newly formed Emergency Room Services Fund. Monies in the ERSF are to be used for grants to hospital emergency rooms in medically underserved areas of the state.

First sponsor: Rep. Lopez

Others: Rep. Alvarez, Rep. Bradley, Rep. Chad Campbell, Rep. Garcia, Rep. Lujan, Rep. Miranda, Rep. Pancrazi, Rep. Prezelski, Rep. Rios, Rep. Schapira, Rep. Thrasher, Rep. Tom, Rep. Ulmer, Sen. Soltero

H2676 Daily History	DateAction
SEAT BELT VIOLATIONS; CIVIL PENALTIES 2/4 referred to House trans, appro.	

## H2722: PHOTO ENFORCEMENT TRAFFIC COMPLAINTS

Adds statutes relating to photo enforcement traffic citations, including regulations regarding notice of a violation, photo matching, service and contracts between a local authority and a vendor. Monies collected by a local government in excess of the costs to administer the program must be forwarded to the state for deposit in Highway Patrol Fund. Unexpended photo enforcement money in the fund at the end of each fiscal year is transferred to the state general fund. More.

First sponsor: Rep. Kavanagh

H2722 Daily History	Date Action
PHOTO ENFORCEMENT TRAFFIC COMPLAINTS 2/14 House trans FAILED 2-6.	
PHOTO ENFORCEMENT TRAFFIC COMPLAINTS 2/6 referred to House trans.	



## H2734: DISTRACTED DRIVING

A person commits distracted driving if the person operates a motor vehicle and commits a traffic violation while doing an activity that is not related to the operation of the motor vehicle, including using an electronic device other than a hands-free electronic device, reading, writing, consuming food or beverages, changing clothing or personal grooming. A person who commits distracted driving shall pay a civil penalty of \$75 and \$150 for a second violation within 2 years.

First sponsor: Rep. Tobin  
Others: Rep. McLain

H2734 Daily History	Date	Action
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DISTRACTED DRIVING	2/11	referred to House trans.
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## H2788: FIREARMS; MISCONDUCT INVOLVING WEAPONS; VEHICLES

The list of exemptions to statutes defining the crime of carrying a concealed weapon in a vehicle without a permit is expanded to include weapons in a closed purse.

First sponsor: Rep. McGuire  
Others: Rep. Alvarez, Rep. Brown, Rep. Burges, Rep. Chad Campbell, Rep. Chabin, Rep. Desimone, Rep. Gallardo, Rep. Lopez, Rep. Miranda, Rep. Pancrazi, Rep. Sinema, Rep. Thrasher, Rep. Tom, Rep. Ulmer, Sen. Johnson, Sen. Rios

H2788 Daily History	Date	Action
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FIREARMS; MISCONDUCT INVOLVING WEAPONS; VEHICLES	3/31	referred to Senate jud.
FIREARMS; MISCONDUCT INVOLVING WEAPONS; VEHICLES	3/27	passed House 51-5; ready for Senate.
FIREARMS; MISCONDUCT INVOLVING WEAPONS; VEHICLES	3/24	House COW approved.
FIREARMS; MISCONDUCT INVOLVING WEAPONS; VEHICLES	3/19	from House rules okay.
FIREARMS; MISCONDUCT INVOLVING WEAPONS; VEHICLES	3/6	from House jud do pass.
FIREARMS; MISCONDUCT INVOLVING WEAPONS; VEHICLES	2/11	referred to House jud.

## H2807: IMMIGRATION; LOCAL ENFORCEMENT

Law enforcement officers cannot be prohibited from sending, receiving or maintaining information regarding the immigration status of persons in order to: determine eligibility for welfare or other government "benefit" programs, verify legal residence or confirm identity of persons arrested. Local law enforcement agencies must implement a program to cross-train officers to address violations of federal immigration laws. GOVERNOR'S VETO MESSAGE SAID: this bill is an "unnecessary, unfunded mandate to law enforcement." She said that nothing currently prohibits local law enforcement from entering into the agreements mandated by this bill. She also said the state general fund could be required to pay up to \$100 million for mandated training at a time "we are facing significant budget shortfalls."

First sponsor: Rep. Nelson

H2807 Daily History	Date	Action
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IMMIGRATION; LOCAL ENFORCEMENT	5/13	House FAILED to override governor's veto 30-25.
IMMIGRATION; LOCAL ENFORCEMENT	4/28	VETOED message
IMMIGRATION; LOCAL ENFORCEMENT	4/21	passed Senate 20-9; ready for governor.
IMMIGRATION; LOCAL ENFORCEMENT	4/16	Senate COW approved.
IMMIGRATION; LOCAL ENFORCEMENT	4/8	stricken from Senate consent calendar by Garcia.
IMMIGRATION; LOCAL ENFORCEMENT	4/8	from Senate rules okay.
IMMIGRATION; LOCAL ENFORCEMENT	4/7	from Senate pub-hu ser do pass. To Senate consent calendar.
IMMIGRATION; LOCAL ENFORCEMENT	4/3	Senate pub-hu ser do pass; report awaited.
IMMIGRATION; LOCAL ENFORCEMENT	3/24	referred to Senate pub-hu ser.
IMMIGRATION; LOCAL ENFORCEMENT	3/20	passed House 56-0; ready for Senate.

IMMIGRATION; LOCAL ENFORCEMENT 3/19 House COW approved with floor amend #4834, a substitute for the rules tech amendment.

IMMIGRATION; LOCAL ENFORCEMENT 3/17 retained on House COW calendar.

IMMIGRATION; LOCAL ENFORCEMENT 3/13 retained on House COW calendar.

IMMIGRATION; LOCAL ENFORCEMENT 3/11 from House rules with a technical amendment.

IMMIGRATION; LOCAL ENFORCEMENT 3/5 from House county-muni do pass.

IMMIGRATION; LOCAL ENFORCEMENT 3/3 withdrawn from House home sec-property and additionally referred to county-muni.

IMMIGRATION; LOCAL ENFORCEMENT 2/27 withdrawn from House county-muni.

IMMIGRATION; LOCAL ENFORCEMENT 2/26 House county-muni held.

IMMIGRATION; LOCAL ENFORCEMENT 2/13 referred to House county-muni, home sec-property.

## H2824: DRIVER LICENSES; SUSPENSION

Authorizes a law enforcement officer to serve an order suspending a person's driver license if the officer believes the person has a medical, psychological or physical condition that makes continued driving by the person a hazard to the person or to other people. The suspension is effective upon service of the notice. The officer shall issue a temporary driver permit valid for 15 days during which time the person may appeal the suspension.

First sponsor: Rep. McLain

H2824 Daily History	Date Action
DRIVER LICENSES; SUSPENSION	2/21 referred to House trans.

## H2844: CRIMINAL STREET GANGS; ARREST

Peace officers may arrest a person, with or without a warrant, if there is probably cause to believe that criminal street gang activity occurred and the person committed the offense. Peace officers must arrest a person, with or without a warrant, if criminal street gang activity occurred that involved infliction of physical injury or discharge or threatened discharge of a weapon or dangerous instrument. The arrested person must be taken into custody and booked.

First sponsor: Rep. Driggs

Others: Rep. Chad Campbell, Rep. Lujan, Rep. Murphy, Rep. Paton

H2844 Daily History	Date Action
CRIMINAL STREET GANGS; ARREST	2/18 referred to House jud.

## HCR2001: HIGHWAY USER REVENUE FUND USES

The 2008 general election ballot is to carry the question of whether to amend the constitution to expand the permitted use of highway user revenues to include any transportation project (formally only highway and street projects were permitted).

First sponsor: Rep. Chad Campbell

HCR2001 Daily History	Date Action
HIGHWAY USER REVENUE FUND USES	1/14 referred to House trans, county-muni.

## S1004: EXTREME DUI; JAIL

Parts of last year's S1252 (Laws 2007, Chapter 195, sec 3) dealing with extreme DUI are repealed and replaced with language specifying that for a first offense DUI with a BAC of at least 0.15, a judge may order the defendant to not consume alcohol for a period of at least 30 days. For a second extreme DUI offense within 84 months, a judge may order a defendant to not consume

alcohol for a period of 90 days. The court may extend the period of enforced abstinence from alcohol. In both instances, judicial discretion to suspend a portion of jail time associated with the offense is deleted. [Capitol Reports note: last year's law permitted a sentence of 90-day enforced abstinence as a court-ordered option only for a first offense extreme DUI with BAC of 0.20 or more.] Emergency clause. AS PASSED SENATE.

First sponsor: Sen. Waring

S1004 Daily History	Date Action
EXTREME DUI; JAIL 3/24	additionally referred to House trans.
EXTREME DUI; JAIL 3/20	referred to House gov, com.
EXTREME DUI; JAIL 2/11	passed Senate 21-5; ready for House.
EXTREME DUI; JAIL 1/31	Senate COW approved with amend #4008.
EXTREME DUI; JAIL 1/29	from Senate rules okay.
EXTREME DUI; JAIL 1/22	from Senate pub-hu ser with amend #4008.
EXTREME DUI; JAIL 1/17	Senate pub-hu ser amended; report awaited.
EXTREME DUI; JAIL 1/14	referred to Senate pub-hu ser.

### **S1005: DUI; HOME DETENTION; INELIGIBILITY**

A person convicted of a DUI offense involving motor vehicles or watercraft is ineligible for home detention. Provisions governing home detention programs authorized by municipalities and counties for persons convicted of DUI offenses are deleted.

First sponsor: Sen. Waring

S1005 Daily History	Date Action
DUI; HOME DETENTION; INELIGIBILITY 1/14	referred to Senate pub-hu ser.

### **S1007: DUI; AGGRAVATED; SENTENCES**

A person who is convicted of an aggravated DUI for committing a DUI or extreme DUI while required to participate in the certified ignition interlock device program is not eligible for probation, pardon, commutation or suspension of sentence or release on any other basis until the person has served at least four months in prison.

First sponsor: Sen. Waring

S1007 Daily History	Date Action
DUI; AGGRAVATED; SENTENCES 1/14	referred to Senate pub-hu ser.

### **S1008: DRIVERS LICENSE SUSPENSION; TRAFFIC ACCIDENTS**

If a person who is involved in a motor vehicle accident that involves death or serious physical injury submits to a test of the person's blood, breath, urine or other bodily substance for the purpose of determining alcohol concentration or drug content, a law enforcement officer shall forward a certified report to the Department of Motor Vehicles. If the results of the test are not immediately available or if they indicate that the person has a 0.08 or more alcohol concentration or 0.04 or more alcohol concentration if the person was operating a commercial vehicle, the officer shall serve an order of suspension on the person on behalf of the Department. The order of suspension shall be effective immediately and require the person to immediately surrender any license or permit to drive issued by this state. The department shall suspend the person's license or permit to drive or right to apply for a license or permit or any nonresident operating privilege pending the results of any chemical test or for not less than 90 days if the results of the test indicate 0.08 or more alcohol concentration, 0.04 or more alcohol concentration if the person was operating a commercial vehicle or the presence of any drug defined in section 13-3401 or its metabolite. If a nonresident's

privilege to operate a motor vehicle in this state has been suspended under this section, the Department shall give written information of the action taken to the motor vehicle administrator of the state of the person's residence and of any state in which the person has a license.

First sponsor: Sen. Waring

S1008 Daily History	Date Action
DRIVERS LICENSE SUSPENSION; TRAFFIC ACCIDENTS	2/26 Senate trans FAILED 1-3.
DRIVERS LICENSE SUSPENSION; TRAFFIC ACCIDENTS	2/18 from Senate pub-hu ser with amend #4160.
DRIVERS LICENSE SUSPENSION; TRAFFIC ACCIDENTS	2/14 Senate pub-hu ser amended; report awaited.
DRIVERS LICENSE SUSPENSION; TRAFFIC ACCIDENTS	2/7 Senate pub-hu ser held.
DRIVERS LICENSE SUSPENSION; TRAFFIC ACCIDENTS	1/15 Senate trans held.
DRIVERS LICENSE SUSPENSION; TRAFFIC ACCIDENTS	1/14 referred to Senate trans, pub-hu ser.

### **S1017: FIREARMS; PEACE OFFICERS**

Prohibits entities from restricting a peace officer from carrying firearms, as long as the officer is in compliance with requirements of the Peace Officers Standards and Training Board. AS PASSED SENATE.

First sponsor: Sen. Chuck Gray

S1017 Daily History	Date Action
FIREARMS; PEACE OFFICERS	3/3 referred to House nat res-pub.
FIREARMS; PEACE OFFICERS	2/25 passed Senate 28-1; ready for House.
FIREARMS; PEACE OFFICERS	1/31 Senate COW approved with amend #4002 and floor amend #4033.
FIREARMS; PEACE OFFICERS	1/29 from Senate rules okay.
FIREARMS; PEACE OFFICERS	1/15 from Senate jud with amend #4002.
FIREARMS; PEACE OFFICERS	1/14 referred to Senate jud.

### **S1033: DUI; COMMUNITY RESTITUTION; DRIVER LICENSE**

A person whose driver license was revoked for a second DUI within 84 months and who was ordered to perform community restitution must provide proof from the court that community restitution was completed in order to receive a new driver license. If a person fails to complete restitution, the court may order alternative sanctions, and the person shall not be issued a new driver license until the person provides proof that the alternative sanctions have been completed. AS PASSED SENATE.

First sponsor: Sen. Waring

S1033 Daily History	Date Action
DUI; COMMUNITY RESTITUTION; DRIVER LICENSE	3/24 additionally referred to House trans.
DUI; COMMUNITY RESTITUTION; DRIVER LICENSE	3/20 referred to House gov, com.
DUI; COMMUNITY RESTITUTION; DRIVER LICENSE	3/12 passed Senate 27-0; ready for House.
DUI; COMMUNITY RESTITUTION; DRIVER LICENSE	3/11 Senate COW approved with amend #4414 and floor amend #4599.
DUI; COMMUNITY RESTITUTION; DRIVER LICENSE	3/6 from Senate rules okay.
DUI; COMMUNITY RESTITUTION; DRIVER LICENSE	3/3 from Senate pub-hu ser with amend #4414.
DUI; COMMUNITY RESTITUTION; DRIVER LICENSE	2/28 Senate pub-hu ser amended; report awaited.
DUI; COMMUNITY RESTITUTION; DRIVER LICENSE	1/16 from Senate trans do pass.
DUI; COMMUNITY RESTITUTION; DRIVER LICENSE	1/15 Senate trans do pass; report awaited.
DUI; COMMUNITY RESTITUTION; DRIVER LICENSE	1/14 referred to Senate pub-hu ser, trans.

### **S1041: TRANSPORTATION; HOV LANES; HYBRIDS**

Hybrid vehicles may use the HOV lane at any time if the vehicle has at least 45% fuel efficiency in combined city-highway fuel economy based on information provided by the federal government.

Previously, hybrid vehicles could use the HOV lane at any time if the federal government allowed it.  
 First sponsor: Sen. Harper

S1041 Daily History	Date Action
TRANSPORTATION; HOV LANES; HYBRIDS	4/10 from House trans with amend #5200.
TRANSPORTATION; HOV LANES; HYBRIDS	3/24 House trans designated as prime committee.
TRANSPORTATION; HOV LANES; HYBRIDS	3/18 referred to House env, trans.
TRANSPORTATION; HOV LANES; HYBRIDS	3/13 passed Senate 24-4; ready for House.
TRANSPORTATION; HOV LANES; HYBRIDS	3/11 from Senate rules okay.
TRANSPORTATION; HOV LANES; HYBRIDS	3/10 to Senate consent calendar.
TRANSPORTATION; HOV LANES; HYBRIDS	2/28 from Senate trans do pass.
TRANSPORTATION; HOV LANES; HYBRIDS	2/26 Senate trans do pass; report awaited.
TRANSPORTATION; HOV LANES; HYBRIDS	1/14 referred to Senate trans.

### S1042: TRANSPORTATION; PRIVATE TOLL ROADS

By December 31, 2009, the Arizona Department of Transportation (ADOT) must issue a request for proposals for a private entity to construct a toll road between the intersection of the Loop 303 and 75th Avenue, and Prescott. Proposals must be submitted by June 30, 2010, and ADOT must award the contract by December 31, 2010. Various restrictions on private toll roads, including the requirement for private road projects to be constructed only where reasonable alternative public routes exist, are eliminated.

First sponsor: Sen. Harper

S1042 Daily History	Date Action
TRANSPORTATION; PRIVATE TOLL ROADS	1/14 referred to Senate trans.

### S1048: PARITAL-BIRTH ABORTIONS; DEFINITION (~~DUI ABATEMENT COUNCIL; CHAIRPERSON~~)

Redefines partial-birth abortion and subjects a physician who performs one to a fine or imprisonment for up to two years or both. Language providing an exemption from prosecution if the mother's life is endangered is changed to specify that the danger must be from physical causes. A section is added stating a physician may request a hearing before the state Medical Board to determine whether the procedure was necessary to save the mother's life. The results of the hearing are admissible at a trial of the defendant. Severability clause. Lost emergency clause. AS PASSED HOUSE.

First sponsor: Sen. Linda Gray

S1048 Daily History	Date Action
PARITAL-BIRTH ABORTIONS; DEFINITION	5/28 House adopted conference report #5465. Awaits Senate adoption and final vote in both houses.
PARITAL-BIRTH ABORTIONS; DEFINITION	5/1 House named Stump, Barto and Sinema to the free Conference Committee (Senate conferees: L Gray, Blendu, Pesquiera).
PARITAL-BIRTH ABORTIONS; DEFINITION	4/30 Senate refused to concur in House amendments and named L Gray, Blendu and Pesquiera to a FREE Conference Committee. House conferees awaited.
PARITAL-BIRTH ABORTIONS; DEFINITION	4/22 passed House 31-24 (lost emergency clause); ready for Senate action on House amendments.
<b>PARITAL-BIRTH ABORTIONS; DEFINITION</b>	4/21 House COW approved with amend #5160. NOTE SHORT TITLE CHANGE.
DUI ABATEMENT COUNCIL; CHAIRPERSON	4/17 retained on House COW calendar.
DUI ABATEMENT COUNCIL; CHAIRPERSON	4/15 from House rules okay.
DUI ABATEMENT COUNCIL; CHAIRPERSON	4/9 from House nat res-pub with amend #5160.
DUI ABATEMENT COUNCIL; CHAIRPERSON	4/2 House nat res-pub held.
DUI ABATEMENT COUNCIL; CHAIRPERSON	3/20 referred to House nat res-pub.

DUI ABATEMENT COUNCIL; CHAIRPERSON	2/19 passed Senate 27-2; ready for House.
DUI ABATEMENT COUNCIL; CHAIRPERSON	2/14 Senate COW approved with amend #4036.
DUI ABATEMENT COUNCIL; CHAIRPERSON	2/5 from Senate rules okay.
DUI ABATEMENT COUNCIL; CHAIRPERSON	2/4 from Senate pub-hu ser with amend #4036.
DUI ABATEMENT COUNCIL; CHAIRPERSON	1/31 Senate pub-hu ser amended; report awaited.
DUI ABATEMENT COUNCIL; CHAIRPERSON	1/17 Senate pub-hu ser held.
DUI ABATEMENT COUNCIL; CHAIRPERSON	1/14 referred to Senate pub-hu ser.

**S1056: LAW ENFORCEMENT MERIT SYSTEM; CONTINUATION**

The statutory life of the Law Enforcement Merit System Council is extended seven years to July 1, 2015. A purpose section states the council adopts and enforces merit principles of public employment for the Dept of Public Safety. Retroactive to July 1, 2008. AS SIGNED BY GOVERNOR. First sponsor: Sen. Chuck Gray

S1056 Daily History	Date Action
LAW ENFORCEMENT MERIT SYSTEM; CONTINUATION	4/4 signed by governor. Chap. 10, Laws 2008.
LAW ENFORCEMENT MERIT SYSTEM; CONTINUATION	4/1 passed House 58-0; ready for governor.
LAW ENFORCEMENT MERIT SYSTEM; CONTINUATION	3/25 from House rules okay. To House consent calendar.
LAW ENFORCEMENT MERIT SYSTEM; CONTINUATION	3/19 from House nat res-pub do pass.
LAW ENFORCEMENT MERIT SYSTEM; CONTINUATION	3/19 House nat res-pub do pass; report awaited.
LAW ENFORCEMENT MERIT SYSTEM; CONTINUATION	3/12 referred to House nat res-pub.
LAW ENFORCEMENT MERIT SYSTEM; CONTINUATION	3/10 passed Senate 23-2; ready for House.
LAW ENFORCEMENT MERIT SYSTEM; CONTINUATION	2/28 Senate COW approved.
LAW ENFORCEMENT MERIT SYSTEM; CONTINUATION	2/19 stricken from Senate consent calendar by Hale.
LAW ENFORCEMENT MERIT SYSTEM; CONTINUATION	2/19 from Senate rules okay.
LAW ENFORCEMENT MERIT SYSTEM; CONTINUATION	2/18 to Senate consent calendar.
LAW ENFORCEMENT MERIT SYSTEM; CONTINUATION	1/29 from Senate jud do pass.
LAW ENFORCEMENT MERIT SYSTEM; CONTINUATION	1/28 Senate jud do pass; report awaited.
LAW ENFORCEMENT MERIT SYSTEM; CONTINUATION	1/14 referred to Senate jud.

**S1057: LAW ENFORCEMENT OFFICER; DEFINITION; REPRESENTATION**

Probationary employees working in corrections, detention, surveillance or probation are excluded from the list of law enforcement officers protected under statutes pertaining to right of representation, right to review evidence, etc at disciplinary hearings. AS SIGNED BY GOVERNOR. First sponsor: Sen. Chuck Gray

S1057 Daily History	Date Action
LAW ENFORCEMENT OFFICER; DEFINITION; REPRESENTATION	4/16 signed by governor. Chap. 40, Laws 2008.
LAW ENFORCEMENT OFFICER; DEFINITION; REPRESENTATION	4/9 passed House 59-0; ready for governor.
LAW ENFORCEMENT OFFICER; DEFINITION; REPRESENTATION	4/8 House COW approved.
LAW ENFORCEMENT OFFICER; DEFINITION; REPRESENTATION	4/1 stricken from House consent calendar by Gallardo.
LAW ENFORCEMENT OFFICER; DEFINITION; REPRESENTATION	4/1 from House rules okay. To House consent calendar.
LAW ENFORCEMENT OFFICER; DEFINITION; REPRESENTATION	3/19 from House nat res-pub do pass.
LAW ENFORCEMENT OFFICER; DEFINITION; REPRESENTATION	3/19 House nat res-pub do pass; report awaited.
LAW ENFORCEMENT OFFICER; DEFINITION; REPRESENTATION	3/11 referred to House nat res-pub.
LAW ENFORCEMENT OFFICER; DEFINITION; REPRESENTATION	3/6 passed Senate 21-9; ready for House.
LAW ENFORCEMENT OFFICER; DEFINITION; REPRESENTATION	3/4 From Senate rules okay.
LAW ENFORCEMENT OFFICER; DEFINITION; REPRESENTATION	3/3 to Senate consent calendar.
LAW ENFORCEMENT OFFICER; DEFINITION; REPRESENTATION	1/29 from Senate jud do pass.
LAW ENFORCEMENT OFFICER; DEFINITION; REPRESENTATION	1/28 Senate jud do pass; report awaited.
LAW ENFORCEMENT OFFICER; DEFINITION; REPRESENTATION	1/14 referred to Senate jud.

**S1060: LAW ENFORCEMENT OFFICERS; INTERVIEWS**

If an employer interviews a law enforcement or probation officer and the officer reasonably believes (formerly, based on the employer's reasonable belief) the interview could result in dismissal, demotion or suspension, the officer must be provided with written notice and may request to have a representative present. If an officer proves the rights were violated, the fact of the interview and any evidence obtained therein is not admissible in the administrative appeals hearing.

First sponsor: Sen. Waring

S1060 Daily History	Date Action
LAW ENFORCEMENT OFFICERS; INTERVIEWS 1/14 referred to Senate pub-hu ser, gov.	

### **S1070: CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS**

The list of requirements that a DPS-approved firearms safety course (completion of which is required for a person to issued a concealed weapons permit) must include is changed to state that instructors must be either DPS-certified or possess a current NRA instructor certificate in pistol or personal protection. Requirements that instructors must submit to background checks is unchanged. Also, adds requirement that the permit applicant must provide "adequate documentation" (defined) that an approved training program was satisfactorily completed. AS PASSED HOUSE.

First sponsor: Sen. Chuck Gray

Others: Sen. Linda Gray

S1070 Daily History	Date Action
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	6/10 signed by governor. Chap. 263, Laws 2008.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	6/4 Senate concurred in House amendments and passed on final reading 26-1; ready for governor.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	5/21 passed House on reconsideration 43-17; ready for Senate action on House amendments.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	5/20 FAILED to pass House 28-22. House voted to reconsider failure to pass bill. Second vote scheduled for 5/21.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	5/19 House COW approved with floor amend #5466.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	5/14 retained on House COW calendar.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	5/13 from House rules okay.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	4/21 withdrawn from House jud.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	3/26 from House nat res-pub do pass.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	3/25 additionally referred to House jud.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	3/18 referred to House nat res-pub.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	3/13 passed Senate 28-0; ready for House.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	3/11 Senate COW approved with amend #4184.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	3/4 from Senate rules okay.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	2/19 from Senate jud with amend #4184.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	2/18 Senate jud amended; report awaited.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	2/11 Senate jud held.
CONCEALED WEAPONS PERMIT; QUALIFICATIONS; INSTRUCTORS	1/14 referred to Senate jud.

### **S1077: MISSING PERSONS; LAW ENFORCEMENT DUTIES**

Law enforcement agencies shall accept all reports of a missing person without delay and may not consider factors such as whether the person is an adult, the length of time the person has been missing or the relationship of the reporting individual to the missing person. When accepting a missing person report, law enforcement shall attempt to gather relevant information, including the missing person's identifying information, a photograph of the missing person and information on the



missing person's electronic communication devices (cell phone numbers and e-mail addresses). If a person is missing more than 30 days, law enforcement shall attempt to obtain DNA samples and other materials to assist in forensic or scientific investigation. If a missing person is determined to be a high risk missing person (defined), law enforcement shall immediately enter all collected information in available state and federal databases and notify the Department of Public Safety, which shall notify all other law enforcement agencies in the state and surrounding regions. Any person with custody of human remains that are not identified within 24 hours after discovery shall notify the Department of Public Safety.

First sponsor: Sen. Allen

S1077 Daily History	Date Action
MISSING PERSONS; LAW ENFORCEMENT DUTIES 1/14 referred to Senate pub-hu ser, jud.	

### **S1106: CONCEALED WEAPONS PERMIT; RENEWAL OPTION**

A concealed weapons permit may, at the option of the permit holder, be valid for the lifetime of the permittee. Otherwise, the permit, as currently, is valid for five years. The lifetime permit may, like the five-year permit, be suspended or revoked for stated reasons. AS PASSED SENATE.

First sponsor: Sen. Chuck Gray

Others: Rep. Biggs, Rep. Burges, Rep. Clark, Rep. Kavanagh, Rep. Mason, Rep. McComish, Rep. Nichols, Rep. Jerry Weiers, Sen. Blendu, Sen. Gould, Sen. Linda Gray, Sen. Harper

S1106 Daily History	Date Action
CONCEALED WEAPONS PERMIT; RENEWAL OPTION 5/27 VETOED message	
CONCEALED WEAPONS PERMIT; RENEWAL OPTION 5/21 passed House on reconsideration 35-25; ready for governor.	
CONCEALED WEAPONS PERMIT; RENEWAL OPTION 5/20 FAILED to pass House 28-26. House voted to reconsider failure to pass bill. Second vote scheduled for 5/21.	
CONCEALED WEAPONS PERMIT; RENEWAL OPTION 5/19 House COW approved.	
CONCEALED WEAPONS PERMIT; RENEWAL OPTION 5/13 from House rules okay.	
CONCEALED WEAPONS PERMIT; RENEWAL OPTION 4/9 withdrawn from House jud.	
CONCEALED WEAPONS PERMIT; RENEWAL OPTION 4/8 from House home sec-property do pass.	
CONCEALED WEAPONS PERMIT; RENEWAL OPTION 3/31 House home sec-property held.	
CONCEALED WEAPONS PERMIT; RENEWAL OPTION 3/25 additionally referred to House jud.	
CONCEALED WEAPONS PERMIT; RENEWAL OPTION 3/19 referred to House home sec-property.	
CONCEALED WEAPONS PERMIT; RENEWAL OPTION 3/12 passed Senate 23-4; ready for House.	
CONCEALED WEAPONS PERMIT; RENEWAL OPTION 3/11 Senate COW approved with amend #4049 and floor amend #4600.	
CONCEALED WEAPONS PERMIT; RENEWAL OPTION 3/4 from Senate rules okay.	
CONCEALED WEAPONS PERMIT; RENEWAL OPTION 2/5 from Senate jud with amend #4049.	
CONCEALED WEAPONS PERMIT; RENEWAL OPTION 1/23 referred to Senate jud.	

### **S1132: FIREARMS; RESTAURANTS; POSTING**

A holder of a restaurant license may allow the possession of a pistol on the premises if there is a notice clearly posted in at least 80 point type at the primary and secondary public entrances stating the establishment allows pistols and serves alcohol; however, it is illegal for the person carrying a pistol to consume alcohol. Violation is a class 1 (highest) misdemeanor. It is a class 2 (mid-level) misdemeanor to remove the pistol from a holster or a place of lawful concealment unless the person is defending his/her life or the life of another person. The list of acts that constitutes misconduct involving weapons is expanded to include entering a restaurant with a firearm if the required notice is not posted. An intent section states the Legislature finds there are "serious and continuing concerns" related to liquor consumption and alcohol. AS PASS SENATE.

First sponsor: Sen. Harper

Others: Sen. Gorman

S1132 Daily History	Date Action
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FIREARMS; RESTAURANTS; POSTING 4/9 referred to House jud.
FIREARMS; RESTAURANTS; POSTING 4/3 passed Senate 18-10; ready for House.
FIREARMS; RESTAURANTS; POSTING 2/28 Senate COW approved with amend #4069 and floor amend #4408, a substitute for the rules tech amendment.
FIREARMS; RESTAURANTS; POSTING 2/25 from Senate rules with a technical amendment.
FIREARMS; RESTAURANTS; POSTING 2/7 from Senate com-econ with amend #4069.
FIREARMS; RESTAURANTS; POSTING 2/6 Senate com-econ amended; report awaited.
FIREARMS; RESTAURANTS; POSTING 1/30 Senate com-econ held.
FIREARMS; RESTAURANTS; POSTING 1/23 referred to Senate com-econ.

**S1140: LAW ENFORCEMENT; SAFETY EQUIPMENT; APPROPRIATION**

Certain additional assessments payable by persons convicted of certain crimes are to be paid into the Public Safety Equipment Fund established by this ace (formerly, the general fund). The PSE Fund is administered by the Dept of Public Safety to purchase protective armor, electronic stun devices and other safety equipment for the Dept. Appropriates \$500,000 from the first monies received from the Public Safety Equipment Fund in FY2008-2009 to the Criminal Justice Commission for distribution to state and local law enforcement and other governmental entities in the state for properly tested fire suppression kits for Ford Crown Victoria vehicles to aid in the prevention of fires resulting from rear end collisions (to a maximum of \$1,000 per vehicle).

First sponsor: Sen. Waring

S1140 Daily History	Date Action
LAW ENFORCEMENT; SAFETY EQUIPMENT; APPROPRIATION 2/18 from Senate pub-hu ser do pass.	
LAW ENFORCEMENT; SAFETY EQUIPMENT; APPROPRIATION 2/14 Senate pub-hu ser do pass; report awaited.	
LAW ENFORCEMENT; SAFETY EQUIPMENT; APPROPRIATION 1/24 referred to Senate pub-hu ser, appro.	

**S1161: CONCEALED WEAPONS PERMIT; FEE**

Statutorily sets the renewal fee for a concealed weapons permit at not more than \$65 (formerly, the amount was up to the discretion of the Dept of Public Safety).

First sponsor: Sen. Chuck Gray  
 Others: Rep. Nelson, Sen. Blendu

S1161 Daily History	Date Action
CONCEALED WEAPONS PERMIT; FEE 1/24 referred to Senate jud.	

**S1187: AGGRAVATED ASSAULT; PEACE OFFICERS**

Increases the penalty for aggravated assault against a peace officer or a person summoned and directed by the officer while engaging in official duties if the assault results in physical injury to the officer to a class 4 felony (midlevel) from a class 5 felony (second lowest).

First sponsor: Sen. Chuck Gray  
 Others: Sen. Linda Gray

S1187 Daily History	Date Action
AGGRAVATED ASSAULT; PEACE OFFICERS 4/10 from House jud do pass.	
AGGRAVATED ASSAULT; PEACE OFFICERS 3/19 referred to House jud.	
AGGRAVATED ASSAULT; PEACE OFFICERS 3/10 passed Senate 25-1; ready for House.	
AGGRAVATED ASSAULT; PEACE OFFICERS 3/4 From Senate rules okay.	
AGGRAVATED ASSAULT; PEACE OFFICERS 3/3 to Senate consent calendar.	
AGGRAVATED ASSAULT; PEACE OFFICERS 2/5 from Senate jud do pass.	
AGGRAVATED ASSAULT; PEACE OFFICERS 1/28 referred to Senate jud.	

**S1214: CONCEALED WEAPONS; SCHOOL GROUNDS**

The prohibition against carrying a weapon onto school grounds does not apply to persons who possess a valid concealed carry permit. For purposes of this section of statute, the definition of "school" is expanded to include community colleges as well as universities, both public and private.

First sponsor: Sen. Johnson  
Others: Rep. Barnes, Rep. Biggs, Rep. Clark, Rep. Crump, Rep. Groe, Rep. Nichols, Rep. Pearce, Sen. Blendu, Sen. Verschoor

S1214 Daily History	Date Action
CONCEALED WEAPONS; SCHOOL GROUNDS	3/11 from Senate rules with a technical amendment.
CONCEALED WEAPONS; SCHOOL GROUNDS	2/27 from Senate jud with amend #4330.
CONCEALED WEAPONS; SCHOOL GROUNDS	2/25 Senate jud amended; report awaited.
CONCEALED WEAPONS; SCHOOL GROUNDS	2/18 Senate jud held.
CONCEALED WEAPONS; SCHOOL GROUNDS	1/28 referred to Senate jud.

**S1217: RETIREMENT; CORP; ORDINARY DISABILITY**

Repeals a conditional enactment clause in 2007's H2787 (Chapter 261, Sec. 17) pertaining to changes in the Correctional Officers Retirement Plan. Effect is to make changes CORP members eligible for ordinary disability benefits immediately upon the effective date of this act rather than waiting until the year after aggregate CORP liability is determined to be 100% funded.

First sponsor: Sen. Johnson

S1217 Daily History	Date Action
RETIREMENT; CORP; ORDINARY DISABILITY	1/28 referred to Senate fin-ins-ret.

**S1246: EMERGENCY RESPONSE COMMISSION; CONTINUATION**

The statutory life of the Emergency Response Commission is extended for 10 years until July 1, 2013. A purpose section states that the Commission is to supervise, coordinate and assist local emergency planning committees for the purpose of the Emergency Planning and Community Right-to-Know Act of 1986. Effective July 1, 2008.

First sponsor: Sen. Burton Cahill  
Others: Rep. Ableser

S1246 Daily History	Date Action
EMERGENCY RESPONSE COMMISSION; CONTINUATION	1/30 referred to Senate gov.

**S1273: RETIREMENT; ASRS; PAYROLL DEDUCTION AGREEMENTS; TRANSFERS**

If an employee has made a qualified irrevocable election and transfers participation to another defined benefit retirement system or plan of this state without termination of employment, the Arizona State Retirement System shall transfer the total of any interest and principal paid by the transferred member for purchase of credited service within 90 days of the date of transfer. An employee who made an eligible election prior to enactment of this act may elect to have his/her employee service credits transferred in accordance with this act within 1 year of the employee's transfer to the subsequent retirement system or plan or within 1 year of the effective date of this act, whichever is later. Emergency clause.

First sponsor: Sen. Huppenthal

S1273 Daily History	Date Action
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RETIREMENT; ASRS; PAYROLL DEDUCTION AGREEMENTS; TRANSFERS 1/31 referred to Senate fin-ins-ret.

### **S1275: LAW ENFORCEMENT OFFICERS; ARREST; RESPONSIBILITY**

A law enforcement officer shall determine if an arrested person is a parent or guardian of a minor child and if the child's welfare will be in danger due to the arrest, and the officer is responsible for the child's welfare and placement and to maintain records regarding the minor child.  
First sponsor: Sen. Huppenthal

S1275 Daily History

Date Action

LAW ENFORCEMENT OFFICERS; ARREST; RESPONSIBILITY 1/31 referred to Senate pub-hu ser.

### **S1332: DNA TESTING; ARREST**

Clarifies that a person charged with a specified felony or misdemeanor (sex crimes, first and second degree burglary and certain serious crimes) and who is summoned to appear in court must submit to DNA testing only under certain circumstances. Apparent purpose is to eliminate occasions when a defendant may be required to submit to DNA testing multiple times during procedures related to the same offense or arrest. Also establishes the requirement for DNA testing for juveniles arrested for specified crimes. AS PASSED CONFERENCE.  
First sponsor: Sen. Chuck Gray

S1332 Daily History

Date Action

DNA TESTING; ARREST 6/10 House adopted conference report #5516 and passed on final reading 51-0; ready for governor.

DNA TESTING; ARREST 6/9 Senate adopted conference report #5516. Awaits House adoption and final vote.

DNA TESTING; ARREST 5/1 House named Farnsworth, Adams and Sinema to the free Conference Committee (Senate conferees: C Gray, L Gray, Pesquiera).

DNA TESTING; ARREST 4/30 Senate refused to concur in House amendments and named C Gray, L Gray and Pesquiera to a FREE Conference Committee. House conferees awaited.

DNA TESTING; ARREST 4/22 passed House 56-0; ready for Senate action on House amendments.

DNA TESTING; ARREST 4/21 House COW approved with amend #5195.

DNA TESTING; ARREST 4/15 from House rules okay.

DNA TESTING; ARREST 4/10 from House jud with amend #5195.

DNA TESTING; ARREST 4/1 withdrawn from House nat res-pub.

DNA TESTING; ARREST 3/25 referred to House nat res-pub, jud.

DNA TESTING; ARREST 3/18 passed Senate 26-4; ready for House.

DNA TESTING; ARREST 3/13 Senate COW approved with floor amend #4685.

DNA TESTING; ARREST 3/4 From Senate rules okay.

DNA TESTING; ARREST 3/3 to Senate consent calendar. Stricken from Senate consent calendar by Chuck Gray.

DNA TESTING; ARREST 2/26 from Senate jud do pass.

DNA TESTING; ARREST 2/4 referred to Senate jud.

### **S1335: AGGRAVATED DOMESTIC VIOLENCE; VIOLATION**

A person is guilty of aggravated domestic violence if the person commits a second (formerly, third) or subsequent domestic violence offense within an 84 month period.  
First sponsor: Sen. Bee

S1335 Daily History

Date Action

AGGRAVATED DOMESTIC VIOLENCE; VIOLATION 3/12 referred to House jud.

AGGRAVATED DOMESTIC VIOLENCE; VIOLATION 3/3 passed Senate 26-1; ready for House.

AGGRAVATED DOMESTIC VIOLENCE; VIOLATION 2/19 from Senate rules okay.

AGGRAVATED DOMESTIC VIOLENCE; VIOLATION 2/18 from Senate pub-hu ser do pass. To Senate consent calendar.

AGGRAVATED DOMESTIC VIOLENCE; VIOLATION 2/14 Senate pub-hu ser do pass; report awaited.  
 AGGRAVATED DOMESTIC VIOLENCE; VIOLATION 2/4 referred to Senate pub-hu ser.

**S1339: LAW ENFORCEMENT; PROBATION; OFFICERS; INVESTIGATIONS**

An employer may require a law enforcement officer or probation officer to submit to a polygraph examination to reconcile a material difference between a statement the officer makes to the employer during an investigation against the officer and other evidence obtained by the employer and if reconciling that difference is necessary to complete the investigation. Places the burden of proof in an appeal of a disciplinary action by a law enforcement officer or probation officer on the employer. In cases before the office of administrative hearings, or where the employer is a county with a population of at least 250,000 or a municipality with a population of at least 65,000, a request for a change of hearing officer or administrative law judge shall be granted on the first request of the party. All other requests may be granted only on a showing that a fair and impartial hearing cannot be obtained due to the prejudice of the assigned hearing officer or administrative law judge. A suspension for more than 24 hours (formerly, 40 hours) is deemed to be a "disciplinary action" for purposes of this act. AS SIGNED BY GOVERNOR.

First sponsor: Sen. Linda Gray

Others: Rep. Kavanagh, Rep. McClure, Rep. Nelson, Rep. Tobin, Sen. Blendu, Sen. Miranda, Sen. Soltero

S1339 Daily History	Date Action
LAW ENFORCEMENT; PROBATION; OFFICERS; INVESTIGATIONS	5/12 signed by governor. Chap. 193, Laws 2008.
LAW ENFORCEMENT; PROBATION; OFFICERS; INVESTIGATIONS	5/7 Senate concurred in House amendments and passed on final reading 28-0; ready for governor.
LAW ENFORCEMENT; PROBATION; OFFICERS; INVESTIGATIONS	4/22 passed House 56-0; ready for Senate action on House amendments.
LAW ENFORCEMENT; PROBATION; OFFICERS; INVESTIGATIONS	4/14 House COW approved with the rules tech amendment.
LAW ENFORCEMENT; PROBATION; OFFICERS; INVESTIGATIONS	4/8 from House rules with a technical amendment.
LAW ENFORCEMENT; PROBATION; OFFICERS; INVESTIGATIONS	4/2 from House nat res-pub do pass.
LAW ENFORCEMENT; PROBATION; OFFICERS; INVESTIGATIONS	4/2 House nat res-pub do pass; report awaited.
LAW ENFORCEMENT; PROBATION; OFFICERS; INVESTIGATIONS	3/19 referred to House nat res-pub.
LAW ENFORCEMENT; PROBATION; OFFICERS; INVESTIGATIONS	3/13 passed Senate 28-0; ready for House.
LAW ENFORCEMENT; PROBATION; OFFICERS; INVESTIGATIONS	3/11 Senate COW approved with amend #4272.
LAW ENFORCEMENT; PROBATION; OFFICERS; INVESTIGATIONS	3/6 from Senate rules okay.
LAW ENFORCEMENT; PROBATION; OFFICERS; INVESTIGATIONS	2/25 from Senate pub-hu ser with amend #4272.
LAW ENFORCEMENT; PROBATION; OFFICERS; INVESTIGATIONS	2/21 Senate pub-hu ser amended; report awaited.
LAW ENFORCEMENT; PROBATION; OFFICERS; INVESTIGATIONS	2/4 referred to Senate pub-hu ser.

**S1407: RETIREMENT; ASRS; OMNIBUS (TECH CORRECTION, PSPRS, DEFERRED RETIREMENT)**

Exempts the retirement plan from statutory procedures pertaining to abandoned property and establishes alternate procedures for defining and dealing with unclaimed monies in the ASRS trust fund. Also makes various changes to provisions governing transfers from one retirement system/plan to another. Appropriates \$137,607 from the ASRS administration account in fiscal 2008-09 to the ASRS for implementation. Emergency clause.

First sponsor: Sen. Verschoor

S1407 Daily History	Date Action
RETIREMENT; ASRS; OMNIBUS	6/10 signed by governor. Chap. 264, Laws 2008.
RETIREMENT; ASRS; OMNIBUS	6/4 Senate concurred in House amendments and passed on final reading 21-6; ready for governor.
RETIREMENT; ASRS; OMNIBUS	5/6 passed House 54-0; ready for Senate action on House amendments.
<b>RETIREMENT; ASRS; OMNIBUS</b>	4/29 House COW approved with amend #5268. NOTE SHORT

TITLE CHANGE.
TECH CORRECTION; PSPRS; DEFERRED RETIREMENT 4/22 from House rules okay.
TECH CORRECTION; PSPRS; DEFERRED RETIREMENT 4/17 from House appro with amend #5268.
TECH CORRECTION; PSPRS; DEFERRED RETIREMENT 3/11 referred to House appro.
TECH CORRECTION; PSPRS; DEFERRED RETIREMENT 3/10 passed Senate 25-1; ready for House.
TECH CORRECTION; PSPRS; DEFERRED RETIREMENT 3/4 from Senate rules do pass and okay.
TECH CORRECTION; PSPRS; DEFERRED RETIREMENT 3/3 to Senate consent calendar.
TECH CORRECTION; PSPRS; DEFERRED RETIREMENT 2/6 referred to Senate rules only.

**S1408: PROHIBITED POSSESSORS; UNDOCUMENTED ALIENS**

The definition of undocumented aliens or nonimmigrant aliens who are prohibited from possessing a deadly weapon is changed to an alien "traveling with or without documentation in this state for business or pleasure or who is studying in this state and who maintains a foreign residence abroad," with exceptions. Previously, the definition referred to federal law.

First sponsor: Sen. Verschoor

S1408 Daily History	Date Action
PROHIBITED POSSESSORS; UNDOCUMENTED ALIENS 3/13	see H2486.
PROHIBITED POSSESSORS; UNDOCUMENTED ALIENS 3/11	Senate COW approved with amend #4326.
PROHIBITED POSSESSORS; UNDOCUMENTED ALIENS 3/4	from Senate rules okay.
PROHIBITED POSSESSORS; UNDOCUMENTED ALIENS 2/27	from Senate jud with amend #4326.
PROHIBITED POSSESSORS; UNDOCUMENTED ALIENS 2/25	Senate jud amended; report awaited.
PROHIBITED POSSESSORS; UNDOCUMENTED ALIENS 2/18	Senate jud FAILED 3-3.
PROHIBITED POSSESSORS; UNDOCUMENTED ALIENS 2/6	referred to Senate jud.

**S1413: CHILDREN; PICKUP TRUCK BEDS; PROHIBITION**

In a county with a population of 800,000 or more (Maricopa and Pima), a person driving a pickup truck or motortruck on a highway shall not transport a person under 13 years old in or on the bed of the truck (with exceptions).

First sponsor: Sen. Rios

Others: Sen. Chevront, Sen. Hale, Sen. Landrum Taylor, Sen. Miranda

S1413 Daily History	Date Action
CHILDREN; PICKUP TRUCK BEDS; PROHIBITION 2/7	referred to Senate trans.

**S1414: LICENSE PLATES; ATTACHMENT; PROHIBITION**

A person shall not apply a covering or any substance to a license plate or use any electronic devise or electrochromatic film that obscures the license plate in any way, unless authorized by the Dept of Motor vehicles. Effective January 1, 2009.

First sponsor: Sen. Rios

Others: Sen. Chevront, Sen. Hale, Sen. Miranda, Sen. Soltero

S1414 Daily History	Date Action
LICENSE PLATES; ATTACHMENT; PROHIBITION 2/7	referred to Senate trans.

**S1433: DPS EMPLOYEES; UNIVERSITY SCHOLARSHIPS**

The Department of Public Safety Employees Scholarship Fund is established consisting of grants and donations. The Arizona Board of Regents administers the Fund and uses Fund monies to award university scholarships to DPS employees.

First sponsor: Sen. O'Halleran  
Others: Rep. Burns, Rep. McClure

S1433 Daily History	Date Action
DPS EMPLOYEES; UNIVERSITY SCHOLARSHIPS 4/9	House nat res-pub held.
DPS EMPLOYEES; UNIVERSITY SCHOLARSHIPS 4/3	referred to House nat res-pub, appro.
DPS EMPLOYEES; UNIVERSITY SCHOLARSHIPS 3/27	passed Senate 27-0; ready for House.
DPS EMPLOYEES; UNIVERSITY SCHOLARSHIPS 3/25	Senate COW approved.
DPS EMPLOYEES; UNIVERSITY SCHOLARSHIPS 3/20	retained on Senate COW calendar.
DPS EMPLOYEES; UNIVERSITY SCHOLARSHIPS 3/4	From Senate rules okay.
DPS EMPLOYEES; UNIVERSITY SCHOLARSHIPS 3/3	to Senate consent calendar. Stricken from Senate consent calendar by Gould.
DPS EMPLOYEES; UNIVERSITY SCHOLARSHIPS 2/21	from Senate higher ed do pass.
DPS EMPLOYEES; UNIVERSITY SCHOLARSHIPS 2/7	referred to Senate higher ed.

### **S1444: PUBLIC RETIREMENT SYSTEMS; INTERSYSTEM TRANSFERS**

Employer contributions may be transferred between public retirement systems in specified instances.

First sponsor: Sen. Verschoor

S1444 Daily History	Date Action
PUBLIC RETIREMENT SYSTEMS; INTERSYSTEM TRANSFERS 2/7	referred to Senate fin-ins-ret.

### **S1470: PHOTO RADAR; PROHIBITION ON HIGHWAYS**

A photo enforcement system shall not be used on state highways.

First sponsor: Sen. Gould  
Others: Rep. Groe

S1470 Daily History	Date Action
PHOTO RADAR; PROHIBITION ON HIGHWAYS 2/13	from Senate trans do pass.
PHOTO RADAR; PROHIBITION ON HIGHWAYS 2/12	Senate trans do pass; report awaited.
PHOTO RADAR; PROHIBITION ON HIGHWAYS 2/11	referred to Senate trans.

### **S1505: PHOTO ENFORCEMENT ZONES; SIGNS; CITATIONS**

Signage requirements for proper notification of motorists at a photo enforcement location are changed to require one sign to be placed 300 feet in front of cameras and one 600 feet from cameras. (Currently, the second sign may be anywhere more than 300 feet from the cameras.) Citations issued as a result of photo enforcement must include a signed statement by a sworn law enforcement officer that the standards and specifications regarding signage were met during the operation of the photo enforcement system.

First sponsor: Sen. Gorman  
Others: Rep. Biggs, Rep. Groe, Rep. Nichols, Rep. Pearce, Sen. Blendu, Sen. Gould

S1505 Daily History	Date Action
PHOTO ENFORCEMENT ZONES; SIGNS; CITATIONS 2/28	from Senate trans do pass.
PHOTO ENFORCEMENT ZONES; SIGNS; CITATIONS 2/26	Senate trans do pass; report awaited.
PHOTO ENFORCEMENT ZONES; SIGNS; CITATIONS 2/12	referred to Senate trans.

### **SCR1032: REQUIREMENT ON HIGHWAYS; PHOTO RADAR**



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The 2008 general election ballot is to carry the question of whether to amend statute to specifically authorize the state to use a photo enforcement system on state highways to detect speeders.

First sponsor: Sen. Gould

Others: Rep. Groe, Sen. Harper

SCR1032 Daily History	Date Action
REQUIREMENT ON HIGHWAYS; PHOTO RADAR 2/13	from Senate trans with amend #4122.
REQUIREMENT ON HIGHWAYS; PHOTO RADAR 2/12	Senate trans amended; report awaited.
REQUIREMENT ON HIGHWAYS; PHOTO RADAR 2/12	referred to Senate trans.

### **SCR1033: SPEEDING CITATIONS; PHOTO ENFORCEMENT SYSTEMS**

The 2008 general election ballot is to carry the question of whether to amend statute to cause the state (and each jurisdiction that employs photo enforcement equipment) to determine the speed at which 85% of the traffic that passes each photo enforcement array travels in non-peak, daylight hours under good driving conditions. Citations may be issued only to a vehicle that is traveling faster than 85% of vehicles on the highway.

First sponsor: Sen. Gould

SCR1033 Daily History	Date Action
SPEEDING CITATIONS; PHOTO ENFORCEMENT SYSTEMS 2/13	from Senate trans do pass.
SPEEDING CITATIONS; PHOTO ENFORCEMENT SYSTEMS 2/12	referred to Senate trans.

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