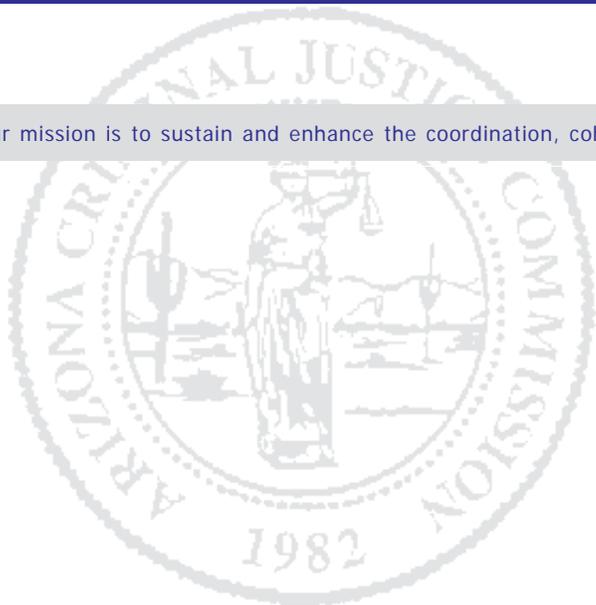


# Arizona Criminal Justice Commission

Office of the Executive Director

Our mission is to sustain and enhance the coordination, cohesiveness, productivity and effectiveness of the Criminal Justice System in Arizona



## *Legislative Summary*

*50th Arizona  
State Legislature*

*2nd Regular Session*

2012



# ARIZONA CRIMINAL JUSTICE COMMISSION



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Oro Valley Police Chief

Vice-Chairperson  
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Coconino County Supervisor

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GEORGE DIAZ  
Public Affairs Officer

AVANGELINA ROGUT  
Legislative Intern

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## Legislative Session Summary

### General Information

The 2012 50<sup>th</sup> 2<sup>nd</sup> Regular Legislative Session adjourned May 3, 2012 at 8:22 PM after 116 days. A total of 1,395 bills were introduced, the fourth highest bill total in the last 52 years.

A total of 387 bills were transmitted to the Governor for her signature. Of those 387 bills, 362 bills were signed and 25 were vetoed. The general effective date for legislation signed by the Governor is August 2, 2012 unless the bill specifies a specific date or contains an emergency enactment which is effective immediately.

### ACJC

The Arizona Criminal Justice Commission (ACJC) continued to serve as a resource and forum for the discussion of these topics among diverse criminal justice interests. The ACJC actively tracked 225 bills, resolutions and memorials this session. This summary includes those pieces of legislation tracked by ourselves and our stakeholders.

### Executive Priorities

Governor Brewer's legislative priorities included personnel reform, restoring the Rainy Day Fund, restoring mental health funds, a balanced budget, and job creation. Other priorities included child-welfare reform.

Three bills were introduced to implement a new manner of investigating all Child Protective Service cases where criminal conduct has been alleged. House Bill 2721 provides for the new Office of Child Welfare Investigations, a recommendation of the Governor's Child Safety Task Force. House Bill 2794, also a product of the Governor's Child Safety Task Force, improves communication between CPS and law enforcement; mandates annual reports detailing effectiveness of joint investigations; and streamlines CPS processes in an effort to improve efficiency and effectiveness. Finally, Senate Bill 1127 updates current Arizona statute to modify the factors a court must consider when determining what is in the best interest of a child.

HB 2571 transitions of a majority of the State's workforce to uncovered and at-will status. The bill also alters the management of the workforce, restructures the grievance and appeal process and updates human resources practices.

### Legislative Priorities

The 50<sup>th</sup> Legislature had several legislative priorities. Included in them were tax cuts, job creation, regulatory reform, immigration, healthcare, public employees and redistricting. Of course a regular legislative priority is the state's budget.

A popular and frequent topic of consideration at the legislature are firearms and the privileges associated with carrying and purchasing them. A total of five bills were introduced in the Senate along that addressed preemption and possession of firearms on college and university campuses.

- SB 1087 firearms; state preemption\*\*
- SB 1304 firearms regulation; political subdivisions\*\*
- SB 1448 misconduct involving weapons; public property\*
- SB 1474 weapons; university; college grounds
- SB 1479 firearms; state regulation; preemption

Of those five bills, three passed the Senate, two were heard in the House but none of them were transmitted to the Governor.

\* Passed Senate. \*\* Passed Senate and heard in the House.

### **Budget**

Fiscal year 20013 state budget is \$8.6 billion, up 3.5% from the fiscal year 2012 budget and included \$700 million towards the Rainy Day Fund.

### **State Aid to Indigent Defense Fund**

The State Aid to Indigent Defense Fund is authorized under ARS 11-588 and is made up of court surcharges outlined in ARS 41-2421. The Arizona Criminal Justice Commission administers the fund as directed by ARS 11-588.

Last year the Indigent Defense Fund was “swept” (appropriated to another fund). This year the accrued deposits were not appropriated to any fund and the entire balance of the deposits will remain unused until appropriated in the upcoming legislative session.

### **Criminal Justice Legislative Issues**

This year’s criminal justice issues ranged from increasing the penalties for metal theft (HB2396) to establishing stalking by electronic or digital means as a crime (HB2549).

House Bill 2396/Chapter 53 redefines how the value of non-ferrous metal is calculated for the purposes of classifying the level of crime (ie: class 5 felony, class 1 misdemeanor, etc.) and for the purposes of sentencing. Statutes now mandate the repair or replacement value of the stolen metal versus the value of the metal to a scrap metal dealer.

A high priority among criminal justice stakeholders was an effort to define the contents of “bath salts” as dangerous drugs to outlaw their sale. House Bill 2356 which passed as emergency measure to be enacted immediately enacted those definitions.

Another important bill passed into law was Senate Bill 1147 which expanded the definition of sexually violent offense to include attempts to commit a sexually violent offense in another jurisdiction.

For more information on legislation you may visit the Arizona State Legislature’s website at [www.azleg.gov](http://www.azleg.gov) or contact George Diaz at 602.364.1158 or [gdiaz@azcjc.gov](mailto:gdiaz@azcjc.gov).

## Senate Bills Signed Into Law

**S1008: CHILD FATALITY REVIEW TEAM**

Revises the Child Fatality Review Team (Team) statutes and expands the duties of the Team to include those previously performed by the Unexplained Infant Death Advisory Council.

Primary Sponsor: Sen. Barto

Last Action: 4/5, signed by Governor, Chapter 187

ARS Title(s) affected: 36, 41

**S1037: JUVENILE CORRECTIONS; EDUCATION**

Requires committed youth and youth on conditional liberty to be assigned to an educational program.

Primary Sponsor: Sen. L. Gray

Last Action: 5/14, signed by Governor, Chapter 354

ARS Title(s) affected: 41

**S1038: JUVENILE CORRECTIONS DEPARTMENT; FINGERPRINTING EXCEPTION**

Allows the director of the Arizona Department of Juvenile Corrections (ADJC) to permit employees of licensees or contract providers with specific prior criminal convictions to have direct contact with committed youth if they are successfully rehabilitated.

Primary Sponsor: Sen. L. Gray

Last Action: 3/27, signed by Governor, Chapter 81

ARS Title(s) affected: 41

**S1039: DEPARTMENT OF CORRECTIONS; CONTINUATION**

Continues the Arizona Department of Corrections (ADC) until July 1, 2022.

Primary Sponsor: Sen. L. Gray Co-Sponsor: Rep. Harper

Last Action: 3/29, signed by Governor, Chapter 134

ARS Title(s) affected: 41

**S1042: AUTO THEFT AUTHORITY; CONTINUATION**

Continues the Arizona Automobile Theft Authority (AATA) for 10 years.

Primary Sponsor: Sen. L. Gray

Last Action: 3/15, signed by Governor, Chapter 34

ARS Title(s) affected: 41

**S1104:        APPROPRIATION; BORDER SECURITY ADVISORY COMMITTEE**

Is an emergency measure that transfers monies from the Border Security Trust Fund (Fund) to the Joint Border Security Advisory Committee (Committee).

Primary Sponsor: Sen. S. Smith  
Last Action: 4/11, signed by Governor, Chapter 247  
ARS Title(s) affected: 41

**S1136:        FINGERPRINTING; CENTRAL REGISTRY; BACKGROUND CHECKS**

Requires the Department of Economic Security (DES) to conduct central registry background checks on individuals who provide direct services to children or vulnerable adults.

Primary Sponsor: Sen. L. Gray  
Last Action: 4/5, signed by Governor, Chapter 188  
ARS Title(s) affected: 8, 38, 41

**S1142:        JURORS; ARIZONA LENGTHY TRIAL FUND**

Modifies the days in which a juror who serves more than five days begins to be compensated from the Arizona Lengthy Trial Fund (Fund) from the fourth to the first day.

Primary Sponsor: Sen. Driggs Co-Sponsor(s): Sen. Crandall, Sen. McComish, Rep. Vogt, Sen. Yarbrough  
Last Action: 4/4, signed by Governor, Chapter 179  
ARS Title(s) affected: 21

**S1146:        INDECENT EXPOSURE; CLASSIFICATION**

Expands language to include felony classifications for repeat offenders of indecent exposure.

Primary Sponsor: Sen. Driggs Co-Sponsor(s): Sen. Crandall, Sen. McComish, Rep. Vogt, Sen. Yarbrough  
Last Action: 4/5, signed by Governor, Chapter 189  
ARS Title(s) affected: 13

**S1147:        SEXUALLY VIOLENT PERSONS; DEFINITION**

Expands the definition of sexually violent offense to include attempts to commit a sexually violent offense in another jurisdiction.

Primary Sponsor: Sen. Driggs Co-Sponsor(s): Sen. Crandall  
Last Action: 3/13, signed by Governor, Chapter 16  
ARS Title(s) affected: 36

**S1149:        **TRAFFICKING; WEAPONS OR EXPLOSIVES; OFFENSE****

Classifies trafficking in weapons or explosives for financial gain in order to assist, promote or further the interests of a criminal street gang, a criminal syndicate or a racketeering enterprise as a class 3 felony.

Primary Sponsor: Sen. Driggs  
Last Action: 4/10, signed by Governor, Chapter 231  
ARS Title(s) affected: 13

**S1150:        **THEFT BY EXTORTION; OFFENSE****

Expands the definition of theft by extortion by adding threats to cause death or serious physical injury to anyone.

Primary Sponsor: Sen. Driggs  
Last Action: 3/27, signed by Governor, Chapter 83  
ARS Title(s) affected: 13

**S1151:        **SENTENCING; OUT-OF-STATE CONVICTIONS****

Expands the definition of historical prior felony to include offenses committed in another state involving a deadly weapon or violent offense.

Primary Sponsor: Sen. Driggs Co-Sponsor(s): Sen. Yarbrough  
Last Action: 4/5, signed by Governor, Chapter 190  
ARS Title(s) affected: 13

**S1152:        **HOMELESS COURT; ESTABLISHMENT; JURISDICTION****

Permits the presiding judge of the superior court in each county to establish a homeless court.

Primary Sponsor: Sen. Driggs  
Last Action: 4/4, signed by Governor, Chapter 180  
ARS Title(s) affected: 22

**S1163:        **ACCIDENTS; FAILURE TO STOP; PENALTIES (~~TECH CORRECTION;~~  
~~CHILD HEARING PROGRAMS~~)****

Modifies the requirements for the revocation of driver licenses, permits and any nonresident operating privileges for accidents involving serious physical injury or death.

Primary Sponsor: Sen. Murphy  
Last Action: 4/5, signed by Governor, Chapter 191  
ARS Title(s) affected: 28

**S1184: PROHIBITED RESTRAINTS; PREGNANT PRISONERS**

Stipulates that a correctional institution must not use restraints on a prisoner or detainee being transported for delivery or during labor, delivery and postpartum recovery unless certain conditions are met.

Primary Sponsor: Sen. L. Gray Co-Sponsor(s): Sen. Aboud, Sen. Allen, Sen. Barto, Sen. Cajero Bedford, Sen. Driggs, Sen. Gallardo, Sen. Griffin, Sen. Klein, Sen. Landrum Taylor, Sen. Lopez, Sen. Reagan, Sen. Shooter, Rep. Yee  
Last Action: 3/20, signed by Governor, Chapter 43  
ARS Title(s) affected: 31

**S1186: LAW ENFORCEMENT OFFICERS; OMNIBUS**

Adds a new section regarding law enforcement officer fitness for duty examinations and makes a variety of statutory changes relating to law enforcement officers.

Primary Sponsor: Sen. L. Gray  
Last Action: 5/14, signed by Governor, Chapter 355  
ARS Title(s) affected: 12, 13, 32, 38

**S1197: LAW ENFORCEMENT; OVERTIME COMPENSATION**

Allows a person engaged in law enforcement activities to forgo overtime compensation of a 40-hour workweek if in agreement with the employer.

Primary Sponsor: Sen. Yarbrough Co-Sponsor(s): Sen. McComish, Sen. Murphy  
Last Action: 3/29, signed by Governor, Chapter 144  
ARS Title(s) affected: 23

**S1210: RIGHT TO INTERVENTION; INITIATIVE; REFERENDUM**

Confers specified individuals an unconditional right to intervene in any proceeding in which the constitutionality, legality or application of a law which was enacted through an initiative or referendum is at issue.

Primary Sponsor: Sen. Biggs Co-Sponsor(s): Sen. Allen, Sen. Driggs, Sen. Gould, Sen. Lewis, Sen. McComish, Sen. Melvin, Sen. Murphy, Sen. Yarbrough  
Last Action: 3/27, signed by Governor, Chapter 84  
ARS Title(s) affected: 12

**S1212: LAW ENFORCEMENT OFFICERS; JUST CAUSE**

Applies the just cause appeals process for officer terminations to officer demotions and adds certain requirements during the appeals process.

Primary Sponsor: Sen. Biggs Co-Sponsor(s): Rep. Barton, Rep. Burges, Rep. Crandell, Rep. Fann, Rep. Farnsworth, Rep. Fillmore, Rep. Gowan, Rep. Heinz, Rep. Jones, Rep. Judd, Rep. Kavanagh, Sen. Klein, Sen. McComish, Sen. Melvin, Rep. Montenegro, Sen. Nelson, Rep. Pratt, Rep. Proud, Rep. Seel, Sen. Shooter, Rep. D. Smith, Rep. Stevens  
Last Action: 5/14, signed by Governor, Chapter 356  
ARS Title(s) affected: 38

**S1213:        **TRANSITION PROGRAM; QUALIFICATIONS****

Is an emergency measure that prohibits an inmate convicted of a domestic violence offense from eligibility in the Arizona Department of Corrections (ADC) transition program.

Primary Sponsor: Sen. Biggs Co-Sponsor(s): Rep. Farnsworth

Last Action: 3/21, signed by Governor, Chapter 65

ARS Title(s) affected: 31

**S1225:        **SUPERIOR COURT CLERK; ARBITRATION; RECORDS****

Modifies the manner in which an appellant's deposit for appeal is disposed of or refunded.

Primary Sponsor: Sen. Gould Co-Sponsor(s): Sen. Biggs, Sen. Burges, Sen. Driggs, Rep. Goodale

Last Action: 3/20, signed by Governor, Chapter 44

ARS Title(s) affected: 12, 13, 14

**S1241:        **FORFEITURE OF WEAPONS AND EXPLOSIVES****

Modifies statutes relating to the forfeiture and sale of deadly weapons, dangerous instruments, and explosives.

Primary Sponsor: Sen. Murphy Co-Sponsor(s): Sen. Allen, Sen. Antenori, Sen. Barto, Rep. Barton, Sen. Biggs, Rep. Farnsworth, Sen. Gould, Rep. Gowan, Sen. L. Gray, Sen. Griffin, Rep. Kavanagh, Sen. Klein, Rep. Lesko, Sen. Melvin, Rep. Mesnard, Rep. Montenegro, Sen. Nelson, Sen. S. Pierce, Rep. Proud, Sen. Reagan, Rep. Seel, Sen. Shooter, Rep. D. Smith, Sen. S. Smith, Rep. Stevens, Sen. Yarbrough

Last Action: 4/4, signed by Governor, Chapter 173

ARS Title(s) affected: 12, 13

**S1280:        **TOBACCO; INTERNET; MAIL SALES; E-CIGARETTES****

Prohibits certain persons from purchasing tobacco products through a delivery sale and outlines purchase restrictions. Prescribes taxpayer bond amounts for licenses to sell tobacco products, authorizes investigations by the attorney general, and outlines specific violations and corresponding penalties.

Primary Sponsor: Sen. Yarbrough

Last Action: 5/9, signed by Governor, Chapter 311

ARS Title(s) affected: 13, 36, 42, 44

**S1293:        **VETERANS' ORGANIZATIONS SOLICITATIONS****

Eliminates the authority of the Arizona Department of Veterans' Services (Department) to approve or disapprove veterans' organizations seeking to solicit donations in the name of American veterans.

Primary Sponsor: Sen. Nelson

Last Action: 3/15, signed by Governor, Chapter 22

ARS Title(s) affected: 13, 41

**S1369: CRIME VICTIMS ADVOCATES; PRIVILEGED COMMUNICATIONS**

Prevents a crime victim advocate from disclosing certain communications made with a victim.

Primary Sponsor: Sen. Shooter Co-Sponsor(s): Sen. Allen, Rep. Jones, Sen. Melvin, Sen. Nelson, Sen. S. Smith

Last Action: 3/29, signed by Governor, Chapter 153

ARS Title(s) affected: 8, 13

**S1438: DRUG LAB REMEDIATION; INVESTIGATORS**

Establishes guidelines and penalties relating to violations of clandestine drug laboratories.

Primary Sponsor: Sen. Nelson

Last Action: 5/11, signed by Governor, Chapter 327

ARS Title(s) affected: 12, 13, 32

## House Bills Signed Into Law

### **H2019: SEX OFFENDER REGISTRATION; MULTIPLE RESIDENCES**

Describes the registration requirements for sex offenders who have more than one address.

Primary Sponsor: Rep. Robson

Last Action: 3/15, signed by Governor, Chapter 23

ARS Title(s) affected:13

### **H2034: HOOKAH USE; MINORS; PROHIBITION**

Expands the list of items that are prohibited from being sold to or possessed by a minor to include a hookah or water pipe.

Primary Sponsor: Rep. Yee

Last Action: 3/27, signed by Governor, Chapter 89

ARS Title(s) affected:13

### **H2035: MEDICAL MARIJUANA**

Makes it an act of unprofessional conduct for a health care provider to recommend medical marijuana for any reason other than a debilitating medical condition.

Primary Sponsor: Rep. Yee

Last Action: 3/29, signed by Governor, Chapter 112

ARS Title(s) affected:32, 36

### **H2130: DISEASE TESTING; PUBLIC SAFETY EMPLOYEES**

Allows a public safety employee to petition the court to have someone tested for certain blood diseases if that person assaulted another employee.

Primary Sponsor: Rep. J. Pierce

Last Action: 3/15, signed by Governor, Chapter 25

ARS Title(s) affected:13

### **H2215: PROBATION OFFICERS; WITNESS; REPRESENTATION**

Allows probation officers who are witnesses in an investigation that could lead to another officer's dismissal, demotion, or suspension to have a representative present during the interview.

Primary Sponsor: Rep. Proud

Last Action: 4/5, signed by Governor, Chapter 201

ARS Title(s) affected:38

### **H2218: DEPARTMENT OF JUVENILE CORRECTIONS; CONTINUATION**

Extends the termination date of the Arizona Department of Juvenile Corrections for 10 years.

Primary Sponsor: Rep. Proud

Last Action: 3/15, signed by Governor, Chapter 28

ARS Title(s) affected:41

**H2241: STATUTE OF LIMITATIONS; MOVING VIOLATIONS**

Increases the statute of limitation for a criminal offense arising from a serious physical injury caused by a moving violation from one year to two years.

Primary Sponsor: Rep. Montenegro Co-Sponsor(s): Rep. Ugenti

Last Action: 3/15, signed by Governor, Chapter 29

ARS Title(s) affected:13, 28

**H2284: DUI; JURY TRIAL**

Stipulates that the court must inform the defendant that they may request a trial by jury and if the request is made, it must be granted by the court.

Primary Sponsor: Rep. D. Smith

Last Action: 4/11, signed by Governor, Chapter 236

ARS Title(s) affected:13, 28

**H2286: DRIVER LICENSE VIOLATIONS; SUSPENSIONS**

Allows a court to dismiss a charge of driving with a suspended license if the suspension is a result of a failure to pay a civil traffic violation and the person's privilege to drive has been reinstated.

Primary Sponsor: Rep. D. Smith

Last Action: 4/12, signed by Governor, Chapter 252

ARS Title(s) affected:28

**H2349: MEDICAL MARIJUANA; CARDHOLDER; CAMPUSES; PROHIBITION**

Prohibits any person from using or possessing marijuana on a school campus or in a child care facility. Contains a Proposition 105 clause.

Primary Sponsor: Rep. Reeve

Last Action: 4/3, signed by Governor, Chapter 159

ARS Title(s) affected:15, 36

**H2356: DRUGS; DEFINITION**

Is an emergency measure that expands the definition of dangerous drugs to include specific chemical compounds that compose "bath salts."

Primary Sponsor: Rep. Fann Co-Sponsor(s): Rep. Barton, Rep. Burgess, Rep. Crandell, Rep.

Harper, Rep. Jones, Rep. Judd, Rep. J. Pierce, Rep. Reeve, Rep. Ugenti, Rep. Urie, Rep. Yee

Last Action: 2/17, signed by Governor, Chapter 1

ARS Title(s) affected:13, 36

**H2371: DISPOSAL OF UNCLAIMED PROPERTY**

Makes changes to the requirements of the disposal of unclaimed property.

Primary Sponsor: Rep. Farnsworth Co-Sponsor(s): Rep. Ash, Rep. Urie

Last Action: 4/3, signed by Governor, Chapter 160

ARS Title(s) affected:12, 13

**H2373: SENTENCING; FIRST, SECOND DEGREE MURDER**

Modifies the sentencing statutes related to death penalty and life sentences.

Primary Sponsor: Rep. Farnsworth

Last Action: 4/5, signed by Governor, Chapter 207

ARS Title(s) affected: 13

**H2374: DEFERRED PROSECUTION PROGRAM; CONDITIONS**

Expands the county attorney's ability to defer prosecution and narrows the offenses that would prohibit a deferred prosecution.

Primary Sponsor: Rep. Farnsworth

Last Action: 3/21, signed by Governor, Chapter 52

ARS Title(s) affected: 11

**H2377: INCAPACITATED PERSONS; DEFINITIONS; VOTING  
(~~GARNISHMENT; FAILURE TO COMPLY~~)**

Amends the definition of incapacitated person to provide a mechanism whereby a person with limited guardianship may retain the right to vote.

Primary Sponsor: Rep. Farnsworth

Last Action: 4/10, signed by Governor, Chapter 223

ARS Title(s) affected: 14

**H2382: CRIMINAL OFFENSES; SENTENCING**

Raises the monetary threshold in which the superior court has original jurisdiction and amends the mitigated sentencing ranges for category one repetitive offenders for class 3 and 4 felonies.

Primary Sponsor: Rep. Farnsworth

Last Action: 3/27, signed by Governor, Chapter 96

ARS Title(s) affected: 12, 13

**H2384: BURGLARY; TRESPASS; COMMERCIAL YARD; DEFINITION**

Expands the definition of fenced commercial yard.

Primary Sponsor: Rep. Farnsworth

Last Action: 3/15, signed by Governor, Chapter 31

ARS Title(s) affected: 13

**H2390: HOME DETENTION PROGRAMS**

Removes the requirement of being employed for prisoners selected for the home detention program.

Primary Sponsor: Rep. Pratt

Last Action: 3/27, signed by Governor, Chapter 97

ARS Title(s) affected: 5, 9, 11

**H2396: THEFT OF METAL; SENTENCING**

Eliminates the term scrap when defining the average fair market value of ferrous or non-ferrous metal.

Primary Sponsor: Rep. Forese Co-Sponsor(s): Rep. Vogt

Last Action: 3/21, signed by Governor, Chapter 53

ARS Title(s) affected:13

**H2429: DEPT OF PUBLIC SAFETY; CONTINUATION**

Continues the Department of Public Safety until July 1, 2022.

Primary Sponsor: Rep. Gowan Co-Sponsor(s): Rep. Proud

Last Action: 5/9, signed by Governor, Chapter 315

ARS Title(s) affected: 41

**H2430: PRIVATE INVESTIGATORS; SECURITY GUARDS; LICENSING**

Prohibits a registered sex offender from obtaining a private investigator or security guard license.

Primary Sponsor: Rep. Gowan

Last Action: 4/17, signed by Governor, Chapter 267

ARS Title(s) affected:32

**H2442: PRISONERS; PAYMENT FOR DRUG TESTING**

Authorizes the supervising agency to order persons on parole, community supervision, probation, or home arrest to pay drug-testing costs.

Primary Sponsor: Rep. Gowan

Last Action: 4/5, signed by Governor, Chapter 208

ARS Title(s) affected:31, 41

**H2457: HUNTING; POSSESSION OF UNAUTHORIZED WEAPONS  
(~~POSSESSION OF WEAPONS WHILE HUNTING~~)**

Allows a person to possess any kind of legal weapon or related paraphernalia as long as it is not used to take wildlife.

Primary Sponsor: Rep. Barton Co-Sponsor(s): Sen. Allen, Rep. Burges, Sen. Gould, Rep. Gowan, Rep. Judd, Rep. Seel, Rep. D. Smith, Sen. S. Smith

Last Action: 4/10, signed by Governor, Chapter 225

ARS Title(s) affected:17

**H2462: ANIMALS; SEIZURE; HEARING; FORFEITURE**

Establishes procedures relating to the seizure of animals that are cruelly mistreated or cruelly neglected.

Primary Sponsor: Rep. Ugenti Co-Sponsor(s): Rep. Barton, Rep. Brophy McGee, Rep. Burges, Rep. Carter, Rep. Fann, Rep. Fillmore, Sen. L. Gray, Rep. Hobbs, Rep. Judd, Sen. Melvin, Rep. Meyer, Rep. Montenegro, Rep. J. Pierce, Rep. Stevens, Rep. Urie  
Last Action: 3/21, signed by Governor, Chapter 73  
ARS Title(s) affected: 11, 13

**H2477: FARM IMPLEMENTS; VEHICLE EQUIPMENT; INSPECTIONS  
(~~VEHICLE EQUIPMENT; INSPECTIONS; FARM IMPLEMENTS~~)**

Makes clarifying changes to statute concerning vehicle equipment requirements and vehicle inspection as they pertain to farm and animal husbandry implements.

Primary Sponsor: Rep. Carter Co-Sponsor(s): Sen. Allen, Sen. Barto, Rep. Brophy McGee, Rep. Crandell, Rep. Fann, Sen. Griffin, Rep. Harper, Sen. Nelson, Rep. Pancrazi, Rep. Pratt, Sen. Shooter, Rep. Stevens  
Last Action: 3/27, signed by Governor, Chapter 100  
ARS Title(s) affected: 28

**H2532: COURT-ORDERED TREATMENT**

Updates and clarifies Arizona's statutes governing the evaluation of individuals ordered to undergo involuntary inpatient mental health treatment.

Primary Sponsor: Rep. Ash Co-Sponsor(s): Rep. Chabin, Rep. Farley, Rep. Hale, Rep. Wheeler  
Last Action: 5/11, Signed by Governor, Chapter 334  
ARS Title(s) affected: 36

**H2549: ELECTRONIC; DIGITAL DEVICES; STALKING; THREATENING**

Updates current statute to make unlawful any misuse of electronic or digital devices to terrify, intimidate, threaten, or harass in the course of conduct of stalking.

Primary Sponsor: Rep. Vogt Co-Sponsor(s): Rep. Campbell, Rep. Fann, Rep. Farley, Rep. Gowan, Rep. Proud, Rep. D. Smith, Rep. Tovar, Rep. Williams  
Last Action: 5/14, Signed by Governor, Chapter 359  
ARS Title(s) affected: 13

**H2550: VICTIMS' RIGHTS; CRIMINAL OFFENSE; INTERVIEWS**

Specifies that a peace officer may not be compelled to submit to an interview on certain matters and, as such, has a victim's right to refuse an interview.

Primary Sponsor: Rep. Vogt Co-Sponsor(s): Sen. Aboud, Sen. Antenori, Rep. Campbell, Rep. Fann, Rep. Farley, Rep. Gowan, Rep. Harper, Sen. Melvin, Rep. Proud, Rep. D. Smith, Rep. Tovar  
Last Action: 4/17, signed by Governor, Chapter 268  
ARS Title(s) affected: 8, 13

**H2555: SEXUALLY VIOLENT PERSON; ESCAPE; SENTENCE**

Increases the criminal penalty classification for second degree escape when the escapee is a sexually violent person committed to the Arizona State Hospital (ASH) for treatment.

Primary Sponsor: Rep. Vogt

Last Action: 4/5, signed by Governor, Chapter 214

ARS Title(s) affected:13

**H2556: CRIMINAL RESTITUTION ORDER**

Expands a trial court's subject matter jurisdiction relating to criminal restitution orders to include orders and enforcement.

Primary Sponsor: Rep. Vogt

Last Action: 4/17, signed by Governor, Chapter 269

ARS Title(s) affected:13

**H2558: VICTIM RESTITUTION; CIVIL ACTIONS**

Allows a person to bring a civil action for damages in excess of the restitution order paid by the defendant.

Primary Sponsor: Rep. Vogt

Last Action: 3/27, signed by Governor, Chapter 102

ARS Title(s) affected:13

**H2559: VICTIMS' RIGHTS; COURTROOM POSTING**

Makes changes to the requirement of notifying victims of their rights before court proceedings.

Primary Sponsor: Rep. Vogt

Last Action: 4/11, signed by Governor, Chapter 243

ARS Title(s) affected:13

**H2571: STATE PERSONNEL SYSTEM ~~(PUBLIC EMPLOYEES; UNLAWFUL ACTS; TERMINATION)~~ (GOVERNOR'S STRIKER)**

Consolidates the current state personnel systems, establishes the transition of a majority of the State workforce to uncovered and at-will status, improves management of the workforce, restructures the grievance and appeal process and updates human resources practices

Primary Sponsor: Rep. Olson

Last Action: 5/10, signed by Governor, Chapter 321

ARS Title(s) affected: 38

**H2605: LAW ENFORCEMENT DOGS; BITING**

Excludes law enforcement agency dogs from statutory procedures relating to when a dog bites any person.

Primary Sponsor: Rep. Mesnard

Last Action: 3/21, signed by Governor, Chapter 74

ARS Title(s) affected:11

**H2640: HUNTING; FIREARM MAGAZINE CAPACITY**

Removes limits or restrictions on the magazine capacity of any authorized firearm for the use of taking wildlife.

Primary Sponsor: Rep. Jerry Weiers Co-Sponsor(s): Rep. Burges, Rep. Crandell, Rep. Gowan, Rep. Montenegro, Rep. Stevens

Last Action: 3/21, signed by Governor, Chapter 75

ARS Title(s) affected:17

**H2643: DUTY RELATED INJURY; POLICE OFFICER (~~POLICE OFFICER;~~  
DUTY RELATED INJURY)**

Establishes a Supplemental Benefit Plan (SBP) for Public Safety Employees (Employees) who are injured while on duty, and mandates the State and its political subdivisions to design an SBP that allows Employees to receive approximately their identical base salaries.

Primary Sponsor: Rep. Kavanagh

Last Action: 4/18, signed by Governor, Chapter 287

ARS Title(s) affected:38

**H2721: CHILD WELFARE INVESTIGATIONS; DES; OFFICE**

Requires the Department of Economic Security (DES) to establish the Office of Child Welfare Investigations in coordination with the Arizona Peace Officers Standards and Training Board (Board).

Primary Sponsor: Rep. Farnsworth

Last Action: 5/9, signed by Governor, Chapter 319

ARS Title(s) affected: 41

**H2723: LAW ENFORCEMENT OFFICER; DISCIPLINE; INFORMATION**

Modifies the statute relating to disciplinary actions of law enforcement officers.

Primary Sponsor: Rep. Farnsworth Co-Sponsor(s): Sen. Biggs, Sen. Gould, Rep. Gowan, Rep. Stevens

Last Action: 4/17, signed by Governor, Chapter 276

ARS Title(s) affected:38

**H2728: FIREARMS; SOUND SUPPRESSORS; HUNTING**

Specifies the Game and Fish Commission (Commission) cannot adopt or enforce any rules prohibiting the lawful possession or use of a firearm silencer or muffler.

Primary Sponsor: Rep. Gowan Co-Sponsor(s): Sen. Antenori, Rep. Crandell, Rep. Farnsworth, Rep. Fillmore, Sen. Gould, Sen. Griffin, Rep. Harper, Rep. Judd, Rep. Kavanagh, Sen. Klein, Sen. Melvin, Rep. Montenegro, Sen. Murphy, Rep. Patterson, Rep. J. Pierce, Rep. Proud, Rep. Reeve, Rep. Seel, Sen. Shooter, Rep. Stevens

Last Action: 3/29, signed by Governor, Chapter 128

ARS Title(s) affected:17

**H2742: MURDER; DOMESTIC VIOLENCE; INHERITANCE**

Permits a decedent's estate to establish a constructive trust on the property or the estate of a person who murders the decedent in order to secure the payment of certain damages and judgments, and defines the term felonious and intentional.

Primary Sponsor: Rep. Mesnard Co-Sponsor(s): Rep. Brophy McGee, Rep. Carter, Sen. Crandall, Rep. Crandell, Sen. Driggs, Rep. Fann, Rep. Farnsworth, Rep. Forese, Rep. Gallego, Rep. R. Gray, Rep. Harper, Rep. Hobbs, Rep. Jones, Rep. Montenegro, Rep. Olson, Rep. Proud, Rep. Reeve, Rep. Robson, Rep. Stevens, Rep. Tobin, Rep. Tovar, Rep. Ugenti

Last Action: 4/17, signed by Governor, Chapter 277

ARS Title(s) affected:14

**H2780: ANIMAL CRUELTY; RANCHING DOGS**

Prohibits adoption of a city, town, or county ordinance that prohibits or restricts an activity involving a dog, whether the dog is restrained or not, if the activity is directly related to the business of shepherding or herding livestock and the activity is necessary for the safety of a human, the dog or livestock or is permitted by the Agriculture code.

Primary Sponsor: Rep. Judd Co-Sponsor(s): Rep. Gowan, Sen. Griffin, Rep. Heinz, Rep. Stevens

Last Action: 4/12, signed by Governor, Chapter 258

ARS Title(s) affected:13

## Senate Concurrent and Memorial Resolutions

A concurrent resolution is processed through both the Senate and the House but is not signed by the Governor. It may provide for the following:

- An expression of opinion, commemoration, congratulations or sentiment of both houses.
- Submittal of a referendum to the voters.
- Legislative action involving the process of amending the Arizona or United States Constitution.

### **SCR1011: NATIONAL DEFENSE AUTHORIZATION ACT (~~TECH~~ CORRECTION; ILLEGAL ALIENS) [PASSED]**

Condemns sections 1021 and 1022 of the National Defense Authorization Act (NDAA) for FY 2012.

Primary Sponsor: Sen. Allen

Last Action: 4/19, transmitted to Secretary of State

### **SCR1014: BORDER SECURITY [PASSED]**

Supports an increase in personnel along the border between the United States and Mexico.

Primary Sponsor: Sen. Griffin Co-Sponsor(s): Sen. Allen, Sen. Antenori, Sen. Barto, Rep. Barton, Rep. Brophy McGee, Rep. Carter, Rep. Chabin, Sen. Crandall, Rep. Crandell, Rep. Dial, Sen. Driggs, Rep. Fann, Rep. Goodale, Sen. Gould, Rep. Gowan, Sen. L. Gray, Rep. Jones, Rep. Judd, Rep. Kavanaugh, Sen. Klein, Sen. Lewis, Rep. McLain, Sen. Melvin, Sen. Murphy, Sen. Nelson, Rep. Olson, Sen. S. Pierce, Sen. Reagan, Rep. Seel, Sen. Shooter, Sen. S. Smith, Rep. Stevens, Rep. Ugenti, Sen. Yarbrough Last Action: 3/22, transmitted to Secretary of State

### **SCR1029: PHOTO RADAR PROHIBITION [FAILED]**

Subject to voter approval, statutorily prohibits a state agency or a local authority to use a photo enforcement system.

Primary Sponsor: Sen. Antenori Co-Sponsor(s): Sen. Burges, Rep. Gowan, Rep. Judd, Rep. Stevens, Sen. Biggs, Rep. Montenegro, Sen. Murphy, Rep. Proud, Sen. Shooter, Sen. S. Smith, Sen. Yarbrough Last Action: 3/6, FAILED to pass Senate 13-15. Senate voted to reconsider failure to pass bill. FAILED to pass Senate on reconsideration 14-15

### **SCR1039: SHERIFF ARPAIO; DENOUNCING PRACTICES [NOT HEARD]**

Denounces the policies and practices of Maricopa County's Sheriff, Joe Arpaio. Acknowledges that the issues of discrimination, uninvestigated sex crimes, abuse of power and waste of millions of dollars are indicative of his failure as the Maricopa County Sheriff.

Primary Sponsor: Sen. Gallardo Co-Sponsor(s): Rep. Alston, Sen. Cajero Bedford, Rep. Campbell, Rep. Gallego, Rep. Gonzales, Rep. Hobbs, Sen. Jackson, Sen. Landrum Taylor, Sen. Lopez, Sen. Lujan, Rep. McCune Davis, Sen. Meza, Rep. C. Miranda, Sen. Schapira  
Last Action: 1/31, Referred to Senate Rules

**HCM2005: BORDER PATROL; RELOCATIONS; BORDER FENCE [FAILED]**

Requests that the Commissioner of the United States Customs and Border Protection relocate border patrol agents from the interior of the state to the border fence.

Primary Sponsor: Rep. Judd Co-Sponsor(s): Rep. Crandell, Rep. Seel

Last Action: 3/28, Senate COW approved with floor amend #5237

## Senate Bills Vetoed By The Governor

### **S1176: PARENTING TIME; COURT-ORDERED SUPERVISORS**

Requires persons ordered by the court to supervise parenting time to have a valid fingerprint clearance card and adds them to the list of mandatory reporters.

Primary Sponsor: Sen. L. Gray

Last Action: 4/11, VETOED by the Governor

ARS Title(s) affected: 13, 25, 41

### **S1182: NATIONAL DEFENSE ACT; COMPLIANCE (~~TECH CORRECTION;~~ ~~UNDERGROUND STORAGE; CLOSURE~~)**

SB 1182 prohibits this State and any agency of this State from implementing sections 1021 and 1022 of the National Defense Authorization Act (NDAA) for FY 2012.

Primary Sponsor: Sen. Allen

Last Action: 5/14 VETOED by the Governor

ARS Title(s) affected: 49

### **S1323: ARIZONA RANGER VEHICLES; LIGHTS (~~MUNICIPALITIES;~~ ~~POWERS; TECH CORRECTION~~)**

Allows an Arizona ranger vehicle to possess a lighted lamp exhibiting red and blue lights.

Primary Sponsor: Sen. Antenori

Last Action: 4/12, VETOED by the Governor

ARS Title(s) affected: 41

## House Bills Vetoed by the Governor

**H2433: BAIL BOND AGENT LISTS; SOLICITATION**

Makes numerous changes to the requirements governing bail bonds agents lists and prohibits a private company from soliciting bail bond businesses inside or within 200 feet of any court or city jail.

Primary Sponsor: Rep. Gowan Co-Sponsor(s): Sen. Antenori, Rep. Ash, Rep. Fillmore, Sen. Gallardo, Sen. Lopez, Sen. Murphy, Rep. Seel, Sen. Shooter, Rep. D. Smith, Rep. Stevens  
Last Action: 5/11, VETOED by the Governor  
ARS Title(s) affected: 13

**H2434: FEDERAL LAW ENFORCEMENT; NOTIFICATION (~~BAIL BOND REQUIREMENTS; CASH; SECURED~~)**

Requires federal law enforcement officers to notify the county sheriff before taking any official law enforcement action.

Primary Sponsor: Rep. Gowan Co-Sponsor(s): Sen. Antenori, Sen. Gallardo, Rep. Seel, Rep. D. Smith  
Last Action: 4/11, VETOED by the Governor  
ARS Title(s) affected: 11

**H2557: INTERSECTION; DEFINITION (WIRELESS TELECOMMUNICATIONS CARRIER; RECORDS ACCESS)**

Modifies the definition of intersection when at a location controlled by a traffic control signal.

Primary Sponsor: Rep. Vogt  
Last Action: 5/9, VETOED by the Governor  
ARS Title(s) affected: 41

**H2729: STATE REGULATION OF FIREARMS**

Provides regulations for firearms on public property meeting specific criteria.

Primary Sponsor: Rep. Gowan Co-Sponsor(s): Sen. Allen, Sen. Antenori, Rep. Barton, Sen. Biggs, Rep. Crandell, Rep. Fann, Rep. Farnsworth, Rep. Fillmore, Sen. Gould, Sen. Griffin, Rep. Harper, Rep. Judd, Rep. Kavanagh, Sen. Klein, Sen. Melvin, Rep. Mesnard, Rep. Montenegro, Sen. Murphy, Rep. Olson, Rep. J. Pierce, Rep. Proud, Rep. Seel, Sen. Shooter, Rep. D. Smith, Sen. S. Smith, Rep. Stevens, Rep. Urie, Rep. Jim Weiers  
Last Action: 4/17, VETOED by the Governor  
ARS Title(s) affected: 12, 13, 15

## Senate Bills That Failed

### **S1027: DOMESTIC VIOLENCE; SUPERVISED PROBATION; FINE**

Adds the pleas of “guilty” and “no contest” to applicable dispositions for misdemeanor domestic violence offenses (13-3601.01) while mandating supervised probation, a fine of no less than fifty dollars, and forty-eight consecutive hours in jail. Additionally, all fines collected would be redirected to the Domestic Violence Shelter Fund (36-3002).

Primary Sponsor: Sen. Gallardo

Last Action: 1/9, Referred to Senate Public Safety and Human Services, Judiciary

ARS Title(s) affected: 13, 36

### **S1034: ELECTRONIC; DIGITAL DEVICES; STALKING; THREATENING**

Updates certain harassment and stalking related crimes to include the use of electronic or digital devices.

Primary Sponsor: Sen. L. Gray

Last Action: 1/18, Senate Public Safety and Human Services held

ARS Title(s) affected: 13

### **S1041: CONSTABLES; PROHIBITED ACTS**

Prohibits constables from specified private process serving operations.

Primary Sponsor: Sen. L. Gray Co-Sponsor(s): Rep. Burges, Rep. Harper, Rep. Kavanagh, Rep. Lesko

Last Action: 4/2, from House Rules okay

ARS Title(s) affected: 22

### **S1043: DANGEROUS DRUGS; DEFINITION**

Adds certain substances related to substituted cathinones to the definition of dangerous drugs.

Primary Sponsor: Sen. L. Gray Co-Sponsor(s): Sen. Barto, Sen. S. Pierce

Last Action: 4/30, transmitted to Senate

ARS Title(s) affected: 13, 36

### **S1056: CLASS G LICENSEES; COMMUNICATION DEVICES**

Prohibits certain permit and license holders under the age of 18 from using wireless communication devices while operating a motor vehicle, and designates violations as secondary offenses.

Primary Sponsor: Sen. McComish Co-Sponsor(s): Rep. Robson, Rep. Williams

Last Action: 3/2, referred to House Jud

ARS Title(s) affected: 28

**S1057: TRAFFIC SCHOOL; DRIVER LICENSE SUSPENSION**

Adds that if the department suspends or revokes a license upon non-compliance of ordered traffic school and education requirements the department shall not reinstate said license until licensee provides proof of successful completion of approved school and sessions to the department.

Primary Sponsor: Sen. Reagan Co-Sponsor(s): Sen. Barto

Last Action: 1/10, Referred to Senate Natural Resources and Transportation

ARS Title(s) affected: 28

**S1065 : DOGS; REGULATION; LOCAL ORDINANCE (~~LEASH LAW EXEMPTION; LIABILITY INSURANCE~~)**

Prohibits a condominium or planned community homeowners association (HOA) from adopting or enforcing rules regarding dogs that are more stringent than the local ordinance.

Primary Sponsor: Sen. Klein

Last Action: 2/27, FAILED to pass Senate 6-24

ARS Title(s) affected: 33

**S1071: RACIAL PROFILING PROHIBITED**

Adds an article that prohibits racial profiling and states a peace officer cannot detain an individual based solely on noncriminal factors. Requires AZ POST to require annual training to be completed by all peace officers that emphasizes the prohibition of racial profiling, includes comprehensive scenario-based sessions, and stresses understanding and respect for differences.

Primary Sponsor: Sen. Schapira Co-Sponsor(s): Sen. Gallardo

Last Action: 1/11, Referred to Senate Public Safety and Human Services, Judiciary

ARS Title(s) affected: 41

**S1072 : MINORS; REPORTING DUTY; MISSING; DECEASED**

Establishes felony offenses for failing to report a missing child or vulnerable adult.

Primary Sponsor: Sen. L. Gray Co-Sponsor(s): Sen. S. Pierce, Sen. Cajero Bedford, Sen. Barto, Rep. Burges, Sen. Lopez, Rep. Mesnard

Last Action: 3/26, FAILED House Appropriations 3-10

ARS Title(s) affected: 11, 13

**S1073: PHARMACY BD; DRUG SCHEDULES; RULES**

Allows the Arizona State Board of Pharmacy (Board) to adopt rules to define the chemical composition of controlled substances prescribed in statute.

Primary Sponsor: Sen. L. Gray Co-Sponsor(s): Rep. Burges, Rep. McLain, Rep. Pancrazi, Rep. Jim Weiers

Last Action: 3/8, referred to House Jud

ARS Title(s) affected: 32

**S1074: DOMESTIC RELATIONS; SUPPORT ARREST WARRANTS**

Permits the court to issue a spousal support arrest warrant when the person receives notice but fails to appear, as ordered by the court, at a hearing related to spousal support.

Primary Sponsor: Sen. L. Gray Co-Sponsor(s): Sen. Cajero Bedford, Sen. Lopez, Rep. Mesnard, Rep. Pancrazi

Last Action: 2/29, Referred to House Judiciary

ARS Title(s) affected: 25

**S1080: GRAND JURY; LENGTH OF TERM**

Increases the term a grand jury in a county with a population less than 200,000 may serve from 120 days to 180 days.

Primary Sponsor: Rep. Crandell Co-Sponsor(s): Sen. Allen

Last Action: 2/20, Referred to House Judiciary

ARS Title(s) affected: 21

**S1083: SPECIAL MISSION UNIT (~~ARIZONA STATE GUARD~~)**

An emergency measure that establishes the Arizona Special Missions Unit (ASMU) and appropriates \$1.4 million each year from the Gang and Immigration Intelligence Team Enforcement Mission (GIITEM) Border Security and Law Enforcement Subaccount (Subaccount) to the ASMU.

Primary Sponsor: Sen. Allen Co-Sponsor(s): Sen. Biggs, Rep. Gowan, Sen. Griffin, Sen. Klein, Sen. Melvin, Sen. Murphy, Rep. Proud, Sen. S. Smith

Last Action: 3/7, from House Rules okay

ARS Title(s) affected: 13, 26

**S1087: FIREARMS; STATE PREEMPTION**

Makes technical and conforming changes to statutes related to firearms.

Primary Sponsor: Sen. Gould

Last Action: 3/22, stricken from House consent calendar by Gowan

ARS Title(s) affected: 13

**S1114: IGNITION INTERLOCK DEVICE; EXCEPTION**

An emergency measure that applies certain sentencing and ignition interlock device (IID) changes related to DUI that became effective January 1, 2012, to people who committed offenses before that date, under specified circumstances.

Primary Sponsor: Sen. L. Gray Co-Sponsor(s): Rep. D. Smith, Rep. Williams

Last Action: 3/5, referred to House Jud

ARS Title(s) affected: 28

**S1130: MISCONDUCT INVOLVING WEAPONS; UNIVERSITY; COLLEGES**

Adds community colleges under the jurisdiction of a community college district and universities under the jurisdiction of the Arizona Board of Regents to the definition of "School" within section 13-3102 relating to weapons.

Primary Sponsor: Sen. Gallardo  
Last Action: 1/18, Referred to Senate Judiciary  
ARS Title(s) affected: 13

**S1140 : PRIVATE PROCESS SERVERS; CRIMINAL LIABILITY**

Classifies assault on a private process server as aggravated assault.

Primary Sponsor: Sen. Crandall Co-Sponsor(s): Sen. Barto, Sen. Cajero Bedford, Sen. Gallardo, Sen. Klein, Sen. Landrum Taylor, Sen. Lopez, Sen. Lujan, Sen. McComish, Sen. Nelson, Sen. Reagan, Sen. Shooter, Sen. Yarbrough  
Last Action: 2/21, Referred to House Judiciary  
ARS Title(s) affected: 13

**S1143 : AGGRAVATED IDENTITY THEFT; SENTENCING**

Classifies, as a class 2 felony, aggravated taking the identity of another person or entity that involves 50 or more persons or entities.

Primary Sponsor: Sen. Driggs Co-Sponsor(s): Sen. Crandall, Sen. McComish  
Last Action: 2/14, Referred to House Judiciary  
ARS Title(s) affected: 13

**S1144 : SPECIAL SENTENCING; PEACE OFFICER IMPERSONATION**

Establishes special sentencing classifications for felony offenses committed with the intent to impersonate a peace officer.

Primary Sponsor: Sen. Driggs Co-Sponsor(s): Sen. Crandall, Sen. McComish  
Last Action: 2/20, Referred to House Judiciary, Military Affairs and Public Safety  
ARS Title(s) affected: 13

**S1145: PUBLIC ENTITY; EMPLOYEE IMMUNITY; SUICIDES**

Relieves an employee or public entity of liability for self-inflicted injury or death of a prisoner or youth committed to the Department of Juvenile Corrections under qualified immunity unless the employee intentionally caused harm or was grossly negligent.

Primary Sponsor: Sen. Driggs Co-Sponsor(s): Sen. McComish, Rep. Vogt  
Last Action: 1/18, Referred to Senate Judiciary  
ARS Title(s) affected: 12

**S1148: MISCONDUCT INVOLVING WEAPONS; DRUGS; SENTENCING**

Adds that a person in possession of a deadly weapon during the commission of any felony offense is not eligible for suspension of sentence, probation, pardon or release from confinement unless the offense involves possession or use of a controlled substance.

Primary Sponsor: Sen. Driggs Co-Sponsor(s): Sen. Crandall, Sen. McComish

Last Action: 1/18, Referred to Senate Judiciary

ARS Title(s) affected: 13

**S1162 : PROCESS SERVER FEES; PHOTO ENFORCEMENT (~~TECH CORRECTION; TRUST LANDS; ACCESS~~)**

Prohibits the sheriff to charge a fee or a process server to be paid a fee related to the photo enforcement system.

Primary Sponsor: Sen. Murphy

Last Action: 3/15, FAILED House Trans 2-4

ARS Title(s) affected: 11

**S1173: PEACE OFFICERS; IMMIGRATION INQUIRIES PROHIBITED**

Adds section 13-3805, prohibiting peace officers from asking a victim of or a witness to a crime about that person's nationality or immigration status except as necessary to investigate the offence notwithstanding section 11-1051.

Primary Sponsor: Sen. Gallardo Co-Sponsor(s): Sen. Jackson

Last Action: 1/19, Referred to Senate Judiciary

ARS Title(s) affected: 13

**S1174: FIREARMS; BACKGROUND CHECKS; GUN SHOWS**

Requires background checks on all purchasers prior to the sell or transfer of a firearm at any firearm show. Any violation of this section is a class 1 misdemeanor.

Primary Sponsor: Sen. Gallardo

Last Action: 1/19, Referred to Senate Judiciary

ARS Title(s) affected: 44

**S1175: MISCONDUCT INVOLVING WEAPONS; STATE BUILDINGS**

Expands the definition of misconduct involving weapons to include entering any state building, unless authorized by law, carrying a deadly weapon. Inclusive of the House of Representatives wing and the Senate wing of the State Capital building.

Primary Sponsor: Sen. Gallardo

Last Action: 1/19, Referred to Senate Judiciary

ARS Title(s) affected: 13

**S1177:      ~~CHILD SUPPORT-CRIMINAL RECORD INFO CHECKS~~**

Permits certain volunteers who provide services to vulnerable adults to submit fingerprints for a state and federal criminal records check instead of obtaining a fingerprint clearance card.

Primary Sponsor: Sen. L. Gray  
Last Action: 3/2, held House Hel-Hu Ser  
ARS Title(s) affected: 46

**S1187:      ~~CPS; CRIMINAL CONDUCT (TEC-CORRECTION; CHILD WELFARE AGENCY)~~**

Modifies the definition of criminal conduct allegation regarding a child and a reporting requirement related to joint investigation protocols. Adds a requirement for the Department of Economic Security (DES) before allowing contact between a child in DES care and the child's parent and a requirement for an officer responding to a domestic violence call.

Primary Sponsor: Sen. L. Gray  
Last Action: 3/1, from House Hel-Hu Ser do pass  
ARS Title(s) affected: 8

**S1209:      ~~SHERIFF; SEX OFFENDER MONITORING; FEE~~**

Allows county sheriffs to collect fees from certain sex offenders.

Primary Sponsor: Sen. Griffin Co-Sponsor(s): Sen. S. Smith, Rep. Stevens, Sen. Allen, Sen. Antenori, Sen. Klein, Sen. Lewis, Sen. Melvin, Sen. Nelson, Sen. S. Pierce, Rep. Seel, Sen. Shooter, Sen. Yarbrough  
Last Action: 2/8, FAILED Public Safety and Human Services 2-4  
ARS Title(s) affected: 11

**S1218:      ~~IMMIGRATION; LAW ENFORCEMENT; REPEAL~~**

Repeals and amends sections that were established by Laws 2010, Chapter 113 (S1070). Specifically removes the establishment of the Gang and Immigration Intelligence Team Enforcement Mission (GIITEM) Fund, the ability of a peace officer to lawfully stop any person who is operating a motor vehicle that may be in violation of any civil traffic law as it relates to the smuggling of human beings, the ability of a peace officer to arrest a person who has committed any public offense that makes the person removable from the United States, the requirement that an employer should retain the verification on an employee, for three years, completed through the e-verify program, and the act of concealing or transporting an illegal alien in this state.

Primary Sponsor: Sen. Gallardo Co-Sponsor(s): Rep. Ableser, Sen. Aboud, Rep. Alston, Rep. Arredondo, Sen. Cajero Bedford, Rep. Gallego, Rep. Gonzales, Rep. Hale, Rep. Hobbs, Sen. Jackson, Sen. Landrum Taylor, Sen. Lopez, Sen. Lujan, Rep. McCune Davis, Sen. Meza, Rep. C. Miranda, Rep. R. Miranda, Rep. Pancrazi, Rep. Patterson, Rep. Saldade, Sen. Schapira, Rep. Tovar, Rep. Wheeler  
Last Action: 1/24, Referred to Senate Judiciary  
ARS Title(s) affected: 11, 12, 13, 23, 28, 41

**S1234: CONSTITUTIONAL DEFENSE COUNCIL**

Creates the Constitutional Defense Council, its membership and purpose, and specifies the issues to consider at its public meetings. Establishes the Constitutional Defense Council Fund, appropriates a percentage of the total annual budget from all sources appropriated to the Office of the Attorney General and stipulates the use of the fund monies.

Primary Sponsor: Sen. Griffin Co-Sponsor(s): Sen. Allen, Sen. Gould, Sen. S. Smith, Rep. Stevens, Rep. Judd, Rep. Gowan, Sen. Antenori, Sen. Barto, Rep. Barton, Rep. Jones, Sen. Melvin, Sen. Murphy, Sen. S. Pierce, Sen. Shooter

Last Action: 2/9, from Senate Water, Land Use and Rural Development do pass

ARS Title(s) affected: 41

**S1285: BAIL RECOVERY AGENTS; REQUIREMENTS**

Adds the following additional requirements to be a Bail Recovery Agent: An applicant must submit an affidavit attesting to 1 year of residency in Arizona immediately prior to application, be 21 years of age, not be a certified Peace Officer, possess a high school diploma or GED, have successfully completed a gun safety course or have a DOD form 214, and have been determined qualified after submittal of fingerprints to DPS.

Primary Sponsor: Sen. McComish Co-Sponsor(s): Rep. McLain

Last Action: 1/25, Referred to Senate Banking and Insurance

ARS Title(s) affected: 20

**S1302: MILITARY FAMILY RELIEF FUND**

Makes conforming changes regarding the repeal date of the Military Family Relief Fund.

Primary Sponsor: Sen. Antenori Co-Sponsor(s): Rep. Gowan, Rep. Vogt

Last Action: 4/4, retained on House COW calendar

ARS Title(s) affected: 41

**S1303: EVADING ARREST OR DETENTION**

Establishes penalties and classifications for unlawfully evading arrest or detention.

Primary Sponsor: Sen. Antenori Co-Sponsor(s): Rep. D. Smith, Rep. Stevens, Rep. Gowan, Sen. Biggs, Sen. Burges, Rep. Hale, Rep. Harper, Rep. Judd, Sen. McComish, Rep. McLain, Rep. Montenegro, Sen. Murphy, Rep. Proud, Rep. Robson, Sen. Shooter, Rep. Vogt

Last Action: 2/20, Referred to House Judiciary

ARS Title(s) affected: 13

**S1304: FIREARMS REGULATION; POLITICAL SUBDIVISIONS**

Removes statutory language regarding a political subdivision's ability to restrict the discharge of a firearm, and specifies that a political subdivision may enforce statutory provisions relating to the unlawful discharge of firearms.

Primary Sponsor: Sen. Antenori Co-Sponsor(s): Rep. Crandell, Rep. Gowan, Rep. Lesko, Rep. Mesnard, Rep. Seel, Rep. D. Smith, Rep. Stevens, Rep. Jim Weiers

Last Action: 3/26, from House Rules okay

ARS Title(s) affected: 13

**S1306: ALARM SYSTEM INSTALLATION; CONTRACTS; MUNICIPALITIES**

Prohibits a city, town, county or other political subdivision of Arizona from further regulating, licensing or obtaining information from alarm businesses or alarm agents.

Primary Sponsor: Sen. Antenori Co-Sponsor(s): Sen. Burges, Sen. Gould, Sen. Griffin, Sen. Murphy, Rep. Proud, Rep. Vogt  
Last Action: 3/20, from House Rules okay  
ARS Title(s) affected: 9

**S1307: TRANSFER MONIES; PROJECT CHALLENGE**

Transfers \$500,000 annually from the Gang and Immigration Intelligence Task Force Mission (GIITEM) subaccount to the Department of Emergency and Military Affairs (DEMA) to be used for Project Challenge.

Primary Sponsor: Sen. Antenori Co-Sponsor(s): Sen. Burges, Rep. Carter, Sen. L. Gray, Rep. Chabin, Rep. Gowan, Rep. Fillmore, Rep. Seel, Rep. D. Smith, Rep. Stevens, Rep. J. Pierce, Rep. Barton, Rep. Crandell, Rep. Dial, Rep. Fann, Rep. Goodale, Rep. Heinz, Rep. Jones, Rep. Judd, Sen. Klein, Sen. McComish, Sen. Melvin, Sen. Nelson, Sen. S. Pierce, Rep. Proud Rep. Ugenti, Rep. Urie  
Last Action: 2/7, from Senate Veterans, Military and Government Affairs do pass  
ARS Title(s) affected: 12

**S1312: AZ RANGERS; IMPERSONATION; OFFENSE**

Defines impersonating an Arizona Ranger and classifies the act as a Class 1 misdemeanor.

Primary Sponsor: Sen. Antenori Co-Sponsor(s): Rep. Vogt  
Last Action: 3/7, referred to House Jud  
ARS Title(s) affected: 13

**S1314: PROCESS SERVERS; QUOTAS; PERJURY**

Prohibits a private process server from serving process if there is a requirement that relates to mandatory minimum service during any specific day. Establishes a felony classification for perjury by a false statement on an affidavit of service.

Primary Sponsor: Sen. Antenori Co-Sponsor(s): Sen. Yarbrough  
Last Action: 2/13, FAILED Senate Judiciary 3-4  
ARS Title(s) affected: 11, 13

**S1315: PHOTO ENFORCEMENT TICKETS; SERVICE**

Modifies procedures for the service of a traffic complaint that is the result of a photo enforcement system.

Primary Sponsor: Sen. Antenori  
Last Action: 2/13, FAILED Senate Judiciary 2-5  
ARS Title(s) affected: 28

**S1316: RED LIGHT VIOLATIONS; PHOTO RADAR**

Establishes that a photo enforcement system detect a red light running violation for at least one second before a traffic ticket and complaint may result.

Primary Sponsor: Sen. Antenori  
Last Action: 2/13, Senate Judiciary held  
ARS Title(s) affected: 28

**S1333: EVALUATION; RESPONSE; FEDERAL LAW**

Establishes the Evaluation of Federal Law Advisory Council (Council) and a Constitutional Defense Fund (Fund) administered by the Council and subject to legislative appropriation.

Primary Sponsor: Sen. Melvin Co-Sponsor(s): Sen. Allen, Sen. Biggs, Sen. Griffin, Sen. Klein, Sen. Murphy, Rep. Yee  
Last Action: 3/26, from House Appro do pass  
ARS Title(s) affected: 41

**S1353: TECH CORRECTION; CITIES & TOWNS S/E RELATING TO SENTENCING; THEFT OF METAL**

Modifies the value of ferrous and nonferrous metals, when determining the value following a theft, to include the fair market value of the metal in the local area at the time of the theft, rather than the value of the scrap metal.

Primary Sponsor: Sen. Melvin  
Last Action: 2/8, Senate Commerce and Energy held  
ARS Title(s) affected: 9

**S1358: NEUTRALIZATION; FEDERAL LAWS**

Establishes the Joint Legislative Committee on Neutralization of Federal Laws (Committee) and identifies its members. Specifies the duties of the Committee.

Primary Sponsor: Sen. Klein Co-Sponsor(s): Sen. Burges, Sen. Griffin, Sen. Melvin, Sen. Shooter  
Last Action: 3/15, FAILED to pass Senate 15-14  
ARS Title(s) affected: 41

**S1371: JUSTICES AND JUDGES; ELECTIONS**

Modifies certain statutes related to the election of justices and judges.

Primary Sponsor: Sen. Shooter  
Last Action: 2/13, FAILED Senate Judiciary 3-4  
ARS Title(s) affected: 12, 16, 19, 38, 41

**S1372: APPEALS COURT; SIZE; FEES DISTRIBUTION**

Decreases the number of judges in each division of the Court of Appeals and modifies the distribution of monies collected and retained by the court.

Primary Sponsor: Sen. Shooter

Last Action: 2/13, FAILED Senate Judiciary 2-5

ARS Title(s) affected: 12

**S1404: EVIDENCE; ADMISSIBILITY; CERTIFICATE OF ANALYSIS**

Establishes the admissibility of a certificate of analysis in a criminal trial.

Primary Sponsor: Sen. Driggs Co-Sponsor(s): Rep. Brophy McGee, Rep. J. Pierce, Sen. Yarbrough

Last Action: 3/7, referred to House Jud

ARS Title(s) affected: 13

**S1409: ASSAULT; PUBLIC DEFENDER; COUNTY RANGER**

Adds county rangers to the list of professions protected under the aggravated assault statute and specifies felony classifications for aggravated assault if committed on a public defender.

Primary Sponsor: Sen. Gould

Last Action: 2/29, Referred to House Judiciary

ARS Title(s) affected: 13

**S1411: DEFERRED PROSECUTION; JUSTICE COURT APPROVAL**

Modifies county attorney discretion regarding diversion and deferred prosecution in a justice of the peace court.

Primary Sponsor: Sen. Gould

Last Action: 2/13, FAILED Senate Judiciary 0-7

ARS Title(s) affected: 11

**S1420: DUI COURT PROGRAM; ESTABLISHMENT**

The presiding judge of the superior court in each county may establish a DUI court program for the purpose of prosecuting, adjudication and treating persons who are charged with a DUI and who meet all criteria and guidelines as established by the presiding judge and county attorney. There are several exceptions to who may be admitted to include those convicted of a dangerous offense or those who have previously participated in the program.

Primary Sponsor: Sen. Shooter

Last Action: 1/30, Referred to Senate Public Safety and Human Services

ARS Title(s) affected: 28, 42

**S1432: PRISONER RELEASE; IDENTIFICATION; NOTIFICATION (~~DEPT OF CORRECTIONS; CONTINUATION~~)**

An emergency measure that modifies prisoner release requirements for the Arizona Department of Corrections (ADC).

Primary Sponsor: Sen. L. Gray  
Last Action: 3/27, from House Rules okay  
ARS Title(s) affected: 41

**S1433: CITIES; TOWNS; POLICE FUNCTIONS; REVOCATION**

Allows the county sheriff to assume control of a municipality's law enforcement functions under specific conditions.

Primary Sponsor: Sen. L. Gray Co-Sponsor(s): Sen. Gould  
Last Action: 4/25, failed COW in House  
ARS Title(s) affected: 9

**S1434: LAW ENFORCEMENT; INVESTIGATIONS; PUBLIC RECORDS**

Amends statute to clarify that any inspection of records of investigations into the conduct of law enforcement officers is not limited if the matter is of public concern.

Primary Sponsor: Sen. L. Gray  
Last Action: 1/31, Referred to Senate Public Safety and Human Services  
ARS Title(s) affected: 38

**S1439: JUVENILES; FELONY CHARGING; CHRONIC OFFENDERS**

Amends the definition of a "chronic felony offender" as it relates to juveniles.

Primary Sponsor: Sen. Lujan  
Last Action: 1/31, Referred to Senate Judiciary  
ARS Title(s) affected: 13

**S1448: MISCONDUCT INVOLVING WEAPONS; PUBLIC PROPERTY**

Modifies the definitions of public establishment and public event in the misconduct involving weapons statute.

Primary Sponsor: Sen. S. Smith Co-Sponsor(s): Sen. Allen, Sen. Antenori, Sen. Biggs, Sen. Burges, Sen. Gould, Sen. Klein, Sen. Murphy, Sen. Shooter  
Last Action: 3/7, referred to House Jud  
ARS Title(s) affected: 13

**S1465: SEXUAL ABUSE; SENTENCING**

Increases the minimum, presumptive, and maximum sentence for persons convicted of sexual abuse against children.

Primary Sponsor: Sen. Schapira  
Last Action: 1/31, Referred to Senate Judiciary  
ARS Title(s) affected: 13

**S1472: SECURITY GUARD; PRIVATE INVESTIGATOR; OMNIBUS (~~PRIVATE INVESTIGATOR; SECURITY GUARD; BOARD~~)**

Transfers the regulatory authority of private investigators (PIs) and private security guards from the Department of Public Safety (DPS) to the Private Investigator and Security Guard Board (Board) and makes numerous changes to the statutes related to PIs and security guards.

Primary Sponsor: Sen. L. Gray

Last Action: 3/14, from House Mil-Pub with amend

ARS Title(s) affected: 32

**S1474: WEAPONS; UNIVERSITY; COLLEGE GROUNDS**

Modifies certain statutes related to weapons possession on the grounds of a public university, college or community college.

Primary Sponsor: Sen. Gould Co-Sponsor(s): Sen. Barto, Rep. Seel, Rep. Stevens, Sen. Allen, Sen. Antenori, Sen. Biggs, Sen. Crandall, Sen. Klein, Rep. Montenegro, Sen. Nelson, Sen. Shooter

Last Action: 2/7, from Senate Judiciary, amended

ARS Title(s) affected: 13

**S1479: FIREARMS; STATE REGULATION; PREEMPTION**

Modifies certain provisions in the firearms regulated by state statute. Prescribes criteria for limiting or prohibiting firearms possession in a public establishment or at a public event.

Primary Sponsor: Sen. Gould Co-Sponsor(s): Sen. Antenori, Rep. Crandell

Last Action: 2/6, Senate Judiciary held

ARS Title(s) affected: 12, 13, 15

**S1488: FED MONIES; LEGISLATIVE APPROPRIATIONS**

Authorizes the Arizona State Legislature to appropriate non-custodial federal monies.

Primary Sponsor: Sen. Murphy Co-Sponsor(s): Sen. Burges, Sen. L. Gray, Sen. Melvin, Sen. S. Smith, Sen. Yarbrough, Sen. Allen, Sen. Antenori, Sen. Barto, Sen. Biggs, Sen. Gould, Rep. Gowan, Sen. Griffin, Sen. Klein, Sen. Reagan, Sen. Shooter

Last Action: 2/28, Passed Senate 21-9; ready for House

ARS Title(s) affected: 35

**S1492: OUT-OF-WEDLOCK CHILDREN; FATHERS; RIGHTS**

Grants the father of a child born out of wedlock custody rights equal to the child's mother under specified conditions.

Primary Sponsor: Sen. Murphy

Last Action: 3/12, referred to House Hel-Hu Ser, Jud

ARS Title(s) affected: 13, 25

**S1496: DEADLY PHYSICAL FORCE; REPORTING; ADMISSIBILITY**

Makes any statement made by a witness who may directly or indirectly be involved in the threatening or actual use of deadly force against another individual inadmissible in criminal prosecution if the person promptly reports the act in order to obtain emergency medical care or police services.

Primary Sponsor: Sen. Burges  
Last Action: 1/31, Referred to Senate Judiciary  
ARS Title(s) affected: 12

**S1499: CLIFF JUMPING; VIOLATION**

Prohibits a person from knowingly jumping or diving off a cliff or rock formation from ten feet or higher into a lake or stream that is located in any public park or state land or on private property without permission of the landowner. A violation of this section is considered a class 2 misdemeanor and the act may be cited as "Richard's Law".

Primary Sponsor: Sen. Burges  
Last Action: 1/31, Referred to Senate Judiciary  
ARS Title(s) affected: 13

**S1520: AIRPORT AUTHORITY; LEGISLATIVE REPORT S/E RELATING TO CONSTRUCTION ZONES; TRAFFIC CONTROL MANAGEMENT**

Provides that the Arizona Department of Public Safety (DPS) is the primary agency responsible for traffic control management and public safety in highway work zones. Specifies certain provisions relating to an agreement between the DPS Director and Director of the Arizona Department of Transportation for traffic control and public safety in work zones.

Primary Sponsor: Sen. Nelson  
Last Action: 2/13, Senate Natural Resources and Transportation held  
ARS Title(s) affected: 28

**S1523: GENERAL APPROPRIATIONS; FY2012-13**

Makes FY 2013 state General Fund (GF) and Other Fund (OF) appropriations for the operation of state government and adjusts FY 2012 state GF and OF appropriations.

Primary Sponsor: Sen. Shooter Co-Sponsor(s): Sen. Biggs, Sen. S. Pierce  
Last Action: 2/21, from Senate Appropriations do pass  
ARS Title(s) affected: 41

**S1525: STATE BUDGET PROCEDURES; FY2012-13**

Makes necessary statutory and session law changes relating to budget procedures to reconcile the FY 2013 state budget.

Primary Sponsor: Sen. Shooter Co-Sponsor(s): Sen. Biggs, Sen. S. Pierce  
Last Action: 2/21, from Senate Appropriations do pass  
ARS Title(s) affected: 41

**S1527: GOVERNMENT BUDGET RECONCILIATION; FY2012-13**

Makes necessary statutory and session law changes relating to general government to reconcile the FY 2013 state budget.

Primary Sponsor: Sen. Shooter Co-Sponsor(s): Sen. Biggs, Sen. S. Pierce

Last Action: 2/21 from Senate Appropriations do pass

ARS Title(s) affected: 38, 41

**S1528: HEALTH; WELFARE; BUDGET RECONCILIATION; FY2012-13**

Makes statutory and session law changes relating to health and welfare to reconcile the FY 2013 state budget .

Primary Sponsor: Sen. Shooter Co-Sponsor(s): Sen. Biggs, Sen. S. Pierce

Last Action: 2/21, from Senate Appropriations do pass

ARS Title(s) affected: 35

**S1531: CRIMINAL JUSTICE; BUDGET RECONCILIATION; FY2012-13**

Makes necessary statutory and session law changes relating to the criminal justice system to reconcile the FY 2013 state budget.

Primary Sponsor: Sen. Shooter Co-Sponsor(s): Sen. Biggs, Sen. S. Pierce

Last Action: 2/21, from Senate Appropriations do pass

ARS Title(s) affected: 5, 12, 13, 28, 31, 41

## House Bills That Failed

**H2015: SUPERIOR COURTS; PROHIBITED COSTS; COUNSELING**

Notwithstanding any other law, no court in this state shall pay for the cost of court ordered anger management or domestic violence counseling for any defendant.

Primary Sponsor: Rep. Fillmore

Last Action: 1/9, referred to House Military Affairs and Public Safety

ARS Title(s) affected: 12

**H2024: WASTE OF FINITE RESOURCES; REPEAL**

Repeals driving speed restrictions counting toward judicial productivity credits .

Primary Sponsor: Rep. Crandell Co-Sponsor(s): Rep. Barton, Sen. Allen, Rep. Fillmore, Rep.

Ugenti Last Action: 2/16, House Transportation held

ARS Title(s) affected: 22, 28

**H2031: VEHICLE IMPOUNDMENT; LACK OF INSURANCE**

Amends this section to clarify how a peace officer makes the determination that an individual is in compliance (or not) with the financial responsibility requirements of chapter 9, article 4 of this title.

Primary Sponsor: Rep. Kavanagh

Last Action: 1/9, referred to House Transportation, Banking and Insurance

ARS Title(s) affected: 28

**H2044: MARIJUANA; CLASSIFICATION; PETTY OFFENSE**

Changes the classification of possessing less than one ounce of marijuana to a petty offense not withstanding section 13-802 with a fine of not more than four hundred dollars.

Primary Sponsor: Rep. Fillmore

Last Action: 1/9, referred to House Judiciary

ARS Title(s) affected: 13

**H2074: MOTORCYCLES; LANE ADVANCEMENT**

Allows motorcycles driving next to vehicles traveling slower than 25 miles per hour (mph) to overtake and pass in the same lane and to operate between lanes of traffic.

Primary Sponsor: Rep. Jerry Weiers Co-Sponsor(s): Rep. Burges

Last Action: 2/2, House Transportation held

ARS Title(s) affected: 28

**H2077: MOTORCYCLE OPERATIONS; RIDING BETWEEN LANES**

Deletes language pertaining to motorcycles overtaking and passing vehicles in the same lane and operating between the lanes of traffic.

Primary Sponsor: Rep. Jerry Weiers Co-Sponsor(s): Rep. Burges

Last Action: 2/2, House Transportation held

ARS Title(s) affected: 28

**H2095: PLANNED COMMUNITIES; FIREARMS REGULATION**

Prohibits the restriction of firearms in planned communities.

Primary Sponsor: Rep. Harper

Last Action: 1/24, House Government held

ARS Title(s) affected: 33

**H2144: PROHIBITED POSSESSOR; DOMESTIC VIOLENCE CONVICTION**

Adds a conviction of an offense involving domestic violence to the definition of a "prohibited possessor" in relation to weapons.

Primary Sponsor: Rep. C. Miranda Co-Sponsor(s): Rep. R. Miranda, Rep. Saldate

Last Action: 1/17, referred to House Judiciary

ARS Title(s) affected: 13

**H2169: MISSING PERSONS; LAW ENFORCEMENT DUTIES**

Adds Chapter 51 to Title 41 relating to missing persons and unidentified human remains

Primary Sponsor: Rep. Dial Co-Sponsor(s): Rep. Gallego

Last Action: 1/11, referred to House Military Affairs and Public Safety

ARS Title(s) affected: 41

**H2201: GRAFFITI IMPLEMENTS; UNLAWFUL POSSESSION; MINORS**

Adds that it is unlawful for a minor to possess any graffiti implement while on public or private property without consent of the property owner. Some exceptions apply.

Primary Sponsor: Rep. Campbell Co-Sponsor(s): Rep. Alston, Rep. Chabin, Rep. Farley, Rep.

Gallego, Rep. Hobbs, Rep. Meyer, Rep. Tovar, Rep. Wheeler

Last Action: 1/17, referred to House Judiciary

ARS Title(s) affected: 13

**H2202: PRIVATE PRISONS; PRISONER; FACILITY; LIMITS**

Limits the ability of a private prison to expand a private prison facility, purchase a new facility or increase the amount of prisoners held after the effective date of this amendment.

Primary Sponsor: Rep. Campbell Co-Sponsor(s): Rep. Ableser, Rep. Alston, Rep. Chabin, Rep.

Farley, Rep. Gallego, Rep. Hobbs, Rep. Pancrazi, Rep. Patterson, Rep. Tovar, Rep. Wheeler

Last Action: 1/17, referred to House Commerce, Military Affairs and Public Safety

ARS Title(s) affected: 41

**H2206: PRIVATE PRISONS; PRISONER TRANSFER; PROHIBITION**

Amends the definition of a "private prison" to exclude their ability to house prisoners from other states. Additionally, it affirms that the fingerprints and photographs of incarcerated prisoners kept on file are public record with no exceptions.

Primary Sponsor: Rep. Campbell Co-Sponsor(s): Rep. Ableser, Rep. Alston, Rep. Chabin, Rep. Farley, Rep. Gallego, Rep. Hobbs, Rep. Pancrazi, Rep. Patterson, Rep. Tovar, Rep. Wheeler  
Last Action: 1/17, referred to House Commerce, Military Affairs and Public Safety  
ARS Title(s) affected: 41

**H2216: AGGRAVATED ASSAULT; STRANGULATION**

Drops the requirement that there has to be a relationship between victim and defendant (domestic abuse) to classify strangulation as aggravated assault.

Primary Sponsor: Rep. Proud  
Last Action: 1/17, referred to House Judiciary  
ARS Title(s) affected: 13

**H2224: UNRESTRAINED MINORS; MOTOR VEHICLES; PROHIBITION**

Prohibits a person from driving on a highway with a passenger under 18 years of age in an open compartment of a motor vehicle unless the passenger is safely restrained.

Primary Sponsor: Rep. Goodale Co-Sponsor(s): Rep. Heinz, Rep. Jones  
Last Action: 2/2, from House Transportation, amended  
ARS Title(s) affected: 28

**H2231: AGGRAVATED ASSAULT; HEALTH CARE PRACTITIONERS**

Adds additional healthcare providers who are certified or licensed pursuant to title 32 or those who they have designated to perform their duties to the circumstances that changes assault to "aggravated assault".

Primary Sponsor: Rep. Heinz  
Last Action: 1/23, referred to House Judiciary  
ARS Title(s) affected: 13

**H2254: COMMUNITY COLLEGES; UNIVERSITIES; CONCEALED WEAPONS**

Adds Article 11 that allows faculty members of a community college or university to possess a concealed firearm on school grounds if the faculty member possesses a valid permit.

Primary Sponsor: Rep. Harper Co-Sponsor(s): Rep. Seel  
Last Action: 1/23, referred to House Military Affairs and Public Safety  
ARS Title(s) affected: 15

**H2266: CLIFF JUMPING; VIOLATION**

Prohibits a person from knowingly jumping or diving off a cliff or rock formation from ten feet or higher into a lake or stream that is located in any public park or state land or on private property without permission of the landowner. A violation of this section is considered a class 2 misdemeanor and the act may be cited as "Richard's Law".

Primary Sponsor: Rep Burges  
Last Action: No Action Taken  
ARS Title(s) affected: 13

**H2285: DUI; IGNITION INTERLOCK DEVICE**

Removes the requirement that first time offenders convicted of a DUI have to equip their motor vehicle with a certified ignition interlock device for 12 months.

Primary Sponsor: Rep. D. Smith  
Last Action: 1/17, referred to House Judiciary  
ARS Title(s) affected: 28

**H2287: DRIVING UNDER THE INFLUENCE; RETROACTIVE APPLICATION**

Wishes to apply retroactively Laws 2011, Chapter 341 to any person sentenced after April 29, 2011 for a DUI, Extreme DUI or aggravated DUI regardless of the date of offense. Exempts some sections of Laws 2011, Chapter 341 from retroactive application.

Primary Sponsor: Rep. D. Smith  
Last Action: 1/18, referred to House Judiciary  
ARS Title(s) affected: 28

**H2288: DUI; Drugs; Driver License Revocation**

Removes the conviction of driving a motor vehicle under the influence of drugs from the definition of mandatory revocation of license.

Primary Sponsor: Rep. D. Smith  
Last Action: 1/17, referred to House Judiciary  
ARS Title(s) affected: 28

**H2289: CRIMINAL JURY TRIAL; JUSTICE COURTS**

Removes the limitation that a trial by jury demand must be made at least five days before commencement of trial from section 22-320.

Primary Sponsor: Rep. D. Smith  
Last Action: 1/17, referred to House Judiciary  
ARS Title(s) affected: 22

**H2294: MUNICIPAL HOME DETENTION PROGRAMS; ESTABLISHMENT**

Makes it a requirement for municipalities to establish a prisoner work, community restitution work and home detention program for eligible sentenced prisoners instead of an option.

Primary Sponsor: Rep. D. Smith

Last Action: 1/17, referred to House Judiciary, Government

ARS Title(s) affected: 9

**H2295: CITIES; ENTERTAINMENT DISTRICTS**

Authorizes towns or city municipalities to establish "entertainment districts" within the boundaries of the city or town with designated days and hours of operation. Allows for open containers and the sale of spirituous liquor between 2am and 6am within the boundaries and hours of the entertainment district.

Primary Sponsor: Rep. D. Smith

Last Action: 1/17, referred to House Commerce

ARS Title(s) affected: 9

**H2296: ARIZONA SENTENCING AND CORRECTIONS COMMISSION**

Establishes the Arizona Sentencing and Corrections Commission to continuously collect data and evaluate the effectiveness of the state's sentencing practices and policies, alternate sentencing programs and the policies and procedure of the state department of corrections. Will contain 17 members with designated three-year terms who are not eligible to receive compensation.

Primary Sponsor: Rep. D. Smith

Last Action: 1/17, referred to House Judiciary

ARS Title(s) affected: 41

**H2297: PROBATION; COMMUNITY SUPERVISION; VIOLATIONS;  
REVOCATION**

Prevents the board of executive clemency from revoking a prisoner's release unless the offender commits two or more additional offenses or violates two or more of the terms and conditions of the community supervisor.

Primary Sponsor: Rep. D. Smith

Last Action: 1/17, referred to House Judiciary, Military Affairs and Public Safety

ARS Title(s) affected: 13, 31

**H2299: PRIVATE PRISON STUDY COMMITTEE**

Establishes the Private Prison Study Committee to collect data, evaluate and report on the impact of private prisons on the safety of the public, prisoners and staff, the economic efficiency and impact of housing on state prisoners in private prison facilities, the provision of constitutionally appropriate services for prisoners and the training currently required for staff. The Commission will consist of 19 members who will submit a report on or before December 31, 2012 and this section will repeal after September 30, 2013.

Primary Sponsor: Rep. Campbell

Last Action: 1/17, referred to House Commerce, Military Affairs and Public Safety

ARS Title(s) affected: 41

**H2308: SCRAP METAL DEALERS; SUSPICIOUS METALS**

Adds section 44-1648 to Title 44 requiring scrap metal dealers who suspects that a seller is trying to sell the dealer stolen metal require additional information from the seller as determined by Department of Public Safety rule.

Primary Sponsor: Rep. Patterson Co-Sponsor(s): Rep. McCune Davis

Last Action: 1/17, referred to House Commerce, Military Affairs and Public Safety

ARS Title(s) affected: 44

**H2310: ANIMAL ABUSER REGISTRATION; COMMUNITY NOTIFICATION**

Upon conviction or within ten days of entering and remaining in any county of this state, a person who is eighteen years of age or older who has been convicted of animal cruelty or related offenses must register with the Sheriff of that county. The Sheriff must then notify, within ten days, all residents, schools, and businesses within one-half mile of the offenders residence.

Primary Sponsor: Rep. Farley Co-Sponsor(s): Sen. Melvin, Sen. Nelson, Sen. Reagan

Last Action: 1/17, referred to House Judiciary, Military Affairs and Public Safety

ARS Title(s) affected: 13

**H2311: COMMUNICATION DEVICES; CLASS G LICENSEES**

A class "G" license holder shall not operate a motor vehicle on a highway while using a wireless communication device with a few emergency, criminal reporting or fear of physical danger exceptions.

Primary Sponsor: Rep. Farley Co-Sponsor(s): Rep. Arredondo, Rep. Hobbs, Sen. McComish, Sen. Melvin, Sen. Nelson, Rep. Tovar

Last Action: 1/17, referred to House Transportation, Judiciary

ARS Title(s) affected: 28

**H2312: DISTRACTED DRIVING PROHIBITION**

An officer is required to document whether a person involved in an accident was engaged in distracted driving in violation of section 28-913 at the time of the accident. By law, the officer may issue a citation if the officer believes the distracted driving is hazardous to public safety.

Primary Sponsor: Rep. Farley Co-Sponsor(s): Rep. Arredondo, Rep. Hobbs, Sen. Melvin, Sen. Nelson, Rep. Tovar  
Last Action: 1/17, referred to House Transportation, Judiciary  
ARS Title(s) affected: 28

**H2316: ANIMALS; EUTHANASIA; LICENSED VETERINARIANS**

Mandates that any animal destroyed in a county, city or town pound shall be administered euthanasia drugs by a licensed veterinarian or a person under the direct supervision of a licensed veterinarian.

Primary Sponsor: Rep. D. Smith Co-Sponsor(s): Rep. Gowan, Rep. McLain  
Last Action: 2/14, House Government held  
ARS Title(s) affected: 3, 11

**H2321: TEXTING WHILE DRIVING; PROHIBITION**

Makes the use of a handheld wireless communication device to send, write, or read a written message, while operating a motor vehicle a civil penalty. This offence is punishable by either \$50 or \$100 fine, if the offender is involved in an accident. Exceptions are if a person is not in a lane of traffic, at a stop due to a traffic control device or sign, or an authorized emergency vehicle or law enforcement officer.

Primary Sponsor: Rep. Williams Co-Sponsor(s): Rep. Farley, Sen. Melvin, Sen. Nelson  
Last Action: 2/16, House Transportation held  
ARS Title(s) affected: 28

**H2338: PRISONER TRANSFER; DEPARTMENT OF CORRECTIONS**

Repeals numerous sections, as amended by Laws 2011 that requires the Department of Corrections to contract with the county Sheriff to house prisoners in a state facility or have prisoners, sentenced to one year or less serve their time in county jails. Emergency clause

Primary Sponsor: Rep. Jones Co-Sponsor(s): Rep. Barton, Rep. Chabin, Rep. Crandell, Rep. Goodale, Sen. Griffin, Sen. Jackson, Rep. Judd, Rep. McLain, Rep. Pancrazi, Rep. Urie, Rep. Vogt  
Last Action: 1/18, referred to House Appropriations  
ARS Title(s) affected: 5, 28, 31, 41

**H2341: PROCESS SERVERS; PRIVILEGES; RECORDS; ASSAULT**

Allows certified process servers to enter and remain lawfully unannounced in a planned community or condominium association that is guarded or gated.

Primary Sponsor: Rep. Jones Co-Sponsor(s): Rep. Judd, Rep. Pancrazi, Rep. Urie, Rep. Vogt  
Last Action: 3/7, Referred to Senate Jud  
ARS Title(s) affected: 11, 13, 16, 28

**H2378: SOLICITATION, TEXT MESSAGE; PROHIBITION**

Adds sending a text message to a list of prohibited actions regarding automated systems for the purpose of solicitation of persons to purchase goods.

Primary Sponsor: Rep. Farnsworth  
Last Action: 2/2, House Technology and Infrastructure held  
ARS Title(s) affected: 13

**H2380: SEARCH WARRANTS; RETURN**

Extends the amount of time to return search warrants to the issuing magistrate, after execution, from four court business days to three.

Primary Sponsor: Rep. Farnsworth  
Last Action: 1/18, referred to House Judiciary  
ARS Title(s) affected: 13

**H2388: PHARMACY BD; DRUG SCHEDULES; RULES (~~COLLEGE SAVINGS PLANS; TAX SUBTRACTIONS~~)**

Permits the Board of Pharmacy (Board) to adopt rules to define the chemical composition of controlled substances prescribed in the schedules of controlled substances.

Primary Sponsor: Sen. Shooter  
Last Action: 4/4 Majority and Minority Caucus concurrence recommended  
ARS Title(s) affected: 32

**H2395: SCRAP METAL DEALERS; PROHIBITED TRANSACTIONS**

Prohibits a scrap metal dealer from knowingly purchasing commercial air conditioner cooling coils or compressors, unless purchased from an industrial account. Creates a Joint Legislative Study Committee on metal theft.

Primary Sponsor: Rep. Forese Co-Sponsor(s): Rep. Vogt  
Last Action: 3/15, from Senate Com-Energy do pass  
ARS Title(s) affected: 44

**H2435: ATTORNEY GENERAL; REMOVAL; FEDERAL COURT**

Requires the Attorney General, if representing this State in a federal district court, to file a motion to remove the action to the United States Supreme Court if the United States Supreme Court had original jurisdiction.

Primary Sponsor: Rep. Gowan Co-Sponsor(s): Sen. Klein, Sen. Shooter  
Last Action: 1/18, referred to House Judiciary  
ARS Title(s) affected: 41

**H2436: FED LAW ENFORCEMENT OFFICERS; NOTIFICATION**

Requires federal law enforcement officers to notify the county sheriff before taking any official law enforcement action.

Primary Sponsor: Rep. Gowan

Last Action: 2/15, from House Government do pass

ARS Title(s) affected: 11

**H2443: CIVIL ACTIONS; TIME LIMITS; CRIMES**

A person has seven years after reaching eighteen to file a civil action against an offender who committed any acts related to physical, psychological or other injury against them while a minor.

Primary Sponsor: Rep. Gowan

Last Action: 1/18, referred to House Judiciary

ARS Title(s) affected: 12

**H2461: HISTORICAL PRIOR FELONY CONVICTION; DEFINITION**

Excludes the time a person spent in pretrial or presentence incarceration from the look-back period for determining whether a past offense constitutes a historical prior felony conviction.

Primary Sponsor: Rep. Ugenti

Last Action: 3/14, from Senate Pub-Hu Ser do pass

ARS Title(s) affected: 13

**H2474: ELECTRONIC COMMUNICATION DEVICES; UNLAWFUL USE**

Defines unlawful use of an electronic communication device and the punishment associated with such use.

Primary Sponsor: Rep. Proud

Last Action: 2/2, House Technology and Infrastructure held

ARS Title(s) affected: 13

**H2509: GANG; IMMIGRATION INTELLIGENCE; MISSION; FUNDING**

Establishes the Gang and Immigration Intelligence Team Enforcement (GIITEM) multijurisdictional task force and details their enforcement mission. Removes the county Sheriff as the main distributor of the GIITEM funds and instead divides the funds into four sub-accounts, at specific percentages with stipulated conditions for use. Removes the guaranteed funding amounts to any county Sheriff, based off population. Requires revenues collected from transaction privileges and use taxes on the sales of pipes and valves four inches in diameter or less, that are used to transport oil, natural gas, artificial gas, water or coal slurry to be deposited into the GIITEM fund and separately accounted for by the department. Requires a 2/3 affirmative vote of each house of the Legislature for passage.

Primary Sponsor: Rep. Campbell

Last Action: 1/18, referred to House Military Affairs and Public Safety, Appropriations

ARS Title(s) affected: 12, 28, 41, 42, 43

**H2512: TEXTING WHILE DRIVING; PROHIBITION**

Prohibits texting while driving.

Primary Sponsor: Rep. Urie Co-Sponsor(s): Rep. R. Miranda

Last Action: 1/26, from House Transportation, amended

ARS Title(s) affected: 28

**H2521: COMMUNITY SUPERVISION; EARNED RELEASE CREDITS**

Changes the calculation of community supervision imposed by the court to one day for every seven days served if the defendant is sentenced to a term of imprisonment for a serious offense or a violent or aggravated felony and adds one day for every three days if the defendant is sentenced to a term of imprisonment for an offense not listed. Amends earned release credits to one day for every six days served if the defendant is sentenced to a term of imprisonment for a serious offense or violent or aggravated felony or one day for every three days served if the defendant is sentenced to a term of imprisonment for an offense not listed.

Primary Sponsor: Rep. Ash Co-Sponsor(s): Rep. Alston, Rep. Arredondo, Rep. Chabin, Rep. Farley, Rep. Gonzales, Rep. Hale, Rep. Jones, Rep. McLain, Rep. Meyer, Rep. C. Miranda, Rep. Patterson, Rep. Saldate, Rep. Wheeler

Last Action: 1/18, referred to House Judiciary, Military Affairs and Public Safety

ARS Title(s) affected: 13, 41

**H2522: SENTENCING; MINIMUM AND MAXIMUM TERMS**

Makes numerous changes to statutes relating to sentencing.

Primary Sponsor: Rep. Ash Co-Sponsor(s): Rep. Chabin, Rep. Patterson, Rep. Wheeler, Rep. Alston, Rep. Arredondo, Rep. Farley, Rep. Gonzales, Rep. Goodale, Rep. Hale, Rep. Jones, Rep. Judd, Sen. Lewis, Rep. McLain, Rep. Meyer, Rep. C. Miranda, Rep. Saldate

Last Action: 2/15, from House Military Affairs and Public Safety, amended

ARS Title(s) affected: 13, 31, 41

**H2523: DIRECTOR; DEPARTMENT OF CORRECTIONS; POWERS**

Removes the authority of the Director of the Department of Corrections to charge a fee for a conducting a background check on a person visiting a prisoner of the facility

Primary Sponsor: Rep. Ash Co-Sponsor(s): Rep. Alston, Rep. Goodale, Rep. Jones, Rep. Vogt

Last Action: 1/18, referred to House Military Affairs and Public Safety, Appropriations

ARS Title(s) affected: 41

**H2524: LIFE SENTENCE; PAROLE ELIGIBILITY**

Allows a person who was convicted of murder for an offense prior to August 8, 1973, who was sentenced to life in prison to be eligible for parole after serving twenty-five calendar years. If the person was convicted of any other offense with a sentence that runs consecutively to the murder conviction, the person shall be eligible for parole only to the consecutive sentence. Parole eligibility takes effect immediately on the effective date of this section and the Department of Corrections has 30 days to notify all persons eligible. Emergency clause.

Primary Sponsor: Rep. Ash Co-Sponsor(s): Rep. Alston, Rep. Chabin, Rep. Farley, Rep. Gonzales, Rep. Goodale, Rep. Hale, Rep. Harper, Rep. Jones, Rep. McLain, Rep. Meyer, Rep. C. Miranda, Rep. Patterson, Rep. Saldate, Rep. Wheeler

Last Action: 1/17, referred to House Judiciary

ARS Title(s) affected: 13

**H2525: AZ SENTENCING COMMISSION**

Establishes the Arizona Sentencing Commission to continuously collect data and evaluate the effectiveness of the State's sentencing practices and policies and alternate sentencing programs. Will contain 20 members that will provide an annual report to the chairpersons of the Judiciary Committees for both houses of the Legislature and will terminate on July 1, 2022.

Primary Sponsor: Rep. Ash Co-Sponsor(s): Rep. Alston, Rep. Chabin, Rep. Farley, Rep. Gonzales, Rep. Goodale, Rep. Hale, Rep. Jones, Sen. Lewis, Rep. McLain, Rep. Meyer, Rep. C. Miranda, Rep. Patterson, Rep. Saldate, Rep. Tovar, Rep. Wheeler

Last Action: 1/17, referred to House Judiciary

ARS Title(s) affected: 41

**H2527: SEX OFFENDER REGISTRATION; CONSENSUAL ACTS**

A judge may enter a specific finding that a person does not have to register as a sex offender if the offense involved consensual acts and the judge finds by a preponderance of the evidence that the person is not likely to reoffend. The victim must agree that the acts were consensual.

Primary Sponsor: Rep. Ash Co-Sponsor(s): Rep. Alston, Rep. Farley, Rep. Gonzales, Rep. Goodale, Rep. Hale, Rep. Jones, Rep. Judd, Rep. McLain, Rep. Meyer, Rep. C. Miranda, Rep. Saldate

Last Action: 1/17, referred to House Judiciary

ARS Title(s) affected: 13

**H2528: PREGNANT PRISONERS; RESTRAINTS PROHIBITED; EXCEPTION**

A correctional institution shall not use restraints on a prisoner or detainee who is known to be pregnant including during labor, transport to a medical facility, deliver and postpartum recover; unless the corrections official makes an individualized determination that, the prison or detainee presents an extraordinary circumstance with exceptions.

Primary Sponsor: Rep. Ash Co-Sponsor(s): Rep. Alston, Rep. Chabin, Rep. Farley, Rep. Gonzales, Rep. Hale, Rep. Jones, Rep. McLain, Rep. Meyer, Rep. C. Miranda, Rep. Patterson, Rep. Saldate, Rep. Tovar, Rep. Wheeler

Last Action: 1/18, referred to House Military Affairs and Public Safety

ARS Title(s) affected: 31

**H2530: INCARCERATION COSTS; MUNICIPAL COURT WARRANTS**

The costs associated with the incarceration of an individual in a county jail who was arrested by a peace officer and charged in a municipal court (as defined in section 22-401) or arrested on a warrant that was issued by a municipal court must be paid by the city or town that established the municipal court who issued charges or issued the warrant.

Primary Sponsor: Rep. Ash Co-Sponsor(s): Rep. Farley, Rep. Hale, Rep. McLain, Rep. Meyer, Rep. Patterson, Rep. Wheeler

Last Action: 1/18, referred to House Military Affairs and Public Safety

ARS Title(s) affected: 31

**H2531: PRISONERS; MEDICAL PAROLE**

Except for prisoners who are sentenced to death or natural life, the Board of Executive Clemency may release a prisoner on medical parole if a physician has examined the prisoner and it is determined, upon review by the Department of Corrections that the prisoner suffers from an incapacitating physical condition, disease or syndrome. Some conditions and exceptions apply.

Primary Sponsor: Rep. Ash Co-Sponsor(s): Rep. Alston, Rep. Arredondo, Rep. Chabin, Rep. Farley, Rep. Gonzales, Rep. Hale, Rep. Jones, Rep. Judd, Rep. McLain, Rep. Meyer, Rep. C. Miranda, Rep. Patterson, Rep. Saldate, Rep. Wheeler

Last Action: 1/18, referred to House Military Affairs and Public Safety

ARS Title(s) affected: 31

**H2536: PROHIBIT COMPUTER-ASSISTED REMOTE HUNTING**

It is a class 1 misdemeanor, upon first offense to take or assist in taking any bird or mammal in or from this state by computer-assisted remote hunting.

Primary Sponsor: Rep. Patterson Co-Sponsor(s): Rep. D. Smith

Last Action: 1/18, referred to House Military Affairs and Public Safety, Judiciary

ARS Title(s) affected: 17

**H2537: HUNTING ENDANGERED SPECIES; CRIMINAL PENALTY**

Makes it a class 6 felony to take, attempt to take or possess an endangered species.

Primary Sponsor: Rep. Patterson

Last Action: 1/18, referred to House Military Affairs and Public Safety, Judiciary

ARS Title(s) affected: 17

**H2547: COLLATERAL SOURCE EVIDENCE; ADMISSIBILITY**

Establishes the admissibility of collateral source evidence in certain civil actions.

Primary Sponsor: Rep. Vogt Co-Sponsor(s): Sen. Driggs

Last Action: 2/29, Passed House 36-18; ready for Senate

ARS Title(s) affected: 12

**H2548: DANGEROUS AND INCOMPETENT DEFENDANTS; COMMITMENT**

Adds that if the court finds a defendant incompetent to stand trial they must also determine if the defendant is dangerous pursuant to section 13-4518. If it is determined, that the defendant is incompetent and dangerous the defendant shall be committed to a licensed facility by the Department of Health Services for placement under the supervision of the superintendent of the Arizona State Hospital.

The defendant shall receive education, care, supervision and treatment to render the person competent and nondangerous with reports issued to the court after 90 days and every 180 days after the initial report. Upon determination by the defendant's supervisor that he/she is competent and no longer dangerous, another determination hearing must be held.

Primary Sponsor: Rep. Vogt Co-Sponsor(s): Sen. Aboud, Sen. Antenori, Sen. Barto, Rep. Campbell, Rep. Fann, Rep. Farley, Rep. Gowan, Sen. Melvin, Rep. Proud, Rep. Tovar, Rep. Wheeler, Rep. Williams

Last Action: 1/18, referred to House Judiciary

ARS Title(s) affected: 13

**H2586: BORDER WARNING; DISSEMINATION**

Requires the Arizona Department of Homeland Security (Department) to monitor and disseminate information considered to be a warning about dangerous conditions within the Arizona-Mexico border area to the public.

Primary Sponsor: Rep. Judd Co-Sponsor(s): Rep. Hobbs, Rep. Mesnard, Rep. Seel

Last Action: 3/2, House COW approved with amendment

ARS Title(s) affected: 41

**H2596: TANNING SALONS; MINORS; PROHIBITION**

Makes it unlawful to provide tanning bed services at a tanning salon to a person under the age of eighteen.

Primary Sponsor: Rep. Judd Co-Sponsor(s): Rep. Hobbs, Rep. Seel

Last Action: 1/18, referred to House Judiciary

ARS Title(s) affected: 13

**H2652: DEADLY PHYSICAL FORCE; REPORTING; ADMISSIBILITY**

Makes any statement made by a witness who may directly or indirectly be involved in the threatening or actual use of deadly force against another individual inadmissible in criminal prosecution if the person promptly reports the act in order to obtain emergency medical care or police services.

Primary Sponsor: Rep. Burges

Last Action: 1/25, referred to House Judiciary

ARS Title(s) affected: 12

**H2653: DEATH PENALTY; REPEAL**

Repeals the death penalty, the state capitol postconviction public defender's office and all related sections. Requires the court to order that the defendant not be released on any basis for the remainder of the defendant's natural life, if the court imposes a natural life sentence. States that the victim has the right to be present at any sentencing proceeding and present information relevant to the proceeding.

Primary Sponsor: Rep. Ableser Co-Sponsor(s): Rep. Alston, Rep. Chabin, Sen. Gallardo, Rep. Gonzales, Rep. Hale, Rep. Hobbs, Rep. C. Miranda, Rep. R. Miranda, Rep. Patterson, Rep. Saldate  
Last Action: 1/25, referred to House Judiciary  
ARS Title(s) affected: 12, 13, 21, 25, 31, 41

**H2657: PEACE OFFICER TRAINING; MOTORCYCLE PROFILING**

Expands the basic minimum training for peace officers to include the prohibition against "motorcycle profiling".

Primary Sponsor: Rep. Fillmore  
Last Action: 1/25, referred to House Military Affairs and Public Safety  
ARS Title(s) affected: 41

**H2661: IGNITION INTERLOCK RESTRICTED DRIVER LICENSE**

Changes the revocation of a person's drivers license upon the conviction of reckless driving to a suspension. Allows for the issuance of a special ignition interlock restricted driver license for anyone previously convicted (within the 24 month period) of a DUI offense. If a person receives a second conviction, within 84 months of the first, for a charge of DUI, extreme DUI or reckless driving their license will be suspended for no less than 45 days. After 45 days, they can apply for the special ignition interlock restricted license. Emergency clause.

Primary Sponsor: Rep. D. Smith Co-Sponsor(s): Rep. Ash, Rep. Gowan  
Last Action: 1/25, referred to House Judiciary  
ARS Title(s) affected: 28

**H2667: RETAIL BUSINESS; CONTROLLED SUBSTANCE ANALOGUES**

Adds Chapter 35 that states a retailer shall not intentionally or knowingly sell a controlled substance analogue for human consumption. The first violation of this chapter is a class 3 misdemeanor with subsequent penalties for violations increasing in severity to include loss of license.

Primary Sponsor: Rep. Heinz  
Last Action: 1/25, referred to House Military Affairs and Public Safety  
ARS Title(s) affected: 44

**H2692: MEDICAL MARIJUANA; DISPENSARIES; CERTIFICATES**

Adds additional qualifying criteria for applicants for medical marijuana dispensary registration certificates.

Primary Sponsor: Rep. Fillmore  
Last Action: 2/15, from House Health and Human Services, amended  
ARS Title(s) affected: 36

**H2695: DEFERRED PROSECUTION; JUSTICE COURT APPROVAL**

If a complaint is filed in a Justice of the Peace Court, the County Attorney only has discretion to decide whether to divert or defer prosecution of an offender with the approval of the Justice Court.

Primary Sponsor: Rep. Ash Co-Sponsor(s): Rep. Harper

Last Action: 1/30, referred to House Judiciary

ARS Title(s) affected: 11

**H2709: JUVENILES; DISPOSITION; CRIMINAL DAMAGE**

Changes the penalty for a juvenile that is adjudicated delinquent for a violation of section 13-1602 (criminal damage) from a fine of up to \$1000 to up to 100 hours of community restitution.

Primary Sponsor: Rep. Urie Co-Sponsor(s): Rep. Alston, Rep. Campbell, Rep. Hale, Rep. Tovar

Last Action: 1/31, referred to House Judiciary

ARS Title(s) affected: 8

**H2711: SEXUAL EXPLOITATION; CHILDREN; CLASSIFICATION**

Revises the definition of sexual exploitation of children to include exhibiting, selling or distributing any visual depiction in which a minor is engaged in exploitive exhibition or other sexual conduct. Changes any violation that involves multiple visual depictions, on the same occasion, for personal use, to one violation. Adds that a violation of this section is a class 2 felony, punishable as a dangerous crime against children unless the offense was committed solely for personal use, then it is a class 6 felony. An exception exists for subsequent offenses, which would cause the violation to be classed as a class 2 felony. Further clarifies “personal use” to mean “exclusive personal viewing”.

Primary Sponsor: Rep. Ash Co-Sponsor(s): Rep. Chabin, Rep. Farley, Rep. Gonzales, Rep. Goodale, Rep. Hale, Rep. Judd, Rep. McLain, Rep. C. Miranda, Rep. Saldade, Rep. D. Smith

Last Action: 1/31, referred to House Judiciary

ARS Title(s) affected: 13

**H2719: FIREARMS; FEDERAL LAW; SCHOOL PERIMETERS**

Declares that a person who lawfully owns or possesses a firearm is considered to be individually licensed and verified to possess a firearm immediately outside the grounds of a school.

Primary Sponsor: Rep. Seel Co-Sponsor(s): Sen. Antenori, Rep. Crandell, Rep. Gowan, Rep. Harper, Rep. Judd, Rep. Kavanagh, Rep. Mesnard, Rep. Proud, Rep. D. Smith, Rep. Stevens

Last Action: 3/13, from Senate Jud do pass

ARS Title(s) affected: 13

**H2736: FEDERAL GRANTS; JLBC REVIEW**

Requires Joint Legislative Budget Committee (JLBC) review of all applications for federal assistance or grants over \$500,000 by or on behalf of state agencies, boards and commissions.

Primary Sponsor: Rep. Court Co-Sponsor(s): Rep. Kavanagh

Last Action: 2/8, House Appropriations held

ARS Title(s) affected: 35

**H2746: SUPERIOR COURT CLERK; REMOVAL; DEBT**

Changes the amount of time the clerk must wait before removing a debt from the accounting system from thirty days to forty-five.

Primary Sponsor: Rep. D. Smith  
Last Action: 2/7, referred House Judiciary  
ARS Title(s) affected: 12

**H2755: DRUG OFFENSES; SALES; DEFINITION**

Expands the definition of sale and sell as it relates to drug offenses.

Primary Sponsor: Rep. Reeve Co-Sponsor(s): Rep. Tobin  
Last Action: 2/16, House Judiciary held  
ARS Title(s) affected: 13

**H2756: DUI; MARIJUANA; PRESUMPTIVE IMPAIRMENT**

Stipulates that a defendant is impaired by marijuana if they have a blood concentration of 2.0 nanograms per milliliter (ng/ml) or more of tetrahydrocannabinol (THC) within two hours of driving.

Primary Sponsor: Rep. Reeve  
Last Action: 2/16, House Judiciary held  
ARS Title(s) affected: 9, 11, 28

**H2782: SALVIA DIVINORUM; UNLAWFUL ACTS**

Adds that it is unlawful for a person to sell, dispense, distribute, furnish, administer or give offer to sell, dispense, distribute, furnish, administer or give salvia divinorum to a person under the age of 21. Qualifies this offense as a class 2 misdemeanor and allows an affirmative defense if the person reasonable relied on fraudulent proof of age.

Primary Sponsor: Rep. Meyer Co-Sponsor(s): Rep. Farley, Rep. Gallego, Rep. Tovar, Rep. Wheeler  
Last Action: No Action Taken  
ARS Title(s) affected: 13

**H2818: FORGERY; NOMINATING PETITION SIGNATURES**

Specifies that a "written instrument" does not include a nominating petition as prescribed by Title 16, Chapter 3.

Primary Sponsor: Rep. Ash Co-Sponsor(s): Rep. Alston  
Last Action: 2/8, referred to House Judiciary  
ARS Title(s) affected: 13

**H2819: CHILD MOLESTATION; OFFENSE**

Adds to the classification of “Molestation of a child” that sexual contact must be motivated by a sexual interest.

Primary Sponsor: Rep. Ash  
Last Action: 2/8, referred to House Judiciary  
ARS Title(s) affected: 13

**H2828: PSEUDOEPHEDRINE; SALE; PROHIBITION**

Makes it a class 3 misdemeanor for a retailer to sell products containing a pseudoephedrine base, or its salts, isomers or salts of isomers.

Primary Sponsor: Rep. Judd  
Last Action: 2/8, referred to House Judiciary  
ARS Title(s) affected: 32

**H2831: BORDER OPERATIONS CENTER; WIRE TAX**

Establishes the Joint Operations Intelligence Center within the Department of Public Safety.

Primary Sponsor: Rep. Pratt  
Last Action: 4/2, retained on Senate COW calendar  
ARS Title(s) affected: 41, 42, 43

**H2836: CIVIL ACTIONS; LIMITATIONS; SEXUAL OFFENSES**

Removes the time constraint for filing a civil action against an offender who committed any acts related to sexual offenses.

Primary Sponsor: Rep. Campbell  
Last Action: 2/8, referred to House Judiciary and Military Affairs and Public Safety  
ARS Title(s) affected: 12

**H2839: CPS; INVESTIGATIONS; RESTRICTIONS**

Adds a section requiring a protective service worker to obtain a court order or appropriate consent to enter a home, conduct a visual examination of a child, transport a child from school, or remove a child from their home. Except in exigent circumstances that require an emergency removal the protective service worker must follow the limitations and requirements of this section.

Primary Sponsor: Rep. Proud  
Last Action: 2/8, referred to House Health and Human Services  
ARS Title(s) affected: 8

**H2840: CIVIL ACTIONS; DRUGS; AFFIRMATIVE DEFENSE**

In a civil action, it is an affirmative defense if the drug alleged to cause harm is in compliance with this subsection and the plaintiff's claim is that the seller or manufacturer provided defective or deficient labeling, warning or instruction with the drug, failed to protect or warn against a danger or hazard in the use or misuse of the drug, or failed to provide proper instructions or labeling for the use or consumption of the drug.

Primary Sponsor: Rep. Proud  
Last Action: 2/8, referred to House Judiciary  
ARS Title(s) affected: 12

**H2852: GENERAL APPROPRIATIONS; FY2012-13**

Makes state General Fund (GF) and other fund (OF) appropriations and transfers for FY 2012-13 for the operation of state government and makes various budget revisions and supplemental appropriations for FY 2011-12.

Primary Sponsor: Rep. Kavanagh  
Last Action: 2/21, from House Appropriations do pass  
ARS Title(s) affected: 41

**H2854: STATE BUDGET PROCEDURES; FY2012-13**

Makes statutory and session law changes related to the budget procedures in order to implement the fiscal year (FY) 2012-2013 state budget.

Primary Sponsor: Rep. Kavanagh  
Last Action: 2/21, from House Appropriations do pass  
ARS Title(s) affected: 41

**H2856: GOVERNMENT BUDGET RECONCILIATION; FY2012-13**

Makes changes related to general government necessary to implement the FY 2012-2013 state budget.

Primary Sponsor: Rep. Kavanagh  
Last Action: 2/21, from House Appropriations do pass  
ARS Title(s) affected: 38, 41

**H2860: CRIMINAL JUSTICE BUDGET RECONCILIATION; FY2012-13**

Enacts various statutory and session law changes to enact the fiscal year (FY) 2012-13 budget as it relates to criminal justice.

Primary Sponsor: Rep. Kavanagh  
Last Action: 2/21, from House Appropriations do pass  
ARS Title(s) affected: 5, 12, 13, 28, 31, 41