

Arizona Developmental Disabilities Planning Council Legislative Update: April 6, 2015 (Updated 4/12/15)

Final Narrative Update for the Legislative Session

This year's Legislature was in session for a total of 81 days. The House and Senate Chambers adjourned well after the early morning hours of April 3, 2015. This was the fastest Legislative Session in about 50 years of state government history. In so doing, the swift ending left many unfinished pieces of legislation not being brought to closure in terms of what the original bill sponsors had hoped would occur during this session. The efforts of the Planning Council involved the active monitoring of over 90 introduced bills throughout the session, as well as an ongoing review of the budget decisions being made on a weekly basis that resulted in the final adopted budget for our State.

In addition, each individual legislator was provided with details about the work of the Planning Council and the ongoing needs of the citizens with developmental disabilities who live throughout our state. Individual elected officials received, with sincere interest, all information provided by the Planning Council and often had specific need for in-depth additional data that would help them consider proposed legislation. Highlights of the key introduced bills that did progress through the entire Legislative process and that may have impact on citizens with developmental disabilities are listed below for our reader's ease of review. In addition, the full chart monitoring the entire session activities is available as the second half of this report for a permanent record of all activities this Legislative session.

Office of the Governor Proclamation - Developmental Disabilities Awareness Month – March 2015

This proclamation stands as a permanent recognition during this Legislative Session of the scope of the impact nationally, as well as locally in Arizona regarding the numbers of citizens with developmental disabilities; it further states that these citizens and their families are striving for personal success through education, rewarding work, meaningful relationships as well as strong community ties through inclusion and independence.

H.C.R. 2029 (House Continuing Resolution) – Persons with Disabilities; Employment Support

This resolution was passed and expresses the State Legislature's support for the employment of persons with disabilities by businesses in our state and it

encourages businesses in this state to hire persons with disabilities. Many individual Legislators either served as the Prime sponsor for this HCR or as a co-sponsor, therefore supporting this outreach to all Arizona businesses for long term employment for citizens with developmental disabilities. The Planning Council's work in the program area of '*Untapped Arizona*' includes active engagement in collaborative work with all Arizona businesses to implement the content of this resolution on a daily basis throughout our state.

S1440 - ALTCS; Developmental Disabilities; Rates

This bill involves the status of trust fund rates and the process of administering these rates.

'The Department of Economic Security is required to annually determine the cost-effective study rate for persons receiving developmental disability (DD) services and provide that rate to the AHCCCS Administration. Appropriates \$120,000 from the Special Administration Fund in FY2015-16 to the Department to provide DD services for persons whose services were reduced under the current cost-effective study rate as a result of the FY2014-15 legislatively mandated provider rate increases. The first \$100,000 in the Long-Term Care System Fund that is unexpended and unencumbered at the end of the FY2014-15 is transferred to the Client Developmental Disability Services Trust Fund, subject to approval by the AHCCCS Administration.'

S1332 - Empowerment Scholarships/School Choice – Tribal Lands:

This bill is very direct in its intent and breath of impact. The language specifically says '....that for the purpose of empowerment scholarship accounts (ESA), the definition of 'qualified student' is expanded to include a child who resides within the boundaries of an Indian Reservation in Arizona. This bill language also establishes an 11-member ESA Special Education Study Committee to research and evaluate specified information relating to the ESA program and special education service. The Committee is required to report its findings and recommendations to the Office of the Governor and the Legislature by December 31, 2015 and self-repeals October 1, 2016.'

S1080 - Tribal Social Services Agencies; Information

This bill involves the work and responsibility of agencies to report child abuse and/or neglect. The specific language states: 'The statute establishing a duty to report a reasonable belief of child abuse or neglect is modified so that the report may be made to a tribal law enforcement or social services agency for any Indian minor who resides on an Indian reservation. Tribal social services agencies are added to the list of entities with which the Department of Public Safety may exchange criminal history information in specified circumstances.'

S1459 - Use of Restraints and Seclusion Techniques

This bill states: ‘Schools are authorized to permit the use of "restraint" or "seclusion" (both defined) techniques on any student if the student's behavior presents an imminent danger of bodily harm to the student or others and less restrictive interventions appear insufficient to mitigate the danger. Establishes required procedures for when restraint or seclusion techniques are used on a student. Schools are required to establish reporting and documentation procedures to be followed when restraint or seclusion techniques are used on a student, and the procedures must include specified requirements. School resource officers are authorized to respond to situations that present the imminent danger of bodily harm according to protocols established by their law enforcement agency’. This Bill awaits the Governor’s signature as of 4/3/2015.’

H2190 - Common Core Standards (Bill Failure)

This bill would have eliminated the use of these types of standards in setting teaching guidelines for our K-12 classrooms. This bill died with a lack of votes in the Senate. This is a long term controversy and involves much debate in our state as it affects all K-12 education efforts for Arizona’s children. The State Board of Education is in the process of reviewing these standards at this time and that work will continue in the future.

H2064 – Graduation Requirement; Civics Test

This was the first bill signed into law by Governor Ducey this year.

‘Beginning in the 2016/17 school year, in order to graduate from high school or obtain a high school equivalency diploma, a student must correctly answer at least 60 of the 100 questions listed on a test identical to the civics portion of the naturalization test used by the U.S. Citizenship and Immigration Services. School governing boards are authorized to determine the method and manner in which to administer the civics test, and students may retake the test until obtaining a passing score’.

S1461 – Schools; Reading Assistance; Dyslexic Pupils

This brief language communicates how a school district may handle reading challenges for a 3rd grade student who may be experiencing difficulty in this subject area. ‘The list of reasons a school district or charter school governing board is permitted to promote a student from the 3rd grade whose reading falls far below the 3rd grade level is expanded to include that the student is in the process of a special education referral or evaluation for placement in special education or that the student has been diagnosed as having a significant reading

impairment, including ‘dyslexia’ (defined). The State Board of Education is required to adopt rules to allow certificated teachers and administrators to count training regarding screening, intervention, accommodation, use of technology and advocacy for students with reading impairments, including dyslexia, as continuing education credits.’

H2021 - Adult Protective Services; Info Online

This bill involves public list of actions of the protective services division.

Specific language states: ‘The Department of Economic Security is required to make the Adult Protective Services (APS) registry available to the public online. The Department is required to maintain a report in the registry for 25 years, increased from 10 years. For the purpose of Adult Protective Services Statute, communications concerning a person who is incarcerated or who is a patient in the Arizona State Hospital.’

H2102 – Children: Chronic Illness; Physical Disability

This bill impacts the work of the AHCCCS System: ‘The AHCCCS Administration is required to establish a children’s rehabilitative services program for children who have a chronic illness or physical disability (defined) and to establish policies for that program, including medical eligibility and all rules for operation. Requirements for that program are specified. The AHCCCS Director is required to issues a public request for proposals at least once every five (5) years to contract for the care and treatment of children in that program. In addition, the AHCCCS Administration is required to coordinate benefits so that any costs payable by the Administration are costs avoided or recovered from any available provider of first-party health insurance benefits. Current statute permitting the AHCCCS Administration to develop and operate children’s rehabilitative services, subject to the availability of monies, is modified to replace the AHCCCS Administration with the Department of Health Services.’

H2179 Service Animals (In Various Public Locations) Strike All Language – Reminder of a Defeat

This bill was defeated in Committee. Many Arizona citizens (and their service animals) attended this Committee Hearing to voice their opinions about this proposed legislation. This lead to its ultimate defeat during a public hearing.

H2373 - AHCCCS: Orthotics

This bill relates to medical services and the need for a patient to have orthotic devices.

‘The list of medically necessary health and medical services that AHCCCS contractors are required to provide is expanded to include orthotics ordered by a physician or primary care practitioner if specified conditions are met, including that the orthotic is less expensive than all other treatment options. The AHCCCS Administration is required to submit an application to the Centers for Medicare and Medicaid Services for approval of orthotic services.’

H2047 - Child Removal; Supervisor Review; Appeal

Many items continuing to reflect upon how children will be protected in very difficult situations have been written and addressed this Legislative session. An example is this new language below:

The Department of Child Safety is prohibited from removing a child from the custody of the child’s parents or guardians unless the child safety worker who is recommending the removal submits the reasons for removal and supporting information to the worker’s supervisor and the supervisor approves the removal. If an emergency exists affecting the health or safety of a child, a child safety worker is permitted to remove the child before notifying the supervisor, but is required to submit the information on the removal to the supervisor for review and approval within two hours after the removal, or b 8:30 a.m. the next day if the removal occurs after regular working hours.

H2098 Department of Child Safety

This bill reflects many of the internal things that are now going to be different in the Department that is charged with protecting Arizona’s most vulnerable citizens. The bill states the following:

‘Various changes relating to the Department of Child Safety (DCS) include: All personal information concerning an individual who applies for or receives an adoption agency license, a foster parent applicant or licensee or an individual who applies for or receives a child welfare license is confidential and may not be released except by court order. Adoption agency information, foster parent information and child welfare agency information is not confidential, except for any DCS information and the address of any facility where a foster child is placed. DCS is authorized to release confidential information under specified circumstance. Violations of confidentiality regulations are a class 2 (second-highest) misdemeanor. If DCS is required to provide an administrative order, notice or letter, DCS is authorized to send it by electronic means if the party being served or notified consents, with some exceptions. DCS is required to provide the Auditor General access to any data necessary to perform ongoing performance reviews and analysis as required by statute. By August 1, 2015 DCS is required to issue a request for information (RFI) to interested vendors

on using private entities to address the backlog, and to report the results of the RFI to the Joint Legislative Budget Committee by October 1, 2015’.

H2166 Department of Child Safety; Egregious Abuse; Neglect

This bill sets timelines and deadlines for reporting and handling the most serious crimes against children in our state. This language and content comes from the result of the newly formed Department of Child Safety that was formed when Child Protective Services was formally closed out in terms of their historical work. The bill states:

‘The list of cases where the Department of Child Safety (DCS) is required to promptly provide information to the public regarding a case of child abuse, abandonment or neglect is expanded to include cases that involved “egregious abuse or neglect” (defined), in addition to cases that resulted in a fatality or near fatality. Within 90 days after the date of the report for investigation for a case involving a fatality, near fatality, or egregious abuse or neglect, DCS is authorized to provide DCS information if an employee has a reasonable belief that ‘exigent circumstances’ exist (defined as a condition or situation in which the death of serious injury to a child will likely result in the near future without immediate intervention). If a crime victim is a minor, the victim’s name may be redacted from public records pertaining to the crime if the countervailing interests of confidentiality, privacy, the rights of the minor or the best interests of the state outweigh the public interest in disclosure.’

H2338 – ASRS; Disability Program

This language broadens the impact of a disability assessment or diagnosis for those citizens working under the Arizona State Retirement System:

For the purpose of participation in the Arizona State Retirement System Long-Term Disability Program, a member must develop a disability, instead of a “total” disability.

In addition, there was a last minute effort to provide \$500,000.00 to the Arizona Department of Education to allow the department to manage a \$40M Reading Program for children in kindergarten through the third grade. This funding had not been included in the 2016 state budget that was approved in March.

S1103 Charitable Tax Credit; Foster Children

This bill includes the expansion of the definition of charities that relate to the needs of foster children and how that impacts tax credits in our state.

‘For the purpose of the individual income tax credit for contributions to qualifying foster care charitable organizations, the definition of qualifying foster care charitable organization is expanded to include organizations that provide services to a person who is under 21 years of age and who is participating in a transitional independent living program after being in an out-of-home placement situation.’

Once again, it has been an honor to work daily to monitor the efforts and decisions of our elected officials as well as the entire State Legislature in terms of our state’s democratic process in addressing the needs and issues of citizens with developmental disabilities during the spring of 2015. We encourage all families to continue to work independently to become active in bringing input forward on all future topics and issues that may affect their family members prior to the start of and during the 2016 Legislative session.

Actions That You and Your Family Can Take

Advocacy

We urge our supporters to assist these efforts by communicating regularly with their district representatives on the needs of persons with developmental disabilities. There are various ways you can contact your state House or Senate representative at the state legislature:

1. Writing a Constituent Letter

Helpful Tips:

- Use personal or business letterhead if possible
- Be brief – ideally no longer than one page
- Be specific in your request – express clearly and briefly what action you would like the recipient to take, such as supporting passage of a specific measure. Include bill numbers or other reference information where possible.
- Be reasonable and constructive – if you oppose a measure, state clearly why the measure is a concern. If possible, offer an alternative. Include examples or data where possible.
- Ask the recipient to provide his/her position in a written reply

- Be sure to thank the recipient if he/she responds positively.

2. E-mail Messages

An effective way to voice your views on an upcoming vote or other key decision, but be aware that state officials receive a high volume of messages that may take time to wade through, affecting the timeliness of your message. If you choose to use e-mail, be sure to include your contact details so that the office is able to respond to you.

3. Making a Telephone Call

A telephone call can be effective when you want to record your views on an upcoming vote or when your opinion can be stated very concisely. Calls are not an effective way to educate legislators, nor do they provide the opportunity to demonstrate your expertise on an issue. In most cases, receptionists handle the calls and their goal is to simply make a record of the call.

Helpful Tips:

- State your views clearly and succinctly – time is precious for everyone
- Conclude your message with a request for action
- Be prepared to leave your contact details

4. Face to Face Meetings

Elected officials often schedule community meetings to hear from constituents about local concerns. Many advocates are also active in their communities in other ways, crossing paths with elected officials at dinners, receptions, or other events. Take every opportunity to speak with and develop a relationship with those who represent you. Although you may not be able to discuss gifted education issues at every event, you may have a moment to ask the official if you might meet with him/her in the near future to discuss your concerns.

How To Contact Your State Legislator

There are 30 Legislative Districts in Arizona. Each District has one State Senator and two State Representatives. They are easy to find and contact. (NOTE: We have two US Senators and eight US Representatives, so you belong to both a Congressional District and a State Legislative District. Be careful not to confuse State Legislative Districts with US Congressional Districts.)

To find your representatives and their contact details visit:

<http://www.azleg.gov/alisStaticPages/HowToContactMember.asp>

Please let us know how we can make this report more useful for you (lclausen@azdes.gov).

Disclaimer: The Arizona Developmental Disabilities Planning Council seek to ensure the accuracy and timeliness of the information provided in this status report by making regular updates. There may be times between updates, however, when information is not current, and we apologize for any inconvenience this may cause.

Bill Status Summary Table

April 6, 2015

Key:

Passed & Signed	In Progress	Failed
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Please refer to the Glossary at the end of the document for definitions of unfamiliar terms.

Indicates items new to the report this week

BILLS RELATED TO DEVELOPMENTAL DISABILITY ISSUES

Disclaimer: The Arizona Developmental Disabilities Planning Council seek to ensure the accuracy and timeliness of the information provided in this status report by making regular updates. There may be times between updates, however, when information is not current, and we apologize for any inconvenience this may cause.

SENATE BILLS RELATED TO DEVELOPMENTAL DISABILITY ISSUES			
Bill Number	Sponsor	Brief Description	Final Disposition
SB1032 As Transmitted to Governor	Senator K. Ward (REP)	AHCCCS; Contractors; Prescription monitoring	Signed by Governor 3/23/15

Bill Number	Sponsor	Brief Description	Final Disposition
SB1034 As Transmitted to Governor	Senator K. Ward (REP)	AHCCCS; Emergency services; Case management	Signed by Governor 3/23/15
SB1080 As Transmitted to Governor	Senator C. Begay (DEM)	Tribal social services agencies; Information	Signed by Governor 4/1/15
SB1191 Fact Sheet	Senator K. Ward (REP)	Graduation; passing test score; moratorium	Signed by Governor 2/20/15
SB1332 Fact Sheet	Senator C. Begay (DEM) and 22 others	Empowerment scholarship accounts; reservation residences	Signed by Governor 4/6/15
SB1440 Fact Sheet	Senator S. Smith (REP)	ALTCS; developmental disabilities; rates; appropriation	Signed by Governor 4/1/15
SB1461 As Transmitted to Governor	Senators K. Ward (REP) and C. Miranda (DEM)	Schools; reading assistance; dyslexic pupils	Signed by Governor 3/26/15

Bill Number	Sponsor	Brief Description	Final Disposition
SB1103 As Transmitted to Governor	Senator D. Bradley (DEM) and 4 others	Charitable tax credit; Foster children	Signed by Governor 4/10/15
SB1459 Fact Sheet	Senators K. Ward (REP) and C. Miranda (DEM)	Pupils; restraint; seclusion; requirements	Signed by Governor 4/10/15
SCM 1008 As Transmitted to SOS	Senator S. Smith (REP) and Senator S. Borrelli (REP)	Disability rating process; Veterans	Passed Senate 2/9/15 Passed House 3/19/15 Ready for Secretary of State

Bill Number	Sponsor	Brief Description	Final Disposition
SB1031 Fact Sheet	Senator K. Ward (REP)	AHCCCS; Controlled substances; Monitoring	Senate second read: 1/13/15 Referred to Senate Health & Human Services, and Rules Committees 1/21/15 Do Pass Held in Senate
SB1052 Fact Sheet	Senator S. Allen (REP) and 6 others	Charter school sponsors; Community colleges	Passed Senate 1/29/15 House second read: 2/19/15 Referred to House Education Committee & Rules Committee 3/4/15 Do Pass Amended 3/17/15 Majority Caucus Y; Minority Caucus Y 3/17/15 COW Action: Do Pass Amended 3/18/15 Failed House

Bill Number	Sponsor	Brief Description	Final Disposition
SB1061 Fact Sheet	Senator G. Griffin (REP)	Tech correction; wage rates	Senate second read: 1/15/15 Referred to Senate Rules Committee 2/2/15 Further referred to Senate Commerce & Workforce Development Committee 2/9/15 Do Pass Amended/Strike Everything Held in Senate
SB1115 Fact Sheet	Senators K. Ward (REP) and S. Allen (REP)	Delegation of powers; Parent; custodian	Senate second read: 2/16/15 Referred to Senate Health & Human Services Committee & Rules Committee 2/18/15 Do Pass Held in Senate

Bill Number	Sponsor	Brief Description	Final Disposition
SB1244 Fact Sheet	Senator J. Dial (REP)	Competency based innovation pilot programs	Senate second read: 1/29/15 Referred to Senate Education, Appropriation, and Rules Committees 2/5/15 Do Pass Held in Senate
SB1297 Fact Sheet	Senator D. Lesko (REP)	Psychotropic drugs; foster children; report	Passed Senate 3/4/15 House second read 3/10/15 Referred to House Children & Family Affairs Committee & Rules Committee 3/16/15 Failed Committee

Bill Number	Sponsor	Brief Description	Final Disposition
SB1305 Fact Sheet	Senator K. Ward (REP) and 3 others	Continuous improvement academic standards committee	Senate second read: 2/3/15 Referred to Senate Education Committee and Rules Committees 2/12/15 Do Pass Amended 2/23/15 COW Action: Do Pass Amended 2/24/15 Failed Senate
SB1308 Fact Sheet	Senator O. Cajero Bedford (DEM) and 7 others	Return to work program	Passed Senate 3/9/15 House second read: 3/16/15 Assigned to House Commerce Committee and Rules Committee Held in House

Bill Number	Sponsor	Brief Description	Final Disposition
SB1328 Fact Sheet	Senator K. Ward (REP)	Eligibility verification; public programs	Passed Senate 3/12/15 House second read: 3/17/15 Assigned to Children & Family Affairs Committee and Rules Committee Held in House
SB1434 Fact Sheet	Senator D. Lesko (REP) and 21 others	Empowerment scholarship accounts; open enrollment	Senate first read: 2/3/15 Referred to Senate Education Committee and Rules Committees 2/12/15 Do Pass Amended 2/17/15 Majority Caucus Y; Minority Caucus Y Held in Senate

Bill Number	Sponsor	Brief Description	Final Disposition
SB1454 Fact Sheet (Pending)	Senator D. Farnsworth (REP)	Insurance; cost sharing; therapy service	Senate first read: 2/3/15 Referred to Senate Health & Human Services Committee Financial Institutions Committee and Rules Committee 2/5/15 Withdrawn
SB1458 Fact Sheet	Senator K. Ward (REP) and 9 others	Schools; academic standards; tests	Senate first read: 2/3/15 Referred to Senate Education Committee and Rules Committee 2/12/15 Do Pass 2/17/15 Majority Caucus Y; Minority Caucus Y 2/23/15 FAILED SENATE

HOUSE BILLS RELATED TO DEVELOPMENTAL DISABILITY ISSUES			
Bill Number	Sponsor	Brief Description	Final Disposition
HB2021 Fact Sheet	Representatives K. Brophy McGee (REP) and H. Carter (REP)	Adult Protective Services; Info Online	Signed by Governor 4/2/15
HB2064 As transmitted to Governor	Representative S. Montenegro (REP) and 35 others	Graduation Requirement; Civics Test	Signed by Governor 1/15/15
HB2310 As transmitted to Governor	Representative E. W. Farnsworth (REP)	Mental health courts; establishment	Signed by Governor 3/23/15
HB2338 As transmitted to Governor	Representative K. Fann (REP)	ASRS; Disability program	Signed by Governor 4/1/15

Bill Number	Sponsor	Brief Description	Final Disposition
HB2047 As transmitted to Governor	Representative K. Townsend (REP) and 5 others	Child Removal; Supervisor Review; Approval	Signed by Governor 4/6/15
HB2102 As transmitted to Governor	Representative K. Brophy McGee (REP)	Children; Chronic Illness; Physical Disability	Signed by Governor 4/6/15
HB2483 Fact Sheet	Representative D. Livingston (REP) and 5 others (not yet posted)	School tax credit; Classroom expenses	Signed by Governor 4/6/15
HB2098 As transmitted to Governor	Representative K. Brophy McGee (REP)	Department of Child Safety	Signed by Governor 4/1/15

Bill Number	Sponsor	Brief Description	Final Disposition
HB2166 As transmitted to Governor	Representative K. Brophy McGee (REP)	DCS information; Egregious abuse; Neglect	Signed by Governor 4/10/15
HB2297 Fact Sheet	Representative E. W. Farnsworth (REP)	State agency rulemaking; Restrictions	Signed by Governor 4/10/15
HB2373 As transmitted to Governor	Representatives K. Brophy McGee (REP) and R. Cobb (REP)	AHCCCS; orthotics	Signed by Governor 4/10/15

Bill Number	Sponsor	Brief Description	Final Disposition
HB2488 Fact Sheet	Representatives H. Carter (REP) and K. Brophy McGee (REP)	Housing assistance; Seriously mentally ill	Signed by Governor 4/10/15
HCR2029 Fact Sheet	Representative J. Lawrence (REP) and 37 others	Persons with disabilities; employment; support	Passed House 2/19/15 Passed Senate 3/30/15 Ready for Secretary of State

Bill Number	Sponsor	Brief Description	Final Disposition
HB2061 Fact Sheet (Pending)	Representative J. D. Mesnard (REP);	Online TPT; Income tax reduction	House second read: 1/15/15 Referred to Ways and Means Committee and Rules Committee 1/26/15 Do Pass 2/3/15 Majority Caucus Y; Minority Caucus Y 2/5/15 COW Approved with amendment 2/10/15 FAILED to pass House.

Bill Number	Sponsor	Brief Description	Final Disposition
HB2075 Fact Sheet (Pending)	Representative W. H. Petersen (REP)	AHCCCS; Annual waiver submittals	House second read: 1/29/15 Assigned to House Children and Family Affairs Committee, and Rules Committee 2/16/15 Do Pass Amended 2/25/15 Majority Caucus Y; Minority Caucus Y 2/26/15 COW Action: Do Pass Amended Substitute SB1090 for HB2075
HB2083 Fact Sheet	Representative J. D. Mesnard (REP)	Income tax revisions	Passed House 3/4/15 Senate first read: 3/4/15 Referred to Senate Finance Committee & Rules Committee 3/11/15 Do Pass Amended Held in Senate

Bill Number	Sponsor	Brief Description	Final Disposition
HB2167 Fact Sheet (Pending)	Representative K. Brophy McGee (REP) and 2 others	Appropriation; Client services trust fund	House second read: 1/26/15 Assigned to House Health Committee, Appropriations Committee & Rules Committee 2/3/15 & 2/25/15 Do Pass with Amendments 3/3/15 Majority Caucus Y; Minority Caucus Y 3/4/15 Cow Action: Do Pass Amended Held in House

Bill Number	Sponsor	Brief Description	Final Disposition
HB2170 Fact Sheet (Pending)	Representative K. Brophy McGee (REP)	Lifespan respite care program; Appropriation	House second read: 1/26/15 Assigned to House Appropriations Committee and Rules Committee 2/25/15 Do Pass Amended 3/3/15 Majority Caucus Y; Minority Caucus Y 3/4/15 Cow Action: Do Pass Held in House
HB2180 Fact Sheet	Representative P. Boyer (REP) and 2 others	Schools; Menu of assessments	Passed House 2/18/15 Senate second read 2/23/15 Referred to Senate Education Committee 3/5/15 Do Pass 3/17/15 Majority Caucus Y; Minority Caucus Y Held in Senate

Bill Number	Sponsor	Brief Description	Final Disposition
HB2190 Fact Sheet (Pending)	Representative M. Finchem (REP) and 3 others	Schools; Common core; Replacement	Passed House 3/11/15 Senate first read: 3/12/15 Referred to Senate Education Committee & Rules Committee 3/19/15 Do Pass Amended 3/25/15 Majority Caucus Y; Minority Caucus Y 3/30/15 Failed COW
HB2217 Fact Sheet (Pending)	Representative S. Mach (DEM) and 5 others	Job training fund; Vocational rehabilitation	House first read: 2/3/15 Assigned to House Children & Family Affairs Committee, Appropriations Committee and Rules Committee 2/9/15 Do Pass Held in House

Bill Number	Sponsor	Brief Description	Final Disposition
HB2246 Fact Sheet	Representatives J. C. Ackerley (REP); M. Finchem (REP); V. Leach (REP)	Statewide Assessments; Parental Opt Out	Passed House 3/9/15 Failed Senate 4/1/15
HB2250 Fact Sheet	Representative D. Mitchell (REP) and 13 others	Empowerment scholarship accounts; Applications	Passed House 3/11/15 Passed Senate 3/30/15 Senate amendment failed House 4/3/15
HB2303 Fact Sheet (Pending)	Representative E. W. Farnsworth (REP)	Schools; start and end dates	House second read: 1/28/15 Assigned to House Education Committee and Rules Committee 2/4/15 Do Pass 2/17/15 Majority Caucus Y; Minority Caucus Y Held in House

Bill Number	Sponsor	Brief Description	Final Disposition
HB2363 Fact Sheet (Pending)	Representative B. Thorpe (REP)	County contributions; Hospitalization; Medical; Repeal	House second read: 1/29/15 Assigned to House County and Municipal Affairs Committee, Appropriations Committee, and Rules Committee 2/2/15 Do Pass Held in House
HB2368 Fact Sheet	Representative B. Thorpe (REP) and 2 others	Sovereign authority; Executive orders; DOJ	Passed House 3/10/15 Senate second read: 3/12/15 Assigned to Senate Federalism, Mandates and Fiscal Responsibility Committee & Rules Committee 3/17/15 Do Pass 3/24/15 Majority Caucus Y; Minority Caucus Y Held in Senate

Bill Number	Sponsor	Brief Description	Final Disposition
HB2424 Fact Sheet	Representative D. Coleman (REP)	Schools; Regional service centers	Passed House 2/12/15 Senate second read: 2/18/15 Referred to Senate Education Committee and Rules Committee 3/12/15 Do Pass Amended Held in Senate
HB2492 Fact Sheet (Pending)	Representatives H. Carter (REP) and K. Brophy McGee (REP)	AHCCCS coverage; ALTCS; Medical services	House second read: 2/2/15 Assigned to House Health Committee, Appropriations Committee and Rules Committee 2/11/15 Do Pass Held in House

Bill Number	Sponsor	Brief Description	Final Disposition
HB2495 Fact Sheet (Pending)	Representatives H. Carter (REP) and K. Brophy McGee (REP)	Medically underserved areas; Loan repayment	House second read: 1/28/15 Assigned to House Government & Higher Education Committee and Rules Committee 2/5/15 Do Pass Amended 2/17/15 Majority Caucus Y; Minority Caucus Y 2/18/15 COW Action: Do Pass Amended Substitute HB2495 with SB1194

Bill Number	Sponsor	Brief Description	Final Disposition
HB2499 Fact Sheet (Pending)	Representatives H. Carter (REP) and K. Brophy McGee (REP)	DHS; Prevention education grants; Appropriations	House second read: 1/28/15 Assigned to House Health Committee, Appropriations Committee and Rules Committee 1/27/15 Do Pass with Amendments Held in House
HB2611 Fact Sheet	Representative J. D. Mesnard (REP)	Consumer flex loans	Passed House 3/4/15 Senate second read: 3/10/15 Assigned to Senate Finance Committee & Rules Committee Held in Senate

Summary of Inactive Bills and Unrelated Strikers

BILL NO.	SHORT TITLE
SB1013	Employment discrimination; Enforcement; Damages
SB1018	Character Education Study Committee
SB1021	Bullying; Sexual Orientation; Gender Identity
SB1025	Voter registration; Youth registrants
SB1068	Additional classroom time for kindergartners
SB1127	Foster children; Educational requirements
SB1253	Hiring practices; criminal history; limitation
SB1303	Special education; cost study
SB1317	Elderly assistance funds; distributions
SB1321	Foster child education liaison program
SB1322	Autism spectrum disorder; insurance coverage
SB1327	Employment discrimination; prohibition
SB1399	TANF benefits; dependent children
SB1415	Schools; child sexual abuse policies
SB1416	Vulnerable adults; guardianship; family visitation
SB1426	Child abuse protocols; advocacy centers
SB1428	Schools; bullying policy; definition
SB1435	Public meetings; definition

BILL NO.	SHORT TITLE
HB2049	State wards; Medical experimentation prohibition
HB2051	TANF; electronic benefit transfer; fast-food
HB2077	Study committee; School district funding
HB2123	Competency restoration; Treatment; Costs
HB2188	Employment discrimination; Prohibition
HB2189	Housing discrimination; Prohibition
HB2199	Schools; Class size reduction grants
HB2228	School Pupils; Academic Intervention
HB2229	Approved online courses; Master list
HB2232	Public school tax credit; Increase
HB2235	STO scholarships; Means testing
HB2249	JTEDs; funding; Ninth graders
HB2267	Racial impact statements; Legislative council
HB2275	Income tax form; Alzheimer's research
HB2277	Child care waiting list; Appropriation
HB2390	Schools; expenses; classroom funding
HB2392	Schools; Common core; Prohibition
HB2426	Additional classroom time for kindergartners
HB2457	Appropriation; Community information and referral
HB2458	Supplemental appropriation; Foster care placement
HB2459	Tax Credit; Foster Parents
HB2460	Child care waiting list; Appropriation
HB2466	Schools; Health information; Website posting
HB2469	Nutrition assistance program; Farmers' markets

BILL NO.	SHORT TITLE
HB2502	Labor; Rest periods; Meal break
HB2503	Child care waiting list; Appropriation
HCR2018	Voting age; Sixteen years
HCR2019	Right to work; Repeal

DETAILED INFORMATION

April 6, 2015

Disclaimer: The Arizona Developmental Disabilities Planning Council seeks to ensure the accuracy and timeliness of the information provided in this status report by making regular updates. There may be times between updates, however, when information is not current, and we apologize for any inconvenience this may cause.

Bills Related to Developmental Disability Issues:

SB1029: GRADUATION REQUIREMENT; CIVICS TEST

Status: See **HB2064**

Summary: N/A

SB1031: AHCCCS; CONTROLLED SUBSTANCES; MONITORING

Status: Senate second read 1/13/15

Assigned to Senate Health & Human Services Committee & Rules Committees

1/21/15 Do Pass

Held in Senate

Summary: Health care professionals who prescribe medications and licensed pharmacists who are AHCCCS providers are required to check the database developed under the Controlled Substances Prescription Monitoring Program before prescribing or filling a prescription for a controlled substance for an AHCCCS member. Some exceptions.

SB1032: AHCCCS; CONTRACTORS; PRESCRIPTION MONITORING

Status: Signed by Governor 3/23/15

Summary: AHCCCS contractors are required to intervene if an AHCCCS member has 10 or more prescriptions for controlled substances within a 3-month period and to monitor prescriptions that are being filled by members and intervene with both the prescriber and the member when excessive amounts of controlled substances are being used. AHCCCS contractors are required to direct cases involving excessive controlled substance use to the system medical director for review.

SB1034: AHCCCS; EMERGENCY SERVICES; CASE
MANAGEMENT

Status: Signed by Governor 3/23/15

Summary: AHCCCS contractors are required to intervene if an AHCCCS member inappropriately seeks care at a hospital emergency department four times or more in a six-month period to educate the member regarding the proper use of emergency services.

SB1052: CHARTER SCHOOL SPONSORS; COMMUNITY
COLLEGES

Status: Passed Senate 1/29/15

House second read: 2/19/15

**Referred to House Education Committee & Rules
Committee**

3/4/15 Do Pass Amended

3/17/15 Majority Caucus Y; Minority Caucus Y

3/17/15 COW Action Do Pass Amended

3/18/15 Failed House

Summary: All community college districts or groups of districts are permitted to sponsor charter schools, instead of only districts with enrolment of more than 15,000 full-time equivalent students or a group of districts with combined enrolment of more than 15,000 full-time equivalent students.

SB1061: TECH CORRECTION; WAGE RATES

Status: Senate second read 1/15/15

Assigned to Senate Rules Committee

**2/2/15 Further assigned to Senate Commerce & Workforce
Committee**

2/9/15 Do Pass Amended

Held in Senate

Summary: Change in Title 23 (Labor) related to investigation of wage rates. Apparent striker bus.

SB1080: TRIBAL SOCIAL SERVICES AGENCIES; INFO

Status: Passed Senate 2/26/15

Passed House 3/24/15

Signed by Governor 4/1/15

Summary: Statute establishing a duty to report a reasonable belief of child abuse or neglect is modified so that the report may be made to a tribal law enforcement or social services agency for any Indian minor who resides on an Indian reservation. Tribal social

services agencies are added to the list of entities with which the Department of Public Safety may exchange criminal history information in specified circumstances.

SB1103: CHARITABLE TAX CREDIT; FOSTER CHILDREN

Status: **Passed Senate 3/11/15**

Passed House 4/3/15

Signed by Governor 4/10/15

Summary: For the purpose of the individual income tax credit for contributions to qualifying foster care charitable organizations, the definition of a qualifying foster care charitable organization is expanded to include organizations that provide services to a person who is under 21 years of age and who is participating in a transitional independent living program after being in an out-of-home placement.

SB1115: DELEGATION OF POWERS; PARENT; CUSTODIAN

Status: **Senate second read: 2/16/15**

Referred to Senate Health & Human Services Committee & Rules Committee

2/18/15 Do Pass

Held in Senate

Summary: A parent or custodian of a child is permitted to delegate to an attorney-in-fact any of the powers regarding the care and custody of the child, with some exceptions, by a properly executed power of attorney. Requirements for the power of attorney to delegate these powers are established. A delegation of powers cannot be effective for a period over one year, except if a parent is on active duty service in the U.S. Armed Forces. The parent or custodian may revoke the power of attorney at any time.

SB1191: GRADUATION; PASSING TEST SCORE; MORATORIUM

Status: **Passed Senate 2/10/15**

Passed House 2/19/15

Signed by Governor 2/20/15

Summary: Students are not required to obtain a passing score on a standardized test during the 2014-15 through the 2017-18 school years in order to graduate from high school. Does not apply to the requirement to pass the civics portion of the naturalization test. Emergency clause.

- SB1244:** COMPETENCY-BASED INNOVATION PILOT PROGRAMS
Status: Senate second read 1/29/15
Assigned to Senate Education Committee, Appropriations Committee & Rules Committee
2/5/15 Do Pass
Held in Senate
- Summary:** The State Board of Education is authorized to approve “competency-based” “innovation pilot programs” (both defined) for the purpose of improving students’ education performance, and to adopt rules and provide general oversight of the pilot programs. Requirements for school districts and charter schools to apply to participate in the pilot program are specified. Participating school districts and charter schools may request from the Board an exemption from or flexibility in a list of specified state and local laws, rules, policies and ordinances.
- SB1297:** PSYCOTROPIC DRUGS; FOSTER CHILDREN; REPORT
Status: Passed Senate 3/4/15
House second read 3/10/15
Referred to House Children & Family Affairs Committee & Rules Committee
3/16/15 Failed Committee
- Summary:** By June 30 of every even numbered year, the Department of Health Services, the Department of Child Safety and the AHCCCS Administration are required to prepare a report that compares the prescription rate of “psychotropic medications” (defined) prescribed to foster children who receive services from AHCCCS with the prescription rate of psychotropic medications prescribed to non foster children who receive those services. The report must be submitted to the chairpersons of the House Children and Family Affairs Committee and the Senate Health and Human Services Committee, or their successor committees.
- SB1305:** CONTINUOUS IMPROVEMENT ACADEMIC STANDARDS COMMITTEE
Status: Senate second read: 2/3/15
Referred to Senate Education Committee and Rules Committees
2/12/15 Do Pass Amended
2/23/15 COW Action: Do Pass Amended
2/24/15 Third Read - FAILED

Summary: Establishes a 12-member Arizona Continuous Improvement Academic Standards Committee in the Department of Education to hold public meetings and seek public input in the education standards in Arizona, review academic standards and related education issues, and make recommendations to the State Board of Education for changes to the academic standards. The Board is required to hold a public roll call vote on each standard recommended by the Committee. The Committee ends on July 1, 2023.

SB1308: RETURN TO WORK PROGRAM

Status: **Passed Senate 3/9/15**

House second read: 3/16/15

Assigned to House Commerce Committee and Rules Committee

Held in Senate

Summary: The Department of Economic Security is required to establish a return to work program to provide a supervised training opportunity to individuals for 20 to 32 hours per week for up to 6 weeks through employers that volunteer to participate in the program. Individuals participating in the program continue to receive unemployment compensation. Establishes requirements for employers and individuals participating in the program. The Dept. is prohibited from spending monies on the program unless authorized by legislative appropriation. The program ends July 1, 2025.

SB1328: ELIGIBILITY VERIFICATION; PUBLIC PROGRAMS

Status: **Passed Senate 3/12/15**

House second read: 3/17/15

Assigned to House Children & Family Affairs Committee and Rules Committee

Held in House

Summary: The Department of Economic Security is required to establish a computerized income, asset and identity eligibility verification system in order to verify eligibility, eliminate the duplication of assistance and deter waste, fraud and abuse within each respective public assistance program administered by the Dept. The Dept is required to contract with a third-party vendor to develop the system, and contract requirements are specified. Before awarding assistance, and on a quarterly basis thereafter, the Dept is required to verify identity information of each

respective applicant and recipient of assistance against various information maintained by specified federal and state agencies and to match identity information of each respective applicant and recipient of assistance against specified public records. Before awarding assistance, applicants for public benefits are required to complete a computerized identity authentication process to confirm the applicant owns the identity presented in the application. Procedures for reviewing discrepancies are established, including requirements for the Dept to refer suspected cases of fraud, identity fraud, or inadequate documentation to appropriate agencies. By July 1, 2016 and each year thereafter, the Dept is required to provide a written report to the Governor and the Legislature on the eligibility verification system. Effective January 1, 2017.

SB1332: EMPOWERMENT SCHOLARSHIP ACCOUNTS; OPEN ENROLLMENT

Status: **Signed by Governor 4/6/15**

Summary: For the purpose of empowerment scholarship accounts (ESA), the definition of "qualified student" is expanded to include a child who resides within the boundaries of an Indian Reservation in Arizona.

SB1434: EMPOWERMENT SCHOLARSHIP ACCOUNTS; OPEN ENROLLMENT

Status: **Senate first read: 2/3/15**

Referred to Senate Education Committee and Rules Committees

2/12/15 Do Pass Amended

2/17/15 Majority Caucus Y; Minority Caucus Y

Held in Senate

Summary: For the purpose of empowerment scholarship accounts (ESA), the definition of "qualified student" is expanded to include a child who provides documentation that the child was denied admission within the previous 12 months to a school operated by a school district or a charter school that is located within a 25-mile radius of the child's residence.

- SB1440:** ALTCS; DEVELOPMENTAL DISABILITIES; RATES;
APPROPS
- Status:** **Passed Senate 3/6/15**
Passed House 3/25/15
Signed by Governor 1/4/15
- Summary:** The Department of Economic Security is required to annually determine the cost-effective study rate for persons receiving developmental disability (DD) services and provide that rate to the AHCCCS Administration to include in the determination of the subsequent FY's capitation rate for DD services. In any FY that there is a DD provider rate increase, the AHCCCS Administration is required to increase the cost-effective study rate at the same rate for persons receiving DD services. Appropriates \$120,000 from the general fund in FY2015-16 to the Dept. to provide DD services for persons whose services were reduced under the current cost-effective study rate as a result of the FY2014-15 legislatively mandated provider rate increases.
-
- SB1454:** INSURANCE; COST SHARING; THERAPY SERVICES
- Status:** **Senate first read: 2/3/15**
Referred to Senate Health & Human Services Committee
Financial Institutions Committee and Rules Committee
2/5/15 Withdrawn
- Summary:** Health and disability insurers are prohibited from imposing as a limitation on treatment or level of coverage a copayment, coinsurance or deductible amount for services provided by a licensed chiropractor, physical therapist, occupational therapist or respiratory care examiner that is higher than the copayment, coinsurance or deductible amount for the services of a "primary care physician" (as defined in the health insurance plan) licensed as a medical doctor or doctor of osteopathy for the same medically necessary treatment or condition.
-
- SB1458:** SCHOOLS; ACADEMIC STANDARDS; TESTS
- Status:** **Senate first read: 2/3/15**
Referred to Senate Education Committee and Rules
Committee
2/12/15 Do Pass
2/17/15 Majority Caucus Y; Minority Caucus Y
2/23/15 Failed Senate

Summary: Each school district and charter school governing board (school board) is required to adopt its own academic standards, which must meet or exceed the standards adopted by the State Board of Education for use during or after the 1998-99 school year. School boards are required to submit the standards to the Superintendent of Public Instruction for approval, and the Superintendent must approve the standards if they meet or exceed the standards adopted by the Board for use during or after the 1998-99 school year. School boards are also required to adopt an "instrument to measure standards" test, and this test replaces the AIMS test in statute. The Department of Education is required to post on their website a list containing at least four nationally standardized norm-referenced achievement tests that may be adopted by school boards.

SB1459: PUPILS; RESTRAINT; SECLUSION; REQS

Status: **Passed Senate 3/9/15**

Passed House 4/2/15

Signed by Governor 4/10/15

Summary: Schools are authorized to permit the use of "restraint" or "seclusion" (both defined) techniques on any student if the student's behavior presents an imminent danger of serious physical harm to the student or others and less restrictive interventions appear insufficient to mitigate the danger. Establishes required procedures for when restraint or seclusion techniques are used on a student. Schools are required to establish reporting and documentation procedures to be followed when restraint or seclusion techniques are used on a student.

SB1461: SCHOOLS; READING ASSISTANCE; DYSLEXIC PUPILS

Status: **Signed by Governor 3/26/15**

Summary: School boards are permitted to promote a student from the 3rd grade whose reading falls far below the 3rd grade level if the student has been identified with dyslexia and received at least 10 hours of intensive reading intervention. Schools that provide instruction in kindergarten through 3rd grade are required to provide daily instruction using the "essential components of reading instruction" (defined). Students who perform significantly below average on a reading screening instrument must be referred for a "comprehensive reading evaluation" (defined) to determine the presence of a reading disability or

dyslexia. If a school determines that a student is substantially deficient in reading, the school is required to provide to the student's parent a separate written notification of the reading deficiency that describes reading services available and includes a statement that the student will not be promoted from the 3rd grade if the student is reading far below the 3rd grade level, unless the student qualifies for an exemption.

SCM 1008: DISABILITY RATING PROCESS; VETERANS

Status: **Passed Senate 2/9/15**
Passed House 3/19/15
Ready for Secretary of State

Summary: The Legislature urges the U.S. Department of Veterans Affairs to review the disability rating process and the limitations on employment of veterans with disabilities, and to develop programs and incentives to encourage employers to hire veterans with disabilities. The Legislature urges the U.S. Congress to enact legislation to prevent the U.S. Department of Veterans Affairs from decreasing a total disability rating based on individual unemployability if the veteran is marginally employed in a protected environment. The Secretary of State is directed to transmit copies of this memorial to the Secretary of the U.S. Department of Veterans Affairs, the President of the U.S., the President of the U.S. Senate, the Speaker of the U.S. House and each member of Congress from Arizona.

HB2021: ADULT PROTECTIVE SERVICES; INFO ONLINE

Status: **Signed by Governor 4/2/15**
Summary: The Department of Economic Security is required to make the Adult Protective Services registry available to the public online.

HB2047: CHILD REMOVAL; SUPERVISOR REVIEW; APPROVAL

Status: **Signed by Governor 4/6/15**
Summary: The Department of Child Safety is prohibited from removing a child from the custody of the child's parents or guardians unless the child safety worker who is recommending the removal submits the reasons for removal and supporting information to the worker's supervisor and the supervisor approves the removal.

HB2061: ONLINE TPT; INCOME TAX REDUCTION

Status: House second read 1/15/15

Assigned to Ways and Means Committee and Rules Committee

1/26/15 Do Pass; 2/3/15 Majority Caucus Y; Minority Caucus Y; 2/5/15 COW Approved with amendment

2/10/15 FAILED to pass House. House voted to reconsider. Second vote scheduled for 2/12/15 but did not take place.

Failed to pass House

Summary: The Department of Revenue is required to determine the amount of additional revenue collected during the first full taxable year following the date the Dept. begins collecting, as a result of a "qualifying federal law" (defined), transaction privilege and use taxes from out-of-state retailers on purchases made by Arizona residents. After the Dept. makes this determination, the Dept. is required to determine the amount that individual income taxes may be reduced in the following tax year in order to decrease individual income tax revenue by the amount of TPT collected. The Dept. must certify these determinations to the Governor and the Legislature and must specify in the certification that the new tax rates take effect in the following tax year.

HB2064: GRADUATION REQUIREMENT; CIVICS TEST

Status: Passed House 1/15/15

Passed Senate 1/15/15

Signed by Governor 1/15/15

Summary: Beginning in the 2016-17 school year, in order to graduate from high school or obtain a general equivalency diploma, a student must correctly answer at least 60 of the 100 questions listed on a test identical to the civics portion of the naturalization test used by the U.S. Citizenship and Immigration Services. School governing boards are authorized to determine the method and manner in which to administer the civics test, and students may retake the test until obtaining a passing score.

HB2075: AHCCCS; ANNUAL WAIVER SUBMITTALS

Status: House second read: 1/29/15

Assigned to House Children and Family Affairs Committee, and Rules Committee

2/16/15 Do Pass Amended

2/24/15 Majority Caucus Y; Minority Caucus Y

**2/26/15 COW Action: Do Pass Amended
Substitute SB1090 for HB2075**

Summary: By March 30 of each year, the AHCCCS Director is required to apply to the Centers for Medicare and Medicaid Services for waivers or amendments to the current section 1115 waiver to allow Arizona to institute a work requirement for all "able-bodied" (defined) adults receiving AHCCCS services, place a lifetime limit of five years of benefits on able-bodied adults except in specified conditions, and develop and impose meaningful co-payments to deter the nonemergency use of emergency departments and the use of ambulance services for nonemergency transportation or when it is not medically necessary. By April 1 of each year, the Director is required to submit a letter confirming the submission of the waiver requests to the Governor and the Legislature.

HB2083: INCOME TAX REVISIONS

Status: Passed House 3/4/15

Senate first read: 3/4/15

Assigned to Senate Finance Committee and Rules Committee.

3/11/15 Do Pass Amended

Held in Senate

Summary: Various changes relating to income taxes. For tax years beginning with 2016, the Department of Revenue is required to adjust the income dollar amounts for each individual income tax rate bracket by the average annual change in the metropolitan Phoenix consumer price index. The revised dollar amounts must be raised to the nearest whole dollar and cannot be revised below the amounts prescribed in the prior tax year. A taxpayer is permitted to take an expense deduction for property placed in service in tax years beginning with 2014, in the amount of the difference between the expense amount allowed under the internal revenue code and the amount that would be allowed under the Internal Revenue Code if the maximum deduction allowed were \$500,000 and the limitation were reduced by the amount that the cost of the property placed in service in the tax year exceeds \$2 million. A taxpayer is also permitted to take an expense deduction for "qualified property" (defined) that is placed in service in tax years beginning with 2014, in the amount of an allowance equal to 50 percent of the adjusted basis of the qualified property remaining after the adjustment for the

previous expense deduction and any other depreciation allowance under the Internal Revenue Code. Establishes additions to Arizona gross income to avoid a double deduction if a taxpayer uses these expensing provisions. The lists of additions to and subtractions from Arizona gross income are modified to delete obsolete calculations. More. Some provisions are retroactive to tax years beginning January 1, 2015.

HB2098: DEPARTMENT OF CHILD SAFETY

Status: **Passed House 3/10/2015**

Passed Senate 3/31/15

Signed by Governor 4/10/15

Summary: Various changes relating to the Department of Child Safety (DCS). The Director of DCS is required to establish an Office of Special Investigations to perform investigative duties as assigned, assist in preparing criminal charges for crimes or administrative charges involving DCS employees, vendors or providers, and establish liaison with law enforcement agencies. The Office is authorized to issue subpoenas and may employ personnel who are peace officers. All “personal information” (defined) concerning an individual who applies for or receives an adoption agency license, a foster parent applicant or licensee or an individual who applies for or receives a child welfare license is confidential and may not be released except by court order. “Adoption agency information,” “Foster parent information” and “child welfare agency information” (all defined) is not confidential, except for any DCS information and the address of any facility where a foster child is placed. DCS is authorized to release confidential information under specified circumstances. Violations of confidentiality regulations are a class 2 (second-highest) misdemeanor. If DCS is required to provide an administrative order, notice or letter, DCS is authorized to send it by electronic means if the party being served or notified consents, with some exceptions.

HB2102: CHILDREN; CHRONIC ILLNESS; PHYSICAL DISABILITY

Status: **Signed by Governor 4/6/15**

Summary: The AHCCCS Administration is required to establish a children’s rehabilitative services program for “children who have a chronic illness or physical disability” (defined) and to establish policies for that program, including medical eligibility and all rules for operation. Requirements for the program are

specified. The AHCCCS Director is required to issue a public request for proposals at least once every five years to contract for the care and treatment of children in the program. The AHCCCS Administration is required to coordinate benefits so that any costs payable by the Administration are costs avoided or recovered from any available provider of first-party health insurance benefits. Current statute permitting the AHCCCS Administration to develop and operate children's rehabilitative services, subject to the availability of monies, is modified to replace the AHCCCS Administration with the Department of Health Services.

HB2166: DCS INFORMATION; EGREGIOUS ABUSE; NEGLECT

Status: **Passed House 3/12/15**

Passed Senate 4/2/15

Senate Amendment passed House 4/2/15

Signed by Governor 4/10/15

Summary: The list of cases where the Department of Child Safety (DCS) is required to promptly provide information to the public regarding a case of child abuse, abandonment or neglect is expanded to include cases that involved "egregious abuse or neglect" (defined), in addition to cases that resulted in a fatality or near fatality. Within 90 days after the date of the report for investigation for a case involving a fatality, near fatality, or egregious abuse or neglect, DCS is required to provide to the public a summary report that includes specified information.

HB2167: APPROPRIATION; CLIENT SERVICES TRUST FUND

Status: **House second read: 1/26/15**

Assigned to House Health, Appropriations, and Rules Committees

2/3/15 Do Pass with Amendments (Health)

2/25/15 Do Pass (Approp)

3/3/15 Majority Caucus Y; Minority Caucus Y

3/4/15 Cow Action: Do Pass Amended

Held in House

Summary: The first \$2 million in the Long-Term Care System Fund that is unexpended and unencumbered at the end of FY2014-15 is transferred to the Client Developmental Disability Services Trust Fund, subject to approval by the AHCCCS Administration. It is the intent of the Legislature that this appropriation be made to partially replace monies swept from

the funds used to provide services to clients with developmental disabilities in FY2007-08 and FY2008-09.

HB2170: LIFESPAN RESPITE CARE PROGRAM; APPROPRIATION
Status: **House second read: 1/26/15**
Assigned to House Appropriations Committee and Rules Committee
2/25/15 Do Pass Amended
3/3/15 Majority Caucus Y; Minority Caucus Y
3/4/15 Cow Action: Do Pass
Held in House

Summary: Appropriates \$500,000 from the general fund in FY2015-16 to the Department of Economic Security for the Lifespan Respite Care Program. The statutory termination date of July 1, 2017 for the Program is deleted.

HB2180: SCHOOLS; MENU OF ASSESSMENTS
Status: **Passed House 2/18/15**
Senate second read 2/23/15
Referred to Senate Education Committee
3/5/15 Do Pass
3/17/15 Majority Caucus Y; Minority Caucus Y
Held in Senate

Summary: The State Board of Education is required to adopt multiple statewide achievement assessments to measure student achievement of the state academic standards. Each assessment adopted by the Board must be a nationally recognized test. Beginning in the 2015-16 school year, the Board must allow each school district and charter school to select the assessment that will be administered to the students in that school district or charter school from the menu of assessments.

HB2190: SCHOOLS; COMMON CORE; REPLACEMENT
Status: **House second read: 1/26/15**
Passed House 3/11/15
Senate first read: 3/12/15
Referred to Senate Education Committee & Rules Committee
3/19/15 Do Pass Amended
3/25/15 Majority Caucus Y; Minority Caucus Y
3/30/15 Failed COW

Summary: The State Board of Education is prohibited from adopting and the Department of Education is prohibited from implementing the common core standards, Arizona's college and career ready standards or any other standards or assessments that are aligned with those proposed by the partnership for assessment of readiness for college and careers. Any actions that were previously taken to adopt or implement such standards or assessments are void on the effective date of this legislation. The Board is required to provide public notice of any proposed adoption or revision of academic content standards on the Department of Education's website, to request comments on the proposed changes from specified groups, and to hold a public meeting in each congressional district in Arizona before adopting or revising standards. School districts, schools and charter schools are not required to use any statewide academic standards adopted by the Board as a condition for approval to operate or for receiving state monies. The Superintendent of Public Instruction, the Board and the Dept are prohibited from spending any monies on a statewide longitudinal data system designed to track students or compile personally identifiable student information, sharing any personally identifiable student or teacher information with any entity outside Arizona or any entity that intends to use the information to develop commercial products or services, and sharing any personally identifiable student or teacher information with the U.S. Department of Education except if a list of specified conditions are met. Beginning with the 2015-16 school year, the Board is required to adopt areas of subject matter standards in specified subjects that are subject to legislative review and approval, which must be implemented statewide by every public school. By the 2018-19 school year, the Board is required to direct the process of developing annual high-quality statewide student assessments for specified subjects that align with the new subject matter standards. The statewide student assessments must continue to use the standards that were in place on May 31, 2010 until the replacement assessments are implemented.

HB2217: JOB TRAINING FUND; VOCATIONAL REHABILITATION
Status: **House first read: 2/3/15**
Assigned to House Children & Family Affairs Committee, Appropriations Committee, and Rules Committee
2/9/15 Do Pass

Held in House

Summary: The Arizona Commerce Authority is required to annually transfer \$3 million from the Arizona Job Training Fund to the Department of Economic Security for the purpose of operating vocational rehabilitation services.

HB2246: STATEWIDE ASSESSMENTS; PARENTAL OPT OUT

Status: **Passed House 3/9/15**

Failed Senate 3/31/15 and failed to pass on reconsideration 4/1/15

Summary: A parent, on behalf of that parent's child, may opt out of the statewide assessments prescribed by statute. The State Board of Education is required to make available a form for parents to sign and submit to the school in order to opt their children out. If a parent opts out of the assessments, the lack of results for that child cannot be factored into the school or district achievement profile classification or the information contained on the school report card. For students who have opted out, the school district or charter school must use an alternative to determine whether a 3rd grade student's reading ability is sufficient to promote the student from the 3rd grade and to determine whether the student has satisfied that portion of the high school graduation requirements.

HB2250: EMPOWERMENT SCHOLARSHIP ACCOUNTS;
APPLICATIONS

Status: **Passed House 3/11/15**

Passed Senate with Amendments 3/30/15

Senate Amendments failed House 4/3/15

Summary: For the purpose of empowerment scholarship accounts (ESA), the definition of "qualified student" is expanded to include a child who is the sibling of a first-time ESA recipient and who submitted an application for an ESA during the same application period as the other sibling. After January 1 of each year, the Department of Education is required to issue a contract to eligible ESA applicants within 45 days after receipt of a completed application and all required documentation, subject to the enrollment cap prescribed by law.

HB2297: STATE AGENCY RULEMAKING; RESTRICTIONS

Status: **Passed House 2/25/15**

Passed Senate 3/30/15

Senate amendment passed House 3/31/15
Signed by Governor 4/10/15

Summary State agencies are prohibited from adopting any new rule that would increase existing regulatory restraints or burdens on the free exercise of property rights or the freedom to engage in an otherwise lawful business or occupation, unless the rule is a component of a comprehensive effort to reduce regulatory restraints or burdens or is strictly ministerial in implementing legislation standards. Some exceptions. Any person subject to a civil or criminal proceeding arising from the enforcement of a rule in violation has a defense to the enforcement action.

HB2303: SCHOOLS; START AND END DATES

Status: House second read: 1/28/15

Assigned to House Education Committee and Rules Committee

2/4/15 Do Pass

2/17/15 Majority Caucus Y; Minority Caucus Y

Held in House

Summary The first day of instruction for each school year cannot begin earlier than the first Monday of September and the last day of instruction cannot be later than June 30, except as may be otherwise authorized by the Superintendent of Public Instruction to accommodate year-round school operation, an educational program offered on the basis of a four-day school week or an alternative kindergarten program offered on the basis of a three-day school week.

HB2310: MENTAL HEALTH COURTS; ESTABLISHMENT

Status: Signed by Governor 3/23/15

Summary The presiding judge of the superior court in each county is authorized to establish a mental health court. The judge must establish the eligibility criteria for referral to the mental health court. In counties with a population of less than 250,000 persons the presiding judges of the superior court may enter into an intergovernmental agreement with each other to establish a regional mental health court.

HB2338: ASRS; DISABILITY PROGRAM

Status: Signed by Governor 4/1/15

Summary For the purpose of participation in the Arizona State Retirement System Long-Term Disability Program, a member must develop a disability, instead of a “total” disability.

HB2363: COUNTY CONTRIBUTIONS; HOSPITALIZATION;
MEDICAL; REPEAL

Status: **House second read: 1/29/15**
**Assigned to House County and Municipal Affairs
Committee, Appropriations Committee, and Rules
Committee**
2/2/15 Do Pass
Held in House

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

HB2368: SOVEREIGN AUTHORITY; EXECUTIVE ORDERS; DOJ

Status: **Passed House 3/10/15**
Senate second read: 3/12/15
**Assigned to Senate Federalism, Mandates and Fiscal
Responsibility Committee & Rules Committee**
3/17/15 Do Pass
3/24/15 Majority Caucus Y; Minority Caucus Y
Held in Senate

Summary The state of Arizona and all political subdivisions are prohibited from using any personnel or financial resources to enforce, administer or cooperate with either an executive order issued by the President of the U.S. or a policy directive issued by the U.S. Department of Justice to law enforcement agencies that has not been affirmed by a vote of the U.S. Congress and signed into law as prescribed by the U.S. Constitution.

HB2373: AHCCCS; ORTHOTICS

Status: **Passed House 3/4/15**
Passed Senate 4/2/15
Signed by Governor 4/10/15

Summary: The list of medically necessary health and medical services that AHCCCS contractors are required to provide is expanded to include orthotics ordered by a physician or primary care practitioner if specified conditions are met, including that the orthotic is less expensive than all other treatment options. The AHCCCS Administration is required to submit an application to

the Centers for Medicare and Medicaid Services for approval of orthotic services.

- HB2424:** SCHOOLS; REGIONAL SERVICE CENTERS
Status: **Passed House 2/12/15**
Senate second read: 2/18/15
Referred to Senate Education Committee and Rules Committee
3/12/15 Do Pass Amended
Held in Senate
- Summary:** The county school superintendent is required to jointly operate “regional service centers,” defined as voluntary arrangements with education service agencies that provide locally defined and accessible professional development, educational and technical services to address statewide “high priority initiatives” (defined).
- HB2483:** SCHOOL TAX CREDIT; CLASSROOM EXPENSES
Status: **Signed by Governor 4/6/15**
- Summary:** For monies from cash contributions for school tax credits, the public school site council or charter school officer is authorized to approve up to 20 percent of undesignated contributions for use as "classroom expenses" (defined elsewhere in statute).
- HB2488:** HOUSING ASSISTANCE; SERIOUSLY MENTALLY ILL
Status: **Passed House 2/19/15**
Passed Senate 4/2/15
House passed Senate amendment 4/2/15
Signed by Governor 4/10/15
- Summary:** Monies in the Seriously Mentally Ill Housing Trust Fund may be spent on rental assistance for seriously mentally ill persons.
- HB2492:** AHCCCS COVERAGE; ALTCS; MEDICAL SERVICES
Status: **House second read: 2/2/15**
Assigned to House Health Committee, Appropriations Committee, and Rules Committee
2/11/15 Do Pass
Held in House
- Summary:** The list of medically necessary health and medical services that AHCCCS contractors are required to provide is expanded to include podiatry services performed by a licensed podiatrist and ordered by a primary care physician, emergency dental care and

extractions for persons who are at least 21 years of age, orthotic devices ordered by a physician, and chiropractic services that are ordered by a primary care physician. The list of services that ALTCS contractors are required to provide is expanded to include emergency and preventative dental services.

HB2495: MEDICALLY UNDERSERVED AREAS; LOAN REPAYMENT

Status: **House second read: 1/28/15**
Assigned to House Government & Higher Education Committee and Rules Committee
2/5/15 Do Pass Amended
2/17/15 Majority Caucus Y; Minority Caucus Y
2/18/15 COW Action : Do Pass Amended
Substitute HB2495 with SB1194

Summary: The Primary Care Provider Loan Repayment Program may be used to pay off portions of education loans taken out by pharmacists, advance practice providers and behavioral health providers who meet other program qualifications, including service for at least two years in rural areas or high-need health professional-shortage areas. Increases the maximum amount of loans for each provider that may be repaid with Program monies. Repeals the Behavioral Health Practitioners Loan Repayment Program.

HB2499: DHS; PREVENTION EDUCATION GRANTS; APPROPS

Status: **House second read: 1/28/15**
Assigned to House Health Committee. Appropriations Committee and Rules Committee
1/27/15 Do Pass with Amendments
Held in House

Summary: The Department of Health Services is required to distribute grants for middle and high school prevention education programs on a competitive grant basis to applicants who implement a program that promotes positive life choices and incorporates an educational prevention component focusing on substance abuse, mental health, violence and other risky behaviors. Appropriates \$300,000 from the general fund in FY2015-16 and each FY after to the Dept for the grants.

HB2611: CONSUMER FLEX LOANS

Status: **Passed House 3/4/15**
Senate second read: 3/10/15

Assigned to Senate Finance Committee & Rules Committee Held in Senate

Summary: Adds a new chapter to Title 6 (Financial Institutions) regulating “flex loans” and “flex loan lenders” (both defined). A person is prohibited from engaging in the business of a flex loan without being licensed as a flex loan lender by the Department of Financial Institutions. Some exceptions. Fees for flex loan lender licenses and branch offices are established. Requirements for licensure and reasons for license denial, suspension or revocation are established. Flex loan business is limited to licensed locations, except that a licensee may make flex loans by mail or electronic means and conduct specified administrative functions at another location. Licensees are required to maintain specified records and make them available to the Dept, and are required to annually report specified information to the Dept, including annual percentage rates in effect. Establishes prohibited acts for licensees, loan restrictions, disclosure requirements, and civil penalties for noncompliance. Flex loans are limited to \$3,000 and finance charges on flex loans are limited to a rate of 36 percent per annum. Establishes regulations for computation of finance charges, repayment of flex loans, and allowable fees.

HCR2029: RIGHT TO WORK; REPEAL

Status: **Passed House 2/19/15**

Passed Senate 3/30/15

Ready for Secretary of State

Summary: The members of the Legislature support the employment of persons with disabilities and encourage Arizona businesses to hire persons with disabilities.

APPENDIX: GLOSSARY AND BACKGROUND INFORMATION

How Are Laws Made?

Laws begin as ideas. First, a representative sponsors a bill. The bill is then assigned to a committee for study. If released by the committee, the bill is put on a calendar to be voted on, debated or amended. If the bill passes by simple majority, the bill moves to the Senate. In the Senate, the bill is assigned to another committee and, if released, debated and voted on. Again, a simple majority passes the bill. Finally, a conference committee made of House and Senate members works out any differences between the House and Senate versions of the bill. The resulting bill returns to the House and Senate for final approval. The bill is then transmitted to the Governor who will sign or veto the bill.

For detailed information on the process visit: <http://www.azleg.gov>

Glossary of Legislative Terms

Adjournment: To end the day's proceedings. Regular adjournment sets the date for the next meeting. Adjournment "sine die" is Latin for "without a day" and marks the end of the legislative session because it does not set a time for reconvening. It terminates all unfinished business.

Arizona Revised Statutes (A.R.S.): The laws of Arizona.

Bill: A proposed law introduced in either the House of Representatives or the Senate. Senate bills are numbered starting with 1001 and designated "S.B.____" Bills introduced in the House of Representatives are numbered starting with 2001 and designated "H.B.____."

Bipartisan: Cooperation between members of both political parties.

Caucus: "Caucus" is both a noun and a verb. The noun caucus means a group of people who share something in common (for example, they are members of the same political party). The verb caucus describes when these people meet to address their group's issues.

Chair: The person who presides over a committee.

COW, Committee of the Whole: The entire House of Representatives or Senate debating legislation and adopting amendments to legislation.

Consensus: Broad agreement that the majority of participants can “live” with the issue as stated.

Convene: To officially begin a meeting.

Co-sponsor: A legislator who has helped sponsor a bill, but is not the prime sponsor.

District: A geographical area represented by one Senator and two Representatives.

Do Pass: The recommendation by a committee for passage of a measure.

Effective Date: When a bill goes into effect usually 91 days after the Legislature adjourns sine die.

Emergency Bill: A bill that must take effect before 91 days after the Legislature adjourns sine die in order to preserve the public peace, health, or safety.

Engrossed Bill: Official copy of a bill as passed by either the House of Representatives or the Senate.

First Reading: The initial formal introduction of the bill in either the Senate or the House of Representatives. The Arizona Constitution requires three formal readings. In the House of Representatives, the bill is assigned to a committee(s) after the first reading.

Hearing: A formal committee meeting where business is conducted or information is received.

Regular Session: Each year the legislature convenes on the second Monday in January. There is no set date for adjournment sine die.

Second reading: The second of three formal readings. In the Senate, the measure is assigned to one or more committees at the Second reading.

Sine Die: “Sine die” is Latin for “without a day” and marks the end of the legislative session because it does not set a time for reconvening. It terminates all unfinished business.

Sponsor: The legislator that introduces a bill.

Standing Committee: A permanent committee established by the Senate or the House of Representatives where bills are assigned for consideration.

Strike Everything Amendment (Striker): An amendment to a bill that replaces the contents of a previously introduced or adopted bill. It may or may not have anything to do with the bill it replaces.

Subcommittee: Part of the full committee designed to focus on a single bill and make recommendations to the full committee.

Sunset: Automatic termination of an agency or program on a specific date.

TBD: To be determined.

Third Reading: The third of three formal readings of a bill on the floor of the Senate or House of Representatives. All committee work is finished and all adopted amendments included. On the third reading the entire House or Senate votes on the bill by roll call. If passed, the bill is transmitted to the other house for action.