

Arizona Developmental Disabilities Planning Council Legislative Report

(Updated 01/18/2012)

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BILL INFORMATION							BILL STATUS						
Tracking Priority	Bill Number	Description	Introduced by	# Co-Sponsors	Position Statement or Other Info	Legislation Introduced	Referred to Committee	House		Senate			Gov Action
								Committee Actions	Floor Actions	Referred to Committee	Committee Actions	Floor Actions	
2	HB 2007	Eligibility net income for ALTCS to be reduced from 300% of supplemental security benefit income rate to 150%.	Rep. Fillmore (R)	0		pre-filed 11/21/2011	1/9 Health & Human Serv.		1/10 2nd reading				
2	HB 2010	DES requires that parents of early intervention programs for infants/children with/at risk of developmental delays pay 15% of service costs if family income is equal or greater than 150% of the federal poverty line.	Rep. Fillmore (R)	0		pre-filed 11/21/2011	1/9 Health & Human Serv.		1/10 2nd reading				
2	HB 2011	Allows teachers to remove students from the classroom or to suspend them without review/interference by any other person or entity.	Rep. Fillmore (R)	0		pre-filed 11/21/2011	1/10 Education 1/10 Employmt & Regulatory Affairs		1/11 2nd reading				
2	HB-2013	Limits the number of ALTCS respite hours from 600 to 360 hours annually.	Rep. Fillmore (R)	0		pre-filed 11/21/2011	1/9 Health & Human Serv.		1/10 2nd reading				
3	HB 2138	School districts are required to add one instructional hour to every school day or the equivalent thereof to the school year; ex: children with disabilities in special ed who are at least five, but under six, years of age by September 1 must be enrolled in an instructional program that meets for a total of at least 892 hours, as opposed to 712 hours in a 180 day school year.	Rep. Miranda (D)	4		Introduced							
3	HB 2142	By January 1, 2014 the state board of education is required to adopt a student behavior threat assessment, designed for the purpose of gathering information in order to determine intervention strategies for a particular student. By January 1, 2015 each school board is required to hold a meeting to consider adopting the Board's assessment.	Rep. Miranda (D)	1		Introduced							
1	HB 2143	School boards are required to issue a certificate of completion of high school to students who have not obtained sufficient scores on the AIMS test, but have satisfied all the other requirements by the State Board of Education to graduate.	Rep. Miranda (D)	3		Introduced							
2	HB- 2145	A parent or guardian of each student is required to contribute at least 30 hours of classroom assistance each school year.	Rep. Miranda (D)	1		Introduced							
3	HB 2146	The Auditor General is required to conduct a special audit to review the medicaid third-party liability program administered by AHCCCS. The Auditor General must submit copies of the special audit to the Governor and the Legislature by November 15, 2013.	Rep. Seel - R	1			1/11 Banking & Insurance 1/11 Health & Human Services		1/12 2nd reading				
1	HB 2169	Creates a classification of high risk missing person with an elevated response by law enforcement. The definition includes persons in need of medical attention or prescription medication and mental impairment.	Rep. Dial - R	1			1/11 Military Aff & Pub Safety		1/12 2nd reading				

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1	HB 2199	Control of the "I Didn't Pay Enough Fund" is moved from Dept of Revenue to Dept. of Health Services. DHS is required to use 50% of monies in the Fund to provide medicine to persons with mental illness and 50% for medicine for minors that have a chronic illness.	Rep. Burges - R	11	Introduced	1/17 Ways & Means HEARING 1/23 2PM						
3	HB 2207	AHCCCS is required to have at least two subcontractors for each type of service provided. When awarding contracts, AHCCCS must give preference to subcontractors with a home office located in Arizona.	Rep. Farley (D)	12	Introduced	1/17 Health & Human Services		1/18 2nd reading				
1	HB 2208	A city or town may authorize the use of up to 10% of local transportation assistance fund monies in any one fiscal year for different programs including nonresidential outpatient programs or services for persons with a developmental disability who have never resided within a facility if the monies are matched equally by nonpublic monies received by the city or town and spent for the same purposes.	Rep. Farley (D)	9	Introduced	1/17 Appropriation		1/18 2nd reading				
1	HB 2228	Requires licensure and establishing regulations for "home care workers" (defined) under the authority of the Department of Health Services.	Rep. Heinz (D)	0	Introduced	1/17 Health & Human Services 1/17 Judiciary		1/18 2nd reading				
2	HB 2233	For the purposes of state employee health insurance, the definition of "dependent", which includes child under 19 with a disability who continues to have a disability, is removed from statute. A legislative intent section directs the Department of Administration to use the definition contained in AZ Administrative Code, but definition in the code does not exist.	Rep. Heinz (D)	0	Introduced	1/17 Health & Human Services 1/17 Banking & Insurance		1/18 2nd reading				
1	HB 2235	Eliminates the enrollment cap for AHCCCS. By October 1, 2012, AHCCCS must request a waiver from the federal Centers for Medicare and Medicaid Services to allow services to all children whose gross household income is at or below 200% of the federal poverty level. Appropriates \$13.6 million in FY 2012-2013 from the general fund to AHCCCS for these children. Due to a potential increase in state revenue, this bill requires the affirmative vote of at least 2/3 of each house of the Legislature for passage.	Rep. Heinz (D)	0	Introduced	1/17 Health & Human Services 1/17 Appropriation		1/18 2nd reading				
1	HB 2236	Primary care physicians do not have to order podiatry services for them to be covered by Arizona Health Care Cost Containment System.	Rep. Heinz (D)	0	Introduced	1/17 Health & Human Services 1/17 Appropriation		1/18 2nd reading				
1	HB 2237	Establishes a Temporary Medical Coverage Program within AHCCCS for legal state residents who are receiving federal disability benefits, have been eligible for AHCCCS services within the previous 24 months, and are not eligible for Medicare. Appropriates \$6.5 million from the general fund in FY2012-13 to AHCCCS for the Program.	Rep. Heinz (D)	0	Introduced	1/17 Health & Human Services 1/17 Appropriation		1/18 2nd reading				

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1	HB 2238	The AHCCCS Administration is reinstating the medical expense deduction eligibility process by October 1, 2012. Family medical expenses are included to spend down to the income that is required to be eligible for AHCCCS.	Rep. Heinz (D)	0		Introduced	1/17 Health & Human Services		1/18 2nd reading				
							1/17 Appropriation						
1	HB 2250	Group homes that provide foster care to children ages 12 and older must provide life skills programs as a condition of continued licensure. The Auditor General must conduct a performance audit of each of these group homes to determine compliance with this requirement and issue a public report by November 30 of each year.	Rep. Proud - R	0		Introduced	1/17 Health & Human Services		1/18 2nd reading				
1	HB 2252	Each parent with joint legal custody of a child has full access to all medication prescribed for that child. It is a class 1 misdemeanor for a parent to deny the other parent full access to a child's prescribed medication.	Rep. Proud - R	0		Introduced	1/17 Health & Human Services		1/18 2nd reading				
2	HB 2273	Allows temporary parking for those without a placard in a disabled parking spot for those loading or un-loading a person with a physical disability. This bill restricts this parking to vehicles only.	Rep. Williams- R	0		Introduced							
1	HB 2302	Health insurance plans/policies that cover mental health treatment must not impose any treatment limitations or financial requirements unless comparable limitations or requirements are imposed on services or benefits associated with coverage of non-mental health treatment.	Rep. Patterson (D)	0		Introduced	1/17 Health & Human Services		1/18 2nd reading				
							1/17 Banking & Insurance						
3	HB 2305	If a person receives services under AHCCCS and is employed (either full- or part-time) by an employer of at least 100 persons in the state, the employer must reimburse AHCCCS for the cost of the services.	Rep. Patterson (D)	0		Introduced	1/17 Commerce		1/18 2nd reading				
							1/17 Health & Human Services						
1	HB 2306	A chapter is added to Title 23 (insurance) requiring the Department of Economic Security to establish a family leave insurance program to pay benefits to a qualified individual who takes family leave because of the occurrence of a stipulated event. The program terminates July 1, 2022. Due to a potential increase in state revenue, this bill requires the affirmative vote of 2/3 of each house of the Legislature for passage.	Rep. Patterson (D)	0		Introduced	1/17 Health & Human Services		1/18 2nd reading				
							1/17 Banking & Insurance						
3	HB 2317	Public employers are prohibited from entering into any employment bargain with public employees or unions. The prohibition of public sector union employment bargains is of statewide concern and is not subject to futher inconsistent regulation by political subdivisions. Severability clause.	Rep. D Smith - R	5		Introduced	1/17 Employment & Regulatory Affairs		1/18 2nd reading				

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3	HB 2318	State agencies and political subdivisions do not possess authority to recognize any union, collectively bargain or enter into employment bargains with any union, or meet and confer with any union representing any public officer or employee. Any such employment bargains are declared illegal and void. The prohibition of public sector union employment bargains is of statewide concern and is not subject to further inconsistent regulation by political subdivisions. Severability clause.	Rep. D Smith - R	5		Introduced	1/17 Employment & Regulatory Affairs		1/18 2nd reading				
3	HB 2351	Increases the statute of limitations on filing employment discrimination charges to 2 years from 1 year. Allows the recovering party in unlawful employment practice cases to recover punitive or compensatory damages if specified conditions are met.	Rep. Ableser (D)	0		Introduced							
2	HB 2483	The AHCCCS Administration is required to issue a request for proposals and award a contract that provides a cost avoidance methodology, in order to determine third-party liability and coordination of benefits.	Rep. Seel - R	2		Introduced	1/18 Appropriations						
1	HB 2526	Beginning October 1, 2012, the AHCCCS Administration is required to charge a quality assessment of up to 3.5 percent on health care items and services provided by nursing facilities, to be used for supplemental payments to nursing facilities for covered medicaid expenditures, in order to obtain federal financial participation in the services. The AHCCCS Administration is required to seek necessary federal approval in the form of a waiver. Self-repeals October 1, 2015. Due to an increase in state revenue, this bill requires the affirmative vote of at least 2/3 of each house of the Legislature for passage.	Rep. Ash - R	0		Introduced	1/18 Appropriations						
1	HB 2533	The AHCCCS Administration, Department of Economic Security and Department of Health Services are prohibited from issuing new or revised contractual requirements or policies that will increase costs to direct care providers of service to persons with developmental disabilities.	Rep. Ash - R	1		Introduced	1/18 Appropriations						
3	HB 2534	For inpatient dates of service beginning October 1, 2013, the AHCCCS Administration is required to adopt a hospital reimbursement methodology consistent with Title 19 of the Social Security Act. Statutory rate methodologies are in effect through September 30, 2012. Deletes certain tiered AHCCCS reimbursement levels for inpatient hospital admissions and outpatient hospital services. Exempts the AHCCCS Administration from the rulemaking requirements of the Administrative Procedures Act until October 1, 2014 for purposes of this legislation.	Rep. Ash - R	0		Introduced	1/18 Health & Human Services						

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1	HB 2541	The individual income tax credit for contributions to public schools may be used for "unified sports programs" (defined as a program that combines high school students with intellectual disabilities and those without disabilities on sports teams).	Rep. Carter - R	2		Introduced						
2	HB 2580	The AHCCCS Administration is required to issue a request for proposals for a verification system to prevent fraud at the point of service and implement the system by October 1, 2013. Beginning October 1, 2013, before providing nonemergency medical care to AHCCCS patients, health care providers must verify that the patient is currently eligible and enrolled in AHCCCS using the verification system.	Rep. Seel - R	0		Introduced	1/17 Health & Human Services		1/18 2nd reading			
							1/17 Appropriation					
2	HB 2581	AHCCCS is required to limit reimbursement for nonemergency transportation to the cost of bus transportation in regions where a scheduled bus system is available.	Rep. Seel - R	8		Introduced	1/17 Health & Human Services		1/18 2nd reading			
							1/17 Appropriation					
2	HB 2582	AHCCCS must issue an orange identification card to each member that includes a current photograph, the member's plan identification number, and the phrase "government assistance care" in large black print. AHCCCS members must present the card before receiving nonemergency services. The Department of Economic Security must include the name and a photograph of food stamp recipients on electronic benefits transfer (EBT) cards. EBT cards must be orange and include the phrase "government assistance card" in large black print. Grocery retailers must require food stamp recipients to present the card along with identification.	Rep. Seel - R	5		Introduced	1/17 Health & Human Services		1/18 2nd reading			
							1/17 Appropriation					
3	HB 2637	In awarding contracts for regional behavioral health authorities, the Department of Health Services is required to give preference to contractors whose national corporate headquarters are located in AZ. Also establishes a Regional Behavioral Health Authorities Review Committee.	Rep. Miranda (D)	1		Introduced						
3	HCM 2004	The Legislature urges the U.S. Congress to enact legislation making monies collected under the federal gas tax immediately available to the individual state and to cease the collection of motor fuel taxes in Arizona so that the state can collect and distribute the taxes without the delay caused by federal collection and disbursement. The Secretary of State is directed to transmit copies of this memorial to the President of the U.S. Senate, the Speaker of the U.S. House of Representatives, the Secretary of the U.S. Department of Transportation and each member of Congress from Arizona.	Rep. R Gray - R	8		Introduced	1/17 Transportation		1/18 2nd reading			

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2	HCR 2005	Statewide initiative or referendums that effect general fund revenues/expenditures must be re-authorized by the voters every six years. Proposition 204 related to AHCCCS eligibility would be eligible for re-authorization by the voters in 2014.	Rep. Crandell - R	4		pre-filed 12/19/2011						
3	HCR 2006	Allows public money to be spent on programs for pupils with disabilities regardless if it is private &/or religious in nature.	Rep. Harper - R	2		pre-filed 12/27/2011						
2	HCR 2040	The 2012 general election ballot is to carry the question of whether to amend state statute to require the AHCCCS Administration to implement a verification system to prevent fraud at the point of service. Beginning October 1, 2013, before providing nonemergency medical care to AHCCCS patients, health care providers must verify that the patient is currently eligible and enrolled in AHCCCS using the verification system.	Rep. Seel - R	2		Introduced						
2	HCR 2042	The 2012 general election ballot is to carry the question of whether to amend state statute to require the AHCCCS Administration to conduct an annual audit of the primacy of its payments and to issue a request for proposals for a contract to provide a cost avoidance and recovery methodology relating to determining third-party liability and coordination of benefits.	Rep. Seel - R	0		Introduced						
1	SB-1026	\$85 million appropriated to DES for 2011-2012 from state general revenue fund for increases in several family programs, including reimbursement rates of community service providers contracting with the division of developmental disabilities.	Sen. Gallardo (D)	0		pre-filed 12/19/2011				1/9 Appropriations		1/10 2nd reading
1	SB-1047	A taxpayer may receive a tax credit for contributions to a school tuition organization. This organization must allocate 90% of these contributions towards scholarship/tuition to students in specific situations, including students attending pre-school/kindergarten that offer services to students with disabilities.	Sen. Murphy - R	4	Fiscal Note Fact Sheet	pre-filed 1/6/2012					1/12 Finance Passed 5-2/referred to Rules For audio, go to: http://azleg.granicus.com/MediaPlayer.php?view_id=13&clip_id=9677	1/18 COW approved floor amendment. Scheduled for Senate consent calendar for 1/19. About objecting.
1	SB-1048	A school tuition organization that receives contributions must allocate 90% of these contributions towards scholarship/tuition to students in specific situations, including students attending pre-school/kindergarten that offer services to students with disabilities.	Sen. Murphy - R	4	Fact Sheet	pre-filed 1/6/2012					1/12 Finance Passed 5-2/referred to Rules For audio, go to: http://azleg.granicus.com/MediaPlayer.php?view_id=13&clip_id=9677	1/18 COW approved floor amendment. Scheduled for Senate consent calendar for 1/19. About objecting.

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1	SB-1072	It is a felony for any person who has care or custody of a minor or vulnerable adult and who knows of the existence of the his or her body where death occurred to fail to notify peace officers as soon as reasonably possible or to knowingly make a false statement to a law enforcement agency conducting a missing person investigation involving the minor or vulnerable adult.	Sen. Gray (R)	6	Fact Sheet	Introduced			1/12 Public Safety & Human Services HEARING SCHEDULED 1/18 9AM	1/18 Public Safety & Hum Serv Do Pass		
3	SB-1086	In determining the adequacy of AHCCCS and ALTCS reimbursement rates every five years, the consulting firm must examine in detail the costs associated with the delivery of services, including programmatic, administrative and indirect costs. The consulting firm used for the five-year reimbursement rates study cannot have been involved in the previous five-year study.	Sen. Gray (R)	0		Introduced			1/11 Healthcare & Medical Liability Reform HEARING SCHEDULED 1/18 2PM		1/12 2nd Reading	
1	SB 1136	The Department of Economic Security is required to conduct central registry background checks to determine qualifications for employee or contractor positions that provide direct service to children or vulnerable adults. Beginning August 1, 2013, DES licensees that employ persons providing direct services to children must submit information to DES and DES must conduct central registry background checks for those employees. A person disqualified because of a central registry check may apply to the Board of Fingerprinting for a central registry exception.	Sen. Gray (R)	0		Introduced			1/18 Public Safety & Human Services			
1	SB 1139	The Dept of Transportation is authorized to issue special athlete license plates if an entity pays \$32,000 in start-up costs by December 31, 2012. Of the \$25 annual fee, \$8 is an administrative fee and \$17 is a donation to the special athlete special plate fund established by this act. Monies in the fund are to be distributed to the Special Olympics.	Sen. Nelson @	0		Introduced						

WEEKLY UPDATES:

Voting Action: SB 1047 & 1048 passed out of Senate Finance, Rules & Senate COW with slight amendments. Placed on Senate Consent calendar 1/19. SB 1072 passed out of Public Safety & Human Services 1/18.
Meetings: Senate Consent calendar 1/19 for SB 1047 & 1048. Healthcare & Medical Liability Reform 1/18 at 2pm for SB 1086. Senate Public Safety & Human Services 1/18 at 9am for SB 1072. Rules 1/17 for SB 1047 & 1048. HB 2199 to be heard in Ways & Means on 1/23 at 2pm.

	Cell fill for Bill is dead
	Cell fill for Bill passed
	Cell fill for Most current status if the bill has not died or passed

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***Bills will be ranked by DDPC and constituents and ordered in the following manner:**

1. Positively affects people with DD and their families
2. Negatively affects people with DD and their families
3. Neutral/need more information
4. General information only (unlikely that the bill will move/receive attention)

****Hyperlinks to the following will be included to give more info: **Bill Number** gives overview of all actions taken; **Description** connects to AZ leg fact sheets; **Referred to Committee** gives info on committee action and discussion on bill on AZ leg site; **Position Statement or Other Info** can provide link to DDPC site position statements or other groups' info; **Committee Actions** can be linked to DDPC site to give info on meeting overview/minutes for those we attended.**