

Arizona Developmental Disabilities Planning Council Legislative Update: May 6, 2016

Issues remained unresolved at the State Legislature as the week opened. The key issues that were remaining related to differences of opinion about what should be provided to the state's K-12 education system in terms of funding. The current issue before the voters (in early balloting) and on May 17 at the polls is of course Proposition 123 which would provide \$230M to the state's K-12 system. The specifics of the plan would take \$2.2 billion out of the \$4.8 billion state land trust, by increasing annual withdrawals from the current 2.5% of the trust's value to 6.9 for 10 years.

This is the use of State Trust land monies that would be provided to the state's education system for the next ten years. Mixed opinions were continuing to be held as to whether this is the best way to provide monies to offset the needs of Arizona's students. The concerns centered around the fact that if this proposition does not have the support of Arizona's voters the state will find itself back in court to continue to attempt to resolve a long standing lawsuit about classroom funding. Many of Arizona's school districts are caught in the suspended state of not knowing whether to plan for additional funds being awarded to their employment sites or not.

In addition, the request by many to restore the federally funded program, *KidsCare* also remained a major lightning rod for many who passionately discussed their belief that as the only state in the U.S. without the use of this program, that approximately 30,000 Arizona children would continue to not be provided with fundamental health care that in the long run prevents the development of many more serious illnesses/potential trips to the Emergency Room for escalated disease and treatment. Early in the week the press reported that the Governor might consider reinstating *KidsCare* if it could be done in a state budget that was both structurally balanced and protects K-12 funding.

As of the late evening hours on May 3, it became apparent that the intense work done by many elected officials to restore *KidsCare* would not ultimately result in the restoration of this program. Other ongoing budget agreements had been reached in both the House and Senate and further debate on this item was seen as putting the full state budget settlements in jeopardy. So Bills and amendments on *KidsCare* were quietly closed out and no further action was taken on behalf of the *KidsCare* program. Rep. Cobb, Sen. Dial, Rep. Friese and Rep. Espinoza were actively involved in this effort to bring this process and program to a positive outcome for Arizona's children.

On Thursday afternoon, Representative Cobb made a motion to amend SB1457 (Bradley) to restore KidsCare. SB1457 would expand empowerment scholarships to students with disabilities. After the House of Representatives voted on and approved the germaneness of the amendment to the bill, debate on the measure to restore KidsCare continued on the House floor. The amendment was adopted and the bill passed the final vote in the House. The bill as amended now awaits consideration in the Senate.

As of May 5, 2016 the final budget posted to the Governor's Office of Strategic Planning & Budgeting confirmed reinstatement of the restoration of preventive dental benefits for elderly and physically disabled ALTCS patients and the DES which serves the developmentally disabled:

Arizona Long Term Care System (ALTCS) adults who lack preventive dental services face heightened health risks, including periodontal disease, pneumonia and worsening diabetic conditions. As previously discussed, to avoid the cost of emergency services due to the lack of preventive dental care, the Executive recommends an additional \$1.2 million from the General Fund to DES to restore preventive dental benefits for developmentally disabled ALTCS patients, up to an annual maximum of \$1,000.

As ALTCS is one program provided through two State agencies, the Executive Recommendation includes an additional \$1.4 million for adult elderly and physically disabled ALTCS patients whose services are provided through AHCCCS.

Thus, the proposal to restore dental coverage for adults totals \$2.6 million General Fund statewide.

Highlighted Outcomes From the Budget Work

- One year delay on changes to fund schools on 'current-year attendance instead of prior year attendance. [\$31M reduced impact on schools]
- Providing funding to mitigate cuts approved last year to district-sponsored charter schools. [Potential impact \$1.2M].
- Providing funding to mitigate cuts approved last year to decrease funding to smaller charter schools. [Potential impact \$6.5M]

- Eliminating a change in the original budget that determined how schools qualify for new construction. [Potential impact on Aqua Fria and Chandler High School districts].
- State universities – additional \$32M
- Reinstate ALTCS adult preventative dental benefit for the developmentally disabled - \$1,000.00 limit per person: total allocation \$2.6 million (comprised of \$1.2 million to DES and \$1.4 to AHCCCS).

We have listed below the updated charting of all Bills that have been monitored throughout this session. Final outcomes and documentation are pending and will be recorded in an additional report provided early next week.

You may be interested in following more closely one of more of the bills that are of special interest to you or that may have an impact on you, a family member, a friend, or neighbor. If you want to begin doing this, simply type the address www.azleg.gov into your computer ‘internet browser’ (the main block at the top of your computer screen), or search for the phrase ‘Arizona State Legislature’ and click on the link to the official AZ Legislature website (usually the first result).

Advocacy

We have listed below some key ways to share your views about issues that are impacting you.

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).

Bill Status Summary

Table May 6, 2016

Key:

| | | |
|----------------------------|--------------------|---------------|
| Passed & Signed | In Progress | Failed |
|----------------------------|--------------------|---------------|

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 | First Sponsor | Brief Description | Status |
| SB1004 Fact Sheet | Senator D. Farnsworth (REP) | Garden Produce; Regulatory Exemption | Passed Senate 2/22/16 House first read 3/2/16 Referred to House Agriculture, Water and Lands Committee |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|--|---------------------------------------|--|
| SB1008 Fact Sheet | Senator J. Kavanagh (Rep) | VLT; Fee Exemptions; First Responders | 3/14/16 Signed by Governor |
| SB1015 Fact Sheet (Pending) | Senator A. Sherwood (DEM) | Schools; Class Size Reduction Grants | Senate second read: 1/12/16 Referred to Senate Education and Appropriations Committees |

| Bill Number | First Sponsor | Brief Description | Status |
|-----------------------------------|--|---------------------------------------|--|
| SB1020 Fact Sheet (Pending) | Senator A. Sherwood (DEM) | Sex Education Programs; Requirements | Senate second read: 1/12/16 Referred to Senate Education Committee |
| SB1050 Fact Sheet (Pending) | Senator D. Farnsworth (REP) | Food Producers; Prohibited Ordinances | Senate second read: 1/12/16 Referred to Senate Government Committee |

| Bill Number | First Sponsor | Brief Description | Status |
|-----------------------------------|--|--|--|
| SB1090 Fact Sheet (Pending) | Senator S. Farley (DEM) | Vulnerable Users of Public Right of Ways | Senate second read: 1/14/16 Referred to Senate Government, Judiciary and Transport Committees |
| SB1092 Fact Sheet (Pending) | Senator S. Allen (REP) | Technical Correction; Deaf; Blind School | Senate second read: 1/14/16 Referred to Senate Rules Committee only |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|--|--|
| SB1102 Fact Sheet | Senator N. Barto (REP) | Guardians; Duties; Access to Ward | Passed Senate 2/29/16 House first read 3/2/16 Referred to House Children, Family & Affairs Committee 3/15/16 Do Pass with Amendments |
| SB1106 Fact Sheet | Senator N. Barto (REP) | Food stamp benefits; unlawful use | 3/14/16 Signed by Governor |
| SB1125 Fact Sheet | Senator D. Lesko (REP) | Schools; Desegregation funding; Phase-down | Senate second read: 1/19/16 Referred to Senate Finance Committee 2/10/16 Do Pass 2/16/16 Majority Caucus Y; Minority Caucus Y |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|--|---|
| SB1134 Fact Sheet (Pending) | Senator B. McGuire (DEM) | Schools; Compulsory Attendance Age; Increase | Senate second read: 1/20/16 Referred to Senate Education and Appropriations Committees |
| SB1142 Fact Sheet | Senator D. Lesko (REP) | DCS; Backlog Cases; Private Contractors | Passed Senate 2/25/16 House first read 05/05/16 Referred to House rules only |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|--|--|---|
| SB1143 Fact Sheet | Senator A. Driggs (REP) | Internet Crimes Against Children; Approp | Senate second read: 1/20/16 Referred to Senate Appropriations Committees 01/26/16 Do Pass 2/2/16 Majority Caucus Y; Minority Caucus Y See HB2468 – Signed by Governor 2/10/16 |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|--|---|
| SB1166 Fact Sheet | Senator B. McGuire (DEM) | Service Animals; Certification; Registration; Identification | Passed Senate 2/29/16 House second read: 3/9/16 Referred to House Government & Higher Education Committee FAILED HOUSE 3/17/16 |
| SB1167 Fact Sheet (Pending) | Senator B. McGuire (DEM) | Service Animals; Abuse; Prohibited Ownership | Senate second read: 1/21/16 Referred to Senate Judiciary and Natural Resources Committees |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|--|---|
| SB1169 Fact Sheet | Senator N. Barto (REP) | Mental Health Power of Attorney | Passed Senate 2/11/16 Passed House 3/30/16 Amendments passed Senate 5/5/16 Ready for Governor |
| SB1234 Fact Sheet (Pending) | Senator D. Bradley (DEM) | Minimum Wage; Nonmonetary Compensation | Senate first read: 01/21/16 Referred to Senate Commerce & Workforce Development Committee |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|--|---|
| SB1249 Fact Sheet | Senator D. Shooter (REP) | Common school districts; Unification; budget | Passed Senate 2/25/16 Passed House 3/30/16 Senate passed House amendment 5/4/16 Ready for Governor |
| SB1262 Fact Sheet (Pending) | Senator B. McGuire (DEM) | Luring Minors; Sexual Exploitation; Sentence | Senate second read: 1/27/16 Referred to Senate Judiciary Committee |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|---|--|
| SB1279 Fact Sheet | Senator D. Lesko (REP) | Empowerment scholarships; Expansion; Phase-in | Passed Senate 2/2/16 House first read 3/2/16 Referred to House Education Committee 3/16/16 Withdrawn from House Education committee; additionally referred to House Appropriations committee 3/23/16 Do Pass with amendments 3/29/16 Majority Caucus Y; Minority Caucus Y |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|--|---|---|
| SB1280 Fact Sheet | Senator D. Lesko (REP) | Empowerment Scholarship; Eligibility; Administration | Passed Senate 2/29/16 House first read 3/2/16 Referred to House Education Committee 3/10/16 Do Pass 3/17/16 Majority Caucus Y; Minority Caucus Y 3/17/16 COW Action Do Pass |
| SB1284 Fact Sheet | Senator J. Kavanagh (Rep) | Public Accommodation; Services; Civil actions | Senate second read: 01/27/16 Referred to Senate Government Committee 2/3/16 Do Pass 2/16/16 Majority Caucus Y; Minority Caucus Y |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|--|---|---|
| SB1296 Fact Sheet | Senator A. Driggs (REP) | Guardianship; Proceedings; Ward’s Relationships | Passed Senate 2/29/16 Passed House 3/30/16 Senate passed House amendment 5/4/16 Ready for Governor |
| SB1305 Fact Sheet | Senator N. Barto (REP) | AHCCCS; Covered Services | Passed Senate 2/18/16 House first read 3/2/16 Referred to House Appropriations Committee 3/16/16 Do Pass |

| Bill Number | First Sponsor | Brief Description | Status |
|-----------------------------------|--|---------------------------------------|---|
| SB1329 Fact Sheet (Pending) | Senator L. Pancrazi (DEM) | Approp; K-3 Reading Intervention | Senate first read: 1/27/16 Referred to Senate Education and Appropriations Committees |
| SB1343 Fact Sheet (Pending) | Senator A. Sherwood (DEM) | Cash Assistance; Time Limit; Increase | Senate first read: 01/27/16 Referred to Senate Health & Human Services and Appropriations Committees |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|--|---|
| SB1385 Fact Sheet (Pending) | Senator C. Begay (REP) | Children’s Health Insurance Program | Senate second read: 2/2/16 Referred to Senate Health & Human Services and Appropriations Committees |
| SB1387 Fact Sheet (Pending) | Senator D. Bradley (DEM) | Foster Care Review Boards; Membership | Senate second read: 2/2/16 Referred to Senate Health & Human Services Committee |
| SB1389 Fact Sheet | Senator J. Burges (REP) | Student, Teacher Data Collection; Prohibitions | Senate second read: 2/2/16 Referred to Senate Education Committee 2/18/16 & 2/23/16 Do Pass |

| Bill Number | First Sponsor | Brief Description | Status |
|-----------------------------------|---|--------------------------------------|---|
| SB1404 Fact Sheet (Pending) | Senator K. Hobbs (DEM) | Child Neglect Cases; Assessment | Senate second read: 2/2/16 Referred to Senate Health & Human Services Committee |
| SB1408 Fact Sheet (Pending) | Senator K. Hobbs (DEM) | Schools; Bullying Policy; Definition | Senate second read: 2/2/16 Referred to Senate Education and Government Committees |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|--|---|--|
| SB1411 Fact Sheet | Senator A. Driggs (REP) | Industries for Blind; Repeal; Successor | Passed Senate 2/25/16 House first read: 3/3/16 Referred to House Commerce Committee 3/16/16 Do Pass 3/24/16 Majority Caucus Y; Minority Caucus Y 3/24/16 COW Action: Do Pass |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|--|--|--|
| SB1424 Fact Sheet | Senator D. Farnsworth (REP) | Home-based Businesses; Licensing Moratorium; Unemployment | Senate second read: 2/2/16 Referred to Senate Commerce and Workforce Development Committee 2/15/16 Do Pass with Amendments 2/23/16 Majority Caucus Y; Minority Caucus Y |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|--|---|
| SB1439 Fact Sheet | Senator N. Barto (REP) | Prisoners; Mental Health; Transition Program | Passed Senate 2/25/16 House first read 3/1/16 Referred to House Military Affairs and Public Safety Committee 3/10/16 Do Pass 3/17/16 Majority Caucus Y; Minority Caucus Y 3/17/16 COW Action Do Pass |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|--|--|
| SB1457 Fact Sheet | Senator K. Hobbs (DEM) | Empowerment Scholarships; Persons with Disabilities Now ; eligibility; empowerment scholarships; health insurance | Passed Senate 3/3/16 Passed House 5/5/16 Ready for Senate action on House amendments |
| SB1465 Fact Sheet (Pending) | Senator K. Hobbs (DEM) | Appropriations; Education | Senate second read: 2/2/16 Referred to Senate Education and Appropriations Committees |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|--|---|
| SB1507 Fact Sheet | Senator C. Begay (REP) | ALTCS; Dental services | Passed Senate 3/3/16 House second read: 3/9/16 Referred to House Health and Appropriations Committees 3/16/16 Do Pass |
| SB1509 Fact Sheet (Pending) | Senator C. Begay (REP) | AHCCCS; Dental Services; Informed consent | Senate second read: 2/2/16 Referred to Senate Health & Human Services and Government Committees |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|----------------------------|---------------------------------------|
| SB1525 Fact Sheet | Senator D. Shooter (REP) | JTED Restoration & Reforms | Signed by Governor 2/17/16 |

| SENATE CONCURRENT RESOLUTIONS RELATED TO DEVELOPMENTAL DISABILITY ISSUES | | | |
|---|--|---|---|
| Bill Number | First Sponsor | Brief Description | Status |
| SCR1005 Fact Sheet | Senator N. Barto (REP) | Rights of Caregivers; Recognition | Passed Senate 2/11/16 Passed House 3/10/16 Ready for Secretary of State |
| SCR1014 Fact Sheet (Pending) | Senator S. Farley (DEM) | Adverse Childhood Experiences; Prevention | Senate second read: 02/02/16 Referred to Senate Health and Human Services Committee |

| HOUSE BILLS RELATED TO DEVELOPMENTAL DISABILITY ISSUES | | | |
|---|---|--|--|
| Bill Number | First Sponsor | Brief Description | Status |
| HB2009 Fact Sheet | Representative M. A. Cardenas (DEM) | Veteran-Owned Business; Procurement Preference | Passed House 2/18/16 Ready for Senate |
| HB2059 Fact Sheet | Representative K. Townsend (REP) | DCS Information; Governor Access | Signed by Governor 03/24/16 |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|--|--|---|
| HB2065 Fact Sheet | Representative J. Lawrence (REP) | Schools; Vision Screening Program | Passed House 3/2/16 Senate second read 3/8/16 Referred to Senate Health & Human Services, Education, and Appropriations Committee |
| HB2066 Fact Sheet (Pending) | Representative J. Lawrence (REP) | Schools; Daily Physical Activity; Policy | House second read: 1/14/16 Referred to House Education Committee |
| HB2078 Fact Sheet (Pending) | Representative K. Townsend (REP) | Tech Correction; Disabled Parking; Reciprocity | House first read: 5/5/16 Referred to House Rules Committee only |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|--|---|--|
| HB2099 Fact Sheet | Representative J. Allen (REP) | Developmental Disabilities; Terminology; Settings | 2/9/16 Passed House 3/24/16 Passed Senate with amendments House concurred Senate amendments 5/4/16 |
| HB2153 Fact Sheet | Representative S. Borrelli (REP) | VLT Exemption; Military Members; Spouses | Passed House 2/16/16 Passed Senate 4/20/16 House passed Senate amendment 5/5/16 Ready for Governor. |
| HB2169 Fact Sheet (Pending) | Representative V. Leach (REP) | Tech Correction; Child Hearing Programs | House first read 5/5/16 Referred to House Rules Committee only |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|---|--|
| HB2205 Fact Sheet (Pending) | Representative E. Meyer (REP) | School Pupils; Academic Intervention | House second read: 1/26/16 Referred to House Education Committee |
| HB2255 Fact Sheet | Representative B. McGee (REP) | Service Animals; Licensing; Fee Waiver | Signed by Governor 4/5/16 |
| HB2258 Fact Sheet (Pending) | Representative B. McGee (REP) | Mobile Home Landlord Tenant; Amendments | House second read: 1/27/16 Referred to House Government & Higher Education Committee 2/18/16 Held in Committee |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|--|---|
| HB2260 Fact Sheet | Representative B. McGee (REP) | Foster care review board; continuation | Passed House 2/8/16 Passed Senate 3/24/16 House passed Senate amendments with further amendment 4/21/16 Senate passed further amendments 5/4/16 Ready for Governor. |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|------------------------------------|--|
| HB2262 Fact Sheet | Representative B. McGee (REP) | Child Care Assistance | Passed House 3/3/16 Passed Senate 4/11/16 Ready for House action on Senate amendments |
| HB2269 Fact Sheet | Representative J. Allen (REP) | DCS; Child Abuse; Neglect; Reports | Passed House 2/18/16 Senate second read 02/24/16 Referred to Senate Health & Human Services Committee 3/16/16 Do Pass 3/28/16 Majority Caucus Y; Minority Caucus Y |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|--|--|--|
| HB2270 Fact Sheet | Representative J. Allen (REP) | Foster Parent Training | Passed House 2/4/16 Passed Senate 3/30/16 House concurred Senate amendments 5/4/16 |
| HB2286 Fact Sheet (Pending) | Representative J.J. Mendez (DEM) | Supplemental Approp; Foster Care Placement | House second read: 1/26/16 Referred to House Children & Family Affairs and Appropriations Committees |
| HB2306 Fact Sheet | Representative R. Cobb (REP) | Healthcare Providers; Family Members; Coverage | Signed by Governor 4/5/16 |
| HB2309 Fact Sheet | Representative R. Cobb (REP) | Children’s health insurance program | Passed House 3/2/16 Ready for Senate |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|--|---|---|
| HB2352 Fact Sheet | Representative H. Carter (REP) | Teachers; Human Trafficking; Continuing Education | Passed House 2/10/16 Senate second read 2/17/16 Referred to Senate Education Committee 2/25/16 Do Pass 3/23/16 Majority Caucus Y; Minority Caucus Y |
| HB2357 Fact Sheet | Representative H. Carter (REP) | AHCCCS; podiatry services | Passed House 3/1/16 Senate second read 3/7/16 Referred to Senate Health & Human Services and Appropriations Committees 3/9/16 & 3/15/16 Do Pass |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|-------------------------------------|---|
| HB2375 Fact Sheet | Representative E. W. Farnsworth (REP) | Crime victims' rights; Facility dog | Passed House 2/14/16 Senate second read: 2/17/16 Referred to Senate Judiciary Committee. 2/25/16 Do Pass 3/1/16 Majority Caucus Y; Minority Caucus Y 3/8/16 Cow Action Do Pass with Amendments |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|---|--|
| HB2388 Fact Sheet | Representative J. Allen (REP) | Qualified Disability Expenses; Eligible Individuals | Passed House 2/29/16 Passed Senate 5/5/16 Ready for Governor |
| HB2413 Fact Sheet (Pending) | Representative S. Mach (DEM) | Employment Discrimination; Prohibition | House first read 5/5/16 Referred to House Rules Committee only |

| Bill Number | First Sponsor | Brief Description | Status |
|-----------------------------------|--|--|---|
| HB2414 Fact Sheet (Pending) | Representative S. Mach (DEM) | Public Accommodations; Anti-Discrimination | House first read 5/5/16 Referred to House Rules Committee only |
| HB2415 Fact Sheet (Pending) | Representative S. Mach (DEM) | Housing Discrimination; Prohibition | House first read 5/5/16 Referred to House Rules Committee only |
| HB2416 Fact Sheet (Pending) | Representative S. Mach (DEM) | Wage Disclosure; Prohibitions | House second read: 1/27/16 Referred to House Commerce Committee |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|--|--|
| HB2418 Fact Sheet | Representative J. Allen (REP) | Pre-adoption Certification Investigation | Passed House 2/18/16 Senate second read 2/24/16 Referred to Senate Health & Human Services Committee |
| HB2442 Fact Sheet | Representative E. W. Farnsworth (REP) | Behavioral Health; Urgent Need; Children | 3/24/2016 Signed by Governor |
| HB2452 Fact Sheet | Representative J. Weninger (DEM) | Cash Assistance; Eligibility; Children | Passed House 2/18/16 Passed Senate 4/12/16 Ready for House concurrence on Senate amendments |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|--|--|---|
| HB2458 Fact Sheet | Representative K. Brophy McGee (REP) | Child Protection Registry; Prohibited Communications | House second read: 1/27/16 Referred to House Children & Family Affairs Committee 2/8/16 Do Pass 2/23/16 Majority Caucus Y; Minority Caucus Y |
| HB2459 Fact Sheet (Pending) | Representative K. Brophy McGee (REP) | Approp; Attorneys; Child Safety | House second read: 1/26/16 Referred to House Appropriations Committee |
| HB2468 Fact Sheet | Representative P. Boyer (DEM) | Internet Crimes Against Children; Approp | 2/11/16 Signed by Governor |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|---|---|
| HB2482 Fact Sheet | Representative J. Olson (Rep) | Empowerment scholarships; expansion; phase-in | House second read: 1/26/16 Referred to House WM Committee 2/1/16 Do Pass 2/23/16 Majority Caucus Y; Minority Caucus Y 3/1/16 COW Action: Retain on Calendar |
| HB2508 Fact Sheet (Pending) | Representative K. Fann (REP) | JTED Funding Reductions; Repeal | House first read 5/5/16 Referred to House Rules Committee only |

| Bill Number | First Sponsor | Brief Description | Status |
|--|---|-------------------------------------|---|
| <p>HB2522 Fact Sheet</p> | <p>Representative K. Brophy McGee (REP)</p> | <p>DCS; Intake Hotline; Reports</p> | <p>Passed House 2/24/16 Passed Senate 4/12/16 Ready for House action on Senate amendments Senate named Barto, Lesko and Pancrazi to the free Conference Committee (House conferees: Allen, Lovas, McCune Davis). Senate adopted conference report #5201. Awaits House adoption and final vote in both houses.</p> |

| Bill Number | First Sponsor | Brief Description | Status |
|-----------------------------------|---|--------------------------------------|---|
| HB2545 Fact Sheet (Pending) | Representative J.R. Larkin (DEM) | Minimum Wage; Adjustment; Uniformity | House first read 5/5/16 Referred to House Rules Committee only |
| HB2546 Fact Sheet (Pending) | Representative R.C. Andrade (DEM) | Minimum Wage; Fast Food Employees | House first read 5/5/16 Referred to House Rules Committee only |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|---|--|
| HB2559 Fact Sheet | Representative A. Kern (REP) | Eligibility Verification; Public programs | House second read: 2/4/16 Referred to House Children & Family Affairs (CFA) and Appropriations Committees 2/18/16 Withdrawn from CFA Committee 2/25/16 Do Pass 3/1/16 From Rules Committee with technical amendment |
| HB2569 Fact Sheet (Pending) | Representative C. Plumlee (DEM) | Employment and Labor Omnibus | House first read 5/5/16 Referred to House rules committee only |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|--|---|---|
| HB2575 Fact Sheet | Representative R. Cobb (REP) | G&F Penalties; Law Enforcement; Omnibus | Passed House 2/18/16 Senate second read 2/24/16 Referred to Senate Natural Resources, Judiciary, and Government Committees 2/29/16, 3/2/16 & 3/10/16 Do Pass 3/23/16 Majority Caucus Y; Minority Caucus Y 4/5/16 COW Action Do Pass |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|-------------------------------------|---|
| HB2579 Fact Sheet | Representative J.D. Mesnard (DEM) | Non-wage Compensation; Minimum wage | Passed House 3/1/16 Passed Senate 4/11/16 Ready for House action on Senate amendments |
| HB2581 Fact Sheet (Pending) | Representative R. Gabaldón (DEM) | Foster parents; Training | House first read 5/5/16 Referred to House Rules Committee only |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|--|--|---|
| HB2586 Fact Sheet | Representative K. Brophy McGee (REP) | Dependency; Households; Felony Reports | Passed House 3/1/16 Senate second read: 3/15/16 Referred to Senate Public Safety, Military and Technology Committee |
| HB2599 Fact Sheet | Representative L. Olson (Rep) | AHCCCS; provider participation; exclusions | Passed House 3/2/16 Senate second read: 3/8/16 Referred to Senate Federalism, Mandates and Fiscal Responsibility Committee 3/15/16 Do Pass 3/30/16 Majority Caucus Y; Minority Caucus Y 4/5/16 COW Action Do Pass |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|---|---|---|
| HB2624 Fact Sheet (Pending) | Representative E. Meyer (REP) | Appropriations; Education | House first read 5/5/16 Referred to House Rules Committee only |
| HB2630 Fact Sheet (Pending) | Representative R. Rios (DEM) | Appropriations; Community Services & Programs | House first read 5/5/16 Referred to House Rules Committee only |
| HB2642 Fact Sheet | Representative V. Leach (REP) | JTED; Restoration and Reforms | Passed House 2/9/16 Ready for Senate |

| Bill Number | First Sponsor | Brief Description | Status |
|-----------------------------------|--|--|---|
| HB2654 Fact Sheet (Pending) | Representative D. McCune Davis (DEM) | Behavioral Health Services; Dependent Children | House first read 5/5/16 Referred to House Rules Committee only |
| HB2657 Fact Sheet (Pending) | Representative R. Bolding Jr. (DEM) | Disability Removable Windshield Placards | House first read 5/5/16 Referred to House Rules Committee only |

| Bill Number | First Sponsor | Brief Description | Status |
|--------------------------------------|--|--|---|
| HB2667 Fact Sheet | Representative R. Cobb (REP) | Dental care; treatment; volunteer care | Passed House 3/2/16 Senate second read 3/8/16 Referred to Health & Human Services Committee 3/29/16 Majority Caucus Y; Minority Caucus Y 3/31/16 COW Action Do Pass |

HOUSE CONCURRENT RESOLUTIONS RELATED TO DEVELOPMENTAL DISABILITY ISSUES

| Bill Number | First Sponsor | Brief Description | Status |
|------------------------------------|---|---|--|
| HCR2041 Fact Sheet (Pending) | Representative P. Boyer (DEM) | Human Trafficking Awareness Month | 1/28/16 Unanimously adopted by House. 4/27/16 Senate second read 4/27/16 Do Pass with amendments |
| HCR2042 Fact Sheet (Pending) | Representative P. Boyer (DEM) | Adverse Childhood Experiences; Prevention | House second read: 2/8/16 Referred to House Children & Family Affairs Committee |

DETAILED

Information May 6, 2016

Bills Related to Developmental Disability Issues:

SB1004: GARDEN PRODUCE; REGULATORY EXEMPTION

Status: **Passed Senate 2/22/16**

House first read 3/2/16

Referred to House Agriculture, Water and Lands Committee

Summary: The list of food that must be exempt from specified food-related Arizona Department of Health rules is expanded to include: a whole fruit or vegetable grown in a home garden, public school garden, food establishment garden or community garden; a whole fruit or vegetable offered for commercial or non-commercial purposes at a farmers' market; and commercially pre-packaged food that is offered at a public or private school facility. Any rule adopted by a county department relating to food must provide the same exemptions.

SB1008: VLT; FEE EXEMPTIONS; FIRST RESPONDERS

Status: **Signed by Governor 3/14/16**

Summary: One vehicle owned by a surviving spouse or "dependent" (defined) of a deceased "first responder" (defined elsewhere in statute), including a volunteer first responder involved in an emergency or law enforcement response, who was killed in the line of duty or died from injuries suffered in the line of duty on or after April 5, 1933 is exempt from vehicle license tax and registration fees. Previously, the exemption applied to one vehicle owned by a surviving spouse or dependent of a deceased "law enforcement officer, firefighter or emergency responder." Retroactive to January 1, 2016. Emergency clause.

SB1015: SCHOOLS; CLASS SIZE REDUCTION GRANTS

Status: **Senate second read: 1/12/16**

Referred to Senate Education and Appropriations Committees

Summary: The State Board of Education is required to establish a class size reduction and teacher retention program to reduce class sizes to between 15 and 22 students per classroom in grades K-3 in participating school districts. The Board is required to adopt

rules for application and eligibility requirements. Beginning in FY2018-19, \$1 million is appropriated from the general fund each FY to the Department of Education to distribute in the form of grants to school districts participating in the program. The Board is required to submit an annual report on the program to the Governor and the Legislature by September 1. Information that must be included in the report is specified. The program terminates on January 1, 2024.

SB1020: SEX EDUCATION PROGRAMS; REQUIREMENTS

Status: Senate second read: 1/12/16

Referred to Senate Education Committee

Summary: School districts are required to provide sex education in kindergarten and grades 1 through 12 that is "medically accurate" and "age-appropriate" (defined). Requirements for sex education instruction are established. School districts must adopt procedures to allow a school district to provide sex education unless the student's parent provides a written objection.

SB1050: FOOD PRODUCERS; PROHIBITED ORDINANCES

Status: Senate second read: 1/12/16

Referred to Senate Government Committee

Summary: Producers of food products in residential and community gardens cannot be denied or restricted the right to sell and dispose of their products except as already provided in statute for owners, proprietors and tenants of agricultural lands, orchards, farms and gardens. Municipalities are prohibited from denying or restricting a producer of food products on agricultural lands and farms and in gardens, including residential and community gardens, from the right to produce food products, except as provided by state statute.

SB1090: VULNERABLE USERS OF PUBLIC WAYS

Status: Senate second read: 1/14/16

Referred to Senate Government, Judiciary and Transport Committees

Summary: An operator of a motor vehicle is prohibited from knowingly, intentionally or recklessly operating the vehicle within three feet of a "vulnerable user of a public way" (defined as a law enforcement officer, emergency responder or a worker in a state

highway work zone while in the course of official duties or a pedestrian, person riding an animal or a person operating a farm tractor, skateboard, skates, scooter, wheelchair or bicycle in a crosswalk or on a shoulder of the highway). An operator of a motor vehicle is prohibited from knowingly, intentionally or recklessly distracting or attempting to distract a vulnerable user of a public way for the purpose of causing violence or injury, or forcing or attempting to force a vulnerable user of a public way off of a public way, crosswalk or shoulder of the highway except as necessary for public safety. A violation is a class 2 (mid-level) misdemeanor, except that if a violation resulted in serious physical injury to or death of a vulnerable user of a public way, the court is required to impose specified penalties.

SB1092: TECH CORRECTION; DEAF; BLIND SCHOOL

Status: Senate second read: 1/14/16

Referred to Senate Rules Committee

Summary: Minor change in Title 15 (Education) related to the Arizona State School for the Deaf and Blind. Apparent striker bus.

SB1102: GUARDIANS; DUTIES; ACCESS TO WARD

Status: Passed Senate 2/29/16

House first read 3/2/16

**Referred to House Children & Family Affairs Committee
3/15/16 Do Pass with Amendments**

Summary: A guardian is required to make good faith efforts to maintain the ward's historical relationships as evidenced by past patterns and practices and ensure that the ward has reasonable access to family and friends. A guardian is required to notify specified family members of an adult ward if the ward is admitted to a hospital for more than 3 days or if the ward dies.

SB1106: FOOD STAMP BENEFITS; UNLAWFUL USE

Status: 3/14/16 Signed by Governor

Summary: The list of acts constituting unlawful use of food stamps, a class 5 (second lowest) felony, is expanded to include if a person knowingly buys, sells, transfers, acquires or redeems food stamps or "eligible food" (defined) purchased with food stamps in exchange for cash or consideration other than eligible food..

SB1125: SCHOOLS; DESEGREGATION FUNDING; PHASE DOWN

Status: **Senate second read 1/19/16**
Referred to Senate Finance Committee
2/10/16 Do Pass

2/16/16 Majority Caucus Y; Minority Caucus Y

Summary: Beginning in FY2017-18, a school district governing board that budgets for desegregation expenses outside the revenue control limit and that has an existing or previous administrative agreement with the U.S. Department of Education directed toward remediating racial discrimination is required to ensure that the desegregation expenses are annually reduced for 5 consecutive FYs by at least 15 percent of the amount levied in FY2009-10 to provide funding for desegregation expenses, and is prohibited from budgeting for desegregation expenses outside the revenue control limit after FY2021-22. Beginning in FY2017-18, a school district governing board that budgets for desegregation expenses outside the revenue control limit and that was subject to a previous court order of desegregation is required to ensure that the desegregation expenses are annually reduced for 10 consecutive FYs by at least 7 percent of the amount levied in FY2009-10 to provide funding for desegregation expenses, and is prohibited from budgeting for desegregation expenses outside the revenue control limit after FY2026-27. Beginning in the FY following a federal court declaring the school district to be in unitary status, a school district governing board that budgets for desegregation expenses outside the revenue control limit and that was subject to a previous court order of desegregation is required to ensure that the desegregation expenses are annually reduced for 10 consecutive FYs by at least 7 percent of the amount levied in FY2009-10 to provide funding for desegregation expenses, and is prohibited from budgeting for desegregation expenses outside the revenue control limit after 10 FYs following the court declaration.

SB1134: **SCHOOLS; COMPULSORY ATTENDANCE AGE;
INCREASE**

Status: **Senate second read: 1/20/16**
**Referred to Senate Education and Appropriations
Committees**

Summary: School attendance is mandatory for children if they are between 6 and 18 years of age (formerly, between 6 and 16) unless the child has obtained a high school diploma or G.E.D. or has graduated from a home school program.

SB1142: DCS; BACKLOG CASES; PRIVATE CONTRACTORS

Status: **Passed Senate 2/25/16**
House first read 05/05/16
Referred to House rules only

Summary: The Department of Child Safety (DCS) is required to issue one or more requests for proposals for one or more private contractors to administer "backlog cases" (defined), and to enter into one or more contracts for this purpose by July 1, 2016. Required duties of the private contractors in administering backlog cases are specified. If a private contractor has a reasonable belief that a child is in imminent danger, the contractor must return the case to DCS for management. Self-repeals July 1, 2017. Emergency clause.

SB1143 INTERNET CRIMES AGAINST CHILDREN;
APPROPRIATION

Status: **See HB2468 Signed by Governor 2/10/16**

Summary: Appropriates \$1.8 million from the Internet Crimes Against Children Enforcement Fund in FY2015-16 to the Attorney General to continue the operation of the federally recognized internet crimes against children task force program. Emergency clause.

SB1166 SERVICE ANIMALS; CERTIFICATION; REGISTRATION;
IDENTIFICATION

Status: **Passed Senate 2/29/16**
House second read 3/9/16
**Referred to House Government and Higher Education
Committee**
FAILED HOUSE 3/17/16

Summary: Service animals are required to be certified by and registered with a statewide or nationwide service animal registration organization that requires at least one year of initial training and

annual testing to maintain certification and registration with the organization. When in a public place, a service animal is required to wear a vest that displays specified information and a service animal's handler is required to carry a service animal identification card containing specified information. It is a class 2 (mid-level) misdemeanor for a person to falsely or fraudulently claim to be the owner or trainer of a service animal.

SB1167 SERVICE ANIMALS; PROHIBITED OWNERSHIP

Status: **Senate second read: 01/21/16**
Referred to Senate Judiciary and Natural Resources
Committees

Summary: A person who is convicted of any of a list of specified cruelty to animals offenses is prohibited from owning or otherwise having the care or custody of any service animal in the person's household. Violations are a class 1 (highest) misdemeanor. Two years after conviction of a cruelty to animals offense, the person may apply to have their right to possess a service animal restored unless the person was convicted of a subsequent violation. The list of acts constituting cruelty to animals, a class 6 (lowest) felony, is expanded to include if the person recklessly kills or harms a service animal, and if a person intentionally or knowingly interferes with, kills or harms a service animal.

SB1169 MENTAL HEALTH POWER OF ATTORNEY

Status: **Passed Senate 2/11/16**
Passed House 3/30/16
Senate passed House amendments 5/4/16

Summary: Various changes to statutes relating to mental health care power of attorney. The physician that determines that a person lacks the ability to give informed consent may be a specialist in neurology, in addition to psychiatry or psychology. If a patient admitted to or being treated in an outpatient psychiatric facility under the authority of an agent pursuant to a mental health care power of attorney manifests the desire to disqualify an agent or revoke the power of attorney and requests in writing to be discharged from the facility, the facility is required to either discharge the patient within 48 hours, excluding weekends and

legal holidays, or to initiate proceedings for court ordered evaluation or treatment on the following court day. Some exceptions. Except during times when the principal has been found to be incapable, the principal under a mental health care power of attorney may disqualify an agent or revoke all or any portion of the power of attorney.

SB1234 MINIMUM WAGE; NONMONETARY COMPENSATION

Status: **Senate first read: 01/21/16**
Referred to Senate Commerce and Workforce Development Committee

Summary: For the purpose of the minimum wage, the definition of "wage" is expanded to include the reasonable cost, as determined by the Industrial Commission, to the employer of furnishing an employee with board, lodging or other facilities unless this cost is excluded from a wage under a collective bargaining agreement that is applicable to the employee. Factors the Commission may consider when determining the fair value of board, lodging or other facilities are specified. Due to voter protection, this legislation requires the affirmative vote of at least 3/4 of the members of each house of the Legislature for passage.

SB1249 COMMON SCHOOL DISTRICTS; UNIFICATION;
BUDGET;

Status: **Passed Senate 2/25/16**
Passed House 3/30/16
Senate concurred House amendments 5/4/16

Summary: Session law allowing a common school district that was authorized by the voters to establish a unified school district in an election held before this legislation to continue calculating its budget and equalization assistance pursuant to common school district statute until a high school is approved by the School Facilities Board and constructed for the newly formed unified school district is established in permanent statute and the termination date of June 30, 2016 for that authorization is eliminated. Emergency clause.

SB1262 LURING MINORS; SEXUAL EXPLOITATION; SENTENCE

Status: **Senate second read: 1/27/16**
Referred to Senate Judiciary Committee

Summary: Establishes minimum, presumptive and maximum terms of imprisonment for a person convicted of luring a minor for sexual exploitation if the person believed the other person was under 15 years of age, whether or not the other person is a minor, and for a person convicted of luring a minor for sexual exploitation if the person has been previously convicted of one predicate felony.

SB1279 EMPOWERMENT SCHOLARSHIPS; EXPANSION;
PHASE-IN

Status: **Passed Senate 2/2/16**
House second read 3/3/16
Referred to House Education Committee
Withdrawn from Education Committee; Additionally
referred to Appropriations Committee
3/23/16 Do Pass with Amendments
3/29/16 Majority Caucus Y; Minority Caucus Y

Summary: Beginning in the 2016-17 school year, any child who attends a public school in kindergarten through 5th grade is eligible for an Arizona empowerment scholarship account. Beginning in the 2017-18 school year, any child who attends a public school in kindergarten through 8th grade is eligible for an Arizona empowerment scholarship account. Beginning in the 2018-19 school year, any child who attends a public school in kindergarten through 12th grade is eligible for an Arizona empowerment scholarship account.

SB1280 EMPOWERMENT SCHOLARSHIP; ELIGIBILITY;
ADMINISTRATION
PHASE-IN

Status: **Passed Senate 2/29/16**
House first read 3/2/16
Referred to House Education Committee
3/10/16 Do Pass
3/17/16 Majority Caucus Y; Minority Caucus Y
3/17/16 COW Action: Do Pass with Amendments

Summary: Various changes related to Arizona empowerment scholarship accounts (ESA). Establishes required hours of logged instruction for ESA recipients enrolled in Arizona online instruction. Expands the list of authorized uses of ESA monies to include uniforms purchased from or through a qualified school. The Department of Education is required to accept applications for an ESA between July 1 and June 30 of each year, and is required to enrol and issue an award letter to eligible applicants within 45 days after receipt of a completed application.

SB1284 PUBLIC ACCOMMODATION; SERVICES; CIVIL ACTIONS

Status: **Senate second read: 01/27/16**
Referred to Senate Government Committee
2/3/16 Do Pass
2/16/16 Majority Caucus Y; Minority Caucus Y

Summary: Before filing a civil action for discrimination by public accommodations or commercial facilities, a person or the person's attorney is required to provide written notice to the covered person or entity that includes sufficient detail to allow the covered person or entity to identify the prohibited act or practice or to comply with the law. If the covered person or entity does not cure the prohibited act or practice or comply with the law within 60 days after receiving the notice, the person may file the civil action. When filing a civil action a person is required to file an affidavit with specified information, including that the person is not receiving anything of value from an attorney in exchange for filing the civil action. A person or the person's attorney is prohibited from demanding a specific amount of money from the covered person or entity before a civil action is commenced. Effective January 1, 2017.

SB1296 GUARDIANSHIP; PROCEEDINGS; WARD'S RELATIONSHIPS

Status: **Passed Senate 2/29/16**
Passed House 3/30/16
Senate passed House amendment 5/4/16
Ready for Governor

Summary: A guardian is required to encourage and allow contact between the ward and other persons who have a significant relationship with the ward. A guardian is authorized to limit, restrict or prohibit contact if the guardian reasonably believes that the contact will be detrimental to the ward's health, safety or welfare. A person who has a significant relationship to the ward or the ward may petition the court for an order compelling the guardian to allow the person to have contact with the ward. Factors the court must consider when determining what contact is in the ward's best interest are specified. Unless otherwise ordered by the court, if the ward dies or is admitted to a hospital, the guardian is required to notify all family members within 24 hours of learning of the ward's death or hospitalization. Effective January 1, 2017.

SB1305 AHCCCS; COVERED SERVICES

Status: **Passed Senate 2/18/16**
House first read 3/2/16
Referred to House Appropriations Committee
3/16/16 Do Pass

Summary: The list of medically necessary health and medical services covered by AHCCCS is expanded to include occupational therapy, and to eliminate the exclusion from coverage of orthotics for eligible persons who are at least 21 years of age.

SB1329 APPROP; K-3 READING INTERVENTION

Status: **Senate first read: 01/27/16**
Referred to Senate Education and Appropriations
Committees

Summary: Appropriates \$40 million from the general fund in FY2016-17 to the Department of Education for distribution to school districts and charter schools for K-3 reading intervention.

SB1343 CASH ASSISTANCE; TIME LIMIT; INCREASE

Status: **Senate first read: 01/27/16**
Referred to Senate Health & Human Services and
Appropriations Committees

Summary: Effective July 1, 2016, a needy family is ineligible for Temporary Assistance for Needy Families cash assistance, except in case of hardship, if the needy family includes a head of household or spouse who has received cash assistance for himself or on behalf of a dependent child for a total of 60 months, increased from 12 months. Retroactive to July 1, 2016.

SB1385 CHILDREN'S HEALTH INSURANCE PROGRAM

Status: **Senate second read: 02/02/16**

Referred to Senate Health & Human Services and Appropriations Committees

Summary: Eliminates the enrollment cap for the Children's Health Insurance Program (KidsCare). Repeals statute terminating KidsCare if the federal government eliminates or significantly reduces federal funding. The AHCCCS Administration is required to submit to the Centers for Medicare and Medicaid Services (CMMS) a state plan amendment to resume enrollment in the program. Conditionally enacted on CMMS approving the plan amendment to resume enrollment by July 1, 2017.

SB1387 FOSTER CARE REVIEW BOARDS; MEMBERSHIP

Status: **Senate second read: 02/02/16**

Referred to Senate Health & Human Services Committee

Summary: The presiding judge of the juvenile court is no longer prohibited from appointing a person employed by any child welfare agency to a local foster care review board.

SB1389 STUDENT, TEACHER DATA COLLECTION;
PROHIBITIONS

Status: **Senate first read: 02/02/16**

**Referred to Senate Education Committee
2/18/16 & 2/23/16 Do Pass**

Summary: The parent is the final authority in all matters of the parent's student's education, and written consent of the parent or guardian is required before any data collection. A state or national student assessment cannot be adopted or administered in Arizona that collects specified data. The State Board of Education, the Department of Education and any other state

entity is prohibited from spending any monies on a statewide longitudinal data system designed to track students beyond grade 12 or compile personal, nonacademic information beyond what is necessary for specified functions. The Dept and any political subdivision is prohibited from sharing any personally identifiable information of students and teachers with the U.S. Department of Education unless a list of specified conditions occurs.

SB1404 CHILD NEGLECT CASES; ASSESSMENT

Status: Senate second read: 02/02/16

Referred to Senate Health and Human Services Committee

Summary: By February 1 in 2017, 2018 and 2019, the Department of Child Safety (DCS) is required to conduct a study and issue an assessment based on available systems data and a case review of child neglect to the Governor and the Legislature. DCS is required to enter into an intergovernmental agreement with a university under the jurisdiction of the Arizona Board of Regents for the study and assessment. Information that must be included in the study and assessment is specified. Self-repeals February 2, 2019.

SB1408 SCHOOLS; BULLYING POLICY; DEFINITION

Status: Senate second read: 02/02/16

Referred to Senate Education and Government Committees

Summary: Defines "bullying" as any written, verbal or physical act or any electronic communication that is intended to harm a student. Charter schools are required to prescribe and enforce policies and procedures to prohibit students from harassing, intimidating and bullying other students. The policies and procedures must include specified elements. Also modifies the required elements of school district anti-bullying policies.

SB1411 INDUSTRIES FOR BLIND; REPEAL; SUCCESSOR

Status: Passed Senate 2/25/16

House first read: 3/3/16

**Referred to House Commerce Committee
3/16/16 Do Pass**

3/24/16 Majority Caucus Y; Minority Caucus Y
3/24/16 COW Action: Do Pass

Summary: Effective July 1, 2017, repeals statutes establishing and regulating the Arizona Industries for the Blind. By July 1, 2017, the Arizona Industries for the Blind is required to perform all acts necessary to establish a successor nonprofit corporation for the purpose of establishing, sustaining and improving employment opportunities for people who are blind or visually impaired. Requirements for the nonprofit corporation are specified. Effective July 1, 2017, the Department of Economic Security is required to convey to the nonprofit corporation all the assets and liabilities of the Arizona Industries for the Blind, except that the Dept. retains ownership of the real property located at 3013 West Lincoln Street in Phoenix and must lease the facilities to the nonprofit corporation. All unexpended and unencumbered monies remaining in the Industries for the Blind Fund repealed by this legislation are transferred to the nonprofit corporation on the effective date.

SB1424 HOME-BASED BUSINESSES; LICENSING
MORATORIUM; UNEMPLOYMENT

Status: **Senate second read: 02/02/16**
Referred to Senate Commerce & Workforce Development
Committee
2/15/16 Do Pass with Amendments
2/23/16 Majority Caucus Y; Minority Caucus Y

Summary: If the statewide seasonally adjusted unemployment rate reaches at least 10 percent, an agency, department, board or commission of the state or a political subdivision is prohibited from requiring a "home-based business" to have a valid "license" (both defined). Once the statewide unemployment rate reaches less than 6 percent, an agency may resume requiring a home-based business to have a valid license as prescribed by law.

SB1439 PRISONERS; MENTAL HEALTH; TRANSITION
PROGRAM

Status: **Passed Senate 2/25/16**
House first read: 3/1/16
Referred to House Military Affairs and Public Safety

Committee

3/10/16 Do Pass

3/17/16 Majority Caucus Y; Minority Caucus Y

3/17/16 COW Action: Do Pass with Amendments

Summary: The Department of Corrections is required to establish a mental health transition pilot program for offenders who are released on community supervision and who the Dept. determines would benefit from mental health care. Activities that must be included in the pilot program are specified. The Dept. is required to order at least a specified number of prisoners to participate in the program each year as follows: 600 eligible prisoners in FY2016-17, 800 eligible prisoners in FY2017-18, and 1000 prisoners in FY2018-19 and after. The pilot program terminates on July 1, 2026.

SB1457 NOW; ELIGIBILITY; EMPOWERMENT SCHOLARSHIPS;
HEALTH INSURANCE
~~EMPOWERMENT SCHOLARSHIPS; PERSONS WITH
DISABILITIES~~

Status: **Passed Senate 3/3/16**
Passed House 5/5/16

Summary: Beginning January 1, 2017, the list of authorized expenses for monies in an empowerment scholarship account (ESA) for a qualified student with a disability is expanded to include costs associated with an "annual education plan" (defined) conducted by an independent evaluation team, if the student is in the final year of an ESA contract. The Department of Education is required to prescribe minimum qualifications for independent evaluation teams and factors that teams must use to determine whether the qualified student will be eligible to continue to receive ESA monies through the school year in which the student reaches 22 years of age. Establishes the Annual Education Plan Development Council in the Dept. to develop eligibility criteria for a student with a disability to receive ESA monies beyond 18 years of age. The Council is required to report its findings and recommendations to the Superintendent of Public Instruction by December 31, 2016, and self-repeals January 1, 2017.

SB1465 APPROP; EDUCATION

Status: Senate second read: 02/02/16

**Referred to Senate Education and Appropriations
Committees**

Summary: Appropriates \$121,747,400 from the general fund in FY2016-17 to the Department of Education as follows: \$40 million for district additional assistance, \$31,747,400 for JTED funding, \$35 million for starting teacher retention bonuses, and \$15 million for teacher mentoring. Appropriates \$57 million from the general fund in FY2016-17 to the Arizona Board of Regents for performance funding to the three state universities, and \$8 million from the general fund in FY2016-17 to ABOR for distribution to the University of Arizona for the Oro Valley veterinary medicine program. Appropriates \$20 million from the general fund in FY2016-17 to the Financial Aid Trust Fund. Appropriates \$12 million from the general fund in FY2016-17 to AHCCCS for graduate medical education.

SB1507 ALTCS; DENTAL SERVICES

Status: Passed Senate 3/3/16

House second read: 3/9/16

**Referred to House Health and Appropriations Committees
3/16/16 Do Pass**

Summary: The list of services that are required to be provided by the Arizona Long-Term Care System program contractors to ALTCS members is expanded to include dental services in an annual amount of not more than \$1,000 per member.

SB1509 AHCCCS; DENTAL SERVICES; INFORMED CONSENT

Status: Senate second read: 02/02/16

**Referred to Senate Health & Human Services and
Government Committees**

Summary: An AHCCCS contractor performing mobile dentistry services is required to obtain from the parent or guardian of the patient appropriate informed consent that authorizes specific treatment before it is performed. At the conclusion of each patient's visit, the contractor is required to provide the parent or guardian of the patient with an information sheet that contains specified information.

SB1525 JTED RESTORATION AND REFORMS

Status: Signed by Governor 2/17/16

Summary: Retroactive to July 1, 2016, eliminates the reduction in base support level funding that a school district, charter school or JTED receives for students enrolled in both a school district or charter school and a joint technical education district (JTED) satellite campus program to 92.5 percent of the base support level funding that the school district, charter school or JTED would otherwise receive. The reduction would have become effective in FY2016-17. Students who have graduated from high school or received a general equivalency diploma, and students who are enrolled in any internship course as part of a JTED program are prohibited from being included in the student count of a JTED for funding purposes. The requirements for JTED courses are expanded to include that the course requires a majority of instructional time to be conducted in a laboratory environment, field-based environment, or work-based learning environment, has demonstrated a need for extra funding in order to provide the course, requires specialized equipment in order to provide instruction to students that exceeds the cost of a standard educational course, and is not a course or any variation of a course that is required to graduate from high school. The requirements for JTED programs are expanded to include that the program fills a high-need vocational or industry need as determined by the Career and Technical Division of the Department of Education, does not require a student to obtain a baccalaureate degree or more than two semesters of postsecondary education in order to work in the vocation or industry, leads to certification or licensure in the vocation or industry or otherwise qualifies the student for employment, requires instruction and materials that are substantially different from and exceed the scope of standard instruction, an industry or vocation has agreed to provide financial or technical support to the JTED for the program, and the JTED has demonstrated a need for extra funding in order to provide the program. Beginning July 1, 2016, the required contract terms for any agreement between a JTED governing board and another JTED, a school district, charter school or community college district are expanded. The Department of Education is required to include each JTED in the Dept's annual achievement profiles,

using specified performance standards. The Dept is required to submit a JTED annual report to the Governor and the Legislature containing a list of specified information. Establishes a 13-member Career and Technical Education Task Force to study and analyze specified issues relating to JTEDs and career and technical education, requires the Task Force to submit an annual report of its findings and recommendations to the Governor and the Legislature by December 15, and self-repeals the Task Force on January 1, 2019. Requires the Auditor General to conduct a special audit of JTEDs that includes a list of specified information. Emergency clause.

SCR1005: RIGHTS OF CAREGIVERS; RECOGNITION

Status: **Passed Senate 2/11/16**
Passed House 3/10/16

Summary: The members of the Legislature recognize a list of specified rights that family members, caregivers and guardians of individuals with serious mental illness have.

SCR1014: ADVERSE CHILDHOOD EXPERIENCES; PREVENTION

Status: **Senate second read: 02/02/16**
Referred to Senate Health & Human Services Committee

Summary: The members of the Legislature declare that all children deserve to be safe and treated equally with respect, embrace the effectiveness of primary prevention strategies to prevent adverse childhood experiences, support youth-led efforts to prevent adverse childhood experiences, and are committed to investing in youth by creating and supporting legislation to develop and implement strategies to prevent adverse childhood experiences.

HB2009: VETERAN-OWNED BUSINESSES; PROCUREMENT PREFERENCE

Status: **Passed House 2/18/16**

Summary: The Department of Administration is required to establish a “veteran-owned business” (defined) participation goal of awarding state contracts to veteran-owned businesses. The participation goal is at least 1.5 percent for the year beginning on January 1, 2017 and increases to 3 percent or more for every year after. Effective January 1, 2017.

HB2059: DCS INFORMATION; GOVERNOR ACCESS

Status: **Signed by Governor 3/24/16**

Summary: The list of persons that the Department of Child Safety must provide access to DCS information to, if the information is reasonably necessary to the person to perform official duties, is expanded to include the Governor.

HB2065: SCHOOLS; VISION SCREENING PROGRAM

Status: **Passed House 3/2/16**
Senate second read 3/8/16
Referred to House Health & Human Services, Education & Appropriations Committee

Summary: The Department of Health Services program of hearing evaluation services, which are administered to all children as early as possible and not later than the first year of attendance in any public or private education program an annually thereafter until the child is 16 years of age or is no longer enrolled in a public or private education program, is expanded to include "vision screening evaluation services" (defined).

HB2066: SCHOOLS; DAILY PHYSICAL ACTIVITY; POLICY

Status: **House second read: 1/14/16**
Referred to House Education Committee

Summary: School boards and charter school governing bodies that provide instruction students in kindergarten and grades one through five are required to conduct a public meeting to consider adopting a policy to require students in kindergarten and grades one through five to engage in daily organized physical activity. The

school district or charter school is required to notify each parent of an enrolled child of the public meeting and allow parents to comment on the proposed policy at that meeting. If a daily physical activity policy is adopted, specified requirements must be included in the policy.

HB2078: TECH CORRECTION; DISABLED PARKING;
RECIPROCITY

Status: **House first read 5/5/16**
Referred to House rules committee only

Summary: Minor change in Title 28 (Transportation) related to parking for persons with physical disabilities. Apparent striker bus.

HB2099: DEVELOPMENTAL DISABILITIES; TERMINOLOGY;
SETTINGS

Status: **Passed House 2/9/16**
Passed Senate 3/24/16
House concurred in Senate amendments 5/5/16

Summary: A residential family homes that is responsible for the supervision and care of a child or children with a developmental disability is renamed a "child development home" instead of a "child development foster home" and the responsible party or licenses is referred to as the "developmental home provider" instead of the foster parent. Statutes establishing regulations for "secure facilities" and related references are deleted.

HB2153: VLT EXEMPTION; MILITARY MEMBERS; SPOUSES

Status: **Passed House 2/16/16**
Passed Senate 4/20/16
Amendments passed House 5/5/16

Summary: Beginning January 1, 2017, a surviving spouse or "dependent" (defined) of a deceased member of the U.S. military who was killed in the line of duty or who died from injuries suffered in the line of duty is exempt from vehicle license taxes and registration fees.

HB2169: TECH CORRECTION; CHILD HEARING PROGRAMS

Status: House first read 5/5/16
Referred to House rules committee only

Summary: Minor change in Title 36 (Public Health) related to child hearing evaluation services. Apparent striker bus.

HB2205: SCHOOL PUPILS; ACADEMIC INTERVENTION

Status: House second read: 1/26/16
Referred to House Education Committee

Summary: Beginning in the 2018-19 school year, if sufficient monies are available, school district governing boards are required to maintain a confidential list of students with a grade point average of 2.0 or lower on a 4.0 scale, or the equivalent. The school district is required to provide academic interventions, as determined by the board, to the students on the list until their GPA exceeds 2.0.

HB2255: SERVICE ANIMALS; LICENSING; FEE WAIVER

Status: Signed by Governor 4/5/16

Summary: Municipalities and counties are prohibited from charging a person that trains a service animal a license fee for that dog.

HB2258: MOBILE HOME LANDLORD TENANT; AMENDMENTS

Status: House second read: 1/27/16
Referred to House Government and Higher Education
Committee
2/18/16 Held in Committee

Summary: Various changes to the Mobile Home Parks Residential Landlord and Tenant Act. For utilities that are billed through one or more master meters, a municipality, county or other political subdivision cannot assess or collect a tax on the landlord's utility charges to the tenant if the landlord pays all applicable taxes at the time the landlord purchases the utility through the master meter. A tenant who has a person with a disability as an approved member of the tenant's household is permitted to request that the landlord provide a reasonable accommodation to pet or other restrictions to allow an "assistive animal" (defined), and a landlord is required to grant a tenant's

reasonable accommodation request unless it would cause the landlord an undue burden. If a tenant who was sole owner of the mobile home dies during the term of the rental agreement, the tenant's heirs or other legal representative has the right to become a tenant if qualified and approved, and has the right to sell the mobile home in compliance with the rental agreement. After a writ of restitution or writ of execution is executed, the landlord is required to allow the tenant to have access to the tenant's mobile home to recover personal possessions during reasonable business hours for 21 days after the writ is executed.

HB2260: FOSTER CARE REVIEW BOARD; CONTINUATION

Status: **Passed House 2/8/16**
Passed Senate 3/24/16
House passed Senate amendments with further amendment 4/21/16
Senate passed further amendments 5/4/16

Summary: The statutory life of the State Foster Care Review Board is extended eight years to July 1, 2024. Retroactive to July 1, 2016.

HB2262: CHILD CARE ASSISTANCE

Status: **Passed House 3/3/16**
Passed Senate 4/13/16
Ready for House action on Senate amendments

Summary: Child care assistance must cease after a time period specified in rule by the Department of Economic Security once the family income exceeds 165 percent of the federal poverty level but remains below 85 percent of the state median income. If the family income exceeds 85 percent of the state median income, child care assistance must cease on notification by the Dept. The list of reasons the Dept. may pay different levels of child care assistance rates is expanded to include the level of a state-approved quality indicator.

HB2269: DCS; CHILD ABUSE; NEGLECT; REPORTS

Status: **Passed House 2/18/16**
Senate second read 2/24/16

**Referred to Senate Health & Human Services Committee
3/16/16 Do Pass
3/28/16 Majority Caucus Y; Minority Caucus Y**

Summary: All reports of child abuse and neglect and related records maintained in the Department of Child Safety case management information system may be used by the Dept. to license foster homes, to certify adoptive homes or to use in the Dept.'s employment decisions.

HB2270: FOSTER PARENT TRAINING

Status: **Passed House 2/4/16
Passed Senate 3/30/16
House concurred Senate amendments 5/4/16**

Summary: In order to renew a foster home license, the foster parent or parents must complete 12 hours of approved ongoing foster parent training during the two-year period of licensure, instead of being required to complete six hours per year.

HB2286: SUPPLEMENTAL APPROP; FOSTER CARE PLACEMENT

Status: **House second read: 1/26/16
Referred to House Children & Family Affairs and
Appropriations Committees**

Summary: Makes a supplemental appropriation of \$3.2 million from the general fund in FY2015-16 to the Department of Child Safety to increase foster care placement rates.

HB2306: HEALTHCARE PROVIDERS; FAMILY MEMBERS;
COVERAGE

Status: **Signed by Governor 4/5/16**

Summary: All health and disability insurance contracts and policies issued, delivered or renewed in Arizona are required to provide coverage for health care services provided by a health care provider to a subscriber regardless of the familial relationship of the provider to the subscriber if that service would be covered were it provided not a subscriber who was not related to the provider.

HB2309: CHILDREN'S HEALTH INSURANCE PROGRAM

Status: **Passed House 3/2/16**

Summary: Eliminates the enrollment cap for the Children's Health Insurance Program (KidsCare). Repeals statute terminating KidsCare if the federal government eliminates or significantly reduces federal funding. The AHCCCS Administration is required to submit to the Centers for Medicare and Medicaid Services (CMMS) a state plan amendment to resume enrollment in the program. Conditionally enacted on CMMS approving the plan amendment to resume enrollment by July 1, 2017.

HB2352: TEACHERS; HUMAN TRAFFICKING; CONTINUING EDUCATION

Status: **Passed House 2/10/16**

Senate Second read 2/17/16

Referred to Senate Education Committee

2/25/16 Do Pass

3/23/16 Majority Caucus Y; Minority Caucus Y

Summary: The State Board of Education is required to adopt rules to allow certificated teachers and administrators to count human trafficking awareness and prevention training programs as continuing education credits.

HB2357: AHCCCS; PODIATRY SERVICES

Status: **Passed House 3/1/16**

Referred to Senate Health & Human Services and Appropriations Committees

3/9/16 & 3/15/16 Do Pass

Summary: Podiatry services must be performed by a licensed podiatrist in order to be covered by AHCCCS. Podiatry services performed by a podiatrist are no longer excluded from AHCCCS coverage for persons who are at least 21 years of age.

HB2375: CRIME VICTIMS' RIGHTS; FACILITY DOG

Status: **Passed House 2/14/16**

Referred to Senate Judiciary Committee

2/25/16 Do Pass

3/1/16 Majority Caucus Y; Minority Caucus Y

3/8/16 COW Action: Do Pass with Amendments

Summary: The court is required to allow a victim who is under 18 years of age the opportunity to have a "facility dog" (defined) accompany the victim while testifying in court, and is authorized to allow a victim who is 18 years of age or more or a witness to use a facility dog. A party seeking the use of a facility dog is required to file a notice with the court that includes specified information. AS PASSED HOUSE.

HB2388: QUALIFIED DISABILITY EXPENSES; ELIGIBLE INDIVIDUALS

Status: **Passed House 2/29/16**
Passed Senate 5/5/16

Summary: Establishes a new chapter in Title 46 (Welfare) requiring the Department of Economic Security to develop and implement the Qualified Achieving a Better Life Experience (ABLE) Act Program through the adoption of rules, guidelines and procedures in consultation with the newly established 7-member ABLE Act Oversight Committee. Powers and duties of the Dept. and the Committee for the ABLE Program are specified. The Dept. is required to use one or more financial institutions to act as depositories of the ABLE Program Fund, and factors the Dept. must use when selecting the institution(s) are specified. The process for opening and managing an ABLE Program account for an eligible individual who is a minor or incapacitated adult is established. Outlines ABLE Program requirements. The ABLE Program terminates on July 1, 2026. The list of subtractions from Arizona gross income is expanded to include "qualified disability expenses" (defined) distributed from an ABLE Program that are included in federal adjusted gross income. Appropriates \$240,000 from the general fund in FY2016-17 to the Dept to implement and administer the ABLE Program.

HB2413: EMPLOYMENT DISCRIMINATION; PROHIBITION

Status: **House first read 5/5/16**
Referred to House rules committee only

Summary: The list of attributes for which a person cannot be discriminated against in employment practices is expanded to include gender, gender identity or expression or sexual orientation. A religious organization is allowed to take certain employment actions on the basis of gender, gender identity or expression or sexual orientation if the employee's position is directly related to the religious functions of the organization or directly involved in providing education to students of an educational institution substantially controlled or supported by the religious organization.

HB2414: PUBLIC ACCOMMODATIONS; ANTIDISCRIMINATION

Status: **House first read 5/5/16**
Referred to House rules committee only

Summary: The list of attributes for which a person cannot be discriminated against in places of public accommodation is expanded to include "gender identity" and "sexual orientation" (both defined).

HB2415: HOUSING DISCRIMINATION; PROHIBITION

Status: **House first read 5/5/16**
Referred to House rules committee only

Summary: The list of attributes for which a person cannot be discriminated against in various housing related statutes is expanded to include gender, gender identity or expression and sexual orientation.

HB2416: WAGE DISCLOSURE; PROHIBITIONS

Status: **House second read: 1/27/16**
Referred to House Commerce Committee

Summary: Employers are prohibited from discharging, formally disciplining or otherwise discriminating against an employee because the employee discloses his/her wages, salary or paid benefits, and from requiring an employee to sign a waiver or other document that prohibits such disclosure.

HB2418: PRE-ADOPTION CERTIFICATION INVESTIGATION

Status: **Passed House 2/18/16**
Senate second read 2/24/16
Referred to Senate Health & Human Services Committee

Summary: A pre-adoption certification investigation may be performed by a child welfare agency licensed by the Department of Child Safety (DCS) and contracted by DCS to do an investigation and home study for foster home licensing and pre-adoption certification.

HB2442: BEHAVIORAL HEALTH; URGENT NEED; CHILDREN

Status: **Signed by Governor 3/24/16**

Summary: If a foster parent or adoptive parent of an eligible child identifies an urgent need for the child to receive behavioral health services, the parent is permitted to directly contact a regional behavioral health authority (RBHA) for a screening and evaluation of the child. If after the screening and evaluation it is determined that the child needs services, the RBHA is required to provide an initial appointment for the child within 21 days. If the appointment is not provided, the parent may petition the AHCCCS Administration to authorize the child to receive services by a provider who is not contracted with the RBHA.

HB2452: CASH ASSISTANCE; ELIGIBILITY; CHILDREN

Status: **Passed House 2/18/16**
Passed Senate 4/12/16
Ready for House action on Senate amendments

Summary: The Department of Economic Security is required to allow cash assistance for an otherwise eligible dependent child during the period in which the child is in the legal custody of the Department of Child Safety and is placed in unlicensed kinship foster care with a nonparent relative.

HB2458: CHILD PROTECTION REGISTRY; PROHIBITED
COMMUNICATIONS

Status: **House second read: 1/27/16**
Referred to House Children & Family Affairs Committee

2/8/16 Do Pass

2/23/16 Majority Caucus Y; Minority Caucus Y

Summary: The Secretary of State is required to establish and maintain a child protection registry to compile and secure a list of "contact points" (defined as an electronic identification to which a communication may be sent). A person may register a contact point with the Secretary of State if it belongs to a minor, a minor has access to it, or it is used in a household in which a minor is present. A person is prohibited from sending, causing to be sent or conspiring with a third party to send communication to a contact point that has been registered for more than 30 calendar days if the communication has the primary purpose of advertising or promoting a product or service that a minor is prohibited by law from purchasing or if it contains or has the primary purpose of advertising or promoting material that is harmful to minors (as defined in the criminal code). Violations are a class 2 (mid-level) misdemeanor, except that a second or subsequent violation with respect to a contact point is a class 1 (highest) misdemeanor. It is a class 2 (second-highest) felony to use information obtained from the Secretary of State to send prohibited communications or to improperly obtain or attempt to obtain contact points from the registry.

HB2459: APPROP; ATTORNEYS; CHILD SAFETY

Status: House second read: 1/26/16

Referred to House Appropriations Committee

Summary: Makes a supplemental appropriation of \$1 million and 22 FTE positions from the general fund in FY2015-16 to the Department of Child Safety (DCS) for additional protective services section attorneys and support staff. Appropriates \$8,028,000 and 85 FTE positions from the general fund in FY2016-17 to DCS for protective services section attorneys and support staff. Appropriates \$1 million from the general fund in FY2016-17 to DCS to increase protective services section attorneys salaries and employee-related expenses for the purpose of retaining protective services section attorneys.

HB2468: INTERNET CRIMES AGAINST CHILDREN; APPROP

Status: Signed by Governor 2/10/16

Summary: Appropriates \$1.8 million from the Internet Crimes Against Children Enforcement Fund in FY2015-16 to the Attorney General to continue the operation of the federally recognized internet crimes against children task force program. Emergency clause.

HB2482: EMPOWERMENT SCHOLARSHIPS; EXPANSION; PHASE-IN

Status: House second read: 1/26/16
2/1/16 Do Pass
2/23/16 Majority Caucus Y; Minority Caucus Y
COW Action 3/1/16 Retained on calendar

Summary: Appropriates \$1.8 million from the Internet Crimes Against Children Enforcement Fund in FY2015-16 to the Attorney General to continue the operation of the federally recognized internet crimes against children task force program. Emergency clause.

HB2508: JTED FUNDING REDUCTIONS; REPEAL

Status: House first read 5/5/16
Referred to House rules committee only

Summary: Eliminates the reduction in base support level funding that a school district, charter school or JTED receives for students enrolled in both a school district or charter school and a joint technical education district (JTED) satellite campus program to 92.5 percent of the base support level funding that the school district, charter school or JTED would otherwise receive. The reduction would have become effective in FY2016-17. Emergency clause.

HB2522: DCS; INTAKE HOTLINE; REPORTS

Status: Passed House 2/24/16
Passed Senate 4/12/16
4/20/16 Senate named Barto, Lesko and Pancrazi to the free Conference Committee (House conferees: Allen, Lovas, McCune Davis).

Senate adopted conference report #5201. Awaits House adoption and final vote in both houses.

Summary: Except for criminal conduct allegations, the Department of Child Safety (DCS) is no longer required to prepare a "DCS report" (defined) if the suspected conduct occurred more than one year before the communication to the hotline, the suspected child victim was at least 12 years of age when the alleged abuse occurred, and there is no information or indication that the child victim is currently being abused or neglected.

HB2545: MINIMUM WAGE; ADJUSTMENT; UNIFORMITY

Status: **House first read 5/5/16**
Referred to House rules committee only

Summary: Beginning January 1, 2017 and each fourth year after, the minimum wage must be adjusted to the minimum hourly rate necessary for a person who works for minimum wage for 40 hours per week, 52 weeks per year to earn an annual income in an amount that is at least 15 percent more than the federal poverty guideline for a family of 4 with 2 children who are under 18 years of age. Counties and municipalities are prohibited from providing for a minimum wage higher than that prescribed by statute, instead of a minimum wage lower than that prescribed by statute. Repeals statute prohibiting political subdivisions from establishing or otherwise requiring a minimum wage that exceeds the federal minimum wage. Due to voter protection, this legislation requires the affirmative vote of at least 3/4 of the members of each house of the Legislature for passage.

HB2546: MINIMUM WAGE FAST FOOD EMPLOYEES

Status: **House first read 5/5/16**
Referred to House rules committee only

Summary: Beginning January 1, 2017 and each fourth year after, the minimum wage must be adjusted to the minimum hourly rate necessary for a person who works for minimum wage for 40 hours per week, 52 weeks per year to earn an annual income in an amount that is at least 15 percent more than the federal poverty guideline for a family of 4 with 2 children who are

under 18 years of age. Counties and municipalities are prohibited from providing for a minimum wage higher than that prescribed by statute, instead of a minimum wage lower than that prescribed by statute. Repeals statute prohibiting political subdivisions from establishing or otherwise requiring a minimum wage that exceeds the federal minimum wage. Due to voter protection, this legislation requires the affirmative vote of at least 3/4 of the members of each house of the Legislature for passage.

HB2559: ELIGIBILITY VERIFICATION; PUBLIC PROGRAMS

Status: **House second read: 2/4/16**
Referred to House Children & Family Affairs and Appropriations Committee
2/18/16 Withdrawn from CFA Committee
2/25/16 Do Pass
3/1/16 From Rules Committee with technical amendments

Summary: The Department of Economic Security is required to establish through a third-party contract 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 the Supplemental Nutrition Assistance Program and TANF cash assistance. The Dept is required to contract with a third-party vendor or vendors to develop a system or systems to verify applicant income, asset and identity information to prevent fraud, misrepresentation and inadequate documentation when determining an applicant's eligibility for assistance before the distribution of benefits, periodically between eligibility redeterminations and during eligibility redeterminations and reviews. Specific requirements for various aspects of the system are established. By July 1, 2017 and each year thereafter, the Dept is required to report to the Governor and the Legislature detailing the effectiveness and general findings of the system, and the report must include specified information, including the savings that have resulted from the system. Effective January 1, 2018.

HB2569: EMPLOYMENT AND LABOR OMNIBUS

Status: **House first read: 5/5/16**
Referred to House Rules Committee only

Summary: Various changes related to employment regulations. Employers are no longer permitted to pay employees who customarily and regularly receive tips a wage up to \$3 per hour less than the minimum wage if specified conditions are met. Employees accrue a minimum of one hour of earned sick time for every 30 hours worked. Situations where an employee may use earned sick time are specified, as well as provisions governing accrual, carry over, and transfer of earned sick time. The Industrial Commission is required to implement and enforce earned sick time regulations. Employers are prohibited from requiring nondisclosure by an employee of the employee's wage information as a condition of employment and from taking adverse employment action against an employee for disclosing the employee's wages. Employees are authorized to request a change in the terms and conditions of employment related to a list of specified factors, and the employer is required to engage in a timely, good-faith interactive process with the employee to discuss potential changes to meet the employee's needs. Establishes requirements for pay and schedule notice for retail, food service or cleaning employees. The Industrial Commission is required to issue an equal pay certificate to a business that meets specified qualifications, including that the average compensation for female employees is no consistently below the average compensation for male employees within each job category. Beginning January 1, 2017, a business that has at least 40 full-time employees in Arizona or in the state where the business's primary place of business is located is required to have an equal pay certificate or a waiver in order to be eligible to contract with any purchasing agency in Arizona for a procurement of more than \$500,000. Due to voter protection, the minimum wage provisions of this bill require the affirmative vote of at least 3/4 of each house of the Legislature for passage.

HB2575: G&F; PENALTIES; LAW ENFORCEMENT; OMNIBUS

Status: **Passed House 2/18/16**

Senate second read: 2/24/16

**Referred to Natural Resources, Judiciary, and Government
Committee**

2/29/16, 3/2/16 & 3/10/16 Do Pass

**3/23/16 Majority Caucus Y; Minority Caucus Y
4/5/16 COW Action Do Pass**

Summary: Various changes relating to game and fish regulations. The fines for unlawfully taking, wounding or killing specified animals are applied to any person convicted of unlawfully feeding wildlife that results in the lethal removal of that wildlife. The Game and Fish Commission is authorized to bring a civil action to enforce the civil penalties for unlawfully taking, wounding or killing wildlife. Any person against whom the Commission imposes a civil penalty for the unlawful taking or possession of wildlife may be denied the right to obtain a license to take wildlife until the person has made full payment of the penalty. Monies in the Wildlife Theft Prevention Fund may be used for investigations of fraud related to licenses, permits, tags or stamps.

HB2579: NONWAGE COMPENSATION; MINIMUM WAGE

Status: **Passed House 3/3/16**
Passed Senate 4/11/16
Ready for House action on Senate amendments

Summary: Statute stating that regulation of employee benefits is not subject to further regulation by political subdivisions is expanded to include “nonwage compensation,” defined as fringe benefits, welfare benefits, child or adult care plans, sick pay, vacation pay, severance pay, commissions, bonuses, retirement plan or pension contributions, other employment benefits and other amounts promised to the employee that are more than the minimum compensation due an employee by reason of employment. “Minimum wage” is defined as the nondiscretionary minimum compensation due an employee by reason of employment, including the employee’s commissions, but excluding tips or gratuities, and the definition of “wage” is modified to remove sick pay, vacation pay, severance pay, commissions, bonuses and other amounts promised. Due to voter protection, this legislation requires the affirmative vote of at least 3/4 of the members of each house of the Legislature for passage.

HB2581: FOSTER PARENTS; TRAINING

Status: House first read 5/5/16
Referred to House rules committee only

Summary: The number of hours of foster parent training that a parent must complete prior to licensure as a foster home is increased to eight, from six, and the number of hours of ongoing foster parent training that the parent must complete per year for license renewal is increased to eight, from six. Foster parent training programs are required to include a mandatory workshop on cultural hygiene.

HB2586: DEPENDENCY; HOUSEHOLDS; FELONY REPORTS

Status: Passed House 3/1/16
Senate second read: 3/15/16
Referred to Senate Public Safety, Military, and Technical Committee

Summary: The Department of Child Safety is required to adopt rules regarding the return of a child after a determination of dependency that include conducting a criminal background check of any members of the household to which the child will be returned and all persons who have access to the home and the child on a continual basis and of a biological parent of the child whose parental rights have not been terminated, and that if any criminal background check indicates that a person has been arrested for, charged with or convicted of a felony offense that involved conduct that poses an imminent threat of danger to the child, the child may not be returned if there is significant evidence that an imminent threat to children cannot be reasonably mitigated by planning and action taken by the Dept. in partnership with the non-offending parent, familial resources or providers. Factors that must be considered when determining the existence of an imminent threat of danger are specified.

HB2599: AHCCS; PROVIDER PARTICIPATION; EXCLUSIONS

Status: Passed House 3/2/16
Senate second read: 3/8/16
Referred to Senate Federalism, Mandates and Fiscal Responsibility Committee

3/15/16 Do Pass

3/23/16 Majority Caucus Y; Minority Caucus Y

4/5/16 COW Action Do Pass

Summary: The AHCCCS Administration is required to "exclude" (defined) from participation in AHCCCS any individual or entity that meets any basis for mandatory exclusion described in federal law. The AHCCCS Administration, in its sole discretion, is permitted to exclude from participation in AHCCCS any individual or entity that has met any basis for permissive exclusion described in federal law or committed a list of prohibited acts. Does not exclude any other basis for exclusion as determined by the AHCCCS Administration. Severability clause. AS PASSED HOUSE.

HB2624: APPROPRIATIONS; EDUCATION

Status: House first read 5/5/16

Referred to House rules committee only

Summary: Appropriates \$121,747,400 from the general fund in FY2016-17 to the Department of Education as follows: \$40 million for district additional assistance, \$31,747,400 for JTED funding, \$35 million for starting teacher retention bonuses, and \$15 million for teacher mentoring. Appropriates \$57 million from the general fund in FY2016-17 to the Arizona Board of Regents for performance funding to the three state universities, and \$8 million from the general fund in FY2016-17 to ABOR for distribution to the University of Arizona for the Oro Valley veterinary medicine program. Appropriates \$20 million from the general fund in FY2016-17 to the Financial Aid Trust Fund. Appropriates \$12 million from the general fund in FY2016-17 to AHCCCS for graduate medical education.

HB2630: APPROPS; COMMUNITY SERVICES & PROGRAMS

Status: House first read 5/5/16

Referred to House rules committee only

Summary: Appropriates \$14,077,400 and 46 FTE positions from the general fund in FY2016-17 to the Department of Child Safety as follows: \$4,077,400 for caseworker retention pay, \$4 million for healthy families, \$4 million for in-home preventive support services, and \$2 million for unlicensed relative caregivers.

Appropriates \$12 million and 23.2 FTE positions from the general fund in FY2016-17 to the Department of Economic Security as follows: \$8 million for child care subsidies and \$4 million for Temporary Assistance for Needy Families cash benefits. Requires the AHCCCS Administration to submit to the Centers for Medicare and Medicaid Services a state plan amendment to resume enrollment in the state's Children's Health Insurance Program.

HB2642: JTED RESTORATION & REFORMS

Status: Passed House 2/9/16

Summary: Retroactive to July 1, 2016, eliminates the reduction in base support level funding that a school district, charter school or JTED receives for students enrolled in both a school district or charter school and a joint technical education district (JTED) satellite campus program to 92.5 percent of the base support level funding that the school district, charter school or JTED would otherwise receive. The reduction would have become effective in FY2016-17. Students who have graduated from high school or received a general equivalency diploma, and students who are enrolled in any internship course as part of a JTED program are prohibited from being included in the student count of a JTED for funding purposes. The requirements for JTED courses are expanded to include that the course requires a majority of instructional time to be conducted in a laboratory environment, field-based environment, or work-based learning environment, has demonstrated a need for extra funding in order to provide the course, requires specialized equipment in order to provide instruction to students that exceeds the cost of a standard educational course, and is not a course or any variation of a course that is required to graduate from high school. The requirements for JTED programs are expanded to include that the program fills a high-need vocational or industry need as determined by the Career and Technical Division of the Department of Education, requires a single or stackable credential or a skill that will allow a student to obtain work on graduation before receiving an associate's degree or a baccalaureate degree, leads to certification or licensure in the vocation or industry or otherwise qualifies the student for employment, requires instruction and materials that are

substantially different from and exceed the scope of standard instruction, an industry or vocation has agreed to provide financial or technical support to the JTED for the program, and the JTED has demonstrated a need for extra funding in order to provide the program. Beginning July 1, 2016, the required contract terms for any agreement between a JTED governing board and another JTED, a school district, charter school or community college district are expanded. The Department of Education is required to include each JTED in the Dept's annual achievement profiles, using specified performance standards. The Dept is required to submit a JTED annual report to the Governor and the Legislature containing a list of specified information. Establishes a 13-member Career and Technical Education Task Force to study and analyze specified issues relating to JTEDs and career and technical education, requires the Task Force to submit an annual report of its findings and recommendations to the Governor and the Legislature by December 15, and self-repeals the Task Force on January 1, 2019. Requires the Auditor General to conduct a special audit of JTEDs that includes a list of specified information. Emergency clause. AS PASSED HOUSE.

HB2654: BEHAVIORAL HEALTH SERVICES; DEPENDENT CHILDREN

Status: House first read 5/5/16
Referred to House rules committee only

Summary: For any child who is in the legal custody of the Department of Child Services (DCS) and who enters out-of-home placement, DCS is required to submit a completed referral to the Regional Behavioral Health Authority (RBHA) within 24 hours after the child enters out-of-home placement and the out-of-home placement is permitted to contact the RBHA for an assessment of the child. The RBHA is required to dispatch an assessment team within 72 hours after notification that the child has entered out-of-home placement or within 2 hours after being notified if the child has immediate needs, is required to provide an initial evaluation of the child within 7 calendar days after a referral or request, and the first behavioral health service appointment must be provided within 21 calendar days after the initial evaluation. A child who was in DCS custody is permitted to continue

receiving specified behavioral health services for a period of 6 months until the child's eligibility is determined.

HB2657: DISABILITY REMOVABLE WINDSHIELD PLACARDS

Status: House first read 5/5/16
Referred to House rules committee only

Summary: Statute allowing a person who has permanent or temporary physical disabilities to obtain a permanent or temporary disability removable windshield placard applies whether or not the person is an owner or lessee of a motor vehicle.

HB2667: DENTAL CARE; TREATMENT; VOLUNTEER CARE

Status: Passed House 3/2/16
Senate second read: 3/8/16
Referred to Committee & Workforce Development
Committee
3/16/16 Do Pass
3/29/16 Majority Caucus Y; Minority Caucus Y
3/31/16 COW Action Do Pass

Summary: For the purpose of statute providing qualified immunity from a medical malpractice action for a health professional who provides treatment, care or screening within the scope of practice in connection with a non-profit clinic where neither the professional nor the clinic receives compensation, "non-profit clinic" also includes a dental professional's private office or the patient's place of residence for individuals who have been referred by a non-profit clinic. For this purpose, a dental professional providing services in a private office setting or in a patient's place of residence is prohibited from receiving any payment or compensation, either direct or indirect, or have the expectation of payment or compensation for any dental care or treatment services provided.

HCR2041: HUMAN TRAFFICKING AWARENESS MONTH

Status: 1/28/16 Unanimously adopted by House;
Senate second read 4/27/16
4/27/16 Do pass with amendments

Summary: The members of the Legislature proclaim January 2016 as Human Trafficking Awareness Month in Arizona.

HCR2042: ADVERSE CHILDHOOD EXPERIENCES; PREVENTION

Status: House second read: 2/8/16
Referred to House Children & Family Affairs Committee.

Summary: The members of the Legislature proclaim January 2016 as Human Trafficking Awareness Month in Arizona.