

TRIADVOCATES LLC

54th Legislature - 2nd Regular Session, 2020

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LAND TITLE ASSOCIATION OF ARIZONA

Posted Calendars and Committee Hearings

- H2058: DELINQUENT PROPERTY TAX; INTEREST; WAIVER
Calendar: 2/5 House Consent
Calendar: 2/6 House COW
- H2059: HOMEOWNERS' ASSOCIATIONS; BILLING STATEMENTS; WAIVER
Hearing: House Government (Thursday 02/06/20 at 9:00 AM, House Rm. 1)
- H2085: WRITS OF GARNISHMENT; ATTORNEY FEES
Hearing: House Judiciary (Wednesday 02/05/20 at 9:00 AM, House Rm. 4)
- H2099: PROPERTY TAX; MOBILE HOMES; DELINQUENCY
Calendar: 2/5 House COW Consent
- H2184: OCCUPATIONAL AND PROFESSIONAL LICENSURE; NOTICE
Calendar: 2/5 House Consent
Calendar: 2/6 House COW
- H2233: COURT RULES; SIGNATURES; COURT DOCUMENTS
Calendar: 2/5 House Consent
Calendar: 2/6 House Third Reading
- H2237: ACTIONS FOR DEBT; SPOUSES
Hearing: House Judiciary (Wednesday 02/05/20 at 9:00 AM, House Rm. 4)
- H2281: ELECTRONIC CERTIFICATES OF TITLE
Hearing: House Technology (Wednesday 02/05/20 at 9:00 AM, House Rm. 5)
- H2312: FINANCIAL INSTITUTIONS; INSURANCE; LICENSES
Calendar: 2/5 House Consent
Calendar: 2/6 House COW
- H2398: INSURANCE PRODUCER LICENSING; EXCEPTIONS
Calendar: 2/5 House Consent
- H2635: MOBILE HOME PARKS; CAREGIVERS
Hearing: House Commerce (Tuesday 02/11/20 at 2:00 PM, House Rm. 3)
- H2645: INSURERS; INSOLVENCY; ADMINISTRATION
Calendar: 2/5 House Consent
- H2681: DOR; ADMINISTRATIVE RULINGS; PROCEDURES
Hearing: House Ways & Means (Wednesday 02/05/20 at 9:00 AM, House Rm. 1)
- S1001: HOMEOWNERS' ASSOCIATIONS; PAYMENT COUPON BOOKS
Hearing: Senate Government (Monday 02/10/20 at 2:00 PM, Senate Rm. 3)
- S1211: ADMINISTRATIVE RULES; EXPIRATION; LEGISLATIVE EXTENSION
Hearing: Senate Government (Monday 02/10/20 at 2:00 PM, Senate Rm. 3)
- S1293: DOI; DFI; OMNIBUS
Hearing: Senate Finance (Wednesday 02/05/20 at 2:00 PM, Senate Rm. 1)
- S1347: DOR; ADMINISTRATIVE RULINGS; PROCEDURES
Hearing: Senate Finance (Wednesday 02/05/20 at 2:00 PM, Senate Rm. 1)
- S1412: HOMEOWNERS' ASSOCIATIONS; POLITICAL; COMMUNITY ACTIVITY
Hearing: Senate Government (Monday 02/10/20 at 2:00 PM, Senate Rm. 3)

INDUSTRY BILLS

Bill Summaries

S1226: REVISED UNIFORM LAW; NOTARIAL ACT

Various changes to statutes relating to notarization. A "notarial officer" (defined) is authorized to perform a "notarial act" (defined) as authorized by state law, and to certify that a tangible copy of an electronic record is an

accurate copy of the electronic record. A notarial officer who takes an acknowledgment of a record or a verification of a statement on oath or affirmation is required to determine, from personal knowledge or satisfactory evidence of the identity of the individual, that the individual appearing before the officer and making the acknowledgment has the identity claimed and that the signature on the record is the signature of the individual, and requirements for verification of identity are specified. If a notarial act relates to a statement made in or a signature executed on a record, the individual making the statement or executing the signature is required to appear personally before the notarial officer. A remotely located individual may use communication technology to appear before a notary public, and requirements for notarial acts performed using communication technology are specified. A notarial act may be performed by a notary public, a judge or clerk of a court, or an individual who is licensed to practice law. Establishes requirements for a notarial act performed in another state, under the authority of a federally recognized Indian tribe, under federal authority, and under authority of a foreign state or international governmental organization. A notarial act is required to be evidenced by a certificate, and certificate requirements are listed, including standard short form certificates for specified purposes. A notary public is responsible for the security of the notary public's stamping device and cannot allow another individual to use the device to perform a notarial act. Establishes grounds to deny, refuse to renew, revoke, suspend or condition the commission of a notary public. Establishes a list of prohibited acts for a notary public. Much more. Due to voter protection, one section of this legislation requires the affirmative vote of at least 3/4 of the members of each house of the Legislature for passage.

First sponsor: Sen. Brophy McGee (R - Dist 28)

Others: Sen. Gray (R - Dist 21), Rep. Kavanagh (R - Dist 23), Sen. Leach (R - Dist 11), Sen. Pratt (R - Dist 8)

S1226 Daily History	Date Action
REVISED UNIFORM LAW; NOTARIAL ACT 1/23 referred to Senate com.	

OPPOSE/AMEND

Bill Summaries

H2065: RECORDER; RECORDING FEES; LIEN FEES

Establishes a fee of \$9 for the county recorder to record liens.

First sponsor: Rep. Kavanagh (R - Dist 23)

H2065 Daily History	Date Action
RECORDER; RECORDING FEES; LIEN FEES 1/29 referred to House gov.	

BILLS TO REVIEW

Bill Summaries

H2058: DELINQUENT PROPERTY TAX; INTEREST; WAIVER

The county treasurer is authorized to waive the interest that accrues on delinquent property taxes, and any other penalties, for a delinquency that occurs during the one-year period after a mortgage or deed of trust is satisfied or otherwise released on the property. A taxpayer may receive this waiver only once per property.

First sponsor: Rep. Kavanagh (R - Dist 23)

H2058 Daily History	Date Action
DELINQUENT PROPERTY TAX; INTEREST; WAIVER 2/3 from House rules okay.	
DELINQUENT PROPERTY TAX; INTEREST; WAIVER 1/22 from House ways-means do pass.	
DELINQUENT PROPERTY TAX; INTEREST; WAIVER 1/22 House ways-means do pass; report awaited.	
DELINQUENT PROPERTY TAX; INTEREST; WAIVER 1/13 referred to ways-means.	

H2059: HOMEOWNERS' ASSOCIATIONS; BILLING STATEMENTS; WAIVER

If there is no amount due or if a unit owner or member provides written notice to a condo association or homeowners' association (HOA) that the unit owner or member waives the right to receive account statements, the HOA is not

required to provide statements. A unit owner or member may reinstate the right to receive statements by providing written notice to the HOA.

First sponsor: Rep. Kavanagh (R - Dist 23)

H2059 Daily History	Date Action
HOMEOWNERS' ASSOCIATIONS; BILLING STATEMENTS; WAIVER 1/22 referred to House gov.	

H2085: WRITS OF GARNISHMENT; ATTORNEY FEES

Accrued attorney fees, including fees for garnishment, if allowed by a judgment or contract, are added to the amount that may be included in a writ of garnishment.

First sponsor: Rep. J. Allen (R - Dist 15)
Others: Rep. Blackman (R - Dist 6)

H2085 Daily History	Date Action
WRITS OF GARNISHMENT; ATTORNEY FEES 2/5	House jud do pass; report awaited.
WRITS OF GARNISHMENT; ATTORNEY FEES 1/22	referred to House jud.

H2092: FEDERAL GOVERNMENT; LAND ACQUISITION; CONSENT

The consent of the state of Arizona to the acquisition, sale, gift or grant or any other transfer of an ownership interest in any privately owned real property within Arizona that is not in possession of any federal agency as of the effective date of this legislation, and that would remove the real property from state, county and municipal property tax rolls is prohibited from being given without the express, affirmative consent of the Legislature and the Governor through the signing of a joint resolution. Contains legislative findings.

First sponsor: Rep. Finchem (R - Dist 11)
Others: Rep. J. Allen (R - Dist 15), Rep. Biasucci (R - Dist 5), Rep. Blackman (R - Dist 6), Sen. Borrelli (R - Dist 5), Rep. Carroll (R - Dist 22), Rep. Cobb (R - Dist 5), Rep. Cook (R - Dist 8), Rep. Nutt (R - Dist 14), Rep. Roberts (R - Dist 11)

H2092 Daily History	Date Action
FEDERAL GOVERNMENT; LAND ACQUISITION; CONSENT 1/23	from House fed-rel with amend #4009.
FEDERAL GOVERNMENT; LAND ACQUISITION; CONSENT 1/22	House fed-rel amended; report awaited.
FEDERAL GOVERNMENT; LAND ACQUISITION; CONSENT 1/21	referred to House fed-rel.

H2099: PROPERTY TAX; MOBILE HOMES; DELINQUENCY

For a mobile home for which an affidavit of affixture has not been recorded, that is not placed on the real property roll and that is used as the owner's primary residence, the county treasurer is required to secure payment of unpaid delinquent taxes by complying with the provisions of specified statutes governing the sale of tax lien for delinquent taxes, redemption of tax liens, and judicial foreclosure of right of redemption. An insubstantial failure to comply with those statutes does not affect the validity of the assessment and levy of taxes or the sale of a tax lien or the foreclosure of the right to redeem by which the tax collection is enforced.

First sponsor: Rep. Griffin (R - Dist 14)

H2099 Daily History	Date Action
PROPERTY TAX; MOBILE HOMES; DELINQUENCY 2/3	from House rules okay.
PROPERTY TAX; MOBILE HOMES; DELINQUENCY 1/29	from House ways-means with amend #4031.
PROPERTY TAX; MOBILE HOMES; DELINQUENCY 1/29	House ways-means amended; report awaited.
PROPERTY TAX; MOBILE HOMES; DELINQUENCY 1/22	House ways-means held.
PROPERTY TAX; MOBILE HOMES; DELINQUENCY 1/13	referred to ways-means.

H2100: TRADE NAMES; TRADEMARKS; REGISTRATION; APPLICATION

The information required on an application for trademark registration is expanded to include a statement that the applicant has conducted a search and found that the trademark does not consist of or comprise a mark that so resembles a mark registered in Arizona or previously used in Arizona and not abandoned and that when applied to the goods or services of the applicant is likely to cause confusion or mistake or to deceive, and a statement whether the

applicant previously sought to register the trademark with the U.S. patent and trademark office and if the registration was denied, the reasons for the denial. The information required on an application for a trade name registration is expanded to include a statement that the applicant had conducted a search and found that the trade name is distinguishable on the record from any other name previously filed or an existing or reserved corporate name.

First sponsor: Rep. Griffin (R - Dist 14)

H2100 Daily History	Date	Action
TRADE NAMES; TRADEMARKS; REGISTRATION; APPLICATION 1/13 referred to House com.		

H2116: BEREAVEMENT LEAVE; DEATH OF CHILD

Employers are required to grant up to 2 weeks of unpaid bereavement leave during any 12-month period for an "eligible employee" (defined) to attend the funeral or burial service of the employee's "child" (defined), make any arrangements resulting from the death of the employee's child, and/or grieve the death of the employee's child. If more than one child of an eligible employee dies within a 12-month period, the total amount of leave employers must grant is increased to 6 work weeks. Requirements for taking unpaid bereavement leave are specified. Employers are prohibited from taking any adverse employment action against an eligible employee who uses bereavement leave. The Industrial Commission is authorized to impose a civil penalty of up to \$500 for a first violation and up to \$1,000 for each subsequent violation.

First sponsor: Rep. Lawrence (R - Dist 23)

H2116 Daily History	Date	Action
BEREAVEMENT LEAVE; DEATH OF CHILD 1/13 referred to House com.		

H2126: MOBILE HOMES; PROPERTY TAX; COLLECTION

Taxes due on mobile homes must be collected pursuant to mobile home property tax statutes instead of by seizure and sale in the same manner as taxes due on personal property.

First sponsor: Rep. Thorpe (R - Dist 6)

H2126 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2138: COMMON LAW MARRIAGE CONFIRMATION; CAREGIVERS

If two persons live together in partnership for at least two consecutive years at the time of the death of one of the persons, the surviving person is permitted to apply to the clerk of the superior court in any county to receive a marriage license confirming a common law marriage. Evidence that the surviving person is required to provide is listed, including that the two persons are the parents of one or more children together, and that the surviving person acted as a caregiver to the deceased person. If the clerk finds that the surviving person has provided the evidence, the clerk is required to issue a marriage license confirming a common law marriage to the surviving person, dated on the date the persons began living together in partnership. Retroactive to September 1, 2017.

First sponsor: Rep. Lawrence (R - Dist 23)

H2138 Daily History	Date	Action
COMMON LAW MARRIAGE CONFIRMATION; CAREGIVERS 1/29 referred to House jud.		

H2147: PERSONAL PROPERTY TAX; ABATEMENT; PROCEDURE

If a county treasurer determines that any of the circumstances for abating personal property taxes exist, the county treasurer is required to grant appropriate relief, and the relief is no longer subject to the approval of the county board of supervisors. A certificate of removal and abatement of tax is final and effective on the date the board of supervisors receives notice from the county treasurer.

First sponsor: Rep. Thorpe (R - Dist 6)

H2147 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2149: FORFEITURE; CRIMINAL CONVICTION; PROPERTY RIGHTS

Numerous changes to statutes related to forfeiture. The definition of "racketeering" is modified to limit the offenses to criminal acts that result in a conviction, instead of acts that are chargeable or indictable. Following a person's conviction for a criminal offense that provides for forfeiture, the court is authorized to order the person to forfeit property acquired through the commission of the offense, property that is directly traceable to property acquired through the commission of the offense, and any instrumentality the person used in the commission of the offense. The property exempt from forfeiture is expanded to include homesteaded real property, vehicles with a value of less than \$2,500, and U.S. currency totaling \$500 or less. Does not prevent property from being forfeited by plea agreement. Forfeiture proceedings are added to the list of proceedings and circumstances under which a public defender is required to defend any person who is entitled to counsel and who is not financially able to employ counsel. A peace officer, sheriff or other law enforcement officer is prohibited from requesting, requiring or inducing in any manner a person to execute a document that purports to waive the right to contest a forfeiture. Statute governing uncontested forfeiture is repealed. If property is seized, the defendant or any other person with an ownership interest in the property is authorized to request a pretrial hearing to determine the validity of the seizure and whether the court should grant a writ of replevin or another remedy. A claimant may petition the court to determine whether a forfeiture is excessive, and factors the court may consider is determining whether the forfeiture is disproportional to the seriousness of the offense are listed. More.

First sponsor: Rep. Thorpe (R - Dist 6)

H2149 Daily History	Date	Action
FORFEITURE; CRIMINAL CONVICTION; PROPERTY RIGHTS 1/21 referred to House jud.		

H2151: MOBILE HOMES; TAXATION; DELINQUENCY

For a mobile home for which an affidavit of affixture has not been recorded and that is not placed on the real property roll, a process is established for the county treasurer to issue a tax bill warrant giving the county sheriff authority to seize the property, which the county treasurer must sell at public auction. The owner of the mobile home is permitted to redeem the property at any time before the actual sale by paying to the county treasurer the taxes, interest and costs or by making a partial payment and entering into a payment plan with the county treasurer. The right to redeem terminates after the property is sold, unless the mobile home was wrongfully seized or sold. If the county treasurer issues a tax bill warrant for a mobile home that is in the possession of a person other than the person listed on the tax bill warrant and who presents evidence of having purchased the mobile home from the person listed on the tax bill warrant after the taxes became delinquent, the sheriff is prohibited from seizing the property to collect the previous owner's delinquent taxes on the mobile home. The county treasurer may continue to collect the delinquent taxes on the mobile home from the previous owner as provided by law.

First sponsor: Rep. Thorpe (R - Dist 6)

H2151 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2184: OCCUPATIONAL AND PROFESSIONAL LICENSURE; NOTICE

A regulating entity under Title 32 (Professions and Occupations) is required to prominently print a specified notice regarding reciprocity on all license and certificate applications, regulating entity websites and other communications, including communications with any person seeking licensing or certification.

First sponsor: Rep. Petersen (R - Dist 12)

H2184 Daily History	Date	Action
OCCUPATIONAL AND PROFESSIONAL LICENSURE; NOTICE 2/3		from House rules okay.
OCCUPATIONAL AND PROFESSIONAL LICENSURE; NOTICE 1/28		from House reg affairs do pass.
OCCUPATIONAL AND PROFESSIONAL LICENSURE; NOTICE 1/27		House reg affairs do pass; report awaited.
OCCUPATIONAL AND PROFESSIONAL LICENSURE; NOTICE 1/21		referred to House reg affairs.

H2215: TECH CORRECTION; INDUSTRIAL DEVELOPMENT; INSURANCE

Minor change in Title 35 (Public Finances) related to industrial development financing. Apparent striker bus.

First sponsor: Rep. Finchem (R - Dist 11)

H2215 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2233: COURT RULES; SIGNATURES; COURT DOCUMENTS

The Supreme Court is authorized to adopt rules that govern signatures on court documents, including implementing electronic signatures, that require a sworn written declaration, verification, certificate, statement, oath or affidavit.

First sponsor: Rep. J. Allen (R - Dist 15)

H2233 Daily History	Date	Action
COURT RULES; SIGNATURES; COURT DOCUMENTS 2/3		from House rules okay.
COURT RULES; SIGNATURES; COURT DOCUMENTS 1/29		from House jud do pass.
COURT RULES; SIGNATURES; COURT DOCUMENTS 1/29		House jud do pass; report awaited.
COURT RULES; SIGNATURES; COURT DOCUMENTS 1/16		referred to House jud.

H2237: ACTIONS FOR DEBT; SPOUSES

In an action on a debt or obligation contracted by one spouse, a person is permitted, instead of required, to sue the spouses jointly. If only the spouse who contracted the debt or obligation is sued, a judgment entered on the debt or obligation must be satisfied from the community property that would have been that spouse's separate property if single and that spouse's separate property.

First sponsor: Rep. J. Allen (R - Dist 15)

H2237 Daily History	Date	Action
ACTIONS FOR DEBT; SPOUSES 2/5		House jud do pass; report awaited.
ACTIONS FOR DEBT; SPOUSES 1/23		referred to House jud.

H2281: ELECTRONIC CERTIFICATES OF TITLE

The Director of the Department of Transportation is authorized to contract with an association of new motor vehicle dealers to manage a lien recording system on behalf of the Dept at no cost to the state.

First sponsor: Rep. Campbell (R - Dist 1)

H2281 Daily History	Date	Action
ELECTRONIC CERTIFICATES OF TITLE 2/5		from House tech do pass.
ELECTRONIC CERTIFICATES OF TITLE 2/5		House tech do pass; report awaited.
ELECTRONIC CERTIFICATES OF TITLE 1/30		from House trans do pass.
ELECTRONIC CERTIFICATES OF TITLE 1/29		House trans do pass; report awaited.
ELECTRONIC CERTIFICATES OF TITLE 1/28		referred to House trans, tech.

H2312: FINANCIAL INSTITUTIONS; INSURANCE; LICENSES

Various changes to statutes relating to the Department of Insurance and Financial Institutions. Deletes various requirements for licensees to return the license to the Dept after termination or revocation of the license, and requirements for licensees to prominently display or conspicuously post the license in the office or place of business. The Dept is no longer required to approve changes in address on licenses. The Dept is authorized to make the

information contained on a license, permit, registration, certification or other similar authorization available electronically.

First sponsor: Rep. Grantham (R - Dist 12)

H2312 Daily History	Date	Action
FINANCIAL INSTITUTIONS; INSURANCE; LICENSES 2/3		from House rules okay.
FINANCIAL INSTITUTIONS; INSURANCE; LICENSES 1/28		from House reg affairs do pass.
FINANCIAL INSTITUTIONS; INSURANCE; LICENSES 1/27		House reg affairs do pass; report awaited.
FINANCIAL INSTITUTIONS; INSURANCE; LICENSES 1/21		referred to House reg affairs.

H2352: CENTRALLY ASSESSED PROPERTY; VALUATION; PIPELINES

The "base value" (defined), which is part of the calculation for determining property taxes on pipeline property, is required to be adjusted to more accurately reflect the market value in all future tax years, if one of a list of specified circumstances applies, including a final ruling by a court of competent jurisdiction that the full cash value of a pipeline is more than the market value using standard appraisal methods, and specified agreements between a pipeline company and the Department of Revenue to adjust the base value based on a material change or to correct a material error or omission. Contains legislative findings. Retroactive to tax years beginning with 2016.

First sponsor: Rep. Toma (R - Dist 22)

Others: Rep. Bolick (R - Dist 20), Rep. Cobb (R - Dist 5), Rep. Dunn (R - Dist 13), Rep. Finchem (R - Dist 11), Rep. Kern (R - Dist 20), Sen. Mesnard (R - Dist 17), Rep. Udall (R - Dist 25)

H2352 Daily History	Date	Action
CENTRALLY ASSESSED PROPERTY; VALUATION; PIPELINES 1/29		House ways-means held.
CENTRALLY ASSESSED PROPERTY; VALUATION; PIPELINES 1/21		referred to House ways-means.

H2398: INSURANCE PRODUCER LICENSING; EXCEPTIONS

The list of persons exempt from licensure as an insurance producer is expanded to include a person whose activities in Arizona are limited to providing a website or other electronic platform for insurers or insurance producers to sell insurance, and a person that processes payments or charges for insurance premiums if the person does not sell, solicit or negotiate insurance.

First sponsor: Rep. Weninger (R - Dist 17)

H2398 Daily History	Date	Action
INSURANCE PRODUCER LICENSING; EXCEPTIONS 2/3		from House rules okay.
INSURANCE PRODUCER LICENSING; EXCEPTIONS 1/28		from House reg affairs do pass.
INSURANCE PRODUCER LICENSING; EXCEPTIONS 1/27		House reg affairs do pass; report awaited.
INSURANCE PRODUCER LICENSING; EXCEPTIONS 1/22		referred to House reg affairs.

H2445: RIGHT TO REDEEM; LIEN; SALE

A real property tax lien cannot be redeemed after the entry of a judgment of foreclosing the right to redeem. When the court enters judgment foreclosing the right to redeem, the court must direct the county treasurer to sell the property and deliver the deed to the purchaser after the purchaser pays, instead of to deliver the deed to the party in whose favor the judgment was entered. The foreclosure of the right to redeem does not extinguish the property owner's or another lienholder's interest in the surplus proceeds from the sale of the property. The treasurer is required to sell the property at public auction. An auction must be held within 6 months after the entry of a judgment foreclosing the right to redeem. Requirements for notice of the auction and conducting the auction are established, including requiring the county treasurer to set the minimum bid at the property's limited cash value. After deducting and distributing interest, penalties, fees and costs charged against the parcel, the county treasurer is required to post a public list of the remaining monies that any party that had a legal interest in the property before the judgment foreclosing the right to redeem or the issuance of the tax deed to this state may claim. The county treasurer is required to continuously post a list of properties sold in the past five years in the treasurer's office and on the treasurer's official website. After receiving full payment for the property, the county treasurer is required to notify by mail the former property owner and any person with a

recorded interest in the property, and information that must be included in the notice is listed. Any portion of the surplus monies that remains unclaimed after five years must be treated as unclaimed property. More. Emergency clause.

First sponsor: Rep. Kern (R - Dist 20)

H2445 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2477: PURCHASER DWELLING ACTIONS

If a purchaser fails to comply with statutory requirements before bringing a dwelling action, the action must be stayed pending compliance, instead of dismissed. Modifies the factors the court may consider in determining whether attorney fees incurred are reasonable for the purpose of awarding attorney fees in a dwelling action.

First sponsor: Rep. Payne (R - Dist 21)

H2477 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2481: PROPERTY TAX OMNIBUS

Various changes to statutes relating to property taxes. If a county treasurer determines that any of the circumstances for abating personal property taxes exist, the county treasurer is required to grant appropriate relief, and the relief is no longer subject to the approval of the county board of supervisors. A certificate of removal and abatement of tax is final and effective on the date the board of supervisors receives notice from the county treasurer. Taxes due on mobile homes must be collected pursuant to mobile home property tax statutes instead of by seizure and sale in the same manner as taxes due on personal property. For a mobile home for which an affidavit of affixture has not been recorded and that is not placed on the real property roll, a process is established for the county treasurer to issue a tax bill warrant giving the county sheriff authority to seize the property, which the county treasurer must sell at public auction. The owner of the mobile home is permitted to redeem the property at any time before the actual sale by paying to the county treasurer the taxes, interest and costs or by making a partial payment and entering into a payment plan with the county treasurer. The right to redeem terminates after the property is sold, unless the mobile home was wrongfully seized or sold. If the county treasurer issues a tax bill warrant for a mobile home that is in the possession of a person other than the person listed on the tax bill warrant and who presents evidence of having purchased the mobile home from the person listed on the tax bill warrant after the taxes became delinquent, the sheriff is prohibited from seizing the property to collect the previous owner's delinquent taxes on the mobile home. The county treasurer may continue to collect the delinquent taxes on the mobile home from the previous owner as provided by law.

First sponsor: Rep. Thorpe (R - Dist 6)

H2481 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2483: HOAS; MEETING TECHNOLOGY; VOTING RIGHTS

Various changes to statutes regulating meetings of the board of directors of a condo association or homeowners' association (HOA). A quorum of the HOA board of directors is permitted to meet by means of electronic or digital means if an electronic or digital device is available in the meeting room that allows board members and HOA members to hear all parties who are speaking during the meeting. Absentee ballots for HOA elections may be delivered and returned by electronic or digital means. If an online voting system is used, it must include specified capabilities, including authentication of the unit owner's identity and storage of electronic votes for recount, inspection and review. An HOA may suspend a member's voting rights or eligibility for membership on the board of directors only if the member has failed to pay one or more assessments.

First sponsor: Rep. Carroll (R - Dist 22)
Others: Rep. Biasiucci (R - Dist 5), Rep. Cobb (R - Dist 5)

H2483 Daily History	Date Action
HOAS; MEETING TECHNOLOGY; VOTING RIGHTS 1/29 referred to House gov.	

H2495: STATE JUDGMENTS; LIENS; HOMESTEAD; ENFORCEMENT

A civil judgment in favor of the state becomes a lien on the real property of the judgment debtor, including the judgment debtor's homestead property, that is located in the county in which the judgment is recorded, whether the property is then owned by the judgment debtor or is later acquired, from the time of recording until satisfied or lifted. Applies retroactively to all judgments in favor of the state without regard to when the judgment was recorded. Civil judgments obtained by the state that are entered on or after September 13, 2013, or that were entered before September 13, 2013 and that were current and collectible under the laws applicable on that date are exempt from statute allowing a writ of execution or other process to be issued to enforce a judgment. Previously, all civil judgments obtained by the state were exempt.

First sponsor: Rep. Toma (R - Dist 22)

H2495 Daily History	Date Action
STATE JUDGMENTS; LIENS; HOMESTEAD; ENFORCEMENT 1/29 referred to House ways-means.	

H2496: AGRICULTURAL PROPERTY CLASSIFICATION; GUEST RANCHES

The list of property classified as agricultural real property for property tax purposes is expanded to include land and improvements devoted to use as a "guest ranch" (defined). As a condition for agricultural valuation, the owner of a guest ranch is required to record a deed restriction with the county recorder that restricts the property to use as a guest ranch for at least ten years. The valuation of a guest ranch as agricultural property constitutes a covenant between the county assessor and the owner of the guest ranch that the use of the property will remain unchanged for the duration of the deed restriction. If the property is converted to a different use in violation of the covenant, the county assessor is required to add to the tax levied against the property on the next tax roll a penalty equal to the difference between the total amount of property taxes that would have been levied on the property for the preceding ten years or the period of time the property was valued as agricultural property, whichever period is shorter, if the property had not been valued as agricultural property and the property taxes that were actually paid for the same period. The penalty must be paid before completion of the next property tax roll and is enforceable and subject to the same penalties and interest as if the penalty were a tax levied against the property. Retroactive to tax years beginning with 2020.

First sponsor: Rep. Dunn (R - Dist 13)
Others: Rep. Biasiucci (R - Dist 5), Rep. Bolick (R - Dist 20), Rep. Griffin (R - Dist 14), Sen. Kerr (R - Dist 13), Rep. Pierce (R - Dist 1)

H2496 Daily History	Date Action
AGRICULTURAL PROPERTY CLASSIFICATION; GUEST RANCHES 1/29 referred to House ways-means.	

H2499: EMINENT DOMAIN; EXISTING CONTRACTS

If a municipality exercises the right of eminent domain, the municipality is required to assume all existing assets and contractual liabilities associated with the transfer.

First sponsor: Rep. Weninger (R - Dist 17)

H2499 Daily History	Date Action
EMINENT DOMAIN; EXISTING CONTRACTS 2/4 House com do pass; report awaited.	
EMINENT DOMAIN; EXISTING CONTRACTS 1/29 referred to House com.	

H2547: WAGE DISCLOSURE; EMPLOYEE RIGHTS

Employers are prohibited from taking adverse employment action against an

employee because the employee discloses his/her wage information, and from requiring an employee to sign a waiver or other document that prohibits such disclosure. Establishes penalties for violations.

First sponsor: Rep. Longdon (D - Dist 24)

Others: Sen. Alston (D - Dist 24), Rep. Bolding (D - Dist 27), Rep. Cano (D - Dist 3), Rep. Fernandez (D - Dist 4), Rep. Friese (D - Dist 9), Rep. D. Hernandez (D - Dist 2), Rep. Jermaine (D - Dist 18), Rep. Salman (D - Dist 26), Sen. Steele (D - Dist 9), Rep. Teller (D - Dist 7), Rep. Terán (D - Dist 30)

H2547 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2583: HOUSING TRUST FUND; UNCLAIMED PROPERTY

The amount of proceeds from the sale of abandoned property that are deposited in the Housing Trust Fund each fiscal year is changed to 55 percent of the proceeds, instead of \$2.5 million.

First sponsor: Rep. Powers Hannley (D - Dist 9)

Others: Rep. Andrade (D - Dist 29), Rep. Blanc (D - Dist 26), Rep. Cano (D - Dist 3), Rep. DeGrazia (D - Dist 10), Rep. Epstein (D - Dist 18), Rep. Fernandez (D - Dist 4), Rep. Friese (D - Dist 9), Rep. Gabaldon (D - Dist 2), Rep. Lieberman (D - Dist 28), Rep. Pawlik (D - Dist 17), Rep. Peten (D - Dist 4), Rep. Rodriguez (D - Dist 27), Rep. Salman (D - Dist 26), Rep. Shah (D - Dist 24), Rep. Tsosie (D - Dist 7)

H2583 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2589: LAND DIVISIONS; COUNTY REGULATION; SURVEYS

Counties are prohibited from requiring an applicant for a land division to conduct a survey as a condition of approving the land division or conveyance or the land or issuance of a building permit.

First sponsor: Rep. Griffin (R - Dist 14)

Others: Rep. Dunn (R - Dist 13), Sen. Gowan (R - Dist 14), Rep. Nutt (R - Dist 14)

H2589 Daily History	Date	Action
LAND DIVISIONS; COUNTY REGULATION; SURVEYS 1/27 referred to House land-agri.		

H2633: LONG-TERM RV ACT; MANAGER EDUCATION

Within six months after employment as a "park manager" in a "park model park" (both defined) subject to the recreational vehicle long-term rental space act, a park manager is required to complete at least six hours of educational programs. A park manager is also required to complete at least six additional hours of educational programs every two years. A tenant is authorized to file a complaint with the Arizona Department of Housing if, on request from the tenant, the tenant's park manager cannot produce proof of completion of these requirements. Establishes civil penalties for noncompliance.

First sponsor: Rep. Blackman (R - Dist 6)

H2633 Daily History	Date	Action
LONG-TERM RV ACT; MANAGER EDUCATION 2/4 House com do pass; report awaited.		
LONG-TERM RV ACT; MANAGER EDUCATION 1/29 referred to House com.		

H2635: MOBILE HOME PARKS; CAREGIVERS

The requirements for a mobile home park resident to have a caregiver occupy the mobile home on a temporary basis to provide live-in health care to the resident are modified to require the caregiver to qualify as a live-in aide as prescribed by specified federal code as in effect on January 1, 2019. Previously, the resident was required to provide a written treatment plan from the resident's physician every six months for a caregiver to be authorized to do so.

First sponsor: Rep. Blackman (R - Dist 6)

Others: Rep. Bolick (R - Dist 20)

H2635 Daily History	Date	Action
MOBILE HOME PARKS; CAREGIVERS 2/4 House com held.		
MOBILE HOME PARKS; CAREGIVERS 1/29 referred to House com.		

H2644: LIABILITY INSURANCE RESTATEMENT; PROHIBITION

A statement of the law in the American Law Institute's Restatement of the Law, Liability Insurance is not the law or public policy of this state if the statement of the law is inconsistent or in conflict with or otherwise not addressed by the U.S. Constitution, the state constitution, state statute, Arizona case law precedent, or other common law adopted by this state. The American Law Institute's Restatement of the Law, Liability Insurance is not a source of Arizona law and is not recognized as an authoritative reference of this state's liability insurance law.

First sponsor: Rep. Weninger (R - Dist 17)

Others: Rep. J. Allen (R - Dist 15), Sen. Livingston (R - Dist 22), Sen. Mesnard (R - Dist 17)

H2644 Daily History	Date	Action
LIABILITY INSURANCE RESTATEMENT; PROHIBITION	1/29	from House com do pass.
LIABILITY INSURANCE RESTATEMENT; PROHIBITION	1/28	House com do pass; report awaited.
LIABILITY INSURANCE RESTATEMENT; PROHIBITION	1/23	referred to House com.

H2645: INSURERS; INSOLVENCY; ADMINISTRATION

A "federal home loan bank" (defined) cannot be stayed, enjoined or prohibited from exercising or enforcing any right or cause of action against collateral pledged by an "insurer member" (defined) under any federal home loan bank security agreement or any pledge, security, collateral or guarantee agreement or other similar arrangement or credit enhancement relating to a security agreement to which that federal home loan bank is a party. A receiver, rehabilitator, liquidator or conservator cannot void any transfer of, or any obligation to transfer, money or other property arising under or in connection with any federal home loan bank security agreement with an insurer member, or any pledge, security, collateral or guarantee agreement or any other similar arrangement or credit enhancement relating to a federal home loan bank security agreement with an insurer member unless the transfer was made with actual intent to hinder, delay or defraud either existing or future creditors.

First sponsor: Rep. Weninger (R - Dist 17)

Others: Sen. Alston (D - Dist 24), Sen. Bowie (D - Dist 18), Rep. Meza (D - Dist 30)

H2645 Daily History	Date	Action
INSURERS; INSOLVENCY; ADMINISTRATION	2/3	from House rules okay.
INSURERS; INSOLVENCY; ADMINISTRATION	1/29	from House com do pass.
INSURERS; INSOLVENCY; ADMINISTRATION	1/28	House com do pass; report awaited.
INSURERS; INSOLVENCY; ADMINISTRATION	1/23	referred to House com.

H2681: DOR; ADMINISTRATIVE RULINGS; PROCEDURES

The Department of Revenue (DOR) is authorized to issue draft rulings, procedures and other administrative announcements that apply to and substantively interpret tax laws and regulations either generally or for a specific set of facts. DOR is required to establish and maintain a publicly accessible record of all draft and final rulings, procedures and administrative announcements on the DOR website and is required to prominently announce additions, modifications and other changes to this record on the website's home page. Establishes requirements for draft rulings, procedures and other administrative announcements to become final, including a required period for public comment. Does not apply to private taxpayer rulings, tax forms and instructions, routine notices that remind taxpayers of normal filing obligations and other routine DOR communications that do not substantively apply to and interpret tax laws and regulations.

First sponsor: Rep. Toma (R - Dist 22)

H2681 Daily History	Date	Action
DOR; ADMINISTRATIVE RULINGS; PROCEDURES	2/5	House ways-means amended; report awaited.
DOR; ADMINISTRATIVE RULINGS; PROCEDURES	1/27	referred to House ways-means.

HCR2009: VETERANS; DISABILITY; PROPERTY VALUATION PROTECTION

The 2020 general election ballot is to carry the question of whether to amend the state Constitution to allow an Arizona resident who is a "veteran" (defined with a service-connected disability of 50 percent or greater or who qualifies for individual employability by the U.S. Department of Veterans Affairs to apply to the county assessor for a veteran property valuation protection option on the person's primary residence, beginning with tax year 2021. Other qualification requirements, including maximum income amounts, and application procedures for the protection are specified.

First sponsor: Rep. Biasiucci (R - Dist 5)

HCR2009 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

S1001: HOMEOWNERS' ASSOCIATIONS; PAYMENT COUPON BOOKS

Homeowners' associations and condominium associations with at least 50 lots that do not contract with a third party to perform management services are allowed, instead of required, to provide a statement of account in lieu of a periodic payment book to association members. Emergency clause.

First sponsor: Sen. D. Farnsworth (R - Dist 16)

S1001 Daily History	Date	Action
HOMEOWNERS' ASSOCIATIONS; PAYMENT COUPON BOOKS 1/13 referred to Senate gov.		

S1021: DEPARTMENT OF REVENUE; ELECTRONIC SIGNATURES

An "electronic signature" (defined elsewhere in statute) is permitted to be used to sign a writing on a document that is submitted to the Department of Revenue, and has the same force and effect as a written signature.

First sponsor: Sen. Ugenti-Rita (R - Dist 23)

S1021 Daily History	Date	Action
DEPARTMENT OF REVENUE; ELECTRONIC SIGNATURES 2/3 passed Senate 29-0; ready for House.		
DEPARTMENT OF REVENUE; ELECTRONIC SIGNATURES 1/30 Senate COW approved with amend #4047.		
DEPARTMENT OF REVENUE; ELECTRONIC SIGNATURES 1/29 retained on Senate COW calendar.		
DEPARTMENT OF REVENUE; ELECTRONIC SIGNATURES 1/21 from Senate rules okay.		
DEPARTMENT OF REVENUE; ELECTRONIC SIGNATURES 1/16 from Senate fin do pass.		
DEPARTMENT OF REVENUE; ELECTRONIC SIGNATURES 1/15 Senate fin do pass; report awaited.		
DEPARTMENT OF REVENUE; ELECTRONIC SIGNATURES 1/13 referred to Senate fin.		

S1046: FEDERAL GOVERNMENT; LAND ACQUISITION; CONSENT

The consent of the state of Arizona to the acquisition, sale, gift or grant or any other transfer of an ownership interest in any privately owned real property within Arizona that is not in possession of any federal agency as of the effective date of this legislation, and that would remove the real property from state, county and municipal property tax rolls is prohibited from being given without the express, affirmative consent of the Legislature and the Governor through the signing of a joint resolution. Contains legislative findings.

First sponsor: Sen. Borrelli (R - Dist 5)

S1046 Daily History	Date	Action
FEDERAL GOVERNMENT; LAND ACQUISITION; CONSENT 1/13 referred to Senate nat res-energy.		

S1070: TECH CORRECTION; EMINENT DOMAIN

Minor change in Title 12 (Courts & Civil Proceedings) related to eminent domain for public works. Apparent striker bus.

First sponsor: Sen. Fann (R - Dist 1)

S1070 Daily History	Date	Action
TECH CORRECTION; EMINENT DOMAIN 1/13 referred to Senate rules.		

S1096: PROPERTY MANAGEMENT RECORDS; RESIDENTIAL RECORDS

For the purpose of statute requiring property management firms to keep residential rental agreements and related documents for one year from the expiration of the rental agreement or until the rental agreement and related documents are given to the owner at the termination of any property management agreement, "related documents" is defined to include copies of rental applications with tenant-identifying information, move-in forms, and default notices. If a broker keeps records at an "off-site storage location" (defined), the broker is required to provide to the State Real Estate Department prior written notification and the street address of the off-site storage location.
AS PASSED SENATE.

First sponsor: Sen. Pace (R - Dist 25)

S1096 Daily History	Date Action
PROPERTY MANAGEMENT RECORDS; RESIDENTIAL RECORDS	1/30 passed Senate <u>30-0</u> ; ready for House.
PROPERTY MANAGEMENT RECORDS; RESIDENTIAL RECORDS	1/29 Senate COW approved with amend #4014 and floor amend #4037.
PROPERTY MANAGEMENT RECORDS; RESIDENTIAL RECORDS	1/23 from Senate com with amend #4014.
PROPERTY MANAGEMENT RECORDS; RESIDENTIAL RECORDS	1/23 Senate com amended; report awaited.
PROPERTY MANAGEMENT RECORDS; RESIDENTIAL RECORDS	1/13 referred to Senate com.

S1099: TAX DEED LAND SALES; PROCEEDS

When land held by the state under tax deed is sold, any balance of monies remaining with the county treasurer after payment of taxes, interest, penalties, fees and costs must be paid to the owner of the property who was dispossessed by the sale.

First sponsor: Sen. Mesnard (R - Dist 17)

S1099 Daily History	Date Action
TAX DEED LAND SALES; PROCEEDS	1/30 passed Senate <u>30-0</u> ; ready for House.
TAX DEED LAND SALES; PROCEEDS	1/21 from Senate rules okay.
TAX DEED LAND SALES; PROCEEDS	1/16 from Senate fin do pass.
TAX DEED LAND SALES; PROCEEDS	1/15 Senate fin do pass; report awaited.
TAX DEED LAND SALES; PROCEEDS	1/13 referred to Senate fin.

S1113: MORTGAGED PROPERTY; TAX STATEMENTS; INFORMATION

The statement of taxes due that the county treasurer is required to mail to the mortgagor must separately list the amount of primary taxes and secondary taxes applicable to the property that is due to each taxing jurisdiction for the current and previous tax years. The county treasurer is required to mail the statement before November 1.

First sponsor: Sen. Leach (R - Dist 11)

S1113 Daily History	Date Action
MORTGAGED PROPERTY; TAX STATEMENTS; INFORMATION	1/30 passed Senate <u>30-0</u> ; ready for House.
MORTGAGED PROPERTY; TAX STATEMENTS; INFORMATION	1/23 from Senate fin do pass.
MORTGAGED PROPERTY; TAX STATEMENTS; INFORMATION	1/22 Senate fin do pass; report awaited.
MORTGAGED PROPERTY; TAX STATEMENTS; INFORMATION	1/13 referred to Senate fin.

S1114: LIMITED LIABILITY COMPANIES

Updates various references to statutes to reflect the repeal of the previous Limited Liability Company Act, which occurs on September 1, 2020, and the enactment of a new Limited Liability Company Act, which became effective on September 1, 2019. Effective September 1, 2020.

First sponsor: Sen. Pace (R - Dist 25)

S1114 Daily History	Date Action
LIMITED LIABILITY COMPANIES	1/30 passed Senate <u>30-0</u> ; ready for House.
LIMITED LIABILITY COMPANIES	1/23 from Senate com do pass.
LIMITED LIABILITY COMPANIES	1/23 Senate com do pass; report awaited.
LIMITED LIABILITY COMPANIES	1/13 referred to Senate com.

S1118: TECH CORRECTION; ESTATES

Minor change in Title 14 (Trusts and Estates) related to venue for probate and administration. Apparent striker bus.

First sponsor: Sen. Borrelli (R - Dist 5)

S1118 Daily History	Date Action
TECH CORRECTION; ESTATES 1/13 referred to Senate rules.	

S1211: ADMINISTRATIVE RULES; EXPIRATION; LEGISLATIVE EXTENSION

All "rules" (defined as a rule published in the Administrative Code) that were adopted before the effective date of this legislation expire on July 1, 2022. If an agency wishes to extend a rule that was adopted before the effective date of this legislation before the expiration of that rule, the agency is required to comply with the rulemaking procedures of the Administrative Procedures Act. Beginning July 1, 2023, the Administrative Code expires on July 1 of each year unless the Code is approved by the Legislature for a period of up to one year.

First sponsor: Sen. Leach (R - Dist 11)

S1211 Daily History	Date Action
ADMINISTRATIVE RULES; EXPIRATION; LEGISLATIVE EXTENSION 1/22 referred to Senate gov.	

S1212: BOARD LICENSURE; CERTIFICATION; RESIDENTS

Modifies the requirements for a person who is married to an active duty member of the U.S. armed forces who is accompanying the member to an official permanent change of station to a military installation in Arizona to be granted a reciprocal license to state that the person's licensure or certification by another state is proof that the person met the applicable requirements in that state, and to require the person to be a "resident" (defined) of Arizona instead of to "establish residence in Arizona." The requirement to be a resident applies without a minimum time required that the person must be present in Arizona, and applies even if the person is a resident before August 27, 2019. Retroactive to August 27, 2019.

First sponsor: Sen. Fann (R - Dist 1)

S1212 Daily History	Date Action
BOARD LICENSURE; CERTIFICATION; RESIDENTS 1/23 referred to Senate hel-hu ser.	

S1238: RECORDER'S FEES; MILITARY DISCHARGE DOCUMENTS

The list of discharge papers that county recorders are required to record without fee is expanded to include discharge papers of officers and enlisted personnel of the National Guard.

First sponsor: Sen. Gowan (R - Dist 14)
Others: Sen. Borrelli (R - Dist 5)

S1238 Daily History	Date Action
RECORDER'S FEES; MILITARY DISCHARGE DOCUMENTS 2/4 from Senate gov with amend #4059.	
RECORDER'S FEES; MILITARY DISCHARGE DOCUMENTS 2/3 Senate gov do pass; report awaited.	
RECORDER'S FEES; MILITARY DISCHARGE DOCUMENTS 1/23 referred to Senate gov.	

(No Category Assigned)

Bill Summaries

H2729: PERSONAL DATA; PROCESSING; SECURITY STANDARDS

Adds a new article to Title 18 (Information Technology) relating to security standards for personal data. Establishes a list of consumer rights relating to the consumer's personal data. Requires a "controller" to disclose to each consumer the right to request the deletion of the consumer's personal data, and to correct inaccurate personal data or delete the consumer's data upon request. Some exceptions. A consumer is permitted to object to the processing of his/her personal data and request the controller to restrict processing of personal data in specified circumstances. The Attorney General is authorized to bring an action in the name of the state or on behalf of state residents to enforce these requirements. Does not serve as the basis for a private right of action. Applies

to a legal entity with an annual gross revenue of at least \$25 million that conducts business in Arizona or produces products or services that are intentionally targeted to Arizona residents and that either controls or processes data of at least 100,000 consumers or derives over 35 percent of gross revenue from the sale of personal information and processes or controls personal information of at least 25,000 consumers.

First sponsor: Rep. DeGrazia (D - Dist 10)

Others: Rep. Blanc (D - Dist 26), Rep. Butler (D - Dist 28), Rep. Engel (D - Dist 10), Rep. Epstein (D - Dist 18), Rep. Gabaldon (D - Dist 2), Rep. Peten (D - Dist 4), Rep. Powers Hannley (D - Dist 9), Rep. Rodriguez (D - Dist 27), Rep. Salman (D - Dist 26), Rep. Sierra (D - Dist 19), Rep. Teller (D - Dist 7), Rep. Thorpe (R - Dist 6)

H2729 Daily History	Date	Action
No actions posted for this bill within the requested time frame.		

H2761: PROPERTY VALUE DETERMINATION; MODIFICATIONS; VERIFICATION

Before establishing the limited property value for property that has been modified by construction, destruction or demolition since the preceding valuation year such that the total value of the modification is equal to or greater than 15 percent of the full cash value, the county assessor is required to physically inspect and verify the total value of the modification to the property. For this purpose, physically inspect does not include aerial surveillance photography.

First sponsor: Rep. Shah (D - Dist 24)

Others: Rep. Fillmore (R - Dist 16), Rep. Kavanagh (R - Dist 23), Rep. Longdon (D - Dist 24), Rep. Nutt (R - Dist 14), Rep. Rivero (R - Dist 21), Rep. Roberts (R - Dist 11)

H2761 Daily History	Date	Action
PROPERTY VALUE DETERMINATION; MODIFICATIONS; VERIFICATION 2/4 referred to House ways-means.		

S1293: DOI; DFI; OMNIBUS

Numerous changes to statutes relating to the Department of Insurance and Financial Institutions (DIFI). Conforms statutes to Laws 2019, Chapter 252, which becomes effective July 1, 2020 and which transfers the Department of Financial Institution and the Automobile Theft Authority to the Department of Insurance and renames the Department of Insurance as the DIFI. The DIFI Director is required to be a person with business experience, including being well versed in insurance and financial institution matters. The DIFI Director is required to appoint a Deputy Director of the Insurance Division of DIFI, and the Superintendent of Financial Institutions is renamed the Deputy Director of the Financial Institutions Division of DIFI. The DIFI Director is required to appoint an individual to operate the Insurance Fraud Unit in conjunction with operating the Automobile Theft Authority. Deletes requirements for various fees and assessments to be adjusted to equal between 95 and 110 percent of the budget of DIFI or a specified division of DIFI. Requires DIFI to provide insurers with copies of any documents supporting or justifying various regulatory actions. Repeals the Insurance Consumer Advisory Board, the Accountable Health Plan Uniform Employee Health Status Questionnaire Committee, and the Continuing Education Review Committee. Retroactive to July 1, 2020.

First sponsor: Sen. Livingston (R - Dist 22)

Others: Sen. Fann (R - Dist 1)

S1293 Daily History	Date	Action
DOI; DFI; OMNIBUS 2/5 Senate fin amended; report awaited.		
DOI; DFI; OMNIBUS 1/27 referred to Senate fin.		

S1294: INSURANCE AND FINANCIAL INSTITUTIONS; CONTINUATION

The statutory life of the Department of Insurance and Financial Institutions is extended five years to July 1, 2025, if the voters approve a constitutional amendment repealing the authority for the Department of Insurance. Retroactive to July 1, 2020.

First sponsor: Sen. Mesnard (R - Dist 17)

S1294 Daily History Date Action
INSURANCE AND FINANCIAL INSTITUTIONS; CONTINUATION 1/27 referred to Senate fin.

S1295: DEPARTMENT OF REVENUE; CONTINUATION

The statutory life of the Department of Revenue is extended eight years to July 1, 2028. Retroactive to July 1, 2020.

First sponsor: Sen. Mesnard (R - Dist 17)

S1295 Daily History Date Action
DEPARTMENT OF REVENUE; CONTINUATION 1/27 referred to Senate fin.

S1299: CLASS NINE PROPERTY; NONPROFIT ORGANIZATIONS

Property, buildings and fixtures, or any portion thereof, that are leased to a nonprofit organization to operate a charter school or a residential treatment and education facility are no longer required to be recognized under section 502(c) (3) of the Internal Revenue Code in order to be classified as class 9 property for property tax purposes. Retroactive to tax years beginning with 2019.

First sponsor: Sen. S. Allen (R - Dist 6)

S1299 Daily History Date Action
CLASS NINE PROPERTY; NONPROFIT ORGANIZATIONS 1/28 referred to Senate fin.

S1303: ANNEXATION OF TERRITORY; REQUIREMENTS

A municipality is prohibited from annexing territory if as a result of the annexation unincorporated territory is completely surrounded by a combination of the annexing municipality and other municipalities.

First sponsor: Sen. Pratt (R - Dist 8)

S1303 Daily History Date Action
ANNEXATION OF TERRITORY; REQUIREMENTS 1/28 referred to Senate gov.

S1330: MECHANICS' AND MATERIALMEN'S LIENS; INTEREST

A lien for labor, professional services or materials used in construction, alteration or repair may include interest on the amount owed as provided by law. The information that must be include on the notice and claim of lien is expanded to include a statement of the rate of interest applicable to the lienor's demand and the legal basis for that rate of interest.

First sponsor: Sen. Livingston (R - Dist 22)

S1330 Daily History Date Action
MECHANICS' AND MATERIALMEN'S LIENS; INTEREST 1/28 referred to Senate com.

S1347: DOR; ADMINISTRATIVE RULINGS; PROCEDURES

The Department of Revenue (DOR) is authorized to issue draft rulings, procedures and other administrative announcements that apply to and substantively interpret tax laws and regulations either generally or for a specific set of facts. DOR is required to establish and maintain a publicly accessible record of all draft and final rulings, procedures and administrative announcements on the DOR website and is required to prominently announce additions, modifications and other changes to this record on the website's home page. Establishes requirements for draft rulings, procedures and other administrative announcements to become final, including a required period for public comment. Does not apply to private taxpayer rulings, tax forms and instructions, routine notices that remind taxpayers of normal filing obligations and other routine DOR communications that do not substantively apply to and interpret tax laws and regulations.

First sponsor: Sen. Ugenti-Rita (R - Dist 23)

S1347 Daily History Date Action
DOR; ADMINISTRATIVE RULINGS; PROCEDURES 2/5 Senate fin amended; report awaited.
DOR; ADMINISTRATIVE RULINGS; PROCEDURES 1/28 referred to Senate fin.

S1394: UNCLAIMED PROPERTY; HOUSING TRUST FUND

The amount of proceeds from the sale of abandoned property that are deposited in the Housing Trust Fund each fiscal year is changed to 55 percent of the proceeds, instead of \$2.5 million.

First sponsor: Sen. Carter (R - Dist 15)

S1394 Daily History	Date Action
UNCLAIMED PROPERTY; HOUSING TRUST FUND 1/29 referred to Senate appro.	

S1412: HOMEOWNERS' ASSOCIATIONS; POLITICAL; COMMUNITY ACTIVITY

Condominium associations and planned community associations cannot prohibit or unreasonably restrict a unit owner or member's ability to peacefully assemble and use private or common elements of the community if done in compliance with reasonable restrictions for the use of that property adopted by the board of directors. An individual unit owner or member or a group of unit owners or members are permitted to organize to discuss or address association business, including board elections or recalls, potential or actual ballot issues or revisions to the community documents, property maintenance or safety issues or any other association business or actions. A unit owner or member is allowed to invite a political candidate or other non-unit owner guest to speak to an assembly of unit owners or members. For the purpose of the prohibition on condominium associations and planned community associations prohibiting the display of a political sign, the definition of "political sign" is expanded to include a sign regarding any activity to elect or remove association directors or to circulate or oppose petitions for actions in the association or in support of or opposition to association ballot measures or other questions.

First sponsor: Sen. D. Farnsworth (R - Dist 16)

S1412 Daily History	Date Action
HOMEOWNERS' ASSOCIATIONS; POLITICAL; COMMUNITY ACTIVITY 1/29 referred to Senate gov.	

S1428: PROBATE; MEDIATION; TRIALS

Unless a party has previously been informed of the right to a jury and has waived that right in writing, the right to a jury still exists. Litigants are encouraged to engage in mediation as the initial method of dispute resolution, and evidence of mediation must be placed in the court record. If mediation is unsuccessful or not pursued, a bench trial proceeds and a judge is permitted to issue an order or orders on the matters litigated. If a litigant believes the litigant's rights have been substantially violated by the order of a judge following a bench trial, within 30 days after the order is issued, the litigant may demand a jury trial, and a jury trial must be scheduled within 45 days after the litigant's request. The standard of evidence for a jury trial is clear and convincing. A verdict may be rendered by a 3/4 vote of the jury. Previous matters adjudicated without a jury may be reexamined using this process.

First sponsor: Sen. D. Farnsworth (R - Dist 16)

S1428 Daily History	Date Action
PROBATE; MEDIATION; TRIALS 1/29 referred to Senate jud.	

S1555: SUPPORT ORDER; DISHONORED PAYMENT; LIEN

In a Title IV-D case, an order to pay child support creates a lien by operation of law, instead of an unpaid amount equal to at least two months' child support constituting a lien. The Department of Economic Security is authorized to perfect a lien by filing a copy of the child support order with the county recorder, instead of filing a notice of lien. When recorded, the order must be accompanied by the information statement of the judgment creditor, and the order and statement must be mailed to the obligor. On request, the Dept is required to provide a payoff amount to the obligor. If any form of payment of child support, instead of only a personal check, is rightfully dishonored by the payor bank, any subsequent support payment must be paid only by cash,

money order, cashier's check or certified check, and the Dept is authorized to collect a dishonored payment fee.

First sponsor: Sen. E. Farnsworth (R - Dist 12)

S1555 Daily History	Date Action
SUPPORT ORDER; DISHONORED PAYMENT; LIEN 2/4 referred to Senate jud.	

S1557: ANNUITY TRANSACTIONS; REQUIREMENTS

Numerous changes to statutes relating to annuity transactions. Annuity transaction statutes do not create a private cause of action for a violation or subject an insurance producer to civil liability under the best interest standard of care or under standards that govern the conduct of a fiduciary or fiduciary relationship. The authority to enforce compliance with these statutes is vested exclusively with the Director of the Department of Insurance and Financial Institutions. Statute governing the duties of insurers and producers relating to annuity transactions are repealed and replaced. When a producer makes a recommendation of an annuity, the producer is required to act in the best interest of the consumer under the circumstances known at the time the recommendation is made, without placing the producer's or the insurer's financial interest ahead of the consumer's interest. In making a recommendation, the producer is required to exercise reasonable diligence, care and skill to know the consumer's financial situation, insurance needs and financial objectives, understand the available recommendation options, and have a reasonable basis to believe that the recommended option effectively addresses the consumer's financial situation. Establishes disclosure requirements and record keeping requirements for annuity transactions. An insurer is prohibited from issuing an annuity recommended to a consumer unless there is a reasonable basis to believe the annuity would effectively address the particular consumer's financial situation, insurance needs and financial objectives based on the consumer's "consumer profile information" (defined). An insurance producer who, before the effective date of this legislation, has completed an annuity training course is required to complete, within six months after the effective date of this act, either a new four credit hour annuity training course approved by the Dept after the effective date or an additional onetime one credit hour annuity training course approved by the Dept on appropriate sales practices, replacement and disclosure requirements as established by this legislation. More.

First sponsor: Sen. Livingston (R - Dist 22)

S1557 Daily History	Date Action
ANNUITY TRANSACTIONS; REQUIREMENTS 2/4 referred to Senate fin.	

S1614: CONSUMER DATA; PRIVACY

A consumer is allowed to request that a business that collects personal information about the consumer or that sells the consumer's personal information disclose to the consumer the types of information collected and the purpose for collecting or selling the information. A consumer is allowed to request that a business delete any personal information about the consumer that the business has collected, and a business is required to comply with the request unless specified conditions apply. A consumer is allowed to direct a business that sells personal information about the consumer to third parties not to sell the consumer's personal information. Establishes requirements for business to provide notification to consumers of these rights. Any consumer whose nonencrypted or nonredacted personal information is subject to an unauthorized access and exfiltration, theft or disclosure as a result of a business's violation of the duty to implement and maintain reasonable security procedures and practices is authorized to institute a civil action for recovery of \$100 to \$750 in damages per incident or actual damages, whichever is greater, injunctive or declaratory relief, and any other relief the court deems proper. Factors the court must consider when assessing the amount of statutory damages. More. Contains legislative findings.

First sponsor: Sen. Bowie (D - Dist 18)

Others: Sen. Alston (D - Dist 24), Sen. Bradley (D - Dist 10), Sen. Contreras (D - Dist 19), Sen. Dalessandro (D - Dist 2), Sen. Gonzales (D - Dist 3), Sen. Mendez (D - Dist 26), Sen. Navarrete

(D - Dist 30), Sen. Otondo (D - Dist 4), Sen. Peshlakai (D - Dist 7), Sen. Quezada (D - Dist 29), Sen. Rios (D - Dist 27), Sen. Steele (D - Dist 9)

S1614 Daily History	Date Action
CONSUMER DATA; PRIVACY 2/5 referred to Senate com.	

S1621: RESIDENCES; MOBILE HOMES; PROHIBITED DISCLOSURES

A landlord that owns five or more dwelling units and a landlord that owns a mobile home park is prohibited from inquiring about, considering or requiring disclosure of the criminal history record of an applicant for tenancy during the leasing process except after the applicant has received a conditional offer on tenancy and the disclosure is only for the period of the seven most recent consecutive years preceding the date that that conditional offer of tenancy is made. Some exceptions. If the applicant for tenancy discloses a crime, the landlord is required to provide the applicant a reasonable opportunity to present evidence of rehabilitation or other mitigating factors regarding the conviction, and to consider the evidence of rehabilitation in making decisions regarding the tenancy. The landlord is prohibited from retaliating against the applicant or any other tenant for making a complaint against the landlord for noncompliance with these requirements. A landlord who fails to comply is liable to the applicant or tenant under statute governing an unlawful ouster, and an applicant is deemed to be a tenant for that purpose and may file an action for unlawful ouster and damages.

First sponsor: Sen. Quezada (D - Dist 29)

Others: Sen. Alston (D - Dist 24), Sen. Bradley (D - Dist 10), Sen. Contreras (D - Dist 19), Sen. Dalessandro (D - Dist 2), Sen. Gonzales (D - Dist 3), Sen. Mendez (D - Dist 26), Sen. Navarrete (D - Dist 30), Sen. Otondo (D - Dist 4), Sen. Peshlakai (D - Dist 7), Sen. Rios (D - Dist 27), Sen. Steele (D - Dist 9)

S1621 Daily History	Date Action
RESIDENCES; MOBILE HOMES; PROHIBITED DISCLOSURES 2/5 referred to Senate com.	

S1678: LEGAL PROFESSIONALS; COMPLAINTS; DISCIPLINE; JURIES

Summary to come

First sponsor: Sen. D. Farnsworth (R - Dist 16)

S1678 Daily History	Date Action
LEGAL PROFESSIONALS; COMPLAINTS; DISCIPLINE; JURIES 2/5 referred to Senate jud.	

SCR1050: REGULATION OF THE LEGAL PROFESSION

Summary to come

First sponsor: Sen. D. Farnsworth (R - Dist 16)

SCR1050 Daily History	Date Action
REGULATION OF THE LEGAL PROFESSION 2/5 referred to Senate jud.	