

New Report

50th Legislature - 2nd Regular Session, 2012

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Regulatory Reform

Posted Calendars and Committee Hearings

- H2585: MUNICIPAL RESIDENTIAL RENTAL TAX; ELECTION
Hearing: House Commerce (Wednesday 02/15/12 at 9:00 AM, House Rm. 5)
- H2815: EMPLOYMENT; INCENTIVES; REGULATORY TAX CREDIT
Hearing: House Commerce (Wednesday 02/15/12 at 9:00 AM, House Rm. 5)
- H2827: ADMINISTRATIVE PROCEDURES; COUNTIES; DISTRICTS
Hearing: House Government (Tuesday 02/14/12 at 2:00 PM, House Rm. 4)
- S1470: RULES; DATA QUALITY
Hearing: Senate Government Reform (Wednesday 02/15/12 at 8:00 AM, Senate Rm. 1)
- S1505: TECH CORRECTION; CHILD CUSTODY
Hearing: Senate Border Security, Federalism & States' Sovereignty (Thursday 02/16/12 at 9:00 AM, Senate Rm. 109)
Hearing: Senate Government Reform (Wednesday 02/15/12 at 8:00 AM, Senate Rm. 1)

Bill Summaries

H2350: MARIJUANA; TRANSFER FOR VALUE; PRESUMPTION

Establishes a conclusive presumption that a transfer of medical marijuana is a transfer for value if the transferee is required to pay anything of value to be a member of an organization or to participate in an activity in order to receive the transfer. Due to voter protection, this bill requires the affirmative vote of at least 3/4 of each house of the Legislature for passage.

First sponsor: Rep. Reeve

H2350 Daily History	Date	Action
MARIJUANA; TRANSFER FOR VALUE; PRESUMPTION	2/7	from House gov with amend #4199.
MARIJUANA; TRANSFER FOR VALUE; PRESUMPTION	2/6	withdrawn from House hel-hu ser, jud and additionally referred to gov.
MARIJUANA; TRANSFER FOR VALUE; PRESUMPTION	1/17	referred to House hel-hu ser, jud.

H2468: REGULATIONS; ENTRY; PUBLIC SERVICE; LIMITATIONS

Public agencies in the state are required to limit and draft all entry regulations of businesses and professions and all public service restrictions to those demonstrably necessary to fulfill legitimate public health, safety or welfare objectives. Within one year after the effective date of this legislation, agencies must conduct a comprehensive review of entry regulations and repeal or modify any that do not conform to this requirement (or recommend action to the Legislature if necessary). Provides for enforcement through the superior court system.

First sponsor: Rep. R. Gray

Others: Rep. Crandell, Rep. Fann, Rep. Fillmore, Rep. Forese, Rep. Harper, Rep. Mesnard, Rep. Proud, Rep. Vogt

H2468 Daily History	Date	Action
REGULATIONS; ENTRY; PUBLIC SERVICE; LIMITATIONS	2/1	House com held.
REGULATIONS; ENTRY; PUBLIC SERVICE; LIMITATIONS	1/18	referred to House com.

H2585: MUNICIPAL RESIDENTIAL RENTAL TAX; ELECTION

Minor clarifying change in Title 42 (taxation) relating to municipal sales tax on residential rental property. An intent section states that the purpose of this legislation is to clarify statutory intent and ratify the common legal interpretation of law, and that this legislation does not provide any substantive change in the law.

First sponsor: Rep. Judd

H2585 Daily History	Date	Action
MUNICIPAL RESIDENTIAL RENTAL TAX; ELECTION	2/6	withdrawn from House ways-means and additionally referred to com.
MUNICIPAL RESIDENTIAL RENTAL TAX; ELECTION	1/30	House ways-means held.
MUNICIPAL RESIDENTIAL RENTAL TAX; ELECTION	1/18	referred to House ways-means.

H2815: EMPLOYMENT; INCENTIVES; REGULATORY TAX CREDIT

Beginning in tax year 2014, establishes an individual and corporate income tax credit for the creditable costs and expenses of "excessive regulation" (defined) incurred by a taxpayer. The credit is capped at \$1,000 for individuals and \$4,000 for corporations in tax years 2014 and 2015, and \$2,000 for individuals and \$8,000 in tax years 2016 and after. The unused credit may be carried forward for up to 10 consecutive taxable years. Establishes caps for the aggregate amount of credits in claims against different government entities. Establishes a process for claiming the credit, including approval by the Department of Revenue. An approved credit constitutes a debit against the general fund appropriation for a responsible state agency, a debit against state shared revenues for responsible counties and municipalities, and a debit against any other taxing entity's monies in the custody of the State Treasurer for other taxing entities. All or part of an unclaimed credit may be sold or transferred under specified conditions. Additionally, the list of amounts subtracted from Arizona gross income for individual and corporate income tax purposes is expanded to include net capital gain included in federal adjusted gross income for the taxable year that is derived from an investment in a capital asset acquired after December 31, 2011, beginning with 25 percent of net capital gain in tax year 2013 and increasing 25 percent per tax year to 100 percent in tax year 2016 and after. Corporations may carryover net operating losses arising in tax years beginning with 2013 for 20 years, increased from 5 years.

First sponsor: Rep. Mesnard

H2815 Daily History	Date	Action
EMPLOYMENT; INCENTIVES; REGULATORY TAX CREDIT	2/8	referred to House com.

H2827: ADMINISTRATIVE PROCEDURES; COUNTIES; DISTRICTS

Counties and special taxing districts are required to establish and maintain a public ordinance or rule adoption docket containing specified information on proposed ordinances or rules; file a notice of proposed action before ordinance or rule adoption, amendment, or repeal; provide at least 30 days for public participation on proposed ordinances or rules; publish the full text of each ordinance or rule at least once every quarter; publish a register containing a schedule of hearings on proposed ordinances or rules, the full text of ordinances or rules, and a summary of action on ordinances or rules; and annually publish a directory of current ordinances or rules and substantive policy statements, which must be open to public inspection. Provides processes for emergency and expedited ordinance or rule adoption under specified circumstances, and exempts a list of ordinances or rules from the required adoption process. Effective January 1, 2013.

First sponsor: Rep. Ugenti

H2827 Daily History	Date	Action
ADMINISTRATIVE PROCEDURES; COUNTIES; DISTRICTS	2/14	House gov do pass; report awaited.
ADMINISTRATIVE PROCEDURES; COUNTIES; DISTRICTS	2/8	referred to House gov.

S1470: RULES; DATA QUALITY

By June 30, 2013, state agencies are required to issue guidelines to ensure and maximize the quality,

objectivity, utility and integrity of information used and disseminated by the agency. A regulated person may request a state agency to clarify its interpretation or application of statute, rules and regulations. Additionally, for public works projects of at least 1/2 mile that are funded, initiated or managed by a county or municipality, the county or municipality must provide first notice of the planned project to all utilities providing services in the county or municipality at least 12 months prior to the design phase of the project.

First sponsor: Sen. Klein

Others: Sen. Allen, Rep. Carter, Rep. Crandell, Rep. Forese, Rep. Gowan, Sen. Griffin, Sen. Melvin, Rep. Montenegro, Rep. Pratt, Rep. Proud, Sen. Shooter

S1470 Daily History Date Action

RULES; DATA QUALITY 1/31 referred to Senate gov ref.

S1505: TECH CORRECTION; CHILD CUSTODY

Minor change in Title 25 (domestic relations) related to child custody of Indian children.
Apparent striker bus.

First sponsor: Sen. Burges

S1505 Daily History Date Action

TECH CORRECTION; CHILD CUSTODY 2/8 further referred to Senatae border-fed-sov, gov ref.

TECH CORRECTION; CHILD CUSTODY 1/31 referred to Senate rules only.