

Legislative Link Update

April 8, 2019

Hello and welcome to the 2018 Glendale Legislative Link Program.

Today is the 85th day of session and to date, 8 bills on our tracking list have passed out of both chambers. Of those bills, 5 have been signed by Governor Ducey, 1 has been vetoed and the other 2 bills await his signature or a veto.

Below updates on a few bills we think might be of interest to you:

SB 1348 Fireworks; Retail Sales; Enforcement

SB 1348 modifies the definition of "permissible consumer fireworks" to include "adult snappers" (defined) in a county with a population of more than 500,000 persons (Maricopa County and Pima County). A county with a population of more than 500,000 persons (Maricopa County and Pima County) is no longer permitted to prohibit the sale and use of permissible consumer fireworks from April 25 through May 7 of each year, and from five days before the first day of Diwali until two days after the last day of Diwali of each year. In counties with a population of more than 500,000 persons (Maricopa County and Pima County), counties and municipalities are authorized to prohibit on all days during a stage one or higher fire restriction the use of permissible consumer fireworks within a one-mile radius of the border of any municipal or county mountain preserve, desert park, regional park, designated conservation area, national forest or wilderness area, and in counties with a population of 500,000 persons, counties and municipalities are authorized to prohibit on all days the use of permissible consumer fireworks within a one-mile radius of the same areas. A fire marshal working for or contracted with a municipality, fire district or county is authorized to seize, remove or cause to be removed all fireworks for sale or offered for sale in the fire marshal's jurisdiction. The municipality, fire district or county is authorized to impose a fine on the owner of the fireworks that at a minimum covers the cost of the enforcement. A person that has fireworks confiscated more than two times in a five-year period is prohibited from selling permissible consumer fireworks in Arizona for the three succeeding years following the most recent violation. SB 1348 was approved in the House Committee of the Whole last week and is now awaiting a final vote by the House. If the bill is to pass, SB 1348 would be ready for the Governor to sign in law or veto.

SB 1315 Victims' Rights; Refusal Of Interviews

SB 1315 changes state law so that except in cases involving a dismissal with prejudice or an acquittal, the right of a victim and a victim's representative to refuse an interview, a deposition or any other discovery request by the defendant, the defendant's attorney or any other person acting on behalf of the defendant remains enforceable beyond a final disposition of the charges. SB 1315 passed out of the Senate 20-10, passed out of Senate Judiciary Committee, and received an okay from the House Rules Committee. SB 1315 now awaits approval from the House Committee of the Whole and then a final (third read) vote from the House.

HB 2115 Landlord Tenant; State Preemption

HB 2115 would prohibit cities, counties or other political subdivisions from regulating landlord-tenant relationships by classifying this issue as a matter of statewide concern. Several stakeholders including municipalities, the Arizona Coalition for Working Families, the Arizona Community Action Association, and Arizona Tenants Advocates have all expressed concerns that this bill will prevent cities from imposing requirements that ensure residents are guaranteed safe housing standards for all citizens including renters who are on a fixed income or are receiving financial assistance. HB 2115 was approved in the House Committee of the Whole last week and is now awaiting a final vote by the House. If the bill is to pass, SB 1348 would be ready for the Governor to sign in law or veto.

HB 2639 Timeshares; Disclosures

HB 2639 makes various changes relating to timeshare purchase agreements. A purchaser of a timeshare contract or agreement is permitted to rescind the agreement without cause by sending or delivering a written notice of rescission by midnight of the 14th calendar day, increased from the 7th calendar day, following the day the agreement was executed. After the end of the rescission period and before midnight on the 15th calendar day after the "first use of the timeshare interest" concludes, the purchaser is permitted to cancel the purchase agreement without cause and relinquish to the seller all timeshare interests and liabilities incurred under the purchase agreement by sending or delivering a written notice of cancellation and relinquishment to the seller. The seller is authorized to charge a cancellation and relinquishment fee of up to 10 percent of the purchase price. The cancellation and relinquishment rights and any cancellation and relinquishment fee are required to be conspicuously disclosed in the purchase agreement. At least 10 years after a purchaser purchases a timeshare, a purchaser who has paid the entire purchase price of the purchaser's timeshare and who does not have past-due assessments, unpaid fines, unpaid penalties or liens or other encumbrances on the property may terminate the purchase agreement without cause and surrender all rights or property interests under the purchase agreement to the seller without a fee or penalty. HB 2639 passed out of the House 60-0 and was approved in the Senate Commerce Committee. HB 2639 now awaits consideration by the Senate Committee of the Whole before it can be scheduled for a final vote.

Similar to previous years, our bill tracking list will be available through an online report that can be accessed at the following website. The password is "Glendale". Utilizing a dynamic online report allows our Legislative Link participants to receive the most up to date information on bill status and committee hearing schedules at any time.

<http://www.azcapitolreports.com/webreport.cfm?webreport=26231&listid=66612&print=true>

Thank you again for your participation in Glendale's Legislative Link Program.

Remember, you can watch committee hearings via the internet by going to the [legislature's website](#) and clicking on the live proceedings hyperlink located in the column on the left side of the page.

Arizona State Legislature Website: www.azleg.gov

To determine who your state legislators are, [click here](#)

You can also visit the Intergovernmental Programs Department's webpage for additional information by [clicking here](#)

The information being emailed to you is a result of your subscription to the City of Glendale Legislative Link Program. We hope to grow this email distribution list to ensure that our neighbors and friends can be aware of the important issues being discussed at the legislature. To add an additional user or to unsubscribe, please email dtorres@glendaleaz.com.

Best regards,

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