

# Legislative Link Update

March 19, 2021

Hello and welcome to the 2021 Glendale Legislative Link Program.

Today is the 68th day of session. The House and Senate will be very busy this week as March 26 is the last day for bills to be heard in committee in the opposite chamber. What this means is that when the session started back in January, House (and Senate) bills needed to be heard in House (and Senate) committees by February 19 in order to remain "alive" in the session. Then those bills heard in committee were voted on by the entire House (or Senate). Once the bills were approved by majority vote, the bills crossed over to the other chamber and were assigned to a committee. Those bills sent over to the opposite chamber must be heard in committee next week or else those bills are no longer "alive" or considered for future law. These session deadlines are constitutional requirements to keep the Arizona Legislature focused on adjourning the session (known as Sine Die). So, because of this session deadline, next week's committee agendas are very long.

Below are updates on a few bills that we believe may be of interest to you:

## **SB 1793 Voter Registration Databases; Death Records**

SB 1793 requires the Secretary of State to use the records of deaths transmitted by the Department of Health Services to establish a nonpublic database for use by county recorders to cancel the names of deceased persons from county voter registration databases. **SB 1793 passed out of the Senate on a party-line vote (16-14) and was referred to the House Government and Elections Committee where it passed out of committee on March 18.**

## **SB 1237 Fertility Fraud; Civil; Criminal Action**

SB 1237 authorizes a woman who gives birth to a child after being treated for infertility, her spouse, or a child born as a result of the treatment to bring an action against a licensed health care provider who knowingly or intentionally treated the woman for infertility by using the provider's own spermatozoon or ovum without the patient's informed written consent to treatment using that spermatozoon or ovum. A donor of human reproductive material is authorized to bring an action against a licensed health care provider who treats a patient for infertility by using human reproductive material donated by the donor and who knows or reasonably should have known that the donor's human reproductive material was used either without the donor's consent, or in a manner or to an extent other than that to which the donor consented. A person who brings an action pursuant to this legislation has a separate cause of action for each child born as a result of the fraudulent fertility treatment or for each individual who received fertility treatment with the donor's human reproductive material. A plaintiff who prevails in an action is entitled to reasonable attorney fees and specified damages. Establishes deadlines for filing actions for civil fertility fraud. **SB 1237 passed out of the Senate 29-0, passed out of the House 59-0 and is awaiting signature from Governor Ducey.**

## **HB 2052 Homeowners' Associations: Political; Community Activity**

HB 2052 bans condominium associations and planned community associations from prohibiting or unreasonably restricting 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. **HB 2052 passed out of the House 59-0 and was assigned to the Senate Government Committee where it passed out of committee on March 2.**

**HB 2128 State Licensing; Fee Waiver**

HB 2128 expands the list of persons that state agencies are required to waive any initial license fee charged for, with some exceptions, is expanded to include any active duty military service member and the member's spouse, and any honorably discharged veteran who has been discharged no more than two years before application. Appropriates \$250,000 from the general fund in each fiscal year to the Department of Administration to reimburse agencies on a first-come, first-served basis for fees the agency waived. **HB 2128 passed out of the House 57-2 and was assigned to the Senate Appropriations Committee where it passed out of committee on March 17.**

**HB 2365 Minimum Vehicle Speed; Left Lane**

HB 2365 would prohibit a person from driving a motor vehicle in the far left lane of a highway with two or more lanes traveling in the same direction at a speed that is less than the posted speed limit. **HB 2365 passed out of the House 40-20 and was assigned to the Senate Transportation and Technology Committee where it passed out of Committee on March 9.**

**HB 2185 Civil Juries; Size; Concurrence**

Beginning January 1, 2023, HB 2185 authorizes the presiding judge of the superior court in a county to order that a jury for trial in any court of record of a civil case consists of six persons, instead of eight persons, and the concurrence of all but one, instead of two, is necessary to render a verdict. HB 2185 passed out of the House 59-0 and was assigned to the Senate Judiciary where it passed out of Committee on March 8. HB 2185 was approved by the Senate on March 16 and is awaiting signature from Governor Ducey.

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. <https://azcapitolreports.com/webreport.cfm?webreport=26568&listid=72498&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.

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Arizona State Legislature Website: [www.azleg.gov](http://www.azleg.gov)

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Best regards,

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