

Senate Engrossed House Bill

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
House of Representatives
Fiftieth Legislature
Second Regular Session
2012

CHAPTER 234

HOUSE BILL 2070

AN ACT

AMENDING SECTION 41-1080, ARIZONA REVISED STATUTES; RELATING TO LICENSING
ELIGIBILITY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 41-1080, Arizona Revised Statutes, is amended to
3 read:

4 41-1080. Licensing eligibility; authorized presence;
5 documentation; applicability; definitions

6 A. Subject to subsections C and D OF THIS SECTION, an agency or
7 political subdivision of this state shall not issue a license to an
8 individual if the individual does not provide documentation of citizenship or
9 alien status by presenting any of the following documents to the agency or
10 political subdivision indicating that the individual's presence in the United
11 States is authorized under federal law:

12 1. An Arizona driver license issued after 1996 or an Arizona
13 nonoperating identification license.

14 2. A driver license issued by a state that verifies lawful presence in
15 the United States.

16 3. A birth certificate or delayed birth certificate issued in any
17 state, territory or possession of the United States.

18 4. A United States certificate of birth abroad.

19 5. A United States passport.

20 6. A foreign passport with a United States visa.

21 7. An I-94 form with a photograph.

22 8. A United States citizenship and immigration services employment
23 authorization document or refugee travel document.

24 9. A United States certificate of naturalization.

25 10. A United States certificate of citizenship.

26 11. A tribal certificate of Indian blood.

27 12. A tribal or bureau of Indian affairs affidavit of birth.

28 13. ANY OTHER LICENSE THAT IS ISSUED BY THE FEDERAL GOVERNMENT, ANY
29 OTHER STATE GOVERNMENT, AN AGENCY OF THIS STATE OR A POLITICAL SUBDIVISION OF
30 THIS STATE THAT REQUIRES PROOF OF CITIZENSHIP OR LAWFUL ALIEN STATUS BEFORE
31 ISSUING THE LICENSE.

32 B. This section does not apply to an individual if either:

33 1. Both of the following apply:

34 (a) The individual is a citizen of a foreign country or, if at the
35 time of application, the individual resides in a foreign country.

36 (b) The benefits that are related to the license do not require the
37 individual to be present in the United States in order to receive those
38 benefits.

39 2. All of the following apply:

40 (a) The individual is a resident of another state.

41 (b) The individual holds an equivalent license in that other state and
42 the equivalent license is of the same type being sought in this state.

43 (c) The individual seeks the Arizona license to comply with this
44 state's licensing laws and not to establish residency in this state.

1 C. If, pursuant to subsection A of this section, an individual has
2 affirmatively established citizenship of the United States or a form of
3 nonexpiring work authorization issued by the federal government, the
4 individual, on renewal or reinstatement of a license, is not required to
5 provide subsequent documentation of that status.

6 D. If, on renewal or reinstatement of a license, an individual holds a
7 limited form of work authorization issued by the federal government that has
8 expired, the individual shall provide documentation of that status.

9 E. If a document listed in subsection A, paragraphs 1 through 12 OF
10 THIS SECTION does not contain a photograph of the individual, the individual
11 shall also present a government issued document that contains a photograph of
12 the individual.

13 F. For the purposes of this section:

14 1. "Agency" means any agency, department, board or commission of this
15 state or any political subdivision of this state that issues a license for
16 the purposes of operating a business in this state or to an individual who
17 provides a service to any person.

18 2. "License" means any agency permit, certificate, approval,
19 registration, charter or similar form of authorization that is required by
20 law and that is issued by any agency for the purposes of operating a business
21 in this state or to an individual who provides a service to any person where
22 the license is necessary in performing that service.

APPROVED BY THE GOVERNOR APRIL 11, 2012.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 12, 2012.

Passed the House February 9, 2012

by the following vote: 49 Ayes,

6 Nays, 4 Not Voting
1 vacant

[Signature]
Speaker of the House

[Signature]
Chief Clerk of the House

Passed the Senate April 3, 2012

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

[Signature]
President of the Senate

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

~~This Bill received by the Governor this
_____ day of _____, 20____
at _____ o'clock _____ M.

Secretary to the Governor~~

Approved this _____ day of

at _____ o'clock _____ M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

~~This Bill received by the Secretary of State
this _____ day of _____, 20____
at _____ o'clock _____ M.

Secretary of State~~

H.B. 2070

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

_____ April 9, 2012,

by the following vote: 47 Ayes,

7 Nays, 6 Not Voting



Speaker of the House



Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

9 day of April, 2012,

at 4:00 o'clock P M.

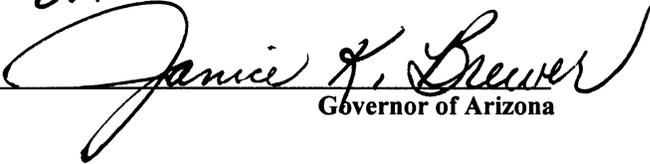


Secretary to the Governor

Approved this 11th day of

April, 2012

at 2:42 o'clock P M.



Governor of Arizona

H.B. 2070

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 12th day of April, 2012,

at 8:07 o'clock a M.



Secretary of State