

House Engrossed Senate Bill

FILED
KEN BENNETT
SECRETARY OF STATE

State of Arizona
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Fifty-first Legislature
Second Regular Session
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CHAPTER 190

SENATE BILL 1284

AN ACT

AMENDING TITLE 12, CHAPTER 2, ARTICLE 8, ARIZONA REVISED STATUTES, BY ADDING SECTION 12-290; CHANGING THE DESIGNATION OF TITLE 38, CHAPTER 4, ARTICLE 3, ARIZONA REVISED STATUTES, TO "FIREFIGHTER, PEACE OFFICER AND CORRECTIONS OFFICER CANCER INSURANCE"; AMENDING SECTIONS 38-641, 38-642, 38-643, 38-644, 38-645, 38-848, 38-853.01, 38-891 AND 38-961, ARIZONA REVISED STATUTES; AMENDING LAWS 2012, CHAPTER 287, SECTION 2; RELATING TO PUBLIC SAFETY OFFICERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 12, chapter 2, article 8, Arizona Revised Statutes,
3 is amended by adding section 12-290, to read:

4 12-290. Records maintained by clerk of the superior court:
5 confidentiality; definitions

6 A. A PEACE OFFICER WHO BELIEVES THAT THE LIFE OR SAFETY OF THE OFFICER
7 OR ANOTHER PERSON IS IN DANGER AND THAT RESTRICTING ACCESS TO THE OFFICER'S
8 PERSONAL IDENTIFYING INFORMATION WILL SERVE TO REDUCE THE DANGER MAY REQUEST
9 THAT THE GENERAL PUBLIC BE PROHIBITED FROM ACCESSING SUPERIOR COURT RECORDS
10 MAINTAINED BY THE CLERK OF THE SUPERIOR COURT THAT CONTAIN THE PEACE
11 OFFICER'S PERSONAL IDENTIFYING INFORMATION.

12 B. AN ELIGIBLE PERSON MAY REQUEST THIS ACTION BY FILING AN AFFIDAVIT
13 IN EACH CASE IN THE SUPERIOR COURT OF THE COUNTY THAT CONTAINS THE PERSONAL
14 IDENTIFYING INFORMATION REQUESTING THAT THE COURT ORDER THE GENERAL PUBLIC BE
15 PROHIBITED FROM ACCESSING RECORDS THAT CONTAIN THE PERSONAL IDENTIFYING
16 INFORMATION. EACH AFFIDAVIT SHALL CONTAIN THE OFFICER'S PERSONAL IDENTIFYING
17 INFORMATION AND ANY OTHER INFORMATION REQUIRED BY THE COURT.

18 C. TO PREVENT MULTIPLE FILINGS, AN ELIGIBLE PERSON SHALL DELIVER THE
19 AFFIDAVIT TO THE PEACE OFFICER'S COMMANDING OFFICER, OR THAT PERSON'S
20 DESIGNEE, WHO SHALL FILE THE AFFIDAVITS AT ONE TIME. IN THE ABSENCE OF AN
21 AFFIDAVIT THAT CONTAINS A REQUEST FOR IMMEDIATE ACTION AND THAT IS SUPPORTED
22 BY FACTS JUSTIFYING AN EARLIER PRESENTATION, THE COMMANDING OFFICER, OR THAT
23 PERSON'S DESIGNEE, SHALL NOT FILE AFFIDAVITS MORE OFTEN THAN QUARTERLY.

24 D. IF THE COURT FINDS THAT THE LIFE OR SAFETY OF THE OFFICER OR
25 ANOTHER PERSON IS IN DANGER AND THAT RESTRICTING ACCESS TO RECORDS THAT
26 CONTAIN THE OFFICER'S PERSONAL IDENTIFYING INFORMATION WILL SERVE TO REDUCE
27 THE DANGER THE COURT SHALL GRANT THE PETITION AND RESTRICT ACCESS AS
28 NECESSARY.

29 E. THE SUPREME COURT SHALL PROMULGATE RULES TO IMPLEMENT THIS SECTION.

30 F. FOR THE PURPOSES OF THIS SECTION:

31 1. "PEACE OFFICER" HAS THE SAME MEANING PRESCRIBED IN SECTION 1-215.

32 2. "PERSONAL IDENTIFYING INFORMATION" MEANS THE OFFICER'S RESIDENTIAL
33 ADDRESS, TELEPHONE NUMBER AND CONTACT INFORMATION AS STATED IN THE RECORDS.

34 Sec. 2. Heading change

35 The article heading of title 38, chapter 4, article 3, Arizona Revised
36 Statutes, is changed from "FIRE FIGHTER AND PEACE OFFICER CANCER INSURANCE"
37 to "FIREFIGHTER, PEACE OFFICER AND CORRECTIONS OFFICER CANCER INSURANCE".

38 Sec. 3. Section 38-641, Arizona Revised Statutes, is amended to read:

39 38-641. Definitions

40 In this article, unless the context otherwise requires:

41 1. "Board" means the board of trustees of the public safety personnel
42 retirement system established by section 38-848, including its authorized
43 employees, administrators, attorneys and agents.

44 2. "Employer" means this state or any political subdivision of this
45 state, including cities, towns, fire districts and Indian tribes, that

1 employs ~~fire fighters~~ FIREFIGHTERS, ~~or~~ peace officers, CORRECTIONS OFFICERS
2 OR DETENTION OFFICERS and that participates in the public safety personnel
3 retirement system established by chapter 5, article 4 of this title OR THE
4 CORRECTIONS OFFICER RETIREMENT PLAN ESTABLISHED BY CHAPTER 5, ARTICLE 6 OF
5 THIS TITLE.

6 3. "Peace officer" means a certified peace officer as defined in
7 section 38-842.

8 4. "Program" means the ~~fire fighter~~ FIREFIGHTER, and peace officer AND
9 CORRECTIONS OFFICER cancer insurance policy program established by this
10 article.

11 Sec. 4. Section 38-642, Arizona Revised Statutes, is amended to read:

12 38-642. Firefighter, peace officer and corrections officer
13 cancer insurance policy program

14 A. EXCEPT AS PROVIDED IN SUBSECTION D OF THIS SECTION, the board shall
15 establish and administer a ~~fire fighter~~ FIREFIGHTER, and peace officer AND
16 CORRECTIONS OFFICER cancer insurance policy program for participating
17 employers that employ ~~fire fighters~~ FIREFIGHTERS, ~~or~~ peace officers,
18 CORRECTIONS OFFICERS OR DETENTION OFFICERS. For the purposes of the internal
19 revenue code, the program is an integral part of a political subdivision of
20 this state.

21 B. EXCEPT AS PROVIDED IN SUBSECTION D OF THIS SECTION, participating
22 employers that employ ~~fire fighters~~ FIREFIGHTERS or peace officers shall
23 participate in the program.

24 C. The board shall contract for a group cancer insurance policy to
25 provide coverage as prescribed by section 38-645 or may self-insure the
26 program by establishing an insurance policy that is of its own design and
27 that is underwritten by the assets of the ~~fire fighter~~ FIREFIGHTER, and peace
28 officer AND CORRECTIONS OFFICER cancer insurance policy program account
29 established by section 38-643. When procuring, establishing or administering
30 any cancer insurance policy provided pursuant to this article the board is
31 exempt from the requirements of title 41, chapter 23.

32 D. THE BOARD SHALL ADMINISTER A FIREFIGHTER, PEACE OFFICER AND
33 CORRECTIONS OFFICER CANCER INSURANCE POLICY PROGRAM FOR EMPLOYERS AND THEIR
34 EMPLOYEES WHO ARE CORRECTIONS OFFICERS OR DETENTION OFFICERS AND WHO JOIN THE
35 PROGRAM. THE STATE DEPARTMENT OF CORRECTIONS, THE STATE DEPARTMENT OF
36 JUVENILE CORRECTIONS OR A COUNTY, CITY OR TOWN MAY ESTABLISH A VOLUNTARY
37 CANCER INSURANCE POLICY PROGRAM FOR EMPLOYEES WHO ARE CORRECTIONS OFFICERS OR
38 DETENTION OFFICERS. THE STATE DEPARTMENT OF CORRECTIONS, THE STATE
39 DEPARTMENT OF JUVENILE CORRECTIONS OR A COUNTY, CITY OR TOWN THAT, IN ITS
40 DISCRETION, ESTABLISHES A PROGRAM SHALL COLLECT THE PAYMENTS FOR THE PROGRAM
41 AND SUBMIT THE MONIES TO THE BOARD ON BEHALF OF THE EMPLOYEES WHO VOLUNTARILY
42 ENROLL IN THE PROGRAM AND MAKE PAYMENTS FOR THE CANCER INSURANCE. IF A
43 COUNTY, CITY OR TOWN ESTABLISHES A CANCER INSURANCE POLICY PROGRAM, THE
44 COUNTY, CITY OR TOWN IS NOT REQUIRED TO MAKE PAYMENTS FOR THE CANCER
45 INSURANCE. IF THE STATE DEPARTMENT OF CORRECTIONS OR STATE DEPARTMENT OF

1 JUVENILE CORRECTIONS ESTABLISHES A CANCER INSURANCE POLICY PROGRAM, THE
2 DEPARTMENT SHALL NOT MAKE PAYMENTS FOR THE CANCER INSURANCE. THE BOARD MAY
3 ADOPT POLICIES THAT ESTABLISH CRITERIA FOR PARTICIPATION IN THE PROGRAM
4 PURSUANT TO THIS SUBSECTION.

5 ~~D.~~ E. On or before July 31 of each year, the board shall notify each
6 employer required to participate in the program of the total amount payable
7 to the board to pay for the costs of the program. The amount charged to each
8 employer shall not exceed one hundred eighty dollars for each employee of the
9 employer who is a ~~fire-fighter~~ FIREFIGHTER, ~~or~~ peace officer, CORRECTIONS
10 OFFICER OR DETENTION OFFICER on record with the board as of June 30 of that
11 year. Each employer shall pay this amount to the board on or before August
12 31 of each year.

13 ~~E.~~ F. Employers that fail to pay the amount required by subsection ~~D-~~
14 E of this section by August 31 shall pay a fifteen per cent late charge to
15 the board on all delinquent amounts accrued monthly. If the amount due and
16 the late charge are not paid within thirty days, the board may recover the
17 amounts due from the employer by either:

18 1. Filing an action in a court of competent jurisdiction to recover
19 the amount due.

20 2. Requesting a deduction of any monies, including excise revenue
21 taxes, payable to the employer by any department or agency of this state.

22 ~~F.~~ G. If the board self-insures the program the board and the program
23 are exempt from title 20 and any rules adopted pursuant to title 20.

24 Sec. 5. Section 38-643, Arizona Revised Statutes, is amended to read:

25 38-643. Firefighter, peace officer and correctional officer
26 cancer insurance policy program account

27 A. The ~~fire-fighter~~ FIREFIGHTER, ~~and~~ peace officer AND CORRECTIONS
28 OFFICER cancer insurance policy program account is established and shall be
29 under the exclusive control of the board. The board shall deposit monies
30 collected pursuant to section 38-642 in the account to pay the cost of
31 providing a group cancer insurance policy under the program and the cost of
32 administering the program.

33 B. The board may use up to ten per cent of the monies deposited in the
34 account each year ending July 31 to pay the costs of administering the
35 program, except that board attorney fees and court costs relating to the
36 program shall be paid out of the account and are not subject to this
37 limitation. If no monies are deposited in the account in a given year, the
38 board may use up to five per cent of the monies deposited in the account in
39 the most recent year in which there was a deposit to pay the costs of
40 administering the program.

41 C. The board shall cause an independent audit of the account to be
42 performed at the end of each fiscal year and shall report the results of the
43 audit to each employer within six months following the end of the fiscal
44 year.

1 D. The employer contributions and securities in the account and
2 investment earnings on monies in the account are exempt from state, county
3 and municipal taxes.

4 E. The program is a welfare benefit plan or trust intended to pay
5 expenses incurred in the treatment of cancer as provided in the policy of
6 insurance secured or established by the board pursuant to section 38-642.
7 The legislature intends that the program's income be excluded as gross income
8 for the purposes of the assessment of federal income tax under section 115 of
9 the internal revenue code and that coverage under the program be excluded as
10 gross income to the employees or retirees under section 106 of the internal
11 revenue code. The board may adopt additional program provisions as are
12 necessary to fulfill its intent that the program's income and premiums are
13 not subject to federal income tax.

14 F. Employers, the board of trustees and any member of a local board do
15 not guarantee the account in any manner against loss or depreciation and are
16 not liable for any act or failure to act made in good faith pursuant to this
17 article, including determinations on program claims.

18 Sec. 6. Section 38-644, Arizona Revised Statutes, is amended to read:
19 38-644. Eligibility

20 A. Except as provided in subsections B, C and D OF THIS SECTION, to
21 qualify for covered benefits under the program, a person must satisfy all of
22 the following criteria:

23 1. Be an active or retired member of the public safety personnel
24 retirement system OR THE CORRECTIONS OFFICER RETIREMENT PLAN.

25 2. BE ONE OF THE FOLLOWING:

26 ~~2.—~~Be (a) A firefighter who is or was regularly assigned to hazardous
27 duty of the type normally expected of a firefighter ~~or be~~.

28 (b) A peace officer.

29 (c) A CORRECTIONS OFFICER EMPLOYED BY THE STATE DEPARTMENT OF
30 CORRECTIONS OR THE STATE DEPARTMENT OF JUVENILE CORRECTIONS OR A DETENTION
31 OFFICER EMPLOYED BY A COUNTY, CITY OR TOWN IF THE DEPARTMENT, COUNTY, CITY OR
32 TOWN HAS VOLUNTARILY ESTABLISHED A PROGRAM AND THE CORRECTIONS OFFICER OR
33 DETENTION OFFICER VOLUNTARILY ENROLLED IN THE PROGRAM AND MADE THE PAYMENTS
34 PURSUANT TO SECTION 38-642, SUBSECTION D.

35 3. Have cancer that was first diagnosed after the person's date of
36 membership in the public safety personnel retirement system OR CORRECTIONS
37 OFFICER RETIREMENT PLAN.

38 B. Persons who terminate employment with a participating employer are
39 not eligible for benefits under the program unless the person has made a
40 valid claim for payment of expenses under the program before termination of
41 employment.

42 C. On retirement, persons who were either receiving benefits under the
43 program before retirement or who are diagnosed with cancer subsequent to
44 retirement remain eligible for coverage under the program for five months for

1 each year of credited service accumulated toward retirement under the public
2 safety personnel retirement system OR CORRECTIONS OFFICER RETIREMENT PLAN.

3 D. A person whose eligibility to receive benefits under subsection C
4 OF THIS SECTION is expiring may continue to remain eligible for coverage
5 under the program if the person makes an election with the board and pays to
6 the board the cost of the premium as determined by the board at the time
7 determined by the board.

8 E. A person is not eligible for benefits under the program if there is
9 any evidence that the cancer that forms the basis for a benefit claim under
10 the program existed before the person's membership in the public safety
11 personnel retirement system OR CORRECTIONS OFFICER RETIREMENT PLAN.

12 Sec. 7. Section 38-645, Arizona Revised Statutes, is amended to read:
13 38-645. Coverage

14 A. Coverage provided under the program shall provide benefits to
15 eligible persons to pay for expenses that are designated by the board and
16 that are incurred in the treatment of cancer, including treatments by clinics
17 or providers outside of the United States.

18 B. The board may provide for additional coverage or exclusions under
19 the program based on available monies in the ~~fire-fighter~~ FIREFIGHTER, ~~and~~
20 peace officer AND CORRECTIONS OFFICER cancer insurance policy program
21 account.

22 C. Coverage under the ~~fire-fighter~~ FIREFIGHTER, ~~and~~ peace officer AND
23 CORRECTIONS OFFICER cancer insurance policy program may be canceled, changed
24 or terminated by the board at any time without notice. If the program is
25 terminated, the board shall refund monies in the ~~fire-fighter~~ FIREFIGHTER,
26 ~~and~~ peace officer AND CORRECTIONS OFFICER cancer insurance policy program
27 account on a pro rata basis to employers, excluding monies held in reserve
28 for benefits as determined by the board.

29 D. If the program is self-insured, benefits are limited to the assets
30 in the ~~fire-fighter~~ FIREFIGHTER, ~~and~~ peace officer AND CORRECTIONS OFFICER
31 cancer insurance policy program account and those benefits may be reduced or
32 eliminated at any time.

33 Sec. 8. Section 38-848, Arizona Revised Statutes, is amended to read:
34 38-848. Board of trustees; powers and duties; independent trust
35 fund; administrator; agents and employees

36 A. The board of trustees shall consist of seven members and shall have
37 the rights, powers and duties that are set forth in this section. The term
38 of office of members shall be five years to expire on the third Monday in
39 January of the appropriate year. Members are eligible to receive
40 compensation in an amount of fifty dollars a day, but not to exceed one
41 thousand dollars in any one fiscal year, and are eligible for reimbursement
42 of expenses pursuant to chapter 4, article 2 of this title. The board
43 consists of the following members appointed by the governor pursuant to
44 section 38-211:

45 1. Two elected members from a local board to represent the employees.

1 2. One member to represent this state as an employer of public safety
2 personnel. This member shall have the qualifications prescribed in
3 subsection T of this section.

4 3. One member to represent the cities as employers of public safety
5 personnel.

6 4. An elected county or state official or a judge of the superior
7 court, court of appeals or supreme court.

8 5. Two public members. These members shall have the qualifications
9 prescribed in subsection T of this section.

10 B. All monies in the fund shall be deposited and held in a public
11 safety personnel retirement system depository. Monies in the fund shall be
12 disbursed from the depository separate and apart from all monies or funds of
13 this state and the agencies, instrumentalities and subdivisions of this
14 state, except that the board may commingle the assets of the fund and the
15 assets of all other plans entrusted to its management in one or more group
16 trusts, subject to the crediting of receipts and earnings and charging of
17 payments to the appropriate employer, system or plan. The monies shall be
18 secured by the depository in which they are deposited and held to the same
19 extent and in the same manner as required by the general depository law of
20 this state. For purposes of making the decision to invest in securities
21 owned by the fund or any plan or trust administered by the board, the fund
22 and assets of the plans and the plans' trusts are subject to the sole
23 management of the board for the purpose of this article except that, on the
24 board's election to invest in a particular security or make a particular
25 investment, the assets comprising the security or investment may be chosen
26 and managed by third parties approved by the board. The board may invest in
27 portfolios of securities chosen and managed by a third party. The board's
28 decision to invest in securities such as mutual funds, commingled investment
29 funds, exchange traded funds, private equity or venture capital limited
30 partnerships, real estate limited partnerships or limited liability companies
31 and real estate investment trusts whose assets are chosen and managed by
32 third parties does not constitute an improper delegation of the board's
33 investment authority.

34 C. All contributions under this system and other retirement plans that
35 the board administers shall be forwarded to the board and shall be held,
36 invested and reinvested by the board as provided in this article. All
37 property and monies of the fund and other retirement plans that the board
38 administers, including income from investments and from all other sources,
39 shall be retained for the exclusive benefit of members, as provided in the
40 system and other retirement plans that the board administers, and shall be
41 used to pay benefits to members or their beneficiaries or to pay expenses of
42 operation and administration of the system and fund and other retirement
43 plans that the board administers.

44 D. The board shall have the full power in its sole discretion to
45 invest and reinvest, alter and change the monies accumulated under the system

1 and other retirement plans and trusts that the board administers as provided
2 in this article. In addition to its power to make investments managed by
3 others, the board may delegate the authority the board deems necessary and
4 prudent to investment management pursuant to section 38-848.03, as well as to
5 the administrator, employed by the board pursuant to subsection K, paragraph
6 6 of this section, and any assistant administrators to invest the monies of
7 the system and other retirement plans and trusts that the board administers
8 if the administrator, investment management and any assistant administrators
9 follow the investment policies that are adopted by the board. The board may
10 commingle securities and monies of the fund, the elected officials'
11 retirement plan, the corrections officer retirement plan and other plans or
12 monies entrusted to its care, subject to the crediting of receipts and
13 earnings and charging of payments to the account of the appropriate employer,
14 system or plan. In making every investment, the board shall exercise the
15 judgment and care under the circumstances then prevailing that persons of
16 ordinary prudence, discretion and intelligence exercise in the management of
17 their own affairs, not in regard to speculation but in regard to the
18 permanent disposition of their funds, considering the probable income from
19 their funds as well as the probable safety of their capital, provided:

20 1. That not more than eighty per cent of the combined assets of the
21 system or other plans that the board manages shall be invested at any given
22 time in corporate stocks, based on cost value of such stocks irrespective of
23 capital appreciation.

24 2. That no more than five per cent of the combined assets of the
25 system or other plans that the board manages shall be invested in corporate
26 stock issued by any one corporation, other than corporate stock issued by
27 corporations chartered by the United States government or corporate stock
28 issued by a bank or insurance company.

29 3. That not more than five per cent of the voting stock of any one
30 corporation shall be owned by the system and other plans that the board
31 administers, except that this limitation does not apply to membership
32 interests in limited liability companies.

33 4. That corporate stocks and exchange traded funds eligible for direct
34 purchase shall be restricted to stocks and exchange traded funds that, except
35 for bank stocks, insurance stocks, stocks acquired for coinvestment in
36 connection with the system's or the plans' or trusts' commingled investments
37 and interests in limited liability companies and mutual funds, are either:

38 (a) Listed or approved on issuance for listing on an exchange
39 registered under the securities exchange act of 1934, as amended (15 United
40 States Code sections 78a through 7811).

41 (b) Designated or approved on notice of issuance for designation on
42 the national market system of a national securities association registered
43 under the securities exchange act of 1934, as amended (15 United States Code
44 sections 78a through 7811).

1 (c) Listed or approved on issuance for listing on an exchange
2 registered under the laws of this state or any other state.

3 (d) Listed or approved on issuance for listing on an exchange of a
4 foreign country with which the United States is maintaining diplomatic
5 relations at the time of purchase, except that no more than twenty per cent
6 of the combined assets of the system and other plans that the board manages
7 shall be invested in foreign securities, based on the cost value of the
8 stocks irrespective of capital appreciation.

9 (e) An exchange traded fund that is recommended by the chief
10 investment officer of the system, that is registered under the investment
11 company act of 1940 (15 United States Code sections 80a-1 through 80a-64) and
12 that is both traded on a public exchange and based on a publicly recognized
13 index.

14 E. Notwithstanding any other law, the board shall not be required to
15 invest in any type of investment that is dictated or required by any entity
16 of the federal government and that is intended to fund economic development
17 projects, public works or social programs, but may consider such economically
18 targeted investments pursuant to its fiduciary responsibility. The board, on
19 behalf of the system and all other plans or trusts the board administers, may
20 invest in, lend monies to or guarantee the repayment of monies by a limited
21 liability company, limited partnership, joint venture, partnership, limited
22 liability partnership or trust in which the system and plans or trusts have a
23 financial interest, whether the entity is closely held or publicly traded and
24 that, in turn, may be engaged in any lawful activity, including venture
25 capital, private equity, the ownership, development, management, improvement
26 or operation of real property and any improvements or businesses on real
27 property or the lending of monies.

28 F. Conference call meetings of the board that are held for investment
29 purposes only are not subject to chapter 3, article 3.1 of this title, except
30 that the board shall maintain minutes of these conference call meetings and
31 make them available for public inspection within twenty-four hours after the
32 meeting. The board shall review the minutes of each conference call meeting
33 and shall ratify all legal actions taken during each conference call meeting
34 at the next scheduled meeting of the board.

35 G. The board shall not be held liable for the exercise of more than
36 ordinary care and prudence in the selection of investments and performance of
37 its duties under the system and shall not be limited to so-called "legal
38 investments for trustees", but all monies of the system and other plans that
39 the board administers shall be invested subject to all of the conditions,
40 limitations and restrictions imposed by law.

- 1 H. Except as provided in subsection D of this section, the board may:
- 2 1. Invest and reinvest the principal and income of all assets that the
- 3 board manages without distinction between principal and income.
- 4 2. Sell, exchange, convey, transfer or otherwise dispose of any
- 5 investments made on behalf of the system or other plans the board administers
- 6 in the name of the system or plans by private contract or at public auction.
- 7 3. Also:
- 8 (a) Vote on any stocks, bonds or other securities.
- 9 (b) Give general or special proxies or powers of attorney with or
- 10 without power of substitution.
- 11 (c) Exercise any conversion privileges, subscription rights or other
- 12 options and make any payments incidental to the exercise of the conversion
- 13 privileges, subscription rights or other options.
- 14 (d) Consent to or otherwise participate in corporate reorganizations
- 15 or other changes affecting corporate securities, delegate discretionary
- 16 powers and pay any assessments or charges in connection therewith.
- 17 (e) Generally exercise any of the powers of an owner with respect to
- 18 stocks, bonds, securities or other investments held in or owned by the system
- 19 or other plans whose assets the board administers.
- 20 4. Make, execute, acknowledge and deliver any other instruments that
- 21 may be necessary or appropriate to carry out the powers granted in this
- 22 section.
- 23 5. Register any investment held by the system or other plans whose
- 24 assets the board administers in the name of the system or plan or in the name
- 25 of a nominee or trust.
- 26 6. At the expense of the system or other plans that the board
- 27 administers, enter into an agreement with any bank or banks for the
- 28 safekeeping and handling of securities and other investments coming into the
- 29 possession of the board. The agreement shall be entered into under terms and
- 30 conditions that secure the proper safeguarding, inventory, withdrawal and
- 31 handling of the securities and other investments. No access to and no
- 32 deposit or withdrawal of the securities from any place of deposit selected by
- 33 the board shall be permitted or made except as the terms of the agreement may
- 34 provide.
- 35 7. Appear before local boards and the courts of this state and
- 36 political subdivisions of this state through counsel or appointed
- 37 representative to protect the fund or the assets of other plans that the
- 38 board administers. The board is not responsible for the actions or omissions
- 39 of the local boards under this system but may seek review or rehearing of
- 40 actions or omissions of local boards. The board does not have a duty to
- 41 review actions of the local boards but may do so in its discretion in order
- 42 to protect the fund. No limitations period precludes the board or
- 43 administrator from contesting, or requires the board or administrator to
- 44 implement or comply with, a local board decision that violates the internal

1 revenue code or that threatens to impair the tax qualified status of the
2 system or any plan administered by the board or administrator.

3 8. Empower the fund administrator to take actions on behalf of the
4 board that are necessary for the protection and administration of the fund or
5 the assets of other plans that the board administers pursuant to the
6 guidelines of the board.

7 9. Do all acts, whether or not expressly authorized, that may be
8 deemed necessary or proper for the protection of the investments held in the
9 fund or owned by other plans or trusts that the board administers.

10 10. Settle threatened or actual litigation against any system or plan
11 that the board administers.

12 I. Investment expenses and operation and administrative expenses of
13 the board shall be accounted for separately and allocated against investment
14 income.

15 J. The board, as soon as possible within a period of six months
16 following the close of any fiscal year, shall transmit to the governor and
17 the legislature a comprehensive annual financial report on the operation of
18 the system and other plans that the board administers containing, among other
19 things:

20 1. A balance sheet.

21 2. A statement of income and expenditures for the year.

22 3. A report on an actuarial valuation of its assets and liabilities.

23 4. A list of investments owned.

24 5. The total rate of return, yield on cost, and per cent of cost to
25 market value of the fund and the assets of other plans that the board
26 administers.

27 6. Any other statistical and financial data that may be necessary for
28 the proper understanding of the financial condition of the system and other
29 plans that the board administers and the results of their operations. A
30 synopsis of the annual report shall be published for the information of
31 members of the system, the elected officials' retirement plan or the
32 corrections officer retirement plan.

33 7. An analysis of the long-term level per cent of employer
34 contributions and compensation structure and whether the funding methodology
35 is sufficient to pay one hundred per cent of the unfunded accrued liability
36 under the elected officials' retirement plan.

37 K. The board shall:

38 1. Maintain the accounts of the system and other plans that the board
39 administers and issue statements to each employer annually and to each member
40 who may request it.

41 2. Report the results of the actuarial valuations to the local boards
42 and employers.

43 3. Contract on a fee basis with an independent investment counsel to
44 advise the board in the investment management of the fund and assets of other

1 plans that the board administers and with an independent auditing firm to
2 audit the board's accounting.

3 4. Permit the auditor general to make an annual audit and the results
4 shall be transmitted to the governor and the legislature.

5 5. Contract on a fee basis with an actuary who shall make actuarial
6 valuations of the system and other plans that the board administers, be the
7 technical adviser of the board on matters regarding the operation of the
8 funds created by the provisions of the system, the elected officials'
9 retirement plan, the corrections officer retirement plan and the ~~fire-fighter~~
10 FIREFIGHTER, and peace officer AND CORRECTIONS OFFICER cancer insurance
11 policy program and perform other duties required in connection therewith.
12 The actuary must be a member of a nationally recognized association or
13 society of actuaries.

14 6. Employ, as administrator, a person, state department or other body
15 to serve at the pleasure of the board.

16 7. Establish procedures and guidelines for contracts with actuaries,
17 auditors, investment counsel and legal counsel and for safeguarding of
18 securities.

19 L. The administrator, under the direction of the board, shall:

20 1. Administer this article.

21 2. Be responsible for the recruitment, hiring and day-to-day
22 management of employees.

23 3. Invest the funds of the system and other plans that the board
24 administers as the board deems necessary and prudent as provided in
25 subsections D and H of this section and subject to the investment policies
26 and fund objectives adopted by the board.

27 4. Establish and maintain an adequate system of accounts and records
28 for the system and other plans that the board administers, which shall be
29 integrated with the accounts, records and procedures of the employers so that
30 the system and other plans that the board administers operates most
31 effectively and at minimum expense and that duplication of records and
32 accounts is avoided.

33 5. In accordance with the board's governance policy and procedures and
34 the budget adopted by the board, hire such employees and services the
35 administrator deems necessary and prescribe their duties, including the
36 hiring of one or more assistant administrators to manage the system's
37 operations, investments and legal affairs.

38 6. Be responsible for income, the collection of the income and the
39 accuracy of all expenditures.

40 7. Recommend to the board annual contracts for the system's actuary,
41 auditor, investment counsel, legal counsel and safeguarding of securities.

42 8. Perform additional duties and powers prescribed by the board and
43 delegated to the administrator.

1 M. The system is an independent trust fund and the board is not
2 subject to title 41, chapter 6. Contracts for goods and services approved by
3 the board are not subject to title 41, chapter 23. As an independent trust
4 fund whose assets are separate and apart from all other funds of this state,
5 the system and the board are not subject to the restrictions prescribed in
6 section 35-154 or article IX, sections 5 and 8, Constitution of Arizona.
7 Loans, guarantees, investment management agreements and investment contracts
8 that are entered into by the board are contracts memorializing obligations or
9 interests in securities that the board has concluded, after thorough due
10 diligence, do not involve investments in Sudan or Iran or otherwise provide
11 support to terrorists or in any way facilitate illegal immigration into the
12 United States. These contracts do not involve the procurement, supply or
13 provision of goods, equipment, labor, materials or services that would
14 require the ~~certifications or warranties required by sections 35-391.06,~~
15 ~~35-393.06~~ and SECTION 41-4401.

16 N. The board, the administrator, the assistant administrators and all
17 persons employed by them are subject to title 41, chapter 4, article 4. The
18 administrator, assistant administrators and other employees of the board are
19 entitled to receive compensation pursuant to section 38-611.

20 O. In consultation with the director of the department of
21 administration, the board may enter into employment agreements and establish
22 the terms of those agreements with persons holding any of the following
23 system positions:

- 24 1. Administrator.
- 25 2. Deputy or assistant administrator.
- 26 3. Chief investment officer.
- 27 4. Deputy chief investment officer.
- 28 5. Fiduciary or investment counsel.

29 P. The attorney general or an attorney approved by the attorney
30 general and paid by the fund shall be the attorney for the board and shall
31 represent the board in any legal proceeding or forum that the board deems
32 appropriate. The board, administrator, assistant administrators and
33 employees of the board are not personally liable for any acts done in their
34 official capacity in good faith reliance on the written opinions of the
35 board's attorney.

36 Q. At least once in each five-year period after the effective date,
37 the actuary shall make an actuarial investigation into the mortality, service
38 and compensation experience of the members and beneficiaries of the system
39 and other plans that the board administers and shall make a special valuation
40 of the assets and liabilities of the monies of the system and plans. Taking
41 into account the results of the investigation and special valuation, the
42 board shall adopt for the system and other plans that the board administers
43 those mortality, service and other tables deemed necessary.

1 R. On the basis of the tables the board adopts, the actuary shall make
2 a valuation of the assets and liabilities of the funds of the system and
3 other plans that the board administers not less frequently than every year.
4 By November 1 of each year the board shall provide a preliminary report and
5 by December 15 of each year provide a final report to the governor, the
6 speaker of the house of representatives and the president of the senate on
7 the contribution rate for the ensuing fiscal year.

8 S. Neither the board nor any member or employee of the board shall
9 directly or indirectly, for himself or as an agent, in any manner use the
10 monies or deposits of the fund except to make current and necessary payments,
11 nor shall the board or any member or employee become an endorser or surety or
12 in any manner an obligor for monies loaned by or borrowed from the fund or
13 the assets of any other plans that the board administers.

14 T. The members of the board who are appointed pursuant to subsection
15 A, paragraphs 2 and 5 of this section shall have at least ten years'
16 substantial experience as any one or a combination of the following:

17 1. A portfolio manager acting in a fiduciary capacity.

18 2. A securities analyst.

19 3. An employee or principal of a trust institution, investment
20 organization or endowment fund acting either in a management or an investment
21 related capacity.

22 4. A chartered financial analyst in good standing as determined by the
23 association for investment management and research.

24 5. A professor at the university level teaching economics or
25 investment related subjects.

26 6. An economist.

27 7. Any other professional engaged in the field of public or private
28 finances.

29 U. Financial or commercial information that is provided to the board,
30 employees of the board and attorneys of the board in connection with
31 investments in which the board has invested or investments the board has
32 considered for investment is confidential, proprietary and not a public
33 record if the information is information that would customarily not be
34 released to the public by the person or entity from whom the information was
35 obtained.

36 Sec. 9. Section 38-853.01, Arizona Revised Statutes, is amended to
37 read:

38 38-853.01. Redemption of prior service; calculation

39 A. Each present active member of the system who has at least five
40 years of service with the system may elect to redeem up to sixty months of
41 any part of the following prior service or employment by paying into the
42 system any amounts required under subsection B OF THIS SECTION if the prior
43 service or employment is not on account with any other retirement system:

44 1. Prior service in this state as an employee with an employer now
45 covered by the system or prior service with an agency of the United States

1 government, a state of the United States or a political subdivision of this
2 state or of a state of the United States as a full-time paid firefighter, ~~or~~
3 full-time paid certified peace officer OR FULL-TIME PAID CORRECTIONS OFFICER
4 ENGAGED IN LAW ENFORCEMENT DUTIES.

5 2. Subject to any limitations prescribed by federal law, prior
6 employment as an employee of a corporation that contracted with an employer
7 now covered by the system to provide firefighting services on behalf of that
8 employer as a full-time paid firefighter or that provided firefighting
9 services for a political subdivision of this state.

10 B. Any present active member who elects to redeem any part of the
11 prior service or employment for which the employee is deemed eligible by the
12 board under this section shall pay into the system the amounts previously
13 withdrawn by the member, if any, as a refund of the member's accumulated
14 contributions plus accumulated interest as determined by the board and the
15 additional amount, if any, computed by the system's actuary that is necessary
16 to equal the increase in the actuarial present value of projected benefits
17 resulting from the redemption calculated using the actuarial methods and
18 assumptions prescribed by the system's actuary. The discount rate used by
19 the actuary for the redemption calculation pursuant to this subsection is an
20 amount equal to the lesser of the assumed rate of return that is prescribed
21 by the board or an amount equal to the yield on a ten-year treasury note as
22 of March 1 that is published by the federal reserve board plus two per cent.
23 The discount rate is effective beginning in the next fiscal year, and the
24 board shall recalculate the rate each year.

25 C. A member electing to redeem service pursuant to this section may
26 pay for service being redeemed in the form of a lump sum payment to the
27 system, a trustee-to-trustee transfer or a direct rollover of an eligible
28 distribution from a plan described in section 402(c)(8)(B)(iii), (iv), (v) or
29 (vi) of the internal revenue code or a rollover of an eligible distribution
30 from an individual retirement account or annuity described in section 408(a)
31 or (b) of the internal revenue code.

32 Sec. 10. Section 38-891, Arizona Revised Statutes, is amended to read:
33 38-891. Employer and member contributions

34 A. As determined by actuarial valuations reported to the employers and
35 the local boards by the board, each employer shall make level per cent of
36 salary contributions sufficient under the actuarial valuations to meet both
37 the normal cost plus the actuarially determined amount required to amortize
38 the unfunded accrued liability over, beginning July 1, 2005, a rolling period
39 of at least twenty and not more than thirty years that is established by the
40 board taking into account the recommendation of the plan's actuary, except
41 that, beginning with fiscal year 2006-2007, except as otherwise provided, the
42 employer contribution rate shall not be less than six per cent of salary.
43 For any employer whose actual contribution rate is less than six per cent of
44 salary for fiscal year 2006-2007 and each year thereafter, that employer's
45 contribution rate shall be at least five per cent and not more than the

1 employer's actual contribution rate. An employer may pay a higher level per
2 cent of salary thereby reducing its unfunded past service liability. All
3 contributions made by the employers and all state taxes allocated to the fund
4 shall be irrevocable and shall be used to pay benefits under the plan or to
5 pay expenses of the plan and fund. The minimum employer contribution that is
6 paid and that is in excess of the normal cost plus the actuarially determined
7 amount required to amortize the unfunded accrued liability as calculated
8 pursuant to this subsection shall be used to reduce future employer
9 contribution increases and shall not be used to pay for an increase in
10 benefits that are otherwise payable to members. The board shall separately
11 account for these monies in the fund. Forfeitures arising because of
12 severance of employment before a member becomes eligible for a pension or for
13 any other reason shall be applied to reduce the cost to the employer, not to
14 increase the benefits otherwise payable to members. After the close of any
15 fiscal year, if the plan's actuary determines that the actuarial valuation of
16 an employer's account contains excess valuation assets other than excess
17 valuation assets that were in the employer's account as of fiscal year
18 2004-2005 and is more than one hundred per cent funded, the board shall
19 account for fifty per cent of the excess valuation assets in a stabilization
20 reserve account. After the close of any fiscal year, if the plan's actuary
21 determines that the actuarial valuation of an employer's account has a
22 valuation asset deficiency and an unfunded actuarial accrued liability, the
23 board shall use any valuation assets in the stabilization reserve account for
24 that employer, to the extent available, to limit the decline in that
25 employer's funding ratio to not more than two per cent.

26 B. Each member shall contribute the amount prescribed in subsection H
27 of this section to the retirement plan. Member contributions shall be made
28 by payroll deduction. Continuation of employment by the member constitutes
29 consent and agreement to the deduction of the applicable member contribution.
30 Payment of the member's salary less the deducted contributions constitutes
31 full and complete discharge and satisfaction of all claims and demands of the
32 member relating to salary for services rendered during the period covered by
33 the payment. A member may not, under any circumstance, borrow from, take a
34 loan against or remove contributions from the member's account before the
35 termination of membership in the plan or the receipt of a pension.

36 C. Each employer shall transfer to the board the employer and employee
37 contributions provided for in this section within ten working days after each
38 payroll date. Contributions transferred after that date shall include a
39 penalty of ten per cent per annum, compounded annually, for each day the
40 contributions are late. The employer shall pay this penalty. Delinquent
41 payments due under this subsection, together with interest charges as
42 provided in this subsection, may be recovered by action in a court of
43 competent jurisdiction against an employer liable for the payments or, at the
44 request of the board, may be deducted from any other monies, including excise

1 revenue taxes, payable to the employer by any department or agency of this
2 state.

3 D. During a period when an employee is on industrial leave and the
4 employee elects to continue contributions during the period of industrial
5 leave, the employer and employee shall make contributions based on the salary
6 the employee would have received in the employee's job classification if the
7 employee was in normal employment status.

8 E. The local board of the state department of corrections or the local
9 board of the department of juvenile corrections may specify a position within
10 that department as a designated position if the position is filled by an
11 employee who has at least five years of credited service under the plan, who
12 is transferred to temporarily fill the position and who makes a written
13 request to the local board to specify the position as a designated position
14 within ninety days of being transferred. On the employee leaving the
15 position, the position is no longer a designated position.

16 F. The local board of the state department of corrections, ~~or~~ the
17 local board of the department of juvenile corrections OR THE LOCAL BOARD OF A
18 COUNTY, CITY OR TOWN THAT OPERATES DETENTION FACILITIES may specify a
19 designated position within the department OR FACILITY as a nondesignated
20 position if the position is filled by an employee who has at least five years
21 of credited service under the Arizona state retirement system and who makes a
22 written request to the local board to specify the position as a nondesignated
23 position within ninety days of accepting the position. On the employee
24 leaving the position, the position reverts to a designated position.

25 G. The local board of the judiciary may specify positions within the
26 administrative office of the courts that require direct contact with and
27 primarily provide training or technical expertise to county probation,
28 surveillance or juvenile detention officers as a designated position if the
29 position is filled by an employee who is a member of the plan currently
30 employed in a designated position as a probation, surveillance or juvenile
31 detention officer and who has at least five years of credited service under
32 the plan. An employee who fills such a position shall make a written request
33 to the local board to specify the position as a designated position within
34 ninety days of accepting the position. On the employee leaving the position,
35 the position reverts to a nondesignated position.

36 H. The amount contributed by a member pursuant to subsection B of this
37 section is:

38 1. Through June 30, 2011, 8.41 per cent of the member's salary, except
39 for a full-time dispatcher. The amount contributed by a full-time dispatcher
40 through June 30, 2011 is 7.96 per cent of the member's salary.

41 2. For fiscal year 2011-2012 and each fiscal year thereafter, 8.41 per
42 cent of the member's salary or fifty per cent of the sum of the member's
43 contribution rate from the preceding fiscal year and the aggregate computed
44 employer contribution rate that is calculated pursuant to subsection A of
45 this section, whichever is lower, except that the member contribution rate

1 shall not be less than 7.65 per cent of the member's salary and the employer
2 contribution rate shall not be less than the rate prescribed in subsection A
3 of this section.

4 I. Notwithstanding subsection H, paragraph 2 of this section, the
5 contribution rate for a full-time dispatcher is forty-five basis points less
6 than the member contribution amount calculated pursuant to subsection H,
7 paragraph 2 of this section, except that after the close of any fiscal year,
8 if the plan's actuary determines that the aggregate ratio of the funding
9 value of the accrued assets to the accrued liabilities of the fund is at
10 least one hundred per cent, from and after June 30 of the following year the
11 member contribution rate for a full-time dispatcher is equal to the member
12 contribution rate for a member who is not a full-time dispatcher.

13 J. For fiscal year 2011-2012 and each fiscal year thereafter, the
14 amount of the member's contribution that exceeds 8.41 per cent of the
15 member's salary for a member other than a full-time dispatcher or 7.96 per
16 cent of the member's salary for a full-time dispatcher shall not be used to
17 reduce the employer's contributions that are calculated pursuant to
18 subsection A of this section.

19 Sec. 11. Section 38-961, Arizona Revised Statutes, is amended to read:

20 38-961. Public safety officer; duty-related injury;
21 supplemental benefits plan; definitions

22 A. This state or a political subdivision of this state that employs a
23 public safety employee on a full-time basis shall establish a supplemental
24 benefits plan for a public safety employee who is injured while on duty to
25 the extent that the public safety employee cannot perform the functions of
26 the position. To become eligible for the supplemental benefits plan, the
27 public safety employee must be receiving workers' compensation benefits
28 pursuant to title 23, chapter 6. This state or a political subdivision of
29 this state shall design the supplemental benefits plan so that, with the
30 addition of other benefits being paid to the public safety employee pursuant
31 to title 23, chapter 6, the public safety employee will receive approximately
32 the identical base salary less the amount of taxes the public safety employee
33 was paying.

34 B. If a public safety employee is accepted into the supplemental
35 benefits plan, the public safety employee's employer shall continue to pay
36 the employer portion of the health care benefits that was being paid to the
37 public safety employee on the date of the employee's injury.

38 C. If a public safety employee is accepted into the supplemental
39 benefits plan, the public safety employee's employer shall pay the employee
40 contribution to the public safety personnel retirement system or corrections
41 officer retirement plan, as applicable, and shall continue to pay the
42 employer contribution to the respective retirement system or plan. The
43 public safety employee is entitled to accrue credited service for the period
44 of time enrolled in the supplemental benefits plan.

1 D. A public safety employee who is eligible for the supplemental
2 benefits plan shall apply for benefits to this state or a political
3 subdivision of this state. This state or a political subdivision of this
4 state, on an individual basis, shall determine if the public safety employee
5 is entitled to the benefits in the plan. This state or a political
6 subdivision of this state may establish injury standards for eligibility into
7 the plan that may include the exclusion of a public safety employee whose
8 injury is a result of the public safety employee's gross negligence, or any
9 other condition that this state or the political subdivision chooses to
10 consider within the plan.

11 E. A public safety employee who is accepted into the plan shall comply
12 with all risk management requirements, including evaluation for light duty
13 options and rehabilitation programs. If a public safety employee fails to
14 comply with risk management decisions, the public safety employee's
15 participation in the supplemental benefits plan will be terminated. The
16 public safety employee who is accepted into the plan is responsible for the
17 public safety employee's portion of the health care benefit costs the public
18 safety employee was paying on the date of the injury. The public safety
19 employee remains responsible for any elective health care plan deductions,
20 health related optional deductions or optional life insurance deductions.

21 F. If a public safety employee is accepted into the supplemental
22 benefits plan, the public safety employee shall not accrue any additional
23 sick or annual leave and any sick or annual leave amount on the public safety
24 employee's account shall not be decreased while the public safety employee is
25 participating in the plan.

26 G. A public safety employee who is accepted into the supplemental
27 benefits plan is not precluded from disciplinary action, including
28 termination of employment, pursuant to chapter 8 of this title or any
29 agreements that supplant, revise or otherwise alter the provisions of this
30 title, including preexisting agreements between the employer and the public
31 safety employee's lawful representative association.

32 H. This section shall not supersede any plan or policy that provides a
33 greater benefit being offered by this state or a political subdivision of
34 this state to a public safety employee who is injured while on duty. This
35 state or a political subdivision of this state shall offer the supplemental
36 benefits plan for an initial six-month period. This state or the political
37 subdivision may determine if the plan shall be extended, on an individual
38 basis, an additional six months, for a maximum of one year.

39 I. For the purposes of this section:

40 1. "Member" includes a retired member of the public safety personnel
41 retirement system who is a certified peace officer.

42 2. "Public safety employee" means:

43 (a) An individual who is a member of the public safety personnel
44 retirement system or the corrections officer retirement plan.

1 (b) A probation officer, surveillance officer or juvenile detention
2 officer who is employed by this state or a political subdivision of this
3 state.

4 J. STATE EMPLOYEE APPEALS FOR DENIALS FOR SUPPLEMENTAL BENEFITS ARE
5 EXEMPT FROM THE HEARING PROCESS SET FORTH IN TITLE 41, CHAPTER 6, ARTICLE 10.
6 FOR STATE EMPLOYEES EXERCISING APPEALS FOR DENIAL OF SUPPLEMENTAL BENEFITS,
7 THE DEPARTMENT OF ADMINISTRATION MAY ESTABLISH AN ALTERNATIVE APPEAL HEARING
8 PROCESS, INCLUDING THE REQUIREMENT THAT PARTIES AGREE TO ARBITRATION HEARD BY
9 THE INDUSTRIAL COMMISSION PURSUANT TO SECTION 23-107, OR AN ALTERNATIVE
10 PROCEDURE ESTABLISHED BY THE ARIZONA DEPARTMENT OF ADMINISTRATION. IF THE
11 DEPARTMENT ESTABLISHES AN ALTERNATIVE HEARING PROCESS FOR THE DENIAL OF
12 CLAIMS FOR SUPPLEMENTAL BENEFITS, THE DEPARTMENT OF ADMINISTRATION MAY
13 CONTRACT WITH ANOTHER GOVERNMENT AGENCY OR WITH A THIRD PARTY TO CONDUCT
14 HEARINGS OF APPEALS PURSUANT TO SECTION 38-961. THE DEPARTMENT MAY SPECIFY
15 BY RULE OR ADMINISTRATIVE POLICY THE SCOPE OF THE PROGRAM AND THE ALTERNATIVE
16 HEARING PROCEDURES.

17 K. THE DEPARTMENT OF ADMINISTRATION SHALL REPORT BY MARCH 1 EACH YEAR
18 ON THE OVERALL CLAIM, APPEAL AND PAYMENT HISTORY FOR STATE EMPLOYEE CLAIMS
19 AND APPEALS MADE PURSUANT TO THIS SECTION DURING THE PRIOR YEAR. THE REPORT
20 SHALL INCLUDE CLAIMS MADE AND CLAIMS RESOLVED.

21 Sec. 12. Laws 2012, chapter 287, section 2 is amended to read:

22 Sec. 2. Delayed repeal

23 Title 38, chapter 6, Arizona Revised Statutes, as added by this act, is
24 repealed from and after September 30, ~~2014~~ 2017.

25 Sec. 13. Effective date

26 Section 12-290, Arizona Revised Statutes, as added by this act, is
27 effective from and after December 31, 2014.

APPROVED BY THE GOVERNOR APRIL 23, 2014.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 24, 2014.

Passed the House April 15, 2014,

Passed the Senate March 10, 2014,

by the following vote: 600 Ayes,

by the following vote: 25 Ayes,

0 Nays, 0 Not Voting

0 Nays, 5 Not Voting

[Signature]
Speaker of the House

[Signature]
President of the Senate

[Signature]
Chief Clerk of the House

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

_____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

_____, 20____,

at _____ o'clock _____ M.

Governor of Arizona

S.B. 1284

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this _____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary of State

SENATE CONCURS IN HOUSE
AMENDMENTS AND FINAL PASSAGE

Passed the Senate April 21, 2014

by the following vote: 23 Ayes,

0 Nays, 7 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

21 day of April, 20 14

at 12:40 o'clock P M.

[Signature]
Secretary to the Governor

Approved this 23rd day of

April

at 11:40 o'clock A M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 24th day of April, 20 14

S.B. 1284

at 8:57 o'clock a M.

[Signature]
Secretary of State