House Engrossed Senate Bill

FILED
MICHELE REAGAN
SECRETARY OF STATE

State of Arizona
Senate
Fifty-second Legislature
First Regular Session
2015

CHAPTER 139

SENATE BILL 1069

AN ACT

AMENDING TITLE 9, CHAPTER 4, ARTICLE 8, ARIZONA REVISED STATUTES, BY ADDING SECTION 9-500.34; AMENDING TITLE 11, CHAPTER 2, ARTICLE 4, ARIZONA REVISED STATUTES, BY ADDING SECTION 11-269.13; RELATING TO LOCAL GOVERNMENT ORDINANCES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

Section 1. Title 9, chapter 4, article 8, Arizona Revised Statutes, is amended by adding section 9-500.34, to read:

9-500.34. Prohibition on retail business security requirements; state preemption

A. A MUNICIPALITY MAY NOT ADOPT AN ORDINANCE THAT REQUIRES A RETAIL BUSINESS TO COMPLY WITH SPECIFIC SECURITY REQUIREMENTS, INCLUDING THE INSTALLATION OF SECURITY CAMERAS OR SECURITY LIGHTS, BASED ON THE SIZE OF THE RETAIL BUSINESS, THE TYPE OF THE RETAIL BUSINESS OR THE NUMBER OF CALLS THE RETAIL BUSINESS MADE TO LAW ENFORCEMENT PER YEAR. FOR THE PURPOSES OF THIS SECTION, RETAIL BUSINESS DOES NOT INCLUDE A BAR, HOTEL, RESTAURANT OR A BUSINESS THAT HAS LIVE ENTERTAINMENT, DISPENSES OR CULTIVATES MEDICAL MARIJUANA OR THAT REQUIRES AGE VERIFICATION FOR ADMISSION.

B. THE LEGISLATURE FINDS THAT THE IMPOSITION OF SECURITY REQUIREMENTS ON RETAIL BUSINESSES IN A UNIFORM AND CONSISTENT MANNER IS A MATTER OF STATEWIDE CONCERN. THE IMPOSITION OF SECURITY REQUIREMENTS ON RETAIL BUSINESSES AS PROVIDED IN THIS SECTION IS NOT SUBJECT TO FURTHER REGULATION BY A CITY, CHARTER CITY OR TOWN.

Sec. 2. Title 11, chapter 2, article 4, Arizona Revised Statutes, is amended by adding section 11-269.13, to read:

11-269.13. Prohibition on retail business security requirements; state preemption

A. A BOARD OF SUPERVISORS MAY NOT ADOPT AN ORDINANCE OR RESOLUTION THAT REQUIRES A RETAIL BUSINESS TO COMPLY WITH SPECIFIC SECURITY REQUIREMENTS, INCLUDING THE INSTALLATION OF SECURITY CAMERAS OR SECURITY LIGHTS, BASED ON THE SIZE OF THE RETAIL BUSINESS, THE TYPE OF THE RETAIL BUSINESS OR THE NUMBER OF CALLS THE RETAIL BUSINESS MADE TO LAW ENFORCEMENT PER YEAR. FOR THE PURPOSES OF THIS SECTION, RETAIL BUSINESS DOES NOT INCLUDE A BAR, HOTEL, RESTAURANT OR A BUSINESS THAT HAS LIVE ENTERTAINMENT, DISPENSES OR CULTIVATES MEDICAL MARIJUANA OR THAT REQUIRES AGE VERIFICATION FOR ADMISSION.

B. THE LEGISLATURE FINDS THAT THE IMPOSITION OF SECURITY REQUIREMENTS ON RETAIL BUSINESSES IN A UNIFORM AND CONSISTENT MANNER IS A MATTER OF STATEWIDE CONCERN. THE IMPOSITION OF SECURITY REQUIREMENTS ON RETAIL BUSINESSES AS PROVIDED IN THIS SECTION IS NOT SUBJECT TO FURTHER REGULATION BY A COUNTY.

APPROVED BY THE GOVERNOR APRIL 1, 2015.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 2, 2015.

Passed the House March 23, 2015,

by the following vote: 36 Ayes,

21 Nays, 3 Not Voting

Speaker of the House

Chief Clerk of the House

Passed the Senate February 9, 2015,

by the following vote: 21 Ayes,

8 Nays, 1 Not Voting

President of the Senate

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

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

S.B. 1069

SENATE CONCURS IN HOUSE AMENDMENTS AND FINAL PASSAGE

Passed the Senate March 26, **20** 15

by the following vote: 16 **Ayes,**

12 **Nays,** 2 **Not Voting**

President of the Senate

Charmaine Bellington

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

26th **day of** March, **20** 15

at 4:28 **o'clock** P. **M.**

Trista Lynnmar

Secretary to the Governor

Approved this 1st **day of**

April

at 3:59 **o'clock** P. **M.**

Doug a Ducey

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 2 **day of** April, **20** 15

at 9:00 **o'clock** A **M.**

Michele Reagan

Secretary of State

S.B. 1069