



DOUGLAS A. DUCEY
GOVERNOR

STATE OF ARIZONA
OFFICE OF THE GOVERNOR

EXECUTIVE OFFICE

May 16, 2018

The Honorable Michele Reagan
Secretary of State
1700 W. Washington, 7th Floor
Phoenix, AZ 85007

Dear Secretary Reagan:

I am transmitting to you the following bills from the Fifty-third Legislature, 2nd Regular Session, which I signed on May 16, 2018:

- HB 2088 pupils; concussions; parental notification (Carter)
- HB 2197 health professionals; workforce data (Carter)
- HB 2209 internet protocol; corporation commission (Grantham)
- HB 2212 firearm possession; peace officers; definition (Thorpe)
- HB 2235 dental therapy; regulation; licensure (Thorpe)
- HB 2253 schools; exchange teachers; employment duration (Carter)
- HB 2307 scrap vehicles; sales (Campbell)
- HB 2310 underground storage tanks; reimbursement claims (Bowers)
- HB 2324 community health workers; voluntary certification (Carter)
- HB 2356 juvenile court; jurisdiction; age (Bowers)
- HB 2383 HOV lanes; emergency vehicles (Clodfelter)
- HB 2384 unlawful flight; vehicle impoundment (Clodfelter)
- HB 2414 state employee health plan; incentives (Kern)
- HB 2416 appropriation; study; prime contracting classification (Cobb)
- HB 2422 personal delivery devices (Townsend)
- HB 2455 commercial vehicles definition; driver licenses (Cook)
- HB 2510 auto dealers; task force; fund (John)

HB 2520 schools; reading requirement (Coleman)
HB 2522 traffic violations; penalties (Syms)
HB 2526 career technical education districts (Clodfelter)
HB 2527 ticket surcharge; public safety equipment (Clodfelter)
HB 2529 assisted living; referrals; disclosure (Campbell)
HB 2532 occupational regulation; municipalities; counties; hearings (Payne)
HB 2534 teachers; certification requirements (Carter)
HB 2538 U.S. House vacancy; special election (Coleman)
HB 2564 court fees; EORP; state contribution (Livingston)
HB 2589 department of gaming omnibus (Cook)
HB 2596 property taxes; procedures; abatement (Toma)
HB 2648 ballot measures; paid circulator definition (Leach)
HB 2649 public meetings; recordings; posting; definition (Grantham)
HB 2650 commercial license; defensive driving school (Toma)
HB 2651 landlord tenant; security deposits (Toma)
HB 2652 electric bicycles; definition; use (Allen, J.)
HB 2653 expenditure limitation; waiver of penalties (Cobb)
HB 2654 illegal substances education; partnership (Thorpe)
HB 2655 real estate licenses; online classes (Mosley)
HB 2656 electronic wills and trusts (Leach)
HB 2657 interscholastic activities; health dangers; information (Carter)
SB 1039 appropriation; Arizona water protection fund (Griffin)
SB 1140 certificates of authority; video service (Griffin)
SB 1167 merit council; law enforcement qualifications (Griffin)
SB 1181 corporation commission; railway safety inspectors (Griffin)
SB 1245 appropriation; SNAP; benefit match; produce (Brophy McGee)
SB 1254 school district consolidation (Allen, S.)
SB 1271 construction liability; apportionment; study (Fann)
SB 1273 administrative proceedings; rules; contested cases (Petersen)
SB 1293 department of revenue; administrative efficiency (Farnsworth, D.)
SB 1296 government communications; emergency response interpreters (Bowie)
SB 1398 unemployment; return-to-work program; suitable work (Smith)
SB 1409 TPT; prime contracting; alteration; replacement (Fann)
SB 1476 county sheriff; reentry planning; appropriation (Gray)
SB 1478 employer contributions; EORP (Fann)
SB 1496 prisoners; drug sentences; out-of-custody treatment (Smith)
SB 1498 AZPOST; membership; training; AMBER alert (Smith)

SB 1504 developmental disability rates; appropriation (Smith)

Sincerely,

A handwritten signature in black ink that reads "Douglas A. Ducey". The signature is written in a cursive, flowing style with a large initial 'D'.

Douglas A. Ducey
Governor
State of Arizona

cc: Senate Secretary
Chief Clerk of the House of Representatives
Arizona News Service

Conference Engrossed
FILED

MICHELE REAGAN
SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-third Legislature
Second Regular Session
2018

CHAPTER 314
HOUSE BILL 2532

AN ACT

AMENDING TITLE 9, CHAPTER 7, ARTICLE 4, ARIZONA REVISED STATUTES, BY
ADDING SECTION 9-842; AMENDING TITLE 11, CHAPTER 11, ARTICLE 1, ARIZONA
REVISED STATUTES, BY ADDING SECTION 11-1612; RELATING TO OCCUPATIONAL
REGULATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 9, chapter 7, article 4, Arizona Revised Statutes,
3 is amended by adding section 9-842, to read:

4 9-842. Regulation of occupation, trade or profession; notice;
5 hearing; exemptions; definition

6 A. A CITY OR TOWN MAY NOT IMPOSE AN OCCUPATIONAL LICENSING
7 REQUIREMENT ON ANY OCCUPATION, TRADE OR PROFESSION UNLESS THE NEW
8 OCCUPATIONAL LICENSING REQUIREMENT IS NECESSARY TO PROTECT THE HEALTH,
9 SAFETY OR WELFARE OF THE PUBLIC.

10 B. BEGINNING ON THE EFFECTIVE DATE OF THIS SECTION, A CITY OR TOWN
11 MAY NOT IMPOSE AN OCCUPATIONAL LICENSING REQUIREMENT ON ANY OCCUPATION,
12 TRADE OR PROFESSION ON WHICH THE CITY OR TOWN HAS NOT PREVIOUSLY IMPOSED A
13 FEE, REQUIREMENT OR OTHER REGULATION UNLESS THE CITY OR TOWN ADOPTS THE
14 OCCUPATIONAL LICENSING REQUIREMENT PURSUANT TO THE PROCEDURES PRESCRIBED
15 IN SUBSECTION C OF THIS SECTION AND DEMONSTRATES THAT THE NEW OCCUPATIONAL
16 LICENSING REQUIREMENT IS NECESSARY TO PROTECT THE HEALTH, SAFETY OR
17 WELFARE OF THE PUBLIC.

18 C. BEFORE ADOPTING AN OCCUPATIONAL LICENSING REQUIREMENT ON ANY
19 OCCUPATION, TRADE OR PROFESSION, A CITY OR TOWN SHALL HOLD AT LEAST ONE
20 PUBLIC HEARING ON THE PROPOSED OCCUPATIONAL LICENSING REQUIREMENT. THE
21 CITY OR TOWN SHALL PUBLISH NOTICE OF THE TIME AND PLACE OF THE PUBLIC
22 HEARING ON THE OCCUPATIONAL LICENSING REQUIREMENT, INCLUDING A GENERAL
23 EXPLANATION OF THE MATTER TO BE CONSIDERED, PURSUANT TO SECTION 9-812.

24 D. IF THE CITY OR TOWN ADOPTS AN OCCUPATIONAL LICENSING REQUIREMENT
25 PURSUANT TO THIS SECTION, THE CITY OR TOWN SHALL DETERMINE AND ESTABLISH
26 ADMINISTRATIVE RULES AND PROCEDURES FOR THE APPLICATION AND ENFORCEMENT OF
27 THE OCCUPATIONAL LICENSING REQUIREMENT. THE CITY OR TOWN MAY:

28 1. ASSIGN OR DELEGATE ADMINISTRATIVE POWERS AND DUTIES TO ANY
29 AGENCY, AS NECESSARY.

30 2. CREATE ADMINISTRATIVE AGENCIES.

31 3. PROVIDE FOR OFFICIALS AND FOR MONIES FOR THE COMPENSATION OF
32 OFFICERS, EMPLOYEES AND AGENCIES AND FOR THE SUPPORT OF THEIR WORK.

33 E. A CITY OR TOWN THAT DOES NOT ADOPT AN OCCUPATIONAL LICENSING
34 REQUIREMENT IS NOT PROHIBITED FROM ADOPTING AN OCCUPATIONAL LICENSING
35 REQUIREMENT IN THE FUTURE IF THE CITY OR TOWN FOLLOWS THE PROCEDURES IN
36 SUBSECTION C OF THIS SECTION WHEN RECONSIDERING THE REQUIREMENT.

37 F. AN OCCUPATIONAL LICENSING REQUIREMENT ADOPTED PURSUANT TO THIS
38 SECTION SHALL TERMINATE FIVE YEARS AFTER ITS ADOPTION UNLESS THE CITY OR
39 TOWN CONTINUES THE OCCUPATIONAL LICENSING REQUIREMENT AFTER FOLLOWING THE
40 PROCEDURES PRESCRIBED IN SUBSECTION C OF THIS SECTION AT LEAST THREE
41 MONTHS BEFORE THE OCCUPATIONAL LICENSING REQUIREMENT EXPIRES.

42 G. AN OCCUPATIONAL LICENSING REQUIREMENT THAT IS IN EFFECT ON THE
43 EFFECTIVE DATE OF THIS SECTION SHALL TERMINATE FIVE YEARS AFTER THE
44 EFFECTIVE DATE OF THIS SECTION UNLESS THE CITY OR TOWN CONTINUES THE
45 OCCUPATIONAL LICENSING REQUIREMENT AFTER FOLLOWING THE PROCEDURES

1 PRESCRIBED IN SUBSECTION C OF THIS SECTION AT LEAST THREE MONTHS BEFORE
2 THE OCCUPATIONAL LICENSING REQUIREMENT EXPIRES AND DEMONSTRATES THAT THE
3 OCCUPATIONAL LICENSING REQUIREMENT IS NECESSARY TO PROTECT THE HEALTH,
4 SAFETY OR WELFARE OF THE PUBLIC.

5 H. THIS SECTION DOES NOT APPLY TO AN OCCUPATIONAL LICENSING
6 REQUIREMENT ON AN INDIVIDUAL WHO WORKS OR SEEKS EMPLOYMENT IN A LAWFUL
7 OCCUPATION, TRADE OR PROFESSION AT:

8 1. A STRUCTURED SOBER LIVING HOME AS DEFINED IN SECTION 9-500.40.

9 2. AN ESTABLISHMENT THAT PROVIDES AN ADULT SERVICE AS DEFINED IN
10 SECTION 11-811.

11 3. AN ADULT ORIENTED BUSINESS AS DEFINED IN SECTION 11-811.

12 4. A PUBLIC AIRPORT UNDER TITLE 28, CHAPTER 25.

13 I. FOR THE PURPOSES OF THIS SECTION, "OCCUPATIONAL LICENSING
14 REQUIREMENT":

15 1. MEANS:

16 (a) A RULE, REGULATION, PRACTICE OR POLICY THAT IS ADOPTED BY A
17 CITY OR TOWN AND THAT ALLOWS AN INDIVIDUAL TO USE AN OCCUPATIONAL TITLE OR
18 WORK IN A LAWFUL OCCUPATION, TRADE OR PROFESSION OR A REGULATORY
19 REQUIREMENT THAT PREVENTS AN INDIVIDUAL FROM USING AN OCCUPATIONAL TITLE
20 OR WORKING IN A LAWFUL OCCUPATION, TRADE OR PROFESSION.

21 (b) A FEE OR TAX THAT A CITY OR TOWN IMPOSES ON AN INDIVIDUAL TO
22 USE AN OCCUPATIONAL TITLE OR WORK IN A LAWFUL OCCUPATION, TRADE OR
23 PROFESSION.

24 2. DOES NOT INCLUDE:

25 (a) A BUSINESS LICENSE, FACILITY LICENSE, BUILDING PERMIT OR ZONING
26 AND LAND USE REGULATION.

27 (b) ANY LICENSE OR REGULATION THAT IS REQUIRED BY FEDERAL LAW.

28 Sec. 2. Title 11, chapter 11, article 1, Arizona Revised Statutes,
29 is amended by adding section 11-1612, to read:

30 11-1612. Regulation of occupation, trade or profession;
31 notice; hearing; exemptions; definition

32 A. A COUNTY MAY NOT IMPOSE AN OCCUPATIONAL LICENSING REQUIREMENT ON
33 ANY OCCUPATION, TRADE OR PROFESSION UNLESS THE NEW OCCUPATIONAL LICENSING
34 REQUIREMENT IS NECESSARY TO PROTECT THE HEALTH, SAFETY OR WELFARE OF THE
35 PUBLIC.

36 B. BEGINNING ON THE EFFECTIVE DATE OF THIS SECTION, A COUNTY MAY
37 NOT IMPOSE AN OCCUPATIONAL LICENSING REQUIREMENT ON ANY OCCUPATION, TRADE
38 OR PROFESSION ON WHICH THE COUNTY HAS NOT PREVIOUSLY IMPOSED A FEE,
39 REQUIREMENT OR OTHER REGULATION UNLESS THE COUNTY ADOPTS THE OCCUPATIONAL
40 LICENSING REQUIREMENT PURSUANT TO THE PROCEDURES PRESCRIBED IN SUBSECTION
41 C OF THIS SECTION AND DEMONSTRATES THAT THE NEW OCCUPATIONAL LICENSING
42 REQUIREMENT IS NECESSARY TO PROTECT THE HEALTH, SAFETY OR WELFARE OF THE
43 PUBLIC.

1 C. BEFORE ADOPTING AN OCCUPATIONAL LICENSING REQUIREMENT ON ANY
2 OCCUPATION, TRADE OR PROFESSION, A COUNTY SHALL HOLD AT LEAST ONE PUBLIC
3 HEARING ON THE PROPOSED OCCUPATIONAL LICENSING REQUIREMENT. THE COUNTY
4 SHALL PUBLISH NOTICE OF THE TIME AND PLACE OF THE PUBLIC HEARING ON THE
5 OCCUPATIONAL LICENSING REQUIREMENT, INCLUDING A GENERAL EXPLANATION OF THE
6 MATTER TO BE CONSIDERED, AS PROVIDED BY SECTION 39-204. IN CASES OF
7 OCCUPATIONAL LICENSING REQUIREMENTS ENACTED ON BEHALF OF A PRIVATE PERSON,
8 THE PRIVATE PERSON SHALL PAY THE EXPENSE OF PUBLICATION AND MAY DESIGNATE
9 THE NEWSPAPER.

10 D. IF THE COUNTY ADOPTS AN OCCUPATIONAL LICENSING REQUIREMENT
11 PURSUANT TO THIS SECTION, THE COUNTY SHALL DETERMINE AND ESTABLISH
12 ADMINISTRATIVE RULES AND PROCEDURES FOR THE APPLICATION AND ENFORCEMENT OF
13 THE OCCUPATIONAL LICENSING REQUIREMENT. THE COUNTY MAY:

14 1. ASSIGN OR DELEGATE ADMINISTRATIVE POWERS AND DUTIES TO ANY
15 AGENCY, AS NECESSARY.

16 2. CREATE ADMINISTRATIVE AGENCIES.

17 3. PROVIDE FOR OFFICIALS AND FOR MONIES FOR THE COMPENSATION OF
18 OFFICERS, EMPLOYEES AND AGENCIES AND FOR THE SUPPORT OF THEIR WORK.

19 E. A COUNTY THAT DOES NOT ADOPT AN OCCUPATIONAL LICENSING
20 REQUIREMENT IS NOT PROHIBITED FROM ADOPTING AN OCCUPATIONAL LICENSING
21 REQUIREMENT IN THE FUTURE IF THE COUNTY FOLLOWS THE PROCEDURES IN
22 SUBSECTION C OF THIS SECTION WHEN RECONSIDERING THE REQUIREMENT.

23 F. AN OCCUPATIONAL LICENSING REQUIREMENT ADOPTED PURSUANT TO THIS
24 SECTION SHALL TERMINATE FIVE YEARS AFTER ITS ADOPTION UNLESS THE COUNTY
25 CONTINUES THE OCCUPATIONAL LICENSING REQUIREMENT AFTER FOLLOWING THE
26 PROCEDURES PRESCRIBED IN SUBSECTION C OF THIS SECTION AT LEAST THREE
27 MONTHS BEFORE THE OCCUPATIONAL LICENSING REQUIREMENT EXPIRES.

28 G. AN OCCUPATIONAL LICENSING REQUIREMENT THAT IS IN EFFECT ON THE
29 EFFECTIVE DATE OF THIS SECTION SHALL TERMINATE FIVE YEARS AFTER THE
30 EFFECTIVE DATE OF THIS SECTION UNLESS THE COUNTY CONTINUES THE
31 OCCUPATIONAL LICENSING REQUIREMENT AFTER FOLLOWING THE PROCEDURES
32 PRESCRIBED IN SUBSECTION C OF THIS SECTION AT LEAST THREE MONTHS BEFORE
33 THE OCCUPATIONAL LICENSING REQUIREMENT EXPIRES AND DEMONSTRATES THE
34 OCCUPATIONAL LICENSING REQUIREMENT IS NECESSARY TO PROTECT THE HEALTH,
35 SAFETY OR WELFARE OF THE PUBLIC.

36 H. THIS SECTION DOES NOT APPLY TO AN OCCUPATIONAL LICENSING
37 REQUIREMENT ON AN INDIVIDUAL WHO WORKS OR SEEKS EMPLOYMENT IN A LAWFUL
38 OCCUPATION, TRADE OR PROFESSION AT:

39 1. A STRUCTURED SOBER LIVING HOME AS DEFINED IN SECTION 11-269.18.

40 2. AN ESTABLISHMENT THAT PROVIDES AN ADULT SERVICE AS DEFINED IN
41 SECTION 11-811.

42 3. AN ADULT ORIENTED BUSINESS AS DEFINED IN SECTION 11-811.

43 4. A PUBLIC AIRPORT UNDER TITLE 28, CHAPTER 25.

1 I. FOR THE PURPOSES OF THIS SECTION, "OCCUPATIONAL LICENSING
2 REQUIREMENT":

3 1. MEANS:

4 (a) A RULE, REGULATION, PRACTICE OR POLICY THAT IS ADOPTED BY A
5 COUNTY AND THAT ALLOWS AN INDIVIDUAL TO USE AN OCCUPATIONAL TITLE OR WORK
6 IN A LAWFUL OCCUPATION, TRADE OR PROFESSION OR A REGULATORY REQUIREMENT
7 THAT PREVENTS AN INDIVIDUAL FROM USING AN OCCUPATIONAL TITLE OR WORKING IN
8 A LAWFUL OCCUPATION, TRADE OR PROFESSION.

9 (b) A FEE OR TAX THAT A COUNTY IMPOSES ON AN INDIVIDUAL TO USE AN
10 OCCUPATIONAL TITLE OR WORK IN A LAWFUL OCCUPATION, TRADE OR PROFESSION.

11 2. DOES NOT INCLUDE:

12 (a) A BUSINESS LICENSE, FACILITY LICENSE, BUILDING PERMIT OR ZONING
13 AND LAND USE REGULATION.

14 (b) ANY LICENSE OR REGULATION THAT IS REQUIRED BY FEDERAL LAW.

APPROVED BY THE GOVERNOR MAY 16, 2018

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 16, 2018

Passed the House February 22, 20 18

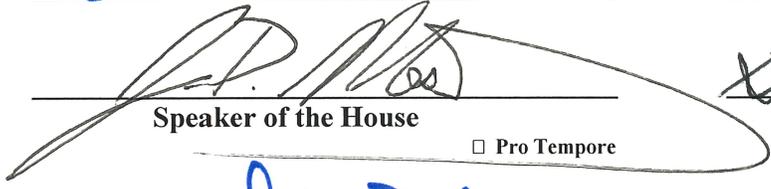
Passed the Senate April 9, 20 18

by the following vote: 34 Ayes,

by the following vote: 18 Ayes,

22 Nays, 4 Not Voting

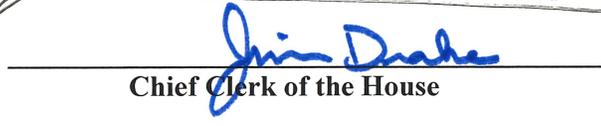
10 Nays, 2 Not Voting



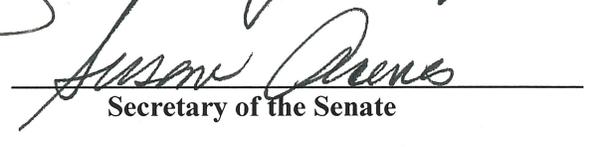
Speaker of the House



President of the Senate



Chief Clerk of the House



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

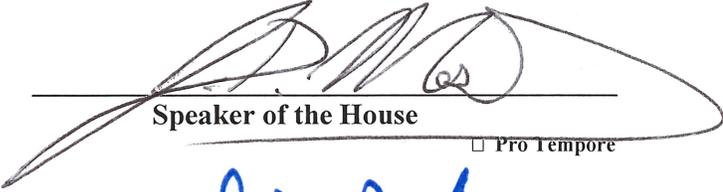
H.B. 2532

HOUSE FINAL PASSAGE
as per Joint Conference

Passed the House April 30, 20 18

by the following vote: 34 Ayes,

23 Nays, 3 Not Voting


Speaker of the House
 Pro Tempore

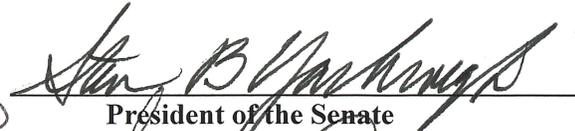
Jim Drake
Chief Clerk of the House

SENATE FINAL PASSAGE
as per Joint Conference

Passed the Senate May 3, 20 18

by the following vote: 17 Ayes,

11 Nays, 2 Not Voting


President of the Senate

Jason Owens
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

3rd day of May, 20 18

at 5:36 o'clock P M.

Shelley Witt
Secretary to the Governor

Approved this 16th day of

May 2018

at 9:45 o'clock A M.

Doug Ducey
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 16 day of May, 20 18

at 4:29 o'clock P M.

Michelle Reagan
Secretary of State

H.B. 2532