



GOVERNOR EXECUTIVE ORDERS

The Administrative Procedure Act (APA) requires the full-text publication of Governor Executive Orders.

With the exception of egregious errors, content (including spelling, grammar, and punctuation) of these orders has been reproduced as submitted.

In addition, the Register shall include each statement filed by the Governor in granting a commutation, pardon or reprieve, or stay or suspension of execution where a sentence of death is imposed.

EXECUTIVE ORDER 2016-01

The Governor’s Council on the Sharing Economy

[M16-01]

WHEREAS, global revenues for the five main sharing sectors are projected to increase from around \$15 billion today to \$335 billion by 2025 according to a report by PricewaterhouseCoopers;

WHEREAS, the economic impact of the innovative sharing economy cannot be ignored or stifled;

WHEREAS, Arizona has already taken steps to welcome and expand this growing market, possessing one of the most attractive legal environments for ridesharing companies in the nation;

WHEREAS, it is a policy of this state to encourage entrepreneurial activity, economic growth, and job creation in the sharing economy;

WHEREAS, industries in the sharing economy provide goods and services to Arizonans conveniently and affordably

WHEREAS, the state should further its efforts designed to improve the regulatory environment for the sharing economy;

NOW, THEREFORE, I, Douglas A. Ducey, by virtue of the authority vested in me by the Arizona Constitution and laws of the State of Arizona hereby declare the following:

- 1. The Governor’s Council on the Sharing Economy is established to provide advice and direction on advancing Arizona’s sharing economy.
a. Members of the Council shall be appointed by, and serve without compensation, at the pleasure of the Governor,
b. The Council shall consist of five private sector leaders, free enterprise advocates and small business people demonstrating experience or knowledge in the sharing economy,
c. The Governor shall appoint a Council chairperson.
2. The duties of the Council include, but are not limited to, the following:
a. Develop recommendations on how to improve the legal and regulatory environment for Arizona’s sharing economy,
b. Identify state regulations that impose, or could potentially impose, a burden on the sharing economy, and
c. Provide legislative recommendations that foster innovation in the sharing economy.
3. All State agencies, offices, boards and commissions shall undertake any necessary steps to support the sharing economy. This includes, without limitation, encouraging industry-driven self-regulation, the reduction of regulatory burdens, and support for entrepreneurship and innovative business models. Agencies, offices, boards and commissions shall refrain from regulating these businesses without first demonstrating a unique and critical need.
4. All political subdivisions of the State are encouraged to adopt a similar welcoming approach for the sharing economy within their own jurisdiction and may work with the Council to develop the best local policies for economic success.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Douglas A. Ducey

**GOVERNOR**

DONE at the Capitol in Phoenix on this Eleventh day of January in the Year Two Thousand and Sixteen and of the Independence of the United States of America the Two Hundred and Fortieth.

ATTEST:

Michele Reagan
Secretary of State

EXECUTIVE ORDER 2016-02**The Arizona Sexual Assault Evidence Collection Kit Task Force**

[M16-02]

WHEREAS, Arizona prosecutors use evidence obtained from sexual assault kits to convict dangerous sex offenders;

WHEREAS, Arizona's policies for tracking and processing sexual assault kits requires evaluation and reform;

WHEREAS, the lack of a uniform process among jurisdictions has resulted in a backlog of over 2,300 untested sexual assault kits in Maricopa County alone, and an unknown number of untested sexual assault kits statewide;

WHEREAS, government serves an important role in protecting public safety and ensuring justice for all citizens, including victims of sexual assault;

WHEREAS, processing of these kits is a critical first step in bringing justice for victims and holding offenders accountable for their crimes;

WHEREAS, a statewide collaborative effort dedicated to developing recommendations for a standard statewide protocol for sexual assault evidence collection kits will advance justice for the citizens of the State of Arizona;

NOW, THEREFORE, I, Douglas A. Ducey, by virtue of the authority vested in me by the Arizona Constitution and laws of the State of Arizona, hereby establish the Arizona Sexual Assault Evidence Collection Kit Task Force and order as follows:

1. The Governor shall appoint all members. Membership shall include, but is not limited to, one representative from each of the following:
 - a. The Arizona Department of Public Safety,
 - b. The Arizona Governor's Office,
 - c. The Governor's Office of Youth, Faith and Family,
 - d. The Arizona Coalition to End Sexual and Domestic Violence,
 - e. The Arizona Voice for Crime Victims,
 - f. An individual with demonstrated experience in the field of social work,
 - g. A health care provider with forensic nurses on staff,
 - h. A member of the Arizona Senate,
 - i. A member of the Arizona House of Representatives,
 - j. A Tribal Chief of Police,
 - k. One police chief, county attorney, or county sheriff with a population greater than 800,000, and
 - l. One police chief, county attorney, or county sheriff with a population less than 800,000.
2. Members of the Task Force serve without compensation and at the pleasure of the Governor.
3. The Governor shall appoint a chairperson.
4. The duties of the Task Force include, but are not limited to, the following:
 - a. Develop and recommend a statewide standard process for testing protocols of sexual assault evidence collection kits, that may incorporate best practices from other jurisdictions,
 - b. Develop and recommend a statewide tracking system for all sexual assault kits,
 - c. Identify and document the locations of all untested sexual assault kits,
 - d. Provide legislative recommendations to ensure that every sexual assault kit be tested in a timely manner in the future,



- e. Develop an ongoing continuing education plan in the areas of investigation, prosecution, and victim engagement, and
 - f. Provide recommendations for funding sources to clear the backlogs, including available grant opportunities.
5. The Task Force shall provide the Governor with a report of their recommendations no later than October 1, 2016.
 6. This Executive Order expires on December 31, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Douglas A. Ducey
GOVERNOR

DONE at the Capitol in Phoenix on this Eleventh day of January in the Year Two Thousand and Sixteen and of the Independence of the United States of America the Two Hundred and Fortieth.

ATTEST:
Michele Reagan
Secretary of State

EXECUTIVE ORDER 2015-06

Authority to Conduct Credit, Criminal, and Other Background Checks

[M15-238]

WHEREAS, the Governor of the State of Arizona has statutory authority under Arizona Revised Statutes (A.R.S.) § 41-101, to supervise the official conduct of all executive and ministerial officers and shall have such powers and perform such other duties as devolved upon him by law, and it would be in the best interests of the State to inquire into the character and background of current and prospective gubernatorial appointees and employees of the Office of the Governor; and

WHEREAS, the Office of the Governor hires and appoints individuals who have access to financial data, personnel information, and other confidential and sensitive information and who are involved in criminal justice matters, and it is in the best interests of the State to inquire into the character and fitness of such individuals; and

WHEREAS, the Arizona Administrative Code (A.A.C.) R2-5A-303, provides that an “appointing authority shall not conduct a criminal background check or a credit check on a candidate unless the agency has statutory or executive order authority to conduct such a check”; and

WHEREAS, A.R.S. § 41-1750(G)(5) and Executive Order 88-12, amending in part Executive Order 87-4, authorize the Arizona Department of Public Safety to provide, and the Office of the Governor to receive, criminal history record information as needed to carry out the responsibilities of the Office of the Governor and for the purpose of evaluating the fitness of prospective gubernatorial appointees and employees of the Office of the governor, in accordance with those rules and regulations issued by the Arizona Department of Public Safety; and

WHEREAS, Executive Order 2014-03, addresses the authority to conduct credit checks and receive criminal history record information in certain specified instances.

NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, by virtue of the authority vested in me by the Arizona Constitution and pursuant to the requirements of A.A.C. R2-5A-303, hereby authorize, subject to all existing state and federal laws, rules and regulations regarding background checks, the Office of the Governor to conduct background checks, including criminal background checks and credit checks, of any current or prospective gubernatorial appointee or employee of the Office of the Governor.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Douglas A. Ducey
GOVERNOR

DONE at the Capitol in Phoenix on this 22nd day of July in the year Two Thousand and Fifteen and of the Independence of the United States of America the Two Hundred and Fortieth.



ATTEST:
Michele Reagan
Secretary of State

EXECUTIVE ORDER 2015-09

Self-Driving Vehicle Testing and Piloting in the State of Arizona; Self-Driving Vehicle Oversight Committee

[M15-241]

WHEREAS, with the development of new technologies, it is now possible to adapt vehicles with “self-driving technology,” meaning a technology installed on a motor vehicle that provides the motor vehicle with the capability to drive without the direct or active control or monitoring by a human operator;

WHEREAS, it is in Arizona’s interest to support the development of these technologies, by allowing testing and operation of self-driving vehicles on certain public roads, in order to continue to advance the technology;

WHEREAS, the State believes that the development of self-driving vehicle technology will promote economic growth, bring new jobs, provide research opportunities for the State’s academic institutions and their students and faculty, and allow the State to host the emergency of new technologies;

WHEREAS, the State has the view that the testing and operation self-driving vehicles could produce transformational social benefits such as the elimination of traffic and congestion, a dramatic increase in pedestrian and passenger safety, the reduction of parking facilities, and the facilitation of movement of residents across the State, and could beneficially contribute to other activities related to the State’s transportation; and

WHEREAS, the State has a shared vision that the future of transportation and commerce relies on innovative technologies that could result in more passenger and pedestrian safety, increase mobility options, and foster economic productivity.

NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and laws of the State of Arizona, hereby order as follows:

- (1) The Department of Transportation, Department of Public Safety, and all other agencies of the State of Arizona with pertinent regulatory jurisdiction shall undertake any necessary steps to support the testing and operation of self-driving vehicles on public roads within Arizona.
- (2) Pilot programs will be enabled on campuses of selected universities in partnership with entities that are developing technology for self-driving vehicles, whereby an operator with a valid driver’s license may direct a vehicle’s movement, regardless of whether the operator is physically present in the vehicle or is providing direction remotely while the vehicle is operating in self-driving mode.
- (3) Testing and operation of self-driving vehicles in such pilot programs shall abide by the following rules:
 - (a) Vehicles may be operated only by an employee, contractor, or other person designated or otherwise authorized by the entity developing self-driving technology.
 - (b) Vehicles shall be monitored and an operator shall have the ability to direct the vehicle’s movement if assistance is required.
 - (c) The individuals operating vehicles shall be licensed to operate a motor vehicle in the United States.
 - (d) The vehicle owner shall submit proof of financial responsibility, in an amount and on a form established by the Director of the Arizona Department of Transportation.
- (4) The Director of the Department of Transportation may promulgate additional rules considered necessary to implement this Executive Order.
- (5) There shall be established within the Office of the Governor a Self-Driving Vehicle Oversight Committee (the “Committee”) to advise the Department of Transportation, the Department of Public Safety, the selected universities, and any other pertinent agencies how best to advance the testing and operation of self-driving vehicles on public roads.
 - (a) The Committee shall consist of one or more representatives from the Governor’s Office, the Department of Transportation, the Department of Public Safety, the selected universities, and any other pertinent agency.
 - (b) Members shall be appointed by and serve at the pleasure of the Governor.
 - (c) To the extent necessary, the Committee may, based upon the results of the pilot programs, propose clarifications or changes to State policies, rules or statutes to facilitate the expanded operation of self-driving vehicles on public roads in Arizona.



IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Douglas A. Ducey
GOVERNOR

DONE at the Capitol in Phoenix on this 25th day of August in the year Two Thousand and Fifteen, and of the Independence of the United States of America the Two Hundred and Fortieth.

ATTEST:
Michele Reagan
Secretary of State

EXECUTIVE ORDER 2015-12
Renewing the Arizona Human Trafficking Council

[M15-345]

WHEREAS, human trafficking is a form of oppression that often targets vulnerable populations; and

WHEREAS, both federal and state law criminalize human trafficking and impose strong penalties on individuals who violate the law; and

WHEREAS, the nature of human trafficking makes it difficult to identify victims; and

WHEREAS, the problem of human trafficking in Arizona persists and more can and should be done to combat this heinous crime; and

WHEREAS, coordination between federal, state, and local governments, agencies, and human service providers is critical to address the issue of human trafficking; and

WHEREAS, the Arizona Human Trafficking Council plays an important role in making recommendations on actions to combat human trafficking as well as to facilitate coordination between all levels of government, non-profit organizations, and other interested parties; and

WHEREAS, our tribal partners are an important voice and should be given representation on this council.

NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and laws of the State of Arizona do hereby renew the Arizona Human Trafficking Council as follows:

- Membership of the Council shall include the following individuals appointed by the Governor:
 - One representative from a county attorney’s office;
 - One representative from the Attorney General’s Office;
 - One representative from the Administrative Office of the Courts;
 - One representative from the Arizona Department of Health Services or the Arizona Health Care Cost Containment System;
 - One representative from the Arizona Department of Public Safety;
 - One representative from the Arizona Department of Transportation;
 - One representative from the Arizona Department of Child Safety;
 - One representative from the Governor’s Office of Youth, Faith, and Family;
 - Two representatives of law enforcement agencies;
 - Two representatives of non-profit organizations that are involved in programs or services related to human trafficking;
 - One survivor of human trafficking;
 - Six members of the public;
 - One representative of a Native American tribe; and
 - At the sole discretion of the Governor, additional members with relevant experience.
- The members of the Council shall serve at the pleasure of the Governor.
- The Governor shall designate two Co-Chairs of the Council
- The Council shall:
 - Collect and analyze data on human trafficking in the state of Arizona;



- Develop recommendations to provide human trafficking victims with appropriate services;
- Foster greater collaboration among law enforcement, non-profit organizations, government agencies, and the community at large to more effectively address human trafficking statewide; and
- Promote public awareness about human trafficking, victim services, and prevention.
- Work to develop and facilitate training for first responders, law enforcement, and professions engaged in human trafficking.
- The Council shall be staffed by the Governor’s Office of Youth, Faith, and Family.
- The Co-Chairs may form an executive committee or other sub-committee as necessary.
- This Executive Order shall take effect immediately upon signature.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Douglas A. Ducey
GOVERNOR

DONE at the Capitol in Phoenix on this Sixteenth day of December in the year Two Thousand and Fifteen and of the Independence of the United States of America the Two Hundred and Fortieth.

ATTEST:
Michele Reagan
Secretary of State