ARIZONA STATE SENATE

55th LEGISLATURE
FIRST REGULAR SESSION

MINUTES OF COMMITTEE ON COMMERCE

DATE: January 27, 2021 **TIME:** 2:00 P.M. **ROOM:** SHR 1

CHAIRMAN: Senator J.D. Mesnard **VICE-CHAIRMAN:** Senator Michelle Ugenti-Rita

ANALYST: Laura Benitez

ATTENDANCE

Committee Members	Pr	Ab	Ex
Senator Borrelli*	X		
Senator Bowie	X		
Senator Gabaldón*	X		
Senator Livingston*	X		
Senator Navarrete	X		
Senator Pace	X		
Senator Peshlakai*	X		
Senator Ugenti-Rita, Vice-Chairman	X		
Senator Mesnard, Chairman	X		

BILLS

Bill Number	Disposition
SB 1095	DP
SB 1101	DP
SB 1115	DP
SB 1167	DP
SB 1215	DP
SB 1217	DP
SB 1218	DP
SB 1230	DP
SB 1238	DP
SB 1239	DP
SB 1257	DP
SB 1259	DP
SB 1272	DP

This meeting will be held via teleconference software. Members of the public may access a livestream of the meeting here:
https://www.azleg.gov/videoplayer/?clientID=6361162879&eventID=2021011143

*Participated remotely via a teleconference platform.

Chairman Mesnard called the meeting to order at 2:15 p.m. and attendance was noted.

CONSIDERATION OF BILLS

SB 1095 – real estate; employees; rent collection. – DO PASS

Maelinn Chow, Commerce Committee Intern, explained SB 1095.

Senator Pace, bill sponsor, answered questions posed by the Committee and provided comments regarding SB 1095.

Tom Farley, Arizona Association of Realtors, participated remotely via a teleconference platform, testified in support of SB 1095 and provided comments regarding SB 1095.

The Committee discussed SB 1095.

Attached is a list noting the individuals who registered their position on SB 1095 (Attachment A).

Senator Pace moved SB 1095, DO PASS. The motion CARRIED with a roll call vote of 9-0-0 (Attachment 1 and 1a).

APPROVAL OF MINUTES

Senator Mesnard stated that without objection, so ordered.

CONSIDERATION OF BILLS (continued)

SB 1115 – revised uniform law; notarial act – DO PASS

Laura Benitez, Commerce Committee Analyst, explained SB 1115.

Senator Ugenti-Rita, bill sponsor, provided comments regarding SB 1115 and noted that on the Request to Speak System (Attachment A) no one signed in opposition to SB 1115.

Timothy Berg, on behalf of the Arizona Uniform Laws Commission, participated remotely via a teleconference platform, provided comments regarding SB 1115 and testified in support of SB 1115.

The Committee discussed SB 1115.

Attached is a list noting the individuals who registered their position on SB 1115 (Attachment A).

Senator Ugenti-Rita moved that SB 1115 receive a DO PASS recommendation. The motion CARRIED with a roll call vote of 9-0-0 (Attachment 2 and 2a).

SB 1217 – securities; exempt transactions. – DO PASS

Laura Benitez, Commerce Committee Analyst, explained SB 1217.

Senator Pace, bill sponsor, answered questions posed by the Committee and provided comments regarding SB 1217.

Ms. Benitez answered questions posed by the Committee.

Senator Pace answered additional questions posed by the Committee and provided additional comments regarding SB 1217.

The Committee discussed and offered comments on SB 1217.

Attached is a list noting the individuals who registered their position on SB 1217 (Attachment A).

Senator Pace moved SB 1217, DO PASS. The motion CARRIED with a roll call vote of 7-2-0 (Attachment 3 and 3a).

Senators Navarrete, Pace and Gabaldón explained their vote.

SB 1218 – nonhealth professions; occupations; regulations. – DO PASS

Laura Benitez, Commerce Committee Analyst, explained SB 1218.

Senator Pace, bill sponsor, provided comments regarding SB 1218.

Ms. Benitez answered questions posed by the Committee.

Victoria Holderbach, Community Engagement Director, Americans for Prosperity Arizona, participated remotely via a teleconference platform, testified in support of SB 1218 and provided comments regarding SB 1218.

Ms. Benitez clarified her answer to Senator Navarrete's question.

Senator Pace provided additional comments regarding SB 1218.

Tom Farley, on behalf of American Council of Engineering Companies of Arizona, also the Arizona Association of Realtors and the Arizona Mortgage Lenders Association, participated remotely via a teleconference platform, testified as neutral to SB 1218 and answered questions posed by the Committee.

The Committee discussed and offered comments on SB 1218.

Attached is a list noting the individuals who registered their position on SB 1218 (Attachment A).

Senator Pace moved SB 1218, DO PASS. The motion CARRIED with a roll call vote of 9-0-0 (Attachment 4 and 4a).

SB 1167 – unlawful food or drink contamination – DO PASS

Maelinn Chow, Commerce Committee Intern, explained SB 1167.

Senator Shope, bill sponsor, provided comments regarding SB 1167 and answered questions posed by the Committee.

Dan Bogert, Arizona Restaurant Association, participated remotely via a teleconference platform, testified in support of SB 1167 and provided comments regarding SB 1167.

The Committee discussed and offered comments on SB 1167.

Attached is a list noting the individuals who registered their position on SB 1167 (Attachment A).

Senator Ugenti-Rita moved that SB 1167 receive a DO PASS recommendation. The motion CARRIED with a roll call vote of 8-1-0 (Attachment 5 and 5a).

Senators Navarrete, Pace and Mesnard explained their vote.

SB 1230 – limited liability companies – DO PASS

Laura Benitez, Commerce Committee Analyst, explained SB 1230.

Senator Pace, bill sponsor, provided comments regarding SB 1230.

Scott DeWald, Attorney, Lewis Roca Rothgerber Christie, participated remotely via a teleconference platform, testified in support of SB 1230.

The Committee discussed SB 1230.

Attached is a list noting the individuals who registered their position on SB 1230 (Attachment A).

Senator Pace moved SB 1230, DO PASS. The motion CARRIED with a roll call vote of 9-0-0 (Attachment 6 and 6a).

SB 1238 – animal fighting paraphernalia; offense. – DO PASS

Laura Benitez, Commerce Committee Analyst, explained SB 1238.

Senator Ugenti-Rita, bill sponsor, provided comments regarding SB 1238.

Ms. Benitez answered questions posed by the Committee.

Samuel Richard, on behalf of Humane Society of the United States, participated remotely via a teleconference platform, testified in support of SB 1238 and answered questions posed by the Committee.

The Committee discussed SB 1238.

Attached is a list noting the individuals who registered their position on SB 1238 (Attachment A).

Senator Ugenti-Rita moved that SB 1238 receive a DO PASS recommendation. The motion CARRIED with a roll call vote of 9-0-0 (Attachment 7 and 7a).

SB 1257 – state liquor board; membership – DO PASS

Laura Benitez, Commerce Committee Analyst, explained SB 1257.

Senator Mesnard, bill sponsor, provided comments regarding SB 1257.

The Committee discussed SB 1257.

Attached is a list noting the individuals who registered their position on SB 1257 (Attachment A).

Senator Ugenti-Rita moved that SB 1257 receive a DO PASS recommendation. The motion CARRIED with a roll call vote of 9-0-0 (Attachment 8 and 8a).

SB 1259 – mobile home parks; caregivers – DO PASS

Laura Benitez, Commerce Committee Analyst, explained SB 1259.

Zach Tretton, on behalf of the Arizona Association of Manufactured Home Owners, participated remotely via a teleconference platform, testified in support of SB 1259 and provided comments regarding SB 1259.

Ellen Katz, William E. Morris Institute for Justice, participated remotely via a teleconference platform, testified in support of SB 1259.

The Committee discussed SB 1259.

Attached is a list noting the individuals who registered their position on SB 1259 (Attachment A).

Senator Ugenti-Rita moved that SB 1259 receive a DO PASS recommendation. The motion CARRIED with a roll call vote of 9-0-0 (Attachment 9 and 9a).

SB 1272 – nonhealth board directors; advocacy; legislation – DO PASS

Laura Benitez, Commerce Committee Analyst, explained SB 1272 and answered questions posed by the Committee.

Senator Mesnard, bill sponsor, provided comments regarding SB 1272 and answered questions posed by the Committee.

The Committee discussed and offered comments on SB 1272.

Senator Mesnard provided additional comments regarding SB 1272 and answered additional questions posed by the Committee.

Attached is a list noting the individuals who registered their position on SB 1272 (Attachment A).

Senator Ugenti-Rita moved that SB 1272 receive a DO PASS recommendation. The motion CARRIED with a roll call vote of 8-1-0 (Attachment 10 and 10a).

Senators Gabaldón, Livingston, Navarrete and Mesnard explained their vote.

SB 1101 – tourism marketing authorities – DO PASS

Laura Benitez, Commerce Committee Analyst, explained SB 1101.

Senator Pace, bill sponsor, provided comments regarding SB 1101 and answered questions posed by the Committee.

The Committee discussed and offered comments on SB 1101.

Senator Pace answered additional questions posed by the Committee.

Barry Aarons, The Aarons Company LLC, representing Visit Mesa, also Visit Phoenix and Visit Tucson, participated remotely via a teleconference platform, testified in support of SB 1101 and provided comments regarding SB 1101. Mr. Aarons answered questions posed by the Committee.

Senator Pace answered additional questions posed by the Committee.

Mr. Aarons answered additional questions posed by the Committee.

Kimberly Sabow, President & CEO, Arizona Lodging & Tourism Association, participated remotely via a teleconference platform, testified in support of SB 1101 and provided comments regarding SB 1101. Ms. Sabow electronically distributed fact sheet entitled "Arizona Senate Bill 1101 & House Bill 2161 - Legislative Session: Tourism Marketing Authorities" (Attachment B) and answered questions posed by the Committee.

Laura Magnus, on behalf of Experience Scottsdale, participated remotely via a teleconference platform, testified in support of SB 1101, provided comments regarding SB 1101 and answered questions posed by the Committee.

Aimee Yentes, representing the Arizona Free Enterprise Club, participated remotely via a teleconference platform, provided comments, testified in opposition to SB 1101 and stated her concerns with the bill. Ms. Yentes answered questions posed by the Committee.

The Committee further discussed and offered additional comments on SB 1101.

Attached is a list noting the individuals who registered their position on SB 1101 (Attachment A).

Senator Pace moved SB 1101, DO PASS. The motion CARRIED with a roll call vote of 8-1-0 (Attachment 11 and 11a).

Senators Borrelli, Pace, Peshlakai, Ugenti-Rita and Mesnard explained their vote.

SB 1215 – liquor; sales; delivery; identification information – DO PASS

Laura Benitez, Commerce Committee Analyst, explained SB 1215.

Senator Borrelli, bill sponsor, provided comments regarding SB 1215.

Cheyenne Walsh, on behalf of Shipt Inc., participated remotely via a teleconference platform, testified in support of SB 1215, provided comments regarding SB 1215 and answered questions posed by the Committee.

Michelle Ahlmer, Arizona Retailers Association, participated remotely via a teleconference platform, testified in support of SB 1215 and provided comments regarding SB 1215.

Senator Borrelli provided closing comments regarding SB 1215.

The Committee discussed SB 1215.

Attached is a list noting the individuals who registered their position on SB 1215 (Attachment A).

Senator Borrelli moved that SB 1215 receive a DO PASS recommendation. The motion CARRIED with a roll call vote of 8-1-0 (Attachment 12 and 12a).

SB 1239 – unauthorized racing meetings; penalties; racketeering. – DO PASS

Laura Benitez, Commerce Committee Analyst, explained SB 1239.

Senator Ugenti-Rita, bill sponsor, provided comments regarding SB 1239.

Edith Lefevre, Legislative Liaison, Attorney General's Office, participated remotely via a teleconference platform, testified in support of SB 1239.

Nicholas Klingerman, Attorney General's Office, participated remotely via a teleconference platform, testified in support of SB 1239 and provided comments regarding SB 1239.

Charity Clark, representing herself, participated remotely via a teleconference platform, testified in opposition to SB 1239 and stated her concerns with the bill.

Ms. Benitez answered questions posed by the Committee.

Mr. Klingerman answered questions posed by the Committee.

Ms. Clark stated that she was withdrawing her opposition to SB 1239.

Senator Mesnard stated that Ms. Clark was no longer in opposition to SB 1239.

The Committee discussed SB 1239.

Attached is a list noting the individuals who registered their position on SB 1239 (Attachment A).

Senator Ugenti-Rita moved that SB 1239 receive a DO PASS recommendation. The motion CARRIED with a roll call vote of 9-0-0 (Attachment 13 and 13a).

There being no further business, the meeting was adjourned at 5:35 p.m.

Respectfully submitted,

Imee L. Andrew
Committee Secretary

(Audio recordings and attachments are on file in the Secretary of the Senate's Office/Resource Center, Room 115. Audio archives are available at http://www.azleg.gov)