ARIZONA HOUSE OF REPRESENTATIVES
Fifty-sixth Legislature - First Regular Session

COMMITTEE ON COMMERCE

Report of Regular Meeting
Tuesday, March 21, 2023
House Hearing Room 3 -- 2:00 P.M.

MINUTES RECEIVED
CHIEF CLERK'S OFFICE
3-23-23

Convened 2:16 P.M.
Recessed
Reconvened
Adjourned 4:32 P.M.

Members Present
Representative Aguilar
Representative Austin
Representative Carter
Representative Gress
Representative Heap
Representative Hendrix
Representative Ortiz
Representative Sun
Representative Carbone, Vice-Chairman
Representative Wilmeth, Chairman

Members Absent

Agenda
Original Agenda – Attachment 1

Request to Speak
Report – Attachment 2

Committee Attendance
Report – Attachment 3

Committee Action

Bill	Action	Vote	Attachments
SB1167	DP	6-4-0-0	4, 5
SB1210	DP	6-4-0-0	6, 7, 8, 9
SB1188	DP	7-1-1-1	10, 11
SB1718	DP	7-3-0-0	12, 13

Susan Nelson, Committee Secretary
March 23, 2023

(Original attachments on file in the Office of the Chief Clerk; video archives available at http://www.azleg.gov)

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-sixth Legislature - First Regular Session

CONVENED: 2:16PM

REGULAR MEETING AGENDA

ADJOURNED: 4:32PM

COMMITTEE ON COMMERCE

DATE Tuesday, March 21, 2023 ROOM HHR 3 TIME 2:00 P.M.

Members of the public may access a livestream of the meeting here:
https://www.azleg.gov/videoplayer/?clientID=6361162879&eventID=2023031089

Members:

Representative Aguilar	Representative Heap	Representative Sun
Representative Austin	Representative Hendrix	Representative Carbone, Vice-Chairman
Representative Carter	Representative Ortiz	Representative Wilmeth, Chairman
Representative Gress		

	Bills		Short Title	Strike Everything Title
1	*SB1167	DP	unemployment insurance; benefit amounts; definition	
		6.4.0.0	(Kaiser: Shamp) COM held 0-0-0-0-0, RULES	
3	SB1188	DP	technical correction; nonprobate transfers(now: regulation; permissible consumer fireworks)	
		7-1-1-1	(Mesnard) COM, RULES	
2	SB1210	DP	funeral services regulation; DHS(now: funeral services; DHS; advisory committee)	**S/E: funeral directors and embalmers; continuation**
		6.4.0.0	(Kaiser) COM, RULES	
4	SB1718	DP	private activity bonding	
		7.3.0.0	(Kaiser) COM, RULES	

* On previous agenda

ORDER OF BILLS TO BE SET BY THE CHAIRMAN

RA
~~03/15/2023~~
03/17/2023

People with disabilities may request reasonable accommodations such as interpreters, alternative formats, or assistance with physical accessibility. If you require accommodations, please contact the Chief Clerk's Office at (602) 926-3032 or through Arizona Relay Service 7-1-1.

Attachment 1

Information Registered on the Request to Speak System

House Commerce (3/21/2023)

SB1167, unemployment insurance; benefit amounts; definition

Support:

Brian Sikma, representing self; Shirley Dye, representing self; Jere Fredenburgh, representing self; Mike Sullivan, representing self; Dennis Genge, representing self; Nancy Hawkins, representing self; Cindy Sullivan, representing self; Buffalo Rick Galeener, representing self; Pam Anderson, representing self; Bill Anderson, representing self; James McFadzean, representing self; Lynn Ludwig, representing self; Pam Lauck, representing self; Beverly Ann, representing self; Joseph Myers, representing self; Phyllis Lester, representing self; Richard Anderson, representing self; James L Simpson, representing self; Mary Evelyn Simpson, representing self; Mark Stevens, representing self; Andrew Costanzo, representing self; Wendy Jonessee, representing self; Judy Alonzo, representing self; Lisa Gentry, representing self; Eugene Babb, representing self; Doyle Taraba, representing self; Gary Zimmerman, representing self; Jane Evans, representing self; Theresa Breithaupt, representing self; Kay Bateman, representing self; Pete Kosky, representing self; James Norton, OPPORTUNITY SOLUTIONS PROJECT

Neutral:

Rose Sperry, representing self; Mark Logan, representing self; Theresa Logan, representing self; Vicki Smith, representing self

Oppose:

Dave Wells, representing self; Melissa Westbrook, representing self; Rivko Knox, representing self; Matthew Flanagan, representing self; Ben Scheel, Opportunity Arizona; kathleen mayer, representing self; Steve Ramos, representing self; Judith Simons, representing self; Shirley Muney, representing self; Janet Larkin, representing self; Steven Linder, representing self; Mary Ellen Rimsza MD, representing self; Judith Robbins, representing self; marilyn duerbeck, representing self; Henne Queisser, representing self; Maria Salvucci, representing self; Craig McDermott, representing self; Kevin Brown, representing self; Mary Ann Graffagnino, representing self; Wes Oswald, representing self; Sallie Kladnik, representing self; Christina Mollica, representing self; Dianne Post, representing self; Cynthia Couture, representing self; Carol Maas, representing self; Sherrilynn James, representing self; Donita Ramos, representing self; William Parker, representing self; Helen Kim, representing self; Darrell Boomgaarden, representing self; Elizabeth Goff, representing self; Charlie Silver, representing self; Ruth Lambert, representing self; Barbara Oliver, representing self; Becky Sayler, representing self; Susan Morris, representing self; Stefanie Richardson, representing self; Sally Harvey, representing self; Robin LaVoie, representing self; Julie Golding, representing self; Brenda Nelson, representing self; Christine Keitges, representing self; Jackie Rich, representing self; Beverlee Loat, representing self; Stephanie Romero, representing self; Lawrence Peters, representing self; Elizabeth Pulcini, representing self; Sarabeth Spencer, representing self; Linda Edwards, representing self; Marshall Militano, representing self; Sarah Militano, representing self; Jeri Dow, representing self; Murdock Holloway, representing self; Lucy Marshall, representing self; Jennifer Jones, representing self; Ellen M. Ferreira, representing self; Janet Senf, representing self; Kathy Pyner, representing self; Marilyn Coyle, representing self; Penny Boone, representing self; Diane Lings, representing self; GARY LEW OLIVER, representing self; Valerie Policastro Edie, representing self; Margaret Adams , representing self; Marilyn Childs, representing self; Ruth Shea, representing self; Kathleen Dubbs, representing self; Nancy Santori, representing self; Jana Segal,

representing self; Teresa Akrish, representing self; Kathleen Martin, representing self; Mary-Jeanne Fincher, representing self; Roxanna Kearns, representing self; Stephen Coyle, representing self; Jo Ann Caruthers, representing self; Michael Pyska, representing self; Pamela Thompson, representing self; Dorothy Reed-Inman, representing self; Rebecca Haynes, representing self; Mary Nelson, representing self; Kirstin Woodburne, representing self; Eileen Hollowell, representing self; Crystal Bazarnic, representing self; Gary Rulapaugh, representing self; Ariana Flores, representing self; Nancy Branham, representing self; Dale Cohen-Bruno, representing self; Margaret Owen, representing self; Mary Maclin, representing self; John Propster, representing self; Charlotte Lis, representing self; Jeannette Scoufos, representing self; Larry Scoufos, representing self; William Yohey, representing self; Elizabeth Brauer, representing self; Margaret Bruns, representing self; Robert Fisher, representing self; Susan McMillan, representing self; Barbara Larson, representing self; Alice Patricia Price, representing self; Iris Adler, representing self; Jennifer Dawson, representing self; Linda Guarino, representing self; Sandra Rizzo, representing self; Linda Block, representing self; Mariann Leahy, representing self; Diane Klock, representing self; Amy Gaiennie, representing self; Kathy Boelte, representing self; Allison Jackson, representing self; Sandra Adler, representing self; ALICE BUCK, representing self; Loretta O'Connor, representing self; Claudia Oreck-Teplitsky, representing self; Cynthia Wagner, representing self; Nancy Hancock, representing self; Kathleen Schanus-Gohl, representing self; Claire Bickel, representing self; Barbara Swenson, representing self; Carol Waymire, representing self; Dwight Moore, representing self; Nelson Morgan, representing self; Karen Robbins, representing self; Robert Larson, representing self; Shelley Stephenson, representing self; Joseph Alexander, representing self; Christine McLachlan-Comer, representing self; Francis Copple, representing self; jeff green, representing self; Roger Blain, representing self; Gary Townsend, representing self; Jill Anderson, representing self; Shirley Isaacson, representing self; David Myers, representing self; Margaret Tinsley, representing self; Jacqueline deSa, representing self; Eric Harris, representing self; William Bowlus-Root, representing self; Jan Carlile, representing self; Jerrold Borchardt, representing self; marcia stewart, representing self; LINDA GANTVERG, representing self; Marilyn Murov, representing self; Frederick James, representing self; Melanie Hutchings, representing self; Marcia Tingley, representing self; Kathleen Butler, representing self; Julian Donahue, representing self; Linda Cooke, representing self; Elaine Downing, representing self; RITA DEPUYDT, representing self; Christopher Cerrato, representing self; Sharon Ehrlich, representing self; Lori Taniguchi, representing self; Kathleen Sauer, representing self; Aaron Essif, representing self; Evan Deaubl, representing self; George Ehrlich, representing self; Richard Gohl, representing self; Lisa Maczura, representing self; Sheila Green, representing self; Rebecca Shook, representing self; Kathleen Woessner, representing self; Barbara Jones, representing self; Sally Caruso, representing self; Alison Danis, representing self; Salil Deshpande, representing self; Carol Campbell, representing self; Bill Mansfield, representing self; Remy Sinclair, representing self; Nicole Fordey, representing self; Cynthia Finnegan, representing self; Nataly Reed, representing self; Janie Smieszek, representing self; Jay Ts, representing self; Sarah Bihms LD29, representing self; Jessica Ebel, representing self; Devon Sloan, representing self; Mike Kunnecke, representing self; Leslie Hanson, representing self; Eric Kadel, representing self; Nora Plonsky, representing self; Lisa Koenig, representing self; Beth Ballmann, representing self; Connie Cockrell, representing self; Joyce Howard, representing self; Charlene Campbell, representing self; STACEY NORDWALL, representing self; Greg Olszta, representing self; Karen Kaplan, representing self; April Beauboeuf, representing self; Valarie Bryant, representing self; Dianna DiMaggio, representing self; Veronica Anderson-Vossbeck, representing self; Kari Dufur, representing self; Melanie Howe , representing self; Christian Trujillo Cruz, representing self; Joan Patrick, representing self; Janis Newton, representing self; Katharine Donahue, representing self; Peggy Church, representing self

All Comments:

Brian Sikma, Self: Representing Opportunity Solutions Project; Shirley Dye, Self: Any kind of benefit that makes a person dependent for a time is bad, whether it is unemployment, welfare, food stamps etc. These benefits need to

be cut for the benefit of the employee and the taxpayer. Too many lazy people out there!; Jere Fredenburgh, Self: GET A JOB. Help wanted signs ALL OVER ARIZONA.; Pam Lauck, Self: We need to get people back to work sooner not waiting until benefits run out. Hopefully this will help!; Joseph Myers, Self: Bill insures unemployment benefits are allocated in a fair manner; Mark Stevens, Self: Employees pay for this indirectly. Presumably a reduction in benefits would result in a reduction in the tax. It is a well-known fact that unemployed people tend to not find a job until their unemployment benefits run out.; Doyle Taraba, Self: Pc; Gary Zimmerman, Self: Unemployment should be a temporary situation, not a way of life.; Jane Evans, Self: We need to encourage people to get back to work instead of living off the government; Dave Wells, Self: Some of my analysis is included in a Grand Canyon Institute brief: https://grandcanyoninstitute.org/wp-content/uploads/2023/03/GCI_Policy-Brief-AZ-Legislature-Considers-Cuts-to-Unemployment-Benefits_March_13_2023.pdf; Rivko Knox, Self: Unemployment rates vary widely by area & demographics. This will will hurt people in rural areas, those with less education; & create major hardships for many.; Mary Ann Graffagnino, Self: This bill would force a person to take on a job that does not match their skills and possibly make them earn less then they are capable of doing.; Barbara Oliver, Self: This bill would affect rural areas and people of color more than anyone else.; Susan Morris, Self: Individuals who are unemployed should not have their relief tied to the overall number of unemployed folks.; Brenda Nelson, Self: This would disproportionately harm rural areas and people of color, who typically have higher rates of unemployment compared to the state average.; Lawrence Peters, Self: Bill ignores reality that Arizona's rural areas have far fewer employment opportunities. Lawmakers should focus on economic development for rural areas.; Jennifer Jones, Self: This would disproportionately harm rural areas and people of color, who typically have higher rates of unemployment compared to the state average. It would be harmful to AZ's economy, especially in rural areas of the state.; Ellen M. Ferreira, Self: Talk to economists to avoid unintended consequences.; Penny Boone, Self: Reducing weeks of unemployment $ will force some people to accept jobs that do not match their skill sets & pay less than their prior earnings. This is bad for workers & the Az economy. It is also cruel. I oppose.; Kathleen Dubbs, Self: This bill is petty and not economically sound; Jana Segal, Self: This would disproportionately harm rural areas and people of color, who typically have higher rates of unemployment compared to the state average. Reducing weeks of assistance will force some people to accept jobs that do not match their skill sets a; Mary-Jeanne Fincher, Self: AZ unemployment benefits are already too low.; Pamela Thompson, Self: Rural Arizonans would suffer much more from this bill.; Rebecca Haynes, Self: This would disproportionately harm rural areas and people of color, who typically have higher rates of unemployment compared to the state average.; Margaret Owen, Self: This does not help our state- it would be bad for workers & our state economy. You would be harming our rural areas & minorities of color. Less weeks of assistance would force some to accept jobs that pay less or don't even match their work skills.; John Propster, Self: Another punishment bill that doesn't solve the problem. Please OPPOSE!; Elizabeth Brauer, Self: This hurts rural areas where jobs are harder to find.; Jennifer Dawson, Self: disproportionately harm rural areas and people of color. Bad for workers and the economy.; Cynthia Wagner, Self: This would disproportionately harm rural areas and people of color, who typically have higher rates of unemployment compared to the state average; Nelson Morgan, Self: Arizona is a state in which the unemployment rate varies greatly from county to county, and between demographic groups. One size does not fit all in this instance.; Gary Townsend, Self: This would disproportionately harm rural areas and people of color, who typically have higher rates of unemployment compared to the state average. Reducing weeks of assistance will force some people to accept jobs that do not match their skill sets a; Shirley Isaacson, Self: I vote in Az.; Margaret Tinsley, Self: Unemployment is hard enough. Don't make it worse. Please vote no on this.; marcia stewart, Self: What factual evidence was used to create this bill. I understand that economics professionals not engaged. This would harm many underpriviledged. GO back,recruit the professionals and rewrite.; Marilyn Murov, Self: Those living in rural areas will be disproportionately hurt by this bill.; Elaine Downing, Self: This would hurt those of us living in rural areas. It is hard to find jobs in these areas.; Aaron Essif, Self: We ALREADY have one of the lowest payments.; Lisa Maczura, Self: Not good for AZ. Especially for rural voters.; Jay Ts, Self: IMO, unemployment benefits are good

because they help people who have trouble finding jobs that fit them, avoiding desperate job seeking.; Sarah Bihms LD29, Self: The bill links unemployment relief duration to Arizona's unemployment rate, negatively impacting rural areas and people of color who experience higher unemployment rates. This could force workers into unsuitable jobs and lower wages. Vote no.; Mike Kunnecke, Self: What part of insurance don't you understand?; Beth Ballmann, Self: This bill would disproportionately harm rural people and people of color who typically have higher rates of unemployment. It also will force some people to accept lower paying jobs that do not match their skill sets, which is bad for our economy.; April Beauboeuf, Self: There are too many variables that this legislation does not consider.; Katharine Donahue, Self: No subtlety allowed; one size fits all even if it doesn't fit. I don't know who you want this to benefit, but it isn't most Arizonans.

SB1188, technical correction; nonprobate transfers (NOW: regulation; permissible consumer fireworks)

Support:

John Propster, representing self; Shirley Isaacson, representing self; marcia stewart, representing self; Jeannine Reno, representing self; Donna Sullivan, representing self; Lois Hansen, representing self; kathleen mayer, representing self; Judith Simons, representing self; Shirley Muney, representing self; Janet Larkin, representing self; Rebecca Smith Gross, representing self; Mary Ellen Rimsza MD, representing self; Judith Robbins, representing self; Peggie Jo Vincent, representing self; marilyn duerbeck, representing self; Henne Queisser, representing self; Maria Salvucci, representing self; Kevin Brown, representing self; Eve Shapiro, representing self; Mariana Spier, representing self; Mary Ann Graffagnino, representing self; DOUG ARNOLD, representing self; Wes Oswald, representing self; Sallie Kladnik, representing self; Carol Maas, representing self; Sherrilynn James, representing self; Kathleen Pettycrew, representing self; Donita Ramos, representing self; William Parker, representing self; Helen Kim, representing self; Catherine Sigmon, representing self; Darrell Boomgaarden, representing self; SUSAN ARNOLD, representing self; Elizabeth Goff, representing self; Gail Kamaras, representing self; Charlie Silver, representing self; Ruth Lambert, representing self; Barbara Oliver, representing self; Christine Whitley, representing self; Susan Morris, representing self; Sally Harvey, representing self; Robin LaVoie, representing self; Julie Golding, representing self; Brenda Nelson, representing self; Christine Keitges, representing self; Jackie Rich, representing self; Beverlee Loat, representing self; Stephanie Romero, representing self; Lawrence Peters, representing self; Leslie Meyerson Gordon, representing self; Elizabeth Pulcini, representing self; Sarabeth Spencer, representing self; Linda Edwards, representing self; Marshall Militano, representing self; Sarah Militano, representing self; Jeri Dow, representing self; Daniel Sussman, representing self; Judith Rubin, representing self; Jennifer Jones, representing self; Ellen M. Ferreira, representing self; Priscilla Wilson, representing self; Janet Senf, representing self; Kathy Pyner, representing self; Marilyn Coyle, representing self; Joan Murphy, representing self; Penny Boone, representing self; Anne Leota Hart, representing self; Diane Lings, representing self; GARY LEW OLIVER, representing self; Margaret Adams , representing self; Polemnia Amazeen, representing self; Marilyn Childs, representing self; Ruth Shea, representing self; Virginia Dotson, representing self; Martha O'Connor, representing self; Kathleen Dubbs, representing self; Kathleen Martin, representing self; Matthew Nelson, representing self; Roxanna Kearns, representing self; Stephen Coyle, representing self; Jo Ann Caruthers, representing self; Edna Weigel, representing self; Michael Pyska, representing self; Norman Fuchs, representing self; Pamela Thompson, representing self; Dorothy Reed-Inman, representing self; Rebecca Haynes, representing self; Nancy Scharff, representing self; Mary Nelson, representing self; Marie Thearle, representing self; Kirstin Woodburne, representing self; David Patchen, representing self; Eileen Hollowell, representing self; Gary Rulapaugh, representing self; Ariana Flores, representing self; Nancy Branham, representing self; Dale Cohen-Bruno, representing self; Margaret Owen, representing self; Kathryn Anderson, representing self; Mary Maclin,

representing self; Thea Chalow, representing self; Charlotte Lis, representing self; William Yohey, representing self; Elizabeth Brauer, representing self; Jennifer Tanner, representing self; Dee Maitland, representing self; Susan McMillan, representing self; Barbara Larson, representing self; Alice Patricia Price, representing self; Jennifer Dawson, representing self; Linda Guarino, representing self; Lynn Bultman, representing self; Sandra Rizzo, representing self; Linda Block, representing self; Mariann Leahy, representing self; Diane Klock, representing self; Annarose Lilly, representing self; Amy Gaiennie, representing self; Kathy Boelte, representing self; Allison Jackson, representing self; Carolyn Lowther, representing self; Sandra Adler, representing self; ALICE BUCK, representing self; Cynthia Wagner, representing self; Nancy Hancock, representing self; Kathleen Schanus-Gohl, representing self; Claire Bickel, representing self; Barbara Swenson, representing self; Carol Waymire, representing self; Dwight Moore, representing self; Nelson Morgan, representing self; Karen Robbins, representing self; Erica Hansen, representing self; Robert Larson, representing self; Jane Atkins, representing self; John Covert, representing self; Janice Covert, representing self; Shelley Stephenson, representing self; Joseph Alexander, representing self; Christine McLachlan-Comer, representing self; Margaret Cordovano, representing self; Francis Copple, representing self; jeff green, representing self; Roger Blain, representing self; Gary Townsend, representing self; Jill Anderson, representing self; David Myers, representing self; Margaret Tinsley, representing self; Jacqueline deSa, representing self; Eric Harris, representing self; Jerrold Borchardt, representing self; LINDA GANTVERG, representing self; Frederick James, representing self; Marcia Tingley, representing self; Kathleen Butler, representing self; Julian Donahue, representing self; Linda Cooke, representing self; Elaine Downing, representing self; RITA DEPUYDT, representing self; Christopher Cerrato, representing self; Sharon Ehrlich, representing self; Lori Taniguchi, representing self; Kathleen Sauer, representing self; Aaron Essif, representing self; Richard Gohl, representing self; Lisa Maczura, representing self; Sheila Green, representing self; Rebecca Shook, representing self; Kathleen Woessner, representing self; Joseph Myers, representing self; Barbara Jones, representing self; Alicia Messing, representing self; Sally Caruso, representing self; Carol Campbell, representing self; JOHN FIENE, representing self; Peggy Church, representing self; Remy Sinclair, representing self; Nataly Reed, representing self; Janie Smieszek, representing self; Barbara Sudderth, representing self; Sarah Bihms LD29, representing self; Mike Kunnecke, representing self; Terri Farneti, representing self; Leslie Hanson, representing self; Susan Shapiro, representing self; Rivko Knox, representing self; Lisa Koenig, representing self; Beth Ballmann, representing self; Lora Lida Walradt, representing self; Connie Cockrell, representing self; Michael Levine, representing self; Joyce Howard, representing self; Bryan Lane, representing self; Susan Heck, representing self; Charlene Campbell, representing self; Greg Olszta, representing self; Karen Kaplan, representing self; April Beauboeuf, representing self; Dianna DiMaggio, representing self; Veronica Anderson-Vossbeck, representing self; Kari Dufur, representing self; Claudia Miller, representing self; Melanie Howe , representing self; Janis Newton, representing self; Katharine Donahue, representing self; Mike Williams, AMERICAN SAFETY COUNCIL; Cheryl Stafford, representing self

Neutral:

Eric Kadel, representing self

Oppose:

Alisa McMahon, representing self; Cynthia Couture, representing self; Becky Sayler, representing self; Murdock Holloway, representing self; Lucy Marshall, representing self; Marilyn Rodriguez, Chispa; Nancy Santori, representing self; Teresa Akrish, representing self; Jeannette Scoufos, representing self; Larry Scoufos, representing self; Margaret Bruns, representing self; Robert Fisher, representing self; Loretta O'Connor, representing self; Claudia Oreck-Teplitsky, representing self; William Bowlus-Root, representing self; Jan Carlile, representing self; Evan Deaubl, representing self; George Ehrlich, representing self; Jessica Ebel, representing self; Lisa Gentry, representing self; STACEY NORDWALL, representing self; Joan Patrick, representing self

All Comments:

John Propster, Self: An oddly specific bill. But begins to solve a problem that is growing larger. Please SUPPORT!; Shirley Isaacson, Self: i am an Az. registered resident; marcia stewart, Self: YES. No needs for potential dangers of FW on holidays. I; Jeannine Reno, Self: I would like to see additional holy religious holidays included in addition to Christmas Eve/Day only. Passover, Rosh Hashanah, Yom Kippur, and others.; Lois Hansen, Self: This is a noise violation period. Many people still have to get up and work and/ or have difficulty sleeping.; Peggie Jo Vincent, Self: Fireworks do not support the meaning of the Christmas holiday.; Mary Ann Graffagnino, Self: Fireworks should be banned completely. Many avoidable injuries have occurred with their use PLUS the harm to the environment.; Helen Kim, Self: As a resident with a dog as well as Sensory Processing Disorder, I greatly appreciate this bill. It seems like fireworks are the default celebration method by people these days for every holiday. What happened to them just being on the 4th of July?; Gail Kamaras, Self: Yes, less noise and violence for the Prince of peace; Susan Morris, Self: Thank you, Sen. Mesnard! Let's keep Christmas Eve and Day QUIET times!; Sally Harvey, Self: Would prefer we went back to outlawing them altogether, but it's a start.; Jackie Rich, Self: Please restrict fireworks.; Beverlee Loat, Self: Thanks for enabling a peaceful Christmas Eve and Day with this legislation!; Lawrence Peters, Self: Common sense bill to keep holiday peaceful. Since R state lawmakers made fireworks legal, injuries have spiked, air quality has plummeted, and veterans and animals suffer from the noise the explosions make.; Leslie Meyerson Gordon, Self: Consumer fireworks should be banned in AZ due to the potential fire hazard.; Jennifer Jones, Self: Since lawmakers made fireworks legal, injuries have spiked, air quality has plummeted, and veterans and animals have suffered. We need this legislation.; Kathy Pyner, Self: Safety; Penny Boone, Self: I fully support a ban on consumer fireworks from being used on Christmas Eve & Christmas Day. I would like all consumer fireworks banned. They are disruptive & damaging to people & animals.; Anne Leota Hart, Self: Yes, finally. Regulation of fireworks is much needed.; Marilyn Childs, Self: This is great, but please ban them all the time. Aside from the noise, they are a fire hazard.; Virginia Dotson, Self: Yes! Let us have peace on Christmas Eve and Christmas Day.; Kathleen Dubbs, Self: I believe this may be the first time I have ever supported a Mansard bill; Edna Weigel, Self: At least give us and our pets a Christmas holiday from idiots with fireworks!; Marie Thearle, Self: This is a great bill for those of us who want the kids to sleep so Santa can visit.; Eileen Hollowell, Self: The dogs of Arizona thank you; Thea Chalow, Self: Let's keep Christmas Eve and Christmas Day as days of peace and quiet. No fireworks, please!; William Yohey, Self: Good bill; Elizabeth Brauer, Self: Fireworks are too dangerous and result in many injuries to consumers. Good idea to restrict their use.; Dee Maitland, Self: Thank you!; Jennifer Dawson, Self: Fireworks are for July 4th. Leave Christmas alone - let's have some "peace on earth". Stop trying to profit off noise 365/24/7.; Linda Guarino, Self: Fireworks are dangerous.; Linda Block, Self: Don't need fireworks on a religious holiday; Sandra Adler, Self: Thank you!; Margaret Tinsley, Self: A good idea!! Vote yes!; Marcia Tingley, Self: Agree with the prohibition of fireworks over Christmas; but please further restrict fireworks, including stopping them earlier in the evening.; Elaine Downing, Self: I can't tell you the issues we have with our two dogs over fireworks within our neighborhood. Also I am a Veteran and don't care for the noise myself. I can't understand the lack of empathy over this issue. YES! Let's add a few more holidays!; Christopher Cerrato, Self: Yes!; Aaron Essif, Self: Less harm; Lisa Maczura, Self: Reasonable.; Joseph Myers, Self: This bill is a reasonable restriction for the usage of fireworks at a personal level. Individual usage in high density neighborhoods can be a danger and nuisance; JOHN FIENE, Self: Given our landscape, prohibiting fireworks at any time for the average Arizonan s a good thing, especially regarding starting wildfires. Leave it to professional fireworks shows only.; Janie Smieszek, Self: These are not days for noise and disruption from fireworks; Barbara Sudderth, Self: I want to thank Senator Mesnard for sponsoring this bill. There are so many people (and animals) who are disturbed by fireworks. We certainly don't want to hear them on our holidays of Christmas Eve or Christmas Day. Please SUPPORT. Thank you.; Sarah Bihms LD29, Self: Bill prohibits use of consumer fireworks on Christmas Eve and Day. Firework-related injuries, air pollution, and harm to veterans and animals increased since legalization. Vote yes for public safety.; Terri Farneti, Self: I cannot speak; Rivko Knox, Self: Yea!!! Thank you Sen. Mesnard on behalf of my cats & friends with dogs!!

Any reduction of fireworks outside of stadium will have my support!!; Beth Ballmann, Self: There is no need for consumer fireworks to be used on Christmas Eve or Christmas day.; Lora Lida Walradt, Self: LD 8 voter: Fully support this bill - there is no need to use commercial fireworks to celebrate a religious holiday.; Susan Heck, Self: I've had it with fireworks in general and they totally freak out my dog.; Greg Olszta, Self: My error by indicating initial opposition. This is a good bill and should be passed!; Katharine Donahue, Self: A good idea, but why limit it to Christmas eve and day? I assume the motivation is safety and not religious. Fireworks are dangerous all the time, accidents, fires etc. Don't sell them!; Cheryl Stafford, Self: Fireworks are noise pollution. There is nothing about Christmas Eve or Christmas Day which is honored or supported by having fireworks going off all hours of the night.; Alisa McMahon, Self: Having lost five stunning acres and my future dream homesite to a wildfire, I oppose this bill. Fireworks should never be legal.

SB1210, funeral services regulation; DHS (NOW: funeral services; DHS; advisory committee)

Support:

Trish Hart, MESSINGER MORTUARY; Jake Hinman, ARIZONA FUNERAL, CEMETERY & CREMATION ASSOCIATION; Lisa Gentry, representing self

Neutral:

Natasha Culbertson, ARIZONA STATE BOARD OF FUNERAL DIRECTORS AND EMBLAMERS

Oppose:

Lora Lida Walradt, representing self; Theresa Breithaupt, representing self

All Comments:

Trish Hart, MESSINGER MORTUARY: In support of SB 1210 and the amendment in Representative Aguilar's name.; Lora Lida Walradt, Self: LD8 voter- Dissolving Funeral board will cause further disruption to funeral industry, allow unregulated bad actors to prey upon grieving families. Current board has improved performance, deserves chance to continue to improve.; Natasha Culbertson, ARIZONA STATE BOARD OF FUNERAL DIRECTORS AND EMBLAMERS: I will be available to answer any Committee Member's questions if needed.

SB1718, private activity bonding

Support:

Dianne McCallister, Dominium; Jake Hinman, Arizona Multihousing Association

Oppose:

Lisa Gentry, representing self

4

PLEASE COMPLETE THIS FORM FOR THE PUBLIC RECORD

HOUSE OF REPRESENTATIVES

Please PRINT Clearly

Committee on Commerce Bill Number SB 1210

Date 3-21-2023 ☐ Support ☐ Oppose ☑ Neutral

Name Sandy Greenley Need to Speak? ☐ Yes ☐ No

Representing Myself – Angels Crematory + Burial Are you a registered lobbyist? Yes

Complete Address 658 E Kramer Mesa, Az 85203

E-mail Address angelsmortuary@gmail.com Phone Number (480) 586-8007

Comments: could not sign on computer

wish to speak about concerns of some changes to the bill

FIVE-MINUTE SPEAKING LIMIT

PLEASE COMPLETE THIS FORM FOR THE PUBLIC RECORD

HOUSE OF REPRESENTATIVES

Please PRINT Clearly

Committee on Bill Number SB 1167

Date March 21, 2023 ☐ Support ☑ Oppose ☐ Neutral

Name Kerry Jackson Need to Speak? ☑ Yes ☐ No

Representing My self Are you a registered lobbyist? No

Complete Address 3109 W. Hearn

E-mail Address kerrydjackson Phone Number (480) 798-7895

Comments: this bill is not only mean but cruel

FIVE-MINUTE SPEAKING LIMIT

ARIZONA STATE LEGISLATURE

Fifty-sixth Legislature - First Regular Session

COMMITTEE ATTENDANCE RECORD

COMMITTEE ON **COMMERCE**

CHAIRMAN: Justin Wilmeth VICE-CHAIRMAN: Michael Carbone

	DATE	03/21/23	/23	/23	/23	/23
	CONVENED	2:16 p m	m	m	m	m
	RECESSED					
	RECONVENED					
	ADJOURNED	4:37 pm				
MEMBERS						
Aguilar		✓				
Austin		✓				
Carter		✓				
Gress		✓				
Heap		✓				
Hendrix		✓				
Ortiz		✓				
Sun		✓				
Carbone, Vice-Chairman		✓				
Wilmeth, Chairman						

√ Present --- Absent exc Excused

Attachment 3

ARIZONA HOUSE OF REPRESENTATIVES

Fifty-sixth Legislature
First Regular Session

SB 1167: unemployment insurance; benefit amounts; definition
Sponsor: Senator Kaiser, LD 2
Committee on Commerce

Overview
Changes the duration of unemployment benefits for which an individual may receive during a benefit year.

History
Individuals awarded unemployment insurance benefits are entitled to receive a weekly benefit in an amount equal to 4% of the total wages for insured work paid in the highest quarter of their base period. The base period is the first four of the last five completed calendar quarters immediately preceding the first day of their benefit year. The weekly benefit amount is statutorily capped at $320 (A.R.S. § 23-779).

The duration of benefits is based on the unemployment rate in the prior calendar quarter, which is the average of the seasonally adjusted unemployment rates for the three months of the most recently published calendar year quarter as published by the Office of Economic Opportunity. If the prior calendar quarter unemployment rate is less than 5% the duration of benefits is 24 weeks. If the prior calendar quarter unemployment rate is 5% or more the duration of benefits is 26 weeks (A.R.S. § 780).

According to the Office of Economic Opportunity, Arizona's unemployment rate (January 2023 – Seasonally Adjusted) is 3.8%.

Provisions
1. Establishes a duration schedule for which an individual receives unemployment benefits based on incremental changes in the unemployment rate in the prior calendar quarter (UR):
   a) 12 weeks, if the UR is 5% or less;
   b) 13 weeks, if the UR is more than 5% but not more than 5.5%;
   c) 14 weeks, if the UR is more than 5.5% but not more than 6%;
   d) 15 weeks, if the UR is more than 6% but not more than 6.5%;
   e) 16 weeks, if the UR is more than 6.5% but not more than 7%;
   f) 17 weeks, if the UR is more than 7% but not more than 7.5%;
   g) 18 weeks, if the UR is more than 7.5% but not more than 8%;
   h) 19 weeks, if the UR is more than 8% but not more than 8.5%; and
   i) 20 weeks, if the UR is more than 8.5%. (Sec. 1)

☐ Prop 105 (45 votes) ☐ Prop 108 (40 votes) ☐ Emergency (40 votes) ☐ Fiscal Note

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-sixth Legislature - First Regular Session

ROLL CALL VOTE

COMMITTEE ON Commerce BILL NO. SB 1167

DATE March 21, 2023 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Aguilar			✓		
Austin			✓		
Carter		✓			
Gress		✓			
Heap		✓			
Hendrix		✓			
Ortiz			✓		
Sun			✓		
Carbone, Vice-Chairman		✓			
Wilmeth, Chairman		✓			
		6	4	0	0

Susan Nelson
COMMITTEE SECRETARY

APPROVED:

JUSTIN WILMETH, Chairman
MICHAEL CARBONE, Vice-Chairman

ATTACHMENT 5

ARIZONA HOUSE OF REPRESENTATIVES

Fifty-sixth Legislature
First Regular Session

Senate: COM DPA 4-3-0-0 | 3rd Read 18-12-0-0

SB 1210: funeral services; DHS; advisory committee
Sponsor: Senator Kaiser, LD 2
Committee on Commerce

Overview

Eliminates the State Board of Funeral Directors and Embalmers (Funeral Board) and transfers the powers and duties of the Funeral Board to the Department of Health Services (DHS).

History

Arizona State Board of Funeral Directors and Embalmers

The Funeral Board oversees individuals and businesses engaged in the final disposition of human remains. The Funeral Board regulates the funeral industry through the licensing and registration of funeral establishments and directors, embalmers, prearranged funeral salespersons, alkaline hydrolysis facilities and operators, crematories and cremators. The Funeral Board is responsible for conducting inspections and investigating and adjudicating complaints (Title 32, Chapter 12, A.R.S.).

Sunset Review Process

The sunset review process provides a system for the Legislature to evaluate the need to continue the existence of state agencies which are reviewed by a legislative committee of reference (COR). The COR is required to hold a public hearing, receive testimony from agency officials and the public and consider certain sunset factors in determining whether to recommend continuing, consolidating or terminating the agency (A.R.S 41-2954).

The Senate Commerce and House Commerce COR held a public meeting on January 10, 2023 and recommended that the Legislature terminate the Funeral Board and that the powers and duties of the Funeral Board be transferred to DHS.

Provisions

Transfer of Authority and Monies

1. Eliminates the Funeral Board and transfers the authority, powers, duties and responsibilities of the Funeral Board to DHS. (Sec. 6, 7, 8, 81, 83, 84)
2. Removes the requirement to adopt a seal and appoint citizen advisory committees. (Sec. 8)
3. Stipulates that:
   a) the transfer does not alter the effect of any actions that were taken or impair the valid obligations of the Funeral Board before the effective date of this Act;
   b) administrative rules and orders that were adopted by the Funeral Board continue in effect until superseded by DHS administrative action;
   c) all administrative matters, contracts and judicial and quasi-judicial actions, whether completed, pending or in process, of the Funeral Board on the effective date are transferred to and retain the same status with DHS;
   d) all certificates, licenses, registrations, permits and other indicia of qualification and authority that were issued by the Funeral Board retain their validity for the duration of the term of validity as provided by law;

☐ Prop 105 (45 votes) ☐ Prop 108 (40 votes) ☐ Emergency (40 votes) ☐ Fiscal Note

Attachment 6

e) all equipment, records, furnishings and other property, all data and investigative findings, all obligations and all appropriated monies of the Funeral Board that remain unexpended and unencumbered on the effective date are transferred to DHS; and
f) all personnel who are under the state personnel system and employed by the Funeral Board are transferred to comparable positions and pay classifications in the respective administrative units of DHS on the effective date. (Sec. 83)

Funeral Directors Fund

4. Establishes the Funeral Directors Fund consisting of fees and other monies collected pursuant to funeral services statutes. (Sec. 10)
5. Requires DHS to administer the Funeral Directors Fund and to use monies, subject to legislative appropriation, to implement and enforce funeral services statutes. (Sec. 10)
6. Instructs the State Treasurer, on notice from DHS, to invest and divest monies in the Funeral Directors Fund and to credit earned monies to the fund. (Sec. 10)
7. Eliminates the Funeral Board Fund and transfers unexpended and unencumbered monies to the Funeral Directors Fund. (Sec. 9)

Advisory Committee

8. Establishes an advisory committee to collaborate with and assist the Director of DHS in performing the duties in regulating funeral services. (Sec. 6)
9. Specifies the advisory committee consists of seven governor-appointed members who are confirmed by the Senate and who serve at the pleasure of governor for staggered four-year terms. (Sec. 6)
10. Instructs the Governor to appoint a member of the unexpired portion of a term to fill a vacancy. (Sec. 6)
11. Outlines the membership of the advisory committee. (Sec. 6)
12. Prohibits members from receiving compensation. (Sec. 6)
13. Asserts members must be reimbursed for subsistence expenses and travel expenses. (Sec. 6)
14. Requires a chairman to be annually selected from the members. (Sec. 6)
15. Requires the advisory committee to hold bi-annual meetings at a time and place designated by chairperson and at the Director of DHS's request. (Sec. 6)
16. Instructs the advisory committee to:
    a) provide the Director of DHS with recommendations as deemed necessary and beneficial to the best interests of the public; and
    b) provide recommendations on specific questions or proposals as the committee deems necessary or as requested by the Director of DHS. (Sec. 6)
17. Requires the advisory committee to annually provide an evaluation of the performance of the Director of DHS and DHS regarding enforcement and administration of funeral services statutes to the Governor. (Sec. 6)

Funeral Services

18. Eliminates certain requirements and fees associated with the licensing or registering of an assistant funeral director, an embalmer's assistant, intern, intern trainee, and prearranged funeral salesperson. (Sec. 11, 15, 16, 25, 26)
19. Modifies the qualifications for an embalmer license and a funeral director license. (Sec. 15)

20. Adds that a person who holds an inactive alkaline hydrolysis license cannot practice alkaline hydrolysis unless there is another licensed alkaline hydrolysis operator who is operating or supervising the facility. (Sec. 27, 35)

21. Reduces the cap on the number of continuing education hours required each year from 16 to 6. (Sec. 31)

22. Permits an unlicensed person to practice as an alkaline hydrolysis operator if the alkaline hydrolysis facility is operated or supervised by a licensed funeral director or another person who is a licensed alkaline hydrolysis operator. (Sec. 34, 35)

23. Specifies only licensed embalmers may embalm a dead human body, except that another person may embalm a body under the director supervision of a licensed embalmer. (Sec. 39)

24. Requires each licensed funeral establishment, crematory or alkaline hydrolysis facility to be operated or supervised by a licensed funeral director, except:
    a) a crematory may be operated or supervised by a licensed cremationist; and
    b) an alkaline hydrolysis facility may be operated or supervised by a licensed alkaline hydrolysis operator. (Sec. 40)

25. Permits DHS to impose probationary terms as necessary to protect the public health, safety and welfare and to rehabilitate or educate a licensee. (Sec. 43)

26. Instructs DHS, rather than the Funeral Board, to enter into an intergovernmental agreement with the Department of Insurance and Financial Institutions to examine and report on prearranged funeral trust accounts. (Sec. 61, 63)

27. Requires a person affiliated with the funeral establishment, rather than a prearranged funeral salesperson, to present the price list to the consumer. (Sec. 62)

Miscellaneous

28. Defines *department* and *director.* (Sec. 4)

29. Removes the definition of *board, embalmer's assistant, good moral character, intern, intern trainee* and *registration.* (Sec. 4)

30. Modifies the definition of *licensee, state equivalent examination* and *unprofessional conduct.* (Sec. 4)

31. Removes from the definition of *license* an intern or an alkaline hydrolysis operator. (Sec. 4)

32. Redefines *supervise* or *supervision* to mean that a licensed embalmer has responsibility for and is within sight and sound of a *person,* rather than a *licensed intern* or *a student,* who is embalming a dead body or assisting in the embalming of a dead body. (Sec. 4)

33. Repeals statutes relating to an intern trainee, assistant funeral directors and embalmer's assistants, annual intern or embalmer's assistant report, embalming by colleges students and registration of prearranged funeral salesperson. (Sec. 17, 19, 24, 30, 68)

34. Clarifies the passing score that must be achieved from specified exams must be in accordance with the standards of the international conference of funeral service examining boards. (Sec. 21)

35. Makes technical and conforming changes. (Sec. 1-5, 8, 11-14, 16, 18, 20-23, 26-29, 31-38, 41-67, 69-80, 82)

Fifty-sixth Legislature
First Regular Session

Commerce
S.B. 1210

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1210

(Reference to Senate engrossed bill)

Strike everything after the enacting clause and insert:

"Section. 1. Repeal

Section 41-3023.17, Arizona Revised Statutes, is repealed.

Sec. 2. Title 41, chapter 27, article 2, Arizona Revised Statutes, is amended by adding section 41-3024.32, to read:

41-3024.32. State board of funeral directors and embalmers; termination July 1, 2024

A. THE STATE BOARD OF FUNERAL DIRECTORS AND EMBALMERS TERMINATES ON JULY 1, 2024.

B. TITLE 32, CHAPTER 12 AND THIS SECTION ARE REPEALED ON JANUARY 1, 2025.

Sec. 3. Purpose

Pursuant to section 41-2955, subsection B, Arizona Revised Statutes, the legislature continues the state board of funeral directors and embalmers to promote safe and professional funerary and embalming practices in this state.

Sec. 4. Retroactivity

Sections 1 and 2 of this act apply retroactively to from and after March 31, 2023."

Amend title to conform

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Attachment 7

Adopted ____ # of Verbals ____
Failed ✓ Withdrawn ____
Not Offered ___ Analysts Initials ___

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-sixth Legislature - First Regular Session

ROLL CALL VOTE

COMMITTEE ON Commerce BILL NO. Roll Call on Aguilar S/E

DATE 3-21-2023 MOTION: FAILED

	PASS	AYE	NAY	PRESENT	ABSENT
Aguilar		✓			
Austin		✓			
Carter			✓		
Gress			✓		
Heap			✓		
Hendrix			✓		
Ortiz		✓			
Sun		✓			
Carbone, Vice-Chairman			✓		
Wilmeth, Chairman			✓		
		4	6	0	0

APPROVED:

JUSTIN WILMETH, Chairman
MICHAEL CARBONE, Vice-Chairman

Susan Nelson
COMMITTEE SECRETARY

ATTACHMENT 8

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-sixth Legislature - First Regular Session

ROLL CALL VOTE

COMMITTEE ON Commerce BILL NO. SB 1210

DATE March 21, 2023 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Aguilar			✓		
Austin			✓		
Carter		✓			
Gress		✓			
Heap		✓			
Hendrix		✓			
Ortiz			✓		
Sun			✓		
Carbone, Vice-Chairman		✓			
Wilmeth, Chairman		✓			
		6	4	0	0

Susan Nelson
COMMITTEE SECRETARY

APPROVED:

JUSTIN WILMETH, Chairman
MICHAEL CARBONE, Vice-Chairman

ATTACHMENT 9

ARIZONA HOUSE OF REPRESENTATIVES

Fifty-sixth Legislature
First Regular Session

Senate: COM DPA/SE 6-0-1-0 | 3rd Read 21-8-1-0

SB 1188: regulation; permissible consumer fireworks
Sponsor: Senator Mesnard, LD 13
Committee on Commerce

Overview

Changes the days in which a local governing body may prohibit the use of permissible consumer fireworks.

History

Current statute provides a state preemption on the regulation of the sale and use of permissible consumer fireworks. However, permits a local governing body, to a certain extent based on county population, to regulate and prohibit the sale and use of permissible consumer fireworks. Specifically, a local governing body, regardless of county population, may: 1) prohibit the use of permissible consumer fireworks on days other than June 24 through July 6 and December 24 through January 3; and 2) prohibit on all days the use of fireworks within a one-mile radius of the border of preservation lands. A local governing body in a county with a population of more than 500,000 may prohibit the use of permissible consumer fireworks except during the second and third days of Diwali of each year.

The dates on the use of permissible consumer fireworks, along with permissible fireworks and age requirements to buy fireworks, must be outlined and posted by retailers selling consumer fireworks (A.R.S. § 36-1606).

Diwali, also known as new moon day, is a five day-long festival that is observed on the 15th day of the 8th month on India's calendar. While the date of Diwali changes every year, it typically falls between October and November.

Permissible consumer fireworks are the following types of fireworks as defined by the American Pyrotechnics Association (APA): 1) ground and handheld sparkling devices; 2) cylindrical fountains; 3) cone fountains; 4) illuminating torches; 5) wheels; 6) ground spinners; 7) flitter sparklers; 8) toy smoke devices; 9) wire sparklers or dipped sticks; and 10) multiple tube ground and handheld sparkling devices, cylindrical fountains, cone fountains and illuminating torches manufactured to the APA's standards (A.R.S. § 36-1601).

Provisions

1. Modifies the time frame in which a local governing body cannot prohibit the use of permissible consumer fireworks from between December 24 through January 3 to between December 26 through January 4. (Sec. 1)
2. Makes a technical and conforming change. (Sec. 1)

☐ Prop 105 (45 votes)	☐ Prop 108 (40 votes)	☐ Emergency (40 votes)	☐ Fiscal Note

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-sixth Legislature - First Regular Session

ROLL CALL VOTE

COMMITTEE ON Commerce BILL NO. SB 1188

DATE March 21, 2023 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Aguilar		✓			
Austin		✓			
Carter	✓			✓	
Gress					✓
Heap			✓		
Hendrix		✓			
Ortiz		✓			
Sun		✓			
Carbone, Vice-Chairman		✓			
Wilmeth, Chairman		✓			
		7	1	1	1

Susan Nelson
COMMITTEE SECRETARY

APPROVED:

JUSTIN WILMETH, Chairman
MICHAEL CARBONE, Vice-Chairman

ATTACHMENT 11

ARIZONA HOUSE OF REPRESENTATIVES

Fifty-sixth Legislature
First Regular Session

Senate: COM DPA 6-0-1-0 | 3rd Read 26-4-0-0

SB 1718: private activity bonding
Sponsor: Senator Kaiser, LD 2
Committee on Commerce

Overview
Makes changes to requirements and allocation percentages for private activity bonds.

History
The Internal Revenue Code (IRC) permits certain bonds to be issued as a tax-exempt bond if the bond meets the federal requirements as a qualified private activity bond. States are limited to a maximum amount of qualified private activity bonds that can be issued on an annual basis which is based on the state's population. The amount allocated to a state is called the *state ceiling.* The amount of the state ceiling is then allocated among the issuing authorities within a state, which is referred to as the issuing authority's volume cap.

The Arizona Finance Authority (AFA) is charged with allocating the state ceiling for private activity bonds. The AFA must issue state ceiling confirmations on a first-come first-served basis within enumerated project categories in accordance with set allocation percentages. The allocation percentages of the state ceiling are set at:

1) 30% to projects that are designated at the sole discretion of the AFA Director;
2) 35% to qualified mortgage revenue bonds and qualified mortgage credit certificate programs, excluding such bonds and programs for home improvement and rehabilitation;
3) 15% to qualified residential rental projects as described in the IRC;
4) 5% to qualified student loan projects;
5) 5% to manufacturing projects; and
6) 10% to all other financeable projects that are not described or provided for in the previous allocations (A.R.S. § 35-902).

According to the AFA, the 2023 Volume Cap is $883,103,640, as divided into the allocation categories:

1) 30% - $264,931,092 - Director's Discretion;
2) 35% - $309,086,274 - Mortgage Revenue Bonds and Mortgage Credit Certificates;
3) 15% - $132,465,546 - Residential Rental;
4) 5% - $ 44,155,182 - Student Loan Projects;
5) 5% - $ 44,155,182 - Manufacturing Projects; and
6) 10% - $ 88,310,364 - Other.
(AFA Private Activity Bond Volume Cap)

Provisions
1. Modifies the allocation of the state ceiling for private activity bonds as follows:
   a) decreases, from 30% to 20%, to projects designated at the sole discretion of the Director (Director) of AFA;

☐ Prop 105 (45 votes) ☐ Prop 108 (40 votes) ☐ Emergency (40 votes) ☐ Fiscal Note

Attachment 12

b) decreases, from 35% to 30%, to qualified mortgage revenue bonds and qualified mortgage credit certificate programs, excluding bonds and programs for home improvement and rehabilitation;
c) increases, from 15% to 40%, to qualified residential rental projects;
d) maintains the 5% to manufacturing projects; and
e) decreases, from 10% to 5%, to qualified student loan projects and other financeable projects that are not described or provided for in the previous allocations. (Sec. 1)

2. Adds that state ceiling confirmation requests are subject to the requirement to have all received requests dated and numbered by lot for determining issuance order in the event of an oversubscription. (Sec. 1)

3. Clarifies that the allocation to qualified residential rental projects are projects that meet the median gross income requirement as described in the IRC. (Sec. 1)

4. Excludes qualified residential rental projects confirmation requests form the requirement that the confirmation expires if not issued by 5 P.M. on March 31. (Sec. 1)

5. Eliminates the prohibition for a bond issuer to transfer or assign its rights to an allocation of the state ceiling from one project to another or from itself to another issuer. (Sec. 1)

6. Stipulates that, beginning on the effective date of this Act until August 31, 2030, annually from March 31 through August 31:
   a) 70% of the remaining state ceiling is allocated to qualified mortgages revenue bonds, qualified mortgage credit certificate programs and qualified residential rental projects; and
   b) a confirmation cannot be allocated to qualified mortgage revenue bonds or qualified mortgage credit certificate programs that exceeds $35,000,000. (Sec.1)

7. Requires the Director to issue confirmations within three business days after receipt. (Sec. 2)

8. Prohibits a state ceiling confirmation for an allocation to a project in an amount greater than $35,000,000, unless otherwise provided, before August 31, rather than before December 17. (Sec. 3)

9. Clarifies the notice of intent regarding obtaining and issuing a confirmation after 5 P.M. December 16 must be *dated*, *numbered* and *received* before 5 P.M. on December 15. (Sec. 4)

10. Adds that any portions of the state ceiling for which bonds have not been *carried forward* must be allocated by the Director. (Sec. 4)

11. Permits an issuer, on written notice to the AFA, to reallocate all or a portion of any carryforward allocation within the same carryforward purpose. (Sec. 4)

12. Requires a reallocation to be consistent with state and federal law. (Sec. 4)

13. Specifies that a reallocation does not increase the aggregate amount of the original carryforward allocation to which the reallocation relates or extend the term of the original carryforward allocation during which the bond must be issued. (Sec. 4)

14. Asserts the reallocation of carryforward allocation by an issuer will not result in a refund of any security deposit previously received by the AFA on account of the original carryforward allocation. (Sec. 4)

15. Makes technical changes. (Sec. 1-4)

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-sixth Legislature - First Regular Session

ROLL CALL VOTE

COMMITTEE ON Commerce BILL NO. SB 1718

DATE March 21, 2023 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Aguilar		✓			
Austin		✓			
Carter	✓		✓		
Gress		✓			
Heap			✓		
Hendrix			✓		
Ortiz		✓			
Sun		✓			
Carbone, Vice-Chairman		✓			
Wilmeth, Chairman		✓			
		7	3	0	0

Susan Nelson
COMMITTEE SECRETARY

APPROVED:

JUSTIN WILMETH, Chairman
MICHAEL CARBONE, Vice-Chairman

ATTACHMENT 13