ARIZONA HOUSE OF REPRESENTATIVES
Fifty-fourth Legislature - Second Regular Session

COMMITTEE ON REGULATORY AFFAIRS

Report of Regular Meeting
Monday, February 17, 2020
House Hearing Room 5 -- 2:00 P.M.

Convened 3:41 P.M.
Recessed
Reconvened
Adjourned 6:39 P.M.

MINUTES RECEIVED
CHIEF CLERK'S OFFICE
2-18-20

Members Present
Mr. Blackman
Ms. Powers Hannley
Mr. Shah
Mrs. Terán
Mr. Toma
Mr. Roberts, Vice-Chairman
Mr. Grantham, 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
HB2872	DP	4-3-0-0	4,5
HB2809	DP	7-0-0-0	6,7
HB2836	DP	7-0-0-0	8,9
HB2852	DP	6-0-1-0	10,11
HB2817	DP	4-3-0-0	12,13,14
HB2379	HELD		

Susan Hite
Susan Hite, Committee Secretary
February 18, 2020

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

Conv. 3:41 p.m.

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-fourth Legislature - Second Regular Session

Adj. 6:39 pm

REGULAR MEETING AGENDA

COMMITTEE ON REGULATORY AFFAIRS

DATE Monday, February 17, 2020 ROOM HHR 5 TIME 2:00 P.M.

Members:

Mr. Blackman	Mrs. Terán	Mr. Roberts, Vice-Chairman
Ms. Powers Hannley	Mr. Toma	Mr. Grantham, Chairman
Mr. Shah		

Bills	Short Title	Strike Everything Title
HB2379	film; media production; procurement preference.	
HELD	(Blackman)	
	RA, RULES	
2 HB2809	professional licensure fees; waiver; reduction	
DP	(Grantham)	
7-0-0-0	RA, RULES	
5 HB2817	airport fees prohibited; ride sharing	
DP	(Grantham: Allen J, Barto, et al)	
4-3-0-0	RA, RULES	
3 HB2836	land surveyors; minimum standards	
DP	(Rivero)	
7-0-0-0	RA, RULES	
4 HB2852	money transmitters; exemptions; authorized delegates	
DP	(Bolick: Biasiucci, Blackman, et al)	
6-0-1-0	RA, RULES	
1 *HB2872	labor organizations; fiduciary guidelines; disclosure	
DP	(Petersen)	
4-3-0-0		

* If printed, first read and assigned

Attachment 1

ORDER OF BILLS TO BE SET BY THE CHAIRMAN

ns
02/11/2020

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.

Information Registered on the Request to Speak System

House Regulatory Affairs (2/17/2020)

HB2872, labor organizations; fiduciary guidelines; disclosure

Testified in support:

Jack Biltis, representing self

Testified as opposed:

Michael Colletto, Other; Victor Peterson, representing self; Joe Murphy, AZ STATE AFL-CIO; Christian Bearden, AZ STATE BLDG & CONSTRUCTION TRADES COUNCIL; Jim Barton, representing self; Mark Cardenas, UA LOCAL 469

Support:

Scot Mussi, Arizona Free Enterprise Club; Aimee Yentes, AZ FREE ENTERPRISE CLUB; Danny Goldberg, representing self; Benjamin Bousquet, representing self; Florence Pitts, representing self; Chris Roby, representing self; Kristina Castro, representing self; Patricia Raunch, representing self; Aubrey Roach, representing self; Nate Curran, representing self; Dann Peterson, representing self; Jacquelyn Grinder, representing self; Courtney Davis, representing self; Kevin Sedwick, representing self; Edeki Okoh, representing self; Michael Tafro, representing self; George Dorsey, representing self; Brian Kisil, representing self; Michael Dowdy, representing self; Mike Brown, representing self; Andrea Porter, representing self; Rachelle Resz, representing self; David Bashaw, representing self; Gabriel Gonzalez, representing self; Sandra Arrighi, representing self; Michael Katz, representing self; Lora Wolkos, representing self; Yira Hoffman, representing self; Jonathan Paton, Jack Biltis

Neutral:

Jack W Lunsford, AZ CONFERENCE OF POLICE & SHERIFFS

Oppose:

Dan Pollard, Retiree, representing self; Laurence Wittig, representing self; Saundra Cole, representing self; Luci Messing, representing self; Joseph Witt Jr., representing self; Pamela Boyd, representing self; Molly McGovern, UNITED FOOD & COMMERCIAL WORKERS UNION LOCAL 99; Daniella Smith, Arizona Coalition For Working Families; Stephen Diamond, representing self; Marion Chubon, representing self; Ralph Meredith, representing self; Gayle Meredith, representing self; Genevieve Lane, representing self; Kathleen O'Neill, representing self; Joan Marie Beverstock, representing self; John Stuckey, representing self; Megan Hawkes, representing self; Crystal Bazarnic, representing self; Susan Knopp, representing self; Gary Knopp, representing self; Margaret Owen, representing self; Constance Brunt, representing self; Nelson Morgan, representing self; Dora Vasquez, AZ ALLIANCE FOR RETIRED AMERICANS; Briona May, representing self; Dawn Schumann, representing self

All Comments:

Jack Biltis, Self: This bill requires that labor unions follow the same rules employers currently follow relating to benefit programs. Employees would gain protection by requiring their unions to disclose plan overcharges and allow employee opt-out.; Danny Goldberg, Self: Its time for FULL DISCLOSURE its 2020, not 1940!; Benjamin Bousquet, Self: I support this bill; Nate Curran, Self: This bill is really about giving AZ workers a choice. The union transparency requirements would be the same as any employer and allows workers to choose the best benefits for

Attachment 2

them personally.; Jacquelyn Grinder, Self: Unions operate not as advocates for employees but as advocates for their bank accounts. They force others to play by rules they are above. If they truly care about workers rights, they would welcome the opportunity to be transparent; Kevin Sedwick, Self: I absolutely support this bill; Edeki Okoh, Self: In the spirit of capitalism, unions should be held to the same standard as private companies in order to ensure that consumers and workerscan get the best benefits provided to them in the most transparent way. This is why I support HB2872; Brian Kisil, Self: I support HB 2872. I have several friends complain that they do not know what their union fees go fo, and have no way to find out.; Michael Dowdy, Self: To whom it may concern. I support HB2872; Mike Brown, Self: I support this bill whole heartedly.; Andrea Porter, Self: I support this bill; Rachelle Resz, Self: I support this bill; Victor Peterson, Self: This bill is a direct attack on working men and women in Arizona who have the right to organize and work under a union contract. This bill is unconstitutional. It will be challenged in court and cost the state millions in litigation.; Luci Messing, Self: This bill would force an unnecessary burden on public unions. It is an attempt to dismantle unions and the ability for workers to have a voice regarding their employment. This is union busting and will harm the thousands of employees who belong.; Joseph Witt Jr., Self: Bill is preemtive to several federal laws governing unions across the nation. Bill will cost the state millions in ligigation as it also unconstitutional. This is an attack on hard working families and their right to organize.; Marion Chubon, Self: This is classic ALEC Union busting. It is also probably illegal as it empedes on the Constitutionally protected right to collective bargaining.; Joan Marie Beverstock, Self: Flawed bill imposes excessive requirements on labor organizations regarding their benefit programs along with some reasonable disclosure and reporting requirements.; John Stuckey, Self: This is a thinly veiled attack on labor unions. Its very introduction is an attempt to cast doubt in the minds of potential union members as to the integrity of their chosen bargaining reps. I'd love to see a similar bill applied to all employers!; Megan Hawkes, Self: Labor unions and regulations should not be changed. They represent their members fairly and offer choices to them. This bill would hurt unions whose sole job is working with and fighting foe their members.; Briona May, Self: This legislation violates the U.S Constitution and several federal laws.; Dawn Schumann, Self: This bill is far reaching and plain wrong. Unions are more fiduciary responsible than most companies, will protect workers, stand up for workers and this bill is another ALEC led bill tries to destroy the Labor Movement. WE ARE UNION BY CHOICE!

HB2809, professional licensure fees; waiver; reduction

Testified in support:

kathyrn busby, Arizona Council Of Human Services Providers, Arizona Nurses Association; Emily Rajakovich, AZ GOVERNOR'S OFFICE

Support:

Bahney Dedolph, Arizona Council Of Human Service Providers; Denise Link, PhD, WHNP, representing self; Boaz Witbeck, AMERICANS FOR PROSPERITY AZ; Aimee Yentes, AZ FREE ENTERPRISE CLUB; Jenna Bentley, BARRY GOLDWATER INSTITUTE FOR PUBLIC POLICY RESEARCH; Courtney Coolidge, AZ CHAMBER OF COMMERCE; Paul Avelar, INSTITUTE FOR JUSTICE AZ CHAPTER

All Comments:

Paul Avelar, INSTITUTE FOR JUSTICE AZ CHAPTER: Board fees are not supposed to be more than necessary to run the board. The boards that have large and increasing annual balance forwards have been charging excessive fees.

HB2836, land surveyors; minimum standards

Testified in support:

Helmuth Hack, representing self

HB2852, money transmitters; exemptions; authorized delegates

HB2817, airport fees prohibited; ride sharing

Testified in support:

Wendy Briggs, UBER TECHNOLOGIES, INC; Jon Riches, representing self; Piper Overstreet-White, UBER TECHNOLOGIES, INC

Testified as opposed:

Patrick Barrett, Fair Fees For Phoenix; Nick Ponder, LEAGUE OF ARIZONA CITIES & TOWNS; James Bennett, PHOENIX SKY HARBOR INTERNATIONAL AIRPORT; Thomas Romig, representing self; David Warren, representing self; Brian O'Neill, representing self; Ricardo Carlo, representing self; Joya Kizer Clarke, representing self

Support:

Dave Kopp, Manager, representing self; Terrance Traylor, representing self; Jose Borrajero, representing self; Kay Reardon, representing self; Susan Hicks, representing self; James Dutton , representing self; Christine Maceri Genge, representing self; Jennifer Wellsman, representing self; Boaz Witbeck, AMERICANS FOR PROSPERITY AZ; Nancy Hawkins, representing self; Aimee Yentes, AZ FREE ENTERPRISE CLUB; Janelle Solomon, representing self; Jenna Bentley, BARRY GOLDWATER INSTITUTE FOR PUBLIC POLICY RESEARCH; JoAnn Dutton, representing self; Johanna Haver, representing self; George Moriarty, representing self; Jerry Clingman, representing self; Shaun Rieve, UBER TECHNOLOGIES, INC; Carrie Gill, representing self; Lynne Breyer, ARIZONA REPUBLICAN ASSEMBLY, Self

Neutral:

Cathleen Bohnlein, representing self; Dave Tanguay, representing self

Oppose:

Michael Racy, Lobbyist, AZ AIRPORTS ASSOCIATION; kathleen mayer, representing self; Stuart Goodman, Support Sky Harbor Coalition ; Rivko Knox, representing self; Steve Ramos, representing self; Tom Dorn, PHOENIX SKY HARBOR INTERNATIONAL AIRPORT; John MacDonald, American Airlines; Janna Day, SOUTHWEST AIRLINES COMPANY; Alicia Klassen, representing self; Rebecca Smith Gross, representing self; Peggie Jo Vincent, representing self; Joseph Witt Jr., representing self; marilyn duerbeck, representing self; Maria Salvucci, representing self; Kevin Brown, representing self; Alyce Simpson, representing self; Bonnie Barker, representing self; mary daly, representing self; Doug Arnold , representing self; Dianne Post, representing self; Susan Bickel, representing self; Andrew Greenhill, TUCSON, CITY OF; Miranda DeWitt, MESA, CITY OF; Sherrilynn James, representing self; Evelyn Lathram, representing self; Donita Ramos, representing self; Judy Whitehouse, representing self; Ruthanna Battilana, representing self; Bryna Koch, representing self; Mary Grove, representing self; Catherine Sigmon, representing self; Barbara Fraboni, representing self; Kathryn Kaczmarek, representing self; Susan Arnold, representing self; Patricia Sauer, representing self; Katherine Doman Sheydayi, representing

self; Elizabeth Schauer, representing self; Elizabeth Goff, representing self; Iain Hamp, representing self; David Douthit, representing self; Ginger Hamp, representing self; Marcie Stone, representing self; Susan Morris, representing self; jill scherer, representing self; Signa Moore, representing self; Judith Ellen Sirkis, representing self; Alexei Sheydayl, representing self; Julie Golding, representing self; Jillian Jones, representing self; Megan Astudillo, representing self; Sharon Gerrard, representing self; Brenda Nelson, representing self; Mary Tice, representing self; Christine Keitges, representing self; Jackie Rich, representing self; Christopher Miller, representing self; Sarah Fanning, representing self; Stephanie Romero, representing self; frank reed, representing self; Carrie Landau, representing self; Kathy Dixon, representing self; Linda Reichert, representing self; Sarabeth Spencer, representing self; Claire Ellington, representing self; Monica Gellman, representing self; Linda Edwards, representing self; Kathy Fraser, representing self; Kimberlee McClure, representing self; Truly Bone, representing self; Anne Walsh, representing self; brian love, representing self; Rachel Rulmyr, representing self; Ryan Anderson, representing self; Susan Anderson, representing self; Debra Cabell, representing self; Peggy Klemp, representing self; Janet Senf, representing self; Whitney Johnson, representing self; Marilyn Coyle, representing self; Joan Murphy, representing self; Penny Boone, representing self; Margaret Winchell, representing self; Laurie Nerat, representing self; Susanne Rose Muller, representing self; William Kelly, representing self; Anne Leota Hart, representing self; janice sandoz, representing self; Diane Lings, representing self; Mary Darling, representing self; Valerie Policastro Edie, representing self; Margie Goulden, representing self; Karla Palafox, representing self; Joan Mason, representing self; Jeffrey Fortney, representing self; Mary Fortney, representing self; Marilyn Childs, representing self; Mariette Francis, representing self; Virginia Dotson, representing self; Greer Warren, representing self; Dorothy Schumacher, representing self; Hayley Stenger, representing self; Nancy Santori, representing self; Tamar Rala Kreiswirth, representing self; Sue Thorne, representing self; Andy Peters, representing self; Kathleen Martin, representing self; David Schwartz, representing self; Margaret DeVries, representing self; Bradly Duell, representing self; Katherine Warren, representing self; Mary-Jeanne Fincher, representing self; Shelbe Hunsaker, SOUTHWEST AIRLINES COMPANY; Nickolas Stenger, representing self; Gail Prestera, representing self; Roxanna Kearns, representing self; Stephen Coyle, representing self; Jo Ann Caruthers, representing self; Sabrina Wishart, representing self; Kelli Lang, representing self; John Babicz, representing self; Chris Schmaltz, TUCSON AIRPORT AUTHORITY; Norman Fuchs, representing self; Pamela Thompson, representing self; John Stuckey, representing self; Steve Gorman-Hackstadt, representing self; Susan Phelps, representing self; Teresa Neiberg, representing self; Howard Neiberg, representing self; Karen Harris, representing self; Linda Ekstrum, representing self; Caroline Anderson, representing self; Sheila Scanlan, representing self; Eileen Hollowell, representing self; Crystal Bazarnic, representing self; Heather Gookin, representing self; Linda Petersen-Vargas, representing self; Andrea Will, representing self; Jo Brookshier, representing self; Irene Arango, representing self; Abby Brill, representing self; Margaret Owen, representing self; Mary Benin, representing self; Sharon Haynes, representing self; Charlotte Lis, representing self; Carol Trunnell, representing self; Jacolyn Marshall, representing self; William Yohey, representing self; Michael Weingarten, representing self; Helen Herziger, representing self; Ellen Toigo, representing self; Roy Verdery, representing self; Steve Strecker, representing self; Carol Garnett, representing self; Jennifer Dawson, representing self; Judith Harper, representing self; Rita Day, representing self; Sandra Rizzo, representing self; Laurie Munn, representing self; Kate Van Roekel, representing self; Patricia Edelen, representing self; Susan Strecker, representing self; Constance Brunt, representing self; Margaret Lacey, representing self; Janet Herbert, representing self; Diane Nevill, representing self; Jean Meconi, representing self; Christina Early, representing self; Erin McCamish, representing self; Martha Schulte-Nafeh, representing self; Elizabeth Lyons, representing self; Ralph Marra, representing self; Daniel DeVries, representing self; Carolyn Lowther, representing self; Mary Keerins, representing self; Marie Williams, representing self; Frederique Delhaye, representing self; Steve Marks, representing self; Cynthia Wagner, representing self; Susan Braverman, representing self; Nancy Hancock, representing self; Barbara Swenson, representing self; Melanie Kishi, representing self; Austin Kerr, representing self; William Wade, representing self; Beverly Cameron, representing

self; Carol Anne Evans, representing self; Patrick Diehl, representing self; Linda Meigs, representing self; Gregory Hanson, representing self; John Sandoz, representing self; Miriam Black, representing self; Kathryn Kerrihard, representing self; Gretchen McGill, representing self; Barbara Schneider, representing self; Robert Maier, representing self; Gregory E. Torrez, representing self; Jeremiah Hoeflich, representing self; Troy Hoberg, representing self; Chris Rapp, representing self; Mark Pilwallis, representing self; Sandra Kukla, representing self; Wes McClure, representing self; Sarah Fisher, representing self; John Warren, representing self; Todd Klimas, representing self; Jack McCain, American Airlines; John Walsh, representing self; Leezie Kim, representing self; Susan Engelhard, representing self; Margaret Cordalis, representing self

All Comments:

Susan Hicks, Self: Makes total sense!; Brian O'Neill, Self: Respectfully in opposition of HB2817 on behalf of Phoenix-Mesa Gateway Airport.; Ricardo Carlo, Self: Against Bill. Everyone should pay their fees.; kathleen mayer, Self: butt out of local jurisdictions; Rivko Knox, Self: Not everything is a state issue. Please leave this issue to the cities!!; Janna Day, SOUTHWEST AIRLINES COMPANY: This bill would create an uneven playing field between businesses operating at Sky Harbor by shifting costs to those other airlines/businesses that do pay fees. It is crucial that ALL companies utilizing airport infrastructure pay their fair share.; Alicia Klassen, Self: I thought local control was a priority for many of the sponsors of this bill.; Joseph Witt Jr., Self: Legislative over reach on a municipality issue.; Bonnie Barker, Self: There is nothing special about these companies that they should be exempt over others; Dianne Post, Self: Local control. Let cities run themselves. These businesses exploit workers and abuse the public.; Donita Ramos, Self: Stay out of all city's business.; Ruthanna Battilana, Self: All airports charge fees. Phoenix should be able to do the same.; Kathryn Kaczmarek, Self: This bill would put a strain on city budgets. I strongly oppose this bill.; Susan Morris, Self: As a Lyft user, I am willing to pay this fee. But then, I'm willing to pay higher taxes for good reasons, too.; Signa Moore, Self: many airports nationwide, as well as in Tucson and Mesa, all charge similar fees. Nobody likes fees, but without this one, Arizona would be an outlier — and limiting fees could strain city budgets.; Sharon Gerrard, Self: Airports are supported in great part by fees. Other major airports have them; Brenda Nelson, Self: Limiting fees could strain city budgets as airports across Arizona tend to operate on fees rather than on tax dollars from local governments. OPPOSE; Jackie Rich, Self: Allow this to be decided in court.; Sarah Fanning, Self: LD17, 85248; Monica Gellman, Self: Nobody likes fees, but this would make AZ an outlier, and not in a good way.; Penny Boone, Self: Limiting fees could strain city budgets as airports across Arizona tend to operate on fees rather than on tax dollars from local governments. This is an effort to eliminated car sharing services. Oppose.; Margaret Winchell, Self: Limiting fees could strain city budgets as airports across Arizona tend to operate on fees rather than on tax dollars from local governments; William Kelly, Self: Stop trying to micromanage other entities.; Marilyn Childs, Self: It appears that the legislators think that everything should be free or nearly free. It is only fair that Lyft and Uber pay their fair share for use of the airport. I use Uber and would not mind paying this additional fee.; Sue Thorne, Self: Airports across AZ operate on fees rather than on tax dollars from local governments. This bill would block a planned increase by Phoenix Sky Harbor. Limiting fees would strain city budgets.; Mary-Jeanne Fincher, Self: These fees are a legitimate means of cost-sharing.; Roxanna Kearns, Self: Airports should be allowed to raise fees on Uber and Lyft.; Jo Ann Caruthers, Self: Fees common at airports in other states. Airports rely on fees. Bill is not a good idea.; Chris Schmaltz, TUCSON AIRPORT AUTHORITY: Tucson Airport Authority is a standalone non-profit corp, not part of any municipal government. We rely on our rents and fees revenue, incl ground transport fees from TNCs, taxis & shuttles, to pay for everything we do as an airport. Please vote no.; John Stuckey, Self: Uber and Lyft don't need financial assistance from the State.; Roy Verdery, Self: Uber and Lyft should pay fees, like any other service, to operate at our airports.; Laurie Munn, Self: This bill is important for city budgets. Uber and Lyft should have to pay their fair share, same as cab companies. Airports across the state tend to operate on fees. Let's not make it harder to maintain our airports. Please vote no.; Janet Herbert, Self: Oppose.; Diane Nevill, Self: It is not up to the state to ban airports across Arizona from raising fees on Uber

and Lyft. Airports across the country have these same fees. It is up to the cities to make these choices.; Jean Meconi, Self: Cities should be able to implement fees which support their airport operations.; Mary Keerins, Self: Airports have had to build new spaces to accommodate Uber and Lyft. Allow airports to decide on the user fees needed to support their work.; Beverly Cameron, Self: AZ would be an outlier with this bill, and while nobody likes fees they are necessary to support city budgets.; Carol Anne Evans, Self: Don't ban these fees. Other airports across the country charge them. The fees are reasonable.; Patrick Diehl, Self: Micro-management! Why should Lyft or Uber get a free ride?; Linda Meigs, Self: Vote NO -- without these fees, city budgets across AZ would be strained, and Uber has threatened to stop operating at Sky Harbor! Many airports nationwide (as well as in Tucson and Mesa) all charge similar fees.; Gretchen McGill, Self: Please oppose this bill. Our airports need the fees from Lyft and Uber to cover the costs of operating. We have the best airport in the nation - I love flying in and out of Sky Harbor, but they need the funds to make it run smoothly. Vote no; Robert Maier, Self: Airport revenues are based on taxing services of all kinds. This bill fails to identify how the Airport can otherwise recover revenue for the services provided by Transportation Network Companies.; Jeremiah Hoeflich, Self: limiting Sky Harbor's ability to produce revenue could end up making it require taxpayer funds to operate/expand. AZ should not be legislating to shield specific companies from fees.; Mark Pilwallis, Self: Would like to speak on the importance of not restricting growth potential at the airport. The airport must keep pace with growth in the valley to remain an effective economic engine. Restricting fees will inhibit airport growth and operations.; Wes McClure, Self: The fact that all of the companies that work at the airport pay their fees and multi billion dollar companies dont want to is completely unfair; Todd Klimas, Self: Uber and Lyft make a lot of money operating on the airport's infrastructure. They should pay for that usage the same as other businesses that profit from doing business at the airport.; Jack McCain, American Airlines: American Airlines respectfully opposes HB 2817 because of the potential for unfair cost-shifting to other airport tenants, including airlines.; Leezie Kim, Self: As Chair of the Phoenix Aviation Board, I oppose this bill.

HB2379, film; media production; procurement preference.

Support:

Barry Aarons, ARIZONA FILM & MEDIA COALITION, INC.; Joseph Witt Jr., representing self; Pamela Boyd, representing self; Stephen Diamond, representing self; Marion Chubon, representing self; Genevieve Lane, representing self

Oppose:

Lynnda Evans, representing self

All Comments:

Pamela Boyd, Self: The bill should also include a AZ residence requirement of no less than 5 years.; Marion Chubon, Self: Bring the thriving movie industry back to Arizona.

PLEASE COMPLETE THIS FORM FOR THE PUBLIC RECORD

HOUSE OF REPRESENTATIVES

Please PRINT Clearly

Committee on _____ Bill Number 2877

Date 2-17-20 ☐ Support ☒ Oppose ☐ Neutral

Name Fred Yamashita Need to Speak? ☒ Yes ☐ No

Representing AZ AFL-CIO Are you a registered lobbyist? Yes

Complete Address 601 W. Fillmore St. #215

E-mail Address fyamashita@azaflcio.org Phone Number (480) 217-1920

Comments: _____

FIVE-MINUTE SPEAKING LIMIT

PLEASE COMPLETE THIS FORM FOR THE PUBLIC RECORD

HOUSE OF REPRESENTATIVES

Please PRINT Clearly

Committee on GOV OVERSIGHT. Bill Number 2879

Date 2/17/20 ☐ Support ☒ Oppose ☐ Neutral

Name MATT CAMBY Need to Speak? ☒ Yes ☐ No

Representing CARPENTERS UNION Are you a registered lobbyist? YES

Complete Address 7400 SADDLE TRAIL

E-mail Address MATTHEW.CAMBY@gmail.com Phone Number 928-821-2789

Comments: _____

FIVE-MINUTE SPEAKING LIMIT

PLEASE COMPLETE THIS FORM FOR THE PUBLIC RECORD

HOUSE OF REPRESENTATIVES

Please PRINT Clearly

Committee on REGULATORY Bill Number 2852

Date FEB 17, 2020 ☑ Support ☐ Oppose ☐ Neutral

Name THOMAS GALVIN Need to Speak? ☐ Yes ☑ No

Representing BLACKHAWK NETWORK Are you a registered lobbyist? Yes

Complete Address 7144 E STETSON DRIVE 85251

E-mail Address tgalvin@roselawgroup.com Phone Number 480-313-8525

Comments: WILL SPEAK IF NECESSARY

FIVE-MINUTE SPEAKING LIMIT

ARIZONA STATE LEGISLATURE

Fifty-fourth Legislature - Second Regular Session

COMMITTEE ATTENDANCE RECORD

COMMITTEE ON REGULATORY AFFAIRS

CHAIRMAN: Travis W. Grantham VICE-CHAIRMAN: Bret Roberts

			SPECIAL			
	DATE	1/27 /20	2/10 /20	2/10 /20	2/17 /20	/20
	CONVENED	2:04 pm	2:34 pm	3:13 pm	3:41 pm	m
	RECESSED					
	RECONVENED					
	ADJOURNED	~~3:32 pm~~ 3:13 pm	3:56 pm	6:39 pm		
MEMBERS						
Blackman		✓	✓	✓	✓	
Powers Hannley		✓	✓	✓	✓	
Shah		✓	✓	✓	✓	
Terán		✓	✓	✓	✓	
Toma		✓	✓	✓	✓	
Roberts, Vice-Chairman		✓	✓	✓	✓	
Grantham, Chairman		✓	✓	✓	✓	

√ Present --- Absent exc Excused

Attachment 3

ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fourth Legislature
Second Regular Session

HB 2872: labor organizations; fiduciary guidelines; disclosure
Sponsor: Representative Petersen, LD 12
Committee on Regulatory Affairs

Overview

Requires a labor organization that collects benefit monies and union dues to be subject to certain fiduciary guidelines.

History

A *labor organization* (LO) is defined as any organization, agency or employee representation committee in which employees participate and exists to deal with employers concerning conditions of employment (A.R.S. § 23-1301).

A person cannot be denied the opportunity to gain and keep employment because of non-membership in an LO (A.R.S. § 23-1302).

A person who is responsible for the denial of employment to an individual because of non-membership in an LO, is liable to the individual injured and can be sued (A.R.S. § 23-1306).

Provisions

1. Subjects LO's that collect benefit monies or union dues to similar fiduciary guidelines as employers or third-party administrators that include the following:
   a) To annually disclose the following information to LO members (Members) and employers on one statement:
      i. The LO's total revenue and expenditures for each benefit within this state and nationally;
      ii. The price of each unit collected;
      iii. The cost of each benefit provided to the Member;
      iv. A list of any payments that the LO makes during the year for each benefit; and
      v. A reconciliation and explanation of any differences between the LO's total revenue and expenditures, and the list of payments that the LO makes during the year for each benefit.
   b) Requires the disclosure to be made each year, no later than 60 days after the end of the LO's fiscal year;
      i. The disclosure must be signed by an officer of the LO under the penalty of perjury;
   c) The disclosure must be either:
      i. Provided to each Member and employer as a paper mailing or via email; or
      ii. Posted on the LO's publicly viewable website. (Sec. 1)

2. Requires an LO benefit plan to use generally accepted accounting principals to account for benefit funds in a similar manner as required by an employer benefit plan. (Sec. 1)

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

3. Authorizes the Member to obtain health, welfare, pension, vacation or sick benefits of the Member's choosing instead of the benefits offered by the LO, if the Member chooses:
   a) To obtain benefits from the employer, the employer can withhold payment to the LO for the hourly charge for those benefits; or
   b) To obtain benefits from a third party, the Employer must withhold payment to the LO for the particular benefit and forward the monies to the employee or benefit provider, as agreed to between the employee and employer. (Sec. 1)
4. States that any benefit contributions that an LO receives and that is in excess of the cost that an LO incurs for the benefit must either be:
   a) Refunded to the Member; or
   b) Deposited on the Member's behalf into a contribution plan within 75 days after the end of the year. (Sec. 1)
5. Prohibits an LO from accepting union dues or benefit contributions from employees who have not joined the LO voluntarily.
   a) A resident of this state has standing in a court against the LO for monies that are paid on behalf of the resident without their consent. (Sec. 1)
6. States that an individual cannot be considered a Member or have any union dues or benefits withheld from the individual or employer, without the individual's written consent. (Sec. 1)
7. Prohibits an employee or employer from paying any penalty or fee related to the employee's abstention or resignation from the LO. (Sec. 1)
8. Clarifies that the aforementioned provisions do not apply to employees working for a political subdivision of this state or the federal government. (Sec. 1)
9. Defines *benefit category* as any combination of one or more of the following:
   a) Health and welfare;
   b) Pension;
   c) Vacation, sick or holiday;
   d) Training; or
   e) Other. (Sec. 1)
10. Contains a severability clause. (Sec. 2)

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-fourth Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON Regulatory Affairs BILL NO. HB 2872

DATE February 17, 2020 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Blackman		✓			
Powers Hannley			✓		
Shah			✓		
Terán			✓		
Toma		✓			
Roberts, Vice-Chairman		✓			
Grantham, Chairman		✓			
		4	3	0	0

Susan Hite
COMMITTEE SECRETARY

APPROVED:

TRAVIS W. GRANTHAM, Chairman
BRET ROBERTS, Vice-Chairman

ATTACHMENT 5

ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fourth Legislature
Second Regular Session

HB 2809: professional licensure fees; waiver; reduction
Sponsor: Representative Grantham, LD 12
Committee on Regulatory Affairs

Overview

Requires a regulatory board or agency (Entity) to provide fee reduction waivers to current and potential licensees and certificate holders when a review determines that the Entity's licensing fund exceeds 50% of the appropriations from that fund in the current fiscal year.

History

Licensing authority means any agency, department, board or commission of this state that issues a license under Professions and Occupations (except board of certified reporters) for the purposes of operating a business in this state to an individual who provides a service to any person (A.R.S. § 32-4701).

All state agencies that are required by law to prepare, make or publish annual reports of financial condition must publish those reports within 90 days after the close of each fiscal year (A.R.S. § 35-103).

Provisions

1. Requires an Entity to review its costs and revenues to determine whether the Entity expects the ending balances in its licensing fund to exceed 50% of the appropriations from that fund in the current fiscal year. (sec. 2)
2. Stipulates that if the Entity determines the balance to exceed 50%, the Entity must provide a onetime waiver or reduction from licensure or certification renewal fees to reduce the balance in its licensing fund to below 50%, or within the entity's normal schedule for renewing licenses or certificates if longer than one year. (Sec. 2)
3. Outlines the procedures for distributing fee waivers and reductions to initial and renewing licenses and certificates. (Sec. 2)
4. Requires Entities to report fee plans to the Governor, President of the Senate and Speaker of the House of Representatives on or before September 1 of each year. (Sec. 2)
5. Requires the report to include, at minimum:
   a) The amount of revenues and expenditures expected in the current fiscal year;
   b) The projected ending balances for the Entity's licensing fund; and
   c) The reasoning and justification for how the Entity's waiver or reduction plan will achieve required fee reductions. (Sec. 2)
6. Requires an Entity to post onetime fee reductions and waivers on the homepage of their website, and to notify existing licensees or certificate holders of the intended reductions or waivers. (Sec. 2)

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

7. Stipulates that if an Entity believes it will require onetime monies greater than 50% of its annual appropriation for onetime capital, information technology or similar costs, the Entity can include this information in its required annual financial report. (Sec. 2)

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-fourth Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON Regulatory Affairs BILL NO. HB 2809

DATE February 17, 2020 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Blackman		✓			
Powers Hannley		✓			
Shah		✓			
Terán		✓			
Toma		✓			
Roberts, Vice-Chairman		✓			
Grantham, Chairman		✓			
		7	0	0	0

Susan Hite
COMMITTEE SECRETARY

APPROVED:

TRAVIS W. GRANTHAM, Chairman
BRET ROBERTS, Vice-Chairman

ATTACHMENT 7

ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fourth Legislature
Second Regular Session

HB 2836: land surveyors; minimum standards
Sponsor: Representative Rivero, LD 21
Committee on Regulatory Affairs

Overview

Requires registered land surveyors (Surveyors) to observe minimum standards of practice to best represent and disclose locations of corners, boundary lines and monuments.

History

Land surveyor is defined as a person whose knowledge of the mathematical and physical sciences, principles of land surveying and evidence gathering acquired by professional education or practical experience, or both, is qualified to practice land surveying as attested by registration as a land surveyor (A.R.S. § 32-101).

An applicant for professional registration as a land surveyor must: 1) Be of good moral character; 2) Be actively engaged in education or experience, or both, in the profession for which registration is sought for at least six years; and 3) Unless exempt, pass the required in-training and professional examinations (A.R.S. § 32-122.01).

Provisions

1. Requires Surveyors to observe minimum standards of practice prescribed by the State Board of Technical Registration. (Sec. 1)
2. States that the minimum standards require Surveyors to represent the locations of corner positions and boundary lines consistent with the best evidence available. (Sec. 1)
3. Stipulates that if a Surveyor rejects an existing monument, the Surveyor must create a results-of-survey drawing to disclose the evidence, file the drawing in the Office of the County Recorder, and provide a copy to the client. (Sec. 1)

Attachment 8

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

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-fourth Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON Regulatory Affairs BILL NO. HB 2836

DATE February 17, 2020 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Blackman		✓			
Powers Hannley		✓			
Shah		✓			
Terán		✓			
Toma		✓			
Roberts, Vice-Chairman		✓			
Grantham, Chairman		✓			
		7	0	0	0

Susan Hite
COMMITTEE SECRETARY

APPROVED:

TRAVIS W. GRANTHAM, Chairman
BRET ROBERTS, Vice-Chairman

ATTACHMENT 9

ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fourth Legislature
Second Regular Session

HB 2852: money transmitters; exemptions; authorized delegates
Sponsor: Representative Bolick, LD 20
Committee on Regulatory Affairs

Overview

Exempts a person who has a written agreement with a financial institution for money transfer services from licensure.

History

A money transmitter (Transmitter) is defined as a person who conducts business in this state, including a check casher and a foreign money exchanger, who does any of the following:

1) Sells or issues payment instruments;
2) Engages in the business of:
   a) Receiving money for transmission of or transmitting money;
   b) Exchanging payment instruments or money into any form of money or payment instruments; and
   c) Receiving money for the purpose of paying obligor's bills, invoices or accounts; and
3) Meets the definition of a financial institution found in federal code (A.R.S. § 6-1201).

Provisions

1. Exempts a person who provides Transmitter services for a financial institution from needing a Transmitter license if:
   a) The agency relationship between the person and the financial entity is established through a written agreement; and
   b) The financial entity remains responsible for providing the Transmitter services to its customers. (Sec. 1)
2. Removes the requirement that a contract between an authorized delegate and a Transmitter licensee contain a current copy of the Transmitters of Money statute. (Sec. 2)
3. Makes technical and conforming changes. (Sec. 1, 2)

Attachment 10

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

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-fourth Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON Regulatory Affairs BILL NO. HB 2852

DATE February 17, 2020 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Blackman		✓			
Powers Hannley		✓			
Shah		✓			
Terán				✓	
Toma		✓			
Roberts, Vice-Chairman		✓			
Grantham, Chairman		✓			
		6	0	1	0

Susan Hite
COMMITTEE SECRETARY

APPROVED:

TRAVIS W. GRANTHAM, Chairman
BRET ROBERTS, Vice-Chairman

ATTACHMENT 11

ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fourth Legislature
Second Regular Session

HB 2817: airport fees prohibited; ride sharing
Sponsor: Representative Grantham, LD 12
Committee on Regulatory Affairs

Overview

Prohibits a public body from assessing any tax, fee, charge or assessment on a Transportation Network Company (TNC).

History

Laws 2015, Chapter 235 established the TNC statutes governing TNCs, TNC drivers and outlines the financial responsibilities and requirements for TNCs, livery vehicles, taxis and limousines.

A *TNC* is defined as an entity that has been issued a TNC permit, that operates in this state, and that uses a digital network or software application that connects passengers to a Transportation Network Service (TNS) provided by TNC drivers. A TNC does not include: 1) Public transportation, carpool or vanpool services; or 2) A rental car company (A.R.S. § 28-9551).

A TNS is defined as the transportation of a passenger between points chosen by the passenger and arranged with a TNC driver through the use of a TNC's digital network or software application (A.R.S. § 28-9551).

Provisions

1. Prohibits a public airport from setting additional or more restrictive requirements that include a tax, fee or assessment of any kind on a TNC for operating at a public airport. (Sec. 1)
2. Prohibits a taxing authority in this state from imposing a tax, fee, charge or assessment on a transaction in which a TNC driver is providing a TNS. (Sec. 3)
3. Prohibits a public body from assessing any tax, fee, charge or assessment on a TNC, a TNC driver or a passenger that involves picking up or dropping off passengers at a public airport. (Sec. 3)
4. Defines *public body* as this state, county, city, town or political subdivision, including any related entity that operates a public airport. (Sec. 2)
5. Contains a retroactivity clause of January 1, 2018. (Sec. 4)
6. Makes technical and conforming changes. (Sec. 1, 2)

Attachment 12

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

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-fourth Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON Regulatory Affairs BILL NO. HB 2817

DATE February 17, 2020 MOTION: D P

	PASS	AYE	NAY	PRESENT	ABSENT
Blackman		✓			
Powers Hannley			✓		
Shah			✓		
Terán			✓		
Toma		✓			
Roberts, Vice-Chairman		✓			
Grantham, Chairman		✓			
		4	3	0	0

Susan Hite
COMMITTEE SECRETARY

APPROVED:

TRAVIS W. GRANTHAM, Chairman
BRET ROBERTS, Vice-Chairman

ATTACHMENT 13



Comments on proposed AZ HB 2817

If a commercial operator chooses to engage in activity on airport property, or at the airport curb in the case of ground transportation providers, they should be willing to pay their fair share of costs associated with the provision of that space in order to ensure that world class infrastructure, safety and efficiency are all afforded to users. In other words, no one commercial ground transportation operator should get a free ride to the detriment of all other users. As part of the off-airport parking company industry and the ground transportation community in Phoenix, our members actively participated in the rigorous and extensive benchmarking study with SkyHarbor over the past year and a half. We can honestly say that throughout the course of that benchmarking study and discussions thereafter, the airport staff and their consultants were trying in good faith to understand the best practices of other airports around the country and actively listened to concerns from the ground transportation community. Yes, we all would have appreciated if there had been more detailed discussions around the airport's ground transportation costs and the specific allocations amongst the various types of ground transportation providers. However, the resulting fee structure was not, in our opinion, punitive or targeted, it merely took into consideration the extensive use of the airport infrastructure by certain types of providers. To weight the scale in favor of one type of ground transportation industry in the way that this proposed legislation does is anti-competitive, unfair, unreasonable and does nothing to encourage participation in the free market by those other industries and ground transportation providers who ***are*** willing to pay their fair share. If the underlying policy goal of this legislation is, as some Members have stated, to ensure that transportation options at Arizona's airports are affordable and accessible, then HB 2817 doesn't go nearly far enough. If that is truly the aim, then everyone should get a free ride at the airport – like private passenger vehicles currently do. That is a dangerous precedent for this state to head down. We don't think that picking a winner from the free market is the intent or the goal of this legislature so we respectfully request that you seriously consider what the goal is.

We oppose HB 2817 in its current form and hope you will too.

Sincerely,

Near Airport Parking Industry Trade Association Board

www.napita.org

Attachment 14