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

COMMITTEE ON REGULATORY AFFAIRS

Report of Regular Meeting
Monday, January 27, 2020
House Hearing Room 5 -- 2:00 P.M.

Convened 2:04 P.M.
Recessed
Reconvened
Adjourned 3:32 A.M.

MINUTES RECEIVED
CHIEF CLERK'S OFFICE
1-28-20

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
HB2249	DPA	7-0-0-0	4, 5, 6
HB2398	DP	7-0-0-0	7, 8
HB2312	DP	7-0-0-0	9, 10
HB2054	DP	4-3-0-0	11, 12
HB2184	DP	4-2-1-0	13, 14
HB2351	DP	7-0-0-0	15, 16
HB2403	DP	7-0-0-0	17, 18

Susan Hite
Susan Hite, Committee Secretary
January 28, 2020

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

Conv. 2:04 PM

Adj. 3:32 PM

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

REGULAR MEETING AGENDA

COMMITTEE ON REGULATORY AFFAIRS

DATE Monday, January 27, 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		

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1. Introduction of New Staff

Bills		Short Title	Strike Everything Title
1HB2054	dp	GRRC: petition to request review	
		(Biasiucci: Bolick)	
	4-3-0-0	RA, RULES	
5HB2184	dp	occupational and professional licensure; notice	
		(Petersen)	
	4-2-1-0	RA, RULES	
4HB2249	dpa	personal representatives; funeral directors; prohibition	
		(Bolick)	
	7-0-0-0	RA, RULES	
3HB2312	dp	financial institutions; insurance; licenses	
		(Grantham)	
	7-0-0-0	RA, RULES	
6HB2351	dp	real estate; employee; rent collection	
		(Toma: Blackman, Bolick, et al)	
	7-0-0-0	RA, RULES	
2*HB2398	dp	insurance producer licensing; exceptions	
		(Weninger)	
	7-0-0-0		

Attachment 1

Bills	Short Title	Strike Everything Title
7*HB2403	dp service contracts; refunds; administrative expenses (Grantham)	
	7-0-0-0	

* If printed, first read and assigned

ORDER OF BILLS TO BE SET BY THE CHAIRMAN

sh
01/21/2020

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 (1/27/2020)

HB2054, GRRC: petition to request review

Testified in support:

Scot Mussi, Arizona Free Enterprise Club

Testified as opposed:

Rivko Knox, representing self

Support:

Spencer Kamps, HOME BUILDERS ASSOCIATION OF CENTRAL AZ; Mike Huckins, GREATER PHOENIX CHAMBER OF COMMERCE; Aimee Yentes, AZ FREE ENTERPRISE CLUB

Oppose:

Jeanne Devine, representing self; Sandy Bahr, Sierra Club - Grand Canyon Chapter; Alison Porter, representing self; Janie Hydrick, representing self; Joanne Markis, representing self; Thomas Collins, Arizona Citizens Clean Elections Commission; Robert McCormick, representing self; Harry Lumley, representing self; howard johnson, representing self; Kathy Mohr-Almeida, Ph.D., representing self; Barbara Warren, representing self; Janet Larkin, representing self; Frank Bergen, representing self; Beverly Janowitz-Price, representing self; Kenneth Bierman, representing self; Mary Ann Graffagnino, representing self; Alisa McMahon, representing self; Michael Fiflis, representing self; Dianne Post, representing self; margaret gallagher, representing self; Karen Cusano, representing self; Bettina Bickel, representing self; James Scheid, representing self; Daniella Smith, Arizona Coalition For Working Families; Rebecca Hinton, representing self; Sally Harvey, representing self; Keith Bagwell , representing self; Bobbie Howard, representing self; Lynn Ashby, representing self; Irene Hunting, representing self; Gail Bliss, representing self; Korey Hjelmeir, representing self; Linda Bentley, representing self; Debra Cabell, representing self; Don Bentley, representing self; Jeffrey Fortney, representing self; Mary Fortney, representing self; Virginia Dotson, representing self; Greer Warren, representing self; Martha O'Connor, representing self; Kathleen Dubbs, representing self; Morgan Dick, AZ ADVOCACY NETWORK; Paisley Rossetti, representing self; Norman Fuchs, representing self; Irwin Sheer, representing self; Gary Knopp, representing self; Linda Sessions, representing self; Douglas Arvanites, representing self; John Flynn, representing self; Shelly Gordon-Gray, representing self; Walter Pinkus, representing self; Carol Dobson, representing self

All Comments:

Rivko Knox, Self: This bill will slow down or stop the work of the Commission to educate AZ voters & protect Clean Elections.; Thomas Collins, Arizona Citizens Clean Elections Commission: This bill, like its failed predecessor last session, violates the Voter Protection Act by created an entirely new bureaucratic process (BIG GOVERNMENT) related to the Clean Elections Commission. Moreover, GRRC has authority to review CEC rules.; Janet Larkin, Self: Another attack on clean elections.; Mary Ann Graffagnino, Self: this is clearly an attack on the Commission which should not occur; Alisa McMahon, Self: I oppose this bill and support the Citizens Clean Election Commission.; Michael Fiflis, Self: Clean Elections does not need more bureaucratic oversight and is doing its work quite well.; Dianne Post, Self: People want Clean Elections. Stop trying to eviscerate it.; James Scheid, Self: I live in

Attachment 2

Cottonwood; Keith Bagwell , Self: The non-partisan Citizens Clean Elections Commission was voter-created to encourage Arizona residents to participate effectively in the electoral process and to vote. Its actions should not be circumscribed by a partisan, appointed body. Vote NO.; Lynn Ashby, Self: A blatant effort by the GOP to interfere with my AZ State Constitutionally mandated RIGHT to legislate by CITIZEN INITIATIVE. Clean Elections exists because the GOP can't be trusted to legislate for the good of the state and it's citizenry.; Virginia Dotson, Self: I strongly support the Citizens Clean Elections Commission. This bill would undermine that important commission.; Greer Warren, Self: attacking Clean Elections - OPPOSE; Irwin Sheer, Self: This is clearly an attack on the Citizens' Clean Elections Commission.; Douglas Arvanites, Self: sets up Political conflict of interest empowering Governor's appointees over the voters & representatives; Shelly Gordon-Gray, Self: This is designed to kill any bills that seem progressive, even if they make good sense for the people of AZ.; Walter Pinkus, Self: Weakens Clean Elections Commission; Strengthens Governor's Reg. Review Commission; Carol Dobson, Self: A "person" with a "belief" of an irregularity in dealings of the Clean Election Commission receives unfettered license to spend a great deal of the Commission's time; appears to be an attempt to hobble the Commission.

HB2184, occupational and professional licensure; notice

Testified in support:

Jenna Bentley, BARRY GOLDWATER INSTITUTE FOR PUBLIC POLICY RESEARCH

Support:

Bahney Dedolph, Arizona Council Of Human Service Providers; Spencer Kamps, HOME BUILDERS ASSOCIATION OF CENTRAL AZ; kathyrn busby, Arizona Council Of Human Services Providers, Arizona Nurses Association; Mike Huckins, GREATER PHOENIX CHAMBER OF COMMERCE; Aimee Yentes, AZ FREE ENTERPRISE CLUB

All Comments:

kathyrn busby, Arizona Council Of Human Services Providers, Arizona Nurses Association: Arizona Council of Human Service Providers also supports this bill

HB2249, personal representatives; funeral directors; prohibition

HB2312, financial institutions; insurance; licenses

Testified in support:

Stephen Briggs, AZ DEPT OF FINANCIAL INSTITUTIONS

HB2351, real estate; employee; rent collection

Testified in support:

Tom Farley, Arizona Association Of Realtors

Support:

Mike Huckins, GREATER PHOENIX CHAMBER OF COMMERCE

HB2398, insurance producer licensing; exceptions

Testified in support:

Daniel Romm, NATIONWIDE MUTUAL INSURANCE COMPANY

Support:

Marc Osborn, Chubb Insurance And Nationwide ; Courtney Coolidge, AZ CHAMBER OF COMMERCE

HB2403, service contracts; refunds; administrative expenses

Testified in support:

Jason Barraza, Associate Director, SERVICE CONTRACT INDUSTRY COUNCIL; Wendy Briggs, SERVICE CONTRACT INDUSTRY COUNCIL

PLEASE COMPLETE THIS FORM FOR THE PUBLIC RECORD

HOUSE OF REPRESENTATIVES

Please PRINT Clearly

Committee on Regulatory Bill Number 2312

Date JAN 27, 2020 ☑ Support ☐ Oppose ☐ Neutral

Name THOMAS GALVIN Need to Speak? ☐ Yes ☐ No

Representing BLACKHAWK Are you a registered lobbyist? ____

Complete Address 7741 E STETSON DRIVE SCOTTSDALE AZ 85251

E-mail Address tgalvin@roselawgrp.com Phone Number 480-240-5655

Comments: Support the Bill. Offering friendly amendments

*****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

	DATE	1/27 /20	/20	/20	/20	/20
	CONVENED	2:04 pm	m	m	m	m
	RECESSED					
	RECONVENED					
	ADJOURNED	3:32 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 2249: personal representatives; funeral directors; prohibition
Sponsor: Representative Bolick, LD 20
Committee on Regulatory Affairs

Overview
Disqualifies a funeral director in control of a decedent's remains from seeking appointment as a personal representative of the decedent.

History
Statute specifies priority among persons seeking appointment as a personal representative of the decedent. If not disqualified, the order of priority is as follows:

1) Those determined by a will, or nominated by a power conferred in will;
2) A surviving spouse who is a devisee;
3) Other devisees of decedent;
4) Surviving spouse;
5) Other heirs;
6) The Department of Veterans' Services if the decedent was a veteran or the spouse or child of a veteran;
7) Any creditor 45 days after death; or
8) The public fiduciary. (A.R.S. § 14-3203)

Provisions
1. Prohibits a funeral director who has control of a decedent's remains from qualifying as a creditor and seeking appointment as a personal representative of the decedent. (Sec. 1)
2. Makes technical changes (Sec. 1)

Attachment 4

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

Initials JR/LB

Fifty-fourth Legislature
Second Regular Session

Regulatory Affairs
H.B. 2249

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2249

(Reference to printed bill)

Page 1, line 18, after "DIRECTOR" insert "OR FUNERAL ESTABLISHMENT OWNER"

Amend title to conform

TRAVIS W. GRANTHAM

2249GRANTHAM
01/24/2020
11:01 AM
H: JR/ls

Attachment 5

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

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

ROLL CALL VOTE

COMMITTEE ON Regulatory Affairs BILL NO. HB 2249

DATE January 27, 2020 MOTION: dpa

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

APPROVED:

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

Susan Hite
COMMITTEE SECRETARY

ATTACHMENT 6

ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fourth Legislature
Second Regular Session

HB 2398: insurance producer licensing; exceptions
Sponsor: Representative Weninger, LD 17
Committee on Regulatory Affairs

Overview
Exempts a person who provides a website or electronic platform for insurers, and a person who processes payments for insurance premiums from the requirement to obtain a license as an insurance provider.

History
Statute lists persons who are exempt from obtaining a license as an insurance producer. Exemptions include persons whose duties do not include or are only indirectly related to the sale of insurance. Exemptions also include persons who do not receive a commission for policies written or sold (A.R.S. § 20-283).

Provisions
1. Adds the following to the list of persons not required to obtain a license as an insurance provider:
   a) A person who provides a website or electronic platform for insurers; and
   b) A person that processes payments or charges for insurance premiums. (Sec. 1)

Attachment 7

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

Initials JR/LB

Regulatory Affairs

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

ROLL CALL VOTE

COMMITTEE ON Regulatory Affairs BILL NO. HB 2398

DATE January 27, 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 8

ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fourth Legislature
Second Regular Session

HB 2312: financial institutions; insurance; licenses
Sponsor: Representative Grantham, LD 12
Committee on Regulatory Affairs

Overview
Makes various changes to statute relating to certain financial enterprises.

History
Pursuant to A.R.S. § 6-121, financial institutions and enterprises are subject to examination and supervision by Arizona Department of Financial Institutions (Department). Regulated enterprises include money transmitters, holding companies, trust companies, sales finance companies, collection agencies, escrow agents, debt management companies, consumer lenders, mortgage bankers, mortgage brokers, loan originators, premium finance companies, credit unions and banks (A.R.S. § Title 6 – Banks and Financial Institutions).

Provisions
1. Removes the application fees payable to the Department for moving an enterprise's established office and issuing a duplicate or replacement license. (Sec. 1)
2. Removes the requirement for certain financial enterprises to submit a terminated, revoked or surrendered license to the Department. (Sec. 2, 4, 6, 7, 11, 12, 14, 16)
3. Removes the requirement for certain financial enterprises to conspicuously or prominently display the license. (Sec. 2, 3, 5, 7-10, 13, 15)
4. Removes the requirement that a debt management licensee, when requesting a change to the place of business or the name of the company, submit their license to the Department to permit the change and amend the license accordingly. (Sec. 4)
5. Requires all licensed mortgage brokers, mortgage bankers, commercial mortgage bankers and transmitters of money to notify the Department within 15 calendar days if the address of the principal place of business or branch office is changed. (Sec. 7, 8, 10, 13)
6. Requires a mortgage broker, a mortgage banker or a consumer lender that employs a loan originator to submit a sponsorship request through a Nationwide Multistate Licensing System (NMLS) that provides written notice that the employer has hired the loan originator. (Sec. 12)
7. Requires a person exempt from licensure as a mortgage broker, a mortgage banker, or a commercial mortgage banker, to submit a sponsorship request through the NMLS that provides a written notice that the exempt person has engaged the loan originator on an exclusive contract. (Sec. 12)
8. Prohibits a loan originator from conducting business in this state unless the Department has accepted a sponsorship request through the NMLS. (Sec. 12)

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

Initials JR

Attachment 9

9. Removes the requirement that a mortgage broker, a mortgage banker, consumer lender or a registered exempt person keep a copy of the loan originators license at the principal place of business for public inspection during regular business hours. (Sec. 12)
10. Prohibits a person from acting as a loan originator on the behalf of a mortgage broker, mortgage banker, consumer lender or an exempt person unless they are a licensed loan originator. (Sec. 12)
11. Requires the loan originator to notify the Department within 15 calendar days of a change in the loan originators residential address. (Sec. 12)
12. Permits the Director of the Department of Insurance to make the information contained on a license, permit, registration or certification available electronically. (sec. 17)
13. Removes archaic language relating to licensure for a mortgage broker, mortgage banker and commercial mortgage banker. (Sec. 7, 8, 11)
14. Makes technical changes. (Sec. 5, 10, 14, 15, 16, 17)
15. Makes technical and conforming changes. (Sec. 1-4, 6-9, 11-13)

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

ROLL CALL VOTE

COMMITTEE ON Regulatory Affairs BILL NO. HB 2312

DATE January 27, 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 10

ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fourth Legislature
Second Regular Session

HB 2054: GRRC: petition to request review
Sponsor: Representative Biasiucci, LD 5
Committee on Regulatory Affairs

Overview

States that a person can petition the Governors Regulatory Review Council (GRRC) to review an existing practice, substantive policy statement or final rule of the Citizens Clean Elections Commission (CCEC).

History

Currently, A.R.S. § 41-1033 outlines the process for a person to petition GRRC to request a review of an existing agency practice, substantive policy statement, final rule or regulatory licensing requirement that does not meet certain statutory requirements. The GRRC chair is required to place a matter on an agenda if GRRC receives information that the statutory requirements are not being met and at least four members of GRRC request that the matter be heard in a public meeting. GRRC is required to notify the agency that a matter has been placed on an agenda within 10 days of the fourth request and must make a determination within 90 days. The agency is required to submit a statement addressing the matter within 30 days of notice from GRRC. An agency practice, policy statement, final rule or licensing requirement remains in effect while under GRRC consideration. GRRC may modify, revise or void an agency practice, policy statement, final rule or licensing requirement that is determined not to meet statutory requirements.

Provisions

1. Allows a person to petition GRRC to request a review of an existing practice, policy statement or final rule of the CCEC. (Sec. 1)
2. Specifies that the existing practice of the CCEC must involve interpreting a rule in order to be subject to GRRC review. (Sec. 1)
3. Specifies that a petition must be based on a person's belief that the existing practice, policy statement or final rule:
   a) Does not meet the statutory requirements;
   b) Exceeds the agency's statutory authority; or
   c) Violates the Arizona Constitution or the U.S. Constitution. (Sec. 1)
4. Requires GRRC to hold a public hearing to determine whether an existing practice, policy statement or final rule meets the aforementioned guidelines.
   a) Specifies that this only applies if GRRC receives information indicating that the guidelines are not being met. (Sec. 1)
5. Requires an agency to submit a statement to GRRC addressing whether an existing practice, policy statement or final rule meets the guidelines.
   a) Requires an agency to meet this requirement within 30 days after being notified by GRRC that the matter has been placed on an agenda. (Sec. 1)

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

Initials JR

Regulatory Affairs

Attachment 11

6. Permits GRRC to modify, revise or void any existing practice, policy statement or final rule that is determined not to meet the guidelines. (Sec. 1)
7. Makes technical and conforming changes. (Sec. 1)

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

ROLL CALL VOTE

COMMITTEE ON Regulatory Affairs BILL NO. HB 2054

DATE January 27, 2020 MOTION: dp

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

Susan Hete
COMMITTEE SECRETARY

APPROVED:

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

ATTACHMENT 12

ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fourth Legislature
Second Regular Session

HB 2184: occupational and professional licensure; notice
Sponsor: Representative Petersen, LD 12
Committee on Regulatory Affairs

Overview
Requires a printed statement on all license and certificate applications, regulating entity websites and all communications with a potential licensee.

History
Statute outlines licensure and certification application processes and exemptions for residents of this state. Applicants shall be issued an occupational or professional license or certificate in the same discipline at the same practice level, without an examination, if:

1) The person is currently licensed or certified in at least one other state at the same practice level, and in good standing in all states where the license or certificate is held;
2) The license or certificate has been held for at least one year;
3) The state of licensure or certification verifies that the person met minimum education or work experience, clinical supervision or examination requirements if applicable;
4) No license or certificate has been revoked or voluntarily surrendered in any other state or country while under investigation for unprofessional conduct;
5) The person has no uncorrected or unresolved discipline action against them, and no complaints, allegations or investigations pending before another regulatory entity in another state or country relating to unprofessional conduct; and
6) All applicable fees have been paid and the person does not have a disqualifying criminal history determined by the regulating entity (A.R.S. § 32-4302).

A regulating entity may require an applicant to pass an examination specific to this state (A.R.S. § 32-4302).

Provisions
1. Requires a regulating entity to add a printed statement to all license and certificate applications, websites and communications with a potential licensee. (Sec. 2)
2. Requires the printed statement to inform the applicant that they will be granted an occupational or professional license or certificate if the applicant has been licensed or certified in another state for at least one year, in the same discipline, at the same practice level and meets the conditions stated above. (Sec. 2)
3. Makes a technical change. (Sec. 1)

Attachment 13

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

ROLL CALL VOTE

COMMITTEE ON Regulatory Affairs BILL NO. HB 2184

DATE January 27, 2020 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Blackman		✓			
Powers Hannley			✓		
Shah				✓	
Terán			✓		
Toma		✓			
Roberts, Vice-Chairman		✓			
Grantham, Chairman		✓			
		4	2	1	0

Susan Hite
COMMITTEE SECRETARY

APPROVED:

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

ATTACHMENT 14

ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fourth Legislature
Second Regular Session

HB 2351: real estate; employee; rent collection
Sponsor: Representative Toma, LD 22
Committee on Regulatory Affairs

Overview
Allows an unlicensed employee to collect rent on behalf of a real estate broker, cemetery broker or membership camping broker (Broker).

History
Statute defines real estate broker as a person, other than a sales person, who, for another and for compensation conducts transactions in real estate, businesses and business opportunities or time share interests. This includes sales, exchanges, purchases, renting, leasing, negotiations, listing, auctions, offers and collecting or attempting to collect rent for the use of real estate (A.R.S. § 32-2101).

It is unlawful for any person, corporation, partnership or limited liability company to engage in the activities listed above without first obtaining the appropriate license (A.R.S. § 32-2122).

Any act for compensation, that is included in the definition of a Broker constitutes the person attempting to perform the act of that Broker or the corresponding salesperson. (A.R.S. § 32-2122).

Provisions
1. Authorizes a person who is not a Broker but works for a Broker, to collect rent for the use of real estate as part of a person's clerical duties. (sec. 1, 2)
2. Makes technical changes. (sec. 1, 2)

Attachment 15

☐ 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 2351

DATE January 27, 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 16

ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fourth Legislature
Second Regular Session

HB 2403: service contracts; refunds; administrative expenses
Sponsor: Representative Grantham, LD 12
Committee on Regulatory Affairs

Overview
Modifies the cancellation terms of a service contract (Contract).

History
A service company may not offer or issue a Contract unless the service company had been issued a permit by the Director of the Department of Insurance (Director) (A.R.S. § 20-1095.01).

A Contract is a written contract or agreement to perform the service, repair, replacement or maintenance on: 1) A consumer product; 2) The structural components, appliances, electrical, plumbing, heating, cooling or air conditioning system of a residential property; 3) The tires or wheels on a motor vehicle damaged due to road hazards; and 4) Any other services or products approved by the Director (A.R.S. § 20-1095).

Provisions
1. Stipulates that, in the event of a Contract cancellation, the administrative expenses cannot exceed $75 or 10% of the purchase price of the Contract, whichever is less, and any administrative expenses assessed may not exceed the amount of the refund due to the Contract holder. (Sec. 1)
2. States that a Contract must disclose whether the contract covers or excludes preexisting conditions. (Sec. 1)

Attachment 17

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

Initials JR

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

ROLL CALL VOTE

COMMITTEE ON Regulatory Affairs BILL NO. HB 2403

DATE January 27, 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 18