

# GOVERNOR'S MONTHLY REPORT

March 2017

(Revised 7/18/17)



STATE OF ARIZONA  
DEPARTMENT OF LIQUOR LICENSES AND CONTROL

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The information reported in this document is used to keep the Governor and staff apprised of accomplishments, key issues, and upcoming events as they relate to the Department of Liquor Licenses and Control, and its three divisions (Licensing, Administration, and Investigations) on a monthly basis.

**GRANTS & FUNDING**  
**LIQUOR ENFORCEMENT & EDUCATION OUTREACH GRANT**  
**CUB (COVERT UNDERAGE BUYER) PROGRAM**

In an effort to curb the sale of liquor to underage persons, the Covert Underage Buyer (CUB) program was instituted in May of 2003. This program provides the resources necessary for the department to investigate reported complaints of liquor licensed businesses suspected of one or more underage liquor law violations. When there is reasonable suspicion to believe that a liquor-licensed establishment is selling liquor to underage customers, the department will send in a CUB to attempt to purchase liquor. CUBs are between the ages of sixteen (16) and nineteen (19) who are carefully trained by DLLC Detectives to understand and follow state laws, including DLLC's CUB investigations guidelines and personal and public safety measures. Currently there are two (2) officers and a total of seven (7) trained CUBs performing CUB operations for the department. DLLC provides CUB program training to all Arizona law enforcement agencies, allowing the program to operate statewide.

In March 2017, DLLC conducted investigations of seven (7) liquor-licensed establishments in Tempe, Scottsdale, Phoenix, and Mesa. Two (2) CUBs were used. Four (4), or fifty-seven (57.1%) percent, of these establishments sold alcohol to a CUB resulting in eight (8) administrative violations and four (4) criminal violations. All seven (7) locations were investigated in response to complaints received by DLLC.

Since the inception of the program, four thousand eleven (4,011) establishments have been investigated and one thousand two hundred seventy-nine (1,279) or thirty-two (31.9%) percent have sold to CUB buyers resulting in three thousand eighty (3,080) administrative violations and two thousand four hundred thirty-three (2,433) criminal violations.

**CUB Program Statistics**

<b>Calendar Year</b>	<b>Locations Investigated</b>	<b># Sold to CUB</b>	<b>% of Locations that Sold to CUB</b>	<b>Administrative Violations</b>	<b>Criminal Violations</b>
<b>2003</b>	122	33	29	70	71
<b>2004</b>	217	55	25	122	136
<b>2005</b>	337	108	32	342	283
<b>2006</b>	475	148	31	409	317
<b>2007</b>	450	108	24	200	201
<b>2008</b>	572	172	30	416	349
<b>2009</b>	392	115	29	234	229
<b>2010</b>	169	96	57	207	129
<b>2011</b>	234	62	26	143	69
<b>2012</b>	215	82	38	225	193
<b>2013</b>	310	98	32	220	143
<b>2014</b>	181	76	42	179	122
<b>2015</b>	186	68	37	168	107
<b>2016</b>	121	46	38	121	72
<b>2017</b>	30	12	40	24	12

An Underage Drinking Hotline is in operation for concerned citizens to call when underage drinking, service, or sales are suspected. With each complaint DLLC launches an investigation. The Underage Drinking Hotline number is 1-877-NOT-LEGL or 1-877-668-5345.

## OUTREACH

### Community & Agency Outreach

Community and agency outreach meetings and presentations create opportunities to increase DLLC's efficiency and relevancy, encourage agency collaborative efforts, and promote safe and legal alcohol distribution, sales, and consumption.

#### **Community and agency outreach during the month:**

- Stakeholders meeting – director
- Meeting with Don Isaacson, Arizona Licensed Beverage Association (ALBA) – director
- Scottsdale PD Phoenix Open recap – director
- Meeting with Scottsdale City Attorney's Office – director
- Meeting with Gilbert Police Department – director
- Meeting with Grand Canyon University – director
- Meeting with Young's Market – director
- Meeting with U.S. Marshal – director

#### **Law Enforcement Special Detail:**

- CUB – Detective Williams and Detective Barchak conducted one
- Governor's Office of Youth, Faith and Family (GOYFF) Retailer Trainings – Detective Carruthers conducted seven
- Governor's Office of Youth, Faith and Family (GOYFF) Retailer Trainings – Detective Zacarias conducted four
- I.D. Trainings to Yuma Retailers – Detective Sanchez conducted two
- East Valley DUI Task Forces, two details – Detective Schrimpf
- Governor's Office of Highway Safety (GOHS) DUI detail with Winslow Police Department and Arizona Department of Public Safety – Detective Carruthers
- Winery Training for 62 participants – Detective Williams
- Wholesaler Training for 125 people participants – Detective Williams
- Peoria Local Governing Body (LGB) training for League of Cities and Towns, 35 participants – Detective Williams
- Valor Training, Mesa Police Department Training Academy – Sgt. Palubeskie
- Drug Awareness in Globe (250 contacts) – Detective Webb
- Copper Basin Teen DUI Maze (200 contacts) – Detective Webb
- Youth Alcohol training, 14 classes (458 students) – Detective Webb

## SUCCESS STATISTICS INVESTIGATIONS

It is the responsibility of the Investigations Division to ensure that all licensees adhere to Arizona Revised Statutes Title 4 (Arizona liquor law) and all Arizona Administrative Code Rules established by the DLLC.

Detectives completed seventy-three (73) routine liquor inspections (RLIs) at licensed establishments and events throughout Arizona resulting in thirty-three (33) criminal charges and one hundred eleven (111) administrative violations. The following success statistics were completed by a nonsupervisory staff of eleven (11) full time sworn officers who uphold a statewide officer-to-liquor license ratio of 1:1,128.

Total investigative actions taken this month were nine hundred seventy-four (974), which is a decrease of fifteen (15.2%) percent when compared to the one thousand one hundred forty-nine (1,149) investigative actions taken in March 2016.

<b>Achievements:</b>	<b>Current Month</b>	<b>Total FY 2017</b>	<b>1 Year Ago This Month</b>	<b>Total FY 2016</b>
Routine Liquor Inspections Completed	73	459	175	2,386
Criminal Citations Issued	16	331	15	435
Criminal Counts Charged	33	625	26	729
Administrative Counts Charged	111	536	68	852
Hidden Ownerships Completed	0	0	0	16
Site Inspections Completed	32	304	27	346
Non-Actioned (Criminal) Complaints	51	339	48	421
Actioned (Administrative) Complaints	40	96	3	87
Compliance On-View Case Reports Submitted	19	228	33	345
On-View Violation Case Reports	0	59	24	218
Law Enforcement Liaison Completed	0	245	70	747
Tax Deficiency Charges	41	154	0	213
MVD Affidavit/Suspension	0	35	13	53
<b>Underage Investigations Statistics:</b>				
Citations Issued to Underage Persons	7	251	12	350
Total Underage Violations	24	593	24	690
<b>Total Achievements:</b> (including police report reviews and completed protests not listed above)	974	8,392	1,149	13,759

Compared to March 2016, the number of citations DLLC Detectives issued to underage persons decreased forty-two (41.7%) percent and the total number of underage violations remained the same.

**SUCCESS STATISTICS**  
Investigations (continued)

Current Month	Younger than Age 15	Age					
		15	16	17	18	19	20
Age of minor cited	0	0	0	0	1	3	3

Of the citations issued to underage persons, forty-three (42.9%) percent were within one year and forty-three (42.9%) percent were within two years of the legal drinking age.

Statute/ Definition	Number of Counts Charged This Month	Number of Counts Charged in FY 2017	1 Year Ago This Month	Number of Counts Charged in FY 2016
<b>A.R.S. § 4-241(A)</b> Failure to request ID from underage; accepting unauthorized forms of ID	4	36	0	54
<b>A.R.S. § 4-241(K)</b> Accepting unauthorized IDs	0	1	N/A	N/A
<b>A.R.S. § 4-241(L)</b> Underage who uses false ID to buy alcohol	4	65	7	28
<b>A.R.S. § 4-241(M)</b> Underage who solicits another person for alcohol	0	9	0	9
<b>A.R.S. § 4-241(N)</b> Underage who uses of false ID to gain entry to a liquor business	1	21	2	35
<b>A.R.S. § 4-241(P)</b> Person purchasing alcohol for underage	0	0	0	0
<b>A.R.S. § 4-244(9)</b> Furnishing alcohol to an underage; underage in possession/consumption	11	219	11	257
<b>A.R.S. § 4-244(20)</b> Consuming spirituous liquor in public place, thoroughfare or gathering	0	2	0	8
<b>A.R.S. § 4-244(41)</b> Underage with alcohol in system	2	149	2	228
<b>A.R.S. § 13-2907.01</b> False reporting to law enforcement agencies	0	3	0	3
<b>A.R.S. § 13-3613</b> Contributing to delinquency and dependency of a child	0	1	0	0
<b>A.R.S. § 28-3478.1</b> Unlawful use of driver license	2	74	1	51
<b>A.R.S. § 28-3478.3</b> Using another person's driver license	0	11	1	24

**SUCCESS STATISTICS  
LIQUOR LICENSE AUDITS**

Currently there are one hundred eighty-two (182) active Series 11 (hotel/motel) licenses and three thousand seven hundred seventy-five (3,775) active Series 12 (restaurant) licenses statewide. Compared to March 2016, the number of hotel/motel with restaurant licenses increased by eleven (11) or six (6.4%) percent, and the number of restaurant licenses increased by one hundred eighty-eight (188) or five (5.2%) percent.

DLLC employs two (2) full time auditors. With a total of three thousand nine hundred fifty-seven (3,957) restaurant-type licenses combined, the statewide auditor-to-liquor license ratio is 1:1,979.

<b>Audit Status</b>	<b>Current Month</b>	<b>This Month Last Year</b>
<b>Audits closed</b>	9	9
<b>Audits initiated</b>	2	9
<b>Audits in progress</b>	3	16
<b>Open cases w/projected ratio of &gt;37%</b>	1	14
<b>Open cases w/projected ratio between 30 to 37%</b>	2	2
<b>Open cases w/projected ratio of &lt;30%</b>	0	0
<b>Locations granted 1 year to continue operation</b>	1	0
<b>Locations being monitored</b>	77	98

During March 2017, nine (9) audits were completed in Coconino, Maricopa, Mohave, and Yavapai Counties, which resulted in actionable violations in four (4) of those cases. On March 31, 2017, there were three (3) audits in progress and seventy-seven (77) locations being monitored.

<b>Audit Action</b>	<b>Current Month</b>	<b>Total FY 2017</b>	<b>This Month Last Year</b>	<b>Total FY 2016</b>	<b>Total 2003 To Present</b>
<b>Audits completed</b>	9	66	9	98	974
<b>Audits passed</b>	7	50	7	74	563
<b>Audits failed</b>	2	15	1	16	320
<b>Inconclusive</b>	0	1	0	7	84
<b>Other charges only</b>	0	0	0	1	7

In March 2017, audit fines assessed from violations totaled eight thousand five hundred (\$8,500) dollars. Compared to March 2016, total audit fines assessed from violations increased by one thousand nine hundred seventy-five (\$1,975) dollars.

**SUCCESS STATISTICS**  
Liquor License Audits (continued)

**Audit Revenue 2-year Comparison**

Audit Action	Current Month	Total FY 2017	1 Year Ago This Month	Total FY 2016
Fines Assessed	\$8,500	\$44,150	\$6,525	\$45,525

Audit statistics since FY 2007 are noted below:

Year	Audits Completed	Revenues Collected	Average Fine per Audit
FY 2007	27 audits	\$13,000	\$481
FY 2008	61 audits	\$36,500	\$598
FY 2009	103 audits	\$81,275	\$789
FY 2010	87 audits	\$81,750	\$940
FY 2011	82 audits	\$84,400	\$1,029
FY 2012	90 audits	\$64,355	\$715
FY 2013	84 audits	\$47,625	\$567
FY 2014	92 audits	\$49,625	\$539
FY 2015	91 audits	\$47,725	\$524
FY 2016	98 audits	\$73,700	\$752
FY 2017	66 audits	\$58,450	\$886

**Online Sampling Requests:**

DLLC developed and instituted online sampling requests. After the requesting licensee enters the date, time and location, the system then verifies whether: (1) there are other sampling events at the same location on the same date, (2) the requestor has not exceeded twelve (12) allowed sampling events per location per year, and (3) the location meets the requirements of a sampling location. If the system determines the sampling request meets all of the requirements, the sampling event is booked, an email along with a "Notice of Sampling" credential is instantly emailed to the distributor, and a notification email is sent to the retail location.

During the month of March 2017, there were one thousand two hundred nine (1,209) sampling requests entered into and approved by the new on-line system. Of these sampling requests, seventy (70) were cancelled. In FY 2017, the online system has saved over two thousand three hundred fifty-eight (2,358.35) staff hours.

## SUCCESS STATISTICS COMPLIANCE

The Compliance Unit governs the dispute-resolution process and imposes disciplinary actions against licensees for violations of State liquor laws. The Compliance Unit is responsible for determining an appropriate course of disciplinary action which may consist of verbal or written warnings, consent agreements, or referral for a full administrative hearing.

Achievements	Current Month	Total FY 2017	1 Year Ago This Month	Total FY 2016
Revocations	1	1	0	2
Suspensions	0	2	0	0
Surrenders	0	15	1	20
Divestitures	0	0	1	6
Administrative Complaints	1	2	1	8
Decisions & Orders	0	0	0	2
Cases Received	160	540	26	985
Cases Completed	36	116	6	281
Cases in Progress	124	394	20	704
Warning Letter Issued	18	28	2	28
Cases Sent to OAH	0	4	2	5

### Economic Impact:

Fines collected during the month totaled seventy thousand six hundred fifty (\$70,650) dollars from thirty-six (36) adjudicated compliance actions. Compared to last month, February 2017, this represents a two hundred fifty-five (255.0%) percent increase in collected revenues and a ninety (89.5%) percent increase in the number of compliance actions processed. Compared to March 2016, this represents a fourteen (13.8%) percent increase in collected revenues and a twenty-five (25.0%) percent decrease in the number of compliance actions processed.

A penalty payment plan gives licensees the option to pay fines in installments rather than in one lump sum. DLLC and the licensee agree to the terms of the payment plan during the negotiation process. Although the payment plan may reduce DLLC's monthly collection of fine revenues in the short term, the long term outcome is intended to keep establishments in business by easing the financial burden of fines.

Fiscal Year	Compliance Actions	Revenues Collected	Average Fine Per Action
2006	500	\$689,475	\$1,379
2007	429	\$627,975	\$1,464
2008	334	\$582,350	\$1,744
2009	584	\$886,440	\$1,518
2010	415	\$705,725	\$1,701
2011	425	\$598,509	\$1,408
2012	479	\$428,445	\$894
2013	440	\$673,710	\$1,531
2014	500	\$473,910	\$948
2015	561	\$516,365	\$920
2016	482	\$506,325	\$1,050
2017	267	\$321,375	\$1,204

**SUCCESS STATISTICS**  
Compliance (continued)

**Adjudicated Underage Violations:**

Statute	Adjudicated This Month	TOTAL FY 2017	1 Year Ago This Month	TOTAL FY 2016
<b>A.R.S. § 4-241(A)</b> Failure to request ID from underage; accepting unauthorized forms of ID; failure to follow the identification procedure prescribed by statutes	7	47	9	65
<b>A.R.S. § 4-241(L)</b> Underage who uses false ID to buy alcohol	0	0	0	0
<b>A.R.S. § 4-241(M)</b> Underage who solicits another person for alcohol	0	0	0	0
<b>A.R.S. § 4-241(N)</b> Underage who uses of false ID to gain entry to a liquor business	0	0	0	0
<b>A.R.S. § 4-241(P)</b> Person purchasing alcohol for underage	0	0	0	0
<b>A.R.S. § 4-244(1)</b> Unlicensed Resale	1	16	2	9
<b>A.R.S. § 4-244(9)</b> Furnishing alcohol to an underage; underage in possession/consumption	7	48	10	64
<b>A.R.S. § 4-244(16)</b> Knowingly allow furnishing liquor to underage	0	0	0	0
<b>A.R.S. § 4-244(22)</b> Underage on premises without parent (on-sale); consume without permission of premises owner	0	5	1	8
<b>A.R.S. § 4-244(41)</b> Underage with alcohol in system	0	0	0	0
<b>A.R.S. § 4-244(42)</b> Employee of licensee to accept gratuity to allow underage inside of bar/sell alcohol	0	0	0	1
<b>A.R.S. § 13-2907(01)</b> False reporting to law enforcement agencies	0	0	0	0
<b>A.R.S. § 28-3478(1)</b> Unlawful use of driver license	0	0	0	0
<b>A.R.S. § 28-3478(3)</b> Using another person's driver license	0	0	0	0

During FY 2017, fines from adjudicated underage violations total forty-nine thousand five hundred (\$49,500) dollars.

**Compliance Statistics Resulting From Underage Violations:**

Fiscal Year	Fines Collected	Licenses Suspended	Licenses Revoked
<b>2011</b>	\$214,500	2	0
<b>2012</b>	\$82,265	1	0
<b>2013</b>	\$125,500	4	1
<b>2014</b>	\$80,625	1	2
<b>2015</b>	\$82,375	0	0
<b>2016</b>	\$99,000	0	0
<b>2017</b>	\$49,500	0	0

## SUCCESS STATISTICS STATE LIQUOR BOARD

The State Liquor Board operates independently from the Director of the Department of Liquor Licenses and Control and is responsible for hearing liquor license applications that have been protested by the public, the governing body of a city, town or county, or the Department Director. Additionally, the Board may hear appeals and overturn or amend decisions of the Director.

<b>Achievements:</b>	<b>Current Month</b>	<b>Total FY 2017</b>	<b>1 Year Ago This Month</b>	<b>Total FY 2016</b>
<b>Hearings Scheduled</b>	1	23	2	25
<b>Licenses Granted</b>	1	14	0	1
<b>Licenses Denied</b>	0	2	0	4
<b>Continuances Granted</b>	0	7	0	4
<b>Continuances Denied</b>	0	0	0	0
<b>Licenses Withdrawn</b>	0	2	0	8
<b>Appeals Heard</b>	0	0	1	3
<b>Rehearings Requested</b>	0	0	0	1
<b>Hearings Cancelled by Director</b>	0	3	1	3

There was one (1) hearing scheduled before the State Liquor Board in March. One (1) liquor license application was granted to a Series 6 Bar.

### STATE LIQUOR BOARD MEMBERS AND TERMS

Cyndy A. Valdez (R)	Chair Pima County Wholesaler	Term Expired January 16, 2017
Michael J. Troyan (I)	Vice Chair Maricopa County Retailer	Term Expires January 15, 2018
Troy Campbell (R)	Coconino County No Financial Interest	Term Expires January 15, 2018
Sergio A. Arellano (R)	Pima County No Financial Interest	Term Expires January 21, 2019
Vacant	Neighborhood Association	Term Expired January 18, 2016
Vacant	No Financial Interest	Term Expired January 16, 2017
Vacant	No Financial Interest	Term Expires January 15, 2018

## SUCCESS STATISTICS LICENSING DIVISION

The Licensing Division is responsible for processing new license applications, permits, renewals, and maintaining up-to-date and accurate information on active licenses. Compared to this month last year, March 2016, the number of new liquor licenses issued in Arizona increased fifty-one (51.1%) percent and the number of active licenses increased two (2.3%) percent. Also, compared with March 2016, monthly licensing revenues have decreased fifty-six (55.8%) percent from five million one hundred eighty-one thousand five hundred seventy-seven (\$5,181,577) dollars during this time last year to two million two hundred eighty-seven thousand seven hundred sixty-five (\$2,287,765) dollars during the current month.

In March 2017, nine (9) exempt locations were approved which brings the total active exempt locations in Arizona to one hundred fifteen (115). An exempt location is an establishment that has: (1) met the criteria established in A.R.S. § 4-244.05 and A.A.C. R19-1-324; (2) made application for the exemption; (3) been inspected by a DLLC Detective; and (4) been issued a one-year exemption which allows patrons to bring and consume beer and wine on the premises.

Licensing	Current Month	Total FY 2017	1 Year Ago This Month	Total FY 2016
<b>New Licenses Issued</b>	142	1,099	94	1,473
<b>Renewed Licenses</b>	2,121	10,468	2,144	11,977
<b>Lottery Licenses Issued</b>	2	10	2	14
<b>Collected Lottery Revenues</b>	\$954,125	\$2,464,375	\$97,550	\$2,207,600
<b>Number of Active Liquor Licenses</b>	12,407*	12,407*	12,132*	12,203*
<b>Exempt Locations Issued</b>	9	92	7	57
<b>Number of Exempt Locations</b>	115**	115**	90**	98**
<b>Collected Licensing Revenues (including lottery revenues)</b>	\$2,287,765	\$7,382,803	\$5,181,577	\$12,347,940

\*This number fluctuates daily depending on renewals, new applications, suspensions and revocations.

\*\*This number fluctuates daily depending on renewals and new applications.

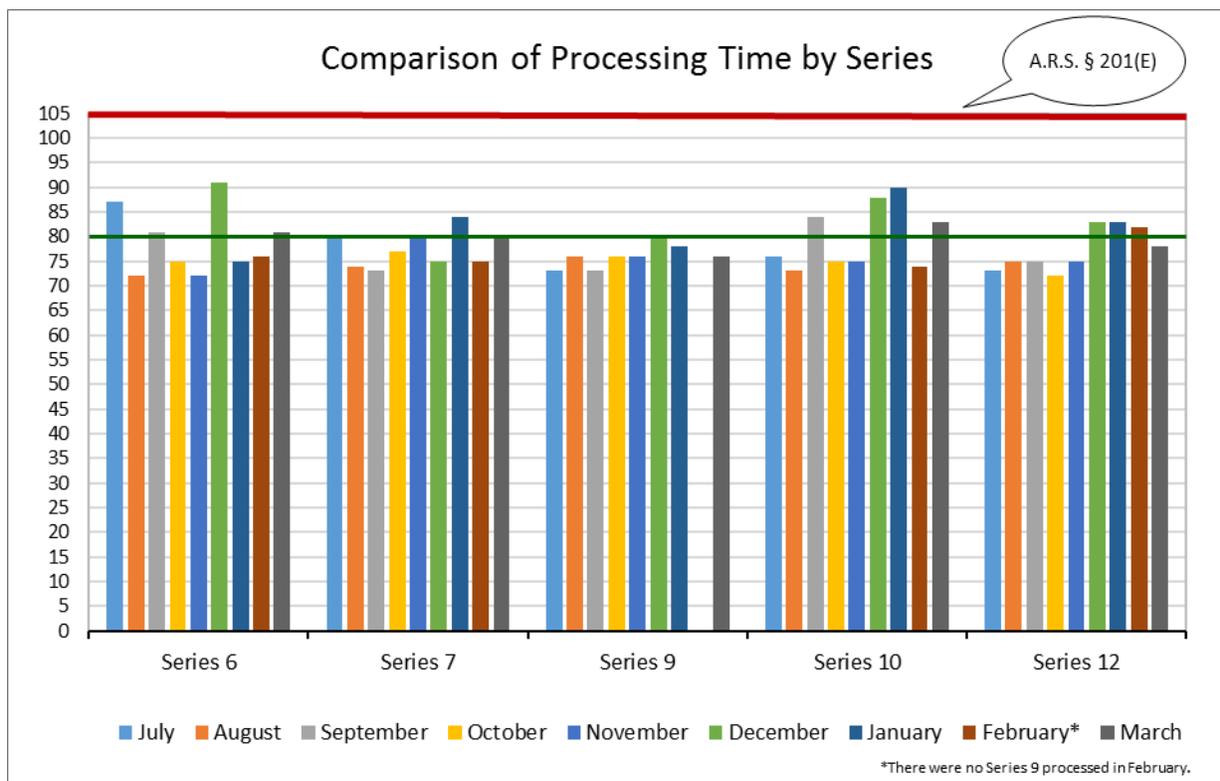
### Collected Revenue by Fee Type in March 2017

Fair Market Value	954,125
Applications	17,800
License Fees	1,007,580
Out-of-State	0
Agent Change	4,350
Fines	70,650
Special Event	9,175
Club	0
Penalties	16,950
Copy Fees	7,990
Non-Use Surcharge	31,000
Audit Surcharge	53,730
Enforcement K Surcharge	66,850
Enforcement L Surcharge	41,785
Miscellaneous	170
<b>TOTAL REVENUES COLLECTED</b>	<b>\$2,282,155</b>
<b>(fingerprints)</b>	<b>5,610</b>
<b>TOTAL REPORT</b>	<b><u>\$2,287,765</u></b>

## LEAN TRANSFORMATION STATEWIDE LICENSING INITIATIVE

In FY 2016, DLLC issued one thousand four hundred seventy-six (1,476) new licenses. Customer service representatives (CSRs) have received training and resource materials to ensure that consistent licensing policies and procedures are used when processing new applications. A standardized process will help reduce CSR errors, improve processing time, and improve customer satisfaction rates. DLLC reports its monthly "scorecard" to the Arizona Government Transformation Office (GTO).

In March 2017, eighty-nine (89) New and Transfer licenses were issued in Series 6 Bar, Series 7 Beer and Wine Bar, Series 9 Liquor Store, Series 10 Beer and Wine Store, and Series 12 Restaurant. The target time to process a license application from Date Accepted to Date Approved/Ready to Issue is eighty (80) days. "An application shall be approved or disapproved within one hundred five days after filing of the application" (A.R.S. § 4-201(E)).



## WHAT'S NEXT AT DLLC? Upcoming Events and Milestones

### Legislation\*

**HB2047 LIQUOR; SERVING AGE; REDUCTION.** HB2047 passed out of the Senate without amendment. HB2047 was signed by the Governor on March 24, 2017.

**HB2290 PROVISIONAL LICENSES; CRIMINAL CONVICTIONS.** The Senate Committee on Commerce and Public Safety gave a Do Pass Amended recommendation to HB2290. HB2290 received favorable recommendations from the Senate Rules Committee and both Caucuses.

#### *Amendments Adopted by Committee*

1. Makes provisional licenses discretionary.
2. Specifies these provisions do not prevent a licensing authority from denying or restricting a license for any other reason permitted by law.
3. Modifies the maximum provisional license period.
4. Eliminates certain notification and exemption requirements.
5. Excludes additional offenders and types of vocations from eligibility.

**HB2337 LIQUOR OMNIBUS.** The Senate Committee on Commerce and Public Safety gave HB2337 a Do Pass Amended recommendation. HB2337 passed Committee of the Whole (COW) as amended.

#### *Amendments Adopted by Committee*

1. Reinstates governing body protest periods and allows a governing body to charge a fee for acquisition of control filings.
2. Limits per person entries into the random selection process.
3. Allows the Director to take additional measures against on out-of-state retailer or wholesaler.
4. Revises special event licensing.

#### *Amendments Adopted by Committee of the Whole*

5. Specifies who may serve liquor at a special event.
6. Allows producers to donate liquor to a special event licensee.
7. Requires unbroken packages to be returned to the wholesaler or off-sale licensee within one business day of the special event's conclusion.
8. Allows the Department of Liquor Licenses and Control to adopt rules for special event contractors.

**SB1071 PROVISIONAL LICENSES; CRIMINAL CONVICTIONS.** SB1071 passed Third Reading and was transmitted to the House.

#### *Amendments Adopted by Committee*

1. Increases the maximum provisional license term.
2. Modifies one of the reasons a provisional license may be revoked.
3. Limits provisional licenses to occupations under Title 32.

#### *Amendments Adopted by Committee of the Whole*

1. Makes provisional licenses discretionary.
2. Specifies these provisions do not prevent a licensing authority from denying or restricting a license for any other reason permitted by law.
3. Stipulates a maximum provisional license period of one year, with no minimum period.
4. Eliminates the following requirements:
  - a. For the licensing authority to issue a regular license in certain circumstances;
  - b. For the probation officer or court to notify the licensing authority of revocation or a new offense; and
  - c. For the licensing authority to seek relief in court if another exemption is required to protect the public.

\* Source: Arizona State Legislature Web Applications (<https://apps.azleg.gov>).

## WHAT'S NEXT AT DLLC? Upcoming Events and Milestones

### Legislation (SB1071 continued)

5. Excludes the following:
  - a. The offense of public sexual indecency to a minor;
  - b. Repetitive offenders; and
  - c. Any occupation where the licensee would be supervising vulnerable adults or children, regardless of whether another licensee would be in the same room at all times.

SB1071 received a Do Pass Amended in the House Committee on Military, Veterans and Regulatory Affairs. SB1072 received favorable recommendations from the Senate Rules Committee and both Caucuses.

**SB1072 ADMINISTRATIVE DECISIONS; SCOPE OF REVIEW.** SB1072 received a Do Pass Amended recommendation from the House Committee on Judiciary and Public Safety.

#### *Amendment Adopted by Committee*

1. Requires the courts to award attorney fees and other expenses in a successful civil action challenging an administrative decision on the grounds that the decision is contrary to law, if the agency or commission is statutorily exempt from rulemaking.

SB1072 received favorable recommendations from the Senate Rules Committee and both Caucuses.

END OF DLLC MARCH 2017 REPORT TO THE GOVERNOR