



County Supervisors

A S S O C I A T I O N
o f a r i z o n a

1905 W. Washington St., Ste. 100, Phoenix, AZ 85009
(602) 252-5521 fax: (602) 253-3227

COUNTY SUPERVISORS ASSOCIATION LEGISLATIVE POLICY COMMITTEE AGENDA

March 8, 2024

(Conducted Via Teleconference and [Webinar](#))

Teleconference 1-669-900-9128 OR 1-253-215-8782

Meeting ID: 860 7993 4689 Password: 983008

County Supervisors Association

1905 W. Washington St.

Phoenix, AZ

8:30 a.m. Call to Order ~ *CSA President Steve Miller*

A. Minutes for Consideration and Approval

- 1) Consideration and Approval of the Minutes of the March 1, 2024, CSA Legislative Policy Committee Meeting (*previously distributed*)

B. CSA Legislative Agenda

- 1) Adopted Budget Priorities
- 2) Adopted Policy Priorities

C. Legislative Bills for Discussion and Possible Action

- 1) [SB 1216](#): government employees; online use (*Kavanagh*)
- 2) [SB 1285](#): local candidates; petitions; electronic signatures (*Hoffman*)
- 3) [SB 1578](#): involuntary treatment; substance abuse (*Wadsack*)
- 4) [SB 1597](#): mental health court; incompetency; diversion (*Wadsack*)
- 5) [HB 2744](#): involuntary treatment; guardians; agents; rights (*C. Hernandez*)

D. Next Meeting Date and Time (*Friday, March 15, at 8:30 a.m.*)

E. Other Business

F. Adjournment



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C. Legislative Bills for Discussion and Possible Action

- 1) [SB 1216](#): government employees; online use (*Kavanagh*)

Summary: Prohibits the state, a city, town or county, or a political subdivision from monitoring the personal online use or personal speech of an employee unless the entity suspects the employee of illegal activity.

- 2) [SB 1285](#): local candidates; petitions; electronic signatures (*Hoffman*)

Summary: Beginning in 2025 for county, municipal, and precinct committeemen candidates, permits a candidate to collect 110% of required nomination petition signatures through E-QUAL. Contains the following provisions as a fix to **HB 2785** (primary; identification; canvass; recounts; ballots):

- **CURING; CITIES AND TOWNS:** **HB 2785** required city and town clerks' offices to be available for curing signatures during regular business hours and "during the Friday and weekend before and the Friday and weekend after" the election. **SB 1285** specifies that this requirement only applies if the city or town has "an agreement with a county to be used as locations at which a voter must submit proof of identification." **SB 1285** also specifies that "regular business hours," at a *minimum*, include 8:00 A.M. to 5:00 P.M.
- **CURING; CONDITIONAL PROVISIONAL:** **HB 2785** adjusted timelines for curing signatures. **SB 1285** effectively extends those session-law provisions to conditional provisional ballots, which must confirm identification in identical timeframes, stating that if a ballot is a "conditional provisional," a voter must provide proof of identification to the County



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Recorder or other Officer In-Charge of Elections (OICE) “not later than the fifth calendar day after a primary, general, or special election that includes a federal office or the third business day after any other election.”

- **GRANDFATHERING; E-QUAL: HB 2785** grandfathered in signatures from nomination petitions that had been circulated with the original primary date – August 6, 2024 – on them. **SB 1285** extends that “grandfathering” to signatures collected via E-QUAL.
- **STATEMENT OF INTEREST: SB 1285** states that individuals are **not** required to file a new or amended statement of interest based solely on the change to the 2024 primary election date.
- **REALIGNING LOCAL QUESTIONS: SB 1285** states that duly noticed city, town or county questions for the August 6, 2024 primary election date shall be on the ballot for the new primary election date.

3) **SB 1578:** involuntary treatment; substance abuse (*Wadsack*)

Summary: Creates a statutory framework whereby an individual who a) has been diagnosed with substance use disorder, b) has a substance use disorder that is severe and persistent, is a danger to self or others, or having a grave disability and being unwilling or unable to accept voluntary treatment, and c) can reasonably benefit from treatment may be court-ordered to treatment for a substance use disorder. Includes *substance use disorder* in the definition of *mental disorder*, which may cooccur with another disorder.

4) **SB 1597:** mental health court; incompetency; diversion (*Wadsack*)

Summary: If an adult is experiencing a serious mental illness (specifically, in the disorder class of schizophrenia spectrum and other psychotic disorders), is not stabilized, and either needs support/services to prevent deterioration or is unlikely to survive in safely in the community, permits the proceedings of a mental health court to commence. Specifies that if the aforementioned individual goes to trial and is found mentally incompetent, “the trial, judgment, or hearing on an alleged misdemeanor violation shall be suspended and the Court may conduct a hearing and ... grant diversion for a period not to exceed one year.” A hearing must be held within thirty days after the finding of incompetence. If the hearing is delayed beyond 30 days, the defendant may be released on their own recognizance. Specifies that if an individual performs satisfactorily on diversion, the charges are dismissed. However, if the defendant is ineligible for diversion, they may be referred to a mental health court, where the charges are dismissed and the individual is sent to receive mental health treatment in a treatment facility. Specifies that a defendant in mental health court “shall receive mental health treatment in a facility and not a jail,” and that “a term of four days will be deemed to have been served for every two days spent in actual custody against the maximum term of diversion.” States that “a defendant who is not in actual custody shall otherwise receive one day served as credit against the time of diversion.”



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5) **HB 2744**: involuntary treatment; guardians; agents; rights (*C. Hernandez*)

Summary:

- Outlines the rights of guardians and agents with decision making authority in proceedings regarding involuntary treatment.
- Permits a parent, spouse, or guardian to directly file a petition for evaluation with the court. Exempts the petition from application and pre-screening provisions and requires any petition to include a certificate executed by a physician, clinical psychologist, or psychiatric nurse stating that they examined the person who is the subject of petition within the preceding 48 hours and finds the person meets the criteria for involuntary commitment.
- Requires a petitioner to serve a copy of the petition, affidavits in support of the petition and a notice of hearing on any guardian identified in the petition and in lieu of personal service, a guardian may provide written acknowledgment that the guardian has received the documents.
- Requires service be completed at least two calendar days before a hearing on the petition but stipulates that failure to serve guardian is not grounds for dismissal of the petition.
- During outpatient treatment, a guardian may file a report with the court that addresses compliance with the order, appropriateness of the treatment plan, and the potential need for inpatient treatment.

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