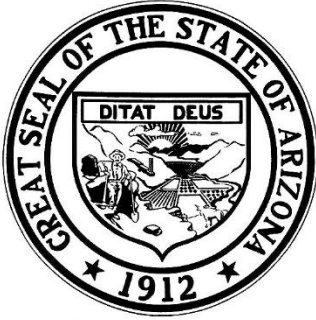


HOUSE FLOOR AMENDMENT EXPLANATION



Bill Number: **HB 2123**

Crews Floor Amendment

The Crews amendment dated 2/11/25 at 10:02 AM:

1. Defines "belief group" as an entity that is registered as a 501(c)(3) nonprofit organization in accordance with the Internal Revenue Code and that is organized around a membership professing a common set of sincerely held beliefs and engaging in practices and observances, religious or secular that are reflective of those beliefs.
 - a. Includes either an independent entity that is not affiliated with any other entity or organization or an entity that is affiliated with another nonprofit entity.
2. Adds "belief group" to the definition of a religious leader.

Amendment explanation prepared by Israel Kiyogera

Phone Number 6-5846

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2/19/2025

CREWS FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2123
(Reference to printed bill)

Amendment instruction key:

[GREEN UNDERLINING IN BRACKETS] indicates text added to statute or previously enacted session law.

[Green underlining in brackets] indicates text added to new session law or text restoring existing law.

[~~GREEN STRIKEOUT IN BRACKETS~~] indicates new text removed from statute or previously enacted session law.

[~~Green strikeout in brackets~~] indicates text removed from existing statute, previously enacted session law or new session law.

<<Green carets>> indicate a section added to the bill.

<<~~Green strikeout in carets~~>> indicates a section removed from the bill.

1 The bill as proposed to be amended is reprinted as follows:

2 Section 1. Section 11-483, Arizona Revised Statutes, is amended to
3 read:

4 11-483. Records maintained by county recorder:
5 confidentiality; definitions

6 A. Notwithstanding any other provision of this article, in any
7 county an eligible person may request that the general public be
8 prohibited from accessing the unique identifier and the recording date
9 contained in indexes of recorded instruments maintained by the county
10 recorder and may request the county recorder to prohibit access to that
11 person's identifying information, including any of the following:

12 1. That person's documents, instruments or writings recorded by the
13 county recorder.

14 2. If the person is a public official, the address of a property
15 held in trust by the public official.

16 B. An eligible person may request this action by filing an
17 affidavit that states all of the following on an application form
18 developed by the administrative office of the courts in agreement with an
19 association of counties, an organization of peace officers and the motor
20 vehicle division of the department of transportation:

21 1. The person's full legal name and residential address.

22 2. The full legal description and parcel number of the person's
23 property.

24 3. Unless the person is the spouse of a peace officer or the spouse
25 or minor child of a deceased peace officer or the person is a former
26 public official or former judge, the position the person currently holds
27 and a description of the person's duties, except that an eligible person
28 who is protected under an order of protection or injunction against

1 harassment shall instead attach a copy of the order of protection or
2 injunction against harassment or an eligible person who is a participant
3 in the address confidentiality program shall instead attach a copy of the
4 participant's current and valid address confidentiality program
5 authorization card issued pursuant to section 41-163 and a statement of
6 certification provided by the secretary of state's office.

7 4. The reasons the person reasonably believes that the person's
8 life or safety or that of another person is in danger and that restricting
9 access pursuant to this section will serve to reduce the danger.

10 5. The document locator number and recording date of each
11 instrument for which the person requests access restriction pursuant to
12 this section.

13 6. A copy of pages from each instrument that includes the document
14 locator number and the person's identifying information, including the
15 person's full legal name and residential address or full legal name and
16 telephone number.

17 C. If an eligible person is also requesting pursuant to section
18 11-484 that the general public be prohibited from accessing records
19 maintained by the county assessor and county treasurer, the eligible
20 person may combine the request pursuant to subsection B of this section
21 with the request pursuant to section 11-484 by filing one affidavit. The
22 affidavit and subsequent action by the appropriate authorities shall meet
23 all of the requirements of this section and section 11-484.

24 D. The affidavit shall be filed with the presiding judge of the
25 superior court in the county in which the affiant resides. To prevent
26 multiple filings, an eligible person who is a peace officer, spouse of a
27 peace officer, spouse or minor child of a deceased peace officer, public
28 defender, prosecutor, code enforcement officer, corrections or detention
29 officer, corrections support staff member or law enforcement support staff
30 member shall deliver the affidavit to the peace officer's commanding
31 officer, or to the head of the prosecuting, public defender, code
32 enforcement, law enforcement, corrections or detention agency, as
33 applicable, or that person's designee, who shall file the affidavits at
34 one time. In the absence of an affidavit that contains a request for
35 immediate action and that is supported by facts justifying an earlier
36 presentation, the commanding officer, or the head of the prosecuting,
37 public defender, code enforcement, law enforcement, corrections or
38 detention agency, as applicable, or that person's designee, shall not file
39 affidavits more often than quarterly.

40 E. On receipt of an affidavit or affidavits, the presiding judge of
41 the superior court shall file with the clerk of the superior court a
42 petition on behalf of all requesting affiants. Each affidavit presented
43 shall be attached to the petition. In the absence of an affidavit that
44 contains a request for immediate action and that is supported by facts
45 justifying an earlier consideration, the presiding judge may accumulate
46 affidavits and file a petition at the end of each quarter.

1 F. The presiding judge of the superior court shall review the
2 petition and each attached affidavit to determine whether the action
3 requested by each affiant should be granted. If the presiding judge of
4 the superior court concludes that the action requested by the affiant will
5 reduce a danger to the life or safety of the affiant or another person,
6 the presiding judge of the superior court shall order that the county
7 recorder prohibit access for five years to the affiant's identifying
8 information, including any of that person's documents, instruments or
9 writings recorded by the county recorder and made available on the
10 internet. If the presiding judge of the superior court concludes that the
11 affiant or another person is in actual danger of physical harm from a
12 person or persons with whom the affiant has had official dealings and that
13 action pursuant to this section will reduce a danger to the life or safety
14 of the affiant or another person, the presiding judge of the superior
15 court shall order that the general public be prohibited for five years
16 from accessing the unique identifier and the recording date contained in
17 indexes of recorded instruments maintained by the county recorder and
18 identified pursuant to subsection B of this section.

19 G. On motion to the court, if the presiding judge of the superior
20 court concludes that an instrument or writing recorded by the county
21 recorder has been redacted or sealed in error, that the original affiant
22 no longer lives at the address listed in the original affidavit, that the
23 cause for the original affidavit no longer exists or that temporary access
24 to the instrument or writing is needed, the presiding judge may
25 temporarily stay or permanently vacate all or part of the court order
26 prohibiting public access to the recorded instrument or writing.

27 H. On entry of the court order, the clerk of the superior court
28 shall file the court order and a copy of the affidavit required by
29 subsection B of this section with the county recorder. Not more than ten
30 days after the date on which the county recorder receives the court order,
31 the county recorder shall restrict access to the information as required
32 by subsection F of this section.

33 I. If the court denies an affiant's request pursuant to this
34 section, the affiant may request a court hearing. The hearing shall be
35 conducted by the court in the county where the petition was filed.

36 J. The county recorder shall remove the restrictions on all records
37 restricted pursuant to this section by January 5 in the year after the
38 court order expires. The county recorder shall send by mail one notice to
39 either the RELIGIOUS LEADER, health professional, election officer, public
40 official, former public official, peace officer, spouse of a peace
41 officer, spouse or minor child of a deceased peace officer, public
42 defender, prosecutor, code enforcement officer, corrections or detention
43 officer, corrections support staff member, law enforcement support staff
44 member, employee of the department of child safety or employee of adult
45 protective services who has direct contact with families in the course of
46 employment or the employing agency of the peace officer, public defender,
47 prosecutor, code enforcement officer, corrections or detention officer,

1 corrections support staff member, law enforcement support staff member or
2 employee of adult protective services who was granted an order pursuant to
3 this section of the order's expiration date at least six months before the
4 expiration date. If the notice is sent to the employing agency, the
5 employing agency shall immediately notify the person who was granted the
6 order of the upcoming expiration date. The county recorder may coordinate
7 with the county assessor and county treasurer to prevent multiple notices
8 from being sent to the same person.

9 K. To include subsequent recordings in the court order, the
10 eligible person shall present to the county recorder at the time of
11 recordation a certified copy of the court order or shall provide to the
12 county recorder the recording number of the court order. The county
13 recorder shall ensure that public access is restricted pursuant to
14 subsection A of this section.

15 L. This section does not restrict access to public records for the
16 purposes of perfecting a lien pursuant to title 12, chapter 9, article 2.

17 M. This section does not prohibit access to the records of the
18 county recorder by parties to the instrument, a law enforcement officer
19 performing the officer's official duties pursuant to subsection N of this
20 section, a title insurer, a title insurance agent or an escrow agent
21 licensed by the department of insurance and financial institutions.

22 N. A law enforcement officer is deemed to be performing the
23 officer's official duties if the officer provides a subpoena, court order
24 or search warrant for the records.

25 O. For the purposes of this section:

26 [1. "BELIEF GROUP":

27 (a) MEANS AN ENTITY THAT IS REGISTERED AS A 501(c)(3) NONPROFIT
28 ORGANIZATION IN ACCORDANCE WITH THE INTERNAL REVENUE CODE AND THAT IS
29 ORGANIZED AROUND A MEMBERSHIP PROFESSING A COMMON SET OF SINCERELY HELD
30 BELIEFS AND ENGAGING IN PRACTICES AND OBSERVANCES, RELIGIOUS OR SECULAR,
31 THAT ARE REFLECTIVE OF THOSE BELIEFS.

32 (b) INCLUDES EITHER AN INDEPENDENT ENTITY THAT IS NOT AFFILIATED
33 WITH ANY OTHER ENTITY OR ORGANIZATION OR AN ENTITY THAT IS AFFILIATED WITH
34 ANOTHER NONPROFIT ENTITY.]

35 [1.] [2.] "Code enforcement officer" means a person who is
36 employed by a state or local government and whose duties include
37 performing field inspections of buildings, structures or property to
38 ensure compliance with and enforce national, state and local laws,
39 ordinances and codes.

40 [2.] [3.] "Commissioner" means a commissioner of the superior
41 court or municipal court.

42 [3.] [4.] "Corrections support staff member" means an adult or
43 juvenile corrections employee who has direct contact with inmates.

44 [4.] [5.] "Election officer" means a state, county or municipal
45 employee who holds an election officer's certificate issued pursuant to
46 section 16-407.

1 ~~[5.]~~ [6.] "Eligible person" means a RELIGIOUS LEADER, health
2 professional, election officer, public official, former public official,
3 peace officer, spouse of a peace officer, spouse or minor child of a
4 deceased peace officer, justice, judge, commissioner, hearing officer,
5 public defender, prosecutor, code enforcement officer, adult or juvenile
6 corrections officer, corrections support staff member, probation officer,
7 member of the commission on appellate court appointments, member of the
8 board of executive clemency, law enforcement support staff member,
9 employee of the department of child safety or employee of adult protective
10 services who has direct contact with families in the course of employment,
11 national guard member who is acting in support of a law enforcement
12 agency, person who is protected under an order of protection or injunction
13 against harassment, person who is a participant in the address
14 confidentiality program pursuant to title 41, chapter 1, article 3 or
15 firefighter who is assigned to the Arizona counter terrorism information
16 center in the department of public safety.

17 ~~[6.]~~ [7.] "Former public official" means a person who was duly
18 elected or appointed to Congress, the legislature or a statewide office,
19 who ceased serving in that capacity and who was the victim of a dangerous
20 offense as defined in section 13-105 while in office.

21 ~~[7.]~~ [8.] "Health professional" means an individual who is
22 licensed pursuant to title 32, chapter 13, 15, 17, 19.1, 25 or 33.

23 ~~[8.]~~ [9.] "Hearing officer" means a hearing officer who is
24 appointed pursuant to section 28-1553.

25 ~~[9.]~~ [10.] "Indexes" means only those indexes that are maintained
26 by and located in the office of the county recorder, that are accessed
27 electronically and that contain information beginning from and after
28 January 1, 1987.

29 ~~[10.]~~ [11.] "Judge" means a judge or former judge of the United
30 States district court, the United States court of appeals, the United
31 States magistrate court, the United States bankruptcy court, the United
32 States immigration court, the Arizona court of appeals, the superior court
33 or a municipal court.

34 ~~[11.]~~ [12.] "Justice" means a justice of the United States or
35 Arizona supreme court or a justice of the peace.

36 ~~[12.]~~ [13.] "Law enforcement support staff member" means a person
37 who serves in the role of an investigator or prosecutorial assistant in an
38 agency that investigates or prosecutes crimes, who is integral to the
39 investigation or prosecution of crimes and whose name or identity will be
40 revealed in the course of public proceedings.

41 ~~[13.]~~ [14.] "Peace officer":

42 (a) Means any person vested by law, or formerly vested by law, with
43 a duty to maintain public order and make arrests.

44 (b) Includes a federal law enforcement officer or agent who resides
45 in this state and who has the power to make arrests pursuant to federal
46 law.

1 ~~[14.]~~ ~~[15.]~~ "Prosecutor" means a current or former county
2 attorney, municipal prosecutor, attorney general or United States attorney
3 and includes a current or former assistant or deputy United States
4 attorney, county attorney, municipal prosecutor or attorney general.

5 ~~[15.]~~ ~~[16.]~~ "Public defender" means a federal public defender,
6 county public defender, county legal defender or county contract indigent
7 defense counsel and includes an assistant or deputy federal public
8 defender, county public defender or county legal defender.

9 ~~[16.]~~ ~~[17.]~~ "Public official" means a person who is duly elected
10 or appointed to Congress, the legislature, a statewide office or a county,
11 city or town office.

12 ~~[18.]~~ "RELIGIOUS LEADER" MEANS A RELIGIOUS LEADER, ~~[THE]~~ ~~[A]~~ CLERGY
13 ~~[MEMBER]~~ OR A MINISTER WHO LEADS ANY OF THE FOLLOWING:

14 (a) A HOUSE OF WORSHIP.

15 (b) A CHURCH.

16 (c) A SYNAGOGUE.

17 (d) A SHRINE.

18 (e) A MOSQUE.

19 (f) A TEMPLE.

20 (g) A ~~[RELIGIOUS]~~ ~~[BELIEF]~~ GROUP~~[.]~~ ~~[,-]~~

21 ~~[(h)]~~ A RELIGIOUS CORPORATION, ASSOCIATION, SCHOOL OR EDUCATIONAL
22 INSTITUTION, MINISTRY, ORDER OR SOCIETY OR A SIMILAR ENTITY, REGARDLESS OF
23 WHETHER IT IS INTEGRATED OR AFFILIATED WITH A CHURCH OR OTHER HOUSE OF
24 WORSHIP.

25 Sec. 2. Section 11-484, Arizona Revised Statutes, is amended to
26 read:

27 11-484. Records maintained by county assessor and county
28 treasurer; redaction; definitions

29 A. Notwithstanding any other provision of this article, in any
30 county an eligible person may request that the general public be
31 prohibited from accessing that person's identifying information, including
32 any of the following:

33 1. That person's documents, instruments, writings and information
34 maintained by the county assessor and the county treasurer.

35 2. If the person is a public official, the address of a property
36 held in trust by the public official.

37 B. An eligible person may request this action by filing an
38 affidavit that states all of the following on an application form
39 developed by the administrative office of the courts in agreement with an
40 association of counties, an organization of peace officers and the motor
41 vehicle division of the department of transportation:

42 1. The person's full legal name and residential address.

43 2. The full legal description and parcel number of the person's
44 property.

45 3. Unless the person is the spouse of a peace officer or the spouse
46 or minor child of a deceased peace officer or the person is a former
47 public official or former judge, the position the person currently holds

1 and a description of the person's duties, except that an eligible person
2 who is protected under an order of protection or injunction against
3 harassment shall attach a copy of the order of protection or injunction
4 against harassment or an eligible person who is a participant in the
5 address confidentiality program shall instead attach a copy of the
6 participant's current and valid address confidentiality program
7 authorization card issued pursuant to section 41-163 and a statement of
8 certification provided by the secretary of state's office.

9 4. The reasons the person reasonably believes that the person's
10 life or safety or that of another person is in danger and that redacting
11 the person's identifying information, including the residential address
12 and telephone number, will serve to reduce the danger.

13 C. If an eligible person is also requesting pursuant to section
14 11-483 that the general public be prohibited from accessing records
15 maintained by the county recorder, the eligible person may combine the
16 request pursuant to subsection B of this section with the request pursuant
17 to section 11-483 by filing one affidavit. The affidavit and subsequent
18 action by the appropriate authorities shall meet all of the requirements
19 of this section and section 11-483.

20 D. The affidavit shall be filed with the presiding judge of the
21 superior court in the county in which the affiant resides. To prevent
22 multiple filings, an eligible person who is a peace officer, spouse of a
23 peace officer, spouse or minor child of a deceased peace officer, public
24 defender, prosecutor, code enforcement officer, corrections or detention
25 officer, corrections support staff member or law enforcement support staff
26 member shall deliver the affidavit to the peace officer's commanding
27 officer, or to the head of the prosecuting, public defender, code
28 enforcement, law enforcement, corrections or detention agency, as
29 applicable, or that person's designee, who shall file the affidavits at
30 one time. In the absence of an affidavit that contains a request for
31 immediate action and that is supported by facts justifying an earlier
32 presentation, the commanding officer, or the head of the prosecuting,
33 public defender, code enforcement, law enforcement, corrections or
34 detention agency, as applicable, or that person's designee, shall not file
35 affidavits more often than quarterly.

36 E. On receipt of an affidavit or affidavits, the presiding judge of
37 the superior court shall file with the clerk of the superior court a
38 petition on behalf of all requesting affiants. Each affidavit presented
39 shall be attached to the petition. In the absence of an affidavit that
40 contains a request for immediate action and that is supported by facts
41 justifying an earlier consideration, the presiding judge may accumulate
42 affidavits and file a petition at the end of each quarter.

43 F. The presiding judge of the superior court shall review the
44 petition and each attached affidavit to determine whether the action
45 requested by each affiant should be granted. If the presiding judge of
46 the superior court concludes that the action requested by the affiant will
47 reduce a danger to the life or safety of the affiant or another person,

1 the presiding judge of the superior court shall order the redaction of the
2 affiant's identifying information, including any of that person's
3 documents, instruments, writings and information maintained by the county
4 assessor and the county treasurer. The redaction shall be in effect for
5 five years.

6 G. On motion to the court, if the presiding judge of the superior
7 court concludes that an instrument or writing maintained by the county
8 assessor or the county treasurer has been redacted or sealed in error,
9 that the original affiant no longer lives at the address listed in the
10 original affidavit, that the cause for the original affidavit no longer
11 exists or that temporary access to the instrument or writing is needed,
12 the presiding judge may temporarily stay or permanently vacate all or part
13 of the court order prohibiting public access to the instrument or writing.

14 H. On entry of the court order, the clerk of the superior court
15 shall file the court order and a copy of the affidavit required by
16 subsection B of this section with the county assessor and the county
17 treasurer. Not more than ten days after the date on which the county
18 assessor and the county treasurer receive the court order, the county
19 assessor and the county treasurer shall restrict access to the information
20 as required by subsection F of this section.

21 I. If the court denies an affiant's request pursuant to this
22 section, the affiant may request a court hearing. The hearing shall be
23 conducted by the court in the county where the petition was filed.

24 J. The county assessor and the county treasurer shall remove the
25 restrictions on all records that are redacted pursuant to this section by
26 January 5 in the year after the court order expires. The county assessor
27 or the county treasurer shall send by mail one notice to either the
28 RELIGIOUS LEADER, health professional, election officer, public official,
29 former public official, peace officer, spouse of a peace officer, spouse
30 or minor child of a deceased peace officer, public defender, prosecutor,
31 code enforcement officer, corrections or detention officer, corrections
32 support staff member, law enforcement support staff member, employee of
33 the department of child safety or employee of adult protective services
34 who has direct contact with families in the course of employment or the
35 employing agency of the peace officer, public defender, prosecutor, code
36 enforcement officer, corrections or detention officer, corrections support
37 staff member, law enforcement support staff member or employee of adult
38 protective services who was granted an order pursuant to this section of
39 the order's expiration date at least six months before the expiration
40 date. If the notice is sent to the employing agency, the employing agency
41 shall immediately notify the person who was granted the order of the
42 upcoming expiration date. The county assessor or county treasurer may
43 coordinate with the county recorder to prevent multiple notices from being
44 sent to the same person.

45 K. For the purposes of this section:

1 [1. "BELIEF GROUP":

2 (a) MEANS AN ENTITY THAT IS REGISTERED AS A 501(c)(3) NONPROFIT
3 ORGANIZATION IN ACCORDANCE WITH THE INTERNAL REVENUE CODE AND THAT IS
4 ORGANIZED AROUND A MEMBERSHIP PROFESSING A COMMON SET OF SINCERELY HELD
5 BELIEFS AND ENGAGING IN PRACTICES AND OBSERVANCES, RELIGIOUS OR SECULAR,
6 THAT ARE REFLECTIVE OF THOSE BELIEFS.

7 (b) INCLUDES EITHER AN INDEPENDENT ENTITY THAT IS NOT AFFILIATED
8 WITH ANY OTHER ENTITY OR ORGANIZATION OR AN ENTITY THAT IS AFFILIATED WITH
9 ANOTHER NONPROFIT ENTITY.]

10 ~~[1.]~~ [2.] "Code enforcement officer" means a person who is
11 employed by a state or local government and whose duties include
12 performing field inspections of buildings, structures or property to
13 ensure compliance with and enforce national, state and local laws,
14 ordinances and codes.

15 ~~[2.]~~ [3.] "Commissioner" means a commissioner of the superior
16 court or municipal court.

17 ~~[3.]~~ [4.] "Corrections support staff member" means an adult or
18 juvenile corrections employee who has direct contact with inmates.

19 ~~[4.]~~ [5.] "Election officer" means a state, county or municipal
20 employee who holds an election officer's certificate issued pursuant to
21 section 16-407.

22 ~~[5.]~~ [6.] "Eligible person" means a RELIGIOUS LEADER, health
23 professional, election officer, public official, former public official,
24 peace officer, spouse of a peace officer, spouse or minor child of a
25 deceased peace officer, justice, judge, commissioner, hearing officer,
26 public defender, prosecutor, code enforcement officer, adult or juvenile
27 corrections officer, corrections support staff member, probation officer,
28 member of the commission on appellate court appointments, member of the
29 board of executive clemency, law enforcement support staff member,
30 employee of the department of child safety or employee of adult protective
31 services who has direct contact with families in the course of employment,
32 national guard member who is acting in support of a law enforcement
33 agency, person who is protected under an order of protection or injunction
34 against harassment, person who is a participant in the address
35 confidentiality program pursuant to title 41, chapter 1, article 3, or
36 firefighter who is assigned to the Arizona counter terrorism information
37 center in the department of public safety.

38 ~~[6.]~~ [7.] "Former public official" means a person who was duly
39 elected or appointed to Congress, the legislature or a statewide office,
40 who ceased serving in that capacity and who was the victim of a dangerous
41 offense as defined in section 13-105 while in office.

42 ~~[7.]~~ [8.] "Health professional" means an individual who is
43 licensed pursuant to title 32, chapter 13, 15, 17, 19.1, 25 or 33.

44 ~~[8.]~~ [9.] "Hearing officer" means a hearing officer who is
45 appointed pursuant to section 28-1553.

46 ~~[9.]~~ [10.] "Judge" means a judge or former judge of the United
47 States district court, the United States court of appeals, the United

1 States magistrate court, the United States bankruptcy court, the United
2 States immigration court, the Arizona court of appeals, the superior court
3 or a municipal court.

4 ~~[10.]~~ [11.] "Justice" means a justice of the United States or
5 Arizona supreme court or a justice of the peace.

6 ~~[11.]~~ [12.] "Law enforcement support staff member" means a person
7 who serves in the role of an investigator or prosecutorial assistant in an
8 agency that investigates or prosecutes crimes, who is integral to the
9 investigation or prosecution of crimes and whose name or identity will be
10 revealed in the course of public proceedings.

11 ~~[12.]~~ [13.] "Peace officer":

12 (a) Means any person vested by law, or formerly vested by law, with
13 a duty to maintain public order and make arrests.

14 (b) Includes a federal law enforcement officer or agent who resides
15 in this state and who has the power to make arrests pursuant to federal
16 law.

17 ~~[13.]~~ [14.] "Prosecutor" means a current or former county
18 attorney, municipal prosecutor, attorney general or United States attorney
19 and includes a current or former assistant or deputy United States
20 attorney, county attorney, municipal prosecutor or attorney general.

21 ~~[14.]~~ [15.] "Public defender" means a federal public defender,
22 county public defender, county legal defender or county contract indigent
23 defense counsel and includes an assistant or deputy federal public
24 defender, county public defender or county legal defender.

25 ~~[15.]~~ [16.] "Public official" means a person who is duly elected
26 or appointed to Congress, the legislature, a statewide office or a county,
27 city or town office.

28 [17.] "RELIGIOUS LEADER" MEANS A RELIGIOUS LEADER, ~~[THE]~~ [A] CLERGY
29 ~~[MEMBER]~~ OR A MINISTER WHO LEADS ANY OF THE FOLLOWING:

30 (a) A HOUSE OF WORSHIP.

31 (b) A CHURCH.

32 (c) A SYNAGOGUE.

33 (d) A SHRINE.

34 (e) A MOSQUE.

35 (f) A TEMPLE.

36 (g) A ~~[RELIGIOUS]~~ [BELIEF] GROUP~~[.]~~ [, -]

37 ~~[(h)]~~ A RELIGIOUS CORPORATION, ASSOCIATION, SCHOOL OR EDUCATIONAL
38 INSTITUTION, MINISTRY, ORDER OR SOCIETY OR A SIMILAR ENTITY, REGARDLESS OF
39 WHETHER IT IS INTEGRATED OR AFFILIATED WITH A CHURCH OR OTHER HOUSE OF
40 WORSHIP.

41 Sec. 3. Section 13-2401, Arizona Revised Statutes, is amended to
42 read:

43 13-2401. ~~Personal information on the internet; exception:~~
44 ~~classification; definitions~~

45 A. It is unlawful for a person to knowingly make available on the
46 internet the personal information of a RELIGIOUS LEADER, health
47 professional, election officer, public official, peace officer, justice,

1 judge, commissioner, hearing officer, public defender, member of the
2 commission on appellate court appointments, employee of the department of
3 child safety or employee of adult protective services who has direct
4 contact with families in the course of employment or prosecutor if the
5 dissemination of the personal information poses an imminent and serious
6 threat to the RELIGIOUS LEADER'S, health professional's, election
7 officer's, public official's, peace officer's, justice's, judge's,
8 commissioner's, hearing officer's, public defender's, member's, department
9 of child safety employee's, adult protective services employee's or
10 prosecutor's safety or the safety of that person's immediate family and
11 the threat is reasonably apparent to the person making the information
12 available on the internet to be serious and imminent. For the purposes of
13 this subsection, "personal information" includes the address of a property
14 held in trust by a public official.

15 B. It is not a violation of this section if an employee of a county
16 recorder, county treasurer or county assessor publishes personal
17 information, in good faith, on the website of the county recorder, county
18 treasurer or county assessor in the ordinary course of carrying out public
19 functions.

20 C. A violation of subsection A of this section is a class 5 felony.

21 D. For the purposes of this section:

22 [1. "BELIEF GROUP":

23 (a) MEANS AN ENTITY THAT IS REGISTERED AS A 501(c)(3) NONPROFIT
24 ORGANIZATION IN ACCORDANCE WITH THE INTERNAL REVENUE CODE AND THAT IS
25 ORGANIZED AROUND A MEMBERSHIP PROFESSING A COMMON SET OF SINCERELY HELD
26 BELIEFS AND ENGAGING IN PRACTICES AND OBSERVANCES, RELIGIOUS OR SECULAR,
27 THAT ARE REFLECTIVE OF THOSE BELIEFS.

28 (b) INCLUDES EITHER AN INDEPENDENT ENTITY THAT IS NOT AFFILIATED
29 WITH ANY OTHER ENTITY OR ORGANIZATION OR AN ENTITY THAT IS AFFILIATED WITH
30 ANOTHER NONPROFIT ENTITY.]

31 [1.] [2.] "Commissioner" means a commissioner of the superior
32 court or municipal court.

33 [2.] [3.] "Election officer" means a state, county or municipal
34 employee who holds an election officer's certificate issued pursuant to
35 section 16-407.

36 [3.] [4.] "Health professional" means an individual who is
37 licensed pursuant to title 32, chapter 13, 15, 17, 19.1, 25 or 33.

38 [4.] [5.] "Hearing officer" means a hearing officer who is
39 appointed pursuant to section 28-1553.

40 [5.] [6.] "Immediate family" means a RELIGIOUS LEADER'S, health
41 professional's, peace officer's, justice's, judge's, commissioner's,
42 public defender's or prosecutor's spouse, child or parent and any other
43 adult who lives in the same residence as the person.

44 [6.] [7.] "Judge" means a judge of the United States district
45 court, the United States court of appeals, the United States magistrate
46 court, the United States bankruptcy court, the Arizona court of appeals,
47 the superior court or a municipal court.

1 ~~[7.]~~ ~~[8.]~~ "Justice" means a justice of the United States or
2 Arizona supreme court or a justice of the peace.

3 ~~[8.]~~ ~~[9.]~~ "Personal information" means a RELIGIOUS LEADER'S,
4 health professional's, election officer's, public official's, peace
5 officer's, justice's, judge's, commissioner's, hearing officer's, public
6 defender's, commission on appellate court appointments member's or
7 prosecutor's home address, home telephone number, pager number or personal
8 photograph, directions to the person's home or photographs of the person's
9 home or vehicle.

10 ~~[9.]~~ ~~[10.]~~ "Prosecutor" means a current or former county attorney,
11 municipal prosecutor, attorney general or United States attorney and
12 includes a current or former assistant or deputy United States attorney,
13 county attorney, municipal prosecutor or attorney general.

14 ~~[10.]~~ ~~[11.]~~ "Public defender" means a federal public defender,
15 county public defender, county legal defender or county contract indigent
16 defense counsel and includes an assistant or deputy federal public
17 defender, county public defender or county legal defender.

18 ~~[11.]~~ ~~[12.]~~ "Public official" means a person who is duly elected
19 or appointed to Congress, the legislature, a statewide office or a county,
20 city or town office.

21 ~~[13.]~~ "RELIGIOUS LEADER" MEANS A RELIGIOUS LEADER, ~~[THE]~~ ~~[A]~~ CLERGY
22 ~~[MEMBER]~~ OR A MINISTER WHO LEADS ANY OF THE FOLLOWING:

23 (a) A HOUSE OF WORSHIP.

24 (b) A CHURCH.

25 (c) A SYNAGOGUE.

26 (d) A SHRINE.

27 (e) A MOSQUE.

28 (f) A TEMPLE.

29 (g) A ~~[RELIGIOUS]~~ ~~[BELIEF]~~ GROUP~~[.]~~ ~~[,--]~~

30 ~~[(h) A RELIGIOUS]~~ CORPORATION, ASSOCIATION, SCHOOL OR EDUCATIONAL
31 INSTITUTION, MINISTRY, ORDER OR SOCIETY OR A SIMILAR ENTITY, REGARDLESS OF
32 WHETHER IT IS INTEGRATED OR AFFILIATED WITH A CHURCH OR OTHER HOUSE OF
33 WORSHIP.

34 Sec. 4. Section 16-153, Arizona Revised Statutes, is amended to
35 read:

36 16-153. Voter registration; confidentiality; definitions

37 A. Eligible persons, and any other registered voter who resides at
38 the same residence address as the eligible person, may request that the
39 general public be prohibited from accessing the eligible person's
40 identifying information, including any of the following:

41 1. That person's documents and voting precinct number contained in
42 that person's voter registration record.

43 2. If the person is a public official, the address of a property
44 held in trust by the public official.

45 B. Eligible persons may request this action by filing an affidavit
46 that states all of the following on an application form developed by the

1 administrative office of the courts in agreement with an association of
2 counties and an organization of peace officers:

3 1. The person's full legal name, residential address and date of
4 birth.

5 2. Unless the person is the spouse of a peace officer or the spouse
6 or minor child of a deceased peace officer or the person is a former
7 public official or former judge, the position the person currently holds
8 and a description of the person's duties, except that an eligible person
9 who is protected under an order of protection or injunction against
10 harassment shall instead attach a copy of the order of protection or
11 injunction against harassment.

12 3. The reasons for reasonably believing that the person's life or
13 safety or that of another person is in danger and that sealing the
14 identifying information and voting precinct number of the person's voting
15 record will serve to reduce the danger.

16 C. The affidavit shall be filed with the presiding judge of the
17 superior court in the county in which the affiant resides. To prevent
18 multiple filings, an eligible person who is a peace officer, prosecutor,
19 public defender, code enforcement officer, corrections or detention
20 officer, corrections support staff member or law enforcement support staff
21 member shall deliver the affidavit to the peace officer's commanding
22 officer, or to the head of the prosecuting, public defender, code
23 enforcement, law enforcement, corrections or detention agency, as
24 applicable, or that person's designee, who shall file the affidavits at
25 one time. In the absence of an affidavit that contains a request for
26 immediate action and is supported by facts justifying an earlier
27 presentation, the commanding officer, or the head of the prosecuting,
28 public defender, code enforcement, law enforcement, corrections or
29 detention agency, as applicable, or that person's designee, shall not file
30 affidavits more often than quarterly.

31 D. On receipt of an affidavit or affidavits, the presiding judge of
32 the superior court shall file with the clerk of the superior court a
33 petition on behalf of all requesting affiants. The petition shall have
34 attached each affidavit presented. In the absence of an affidavit that
35 contains a request for immediate action and that is supported by facts
36 justifying an earlier consideration, the presiding judge may accumulate
37 affidavits and file a petition at the end of each quarter.

38 E. The presiding judge of the superior court shall review the
39 petition and each attached affidavit to determine whether the action
40 requested by each affiant should be granted. The presiding judge of the
41 superior court shall order the sealing for five years of the information
42 contained in the voter record of the affiant and, on request, any other
43 registered voter who resides at the same residence address if the
44 presiding judge concludes that this action will reduce a danger to the
45 life or safety of the affiant.

46 F. The recorder shall remove the restrictions on all voter records
47 submitted pursuant to subsection E of this section by January 5 in the

1 year after the court order expires. The county recorder shall send by mail one notice to either the RELIGIOUS LEADER, health professional, election officer, public official, former public official, peace officer, spouse of a peace officer, spouse or minor child of a deceased peace officer, public defender, prosecutor, code enforcement officer, corrections or detention officer, corrections support staff member, law enforcement support staff member, employee of the department of child safety or employee of adult protective services who has direct contact with families in the course of employment or the employing agency of the peace officer, public defender, prosecutor, code enforcement officer, corrections or detention officer, corrections support staff member or law enforcement support staff member who was granted an order pursuant to this section of the order's expiration date at least six months before the January 5 removal date. If the notice is sent to the employing agency, the employing agency shall immediately notify the person who was granted the order of the upcoming expiration date. The county recorder may coordinate with the county assessor and county treasurer to prevent multiple notices from being sent to the same person.

G. On entry of the court order, the clerk of the superior court shall file the court order with the county recorder. On receipt of the court order the county recorder shall seal the voter registration of the persons listed in the court order not later than one hundred twenty days from the date of receipt of the court order. To include a subsequent voter registration in the court order, a person listed in the court order shall present to the county recorder at the time of registration a certified copy of the court order or shall provide the county recorder the recording number of the court order. The information in the registration shall not be disclosed and is not a public record.

H. If the court denies an affiant's requested sealing of the voter registration record, the affiant may request a court hearing. The hearing shall be conducted by the court where the petition was filed.

I. On motion to the court, if the presiding judge of the superior court concludes that a voter registration record has been sealed in error or that the cause for the original affidavit no longer exists, the presiding judge may vacate the court order prohibiting public access to the voter registration record.

J. On request by a person who is protected under an order of protection or injunction against harassment and presentation of an order of protection issued pursuant to section 13-3602, an injunction against harassment issued pursuant to section 12-1809 or an order of protection or injunction against harassment issued by a court in another state or a program participant in the address confidentiality program pursuant to title 41, chapter 1, article 3, the county recorder shall seal the voter registration record of the person who is protected and, on request, any other registered voter who resides at the residence address of the protected person. The record shall be sealed not later than one hundred

1 twenty days from the date of receipt of the court order. The information
2 in the registration shall not be disclosed and is not a public record.

3 K. For the purposes of this section:

4 [1. "BELIEF GROUP":

5 (a) MEANS AN ENTITY THAT IS REGISTERED AS A 501(c)(3) NONPROFIT
6 ORGANIZATION IN ACCORDANCE WITH THE INTERNAL REVENUE CODE AND THAT IS
7 ORGANIZED AROUND A MEMBERSHIP PROFESSING A COMMON SET OF SINCERELY HELD
8 BELIEFS AND ENGAGING IN PRACTICES AND OBSERVANCES, RELIGIOUS OR SECULAR,
9 THAT ARE REFLECTIVE OF THOSE BELIEFS.

10 (b) INCLUDES EITHER AN INDEPENDENT ENTITY THAT IS NOT AFFILIATED
11 WITH ANY OTHER ENTITY OR ORGANIZATION OR AN ENTITY THAT IS AFFILIATED WITH
12 ANOTHER NONPROFIT ENTITY.]

13 ~~[1.]~~ [2.] "Code enforcement officer" means a person who is
14 employed by a state or local government and whose duties include
15 performing field inspections of buildings, structures or property to
16 ensure compliance with and enforce national, state and local laws,
17 ordinances and codes.

18 ~~[2.]~~ [3.] "Commissioner" means a commissioner of the superior
19 court or municipal court.

20 ~~[3.]~~ [4.] "Corrections support staff member" means an adult or
21 juvenile corrections employee who has direct contact with inmates.

22 ~~[4.]~~ [5.] "Election officer" means a state, county or municipal
23 employee who holds an election officer's certificate issued pursuant to
24 section 16-407.

25 ~~[5.]~~ [6.] "Eligible person" means a RELIGIOUS LEADER, health
26 professional, election officer, public official, former public official,
27 peace officer, spouse of a peace officer, spouse or minor child of a
28 deceased peace officer, justice, judge, commissioner, hearing officer,
29 public defender, prosecutor, member of the commission on appellate court
30 appointments, code enforcement officer, adult or juvenile corrections
31 officer, corrections support staff member, probation officer, member of
32 the board of executive clemency, law enforcement support staff member,
33 employee of the department of child safety or employee of adult protective
34 services who has direct contact with families in the course of employment,
35 national guard member who is acting in support of a law enforcement
36 agency, person who is protected under an order of protection or injunction
37 against harassment or firefighter who is assigned to the Arizona counter
38 terrorism information center in the department of public safety.

39 ~~[6.]~~ [7.] "Former public official" means a person who was duly
40 elected or appointed to Congress, the legislature or a statewide office,
41 who ceased serving in that capacity and who was the victim of a dangerous
42 offense as defined in section 13-105 while in office.

43 ~~[7.]~~ [8.] "Health professional" means an individual who is
44 licensed pursuant to title 32, chapter 13, 15, 17, 19.1, 25 or 33.

45 ~~[8.]~~ [9.] "Hearing officer" means a hearing officer who is
46 appointed pursuant to section 28-1553.

1 ~~[9.]~~ [10.] "Judge" means a judge or former judge of the United
2 States district court, the United States court of appeals, the United
3 States magistrate court, the United States bankruptcy court, the United
4 States immigration court, the Arizona court of appeals, the superior court
5 or a municipal court.

6 ~~[10.]~~ [11.] "Justice" means a justice of the United States or
7 Arizona supreme court or a justice of the peace.

8 ~~[11.]~~ [12.] "Law enforcement support staff member" means a person
9 who serves in the role of an investigator or prosecutorial assistant in an
10 agency that investigates or prosecutes crimes, who is integral to the
11 investigation or prosecution of crimes and whose name or identity will be
12 revealed in the course of public proceedings.

13 ~~[12.]~~ [13.] "Peace officer":

14 (a) Has the same meaning prescribed in section 1-215.

15 (b) Includes a federal law enforcement officer or agent who resides
16 in this state and who has the power to make arrests pursuant to federal
17 law.

18 ~~[13.]~~ [14.] "Prosecutor" means a current or former United States
19 attorney, county attorney, municipal prosecutor or attorney general and
20 includes a current or former assistant or deputy United States attorney,
21 county attorney, municipal prosecutor or attorney general.

22 ~~[14.]~~ [15.] "Public defender" means a federal public defender,
23 county public defender, county legal defender or county contract indigent
24 defense counsel and includes an assistant or deputy federal public
25 defender, county public defender or county legal defender.

26 ~~[15.]~~ [16.] "Public official" means a person who is duly elected
27 or appointed to Congress, the legislature, a statewide office or a county,
28 city or town office.

29 [17.] "RELIGIOUS LEADER" MEANS A RELIGIOUS LEADER, ~~[THE]~~ [A] CLERGY
30 [MEMBER] OR A MINISTER WHO LEADS ANY OF THE FOLLOWING:

31 (a) A HOUSE OF WORSHIP.

32 (b) A CHURCH.

33 (c) A SYNAGOGUE.

34 (d) A SHRINE.

35 (e) A MOSQUE.

36 (f) A TEMPLE.

37 (g) A [RELIGIOUS] [BELIEF] GROUP~~[.]~~ ~~[,]~~

38 [(h) A RELIGIOUS] CORPORATION, ASSOCIATION, SCHOOL OR EDUCATIONAL
39 INSTITUTION, MINISTRY, ORDER OR SOCIETY OR A SIMILAR ENTITY, REGARDLESS OF
40 WHETHER IT IS INTEGRATED OR AFFILIATED WITH A CHURCH OR OTHER HOUSE OF
41 WORSHIP.

1 Sec. 5. Section 28-454, Arizona Revised Statutes, is amended to
2 read:

3 28-454. Records maintained by department of transportation:
4 redaction; definitions

5 A. Notwithstanding sections 28-447 and 28-455, an eligible person
6 may request that persons be prohibited from accessing the eligible
7 person's identifying information, including any of the following:

8 1. That person's documents, contained in any record maintained by
9 the department.

10 2. If the person is a public official, the address of a property
11 held in trust by the public official.

12 B. An eligible person may request this action by filing an
13 affidavit that states all of the following on an application form
14 developed by the administrative office of the courts in agreement with an
15 association of counties, an organization of peace officers and the
16 department:

17 1. The person's full legal name and residential address.

18 2. Unless the person is the spouse of a peace officer or the spouse
19 or minor child of a deceased peace officer or the person is a former
20 public official or former judge, the position the person currently holds
21 and a description of the person's duties, except that an eligible person
22 who is protected under an order of protection or injunction against
23 harassment shall attach a copy of the order of protection or injunction
24 against harassment.

25 3. The reasons the person reasonably believes that the person's
26 life or safety or that of another person is in danger and that redacting
27 the identifying information from the department's public records will
28 serve to reduce the danger.

29 C. The affidavit shall be filed with the presiding judge of the
30 superior court in the county in which the affiant resides. To prevent
31 multiple filings, an eligible person who is a peace officer, spouse of a
32 peace officer, spouse or minor child of a deceased peace officer,
33 prosecutor, code enforcement officer, corrections or detention officer,
34 corrections support staff member or law enforcement support staff member
35 shall deliver the affidavit to the peace officer's commanding officer, or
36 to the head of the prosecuting, code enforcement, law enforcement,
37 corrections or detention agency, as applicable, or that person's designee,
38 who shall file the affidavits at one time. In the absence of an affidavit
39 that contains a request for immediate action and that is supported by
40 facts justifying an earlier presentation, the commanding officer, or the
41 head of the prosecuting, code enforcement, law enforcement, corrections or
42 detention agency, as applicable, or that person's designee, shall not file
43 affidavits more often than quarterly.

44 D. On receipt of an affidavit or affidavits, the presiding judge of
45 the superior court shall file with the clerk of the superior court a
46 petition on behalf of all requesting affiants. Each affidavit presented
47 shall be attached to the petition. In the absence of an affidavit that

1 contains a request for immediate action and that is supported by facts
2 justifying an earlier consideration, the presiding judge may accumulate
3 affidavits and file a petition at the end of each quarter.

4 E. The presiding judge of the superior court shall review the
5 petition and each attached affidavit to determine whether the action
6 requested by each affiant should be granted. The presiding judge of the
7 superior court shall order the redaction of the residence address and
8 telephone number from the public records maintained by the department if
9 the judge concludes that this action will reduce a danger to the life or
10 safety of the affiant or another person.

11 F. On entry of the court order, the clerk of the superior court
12 shall file the court order with the department. Not more than one hundred
13 fifty days after the date the department receives the court order, the
14 department shall redact the identifying information of the affiants listed
15 in the court order from the public records of the department. The
16 identifying information shall not be disclosed and is not part of a public
17 record.

18 G. If the court denies an affiant's request pursuant to this
19 section, the affiant may request a court hearing. The hearing shall be
20 conducted by the court in the county where the petition was filed.

21 H. On motion to the court, if the presiding judge of the superior
22 court concludes that identifying information has been sealed in error or
23 that the cause for the original affidavit no longer exists, the presiding
24 judge may vacate the court order prohibiting public access to the
25 identifying information.

26 I. Notwithstanding sections 28-447 and 28-455, the department shall
27 not release a photograph of a peace officer if the peace officer has made
28 a request as prescribed in this section that persons be prohibited from
29 accessing the peace officer's identifying information in any record
30 maintained by the department.

31 J. This section does not prohibit the use of a peace officer's
32 photograph that is either:

33 1. Used by a law enforcement agency to assist a person who has a
34 complaint against an officer to identify the officer.

35 2. Obtained from a source other than the department.

36 K. For the purposes of this section:

37 [1. "BELIEF GROUP":

38 (a) MEANS AN ENTITY THAT IS REGISTERED AS A 501(c)(3) NONPROFIT
39 ORGANIZATION IN ACCORDANCE WITH THE INTERNAL REVENUE CODE AND THAT IS
40 ORGANIZED AROUND A MEMBERSHIP PROFESSING A COMMON SET OF SINCERELY HELD
41 BELIEFS AND ENGAGING IN PRACTICES AND OBSERVANCES, RELIGIOUS OR SECULAR,
42 THAT ARE REFLECTIVE OF THOSE BELIEFS.

43 (b) INCLUDES EITHER AN INDEPENDENT ENTITY THAT IS NOT AFFILIATED
44 WITH ANY OTHER ENTITY OR ORGANIZATION OR AN ENTITY THAT IS AFFILIATED WITH
45 ANOTHER NONPROFIT ENTITY.]

46 [1.] [2.] "Code enforcement officer" means a person who is
47 employed by a state or local government and whose duties include

1 performing field inspections of buildings, structures or property to
2 ensure compliance with and enforce national, state and local laws,
3 ordinances and codes.

4 ~~[2.]~~ ~~[3.]~~ "Commissioner" means a commissioner of the superior
5 court or municipal court.

6 ~~[3.]~~ ~~[4.]~~ "Corrections support staff member" means an adult or
7 juvenile corrections employee who has direct contact with inmates.

8 ~~[4.]~~ ~~[5.]~~ "Election officer" means a state, county or municipal
9 employee who holds an election officer's certificate issued pursuant to
10 section 16-407.

11 ~~[5.]~~ ~~[6.]~~ "Eligible person" means a RELIGIOUS LEADER, health
12 professional, election officer, public official, former public official,
13 peace officer, spouse of a peace officer, spouse or minor child of a
14 deceased ~~public~~ PEACE officer, justice, judge or former judge,
15 commissioner, hearing officer, public defender, prosecutor, code
16 enforcement officer, adult or juvenile corrections officer, corrections
17 support staff member, probation officer, member of the commission on
18 appellate court appointments, member of the board of executive clemency,
19 law enforcement support staff member, employee of the department of child
20 safety or employee of adult protective services who has direct contact
21 with families in the course of employment, national guard member who is
22 acting in support of a law enforcement agency, person who is protected
23 under an order of protection or injunction against harassment or
24 firefighter who is assigned to the Arizona counter terrorism information
25 center in the department of public safety.

26 ~~[6.]~~ ~~[7.]~~ "Former public official" means a person who was duly
27 elected or appointed to Congress, the legislature or a statewide office,
28 who ceased serving in that capacity and who was the victim of a dangerous
29 offense as defined in section 13-105 while in office.

30 ~~[7.]~~ ~~[8.]~~ "Health professional" means an individual who is
31 licensed pursuant to title 32, chapter 13, 15, 17, 19.1, 25 or 33.

32 ~~[8.]~~ ~~[9.]~~ "Hearing officer" means a hearing officer who is
33 appointed pursuant to section 28-1553.

34 ~~[9.]~~ ~~[10.]~~ "Judge" means a judge or former judge of the United
35 States district court, the United States court of appeals, the United
36 States magistrate court, the United States bankruptcy court, the United
37 States immigration court, the Arizona court of appeals, the superior court
38 or a municipal court.

39 ~~[10.]~~ ~~[11.]~~ "Justice" means a justice of the United States supreme
40 court or the Arizona supreme court or a justice of the peace.

41 ~~[11.]~~ ~~[12.]~~ "Law enforcement support staff member" means a person
42 who serves in the role of an investigator or prosecutorial assistant in an
43 agency that investigates or prosecutes crimes, who is integral to the
44 investigation or prosecution of crimes and whose name or identity will be
45 revealed in the course of public proceedings.

46 ~~[12.]~~ ~~[13.]~~ "Peace officer":

47 (a) Has the same meaning prescribed in section 1-215.

1 (b) Includes a federal law enforcement officer or agent who resides
2 in this state and who has the power to make arrests pursuant to federal
3 law.

4 ~~[13.]~~ [14.] "Prosecutor" means a current or former United States
5 attorney, county attorney, municipal prosecutor or attorney general and
6 includes a current or former assistant or deputy United States attorney,
7 county attorney, municipal prosecutor or attorney general.

8 ~~[14.]~~ [15.] "Public official" means a person who is duly elected
9 or appointed to Congress, the legislature, a statewide office or a county,
10 city or town office.

11 [16.] "RELIGIOUS LEADER" MEANS A RELIGIOUS LEADER, ~~[THE]~~ [A] CLERGY
12 ~~[MEMBER]~~ OR A MINISTER WHO LEADS ANY OF THE FOLLOWING:

13 (a) A HOUSE OF WORSHIP.

14 (b) A CHURCH.

15 (c) A SYNAGOGUE.

16 (d) A SHRINE.

17 (e) A MOSQUE.

18 (f) A TEMPLE.

19 (g) A ~~[RELIGIOUS]~~ ~~[BELIEF]~~ GROUP~~[.]~~ ~~[,-]~~

20 ~~[(h) A RELIGIOUS]~~ CORPORATION, ASSOCIATION, SCHOOL OR EDUCATIONAL
21 INSTITUTION, MINISTRY, ORDER OR SOCIETY OR A SIMILAR ENTITY, REGARDLESS OF
22 WHETHER IT IS INTEGRATED OR AFFILIATED WITH A CHURCH OR OTHER HOUSE OF
23 WORSHIP.

24 Sec. 6. Section 39-123, Arizona Revised Statutes, is amended to
25 read:

26 39-123. Information identifying eligible persons:
27 confidentiality; definitions

28 A. ~~Nothing in~~ This chapter ~~requires~~ DOES NOT REQUIRE disclosure
29 from a personnel file by a law enforcement agency or employing state or
30 local governmental entity of the home address or home telephone number of
31 eligible persons or the address of a property held in trust by a public
32 official.

33 B. The agency or governmental entity may release the information in
34 subsection A of this section only if either:

35 1. The person consents in writing to the release.

36 2. The custodian of records of the agency or governmental entity
37 determines that release of the information does not create a reasonable
38 risk of physical injury to the person or the person's immediate family or
39 damage to the property of the person or the person's immediate family.

40 C. A law enforcement agency may release a photograph of a peace
41 officer if either:

42 1. The peace officer has been arrested or has been formally charged
43 by complaint, information or indictment for a misdemeanor or a felony
44 offense.

45 2. The photograph is requested by a representative of a newspaper
46 for a specific newsworthy event unless:

1 (a) The peace officer is serving in an undercover capacity or is
2 scheduled to be serving in an undercover capacity within sixty days.

3 (b) The release of the photograph is not in the best interest of
4 this state after taking into consideration the privacy, confidentiality
5 and safety of the peace officer.

6 (c) An order pursuant to section 28-454 is in effect.

7 D. This section does not prohibit the use of a peace officer's
8 photograph that is either:

9 1. Used by a law enforcement agency to assist a person who has a
10 complaint against an officer to identify the officer.

11 2. Obtained from a source other than the law enforcement agency.

12 E. This section does not apply to a certified peace officer or code
13 enforcement officer who is no longer employed as a peace officer or code
14 enforcement officer by a state or local government entity.

15 F. For the purposes of this section:

16 [1. "BELIEF GROUP":

17 (a) MEANS AN ENTITY THAT IS REGISTERED AS A 501(c)(3) NONPROFIT
18 ORGANIZATION IN ACCORDANCE WITH THE INTERNAL REVENUE CODE AND THAT IS
19 ORGANIZED AROUND A MEMBERSHIP PROFESSING A COMMON SET OF SINCERELY HELD
20 BELIEFS AND ENGAGING IN PRACTICES AND OBSERVANCES, RELIGIOUS OR SECULAR,
21 THAT ARE REFLECTIVE OF THOSE BELIEFS.

22 (b) INCLUDES EITHER AN INDEPENDENT ENTITY THAT IS NOT AFFILIATED
23 WITH ANY OTHER ENTITY OR ORGANIZATION OR AN ENTITY THAT IS AFFILIATED WITH
24 ANOTHER NONPROFIT ENTITY.]

25 ~~[1.]~~ [2.] "Code enforcement officer" means a person who is
26 employed by a state or local government and whose duties include
27 performing field inspections of buildings, structures or property to
28 ensure compliance with and enforce national, state and local laws,
29 ordinances and codes.

30 ~~[2.]~~ [3.] "Commissioner" means a commissioner of the superior
31 court or municipal court.

32 ~~[3.]~~ [4.] "Corrections support staff member" means an adult or
33 juvenile corrections employee who has direct contact with inmates.

34 ~~[4.]~~ [5.] "Election officer" means a state, county or municipal
35 employee who holds an election officer's certificate issued pursuant to
36 section 16-407.

37 ~~[5.]~~ [6.] "Eligible person" means a RELIGIOUS LEADER, health
38 professional, election officer, public official, former public official,
39 peace officer, spouse of a peace officer, spouse or minor child of a
40 deceased peace officer, border patrol agent, justice, judge, commissioner,
41 hearing officer, public defender, prosecutor, code enforcement officer,
42 adult or juvenile corrections officer, corrections support staff member,
43 probation officer, member of the commission on appellate court
44 appointments, member of the board of executive clemency, law enforcement
45 support staff member, employee of the department of child safety or
46 employee of adult protective services who has direct contact with families
47 in the course of employment, national guard member who is acting in

1 support of a law enforcement agency, person who is protected under an
2 order of protection or injunction against harassment, firefighter who is
3 assigned to the Arizona counter terrorism information center in the
4 department of public safety or victim of domestic violence or stalking who
5 is protected under an order of protection or injunction against
6 harassment.

7 ~~[6.]~~ [7.] "Former public official" means a person who was duly
8 elected or appointed to Congress, the legislature or a statewide office,
9 who ceased serving in that capacity and who was the victim of a dangerous
10 offense as defined in section 13-105 while in office.

11 ~~[7.]~~ [8.] "Health professional" means an individual who is
12 licensed pursuant to title 32, chapter 13, 15, 17, 19.1, 25 or 33.

13 ~~[8.]~~ [9.] "Hearing officer" means a hearing officer who is
14 appointed pursuant to section 28-1553.

15 ~~[9.]~~ [10.] "Judge" means a judge or former judge of the United
16 States district court, the United States court of appeals, the United
17 States magistrate court, the United States bankruptcy court, the United
18 States immigration court, the Arizona court of appeals, the superior court
19 or a municipal court.

20 ~~[10.]~~ [11.] "Justice" means a justice of the United States or
21 Arizona supreme court or a justice of the peace.

22 ~~[11.]~~ [12.] "Law enforcement support staff member" means a person
23 who serves in the role of an investigator or prosecutorial assistant in an
24 agency that investigates or prosecutes crimes, who is integral to the
25 investigation or prosecution of crimes and whose name or identity will be
26 revealed in the course of public proceedings.

27 ~~[12.]~~ [13.] "Peace officer" has the same meaning prescribed in
28 section 13-105.

29 ~~[13.]~~ [14.] "Prosecutor" means a current or former county
30 attorney, municipal prosecutor, attorney general or United States attorney
31 and includes a current or former assistant or deputy United States
32 attorney, county attorney, municipal prosecutor or attorney general.

33 ~~[14.]~~ [15.] "Public defender" means a federal public defender,
34 county public defender, county legal defender or county contract indigent
35 defense counsel and includes an assistant or deputy federal public
36 defender, county public defender or county legal defender.

37 ~~[15.]~~ [16.] "Public official" means a person who is duly elected
38 or appointed to Congress, the legislature, a statewide office or a county,
39 city or town office.

40 [17.] "RELIGIOUS LEADER" MEANS A RELIGIOUS LEADER, ~~[THE]~~ [A] CLERGY
41 [MEMBER] OR A MINISTER WHO LEADS ANY OF THE FOLLOWING:

- 42 (a) A HOUSE OF WORSHIP.
- 43 (b) A CHURCH.
- 44 (c) A SYNAGOGUE.
- 45 (d) A SHRINE.
- 46 (e) A MOSQUE.
- 47 (f) A TEMPLE.

1 (g) A ~~[RELIGIOUS]~~ ~~[BELIEF]~~ GROUP ~~[.]~~ ~~[,]~~

2 ~~[(h) A RELIGIOUS]~~ CORPORATION, ASSOCIATION, SCHOOL OR EDUCATIONAL
3 INSTITUTION, MINISTRY, ORDER OR SOCIETY OR A SIMILAR ENTITY, REGARDLESS OF
4 WHETHER IT IS INTEGRATED OR AFFILIATED WITH A CHURCH OR OTHER HOUSE OF
5 WORSHIP.

6 Sec. 7. Section 39-124, Arizona Revised Statutes, is amended to
7 read:

8 39-124. Releasing information identifying an eligible person:
9 violations; classification; definitions

10 A. Any person who is employed by a state or local government entity
11 and who, in violation of section 39-123, knowingly releases the home
12 address or home telephone number of an eligible person or the address of a
13 property held in trust by a public official with the intent to hinder an
14 investigation, cause physical injury to an eligible person or the eligible
15 person's immediate family or cause damage to the property of an eligible
16 person or the eligible person's immediate family is guilty of a class 6
17 felony.

18 B. Any person who is employed by a state or local government entity
19 and who, in violation of section 39-123, knowingly releases a photograph
20 of a peace officer with the intent to hinder an investigation, cause
21 physical injury to a peace officer or the peace officer's immediate family
22 or cause damage to the property of a peace officer or the peace officer's
23 immediate family is guilty of a class 6 felony.

24 C. For the purposes of this section:

25 [1. "BELIEF GROUP":

26 (a) MEANS AN ENTITY THAT IS REGISTERED AS A 501(c)(3) NONPROFIT
27 ORGANIZATION IN ACCORDANCE WITH THE INTERNAL REVENUE CODE AND THAT IS
28 ORGANIZED AROUND A MEMBERSHIP PROFESSING A COMMON SET OF SINCERELY HELD
29 BELIEFS AND ENGAGING IN PRACTICES AND OBSERVANCES, RELIGIOUS OR SECULAR,
30 THAT ARE REFLECTIVE OF THOSE BELIEFS.

31 (b) INCLUDES EITHER AN INDEPENDENT ENTITY THAT IS NOT AFFILIATED
32 WITH ANY OTHER ENTITY OR ORGANIZATION OR AN ENTITY THAT IS AFFILIATED WITH
33 ANOTHER NONPROFIT ENTITY.]

34 ~~[1.]~~ [2.] "Code enforcement officer" means a person who is
35 employed by a state or local government and whose duties include
36 performing field inspections of buildings, structures or property to
37 ensure compliance with and enforce national, state and local laws,
38 ordinances and codes.

39 ~~[2.]~~ [3.] "Commissioner" means a commissioner of the superior
40 court or municipal court.

41 ~~[3.]~~ [4.] "Corrections support staff member" means an adult or
42 juvenile corrections employee who has direct contact with inmates.

43 ~~[4.]~~ [5.] "Election officer" means a state, county or municipal
44 employee who holds an election officer's certificate issued pursuant to
45 section 16-407.

46 ~~[5.]~~ [6.] "Eligible person" means a RELIGIOUS LEADER, health
47 professional, election officer, public official, former public official,

1 peace officer, spouse of a peace officer, spouse or minor child of a
2 deceased peace officer, border patrol agent, justice, judge, commissioner,
3 hearing officer, public defender, prosecutor, code enforcement officer,
4 adult or juvenile corrections officer, corrections support staff member,
5 probation officer, **MEMBER OF THE COMMISSION ON APPELLATE COURT**
6 **APPOINTMENTS**, member of the board of executive clemency, law enforcement
7 support staff member, employee of the department of child safety or
8 employee of adult protective services who has direct contact with families
9 in the course of employment, national guard member who is acting in
10 support of a law enforcement agency, person who is protected under an
11 order of protection or injunction against harassment, firefighter who is
12 assigned to the Arizona counter terrorism information center in the
13 department of public safety or victim of domestic violence or stalking who
14 is protected under an order of protection or injunction against
15 harassment.

16 **[6.] [7.]** "Former public official" means a person who was duly
17 elected or appointed to Congress, the legislature or a statewide office,
18 who ceased serving in that capacity and who was the victim of a dangerous
19 offense as defined in section 13-105 while in office.

20 **[7.] [8.]** "Health professional" means an individual who is
21 licensed pursuant to title 32, chapter 13, 15, 17, 19.1, 25 or 33.

22 **[8.] [9.]** "Hearing officer" means a hearing officer who is
23 appointed pursuant to section 28-1553.

24 **[9.] [10.]** "Judge" means a judge or former judge of the United
25 States district court, the United States court of appeals, the United
26 States magistrate court, the United States bankruptcy court, the United
27 States immigration court, the Arizona court of appeals, the superior court
28 or a municipal court.

29 **[10.] [11.]** "Justice" means a justice of the United States or
30 Arizona supreme court or a justice of the peace.

31 **[11.] [12.]** "Law enforcement support staff member" means a person
32 who serves in the role of an investigator or prosecutorial assistant in an
33 agency that investigates or prosecutes crimes, who is integral to the
34 investigation or prosecution of crimes and whose name or identity will be
35 revealed in the course of public proceedings.

36 **[12.] [13.]** "Peace officer" has the same meaning prescribed in
37 section 13-105.

38 **[13.] [14.]** "Prosecutor" means a current or former county
39 attorney, municipal prosecutor, attorney general or United States attorney
40 and includes a current or former assistant or deputy United States
41 attorney, county attorney, municipal prosecutor or attorney general.

42 **[14.] [15.]** "Public defender" means a federal public defender,
43 county public defender, county legal defender or county contract indigent
44 defense counsel and includes an assistant or deputy federal public
45 defender, county public defender or county legal defender.

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12 (g) A ~~[RELIGIOUS]~~ ~~[BELIEF]~~ GROUP~~[.]~~ ~~[,]~~
13 ~~[(h)]~~ A RELIGIOUS CORPORATION, ASSOCIATION, SCHOOL OR EDUCATIONAL
14 INSTITUTION, MINISTRY, ORDER OR SOCIETY OR A SIMILAR ENTITY, REGARDLESS OF
15 WHETHER IT IS INTEGRATED OR AFFILIATED WITH A CHURCH OR OTHER HOUSE OF
16 WORSHIP.

17 Enroll and engross to conform
18 Amend title to conform

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