#### **Arizona Sunrise Review Process**

#### **Applicant**

- Profession seeking new regulation or new scope of practice of a regulated health profession
- Submits application to legislature addressing statutory criteria (A.R.S. § 32-3103)
  - 1. There is credible evidence that the unregulated practice of that health profession can clearly harm or endanger the public health, safety or welfare and the potential for harm is easily recognizable and not remote or dependent on tenuous argument.
  - 2. The public needs and can reasonably be expected to benefit from an assurance of initial and continuing professional ability.
  - 3. The public cannot be effectively protected by other means in a more cost-beneficial manner.

## President of the Senate & Speaker of the House

- Applicant report assigned by leadership to a Committee of Reference (COR) according to subject matter
- CORs are 5 member subcommittees of standing germane committees

#### **Committee of Reference (COR)**

- Legislative staff assigned to the Joint Legislative Audit Committee (JLAC)
  determine whether request is for a new regulation (new occupation to be
  licensed), or a new scope of practice for an existing health profession
- Public hearing may be held at the discretion of the COR Chair
- COR reviews and makes recommendations to leadership in a Final Sunrise Report

## President of the Senate & Speaker of the House

• JLAC staff works with Legislative Council to draft any recommended legislation

# **Arizona Sunset Review Hierarchy**

#### Joint Legislative Audit Committee (JLAC)

- 5 Senate members appointed by the President
- 5 House members appointed by the Speaker
- No more than 3 appointees from each chamber may be members of the same political party
- President and Speaker are ex-officio members
- Chairmanship alternates chambers each year
- Required to meet quarterly or at call of the chair
- Senate and House staff also alternate supporting committee each year
- Oversees all sunset, performance, special, and financial audits
- Has legislative subpoena power and is authorized to require agency compliance

#### **Auditor General**

- Appointed by JLAC for 5 year term, may be reappointed
- Approved by concurrent resolution of the legislature
- Must be a CPA licensed with the state Board of Accountancy
- Conducts in-depth, on-site audits of agencies as assigned by JLAC

#### **Committees of Reference (CORs)**

- Subcommittee of 5 acts as proxy for a standing committee
- No more than 3 members may be from the same political party
- Standing germane committee chairs appoint members and COR chair
- During sunset hearings, House and Senate CORs meet as a single committee
- Conducts sunset reviews assigned by JLAC

#### **Arizona Sunset Review Process**

# **Joint Legislative Audit Committee (JLAC)**

- Office of the Auditor General (OAG) submits list of agencies scheduled for termination to JLAC for approval at least 20 months prior to sunset hearing
- JLAC establishes sunset review schedule and assigns agencies to OAG or COR for review



# Office of the Auditor General (OAG)

- Review is more in-depth (typically for larger, more complex agencies)
- OAG submits completed audit to JLAC and germane COR
- COR conducts public sunset hearing
- OAG submits Final Sunset Report to JLAC

# Committee of Reference (COR)

- Reviews agency self-audit
- COR chair and legislative staff are primary contacts with agency
- Conducts public sunset hearing
- OAG does not provide testimony when COR conducts reviews



# **Legislative Council**

Legislative staff works with Legislative Council to draft any recommended legislation



Legislation is not necessary if COR recommends agency termination