

FOURTH SPECIAL SESSION

Session Convened: *November 17, 2009*
Adjourned Sine Die: *November 23, 2009*

General Effective Date: *February 22, 2010*



* Strike-Everything Amendment
[E] Emergency Clause
[P 105] Proposition 105 Clause
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[LIV] Line Item Veto

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SB 1001 – Chapter 1 – general appropriations; 2009-2010

Makes revisions to the FY 2009-10 state operating budget.

- Reduces the FY 2009-10 appropriation to DES by \$113.2 million from the state GF and \$1.8 million from OF.
- Appropriates \$9,634,700 from the TANF Block Grant to DES in FY 2009-10.
- Reduces the FY 2009-10 GF appropriation to DES by \$42 million for the purpose of paying bills. The same amount is appropriated in FY 2010-11.
- Repeals the previously enacted K-12 Education budget for FY 2009-10.
- Appropriates \$2,862,928,400 from the state GF and \$46,475,500 from the Permanent State School Fund to ADE for basic state support of K-12 Education in FY 2009-10 as follows:
 - Basic State Aid – \$2,909,403,900;
 - Additional State Aid – \$423,642,700;
 - Other State Aid to Districts – \$983,900; and
 - Operating Lump Sum – \$2,096,800

SB 1002 – Chapter 2 – K-12; budget reconciliation

Makes temporary and permanent changes to Arizona statutes related to K-12 education in order to implement the FY 2009-10 state budget.

- Reduces, for FY 2009-10, the soft capital allocation apportioned to school districts by \$144 million.
- Requires the ADE to reduce the soft capital reduction by 50% for school districts that have fewer than 600 pupils.

SB 1003 – Chapter 3 – general revenues; 2009-2010

Makes temporary and permanent changes to Arizona statutes related to state revenues in order to implement the FY 2009-10 state budget.

- Redirects unclaimed property proceeds and annually deposits \$10,500,000 of collected proceeds into the Housing Trust Fund, and \$24,500,000 into the newly created DOR Administrative Fund, effective retroactively to June 30, 2009.
- Transfers a portion of unclaimed property proceeds to the DOR Administrative Fund for payment of unclaimed property contract auditor fees if 12.5 percent of the total dollar value of the recovered properties exceeds \$1,770,000.
- Repeals the Community Protection Initiative and Water Supply Development Funds from the list of recipients of SLF monies.
- Permanently redirects a portion of the fees (2/3) collected for the annual report of domestic and foreign corporations from the state GF to the Public Access Fund for ACC's operating expenditures, effective retroactively to June 30, 2009.
- Authorizes ACC to repeal existing annual registration fees for securities dealers and salespersons and to set new fees by December 31, 2010.
- Stipulates that annual revenues collected in excess of the amount legislatively appropriated to the Securities Regulation and Enforcement Fund be deposited into the state GF.
- Authorizes the Director of ADOT to set application fees to cover costs for the issuance of a duplicate driver's license.
- Repeals fee raising authority, appropriations, and rulemaking exemptions for DPS and DEQ.

- Transfers the following amounts of State Lottery revenues to the state GF prior to any distribution of those revenues to the following funds:
 - \$765,000 for the County Assistance Fund;
 - \$2,300,000 for LTAF; and
 - \$990,000 for LTAF II
- Allows the Director of AGR with the assistance of the Agricultural Advisory Council to decrease or maintain current fee increases for services provided in FY 2009-10.
- Maintains fee raising authority for DHS, the Radiation Regulatory Agency, and ASLD in FY 2009-10, effective retroactively to June 30, 2009:
- Authorizes the OPM to increase its fees in FY 2009-10 and appropriates revenue generated through increased fees to the agency, effective retroactively to November 30, 2009.
- Allows the ROC to expend 14% of the prior FY revenues for securing employees and contracted services, procuring equipment, and for operational costs.
- Stipulates that DOR may utilize up to \$2,000,000 of state GF revenues to pay BRITS operational support costs after JLBC review, retroactive to June 30, 2009.
- Requires that VLT revenues collected as a result of the five-year vehicle registration period option which exceeds the amount that would have been collected had the vehicles been registered for two years be deposited into the state GF.
- Requires that all web portal usage fees be deposited within the State Web Portal Fund and limits the amount of Web Portal Fund operating expenses exempt from appropriation to no more than \$3,000,000 in FY 2009-10.
- Modifies the state GF distribution of multipurpose facility revenues to county stadium districts (CSDs) and limits the use of those revenues to the following purposes, effective retroactively to June 30, 2009:
 - The payment of debt service for bonds issued by the CSD prior to January 1, 2009;
 - The payment of contractual obligations incurred by the CSD prior to June 1, 2009;
 - The payment of fiduciary, legal, and administrative expenses of the CSD; and for
 - Monies paid for the design and construction of the hotel and convention center.
- Alters the composition and powers and duties of the BOD of a CSD.
- Subjects each CSD to annual financial and performance audits beginning in 2010, and requires the establishment of a web-site database reporting revenues and expenditures of the CSD, and the posting of annual financial reports.
- Prohibits the Director of DOI from revising fees or assessments in FY 2009-10, except as statutorily prescribed to recover at least 95% but not more than 100% of DOI's budget, effective retroactively to November 30, 2009.
- Authorizes an \$18.4 million appropriation from the RMRF in FY 2009-10 for deposit in the Arizona 21st Century Competitive Initiative Fund.
- Requires Maricopa County to transfer \$19,014,600 and Pima County to transfer \$2,985,400 into the state GF.

SB 1004 – Chapter 4 [E] – antideficiency statutes; property; amendments

Restores the anti-deficiency statute to the language it contained prior to the Forty-Ninth Legislature, First Regular Session, retroactive to September 30, 2009. Adds a new subsection that prohibits protection from a deficiency judgment on speculative construction projects where the contracts for the speculative construction project are entered into after January 1, 2010.