

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1489

(Reference to Senate engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 3-1005, Arizona Revised Statutes, is amended to  
3 read:

4 3-1005. Arizona exposition and state fair fund

5 A. Monies received by the board, other than those referred to in  
6 section 3-1003, subsection A, paragraph 9 and other than those received by  
7 the board as ticket sales pursuant to a valid lease of the coliseum, shall be  
8 deposited, pursuant to sections 35-146 and 35-147, in the Arizona exposition  
9 and state fair fund and are subject to legislative appropriation. Ticket  
10 sale monies received pursuant to a valid lease of the coliseum may be  
11 deposited with a bank qualified to receive public deposits under title 35,  
12 chapter 2, article 2.1, in which case the signature of the executive director  
13 or ~~a bonded~~ AN employee designated by the executive director and the lessee  
14 shall be required on any instrument withdrawing such a deposit. Vouchers for  
15 authorized expenditures shall be signed by the executive director or by an  
16 employee who ~~is bonded as prescribed by the terms of this article and~~ is  
17 designated by the executive director. The receipt and expenditure of funds  
18 shall be as prescribed by law and the rules of the director of the department  
19 of administration. Balances remaining in the fund at the end of a fiscal  
20 year shall not revert to the general fund.

21 B. On notice from the executive director, the state treasurer shall  
22 invest and divest monies in the Arizona exposition and state fair fund in  
23 obligations issued or guaranteed by the United States or any of the senior  
24 debt of its agencies, sponsored agencies, corporations, sponsored  
25 corporations or instrumentalities, and monies earned from investment shall be  
26 credited to the Arizona exposition and state fair fund.

27 C. Disbursements from an account of ticket sales received pursuant to  
28 a valid lease of the coliseum as described in subsection A of this section  
29 shall be limited to payments of amounts due to the lessor or lessee pursuant  
30 to the lease. No disbursements from this account shall be made for state  
31 wages, salaries or expenses. Upon the completion or termination of any lease

1 pursuant to subsection A of this section, all monies accruing to the board  
2 shall be deposited, pursuant to sections 35-146 and 35-147.

3 D. There is established an exposition and state fair board permanent  
4 revolving fund for use in making change at fairs and for purchases and  
5 activities requiring immediate cash outlay for events sponsored by the  
6 Arizona exposition and state fair board that are proper as ultimate claims  
7 for payment from the exposition and state fair fund. The amount of the fund  
8 shall not exceed ~~twenty~~ SIXTY thousand dollars, except for a period beginning  
9 October 1 and ending November 30 each year when the amount of the fund shall  
10 not exceed ~~fifty~~ FOUR HUNDRED thousand dollars for use during the annual  
11 state fair. Expenditures from this fund and reimbursement to the fund shall  
12 be as prescribed by rules of the director of the department of  
13 administration. All monies deposited in the revolving fund are appropriated  
14 to the board for the purposes provided in this subsection and are exempt from  
15 the provisions of section 35-190 relating to lapsing of appropriations. The  
16 exposition and state fair board permanent revolving fund shall be established  
17 as a separate account on the books of the exposition and state fair board and  
18 a full accounting of its use shall be made to the director of the department  
19 of administration annually or as required by the director of the department  
20 of administration.

21 Sec. 2. Section 10-122, Arizona Revised Statutes, as amended by Laws  
22 2009, fourth special session, chapter 3, section 4, is amended to read:

23 10-122. Filing, service and copying fees; expedited report  
24 filing and access; same day and next day services;  
25 posted wait times; advance monies; definition

26 A. The commission shall collect and deposit, pursuant to sections  
27 35-146 and 35-147, the following nonrefundable fees when the documents  
28 described in this subsection are delivered to the commission:

<u>Document</u>	<u>Fee</u>
1. Articles of incorporation	\$50
2. Application for use of indistinguishable name	10
3. Application for reserved name	10
4. Notice of transfer of reserved name	10
5. Application for registered name	10
6. Application for renewal of registered name	10
7. Agent's statement of resignation	10
8. Amendment of articles of incorporation	25
9. Restatement of articles of incorporation with	

1	amendment of articles	25
2	10. Articles of merger or share exchange	100
3	11. Articles of dissolution	25
4	12. Articles of domestication	100
5	13. Articles of revocation of dissolution	25
6	14. Application for reinstatement following	
7	administrative dissolution, in addition	
8	to other fees and penalties due	100
9	15. Application for authority	150
10	16. Application for withdrawal	25
11	17. Annual report	45
12	18. Articles of correction	25
13	19. Application for certificate of good standing	10
14	20. Any other document required or permitted	
15	to be filed by chapters 1 through 17	
16	of this title	25
17	B. The commission shall collect a nonrefundable fee of twenty-five	
18	dollars each time process is served on it under chapters 1 through 17 of this	
19	title. The party to a proceeding causing service of process is entitled to	
20	recover this fee as costs if the party prevails in the proceeding.	
21	C. The commission shall charge and collect a reasonable fee for	
22	copying documents on request, provided the fee does not exceed the cost of	
23	providing the service as determined by the commission. The commission shall	
24	also charge a reasonable fee for certifying the copy of a filed document,	
25	provided the fee does not exceed the cost of providing the service as	
26	determined by the commission.	
27	D. A penalty of one hundred dollars payable in addition to other fees	
28	accrues and is payable if a foreign corporation fails to file an amendment,	
29	restated articles that include an amendment, or articles of merger within	
30	sixty days of the time of filing in the jurisdiction in which the corporation	
31	is domiciled. The penalty collected pursuant to this subsection shall be	
32	deposited, pursuant to sections 35-146 and 35-147, in the state general fund.	
33	E. One-third of the fees for the annual report of domestic and foreign	
34	corporations paid pursuant to subsection A, paragraph 17 of this section	
35	shall be deposited in the Arizona arts trust fund established by section	
36	41-983.01 and two-thirds of these fees shall be deposited, pursuant to	
37	sections 35-146 and 35-147, in the public access fund established by section	
38	10-122.01.	

1 F. The commission shall provide for and establish an expedited service  
2 for the filing of all documents and services provided pursuant to this title  
3 as follows:

4 1. The expedited filing shall be a priority service to be completed as  
5 soon as possible after the documents are delivered to the commission.

6 2. In addition to any other fees required by this section or any other  
7 law, the commission shall charge a nonrefundable fee for expedited services,  
8 including those requested by fax. The fee shall be determined by a  
9 supermajority vote of the commissioners.

10 3. The commission may provide for and establish same day and next day  
11 services for the filing of any documents and services provided pursuant to  
12 this title as follows:

13 ~~(a) The same day and next day services shall not be offered unless all~~  
14 ~~expedited services filed pursuant to this title are processed within a~~  
15 ~~maximum of five business days and all other documents and services filed~~  
16 ~~pursuant to this title are processed within a maximum of thirty business~~  
17 ~~days.~~

18 ~~(b)~~ (a) The commission shall suspend same day or next day service if  
19 the commission determines that it does not have the necessary resources to  
20 perform the service within the established time period.

21 ~~(c)~~ (b) In addition to any other fees required by this section or any  
22 other law, the commissioners may charge a nonrefundable fee for the same day  
23 or next day service or both. The fee shall be determined by a supermajority  
24 vote of the commissioners.

25 4. The commission shall publicly post the current wait times for  
26 processing regular, expedited and same day and next day services.

27 G. The commission may charge persons who access the commission's data  
28 processing system that is maintained pursuant to section 10-122.01 from  
29 remote locations and persons requesting special computer generated printouts,  
30 reports and tapes a reasonable fee that does not exceed the cost of the time,  
31 equipment and personnel necessary to provide this service or product as  
32 determined by the commission.

33 H. Except as provided in section 10-122.01, subsection B, paragraph 3,  
34 in addition to any fee charged pursuant to this section, the commission may  
35 charge and collect the following nonrefundable fees to help defray the cost  
36 of the improved data processing system that is maintained pursuant to section  
37 10-122.01:

1           1. Filing articles of incorporation of a domestic corporation, ten  
2 dollars.

3           2. Filing an application of a foreign corporation for authority to  
4 transact business in this state, twenty-five dollars.

5           I. All monies received pursuant to subsections F, G and H of this  
6 section shall be deposited, pursuant to sections 35-146 and 35-147, in the  
7 public access fund established by section 10-122.01.

8           J. Fees charged pursuant to this section are exempt from section  
9 39-121.03, subsection A, paragraph 3.

10          K. Any person may advance monies to the commission to pay fees  
11 required pursuant to this section for future filings and services. All  
12 monies received pursuant to this subsection shall be deposited, pursuant to  
13 sections 35-146 and 35-147, in the money on deposit account in the public  
14 access fund established by section 10-122.01.

15          L. For the purposes of this section, "supermajority" means an  
16 affirmative vote of at least four commissioners.

17          Sec. 3. Section 10-122, Arizona Revised Statutes, as amended by Laws  
18 2013, chapter 165, section 1, is amended to read:

19          10-122. Filing, service and copying fees; expedited report  
20                                   filing and access; same day and next day services;  
21                                   posted wait times; advance monies; definition

22          A. The commission shall collect and deposit, pursuant to sections  
23 35-146 and 35-147, the following nonrefundable fees when the documents  
24 described in this subsection are delivered to the commission:

<u>Document</u>	<u>Fee</u>
1. Articles of incorporation	\$50
2. Application for use of indistinguishable name	10
3. Application for reserved name	10
4. Notice of transfer of reserved name	10
5. Application for registered name	10
6. Application for renewal of registered name	10
7. Agent's statement of resignation	10
8. Amendment of articles of incorporation	25
9. Restatement of articles of incorporation with amendment of articles	25
10. Articles of merger or share exchange	100
11. Articles of dissolution	25
12. Articles of domestication	100

1	13. Articles of revocation of dissolution	25
2	14. Application for reinstatement following	
3	administrative dissolution, in addition	
4	to other fees and penalties due	100
5	15. Application for authority	150
6	16. Application for withdrawal	25
7	17. Annual report	45
8	18. Articles of correction	25
9	19. Application for certificate of good standing	10
10	20. Any other document required or permitted	
11	to be filed by chapters 1 through 17	
12	of this title	25

13           B. The commission shall collect a nonrefundable fee of twenty-five  
14 dollars each time process is served on it under chapters 1 through 17 of this  
15 title. The party to a proceeding causing service of process is entitled to  
16 recover this fee as costs if the party prevails in the proceeding.

17           C. The commission shall charge and collect a reasonable fee for  
18 copying documents on request, provided the fee does not exceed the cost of  
19 providing the service as determined by the commission. The commission shall  
20 also charge a reasonable fee for certifying the copy of a filed document,  
21 provided the fee does not exceed the cost of providing the service as  
22 determined by the commission.

23           D. A penalty of one hundred dollars payable in addition to other fees  
24 accrues and is payable if a foreign corporation fails to file an amendment,  
25 restated articles that include an amendment, or articles of merger within  
26 sixty days of the time of filing in the jurisdiction in which the corporation  
27 is domiciled. The penalty collected pursuant to this subsection shall be  
28 deposited, pursuant to sections 35-146 and 35-147, in the state general fund.

29           E. One-third of the fees for the annual report of domestic and foreign  
30 corporations paid pursuant to subsection A, paragraph 17 of this section  
31 shall be deposited in the Arizona arts trust fund established by section  
32 41-983.01 and two-thirds of these fees shall be deposited, pursuant to  
33 sections 35-146 and 35-147, in the public access fund established by section  
34 10-122.01.

35           F. The commission shall provide for and establish an expedited service  
36 for the filing of all documents and services provided pursuant to this title  
37 as follows:

1           1. The expedited filing shall be a priority service to be completed as  
2 soon as possible after the documents are delivered to the commission.

3           2. In addition to any other fees required by this section or any other  
4 law, the commission shall charge a nonrefundable fee for expedited services,  
5 including those requested by fax. The fee shall be determined by a  
6 supermajority vote of the commissioners.

7           3. The commission may provide for and establish same day and next day  
8 services for the filing of any documents and services provided pursuant to  
9 this title as follows:

10           ~~(a) The same day and next day services shall not be offered unless all~~  
11 ~~expedited services filed pursuant to this title are processed within a~~  
12 ~~maximum of five business days and all other documents and services filed~~  
13 ~~pursuant to this title are processed within a maximum of thirty business~~  
14 ~~days.~~

15           ~~(b)~~ (a) The commission shall suspend same day or next day service if  
16 the commission determines that it does not have the necessary resources to  
17 perform the service within the established time period.

18           ~~(c)~~ (b) In addition to any other fees required by this section or any  
19 other law, the commissioners may charge a nonrefundable fee for the same day  
20 or next day service or both. The fee shall be determined by a supermajority  
21 vote of the commissioners.

22           4. The commission shall publicly post the current wait times for  
23 processing regular, expedited and same day and next day services.

24           G. The commission may charge persons who access the commission's data  
25 processing system that is maintained pursuant to section 10-122.01 from  
26 remote locations and persons requesting special computer generated printouts,  
27 reports and tapes a reasonable fee that does not exceed the cost of the time,  
28 equipment and personnel necessary to provide this service or product as  
29 determined by the commission.

30           H. Except as provided in section 10-122.01, subsection B, paragraph 3,  
31 in addition to any fee charged pursuant to this section, the commission may  
32 charge and collect the following nonrefundable fees to help defray the cost  
33 of the improved data processing system that is maintained pursuant to section  
34 10-122.01:

35           1. Filing articles of incorporation of a domestic corporation, ten  
36 dollars.

37           2. Filing an application of a foreign corporation for authority to  
38 transact business in this state, twenty-five dollars.

1 I. All monies received pursuant to subsections F, G and H of this  
2 section shall be deposited, pursuant to sections 35-146 and 35-147, in the  
3 public access fund established by section 10-122.01.

4 J. Fees charged pursuant to this section are exempt from section  
5 39-121.03, subsection A, paragraph 3.

6 K. Any person may advance monies to the commission to pay fees  
7 required pursuant to this section for future filings and services. All  
8 monies received pursuant to this subsection shall be deposited, pursuant to  
9 sections 35-146 and 35-147, in the money on deposit account in the public  
10 access fund established by section 10-122.01.

11 L. In addition to any other fees prescribed by law, the commission may  
12 establish a fee for the filing of an annual benefit report delivered to the  
13 commission pursuant to section 10-2442. The fee shall be determined by a  
14 majority vote of the commissioners.

15 M. For the purposes of this section, "supermajority" means an  
16 affirmative vote of at least four commissioners.

17 Sec. 4. Section 29-851, Arizona Revised Statutes, is amended to read:

18 29-851. Filing, service and copying fees; expedited filing and  
19 services; same day and next day services; posted wait  
20 times; advance monies; definition

21 A. The commission shall collect and deposit, pursuant to sections  
22 35-146 and 35-147, the following nonrefundable fees when the following  
23 documents are delivered to the commission:

- 24 1. The initial articles of organization, fifty dollars.
- 25 2. An application for registration of a foreign limited liability  
26 company, one hundred fifty dollars.
- 27 3. An amendment to the articles of organization, twenty-five dollars.
- 28 4. Articles of termination and a certificate of termination,  
29 thirty-five dollars.
- 30 5. A certificate for any purpose not otherwise provided for, ten  
31 dollars.
- 32 6. Articles of merger, fifty dollars.
- 33 7. Written information on any limited liability company, ten dollars.
- 34 8. A copy of any document or instrument, five dollars plus fifty cents  
35 per page.
- 36 9. An application for reservation of a name or for filing a notice of  
37 the transfer or cancellation of any name reservation, ten dollars.

1           10. Five dollars for a statement of change of address of one or more of  
2 the following:

- 3           (a) Known place of business.  
4           (b) Statutory agent.  
5           (c) Manager.  
6           (d) Member.

7           11. Any service of notice, demand or process on the commission as  
8 resident agent of a limited liability company, twenty-five dollars. This  
9 amount may be recovered as taxable costs by the party to the suit, action or  
10 proceeding causing the service to be made if the party prevails in the suit,  
11 action or proceeding.

12           12. Articles of correction, the fee prescribed in section 10-122,  
13 subsection A, paragraph 18.

14           13. Application for reinstatement following administrative dissolution,  
15 in addition to other fees and penalties due, the fee prescribed in section  
16 10-122, subsection A, paragraph 14.

17           B. The commission shall provide for and establish an expedited service  
18 for the filing of all documents and services provided pursuant to this  
19 chapter as follows:

20           1. The expedited filing shall be a priority service to be completed as  
21 soon as possible after the documents are delivered to the commission.

22           2. In addition to any other fees required by this section or any other  
23 law, the commission shall charge a nonrefundable fee for expedited services,  
24 including those requested by fax. The fee shall be determined by a  
25 supermajority vote of the commissioners.

26           C. The commission may provide for and establish same day and next day  
27 services for the filing of any documents and services provided pursuant to  
28 this chapter as follows:

29           ~~1. The same day and next day services shall not be offered unless all~~  
30 ~~expedited services filed pursuant to this chapter are processed within a~~  
31 ~~maximum of five business days and all other documents and services filed~~  
32 ~~pursuant to this chapter are processed within a maximum of thirty business~~  
33 ~~days.~~

34           ~~2.~~ 1. The commission shall suspend same day or next day service if  
35 the commission determines that it does not have the necessary resources to  
36 perform the service within the established time period.

37           ~~3.~~ 2. In addition to any other fees required by this section or any  
38 other law, the commissioners may charge a nonrefundable fee for the same day

1 or next day service or both. The fee shall be determined by a supermajority  
2 vote of the commissioners.

3 D. The commission shall publicly post the current wait times for  
4 processing regular, expedited and same day and next day services.

5 E. All monies received pursuant to subsections B and C of this section  
6 shall be deposited, pursuant to sections 35-146 and 35-147, in the public  
7 access fund established by section 10-122.01.

8 F. Any person may advance monies to the commission to pay fees  
9 required pursuant to this section for future filings and services. All  
10 monies received pursuant to this subsection shall be deposited, pursuant to  
11 sections 35-146 and 35-147, in the money on deposit account in the public  
12 access fund established by section 10-122.01.

13 G. For the purposes of this section, "supermajority" means an  
14 affirmative vote of at least four commissioners.

15 Sec. 5. Title 41, chapter 1, article 2.1, Arizona Revised Statutes, is  
16 amended by adding section 41-151.24, to read:

17 41-151.24. Museum gift shop revolving fund; exemption

18 A. THE MUSEUM GIFT SHOP REVOLVING FUND IS ESTABLISHED CONSISTING OF  
19 GIFT SHOP PROCEEDS RECEIVED FROM THE SALE OF GOODS, GIFTS, NONFEDERAL GRANTS  
20 AND DONATIONS. THE DIRECTOR SHALL ADMINISTER THE FUND. MONIES IN THE FUND  
21 ARE CONTINUOUSLY APPROPRIATED. THE DIRECTOR SHALL USE THE MONIES IN THE FUND  
22 TO PROVIDE TO THE PUBLIC GOODS FOR SALE THAT ARE REFLECTIVE OF THE THEMES OF  
23 THE STATE CAPITOL MUSEUM AND THIS STATE.

24 B. MONIES IN THE FUND ARE EXEMPT FROM THE PROVISIONS OF SECTION 35-190  
25 RELATING TO LAPSING OF APPROPRIATIONS.

26 Sec. 6. Title 41, chapter 3, article 7, Arizona Revised Statutes, is  
27 amended by adding section 41-610, to read:

28 41-610. Capital projects; federal monies; annual report

29 ON OR BEFORE NOVEMBER 1 OF EACH YEAR, THE DEPARTMENT SHALL SUBMIT A  
30 REPORT TO THE DIRECTORS OF THE JOINT LEGISLATIVE BUDGET COMMITTEE AND THE  
31 GOVERNOR'S OFFICE OF STRATEGIC PLANNING AND BUDGETING ON CAPITAL PROJECTS FOR  
32 WHICH THE DEPARTMENT HAS REQUESTED FEDERAL MONIES IN THE LAST TWELVE MONTHS.  
33 FOR EACH PROJECT, THE REPORT SHALL INCLUDE:

- 34 1. THE STATUS OF THE REQUEST FOR AND RECEIPT OF THE FEDERAL MONIES.
- 35 2. THE ESTIMATED CONSTRUCTION START DATE.
- 36 3. THE ESTIMATED CONSTRUCTION END DATE.
- 37 4. THE FUND SOURCES AND ESTIMATED COST FOR CONSTRUCTION.
- 38 5. THE FUND SOURCES AND ESTIMATED ONGOING OPERATIONAL COST.

1           Sec. 7. Section 41-3953, Arizona Revised Statutes, is amended to read:  
2           41-3953. Department powers and duties

3           A. The department is responsible for establishing policies, procedures  
4           and programs that the department is authorized to conduct to address the  
5           affordable housing issues confronting this state, including housing issues of  
6           low income families, moderate income families, housing affordability, special  
7           needs populations and decaying housing stock. Among other things, the  
8           department shall provide to qualified housing participants and political  
9           subdivisions of this state financial, advisory, consultative, planning,  
10          training and educational assistance for the development of safe, decent and  
11          affordable housing, including housing for low and moderate income households.

12          B. Under the direction of the director, the department shall:

13          1. Establish guidelines applicable to the programs and activities of  
14          the department for the construction and financing of affordable housing and  
15          housing for low and moderate income households in this state. These  
16          guidelines shall meet or exceed all applicable state or local building and  
17          health and safety code requirements and, if applicable, the national  
18          manufactured home construction and safety standards act of 1974 and title VI  
19          of the housing and community development act of 1974 (P.L. 93-383, as amended  
20          by P.L. 95-128, 96-153 and 96-339). Guidelines established pursuant to this  
21          paragraph do not apply to the department's activities prescribed in section  
22          35-726, subsection E.

23          ~~2. Provide staff support to the Arizona housing commission and~~  
24          ~~coordinate its activities.~~

25          ~~3.~~ 2. Accept and allocate any monies as from time to time may be  
26          appropriated by the legislature for the purposes set forth in this article.

27          ~~4.~~ 3. Perform other duties necessary to administer this chapter.

28          ~~5.~~ 4. Perform the duties prescribed in sections 35-726, 35-728 and  
29          35-913 ~~and chapter 4.3 of this title.~~

30          ~~6.~~ 5. Stimulate and encourage all local, state, regional and federal  
31          governmental agencies and all private persons and enterprises that have  
32          similar and related objectives and purposes, cooperate with the agencies,  
33          persons and enterprises and correlate department plans, programs and  
34          operations with those of the agencies, persons and enterprises.

35          ~~7.~~ 6. Conduct research on its own initiative or at the request of the  
36          governor, the legislature or state or local agencies pertaining to any  
37          department objectives.

1           ~~8.~~ 7. Provide information and advice on request of any local, state  
2 or federal agencies, private persons and business enterprises on matters  
3 within the scope of department activities.

4           ~~9.~~ 8. Consult with and make recommendations to the governor and the  
5 legislature on all matters concerning department objectives.

6           ~~10.~~ 9. Make annual reports to the governor and the legislature on its  
7 activities, including the geographic location of its activities, its finances  
8 and the scope of its operations.

9           C. Under the direction of the director, the department may:

10           1. Assist in securing construction and mortgage financing from public  
11 and private sector sources.

12           2. Assist mortgage financing programs established by industrial  
13 development authorities and political subdivisions of this state.

14           3. Assist in the acquisition and use of federal housing assistance  
15 programs pertinent to enhance the economic feasibility of a proposed  
16 residential development.

17           4. Assist in the compliance of a proposed residential development with  
18 applicable federal, state and local codes and ordinances.

19           5. Prepare and publish planning and development guidelines for the  
20 establishment and delivery of housing assistance programs.

21           6. Contract with a federal agency to carry out financial work on the  
22 federal agency's behalf and accept payment for the work.

23           7. Subcontract for the financial work prescribed in paragraph 6 of  
24 this subsection and make payments for that subcontracted work based on the  
25 expectation that the federal agency will pay for that work.

26           8. Accept payment from a federal agency for work prescribed in  
27 paragraph 6 of this subsection and deposit those payments in the Arizona  
28 department of housing program fund established by section 41-3957.

29           9. Contract for the services of outside advisers, consultants and  
30 aides reasonably necessary or desirable to enable the department to  
31 adequately perform its duties.

32           10. Contract **FOR** and incur obligations reasonably necessary or  
33 desirable within the general scope of department activities and operations to  
34 enable the department to adequately perform its duties.

35           11. Use any media of communication, publication and exhibition in the  
36 dissemination of information, advertising and publicity in any field of its  
37 purposes, objectives or duties.

1           12. Adopt rules deemed necessary or desirable to govern its procedures  
2 and business.

3           13. Contract with other agencies in furtherance of any department  
4 program.

5           14. Use monies, facilities or services to provide contributions under  
6 federal or other programs that further the objectives and programs of the  
7 department.

8           15. Accept gifts, grants, matching monies or direct payments from  
9 public or private agencies or private persons and enterprises for the conduct  
10 of programs that are consistent with the general purposes and objectives of  
11 this article and deposit these monies in the Arizona department of housing  
12 program fund established by section 41-3957.

13           16. Establish and collect fees and receive reimbursement of costs in  
14 connection with any programs or duties performed by the department and  
15 deposit the fees and cost reimbursements in the Arizona department of housing  
16 program fund established by section 41-3957.

17           17. Provide staff support to the Arizona housing finance authority and  
18 coordinate its activities.

19           D. For the purposes of this section, the department is exempt from  
20 chapter 23 of this title.

21           E. The department is the designated state public housing agency as  
22 defined in the United States housing act of 1937 (42 United States Code  
23 sections 1401 through 1440) for the purpose of accepting federal housing  
24 assistance monies and may participate in the housing assistance payments  
25 program. Federal monies may be secured for all areas of this state subject  
26 only to the limitations prescribed in subsection F of this section.

27           F. For areas of this state where an existing public housing authority  
28 has not been established pursuant to section 36-1404, subsection A, the  
29 department acting as a public housing agency may undertake all activities  
30 under the section 8 tenant-based rental housing assistance payment program,  
31 except that the department shall not undertake a section 8 tenant-based  
32 rental housing assistance payment program within the boundaries of a city,  
33 town or county unless authorized by resolution of the governing body of the  
34 city, town or county. If the department accepts monies for a section 8  
35 tenant-based rental housing assistance payment program for areas of this  
36 state where an existing public housing authority has been established  
37 pursuant to section 36-1404, subsection A, the department shall only accept  
38 and secure federal monies to provide housing for the seriously mentally ill

1 or other disabled populations. The department may accept and secure federal  
2 monies for undertaking all contract administrator activities authorized under  
3 a section 8 project-based rental housing assistance payment program in all  
4 areas of this state, and this participation does not require the  
5 authorization of any local governing body.

6 G. The department shall not itself directly own, construct, operate or  
7 rehabilitate any housing units, except as may be necessary to protect the  
8 department's collateral or security interest arising out of any department  
9 programs.

10 H. Notwithstanding any other provision of this section, the department  
11 may obligate monies as loans or grants applicable to programs and activities  
12 of the department for the purpose of providing housing opportunities for low  
13 or moderate income households or for housing affordability or to prevent or  
14 combat decaying housing stock. Unless otherwise required by federal or state  
15 law, any loan repayments shall be deposited in the Arizona department of  
16 housing program fund established by section 41-3957.

17 I. For any construction project financed by the department pursuant to  
18 subsection C **OF THIS SECTION**, except for contract administration activities  
19 in connection with the project-based section 8 program, the department shall  
20 notify a city, town, county or tribal government that a project is planned  
21 for its jurisdiction and, before proceeding, shall seek comment from the  
22 governing body of the city, town, county or tribal government or an official  
23 authorized by the governing body of the city, town, county or tribal  
24 government. The department shall not interfere with or attempt to override  
25 the local jurisdiction's planning, zoning or land use regulations.

26 Sec. 8. Repeal: housing commission

27 Section 41-3954, Arizona Revised Statutes, is repealed.

28 Sec. 9. Laws 2008, chapter 291, section 9, as amended by Laws 2010,  
29 chapter 313, section 16 and Laws 2011, chapter 343, section 25, is amended to  
30 read:

31 Sec. 9. Delayed implementation; professional employer  
32 organization registration; retroactivity

33 A. Notwithstanding any other law, the secretary of state shall not  
34 implement title 23, chapter 3, article 4, Arizona Revised Statutes, relating  
35 to professional employer organization registration, or any rules adopted  
36 pursuant to title 23, chapter 3, article 4, Arizona Revised Statutes, until  
37 ~~July 1, 2013~~ **JUNE 30, 2023.**

1 B. This section, ~~is effective~~ AS AMENDED BY THIS ACT, APPLIES  
2 retroactively to from and after ~~February 29, 2008~~ JUNE 30, 2013.

3 Sec. 10. Arizona centennial special plate fund; allocation;  
4 secretary of state; fund use; reversion;  
5 retroactivity

6 A. Notwithstanding section 28-2448, Arizona Revised Statutes, any  
7 monies transferred to the Arizona historical society in fiscal year 2012-2013  
8 pursuant to section 28-2448, subsection E, Arizona Revised Statutes, shall  
9 revert to the Arizona centennial special plate fund established by section  
10 28-2448, Arizona Revised Statutes, on the effective date of this section.

11 B. Notwithstanding section 28-2448, Arizona Revised Statutes, before  
12 allocating any monies pursuant to section 28-2448, subsection E, Arizona  
13 Revised Statutes, in fiscal year 2013-2014, the department of transportation  
14 shall allocate the first \$95,000 from the Arizona centennial special plate  
15 fund established by section 28-2448, Arizona Revised Statutes, including fund  
16 balances and new revenues, to the Arizona historical advisory commission for  
17 the purpose of completing and transporting the statue authorized by house  
18 joint resolution 2001, forty-eighth legislature, second regular session.

19 C. Notwithstanding any other law, the secretary of state may authorize  
20 the Arizona historical advisory commission to use up to \$105,000 of in-kind  
21 gifts, donations, devises or fee-based monies generated by either the Arizona  
22 state library, archives and public records or the secretary of state's office  
23 from fiscal year 2012-2013 or 2013-2014 for the purposes of completing and  
24 transporting the statue authorized by house joint resolution 2001,  
25 forty-eighth legislature, second regular session.

26 D. The monies allocated pursuant to subsection B of this section and  
27 authorized pursuant to subsection C of this section shall not be used for  
28 more than fifty per cent of the total cost of completing and transporting the  
29 statue authorized by house joint resolution 2001, forty-eighth legislature,  
30 second regular session.

31 E. Any monies allocated pursuant to subsection B of this section that  
32 are unencumbered and unexpended as of June 30, 2014 shall revert to the  
33 Arizona centennial special plate fund established by section 28-2448, Arizona  
34 Revised Statutes.

35 F. This section is effective retroactively to July 1, 2013.



1 of a controlled substance that was not prescribed for the recipient by a  
2 licensed health care provider is ineligible to receive benefits for a period  
3 of one year.

4 Sec. 15. Delayed effective date

5 Section 10-122, Arizona Revised Statutes, as amended by Laws 2013,  
6 chapter 165, section 1 and this act, is effective from and after December 31,  
7 2014."

8 Amend title to conform

JOHN KAVANAGH

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C: mjh