

Senate Engrossed

2025-2026; state budget implementation

State of Arizona
Senate
Fifty-seventh Legislature
First Regular Session
2025

CHAPTER 246

SENATE BILL 1748

AN ACT

AMENDING TITLE 35, CHAPTER 1, ARTICLE 3, ARIZONA REVISED STATUTES, BY
ADDING SECTION 35-149.01; AMENDING SECTIONS 41-531, 41-532, 41-533 AND
41-534, ARIZONA REVISED STATUTES; APPROPRIATING MONIES; RELATING TO
IMPLEMENTATION OF BUDGETARY REVISIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 35, chapter 1, article 3, Arizona Revised
3 Statutes, is amended by adding section 35-149.01, to read:

4 35-149.01. Private monies; state officers; employees;
5 prohibition; exceptions; definitions

6 A. AN AGENCY MAY NOT ALLOW ANY PERSON TO SERVE IN ANY CAPACITY AS A
7 STATE OFFICER OR EMPLOYEE IF THAT PERSON'S SALARY, WAGES OR OTHER
8 COMPENSATION FOR PERFORMING OFFICIAL STATE DUTIES IS PAID IN WHOLE OR IN
9 PART BY PRIVATE MONIES.

10 B. THIS SECTION DOES NOT APPLY TO THE DEPARTMENT OF PUBLIC SAFETY,
11 THE DEPARTMENT OF ENVIRONMENTAL QUALITY OR ANY PUBLIC UNIVERSITY UNDER THE
12 JURISDICTION OF THE ARIZONA BOARD OF REGENTS.

13 C. FOR THE PURPOSES OF THIS SECTION:

14 1. "AGENCY" HAS THE SAME MEANING PRESCRIBED IN SECTION 41-1001.

15 2. "PRIVATE MONIES" MEANS MONIES FROM A SOURCE OTHER THAN THIS
16 STATE, A POLITICAL SUBDIVISION OF THIS STATE OR THE FEDERAL GOVERNMENT,
17 INCLUDING MONIES FROM A NONPROFIT ORGANIZATION, CHARITABLE FOUNDATION,
18 UNIVERSITY, PRIVATE DONOR, OR ADVOCACY GROUP.

19 Sec. 2. Heading change

20 The article heading of title 41, chapter 3, article 3, Arizona
21 Revised Statutes, is changed from "ARIZONA COMMISSION OF AFRICAN-AMERICAN
22 AFFAIRS" to "ARIZONA OFFICE OF AFRICAN-AMERICAN AFFAIRS".

23 Sec. 3. Section 41-531, Arizona Revised Statutes, is amended to
24 read:

25 41-531. Arizona office of African-American affairs

26 A. The Arizona ~~commission~~ OFFICE of African-American affairs is
27 established and consists of the governor, the superintendent of public
28 instruction, the director of the department of health services, the
29 director of the department of transportation, the attorney general, the
30 director of the department of economic security, the director of the
31 office of tourism and the chief executive officer of the Arizona commerce
32 authority, or their representatives, who shall be ex officio members, and
33 nine members who are appointed by the governor, seven of whom are
34 African-American and two of whom are not African-American.

35 B. The term of office of each appointed member is three years.
36 Each member shall hold office until the member's successor is appointed
37 and qualifies. Appointment to fill a vacancy caused other than by
38 expiration of a term shall be for the unexpired portion of the term.

39 C. Members of the ~~commission~~ OFFICE shall serve without
40 compensation.

41 D. The ~~commission~~ OFFICE shall elect a chairperson and a
42 ~~vice-chairperson~~ VICE CHAIRPERSON from among its appointed members and
43 adopt rules for the conduct of meetings. A record shall be kept of all
44 proceedings and transactions.

1 E. Section 41-2955, subsection D does not apply to the ~~commission~~
2 OFFICE.

3 F. The ~~commission~~ OFFICE shall meet at least quarterly on the
4 second Thursday of the first month of each quarter and may hold additional
5 meetings on the call of the chairperson. A majority of the appointed
6 members of the ~~commission~~ OFFICE constitute a quorum for the transaction
7 of business, but ex officio members may vote. Members who fail to attend
8 three consecutive meetings are deemed to have resigned.

9 G. The appointed members of the ~~commission~~ OFFICE shall employ,
10 subject to chapter 4, article 4 of this title, an executive director of
11 the ~~commission~~ OFFICE who shall not be a member of the ~~commission~~ OFFICE.
12 The director is eligible to receive compensation as determined by the
13 ~~commission~~ OFFICE from monies available in the Arizona ~~commission~~ OFFICE
14 of African-American affairs fund established by section 41-533. The
15 ~~commission~~ OFFICE may employ clerical, professional and technical
16 personnel subject to chapter 4, article 4 of this title and monies
17 available in the Arizona ~~commission~~ OFFICE of African-American affairs
18 fund and shall prescribe their duties and determine their compensation.

19 Sec. 4. Section 41-532, Arizona Revised Statutes, is amended to
20 read:

21 41-532. Powers and duties; information; report

22 A. The ~~commission~~ OFFICE shall assist and support state and federal
23 agencies in assisting African-Americans in this state to develop mutual
24 goals, to design projects for achieving goals and to implement their ~~plans~~
25 PROJECTS. The ~~commission~~ OFFICE shall also:

26 1. Advise the governor on policies, procedures, legislation and
27 rules that affect the African-American community and that will enable this
28 state to be responsive to the needs of the African-American community.

29 2. Assist local African-American community groups in developing
30 strategies and programs that will expand and enhance the social, cultural
31 and economic status of the African-American community.

32 3. Develop, review and recommend to the governor policies in the
33 areas of health and human services, housing, education, employment,
34 business formation and development, public accommodations and contracting
35 and procedures.

36 4. Serve as a liaison to federal, state and local agencies to
37 ensure that programs affecting African-Americans are effectively used and
38 that benefits accrue equitably to members of the African-American
39 community.

40 5. Work for greater understanding and improved relationships
41 between African-Americans and non-African-Americans by creating an
42 awareness of the legal, social and economic needs of African-Americans in
43 this state.

1 6. Where appropriate, conduct periodic conferences throughout this
2 state to inform African-Americans of the opportunities available to them
3 through state and private sources, to encourage them to share their
4 history and culture with other Arizonans, to participate in the social and
5 political processes of their communities and to learn from conference
6 participants about their needs and problems.

7 B. State and local public officers and employees, on request, shall
8 furnish the ~~commission~~ OFFICE with information that it may require for its
9 purposes except information that is not subject to disclosure pursuant to
10 a provision of law.

11 C. The ~~commission~~ OFFICE shall make a written annual report giving
12 an account of its proceedings, transactions, findings and recommendations
13 to the governor and the legislature and may submit the recommendations to
14 the legislature in the form of proposed legislation.

15 D. The ~~commission~~ OFFICE may apply for, accept, receive and spend
16 public and private gifts or grants of money or property on those terms and
17 conditions as imposed by the donor and for implementation of the
18 ~~commission's~~ OFFICE'S internal operations.

19 E. The ~~commission~~ OFFICE may accept, receive and spend fees
20 collected at the Arizona African-American town hall to defer expenses for
21 the Arizona African-American town hall.

22 Sec. 5. Section 41-533, Arizona Revised Statutes, is amended to
23 read:

24 41-533. Arizona office of African-American affairs fund;
25 exemption

26 The Arizona ~~commission~~ OFFICE of African-American affairs fund is
27 established. The monies in the Arizona ~~commission~~ OFFICE of
28 African-American affairs fund are continuously appropriated to the Arizona
29 ~~commission~~ OFFICE of African-American affairs. The fund consists of
30 monies received pursuant to section 41-532. The state treasurer shall
31 invest and divest all monies in the Arizona ~~commission~~ OFFICE of
32 African-American affairs fund as provided by section 35-313, and monies
33 earned from investment shall be credited to the fund. The Arizona
34 ~~commission~~ OFFICE of African-American affairs shall administer the fund.
35 The monies in the fund are exempt from the provisions of section 35-190
36 relating to lapsing of appropriations.

37 Sec. 6. Section 41-534, Arizona Revised Statutes, is amended to
38 read:

39 41-534. African-American legislative day

40 A. The Arizona ~~commission~~ OFFICE of African-American affairs shall
41 annually facilitate an African-American legislative day on the second
42 Thursday and Friday of February. The ~~commission~~ OFFICE shall invite the
43 legislature, THE governor and other elected officials to pay tribute to
44 the history and culture of African-Americans and their contributions to
45 the prosperity and cultural diversity of the United States. The

1 ~~commission~~ OFFICE shall schedule activities and discussions between state
2 and community leaders on issues affecting African-American communities.

3 B. African-American legislative day is not a legal holiday.

4 Sec. 7. Department of administration; personnel and financial
5 data management system; legislative budget units;
6 accommodation

7 During fiscal year 2025-2026, the director of the department of
8 administration shall consult with and accommodate the policies of the
9 budget units of the legislative branch of government in implementing the
10 department's personnel and financial data management system and
11 applications.

12 Sec. 8. Unrestricted federal monies; essential government
13 services; retroactivity

14 A. Any unrestricted federal monies received by this state beginning
15 July 1, 2025 through June 30, 2026 shall be deposited in the state general
16 fund. The monies shall be used to pay essential government services.

17 B. This section applies retroactively to from and after June 30,
18 2025.

19 Sec. 9. Budget stabilization fund; exceptions

20 Notwithstanding section 35-144, Arizona Revised Statutes:

21 1. For fiscal years 2025-2026, 2026-2027 and 2027-2028, the
22 legislature is not required to appropriate monies to or transfer monies
23 from the budget stabilization fund.

24 2. For fiscal year 2025-2026, the budget stabilization fund is not
25 limited to ten percent of the state general fund revenue for the fiscal
26 year, and the state treasurer may not transfer any surplus monies from the
27 budget stabilization fund to the state general fund.

APPROVED BY THE GOVERNOR JUNE 27, 2025.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 27, 2025.