

House Engrossed

historical society; local chapters; fund

State of Arizona
House of Representatives
Fifty-seventh Legislature
First Regular Session
2025

HOUSE BILL 2339

AN ACT

AMENDING SECTION 41-821, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 4.1, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-827; RELATING TO THE ARIZONA HISTORICAL SOCIETY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 41-821, Arizona Revised Statutes, is amended to
3 read:

4 41-821. Arizona historical society; powers; officers; duties
5 of board of directors

6 A. The Arizona historical society is established.

7 B. Subject to limitations imposed by law, the society may purchase,
8 receive, hold, lease and sell property, real and personal, for the benefit
9 of this state and use of the society. The society may solicit private
10 monetary donations for program activities.

11 C. The society shall have a president, a treasurer and other
12 officers who are elected by the members of the society at times and by
13 methods the bylaws of the society prescribe. Each member of the board of
14 directors shall have knowledge, competence, experience and interest in the
15 fields related to the preservation and promotion of Arizona history and be
16 a member of the society or become a member of the society before senate
17 confirmation. The governor shall appoint the members pursuant to section
18 38-211 for a term of four years. The board of directors may designate
19 from among its members an executive committee with authority to act in
20 place of the board of directors and in accordance with directions the
21 board of directors may give when the board of directors is not in session.

22 D. The board of directors is established consisting of the
23 following members who are appointed pursuant to subsection C of this
24 section:

25 1. One member from each county.

26 2. One member who is recommended by each of the designated
27 historical organizations as prescribed by subsection I of this section.

28 3. Five members of the public.

29 E. The president shall preside at meetings of the society and of
30 the board of directors. Each member of the board of directors is entitled
31 to only one vote. The board of directors may conduct meetings
32 telephonically.

33 F. The treasurer shall have custody of the monies of the society,
34 other than legislative appropriations. The treasurer shall hold the
35 monies of the society deposited in trust for the society's use and for the
36 benefit of this state and shall disburse them only as prescribed by law
37 and the bylaws of the society.

38 G. The board of directors shall hold in trust for this state and
39 administer for the benefit of this state and use of the society all
40 property acquired by the society.

41 H. All expenditures of legislative appropriations to the society
42 shall be made on claims that are duly itemized, verified and approved by
43 the executive director of the society. The executive director of the
44 society shall present and file claims for payment with the director of the
45 department of administration. The director of the department of

1 administration shall draw the warrant on the state treasurer. The society
2 may expend nonappropriated private ~~funds~~ MONIES related to program
3 activities.

4 I. The board of directors shall annually designate one or more
5 historical organizations within each county of this state that are
6 incorporated as nonprofit organizations and that are deemed to have a
7 functioning program of historical value based on criteria established by
8 the board of directors. The board of directors may organize chapters made
9 up of groups of its members who have a common interest in a geographical
10 area of this state or a common interest in a field of history, may provide
11 for the governance of these chapters and may grant to any chapter the
12 power to exercise authority of the society as the board of directors may
13 determine. EACH CHAPTER MAY SEEK CONTRIBUTIONS TO AND SPEND MONIES FROM
14 THE CHAPTER'S OWN HISTORICAL SOCIETY CHAPTER BUILDING ENHANCEMENT FUND
15 ESTABLISHED BY SECTION 41-827.

16 J. The board of directors, subject to legislative appropriation,
17 may contract with certified historical organizations for services to be
18 performed for the benefit of this state. The contracts shall be prepared
19 by the Arizona historical society. The board of directors shall annually
20 review the contracts to ensure fulfillment of their provisions.

21 K. Subject to chapter 4, article 4 of this title, the board of
22 directors may employ an executive director and may employ or authorize the
23 employment of other employees it considers appropriate to carry out the
24 functions of the society. The executive director and all other employees
25 shall have duties and exercise authority as may be prescribed by the board
26 of directors or by the executive director acting under the direction of
27 the board of directors.

28 L. The board may operate a program for the establishment and
29 maintenance of historical markers at various locations in this state.

30 Sec. 2. Title 41, chapter 4.1, article 1, Arizona Revised Statutes,
31 is amended by adding section 41-827, to read:

32 41-827. Historical society chapter building enhancement
33 funds; annual reports; exemption

34 A. A HISTORICAL SOCIETY CHAPTER BUILDING ENHANCEMENT FUND IS
35 ESTABLISHED FOR EACH CHAPTER ORGANIZED BY THE BOARD OF DIRECTORS UNDER
36 SECTION 41-821, SUBSECTION I CONSISTING OF MONIES, GIFTS AND CONTRIBUTIONS
37 DONATED TO A CHAPTER PURSUANT TO SUBSECTION B OF THIS SECTION. MONIES IN
38 THE FUND ARE CONTINUOUSLY APPROPRIATED.

39 B. A CHAPTER SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND 35-147,
40 IN THE FUND ALL MONIES RECEIVED FROM DONATIONS FOR BUILDING ENHANCEMENT
41 AND PROCEEDS FROM THE OPERATION OF THE BUILDINGS AND FACILITIES. FOR THE
42 PURPOSES OF THIS SUBSECTION, "BUILDING ENHANCEMENT" INCLUDES, WITH THE
43 ARIZONA HISTORICAL SOCIETY'S APPROVAL, ACQUIRING THROUGH ANY MEANS
44 BUILDINGS AND FACILITIES TO SUPPORT THE SOCIETY, INCLUDING, AT THE
45 CHAPTER'S DETERMINATION AND WITH THE SOCIETY'S APPROVAL, ENTERING INTO AN

1 ARRANGEMENT WITH ONE OR MORE HISTORICAL ORGANIZATIONS DESIGNATED BY THE
2 CHAPTER PURSUANT TO SECTION 41-821, SUBSECTION I.

3 C. WITH THE ARIZONA HISTORICAL SOCIETY'S APPROVAL, A CHAPTER MAY
4 USE MONIES FROM THE CHAPTER'S RESPECTIVE FUND TO ACQUIRE AND ENHANCE,
5 THROUGH ANY MEANS, BUILDINGS AND FACILITIES AND TO MAINTAIN THE BUILDINGS
6 AND FACILITIES.

7 D. ON OR BEFORE DECEMBER 1 OF EACH YEAR, EACH CHAPTER SHALL PREPARE
8 AN ANNUAL REPORT TO THE ARIZONA HISTORICAL SOCIETY THAT ACCOUNTS FOR ALL
9 MONIES RECEIVED, THE SOURCES OF THE MONIES RECEIVED AND THE PURPOSES FOR
10 WHICH THE MONIES WERE SPENT DURING THE PREVIOUS FISCAL YEAR. THE REPORT
11 SHALL INCLUDE PROJECTIONS FOR THE USE OF ANY MONIES RECEIVED IN THE
12 UPCOMING FISCAL YEAR.

13 E. ON NOTICE FROM THE PRESIDENT OF THE ARIZONA HISTORICAL SOCIETY,
14 THE STATE TREASURER SHALL INVEST AND DIVEST MONIES IN A FUND AS PROVIDED
15 BY SECTION 35-313, AND MONIES EARNED FROM INVESTMENT SHALL BE CREDITED TO
16 THAT FUND.

17 F. MONIES IN EACH FUND ARE EXEMPT FROM THE PROVISIONS OF SECTION
18 35-190 RELATING TO LAPSING OF APPROPRIATIONS.