

State of Arizona
Senate
Forty-fifth Legislature
First Regular Session
2001

SENATE BILL 1251

AN ACT

AMENDING SECTION 28-8202, ARIZONA REVISED STATUTES; AMENDING LAWS 1997, FIRST SPECIAL SESSION, CHAPTER 3, SECTION 5, AS AMENDED BY LAWS 1999, FIRST SPECIAL SESSION, CHAPTER 3, SECTION 9; PROVIDING FOR THE DELAYED REPEAL OF LAWS 1997, FIRST SPECIAL SESSION, CHAPTER 3, SECTION 5, AS AMENDED BY LAWS 1999, FIRST SPECIAL SESSION, CHAPTER 3, SECTION 9; RELATING TO FLIGHT PROPERTY TAX.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-8202, Arizona Revised Statutes, is amended to
3 read:

4 28-8202. State aviation fund; report

5 A. A state aviation fund is established consisting of the following:

6 1. Aviation fuel taxes or motor vehicle fuel taxes deposited by the
7 department.

8 2. Monies deposited by the department as a result of the sale of an
9 abandoned aircraft as defined in section 28-8243 or seized aircraft.

10 3. The amount of flight property tax that the department of revenue
11 has deposited pursuant to section 42-14255.

12 4. Registration fees, license taxes and penalties collected pursuant
13 to article 4 of this chapter.

14 5. Monies received by the department from the operation of airports
15 under this article and articles 2 through 5 of this chapter.

16 B. On notice from the department, the state treasurer shall invest and
17 divest monies in the state aviation fund as provided by section 28-6546, and
18 monies earned from investment shall be credited to the fund.

19 C. The department shall administer monies that are appropriated by the
20 legislature from the state aviation fund.

21 D. The board shall distribute monies appropriated to the department
22 from the state aviation fund for planning, design, development, acquisition
23 of interests in land, construction and improvement of publicly owned and
24 operated airport facilities in counties and incorporated cities and towns.
25 The board shall distribute these monies according to the needs for these
26 facilities as determined by the board. **NO MORE THAN TEN PER CENT OF THE
27 TOTAL AVIATION FUND MAY BE AWARDED TO ANY ONE AIRPORT IN ANY FISCAL
28 YEAR.** For purposes of this subsection, "publicly owned and operated airport
29 facility" means an airport and appurtenant facilities in which one or more
30 agencies, departments or instrumentalities of this state or a city, town or
31 county of this state holds an interest in the land on which the airport is
32 located that is clear of any reversionary interest, lien, easement, lease or
33 other encumbrance that might preclude or interfere with the possession, use
34 or control of the land for public airport purposes for a minimum period of
35 twenty years.

36 Sec. 2. Laws 1997, first special session, chapter 3, section 5, as
37 amended by Laws 1999, first special session, chapter 3, section 9, is amended
38 to read:

39 Sec. 5. Flight property tax; distribution of monies

40 Notwithstanding section 42-14255, subsection A, Arizona Revised
41 Statutes, **THROUGH JUNE 30, 2003**, the state treasurer shall deposit fifty per
42 cent of the revenues from the flight property tax in the state general fund
43 and fifty per cent in the aviation fund.

44 Sec. 3. Delayed repeal

45 Laws 1997, first special session, chapter 3, section 5, as amended by
46 Laws 1999, first special session, chapter 3, section 9 and this act, is
47 repealed from and after June 30, 2003.