

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

CHAPTER 286

**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.

~~APPROVED BY THE GOVERNOR MAY 1, 2001.~~

~~FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 1, 2001.~~

Passed the House April 24, 20 01,

by the following vote: 55 Ayes,

0 Nays, 5 Not Voting

[Signature]  
Speaker of the House

Passed the Senate March 14, 20 01,

by the following vote: 27 Ayes,

2 Nays, 1 Not Voting

[Signature]  
President of the Senate

[Signature]  
Secretary of the Senate

[Signature]  
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this  
\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary to the Governor

Approved this \_\_\_\_\_ day of

\_\_\_\_\_, 20\_\_\_\_,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State

S.B. 1251

SENATE CONCURS IN HOUSE  
AMENDMENTS AND FINAL PASSAGE

Passed the Senate April 26, 2001,

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

Randall Strickland  
President of the Senate  
Chaimin Ballington  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

27 day of April, 2001,

at 9:00 o'clock A M.

Jandra Ramirez  
Secretary to the Governor

APPROVED THIS first day of

May, 2001,

at 10:25 o'clock A M.

Janice K. Hull  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 1 day of May, 20 01,

at 4:45 o'clock P M.

Libby Boyles  
Secretary of State

S.B. 1251