

Senate Engrossed

State of Arizona
Senate
Forty-sixth Legislature
First Regular Session
2003

CHAPTER 4
SENATE BILL 1211

AN ACT

AMENDING SECTIONS 15-1471 AND 42-17202, ARIZONA REVISED STATUTES; RELATING
TO COMMUNITY COLLEGES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 15-1471, Arizona Revised Statutes, is amended to
3 read:

4 15-1471. Expenditure limitations; overrides

5 A. A district board, on the approval of a majority of the qualified
6 electors in the district voting at a regularly scheduled general election ON
7 THE FIRST TUESDAY AFTER THE FIRST MONDAY IN NOVEMBER, may authorize
8 expenditures in excess of the district expenditure limitation prescribed
9 pursuant to article IX, section 21, Constitution of Arizona. The excess
10 expenditures authorized shall be a specified percentage of the expenditure
11 limitation. The impact of the authorization shall appear on the ballot and
12 in publicity pamphlets in the same manner as prescribed in section 41-563.03.

13 B. In the resolution requesting the voters to approve expenditures in
14 excess of the district expenditure limitation prescribed pursuant to article
15 IX, section 21, Constitution of Arizona, the district board shall state the
16 number of years in which the authority to expend in excess of the limitation
17 otherwise prescribed is to be in effect. The district board shall not
18 request authority from the voters for a period of less than two years nor
19 more than seven years.

20 C. Any authorization of expenditures made pursuant to this section
21 shall be used in determining a modified expenditure limitation which is equal
22 to the expenditure limitation prescribed pursuant to article IX, section 21,
23 Constitution of Arizona, increased by the specified percentage, beginning
24 with the fiscal year immediately following the approval of the qualified
25 electors of the district. The district board shall not authorize
26 expenditures in excess of the modified expenditure limitation in subsequent
27 fiscal years unless subsequent approval for additional excess expenditures
28 is received as provided in subsection A of this section.

29 Sec. 2. Section 42-17202, Arizona Revised Statutes, is amended to
30 read:

31 42-17202. Community college district levy limit override

32 A. If the governing board of a community college district determines
33 that the amounts permitted to be levied as primary property taxes in any year
34 pursuant to section 42-17051 would provide insufficient revenue to the
35 district, the board may conduct an election to authorize a property tax levy
36 that is not within the limitations on primary property taxation.

37 B. In order to levy taxes exceeding the limitations prescribed on
38 primary property tax, the board shall adopt a resolution, by an affirmative
39 vote of at least two-thirds of its membership, requesting the voters to
40 approve a secondary property tax levy.

41 C. The resolution shall state:

42 1. The maximum dollar amount of secondary property tax that may be
43 collected in each year of the authority if the voters approve the levy.

1 2. The number of years for which the authority to levy in excess of
2 the levy limitation is to be in effect, which shall be at least two years but
3 not more than THAN seven years.

4 D. The election shall be held at a regularly scheduled general
5 election ON THE FIRST TUESDAY AFTER THE FIRST MONDAY IN NOVEMBER.

6 E. The impact of the proposal shall appear on the ballot and in
7 publicity pamphlets in the same manner as provided for local alternative
8 expenditure limitations pursuant to section 41-563.03.

9 F. If a majority of the qualified electors voting at the election
10 approves, the governing board may levy the additional amount as authorized
11 in the election. The additional amount approved by the voters:

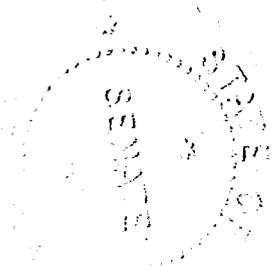
12 1. Shall not be included in computing the primary property tax levy
13 limitation for any subsequent year.

14 2. Shall be collected from a levy of secondary property taxes.

15 3. Is not subject to the limitations on taxes prescribed by article
16 IX, section 18, Constitution of Arizona.

APPROVED BY THE GOVERNOR MARCH 17, 2003.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 17, 2003.



Passed the House March 10, 2003,

by the following vote: 52 Ayes,

5 Nays, 3 Not Voting

Jake Flake
Speaker of the House
Speman L. Moore
Chief Clerk of the House

Passed the Senate March 4, 2003,

by the following vote: 28 Ayes,

1 Nays, 1 Not Voting

Ken Bennett
President of the Senate
Norma Chastain
Asst. Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

11 day of March, 2003

at 11:10 o'clock A M.

Janet Ramirez
Secretary to the Governor

Approved this 17th day of

March, 2003,

at 9:30 o'clock A M.

Jan Noy-It
Governor of Arizona

S.B. 1211

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 17 day of March, 2003

at 2:55 o'clock P M.

Janice K. Brewer
Secretary of State