

House Engrossed Senate Bill

**FILED**

**KEN BENNETT  
SECRETARY OF STATE**

State of Arizona  
Senate  
Fiftieth Legislature  
Second Regular Session  
2012

CHAPTER 151

# **SENATE BILL 1291**

AN ACT

AMENDING SECTIONS 41-608 AND 41-2706, ARIZONA REVISED STATUTES; RELATING TO  
THE VETERANS' DONATIONS FUND.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 41-608, Arizona Revised Statutes, is amended to  
3 read:

4 41-608. Veterans' donations fund; grants

5 A. The veterans' donations fund is established consisting of monies,  
6 gifts and contributions donated to the department and monies deposited  
7 pursuant to sections 28-2414, 28-2428, 28-2431, 28-2447, 28-2453, 28-2454,  
8 28-2455 and 43-620. The department shall administer the fund. ~~The first~~  
9 ~~thirty two thousand dollars deposited pursuant to section 28-2447 shall be~~  
10 ~~reimbursed to the fund.~~ Monies in the fund are continuously appropriated.  
11 The monies in the fund are exempt from the provisions of section 35-190  
12 relating to lapsing of appropriations. THE DEPARTMENT SHALL ADOPT RULES OR  
13 POLICIES FOR GRANTS OF LESS THAN FIVE THOUSAND DOLLARS THAT ENCOURAGE AS MUCH  
14 COMPETITION AS PRACTICABLE.

15 B. The director or the director's designee may solicit and receive  
16 donations, including in-kind donations, from the public for veterans. The  
17 director shall deposit, pursuant to sections 35-146 and 35-147, the monetary  
18 donations in the veterans' donations fund. Monies in the fund are subject to  
19 state auditing procedures. Except for monies deposited pursuant to sections  
20 28-2431 and 28-2447, the donations may be used for the benefit of the  
21 veterans within this state ~~at the discretion of the director and shall be~~  
22 ~~used to pay the department of transportation thirty two thousand dollars to~~  
23 ~~issue women veteran special plates pursuant to section 28-2447.~~ The director  
24 may donate monies from the fund to organizations seeking to establish a  
25 monument or memorial on public property that recognizes or honors veterans or  
26 recognizes events in which veterans were major participants or had a major  
27 influence AS GRANTS, SUBJECT TO CHAPTER 24 OF THIS TITLE, IF APPLICABLE.

28 C. The director shall establish a separate subaccount in the veterans'  
29 donations fund for the deposit of monies received pursuant to section  
30 28-2431, subsection C. The monies in the subaccount shall be used for the  
31 construction and maintenance of the enduring freedom memorial authorized  
32 pursuant to section 41-1363 for placement in Wesley Bolin Plaza.

33 D. The director shall establish a separate subaccount in the veterans'  
34 donations fund for the deposit of monies received pursuant to section  
35 28-2447, subsection C. The monies in the subaccount shall be used, ~~at the~~  
36 ~~discretion of the director,~~ for the benefit of women veterans in this state,  
37 including providing shelter to homeless women veterans AS GRANTS, SUBJECT TO  
38 CHAPTER 24 OF THIS TITLE, IF APPLICABLE.

39 E. The director shall inventory and account for the use of any  
40 tangible personal property donated to the fund.

41 F. On notice from the director, the state treasurer shall invest and  
42 divest monies in the fund as provided by section 35-313, and monies earned  
43 from investment shall be credited to the fund.

1           Sec. 2. Section 41-2706, Arizona Revised Statutes, is amended to read:  
2           41-2706. Applicability of chapter

3           A. This chapter applies to the solicitation of grants initiated after  
4 August 6, 1999.

5           B. This chapter does not apply to:

6           1. Any grant program that was exempt from chapter 23, article 3 of  
7 this title and for which administrative rules establishing grant solicitation  
8 procedures were adopted pursuant to chapter 6 of this title before August 6,  
9 1999.

10           2. The Arizona board of regents and schools, colleges, institutions  
11 and universities under its control if the Arizona board of regents adopts  
12 rules or policies governing the award of grants that encourage as much  
13 competition as practicable.

14           3. Grants made by the cotton research and protection council for  
15 research programs related to cotton production or protection.

16           4. Grants made by the Arizona iceberg lettuce research council for  
17 research programs under section 3-526.02, subsection C, paragraph 3 or 5.

18           5. Grants made by the Arizona citrus research council for research  
19 programs under section 3-468.02, subsection C, paragraph 3 or 5.

20           6. Grants made by the Arizona grain research and promotion council for  
21 research projects and programs under section 3-584, subsection C,  
22 paragraph 5.

23           7. Grants made under section 3-268, subsection C.

24           8. Grants made by the Arizona commerce authority from the Arizona  
25 competes fund pursuant to chapter 10, article 5 of this title. With respect  
26 to other grants, the authority shall adopt policies, procedures and  
27 practices, in consultation with the department of administration, that are  
28 similar to and based on the policies and procedures prescribed by this  
29 chapter for the purpose of increased public confidence, fair and equitable  
30 treatment of all persons engaged in the process and fostering broad  
31 competition while accomplishing flexibility to achieve the authority's  
32 statutory requirements. The authority shall make its policies, procedures  
33 and practices available to the public.

34           9. GRANTS OF LESS THAN FIVE THOUSAND DOLLARS FROM THE VETERANS'  
35 DONATIONS FUND IF THE DEPARTMENT OF VETERANS' SERVICES ADOPTS RULES OR  
36 POLICIES GOVERNING THESE GRANTS THAT ENCOURAGE AS MUCH COMPETITION AS  
37 PRACTICABLE.

APPROVED BY THE GOVERNOR MARCH 29, 2012.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 29, 2012.

Passed the House March 22, 2012,

Passed the Senate February 23, 2012,

by the following vote: 58 Ayes,

by the following vote: 29 Ayes,

0 Nays, 2 Not Voting

0 Nays, 1 Not Voting

[Signature]  
Speaker of the House

[Signature]  
President of the Senate

[Signature]  
Chief Clerk of the House

[Signature]  
Secretary of the Senate

**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

**S.B. 1291**

**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

SENATE CONCURS IN HOUSE  
AMENDMENTS AND FINAL PASSAGE

Passed the Senate March 26, 20 12

by the following vote: 27 Ayes,

0 Nays, 3 Not Voting



President of the Senate



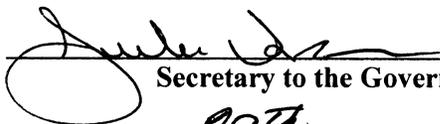
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill received by the Governor this

27 day of March, 20 12

at 8:30 o'clock A M.



Secretary to the Governor

Approved this 29<sup>th</sup> day of

March

at 10:33 o'clock A-M.



Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 29<sup>th</sup> day of March, 20 12

at 4:58 o'clock P M.



Secretary of State