

House Engrossed

FILED
MICHELE REAGAN
SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-second Legislature
Second Regular Session
2016

CHAPTER 258

HOUSE BILL 2483

AN ACT

AMENDING SECTIONS 28-6532, 42-5033 AND 42-5033.01, ARIZONA REVISED STATUTES;
RELATING TO MUNICIPAL POPULATION ESTIMATES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-6532, Arizona Revised Statutes, is amended to
3 read:

4 28-6532. Population determination; decennial or special census;
5 population estimates

6 A. Except as provided by section 42-5033.01, the population as shown
7 by the decennial census as certified by the United States bureau of the
8 census shall be used as the basis for the apportionment of monies pursuant to
9 this article on July 1 in the year after the decennial census.

10 B. During the fifth year after the decennial census, a county, city or
11 town may request the United States bureau of the census to take a special
12 census of the population of the county, city or town. The results of the
13 special census shall be certified to the state treasurer and shall be used on
14 July 1 in the year after the special census as the basis for the
15 apportionment of monies pursuant to this article, EXCEPT THAT A CITY OR TOWN
16 MAY ELECT TO USE EITHER THE RESULTS OF THE SPECIAL CENSUS OR THE MOST RECENT
17 POPULATION ESTIMATES FROM THE UNITED STATES BUREAU OF THE CENSUS AS PROVIDED
18 UNDER SECTION 42-5033.01. A CITY OR TOWN MAY USE THE RESULTS OF THE SPECIAL
19 CENSUS FOR ONLY ONE YEAR, AND BEGINNING ON JULY 1 IN THE SECOND YEAR AFTER
20 THE SPECIAL CENSUS, THE CITY OR TOWN SHALL USE THE MOST RECENT POPULATION
21 ESTIMATES FROM THE UNITED STATES BUREAU OF THE CENSUS AS PROVIDED UNDER
22 SECTION 42-5033.01 AS THE BASIS FOR THE APPORTIONMENT OF MONIES PURSUANT TO
23 THIS ARTICLE.

24 C. Notwithstanding any other law, a city or town that is initially
25 incorporated after the decennial census or July 1 of the fifth year after the
26 decennial census and that has caused a special census of the population
27 within the city or town limits to be taken by the United States bureau of the
28 census may cause the result of the special census to be certified to the
29 state treasurer. Beginning on July 1 after the completion of the special
30 census, the RESULTS OF THE special census ~~shall~~ OR THE MOST RECENT POPULATION
31 ESTIMATES FROM THE UNITED STATES BUREAU OF THE CENSUS MAY be used as the
32 basis of the apportionment of monies pursuant to this article in determining
33 the amount payable to the city or town ~~until the next United States decennial~~
34 ~~census or special census as provided in subsection B of this section.~~ A CITY
35 OR TOWN MAY USE THE RESULTS OF THE SPECIAL CENSUS FOR ONLY ONE YEAR, AND
36 BEGINNING ON JULY 1 IN THE SECOND YEAR AFTER THE SPECIAL CENSUS, THE CITY OR
37 TOWN SHALL USE THE MOST RECENT POPULATION ESTIMATES FROM THE UNITED STATES
38 BUREAU OF THE CENSUS AS PROVIDED UNDER SECTION 42-5033.01 AS THE BASIS FOR
39 THE APPORTIONMENT OF MONIES PURSUANT TO THIS ARTICLE.

40 D. A county may request and utilize a special census for the purposes
41 of subsection B of this section even if one or more incorporated cities or
42 towns in the county do not request a special census. The county special
43 census shall include only those persons residing in unincorporated areas of
44 the county.

1 FOLLOWING THE LAST DECENNIAL CENSUS as approved by the ~~director of the~~
2 ~~department of economic security~~ OFFICE OF EMPLOYMENT AND POPULATION
3 STATISTICS. On submittal, that population, plus any revisions due to
4 annexations certified by the United States bureau of the census, shall be
5 used for distribution of state shared tax revenues pursuant to sections
6 28-5808, 28-6540, 42-5029 and 43-206 to the ~~city, town or~~ county beginning
7 July 1, ~~2006~~ OF THE SIXTH YEAR FOLLOWING THE LAST DECENNIAL CENSUS through
8 June 30, ~~2011~~ OF THE YEAR FOLLOWING THE NEXT DECENNIAL CENSUS.

9 2. BEFORE MAY 1 OF THE SIXTH YEAR FOLLOWING A FEDERAL DECENNIAL
10 CENSUS, a ~~city, town or~~ county may contract with the United States bureau of
11 the census to conduct a sample survey that results in a ~~2005~~ MID-DECADE
12 resident population and submit the results of that survey to the director of
13 the department of revenue, the director of the department of transportation
14 and the state treasurer. The survey shall also report total resident
15 population in housing units, total resident population in group quarters,
16 total housing units and total occupied housing units for the ~~city, town or~~
17 county. On submittal, that ~~2005~~ MID-DECADE resident population, plus any
18 revisions due to annexations certified by the United States bureau of the
19 census, shall be used as the base for the calculation of population estimates
20 for ~~2006 through 2010~~ THE SIXTH YEAR FOLLOWING THE DECENNIAL CENSUS UNTIL THE
21 NEXT DECENNIAL CENSUS by the ~~department of economic security~~ OFFICE OF
22 EMPLOYMENT AND POPULATION STATISTICS and for distribution of state shared tax
23 revenues pursuant to sections 28-5808, 28-6540, 42-5029 and 43-206 to the
24 ~~city, town or~~ county beginning July 1, ~~2006 through June 30, 2011~~. ~~Any city,~~
25 ~~town or~~ IN THE SIXTH YEAR FOLLOWING THE DECENNIAL CENSUS THROUGH JUNE 30 OF
26 THE YEAR FOLLOWING THE NEXT DECENNIAL CENSUS. A county contracting for the
27 survey may not exercise the option provided in paragraph 1 of this
28 subsection.

29 3. BEFORE MAY 1 OF THE SIXTH YEAR FOLLOWING A FEDERAL DECENNIAL
30 CENSUS, a ~~city, town or~~ county may request the director of the department of
31 revenue, the director of the department of transportation and the state
32 treasurer to continue to use the ~~2000~~ MOST RECENT United States decennial
33 census through June 30, ~~2011~~ OF THE YEAR FOLLOWING THE NEXT DECENNIAL CENSUS
34 for distribution of state shared tax revenues pursuant to sections 28-5808,
35 28-6540, 42-5029 and 43-206.

36 4. THE MOST RECENT POPULATION ESTIMATES OF THE UNITED STATES BUREAU OF
37 THE CENSUS SHALL BE USED ANNUALLY FOR DISTRIBUTION OF STATE SHARED TAX
38 REVENUES PURSUANT TO SECTIONS 28-5808, 28-6540, 42-5029 AND 43-206 TO CITIES
39 AND TOWNS BEGINNING ON JULY 1 IN THE SECOND YEAR FOLLOWING THE DECENNIAL
40 CENSUS THROUGH JUNE 30 OF THE YEAR FOLLOWING THE NEXT DECENNIAL CENSUS.

41 ~~B. No later than July 31, 2006, the joint legislative budget committee~~
42 ~~shall prepare a report on the use of population estimates pursuant to this~~
43 ~~section and shall include a comparison of:~~

44 1. ~~The population estimate data produced by the department of economic~~
45 ~~security for purposes of this section with any available census data.~~

1 ~~2. State shared revenue amounts distributed to cities, towns and~~
2 ~~counties using the special census or sample survey population data with~~
3 ~~amounts that would have been distributed using the population estimate data~~
4 ~~produced by the department of economic security for the purposes of this~~
5 ~~section.~~

6 Sec. 4. Emergency

7 This act is an emergency measure that is necessary to preserve the
8 public peace, health or safety and is operative immediately as provided by
9 law.

APPROVED BY THE GOVERNOR MAY 17, 2016.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 17, 2016.

Passed the House February 29, 2016

by the following vote: 59 Ayes,

0 Nays, 1 Not Voting

[Signature]
Speaker of the House

[Signature]
Chief Clerk of the House

Pro Tempore

w/ emergency

Passed the Senate May 7, 2016

by the following vote: 28 Ayes,

0 Nays, 2 Not Voting

[Signature]
President of the Senate

[Signature]
Secretary of the Senate

w/ Emergency

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this
9th day of May, 2016

at 9:54 o'clock A. M.

[Signature]
Secretary to the Governor

Approved this 17th day of

May

at 10:48 o'clock A. M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State
this 17th day of May, 2016

at 11:40 o'clock A. M.

[Signature]
Secretary of State

H.B. 2483