

Senate Engrossed
FILED
MICHELE REAGAN
SECRETARY OF STATE

State of Arizona
Senate
Fifty-third Legislature
First Regular Session
2017

CHAPTER 274
SENATE BILL 1379

AN ACT

AMENDING SECTION 28-6392, ARIZONA REVISED STATUTES; RELATING TO COUNTY
REGIONAL AREA ROAD FUND MONIES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-6392, Arizona Revised Statutes, is amended to
3 read:

4 28-6392. County regional area road fund; distribution;
5 repayment of misused monies; investment

6 A. Each month the state treasurer shall distribute the monies in
7 the county's regional area road fund to the individual county and to the
8 individual cities and towns in the county in the manner that is determined
9 by the board of supervisors before the election and that is described in
10 the publicity pamphlet for the election.

11 B. The jurisdiction receiving the revenues may only use the
12 revenues for street and highway purposes or for transportation projects
13 included in the regional transportation plan of the county as prepared by
14 the county regional planning agency. If the auditor general reports to
15 the department after conducting a performance audit pursuant to section
16 41-1279.03, subsection A, paragraph 6 that a jurisdiction has not used
17 revenues as provided in this subsection:

18 1. THE DEPARTMENT SHALL REQUIRE THE JURISDICTION TO DIRECTLY REPAY
19 THE FUND THE FULL AMOUNT OF THE MISUSED MONIES BEGINNING IMMEDIATELY AS A
20 LUMP SUM OR IN CONSECUTIVE ANNUAL PAYMENTS OF AT LEAST TEN PERCENT OF THE
21 FULL AMOUNT EACH FISCAL YEAR.

22 2. IF THE JURISDICTION FAILS TO TIMELY AND FULLY REPAY THE FUND AS
23 REQUIRED BY PARAGRAPH 1 OF THIS SUBSECTION, the department shall notify
24 the state treasurer who shall withhold the noncomplying jurisdiction's
25 revenues until the noncomplying jurisdiction presents evidence that is
26 satisfactory to the auditor general and that shows that the jurisdiction
27 has spent monies for purposes prescribed in this subsection from another
28 general revenue source equal to the amount of the revenues diverted from
29 the uses prescribed in this subsection.

30 C. The state treasurer shall invest and divest monies in the
31 county's regional area road fund as provided by section 35-313, and monies
32 earned from investment shall be credited to the fund.

APPROVED BY THE GOVERNOR MAY 3, 2017.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 3, 2017.

Passed the House April 26, 20 17,

Passed the Senate February 21, 20 17,

by the following vote: 54 Ayes,

by the following vote: 30 Ayes,

0 Nays, 6 Not Voting

0 Nays, 0 Not Voting

[Signature]
Speaker of the House
Pro Tempore
Jim Duke
Chief Clerk of the House

[Signature]
President of the Senate
Susan Oweles
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

27 day of April, 20 17,

at 10:30 o'clock A M.

[Signature]
Secretary to the Governor

Approved this 3rd day of

May, 20 17,

at 2:41 o'clock P. M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 3 day of May, 20 17,

at 5:10 o'clock P M.

[Signature]
Secretary of State

S.B. 1379