

## **MAG Bill Summary**

### **TRANSPORTATION**

#### **SB 1012 County Motor Vehicle Fuel Taxes**

**Sen. Farley**

Counties are authorized to levy by ordinance a tax on wholesale motor vehicle fuel and wholesale use fuel sold in the county of up to 3 percent of the total sale of motor vehicle fuel or use fuel. By June 15 of each fiscal year, the Department of Transportation is required to transfer monies deposited in the Highway User Revenue Fund as a result of county-imposed fuel tax to the county in which the tax was collected.

**Status: Assigned FIN, TRANS 1/11**

#### **SB 1013 Funding; LTAF; Restoration**

**Sen. Farley**

Establishes the Local Transportation Assistance Fund (LTAF) and requires the Legislature to appropriate an amount necessary to provide that the total monies available in LTAF for each fiscal year (FY) equal \$20.5 million. The State Treasurer is required to pay municipalities a maximum of \$23 million each FY from the available monies in LTAF in proportion to the population of each municipality, except that each municipality is entitled to receive at least \$10,000. The State Treasurer is also required to distribute up to \$18 million each FY to counties. Establishes the County Assistance Fund and specifies distributions from the Fund. Establishes State Parks Board Heritage Fund, and requires the Heritage Fund to be administered by the State Parks Board for specified purposes. State Lottery Fund (SLF) monies must be used to reimburse the general fund for payment to LTAF of \$18 million each FY. Of the monies remaining in the SLF, up to a maximum of \$23 million each FY must be deposited in the general fund to be used to offset reimbursements to the County Assistance Fund. Of the monies remaining in the SLF, \$10 million must be deposited in the Heritage Fund. Monies equivalent to the amount of SLF monies specified must be transferred from the general fund to the other funds specified at the beginning of each FY. More.

**Status: Assigned TRANS, APPROP 1/11**

#### **SB 1312 Motor Fuel Taxes**

**Sen. Farley**

Repeals the tax of 18 cents per gallon on motor vehicle fuel possessed, used or consumed in Arizona, other motor vehicle fuel taxes imposed, and statutes regulating fuel tax collection and fuel dispenser labels. Beginning January 1, 2017, a tax of 12 percent of the statewide average rack price of a gallon of motor fuel is imposed on motor vehicle fuel possessed, used or received for sale or use in Arizona, and establishes a calculation used to determine the statewide average rack price of a gallon of motor fuel. The statewide average rack price of a gallon of motor fuel cannot be less than \$2.45 per gallon, and cannot exceed \$3.33 per gallon. Establishes a process for the Department to annually adjust the fuel tax rate. A county by ordinance is authorized to levy a tax on wholesale motor fuel sold in that county up to 3 percent of the total sale of motor vehicle fuel. The Department of Transportation is required to study a road usage charge mileage-based revenue system as an alternative to motor fuel taxes and make recommendations to the Legislature on the potential use and future implementation of a road usage charge in Arizona. More.

**Status: Assigned TRANS, FIN 1/27**

**SB 1398 Fuel Taxes; Streets and Highways**

**Sen. Griffin**

Revenues collected from motor vehicle fuel and use fuel taxes are required to only be spent for road, street and highway purposes, including maintenance.

**Status: Yet to be assigned**

**SB 1489 Transportation Funding; Task Force**

**Sen. Worsley**

Establishes a seven member Surface Transportation Funding Task Force to review transportation needs and revenue source in Arizona and recommend specific revenue proposals for dedicated funding source for specified transportation related items. The Task Force is required to issue progress reports every three months to the Governor and the Legislature and to submit a final report of its findings and recommendations to the Governor and the Legislature by December 31, 2017. Emergency clause.

**Status: Assigned ED, APPROP 2/2**

**SB 1493 State Highway Construction; Tax Credits**

**Sen. Worsley**

Establishes an individual and corporate tax credit for taxpayers who participate in financing construction, reconstruction or renovation of eligible transportation facilities. The Department of Transportation is required to administer the credit and use the sale of the credits to finance the construction, reconstruction or renovation of eligible transportation facilities in Arizona. The tax credits may be awarded through a bidding process. The annual amount of tax credits that may be awarded each year is prescribed by the Legislature as part of the annual state budget. All or part of any unclaimed amount of a credit may be sold or otherwise transferred under specified conditions. If the allowable credit exceeds taxes due, the unused amount may be carried forward for up to five consecutive tax years.

**Status: Assigned FIN, TRANS 2/2**

**HB 2493 Use Fuel Taxes; Adjustment**

**Rep. Bowers**

The use fuel tax of 18 cents per gallon imposed on fuel used in propulsion of a light class motor vehicle is eliminated, and fuel used in propulsion of a light class motor vehicle is subject to the same use fuel tax as a use class motor vehicle, at a rate of 26 cents per gallon. The owner of a light class motor vehicle or as use class motor vehicle that is propelled by use fuel and are exempt from the weight fee are eligible at the time of vehicle registration to collect a use fuel tax adjustment of \$7 per registration year. A person who sells use fuel for delivery directly into a vehicle fuel tank is no longer required to be licensed as a vendor. Requirements for vendor receipts, records and refunds are repealed.

**Status: Assigned TI 1/25**

## Environmental

**SCM 1007 Ozone Concentration Standard; Urging EPA**

**Sen. Griffin**

The Legislature urges the U.S. Environmental Protection Agency to reinstate the previous ozone concentration standard of 75 parts per billion. The Secretary of State is directed to transmit copies of this memorial to the EPA Administrator, the President of the U.S., the President of the U.S. Senate, the Speaker of the U.S. House, and each member of Congress from Arizona.

**Status: WE DP 2/1**

## **Building Codes, Specs, Details and Related**

### **SB 1004 Garden Produce; Regulatory Exemption**

**Sen. Farnsworth**

The list of food that must be exempt from specified food-related Arizona Department of Health rules is expanded to include: a whole fruit or vegetable grown in a home garden, public school garden, food establishment garden or community garden; a whole fruit or vegetable offered for commercial or noncommercial purposes at a farmers' market; and commercially prepackaged food that is offered at a public or private school facility. Any rule adopted by a county department relating to food must provide the same exemptions.

**Status: Assigned GOV 1/11/16**

### **SB 1050 Food Producers; Prohibited Ordinances**

**Sen. Farnsworth**

Producers of food products in residential and community gardens cannot be denied or restricted the right to sell and dispose of their products except as already provided in statute for owners, proprietors and tenants of agricultural lands, orchards, farms and gardens. Municipalities are prohibited from denying or restricting a producer of food products on agricultural lands and farms and in gardens, including residential and community gardens, from the right to produce food products, except as provided by state statute.

**Status: Assigned GOV 1/11**

### **SB 1194 Building Codes Moratorium; Repeal**

**Sen. Griffin**

Repeals the moratorium on new or modified residential or commercial building codes that was in effect from June 30, 2009 to June 20, 2011.

**Status: Assigned CWD 1/20; CWD DP 2/1**

### **HB 2172 Planned Communities; Architectural Designs; Approval**

**Rep. Petersen**

Planned communities are prohibited from unreasonably withholding approval of a construction project's architectural designs, plans and amendments.

**Status: Assigned GHE 1/20; GHE DP 2/1**

### **HB 2486 Telecommunications Utilities; Relocation; Reimbursement**

**Rep. Olson**

To the fullest extent allowed by law, if any construction in any municipality that is undertaken individually or jointly by an intergovernmental contract that is funded in whole or in part by voter-approved bond proceeds requires a "telecommunications utility" (defined) to adjust or relocate the utility's facilities, the county or municipality must reimburse the utility or cause the utility to be reimbursed for the utility's relocation costs. Some exceptions. The process for reimbursement is specified.

**Status: Assigned APPROP 1/25**

### **HB 2497 Local Governments; Permits; Equipment**

**Rep. Mitchell**

A political subdivision is required to allow a list of specified persons to install, operate and maintain "microcell equipment" (defined) in the public highways within the political subdivision, and is required to issue permits for the installation, operation and maintenance of microcell equipment. Application and permit fees must be levied on a competitively neutral and nondiscriminatory basis and must be directly related to the costs incurred by the political subdivision in providing services relating to the permits.

Recurring fees and rent for the use of microcell equipment are prohibited. A municipal licensing authority is required to issue a cable operator that applies a permit to attach “permitted wi-fi radio equipment” to the cable television system in public streets, roads and alleys in the area of jurisdiction.

**Status: Assigned CMA 1/25**

**HB 2549      Public Construction Piping Materials; Prohibition      Rep. Leach**

A “public body” (defined) is prohibited from preferring one type of “suitable building material” (defined) over another in constructing, developing, maintaining, repairing or operating a water, wastewater or storm water drainage project that is funded in whole or in part with state monies, unless sound engineering practices suggest that one type of suitable piping material is more appropriate for a particular project.

**Status: Assigned GHE 2/1**

## Human Services

**HB 2107      Substance Abuse Recovery Homes      Rep. Campbell**

Municipalities and counties are authorized to adopt by ordinance health and safety standards and enforcement mechanisms for “structured sober living homes” (defined), which must include a list of specified provisions, including mandatory registration, supervision requirements, and qualifications of the house manager.

**Status: CMA DPA 1/25; CMA DPA 1/25**

**HB 2462      Domestic Violence, Service Providers      Rep. Brophy McGee**

Statute relating to domestic violence shelters is modified to instead apply to “domestic violence service providers,” defined as a facility whose primary purpose is to provide services to family or household members who are victims of domestic violence, including shelter, victim advocacy, and other support services. Domestic violence service providers are eligible to receive monies from the renamed Domestic Violence Services Fund, formerly the Domestic Violence Shelter Fund, and other eligibility requirements are modified.

**Status: Assigned CFA 1/25**

**HCR 2037      Early Childhood Literacy; School Monies      Rep. Borrelli**

The 2016 general election ballot is to carry the question of whether to amend state statute to transfer monies from the Early Childhood Development and Health Fund to the Department of Education to be distributed to school districts and charter schools to provide early childhood literacy programs for children under seven years of age. Each school district and charter school is eligible to receive \$1,162 per student enrolled in 3<sup>rd</sup> grade if sufficient monies are deposited in the Fund, or a pro rata reduced per pupil amount. Beginning in FY 2020-21, the Department is required to reduce the monies transferred to a school district or charter school by a percentage of the amount that would otherwise be due that is equal to the percentage of 3<sup>rd</sup> grade students who are not promoted to 4<sup>th</sup> grade due to reading below grade level. Also, if at the end of a fiscal year unexpended unencumbered monies remain in the Fund, the first \$5 million is transferred to the Internet Crimes Against Children Enforcement Fund.

**Status: Assigned ED 1/25; HELD 1/27**

## Economic Development

**HB 2057      Repeal; JTED Funding Reductions****Rep. Ackerley**

Eliminates the reduction in base support level funding that a school district, charter school or JTED receives for students enrolled in both a school district or charter school and a joint technical education district (JTED) satellite campus program to 92.5 percent of the base support level funding that the school district, charter school or JTED would otherwise receive. The reduction would have become effective in FY 2016-17. Retroactive to July 1, 2016.

**Status: Yet to be assigned.****HB 2508      JTED Funding Reductions; Repeal****Rep. Fann**

Eliminates the reduction in base support level funding that a school district, charter school or JTED receives for students enrolled in both a school district or charter school and a joint technical education district (JTED) satellite campus program to 92.5 percent of the base support level funding that the school district, charter school or JTED would otherwise receive. The reduction would have become effective in FY 2016-17. Emergency clause.

**Status: Yet to be assigned.****SB 1258      JTED Funding Reductions; Repeal****Sen. Shooter**

Eliminates the reduction in base support level funding that a school district, charter school or JTED receives for students enrolled in both a school district or charter school and a joint technical education district (JTED) satellite campus program to 92.5 percent of the base support level funding that the school district, charter school or JTED would otherwise receive. The reduction would have become effective in FY 2016-17. Retroactive to July 1, 2016.

**Status: Yet to be assigned.**

## Other

**HB 2157      ASRS: Political Subdivision Entities****Rep. Ugenti-Rita**

Employees of "political subdivision entities" (defined in statute) who are hired on or after the effective date of this legislation are excluded from membership in the Arizona State Retirement System.

**Status: Assigned GHE 1/25; GHE DP 2/4****HB 2365      Study Committee; Arizona's 911 System****Rep. Thorpe**

Establishes a 10-member Study Committee on Arizona's 911 System to examine the telecommunications service excise tax, the transition to next generation 911, and other related issues. The Committee is required to submit a report of its findings and recommendations to the Governor and the Legislature by November 1, 2017. Self-repeals January 1, 2018.

**Status: Assigned MAPS 1/25****HB 2483      Municipal Population Estimates; Use****Rep. Olson**

Before May 1 of the sixth year following a decennial census, a county is permitted to submit a specified state agencies the county's population estimate as of the fifth year following the last decennial census as approved by the Office of Employment and Population Statistics. On submittal, that population must be



used for distributions of state share revenue to the county beginning July 1 of the sixth year following the last decennial census through June 30<sup>th</sup> of the year following the next decennial census. More.

**Status: Assigned APPROP 1/25; APPROP DP 2/3**