

REFERENCE TITLE: tribal airports; state aviation fund

State of Arizona
Senate
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2007

SB 1477

Introduced by
Senator Hale; Representatives Kirkpatrick, Tom; Senators Aboud, Aguirre,
Burton Cahill, Miranda; Representatives Brown, Rios P

AN ACT

AMENDING SECTION 28-8202, ARIZONA REVISED STATUTES; RELATING TO AVIATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-8202, Arizona Revised Statutes, is amended to
3 read:

4 28-8202. State aviation fund

5 A. A state aviation fund is established consisting of the following:

6 1. Aviation fuel taxes or motor vehicle fuel taxes deposited by the
7 department.

8 2. Monies deposited by the department as a result of the sale of an
9 abandoned aircraft as defined in section 28-8243 or seized aircraft.

10 3. The amount of flight property tax that the department of revenue
11 has deposited pursuant to section 42-14255.

12 4. Registration fees, license taxes and penalties collected pursuant
13 to article 4 of this chapter.

14 5. Monies received by the department from the operation of airports
15 under this article and articles 2 through 5 of this chapter.

16 B. On notice from the department, the state treasurer shall invest and
17 divest monies in the state aviation fund as provided by section 35-313, and
18 monies earned from investment shall be credited to the fund.

19 C. The department shall administer monies that are appropriated by the
20 legislature from the state aviation fund.

21 D. The board shall distribute monies appropriated to the department
22 from the state aviation fund for planning, design, development, acquisition
23 of interests in land, construction and improvement of publicly owned and
24 operated airport facilities in counties and incorporated cities and towns.
25 The board shall distribute these monies according to the needs for these
26 facilities as determined by the board. No more than ten per cent of the
27 total aviation fund may be awarded to any one airport in any fiscal
28 year. For **THE** purposes of this subsection, "publicly owned and operated
29 airport facility" means an airport and appurtenant facilities in which one or
30 more agencies, departments or instrumentalities of this state, ~~or~~ a city,
31 town or county of this state, **AN INDIAN TRIBE OR A TRIBAL GOVERNMENT** holds an
32 interest in the land on which the airport is located that is clear of any
33 reversionary interest, lien, easement, lease or other encumbrance that might
34 preclude or interfere with the possession, use or control of the land for
35 public airport purposes for a minimum period of twenty years.