

State of Arizona
Senate
Forty-eighth Legislature
Second Regular Session
2008

SENATE BILL 1507

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; report

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 **AND**
25 **ON INDIAN NATION LAND**. The board shall distribute these monies according to
26 the needs for these facilities as determined by the board. No more than ten
27 per cent of the ~~total~~ **AVERAGE ANNUAL aviation-fund REVENUE THAT THE FUND**
28 **RECEIVED FOR THE PAST THREE YEARS** may be awarded to any one airport in **GRANTS**
29 **OR LOANS IN** any fiscal year. For **THE** purposes of this subsection, "publicly
30 owned and operated airport facility" means an airport and appurtenant
31 facilities in which one or more agencies, departments or instrumentalities of
32 this state or a city, town or county of this state **OR INDIAN NATION LOCATED**
33 **IN THIS STATE** holds an interest in the land on which the airport is located
34 that is clear of any reversionary interest, lien, easement, lease or other
35 encumbrance that might preclude or interfere with the possession, use or
36 control of the land for public airport purposes for a minimum period of
37 twenty years.

38 Sec. 2. Emergency

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