

NELSON FLOOR AMENDMENT

HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1361

(Reference to Senate engrossed bill)

1 Page 2, after line 7, insert:

2 "41-1551.04 Reporting

3 THE DEPARTMENT OF COMMERCE SHALL REPORT, FIVE YEARS AFTER THE EFFECTIVE
4 DATE OF THIS ACT, ON THIS PROGRAM AND THE USE OF SECTION 42-6209, ARIZONA
5 REVISED STATUTES, AS AMENDED BY THIS ACT. A COPY OF THE REPORT SHALL BE
6 DELIVERED TO THE GOVERNOR, THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE
7 HOUSE OF REPRESENTATIVES AND THE DIRECTOR OF THE ARIZONA STATE LIBRARY,
8 ARCHIVES AND PUBLIC RECORDS.

9 Sec. 2. Section 42-6209, Arizona Revised Statutes, is amended to read:

10 42-6209. Abatement of tax for government property improvements
11 in single central business district or military use
12 zone

13 A. A government lessor shall abate the tax provided for under
14 this article for a limited period beginning when the certificate of
15 occupancy is issued and ending eight years after the certificate of occupancy
16 is issued on a government property improvement that is constructed either
17 before or after July 20, 1996 and that meets the following requirements:

18 1. The improvement is located in EITHER:

19 (a) A single central business district in a slum or blighted area that
20 is established pursuant to title 36, chapter 12, article 3 and is subject to
21 a lease or development agreement entered into on or after April 1, 1985.

22 (b) A MILITARY USE ZONE. FOR THE PURPOSES OF THIS SUBDIVISION,
23 "MILITARY USE ZONE" MEANS:

24 (i) IN THE CASE OF A MILITARY AIRPORT AS DEFINED IN SECTION 28-8461,
25 ANY AREA WITHIN THE HIGH NOISE OR ACCIDENT POTENTIAL ZONE AS DEFINED IN
26 SECTION 28-8461, IF ZONING AND DEVELOPMENT OF THE PROPERTY COMPLIES WITH THE
27 REQUIREMENTS OF SECTION 28-8481, SUBSECTION J.

1 (ii) IN THE CASE OF A CLOSED MILITARY FACILITY, UNTIL THE LATER OF
2 DECEMBER 31, 2013 OR THE DATE THAT IS FIVE YEARS AFTER THE DATE ON WHICH THE
3 STATE, A COUNTY, A MUNICIPALITY OR A POLITICAL SUBDIVISION OF THE STATE
4 ASSUMES EXCLUSIVE POSSESSION AND CONTROL OF THE FACILITY, ANY AREA WITHIN A
5 TWO MILE RADIUS CENTERED AND MEASURED FROM A POINT THAT IS COINCIDENT WITH
6 THE CENTERLINE AT THE MIDPOINT OF EITHER THE CENTER RUNWAY, THE LONGEST
7 RUNWAY, OR THE ONLY RUNWAY. FOR THE PURPOSES OF THIS ITEM, "CLOSED MILITARY
8 FACILITY" MEANS A MILITARY FACILITY THAT WAS USED FOR OPERATIONAL AND
9 TRAINING PURPOSES OF THE ACTIVE UNIFORMED SERVICES OF THE UNITED STATES AND
10 HAD A RUNWAY THAT WAS AT LEAST EIGHT THOUSAND FEET LONG AT CLOSING AND AN
11 "IMPROVEMENT" IS LOCATED IN A MILITARY USE ZONE IF THE IMPROVEMENT IS LOCATED
12 IN A DEVELOPMENT OR MASTER PLANNED DEVELOPMENT ALL OR ANY PORTION OF WHICH IS
13 LOCATED WITHIN A MILITARY USE ZONE.

14 2. The government property improvement resulted or will result in an
15 increase in property value of at least one hundred per cent.

16 B. Unless waived by the government lessor, the prime lessee shall
17 apply for the abatement before the taxes under this article are due and
18 payable in the first year after the certificate of occupancy is issued. The
19 prime lessee shall notify the government lessor if the government property
20 improvement no longer qualifies for abatement under this section."

21 Amend title to conform

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