

COMMITTEE ON APPROPRIATIONS
SENATE AMENDMENTS TO S.B. 1489
(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Repeal

3 Sections 35-319, 38-716 and 38-848.02, Arizona Revised Statutes, are
4 repealed.

5 Sec. 2. Title 35, chapter 2, Arizona Revised Statutes, is amended by
6 adding article 7, to read:

7 ARTICLE 7. TERRORISM COUNTRY DIVESTMENTS

8 35-391. State treasurer and retirement system divestments:
9 notices

10 A. THE STATE TREASURER, THE ARIZONA STATE RETIREMENT SYSTEM AND THE
11 FUND MANAGER OF THE PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM SHALL DIVEST
12 FROM THOSE COMPANIES THAT ARE REASONABLY KNOWN, BASED ON PUBLIC INFORMATION,
13 TO BE IN VIOLATION OF SECTION 6(j) OF THE EXPORT ADMINISTRATION ACT.

14 B. THE STATE TREASURER, THE ARIZONA STATE RETIREMENT SYSTEM AND THE
15 FUND MANAGER SHALL NOTIFY THE GOVERNOR, THE PRESIDENT OF THE SENATE, THE
16 SPEAKER OF THE HOUSE OF REPRESENTATIVES, THE DIRECTOR OF THE DEPARTMENT OF
17 ADMINISTRATION AND EACH OTHER OF ANY DIVESTMENTS AND THE REASONS FOR THE
18 DIVESTMENTS.

19 C. WITHIN FOURTEEN DAYS AFTER RECEIPT OF THE NOTICE PURSUANT TO
20 SUBSECTION B, THE DIRECTOR OF THE DEPARTMENT OF ADMINISTRATION SHALL SEND
21 NOTICE TO THE COMPANY INDICATING THAT THIS STATE AND ITS POLITICAL
22 SUBDIVISIONS ARE PROHIBITED FROM PURCHASING ANY PRODUCT OR SERVICE FROM THE
23 COMPANY UNTIL THE COMPANY IS NO LONGER IN VIOLATION OF SECTION 6(j) OF THE
24 EXPORT ADMINISTRATION ACT.

25 D. THE PROHIBITION IN SUBSECTION C DOES NOT APPLY TO ANY EXISTING
26 CONTRACT BUT DOES APPLY TO ANY RENEWAL OF A CONTRACT.

27 E. THIS SECTION APPLIES TO ALL AFFILIATED COMPANIES AND SUBSIDIARIES
28 OF THE COMPANY.

1 Sec. 3. State board of investment and retirement systems;
2 divestment policy; report

3 A. On or before January 31, 2009, the state board of investment, the
4 Arizona state retirement system and the fund manager of the public safety
5 personnel retirement system shall each adopt a policy, and submit a copy of
6 the policy to the president of the senate and the speaker of the house of
7 representatives, for divestment from companies that have business activities
8 in or with countries identified as those countries currently designated
9 pursuant to section 6(j) of the export administration act as supporting
10 international terrorism.

11 B. The report shall include:

12 1. The procedure to identify companies that are in violation of
13 section 6(j) of the export administration act.

14 2. The process of communicating with those companies and appropriate
15 federal officials, including this state's congressional delegation, in regard
16 to its findings pursuant to section 35-391, Arizona Revised Statutes, as
17 added by this act.

18 3. The process of divestment of those companies that are in violation
19 of section 6(j) of the export administration act.

20 Sec. 4. Appropriation; Arizona state retirement system; exemption

21 A. The sum of \$60,000 and one-half FTE are appropriated from the
22 Arizona state retirement system administration account in fiscal year 2008-
23 2009 to the Arizona state retirement system for the administrative
24 implementation of this act.

25 B. The appropriation made in subsection A of this section is exempt
26 from the provisions of section 35-190, Arizona Revised Statutes, relating to
27 lapsing of appropriations.”

28 Amend title to conform

29
03/04/2008
4:28 PM
slp