



Bill Number: H.B. 2464

Gould Floor Amendment #2

Reference to: APPROP amendment

Amendment drafted by: Mike Ong – Leg Council

## FLOOR AMENDMENT EXPLANATION

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The Gould Floor amendment specifies the terms of the lease agreement between the Arizona State Parks Board (Board) and Lake Havasu City. The amendment reduces the period of the lease from 25 years to 15 years, removes a requirement that lease payments be no more than \$50,000 a year and requires the lease agreement to include the following provisions:

- 1) Requires the city or town to separately establish a Park Enterprise Fund (Enterprise Fund) and specifies the types of monies deposited in the Fund.
- 2) Stipulates that the Enterprise Fund monies are for maintenance, operation, and improvement of the state park.
- 3) Limits the city or town to no more than \$100,000 per fiscal year of park profits as reimbursement for capital expenditures.
- 4) States that the Enterprise Fund is entitled to 50% of all remaining park profits in a fiscal year, requires the city or town to transmit 50% of all remaining park profits to the Board for deposit in the State Parks Fund.
- 5) Stipulates that any monies remaining in the Enterprise Fund at the termination of the lease revert to the State Parks Fund.

Amendment explanation prepared by Katy Yanez

4/27/2010

GOULD FLOOR AMENDMENT #2  
SENATE AMENDMENTS TO H.B. 2464  
(Reference to APPROP amendment)

1 Page 1, line 2, after "parks" insert "; park enterprise fund; definitions"

2 Line 3, before "The" insert "A."; after "The" insert "Arizona"

3 Line 7, after the period insert "B."; after "shall" strike remainder of line

4 Strike lines 8 and 9, insert "include the following provisions:

5 1. The lease agreement between the Arizona state parks board and the  
6 incorporated city or town shall be for a period of fifteen years.

7 2. The incorporated city or town shall establish a park enterprise  
8 fund as a separate account from all other accounts of the city or town and  
9 the park enterprise fund shall not contain any other city or town monies  
10 except as provided by this subsection. The incorporated city or town shall  
11 use the monies in the park enterprise fund for maintenance, operation and  
12 improvement of the state park.

13 3. A requirement that the incorporated city or town is entitled to  
14 receive no more than one hundred thousand dollars per fiscal year of park  
15 profits as a reimbursement for capital expenditures on the park by the  
16 incorporated city or town, but not to exceed the total capital expenditures  
17 made by the incorporated city or town.

18 4. The park enterprise fund is entitled to receive fifty per cent of  
19 all remaining park profits in a fiscal year and the incorporated city or town  
20 shall transmit fifty per cent of all remaining park profits in a fiscal year  
21 to the Arizona state parks board for deposit in the state parks fund  
22 established pursuant to section 41-511.11, Arizona Revised Statutes.

23 5. Any monies remaining in the park enterprise fund at the termination  
24 of the lease revert to the state parks fund established pursuant to section  
25 41-511.11, Arizona Revised Statutes.

26 C. For the purposes of this section:

27 1. "Expenses" means all costs to maintain the state park.

- 1                   2. "Gross revenues" means all gate receipts, excluding special event
- 2                   gate receipts, and all revenues obtained from concessionaires.
- 3                   3. "Park profits" means gross revenues minus expenses'."
- 4 Amend title to conform

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