

Fifty-first Legislature
First Regular Session

COMMITTEE ON WAYS AND MEANS

HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1470

(Reference to Senate engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Title 9, chapter 4, article 8, Arizona Revised Statutes,
3 is amended by adding sections 9-499.17 and 9-499.18, to read:

4 9-499.17. Prohibited municipal taxes and fees

5 EXCEPT AS PROVIDED IN THIS TITLE AND TITLES 35 AND 42, A MUNICIPALITY
6 SHALL NOT LEVY OR ASSESS A MUNICIPALITY-WIDE TAX OR FEE AGAINST PROPERTY
7 OWNERS BASED ON THE SIZE OR VALUE OF THE OWNER'S REAL PROPERTY OR
8 IMPROVEMENTS TO REAL PROPERTY, FOR ANY PUBLIC SERVICE PROVIDED BY THE
9 MUNICIPALITY.

10 9-499.18. Police, fire and medical emergency services tax

11 A. SUBJECT TO THE LIMITATIONS PRESCRIBED IN SECTION 42-17051, A CITY
12 OR TOWN THAT HAS NOT ENACTED A PROPERTY TAX PURSUANT TO SECTION 9-244 MAY
13 LEVY, IF APPROVED BY A MAJORITY OF THE QUALIFIED ELECTORS VOTING ON THE ISSUE
14 AT A MUNICIPALITY-WIDE ELECTION, A TAX ON THE ASSESSED VALUE OF THE REAL AND
15 PERSONAL PROPERTY IN THE CITY OR TOWN. THE REVENUES FROM THE TAX SHALL BE
16 USED TO PAY THE COSTS OF PROVIDING POLICE, FIRE AND EMERGENCY MEDICAL
17 SERVICES TO THE CITY OR TOWN.

18 B. ALL MONIES COLLECTED PURSUANT TO THIS SECTION SHALL BE DEPOSITED IN
19 A SEGREGATED ACCOUNT AND USED EXCLUSIVELY FOR THE PAYMENT OF COSTS DESCRIBED
20 IN THE PUBLICITY PAMPHLET PUBLISHED AT THE TIME OF THE ELECTION REQUIRED BY
21 THIS SECTION.

22 C. A PERSON WHO IS LIABLE FOR THE PAYMENT OF TAX LEVIED PURSUANT TO
23 THIS SECTION MAY SEEK AN INJUNCTION AGAINST THE CITY OR TOWN FOR THE USE OF
24 THE MONIES COLLECTED FOR PURPOSES OTHER THAN THOSE SET FORTH IN THE PUBLICITY
25 PAMPHLET PUBLISHED AT THE TIME OF THE ELECTION REQUIRED BY THIS SECTION.

26 D. IF, AFTER JANUARY 1, 2010, A CITY OR TOWN HAS ASSESSED A
27 MUNICIPALITY-WIDE TAX OR FEE AGAINST THE OWNERS OF PROPERTY IN THE
28 MUNICIPALITY AND THE PROCEEDS OF THE TAX OR FEE ARE DEDICATED TO PAYING THE
29 COSTS OF POLICE, FIRE AND EMERGENCY MEDICAL SERVICES, THE CITY OR TOWN SHALL
30 SUBMIT TO THE QUALIFIED ELECTORS OF THE CITY OR TOWN WITHIN FOUR YEARS AFTER

1 THE EFFECTIVE DATE OF THIS SECTION A BALLOT MEASURE TO AUTHORIZE THE LEVY OF
2 A PROPERTY TAX PURSUANT TO SUBSECTION A OF THIS SECTION.

3 E. A MUNICIPALITY THAT HAS ENACTED A PROPERTY TAX PURSUANT TO THIS
4 SECTION SHALL NOT LEVY OR ASSESS A SEPARATE MUNICIPALITY-WIDE TAX OR FEE THAT
5 IS DEDICATED TO PROVIDING POLICE, FIRE AND EMERGENCY MEDICAL SERVICES AGAINST
6 OR TO OWNERS OF PROPERTY IN THE MUNICIPALITY.

7 F. THE MONIES COLLECTED FROM A PROPERTY TAX LEVIED PURSUANT TO THIS
8 SECTION SHALL NOT BE USED FOR AMBULANCE SERVICES AS PROVIDED FOR IN TITLE 36,
9 CHAPTER 21.1, ARTICLE 2."

10 Amend title to conform

and, as so amended, it do pass

DEBBIE LESKO
Chairman

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3/18/13

H:lae

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03/14/2013

10:38 AM

C: LRH