

OLSON FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2481
(Reference to printed bill)

1 Page 2, between lines 12 and 13, insert:

2 "Sec. 4. Section 15-980, Arizona Revised Statutes, is amended to read:

3 15-980. Uncollected property tax: property tax loss:
4 supplemental state aid

5 A. A school district is eligible for supplemental state aid pursuant
6 to this section if a county treasurer certifies to ~~a~~ THE school district
7 after January 1 that, in the treasurer's reasonable belief, more than ~~twenty~~
8 ~~per cent~~ TEN PERCENT of the primary property tax revenues that the school
9 district is entitled by law to receive pursuant to section 42-18052 will not
10 be remitted to the district due to one of the following circumstances:

11 1. Property tax delinquencies.

12 2. A loss of property tax revenue resulting from a decrease in
13 assessed valuation due to a natural disaster such as fire or flood.

14 B. On receiving a certificate pursuant to subsection A of this
15 section, the school district may apply to the department of education for
16 supplemental state aid. The application shall include the county treasurer's
17 certified estimate of the total amount of uncollected primary property taxes
18 or the amount of lost property tax revenue for the school district for the
19 tax year payable in the current fiscal year.

20 C. Within forty-five days after receiving a complete and correct
21 application, the state board of education shall pay to the school district
22 from amounts appropriated for state aid the amount determined in subsection B
23 of this section. The department of education shall notify the county
24 treasurer and the county school superintendent of the amount and the date of
25 the payment of the supplemental state aid. Supplemental state aid paid under

1 this section shall be excluded from the calculation made pursuant to section
2 15-973, subsection C.

3 D. The superintendent of a school district that receives supplemental
4 state aid due to delinquent property taxes pursuant to subsection A,
5 paragraph 1 of this section shall report to the department of education
6 between May 5 and May 25 the actual amount of primary property taxes that was
7 not collected and remitted to the district during the current fiscal year,
8 based on information from the county treasurer. If the amount of
9 supplemental state aid paid pursuant to subsection C of this section exceeds
10 the actual amount of the uncollected primary property taxes that the district
11 is entitled to receive, the state board of education shall deduct the
12 difference between the amount of supplemental state aid paid and the amount
13 of the uncollected primary property taxes from the June 15 and, if necessary,
14 subsequent apportionments of state aid pursuant to section 15-973,
15 subsection B.

16 E. Beginning on June 1 after the payment of supplemental state aid,
17 the county school superintendent shall report quarterly to the department of
18 education the amount of any payments of delinquent primary property taxes
19 received by the district during the previous quarter with respect to a tax
20 year for which the supplemental state aid was paid and not previously
21 deducted from state aid pursuant to subsection D of this section. The
22 department shall deduct the amount reported from the next apportionment of
23 state aid to the district pursuant to section 15-973, subsection B until the
24 supplemental state aid is repaid. If the district does not receive any
25 apportionment pursuant to section 15-973, subsection B, the department shall
26 direct the school district superintendent to pay that amount to the state
27 treasurer for deposit in the state general fund.

28 F. A school district that receives supplemental state aid due to loss
29 of assessed valuation pursuant to subsection A, paragraph 2 of this section
30 may receive supplemental state aid for up to three fiscal years. The amount
31 of supplemental state aid shall be reduced each year by one-third and any
32 increased property tax revenue due to higher assessed valuation."

33 Renumber to conform

1 Page 5, between lines 18 and 19, insert:

"8. FOLLOWING THE RECOMMENDATION OF THE COUNTY SCHOOL SUPERINTENDENT AND ON APPROVAL BY THE COUNTY BOARD OF SUPERVISORS, FOR A SCHOOL DISTRICT THAT IS NOT ELIGIBLE FOR STATE AID, A RATE THAT WOULD RESULT IN A LEVY THAT EQUALS ANY LEGAL AMOUNT NOT LEVIED IN THE CURRENT YEAR AS A RESULT OF UNDERESTIMATED AVERAGE DAILY MEMBERSHIP IN THE CURRENT YEAR OR AS A RESULT OF A JUDGMENT IN ACCORDANCE WITH SECTION 42-16213.

9. FOLLOWING THE RECOMMENDATION OF THE COUNTY TREASURER TO THE COUNTY SCHOOL SUPERINTENDENT AND ON APPROVAL BY THE COUNTY BOARD OF SUPERVISORS, A RATE THAT WOULD RESULT IN A LEVY THAT EQUALS ANY LEGAL AMOUNT THAT CORRECTS AN OUTSTANDING CASH DEFICIT FROM THE CLOSE OF THE CURRENT FISCAL YEAR."

Between lines 21 and 22, insert:

"Sec. 7. Section 15-1024, Arizona Revised Statutes, is amended to read:

15-1024. Interest on bonds; sale; disposition of proceeds; definition

A. The bonds shall bear interest, payable semiannually at the rate or rates set by the accepted bid, which shall not exceed the maximum rate of interest set forth in the resolution calling the election. The bonds may be made payable at such place within the United States as the governing board of the school district directs and shall be sold in the manner prescribed by the governing board of the school district for not less than par.

B. The proceeds of the sale of the bonds shall be deposited in the county treasury to the credit of the bond building fund of the school district. Such deposits may be drawn out for the purposes authorized by this article as other school monies are drawn. If a balance remains in the bond building fund after the acquisition or construction of facilities is completed for which the bonds were issued and ~~upon~~ ON written request of the governing board:

1. If the school district has outstanding bonded indebtedness, the balance remaining in the bond building fund shall be transferred to the debt service fund of the district.

1 2. If the district has no outstanding bonded indebtedness, the balance
2 remaining in the bond building fund shall be ~~transferred to the general fund~~
3 ~~of the district~~ USED FOR REDUCTION OF SCHOOL DISTRICT TAXES.

4 C. When bonds are sold and the proceeds are not required to be used
5 for a period of ten days or more, such proceeds may be invested as provided
6 by section 15-1025, subsection B. All monies earned as interest or otherwise
7 derived from the investment of the proceeds of the sale of the bonds shall be
8 credited to the debt service fund, except that ~~upon~~ ON the request of the
9 district, the monies earned as interest shall be deposited to the bond
10 building fund if federal laws or rules require the interest to be used for
11 capital expenditures or the monies earned as interest shall be credited to
12 the bond building fund if the voters authorized such use of the monies in a
13 separate question at the bond election. The separate question shall inform
14 the voters that the monies will be credited to the debt service fund, and may
15 therefore reduce the amount of the secondary property tax, if the measure
16 authorizing the monies to be credited to the bond building fund does not
17 pass.

18 D. The amount of net premium associated with a bond issue may not
19 exceed the greater of:

- 20 1. Five ~~per cent~~ PERCENT of the par value of the bond issue.
21 2. One hundred thousand dollars.

22 E. Costs incurred in issuing the bonds may be paid from the net
23 premium associated with a bond issue. Any net premium not used to pay the
24 costs incurred in issuing the bonds shall be deposited in a debt service fund
25 and used only to pay interest on the bonds.

26 F. For the purposes of this section, "net premium" means the
27 difference between the par amount of the bond issue and the bond issue price
28 determined pursuant to United States treasury regulations.

29 Sec. 8. Section 15-1028, Arizona Revised Statutes, is amended to read:

30 15-1028. Disposition of surplus tax monies

31 A. If a bond issue and interest thereon have been fully paid and a
32 balance remains in the debt service fund from taxes collected for payment of
33 the bonds and interest, the balance may be applied on the payment of other

1 outstanding bonded indebtedness of the school district payable from the levy
2 of taxes on property within the school district in which the excess tax
3 monies were collected, or if there is no outstanding bonded indebtedness, the
4 balance remaining in or accruing to the debt service fund ~~shall, upon~~ ON
5 written request of the governing board of the school district, SHALL be
6 ~~transferred to the general fund of the school district~~ USED FOR REDUCTION OF
7 SCHOOL DISTRICT TAXES.

8 B. When a school bond issue and interest thereon have been fully paid
9 and a tax levy has thereafter been made ~~upon~~ ON and taxes collected from
10 property the situs of which is in a school district other than the original
11 school district for which the levy was made, such taxes shall belong to the
12 school district from which they were collected, and the county treasurer
13 shall credit such taxes to the general school fund of the school district.
14 The taxes may be expended by the governing board of the school district as
15 other monies in its general school fund are expended."

16 Renumber to conform

17 Amend title to conform

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