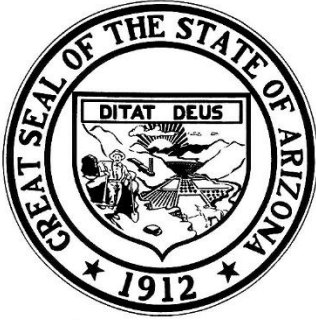


HOUSE FLOOR AMENDMENT EXPLANATION



Bill Number: **HB 2339**

Rivero Floor Amendment

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- Specifies Arizona Historical Society (AHS) chapters can only spend monies from their own Historical Society Chapter Building Enhancement Fund.
 - Requires AHS approval for an AHS chapter to use monies for the enhancement, acquisition and maintenance of buildings and facilities.
 - Alters the definition of *building enhancement* by specifying that the acquisition of buildings and facilities must be done to support AHS.
 - Makes a technical change.

Amendment explanation prepared by S. Robinson

Phone Number 6-3273

jh

2/25/2025

RIVERO FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2339
(Reference to printed bill)

Amendment instruction key:

[GREEN UNDERLINING IN BRACKETS] indicates text added to statute or previously enacted session law.

[Green underlining in brackets] indicates text added to new session law or text restoring existing law.

~~[GREEN STRIKEOUT IN BRACKETS]~~ indicates new text removed from statute or previously enacted session law.

~~[Green strikeout in brackets]~~ indicates text removed from existing statute, previously enacted session law or new session law.

<<Green carets>> indicate a section added to the bill.

~~<<Green strikeout in carets>>~~ indicates a section removed from the bill.

1 The bill as proposed to be amended is reprinted as follows:

2 Section 1. Section 41-821, Arizona Revised Statutes, is amended to
3 read:

4 41-821. Arizona historical society: powers; officers; duties
5 of board of directors

6 A. The Arizona historical society is established.

7 B. Subject to limitations imposed by law, the society may purchase,
8 receive, hold, lease and sell property, real and personal, for the benefit
9 of this state and use of the society. The society may solicit private
10 monetary donations for program activities.

11 C. The society shall have a president, a treasurer and other
12 officers who are elected by the members of the society at times and by
13 methods the bylaws of the society prescribe. Each member of the board of
14 directors shall have knowledge, competence, experience and interest in the
15 fields related to the preservation and promotion of Arizona history and be
16 a member of the society or become a member of the society before senate
17 confirmation. The governor shall appoint the members pursuant to section
18 38-211 for a term of four years. The board of directors may designate
19 from among its members an executive committee with authority to act in
20 place of the board of directors and in accordance with directions the
21 board of directors may give when the board of directors is not in session.

22 D. The board of directors is established consisting of the
23 following members who are appointed pursuant to subsection C of this
24 section:

25 1. One member from each county.

26 2. One member who is recommended by each of the designated
27 historical organizations as prescribed by subsection I of this section.

28 3. Five members of the public.

1 E. The president shall preside at meetings of the society and of
2 the board of directors. Each member of the board of directors is entitled
3 to only one vote. The board of directors may conduct meetings
4 telephonically.

5 F. The treasurer shall have custody of the monies of the society,
6 other than legislative appropriations. The treasurer shall hold the
7 monies of the society deposited in trust for the society's use and for the
8 benefit of this state and shall disburse them only as prescribed by law
9 and the bylaws of the society.

10 G. The board of directors shall hold in trust for this state and
11 administer for the benefit of this state and use of the society all
12 property acquired by the society.

13 H. All expenditures of legislative appropriations to the society
14 shall be made on claims that are duly itemized, verified and approved by
15 the executive director of the society. The executive director of the
16 society shall present and file claims for payment with the director of the
17 department of administration. The director of the department of
18 administration shall draw the warrant on the state treasurer. The society
19 may expend nonappropriated private ~~funds~~ MONIES related to program
20 activities.

21 I. The board of directors shall annually designate one or more
22 historical organizations within each county of this state that are
23 incorporated as nonprofit organizations and that are deemed to have a
24 functioning program of historical value based on criteria established by
25 the board of directors. The board of directors may organize chapters made
26 up of groups of its members who have a common interest in a geographical
27 area of this state or a common interest in a field of history, may provide
28 for the governance of these chapters and may grant to any chapter the
29 power to exercise authority of the society as the board of directors may
30 determine. EACH CHAPTER MAY SEEK CONTRIBUTIONS TO AND SPEND MONIES FROM
31 ~~[★][THE CHAPTER'S OWN]~~ HISTORICAL SOCIETY CHAPTER BUILDING ENHANCEMENT
32 FUND ESTABLISHED BY SECTION 41-827.

33 J. The board of directors, subject to legislative appropriation,
34 may contract with certified historical organizations for services to be
35 performed for the benefit of this state. The contracts shall be prepared
36 by the Arizona historical society. The board of directors shall annually
37 review the contracts to ensure fulfillment of their provisions.

38 K. Subject to chapter 4, article 4 of this title, the board of
39 directors may employ an executive director and may employ or authorize the
40 employment of other employees it considers appropriate to carry out the
41 functions of the society. The executive director and all other employees
42 shall have duties and exercise authority as may be prescribed by the board
43 of directors or by the executive director acting under the direction of
44 the board of directors.

45 L. The board may operate a program for the establishment and
46 maintenance of historical markers at various locations in this state.

1 Sec. 2. Title 41, chapter 4.1, article 1, Arizona Revised Statutes,
2 is amended by adding section 41-827, to read:

3 41-827. Historical society chapter building enhancement
4 funds; annual reports; exemption

5 A. A HISTORICAL SOCIETY CHAPTER BUILDING ENHANCEMENT FUND IS
6 ESTABLISHED FOR EACH CHAPTER ORGANIZED BY THE BOARD OF DIRECTORS UNDER
7 SECTION 41-821, SUBSECTION I CONSISTING OF MONIES, GIFTS AND CONTRIBUTIONS
8 DONATED TO A CHAPTER PURSUANT TO SUBSECTION B OF THIS SECTION. MONIES IN
9 THE FUND ARE CONTINUOUSLY APPROPRIATED.

10 B. A CHAPTER SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND 35-147,
11 IN THE FUND ALL MONIES RECEIVED FROM DONATIONS FOR BUILDING ENHANCEMENT
12 AND PROCEEDS FROM THE OPERATION OF THE BUILDINGS AND FACILITIES[.] FOR THE
13 PURPOSES OF THIS SUBSECTION, "BUILDING ENHANCEMENT" INCLUDES [.WITH THE
14 ARIZONA HISTORICAL SOCIETY'S APPROVAL.] ACQUIRING THROUGH ANY MEANS
15 BUILDINGS AND FACILITIES TO SUPPORT THE [CHAPTER] [SOCIETY], INCLUDING, AT
16 THE CHAPTER'S DETERMINATION [AND WITH THE SOCIETY'S APPROVAL], ENTERING
17 INTO AN ARRANGEMENT WITH ONE OR MORE HISTORICAL ORGANIZATIONS DESIGNATED
18 BY THE CHAPTER PURSUANT TO SECTION 41-821, SUBSECTION I.

19 C. [WITH THE ARIZONA HISTORICAL SOCIETY'S APPROVAL.] A CHAPTER MAY
20 USE MONIES FROM THE CHAPTER'S RESPECTIVE FUND TO ACQUIRE AND ENHANCE,
21 THROUGH ANY MEANS, BUILDINGS AND FACILITIES AND TO MAINTAIN THE BUILDINGS
22 AND FACILITIES.

23 D. ON OR BEFORE DECEMBER 1 OF EACH YEAR, EACH CHAPTER SHALL PREPARE
24 AN ANNUAL REPORT TO THE ARIZONA HISTORICAL SOCIETY THAT ACCOUNTS FOR ALL
25 MONIES RECEIVED, THE SOURCES OF THE MONIES RECEIVED AND THE PURPOSES FOR
26 WHICH THE MONIES WERE SPENT DURING THE PREVIOUS FISCAL YEAR. THE REPORT
27 SHALL INCLUDE PROJECTIONS FOR THE USE OF ANY MONIES RECEIVED IN THE
28 UPCOMING FISCAL YEAR.

29 E. ON NOTICE FROM THE PRESIDENT OF THE ARIZONA HISTORICAL SOCIETY,
30 THE STATE TREASURER SHALL INVEST AND DIVEST MONIES IN A FUND AS PROVIDED
31 BY SECTION 35-313, AND MONIES EARNED FROM INVESTMENT SHALL BE CREDITED TO
32 THAT FUND.

33 F. MONIES IN EACH FUND ARE EXEMPT FROM THE PROVISIONS OF SECTION
34 35-190 RELATING TO LAPSING OF APPROPRIATIONS.

35 Enroll and engross to conform

36 Amend title to conform

TONY RIVERO

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