



Bill Number: HB 2165

Hatathlie Floor Amendment

Reference to: House Engrossed Bill

Amendment drafted by: Leg. Council

FLOOR AMENDMENT EXPLANATION

The Hatathlie Floor Amendment:

- **Prohibits a legislator from using travel expenses and subsistence payments to pay for soda.**
- **Defines “soda” as meaning a carbonated beverage that contains more than one gram of added sugar or any artificial sweetener.**

HATATHLIE FLOOR AMENDMENT
SENATE AMENDMENTS TO H.B. 2165
(Reference to House engrossed 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 41-1104, Arizona Revised Statutes, is amended
3 to read:

4 41-1104. Travel reimbursement and subsistence for members of
5 legislature; claim required; prohibition;
6 definition

7 A. Notwithstanding section ~~[38-624]~~ [38-623], each member of the
8 legislature shall be reimbursed for travel at the federal mileage
9 reimbursement rate as determined annually by the United States general
10 services administration, and such reimbursement shall include travel from
11 the temporary or permanent residence of the member to the state capitol.

12 B. Each member of the legislature shall be paid for each day of
13 subsistence during a regular or special session and for each day of
14 subsistence when the member acts on a legislative matter, other than in a
15 regular or special session, on the prior approval of the presiding officer
16 of the house of which that member is a member in an amount as follows:

17 1. For a member whose permanent residence is within Maricopa
18 county, \$35.

19 2. For a member whose permanent residence is outside Maricopa
20 county, one hundred percent of the average of the six highest months of
21 the annual federal per diem rate for Maricopa county, including lodging,
22 as determined by the United States general services administration. The
23 director of the department of administration shall determine this amount
24 annually.

25 C. Subsistence allowed to each member of the legislature during the
26 regular session as provided in subsection B of this section shall be
27 limited to the first one hundred twenty days of a regular session. After
28 the first one hundred twenty days of a regular session, each member of the
29 legislature whose permanent residence is within Maricopa county shall be

1 paid the sum of \$10 for subsistence for each day of the regular session
2 beyond the first one hundred twenty days. Each member whose permanent
3 residence is outside of Maricopa county shall receive fifty percent of the
4 amount determined annually by the director of the department of
5 administration pursuant to subsection B of this section for each day
6 beyond the first one hundred twenty days of a regular session as
7 subsistence.

8 D. Each member of the legislature may elect to opt out of receiving
9 subsistence payments prescribed by subsections B and C of this section.

10 E. Each member of the legislature, for authorized travel out of
11 state, shall receive travel and subsistence expenses as prescribed by law
12 for state officers.

13 F. For payment of travel expenses and subsistence, as prescribed by
14 the terms of this section, each member of the legislature shall submit a
15 claim for travel expenses and subsistence that is countersigned by the
16 presiding officer of the respective body.

17 [G. TRAVEL EXPENSES AND SUBSISTENCE PAYMENTS MAY NOT BE USED TO PAY
18 FOR SODA.]

19 H. FOR THE PURPOSES OF THIS SECTION, "SODA" MEANS A CARBONATED
20 BEVERAGE THAT CONTAINS MORE THAN ONE GRAM OF ADDED SUGAR OR ANY ARTIFICIAL
21 SWEETENER.]>>

22 Sec. 2. Title 46, chapter 2, article 2, Arizona Revised Statutes,
23 is amended by adding section 46-232, to read:

24 46-232. Use of supplemental nutrition assistance benefits:
25 prohibited purchases; waiver; definition

26 A. THE DIRECTOR OF THE DEPARTMENT OF ECONOMIC SECURITY SHALL
27 REQUEST A WAIVER FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE TO
28 EXCLUDE SODA FROM THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM. IF THE
29 WAIVER IS GRANTED, THE DIRECTOR SHALL PROHIBIT ENROLLEES IN THE
30 SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM FROM PURCHASING SODA USING
31 PROGRAM BENEFITS. IF THE WAIVER IS NOT GRANTED, THE DIRECTOR SHALL
32 REQUEST A WAIVER ANNUALLY UNTIL THE WAIVER IS GRANTED.

33 B. FOR THE PURPOSES OF THIS SECTION, "SODA" MEANS A CARBONATED
34 BEVERAGE THAT CONTAINS MORE THAN ONE GRAM OF ADDED SUGAR OR ANY ARTIFICIAL
35 SWEETENER.

36 Enroll and engross to conform

37 Amend title to conform

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C: SK