

PROPOSED

SENATE AMENDMENTS TO H.B. 2039

(Reference to House engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Title 41, chapter 1, article 4, Arizona Revised  
3 Statutes, is amended by adding section 41-177, to read:

4 41-177. Arizona health innovation trust fund; purpose; annual  
5 report

6 A. THE ARIZONA HEALTH INNOVATION TRUST FUND IS ESTABLISHED. THE  
7 STATE TREASURER SHALL ADMINISTER THE TRUST FUND AS TRUSTEE.

8 B. THE TRUST FUND IS A PERMANENT ENDOWMENT FUND THAT CONSISTS OF  
9 MONIES APPROPRIATED BY THE LEGISLATURE, EARNINGS FROM THE FUND AND GIFTS OR  
10 GRANTS DONATED OR GIVEN TO THE FUND.

11 C. MONIES IN THE TRUST FUND ARE CONTINUOUSLY APPROPRIATED AND ARE  
12 EXEMPT FROM THE PROVISIONS OF SECTION 35-190 RELATING TO LAPSING OF  
13 APPROPRIATIONS.

14 D. THE STATE TREASURER SHALL ACCEPT, SEPARATELY ACCOUNT FOR AND HOLD  
15 IN TRUST ANY TRUST FUND MONIES DEPOSITED PURSUANT TO THIS SECTION IN THE  
16 STATE TREASURY, WHICH ARE CONSIDERED TO BE TRUST MONIES AS DEFINED IN  
17 SECTION 35-310 AND WHICH MAY NOT BE COMMINGLED WITH ANY OTHER MONIES IN THE  
18 STATE TREASURY EXCEPT FOR INVESTMENT PURPOSES. THE STATE TREASURER SHALL  
19 INVEST AND DIVEST, AS PROVIDED BY SECTIONS 35-313 AND 35-314.03, ANY TRUST  
20 FUND MONIES DEPOSITED IN THE STATE TREASURY, AND MONIES EARNED FROM  
21 INTEREST AND INVESTMENT INCOME SHALL BE CREDITED TO THE TRUST FUND.

1 E. THE STATE TREASURER SHALL ANNUALLY ALLOCATE FOUR PERCENT OF THE  
2 MONIES IN THE TRUST FUND TO AN ENTITY THAT SATISFIES ALL OF THE FOLLOWING  
3 REQUIREMENTS:

4 1. IS A CHARITABLE ORGANIZATION THAT IS QUALIFIED UNDER SECTION  
5 501(c)(3) OF THE UNITED STATES INTERNAL REVENUE CODE FOR FEDERAL INCOME TAX  
6 PURPOSES.

7 2. PROVIDES ENTREPRENEURIAL EDUCATION, MENTORING AND SUPPORT TO  
8 PERSONS IN THE HEALTH INNOVATION AND HEALTH CARE DELIVERY SECTORS IN THIS  
9 STATE.

10 3. PROVIDES WORKFORCE DEVELOPMENT PROGRAMS DESIGNED TO SUPPORT THE  
11 TALENT REQUIREMENTS OF EMPLOYERS IN THE HEALTH INNOVATION AND HEALTH CARE  
12 DELIVERY SECTORS IN THIS STATE.

13 4. PROVIDES PROGRAMS THAT SUPPORT THE DEVELOPMENT AND  
14 COMMERCIALIZATION OF HEALTH INNOVATION BY BUSINESSES THAT ARE BASED IN THIS  
15 STATE AND THAT EMPLOY NOT MORE THAN ONE HUNDRED EMPLOYEES.

16 5. HAS ENTERED INTO AN ENDOWMENT AGREEMENT WITH THE STATE TREASURER  
17 THAT INCLUDES INVESTMENT PROCEDURES, MATURITY TIMELINES AND OTHER  
18 REQUIREMENTS ESTABLISHED BY THE STATE TREASURER AND ENTITY REPORTING  
19 REQUIREMENTS, WHICH MUST INCLUDE HOW DISTRIBUTIONS FROM THE TRUST FUND ARE  
20 USED AND THE SOCIAL AND ECONOMIC IMPACT OF THE USE.

21 F. ON OR BEFORE DECEMBER 31 OF EACH YEAR, THE ENTITY SHALL SUBMIT  
22 THE REPORT AS PRESCRIBED BY THE TREASURER TO THE GOVERNOR, THE PRESIDENT OF  
23 THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE STATE  
24 TREASURER AND SHALL PROVIDE A COPY OF THIS REPORT TO THE SECRETARY OF  
25 STATE.

26 Sec. 2. Appropriation; Arizona health innovation trust fund;  
27 exemption

28 A. The sum of \$100,000 is appropriated from the state general fund  
29 in fiscal year 2022-2023 to the Arizona health innovation trust fund  
30 established by section 41-177, Arizona Revised Statutes, as added by this  
31 act.

1           B. The appropriation made in subsection A of this section is exempt  
2           from the provisions of section 35-190, Arizona Revised Statutes, relating  
3           to lapsing of appropriations."  
4 Amend title to conform

DAVID GOWAN

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03/24/2022  
10:36 AM  
C: AH