

House Engrossed Senate Bill
water infrastructure; commerce grant fund

State of Arizona
Senate
Fifty-sixth Legislature
First Regular Session
2023

SENATE BILL 1223

AN ACT

AMENDING SECTION 41-1510, ARIZONA REVISED STATUTES; RELATING TO THE
ARIZONA COMMERCE AUTHORITY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 41-1510, Arizona Revised Statutes, is amended to
3 read:

4 41-1510. Water infrastructure and commerce grant fund

5 A. The water infrastructure and commerce grant fund is established
6 consisting of legislative appropriations, federal monies and private
7 donations. The chief executive officer shall administer the fund. Monies
8 in the fund are continuously appropriated and are exempt from the
9 provisions of section 35-190 relating to lapsing of appropriations.
10 Monies in the fund may be used to provide grants to eligible entities for
11 contracting for the design and construction of water infrastructure at the
12 eligible entity's location. The authority may retain up to one percent of
13 the monies in the fund annually to administer the fund.

14 B. The following entities are eligible to apply for and receive
15 grant monies pursuant to this section:

16 1. A public service corporation that provides water service
17 pursuant to a certificate of convenience and necessity issued by the
18 corporation commission and that is acting on behalf of an employer
19 prescribed in paragraph 2 of this subsection.

20 2. An employer with more than two hundred fifty employees that is
21 located in a county with a population of more than four hundred thousand
22 persons and less than one million persons.

23 C. The authority shall:

24 1. Prescribe a simplified form and procedure to apply for and
25 approve grants.

26 2. Establish requirements and criteria by which grants will be
27 awarded, which shall include at least the following:

28 (a) Grants to eligible applicants only for new water infrastructure
29 projects that are located at the eligible applicant's property in a county
30 with a population of more than four hundred thousand persons and less than
31 one million persons.

32 (b) Grants for projects that create new jobs.

33 (c) Grants for projects that begin after January 1, ~~2022~~ 2023.

34 (d) Grants that are allocated and distributed not later than
35 December 31, ~~2024~~ 2025.

36 (e) Applicants may receive more favorable consideration for grant
37 monies if the applicant includes collaboration and cooperation with other
38 members and entities in the community.

39 (f) Applicants shall certify that they are eligible to receive
40 grant monies, shall describe the project and services requested and why
41 the project and services are needed and shall certify that all grant
42 monies will be used in compliance with this section, the authority's
43 requirements, the application requirements and processes and otherwise
44 applicable law.

1 D. Before awarding a grant pursuant to this section, the authority
2 shall prepare a written statement that is signed by the chief executive
3 officer, that assesses the direct economic impact of the grant, including
4 the number of new jobs that will be created, and that contains a finding
5 that the award of grant monies is in the best interest of this state.
6 E. On or before December 15 of each year, the authority shall
7 submit an annual report to the joint legislative budget committee. The
8 report shall include, at a minimum, the amount of actual expenditures from
9 the fund by project and an expenditure plan for all remaining monies by
10 project.