

COMMITTEE ON EDUCATION  
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2173  
(Reference to printed bill)

- 1 Page 2, strike lines 10 through 24  
2 Reletter to conform  
3 Line 27, strike the comma  
4 Strike line 28  
5 Line 29, strike "THIS SECTION"  
6 Page 4, line 3, strike "subsection" insert "SUBSECTIONS"; after "B" insert  
7 "AND F"  
8 Lines 25 and 32, strike "number" insert "STUDENT COUNT AS DEFINED IN SECTION  
9 15-901"  
10 Strike lines 36 through 39  
11 Reletter to conform  
12 Page 5, strike lines 38 through 44  
13 Strike page 6  
14 Page 7, strike lines 1 through 4, insert:  
15 "Sec. 4. Section 42-17151, Arizona Revised Statutes, is amended to  
16 read:  
17 42-17151. County, municipal, community college and school tax  
18 levy  
19 A. On or before the third Monday in August each year, the governing  
20 body of each county, city, town, community college district and school  
21 district shall:  
22 1. Fix, levy and assess the amount to be raised from primary  
23 property taxation and secondary property taxation. This amount, plus all  
24 other sources of revenue, as estimated, and restricted and unrestricted

1 unencumbered balances from the preceding fiscal year, shall equal the total  
2 of amounts proposed to be spent in the budget for the current fiscal year.

3 2. Designate the amounts to be levied for each purpose appearing in  
4 the adopted budget.

5 3. Fix and determine a primary property tax rate and a secondary  
6 property tax rate, each rounded to four decimal places on each ~~one hundred~~  
7 ~~dollars~~ \$100 of taxable property shown by the finally equalized valuations  
8 of property, ~~less~~ MINUS exemptions, that appear on the tax rolls for the  
9 fiscal year, as determined by the assessor on or before February 10 of the  
10 tax year pursuant to section 42-17052, and that when extended on those  
11 valuations will produce, in the aggregate, the entire amount to be raised  
12 by direct taxation for that year. Amounts levied for debt service on bonds  
13 payable from the secondary tax are and shall be considered special revenues  
14 of the county, city, town or district, shall be kept in a special,  
15 segregated fund, are not and shall not be general property taxes and may  
16 not be used for any other purpose of the county, city, town or district.

17 B. The governing body of a county, city, town or community college  
18 district shall not fix, levy or assess an amount of primary property taxes  
19 in excess of the amount permitted by section 42-17051, subsection A,  
20 paragraph 7 or section 42-17005 as determined by the property tax oversight  
21 commission.

22 C. The governing board of a common school district, a high school  
23 district or a unified school district shall not fix, levy or assess a  
24 primary property tax rate higher than the current year's rate if the  
25 district meets both of the following criteria, as determined by the  
26 property tax oversight commission:

27 1. The total primary property taxes levied for all taxing  
28 jurisdictions on at least one-half of the residential property of the  
29 district exceed the limitation described in section 15-972, subsection E.

30 2. The school district primary property tax rate exceeds one hundred  
31 fifty ~~per cent~~ PERCENT of the applicable qualifying tax rate pursuant to  
32 section 41-1276. FOR THE PURPOSES OF THIS PARAGRAPH, THE SCHOOL DISTRICT

1 PRIMARY PROPERTY TAX RATE DOES NOT INCLUDE THE TAX RATES COMPUTED PURSUANT  
2 TO SECTION 15-992, SUBSECTIONS B AND F.

3 D. ~~NO~~ NOT later than December 31, the property tax oversight  
4 commission shall notify those school districts that meet the criteria  
5 described in subsection C of this section and the county school  
6 superintendents and boards of supervisors of the counties in which the  
7 school districts are located.

8 E. Within three days after the final levies are determined for a  
9 county, city, town or community college district, the chief county fiscal  
10 officer shall notify the property tax oversight commission of the amount of  
11 the primary property tax levied.

12 F. Pursuant to section 15-465.01, subsection E, an accommodation  
13 school governing board shall not levy a primary or secondary property tax.  
14 The property tax oversight commission shall consider any amount of property  
15 tax levied by a county in support of an accommodation school to be part of  
16 the county's primary levy for the purposes of determining the county's  
17 compliance with subsection B of this section.

18 Sec. 5. Fiscal years 2024-2025 and 2025-2026 calculations

19 In fiscal years 2024-2025 and 2025-2026, the department of education  
20 may use the most recent data from the report required by section 15-816.01,  
21 subsection J, Arizona Revised Statutes, to provide the information required  
22 by section 15-992, subsection F, paragraph 2, Arizona Revised Statutes, as  
23 amended by this act, to the county boards of supervisors."

24 Renumber to conform

25 Page 7, strike lines 29 and 30

26 Amend title to conform

And, as so amended, it do pass

BEVERLY PINGERELLI  
CHAIRMAN

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01/30/2024  
04:11 PM  
C: VS