

ARIZONA REVISED STATUTES (A.R.S.)

CHAPTER 9: PROBATION AND RESTORATION OF CIVIL RIGHTS

13-901.02. Drug treatment and education fund

A. The drug treatment and education fund is established. The administrative office of the supreme court shall administer the fund.

B. Fifty per cent of the monies deposited in the drug treatment and education fund shall be distributed by the administrative office of the supreme court to the superior court probation departments to cover the costs of placing persons in drug education and treatment programs administered by a qualified agency or organization that provides such programs to persons who abuse controlled substances. Such monies shall be allocated to superior court probation departments according to a formula based on probation caseload to be established by the administrative office of the supreme court.

C. Fifty per cent of the monies deposited in the drug treatment and education fund shall be distributed to the Arizona parents commission on drug education and prevention established by § 41-1604.17.

D. The administrative office of the supreme court shall cause to be prepared at the end of each fiscal year after 1997 an accountability report card that details the cost savings realized from the diversion of persons from prisons to probation. A copy of the report shall be submitted to the governor and the legislature, and a copy of the report shall be sent to each public library in the state. The administrative office of the supreme court shall receive reimbursement from the drug treatment and education fund for any administrative costs it incurs in the implementation of this section.

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CHAPTER 7. LUXURY PRIVILEGE TAX

42-1204.02. Luxury privileges tax; purpose; drug treatment and education fund; state department of corrections revolving fund.

A. Notwithstanding any law to the contrary, seven per cent of the monies collected between January 1, 1997 and December 31, 1999, pursuant to section 42-1204, Subsection A, paragraph 1, and eighteen per cent of the monies collected between January 1, 1997 and December 31, 1999, pursuant to section 42-1204, Subsection A, paragraphs 2, 3, and 4, shall be deposited in the drug treatment and education fund established by section 13-901.02.

B. Notwithstanding any law to the contrary, three per cent of the monies collected between January 1, 1997 and December 31, 1999, pursuant to section 42-1204, Subsection A, paragraph 1, and seven per cent of the monies collected between January 1, 1997 and December 31, 1999, pursuant to section 42-1204, Subsection A, paragraphs 2, 3, and 4, shall be deposited in a separate revolving fund of the state department of corrections for payment of the expenses of implementing the provisions of section 31-411.01 and shall not revert to the state general fund if unexpended at the close of the fiscal year.

C. Notwithstanding any law to the contrary, ten per cent of the monies collected after December 31, 1999 pursuant to section 42-1204, Subsection A, paragraph 1, and twenty-five per cent of the monies collected after December 31, 1999 pursuant to section 42-1204, subsection A, paragraphs 2, 3, and 4, shall be deposited in the drug treatment and education fund established by section 13-901.02.

§ 42-3106. Monies allocated to the drug treatment and education fund; state department of corrections revolving fund.

A. Notwithstanding any law to the contrary, seven percent of the monies collected pursuant to § 42-3052, paragraph 1 and eighteen percent of the monies collected pursuant to § 42-3052, paragraphs 2, 3 and 4 shall be deposited in the drug treatment and education fund established by § 13-901.02.

B. Notwithstanding any law to the contrary, three percent of the monies collected pursuant to § 42-3052, paragraph 1 and seven percent of the monies collected pursuant to § 42-3052, paragraphs 2, 3 and 4 shall be deposited in a separate revolving fund of the state department of corrections for the purposes of both:

1. Implementing § 31-411.01.
2. Offender participation in appropriate drug treatment or education programs that are administered by a qualified agency, organization or individual and that are approved by the department of health services for offenders who the state department of corrections determines have a history of substance abuse and who have been released from confinement.

C. Monies that are deposited in the state department of corrections revolving fund pursuant to subsection B of this section shall not revert to the state general fund if unexpended at the close of the fiscal year.

D. If the state department of corrections receives a federal grant, any portion of the monies that are deposited pursuant to subsection B of this section may be used as a cash match.