

TUCSON, ARIZONA
Supp. No. 107 – Instruction Sheet

Enclosed with this instruction sheet are new and replacement pages for your loose-leaf copy of the Code, bringing the Code current through June 30, 2015. In order to keep your copy of the Code up to date, you must remove the following indicated obsolete pages from your Code and replace them with the indicated revised pages. The current revision number appearing on the lower left corner of each page revised in this package is “Supp. No. 107” If you have any questions, please contact American Legal Publishing at 1-800-445-5588.

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CONTAINING
THE CHARTER AND GENERAL ORDINANCES
CITY OF TUCSON, ARIZONA

Adopted, October 19, 1964
Effective, January 20, 1965

Published by Order of the Mayor and Council

Republished 1987

Contains Supplement No. 107
Current through June 30, 2015

Published by:
AMERICAN LEGAL PUBLISHING CORPORATION
One West Fourth Street ✧ 3rd Floor ✧ Cincinnati, Ohio 45202
1-800-445-5588 ✧ www.amlegal.com

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From our experience in publishing Looseleaf Supplements on a page-for-page substitution basis, it has become evident that through usage and supplementation many pages can be inserted and removed in error.

The following listing is included in this Code as a ready guide for the user to determine whether the Code volume properly reflects the latest printing of each page.

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***Editor's note** – The editor added “Human Resources” to the title in order to more accurately reflect the contents of the chapter as expressed in § 10-1.

Charter references – Civil service generally, ch. XXII; department of human resources, ch. XXX.

Cross reference – Civil service statutes of reserve police officers, § 2-122(a).

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- Sec. 10-54. Reserved.

chapter. Such subpoenas may be personally served by the human resources department or by any process server recognized in the state.

(1953 Code, ch. 10, § 19; Ord. No. 7369, § 16, 3-12-90; Ord. No. 9675, § 2, 2-25-02, eff. 6-30-02)

Sec. 10-22. Salaries of civil service commissioners.

Commissioners shall receive a salary of twenty-four hundred dollars (\$2,400.00) per annum. The chairperson of the commission shall, for the performance of those additional duties required of the position, receive an additional six hundred dollars (\$600.00) per annum.

(Ord. No. 6839, § 1, 11-23-87; Ord. No. 9675, § 2, 2-25-02, eff. 6-30-02)

Secs. 10-23 – 10-30. Reserved.

ARTICLE II. COMPENSATION PLAN*

Sec. 10-31. Establishment and adoption of compensation plan; payment of employees.

Sec. 10-31(1). Compensation policy. The city's compensation system provides equitable and consistent treatment of employees commensurate with internal and external values of classifications and the objective of attracting, retaining and motivating employees. Key measures of employee compensation shall be labor market information and job performance. In addition, for classifications subject to Tucson Code section 10-7, a key measure will be job evaluation grades assigned to classifications based on compensable factors. Job evaluation grades shall be correlated with compensation ranges set forth in salary schedules. Classifications not subject to Tucson Code section 10-7 shall be assigned a range or rate set forth in a salary schedule. Other pay provisions such as commission, shift differential, overtime, standby, weekend premium pay for regularly schedule hours, incentive, special

skills, education, and other certification and special duty pays for designated employee groups may be provided for when adopted and/or reenacted by the mayor and council as part of the annual compensation plan.

(Ord. No. 9675, § 3, 2-25-02; Ord. No. 10003, § 3, 6-28-04)

Sec. 10-31(2). Formulation. Subject to the prior approval of the city manager, the human resources director shall, as part of the budget process, annually recommend a compensation plan for adoption by the mayor and council. The recommended compensation schedules of the compensation plan will retain a competitive posture in the relevant labor markets subject to available funding and current economic trends. Under the direction of the city manager, the human resources director shall annually conduct, or cause to be conducted a labor market survey which, subject to available funding and current economic trends, shall be the basis for the annual compensation schedules recommendation. Such schedules shall provide for the compensation of all persons employed by the city whether classified or unclassified, except the mayor and council and those charter officers appointed directly by the mayor and council (city manager, city attorney, city clerk and city magistrates). (Ord. No. 9675, § 3, 2-25-02)

Sec. 10-31(3). Amendments. Subject to the prior approval of the city manager, amendments to the annual compensation plan may from time to time be initiated, formulated and recommended to the mayor and council.

(Ord. No. 4411, § 1, 11-17-75; Ord. No. 4418, § 1, 12-8-75; Ord. No. 9675, § 3, 2-25-02)

Sec. 10-31(4). Adoption and filing. Prior to the beginning of each fiscal year, subject to Tucson Charter Chapter VII, Sec. 2, the mayor and council shall adopt a compensation plan. Three (3) copies of the compensation plan and all current amendments thereto, shall be kept on file in the office of the city clerk. (Ord. No. 9675, § 3, 2-25-02)

Sec. 10-31(5). Applications. Each person employed by the city, except the mayor and council and those charter officers appointed directly by the mayor and council, (city manager, city attorney, city clerk and city magistrates), shall be paid within a designated range or rate of the compensation schedules. For

***Cross references** – Compensation of senior officers acting as department heads, § 2-3; salary of employees during injury or sickness, § 2-13.

classifications subject to Tucson Code section 10-7, the range shall correlate to the job evaluation grade assigned to the class in which employed. Each person, whether subject to Tucson Code section 10-7 and within a salary range or rate of the compensation schedules, subject to the approval of the city manager shall be placed within a range or at a rate by the human resources director on implementation of the annual compensation plan and as provided by city administrative directive for compensation administration. Changes in rates within the hourly range schedule may be made by the appointing authority in accordance with established criteria. (Ord. No. 7653, § 3, 6-24-91; Ord. No. 8206, § 2, 2-7-94; Ord. No. 8519, § 3, 6-12-95; Ord. No. 9675, § 3, 2-25-02; Ord. No. 10003, § 3, 6-28-04)

Sec. 10-31(6). Implementation. Effective retroactive to June 27, 2004, the position compensation schedules for the Annual Compensation Plan provided for in section 10-31(6) of the Tucson Code for the classified and unclassified employees of the city are amended by adding new rates to special rate schedule, Exhibit J to Appendix A, for weekend premium pay and shift differential pay for that employee group eligible for representation by the American Federation of State County and Municipal Employees to read as set forth in amended attached schedule. (Ord. No. 7780, § 1, 3-16-92; Ord. No. 8316, § 1, 7-5-94; Ord. No. 8712, § 1, 6-10-96; Ord. No. 9675, § 3, 2-25-02; Ord. No. 9866, § 1, 6-23-03; Ord. No. 10003, § 1, 6-28-04; Ord. No. 10021, § 1, 8-2-04)

Sec. 10-31(7). Providing percentages for calculation of compensation from salary schedules for employees in specified assignment positions.

a. Notwithstanding any other provision of section 10-31 of the compensation plan, the assignment positions of chief deputy city attorney; deputy city attorney; fire fighter, trainee; water treatment plant operator, trainee; and utility service worker, trainee, shall be compensated as follows:

- (1) Chief deputy city attorney, one hundred ten (110) percent of the range (from minimum to maximum) for principle assistant city attorney.

- (2) Deputy city attorney, one hundred five (105) percent of the range (from minimum to maximum) for principle assistant city attorney.
- (3) Fire fighter, trainee, eighty-five (85) percent of range 401, step 1.
- (4) Water treatment plant operator, trainee, ninety (90) percent of range 916, step 1.
- (5) Utility service worker, trainee, ninety (90) percent of range 915, step 1.
- (6) Code inspector trainee, ninety-five (95) percent of range 918, step 1.
- (7) Emergency 911 operator, police service operator and public safety dispatcher will receive temporary assignment pay for five (5) percent of the employees base hourly rate for all hours when employee is assigned to train and evaluate an operator-trainee or dispatcher-trainee as part of the departments formal training program.

b. This section is subject to yearly readoption and reenactment by the mayor and council as part of the annual compensation plan.

- 1. (Ord. No. 9724, § 2, 6-17-02; Ord. No. 9727, § 2, 6-24-02; Ord. No. 10165, § 2, 6-14-05; Ord. No. 10365, § 1, 12-19-06; Ord. No. 10426, § 2, 6-19-07; Ord. No. 10550, § 2, 6-17-08; Ord. No. 10558, § 1, 6-25-08; Ord. No. 10675, § 2, 6-2-09, eff. 7-1-09; Ord. No. 10806, § 2, 6-15-10, eff. 7-1-10; Ord. No. 10900, § 2, 6-28-11, eff. 7-1-11; Ord. No. 10989, § 3, 6-5-12, eff. 7-1-12; Ord. No. 11075, § 5, 5-21-13, eff. 7-1-13; Ord. No. 11134, § 2, 12-17-13; Ord. No. 11180, § 2, 6-3-14, eff. 6-29-14; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

Editor’s note – Ord. No. 11180, § 2, adopted June 3, 2014, ratified, reaffirmed, and reenacted this section for Fiscal Year 2015. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 29, 2014. Ord. No. 11273, § 2, adopted June 9, 2015, ratified, reaffirmed, and reenacted this section for Fiscal Year 2016. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 28, 2015.

Sec. 10-31(8). Payment for uniform maintenance.

Subject to the prior approval of the city manager, the human resources director shall, as part of the budget process, annually recommend payment for uniform maintenance consistent with labor agreements and administrative directives.

(Ord. No. 10426, § 4, 6-19-07, eff. 6-24-07; Ord. No. 10806, § 2, 6-15-10, eff. 7-1-10; Ord. No. 10900, § 2, 6-28-11, eff. 7-1-11; Ord. No. 10989, § 3, 6-5-12, eff. 7-1-12; Ord. No. 11075, § 5, 5-21-13, eff. 7-1-13; Ord. No. 11134, § 2, 12-17-13; Ord. No. 11180, § 2, 6-3-14, eff. 6-29-14; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

Editor's note – Ord. No. 11180, § 2, adopted June 3, 2014, ratified, reaffirmed, and reenacted this section for Fiscal Year 2015. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 29, 2014. Ord. No. 11273, § 2, adopted June 9, 2015, ratified, reaffirmed, and reenacted this section for Fiscal Year 2016. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 28, 2015.

(1953 Code, ch. 10, § 10; Ord. No. 7369, § 17, 3-12-90; Ord. No. 9675, § 3, 2-25-02, eff. 6-30-02)

Editor's note – Listed below are the ordinances constituting and amending the compensation plan:

1957 Supp. to 1953 Code, Ch. 10, § 36 – Amended by:

Ord. No. 1826, § 2, 5-5-58
 Ord. No. 1853, § 1, 8-18-58
 Ord. No. 1855, § 2, 9-2-58
 Ord. No. 1870, § 1, 12-8-58
 Ord. No. 1899, § 1, 4-20-59
 Ord. No. 1960, §§ 1, 2, 9-28-59
 Ord. No. 1980, § 6, 11-16-59
 Ord. No. 1981, § 1, 11-16-59
 Ord. No. 2004, § 1, 2-3-60
 Ord. No. 2030, § 1, 5-2-60
 Ord. No. 2129, § 1, 1-3-61
 Ord. No. 2187, § 1, 6-19-61
 Ord. No. 2212, § 3, 9-18-61
 Ord. No. 2329, § 1, 8-13-62
 Ord. No. 2390, § 3, 12-17-62
 Ord. No. 2496, § 1, 7-22-63
 Ord. No. 2574, § 1, 1-20-64
 Ord. No. 2651, § 1, 8-13-64
 Ord. No. 2658, § 1, 9-8-64
 Ord. No. 2693, § 1, 11-2-64

Ch. 10, § 36a of the 1953 Code as added by Ord. No. 1980, § 7, 11-16-59 – Amended by:

Ord. No. 2004, § 2, 2-3-60
 Ord. No. 2105, § 1, 11-7-60
 Ord. No. 2129, § 2, 1-3-61
 Ord. No. 2212, § 4, 9-18-61
 Ord. No. 2390, § 4, 12-17-62
 Ord. No. 2608, § 1, 5-4-64
 Ord. No. 2709, § 1, 12-7-64

Ch. 10, § 36b of the 1953 Code as added by Ord. No. 1980, § 7, 11-16-59 – Amended by:

Ord. No. 2004, § 3, 2-3-60
 Ord. No. 2212, § 5, 9-18-61
 Ord. No. 2390, § 5, 12-17-62
 Ord. No. 2651, § 2, 8-13-64
 Ord. No. 2659, § 1, 9-8-64

Ch. 10, § 36c of the 1953 Code as added by Ord. No. 1980, § 7, 11-16-59 – Amended by:

Ord. No. 2004, § 4, 2-3-60
 Ord. No. 2074, § 1, 8-1-60
 Ord. No. 2212, § 6, 9-18-61
 Ord. No. 2329, § 2, 8-13-62
 Ord. No. 2574, § 2, 1-20-64

Ch. 10, § 36d of the 1953 Code as added by Ord. No. 1980, § 7, 11-16-59 – Amended by:

Ord. No. 1971, § 2, 11-16-59
 Ord. No. 2004, § 5, 2-3-60
 Ord. No. 2032, § 1, 5-16-60
 Ord. No. 2212, § 7, 9-18-61
 Ord. No. 2390, § 7, 12-17-62
 Ord. No. 2496, § 2, 7-22-63

Ch. 10, § 36e of the 1953 Code as added by Ord. No. 1980, § 7, 11-16-59 – Amended by:

Ord. No. 2004, § 6, 2-3-60
 Ord. No. 2212, § 8, 9-18-61
 Ord. No. 2329, § 3, 8-13-62
 Ord. No. 2390, § 8, 12-17-62
 Ord. No. 2460, § 2, 5-6-63
 Ord. No. 2574, § 3, 1-20-64
 Ord. No. 2608, § 2, 5-4-64
 Ord. No. 2695, § 1, 11-9-64

Ch. 10, § 36f of the 1953 Code as added by Ord. No. 1980, § 7, 11-16-59 – Amended by:

Ord. No. 2004, § 7, 2-3-60
 Ord. No. 2105, § 2, 11-7-60
 Ord. No. 2212, § 9, 9-18-61
 Ord. No. 2213, § 1, 9-25-61
 Ord. No. 2390, § 9, 12-17-62
 Ord. No. 2460, § 3, 5-6-63
 Ord. No. 2490, § 3, 7-22-63
 Ord. No. 2574, § 4, 1-20-64
 Ord. No. 2693, § 2, 11-2-64

Ch. 10, § 36g of the 1953 Code as added by Ord. No. 1980, § 7, 11-16-59 – Amended by:

Ord. No. 2004, § 8, 2-3-60
 Ord. No. 2063, § 1, 7-5-60
 Ord. No. 2105, § 3, 11-7-60
 Ord. No. 2212, § 10, 9-10-61
 Ord. No. 2216, § 1, 10-19-61
 Ord. No. 2390, § 10, 12-17-62
 Ord. No. 2496, § 4, 7-22-63
 Ord. No. 2574, § 5, 1-20-64

Ch. 10, § 36 of the 1953 Code as added by Ord. No. 2638, § 1, 7-6-64.

Section 10-31 has been amended by the following ordinances:

- Ord. No. 2754, § 3, 4-5-65
 Ord. No. 2845, § 4, 2-7-66
 Ord. No. 2874, § 1, 5-16-66
 Ord. No. 2908, §§ 1, 2, 8-1-66
 Ord. No. 2930, §§ 1, 2, 10-24-66
 Ord. No. 2940, § 3, 11-28-66
 Ord. No. 2973, § 1, 2-6-67
 Ord. No. 2974, § 1, 2-6-67
 Ord. No. 2986, § 2, 3-20-67
 Ord. No. 3009, §§ 1, 2, 6-5-67
 Ord. No. 3061, § 1, 12-4-67
 Ord. No. 3079, § 1, 1-15-68
 Ord. No. 3123, § 1, 5-20-68
 Ord. No. 3126, § 2, 5-27-68
 Ord. No. 3127, § 1, 6-3-68
 Ord. No. 3137, § 1, 7-1-68
 Ord. No. 3163, §§ 1, 2, 9-9-68
 Ord. No. 3179, § 1, 11-12-68
 Ord. No. 3199, § 1, 12-2-68
 Ord. No. 3208, § 1, 1-13-69
 Ord. No. 3209, §§ 1, 2, 1-13-69
 Ord. No. 3214, § 1, 2-3-69
 Ord. No. 3215, §§ 1, 2, 2-24-69
 Ord. No. 3251, §§ 1, 2, 5-5-69
 Ord. No. 3266, § 1, 6-2-69
 Ord. No. 3279, § 1, 6-23-69
 Ord. No. 3298, § 1, 7-21-69
 Ord. No. 3344, § 2, 10-16-69
 Ord. No. 3405, § 1, 2-2-70
 Ord. No. 3428, § 1, 3-23-70
 Ord. No. 3429, § 1, 3-23-70
 Ord. No. 3444, § 1, 5-18-70
 Ord. No. 3512, § 1, 8-31-70
 Ord. No. 3534, § 1, 10-12-70
 Ord. No. 3581, § 1, 1-4-71
 Ord. No. 3582, § 1, 1-4-71
 Ord. No. 3635, §§ 1, 2, 5-12-71
 Ord. No. 3648, §§ 1 - 4, 5-10-71
 Ord. No. 3710, §§ 1, 2, 9-7-71
 Ord. No. 3768, § 1, 12-20-71
 Ord. No. 3838, §§ 1 - 4, 5-1-72
 Ord. No. 3863, §§ 1 - 4, 6-12-73
 Ord. No. 3914, §§ 1, 2, 9-5-72
 Ord. No. 3968, § 1, 1-22-73
 Ord. No. 4014, § 1, 4-23-73
 Ord. No. 4025, § 1, 5-21-73
 Ord. No. 4027, § 1, 5-29-73
 Ord. No. 4038, § 2, 6-25-73
 Ord. No. 4065, § 1, 7-16-73
 Ord. No. 4075, § 1, 8-6-73
 Ord. No. 4105, § 1, 11-5-73
 Ord. No. 4119, § 2, 12-11-73
 Ord. No. 4142, § 1, 2-25-74
 Ord. No. 4182, § 1, 5-28-74
 Ord. No. 4194, § 1, 6-3-74
 Ord. No. 4198, § 2, 6-17-74
 Ord. No. 4203, § 2, 7-1-74
 Ord. No. 4218, § 1, 7-22-74
 Ord. No. 4239, § 1, 9-9-74
 Ord. No. 4241, § 1, 9-9-74
 Ord. No. 4306, § 1, 1-13-75
 Ord. No. 4371, § 1, 6-30-75
 Ord. No. 4381, § 1, 8-4-75
 Ord. No. 4425, § 2, 12-30-75
 Ord. No. 4445, § 1, 2-17-76
 Ord. No. 4523, § 2, 6-21-76
 Ord. No. 4528, § 1, 6-28-76
 Ord. No. 4643, § 1, 5-23-77
 Ord. No. 4682, § 2, 7-5-77
 Ord. No. 4735, § 2, 12-19-77
 Ord. No. 4849, §§ 2, 3, 7-3-78
 Ord. No. 4859, § 1, 8-7-78
 Ord. No. 4872, § 1, 9-5-78
 Ord. No. 4896, § 1, 10-23-78
 Ord. No. 4905, §§ 1, 2, 11-13-78
 Ord. No. 4939, §§ 1, 2, 2-12-79
 Ord. No. 4984, § 2, 6-4-79
 Ord. No. 5007, §§ 1, 2, 7-2-79
 Ord. No. 5032, § 1, 9-4-79
 Ord. No. 5061, §§ 1, 2, 11-13-79
 Ord. No. 5085, § 1, 1-7-79
 Ord. No. 5146, §§ 1, 2, 5-5-80
 Ord. No. 5164, § 2, 5-27-80
 Ord. No. 5199, § 1, 8-4-80
 Ord. No. 5305, §§ 1, 2, 2-9-81
 Ord. No. 5365, § 1, 6-8-81
 Ord. No. 5399, §§ 2, 3, 7, 6-29-81
 Ord. No. 5413, § 1, 8-3-81
 Ord. No. 5599, §§ 1, 3 - 5, 9, 6-28-82
 Ord. No. 5624, § 1, 8-3-82
 Ord. No. 5677, § 1, 11-8-82
 Ord. No. 5798, §§ 1, 3, 8, 7-5-83
 Ord. No. 5832, § 1, 8-1-83
 Ord. No. 5850, §§ 1 - 3, 9-6-83
 Ord. No. 5901, § 1, 11-21-83
 Ord. No. 5903, § 1, 11-21-83
 Ord. No. 5951, § 1, 2-13-84
 Ord. No. 6007, § 1, 4-30-84
 Ord. No. 6040, §§ 1, 3, 8, 6-25-84
 Ord. No. 6071, § 1, 8-6-84
 Ord. No. 6114, §§ 1 - 3, 11-5-84
 Ord. No. 6169, § 1, 2-11-85
 Ord. No. 6264, §§ 1, 3, 8, 6-24-85
 Ord. No. 6302, §§ 1, 2, 9-3-85
 Ord. No. 6329, § 1, 11-18-85
 Ord. No. 6332, § 1, 11-25-85
 Ord. No. 6338, § 1, 11-25-85
 Ord. No. 6452, § 1, 3, 6-16-86
 Ord. No. 6506, § 1, 9-2-86
 Ord. No. 6613, § 1, 1-12-87
 Ord. No. 6643, § 1, 3-16-87
 Ord. No. 6735, §§ 1, 5, 10, 7-6-87
 Ord. No. 6772, §§ 1, 2, 9-14-87
 Ord. No. 6840, § 1, 11-16-87
 Ord. No. 6913, § 1, 3-28-88
 Ord. No. 6921, § 1, 4-4-88
 Ord. No. 6945, § 1, 5-9-88
 Ord. No. 6960, §§ 1, 2, 6-6-88
 Ord. No. 7004, §§ 1, 4, 9 - 11, 14, 7-5-88
 Ord. No. 7024, § 1, 9-6-88
 Ord. No. 7097, § 1, 11-28-88

Ord. No. 7151, §§ 1, 2, 3-6-89
 Ord. No. 7196, §§ 1, 2, 5-15-89
 Ord. No. 7243, §§ 7, 9, 12, 7-3-89
 Ord. No. 7275, §§ 1 – 3, 9-11-89
 Ord. No. 7312, §§ 1, 2, 11-13-89
 Ord. No. 7350 § 1, 2-5-90
 Ord. No. 7383, § 2, 3-19-90
 Ord. No. 7439, § 1, 6-25-90
 Ord. No. 7466, § 1, 8-6-90
 Ord. No. 7497, § 1, 9-17-90
 Ord. No. 7518, § 1, 11-19-90
 Ord. No. 7549, § 1, 1-14-91
 Ord. No. 7566, § 1, 2-25-91
 Ord. No. 7599, §§ 1, 2, 4-1-91
 Ord. No. 7605, §§ 1, 2, 4-15-91
 Ord. No. 7653, §§ 1, 2, 6-24-91
 Ord. No. 7691, §§ 1, 2, 9-16-91
 Ord. No. 7780, §§ 1, 2, 3-16-92
 Ord. No. 7906, § 1, 9-14-92
 Ord. No. 7917, §§ 1, 2, 10-5-92
 Ord. No. 7970, § 1, 1-4-93
 Ord. No. 8022, § 1, 4-12-93
 Ord. No. 8067, §§ 1, 2, 6-21-93
 Ord. No. 8090, § 1, 7-6-93
 Ord. No. 8092, § 1, 8-2-93
 Ord. No. 8149, § 1, 11-1-93
 Ord. No. 8166, § 1, 11-22-93
 Ord. No. 8206, § 1, 2-7-94
 Ord. No. 8316, § 1, 7-5-94
 Ord. No. 8367, § 1, 9-12-94
 Ord. No. 8378, § 1, 10-17-94
 Ord. No. 8439, § 2, 1-23-95
 Ord. No. 8444, § 1, 2-6-95
 Ord. No. 8519, §§ 1, 2, 6-12-95
 Ord. No. 8619, § 1, 1-2-96
 Ord. No. 8712, § 2, 6-10-96
 Ord. No. 8753, § 2, 8-5-96
 Ord. No. 8791, § 1, 1-6-97
 Ord. No. 8842, § 1, 3-17-97
 Ord. No. 8844, § 1, 3-24-97
 Ord. No. 8878, § 1, 6-9-97
 Ord. No. 8975, § 1, 11-3-97
 Ord. No. 9008, § 1, 2-2-98
 Ord. No. 9055, § 1, 5-18-98
 Ord. No. 9068, § 1, 6-8-98
 Ord. No. 9093, § 1, 8-3-98
 Ord. No. 9151, § 1, 11-2-98
 Ord. No. 9191, § 1, 1-11-99
 Ord. No. 9237, § 1, 6-14-99
 Ord. No. 9347, § 1, 2-7-00
 Ord. No. 9352, § 1, 2-28-00
 Ord. No. 9399, § 1, 6-12-00
 Ord. No. 9465, § 1, 9-25-00
 Ord. No. 9475, § 1, 10-16-00
 Ord. No. 9575, § 1, 6-25-01
 Ord. No. 9588, § 1, 8-6-01
 Ord. No. 9677, § 1, 2-25-02 (effective June 30, 2002)
 Ord. No. 9724, §§ 1, 2, 6-17-02
 Ord. No. 9727, §§ 1, 2, 6-24-02
 Ord. No. 9742, § 2, 8-5-02 (retroactive to June 30, 2002)
 Ord. No. 10003, § 1, 6-28-04 (effective June 27, 2004)

Ord. No. 10165, § 1, 6-14-05 (effective June 26, 2005)
 Ord. No. 10289, §§ 1 – 3, 6-27-06 (effective July 9, 2006)
 Ord. No. 10293, §§ 1, 2, 6-27-06 (retroactive to June 25, 2006)
 Ord. No. 10364, § 1, 12-19-06 (amending Ord. No. 10289)
 Ord. No. 10426, § 1, 6-19-07 (effective June 24, 2007)
 Ord. No. 10491, §§ 1, 2, 1-8-08
 Ord. No. 10550, § 1, 6-17-08 (effective July 1, 2008)
 Ord. No. 10619, §§ 1, 2 (Exh. A), 1-6-09 (effective January 1, 2009)
 Ord. No. 10675, § 1, 6-2-09 (effective July 1, 2009)
 Ord. No. 10806, § 1, 6-15-10 (effective July 1, 2010)
 Ord. No. 10900, § 1, 6-28-11 (effective July 1, 2011)
 Ord. No. 10989, § 2, 6-5-12 (effective July 1, 2012)
 Ord. No. 11075, § 5, 5-21-13 (effective July 1, 2013)
 Ord. No. 11134, § 2, 12-17-13
 Ord. No. 11180, § 1, 6-3-14 (effective June 29, 2014)
 Ord. No. 11233, § 1, 12-16-14
 Ord. No. 11273, § 1, 6-9-15 (effective June 28, 2015)

Sec. 10-32. Administration of plan.

(a) Under the direction and supervision of the city manager, the human resources director shall administer the annual position-compensation plan which is predicated on performance and skill based components and principles. A skill based pay component of the position-compensation for any department will not be implemented or administered without prior approval of a department proposal by the human resource director. Consideration and implementation of a proposal for a skill based component requires:

- (1) That a comprehensive review of departmental work practices has been undertaken. This review shall include the evaluation of work practices, the identification of potential improvements that integrate organization change, new work practices and use of new technologies and,
- (2) That benefits and cost savings which will result from the utilization of a skill based pay component for the department have been identified and quantified.
- (3) That there has been a job analysis identifying skill, job description, skill objectives, training program supporting the acquisition of identified skills, and skill based compensation structure.

- (4) That the human resources is satisfied with and approves the proposed skill based component to be appropriate for the classification involved.

(b) In no event shall a skill based pay component for a department be approved if the proposal results in the compensation of positions in a city classification both under the performance and skill based component of the compensation plan.
(1953 Code, ch. 10, § 21; Ord. No. 7369, § 18, 3-12-90; Ord. No. 10003, § 3, 6-28-04)

Cross references – Duties of director of personnel pertaining to pensions, § 22-23; duties pertaining to group insurance, § 22-84.

Sec. 10-33. Language communication compensation.

(a) In addition to the compensation authorized by section 10-31, employees who use a language other than English, with proficiency at a conversational level as verified by the director of the department of human resources, a minimum of five (5) percent of the work week, or occupy a position designated by an appointing authority and approved by the city manager as a “language communication” position, shall receive extra compensation in the amount of thirty dollars (\$30.00) per pay period.

(b) Designation of a “language communication” position by the appointing authority and its authorization by the city manager shall be pursuant to procedures to be set forth in city administrative directives.

(c) The director of the department of human resources is responsible for the administration of the language communication compensation program, including, but not limited to, fixing: competency standards; verification procedures for confirming five (5) percent language usage; and criteria to be utilized by appointing authorities when designating “language communications” positions.

(Ord. No. 7937, § 1, 10-26-92; Ord. No. 9540, § 1, 4-16-01; Ord. No. 9562, § 1, 6-11-01; Ord. No. 9727, § 2, 6-24-02; Ord. No. 10165, § 3, 6-14-05; Ord. No. 10426, § 2, 6-19-07; Ord. No. 10550, § 3, 6-17-08, eff. 7-1-08; Ord. No. 10675, § 2, 6-2-09, eff. 7-1-09; Ord. No. 10806, § 2, 6-15-10, eff. 7-1-10; Ord. No. 10900,

§ 2, 6-28-11, eff. 7-1-11; Ord. No. 10989, § 3, 6-5-12, eff. 7-1-12; Ord. No. 11075, § 5, 5-21-13, eff. 7-1-13; Ord. No. 11134, § 2, 12-17-13; Ord. No. 11180, § 2, 6-3-14, eff. 6-29-14; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

Editor’s note – Ord. No. 11180, § 2, adopted June 3, 2014, ratified, reaffirmed, and reenacted this section for Fiscal Year 2015. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 29, 2014. Ord. No. 11273, § 2, adopted June 9, 2015, ratified, reaffirmed, and reenacted this section for Fiscal Year 2016. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 28, 2015.

Sec. 10-33.1. Proficiency pay for commissioned police personnel certified as bilingual users of American Sign Language (ASL) or Spanish.

(a) Effective July 1, 2011, commissioned police personnel who are certified as bilingual users of ASL or Spanish, who use ASL or Spanish a minimum of five (5) percent of the work week, or who occupy a position designated by the police chief and approved by the city manager as regularly requiring a certified bilingual user of ASL or Spanish, will receive eighty-five dollars (\$85.00) per pay period.

(b) Designation of a position as regularly requiring the use of a certified bilingual user of ASL or Spanish by the appointing authority and if authorized by the city manager, shall be pursuant to procedures to be set forth in city administrative directives.

(c) Certified bilingual officers who are receiving compensation under this section are not eligible for language communication compensation under section 10-33.

(d) The director of the department of human resources is responsible for establishing and/or adopting certification standards to ensure that bilingual ASL or Spanish proficiency is at a speed and technical level necessary to accomplish all critical aspects of a commissioned law enforcement officer’s duties in those languages. The department of human resources is also responsible for the administration of the certified ASL or Spanish proficiency program including but not limited to verification procedures for confirming five (5) percent usage and criteria to be utilized by

appointing authorities when designating a position as requiring certified bilingual user proficiency in ASL or Spanish language.

(Ord. No. 10165, § 4, 6-14-05; Ord. No. 10426, § 2, 6-19-07; Ord. No. 10550, § 2, 6-17-08; Ord. No. 10675, § 2, 6-2-09, eff. 7-1-09; Ord. No. 10806, § 2, 6-15-10, eff. 7-1-10; Ord. No. 10900, § 2, 6-28-11, eff. 7-1-11; Ord. No. 10989, § 3, 6-5-12, eff. 7-1-12; Ord. No. 11075, § 5, 5-21-13, eff. 7-1-13; Ord. No. 11134, § 2, 12-17-13; Ord. No. 11180, § 2, 6-3-14, eff. 6-29-14; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

Editor's note – Ord. No. 11180, § 2, adopted June 3, 2014, ratified, reaffirmed, and reenacted this section for Fiscal Year 2015. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 29, 2014. Ord. No. 11273, § 2, adopted June 9, 2015, ratified, reaffirmed, and reenacted this section for Fiscal Year 2016. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 28, 2015.

Sec. 10-34. Incentive pay for fire prevention inspectors.

In addition to the compensation authorized by Tucson Code section 10-31, compensation in the amount of sixty-nine dollars and twenty-three cents (\$69.23) per pay period shall be paid to full time employees holding positions in the Fire Prevention Inspector Classification, Class Code 6412, who achieve and maintain any of the following designations:

International Certified Fire Investigator, certified by the International Association of Arson Investigators;

Fire Inspector II Certification, certified by the State Fire Marshall;

Public Education Specialist II, certified by the State Fire Marshall;

Uniform Fire Code Proficiency Certification, certified by the International Fire Code Institute;

Canine Handler Proficiency for Canine Odor Recognition and Detection of Accelerants, certified by Bureau of Alcohol, Tobacco and Firearms of the United States Treasury Department.

Compensation under this section will be awarded for only one certified designation regardless of the number of certified designations held.

(Ord. No. 8957, § 1, 9-22-97; Ord. No. 9563, § 1, 6-11-01; Ord. No. 9727, § 2, 6-24-02; Ord. No. 10165, § 2, 6-14-05; Ord. No. 10426, § 2, 6-19-07; Ord. No. 10550, § 2, 6-17-08; Ord. No. 10675, § 2, 6-2-09, eff. 7-1-09; Ord. No. 10806, § 2, 6-15-10, eff. 7-1-10; Ord. No. 10900, § 2, 6-28-11, eff. 7-1-11; Ord. No. 10989, § 3, 6-5-12, eff. 7-1-12; Ord. No. 11075, § 5, 5-21-13, eff. 7-1-13; Ord. No. 11134, § 2, 12-17-13; Ord. No. 11180, § 2, 6-3-14, eff. 6-29-14; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

Editor's note – Ord. No. 3965, § 5, adopted Dec. 18, 1972, amended this Code by repealing former § 10-34, relative to the conversion of the salary range schedule to hourly, biweekly and approximate annual rates. The section was derived from the following: 1953 Code, ch. 10, § 35a; Ord. No. 2031, § 1, adopted May 16, 1960, and Ord. No. 2401, § 2, adopted Jan. 7, 1963. Subsequently, Ord. No. 8957 added a new § 10-34.

Ord. No. 11180, § 2, adopted June 3, 2014, ratified, reaffirmed, and reenacted this section for Fiscal Year 2015. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 29, 2014. Ord. No. 11273, § 2, adopted June 9, 2015, ratified, reaffirmed, and reenacted this section for Fiscal Year 2016. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 28, 2015.

Sec. 10-34.1. Assignment and incentive pay for maintaining paramedic certification and working as paramedics.

Paramedic assignment pay of one hundred fifty dollars (\$150.00) per month will be paid to commissioned fire personnel who:

- (1) Are promoted to and remain in the classification of paramedic; or
- (2) Are in non-paramedic classifications, have completed new hire probation, possess a national and/or state certification (EMT-P) and are minimally available to work one (1) twenty-four-hour shift per month as a paramedic, which work availability is subject to verification by the fire chief.

(Ord. No. 9399, § 2, 6-12-00; Ord. No. 9522, § 1, 3-5-01; Ord. No. 9727, § 2, 6-24-02; Ord. No. 10165,

§ 2, 6-14-05; Ord. No. 10289, § 4, 6-27-06; Ord. No. 10426, § 2, 6-19-07; Ord. No. 10550, § 2, 6-17-08; Ord. No. 10675, § 3, 6-2-09, eff. 7-1-09; Ord. No. 10806, § 2, 6-15-10, eff. 7-1-10; Ord. No. 10900, § 2, 6-28-11, eff. 7-1-11; Ord. No. 10989, § 3, 6-5-12, eff. 7-1-12; Ord. No. 11075, § 5, 5-21-13, eff. 7-1-13; Ord. No. 11134, § 2, 12-17-13; Ord. No. 11180, § 2, 6-3-14, eff. 6-29-14; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

Editor's note – Ord. No. 11180, § 2, adopted June 3, 2014, ratified, reaffirmed, and reenacted this section for Fiscal Year 2015. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 29, 2014. Ord. No. 11273, § 2, adopted June 9, 2015, ratified, reaffirmed, and reenacted this section for Fiscal Year 2016. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 28, 2015.

Sec. 10-35. Fire battalion chief call back shift pay.

In addition to the compensation authorized by Tucson Code Section 10-31, compensation in the amount of two hundred fifty dollars (\$250.00) for each twelve-hour shift worked outside of a normally scheduled shift shall be paid to full time employees assigned to suppression duties who hold positions in the Fire Battalion Chief Classification.

(Ord. No. 9091, § 1, 7-6-98; Ord. No. 9727, § 2, 6-24-02; Ord. No. 10165, § 2, 6-14-05; Ord. No. 10426, § 2, 6-19-07; Ord. No. 10550, § 2, 6-17-08; Ord. No. 10675, § 2, 6-2-09, eff. 7-1-09; Ord. No. 10806, § 2, 6-15-10, eff. 7-1-10; Ord. No. 10900, § 2, 6-28-11, eff. 7-1-11; Ord. No. 10948, § 1, 12-5-11; Ord. No. 10989, § 3, 6-5-12, eff. 7-1-12; Ord. No. 11075, § 5, 5-21-13, eff. 7-1-13; Ord. No. 11134, § 2, 12-17-13; Ord. No. 11180, § 2, 6-3-14, eff. 6-29-14; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

Editor's note – Section 10-35, relating the rate of pay for a class of an employee's original appointment, derived from the 1953 Code, ch. 10, § 22, and Ord. No. 1980, § 1, adopted Nov. 16, 1959, was repealed by § 1 of Ord. No. 7369, adopted Mar. 12, 1990. Subsequently, Ord. No. 9091, § 1, adopted July 6, 1998, added a new § 10-35.

Ord. No. 11180, § 2, adopted June 3, 2014, ratified, reaffirmed, and reenacted this section for Fiscal Year 2015. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 29, 2014. Ord. No. 11273, § 2, adopted June 9, 2015, ratified, reaffirmed, and reenacted this section for Fiscal Year 2016. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 28, 2015.

Sec. 10-36. Probationary periods.

All original and promotional appointments of eligible persons to permanent positions shall be made subject to a probationary period. Such probationary period shall commence with the date of appointment, except for entrance into the uniformed service of the police or fire department, when the probationary period shall commence when the employee enters the police or fire training academy. The length of probationary periods shall be as established by civil service commission rules and regulations.

(1953 Code, ch. 10, § 23; Ord. No. 1980, § 2, 11-16-59; Ord. No. 5000, § 9, 6-25-79; Ord. No. 5398, § 1, 6-29-81; Ord. No. 5598, § 1, 6-28-82; Ord. No. 6735, § 2, 7-6-87; Ord. No. 7004, § 5, 7-5-88; Ord. No. 7243, §§ 2, 3, 7-3-89)

Sec. 10-37. Reallocation.

Sec. 10-37(1). Reallocation of positions compensated under skill based pay components of the compensation plan.

(a) When a position is reallocated to a classification that is assigned to a skill based pay structure and the incumbent's skill level is greater than the incumbent's current pay level the incumbent shall receive a pay increase commensurate with the skill pay level and the incumbent's anniversary date shall be changed.

(b) When a position is reallocated to a classification that is assigned to a skill based pay structure and the incumbent's skill level is equal to the incumbent's current pay level or falls between two (2) points within the skill level band the incumbent shall move to the higher level in the range. The anniversary date shall not change. The incumbent must attain the assigned skill level within the next six (6) months to retain the assigned pay level.

(c) When a position is reallocated to a classification that is assigned to a skill based pay structure and the incumbent's current salary is higher than the incumbent's skill pay level the incumbent shall enter the structure with no change to current salary. The anniversary date shall not change. The incumbents

shall not receive any further salary increases until the skill level for the assigned salary has been reached.

Sec. 10-37(2). Reallocation of positions compensated under performance based components of the compensation plan.

(a) When a position is reallocated to a classification that is assigned a higher salary range, an incumbent's anniversary date shall be changed and salary increased as though a promotion had occurred.

(b) When a position is reallocated to a classification assigned a lower salary range, an incumbent's salary shall not change if it is equal to either a step or a point within salary ranges but if falling between two (2) steps of a range, the incumbent's salary will not change until the next pay increase at which time the salary will move to the appropriate step within the salary range. The anniversary date shall not change.

(c) When a position is reallocated to a classification assigned a lower salary range an incumbent's salary shall not change if it is greater than the maximum for the classification. The incumbent shall not receive any further salary increases until salary ranges for the classification increase, permitting salary increases under regular administration of the compensation plan.

(Ord. No. 9399, § 3, 6-12-00; Ord. No. 9866, § 3, 6-23-03; Ord. No. 10003, § 3, 6-28-04; Ord. No. 10550, § 4, 6-17-08, eff. 7-1-08)

Sec. 10-37.1. Reserved.

Editor's note – Ordinance No. 8712, § 3, adopted June 10, 1996, repealed § 10-37.1. Formerly, such section pertained to increases in compensation for the pay for performance plan and derived from Ord. No. 8519, § 6, 6-12-95.

Sec. 10-37.2. Reserved.

Editor's note – Ordinance No. 8712, § 3, adopted June 10, 1996, repealed § 10-37.2. Formerly, such section pertained to increases in compensation for the recreation benchmark group and hourly classifications and derived from Ord. No. 8519, § 7, 6-12-95.

Sec. 10-38. Movement within salary ranges.

Movement within salary ranges shall be based upon performance components and or predicated on acquisition of skills set forth in skill based pay components of the compensation plan and also in accordance with the city managers directives for compensation administration.

(Ord. No. 10003, § 4, 6-28-04)

Sec. 10-39. Increases for exceptionally meritorious service.

Notwithstanding any other provision of article II of chapter 10, no person compensated under a performance based component of the compensation plan may receive more than one (1) performance based compensation increase within a year, except for exceptionally meritorious service and then only upon the recommendation of the department head and with the approval of the city manager. Performance pay increases for exceptionally meritorious service will not exceed five (5) percent in addition to the basic performance based pay of five (5) percent or a total maximum of ten (10) percent in any twelve (12) month time period. Persons compensated under a skill based component of the compensation plan shall not receive increases for meritorious service but may receive up to three (3) skill based pay level increases per year as provided for by the structure of the skill based component of the compensation plan.

(Ord. No. 8519, § 8, 6-12-95; Ord. No. 10003, § 5, 6-28-04; Ord. No. 10550, § 5, 6-17-08, eff. 7-1-08)

Editor's note – Formerly, § 10-38.

Secs. 10-40 – 10-44. Reserved.

Editor's note – Sections 10-40 – 10-43 were repealed by § 1 of Ord. No. 7369, adopted Mar. 12, 1990. Section 10-40 dealt with transfers to different classes and was derived from the 1953 Code, ch. 10, § 26, and Ord. No. 5000, § 12. Section 10-41 dealt with reduction in pay on demotion to a lower class and was derived from the 1953 Code, ch. 10, § 27, and Ord. Nos. 5000, § 13, and 5237, § 2. Section 10-42 dealt with pay upon reemployment or reinstatement after separation and was derived from the 1953 Code, ch. 10, § 28, and Ord. No. 1980, § 3. Section 10-43 dealt with reallocation and was derived from Ord. No. 5000, § 15. Ord. No. 5000, § 16, adopted Jun 25, 1979, repealed § 10-44, which pertained to the deduction of lodging, transportation, etc., from compensation rates. The section had been derived from the 1953 Code, ch. 10, § 29.

Sec. 10-45. Computation of hourly rates.

Whenever it becomes necessary or desirable to compute compensation for service on an hourly basis, payment for part-time, emergency, temporary, overtime, or extra time service, and other similar cases, the computation shall be made by the city finance director under the direction of the city manager by applying any generally accepted payroll computation method for translating monthly salaries into equivalent hourly rates. The same formula shall be applied to compensation computations for all persons employed by the city.

(1953 Code, ch. 10, § 30; Ord. No. 7369, § 21, 3-12-90)

Sec. 10-46. Part-time employees to be paid by the hour.

Part-time employees shall be compensated at a rate only for the number of hours worked.

(1953 Code, ch. 10, § 31)

Sec. 10-47. Recruiting referral compensation for commissioned personnel.

(a) In addition to other compensation provided by Tucson Code Chapter 10, Article II employees who refer a police officer or firefighter applicant who is hired within one year of the referral shall receive two hundred dollars (\$200.00), as provided in section (b) following.

(b) In addition to other compensation provided by Tucson Code Chapter 10, Article II commissioned firefighter personnel who refer a firefighter applicant who is hired within one year of the referral shall receive two hundred dollars (\$200.00), as provided in section (c) following.

(c) The director of human resources is responsible for the administration of recruiting referral compensation, including, but not limited to, providing for criteria to determine an acceptable referral; establishing methods to match referrals with hiring; and approving referral compensation. Payment of recruiting referral compensation for firefighter referrals will occur upon the applicant's successful completion of the Academy.

(Ord. No. 9349, § 1, 2-7-00; Ord. No. 9405, § 1, 6-19-00; Ord. No. 9727, § 2, 6-24-02; Ord. No. 10165, § 2, 6-14-05; Ord. No. 10426, § 2, 6-19-07; Ord. No. 10558, § 2, 6-25-08, eff. 6-22-08; Ord. No. 10900, § 2, 6-28-11, eff. 7-1-11; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

Editor's note – Ord. No. 10900, § 2, adopted June 28, 2011, ratified, reaffirmed, and reenacted this section for Fiscal Year 2012. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective July 1, 2011. Ord. No. 11273, § 2, adopted June 9, 2015, ratified, reaffirmed, and reenacted this section for Fiscal Year 2016. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 28, 2015.

Sec. 10-48. Supplement to military pay.

City employees, who pursuant to state law are entitled to military leave without loss of pay for a period not to exceed thirty (30) days in any two (2) consecutive years and fire commissioned personnel who are entitled by section 22-94 to military leave not to exceed thirty (30) days in one (1) year, will, when called to active duty which exceeds either of the preceding thirty (30) day periods for a period that exceeds thirty (30) consecutive days, receive pay to supplement their military base pay and allowances to the equivalent of their regular rate of city pay during the following time period and pursuant to the conditions hereafter provided:

- (1) The supplemental pay will commence July 1, 2002, but pursuant to Tucson Code section 10-31(1), shall expire annually subject to readoption and reenactment as part of the annual compensation plan for the succeeding fiscal year. Notwithstanding, supplemental military pay will not be paid for any period of service if both military operations, Enduring Freedom and Iraqi Freedom, have ended.
- (2) Supplemental military pay is an amount calculated to make the employee's military base pay and allowances equivalent to the monthly amount of the employee's regular rate of city pay as set forth in the adopted annual compensation plan that the employee would have received, were the employee not on active duty.

- (3) The employee performs extended military service, meaning for a period exceeding thirty (30) consecutive days, while either military operations Enduring Freedom and Iraqi Freedom are in existence.
- (4) The thirty (30) day period of military leave for which the employee is entitled to pay by state law or section 22-94 during military service has been or becomes exhausted during the period of military service.
- (5) The employee's base monthly military pay and allowances during any qualifying period is less than the amount the employee would have received as the employee's regular rate of pay per month from city employment were the employee not on active duty and as provided for in the city annually adopted compensation plan.
- (6) The employee provides proof of military service, base military pay and allowances pursuant to procedures to be established by the human resources director. The director shall certify that the employee's base military pay and allowances received per month is less than the amount the employee would have received as his regular rate of city pay per month were the employee not on active duty before any payment of supplemental military pay will be made to an employee.

(Ord. No. 9641, § 1, 12-10-01; Ord. No. 9709, § 1, 6-3-02; Ord. No. 9866, § 4, 6-23-03; Ord. No. 10003, § 6, 6-28-04; Ord. No. 10165, § 2, 6-14-05; Ord. No. 10426, § 2, 6-19-07; Ord. No. 10550, § 2, 6-17-08; Ord. No. 10675, § 2, 6-2-09, eff. 7-1-09; Ord. No. 10806, §§ 2, 3, 6-15-10, eff. 7-1-10; Ord. No. 10814, § 1, 7-7-10; Ord. No. 10900, § 2, 6-28-11, eff. 7-1-11; Ord. No. 10989, § 3, 6-5-12, eff. 7-1-12; Ord. No. 11075, § 5, 5-21-13, eff. 7-1-13; Ord. No. 11134, § 2, 12-17-13; Ord. No. 11180, § 2, 6-3-14, eff. 6-29-14; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

Editor's note – Ord. No. 11180, § 2, adopted June 3, 2014, ratified, reaffirmed, and reenacted this section for Fiscal Year 2015. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 29, 2014. Ord. No. 11273, § 2, adopted June 9, 2015, ratified, reaffirmed, and reenacted this section for Fiscal Year 2016. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 28, 2015.

Sec. 10-49. Holiday and BOI pay for commissioned officers of the Tucson police department of the position of lieutenant and assignment positions of captain and assistant chief.

(a) In addition to the compensation authorized by section 10-31, commissioned officers of the position of lieutenant and assignment positions of captain and assistant chief shall receive holiday pay for any holiday worked which shall result in one (1) extra day of pay for that holiday.

(b) In addition to the compensation authorized by section 10-31, commissioned officers of the position of lieutenant and assignment positions of captain and assistant chief shall receive one (1) day of board of inquiry pay when called out to serve on a boards of inquiry. Board of inquiry pay shall be equivalent to one (1) day of pay at the regular rate of pay for the employee who is called out. No more than one (1) day of board of inquiry pay shall be received by any employee for the same board.

(Ord. No. 10003, § 7, 6-28-04; Ord. No. 10165, § 2, 6-14-05; Ord. No. 10426, § 2, 6-19-07; Ord. No. 10550, § 2, 6-17-08; Ord. No. 10675, § 2, 6-2-09, eff. 7-1-09; Ord. No. 10806, §§ 2, 3, 6-15-10, eff. 7-1-10; Ord. No. 10900, § 2, 6-28-11, eff. 7-1-11; Ord. No. 10989, § 3, 6-5-12, eff. 7-1-12; Ord. No. 11075, § 5, 5-21-13, eff. 7-1-13; Ord. No. 11134, § 2, 12-17-13; Ord. No. 11180, § 2, 6-3-14, eff. 6-29-14; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

Editor's note – Ord. No. 11180, § 2, adopted June 3, 2014, ratified, reaffirmed, and reenacted this section for Fiscal Year 2015. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 29, 2014. Ord. No. 11273, § 2, adopted June 9, 2015, ratified, reaffirmed, and reenacted this section for Fiscal Year 2016. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 28, 2015.

Sec. 10-50. Reserved.

Editor's note – Prior to the reenactment of § 10-49 by Ord. No. 10003, Ord. No. 7369, § 1, adopted March 12, 1990, repealed § 10-49 relating to compensation of craftsmen in building trades, derived from the 1953 Code, ch. 10, § 34, and § 10-50, declaring the state prevailing wage scale a public record, derived from Ord. No. 2279, § 1, adopted March 19, 1962.

Sec. 10-51. Basic working hours; alternate work schedules for city employees are authorized subject to city manager approval.

(a) The number of basic working hours for each full time employee shall be forty (40) hours per week, except that in the fire department the work week may be modified as permitted by the Fair Labor Standards Act, but such work week shall not be less than forty (40) hours per week.

(b) Pursuant to A.R.S. § 23-391(B), city employees are authorized to work forty (40) hours in fewer than five (5) working days subject to their classification being approved by the city manager if, in his discretion, city services can be maintained or improved.

(c) The city manager is also authorized, consistent with subsections (a) and (b) above, to review and approve additional alternate work schedules for city employees if the city manager decides, in his discretion, that city services can be maintained or improved.
(1953 Code, ch. 10, § 38; Ord. No. 1980, § 8, 11-16-59; Ord. No. 3318, § 1, 9-2-69; Ord. No. 5000, § 14, 6-25-79; Ord. No. 7369, § 22, 3-12-90; Ord. No. 9183, § 1, 1-4-99)

Sec. 10-52. Longevity compensation plan.

The longevity compensation plan is hereby adopted and is designed to reward continuous satisfactory service in municipal employment in all classes of positions both classified and unclassified according to the following schedule:

Years of Service	Percent of Annual Salary of Longevity Premium
0 through 5th year	0
Beginning of 6th year through end of 10th year	4
Beginning of 11th year through end of 15th year	6
Beginning of 16th year through end of 20th year	8
Beginning of 21st year and following	10

Payment of longevity premium will be subject to the following:

- (1) *Years of service.* These are considered as years of full-time service as a city employee of any class beginning with the starting date of the employee’s first appointment. Any time served as a part-time employee (working less than twenty-one (21) hours per week or less than forty-two (42) hours per pay period) will not count toward eligibility for longevity pay. Any time in a leave-without-pay status in excess of ten (10) continuous working days will not count as time of service for longevity eligibility, but also will not be considered as a break in service. Military leave will fully count toward eligibility for longevity pay.
- (2) *Method of payment.* The longevity premium will be paid in two (2) semi-annual installments: Half of the annual amount on the payday for the pay period in which June 1 falls, and half on the payday for the pay period in which December 1 falls. This is done so as to provide additional funds when needed most: around June 1 for vacation expenses, and around December 1 for holiday expenses. Employees becoming eligible for longevity compensation for the first time or becoming eligible for an increased increment will receive the first longevity premiums or increment increase amount on a pro rata basis for the period of eligibility in a method to be determined by the finance department.
- (3) *Percentage of annual pay.* The amount of longevity pay will be based on the stated fixed percentage of the salary actually received by the employee during the six-month period immediately preceding the dates upon which longevity payments shall be made, as set forth in subsection (2) hereof. For purposes of this section the term “salary actually received by the employee” shall not include salary received in excess of the base pay.

- (4) *Deductions.* Longevity pay will be subject to all applicable taxes and pension deductions. Such deductions will be made from longevity pay for amounts withheld.
- (5) *Table.* A table of longevity payments will be established by the finance department showing semiannual longevity payment amounts at each pay step for each “percentage of annual pay” and will be available for use of all concerned.
- (6) *Determination of eligibility.* The personnel department will be responsible for the accurate determination twice each year of each employee’s length of service, including approved prior service credit, if any, and the resulting eligibility for the proper annual percentage of longevity pay.
- (7) *Eligibility for benefits.* The provisions of this section shall not be applicable to any individual entering into employment with the city on or after May 1, 1977.

(Ord. No. 3345, § 1, 10-16-69; Ord. No. 3597, § 1, 1-25-71; Ord. No. 4077, § 1, 8-6-73; Ord. No. 4330, § 1, 2-24-75; Ord. No. 4642, § 1, 5-2-77; Ord. No. 10426, § 2, 6-19-07; Ord. No. 10550, § 2, 6-17-08; Ord. No. 10675, § 2, 6-2-09, eff. 7-1-09; Ord. No. 10806, § 2, 6-15-10, eff. 7-1-10; Ord. No. 10900, § 2, 6-28-11, eff. 7-1-11; Ord. No. 10989, § 3, 6-5-12, eff. 7-1-12; Ord. No. 11075, § 5, 5-21-13, eff. 7-1-13; Ord. No. 11134, § 2, 12-17-13; Ord. No. 11180, § 2, 6-3-14, eff. 6-29-14; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

Editor’s note – Ord. No. 11180, § 2, adopted June 3, 2014, ratified, reaffirmed, and reenacted this section for Fiscal Year 2015. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 29, 2014. Ord. No. 11273, § 2, adopted June 9, 2015, ratified, reaffirmed, and reenacted this section for Fiscal Year 2016. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 28, 2015.

Sec. 10-53. Pipeline protection program; compensation.

(a) In addition to the compensation authorized by section 10-31, city water department employees, when

assigned to the pipeline protection program and receiving training in the pipeline protection skills verified as necessary by the human resource director, shall receive a pay increase of seven and one-half (7 1/2) percent calculated on the employee’s base salary as designated by the annual compensation plan.

(b) In addition to the compensation authorized by section 10-31, city water department employees, when assigned to the pipeline protection program and fully trained in the pipeline protection skills verified as necessary by the director of human resources, shall receive a pay increase of ten (10) percent calculated on the employee’s base salary as designated by the annual compensation plan.

(c) In accordance with Rule VI Section 8 of the Rules and Regulations of the Civil Service Commission of the City of Tucson, pipeline protection program work assignments are temporary and at the discretion of the director of the water department; assignment to and removal from the pipeline protection program is not appealable to the city service commission.

(d) The director of human resources is responsible for the administration of pipeline protection program compensation, including, but not limited to, fixing competency and proficiency standards and setting criteria to be utilized by the water department director when making a pipeline protection program assignment.

(Ord. No. 9519, § 1, 2-26-01; Ord. No. 9727, § 2, 6-24-02; Ord. No. 10165, § 2, 6-14-05; Ord. No. 10426, § 2, 6-19-07; Ord. No. 10550, § 2, 6-17-08; Ord. No. 10675, § 2, 6-2-09, eff. 7-1-09; Ord. No. 10806, § 2, 6-15-10, eff. 7-1-10; Ord. No. 10900, § 2, 6-28-11, eff. 7-1-11; Ord. No. 10989, § 3, 6-5-12, eff. 7-1-12; Ord. No. 11075, § 5, 5-21-13, eff. 7-1-13; Ord. No. 11134, § 2, 12-17-13; Ord. No. 11180, § 2, 6-3-14, eff. 6-29-14; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

Editor’s note – Ord. No. 11180, § 2, adopted June 3, 2014, ratified, reaffirmed, and reenacted this section for Fiscal Year 2015. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 29, 2014. Ord. No. 11273, § 2, adopted June 9, 2015, ratified, reaffirmed, and reenacted this section for Fiscal Year 2016. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 28, 2015.

Sec. 10-53.1. Permanent and probationary city civil service employees and elected officials and appointed employees downtown allowance.

(a) An allowance of twenty-five dollars (\$25.00) per month shall be paid to permanent city civil service employees and elected officials and appointed employees working in the downtown city area bounded by 6th Street as the Northern Border, 12 Street as the Southern Border, I-10 as the Western Border and 4th Avenue as the Eastern Border, subject to the exception of subparagraph (b) following.

(b) Permanent and probationary city civil service employees and elected officials and appointed employees, working within the downtown boundaries of subparagraph (a) who utilize an assigned marked city vehicle for all or part of their commute, are provided parking by a city department, or receive a vehicle allowance instead of an assigned city vehicle are excepted from the allowance. Additionally, permanent and probationary employees and appointed employees of the Tucson Police Department, Fire Department and the Tucson Convention Center are excepted from the allowance.

(Ord. No. 9558, § 1, 6-11-01; Ord. No. 9608, § 1, 10-1-01; Ord. No. 9727, § 2, 6-24-02; Ord. No. 10165, § 2, 6-14-05; Ord. No. 10426, § 2, 6-19-07; Ord. No. 10550, § 2, 6-17-08; Ord. No. 10633, § 1, 2-10-09, eff. 1-1-09; Ord. No. 10675, § 4, 6-2-09, eff. 7-1-09; Ord. No. 10806, § 2, 6-15-10, eff. 7-1-10; Ord. No. 10900, § 2, 6-28-11, eff. 7-1-11; Ord. No. 10989, § 3, 6-5-12, eff. 7-1-12; Ord. No. 11075, § 5, 5-21-13, eff. 7-1-13; Ord. No. 11134, § 2, 12-17-13; Ord. No. 11180, § 2, 6-3-14, eff. 6-29-14; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

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Sec. 10-53.2. Maintenance management program, assignment and incentive pay compensation.

(a) City water department employees assigned to the maintenance management program team shall

receive incentive pay of three hundred dollars (\$300.00) provided the team fully achieves quarterly team performance metrics, as verified by the director of human resources.

(b) Maintenance management program work assignments are at the discretion of the director of the water department; assignment to and removal from the maintenance management program is not appealable to the civil service commission

(c) The director of human resources is responsible for the administration of incentive pay associated with the maintenance management program. The human resources director shall fix competency and proficiency standards, verify and competencies and set criteria to be utilized by the water department director when making a maintenance management program assignment and verify that performance team metrics are met before any quarterly incentive payment is made.

(d) This section is subject to annual readoption and reenactment by the mayor.

(Ord. No. 9797, § 1, 12-9-02; Ord. No. 10003, § 8, 6-28-04; Ord. No. 10165, § 2, 6-14-05; Ord. No. 10426, § 2, 6-19-07; Ord. No. 10550, § 2, 6-17-08; Ord. No. 10675, § 2, 6-2-09, eff. 7-1-09; Ord. No. 10806, § 2, 6-15-10, eff. 7-1-10; Ord. No. 10900, § 2, 6-28-11, eff. 7-1-11; Ord. No. 10989, § 3, 6-5-12, eff. 7-1-12; Ord. No. 11075, § 5, 5-21-13, eff. 7-1-13; Ord. No. 11134, § 2, 12-17-13; Ord. No. 11180, § 2, 6-3-14, eff. 6-29-14; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

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Sec. 10-53.3. Career enhancement program (CEP) incentive pay for commissioned police personnel through rank of captain.

(a) A career enhancement program (CEP) with a biannual compensation incentive for educational attainment, participation in special assignments and fitness levels is authorized. It shall be developed and administered by the police department with the human resources director having program oversight and

control. This oversight and control shall include approval of any competency and proficiency standards, educational standards and other such criteria. The human resources department shall verify that program requirements are met and/or maintained before any biannual compensation is made to anyone authorized to participate in the CEP.

(b) There shall be three (3) levels of graduated CEP pay based on points:

- (1) Level One, 20 points. \$150.00
- (2) Level Two, 30 points. \$250.00
- (3) Level Three, 40 points. \$350.00

(c) Commissioned police personnel through rank of captain participating in the CEP will receive CEP biannual incentive compensation dependent on CEP points attained. Compensation will be paid biannually on the second payday in March and September, except for the first payment after commencement of the program, which shall be paid on the second payday of June, 2005. To be eligible for the biannual payments, points must be attained prior to the cutoff date for submitting the form for processing payment. The form must be correctly submitted no later than February 28, for the March payment and August 31 for the September payment, except that the form for the first payment after commencement of the program must be submitted no later than April 1, of 2005.

(d) Annual compensation recommendations for CEP will be on a total compensation basis and not on top of or in excess of the salary/benefits budget and will be addressed through the normal budgeting process and is subject to annual re-adoption and reenactment by the mayor and council as part of the annual compensation plan.

(Ord. No. 10136, § 1, 3-22-05; Ord. No. 10165, § 2, 6-14-05; Ord. No. 10426, § 2, 6-19-07; Ord. No. 10550, § 2, 6-17-08; Ord. No. 10675, § 2, 6-2-09, eff. 7-1-09; Ord. No. 10806, § 2, 6-15-10, eff. 7-1-10; Ord. No. 10900, § 2, 6-28-11, eff. 7-1-11; Ord. No. 10989, § 3, 6-5-12, eff. 7-1-12; Ord. No. 11075, § 5, 5-21-13, eff. 7-1-13; Ord. No. 11134, § 2, 12-17-13; Ord. No. 11180,

§ 2, 6-3-14, eff. 6-29-14; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

Editor’s note – Ord. No. 11180, § 2, adopted June 3, 2014, ratified, reaffirmed, and reenacted this section for Fiscal Year 2015. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 29, 2014. Ord. No. 11273, § 2, adopted June 9, 2015, ratified, reaffirmed, and reenacted this section for Fiscal Year 2016. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 28, 2015.

Sec. 10-53.4. Additional compensation for certain public safety command staff.

The following public safety classifications shall receive four thousand dollars (\$4,000.00) annually in addition to the compensation provided in the Annual Compensation Plan Schedules to be paid biweekly.

The classifications to receive this additional compensation are police lieutenant, police lieutenant-assignments to captain and assistant police chief, fire battalion chief, and fire battalion chief-assignments to staff and assistant fire chief.

(Ord. No. 10289, § 5, 6-27-06; Ord. No. 10426, § 3, 6-19-07; Ord. No. 10550, § 2, 6-17-08; Ord. No. 10675, § 2, 6-2-09, eff. 7-1-09; Ord. No. 10806, § 2, 6-15-10, eff. 7-1-10; Ord. No. 10900, § 3, 6-28-11, eff. 7-1-11; Ord. No. 10989, § 3, 6-5-12, eff. 7-1-12; Ord. No. 11075, § 5, 5-21-13, eff. 7-1-13; Ord. No. 11134, § 2, 12-17-13; Ord. No. 11180, § 2, 6-3-14, eff. 6-29-14; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

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Sec. 10-53.5. Honor guard assignment pay for fire commissioned personnel.

Commissioned fire guard personnel assigned to the Tucson Fire Department Honor Guard by the fire chief shall receive twenty-five dollars and thirty cents (\$25.30) per pay period in addition to compensation provided by the Annual Compensation Plan Schedules. (Ord. No. 10289, § 6, 6-27-06; Ord. No. 10426, § 2, 6-19-07; Ord. No. 10550, § 2, 6-17-08; Ord. No. 10675,

§ 2, 6-2-09, eff. 7-1-09; Ord. No. 10806, § 2, 6-15-10, eff. 7-1-10; Ord. No. 10900, § 2, 6-28-11, eff. 7-1-11; Ord. No. 10989, § 3, 6-5-12, eff. 7-1-12; Ord. No. 11075, § 5, 5-21-13, eff. 7-1-13; Ord. No. 11134, § 2, 12-17-13; Ord. No. 11180, § 2, 6-3-14, eff. 6-29-14; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

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Sec. 10-53.6. Additional compensation to defray housekeeping costs for commissioned fire personnel.

Commissioned fire personnel shall receive twenty-nine dollars and eighteen cents (\$29.18) per pay period in addition to compensation provided by the Annual Compensation Plan Schedules to defray housekeeping costs.

(Ord. No. 10426, § 5, 6-19-07, eff. 6-24-07; Ord. No. 10558, § 3, 6-25-08, eff. 6-22-08; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

Editor’s note – Ord. No. 11273, § 2, adopted June 9, 2015, ratified, reaffirmed, and reenacted this section for Fiscal Year 2016. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 28, 2015.

Sec. 10-53.7. Certified crane operator assignment and incentive pay program.

(a) In addition to the compensation authorized by section 10-31, city water department employees, trained, certified, and licensed for the operation and maintenance of telescopic boom cranes (TSS) boom truck fixed cab (BTF), shall receive a pay increase of five dollars per hour (\$5.00) added to the employee’s base salary as designated by the annual compensation plan when assigned to and during the operation of the telescopic boom cranes.

(b) Telescopic boom crane operation work assignments are temporary and at the discretion of the director of the water department; assignment to and removal from (TSS) (BTF) crane operation is not appealable to the city civil service commission.

(c) The director of human resources is responsible for the administration of certified crane operator and assignment compensation, including, but not limited to, fixing competency and proficiency standards and setting criteria to be utilized by the water department director when making a certified crane operator assignment.

(Ord. No. 11240, § 1, 2-4-15; Ord. No. 11273, § 2, 6-9-15, eff. 6-28-15)

Editor’s note – Ord. No. 11273, § 2, adopted June 9, 2015, ratified, reaffirmed, and reenacted this section for Fiscal Year 2016. Appendix A and accompanying schedules are implemented for all classified and unclassified employees, effective June 28, 2015.

Sec. 10-53.8. Certified compressed natural gas inspector assignment and incentive pay program.

(a) In addition to the compensation authorized by section 10-31, compensation in the amount of seventy-six dollars and ninety-two cents (\$76.92) per pay period shall be paid to general services department employees certified as Compressed Natural Gas (CNG) Inspectors, accepted in the CNG Inspection program, and assigned to perform CNG inspections.

(b) Assignment to the CNG program is temporary and at the discretion of the director of the general services department; assignment to and removal from the CNG Program is not appealable to the city civil service commission.

(c) The director of human resources is responsible for the administration of certified Compressed Natural Gas Inspector and assignment compensation, including, but not limited to, fixing competency and proficiency standards and setting criteria to be utilized by the general services department director when making a CNG inspector assignment.

(Ord. No. 11280, § 1, 6-23-15, eff. 7-1-15)

ARTICLE III. RESERVED

Sec. 10-54. Reserved.

Editor’s note – Section 10-54, the executive pay plan, was repealed by § 1 of Ord. No. 7383, adopted Mar. 19, 1990. The section had been derived from Ord. Nos. 4850, 4940, 4985, 5164, 5399, 5599, 5798, 6040, 6264, 6735, 7004, 7243, 7275. See now § 10-31.

Chapter 10A

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ARTICLE XXII. RESERVED*

Secs. 10A-230 – 10A-239. Reserved.

availability of membership on the committee and inviting residents of the city to apply.

**ARTICLE XXIII. CITIZEN
TRANSPORTATION ADVISORY
COMMITTEE**

Sec. 10A-240. Creation.

The citizen transportation advisory committee (CTAC) is established.
(Ord. No. 10374, § 2, 2-13-07)

(ii) There shall be a screening committee consisting of the Director of the Department of Transportation or the Director’s designated staff person, the chairperson of the CTAC, and a CTAC member selected by the Director of the Department of Transportation.

Sec. 10A-241. Membership composition; appointment and terms.

(a) *Membership composition.* The CTAC shall be composed of twelve (12) members who shall serve without compensation.

(iii) Applicants for membership shall be residents of the City of Tucson, shall be of voting age, and shall comply with other reasonable criteria as established by the screening.

(b) *Appointment and terms.*

(iv) Members, to the extent possible, shall be selected to broadly represent different segments of the community. Members shall represent various user groups such as elderly and student as well as community organizations. Members shall be selected to represent different ethnic backgrounds and occupational groups.

(1) *Appointment.*

(A) Each member of the Mayor and Council shall appoint one (1) member to CTAC.

(2) *Terms.*

(B) One (1) member shall be selected by the Commission on Disability Issues (CODI) and may be a member of CODI, notwithstanding Tucson Code § 10A-134(c).

(A) The terms of those members appointed by the mayor and council shall be coterminous with the terms of office of the mayor or member of the council who appointed them.

(C) The remaining four (4) positions shall be filled using an application process, as follows:

(B) The terms of those members not appointed by the mayor and council shall be four (4) years.

(i) Selection of members shall be made by a screening committee after publicly announcing and publishing in appropriate media the

(Ord. No. 10374, § 2, 2-13-07; Ord. No. 10767, § 1, 3-9-10)

***Editor’s note** – Ord. No. 10591, § 3, adopted Oct. 7, 2008, repealed Art. XXII, §§ 10A-230 – 10A-234, which pertained to environmental accords/green cities declaration and sustainability committee and derived from Ord. No. 10367, § 1, adopted Dec. 19, 2006.

Sec. 10A-242. Functions and purposes.

CTAC shall have the following functions and purposes:

- (a) Advising the mayor and council on matters relating to transportation.
- (b) Acting as the official advisory body to the department of transportation in the development of its Capital Improvement Program for the city.
- (c) Annually reviewing the proposed Transportation Capital Improvement Program and recommending to the mayor and council both an annual and five (5) year Capital Improvement Budget.
- (d) Reviewing and reporting to the mayor and council on major transportation improvements such as traffic engineering and safety programs, roadway projects, and transit service changes;
- (e) Reviewing and making recommendations to the mayor and council on proposed state and federal legislation relating to transportation.
- (f) Consulting with the mayor and council as required by the mayor and council relative to specific transportation issues and needs which may develop in the future.
- (g) Reviewing and reporting to the mayor and council on the Regional Transportation Plan as developed by the Pima Association of Governments.
- (h) Annually reviewing the proposed Transportation Operating Budget and recommending to the mayor and council an annual operating budget.

(Ord. No. 10374, § 2, 2-13-07)

Sec. 10A-243. Committee organization and rules.

The CTAC chairperson shall be elected by a majority of the members of CTAC. CTAC shall adopt rules and regulations in relation to their functions and purposes and file them with the city clerk. Procedural matters shall be governed by Robert’s Rules of Order. (Ord. No. 10374, § 2, 2-13-07)

Sec. 10A-244. Limitation of powers.

Neither CTAC nor any member thereof may incur city expenses or obligate the city in any way without prior authorization of mayor and council. (Ord. No. 10374, § 2, 2-13-07)

ARTICLE XXIV. COMMISSION ON FOOD SECURITY, HERITAGE, AND ECONOMY (CFSHE)

Sec. 10A-250. Creation.

The Commission on Food Security, Heritage, and Economy (CFSHE) is established. (Ord. No. 11266, § 1, 5-5-15)

Sec. 10A-251. Membership composition; qualifications; terms and reappointment.

(a) *Members.* The CFSHE shall be composed of seventeen (17) voting members, who shall serve without compensation. Members shall be appointed by mayor and council from the following nominations:

Three (3) members nominated by Local First Arizona, at least two (2) of which represent local restaurants or stores that purchase locally grown foods;

Three (3) members nominated by the Community Food Bank of Southern Arizona, at least one (1) of which is a local farmer/grower;

Three (3) members nominated by the Pima County Food Alliance, at least one (1) of which is a local farmer/grower;

Two (2) members nominated by the Southwest Folklife Alliance/Tucson Meet Yourself;

One (1) member nominated by Native Seeds/SEARCH;

One (1) member nominated by the Santa Cruz Valley Heritage Alliance;

One (1) member nominated by the Arizona-Sonora Desert Museum;

One (1) member nominated by the University of Arizona College of Public Health;

One (1) member nominated by the University of Arizona College of Agriculture and Life Sciences; and

One (1) member nominated by the Pima County Health Department.

(b) *Qualifications.* Members should be actively engaged in work or have technical expertise in the areas of food access and security; local food heritage; or local food production, distribution, or commercial purchasing/use. Members must reside or work within the Tucson metropolitan area.

(c) *Terms and reappointment.* Members shall serve for a term of four (4) years and may be re-appointed for up to one (1) additional term of four (4) years, but in no event may any individual serve more than a total of eight (8) continuous years. (Ord. No. 11266, § 1, 5-5-15)

Sec. 10A-252. Functions and purposes.

The CFSHE shall have the following functions and purposes, to the extent that they are consistent with the city's strategic plan:

- (a) Advising the mayor and council on matters relating to food security, food heritage, and the food economy.
- (b) Providing a common forum to the member organizations for discussion and coordination of activities.

(c) Fostering cooperation and efficiency among the member organizations.

(d) Developing food access, food security, nutrition, and economic development goals and targets; liaison with other U.S. and international communities to identify best practices; recommending strategies to meet those goals and targets; and identifying potential funding or other resources to implement those strategies.

(e) Promoting ideas, practices, and programs to increase access to healthy foods, increase demand and markets for locally-produced foods, improve local food distribution, reduce food waste, expand composting and other uses of food waste, expand food industry job opportunities, and expand food entrepreneur support.

(f) Evaluating city policies and regulations for their impact on local food production, food access and security, and nutrition, and making recommendations to improve such policies and regulations.

(g) At the discretion and express direction of the mayor and council, assuming and undertaking such other tasks or duties as would facilitate the goals and objectives of the committee.

(Ord. No. 11266, § 1, 5-5-15)

Sec. 10A-253. Committee organization and rules.

(a) *Chairperson.* The CFSHE shall select from among its members a chair who shall serve a two (2) year term. The chair shall have responsibility for scheduling, presiding at, and directing the conduct of business at all CFSHE meetings.

(b) *Bylaws.* The CFSHE may adopt bylaws for its operations that are consistent with the Tucson Charter, Tucson Code, and other legal authority, and file them with the city clerk.

(c) *Meetings.* The CFSHE shall choose its own meeting dates, times, and places.

(Ord. No. 11266, § 1, 5-5-15)

Sec. 10A-254. Staff support; minutes.

Staff support shall be provided by the mayor's office to support the functions of the CFSHE, including maintaining minutes which shall be filed with the city clerk.

(Ord. No. 11266, § 1, 5-5-15)

Sec. 10A-255. Limitation of powers.

Neither the CFSHE nor any of its members may incur governmental expenses without prior authorization of the mayor and council, nor may the CFSHE or its members obligate the city in any way.

(Ord. No. 11266, § 1, 5-5-15)

ARTICLE I. DEFINITIONS**Sec. 15-1. Definitions.**

(A) The following words, terms and phrases, when used in this chapter shall have the meanings ascribed to them in this section, except where a different meaning is specified:

APC (Automated Plastic Containers) collection service means collection of refuse or recyclable materials in APCs.

Brush bulky service means collection of bulky wastes, not containing garbage, placed in piles at the location designated by the director and in accordance with requirements set by the director.

Bulky waste means large items of solid waste such as ovens, washers, dryers, freezers, water heaters, refrigerators, other household or commercial appliances, furniture, large auto parts, trees, branches, stumps, and other oversize wastes whose large size precludes or complicates their handling by normal solid waste collection, processing, or disposal methods.

Carryout bag means a bag that is provided by a retail establishment at the check stand, cash register, point of sale or other point of departure to a customer for the purpose of transporting food or merchandise out of the establishment. Carryout bags do not include:

- (a) bags used by customers inside stores to package bulk items such as fruit, vegetables, nuts, grains, candy, greeting cards, or small hardware items, such as nails and bolts, or to contain or wrap frozen foods, meat or fish, whether prepackaged or not, or to contain or wrap flowers or potted plants, or other items where dampness may be a problem, or to contain unwrapped prepared foods or bakery goods, or to contain prescription drugs, or to safeguard public health and safety during the transportation of prepared take-out foods and prepared liquids intended for consumption away from the retail establishment; or
- (b) newspaper bags, door-hanger bags, laundry-dry cleaning bags, or bags sold in packages containing multiple bags intended for use as garbage, pet waste, or yard waste bags.

City means the City of Tucson.

City fuel price means the price the city pays for equipment fuel and shall be adjusted quarterly to the average fuel price over the prior three (3) months.

Collection agency means the person, company, or governmental agency responsible for collection of solid waste from a residential or commercial establishment.

Collection services means services the city provides to collect any type of solid waste from residential and commercial establishments.

Commercial establishment means any building, lot, or complex that is not a residential establishment.

Commercial fees means fees the city charges for front load and roll off collection service to any type of customer, fees for APC collection service to commercial establishments, and fees for any other collection service provided to commercial establishments.

Commercial hauler means a person who transports solid waste to a disposal facility or who collects, transports, or disposes of solid waste for pecuniary or proprietary gain, benefit, or advantage, or who transports solid waste that was generated by any commercial activity, whether the commercial activity occurred on a commercial or residential establishment.

Container means any receptacle built to hold refuse and to be emptied by solid waste collection equipment.

Customer means any person or business entity that receives or utilizes services or programs offered by the department.

Department means the city's environmental services department.

Director means the director of the city's environmental services department, or the director's authorized designee(s).

Disposal facility means any active landfill, inactive landfill, debris fill, transfer station, temporary drop off site for any solid waste, waste storage site, or waste processing facility.

Disposal services means the operation and remediation of city disposal facilities for public use or benefit. Disposal services include landfilling or other processing of waste materials accepted at city disposal facilities.

Dwelling unit means an independent living space with its own permanent provisions for entrance/exit, living, sleeping, eating, cooking and sanitation.

Environmental services fee means the fee or fees charged for standard residential collection services provided to residential establishments.

Front load collection service means collection of solid waste in metal containers emptied with front loading trucks.

Garbage means all animal and vegetable or food wastes resulting from the processing, handling, preparation, cooking or consumption of food or food materials, or other such matter the accumulation of which may create a nuisance or be deleterious to public health or offensive to sight or smell.

Green waste means waste derived from plants, including tree limbs and branches, stumps, grass clippings and other waste plant material. Green waste does not include processed lumber, paper, cardboard and other manufactured products that are derived from plant material.

Guesthouse means a single dwelling unit on a lot with a conventional house.

Household hazardous waste means certain types of solid waste acceptable to the household hazardous waste program and facility in accordance with 40 CFR 261.

Lot means a separate parcel as recorded in county records.

Material recovery facility (MRF) means a lawfully zoned and operated site used for the processing and storage of recyclable materials.

Mobile home means a non-motorized dwelling, transportable in one (1) or more sections, constructed on a permanent chassis with wheels, suitable for year-round residential occupancy and requiring the

same method of water supply, waste disposal, and electrical service as a site-built dwelling. This term does not include a recreational vehicle or a trailer with provisions for living.

Mobile home park means five (5) or more mobile homes or active spaces for mobile homes on a lot where each mobile home does not have an individual city water meter.

Multi-family complex means any building or buildings, on abutting lots, that have two (2) or more dwelling units and are commonly owned or commonly managed. This term is intended to apply to a duplex, triplex, four-plex or apartment complex.

Owner means one (1) or more persons, jointly or severally, in whom is vested all or part of the legal title to property, or all or part of the beneficial ownership of property. By way of illustration, and not limitation, the term includes any person who is a mortgagee in possession, a trustee, a trustor, or a general or limited partner in a partnership.

Person includes a corporation, company, partnership, firm, association, society, or other legal entity, as well as a natural person.

Recreational vehicle park means land that is designated "RV" (Land Use Code, § 2.5.7) with "Traveler's Accommodation" as its principal Permitted Land Use.

Recyclable materials means materials that are diverted from landfill disposal facilities for beneficial use, as part of a public program or private endeavor. The director may list the materials that qualify based on changing markets and practices.

Refuse means solid waste that contains garbage and is suitable for collection with standard containers and municipal waste collection equipment.

Resident means a person that lives in a dwelling unit and controls the generation and placement of solid waste.

Residential establishment means any building, lot, or complex whose primary use is for one (1) or more dwelling units. This term includes any single family residence, multi-family complex with up to twenty-four

(24) dwelling units, mobile home that is not in a mobile home park, or any establishment where the customer has qualified for the environmental services low income program. The term does not include multi-family complexes with twenty-five (25) or more dwelling units, mobile home parks, or recreational vehicle parks. The term does not include complexes of twenty-five (25) or more town homes that have front load collection service.

Residential self-hauler means any person delivering refuse or other solid waste to a city-operated solid waste disposal facility who is not a commercial hauler.

Responsible party means an owner, occupant, tenant, lessor, lessee, resident, manager, licensee, or other person, corporation, company, partnership, association or society residing on, owning or having control over a building, lot or complex, or who possesses, handles, stores or disposes of solid waste.

Retail establishment means a business making sales at retail, other than a food service establishment, that owns or controls more than ten thousand (10,000) square feet of total retail space, and has more than two (2) locations within the city limits where twenty-five (25) percent or more of gross sales include medicines and/or any food, drink, confection or condiment sold in pre-packaged form and/or intended to be prepared off the premises.

Roll off collection service means collection of solid waste in metal containers that are loaded onto a truck and transported to a disposal facility to be emptied.

Salvaging means the removal of solid waste from a disposal facility, collection site, collection container, or collection equipment with the permission of the owner or collection agency and in accordance with requirements set by the owner or collection agency.

Scavenging means the removal of solid waste from a disposal facility, collection site, collection container, or collection equipment without the permission of the owner or collection agency, or not in accordance with requirements set by the owner or collection agency.

Single family residence means: (a) a "single family dwelling, detached" as defined in the city land use code, or (b) a "single family dwelling, detached" plus one guesthouse.

Single use plastic bag means any carryout bag made from plastic or any material marketed or labeled as "biodegradable" or "compostable" that is neither intended nor suitable for continuous reuse as a carryout bag or that is less than 0.75 mil thick.

Single use plastic bags per transaction shall be defined as how many single use plastic bags are given to each customer during a single purchase or transaction. For example, if a store gives out one hundred thousand (100,000) bags during a reporting period and has conducted twenty thousand (20,000) transactions the number reported for that quarter will be five (5) bags per transaction.

Single use plastic bag recycling formula shall be defined as tons of single use plastic bag and plastic film collected by the retail establishments single use plastic bag and film plastic recycling collection program multiplied by thirty percent (30%). For example, if the total single use plastic bag and film plastic collected by retail establishments equals one hundred (100) tons, the amount recorded for recycling will be one hundred (100) tons multiplied by three tenths (0.30), or thirty (30) tons.

Small business waste acceptance program means the program and related facilities that accept certain types of solid waste from conditionally exempt small quantity generators in accordance with 40 CFR 261.

Solid waste means discarded materials resulting from common activities in a municipal community. This term includes refuse, garbage, recyclable materials, construction debris, demolition debris, green waste, and food waste.

Standard residential collection services means APC collection service once per week for refuse and recyclable materials, and brush bulky service twice per year. The director may designate the volume collected under standard residential collection service.

Town home means a dwelling unit that is designated for separate ownership on property commonly owned solely by the owners of the separate dwelling units. This term does not include separately owned dwelling units that are operated as a multi-family rental complex or apartment complex, however designated. The terms condominium and townhouse have the same meaning.

(B) Words, terms, and phrases used in this chapter and not specifically defined in this section shall have the meaning commonly understood in the solid waste industry.

(Ord. No. 10539, § 1, 6-3-08, eff. 7-1-08; Ord. No. 10642, § 1, 3-24-09, eff. 9-24-09; Ord. No. 10674, § 1, 6-2-09, eff. 7-1-09; Ord. No. 10796, § 1, 5-25-10, eff. 7-1-10; Ord. No. 10895, § 2, 5-17-11, eff. 7-1-11; Ord. No. 11056, § 1, 3-19-13, eff. 7-1-13; Ord. No. 11178, § 1, 6-3-14, eff. 7-4-14; Ord. No. 11272, § 1, 6-9-15, eff. 7-1-15)

ARTICLE II. ADMINISTRATION

Sec. 15-2. Purpose.

(A) The purpose of this chapter is to preserve the health, safety and welfare of the citizens of the city through the management of solid waste. This purpose shall be achieved through the establishment of minimum standards for the safe and sanitary collection, storage, transportation, beneficial use and disposal of solid waste managed by the city or within the city.

(B) Whenever this chapter conflicts with any other portion of this Code, this chapter shall prevail with respect to any matters relating to solid waste management. The mayor and council for the city hereby determines that the regulations contained in this chapter are necessary and appropriate to protect the health, safety and welfare of the citizens of the city.

(C) Nothing in this chapter is intended or shall be construed to impinge upon or supplant the authority of the Pima County Health Department, Arizona Department of Health Services or other public agency with jurisdiction.

(Ord. No. 10539, § 2, 6-3-08, eff. 7-1-08)

Sec. 15-2.1. Department of environmental services established; director of environmental services as head of department.

The department of environmental services is established. The head of the department shall be the director of environmental services whose appointment, compensation and removal shall be in accordance with sections 2, 6, and 11 of chapter V of the Charter.

(Ord. No. 10539, § 2, 6-3-08, eff. 7-1-08)

Sec. 15-2.2. Functions of the director.

(A) The director shall implement and enforce the provisions of this chapter for the promotion of the public health and safety; to regulate and control the storage, collection, disposal, and salvaging of solid waste within the city; to provide a public disposal site or sites for solid waste originating within the City of Tucson; and to remediate environmental problems resulting from solid waste. The director shall direct the establishment, maintenance and operation of such disposal site or sites. The director is further authorized to provide and/or approve of recyclable material collection sites, so that approved recyclable materials may be safely and expeditiously handled, and to direct the development, construction, maintenance, and operation of such sites. The director shall have the responsibility for environmental assessments of city acquisitions and dispositions of interest in real property.

(B) The director is hereby authorized and directed to make and impose administrative and operational rules, procedures and regulations necessary to the efficient implementation and enforcement of the provisions of this chapter including, but not limited to:

- (1) The collection, recycling, disposal, storage, salvaging, hauling and accumulation of solid waste by the city, residents, contractors, or any other person engaged in those activities or processes;
- (2) The operation of a transfer station(s), disposal site(s), recycling site(s), transfer site(s), temporary collection site(s), waste collection program(s), recycling or waste reduction program(s) or similar activities or other similar facilities as approved by the mayor and council;
- (3) The formulation of administrative policies and procedures regarding the collection of fees and applicable charges;
- (4) Such rules, procedures and regulations shall be binding upon and obeyed by all persons affected by this chapter after three (3) copies of any such rules, procedures and regulations shall have been filed in the office of the city clerk as a public record and there kept for use

Secs. 15-11 – 15-15. Reserved.

ARTICLE IV. CITY RESIDENTIAL AND COMMERCIAL COLLECTION SERVICES

Sec. 15-16. Collection from residential establishments by persons or entities other than the city prohibited.

The collection of refuse or recyclable materials from any residential establishment by any person, business, corporation or firm other than the city is prohibited.

(Ord. No. 10539, § 4, 6-3-08, eff. 7-1-08)

Sec. 15-16.1. City collection services at residential establishments.

(A) Residential establishments that are capable of being occupied are required to receive standard residential collection services and pay the commensurate fee in accordance with the requirements of this chapter.

(B) Residential establishments shall use only the containers issued by the city for refuse and recycling collection, unless otherwise authorized by the director, and shall not remove them from the intended establishment. Any customer who removes a container or uses a container removed from a different establishment shall be charged the account reconciliation fee.

(C) The director shall determine the point of collection, the method of collection, the volume, the frequency of service, and the number of containers issued to each residential establishment.

(D) The point of collection shall be immediately adjacent to or in a public right-of-way wherever feasible, as determined by the director. A customer may request the point of collection be moved from the location determined by the director to where collection vehicles must enter private property. Where the director approves a request, a permission agreement is required and the customer is charged the private driveway fee in addition to other fees, unless waived.

(E) The director may issue additional containers, and charge commensurate fees, to residential establish-

ments that consistently demonstrate inadequate refuse container capacity to maintain sanitary conditions.

(F) Any residential establishment with an assisted living home license shall have a minimum of one hundred eighty (180) gallons of weekly-serviced refuse container capacity unless the director determines that less capacity is adequate to maintain sanitary conditions.

(G) Shared front load service with a fee charged to individual dwelling units shall be provided only upon the director's determination that it is the most feasible method due to site and/or ownership conditions.

(Ord. No. 10539, § 4, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 3, 6-2-09, eff. 7-1-09; Ord. No. 10895, § 3, 5-17-11, eff. 7-1-11; Ord. No. 10986, § 2, 5-22-12, eff. 7-1-12; Ord. No. 11272, § 2, 6-9-15, eff. 7-1-15)

Sec. 15-16.2. Customer responsibilities regarding recycling collection service.

Customers at residential and commercial establishments shall place in city recycling containers only those recyclable materials designated as acceptable by the director in this chapter and in administrative rules. Customers shall handle specific types of recyclable materials in accordance with this chapter and administrative rules.

(Ord. No. 10539, § 4, 6-3-08, eff. 7-1-08)

Sec. 15-16.3. Parameters for brush bulky collection service.

(A) Residential establishments will be provided brush bulky collection service two (2) times each calendar year according to a schedule established by the director. Up to ten (10) cubic yards of material requiring no more than fifteen (15) minutes of collection effort will be collected from each residential establishment at each scheduled service as part of standard residential collection services.

(B) Commercial establishments primarily used for dwelling units will be provided brush bulky service as part of standard commercial APC collection service.

(C) Commercial establishments may obtain, with director approval, collection service for bulky waste for

the same fees as for special residential brush bulky service as designated in this chapter.

(D) Vacant lots are not eligible to receive brush bulky service.
(Ord. No. 10539, § 4, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 3, 6-2-09, eff. 7-1-09)

Sec. 15-16.4. Assisted collection service to residential establishments.

A resident who has a qualified disability, under the Americans with Disabilities Act, that prevents him/her using normal refuse or recycling collection services at a residential establishment may request assisted collection service. The requirements for assisted collection service shall be established in administrative rule. Assisted collection service is provided without additional fee.
(Ord. No. 10539, § 4, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 3, 6-2-09, eff. 7-1-09; Ord. No. 10796, § 3, 5-25-10, eff. 7-1-10)

Sec. 15-16.5. Temporary suspension of service.

(A) The director may temporarily suspend residential services and commensurate fees at a residential establishment when the customer requests it and it is feasible. The suspension may last up to eight (8) months, after which time the fees will resume and service will resume when the customer requests it. The department will pick up all containers when the suspension is requested. APC removal and delivery fee shall be charged when the department picks up containers for a temporary suspension.

(B) A customer that attempts to use any residential services during the suspension period will be back billed for entire suspension period and will be charged the account reconciliation fee.
(Ord. No. 10539, § 4, 6-3-08, eff. 7-1-08; Ord. No. 10895, § 3, 5-17-11, eff. 7-1-11)

Sec. 15-16.6. Neighborhood cleanup service.

Neighborhood cleanup services can be provided to: registered City of Tucson neighborhood associations (NAs), homeowners associations (HOAs), and neighborhood enhancement programs designated by mayor and council. Outside a NA or an HOA, neighborhood cleanup services can also be provided for

cleanup of public property or multiple private properties when requested by at least ten (10) residential establishments paying the standard residential fee and when the director deems that the cleanup improves a significant area of the community. Neighborhood cleanup service consists of temporary roll off collection service. The service can only be provided for no additional fee to approved groups where all residential establishments are paying for standard residential service. Neighborhood cleanup services require advance scheduling, are limited by appropriated funds, and are subject to requirements established in administrative rule.
(Ord. No. 10539, § 4, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 3, 6-2-09, eff. 7-1-09; Ord. No. 10986, § 2, 5-22-12, eff. 7-1-12; Ord. No. 11178, § 2, 6-3-14, eff. 7-4-14)

Sec. 15-16.7. City collection service at commercial establishments.

Each commercial establishment shall arrange for an adequate level of collection service from the city, or shall demonstrate other adequate management of refuse, as determined by the director.
(Ord. No. 10539, § 4, 6-3-08, eff. 7-1-08)

Sec. 15-16.8. Violations of city collection service requirements.

(A) The director may issue notices to responsible parties at residential or commercial establishments when the director identifies violations of the requirements contained in this chapter or in an administrative rule or regulation under this chapter.

(B) If three (3) or more notices for the same or related violation are issued in any twelve (12) month period, then beginning with the third notice, the director shall impose the following fees for processing the violation notices the director issues:

- (1) Third notice. \$10.00
- (2) Fourth or subsequent notice. 25.00

(C) A responsible party that has been issued three (3) notices for a recycling container contaminated with unacceptable material shall be designated a nonparticipant and charged a ten dollar (\$10.00) fee.

The director will remove the recycling container, deliver a substitute refuse container, and impose the fee for an additional refuse container. Recycling service will be restored and the additional refuse container removed with director approval.

(D) It is a civil infraction for a customer at a residential establishment to fail to pay fees for city residential services and thereby causing a violation of any of the requirements of section 15-10.1. The fine for this infraction shall be between a minimum of seventy five dollars (\$75.00) and a maximum of three hundred dollars (\$300.00). In lieu of a fine, the court may substitute community service at a rate of ten dollars (\$10) per hour.

(Ord. No. 10539, § 4, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 3, 6-2-09, eff. 7-1-09; Ord. No. 10895, § 3, 5-17-11, eff. 7-1-11; Ord. No. 11087, § 1, 6-18-13, eff. 7-20-13)

Secs. 15-17 – 15-30. Reserved.

ARTICLE V. CITY FEES AND CHARGES FOR RESIDENTIAL COLLECTION, COMMERCIAL COLLECTION, AND DISPOSAL SERVICES

DIVISION 1. GENERAL PROVISIONS

Sec. 15-31. Declaration of purpose; intent of mayor and council.

This article is enacted for the purpose of equitably securing funds with which to pay the expenses arising from collection and disposal services the city provides to residential and commercial establishments. It is the intent of the mayor and council that the provisions of this article shall be construed and interpreted, where necessary, to achieve such purpose.

(Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08; Ord. No. 10986, § 3, 5-22-12, eff. 7-1-12; Ord. No. 11272, § 3, 6-9-15, eff. 7-1-15)

Sec. 15-31.1. Deposits and refunds.

The director may require receipt of a deposit prior to beginning service. When the account is terminated the adjusted value of the deposit shall be computed by adding interest actually accrued on the deposit, with the interest rate set at the average market rate earned by the City of Tucson's investment pool during the past twelve (12) months. The adjusted value of the deposit will be applied against any unpaid balance, and the remainder will be refunded to the customer.

(Ord. No. 10674, § 4, 6-2-09, eff. 7-1-09; Ord. No. 10895, § 4, 5-17-11, eff. 7-1-11)

Sec. 15-31.2. Returned checks.

The city may impose a reasonable charge to handle the processing of checks received as payment for fees from this chapter, when such checks are returned for nonpayment for any reason.

(Ord. No. 10674, § 4, 6-2-09, eff. 7-1-09)

Sec. 15-31.3. Billing account activation.

An account activation fee shall be charged when a billing account is initiated for each residential, commercial, or disposal customer at each service location.

(Ord. No. 10895, § 4, 5-17-11, eff. 7-1-11)

Sec. 15-31.4. Payment terms.

Payment terms for billed fees under this chapter shall match the payment terms in chapter 27. For purposes of this section, "payment terms" means when bills are due, the account balance triggering delinquency notices, the timing of delinquency notices, the termination of accounts for delinquency, and directly related terms.

(Ord. No. 10986, § 3, 5-22-12, eff. 7-1-12)

Sec. 15-31.5. Discontinuance of service for non-payment.

If the delinquent balance of a customer's account is not paid within the time frame designated in chapter 27 for turn-off of water services, regardless of whether water charges are included in the account, the director may discontinue services by not collecting material, removing containers, and/or denying use of disposal facilities. Customers with accounts in non-payment

status must relinquish city containers upon notice from the director.

(Ord. No. 10986, § 3, 5-22-12, eff. 7-1-12)

Sec. 15-31.6. Penalty Fees for non-payment.

A penalty fee shall be charged to accounts with monthly charges over the amount triggering a first written notice in chapter 27, section 27-50 when the monthly charges are not paid within thirty (30) days of bill date. The amount of the penalty fee shall be ten percent (10%) of the monthly charges but the penalty fee shall not exceed five hundred dollars (\$500.00) and shall not be less than ten dollars (\$10.00).

(Ord. No. 10986, § 3, 5-22-12, eff. 7-1-12)

Sec. 15-31.7. Service agreements.

The director is authorized to prepare, enter into, implement, and administer agreements for the services provided under this chapter. The service agreement shall include the appropriate fees established pursuant to this chapter. The service agreement may contain terms and conditions upon which service shall be provided, payment terms, and penalty fees for non-payment. The service agreement may contain such additional provisions as are within the custom and practice of the industry, or are deemed necessary by the director.

(Ord. No. 10986, § 3, 5-22-12, eff. 7-1-12)

Sec. 15-31.8. Change of address.

Customers shall notify the department of any change in mailing address, and/or change in ownership/responsible party within fifteen (15) days of the date of change.

(Ord. No. 10986, § 3, 5-22-12, eff. 7-1-12)

Sec. 15-31.9. Pilot programs and fees.

The director is authorized to establish pilot programs and fees to recover the costs, for a period of up to one (1) year for purposes of evaluating the feasibility of alternative solid waste collection or disposal programs.

(Ord. No. 10986, § 3, 5-22-12, eff. 7-1-12)

DIVISION 2. RESIDENTIAL COLLECTION

Sec. 15-32. Basis for residential fees.

(A) Fees for APC collection, brush bulky collection, and special collection services to residential establishments are based on the number of dwelling units using the containers, and the volume and frequency of service. A single family residence shall be counted as one dwelling unit. Fees for front load or roll off services to residential establishments are based on the type, volume, and frequency of service, and shall be the same as commercial fees for these services.

(B) Individual fee for shared front load service. The fee for shared front load service may be charged to customers at individual dwelling units when 1) a complex has no common owner or manager to be billed for front load service, and 2) front load collection service is the only feasible method of refuse and recycling service for the complex.

(Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 5, 6-2-09, eff. 7-1-09)

Sec. 15-32.1. Responsibility for residential fee.

(A) The fees specified in this chapter for services provided to residential establishments are imposed on the customer of record of each residential establishment, as indicated in the department's records. The customer of record is responsible for paying all charges for the provision of services to a residential establishment, regardless of whether the customer of record or another person has actually used the services. Where the establishment receives city water service, the customer of record for services from this chapter shall be the same person as the customer of record for city water services, unless the director accepts an alternate person designated by the owner.

(B) The director may elect to pursue collection of any outstanding charges from the owner of the property if the customer of record does not pay for any outstanding charges. In such a case, ownership of the property or premises shall be determined by reference to public records maintained by the Pima County Recorder's Office.

(Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 5, 6-2-09, eff. 7-1-09; Ord. No. 10796, § 4, 5-25-10, eff. 7-1-10)

Sec. 15-32.2. Requirements for payment of residential fees.

(A) *Initiation.* Initiation of billing for services to a residential establishment shall coincide with initiation of billing for city water service. The charges for residential services for an account that does not have city water charges shall begin when the customer becomes responsible, by virtue of being the owner, renter, or authorized occupant, for the generation of solid waste. The charges for residential services to a newly-constructed establishment shall begin when the containers are delivered. The director, as a condition precedent to providing collection services to any customer, shall collect any amounts the customer owes the city for charges required by this chapter or chapter 27. The account activation fee shall be charged when billing is initiated.

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(B) *Deposit for accounts without city water service.* A customer who does not have a city water account shall pay the residential account deposit when the account for residential services is established, unless waived by the director. When the account is terminated, the deposit may be refunded in accordance with section 15-31.1.

(C) *Termination.* Termination of billing for the fees herein shall coincide with termination of billing for city water service when both are provided. The charges for residential services for an account that does not have a city water account shall end when the services are stopped due to the customer notifying the department or due to delinquency.

(D) *Container delivery fees.* The APC delivery fee shall be charged when the number of containers at an establishment is increased, and when a customer requests a change in container size (first two (2) per customer at establishment are exempted). The APC removal/delivery fee shall be charged when the department delivers containers at the initiation of an account that does not have city water charges, and when the department picks up containers from a customer who has requested a temporary suspension of residential services.

(E) *Penalty fees.* No penalty fees pursuant to section 15-31.6 shall be charged on residential fees. (Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 5, 6-2-09, eff. 7-1-09; Ord. No. 10796, § 4, 5-25-10, eff. 7-1-10; Ord. No. 10895, § 5, 5-17-11, eff. 7-1-11; Ord. No. 10986, § 4, 5-22-12, eff. 7-1-12; Ord. No. 11272, § 4, 6-9-15, eff. 7-1-15)

Sec. 15-32.3. Fees for level of service.

The fees to be charged for standard residential collection services are listed in the table in section 15-32.5. The director is authorized to charge additional fees as listed in the table in section 15-32.5, or elsewhere in this chapter, to residential establishments that receive additional or different service. (Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08; Ord. No. 10796, § 4, 5-25-10, eff. 7-1-10)

Sec. 15-32.4. Environmental services low income assistance program.

(A) Residential customers with an income at or below one hundred percent (100%) of the U.S. Department of Labor western region lower living standard, adjusted for family size, shall be eligible for the environmental services low income assistance credit from the environmental services fund if they meet the requirements herein.

(B) Customers must reside in a residential establishment that receives APC collection service, or shared metal service, and must directly pay the environmental services fee on their city utility bill. Each customer may receive the credit for services to only one dwelling unit.

(C) Customers must apply for the discount in writing on the application forms approved by the director. Applications must include written proof of income in the form determined by the director. Applications must be complete and must have the customer's original signature. The director may contact the customer to verify or obtain additional information needed to process the application.

(D) Eligibility will be determined on an annual basis with the credit expiring at the end of each twelve (12) month period. At least thirty (30) days prior to the expiration of a customer's credit, the director will notify the customer in writing of the need to submit a new application to continue the credit.

(E) Once eligibility is verified, the credit shall be applied against each monthly bill with the environmental services fee. A prorated credit shall be applied whenever the customer is eligible for only part of a month or receives service for only part of a month.

(F) Customers may appeal determinations of eligibility or timing of credit by following the administrative dispute process in this chapter. (Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 5, 6-2-09, eff. 7-1-09; Ord. No. 10796, § 4, 5-25-10, eff. 7-1-10; Ord. No. 10895, § 5, 5-17-11, eff. 7-1-11)

Sec. 15-32.5. Residential fee schedules.

The fees for collection services to residential establishments shall be as follows:

RESIDENTIAL COLLECTION SERVICE FEES		
Service	Refuse Container size (gallons)	Fees
Standard	48	\$15.00 per month
Standard	65	\$16.00 per month
Standard	95	\$16.75 per month
Standard	Any shared alley APC	\$16.00 per month per dwelling unit
Standard	300 sole use	\$48.00 per month per container
Individual fee for shared front load weekly refuse and recycling service	Any	\$16.00 per month per dwelling unit
Additional refuse	Less than 100	\$11.00 per month per additional container
Additional bag of refuse	Each 30 gallon bag (or equivalent) of refuse placed outside of container	\$5.00 each
Additional service per week	Any	\$25.00 per pickup per container
Additional brush bulky service volume	Above 10 cubic yards	\$5.00 per cubic yard
Additional brush bulky service time	Above 15 minutes	\$25.00 per each 15 minute interval
Special brush bulky service	Up to 10 cubic yards	\$55.00 per event plus any applicable additional service fees
Private driveway	Any	\$10.00 per month in addition to other applicable fees
Low income assistance credit	Any	\$12.00 per month
APC delivery fee	Any	\$20.00
APC removal/delivery fee	Any	\$40.00
APC special order container	Any	\$48.00 per initial delivery
Residential account activation fee	Any	\$5.00
Residential account deposit	Any	\$50.00
Account reconciliation fee	Any	\$50.00
Household Hazardous Waste Home Pickup	Per visit	\$25.00

The following requirements apply to residential APC services:

- (1) The additional refuse container fee is imposed for each refuse container of one hundred (100) gallons or less in addition to the first container of one hundred (100) gallons or less per dwelling unit, or in addition to shared three hundred (300) gallon service.

- (2) A “sole use” three hundred-gallon container is dedicated for the exclusive use of one residential establishment. A sole use three hundred-gallon container is only permitted on private property where it is not available to residents of other establishments.

(Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 5, 6-2-09, eff. 7-1-09; Ord. No. 10796, § 4, 5-25-10, eff. 7-1-10; Ord. No. 10895, § 5, 5-17-11, eff. 7-1-11; Ord. No. 10986, § 4, 5-22-12, eff. 7-1-12; Ord. No. 11087, § 2, 6-18-13, eff. 7-20-13)

Sec. 15-32.6. APC collection fuel surcharge.

A fuel surcharge shall be added to the monthly fees for collection services to residential or commercial establishments with APC services. The surcharge shall be three cents (\$0.03) per month for each ten cents (\$0.10) of city fuel price above three dollars and thirty cents (\$3.30) per gallon. The surcharge shall be revised every three (3) months based on the updated city fuel price.

(Ord. No. 10796, § 4, 5-25-10, eff. 7-1-10; Ord. No. 10895, § 5, 5-17-11, eff. 7-1-11)

DIVISION 3. COMMERCIAL COLLECTION

Sec. 15-33. Basis for commercial fees.

Fees for any commercial collection service are based on the type, volume, and frequency of service. (Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08)

Sec. 15-33.1. Commercial fee requirements.

(A) Commercial fees are subject to the requirements of this section and of administrative rules and regulations under this chapter.

(B) *Service agreements.* Commercial establishments may only obtain city collection services by entering into a service agreement with the city. The service agreement shall be signed by the person responsible for paying fees at the establishment. The requirements of section 15-31 shall apply unless the director authorizes otherwise within the service agreement.

(Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08; Ord. No. 10986, § 5, 5-22-12, eff. 7-1-12)

Sec. 15-33.2. Commercial fee schedules.

(A) *Front load collection service fees.* The monthly fees for front load collection service (without compaction) are as follows:

FRONT LOAD COLLECTION SERVICE MONTHLY FEES							
Container size	Collections per week						
	1 per two weeks	1	2	3	4	5	6
Refuse							
2 to 3 cu. yds.	\$63.00	\$91.00	\$152.00	\$213.00	\$274.00	\$335.00	\$396.00
4 cu. yds.	\$65.00	\$97.00	\$162.00	\$228.00	\$293.00	\$358.00	\$426.00
6 cu. yds.	\$68.00	\$106.00	\$182.00	\$257.00	\$333.00	\$410.00	\$484.00
8 cu. yds.	\$71.00	\$116.00	\$202.00	\$287.00	\$373.00	\$458.00	\$544.00
Recycling							
With ES refuse service - any size	\$50.00	\$50.00	\$75.00	\$100.00	\$125.00	\$150.00	
Without ES refuse service - any size	\$80.00	\$80.00	\$133.00	\$186.00	\$239.00	\$292.00	

Container delivery: \$50.00 for any number per request
Additional recycling container (with ES refuse service) onsite any size: \$15.00
Additional refuse service per week: \$30.00 per pickup per 2 to 4 cubic yard container, \$35.00 per 6 cubic yard, \$40.00 per 8 cubic yard
Additional recycle service per week: \$30.00 per pickup all sizes
Container cleaning at customer request: \$100.00 per event per container
Container painting at customer request: \$150.00 per event per container

(B) *Compacted front load collection service fees.* The monthly fees for front load collection service with compaction in containers shall be as follows:

COMPACTED FRONT LOAD COLLECTION SERVICE MONTHLY FEES						
Container size	Collections per week					
	1	2	3	4	5	6
Refuse						
2 to 3 cu. yds.	\$118.00	\$206.00	\$294.00	\$382.00	\$470.00	\$557.00
4 cu. yds.	\$133.00	\$234.00	\$336.00	\$437.00	\$537.00	\$641.00
6 cu. yds.	\$160.00	\$290.00	\$418.00	\$548.00	\$679.00	\$807.00
8 cu. yds.	\$188.00	\$346.00	\$502.00	\$660.00	\$817.00	\$975.00
Additional fee for leasing city compactor: \$300.00 per month per compactor						
Container delivery: \$50.00 for any number per request						
Additional service per week: \$45.00 per pickup per container						
Container cleaning at customer request: \$100.00 per event per container						
Container painting at customer request: \$150.00 per event per container						

(C) *Roll off collection service.* The fees for roll off collection service are as follows:

ROLL OFF COLLECTION SERVICE FEES	
Refuse open top service	\$130.00 per pull plus landfill disposal fees for services contracted on or after 7/1/2012
20, 30, 40 cu. yds.	\$165.00 per pull plus landfill disposal fees for services contracted before 7/1/2012
Recycle open top service	\$100.00 per pull for services contracted on or after 7/1/2012
20, 30, 40 cu. yds.	\$130.00 per pull for services contracted before 7/1/2012 Loads which are not of standard recyclable materials will be charged the disposal fee from the receiving facility
Roll off compactor service	\$130.00 per pull plus disposal fees for services contracted on or after 7/1/2012

ROLL OFF COLLECTION SERVICE FEES	
20, 30, 40 cu. yds.	\$165.00 per pull plus disposal fees for services contracted before 7/1/2012 Installation, removal and monthly lease fees also apply for city compactors.
Disposal fees	Weight of contents times the applicable disposal fee from the receiving facility
Initial delivery	\$65.00 per container for services contracted on or after 7/1/2012 \$80.00 per container for services contracted before 7/1/2012
Relocation	\$65.00 per container for services contracted on or after 7/1/2012 \$80.00 per container for services contracted before 7/1/2012
Failed service attempt	\$65.00 per event per container for services contracted on or after 7/1/2012 \$80.00 per event per container for services contracted before 7/1/2012
Container cleaning at customer request	\$150.00 per event per container
Container painting at customer request	\$200.00 per event per container
Lease of city compactor and receiver box	\$310.00 per month per compactor plus box
Lease of city compactor receiver box only	\$100.00 per month per box
Base compactor installation	\$950.00 per compactor
Base compactor removal	\$500.00 per compactor

The following requirements apply to roll off services:

- (1) Scheduled/permanent roll off container service agreements are required when a customer has a roll off at the same location for ninety (90) days or more. At a minimum one roll off pull fee will be charged every thirty (30) days for permanent service.
- (2) Unscheduled/temporary roll off container service agreements are required when a customer has a roll off at the same location for less than ninety (90) days. Customers must contact the department when the container needs to be emptied. At a minimum one roll off pull fee will be charged every fifteen (15) days for unscheduled/temporary service.
- (3) For purposes of this section, the terms are defined as follows:
 - (a) *"Pull"* means emptying a roll off container and returning it to the site if needed.
 - (b) *"Initial delivery"* means the first time each container is delivered to a site.
 - (c) *"Relocation"* means moving a container on the same site without emptying it.
 - (d) *"Failed service attempt"* means a truck arrived at a container site but a problem caused by the customer prevented service (also called a "dry run").

- (e) *“Base installation”* means the installation of guides, power unit, and power hook-up only. Customer request requiring additional materials and modifications will be charged at direct cost for labor and materials. Removal applies to disconnecting and removing city equipment whenever needed.

(D) *Commercial APC collection service fees.* The fees for APC collection service to commercial establishments are as follows:

COMMERCIAL APC COLLECTION SERVICE FEES		
Service	Container size (gallons)	Fees
Standard	48	\$18.50 per month per container
Standard	65	\$19.25 per month per container
Standard	95	\$20.00 per month per container
Standard garbage	300	\$60.00 per month per container
Standard recycling	300	\$53.00 per month per container
Additional service per week	Any	\$25.00 per pickup per container
Additional recycle beyond second container	100 or less	\$10.00 per month per container
Compostable material	100 or less	\$10.00 per month per container per weekly service
Container delivery	Any	\$20.00 for any number per request

The following applies to commercial APC collection services fees:

- (1) “Standard” means standard commercial APC service consisting of collection once per week (in the selected size).
- (2) Each commercial establishment may receive up to two (2) ninety-five (95) gallon recycling containers for each APC or front load refuse container at no additional fee.

(E) *Fees for commercial special services.* The fees for special services to commercial establishments are as follows:

COMMERCIAL SPECIAL SERVICE FEES		
Service	Container size	Fees
Temporary APC refuse	48, 65 or 95 gallons	\$50.00 per service per container
Temporary APC refuse	300 gallons	\$75.00 per service per container
Temporary front load refuse	2 – 8 cubic yards	\$100.00 per container for delivery/removal plus \$30.00 per pickup per 2 to 4 cubic yard container, \$35.00 per 6 cubic yard, \$40.00 per 8 cubic yard
Temporary APC recycle	95 gallons	\$20.00 per delivery truck load for delivery/removal plus \$10.00 per pickup
Temporary use of small recycling containers for customers with city refuse	Less than 95 gallons	\$20.00 per delivery truck load for delivery/removal
Temporary front load recycle	2 – 8 cubic yards	\$100.00 per container for delivery/removal and one pickup, plus \$30.00 per additional pickup.
Delinquent retrieval fee	2 – 8 cubic yards	\$50.00 per container
Bulky material service		Same fees as charged for special brush bulky service to residential establishments.

(F) *Volume fee discounts for front load refuse services.* Customers with service agreements for front load refuse service shall be eligible for the following discounts off the standard fees for scheduled monthly front load refuse service:

- (1) Customers with one (1) service location are eligible for the standard fee on the first container, a five percent (5%) discount off the standard fee for the second container, and a ten percent (10%) discount off the standard fee for the third and all additional containers.
- (2) Customers with two (2) to four (4) service locations are eligible for a five percent (5%) discount off the standard fee for the first container at each location except for the primary location, a five percent (5%) discount off the standard fee for the second container at each location, and a ten percent (10%) discount off the standard fee for the third and all additional containers at each location. The first container at the primary location is charged the standard fee.
- (3) Customers with five (5) or more service locations are eligible for a ten percent (10%) discount off the standard fee for each container at each location, except for the first container at the primary location. The first container at the primary location is charged the standard fee.

(Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 6, 6-2-09, eff. 7-1-09; Ord. No. 10796, § 5, 5-25-10, eff. 7-1-10; Ord. No. 10895, § 6, 5-17-11, eff. 7-1-11; Ord. No. 10986, § 5, 5-22-12, eff. 7-1-12; Ord. No. 11087, § 3, 6-18-13, eff. 7-20-13; Ord. No. 11178, § 3, 6-3-14, eff. 7-4-14; Ord. No. 11272, § 5, 6-9-15, eff. 7-1-15)

Sec. 15-33.3. Commercial fuel surcharge.

A fuel surcharge shall be added to the fees for front load, compacted front load, and roll off collection services. The surcharge rate shall be 0.20 percent (0.002) for each ten cents (\$0.10) of city fuel price above three dollars and thirty cents (\$3.30) per gallon. The fuel surcharge shall be the applicable surcharge rate multiplied by the applicable fee, then rounded to the nearest cent (\$0.01). The surcharge shall be revised

every three (3) months based upon the updated city fuel price.

(Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 6, 6-2-09, eff. 7-1-09; Ord. No. 10796, § 6, 5-25-10, eff. 7-1-10; Ord. No. 10895, § 6, 5-17-11, eff. 7-1-11; Ord. No. 11178, § 3, 6-3-14, eff. 7-4-14)

DIVISION 4. DISPOSAL SERVICES

Sec. 15-34. Basis for disposal services fees.

Fees for disposal services are based on the type of waste, the amount of waste, the type of customer, and the type of service.

(Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08)

Sec. 15-34.1. Disposal services fee requirements.

Disposal services fees are subject to the requirements of this section and of administrative rules and regulations under this chapter. The disposal fees collected shall be used for the construction, operation, remediation, closure, and post closure maintenance of city disposal facilities.

(Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08)

Sec. 15-34.2. Residential self-haulers.

(A) The fee for each load carried in a residential self-haulers vehicle, trailer, or vehicle and trailer combined, and weighing two thousand (2,000) pounds or less shall be the residential self-haul waste disposal fee. For each load weighing more than two thousand (2,000) pounds, the fee shall be an amount equal to the applicable commercial waste disposal fee applied to the weight of the load, prorated and rounded to the nearest dollar. Residential self-haulers shall also be subject to the special handling fee set forth in this chapter, and shall be subject to the unrestrained or uncovered load fee set forth in this chapter in addition to any other fees charged. A deposit may be required upon entry for residential self-haul vehicle loads that, in the judgment of ES staff, may exceed one ton (two thousand (2,000) pounds) in accordance with guidelines established by the director. All fees from residential self-haulers shall be due in cash, or in other form of payment as established by the director, at the time the load is accepted.

(B) Recyclable materials and household hazardous waste, as determined by the director, are exempt from disposal fees.

(Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 7, 6-2-09, eff. 7-1-09; Ord. No. 11272, § 6, 6-9-15, eff. 7-1-15)

Sec. 15-34.3. Commercial haulers.

(A) *Calculation of disposal fee.* The per vehicle fee for disposal shall be the greater of the minimum fee or an amount equal to the applicable disposal fee in section 15-34.7 applied to the weight of the load, or the number of items in the load, as appropriate, prorated and rounded to the nearest dollar. Where the term “minimum fee” is used in this section, it shall mean fifteen dollars (\$15.00) or another minimum designated for the applicable fee in section 15-34.7.

(B) *Special-handling waste disposal.* Special handling fees shall be assessed for the use of personnel, equipment or materials in a manner other than what would ordinarily be required in normal daily landfill operations.

(C) *Payment.* Each commercial hauler shall pay any charge for disposal services at the time and as a condition of receiving the disposal services for which the charge is imposed. Only payments in the form of cash, check or other immediate payment form approved by the director will be accepted subject to reasonable identification requirements, unless the hauler has a disposal service agreement and account in good standing.

(Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 7, 6-2-09, eff. 7-1-09; Ord. No. 10796, § 7, 5-25-10, eff. 7-1-10; Ord. No. 10986, § 6, 5-22-12, eff. 7-1-12; Ord. No. 11178, § 4, 6-3-14, eff. 7-4-14)

Sec. 15-34.4. Unrestrained or uncovered load fee.

In addition to all other charges set forth above, a five dollar (\$5.00) per load fee shall be imposed for any solid waste that, as determined by the director, is not contained within an enclosed vehicle or is not covered and secured.

(Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08)

Sec. 15-34.5. Waiver of fee for landfill construction materials.

The director may accept for no fee materials suitable for construction or operational purposes where and when the department’s cost to acquire needed materials exceeds the waived fee.

(Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 7, 6-2-09, eff. 7-1-09; Ord. No. 10895, § 7, 5-17-11, eff. 7-1-11)

Sec. 15-34.6. Disposal service agreement.

Customers who wish to pay for disposal service pursuant to a credit system shall enter into a service agreement with the city. The service agreement shall be signed by the person responsible for using the disposal services. The requirements of section 15-31 shall apply unless the director authorizes otherwise within the service agreement.

(Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08; Ord. No. 10796, § 8, 5-25-10, eff. 7-1-10; Ord. No. 10986, § 6, 5-22-12, eff. 7-1-12)

Sec. 15-34.7. Disposal services fee schedule.

DISPOSAL SERVICES FEES	
Service	Fees
Residential self-hauler waste disposal	\$15.00 per load for loads 2,000 pounds or less. Commercial waste disposal fees for loads over 2,000 pounds.
Residential self-hauler tire disposal	\$2.00 per tire (passenger tires only) in addition to other applicable fees
Commercial waste disposal	\$32.00 per ton with \$15.00 minimum per load
Special-handling waste disposal	\$42.00 per ton with \$75.00 minimum
Large carcass disposal	\$75.00 per ton with \$75.00 minimum per load
Tire disposal	\$150.00 per ton with \$15.00 minimum, no mixed loads, and no off-road tires
Disposal of appliance designed to use refrigerant	\$5.00 per appliance in addition to other applicable fees

DISPOSAL SERVICES FEES	
Service	Fees
Uncovered load	\$5.00 per load in addition to other applicable fees
Identification tag fee	\$35.00
Household hazardous waste disposal for non-city residents	\$10.00 per load
Purchase of recycled paint	Published schedule of fees based on most recent costs
Disposal of materials under small business waste acceptance program	Published schedule of fees based on most recent disposal costs
Special household hazardous waste collection event fees	Published schedule of fees

(Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 7, 6-2-09, eff. 7-1-09; Ord. No. 10796, § 8, 5-25-10, eff. 7-1-10; Ord. No. 10895, § 7, 5-17-11, eff. 7-1-11; Ord. No. 10986, § 6, 5-22-12, eff. 7-1-12; Ord. No. 11087, § 4, 6-18-13, eff. 7-20-13; Ord. No. 11178, § 4, 6-3-14, eff. 7-4-14; Ord. No. 11272, § 6, 6-9-15, eff. 7-1-15)

Sec. 15-34.8. Disposal services contract fee schedule.

The director shall be authorized to enter into multi-year contracts for guaranteed waste disposal by customers. These contracts shall be for a specific quantity of waste at a fee specified in the contract disposal services fee schedule. The disposal fee for each vehicle load shall be calculated in accordance with section 15-34.3. The customer is required to pay each year the full amount due to the city at the specified fee and guaranteed annual tonnage, whether or not the waste is delivered. The contract may be renewed annually if the specified fee is not changed. The requirements of section 15-31 shall apply unless

the director authorizes otherwise within the contract. Where a disposal services contract is in place, the commercial waste disposal fee shall not apply.

CONTRACT DISPOSAL FEE SCHEDULE

<i>Guaranteed Annual Tonnage</i>	<i>Fee Per Ton</i>
140,000..	\$17.00
60,000..	21.00
24,500..	23.00
18,000..	24.00
15,000..	25.00
12,500..	26.00
10,000..	26.75
9,000..	27.00
8,000..	27.50
7,000..	28.00
6,000..	28.25
5,000..	28.75
4,000..	29.00
3,000..	29.50
2,000..	30.00
1,000..	31.00

For multi-year contracts, the fee per ton shall be adjusted each year on the anniversary date of the execution of the contract using an appropriate federal consumer price index.

(Ord. No. 10654, § 1, 4-21-09, eff. 5-1-09; Ord. No. 10674, § 7, 6-2-09, eff. 7-1-09; Ord. No. 10796, § 8, 5-25-10, eff. 7-1-10; Ord. No. 10986, § 7, 5-22-12, eff. 5-22-12; Ord. No. 11087, § 4, 6-18-13, eff. 7-20-13; Ord. No. 11272, § 6, 6-9-15, eff. 7-1-15)

Sec. 15-34.9. Disposal services fuel surcharge.

A fuel surcharge shall be added to the per-ton fees for disposal services. The surcharge shall be five cents (\$0.05) per ton for each ten cents (\$0.10) of city fuel price above three dollars and thirty cents (\$3.30) per gallon. The surcharge shall be revised every three (3) months based on the updated city fuel price. (Ord. No. 10796, § 8, 5-25-10, eff. 7-1-10; Ord. No. 10895, § 7, 5-17-11, eff. 7-1-11)

Sec. 15-35. Exemption of fees for waste residue from nonprofit recycling establishments.

(A) Any nonprofit recycling establishment may apply to the director for an exemption from payment of fees for city collection or disposal services for residual solid waste resulting directly from the establishment’s recycling activities. The exemption for each establishment, regardless of the number of locations, shall be limited to ten thousand dollars (\$10,000.00) per calendar year.

(B) To qualify as a nonprofit recycling establishment, an organization shall:

- (1) Hold tax-exempt status under 206 U.S.C. Sec. 501(c)3;
- (2) Engage in active and continual operation of a program of acceptance or collection of goods and materials, that would otherwise be discarded as solid waste, for recycling, whether through resale or other redistribution by the organization, which program results in accumulations of non-reusable goods or materials that must be disposed of at city disposal facilities;
- (3) Does not have and will not enter into a recycling franchise agreement or similar arrangement with any non-profit or for-profit organization, the beneficiaries of which are other than the organization applying for exemption;
- (4) Does not dispose of residual solid waste resulting from goods or materials imported from outside Pima County;
- (5) Does not support religious activities with the recycling activities; and
- (6) Clearly separate residual solid waste from solid waste generated by a process other than the establishment’s recycling activities.

(C) To obtain the exemption, an organization shall submit an application, established by the director, to demonstrate and certify compliance with these requirements. Upon determination by the director that an organization meets the requirements, the director

shall issue a certificate of exemption from fees for collection and disposal services. The director may require annual renewal applications and additional evidence of compliance with requirements.

(D) The director may at any time give notice in writing to an organization of intent to revoke its exemption for cause, which shall consist of failure to adhere to or fulfill the requirements of this section. The organization can appeal the revocation in writing to the director within ten (10) days, and be granted an administrative hearing. The director shall render a decision in writing. The decision of the director is final. (Ord. No. 10539, § 5, 6-3-08, eff. 7-1-08; Ord. No. 10674, § 7, 6-2-09, eff. 7-1-09)

DIVISION 5. GROUNDWATER PROTECTION FEE

Sec. 15-36. Groundwater protection.

(A) The director shall charge a groundwater protection fee to customers of city potable water, excluding those customers not connected to the central system.

(B) The fee shall be shown as a separate charge on the utility bill. The fee shall be charged for each connected meter, and shall be based upon the meter equivalency factors as determined by the superintendent of water or his or her successor.

(C) The fee shall be collected to administer, design, construct, operate and maintain groundwater remediation and landfill monitoring/compliance systems for the department.

(D) No penalty fees pursuant to section 15-31.6 shall be charged on groundwater protection fees.

The groundwater protection fee shall be assigned as follows.

GROUNDWATER PROTECTION FEE	
Meter Size (inches)	Fee per Month per Meter
5/8	\$1.06
3/4	\$1.59
1	\$2.65
1-1/2 and larger	\$5.30

(Ord. No. 10796, § 9, 5-25-10, eff. 7-1-10; Ord. No. 10895, § 8, 5-17-11, eff. 7-1-11; Ord. No. 10986, § 8, 5-22-12, eff. 7-1-12)

Secs. 15-37 – 15-49. Reserved.

**ARTICLE VI. DISPOSAL FACILITY
MANAGEMENT – RESERVED***

Secs. 15-50 – 15-59. Reserved.

ARTICLE VII. PLASTIC BAG RECYCLING

Sec. 15-60. Plastic bag recycling.

Retail establishments that provide plastic carry-out bags for their customers shall:

- (1) Provide a bin(s) for the collection of single use plastic bags and other film plastic in a visible location that is easily accessible to the consumer, and clearly marked as available for the purpose of collecting plastic carryout bags and other film plastic for recycling. These bins will be intended solely for the use by the public for voluntary donation of these materials for subsequent recycling. These bins shall meet the Arizona Bag Central Station standard for collection bins for signage and be located near or at the entrance(s) of the retail establishment and be well maintained.
- (2) Recycle returned plastic bags.
- (3) Provide reusable carryout bags for purchase at retail locations.
- (4) Incorporate a “reduce, reuse, and recycle” message on all carry-out plastic bags distributed as part of the retail business.

- (5) Display informational material on the establishment’s plastic bag recycling program to educate customers. This information shall incorporate messages on the environmental benefits of recycling plastic bags or using reusable bags including greenhouse gas reduction, energy savings and litter reduction.
- (6) Retail establishments shall report to the City of Tucson ES director through an independent auditor the single use plastic bags per transaction, total number of single use plastic bags given out and tons of film plastic collected through the single use plastic bag and film collection program in accordance with the following schedule:

Report	Report Period	Report Date
Report 1	4/1/13 - 6/30/13	7/31/13
Report 2	7/1/13 - 9/30/13	10/31/13
Report 3	10/1/13 - 12/31/13	1/31/14
Report 4	1/1/14 - 3/31/14	4/30/14
Report 5	4/1/14 - 6/30/14	7/31/14
Report 6	7/1/14 - 9/30/14	10/31/14
Report 7	10/1/14 - 12/31/14	1/31/15
Report 8	1/1/15 - 3/31/15	4/30/15

The information reported to the city shall be a cumulative number for all retail establishments and not segregated by each store or chain.

ES staff will calculate the number of single use plastic bags recycled by applying the single use plastic bag recycling formula.

The initial report shall include a list of all retail establishments reporting during the initial reporting period. Subsequent reports shall include an updated list and shall include the names of any retail establishments that are new, out of business or failed to report.

***Editor’s note** – Ord. No. 10796, § 10, adopted May 25, 2010, effective July 1, 2010, repealed this article and § 15-50, which pertained to disposal facility management and prohibiting disposal at city facilities of solid waste collected, received or transported from outside Pima County, derived from Ord. No. 10539, § 6C., adopted June 3, 2008, effective July 1, 2008.

- (7) Retail establishments shall provide training for all checkout and bagging clerks upon hire. The training shall include information and instructions to reduce plastic bag consumption. Training shall be reinforced on an ongoing basis.
- (8) Retail establishments shall implement a public educational awareness program for Retail establishment employees and the general public. This program shall provide education to school age children and the general public on reducing plastic bag consumption and increasing plastic bag recycling. The program will include the use of contests, in-store promotions, videos and social media.
- (9) District managers representing all retail establishments shall meet with the ES director or designee on quarterly basis. The meeting agenda shall include a review of the progress made by retail establishments to reduce the consumption of plastic bags by consumers and increase the in-store recycling of single use plastic bags.

(Ord. No. 10642, § 2, 3-24-09, eff. 9-24-09; Ord. No. 11056, § 2, 3-19-13, eff. 7-1-13; Ord. No. 11178, § 5, 6-3-14, eff. 7-4-14; Ord. No. 11272, § 7, 6-9-15, eff. 7-1-15)

Secs. 15-61 – 15-69. Reserved.

ARTICLE VIII. LITTER FEE

Sec. 15-70. Refuse collection permit.

The city manager or his or her designee shall administer and enforce a permit program for all non-exempt commercial haulers as defined in this section.

(A) For purposes of this section, a commercial hauler is anyone who operates a front load, rear load, side load or roll off collection vehicle within the City of Tucson at any time.

(B) Commercial haulers who own or operate three (3) or fewer total collection vehicles, as described above, regardless of where they are stored or operated, are exempt from the permit fee established by this article.

(C) Each commercial hauler required to obtain a permit under this section shall report to the director the weight of refuse and recyclable material, listed separately, that it collected within the City of Tucson. The report shall cover the previous calendar year, and shall comply with the requirements established by the director in administrative rule.

(Ord. No. 10796, § 11, 5-25-10, eff. 7-1-10; Ord. No. 10800, § 1, 6-8-10, eff. 7-1-10; Ord. No. 10986, § 9, 5-22-12, eff. 7-1-12; Ord. No. 11178, § 6, 6-3-14, eff. 7-4-14)

Sec. 15-70.1. Proceeds from the refuse collection permit.

Proceeds from the permits shall be used to administer, enforce and collect litter in the city. Permits for collection of refuse from business or residential establishments within the city shall be issued by the city under the following conditions:

(A) The commercial hauler must submit an application, on a form provided by the city, to the city. This permit shall include the requirement of an annual per-vehicle license fee of one thousand dollars (\$1,000.00) per vehicle used in the collection of refuse within the City of Tucson. Any commercial hauler with a current, valid permit found to be collecting refuse within the City of Tucson with a nonlicensed vehicle shall forfeit the cash permit surety and the commercial hauler’s permit shall be suspended until such time as the permit surety is fully reimbursed and fees for each nonpermitted vehicle are received by the city.

(B) The commercial hauler’s permit application, as provided by the city, shall include the name, business addresses and telephone numbers of all owners, partners, general managers and principal officer, as well as emergency telephone numbers, business references and such other information as deemed necessary.

(C) Permits issued pursuant to this section shall be nontransferable. The permits including the requirement to license each vehicle shall be issued for one (1) year commencing July 1 and ending June 30. Applications for renewal shall be made at least forty-five (45) days prior to expiration of the current permit. Applicable fees may be prorated monthly on permits issued during the fiscal year.

(D) Each licensed vehicle operating within the City of Tucson shall display a decal, provided by the city, affixed permanently and clearly visible on the driver's side of the vehicle. Commercial haulers in the permit program will be subject to an annual inspection by the City of Tucson.

(Ord. No. 10986, § 9, 5-22-12, eff. 7-1-12)

Sec. 15-71. Suspension or revocation of permits.

(A) In addition to the sanctions provided, the city may suspend or revoke any permit authorized or required by this chapter, or suspend or revoke any collection, recycling or disposal services provided by a commercial hauler, whenever it is found that the holder of such permit, or user of such collection services, commits a serious or repeated violation of the laws of the state, the county, this chapter, or any rules and regulations promulgated hereunder, or fails to fully reimburse the city its costs associated with the remedying of any violation of any applicable health codes and ordinances of the city, county, state, and federal government.

(B) A commercial hauler whose permit is revoked may not re-apply for a permit under this chapter for thirty-six (36) months after the effective date of the revocation.

(Ord. No. 10796, § 11, 5-25-10, eff. 7-1-10)

Secs. 15-72 – 15-79. Reserved.

**ARTICLE IX. WASTE DIVERSION
REPORTING**

Sec. 15-80. Refuse and recyclable material collection permit.

Companies engaged in the acceptance, purchase, processing, or sorting of recyclable materials that is the same as collected by the City of Tucson through their recycling program for the purpose of redistribution, including but not limited to sale or donation, shall report to the director the amount, in tons, of the material accepted and redistributed. The amounts reported shall be limited to recyclable materials collected from within the City of Tucson. The report shall cover the previous calendar year.

(Ord. No. 11178, § 7, 6-3-14, eff. 7-4-14)

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percentage shall equal the percentage determined by the City on an annual basis prior to the beginning of each fiscal year, and which shall equal no less than fifty (50) percent and no more than one hundred (100) percent. Notwithstanding the foregoing, the member's annual contribution rate (1) shall in no event be less than five (5) percent of compensation and (2) shall be subject to an annual fiscal year adjustment (increase or decrease) equal to no more than two and one-half (2 1/2) percent of member compensation. The finance director shall deduct the applicable member contributions from each member's compensation and credit it to the member's accumulated contributions account.

Sec. 22-34(c). Contribution rates for rehired members. If a member separates from employment with the city and is later re-hired, the rate of mandatory member contributions applicable to the rehired member shall be determined in accordance with this section. Any member who was originally hired by the city prior to July 1, 2006, who was a vested member at the time of separation from employment with the city and who does not request a refund of member contributions in accordance with section 22-41 prior to his date of reemployment with the city shall make mandatory member contributions to the system in accordance with section 22-34(a) above. All other rehired members shall make mandatory member contributions in accordance with section 22-34(b) above.

Sec. 22-34(d). Employer pick-up/member contributions. All member contributions to the system are mandatory and are picked up by the city in accordance with Code Section 414(h). As a result of the city's pick-up arrangement, the member contributions are contributed to the system on a pre-tax basis and shall not be included in the member's gross income until the member requests a refund of contributions or receives retirement benefit payments. All member contributions are deposited into the individual accumulated contributions account maintained by the system administrator on behalf of each contributing member.

Sec. 22-34(e). Qualified military service. A member who leaves employment for qualified military service and is timely reemployed by the city and meets all other applicable requirements for benefits following qualified military service including, without limitation, the requirements set forth in the city's Administrative

Directive 2.01-7G regarding military leave, as amended, shall be permitted (but not required) to make up missed member contributions to the system. Any reemployed member who wishes to make up missed member contributions shall contribute all or a portion of the member contributions that would have been made by the member but for the qualified military service, calculated at the compensation rate in effect for the member immediately preceding the commencement of the qualified military service and the member contribution rate in effect during the qualified military service, and without interest or any other adjustment. The missed member contributions shall be contributed to the system during a period that begins on the date of reemployment and ends on the earliest of (1) the date that is five (5) years from the date of reemployment, (2) the date that marks the end of a period which is three times the length of the member's most recent period of qualified military service, or (3) the member's termination date. Any and all member contributions made up pursuant to this section shall be treated as regular member contributions made in accordance with section 22-34(d). Following the contribution of missed member contributions to the system, the system administrator shall take all steps necessary to increase the member's accrued benefit to include the portion of the member's qualified military service covered by the missed member contributions.

Sec. 22-34(f). Accrued vacation cash out. All hours of accumulated vacation earned by a tier I member and cashed out by the city as of the earlier of the member's termination date or election to enter the end of service program shall be included in a member's compensation for member contribution purposes, provided that member contributions are made in accordance with this section. The member contributions applicable to accumulated vacation shall be calculated using the tier I member's compensation and member contribution rate as in effect immediately preceding the tier I member's termination date. The calculation and collection of member contributions under this section shall trigger the city's obligation to make corresponding employer contributions under section 22-35(a) for the accumulated vacation hours.

Sec. 22-34(g). Non-forfeiture and refund of contributions. It is the right of each member to request a refund of the member's accumulated contributions, plus interest, upon separation from city service and the right of each beneficiary to be paid the member's

accumulated contributions, plus interest, upon the member's death before retirement or unused contributions, plus interest, upon the member's death after retirement, whichever is applicable. All refunds, and the related forfeiture of credited service, shall be administered in accordance with section 22-41.

(Ord. No. 10657, § 2, 4-28-09, eff. 7-1-09; Ord. No. 10915, § 3, 6-21-11, eff. 7-1-11; Ord. No. 11062, § 3, 3-27-13, eff. 7-1-13; Ord. No. 11243, § 1, 2-18-15, eff. 7-1-15)

Sec. 22-35. City contributions.

Sec. 22-35(a). Contribution by the city. At the end of each payroll period, the finance director shall cause the city to contribute to the trust fund an amount equal to the employer contribution for the particular payroll period, plus any and all member contributions picked up by the city in accordance with section 22-34(d) and section 22-36(g)(2).

Sec. 22-35(b). Certification of rates and charges. The board shall certify to the city manager, on a fiscal year basis, the annual required contribution, the member contribution rate and the employer contribution for the system.

Sec. 22-35(c). City's funding requirement for system. The city council shall appropriate no less than one hundred (100) percent of the employer contribution for a particular fiscal year.

Sec. 22-35(d). Determination and deposit of employer contributions. The finance director at the end of each pay period shall apply the appropriate employer contribution and member contribution rates to the total compensation of members for such period and shall transfer this amount to the trust fund.

(Ord. No. 10657, § 2, 4-28-09, eff. 7-1-09)

Sec. 22-36. Accumulation of credited service.

Sec. 22-36(a). Credited service generally. A member will receive credited service for purposes of determining the benefits to which the member or the member's beneficiary(ies) will be entitled. Credited service is the total of the member's accrued service and additional service. Accrued service shall be used to determine whether a member is vested, as well as to determine the member's accrued benefit. Additional service shall be considered for benefit accrual purposes only.

Sec. 22-36(b). Accrued service for city employment.

(1) *Employment periods.* A member shall earn 1/2080 of one (1) year of accrued service credit for each hour of regular time compensation, including authorized periods of absence for which the member receives compensation. A member who is compensated for two thousand eighty (2,080) or more hours of regular time during twelve (12) consecutive calendar months shall receive one (1) year of accrued service. A member who is compensated on less than a full-time basis shall receive credit for a proportionate part of a full year of accrued service.

(2) *Periods of leave.* With regard to tier I members, all service and periods of leave with pay, accrued and unused vacation and sick leave at the date of retirement, workers compensation and qualified military service shall be used in calculating a member's total accrued service. The accrued service of tier II members shall include all service and periods of leave with pay, workers compensation and qualified military service, but shall exclude all accrued and unused vacation and sick leave at the date of retirement. Special rules regarding qualified military service are set forth in subparagraph three (3) below. Notwithstanding the foregoing, accumulated vacation earned by a tier I member and cashed out by the city as of the member's termination date shall be treated as accrued service only if the member makes member contributions on the value of the leave that is cashed out by the city as set forth in section 22-34(f).

(3) *Military leave during active employment.* An active city employee who leaves employment to complete qualified military service, makes a timely return to the city following an honorable discharge (as defined below), and who makes up missed member contributions in accordance with section 22-43(e) may receive accrued service for periods of qualified military service. Accrued service credited to a member who satisfies the

ARTICLE I. IN GENERAL

Sec. 27-1. The superintendent of water also known as director of the water department to oversee city water services.

(a) The Charter appointive position known as the superintendent of water also known as director of the water department shall have the responsibility for overseeing city water services.

(b) Reserved.

(1953 Code, ch. 25, § 1; Ord. No. 10099, § 4, 12-13-04; Ord. No. 10348, § 7, 11-28-06)

Cross reference – Office hours for water department, § 2-1.

Sec. 27-2. Duty of superintendent to inspect, make repairs.

The superintendent of the water department shall make frequent trips of inspection over all pipelines and all other property used in or connected with the water department, and shall make all repairs deemed necessary consistent with his duties.

(1953 Code, ch. 25, § 2)

Sec. 27-3. Superintendent to report violations; prosecution by city manager.

The superintendent of the water department shall report all violations of this chapter to the city manager, and the city manager shall forthwith proceed to prosecute offenders as set forth in this Code.

(1953 Code, ch. 25, § 3)

Sec. 27-4. Superintendent to control water supply; notice of shutting off pipelines.

The superintendent of the water department shall attend to and control the water supply and at all times see to the sufficiency thereof. He shall notify the community, unless emergency requires otherwise, of the necessity of shutting off any pipeline for the purpose of making repairs, extensions and connections, should he have cause to expect or know beforehand the necessity to so shut off the water from any line of the system.

(1953 Code, ch. 25, § 4)

Sec. 27-5. Superintendent subject to city manager and mayor and council.

In the performance of his duties as required by this article, the superintendent of the water department shall be subject at all times to the action of the city manager and such regulations, directions and restrictions as the mayor and council may from time to time prescribe.

(1953 Code, ch. 25, § 5)

Sec. 27-6. Supervision of charges and collections.

The superintendent of the water department shall have general supervision over all charges and collections of water rents, pipe tapping, building costs and over any and all amounts due or collected in the water department. All moneys collected by him shall be turned over to the director of finance daily and receipt taken therefor.

(1953 Code, ch. 25, § 6)

Sec. 27-7. Receipts to be deposited in water utility fund.

All moneys paid to the director of finance under the provisions of this chapter shall be kept by him in a separate fund to be known as the water utility fund, into which the director of finance shall turn all moneys received by him properly belonging to such fund.

(1953 Code, ch. 25, § 7)

Sec. 27-8. Taps, connections to be by department; exception.

The water superintendent, or other employees of the water department under his supervision, shall make all water taps or service connections; however, in any street paving improvement district such water taps or service connections may be included in the contract for such street paving improvements, and such water taps or service connections may then be made by the contractor under the direction of the water superintendent.

(1953 Code, ch. 25, § 10)

Sec. 27-9. Application for service required; payment of charges prerequisite to service; deposits; amount; refund, utility service bond.

(a) Water utility service may be requested by phone, mail, or in person. The department, as a condition precedent to approving an application for water service to any premises, shall collect all installation and other charges required by this chapter. Title to all pipes, fittings and other water facilities shall be and remain in the city. The person, corporation, or association in whose name the water utility service is requested, or any other person, other corporation, or other association who is receiving the benefit of the water utility service will be responsible for compliance with the terms of this chapter, and will be responsible for the payments and charges required by this chapter.

(b) As a condition of providing water service, the director may require a deposit from an applicant for services as follows:

- (1) For residential water service, the deposit amount shall be two hundred dollars (\$200.00). For water service to other customer classes, the deposit amount shall be two (2) times the estimated monthly bill.
- (2) The individual in whose name the deposit is made shall be responsible for the payment of all bills incurred in connection with the service furnished.
- (3) The director may require a separate deposit for each meter installed.
- (4) The deposit, with interest, will be refunded or forfeited as follows:
 - (i) Residential deposits shall be refundable after one (1) year of continuous service, providing the account is not delinquent and has been kept in good standing. If the account is open for less than one (1) year, the residential deposit shall be refunded after the final bill is satisfied.
 - (ii) Deposits on commercial, multi-family or industrial applicants may be held until the account is closed.

(iii) If water service to an account is discontinued for nonpayment of bills, the deposit with interest will be applied by the city toward settlement of the account. Upon reactivation of the account, another deposit may be charged.

(iv) The accrued interest on the deposit amount, to be refunded the applicant or applied toward settlement of an unpaid account, will be computed using the average market rate earned by the City of Tucson’s Investment Pool during the past twelve (12) months.

(c) The director may, at his option, require a utility service bond in lieu of a cash deposit for large commercial, multi-family, and industrial applicants for service. Such utility service bonds shall be on a form approved by the city attorney, and the director shall have the power to execute such bond on behalf of the city. The provisions of subsections (a) and (b) of this section shall apply to utility service bonds.

(d) The director may require a deposit from existing customers who become delinquent and do not keep their account in good standing or have had their service discontinued for nonpayment of bills. Deposit will be calculated per subsection (b). (1953 Code, ch. 25, § 11; Ord. No. 4489, § 1, 5-24-76; Ord. No. 4626, § 2, 3-3-77; Ord. No. 4763, § 1, 2-27-78; Ord. No. 9977, § 1, 5-24-04; Ord. No. 10897, § 1, 5-24-11, eff. 7-5-11; Ord. No. 11269, § 1, 5-19-15, eff. 7-6-15)

Sec. 27-10. “Premises” defined, separate connections required; appeal.

The word “premises” is hereby defined to be each separate residence, house, store or building so situated upon any lot or lots within or without the city that the same might be, or, in the opinion of the superintendent of the water department, could be sold separately from any other residence, house, store or building upon the same lot or lots, irrespective of the number of residences, houses, stores or buildings upon the lot or lots, and even though two (2) or more of the residences,

conservation charge and summer surcharges where applicable.

(Ord. No. 4489, § 4, 5-24-76; Ord. No. 4550, § 2, 8-10-76; Ord. No. 4626, § 5, 3-3-77; Ord. No. 6222, § 1, 4-22-85; Ord. No. 8024, § 2, 4-12-93; Ord. No. 9477, § 1, 10-23-00; Ord. No. 9763, § 1, 9-9-02; Ord. No. 10535, § 1, 6-3-08, eff. 7-7-08; Ord. No. 10673, § 1, 6-2-09, eff. 7-6-09)

Sec. 27-32.1. Monthly reclaimed water service charges.

For the purposes of computing reclaimed water charges:

- (1) The service charge shall be levied whether or not any water is provided and is hereby fixed at the following per month per connection:

MONTHLY SERVICE CHARGE

<i>Service Size (inches)</i>	<i>Monthly Service Charge</i>
5/8.	\$9.57
1.	18.17
1 1/2.	32.50
2.	49.69
2 1/2.	72.61
3.	95.54
4.	161.44
6.	326.49
8.	490.97
10.	748.86
12.	1,235.99

- (2) In addition to the applicable service charge, the charge for reclaimed water shall be:

\$1.87 per Ccf (\$815.00 per acre-foot).

The foregoing service charges and rates may be adjusted every year during and as a part of the annual water rate adjustment.

(Ord. No. 6327, § 2, 11-4-85; Ord. No. 6411, § 1, 4-28-86; Ord. No. 6692, § 1, 4-13-87; Ord. No. 6925, § 1, 4-11-88; Ord. No. 7171, § 2, 4-17-89; Ord. No. 7391, § 1, 4-16-90; Ord. No. 8024, § 3, 4-12-93; Ord. No. 9156, § 2, 11-9-98; Ord. No. 9477, § 1, 10-23-00; Ord. No. 96-4, § 1, 9-10-01; Ord. No. 9763, § 1, 9-9-02; Ord. No. 9842, § 1, 5-12-03; Ord. No. 9979,

§ 1, 6-7-04; Ord. No. 10305, § 1, 7-6-06; Ord. No. 10415, § 1, 6-12-07; Ord. No. 10535, § 1, 6-3-08, eff. 7-7-08; Ord. No. 10673, § 1, 6-2-09, eff. 7-6-09; Ord. No. 10795, § 1, 5-25-10, eff. 7-5-10; Ord. No. 10896, § 1, 5-24-11, eff. 7-5-11; Ord. No. 10987, § 1, 5-22-12, eff. 7-2-12; Ord. No. 11073, § 1, 5-21-13, eff. 7-1-13; Ord. No. 11177, § 1, 6-3-14, eff. 7-4-14; Ord. No. 11270, § 1, 5-19-15, eff. 7-6-15)

Sec. 27-33. Monthly potable water service charges.

For the purposes of computing monthly water charges:

- (1) The monthly service charge shown in the following table applies to all customer classes. The fee shall be charged whether or not any water is provided.

<i>Service Size (inches)</i>	<i>Monthly Service Charge</i>
5/8.	\$11.90
3/4.	15.93
1.	24.00
1 1/2.	44.15
2.	68.34
2 1/2.	100.59
3.	132.83
4.	225.55
6.	457.73
8.	689.11
10.	1,051.90
12.	1,737.17

- (2) Monthly water use charges in addition to the service charge shall be applicable to each service connection and shall be per Ccf and vary with customer classification and volumes used according to the following table:

RATE SCHEDULES BY CUSTOMER CLASSES

<i>Residential Single-Family</i>	<i>\$/Ccf</i>
1 – 7 Ccf.	\$1.40
8 – 15 Ccf.	2.70
16 – 30 Ccf.	7.23
Over 30 Ccf.	11.50

<i>Residential Duplex-Triplex</i>	<i>\$/Ccf</i>
1 – 10 Ccf.....	\$1.40
11 – 20 Ccf.....	2.70
21 – 35 Ccf.....	7.23
Over 35 Ccf.	11.50

<i>Multi-Family</i>	<i>\$/Ccf</i>
Basic Volume Charge.	\$2.55

<i>Mobile Home Park with Sub-Meters</i>	<i>\$/Ccf</i>
Basic Volume Charge.	\$1.92

<i>Commercial</i>	<i>\$/Ccf</i>
Basic Volume Charge.	\$2.46
Tier 1 Summer Surcharge: for usage during May-October above 100% of winter (November-April) average. . . .	1.00
Tier 2 Summer Surcharge: for usage during May-October above 145% of winter (November-April) average, added to Tier 1 Surcharge.	0.27

<i>Industrial (more than 5 Mg per month & Tucson Unified School District by contract)</i>	<i>\$/Ccf</i>
Basic Volume Charge.	\$2.33
Tier 1 Summer Surcharge: for usage during May-October above 100% of winter (November-April) average. . . .	1.00
Tier 2 Summer Surcharge: for usage during May-October above 145% of winter (November-April) average, added to Tier 1 Surcharge.	0.27

<i>Construction Water</i>	<i>\$/Ccf</i>
Basic Volume Charge.	\$2.80

- (3) The Central Arizona Project surcharge shall be in addition to the service charge and water use charges for all customer classes and apply to all monthly water use at the rate of sixty cents (\$0.60) per Ccf.
- (4) The conservation charge shall be in addition to the service charge and water use charges for all potable water customer classes and

apply to all monthly water use at the rate of eight cents (\$0.08) per Ccf.

(5) Reserved.

(Ord. No. 4497, § 1, 6-7-76; Ord. No. 4549, § 1, 8-10-76; Ord. No. 4550, § 3, 8-10-76; Ord. No. 4626, § 6, 3-3-77; Ord. No. 4763, § 2, 2-27-78; Ord. No. 4928, § 1, 1-8-79; Ord. No. 5137, § 1, 4-21-80; Ord. No. 5355, § 2, 4-20-81; Ord. No. 5557, § 1, 5-3-82; Ord. No. 5756, § 2, 5-2-83; Ord. No. 6001, § 1, 4-23-84; Ord. No. 6222, § 2, 4-22-85; Ord. No. 6411, § 2, 4-28-86; Ord. No. 6692, § 2, 4-13-87; Ord. No. 6925, § 2, 4-11-88; Ord. No. 7171, § 3, 4-17-89; Ord. No. 7391, § 2, 4-16-90; Ord. No. 7607, § 1, 4-15-91; Ord. No. 7804, § 1, 4-20-92; Ord. No. 8024, § 4, 4-12-93; Ord. No. 8120, § 3, 9-7-93; Ord. No. 8480, § 1, 4-10-95; Ord. No. 8483, § 2, 5-15-95; Ord. No. 8768, § 3, 10-28-96; Ord. No. 9156, § 3, 11-9-98; Ord. No. 9477, § 1, 10-23-00; Ord. No. 96-4, § 1, 9-10-01; Ord. No. 9704, § 2, 5-13-02; Ord. No. 9763, § 1, 9-9-02; Ord. No. 9842, § 1, 5-12-03; Ord. No. 9979, § 1, 6-7-04; Ord. No. 10305, § 1, 7-6-06; Ord. No. 10359, § 2, 12-12-06, eff. 1-16-07; Ord. No. 10415, § 1, 6-12-07; Ord. No. 10535, § 1, 6-3-08, eff. 7-7-08; Ord. No. 10673, § 1, 6-2-09, eff. 7-6-09; Ord. No. 10795, § 1, 5-25-10, eff. 7-5-10; Ord. No. 10896, § 1, 5-24-11, eff. 7-5-11; Ord. No. 10987, § 1, 5-22-12, eff. 7-2-12; Ord. No. 11073, § 1, 5-21-13, eff. 7-1-13; Ord. No. 11177, § 1, 6-3-14, eff. 7-4-14; Ord. No. 11270, § 1, 5-19-15, eff. 7-6-15)

Sec. 27-34. Charges for fire protection service.

Charges for fire protection service shall be made monthly and according to the following table:

2", with detector check valve.....	\$11.22
3", with detector check valve.....	18.59
4", with detector check valve.....	28.92
6", with detector check valve.....	55.47
8", with detector check valve.....	82.02
10", with detector check valve.....	124.05
12", with detector check valve.....	202.23

(Ord. No. 4489, § 6, 5-24-76; Ord. No. 4626, § 7, 3-3-77; Ord. No. 4656, § 1, 5-23-77; Ord. No. 4763, § 3, 2-27-78; Ord. No. 4928, § 2, 1-8-79; Ord. No. 5137, § 2, 4-21-80; Ord. No. 5355, § 3, 5-2-83; Ord. No. 5557, § 2, 5-3-82; Ord. No. 5756, § 3, 5-2-83; Ord. No. 6001, § 2, 4-23-84; Ord. No. 6222, § 3, 4-22-85; Ord. No. 6411, § 3, 4-2-86; Ord. No. 6692, § 3, 4-13-87; Ord. No. 6925, § 3, 4-11-88; Ord. No. 7171,

§ 4, 4-17-89; Ord. No. 7391, § 3, 4-16-90; Ord. No. 96-4, § 1, 9-10-01; Ord. No. 9763, § 1, 9-9-02; Ord. No. 10415, § 1, 6-12-07; Ord. No. 10535, § 1, 6-3-08, eff. 7-7-08; Ord. No. 10673, § 1, 6-2-09, eff. 7-6-09; Ord. No. 10795, § 1, 5-25-10, eff. 7-5-10; Ord. No. 10896, § 1, 5-24-11, eff. 7-5-11; Ord. No. 10987, § 1, 5-22-12, eff. 7-2-12; Ord. No. 11073, § 1, 5-21-13, eff. 7-1-13; Ord. No. 11177, § 1, 6-3-14, eff. 7-4-14; Ord. No. 11270, § 1, 5-19-15, eff. 7-6-15)

Sec. 27-35. Charges for installation of water service connections.

There shall be an installation charge for all water service connections.

- (1) Charges for the installation of a metered water service connection, including the service line, the meter, an automatic meter reading device and pavement replacement, shall vary with the size of the meter installed according to the following table:

<i>Size of Meter (inches)</i>	<i>Charge</i>
5/8.	\$2,333.68
3/4.	2,325.69
1.	2,469.08
1 1/2.	3,073.56
2.	3,444.53

- (2) Charges for the installation of a metered water service connection, including the service line, the meter and an automatic meter reading device, which does not require pavement replacement, shall vary with the size of the meter installed according to the following table:

<i>Size of Meter (inches)</i>	<i>Charge</i>
5/8.	\$1,454.68
3/4.	1,446.69
1.	1,590.08
1 1/2.	2,194.56
2.	2,565.53

- (3) Charges for the installation of multiple 5/8" metered water service connections at the same location, including the service lines and the automated read meters, with pavement replacement, shall vary with the number of connections according to the following table:

<i>No. of Meters</i>	<i>Charge</i>
2.	\$2,939.60
3.	3,611.73
4.	4,178.63
5.	4,988.95
6.	5,469.26
7.	6,969.41
8.	7,536.81
9.	8,708.21
10.	9,275.13
11.	10,430.79
12.	10,997.68

- (4) Charges for the installation of multiple 5/8" metered water service connections at the same location, including the service lines and the meters, which do not require pavement replacement shall vary with the number of connections according to the following table:

<i>No. of Meters</i>	<i>Charge</i>
2.	\$2,060.60
3.	2,715.48
4.	3,282.38
5.	3,851.20
6.	4,331.51
7.	4,986.41
8.	5,553.81
9.	6,213.71
10.	6,780.63
11.	7,436.04
12.	8,002.93

- (5) Charges for the installation of two 1" metered water service connections in the same trench, including the service lines, the meters, and pavement replacement, shall be three thousand two hundred twenty-nine dollars and eighty-five cents (\$3,229.85).

- (6) Charges for the installation of two 1" metered water service connections in the same trench, including the service lines and the meters, which do not require pavement replacement, shall be two thousand three hundred fifty dollars and eighty-five cents (\$2,350.85).

- (7) Meter installation with an automatic meter reading device including all materials to be installed by Tucson Water, charges shall be in accordance with the following table:

<i>Size of Meter (inches)</i>	<i>Charge</i>
5/8.	\$475.76
3/4.	467.77
1.	533.57
1 1/2.	785.29
2.	918.23

Charges for meter installations with an automated reading device where the developer will install the box and bricks on an existing water service line shall be in accordance with the following table:

<i>Size of Meter (inches)</i>	<i>Charge</i>
5/8.	\$393.66
3/4.	385.67
1.	432.84
1 1/2.	642.36
2.	775.30

- (8) Charges for the installation of an additional metered water connection at the same time and in the same trench as the installation of fire protection service shall be in accordance with the current city contract for such work. The current contract shall be posted in the customer reception area of the water utility's new development unit and may be reviewed by an applicant for any type of water service. No administrative fee in addition to that referenced in section 27-35(9) shall be charged to the applicant. Charges for installation of a meter on such a service line connection shall be in accordance with the tables in section 27-35(7).

- (9) Charges for the installation of unmetered fire protection service, including any required service lines or piping, shall be in accordance with the current city contract for such work. The current contract shall be posted in the customer reception area of the water utility's new development unit and may be reviewed by an applicant for any type of water service. In addition, an

applicant for fire protection service shall pay an administrative fee of three hundred seventeen dollars (\$317.00) for each such service request.

- (10) Charges for the installation of a fire hydrant, including the installation of service lines necessary to provide fire hydrants, shall be in accordance with the current city contract for such work. The current contract shall be posted in the customer reception area of the water utility's new development unit and may be reviewed by an applicant for any type of water service. In addition, an applicant for a fire hydrant shall pay an administrative fee of three hundred seventeen dollars (\$317.00) for each service request.

- (11) Charges for the installation of a consumer requested ball valve on the property side of the meter shall be based upon the cost of material in accordance with the following table:

<i>Size of Meter (inches)</i>	<i>Charge</i>
5/8.	\$33.16
3/4.	33.16
1.	70.67
1 1/2.	123.85
2.	192.18

- (6) Public health;
- (7) Water system engineering;
- (8) Resource economics;
- (9) Hydrology;
- (10) Landscape architecture;
- (11) Water law.

(c) *Terms.* The term of those committee members appointed by the mayor and council shall be coterminous with that of the appointing elected official. The term of those committee members nominated by the city manager and appointed by the mayor and council shall be four (4) years, or shall be coterminous with the term of the nominating city manager, whichever is less.

(d) The director of the water department and the director of the Pima County Regional Wastewater Reclamation Department shall serve as non-voting, ex officio, advisory members of the committee, who do not count toward the quorum, but may fully participate in all committee and subcommittee discussions. As used in this subsection, "director" means the director or the director's designee.
(Ord. No. 4638, § 1, 4-25-77; Ord. No. 7261, § 1, 8-7-89; Ord. No. 9172, § 1, 12-7-98; Ord. No. 10379, § 1, 3-20-07; Ord. No. 10606, § 1, 11-25-08)

Sec. 27-63. Committee organization.

The citizens' water advisory committee chairperson and a vice-chairperson shall be selected by a majority of the committee members annually within the first two weeks of December, and the members shall adopt their own rules and regulations in relation to the committee's powers and duties, and shall appoint their own executive committees, standing committees and subcommittees, and shall meet at such time and places as determined by the committee.
(Ord. No. 4638, § 2, 4-25-77; Ord. No. 11269, § 2, 5-19-15)

Sec. 27-64. Committee reports.

The citizens' water advisory committee shall render to the mayor and council an annual report on or before March 1 and send additional reports and

recommendations as it determines, or as requested by the mayor and council. Minutes of the committee shall be filed with the city clerk.
(Ord. No. 4638, § 3, 4-25-77)

Sec. 27-65. Limitation of powers.

Neither the citizens' water advisory committee nor any member may incur city expenses without prior authorization of the mayor and council, nor may it obligate the city in any manner or form.
(Ord. No. 4638, § 4, 4-25-77)

**ARTICLE IV. GROUNDWATER
CONSULTANT BOARD**

Sec. 27-66. Creation.

There is hereby established an entity to be called the "groundwater consultant board."
(Ord. No. 4840, § 1, 6-26-78)

Sec. 27-67. Functions and purposes.

(a) The purpose of the groundwater consultant board will be the review and evaluation of all geologic, hydrologic and economic factors affecting the development of all available water resources in eastern Pima County.

(b) The functions, powers and duties of the board shall be as follows:

- (1) Review all hydrogeologic data which has become available since the United States Geological Survey work on the Tucson Basin was published.
- (2) Review past and present exploration drilling programs conducted by the city.
- (3) Make recommendations for alternatively or additional methods, procedures or techniques for data acquisition and processing.
- (4) Develop from the above findings, alternative short-term and long-term groundwater development strategies for city implementation.

- (5) Develop alternative short-term and long-term water resources strategies through evaluation of the cost-effectiveness of various sources available to the region.
- (6) Outline steps which must be taken for the development of a basin-wide management plan.
- (7) Evaluate alternative actions the city should take with regard to land surface subsidence.
- (8) Develop and evaluate alternative wastewater re-use schemes which could be implemented by the city, consistent with the basin-wide management plan.
- (9) Review and comment upon water department policies affecting such programs as land acquisition for water rights, transfers, conservation and capital improvements. Recommend additional policies for consideration.

(Ord. No. 4840, § 1, 6-26-78)

Sec. 27-68. Selection and compensation of consultants.

(a) The director of the department of water and sewers shall select consultants from within or without the Tucson area to serve on the groundwater consultant board. The consultants so retained shall be qualified water resource investigators who possess a thorough knowledge of local hydrogeologic conditions. The consultants may be asked to work individually on projects or may act as a board. The recommendation of the groundwater consultant board shall be advisory only.

(b) Membership on the groundwater consultant board shall be unlimited in number, and each member of the board shall sign a personal services contract with the city.

(c) Members of the groundwater consultant board shall serve for an indefinite period of time, and the director of the department of water and sewers shall have the power to remove any member of the board upon giving notice as provided in the personal services contract.

(d) The members of the groundwater consultant board shall be paid at the rate of forty dollars (\$40.00) per hour for work performed as a member of the board, and shall be reimbursed for personal car use at the rate of twenty cents (\$0.20) per mile.

(e) The department of water and sewers shall annually appropriate funds not exceeding twenty-five thousand dollars (\$25,000.00) for the purpose of financing the needs of the groundwater consultant board.
(Ord. No. 4840, 1, 6-26-78; Ord. No. 4906, § 1, 11-13-78)

Sec. 27-69. Limitation of powers.

Neither the groundwater consultant board nor any member shall incur expenses or commit the city to payment for any tangible or intangible thing without first seeking the authority of the director of the department of water and sewers.
(Ord. No. 4840, § 1, 6-26-78)

ARTICLE V. BACKFLOW PREVENTION AND CROSS-CONNECTION CONTROL*

Sec. 27-70. Definitions.

Auxiliary water supply means any water supply available to a premises or another purveyor’s water supply system. These auxiliary waters may include additional water services from Tucson Water’s public water supply, other water purveyors or any other natural source.

AWWA means the American Water Works Association.

Backflow Prevention Assembly means an assemblance of one (1) or more body components including shutoff valves that has been approved by the

***Editor’s note** – Ord. No. 9976, § 1, adopted May 24, 2004, repealed the former Art. V, §§ 27-71 – 27-87, and § 2 enacted a new Art. V, §§ 27-70 – 27-86, as set out herein. The former Art. V pertained to similar subject matter and derived from Ord. No. 7380, § 1, 5-21-90; Ord. No. 8202, § 1, 2-7-94; Ord. No. 8446, § 4, 2-13-95; Ord. No. 9043, § 7, 4-13-98; Ord. No. 9238, § 7, 6-14-99; Ord. No. 9704, § 3, 5-13-02.

CODE COMPARATIVE TABLE – SUBSEQUENT ORDINANCES

Ordinance Number	Date	Section	Disposition
11183 (Cont.)		14 (eff. 9-21-06)	19-425
		15 (eff. 9-1-04)	19-450
		16 (eff. 10-1-07)	19-460
		17 (eff. 8-1-14)	19-700
11188	8-5-14	2 (eff. 9-5-14)	3-82
11198	9-9-14	1 (eff. 1-1-15)	19-39
		2 (eff. 1-1-15)	19-310
		3 (eff. 1-1-15)	Rpld 19-310.1
11204	10-9-14	1	4-12
11209	11-5-14	1	1-19
11219	12-9-14	1 (eff. 1-1-15)	19-300 – 19-380
		2 (eff. 1-1-15)	Rpld Reg. 19-300.1 – 19-360.2
		3 (eff. 1-1-15)	19-480
		5	Rpld 19-1200 – 19-1255
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11221	12-9-14	1, 2	20-141 (note)
11222	12-9-14	1, 2	20-142 (note)
11223	12-9-14	1, 2	20-143 (note)
11224	12-9-14	1, 2	20-144 (note)
11225	12-9-14	1, 2	20-145 (note)
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11227	12-9-14	1	11B-3
		2	11B-4
11228	12-9-14	1	Added 2-45 – 2-47
11232	12-16-14	1	10A-122
11233	12-16-14	1	10-31
11240	2-4-15	1	10-53.7
11243	2-18-15	1 (eff. 7-1-15)	22-34
11245	2-18-15	1	Rpld ch. 12 (12-1 – 12-110)
		2	Added ch. 12 (12-1 – 12-175)
11266	5-5-15	1	Added 10A-250 – 10A-255
11269	5-19-15	1 (eff. 7-6-15)	27-9
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11270	5-19-15	1 (eff. 7-6-15)	27-32.1, 27-33, 27-34
11272	6-9-15	1 (eff. 7-1-15)	15-1
		2 (eff. 7-1-15)	15-16.1
		3 (eff. 7-1-15)	15-31
		4 (eff. 7-1-15)	15-32.2
		5 (eff. 7-1-15)	15-33.2
		6 (eff. 7-1-15)	15-34.2, 15-34.7, 15-34.8
		7 (eff. 7-1-15)	15-60

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			10-31(8)
			10-33
			10-33.1
			10-34
			10-34.1
			10-35
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			10-48
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			10-53.1
			10-53.2
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