

## The Report

53rd Legislature - 2nd Regular Session, 2018

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## Wildlife

### Posted Calendars and Committee Hearings

- H2203: WILDLAND FUEL LOADS; WATERSHED PROTECTION  
*Hearing:* Senate Natural Resources, Energy and Water (Monday 03/19/18 at 2:00 PM, Senate Rm. 109)
- H2310: GAME & FISH; LICENSE; FEES  
*Hearing:* Senate Commerce and Public Safety (Monday 03/19/18 at 2:00 PM, Senate Rm. 1)
- H2512: WATER PROGRAM AMENDMENTS  
*Hearing:* Senate Natural Resources, Energy and Water (Monday 03/19/18 at 2:00 PM, Senate Rm. 109)
- S1512: ACTIVE MANAGEMENT AREAS; SIXTH MANAGEMENT PERIOD  
*Hearing:* House Energy, Environment and Natural Resources (Tuesday 03/20/18 at 2:00 PM, House Rm. 3)
- S1513: EFFLUENT; RECYCLED WATER; DEFINITION  
*Hearing:* House Energy, Environment and Natural Resources (Tuesday 03/20/18 at 2:00 PM, House Rm. 3)
- S1514: NATURAL RESOURCE CONSERVATION DISTRICTS; ADMINISTRATION  
*Hearing:* House Energy, Environment and Natural Resources (Tuesday 03/20/18 at 2:00 PM, House Rm. 3)
- S1515: ADEQUATE WATER SUPPLY; COUNTY REVIEW  
*Hearing:* House Energy, Environment and Natural Resources (Tuesday 03/20/18 at 2:00 PM, House Rm. 3)
- SCM1008: ENDANGERED SPECIES ACT; URGING CONGRESS  
*Hearing:* House Energy, Environment and Natural Resources (Tuesday 03/20/18 at 2:00 PM, House Rm. 3)

### Bill Summaries

#### H2203: WILDLAND FUEL LOADS; WATERSHED PROTECTION

A municipal mayor or a chairman of a county board of supervisors is authorized to determine that a "catastrophic wildland fuel load" (defined) exists on state or federal land located within the municipal or county boundaries. Factors the mayor or chairman may consider in evaluating whether a catastrophic wildland fuel load exists are listed. On determining that a catastrophic wildland fuel load exists, the mayor or chairman is required to take a list of actions, including notifying the federal or state agency that manages the land. Information that must be included in the notice is specified. The mayor or chairman is authorized to enter into a plan with the federal or state agency to abate the catastrophic wildland fuel load. If the federal or state agency does not respond within 30 days after notice or indicates that the agency will not abate the catastrophic wildland fuel load, the mayor or chairman is required to notify and consult with the municipal or county attorney and the Attorney General. If the mayor or chairman determines that a catastrophic wildland fuel load exists on federally managed land and adversely affects or constitutes an immediate threat to the public health, safety and welfare of the municipal or county residents, the mayor or chairman is required to pursue all remedies allowed by law. Additionally, the powers and duties of the State Forester are expanded to include providing for watershed protection and enhancement, in consultation with the Director of the Department of Water Resources. The State Forester is authorized to take specified actions for the purposes of watershed protection and enhancement, including removing certain woody biomass or entering into cooperative agreements with municipalities or counties to do so.

First sponsor: Rep. Finchem

H2203: WILDLAND FUEL LOADS; WATERSHED PROTECTION 2/20 referred to Senate nat res-energy.

## **H2210: PUBLIC LANDS; OWNERSHIP; CONTROL; LITIGATION**

By September 17, 2018, the Attorney General is required to analyze at least a specified list of legal theories that the state may pursue to attempt to gain ownership or control of the public lands within Arizona. By October 1, 2018, the Attorney General is required to submit a report of the analysis to the Legislature. On or after November 1, 2018, and after consulting with the Legislature, the Attorney General is authorized to commence an action to attempt to gain ownership or control of the public lands within Arizona. Self-repeals October 1, 2026.

First sponsor: Rep. Finchem

H2210: PUBLIC LANDS; OWNERSHIP; CONTROL; LITIGATION 1/25 from House land-agri-rural do pass.

## **H2291: GROUNDWATER BASIN; DEPARTMENT SURVEY**

The Department of Water Resources is required to conduct a survey of one or more areas in the groundwater basins of the upper Colorado River water planning area to determine the status and resiliency of groundwater in these areas. The Dept is required to compile and report to the Legislature and the county board of supervisors for each county in the relevant groundwater basins on specified data generated by the survey. Self-repeals January 1, 2019.

First sponsor: Rep. Cobb

H2291: GROUNDWATER BASIN; DEPARTMENT SURVEY 1/17 referred to House land-agri-rural.

## **H2310: GAME & FISH; LICENSE; FEES**

The requirement for the Arizona Game and Fish Commission to prescribe by rule license classifications for the taking or handling of wildlife, fees for licenses, permits, tags and stamps, and application fees is made permanent, instead of expiring on July 1, 2019. The Commission is authorized to reduce the fees of licenses and issue complimentary licenses. A license dealer is permitted to collect and retain a reasonable fee as determined by the license dealer, instead of a fee of five percent of the selling price of each license or permit. Repeals statutes limiting the total amount of boating and water sports fees and the total amount of license, permit, tag and stamp fees collected by the Arizona Game and Fish Department in any fiscal year to specified amounts based on FY2012-13 appropriations. AS PASSED HOUSE.

First sponsor: Rep. Bowers

H2310: GAME & FISH; LICENSE; FEES 3/8 further referred to Senate com-pub safety.

## **H2342: OFF-HIGHWAY VEHICLES; DEFINITION; USER INDICIA**

For the purpose of off-highway vehicle regulations, the definition of "off-highway vehicle" is modified to mean a motorized vehicle that is designed, modified or purpose-built primarily for recreational non-highway all-terrain travel, and to include a tracked or wheeled vehicle, utility vehicle, all-terrain vehicle, and sand rail. The off-highway vehicle user indicia issued by the Department of Transportation may be a resident or nonresident indicia. A person who is not an Arizona resident and who displays an off-highway vehicle user indicia or registration from their state of residency is no longer exempt from the requirement to have an off-highway vehicle user indicia issued by the Dept in order to operate an all-terrain vehicle or off-highway vehicle in Arizona. The Game and Fish Commission is authorized to provide for the purchase of nonresident off-highway vehicle user indicia. In consultation with the Dept, the Game and Fish Department is authorized to adopt rules necessary to implement off-highway vehicle user indicia requirements. AS

PASSED HOUSE.

First sponsor: Rep. John

H2342: OFF-HIGHWAY VEHICLES; DEFINITION; USER INDICIA 3/13 stricken from Senate consent calendar by Griffin. From Senate rules okay.

### **H2381: COMPENSATION; BOARDS; COMMISSIONS; AMOUNT; RULES**

Members of boards, commissions, councils or advisory committees who are authorized by law to receive compensation may receive compensation at the rate established in rule by the board, commission, council or advisory committee, and the maximum rate of \$30 per day is deleted.

First sponsor: Rep. Clodfelter

H2381: COMPENSATION; BOARDS; COMMISSIONS; AMOUNT; RULES 1/18 referred to House gov.

### **H2404: TAXIDERMISTRY; REGISTRY (~~LICENSE TO PRACTICE TAXIDERMISTRY; REPEAL~~)**

A person engaging in the business of a taxidermist for hire is required to register with the Department of Game and Fish, instead of be licensed by the Game and Fish Commission. The Dept is required to adopt rules to allow a person to register. Violations are subject to a civil penalty of \$150. Effective January 1, 2019. AS PASSED HOUSE.

First sponsor: Rep. Mosley

H2404: TAXIDERMISTRY; REGISTRY 3/13 from Senate rules okay.

### **H2498: HISTORIC PRESERVATION; RANGELAND IMPROVEMENTS; REQS**

The State Historic Preservation Officer, in conjunction with the appropriate state agency, is required to develop a streamlined survey report process for rangeland improvement projects that allows an individual who has completed a national culture resources training program to perform the survey report, allows the designation of buffer zones in which projects may be moved to avoid disturbing artifacts, allows the use of supervised volunteers who have completed a national cultural resources training program, and allows the establishment of reasonable and prudent buffer zones of at least 75 feet around known site boundaries. AS PASSED HOUSE.

First sponsor: Rep. Cook

H2498: HISTORIC PRESERVATION; RANGELAND IMPROVEMENTS; REQS 3/15 from Senate gov do pass.

### **H2512: WATER PROGRAM AMENDMENTS**

Various changes to statutes relating to water. For a county that is not in an Active Management Area(AMA), the county board of supervisors is required to review the provision for adequate water supply for a subdivision and after review may by unanimous vote at a public meeting not to readopt the provision. The review is required to occur not more than 5 years after the effective date of this legislation and every 5 to 10 years thereafter. The board is required to give written notice of any vote not to readopt the provision to the Director of the Department of Water Resources, the Director of the Department of Environmental Quality and the State Real Estate Commissioner. The vote not to readopt the provision is effective and the provision has no further force if a list of specified conditions apply at the time of the vote. The Director of the Department of Water Resources (DWR) is required to prepare a desalination action plan that includes a list of specified provisions. If the Director determines there is significant brackish water underground in a county adjacent to the Colorado River, the Director is required to include in the desalination action plan an analysis and evaluation of the source of the underground water, whether the water is being used and, if the water is being used, the purposes for which it is being used. The Director is required to submit the initial plan to the Governor

and the Legislature by September 30, 2019, and is required to submit subsequent reports on the plan and its results by December 31 every two years thereafter. Requires legislative approval, in addition to DWR approval, for a person to transport water out of Arizona. Until December 31, 2021, in the Pinal AMA the Director of DWR is required to calculate the initial volume of extinguishment credits for the extinguishment of a grandfathered right according to a newly established formula. Requires DWR to adopt rules to calculate extinguishment credits in the Pinal AMA by January 1, 2019. The Director of DWR is required to recalculate the amount of groundwater available for use in the Pinal AMA for purposes of determining assured water supply. Declares that the use of groundwater to water plants in containers on or above the surface of the ground is a non-irrigation use in an AMA and establishes requirements for the use of groundwater for this purpose. The Director of DWR is required to adopt a management plan for each initial AMA no later than January 1, 2023 for the sixth management period, 2025 to 2035. DWR is required to include in the management plans a non-per capita conservation program for municipal providers that requires a municipal provider regulated under the program to implement one or more water conservation measures in its service area. Establishes other requirements for municipal providers regulated under the non-per capita conservation program. DWR is also required to include in the management plans the historic cropping program to assure that conservation equivalent to that required by the agricultural conservation program will be achieved. Establishes a list of provisions that must be included in the historic cropping program. Retroactive to July 1, 2018, responsibility for oversight of natural resource conservation districts is transferred to the Department of Forestry and Fire Management, from the State Land Department, and the State Forester, instead of the State Land Commissioner, is the state natural resource conservation commissioner. Session law provides for the transfer and succession of all matters, property and records. AS PASSED HOUSE.

First sponsor: Rep. Bowers

H2512: WATER PROGRAM AMENDMENTS 2/28 referred to Senate nat res-energy.

### **HCR2019: ARIZONA STATE PARKS; AWARD**

The members of the Legislature recognize Arizona State Parks and Trails (ASPT) on receiving the National Recreation and Park Association Gold Medal Award and extend their appreciation to Executive Director Sue Black and the ASPT staff for their tremendous efforts in achieving this honor. AS SENT TO SECRETARY OF STATE.

First sponsor: Rep. Shope

HCR2019: ARIZONA STATE PARKS; AWARD 2/13 unanimously adopted by the House and Senate; to secretary of state.

### **S1137: VLT REDUCTION; RECREATIONAL VEHICLES**

For the purpose of calculating vehicle license tax (VLT), the first year value of a recreational vehicle is 50 percent of the manufacturer's base retail price of the vehicle, decreased from 60 percent. [Capitol Reports Note: The value of the vehicle used to calculate VLT in subsequent years is based on the value in the first year.]

First sponsor: Sen. Barto

S1137: VLT REDUCTION; RECREATIONAL VEHICLES 1/11 referred to Senate trans-tech.

### **S1142: PRIVATE LAND ACQUISITION; COMMITTEE; CONTINUATION**

The Study Committee on Private Land Acquisition self-repeals on October 1, 2020, instead of October 1, 2018, and the deadline for the Committee to report its findings and recommendations to the Governor and the Legislature is moved to December 31, 2019, instead of December 31, 2017.

First sponsor: Sen. Griffin

S1142: PRIVATE LAND ACQUISITION; COMMITTEE; CONTINUATION 3/12 from House rules okay.

## **S1144: CONSERVATION EASEMENTS; NOTICE; VALUATION**

The holder of a conservation easement is required to provide for the recording of the easement and its acceptance, and to prepare and provide the information required for the registry of real property burdened by conservation easements to the county assessor for each county in which any portion of the real property is located. The information that must be included in the registry for each parcel is expanded to include the name of the holder of the conservation easement, the name of any governmental body or charitable corporation with a third-party right of enforcement, and the value of the real property as determined by an independent appraisal prior to the creation and recording of the conservation easement. AS PASSED SENATE.

First sponsor: Sen. Griffin

S1144: CONSERVATION EASEMENTS; NOTICE; VALUATION 3/5 from House rules okay.

## **S1208: ATVS; OFF-HIGHWAY VEHICLES**

The specifications for a recreational off-highway vehicle to qualify as an all-terrain vehicle are modified to allow the vehicle to be up to 80 inches in width, increased from 65 inches, and to require the vehicle to have a steering wheel for steering control, a rollover protection structure, and an occupant retention system.

First sponsor: Sen. Pratt

S1208: ATVS; OFF-HIGHWAY VEHICLES 3/6 stricken from House consent calendar by Fernandez.

## **S1253: GAME & FISH; LICENSES; FEES**

The requirement for the Arizona Game and Fish Commission to prescribe by rule license classifications for the taking or handling of wildlife, fees for licenses, permits, tags and stamps, and application fees is made permanent, instead of expiring on July 1, 2019. The Commission is authorized to reduce the fees of licenses and issue complimentary licenses. A license dealer is permitted to collect and retain a reasonable fee as determined by the license dealer, instead of a fee of five percent of the selling price of each license or permit. Repeals statutes limiting the total amount of boating and water sports fees and the total amount of license, permit, tag and stamp fees collected by the Arizona Game and Fish Department in any fiscal year to specified amounts based on FY2012-13 appropriations. AS PASSED SENATE.

First sponsor: Sen. Griffin

S1253: GAME & FISH; LICENSES; FEES 3/14 from House energy-env do pass.

## **S1339: APPROPRIATION; WQARF**

Appropriates \$15 million from the general fund in FY2018-19 to the Water Quality Assurance Revolving Fund.

First sponsor: Sen. Peshlakai

S1339: APPROPRIATION; WQARF 1/24 referred to Senate nat res-energy, appro.

## **S1340: ENVIRONMENT; STATE STANDARDS; FEDERAL LAW**

Various Department of Environmental Quality rules and standards are required to be at least as stringent as applicable federal law, instead of being prohibited from being more stringent than federal law.

First sponsor: Sen. Dalessandro

S1340: ENVIRONMENT; STATE STANDARDS; FEDERAL LAW 1/24 referred to Senate nat res-energy.

### **S1368: G&F; APPOINTMENT RECOMMENDATION BOARD; REPEAL**

The Arizona Game and Fish Commission Appointment Recommendation Board is repealed.

First sponsor: Sen. Mendez

S1368: G&F; APPOINTMENT RECOMMENDATION BOARD; REPEAL 1/24 referred to Senate nat res-energy.

### **S1421: ENVIRONMENTAL QUALITY; AMENDMENTS**

Various changes related to the Department of Environmental Quality (DEQ). DEQ is no longer required to assist the Department of Health Services in recruiting and training state, local and district health department personnel. DEQ is permitted, instead of required, to implement the Brownfields Cleanup Revolving Loan Fund Program. DEQ is no longer required to publish a list of the facilities that are required to obtain an aquifer protection permit.

First sponsor: Sen. Griffin

S1421: ENVIRONMENTAL QUALITY; AMENDMENTS 3/13 stricken from House consent calendar by Engel.

### **S1438: ENVIRONMENTAL QUALITY; TASK FORCE**

In consultation with the Department of Environmental Quality (DEQ), the Department of Administration is required to ensure that all state agencies, boards, commissions and other public bodies that are involved in decisions that may affect environmental quality adopt and implement "environmental justice" (defined) policies that provide meaningful opportunities for involvement of all people, regardless of race, color, ethnicity, religion, income or education level. DEQ is required to identify existing and proposed industrial and commercial facilities and areas in communities of color and in low-income communities for which compliance, enforcement, remediation, siting and permitting strategies will be targeted to address the disproportionate impacts from these facilities on those communities. The Director of DEQ and the Director of the Department of Health Services are required to convene a Multiagency Environmental Justice Task Force to make recommendations to state agency heads regarding actions to be taken to address environmental justice issues that are consistent with each state agency's existing statutory and regulatory authority. The Task Force terminates July 1, 2026. Contains legislative findings.

First sponsor: Sen. Peshlakai

S1438: ENVIRONMENTAL QUALITY; TASK FORCE 1/30 referred to Senate nat res-energy.

### **S1464: PARKS; HISTORIC PRESERVATION; LOTTERY FUND**

Of the monies remaining in the State Lottery Fund each fiscal year after statutory appropriations and deposits, \$10 million is required to be deposited in the newly established Parks and Historic Preservation Fund, to be administered by the Arizona State Parks Board. The monies in the Fund are required to be used on specified categories of expenses and projects according to a specified formula. The Auditor General is required to conduct a performance audit of the Fund at the same time an agency performance audit of the Board is conducted.

First sponsor: Sen. Brophy McGee

S1464: PARKS; HISTORIC PRESERVATION; LOTTERY FUND 1/30 referred to Senate nat res-energy, appro.

### **S1475: ECOLOGICAL WATER; PROGRAM; FUND**

Establishes the Ecological Water Stewardship Program in the Department of Water Resources (DWR). The Director of DWR is required to establish a set of standard measures to define "ecological water" (defined) needs in Arizona, which must include criteria for examining the relationship between ecological water and groundwater and surface water in Arizona. On reaching a determination of the ecological water needs for each watershed or subwatershed, the Director is required to publish a preliminary report that includes specified information, post the report online, hold an open meeting and take public comment on the report, and submit the final report to the Governor and the Legislature. If the Director determines in any watershed or subwatershed that there is insufficient water to maintain, improve and restore ecological water, the Director is required to take all steps necessary to appropriate unappropriated water sufficient to maintain the ecological water requirements, and to purchase, lease or accept by gift or assignment existing water rights and transfer all acquired rights for beneficial use supporting ecological water. The Program terminates July 1, 2028.

First sponsor: Sen. Dalessandro

S1475: ECOLOGICAL WATER; PROGRAM; FUND 1/30 referred to Senate nat res-energy.

### **S1487: ENVIRONMENTAL QUALITY; WATER; APPROPRIATION**

Appropriates \$240,000 from the general fund in FY2018-19 to the Department of Environmental Quality for distribution to the Navajo Tribal Utilities Authority for the cost of connecting, filtering and delivering water to the former Arizona Windsong Water Company System and customers.

First sponsor: Sen. Peshlakai

S1487: ENVIRONMENTAL QUALITY; WATER; APPROPRIATION 1/31 referred to Senate nat res-energy, appro.

### **S1493: ENVIRONMENTAL QUALITY; DREDGE, FILL PERMITS**

Adds a new article to Title 49 (The Environment) authorizing the Department of Environmental Quality (DEQ) to establish by rule a Dredge and Fill Permit Program that is consistent with and no more stringent than the federal Clean Water Act. Establishes a list of requirements for rules adopted by DEQ for the Program. Program rules and permit requirements under the Program are subject to the same enforcement statutes as other water quality control programs and permits. During the process of establishing and assuming state jurisdiction over the Program DEQ is required to negotiate with the U.S. Army Corps of Engineers (USACE) to ensure that the USACE will continue to process as many pending applications for permits and requests for jurisdictional determinations as possible before the date on which this state officially assumes jurisdiction over the Program. This legislation is repealed on August 1, 2023 unless the U.S. Environmental Protection Agency approves the Program under the terms of the federal Clean Water Act. AS PASSED SENATE.

First sponsor: Sen. Griffin

S1493: ENVIRONMENTAL QUALITY; DREDGE, FILL PERMITS 3/12 from House rules okay.

### **S1507: WATER PROGRAM AMENDMENTS**

Various changes to statutes relating to water. The Department of Water Resources (DWR) is required to prepare a desalination action plan that includes specified provisions and submit the initial plan to the Governor and the Legislature by September 30, 2019. Requires legislative approval, in addition to DWR approval, for a person to transport water out of Arizona. Requires DWR to adopt rules to calculate extinguishment credits in the Pinal Active Management Area (AMA) by January 1, 2019. Declares that the use of groundwater to water plants in containers on or above the surface of the ground is a non-irrigation use and establishes requirements for the use of groundwater for this purpose. The Director of DWR is required to adopt a management plan for each initial AMA no later than January 1, 2023 for the sixth management period, 2025 to 2035. DWR is required to include in the management plans a non-per capita conservation program

for municipal providers that requires a municipal provider regulated under the program to implement one or more water conservation measures in its service area. Responsibility for oversight of natural resource conservation districts is transferred to the Department of Forestry and Fire Management, from the State Land Department, and session law provides for the transfer and succession of all matters, property and records. Much more. Several sections of statute amended by this legislation are effective from and after an unspecified date (blank in original).

First sponsor: Sen. Griffin

S1507: WATER PROGRAM AMENDMENTS 3/5 FAILED to pass Senate 15-15.

### **S1508: WATER; DESALINATION ACTION PLAN**

The Department of Water Resources (DWR) is required to prepare a desalination action plan that includes specified provisions and submit the initial plan to the Governor and the Legislature by September 30, 2019. AS PASSED SENATE.

First sponsor: Sen. Griffin

S1508: WATER; DESALINATION ACTION PLAN 3/14 from House energy-env do pass.

### **S1509: WATER; INTERSTATE SALES**

Requires legislative approval, in addition to Department of Water Resources approval, for a person to transport water out of Arizona. After the Dept approves an application, the Legislature is required to consider the proposed action and may approve it by legislative enactment, approved by the Governor.

First sponsor: Sen. Griffin

S1509: WATER; INTERSTATE SALES 3/6 Senate voted to reconsider 3/5 failure to pass bill. Date of second vote to be set by president.

### **S1510: IRRIGATION GRANDFATHERED RIGHT; CONTAINERIZED PLANTS**

Declares that the use of groundwater to water plants in containers on or above the surface of the ground is a non-irrigation use in an Active Management Area (AMA). In an initial AMA, a person who holds a certificate of irrigation grandfathered right is permitted to withdraw groundwater and use it to water plants in containers on or above the surface of the "certificated acres" (defined) if the plants are grown for sale or human consumption or for use as feed for livestock, range livestock or poultry. Establishes requirements for the use of groundwater under these conditions. AS PASSED SENATE.

First sponsor: Sen. Griffin

S1510: IRRIGATION GRANDFATHERED RIGHT; CONTAINERIZED PLANTS 3/14 from House energy-env do pass.

### **S1511: PINAL AMA; GROUNDWATER; EXTINGUISHMENT CREDITS**

Requires the Department of Water Resources to calculate extinguishment credits in the Pinal Active Management Area (AMA) until December 31, 2021 according to a specified formula. Requires the Dept to adopt rules to calculate extinguishment credits in the Pinal Active Management Area (AMA) consistent with this legislation by January 1, 2019. Requires the Dept to recalculate the amount of groundwater available for use in the Pinal AMA for purposes of determining an assured water supply. AS PASSED SENATE.

First sponsor: Sen. Griffin

S1511: PINAL AMA; GROUNDWATER; EXTINGUISHMENT CREDITS 3/14 from House energy-env do pass.

### **S1512: ACTIVE MANAGEMENT AREAS; SIXTH MANAGEMENT PERIOD**



The Director of the Department of Water Resources is required to adopt a management plan for each initial Active Management Area (AMA) no later than January 1, 2023 for the sixth management period, 2025 to 2035. DWR is required to include in the management plans a non-per capita conservation program for municipal providers that requires a municipal provider regulated under the program to implement one or more water conservation measures in its service area. DWR is also required to include in the management plan the historic cropping program as an alternative agricultural conservation program. The Director of DWR is required to evaluate the conservation requirements and irrigation water duties required to be established in the management plans for the fifth and sixth management periods to determine whether any changes are appropriate to achieve reasonable conservation in the AMAs. AS PASSED SENATE.

First sponsor: Sen. Griffin

S1512: ACTIVE MANAGEMENT AREAS; SIXTH MANAGEMENT PERIOD 3/15 referred to House energy-env.

### **S1513: EFFLUENT; RECYCLED WATER; DEFINITION**

For the purpose of Department of Water Resources informational materials only, the term "recycled water" may be used instead of the term "effluent."

First sponsor: Sen. Griffin

S1513: EFFLUENT; RECYCLED WATER; DEFINITION 2/22 passed Senate 17-13; ready for House.

### **S1514: NATURAL RESOURCE CONSERVATION DISTRICTS; ADMINISTRATION**

Responsibility for oversight of natural resource conservation districts is transferred to the Department of Forestry and Fire Management, from the State Land Department, and the State Forester, instead of the State Land Commissioner, is the state natural resource conservation commissioner. Session law provides for the transfer and succession of all matters, property and records. Effective January 1, 2020. AS PASSED SENATE.

First sponsor: Sen. Griffin

S1514: NATURAL RESOURCE CONSERVATION DISTRICTS; ADMINISTRATION 2/27 referred to House energy-env.

### **S1515: ADEQUATE WATER SUPPLY; COUNTY REVIEW**

For a county that is not in an Active Management Area, the county board of supervisors is required to review the provision for adequate water supply for a subdivision and after review may by unanimous vote at a public meeting not to readopt the provision. The review is required to occur not more than 5 years after the effective date of this legislation and every 5 to 10 years thereafter. The board is required to give written notice of any vote not to readopt the provision to the Director of the Department of Water Resources, the Director of the Department of Environmental Quality and the State Real Estate Commissioner. The vote not to readopt the provision is effective and the provision has no further force if a list of specified conditions apply at the time of the vote. AS PASSED SENATE.

First sponsor: Sen. Griffin

S1515: ADEQUATE WATER SUPPLY; COUNTY REVIEW 2/27 referred to House energy-env.

### **S1516: CENTRAL ARIZONA PROJECT; SOVEREIGN IMMUNITY**

A multi-county water conservation district is prohibited from asserting the defense of immunity under the 11th amendment of the U.S. Constitution in litigation brought by a water user to enforce the terms of a Central Arizona Project water delivery contract or subcontract.

First sponsor: Sen. Griffin

S1516: CENTRAL ARIZONA PROJECT; SOVEREIGN IMMUNITY 2/19 from Senate nat res-energy with amend #4335.

### **SCM1008: ENDANGERED SPECIES ACT; URGING CONGRESS**

The Legislature urges the U.S. Congress to enact H.R. 2603, the Saving America's Endangered Species Act, or similar legislation to amend the Endangered Species Act of 1973. The Secretary of State is directed to transmit copies of this memorial to the President of the U.S. Senate, the Speaker of the U.S. House and each member of Congress from Arizona.

First sponsor: Sen. Griffin

SCM1008: ENDANGERED SPECIES ACT; URGING CONGRESS 2/27 referred to House energy-env.

### **SCM1009: FOREST MANAGEMENT; BENEFICIAL POLICIES**

The Legislature urges the U.S. Forest Service, the U.S. Bureau of Land Management and the Arizona Department of Forestry and Fire Management to take immediate steps to implement management policies that are beneficial to promoting healthy forests in this state. The Secretary of State is directed to transmit copies of this memorial to the Chief of the U.S. Forest Service, the Director of the U.S. Bureau of Land Management and the State Forester.

First sponsor: Sen. Griffin

SCM1009: FOREST MANAGEMENT; BENEFICIAL POLICIES 3/12 from House rules okay.