

REFERENCE TITLE: city water provider; service; requirements

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

SB 1093

Introduced by
Senator Kavanagh

AN ACT

AMENDING TITLE 9, CHAPTER 4, ARTICLE 8, ARIZONA REVISED STATUTES, BY
ADDING SECTION 9-500.40; RELATING TO MUNICIPAL WATER SERVICE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 9, chapter 4, article 8, Arizona Revised Statutes,
3 is amended by adding section 9-500.40, to read:

4 9-500.40. Water service outside city or town; requirements

5 A CITY OR TOWN THAT PROVIDES WATER SERVICE SHALL PROVIDE WATER
6 SERVICE THROUGH A STANDPIPE FOR WATER HAULING TO PERSONS RESIDING OUTSIDE
7 THE CITY'S OR TOWN'S WATER SERVICE AREA WHO DO NOT HAVE ACCESS TO
8 SUFFICIENT WATER IF ALL OF THE FOLLOWING APPLY:

9 1. THE NUMBER OF HOUSEHOLDS TO BE SERVICED IS NOT MORE THAN SEVEN
10 HUNDRED FIFTY.

11 2. THE CITY OR TOWN PREVIOUSLY PROVIDED WATER SERVICE TO THE
12 PERSONS WHO DO NOT HAVE ACCESS TO SUFFICIENT WATER.

13 3. THERE IS NO OTHER SOURCE OF WATER FOR THOSE PERSONS WITHIN TEN
14 MILES OF THEIR HOUSEHOLDS.

15 4. THE CITY OR TOWN IS REIMBURSED FOR THE COSTS OF PROVIDING AND
16 DELIVERING THE WATER.

17 5. PROVIDING THE WATER AT THE STANDPIPE DOES NOT REDUCE THE AMOUNT
18 OF WATER AVAILABLE TO HOUSEHOLDS WITHIN THE CITY'S OR TOWN'S WATER SERVICE
19 AREA OR TO HOUSEHOLDS OUTSIDE OF THE CITY'S OR TOWN'S WATER SERVICE AREA
20 WITH WHOM THE CITY OR TOWN HAS CONTRACTED TO PROVIDE WATER.

21 Sec. 2. Conditional repeal; notice

22 A. Section 9-500.40, Arizona Revised Statutes, as added by this
23 act, is repealed on the following date if one of the following occurs:

24 1. From and after March 30, 2023, if the corporation commission has
25 not licensed a water provider to service the area prescribed in section
26 9-500.40, Arizona Revised Statutes, as added by this act, that lacks
27 sufficient water.

28 2. On the date in which the persons prescribed in section 9-500.40,
29 Arizona Revised Statutes, as added by this act, acquire access to
30 sufficient water supplies.

31 3. From and after December 31, 2025, if neither condition in
32 paragraph 1 or 2 of this subsection is not met by January 1, 2026.

33 B. The corporation commission shall notify in writing the director
34 of the Arizona legislative council on or before February 1, 2026 of the
35 date on which the condition was met.