

REFERENCE TITLE: dude ranches; historical markers

State of Arizona  
House of Representatives  
Fifty-sixth Legislature  
First Regular Session  
2023

# HB 2145

Introduced by  
Representative Dunn

## AN ACT

AMENDING SECTIONS 41-826 AND 41-867, ARIZONA REVISED STATUTES;  
APPROPRIATING MONIES; RELATING TO THE ARIZONA HISTORICAL SOCIETY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2 Section. 1. Section 41-826, Arizona Revised Statutes, is amended to  
3 read:  
4 41-826. Permanent Arizona historical society revolving fund  
5 A. ~~A.~~ THE permanent Arizona historical society revolving fund is  
6 established consisting of ~~monies received pursuant to subsection B of this~~  
7 ~~section.~~ ALL THE FOLLOWING:  
8 ~~B.~~ 1. All monies received by the society from ~~the operation of~~  
9 OPERATING gift shops, book shops, ~~AND~~ food service facilities, ~~and FROM~~  
10 charges for the use of or admission into any of the society's facilities  
11 ~~shall be~~ AND deposited, pursuant to sections 35-146 and 35-147, ~~into this~~  
12 IN THE fund.  
13 2. GIFTS, GRANTS, DONATIONS AND CONTRIBUTIONS TO THE FUND.  
14 ~~C.~~ B. Fund monies shall be spent by the society for ALL OF THE  
15 FOLLOWING:  
16 1. Enhancing the programs of the society, ~~or operating or~~  
17 improving its facilities.  
18 2. ISSUING HISTORICAL MARKERS FOR A DUDE RANCH THAT IS DESIGNATED  
19 FOR INCLUSION IN THE ARIZONA DUDE RANCH HERITAGE TRAIL PROGRAM ESTABLISHED  
20 BY SECTION 41-867.  
21 ~~D.~~ C. The Arizona historical society shall prepare an annual  
22 report ~~which~~ THAT accounts for all permanent Arizona historical society  
23 monies received, from where received and for what purposes ~~such~~ THE monies  
24 were used during the fiscal year. The report shall include plans for the  
25 ensuing fiscal year. The report shall be presented to the legislature  
26 during January of each year.  
27 ~~E.~~ D. On notice from the director, the state treasurer shall  
28 invest and divest monies in the fund as provided by section 35-313, and  
29 monies earned from investment shall be credited to the fund.  
30 ~~F.~~ E. All monies in the fund are exempt from the provisions of  
31 section 35-190 relating to lapsing of appropriations.  
32 Sec. 2. Section 41-867, Arizona Revised Statutes, is amended to  
33 read:  
34 41-867. Arizona dude ranch heritage trail program; Arizona  
35 heritage ranch designation; plaque; Arizona  
36 heritage trail; historical marker  
37 A. The Arizona dude ranch heritage trail program is established in  
38 the Arizona state parks board to serve as a guide to working dude ranches  
39 in this state.  
40 B. The Arizona state parks board shall designate a dude ranch for  
41 inclusion in the Arizona dude ranch heritage trail program if all of the  
42 following apply:  
43 1. The owner of the dude ranch applies to the Arizona state parks  
44 board in a manner determined by the Arizona state parks board.

- 1           2. The dude ranch has been in business for at least twenty-five  
2 years.
- 3           3. The dude ranch consists of at least one thousand contiguous  
4 acres that are any of the following:
- 5           (a) Private property adjacent to the headquarters.  
6           (b) Leased property adjacent to the headquarters. For the purposes  
7 of this subdivision, the lease agreement may be for private or public real  
8 property and must be in writing and include riding rights.  
9           (c) Public land that is subject to a riding permit.
- 10          4. The dude ranch provides recreational activities that include  
11 horseback riding, hiking, biking or a working cattle ranch experience for  
12 guests.
- 13          5. The dude ranch has an organized and supervised horse program on  
14 the property with a horse herd that consists of a number of horses that is  
15 equal to or greater than the total number of guest accommodations.
- 16          6. The dude ranch uses at least one permanent structure that has  
17 running water, sewage disposal and a kitchen.
- 18          7. The dude ranch provides guests with three meals each day as part  
19 of the dude ranch's primary package, commonly referred to as the "American  
20 plan".
- 21          8. The dude ranch includes the word "ranch" or "rancho" in the  
22 ranch's name.
- 23          C. The Arizona state parks board shall make a determination on the  
24 designation within thirty days after receiving an application pursuant to  
25 this section.
- 26          D. The Arizona state parks board in cooperation with the largest  
27 dude ranch or guest ranch association in this state shall develop indicia  
28 and signage that ranches may use to identify and promote the Arizona  
29 heritage ranch designation. The applicant shall pay for the cost of  
30 designing and creating the plaque.
- 31          E. The Arizona state parks board shall allow additions or  
32 modifications to a dude ranch with designation as an Arizona heritage  
33 ranch if the original character of the dude ranch is preserved.
- 34          F. The Arizona dude ranch heritage trail shall consist of dude  
35 ranches that are designated as an Arizona heritage ranch pursuant to this  
36 section.
- 37          G. AT THE REQUEST OF A DUDE RANCH THAT IS DESIGNATED FOR INCLUSION  
38 ON THE ARIZONA DUDE RANCH HERITAGE TRAIL PROGRAM PURSUANT TO SUBSECTION B  
39 OF THIS SECTION, THE ARIZONA HISTORICAL SOCIETY, IN COOPERATION WITH THE  
40 ARIZONA STATE PARKS BOARD AND THE LARGEST DUDE RANCH OR GUEST RANCH  
41 ASSOCIATION IN THIS STATE, SHALL ISSUE A HISTORICAL MARKER FOR THE DUDE  
42 RANCH WITHIN TWO YEARS AFTER THE REQUEST.

1           Sec. 3. Appropriation; Arizona historical society; historical  
2                                   markers; exemption

3           A. The sum of \$75,000 is appropriated from the state general fund  
4 in fiscal year 2023-2024 to the Arizona historical society to issue  
5 historical markers for a dude ranch that is designated for inclusion in  
6 the Arizona dude ranch heritage trail program pursuant to section 41-867,  
7 subsection B, Arizona Revised Statutes, as amended by this act.

8           B. The appropriation made in subsection A of this section is exempt  
9 from the provisions of section 35-190, Arizona Revised Statutes, relating  
10 to lapsing of appropriations.