

PROPOSED

SENATE AMENDMENTS TO H.B. 2535

(Reference to House engrossed bill)

- 1 Page 1, line 4, strike "regulation;"
- 2 Line 5, strike "; prohibition"
- 3 Line 6, after "A." strike remainder of line
- 4 Line 7, strike "OF THE WELL OWNER" insert "SUBJECT TO TITLE 45, CHAPTER 2, THE
- 5 OWNER OF AN OPERATIONAL EXEMPT WELL AS DEFINED IN SECTION 45-402 THAT IS
- 6 LOCATED"; strike "IS NOT"
- 7 Strike line 8
- 8 Line 9, strike "IS LOCATED" insert "THAT"; strike "HAS BEEN DRILLED."
- 9 Strike line 10, insert "WAS CONSTRUCTED"
- 10 Line 11, strike "A MUNICIPAL" insert "THE"; strike ". A" insert "OF THE";
- 11 after "TOWN" insert a period
- 12 Strike lines 12 through 32, insert:
- 13 "Sec. 2. Title 45, chapter 2, article 4, Arizona Revised Statutes,
- 14 is amended by adding section 45-454.02, to read:
- 15 45-454.02. Exempt well use; private property; municipal
- 16 annexation
- 17 THE OWNER OF AN OPERATIONAL EXEMPT WELL THAT IS REGISTERED PURSUANT
- 18 TO SECTION 45-593 AND THAT IS LOCATED ON PRIVATE PROPERTY THAT IS ANNEXED
- 19 BY A CITY OR TOWN AFTER THE EXEMPT WELL WAS CONSTRUCTED MAY CONTINUE TO USE
- 20 GROUNDWATER WITHDRAWN FROM THE EXEMPT WELL AS OF THE DATE OF THE ANNEXATION
- 21 PURSUANT TO SECTION 45-454 AND SUBJECT TO ALL OF THE FOLLOWING:
- 22 1. IF THE EXEMPT WELL IS IN AN ACTIVE MANAGEMENT AREA, THE DIRECTOR
- 23 MAY NOT CONSIDER IMPACTS TO THE EXEMPT WELL UNDER RULES ADOPTED PURSUANT TO
- 24 SECTION 45-598.

1 2. THE OWNER OF THE EXEMPT WELL MAY NOT SELL THE EXEMPT WELL
2 SEPARATELY FROM THE PRIVATE PROPERTY ON WHICH THE EXEMPT WELL IS LOCATED.

3 3. IF THE OWNER OF THE EXEMPT WELL SUBSEQUENTLY SEEKS AND OBTAINS
4 WATER SERVICE FROM THE CITY OR TOWN, THE OWNER SHALL ABANDON THE EXEMPT
5 WELL IN ACCORDANCE WITH RULES ADOPTED BY THE DIRECTOR PURSUANT TO SECTION
6 45-594."

7 Amend title to conform

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