

REFERENCE TITLE: **environment; 2024-2025.**

State of Arizona
Senate
Fifty-sixth Legislature
Second Regular Session
2024

SB 1740

Introduced by
Senator Kavanagh (with permission of Committee on Rules)

AN ACT

**AMENDING SECTIONS 26-305, 41-511.24 AND 49-1333, ARIZONA REVISED STATUTES;
AMENDING LAWS 2023, CHAPTER 138, SECTION 3; APPROPRIATING MONIES; RELATING
TO THE ENVIRONMENT.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 26-305, Arizona Revised Statutes, is amended to
3 read:

4 26-305. Division of emergency management; duties; director;
5 term; qualifications; compensation; emergency
6 management training revolving fund

7 A. There is established in the department of emergency and military
8 affairs the division of emergency management, which is administered by the
9 department under the authority of the adjutant general, subject to powers
10 vested in the governor as provided by law.

11 B. The division shall prepare for and coordinate those emergency
12 management activities that may be required to reduce the impact of
13 disaster on persons or property.

14 C. Through the powers vested in the governor, the division shall
15 coordinate the cooperative effort of all governmental agencies including
16 the federal government, this state and its political subdivisions to
17 alleviate suffering and loss resulting from disaster.

18 D. The adjutant general shall appoint the director who serves at
19 the pleasure of the adjutant general. The adjutant general shall select
20 the director on the basis of demonstrated ability in governmental
21 functions or business administration and general knowledge of contingency
22 planning and disaster preparedness.

23 E. The director is eligible to receive compensation pursuant to
24 section 38-611.

25 F. The emergency management training **REVOLVING** fund is established
26 consisting of monies received from fees collected by the division for
27 coordinating symposiums, training conferences and seminars relating to its
28 powers and duties. **MONIES IN THE FUND ARE CONTINUOUSLY APPROPRIATED.** The
29 director of the division shall deposit all fees collected for ~~these~~
30 ~~activities~~ **COORDINATING SYMPOSIUMS, TRAINING CONFERENCES AND SEMINARS** in
31 the fund, which shall be used only for expenses of the activities. ~~All~~
32 ~~monies collected from each event that are in excess of the expenses of the~~
33 ~~event shall revert to the state general fund by the end of the fiscal~~
34 ~~year.~~

35 Sec. 2. Section 41-511.24, Arizona Revised Statutes, is amended to
36 read:

37 41-511.24. Arizona state parks store fund

38 A. The Arizona state parks store fund is established consisting of
39 monies deposited pursuant to a fee schedule for goods and services
40 determined by the Arizona state parks board. The board shall administer
41 the fund. Monies in the fund are subject to legislative appropriation and
42 shall be used by the board to operate and maintain gift shops.

1 B. Monies in the fund are exempt from the provisions of section
2 35-190 relating to lapsing of appropriations. All monies in the fund
3 exceeding ~~\$1,250,000~~ \$1,750,000 at the end of a fiscal year are
4 transferred to the state parks revenue fund established by section
5 41-511.21.

6 Sec. 3. Section 49-1333, Arizona Revised Statutes, is amended to
7 read:

8 49-1333. Water conservation grant fund; procedures

9 A. In compliance with any applicable requirements, an eligible
10 entity as defined in section 49-1301 may apply to the authority for and
11 accept grants from the water conservation grant fund for a water
12 conservation program or project that complies with the requirements of
13 sections 49-1332 and 49-1334. A nongovernment organization that focuses
14 on water conservation or environmental protection may apply to the
15 authority for and accept grants from the water conservation grant fund for
16 a water conservation program or project if it partners with an eligible
17 entity as defined in section 49-1301. **AN ELIGIBLE ENTITY MAY APPLY TO THE
18 AUTHORITY FOR AND ACCEPT GRANTS FROM THE WATER CONSERVATION GRANT FUND TO
19 DISTRIBUTE REBATES FOR THE INSTALLATION OF GRAY WATER SYSTEMS.**

20 B. The authority shall:

21 1. Prescribe a simplified form and procedure to apply for and
22 approve assistance.

23 2. Establish by rule criteria that are consistent with this article
24 by which assistance will be awarded.

25 3. Determine the order and priority of water conservation programs
26 or projects assisted under this section based on the merits of the
27 application with respect to the requirements of sections 49-1332 and
28 49-1334.

29 4. Provide that a single water conservation program grant may not
30 exceed \$3,000,000, a single water conservation project grant may not
31 exceed \$250,000 and at least a twenty-five percent match is required for
32 each water conservation program or project. Monies from any other source
33 may satisfy the match requirement.

34 Sec. 4. Laws 2023, chapter 138, section 3 is amended to read:

35 Sec. 3. Fire incident management fund; exemption; delayed
36 repeal; transfer of monies

37 A. The fire incident management fund is established ~~for fiscal year~~
38 ~~2023-2024~~ consisting of legislative appropriations. The department of
39 administration shall administer the fund. Not more than \$200,000 of
40 monies appropriated to the fund may be used by the department of
41 administration to administer the fund. Monies in the fund are
42 continuously appropriated and **ARE EXEMPT FROM THE PROVISIONS OF SECTION
43 35-190, ARIZONA REVISED STATUTES, RELATING TO LAPSING OF APPROPRIATIONS.
44 THE DEPARTMENT OF ADMINISTRATION shall ~~be used~~ DISTRIBUTE MONIES FROM THE**

1 FUND to provide grants to municipal fire departments and fire districts
2 for hardware and software that:

3 1. Enables the statewide deployment of a secure incident management
4 platform to fire and law enforcement agencies.

5 2. Provides a standardized incident command and management platform
6 based on federal emergency management agency standards that enable diverse
7 incident management and support entities to work together and ensure the
8 following:

9 (a) A clearly defined chain of command.

10 (b) The use of common terminology.

11 (c) The safety of first responders and others.

12 (d) The achievement of response objectives.

13 (e) The efficient use of resources.

14 3. Provides a collaboration and communications solution that does
15 the following:

16 (a) Identifies the location, status and assignment of assigned
17 resources.

18 (b) Allows status updates, tracking and management of an incident.

19 (c) Allows secure messaging and file sharing to all users involved
20 in an incident.

21 (d) Allows the sharing of collaborative maps, building floor plans
22 and images between public safety agencies.

23 (e) Allows collaboration and information sharing between disparate
24 agencies during a mass casualty incident.

25 (f) Defines a federal emergency management agency or national
26 incident management systems-based organizational structure for the
27 management of incidents.

28 (g) Provides the ability to print standard integrated computer
29 solutions forms for tracking and cost reimbursement.

30 (h) Provides enhanced telemetry-based firefighter safety
31 monitoring.

32 (i) Works in areas without internet access in a disconnected mode.

33 (j) Provides a seamless and connected platform for notification,
34 response and rostering.

35 (k) Provides cross-platform functionality.

36 (l) Provides a smartphone-based application for notification,
37 accountability and situational awareness.

38 B. Each municipal fire department or fire district in this state
39 may submit a grant request to the department of administration for the
40 costs of the secure incident management system that meets all of the
41 criteria described in subsection A of this section.

42 C. The department of administration shall award grants on a
43 first-come, first-served basis. Grants that are awarded shall fully fund
44 the costs of the secure incident management system for each municipal fire
45 department or fire district for three years.

1 D. FROM AND AFTER JUNE 30, 2025, THIS SECTION IS REPEALED AND ALL
2 UNEXPENDED AND UNENCUMBERED MONIES IN THE FIRE INCIDENT MANAGEMENT FUND
3 ESTABLISHED BY THIS SECTION REVERT TO THE STATE GENERAL FUND.

4 Sec. 5. Arizona water protection fund; use of monies

5 Notwithstanding section 45-2114, Arizona Revised Statutes, in fiscal
6 year 2024-2025, the Arizona water protection fund commission may grant to
7 the department of water resources up to \$336,000 of the unobligated
8 balance in the Arizona water protection fund established by section
9 45-2111, Arizona Revised Statutes, to pay for administrative costs of the
10 department in fiscal year 2024-2025.

11 Sec. 6. Underground storage tank revolving fund; use of
12 monies

13 Notwithstanding any other law, in fiscal year 2024-2025, the
14 department of environmental quality may use up to \$6,531,000 from the
15 underground storage tank revolving fund established by section 49-1015,
16 Arizona Revised Statutes, in fiscal year 2024-2025 for:

- 17 1. Administrative costs of the department.
- 18 2. Remediating sewage discharge issues in Naco, Arizona and other
19 border areas of this state.

20 Sec. 7. Arizona water banking fund; use of monies

21 In addition to the purposes provided in section 45-2425, Arizona
22 Revised Statutes, monies appropriated to the Arizona navigable stream
23 adjudication commission from the Arizona water banking fund established by
24 section 45-2425, Arizona Revised Statutes, may be used in fiscal year
25 2024-2025 to pay legal fees.

26 Sec. 8. Appropriation limit; water quality assurance
27 revolving fund

28 Notwithstanding section 49-282, Arizona Revised Statutes, the
29 appropriation from the state general fund to the water quality assurance
30 revolving fund established by section 49-282, Arizona Revised Statutes,
31 for fiscal year 2024-2025 may not exceed \$15,000,000.

32 Sec. 9. Department of environmental quality; vehicle
33 emissions testing fees; exemption from rulemaking

34 A. Notwithstanding any other law, in fiscal year 2024-2025, the
35 director of the department of environmental quality shall reduce fees for
36 tests conducted in area A so that vehicle emissions testing fee revenues
37 collected from area A are reduced by five percent from fiscal year
38 2023-2024 area A collections. For the purposes of this subsection,
39 "area A" has the same meaning prescribed in section 49-541, Arizona
40 Revised Statutes.

41 B. The department of environmental quality is exempt from the
42 rulemaking requirements of title 41, chapter 6, Arizona Revised Statutes,
43 until July 1, 2025 for the purpose of establishing fees pursuant to this
44 section.

