

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2015

(Reference to printed bill)

1 Page 1, between lines 1 and 2, insert:

2 "Section 1. Section 45-413, Arizona Revised Statutes, is amended to  
3 read:

4 45-413. Hearings; meetings; public comment designation of  
5 subsequent active management areas and boundaries;  
6 notice; procedures

7 A. If the director proposes to designate a subsequent active  
8 management area pursuant to section 45-412, subsection A, the director  
9 shall hold a public hearing to consider:

10 1. Whether to issue an order declaring the area an active management  
11 area.

12 2. The boundaries and any ~~sub-basins~~ SUBBASINS of the proposed  
13 active management area.

14 B. The director shall give reasonable notice of the hearing under  
15 the circumstances which shall include publication once each week for two  
16 consecutive weeks in a newspaper of general circulation in each county in  
17 which the proposed active management area is located. Any notice shall  
18 contain the time and place of the hearing, the legal description and a map  
19 clearly identifying and describing all lands to be included in the proposed  
20 active management area and any ~~sub-basins~~ SUBBASINS and any other  
21 information the director deems necessary.

22 C. The hearing shall be held at a location within the proposed  
23 active management area as soon as practicable but ~~no~~ NOT less than thirty  
24 days and ~~no~~ NOT more than sixty days after the first publication of the

1 notice of hearing. At the hearing, the director shall present the factual  
2 data in ~~his~~ THE DIRECTOR'S possession in support of AND IN OPPOSITION TO  
3 the proposed action. Any person may appear at the hearing, either in  
4 person or by representative, and submit oral or documentary evidence for or  
5 against the proposed action. In making ~~his~~ THE determination, the director  
6 shall give full consideration to public comment and to recommendations made  
7 by local political subdivisions.

8 D. NOTWITHSTANDING ANY OTHER LAW, ANY PUBLIC COMMENT SESSION,  
9 STAKEHOLDER PROCESS OR PUBLIC HEARING THE DEPARTMENT INITIATES OR HOSTS  
10 RELATED TO THE ESTABLISHMENT OF A SUBSEQUENT ACTIVE MANAGEMENT AREA SHALL  
11 BE HELD IN THE GROUNDWATER BASIN OR SUBBASIN SUBJECT TO POTENTIAL  
12 DESIGNATION. AT ANY PUBLIC COMMENT SESSION, STAKEHOLDER PROCESS OR PUBLIC  
13 HEARING THE DEPARTMENT INITIATES OR HOSTS, THE DIRECTOR SHALL EXPLAIN TO  
14 ALL INTERESTED STAKEHOLDERS THE POTENTIAL IMPACT OF THE DESIGNATION AS A  
15 SUBSEQUENT ACTIVE MANAGEMENT AREA."

16 Renumber to conform

17 Page 3, between lines 30 and 31, insert:

18 "Sec. 4. Section 45-435, Arizona Revised Statutes, is amended to  
19 read:

20 45-435. Hearing on designation of subsequent irrigation  
21 non-expansion areas and boundaries; notice;  
22 procedures

23 A. If the director finds that an area ~~which~~ THAT is not included  
24 within an active management area meets the criteria specified in section  
25 45-432, or a petition is filed pursuant to section 45-433, the director  
26 shall hold a public hearing to consider:

27 1. Whether to issue an order declaring the area an irrigation  
28 non-expansion area.

29 2. The boundaries of the proposed irrigation non-expansion area.

30 B. The director shall give reasonable notice of the hearing under  
31 the circumstances ~~which shall include~~ BY the publication once each week for  
32 two consecutive weeks in a newspaper of general circulation in each county

1 in which the proposed irrigation non-expansion area is located. Any notice  
2 shall contain the time and place of the hearing, the legal description and  
3 a map clearly identifying and describing all lands to be included in the  
4 proposed irrigation non-expansion area and any other information the  
5 director deems necessary.

6 C. The hearing shall be held at a location in the county in which  
7 the major portion of the proposed irrigation non-expansion area is located  
8 ~~no~~ NOT less than thirty days but ~~no~~ NOT more than sixty days after the  
9 first publication of the notice of the hearing. At the hearing, the  
10 director shall present the factual data in ~~his~~ THE DIRECTOR'S possession in  
11 support of ~~or~~ AND in opposition to the proposed action. Any person may  
12 appear at the hearing, either in person or by representative, and submit  
13 oral or documentary evidence for or against the proposed action. In making  
14 ~~his~~ THE determination, the director shall give full consideration to public  
15 comment and to recommendations made by local political subdivisions.

16 D. NOTWITHSTANDING ANY OTHER LAW, ANY PUBLIC COMMENT SESSION,  
17 STAKEHOLDER PROCESS OR PUBLIC HEARING THE DEPARTMENT INITIATES OR HOSTS  
18 RELATED TO THE ESTABLISHMENT OF A SUBSEQUENT IRRIGATION NON-EXPANSION AREA  
19 SHALL BE HELD IN THE GROUNDWATER BASIN OR SUBBASIN SUBJECT TO POTENTIAL  
20 DESIGNATION. AT ANY PUBLIC COMMENT SESSION, STAKEHOLDER PROCESS OR PUBLIC  
21 HEARING THE DEPARTMENT INITIATES OR HOSTS, THE DIRECTOR SHALL EXPLAIN TO  
22 ALL INTERESTED STAKEHOLDERS THE POTENTIAL IMPACT OF THE DESIGNATION AS A  
23 SUBSEQUENT IRRIGATION NON-EXPANSION AREA."

24 Renumber to conform

25 Amend title to conform

GAIL GRIFFIN

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01/26/2024  
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