



# Legislative Summary

## Legislative Wrap-Up

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The 2009 Legislative Summary is a cursory review of the happening at the Capitol and is intended to be used as a tool to measure the success of the Arizona State Land Department (Department) in conveying its message to Arizona’s Legislature. The legislative summaries and data below will further guide the Department in future Legislative Sessions.

The 49<sup>th</sup> First Regular session adjourned Sine Die on Wednesday, July 1, 2009 at 7:31am. The legislative session bode well for the Department which successfully passed all officially supported legislation and defeated all formally opposed measures. The [Arizona State Land Government Affairs office](#), located in the State Land Commissioner’s Office, is committed to further advancing the legislative agenda of the Department and maintaining the integrity of the Department and its mission. **Feedback, legislative proposals and fresh ideas are always appreciated!**

Past Legislative Summaries may be [found here](#).

### Links

- \* [Arizona Legislature](#)
- \* [House Natural Resources & Rural Affairs Committee](#)
- \* [Senate Natural Resources, Infrastructure & Public Debt Committee](#)
- \* [State Land Department](#)
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## Self Funding

HB 2014 was signed in the 3rd Special Session by Governor Brewer on August 21, 2009. 94 years of primarily general fund taxpayer subsidy is ended and the Department may use up to 10% of Trust revenues to manage State Trust lands.

# SENATE CONFIRMATIONS

Sanders K. Solot, Member of the Board of Appeals Committee was confirmed by the Senate on May 26, 2009. Members confirmed on June 27, 2009 for the Urban Land Planning Oversight Committee included: David Gary Gulino, Priscilla Storm and Joey Strickland.



## Department Supported Legislation

### SB 1294 STATE LAND SALES; DEFAULT

**Summary:** The measure clarifies the default and cancellation procedures for State land certificate of Purchase (CP) . Additionally, a delinquent interest rate for late CP payments is set by the State Treasurer. And provides for cancellation of a CP when the five year extension process has been realized.

**Final Disposition:** 7/10 Signed by Governor [BillText](#)  
[Votes](#) [Video](#)

### SB 1318 GEOSPATIAL DATA; GEOGRAPHICAL INFORMATION COUNCIL

**Summary:** Improve Sharing of geospatial data in Arizona, Improve the Stability and Functionality and Flexibility of the Arizona Geographic Information Council, Modernize Department GIS statutory language

**Final Disposition:** 7/10 Signed by Governor [Bill Text](#) [Votes](#) [Video](#)

### HB 2250 PUBLIC TRUST LANDS; USE PERMITS

**Summary:** The measure Authorized the Department to issue use permits without auction for any sovereign lands. Only issued to a County or local municipality. Purpose was to address a veterans memorial that is on State Sovereign land.

**Final Disposition:** 6/16 Passed House 50-2 died in Senate [Bill Text](#) [Votes](#) [Video](#)

### HB 2424 ILLEGAL DUMPING; PENALTIES

**Summary:** The penalty for the class 1 (highest) misdemeanor crime of criminal littering is set at \$1,800 The perpetrator is responsible for all costs to clean the property and dispose of the illegally dumped material. If the material is dumped on property that is more than 40 acres in size, they retain ownership of the material until properly disposed of.

**Final Disposition:** 6/26 Died in Senate [Bill Text](#) [Votes](#) [Video](#)

### SB1290 WILDFIRE SUPPRESSION; PAYMENT OF CLAIMS

**Summary:** Supported by several local fire organizations & Rural Metro Requires the State Forester to process and pay claims for reimbursement for federal wild-land fire suppression services within 30 days of receiving a complete and correct claim.

**Final Disposition:** 7/9 Signed by Governor [Bill Text](#) [Votes](#) [Video](#)

Subject	#	Success %
Bills Officially Supported by the Department	4	100.0%
Bills Opposed by the Department	0	100.0%
Bills Tracked by the Department	113	N/A



# BUDGET MEASURES

## FIRST REG. SESSION

### **HB 2642/SB 1258 ENVIRONMENTAL;BRB**

**Summary:** Transfers \$3 million from the State Parks Heritage Fund to the Fire Suppression Revolving Fund with any money unused by the end of the fiscal year reverting to the Heritage Fund. Continues to permit the monies in the State Parks Enhancement Fund to be used for park operations. Allows the State Land Department to use up to 10% of sale proceeds of State Trust land for management of said lands.

**Final Disposition:** 6/1 Vetoed by Governor  
[Bill Text](#) [Votes](#) [Video](#)

### **HB 2633/SB 1188 GENERAL**

#### **APPROPRIATIONS MEASURE**

**Summary:** General appropriations for all state agencies. Funded Forestry and certain functions of the Department.

**Final Disposition:** 6/1 Line Item Vetoed by Governor  
[Bill Text](#) [Votes](#) [Video](#)

## 3RD SPEC SESSION

### **HB 2014 ENVIRONMENTAL; BRB**

**Summary:** Makes statutory and session law changes pertaining to the environment in the fiscal 2009-10 budget.

for management of said lands.

**Final Disposition:** 8/21 Signed by Governor

[Bill Text](#) [Votes](#) [Video](#)

Subject	#
Days of Regular Session	170
Days of Special Session	51
Bills Posted	1,133
Bills Passed	213
Bills Vetoed	22
Bills Signed	191
Memorials, Resolutions Posted	101
Memorials, Resolutions Passed	12

### **SB 1025 BRB; GENERAL REVENUES**

**Summary:** Sweeps and restores funds to several agencies. Permanently adjusts and repeals the secondary property tax rates. Would allow agencies to increase revenue through increased fees. Allows the Land Department to collect up to \$600,000 in increased fees to cover operation expenses.

**Final Disposition:** 9/4 Vetoed by Governor  
[Bill Text](#) [Votes](#) [Video](#)

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Weekly Legislative Updates are available throughout the Regular Session of the Legislature. Check the Government Affairs website for the [Weekly Wire](#).

Perfect Attendance		
Legislator	Votes	Roll Call
Speaker Kirk Adams	100%	100%
Rep. John McComish	100%	100%
Rep. Andy Tobin	100%	100%
Rep. Carl Seel	100%	100%

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### HB 2289 claims of public rights of way

**Summary:** Arizona, on behalf of itself and its political subdivisions, asserts and claims rights-of-way across public lands acquired from the effective date of applicable federal law through October 21, 1976, and does not recognize or consent to the exchange, waiver or abandonment of any of these rights-of-way unless by formal, written official action recorded by the county recorder.

**Final Disposition:** Received no hearing 1/21 [text of bill](#)

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## Other Important Measures

### HB 2419/SB 1307 MASS APPRAISAL GUIDELINES; STATE LANDS

**Summary:** Procedures are established governing mass appraisal of state land by the state Land Dept, including requiring notice to all lessees, permittees and right-of-way grantees as well as industry, trade and professional organizations that typically represent occupants and users of state lands. Any mass appraisal procedure adopted must take into consideration different land use markets throughout the state, at minimum differentiated as urban, suburban and rural.

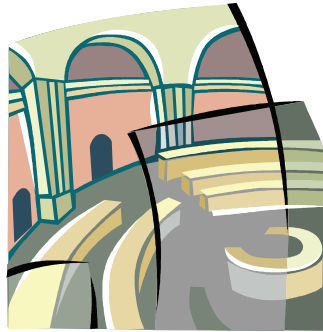
**Final Disposition:**

Signed by Governor 7/13 [text of bill](#)

### State Trust Land Reform (SCR 1030/SB1177)

Proposes amendments to the Arizona Constitution relating to disposition of state trust land. In order to become effective, the proposal must be approved by the voters at the 2010 general election and Congress must amend the Arizona-New Mexico Enabling Act. Identifies 589,700 acres of state trust land that is suitable for conservation and prescribes conditions and limitations for its use and conveyance. Requires a list of the lands to be included in legislation that is enacted by the 49th Legislature, First Regular Session. (See S.B. 1077.)

These lands may only be conveyed to a state agency, county, city or town or to a nonprofit organization that is exempt



from federal income tax.

**Final Disposition:** Held in Rules 6/16 [text of SCR](#)

### HB 2088 Land Conservation Fund Sweep

**Summary:** Proposes to transfer \$20 million from fiscal year (FY) 2008-2009 appropriation for the Public Conservation Account of the Land Conservation Fund to compensate for FY 2008-2009 budget reductions, reversions, and agency expenditure suspensions. Would appropriate several million dollars to Forestry and the Department for various State Trust land activities and fire-fighting.

**Final Disposition:** Failed in House 36-22 3/4 vote required 5/12 [text of bill](#)

ARIZONA STATE



LAND DEPARTMENT