

State of Arizona
House of Representatives
Forty-sixth Legislature
Second Regular Session
2004

CHAPTER 321

HOUSE BILL 2355

AN ACT

AMENDING SECTIONS 45-852.01 AND 48-3609.01, ARIZONA REVISED STATUTES; REPEALING TITLE 48, CHAPTER 35, ARIZONA REVISED STATUTES; AMENDING TITLE 48, ARIZONA REVISED STATUTES, BY ADDING A NEW CHAPTER 35; REPEALING LAWS 2003, CHAPTER 211, SECTION 3; AMENDING LAWS 2003, CHAPTER 211, SECTION 4; RELATING TO RECREATIONAL CORRIDOR CHANNELIZATION DISTRICTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 45-852.01, Arizona Revised Statutes, is amended to
3 read:

4 45-852.01. Long-term storage accounts

5 A. The director shall establish one long-term storage account for each
6 person holding long-term storage credits. The director shall establish
7 subaccounts within the long-term storage account according to each active
8 management area, irrigation non-expansion area, groundwater basin or
9 groundwater sub-basin SUBBASIN in which the person's stored water is located.
10 The long-term storage account shall be further subdivided by type of water,
11 if the person holds long-term storage credits for more than one type of
12 water.

13 B. Water stored pursuant to a water storage permit at a storage
14 facility may be credited to a long-term storage account if the director
15 determines that all of the following apply:

16 1. The water that was stored was water that cannot reasonably be used
17 directly.

18 2. If the stored water was stored at a storage facility within an
19 active management area, either:

20 (a) The water would not have been naturally recharged within the
21 active management area.

22 (b) If the water was stored at a managed underground storage facility
23 that has been designated as a facility that could add value to a national
24 park, national monument or state park and the water stored is effluent, the
25 water stored is water that could have been used or disposed of by the storer
26 by means other than discharging the effluent into the stream.

27 3. The stored water was not recovered on an annual basis pursuant to
28 section 45-851.01.

29 C. The director shall credit ninety-five per cent of the recoverable
30 amount of stored water that meets the requirements of subsection B of this
31 section to the storer's long-term storage account, except that:

32 1. If the water was stored at a managed underground storage facility
33 that had not been designated at the time of storage as a facility that could
34 add value to a national park, national monument or state park and the water
35 stored is effluent, the director shall credit to the storer's long-term
36 storage account fifty per cent of the recoverable amount of water that meets
37 the requirements of subsection B of this section. FOR STORAGE OF EFFLUENT
38 IN A MANAGED UNDERGROUND STORAGE FACILITY THAT IS LOCATED IN A RECREATIONAL
39 CORRIDOR CHANNELIZATION DISTRICT ESTABLISHED PURSUANT TO TITLE 48, CHAPTER
40 35, THE DIRECTOR MAY INCREASE THE STORAGE CREDITS EARNED FROM FIFTY PER CENT
41 TO NINETY-FIVE PER CENT IF BOTH OF THE FOLLOWING APPLY:

42 (a) THE EFFLUENT WAS NOT DISCHARGED INTO THE STREAM WHERE THE FACILITY
43 IS LOCATED BEFORE THE PERMIT APPLICATION FOR THAT FACILITY WAS FILED.

44 (b) THE DIRECTOR DETERMINES THAT THE STORAGE OF EFFLUENT IN THE
45 FACILITY WILL PROVIDE A GREATER BENEFIT TO AQUIFER CONDITIONS IN THE ACTIVE

1 MANAGEMENT AREA OR, IF OUTSIDE AN ACTIVE MANAGEMENT AREA, TO THE GROUNDWATER
2 BASIN THAN WOULD ACCRUE TO THE ACTIVE MANAGEMENT AREA OR GROUNDWATER BASIN
3 IF THE EFFLUENT IS USED OR DISPOSED OF IN ANOTHER MANNER.

4 2. If the water was stored at a groundwater savings facility and the
5 storer has not met the burden of proving that one hundred per cent of the in
6 lieu water was used on a gallon-for-gallon substitute basis for groundwater,
7 the director shall credit to the storer's long-term storage account only the
8 percentage of the in lieu water that meets the requirements of subsection B
9 of this section and that was proven to the director's satisfaction as being
10 used on a gallon-for-gallon substitute basis for groundwater.

11 3. Except as otherwise provided in paragraphs 1 and 2 of this
12 subsection, the director shall credit to the storer's long-term storage
13 account one hundred per cent of the recoverable amount of water that meets
14 the requirements of subsection B of this section if any of the following
15 apply:

16 (a) The water stored was effluent.

17 (b) The water was stored in an active management area and the stored
18 water is water from outside the active management area that would not have
19 reached the active management area without the efforts of the holder of the
20 long-term storage credits.

21 (c) The water was stored outside an active management area and the
22 stored water is water from outside the groundwater basin in which the water
23 was stored that would not have reached the groundwater basin without the
24 efforts of the holder of the long-term storage credits.

25 D. The director shall credit a person's long-term storage account by
26 the amount of long-term storage credits assigned to that person by another
27 holder of long-term storage credits pursuant to section 45-854.01.

28 E. The director shall debit the appropriate subaccount of a person's
29 long-term storage account:

30 1. One hundred per cent of the amount of stored water that the holder
31 of the long-term storage credits has recovered during the calendar year
32 pursuant to the permit.

33 2. The amount of long-term storage credits that the person has
34 assigned to another person or transferred to a master replenishment account,
35 conservation district account or water district account.

36 3. If the water was stored in an active management area, the amount
37 of water during the calendar year that migrates to a location outside the
38 active management area or to a location within the active management area
39 where it cannot be beneficially used within a reasonable period of time by
40 persons other than the storer with rights to withdraw and use groundwater.

41 4. If the water was stored outside of an active management area, the
42 amount of water during the calendar year that migrates to a location outside
43 the groundwater basin in which the storage facility is located or to a
44 location in the groundwater basin where it cannot be beneficially used within

1 a reasonable period of time by persons other than the storer with rights to
2 withdraw and use groundwater.

3 5. The amount of long-term storage credits that the storer, pursuant
4 to section 45-853.01, subsection B, has applied to offset groundwater
5 withdrawn or used in excess of the storer's per capita municipal conservation
6 requirements under the second management plan.

7 6. The amount of long-term storage credits that are held by the
8 Arizona water banking authority and that the authority has chosen to
9 extinguish.

10 F. To the extent the total amount of water withdrawn by a person from
11 wells designated as recovery wells pursuant to section 45-834.01 during a
12 calendar year exceeds the amount of stored water recovered by the person on
13 an annual basis pursuant to section 45-851.01 and the amount of long-term
14 storage credits recovered by the person, the excess amount of water recovered
15 shall be considered groundwater withdrawn pursuant to chapter 2 of this
16 title.

17 Sec. 2. Section 48-3609.01, Arizona Revised Statutes, is amended to
18 read:

19 48-3609.01. Watercourse master plans; definition

20 A. If a district organized pursuant to this chapter has completed a
21 watercourse master plan which includes one or more watercourses, and if the
22 plan has been adopted by the board or by any other jurisdiction in that river
23 or drainage system, then the board and the governing body of each
24 jurisdiction may adopt and shall enforce uniform rules for that river or
25 drainage system within the jurisdiction using criteria that meet or exceed
26 criteria adopted by the director of water resources pursuant to section
27 48-3605, subsection A.

28 B. During the preparation of a watercourse master plan, record owners
29 of real property in and immediately contiguous to the watercourse or
30 watercourses included in the planning shall be publicly notified by the board
31 or its agents so that the owners may have input to the planning process. In
32 addition, aggregate mining operations recommendation committees organized
33 pursuant to section 11-830, subsection D, if any, shall be notified.

34 C. All watercourse master plans shall consider recharge techniques
35 including gabions, swales, dry wells, sand tanks and small dams.

36 D. This section does not apply to any city or town which has adopted
37 a resolution assuming floodplain management and regulation within its area
38 of jurisdiction as provided in section 48-3610 prior to July 1, 1990.

39 E. A DISTRICT THAT HAS PREPARED A WATERCOURSE MASTER PLAN FOR A RIVER
40 MAY PARTICIPATE IN THE PLANNING, ESTABLISHMENT AND OPERATION OF A
41 RECREATIONAL CORRIDOR CHANNELIZATION DISTRICT ESTABLISHED PURSUANT TO CHAPTER
42 35 OF THIS TITLE.

43 E. F. FOR THE PURPOSES OF THIS SECTION, "watercourse master plan"
44 means a hydraulic plan for a watercourse that examines the cumulative impacts
45 of existing development and future encroachment in the floodplain and future

1 development in the watershed on potential flood damages, and THAT
2 establishes technical criteria for subsequent development so as to minimize
3 potential flood damages for all flood events up to and including the one
4 hundred-year flood.

5 Sec. 3. Repeal

6 Title 48, chapter 35, Arizona Revised Statutes, is repealed.

7 Sec. 4. Title 48, Arizona Revised Statutes, is amended by adding a new
8 chapter 35, to read:

9 CHAPTER 35

10 RECREATIONAL CORRIDOR CHANNELIZATION DISTRICTS

11 ARTICLE 1. GENERAL PROVISIONS

12 48-6001. Definitions

13 IN THIS CHAPTER, UNLESS THE CONTEXT OTHERWISE REQUIRES:

14 1. "ASSESSMENT" MEANS A TAX ASSESSMENT MADE UNDER THIS CHAPTER FOR THE
15 PURPOSE OF FINANCING THE MAINTENANCE AND OPERATING COSTS OF THE DISTRICT.

16 2. "CHAIRMAN OF THE BOARD" MEANS THE PERSON DESIGNATED TO PRESIDE OVER
17 MEETINGS OF THE BOARD OF DIRECTORS OF THE DISTRICT.

18 3. "DISTRICT" MEANS A RECREATIONAL CORRIDOR CHANNELIZATION DISTRICT
19 ESTABLISHED PURSUANT TO THIS CHAPTER.

20 4. "OWNER" MEANS THE PERSON IN WHOSE NAME LEGAL TITLE APPEARS BY
21 RECORDED DEED, OR THE PERSON IN POSSESSION UNDER CLAIM OF TITLE, AS THE
22 PERSON EXERCISING ACTS OF OWNERSHIP FOR HIMSELF OR AS THE PERSONAL
23 REPRESENTATIVE OF THE OWNER, INCLUDING THE GOVERNING BOARDS OF SCHOOL
24 DISTRICTS OWNING PROPERTY WITHIN THE DISTRICT.

25 5. "WATERCOURSE MASTER PLAN" MEANS A HYDRAULIC PLAN FOR A WATERCOURSE
26 THAT IS PREPARED BY A COUNTY FLOOD CONTROL DISTRICT, THAT EXAMINES THE
27 CUMULATIVE IMPACTS OF EXISTING DEVELOPMENT AND FUTURE ENCROACHMENT IN THE
28 FLOODPLAIN AND FUTURE DEVELOPMENT IN THE WATERSHED ON POTENTIAL FLOOD DAMAGES
29 AND THAT ESTABLISHES TECHNICAL CRITERIA FOR SUBSEQUENT DEVELOPMENT SO AS TO
30 MINIMIZE POTENTIAL FLOOD DAMAGES FOR ALL FLOOD EVENTS UP TO AND INCLUDING THE
31 ONE HUNDRED-YEAR FLOOD.

32 48-6002. District establishment; memorandum of intent;
33 petition; hearing

34 A. A RECREATIONAL CORRIDOR CHANNELIZATION DISTRICT MAY BE ESTABLISHED
35 IN AN AREA THAT IS THE SUBJECT OF A WATERCOURSE MASTER PLAN BY THE FOLLOWING
36 PROCEDURES:

37 1. ANY PERSON DESIRING TO PROPOSE THE ESTABLISHMENT OF A DISTRICT
38 SHALL PREPARE AND SUBMIT A MEMORANDUM OF INTENT TO THE BOARD OF SUPERVISORS
39 OF THE COUNTY IN WHICH THE DISTRICT IS TO BE LOCATED. THE MEMORANDUM OF
40 INTENT SHALL CONTAIN AT LEAST THE FOLLOWING INFORMATION:

41 (a) A DESCRIPTION OF THE BOUNDARIES OF THE PROPOSED DISTRICT AND A
42 DETAILED, ACCURATE MAP OF THE AREA TO BE INCLUDED IN THE DISTRICT. THE
43 BOUNDARIES SHALL BE OF A WIDTH NO SMALLER THAN THE FLOODPLAIN AS IDENTIFIED
44 BY THE NATIONAL FLOOD INSURANCE PROGRAM.

1 (b) AN ESTIMATE OF THE ASSESSED VALUATION WITHIN THE PROPOSED
2 DISTRICT.

3 (c) A PLANNING AGREEMENT FOR THE FORMATION OF THE DISTRICT. THE
4 PLANNING AGREEMENT SHALL CONTAIN AT LEAST THE FOLLOWING:

5 (i) A DESCRIPTION OF THE PLANNED COST SHARING AGREEMENTS BETWEEN THE
6 CITIES, TOWNS AND COUNTIES AND OTHER GOVERNMENT ENTITIES AND PRIVATE PARTIES
7 REGARDING PROJECT PLANNING AND PREPARATION.

8 (ii) A DESCRIPTION OF THE CONCEPT PLAN FOR INITIAL IMPROVEMENTS FOR
9 THE AREA IN THE DISTRICT AND A DESCRIPTION OF THE PRELIMINARY LONG-TERM PLAN
10 FOR THE PROPOSED DISTRICT.

11 (iii) A DESCRIPTION OF THE PROPOSED STRUCTURE AND MEMBERSHIP FOR THE
12 PROJECT MANAGEMENT OVERSIGHT COMMITTEE.

13 (d) A COPY OF THE WATERCOURSE MASTER PLAN.

14 2. PRESENTATION TO THE BOARD OF SUPERVISORS OF A PETITION THAT
15 PURPORTS TO BE SIGNED BY THE NUMBER OF PROPERTY OWNERS THAT OWN MORE THAN
16 TWENTY-FIVE PER CENT OF THE REAL PROPERTY IN THE PROPOSED DISTRICT AND THAT
17 SHALL BE VERIFIED BY THE BOARD OF SUPERVISORS, WHICH SHALL MAKE A FINDING OF
18 FACT AS TO THE PETITION AT THE HEARING CALLED PURSUANT TO PARAGRAPH 3. THE
19 DISTRICT SHALL NOT BE FORMED IF A SUFFICIENT NUMBER OF PROPERTY OWNERS DO NOT
20 SIGN THE PETITION.

21 3. ON RECEIPT OF THE MEMORANDUM OF INTENT, THE BOARD OF SUPERVISORS
22 SHALL SET A DAY FOR A HEARING ON THE MEMORANDUM OF INTENT. AT ANY TIME
23 BEFORE MAKING A DETERMINATION PURSUANT TO PARAGRAPH 4, THE BOARD OF
24 SUPERVISORS MAY REQUIRE THAT THE MEMORANDUM OF INTENT BE AMENDED TO INCLUDE
25 ANY INFORMATION THAT THE BOARD OF SUPERVISORS DEEMS TO BE RELEVANT AND
26 NECESSARY. FOR ANY MEMORANDUM OF INTENT THAT REQUIRES COST SHARING BY THE
27 COUNTY, THE BOARD OF SUPERVISORS SHALL HOLD A HEARING AND APPROVE OR DENY
28 COST SHARING. FOR ANY OTHER MEMORANDUM OF INTENT, THE BOARD OF SUPERVISORS
29 MAY COMMENT ON THE MATTER FOR UP TO NINETY DAYS AFTER RECEIPT OF THE
30 MEMORANDUM.

31 4. AT ANY HEARING CALLED PURSUANT TO PARAGRAPH 3, THE BOARD OF
32 SUPERVISORS SHALL HEAR THOSE WHO APPEAR FOR AND AGAINST THE PROPOSAL AND MAY
33 ISSUE A PRELIMINARY APPROVAL FOR THE DISTRICT AND FOR THE FURTHERANCE OF
34 PLANNING AND PROJECT PREPARATION.

35 B. IF A PROPOSED DISTRICT WOULD INCLUDE PROPERTY LOCATED IN AN
36 INCORPORATED CITY OR TOWN, IN ADDITION TO THE OTHER REQUIREMENTS OF
37 SUBSECTION A, THE BOARD OF SUPERVISORS SHALL GIVE FINAL APPROVAL TO THE
38 ESTABLISHMENT AND AUTHORIZE THE FORMATION ONLY IF THE GOVERNING BODY OF THE
39 CITY OR TOWN HAS BY ORDINANCE OR RESOLUTION ENDORSED THE ESTABLISHMENT.

40 48-6003. Design concept report; watercourse, land, financial
41 and governance plans; board

42 A. ON PRELIMINARY APPROVAL BY THE COUNTY BOARD OF SUPERVISORS FOR A
43 PLAN FOR A DISTRICT THAT PROVIDES FOR COUNTY COST SHARING OR ON RECEIPT OF
44 ANY COMMENT FROM THE COUNTY BOARD OF SUPERVISORS FOR A PLAN THAT DOES NOT
45 PROVIDE FOR COUNTY COST SHARING, THE DISTRICT'S INITIAL MANAGEMENT OVERSIGHT

1 COMMITTEE SHALL OBTAIN MONIES FOR AND PREPARE A DISTRICT CONCEPT REPORT.
2 CITIES, TOWNS, COUNTIES AND OTHER GOVERNMENT ENTITIES AND PRIVATE PARTIES MAY
3 PROVIDE MONIES FOR THE COSTS OF PREPARING THE DISTRICT CONCEPT REPORT. THE
4 DISTRICT CONCEPT REPORT SHALL INCLUDE PROVISIONS REGARDING THE WATERCOURSE
5 MASTER PLAN FOR THE DISTRICT, THE LAND USE PLAN FOR THE DISTRICT, THE
6 FINANCIAL PLAN FOR THE DISTRICT AND THE GOVERNANCE PLAN FOR THE DISTRICT.

7 B. THE WATERCOURSE MASTER PLAN SHALL BE REVISED AND UPDATED AS
8 APPROPRIATE BY THE COUNTY FLOOD CONTROL DISTRICT AND, IN CONJUNCTION WITH
9 OTHER PLANS IN THE DISTRICT CONCEPT REPORT, SHALL PROVIDE FOR AT LEAST THE
10 FOLLOWING:

11 1. FLOODPLAIN BOUNDARY DELINEATION.

12 2. FLOODWAY BOUNDARY DELINEATION.

13 3. ESTABLISHMENT OF HYDROLOGIC REQUIREMENTS FOR THE ACTIVITIES OF THE
14 DISTRICT INCLUDING THE CONSTRUCTION OF ANY STRUCTURES AND COORDINATION OF
15 HYDROLOGIC PLANNING FOR EXISTING AND PLANNED USES WITHIN THE DISTRICT.

16 4. ESTABLISHMENT OF REQUIREMENTS FOR SUBMITTAL AND RECEIPT OF ANY
17 PERMITS REQUIRED UNDER SECTION 404 OF THE CLEAN WATER ACT (33 UNITED STATES
18 CODE SECTIONS 1251 THROUGH 1376).

19 5. COORDINATION OF THE VARIOUS PHASES OF ACTIVITY PLANNED FOR THE
20 DISTRICT IN ORDER TO MAINTAIN APPROPRIATE HYDROLOGIC STANDARDS.

21 C. THE LAND USE PLAN FOR THE DISTRICT SHALL INCLUDE PROVISIONS FOR AT
22 LEAST THE FOLLOWING:

23 1. THE PREPARATION OF DRAFT SPECIFIC AREA PLANS IN CONJUNCTION WITH
24 CITY, TOWN AND COUNTY PARTICIPATION. THE DRAFT SPECIFIC AREA PLANS SHALL
25 INCLUDE DETAILED BOUNDARY DESCRIPTIONS, PLANS FOR MINING OPERATIONS,
26 INCLUDING RECLAMATION ACTIVITIES, IF APPLICABLE, AND ACCESS PLANS,
27 RECREATIONAL OPPORTUNITY PLANS AND RECHARGE OPPORTUNITY PLANS.

28 2. IN CONJUNCTION WITH THE DISTRICT PLANNING PROCESS, PREPARATIONS FOR
29 CITY, TOWN OR COUNTY GENERAL PLAN UPDATES, AS APPROPRIATE.

30 3. THE SEPARATION OF THE DISTRICT'S BOUNDARIES INTO A PROPOSED LEGAL
31 BOUNDARY FOR THE PRELIMINARY PHASE OF THE DISTRICT FOR PURPOSES OF PLANNING
32 FOR THE DISTRICT, FOR FINANCING AND CONSTRUCTING FLOODWAY IMPROVEMENTS AND
33 PROTECTIONS AND THAT IS LIMITED TO THE AREA THAT IS CONTAINED WITHIN THE
34 FLOODPLAIN. AREAS THAT ARE OUTSIDE OF THE FLOODPLAIN MAY NOT BE INCLUDED IN
35 THE LEGAL BOUNDARY FOR THE DISTRICT BUT MAY BE CONSIDERED FOR PLANNING
36 PURPOSES.

37 D. THE FINANCIAL PLAN SHALL INCLUDE ESTIMATES FOR THE COSTS OF FORMING
38 THE DISTRICT, PERFORMING ANY RELATED PLANNING AND CONSTRUCTION AND FOR
39 ONGOING OPERATIONS AND MAINTENANCE ACTIVITIES. THE FINANCIAL PLAN SHALL
40 INCLUDE A DESCRIPTION OF THE FINANCING MECHANISMS TO BE USED BY THE DISTRICT
41 AND PROVIDED FOR IN THIS CHAPTER.

42 E. THE GOVERNANCE PLAN FOR THE DISTRICT SHALL INCLUDE AT LEAST THE
43 FOLLOWING:

1 1. A FIVE MEMBER BOARD OF DIRECTORS WHO SHALL BE APPOINTED BY THE
2 COUNTY BOARD OF SUPERVISORS AND WHO SHALL SERVE STAGGERED TERMS OF FOUR
3 YEARS.

4 2. AT THE OPTION OF THE COUNTY BOARD OF SUPERVISORS, AN ADVISORY BOARD
5 TO ASSIST THE BOARD OF DIRECTORS IN CARRYING OUT THE PROVISIONS OF THIS
6 CHAPTER.

7 3. AN APPROPRIATE PROCESS FOR THE GOVERNANCE OF THE DISTRICT THAT IS
8 CONSISTENT WITH THE FINANCING MECHANISMS TO BE USED BY THE DISTRICT.

9 48-6004. Report submittal; petition; formation of district

10 A. ON COMPLETION OF THE DESIGN CONCEPT REPORT, INCLUDING FINALIZATION
11 OF THE FINANCE AND GOVERNANCE PLAN, THE INITIAL MANAGEMENT OVERSIGHT
12 COMMITTEE SHALL SUBMIT THE REPORT TO THE COUNTY BOARD OF SUPERVISORS FOR ITS
13 APPROVAL. THE DESIGN CONCEPT REPORT SHALL BE ACCOMPANIED BY A PETITION THAT
14 PURPORTS TO BE SIGNED BY A NUMBER OF PROPERTY OWNERS THAT OWN MORE THAN FIFTY
15 PER CENT OF THE REAL PROPERTY IN THE REVISED BOUNDARIES OF THE PROPOSED
16 PRELIMINARY PHASE OF THE DISTRICT. ON COMPLETION OF THE FILING AND A
17 DETERMINATION BY THE BOARD OF SUPERVISORS THAT THE REQUISITE NUMBER OF
18 PROPERTY OWNERS HAS SIGNED THE PETITION AND THAT THE PUBLIC HEALTH, COMFORT,
19 CONVENIENCE, NECESSITY OR WELFARE WOULD BE PROMOTED BY THE FORMATION OF THE
20 DISTRICT, THE COUNTY BOARD OF SUPERVISORS MAY APPROVE THE DISTRICT AND, IF
21 APPROVED, SHALL APPOINT FIVE PERSONS TO BE THE BOARD OF DIRECTORS FOR THE
22 DISTRICT. THE COUNTY BOARD OF SUPERVISORS MAY ALSO APPOINT AN ADVISORY BOARD
23 FOR THE DISTRICT.

24 B. ON APPROVAL BY THE COUNTY BOARD OF SUPERVISORS, THE LEGAL
25 DESCRIPTION OF THE PRELIMINARY PHASE OF THE DISTRICT SHALL BE RECORDED IN THE
26 OFFICE OF THE COUNTY RECORDER FOR THE COUNTY IN WHICH THE DISTRICT IS
27 LOCATED. ON RECORDING THE DISTRICT DESCRIPTION, THE DISTRICT IS FORMED.

28 48-6005. Board of directors; qualifications; compensation;
29 expenses

30 A. A DISTRICT SHALL BE GOVERNED BY A BOARD OF FIVE DIRECTORS. MEMBERS
31 OF THE BOARD OF DIRECTORS SHALL BE REGISTERED VOTERS OF THE COUNTY. DISTRICT
32 DIRECTORS SHALL SERVE FOUR YEAR TERMS.

33 B. MEMBERS OF THE BOARD OF DIRECTORS ARE NOT ELIGIBLE TO RECEIVE
34 COMPENSATION BUT ARE ELIGIBLE FOR REIMBURSEMENT OF EXPENSES.

35 C. THE BOARD OF DIRECTORS SHALL ANNUALLY ELECT FROM AMONG ITS MEMBERS
36 A CHAIRMAN OF THE BOARD TO SERVE AS THE CHIEF EXECUTIVE OFFICER OF THE BOARD
37 OF DIRECTORS OF THE DISTRICT.

38 48-6006. Powers of recreational corridor channelization
39 district

40 A. A RECREATIONAL CORRIDOR CHANNELIZATION DISTRICT, ACTING THROUGH ITS
41 BOARD OF DIRECTORS, MAY:

42 1. ACQUIRE IN THE NAME OF THE DISTRICT ANY REAL OR PERSONAL PROPERTY
43 OR INTEREST IN PROPERTY BY GIFT, PURCHASE OR OTHERWISE AND OWN, CONTROL,
44 MANAGE OR DISPOSE OF SUCH PROPERTY OR INTEREST. PRIVATE MONIES OR
45 CONTRIBUTIONS RECEIVED BY A DISTRICT FOR THE PURPOSE OF DEFRAYING EXPENSES

1 OF WORK DONE UNDER ITS DIRECTION MAY BE SPENT BY THE DISTRICT IN COMPLIANCE
2 WITH THE TERMS AND CONDITIONS UNDER WHICH THE MONIES ARE RECEIVED IF THE
3 TERMS AND CONDITIONS MEET THE APPROVAL OF THE BOARD OF DIRECTORS AND ARE
4 WITHIN THE SCOPE OF THE STATUTORY POWERS AND DUTIES OF THE DISTRICT.

5 2. CONSTRUCT, OPERATE AND MAINTAIN FLOOD CONVEYANCE FACILITIES AND
6 RECREATIONAL FACILITIES IN A FLOODWAY OR FLOODPLAIN BOTH DURING AND AFTER THE
7 OPERATION OF AGGREGATE MINING ACTIVITIES AND MINING RECLAMATION. THE DESIGN
8 AND CONSTRUCTION OF THE FLOOD CONVEYANCE FACILITIES SHALL BE CONDUCTED IN
9 COOPERATION WITH ALL OPERATORS OF A PLANNED OR PERMITTED UNDERGROUND STORAGE
10 AND RECOVERY PROJECT PURSUANT TO SECTION 45-811.01 THAT MAY BE AFFECTED BY
11 THE PROPOSED DISTRICT AS DETERMINED BY THE OPERATOR OF THE PROJECT.

12 3. SELL, LEASE OR OTHERWISE DISPOSE OF ANY PROPERTY OF THE DISTRICT
13 OR INTEREST IN THE PROPERTY IF THE PROPERTY IS NO LONGER REQUIRED FOR THE
14 PURPOSES OF THE DISTRICT OR IF USE OF IT MAY BE PERMITTED WITHOUT INTERFERING
15 WITH THE USE TO WHICH IT IS PUT BY THE DISTRICT.

16 4. SELL OR OTHERWISE DISPOSE OF ANY BY-PRODUCT RESULTING FROM THE
17 MAINTENANCE OF RECREATIONAL FACILITIES WITHIN THE DISTRICT.

18 5. CONTRACT WITH ANY GOVERNMENTAL ENTITY, ASSOCIATION, CORPORATION OR
19 INDIVIDUAL TO FINANCE, CONSTRUCT, MAINTAIN AND OPERATE RECREATIONAL
20 FACILITIES, CHANNELS, LEVIES AND APPURTENANT FLOOD CONTROL OR DRAINAGE
21 FEATURES IN A FLOODWAY OR FLOODPLAIN WITHIN THE DISTRICT.

22 6. PAY EXPENSES INCIDENTAL TO THE EXERCISE OF ITS POWERS.

23 7. EMPLOY STAFF TO CONDUCT OPERATIONS AND PERFORM MAINTENANCE OF
24 DISTRICT PROPERTY.

25 8. ENTER INTO INTERGOVERNMENTAL AGREEMENTS WITH OTHER GOVERNMENT
26 ENTITIES TO PROVIDE FOR THE FINANCING, ESTABLISHMENT, MAINTENANCE, OPERATION
27 AND OTHER ACTIVITIES OF THE DISTRICT.

28 9. FINANCE ITS PLANNING AND THE CONSTRUCTION OF ITS IMPROVEMENTS
29 THROUGH THE USE OF A SPECIAL ASSESSMENT ON THE PROPERTIES CONTAINED WITHIN
30 THE BOUNDARIES OF THE DISTRICT'S PRELIMINARY PHASE. A SPECIAL ASSESSMENT
31 SHALL NOT BE IMPOSED ON LANDS LOCATED OUTSIDE OF THE DISTRICT'S PRELIMINARY
32 LEGAL BOUNDARY OR OUTSIDE OF THE FLOODPLAIN DELINEATION.

33 8. A RECREATIONAL CORRIDOR CHANNELIZATION DISTRICT, ACTING THROUGH ITS
34 BOARD OF DIRECTORS, SHALL:

35 1. COMPLY WITH ALL APPLICABLE FEDERAL, STATE AND LOCAL LAWS AND
36 REGULATIONS, INCLUDING THOSE REGARDING FLOODPLAIN MANAGEMENT AND LAND USE.

37 2. FOLLOW THE WATERCOURSE MASTER PLAN IN IMPLEMENTING ANY RECREATIONAL
38 FACILITIES OR OTHER DEVELOPMENT.

39 3. ASSURE HYDRAULIC CONVEYANCE ONTO, ACROSS AND FROM THE DISTRICT
40 PROPERTY AND IN ANY RECREATIONAL FACILITY OR OTHER DEVELOPMENT.

41 4. OPERATE IN A MANNER CONSISTENT WITH THE ACTIVITIES OF PLANNED OR
42 PERMITTED UNDERGROUND WATER STORAGE FACILITIES IN THE DISTRICT. ANY
43 CONSTRUCTION PROJECT, OPERATION EFFORT OR OTHER ACTIVITY CONDUCTED OR
44 AUTHORIZED BY A RECREATIONAL CORRIDOR CHANNELIZATION DISTRICT SHALL NOT
45 REDUCE THE EFFECTIVENESS, INCREASE THE COST OR IN ANY WAY IMPEDE THE

1 OPERATIONS OF ANY UNDERGROUND STORAGE AND RECOVERY PROJECT THAT IS PLANNED
2 OR PERMITTED PURSUANT TO SECTION 45-811.01. A RECREATIONAL CORRIDOR
3 CHANNELIZATION DISTRICT AND ANY OF ITS CONTRACTORS, PERMITTEES OR LICENSEES
4 ARE DEEMED TO HAVE WAIVED ANY CLAIM FOR DAMAGES OR OTHER RELIEF AGAINST AN
5 UNDERGROUND STORAGE AND RECOVERY PROJECT PERMIT HOLDER THAT IS OPERATING
6 UNDER THE TERMS OF ITS PERMIT IF THE PERMIT WAS ISSUED BEFORE THE FORMATION
7 OF THE DISTRICT.

8 48-6007. Dissolution of recreational corridor channelization
9 district; disposition of property; tax for
10 outstanding indebtedness

11 A. A DISTRICT THAT IS ORGANIZED UNDER THIS CHAPTER AND THAT HAS NO
12 OUTSTANDING LEGAL INDEBTEDNESS MAY BE DISSOLVED AFTER A VOTE OF A MAJORITY
13 OF THE REGISTERED VOTERS OF THE DISTRICT AT A SPECIAL ELECTION CALLED BY THE
14 BOARD OF DIRECTORS ON THE QUESTION OF DISSOLUTION. IF A MAJORITY OF THE
15 VOTES CAST FAVORS DISSOLUTION, THE DISTRICT SHALL SUBMIT TO THE COUNTY BOARD
16 OF SUPERVISORS AND CITIES OR TOWNS IN WHICH THE DISTRICT IS ORGANIZED A
17 DETAILED STATEMENT SHOWING THE LANDS OWNED BY THE DISTRICT AND THE POLITICAL
18 JURISDICTIONS IN WHICH THEY ARE LOCATED. THE DISTRICT SHALL ALSO SUBMIT AN
19 AUDITED STATEMENT SHOWING THAT THE DISTRICT HAS NO UNPAID LEGAL OR OTHER
20 INDEBTEDNESS OR CONTINGENT LIABILITIES, INCLUDING CLAIMS FOR DAMAGES OR
21 INJURIES. AFTER THE BOARD OF SUPERVISORS HAS RECEIVED THIS INFORMATION AND
22 FOUND THE DISSOLUTION TO BE IN THE BEST INTEREST OF THE PUBLIC, THE BOARD OF
23 DIRECTORS SHALL BY RESOLUTION DECLARE THE DISTRICT DISSOLVED. WITHIN FIFTEEN
24 DAYS AFTER ITS ADOPTION, A CERTIFIED COPY OF THE RESOLUTION SHALL BE FILED
25 WITH THE CLERK OF THE BOARD OF SUPERVISORS OF THE COUNTY IN WHICH THE
26 DISTRICT WAS LOCATED.

27 B. ON DISSOLUTION OF A DISTRICT, OWNERSHIP OF ANY PROPERTY OWNED BY
28 THE DISTRICT AND DEVELOPED AS A RECREATIONAL CORRIDOR SHALL BE TRANSFERRED
29 WITHOUT COMPENSATION TO THE COUNTY, CITY OR TOWN IN WHICH IT IS LOCATED IF
30 THE COUNTY, CITY OR TOWN AGREES IN WRITING TO ACCEPT THE PROPERTY. BEFORE
31 DISSOLUTION, THE DISTRICT SHALL SELL ANY PROPERTY NOT TRANSFERRED TO THE
32 COUNTY, CITY OR TOWN. ANY MONIES OF THE DISTRICT AT THE TIME OF DISSOLUTION
33 SHALL BE HELD BY THE COUNTY FOR TWO YEARS AND, IF NOT NEEDED TO PAY ANY
34 INDEBTEDNESS OR CONTINGENT LIABILITIES OF THE DISTRICT, SHALL BE TRANSFERRED
35 TO THE COUNTY, CITY OR TOWN IN WHICH THE DISTRICT LIES IN DIRECT PROPORTION
36 TO THE ASSESSED VALUATION OF TAXABLE REAL PROPERTY WITHIN THE CITY, TOWN OR
37 COUNTY, RESPECTIVELY, AS IT APPEARS ON THE CURRENT ASSESSMENT ROLLS.

38 C. AFTER DISSOLUTION OF A DISTRICT, IF IT APPEARS THAT THERE REMAINS
39 UNPAID A LEGAL INDEBTEDNESS, THE BOARD OF SUPERVISORS OF THE COUNTY IN WHICH
40 THE DISTRICT WAS LOCATED SHALL LEVY A TAX ON THE REAL PROPERTY WITHIN THE
41 DISTRICT, AS IT EXISTED AT THE TIME OF DISSOLUTION, SUFFICIENT TO PAY THE
42 INDEBTEDNESS AND INTEREST ON THE INDEBTEDNESS AND SHALL PAY THE INDEBTEDNESS
43 AND INTEREST FROM THE PROCEEDS OF THE TAX.

1 48-6008. Reimbursement for county services
2 SERVICES PROVIDED BY A COUNTY TO A RECREATIONAL CORRIDOR CHANNELIZATION
3 DISTRICT ARE SUBJECT TO REIMBURSEMENT PURSUANT TO SECTION 11-251.06.

4 ARTICLE 2. FINANCIAL PROVISIONS

5 48-6021. Special assessments; assessment lien bonds

6 A. FOR PURPOSES OF FINANCING ITS PLANNING AND THE CONSTRUCTION OF ITS
7 PRELIMINARY PHASE OF IMPROVEMENTS AS PRESCRIBED BY SECTION 48-6006,
8 SUBSECTION A, PARAGRAPH 9, THE DISTRICT BOARD, BY RESOLUTION AND PURSUANT TO
9 THE PROCEDURES AS THE DISTRICT BOARD PROVIDES, MAY LEVY AN ASSESSMENT OF THE
10 COSTS OF ANY PUBLIC PURPOSE, ANY OPERATION AND MAINTENANCE OF THE DISTRICT
11 OR ANY ENHANCED SERVICES ON ANY LAND IN THE DISTRICT BASED ON THE BENEFIT
12 DETERMINED BY THE DISTRICT BOARD TO BE RECEIVED BY THE LAND. BEFORE THE
13 ISSUANCE OF SPECIAL ASSESSMENT BONDS, THE DISTRICT MAY ENTER INTO A WRITTEN
14 AGREEMENT WITH A LANDOWNER AS TO THE MANNER IN WHICH THE ASSESSMENT IS TO BE
15 ALLOCATED IF THE LAND IS TO BE DIVIDED INTO MORE THAN ONE PARCEL. IF AN
16 ISSUE OF SPECIAL ASSESSMENT LIEN BONDS FINANCES MORE THAN ONE PURPOSE OR
17 SERVICE, THE BENEFIT RECEIVED BY THE LAND, IN THE DISCRETION OF THE DISTRICT,
18 MAY BE DETERMINED BY REFERENCE TO THE PURPOSES AND SERVICES AS A WHOLE OR
19 INDIVIDUALLY. THE ASSESSMENT MAY BE BASED ON ESTIMATED COSTS AND AMENDED TO
20 REFLECT ACTUAL COSTS, AND THE PREPARATION OF PLANS AND SPECIFICATIONS AND THE
21 AWARDED OF THE CONTRACT ARE NOT A PREREQUISITE TO THE LEVYING OF THE
22 ASSESSMENT. AN OWNER OF LAND ON WHICH AN ASSESSMENT HAS BEEN LEVIED MAY SEEK
23 JUDICIAL REVIEW OF WHETHER THE LAND IS BENEFITED BY THE PROPOSED
24 INFRASTRUCTURE, ON THE MERITS, BY SPECIAL ACTION FILED WITH THE COURT OF
25 APPEALS WITHIN THIRTY DAYS OF THE EFFECTIVE DATE OF THE RESOLUTION.

26 B. AFTER ADOPTION BY THE DISTRICT BOARD OF A RESOLUTION LEVYING A
27 SPECIAL ASSESSMENT ON PROPERTY IN THE DISTRICT, THE DISTRICT BOARD MAY ISSUE
28 AND SELL SPECIAL ASSESSMENT LIEN BONDS PAYABLE FROM AMOUNTS COLLECTED FROM
29 THE SPECIAL ASSESSMENTS, FROM AMOUNTS AVAILABLE IN ANY RESERVE FUND
30 ESTABLISHED FOR THOSE BONDS AND FROM ANY OTHER AMOUNTS AVAILABLE FOR THOSE
31 PURPOSES AS PRESCRIBED BY LAW. THE DISTRICT BOARD MAY ALSO ISSUE AND SELL
32 BOND ANTICIPATION NOTES. THE ASSESSMENT SHALL BE A FIRST LIEN ON THE
33 PROPERTY ASSESSED SUBJECT ONLY TO GENERAL PROPERTY TAXES AND PRIOR SPECIAL
34 ASSESSMENTS. IN THE EVENT OF NONPAYMENT OF AN ASSESSMENT, THE PROCEDURES FOR
35 COLLECTION OF DELINQUENT ASSESSMENTS, SALE OF DELINQUENT PROPERTY AND
36 ISSUANCE AND EFFECT OF THE DEED PRESCRIBED BY SECTIONS 48-601 THROUGH 48-607
37 APPLY, AS NEARLY AS PRACTICABLE, EXCEPT THAT THE DISTRICT IS NOT REQUIRED TO
38 PURCHASE THE DELINQUENT LAND AT THE SALE IF THERE IS NO OTHER PURCHASER. IF
39 THE LANDOWNER OWNS MORE THAN ONE PARCEL IN THE DISTRICT, THE DISTRICT BOARD
40 MAY PROVIDE PROCEDURES FOR THE COLLECTION AND ENFORCEMENT OF ASSESSMENTS AS
41 THE BOARD DEEMS APPROPRIATE BY CONTRACT WITH A LANDOWNER TO PERMIT THE SALE
42 OF ANY OR ALL OF THE LANDOWNER'S PARCELS IN THE DISTRICT IF THE LANDOWNER
43 BECOMES DELINQUENT AS TO ANY PARCEL THAT THE LANDOWNER OWNS IN THE DISTRICT.

1 C. ON ADOPTION OF THE RESOLUTION, BUT BEFORE ISSUANCE OF THE SPECIAL
2 ASSESSMENT LIEN BONDS, THE DISTRICT MAY DIRECT THE TREASURER TO MAKE DEMAND
3 ON THE OWNERS OF THE PROPERTY SO ASSESSED, AS SHOWN ON THE PROPERTY TAX ROLL,
4 FOR ADVANCE PAYMENT OF THE AMOUNT ASSESSED. THE DEMAND SHALL STATE A DATE
5 NOT LESS THAN TWENTY DAYS AFTER THE DATE OF ADOPTION OF THE DEMAND AFTER
6 WHICH THE TREASURER MAY REFUSE TO ACCEPT ADVANCE PAYMENTS OF THE ASSESSMENT.
7 THE TREASURER SHALL CERTIFY TO THE CLERK ON OR AFTER THE DATE SPECIFIED IN
8 THE DEMAND THE AMOUNT COLLECTED AND THE ASSESSMENTS REMAINING UNPAID AGAINST
9 EACH PARCEL OF LAND ASSESSED. SPECIAL ASSESSMENT LIEN BONDS MAY NOT BE
10 ISSUED IN AN AMOUNT IN EXCESS OF THE AMOUNT ASSESSED IN THE DEMAND OR, IF
11 ADVANCE PAYMENTS ARE DEMANDED, THE AMOUNT CERTIFIED TO THE CLERK. THE
12 DISTRICT MAY ADOPT PROCEDURES FOR PREPAYMENT AND PROVISIONS FOR PAYMENT AND
13 REALLOCATION OF ASSESSMENTS.

14 D. THE DISTRICT MAY ISSUE AND SELL REFUNDING BONDS TO REFUND ANY
15 SPECIAL ASSESSMENT BONDS OF THE DISTRICT.

16 48-6022. Terms of bonds

17 WITH RESPECT TO ANY BONDS, THE DISTRICT BOARD SHALL PRESCRIBE THE
18 DENOMINATIONS OF THE BONDS, THE SIZE OF EACH ISSUE AND THE FORM OF THE BONDS
19 AND SHALL ESTABLISH THE MATURITIES, INTEREST PAYMENT DATES AND INTEREST
20 RATES, WHETHER FIXED OR VARIABLE, NOT EXCEEDING THE MAXIMUM RATE STATED IN
21 THE NOTICE OF THE ELECTION OR THE RESOLUTION OF THE DISTRICT BOARD. THE
22 BONDS MAY BE SOLD BY COMPETITIVE BID OR NEGOTIATED SALE FOR PUBLIC OR PRIVATE
23 OFFERING AT, BELOW OR ABOVE PAR. IF THE BONDS ARE SOLD BELOW PAR, THE
24 AGGREGATE AMOUNT OF DISCOUNT AND INTEREST TO BE PAID ON THE BONDS SHALL NOT
25 EXCEED THE AMOUNT OF INTEREST WHICH WOULD HAVE BEEN PAYABLE ON THOSE BONDS
26 PURSUANT TO THE MATURITY SCHEDULE PRESCRIBED BY THE DISTRICT BOARD AT THE
27 MAXIMUM RATE SET OUT IN THE BOND RESOLUTION. THE PROCEEDS OF THE SALES SHALL
28 BE DEPOSITED WITH THE TREASURER, OR WITH A TRUSTEE OR AGENT DESIGNATED BY THE
29 DISTRICT BOARD, TO THE CREDIT OF THE DISTRICT TO BE WITHDRAWN FOR THE
30 PURPOSES PROVIDED BY THIS ARTICLE. PENDING THAT USE, THE PROCEEDS MAY BE
31 INVESTED AS DETERMINED BY THE DISTRICT. THE BONDS MAY CONTAIN SUCH TERMS,
32 CONDITIONS, COVENANTS AND AGREEMENTS AS THE DISTRICT BOARD DEEMS PROPER. THE
33 BONDS MAY BE PAYABLE FROM ANY COMBINATION OF REVENUES OR SPECIAL ASSESSMENTS
34 OF THE DISTRICT ON REAL PROPERTY AND AS SPECIFIED IN THE BONDS PROVIDED THAT
35 ALL APPLICABLE REQUIREMENTS OF THOSE SECTIONS ARE MET.

36 48-6023. Annual financial estimate and budget

37 THE DISTRICT BOARD SHALL MAKE ANNUAL STATEMENTS AND ESTIMATES OF THE
38 OPERATION AND MAINTENANCE EXPENSES OF THE DISTRICT, THE COSTS OF CAPITAL
39 IMPROVEMENTS TO BE FINANCED BY THE DISTRICT AND THE AMOUNT OF ALL OTHER
40 EXPENDITURES FOR DISTRICT PURPOSES AND ENHANCED SERVICES PROPOSED TO BE PAID
41 FROM ASSESSMENTS. THE DISTRICT BOARD SHALL FILE THE ANNUAL STATEMENTS AND
42 ESTIMATES WITH THE CLERK. THE DISTRICT BOARD SHALL PUBLISH A NOTICE OF THE
43 FILING OF THE ESTIMATE, SHALL HOLD HEARINGS ON THE ESTIMATE AND SHALL ADOPT
44 A BUDGET. THE BOARD, ON OR BEFORE THE DATE SET BY LAW FOR CERTIFYING THE
45 ANNUAL BUDGET OF THE COUNTY, SHALL FIX, LEVY AND ASSESS THE AMOUNTS TO BE

1 RAISED BY ASSESSMENTS OF THE DISTRICT AND SHALL CAUSE CERTIFIED COPIES OF THE
2 ORDER TO BE DELIVERED TO THE BOARD OF SUPERVISORS. ALL STATUTES RELATING TO
3 THE LEVY AND COLLECTION OF ASSESSMENTS AND SALE OF PROPERTY FOR NONPAYMENT
4 OF ASSESSMENTS APPLY TO THE DISTRICT ASSESSMENTS PROVIDED FOR BY THIS
5 SECTION.

6 Sec. 5. Repeal

7 Laws 2003, chapter 211, section 3 is repealed.

8 Sec. 6. Laws 2003, chapter 211, section 4 is amended to read:

9 Sec. 4. Delayed repeal

10 A. ~~Title 48, chapter 35, Arizona Revised Statutes, as added by this~~
11 ~~act, is repealed from and after July 1, 2005.~~

12 B. Section 2 of this act, relating to the task force on recreational
13 corridor channelization districts, is repealed on December 31, 2003.

14 Sec. 7. Effective date

15 Title 48, chapter 35, Arizona Revised Statutes, as added by this act,
16 is effective from and after June 30, 2005.

APPROVED BY THE GOVERNOR JUNE 3, 2004.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 3, 2004.

Passed the House February 24, 2004,

Passed the Senate April 26, 2004,

by the following vote: 40 Ayes,
16 Nays, 4 Not Voting

by the following vote: 29 Ayes,
1 Nays, 0 Not Voting

Jake Flake
Speaker of the House

Klu Plunett
President of the Senate

Norman L. Moore
Chief Clerk of the House

Chayman Bellington
Secretary of the Senate

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR**

This Bill was received by the Governor this
_____ day of _____, 20____,
at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of
_____, 20____,
at _____ o'clock _____ M.

Governor of Arizona

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE**

This Bill was received by the Secretary of State
this _____ day of _____, 20____,
at _____ o'clock _____ M.

Secretary of State

H.B. 2355

HOUSE FINAL PASSAGE
as per Joint Conference

Passed the House May 24, 2004,

by the following vote: 36 Ayes,

15 Nays, 9 Not Voting

Jake Flake

Speaker of the House

Spelman L. Moore

Chief Clerk of the House

SENATE FINAL PASSAGE
as per Joint Conference

Passed the Senate May 25, 2004,

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

Klu Plunett

President of the Senate

Charmine Bellington

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor

this 25th day of May, 2004,

at 4:20 o'clock P. M.

Wendee Ybarra

Secretary to the Governor

Approved this 3 day of

June, 2004,

at 3:45 o'clock P. M.

Jon Ralston

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 3 day of June, 2004

at 4:22 o'clock P. M.

Janice K. Brewer

Secretary of State

H.B. 2355