

House Engrossed

**FILED**

**JANICE K. BREWER  
SECRETARY OF STATE**

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
First Regular Session  
2007

CHAPTER 91

# **HOUSE BILL 2485**

AN ACT

REPEALING SECTION 45-596, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2006, CHAPTER 56, SECTION 2; AMENDING TITLE 45, CHAPTER 2, ARTICLE 10, ARIZONA REVISED STATUTES, BY ADDING SECTION 45-596.01; RELATING TO THE GROUNDWATER CODE; PROVIDING FOR CONDITIONAL ENACTMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Repeal

3 Section 45-596, Arizona Revised Statutes, as amended by Laws 2006,  
4 chapter 56, section 2, is repealed.

5 Sec. 2. Title 45, chapter 2, article 10, Arizona Revised Statutes, is  
6 amended by adding section 45-596.01, to read:

7 45-596.01. Additional information required with notice of  
8 intention to drill well to pump Colorado river  
9 water; exception

10 IN ADDITION TO THE INFORMATION REQUIRED BY SECTION 45-596, A PERSON WHO  
11 FILES A NOTICE OF INTENTION TO DRILL A WELL THAT WILL PUMP COLORADO RIVER  
12 WATER SHALL INCLUDE WITH THE NOTICE PROOF THAT THE DIRECTOR DETERMINES TO BE  
13 SATISFACTORY THAT THE PERSON HAS THE LEGAL RIGHT TO USE COLORADO RIVER WATER.  
14 THIS SECTION DOES NOT APPLY TO A PROPOSED WELL THAT WILL HAVE A PUMP WITH A  
15 MAXIMUM CAPACITY OF NOT MORE THAN THIRTY-FIVE GALLONS PER MINUTE AND THAT  
16 WILL BE USED FOR THE SUPPLY, SERVICE AND ACTIVITIES OF HOUSEHOLDS AND PRIVATE  
17 RESIDENCES, INCLUDING THE APPLICATION OF WATER TO LESS THAN TWO ACRES OF LAND  
18 TO PRODUCE PLANTS OR PARTS OF PLANTS FOR SALE OR HUMAN CONSUMPTION OR FOR USE  
19 AS FEED FOR LIVESTOCK, RANGE LIVESTOCK OR POULTRY, AS THOSE TERMS ARE DEFINED  
20 IN SECTION 3-1201.

21 Sec. 3. Effective date; condition; notice

22 A. Section 45-596.01, Arizona Revised Statutes, as added by this act,  
23 does not become effective until thirty days after the date final regulations  
24 for administering entitlements to Colorado river water in the lower Colorado  
25 river basin are published in the federal register.

26 B. The director of water resources shall promptly provide written  
27 notice to the secretary of state and the executive director of the Arizona  
28 legislative council of the date final regulations for administering  
29 entitlements to Colorado river water in the lower Colorado river basin are  
30 published in the federal register.

APPROVED BY THE GOVERNOR APRIL 18, 2007.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 18, 2007.

Passed the House March 6, 20 07

by the following vote: 57 Ayes,

0 Nays, 3 Not Voting

[Signature]  
Speaker of the House

[Signature]  
Chief Clerk of the House

Passed the Senate April 12, 20 07

by the following vote: 28 Ayes,

0 Nays, 2 Not Voting

[Signature]  
President of the Senate

[Signature]  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill received by the Governor this

12th day of April, 20 07

at 2:06 o'clock P. M.

[Signature]  
Secretary to the Governor

Approved this 18 day of

April

at 2:5 o'clock P. M.

[Signature]  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 18 day of April, 20 07

at 3:33 o'clock P. M.

[Signature]  
Secretary of State

H.B. 2485