

Senate Engrossed

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
Senate
Forty-ninth Legislature
First Regular Session
2009

CHAPTER 29

SENATE BILL 1323

AN ACT

AMENDING SECTION 26-309, ARIZONA REVISED STATUTES; RELATING TO EMERGENCY
MANAGEMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 26-309, Arizona Revised Statutes, is amended to
3 read:

4 26-309. Mutual aid; responsibilities of agencies and officials;
5 interstate and federal agreements; definition

6 A. The purposes of the provisions of this section are to facilitate
7 the rendering of aid to persons or property in areas within the state
8 stricken by an emergency and to make unnecessary the execution of written
9 agreements in times of emergency. Any emergency plans duly adopted and
10 approved satisfy the requirement for mutual aid agreements.

11 B. During an emergency, if ~~the need arises for outside aid~~ in any
12 county, city, ~~or~~ town, PRIVATE WATER OR WASTEWATER UTILITY OR SPECIAL TAXING
13 DISTRICT REQUIRES OUTSIDE AID, such aid may be rendered in accordance with
14 approved emergency plans AND MUTUAL AID AGREEMENTS.

15 C. The governor ~~may~~, on behalf of this state, MAY enter into
16 reciprocal aid agreements or compacts, mutual aid plans, ~~or~~ other interstate
17 arrangements for the protection of life and property with other states and
18 the federal government. Such mutual aid arrangements may include the
19 furnishing or exchange on terms and conditions deemed necessary of supplies,
20 equipment, facilities, personnel and services.

21 D. A COUNTY, CITY, TOWN, PRIVATE WATER OR WASTEWATER UTILITY OR
22 SPECIAL TAXING DISTRICT MAY ENTER INTO MUTUAL AID AGREEMENTS WITH OTHER
23 ENTITIES IF THE OTHER ENTITIES PROVIDE WATER OR WASTEWATER SERVICES. THE
24 MUTUAL AID AGREEMENTS SHALL ADDRESS RESPONDING TO EMERGENCIES THAT AFFECT
25 WATER AND WASTEWATER SERVICES AND SPECIFY HOW THE COSTS OF THE RESPONDING
26 SERVICE PROVIDER WILL BE REIMBURSED BY THE SERVICE PROVIDER THAT REQUESTS
27 AID.

28 E. FOR THE PURPOSES OF THIS SECTION, "SPECIAL TAXING DISTRICT" MEANS
29 ANY DISTRICT FORMED PURSUANT TO TITLE 48, CHAPTER 6, ARTICLE 4 OR CHAPTER 14,
30 ARTICLE 1.

APPROVED BY THE GOVERNOR JULY 9, 2009.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JULY 9, 2009.

Passed the House July 1, 2009

by the following vote: 55 Ayes,

0 Nays, 5 Not Voting

[Signature]
Speaker of the House
[Signature]
Chief Clerk of the House

Passed the Senate June 22, 2009

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

[Signature]
President of the Senate
[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this
1st day of July, 2009.

at 8:53 o'clock A. M.

[Signature]
Secretary to the Governor

Approved this 9th day of
July, 2009.

at _____ o'clock _____ M.
[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State
this 9 day of July, 2009.

at 4:15 o'clock P. M.
[Signature]
Secretary of State

S.B. 1323