

Senate Engrossed House Bill

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
House of Representatives
Forty-ninth Legislature
Second Regular Session
2010

CHAPTER 147

HOUSE BILL 2046

AN ACT

AMENDING SECTIONS 41-835.01, 41-835.03, 41-835.04, 41-835.05 AND 41-836, ARIZONA REVISED STATUTES; REPEALING SECTION 41-3010.05, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 27, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-3020.05; RELATING TO GEOGRAPHIC FEATURES AND PLACES OF HISTORICAL SIGNIFICANCE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 41-835.01, Arizona Revised Statutes, is amended to
3 read:

4 41-835.01. Definitions

5 In this article, unless the context otherwise requires,— :

6 1. "Board" means the state board on geographic and historic names.

7 2. "GEOGRAPHIC FEATURES" MEANS MOUNTAINS, CANYONS, GULCHES, STREAMS,
8 STREAMBEDS OR CHANNELS WHETHER FLOWING OR DRY, NATURAL BRIDGES, NATURAL
9 LAKES, NATURAL MONUMENTS, MESAS, DESERTS, FORESTS, SPRINGS, WATER HOLES,
10 CLIFFS, CHASMS AND OTHER SIMILAR NATURAL OBJECTS, PLACES OR THINGS.

11 3. "PLACES OF HISTORICAL SIGNIFICANCE" OR "HISTORIC PLACE" MEANS
12 OBJECTS, PLACES OR THINGS THAT ARE ASSOCIATED WITH OR NAMED AFTER PEOPLE,
13 PLACES OR EVENTS OF HISTORICAL SIGNIFICANCE, INCLUDING ARTIFICIAL BRIDGES,
14 DAMS, ARTIFICIAL LAKES, PARKS, MINING DISTRICTS, ARTIFICIAL MONUMENTS, ROADS,
15 TRAILS OR OTHER SIMILAR ARTIFICIAL OBJECTS, PLACES OR THINGS.

16 Sec. 2. Section 41-835.03, Arizona Revised Statutes, is amended to
17 read:

18 41-835.03. Powers and duties

19 A. The board shall:

20 1. Receive and evaluate all proposals for changes in or additions to
21 names of geographic features and places of historical significance in this
22 state and after this evaluation designate the most appropriate and acceptable
23 names and spelling of these names for use in maps and other official
24 governmental documents.

25 2. Receive and evaluate all proposals for naming geographic features
26 in this state for which no generally accepted name is or has been in use and
27 after this evaluation designate a name for use in maps and other official
28 governmental documents.

29 3. Cooperate with political subdivisions of this state to eliminate
30 the duplication of the names of geographic features that are not of
31 historical significance.

32 4. Assist and cooperate with the United States board of geographic
33 names in matters relating to names of geographic features and places in this
34 state.

35 5. Maintain a list of advisers who have expertise in this state's
36 history, geography or culture and consult with those advisers in evaluating
37 proposals.

38 6. Designate one or more members to act as the state representative to
39 the western states geographic names council.

40 B. The board may:

41 1. Adopt rules for the orderly conduct of business.

42 2. Initiate proposals for changes in or additions to geographic or
43 historic names in this state. Any proposal initiated by the board shall be
44 evaluated in accordance with the procedures prescribed under section
45 41-835.04.

- 1 C. Notwithstanding any other law, the board shall not:
2 1. Change street and road names for the purpose of uniformity ~~and it~~
3 ~~shall not.~~
4 2. Name scenic or historical highways.
5 3. DESIGNATE A NAME FOR A GEOGRAPHIC FEATURE THAT COMMEMORATES ANY
6 PERSON UNTIL THAT PERSON HAS BEEN DECEASED AT LEAST FIVE YEARS.

7 Sec. 3. Section 41-835.04, Arizona Revised Statutes, is amended to
8 read:

9 41-835.04. Changes in or additions of geographic features or
10 places of historical significance; submission of
11 proposal; consideration; action; notice

12 A. A person, a group or an agency of federal, state or local
13 government may propose a change in or the addition of any geographic FEATURE
14 or PLACE OF ~~historic name~~ HISTORICAL SIGNIFICANCE within this state by
15 submitting it and supporting information to the board for evaluation and
16 recommendation.

17 B. On receipt of a proposal, together with sufficient supporting
18 information, the board shall:

19 1. Place the proposal on the agenda for consideration at its next
20 meeting.

21 2. Give appropriate notice to persons and groups that are affected by
22 the proposal or might have an interest in it.

23 3. Provide opportunities for public comment.

24 4. Conduct research and field investigations as it deems necessary.

25 C. When the board takes action on a proposal, it shall notify the
26 person, group or agency that submitted the proposal and shall transmit the
27 official recommendation of geographic names to the United States board of
28 geographic names. The names approved by the board shall be filed with the
29 secretary of state and the clerk of the board of supervisors in the
30 appropriate county.

31 Sec. 4. Section 41-835.05, Arizona Revised Statutes, is amended to
32 read:

33 41-835.05. Use of names chosen

34 When the board designates a name for a geographic feature OR PLACE OF
35 HISTORICAL SIGNIFICANCE within this state, the name is the official name for
36 the geographic feature or historic place and shall be used in and on all
37 maps, records, documents and other publications issued by this state or its
38 departments and political subdivisions.

39 Sec. 5. Section 41-836, Arizona Revised Statutes, is amended to read:

40 41-836. Restriction on changing historical name

41 It is unlawful for a public officer, department, agency or employee to
42 change and record in writing or otherwise in any public records, documents or
43 papers of this state the name of a PLACE OF HISTORICAL SIGNIFICANCE OR
44 mountain, canyon, gulch, stream, streambed or channel whether flowing or dry,
45 mesa, desert, forest, spring, water hole, bridge either natural or

1 artificial, cliff, chasm, dam, lake either natural or artificial, park,
2 mining district, monument either natural or artificial, road, trail or other
3 natural or artificial geographic feature in this state unless the change has
4 first been approved by the board.

5 Sec. 6. Repeal

6 Section 41-3010.05, Arizona Revised Statutes, is repealed.

7 Sec. 7. Title 41, chapter 27, article 2, Arizona Revised Statutes, is
8 amended by adding section 41-3020.05, to read:

9 41-3020.05. State board on geographic and historic names;
10 termination July 1, 2020

11 A. THE STATE BOARD ON GEOGRAPHIC AND HISTORIC NAMES TERMINATES ON JULY
12 1, 2020.

13 B. TITLE 41, CHAPTER 4.1, ARTICLE 3 IS REPEALED ON JANUARY 1, 2021.

14 Sec. 8. Purpose

15 Pursuant to section 41-2955, subsection B, Arizona Revised Statutes,
16 the legislature continues the state board on geographic and historic names to
17 ensure that the historical record of this state is protected and preserved.

18 Sec. 9. Retroactivity

19 Sections 6 and 7 of this act are effective retroactively to July 1,
20 2010.

APPROVED BY THE GOVERNOR APRIL 26, 2010.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 27, 2010.

Passed the House February 2, 2010

Passed the Senate April 1, 2010

by the following vote: 56 Ayes,

by the following vote: 18 Ayes.

2 Nays, 1 Not Voting

8 Nays, 4 Not Voting

1 vacancy
[Signature]
Speaker of the House

[Signature]
President of the Senate

[Signature]
Chief Clerk of the House

[Signature]
Secretary of the Senate

~~EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR~~

~~This Bill received by the Governor this~~

~~_____ day of _____, 20_____~~

~~at _____ o'clock _____ M.~~

~~_____
Secretary to the Governor~~

~~Approved this _____ day of~~

~~at _____ o'clock _____ M.~~

~~_____
Governor of Arizona~~

~~EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE~~

~~This Bill received by the Secretary of State~~

~~this _____ day of _____, 20_____~~

~~at _____ o'clock _____ M.~~

~~_____
Secretary of State~~

H.B. 2046

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

April 20, 2010,

by the following vote: 54 Ayes,

2 Nays, 4 Not Voting

[Signature]
Speaker of the House

Cheryl Laube
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

20 day of April, 2010

at 4:40 o'clock P. M.

[Signature]
Secretary to the Governor

Approved this 26 day of

April, 2010,

at 6:00 o'clock P. M.

[Signature]
Governor of Arizona

H.B. 2046

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State
this 27th day of April, 2010,

at 12:60 o'clock P. M.

[Signature]
Secretary of State