

Senate Engrossed  
**FILED**  
**KEN BENNETT**  
**SECRETARY OF STATE**

State of Arizona  
Senate  
Fiftieth Legislature  
Second Regular Session  
2012

CHAPTER 135

## **SENATE BILL 1075**

AN ACT

AMENDING SECTION 37-622, ARIZONA REVISED STATUTES; RELATING TO WILDFIRE  
DEPLOYMENT AND SUPPRESSION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 37-622, Arizona Revised Statutes, is amended to  
3 read:

4 37-622. Duties of state forester; acceptance of federal law

5 A. The state forester is designated as the agent of the state of  
6 Arizona and shall administer the provisions of this chapter. In addition,  
7 the state forester shall:

8 1. Perform all management and administrative functions assigned or  
9 delegated to this state by the United States relating to forestry and  
10 financial assistance and grants relating to forestry.

11 2. Identify sources of information relating to forest management,  
12 including wildfire suppression and recovery and administrative and judicial  
13 appeals and litigation with respect to timber sales and forest thinning  
14 projects in this state, and develop procedures for compiling and transferring  
15 that information to the state forester.

16 3. Take necessary action to maximize state fire assistance grants,  
17 including establishing timelines for using grant monies and reallocating  
18 lapsed grant monies to other projects.

19 4. Conduct education and outreach in forest communities explaining the  
20 wildfire threat to private property caused by lack of timber harvesting and  
21 thinning.

22 5. Monitor forestry projects and wildfire activities.

23 6. Intervene on behalf of this state and its citizens in  
24 administrative and judicial appeals and litigation that challenge  
25 governmental efforts supported by the state forester if the state forester  
26 determines that intervention is in the best interests of this state.

27 7. ANNUALLY DEVELOP AND IMPLEMENT A COMPREHENSIVE PLAN FOR THE  
28 DEPLOYMENT OF STATE, COUNTY, MUNICIPAL, FIRE DISTRICT, VOLUNTEER FIRE  
29 ASSOCIATION AND PRIVATE FIRE SERVICE PROVIDER CONTRACT RESOURCES TO WILDFIRE  
30 SUPPRESSION ACTIVITIES. THE WILDFIRE DEPLOYMENT PLAN SHALL TAKE INTO ACCOUNT  
31 ANTICIPATED FIRE CONDITIONS AND FIRE SEVERITY AND MAY INCLUDE PREPOSITIONING  
32 RESOURCES AS NECESSARY. THE STATE FORESTER SHALL CONSULT WITH FEDERAL LAND  
33 MANAGEMENT FIREFIGHTING AGENCIES, STATE AND COUNTY EMERGENCY AGENCIES,  
34 MUNICIPAL FIRE DEPARTMENTS, FIRE DISTRICTS, STATEWIDE FIRE DISTRICT AND  
35 STATEWIDE FIRE CHIEFS ASSOCIATIONS, VOLUNTEER FIRE DEPARTMENTS AND PRIVATE  
36 FIRE CONTRACTORS IN THE DEVELOPMENT OF A COMPREHENSIVE WILDFIRE DEPLOYMENT  
37 PLAN, THE IMPLEMENTATION OF STANDARDS FOR TRAINING AND CERTIFICATION FOR ALL  
38 CLASSES OF WILDLAND FIRE PERSONNEL AND THE IMPLEMENTATION OF STANDARDS FOR  
39 WILDLAND FIRE APPARATUS AND EQUIPMENT THAT IS DEPLOYED UNDER COOPERATIVE  
40 AGREEMENTS WITH THE STATE FORESTER.

41 8. PROVIDE NECESSARY OVERSIGHT TO ENSURE STANDARDIZED TRAINING AND  
42 CERTIFICATION FOR ALL CLASSIFICATIONS OF WILDFIRE FIREFIGHTERS TO BE  
43 DEPLOYED, THROUGH COOPERATOR AGREEMENT WITH THE STATE FORESTER, TO ANY  
44 FEDERAL OR STATE WILDFIRE INCIDENT.

1 B. During the first regular session of each legislature, the state  
2 forester shall present information to the legislative committees with  
3 jurisdiction over forestry issues. The state forester shall collaborate  
4 with, and invite the participation of, relevant state, federal and local  
5 governmental officers and agencies. A written report is not required, but  
6 the presentation shall include information concerning:

7 1. Forestry management, including the current conditions of the  
8 forests in this state on federal, state and private property as affected by  
9 federal, state and local public policies, climatic conditions, wildfire  
10 hazards, pest infestations, overgrowth and overgrowth control policies and  
11 methods and the effects of current federal policy on forest management and  
12 impacts on forest land management.

13 2. The wildland-urban interface, including the effects of county and  
14 municipal zoning policies and wildfire hazards on public and private  
15 property.

16 3. Wildfire emergency management issues, including:

17 (a) Intergovernmental and interagency primacy, cooperation,  
18 coordination, roles and training of federal, state and local forestry,  
19 firefighting and law enforcement agencies.

20 (b) Channels and methods of communicating emergency information to the  
21 public.

22 (c) The roles of governmental and nongovernmental disaster relief  
23 agencies and organizations.

24 (d) The level of federal, state and local emergency funding.

25 C. The state forester may:

26 1. Furnish technical advice to the people of the state on forestry  
27 matters.

28 2. Do all other acts necessary to take advantage of and carry out the  
29 provisions of the act of Congress described in subsection D.

30 D. This state accepts the provisions of the cooperative forestry  
31 assistance act of 1978 (P.L. 95-313; 92 Stat. 365; 16 United States Code  
32 chapter 41) providing for federal forestry assistance programs to states.

APPROVED BY THE GOVERNOR MARCH 29, 2012.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 29, 2012.

Passed the House March 26, 2012,

by the following vote: 53 Ayes,

1 Nays, 6 Not Voting

[Signature]  
Speaker of the House

[Signature]  
Chief Clerk of the House

Passed the Senate February 20, 2012,

by the following vote: 26 Ayes,

0 Nays, 4 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

28 day of March, 2012,

at 10:20 o'clock A M.

[Signature]  
Secretary to the Governor

Approved this 29th day of

March, 2012;

at 10:50 o'clock A M.

[Signature]  
Governor of Arizona

S.B. 1075

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State  
this 29th day of March, 2012,

at 4:58 o'clock P M.

[Signature]  
Secretary of State