

House Engrossed

FILED
MICHELE REAGAN
SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-second Legislature
First Regular Session
2015

CHAPTER 71

HOUSE BILL 2106

AN ACT

AMENDING SECTION 26-304, ARIZONA REVISED STATUTES; REPEALING SECTION 41-3015.09, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 27, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-3023.11; RELATING TO THE DEPARTMENT OF EMERGENCY AND MILITARY AFFAIRS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 26-304, Arizona Revised Statutes, is amended to
3 read:

4 26-304. State emergency council; membership; powers and duties;
5 definition

6 A. ~~There is established a~~ THE state emergency council IS ESTABLISHED
7 consisting of the following persons or their designee:

- 8 1. Governor.
- 9 2. Secretary of state.
- 10 3. Attorney general.
- 11 4. Adjutant general.
- 12 5. Director of the division of emergency management.
- 13 6. Director of the department of transportation.
- 14 7. Director of the department of health services.
- 15 8. Director of ~~the department of~~ environmental quality.
- 16 9. Director of the department of public safety.
- 17 10. Director of the Arizona department of agriculture.
- 18 11. Director of the department of administration.
- 19 12. Director of ~~the department of~~ water resources.
- 20 13. President of the senate as an advisory member.
- 21 14. Speaker of the house of representatives as an advisory member.

22 B. The powers and duties of the council include:

- 23 1. Making recommendations for orders, rules, policies and procedures
24 to the governor.
- 25 2. Recommending to the governor the assignment of any responsibility,
26 service or activity to a state agency relative to emergencies or planning for
27 emergencies.
- 28 3. Issuing, in the event of inaccessibility of the governor, a state
29 of emergency proclamation under the same conditions by which the governor
30 could issue such a proclamation, if the action is taken at a meeting of the
31 council called by the director and if not less than three council members,
32 one of whom is an elected official, approve the action.

33 C. The council shall monitor each emergency declared by the governor
34 and the activities and response of the division to the emergency. The
35 council shall recommend to the governor or the legislature based on the
36 reports submitted to it by the auditor that the emergency conditions have
37 stabilized and that the emergency is substantially contained.

38 ~~D. The council established by this section ends on July 1, 2021~~
39 ~~pursuant to section 41-3103.~~

40 ~~E.~~ D. For the purposes of this section, "advisory member" means a
41 member who gives advice to the other members of the state emergency council
42 at meetings of the council but who is not eligible to vote, is not a member
43 for purposes of determining whether a quorum is present and is not eligible
44 to receive any compensation or reimbursement of expenses by the council.

Passed the House February 25, 20 15

by the following vote: 59 Ayes,

0 Nays, 1 Not Voting

[Signature]
Speaker of the House

[Signature]
Chief Clerk of the House

Passed the Senate March 23, 20 15

by the following vote: 38 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

24th day of March, 20 15

at 12:10 o'clock P. M.

[Signature]
Secretary to the Governor

Approved this 21st day of

March

at 11:48 o'clock A. M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 27th day of March, 20 15

at 9:00 o'clock A. M.

[Signature]
Secretary of State

H.B. 2106