



STATE OF ARIZONA
OFFICE OF THE GOVERNOR

DOUGLAS A. DUCEY
GOVERNOR

EXECUTIVE OFFICE

June 6, 2019

The Honorable Katie Hobbs
Secretary of State
1700 W. Washington, 7th Floor
Phoenix, AZ 85007

Dear Secretary Hobbs:

I am transmitting to you the following bills from the Fifty-fourth Legislature, 1st Regular Session, which I signed on June 6th, 2019:

H.B. 2475 water use; criminal penalty; wells (Bowers)
H.B. 2501 electronic records; state library (Blackman)
H.B. 2758 empowerment scholarships; qualified school (Petersen)
S.B. 1215 state lease-purchase agreements; payoff (Livingston)
S.B. 1216 uniform receivership act; commercial property (Livingston)
S.B. 1220 reviser's technical corrections; 2019 (Fann)
S.B. 1244 caregivers; assisted living; training (Brophy-McGee)
S.B. 1485 school tuition organization; inflator (Mesnard)

Sincerely,

Douglas A. Ducey
Governor
State of Arizona

cc: Senate Secretary
Chief Clerk of the House of Representatives
Arizona News Service

Senate Engrossed House Bill

FILED

KATIE HOBBS

SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-fourth Legislature
First Regular Session
2019

CHAPTER 274
HOUSE BILL 2475

AN ACT

AMENDING SECTION 45-112, ARIZONA REVISED STATUTES; RELATING TO WATERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 45-112, Arizona Revised Statutes, is amended to
3 read:

4 45-112. Violations; classification; enforcement

5 A. A person is guilty of a class 2 misdemeanor who:

6 1. Knowingly and without authority opens, closes, changes or
7 interferes with a lawfully established ~~head gate~~ HEADGATE, measuring
8 device or water box.

9 2. Knowingly uses water or conducts into or through such person's
10 ditch water lawfully denied such person by the water superintendent or
11 other competent authority.

12 3. Without authority uses water to which another is entitled EXCEPT
13 FOR WATER TAKEN THROUGH A REGISTERED WELL WITHOUT KNOWLEDGE THAT SUCH
14 WATER CONSTITUTES THE SUBFLOW OF A RIVER OR STREAM.

15 4. Without authority diverts water from a stream.

16 5. Knowingly wastes water to the detriment of another.

17 6. Diverts a stream to the injury or threatened injury of the lands
18 of another.

19 7. Uses, stores or diverts water without or before the issuance of
20 a permit to appropriate such waters.

21 8. Places or maintains an obstruction interfering with the use of
22 works, or prevents convenient access thereto, when an appropriator of
23 water has the lawful right of way for the storage, diversion or carriage
24 of such water.

25 B. The possession or use of water when it has been lawfully denied
26 by the water superintendent or other competent authority is prima facie
27 evidence of the guilt of the person using it.

28 C. The water superintendent or ~~his~~ THE WATER SUPERINTENDENT'S
29 assistants ~~may~~, within ~~his~~ THE WATER SUPERINTENDENT'S district, MAY arrest
30 any person violating this section and deliver ~~him~~ THAT PERSON to the
31 sheriff or other police officer within the county, and ~~upon~~ ON delivery
32 shall immediately make a complaint against ~~such~~ THAT person before a
33 justice of the peace. If no water superintendent has been appointed for a
34 water district, any affected person within the district may make a
35 complaint to the sheriff or other police officer within the county against
36 a person who violates this section.

APPROVED BY THE GOVERNOR JUNE 6, 2019.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 6, 2019.

Passed the House March 4, 2019

by the following vote: 31 Ayes,

28 Nays, 1 Not Voting

[Signature]
Speaker of the House

Pro Tempore

[Signature]
Chief Clerk of the House

Passed the Senate April 16, 2019

by the following vote: 17 Ayes,

13 Nays, 0 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

_____ 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. 2475

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

May 21, 2019,

by the following vote: 29 Ayes,

31 Nays, 0 Not Voting

FAILED

Speaker of the House

Jim Duha

Pro Tempore

Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

_____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

_____, 20____,

at _____ o'clock _____ M.

Governor of Arizona

H.B. 2475

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this _____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary of State

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

Passed the House May 23, 2019

by the following vote: 32 Ayes,

28 Nays, 0 Not Voting

[Signature]
Speaker of the House

Pro Tempore

[Signature]
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this
23rd day of May, 2019

at 4:02 o'clock P M.

[Signature]
Secretary to the Governor

Approved this 6th day of

June 2019

at 11:01 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 6 day of June, 2019

at 3:53 o'clock P. M.

[Signature]
Secretary of State

ON RECONSIDERATION
H.B. 2475