



Bill Number: S.B. 1288

Griffin Floor Amendment

Reference to: printed bill

Amendment drafted by: Legislative Council – Marge Ray

FLOOR AMENDMENT EXPLANATION

The Griffin Floor Amendment restructures the Arizona Water Protection Fund Commission (Commission) by reducing its voting membership from fifteen to nine, defines eligibility, representation and appointment responsibility for those positions and stipulates that existing members of the Commission will only be removed once their terms expire. The Griffin floor amendment also adds two members of the Legislature to the Commission as non-voting advisory members.

Amendment explanation prepared by David Fernandez

2/21/2013

GRIFFIN FLOOR AMENDMENT
SENATE AMENDMENTS TO S.B. 1288
(Reference to printed bill)

1 Page 1, between lines 1 and 2, insert:

2 "Section 1. Section 45-2103, Arizona Revised Statutes, is amended to
3 read:

4 45-2103. Arizona water protection fund commission

5 A. The Arizona water protection fund commission is established and
6 consists of two ex officio members, TWO ADVISORY MEMBERS and ~~fifteen~~ NINE
7 appointed members who are residents of this state, who have demonstrated an
8 interest in natural resources and who are appointed as follows:

9 1. One person ~~representing~~ WHO REPRESENTS a multi-county water
10 conservation district established pursuant to title 48, chapter 22 and named
11 by that district's governing board.

12 ~~2. Three persons representing municipalities that have entered into~~
13 ~~subcontracts for central Arizona project water. One person shall be from a~~
14 ~~county with a population of less than five hundred thousand persons according~~
15 ~~to the most recent United States decennial census and appointed by the~~
16 ~~speaker of the house of representatives, one person shall be from a county~~
17 ~~with a population of five hundred thousand or more persons but less than one~~
18 ~~million two hundred thousand persons according to the most recent United~~
19 ~~States decennial census and appointed by the president of the senate and one~~
20 ~~person shall be from a county with a population of one million two hundred~~
21 ~~thousand or more persons according to the most recent United States decennial~~
22 ~~census~~ ONE PERSON WHO REPRESENTS A STATE ASSOCIATION OF NATURAL RESOURCE
23 CONSERVATION DISTRICTS and WHO IS appointed by the governor.

24 ~~3. One person representing agriculture and appointed by the speaker of~~
25 ~~the house of representatives.~~

26 ~~4.~~ 3. ~~One person representing~~ FOUR PERSONS WHO REPRESENT natural
27 resource conservation districts established pursuant to title 37, chapter 6,
28 ~~and appointed by the governor~~ AND WHO REPRESENT GEOGRAPHICALLY DIVERSE AREAS
29 OF THIS STATE, TWO OF WHOM SHALL BE APPOINTED BY THE PRESIDENT OF THE SENATE
30 AND TWO OF WHOM ARE APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

1 ~~5.~~ 4. ~~Four members~~ ONE MEMBER of the public ~~with~~ WHO HAS at least a
2 bachelor's degree in ~~biology, botany, ecology, geology, geography,~~ hydrology,
3 ~~resource economics or zoology and who have significant work related~~
4 ~~experience in the area of water resources management and conservation or~~
5 ~~natural resources management and conservation. One person shall be appointed~~
6 ~~by the speaker of the house of representatives, two persons shall be~~
7 ~~appointed by the president of the senate~~ WHO REPRESENTS A CITY THAT IS SERVED
8 BY THE CENTRAL ARIZONA PROJECT and ~~one person shall be~~ WHO IS appointed by
9 the governor. ~~At least one of the members shall be from a county with a~~
10 ~~population of less than five hundred thousand persons according to the most~~
11 ~~recent United States decennial census.~~

12 ~~6.~~ 5. ~~Two persons~~ ONE PERSON who ~~are~~ IS knowledgeable IN NATURAL
13 RESOURCE CONSERVATION ISSUES OR in water resource issues related to riparian
14 ecosystems, who ~~have been recommended by at least one environmental~~
15 ~~organization that is incorporated under the laws of this state or that for~~
16 ~~federal tax purposes files under section 501(c)(3) of the internal revenue~~
17 ~~code and whose purpose includes the protection, conservation or restoration~~
18 ~~of this state's rivers and streams and associated riparian habitats,~~
19 ~~including fish and wildlife resources that are dependent on these habitats,~~
20 REPRESENTS AN AGRICULTURAL IMPROVEMENT DISTRICT ESTABLISHED PURSUANT TO TITLE
21 48, CHAPTER 17 and who ~~are~~ IS appointed by the governor.

22 ~~7.~~ ~~One person representing an agricultural improvement district~~
23 ~~established pursuant to title 48, chapter 17, who has at least a bachelor's~~
24 ~~degree in biology, botany, ecology, geology, geography, hydrology, resource~~
25 ~~economics or zoology, who has significant work related experience in the area~~
26 ~~of natural resources conservation and who is appointed by the governor.~~

27 ~~8.~~ 6. One person ~~representing~~ WHO REPRESENTS an Indian tribe AND WHO
28 IS appointed by the chairman of the intertribal council of Arizona.

29 ~~9.~~ ~~One person representing an industrial water user who has entered~~
30 ~~into a subcontract for central Arizona project water appointed by the~~
31 ~~governor.~~

32 ~~10.~~ 7. As nonvoting ex officio members, the director of the department
33 of water resources and the state land commissioner.

34 8. AS NONVOTING ADVISORY MEMBERS, ONE MEMBER OF THE HOUSE OF
35 REPRESENTATIVES WHO IS APPOINTED BY THE SPEAKER OF THE HOUSE OF
36 REPRESENTATIVES AND ONE MEMBER OF THE SENATE WHO IS APPOINTED BY THE
37 PRESIDENT OF THE SENATE. ADVISORY MEMBERS MAY NOT BE CONSIDERED FOR PURPOSES
38 OF ESTABLISHING A QUORUM.

1 B. Members of the commission appointed pursuant to subsection A,
2 paragraphs 1 through ~~9~~ 6 of this section shall be appointed for staggered
3 terms of three years. A member may serve more than one term and may continue
4 to serve beyond the expiration of the term until a successor is appointed and
5 assumes office.

6 C. On request, members who are not ex officio members of the
7 commission are eligible to receive compensation pursuant to section 38-611,
8 not to exceed three thousand dollars in any calendar year, and are eligible
9 for reimbursement for expenses pursuant to title 38, chapter 4, article 2.

10 D. Members of the commission are immune from liability for any action
11 necessary to carry out the purposes of this chapter."

12 Renumber to conform

13 Page 2, after line 34, insert:

14 "Sec. 3. Commission membership; concurrent terms

15 A. Notwithstanding section 45-2103, Arizona Revised Statutes, as
16 amended by this act, the appointed members of the Arizona water protection
17 fund commission who are currently serving shall continue to serve until their
18 terms expire.

19 B. The members of the Arizona water protection fund commission who are
20 appointed on or after the effective date of section 45-2103, Arizona Revised
21 Statutes, as amended by this act, shall serve terms concurrently with
22 existing members of the commission until the existing members' terms are
23 completed."

24 Amend title to conform

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