



## ARIZONA STATE SENATE

### Fifty-First Legislature, First Regular Session

#### AMENDED FACT SHEET FOR S.B. 1464

#### mining advisory council; membership

##### Purpose

Modifies the membership of the Mining Advisory Council.

##### Background

Laws 2010, Chapter 309, established the Mining Advisory Council (Council). The Council is composed of the following nine members: a) the state mine inspector or their designee; b) three members appointed by the Speaker of the House of Representatives, who are actively involved in the mining industry; c) three members appointed by the President of the Senate, who are actively involved in the mining industry; and d) two public members who have natural resource experience appointed by the Governor. Arizona Revised Statutes (A.R.S.) § 41-4701 required the initial Council members to assign themselves by lot to two, three, four and five year terms of office and states all subsequent members serve five year terms. Members are not eligible for compensation but are eligible for reimbursement of expenses.

The functions of the Council include, but are not limited to, reviewing mining policy in the state and reviewing, advising and making recommendations to state agencies on proposed rules and budget allocations that affect mining operations in Arizona. The Council is permitted to analyze policies that affect mining, including those policies made by an administrative law judge and department directors. The comments of the Council may be included in the official record of each state agency and accepted if practical.

There is no anticipated fiscal impact to the state General Fund associated with this legislation.

##### Provisions

1. Adds one member from the Senate to serve as an advisory member, appointed by the President of the Senate.
2. Adds one member from the House of Representatives to serve as an advisory member, appointed by the Speaker of the House of Representatives.
3. Requires the members of mining industries to be employees of a mining company in this state, rather than representing a mining company.
4. Modifies the experience requirement for public members.

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5. Removes the function of the Council to review, advise and make recommendations to state agencies on budget allocations affecting mining.
6. Deletes the function of the Council to conduct periodic analyses of agency policy affecting mining.
7. Stipulates that to be eligible for membership on the Council, an individual must be lawfully present in the United States.
8. Defines *advisory member*.
9. Makes technical and conforming changes.
10. Becomes effective on the general effective date.

Amendments Adopted by Committee

1. Modifies Council membership and reduces its functions.
2. Removes delayed effective date.
3. Makes technical and conforming changes.

Amendments Adopted by Committee of the Whole

- Stipulates eligibility requirements to serve on the Council.

Senate Action

GE	2/18/13	DPA	6-0-1-0
3 <sup>rd</sup> Read	2/28/13		27-0-3-0

Prepared by Senate Research

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