

LIVINGSTON FLOOR AMENDMENT  
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2330  
(Reference to printed bill)

1 Page 2, line 27, after the second "WITHIN" insert "THE UNINCORPORATED AREA OF"

2 Strike lines 29 through 45

3 Page 3, strike lines 1 through 8, insert "PURSUANT TO SECTION 9-471.03. THE COUNTY  
4 BOARD OF SUPERVISORS SHALL NOTIFY THE CITY OR TOWN IF THE ORDER OF THE COUNTY  
5 BOARD OF SUPERVISORS ORDERING THE DEANNEXATION OF THE PUBLIC RIGHT-OF-WAY IS  
6 APPROVED."

7 After line 15, insert:

8 "Sec. 2. Section 9-471.03, Arizona Revised Statutes, is amended to  
9 read:

10 9-471.03. Return of certain land to county: procedures

11 A. Notwithstanding any other law, territory may be deannexed, severed  
12 and returned to the county by a city or town if the territory is a county  
13 owned park, a park operated on public lands by a county as part of a  
14 management agreement or land owned by a flood control district.

15 B. NOTWITHSTANDING ANY OTHER LAW, A PUBLIC RIGHT-OF-WAY THAT IS  
16 PARTIALLY LOCATED WITHIN A CITY OR TOWN AND PARTIALLY LOCATED WITHIN THE  
17 UNINCORPORATED AREA OF A COUNTY MAY BE DEANNEXED AND SEVERED FROM THE CITY OR  
18 TOWN AND RETURNED TO THE COUNTY.

19 ~~B.~~ C. The governing body of a city or town that intends to return the  
20 territory OR PUBLIC RIGHT-OF-WAY to ~~the~~ A county shall set forth by ordinance  
21 the legal description of the territory OR PUBLIC RIGHT-OF-WAY and shall  
22 declare the deannexation and return of the territory OR PUBLIC RIGHT-OF-WAY  
23 contingent on the fulfillment of the conditions of this section.

1 D. THE BOARD OF SUPERVISORS THAT INTENDS TO RECEIVE THE TERRITORY OR  
2 PUBLIC RIGHT-OF-WAY SHALL SET A PUBLIC HEARING TO DETERMINE IF THE PUBLIC  
3 INTEREST IS SERVED. THE DETERMINATION MUST INCLUDE AN ANALYSIS OF THE  
4 IMPACTS OF THE REQUESTED DEANNEXATION.

5 ~~E.~~ E. IF THE BOARD OF SUPERVISORS THAT INTENDS TO RECEIVE THE  
6 TERRITORY OR PUBLIC RIGHT-OF-WAY DETERMINES THAT THE PUBLIC INTEREST IS  
7 SERVED BY RECEIVING THE TERRITORY OR PUBLIC RIGHT-OF-WAY, the board of  
8 supervisors ~~of the county that intends to receive the returned territory~~  
9 shall set forth by ordinance the legal description of the territory OR PUBLIC  
10 RIGHT-OF-WAY and shall declare the return of the territory OR PUBLIC  
11 RIGHT-OF-WAY contingent on fulfillment of the conditions of this section.

12 ~~D.~~ F. The board of supervisors shall set a public hearing not less  
13 than thirty nor more than sixty days after the date the ordinance is filed.  
14 THE BOARD OF SUPERVISORS SHALL NOTIFY BY CERTIFIED MAIL EACH OWNER OF REAL  
15 PROPERTY SUBJECT TO TAXATION ADJACENT TO THE TERRITORY OR PUBLIC RIGHT-OF-WAY  
16 THAT IS PROPOSED TO BE DEANNEXED AT LEAST TWENTY DAYS BEFORE THE HEARING. On  
17 the holding of the public hearing, the board of supervisors may order that  
18 the territory OR PUBLIC RIGHT-OF-WAY be returned as specified in the  
19 ordinance authorized by the city or town."

20 Amend title to conform

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DAVID LIVINGSTON

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11:41 AM  
C: ld