



**ARIZONA STATE SENATE**  
*Fifty-First Legislature, Second Regular Session*

FACT SHEET FOR S.B. 1219

supplemental appropriation; navigable stream commission

Purpose

Appropriates \$150,000 from the state General Fund in FY 2014 to the Arizona Navigable Stream Adjudication Commission (ANSAC) for legal expenses.

Background

ANSAC is a five-member body charged with determining the ownership of watercourses in the state by establishing whether the watercourses were navigable at the time of statehood. If navigable, title to the watercourse belongs to the state based on a series of court rulings. If nonnavigable, the title to the watercourse belongs to the current title holder.

If navigable, the watercourses are considered State Trust Land and any related proceeds from the waterbeds would be deposited in the Riparian Trust Fund, pursuant to A.R.S. § 37-1156. The monies in this fund are primarily used to acquire and maintain land adjacent to the waterbeds for conservation purposes.

The Joint Legislative Budget Committee Baseline includes a one-time supplemental of \$150,000 from the state General Fund in FY 2014 to address an anticipated shortfall in funding for outside legal counsel and related hearing expenses for ANSAC in the current fiscal year. As of December 2013, ANSAC indicates that it has already spent all but \$300 of its \$80,000 Risk Management Revolving Fund allocation for FY 2014. As a result, ANSAC indicates that it will need to either suspend the use of outside legal counsel for the rest of FY 2014 or delay payment for continued work until July 1, 2014 due to lack of funds. ANSAC also receives approximately \$130,000 annually from the state General Fund, but those monies are used primarily for the salaries and benefits for the agency director.

The fiscal impact to the state General Fund is the amount of the supplemental appropriation contained in the legislation.

Provisions

1. Appropriates \$150,000 from the state General Fund, in addition to amounts already appropriated, in FY 2014 to ANSAC for legal expenses of the Commission.
2. Allows the appropriation to also be used in FY 2015.

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3. Becomes effective on signature of the Governor.

Prepared by Senate Research

January 24, 2014

CS/lr