

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature – First Regular Session

COMMITTEE ON ENERGY, ENVIRONMENT AND NATURAL RESOURCES

Report of Regular Meeting
Monday, February 2, 2015
House Hearing Room 1 -- 2:00 p.m.

Convened 2:01 p.m.

Recessed

Reconvened

Adjourned 2:26 p.m.

Members Present

Mrs. Barton
Mrs. Carter
Mr. Clark
Mr. Finchem
Mr. Leach
Mr. Saldate
Ms. Steele
Mr. Bowers, Vice-Chairman
Mr. Pratt, Chairman

Members Absent

Request to Speak

Report – Attachment 1

Presentations

<u>Name</u>	<u>Organization</u>	<u>Attachments (Handouts)</u>
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Committee Action

<u>Bill</u>	<u>Action</u>	<u>Vote</u>	<u>Attachments (Summaries, Amendments, Roll Call)</u>
HB2394	DP	9-0-0-0	2, 3
HB2412	HELD		



Angela Diaz, Chairman Assistant
February 2, 2015

(Original attachments on file in the Office of the Chief Clerk; video archives available at <http://www.azleg.gov>)

Information Registered on the Request to Speak System

*House Energy, Environment and Natural Resources
(2/2/2015)*

HB2394, air quality; agricultural management practices

Support:

Robert Shuler, Western Growers Association; Hickmans Family Farms; Rick Lavis, representing self; Jeff Sandquist, UNITED DAIRYMEN OF AZ; Nick Simonetta, CENTRAL AZ IRRIGATION & DRAINAGE DIST; Bas Aja, DIR. GOV RELATIONS, Arizona Cattlemen's Association; Joe Sigg, Director of Government Relations, Arizona Farm Bureau; Ana Kennedy, Government Relations Manager, Arizona Farm Bureau

Neutral:

Eric Massey, representing self

All Comments:

Eric Massey, Self: Eric Massey, Director of Air Quality Division, Arizona Department of Environmental Quality

HB2412, renewable energy credit; refundable; cap

Oppose:

Leonard Clark Clark, representing self; Kevin McCarthy, Arizona Tax Research Association; Scot Mussi, Arizona Free Enterprise Club; Michael Hunter, BARRY GOLDWATER INSTITUTE FOR PUBLIC POLICY RESEARCH

**ARIZONA HOUSE OF REPRESENTATIVES
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ROLL CALL VOTE

COMMITTEE ON ENERGY, ENVIRONMENT AND NATURAL RESOURCES BILL NO. HB 2394

DATE February 2, 2015 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Mrs. Barton		✓			
Mrs. Carter		✓			
Mr. Clark		✓			
Mr. Finchem		✓			
Mr. Leach		✓			
Mr. Saldate		✓			
Ms. Steele		✓			
Mr. Bowers, Vice-Chairman		✓			
Mr. Pratt, Chairman		✓			
		9	0	0	0

APPROVED:


FRANKLIN M. PRATT, Chairman
RUSSELL BOWERS, Vice-Chairman


ANGELA DIAZ
COMMITTEE SECRETARY

ATTACHMENT _____

Attachment 2



HOUSE OF REPRESENTATIVES

HB 2394

air quality; agricultural management practices
Sponsors: Representatives Pratt, Bowers, Cardenas, et al.

X Committee on Energy, Environment and Natural Resources

Caucus and COW

House Engrossed

OVERVIEW

HB 2394 requires anyone who commences a regulated agricultural activity to immediately comply with the agricultural general permit beginning January 1, 2016.

HISTORY

The agricultural general permit and best management practices were both a result of the Governor's Agricultural Best Management Practices Committee (Committee) established by Laws 1998, Chapter 217, Section 16. The Committee consists of governor-appointed stakeholders from various agriculture industries who were required to adopt, by rule, an agriculture general permit and best management practices to reduce PM10 from agriculture activities.

PM10 emissions refer to dust in the air and particulate matter measuring less than ten micrometers, and are regulated for public health reasons. The regulated areas of PM10 nonattainment are: 1) the Maricopa PM10 nonattainment area, 2) any portion of area A that is located in Maricopa County, and 3) any other PM10 particulate nonattainment area established in the state after June 1, 2009.

Arizona Revised Statutes (A.R.S.) § 49-457 defines an *agricultural general permit* as "best management practices that reduce PM10 emissions from:

- a) tillage and harvesting on a commercial farm;
- b) areas of a commercial farm that are not normally in crop production;
- c) areas of a commercial farm that are normally in crop production including prior to plant emergence and when the land is not in crop production;
- d) areas of a commercial farm undergoing significant agricultural earthmoving activities; and
- e) activities of a dairy or a beef cattle lot, a poultry facility or a swine facility.

Statute defines *best management practices* as techniques that are verified by scientific research and that on a case by case basis are practical, economically feasible and effective in reducing PM10 particulate emissions from a regulated agricultural activity (A.R.S. § 49-457).

PROVISIONS

1. Removes the 18 month delay for compliance with the agricultural general permit and requires immediate compliance with the permit beginning January 1, 2016.
2. Makes technical changes.