



# HOUSE OF REPRESENTATIVES

HB 2138

municipalities; right-of-way; transfer

Sponsor: Representative Pratt

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**DP** Committee on Government

**DP** Caucus and COW

**X** As Transmitted to Governor

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## **OVERVIEW**

HB 2138 allows a county roadway or right-of-way to be transferred by mutual consent of the county and city governing bodies.

## **HISTORY**

Arizona Revised Statutes § 9-471 prescribes the procedures for municipal annexation. Additionally, statute allows for a county roadway or right-of-way to be annexed to an adjacent municipality by mutual consent of the governing bodies of a county and a municipality, so long as the property annexed is adjacent to the annexing municipality for the entire length of the annexation. Statute requires the governing bodies of the county and the municipality to make notice of the proposed annexation and approve the proposal as a published agenda item at a regular public meeting of their respective governing bodies.

## **PROVISIONS**

- Allows for a county roadway or right-of-way to be *transferred* by mutual consent of the governing bodies.
- Removes the requirement that the county roadway or right-of-way must be adjacent to the municipality for the entire length of the annexation and simply requires the transfer to be adjacent to the annexing municipality.
- Makes technical and conforming changes.