

State of Arizona
House of Representatives
Fifty-fourth Legislature
First Regular Session
2019

CHAPTER 212
HOUSE BILL 2453

AN ACT

AMENDING SECTIONS 9-461.05, 11-804 AND 27-106, ARIZONA REVISED STATUTES;
RELATING TO LAND USE PLANNING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 9-461.05, Arizona Revised Statutes, is amended
3 to read:

4 9-461.05. General plans; authority; scope

5 A. Each planning agency shall prepare and the governing body of
6 each municipality shall adopt a comprehensive, long-range general plan for
7 the development of the municipality. The planning agency shall coordinate
8 the production of its general plan with the creation of the state land
9 department conceptual land use plans under title 37, chapter 2, article
10 5.1 and shall cooperate with the state land department regarding
11 integrating the conceptual state land use plans into the municipality's
12 general land use plan. The general plan shall include provisions that
13 identify changes or modifications to the plan that constitute amendments
14 and major amendments. The plan shall be adopted and readopted in the
15 manner prescribed by section 9-461.06.

16 B. The general plan shall be so prepared that all or individual
17 elements of ~~it~~ THE PLAN may be adopted by the governing body and that ~~it~~
18 THE PLAN may be made applicable to all or part of the territory of the
19 municipality.

20 C. The general plan shall consist of a statement of community goals
21 and development policies. ~~it~~ THE PLAN shall include maps, any necessary
22 diagrams and text setting forth objectives, principles, standards and plan
23 proposals. The plan shall include the following elements:

24 1. A land use element that:

25 (a) Designates the proposed general distribution and location and
26 extent of such uses of the land for housing, business, industry,
27 agriculture, recreation, education, public buildings and grounds, open
28 space and other categories of public and private uses of land as may be
29 appropriate to the municipality.

30 (b) Includes a statement of the standards of population density and
31 building intensity recommended for the various land use categories covered
32 by the plan.

33 (c) Identifies specific programs and policies that the municipality
34 may use to promote infill or compact form development activity and
35 locations where those development patterns should be encouraged.

36 (d) Includes consideration of air quality and access to incident
37 solar energy for all general categories of land use.

38 (e) Includes policies that address maintaining a broad variety of
39 land uses, including the range of uses existing in the municipality when
40 the plan is adopted, readopted or amended.

41 (f) For cities and towns with territory in the vicinity of a
42 military airport or ancillary military facility as defined in section
43 28-8461, includes consideration of military airport or ancillary military
44 facility operations. ~~On or before December 31, 2005,~~ If a city or town
45 includes land in a high noise or accident potential zone as defined in
46 section 28-8461, the city or town shall identify the boundaries of the

1 high noise or accident potential zone in its general plan for purposes of
2 planning land uses in the high noise or accident potential zone that are
3 compatible with the operation of the military airport or ancillary
4 military facility pursuant to section 28-8481, subsection J.

5 (g) Includes sources of ~~currently identified~~ aggregates from maps
6 that are available from state agencies, **INFORMATION ON HOW TO LOCATE**
7 **EXISTING MINES FROM THE ARIZONA GEOLOGICAL SURVEY, CONSIDERATION OF**
8 **EXISTING MINING OPERATIONS AND SUITABLE GEOLOGIC RESOURCES**, policies to
9 preserve currently identified aggregates sufficient for future development
10 and policies to avoid incompatible land uses, except that this subdivision
11 shall not be construed to affect any permitted underground storage
12 facility or limit any person's right to obtain a permit for an underground
13 storage facility pursuant to title 45, chapter 3.1.

14 2. A circulation element consisting of the general location and
15 extent of existing and proposed freeways, arterial and collector streets,
16 bicycle routes and any other modes of transportation as may be
17 appropriate, all correlated with the land use element of the plan.

18 D. For cities and towns ~~having~~ **WITH** a population of more than two
19 thousand five hundred persons but less than ten thousand persons and whose
20 population growth rate exceeded an average of two ~~per cent~~ **PERCENT** per
21 year for the ~~ten-year~~ **TEN-YEAR** period before the most recent United States
22 decennial census and for cities and towns ~~having~~ **WITH** a population of ten
23 thousand or more persons according to the most recent United States
24 decennial census, the general plan shall include, and for other cities and
25 towns the general plan may include:

26 1. An open space element that includes:

27 (a) A comprehensive inventory of open space areas, recreational
28 resources and designations of access points to open space areas and
29 resources.

30 (b) An analysis of forecasted needs, policies for managing and
31 protecting open space areas and resources and implementation strategies to
32 acquire additional open space areas and further establish recreational
33 resources.

34 (c) Policies and implementation strategies designed to promote a
35 regional system of integrated open space and recreational resources and a
36 consideration of any existing regional open space plans.

37 2. A growth area element, specifically identifying those areas, if
38 any, that are particularly suitable for planned multimodal transportation
39 and infrastructure expansion and improvements designed to support a
40 planned concentration of a variety of uses, such as residential, office,
41 commercial, tourism and industrial uses. This element shall include
42 policies and implementation strategies that are designed to:

43 (a) Make automobile, transit and other multimodal circulation more
44 efficient, make infrastructure expansion more economical and provide for a
45 rational pattern of land development.

1 (b) Conserve significant natural resources and open space areas in
2 the growth area and coordinate their location to similar areas outside the
3 growth area's boundaries.

4 (c) Promote the public and private construction of timely and
5 financially sound infrastructure expansion through the use of
6 infrastructure funding and financing planning that is coordinated with
7 development activity.

8 3. An environmental planning element that contains analyses,
9 policies and strategies to address anticipated effects, if any, of plan
10 elements on air quality, water quality and natural resources associated
11 with proposed development under the general plan. The policies and
12 strategies to be developed under this element shall be designed to have
13 community-wide applicability and shall not require the production of an
14 additional environmental impact statement or similar analysis beyond the
15 requirements of state and federal law.

16 4. A cost of development element that identifies policies and
17 strategies that the municipality will use to require development to pay
18 its fair share toward the cost of additional public service needs
19 generated by new development, with appropriate exceptions when in the
20 public interest. This element shall include:

21 (a) A component that identifies various mechanisms that are allowed
22 by law and that can be used to fund and finance additional public services
23 necessary to serve the development, including bonding, special taxing
24 districts, development fees, in lieu fees, facility construction,
25 dedications and service privatization.

26 (b) A component that identifies policies to ensure that any
27 mechanisms that are adopted by the municipality under this element result
28 in a beneficial use to the development, bear a reasonable relationship to
29 the burden imposed on the municipality to provide additional necessary
30 public services to the development and otherwise are imposed according to
31 law.

32 5. A water resources element that addresses:

33 (a) The known legally and physically available surface water,
34 groundwater and effluent supplies.

35 (b) The demand for water that will result from future growth
36 projected in the general plan, added to existing uses.

37 (c) An analysis of how the demand for water that will result from
38 future growth projected in the general plan will be served by the water
39 supplies identified in subdivision (a) of this paragraph or a plan to
40 obtain additional necessary water supplies.

41 E. The general plan shall include for cities WITH A POPULATION of
42 fifty thousand persons or more and may include for cities WITH A
43 POPULATION of less than fifty thousand persons the following elements or
44 any part or phase of the following elements:

45 1. A conservation element for the conservation, development and
46 utilization of natural resources, including forests, soils, rivers and

1 other waters, harbors, fisheries, wildlife, minerals and other natural
2 resources. The conservation element may also cover:

- 3 (a) The reclamation of land.
- 4 (b) Flood control.
- 5 (c) Prevention and control of the pollution of streams and other
6 waters.
- 7 (d) Regulation of the use of land in stream channels and other
8 areas required for the accomplishment of the conservation plan.
- 9 (e) Prevention, control and correction of the erosion of soils,
10 beaches and shores.
- 11 (f) Protection of watersheds.

12 2. A recreation element showing a comprehensive system of areas and
13 public sites for recreation, including the following and, if practicable,
14 their locations and proposed development:

- 15 (a) Natural reservations.
- 16 (b) Parks.
- 17 (c) Parkways and scenic drives.
- 18 (d) Beaches.
- 19 (e) Playgrounds and playfields.
- 20 (f) Open space.
- 21 (g) Bicycle routes.
- 22 (h) Other recreation areas.

23 3. The circulation element provided for in subsection C, paragraph
24 2 of this section shall also include for cities WITH A POPULATION of fifty
25 thousand persons or more and may include for cities WITH A POPULATION of
26 less than fifty thousand persons recommendations concerning parking
27 facilities, building setback requirements and the delineations of such
28 systems on the land, a system of street naming and house and building
29 numbering and other matters as may be related to the improvement of
30 circulation of traffic. The circulation element may also include:

- 31 (a) A transportation element showing a comprehensive transportation
32 system, including locations of rights-of-way, terminals, viaducts and
33 grade separations. This element of the plan may also include port,
34 harbor, aviation and related facilities.
- 35 (b) A transit element showing a proposed system of rail or transit
36 lines or other mode of transportation as may be appropriate.

37 4. A public services and facilities element showing general plans
38 for police, fire, emergency services, sewage, refuse disposal, drainage,
39 local utilities, rights-of-way, easements and facilities for them.

40 5. A public buildings element showing locations of civic and
41 community centers, public schools, libraries, police and fire stations and
42 other public buildings.

43 6. A housing element consisting of standards and programs for the
44 elimination of substandard dwelling conditions, for the improvement of
45 housing quality, variety and affordability and for provision of adequate
46 sites for housing. This element shall contain an identification and

1 analysis of existing and forecasted housing needs. This element shall be
2 designed to make equal provision for the housing needs of all segments of
3 the community regardless of race, color, creed or economic level.

4 7. A conservation, rehabilitation and redevelopment element
5 consisting of plans and programs for:

6 (a) The elimination of slums and blighted areas.

7 (b) Community redevelopment, including housing sites, business and
8 industrial sites and public building sites.

9 (c) Other purposes authorized by law.

10 8. A safety element for the protection of the community from
11 natural and artificial hazards, including features necessary for such
12 protection as evacuation routes, peak load water supply requirements,
13 minimum road widths according to function, clearances around structures
14 and geologic hazard mapping in areas of known geologic hazards.

15 9. A bicycling element consisting of proposed bicycle facilities
16 such as bicycle routes, bicycle parking areas and designated bicycle
17 street crossing areas.

18 10. An energy element that includes:

19 (a) A component that identifies policies that encourage and provide
20 incentives for efficient use of energy.

21 (b) An assessment that identifies policies and practices that
22 provide for greater uses of renewable energy sources.

23 11. A neighborhood preservation and revitalization element,
24 including:

25 (a) A component that identifies city programs that promote home
26 ownership, that provide assistance for improving the appearance of
27 neighborhoods and that promote maintenance of both commercial and
28 residential buildings in neighborhoods.

29 (b) A component that identifies city programs that provide for the
30 safety and security of neighborhoods.

31 F. The water resources element of the general plan does not
32 require:

33 1. New independent hydrogeologic studies.

34 2. The city or town to be a water service provider.

35 G. The land use element of a general plan of a city with a
36 population of more than one million persons shall include protections from
37 encroaching development for any shooting range that is owned by this state
38 and that is located within or adjacent to the exterior municipal
39 boundaries on or before January 1, 2004. The general plan shall establish
40 land use categories within at least one-half mile from the exterior
41 boundaries of the shooting range that are consistent with the continued
42 existence of the shooting range and that exclude incompatible uses such as
43 residences, schools, hotels, motels, hospitals or churches except that
44 land zoned to permit these incompatible uses on August 25, 2004 are exempt
45 from this exclusion. For the purposes of this subsection, "shooting
46 range" means a permanently located and improved area that is designed and

1 operated for the use of rifles, shotguns, pistols, silhouettes, skeet,
2 trap, black powder or any other similar sport shooting in an outdoor
3 environment. Shooting range does not include:

- 4 1. Any area for the exclusive use of archery or air guns.
- 5 2. An enclosed indoor facility that is designed to offer a totally
6 controlled shooting environment and that includes impenetrable walls,
7 floor and ceiling, adequate ventilation, lighting systems and acoustical
8 treatment for sound attenuation suitable for the range's approved use.
- 9 3. A national guard facility located in a city or town with a
10 population of more than one million persons.
- 11 4. A facility that was not owned by this state before January 1,
12 2002.

13 H. The policies and strategies to be developed under these elements
14 shall be designed to have community-wide applicability and this section
15 does not authorize the imposition of dedications, exactions, fees or other
16 requirements that are not otherwise authorized by law.

17 Sec. 2. Section 11-804, Arizona Revised Statutes, is amended to
18 read:

19 11-804. Comprehensive plan; contents

20 A. The commission shall formulate and the board of supervisors
21 shall adopt or readopt a long-term comprehensive plan for the development
22 of the area of jurisdiction in the manner prescribed by this article. The
23 comprehensive plan, with the accompanying maps, plats, charts and
24 descriptive matter, shall show the commission's recommendations for the
25 development of the area of jurisdiction. The comprehensive plan shall be
26 made with the general purpose of guiding and accomplishing a coordinated,
27 adjusted and harmonious development of the area of jurisdiction pursuant
28 to the present and future needs of the county. The comprehensive plan
29 shall be developed so as to conserve the natural resources of the county,
30 to ensure efficient expenditure of public monies and to promote the
31 health, safety, convenience and general welfare of the public. The
32 comprehensive plan may include studies and recommendations relative to the
33 location, character and extent of highways, railroads, bus and other
34 transportation routes, bicycle facilities, bridges, public buildings,
35 public services, schools, parks, open space, housing quality, variety and
36 affordability, parkways, hiking and riding trails, airports, forests,
37 wildlife areas, dams, projects affecting conservation of natural
38 resources, air quality, water quality and floodplain zoning. In the
39 preparation of the comprehensive plan, the commission shall make surveys
40 and studies of the present conditions and prospective future growth of the
41 area of the jurisdiction. The comprehensive plan shall be a public
42 record, but its purpose and effect shall be primarily as an aid to the
43 county planning and zoning commission and to the board of supervisors in
44 the performance of their duties. The comprehensive plan shall include
45 provisions that identify changes or modifications that constitute
46 amendments and major amendments to the plan.

1 B. In addition to the other matters that are required or authorized
2 under this section and this article, for counties with a population of
3 more than one hundred twenty-five thousand persons, the comprehensive plan
4 shall include, and for other counties the comprehensive plan may include:

5 1. Planning for land use that designates the proposed general
6 distribution and location and extent of uses of the land for housing,
7 business, industry, agriculture, recreation, education, public buildings
8 and grounds, open space and other categories of public and private uses of
9 land appropriate to the county. The land use plan shall include:

10 (a) A statement of the standards of population density and building
11 intensity recommended for the various land use categories covered by the
12 plan.

13 (b) Specific programs and policies that the county may use to
14 promote compact form development activity and locations where those
15 development patterns should be encouraged.

16 (c) Consideration of air quality and access to incident solar
17 energy for all general categories of land use.

18 (d) Policies that address maintaining a broad variety of land uses,
19 including the range of uses existing in the county at the time the plan is
20 adopted, readopted or amended.

21 (e) Currently identified sources of aggregates from maps that are
22 available from state agencies, [INFORMATION ON HOW TO LOCATE EXISTING MINES](#)
23 [FROM THE ARIZONA GEOLOGICAL SURVEY, CONSIDERATION OF EXISTING MINING](#)
24 [OPERATIONS AND SUITABLE GEOLOGIC RESOURCES](#), policies to preserve currently
25 identified aggregates sufficient for future development and policies to
26 avoid incompatible land uses, except that this subdivision shall not be
27 construed to affect any permitted underground storage facility or limit
28 any person's right to obtain a permit for an underground storage facility
29 pursuant to title 45, chapter 3.1.

30 2. Planning for circulation consisting of the general location and
31 extent of existing and proposed freeways, arterial and collector streets,
32 bicycle routes and any other modes of transportation as may be
33 appropriate, all correlated with the land use plan under paragraph 1 of
34 this subsection.

35 3. Planning for water resources that addresses:

36 (a) The known legally and physically available surface water,
37 groundwater and effluent supplies.

38 (b) The demand for water that will result from future growth
39 projected in the comprehensive plan, added to existing uses.

40 (c) An analysis of how the demand for water that will result from
41 future growth projected in the comprehensive plan will be served by the
42 water supplies identified in subdivision (a) of this paragraph or a plan
43 to obtain additional necessary water supplies.

44 4. Planning for energy use that:

45 (a) Encourages and provides incentives for efficient use of energy.

1 (b) Identifies policies and practices for greater use of renewable
2 energy.

3 C. In addition to the other matters that are required or authorized
4 under this section and this article, for counties with a population of
5 more than two hundred thousand persons, the comprehensive plan shall
6 include, and for other counties the comprehensive plan may include:

7 1. Planning for open space acquisition and preservation. The open
8 space plan shall include:

9 (a) A comprehensive inventory of open space areas, recreational
10 resources and designations of access points to open space areas and
11 resources.

12 (b) An analysis of forecasted needs, policies for managing and
13 protecting open space areas and resources and implementation strategies to
14 acquire additional open space areas and further establish recreational
15 resources.

16 (c) Policies and implementation strategies designed to promote a
17 regional system of integrated open space and recreational resources and a
18 consideration of any existing regional open space plan.

19 2. Planning for growth areas, specifically identifying those areas,
20 if any, that are particularly suitable for planned multimodal
21 transportation and infrastructure expansion and improvements designed to
22 support a planned concentration of a variety of uses, such as residential,
23 office, commercial, tourism and industrial uses. The mixed use planning
24 shall include policies and implementation strategies that are designed to:

25 (a) Make automobile, transit and other multimodal circulation more
26 efficient, make infrastructure expansion more economical and provide for a
27 rational pattern of land development.

28 (b) Conserve significant natural resources and open areas in the
29 growth area and coordinate their location to similar areas outside the
30 growth area's boundaries.

31 (c) Promote the public and private construction of timely and
32 financially sound infrastructure expansion through the use of
33 infrastructure funding and financing planning that is coordinated with
34 development activity.

35 3. An environmental planning element that contains analyses,
36 policies and strategies to address anticipated effects, if any, of plan
37 elements on air quality, water quality and natural resources associated
38 with proposed development under the comprehensive plan. The policies and
39 strategies to be developed under this element shall be designed to have
40 countywide applicability and shall not require the production of an
41 additional environmental impact statement or similar analysis beyond the
42 requirements of state and federal law.

43 4. A cost of development element that identifies policies and
44 strategies that the county will use to require development to pay its fair
45 share toward the cost of additional public facility needs generated by new

1 development, with appropriate exceptions when in the public interest.
2 This element shall include:

3 (a) A component that identifies various mechanisms that are allowed
4 by law and that can be used to fund and finance additional public services
5 necessary to serve the development, including bonding, special taxing
6 districts, development fees, in lieu fees and facility construction,
7 dedications and privatization.

8 (b) A component that identifies policies to ensure that any
9 mechanisms that are adopted by the county under this element result in a
10 beneficial use to the development, bear a reasonable relationship to the
11 burden imposed on the county to provide additional necessary public
12 facilities to the development and otherwise are imposed pursuant to law.

13 D. The water resources element of the comprehensive plan does not
14 require:

15 1. New independent hydrogeologic studies.

16 2. The county to be a water service provider.

17 E. In applying an open space element or a growth element of a
18 comprehensive plan, a county shall not designate private or state land as
19 open space, recreation, conservation or agriculture unless the county
20 receives the written consent of the landowner or provides an alternative,
21 economically viable designation in the comprehensive plan or zoning
22 ordinance, allowing at least one residential dwelling per acre. If the
23 landowner is the prevailing party in any action brought to enforce this
24 subsection, a court shall award fees and other expenses to the landowner.
25 Each county shall incorporate this subsection into its comprehensive plan
26 and provide a process for a landowner to resolve discrepancies relating to
27 this subsection.

28 F. The policies and strategies to be developed under these elements
29 shall be designed to have regional applicability.

30 G. For counties with territory in the vicinity of a military
31 airport or ancillary military facility as defined in section 28-8461, the
32 commission shall also consider military airport or ancillary military
33 facility operations and, ~~on or before December 31, 2005,~~ shall identify
34 the boundaries of any high noise or accident potential zone as defined in
35 section 28-8461 in its comprehensive plan for purposes of planning land
36 uses in the high noise or accident potential zone that are compatible with
37 the operation of the military airport or ancillary military facility
38 pursuant to section 28-8481, subsection J.

39 Sec. 3. Section 27-106, Arizona Revised Statutes, is amended to
40 read:

41 27-106. Duties of Arizona geological survey; mining, mineral
42 and natural resources educational museum

43 A. Under the operation, management and authority of the university
44 of Arizona, the Arizona geological survey shall:

45 1. Map and describe the bedrock and related geologic materials and
46 processes in this state, as follows:

1 (a) Prepare geologic maps that show the distribution of rock
2 formations and surficial materials at the surface and in the subsurface.

3 (b) Describe the character of rock and surficial materials,
4 including their age, origin and physical and chemical properties.

5 (c) Map, describe and monitor known and potential geologic hazards
6 and limitations to land and resource management.

7 (d) Map and characterize energy and mineral resources and identify
8 areas that may have potential for future discoveries.

9 2. Provide objective, scientific information about the geologic
10 character of this state as follows:

11 (a) Provide timely, courteous responses to requests for
12 information, advice and assistance from the public.

13 (b) Maintain a computerized bibliographic database of maps and
14 reports on the geology of this state that is accessible to the public.

15 (c) Maintain an internet website that includes information about
16 the Arizona geological survey, products and services available and the
17 geologic character of this state.

18 (d) Give lectures and talks, conduct workshops, lead field trips
19 and provide information and assistance to public, educational and
20 professional groups.

21 (e) Publish reports and other information, written in nontechnical
22 terms, to inform those who are not trained in geology about the geologic
23 character of this state.

24 3. Prepare all data files of known areas of earth fissures, produce
25 maps of those areas with overlays showing affected counties, cities,
26 towns, highways and streets and transmit the maps in printed and
27 electronic format to the state real estate department for THE purposes of
28 providing public access to the earth fissure maps pursuant to this
29 paragraph and section 32-2117. The Arizona geological survey shall
30 provide any map to any member of the public in printed or electronic
31 format on request. The following notice shall be displayed below each
32 map:

33 Notice

34 The state of Arizona has made a reasonable effort to
35 ensure the accuracy of this map when it was produced, but
36 errors may be present and the state of Arizona does not
37 guarantee its accuracy. The map supplements, and is not a
38 substitute for, a professional inspection of property for
39 defects and conditions.

40 4. Operate and maintain a central repository and a computerized
41 database for reports, books, maps and other publications regarding the
42 geology, mining and mineral resources and associated technologies. Such
43 repository and database shall be available for the use of the public and
44 may be located at or connected with the university of Arizona or another
45 state university or agency of this state. All databases and other
46 archival materials shall be maintained in a secure and retrievable format

1 and at a location prescribed by the state geologist to protect and
2 preserve information from damage or destruction.

3 5. Utilize the services and expertise of the universities of this
4 state at the discretion of the state geologist.

5 6. Cooperate with local, county, state and federal agencies.

6 7. Provide quality mining data, evaluation and assistance relating
7 to mining and mineral development to the legislature, federal, state and
8 local governmental agencies and the public.

9 8. Serve as a source of mining information and data necessary or
10 advisable to attain its objectives. The Arizona board of regents may
11 establish reasonable fees for publications and other services of the
12 Arizona geological survey.

13 9. Cooperate with the ~~Arizona~~ corporation commission in its
14 investigations and administration of laws, relating to the sale of mining
15 securities.

16 10. KEEP AN ANNUALLY UPDATED DATABASE RELATING TO EXISTING MINES IN
17 THIS STATE THAT WOULD ALLOW MUNICIPALITIES AND COUNTIES TO IDENTIFY AREAS
18 WITH MINERAL AND AGGREGATE MINES FOR PLANNING PURPOSES REQUIRED UNDER
19 SECTIONS 9-461.05 AND 11-804.

20 B. In coordination with the mining, mineral and natural resources
21 educational museum advisory council established by section 27-111, the
22 university of Arizona shall operate and maintain a mining, mineral and
23 natural resources educational museum as the state depository for
24 collecting, cataloging and displaying mining, mineral and natural
25 resources artifacts and specimens. In connection with the mining, mineral
26 and natural resources educational museum, the university of Arizona may:

27 1. Promote the recognition and celebration of the historical,
28 cultural, economic and social contributions to this state made by the
29 mining, mineral and natural resources industries in this state, including
30 the livestock and agricultural industries.

31 2. Apply for and accept grants, gifts, bequests of legacies of real
32 or personal property, donations, including donations of time, services and
33 materials, or any other contribution, financial or otherwise, for use in
34 accordance with the direction of the donor or, in the absence of an
35 express direction, as prescribed by the university of Arizona. Monies
36 received pursuant to this paragraph shall be deposited in a separate
37 mining, mineral and natural resources educational museum account in the
38 geological survey fund established by section 27-107 to be used
39 exclusively for the maintenance, restoration and operations of the mining,
40 mineral and natural resources educational museum.

41 3. Accept from the federal or state government, any local
42 government or any of their agencies restricted and unrestricted monies
43 made available to this state for the mining, mineral and natural resources
44 educational museum.

45 4. Establish and collect entrance fees to the mining, mineral and
46 natural resources educational museum.

- 1 5. Operate a retail gift shop, including the acquisition, purchase
2 and resale of mining, mineral and natural resources specimens and related
3 items.
- 4 6. Employ a curator for the mining, mineral and natural resources
5 educational museum who possesses knowledge or experience in natural
6 resources and operating a museum.
- 7 7. Operate educational programming for the mining, mineral and
8 natural resources educational museum.
- 9 8. Accept the services of volunteers and provide oversight for
10 their activities.
- 11 9. Pay the necessary maintenance and operation expenses of the
12 mining, mineral and natural resources educational museum.
- 13 C. The university of Arizona:
- 14 1. Under the advisement of the mining, mineral and natural
15 resources educational museum advisory council, shall adopt a collections
16 management policy that is consistent with national standards and best
17 practices for museums in the United States established by a national
18 association of museums.
- 19 2. Shall maintain the items, artifacts and other inventory received
20 for display or storage, including equipment and outdoor displays.
- 21 3. In coordination with the mining, mineral and natural resources
22 educational museum advisory council and pursuant to the standards and best
23 practices adopted pursuant to paragraph 1 of this subsection, may sell or
24 otherwise dispose of materials received for the mining, mineral and
25 natural resources educational museum.
- 26 4. Shall operate, manage and maintain the mining, mineral and
27 natural resources educational museum at the location where it is housed on
28 August 9, 2017 consistent with this article.

APPROVED BY THE GOVERNOR MAY 13, 2019.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 13, 2019.