

REFERENCE TITLE: water bank; storage credits; exchanges

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

HB 2543

Introduced by
Representatives Bowers: Griffin

AN ACT

PROVIDING FOR THE EXCHANGE OF LONG-TERM STORAGE CREDITS BY THE ARIZONA
WATER BANKING AUTHORITY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Arizona water banking authority; long-term storage
3 credits; exchanges; limitations; fees; delayed
4 repeal

5 A. On or before December 31, 2019, the Arizona water banking
6 authority may enter into agreements to exchange long-term storage credits
7 accrued or purchased in one active management area with monies collected
8 pursuant to section 45-611, subsection C, paragraph 3, Arizona Revised
9 Statutes, for long-term storage credits held by other persons in another
10 active management area, on request of the director, if the director
11 determines both of the following:

12 1. The exchange is beneficial to water management in this state.

13 2. The exchange will not substantially impair the authority's
14 ability to meet its firming obligation under section 45-2491, Arizona
15 Revised Statutes.

16 B. The term of any agreement entered into pursuant to subsection A
17 of this section shall not extend beyond December 31, 2026.

18 C. Notwithstanding section 45-2457, subsection B, paragraph 6,
19 Arizona Revised Statutes, the authority may distribute or extinguish
20 long-term storage credits obtained by exchange pursuant to subsection A of
21 this section for any purpose otherwise authorized under section 45-2457,
22 subsection B, paragraph 6, Arizona Revised Statutes, for the benefit of
23 any active management area.

24 D. An exchange of long-term storage credits pursuant to subsection
25 A of this section is exempt from any fee established by the department of
26 water resources for an assignment of long-term storage credits pursuant to
27 section 45-854.01, Arizona Revised Statutes.

28 E. This section is repealed from and after December 31, 2030.

29 Sec. 2. Emergency

30 This act is an emergency measure that is necessary to preserve the
31 public peace, health or safety and is operative immediately as provided by
32 law.