



ARIZONA STATE SENATE

Fifty-Fifth Legislature, Second Regular Session

AMENDED FACT SHEET FOR H.B. 2037

expenditures; authority; water; wastewater
(NOW: counties; powers; water supply projects)

Purpose

Allows a county board of supervisors (county BOS) to enter into intergovernmental agreements for federal funds for projects to increase water supply and availability to specified entities.

Background

A county, through its county BOS, agents or officers, has the power to: 1) sue and be sued; 2) purchase and hold lands within its limits; 3) make contracts and purchase and hold personal property; 4) make orders for the disposition or use of its property; 5) levy and collect taxes; and 6) determine the budgets of all elected and appointed county officers. A county BOS may enter into intergovernmental agreements for specified purposes, including: 1) acquiring rights-of-way and the construction, reconstruction or maintenance of county highways; 2) providing technical assistance and related services to a fire district; and 3) securing a city or town to provide emergency fire and medical services to a county island (A.R.S. §§ [11-201](#) and [11-251](#)).

A *municipal water provider* is a city, town, domestic water improvement district, private water company or irrigation district that supplies water for nonirrigation use ([A.R.S. § 48-5901](#)).

There is no anticipated fiscal impact to the state General Fund associated with this legislation.

Provisions

1. Allows a county BOS to enter into agreements with a federal, state or local government to accept, manage and distribute federal funds for projects to increase water supply and availability to:
 - a) a municipal water provider;
 - b) an irrigation district for agricultural use within the county; or
 - c) a county flood control district for aquifer recharge within the county.
2. Becomes effective on the general effective date.

Amendments Adopted by Committee

1. Removes the specification that permissible intergovernmental agreements include those with special taxing districts.

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2. Stipulates that a project must increase water supply and availability to any municipal water provider or specified irrigation districts.

Amendments Adopted by Committee of the Whole

1. Adds aquifer recharge in a county flood control district to acceptable intergovernmental county water supply project purposes.
2. Makes technical changes.

House Action

NREW 2/15/22 DPA/SE 11-0-1-0
3rd Read 2/24/22 59-0-1

Senate Action

NREW 3/16/22 DPA 8-0-1

Prepared by Senate Research
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RC/MAH/slp