



ARIZONA HOUSE OF REPRESENTATIVES FLOOR AMENDMENT EXPLANATION

*57th Legislature, 2nd Regular Session
Majority Research Staff*

**[SB 1582](#): appropriation; school safety program
S/E: backyard fowl; pets; planned communities**

GROSS FLOOR AMENDMENT

1. Specifies an association cannot prohibit or limit a *dog or cat* by breed, size or weight, rather than a household pet.
2. Clarifies the association may adopt reasonable rules regarding the number or behavior of dogs or cats.
3. Removes provisions relating to regulating fowl.

GRESS FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1582
(Reference to APPROPRIATIONS S/E Committee amendment)

Amendment instruction key:
[GREEN UNDERLINING IN BRACKETS] indicates text added to statute or previously enacted session law.
[Green underlining in brackets] indicates text added to new session law or text restoring existing law.
[GREEN STRIKEOUT IN BRACKETS] indicates new text removed from statute or previously enacted session law.
[Green strikeout in brackets] indicates text removed from existing statute, previously enacted session law or new session law.
<<Green carets>> indicate a section added to the bill.
<<Green strikeout in carets>> indicates a section removed from the bill.

1 The bill as proposed to be amended is reprinted as follows:
2 Strike everything after the enacting clause and insert:
3 "Section 1. Title 33, chapter 16, article 1, Arizona Revised
4 Statutes, is amended by adding section 33-1816.01, to read:
5 33-1816.01. Dogs; cats; ownership limits prohibited; rules
6 A. NOTWITHSTANDING ANY PROVISION IN THE COMMUNITY DOCUMENTS, AN
7 ASSOCIATION SHALL NOT PROHIBIT OR OTHERWISE LIMIT A [HOUSEHOLD PET] [DOG
8 OR CAT] BY BREED, SIZE OR WEIGHT. ANY PROVISIONS PROHIBITED BY THIS
9 SUBSECTION ARE UNENFORCEABLE WITHOUT REGARD TO WHETHER THE PROVISIONS WERE
10 ADOPTED OR ENACTED BEFORE THE EFFECTIVE DATE OF THIS SECTION.
11 B. AN ASSOCIATION MAY ADOPT REASONABLE RULES REGARDING [PET] [THE
12 NUMBER OR] BEHAVIOR [OF DOGS AND CATS] THAT ARE CONSISTENT WITH FEDERAL,
13 STATE AND LOCAL LAWS.
14 <<Sec. 2. Title 33, chapter 16, article 1, Arizona Revised
15 Statutes, is amended by adding section 33-1821, to read:
16 33-1821. Backyard fowl regulation; prohibition; exception;
17 definition
18 A. NOTWITHSTANDING ANY PROVISION IN THE COMMUNITY DOCUMENTS, FOR A
19 SINGLE-FAMILY DETACHED RESIDENCE, AN ASSOCIATION MAY NOT PREVENT A MEMBER
20 FROM KEEPING UP TO SIX FOWL IN THE BACKYARD OF THE MEMBER'S PROPERTY. AN
21 ASSOCIATION MAY:
22 1. PROHIBIT A MEMBER FROM KEEPING MALE FOWL, INCLUDING ROOSTERS.
23 2. REQUIRE FOWL TO BE KEPT IN AN ENCLOSURE LOCATED IN THE REAR OR
24 SIDE YARD OF THE PROPERTY AT LEAST TWENTY FEET FROM A NEIGHBORING PROPERTY
25 AND RESTRICT THE SIZE OF THE ENCLOSURE TO A MAXIMUM OF TWO HUNDRED SQUARE
26 FEET WITH A MAXIMUM HEIGHT OF EIGHT FEET.
27 3. REQUIRE THE ENCLOSURE TO BE MAINTAINED AND MANURE PICKED UP AND
28 DISPOSED OF OR COMPOSTED AT LEAST TWICE WEEKLY.

House Amendments to S.B. 1582

1 ~~4. REQUIRE THAT COMPOSTED MANURE BE KEPT IN A WAY THAT PREVENTS~~
2 ~~MIGRATION OF INSECTS.~~
3 ~~5. REQUIRE WATER SOURCES WITH ADEQUATE OVERFLOW DRAINAGE.~~
4 ~~6. REQUIRE THAT FEED BE STORED IN INSECT-PROOF AND RODENT-PROOF~~
5 ~~CONTAINERS.~~
6 ~~7. PROHIBIT FOWL FROM RUNNING AT LARGE.~~
7 ~~B. FOR THE PURPOSES OF THIS SECTION, "FOWL" MEANS A COCK OR HEN OF~~
8 ~~THE DOMESTIC CHICKEN.>>"~~

9 Enroll and engross to conform
10 Amend title to conform

MATT GRESS

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