

DOCUMENTS

STATE OF ARIZONA

REFERENCE TITLE: regents; transfer of state lands

35th LEGISLATURE

Arizona State University Library

FISCAL NOTE INDICATED

2nd Regular Session

SENATE

Referred on January 28, 1982

Rules

Education

S.B. 1200
Introduced
January 27, 1982

Introduced by Senators Lindeman, Alston

NON-CIRCULATING

AN ACT

RELATING TO PUBLIC LANDS AND EDUCATION; PRESCRIBING THE CONVEYANCE OF CERTAIN GENERAL REVENUE LANDS LOCATED IN MARICOPA COUNTY, ARIZONA TO THE ARIZONA BOARD OF REGENTS BY THE STATE LAND DEPARTMENT; PRESCRIBING THAT THE ARIZONA BOARD OF REGENTS EXCHANGE THE GENERAL REVENUE LANDS LOCATED IN MARICOPA COUNTY, ARIZONA FOR OTHER LANDS LOCATED IN MARICOPA COUNTY, ARIZONA, AND PRESCRIBING PROCEDURE FOR DETERMINATION OF THE VALUE OF IMPROVEMENTS ON THE GENERAL REVENUE LANDS.

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

2 Section 1. Transfer of general revenue lands

3 The state land department shall transfer to the Arizona board of
4 regents the following property located in Maricopa county, Arizona, and
5 described as that portion of land located in the East Half of Section 1,
6 Township 1 North, Range 3 East, Gila and Salt River Base and Meridian,
7 Maricopa County, Arizona, containing 171.66 acres, more or less.

8 Sec. 2. Purpose of transfer

9 The Arizona board of regents shall use the land transferred pursuant
10 to section 1 of this act for exchange for lands described as the North Half
11 of the Northeast Quarter, the North Half of the Southwest Quarter of the
12 Northeast Quarter, the Southeast Quarter of the Northwest Quarter and the
13 Northwest Quarter of Section 16, Township 3 North, Range 2 East, Gila and
14 Salt River Base and Meridian, Maricopa county, Arizona, containing 300
15 acres, more or less.

16 Sec. 3. Improvements on general revenue lands

17 Reimbursement for improvements located on the lands described in
18 sections 1 and 2 of this act, which the state land department allowed or
19 granted permission to construct or make pursuant to section 37-321,
20 Arizona Revised Statutes, if any, shall be determined as provided in title
21 37, chapter 2, article 5, Arizona Revised Statutes.

Attention: Bobbi
H. H. H. H.

E. The committee of reference shall deliver the final sunset review report of its recommendations to the oversight committee, the president of the senate, the speaker of the house of representatives, the governor, the auditor general and the affected agency by December 1. Such recommendations shall include one of the following:

- 1. That the state agency be continued.
- 2. That the state agency be revised or consolidated.
- 3. That the state agency be terminated pursuant to this chapter.

F. The final sunset review report by the committee of reference shall also include:

- 1. An identification of the problem or the needs that the agency is intended to address.
- 2. A statement, to the extent practicable, in quantitative and qualitative terms, of the objectives of such agency and its anticipated accomplishments.
- 3. An identification of any other agencies having similar, conflicting or duplicate objectives, and an explanation of the manner in which the agency avoids duplication or conflict with other such agencies.
- 4. An assessment of the consequences of eliminating the agency or of consolidating it with another agency.

G. The committee of reference shall oversee the preparation of any proposed legislation to implement its recommendations and is responsible for the introduction of such legislation.

H. If an agency is continued, it is not necessary to reappoint any member of the governing board or commission of the agency. Such members are eligible to complete their original terms without reappointment or reconfirmation.

I. Each committee of reference shall have the power of legislative subpoena pursuant to chapter 7, article 4 of this title.

Approved by the Governor, April 27, 1982
Filed in the Office of the Secretary of State, April 27, 1982

PUBLIC LANDS—EXCHANGE

CHAPTER 248

SENATE BILL 1200

An Act relating to public lands and education; authorizing and directing the exchange of certain land; prescribing procedures for trade; directing transfer of certain lands to board of regents upon completion of the trade, and prescribing procedure for determination of the value of non-removable improvements.

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

Section 1. Exchange of general revenue lands for trust lands

Subject to § 2 of this act and further subject to all applicable acts of Congress and regulations thereunder, the state land department is authorized and directed to exchange approximately 171.66 acres of state general revenue lands located in Maricopa County and described as:

PARCEL NO. 1:
THE Northeast quarter of Section 1, Township 1 North, Range 8 East of the Gila and Salt River Base and Meridian.
TRACT "K", ENSIGN TRACT, according to Book 15 of Maps, page 30, records of Maricopa County, Arizona.

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Changes or additions in text are indicated by underlines.

THAT part of the North half being part of Lot 5, of Section River Base and Meridian, lying established August 11, 1960.

THAT part of the South half being part of Lot 5, of Section River Base and Meridian, lying established August 11, 1960;

PARCEL NO. 2:
THAT part of the Southeast quarter of the Gila and Salt River Base and Meridian, lying established August 11, 1960;

EXCEPT a strip of land right of way of the Grand Canal, Deeds, page 406, Maricopa County, Arizona.

THAT part of the North 8-1/4 Southwest quarter, being part of the Gila and Salt River Base and Meridian, lying established August 11, 1960;

THAT part of the south 8-1/4 West half of the Southwest quarter of the Gila and Salt River Base and Meridian, lying established August 11, 1960;

THAT part of the South 8-1/4 West half of the Southwest quarter of the Gila and Salt River Base and Meridian, lying established August 11, 1960;

for approximately 300 acres of land described as the North half of the Southwest Quarter of the North Quarter and the Northwest Quarter of the Gila and Salt River Base and Meridian, lying established August 11, 1960.

Sec. 2. Manner of exchange
A. The state land department is authorized to exchange approximately 171.66 acres of state trust lands for approximately 300 acres of state trust lands, the appraisal made within at least 180 days of the exchange provided in § 37-102, subsection 1.

B. The exchange authorized in this section shall be determined by the appraisals, the state land department shall appraise approximately 300 acres, and shall file the appraisal with the State Board of Equalization, article 14, Arizona Revised Statutes.

- 1. Section 37-504, subsections 1 and 2.
- 2. Section 37-504, subsection 3.
- 3. Section 37-505, Arizona Revised Statutes.
- 4. Section 37-506, Arizona Revised Statutes.
- 5. The provisions of § 37-212 shall not apply.

Deletions by strikeouts

and sunset review report of its
committee of the senate, the speaker
of the house and the affected
parties include one of the following:

this chapter.
reference shall also include:
the agency is intended to

and qualitative terms, of
improvements.
similar, conflicting or duplicate
the agency avoids duplication

the agency or of consolidat-

reparation of any proposed
possible for the introduction

appoint any member of the
members are eligible to complete
action.

power of legislative subpoena

1982

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authorizing and directing
procedures for trade; direct-
ions upon completion of
determination of the value of

state lands
legislative acts of Congress and
authorized and directed to
revenue lands located in

Range 3 East of the Gila and
Salt River Basins, page 30, records of

indicated by underline;

THAT part of the North half of the Southwest quarter of the Northwest quarter
being part of Lot 5, of Section 6, Township 1 North, Range 4 East of the Gila and Salt
River Base and Meridian, lying West of the West right of way line of 40th Street as
established August 11, 1960.

THAT part of the South half of the Southwest quarter of the Northwest quarter
being part of Lot 5, of Section 6, Township 1 North, Range 4 East of the Gila and Salt
River Base and Meridian, lying West of the West right of way line of 40th Street as
established August 11, 1960;
PARCEL NO. 2:

THAT part of the Southeast quarter of Section 1, Township 1 North, Range 3 East of
the Gila and Salt River Base and Meridian, lying Northeasterly of the right of way of
the Grand Canal;

EXCEPT a strip of land 60 feet in width adjoining the North side of the
right of way of the Grand Canal, as conveyed by Deed recorded in Book 80 of
Deeds, page 406, Maricopa County records. (Appropriators Canal)

THAT part of the North 8-1/4 acres of the West half of the West half of the
Southwest quarter, being part of Lot 6 of Section 6, Township 1 North, Range 4 East
of the Gila and Salt River Base and Meridian, lying west of the West right of way
line of 40th Street as established August 11, 1960.

THAT part of the south 8-1/4 acres of the North 16-1/4 acres of the West half of the
West half of the Southwest quarter, being part of Lot 3, of Section 6, Township 1
North, Range 4 East of the Gila and Salt River Base and Meridian, lying West of the
West right of way line of 40th Street as established August 11, 1960.

THAT part of the South 8-1/4 acres of the North 25 acres of the West half of the
West half of the Southwest quarter, being part of Lot 5 and part of Lot 7 of Section
6, Township 1 North, Range 4 East of the Gila and Salt River Base and Meridian,
lying West of the West right of way line of 40th Street as established August 11,
1960;

for approximately 300 acres of state trust lands located in Maricopa County and
described as the North half of the Northeast Quarter, the North half of the
Southwest Quarter of the Northeast Quarter, the Southeast Quarter of the Northwest
Quarter and the Northwest Quarter of Section 16, Township 8 North, Range 2 East,
Gila and Salt River Base and Meridian, Maricopa County, Arizona.

Sec. 2. Manner of exchange; designation of lands

A. The state land department shall order two independent current appraisals for
the approximately 171.66 acres of state general revenue lands and for the approxi-
mately 300 acres of state trust lands described in § 1. A current appraisal is an
appraisal made within at least one hundred eighty days prior to the exchange as
provided in § 37-102, subsection G, Arizona Revised Statutes.

B. The exchange authorized and directed in § 1 shall be conducted if, as deter-
mined by the appraisals, the state general revenue lands consisting of approximately
171.66 acres are substantially equal in value to the state trust lands consisting of
approximately 300 acres, and shall be conducted as provided in title 37, chapter 2,
article 14, Arizona Revised Statutes, except for the following:

1. Section 37-604, subsections A and B, Arizona Revised Statutes, shall not apply.
2. Section 37-604, subsection C, paragraphs 6 and 7, Arizona Revised Statutes,
shall not apply.

3. Section 37-605, Arizona Revised Statutes, shall not apply.

4. Section 37-606, Arizona Revised Statutes, shall not apply.

5. The provisions of § 37-212, subsection C, Arizona Revised Statutes, requiring
the intended use of the reclassified land to be consistent with the development plan
and zoning of the local governmental authority shall not apply to this exchange. The
commissioner shall provide notice of the reclassification of the state trust land as
required and the local governmental authority retains the right to appeal the
reclassification as provided in § 37-212, subsection C, Arizona Revised Statutes.

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C. Upon completion of the exchange the lands which were designated general revenue lands prior to the exchange shall become state trust lands and the lands which were designated as state trust lands shall become general revenue lands.

Sec. 3. Transfer

Upon the completion of the exchange described in § 1 of this act, the state land department shall transfer to the Arizona board of regents title to the general revenue lands described as the North half of the Southwest Quarter of the Northeast Quarter, the Southeast Quarter of the Northwest Quarter and Northwest Quarter of Section 16, Township 3 North, Range 2 East, Gila and Salt River Base and Meridian, Maricopa County, Arizona if the following conditions exist at the time the transfer is to occur:

1. The exchange as described in § 1 of this act took place as provided in § 2 of this act.
2. The title or patent of the general revenue lands being transferred to the Arizona board of regents contains a covenant or restriction that all rights, title and interest in the lands revert back to the state if for any reason the Arizona board of regents desires to or does relinquish their ownership or control of the lands being transferred.

3. The title or patent of the general revenue lands being transferred to the Arizona board of regents contains a covenant or restriction that all rights, title and interest in the lands revert back to the state if for any reason the Arizona board of regents decides not to eventually use the lands consisting of approximately 300 acres for a western campus of Arizona state university.

4. The Arizona board of regents reimburses this state for nonremovable improvements located on the lands being transferred to it based on an appraisal as provided in § 37-322, Arizona Revised Statutes.

Sec. 4. Improvements on general revenue lands

Reimbursement for non-removable improvements located on the lands described in § 1 of this act, which the state land department allowed or granted permission to construct or make pursuant to § 37-321, Arizona Revised Statutes, if any, shall be based upon appraisal as provided in § 37-322, Arizona Revised Statutes, and shall be paid to the owner of the non-removable improvements by the state following appraisal.

Approved by the Governor, April 27, 1982.

Filed in the Office of the Secretary of State, April 27, 1982.

LEGISLATIVE DISTRICT COMMITTEES—
REORGANIZATION; PROCEDURES

CHAPTER 249

SENATE BILL 1201

An Act relating to elections and electors; providing for legislative district committee reorganization following change in district boundaries; prescribing certain procedures, and amending section 15-823, Arizona Revised Statutes.

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

Section 1. Section 15-823, Arizona Revised Statutes, is amended to read:

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Changes or additions in text are indicated by underline;

§ 15-823. Legislative change;

A. A political party representation on the legislative district as pres

B. A district party committee shall consist of the pres pursuant to § 15-821.

C. Each district party section shall meet no ea provided for in § 15-21. December and organize b men, a secretary and a tr person. The chairman of county committee of the c reside resides.

D. Each district party section shall meet after th or changes legislative distri es, electing from its me treasurer. The latter two the district committee is in which a plurality of th reapportionment legislati article IV, part 1, § 1, C

E. In the event the r United States justice de passage of the reapportion new district organization until the final settlement legislation. Upon the reapportionment legi mant of the reapportion

F. If the boundaries district party committee according to the bounda pursuant to this subsecti

G. For purposes of t district committee shall who were serving in su reapportionment legislat

Sec. 2. Emergency

To preserve the public immediately operative. effect as provided by la

Approved by the Gove

Filed in the Office of

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