Oil and Gas Conservation Commission
STATE OF ARIZONA
3110 N. 19TH AVENUE, SUITE 190
PHOENIX, ARIZONA 85015
PHONE (602) 255-3461

(Revised Agenda)
January 10, 1989

NOTICE OF COMBINED PUBLIC MEETING
AND EXECUTIVE SESSION OF
OIL AND GAS CONSERVATION COMMISSION

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members
of the Oil and Gas Conservation Commission and to the general public that the
Oil and Gas Conservation Commission will hold a meeting open to the public on
January 20, 1989 at 10:00 A.M. at 3110 North 19th Avenue, Suite 190, Phoenix,
Arizona 85015. As indicated in the agenda, the Oil and Gas Conservation Com-
mission may vote to go into executive session which will not be open to the
public to discuss certain matters.

The agenda for the meeting is as follows:

1. Call to Order
2. Approval of Minutes of Meeting and of the Executive Session of November 18, 1988
3. Report of Executive Director
4. Report of Oil and Gas Specialist
5. Possible Interstate Oil Compact Commission Meeting in Arizona in 1990
6. Gas Storage Facilities at Glendale and Adamana
7. Motion to authorize Executive Director to act on behalf of the Commissioners
8. Executive Session Agenda. Consult with the Commission's Attorney on Lawsuit Cam-Roy Research Corporation vs. Oil and Gas Conservation Commission of the State of Arizona and instruct him on how the Commission wishes him to proceed in the lawsuit.
9. Legislation which may affect Oil and Gas Conservation Commission
10. Relations between the Oil and Gas Conservation Commission and Indian Tribes
11. Commission Budgets, Fees, and Taxes
12. Announcements
13. Adjournment

The Oil and Gas Conservation Commission may vote to go into executive session (pursuant to A.R.S. § 38-431.03.A.3) which will not be open to the public to consult with its attorney and receive legal advice with respect to any regular agenda item listed on this agenda.

The Oil and Gas Conservation Commission may vote to go into executive session (pursuant to A.R.S. § 38-431.03.A.4) which will not be open to the public to consult with its attorney and instruct him on how to proceed with regard to a lawsuit.

The public will be afforded an opportunity to comment on any item on the agenda; however, at the beginning of the meeting, the Commission may vote to set a time limit on individual comments.

DATED THIS 10th day of January 1989.

Daniel J. Brennan
Executive Director

IF YOU ARE UNABLE TO ATTEND THIS MEETING,
PLEASE NOTIFY THIS OFFICE AS SOON AS POSSIBLE.
Oil and Gas Conservation Commission
STATE OF ARIZONA
3110 N. 19TH AVENUE, SUITE 190
PHOENIX, ARIZONA 85015
PHONE: (602) 255-5781

January 6, 1989
NOTICE OF COMBINED PUBLIC MEETING
AND EXECUTIVE SESSION OF
OIL AND GAS CONSERVATION COMMISSION

Pursuant to A.R.S. § 38-431.07, notice is hereby given to the members of the Oil and Gas Conservation Commission and to the general public that the Oil and Gas Conservation Commission will hold a meeting open to the public on January 20, 1989 at 10:00 A.M. at 3110 North 19th Avenue, Suite 190, Phoenix, Arizona 85015. As indicated in the agenda, the Oil and Gas Conservation Commission may vote to go into executive session which will not be open to the public to discuss certain matters.

The agenda for the meeting is as follows:

1. Call to Order
2. Approval of Minutes of Meeting and of the Executive Session of November 18, 1988
3. Report of Executive Director
4. Report of Oil and Gas Specialist
5. Possible Interstate Oil Compact Commission Meeting in Arizona in 1990
6. Gas Storage Facilities at Glendale and Adamana
7. Motion to authorize Executive Director to act on behalf of the Commissioners
8. Cam-Roy Power Ranch Wells and Lawsuit
9. Legislation which may affect Oil and Gas Conservation Commission
10. Relations between the Oil and Gas Conservation Commission and Indian Tribes
11. Commission Budgets, Fees, and Taxes
12. Adjournment

The Oil and Gas Conservation Commission may vote to go into executive session (pursuant to A.R.S. § 38-431.03.A.3) which will not be open to the public to consult with its attorney and receive legal advice or to instruct its attorney with respect to any regular agenda item listed on this agenda.

The public will be afforded an opportunity to comment on any item on the agenda; however, at the beginning of the meeting, the Commission may vote to set a time limit on individual comments.

DATED THIS 6th day of January 1989.

OIL AND GAS CONSERVATION COMMISSION

[Signature]
Daniel J. Bratman
Executive Director

IF YOU ARE UNABLE TO ATTEND THIS MEETING, PLEASE NOTIFY THIS OFFICE AS SOON AS POSSIBLE.
Present:

Dr. J. Dale Nations, Chairman
Mrs. Jan C. Wilt, Vice-Chairman
Mr. A. R. Bennett, Member
Mrs. Mary Ann Niccoli, Member
Mr. J. E. Warn, Jr., Member
Dr. Daniel J. Brennan, Executive Director
Mr. Steven L. Rauzi, Oil and Gas Specialist

The regular Commission Meeting of November 18, 1988 was called to order by Dr. J. Dale Nations, Chairman, at 10:00 A.M. in the Commission's office.

APPROVAL OF MINUTES OF MEETING OF JULY 14, 1988

Mr. Warn moved, seconded by Mr. Bennett:

THAT THE MINUTES OF THE REGULAR MEETING OF JULY 14, 1988 BE ACCEPTED AS PRESENTED.

Motion carried unanimously.

INTRODUCTION OF NEW STAFF MEMBER

Dr. Brennan introduced Steven L. Rauzi to the Commissioners. He is the new Oil and Gas Specialist.

REPORT OF THE EXECUTIVE DIRECTOR

The Activity Report of Dr. Brennan was sent to the Commissioners, and has been made part of these minutes. Dr. Brennan outlined the activity involved in a blow out of Cal Gas Corporation on October 11, 1988. After approximately 15 days on the job, Dr. Brennan advised that the well was finally plugged. Chuska Energy Company is planning to re-enter and test three shut-in gas wells in the Black Rock area in Apache county. This is under contract with the Navajo Tribe, and if they can't be completed, they will be plugged. There is a possibility of a fourth well being drilled. Dr. Brennan reported he has started writing letters to companies which incorporate in Arizona doing business in oil, gas, helium or geothermal exploration to invite them to contact the Commission if assistance is required especially involving the many laws in the business. Copies of reprints of the article in the Four Corners Oil and Gas Developments of 1987 were given
Minutes of Meeting
November 18, 1988
Page 2

to the Commissioners. Dr. Brennan reported on two wells formerly permitted to Southwest Salt Company and taken over by Morton Salt Company which need to be plugged. They are located near the Cal Gas operation. The EPA does not have authority over these wells, and it is up to the Oil and Gas Conservation Commission to get the injection wells plugged. Morton Salt will incur a big expense in plugging the wells. Bonding is provided for this endeavor. Dr. Brennan is to speak at the Litchfield Chamber of Commerce next month at the request of Cal Gas Corporation. He spoke at the Luke School regarding the concern of the Cal Gas wells.

John Haas of the Bureau of Land Management advised that the Federal Government is required to offer all lands on a competitive basis. Exxon had 21 offers of noncompetitive leases in the Fredonia area, and Shields Exploration got two parcels in the same locale. Another parcel was in the White Tanks' area and one out of Kingman. Mr. Haas explained that lands put up for competitive sale are leases which have terminated and the annual rental has not been paid. If a lease has expired, this means there has been no production in a ten-year period. These lands must be offered for sale. If lands are relinquished, that is if part of the acreage is removed within the lease, those lands must be offered on a competitive sale. Cancelled leases must be offered for a land sale. The Bureau can put up its own parcels if it wishes or if someone expressed an interest, the Bureau could offer the land. On a competitive sale, the lease is for five years; on a noncompetitive basis, there is a two-year window to be picked up. The term is for ten years. Mr. Haas also stated that he received an advance request from Jay Shields to drill to 11,000' in the Spring of '89.

Dr. Nations reported that there is a possibility that Mitch Reynolds may give a talk to the Commission relative to the oil and gas potential in Arizona, and he will pursue this contact.

CONSIDERATION OF BUDGET REQUEST FOR FY 1990

After a detailed explanation by Dr. Brennan for increases in the budget for FY 1990, Mrs. Wilt moved, seconded by Mr. Warne:

THAT THE BUDGET REQUEST FOR FY 1990 BE ACCEPTED.

Motion carried unanimously.

MOTION TO AUTHORIZE EXECUTIVE DIRECTOR TO ACT ON BEHALF OF THE COMMISSIONERS

Our legal counsel, Sheldon Muller, suggested that it should be
on record that the executive director is authorized to act on behalf of the Commission. A motion was requested by Mr. Brennan to this effect. Mr. Muller gave an explanation of this request. After a lengthy discussion, it was decided to table this matter until the next meeting. Mr. Muller and Dr. Brennan were asked to bring a revised recommendation to the next meeting. Mrs. Wilt expressed a desire to see a comparison with other agencies regarding authority for the directors. Copies of the rules and laws of the Commission are to be sent to the Commissioners.

LEGISLATION WHICH MAY AFFECT OIL AND GAS CONSERVATION COMMISSION

Dr. Brennan advised that Senator Todd has agreed to sponsor a bill for the Commission. The Legislative Council drew up a bill to allow the Commission to accept gifts and donations of materials to enhance our library. We will be permitted to make agreements with other government agencies, state and Federal, and with Indian tribes to enforce the oil, gas and geothermal laws. Copies of this drafted bill are to be sent to the Commissioners.

Mr. Haas reported that the BLM had issued ten geothermal leases to Union Oil of California (Unocal). Recently Unocal made an application for another 11,000 acres in the San Francisco Peaks’ area concerning the geothermal potential. Bradco Oil also requested four geothermal applications in the Yuma area. Mr. Haas stated that Trans Am Energy, gas brokers, in Tulsa made application for a sodium prospecting permit application. This is in the Red Lake Salt Cavern Gas Storage Project located approximately 35 miles north of Kingman. It is the intent to create gas storage reservoirs in this area which would necessitate a gas pipeline to transport gas to the storage area or railroad. A water line would be needed from Lake Mead to put the salt into the solution. The gas which would be purchased would hook into the El Paso Natural Gas pipeline.

Mrs. Wilt moved, seconded by Mrs. Niccoli:

THAT THE COMMISSION GO INTO EXECUTIVE SESSION.

Motion carried unanimously. When the meeting reconvenes, it will be open again to the public.

At 12:12 P.M., the Regular Meeting resumed with all the Commissioners present as well as Dr. Brennan, Mr. Kauzi and Mr. Muller.

Mrs. Wilt moved, seconded by Mr. Bennett:
Minutes of Meeting
November 18, 1988
Page 4

THAT THE MINUTES OF THE EXECUTIVE SESSION OF JULY
14, 1988 BE AMENDED AS DISCUSSED IN THE EXECUTIVE

Motion carried unanimously.

The next meeting is scheduled for January 20, 1989.

Mr. Bennett moved, seconded by Mr. Warne:

THAT THE MEETING BE ADJOURNED.

Motion carried unanimously. Time of adjournment was 12:20 P.M.

APPROVED

[Signature]
Dr. V. Dale Nations
Chairman

GUESTS IN ATTENDANCE:

John Haas
Sheldon Muller
Steve Powers

Bureau of Land Management
Attorney General's Office
State Land Department
January 6, 1989

ACTIVITY REPORT

Daniel J. Brennan
Executive Director

Since your last meeting, my principal activity has been work on the ongoing study of the Yuma area. My abstract was accepted by the American Association of Petroleum Geologists for presentation at its annual convention in San Antonio in April. The presentation will be in a "Poster Session."

In connection with the Yuma study, I made a trip to Midland, Texas and was able to review, but not copy or remove, a wealth of seismic and other information, which is otherwise not public information. It will be of great assistance in fleshing out my study.

We inspected the storage facility at Adamana in November. Since our last visit, they had dismantled the gas/water separator and flare located at their brine storage pits. Since a flare is required by rule, we informed the operator that it is necessary to replace both the separator and flare. We should have a further report in time for your meeting.

We are working with Morton Salt's engineers to design a satisfactory plugging program for two old salt wells located at their facility in Glendale. While we would not be the permitting agency these days, the two wells are under our jurisdiction due to an action by Governor Williams years ago. Once we get them plugged, we will be out of the salt mining business.

I went to a breakfast meeting of the Tri-City Chamber of Commerce (Litchfield Park Area) to answer questions regarding the Cal Gas facility in that area.
January 5, 1989

Steve Kausi
Oil & Gas Specialist

On November 30, we conducted a semi-annual inspection of the gas storage facility at Amana. Essentially all warning lights, alarms, and safety features were in good working condition. One faulty warning switch was noted. David Jones, field supervisor, indicated it would be promptly replaced.

The Cal Gas Roach-Baker #1A well is in progress. In mid-December we witnessed the cementing of a 30" surface pipe to about 40'. On January 4, we witnessed the cementing of 26" casing to about 180'. In both cases, good cement returns were observed at the surface. The contractor estimates about 40 days to complete this well.

In regards to enhancing the exploration for oil and gas in Arizona, I have started construction of a subcrop map of the Precambrian Supergroup underlying the Arizona Strip area. The subcrop map will build on the reported source rock potential of the supergroup as discussed in USGS Circular 1025. We intend to publish the map as an open file report.
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# Monthly Financial Report

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<tr>
<th>E X P E N D I T U R E S</th>
<th>Total Amount Year To Date</th>
<th>Claims Paid Year To Date</th>
<th>Unencumbered Balance</th>
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<tr>
<td>1 Personal Services</td>
<td>123,800.00</td>
<td>55,699.76</td>
<td>67,890.24</td>
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<td>2 Emp. Related Exp.</td>
<td>25,700.00</td>
<td>10,319.01</td>
<td>14,380.99</td>
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<td>3 Professional Services</td>
<td>400.00</td>
<td>380.00</td>
<td>20.00</td>
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<td>4 Travel - State</td>
<td>3,100.00</td>
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<td>5 Travel - Out of State</td>
<td>2,500.00</td>
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<td>6 Other Operating Exp.</td>
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<td>7 Capital Outlay-Equipment</td>
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<p>| Totals                | 189,600.00                | 66,129.24                | 123,470.76           |</p>
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<tr>
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<tbody>
<tr>
<td>Bob Smith</td>
<td>11/7/98</td>
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</table>
REFERENCE TITLE: oil, gas and geothermal; enforcement

State of Arizona
Senate
Thirty-ninth Legislature
First Regular Session
1989

S. B. 1071

Introduced by Senator Todd

AN ACT
RELATING TO MINERALS, OIL AND GAS; PRESCRIBING AUTHORITY OF OIL AND GAS CONSERVATION COMMISSION TO ENTER INTO COOPERATIVE AGREEMENTS AND ACCEPT DONATIONS OF PUBLIC RECORDS; PROVIDING FOR BOND FOR OWNERSHIP, OPERATION OR CONVEYANCE OF GEOTHERMAL WELL; PRESCRIBING PROCEDURES FOR ADOPTING, MODIFYING, RENEWING OR EXTENDING GEOTHERMAL RULES; PRESCRIBING NOTICE REQUIREMENTS FOR CONVEYANCE OF GEOTHERMAL WELLS; PRESCRIBING GEOTHERMAL ENFORCEMENT POWERS AND APPEALS RIGHTS; PRESCRIBING CIVIL PENALTIES; PRESCRIBING DEFINITION AND CLASSIFICATION OF CRIMINAL OFFENSES; AMENDING SECTIONS 27-515, 27-654, 27-656 AND 27-658, ARIZONA REVISED STATUTES, AND AMENDING TITLE 27, CHAPTER 4, ARTICLE 4, ARIZONA REVISED STATUTES, BY ADDING SECTIONS 27-670 THROUGH 27-679.

Be it enacted by the Legislature of the State of Arizona:
Section 1. Section 27-515, Arizona Revised Statutes, is amended to read:
27-515. Powers and duties of commission; fees; compensation of personnel; executive director; publication revolving fund
A. The commission shall have jurisdiction and authority over all persons and property deemed necessary to administer and enforce the provisions of this article and other laws relating to conservation of oil and gas. The commission or its representative or employee may, at any time, enter upon property and inspect wells drilled for oil or gas, and well records, and shall control property, machinery and appliances necessary to gauge the wells.
B. The commission may employ personnel necessary to enforce this article. The commission may:
1. Administer oaths to a witness in any hearing, investigation or proceeding held under this article or other law relating to conservation of oil and gas.
2. Issue subpoenas requiring attendance and testimony of witnesses and production of books, papers and records deemed material or necessary, and direct service of subpoenas by a sheriff or other officer authorized by law to serve process.
3. Prescribe rules and do all acts necessary or advisable to carry out the provisions of this article.
4. Collect such fees as will cover the costs of such services as, but not limited to, reproduction of records or any portion thereof and copies of rules. The monies so collected shall not be subject to the provisions of section 27-523, but shall be transmitted by the commission to the state treasurer for deposit in the fund from which the expenditure was originally made.
5. Publish, in cooperation with the resource analysis division of the state land department, technical maps, cross sections and reports and sell these materials for such fees as will cover the costs incurred in their preparation, reproduction and distribution.
6. The commission may enter into cooperative agreements with agencies of the United States government, with agencies of state or local government or with Indian Tribes for the purpose of protection of the fresh water supplies of the state from contamination or pollution brought about by the drilling of any well or for any other purpose of this article.
7. The commission may accept gifts, devises and donations of books, well records, maps or other materials which shall become public records of the commission to further the purposes of this article.
8. Personnel employed under the provisions of this article shall receive compensation as determined pursuant to section 38-611.
9. The commission may appoint an executive director who may pursuant to and as authorized by order of the commission, act on behalf of the commission.
10. Monies collected under subsection 8, paragraph 5 of this section shall be deposited in the oil and gas conservation commission publication revolving fund and used to prepare, reproduce and distribute further publications. Monies in the publication revolving fund are not subject to section 27-523 and are exempt from section 35-190, relating to lapping of appropriations, except all monies in the revolving fund exceeding five thousand dollars shall revert to the state general fund.
Sec. 2. Section 27-654, Arizona Revised Statutes, is amended to read:
27-654. Drilling bond; amount
The commission shall require that every person who engages in the drilling, OWNERSHIP OR OPERATION of a well, or the entering or deepening of an abandoned well, shall file with the commission, on a form to be determined by the commission, a reasonable bond with good and sufficient security conditioned upon the performance of the duties required by this
section and the abandonment, as approved by the commission, of such well
in an amount to be determined by the commission, but in no case may the
bond be less than five thousand dollars for each individual well or less
than twenty-five thousand dollars for any number of wells. Such bond
shall remain in full force and effect until all requirements of the
commission have been satisfied or until otherwise released by the
commission.

Sec. 3. Section 27-656, Arizona Revised Statutes, is amended to
read:

27-656. Rules; hearing

A. The commission shall promulgate ADOPT rules and regulations
necessary for the proper administration and enforcement of this article.
B. IN THE ABSENCE OF AN EMERGENCY, THE COMMISSION SHALL COMPLY WITH
TITLE 41, CHAPTER 6 IN ADOPTING, MODIFYING, RENEWING OR EXTENDING RULES
UNDER THIS ARTICLE, UNLESS OTHERWISE PROVIDED BY THIS ARTICLE.
C. No rule, regulation or order, or change, renewal or
extension thereof, except as otherwise provided by this article, shall, in
the absence of an emergency, be made by the commission under the
provisions of this article except after a public hearing of which not less
than ten days' notice has been given. The public hearing shall be held at
such time and place as may be prescribed by the commission and any
interested person shall be entitled to be heard. Notice shall be given by
personal service, by publication, or by United States mail, addressed,
postage prepaid, to the last known mailing address of the person or
persons affected. The date of service shall be the date on which service
was made in the case of personal service, the date of first publication in
the case of notice by publication, and the date of mailing in the case of
notice by mail. The notice shall issue in the name of the state, and
shall be signed by a member of the commission or its deputy, shall specify
the style and number of the proceeding, the time and place of the hearing,
and shall state briefly the purpose of the proceeding. If the commission
elects to give notice by personal service, such service may be made by an
officer or process server authorized to serve process, or by the
commission, in the same manner as is provided by law for the service of
process in civil actions in the courts of this state. Proof of service by
the commission shall be by the affidavit of the commission or its
authorized representative making personal service. Where service is made
by an officer or process server authorized to serve process, the proof of
service shall be as required by law for service of process in civil
actions. If the matter to be heard concerns the adoption, amendment or
repeal of a regulation or rule of general applicability, notice shall be by
publication.

D. If an emergency is found by the commission to exist which,
in its judgment, requires making, changing, renewing or extending a rule;
regulation or order without first having a hearing, the emergency rule;
regulation or order shall have the same validity as if a hearing had been
held after due notice. The emergency rule; regulation; or order shall
remain in force FOR not to exceed thirty days from its effective date, but
in any event shall expire when a rule, regulation or order with respect to
the subject matter of the emergency rule, regulation or order becomes
effective after due notice and hearing.
Sec. 4. Section 27-658, Arizona Revised Statutes, is amended to
read:
27-658. Notice of sale or conveyance of well or land
A. The owner or operator of any well shall notify the commission in
writing on such form as the commission may direct of the sale, assignment,
transfer or conveyance or exchange by the owner or operator of such well
and the land owned or leased upon which the well is located within ten
days following such sale, assignment, transfer, conveyance or exchange.
The notice shall contain:
1. The name and address of the person to whom such well was sold,
   assigned, transferred, conveyed or exchanged.
2. The name and location of the well.
3. The date of the sale, assignment, transfer, conveyance or
   exchange.
B. Every person who acquires ownership or operation of any well,
whether by purchase, assignment, transfer, conveyance, exchange or
otherwise, shall, within ten days after acquiring the well on land-owned
or leased upon which it is located, notify the commission in writing of
his ownership or operation AND PROVIDE A BOND AS REQUIRED BY SECTION
27-654. The notice shall contain:
1. The name and address of the person from whom the well was
   acquired.
2. The name and location of the well.
3. The date of acquisition.
4. The date when operations are assumed or resumed by THE new
   owner.
Sec. 5. Title 27, chapter 4, article 4, Arizona Revised Statutes,
is amended by adding sections 27-676 through 27-679, to read:
27-676. Enjoining violations
A. IF IT APPEARS THAT A PERSON IS VIOLATING OR THREATENING TO
VIOLATE ANY PROVISION OF THIS ARTICLE, OR A RULE OR ORDER MADE PURSUANT TO
THIS ARTICLE, AND THE PERSON FAILS OR REFUSES, ON NOTICE BY THE
COMMISSIONER, TO DESIST FROM THE VIOLATION OR THREAT OF VIOLATION, THE
COMMISSIONER MAY BRING AN ACTION IN SUPERIOR COURT IN THE COUNTY WHERE THE
OFFENDING PERSON RESIDES, OR IN THE COUNTY IN WHICH THE VIOLATION IS
ALLEGED TO HAVE OCCURRED OR IS THREATENED, TO RESTRAIN THE PERSON FROM
CONTINUING THE VIOLATION OR FROM CARRYING OUT A THREAT OF VIOLATION.
B. THE COMMISSIONER MAY OBTAIN WITHOUT BOND A PROHIBITORY OR
MANDATORY INJUNCTION, A TEMPORARY RESTRAINING ORDER OR A PRELIMINARY
INJUNCTION AND, IF APPROPRIATE, AN INJUNCTION RESTRAINING THE DEFENDANT
FROM MOVING OR DISPOSING OF AN ILLEGAL PRODUCT. ON FILING THE ACTION,
SUMMONS DIRECTED TO SUCH PERSON MAY BE DELIVERED TO THE SHERIFF OF ANY
COUNTY IN THE STATE FOR SERVICE.
C. IF THE COMMISSIONER FAILS TO BRING AN ACTION WITHIN TEN DAYS TO
ENJOIN A THREATENED OR ACTUAL VIOLATION OF ANY STATUTE RELATING TO
CONSERVATION OF GEOTHERMAL ENERGY, OR OF ANY PROVISION OF THIS ARTICLE, OR A RULE OR ORDER MADE PURSUANT TO THIS ARTICLE, ANY PERSON OR PARTY IN INTEREST WHO IS ADVERSELY AFFECTED BY THE THREATENED OR ACTUAL VIOLATION AND WHO HAS NOTIFIED THE COMMISSIONER IN WRITING AND REQUESTED THE COMMISSIONER TO FILE THE ACTION MAY BRING THE ACTION IN THE SUPERIOR COURT IN ANY COUNTY IN WHICH THE COMMISSIONER MIGHT HAVE BROUGHT THE ACTION TO PREVENT THE THREATENED OR ACTUAL VIOLATION. THE COMMISSIONER SHALL BE MADE A PARTY TO THE ACTION.


27-677. Enjoining enforcement prohibited.

A. NO TEMPORARY RESTRAINING ORDER OR UNJUNCTION MAY BE GRANTED TO RESTRAIN THE COMMISSIONER OR HIS AGENT, EMPLOYEE, OR REPRESENTATIVE FROM ENFORCING A STATUTE RELATING TO THE CONSERVATION OF GEOTHERMAL ENERGY OR ANY PROVISION OF THIS ARTICLE, OR RULE OR ORDER MADE UNDER THIS ARTICLE, EXCEPT AFTER NOTICE TO THE COMMISSIONER AND ALL OTHER DEFENDANTS AND A HEARING. AT THE HEARING A RESTRAINING ORDER OR INJUNCTION SHALL NOT BE GRANTED UNLESS IT IS SHOWN THAT THE ACT DONE OR THREATENED IS UNLAWFUL OR THAT THE STATUTE OR PROVISION OF THIS ARTICLE OR RULE OR ORDER COMPLAINED OF IS INVALID AND, IF ENFORCED, WILL CAUSE IRREPARABLE INJURY TO THE PLAINTIFF. AN ORDER GRANTING TEMPORARY OR INJUNCTIVE RELIEF SHALL STATE THE NATURE AND EXTENT OF THE INVALIDITY OF THE STATUTE, RULE OR ORDER COMPLAINED OF AND SHALL CONTAIN A STATEMENT OF THE PROBABLE DAMAGE RELIED ON BY THE COURT AS JUSTIFYING TEMPORARY INJUNCTIVE RELIEF.


27-678. Appeals.

IN AN ACTION BROUGHT UNDER THIS ARTICLE, OR AN ACTION WHICH INVOLVES ANY RULE OR ORDER MADE UNDER THIS ARTICLE, ANY PARTY TO THE ACTION HAS THE RIGHT TO APPEAL FROM THE SUPERIOR COURT TO THE SUPREME COURT AS PROVIDED BY LAW OR RULES OF COURT RELATING TO APPEALS IN CIVIL ACTIONS.

27-679. Violation; civil penalty; classification

A. A PERSON WHO VIOLATES ANY PROVISION OF THIS ARTICLE, OR ANY RULE OR ORDER OF THE COMMISSION, IS SUBJECT TO A CIVIL PENALTY OF NOT MORE THAN ONE THOUSAND DOLLARS FOR EACH VIOLATION AND FOR EACH DAY THE VIOLATION CONTINUES.
B. A person who, with the intent to evade this article, or any rule or order of the commission, knowingly makes or causes to be made a false entry in any application, report, record, account or memorandum required by this article or by any such rule or order, or who knowingly omits or causes to be omitted from any application, report, record, account or memorandum full, true and correct entries as required by this article, or by the rule or order, or who knowingly removes from this state or destroys, mutilates, alters or falsifies any such application, record, account or memorandum or knowingly makes any false statement to the commission or any member, officer or employee of the commission concerning any matter within the jurisdiction of the commission is guilty of a class 2 misdemeanor.

C. The penalties provided in this section shall be recoverable by an action filed by the attorney general, in the name and on behalf of this state, in superior court in the county in which the defendant resides, or in which any defendant resides if there is more than one defendant, or in superior court in any county in which the violation occurred.

D. The payment of any penalty does not legalize so that it is no longer contraband any product involved in the violation for which the penalty is imposed and does not relieve a person on whom the penalty is imposed from liability to any other person for damages arising out of the violation.
OFFICE OF THE ATTORNEY GENERAL
INTEROFFICE MEMORANDUM
January 19, 1989

TO: DAN BRENNAN, Executive Director
Oil and Gas Conservation Commission

FROM: SHELDON H. MULLER
Assistant Attorney General


Per your request, I have enclosed copies of statutes which show how the authority of executive directors, directors, etc. is set up with other boards and commissions. I have highlighted the pertinent portions of the statutes for your convenience. As you can see, some provisions are similar to yours, i.e., executive directors must be delegated their authority by the board or commission, whereas other statutes state specifically the authority of the director, executive director, etc.

I hope this will be of assistance to you and the Commission. If you have any other questions, please feel free to call me at your convenience.

SHH/clp
0571a.79
§ 24-104. General powers and duties; civil penalties; violation: classification

A. The board shall:

1. Exercise supervision over the livestock interests of the state, protect the livestock industry from theft and the livestock and poultry industries from contagious and infectious diseases, and protect the public from diseased and unwholesome meat products.
2. Recommend legislation fostering the livestock and poultry industries and advise the legislature with respect thereto.
4. Delegate duties to the director, administer, and enforce this title.

B. The board may, with the advice of the state veterinarian, make rules to control and govern:

1. Importation of animals and poultry into the state, establishment of quarantine and its boundaries, notice of quarantine and accomplishment of all things necessary to effect the object of the quarantine and to protect the livestock and poultry industries from and prevent the spread of contagious or infectious diseases.
2. Slaughter of animals and poultry affected with contagious or infectious diseases and disposition of carcasses of animals and poultry so slaughtered, when such action appears necessary to prevent the spread of contagion or infection among livestock and poultry.
3. Importation, manufacture, sale, distribution or use within the state of serums, vaccines and other biologics intended for diagnostic or therapeutic treatment of animals and poultry, and the importation, manufacture or use of virulent blood or living virus of diseases affecting animals and poultry.
4. The board may:
   1. Prescribe rules, pursuant to title 41, chapter 5, in conformity with this title.
   2. Contract and enter into interagency and intergovernmental agreements pursuant to title 11, chapter 7, article 3, with any private party or public agency.
   3. Enter into agreements with neighboring states including agreements regarding the use of livestock officers or livestock inspectors or other agency resources for the purpose of enforcement of livestock laws within this state or within border areas of neighboring states.

C. The director may:

1. Waive inspections, service charges or inspection fees in cases he deems advisable.
2. Direct employees or peace officers to execute his orders.
3. Accept money donations from any public or private group, society, association or individual for deposit in the horse maintenance fund created by § 24-522.

D. The director shall:

1. Employ staff and may terminate employment of any employee as provided under title 41, chapter 4, article 3.
2. Administer and enforce the rules prescribed by the board.
§ 24-104 LIVESTOCK AND ANIMALS

services in accordance with its rules adopted pursuant to § 26-115, subsection H, paragraphs 3 and 5. A person who violates any rules promulgated under this subsection is guilty of a class 3 misdemeanor.

G. The board may by rule prescribe conditions under which carcasses, parts of carcasses, meat and meat food products of any livestock, capable of use as human food, shall be stored or otherwise handled by any person, firm or corporation engaged in the business of buying, selling, freezing, storing or transporting such articles, whenever the board deems such action necessary to assure that such articles will not be adulterated or misbranded when delivered to the consumer.

H. The board may adopt by rule a self-inspection program for moving livestock from one location to another in this state if no change of ownership occurs. The director shall monitor compliance with the requirements of the self-inspection program and shall periodically examine self-inspection records. A person who knowingly violates the requirements of the self-inspection program shall be placed on administrative probation by the director for a period of one year. If a subsequent violation occurs during the period of probation, the person shall be brought before a hearing officer and is subject to a civil penalty of two hundred dollars for each violation, and his self-inspection privileges shall be revoked for a period of three years. The board may review any order of the hearing officer and shall review each order involving subsequent violations during a period of probation, and may affirm, rescind or modify the order. The period of a sanction imposed under this subsection begins on the date of determination of the violation at a hearing. Civil penalties imposed under this subsection shall be deposited in the state general fund.

I. The director may establish a central investigation group to investigate reports of livestock theft. Livestock owners and other employees of the board shall report all cases of apparent livestock theft to the director. The investigation group shall cooperate and coordinate its activities with appropriate federal, state and local law enforcement agencies in apprehending and prosecuting violators of livestock laws.

Amended by Laws 1986, Ch. 8, § 2; Laws 1986, Ch. 109, § 5, eff. Aug. 13, 1986, retroactively effective to July 1, 1986; Laws 1986, Ch. 165, § 12.

§ 24-105. Repealed by Laws 1986, Ch. 8, § 2; Laws 1986, Ch. 165, § 7.

§ 24-106. Control of animal diathesis.

A. When advised of the occurrence of a disease or disease-like condition in a livestock or poultry industry, the state veterinarian may be called to take custody of the premises for the purpose of controlling or eradicating said disease or disease-like condition.

B. The state veterinarian may order the destruction of livestock or poultry, including holdings, pens, or other enclosures, and premises used in association with such livestock or poultry, if said livestock or poultry shall be determined to be diseased or infected with contagious or communicable disease.

C. Appoint appraisers for the destruction.

D. Complete the movement of agricultural products which may be handled by livestock or poultry industries.

E. Any person who violates any of the provisions of this section shall be subject to criminal penalties.

Amended by Laws 1986, Ch. 165, § 12.

Historical Note

The 1986 amendment reorganized the definitions of subsections, paragraphs, etc. of "rules" for "rules and regulations" and "boundaries" for "the boundaries of the state veterinarian's jurisdiction." A new subsection 1 was added.

§ 24-106. Suspension, revocation; appeal.

A. Any license issued by the department shall expire on the date the license is issued unless the department shall extend the license for a period of one year. Any person who violates any of the provisions of this title may have the license revoked by the department.

B. Any person aggrieved by the revocation of a license may appeal the decision of the department to the county court in which the respondent resides. The respondent shall have the burden of proving that the license should not have been revoked.

C. The decision of the county court shall be final and binding on the department.

Amended by Laws 1986, Ch. 165, § 20.
§ 23–108

Note.

Employee of the industrial commission whose employment and compensation had never been approved by the governor shall be paid their salaries without submission by the commission of such employment and salaries to such incoming governor for his approval [Industrial Commis-

§ 23–108.01. Duties of director


ADMN. No. 73-33-L.

Industrial commissioners or commission employees are not subject to travel expense allowances. Op.Atty.Gen. No. 63-56-L.

§ 23–108.01. Duties of director


Added by Laws 1979, 1st S.S., Ch. 7, § 906, for “chapter 1.”

§ 23–108.

A. The ex-officio commissioner or his successor shall be as follows:

B. The amount of the additional commission shall be as follows:

1 Added by Laws 1970, Ch. 204.

The 1970 em- system rules” is subject to the</raw_text>
§ 23–108.02. Administrative law judges

A. The commission shall appoint administrative law judges of the commission who shall be members of the Arizona state bar and thereaf-fer shall be subject to the state personnel commission.

B. The annual compensation of the chief administrative law judge and of the administrative law judges shall be as determined pursuant to § 25–611.

Added by Laws 1968, 4th S.S., Ch. 6, § 9, eff. Jan. 2, 1969. Amended by Laws 1976, Ch. 204, § 1; Laws 1980, Ch. 245, § 1.

§ 23–108.03. Performance of certain powers and duties

A. The industrial commission shall be responsible for determining the policy of the commission:

1. Make rules and regulations.
§ 23-108.03  

2. Commute awards to a lump sum.
3. License self-insurers.

C. The commission shall be responsible for the official acts of its employees acting in the name of the commission and by its delegated authority.

Added by Laws 1916, 4th S.S., Ch. 5, § 9, eff. Jan. 2, 1917. Amended by Laws 1916, Ch. 102, § 35.

Historical Note

Sources:

Laws 1916, Ch. 26, §§ 2, 7.
A.R.S. former § 23-1121.

Cross References

Commutation of compensation to lump sum payment, see § 23-1067.

Notes of Decisions

Average monthly wage 2  
Commutation of awards 3  
Judicial notice —

1. Judicial notice


Industrial commission was authorized to delegate to Commission's employees its authority to determine the average monthly wage. Id.

Failure to include in each claimant's file a certified copy of resolution authorizing employees of industrial commission to fix the average monthly wage of injured workmen did not destroy the delegated authority vested by the resolution. Id.

Resolution delegating to industrial commission employees the authority to establish average monthly wages involved an internal function of the commission and did not constitute a "rule" for purpose of the Administrative Procedure Act, 41 U.S.C. § 41501 et seq., and thus, resolution was not required to be certified and filed with the secretary of state to be effective. Id.

Where, in absence of delegation by industrial commission under this section, of its duties, the commission was mandated by § 23-1061 to fix average monthly wage, fact that beneficiaries did not raise issue as to propriety of specified wage determination did not preclude court of appeals from doing so on its own. Garza v. Industrial Commission (1972) 18 Ariz.App. 223, 461 P.2d 399.

§ 23-1  
The gifts and the over.  
Added by 1915, Ch. 8  
and Code 1915,  

A.R.S.  

Statis.  
C.S.S. St.  

0.
ARTICLE 2. STATE ENTOMOLOGIST

Termination under Senate Law

The activities and functions of the state entomologist shall terminate on
July 1, 1991, unless continued. See §§ 41-2358.01 and 41-2377.

Title 3 relating to various agricultural functions and the Arizona commis-
sioner of agriculture and horticulture is repealed on January 1, 1992. See
§ 41-2377.01.

§ 3-111. State entomologist; salary; oath

A. The commission shall appoint an entomologist qualified by scientific training and
practical experience. Such entomologist shall have the official title of state entomologist
of Arizona.
§ 3-111

AGRICULTURE AND DAIRYING

B. The entomologist shall take the official oath of office.

C. The entomologist shall serve as the director of the Arizona commission of agriculture and horticulture.

D. The entomologist shall serve at the pleasure of the commission.

Amended by Laws 1988, Ch. 384, § 3.

Notes of Decisions

1. In general

Use of moneys in the pesticide, fertilizer materials, or commercial feed fund is determined by the commission of agriculture and horticulture; however, neither the director of the commission nor the state chemist has any authority to expend moneys contained in these funds unless directed to do so by the commission. Op.Atty. Gen. No. 182-001.

§ 3-112. Powers and duties

The entomologist shall:

1. In consultation with the commission appoint all employees of the commission who are authorized by law for exemption from title 41, chapter 4, articles 5 and 6. The entomologist may, without consulting the commission, appoint all other employees necessary to carry out the programs of the commission. All employees shall be under the entomologist’s direction and control. Compensation for all such employees shall be as determined pursuant to § 38-611.

2. Keep the commission informed concerning dangers to the agricultural and horticultural interests of the state from noxious weeds, crop pests and diseases. He shall act as technical and expert adviser to the commission on all matters pertaining to his office and shall see that the rules, regulations and orders of the commission and the provisions of article 1 of chapter 2 of this title are faithfully enforced and executed. During the intervals between the meetings of the commission, the entomologist may take all necessary and proper means, by court action or otherwise, to enforce the provisions of article 1 of chapter 2 of this title, and the rules, regulations and orders of the commission.

3. Prepare and have printed, at least once each year, bulletins containing such information as he deems proper and the rules, regulations and orders of the commission revised to date of publication, and mail copies thereof to the farm bureaus and to each common carrier transporting plants and other agricultural products into or within the state.

4. Sign all vouchers for the expenditure of money under the provisions of this article and article 1 of chapter 2 of this title, which shall be paid as other claims against the state out of the appropriation for the commission.

Amended by Laws 1988, Ch. 100, § 2, eff. May 54, 1988.

§ 3-113. Crop pests; diseases and noxious weeds; inspection

The entomologist is empowered and directed:

1. To enter in or upon any premises or other place, train, vehicle or other means of transportation within, or entering, the state suspected of containing, harboring or having present therein or thereon one or more of the noxious weeds, crop pests or diseases defined in § 3-201.

2. To inspect, including trapping a noxious weed, crop pest or disease.

3. To control and prevent the spread of a noxious weed, crop pest or disease.

Amended by Laws 1974, Ch. 90, § 2.

§ 3-114. Mail order plants; no

A. The entomologist shall, if it plant materials inspected and bein dead, dying or otherwise injurious, advising the recipient and send materials contained therein were

B. This section shall not affect the purposes set forth in this section.

Amended by Laws 1988, Ch. 182, § 1.

Library References

Agriculture 110; 21.

§ 3-124. County agricultural

A. The board of supervisors of the county, to a court their principal business the product from whom shall be representative of the cultural extension services.

B. Each member shall be appointed without compensation.

C. The board of supervisors of the conduct of extension work in

Amended by Laws 1974, Ch. 90, § 2.
AGRICULTURE AND DAIRYING

§ 3-124

2. To inspect, including trapping and counting if appropriate, or otherwise determine if a noxious weed, crop pest or disease as defined in § 3-201 is present.

3. To open, without unnecessary injury to property, any lot, container or package at any time during business or operating hours, and, after notifying the owner or person in charge, if he is found in the county, to open any car, enclosure or building which he suspects contains, harbors or has present therein or thereon a noxious weed, crop pest or disease defined in § 3-201, and to make an examination and inspection of the contents as may be necessary to determine if a noxious weed, crop pest or disease is present. Amended by Laws 1988, Ch. 100, § 3, eff. May 24, 1988.

Historical Note

1988 Revisor's Note:

Pursuant to authority of § 41-1304.07, in paragraph 1 a comma was inserted after the word

§ 3-114. Mail order plants; notice to recipient of quality

A. The inspector shall, in the performance of his other duties, determine that plant materials inspected and being delivered or transported or shipped by mail or carrier are dead, dying or otherwise inferior in quality, mark the plant or package, or both, advising the recipient andsender that, in the judgment of the inspector, the plant materials contained therein were found to be dead, dying or of inferior quality.

B. This section shall not authorize the entomologist to perform inspections solely for the purposes set forth in this section.

Added by Laws 1980, Ch. 162, § 1.

Historical Note

Laws 1980, Ch. 162, § 2 provides:

"Notwithstanding the provisions of this act, the legislature intends that if the provisions of title 41, chapter 20 (§ 41-2351 et seq.) Arizona Revised Statutes, operate to terminate an agency, any provisions regarding powers, duties,

functions or personnel added or amended by this act terminate on the date of termination of the particular agency."

Library References

Agriculture §2.
C.J.S. Agriculture §§ 8 et seq., 51, 67, 96, 100, 134, 175.

ARTICLE 3. AGRICULTURAL EXTENSION WORK

Termination under Sunset Law

Title 3 relating to various agricultural functions and the Arizona commission of agriculture and horticulture is repealed on January 1, 1992. See § 41-2374.01.

Library References

C.J.S. Agriculture §§ 8 et seq., 51, 67, 96, 100, 134, 175.

§ 3-124. County agricultural extension board; members; appointment; term; qualifications; office space

A. The board of supervisors of each county shall appoint seven persons, who are residents of the county, to a county agricultural extension board, four of whom have as their principal business the production of agricultural commodities, and the other three of whom shall be representative of organizations or persons who utilize the county agricultural extension services.

B. Each member shall be appointed for a term of two years. Members shall serve without compensation.

C. The board of supervisors of each county shall provide reasonable office space for the conduct of extension work in that county.

Added by Laws 1914, Ch. 90, § 2. Amended by Laws 1980, Ch. 91, § 1.
§ 2-122. Arizona department of aeronautics; director; duties; salary

Text of section effective until July 1, 1974

A. There shall be an Arizona department of aeronautics.
B. The department shall be administered by a director who shall be appointed by and serve at the pleasure of the aeronautics board. The director shall have an aeronautical background as may be required by the board. The director shall, under the direction of the aeronautics board, prepare specifications relating to aeronautics and enforce the rules and regulations of the board. The salary of the director shall be as determined pursuant to § 38-611.

As amended Laws 1902, Ch. 51, § 2; Laws 1903, Ch. 33, § 1; Laws 1904, Ch. 148, § 1; Laws 1913, Ch. 114, § 8.

Repeal

This section is repealed by Laws 1973, Ch. 146, § 55, effective July 1, 1974.

Historical Note

For effective date provision of Laws 1973 Ch. 146, see Historical Note preceding section 26-101.
§ 3-142

Historical Note
Laws 1980, Ch. 152, § 7 provides:

“Sec. 7. Transition provisions.

A. On the effective date of this act, all powers, duties, programs, records, furnishings, property, equipment, personnel of all state offices, boards or agencies are transferred to the state agricultural laboratory.

B. On the effective date of this act, all unencumbered funds of the chief veterinary medical inspector are transferred to the state agricultural laboratory.”

For provisions of Laws 1980, Ch. 152 relating to purpose, legislative intent regarding termination of provisions added or amended, effective date, see note following § 3-141.

§ 3-143. Assistant director; powers and duties
A. An assistant director of the division of the state agricultural laboratory is responsible for the administration, operation and control of the state agricultural laboratory.
B. The assistant director shall be employed by the director of the Arizona commission of agriculture and industry and is an employee in state service under title 41, chapter 4, articles 5 and 6.
C. The assistant director shall have all of the following qualifications:
1. A master’s degree in chemistry or its equivalent in practical experience as determined by the commission.
2. Experience in agricultural laboratory testing.
D. The assistant director may:
1. Enforce rules and regulations established pursuant to § 3-147 for the voluntary certification of laboratories providing agricultural laboratory services to persons of this state.
2. Enforce rules and regulations established pursuant to § 3-147 for the mandatory departments of the state or its political subdivisions, including those laboratories that are a part of a state agency or department, or a political subdivision of the state.
3. Establish rules and regulations prescribing testing, documentation and quality assurance procedures and requirements.
E. The assistant director may:
1. Contract with and assist other departments and agencies of the state, local and federal governments in the furtherance of the purposes of this article, including contracting to provide laboratory services.
2. Accept and disburse grants, matching funds and direct payments from public or private agencies for the provision of services consistent with the overall purposes and objectives of this article and the provisions of this section.

§ 17-211

Former Article 2, consisting of §§ 17-211 to 17-214, was repealed by Laws 1958, Ch. 80, § 1, effective July 1, 1958.

For disposition of the subject matter of sections repealed or derivation of sections enacted by Laws 1958, Ch. 80, §§ 1 and 2, see Tables preceding § 17-101.

For termination under Sunset Law, see italics note, ante.

§ 17-211. Director; selection; removal; powers and duties: employees

A. The commission shall appoint a director of the Arizona game and fish department, who shall be the chief administrative officer of the game and fish department. The director shall receive compensation as determined pursuant to § 38-611. The director shall be selected on the basis of administrative ability and general knowledge of wildlife management. The director shall act as secretary to the commission, and shall serve for a term of five years, but he may be removed by the commission, after public hearing, for inefficiency, neglect of duty or misconduct in office. If the director is removed, the commission shall make, in its minutes, a complete statement of the proceedings and all charges made against the director, and its findings thereon. The director shall not hold any other office, and shall devote his entire time to the duties of his office.

B. The commission shall prepare an examination for the post of director to comply with the requirements of this title. The examination shall be conducted at the offices of the commission at the capital to establish an active list of eligible applicants. The director shall be selected from those scoring satisfactory grades and having other qualities deemed advisable by the commission, and the commission may call for additional examinations from time to time for selection of a new list of eligible applicants to fill a vacancy.

C. The director may appoint employees necessary to carry out the purposes of this title, when funds for the payment of their salaries are appropriated. Department employees shall be located in different sections of the state where their services are most needed. All appointments must be made in accordance with procedures and qualifications established by the commission. Compensation for persons appointed shall be as determined pursuant to § 38-611. The director may dismiss an employee for inefficiency, neglect of duty or misconduct. Such employee shall be entitled to an appeal before the commission after filing a written request for a hearing within thirty days after date of discharge. The director shall file in the department office a complete statement of charges made against the employee and the findings
§ 17-211

GAME AND FISH

thereon after such written request is received. If the employer fails to file such request within the thirty-day period his rights to appeal are waived and the action of the director shall be final.

D. The director shall have general supervision and control of all activities, functions and employees of the department and shall enforce all provisions of this title, including all commission rules and regulations. Game wardens and wildlife managers may, in addition to other duties:

1. Execute all warrants issued for a violation of this title.
2. Execute subpœnas issued in any matter arising under this title.
3. Search without warrant any aircraft, boat, vehicle, box, game bag or other package where there is sufficient cause to believe that wildlife or parts thereof is possessed in violation of law.
4. Inspect all wildlife taken or transported and seize all wildlife taken or possessed in violation of law, or showing evidence of illegal taking.
5. Seize as evidence devices used illegally in taking wildlife and hold them subject to provisions of § 17-240.
6. Generally exercise the powers of peace officers with primary duties the enforcement of this title.
7. Seize devices that cannot be lawfully used for the taking of wildlife and are being so used and hold and dispose of same pursuant to § 17-240.


Historical Note

Laws 1929, Ch. 34, §§ 6, 7, 18.
Laws 1945, Ch. 32, §§ 4, 7.
Laws 1949, Ch. 41, § 2.
Code 1939, §§ 29-186.
Laws 1962, Ch. 31, §§ 1, 2.
A.R.S., former §§ 17-211, 17-212.

The 1962 amendment substituted "fifteen thousand dollars" for "ten thousand five hundred dollars" in the first sentence (now the second sentence) of subd. A.

The 1963 amendment substituted "fifteen thousand dollars" for "fifteen thousand dollars" in the first sentence (now the second sentence) of subd. A.

The 1963 amendment deleted "and shall fix his annual salary at not to exceed fifteen thousand dollars" following "game and fish department" in the first sentence, and inserted the present second sentence in subd. A.

Cross References

Administration of public safety personnel retirement system, see § 35-542.

DEPARTMENT:

Fish §11.
Game §17.

In general 2
Scope of authority : Validity 3

1. Validity

Party "sufficient evidence of possession of the animals and wildlife Earn and wildlife maintain searches when th to believe that wildlife possessors in violation and that evidence of crime can be construed as a reasonable search and investigation for the purpose of enforcing the provisions of this act."

2. In general

An automobile of the same make, model, year, color, and numbers as the one that was taken is subject to the provisions of this act. The act applies to vehicles taken or possessed in violation of this act. The act applies to vehicles taken or possessed in violation of this act.

§ 17-212. Dir.

A. The direct

B. The director

records.