

REFERENCE TITLE: agricultural commodity councils; restructuring

State of Arizona
House of Representatives
Forty-eighth Legislature
First Regular Session
2007

HB 2113

Introduced by
Representatives Mason, Brown, Pancrazi, Ulmer, Senators Aguirre,
Arzberger, Flake: Representatives Kavanagh, Konopnicki, Tobin

AN ACT

AMENDING SECTIONS 3-468.01, 3-526.01 AND 3-527.01, ARIZONA REVISED STATUTES;
RELATING TO AGRICULTURAL COMMODITY COUNCILS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 3-468.01, Arizona Revised Statutes, is amended to
3 read:

4 3-468.01. Arizona citrus research council; appointment; term

5 A. The Arizona citrus research council is established consisting of
6 ~~seven~~ FIVE producers appointed by the governor. The members shall be
7 appointed as follows:

8 1. ~~Three~~ TWO producers from district one, including Yuma county.

9 2. ~~Two producers~~ ONE PRODUCER from district two, including Maricopa,
10 Pima and Pinal counties.

11 3. Two producers appointed at large.

12 B. The governor may consult with any recognized organization in this
13 state that represents citrus producers in appointing members to the council.

14 C. The term of office of each council member is for three years
15 beginning January 1 and ending December 31 of the appropriate year. Members
16 are limited to two consecutive terms of office, except that a member who is
17 appointed to fill a vacancy may serve two consecutive terms plus the
18 unexpired term that fills the vacancy. A member who completes a second
19 three-year term is ineligible for reappointment for one year. On the
20 expiration of a term of a member or in the event of a vacancy, the governor
21 shall appoint a successor.

22 D. The office of a member is deemed vacant and the governor shall
23 appoint a person to fill the remainder of the term under any of the following
24 circumstances:

25 1. The member is no longer a producer.

26 2. The member is unable to perform the duties of the office.

27 3. The absence of the member from four consecutive council meetings if
28 the absences have not been excused by the council.

29 E. Members of the council are not eligible to receive compensation but
30 are eligible for reimbursement of expenses pursuant to title 38, chapter 4,
31 article 2.

32 Sec. 2. Section 3-526.01, Arizona Revised Statutes, is amended to
33 read:

34 3-526.01. Arizona iceberg lettuce research council;
35 appointment; term

36 A. The Arizona iceberg lettuce research council is established
37 consisting of seven producers appointed by the governor. The members shall
38 be appointed as follows:

39 1. Four producers from ~~district one, including~~ Yuma ~~and La Paz~~
40 ~~counties~~ COUNTY.

41 ~~2. One producer from district two, including the remainder of the~~
42 ~~iceberg lettuce producing areas in this state.~~

43 ~~3.~~ 2. ~~Two~~ THREE producers ~~appointed at large~~ FROM ANY ICEBERG LETTUCE
44 PRODUCING AREA IN THIS STATE.

1 B. The governor may consult with any recognized vegetable grower and
2 shipper organizations in this state in appointing members to the council.

3 C. The term of office of each council member is for three years
4 beginning January 1 and ending December 31 of the appropriate year. Members
5 are limited to two consecutive terms of office, except that a member who is
6 appointed to fill a vacancy may serve two consecutive terms plus the
7 unexpired term that fills the vacancy. A member who completes a second
8 three-year term is ineligible for reappointment for one year. On the
9 expiration of a term of a member or in the event of a vacancy, the governor
10 shall appoint a successor.

11 D. The office of a member is deemed vacant and the governor shall
12 appoint a person to fill the remainder of the term under any of the following
13 circumstances:

- 14 1. The member is no longer a producer.
- 15 2. The member is unable to perform the duties of the office.
- 16 3. The absence of the member from four consecutive council meetings if
17 the absences have not been excused by the council.

18 E. Members of the council are not eligible to receive compensation but
19 are eligible for reimbursement of expenses pursuant to title 38, chapter 4,
20 article 2.

21 Sec. 3. Section 3-527.01, Arizona Revised Statutes, is amended to
22 read:

23 3-527.01. Citrus, fruit and vegetable advisory council;
24 membership; terms; vacancy; compensation

25 A. The citrus, fruit and vegetable advisory council is established
26 consisting of members appointed by the governor as follows:

- 27 1. ~~Two~~ ONE citrus PRODUCER producers, ~~one from Yuma or La Paz county~~
28 ~~and one from Maricopa, Pinal or Pima county.~~
- 29 2. One apple, grape or tree fruit producer.
- 30 3. One iceberg lettuce producer from Yuma county.
- 31 4. ~~Three~~ FOUR fruit or vegetable producers, excluding producers
32 exclusively engaged in growing citrus, apples, grapes or tree fruit,
33 including one fruit or vegetable producer from Maricopa, Pinal or Pima county
34 and one from Yuma or La Paz county.

35 B. The governor may consult with any recognized citrus, fruit and
36 vegetable growers and shipper organizations in this state in making
37 appointments to the council.

38 C. The term of office of each council member is three years and shall
39 begin on January 1 and end on December 31 of the appropriate year. On the
40 expiration of a term of a member or in the event of a vacancy, a successor
41 shall be appointed by the governor.

42 D. The office of any member is deemed vacant and the governor shall
43 appoint a person to fill the remainder of the term under any of the following
44 circumstances:

- 45 1. The member is no longer a producer.

1 2. The member is unable to perform the duties on the council.

2 3. The member has become a resident of another state.

3 4. The absence of the member from four consecutive council meetings if
4 the absences have not been excused by the council.

5 E. Members of the council are not eligible to receive compensation but
6 are eligible for reimbursement of expenses pursuant to title 38, chapter 4,
7 article 2.

8 Sec. 4. Incumbency

9 This act does not affect the membership of any incumbent member of the
10 Arizona citrus research council, the Arizona iceberg lettuce research council
11 or the citrus, fruit and vegetable advisory council. All current members may
12 continue to serve the terms to which they were appointed. The changes in
13 membership contemplated by this act shall occur through attrition. The
14 governor shall appoint future members according to the provisions of this
15 act.