

**Amendment No. 1005**

Assembly Amendment to Senate Bill No. 466 First Reprint

(BDR 20-1351)

**Proposed by:** Committee on Government Affairs**Amendment Box:** Replaces Amendment No. 891.**Resolves Conflicts with:** N/A**Amends:** Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: No

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____

Amend the bill as a whole by deleting section 1 and renumbering sections 2 and 3 as sections 1 and 2.

Amend sec. 2, pages 1 and 2, by deleting lines 16 through 18 on page 1 and lines 1 through 18 on page 2, and inserting:

*“1. Notwithstanding any other provision of law, a public body shall not sell or lease for a term of more than 5 years a water right owned by the public body unless the public body, after holding at least one public hearing at which public comment was solicited, has issued written findings that:*

*(a) The sale or lease of the water right is consistent with the prudent, long-term management of the water resources within the jurisdiction of the public body;*

EGO/SGW

Date: 5/25/2005

S.B. No. 466—Makes various changes concerning sale or lease of water rights by local governments.



*(b) The sale or lease of the water right will not deprive residents and businesses within the jurisdiction of the public body of reasonable access to water resources for growth and development;*

*(c) The sale or lease of the water right is a reasonable means of promoting development and use of the water right; and*

*(d) The means by which the water right is sold or leased reasonably ensures that the public body will receive the actual value of the water right or comparable economic benefits.*

*2. As used in this section, “public body” means the State or a county, city, town, school district or any public agency of this State or its political subdivisions. The term does not include a water district organized pursuant to a special act of the Legislature or a water authority organized as a political subdivision created by a cooperative agreement.”.*

Amend the title of the bill to read as follows:

“AN ACT relating to water; requiring certain public bodies to make written determinations before selling or leasing for a certain period their water rights; and providing other matters properly relating thereto.”.

Amend the summary of the bill to read as follows:

“SUMMARY—Requires certain public bodies to make written determinations before sales or certain leases of their water rights. (BDR 20-1351)”.