



# ARIZONA HOUSE OF REPRESENTATIVES

Fifty-seventh Legislature  
First Regular Session

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## **HB 2127: hazardous substance release; notice; liability**

**Sponsor: Representative Bliss, LD 1**

**Committee on Natural Resources, Energy & Water**

### **Overview**

Establishes notification requirements when a property that has been identified as contaminated by hazardous waste is offered for sale.

### **History**

The [Water Quality Assurance Revolving Fund \(WQARF\)](#) supports ADEQ in the identification, prioritization, assessment and resolution of threats to contaminated soil and groundwater sites. When ADEQ receives notice of a release or potential release of a hazardous substance and certain conditions exist, ADEQ will begin a preliminary investigation into the contamination. If ADEQ determines that additional investigation or action is required, the site becomes eligible for listing on the WQARF Registry ([A.R.S. § 49-287.01](#)). The WQARF registry lists sites in Arizona that can pose a risk to the environment or public health due to hazardous substances. These sites are subject to current or planned investigation and cleanup. ([ADEQ](#))

### **Provisions**

1. Requires the owner of a qualifying property to provide written notice to:
  - a) any prospective buyer if the potential liability of the property could be transferred to that buyer;
  - b) the Director of the ADEQ; and
  - c) the State Mine Inspector, if the qualifying property is a mine or abandoned mine. (Sec. 1)
2. Outlines when that notice should occur. (Sec. 1)
3. Defines *qualifying property*. (Sec. 1)
4. Makes technical and conforming changes. (Sec.1)

<input type="checkbox"/> Prop 105 (45 votes)	<input type="checkbox"/> Prop 108 (40 votes)	<input type="checkbox"/> Emergency (40 votes)	<input type="checkbox"/> Fiscal Note
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