



ARIZONA HOUSE OF REPRESENTATIVES

Fifty-sixth Legislature
Second Regular Session

House: LARA DP 5-4-0-0 | 3rd Read 31-28-0-0-1
Senate: NREW DP 3-2-2-0 | 3rd Read 16-11-3-0-0

HCM2006: federal lands; natural resources; permission

Sponsor: Representative Griffin, LD 19

Transmitted to the Secretary of State

Overview

Urges Congress to enact legislation that prohibits the federal government from acquiring additional land from Arizona without permission from Congress, the Arizona State Legislature and the impacted counties.

History

Federal agencies can acquire land from private parties and state and local government by purchasing, exchanging or receiving a donation. Both federal and state governments have the power of *eminent domain*, which is the authority of government to take private property and convert it into public use so long as just compensation is provided to the property owner. The federal government has the power to acquire state land through eminent domain ([U.S. Constitution 5th Amendment](#)).

The *Antiquities Act of 1906* authorizes the president to establish monuments on existing federal lands at the President's sole discretion ([U.S.C. § 16-431](#)).

Provisions

1. Urges Congress to pass legislation that requires the federal government to gain the express authorization of Congress, the Arizona State Legislature and the impacted counties prior to any additional land acquisitions in Arizona.
2. Urges Congress to complete an economic impact study analyzing the fiscal impact to the state and local counties from additional federal land acquisitions.
3. Directs the Arizona Secretary of State to transmit the memorial to the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives and each member of Congress from the state of Arizona.

<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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