



WEEKLY REPORT

ARIZONA GAME AND FISH DEPARTMENT

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W *Weekly Report* is published by the Arizona Game and Fish Department's Legislative and Government Affairs Division. During the state's legislative session, we provide a summary of legislation that pertains to the Department, and a tracking list of bills that may have potential impacts to the state's wildlife and wildlife resources. The Legislative and Government Affairs Staff also actively monitor and report on Congressional Legislation with potential impacts to the Department, and those reports are also available online at: http://www.azgfd.gov/inside_azgfd/legislative_affairs.shtml.

Legislative News:

- **Today marks the 89th Day of Arizona's 49th Legislature, 2nd Regular Session**
- This week the Legislature has moved relatively quickly through some policy bills, and they appear to be on track for a relatively reasonable *sine die* date. The Governor, for the first time this session, signed measures this past week including a few firearms-related bills that would exempt Arizona from federal regulations on firearms and munitions that were manufactured in this state. The Governor also signed a measure that would allow carrying firearms into state parks, and would prohibit political subdivisions from creating ordinances that are more restrictive than state laws.
- After holding [SB1200](#) the maximum number of days allowed by statute, the Governor signed the game and fish commission; board selection bill and transmitted it to the Secretary of State's Office for chaptering. The Arizona Game and Fish Commission took a position of opposition to this measure. No substantive message was included in the transmission of the bill. [Governor's Memo](#).
- [HCR2008](#) is on the Senate Rules Committee calendar next week. It received a hearing in the Senate Natural Resources, Infrastructure and Public Debt Committee, where the measure received a favorable report by a vote of (5-1). The Committee hearing was delayed considerably; however proponents and opponents of the bill were able to deliver testimony, including the Commission's Vice Chair, Robbie Woodhouse. He explained the Commission's position to support the legislation.
- The concealed carry weapon (CCW) permit bill, [SB1108](#) will likely be on the Governor's desk this next week. The most discussed provision is a change to Arizona Revised Statutes involving misconduct involving weapons. By making changes to these provisions, with some exceptions, persons over 21 years of age may carry a concealed weapon without a permit. Another provision would allow CCW permittees to enter a public building or event carrying a weapon, unless the building is a secured facility. The bill expands acceptable CCW required safety training instructions, including a hunter ed. course offered by AGFD. There is no emergency

clause and if signed by the Governor, the measure would become effective on the general effective date for the session.

- [HB2144](#), the Commission's guides and wasted game meat bill, was stricken from the more expeditious consent calendar, and will move through Senate COW instead, as the Cattlemen's Association would like to see a minor change to the proposed language.

POSTED CALENDARS AND COMMITTEE HEARINGS

Senate Finance

Monday 04/12/10 at 1:30 PM, Senate Rm. 3

H2250: ARIZONA'S JOB RECOVERY ACT Striker: SAME SUBJECT

Senate Appropriations

Tuesday 04/13/10 at 2:30 PM, Senate Rm. 1

Presentations on "Reclaiming Our Border": overview by Patrick Bray; perspective from Douglas by Louis Pope; perspective from Sierra Vista by John Ladd; transborder perspective by Gary Thrasher; and plan of action overview by Scott Arena.

Quick Reference AGFD-Monitored Legislation (For Period Ending Friday, April 9, 2010)

Support

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| H2017: SCHOOLS; GUN SAFETY PROGRAM; INSTRUCTORS | Wording that permits instructors certified by "a national association of firearm owners" to teach a gun safety course in schools is changed to those certified by "the National Rifle Association of America." | First sponsor: Rep. Burges | 2/1referred to House mil-pub . |
| H2144: WILDLIFE; GUIDES; WASTED MEAT | The definition of "guide" in game and fish statutes is rewritten to include a person who does any of the following: advertises as a guide, holds himself out to the public as a guide, is employed as a guide, or accepts compensation for performing guiding services. Also, the list of actions that may result in a person's license to take game or fish to be revoked or suspended is expanded to include taking game and permitting the meat to go to waste. | First sponsor: Rep. Konopnicki | 4/6from Senate rules okay. Stricken from Senate consent calendar by S. Allen. |
| H2375: POSSESSING DANGEROUS WILDLIFE PROHIBITED | With certain exceptions, a person is forbidden from owning, possessing, harboring or transporting "dangerous wildlife" (defined in this bill) in the state. A findings section states that personal possession of dangerous wildlife is a threat to public health and safety and to the health of wildlife in the state. | First sponsor: Rep. Chad Campbell | 2/23from House nat res-rural with amend #4316. |
| H2601: EAGLE SCOUTS; HUNTING & FISHING LICENSE | The Game & Fish Commission is authorized to issue, for a reduced fee as determined by the commission, a Youth, Class F (combination hunting and fishing) license to residents of this state who are Eagle scouts. AS PASSED HOUSE. | First sponsor: Rep. Gowan | 4/6from Senate rules okay. |
| H2619: GAME; FISH; COMMISSION; APPOINTMENT APPLICATION | Applications for appointment to the Game & Fish Commission are public records and must be made available for public inspection no later than the second week in December before appointment. A new procedure is installed whereby the governor selects and the Senate confirms candidates to fill vacancies on the commission. | First sponsor: Rep. Jerry Weiers | 3/16from Senate nat res-inf do pass. |

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| | AS PASSED HOUSE. | | |
| HCR2008: CONSTITUTIONAL RIGHTS; HUNTING & FISHING | The 2010 general election ballot is to carry the question of whether to amend the state Constitution by adding a section stating that the citizens of the state have a constitutional right to hunt, fish and harvest wildlife; that exclusive authority to regulate hunting and fishing are vested with the Legislature; and lawful hunting and fishing are the preferred means of managing and controlling wildlife. AS PASSED HOUSE. | First sponsor: Rep. Jerry Weiers | 4/6from Senate nat res-inf do pass. |

Oppose

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| H2189: GAME & FISH COMMISSION; RECOMMENDATION BD | Establishes a five-member Arizona Game and Fish Commission Appointment Recommendation Board to interview, evaluate and recommend candidates to fill vacancies on the board. The board must submit a slate of at least two but no more than five nominees to the governor who must make a selection from that list. [Captiol Reports note: The House substituted the identical SB1200 for this bill on third read. SB1200 was signed by the governor on April 7.] | First sponsor: Rep. Jerry Weiers | 3/25see S1200. |
| S1200 (Chapter 22): GAME & FISH COMMISSION; SELECTION BD | Establishes a five-member Arizona Game and Fish Commission Appointment Recommendation Board to interview, evaluate and recommend candidates to fill vacancies on the board. The board must submit a slate of at least two but no more than five nominees to the governor who must make a selection from that list. AS PASSED SENATE. | First sponsor: Sen. Nelson | 4/7signed by governor. Chap. 22. Laws 2010. |

Monitor

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| H2010: TECH CORRECTION; GAME & FISH; FACILITIES | Minor change in Title 17 (Game & Fish), relating to ground leases and the purchase of facilities. Apparent striker bus. | First sponsor: Rep. Konopnicki | |
| H2011: TECH CORRECTION; GAME & FISH | Minor change in Title 17 (Game & Fish), relating to inmate labor. Apparent striker bus. | First sponsor: Rep. Konopnicki | |
| H2044: VICIOUS ANIMAL ASSAULT; CLASSIFICATION | A person who owns an "aggressive dog" (defined as one that has bitten or attacked a person or other domestic animal without provocation) must take "reasonable care" (defined) to control the dog so that it is prevented from biting whenever the dog is not on the owner's property. A violation is a class 1 (highest) misdemeanor. Except in cases of self-defense or defense of a third person, someone who intentionally or knowingly causes a dog to bite and inflict serious physical injury on another person is guilty of a class 3 felony. The classification of the crime of a owning a dog that has a history of attacking without provocation and that inflicts physical injury on another person while the dog is at-large is raised to a class 5 felony from a class 1 misdemeanor. Violation of the requirement that an owner of a vicious dog or dog with a history of attacking without provocation must take "reasonable care" to prevent the dog from escaping a residence or enclosed area is a class 1 (highest) misdemeanor. AS PASSED HOUSE. | First sponsor: Rep. Montenegro | 3/17 referred to Senate jud. |
| H2060: PUBLIC CONSERVATION MONIES; TRANSFER | Extends for one year to fiscal 2011-12 the annual appropriation of \$20 million from the General Fund to the public conservation account controlled by the State Parks Board and dedicated to land acquisition for conservation purposes. [Note: the annual appropriation was to have expired in the fiscal year 2010-11.] The entire \$20 million appropriated to the fund for fiscal 2008-09 is transferred to other state agencies. Because this act changes a voter-approved initiative, passage requires a 3/4 majority in each chamber (Prop 105 clause). Emergency clause. | First sponsor: Rep. Nichols | 2/18 House COW approved with floor amend #4279. |
| H2090: TECH CORRECTION; TAXES; GAME & FISH | Minor change in Title 43 (taxation of income) related to tax refunds. Apparent striker bus. | First sponsor: Rep. Seel | |
| H2167: GUN SAFETY; EDUCATION; SPECIAL PLATES | The Department of Transportation (ADOT) is authorized to issue special gun safety and education license plates if \$32,000 in start-up costs is paid to it by Dec. 31, 2010. Of the \$25 annual fee, \$8 is an administrative fee and \$17 is a deposited in a gun safety special plate fund. After the entity that paid the set up costs is reimbursed, the director of ADOT shall allocate monies from the fund to organizations that promote firearm safety. | First sponsor: Rep. Tobin | 1/13 referred to House trans-inf. |
| H2194: IMMUNITY; PUBLIC ENTITIES & EMPLOYEES | A public employee or entity is indemnified for damages to a person or property caused directly or indirectly by wildlife. | First sponsor: Rep. Jerry Weiers | |
| H2199: STATE CONTRACTS; PARTICIPATION GOALS; | The procurement code is changed to require the Dept of Administration to establish a goal of awarding at least 3% of state procurement contracts to veteran-owned | First sponsor: Rep. Jerry | 3/25 House COW approved |

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| VETERANS | businesses. | Weiers | with floor amend #4821. |
| H2209: PUBLIC MEETINGS; NOTICES | Public bodies must post all public meeting notices on their website and give additional public notice as is "reasonable and practicable" to all meetings. The statement of where public notices for meetings of public bodies will be posted must be conspicuously posted on the websites of public bodies, instead of filed with the Secretary of State. Special districts are required to comply with public meeting notice requirements. State agencies with 100 or fewer employees are no longer exempt from annually publishing the name of employees designated to assist members of the public. Also requires the Secretary of State, county clerk, or municipal clerk to conspicuously post open meeting law materials prepared by the Attorney General on their website, and requires a person elected or appointed to a public body to review the materials at least one day before the day that person takes office. Previously, these officers were required to distribute the open meeting law materials to elected or appointed public officials before the officials took office. AS PASSED HOUSE. | First sponsor: Rep. Reagan | 4/6 from Senate rules okay. |
| H2248: WESTERN CLIMATE INITIATIVE; PROHIBITION | State officers or employees are prohibited from participating in the Western Climate Initiative that is organized and operated by an affiliation of state governors and Canadian provinces. | First sponsor: Rep. Biggs | 2/2 Senate env FAILED 3-3. |
| H2260: REGULATORY RULE MAKING | Various changes to statutes governing regulatory rule making, including creating a "general permit" (defined) and requiring new permit rules to use general permits except in specified circumstances, prohibiting rules that are more stringent than federal law without express statutory authority, and allowing summary rule making for the repeal of "ineffective" rules that do not increase compliance costs or reduce entity rights. A person may petition the Dept of Environmental Quality to classify any source of air pollution to be subject to a general permit rather than an individual permit. Rejection of the petition is an appealable agency action. AS PASSED HOUSE. | First sponsor: Rep. Tobin | 4/8 Senate gov Inst amended; report awaited. |
| H2264: BALD EAGLE; ENDANGERED SPECIES ACT | Creates a new article of statute under the authority of the Game and Fish Department to manage and maintain threatened species (defined) and endangered species (defined). Requires the Arizona Bald Eagle to remain on the Arizona endangered species list through December 31, 2017. | First sponsor: Rep. Ableser | 1/19 referred to House nat res-rural, appro. |
| H2290: WASTE TIRES IN ABANDONED MINES | Through December 31, 2015, waste tires may be placed in three abandoned mines as fill material for the closure of the mine, with final cover consisting of earthen material that is at least 10 feet deep. The selection of the mines is the responsibility of the State Mine Inspector. Creates an abandoned mine reclamation working group to evaluate the use of waste tires as fill material for abandoned mines. The working group self-repeals January 1, 2016. AS PASSED HOUSE. | First sponsor: Rep. Jones | 3/8 referred to Senate nat res-inf. |
| H2301: AGENCIES; FUND SOURCES; EXPENDITURES; REPORT | The Governor's office and each state budget unit must submit a monthly report to the Joint Legislative Budget Committee with detailed information on all sources of monies received for the current fiscal year, the purposes for which the monies have been expended, and caseloads for each population for which the monies are intended to provide services. | First sponsor: Rep. Crump | 2/23 from House rules okay. |
| H2305: STATE LOTTERY; PERMANENT CONTINUATION | Exempts the Arizona State Lottery Commission from statutory termination requirements and repeals the current termination date of July 1, 2012. Due to voter protection, requires the affirmative vote of 3/4 of each house of the Legislature for passage. | First sponsor: Rep. Reagan | 1/25 referred to House com. |
| H2306: STATE LOTTERY; TWENTY-FIVE YEAR CONTINUATION | The statutory life of the Arizona State Lottery Commission is extended 25 years, to July 1, 2035. Sets aside the ten-year limitation for continuation of agencies. Due to voter protection, requires the affirmative vote of 3/4 of each house of the Legislature for passage. | First sponsor: Rep. Reagan | 1/19 referred to House com. |
| H2307 (Chapter 18): AZ MANUFACTURED FIREARMS; REGULATION | Beginning October 1, 2010, a personal firearm, a firearm accessory, or ammunition that is manufactured in Arizona and remains in Arizona is not subject to federal law or federal regulation, including registration, under the authority of Congress to regulate interstate commerce. Some exceptions. Contains a legislative findings section. | First sponsor: Rep. McLain | 4/5 signed by governor; Chap. 18, Laws 2010. |
| H2328: PROCUREMENT FROM CERTAIN AGENCIES | Membership in the committee established to determine eligibility for state procurement of commodities and services offered by Arizona Industries for the Blind and other nonprofits that serve people with disabilities must include the Assistant Director of DES for Rehabilitation Services and a private sector gubernatorial appointee who contracts with or employs the disabled. At least 60% of the work force of organizations eligible for set-aside contracts must have "significant disabilities." [Capitol Reports note: state budget units are encouraged to set aside a minimum of 1% of their contracts for purchases from eligible organizations.] AS PASSED HOUSE. | First sponsor: Rep. Ash | 4/1 from Senate gov inst do pass. |
| H2340: GOVERNMENT; GRANT OF PUBLIC MONIES | State departments, state agencies, and political subdivisions cannot award, grant or appropriate public monies to a private entity or sell any property without | First sponsor: Rep. | 1/26 House gov held. |

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| | complying with the procurement code or a similar public bidding process. Does not apply to money awarded by a court or that is part of a settlement agreement. | Antenori | |
| H2392: ILLEGAL DUMPING; PENALTIES | Establishes civil penalties of at least \$1800 for illegal dumping and at least \$2500 for criminal littering or polluting, which cannot be waived or suspended. Fifty percent of the penalty must be deposited in the general fund of the municipality or county in which the fine was assessed. | First sponsor: Rep. McGuire | 2/23 House env held. |
| H2500: NONCUSTODIAL FEDERAL MONIES; LEGISLATIVE APPROPRIATION | The Legislature retains authority to appropriate all noncustodial federal funds whether or not they are intended for specific use by an agency or program. | First sponsor: Rep. Murphy | 4/7 from Senate appro do pass. |
| H2526: TAX EXEMPTION; TRAP & SKEET | Trap and skeet shooting clubs that teach hunter and firearm safety classes and sponsor shooting leagues and competitive tournaments are exempt from property taxes if the property and buildings are used for education purposes and not used or held for profit. | First sponsor: Rep. Antenori | 4/1 FAILED to pass House 14-39. |
| H2538: FEDERAL MANDATES; PROOF OF CONSTITUTIONALITY | The Legislature is prohibited from enacting any statute that appropriates state monies to comply with a federal mandate unless the mandate contains a document with reasonable arguments based on the U.S. Constitution that the mandate is a function of the federal government and will pass a Constitutional challenge. | First sponsor: Rep. Gowan | 2/17 House appro FAILED 6-6. |
| H2543 (Chapter 19): FIREARMS; REGULATION; STATE PREEMPTION | Expands the prohibition on political subdivisions regulating firearms to include firearm storage, licensing, registration. Expands the articles protected under this statute to include all firearm related accessories (not defined). Prohibits political subdivisions from enacting firearm regulations with greater penalties than state law. Deletes language that previously allowed political subdivisions to limit firearm possession in parks of one square mile or less to concealed weapons permit holders. AS PASSED HOUSE. | First sponsor: Rep. Gowan | 4/5 signed by governor. Chap. 19, Laws 2010. |
| H2628: FUND; SUSTAINABLE PARKS FEE | Establishes an annual sustainable state parks fee to be paid along with vehicle registration fees, in an amount determined by the State Parks Board. The parks fee is deposited in the newly established Sustainable Parks Fund, used by the Board to operate, maintain and make capital improvements to state parks. The Board may no longer charge a fee for the day use of state parks to a vehicle with Arizona license plates. | First sponsor: Rep. Jones | 2/1 referred to House nat res-rural, appro. |
| H2667: FEDERAL MONIES; APPROPRIATIONS | The Legislature retains authority to appropriate all noncustodial federal monies, defined as either block grants or general revenue sharing money over which the state has broad authority to make spending decisions. Emergency clause. | First sponsor: Rep. Stevens | 2/8 referred to House appro. |
| H2678: WATERCRAFT OPERATION OFFENSES; FINE; ASSESSMENTS | Establishes a fine of at least \$250 for watercraft operation offenses. A person convicted of a second watercraft operation offense within a period of 24 months is guilty of a class 1 misdemeanor and must pay a fine of at least \$500. Establishes an additional \$250 surcharge for convictions of boating while intoxicated. The surcharge and fines are deposited in the Law Enforcement and Boating Safety Fund. | First sponsor: Rep. Jones | 3/8 FAILED to pass House 25-32. |
| H2750: STATE TRIBAL COLLABORATION | Each state agency must develop and implement a policy that promotes communication and collaboration between the agency and Indian nations and tribes, make reasonable efforts to collaborate with Indian nations and tribes in the development of policies and programs that directly affect American Indians or Alaska natives, and must designate a tribal liaison. | First sponsor: Rep. Deschene | 2/15 referred to House gov. |
| H2764: WILDLIFE CONSERVATION SERVICE | The name of the state Game and Fish Department is changed to the Arizona Wildlife Conservation Service. | First sponsor: Rep. Patterson | 2/9 referred to House nat res-rural. |
| H2786: LEASE OF STATE PARKS | A state park that provides fishing and boating facilities along the Colorado River may be leased to an adjacent municipality for 25 years at an annual lease payment of no more than \$50,000 per year. [Capitol Reports note: legislative staff identifies the park described in this bill as Lake Havasu State Park.] | First sponsor: Rep. Goodale | 2/25 House nat res-rural held. |
| HCR2010: REPEAL 1998 PROP 105 | The 2010 general election ballot is to carry the question of whether to amend Article IV, Part 1, Section 1, of the state Constitution to repeal the Voter Protection amendment added as Prop 105 in 1998. | First sponsor: Rep. Gowan | 2/15 referred to House gov. |
| HCR2013: SINGLE SUBJECT; BUDGET RECONCILIATION BILLS | The 2010 general election ballot is to carry the question of whether to amend Article IV, Part 2, Section 13, of the state Constitution to require that budget stabilization bills (BRBs) adhere to the single-subject rule and different bills must be presented for each different department of state government. | First sponsor: Rep. Heinz | 2/15 referred to House appro. |
| HCR2019: CLEAN ENERGY SOURCES; NUCLEAR POWER | The 2010 general election ballot is to carry the question of whether to add Section 23 to Article XXII of the state Constitution to state the use of nuclear power is considered to be clean energy technology insofar as the generation process does not emit carbon dioxide or other atmospheric pollution. | First sponsor: Rep. Stevens | 2/15 referred to House water-energy. |
| HCR2036: VOTER-PROTECTED FUNDING | The 2010 general election ballot is to carry the question of whether to amend Article IV, Part 1, Section 1, and | First sponsor: | 2/15 referred to |

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| RELIEF | Article IX, Section 23 of the state Constitution to require that initiatives and referendums approved between Nov. 3, 1998, and Dec. 1, 2004, must be resubmitted to voters with a non-General Fund, dedicated funding source identified. Initiatives or referendums approved from Dec. 2, 2004, to Dec. 31, 2012, may be changed or repealed by majority vote of the Legislature. If the identified revenue source for an initiative or referendum fails to provide sufficient revenue, the Legislature may, by majority vote, limit expenditures of state revenue to the amount provided by the stated funding source. | Rep. Antenori | House appro. |
| HCR2039: TEMP SUSPENSION; VOTER-PROTECTED FUNDING | The 2010 general election ballot is to carry the question of whether to amend Article IV, Part 1, of the state Constitution to authorize the Legislature, by a majority vote, to divert and appropriate up to 50% of any fund revenue created by a ballot measure or to amend or supersede any ballot measure that requires expenditure of state revenue. Authority is granted for fiscal years 2011 through 2014. To the extent possible, the Legislature must appropriate funds swept by this measure for purposes similar to those for which the funding measure was originally passed. | First sponsor: Rep. Kavanagh | 4/7 from Senate appro do pass. |
| HCR2040: SUSTAINABLE STATE PARKS FUND | The 2010 general election ballot is to carry the question of whether to amend Title 41 (state government) to add a \$9 fee to the cost to register a motor vehicle in this state. The revenue is deposited in a Sustainable State Parks Fund and used to operate, maintain and make capital improvements to state parks. Cars with in-state license plates are not charged an additional fee to enter any state park. | First sponsor: Rep. Jones | 3/1 from House nat res-rural with amend #4452. |
| HCR2044: FUND SWEEPS; PROHIBITION | The 2010 general election ballot is to carry the question of whether to amend Article IV, Part 2, of the state Constitution to prohibit fund sweeps into the general fund if the monies to be swept were not originally appropriated from the general fund. Exceptions are provided if the fund is repealed by an act of the Legislature or an operation of law. | First sponsor: Rep. Chad Campbell | 2/15 referred to House appro. |
| S1020: GOVERNMENT CONTRACTS; AZ PREFERENCE | In awarding contracts for services that will be paid with public monies and in cases in which a bid from an Arizona resident is within 5% of the lowest bid, agencies must award the contract to the Arizona resident as long as that person has paid property taxes in this state for at least 2 years prior to submission of the bid. | First sponsor: Sen. Pearce | 1/11 referred to Senate gov inst. |
| S1085: ORDERS OF PROTECTION; ANIMALS | Orders of protection may grant exclusive custody of any animal owned by the parites (or minor residing in the household) to the petitioner and order the respondent to stay away from the animal. AS PASSED SENATE. | First sponsor: Sen. About | 4/8 from House nat res-rural do pass. |
| S1092: INTERGOVERNMENTAL AGREEMENTS; SEPARATE LEGAL ENTITIES | If public agencies (including municipalities, counties, and special taxing districts) establish a separate legal entity for the purposes of an intergovernmental agreement, the entity is granted specified powers, including to enter into contracts, hire employees, acquire property and infrastructure, incur debts, and sue or be sued. | First sponsor: Sen. Paton | 1/19 referred to Senate fin. |
| S1098: ARIZONA MANUFACTURED FIREARMS; REGULATION | Beginning Oct. 1, 2010, a firearm, firearm accessory or ammunition manufactured in this state is not subject to federal regulation because it is not considered to have ever traveled in interstate commerce. | First sponsor: Sen. Pearce | 3/29 see H2307. |
| S1125: PUBLIC SALE OF ANIMALS | The prohibition against selling animals in, on or adjacent to public roadways or parks or on private property without owner consent is extended statewide. Formerly, the prohibition applied only to counties with a population exceeding 800,000 (Maricopa and Pima). | First sponsor: Sen. Melvin | 4/6 withdrawn from House gov. |
| S1128: STATE SUPPORT FOR YOUTH PROGRAMS | Public assets cannot be used to discriminate against or deny access to public property to a youth organization (defined) on the basis of beliefs promoted by the organization or the organization's constitutionally protected expression of beliefs. Nor may state assets be used to compel a youth organization to accept or enroll a person whose sexual orientation or religious beliefs are inconsistent with the organization's beliefs or mission. | First sponsor: Sen. Melvin | 3/17 from House gov do pass. |
| S1153: STATE PREEMPTION; KNIVES | Local government is prohibited from imposing any regulation on the possession, carrying, sale, transfer or manufacture of knives (defined). A legislative intent section states that the regulation of knives is a matter of statewide concern. | First sponsor: Sen. C. Gray | 4/8 retained on House COW calendar. |
| S1159: FEDERALLY REGULATED RESEARCH FACILITY; ANIMALS | The list of exemptions to the statute related to the crime of cruelty to animals is expanded to include scientific experiments that are performed in a federally regulated animal research facility. | First sponsor: Sen. Pierce | 2/2 from Senate nat res-inf do pass. |
| S1172: SCHOOLS; GUN SAFETY PROGRAMS | Expands authorization for schools to offer a gun safety program course to home schools. Requires the course to include student demonstration of competence with a firearm. Also modifies the list of persons authorized to instruct the course. AS PASSED SENATE. | First sponsor: Sen. S. Allen | 4/6 from House rules okay. House COW approved. |
| S1196: ILLEGAL DUMPING; PENALTIES | Municipal and county littering ordinances must make dumping trash on another person's property subject to a minimum fine of \$1,800 that cannot be waived or suspended. Discharging sewage, oil products or other harmful substances into waters or shorelines is punishable by a fine of \$2,500 that cannot be waived or suspended. Fines are deposited in the city or county | First sponsor: Sen. S. Allen | 4/6 referred to House env. |

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| | general fund, and at least 50% of the fines must be used for illegal dumping cleanup. AS PASSED SENATE. | | |
| S1223: UNDERGROUND WATER STORAGE; PREEXISTING USE | Statute regulating the use of natural waterways to carry water of water projects does not authorize interference with lawful land uses that were in existence at the time an underground storage facility permit was issued. | First sponsor: Sen. S. Allen | 2/15 Senate nat res-inf held. |
| S1243: COUNCIL ON EFFICIENT GOVERNMENT | An eight-member Council on Efficient Government is established to review the level of service provided by government agencies and to determine whether efficiencies could be attained or the service could be improved through privatization. By June 30, 2011, the council is required to create an inventory of state agency activities and classify activities as inherently governmental activities or commercial activities. Also includes procedures by which to review and analyze a business case for privatization. The council terminates on July 1, 2020. | First sponsor: Sen. Pearce | 1/28 referred to Senate gov inst. |
| S1348: REGULATORY REVIEW; RULE-MAKING | By Jan. 1, 2013, the Secretary of State must establish an online, searchable database of state agency rules. A similar database for counties must be established by Jan. 1, 2014, and for municipalities by Jan 1, 2015. State agencies are authorized to use an expedited procedure called "summary rule making" to repeal obsolete or other rules it deems necessary as long as the repeal does not increase the cost of compliance or compromise procedural rights of the entity regulated. The standard of proof to be used by the Governor's Regulatory Review Council to determine whether the probable benefits of a proposed rule outweighs the probable costs is established as clear and convincing. A 10-member Commission on Privatization, Efficiency and Competition is formed to investigate complaints that the state has violated the prohibition against competition with the private sector. A person or legislator advocating mandated health insurance coverage must, by September 1 before the start of the legislative session, submit a report to the Joint Legislative Audit Committee. JLAC must assign the report to a committee of reference to hold at least one hearing, take public testimony, and submit a report of its recommendations to JLAC, the Legislature, and the Governor by December 1. Session law extends the moratorium on rule making another year to include FY 2010-2011. AS PASSED SENATE. | First sponsor: Sen. Burns | 4/5 referred to House com. |
| S1349: STATE PARKS; REQUEST FOR INFORMATION | By Dec 31, 2010, the Dept of Administration in consultation with the State Parks Board must issue a request for information to study the feasibility of allowing a private vendor to operate one or more state parks. Session law only; does not amend statutes. Emergency clause. AS PASSED SENATE. | First sponsor: Sen. Leff | 3/30 from House nat res-rural do pass. |
| S1370: STATE PARKS; MUNICIPAL LEASE | Requires the State Parks Board to enter into a lease agreement with an incorporated city or town adjacent to a state park the provides fishing and boating facilities along the Colorado River to lease that state park. If the city or town agrees, the lease will be for 25 years with lease payments of up to \$50,000 per year. | First sponsor: Sen. Gould | 2/3 referred to Senate nat res-inf. |
| S1371: OFF-HIGHWAY VEHICLES; TAX STAMPS | Creates an off-highway vehicle tax stamp which may be obtained instead of a certificate of title for the vehicle. The fee for a tax stamp is \$2. The Dept of Transportation is authorized to prescribe the design and application for the stamp by rule. | First sponsor: Sen. Gould | 2/4 referred to Senate nat res-inf. |
| S1406: PROCUREMENT; CONSTRUCTION; SPECIALIZED SERVICES | Various changes to procurement procedures for state and political subdivision contracts, including modifications to request for proposal requirements, selection committee requirements, bid evaluation and contract negotiation procedures, and record-keeping requirements. Authority for the state and political subdivisions to award multiple contracts to different entities in a single procurement process is eliminated except in specified circumstances, including specific authorization for the Dept of Transportation. For ADOT contracts, "design build" is changed to "two-step design build" and a new "one-step design build" contract is added to define projects where separate contracts are awarded for pre-construction (including design) services and construction services. Also requires a contractor for light rail systems to perform at least 30% of the work with its own personnel. Session law provides that a procurement process begun prior to the effective date of this legislation must be completed under current law. AS PASSED SENATE. | First sponsor: Sen. Tibshraeny | 4/7 from House com with amend #5007. |
| SCR1013: LIEUTENANT GOVERNOR; SECRETARY OF STATE | The 2010 general election ballot is to carry the question of whether to amend Article V of the state Constitution to replace the office of Secretary of State with Lieutenant Governor. If approved by the people, the change is effective beginning with officers elected in 2014 and whose terms of office begin in 2015. AS PASSED SENATE. | First sponsor: Sen. Paton | 4/8 from House jud with amend #5040. |
| SCR1022: LEGISLATIVE APPROPRIATION; FEDERAL MONIES | The 2010 general election ballot is to carry the question of whether to amend Title 35 (public finances) of the Arizona Revised Statutes to require that all noncustodial federal funds received by any budget unit are to be appropriated by the Legislature. | First sponsor: Sen. Melvin | 3/25 from House appro do pass. |
| SCR1033: REPEAL 1998 PROP 105 | The 2010 general election ballot is to carry the question of whether to amend Article IV, Part 1, Section 1 of the | First sponsor: | 2/3 from Senate |

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| | state Constitution to repeal the restrictions on the Legislature's authority to repeal or amend a voter-approved initiative. This limitation of legislative authority was itself approved by voters in 1998 as Proposition 105. | Sen. Pearce | appro do pass. |
| SCR1047: STATE LANDS; EXCHANGES | The 2010 general election ballot is to carry the question of whether to amend Article X of the state Constitution to permit the state to exchange trust land for other public land of equal or greater value for land management reasons or to assist in the preservation and protection of military installations in the state. AS PASSED SENATE. | First sponsor: Sen. Nelson | 4/8 from House nat res-rural do pass. |

LEGEND

- Commission Direction – The Game and Fish Commission has given direction to the Department on these bills OR the department would like to address the commission about these bills.
- Oppose – The Game and Fish Commission has voted to oppose these bills.
- Support – The Game and Fish Commission has voted to support these bills.

AMEND C&P Constitutional and Proper as Amended by the House Rules Committee

APPROP Appropriations Committee

AGFD Arizona Game and Fish Department

C&P Constitutional and Proper

COW Committee of the Whole

DP Do Pass

DPA Do Pass as Amended

GF General Fund

GOV Government Committee

GR Government and Retirement Committee

H House Bill

HCR House Concurrent Resolution

HHR House Hearing Room

Hse. House of Representatives

JUD Judiciary Committee

PFC Proper for Consideration

PFCA Proper for Consideration as Amended by the Senate Rules Committee

S Senate Bill

S/E Strike Everything Amendment

Sen. Senate

SHR Senate Hearing Room

WM Ways and Means Committee

If you have questions relating to legislation, please contact:
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