



# WEEKLY REPORT

## ARIZONA GAME AND FISH DEPARTMENT

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## Arizona Game and Fish Commission

Norman W. Freeman, Chairperson  
Jack F. Husted, Vice Chair  
John W. Harris  
Robert E. Mansell  
Kurt R. Davis

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**Publish Date: Friday, January 20, 2012**

**W** *Weekly Report* is published by the Arizona Game and Fish Department's Legislative and Government Affairs Division. While the state's Legislature is in session, Legislative Staff provides a summary of bills that pertain to the Department, or that the Arizona Game and Fish Commission has voted to support or oppose, 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](http://www.azgfd.gov/inside_azgfd/legislative_affairs.shtml).

## Legislative News:

### State Legislature

- The Arizona Legislature convened the 50<sup>th</sup> Legislature on Monday, January 9<sup>th</sup>. Today marks the 12<sup>th</sup> Day of Arizona's 50<sup>th</sup> Legislature, 2<sup>nd</sup> Regular Session. So far, Bills Posted: 873, Memorandums Posted: 78 and Memorandums Passed: 1.
- On January 9th, the Governor delivered her State-of-the-State address. Governor Brewer looked back at Arizona's first hundred years and recapped recent challenges including a state experiencing fiscal turmoil in 2009, and celebrated the "positive cash balance" and a balanced budget. She also outlined her Four Cornerstones of Reform which include: Economic Competitiveness, Education, State Government and Renewed Federalism. The Governor released the Executive Fiscal Year 13 Budget on Friday, January 13.
- After a speedy appointment by the Governor and a 1<sup>st</sup> day hearing by the Transportation and Natural Resources Committee, Commissioner Kurt R. Davis was confirmed by the full Senate on January 12.
- On January 10, the Commission voted to strongly oppose **HB2072: sale of big game tags**. This measure immediately experienced significant opposition from the sportsmen community due to its lack of transparency. It would allow a private organization to benefit from a public resource and mandate the Commission to reserve an unknown amount of tags for resale by auction or raffle. Although scheduled for a hearing in the House Commerce Committee, the bill's sponsor, Rep. Jerry Weiers, ultimately decided to pull the measure.
- On January 13, the Commission also voted to oppose **HB2540: Arizona Wildlife Conservation Service**, which would have changed the name of the Department and Commission. This measure would unnecessarily present a financial burden to the agency.
- On Thursday, January 20, the House Agricultural and Water Committee passed **HB2322: watercraft; registration; fees** on a 9-0 vote. This bill has also been assigned to the Ways and Means Committee, but has not been scheduled for a hearing.

## U.S. Congress

- This week, the U.S. House convened the 112th Congress, Second Session, the Senate is scheduled to convene on January 23.
  - **H.R.919 : Mohave Valley Land Conveyance Act of 2011**, sponsored, by Congressman Trent Franks, will be heard in the National Parks, Forests and Public Lands Committee on Tuesday, January 24. H.R. 919 directs the Secretary of the Interior, through the Bureau of Land Management (BLM), to convey, without consideration, specified public lands in Mohave County, Arizona, to the Arizona Game and Fish Commission for use as a public shooting range.
  - The Department has coordinated with Congressman Franks's chief of staff and provided a letter of support for the record.
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## Quick Reference to the Department's Monitored, Supported and Opposed Legislation (For Period Ending Friday, January 20, 2011)

### New Report

50th Legislature - 2nd Regular Session, 2012

Friday, Jan 20 2012 5:42 PM

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### Posted Calendars and Committee Hearings

- H2095:** FIREARMS REGULATION; PLANNED COMMUNITIES  
*Hearing:*[House Government](#) (Tuesday 01/24/12 at 2:00 PM, House Rm. 4)
- H2197:** STATE FEES; PAYMENTS; ALTERNATIVE METHODS  
*Hearing:*[House Government](#) (Tuesday 01/24/12 at 2:00 PM, House Rm. 4)
- H2218:** DEPARTMENT OF JUVENILE CORRECTIONS; CONTINUATION  
*Hearing:*[House Judiciary](#) (Thursday 01/26/12 at 9:00 AM, House Rm. 4)
- H2225:** TRUST LAND; AGRICULTURE CLASSIFICATION; ALGACULTURE  
*Hearing:*[House Energy & Natural Resources](#) (Monday 01/23/12 at 2:00 PM, House Rm. 4)  
*Hearing:*[House Agriculture & Water](#) (Thursday 01/26/12 at 9:00 AM, House Rm. 5)
- H2244:** PROFESSIONS & OCCUPATIONS; BD MEMBERS  
*Hearing:*[House Commerce](#) (Wednesday 01/25/12 at 10:00 AM, House Rm. 5)
- H2264:** RETIREMENT; ASRS; EMPLOYEE; EMPLOYER CONTRIBUTIONS; RATE  
*Hearing:*[House Employment & Regulatory Affairs](#) (Tuesday 01/24/12 at 2:00 PM, House Rm. 3)
- H2298:** IMPROVEMENT DISTRICTS; RENEWABLE ENERGY  
*Hearing:*[House Energy & Natural Resources](#) (Monday 01/23/12 at 2:00 PM, House Rm. 4)
- H2332:** HEALTHY FOREST ENTERPRISE INCENTIVES; EXTENSION  
*Hearing:*[House Agriculture & Water](#) (Thursday 01/26/12 at 9:00 AM, House Rm. 5)
- H2399:** STATE AGENCY FEE COMMISSION  
*Hearing:*[House Government](#) (Tuesday 01/24/12 at 2:00 PM, House Rm. 4)
- H2412:** LARGE-SCALE COMPUTING SYSTEMS  
*Hearing:*[House Technology & Infrastructure](#) (Thursday 01/26/12 at 9:00 AM, House Rm. 1)
- H2464:** STATE EMPLOYEE SUGGESTION PROGRAM; AWARDS  
*Hearing:*[House Employment & Regulatory Affairs](#) (Tuesday 01/24/12 at 2:00 PM, House Rm. 3)
- H2481:** JOINT LEGISLATIVE AUDIT CMTE; POWERS  
*Hearing:*[House Government](#) (Tuesday 01/24/12 at 2:00 PM, House Rm. 4)
- HCR2004:** STATE SOVEREIGNTY

- S1065: *Hearing: House Agriculture & Water* (Thursday 01/26/12 at 9:00 AM, House Rm. 5)  
LEASH LAW EXEMPTION; LIABILITY INSURANCE
- S1077: *Hearing: Senate Government Reform* (Wednesday 01/25/12 at 9:00 AM, Senate Rm. 1)  
TRESPASS ON STATE LAND
- S1087: *Hearing: Senate Natural Resources & Transportation* (Monday 01/23/12 at 2:00 PM, Senate Rm. 109)  
FIREARMS; STATE PREEMPTION
- S1135: *Hearing: Senate Judiciary* (Monday 01/23/12 at 2:00 PM, Senate Rm. 1)  
GOVERNMENT DEPOSITS
- SCR1008: *Hearing: Senate Banking & Insurance* (Tuesday 01/24/12 at 2:00 PM, Senate Rm. 3)  
DECLARATION OF EMERGENCY; STATE AUTHORITY
- Hearing: Senate Border Security, Federalism & States' Sovereignty* (Thursday 01/26/12 at 9:00 AM, Senate Rm. 109)

<b>MONITOR</b>				
H2014: NURSING BD; REGULATED PARTIES; EVALUATIONS	The State Board of Nursing is authorized to establish a confidential substance abuse treatment and rehabilitation program for its licensees, and to establish a confidential mental, behavioral and physical health evaluation and treatment program. The Board may contract with other organizations to operate the programs. The Board is also authorized to place drug or alcohol impaired licensees on probation, to require licensees to submit to body fluid examinations in specified circumstances, and to revoke the license of a person who is still impaired after a probationary period.	First sponsor: Rep. Fillmore		1/9 referred to House hel-hu ser.
H2022: LEGISLATOR LOBBYING MORATORIUM; REPEAL	The moratorium on lobbying for one year after a person ceases to be a member of the Legislature is repealed.	First sponsor: Rep. Harper		1/17 from House gov do pass.
H2025: HOME SALES; WATER SUPPLY DISCLOSURE	Beginning January 1, 2013, a subdivider selling lots outside an active management area must record with the county recorder a document containing a statement of water adequacy or inadequacy for that subdivision.	First sponsor: Rep. Ableser		1/19 from House agri-water with amend <a href="#">#4031</a> .
H2030: HOAS; PUBLIC ROADWAYS	After the period of declarant control, an HOA has no authority over and cannot regulate any public roadway.	First sponsor: Rep. Kavanagh		1/9 referred to House gov.
H2031: VEHICLE IMPOUNDMENT; LACK OF INSURANCE	Peace officers are required to impound a vehicle if a person driving the vehicle is not in compliance with vehicle insurance requirements. Some exceptions.	First sponsor: Rep. Kavanagh		1/9 referred to House trans, bank-ins.
H2071: STATE PARKS; RESERVATION SURCHARGE FUND	Monies in the State Parks Board Reservations Surcharge Revolving Fund that exceed \$75,000 at the end of the fiscal year no longer revert to the general fund.	First sponsor: Rep. Kavanagh		1/10 referred to House appro.
H2095: FIREARMS REGULATION; PLANNED COMMUNITIES	Planned community associations cannot restrict firearms except to comply with federal and state laws and to restrict firearms in the management office.	First sponsor: Rep. Harper	Hearing: House Government (Tuesday 01/24/12 at 2:00 PM, House Rm. 4)	1/11 referred to House gov.
H2104: BANK OF ARIZONA; ESTABLISHMENT	The state shall engage in retail banking by establishing a Bank of Arizona. All state monies must be deposited in the bank. The bank retains any income earned from investments made for its own account on state monies. Deposits are guaranteed by the state. Self-repeals July 1, 2022.	First sponsor: Rep. Fillmore		1/11 referred to House bank-ins, com.
H2130: DISEASE TESTING; PUBLIC SAFETY	The list of situations where a public safety employee or volunteer or the employing	First sponsor:		1/17 referred to

EMPLOYEES	agency may petition the court for an order authorizing disease testing is expanded to include if there is probable cause to believe that the person bit, scratched, spat or transferred blood or other bodily fluid on or through the skin of the employee or volunteer.	Rep. J. Pierce		House mil-pub.
H2197: STATE FEES; PAYMENTS; ALTERNATIVE METHODS	Requires state agencies and various licensing boards to accept credit and debit cards for payment for fees and taxes. (An existing exception for the Department of Revenue for tax payments remains in place).	First sponsor: Rep. Dial	Hearing: House Government (Tuesday 01/24/12 at 2:00 PM, House Rm. 4)	1/17 referred to House gov.
H2198: PUBLIC PROPERTY; PERMIT; DEPOSIT; INSURANCE	Conducting a "public event" (defined) on public property is prohibited unless the person obtains a public event permit from the public institution controlling the property. Establishes requirements for public event permits, including a damage deposit.	First sponsor: Rep. Burges		1/17 referred to House bank-ins.
H2208: LOCAL TRANSPORTATION ASSISTANCE FUND; RESTORATION	Establishes the Local Transportation Assistance Fund consisting of various State Lottery Fund monies and annual appropriations to provide that the total monies available in each fiscal year equal \$20.5 million. Municipalities and counties will receive monies from LTAF in the proportion that their population bears to the total population. Annual State Lottery Fund transfers to the general fund are reduced. Also establishes the AZ State Parks Board Heritage Fund consisting of specified State Lottery Fund monies. More.	First sponsor: Rep. Farley		1/17 referred to House appro.
H2218: DEPARTMENT OF JUVENILE CORRECTIONS; CONTINUATION	The statutory life of the Department of Juvenile Corrections is extended 10 years to July 1, 2022. Retroactive to July 1, 2012.	First sponsor: Rep. Proud	Hearing: House Judiciary (Thursday 01/26/12 at 9:00 AM, House Rm. 4)	1/17 referred to House jud.
H2224: UNRESTRAINED MINORS; MOTOR VEHICLES; PROHIBITION	It is illegal to transport a minor in an open compartment of a motor vehicle (bed of a pickup) unless the minor is safely restrained. Includes exemptions for farm or ranch vehicles, emergency situations, vehicles on private property or Indian reservations, parades, and vehicles driven at or below a posted speed limit of 35 mph.	First sponsor: Rep. Goodale		1/17 referred to House trans.
H2225: TRUST LAND; AGRICULTURE CLASSIFICATION; ALGACULTURE	Land used principally for algaculture for research, development and commercial production of biofuel or hydrogen is added to the definition of "agricultural lands" for purposes of state trust land regulations.	First sponsor: Rep. Heinz	Hearing: House Energy & Natural Resources (Monday 01/23/12 at 2:00 PM, House Rm. 4) Hearing: House Agriculture & Water (Thursday 01/26/12 at 9:00 AM, House Rm. 5)	1/17 referred to House energy-nat res, agri-water.
H2244: PROFESSIONS & OCCUPATIONS; BD MEMBERS	No more than 25 percent of the board members of a regulatory agency may be regulated in the profession or occupation overseen by that agency.	First sponsor: Rep. Forese	Hearing: House Commerce (Wednesday 01/25/12 at 10:00 AM, House Rm. 5)	1/17 referred to House com.
H2264: RETIREMENT; ASRS; EMPLOYEE; EMPLOYER CONTRIBUTIONS; RATE	ASRS member contributions are reduced to 50 percent of the total contributions, from 53 percent. ASRS employer contributions are increased to 50 percent, from 47 percent. By June 30, 2012, ASRS employers must return employee contributions made in excess of 50 percent during FY2011-2012. Retroactive to July 1, 2011. Emergency clause.	First sponsor: Rep. Robson	Hearing: House Employment & Regulatory Affairs (Tuesday 01/24/12 at 2:00 PM, House Rm. 3)	
H2266: CLIFF JUMPING;	It is a class 2 misdemeanor to jump or	First		

VIOLATION	dive from ten feet or higher off a cliff or rock formation into a lake or stream in public parks, on state land or on private property without permission of the landowner.	sponsor: Rep. Burges		
H2298: IMPROVEMENT DISTRICTS; RENEWABLE ENERGY	Municipalities and counties may form improvement districts for the purpose of the acquisition, installation and improvement of energy efficiency and renewable energy improvements and water conservation improvements and water resource management improvements. The process for forming a district and regulation on district activities are specified. Contains a legislative intent section.	First sponsor: Rep. Campbell	Hearing: House Energy & Natural Resources (Monday 01/23/12 at 2:00 PM, House Rm. 4)	1/17 referred to House energy-nat res, ways-means.
H2307: PROPERTY DAMAGE BY LIVESTOCK	In counties with a population of 900,000 persons or more (Maricopa and Pima), cattle are added to the list of livestock (currently, sheep or goats) which may not be herded or camped on property owned by another without the other's approval. The owner of any livestock that trespass and cause damage to another's property is responsible for the damage even if the land is not fenced.	First sponsor: Rep. Patterson		1/17 referred to House agri-water.
H2310: ANIMAL ABUSER REGISTRATION; COMMUNITY NOTIFICATION	An adult who has been convicted of cruelty to animals or other related offenses must register with the county sheriff within 10 days after the conviction or after entering and remaining in that county. Within 10 days of the registration, the sheriff must notify every residence, school, humane society, animal shelter and other business within 1/2 mile of the animal abuser's residence.	First sponsor: Rep. Farley		1/17 referred to House mil-pub, jud.
H2313: PROHIBIT SPECIAL LICENSE PLATE ISSUANCE	Beginning January 1, 2013, the Department of Transportation is prohibited from issuing a special license plate that is not authorized on or before the effective date of this legislation. Effective January 1, 2017, numerous special license plates and their corresponding funds are repealed. All monies remaining in these funds are transferred to the State Highway Fund on that date. Contains a legislative intent section.	First sponsor: Rep. Farley		1/17 referred to House trans, gov.
H2317: PUBLIC EMPLOYEES; ACTIVITIES; UNIONS; COMPENSATION	Public employers are prohibited from entering into any employment bargain with public employees or unions. The prohibition of public sector union employment bargains is of statewide concern and is not subject to further inconsistent regulation by political subdivisions. Severability clause.	First sponsor: Rep. D. Smith		1/17 referred to employ-reg affairs.
H2319: NOTICE; CLAIM; PRIVATE PROPERTY RIGHTS	Statute governing the authorization of a claim against a public entity or public employee does not apply to any claim for just compensation under the private property rights protection act. Contains legislative findings stating that the purpose of this legislation is to address the February 22, 2011 court of appeals decision in Turner v. City of Flagstaff.	First sponsor: Rep. D. Smith		1/17 referred to House jud.
H2332: HEALTHY FOREST ENTERPRISE INCENTIVES; EXTENSION	The list of exemptions from retail sales and use taxes is expanded to include sales to a qualified business of motor vehicle fuel and repair parts installed in equipment for use in harvesting, processing or transporting qualifying forest products. The deduction from the prime contracting sales tax classification for income received for, and the the class 6 property classification for property used for, harvesting or processing qualifying	First sponsor: Rep. Jones	Hearing: House Agriculture & Water (Thursday 01/26/12 at 9:00 AM, House Rm. 5)	1/17 referred to House agri-water, appro.

	forest products (which expired January 1, 2010) is extended to January 1, 2024. The individual and corporate income tax credits for employment by a healthy forest enterprise is extended 10 years through tax year 2024. Also establishes an income tax credit for tax years 2012 through 2024 for ecological restoration workforce training. Through December 31, 2024, a use fuel tax of nine cents per gallon is imposed on fuel used to transport forest products (a 13 cents per gallon tax expired December 31, 2010). The new income tax credit is retroactive to January 1, 2012.			
H2336: LAND CONSERVATION FUND; FOREST RESTORATION	Establishes a Forest Restoration and Treatment Fund (FRTF) to fund forest restoration and treatment activities under the direction of the State Forester. Repeals the Land Conservation Fund (LCF) and the Conservation Acquisition board. All monies left in the LCF are appropriated to the FRTF.	First sponsor: Rep. Jones		1/17 referred to House agri-water, appro.
H2340: LEGISLATIVE CONSIDERATION; TRUST FUNDS; REQUIREMENTS	A person or legislator advocating legislation that would reclassify a statutory fund to a fund held in trust must submit a written report to the standing committee chairperson outlining how the fund meets specified factors.	First sponsor: Rep. Jones		1/18 referred to House appro.
H2362: STATE PARKS REVENUE FUND	Establishes the State Parks Revenue Fund consisting of monies from state park user fees and other revenue generating activities. Monies in the Fund are continuously appropriated to the State Parks Board for the operation and maintenance of the state park system. Deletes various other funds under the Board's control and redirects the monies to the new fund.	First sponsor: Rep. Fann		1/17 referred to House agri-water.
H2363: HARVESTED WATER; COMMITTEE	Establishes a 28-member Joint Legislative Study Committee on Macro-Harvested Water to study and evaluate issues arising from the collection and recovery of macro-harvested water and submit a report of its findings and recommendations to the Governor and the Legislature by September 30, 2013. Self-repeals October 1, 2014. Emergency clause.	First sponsor: Rep. Fann		1/19 from House agri-water with amend <a href="#">#4030</a> .
H2368: WORKERS' COMP; OMNIBUS	Various changes related to workers' compensation, including modifying the index used to annually adjust the maximum monthly wage used to calculate benefits, and requiring the Department of Economic Security to allow insurance carriers and employer processing workers' compensation claims to access contribution and wage reports. Also increases the minimum wages an individual must earn in a calendar quarter to qualify for unemployment insurance. Effective January 1, 2013.	First sponsor: Rep. Fann		1/17 referred to House bank-ins.
H2371: DISPOSAL OF UNCLAIMED PROPERTY	Various changes to statutes regulating the disposal of unclaimed property in the custody of a government agency, including requiring the agency to dispose of property used as evidence after final disposition of the cause in which it was used, deleting provisions allowing property to be given to charity or museums, and reducing the period before property is considered unclaimed to 30 days, from 90 days.	First sponsor: Rep. Farnsworth		1/17 referred to House jud.
H2376: COURT FEES; PAYMENT METHOD	Courts may allow fees to be paid by alternative methods, including credit or debit cards and electronic funds transfers.	First sponsor: Rep.		1/18 referred to House jud.

		Farnsworth		
H2377: GARNISHMENT; FAILURE TO COMPLY	The time period after receiving an order of criminal garnishment within which a garnishee has to comply is reduced to 15 days, from 30 days.	First sponsor: Rep. Farnsworth		1/18 referred to House jud.
H2381: CITIES; ANNEXATION; REPEAL	Repeals statute authorizing municipalities to annex territory bordered by the municipality on at least three sides under specified circumstances.	First sponsor: Rep. Farnsworth		
H2399: STATE AGENCY FEE COMMISSION	Modifies the information that must be included in the annual report of the State Agency Fee Commission and exempts fees by the Arizona Corporation Commission from the Fee Commission's review process.	First sponsor: Rep. Reeve	Hearing: House Government (Tuesday 01/24/12 at 2:00 PM, House Rm. 4)	1/17 referred to House gov.
H2400: FEDERAL MONIES; APPROPRIATION	The Legislature retains the authority to appropriate all "noncustodial federal monies" received by the state. Emergency clause.	First sponsor: Rep. Stevens		
H2410: PROCUREMENT; BRAND NAME; PROHIBITION	When procuring state contracts for information or telecommunication systems, the invitation for bids must include at least two vendors and three products. A contract cannot be awarded based on the use of a brand name only specification.	First sponsor: Rep. Stevens		1/17 referred to House tech-inf, appro.
H2412: LARGE-SCALE COMPUTING SYSTEMS	The Department of Administration is required to complete a study examining large-scale computing systems and public documents and to make recommendations. A report is due by October 1, 2014.	First sponsor: Rep. Stevens	Hearing: House Technology & Infrastructure (Thursday 01/26/12 at 9:00 AM, House Rm. 1)	1/17 referred to House tech-inf.
H2437: FED 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		1/18 referred to House gov, appro.
H2438: GOV LAND; PRIVATE LAND; STUDY	Establishes a 6-member Joint Legislative Committee on Government and Private Lands to examine the consequences of the transfer of real property from private parties to government entities. A written report to the Governor and Legislature is required by December 31, 2012. Self-repeals on October 1, 2013.	First sponsor: Rep. Gowan		1/18 referred to House energy-nat res.
H2457: POSSESSION OF WEAPONS WHILE HUNTING	The possession of a weapon used for taking wildlife does not preclude the possession of other legal weapons that are not used to take wildlife in the hunt.	First sponsor: Rep. Barton		1/18 referred to House energy-nat res.
H2458: WILDFIRE FIRST RESPONDERS; STATE PRIMACY	The State Forester is the primary incident commander with respect to all wildfires in Arizona. The State Forester is required to recruit, train and certify volunteer personnel as first responders to wildfires.	First sponsor: Rep. Barton		1/18 referred to House energy-nat res.
H2459: FOREST RESTORATION; FEDERAL COORDINATION	If the State Forester has laws or policies that are less restrictive than a federal forest regulation or policy relating to timber management, the Forester must demand that the federal government coordinate with him/her before implementing or enforcing the federal regulation or policy in Arizona. If the federal government fails to coordinate in good faith, the Forester must hold public hearings and determine whether to litigate to enforce the state's coordination rights. Emergency clause.	First sponsor: Rep. Barton		1/18 referred to House energy-nat res.
H2462: ANIMALS; SEIZURE; HEARING;	Peace officers, county enforcement agents and animal control officers are	First sponsor:		1/17 referred to

FORFEITURE	authorized to enter enclosed areas or yards or vehicles to seize an animal if there is probable cause to believe that the animal is suffering from cruel mistreatment, neglect or abandonment. The officer must leave a notice of seizure. The owner may request a hearing to determine whether the animal is forfeited to the seizing agency or returned to the owner.	Rep. Ugenti		House mil-pub.
H2464: STATE EMPLOYEE SUGGESTION PROGRAM; AWARDS	The maximum award a state employee may receive from the state employee suggestion program is changed to 10 percent of the amount saved as a result of the suggestion, from \$1,000.	First sponsor: Rep. R. Gray	Hearing: House Employment & Regulatory Affairs (Tuesday 01/24/12 at 2:00 PM, House Rm. 3)	1/17 referred to House employ-reg affairs
H2467: STATE BUDGET REPORTS; FINANCIAL CONDITION	The State Treasurer is required to prepare and submit to the Governor and the Legislature on the first day of each regular session of the Legislature a statement describing the financial condition of the state treasury at the close of the fiscal year and an estimate of probably receipts and disbursements for the current FY. Each year before transmitting the general appropriation act to the Governor, the Legislature must adopt a statement indicating whether the total amount of state revenues appropriated for the next FY will or will not exceed the amount of state revenues appropriated for the current FY. The duties of the Economic Estimates Commission are expanded to include publishing the annual percentage change in state population and the cost of living. Effective January 1, 2015.	First sponsor: Rep. R. Gray		1/18 referred to House appro.
H2468: REGULATIONS; ENTRY; PUBLIC SERVICE; LIMITATIONS	Public agencies in the state are required to limit and draft all entry regulations of businesses and professions and all public service restrictions to those demonstrably necessary to fulfill legitimate public health, safety or welfare objectives. Within one year after the effective date of this legislation, agencies must conduct a comprehensive review of entry regulations and repeal or modify any that do not conform to this requirement (or recommend action to the Legislature if necessary). Provides for enforcement through the superior court system.	First sponsor: Rep. R. Gray		1/18 referred to House com.
H2481: JOINT LEGISLATIVE AUDIT CMTE; POWERS	The powers of the Joint Legislative Audit Committee are expanded to include requiring a state agency to comply with all statutes that the agency administers.	First sponsor: Rep. Seel	Hearing: House Government (Tuesday 01/24/12 at 2:00 PM, House Rm. 4)	1/17 referred to House gov.
H2482: AUDITOR GENERAL; INDEPENDENT AUDIT FIRM	The Joint Legislative Audit Committee is authorized to direct the Auditor General to contract with an independent audit firm to conduct a special audit of any state agency, and to require the agency to pay the cost of the contract.	First sponsor: Rep. Seel		1/17 referred to House gov, appro.
H2493: WATER RESOURCES DEPT; FUNDING	Statute allowing the Department of Water Resources to assess a fee on municipalities based on population is repealed on July 1, 2014. Establishes a 10-member Joint Legislative Study Committee on alternative sources of funding for DWR. The Committee must report to the Governor and the Legislature by June 30, 2013. Self-repeals October 1, 2013.	First sponsor: Rep. Jones		1/17 referred to House agri-water, appro.
H2494: INTERSTATE COMPACT; FORESTS	Enacts the Compact for Interstate Cooperation on Forests and Watersheds, which allows member states to coordinate and unify the management of forests that	First sponsor: Rep. Jones		1/18 referred to House energy-nat

	traverse the common boundary between those states.			res.
H2510: GOVERNMENT PROCUREMENT; AMERICAN PRODUCTS	In the procurement of goods or services, state agencies, counties and municipalities are required to purchase items manufactured or derived from the United States. Some exceptions.	First sponsor: Rep. Campbell		1/17 referred to House gov.
H2520: PESTICIDE BUFFER ZONES; HEALTH CARE	Required buffer zones for the application of odoriferous or highly toxic pesticides apply only to health care institutions who meet statutory requirements for locating near agricultural land.	First sponsor: Rep. Farnsworth		1/17 referred to House agri-water.
H2535: PRIVATE POSSESSION OF WILDLIFE; PERMITS	Beginning January 1, 2013, it is illegal to own, possess, import or transport into Arizona, or propagate "restricted wildlife" (to be defined by the Game and Fish Department) without a permit. Permits may only be issued for specified reasons. Game rangers and peace officers may seize restricted wildlife in private possession without a permit, and the wildlife is subject to disposition by the Game and Fish Commission.	First sponsor: Rep. Patterson		1/18 referred to House mil-pub, jud.
H2536: HUNTING; PROHIBIT COMPUTER-ASSISTED REMOTE	It is a class 1 misdemeanor to take or assist in the taking of any bird or mammal by "computer-assisted remote hunting" (defined). Second or subsequent violations are a class 6 felony.	First sponsor: Rep. Patterson		1/18 referred to House mil-pub, jud.
H2537: HUNTING ENDANGERED SPECIES; CRIMINAL PANALTY	It is a class 6 felony to knowingly take, attempt to take or possess an endangered species.	First sponsor: Rep. Patterson		1/18 referred to House mil-pub, jud.
H2538: GAME & FISH APPOINTMENT BD: REPEAL	The Game and Fish Appointment Recommendation Board is repealed.	First sponsor: Rep. Patterson		1/19 referred to House mil-pub.
H2539: HUNTING AT NIGHT PROHIBITED	The Game and Fish Commission can no longer approve the taking of wildlife during any time other than daylight hours.	First sponsor: Rep. Patterson		1/18 referred to House mil-pub.
H2544: RECOVERY OF ATTORNEY FEES	The requirement for the court to award reasonable attorney fees in any contested action upon clear and convincing evidence that the claim constitutes harassment, is groundless and is not made in good faith. Effective January 1, 2013.	First sponsor: Rep. Vogt		
H2562: PUBLIC LANDS; CONVEYANCE & TAXATION	By December 31, 2013, the United States is required (?) to extinguish title to all public lands in Arizona and transfer title to the state. If the state sells these lands, the state retains 50 percent of net proceeds and pays the rest to the U.S. Beginning in 2014, all public lands that have not been transferred to the state are subject to assessment, levy and taxation. As session law, the Public Lands Board of Review must recommend legislation to establish processes for implementation of this legislation.	First sponsor: Rep. Barton		1/18 referred to House energy-nat res.
H2565: LOBBYIST REGISTRATION; EXCEPTION; 501 (C) (3)	The list of persons exempt from lobbyist registration and reporting requirements is expanded to include a person representing a nonprofit organization granted a federal tax exemption under section 501(c)(3) of the internal revenue code.	First sponsor: Rep. Olson		1/17 referred to House gov.
H2567: BUDGET PLANNING; REVENUE; EXPENDITURE EST	The general appropriation act is required to delineate the revenue and expenditure estimates for the following five years. The Legislature must discuss the estimate in a public hearing prior to adopting the act.	First sponsor: Rep. Olson		1/18 referred to House appro.
H2570: POLITICAL SUBDIV; PROCEEDINGS; GOVERNING BODIES	Political subdivisions cannot enact any ordinance or other form of legislation unless it has passed three public readings	First sponsor: Rep. Olson		1/17 referred to House gov.

	in its governing body on three separate days and been made available to the public for at least 14 days.			
H2572: STATE AGENCIES; BUDGET SUBMISSION	By September 1 of each year, each budget unit is required to submit to the Legislature a summary of all monies that were spent by or passed through the budget unit during the preceding fiscal year and an estimate of the monies projected to be spent or passed through for the current FY. The Legislature must reduce the appropriation of each budget unit who fails to submit the summary by at least ten percent of the preceding FY appropriation.	First sponsor: Rep. Olson		1/18 referred to House appro.
H2605: LAW ENFORCEMENT DOGS; BITING	Exempts dogs used by law enforcement from being quarantined due to biting if the dog bite occurs under proper law enforcement supervision.	First sponsor: Rep. Mesnard		1/17 referred to House mil-pub.
H2609: ACTIONS AGAINST GOVERNMENT OFFICIALS	A taxpaying resident of this state is authorized to bring a court action against any state or federal official who enforces any federal law or regulation that purports to displace, supersede, control or condition the exercise of the traditionally reserved powers of this state in violation of the U.S. Constitution. Establishes procedures and restrictions for these proceedings.	First sponsor: Rep. Mesnard		1/17 referred to House jud.
H2610: CHARITABLE ORG FILINGS	Repeals several sections of statute requiring charitable organizations to register with the Secretary of State and report on various activities such as solicitation and fiscal records.	First sponsor: Rep. Mesnard		1/18 referred to House com.
H2623: USE TAX DECLARATION; REPEAL	Repeals statute requiring individuals to declare uncollected use taxes on individual income tax forms. Retroactive to July 20, 2011.	First sponsor: Rep. Lesko		1/18 referred to House ways-means.
H2624: LEGISLATIVE SUBSISTENCE; SPECIAL SESSION; WEEKENDS	Legislators cannot receive subsistence (per diem) for a Saturday or Sunday during a special session, unless the Legislature actually meets and acts on legislation on those days.	First sponsor: Rep. Lesko		1/17 referred to House gov.
H2629: USE TAX; INDIVIDUALS; REPEAL	Repeals statute requiring individuals to declare uncollected use taxes on individual income tax forms. Retroactive to July 20, 2011.	First sponsor: Rep. Lesko		1/18 referred to House ways-means.
H2640: HUNTING; FIREARM MAGAZINE CAPACITY	The Game and Fish Commission cannot limit or restrict the magazine capacity of any firearm authorized for use in taking wildlife.	First sponsor: Rep. Jerry Weiers		1/18 referred to House energy-nat res.
H2642: PUBLIC BODIES; LOBBYING EXPENDITURES; REPORTS	Modifies reporting requirements for public bodies making expenditures on lobbying and lobbying related activities.	First sponsor: Rep. Kavanagh		
H2644: LOBBYISTS; CHARITABLE CONTRIBUTIONS; LEGISLATORS; GOVERNOR	Registered lobbyists are prohibited from making or promising to make, and the Governor and legislators are prohibited from soliciting or promising to solicit, a charitable contribution from a lobbyist while the Legislature is in regular session and while regular session legislation is pending executive approval or veto.	First sponsor: Rep. Williams		
HCM2002: FEDERAL LANDS; DEVOLUTION TO AZ	The Legislature urges the U.S. government to dispose of public lands within Arizona's borders directly to the state by December 31, 2013. The Secretary of State is directed to transmit copies of this memorial to the President of the U.S. Senate, the Speaker of the U.S. House of Representatives, the Secretary	First sponsor: Rep. Barton		1/18 referred to House energy-nat res.

	of the U.S. Department of the Interior and each member of Congress from Arizona.			
HCM2003: BLM LANDS; TRANSFER TO STATE	The Legislature urges the U.S. Congress to enact legislation that would implement the transfer of federal Bureau of Land Management lands to the state to be held in trust. The Secretary of State is directed to transmit copies of this memorial to the President of the U.S. Senate, the Speaker of the U.S. House of Representatives, the Secretary of the U.S. Department of the Interior and each member of Congress from Arizona.	First sponsor: Rep. Dial		1/18 referred to House energy-nat res.
HCR2002: STATEWIDE FEED-IN TARIFF POLICY	Members of the Legislature declare their support for the Corporation Commission to adopt a "feed-in tariff" policy to ensure renewable energy projects are funded and developed so that the Renewable Energy Standard adopted by the Commission (15% of total retail energy sold within the state must be from renewable energy resources by 2025) may be met or surpassed.	First sponsor: Rep. Patterson		
HCR2004: STATE SOVEREIGNTY	The 2012 general election ballot is to carry the question of whether to amend the state constitution to declare Arizona's sovereign and exclusive authority and jurisdiction over the air, water, public lands, minerals, wildlife and other natural resources within its boundaries, with certain exceptions.	First sponsor: Rep. Crandell	Hearing: House Agriculture & Water (Thursday 01/26/12 at 9:00 AM, House Rm. 5)	
HCR2005: INITIATIVES; REFERENDUM MEASURES; PERIODIC REAUTHORIZATION	The 2012 general election ballot is to carry the question of whether to amend the state constitution to make statewide initiative and referendum measures that create a fund for public monies or dedicate public fund revenues or expenditures valid for only the remaining portion of the current fiscal year and the 6 following fiscal years. After 5 fiscal years, a reauthorization measure must be referred to a vote at a general election. Applies retroactively to all ballot measures approved on or after November 3, 1998.	First sponsor: Rep. Crandell		
HCR2014: LEGISLATION; STATEMENT OF CONSTITUTIONAL AUTHORITY	The 2012 general election ballot is to carry the question of whether to amend the state Constitution to state that every legislative act must state the authority under the state Constitution that allows the Legislature to take the proposed action.	First sponsor: Rep. Seel		
HCR2018: AGRICULTURE AND NATURAL RESOURCES; SECRETARY	The 2012 general election ballot is to carry the question of whether to amend the state Constitution to eliminate the office of State Mine Inspector and establish the office of Secretary of Agriculture and Natural Resources as an elected office in the Executive Department. The Secretary will be elected initially at the general election in 2014 and hold office for four years beginning in January 2015. The duties of the Secretary are outlined.	First sponsor: Rep. Crandell		
HCR2022: SINGLE SUBJECT; BUDGET RECONCILIATION BILLS	The 2012 general election ballot is to carry the question of whether to amend the state Constitution to require budget reconciliation bills to cover one subject and to require each provision in the bill to be directly related to the reconciliation of an appropriation in a general appropriations bill.	First sponsor: Rep. Heinz		
HCR2023: SENATE STAGGERED TERMS;	The 2012 general election ballot is to carry the question of whether to amend	First sponsor:		

TERM LIMITS	the state Constitution to change the terms of office of members of the Senate to staggered four-year terms with a maximum of three consecutive terms, and to increase the number of consecutive terms that members of the House may serve to six, from four, beginning with the 51st Legislature in 2013.	Rep. Heinz		
HCR2027: LEGISLATIVE BALLOT REFERRALS; TWO-THIRDS VOTE	The 2012 general election ballot is to carry the question of whether to amend the state Constitution to require the affirmative vote of at least 2/3 of each house of the Legislature for ballot referrals.	First sponsor: Rep. Campbell		
HCR2031: CONSTITUTIONAL AMENDMENTS; UNRELATED PROPOSALS	The 2012 general election ballot is to carry the question of whether to amend the state Constitution to make the requirement for more than one proposed amendments to the Constitution to be able to be voted on separately apply only to unrelated Constitutional amendments.	First sponsor: Rep. Mesnard		
HCR2035: LEGISLATIVE APPROP; FEDERAL MONIES	The 2012 general election ballot is to carry the question of whether to amend state statute to give the Legislature authority to appropriate "noncustodial federal monies" (defined).	First sponsor: Rep. Seel		
HCR2036: STATE BUDGET REQUIREMENTS; PROCESS	The 2012 general election ballot is to carry the question of whether to amend the state Constitution to require the Legislature to adopt a state budget by May 31 of each year for the following fiscal year in which total state general fund appropriations do not exceed total state general fund estimated revenues. If a state budget is not approved by may 31, the current fiscal year's appropriations continue in effect in the following fiscal year.	First sponsor: Rep. Olson		
HCR2043: TAX INCREASES; BALLOTS; VOTE REQUIREMENT	The 2012 general election ballot is to carry the question of whether to amend the state Constitution to require any initiative or referendum measure that provides for a new tax, an increase of an existing tax rate, reducing or eliminating an existing tax deduction or credit, or authorizing the establishment of any entity with power to levy taxes to receive the affirmative vote of at least 2/3 of the qualified electors voting on the measure for passage. Applies retroactively to any initiative or referendum measure approved by the voters beginning November 5, 2002, and any affected measure that failed to be approved by at least 2/3 of the voters is repealed.	First sponsor: Rep. Stevens		
HCR2044: LEGISLATIVE REFERENDA; PRIMARY ELECTION	The 2012 general election ballot is to carry the question of whether to amend the state Constitution to require legislative referenda to be voted on at the next regular primary election, and a measure referred by the voters will be voted on at the next regular general election.	First sponsor: Rep. Stevens		
S1001: MILITARY PRESERVATION; LAND EXCHANGES	Authorizes the exchange of state trust land to assist in preserving and protecting "military facilities" (defined) in Arizona. The federal government is added to the list of entities with which land may be exchanged. Two independent analyses of the proposed exchange must be conducted, and each exchange transaction must be approved by the voters at the next general election. Conditionally enacted pending voter approval at the next general election of an amendment to the Arizona	First sponsor: Sen. Nelson		1/10 from Senate nat res-trans do pass. From Senate rules okay.

	Constitution to authorize exchanges of state trust land for other public lands.			
S1065: LEASH LAW EXEMPTION; LIABILITY INSURANCE	Municipal and county ordinances and homeowner's association policies that regulate or prohibit a dog from running at large do not apply if the dog's owner provides proof of canine liability insurance of at least \$100,000 for injury to any person or damage to any property caused by the dog.	First sponsor: Sen. Klein	Hearing: Senate Government Reform (Wednesday 01/25/12 at 9:00 AM, Senate Rm. 1)	1/10 referred to Senate gov ref.
S1068: LOBBYISTS; ENTERTAINMENT	Entertainment in connection with a special event or that is incidental to a speaking engagement are no longer exempt from the ban on lobbyist expenditures on entertainment for a state officer or employee.	First sponsor: Sen. Schapira		1/11 referred to Senate gov ref.
S1075: STATE FORESTER; WILDFIRE RESOURCE DEPLOYMENT	The State Forester is required to develop an implement an annual comprehensive plan for the deployment of municipal and fire district resources to wildfire suppression activities, prescribed fire and associated forestry project work. Establishes a 9-member Wildfire Deployment Commission to assist the State Forester in developing comprehensive wildfire deployment plans and procedures, standards for training wildfire firefighters and developing standards for fire equipment.	First sponsor: Sen. Allen		1/11 referred to Senate nat res-trans.
S1077: TRESPASS ON STATE LAND	The statute establishing the crime of trespassing on state lands does not prohibit the lawful possession or discharge of a firearm while hunting, target shooting, in self-defense or in defense of another.	First sponsor: Sen. Allen	Hearing: Senate Natural Resources & Transportation (Monday 01/23/12 at 2:00 PM, Senate Rm. 109)	1/11 referred to Senate nat res-trans.
S1087: FIREARMS; STATE PREEMPTION	Political subdivisions may enforce state law relating to certain firearms restrictions. Statute specifying permissible firearms-related ordinances and rules for political subdivisions is deleted from one section of statute and inserted in a newly created section.	First sponsor: Sen. Gould	Hearing: Senate Judiciary (Monday 01/23/12 at 2:00 PM, Senate Rm. 1)	1/11 referred to Senate jud.
S1088: TECH CORRECTION; CHANGE OF VENUE	Minor change in Title 12 (courts) relating to change of venue. Apparent striker bus.	First sponsor: Sen. Gould		1/11 referred to Senate rules only.
S1107: TECH CORRECTION; GAME; FISH; FACILITIES	Minor change in Title 17 (game and fish) relating to installment purchase of facilities. Apparent striker bus.	First sponsor: Sen. S. Smith		1/12 referred to Senate rules only.
S1122: TAX REFUND CHECKOFF BOXES	Effective beginning tax year 2012, tax refund checkoff boxes for the clean elections tax reduction and contributions of refunds to the child abuse prevention fund, special olympics, endangered species fund, neighbors helping neighbors fund, or domestic violence shelter fund no longer have to be on the first page of the state income tax return form. Due to voter protection, this bill requires the affirmative vote of at least 3/4 of each house of the Legislature for passage.	First sponsor: Sen. Yarbrough		1/17 referred to Senate fin.
S1135: GOVERNMENT DEPOSITS	Government entities are authorized to invest in any deposits, instead of only certificates of deposit.	First sponsor: Sen. McComish	Hearing: Senate Banking & Insurance (Tuesday 01/24/12 at 2:00 PM, Senate Rm. 3)	1/18 referred to Senate bank-ins.
S1153: CAPITAL OUTLAY STABILIZATION FUND; REPORT	The Department of Administration is required to report biannually to the director of the Joint Legislative Budget Committee on the status of rental fee collections and adjustments for agencies occupying state owned buildings.	First sponsor: Sen. Biggs		1/18 referred to Senate appro.

S1186: LAW ENFORCEMENT OFFICERS; OMNIBUS	Various changes relating to law enforcement, including prohibiting the common law doctrine known as the fireman's rule from operating to deny any peace officer a recovery in an action at law or authorized by statute. The list of situations where a public safety employee or volunteer or the employing agency may petition the court for an order authorizing disease testing is expanded to include if the employee or volunteer alleges that the person bit, scratched, spat or transferred blood or other bodily fluid on or through the skin of the employee or volunteer. The prohibition on peace officers being licensed as private investigators does not apply to reserve peace officers or fire origin and cause investigators. An employer may order a law enforcement officer to submit to a physical examination only for specified good cause shown and must give the officer 10 days notice.	First sponsor: Sen. L. Gray		1/19 referred to Senate pub-hu ser.
S1193: PROPOSED RULES; ACCEPTABLE DATA	The list of information that must be included in the economic, small business and consumer impact statement that must be submit to the Governor's Regulatory Review Council with proposed agency rules is expanded to include a description of data on which a rule is based with a detailed explanation of how the data was obtained and why the data is "acceptable data" (defined as empirical, replicable and testable).	First sponsor: Sen. Griffin		1/19 referred to Senate gov ref.
SCR1001: MILITARY PRESERVATION; LAND EXCHANGES	The 2012 general election ballot is to carry the question of whether to amend the state Constitution to permit the Legislature to provide a process by law to exchange, according to prescribed conditions, trust land either to assist in the preservation of military facilities or for proper management and protection of the lands.	First sponsor: Sen. Nelson		1/10 from Senate nat res-trans do pass. From Senate rules okay.
SCR1007: LEGISLATORS; ARREST PRIVILEGE; REPEAL	The 2012 general election ballot is to carry the question of whether to remove the constitutional privilege from arrest for members of the Legislature during the legislative session.	First sponsor: Sen. Gallardo		1/11 referred to Senate gov ref.
SCR1008: DECLARATION OF EMERGENCY; STATE AUTHORITY	The Legislature declares an emergency within the borders of Arizona and notifies all federal agencies that due to lack of congressional oversight, the state will be exercising its right of sovereignty over soil within its boundaries.	First sponsor: Sen. Allen	Hearing: Senate Border Security, Federalism & States' Sovereignty (Thursday 01/26/12 at 9:00 AM, Senate Rm. 109)	1/11 referred to Senate border-fed-sov.

## SUPPORT

H2322: WATERCRAFT; REGISTRATION; FEES	Eliminates the higher watercraft registration fees for nonresident watercraft owners and instead assesses a nonresident boating safety infrastructure fee for watercraft registered by nonresidents. The fee is based on the length of the watercraft.	First sponsor: Rep. McLain Others: Rep. Jones		1/19 from House agri-water do pass.
H2639: GAME & FISH OMNIBUS ACT	Various changes relating to the Game and Fish Commission, including authorizing the Commission to solicit and accept grants or donations and to sell goods or services, expanding the list of violations that disqualify a person from securing a hunting license for up to five years to include waste of edible portions of specified meat, and deleting the prohibition on selling certain parts of bighorn sheep taken on or after	First sponsor: Rep. Jerry Weiers Others: Rep. Burges, Rep. Crandell, Rep. Gowan, Rep. Montenegro, Rep.		

	October 1, 2005. Also enacts an interstate compact for concurrent jurisdiction on the border between Arizona, Utah and New Mexico.	Stevens	
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<b>OPPOSE</b>			
H2072: SALE OF BIG GAME TAGS	Beginning in 2013, the Game and Fish Department is required to reserve certain hunt tags each year for taking big game species for a qualified organization to resell by auction and raffle at an annual sportsmen exposition and annual banquets. The Dept must contract with the qualified organization within 30 days of the effective date of this legislation, and the organization must pay the Dept a one-time fee of \$10,000 and the current fees for the tags. Includes regulations for the hunt tags and the contract. Emergency clause.	First sponsor: Rep. Jerry Weiers	1/9 referred to House com.
H2540: AZ WILDLIFE CONSERVATION SERVICE	The official name of the Game and Fish Dept is changed to the Wildlife Conservation Service. The official name of the Game and Fish Commission is changed to the Wildlife Conservation Service Commission.	First sponsor: Rep. Patterson	1/19 referred to House energy-nat res, mil-pub.

**LEGEND**

- Monitor – The Game and Fish Department is monitoring the progress of these measures, and the Arizona Game and Fish Commission has not taken a position on these measures.
- Oppose – The Arizona Game and Fish Commission has voted to oppose these bills.
- Support – The Arizona Game and Fish Commission has voted to support these bills.

**If you have questions relating to legislation, please contact:**  
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