WEEKLY REPORT

ARIZONA GAME AND FISH DEPARTMENT

Duane L. Shroufe, Director
2221 West Greenway Road, Phoenix, Arizona 85023
www.azgfd.gov

Arizona Game and Fish Commission

W. Hays Gilstrap, Chair
Joe Melton
Michael M. Golightly
William H. McLean
Susan E. Chilton

For the week ending Friday, April 29, 2005

Weekly Report is published by the Arizona Game and Fish Department. During the Legislative Session, we provide a summary of legislation that pertains to the Department. If there are issues you'd like addressed, please let us know.
Send an email to: aguiles@agfd.gov

***** Please distribute or make this report available to your employees. *****

Next Week in the State Legislature:

AGFD Legislation NEWS:

Other legislation affecting the AGFD is listed in the attached **Quick Reference**.

Quick Reference
AGFD Related Legislation
(For Period Ending Friday, April 29, 2005)

STATUS OF BILLS SUPPORTED BY THE COMMISSION

BILLS	BILL STATUS
H2127 BIG GAME PERMITS; COMPASSIONATE TRANSFER A person may transfer his/her big game permit to a qualified organization for use by a minor child who has a life threatening medical condition. ARS Titles Affected: 17 First sponsor: Rep. Biggs **PASSED**	**Date Action** 1/12 referred to House nat res-agri 1/31 from House nat res-agri do pass. 2/8 to House consent calendar. 2/9 from House rules okay. 2/14 passed House 47-12; ready for Senate. 2/15 referred to Senate nat res-rural. 3/9 Senate nat res-rural do pass; report awaited. 3/10 from Senate nat res-rural do pass. 3/22 from Senate rules okay. To Senate consent calendar. 3/24 passed Senate 30-0; ready for governor. 4/1 signed by governor. Chap. 10, Laws 2005.

BILLS	BILL STATUS
H2169 LAND USE PLANNING; WATER RESOURCES The water resources component of a comprehensive general plan developed by a municipality or county is expanded to include reports on water conservation efforts, drought management efforts, and the practicality of regional coordination. The water resources component must be reevaluated every 5 years. Sponsor: Rep. O'Halleran. FAILED	**Date Action** 1/26 referred to House nat res-agri, county-muni. 2/7 House nat res-agri FAILED 3-5.
H2276 HEALTHY FOREST AMENDMENTS Numerous amendments to statutes governing forest issues, including revised tax incentives under the forest health enterprise program and a definition of "qualifying forest products" that includes trees up to 12 inches diameter at breast height plus slash, brush, etc. 51 pages. First sponsor: Rep. O'Halleran. DIED	**Date Action** 1/18 referred to House nat res-agri, ways-means. 2/7 from House nat res-agri with amend #3139. 2/8 from House ways-means do pass. 3/9 from House rules okay. 3/10 House COW approved with amend #3139 and floor amend #3899. 3/16 passed House 37-18; ready for Senate. 3/23 referred to Senate nat res-rural.
H2440 STATE LOTTERY Twenty-two pages of changes to lottery statutes, including: of all lottery proceeds, 50% is earmarked for prizes, 31.5% goes to beneficiaries. The disbursement order for beneficiaries and the amounts are changed from current law. Personal information of lottery winners who are paid by annuity or other periodic payment is deemed confidential and not subject to public inspection. Authorization for the state lottery to establish up to 2 games per year for economic development is repealed. More. First sponsor: Rep. McComish DIED	**Date Action** 1/26 referred to House gov ref, appro P. 2/9 House gov ref held. 2/17 from House gov ref with amend #3354. 3/2 House appro P held.
H2613: FOREST HEALTH AMENDMENTS Various changes to healthy forests legislation including, the state forester must maintain a web site with links to information relating to the urban-wildland interface and listings of people who are willing to harvest and remove thinned timber from private land; the Dept of Commerce is charged with implementing a program to encourage counties and municipalities to provide incentives to enterprises that promote forest health; the list of forest thinning equipment eligible for tax breaks is expanded, and the list of duties of the state urban-wildland fire safety committee is expanded to include acting as a liaison with federal programs and private enterprise on urban-wildland issues. First sponsor: Rep. Chase. PASSED	**Date Action** 2/14 referred to House nat res-agri, gov ref 2/21 from House nat res-agri with amend #3418. 2/23 House gov ref amended; report awaited. 2/24 from House gov ref with amend #3549. 3/2 from House rules okay. 3/14 House COW approved with amend #3418, #3549 and floor amend #3969 and #3970. 3/16 passed House 43-12; ready for Senate 3/22 referred to Senate nat res-rural. 3/30 Senate nat res-rural do pass; report awaited. 3/31 from Senate nat res-rural do pass.

BILLS	BILL STATUS
	4/4 to Senate consent calendar. 4/5 From Senate rules okay. 4/5 stricken from Senate consent calendar by Garcia. 4/7 Senate COW approved. 4/11 passed Senate 20-9; ready for governor. 4/15 VETOED message
H2643: LOWER COLORADO RIVER; CONSERVATION Various additional fees and surcharges for water related activities (for example, in addition to standard boat registration fees, the Game & Fish Commission is authorized to assess and collect an additional watercraft registration fee). Revenues are earmarked for a Lower Colorado River Multispecies Conservation Program administered by the Multi-County Water Conservation Board. First sponsor: Rep. O'Halleran. PASSED	**Date Action** 2/14 referred to House nat res-agri, appro P. 2/21 from House nat res-agri with amend #3419. 3/2 House appro P amended; report awaited. 3/3 from House appro P with amend #3715. 3/9 from House rules with a technical amendment. 3/10 House COW approved with amend #3419, #3715, floor amend #3900 and the rules tech amendment. 3/14 passed House 45-10; ready for Senate 3/23 referred to Senate nat res-rural. 3/30 Senate nat res-rural do pass; report awaited. 3/31 from Senate nat res-rural do pass. 4/4 to Senate consent calendar. 4/5 From Senate rules okay. 4/7 passed Senate 23-6; ready for governor. 4/13 signed by governor. Chap. 78, Laws 2005.
S1271: SCHOOLS; GUN SAFETY PROGRAM Schools are authorized to offer a one semester elective course in rifle marksmanship to be designated the Arizona Gun Safety Program Course. The course shall include: gun safety, basic operation of firearms, history of firearms and marksmanship, the role of firearms in preserving peace and freedom and the constitutional roots of the right to keep and bear arms. First sponsor: Sen. Johnson. PASSED	**Date Action** 1/26 referred to Senate K-12. 2/3 from Senate K-12 do pass. 2/7 to Senate consent calendar. 2/8 stricken from Senate consent calendar by Johnson. From Senate rules okay. 2/10 Senate COW approved with floor amend #3229. 2/17 passed Senate 30-0; ready for House. 2/23 referred to House educ. 3/2 from House educ do pass. 3/29 to House consent calendar. 3/29 stricken from House consent calendar by Hershberger, Lopez. 3/30 From House rules okay. 3/31 House COW approved. 4/4 passed House 40-15; ready for governor.

BILLS	BILL STATUS
	4/11 signed by governor. Chap. 58, Laws 2005.
S1337 FOREST HEALTH AMENDMENTS Various changes to statutes governing forests and forest health, including, the state forester is to maintain an internet website that provides (at minimum) links to various named resources; the Dept of Commerce must implement a program to encourage local governments to provide incentives to businesses that promote forest health; changes in the kinds of forest thinning equipment that qualifies for tax breaks; and the state urban-wildland fire safety committee must act as a liaison between the state and both federal programs and private enterprises on forest health issues. First sponsor: Sen. Jarrett. ***See HB2613** PASSED	**Date Action** 2/1 referred to Senate nat res-rural. 2/9 Senate nat res-rural amended; report awaited. 2/14 from Senate nat res-rural with amend #3208. 2/15 from Senate rules with a technical amendment. 2/17 retained on Senate COW calendar. 2/21 further referred to Senate fin and Re-referred to rules. 2/24 Senate fin amended; report awaited. 2/28 from Senate fin with amend #3609. 3/1 from Senate rules with a technical amendment. 3/3 Senate COW approved with amend #3208, #3609 and the rules tech amendment. 3/10 passed Senate 20-8; ready for House. 3/22 referred to House ways-means, nat res-agri. ***See HB2613**
S1349 WILDLIFE; UNLAWFUL FEEDING It is a class 3 (lowest) misdemeanor to feed or otherwise entice wildlife into an area. First sponsor: Sen. Hellon. FAILED	**Date Action** 2/1 referred to Senate nat res-rural. 2/16 failed 3-4.
S1365 GAME AND FISH; FEES Various fees charged by the Game & Fish Dep't are increased: including hunting and fishing licenses and motorboat registration. For example a general fishing license for residents goes to $25 from $16. New types of licenses are available, including: a family hunting license and super conservation licenses for hunting, fishing and combo. Because this bill increases net state revenues, 2/3 majority is required for passage. First sponsor: Sen. Cannell.	**Date Action** 2/1 referred to Senate nat res-rural. 2/9 Senate nat res-rural amended; report awaited. 2/14 from Senate nat res-rural with amend #3258. 2/15 from Senate rules with a technical amendment. 2/17 Senate COW approved with amend #3258 and the rules tech amendment. 3/10 passed Senate 20-9; ready for House. 3/22 referred to House county-muni. 3/30 from House county-muni do pass. 3/30 additionally referred to House appro P. 4/4 withdrawn from House appro P. 4/28 from House rules okay.
S1459 RIVER RESERVOIR REPAIR APPROP Appropriation to the dam repair fund, $750,000, for the	**Date Action** 2/2 referred to Senate nat res-rural, appro.

BILLS	BILL STATUS
Dept of Water Resources to use for repair of the River Reservoir on the Little Colorado River in Apache County. First sponsor: Sen. Flake.	2/10 from Senate nat res-rural do pass. 3/9 from Senate appro do pass. 3/15 from Senate rules okay 3/15 stricken from Senate consent calendar by Bee. 3/21 Senate COW approved. 3/23 passed Senate 26-1; ready for House. 3/28 referred to House nat res-agri, appro P. 4/4 from House nat res-agri do pass. 4/7 from House appro P do pass.

POSTED CALENDARS AND COMMITTEE HEARINGS

No hearings, calendars, or amendments posted.

STATUS OF BILLS OPPOSED BY THE COMMISSION

BILLS	BILL STATUS
H2554 STATE LAKE IMPROVEMENT FUND Authority for the state Parks Board to use money from the Lake Improvement Fund for projects on waters where boats are permitted is limited to waters where gas-powered boats are permitted. First sponsor: Rep. Groe. DIED	**Date Action** 1/31 referred to House nat res-agri, appro P. 2/14 House nat res-agri held.
S1067 APPROPRIATION; ZUNI WATER SETTLEMENT An appropriation of $1,569,000 as the state's obligation to the Zuni Tribe pursuant to the federal water rights settlement act of 2003. According to terms of the settlement, the money will be used for wetland restoration projects. First sponsor: Sen. Flake. PASSED	**Date Action** 1/17 referred to Senate appro, nat res-rural. 1/19 Senate nat res-rural amended; report awaited. 1/27 from Senate nat res-rural with amend #3016. 2/16 from Senate appro with amend #3320. 2/22 from Senate rules with a technical amendment. 3/3 Senate COW approved with amend #3320, floor amend #3742 and the rules tech amendment; amend 3016 was withdrawn. 3/7 passed Senate 18-11; ready for House. 3/21 referred to House nat res-agri, appro P. 3/28 from House nat res-agri with amend #4208. 4/7 from House appro P do pass. 4/11 from House rules okay. 4/18 House COW approved. 4/20 passed House 33-26; ready for governor.

POSTED CALENDARS AND COMMITTEE HEARINGS

No hearings, calendars, or amendments posted.

STATUS OF BILLS MONITORED BY THE COMMISSION

BILLS	BILL STATUS
H2170 GILA RIVER SETTLEMENT TASK FORCE A 9-person Gila River Water Settlement Task Force is established to consider issues arising from the federal Arizona Water Settlement Act and to recommend appropriate legislative, executive and administrative responses. Members are: the chairs of the two natural resources committees, 2 other representatives, 2 senators, and 3 appointed by the governor. (Does not change statute. Session law only.) Sponsor: Rep. O'Halleran. DIED	**Date Last Action** 1/12 referred to House rules only.
H2172 WILDLAND-URBAN INTERFACE The term of art written into statutes as "urban-wildland" (as used in the urban-wildland interface code and the urban-wildland fire safety committee, etc.) is changed to "wildland-urban." Sponsor: Rep. O'Halleran. DIED	**Date Last Action** 1/27 referred to House rules only.
H2174 ASSURED WATER SYSTEMS FUND & REVIEW ~~(DROUGHT EMERGENCY WATER TRANSFERS)~~ **S/E** Other law to the contrary notwithstanding, groundwater may be transported away from a basin in drought emergencies when specified conditions are met. No statutory change (session law only). Sponsor: Rep. O'Halleran.	**Date Last Action** 4/20 House concurred in Senate amendments and passed on final reading 48-12; ready for governor.
H2179 WATER; ACTIVE MANAGEMENT AREAS The area of the Tucson Active Management Area is redefined to exclude the portion of the upper Santa Cruz subbasin included in the Santa Cruz Actitve Management Area. Sponsor: Rep. O'Halleran. DIED	**Date Last Action** 3/1 from House nat res-agri with amend #3644.
H2180 STATE PARKS; SPUR CROSS RANCH The state parks board shall hold in perpetuity irrevocable conservation easements for Spur Cross Ranch State Park. The Board must preserve the area substantially in its natural, scenic, historical and archeological state according to the agreements with Maricopa County and the Town of Cave Creek. Sponsor: Rep. O'Halleran.	**Date Last Action** 4/18 Senate named Flake, Arzberger and Blendu to free conference committee (House conferees: O'Halleran, Brown, Hershberger).
H2187 STATE LIBRARY; RECOVERY OF COSTS Governmental units that are required by law to make	**Date Last Action** 4/20 signed by governor. Chap. no. awaited.

BILLS	BILL STATUS
annual financial reports must notify the state Library, Archives and Public Record if the reports are posted on web sites and must pay the Library a fee to cover the Library's cost in obtaining copies that are required to be delivered to it. The Library is authorized to establish a fee schedule to charge state and local government agencies for expenses it incurs in obtaining copies of their required reports. Sponsor: Rep. Robson.	
H2226 FEDERAL MONIES; APPROPRIATION (~~NONAPPROPRIATED MONIES; REPORT~~) **S / E** The governor's budget office is required to prepare an annual report on all non-appropriated monies. The Administration Dept annual report on financial transactions must include all appropriated and non-appropriated monies. The governor's budget office must recommend how to create a central clearinghouse of information on all federal monies being spent by the state. Appropriations to hire the necessary personnel total $472,500. Sponsor: Rep. Nelson. VETOED	**Date Last Action** 4/25 VETOED
H2230 ACCIDENTS; INJURED ANIMALS The driver of a vehicle in an accident where an animal is injured must take steps to help the animal and to locate the owner or custodian or a peace officer. Violation is a misdemeanor. First sponsor: Rep. Brown. DIED	**Date Last Action** 1/18 referred to House trans, nat res-agri.
H2262 WATER SUPPLY NOTICE; INADEQUATE The affidavit of disclosure required in sales of land parcels in unincorporated areas must include a statement that the water supply is inadequate if such is the case. First sponsor: Rep. Gray. DIED	**Date Last Action** 1/27 from House com with amend #3051.
H2271 STATE BUILDINGS; SOLAR STANDARDS Energy life-cycle costing is to be used to evaluate all solar water heating and cooling facilities in state buildings and solar must be used if the simple payback is 12 years or less. Solar photovoltaic projects that replace traditional power are exempt from the payback deadline. Sponsor: Rep. Mason. DIED	**Date Last Action** 1/18 referred to House gov ref, educ, appro B.
H2273 WATER STUDIES APPROPRIATION Appropriation to the Dept of Water Resources (amount blank in original) for rural water studies. First sponsor: Rep. O'Halleran. DIED	**Date Last Action** 2/14 from House nat res-agri with amend #3264.

BILLS	BILL STATUS
H2295 ANIMAL AND ECOLOGICAL TERRORISM Animal terrorism and ecological terrorism are defined and classified as either a class 2 or class 4 felony, depending on whether serious physical injury resulted. Each is added to the definition of "racketeering" if the act resulted in a risk of serious physical injury or death. First sponsor: Rep. Biggs. ***Same as SB1333** VETOED	**Date Last Action** 3/9 see S1333
H2302 CRUELTY TO ANIMALS Knowingly failing to furnish an animal with food, water or shade is a high misdemeanor or felony, depending on circumstances. First sponsor: Rep. Nelson. DIED	**Date Last Action** 1/13 referred to House jud, nat res-agri.
H2316 ENVIRONMENT; CITIZEN LAWSUITS Law providing a private right of action to enforce environmental requirements is expanded. First sponsor: Rep. Sinema. DIED	**Date Last Action** 1/13 referred to House env, gov ref, jud.
H2321 STATE SALARY ADJUSTMENT; APPROPRIATION State employee salary adjustments totaling $124,700,000. First sponsor: Rep. Gallardo. DIED	**Date Last Action** 1/13 referred to House gov ref, appro B, appro P.
H2381 STATE BUILDINGS; SOLAR ENERGY Establishes requirements for equipping schools with solar heating and water cooling devices. Sponsor: Rep. Boone. DIED	**Date Last Action** 2/9 from House educ do pass.
H2598 LEGISLATIVE REVIEW; TAX REDUCTIONS Lawmakers must review any proposed legislation that reduces state revenue according to 10 criteria including the economic impact relative to the potential growth of the state's economy, the fairness of the reduction relative to all taxpayers, and an analysis of the impact of any tax sahifts that would occur as a result of the reduction. The state is prohibited from enacting legislaltion that phases in any tax reduction, makes any tax reduction retroactive or that refunds tax reductions (except those that benefit low income taxpayers). First sponsor: Rep. Aguirre. DIED	**Date Last Action** 2/7 referred to House ways-means, appro P, appro B.
H2606: INDIAN TRIBES; REVENUE SHARING The dept of revenue is directed to pay 65.51 per cent of monies of the transaction privilege tax collected on reservations in the state to the Indian tribes according to the proportion of each reservation's collections to the whole. First sponsor: Rep. Kirkpatrick. DIED	**Date Last Action** 2/9 referred to House ways-means, nat res-agri, appro P.

BILLS	BILL STATUS
H2631 TRUST LAND REFORM; TEACHER CAREER LADDER **S/E** When the state land dept notifies a municipality or county that it intends to amend a conceptual plan for state trust land, the planning department of the municipality or county must cooperate in amending the plan. A mediation procedure is established if the state and the planning agency cannot agree on how to integrate the changes in trust land with the general plan. The land dept must be notified by a municipality or county that has state trust land within its borders if it is considering changes to its general plan that may affect trust land. If a municipality or county contains a high noise or accident potential zone associated with a military airport and has state trust land within its borders, it must include the land dept in its consultations on amendments to its general plan. Additionally, the career ladder program for teachers in the state closes to new participants on June 30, 2005. Monies from the sale and lease of state trust land that are earmarked for public schools are designated for additional compensation bonuses for classroom teachers. The makeup of the department's special inventory of trust land in Pima and Maircopa Counties that is available to be considered for sale or lease is changed to include only trust land within one mile of a city of fewer than 10,000 people or within 3 miles of a city of 10,000 or more. References to trust land being classified as suitable for conservation are deleted. Provisions are added to allow exchange of trust land for conservation purposes. More. 48 pp. First sponsor: Rep. Nelson.	**Date Last Action** 3/2 from House rules okay.
H2644 FIRE, BUILDING & LIFE SAFETY DEPARTMENT The Department of Building and Fire Safety is renamed the Dept of Fire, Building and Life Safety. Its list of duties is expanded to include providing fire training, fire investigations, and public life safety education. Its list of statutory employees grows by adding a deputy director, a state fire training officer and a fire resources coordinator. Fees are authorized to be collection for the fire inspection revolving fund and the fire training revolving fund. Statutes pertaining to the state forester are moved from title 37 (public lands) to title 41 (state government) -- impossible to determine whether there are any changes in duties and powers without a line-by-line comparison. Effective July 1, 2006 First sponsor: Rep. O'Halleran.	**Date Last Action** 4/25 House concurred in Senate amendments and passed on final reading 52-1; ready for governor.

DIED

BILLS	BILL STATUS
H2655: LIFE JACKET VIOLATION It is a Class 2 (second highest) misdemeanor instead of a petty offense to violate the law requiring watercraft to carry "personal flotation devices" for all on board. First sponsor: Rep. Burton Cahill. DIED	**Date Last Action** 2/9 referred to House jud.
H2663: LAND CONSERVATION TAX CREDIT A state income tax credit is allowed up to 30% of the value of land donated to the state or local governments for conservation purposes (defined). Sponsor: Rep. Rosati. DIED	**Date Last Action** 2/9 referred to House ways-means, nat res-agri, appro P.
H2690: TRUST LAND REFORM Effective only if voters approve a constitutional amendment allowing sale and lease of state trust land and then only if Congress amends the Enabling Act to permit that constitutional amendment, numerous changes are made to laws governing planning and handling of state trust land by state and local agencies, including a requirement for mediation when the state Land Department and a local agency disagree on a conceptual plan and land-use element involving state trust lands, provision for lease and sale of state lands for "environmental mitigation" and conservation and an extensive new chapter on planning for trust land that requires the state land commissioner to prepare conceptual plans for all trust land within the territory of every city and town, land in unincorporated areas that is the subject of a comprehensive plan and any other land the commissioner deems appropriate. A new Trust Land Board of Trustees assumes the powers and duties of the Land Department Board of Appeals and Selection Board. A total of 330,735 acres of specified land is designated conservation land, and the list of these lands is to be included on the ballot with a proposition to approve the designation and classification of such lands. 113 pages. First sponsor: Rep. O'Halleran. DIED	**Date Last Action** 2/17 referred to House county-muni.
H2719 PROCUREMENT; QUALIFIED SELECT BIDDERS LIST A new process -- called qualified select bidders list -- for bidding on and evaluating procurement contracts for state construction projects is installed in statutes. It is a two-step process whereby a list of qualified contractors is first certified and then the contractors submit bids. An agency may elect to use this method regardless of project size. Sponsor: Rep. Boone. DIED	**Date Last Action** 3/29 referred to Senate gov.
H2724 PUBLIC RECORDS RECOVERY A new article in title 39 (public records) to provide	**Date Last Action** 2/24 from House gov ref do pass.

BILLS	BILL STATUS
procedures whereby public records can be recovered from a private party. First sponsor: Rep. Prezelski. DIED	
HCM2009 FEDERAL MONIES; SEND TO LEGISLATURE Asks Congress to send the nearly $6 billion per year Arizona receives in federal funds to the Legislature for appropriation rather than directly to state agencies and local governments. First sponsor: Rep. Murphy. Others: Rep. Biggs, Burges, Stump.	**Date Last Action** 4/18 passed Senate 16-13; to secretary of state.
HCR2019 FEDERAL MONIES; AGENCY RECEIPTS The 2006 general election ballot is to carry the question of amending the state constitution to require the governor's office to give the joint legislative budget committee a detailed listing of all federal money received or expected by the state government. First sponsor: Rep. Nelson. Others: Rep. Barnes, Boone, McClure, Stump, Yarbrough.	**Date Last Action** 3/30 from Senate appro do pass.
HCR2043: TRUTH IN BUDGETING & ACCOUNTING The 2006 general election ballot is to carry the question of amending the state constitution to require the state to comply with "truth in budgeting and accounting practices," including: No obligation can be created for payment of a program's cost subsequent to the fiscal year the program was established; money raised for a stated purpose cannot be used for another purpose; the state must pay all its obligations in the fiscal year in which they accrue - they cannot be deterred; delayed or lease-purchase debt financing cannot be used for state government maintenance and operation; temporary funding sources cannot be used for on-going spending; obligations for state operations cannot exceed permanent or ongoing state revenue; fiscal-year end cash balances cannot be counted as revenue for purposes of budgeting, and the year-end cash balance must be at least one per cent of the state general fund balance. First sponsor: Rep. Pearce. FAILED	**Date Last Action** 3/17 FAILED to pass House on reconsideration 29-29. Cannot be reconsidered again.
HCR2044: STATE TRUST LAND REFORM The 2006 general election ballot is to carry the question of amending the state constitution to require that notice of state trust land auction be given on the internet as well as in newspapers and to reduce the number of times required for newspaper publication of an auction notice to 5 from 10; and to allow government rights of DIED	**Date Last Action** 2/17 referred to House county-muni.

BILLS	BILL STATUS
way to be granted without auction; to allow disposition of land for open space without auction under prescribed circumstances; and to allow exchanges of trust land for conservation purposes. First sponsor: Rep. Nelson.	
HCR2050: TRUST LAND REFORM The 2006 general election ballot is to carry the question of amending the state constitution to authorize the sale or disposal of state trust land under prescribed conditions. First sponsor: Rep. O'Halleran. DIED	**Date Last Action** 2/17 referred to House county-muni.
HCR2059: TRUST LAND; AIRPORT LEASE RENEWAL The 2006 general election ballot is to carry the question of amending the state constitution to allow leasing state trust land for operation of an airport for 25 to 50 years without advertisement or bid. Effective only if voters approve and then only if before the end of 2008 the Enabling Act is amended by Congress to permit this amendment of the Arizona constitution. First sponsor: Rep. Burges. DIED	**Date Last Action** 2/9 referred to House nat res-agri, trans.
HCR2060: TRUST LAND; FIDUCIARY DUTY The 2006 general election ballot is to carry the question of amending the state constitution to provide that a section on unauthorized disposition of state trust land does not prevent leasing lands for airport purposes regardless of income from the lease. Effective only if voters approve and then only if before the end of 2008 Congress amends the Enabling Act to allow this amendment of the Arizona constitution. First sponsor: Rep. Burges. DIED	**Date Last Action** 2/9 referred to House nat res-agri, trans.
S1025 STATE EMPLOYEES; PERFORMANCE INCENTIVES The maximum increase in monthly pay to state employees as part of the state's performance-based incentive program is increased to $300 from $250. Sponsor: Sen. Tibshraeny. DIED	**Date Last Action** 1/10 referred to Senate gov, appro.
S1160 DUI ASSESSMENTS; DPS EQUIPMENT; BONUSES Additional assessments on DUI convictions (motor vehicle or watercraft): $500 for first offense and $1250 for a second offense within 5 years. For extreme DUI, $1000 for a first offense and $1250 for a second offense within 5 years. Conviction for aggravated DUI gets an additional assessment of $1500. A person who refuses to be tested pays an additional civil penalty of $500. Proceeds to be deposited into a new DPS Safety	**Date Last Action** 4/27 passed House 43-13; ready for Senate action on House amendments.

BILLS	BILL STATUS
Equipment and Bonus Fund established to pay for flak jackets, stun guns and bonuses. First sponsor: Sen. Waring. Others: Rep. Reagan, Sen. Bee, Bennett, Garcia, Harper, Jarrett, Verschoor.	
S1166 ANIMAL AND ECOLOGICAL TERRORISM ~~(DRUG & GANG POLICY COUNCIL)~~ **S/E** Animal terrorism and ecological terrorism are defined and classified as either a class 2 or class 4 felony, depending on whether serious physical injury resulted. Each is added to the definition of "racketeering" if the act resulted in a risk of serious physical injury or death. Requires violators to register with the local sheriff and to obtain an ID annually from the Dept of Transportation with proof of address. First sponsor: Sen. Verschoor. ***Same as HB2295 and SB 1333**	**Date Last Action** 4/28 Senate refused to concur in House amendments and named Verschoor, Cannell and Flake to a FREE conference committee. House named Biggs, Downing and Farnsworth.
S1184 TECH CORRECTION; GAME AND FISH Minor change in ARS 17-249 on game and fish inmate labor. Apparent striker bus. Sponsor: Sen. Flake.	**Date Last Action** 1/20 referred to Senate rules only.
S1188 AGENCY BUDGETS; RESPONSIBILITIES State agencies must link their mission statement and strategic objectives to the agency budget and must prioritize its activities and assign a cost to each. The agencies shall also be "held accountable" for meeting their mission statement and objectives and for "spending that is consistent with the budget unit's prioritization." First sponsor: Sen. Martin. Others: Sen. Jarrett.	**Date Last Action** 4/19 Senate concurred in House amendments and passed on final reading 17-11; ready for governor.
S1189 BUDGET PROCESS; REVENUE REPORTING All state agencies, political subdivisions, community colleges and universities must report to JLBC by Nov 15 annually the aggregate of all revenue received during the prior fiscal year, including state, federal and private funds. The Supt of Public Instruction shall supply JLBC with similar data on behalf of each school district. First sponsor: Sen. Martin. Others: Sen. Burns.	**Date Last Action** 4/28 passed House 42-14; ready for Senate action on House amendments.
S1231 STATE LAND TRANSFER ~~FIRE DISTRICTS; ANNEXATION~~ **S/E** The state Land Department is directed to transfer a 28.6-acre parcel along the Gila River between Buckeye and Goodyear to the Game and Fish Department. The	**Date Last Action** 4/18 signed by governor. Chap. 99, Laws 2005.

DIED
PASSED

BILLS	BILL STATUS
transfer is to be completed within 10 days of the effective date.	
S1235 WATER; CAGRD OMNIBUS Amendments to statutes relating to CAGRD (the Central Arizona Groundwater Replenishment District, which is a division of the Central Arizona Water Conservation District, which manages the Central Arizona Project), include these: if a municipal provider terminates water service and fails to pay the replenishment tax levied by a conservation district, another provider cannot commence service of groundwater without paying the taxes (exemptions); real estate commissioner may authorize sale or lease of subdivided lands only if activation fees have been paid; if a municipal provider has been designated as having an assured water supply and the designation terminates while the provider's service area is a member area of a conservation district, the provider must continue to comply "with the consistency with management goal requirements" (sic) as if the designation still were in effect; district must make reasonable estimate of projected replenishment obligations for 100 years; a method for calculating establishment and maintenance of district replenishment reserve is prescribed. First sponsor: Sen. Flake.	**Date Last Action** 4/25 signed by governor. Chap. 198, Laws 2005.
S1266 OUTSOURCING; STATE JOBS A state agency, board, commission or department is prohibited from outsourcing any state job either directly or indirectly to any location outside the US. First sponsor: Sen. Soltero. DIED	**Date Last Action** 1/26 referred to Senate gov.
S1333 ANIMAL AND ECOLOGICAL TERRORISM Animal terrorism and ecological terrorism are defined and classified as either a class 2 or class 4 felony, depending on whether serious physical injury resulted. Each is added to the definition of "racketeering" if the act resulted in a risk of serious physical injury or death. Requires violators to register with the local sheriff and to obtain an ID annually from the Dept of Transportation with proof of address. First sponsor: Sen. Verschoor. ***Same as HB2295** VETOED	**Date Last Action** 3/15 VETOED
S1336 RURAL WATER LEGISLATIVE STUDY COMMITTEE A 10-member Rural Water Legislative Study Committee is established to evaluate information concerning availability and uses of water in rural	**Date Last Action** 4/26 House adopted conference report #4630. Awaits Senate adoption and final vote in both houses.

BILLS	BILL STATUS
Arizona, review opportunities to develop alternative supplies and for the reuse of water. membership comprised of 6 legislators and 4 public members: one representing rural counties; one representing rural municipalities; one representing agriculture; and one representing natural resources conservation districts. Report is due by Dec 31, 2006. First sponsor: Sen. Flake.	
S1362 GAME & FISH LICENSES; VOTER REGISTRATION LINK If the Game & Fish Commission authorizes hunting and fishing licenses to be sold at its Internet website, the site must also contain a link to official voter registration websites maintained by the state or county. First sponsor: Sen. Harper. DIED	**Date Last Action** 2/9 Senate nat res-rural held.
S1366: RETIREMENT; MINIMUM EMPLOYER CONTRIBUTION The minimum amount that employers of members of three state retirement plans (EORP, ASPRS and CORP) must contribute towards their employees' retirement is changed to a percentage left blank in the original bill. Currently, EORP and ASPRS employers contribute an amount equal to 2% of the person's salary; CORP employers contribute 4%. Sponsor: Sen. Martin.	**Date Last Action** 4/19 Senate concurred in House amendments and passed on final reading 27-1; ready for governor.
S1374: RETIREMENT; PSPRS; REVERSE DEFERRED A reverse deferred retirement option plan is established in the Public Safety Personnel Retirement System. First sponsor: Sen. Huppenthal. DIED	**Date Last Action** 2/24 Senate fin held.
S1449: PROCUREMENT SERVICES OUTSOURCING It is illegal for a state governmental unit to award a contract to a contractor who performs the work at a site outside the United States. First sponsor: Sen. Hale. DIED	**Date Last Action** 2/1 referred to Sen ate gov.
S1455 ADEQ; CONTINUATION ~~(AGENCY INSPECTION REPORT; DEFICIENCY)~~ A government agency inspecting regulated premises must (prev "may") give the regulated person an opportunity to correct a deficiency. Sponsor: Sen. Flake.	**Date Last Action** 4/28 Senate concurred in House amendments and passed on final reading 27-3; ready for governor.
S1475: PUBLIC OFFICERS; PERSONAL ACTION; LIABILITY In some situations, a person is liable for injury to a peace officer, fire fighter or emergency medical DIED	**Date Last Action** 2/21 Senate jud held.

BILLS	BILL STATUS
personnel for injury caused not only by wilful act but by failure to identify immediate and known hazards on the person's property. First sponsor: Sen. Huppenthal.	
S1498: PUBLIC RECORDS; REQUESTORS; LAWSUITS A public body shall not seek declaratory judgment against a requestor of public records unless the requestor consents to the civil action in order to settle a dispute over the requestor's right to inspect or copy the public records. First sponsor: Sen. Martin. DIED	**Date Last Action** 2/17 Senate gov held.
S1499 PUBLIC RECORDS; PUBLIC ACCESS ~~(PUBLIC ACCESS COUNSELOR)~~ The office of public access counselor is established in the department of library, archives and public records. The dept director appoints the counselor who shall be a practicing attorney. The office is to administer a program to train public officials and the public on the rights involved under public access laws. A person or public agency may request an advisory opinion on interpretation of public access laws. An advisory committee on public access to government is established as a subcommittee of the state library advisory board. First sponsor: Sen. Martin.	**Date Last Action** 4/7 from House appro P do pass.
S1500: TRUST LAND REFORM; TEACHER CAREER LADDER **S/E** When the state land dept notifies a municipality or county that it intends to amend a conceptual plan for state trust land, the planning department of the municipality or county must cooperate in amending the plan. A mediation procedure is established if the state and the planning agency cannot agree on how to integrate the changes in trust land with the general plan. The land dept must be notified by a municipality or county that has state trust land within its borders if it is considering changes to its general plan that may affect trust land. If a municipality or county contains a high noise or accident potential zone associated with a military airport and has state trust land within its borders, it must include the land dept in its consultations on amendments to its general plan. Additionally, the career ladder program for teachers in the state closes to new participants on June 30, 2005. Monies from the sale and lease of state trust land that are earmarked for public schools are designated for additional bonuses for classroom teachers. The makeup of the department's special inventory of trust land in DIED	**Date Last Action** 2/24 from Senate nat res-rural with amend #3525. Further referred to appro.

BILLS	BILL STATUS
Pima and Maircopa Counties that is available to be considered for sale or lease is changed to include only trust land within one mile of a city of fewer than 10,000 people or within 3 miles of a city of 10,000 or more. References to trust land being classified as suitable for conservation are deleted. Provisions are added to allow exchange of trust land for conservation purposes. More. 48 pp. First sponsor: Sen. Flake.	
SCR1039: STATE TRUST LAND REFORM The 2006 general election ballot is to carry the question of amending state constitutional provisions on state trust lands to require 35-day advance posting of auctions on the official web site, to reduce the requirement for newspaper publication to five times from ten, to allow granting of public rights of way or open space (conditions prescribed) without auction and to allow exchanges of state trust land under prescribed circumstances. First sponsor: Sen. Flake.	**Date Last Action** 2/3 referred to Senate nat res-rural.

DIED

POSTED CALENDARS AND COMMITTEE HEARINGS

No hearings, calendars, or amendments posted.

LEGEND

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
HB 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
SB Senate Bill
S/E Strike Everything Amendment
Sen. Senate
SHR Senate Hearing Room
WM Ways and Means Committee

The weekly legislative report is available on-line at the AGFD Web site:

If you have questions relating to legislation, please contact AGFD Legislative Liaison Anthony Guiles at (602) 789-3280 or via email at aguiles@azgfd.gov

ARIZONA GAME AND FISH DEPARTMENT

2221 West Greenway Road
Phoenix, AZ 85023
(602) 789-3290

On the web
WWW.AZGFD.GOV