



CONSERVE AND PROTECT

# LEGISLATIVE WEEKLY REPORT

Friday May 10<sup>th</sup>, 2019

Day of Session: 117

<u>Legislation</u>		<u>Memorial / Resolution</u>	
Bills Posted:	1289	Posted:	100
Bills Passed:	244	Passed:	19
Bills Vetoed:	6		
Bills Signed:	199		

## Legislative News:

The legislative session continues into May this week, with negotiations on the state budget taking place. Worth noting: members see a reduction of their per diem compensation to \$10 per day after the 120<sup>th</sup> day of session. The Department continues to monitor legislation and conference committee amendments as we wait for the introduction of budget bills.

Commission supported bills have been progressing. House Bill 2272, extending residency to the dependent children of military parents was signed by the Governor on April 11<sup>th</sup> and will become law on the General Effective Date. House Bill 2433, eliminating the definition of "trophy" from statute passed Senate Third Read with the overwhelming bipartisan support of 25 members. The bill is currently awaiting the Governor's signature and once enacted will give the Game and Fish Commission greater flexibility in recovering loss of state wildlife resources.

We would like to thank the Arizona Sportsmen for Wildlife Conservation for their efforts, starting with bringing this language to Representative Cobb for her sponsorship and continuing their advocacy throughout the process; the Arizona Wildlife Federation for their engagement and supporting testimony during committee hearings; and Representative Cobb for her dedication as a sponsor.

TY E. GRAY, DIRECTOR

5000 W. Carefree Highway · Phoenix, AZ 85086 · azgfd.gov



CONSERVE AND PROTECT

# ARIZONA GAME AND FISH DEPARTMENT WEEKLY LEGISLATIVE UPDATE

## COMMISSION SUPPORTED LEGISLATION

### HB2272 G&F; RESIDENT; DEFINITION ([As Introduced](#))

**Summary:** While statute specifically extends residency for purposes of the big game draw to a member of the armed forces of the United States on active duty who is stationed in another state or country but lists this state as their home of record, that statute is silent on the residency status of dependent children of that person. This measure would extend residency privileges to the youth dependents of active duty service members who qualify as residents of Arizona.

**Sponsor:** Representative Timothy Dunn, District 13

**Disposition:** House of Representatives Third Read 2/14/2019 **PASSED** 59-1-0-0

Senate Third Read 4/4/2019 **PASSED** 29-0-1-0

**SIGNED BY GOVERNOR**

### HB2433 G&F; TROPHY DEFINITION; REPEAL ([As Introduced](#))

**Summary:** Deletes the definition of "trophy" from game and fish statutes. The civil penalty for the unlawful taking, wounding or possessing a trophy animal applies only to bighorn sheep and bison, and animals that were previously defined as trophy due to antler size are grouped with their species for the purpose of the civil penalties.

**Sponsor:** Representative Regina Cobb, District 5

**Disposition:** House of Representatives Third Read 2/25/2019 **PASSED** 44-16-0-0

Senate Third Read 5/6/2019 **PASSED** 25-4-1-0

### HCM2005 NATIONAL MONUMENT DESIGNATION; OPPOSITION ([As Introduced](#))

**Summary:** The Legislature urges the U.S. Congress to decline to designate the Great Bend of the Gila River and the surrounding areas as a national monument. The Secretary of State is directed to transmit copies of this memorial to the President of the U.S., the President of the U.S. Senate, the Speaker of the U.S. House, each member of Congress from Arizona, the Secretary of the Interior and the Governor.

**Sponsor:** Representative Gail Griffin, District 14

**Disposition:** House of Representatives Third Read 2/14/2019 **PASSED** 31-29-0-0

Senate Third Read 4/4/2019 **PASSED** 16-13-1-0

**TRANSMITTED TO SECRETARY OF STATE**

### HCM2007 ADMINISTRATIVELY RECOMMENDED WILDERNESS; URGING CONGRESS ([As Introduced](#))

**Summary:** The Legislature urges the U.S. Congress to act to prohibit federal agencies from recommending and identifying Arizona's public lands as wilderness areas without express congressional consent and state and local consent. 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 and each member of Congress from Arizona.

**Sponsor:** Representative Gail Griffin, District 14

**Disposition:** Senate Third Read 4/4/2019 **PASSED** 16-13-1-0

**TRANSMITTED TO SECRETARY OF STATE**



CONSERVE AND PROTECT

# ARIZONA GAME AND FISH DEPARTMENT WEEKLY LEGISLATIVE UPDATE

## OTHER BILLS OF INTEREST

### HB2131 STATE AGENCIES; CITIZEN PORTAL; ACCESS ([House Engrossed](#))

**Summary:** Each "state agency" (defined) that collects personal information from any person is required to establish a citizen portal, which must be a secure online website that allows a person to access the person's personal information that the state agency collects and to correct any error in the person's personal information.

**Sponsor:** Representative Bob Thorpe, District 6

**Disposition:** House of Representatives Third Read 2/26/2019 **PASSED** 33-26-1-0  
Senate Government 3/18/2019 **DO PASS AMENDED** 4-3-0-0

### HB2182 PERMIT; LICENSE; DENIALS; AGENCY HEARING ([Senate Engrossed](#))

**Summary:** In any case in which a license or permit is required before a person engages in any constitutionally protected activity, a municipality, county or agency is required to specify in clear and unambiguous language the criteria for approval of a license or permit unless the criteria are established by federal law. A court of competent jurisdiction is required to determine whether the language is clear and unambiguous. The appropriate agency is required to approve or deny the license or permit application within 30 days after the application is submitted unless another period of time is specified by law. A hearing in a contested case may be conducted in an informal manner if the parties agree to an informal hearing, if the agency is authorized by statute to use an informal hearing, if there is no disputed issue of material fact, or if the disputed issue of material fact involves \$1,000 or less. If a party objects to an informal hearing, the presiding officer is required to resolve the objection on the basis of the pleadings. The presiding officer may deny the use of an informal hearing or may require a formal hearing after an informal hearing is commenced if s/he determines that cross-examination is necessary. In an informal hearing, the presiding officer regulates the course of the hearing and may limit or prohibit specified aspects of the hearing.

**Sponsor:** Representative Travis Grantham, District 12

**Disposition:** House of Representatives Third Read 2/14/2019 **PASSED** 31-29-0-0  
Senate Third Read 5/06/2019 **FAILED** 15-14-1-0

### HB2271 PUBLIC LANDS DAY; HOLIDAY ([As Introduced](#))

**Summary:** The first Saturday in April of each year shall be observed as Public Lands Day. Public Lands Day is not a legal holiday.

**Sponsor:** Representative Timothy Dunn, District 13

**Disposition:** House of Representatives Third Read 2/14/2019 **PASSED** 60-0-0-0  
Senate Third Read 4/23/2019 **PASSED** 30-0-0-0

**SIGNED BY GOVERNOR**

### H2557: PUBLIC LANDS; FEDERAL GOVERNMENTS; STUDY ([House Engrossed](#))

**Summary:** Establishes the Arizona Department of Public Land Management, the Public Land Management Fund, the Joint Legislative Committee on Public Land Management and the Joint Study Committee on Forgone Tax Revenue from Public Lands Held by the Federal Government. [Added by [committee amendment](#)]



CONSERVE AND PROTECT

## ARIZONA GAME AND FISH DEPARTMENT WEEKLY LEGISLATIVE UPDATE

The 8-member Joint Study Committee on Forgone Tax Revenue from Public Lands Held by the Federal Government is established to provide a forum for persons to express their concerns about public lands held by the federal government in Arizona and the federal government's failure to make payments in lieu of taxes, and to make administrative and legislative recommendations about public lands held by the federal government in Arizona and possible future payments in lieu of taxes. The Committee is required to issue a request for proposal for a comprehensive inventory and appraisal of public lands held by the federal government by a licensed qualified appraiser. The total cost of the comprehensive inventory and appraisal cannot exceed \$1 million. Any unused portion of "the appropriation amount" reverts to the state general fund. The Committee is required to submit a report of its findings and recommendations to the Governor and the Legislature by December 31, 2021, and self-repeals October 1, 2022. Appropriates \$1 million from the general fund in FY2019-20 to the Committee for the comprehensive inventory and appraisal of public lands held by the federal government in Arizona.

**Sponsor:** Representative Mark Finchem, District 11

**Disposition:** Senate Natural Resources & Energy 3/6/2019 **DO PASS** 7-0-0-0  
Senate Appropriations 4/4/2019 **DO PASS AMENDED** 7-4-0-0

### **HB2580 APPROPRIATION; INVASIVE VEGETATION ERADICATION; GRANTS ([House Engrossed](#))**

**Summary:** Establishes the Nonnative Vegetative Invasive Species Eradication Fund and appropriates \$5 million from the general fund in each of FY2019-20 and FY2020-21 to the Fund for grants for nonnative vegetative invasive species eradication projects. The Department of Forestry and Fire Management is required to provide grants to other state agencies, municipalities, counties, Indian tribes and other political subdivisions for nonnative vegetative invasive species eradication projects that meet specified requirements, and to establish application procedures for grants. The Dept is required to submit a semiannual report on the Fund to the Governor and the Legislature.

**Sponsor:** Representative Joanne Osborne

**Disposition:** House of Representatives Third Read 2/28/2019 **PASSED** 60-0-0-0  
Senate Appropriations 3/19/2019 **DO PASS AMENDED** 8-0-1-0

### **HB2701 STATE PARKS; LOTTERY; HERITAGE FUND ([House Engrossed](#))**

**Summary:** Of the monies remaining in the State Lottery Fund each fiscal year after statutory appropriations and deposits and after the \$10 million deposit in the Game and Fish Commission Heritage Fund, \$10 million must be deposited in the Arizona State Parks Board (ASPB) Heritage Fund established by this legislation. The ASPB is required to spend monies in the ASPB Heritage Fund for specified purposes in specified percentages. The ASPB is required to submit an annual report to the Legislature by December 31 of each year that includes specified information on Fund expenditures. The Auditor General is required to conduct a performance audit of the Fund at the same time any agency performance audit of the ASPB is conducted.

**Sponsor:** Representative Joanne Osborne, District 13

**Disposition:** House of Representatives Third Read 2/28/2019 **PASSED** 53-7-0-0

### **SB1241 STATE PARKS BOARD; HERITAGE FUND ([As Introduced](#))**

**Summary:** Establishes the Arizona State Parks Heritage Fund to be administered by the Arizona State Parks Board. The Board is required to establish criteria for the use of monies in the Fund and monies in the Fun are required to be used for specified purposes in specified percentages. By December 31 of each year, the Board is required to submit a report to the Legislature that includes specified information on Fund expenditures. The Auditor General is required to conduct a



CONSERVE AND PROTECT

# ARIZONA GAME AND FISH DEPARTMENT WEEKLY LEGISLATIVE UPDATE

performance audit of the Fund at the same time any agency performance audit of the Board is conducted. Contains a legislative intent section.

**Sponsor:** Senator Kate Brophy McGee, District 28

**Disposition:** House Natural Resources, Energy & Water 3/19/2019 **DO PASS** 10-0-3-3  
House Committee of the Whole 3/25/2019 **APPROVED**

## **SBI482 STATE AGENCIES; FEE INCREASE; LIMIT ([Senate Engrossed](#))**

**Summary:** Except with prior review by the Joint Legislative Budget Committee, state agencies are prohibited from increasing a fee in an amount that exceeds the percentage of change in the average consumer price index as published by the U.S. Department of Labor between the figure for the latest calendar year and the calendar year in which the last fee increase occurred.

**Sponsor:** Senator J.D. Mesnard, District 17

**Disposition:** House Government 3/28/2019 **DO PASS AMENDED** 6-5-0-0  
Hearing: House Appropriations 4/3/2019 **DO PASS** 6-5-0-0

## **HR2001 GRAND CANYON PARK; 100TH ANNIVERSARY ([Transmitted to Secretary of State](#))**

**Summary:** The members of the House of Representatives recognize the 100th anniversary of Grand Canyon National Park as an occasion to celebrate its incredible impact on Arizona and to inspire future generations to experience and protect the Park.

**Sponsor:** Representative TJ Shope, District 8

**Disposition:** House of Representatives 2/26/2019 **UNANIMOUSLY ADOPTED**  
**TRANSMITTED TO SECRETARY OF STATE**

## **HCM2002 URGING ERADICATION; SALT CEDARS; WATERWAYS ([As Introduced](#))**

**Summary:** The Legislature urges the U.S. Congress to appropriate monies to Arizona to eradicate salt cedars from Arizona waterways, and urges the U.S. Department of the Interior and the U.S. Department of Agriculture to develop innovative solutions to control the proliferation of salt cedars. The Secretary of State is directed to transmit copies of this memorial to the President of the U.S., the President of the U.S. Senate, the Speaker of the U.S. House, the Secretary of the U.S. Department of the Interior, the Secretary of the U.S. Department of Agriculture, and each member of Congress from Arizona.

**Sponsor:** Representative Gail Griffin, District 14

**Disposition:** Senate Water & Agriculture 3/14/2019 **DO PASS** 6-1-0-0  
Senate Committee of the Whole 3/25/2019 **APPROVED**

## **HCR2019 SUPPORT; WATER AND FOREST MANAGEMENT ([House Engrossed](#))**

**Summary:** The members of the Legislature express their support of a reasonable and prudent multiple-use forest management policy to improve our nation's forest health.

**Sponsor:** Representative Gail Griffin, District 14

**Disposition:** Senate Water & Agriculture 3/14/2019 **DO PASS** 4-3-0-0  
Senate Committee of the Whole 4/3/2019 **APPROVED**

## **SCM1002 FEDERAL LANDS; FORGONE REVENUE; EDUCATION ([Senate Engrossed](#))**

**Summary:** The Legislature urges the U.S. Congress to establish an objective standard for calculating the value of Payment in Lieu of Taxes (PILT) payments that are equivalent to the tax



CONSERVE AND PROTECT

## ARIZONA GAME AND FISH DEPARTMENT WEEKLY LEGISLATIVE UPDATE

revenue Arizona, political subdivisions and school districts would otherwise be able to generate but for federal control of Arizona lands, and to provide full, timely and sustainable long-term funding for the PILT program. 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 and each member of Congress from Arizona.

**Sponsor:**

Senator Sylvia Allen, District 6

**Disposition:**

Senate Third Read 2/4/2019 **PASSED** 30-0-0-0

House Third Read 3/14/2019 **PASSED** 32-27-1-0

**TRANSMITTED TO SECRETARY OF STATE**



CONSERVE AND PROTECT