

State of Arizona
Senate
Fifty-first Legislature
First Regular Session
2013

SENATE BILL 1223

AN ACT

AMENDING SECTIONS 5-321, 5-322 AND 5-327, ARIZONA REVISED STATUTES; AMENDING TITLE 5, CHAPTER 3, ARTICLE 3, ARIZONA REVISED STATUTES, BY ADDING SECTION 5-328; AMENDING SECTION 17-101, ARIZONA REVISED STATUTES; REPEALING SECTION 17-270, ARIZONA REVISED STATUTES; AMENDING SECTIONS 17-271, 17-272, 17-331 AND 17-332, ARIZONA REVISED STATUTES; REPEALING SECTION 17-333, ARIZONA REVISED STATUTES; AMENDING TITLE 17, CHAPTER 3, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING A NEW SECTION 17-333; REPEALING SECTION 17-333.01, ARIZONA REVISED STATUTES; AMENDING TITLE 17, CHAPTER 3, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING A NEW SECTION 17-333.01; AMENDING SECTION 17-333.02, ARIZONA REVISED STATUTES; REPEALING SECTION 17-333.03, ARIZONA REVISED STATUTES; AMENDING SECTIONS 17-335, 17-335.01, 17-336, 17-338, 17-344, 17-345, 17-346 AND 41-1005, ARIZONA REVISED STATUTES; RELATING TO GAME AND FISH.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 5-321, Arizona Revised Statutes, is amended to
3 read:

4 5-321. Numbering; registration fees; exemption from taxation;
5 penalty; procedures

6 A. Except as provided in section 5-322, the owner of each motorized
7 watercraft requiring numbering by this state shall file an application for a
8 registration number with the department, or its agent, on forms approved by
9 the department. Except as provided by rule adopted by the commission, the
10 application shall be signed by the owner of the motorized watercraft and
11 shall be accompanied by a registration fee. ~~levied at the following rates:~~
12 AFTER THE EFFECTIVE DATE OF THIS AMENDMENT TO THIS SECTION, THE COMMISSION
13 SHALL ESTABLISH BY RULE A REGISTRATION FEE FOR EACH MOTORIZED WATERCRAFT
14 REQUIRING NUMBERING BY THIS STATE.

- 15 ~~1. Twelve feet and less \$20.00~~
16 ~~2. Twelve feet one inch through sixteen feet \$22.00~~
17 ~~3. Sixteen feet one inch through twenty feet \$30.00~~
18 ~~4. Twenty feet one inch through twenty-six feet \$35.00~~
19 ~~5. Twenty-six feet one inch through thirty-nine feet \$39.00~~
20 ~~6. Thirty-nine feet one inch through sixty-four feet \$44.00~~
21 ~~7. Sixty-four feet one inch and over \$66.00~~

22 B. Pursuant to article IX, section 16, Constitution of Arizona,
23 watercraft are exempt from ad valorem property tax and from license taxes in
24 lieu of property tax.

25 C. The length of the motorized watercraft shall be measured from the
26 most forward part of the bow excluding the bowsprit or jibboom, over the
27 centerline to the rearmost part of the transom excluding sheer, outboard
28 motor, rudder, handles or other attachments.

29 D. The commission may assess an additional registration fee, to be
30 collected at the same time and in the same manner as the registration fee
31 imposed by subsection A of this section. The amount of the additional fee
32 shall be determined by the commission and may be imposed in different amounts
33 with respect to resident and nonresident owners. An additional registration
34 fee under this subsection is to be used solely for the purpose of the lower
35 Colorado river multispecies conservation program under section 48-3713.03.

36 E. ~~Upon~~ ON receipt of the application in approved form with the
37 applicable fees, the department or its agent shall enter the application on
38 the records of its office and issue to the applicant two current annual
39 decals and a certificate of number stating the number issued to the
40 watercraft and the name and address of the owner. The owner shall display
41 the assigned number and the current annual decals in such manner as may be
42 prescribed by rules of the commission. The number and decals shall be
43 maintained in legible condition. The certificate of number or commission
44 approved proof of valid certificate of number, except as provided in section
45 5-371, shall be available at all times for inspection by a peace officer

1 whenever the watercraft is in operation. No number issued by another state
2 or the United States coast guard, unless granted exemption or exception
3 pursuant to this chapter, shall be displayed on the watercraft.

4 F. No person may operate a motorized watercraft on the waterways of
5 this state unless the watercraft displays the assigned number and current
6 annual decals or the person is in possession of a valid thirty-day temporary
7 registration as prescribed by this article.

8 G. No motorized watercraft shall be purchased, sold or otherwise
9 transferred without assignment by the owner of the current numbering
10 certificate or other documentation as may be prescribed by rules of the
11 commission. Within fifteen days after such transfer, the person to whom such
12 transfer is made shall make application to the department to have the
13 motorized watercraft registered in the person's name by the department, for
14 which the department shall charge a transfer fee ~~of four dollars~~ AS
15 PRESCRIBED IN RULE BY THE COMMISSION. The department shall not issue or
16 transfer a numbering certificate for a motorized watercraft to a person who
17 is subject to the use tax under title 42, chapter 5, article 4 unless the
18 applicable tax has been paid as shown by a receipt from the collecting
19 officer. Persons doing business as marine dealers and licensed as such by
20 this state are not required to register in their name any watercraft in their
21 possession that may be offered for resale.

22 H. In the event of the loss or destruction of the certificate of
23 number or annual decal, the department shall issue a duplicate to the owner
24 ~~upon~~ ON payment of a fee ~~of two dollars~~ AS PRESCRIBED IN RULE BY THE
25 COMMISSION.

26 I. The department may issue any certificate of number directly or may
27 authorize any person to act as agent for the issuance of the certificate of
28 number in conformity with this chapter and with any rules of the commission.
29 An agent that contracts with the commission to renew certificates of number
30 by telecommunication may impose additional fees for the services as provided
31 in the contract.

32 J. The owner shall furnish to the department notice of the transfer of
33 all or any part of the owner's interest other than the creation of a security
34 interest in a motorized watercraft numbered in this state pursuant to this
35 chapter or of the destruction or abandonment of such watercraft within
36 fifteen days. Such transfer, destruction or abandonment shall terminate the
37 certificate of number of such watercraft, except that in the case of a
38 transfer of a part interest that does not affect the owner's right to operate
39 such watercraft, the transfer shall not terminate the certificate of number.

40 K. Any holder of a certificate of number shall notify the department
41 within fifteen days if the holder's address no longer conforms to the address
42 appearing on the certificate and, as a part of such notification, shall
43 furnish the department with the holder's new address. The commission may
44 provide in its rules for the surrender of the certificate bearing the former
45 address and its replacement with a certificate bearing the new address or the

1 alteration of an outstanding certificate to show the new address of the
2 holder.

3 L. On renewal of any motorized watercraft registration that has not
4 been renewed by the current expiration date, the department shall assess a
5 penalty unless the watercraft ownership has been transferred and the
6 watercraft was not registered subsequent to the expiration date. The
7 commission shall establish the penalty ~~that shall not exceed fifteen dollars~~
8 **BY RULE**. If more than twelve months have lapsed since the expiration date of
9 the last registration or renewal, the penalty and back fees are waived.

10 Sec. 2. Section 5-322, Arizona Revised Statutes, is amended to read:

11 **5-322. Motorized watercraft to be numbered; exceptions**

12 A. All motorized watercraft whether underway, moored or anchored on
13 the waters within the boundaries of the state shall be numbered in accordance
14 with this chapter or rules of the commission in accordance with the federally
15 approved numbering system except:

16 1. Foreign watercraft temporarily using the waters of the state.

17 2. Military or public vessels of the United States, except
18 recreational type public vessels.

19 3. Watercraft used solely as lifeboats.

20 4. Undocumented watercraft operating under a valid temporary
21 certificate issued pursuant to rules adopted by the commission.

22 5. Documented watercraft numbered in accordance with the regulations
23 of the United States coast guard.

24 B. Motorized watercraft owned and operated exclusively by the state or
25 by any political subdivision of the state shall be numbered, but no
26 registration fee shall be paid on the watercraft.

27 C. All owners of motorized watercraft when in the course of interstate
28 operation displaying a current and valid number issued under an approved
29 federal numbering system of the United States coast guard, a state, the
30 Commonwealth of Puerto Rico, the Virgin Islands, Guam or the District of
31 Columbia shall register such watercraft with the department ~~prior to~~ **BEFORE**
32 the expiration of the reciprocity period prescribed by rules of the
33 commission.

34 D. All motorized watercraft, when in the course of interstate
35 operation and not required to be numbered in their state of principal
36 operation, shall comply with the requirements of subsection C of this
37 section.

38 E. When this state becomes the new state of principal operation of a
39 motorized watercraft displaying a current number issued under a federally
40 approved numbering system, the validity of such number shall be recognized
41 for a period of ninety days. ~~Upon~~ **ON** expiration of the ninety-day period and
42 ~~prior to~~ **BEFORE** any subsequent use, the owner shall number any motorized
43 watercraft pursuant to section 5-321.

44 F. Each dealer or manufacturer in this state engaged in the sale of
45 motorized watercraft using the watercraft for demonstration shall obtain one

1 or more dealer watercraft certificates of number with the current validating
2 decals. Applications, FEES FOR EACH CERTIFICATE OF NUMBER AND ACCOMPANYING
3 CURRENT DECALS, renewal and display of certificates of number shall be as
4 prescribed in this chapter or by rules of the commission, ~~except that the~~
5 ~~annual fee will be two dollars fifty cents for each certificate of number and~~
6 ~~accompanying current decals.~~

7 Sec. 3. Section 5-327, Arizona Revised Statutes, is amended to read:
8 5-327. Nonresident boating safety infrastructure fees

9 A. In accordance with section 5-326, the commission shall assess a
10 nonresident boating safety infrastructure fee for each watercraft registered
11 in this state by a nonresident as defined in section 5-301. The fees
12 assessed pursuant to this section shall be paid in addition to the fees
13 required pursuant to section 5-321.

14 B. For the purposes of section 5-326, subsection A, the commission
15 shall establish ~~the following~~ nonresident boating safety infrastructure fees.
16 ~~for the following watercraft:~~ AFTER THE EFFECTIVE DATE OF THIS AMENDMENT TO
17 THIS SECTION, THE COMMISSION SHALL ESTABLISH BY RULE A NONRESIDENT BOATING
18 SAFETY INFRASTRUCTURE FEE FOR EACH WATERCRAFT REGISTERED IN THIS STATE BY A
19 NONRESIDENT.

20	1. Twelve feet and less	\$ 80.00
21	2. Twelve feet one inch through sixteen feet	\$ 88.00
22	3. Sixteen feet one inch through twenty feet	\$192.00
23	4. Twenty feet one inch through twenty-six feet	\$224.00
24	5. Twenty-six feet one inch through thirty-nine feet	\$253.00
25	6. Thirty-nine feet one inch through sixty-four feet	\$286.00
26	7. Sixty-four feet one inch and over	\$429.00

27 C. The length of the motorized watercraft shall be measured in the
28 same manner prescribed in section 5-321, subsection C.

29 D. Unless the person or watercraft qualifies for an exemption pursuant
30 to section 5-326, no person who is subject to this section shall operate or
31 grant permission to operate a watercraft within the boundaries of this state
32 unless that watercraft displays a valid nonresident boating safety
33 infrastructure decal in conformance with the rules adopted pursuant to
34 section 5-326.

35 Sec. 4. Title 5, chapter 3, article 3, Arizona Revised Statutes, is
36 amended by adding section 5-328, to read:

37 5-328. Fee limitation

38 THE DEPARTMENT MAY ESTABLISH FEES PURSUANT TO SECTIONS 5-321, 5-322 AND
39 5-327, BUT THE TOTAL AMOUNT OF FEES COLLECTED IN ANY FISCAL YEAR MAY NOT
40 EXCEED FIFTY PER CENT MORE THAN THE AMOUNT APPROPRIATED FROM THE WATERCRAFT
41 LICENSING FUND FOR FISCAL YEAR 2012-2013.

42 Sec. 5. Section 17-101, Arizona Revised Statutes, is amended to read:

43 17-101. Definitions

44 A. In this title, unless the context otherwise requires:

- 1 1. "Angling" means the taking of fish by one line and not to exceed
2 two hooks, by one line and one artificial lure, which may have attached more
3 than one hook, or by one line and not to exceed two artificial flies or
4 lures.
- 5 2. "Bag limit" means the maximum limit, in number or amount, of
6 wildlife that may lawfully be taken by any one person during a specified
7 period of time.
- 8 3. "Closed season" means the time during which wildlife may not be
9 lawfully taken.
- 10 4. "Commission" means the Arizona game and fish commission.
- 11 5. "Department" means the Arizona game and fish department.
- 12 6. "Device" means any net, trap, snare, salt lick, scaffold, deadfall,
13 pit, explosive, poison or stupefying substance, crossbow, firearm, bow and
14 arrow, or other implement used for taking wildlife. Device does not include
15 a raptor or any equipment used in the sport of falconry.
- 16 7. "Domicile" means a person's true, fixed and permanent home and
17 principal residence. Proof of domicile in this state may be shown as
18 prescribed by rule by the commission.
- 19 8. "Falconry" means the sport of hunting or taking quarry with a
20 trained raptor.
- 21 9. "Fishing" means to lure, attract or pursue aquatic wildlife in such
22 a manner that the wildlife may be captured or killed.
- 23 10. "Fur dealer" means any person engaged in the business of buying for
24 resale the raw pelts or furs of wild mammals.
- 25 11. "Guide" means a person who does any of the following:
26 (a) Advertises for guiding services.
27 (b) Holds himself out to the public for hire as a guide.
28 (c) Is employed by a commercial enterprise as a guide.
29 (d) Accepts compensation in any form commensurate with the market
30 value in this state for guiding services in exchange for aiding, assisting,
31 directing, leading or instructing a person in the field to locate and take
32 wildlife.
33 (e) Is not a landowner or lessee who, without full fair market
34 compensation, allows access to the landowner's or lessee's property and
35 directs and advises a person in taking wildlife.
- 36 12. "LICENSE CLASSIFICATION" MEANS A TYPE OF LICENSE, PERMIT, TAG OR
37 STAMP AUTHORIZED UNDER THIS TITLE AND PRESCRIBED BY THE COMMISSION BY RULE TO
38 TAKE, HANDLE OR POSSESS WILDLIFE.
- 39 ~~12-~~ 13. "License year" means the twelve-month period between January 1
40 and December 31, inclusive, OR A DIFFERENT TWELVE-MONTH PERIOD AS PRESCRIBED
41 BY THE COMMISSION BY RULE.
- 42 ~~13-~~ 14. "Nonresident", for the purposes of applying for a license,
43 permit, tag or stamp, means a citizen of the United States or an alien who is
44 not a resident.

1 ~~14.~~ 15. "Open season" means the time during which wildlife may be
2 lawfully taken.

3 ~~15.~~ 16. "Possession limit" means the maximum limit, in number or
4 amount of wildlife, ~~which~~ THAT may be possessed at one time by any one
5 person.

6 ~~16.~~ 17. "Resident", for the purposes of applying for a license,
7 permit, tag or stamp, means a person who is:

8 (a) A member of the armed forces of the United States on active duty
9 and WHO IS stationed in:

10 (i) This state for a period of thirty days immediately preceding the
11 date of applying for a license, permit, tag or stamp.

12 (ii) Another state or country but who lists this state as ~~their~~ THE
13 PERSON'S home of record at the time of applying for a license, permit, tag or
14 stamp.

15 (b) Domiciled in this state for six months immediately preceding the
16 date of applying for a license, permit, tag or stamp and who does not claim
17 residency privileges for any purpose in any other state or jurisdiction.

18 ~~17.~~ 18. "Road" means any maintained right-of-way for public
19 conveyance.

20 ~~18.~~ 19. "Statewide" means all lands except those areas lying within
21 the boundaries of state and federal refuges, parks and monuments, unless
22 specifically provided differently by commission order.

23 ~~19.~~ 20. "Take" means pursuing, shooting, hunting, fishing, trapping,
24 killing, capturing, snaring or netting wildlife or the placing or using of
25 any net or other device or trap in a manner that may result in the capturing
26 or killing of wildlife.

27 ~~20.~~ 21. "Taxidermist" means any person who engages for hire in the
28 mounting, refurbishing, maintaining, restoring or preserving of any display
29 specimen.

30 ~~21.~~ 22. "Traps" or "trapping" means taking wildlife in any manner
31 except with a gun or other implement in hand.

32 ~~22.~~ 23. "Wild" means, in reference to mammals and birds, those species
33 that are normally found in a state of nature.

34 ~~23.~~ 24. "Wildlife" means all wild mammals, wild birds and the nests or
35 eggs thereof, reptiles, amphibians, mollusks, crustaceans and fish, including
36 their eggs or spawn.

37 25. "YOUTH" MEANS A PERSON WHO IS UNDER EIGHTEEN YEARS OF AGE.

38 ~~24.~~ 26. "Zoo" means a commercial facility open to the public where the
39 principal business is holding wildlife in captivity for exhibition purposes.

40 B. The following definitions of wildlife shall apply:

41 1. Aquatic wildlife are all fish, amphibians, mollusks, crustaceans
42 and soft-shelled turtles.

43 2. Game mammals are deer, elk, bear, pronghorn (antelope), bighorn
44 sheep, bison (buffalo), peccary (javelina), mountain lion, tree squirrel and
45 cottontail rabbit.

1 3. Big game are wild turkey, deer, elk, pronghorn (antelope), bighorn
2 sheep, bison (buffalo), peccary (javelina), bear and mountain lion.

3 4. "Trophy" means:

4 (a) A mule deer buck with at least four points on one antler, not
5 including the eye-guard point.

6 (b) A whitetail deer buck with at least three points on one antler,
7 not including the eye-guard point.

8 (c) A bull elk with at least six points on one antler, including the
9 eye-guard point and the brow tine point.

10 (d) A pronghorn (antelope) buck with at least one horn exceeding or
11 equal to fourteen inches in total length.

12 (e) Any bighorn sheep.

13 (f) Any bison (buffalo).

14 5. Small game are cottontail rabbits, tree squirrels, upland game
15 birds and migratory game birds.

16 6. Fur-bearing animals are muskrats, raccoons, otters, weasels,
17 bobcats, beavers, badgers and ringtail cats.

18 7. Predatory animals are foxes, skunks, coyotes and bobcats.

19 8. Nongame animals are all wildlife except game mammals, game birds,
20 fur-bearing animals, predatory animals and aquatic wildlife.

21 9. Upland game birds are quail, partridge, grouse and pheasants.

22 10. Migratory game birds are wild waterfowl, including ducks, geese and
23 swans; sandhill cranes; all coots, all gallinules, common snipe, wild doves
24 and bandtail pigeons.

25 11. Nongame birds are all birds except upland game birds and migratory
26 game birds.

27 12. Raptors are birds that are members of the order of falconiformes or
28 strigiformes and include falcons, hawks, owls, eagles and other birds that
29 the commission may classify as raptors.

30 13. Game fish are trout of all species, bass of all species, catfish of
31 all species, sunfish of all species, northern pike, walleye and yellow perch.

32 14. Nongame fish are all the species of fish except game fish.

33 15. Trout means all species of the family salmonidae, including
34 grayling.

35 Sec. 6. Repeal

36 Section 17-270, Arizona Revised Statutes, is repealed.

37 Sec. 7. Section 17-271, Arizona Revised Statutes, is amended to read:
38 17-271. Wildlife endowment fund

39 A. ~~THE~~ wildlife endowment fund is established to be used by the
40 commission for wildlife conservation and management purposes. The fund
41 consists of:

42 1. Revenues from sales of lifetime ~~hunting and fishing~~ licenses as
43 ~~provided by section 17-335.01~~ AND BENEFACTOR LICENSES.

44 2. Gifts, grants and contributions specifically designated for the
45 fund.

1 3. Interest and investment income derived from monies in the fund as
2 provided by subsection C of this section.

3 B. Monies in the wildlife endowment fund are:

4 1. Subject to annual appropriation by the legislature pursuant to
5 section 35-143.01.

6 2. Exempt from lapsing under section 35-190.

7 C. The commission shall administer the wildlife endowment fund. On
8 notice from the commission the state treasurer shall invest and divest monies
9 in the wildlife endowment fund as provided by section 35-313, and monies
10 earned from investment shall be credited to the fund. On July 1 of each year
11 the department of administration shall transfer from the wildlife endowment
12 fund to the game and fish fund an amount equal to the interest and investment
13 income deposited in the wildlife endowment fund during the preceding fiscal
14 year.

15 Sec. 8. Section 17-272, Arizona Revised Statutes, is amended to read:

16 17-272. Voluntary contributions in lieu of property taxes

17 A. If the commission purchases real property and if the property was
18 subject to taxation, or was exempt from taxation under section 42-11114 or
19 42-11115, at the time of purchase, ~~then,~~ notwithstanding any other law, the
20 commission may make voluntary contributions of money to the state, the
21 county, the municipality, school districts, a community college district and
22 any other special taxing district organized under title 48 in which the
23 property is located. On or before April 1 of each year in which the
24 commission elects to make voluntary contributions under this section, the
25 commission shall notify the county assessor of the county in which the
26 property is located of its election to make a voluntary contribution pursuant
27 to this section. Contributions under this section:

28 1. May be made from the game, nongame, fish and endangered species
29 fund, the conservation development fund, ~~the waterfowl conservation fund,~~ the
30 Arizona game and fish commission heritage fund or any other source of monies
31 available to and budgeted by the commission, except that monies from the
32 heritage fund may be used only with respect to property acquired pursuant to
33 section 17-298.

34 2. Are subject to legislative appropriation if legislative
35 appropriation is required for the particular source of monies.

36 B. The department shall consult with the assessor of the county in
37 which the property is located and determine the assessed valuation of the
38 property and the amount of the contribution under this section. Each year
39 the contribution shall be computed assuming classification as class two
40 property pursuant to section 42-12002 and shall be valued each year as
41 agricultural land pursuant to section 42-13101. The assessed valuation used
42 to compute the contribution shall not be increased from one tax year to the
43 next tax year by more than two per cent.

44 C. The amount of the contribution shall be determined by applying the
45 current aggregate tax rate to the determined valuation.

1 D. The county treasurer shall collect and the commission shall pay the
2 amount of contribution under this section at the same time and in the same
3 manner as ad valorem property taxes are collected and paid.

4 E. The county treasurer shall distribute the monies received under
5 this section to the various taxing jurisdictions in which the property is
6 located in the same manner as property taxes are distributed.

7 F. This section does not apply to, and the commission shall not make
8 contributions with respect to, lands acquired for fish hatcheries, game
9 farms, firing ranges, reservoir sites, administrative sites or rights-of-way
10 to fishing waters.

11 Sec. 9. Section 17-331, Arizona Revised Statutes, is amended to read:
12 17-331. License or proof of purchase required; violation of
13 child support order

14 A. Except as provided by this title, **RULES PRESCRIBED BY THE**
15 **COMMISSION** or commission order, a person shall not take any wildlife in this
16 state without a valid license or a commission approved proof of purchase.
17 The person shall carry the license or proof of purchase and produce it ~~upon~~
18 **ON** request to any game ranger, wildlife manager or peace officer.

19 B. A certificate of noncompliance with a child support order issued
20 pursuant to section 25-518 invalidates any license or proof of purchase
21 issued to the support obligor for taking wildlife in this state and prohibits
22 the support obligor from applying for any additional licenses issued by an
23 automated drawing system under this title.

24 C. On receipt of a certificate of compliance with a child support
25 order from the court pursuant to section 25-518 and without further action:

26 1. Any license or proof of purchase issued to the support obligor for
27 taking wildlife that was previously invalidated by a certificate of
28 noncompliance and that has not otherwise expired shall be reinstated.

29 2. Any ineligibility to apply for any license issued by an automated
30 drawing system shall be removed.

31 Sec. 10. Section 17-332, Arizona Revised Statutes, is amended to read:
32 17-332. Form and contents of license; duplicate licenses;
33 period of validity

34 A. Licenses and license materials shall be prepared by the department
35 and **MAY BE** furnished and charged to dealers authorized to issue licenses.
36 The license shall be issued in the name of the department ~~and countersigned~~
37 ~~by an issuing dealer~~. Except as provided by rule adopted by the commission,
38 each license shall be signed by the licensee in ink on the face of the
39 license and any license not signed is invalid. With each license authorizing
40 the taking of big game the department shall provide such tags as the
41 commission may prescribe, which the licensee shall attach to the big game
42 animal in such manner as prescribed by the commission. The commission shall
43 limit the number of big game permits issued to nonresidents in a random
44 drawing to ten per cent or fewer of the total hunt permits, but in
45 extraordinary circumstances, at a public meeting the commission may increase

1 the number of permits issued to nonresidents in a random drawing if, on
2 separate roll call votes, the members of the commission unanimously:

3 1. Support the finding of a specifically described extraordinary
4 circumstance.

5 2. Adopt the increased number of nonresident permits for the hunt.

6 B. The commission shall issue with each license a shipping permit
7 entitling the holder of the license to a shipment of game or fish as provided
8 by article 4 of this chapter.

9 C. It is unlawful, except as provided by the commission, for any
10 person to apply for or obtain in any one license year more than one original
11 license permitting the taking of big game. A duplicate license or tag may be
12 issued by the department or by a license dealer if the person requesting such
13 license or tag furnishes the information deemed necessary by the commission.

14 ~~A fee of four dollars shall be collected for each duplicate license or tag~~
15 ~~issued.~~

16 D. No license or permit is transferable, nor shall such license or
17 permit be used by anyone except the person to whom such license or permit was
18 issued, except that:

19 1. A person may transfer the person's big game permit or tag to a
20 qualified organization for use by a minor child who has a life-threatening
21 medical condition or by a minor child who has a permanent physical
22 disability. The commission may prescribe the manner and conditions of
23 transferring and using permits and tags under this paragraph. If a
24 physically disabled child is under fourteen years of age, the child must
25 satisfactorily complete the Arizona hunter education course or another
26 comparable hunter education course that is approved by the director. For the
27 purposes of this paragraph:

28 (a) "Disability" means a permanent physical impairment that
29 substantially limits one or more of the child's major life activities
30 requiring the assistance of another person or a mechanical device for
31 physical mobility.

32 (b) "Qualified organization" means a nonprofit organization that is
33 qualified under section 501(c)(3) of the United States internal revenue code
34 and that affords opportunities and experiences to children with
35 life-threatening medical conditions or with physical disabilities.

36 2. A parent, grandparent or legal guardian may allow the parent's,
37 grandparent's or guardian's minor child or minor grandchild to use the
38 parent's, grandparent's or guardian's big game permit or tag to take big game
39 pursuant to the following requirements:

40 (a) The parent, grandparent or guardian must transfer the permit or
41 tag to the child in a manner prescribed by the commission.

42 (b) The parent or guardian must accompany the child in the field or,
43 if a grandparent allows a minor grandchild to use the grandparent's permit or
44 tag, the grandparent, the parent or the child's guardian must accompany the

1 child in the field. ~~In either case, the adult must be within fifty yards of~~
2 ~~the child when the animal is taken.~~

3 (c) The child must possess a ~~class F, class G, class K, class M or~~
4 ~~class N~~ VALID HUNTING license and, if under fourteen years of age, must
5 satisfactorily complete the Arizona hunter education course or another
6 comparable hunter education course that is approved by the director.

7 (d) Any big game that is taken counts toward the child's bag limit.

8 E. No refunds may be made for the purchase of a license or permit.

9 F. Licenses are valid for a license year ~~and expire on December 31~~
10 ~~except for special licenses issued by the commission, complimentary licenses~~
11 ~~as provided by section 17-336, resident and nonresident trapping licenses,~~
12 ~~sport falconry licenses and classes B, C and D licenses as provided in~~
13 ~~section 17-333 and lifetime class A, F and G licenses and lifetime trout~~
14 ~~stamps as provided in section 17-335.01. Trapping licenses are valid from~~
15 ~~July 1 through June 30 of the following year~~ AS PRESCRIBED IN RULE BY THE
16 COMMISSION. Lifetime licenses ~~and lifetime trout stamps~~ AND BENEFACTOR
17 LICENSES are valid for the lifetime of the licensee.

18 Sec. 11. Repeal

19 Section 17-333, Arizona Revised Statutes, is repealed.

20 Sec. 12. Title 17, chapter 3, article 2, Arizona Revised Statutes, is
21 amended by adding a new section 17-333, to read:

22 17-333. License classifications; fees; annual report; review

23 A. THROUGH JULY 1, 2019, THE COMMISSION SHALL PRESCRIBE BY RULE
24 LICENSE CLASSIFICATIONS THAT ARE VALID FOR THE TAKING OR HANDLING OF
25 WILDLIFE, FEES FOR LICENSES, PERMITS, TAGS AND STAMPS AND APPLICATION FEES.

26 B. THE COMMISSION MAY TEMPORARILY REDUCE OR WAIVE ANY FEE PRESCRIBED
27 BY RULE UNDER THIS TITLE ON THE RECOMMENDATION OF THE DIRECTOR.

28 C. ALL MONIES COLLECTED PURSUANT TO THIS SECTION SHALL BE DEPOSITED,
29 PURSUANT TO SECTIONS 35-146 AND 35-147, IN THE GAME AND FISH FUND ESTABLISHED
30 BY SECTION 17-261.

31 D. ON OR BEFORE DECEMBER 31 OF EACH YEAR, THE COMMISSION SHALL SUBMIT
32 AN ANNUAL REPORT TO THE PRESIDENT OF THE SENATE, THE SPEAKER OF THE HOUSE OF
33 REPRESENTATIVES, THE CHAIRPERSON OF THE SENATE NATURAL RESOURCES AND RURAL
34 AFFAIRS COMMITTEE AND THE CHAIRPERSON OF THE HOUSE OF REPRESENTATIVES ENERGY,
35 ENVIRONMENT AND NATURAL RESOURCES COMMITTEE, OR THEIR SUCCESSOR COMMITTEES,
36 THAT INCLUDES INFORMATION RELATING TO LICENSE CLASSIFICATIONS, FEES FOR
37 LICENSES, PERMITS, TAGS AND STAMPS AND ANY OTHER FEES THAT THE COMMISSION
38 PRESCRIBES BY RULE. ON OR BEFORE JULY 1, 2019 AND EACH FIFTH YEAR
39 THEREAFTER, THE JOINT LEGISLATIVE AUDIT COMMITTEE SHALL ASSIGN A COMMITTEE OF
40 REFERENCE TO HOLD A PUBLIC HEARING AND REVIEW THE ANNUAL REPORT SUBMITTED BY
41 THE COMMISSION.

42 Sec. 13. Repeal

43 Section 17-333.01, Arizona Revised Statutes, is repealed.

1 Sec. 14. Title 17, chapter 3, article 2, Arizona Revised Statutes, is
2 amended by adding a new section 17-333.01, to read:

3 17-333.01. Fee limitation

4 THE DEPARTMENT MAY ESTABLISH FEES PURSUANT TO THIS ARTICLE, BUT THE
5 TOTAL AMOUNT OF LICENSE, PERMIT, TAG AND STAMP FEES COLLECTED IN ANY FISCAL
6 YEAR MAY NOT EXCEED FIFTY PER CENT MORE THAN THE AMOUNT APPROPRIATED FROM THE
7 GAME AND FISH FUND FOR FISCAL YEAR 2012-2013.

8 Sec. 15. Section 17-333.02, Arizona Revised Statutes, is amended to
9 read:

10 17-333.02. Trapping license; education; exemption

11 A. A person applying for a trapping license must successfully complete
12 a trapping education course conducted or approved by the department before
13 being issued a trapping license. The department shall conduct or approve an
14 educational course of instruction in responsible trapping and environmental
15 ethics. The course shall include instruction on the history of trapping,
16 trapping ethics, trapping laws, techniques in safely releasing nontarget
17 animals, trapping equipment, wildlife management, proper catch handling,
18 trapper health and safety and considerations and ethics intended to avoid
19 conflicts with other public land users. A person must pass a written
20 examination to successfully complete the course. The department shall not
21 approve a trapping education course conducted by any person, agency,
22 corporation or other organization for which a fee is charged greater than
23 ~~twenty-five dollars per person~~ AN AMOUNT THE COMMISSION DETERMINES PER
24 PERSON.

25 B. A person WHO IS born before January 1, 1967 or who has completed,
26 from and after December 31, 1987 and ~~prior to the effective date of this~~
27 ~~section~~ BEFORE MARCH 1, 1993, the voluntary trapper education course on
28 responsible trapping conducted in cooperation with the Arizona game and fish
29 department is exempt from ~~the provisions of~~ subsection A OF THIS SECTION.

30 Sec. 16. Repeal

31 Section 17-333.03, Arizona Revised Statutes, is repealed.

32 Sec. 17. Section 17-335, Arizona Revised Statutes, is amended to read:

33 17-335. Blind resident; fishing license exemption

34 A. A blind resident ~~or a resident or nonresident under the age of~~
35 ~~fourteen years~~ may fish without a license and shall be IS entitled to the
36 same privileges as the holder of a valid license. ~~, except that such person~~
37 ~~shall be entitled only to one-half the legal bag and possession limit of~~
38 ~~trout.~~

39 B. ~~A resident or nonresident under the age of fourteen years may,~~
40 ~~without a license, when accompanied by a person eighteen years of age or~~
41 ~~older holding a valid Arizona hunting license, take wildlife, except big game~~
42 ~~species, during open season, but not more than two such children shall~~
43 ~~accompany a person holding such a license.~~

1 ~~C. No child under the age of fourteen may take big game unless the~~
2 ~~child has satisfactorily completed the Arizona hunter education course or~~
3 ~~another comparable hunter education course that is approved by the director.~~

4 ~~D. The proper license shall be required, except as otherwise specified~~
5 ~~by the commission, for taking of big game species.~~

6 Sec. 18. Section 17-335.01, Arizona Revised Statutes, is amended to
7 read:

8 17-335.01. Lifetime license and benefactor license

9 ~~A. The department shall issue lifetime hunting and fishing licenses~~
10 ~~and trout stamps as provided by this section.~~

11 ~~B. The classes of lifetime licenses are as follows:~~

12 ~~1. Resident lifetime class A, general fishing license, valid for~~
13 ~~taking all aquatic wildlife, except trout and aquatic wildlife from~~
14 ~~commission designated urban waters.~~

15 ~~2. Resident lifetime class G, general hunting license, valid for~~
16 ~~taking small game, fur-bearing animals, predatory animals, nongame animals,~~
17 ~~nongame birds and upland game birds.~~

18 ~~3. Resident lifetime class F, combination general hunting and fishing~~
19 ~~license, valid for taking all aquatic wildlife except from commission~~
20 ~~designated urban waters, small game, fur-bearing animals, predatory animals,~~
21 ~~nongame animals, nongame birds and upland game birds.~~

22 ~~4. Resident lifetime trout stamp to validate a lifetime class A~~
23 ~~general fishing license for taking trout.~~

24 ~~C. The fee for a lifetime license or trout stamp under subsection B of~~
25 ~~this section is determined according to the age of the applicant as follows:~~

Age	Computation of fee
0 through 13 years	seventeen times the maximum fee prescribed by section 17-333 for the equivalent annual license
14 through 29 years	eighteen times the maximum fee prescribed by section 17-333 for the equivalent annual license
30 through 44 years	sixteen times the maximum fee prescribed by section 17-333 for the equivalent annual license
45 through 61 years	fifteen times the maximum fee prescribed by section 17-333 for the equivalent annual license
62 and older	eight times the maximum fee prescribed by section 17-333 for the equivalent annual license

38 ~~D. An additional class of lifetime license is resident lifetime~~
39 ~~wildlife benefactor class F, combination general hunting and fishing license,~~
40 ~~valid for taking all aquatic wildlife except from commission designated urban~~
41 ~~waters, small game, fur-bearing animals, predatory animals, nongame animals,~~
42 ~~nongame birds and upland game birds. The fee for a resident lifetime~~
43 ~~wildlife benefactor class F, combination general hunting and fishing license~~
44 ~~is one thousand dollars. The difference between one thousand dollars and the~~

1 ~~fee the licensee would otherwise pay for a resident lifetime class F license~~
2 ~~under subsections B and C of this section.~~

3 ~~1. Is considered a donation to this state for continued management,~~
4 ~~protection and conservation of this state's wildlife.~~

5 ~~2. Shall be credited to the wildlife endowment fund established by~~
6 ~~section 17-271.~~

7 ~~3. Is tax deductible to the extent allowed by federal and state income~~
8 ~~tax statutes for contributions to qualifying tax exempt organizations.~~

9 ~~E. Lifetime licenses and trout stamps may be issued only at offices of~~
10 ~~the department. An applicant for a lifetime license or trout stamp shall~~
11 ~~provide proof of age and residency as prescribed by the commission.~~

12 A. FOR THE PURPOSES OF THIS TITLE, THE COMMISSION MAY PRESCRIBE BY
13 RULE A LIFETIME LICENSE AND A BENEFACTOR LICENSE AND PRIVILEGES ASSOCIATED
14 WITH THE TAKING AND HANDLING OF FISH AND WILDLIFE IN THIS STATE PURSUANT TO
15 SECTION 17-333. ALL MONIES DERIVED FROM THE SALE OF LIFETIME LICENSES AND
16 BENEFACTOR LICENSES SHALL BE DEPOSITED, PURSUANT TO SECTIONS 35-146 AND
17 35-147, IN THE WILDLIFE ENDOWMENT FUND ESTABLISHED BY SECTION 17-271.

18 ~~F.~~ B. A lifetime ~~licenses~~ LICENSE, BENEFACTOR LICENSE and trout
19 ~~stamps~~ STAMP may be denied or suspended pursuant to, and for the offenses
20 described in, section 17-340.

21 ~~G.~~ C. A lifetime ~~licenses~~ LICENSE, BENEFACTOR LICENSE and trout
22 ~~stamps remain~~ STAMP REMAIN valid if the licensee subsequently resides outside
23 this state, but the licensee must pay the nonresident fee to purchase any
24 additional PRIVILEGES, INCLUDING stamps, permits and tags required to hunt
25 and fish in this state. Limits set by the commission on issuing nonresident
26 stamps, permits or tags do not apply to stamps, permits or tags sold to a
27 lifetime licensee.

28 ~~H. Except as provided by subsection D, paragraph 2 of this section,~~
29 ~~monies derived from selling lifetime licenses and trout stamps shall be~~
30 ~~distributed as follows:~~

31 ~~1. An amount equal to the fee for an equivalent annual license or~~
32 ~~stamp shall be deposited in the game and fish fund established by section~~
33 ~~17-261 for the year in which the lifetime license or trout stamp was sold.~~

34 ~~2. An amount equivalent to two times the maximum fee prescribed by~~
35 ~~section 17-333 for the equivalent annual license shall be deposited in the~~
36 ~~conservation development fund established by section 17-282 for the year in~~
37 ~~which the lifetime license or trout stamp was sold.~~

38 ~~3. The remaining monies shall be deposited in the wildlife endowment~~
39 ~~fund.~~

40 Sec. 19. Section 17-336, Arizona Revised Statutes, is amended to read:
41 17-336. Complimentary and honorary youth licenses

42 A. The commission may issue a complimentary license to:

43 1. A pioneer WHO IS seventy years of age or older AND who has been a
44 resident of this state for twenty-five or more consecutive years immediately
45 preceding application for the license. The pioneer license is valid for the

1 lifetime of the licensee, and the commission shall not require renewal of the
2 license.

3 2. A veteran of the armed forces of the United States who has been a
4 resident of this state for one year or more immediately preceding application
5 for the license and who is receiving compensation from the United States
6 government for permanent service connected disabilities rated as one hundred
7 per cent disabling.

8 B. The commission may issue a youth ~~class F~~ license for a reduced fee,
9 as prescribed by the commission, to a resident of this state who is a member
10 of the boy scouts of America who has attained the rank of eagle scout or a
11 member of the girl scouts of the USA who has received the gold award.

12 Sec. 20. Section 17-338, Arizona Revised Statutes, is amended to read:

13 17-338. Remission of fees from sale of licenses or permits;
14 violation; classification

15 A. License dealers shall ~~by the tenth day of each month~~ transmit to
16 the department all license or permit fees collected and furnish such
17 information as the commission ~~may prescribe~~ PRESCRIBES BY RULE. The failure
18 to make such a transmission within thirty days AFTER THE DEADLINE THE
19 COMMISSION PRESCRIBES BY RULE shall be cause to cancel a license dealer's
20 license. The knowing failure to transmit all collected license and permit
21 fees within thirty days is a class 2 misdemeanor.

22 B. Persons issuing licenses or permits other than the department shall
23 retain as their compensation five per cent of the selling price of each
24 license or permit, except that:

25 1. Compensation for Arizona, California, Nevada and Utah-Colorado
26 river special use permits shall be established through agreement between the
27 respective states and the commission.

28 2. License dealers who contract with the commission to sell licenses
29 by telecommunication may impose additional fees for their services as
30 provided in the contract.

31 Sec. 21. Section 17-344, Arizona Revised Statutes, is amended to read:

32 17-344. Period of validity of special permits

33 Arizona-Colorado river special use permits and California-Colorado
34 river special use permits shall be valid from January 1 to December 31,
35 inclusive, OR AS THE COMMISSION PRESCRIBES BY RULE OR ORDER.

36 Sec. 22. Section 17-345, Arizona Revised Statutes, is amended to read:

37 17-345. Surcharges; purposes

38 In addition to any other fees, the commission may impose and collect:

39 1. A surcharge ~~of up to three dollars on a class A, B, C, D, F, G, H,~~
40 ~~I, J, K, L, M or N ON A license and on a trout,~~ PERMIT, TAG AND stamp AS THE
41 COMMISSION PRESCRIBES BY RULE. Monies collected pursuant to this paragraph
42 shall be segregated from other fees and deposited in the conservation
43 development fund.

44 2. Surcharges on Arizona-Colorado river special use permits,
45 California-Colorado river special use permits and Nevada-Colorado river

1 special use permits issued in this state as provided by sections 17-342,
2 17-343 and 17-344. The amount of the surcharges shall be determined by the
3 commission. A surcharge under this paragraph is to be used solely for the
4 purpose of the lower Colorado river multispecies conservation program under
5 section 48-3713.03. Any monies collected pursuant to this paragraph shall be
6 segregated from other revenues and deposited, pursuant to sections 35-146 and
7 35-147, in a fund designated as the Colorado river special use permit
8 clearing account. Each month, on notification by the department, the state
9 treasurer shall pay all of the monies in the clearing account to an account
10 designated by a multi-county county water conservation district established
11 under title 48, chapter 22 to be used solely for the lower Colorado river
12 multispecies conservation program and for no other purpose.

13 Sec. 23. Section 17-346, Arizona Revised Statutes, is amended to read:

14 17-346. Special big game license tags

15 In addition to ~~the regular big game~~ ANY license tags issued under
16 section 17-333, the commission may issue special big game license tags in the
17 name of an incorporated nonprofit organization ~~which~~ THAT is dedicated to
18 wildlife conservation. No more than three special big game license tags may
19 be issued for each species of big game in a license year. Notwithstanding
20 section 17-332, subsection D, an organization ~~which~~ THAT receives special big
21 game license tags issued under this section may sell and transfer them if all
22 proceeds of the sale are used in this state for wildlife management.

23 Sec. 24. Section 41-1005, Arizona Revised Statutes, is amended to
24 read:

25 41-1005. Exemptions

26 A. This chapter does not apply to any:

27 1. Rule that relates to the use of public works, including streets and
28 highways, under the jurisdiction of an agency if the effect of the order is
29 indicated to the public by means of signs or signals.

30 2. Order ~~OR RULE~~ of the Arizona game and fish commission ~~that opens,~~
31 ~~closes or alters seasons or establishes bag or possession limits for wildlife~~
32 ~~ADOPTED PURSUANT TO SECTION 5-321 OR 5-327 THAT ESTABLISHES A FEE OR SECTION~~
33 ~~17-333 THAT ESTABLISHES A LICENSE CLASSIFICATION, FEE OR APPLICATION FEE.~~

34 3. Rule relating to section 28-641 or to any rule regulating motor
35 vehicle operation that relates to speed, parking, standing, stopping or
36 passing enacted pursuant to title 28, chapter 3.

37 4. Rule concerning only the internal management of an agency that does
38 not directly and substantially affect the procedural or substantive rights or
39 duties of any segment of the public.

40 5. Rule that only establishes specific prices to be charged for
41 particular goods or services sold by an agency.

42 6. Rule concerning only the physical servicing, maintenance or care of
43 agency owned or operated facilities or property.

44 7. Rule or substantive policy statement concerning inmates or
45 committed youths of a correctional or detention facility in secure custody or

1 patients admitted to a hospital, if made by the state department of
2 corrections, the department of juvenile corrections, the board of executive
3 clemency or the department of health services or a facility or hospital under
4 the jurisdiction of the state department of corrections, the department of
5 juvenile corrections or the department of health services.

6 8. Form whose contents or substantive requirements are prescribed by
7 rule or statute, and instructions for the execution or use of the form.

8 9. Capped fee-for-service schedule adopted by the Arizona health care
9 cost containment system administration pursuant to title 36, chapter 29.

10 10. Fees prescribed by section 6-125.

11 11. Order of the director of water resources adopting or modifying a
12 management plan pursuant to title 45, chapter 2, article 9.

13 12. Fees established under section 3-1086.

14 13. Fee-for-service schedule adopted by the department of economic
15 security pursuant to section 8-512.

16 14. Fees established under sections 41-2144 and 41-2189.

17 15. Rule or other matter relating to agency contracts.

18 16. Fees established under section 32-2067 or 32-2132.

19 17. Rules made pursuant to section 5-111, subsection A.

20 18. Rules made by the Arizona state parks board concerning the
21 operation of the Tonto natural bridge state park, the facilities located in
22 the Tonto natural bridge state park and the entrance fees to the Tonto
23 natural bridge state park.

24 19. Fees or charges established under section 41-511.05.

25 20. Emergency medical services protocols except as provided in section
26 36-2205, subsection B.

27 21. Fee schedules established pursuant to section 36-3409.

28 22. Procedures of the state transportation board as prescribed in
29 section 28-7048.

30 23. Rules made by the state department of corrections.

31 24. Fees prescribed pursuant to section 32-1527.

32 25. Rules made by the department of economic security pursuant to
33 section 46-805.

34 26. Schedule of fees prescribed by section 23-908.

35 27. Procedure that is established pursuant to title 23, chapter 6,
36 article 5 or 6.

37 28. Rules, administrative policies, procedures and guidelines adopted
38 for any purpose by the Arizona commerce authority pursuant to chapter 10 of
39 this title if the authority provides, as appropriate under the circumstances,
40 for notice of an opportunity for comment on the proposed rules,
41 administrative policies, procedures and guidelines.

42 29. Rules made by a marketing commission or marketing committee
43 pursuant to section 3-414.

1 30. Administration of public assistance program monies authorized for
2 liabilities that are incurred for disasters declared pursuant to sections
3 26-303 and 35-192.

4 31. User charges, tolls, fares, rents, advertising and sponsorship
5 charges, services charges or similar charges established pursuant to section
6 28-7705.

7 B. Notwithstanding subsection A, paragraph 22 of this section, at such
8 time as the federal highway administration authorizes the privatization of
9 rest areas, the state transportation board shall make rules governing the
10 lease or license by the department of transportation to a private entity for
11 the purposes of privatization of a rest area.

12 C. Coincident with the making of a final rule pursuant to an exemption
13 from the applicability of this chapter under this section, another statute or
14 session law, the agency shall file a copy of the rule with the secretary of
15 state for publication pursuant to section 41-1012 and provide a copy to the
16 council.

17 D. Unless otherwise required by law, articles 2, 3, 4 and 5 of this
18 chapter do not apply to the Arizona board of regents and the institutions
19 under its jurisdiction, except that the Arizona board of regents shall make
20 policies or rules for the board and the institutions under its jurisdiction
21 that provide, as appropriate under the circumstances, for notice of and
22 opportunity for comment on the policies or rules proposed.

23 E. Unless otherwise required by law, articles 2, 3, 4 and 5 of this
24 chapter do not apply to the Arizona state schools for the deaf and the blind,
25 except that the board of directors of all the state schools for the deaf and
26 the blind shall adopt policies for the board and the schools under its
27 jurisdiction that provide, as appropriate under the circumstances, for notice
28 of and opportunity for comment on the policies proposed for adoption.

29 F. Unless otherwise required by law, articles 2, 3, 4 and 5 of this
30 chapter do not apply to the state board of education, except that the state
31 board of education shall adopt policies or rules for the board and the
32 institutions under its jurisdiction that provide, as appropriate under the
33 circumstances, for notice of and opportunity for comment on the policies or
34 rules proposed for adoption. In order to implement or change any rule, the
35 state board of education shall provide at least two opportunities for public
36 comment.

37 Sec. 25. Public meetings

38 Before January 1, 2014, the Arizona game and fish commission shall hold
39 at least two public meetings before establishing the initial fees authorized
40 by sections 5-321, 5-322 and 5-327, Arizona Revised Statutes, as amended by
41 this act, and the initial license classifications and fees authorized by
42 title 17, chapter 3, article 2, Arizona Revised Statutes, as amended by this
43 act.

1 authorized by rules effective as of the date of this act and until those
2 rules are superseded by rules adopted by the commission pursuant to this act.

3 Sec. 28. Transfer of fund monies

4 Any monies remaining in the waterfowl conservation fund established by
5 section 17-270, Arizona Revised Statutes, as repealed by this act, on the
6 effective date of this act shall be transferred to the game and fish fund
7 established by section 17-261, Arizona Revised Statutes.

8 Sec. 29. Game and fish department; financial audit; auditor
9 general

10 The auditor general shall conduct and complete a financial audit of the
11 Arizona game and fish department. By January 1, 2015, the auditor general
12 shall submit copies of the financial audit to the governor, the president of
13 the senate, the speaker of the house of representatives and the secretary of
14 state.

15 Sec. 30. Requirements for enactment; two-thirds vote

16 Pursuant to article IX, section 22, Constitution of Arizona, this act
17 is effective only on the affirmative vote of at least two-thirds of the
18 members of each house of the legislature and is effective immediately on the
19 signature of the governor or, if the governor vetoes this act, on the
20 subsequent affirmative vote of at least three-fourths of the members of each
21 house of the legislature.