

PROPOSED AMENDMENT

SENATE AMENDMENTS TO S.C.R. 1030

(Reference to proposed amendment dated 6/18/09; 10:45 a.m.)

1 Page 1, line 5, after "space" insert ", wildlife, wildlife habitat and wildlife
2 migration corridors"

3 Page 7, between lines 10 and 11 insert:

4 "12. EXCHANGE OF LANDS WITH A PRIVATE LAND OWNER IF THE EXCLUSIVE
5 PURPOSE OF THE EXCHANGE IS TO CONSERVE OPEN SPACE FOR THE BENEFIT OF
6 WILDLIFE, WILDLIFE HABITAT ENHANCEMENT OR CONSERVATION OR WILDLIFE MIGRATION
7 CORRIDORS IN A MANNER PRESCRIBED BY LAW AND SUBJECT TO THE FOLLOWING
8 CONDITIONS AND REQUIREMENTS.

9 (A) THE EXCHANGE WILL RESULT IN CONSOLIDATION OF LAND OWNERSHIP
10 PATTERNS IN THE BEST INTEREST OF THE STATE LAND TRUST AND
11 WILDLIFE.

12 (B) THE EXCHANGE IS IN THE BEST INTEREST OF THE STATE LAND TRUST
13 AS DETERMINED BY THE LAND COMMISSIONER.

14 (C) AT LEAST TWO INDEPENDENT APPRAISALS COMPARING THE TRUE VALUE
15 OF ALL LAND PARCELS TO BE EXCHANGED DEMONSTRATE THAT THE
16 TRUE VALUE OF THE LAND THE STATE TRUST RECEIVES WILL EQUAL
17 OR EXCEED THE TRUE VALUE OF THE LAND THE STATE EXCHANGES.

18 (D) THE PARCELS OF TRUST LAND IN THE EXCHANGE ARE NO LARGER THAN
19 NECESSARY TO MEET THE CONSERVATION PURPOSES OF THE EXCHANGE.

20 (E) REASONABLE PUBLIC ACCESS FOR PUBLIC RECREATION PURPOSES AND
21 MAINTENANCE IS PROVIDED OR MAINTAINED TO THE LAND THE STATE
22 LAND TRUST RECEIVES IN THE EXCHANGE AS DETERMINED BY THE
23 ARIZONA GAME AND FISH DEPARTMENT.

24 (F) THE ARIZONA GAME AND FISH COMMISSION MAKES A DETERMINATION
25 THAT THE LAND EXCHANGE IS NEEDED FOR THE BENEFIT OF
26 WILDLIFE, WILDLIFE HABITAT, WILDLIFE HABITAT ENHANCEMENT OR
27 CONSERVATION OF WILDLIFE MIGRATION CORRIDORS.

1 (G) THE ARIZONA GAME AND FISH DEPARTMENT IS ABLE TO IDENTIFY
2 EXISTING ROAD ACCESS OR ESTABLISH NEW REASONABLE ROAD ACCESS
3 FOR THE LANDS ACQUIRED AND TRADED IN THE EXCHANGE TO
4 SURROUNDING PUBLIC AND STATE TRUST LANDS FOR THE BENEFIT OF
5 WILDLIFE PROTECTION AND PUBLIC RECREATION.

6 (H) PUBLIC NOTICE OF THE EXCHANGE IS PROVIDED INCLUDING A MAP
7 AND GENERAL DESCRIPTION OF THE LAND TO BE EXCHANGED.

8 (I) PUBLIC HEARINGS ARE HELD AT THE LEGISLATURE AND IN A
9 LOCATION ACCESSIBLE TO THE PUBLIC THAT IS IN THE VICINITY OF
10 THE TRUST LAND BEING EXCHANGED.

11 (J) THE EXCHANGE IS APPROVED BY THE LEGISLATURE.

12 Page 7, between lines 28 and 29, insert “REASONABLE PUBLIC ACCESS” MEANS PROVIDING
13 ACCESS TO AND ALLOWING USE OF STATE TRUST LAND, WHETHER LEASED, DESIGNATED
14 AND PERMANENTLY RESTRICTED FOR CONSERVATION PURPOSES OR MANAGED BY THE STATE
15 LAND DEPARTMENT FOR PUBLIC RECREATION ACTIVITIES INCLUDING HUNTING, FISHING,
16 CAMPING, HIKING AND OTHER APPROPRIATE RECREATIONAL USES.”

17 Page 8, line 15, after the period insert “RIGHTS OF WAY SHALL BE RECORDED AT THE
18 APPROPRIATE COUNTY RECORDER’S OFFICE TO PRESERVE OR REESTABLISH PUBLIC
19 RECREATIONAL ACCESS TO FEDERAL, STATE, COUNTY AND LOCAL GOVERNMENTAL
20 PROPERTIES.”

21 Amend title to conform

STEVE PIERCE

6/19/09
2:50 PM
S: KK/tam