

State of Arizona  
Senate  
Fifty-second Legislature  
First Regular Session  
2015

# SENATE BILL 1466

AN ACT

AMENDING TITLE 17, CHAPTER 4, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 6;  
RELATING TO LIVESTOCK DEPREDACTION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 17, chapter 4, Arizona Revised Statutes, is amended  
3 by adding article 6, to read:

4 ARTICLE 6. LIVESTOCK LOSS BOARD

5 17-491. Livestock loss board; members; terms; compensation;  
6 annual report; board termination

7 A. THE LIVESTOCK LOSS BOARD IS ESTABLISHED TO ADDRESS THE DEPREDATION  
8 OF WOLVES ON LIVESTOCK OPERATIONS. THE LIVESTOCK LOSS BOARD CONSISTS OF THE  
9 FOLLOWING MEMBERS:

10 1. THE DIRECTOR OF THE ARIZONA DEPARTMENT OF AGRICULTURE OR THE  
11 DIRECTOR'S DESIGNEE.

12 2. THE DIRECTOR OF THE ARIZONA GAME AND FISH DEPARTMENT OR THE  
13 DIRECTOR'S DESIGNEE.

14 3. THREE MEMBERS WHO REPRESENT THE LIVESTOCK INDUSTRY, WHO HAVE  
15 KNOWLEDGE AND EXPERIENCE WITH WILDLIFE IMPACTS AND MANAGEMENT AND WHO ARE  
16 APPOINTED BY THE GOVERNOR PURSUANT TO SECTION 38-211.

17 4. TWO MEMBERS WHO REPRESENT WILDLIFE CONSERVATION OR WILDLIFE  
18 MANAGEMENT, WHO HAVE KNOWLEDGE AND EXPERIENCE WITH LIVESTOCK PRODUCTION OR  
19 MANAGEMENT AND WHO ARE APPOINTED BY THE GOVERNOR PURSUANT TO SECTION 38-211.

20 5. ONE MEMBER WHO IS A LIVESTOCK AUCTION MARKET OWNER AND WHO IS  
21 APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

22 6. ONE MEMBER WHO IS A FACULTY MEMBER AT A UNIVERSITY UNDER THE  
23 JURISDICTION OF THE ARIZONA BOARD OF REGENTS, WHO HAS EXPERTISE IN  
24 AGRICULTURAL AND LIFE SCIENCES AND WHO IS APPOINTED BY THE PRESIDENT OF THE  
25 SENATE.

26 B. THE INITIAL MEMBERS OF THE LIVESTOCK LOSS BOARD WHO ARE APPOINTED  
27 PURSUANT TO SUBSECTION A, PARAGRAPHS 3, 4, 5 AND 6 OF THIS SECTION SHALL  
28 ASSIGN THEMSELVES BY LOT TO TERMS OF TWO AND FOUR YEARS IN OFFICE. ALL  
29 SUBSEQUENT MEMBERS SERVE FOUR-YEAR TERMS OF OFFICE. THE CHAIRPERSON SHALL  
30 NOTIFY THE GOVERNOR'S OFFICE, THE PRESIDENT OF THE SENATE AND THE SPEAKER OF  
31 THE HOUSE OF REPRESENTATIVES OF THESE APPOINTMENTS.

32 C. A MAJORITY OF THE MEMBERS CONSTITUTE A QUORUM.

33 D. THE LIVESTOCK LOSS BOARD SHALL ANNUALLY ELECT A CHAIRPERSON FROM  
34 ITS MEMBERS.

35 E. MEMBERS OF THE LIVESTOCK LOSS BOARD ARE NOT ELIGIBLE TO RECEIVE  
36 COMPENSATION BUT ARE ELIGIBLE FOR REIMBURSEMENT OF EXPENSES PURSUANT TO TITLE  
37 38, CHAPTER 4, ARTICLE 2.

38 F. THE LIVESTOCK LOSS BOARD SHALL SUBMIT TO THE GOVERNOR, THE  
39 PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES ON OR  
40 BEFORE DECEMBER 31 OF EACH YEAR A REPORT OF THE NUMBER OF APPLICATIONS FOR  
41 COMPENSATION, THE TOTAL AMOUNT OF MONIES PROVIDED TO LANDOWNERS, LESSEES AND  
42 LIVESTOCK OPERATORS THAT YEAR AND ANY RECOMMENDATIONS. THE LIVESTOCK LOSS  
43 BOARD SHALL PROVIDE A COPY OF THIS REPORT TO THE SECRETARY OF STATE.

1 G. THE BOARD ESTABLISHED BY THIS SECTION ENDS ON JULY 1, 2023 PURSUANT  
2 TO SECTION 41-3103.

3 17-492. Powers and duties

4 A. THE LIVESTOCK LOSS BOARD SHALL:

5 1. ESTABLISH AND IMPLEMENT PROCEDURES TO COMPENSATE LANDOWNERS,  
6 LESSEES OR LIVESTOCK OPERATORS FOR WOLF DEPREDATION ON LIVESTOCK.

7 2. ESTABLISH REQUIREMENTS FOR LANDOWNERS, LESSEES AND LIVESTOCK  
8 OPERATORS TO REPORT AND DEMONSTRATE WOLF DEPREDATION ON LIVESTOCK.

9 3. ESTABLISH ELIGIBILITY AND APPLICATION REQUIREMENTS TO RECEIVE  
10 COMPENSATION FOR WOLF DEPREDATION ON LIVESTOCK.

11 4. DETERMINE THE COMPENSATION RATE FOR EACH LIVESTOCK ANIMAL  
12 DEPREDATED BY WOLVES.

13 5. RESEARCH AND DEVELOP MEASURES TO PREVENT WOLF DEPREDATION ON  
14 LIVESTOCK.

15 6. ESTABLISH PROCEDURES FOR LANDOWNERS, LESSEES OR LIVESTOCK OPERATORS  
16 TO APPEAL DECISIONS OF THE LIVESTOCK LOSS BOARD.

17 B. THE LIVESTOCK LOSS BOARD MAY:

18 1. COMPENSATE LANDOWNERS, LESSEES OR LIVESTOCK OPERATORS FOR WOLF  
19 DEPREDATION ON LIVESTOCK.

20 2. IMPLEMENT A PAY-FOR-PRESENCE PROGRAM THAT PROVIDES COMPENSATION FOR  
21 THE LANDOWNERS, LESSEES AND LIVESTOCK OPERATORS WHO ALLOW WOLVES TO BE  
22 PRESENT ON PRIVATE PROPERTY OWNED OR LEASED BY THE LANDOWNER, LESSEE OR  
23 LIVESTOCK OPERATOR AND ACCEPT POTENTIAL WOLF DEPREDATION ON LIVESTOCK. A  
24 PAY-FOR-PRESENCE PROGRAM MAY NOT PROVIDE COMPENSATION FOR THE PRESENCE OF  
25 WOLVES ON PUBLIC LANDS.

26 3. COORDINATE WITH THE DEPARTMENT IN AN INVESTIGATION OF WOLF  
27 DEPREDATION ON LIVESTOCK AND ANY CORRECTIVE MEASURES TAKEN PURSUANT TO  
28 SECTION 17-239.

29 4. COORDINATE WITH STATE AND FEDERAL WILDLIFE AGENCIES TO VERIFY WOLF  
30 DEPREDATION ON LIVESTOCK.

31 5. COLLABORATE WITH FEDERAL FARM SERVICES AGENCIES IN THIS STATE TO  
32 PROMOTE LIVESTOCK COMPENSATION PROGRAMS.

33 6. ADOPT RULES PURSUANT TO TITLE 41, CHAPTER 6 AS NECESSARY TO  
34 ADMINISTER AND ENFORCE THIS SECTION.

35 17-493. Livestock compensation fund; exemption

36 A. THE LIVESTOCK COMPENSATION FUND IS ESTABLISHED CONSISTING OF  
37 FEDERAL MONIES, LEGISLATIVE APPROPRIATIONS FROM THE STATE GENERAL FUND,  
38 PUBLIC AND PRIVATE GRANTS AND PRIVATE DONATIONS RECEIVED FOR THE PURPOSE OF  
39 COMPENSATING LANDOWNERS, LESSEES AND LIVESTOCK OPERATORS FOR WOLF DEPREDATION  
40 ON LIVESTOCK. MONIES IN THE LIVESTOCK COMPENSATION FUND MAY ALSO BE USED TO  
41 COMPENSATE LANDOWNERS, LESSEES AND LIVESTOCK OPERATORS FOR PARTICIPATION IN A  
42 PAY-FOR-PRESENCE PROGRAM IMPLEMENTED BY THE LIVESTOCK LOSS BOARD PURSUANT TO  
43 SECTION 17-492.

1           B. THE LIVESTOCK LOSS BOARD SHALL ADMINISTER THE LIVESTOCK  
2 COMPENSATION FUND. MONIES IN THE FUND ARE CONTINUOUSLY APPROPRIATED. THE  
3 LIVESTOCK LOSS BOARD MAY ACCEPT AND SPEND FEDERAL MONIES, PUBLIC AND PRIVATE  
4 GRANTS, GIFTS, CONTRIBUTIONS AND DEVICES TO ASSIST IN CARRYING OUT THE  
5 PURPOSES OF THIS ARTICLE. THESE MONIES DO NOT REVERT TO THE STATE GENERAL  
6 FUND AT THE END OF A FISCAL YEAR. MONIES IN THE FUND SHALL BE USED TO  
7 SUPPLEMENT, NOT SUPPLANT, MONIES OTHERWISE APPROPRIATED TO THE DEPARTMENT.

8           C. MONIES IN THE LIVESTOCK COMPENSATION FUND ARE EXEMPT FROM THE  
9 PROVISIONS OF SECTION 35-190 RELATING TO LAPSING OF APPROPRIATIONS.