

State of Arizona
Senate
Fifty-second Legislature
Second Regular Session
2016

CHAPTER 224
SENATE BILL 1361

AN ACT

AMENDING SECTION 17-298, ARIZONA REVISED STATUTES; RELATING TO THE ARIZONA
GAME AND FISH COMMISSION HERITAGE FUND.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 17-298, Arizona Revised Statutes, is amended to
3 read:

4 17-298. Expenditures from fund; purpose and amounts; annual
5 report

6 A. Monies received pursuant to section 5-572 shall be spent as
7 follows:

8 1. Five ~~per-cent~~ PERCENT on public access, including maintenance and
9 operation expenses.

10 2. Sixty ~~per-cent~~ PERCENT on the identification, inventory,
11 acquisition, protection and management, including maintenance and operations,
12 of PROPERTY WITH sensitive habitat. At least ~~forty per-cent~~ TWENTY PERCENT
13 of the monies available under this paragraph shall be spent ~~on the~~
14 ~~acquisition of~~ TO ACQUIRE PROPERTY WITH sensitive habitat ~~utilized~~ USED by
15 endangered, threatened and candidate species. NOT MORE THAN TWENTY PERCENT
16 OF THE MONIES AVAILABLE UNDER THIS PARAGRAPH MAY BE SPENT ON THE OPERATION
17 AND MAINTENANCE OF THE ACQUIRED PROPERTY, INCLUDING THE ACQUIRED PROPERTY'S
18 INFRASTRUCTURE. The commission may dispose of any lands acquired for use as
19 habitat by an endangered, threatened or candidate species under this
20 paragraph when the species no longer qualifies as an endangered, threatened
21 or candidate species. The Arizona game and fish commission shall dispose of
22 the land in a manner consistent with the preservation of the species of
23 concern. The disposal may include conservation easements and fee simple
24 transfers with associated instruments of protection. The commission shall
25 follow the guidelines established pursuant to section 37-803 relating to the
26 disposition of real property by a state agency. In addition, disposal shall
27 include a written agreement between the commission and the purchaser
28 requiring the purchaser to incorporate management actions to ensure proper
29 maintenance of the species of concern. Management actions may include
30 maintenance of habitat, selective control of nonnative species, maintenance
31 of genetic viability, monitoring of populations and habitat, coordinating
32 conservation activities, funding conservation actions and assessing
33 conservation progress.

34 3. Fifteen ~~per-cent~~ PERCENT on habitat evaluation or habitat
35 protection.

36 4. Fifteen ~~per-cent~~ PERCENT on urban wildlife and urban wildlife
37 habitat programs.

38 5. Five ~~per-cent~~ PERCENT on environmental education.

39 B. All monies earned as interest on monies received pursuant to
40 section 5-572 shall be spent only in the percentages and for the purposes
41 described in subsection A of this section or for costs of administering the
42 Arizona game and fish commission heritage fund in such amounts as determined
43 by the Arizona game and fish commission.

44 C. On or before December 31, ~~each year~~ the commission shall submit its
45 annual report to the president of the senate, the speaker of the house of

1 representatives and the chairmen of the senate and house of representatives
2 committees on natural resources and agriculture, or their successor
3 committees, AND SHALL PROVIDE A COPY OF THIS REPORT TO THE SECRETARY OF
4 STATE. The annual report shall include information on:

5 1. The amount of monies spent or encumbered in the fund during the
6 preceding fiscal year and a summary of the projects, activities and
7 expenditures relating to:

8 (a) Property acquisition, OPERATION AND MAINTENANCE.

9 (b) Identification, inventory, protection and management of sensitive
10 habitat.

11 (c) Habitat evaluation and protection.

12 (d) Urban wildlife.

13 (e) Environmental education.

14 (f) Public access.

15 2. The number and location of parcels of property acquired during the
16 preceding fiscal year.

17 3. For personal and real properties acquired with fund monies during
18 the preceding fiscal year, the amount of property tax revenue paid to each
19 taxing jurisdiction during the last full tax year prior to acquisition.

20 4. The amount of money spent from the fund during the preceding fiscal
21 year for employee personal services.

22 5. The number of full-time employees employed in the preceding fiscal
23 year in connection with property acquisition, including survey, appraisal and
24 other related activities.

25 6. The total number of full-time employees employed in the preceding
26 fiscal year for the programs listed in subsection A of this section.

27 7. A list of the grants awarded during the preceding fiscal year,
28 including information on the recipients, purposes and amounts.

APPROVED BY THE GOVERNOR MAY 12, 2016.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 12, 2016.