

REFERENCE TITLE: **wildlife habitat restoration committee; appropriation**

State of Arizona
Senate
Forty-seventh Legislature
Second Regular Session
2006

SB 1300

Introduced by
Senators Jarrett, Bee: Arzberger, Blendu, Flake, Hellon, Johnson

AN ACT

AMENDING TITLE 17, CHAPTER 4, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 4;
AMENDING TITLE 41, CHAPTER 27, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING
SECTION 41-3016.01; MAKING APPROPRIATIONS; RELATING TO WILDLIFE HABITAT
RESTORATION.

(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 4, to read:

4 ARTICLE 4. WILDLIFE HABITAT RESTORATION

5 17-471. Wildlife habitat restoration and enhancement committee:
6 members; duties; fund

7 A. THE WILDLIFE HABITAT RESTORATION AND ENHANCEMENT COMMITTEE IS
8 ESTABLISHED CONSISTING OF THE FOLLOWING MEMBERS:

9 1. TWO MEMBERS OF THE ARIZONA GAME AND FISH COMMISSION WHO ARE
10 APPOINTED BY THE COMMISSION.

11 2. ONE SPORTSMAN WHO IS APPOINTED BY THE PRESIDENT OF THE SENATE.

12 3. ONE SPORTSMAN WHO IS APPOINTED BY THE SPEAKER OF THE HOUSE OF
13 REPRESENTATIVES.

14 4. ONE MEMBER OF THE PUBLIC WHO IS APPOINTED BY THE GOVERNOR.

15 5. ONE LAND OWNER WHO IS APPOINTED BY THE PRESIDENT OF THE SENATE.

16 6. ONE LAND OWNER WHO IS APPOINTED BY THE SPEAKER OF THE HOUSE OF
17 REPRESENTATIVES.

18 7. THE DIRECTOR OF THE ARIZONA FISH AND GAME DEPARTMENT, OR THE
19 DIRECTOR'S DESIGNEE, AS A NONVOTING ADVISORY MEMBER.

20 B. THE COMMITTEE SHALL MEET AT LEAST ONCE ANNUALLY AND SHALL ELECT A
21 CHAIRPERSON FROM AMONG THE MEMBERS.

22 C. MEMBERS OF THE COMMITTEE ARE NOT ELIGIBLE TO RECEIVE COMPENSATION
23 BUT MEMBERS WHO ARE APPOINTED PURSUANT TO SUBSECTION A, PARAGRAPHS 2 THROUGH
24 6 OF THIS SECTION ARE ELIGIBLE FOR REIMBURSEMENT OF EXPENSES PURSUANT TO
25 TITLE 38, CHAPTER 4, ARTICLE 2.

26 D. THE WILDLIFE HABITAT RESTORATION AND ENHANCEMENT COMMITTEE MAY USE
27 THE FACILITIES AND STAFF OF THE ARIZONA GAME AND FISH DEPARTMENT.

28 E. THE WILDLIFE HABITAT RESTORATION AND ENHANCEMENT COMMITTEE SHALL:

29 1. ESTABLISH, MONITOR AND HAVE OVERSIGHT OF SPECIFIC PROJECTS FOR
30 WHICH THE LEGISLATURE APPROPRIATES MONIES TO THE WILDLIFE HABITAT RESTORATION
31 AND ENHANCEMENT FUND.

32 2. PRIORITIZE THE ORDER, IMPORTANCE AND FUNDING OF THE SPECIFIC
33 WILDLIFE HABITAT RESTORATION AND ENHANCEMENT FUND PROJECTS FOR WHICH THE
34 LEGISLATURE APPROPRIATES MONIES.

35 3. IF NECESSARY, CHANGE THE PRIORITY OF PROJECTS UNDER ITS OVERSIGHT.

36 4. ADMINISTER THE MONIES IN THE WILDLIFE HABITAT RESTORATION AND
37 ENHANCEMENT FUND.

38 5. SUBMIT AN ANNUAL REPORT ON THE WORK, GOALS, OBJECTIVES AND FUNDING
39 OF THE COMMITTEE TO THE GOVERNOR, THE ARIZONA GAME AND FISH COMMISSION, THE
40 SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE AND
41 PROVIDE A COPY OF THE REPORT TO THE SECRETARY OF STATE AND THE DIRECTOR OF
42 THE ARIZONA STATE LIBRARY, ARCHIVES AND PUBLIC RECORDS.

43 F. THE WILDLIFE HABITAT RESTORATION AND ENHANCEMENT FUND IS
44 ESTABLISHED CONSISTING OF LEGISLATIVE APPROPRIATIONS FOR SPECIFIC WILDLIFE
45 HABITAT RESTORATION AND ENHANCEMENT PROJECTS. MONIES IN THE FUND ARE SUBJECT

1 TO LEGISLATIVE APPROPRIATION AND ARE EXEMPT FROM THE PROVISIONS OF SECTION
2 35-190 RELATING TO LAPSING OF APPROPRIATIONS. ON NOTICE FROM THE WILDLIFE
3 HABITAT RESTORATION AND ENHANCEMENT COMMITTEE, THE STATE TREASURER SHALL
4 INVEST AND DIVEST MONIES IN THE FUND AS PROVIDED IN SECTION 35-313, AND
5 MONIES EARNED FROM INVESTMENT SHALL BE CREDITED TO THE FUND.

6 Sec. 2. Title 41, chapter 27, article 2, Arizona Revised Statutes, is
7 amended by adding section 41-3016.01, to read:

8 41-3016.01. Wildlife habitat restoration and enhancement
9 committee; termination July 1, 2011

10 A. THE WILDLIFE HABITAT RESTORATION AND ENHANCEMENT COMMITTEE
11 TERMINATES ON JULY 1, 2011.

12 B. TITLE 17, CHAPTER 4, ARTICLE 4 IS REPEALED ON JANUARY 1, 2012.

13 Sec. 3. Purpose

14 Pursuant to section 41-2955, subsection E, Arizona Revised Statutes,
15 the purpose of the wildlife habitat restoration and enhancement committee is
16 to monitor, control and maintain oversight of wildlife habitat restoration
17 and enhancement fund projects.

18 Sec. 4. Appropriation; wildlife habitat; exemption

19 A. The sum of \$5,000,000 is appropriated from the state general fund
20 in each of the fiscal years 2006-2007, 2007-2008 and 2008-2009 to the
21 wildlife habitat restoration and enhancement fund and is appropriated from
22 the fund to the wildlife habitat restoration and enhancement committee only
23 for the following purposes in the order of priority given, unless changed by
24 the committee:

- 25 1. Anderson Mesa grassland restoration.
- 26 2. Kaibab winter range habitat improvement.
- 27 3. Wildlife water redevelopment in Yuma.
- 28 4. Private land grassland restoration in southern Arizona.
- 29 5. Private land grassland restoration in northern Arizona.
- 30 6. 4A 4B summer winter range habitat improvement project.
- 31 7. Statewide private land access projects.
- 32 8. Arizona strip wildlife water redevelopments.
- 33 9. Mogollon Rim trout stream restoration projects.
- 34 10. Wildlife water redevelopments statewide.
- 35 11. Chitty Creek habitat restoration project.
- 36 12. Pigeon habitat restoration project.
- 37 13. Sheep Wash ecosystem improvement project.
- 38 14. NO Bar habitat restoration project.
- 39 15. Sunset Peak habitat restoration project.
- 40 16. GMU 3B grassland restoration/juniper removal.
- 41 17. Black River burn restoration.

42 B. The appropriations made in subsection A of this section are exempt
43 from the provisions of section 35-190, Arizona Revised Statutes, relating to
44 lapsing of appropriations.