



STATE OF ARIZONA
OFFICE OF THE GOVERNOR

DOUGLAS A. DUCEY
GOVERNOR

EXECUTIVE OFFICE

May 13, 2019

The Honorable Katie Hobbs
Secretary of State
1700 W. Washington, 7th Floor
Phoenix, AZ 85007

Dear Secretary Hobbs:

I am transmitting to you the following bill from the Fifty-fourth Legislature, 1st Regular Session, which I signed on May 13th, 2019:

H.B. 2074 treatment and education facilities; exemption (Bowers)
H.B. 2241 JLAC; political subdivisions; investigation (Kern)
H.B. 2433 G&F; trophy definition; repeal (Cobb)
H.B. 2442 community services special plates (Griffin)
H.B. 2453 land use plans; contents; aggregates (Griffin)
H.B. 2692 state drink; lemonade (Petersen)
S.B. 1026 school pupils; emergency medication administration (Carter)
S.B. 1096 health professionals data; repository (Carter)
S.B. 1112 juvenile group homes; license; DCS (Pace)
S.B. 1139 redistricting; legislative district one (Fann)
S.B. 1261 lobbyists; filings; attestations (Livingston)
S.B. 1315 victims' rights; refusal of interviews (E. Farnsworth)
S.B. 1441 county officers; confidentiality; e-mail (Pratt)
S.B. 1483 vulnerable adults; financial exploitation (Mesnard)
S.B. 1526 firefighting foam; prohibited uses (Carter)
S.B. 1534 annuity disclosure; rules (Brophy-McGee)
S.B. 1535 AHCCCS; opioid treatment programs; requirements (Brophy-McGee)

Sincerely,

Douglas A. Ducey
Governor
State of Arizona

cc: Senate Secretary
Chief Clerk of the House of Representatives
Arizona News Service

House Engrossed

FILED
KATIE HOBBS
SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-fourth Legislature
First Regular Session
2019

CHAPTER 210
HOUSE BILL 2433

AN ACT

AMENDING SECTIONS 17-101 AND 17-314, 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 17-101, Arizona Revised Statutes, is amended to
3 read:

4 17-101. Definitions

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

6 1. "Angling" means ~~the taking of~~ fish by one line and not ~~to exceed~~
7 MORE THAN two hooks, by one line and one artificial lure, which may have
8 attached more than one hook, or by one line and not ~~to exceed~~ MORE THAN
9 two artificial flies or lures.

10 2. "Bag limit" means the maximum limit, in number or amount, of
11 wildlife that ANY ONE PERSON may lawfully ~~be taken by any one person~~ TAKE
12 during a specified period of time.

13 3. "Closed season" means the time during which wildlife may not be
14 lawfully taken.

15 4. "Commission" means the Arizona game and fish commission.

16 5. "Department" means the Arizona game and fish department.

17 6. "Device" means any net, trap, snare, salt lick, scaffold,
18 deadfall, pit, explosive, poison or stupefying substance, crossbow,
19 firearm, bow and arrow, or other implement used for taking wildlife.
20 Device does not include a raptor or any equipment used in the sport of
21 falconry.

22 7. "Domicile" means a person's true, fixed and permanent home and
23 principal residence. Proof of domicile in this state may be shown as
24 prescribed by rule by the commission.

25 8. "Falconry" means the sport of hunting or taking quarry with a
26 trained raptor.

27 9. "Fishing" means to lure, attract or pursue aquatic wildlife in
28 such a manner that the wildlife may be captured or killed.

29 10. "Fur dealer" means any person engaged in the business of buying
30 for resale the raw pelts or furs of wild mammals.

31 11. "Guide" means a person who ~~does~~ MEETS any of the following:

32 (a) Advertises for guiding services.

33 (b) Holds himself out to the public for hire as a guide.

34 (c) Is employed by a commercial enterprise as a guide.

35 (d) Accepts compensation in any form commensurate with the market
36 value in this state for guiding services in exchange for aiding,
37 assisting, directing, leading or instructing a person in the field to
38 locate and take wildlife.

39 (e) Is not a landowner or lessee who, without full fair market
40 compensation, allows access to the landowner's or lessee's property and
41 directs and advises a person in taking wildlife.

42 12. "License classification" means a type of license, permit, tag
43 or stamp authorized under this title and prescribed by the commission by
44 rule to take, handle or possess wildlife.

1 13. "License year" means the twelve-month period between January 1
2 and December 31, inclusive, or a different twelve-month period as
3 prescribed by the commission by rule.

4 14. "Nonresident", for the purposes of applying for a license,
5 permit, tag or stamp, means a citizen of the United States or an alien who
6 is not a resident.

7 15. "Open season" means the time during which wildlife may be
8 lawfully taken.

9 16. "Possession limit" means the maximum limit, in number or amount
10 of wildlife, that ANY ONE PERSON may ~~be possessed~~ POSSESS at one time ~~by~~
11 ~~any one person~~.

12 17. "Resident", for the purposes of applying for a license, permit,
13 tag or stamp, means a person who is:

14 (a) A member of the armed forces of the United States on active
15 duty and who is stationed in:

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

18 (ii) Another state or country but who lists this state as the
19 person's home of record at the time of applying for a license, permit, tag
20 or stamp.

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

25 18. "Road" means any maintained right-of-way for public conveyance.

26 19. "Statewide" means all lands except those areas lying within the
27 boundaries of state and federal refuges, parks and monuments, unless
28 specifically provided differently by commission order.

29 20. "Take" means pursuing, shooting, hunting, fishing, trapping,
30 killing, capturing, snaring or netting wildlife or ~~the~~ placing or using ~~of~~
31 any net or other device or trap in a manner that may result in ~~the~~
32 capturing or killing ~~of~~ wildlife.

33 21. "Taxidermist" means any person who engages for hire in ~~the~~
34 mounting, refurbishing, maintaining, restoring or preserving ~~of~~ any
35 display specimen.

36 22. "Traps" or "trapping" means taking wildlife in any manner
37 except with a gun or other implement in hand.

38 23. "Wild" means, in reference to mammals and birds, those species
39 that are normally found in a state of nature.

40 24. "Wildlife" means all wild mammals, wild birds and the nests or
41 eggs thereof, reptiles, amphibians, mollusks, crustaceans and fish,
42 including their eggs or spawn.

43 25. "Youth" means a person who is under eighteen years of age.

- 1 26. "Zoo" means a commercial facility open to the public where the
2 principal business is holding wildlife in captivity for exhibition
3 purposes.
- 4 B. The following definitions of wildlife shall apply:
- 5 1. "Aquatic wildlife" ~~are all~~ MEANS fish, amphibians, mollusks,
6 crustaceans and soft-shelled turtles.
- 7 ~~3.~~ 2. "Big game" ~~are~~ MEANS wild turkey, deer, elk, pronghorn
8 (antelope), bighorn sheep, bison (buffalo), peccary (javelina), bear and
9 mountain lion.
- 10 ~~6.~~ 3. "Fur-bearing animals" ~~are~~ MEANS muskrats, raccoons, otters,
11 weasels, bobcats, beavers, badgers and ringtail cats.
- 12 ~~13.~~ 4. "Game fish" ~~are~~ MEANS trout of all species, bass of all
13 species, catfish of all species, sunfish of all species, northern pike,
14 walleye and yellow perch.
- 15 ~~2.~~ 5. "Game mammals" ~~are~~ MEANS deer, elk, bear, pronghorn
16 (antelope), bighorn sheep, bison (buffalo), peccary (javelina), mountain
17 lion, tree squirrel and cottontail rabbit.
- 18 ~~10.~~ 6. "Migratory game birds" ~~are~~ MEANS wild waterfowl, including
19 ducks, geese and swans, ~~;~~ sandhill cranes, ~~;~~ all coots, all gallinules,
20 common snipe, wild doves and bandtail pigeons.
- 21 ~~8.~~ 7. "Nongame animals" ~~are~~ MEANS all wildlife except game
22 mammals, game birds, fur-bearing animals, predatory animals and aquatic
23 wildlife.
- 24 ~~11.~~ 8. "Nongame birds" ~~are~~ MEANS all birds except upland game
25 birds and migratory game birds.
- 26 ~~14.~~ 9. "Nongame fish" ~~are~~ MEANS all the species of fish except
27 game fish.
- 28 ~~7.~~ 10. "Predatory animals" ~~are~~ MEANS foxes, skunks, coyotes and
29 bobcats.
- 30 ~~12.~~ 11. "Raptors" ~~are~~ MEANS birds that are members of the order of
31 falconiformes or strigiformes and ~~include~~ INCLUDES falcons, hawks, owls,
32 eagles and other birds that the commission may classify as raptors.
- 33 ~~5.~~ 12. "Small game" ~~are~~ MEANS cottontail rabbits, tree squirrels,
34 upland game birds and migratory game birds.
- 35 ~~4.~~ "Trophy" means:
- 36 ~~(a) A mule deer buck with at least four points on one antler, not~~
37 ~~including the eye-guard point.~~
- 38 ~~(b) A whitetail deer buck with at least three points on one antler,~~
39 ~~not including the eye-guard point.~~
- 40 ~~(c) A bull elk with at least six points on one antler, including~~
41 ~~the eye-guard point and the brow line point.~~
- 42 ~~(d) A pronghorn (antelope) buck with at least one horn exceeding or~~
43 ~~equal to fourteen inches in total length.~~

1 Sec. 3. Civil penalty liability; trophy animals

2 This act does not relieve or affect the liability of a person who
3 has been assessed a civil penalty pursuant to section 17-314, Arizona
4 Revised Statutes, as in effect before the effective date of this act, for
5 illegally taking, wounding, killing or possessing a trophy animal as
6 defined by section 17-101, Arizona Revised Statutes, as in effect before
7 the effective date of this act.

APPROVED BY THE GOVERNOR MAY 13, 2019.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 13, 2019.

Passed the House February 25, 20 19

by the following vote: 44 Ayes,

16 Nays, 0 Not Voting

W. R. Boyce
Speaker of the House
 Pro Tempore

Jim Drake
Chief Clerk of the House

Passed the Senate May 6, 20 19

by the following vote: 25 Ayes,

4 Nays, 1 Not Voting

Karen Foss
President of the Senate

Susan Owens
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

7th day of May, 20 19

at 11:53 o'clock A M.

Ryan Schulz
Secretary to the Governor

Approved this 13th day of

May 2019

at 1:45 o'clock P M.

Douglas I. Ducey
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 13 day of May, 20 19

at 5:03 o'clock P. M.

[Signature]
Secretary of State

H.B. 2433