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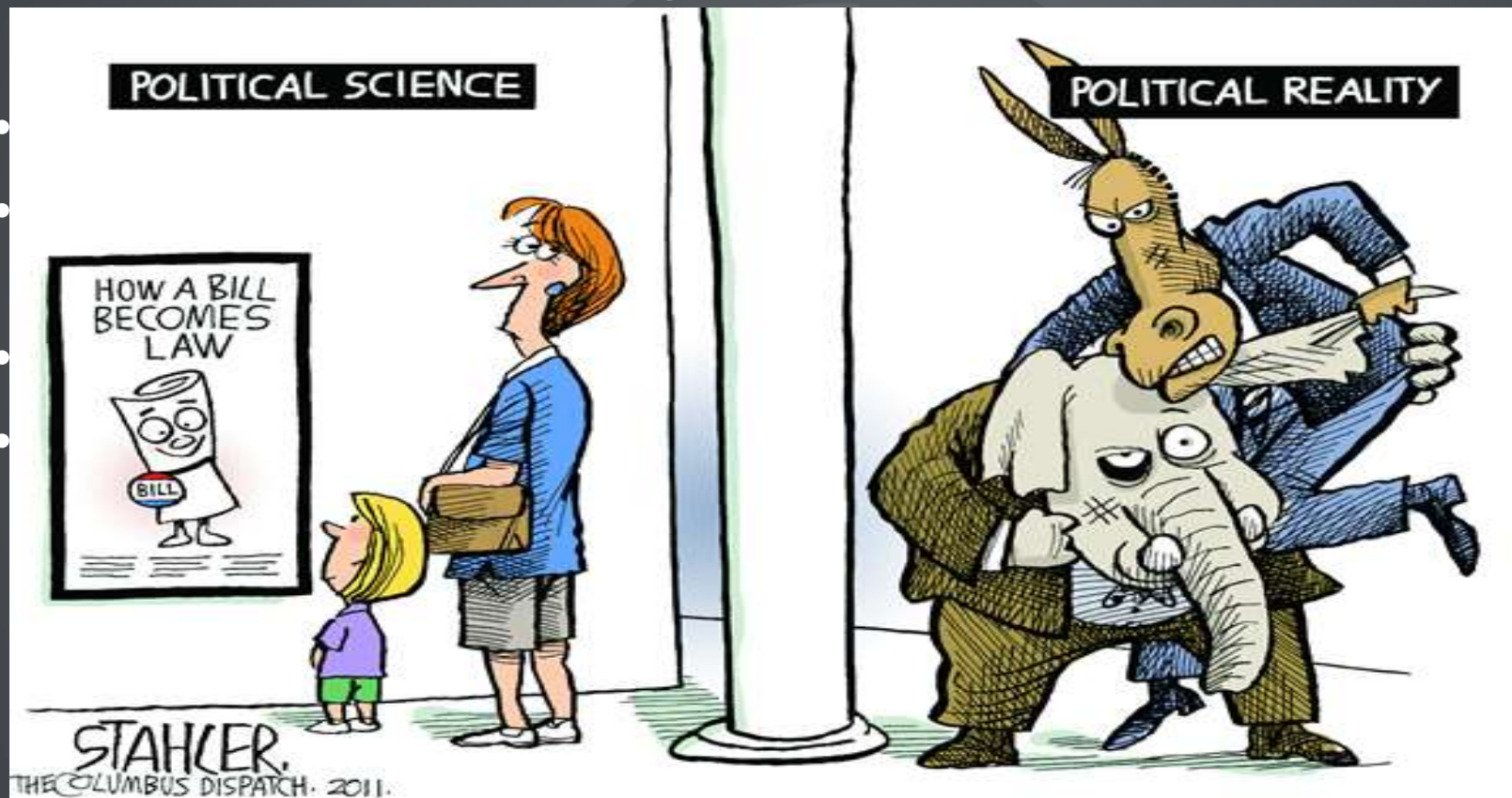
Presented by Todd Madeksza

Diablo Trust Legislative Issues

55th Legislature, 2nd session 2022



How a Bill (Really) Becomes a Law



Natural Resources Issues

HB 2127 fire suppression; assistance; private landowners (Griffin) Allows the Department of Forestry and Fire Management (DFFM) to distribute up to \$10 million in emergency wildfire funding to private landowners after all reimbursements have been deducted, or they provide evidence that they do not qualify for other reimbursements.

HB 2130 recreational users; property (Griffin) Limits a landowner's liability for injuries to recreational or educational users that occur on the owner's land and declares that these users are liable for any damage they cause to the owner's land.

HB 2410 environmental programs; amendments (Griffin) Allows (instead of requires) ADEQ to adopt rules for air pollution emission standards for off-road vehicles and engines marketed in Arizona starting in the 1999 model year.



Natural Resources Issues

HCR 2038 supporting proper forest management (Griffin) Declares the Legislature's support for a reasonable and prudent multiple-use forest management policy to improve forest health around the United States.



Natural Resources Issues

SB 1377 off-highway vehicles; fund (Kerr)

Increases, from 7 to 14, the number of FTEs the Arizona Game and Fish Department may employ to enforce OHV laws and increases, from 5 percent to 15 percent, the required percentage of Fund monies the Arizona State Land Department must spend on trails.

Lowers, from 60 percent to 50 percent, the required percentage the Arizona State Parks Board may spend from the Fund on OHV related activities, and lowers, (from 12 percent to up to 10 percent) the percentage the Arizona State Parks Board may spend from the Fund on administration.



Natural Resources Issues

SB 1377 off-highway vehicles; fund (Kerr)

Requires the Arizona State Parks Board to spend at least 10 percent of Fund monies on enforcement of OHV laws and at least 10 percent for state land lessee impacts, and in determining the amount of money available for eligible projects, to give preference to applications for projects with mitigation efforts, for projects that address impacts to state land lessees, for nonfederal projects and for projects where federal entities work with state and local entities.

Adds the number and status of filed OHV injury claims filed in the state to Fund reporting requirements and requires a person to complete an educational course of instruction in OHV safety and environmental ethics and provide proof to the Arizona Department of Transportation (ADOT) before ADOT can issue a resident or nonresident OHV indicia.



Natural Resources Issues

SB 1377 off-highway vehicles; fund (Kerr)

Requires the Director of the ADOT to deposit all OHV user fees into the Fund, rather than 70 percent to the Fund and 30 percent into the Highway User Revenue Fund and asserts that all OHV operators and passengers assume all risks of personal injury or death associated with recreational use on public or private land.

Specifies that landowners and authorized lessees do not have a duty to keep lands safe for entry and use by recreational users or to warn of or maintain lands and trails against unsafe conditions.

Additional education requirements.



Natural Resources Issues

SB 1596 off-highway vehicle study committee (Kerr)

MEMBERSHIP

- 2 Senators members of the Senate who are appointed by the President, and are of different political parties
- 2 Representatives who are appointed by the Speaker of the House and are of different political parties
- Director of the AZGFD or the Director's designee;
- Director of ADOT or the Director's designee;
- Director of the Arizona State Parks Board or the Director's designee;
- Commissioner of the State Land Department or the Commissioner's designee;



Natural Resources Issues

SB 1596 off-highway vehicle study committee (Kerr)

MEMBERSHIP

- A law enforcement officer who enforces OHV laws and who is appointed by the Governor;
- A representative of an organization representing hunting or fishing or a similar outdoor sports activity in Arizona who is appointed by the Governor;
- 2 members who represent an OHV organization or recreational group in Arizona, one of whom is appointed by the President of the Senate, and one of whom is appointed by the Speaker of the House;
- A representative of an OHV rental company in Arizona who is appointed by the President of the Senate;



Natural Resources Issues

SB 1596 off-highway vehicle study committee (Kerr)

MEMBERSHIP

- A representative of an OHV manufacturer or retailer in Arizona who is appointed by the Speaker of the House;
- A representative of the farming and agriculture industry in Arizona who is appointed by the Governor; and
- 2 members of the public who are appointed by the President of the Senate and who are knowledgeable about outdoor recreation issues in Arizona and about trails used by off-highway vehicle operators, one of whom represents holders of federal grazing permits or other land use permits.



Natural Resources Issues

S.B. 1596 off-highway vehicle study committee (Kerr)

Requires the Study Committee to:

- Meet to collect and study information from the public and stakeholders regarding OHV issues in Arizona; and
- Submit a report, by January 1 of each year, regarding the Study Committee's activities and recommendations for administrative and legislative action to the Governor, the President of the Senate and the Speaker of the House and provide a copy of this report to the Secretary of State.

Repeals the Study Committee on June 1, 2024.





STRATEGIC ANALYSIS & GOVERNMENT RELATIONS

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