



THE STATE OF ARIZONA
GAME AND FISH DEPARTMENT

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GOVERNOR
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BOB BROSCHEID



Revision #2

April 12, 2012

A public meeting of the Arizona Game and Fish Commission will be held on **April 13-14, 2012 at the Arizona Game and Fish Department, 5000 W. Carefree Highway, Phoenix, Arizona 85086** as authorized by A.R.S. § 17-201(D). **Members of the public may attend the meeting in person or view the meeting from any one of the Department's six Regional Offices via video teleconference or webcast viewing at www.azgfd.gov. Members of the public attending in person or viewing via teleconference may submit Speaker Cards (Blue Cards) if they wish to speak to the Commission. The ability to speak to the Commission for those viewing the webcast is not available.** Unless expressly provided otherwise with any matter, the Commission may discuss and may vote to take action on the following matters:

Friday, April 13, 2012, Meeting starts at 8:00 A.M.

Pledge of Allegiance

Awards and Recognition

- 1. Call to the Public.** Those persons wishing to speak should complete a speaker's card and present it to the host. Unless prior approval has been granted by the Chairman, comments will be limited to no more than three minutes. No discussion or action will be taken by the Commission. Any items requiring further discussion or action will be included on a future Commission meeting agenda.
- 2. State and Federal Legislation. Presenter: Anthony Guiles, Legislative Liaison.** The Commission will be briefed on the status of State and Federal legislation. The Commission may take a position or provide direction to the Department for coordination, action, or proposed changes to legislation or other elective issues related to Department responsibilities.
- 3. Shooting Sports Activities Briefing. Presenter: Jay Cook, Shooting Sports Branch Chief.** The Commission will be given an update of Department activities related to shooting sports including shooting programs and shooting range development statewide. The update covers activities that have occurred since the last regular Commission meeting.
- 4. Information, Education and Wildlife Recreation Activities Briefing. Presenter: Ty Gray, Assistant Director, Information, Education and Wildlife Recreation.** The Commission will be given an update of Department activities and events related to Information, Education and Wildlife Recreation Programs. The update covers activities and events that have occurred since the last regular Commission meeting.

5. **Commission Policies on Hunting, Fishing, and Wildlife Viewing. Presenter: Craig McMullen, Wildlife Recreation Branch Chief.** The Commission will be presented draft policies on hunting, fishing, and wildlife viewing. The Commission may take action on, or provide the Department direction on, the Draft Commission Policies on hunting, fishing, and wildlife viewing.
6. **Lands and Habitat Program Update. Presenter: Josh Avey, Habitat Branch Chief.** The Commission will be briefed on the latest developments since the last regular Commission meeting relating to the implementation of land and resource management plans and projects on private, state and federal lands in Arizona and other matters related thereto.
7. **Update on Audubon Arizona Programs. Presenter: Eric Gardner, Nongame Branch Chief, Sarah Porter, Executive Director, Audubon Arizona, and Roger Farland, Board Chair, Audubon Arizona.** The Commission will be briefed regarding accomplishments of the Arizona Important Bird Areas Program and other key Audubon projects.
8. **Nongame Subprogram Activities Briefing; January 1, 2012 through March 31, 2012. Presenter: Eric Gardner, Chief, Nongame Branch.** The Commission will be briefed regarding activities under the Nongame Subprogram; January 1, 2012 through March 31, 2012. The Commission may take action or provide the Department direction on items covered in the presentation.
9. **Consent Agenda.** The following items have been grouped together and are hereby noticed as consent agenda items to expedite action on routine matters, which may not require public discussion. The Commission will be asked to approve these matters as presented, subject to approval or recommendations of the Office of the Attorney General. Commission members may remove certain items if further public input or discussion is deemed necessary.
 - a. **Request for Renewal of Road Closure on State Trust Lands of the Perrin Ranch, North of Williams, Arizona. Presenter: Mark Weise, Development Branch Chief.** The Department will be asking the Commission to approve the renewal of multiple road closures on the Perrin Ranch for resource protection.
 - b. **Commission Approval of Law Enforcement Boating Safety Fund Allocation Formula. Presenter: Lizette Morgan, CFO, Business & Finance.** The Commission will be asked to approve the Law Enforcement Boating Safety Fund Allocation Formula per A.R.S. §5-383.

Lunch Break (Begins at 12:00 p.m.)

10. **Call to the Public.** Those persons wishing to speak should complete a speaker's card and present it to the host. Unless prior approval has been granted by the Chairman, comments will be limited to no more than three minutes. No discussion or action will be taken by the Commission. Any items requiring further discussion or action will be included on a future Commission meeting agenda.

NEW ITEM

- 10A. **Petition by Mr. Frank Lucero to Reinstate His Bighorn Sheep Bonus Points and Refund his Permit-Tag Fee. Presenter: Brian Wakeling, Game Branch Chief.** Mr. Frank Lucero has petitioned the Commission to reinstate his bonus points and refund his

permit-tag fee for bighorn sheep following his unsuccessful 2011 bighorn sheep hunt in Unit 13A

11. **Law Enforcement Program Briefing. Presenter: Gene F. Elms, Law Enforcement Branch Chief.** The Commission will be updated on the activities and developments relating to the Department’s Law Enforcement Program. The update covers activities and events that have occurred since the last regular Commission meeting.

TIME CERTAIN AT 2:00 PM

12. **Hearings on License Revocations for Violations of Game and Fish Codes and Civil Assessments for the Illegal Taking and/or Possession of Wildlife. Presenter: Gene F. Elms, Law Enforcement Branch Chief.** The Commission will consider and take action on the license revocations and/or civil assessments for the individuals listed below:

Name	Docket #	Count	Conviction
Donald M. Mosley	2012-0001	Count A: Count B: Count C:	Waste Edible Game Meat Littering While Hunting Exceed Bag Limit
Michael D. Mosley	2012-0002	Count A: Count B: Count C:	Waste Edible Game Meat Littering While Hunting Exceed Bag Limit
Ronald J. Lewis	2012-0003	Count A: Count B: Count C:	Waste Edible Game Meat Littering While Hunting Exceed Bag Limit
Johnny T. Moran, Jr.	2012-0004	Count A: Count B: Count C: Count D:	Waste Edible Game Meat Littering While Hunting Exceed Bag Limit Take Migratory Bird Without Stamp
David Silva	2012-0022	Count A:	Take Wildlife With Incorrect Tag
Casey R. Sherwood	2012-0023	Count A:	Possess Unlawfully Taken Wildlife
Mark R. LaPaglia	2012-0024		Citation 231603
		Count A: Count B: Count C: Count D:	Unlawful Take Wildlife Closed Season Unlawful Take Wildlife Closed Season Unlawful Take Wildlife Closed Season Unlawful Take Wildlife Closed Season
			Citation 231604
		Count A: Count B: Count C: Count D:	Waste of Edible Game Meat Waste of Edible Game Meat Waste of Edible Game Meat Waste of Edible Game Meat
Paul W. Lincoln	2012-0025	Count A: Count D: Count F:	Take Wildlife Without Valid License Take Wildlife Closed Season Shoot From Motor Vehicle
Loren D. Cooley	2012-0026		Citation 234557
		Count A:	Obtain 2009 Resident License by Fraud
			Citation 234558
		Count A:	Obtain 2010 Resident License by Fraud
			Citation 234651
David Lee Cutlip	2012-0030	Count A: Count B: Count C:	Take Wildlife Without License Take Wildlife W/I ¼ Mile Occupied Structure Possess Unlawfully Taken Wildlife

13. **Request to Approve the Notice of Exempt Rulemaking to Amend R12-4-801, R12-4-802, and R12-4-803. Presenter: Jennifer Stewart, Rules and Risk Branch Chief.** The Department will ask the Commission to approve a Final Notice of Exempt Rulemaking, amending rules within Article 8, addressing wildlife areas and Department managed property.

NEW ITEM

14. **Strategic Plan Development Update. Presenter: Bob Broscheid, Deputy Director.** The Commission will be briefed on the status of the draft Strategic Plan and review the current timeline for public and Commission review.

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Saturday, April 14, 2012, Meeting begins at 8:00 a.m.

Pledge of Allegiance.

Awards and Recognition.

1. **Call to the Public.** Those persons wishing to speak should complete a speaker's card and present it to the host. Unless prior approval has been granted by the Chairman, comments will be limited to no more than three minutes. No discussion or action will be taken by the Commission. Any items requiring further discussion or action will be included on a future Commission meeting agenda.
2. **Consideration of Proposed Commission Orders 2, 5-10, and 26 for 2012–2013 Hunting Season, Commission Orders 11–18 for 2012–2013 and 2013–2014 Hunting Seasons, and Commission Order 23 for the 2012–2013 and 2013–2014 Trapping Seasons. Presenter: Brian F. Wakeling, Game Branch Chief.** The Commission will consider and may vote to approve Commission Orders 2 (deer), 5–10 (turkey, javelina, bighorn sheep, buffalo, bear, and mountain lion), and 26 (population management) establishing seasons and season dates, bag and possession limits, permit numbers, and open areas for the 2012–2013 season. The Commission will also consider and may vote to approve Commission Orders 11–18 (tree squirrel, cottontail rabbit, predatory and furbearing mammals, other mammals and birds, pheasant, quail, chukar partridge, and blue grouse) establishing seasons and season dates, bag and possession limits, and open areas for the 2012–2013 and 2013–2014 seasons. Additionally, the Commission will consider and may vote to approve Commission Order 23 (trapping), establishing season dates, legal species, open and closed areas, and bag and possession limits for the 2012–2013 and 2013–2014 seasons.
3. **Hunt Permit-Tag Application Schedule for the Fall 2012 Hunts. Presenter: Lizette Morgan, CFO, Business & Finance.** The Department will provide the Commission with a presentation related to the proposed hunt-permit tag application schedule for the Fall 2012 hunts and will ask the Commission to approve the application schedule.

NEW ITEM

- 3A. **Briefing of Online Draw Including Credit Card Fraud. Presenter: Lizette Morgan, CFO, Business & Finance.** The Department will provide the Commission with a presentation related to the Winter 2012 online draw process including information on a reported widespread credit card fraud issue that may have adversely affected some applications.

4. **Executive Session (The Commission will not vote to take any action during Executive Session).**

a. **Litigation and Legal Counsel.** The Commission may vote to meet in Executive Session in accordance with A.R.S. § 38-431.03(A)(3) and (4) for the purpose of discussing and consulting with legal counsel in order to consider its position and to instruct legal counsel regarding the Commission's position concerning *In re General Stream Adjudication for the Little Colorado River and Gila River; Wilderness Watch v. U.S. Fish and Wildlife Service CV-07-1185; Reed v. Arizona Game and Fish Department, C20111354; Wagner v. Personnel Board, LC2011-000683; Graham v. State of Arizona; Proposed Rosemont Copper Mine Project NEPA.*

5. **Litigation Report.** The Department's legal counsel may report on the status of the litigation matters: *In re General Stream Adjudication for the Little Colorado River and Gila River; Wilderness Watch v. U.S. Fish and Wildlife Service CV-07-1185; Reed v. Arizona Game and Fish Department, C20111354.*

6. **Approval of Minutes and Signing of Minutes.** The Commission may approve the Commission meeting minutes from February 10, 2012 and March 9, 2012.

7. **Director's and Chairman's Reports.** The Director and the Chairman will report on Department and Commission activities since the last meeting. This item will be information only. If further discussion is necessary, those items requiring discussion may be placed on a future Commission meeting agenda.

8. **Commissioners' Reports.** The Commissioners will report on their activities since the last meeting related to Game and Fish Commission duties and responsibilities. This item will be for information only. If further discussion is necessary, those items requiring discussion may be placed on a future Commission meeting agenda.

9. **Future Agenda Items and Action Items.**


for Larry D. Voyles Deputy
Director Director

The agenda may be revised and additional items may be added prior to the meeting as authorized by A.R.S. §38-431.02. In that event, an addendum to the agenda will be noticed and posted prior to the meeting at Department offices. Commission agenda items not noticed for a specific time may be taken out of order. Background materials provided to Commission members concerning public agenda items are available for public inspection at the main office of the Arizona Game and Fish Department at 5000 W. Carefree Highway, Phoenix, at Department regional offices in Pinetop, Flagstaff, Kingman, Yuma, Tucson, Mesa and at the meetings.

During the public meeting, the Commission may afford any person, their duly authorized representative, or both, the opportunity to present statements relating to agenda items, with or without the opportunity to present them orally. The Commission may go into Executive Session for the purpose of obtaining legal advice from the Commission Attorneys on any of the above agenda items pursuant to A.R.S. § 38-431.03

(A) (3) & (4). *One or more members of the Commission may appear and participate in the meeting telephonically or by other electronic means.*

Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, or this document in an alternative format, by contacting the AGFD Deputy Director, 5000 W. Carefree Highway, Phoenix, Arizona 85086, 602-942-3000. Requests should be made as early as possible to allow time to arrange the accommodation.

The Arizona Game and Fish Department is responsible for managing Arizona's fish and wildlife resource as an enduring public trust. In addition, the Department is charged with promoting safe and responsible use of watercraft and off-highway vehicles. Funding is provided from the sale of licenses and permits; watercraft registration fees; federal excise taxes on firearms, fishing equipment, boats, and other sporting goods; State lottery revenues; donations on State income tax forms; and various contracts and grants. Department policy is set by the Arizona Game and Fish Commission, whose five members are appointed by the Governor.

“Managing Today for Wildlife Tomorrow”