

TITLE 12. NATURAL RESOURCES
CHAPTER 4. GAME AND FISH COMMISSION
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ARTICLE 1. DEFINITIONS AND GENERAL PROVISIONS

R12-4-101. Definitions

- A. In addition to the definitions provided in A.R.S. § 17-101, R12-4-401, and R12-4-501, the following definitions apply to this Chapter, unless the context otherwise requires:
1. "Artificial lures and flies" means man-made devices intended as visual attractants for fish and shall not include living or dead organisms or edible parts thereof, natural or prepared food stuffs, artificial salmon eggs, artificial corn, or artificial marshmallows.
 2. "Commission order" means a document adopted by the Commission which may do any or all of the following: ~~Open~~ open, close or alter seasons and open areas for taking wildlife; specify wildlife which may or may not be taken; set bag or possession limits for wildlife; or set the number of permits available for limited hunts.
 3. "Crayfish net" means a net not to exceed 24 inches on a side or in diameter that is retrieved by means of a hand-held line.
 4. "Hunt area" means a game management unit, portion of unit, or group of units opened to hunting by a particular hunt number.
 5. "Hunt number" means the number assigned by Commission order to any hunt area where a limited number of hunt permits is available.
 6. "Hunt permits" means the number of hunt permit-tags made available to the public as a result of a Commission order.
 7. "Hunt permit-tag" means a tag for a hunt for which ~~the~~ a Commission order has assigned a hunt number.
 8. "Identification number" means a number assigned to each applicant or licensee by the Department, as described in R12-4-111.
 9. "License dealer" means a business authorized to sell hunting, fishing and other licenses pursuant to R12-4-105.
 10. "Live baitfish" means any species of live freshwater fish designated by Commission ~~Order~~ order as lawful for use in taking aquatic wildlife pursuant to R12-4-313.
 11. "Management unit" means an area established by the Commission for management purposes.
 12. "Minnow trap" means a trap with dimensions not to exceed 12 inches in depth, 12 inches in width and 24 inches in length.
 13. "Muzzle-loading handgun" means a firearm intended to be fired from the hand, incapable of firing fixed ammunition, having a single barrel and single chamber, and loaded through the muzzle with black powder or synthetic black powder and a single projectile.
 14. "Muzzle-loading rifle" means a weapon intended to be fired from the shoulder, incapable of firing fixed ammunition, having a single barrel and single chamber, and loaded through the muzzle with black powder or synthetic black powder and a single projectile.
 15. "Nonpermit-tag" means a tag for a hunt for which ~~the~~ a Commission order has not assigned a hunt number, and where the number of tags is not limited.
 16. "Restricted nonpermit-tag" means a tag issued to a hunter pool applicant for a supplemental hunt under R12-4-115.
 - ~~16.~~ 17. "Simultaneous fishing" means the taking of fish by two lines and not to exceed two hooks or two artificial lures or flies per line.
 - ~~17.~~ 18. "Sink box" means a low floating device, having a depression affording the hunter a means of concealment beneath the surface of the water.

~~18.~~ 19. “Tag” means the authorization that an individual is required to obtain from the Department under A.R.S. Title 17 and these rules before taking certain wildlife.

~~19.~~ 20. “Waterdog” means the larval or metamorphosing stage of salamanders.

~~20.~~ 21. “Wildlife area” means an area established pursuant to ~~R12-4-109~~ 12 A.A.C. 4, Article 8.

B. ~~When~~ If the following terms are used in a Commission order, ~~these~~ the following definitions apply:

1. “Antlered” means having an antler fully erupted through the skin and capable of being shed.
2. “Bearded turkey” means a turkey with a beard that extends beyond the contour feathers of the breast.
3. “Buck antelope” means a male pronghorn antelope with a horn longer than its ear.
4. “Bull elk” means an antlered elk.
5. “Ram” means any male bighorn sheep, excluding male lambs.

~~C. This rule is effective January 1, 2000.~~

R12-4-102. Fees for Licenses, Tags, Stamps, and Permits

Persons purchasing the licenses, tags, stamps, or permits listed in this Section shall pay the prescribed fees at the time of application, or the fees prescribed by the Director under R12-4-115.

	Fee effective July 1, 2000	Fee effective January 1, 2001
Hunting and Fishing License Fees		
Class A, General Fishing License		
Resident	\$12.00	\$18.00
Nonresident	\$38.00	\$51.50
Pursuant to A.R.S. § 17333(A)(1), the fee for this license issued in November or December of the year for which the license is valid is 1/2 price; that includes 1/2 of the surcharge prescribed as authorized by A.R.S. § 17345.		
Class B, Four-month Fishing License		
Nonresident	\$22.00	\$37.50
Class C, Five-day Fishing License		
Nonresident	\$18.50	\$26.00
Class D, One-day Fishing License		
Resident or Nonresident	\$8.00	\$12.50
Class E, Colorado River Only Fishing License		
Nonresident	\$32.50	\$42.50
Class F, Combination Hunting and Fishing License		
Resident Adult	\$34.00	\$44.00
Nonresident Adult	\$100.00	\$177.50
Resident or Nonresident Youth. Fee applies before and through the calendar year of the applicant’s 20th birthday.	\$18.00	\$25.50
Class G, General Hunting License		
Resident	\$18.00	\$25.50

Nonresident	\$85.50	\$113.50
Class H, Three-day Hunting License		
Nonresident	\$38.00	\$51.50
Resident Youth Group Two-day Fishing License		
Resident or Nonresident	\$12.00	\$16.00
Class U, Urban Fishing License		
Hunt Permit-tag Fees		
Antelope		
Resident	\$59.50	\$59.50
Nonresident	\$299.50	\$299.50
Bear		
Resident	\$13.00	\$13.00
Nonresident	\$183.00	\$183.00

Bighorn Sheep		
Resident	\$179.50	\$179.50
Nonresident	\$915.00	\$915.00
Buffalo		
Adult Bulls or Any Buffalo		
Resident	\$750.00	\$750.00
Nonresident	\$3,750.00	\$3,750.00
Adult Cows		
Resident	\$450.00	\$450.00
Nonresident	\$2,250.00	\$2,250.00
Yearling		
Resident	\$240.00	\$240.00
Nonresident	\$1,200.00	\$1,200.00
Yearling or Cow		
Resident	\$450.00	\$450.00
Nonresident	\$2,250.00	\$2,250.00
Deer and Archery Deer		
Resident	\$17.50	\$17.50
Nonresident	\$108.50	\$108.50
Elk		
Resident	\$71.50	\$71.50
Nonresident	\$366.00	\$366.00
Javelina and Archery Javelina		
Resident	\$11.00	\$11.00
Nonresident	\$63.00	\$63.00
Mountain Lion		
Resident	\$13.00	\$13.00
Nonresident	\$183.00	\$183.00
Turkey and Archery Turkey		
Resident	\$10.00	\$10.00
Nonresident	\$50.50	\$50.50
Sandhill Crane		

Resident or Nonresident	\$5.00	\$5.00
Nonpermit-tag and Restricted Nonpermit-tag Fees		
Antelope		
Resident	\$50.00	\$59.50
Nonresident	\$250.00	\$299.50
Bear		
Resident	\$11.00	\$13.00
Nonresident	\$150.00	\$183.00
Bighorn Sheep		
Resident	\$150.00	\$179.50
Nonresident	\$750.00	\$915.00

Buffalo		
Adult Bulls or Any Buffalo		
Resident	\$750.00	\$750.00
Nonresident	\$3,750.00	\$3,750.00
Adult Cows		
Resident	\$450.00	\$450.00
Nonresident	\$2,250.00	\$2,250.00
Yearling		
Resident	\$240.00	\$240.00
Nonresident	\$1,200.00	\$1,200.00
Yearling or Cow		
Resident	\$450.00	\$450.00
Nonresident	\$2,250.00	\$2,250.00
Deer and Archery Deer		
Resident	\$14.50	\$17.50
Nonresident	\$75.50	\$108.50
Elk		
Resident	\$60.00	\$71.50
Nonresident	\$300.00	\$366.00
Javelina and Archery Javelina		
Resident	\$9.50	\$11.00
Nonresident	\$50.50	\$63.00
Mountain Lion		
Resident	\$11.00	\$13.00
Nonresident	\$150.00	\$183.00
Turkey and Archery Turkey		
Resident	\$8.50	\$10.00
Nonresident	\$50.50	\$50.50
Stamps and Special Use Permit Fees		
Arizona Colorado River Special Use Permit Stamp. For use by California fishing licensees, resident or nonresident.	\$3.00	\$3.00
Arizona Colorado River Special Use Permit Stamp. For use by Nevada fishing licensees, resident or nonresident.	\$3.00	\$3.00

Arizona Lake Powell Stamp. For use by resident Utah licensees.	\$3.00	\$3.00
Bobcat Permit Tag. For resident or nonresident.	\$2.00	\$2.00
State Waterfowl Stamp. Validates resident or nonresident Class F, G, or H license for ducks, geese, and swans.	\$7.50	\$7.50
State Migratory Bird Stamp, as prescribed in A.R.S. § 17-333.03. Resident or nonresident.	\$3.00	\$3.00

Trout Stamp. When affixed to the back of the license, validates Class A license for trout.		
Resident	\$10.00	\$10.50
Nonresident	\$10.00	\$49.50
Two-Pole Stamp. When affixed to the back of a Class A, B, C, D, E, F. Pioneer or Urban fishing license, allows simultaneous fishing as defined in R12-4-101.	\$4.00	\$4.00
Other License Fees		
Falconer License	\$75.00	\$75.00
Field Trial License	\$5.00	\$5.00
Fur Dealer's License	\$100.00	\$100.00
Guide License		
Resident or Nonresident	\$100.00	\$100.00
License Dealer's License	\$75.00	\$75.00
Minnow Dealer's License	\$30.00	\$30.00
Private Game Farm License	\$40.00	\$40.00
Shooting Preserve License	\$100.00	\$100.00
Taxidermist License	\$50.00	\$50.00
Trapping License		
Resident	\$10.00	\$10.00
Nonresident	\$50.00	\$50.00
Resident Juvenile	\$10.00	\$10.00
White Amur Stocking License	\$100.00	\$100.00
Wildlife Hobby License	\$5.00	\$5.00
Zoo License	\$100.00	\$100.00
Administrative Fees		
Duplicate Fee. Duplicates are not issued for Trout Stamps, Arizona Colorado River Special Use Permits, Arizona Colorado River Special Use Permit Stamps, Arizona Lake Powell Stamps, State Migratory Bird Stamps, or State Waterfowl Stamps.	\$3.00	\$3.00
Permit Application Fee.	\$5.00	\$5.00
Kaibab North Special Deer Hunting Permit, resident or nonresident	\$5.00	\$5.00

R12-4-104. Application Procedures for Issuance of Hunt Permit-tags by Drawing

A. For the purposes of this Section, "group" means all applications contained in a single

~~envelope that is provided as part of the Hunt Permit tag Application Form or submitted electronically over the Internet as part of the same application. No more than 4 four individuals may apply as a group except that no more than 2 two individuals may apply as a group for bighorn sheep. Nonresidents, see subsection R12-4-114(D).~~

- B. ~~Each An applicant, including each member of a group, applying for a hunt permit-tag shall apply using a Hunt Permit-tag Application Form, available at Department offices, the Department's Internet web site, and license dealers and received at times and locations established by the hunt permit-tag application schedule that is published annually by the Department and available at Department offices, the Department's Internet web site, and license dealers.~~
- C. ~~Each An applicant, including each member of a group, shall sign the Hunt Permit-tag Application Form, or provide permission to another person to sign the application form for them and provide the following information: name, address, residency status, and date of birth. If applying electronically over the Internet, an applicant shall attest to, or provide permission to another person to attest to, the information electronically provided. In addition:~~
- ~~1. Each applicant, including each member of a group, shall include the applicant's social security number, as required under A.R.S. §§ 25-320(K) and 25-502(E), and the applicant's identification number, if different from the social security number on the Hunt Permit tag Application Form.~~
 - ~~2. Each applicant, including each member of a group, licensed to take wildlife in this state shall include the number of the applicant's class F or G hunting license for the year in which the hunt will take place, the number of the applicant's complimentary pioneer license, or the number of the applicant's disabled veteran's license on the Hunt Permit tag Application Form, or:
 - ~~a. Each applicant, including each member of a group, not licensed for the year in which the hunt will take place shall complete the License Application portion of the Hunt Permit tag Application Form, providing the applicant's name, identification number, address, class of license for which application is made, residency status, length of Arizona residency (if applicable), date of birth, sex, weight, height, and color of hair and eyes.~~
 - ~~b. Each unlicensed juvenile applying for a hunt other than big game and not required to have a license shall indicate "juvenile" in the space provided for the license number on the Hunt Permit tag Application Form.~~~~
 - ~~3. Each applicant, including each member of a group, shall enclose as part of the hunt permit tag application, fees as set in R12-4-102 for the following:
 - ~~a. The fee for the appropriate hunt permit tag;~~
 - ~~b. A permit application fee;~~
 - ~~c. If a license is requested, fee for the license.~~~~
 - ~~4. Each payment enclosed as part of the hunt permit tag application shall be made payable to the Arizona Game and Fish Department by certified check, cashier's check, money order, or personal check or draft. Cash shall not be accepted.~~
 - ~~5. Each applicant, including each member of a group, shall apply for a specific hunt by the current hunt number. If all hunts selected by the applicant are filled at the time the application is processed in the Drawing, the Department shall deem the application unsuccessful.~~
 - ~~6. Each applicant, including each member of a group, shall make all hunt choices within 1 application for the same genus.~~

- ~~7. Applications for different genera of wildlife shall not be included in the same envelope.~~
- ~~8. All members of a group shall apply for the same hunt numbers and in the same order of preference. The Department shall not issue a hunt permit tag to any group member unless sufficient hunt permit tags are available for all group members. If the Department rejects any member of a group for any reason, the Department shall reject all other members of the group.~~
- ~~9. Each applicant, including each member of a group, shall submit only 1 valid application per genus of wildlife for any calendar year, except:

 - ~~a. When the bag limit is 1 per calendar year, an unsuccessful applicant may re-apply for remaining hunt permit tags in unfilled hunt areas, as specified in the hunt permit tag application schedule published annually by the Department.~~
 - ~~b. Turkey and buffalo hunters with a hunt permit tag for the spring season who are unsuccessful in the spring season may apply for a hunt permit tag for the fall season.~~
 - ~~c. When the bag limit is more than 1 per calendar year, any person may apply as specified in the hunt permit tag application schedule published annually by the Department for remaining hunt permit tags in unfilled hunt areas.~~~~
- ~~10. It is unlawful for any person to apply for a bighorn sheep or buffalo hunt permit tag when that person has taken the bag limit for that species.~~
- ~~11. To participate in the bonus point system, applicants shall comply with R12-4-107.~~
- D. Each applicant shall provide the following information on the Hunt Permit-tag Application Form:
 1. Name, address, residency status, and date of birth;
 2. The applicant's social security number, as required under A.R.S. §§ 25-320(K) and 25-502(E), and the applicant's Department identification number, if different from the social security number on the Hunt Permit-tag Application Form;
 2. Each applicant licensed to take wildlife in this state shall include the number of the applicant's license for the year in which the hunt will take place;
 3. Each applicant not licensed for the year in which the hunt will take place shall complete the License Application portion of the Hunt Permit-tag Application Form, providing the applicant's name, Department identification number, address, class of license for which application is made, residency status, length of Arizona residency (if applicable), date of birth, sex, weight, height, and color of hair and eyes; and
 4. Each unlicensed juvenile applying for a hunt other than big game and not required to have a license shall indicate "juvenile" in the space provided for the license number on the Hunt Permit-tag Application Form.
- E. Each applicant shall enclose as part of the hunt permit-tag application, fees as set in R12-4-102 for the following:
 1. The fee for the appropriate hunt permit-tag, unless application is submitted online;
 2. A permit application fee; and
 3. If a license is requested, a fee for the license.
- F. Each applicant shall enclose payment as part of the hunt permit-tag application, made payable, in U.S. currency, to the Arizona Game and Fish Department by certified check, cashier's check, money order, or personal check. If applying electronically over the Internet or telephone, an applicant shall include as a part of the hunt permit-tag application, payment by valid credit card.
- G. Each applicant shall apply for a specific hunt by the current hunt number. If all hunts selected

by the applicant are filled at the time the application is processed in the Drawing, the Department shall deem the application unsuccessful.

- H. Each applicant shall make all hunt choices within one application for the same genus.
- I. Applications for different genera of wildlife shall not be included in the same envelope.
- J. All members of a group shall apply for the same hunt numbers and in the same order of preference. The Department shall not issue a hunt permit-tag to any group member unless sufficient hunt permit-tags are available for all group members. If the Department rejects any member of a group for any reason, the Department shall reject all other members of the group.
- K. Each applicant shall submit only one valid application per genus of wildlife for any calendar year, except:
1. If the bag limit is one per calendar year, an unsuccessful applicant may re-apply for remaining hunt permit-tags in unfilled hunt areas, as specified in the hunt permit-tag application schedule published annually by the Department.
 2. For genera that have multiple hunts within a single calendar year, hunters that successfully draw a hunt permit-tag during an earlier season may apply for a later season for the same genus if they have not taken the bag limit for that genus during a preceding hunt in the same calendar year.
 3. If the bag limit is more than one per calendar year, any person may apply as specified in the hunt permit-tag application schedule published annually by the Department for remaining hunt permit-tags in unfilled hunt areas.
- L. It is unlawful for any person to apply for a bighorn sheep or buffalo hunt permit-tag when that person has taken the bag limit for that species.
- M. To participate in the bonus point system, an applicant shall comply with R12-4-107.
- ~~D.~~ N. Any Hunt Permit-tag Application Form not prepared or submitted in accordance with this rule Section, or not prepared in a legible manner, is not valid and shall be rejected and all fees refunded. If the Department rejects any an application from any member of a group, the Department shall reject all applications from the group.
- ~~E.~~ O. Any hunt permit-tag issued for an application that is subsequently found not to be in accordance with this rule Section is invalid.
- ~~F.~~ P. ~~Hunt~~ The Department shall mail hunt permit-tags ~~shall be mailed~~ to successful applicants. ~~Overpayments~~ The Department shall return overpayments and hunt permit-tag and license fees received with an unsuccessful applications application shall be returned to the applicant designated "A", as shown on the Hunt Permit-tag Application Form. Permit application fees received with valid applications shall not be refunded.
- ~~G.~~ Q. If the Director determines that Department error resulted in the rejection of an application for a hunt permit-tag, the Director may authorize additional hunt permit-tags in order to correct the error, provided the issuance of additional permits will have no significant impact on the wildlife population to be hunted and the application would have otherwise been successful based on its random number. Any An applicant who is denied a hunt permit-tag under this procedure may appeal to the Commission as provided under A.R.S. Title 41, Chapter 6, Article 10.
- ~~H.~~ This rule is effective January 1, 2000.

R12-4-107. Bonus Point System

- A. The bonus point system grants each person ~~4~~ one entry in each drawing for elk, buffalo,

bighorn sheep, antelope, or deer for each bonus point which that person has accumulated under this ~~rule~~ Section. Each bonus point entry is in addition to the entry normally granted by R12-4-104. When processing “group” applications as defined in R12-4-104, the Department shall use the average number of bonus points accumulated by the persons in the group, rounded to the nearest whole number. If the average is .5, the total will be rounded up to the next highest number.

- B. The Department shall award ~~4~~ one bonus point each time a person submits a valid but unsuccessful application for a hunt permit-tag, provided that:
 - 1. The application is not for hunt permit-tags left over after the drawing which are available on a first-come, first-served basis as prescribed in R12-4-114; and
 - 2. ~~Prior to~~ Before the drawing, the ~~person applicant~~ applicant has purchased a hunting license valid for the year in which the hunt will take place. The applicant shall either provide the hunting license number on the application, or submit an application and fees for the license with the drawing application, indicating that the applicant is to be issued the license even if not drawn.
- C. Each bonus point accumulated is valid only for the genus designated on the unsuccessful application.
- D. Except for permanent bonus points awarded for hunter education, all of a person’s accumulated bonus points for a genus are forfeited ~~when~~ if:
 - 1. The person is issued a hunt permit-tag for that genus in a computer drawing; or
 - 2. ~~When the~~ The person fails to apply for a hunt permit-tag for that genus for ~~5~~ five consecutive years.
- ~~E.~~ An applicant issued first-come hunt permit-tags under R12-4-114 after the computer drawing will not lose bonus points for those tags, and a valid but unsuccessful applicant for first-come hunt permit-tags remaining after the computer drawing will not gain bonus points.
- ~~E.~~ F. The Department shall award ~~4~~ one permanent bonus point for each genus upon a person’s ~~4th~~ first graduation from the Department’s Arizona Hunter Education Course or for serving as a Department hunter education instructor.
 - 1. The Department shall credit ~~persons~~ a person who graduated after January 1, 1980, but ~~prior to~~ before January 1, 1991, or ~~persons~~ a person certified by the Department as an active hunter education instructor after January 1, 1980, with ~~4~~ one permanent bonus point for each genus if the person provides the following information on a form available from the Department: Department identification number; name; address; residency status and length of Arizona residency, if applicable; date of birth; sex; weight; height; color of hair and eyes; and, for ~~persons~~ a person other than instructor, the month and year of graduation from the Department’s Arizona Hunter Education Course.
 - 2. An instructor or a person who has graduated shall submit the required form 30 days prior to a drawing’s application date deadline, specified in the hunt permit-tag application schedule, in order for the bonus point to be counted by the Department in that drawing.
- ~~F.~~ G. The Department shall ~~place each~~ make an applicant’s total number of accumulated bonus points ~~accumulated~~ available on the ~~applicant’s notice of unsuccessful application~~ Department’s web site or IVR telephone system. If the applicant disagrees with the total, the applicant shall provide previous notices or proof of compliance with subsection (E) to prove Department error. In the event of an error, the Department shall correct the

applicant's record.

~~G.~~ H. The Department shall record bonus points under each an applicant's Department identification number and the genus on the application. The Department shall not transfer bonus points between persons or genera.

~~H.~~ This rule is effective January 1, 1999.

R12-4-114. Issuance of Nonpermit-tags and Hunt ~~Permit-Tags~~ Permit-tags

A. In accordance with A.R.S. § 17-332 and the provisions of this ~~rule~~ Section, the Department shall annually provide numbered tags for sale to the public. ~~Each~~ The Department shall ensure that each tag includes a transportation and shipping permit as prescribed in A.R.S. §§ 17-332 and 17-371. ~~Tags are and that each tag is~~ made of tear-resistant material with an adhesive back covered by a detachable paper backing ~~and that clearly identify, when issued, identifies~~ the animal for which the tag is valid.

B. ~~When~~ If the Commission establishes a big game season for which a hunt number is not assigned, ~~license dealers and the Department offices~~ or its authorized agent, or both, shall sell nonpermit-tags.

1. To obtain a nonpermit-tag, an applicant shall provide to a license dealer or Department office the applicant's name, address, and Department identification number.

2. An applicant shall not apply for or obtain nonpermit-tags in excess of the bag limit prescribed by the Commission when it established the season for which the nonpermit-tags are valid.

C. ~~When~~ If the number of hunt permits for a species in a particular hunt area must be limited, a Commission order establishes a hunt number for that hunt area, and a hunt permit-tag is required to take the species in that hunt area.

1. To apply for a hunt permit-tag, an applicant shall submit an application ~~pursuant to~~ under R12-4-104.

2. The Department ~~shall uses~~ use the following procedure to determine whether a hunt permit-tag will be issued to an applicant:

a. The Department ~~shall reserves~~ reserve a maximum of 10% of the hunt permits for each hunt number ~~for elk, buffalo, bighorn sheep, and antelope~~ to issue to persons and groups who have bonus points ~~which that~~ have been issued according to R12-4-107.

b. The Department ~~shall issues~~ issue the reserved hunt permit-tags for hunt numbers designated by eligible applicants as their ~~1st~~ first or ~~2nd~~ second choices. The Department ~~shall issues~~ issue the reserved hunt permit-tags by random selection:

i. First, to eligible applicants with the greatest number of bonus points for that genus.

ii. Next, if there are reserved hunt permit-tags remaining, to eligible applicants with the next greatest number of bonus points for that genus.

iii. If there are still tags remaining, to the next eligible applicants with the next greatest number of bonus points; continuing until all of the reserved tags have been issued or until there are no more applicants for that hunt number who have bonus points.

c. ~~First~~ The Department shall ensure that the first selection from all unreserved hunt permit-tags is by random drawing.

d. ~~When~~ If the bag limit established by Commission order is more than ~~4~~ one per calendar year, or ~~when if~~ there are hunt permit-tags remaining unissued after the

random drawings, the Department shall ensure that these hunt permit-tags are available on a set date on a ~~1st~~ first-come, 1st first-served basis ~~by mail or over the counter from Department offices~~ as specified in the hunt permit-tag application schedule published annually by, and available from, the Department.

- D. The Department shall ensure that no more than 10% of the total available bighorn sheep or buffalo hunt permit-tags in any calendar year are issued to nonresidents and that no more than 50% nor more than ~~2~~ two bighorn sheep or buffalo hunt permit-tags in any hunt number are issued to nonresidents.
- E. The Department shall ensure that no more than 10% of the total available hunt permit-tags are issued to nonresidents for the following hunts, except that when hunt numbers have 10 or less available hunt permit-tags, no more than ~~1~~ one hunt permit-tag is issued to a nonresident:
 - 1. All hunts for bull elk; ~~and~~
 - 2. All hunts for antlered deer north of the Colorado River.
- F. ~~This rule is effective January 1, 1997.~~

R12-4-115. Depredation Hunts Supplemental Hunts and Hunter Pool

- A. For the purposes of this rule ~~Section~~, a “~~depredation hunt~~” is a season established by the Commission for the purpose of removing depredating wildlife pursuant to A.R.S. § 17-239. the following definitions apply:
 - 1. “Management objectives” means goals, recommendations, or guidelines contained in Commission-approved wildlife management plans, which include hunt guidelines, operational plans, or hunt recommendations;
 - 2. “Hunter pool” means a file of applications for supplemental hunts; and
 - 3. “Supplemental hunt” means a season established by the Commission for the following purposes:
 - a. Take of depredating wildlife under A.R.S. § 17-239;
 - b. Take of wildlife under an Emergency Season if the Commission adopts, amends, or repeals a Commission order for reasons constituting an immediate threat to the health, safety, or management of wildlife or its habitat or to public health or safety; or
 - c. Take of wildlife under a population management hunt if the Commission has prescribed restricted nonpermit-tags by Commission order for the purpose of meeting management objectives because regular seasons are not, have not been, or will not be sufficient or effective to achieve management objectives.
- B. For the purposes of authorizing a population management hunt, the Commission through Commission order shall open a season or seasons and prescribe a maximum number of restricted nonpermit-tags that the Director may issue under this Section.
- C. The Director shall implement a population management hunt under the open season or seasons prescribed in subsection (B) if the Director finds that:
 - 1. Regular seasons have not met or will not meet management objectives;
 - 2. Take of wildlife is necessary to meet management objectives; and
 - 3. Issuance of a specific number of restricted nonpermit-tags is likely to meet management objectives.
- D. To implement a population management hunt under subsection (B), the Director shall do the following:
 - 1. Select season dates, within the range of dates prescribed by the Commission through Commission order;

2. Select specific hunt areas, within the range of hunt areas prescribed by the Commission through Commission order;
 3. Select the legal animal, within the range of legal animals prescribed by the Commission through Commission order;
 4. Determine the number of restricted nonpermit-tags that will be issued from the maximum number of tags prescribed by the Commission through Commission order; and
 5. Reduce restricted nonpermit-tag fees up to 75% for population management hunts if the normal fee structure will not generate adequate participation from applicants in the hunter pool.
- E. The Director shall not issue more restricted nonpermit-tags than the maximum number prescribed by the Commission through Commission order.
- ~~B.~~ F. To participate in a ~~depredation hunt~~ supplemental hunt, a person shall obtain a ~~depredation tag~~ restricted non-permit tag issued pursuant to as prescribed by this rule Section. A ~~depredation tag~~ restricted non-permit tag is valid only for the ~~depredation~~ supplemental hunt for which it is issued.
- ~~C.~~ G. The Department or its authorized agent shall maintain a hunter pool file of applications for ~~depredation tags~~ supplemental hunts. The ~~file~~ hunter pool shall be purged and renewed annually, but the Department may advertise for and accept new applications as needed. ~~When~~ If the Commission establishes a ~~depredation~~ supplemental hunt, and the number of hunters in the supplemental hunt must be limited, the Department or its authorized agent shall randomly select applicants from the current hunter pool file. The Department or its authorized agent shall attempt to contact each randomly-selected applicant by telephone at least three times during a 24-hour period. If ~~the~~ an applicant cannot be contacted or cannot participate in the hunt, the Department or its authorized agent shall return the application shall be returned to the file hunter pool and another ~~drawn~~ draw another application. The Department or its authorized agent shall draw no more applications after the number of ~~depredation tags~~ established by the Commission-restricted nonpermit-tags prescribed in subsection (C) (4) have been issued.
- ~~D.~~ H. Applicants for ~~depredation tags~~ shall submit the following information on a form available from the Department. Only the permit application fee prescribed in R12-4-102 shall be included with the application form. Neither a current hunting license number nor a fee or application for a hunting license shall be required with the application form. "Group" applications as prescribed in R12-4-104 shall not be accepted. An applicant for a supplemental hunt shall submit the permit application fee prescribed in R12-4-102 along with the following information on a form available from the Department or its authorized agent:
1. Name, address, whether a resident or nonresident, and date of birth;
 2. Daytime and evening telephone numbers; and
 3. The species ~~which~~ that the applicant would like to hunt if drawn.
- I. Neither a current hunting license number nor a fee or application for a hunting license is required with the supplemental hunt application form. The Department shall not accept group applications, as described in R12-4-104, for supplemental hunts.
- ~~E.~~ J. ~~A~~ A hunter pool applicant who is drawn and who wishes to participate in a ~~depredation~~ supplemental hunt ~~may~~ shall submit the following to the Department to obtain ~~the~~ ~~depredation tag~~ as follows a restricted nonpermit-tag:
1. Submitting the The fee for the tag as prescribed in by R12-4-102, or as prescribed by

- subsection (C)(5) if the fee has been reduced, and
2. ~~Providing the~~ The number of the applicant's hunting license, valid for the year of the depredation supplemental hunt.
 3. ~~Depredation tags shall be reserved by the Department for any applicant only for the period of time specified by the Department when contact is made. Tags not purchased within the specified period of time shall be reserved for another applicant drawn from the current file pursuant to this rule. Successful applicants who do not purchase a tag after being contacted and agreeing to purchase the tag shall be removed from the current file.~~
- K. The Department reserves a restricted nonpermit-tag for an applicant only for the period of time specified by the Department when contact is made with the applicant. A restricted nonpermit-tag not purchased within the specified period of time shall be issued to another applicant drawn from the current hunter pool as prescribed by this Section. The Department or its authorized agent shall remove from the current hunter pool the application of any successful applicant who does not purchase a tag after being contacted and agreeing to purchase the tag.
- ~~F. L.~~ The provisions of ~~R12-4-309~~ R12-4-104, R12-4-107, R12-4-114, and R12-4-609 shall do not apply to depredation supplemental hunts. An A supplemental hunt application submitted in accordance with this Section rule shall does not invalidate any application for a hunt permit-tag. A person shall not be issued both a depredation tag and a hunt permit tag for the same genus for the same calendar year unless the bag limit for that genus equals or exceeds two. The issuance of a restricted nonpermit-tag does not authorize an individual to exceed the bag limit established by the Commission for that calendar year.
- ~~G. This rule is effective January 1, 1993.~~
- M. The Department shall ensure that no more than 10% of the total available restricted nonpermit-tags issued for population management hunts are issued to nonresidents for the following hunts, except that if population management hunts have ten or fewer available restricted nonpermit-tags, no more than one restricted nonpermit-tag shall be issued to a nonresident:
1. All hunts for bull elk, and
 2. All hunts for antlered deer north of the Colorado River.

ARTICLE 6. RULES OF PRACTICE BEFORE THE COMMISSION

R12-4-609. Commission Orders ; ~~Emergency Seasons~~

- A. Except as provided in subsection (B):
1. At least 20 calendar days ~~prior to~~ before a meeting where the Commission will consider a Commission order, the Department shall issue a public announcement of the proposed Commission order to print and ~~electronics~~ electronic media in accordance with A.R.S. § 38-431.02.
 2. The announcement shall contain the date, time, and location of the Commission meeting where ~~these recommendations~~ the Commission order will be considered and a statement that the public may attend and present written comments at or before the hearing.
 3. The announcement shall also state that ~~copies~~ a copy of any proposed Commission ~~orders~~

~~order will be~~ is available for public inspection at the Department offices in Phoenix, Pinetop, Flagstaff, Kingman, Yuma, Tucson, and Mesa 10 calendar days ~~prior to~~ before the meeting.

- B. The requirements of subsection (A) do not apply to Commission orders establishing:
1. ~~Depredation~~ Supplemental hunts as prescribed in R12-4-115, and
 2. Special seasons for persons possessing special license tags issued under A.R.S. § 17-346 and R12-4-120.
 3. ~~Emergency seasons when the Commission adopts, amends, or repeals a Commission order for emergency reasons constituting an immediate threat to the health, safety, or management of wildlife or its habitat or public health or safety.~~
 - a. ~~When the number of hunters to participate in an emergency big game season must be limited, hunters may be randomly selected from the list of applicants established pursuant to R12-4-115; the Department may advertise for and accept new applications as needed.~~
 - b. ~~The restrictions in R12-4-309 do not apply to an emergency season.~~
 - c. ~~The provisions of R12-4-104, R12-4-107, and R12-4-114 do not apply to an emergency season.~~
- C. The Department shall publish the content of all Commission orders and make them available to the public without charge.