

TOWNSEND SUBSTITUTE FLOOR AMENDMENT  
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2340

I move the following SUBSTITUTE amendment to the FEDERALISM AND STATES' RIGHTS  
Committee Amendment to  
HOUSE BILL 2340 (Reference to printed bill)

1 Page 1, line 4, strike "WILD"

2 Line 5, strike "state property; management"

3 Line 6, strike "agreement" insert "necessary interaction"

4 Line 7, after "classification" insert "; definition"

5 Strike lines 8 through 14

6 Reletter to conform

7 Line 15, strike "ACTIVELY"; after "MANAGE" insert ", HARASS"; after "TAKE"  
8 insert ", SHOOT, CHASE, CAPTURE, KILL"

9 Line 17, strike "THE DIVISION" insert "EITHER THE UNITED STATES FOREST SERVICE  
10 OR THE COUNTY SHERIFF, WHICHEVER ENTITY HAS JURISDICTION OVER THE AREA IN  
11 WHICH THE SALT RIVER WILD HORSE HERD IS LOCATED"

12 Strike lines 18 and 19, insert:

13 "B. IF AN INCIDENT OCCURS THAT REQUIRES INTERACTION WITH THE SALT  
14 RIVER WILD HORSE HERD IN ORDER TO PROTECT THE SAFETY OR HEALTH OF THE HORSES  
15 THAT ARE PART OF THE SALT RIVER WILD HORSE HERD OR THE PUBLIC, A PRIVATE OR  
16 PUBLIC ENTITY MAY ADDRESS THE INCIDENT AFTER OBTAINING WRITTEN AUTHORIZATION  
17 FROM EITHER THE UNITED STATES FOREST SERVICE OR THE COUNTY SHERIFF, WHICHEVER  
18 ENTITY HAS JURISDICTION OVER THE AREA IN WHICH THE INCIDENT OCCURRED.

19 C. A HORSE THAT IS PART OF THE SALT RIVER WILD HORSE HERD IS NOT A  
20 STRAY ANIMAL AS DEFINED IN SECTION 3-1401 AND IS NOT SUBJECT TO SECTIONS  
21 3-1371 AND 3-1402."

22 Reletter to conform

1 Page 1, line 20, after "VIOLATES" insert "SUBSECTION A OF"

2 Strike lines 22 through 25, insert:

3 "E. FOR THE PURPOSES OF THIS SECTION, "SALT RIVER WILD HORSE HERD"  
4 INCLUDES THE HORSES THAT INHABIT AND THAT HAVE HISTORICALLY LIVED AND HAVE  
5 NATURAL MIGRATION PATTERNS IN AND AROUND THE LOWER SALT RIVER AND SAGUARO  
6 LAKE AREAS IN THE TONTO NATIONAL FOREST AND THAT DO NOT HAVE A BRAND OR OTHER  
7 MARK THAT INDICATES OWNERSHIP.

8 3-1492. Unlawful release of a domesticated horse; violation;  
9 classification

10 A PERSON WHO INTENTIONALLY RELEASES A DOMESTICATED HORSE INTO THE WILD  
11 IS GUILTY OF A CLASS 1 MISDEMEANOR.

12 Sec. 2. Legislative findings

13 The legislature finds and declares the following:

14 1. The Salt River wild horse herd is a unique population of animals  
15 that the residents of and visitors to this state enjoy viewing.

16 2. The Salt River wild horse herd and future offspring are an  
17 economic, recreational and historical asset to this state.

18 3. Records on file with the Arizona state library, archives and public  
19 records document the existence of the Salt River wild horse herd as early as  
20 1890.

21 4. Although it is impossible to designate the herd as wild or feral,  
22 or both, the residents of this state value the herd as a state treasure, and  
23 every effort must be made to preserve the natural and historical existence of  
24 the herd in the Salt River and Saguaro Lake areas."

25 Amend title to conform

KELLY TOWNSEND

2340FloorTOWNSEND  
02/23/2016  
2:28 PM  
C: ld