

**1st Sub. S.B. 245**  
**MULE DEER PROTECTION ACT**

Senator **Ralph Okerlund** proposes the following amendments:

1. *Page 1, Line 14:*

14           ▶ grants rulemaking authority to the ~~{-Wildlife Board-}~~ Division of Wildlife Resources to establish programs that reduce

2. *Page 1, Line 21 through Page 2, Line 28:*

21           ▶ permits the Division of Wildlife Resources to contract with a vendor to reduce and control the coyote population in areas where mule deer predation occurs; and

23           ▶ permits the Division of Wildlife Resources to prepare and distribute training materials related to mule deer protection {→;

25 ~~→ → authorizes the Wildlife Board to establish fees under programs that control and reduce the coyote population; and~~

27 ~~→ → authorizes the Division of Wildlife Resources to collect fees established by the Wildlife Board under programs that control and reduce the coyote population.}~~ →

3. *Page 2, Lines 30 through 43:*

30           This bill appropriates:

31           ▶ to the General Fund Restricted - Mule Deer Protection Account, as an ongoing appropriation:

33           • from the General Fund, \$500,000;

34           ▶ to the Division of Wildlife Resources - Wildlife Section, as an ongoing appropriation:

36           • from the General Fund Restricted - Mule Deer Protection Account, \$500,000 {→} →  
subject to intent language that the appropriation is non-lapsing;

37           ▶ to the General Fund Restricted - Agriculture and Wildlife Damage Prevention Account, as an ongoing appropriation:

39           • from the General Fund, \$250,000; and

40           ▶ to the Department of Agriculture and Food - Predatory Animal Control, as an ongoing appropriation:

42           • from the General Fund Restricted - Agriculture and Wildlife Damage

43 Prevention Account, as an ongoing appropriation, \$250,000 {→} →, subject to intent language that the appropriation is non-lapsing.

4. Page 2, Lines 47 through 52:

47 ENACTS:  
48 23-30-101, Utah Code Annotated 1953  
49 23-30-102, Utah Code Annotated 1953  
50 23-30-103, Utah Code Annotated 1953  
51 23-30-104, Utah Code Annotated 1953  
52 {~~23-30-105, Utah Code Annotated 1953~~}

5. Page 3, Lines 72 through 82:

72 (1) There is created a restricted account within the General Fund known as the "Mule  
73 Deer Protection Restricted Account."  
74 (a) The restricted account shall consist of:  
75 (i) appropriations made by the Legislature; ~~and~~  
76 (ii) grants or donations from:  
77 (A) the federal government;  
78 (B) a state agency;  
79 (C) a local government; or  
80 (D) a person ~~;~~ ~~and~~  
81 ~~(iii) revenue from fees collected under Section 23-30-105.~~ ;  
82 (b) The division shall administer the restricted account.

6. Page 4, Lines 91 through 95:

91 23-30-104. {~~Predatory animal control.~~} Rulemaking authority, coordination, and  
administration for predator control.  
92 (1) The {~~Wildlife Board shall~~} division may make rules, in accordance with Title 63G,  
Chapter 3, Utah  
93 Administrative Rulemaking Act, to establish programs to accomplish targeted predator control  
94 or general predator control, including programs that offer incentives or compensation to  
95 participants who remove a predatory animal that is detrimental to mule deer production.

7. Page 4, Lines 109 through 117:

109 {~~Section 5. Section 23-30-105 is enacted to read:~~  
110 ~~23-30-105. Authorization to establish and collect fees:~~  
111 ~~(1) (a) The Wildlife Board may, in accordance with Section 63J-1-504, establish fees~~  
112 ~~for participation in a program established under Subsection 23-30-104(1):~~  
113 ~~(b) The division shall collect a fee established under Subsection (1):~~  
114 ~~(2) Fees collected under Subsection (1) shall be:~~  
115 ~~(a) deposited into the Mule Deer Protection Restricted Account established in Section~~

116 23-30-103; and

117 ~~\_\_\_\_\_ (b) expended in accordance with the requirements of Section 23-30-103.~~

8. Page 4, Line 118 through Page 5, Line 141:

118 Section ~~{6.}~~ 5. Appropriation.

119 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the  
120 following sums of money are appropriated from resources not otherwise appropriated, or  
121 reduced from amounts previously appropriated, out of the funds or accounts indicated for the  
122 fiscal year beginning July 1, 2012, and ending June 30, 2013. These are additions to any  
123 amounts previously appropriated for fiscal year 2013.

124 To General Fund Restricted - Mule Deer Protection Account

125 From General Fund \$500,000

126 Schedule of Programs:

127 Mule Deer Protection Account \$500,000

128 To Department of Natural Resources - Division of Wildlife Resources

129 From General Fund Restricted - Mule Deer Protection Account \$500,000

130 Schedule of Programs:

131 Wildlife Section \$500,000

**The Legislature intends that, under Section 63J-1-603 of the Utah Code, the appropriation from the Mule Deer Protection Account to the Division of Wildlife Resources not lapse at the close of fiscal year 2013.**

132 To General Fund Restricted - Agriculture and Wildlife Damage Prevention Account

133 From General Fund \$250,000

134 Schedule of programs:

135 Agriculture and Wildlife Damage

136 Prevention Account \$250,000

137 To Department of Agriculture and Food - Predatory Animal Control

138 From General Fund Restricted -

139 Agriculture and Wildlife Damage Prevention Account \$250,000

140 Schedule of programs:

141 Predatory Animal Control \$250,000

**The Legislature intends that, under Section 63J-1-603 of the Utah Code, the appropriation from the Agriculture and Wildlife Damage Prevention Account to the Department of Agriculture and Food not lapse at the close of fiscal year 2013.**