

# HB0202S03

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Senate Sponsor:Evan J. Vickers

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## HB0202S03 compared with HB0202S04

addresses {~~limits placed on reduced acreage elk cooperative wildlife management units~~  
landowners associations.

### 16 Money Appropriated in this Bill:

17 None

### 18 Other Special Clauses:

19 None

### 21 ENACTS:

22 **23A-4-711** , Utah Code Annotated 1953 , Utah Code Annotated 1953

23 **23A-4-712 , Utah Code Annotated 1953 , Utah Code Annotated 1953**

25 ~~{23A-7-213 , Utah Code Annotated 1953 , Utah Code Annotated 1953}~~

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25 *Be it enacted by the Legislature of the state of Utah:*

26 Section 1. Section **1** is enacted to read:

27 **23A-4-711. Private landowner vouchers.**

30 (1) As used in this section:

31 ~~{(a) }~~

~~{(i)}~~ (a) "Applicant" means a person who:

32 ~~{(A)}~~ (i) holds a fee simple ownership interest in at least 640 contiguous acres but not more than  
8,999 contiguous acres of private land in Utah within a limited entry elk unit; and

35 ~~{(B)}~~ (ii) has submitted an application to the division to participate in a landowner draw to hunt  
bull elk.

37 ~~{(ii) { "Applicant" does not include a person who is a landowner or a landowner association under a  
reduced acreage elk cooperative wildlife management unit created in Section 23A-7-213. } }~~

40 (b) "Block" means 640 contiguous acres that are not excluded under Subsection (2).

41 (c) "Voucher" means an authorization issued by the division that entitles a person to purchase a bull elk  
permit valid for the private land submitted in the application.

43 (2)

(a) An applicant may enter an annual landowner draw for a bull elk voucher for every complete block  
owned by the applicant.

45 (b) The private land that is the basis for determining whether there is a block for an application to  
qualify for a landowner draw shall have at least one common owner throughout the private land.

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- 48 (c) In order for an applicant to qualify for a landowner draw, all the owners of the private land  
described in Subsection (2)(b) shall agree to the applicant applying for a landowner draw.
- 51 (d) Multiple applicants may not submit an application for the same block and the division may reject all  
applications for a block if more than one application is received for a single block.
- 54 (e) The following private land is not eligible for purposes of determining a block:
- 55 (i) private land within a cooperative wildlife management unit under Chapter 7, Cooperative Wildlife  
Management Units; or
- 57 (ii) private land within a {landowner-} ~~landowners~~ association program established by the Wildlife  
Board {by rule made-} in accordance with {Title 63G, Chapter 3, Utah Administrative Rulemaking  
Act} ~~Section 23A-4-712.~~
- 60 (3)
- (a) The division shall determine the number of vouchers in a bull elk landowner draw under this section  
by allocating an additional 5% of the total number of limited entry bull permits available in the  
public draw within a limited entry elk unit.
- 63 (b) The division shall allocate:
- 64 (i) 50% of the vouchers in a landowner draw to applicants with ~~at least~~ 4,000 contiguous acres but not  
more than 8,999 contiguous acres; and
- 66 (ii) 50% of the vouchers in the landowner draw to applicants with at least 640 contiguous acres but less  
than 4,000 ~~contiguous~~ acres.
- 68 (c) If there is an odd number of vouchers in a landowner draw, the division shall allocate the one extra  
voucher to:
- 70 (i) applicants described in Subsection (3)(b)(i) in years ending in odd numbers; and
- 71 (ii) applicants described in Subsection (3)(b)(ii) in years ending in even numbers.
- 72 (d) If a limited entry elk unit only has only one voucher available for the bull elk landowner draw  
described in Subsection (3)(a), the division shall allocate that voucher to an applicant with acreage  
of at least 640 contiguous acres but not more than 3,999 contiguous acres of private land.
- 76 (4)
- (a) To qualify as an applicant under Subsection (2), a person shall obtain approval of the information  
described in Subsection (4)(b) by the division.
- 78 (b) To seek approval, a person shall file an application with the division that includes:
- 79 (i) the name of the person;

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- 80 (ii) the date of the application;  
81 (iii) the number of blocks in which the person holds an ownership interest;  
82 (iv) proof of the ownership interest in the private land for which the person is seeking a voucher;  
84 (v) proof of the number of contiguous acres owned by the person within a limited entry elk unit; and  
86 (vi) the location of the private land for which the person is seeking a voucher.  
87 (c) The division shall:  
88 (i) review an application; and  
89 (ii) verify that property submitted in an application is capable of harboring bull elk during the hunting  
season described in Subsection (5)(b).  
91 (d) Once a person is approved as an applicant for a landowner draw, the applicant is automatically  
approved each year and does not need to reapply unless there is a change in land ownership,  
acreage, or habitat quality that would affect the person's level of participation in the landowner  
draw. If there is a change in ownership or acreage, the person shall file the information required  
under Subsection (4)(b) to be eligible for the next landowner draw.  
97 (5)  
(a) An individual may redeem a voucher to obtain a permit to hunt bull elk:  
98 (i) if the individual is the applicant or is an individual to whom the applicant sells, donates, or  
otherwise transfers the voucher; and  
100 (ii) conditioned on the individual:  
101 (A) being otherwise authorized to hunt big game under this title; and  
102 (B) only hunting under that permit on the contiguous acres of private land owned by the applicant  
within a limited entry elk unit.  
104 (b) An individual who hunts on the applicant's private land pursuant to a voucher redeemed under  
Subsection (5)(a) may:  
106 (i) hunt with one type of legal weapon, as defined by the Wildlife Board by rule made in accordance  
with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; and  
109 (ii) hunt during one of the corresponding season dates for the type of legal weapon used by the  
individual that is established by the Wildlife Board for a bull elk hunt on the corresponding limited  
entry elk unit.  
112 (6)

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- (a) Except as provided in Subsection (6)(f), an applicant that qualifies for a landowner draw under Subsections (2) through (5) and who owns at least 4,000 contiguous acres of private land but not more than 8,999 contiguous acres of private land within a limited entry elk unit { ~~shall annually receive~~ } may qualify for up to an additional two bull elk vouchers annually that are determined by the division based on Subsection (4)(c)(ii) and rules for criteria made by the Wildlife Board in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.
- 116 (b) An individual may redeem a voucher obtained under this Subsection (6) in accordance with Subsection (5).
- 118 (c) An applicant described in Subsection (6)(a) may sell, donate, or otherwise transfer a voucher received under Subsection (6)(a).
- 120 (d) A voucher under this Subsection (6) is in addition to and not taken from the 5% additional bull elk permits that are designated for the landowner draw under Subsection (3).
- 123 (e) An applicant that receives a voucher under this Subsection (6) may also enter a landowner draw for a bull elk voucher in accordance with Subsection (2).
- 125 (f) { ~~An applicant~~ } The division may { ~~receive only one voucher~~ } eliminate or reduce the number of vouchers issued to an applicant under { ~~this Subsection (6)~~ } Subsection (6)(a) for any year in which the average age of the harvested bull elk in the limited entry elk unit where the voucher applies is lower than the age objective in the applicable elk management plan. The { ~~limitation of only one voucher~~ } elimination or reduction of vouchers under this Subsection (6)(f) applies until the average age of the harvested bull elk for that limited entry elk unit in a year equals or exceeds the age objective in the applicable elk management plan.
- 129 (g) The division shall review a voucher issued under Subsection (6)(a) every three years to determine if the correct number of vouchers are being issued based on Subsection (4)(c)(ii) and rules described in Subsection (6)(a).
- 132 (h) This Subsection (6) does not apply to land or a landowner within a limited entry elk unit that has a landowners association on May 7, 2025, or that is a member of a landowners association on May 7, 2025.
- 135 (i) This Subsection (6) does not apply to land or a landowner that has the option of joining a cooperative wildlife management unit or who is in a cooperative wildlife management unit that is issued a certificate of registration before May 7, 2025.

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(7) During the fiscal year in which an applicant receives a bull elk voucher, the applicant may not receive a depredation bull elk permit or submit a claim for compensation for wildlife damage to the applicant's private land {~~used to qualify for a landowner draw~~ within the limited entry elk unit.

(8) An individual who redeems a voucher under this section shall comply with the other applicable provisions of this title and rules or proclamations of the Wildlife Board.

(9)

(a) The Wildlife Board may make rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, that are necessary to administer this section.

(b) Notwithstanding Subsection (9)(a), a rule made by the Wildlife Board shall be consistent with this section.

Section 2. Section 2 is enacted to read:

### **23A-4-712. Landowners association program.**

(1) As used in this section:

(a) "Landowners association" means an organization consisting of private landowners working with the division to implement this section and whose land:

(i) provides habitat for deer, elk, or pronghorn as determined by the division; and

(ii) is not enrolled in another private lands permit program.

(b) "Voucher" means an authorization issued by the division to a landowner that entitles the landowner or a permitted transferee of the landowner to purchase a permit from the division.

(2) The landowners association program under this section:

(a) provides an incentive for a private landowner to manage the private landowner's land as quality habitat for public wildlife;

(b) assists and supports the division in managing big game populations;

(c) increases private landowner tolerance of big game on the private landowner's private land;

(d) increases big game hunting opportunities;

(e) increases and secures public hunting access on a participating landowner's private land;

(f) reduces the division's obligations in responding to and compensating for depredation events occurring on private lands;

(g) uses objective criteria to determine how hunting opportunities are allocated to the landowners association program; and

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- (h) allocates hunting opportunities in a manner that fluctuates in proportion to variations in public draw permits.
- 172 (3) A landowners association may not be established or operate without first obtaining a certificate of  
registration from the Wildlife Board.
- 174 (4)
- (a) The division shall establish the number of limited entry landowners association program vouchers  
available on an annual basis by:
- 176 (i) identifying the total number of public draw permits in a limited entry unit for the previous hunt  
year;
- 178 (ii) identifying the total acreage of private land in a limited entry unit enrolled in the landowners  
association;
- 180 (iii) calculating the percentage of habitat of a big game species in the landowners association by  
dividing the habitat acreage represented by the landowners association by the habitat acreage in  
the whole limited entry unit; and
- 183 (iv) applying the percentage described in Subsection (4)(a)(iii) to the total number of available  
public draw permits from the previous year to determine the number of limited entry  
landowners association program vouchers to be allocated to the landowners association.
- 187 (b) The division shall round numbers when determining permit numbers by rounding down when the  
number is .49 or less and rounding up when the number is .50 or greater.
- 190 (c) An approved landowners association that qualifies for less than one voucher under Subsection (4)  
(a) does not receive a voucher under Subsection (4)(a), but shall annually receive one voucher in  
accordance with Subsection (4)(d).
- 193 (d) The division shall annually allocate one additional voucher to each landowners association  
described in Subsection (4)(a) or (c).
- 195 (5) A landowner participating in the landowners association program may not submit a claim  
for compensation for wildlife damage under Chapter 8, Part 4, Damage by Big Game, to the  
landowner's private land that is enrolled in the landowners association program.
- 199 (6) The Wildlife Board may make rules, in accordance with Title 63G, Chapter 3, Utah Administrative  
Rulemaking Act, and enforce rules applicable to the landowners association program organized  
for the hunting of big game that in the Wildlife Board's judgment are necessary to administer and  
enforce this section.

## HB0202S03 compared with HB0202S04

Section 2. Section 2 is enacted to read:

**23A-7-213. Reduced acreage elk cooperative wildlife management unit.**

(1)

(a) ~~↗~~ [The] On or after May 7, 2025, the ~~↗~~ Wildlife Board may issue a certificate of registration for a reduced acreage elk cooperative wildlife management unit to a landowner association that owns at least 4,000 contiguous acres of private land but not more than 8,999 contiguous acres of private land.

(b) A reduced acreage elk cooperative wildlife management unit may only authorize the hunting of elk.

(2)

(a) The Wildlife Board shall establish season dates and boundaries for a reduced acreage elk cooperative wildlife management unit.

(b) In accordance with Subsection 23A-2-305(3), if season dates specified in this Subsection (2) start on a Sunday, the season date shall begin on the Saturday before.

(c) Season dates specified in this Subsection (2) may differ from statewide season dates.

(3) A reduced acreage elk cooperative wildlife management unit shall offer at least 50% of the reduced acreage elk cooperative wildlife management unit authorizations for hunting elk to the general public at the times and places designated on the application for a certificate of registration.

(4) A reduced acreage elk cooperative wildlife management unit is governed by the other provisions of this chapter.

(5) A landowner or an organization of owners of private lands that operate under a certificate of registration for a reduced acreage elk cooperative wildlife management unit may not apply for or obtain a voucher to purchase a bull elk permit under Section 23A-4-711.

~~↗~~ (6) **This section does not apply to a cooperative wildlife management unit issued a certificate of registration before May 7, 2025.** ~~↗~~

Section 3. **Effective date.**

This bill takes effect on May 7, 2025.

2-26-25 5:00 PM