Effective 5/6/2026

23A-10-201 Invasive species prohibited -- Administrative inspection authorized.

(1) Except as authorized in this title or a Wildlife Board rule or order or unless exempt under Subsection (7), a person may not:
  (a) possess, import, export, ship, or transport an invasive mussel;
  (b) release, place, plant, or cause to be released, placed, or planted an invasive mussel in a water body, facility, or water supply system;
  (c) transport a conveyance or equipment that has been in an infested water within the previous 30 days without decontaminating the conveyance or equipment; or
  (d) unless exempt under Subsection 23A-10-304(3), if an owner of a vessel, launch or operate the vessel on the waters of the state without first:
    (i) paying an aquatic invasive species fee required by Subsection 23A-10-304(1) or (2); and
    (ii) displaying an aquatic invasive species decal in accordance with Subsection (6).

(2) Except as provided in Subsection (3), a person who violates Subsection (1):
  (a) is strictly liable;
  (b) is guilty of an infraction; and
  (c) shall reimburse the state for the costs associated with detaining, quarantining, and decontaminating the conveyance or equipment.

(3) A person who knowingly or intentionally violates Subsection (1) is guilty of a class A misdemeanor.

(4) A person may not proceed past or travel through an inspection station or administrative checkpoint, as described in Section 23A-10-301, while transporting a conveyance during an inspection station's or administrative checkpoint's hours of operations without presenting the conveyance for inspection.

(5) A person who violates Subsection (4) is guilty of a class B misdemeanor.

(6)
  (a)
    (i) The division shall provide a resident person who pays the aquatic invasive species fee required by Subsection 23A-10-304(1)(a) an aquatic invasive species decal to be displayed on the vessel for which the aquatic invasive species fee is paid.
    (ii) The division shall provide a nonresident person who pays the aquatic invasive species fee required by Subsection 23A-10-304(2)(a) an aquatic invasive species decal to be displayed on the vessel for which the aquatic invasive species fee is paid.
  (b) A person shall display the aquatic invasive species decal obtained under this Subsection (6) on the bow of the vessel's port side six inches aft of the vessel's registration decal.

(7) A person renting or leasing a conveyance from a boat livery is subject to the requirements of this section except that the person is exempt from:
  (a) paying an aquatic invasive species fee required under Subsection 23A-10-304(1) or (2);
  (b) displaying an aquatic invasive species decal in accordance with Subsection (6); or
  (c) decontaminating a conveyance if the owner of the boat livery is required to decontaminate the conveyance under this section or Section 23A-10-306.

Amended by Chapter 403, 2026 General Session