

1 **WILDLIFE LICENSE FEES**

2 1998 GENERAL SESSION

3 STATE OF UTAH

4 **Sponsor: Michael R. Styler**

5 AN ACT RELATING TO WILDLIFE RESOURCES; CREATING THE STATE FISH  
6 HATCHERY MAINTENANCE ACCOUNT AND SPECIFYING THE CONTENTS AND  
7 USE OF ACCOUNT MONIES; PROVIDING FOR A NONRESIDENT FALCONRY  
8 LICENSE; INCREASING FEES FOR FISHING, SMALL GAME, AND FALCONRY  
9 LICENSES AND THE WILDLIFE HABITAT AUTHORIZATION; AND PROVIDING AN  
10 EFFECTIVE DATE.

11 This act affects sections of Utah Code Annotated 1953 as follows:

12 AMENDS:

13 **23-19-34.5**, as last amended by Chapter 76, Laws of Utah 1986

14 **23-19-40**, as last amended by Chapter 259, Laws of Utah 1995

15 ENACTS:

16 **23-15-14**, Utah Code Annotated 1953

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

18 Section 1. Section **23-15-14** is enacted to read:

19 **23-15-14. State Fish Hatchery Maintenance Account -- Contents -- Use of account**  
20 **monies.**

21 (1) There is created a restricted account within the General Fund known as the State Fish  
22 Hatchery Maintenance Account.

23 (2) The following monies shall be deposited into the account:

24 (a) \$2.00 of each fishing license fee or combination license fee as listed in Section  
25 23-19-40; and

26 (b) interest and earnings on account monies.

27 (3) Money in the account shall be used by the division, after appropriation by the

1 Legislature, for major repairs or replacement of facilities and equipment at fish hatcheries owned  
2 and operated by the division for the production and distribution of fish to enhance sport fishing  
3 opportunities in the state.

4 Section 2. Section **23-19-34.5** is amended to read:

5 **23-19-34.5. Falconry license -- Residents and nonresidents 14 or older may obtain**  
6 **license -- License for falconry meet for nonresidents -- Wildlife Board approval required for**  
7 **falconry meet -- Small game license required for protected game.**

8 (1) Any resident or nonresident, 14 years of age or older, upon paying the fee prescribed  
9 in Section 23-19-40, may receive a license to hold falcons and engage in the sport of falconry on  
10 nongame wildlife species. [Nonresidents]

11 (2) A nonresident entering Utah to participate in the sport of falconry at an organized meet  
12 shall obtain a license as provided in Section 23-19-34.7, unless the person has a license authorized  
13 under Subsection (1).

14 (3) Organizers of a falconry meet must apply to and receive approval from the Wildlife  
15 Board in order to conduct an organized falconry meet [for which such nonresident licenses may  
16 be issued. ~~Nonresidents in Utah for falconry activities other than a meet may be exempted from~~  
17 ~~the provisions of this section as determined by the Wildlife Board].~~

18 (4) (a) Any person engaging in the sport of falconry on protected small game species shall  
19 possess, in addition to the falconry license, a license for taking small game.

20 (b) Any nonresident who has been issued a license pursuant to Section 23-19-34.7 is not  
21 required to possess a small game license in order to take small game during the five-day period  
22 of [his] the license.

23 Section 3. Section **23-19-40** is amended to read:

24 **23-19-40. Fees for licenses.**

25 (1) Residents and nonresidents may engage in hunting, fishing, trapping, bird hunting in  
26 commercial areas, and falconry upon obtaining a license through the payment of one or more of  
27 the following applicable fees:

28 WILDLIFE LICENSE FEE SCHEDULE

Type of License	Age and Time	Fee
RESIDENT		
Combination	12 years or older	\$ [25.00] <u>28.00</u>

1	Fishing	Under 65 (Season)	[ <del>18.00</del> ] <u>20.00</u>
2		65 years or older	[ <del>9.00</del> ] <u>10.00</u>
3		(Season)	
4		Any age (1-day)	[ <del>4.00</del> ] <u>6.00</u>
5		Any age (7-day)	[ <del>9.00</del> ] <u>11.00</u>
6	Small Game	12-13 years	[ <del>6.00</del> ] <u>7.00</u>
7		14 years or older	[ <del>12.00</del> ] <u>13.00</u>
8	Furbearer	Any age	25.00
9	Falconry	14 years or older	[ <del>10.00</del> ] <u>15.00</u>
10	Commercial Bird Area	12 years or older	5.00
11	Wildlife Habitat	14 years or older	5.00
12	NONRESIDENT		
13	Fishing	Any age (Season)	[ <del>40.00</del> ] <u>42.00</u>
14		Any age (1-day)	[ <del>5.00</del> ] <u>7.00</u>
15		Any age (7-day)	[ <del>15.00</del> ] <u>17.00</u>
16	Small Game	12 years or older	[ <del>40.00</del> ] <u>41.00</u>
17	Furbearer	Any age	150.00
18	Falconry	14 years or older	[ <del>10.00</del> ] <u>20.00</u>
19	<u>Falconry Meet</u>	<u>14 years or older</u>	<u>15.00</u>
20		(5-day)	
21	Commercial Bird Area	12 years or older	5.00
22	Wildlife Habitat	14 years or older	[ <del>5.00</del> ] <u>5.75</u>
23	(2) Statewide fish stamps or fees may not be imposed without legislative approval.		
24	Section 4. <b>Effective date.</b>		
25	<u>This act takes effect on January 1, 1999.</u>		

**Legislative Review Note**  
**as of 12-19-97 1:26 PM**

A limited legal review of this bill raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**