

1 **FISHING AND HUNTING LICENSE**

2 **AMENDMENTS**

3 2004 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: David L. Gladwell**

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7 **LONG TITLE**

8 **General Description:**

9 This bill amends age requirement provisions for obtaining certain fishing and hunting  
10 licenses.

11 **Highlighted Provisions:**

12 This bill:

13 ▶ allows 11-year-old persons to obtain a combination license to hunt small game and  
14 fish if their 12th birthday falls within the calendar year for which the license is  
15 issued;

16 ▶ allows 11-year-old persons to obtain a cougar or bear hunting permit if their 12th  
17 birthday falls within the calendar year for which the hunting permit is issued;

18 ▶ allows 11-year-old persons to obtain a small game hunting license if their 12th  
19 birthday falls within the calendar year for which the license is issued;

20 ▶ provides that 11 and 12-year-old persons may receive turkey hunting permits under  
21 certain circumstances; and

22 ▶ provides that \$1 of each resident's turkey hunting fee be used for the hunters  
23 education program.

24 **Monies Appropriated in this Bill:**

25 None

26 **Other Special Clauses:**

27 This bill provides a coordination clause.



28 **Utah Code Sections Affected:**

29 AMENDS:

30 **23-19-17**, as last amended by Chapter 22, Laws of Utah 2001

31 **23-19-22.5**, as enacted by Chapter 209, Laws of Utah 1999

32 **23-19-25**, as last amended by Chapter 22, Laws of Utah 2001

33 **23-19-26**, as last amended by Chapter 22, Laws of Utah 2001

34 ENACTS:

35 **23-19-22.6**, Utah Code Annotated 1953



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

38 Section 1. Section **23-19-17** is amended to read:

39 **23-19-17. Resident fishing and hunting license -- Use of fee.**

40 (1) A resident 12 years of age or older, upon payment of the fee prescribed by the  
41 Wildlife Board, may receive a combination license to fish and to hunt for small game as  
42 provided in the rules of the Wildlife Board.

43 (2) A person 11 years of age may obtain a license to fish and to hunt small game if that  
44 person's 12th birthday falls within the calendar year for which the license is issued.

45 [~~2~~] (3) One dollar of the combination license fee shall be used for the hunter  
46 education program in any of the following:

- 47 (a) instructor and student training;
- 48 (b) assisting local organizations with development;
- 49 (c) maintenance of existing facilities; or
- 50 (d) operation and maintenance of the hunter education program.

51 [~~3~~] (4) (a) Fifty cents of the combination license fee shall be used for the upland  
52 game program as follows:

- 53 (i) to acquire pen-raised birds; or
- 54 (ii) to capture and transplant upland game species.

55 (b) The combination license fee revenue designated for the upland game program by  
56 Subsection [~~3~~] (4)(a) is in addition to any combination license fee revenue that may be used  
57 for the upland game program as provided by Sections 23-19-43 and 23-19-47.

58 Section 2. Section **23-19-22.5** is amended to read:

59 **23-19-22.5. Cougar or bear hunting permit.**

60 (1) A person 12 years of age or older, upon paying the fee prescribed by the Wildlife  
61 Board, may receive a permit to take cougar or bear as provided by rules of the Wildlife Board.

62 (2) A person 11 years of age may obtain a permit to hunt cougar or bear if that  
63 persons's 12th birthday falls within the calendar year for which the permit is issued.

64 [~~2~~] (3) One dollar of each cougar or bear permit fee collected from a resident shall be  
65 used for the hunter education program.

66 Section 3. Section **23-19-22.6** is enacted to read:

67 **23-19-22.6. Turkey hunting permit.**

68 (1) A person 12 years of age or older, upon paying the fee prescribed by the Wildlife  
69 Board, may receive a permit to take turkey as provided by rules of the Wildlife Board.

70 (2) A person 11 years of age may obtain a permit to hunt turkey if that person's 12th  
71 birthday falls within the calendar year for which the permit is issued.

72 (3) One dollar of each turkey permit fee collected from a resident shall be used for the  
73 hunter education program.

74 Section 4. Section **23-19-25** is amended to read:

75 **23-19-25. Resident small game hunting license -- Use of fee.**

76 (1) A resident under the age of 14 years and 12 years of age or older, upon payment of  
77 the fee prescribed by the Wildlife Board, may receive a license to hunt small game.

78 (2) A person 11 years of age may obtain a license to hunt small game if that person's  
79 12th birthday falls within the calendar year for which the license is issued.

80 [~~2~~] (3) One dollar of the small game hunting license fee shall be used for the hunter  
81 education program.

82 [~~3~~] (4) (a) Fifty cents of the small game hunting license fee shall be used for the  
83 upland game program as follows:

- 84 (i) to acquire pen-raised birds; or
- 85 (ii) to capture and transplant upland game species.

86 (b) The small game license fee revenue designated for the upland game program by  
87 Subsection [~~3~~] (4)(a) is in addition to any small game license fee revenue that may be used  
88 for the upland game program as provided by Sections 23-19-43 and 23-19-47.

89 Section 5. Section **23-19-26** is amended to read:

90 **23-19-26. Nonresident small game hunting license -- Use of fee.**

91 (1) A nonresident 12 years of age or older, upon payment of the fee prescribed by the  
92 Wildlife Board, may receive a license to hunt small game.

93 (2) A nonresident 11 years of age may obtain a license to hunt small game if that  
94 person's 12th birthday falls within the calendar year for which the license is issued.

95 [~~2~~] (3) (a) Fifty cents of the small game hunting license fee shall be used for the  
96 upland game program as follows:

- 97 (i) to acquire pen-raised birds; or
- 98 (ii) to capture and transplant upland game species.

99 (b) The small game license fee revenue designated for the upland game program by  
100 Subsection [~~2~~] (3)(a) is in addition to any small game license fee revenue that may be used  
101 for the upland game program as provided by Sections 23-19-43 and 23-19-47.

102 **Section 6. Coordinating S.B. 138 with H.B. 235.**

103 If this S.B. 138 and H.B. 235, Turkey Hunting Permits, both pass, it is the intent of the  
104 Legislature that the amendments made to Section 23-19-22.6 in this bill shall supercede the  
105 amendments made to Section 23-19-22.6 in H. B. 235.

**Legislative Review Note**  
**as of 1-26-04 9:38 AM**

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

**Office of Legislative Research and General Counsel**

**State Impact**

Provisions of this bill would increase revenues to the General Fund Restricted - Wildlife Resources Account by \$7,200 in FY 2005 and \$18,100 in FY 2006. This will increase revenues for hunter education by \$659 in FY 2005 and \$1,647 in FY 2006.

	<u>FY 2005</u>	<u>FY 2006</u>	<u>FY 2005</u>	<u>FY 2006</u>
	<u>Approp.</u>	<u>Approp.</u>	<u>Revenue</u>	<u>Revenue</u>
GF Restrict-Wildlife Res.	\$0	\$0	\$7,200	\$18,100
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>\$7,200</b>	<b>\$18,100</b>

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**Individual and Business Impact**

Individuals whose 12th birthday falls within the calendar year will be able to purchase the designated licenses at any time during the calendar year.

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**Office of the Legislative Fiscal Analyst**