

**Representative Roger E. Barrus** proposes the following substitute bill:

**SPECIAL HUNTING PERMITS FOR**

**ANTELOPE ISLAND**

2005 GENERAL SESSION

STATE OF UTAH

**Sponsor: John W. Hickman**

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**LONG TITLE**

**General Description:**

This bill provides for the issuance of special hunting permits on Antelope Island.

**Highlighted Provisions:**

This bill:

- ▶ allows the Wildlife Board to set rules regarding the issuance of special hunting permits on Antelope Island;
  - ▶ provides for the use of proceeds from special hunting permits on Antelope Island;
- and
- ▶ provides that if the Wildlife Board issues deer and big horn sheep permits, the Board of Parks and Recreation must issue bison permits and allow access for hunting and camping activities related to the use of those special hunting permits on Antelope Island.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

This bill takes effect on January 1, 2006.

**Utah Code Sections Affected:**

AMENDS:



- 26           **63-11-19.2**, as last amended by Chapter 336, Laws of Utah 2003
- 27           **63-11-66**, as last amended by Chapter 103, Laws of Utah 2004
- 28           **63-55b-123**, as last amended by Chapter 131, Laws of Utah 2003
- 29           **63-55b-163**, as last amended by Chapters 37, 90 and 156, Laws of Utah 2004

30 ENACTS:

- 31           **23-19-22.1**, Utah Code Annotated 1953
- 32           **63-11-19.3**, Utah Code Annotated 1953



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

35           Section 1. Section **23-19-22.1** is enacted to read:

36           **23-19-22.1. Special big game hunting permits on Antelope Island.**

37           (1) The Wildlife Board may make rules relating to the issuance of special hunting  
38 permits for hunting on Antelope Island.

39           (2) If provided for by rule, the permits in Subsection (1) shall be issued as follows:

40           (a) two permits issued annually for taking deer on Antelope Island; and

41           (b) two permits issued annually for taking big horn sheep on Antelope Island.

42           (3) All monies received from the issuance of special hunting permits on Antelope  
43 Island, except the amount specified under Subsection (5)(b), shall be deposited as follows:

44           (a) 50% of the proceeds shall accrue to the Division of Parks and Recreation to be used  
45 on Antelope Island as nonlapsing dedicated credits; and

46           (b) 50% of the proceeds shall be deposited in the State Park Fees Restricted Account  
47 created under Section 63-11-66.

48           (4) All permits issued under this section shall be offered:

49           (a) to the public; and

50           (b) in an open drawing or auction.

51           (5) If a marketing agent is used to conduct the drawing or auction under Subsection (4):

52           (a) the division shall select the agent pursuant to the requirements of Title 63, Chapter  
53 56, the Utah Procurement Code; and

54           (b) the agent's fee may not exceed 1% of the permit sale price.

55           (6) The Division of Parks and Recreation shall select the specific deer and big horn  
56 sheep to be taken under Subsection (2).

57 Section 2. Section **63-11-19.2** is amended to read:

58 **63-11-19.2. Purchase, trade, sale, or disposal of buffalo -- Proceeds.**

59 (1) In accordance with a plan, approved by the Board of Parks and Recreation, for the  
60 management of buffalo herds on Antelope Island, the Division of Parks and Recreation is  
61 authorized to purchase, trade, sell, or dispose of buffalo obtained from Antelope Island through  
62 competitive bidding or any other means as established by rule.

63 (2) [~~Proceeds~~] Except as provided in Subsection 63-11-19.3(3), proceeds received from  
64 the sale or disposal of buffalo under this section shall be deposited as follows:

65 (a) the first \$75,000 shall accrue to the Division of Parks and Recreation for the  
66 management of Antelope Island buffalo herds as nonlapsing dedicated credits; and

67 (b) proceeds in excess of \$75,000 shall be deposited in the State Park Fees Restricted  
68 Account created under Section 63-11-66.

69 Section 3. Section **63-11-19.3** is enacted to read:

70 **63-11-19.3. Hunting on Antelope Island.**

71 (1) If the Wildlife Board provides by rule that special deer and big horn sheep hunting  
72 permits may be issued under the provision of Section 23-19-22.1, the Board of Parks and  
73 Recreation shall authorize:

74 (a) the issuance of two permits annually for hunting bison, pursuant to Section  
75 63-11-19.2; and

76 (b) foot access and access for camping for hunting parties on Antelope Island for the  
77 following:

78 (i) two parties of deer hunters;

79 (ii) two parties of big horn sheep hunters; and

80 (iii) two parties of bison hunters.

81 (2) A party shall consist of no more than five people and five horses.

82 (3) All monies received from the issuance of the bison special hunting permits, except  
83 the amount specified under Subsection (5), shall be deposited as follows:

84 (a) 50% of the proceeds shall accrue to the Division of Parks and Recreation to be used  
85 on Antelope Island as nonlapsing dedicated credits; and

86 (b) 50% of the proceeds shall be deposited in the State Park Fees Restricted Account  
87 created under Section 63-11-66.

- 88           (4) The bison permits issued under Subsection (1)(a) shall be offered:
- 89           (a) to the public; and
- 90           (b) in an open drawing or auction.
- 91           (5) If a marketing agent is used to conduct the drawing or auction under Subsection (4):
- 92           (a) the division shall select the agent pursuant to the requirements of Title 63, Chapter
- 93 56, the Utah Procurement Code; and
- 94           (b) the agent's fee may not exceed 1% of the permit sale price.
- 95           (6) The Division of Parks and Recreation shall select the specific bison to be taken
- 96 under Subsection (1).

97           Section 4. Section **63-11-66** is amended to read:

98           **63-11-66. State Park Fees Restricted Account.**

99           (1) There is created within the General Fund a restricted account known as the State  
100 Park Fees Restricted Account.

101           (2) (a) Except as provided in Subsection (2)(b), the account shall consist of revenue  
102 from:

103           (i) all charges allowed under Subsection 63-11-17(8);

104           (ii) proceeds from the sale of special hunting permits under Subsection  
105 23-19-22.1(3)(b);

106           [~~(ii)~~] (iii) proceeds from the sale or disposal of buffalo under Subsection  
107 63-11-19.2(2)(b) and 63-11-19.3(3)(b); and

108           [~~(iii)~~] (iv) civil damages collected under Section 76-6-206.2.

109           (b) The account shall not include revenue the division receives under Sections  
110 63-11-19.5, 63-11-19.6, and Subsection 63-11-19.2(2)(a).

111           (3) The division shall use funds in this account for the purposes described in Section  
112 63-11-17.

113           Section 5. Section **63-55b-123** is amended to read:

114           **63-55b-123. Repeal dates -- Title 23.**

115           Section 23-19-22.1 is repealed December 31, 2009.

116           Section 6. Section **63-55b-163** is amended to read:

117           **63-55b-163. Repeal dates -- Title 63.**

118           (1) Section 63-11-19.3 is repealed December 31, 2009.

119            [~~1~~] (2) Section 63-38a-105 is repealed July 1, 2007.

120            [~~2~~] (3) Sections 63-63b-101 and 63-63b-102 are repealed on July 1, 2007.

121            Section 7. **Effective date.**

122            This bill takes effect on January 1, 2006.