

FISHING LICENSE WAIVER AMENDMENTS

2013 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Rebecca Chavez-Houck

Senate Sponsor: Ralph Okerlund

LONG TITLE

General Description:

This bill allows certain students to fish without a license under certain circumstances.

Highlighted Provisions:

This bill:

- ▶ defines the term "school";
- ▶ allows certain students to fish without a license under certain circumstances; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

23-19-14.5, as last amended by Laws of Utah 2011, Chapter 340

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

Section 1. Section **23-19-14.5** is amended to read:

23-19-14.5. Persons participating in youth organization or school activity authorized to fish without license.

(1) As used in this section[;]:



28 (a) "School" means an elementary school or a secondary school that:
29 (i) is a public or private school; and
30 (ii) provides student instruction for one or more years of kindergarten through grade 9.
31 (b) "Youth organization" means:
32 ~~[(a)]~~ (i) the Boy Scouts of America;
33 ~~[(b)]~~ (ii) the Girls Scouts of the USA; or
34 ~~[(c)]~~ (iii) an organization that:
35 ~~[(i)]~~ (A) is exempt from taxation under Section 501(c)(3), Internal Revenue Code; and
36 ~~[(ii)]~~ (B) promotes character building through outdoor activities.
37 (2) The Division of Wildlife Resources shall permit a ~~[resident]~~ person to fish without
38 a license during a youth organization or school activity if:
39 (a) the ~~[resident]~~ person is:
40 (i) (A) a member of [a] the youth organization; [and] or
41 (B) a student enrolled in the school; and
42 (ii) younger than 14 years old;
43 (b) the fishing is in compliance with all fishing statutes and rules; ~~[and]~~
44 (c) the activity is part of a recreational or instructional program of the youth
45 organization or school; and
46 ~~[(c) the]~~ (d) an adult leader of the activity obtains from the youth organization or
47 school:
48 (i) a valid tour permit; or
49 (ii) ~~[official]~~ documentation that specifies:
50 (A) the date and place of the fishing activity;
51 (B) the name of the adult leader that will supervise the fishing; and
52 (C) that the activity is officially sanctioned or authorized by the youth organization or
53 school.
54 (3) (a) The adult leader shall instruct the ~~[members]~~ activity participants on fishing
55 statutes and rules.
56 (b) The division shall provide educational materials on its website to assist the adult
57 leader in complying with Subsection (3)(a).
58 (4) ~~[By following the procedures and requirements of]~~ In accordance with Title 63G,

59 Chapter 3, Utah Administrative Rulemaking Act, the Wildlife Board shall adopt rules
60 specifying the form of the [~~official~~] documentation required [~~by~~] under Subsection
61 (2)[~~(c)~~](d)(ii).

Legislative Review Note
as of 1-25-13 1:59 PM

Office of Legislative Research and General Counsel