

HOUSE BILL NO. HB0103

Sale of hunting and fishing licenses.

Sponsored by: Joint Travel, Recreation, Wildlife and
Cultural Resources Interim Committee

A BILL

for

1 AN ACT relating to game and fish; modifying provisions
2 relating to fees charged for the sale of specified hunting
3 and fishing licenses, permits, stamps and tags; providing
4 for additional charges to the price of licenses, permits,
5 stamps and tags; modifying provisions for the retention of
6 fees by selling agents; modifying provisions relating to
7 the sale of interstate game tags; conforming provisions;
8 and providing for an effective date.

9

10 *Be It Enacted by the Legislature of the State of Wyoming:*

11

12 **Section 1.** W.S. 11-6-305(a), 23-1-701(a) through (c)
13 and (e), 23-1-702, 23-2-101(j)(intro) and by creating a new
14 subsection (n), 23-2-107(e), 23-2-201(d)(intro),
15 23-2-301(c)(intro), 23-2-306(a)(intro) and (b)(intro) and
16 23-2-307(b) are amended to read:

1

2 **11-6-305. Wyoming animal damage management board**
3 **funding; sources; methods of collection.**

4

5 (a) Effective January 1, 2000, there is created a
6 "wildlife damage management" stamp. The stamp, issued at
7 licensed selling agents as designated by the Wyoming game
8 and fish commission may be purchased voluntarily. Proceeds
9 from the sale of the stamp, excluding ~~twenty-five cents~~
10 ~~(\$.25)~~ fifty cents (\$.50) which the agent shall retain for
11 each stamp sold, shall be deposited by the state treasurer
12 into the animal damage management account created by W.S.
13 11-6-306. The Wyoming game and fish commission shall retain
14 the fees related to those administrative costs which are
15 required to design and print stamps, and collect, account
16 for and disburse these funds to the ADMB. The Wyoming game
17 and fish commission shall annually provide to the ADMB a
18 complete and detailed accounting of all administrative
19 costs and fees.

20

21 **23-1-701. Selling agents; administration of oaths;**
22 **game tags.**

23

1 (a) The commission with the advice of the director
2 shall appoint agents to sell game, bird and fish licenses.
3 ~~and tags.~~ Any vendor engaged in the commercial sale of
4 sporting goods and equipment who holds a valid sales tax
5 license issued by the department of revenue under W.S.
6 39-15-106 may apply to the commission and shall be
7 appointed as an agent to sell game, bird and fish licenses,
8 permits and stamps. ~~and tags.~~ At the end of each year, the
9 commission shall renew the appointment of agents who had
10 combined game, bird and fish license, permit and stamp
11 sales during that year of not less than one thousand
12 dollars (\$1,000.00). Renewal of the appointment of agents
13 selling fish licenses only or agents serving remote
14 locations shall not be subject to the one thousand dollar
15 (\$1,000.00) minimum sales requirement. The commission shall
16 provide bonding for agents for the purpose of selling game,
17 bird and fish licenses, permits and stamps. ~~and tags.~~
18 Bonding shall be provided upon receipt of a nonrefundable
19 annual fee of fifty dollars (\$50.00). The fees shall be
20 deposited in a bond pool fund except in any month when the
21 bond pool fund contains one hundred thousand dollars
22 (\$100,000.00) or more the fees shall be deposited in the
23 game and fish fund. The fee shall be paid to the
24 commission before December 1 preceding the year for which

1 the bond shall be in effect. Newly appointed agents shall
2 pay the same fee immediately upon appointment by the
3 commission to receive bonding for the remainder of the
4 calendar year in which the agent was appointed. All claims
5 against an agent's bond shall be paid from the bond pool
6 account.

7
8 (b) Each license selling agent shall charge a fee as
9 provided in this subsection for each license, permit or
10 stamp he sells or distributes pursuant to this act. The
11 fee shall not be charged if this act specifies that the
12 issuance shall be without fee or fails to establish a fee
13 for the issuance of the license, permit or stamp. Each
14 license, permit or stamp sold or distributed under this act
15 shall display the total amount only of all fees and other
16 charges required under this act. Each selling agent shall
17 retain ~~fifty cents (\$.50)~~ one dollar and fifty cents
18 (\$1.50) for each license and ~~twenty-five cents (\$.25)~~ fifty
19 cents (\$.50) for each ~~conservation~~ stamp ~~under W.S.~~
20 ~~23-2-306~~ or permit he sells. For failure to comply with
21 this section, selling agents shall not be entitled to ~~fifty~~
22 ~~cents (\$.50)~~ per license and twenty-five cents (\$.25) ~~for~~
23 ~~each conservation stamp sold~~ retain the amounts specified
24 in this subsection and shall be liable on their bond. No

1 employee of the commission shall receive any commission on
2 licenses, ~~or tags~~ stamps or permits sold, but the
3 department shall charge the additional fee specified in
4 this subsection for each license, stamp or permit sold by
5 commission employees. The fee charged under this subsection
6 shall be in addition to the amount otherwise established by
7 this act for the license, permit or stamp and shall be as
8 follows:

9
10 (i) One dollar (\$1.00) for each license, except
11 that this additional fee shall not be charged for licenses
12 under W.S. 23-1-705(e), 23-2-101(j)(xi), (xvi), (xvii),
13 (xx), (xxi), (xxxii) or (xxxiii), 23-2-201(d)(iii) or (iv)
14 or (f) or 23-2-301(c)(xiii);

15
16 (ii) Fifty cents (\$.50) for each stamp;

17
18 (iii) Fifty cents (\$.50) for each permit, except
19 that this additional fee shall not be charged for permits
20 under W.S. 23-1-302(m).

21
22 (c) On or before the 10th of each month every selling
23 agent shall file a report for the preceding month with the
24 commission on forms approved by the commission. Selling

1 agents shall also remit all money collected during the
2 previous month less commission, and shall account for and
3 deliver all surplus, unused and damaged licenses, ~~tags,~~
4 permits, stamps, and stubs of licenses received by the
5 selling agent to the commission.

6
7 (e) The department shall supply sufficient numbers of
8 self-locking tags stamped with the words ~~"Wyoming game tag"~~
9 ~~or~~ "Wyoming interstate game tag". The commission by rule
10 may authorize the distribution of interstate game tags by
11 taxidermists, meat processing plants or other businesses as
12 the commission determines. The commission by rule may set
13 the commissions for the sale of interstate game tags not to
14 exceed the commissions paid to license selling agents for
15 the sale of licenses. The commission by rule may also set
16 the reporting requirements for businesses authorized to
17 distribute interstate game tags. Interstate game tags shall
18 be furnished through the chief game warden for distribution
19 to the game wardens, and such ~~selling agents~~ game tag
20 distributors as the commission may designate. Game wardens
21 and ~~selling agents~~ game tag distributors shall collect and
22 remit to the department the proper fee for each ~~Wyoming~~
23 ~~game tag or~~ Wyoming interstate game tag.

24

**23-1-702. Duplicate license upon loss or destruction
of original; issuance; fees.**

When any license issued under this act has been lost or destroyed, the licensee may secure a duplicate of the original license from any district office or any authorized personnel of the department upon the presentation of satisfactory proof that the original license was lost or destroyed. Prior to issuing the duplicate license and in accordance with rule and regulation of the commission, the department may assess a fee of not more than three dollars (\$3.00) plus the fee charged under W.S. 23-1-701. Duplicate licenses shall be issued in accordance with procedure established by commission order.

**23-2-101. Fees; restrictions; nonresident application
fee; nonresident licenses; verification of residency
required.**

(j) Subject to W.S. 23-2-101(f) and the applicable
fee under W.S. 23-1-701, the following hunting licenses and tags may be purchased for the fee indicated and subject to the limitations provided:

1 (n) For issuing each harvest information permit
2 required under federal law license selling agents and
3 commission employees shall charge the fee authorized by
4 W.S. 23-1-701(b)(iv).

5
6 **23-2-107. Wild bison licenses.**

7
8 (e) A resident applicant shall pay a license fee of
9 three hundred thirty dollars (\$330.00) and shall pay the
10 fee required by W.S. 23-2-101(e). A nonresident applicant
11 shall pay a license fee of two thousand one hundred dollars
12 (\$2,100.00) and shall pay the fee required by W.S.
13 23-2-101(e). The fee charged under W.S. 23-1-701 shall be
14 in addition to the fee imposed under this subsection.

15
16 **23-2-201. Fees; restrictions; verification of**
17 **residency required.**

18
19 (d) The following fishing licenses may be purchased
20 for the fee indicated in addition to the applicable fee
21 under W.S. 23-1-701 and subject to the limitations
22 provided:

1 **23-2-301. Miscellaneous fees; verification of**
2 **residency required.**

3
4 (c) The following licenses and tags may be purchased
5 for the fee indicated in addition to the applicable fee
6 under W.S. 23-1-701 and subject to other requirements of
7 this article:

8
9 **23-2-306. Conservation stamp; exemptions.**

10
11 (a) Subject to subsection (b) of this section and the
12 applicable fee under W.S. 23-1-701, each sportsman licensed
13 under W.S. 23-2-101, 23-2-107 or 23-2-201 shall purchase a
14 single conservation stamp for ten dollars (\$10.00) which
15 shall be valid for one (1) calendar year and in the
16 possession of any person exercising rights under any
17 fishing or hunting license issued pursuant to W.S.
18 23-2-101, 23-2-107 or 23-2-201. Holders of pioneer licenses
19 as defined under W.S. 23-1-705(d) and (e), of special
20 limited fishing permits issued under W.S. 23-2-207 and
21 holders of licenses only under W.S. 23-2-101(j)(v) and
22 (vi), 23-2-201(d)(vi) and (vii) and 23-2-201(f) are exempt
23 from the provisions of this section. Revenues collected

1 from the sale of each stamp under this subsection shall be
2 deposited as follows:

3

4 (b) A lifetime conservation stamp may be purchased
5 for one hundred fifty dollars (\$150.00) plus the applicable
6 fee under W.S. 23-1-701. Revenues collected from the sale
7 of each stamp under this subsection shall be deposited as
8 follows:

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10 **23-2-307. Special management permit.**

11

12 (b) Special management permits may be purchased from
13 the department or its authorized selling agents for ten
14 dollars (\$10.00) plus the applicable fee under W.S.
15 23-1-701 and shall be valid for one (1) calendar year.

16

17 **Section 2.** This act is effective January 1, 2005.

18

19 (END)