

WORKING DRAFT

HOUSE BILL NO. _____

Game and fish-license fees 2.

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

A BILL

for

1 AN ACT relating to game and fish; adjusting license,
2 application, entry, stamp and permit fees annually;
3 adjusting selling agent fees annually; requiring reports;
4 authorizing rulemaking; and providing for an effective
5 date.

6

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

8

9 **Section 1.** W.S. 23-1-504 is created to read:

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11 **23-1-504. Annual fee adjustments.**

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13 (a) As provided in W.S. 23-1-701(b), 23-2-101(e), (f)
14 and (j), 23-2-107(c)(ii) and (e), 23-2-201(d), 23-2-301(c),
15 23-2-306(a) and (b) and 23-2-307(b), the changes in the

1 implicit price deflator for state and local government
2 purchases of good and services, as published by the United
3 States department of commerce, shall be used by the
4 commission as the index to determine an annual rate of
5 increase or decrease in the application fees, entry fees
6 and fees for licenses, stamps, permits and tags issued by
7 the department and selling agent fees collected by
8 authorized selling agents.

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10 (b) The commission shall determine the change in the
11 implicit price deflator for state and local government
12 purchases of goods and services, as published by the United
13 State department of commerce, for the quarter ending March
14 31 of the current year compared to the quarter ending March
15 31 of the previous year. The relative amount of the change
16 shall be multiplied by the current application fee or entry
17 fee and for each current license, stamp, permit and tag
18 issued by the department and the current selling agent fee
19 collected by authorized selling agents. The product shall
20 be rounded to the nearest twenty-five cents (\$0.25) and the
21 resulting amount shall be added to the fee for the current
22 year. The resulting amount shall be the fee for the
23 license year beginning on or after January 1 of the next
24 succeeding calendar year for the application fee and

1 license, stamp, permit and tag issued by the department and
2 selling agent fee collected by authorized selling agents
3 that is adjusted under this section.

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5 (c) Notwithstanding any other provision of law, the
6 commission may recalculate the current fees charged for
7 each application fee, entry fee and license, stamp, permit
8 and tag issued by the department and selling agent fee
9 collected by authorized selling agents to determine that
10 all appropriate indexing has been included in the current
11 fees.

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13 (d) The calculations provided for in this section
14 shall be reported to the legislature and the governor in
15 the annual report provided in W.S. 23-1-503.

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17 (e) The commission shall, at least every five (5)
18 years, analyze all application fees and fees for licenses,
19 stamps, permits and tags issued by the department and
20 selling agent fees collected by authorized selling agents
21 to ensure the appropriate fee is charged. Where
22 appropriate, the commission shall recommend to the
23 legislature that fees established by statute be adjusted to
24 ensure that those fees are appropriate.

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2 **Section 2.** W.S. 23-1-302(a) by creating a new
3 paragraph (xxx), 23-1-701(b), 23-2-101(e), (f)(intro),
4 (j)(intro), 23-2-107(c)(ii), (e), 23-2-201(d)(intro),
5 23-2-301(c)(intro), 23-2-306(a)(intro) and (b)(intro) are
6 amended to read:

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8 **23-1-302. Powers and duties.**

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10 (a) The commission is directed and empowered:

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12 (xxx) By rule and regulation, adjust application
13 fees, entry fees and fees for licenses, stamps, permits and
14 tags issued by the department and selling agent fees
15 collected by authorized selling agents annually to an
16 amount computed under W.S. 23-1-504.

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18 **23-1-701. Selling agents; administration of oaths;**
19 **licenses, permits and game tags.**

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21 (b) Each license selling agent shall charge a fee as
22 provided in this subsection for each license, permit or
23 stamp he sells or distributes pursuant to this act. The
24 fee shall not be charged if this act specifies that the

1 issuance shall be without fee or fails to establish a fee
2 for the issuance of the license, permit or stamp. Each
3 license, permit or stamp sold or distributed under this act
4 shall display the total amount only of all fees and other
5 charges required under this act or otherwise provided by
6 law. Each selling agent shall retain one dollar and fifty
7 cents (\$1.50) for each license and fifty cents (\$.50) for
8 each stamp or permit he sells as adjusted pursuant to W.S.
9 23-1-504. For failure to comply with this section, selling
10 agents shall not be entitled to retain the amounts
11 specified in this subsection and shall be liable on their
12 bond. No employee of the commission shall receive any
13 commission on licenses, stamps or permits sold, but the
14 department shall charge the additional fee specified in
15 this subsection, or otherwise provided by law, for each
16 license, stamp or permit sold by commission employees. The
17 fee charged under this subsection shall be in addition to
18 the amount otherwise established by this act for the
19 license, permit or stamp and shall be as follows:

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21 (i) One dollar (\$1.00) for each license as
22 adjusted pursuant to W.S. 23-1-504, except that this
23 additional fee shall not be charged for licenses under W.S.
24 23-1-705(e), 23-2-101(j)(xi), (xvi), (xvii), (xx), (xxi),

1 (xxxii) or (xxxiii), 23-2-201(d)(iii) or (iv) or (f) or
2 23-2-301(c)(xiii);

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4 (ii) Fifty cents (\$.50) for each stamp as
5 adjusted pursuant to W.S. 23-1-504;

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7 (iii) Fifty cents (\$.50) for each permit as
8 adjusted pursuant to W.S. 23-1-504, except that this
9 additional fee shall not be charged for permits under W.S.
10 23-1-302(m).

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12 **23-2-101. Fees; restrictions; nonresident application**
13 **fee; nonresident licenses; verification of residency**
14 **required.**

15

16 (e) Resident and nonresident license applicants shall
17 pay an application fee in an amount specified by this
18 subsection upon submission of an application for purchase
19 of any limited quota drawing for big or trophy game license
20 or wild bison license. The resident application fee shall
21 be four dollars (\$4.00) and the nonresident application fee
22 shall be twelve dollars (\$12.00) as adjusted pursuant to
23 W.S. 23-1-504. The application fee is in addition to the
24 fees prescribed by subsections (f) and (j) of this section

1 and by W.S. 23-2-107 and shall be payable to the department
2 either directly or through an authorized selling agent of
3 the department. At the beginning of each month, the
4 commission shall set aside all of the fees collected during
5 calendar year 1980 and not to exceed twenty-five percent
6 (25%) of the fees collected thereafter pursuant to this
7 subsection to establish and maintain a working balance of
8 five hundred thousand dollars (\$500,000.00), to compensate
9 owners or lessees of property damaged by game animals and
10 game birds.

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12 (f) Forty percent (40%) of available nonresident elk
13 licenses, forty percent (40%) of available nonresident deer
14 licenses and forty percent (40%) of available nonresident
15 antelope licenses for any one (1) calendar year shall as
16 established by the commission, be offered to nonresident
17 applicants upon receipt of the fee prescribed by this
18 subsection. Seventy-five (75) of the nonresident deer
19 licenses set aside pursuant to this subsection shall be
20 used for a national bow hunt for deer. The licenses
21 authorized by this subsection shall be offered by drawing
22 to nonresident applicants prior to the drawing for the
23 remaining nonresident licenses issued. The licenses
24 offered under this subsection shall be issued in a manner

1 prescribed by rules and regulations promulgated by the
2 commission. Nothing in this subsection shall prohibit any
3 unsuccessful applicant for a nonresident license pursuant
4 to this subsection from submitting an application for any
5 licenses remaining after the drawing during the calendar
6 year in which the application under this subsection was
7 submitted. The following fees as adjusted pursuant to W.S.
8 23-1-504 shall be collected by the department and are in
9 addition to the nonresident license fee for the appropriate
10 big game species imposed under subsection (j) of this
11 section and the application fee imposed under subsection
12 (e) of this section:

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14 (j) Subject to W.S. 23-2-101(f), 23-1-705(e) and the
15 applicable fee under W.S. 23-1-701, the following hunting
16 licenses and tags may be purchased for the fee indicated as
17 adjusted pursuant to W.S. 23-1-504 and subject to the
18 limitations provided:

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20 **23-2-107. Wild bison licenses.**

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22 (c) The commission shall promulgate reasonable rules
23 and regulations regulating wild bison licenses and the
24 management of wild bison. The rules shall provide for:

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(ii) A nonrefundable entry fee for the drawing of a license, which shall be a minimum of five dollars (\$5.00) as adjusted pursuant to W.S. 23-1-504;

(e) A resident applicant shall pay a license fee of three hundred thirty dollars (\$330.00) as adjusted pursuant to W.S. 23-1-504 and shall pay the fee required by W.S. 23-2-101(e). A nonresident applicant shall pay a license fee of two thousand one hundred dollars (\$2,100.00) as adjusted pursuant to W.S. 23-1-504 and shall pay the fee required by W.S. 23-2-101(e). The fee charged under W.S. 23-1-701 shall be in addition to the fee imposed under this subsection.

23-2-201. Fees; restrictions; verification of residency required.

(d) The following fishing licenses may be purchased for the fee indicated as adjusted pursuant to W.S. 23-1-504 in addition to the applicable fee under W.S. 23-1-701 and subject to the limitations provided:

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

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4 (c) The following licenses and tags may be purchased
5 for the fee indicated as adjusted pursuant to W.S. 23-1-504
6 in addition to the applicable fee under W.S. 23-1-701 and
7 subject to other requirements of this article:

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

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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) as
15 adjusted pursuant to W.S. 23-1-504 which shall be valid for
16 one (1) calendar year and the stamp or an authorization
17 signifying purchase of the stamp shall be in the possession
18 of any person exercising rights under any fishing or
19 hunting license issued pursuant to W.S. 23-2-101, 23-2-107
20 or 23-2-201. Holders of licenses issued under W.S.
21 23-1-705(d) and (e), of special limited fishing permits
22 issued under W.S. 23-2-207 and holders of licenses only
23 under W.S. 23-2-101(j)(v) and (vi), 23-2-201(d)(vi) and
24 (vii), 23-2-201(f) and 23-2-201(g) are exempt from the

1 provisions of this section. Revenues collected from the
2 sale of each stamp under this subsection shall be deposited
3 as follows:

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5 (b) A lifetime conservation stamp may be purchased
6 for one hundred fifty dollars (\$150.00) as adjusted
7 pursuant to W.S. 23-1-504 plus the applicable fee under
8 W.S. 23-1-701. Revenues collected from the sale of each
9 stamp under this subsection shall be deposited as follows:

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11 **Section 2.** This act is effective July 1, 2007.

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(END)

