

January 31, 2003

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1050

Page 1, line 5, after "penalty" insert "; to provide for application"

Page 2, line 7, after "7." insert ""Consideration" means something of value given or done in exchange for something of value given or done by another."

8. "Day leasing" means the practice of an outfitter entering a short-term lease agreement that is intended to and does last less than twenty-four hours.

9."

Page 2, line 8, overstrike "8." and insert immediately thereafter "10."

Page 2, line 9, overstrike "9." and insert immediately thereafter "11."

Page 2, line 10, overstrike "10." and insert immediately thereafter "12."

Page 2, line 20, overstrike "11." and insert immediately thereafter "13."

Page 2, line 24, overstrike "12." and insert immediately thereafter "14."

Page 2, line 27, overstrike "13." and insert immediately thereafter "15."

Page 2, line 30, overstrike "14." and insert immediately thereafter "16."

Page 3, line 5, after "by" insert "or contracts with" and after "to" insert "help the outfitter"

Page 3, line 8, overstrike "15." and insert immediately thereafter "17."

Page 3, line 9, overstrike "16." and insert immediately thereafter "18."

Page 3, line 10, overstrike "17." and insert immediately thereafter "19."

Page 3, line 12, overstrike "18." and insert immediately thereafter "20."

Page 3, line 20, overstrike "19." and insert immediately thereafter "21."

Page 3, line 27, overstrike "20." and insert immediately thereafter "22."

Page 4, line 1, overstrike "21." and insert immediately thereafter "23."

Page 4, line 3, overstrike "22." and insert immediately thereafter "24."

Page 4, line 4, overstrike "23." and insert immediately thereafter "25."

Page 4, line 6, after "hire" insert "or consideration" and replace "and" with "or"

Page 4, line 7, replace "compensation" with "consideration"

Page 4, line 10, replace "24." with "26."

Page 4, line 14, after the period insert "The term does not include a person holding title or equitable interest in business operations if the primary purpose of the business operation is to provide food or lodging to the general public, chamber of commerce activities, travel agencies, or others that offer free information to attract outdoor and recreational use of their communities."

Page 4, line 15, replace "25." with "27."

Page 4, line 24, replace "26." with "28."

Page 4, line 28, replace "27." with "29."

Page 5, line 1, replace "28." with "30."

Page 5, line 3, replace "29." with "31."

Page 5, line 11, replace "30" with "32."

Page 5, line 12, replace "31." with "33."

Page 5, line 16, replace "32." with "34."

Page 5, line 18, replace "33." with "35."

Page 5, line 19, replace "34." with "36."

Page 5, line 21, replace "35." with "37."

Page 5, line 24, replace "36." with "38."

Page 5, line 27, replace "37." with "39."

Page 5, line 29, replace "38." with "40."

Page 6, line 1, replace "39." with "41."

Page 6, line 4, replace "40." with "42."

Page 6, line 7, replace "41." with "43."

Page 6, line 9, replace "42." with "44."

Page 6, line 11, replace "43." with "45."

Page 6, line 12, replace "44." with "46."

Page 6, line 13, replace "45." with "47."

Page 6, line 15, replace "46." with "48."

Page 16, line 31, replace "two" with "one"

Page 17, line 4, replace "dollars if the" with "fifty dollars for the first five thousand acres [2023.43 hectares] and one hundred dollars for every additional five thousand acres [2023.43 hectares] on which the outfitter guides. Federal lands held by permit to outfitters are exempt from the fees assessed by this section. The acreage must be presented and legally defined in every application for outfitter licensure. For the purposes of this section, "legally defined" includes a copied county atlas map that identifies the subject land by distinguishing outline. The annual permit fee for day leasing is two hundred dollars."

Page 17, remove lines 5 through 7

Page 17, line 8, replace "there is not a" with "A" and replace "fee" with "is not required"

Page 17, line 9, after "owns" insert "or leases" and after "interests" insert "or for a nonprofit organization registered with the secretary of state"

Page 17, line 15, replace "A hunting" with "Hunting", replace "or outfitter license or" with "and", and replace "license is" with "licenses are"

Page 17, line 16, after "3." insert "A hunting outfitter license may be transferable upon approval of the director."

4."

Page 18, line 7, remove "and of good moral character and temperate"

Page 18, line 8, remove "habits"

Page 18, line 17, replace "five" with "two"

Page 18, line 20, after "years" insert "or whose license to hunt or fish is under suspension or revocation"

Page 18, line 27, replace "shall" with "may"

Page 19, remove lines 1 through 7

Page 19, line 8, replace "3." with "2."

Page 19, line 9, after the underscored period insert "All records, facilities, and equipment kept or used by the outfitter are open to inspection by the director or a game warden."

Page 19, line 10, replace "4." with "3."

Page 19, line 12, replace "5." with "4."

Page 19, line 17, replace "6." with "5.", replace "license" with "issue", after "more" insert "hunting outfitter licenses", and replace "two hundred hunting outfitters at one time" with "are issued in the fifth annual issuance of licenses under this Act."

Page 19, line 22, after "probation" insert "by the director"

Page 20, line 1, remove "habitual"

Page 20, line 6, replace "must" with "may"

Page 20, line 8, remove "while afield"

Page 20, line 14, replace "for the violation of" with "if"

Page 20, line 15, replace "or for which a guide is liable" with "intentionally violates a state or federal criminal law pertaining to hunting, fishing, or trapping"

Page 20, line 16, replace "and" with "but"

Page 20, line 17, replace "for the violation of" with "if" and after "client" insert "violates a state or federal criminal law pertaining to hunting, fishing, or trapping"

Page 20, line 18, replace "fails" with "the guide or client fail"

Page 20, line 27, after the underscored period insert "Each client guided is subject to separate and distinct offenses."

Page 20, line 30, after the underscored period insert "Any person guiding or outfitting while under suspension, revocation, or denial is guilty of a class A misdemeanor. Any individual who commits for remuneration or compensation an act of fraud involving hunting or fishing or any individual who illegally takes or causes death to fish or wildlife for remuneration or compensation may be prosecuted for theft, fraud, or conspiracy under title 12.1 and is, upon conviction, liable for the higher amount between the actual compensation received or the value of the fish or wildlife illegally taken or killed."

Page 21, after line 4, insert:

"SECTION 13. APPLICATION. The second through fifth issuances of hunting outfitter licenses under this Act may not exceed the number of licenses issued in the previous year."

Renumber accordingly