

IN THE SENATE

SENATE BILL NO. 1321, As Amended

BY RESOURCES AND ENVIRONMENT COMMITTEE

AN ACT

1 RELATING TO FISH AND GAME; AMENDING SECTION 36-111, IDAHO CODE, TO REVISE
2 PROVISIONS RELATING TO THE USE OF MONEYS IN THE WINTER FEEDING ACCOUNT,
3 TO REMOVE A CONDITION RELATING TO THE USE OF MONEYS IN THE FEEDING AC-
4 COUNT AND TO REQUIRE THE DEPARTMENT OF FISH AND GAME TO MAKE YEARLY RE-
5 PORTS TO THE SENATE RESOURCES AND ENVIRONMENT COMMITTEE AND THE HOUSE
6 RESOURCES AND CONSERVATION COMMITTEE DETAILING HOW FUNDS IN THE FEEDING
7 ACCOUNT HAVE BEEN EXPENDED.
8

9 Be It Enacted by the Legislature of the State of Idaho:

10 SECTION 1. That Section 36-111, Idaho Code, be, and the same is hereby
11 amended to read as follows:

12 36-111. FISH AND GAME SET-ASIDE ACCOUNT. (1) There is hereby estab-
13 lished the fish and game set-aside account in the dedicated fund. The ac-
14 count shall have paid into it moneys as follows:

15 (a) Four dollars (\$4.00) of each steelhead trout or anadromous salmon
16 permit sold. Moneys from this source shall be used for the acquisition,
17 development and maintenance of parking areas, access sites, boat ramps
18 and sanitation facilities in salmon and steelhead fishing areas, for
19 management of and research on steelhead trout and anadromous salmon
20 problems, and for technical assistance with litigation concerning
21 steelhead and anadromous salmon originating in Idaho.

22 (b) Two dollars (\$2.00) from each combination hunting and fishing li-
23 cense, or each hunting license sold, as provided in sections 36-406 and
24 36-407, Idaho Code, except that class 4 licenses shall be exempt from
25 this provision. Moneys from this source shall be used for the purposes
26 of acquiring access to and acquiring and rehabilitating big game ranges
27 and upland bird and waterfowl habitats. Unless it is inconsistent with
28 the goals of the commission, it is the intent of the legislature that the
29 commission negotiate lease arrangements as compared with outright pur-
30 chase of private property.

31 (c) One dollar and fifty cents (\$1.50) from each antelope, elk and deer
32 tag sold as provided in section 36-409, Idaho Code. Not less than sev-
33 enty-five cents (75¢) of each one dollar and fifty cents (\$1.50) col-
34 lected shall be placed in a separate account to be designated as a feed-
35 ing account. Moneys in this account shall be used exclusively for the
36 purposes of actual supplemental winter feeding of and rehabilitation of
37 winter range for antelope, elk and deer. Moneys shall be used solely for
38 the purchase of blocks, pellets and hay for such winter feeding purposes
39 and/or for the purchase of seed or other material that can be shown to
40 directly provide feed or forage for the winter feeding of antelope, elk
41 and deer. The balance of moneys realized from this source may be used
42 for the control of depredation of private property by antelope, elk and

1 deer and control of predators affecting antelope, elk and deer. Mon-
2 eys in the feeding account shall not be used for any purpose other than
3 winter feeding as herein specified ~~until the total funds in the account,~~
4 ~~including any interest earnings thereon, equal or exceed four hundred~~
5 ~~thousand dollars (\$400,000).~~ Moneys in the feeding account may not be
6 expended except upon the declaration of a feeding emergency by the di-
7 rector of the department of fish and game. Such emergency need not exist
8 on a statewide basis but can be declared with respect to one (1) or more
9 regions of the state. The department shall by rule establish the cri-
10 teria for a feeding emergency. The department shall submit a yearly re-
11 port to the senate resources and environment committee and the house re-
12 sources and conservation committee of the legislature on or before the
13 31st day of July, detailing how funds in the feeding account have been
14 expended during the preceding fiscal year.

15 (d) Those amounts designated by individuals in accordance with section
16 63-3067A(3) (a), Idaho Code, and from fees paid under the provisions of
17 section 49-417, Idaho Code. Moneys from these sources shall be used for
18 a nongame management and protection program under the direction of the
19 fish and game commission.

20 (e) Money derived from the assessment of processing fees. Moneys de-
21 rived from this source shall be used as provided in section 36-1407,
22 Idaho Code.

23 (2) Moneys in the fish and game set-aside account and the feeding ac-
24 count established in subsection (1) (c) of this section are subject to appro-
25 priation, and the provisions of section 67-3516, Idaho Code. Moneys in the
26 fish and game set-aside account and the feeding account shall be invested
27 by the state treasurer in the manner provided for investment of idle state
28 moneys in the state treasury by section 67-1210, Idaho Code, with interest
29 earned on investments from each account to be paid into that account.