

**HUNTING GUIDES AND OUTFITTERS  
LICENSING ACT AMENDMENTS**

2010 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Evan J. Vickers**

Senate Sponsor: Allen M. Christensen

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**LONG TITLE**

**General Description:**

This bill amends provisions of the Hunting Guides and Outfitters Licensing Act.

**Highlighted Provisions:**

This bill:

- ▶ modifies the definitions of hunting guide, outfitter, and public lands within the act and provides a definition for hunting guide services;
- ▶ modifies the unlawful conduct provision of the act; and
- ▶ makes certain technical changes.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**58-79-102**, as enacted by Laws of Utah 2009, Chapter 52

**58-79-501**, as enacted by Laws of Utah 2009, Chapter 52

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

Section 1. Section **58-79-102** is amended to read:

**58-79-102. Definitions.**

In addition to the definitions in Section 58-1-102, as used in this chapter:

30 (1) "Board" means the Hunting Guides and Outfitters Licensing Board created in  
31 Section 58-79-201.

32 (2) "Compensation" means anything of economic value in excess of \$100 that is paid,  
33 loaned, granted, given, donated, or transferred to a hunting guide or outfitter for or in  
34 consideration of personal services, materials, or property.

35 (3) "Hunting" means to locate, pursue, chase, catch, capture, trap, or kill wildlife.

36 (4) "Hunting guide" means an individual who:

37 (a) offers ~~[to guide, lead, or assist another individual in hunting wildlife]~~ or provides  
38 hunting guide services on public lands for compensation; and

39 (b) is retained for compensation by an outfitter.

40 (5) "Hunting guide services" means to guide, lead, or assist an individual in hunting  
41 wildlife.

42 ~~[(5)]~~ (6) "Outfitter" means an individual who offers or provides outfitting or hunting  
43 guide services for compensation to another individual for hunting wildlife on public lands.

44 ~~[(6)]~~ (7) (a) "Outfitting services" means providing, for hunting wildlife on public  
45 lands:

46 (i) transportation of people, equipment, supplies, or wildlife to or from a location; ~~[or]~~

47 (ii) packing, protecting, or supervising services~~[-];~~ or

48 (iii) hunting guide services.

49 (b) "Outfitting services" does not include activities undertaken by the Division of  
50 Wildlife Resources or its employees, associates, volunteers, contractors, or agents under  
51 authority granted in Title 23, Wildlife Resources Code of Utah.

52 ~~[(7)]~~ (8) (a) "Public lands" ~~[mean]~~ means any lands owned by the United States, the  
53 state, or a political subdivision or independent entity of the state that are open to the public for  
54 purposes of engaging in a wildlife related activity.

55 (b) "Public lands" does not include lands owned by the United States, the state, or a  
56 political subdivision or independent entity of the state that are included in a cooperative  
57 wildlife management unit under Subsection 23-23-7(5) so long as the guiding and outfitting

58 services furnished by the cooperative wildlife management unit are limited to hunting species  
59 of wildlife specifically authorized by the Division of Wildlife Resources in the unit's  
60 management plan.

61 [~~8~~] (9) "Wildlife" means cougar, bear, and big game animals as defined in  
62 Subsection 23-13-2(6).

63 Section 2. Section **58-79-501** is amended to read:

64 **58-79-501. Unlawful conduct.**

65 "Unlawful conduct" includes, in addition to the definition in Section 58-1-501, using  
66 the title "hunting guide" or "outfitter" or any other title or designation to indicate that the  
67 individual is a hunting guide or outfitter or acting as a hunting guide or outfitter, unless the  
68 individual has a current license as a hunting guide or outfitter under this chapter.