

## HOUSE BILL NO. HB0130

Hunting preference point program-amendments.

Sponsored by: Representative(s) Western

A BILL

for

1 AN ACT relating to game and fish; extending the time for  
2 expiration of preference points as specified; authorizing  
3 the transfer of preference points to a holder's immediate  
4 family members as specified; requiring rulemaking; and  
5 providing for effective dates.

6

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

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9       **Section 1.** W.S. 23-1-703(b) and (g) and 23-2-101(m)  
10 are amended to read:

11

12       **23-1-703. Limitation of number of certain licenses;**  
13 **reservation of certain licenses; reservation of certain**  
14 **unused licenses.**

15

1           (b) Except as specifically provided under this  
2 subsection, subsection (f) of this section or W.S.  
3 23-1-705(a), no person may apply for and receive more than  
4 one (1) moose or one (1) ram bighorn sheep license in any  
5 consecutive five (5) year period. Effective for the 1995  
6 hunting season and each hunting season thereafter, licenses  
7 issued under this subsection shall be based upon the number  
8 of points assigned to each applicant for a particular  
9 species. Effective January 1, 2000, licenses issued under  
10 this subsection shall be issued partially through a  
11 preference point drawing and partially through a random  
12 drawing of all remaining unsuccessful applicants for that  
13 year. The department shall assign points to each license  
14 applicant for a specific species by multiplying the number  
15 of years the applicant has unsuccessfully applied for a  
16 license times one (1). The calculation used to assign  
17 points to an applicant for a particular species under this  
18 subsection shall include any year the applicant does not  
19 apply for a big or trophy game animal hunting license for  
20 that species, provided in the case of a resident the  
21 applicant pays the fee specified in W.S. 23-2-101(k) and in  
22 the case of a nonresident the applicant pays the  
23 appropriate fee established by the commission under W.S.

1 23-2-101(m). License applicants within each hunt area for a  
2 species shall be grouped according to the number of  
3 assigned points for that species. Not less than  
4 seventy-five percent (75%) of available licenses within any  
5 hunt area shall be randomly selected through a preference  
6 point drawing from among the group of applicants with the  
7 largest number of assigned points and shall continue until  
8 all applicants within that group have been exhausted or  
9 until all available licenses have been issued, whichever  
10 first occurs. If any applicant grouping has been exhausted  
11 and licenses remain available within that hunt area,  
12 selection shall continue from among the group of applicants  
13 with the next largest number of assigned points. After the  
14 selections through the preference point drawing have been  
15 completed within a hunt area, the remaining licenses  
16 available from that drawing and the licenses available for  
17 the random drawing for that hunt area will be issued  
18 through a random selection from among all applicants in the  
19 hunt area who were not selected for issuance of a license  
20 for the species through the preference point drawing in  
21 that hunt area. For purposes of assigning points under this  
22 subsection, ~~any~~an unsuccessful license applicant ~~failing~~  
23 ~~to apply for a license,~~ shall lose all of their accumulated

1 points upon failing to apply for ten (10) consecutive  
2 calendar years for a licence or pay the applicable fee in  
3 lieu of applying, ~~during the second calendar year~~ and shall  
4 be considered to be a first year applicant for any  
5 subsequent calendar year in which the applicant submits  
6 license application for that particular species. Any  
7 preference point holder may transfer any of his preference  
8 points to the holder's parent, spouse, grandparent,  
9 sibling, child or grandchild.

10

11 (g) In addition to the authority granted under  
12 subsection (b) of this section, the commission may through  
13 rule and regulation develop and implement a preference  
14 point program for nonresident antelope, nonresident deer  
15 and nonresident elk licenses which are limited in quota and  
16 would otherwise be issued through a random drawing. A  
17 program established pursuant to this subsection may be  
18 implemented for all or selected hunt areas and may be  
19 applied to all or portions of licenses for any particular  
20 species. The commission may charge nonresident license  
21 applicants a nonrefundable fee to accumulate preference  
22 points under the program as provided in W.S. 23-2-101(m).

23 Any preference program established as authorized by this

1 subsection shall allow any preference point holder to  
2 transfer any of his preference points to the holder's  
3 parent, spouse, grandparent, sibling, child or grandchild.

4  
5 **23-2-101. Fees; restrictions; nonresident application**  
6 **fee; nonresident licenses; verification of residency**  
7 **required.**

8  
9 (m) Subject to the provisions of this subsection, as  
10 part of any preference point program for nonresident  
11 antelope, nonresident ram bighorn sheep, nonresident moose,  
12 nonresident deer or nonresident elk, the commission may  
13 establish a nonrefundable fee to be either withheld from  
14 the license fee remitted or submitted separately when  
15 application for a license or preference point is made  
16 through electronic licensing, and may also establish a fee  
17 to be paid in lieu of applying for licenses that are  
18 limited in quota. Retention of the established fee or  
19 payment of the fee in lieu of applying shall authorize the  
20 person to accumulate a preference point for future drawings  
21 for licenses that are limited in quota for the applicable  
22 species in accordance with rules of the commission. The  
23 rules may provide for the loss of all accumulated points

1 for persons failing to apply or to pay the in lieu fee ~~in~~  
2 ~~two (2)~~ for ten (10) consecutive calendar years. The fee  
3 for any program under this subsection for antelope, deer or  
4 elk shall be established by rule and shall not exceed  
5 seventy-five dollars (\$75.00) per species. Payment of the  
6 fee shall be made in compliance with application dates.  
7 Nothing in this subsection authorizes the commission to  
8 establish or retain a fee for resident moose or resident  
9 ram bighorn sheep license preference points in addition to  
10 the fee established by subsection (k) of this section or to  
11 establish rules for ram bighorn sheep or moose preference  
12 point drawings in conflict with the provisions of W.S.  
13 23-1-703(b). For nonresident ram bighorn sheep and  
14 nonresident moose licenses, the commission may establish by  
15 rule a nonrefundable preference point fee to be withheld  
16 from either the license fee remitted or submitted  
17 separately when application for a license or preference  
18 point is made through electronic licensing and may  
19 establish a fee in lieu of making application in an amount  
20 greater than that established under subsection (k) of this  
21 section, but neither fee shall exceed one hundred fifty  
22 dollars (\$150.00). Fees established under this subsection  
23 may be set at lower amounts for youth license applicants.

1

2           **Section 2.** The Wyoming game and fish commission shall  
3 promulgate any rules necessary to implement this act not  
4 later than July 1, 2021.

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6           **Section 3.**

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8           (a) Except as provided in subsection (b) of this  
9 section, this act is effective immediately upon completion  
10 of all acts necessary for a bill to become law as provided  
11 by Article 4, Section 8 of the Wyoming Constitution.

12

13           (b) Section 1 of this act is effective July 1, 2021.

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15

(END)