

6

77LSO 281

HOUSE BILL 135

HOUSE BILL 135

Title:

AN ACT to amend W.S. 23.1-1 relating to definitions of wildlife within the game and fish code; designating crustaceans as an exotic species and fox squirrel as a small game animal; removing weasel from predatory animals and designating weasel as a furbearing animal; clarifying types of protected birds; and providing for an effective date.

Sponsored by: *Baldpate*

DATE	ACTION	DATE	ACTION
JAN 12 1977	READ FIRST TIME		
	REFERRED TO COM. NO. <u>6</u>		
	DELIVERED TO COM. NO. <u>6</u>		
JAN 27 1977	RETURNED		
	Recommended Amend and Do Pass <i>6 Hyes 3 Nays</i>		
	PLACED ON GENERAL FILE		
JAN 28 1977	CONSIDERED IN COM. OF WHOLE		
	Stand of Com. Amendment <i>HR 135 H/S 10</i>		
	ADOPTED		
	RECOMMENDED DO.....PASS		
JAN 29 1977	READ SECOND TIME		
JAN 31 1977	Read Third Time		
	Amended as follows <i>HR 135 H/S 10</i>		
	ADOPTED		
	PASSED		
	<i>Agree 52 Oppose 9 Excused 1 Absent 0</i>		
	ENGROSSED		
	<i>sent to Senate</i>		
Feb. 1	<div style="border: 1px solid black; padding: 2px;"> Received at _____ Hours _____ and first time Referred to Com. No. <u>6</u> Delivered to Com. No. <u>6</u> </div>		
Feb. 19	STANDING COMM. REPORT		
	AMEND AND DO PASS		

118 135

Third Reading

Date 1-31-77

Roll Call of the House of the FORTY-FOURTH LEGISLATURE of Wyoming

	Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent
63 BAUMAN	✓				28 McMILLAN	✓			
62 BRYANT	✓				27 MEENAN	✓	✓		
61 BUCK	✓				26 MEIER	✓			
60 BURNETT	✓		✓		25 MICHELI	✓			
59 BUSSART	✓				24 MORTON	✓			
58 CHAMBERLAIN	✓				23 O'NEIL	✓	✓		
57 CLAPP	✓				22 ORRISON	✓			
56 COPENHAVER	✓				21 OSLUND	✓			
55 CRANFILL	✓	✓			20 PARKS	✓			
54 CREWS	✓				19 PERRY	✓	✓		
53 CROSS	✓	✓			18 PHELAN	✓			
52 CROWLEY	✓				17 PROSSER	✓			
51 CURRY	✓				16 ROTH	✓			
50 DONLEY	✓				15 SALISBURY	✓			
49 DOWNING	✓			✓	14 SANDERS	✓			
48 EDWARDS	✓	✓			13 SCOTT	✓			
47 ENGEN	✓				12 SIDI	✓			
46 ESKENS	✓				11 SIMPSON				
45 FLEISCHLI	✓				10 SMITH	✓			
44 A. LEFTY GRAHAM	✓				9 STAUFFER	✓			
43 J. L. GRAHAM	✓				8 STEWART	✓			
42 GROPP	✓				7 STICKLEY	✓			
41 GUFFEY	✓	✓			6 TARTER	✓			
40 HANSEN	✓				5 TRUJILLO	✓			
39 HEMMERT	✓				4 URBIGKIT	✓	✓		
38 HOLLAND	✓	✓			3 VINICH	✓			
37 HUNTER	✓	✓			2 WILKINS	✓			
36 HURSH	✓				1 MR. SPEAKER <i>Pro Tem</i>	✓			
35 JENNINGS	✓								
34 JENSEN	✓								
33 JONES	✓								
32 KINNAMAN	✓								
31 LARSON	✓								
30 McCARTHY	✓	✓							
29 McILVAIN	✓								

PRESENT _____

AYES 52

NOES 9

EXCUSED 1

ABSENT _____

TOTAL 62

LESS _____

THE LEGISLATURE OF THE STATE OF WYOMING

House of Representatives

Cheyenne, January 25, , 19 77

Mr. Speaker:

Your Committee No. 6 on Travel, Recreation and Wildlifeto whom was referred House Bill No. 135—Crustaceans, squirrels and birds

respectfully reports same back to the House with the recommendation that it DO PASS with the following amendments:

Page 1, line 4: After "animal;" insert "DELETING BOBCAT AS A PREDATORY ANIMAL THEREBY ALLOWING THE GAME AND FISH COMMISSION TO DESIGNATE BOBCAT AS A PREDATORY, GAME, OR PROTECTED SPECIES UNDER W.S. 23-1-1 (v) AS MAY BE REQUIRED; REMOVING WEASEL FROM PREDATORY ANIMALS AND DESIGNATING WEASEL AS FURBEARING ANIMAL;".

Page 2, line 7: After "mink," insert "WEASEL,".

Page 2, line 12: Strike "bobcat,".

Page 2, line 13: After "bat," insert "OR".
After "wolf" insert "semicolon".
After "or" strike "weasel;".

Page 3, line 1: After "any" insert "WILD"

AYES
McMillan
Burnett
Edwards
Hemmert
Parks
Tartar

NAYS
Cranfill
McCarthy
Salisbury


Bruce McMillan,

Chairman

1977

STATE OF WYOMING

77LSO-281.01

HOUSE BILL NO. 135

Crustaceans, squirrels and birds.

Sponsored by: Representative BURNETT *Bolj Burnett*

A BILL

for

1 AN ACT to amend W.S. 23.1-1 relating to definitions of
2 wildlife within the game and fish code; designating
3 crustaceans as an exotic species and fox squirrel as a
4 small game animal; clarifying types of protected birds;
5 and providing for an effective date.

6 Be It Enacted by the Legislature of the State of Wyoming:

7 Section 1. W.S. 23.1-1 is amended to read:

8 23.1-1. Definitions of wildlife.

9 (a) As used in this act:

10 (b) (i) ~~Wildlife~~ "Wildlife" means all wild ani-
11 mals, birds, fish, amphibians, reptiles, CRUSTACEANS and
12 mollusks within Wyoming;

13 (b) (ii) ~~Big-Game-Animals~~ "Big game animal" means
14 antelope, big horn sheep, deer, elk, moose, or mountain
15 goat;

1 (c) (iii) ~~Trophy-Game-Animals~~ "Trophy game animal"
2 means black bear, grizzly bear or mountain lion;

3 (d) (iv) ~~Small-Game-Animals~~ "Small game animal"
4 means cottontail rabbit or snowshoe hare, and grey and
5 red AND FOX squirrels;

6 (e) (v) ~~Furbearing-Animals~~ "Furbearing animal"
7 means badger, beaver, marten, mink or muskrat;

8 (f) (vi) ~~Protected-Animals~~ "Protected animal"
9 means black-footed ferret, fisher, lynx, otter, pika or
10 wolverine;

11 (g) (vii) ~~Predatory-Animals~~ "Predatory animal"
12 means bobcat, coyote, jackrabbit, porcupine, raccoon, red
13 fox, skunk, stray cat, wolf or weasel;

14 (h) (viii) ~~Game-Birds~~ "Game bird" means grouse,
15 partridge, pheasant, ptarmigan, quail, wild turkey and
16 migratory game birds;

17 (j) (ix) ~~Migratory-Game-Birds~~ "Migratory game
18 bird" means all migratory game birds defined and protected
19 under federal law;

20 (k) (x) ~~Protected-Birds~~ "Protected bird" means
21 bittern, eagle, falcon, hawk, heron, kingfisher, owl,

1 pelican, seagull, swan or any insectivorous--or--songbird
2 BIRD not otherwise classified;

3 (m) (xi) ~~Predacious-Birds~~ "Predacious bird" means
4 crow, English sparrow, magpie or starling;

5 (n) (xii) ~~Game--Fish~~ "Game fish" means bass,
6 catfish, crappie, grayling, ling, northern pike, perch,
7 salmon, sauger, sunfish, trout, walleye or whitefish;

8 (o) (xiii) ~~Exotic-Species~~ "Exotic species" means
9 any wild animals, including amphibians, reptiles,
10 mollusks, CRUSTACEANS or birds not found in a wild, free,
11 or unconfined status in Wyoming.

12 Section 2. This act is effective May 27, 1977.

13 (END)

FISCAL NOTE

Fiscal Note No. 185
 Requester Representative Burnett

L.S.O.	Draft
281	L1
Bill No.	Jt. Res. No.

Part I. Fiscal Data:

SHORT TITLE OF BILL: <u>Crustaceans, squirrels and birds</u>	STATUTORY REFERENCE Nos. <u>W.S. 23.1-1</u>	NAME OF FUND <u>None</u>
AGENCY TITLE: <u>Game & Fish</u>		
SOURCE OF APPROPRIATION/REVENUE <u>None</u>		New Program () Change in Existing Program(X) Local Government Impact ()

If more than one appropriation is involved, show overall effect below, but show breakdown by appropriation and fiscal year on a separate page. Round to nearest hundred dollars.

EFFECT OF PROPOSAL	FISCAL PERIODS		
	First Biennial	Second Biennial	Third Biennial
Salaries & Number of Personnel	\$		
Supporting Expenses			
Permanent Property			
Aids to Localities			
Other			
ESTIMATED TOTAL COST	\$		
GENERAL FUND			
FEDERAL FUND			
OTHER			
ESTIMATED TOTAL REVENUE	\$		

Part II. Explain in a clear and concise manner what effect this measure will have on the costs and revenues of state government. Specify the source of funds for appropriations. Include effect on the current biennium and also the long-range fiscal effect, if any. Show how you arrived at the estimate. Use attached sheet and any additional sheets which you may need.

NO FISCAL IMPACT.

Date 1/22/24 Date _____ Agency _____ Authorized Representative _____
 Legislative Auditor Clearance _____

HB 135

1977

STATE OF WYOMING

77LSO-281/eng

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Crustaceans, squirrels and birds.

Sponsored by: Representative BURNETT

A BILL

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12 (i) ~~Wildlife~~ "Wildlife" means all wild ani-
13 mals, birds, fish, amphibians, reptiles, CRUSTACEANS and
14 mollusks within Wyoming;

15 (b) ~~Big-Game-Animals~~ "Big game animal" means

1 antelope, big horn sheep, deer, elk, moose or mountain
2 goat;

3 (c) ~~(iii) Trophy-Game-Animals~~ "Trophy game animal"
4 means black bear, grizzly bear or mountain lion;

5 (d) ~~(iv) Small-Game-Animals~~ "Small game animal"
6 means cottontail rabbit or snowshoe hare, and grey and
7 red AND FOX squirrels;

8 (e) ~~(v) Furbearing-Animals~~ "Furbearing animal"
9 means badger, beaver, marten, mink, WEASEL or muskrat;

10 (f) ~~(vi) Protected-Animals~~ "Protected animal"
11 means black-footed ferret, fisher, lynx, otter, pika or
12 wolverine;

13 (g) ~~(vii) Predatory-Animals~~ "Predatory animal"
14 means bobcat, coyote, jackrabbit, porcupine, raccoon, red
15 fox, skunk, stray cat OR wolf; ~~r-or-weasel;~~

16 (h) ~~(viii) Game-Birds~~ "Game bird" means grouse,
17 partridge, pheasant, ptarmigan, quail, wild turkey, and
18 migratory game birds;

19 (j) ~~(ix) Migratory-Game-Birds~~ "Migratory game
20 bird" means all migratory game birds defined and protected
21 under federal law;

HB135

HB135HS1/A

*Dict 2/17/77
see below*

✓/ Page 1-line 4 After "animal;" insert ~~"deleting bobcat from the definition of predatory animal;~~ removing weasel from predatory animals and designating weasel as a furbearing animal;"

✓/ Page 2-line 7 After "mink". reinsert "comma" insert "WEASEL".

✓/ Page 2-line 12 *see below *** Strike "bebea7".

✓/ Page 2-line 13 After "cat," insert "OR". Strike "or weasel".

✓/ Page 3-line 1 After "any" insert "WILD".--McMILLAN.

HB135H31/A

In the standing committee amendment (HB135HS1/A)

✓/ Page 1-line 4 Delete "deleting bobcat from the definition of predatory animal;"

✓/ Page 2-line 12 Reinsert "bobcat,". -O'NEIL

ONEIL

HB135H31/A

In the standing committee amendment (HB135HS1/A)

Page 1-line 4 Delete "deleting bobcat from the definition of predatory animal;"

Page 2-line 12 Reinsert "bobcat,". -O'NEIL

ONEIL

HB 135

HB135HS1/A

*Bill 2/17/81
see below*

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✓✓ Page 2-line 7 After "mink" reinsert "comma" insert "WEASEL".

✓✓ Page 2-line 12 *see below *** Strike "bobcat".

✓✓ Page 2-line 13 After "cat," insert "OR". Strike "or weasel".

✓✓ Page 3-line 1 After "any" insert "WILD". --MCMILLAN

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In the standing committee amendment (HB135HS1/A)

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✓✓ Page 2-line 12 Reinsert "bobcat,". -O'NEIL

(Signature)

Senate Chamber

Cheyenne, February 17, 1977

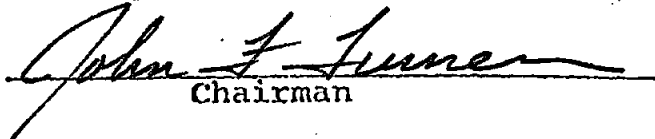
Mr. President:

Committee No. 6 to whom was referred H.B. No. 135

respectfully reports same back to the Senate with the

recommendation that it DO PASS with the following amendment:


- HB135SS1 TO ENGROSSED COPY
- Page 1-line 1 After "23.1-1" insert "and 23.1-68 (a)".
- Page 1-line 4 After "weasel" insert "and bobcat".
- Page 1-line 5 After "weasel" insert "and bobcat"; delete "a"; delete "animal" and insert in lieu thereof "animals".
- Page 1-line 6 After the semicolon insert "allowing the taking of bobcats doing damage;"
- Page 1-line 9 After "23.1-1" delete "is" and insert in lieu thereof "and 23.1-68 are".
- Page 2-line 9 After "WEASEL" insert ",BOBCAT".
- Page 2-line 14 Strike "bebeat,"
- Page 3-line 13 After line 13 insert "23.1-68. Taking bear, mountain lion, BOBCAT or muskrat for damaging property authorized; notice to game warden; tagging of skin. (a) Any bear, mountain lion, BOBCAT or muskrat doing damage to private property may be immediately taken and killed by the owner of the property, employee of the owner, or lessee of the property."


 Chairman

John F. Turner

	Aye	no
John F. Turner	<u>X</u>	___
Earl Christensen	<u>X</u>	___
Rex O. Arney	<u>X</u>	___
Steve Majhanovich	<u>X</u>	___
Dick Sadler	<u>X</u>	___

APPROVED AS TO FORM


 Senate Attorney

Stored: HB135SS1:0