

**REVENUE: No revenue impact**

**FISCAL: Minimal fiscal impact, no statement issued**

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**Action:** Do Pass

**Vote:** 10 - 0 - 0

**Yeas:** Berger, Edwards, Garrard, Garrett, Gelser, Hanna, Jenson, Nolan, Read, Roblan

**Nays:** 0

**Exc.:** 0

**Prepared By:** Cheyenne Ross, Administrator

**Meeting Dates:** 2/17

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**WHAT THE MEASURE DOES:** Allows court discretion to order revocation of licenses, tags and permits issued to persons convicted of violations.

**ISSUES DISCUSSED:**

- Previous language required courts to order Fish and Wildlife Commission to revoke all licenses for three years for citations that ranged from the most minor to egregious
- Mandatory sentence would be disproportionate to minor violations and was never intended
- If not mended, Department of Fish and Wildlife's budget would be adversely impacted
- Error discovered approximately one week ago

**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

**BACKGROUND:** The hunting and fishing community contribute to the preservation of hunting and fishing activities by participating in licensing and permitting processes. In 2009, House Bill 3089 (2009) was passed blending a number of proposed measures together to strengthen penalties for unlawful activities, allow for the acquisition of easements, and to codify the Fish and Wildlife Commission's (the Commission's) discretion to give hunting permit preference points to those with pioneer hunting licenses. It also expanded the definition of "game mammal" to include the gray wolf as a special status mammal defined by Commission rule. House Bill 3089 required courts to revoke licenses for three years for even minor violations. House Bill 3708 restores the court's discretion to sentence in proportion to the individual conduct and circumstances of each violation.