

Representative Casey Snider proposes the following substitute bill:

WILDLIFE RELATED AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Casey Snider

Senate Sponsor: Scott D. Sandall

LONG TITLE

General Description:

This bill addresses issues related to wildlife hunting and habitat.

Highlighted Provisions:

This bill:

- ▶ requires the Division of Wildlife Resources to notify the Division of Professional License of a suspension of the privilege to hunt;
- ▶ addresses hunting with an air rifle;
- ▶ creates the Wildlife Land and Water Acquisition Program;
- ▶ modifies provisions related to cooperative wildlife management units;
- ▶ addresses rulemaking by the Division of Professional Licensing;
- ▶ addresses when the Division of Professional Licensing is to refuse to issue, refuse to renew, or revoke a registration; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

This bill appropriates in Fiscal Year 2024:

- ▶ to the Department of Natural Resources - Wildlife Land and Water Acquisition Program, as an ongoing appropriation:
 - from the General Fund, \$1,000,000.



26 **Other Special Clauses:**

27 This bill provides a special effective date.

28 **Utah Code Sections Affected:**

29 AMENDS:

30 **23-19-9**, as last amended by Laws of Utah 2021, Chapter 57

31 **23-19-49**, as enacted by Laws of Utah 2022, Chapter 102

32 **23-23-6**, as repealed and reenacted by Laws of Utah 1997, Chapter 258

33 **23-23-7**, as last amended by Laws of Utah 2005, Chapter 112

34 **23-23-10**, as last amended by Laws of Utah 2000, Chapter 44

35 **58-79-401**, as last amended by Laws of Utah 2020, Chapters 316, 376

36 **63J-1-602.2**, as last amended by Laws of Utah 2022, Chapters 59, 68, 154, 224, 236,

37 242, and 447 and last amended by Coordination Clause, Laws of Utah 2022,

38 Chapter 154

39 ENACTS:

40 **23-21-8**, Utah Code Annotated 1953

41 **58-79-103**, Utah Code Annotated 1953



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

44 Section 1. Section **23-19-9** is amended to read:

45 **23-19-9. Suspension of license or permit privileges -- Suspension of certificates of**
46 **registration.**

47 (1) As used in this section:

48 (a) "License or permit privileges" means the privilege of applying for, purchasing, and
49 exercising the benefits conferred by a license or permit issued by the division.

50 (b) "Livestock guardian dog" means the same as that term is defined in Section
51 **76-6-111.**

52 (2) A hearing officer, appointed by the division, may suspend a person's license or
53 permit privileges if:

54 (a) in a court of law, the person:

55 (i) is convicted of:

56 (A) violating this title or a rule of the Wildlife Board;

57 (B) killing or injuring domestic livestock or a livestock guardian dog while engaged in
58 an activity regulated under this title;

59 (C) violating Section 76-6-111; or

60 (D) violating Section 76-10-508 while engaged in an activity regulated under this title;

61 (ii) enters into a plea in abeyance agreement, in which the person pleads guilty or no
62 contest to an offense listed in Subsection (2)(a)(i), and the plea is held in abeyance; or

63 (iii) is charged with committing an offense listed in Subsection (2)(a)(i), and the person
64 enters into a diversion agreement which suspends the prosecution of the offense; and

65 (b) the hearing officer determines the person committed the offense intentionally,
66 knowingly, or recklessly, as defined in Section 76-2-103.

67 (3) (a) The Wildlife Board shall make rules establishing guidelines that a hearing
68 officer shall consider in determining:

69 (i) the type of license or permit privileges to suspend; and

70 (ii) the duration of the suspension.

71 (b) The Wildlife Board shall ensure that the guidelines established under Subsection
72 (3)(a) are consistent with Subsections (4), (5), and (6).

73 (4) Except as provided in Subsections (5) and (6), a hearing officer may suspend a
74 person's license or permit privileges according to Subsection (2) for a period of time not to
75 exceed:

76 (a) seven years for:

77 (i) a felony conviction;

78 (ii) a plea of guilty or no contest to an offense punishable as a felony, which plea is
79 held in abeyance pursuant to a plea in abeyance agreement; or

80 (iii) being charged with an offense punishable as a felony, the prosecution of which is
81 suspended pursuant to a diversion agreement;

82 (b) five years for:

83 (i) a class A misdemeanor conviction;

84 (ii) a plea of guilty or no contest to an offense punishable as a class A misdemeanor,
85 which plea is held in abeyance pursuant to a plea in abeyance agreement; or

86 (iii) being charged with an offense punishable as a class A misdemeanor, the
87 prosecution of which is suspended pursuant to a diversion agreement;

88 (c) three years for:
89 (i) a class B misdemeanor conviction;
90 (ii) a plea of guilty or no contest to an offense punishable as a class B misdemeanor
91 when the plea is held in abeyance according to a plea in abeyance agreement; or
92 (iii) being charged with an offense punishable as a class B misdemeanor, the
93 prosecution of which is suspended pursuant to a diversion agreement; and

94 (d) one year for:
95 (i) a class C misdemeanor conviction;
96 (ii) a plea of guilty or no contest to an offense punishable as a class C misdemeanor,
97 when the plea is held in abeyance according to a plea in abeyance agreement; or
98 (iii) being charged with an offense punishable as a class C misdemeanor, the
99 prosecution of which is suspended according to a diversion agreement.

100 (5) The hearing officer may double a suspension period established in Subsection (4)
101 for offenses:

102 (a) committed in violation of an existing suspension or revocation order issued by the
103 courts, division, or Wildlife Board; or

104 (b) involving the unlawful taking of a trophy animal, as defined in Section 23-13-2.

105 (6) (a) A hearing officer may suspend, according to Subsection (2), a person's license
106 or permit privileges for a particular license or permit only once for each single criminal
107 episode, as defined in Section 76-1-401.

108 (b) If a hearing officer addresses two or more single criminal episodes in a hearing, the
109 suspension periods of any license or permit privileges of the same type suspended, according to
110 Subsection (2), may run consecutively.

111 (c) If a hearing officer suspends, according to Subsection (2), license or permit
112 privileges of the type that have been previously suspended by a court, a hearing officer, or the
113 Wildlife Board and the suspension period has not expired, the suspension periods may run
114 consecutively.

115 (7) (a) A hearing officer, appointed by the division, may suspend a person's privilege of
116 applying for, purchasing, and exercising the benefits conferred by a certificate of registration if:

117 (i) the hearing officer determines the person intentionally, knowingly, or recklessly, as
118 defined in Section 76-2-103, violated:

- 119 (A) this title;
- 120 (B) a rule or order of the Wildlife Board;
- 121 (C) the terms of a certificate of registration; or
- 122 (D) the terms of a certificate of registration application or agreement; or
- 123 (ii) the person, in a court of law:
- 124 (A) is convicted of an offense that the hearing officer determines bears a reasonable
- 125 relationship to the person's ability to safely and responsibly perform the activities authorized by
- 126 the certificate of registration;
- 127 (B) pleads guilty or no contest to an offense that the hearing officer determines bears a
- 128 reasonable relationship to the person's ability to safely and responsibly perform the activities
- 129 authorized by the certificate of registration, and the plea is held in abeyance in accordance with
- 130 a plea in abeyance agreement; or
- 131 (C) is charged with an offense that the hearing officer determines bears a reasonable
- 132 relationship to the person's ability to safely and responsibly perform the activities authorized by
- 133 the certificate of registration, and prosecution of the offense is suspended in accordance with a
- 134 diversion agreement.
- 135 (b) All certificates of registration for the harvesting of brine shrimp eggs, as defined in
- 136 Section [59-23-3](#), shall be suspended by a hearing officer, if the hearing officer determines the
- 137 holder of the certificates of registration has violated Section [59-23-5](#).
- 138 (8) (a) The director shall appoint a qualified person as a hearing officer to perform the
- 139 adjudicative functions provided in this section.
- 140 (b) The director may not appoint a division employee who investigates or enforces
- 141 wildlife violations.
- 142 (9) (a) The courts may suspend, in criminal sentencing, a person's privilege to apply
- 143 for, purchase, or exercise the benefits conferred by a license, permit, or certificate of
- 144 registration.
- 145 (b) The courts shall promptly notify the division of any suspension orders or
- 146 recommendations entered.
- 147 (c) The division, upon receiving notification of suspension from the courts, shall
- 148 prohibit the person from applying for, purchasing, or exercising the benefits conferred by a
- 149 license, permit, or certification of registration for the duration and of the type specified in the

150 court order.

151 (d) The hearing officer shall consider any recommendation made by a sentencing court
152 concerning suspension before issuing a suspension order.

153 (10) (a) A person may not apply for, purchase, possess, or attempt to exercise the
154 benefits conferred by any permit, license, or certificate of registration specified in an order of
155 suspension while that order is in effect.

156 (b) Any license possessed or obtained in violation of the order shall be considered
157 invalid.

158 (c) A person who violates Subsection (10)(a) is guilty of a class B misdemeanor.

159 (11) Before suspension under this section, a person shall be:

- 160 (a) given written notice of any action the division intends to take; and
- 161 (b) provided with an opportunity for a hearing.

162 (12) (a) A person may file an appeal of a hearing officer's decision with the Wildlife
163 Board.

164 (b) The Wildlife Board shall review the hearing officer's findings and conclusions and
165 any written documentation submitted at the hearing.

166 (c) The Wildlife Board may:

- 167 (i) take no action;
- 168 (ii) vacate or remand the decision; or
- 169 (iii) amend the period or type of suspension.

170 (13) The division shall suspend and reinstate all hunting, fishing, trapping, and
171 falconry privileges consistent with Title 23, Chapter 25, Wildlife Violator Compact.

172 (14) Within 30 days after the day on which an individual's privilege to hunt is
173 suspended under this title, the division shall report to the Division of Professional Licensing
174 the:

- 175 (a) identifying information for the individual; and
- 176 (b) time period of the suspension.

177 [~~14~~] (15) The Wildlife Board may make rules to implement this section in accordance
178 with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

179 Section 2. Section **23-19-49** is amended to read:

180 **23-19-49. Air rifle hunting.**

181 (1) As used in this section:

182 (a) "Division" means the Division of Wildlife Resources.

183 (b) "Pre-charged pneumatic air rifle" means a rifle that fires a single projectile with
184 compressed air released from a chamber:

185 (i) built into the rifle; and

186 (ii) pressurized at a minimum of 2,000 pounds per square inch from an external high
187 compression device or source, such as a hand pump, compressor, or scuba tank.

188 (2) ~~[(a)] An individual [shall obtain a permit issued under this section before using]~~
189 may use a pre-charged pneumatic air rifle to hunt:

190 (a) a species of protected wildlife designated by the Wildlife Board;

191 (b) a cottontail rabbit;

192 (c) a snowshoe hare; or

193 (d) a turkey, with a fall turkey permit.

194 ~~[(b) The Wildlife Board shall by rule, made in accordance with Title 63G, Chapter 3,~~
195 ~~Utah Administrative Rulemaking Act, designate which species of wildlife may be hunted with~~
196 ~~the use of a pre-charged pneumatic air rifle.]~~

197 (3) The division shall review ~~[the funding available for the regulation of]~~ available
198 funding to pay the costs of regulating hunting with pre-charged pneumatic air rifles, including
199 eligibility for federal excise taxes, and report the division's findings to the Natural Resources,
200 Agriculture, and Environment Interim Committee by no later than the November 2024 interim
201 committee meeting.

202 Section 3. Section 23-21-8 is enacted to read:

203 **23-21-8. Wildlife Land and Water Acquisition Program.**

204 (1) As used in this section, "program" means the Wildlife Land and Water Acquisition
205 Program created in Subsection (2).

206 (2) There is created a program known as the "Wildlife Land and Water Acquisition
207 Program" under which the division may lease or acquire land or water assets that achieve one
208 or more of the following:

209 (a) protect and enhance wildlife populations;

210 (b) provide the public the opportunity to hunt, trap, or fish; and

211 (c) conserve, protect, and enhance wildlife habitat.

212 (3) In making a decision as to whether to lease or acquire land or water assets, the
213 division shall:

214 (a) consult the relevant state or county resource management plan;

215 (b) prioritize leases or acquisitions that involve land that:

216 (i) is adjacent to land already owned by the division; or

217 (ii) provides access to other public land;

218 (c) develop a management plan for the land or water asset in a manner consistent with

219 Section 23-21-2.1; and

220 (d) facilitate grazing as a management tool if consistent with the management plan
221 described in Subsection (3)(c).

222 (4) The division shall annually report to the Natural Resources, Agriculture, and
223 Environmental Quality Appropriations Subcommittee regarding how the division expends
224 money in the program.

225 Section 4. Section 23-23-6 is amended to read:

226 **23-23-6. Season dates -- Boundaries -- Review by councils and board.**

227 (1) The Wildlife Board shall establish season dates and boundaries for each
228 cooperative wildlife management unit except as provided in Subsection (2).

229 (2) (a) A season date for a cooperative wildlife management unit that provides one
230 buck deer permit or more per every 640 acres shall begin on September 1 and end on October
231 31.

232 (b) A cooperative wildlife management unit that provides less than one buck deer
233 permit per every 640 acres may select the following season date options:

234 (i) beginning on September 1 and ending on October 31; or

235 (ii) beginning on September 11 and ending on November 10.

236 (c) In accordance with Subsection 23-14-18(3), if the season dates specified in this
237 Subsection (2) start on a Sunday, the season date shall begin on the Saturday before.

238 [~~2~~] (3) Season dates may differ from general statewide season dates.

239 [~~3~~] (4) At least every five years, cooperative wildlife management units containing
240 public land will be reviewed by the regional advisory councils and the Wildlife Board.

241 Section 5. Section 23-23-7 is amended to read:

242 **23-23-7. Permits -- Acreage and lands that may be included -- Posting of**

243 **boundaries.**

244 (1) The division shall provide cooperative wildlife management unit authorizations for
245 hunting small game or waterfowl to the cooperative wildlife management unit, free of charge.

246 (2) At least 50% of the cooperative wildlife management unit authorizations for
247 hunting small game or waterfowl provided to a cooperative wildlife management unit shall be
248 offered for sale to the general public at the times and places designated on the application for a
249 certificate of registration.

250 (3) (a) Cooperative wildlife management units organized for hunting small game or
251 waterfowl shall consist of private land.

252 (b) At least 75% of the acreage within the boundaries of each cooperative wildlife
253 management unit organized for the hunting of small game or waterfowl shall be open to
254 hunting by holders of valid authorizations.

255 (4) (a) The Wildlife Board may establish the maximum number of permits that may be
256 issued per acre, except as provided in Subsection (4)(b).

257 (b) A cooperative wildlife management unit shall issue one buck deer permit or less
258 per every 320 acres to be eligible to receive buck deer permits.

259 ~~[(4)]~~ (5) (a) The division may issue cooperative wildlife management unit permits for
260 hunting cougar, turkey, or big game to permittees:

- 261 (i) qualifying through a public drawing; or
262 (ii) named by the cooperative wildlife management unit operator.

263 (b) The Wildlife Board may specify by rule those persons who are eligible to draw a
264 cooperative wildlife management unit permit in a public drawing.

265 ~~[(5)]~~ (6) (a) Cooperative wildlife management units organized for hunting cougar,
266 turkey, or big game shall consist of private land to the extent practicable. Public land may be
267 included within a cooperative wildlife management unit if:

268 (i) the public land is completely surrounded by private land or is otherwise inaccessible
269 to the general public;

270 (ii) including public land is necessary to establish a readily identifiable boundary; or

271 (iii) including public land is necessary to achieve cougar, turkey, or big game
272 management objectives.

273 (b) If any public land is included within a cooperative wildlife management unit:

274 (i) the landowner association shall meet applicable federal or state land use
275 requirements on the public land; and

276 (ii) the Wildlife Board shall increase the number of permits or hunting opportunities
277 made available to the general public to reflect the proportion of public lands to private lands
278 within the cooperative wildlife management unit.

279 ~~[(6)]~~ (7) Each landowner association shall:

280 (a) clearly post all boundaries of the unit by displaying signs containing information
281 prescribed by rule of the Wildlife Board at the locations specified in Subsection
282 [23-20-14\(1\)\(d\)](#); and

283 (b) provide a written copy of its guidelines to each holder of an authorization or permit.
284 Section 6. Section **23-23-10** is amended to read:

285 **23-23-10. Possession of permits and licenses by hunter -- Restrictions.**

286 (1) A person may not hunt in a cooperative wildlife management unit without having in
287 his or her possession:

288 (a) a valid cooperative wildlife management unit authorization or permit or other
289 permit as authorized by the wildlife board; and

290 (b) the necessary hunting licenses, tags, and stamps.

291 (2) A cooperative wildlife management unit authorization or permit:

292 (a) entitles the holder to hunt only in the unit specified on the authorization or permit
293 pursuant to rules and proclamations of the Wildlife Board and does not entitle the holder to
294 hunt on any other private or public land; and

295 (b) constitutes written permission for trespass as required under Section [23-20-14](#).

296 (3) A cooperative wildlife management unit may address the number of individuals a
297 cooperative wildlife management unit permit holder may select as companions, except that a
298 cooperative wildlife management unit shall allow, at a minimum, one companion to
299 accompany free of charge the cooperative wildlife management unit permit holder.

300 Section 7. Section **58-79-103** is enacted to read:

301 **58-79-103. Hunting guide and outfitter rules.**

302 Before enacting, amending, repealing, or otherwise modifying a rule made under this
303 chapter, in addition to complying with Section [58-1-106](#) and Title 63G, Chapter 3, Utah
304 Administrative Rulemaking Act, the division shall consult with the Division of Wildlife

305 Resources.

306 Section 8. Section **58-79-401** is amended to read:

307 **58-79-401. Grounds for denial of registration -- Disciplinary proceedings.**

308 (1) Grounds for refusing to issue a registration to an applicant, for refusing to
309 renew the registration of a registrant, for revoking, suspending, restricting, or placing on
310 probation the registration of a registrant, for issuing a public or private reprimand to a
311 registrant, and for issuing a cease and desist order under this chapter shall be in accordance
312 with the provisions applicable to a licensee under Section **58-1-401**.

313 (2) (a) The division shall refuse to issue a registration to an applicant and shall refuse
314 to renew or shall revoke the registration of a registrant during the time period the Division of
315 Wildlife Resources suspends the applicant's or registrant's privilege to hunt under Title 23,
316 Wildlife Resources Code of Utah.

317 (b) If the Division of Wildlife Resources suspends the privilege to hunt under Title 23,
318 Wildlife Resources Code of Utah, of the chief executive officer of an entity under which an
319 applicant or registrant provides hunting guide services or outfitting services, during the time
320 period that the chief executive officer's privilege to hunt is suspended, the division shall refuse
321 to issue a registration to the applicant and shall refuse to renew or shall revoke the registration
322 of the registrant.

323 (c) If the Division of Wildlife Resources suspends the privilege to hunt under Title 23,
324 Wildlife Resources Code of Utah, of a registrant under which an applicant or registrant
325 provides hunting guide services or outfitting services, during the time period that the
326 registrant's privilege to hunt is suspended, the division shall refuse to issue a registration to the
327 applicant and shall refuse to renew or shall revoke the registration of the registrant.

328 Section 9. Section **63J-1-602.2** is amended to read:

329 **63J-1-602.2. List of nonlapsing appropriations to programs.**

330 Appropriations made to the following programs are nonlapsing:

331 (1) The Legislature and the Legislature's committees.

332 (2) The State Board of Education, including all appropriations to agencies, line items,
333 and programs under the jurisdiction of the State Board of Education, in accordance with
334 Section **53F-9-103**.

335 (3) The Percent-for-Art Program created in Section **9-6-404**.

- 336 (4) The LeRay McAllister Critical Land Conservation Program created in Section
337 4-46-301.
- 338 (5) The Utah Lake Authority created in Section [11-65-201](#).
- 339 (6) Dedicated credits accrued to the Utah Marriage Commission as provided under
340 Subsection [17-16-21\(2\)\(d\)\(ii\)](#).
- 341 (7) The Division of Wildlife Resources for the appraisal and purchase of lands under
342 the Pelican Management Act, as provided in Section [23-21a-6](#).
- 343 (8) The Wildlife Land and Water Acquisition Program created in Section [23-21-8](#).
- 344 [~~8~~] (9) The Emergency Medical Services Grant Program in Section [26-8a-207](#).
- 345 [~~9~~] (10) The primary care grant program created in Section [26-10b-102](#).
- 346 [~~10~~] (11) Sanctions collected as dedicated credits from Medicaid providers under
347 Subsection [26-18-3\(7\)](#).
- 348 [~~11~~] (12) The Utah Health Care Workforce Financial Assistance Program created in
349 Section [26-46-102](#).
- 350 [~~12~~] (13) The Rural Physician Loan Repayment Program created in Section
351 [26-46a-103](#).
- 352 [~~13~~] (14) The Opiate Overdose Outreach Pilot Program created in Section [26-55-107](#).
- 353 [~~14~~] (15) The Utah Medical Education Council for the:
- 354 (a) administration of the Utah Medical Education Program created in Section
355 [26-69-403](#);
- 356 (b) provision of medical residency grants described in Section [26-69-407](#); and
- 357 (c) provision of the forensic psychiatric fellowship grant described in Section
358 [26-69-408](#).
- 359 [~~15~~] (16) Funds that the Department of Alcoholic Beverage Services retains in
360 accordance with Subsection [32B-2-301\(8\)\(a\)](#) or (b).
- 361 [~~16~~] (17) The General Assistance program administered by the Department of
362 Workforce Services, as provided in Section [35A-3-401](#).
- 363 [~~17~~] (18) The Utah National Guard, created in Title 39, Militia and Armories.
- 364 [~~18~~] (19) The State Tax Commission under Section [41-1a-1201](#) for the:
- 365 (a) purchase and distribution of license plates and decals; and
- 366 (b) administration and enforcement of motor vehicle registration requirements.

367 [~~(19)~~] (20) The Search and Rescue Financial Assistance Program, as provided in
368 Section 53-2a-1102.

369 [~~(20)~~] (21) The Motorcycle Rider Education Program, as provided in Section 53-3-905.

370 [~~(21)~~] (22) The Utah Board of Higher Education for teacher preparation programs, as
371 provided in Section 53B-6-104.

372 [~~(22)~~] (23) Innovation grants under Section 53G-10-608, except as provided in
373 Subsection 53G-10-608(6).

374 [~~(23)~~] (24) The Division of Services for People with Disabilities, as provided in
375 Section 62A-5-102.

376 [~~(24)~~] (25) The Division of Fleet Operations for the purpose of upgrading underground
377 storage tanks under Section 63A-9-401.

378 [~~(25)~~] (26) The Utah Seismic Safety Commission, as provided in Section 63C-6-104.

379 [~~(26)~~] (27) The Division of Technology Services for technology innovation as provided
380 under Section 63A-16-903.

381 [~~(27)~~] (28) The Office of Administrative Rules for publishing, as provided in Section
382 63G-3-402.

383 [~~(28)~~] (29) The Colorado River Authority of Utah, created in Title 63M, Chapter 14,
384 Colorado River Authority of Utah Act.

385 [~~(29)~~] (30) The Governor's Office of Economic Opportunity to fund the Enterprise
386 Zone Act, as provided in Title 63N, Chapter 2, Part 2, Enterprise Zone Act.

387 [~~(30)~~] (31) The Governor's Office of Economic Opportunity's Rural Employment
388 Expansion Program, as described in Title 63N, Chapter 4, Part 4, Rural Employment
389 Expansion Program.

390 [~~(31)~~] (32) Programs for the Jordan River Recreation Area as described in Section
391 65A-2-8.

392 [~~(32)~~] (33) The Division of Human Resource Management user training program, as
393 provided in Section 63A-17-106.

394 [~~(33)~~] (34) A public safety answering point's emergency telecommunications service
395 fund, as provided in Section 69-2-301.

396 [~~(34)~~] (35) The Traffic Noise Abatement Program created in Section 72-6-112.

397 [~~(35)~~] (36) The money appropriated from the Navajo Water Rights Negotiation

398 Account to the Division of Water Rights, created in Section 73-2-1.1, for purposes of
399 participating in a settlement of federal reserved water right claims.

400 [~~36~~] (37) The Judicial Council for compensation for special prosecutors, as provided
401 in Section 77-10a-19.

402 [~~37~~] (38) A state rehabilitative employment program, as provided in Section
403 78A-6-210.

404 [~~38~~] (39) The Utah Geological Survey, as provided in Section 79-3-401.

405 [~~39~~] (40) The Bonneville Shoreline Trail Program created under Section 79-5-503.

406 [~~40~~] (41) Adoption document access as provided in Sections 78B-6-141, 78B-6-144,
407 and 78B-6-144.5.

408 [~~41~~] (42) Indigent defense as provided in Title 78B, Chapter 22, Part 4, Utah Indigent
409 Defense Commission.

410 [~~42~~] (43) The program established by the Division of Facilities Construction and
411 Management under Section 63A-5b-703 under which state agencies receive an appropriation
412 and pay lease payments for the use and occupancy of buildings owned by the Division of
413 Facilities Construction and Management.

414 [~~43~~] (44) The State Tax Commission for reimbursing counties for deferred property
415 taxes in accordance with Section 59-2-1802.

416 Section 10. **Appropriation.**

417 The following sums of money are appropriated for the fiscal year beginning July 1,
418 2023, and ending June 30, 2024. These are additions to amounts previously appropriated for
419 fiscal year 2024. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures
420 Act, the Legislature appropriates the following sums of money from the funds or accounts
421 indicated for the use and support of the government of the state of Utah.

422 ITEM 1

423 To Department of Natural Resources -- Wildlife Land and Water Acquisition Program

424 From General Fund 1,000,000

425 Schedule of Programs:

426 Wildlife Land and Water Acquisition Program 1,000,000

427 The Legislature intends that the ongoing appropriation to the Wildlife Land and Water
428 Acquisition Program, created in this bill, be nonlapsing and that it be expended only for the

429 purposes of the Wildlife Land and Water Acquisition Program.

430 Section 11. **Effective date.**

431 (1) Except as provided in Subsection (2), this bill takes effect on May 3, 2023.

432 (2) The actions affecting the following sections take effect on August 1, 2024:

433 (a) Section [23-23-6](#);

434 (b) Section [23-23-7](#); and

435 (c) Section [23-23-10](#).