

As Introduced

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Representative Huffman

**Cosponsors: Representatives Wachtmann, Goodwin, Balderson, Zehringer,
Evans, Skindell, Stebelton, Burke, Mecklenborg, Boose, Sears, Jordan, Maag,
Blair, Murray, Uecker**

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A B I L L

To amend sections 1533.10 and 1533.32 of the Revised 1
Code to establish nonresident college hunting and 2
fishing licenses. 3

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 1533.10 and 1533.32 of the Revised 4
Code be amended to read as follows: 5

Sec. 1533.10. Except as provided in this section or division 6
(A)(2) of section 1533.12 of the Revised Code, no person shall 7
hunt any wild bird or wild quadruped without a hunting license. 8
Each day that any person hunts within the state without procuring 9
such a license constitutes a separate offense. Except as otherwise 10
provided in this section, every applicant for a hunting license 11
who is a resident of the state and eighteen years of age or more 12
shall procure a resident hunting license or an apprentice resident 13
hunting license, the fee for which shall be eighteen dollars 14
unless the rules adopted under division (B) of section 1533.12 of 15
the Revised Code provide for issuance of a resident hunting 16
license to the applicant free of charge. Except as provided in 17

rules adopted under division (B)(2) of that section, each 18
applicant who is a resident of this state and who at the time of 19
application is sixty-six years of age or older shall procure a 20
special senior hunting license, the fee for which shall be 21
one-half of the regular hunting license fee. Every applicant who 22
is under the age of eighteen years shall procure a special youth 23
hunting license or an apprentice youth hunting license, the fee 24
for which shall be one-half of the regular hunting license fee. 25
The owner of lands in the state and the owner's children of any 26
age and grandchildren under eighteen years of age may hunt on the 27
lands without a hunting license. The tenant and children of the 28
tenant, residing on lands in the state, may hunt on them without a 29
hunting license. Except as provided in this section regarding a 30
nonresident college hunting license or as otherwise provided in 31
division (A)(1) of section 1533.12 of the Revised Code, every 32
applicant for a hunting license who is a nonresident of the state 33
and who is eighteen years of age or older shall procure a 34
nonresident hunting license or an apprentice nonresident hunting 35
license, the fee for which shall be one hundred twenty-four 36
dollars unless the applicant is a resident of a state that is a 37
party to an agreement under section 1533.91 of the Revised Code, 38
in which case the fee shall be eighteen dollars. Apprentice 39
resident hunting licenses, apprentice youth hunting licenses, and 40
apprentice nonresident hunting licenses are subject to the 41
requirements established under section 1533.102 of the Revised 42
Code and rules adopted pursuant to it. 43

A nonresident of the state who is enrolled at the time of 44
application in an Ohio institution of higher education, as defined 45
in section 3333.38 of the Revised Code, may apply for a 46
nonresident college hunting license, the fee for which shall be 47
equal to the fee for a resident hunting license. The chief of the 48
division of wildlife shall adopt rules under section 1531.10 of 49
the Revised Code establishing procedures and requirements 50

regarding verification of enrollment status for the purposes of 51
issuing nonresident college hunting licenses. 52

The chief ~~of the division of wildlife~~ may issue a small game 53
hunting license expiring three days from the effective date of the 54
license to a nonresident of the state, the fee for which shall be 55
thirty-nine dollars. No person shall take or possess deer, wild 56
turkeys, fur-bearing animals, ducks, geese, brant, or any nongame 57
animal while possessing only a small game hunting license. A small 58
game hunting license or an apprentice nonresident hunting license 59
does not authorize the taking or possessing of ducks, geese, or 60
brant without having obtained, in addition to the small game 61
hunting license or the apprentice nonresident hunting license, a 62
wetlands habitat stamp as provided in section 1533.112 of the 63
Revised Code. A small game hunting license or an apprentice 64
nonresident hunting license does not authorize the taking or 65
possessing of deer, wild turkeys, or fur-bearing animals. A 66
nonresident of the state who wishes to take or possess deer, wild 67
turkeys, or fur-bearing animals in this state shall procure, 68
respectively, a deer or wild turkey permit as provided in section 69
1533.11 of the Revised Code or a fur taker permit as provided in 70
section 1533.111 of the Revised Code in addition to a nonresident 71
hunting license, an apprentice nonresident hunting license, a 72
special youth hunting license, ~~or~~ an apprentice youth hunting 73
license, or a nonresident college hunting license, as applicable, 74
as provided in this section. 75

No person shall procure or attempt to procure a hunting 76
license by fraud, deceit, misrepresentation, or any false 77
statement. 78

This section does not authorize the taking and possessing of 79
deer or wild turkeys without first having obtained, in addition to 80
the hunting license required by this section, a deer or wild 81
turkey permit as provided in section 1533.11 of the Revised Code 82

or the taking and possessing of ducks, geese, or brant without 83
first having obtained, in addition to the hunting license required 84
by this section, a wetlands habitat stamp as provided in section 85
1533.112 of the Revised Code. 86

This section does not authorize the hunting or trapping of 87
fur-bearing animals without first having obtained, in addition to 88
a hunting license required by this section, a fur taker permit as 89
provided in section 1533.111 of the Revised Code. 90

No hunting license shall be issued unless it is accompanied 91
by a written explanation of the law in section 1533.17 of the 92
Revised Code and the penalty for its violation, including a 93
description of terms of imprisonment and fines that may be 94
imposed. 95

No hunting license, other than an apprentice hunting license, 96
shall be issued unless the applicant presents to the agent 97
authorized to issue the license a previously held hunting license 98
or evidence of having held such a license in content and manner 99
approved by the chief, a certificate of completion issued upon 100
completion of a hunter education and conservation course approved 101
by the chief, or evidence of equivalent training in content and 102
manner approved by the chief. A previously held apprentice hunting 103
license does not satisfy the requirement concerning the 104
presentation of a previously held hunting license or evidence of 105
it. 106

No person shall issue a hunting license, except an apprentice 107
hunting license, to any person who fails to present the evidence 108
required by this section. No person shall purchase or obtain a 109
hunting license, other than an apprentice hunting license, without 110
presenting to the issuing agent the evidence required by this 111
section. Issuance of a hunting license in violation of the 112
requirements of this section is an offense by both the purchaser 113
of the illegally obtained hunting license and the clerk or agent 114

who issued the hunting license. Any hunting license issued in 115
violation of this section is void. 116

The chief, with approval of the wildlife council, shall adopt 117
rules prescribing a hunter education and conservation course for 118
first-time hunting license buyers, other than buyers of apprentice 119
hunting licenses, and for volunteer instructors. The course shall 120
consist of subjects including, but not limited to, hunter safety 121
and health, use of hunting implements, hunting tradition and 122
ethics, the hunter and conservation, the law in section 1533.17 of 123
the Revised Code along with the penalty for its violation, 124
including a description of terms of imprisonment and fines that 125
may be imposed, and other law relating to hunting. Authorized 126
personnel of the division or volunteer instructors approved by the 127
chief shall conduct such courses with such frequency and at such 128
locations throughout the state as to reasonably meet the needs of 129
license applicants. The chief shall issue a certificate of 130
completion to each person who successfully completes the course 131
and passes an examination prescribed by the chief. 132

Sec. 1533.32. Except as provided in this section or division 133
(A)(2) or (C) of section 1533.12 of the Revised Code, no person, 134
including nonresidents, shall take or catch any fish by angling in 135
any of the waters in the state or engage in fishing in those 136
waters without a license. No person shall take or catch frogs or 137
turtles without a valid fishing license, except as provided in 138
this section. Persons fishing in privately owned ponds, lakes, or 139
reservoirs to or from which fish are not accustomed to migrate are 140
exempt from the license requirements set forth in this section. 141
Persons fishing in privately owned ponds, lakes, or reservoirs 142
that are open to public fishing through an agreement or lease with 143
the division of wildlife shall comply with the license 144
requirements set forth in this section. 145

The Except as provided in this section regarding nonresident 146
college fishing licenses, the fee for an annual license shall be 147
thirty-nine dollars for a resident of a state that is not a party 148
to an agreement under section 1533.91 of the Revised Code. The fee 149
for an annual license shall be eighteen dollars for a resident of 150
a state that is a party to such an agreement. The fee for an 151
annual license for residents of this state shall be eighteen 152
dollars unless the rules adopted under division (B) of section 153
1533.12 of the Revised Code provide for issuance of a resident 154
fishing license to the applicant free of charge. Except as 155
provided in rules adopted under division (B)(2) of that section, 156
each applicant who is a resident of this state and who at the time 157
of application is sixty-six years of age or older shall procure a 158
special senior fishing license, the fee for which shall be 159
one-half of the annual resident fishing license fee. 160

A nonresident of the state who is enrolled at the time of 161
application in an Ohio institution of higher education, as defined 162
in section 3333.38 of the Revised Code, may apply for a 163
nonresident college fishing license, the fee for which shall be 164
equal to the fee for a resident fishing license. The chief of the 165
division of wildlife shall adopt rules under section 1531.10 of 166
the Revised Code establishing procedures and requirements 167
regarding verification of enrollment status for the purposes of 168
issuing nonresident college fishing licenses. 169

Any person under the age of sixteen years may take or catch 170
frogs and turtles and take or catch fish by angling without a 171
license. 172

~~The chief of the division of wildlife~~ may issue a tourist's 173
license expiring three days from the effective date of the license 174
to a resident of a state that is not a party to an agreement under 175
section 1533.91 of the Revised Code. The fee for a tourist's 176
license shall be eighteen dollars. 177

The chief shall adopt rules under section 1531.10 of the Revised Code providing for the issuance of a one-day fishing license to a resident of this state or of any other state. The fee for such a license shall be fifty-five per cent of the amount established under this section for a tourist's license, rounded up to the nearest whole dollar. A one-day fishing license shall allow the holder to take or catch fish by angling in the waters in the state, engage in fishing in those waters, or take or catch frogs or turtles in those waters for one day without obtaining an annual license or a tourist's license under this section. At the request of a holder of a one-day fishing license who wishes to obtain an annual license, a clerk or agent authorized to issue licenses under section 1533.13 of the Revised Code, not later than the last day on which the one-day license would be valid if it were an annual license, shall credit the amount of the fee paid for the one-day license toward the fee charged for the annual license if so authorized by the chief. The clerk or agent shall issue the annual license upon presentation of the one-day license and payment of a fee in an amount equal to the difference between the fee for the annual license and the fee for the one-day license.

Unless otherwise provided by division rule, each annual license shall begin on the first day of March of the current year and expire on the last day of February of the following year.

No person shall alter a fishing license or possess a fishing license that has been altered.

No person shall procure or attempt to procure a fishing license by fraud, deceit, misrepresentation, or any false statement.

Owners of land over, through, upon, or along which any water flows or stands, except where the land is in or borders on state parks or state-owned lakes, together with the members of the immediate families of such owners, may take frogs and turtles and

may take or catch fish of the kind permitted to be taken or caught 210
therefrom without procuring a license provided for in this 211
section. This exemption extends to tenants actually residing upon 212
such lands and to the members of the immediate families of the 213
tenants. Residents of state or county institutions, charitable 214
institutions, and military homes in this state may take frogs and 215
turtles without procuring the required license, provided that a 216
member of the institution or home has an identification card, 217
which shall be carried on that person when fishing. 218

Every fisher required to be licensed, while fishing or taking 219
or attempting to take frogs or turtles, shall carry the license 220
and exhibit it to any person. Failure to so carry and exhibit the 221
license constitutes an offense under this section. 222

Section 2. That existing sections 1533.10 and 1533.32 of the 223
Revised Code are hereby repealed. 224