

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~. Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution. Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

SENATE ENROLLED ACT No. 545

AN ACT to amend the Indiana Code concerning natural and cultural resources.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 14-22-6-13 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 13. (a) If the director:

(1) determines that a species of wild animal present within a state park poses an unusual hazard to the health or safety of one (1) or more individuals;

(2) determines, based upon the opinion of a professional biologist, that it is likely that:

(A) a species of wild animal present within a state park will cause obvious and measurable damage to the ecological balance within the state park; and

(B) the ecological balance within the state park will not be maintained unless action is taken to control the population of the species within the state park; or

(3) is required under a condition of a lease from the federal government to manage a particular wild animal species; the director shall ~~by emergency rule adopted under IC 4-22-2-37.1~~ establish a controlled hunt for the species within the state park.

(b) An order issued by the director under this section must set forth the conditions of the hunt.

SECTION 2. IC 14-22-11-8, AS AMENDED BY P.L.14-2007, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 8. (a) This section does not apply to the following:

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- (1) A person who is:
 - (A) a resident of Indiana; and
 - (B) an individual born before April 1, 1943.
 - (2) A person who is less than ~~seventeen (17)~~ **eighteen (18)** years of age.
 - (3) A person who is legally blind.
 - (4) A person who is a resident patient of a state mental institution.
 - (5) A person who is:
 - (A) a resident of a health facility (as defined in IC 16-18-2-167) licensed in Indiana; and
 - (B) taking part in a supervised activity of the health facility.
 - (6) A person who:
 - (A) is a resident of Indiana; and
 - (B) has a developmental disability (as defined by IC 12-7-2-61).
 - (7) A person whose only participation in fishing is to assist an individual described in subdivision (3), (4), (5), or (6).
 - (8) A resident of Indiana who fishes during a free sport fishing day designated under IC 14-22-18.
- (b) Every person must have a fishing license in the person's possession when fishing in:
- (1) waters containing state owned fish;
 - (2) waters of the state; or
 - (3) boundary waters of the state.
- (c) Every person must have a valid trout-salmon stamp in the person's possession to legally fish for or take trout or salmon in:
- (1) waters containing state owned fish;
 - (2) waters of the state; or
 - (3) boundary waters of the state.
- SECTION 3. IC 14-22-11-18, AS ADDED BY P.L.132-2006, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 18. (a) The director may designate not more than four (4) days each year as free hunting days for youth hunters.
- (b) During a free hunting day for youth hunters designated under subsection (a), a resident who is less than ~~sixteen (16)~~ **eighteen (18)** years of age may:
- (1) hunt using hunting methods that are designated by the director and that are legal for that hunting season; and
 - (2) exercise the same privileges that a resident is entitled to under IC 14-22-12-1(24).
- A youth hunter is not required to pay a fee or possess a hunting license.
- (c) A youth hunter who hunts during a free hunting day for youth

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hunters under this section must:

- (1) comply with the conditions and rules adopted by the director; and
- (2) be accompanied by an individual who:
 - (A) is at least eighteen (18) years of age; and
 - (B) holds a valid hunting license under IC 14-22-12 or is not required to have a hunting license under this chapter.

(d) The individual under subsection (c)(2) who accompanies the youth hunter:

- (1) must be in close enough proximity to monitor the youth hunter's activities and communicate with the youth hunter at all times; and
- (2) may assist the youth hunter, including calling, but may not carry a firearm or bow and arrow.

SECTION 4. IC 14-22-12-1, AS AMENDED BY P.L.66-2008, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 1. (a) The department may issue the following licenses and, except as provided in section 1.5 of this chapter and subject to subsection (b), shall charge the following minimum license fees to hunt, trap, or fish in Indiana:

- (1) A resident yearly license to fish, eight dollars and seventy-five cents (\$8.75).
- (2) A resident yearly license to hunt, eight dollars and seventy-five cents (\$8.75).
- (3) A resident yearly license to hunt and fish, thirteen dollars and seventy-five cents (\$13.75).
- (4) A resident yearly license to trap, eight dollars and seventy-five cents (\$8.75).
- (5) A nonresident yearly license to fish, twenty-four dollars and seventy-five cents (\$24.75).
- (6) A nonresident yearly license to hunt, sixty dollars and seventy-five cents (\$60.75).
- (7) A nonresident yearly license to trap, one hundred seventeen dollars and seventy-five cents (\$117.75). However, a license may not be issued to a resident of another state if that state does not give reciprocity rights to Indiana residents similar to those nonresident trapping privileges extended in Indiana.
- (8) A resident or nonresident license to fish, including for trout and salmon, for one (1) day only, four dollars and seventy-five cents (\$4.75).
- (9) A nonresident license to fish, excluding for trout and salmon, for seven (7) days only, twelve dollars and seventy-five cents

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(\$12.75).

(10) A nonresident license to hunt for five (5) consecutive days only, twenty-five dollars and seventy-five cents (\$25.75).

(11) A resident or nonresident yearly stamp to fish for trout and salmon, six dollars and seventy-five cents (\$6.75).

(12) A resident yearly license to take a deer with a shotgun, muzzle loading gun, rifle, or handgun, thirteen dollars and seventy-five cents (\$13.75).

(13) A resident yearly license to take a deer with a muzzle loading gun, thirteen dollars and seventy-five cents (\$13.75).

(14) A resident yearly license to take a deer with a bow and arrow, thirteen dollars and seventy-five cents (\$13.75).

(15) A nonresident yearly license to take a deer with a shotgun, muzzle loading gun, rifle, or handgun, one hundred twenty dollars and seventy-five cents (\$120.75).

(16) A nonresident yearly license to take a deer with a muzzle loading gun, one hundred twenty dollars and seventy-five cents (\$120.75).

(17) A nonresident yearly license to take a deer with a bow and arrow, one hundred twenty dollars and seventy-five cents (\$120.75).

(18) A resident license to take an extra deer by a means, in a location, and under conditions established by rule adopted by the department under IC 4-22-2, five dollars (\$5).

(19) A nonresident license to take an extra deer by a means, in a location, and under conditions established by rule adopted by the department under IC 4-22-2, ten dollars (\$10).

(20) A resident yearly license to take a turkey, fourteen dollars and seventy-five cents (\$14.75).

(21) A nonresident yearly license to take a turkey, one hundred fourteen dollars and seventy-five cents (\$114.75). However, if the state of residence of the nonresident applicant requires that before a resident of Indiana may take turkey in that state the resident of Indiana must also purchase another license in addition to a nonresident license to take turkey, the applicant must also purchase a nonresident yearly license to hunt under this section.

(22) A resident license to take an extra turkey by a means, in a location, and under conditions established by rule adopted by the department under IC 4-22-2, fourteen dollars and seventy-five cents (\$14.75).

(23) A nonresident license to take an extra turkey by a means, in a location, and under conditions established by rule adopted by

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the department under IC 4-22-2, one hundred fourteen dollars and seventy-five cents (\$114.75). However, if the state of residence of the nonresident applicant requires that before a resident of Indiana may take a turkey in that state the resident of Indiana must also purchase another license in addition to a nonresident license to take a turkey, the applicant must also purchase a nonresident yearly license to hunt under this section.

(24) A resident youth yearly consolidated license to hunt, **trap**, and fish, six dollars (\$6). This license is subject to the following:

(A) An applicant must be less than eighteen (18) years of age.

(B) The license is in lieu of the resident yearly license to hunt, **trap**, and fish and all other yearly licenses, stamps, or permits to hunt, **trap**, and fish for a specific species or by a specific means.

(25) A resident senior yearly license to fish, three dollars (\$3). This license is subject to the following:

(A) An applicant must be at least sixty-four (64) years of age and born after March 31, 1943.

(B) The license is in lieu of the resident yearly license to fish and all other yearly licenses, stamps, or permits to fish for a specific species or by a specific means.

(26) A resident senior "fish for life" license, seventeen dollars (\$17). This license is subject to the following:

(A) An applicant must be at least sixty-four (64) years of age and must have been born after March 31, 1943.

(B) The license applies each year for the remainder of the license holder's life.

(C) The license is in lieu of the resident senior yearly license to fish and all other yearly licenses, stamps, or permits to fish for a specific species or by a specific means.

(b) The commission may set license fees to hunt, trap, or fish above the minimum fees established under subsection (a).

SECTION 5. IC 14-22-13-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 6. The department shall adopt rules under IC 4-22-2 regulating commercial fishing in the Ohio River. ~~that conform with the laws of Kentucky regulating commercial fishing in the Ohio River.~~

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President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Governor of the State of Indiana

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