



Jill Rowland

Bill Analysis
Legislative Service Commission

H.B. 259

123rd General Assembly
(As Introduced)

Rep. Buchy

BILL SUMMARY

- Specifies that a commercial propagating license is required for Ohio residents only.
- Requires a nonresident who sells the carcass of a game bird, game quadruped, or fur-bearing animal in Ohio for food to furnish a current propagator permit number issued by his state of residence.

CONTENT AND OPERATION

Current law

Current law stipulates that, unless otherwise provided by rules adopted by the Chief of the Division of Wildlife in the Department of Natural Resources, a person desiring to engage in the business of raising and selling game birds, game quadrupeds, reptiles, amphibians, or fur-bearing animals in a wholly enclosed preserve of which the person is the owner or lessee, or to have game birds, game quadrupeds, reptiles, amphibians, or fur-bearing animals in captivity, must apply in writing to the Division of Wildlife for a license to do so. The Division, when it appears that the application is made in good faith and upon the payment of the appropriate license fee, must issue one of three types of license to the applicant depending on the activities to be conducted. One of those is a commercial propagating license.

A commercial propagating license permits the licensee to propagate game birds, game quadrupeds, reptiles, amphibians, or fur-bearing animals in the wholly enclosed preserve the location of which is stated in the license and the license application. A commercial propagating license also permits the licensee to sell the propagated game birds, game quadrupeds, reptiles, amphibians, or fur-bearing animals and ship them from the state alive at any time. In addition, the license permits the licensee and the licensee's employees to kill the propagated game birds,

game quadrupeds, or fur-bearing animals and sell the carcasses for food, provided that each carcass is tagged with a suitable tag or seal supplied by the Division. (Secs. 1533.71(A) and 1533.74.)

The bill

The bill specifies that a commercial propagating license is required only for Ohio residents, defined in existing law as persons who have resided in Ohio for not less than six months immediately preceding the date for making application for a license, who desire to engage in the business of raising and selling game birds, game quadrupeds, reptiles, amphibians, or fur-bearing animals in a wholly enclosed preserve that is in this state and of which the person is the owner or lessee or to have the game birds, game quadrupeds, reptiles, amphibians, or fur-bearing animals in captivity (secs. 1531.01(B), not in the bill, and 1533.71(A)). In addition, the bill requires a nonresident who sells the carcass of a game bird, game quadruped, or fur-bearing animal in this state for food to furnish a current propagator permit number issued by the individual's state of residence (sec. 1533.74).

HISTORY

ACTION	DATE	JOURNAL ENTRY
Introduced	03-22-99	p. 329

H0259-I.123/jc