

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 51

BY RESOURCES AND CONSERVATION COMMITTEE

AN ACT

RELATING TO OUTFITTERS AND GUIDES; AMENDING SECTION 36-2102, IDAHO CODE, TO
REVISE THE DEFINITION OF THE TERM "LICENSE YEAR."

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 36-2102, Idaho Code, be, and the same is hereby
amended to read as follows:

36-2102. DEFINITIONS. (a) "Person" includes any individual, firm,
partnership, corporation or other organization or any combination thereof.

(b) "Outfitter" includes any person who, while engaging in the acts
enumerated herein: (1) advertises or otherwise holds himself out to the
public for hire; (2) provides facilities and services for consideration;
and (3) maintains, leases, or otherwise uses equipment or accommodations
for compensation for the conduct of outdoor recreational activities lim-
ited to the following: hunting animals or birds; float or power boating on
Idaho rivers and streams; fishing on Idaho lakes, reservoirs, rivers and
streams; and hazardous desert or mountain excursions. Any firm, partner-
ship, corporation or other organization or combination thereof operating as
an outfitter shall designate one (1) or more individuals as agents who shall,
together with the licensed outfitter, be held responsible for the conduct of
the licensed outfitter's operations and who shall meet all of the qualifica-
tions of a licensed outfitter.

(c) "Guide" is any natural person who is employed by a licensed outfit-
ter to furnish personal services for the conduct of outdoor recreational ac-
tivities directly related to the conduct of activities for which the employ-
ing outfitter is licensed. Any such person not employed by a licensed out-
fitter who offers or provides facilities or services as specified in subsec-
tion (b) of this section shall be deemed in violation of the provisions of
this chapter, except: (1) any employee of the state of Idaho or the United
States when acting in his official capacity, or (2) any natural person who is
employed by a licensed outfitter solely for the following activities: car-
ing for, grooming or saddling of livestock, cooking, woodcutting, and trans-
porting people, equipment and personal property on public roads shall be ex-
empt from the provisions of this chapter.

(d) "Board" means the Idaho outfitters and guides licensing board.

(e) "Resident" means a person who has resided in the state of Idaho for a
period of six (6) months next preceding the time of application for license.

(f) "Nonresident" means any person not included in subsection (e) of
this section.

(g) "License year" means that period of time beginning on ~~the date an~~
~~outfitter's or guide's license is issued and ending on the anniversary of the~~
~~date of issuance in April 1 and expiring March 31~~ the following year.

1 (h) "Individual" means any person other than a partnership, corpora-
2 tion or any other organization or combination thereof.