

**HABITUAL WANTON DESTRUCTION OF
WILDLIFE**

2010 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Curtis Oda

Senate Sponsor: Allen M. Christensen

LONG TITLE

General Description:

This bill elevates to a third degree felony a third violation of the crime of wanton destruction of protected wildlife.

Highlighted Provisions:

This bill:

- ▶ makes a third violation of the crime of wanton destruction of protected wildlife a new crime, called habitual wanton destruction of protected wildlife; and

- ▶ makes the crime of habitual wanton destruction of protected wildlife a third degree felony.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

23-20-4.7, Utah Code Annotated 1953

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

Section 1. Section **23-20-4.7** is enacted to read:

23-20-4.7. Habitual wanton destruction of protected wildlife -- Third degree felony.

- 30 (1) A person is guilty of habitual wanton destruction of protected wildlife if the
31 person:
- 32 (a) takes a big game animal in violation of Section 23-20-4; and
33 (b) within seven years of the day on which the violation described in Subsection (1)(a)
34 occurs, has twice been convicted of taking a big game animal in violation of Section 23-20-4.
- 35 (2) "Convicted," for purposes of this section, includes a guilty adjudication, guilty
36 plea, no contest plea, and guilty or no contest plea entered in a plea in abeyance agreement
37 under Title 77, Chapter 2a, Pleas in Abeyance.
- 38 (3) Habitual wanton destruction of protected wildlife is a third degree felony.