

1 H.110

2 Introduced by Representative McCullough of Williston

3 Referred to Committee on

4 Date:

5 Subject: Fish and game; fishing; licenses; therapeutic group license

6 Statement of purpose: This bill proposes to authorize persons in the care of a
7 health care professional or a long-term care facility to fish under a therapeutic
8 group license issued to the health care professional or long-term care facility.

9 An act relating to establishing a therapeutic group fishing license

10 It is hereby enacted by the General Assembly of the State of Vermont:

11 Sec. 1. 10 V.S.A. § 4251 is amended to read:

12 § 4251. TAKING WILD ANIMALS AND FISH; LICENSE

13 (a) Except as provided in ~~section 4253~~ sections 4253 and 4254b of this
14 title, a person shall not take wild animals or fish without first having procured
15 a license therefor; provided, however, that a person under 15 years of age may
16 take fish in accordance with this part and regulations of the ~~board~~ Board,
17 without first having procured a license therefor.

18 (b) The ~~commissioner of fish and wildlife~~ Commissioner of Fish and
19 Wildlife may designate one day each calendar year as a “free fishing day” for
20 which no license shall be required.

1 Sec. 2. 10 V.S.A. § 4254b is added to read:

2 § 4254b. THERAPEUTIC GROUP FISHING LICENSE

3 (a) As used in this section:

4 (1) “Health care professional” means an individual, partnership,
5 corporation, facility, or institution licensed or certified or otherwise authorized
6 by Vermont law to provide professional health services.

7 (2) “Health service” means any treatment or procedure delivered by a
8 health care professional to maintain an individual’s physical or mental health
9 or to diagnose or treat an individual’s physical or mental health condition,
10 including services ordered by a health care professional, chronic care
11 management, preventive care, wellness services, and medically necessary
12 services to assist in activities of daily living.

13 (3) “Long-term care facility” means any facility required to be licensed
14 under 33 V.S.A. chapter 71.

15 (b) A therapeutic group fishing license may be issued to a health care
16 professional or long-term care facility. A therapeutic group fishing license
17 shall allow up to 20 persons who are under the care of a health care
18 professional or who are residing in a long-term care facility to fish at any one
19 time while supervised by the health care professional or a representative of the
20 long-term care facility.

1 (c) A person fishing under a therapeutic group fishing license shall not be
2 required to obtain a fishing license under section 4251 of this title but shall be
3 required to comply with all other requirements of this chapter, chapter 111 of
4 this title, and the rules of the Board. When a person or group of persons is
5 fishing under a therapeutic group fishing license, the person or group shall be
6 accompanied at all times by the health care professional or a representative of
7 the long-term care facility to which the license was issued. The health care
8 professional or representative of the long-term care facility may assist persons
9 fishing under the license with all aspect of fishing activity. The health
10 professional or representative of the long-term care facility shall carry the
11 license at all times while a person is fishing under the license and shall produce
12 the license on demand by any fish and wildlife warden.

13 Sec. 3. 10 V.S.A. § 4255(m) is added to read:

14 (m) The fee for a therapeutic group fishing license issued under section
15 4254b of this title shall be \$100.00.

16 Sec. 4. EFFECTIVE DATE

17 This act shall take effect on July 1, 2013.