

1 S.231

2 Introduced by Senator Rodgers

3 Referred to Committee on

4 Date:

5 Subject: Fish and game; hunting and fishing; posting of land

6 Statement of purpose of bill as introduced: This bill proposes to amend the
7 requirements for the posting of land so that a property owner registers land as
8 posted once, instead of annually.

9 An act relating to registering land as posted against hunting and fishing

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

11 Sec. 1. 10 V.S.A. § 5201 is amended to read:

12 § 5201. NOTICES; POSTING

13 (a)(1) An owner, or a person having the exclusive right to take fish or wild
14 animals upon land or the waters thereon, who desires to protect his or her land
15 or waters over which he or she has exclusive control, may maintain notices
16 stating that:

17 (A) the shooting, trapping, or taking of game or wild animals is
18 prohibited or is by permission only;

19 (B) fishing or the taking of fish is prohibited or is by permission
20 only;

1 (C) fishing, hunting, trapping, and taking of wild animals and fish are
2 prohibited or are by permission only.

3 (2) "Permission only signs" authorized under this section shall contain
4 the owner's name and a method by which to contact the property owner or a
5 person authorized to provide permission to hunt, fish, or trap on the property.

6 (b) Notices prohibiting the taking of wild animals shall be erected upon or
7 near the boundaries of lands to be affected with notices at each corner and not
8 over 400 feet apart along the boundaries thereof. Notices prohibiting the
9 taking of fish shall show the date that the waters were last stocked and shall be
10 maintained upon or near the shores of the waters not over 400 feet apart.
11 Legible signs must be maintained at all times and shall be dated each year.
12 These signs shall be of a standard size and design as the Commissioner shall
13 specify.

14 (c)(1) The owner or person posting the lands shall record this posting
15 ~~annually~~ one time in the town clerk's office of the town in which the land is
16 located. The recording form shall be furnished by the Commissioner and shall
17 be filled out in triplicate, one copy to be retained by the town clerk, one copy
18 to the Commissioner, and one copy to be retained by the person having the
19 right to post the lands. The forms shall contain the information as to the
20 approximate number of acres posted, location in town, date of posting, and
21 signature of person so posting the lands. The town clerk shall file the record

1 and it shall be open to public inspection. The town clerk shall retain a fee of
2 ~~\$5.00~~ \$10.00 for this recording.

3 (2) A person who removes posting signs with the intent to allow hunting
4 and fishing on that land shall record a withdrawal from posting form with the
5 town clerk in which the land is located. The withdrawal from posting form
6 shall be furnished by the Commissioner and shall be filled out in triplicate, one
7 copy to be retained by the town clerk, one copy submitted to the
8 Commissioner, and one copy to be retained by the person having the right to
9 post lands.

10 (3) Upon conveyance of land that is registered as posted, the person to
11 whom the land is conveyed shall file a new recording form pursuant to the
12 requirements of subdivision (1) of this subsection or shall file a withdrawal
13 from posting form pursuant to the requirements of subdivision (2) of this
14 subsection.

15 (d) Land posted as provided in subsection (b) of this section shall be
16 enclosed land for the purposes herein.

17 Sec. 2. EFFECTIVE DATE

18 This act shall take effect on passage.