

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

A Bill

HOUSE BILL 1522

5 By: Representatives Hathorn, Creekmore
6
7

For An Act To Be Entitled

9 AN ACT TO DECREASE THE MAXIMUM HUNTING AND
10 FISHING LICENSE FEES; TO LEVY AN EXCISE TAX ON
11 HUNTING AND FISHING LICENSE FEES TO BE USED FOR
12 THE AEGIS PROGRAM, DISTANCE LEARNING PROGRAM, AND
13 COUNTY EMERGENCY SEARCH AND RESCUE; AND FOR OTHER
14 PURPOSES.

Subtitle

15
16 TO DECREASE THE MAXIMUM HUNTING AND
17 FISHING LICENSE FEES; TO LEVY AN EXCISE
18 TAX ON HUNTING AND FISHING LICENSE FEES.
19
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21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. Arkansas Code § 15-42-104 is amended to read as follows:

25 15-42-104. Hunting and fishing licenses for residents - Special fees.

26 (a)(1) The maximum fee for the annual resident basic hunting license
27 for any resident of the State of Arkansas who is sixteen (16) years of age or
28 older for the privilege of taking small game and the taking of one (1) deer
29 by the use of a modern center-fire firearm shall be as provided by the
30 regulations and within the bag limits promulgated by the Arkansas State Game
31 and Fish Commission, but shall not exceed ~~eleven dollars and fifty cents~~
32 ~~(\$11.50) each until July 1, 1997, when the maximum fee shall revert to ten~~
33 ~~dollars and fifty cents (\$10.50) eight dollars (\$8.00).~~

34 (2) The maximum fee for the annual resident sportsman hunting
35 license for any resident of the State of Arkansas who is sixteen (16) years
36 of age or older for the privilege of taking three (3) deer and all other game



1 by any method of taking shall be as provided by the regulations and within
 2 the bag limits promulgated by the commission, but shall not exceed ~~twenty-six~~
 3 ~~dollars (\$26.00) each until July 1, 1997, when the maximum fee shall revert~~
 4 ~~to twenty-five dollars (\$25.00)~~ twenty dollars (\$20.00) each.

5 (3) In addition to the annual resident basic and sportsman
 6 hunting license fees authorized in this subsection, the commission, by
 7 regulation, may provide that any resident of this state who is sixteen (16)
 8 years of age or older be required:

9 (A) For the privilege of hunting migratory birds in this
 10 state, to obtain a special permit and pay a special annual fee not to exceed
 11 seven dollars (\$7.00) each;

12 (B) For the privilege of taking a bonus deer in addition
 13 to the deer authorized with the basic hunting license and the sportsman
 14 hunting license, to obtain a special permit and pay a special fee not to
 15 exceed ~~ten dollars (\$10.00)~~ eight dollars (\$8.00) each; and

16 (C) For the privilege of hunting elk in this state, to
 17 obtain a special permit and pay a special annual fee not to exceed ~~thirty-~~
 18 ~~five dollars (\$35.00)~~ twenty-eight dollars (\$28.00) each.

19 (4) Nothing contained herein is intended to restrict the
 20 authority of the commission to charge any resident of the state an additional
 21 fee solely for the purpose of entering upon and hunting upon any land owned
 22 or leased by the commission.

23 (b)(1) The maximum fee for the annual resident fishing license for any
 24 resident of the State of Arkansas who is sixteen (16) years of age or older
 25 shall be as provided by the regulations promulgated by the commission, but
 26 shall not exceed ~~eleven dollars and fifty cents (\$11.50) each until July 1,~~
 27 ~~1997, when the maximum fee shall revert to ten dollars and fifty cents~~
 28 ~~(\$10.50)~~ eight dollars (\$8.00) each.

29 (2) In addition to the annual resident fishing license fee
 30 authorized in this subsection, the commission, by regulation, may provide
 31 that any resident of this state sixteen (16) years of age or older be
 32 required, for the privilege of fishing for trout in this state, to obtain a
 33 special permit and pay a special annual fee not to exceed ~~five dollars~~
 34 ~~(\$5.00)~~ four dollars (\$4.00).

35 (3) In lieu of the annual resident fishing license fee
 36 authorized in this subsection, the commission, by regulation, may provide

1 that any resident of this state sixteen (16) years of age or older be
 2 authorized to purchase a three-day trip fishing license for a fee not to
 3 exceed ~~seven dollars and fifty cents (\$7.50) each until July 1, 1997, when~~
 4 ~~the maximum fee shall revert to six dollars and fifty cents (\$6.50)~~ five
 5 dollars (\$5.00) each.

6 (c) The maximum fee for the annual resident combination sportsman
 7 hunting and fishing license for any resident of the State of Arkansas who is
 8 sixteen (16) years of age or older for all hunting and fishing privileges,
 9 except those covered by the migratory bird and trout permits, shall be as
 10 provided by the regulations and within the bag limits as promulgated by the
 11 commission, but shall not exceed ~~thirty-seven dollars and fifty cents~~
 12 ~~(\$37.50) each until July 1, 1997, when the maximum fee shall revert to~~
 13 ~~thirty-five dollars and fifty cents (\$35.50)~~ twenty-eight dollars and fifty
 14 cents (\$28.50).

15 (d) The commission may provide for the issuance of permanent hunting
 16 or fishing licenses, excluding the privileges covered by the migratory bird
 17 and trout permits, to a resident of this state who is sixty-five (65) years
 18 of age or older for fees not to exceed the cost of annual resident licenses.

19 (e) The commission may provide for the issuance of a lifetime resident
 20 sportsman's hunting and fishing permit to a resident of this state at any age
 21 for a fee not to exceed one thousand dollars (\$1,000) each.

22
 23 SECTION 2. Arkansas Code § 15-42-110 is amended to read as follows:
 24 15-42-110. Three-day fishing license.

25 The maximum fee for a three-day fishing license for any resident in the
 26 State of Arkansas who is sixteen (16) years of age or older, but less than
 27 sixty-five (65) years of age, shall not exceed ~~six dollars and fifty cents~~
 28 ~~(\$6.50)~~ five dollars (\$5.00) each.

29
 30 SECTION 3. Arkansas Code Title 26, Chapter 52, Subchapter 17 is
 31 amended to add an additional section to read as follows:

32 26-52-1701. Hunting and fishing licenses.

33 (a) There is levied an excise tax in the amount of twenty percent
 34 (20%) on all hunting and fishing licenses issued by the Arkansas State Game
 35 and Fish Commission under §§ 15-42-104, 15-42-107, 15-42-108, and 15-42-110.

36 (b) The revenues derived from the tax levied under this section shall

1 be collected in the same manner as revenues collected under the Arkansas
2 Gross Receipts Act of 1941, § 26-52-101 et seq., and remitted to the
3 Treasurer of State to be deposited into the State Treasury to the credit of
4 the following funds in the following percentages:

5 (1) Sixty percent (66%) of the taxes collected under this act
6 shall be deposited as special revenues into the Education Enrichment and
7 Distance Learning Fund; and

8 (2) Thirty-four percent (34%) shall be deposited as special
9 revenues into the County Emergency Search and Rescue Fund.

10
11 SECTION 4. Arkansas Code Title 19, Chapter 6, Subchapter 4 is amended
12 to add additional sections to read as follows:

13 19-6-487. County Emergency Search and Rescue Fund.

14 (a) There is created on the books of the Treasurer of State, Auditor
15 of State, and Chief Fiscal Officer of the State a special revenue fund to be
16 known as the “County Emergency Search and Rescue Fund”.

17 (b)(1) All moneys deposited into the fund under § 26-52-1701 shall be
18 to the credit of the fund as special revenues.

19 (2) The fund shall also consist of any other revenues as may be
20 authorized by law.

21 (c) The fund shall be distributed quarterly and equally by the
22 Treasurer of State to all counties for deposit into the county general fund.

23 (d) The counties shall use the distribution exclusively to help to
24 defray expenses of emergency search and rescue operations in the county.

25
26 19-6-488. Education Enrichment and Distance Learning Fund.

27 (a) There is created on the books of the Treasurer of State, Auditor
28 of State, and Chief Fiscal Officer of the State a special revenue fund to be
29 known as the “Education Enrichment and Distance Learning Fund”.

30 (b)(1) All moneys deposited into the fund under § 26-52-1701 shall be
31 to the credit of the fund as special revenues.

32 (2) The fund shall also consist of any other revenues as may be
33 authorized by law.

34 (c) The fund shall be used by the Department of Education as follows:

35 (1) Fifty percent (50%) of the fund shall be used exclusively
36 for the summer program for academic enrichment for gifted students; and

1 (2) Fifty percent (50%) of the fund shall be used exclusively
2 for the Arkansas Distance Learning Demonstration Project created under § 6-
3 47-104.

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