

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative Hogue**

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND §15-42-104 ARKANSAS CODE TO REGULATE
9 RESIDENT HUNTING AND FISHING LICENSE FEES; AND FOR OTHER
10 PURPOSES."

11

12 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

13

14 SECTION 1. Arkansas Code Annotated §15-42-104 as amended by Act 49 of
15 1989 and Act 219 of 1989 is hereby amended to read as follows:

16 "15-42-104. Hunting and fishing licenses for residents - Special fees.

17 (a) (1) The maximum fee for the annual resident basic hunting license for
18 any resident of the State of Arkansas who is sixteen (16) years of age or
19 older, but less than sixty-five (65) years of age, shall be as provided by the
20 Arkansas Game and Fish Commission, but shall not exceed twelve dollars
21 (\$12.00) each.

22 (2) The taking of one (1) deer by residents of this state by the
23 use of a modern center-fire weapon as provided by regulations adopted by the
24 commission, and within the bag limits established by the commission, shall be
25 covered by the annual resident basic hunting license without the necessity of
26 paying any additional fee therefor. Nothing contained herein is intended to
27 restrict the authority of the commission to charge any resident of this state
28 an additional fee solely for the purpose of entering upon and hunting upon any
29 land owned by or leased by the commission.

30 (3) In addition to the annual resident basic hunting license fee
31 authorized in this subsection, the commission, by regulation, may provide that
32 any resident of this state sixteen (16) years of age or older be required to
33 obtain a special hunting permit and pay therefor a special annual fee not to
34 exceed eleven dollars and fifty cents (\$11.50) for each of the special
35 privileges as follows:

1 (A) Privilege of hunting deer with any form of archery
2 equipment, as defined by regulations of the commission;

3 (B) Privilege of hunting deer with any form of muzzle-
4 loading equipment, as defined by regulations of the commission;

5 (C) Privilege of hunting turkey, as defined by regulations
6 of the commission;

7 (D) Privilege of hunting bear, as defined by regulations of
8 the commission;

9 (E) Privilege of taking fur-bearing animals, as defined by
10 regulations of the commission; and

11 (F) Privilege of taking additional deer by the use of
12 modern center-fire weapons, as defined by regulations of the commission.

13 (4) In lieu of purchasing individual special hunting permits and an
14 annual resident basic hunting license, any resident for the privilege of
15 hunting all species of game, excluding waterfowl, by any method of taking
16 permitted in regulations promulgated by the Arkansas Game and Fish Commission,
17 may purchase a resident sportsman's license but the total amount to be paid
18 shall not exceed twenty-six dollars and fifty cents (\$26.50).

19 (5) The commission may provide for a combined annual resident
20 hunting and fishing sportsman's license for a fee not to exceed the total of
21 the cost of the resident sportsman's license and the annual resident fishing
22 license. This license does not include the privileges covered by the state
23 waterfowl stamp and trout permit.

24 (6) In addition to the annual resident basic hunting license or
25 the resident sportsman's license, for the privilege of hunting waterfowl the
26 commission, by regulation, may provide that any resident of this state sixteen
27 (16) years of age or older be required to obtain a state waterfowl stamp and
28 pay therefor a special annual fee not to exceed eight dollars (\$8.00).

29 (b)(1) The maximum fee for the annual resident fishing license for any
30 resident of the state who is sixteen (16) years of age or older, but less than
31 sixty-five (65) years of age, shall be as provided by the commission, but
32 shall not exceed twelve dollars (\$12.00) each.

33 (2) In addition to the annual resident fishing license fee
34 authorized in this subsection, the commission, by regulation, may provide that
35 any resident of this state sixteen (16) years of age or older be required to

1 obtain a special permit to fish for trout in this state and pay a special
2 annual fee therefor not to exceed six dollars (\$6.00).

3 (3) In lieu of the annual resident fishing license fee authorized
4 in this subsection, the commission, by regulation, may provide that any
5 resident of this state sixteen (16) years of age or older be authorized to
6 purchase a three (3) day trip fishing license for a fee not to exceed the cost
7 of the annual resident fishing license.

8 (c) The commission may provide for a resident lifetime sportsman's
9 permit for a fee not to exceed one thousand dollars (\$1,000).

10 (d) In the event the commission provides for the issuance of a
11 permanent hunting or fishing license for a resident of this state who is
12 sixty-five (65) years of age or older, the maximum fee that may be charged
13 shall not exceed the following:

14 (1) For a permanent resident basic hunting license, the fee shall
15 be the same as the annual resident basic hunting license. For a permanent
16 resident sportsman's license, the fee shall be the same as the annual resident
17 sportsman's license. The permanent sportsman's license includes all hunting
18 privileges except those covered by the state waterfowl stamp;

19 (2) For a permanent resident fishing license, the fee shall be
20 the same as the annual resident fishing license. This license includes all
21 privileges except those covered by the trout permit;

22 (3) For a combined permanent resident hunting and fishing
23 sportsman's license, the fee shall be the same as the combined annual resident
24 hunting and fishing sportsman's license. This license includes all privileges
25 except those covered by the state duck stamp and the trout permit."
26

27 SECTION 2. The Arkansas Game and Fish Commission shall not issue a free
28 or discounted hunting or fishing license to any person except as is
29 specifically authorized or directed by law.
30

31 SECTION 3. All provisions of this act of a general and permanent nature
32 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
33 Revision Commission shall incorporate the same in the Code.
34

35 SECTION 4. If any provision of this act or the application thereof to

1 any person or circumstance is held invalid, such invalidity shall not affect
2 other provisions or applications of the act which can be given effect without
3 the invalid provision or application, and to this end the provisions of this
4 act are declared to be severable.

5

6 SECTION 5. All laws and parts of laws in conflict with this act are
7 hereby repealed.

8

9 SECTION 6. EMERGENCY. It is hereby found and determined by the
10 Seventy-Eighth General Assembly that the Arkansas Game and Fish Commission is
11 in urgent need of additional funds to enable it to carry out its
12 constitutional responsibilities with respect to the control, management,
13 restoration, conservation and regulation of the game, fish, birds and wildlife
14 resources of the state; that this act is designed to provide such essential
15 funds by prescribing and limiting fees which may be charged residents for
16 hunting and fishing in the state; that the various hunting licenses and
17 permits expire June 30, 1991, and hunting licenses and permits for the 1991-92
18 hunting season are sold beginning in July 1991; and that it is essential to
19 the effective and efficient administration of the provisions of this act that
20 it take effect on July 1, 1991. Therefore, an emergency is hereby declared to
21 exist and this act being necessary for the preservation of the public peace,
22 health and safety shall be in full force and effect on and after July 1, 1991.

23

24

25

26

27

28

29