

State of Arkansas

As Engrossed: H2/3/99 H2/24/99

82nd General Assembly

# A Bill

Regular Session, 1999

HOUSE BILL 1225

By: Representatives Minton, Rodgers, Gillespie, G. Jeffress

## For An Act To Be Entitled

"AN ACT TO AMEND VARIOUS SECTIONS OF ARKANSAS CODE TITLE 15, CHAPTER 42, SUBCHAPTER 1, REGARDING HUNTING AND FISHING LICENSES, TO INCREASE THE MINIMUM AGE FOR A LICENSE FROM SIXTEEN (16) TO NINETEEN (19) YEARS OF AGE, OR TO AGE TWENTY-TWO (22) YEARS, IF THE PERSON IS ENROLLED IN AN INSTITUTION OF HIGHER EDUCATION AND TO PROVIDE FOR A LIMITED BANK FISHING LICENSE; AND FOR OTHER PURPOSES. "

## Subtitle

"TO INCREASE THE MINIMUM AGE FOR HUNTING AND FISHING LICENSES FROM 16 TO 19 YEARS OLD, OR TO AGE 22 YEARS OLD IF THE PERSON IS ENROLLED IN COLLEGE AND CREATE A BANK FISHING LICENSE. "

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

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

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

(a)(1) The maximum fee for the annual resident basic hunting license for any resident of the State of Arkansas who is ~~sixteen (16)~~ nineteen (19) years of age or older, or who, if still enrolled in an institution of higher education, is twenty-two (22) years of age or older, for the privilege of taking small game and the taking of one (1) deer by the use of a modern center-fire firearm shall be as provided by the regulations and within the bag limits promulgated by the Arkansas State Game and Fish Commission, but shall

1 not exceed eleven dollars and fifty cents (\$11.50) each until July 1, 1997,  
2 when the maximum fee shall revert to ten dollars and fifty cents (\$10.50).

3 (2) The maximum fee for the annual resident sportsman hunting  
4 license for any resident of the State of Arkansas who is ~~sixteen (16)~~ nineteen  
5 (19) years of age or older, or who, if still enrolled in an institution of  
6 higher education, is twenty-two (22) years of age or older, for the privilege  
7 of taking three (3) deer and all other game by any method of taking shall be  
8 as provided by the regulations and within the bag limits promulgated by the  
9 commission, but shall not exceed twenty-six dollars (\$26.00) each until July  
10 1, 1997, when the maximum fee shall revert to twenty-five dollars (\$25.00)  
11 each.

12 (3) In addition to the annual resident basic and sportsman  
13 hunting license fees authorized in this subsection, the commission, by  
14 regulation, may provide that any resident of this state who is ~~sixteen (16)~~  
15 nineteen (19) years of age or older, or who, if still enrolled in an  
16 institution of higher education, is twenty-two (22) years of age or older, be  
17 required, for the privilege of hunting migratory birds in this state, to  
18 obtain a special permit and pay a special annual fee not to exceed seven  
19 dollars (\$7.00) each, and, for the privilege of taking a bonus deer in  
20 addition to the deer authorized with the basic hunting license and the  
21 sportsman hunting license, to obtain a special permit and pay a special fee  
22 not to exceed ten dollars (\$10.00) each.

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

27 (b)(1) The maximum fee for the annual resident fishing license for any  
28 resident of the State of Arkansas who is ~~sixteen (16)~~ nineteen (19) years of  
29 age or older, or who, if still enrolled in an institution of higher education,  
30 is twenty-two (22) years of age or older, shall be as provided by the  
31 regulations promulgated by the commission, but shall not exceed eleven dollars  
32 and fifty cents (\$11.50) each until July 1, 1997, when the maximum fee shall  
33 revert to ten dollars and fifty cents (\$10.50) each.

34 (2) In addition to the annual resident fishing license fee  
35 authorized in this subsection, the commission, by regulation, may provide that  
36 any resident of this state ~~sixteen (16)~~ nineteen (19) years of age or older,

1 or if still enrolled in an institution of higher education, twenty-two (22)  
2 years of age or older, be required, for the privilege of fishing for trout in  
3 this state, to obtain a special permit and pay a special annual fee not to  
4 exceed five dollars (\$5.00).

5 (3) In lieu of the annual resident fishing license fee authorized  
6 in this subsection, the commission, by regulation, may provide that any  
7 resident of this state ~~sixteen (16)~~ nineteen (19) years of age or older, or if  
8 still enrolled in an institution of higher education, twenty-two (22) years of  
9 age or older, be authorized to purchase a three-day trip fishing license for a  
10 fee not to exceed seven dollars and fifty cents (\$7.50) each until July 1,  
11 1997, when the maximum fee shall revert to six dollars and fifty cents (\$6.50)  
12 each.

13 (4) Further, in lieu of the annual resident fishing license fee  
14 authorized in this subsection, the commission, by regulation, shall provide  
15 that any resident of this state nineteen (19) years or older, or who, if still  
16 enrolled in an institution of higher education, is twenty-two (22) years of  
17 age or older, be authorized to purchase a bank fishing license, which shall  
18 permit a person to fish only from the edge or side of any body of water and  
19 not from any type of watercraft or other floating vessel, for the fee not to  
20 exceed three dollars (\$3.00). Bank fishing means fishing from the edge or  
21 side of any body of water and does not mean fishing from the edge or side of  
22 any body of water and does not mean fishing from any type of watercraft or  
23 other floating vessel.

24 (c) The maximum fee for the annual resident combination sportsman  
25 hunting and fishing license for any resident of the State of Arkansas who is  
26 ~~sixteen (16)~~ nineteen (19) years of age or older, or who, if still enrolled in  
27 an institution of higher education, is twenty-two (22) years of age or older,  
28 for all hunting and fishing privileges, except those covered by the migratory  
29 bird and trout permits, shall be as provided by the regulations and within the  
30 bag limits as promulgated by the commission, but shall not exceed thirty-seven  
31 dollars and fifty cents (\$37.50) each until July 1, 1997, when the maximum fee  
32 shall revert to thirty-five dollars and fifty cents (\$35.50).

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

1 (e) The commission may provide for the issuance of a lifetime resident  
2 sportsman's hunting and fishing permit to a resident of this state at any age  
3 for a fee not to exceed one thousand dollars (\$1,000) each."  
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5 SECTION 2. Arkansas Code 15-42-106 is amended to read as follows:

6 "15-42-106. Resident fishing license - Requirement.

7 (a) It shall be unlawful for any resident person to take or attempt to  
8 take fish by means of artificial bait or lures in this state without first  
9 procuring an annual resident fishing license or an annual bank fishing  
10 license.

11 (b) It shall also be unlawful for any person more than ~~sixteen (16)~~  
12 nineteen (19) years of age, or if still enrolled in an institution of higher  
13 education, twenty-two (22) years of age, who is a resident of this state to  
14 take or attempt to take fish by means of net seines or gigs without first  
15 procuring a resident fishing license or a bank and fishing license."  
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17 SECTION 3. Arkansas Code 15-42-109 is amended to read as follows:

18 "15-42-109. Resident hunting licenses - Requirement.

19 (a) It shall be unlawful for any resident of this state who is ~~sixteen~~  
20 ~~(16)~~ nineteen (19) or more years of age, or who, if still enrolled in an  
21 institution of higher education, is twenty-two (22) or more years of age, to  
22 hunt in this state without first procuring an annual license to do so,  
23 provided resident persons of any age shall be authorized to hunt and take  
24 rabbits, squirrels, and predatory animals without the necessity of procuring a  
25 license. Persons who have resided in Arkansas for a continuous period of six  
26 (6) months prior to applying for a license and who declare their intentions of  
27 becoming a citizen of the state shall be classified as residents for the  
28 purpose of this chapter, while all others are nonresidents.

29 (b) Any person violating the provisions of subsection (a) of this  
30 section shall be guilty of a misdemeanor and on conviction shall be fined in  
31 any sum not less than twenty-five dollars (\$25.00) nor more than two hundred  
32 dollars (\$200)."  
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34 SECTION 4. Arkansas Code 15-42-110 is amended to read as follows:

35 "15-42-110. Three-day fishing license.

36 The maximum fee for a three-day fishing license for any resident in the

1 State of Arkansas who is ~~sixteen (16)~~ nineteen (19) years of age or older, or  
2 who, if still enrolled in an institution of higher education, is twenty-two  
3 (22) years of age or older, but is less than sixty-five (65) years of age,  
4 shall not exceed six dollars and fifty cents (\$6.50) each."

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6 SECTION 5. All provisions of this act of a general and permanent nature  
7 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
8 Revision Commission shall incorporate the same in the Code.

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10 SECTION 6. If any provision of this act or the application thereof to  
11 any person or circumstance is held invalid, such invalidity shall not affect  
12 other provisions or applications of the act which can be given effect without  
13 the invalid provision or application, and to this end the provisions of this  
14 act are declared to be severable.

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

18 */s/ Minton, et al*  
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