

1 SB206  
2 150257-3  
3 By Senators Reed, Allen, Brewbaker, Waggoner, Dial, Ward,  
4 Fielding, Taylor, Marsh, Beason, Bussman, Coleman, Dunn,  
5 Irons, Beasley and Ross  
6 RFD: Agriculture, Conservation, and Forestry  
7 First Read: 15-JAN-14

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4 ENGROSSED

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7 A BILL  
8 TO BE ENTITLED  
9 AN ACT

10  
11 Relating to game and fish; to provide for a resident  
12 daily state lake fishing license, a nonresident state lake  
13 fishing license, a nonresident family three-day fishing  
14 license; a disabled three-day fishing event license, and to  
15 amend Section 9-11-56.3, Code of Alabama 1975, to further  
16 provide for the public fishing pier and annual saltwater pier  
17 fishing licenses.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

19 Section 1. Effective with the license year beginning  
20 September 1, 2014, a person otherwise meeting the requirements  
21 of Section 9-11-53, Code of Alabama 1975, for the resident  
22 annual fishing license, who fishes the state public fishing  
23 lakes owned and operated by the Division of Wildlife and  
24 Freshwater Fisheries may purchase an alternative license to  
25 the annual freshwater fishing license to be known as the  
26 resident daily state lake fishing license for a fee of five  
27 dollars (\$5) plus the same issuance fee as provided for the

1 resident annual fishing license, which fees shall be subject  
2 to adjustment as provided for in Section 9-11-68, Code of  
3 Alabama 1975, and which shall entitle the person to fish at  
4 state public fishing lakes, but shall not grant any other  
5 privileges of the annual fishing license or wildlife heritage  
6 license.

7 Section 2. Effective with the license year beginning  
8 September 1, 2014, a nonresident of any state who fishes the  
9 state public fishing lakes owned and operated by the Division  
10 of Wildlife and Freshwater Fisheries may purchase an  
11 alternative license to the nonresident freshwater fishing  
12 license to be known as the nonresident state lake fishing  
13 license for a fee of five dollars (\$5) per day or ten dollars  
14 (\$10) per license year, plus the same issuance fees, which  
15 fees shall be subject to adjustment as provided for in Section  
16 9-11-68, Code of Alabama 1975.

17 Section 3. Effective with the license year beginning  
18 September 1, 2014, nonresidents of any state, in lieu of any  
19 otherwise required fishing licenses, may procure a nonresident  
20 three-day family fishing license, for a period of three  
21 consecutive days or less by paying the same license fee and  
22 issuance fee as the nonresident seven-day trip fishing license  
23 provided for in Section 9-11-56, Code of Alabama 1975, which  
24 license will authorize the holder thereof and up to four other  
25 members of his or her immediate family, comprised of his or  
26 her parent, spouse, children, and grandchildren, which names  
27 shall be designated on the license, to fish in any of the

1 otherwise legally available fresh waters of this state during  
2 those hours occurring during the then current license year for  
3 a period not to exceed 72 consecutive hours from the beginning  
4 date and time, as selected and designated by the licensee to  
5 the issuing agent at the time of issuance.

6 Section 4. Effective with the license year beginning  
7 September 1, 2014, there shall be a disabled three-day fishing  
8 event license, for events sanctioned by the Commissioner of  
9 Conservation and Natural Resources. Except as otherwise  
10 provided herein for additional persons, the license shall  
11 permit up to 20 disabled residents or non-resident persons  
12 plus up to 20 resident and non-resident assistants, in such  
13 numbers as determined to be reasonably necessary by the  
14 Department of Conservation and Natural Resources, to purchase  
15 the license as an alternative to any recreational fishing  
16 license otherwise applicable under Chapter 11 of Title 9, Code  
17 of Alabama 1975, which shall permit such persons, for a period  
18 not to exceed 72 consecutive hours, to engage in those same  
19 activities as the holders of the annual freshwater fishing  
20 license in Section 9-11-53, Code of Alabama 1975. The license  
21 fee shall be one hundred dollars (\$100). Notwithstanding the  
22 foregoing, any additional disabled persons over the 20-person  
23 limit shall be charged an additional five dollars (\$5) per  
24 person, which amount, subject to the approval of the  
25 Department of Conservation and Natural Resources, may include  
26 an additional assistant.

1           Section 5. Section 9-11-56.3, Code of Alabama 1975,  
2 is amended to read as follows:

3           "§9-11-56.3.

4           "(a) A person, firm, or corporation that operates a  
5 fishing pier open to the general public in the inside waters  
6 of the State of Alabama as defined by Rule 220-3-.04 of the  
7 Alabama Department of Conservation and Natural Resources, may  
8 purchase a public fishing pier license to be issued by the  
9 Marine Resources Division of the Department of Conservation  
10 and Natural Resources. The fee for a public fishing pier  
11 license shall be one thousand dollars (\$1,000) per year, which  
12 fee shall be subject to adjustment as provided for in Section  
13 9-11-69. Any law or regulation to the contrary  
14 notwithstanding, a resident of the State of Alabama may fish  
15 from a licensed public fishing pier in the inside waters of  
16 the State of Alabama without purchasing a fishing license. A  
17 licensed public fishing pier shall be open to the general  
18 public. This section shall not be construed to prohibit the  
19 operator of a licensed public fishing pier from charging a fee  
20 for the use of the pier.

21           "(b) A person who has been a bona fide resident of  
22 this state for a period of not less than 90 days next  
23 preceding and who is age 16 through 64, may fish from piers  
24 open to the general public in the Gulf of Mexico or the inside  
25 waters of the State of Alabama as defined by Rule 220-3-.04 of  
26 the Alabama Department of Conservation and Natural Resources  
27 by angling with rod and reel or by use of any artificial bait,

1 fly, ~~or~~ lure, gig, cast net, bow, or crab trap that is not  
2 required to be licensed by Section 9-12-124, after purchasing  
3 an annual saltwater pier fishing license at a cost of five  
4 dollars (\$5), which fee shall be subject to adjustment as  
5 provided for in Section 9-11-69. A nonresident may fish from  
6 piers open to the general public in the Gulf of Mexico or the  
7 inside waters of the State of Alabama as defined by Rule  
8 220-3-.04 of the Alabama Department of Conservation and  
9 Natural Resources by angling with rod and reel or by use of  
10 any artificial bait, fly, ~~or~~ lure, gig, cast net, bow, or crab  
11 trap that is not required to be licensed by Section 9-12-124,  
12 after purchasing an annual saltwater pier fishing license at a  
13 cost of ten dollars (\$10), which fee shall be subject to  
14 adjustment as provided for in Section 9-11-69. Alabama  
15 residents and nonresidents possessing a current saltwater  
16 fishing license, residents and nonresidents under age 16, and  
17 residents age 65 or over are expressly exempt from the  
18 requirements of this subsection.

19 "(c) The licenses provided for in this section may  
20 be purchased from any judge of probate, license commissioner,  
21 revenue commissioner, or other officer authorized to issue  
22 licenses upon application on forms furnished by the Division  
23 of Marine Resources of the Department of Conservation and  
24 Natural Resources and payment of the required fee for the  
25 license plus a one dollar (\$1) issuance fee, which fee shall  
26 be subject to adjustment as provided for in Section 9-11-69.

1           "(d) The licenses provided for in this section shall  
2 be issued on an annual basis and shall expire on August 31 of  
3 each year.

4           "(e) Any revenue derived from the sale of these  
5 licenses shall be remitted to the Department of Conservation  
6 and Natural Resources on the first day of each month by the  
7 issuing officer and shall be deposited in the State Treasury  
8 to the credit of the Marine Resources Fund.

9           "(f) Any violation of this section shall be a Class  
10 C misdemeanor punishable as provided by law except that the  
11 minimum fine shall not be less than fifty dollars (\$50). In  
12 addition, the punishment for a violation of subsection (a) of  
13 this section shall include an additional mandatory fine of  
14 twice the amount of the license."

15           Section 6. (a) Effective with the license year  
16 beginning September 1, 2014, nonresidents of any state, in  
17 lieu of any otherwise required fishing licenses, may procure a  
18 nonresident three (3) day individual fishing license, for a  
19 period of three (3) consecutive days or less by paying a  
20 license fee of thirteen dollars and fifty cents (\$13.50) to  
21 fish in any of the otherwise legally available freshwaters of  
22 this state during those hours occurring the then current  
23 license year for a period not to exceed 72 consecutive hours  
24 from the beginning date and time, as selected and designated  
25 by the licensee to the issuing agent at the time of issuance.  
26 This licensing fee shall be subject to adjustment as provided  
27 for in Section 9-11-68, Code of Alabama.

1                   (b) Effective with the license year beginning  
2                   September 1, 2014, nonresidents of any state, in lieu of any  
3                   otherwise required fishing licenses, may procure a nonresident  
4                   three (3) day individual fishing license for a period of three  
5                   (3) consecutive days or less by paying a licensing fee of  
6                   thirteen dollars and fifty cents (\$13.50) to fish in any of  
7                   the otherwise legally available saltwaters of this state  
8                   during those hours occurring during the then current license  
9                   year for a period not to exceed 72 consecutive hours from the  
10                  beginning date and time, as selected and designated by the  
11                  licensee to the issuing agent at the time of issuance. This  
12                  licensing fee shall be subject to adjustment as provided for  
13                  in Section 9-11-69, Code of Alabama 1975.

14                  (c) All licensing fees collected pursuant in  
15                  subsections (a) and (b) shall be distributed half (1/2) to the  
16                  Alabama Department of Conservation and Natural Resources and  
17                  half (1/2) to the Alabama Bass Trail.

18                  Section 7. This act shall become effective on the  
19                  first day of the third month following its passage and  
20                  approval by the Governor, or its otherwise becoming law.



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Senate

Read for the first time and referred to the Senate  
committee on Agriculture, Conservation, and For-  
estry..... 15-JAN-14

Read for the second time and placed on the calen-  
dar..... 22-JAN-14

Read for the third time and passed as amended .... 28-JAN-14

Yeas 21  
Nays 0

Patrick Harris  
Secretary