

1 SB306  
2 183167-1  
3 By Senator Albritton  
4 RFD: Agriculture, Conservation, and Forestry  
5 First Read: 14-MAR-17

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8 SYNOPSIS: Under existing law, a resident of this state  
9 who is 65 years of age or older is exempt from  
10 having to obtain a hunting or fishing license.

11 This bill would increase the age of the  
12 exemption to 75 years, would allow residents born  
13 on or before August 25, 1954, to receive the  
14 exemption or maintain the exemption if they are  
15 currently qualified for the exemption under state  
16 law, and would provide a 50 percent discount on the  
17 license fees for persons born on or after August  
18 26, 1954, until they reach the age of 75 and  
19 qualify for the exemption.

20 Under existing law, the Department of  
21 Conservation and Natural Resources has the  
22 authority to issue military veterans appreciation  
23 freshwater fishing licenses for military veterans  
24 who are 20 percent or more disabled for a nominal  
25 fee.

26 This bill would authorize the Department of  
27 Conservation and Natural Resources to issue

1 military veterans appreciation saltwater fishing  
2 licenses to veterans who are 20 percent or more  
3 disabled for a nominal fee.

4  
5 A BILL  
6 TO BE ENTITLED  
7 AN ACT

8  
9 To amend Sections 9-11-44, 9-11-45, 9-11-53,  
10 9-11-53.1, 9-11-53.5, 9-11-56.3, and 9-11-71 of the Code of  
11 Alabama 1975, relating to hunting and fishing licenses; to  
12 increase the age exemption to 75 years; to allow certain  
13 residents who were born before a certain date to receive the  
14 exemption or who currently qualify for the exemption to  
15 maintain the exemption; to provide a discounted license fee to  
16 certain persons born after a certain date until they reach the  
17 age of 75; and to authorize the Department of Conservation and  
18 Natural Resources to issue military veterans appreciation  
19 saltwater fishing licenses to certain veterans for a nominal  
20 fee.

21 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

22 Section 1. Sections 9-11-44, 9-11-45, 9-11-53,  
23 9-11-53.1, 9-11-53.5, 9-11-56.3, and 9-11-71 of the Code of  
24 Alabama 1975, are amended to read as follows:

25 "§9-11-44.

26 "(a) (1) ~~Any person who is age 16 years or older, but~~  
27 ~~who has not reached 65 years of age,~~ Except as provided in

1 subsection (d) and subject to subsection (g), any person who  
2 has resided in Alabama continuously for a period of not less  
3 than 90 days next preceding, and who is not serving as a  
4 member of the Armed Forces of the United States of America  
5 during any period of time in which the United States of  
6 America is in a state of war, as declared by an act of  
7 Congress, shall procure an annual resident all-game hunting  
8 license before the person is entitled to hunt in this state by  
9 filing an application with the person in any county of the  
10 state duly authorized to issue the license, stating his or her  
11 name, age, place of residence, post office address, and after  
12 paying to the person issuing the license a license fee of  
13 twenty-three dollars (\$23), plus an issuance fee of one dollar  
14 (\$1), which fees shall be subject to adjustment as provided  
15 for in Section 9-11-68.

16 "(2) Any Except as provided in subsection (d) and  
17 subject to subsection (g), any Alabama resident ~~age 16 through~~  
18 ~~64 years,~~ in lieu of purchasing the annual resident all-game  
19 hunting license, may procure an annual resident small game  
20 hunting license to hunt all legal game in this state except  
21 deer and turkey. The license fee shall be fifteen dollars  
22 (\$15), plus an issuance fee of one dollar (\$1), which fees  
23 shall be subject to adjustment as provided for in Section  
24 9-11-68.

25 "(3) Notwithstanding the foregoing, a member of the  
26 United States military stationed in Alabama on active duty,  
27 and his or her spouse and their dependents who reside with

1       them, shall be deemed to be Alabama residents for the purposes  
2       of procuring ~~these~~ all-game and small game hunting licenses.

3               "(4) Notwithstanding the foregoing, effective with  
4       the license year beginning September 1, 2013, U.S. military  
5       veterans otherwise meeting the requirements of this section  
6       who are certified by the U.S. Veterans' Administration as 50  
7       percent or more physically disabled shall be entitled to  
8       purchase an alternative resident hunting license to be known  
9       as the Physically Disabled Military Veteran's Appreciation  
10       Hunting License for one-half of the cost of the annual  
11       resident all-game hunting license plus the applicable issuance  
12       fee.

13               "(5) Notwithstanding the foregoing, effective with  
14       the license year beginning September 1, 2014, U.S. military  
15       veterans otherwise meeting the requirements of this section  
16       who are certified by the U.S. Veterans' Administration as 100  
17       percent, service-connected, permanently and totally disabled  
18       shall be entitled to purchase an alternative resident hunting  
19       license to be known as the 100 Percent Disabled Military  
20       Veteran's Appreciation Hunting License for a license fee of  
21       two dollars (\$2), plus the applicable issuance fee, which fees  
22       shall be subject to adjustment as provided for in Section  
23       9-11-68.

24               "(6) Persons obtaining the resident all-game hunting  
25       license or the resident small game hunting license shall also  
26       be entitled to all of the privileges of the wildlife heritage  
27       license.

1           ~~"(b) Notwithstanding any other provision of law, any~~  
2 ~~resident 64 years of age procuring a state resident hunting~~  
3 ~~license pursuant to this section shall be issued the license~~  
4 ~~on a lifetime basis. License fees from the sale of a lifetime~~  
5 ~~license pursuant to this subsection to a resident age 64 years~~  
6 ~~shall be deposited to the credit of the Alabama Game and Fish~~  
7 ~~Endowment Fund within the Game and Fish Fund.~~

8           ~~"(c)~~ (b) (1) All persons making application for an  
9 annual state hunting license as provided in this section shall  
10 present a valid Alabama driver license or, in the case of  
11 nondrivers, proof of permanent residence.

12           "(2) All licenses required by this section shall  
13 bear the Alabama driver license number of the licensee, except  
14 in the case of nondrivers and active duty military personnel  
15 stationed in Alabama and their spouses and dependents who  
16 reside with them, and all licenses shall bear proof of  
17 residence as required by the Commissioner of Conservation and  
18 Natural Resources.

19           "(3) Active duty military personnel stationed in  
20 Alabama and their spouses and dependents who reside with them  
21 shall provide military orders that assign them to Alabama.

22           "(4) Every person who obtains an annual hunting  
23 license without presenting a valid Alabama driver license or,  
24 in the case of nondrivers, proof of permanent residence, or  
25 who provides any false information in the process of procuring  
26 the license, shall be guilty of a Class B misdemeanor  
27 punishable as provided by law.

1           "~~(d)~~ (c) The licenses required by this section shall  
2 not apply to any resident or resident member of his or her  
3 immediate family who hunts on lands owned by him or her, nor  
4 shall it include any tenant or member of his or her immediate  
5 family who hunts on lands leased or rented by the tenant and  
6 who resides on the lands, nor any resident of this state on  
7 active military duty who is in this state on leave and who has  
8 proof of that status in his or her possession.

9           "~~(e)~~ (d) The licenses required by this section shall  
10 not be required for any of the following:

11           "(1) ~~All persons~~ Persons under the age of 16 years  
12 ~~shall be exempted from the requirement of procuring the~~  
13 ~~licenses.~~

14           "(2) Any resident of this state who was born on or  
15 before August 25, 1954, upon turning 65 years of age, ~~and~~  
16 ~~older~~ shall be exempted from the requirement of procuring a  
17 hunting license as provided for in this section, provided that  
18 the resident has on his or her person while hunting, proof of  
19 age, or, in the case of nondrivers, proof of permanent Alabama  
20 residence and age.

21           "(3) Any resident of this state who is 75 years of  
22 age or older, provided that the resident has on his or her  
23 person while hunting, a valid Alabama driver license, or, in  
24 the case of nondrivers, proof of permanent Alabama residence  
25 and age.

26           "~~(f)~~ (e) (1) The licenses provided for in this  
27 section shall not be transferable, and it shall be unlawful to

1 borrow, lend, or alter any license, or for any license-issuing  
2 officer to falsify any license at the time of issuing the  
3 license.

4 "(2) A violation of this subsection shall ~~constitute~~  
5 be a Class B misdemeanor punishable as provided by law.

6 "~~(g)~~ (f) There shall be provided on the license form  
7 for the licenses provided for in this section a check-off  
8 option whereby the licensee may voluntarily choose to donate  
9 an additional one dollar (\$1) to the Division of Wildlife and  
10 Freshwater Fisheries for the purpose of research on wildlife  
11 and wildlife habitat as approved by the Advisory Board of  
12 Conservation and Natural Resources.

13 "(g) Notwithstanding the foregoing, any person who  
14 was born on or after August 26, 1954, is 65 years of age or  
15 older but is less than 75 years of age, and has resided in  
16 Alabama continuously for a period of not less than 90 days  
17 next preceding, shall be entitled to a 50 percent discount on  
18 the license fees prescribed in subdivisions (1) and (2) of  
19 subsection (a).

20 "§9-11-45.

21 "(a) ~~Unless~~ Subject to subsection (f), unless a  
22 person is properly licensed for a particular activity under  
23 the wildlife heritage license or a resident meets any of the  
24 license exemption qualifications in subsection (d) of Section  
25 9-11-44, any person who hunts on state operated wildlife  
26 management areas in this state shall pay a special annual  
27 license fee of fifteen dollars (\$15) in addition to the amount



1 of the resident or nonresident's licenses specified in  
2 Sections 9-11-44 to 9-11-49, inclusive, payment of which shall  
3 be evidenced by a stamp, license, big game tag system, or  
4 other appropriate method as the Commissioner of Conservation  
5 and Natural Resources may prescribe.

6 "(b) (1) The issuing officer or authority shall be  
7 allowed a fee of one dollar (\$1) for each special license  
8 issued by him or her, which issuing fee shall be in addition  
9 to the cost of the special license.

10 "(2) In counties where the judge of probate or  
11 issuing officer is on the fee system, the issuing fee shall be  
12 retained by the judge of probate or issuing officer, ~~and.~~

13 "(3) ~~in~~ In counties where the issuing officer or  
14 judge of probate is on a salary basis, the fee shall be paid  
15 to the county treasury, ~~provided, that the license established~~  
16 ~~by this section shall not be required of any Alabama resident~~  
17 ~~who is 65 years of age or older or who is less than 16 years~~  
18 ~~of age. The license fees and issuance fees provided for in~~  
19 ~~this section shall be subject to adjustment as provided for in~~  
20 ~~Section 9-11-68.~~

21 "(c) (1) The license fees and issuance fees provided  
22 for in this section shall be subject to adjustment as provided  
23 for in Section 9-11-68.

24 "(2) All license fees collected under this section  
25 shall be deposited in the State Treasury to the credit of the  
26 Game and Fish Fund and shall be expended in the operation of  
27 the Division of Wildlife and Freshwater Fisheries program,

1 including the acquiring of additional conservation officers  
2 and the expansion of public hunting areas.

3 "(d) Whoever uses a Division of Wildlife and  
4 Freshwater Fisheries shooting range ~~and who is age 16 years~~  
5 ~~through 64 years~~ shall hold a valid license issued pursuant to  
6 this section, the wildlife heritage license issued pursuant to  
7 Section 9-11-71, or a valid license issued pursuant to  
8 Sections 9-11-44 to 9-11-49, inclusive, unless exempted from  
9 license requirements due to his or her age.

10 "(e) Whoever hunts on state-operated wildlife  
11 management areas without first obtaining the proper hunting  
12 license and the special license required in this section or  
13 the wildlife heritage license issued pursuant to Section  
14 9-11-71, if applicable, or whoever utilizes a Division of  
15 Wildlife and Freshwater Fisheries shooting range in this state  
16 in violation of this section, is guilty of a misdemeanor,  
17 punishable as prescribed in Section 9-11-51.

18 "(f) Notwithstanding the foregoing, any person who  
19 was born on or after August 26, 1954, is 65 years of age or  
20 older but is less than 75 years of age, and has resided in  
21 Alabama continuously for a period of not less than 90 days  
22 next preceding, shall be entitled to a 50 percent discount on  
23 the license fee prescribed in subsection (a).

24 "§9-11-53.

25 "(a) (1) Any Except as provided in subsection (d) and  
26 subject to subsection (j), any person who has been a bona fide  
27 resident of this state for a period of not less than 90 days

1 next preceding ~~and who is age 16 or older, but who has not~~  
2 ~~yet reached the age of 65,~~ shall not take, catch, kill or  
3 attempt to take, catch, or kill any fish in any of the waters  
4 of this state above that line defined in Rule 220-2-.42 (1) of  
5 the Department of Conservation and Natural Resources as  
6 published in the Alabama Administrative Code, as well as below  
7 that line in any of the ponds or lakes containing freshwater  
8 fish, subject to the exceptions contained herein, by any  
9 means, except designated commercial fishing gear and wire  
10 baskets, expressly allowed by law or regulation without first  
11 procuring an annual resident freshwater fishing license and  
12 paying therefor the sum of eleven dollars (\$11), plus a one  
13 dollar (\$1) issuance fee, which fees shall be subject to  
14 adjustment as provided for in Section 9-11-68.

15 "(2) ~~;~~ ~~provided, however, that~~ U.S. military  
16 veterans otherwise meeting the requirements of this section  
17 who are certified by the U.S. Veterans Administration as 20  
18 percent or more disabled shall be entitled to purchase an  
19 alternative license to the annual resident freshwater fishing  
20 license to be known as the disabled military veterans  
21 appreciation freshwater fishing license for a license fee of  
22 two dollars (\$2) plus a one dollar (\$1) issuance fee.

23 "(3) a. All persons making application for ~~the a~~  
24 license provided for in this section shall present a valid  
25 Alabama driver license, or in the case of nondrivers, proof of  
26 permanent residence.

1           "b. All licenses required by this section shall bear  
2 the Alabama driver license number of the licensee, except in  
3 the case of nondrivers and active duty military personnel  
4 stationed in Alabama and their spouses and dependents who  
5 reside with them, and all licenses shall bear proof of  
6 residence as required by the Commissioner of Conservation and  
7 Natural Resources.

8           "c. Notwithstanding the foregoing, a member of the  
9 United States military stationed in Alabama on active duty,  
10 and his or her spouse and their dependents who reside with  
11 them, shall be deemed Alabama residents for the purpose of  
12 procuring this license. ~~Active duty military personnel~~  
13 ~~stationed in Alabama and their spouses and dependents who~~  
14 ~~reside with them~~ and shall provide military orders that assign  
15 them to Alabama.

16           "(4) ~~These licenses~~ Licenses shall be issued in the  
17 manner and under the conditions, limitations, and exemptions  
18 as expressly provided for in this section.

19           "(5) Persons obtaining the annual resident  
20 freshwater fishing license shall also be entitled to all of  
21 the privileges of the wildlife heritage license.

22           ~~"(b) Notwithstanding any other provision of law, any~~  
23 ~~resident 64 years of age procuring a resident freshwater~~  
24 ~~fishing license pursuant to this section shall be issued the~~  
25 ~~license on a lifetime basis. License fees from the sale of a~~  
26 ~~lifetime license pursuant to this subsection to a resident age~~

1 ~~64 years shall be deposited to the credit of the Alabama Game~~  
2 ~~and Fish Endowment Fund within the Game and Fish Fund.~~

3 ~~"(c)~~ (b)(1) A fishing license provided for in this  
4 section shall not be transferable, and it shall be unlawful to  
5 borrow, lend, or alter any fishing license, or for any  
6 license-issuing officer to falsify any license at the time of  
7 issuing the license.

8 "(2) A violation of this subsection shall ~~constitute~~  
9 be a Class B misdemeanor punishable as provided by law.

10 ~~"(d)~~ (c)(1) Any citizen of this state who is  
11 entitled to purchase a fishing license as provided for in this  
12 section may procure a license by applying to any judge of  
13 probate, license commissioner, or other persons authorized and  
14 designated to issue fishing licenses, stating his or her name,  
15 age, place of residence, and post office address, and paying  
16 to the issuing officer the amount required in this section for  
17 the license.

18 "(2) Judges of probate, license commissioners, or  
19 other persons authorized and designated to issue fishing  
20 licenses shall be entitled to the issuance fee set out herein  
21 for each license so issued, which fee shall be in addition to  
22 the amount designated in this section as the cost of the  
23 license.

24 "(3) All fees collected by any judge of probate or  
25 license commissioner who is paid a salary for the performance  
26 of his or her duties shall be paid into the county treasury to  
27 the credit of the appropriate fund.

1           ~~"(e)~~ (d) The licenses required by this section shall  
2 not be required for any of the following:

3           ~~"(1) All persons~~ Persons under the age of 16 years  
4 ~~shall be exempted from the requirement of procuring a license.~~

5           ~~"(2)~~ Any resident of this state who was born on or  
6 before August 25, 1954, upon turning 65 years of age, ~~and~~  
7 ~~older~~ shall be exempted from the requirement of procuring a  
8 fishing license as provided for in this section, provided that  
9 the resident has on his or her person while fishing, a valid  
10 Alabama driver license, or, in the case of nondrivers, proof  
11 of permanent Alabama residence and age.

12           ~~"(3)~~ Any resident of this state who is 75 years of  
13 age or older, provided that the resident has on his or her  
14 person while fishing, a valid Alabama driver license, or, in  
15 the case of nondrivers, proof of permanent Alabama residence  
16 and age.

17           ~~"(f)~~ (e) Every person who obtains an annual resident  
18 freshwater fishing license without presenting a valid Alabama  
19 driver license, or in the case of nondrivers, proof of  
20 permanent residence, or who provides any false information in  
21 the process of procuring the license, shall be guilty of a  
22 Class B misdemeanor punishable as provided by law.

23           ~~"(g)~~ (f) (1) The licenses required by this section  
24 shall not apply to a resident of this state on active military  
25 duty who is in this state on leave and who has proof of that  
26 status in his or her possession, nor to any person who fishes  
27 in a private pond.

1           "(2) The ~~license~~ licenses required by this section  
2 shall not apply to any person fishing from the bank with an  
3 ordinary hook and line in his or her county of residence. ~~A~~  
4 ~~person who fishes from the bank with ordinary hook and line in~~  
5 ~~his or her own county of residence shall be required to have~~  
6 if he or she has on his or her person, while so fishing, a  
7 reasonable proof of residency in the county.

8           "(3) ~~In addition, the~~ The licenses required by this  
9 section shall not apply to persons exempt from fishing license  
10 requirements while fishing at commercial fee fishing ponds  
11 pursuant to the provisions of Article 17 of this chapter.

12           "~~(h)~~ (g) The revenue derived from the sale of the  
13 license provided for in this section shall be remitted to the  
14 Department of Conservation and Natural Resources on the first  
15 day of each month by the issuing officer and shall be  
16 deposited into the State Treasury to the credit of the Game  
17 and Fish Fund and shall be used in the construction,  
18 maintenance, development, and supervision of public fishing  
19 lakes, for the purchase of lands to be used for public  
20 landings on public streams and for the development,  
21 protection, propagation, and distribution of fish and wildlife  
22 of this state.

23           "~~(i)~~ (h) Except as otherwise provided in this  
24 section, any person who violates this section shall be guilty  
25 of a misdemeanor and, upon conviction thereof, shall be  
26 punished by a fine of not less than fifty dollars (\$50) nor  
27 more than two hundred fifty dollars (\$250) for each offense.

1           "~~(j)~~ (i) There shall be provided on the license form  
2 for the licenses provided for in this section a check-off  
3 option whereby the licensee may voluntarily choose to donate  
4 an additional one dollar (\$1) to the Division of Wildlife and  
5 Freshwater Fisheries for the purpose of research on fisheries  
6 and aquatic habitat as approved by the Advisory Board of  
7 Conservation and Natural Resources.

8           "(j) Notwithstanding the foregoing, any person who  
9 was born on or after August 26, 1954, is 65 years of age or  
10 older but is less than 75 years of age, and has resided in  
11 Alabama continuously for a period of not less than 90 days  
12 next preceding, shall be entitled to a 50 percent discount on  
13 the license fees prescribed in subdivision (1) of subsection  
14 (a).

15           "\$9-11-53.1.

16           "(a) (1) Any Except as otherwise provided in this  
17 section and subject to subsection (d), any person who has been  
18 a bona fide resident of this state for a period of not less  
19 than 90 days next preceding ~~and who is age 16 or older, but~~  
20 ~~has not yet reached the age of 65,~~ shall not take, catch,  
21 kill, possess, or attempt to take, catch, kill, or possess,  
22 any fish in any of the waters of this state, ~~(except those~~  
23 ~~waters for which a license is required by Section 9-11-53),~~  
24 below that line defined in Rule 220-2-.42(1) of the Department  
25 of Conservation and Natural Resources as published in the  
26 Alabama Administrative Code, by angling with rod and reel or  
27 by use of any artificial bait, fly, lure, gig, cast net, bow,



1 crab traps that are not required to be licensed by Section  
2 9-12-124, or by spear fishing, as defined by Section 9-11-170,  
3 without first procuring an annual resident saltwater fishing  
4 license for twenty dollars (\$20), plus a one dollar (\$1)  
5 issuance fee, which fees shall be subject to adjustment as  
6 provided for in Section 9-11-69.

7 "(2) U.S. military veterans otherwise meeting the  
8 requirements of this section who are certified by the U.S.  
9 Veterans Administration as 20 percent or more disabled shall  
10 be entitled to purchase an alternative license to the annual  
11 resident saltwater fishing license, to be known as the  
12 disabled military veterans appreciation saltwater fishing  
13 license, for a license fee and issuance fee equivalent to that  
14 charged for a disabled military veterans appreciation  
15 freshwater fishing license pursuant to Section 9-11-53,  
16 subject to the cost adjustments provided for in Section  
17 9-11-69.

18 "(3) a. All persons making application for the  
19 license provided for in this section shall present an Alabama  
20 driver license, or, in the case of nondrivers, proof of  
21 permanent residence.

22 "b. All licenses required by this section shall bear  
23 the driver license number of the licensee, except in the case  
24 of nondrivers, and all licenses shall bear proof of residence  
25 as required by the Commissioner of Conservation and Natural  
26 Resources.

1           "c. Notwithstanding the foregoing, a member of the  
2 United States military stationed in Alabama on active duty,  
3 and his or her spouse and their dependents who reside with  
4 them, shall be deemed to be Alabama residents for the purposes  
5 of procuring this license.

6           "(4) a. This A saltwater fishing license shall not  
7 be required of any person who has been issued and is the  
8 holder of any valid lifetime fishing license that is provided  
9 for in Section 9-11-65, provided that such license was issued  
10 on or before March 31, 1992, or any valid lifetime saltwater  
11 fishing license that is provided for in Section 9-11-65.2.

12           "b. This A saltwater fishing license shall not be  
13 required of permanent Alabama residents under 16 years of age.

14           "c. or age 65 years or over, This saltwater fishing  
15 license shall not be required of any permanent Alabama  
16 residents who were born on or before August 25, 1954, upon  
17 turning 65 years of age, provided, however, that residents age  
18 65 years or older that they shall be required to have in their  
19 actual possession, while fishing, an Alabama driver license,  
20 or in the case of nondrivers, proof of permanent Alabama  
21 residence and age.

22           "d. A saltwater fishing license shall not be  
23 required of any permanent Alabama resident who is 75 years of  
24 age or older, provided that he or she shall be required to  
25 have in his or her actual possession, while fishing, an  
26 Alabama driver license, or in the case of nondrivers, proof of  
27 permanent Alabama residence and age.

1           "(5) The revenue derived from the sale of the  
2 license provided for in this section shall be remitted to the  
3 Department of Conservation and Natural Resources on the first  
4 day of each month by the issuing officer and shall be covered  
5 into the State Treasury to the credit of the Marine Resources  
6 Fund and shall be used in the research, management, and  
7 development of saltwater fisheries. ~~It shall be unlawful to~~  
8 ~~provide false information in the process of obtaining the~~  
9 ~~license.~~

10           "~~(b)~~ Notwithstanding any other provision of law, any  
11 resident ~~64~~ years of age who procures a resident saltwater  
12 fishing license pursuant to this section shall be issued the  
13 license on a lifetime basis. The license fees from the sale of  
14 a lifetime license pursuant to this subsection shall be  
15 deposited to the credit of the Alabama Marine Resources  
16 Endowment Fund within the Marine Resources Fund.

17           "~~(c)~~ (b) (1) It shall be unlawful to provide false  
18 information in the process of obtaining the license.

19           "(2) Any person who violates any of the provisions  
20 of this section shall be guilty of a misdemeanor and, upon  
21 conviction thereof, shall be punished by a fine of not less  
22 than fifty dollars (\$50) nor more than two hundred fifty  
23 dollars (\$250) for each offense.

24           "(c) There shall be provided on the license form for  
25 the licenses provided for in this section a check-off option  
26 whereby the licensee may voluntarily choose to donate an  
27 additional one dollar (\$1) to the Division of Marine Resources

1 for the purpose of research on fisheries and aquatic habitat  
2 as approved by the Advisory Board of Conservation and Natural  
3 Resources.

4 "(d) Notwithstanding the foregoing, any person who  
5 was born on or after August 26, 1954, is 65 years of age or  
6 older but is less than 75 years of age, and has resided in  
7 Alabama continuously for a period of not less than 90 days  
8 next preceding, shall be entitled to a 50 percent discount on  
9 the license fees prescribed in subdivision (1) of subsection  
10 (a).

11 "§9-11-53.5.

12 "(a) (1) A Subject to subsection (b), a person who  
13 has been a bona fide resident of this state for a period of  
14 not less than 90 days next preceding and ~~who is age 16 years~~  
15 ~~through 64 years,~~ who is otherwise required to obtain a  
16 ~~resident~~ an annual resident saltwater fishing license pursuant  
17 to Section 9-11-53.1, ~~may,~~ in lieu thereof, may purchase a  
18 ~~resident~~ seven-day trip resident saltwater fishing license  
19 which shall entitle the person to engage in the same  
20 activities authorized under a license provided in Section  
21 9-11-53.1, but only during those hours occurring during the  
22 then current license year for a period not to exceed 168  
23 consecutive hours from the beginning date and time, as  
24 selected and designated by the licensee to the issuing agent  
25 at the time of issuance.

1           "(2) The cost of the license shall be eight dollars  
2           (\$8), plus a one dollar (\$1) issuance fee, which fees shall be  
3           subject to adjustment as provided for in Section 9-11-69.

4           "(3) The license fees shall be deposited into the  
5           Marine Resources Fund.

6           "(b) Notwithstanding any other law to the contrary,  
7           any person who was born on or after August 26, 1954, is 65  
8           years of age or older but is less than 75 years of age, and  
9           has resided in Alabama continuously for a period of not less  
10           than 90 days next preceding, shall be entitled to a 50 percent  
11           discount on the license fees prescribed in subsection (a).

12           "(c) A person who violates this section is guilty of  
13           a Class B misdemeanor punishable as provided by law except  
14           that the minimum fine shall not be less than fifty dollars  
15           (\$50).

16           "§9-11-56.3.

17           "(a) (1) A person, firm, or corporation that operates  
18           a fishing pier open to the general public in the inside waters  
19           of the State of Alabama as defined by Rule 220-3-.04 of the  
20           Alabama Department of Conservation and Natural Resources, may  
21           purchase a public fishing pier license to be issued by the  
22           Marine Resources Division of the Department of Conservation  
23           and Natural Resources.

24           "(2) The fee for a public fishing pier license shall  
25           be one thousand dollars (\$1,000) per year, which fee shall be  
26           subject to adjustment as provided for in Section 9-11-69.

1           "(3) Any law or regulation to the contrary  
2 notwithstanding, a resident of the State of Alabama may fish  
3 from a licensed public fishing pier in the inside waters of  
4 the State of Alabama without purchasing a fishing license.

5           "(4) A licensed public fishing pier shall be open to  
6 the general public.

7           "(5) This section shall not be construed to prohibit  
8 the operator of a licensed public fishing pier from charging a  
9 fee for the use of the pier.

10           "(b) (1) ~~A~~ Except as otherwise provided in this  
11 subsection, a person who has been a bona fide resident of this  
12 state for a period of not less than 90 days next preceding ~~and~~  
13 ~~who is age 16 through 64,~~ may fish from piers open to the  
14 general public in the Gulf of Mexico or the inside waters of  
15 the State of Alabama as defined by Rule 220-3-.04 of the  
16 Alabama Department of Conservation and Natural Resources, by  
17 angling with rod and reel or by use of any artificial bait,  
18 fly, lure, gig, cast net, bow, or crab trap ~~that,~~ when the  
19 person is not required to be licensed by possess a crab  
20 catcher license provided for in Section 9-12-124, after  
21 purchasing an annual saltwater pier fishing license at a cost  
22 of five dollars (\$5), which fee shall be subject to adjustment  
23 as provided for in Section 9-11-69.

24           "(2) A nonresident may fish from piers open to the  
25 general public in the Gulf of Mexico or the inside waters of  
26 the State of Alabama as defined by Rule 220-3-.04 of the  
27 Alabama Department of Conservation and Natural Resources, by

1 angling with rod and reel or by use of any artificial bait,  
2 fly, lure, gig, cast net, bow, or crab trap ~~that,~~ when the  
3 person is not required to ~~be licensed by~~ possess a crab  
4 catcher license provided for in Section 9-12-124, after  
5 purchasing an annual saltwater pier fishing license at a cost  
6 of ten dollars (\$10), which fee shall be subject to adjustment  
7 as provided for in Section 9-11-69.

8 "(3) Alabama residents and nonresidents possessing a  
9 current saltwater fishing license, ~~and~~ and residents and  
10 nonresidents under age 16, ~~and residents age 65 or over~~ are  
11 expressly exempt from the license requirements of this  
12 subsection.

13 "(4) Alabama residents who were born on or before  
14 August 25, 1954, upon turning 65 years of age, are expressly  
15 exempt from the license requirements of this section.

16 "(5) Alabama residents who are 75 years of age or  
17 older are expressly exempt from the license requirements of  
18 this section.

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) (1) Any violation of this section shall be a  
10 Class C misdemeanor punishable as provided by law except that  
11 the minimum fine shall not be less than fifty dollars (\$50).

12           "(2) In addition, the punishment for a violation of  
13 subsection (a) shall include an additional mandatory fine of  
14 twice the amount of the license.

15           "§9-11-71.

16           "(a) There is established a wildlife heritage  
17 license. ~~This~~ Subject to subsection (e), the license shall  
18 have a fee of nine dollars (\$9), plus an issuance fee of one  
19 dollar (\$1), which fees shall be subject to adjustment as  
20 provided for in Section 9-11-68, if purchased separately from  
21 one of the other licenses. The wildlife heritage license shall  
22 enable ~~all~~ Alabama residents ~~age 16 through 64 years~~ to do any  
23 of the following:

24           "(1) Fish those waters under the jurisdiction of the  
25 Division of Wildlife and Freshwater Fisheries as provided  
26 under Rule 220-2-.42, Alabama Administrative Code, with a hook



1 and line from the bank in other than the person's county of  
2 residence~~r~~.

3 "~~fish~~ (2) Fish in Division of Wildlife and  
4 Freshwater Fisheries operated public fishing lakes, provided  
5 that the person obtains the required permit~~r~~.

6 "~~hunt~~ (3) Hunt small game, except waterfowl, on  
7 Division of Wildlife and Freshwater Fisheries Wildlife  
8 Management Areas~~r~~.

9 "~~shoot~~ (4) Shoot on Division of Wildlife and  
10 Freshwater Fisheries shooting ranges~~r~~.

11 "~~and provide~~ (5) Provide a means to contribute to  
12 the conservation of all wildlife species.

13 "(b) The requirements for the issuance of the  
14 wildlife heritage license shall be as provided in subsection  
15 ~~(c)~~ (b) of Section 9-11-44. The license exemptions provided in  
16 9-11-44 apply to an annual wildlife heritage license.

17 "(c) The wildlife heritage license may be issued on  
18 a lifetime basis for a license fee of two hundred dollars  
19 (\$200) which shall include a one dollar (\$1) issuance fee,  
20 which fees shall be subject to adjustment as provided for in  
21 Section 9-11-68.

22 "~~(b)~~ (d) The initial five hundred thousand dollars  
23 (\$500,000) of license revenues accruing to the Division of  
24 Wildlife and Freshwater Fisheries as a result of the licenses  
25 sold under this section shall be utilized by the Division of  
26 Wildlife and Freshwater Fisheries for the purpose of research

1 on wildlife and wildlife habitat as approved by the Advisory  
2 Board of Conservation and Natural Resources.

3 "(e) Notwithstanding the foregoing, any person who  
4 was born on or after August 26, 1954, is 65 years of age or  
5 older but is less than 75 years of age, and has resided in  
6 Alabama continuously for a period of not less than 90 days  
7 next preceding, shall be entitled to a 50 percent discount on  
8 the license fee prescribed in subsection (a)."

9 Section 2. This act shall become effective on the  
10 first day of the third month following its passage and  
11 approval by the Governor, or its otherwise becoming law.