

1 SB66
2 197513-3
3 By Senators Williams, Price, Barfoot, Sessions, Whatley,
4 Chesteen and Elliott
5 RFD: Agriculture, Conservation and Forestry
6 First Read: 05-MAR-19

1 SB66

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4 ENROLLED, An Act,

5 To amend Section 9-11-244 of the Code of Alabama
6 1975, relating to hunting; to allow the taking of whitetail
7 deer or feral swine by means of bait when a person purchases a
8 baiting privilege license from the Department of Conservation
9 and Natural Resources; and to provide for the suspension of
10 the use of a baiting privilege license to prevent the spread
11 of diseases among wildlife under certain conditions.

12 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

13 Section 1. Section 9-11-244 of the Code of Alabama
14 1975, is amended to read as follows:

15 "§9-11-244.

16 "(a) No Except as provided in subsection (b), no
17 person at any time shall take, catch, kill, or attempt to
18 take, catch, or kill any bird or animal protected by law or
19 ~~regulation~~ rule of the State of Alabama by means, aid, or use,
20 directly or indirectly, of any bait, such as shelled, shucked,
21 or unshucked corn or of wheat or other grain, salt, or any
22 other feed whatsoever that has been so deposited, placed,
23 distributed, or scattered as to constitute for ~~such~~ the birds
24 or animals a lure, attraction, or enticement to, on, or over
25 the area where ~~such~~ a hunter or hunters are attempting to kill

1 or take them; provided, that ~~such~~ the birds or animals may be
2 taken under properly shocked corn and standing crops of corn,
3 wheat, or other grain or feed and grains scattered solely as a
4 result of normal agricultural harvesting; and provided
5 further, migratory birds may be hunted under the most recent
6 ~~provisions~~ regulations established by the U.S. Fish and
7 Wildlife Service or ~~regulations~~ rules ~~promulgated~~ adopted by
8 the Commissioner of the Department of Conservation and Natural
9 Resources within the limits of the federal regulations.

10 "(b) (1) This section shall not apply to a person
11 hunting whitetail deer or feral swine with the aid of bait on
12 privately owned or leased lands; provided, that the person has
13 purchased, and is in possession of, a bait privilege license
14 issued by the Department of Conservation and Natural Resources
15 as follows:

16 "a. The annual resident bait privilege license fee
17 shall be fourteen dollars (\$14), plus an issuance fee of one
18 dollar (\$1).

19 "b. The annual nonresident bait privilege license
20 fee shall be fifty dollars (\$50), plus an issuance fee of one
21 dollar (\$1).

22 "(2) The fees provided for by this section shall be
23 subject to adjustment as provided in Section 9-11-68.

24 "(3) A bait privilege license required by this
25 section shall be procured in the same manner as an annual

1 hunting license, with the issuance fee for the bait privilege
2 license paid to and retained by the issuing office or agency.

3 "(4) A person who is exempt from purchasing a
4 hunting license shall not be exempt from the requirement to
5 purchase a bait privilege license pursuant to this section.

6 "(c) The commissioner may, without refund, suspend
7 the use of a baiting privilege license and adopt rules to
8 manage the feeding of wild game animal populations on a
9 county, regional, or statewide basis to prevent the spread of
10 diseases among wildlife by announcing the suspension in a news
11 release.

12 "(d) The Department of Conservation and Natural
13 Resources may adopt rules to implement the act adding this
14 amendatory language."

15 Section 2. This act shall become effective
16 immediately following its passage and approval by the
17 Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB66
Senate 04-APR-19
I hereby certify that the within Act originated in and passed
the Senate, as amended.

Patrick Harris,
Secretary.

House of Representatives
Passed: 25-APR-19

By: Senator Williams