

ACT No. 356

2021 Regular Session

HOUSE BILL NO. 691

BY REPRESENTATIVE BACALA

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AN ACT

To amend and reenact R.S. 34:851.20(A)(1) and 851.32(A), R.S. 56:8(16)(a)(ii) and (b)(i), 10(B)(1)(a)(i), (e), (f), and (g), (5), (7)(a), (9), and (10), and (D), 10.1(B) and (C), 103(A) and (C)(1), 109(D), 116(C)(1) and (D), 116.1(C)(3), 171(A), 172(B), 251(A)(1) and (3) through (6), 253(C)(1), 258, 262(A), (B), and (D), 263(A), 302, 302.1(A) through (C), 302.9(A)(1), (C), and (F), 302.9.1(A), (B), and (E), 302.10(B) and (C), 303(B), (D)(1), and (F), 303.1.1(B), (C), and (E), 303.6(B), 304(B) and (C), 304.1(B), 305(B) and (C)(1), 305.1(B) and (C), 306(A)(1) and (B)(6), 306.1(B)(7)(b) and (c), 306.2(A)(1), and (B), 306.3, 306.4(C)(1), 306.5(A)(introductory paragraph), 307.1(A), 322.1(A), 322.2(A), 325.1(A)(1), (3)(a), and (C)(2)(d), 325.3(A)(1) and (C), 326(E)(2) and (H), 330(B), 412(A)(2) and (5), 433.1(A)(1), 442(B), 449(B), 492, 500(A), 501(B)(2), 632.4(A), 632.5(A) and (E), 632.9(B)(1), 641, 649.1, 649.2, 649.3, 649.4, 649.7, 653(A), and 1833, to enact R.S. 56:8(16)(a)(v), 10(B)(4) and (7)(c), 10.3, 102, 112(C), 302.1(D), 303(G), 306(B)(7), 411(B)(4) through (6), 645, 678, 679, and Chapter 14 of Title 56 of the Louisiana Revised Statutes of 1950, comprised of R.S. 56:3000 through 3007, and to repeal R.S. 34:851.20(N), R.S. 56:10(B)(1)(d), (6), and (13), 103(E) and (F), 103.1, 104, 105, 155, 156, 157, 164, 165, 166, 256, 257, 302.1, 302.2, 302.3, 302.4, 302.5, 302.6, 302.9.1(D), 303.6(A), 306(A)(2), 306.1, 306.2(A)(2), 333(H), 433.1(C) and (D), 434.1, 446, 451, 472, 506, 506.1, 579.1, 579.2, 641.1, 642, 643, 646, 647.1, 649.5, 649.6, 650, 650.1, and 1832, relative to licenses to hunt and fish; to restructure the recreational hunting and

1 fishing licensing system for the Department of Wildlife and Fisheries; to provide
 2 relative to the cost of hunting and fishing licenses; to dedicate revenues from the sale
 3 of hunting and fishing licenses; to provide for definitions; to create the Shrimp
 4 Development and Management Account, Crab Development, Management and
 5 Derelict Crab Trap Removal Account, Oyster Resource Management Account,
 6 Louisiana Duck License, Stamp, and Print Fund, Louisiana Wild Turkey Fund,
 7 Lifetime License Endowment Trust Fund and the Louisiana Wildlife and Fisheries
 8 Foundation Escrow Account; to provide for hunting reciprocity; to provide for digital
 9 credentials; and to provide for related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 34:851.20(A)(1) and 851.32(A) are hereby amended and reenacted
 12 to read as follows:

13 §851.20. Identification number

14 A.(1) The owner of each motorboat, houseboat, or sailboat requiring
 15 numbering by this state shall file an application for a number with the Department
 16 of Wildlife and Fisheries on forms approved by the department. The application
 17 shall be signed by the owner of the motorboat, houseboat, or sailboat and shall be
 18 accompanied by the appropriate fee as follows:

19 (a) For ~~a boat that is fourteen feet or less~~ Class A vessels measuring less than
 20 sixteen feet in length, the fee shall be ~~twenty~~ thirty-six dollars and shall be valid for
 21 three years.

22 (b) For ~~a boat that is more than fourteen feet and less than eighteen feet in~~
 23 ~~length~~, Class 1 vessels measuring sixteen feet or more and less than twenty-six feet
 24 in length the fee shall be ~~twenty-five~~ fifty-seven dollars and shall be valid for three
 25 years.

26 (c) For ~~a boat that is eighteen feet in length or greater~~, Class 2 vessels
 27 measuring twenty-six feet or more and less than forty feet in length the fee shall be
 28 ~~thirty dollars plus an additional two dollars for each foot or portion of a foot in~~
 29 ~~length greater than eighteen feet~~ seventy-eight dollars and shall be valid for a period
 30 of three years.

1 442(B), 449(B), 492, 501(B)(2), 632.4(A), 632.5(A) and (E), 632.9(B)(1), and 653(A) are
2 hereby amended and reenacted and R.S. 56:10(B)(4), 102, 112(C), 303(G), 306(B)(7), and
3 411(B)(4) through (6) are hereby enacted to read as follows:

4 §10. Annual report to governor; estimate of proposed expenditures; particular funds;
5 limitations on purposes for use of monies in particular funds; warrants;
6 vouchers; surplus funds

7 * * *

8 B.(1)

9 * * *

10 (a)(i) Pay annually into a special fund created in the state treasury and
11 designated as the Seafood Promotion and Marketing Fund an amount equal to the
12 total of thirty dollars per resident commercial fisherman's license fee. ~~five dollars per~~
13 ~~license fee and gear fee per annum paid into the treasury by the commission derived~~
14 ~~from the increase in each of the commercial fisheries license fees imposed by Acts~~
15 ~~1984, No. 230 or derived from the fee or fees imposed on any commercial fisheries~~
16 ~~license established on or after January 1, 1984. This includes five dollars per~~
17 ~~commercial fisherman's license fee, gear fee, wholesale/retail dealer's license fee,~~
18 ~~vessel license fee, and transport license fee pursuant to Part VI of Chapter 1 of Title~~
19 ~~56 of the Louisiana Revised Statutes of 1950.~~

20 * * *

21 (b)(i) Pay annually into a special fund created in the state treasury and
22 designated as the "Shrimp Marketing and Promotion Fund" an amount equal to the
23 fees collected pursuant to R.S. 56:305(G) and paid into the treasury by the
24 commission. All expenditures and allocation of monies from this fund shall be
25 administered by the Louisiana Shrimp Task Force to be used for the development of
26 markets for shrimp and creation of marketing strategies for the development and
27 market expansion for shrimp harvested from Louisiana waters. The task force may
28 contract with the Louisiana Seafood Promotion and Marketing Board to promote the
29 Louisiana shrimp industry.

1 (ii) Pay annually into a special account created in the Conservation Fund and
 2 designated as the "Shrimp Development and Management Account" an amount equal
 3 to the fees collected pursuant to R.S. 56:305(B)(1) and (C)(1) and paid into the
 4 treasury by the commission. All expenditures and allocation of monies from this
 5 fund shall be administered by the department. The Shrimp Development and
 6 Management Account is intended to defray the cost of the shrimp program within the
 7 department and support the functions of the Shrimp Task Force, specifically to assist
 8 in funding salaries and financial support including associated indirect costs for
 9 employees in the shrimp program, the management of the shrimp population, law
 10 enforcement activities associated with shrimp industry, research on all aspects
 11 involved with the shrimp resource and industry and authorized activities of the
 12 Shrimp Task Force.

* * *

14 (e) Pay annually into a special fund created in the state treasury and
 15 designated as the "~~Crab Promotion and Marketing Fund~~ Development, Management,
 16 and Derelict Crab Trap Removal Account" an amount equal to the fees specified for
 17 deposit in R.S. 56:305(B)(2) and (C)(1), 306(B)(6), and 306.1(B)(7). All
 18 expenditures and allocations of monies from this ~~fund~~ account shall be administered
 19 by the department in consultation with the Crab Task Force. The Crab Development,
 20 Management, and Derelict Crab Trap Removal Account is intended to defray the
 21 cost of the crab program within the department and support the functions of the Crab
 22 Task Force, specifically to assist in funding salaries and financial support including
 23 associated indirect costs for employees in the crab program, the management of the
 24 crab population, law enforcement activities associated with crab industry, research
 25 on all aspects involved with the crab resource and industry, administration and
 26 implementation of the Derelict Crab Trap Removal Program, marketing programs
 27 recommended by the Crab Task Force, and authorized activities of the Crab Task
 28 Force. The task force may contract with the Louisiana Seafood Promotion and
 29 Marketing Board to promote the Louisiana crab industry.

* * *

1 be invested by the treasurer in the same manner as monies in the state general fund.
 2 All interest earned on monies invested by the treasurer shall be deposited in the
 3 respective funds. The state treasurer shall prepare and submit to the department on
 4 a quarterly basis a printed report showing the amount of money contained in the
 5 funds from all sources.

6 * * *

7 §10.1. Aquatic Plant Control Fund; creation; uses

8 * * *

9 B. After compliance with the requirements of Article VII, Section 9(B) of
 10 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,
 11 and after a sufficient amount is allocated from that fund to pay all of the obligations
 12 secured by the full faith and credit of the state which become due and payable within
 13 any fiscal year, the treasurer shall pay into the Aquatic Plant Control Fund an amount
 14 equal to the monies received by the state treasury pursuant to the provisions of ~~R.S.~~
 15 ~~47:462(B)(2)(c)~~ R.S. 34:851.20(A)(1) and 851.23 and R.S. 47:462(B)(2)(c) and R.S.
 16 30:961(K). If revenue credited to the Aquatic Plant Control Fund exceeds five
 17 million dollars annually, the state treasurer is authorized and directed to transfer any
 18 funds in excess of five million dollars to the Conservation Fund. The monies in this
 19 fund shall be used solely as provided in Subsection C of this Section and only in the
 20 amount appropriated by the legislature. All unexpended and unencumbered monies
 21 remaining in this fund at the end of the fiscal year shall remain in the fund. The
 22 monies in the fund shall be invested by the state treasurer in the same manner as
 23 monies in the state general fund and all returns of such investment shall be deposited
 24 to the fund.

25 C. Subject to an annual appropriation by the legislature, the monies in the
 26 Aquatic Plant Control Fund shall be used solely by the office of fisheries,
 27 Department of Wildlife and Fisheries, to fund the aquatic plant control program and
 28 to fund cooperative research and public education efforts by the Department of
 29 Wildlife and Fisheries ~~and the Louisiana State University Agricultural Center~~
 30 ~~relative to aquatic weed control and eradication and aquatic invasive species control~~

1 ~~and eradication. An amount not to exceed fifteen percent of the annual appropriation~~
 2 ~~shall be used to fund research and public education efforts relative to aquatic weed~~
 3 ~~control and eradication by the Louisiana State University Agricultural Center. The~~
 4 funds appropriated pursuant to the provisions of this Section shall be in addition to
 5 any other amounts appropriated by the legislature.

6 * * *

7 §102. Hunting guide license; fees; penalties

8 A. No person shall act as nor represent himself to be a hunting guide unless
 9 that person possesses a valid hunting guide license, proof of liability insurance, and
 10 a valid state recreational hunting license that grants hunting privileges appropriate
 11 for his client's guided hunting activity. In addition, any person acting as a hunting
 12 guide who is in charge of the operation of a vessel shall have a valid captain's license
 13 issued by the United States Coast Guard.

14 B.(1) The annual fee for a resident hunting guide license is one hundred fifty
 15 dollars.

16 (2) The annual fee for a nonresident hunting guide license is six hundred
 17 dollars.

18 C. A hunting guide license is valid for one year, beginning on July first of
 19 each calendar year and expiring on June thirtieth of the following calendar year.

20 D. A hunting guide license may be purchased at any time of the year for the
 21 current license year and from June first for the immediately following license year.

22 E. A hunting guide license shall be issued by the department during normal
 23 working hours and may be purchased in person at the Baton Rouge office, or at any
 24 other location designated by the department.

25 F. The fees derived pursuant to this Section shall be placed in the
 26 Conservation Fund.

27 G. A violation of any provision of this Section shall constitute a class four
 28 violation under the provisions of R.S. 56:34.

29 * * *

1 §112. Disposal of birds or quadrupeds becoming a nuisance

2 * * *

3 C. The commission is authorized to promulgate rules and regulations in
4 accordance with the Administrative Procedure Act to establish a Nuisance Wildlife
5 Control Operator Program. The program shall establish guidelines to permit
6 individuals who offer commercial services for the control of nuisance wildlife. The
7 fee for a nuisance wildlife control operator permit shall be fifty dollars.

8 * * *

9 §171. Wildlife; business of raising and selling; breeder's license

10 A. Whoever desires to engage in raising, selling, or raising and selling
11 domestic white-tailed deer or other domesticated deer native to North America;
12 squirrels, rabbits, or other wild game quadrupeds; pheasants, quail, doves, or other
13 domesticated wild game birds; domesticated wild waterfowl, resident or migratory;
14 or their parts, on breeding farms or propagating preserves of which he is the owner
15 or lessee, shall apply to the secretary for a license to do so. Provided that
16 commission requirements have been satisfied, including payment of a fee of ~~twenty-~~
17 ~~five~~ fifty dollars, a license shall be issued permitting the applicant to breed and
18 propagate such animals and sell them alive, or in the case of domesticated wild game
19 birds, to sell their parts and to kill and transport them and sell their carcasses for
20 food, as hereinafter provided in this Subpart.

21 * * *

22 §172. Killing of birds or animals; sale; trapping regulations; exporting live
23 specimens

24 * * *

25 B. Wild nongame quadrupeds raised on such licensed breeding farms or
26 preserves may be taken for their pelts only in the open seasons, as prescribed by law.
27 Special parish closed seasons do not apply to such licensed breeders or propagators.
28 ~~The tax, as fixed by law, shall be paid before the raw pelts are shipped out of the~~

1 state and a written affidavit as to the number and kinds shipped out of the state shall
2 be furnished the secretary monthly during the open season on such quadrupeds.

3 * * *

4 §251. Licenses; possession limit for nonresident alligator hunter; deposit as
5 guarantee of payment of severance tax; penalties

6 A. The following license fees shall be levied on each fur trapper, alligator
7 hunter, fur buyer, and fur dealer:

8 (1) Every resident fur trapper, ~~fifteen~~ eighteen years of age or older, before
9 commencing the business of trapping furbearing animals, shall secure annually from
10 the department a trapper's license, which shall be furnished upon the payment of
11 ~~twenty-five~~ forty dollars. Every resident fur trapper under the age of ~~fifteen~~ eighteen
12 years, before commencing the business of trapping furbearing animals, shall secure
13 annually from the department a recreational youth hunting license. ~~trapper's license,~~
14 ~~which shall be furnished upon the payment of five dollars.~~ Every nonresident fur
15 trapper, before commencing the business of trapping furbearing animals, shall secure
16 annually from the department a nonresident trapper's license, which shall be
17 furnished upon the payment of ~~two~~ one hundred sixty dollars. Every resident and
18 nonresident fur trapper must at all times have this license in possession while
19 trapping or selling pelts or animals. The secretary of the department is hereby
20 authorized to enter into reciprocal agreements with any state with respect to
21 nonresident license fees for the trapping of furbearing animals.

22 * * *

23 (3) Every resident fur buyer shall, before commencing business, procure
24 annually from the department a resident fur buyer's license, which shall be furnished
25 upon the payment of ~~twenty-five~~ fifty-five dollars and the filing of an application
26 approved by the department.

27 (4) Every nonresident fur buyer shall before commencing business procure
28 annually from the department a nonresident fur buyer's license, which shall be
29 furnished upon the payment of ~~one hundred~~ two hundred fifteen dollars, and the
30 filing of an application approved by the department. Every resident and nonresident

1 fur buyer must at all times have this license in possession while operating his
2 business.

3 (5) Every resident fur dealer shall, before commencing business, procure
4 annually from the department a resident fur dealer's license, which shall be furnished
5 upon the payment of ~~one hundred fifty~~ four hundred dollars and a deposit of five
6 hundred dollars, to guarantee payment of the severance tax on raw furs and skins,
7 and the filing of an application approved by the department.

8 (6) Every nonresident fur dealer shall before commencing business procure
9 annually from the department a nonresident fur dealer's license, which shall be
10 furnished upon the payment of ~~three~~ eight hundred dollars, and a deposit of one
11 thousand dollars to guarantee payment of the severance tax on raw furs and skins,
12 and the filing of an application approved by the department. Every resident and
13 nonresident dealer must at all times have this license in possession or prominently
14 displayed while operating his business.

15 * * *

16 §253. Shipping raw furs, alligators, alligator skins, and alligator parts out of state;
17 tags

18 * * *

19 C.(1) Every resident fur dealer, trapper, alligator hunter, alligator farmer,
20 nonresident fur dealer, or nonresident alligator hunter before shipping raw furs,
21 alligators, or alligator skins out of the state shall secure from the department, or duly
22 authorized representative thereof, a tag to be attached to the shipment. The tag shall
23 be of a distinctive color, bear a serial number and entry headings for information as
24 to the character of the shipment and the name and address of the specific licensed fur
25 dealer making the shipment, and the specific name and address of the receiver or
26 purchaser of the shipment, including the location to which the skins are actually
27 being shipped. The tag shall be filled out at the time of shipment, and be provided
28 with a detachable stub bearing the same serial number and entry headings as appear
29 on the body of the tag. The stub shall be filled out with duplicate information

1 appearing on the body of the tag and returned to the department at the time of
2 shipment, with the proper amount of severance tax due.

3 * * *

4 §258. Dealer records; payment of tax; confiscation of furs and skins

5 A. Every dealer shall maintain complete detailed records of the kind and
6 number of furs purchased inside and outside of the state and of all such furs shipped
7 out of the state or tanned within the state. Dealer records shall be completed and
8 made available to the department for audit purposes within sixty days after the close
9 of the trapping season. ~~Dealers shall remit to the department or pay to the authorized~~
10 ~~representative thereof within ten days following an annual audit of the dealer's~~
11 ~~records the full amount of the tax due.~~

12 B. Every dealer shall maintain complete detailed records of the number of
13 whole alligators and alligator skins purchased inside and outside the state and all
14 alligator skins shipped out of state or alligator skins tanned within the state. Dealer
15 records shall be completed and furnished to the department at the time of shipment
16 or prior to tanning and ~~dealer must concurrently remit the full amount of tax due.~~

17 ~~C. Failure to pay the tax, as provided, subjects all pelts of Louisiana~~
18 ~~fur-bearing animals and alligator skins held by dealers to confiscation by order,~~
19 ~~general or special, of the department. Failure to maintain complete records and to~~
20 ~~pay the tax subjects any dealer to the full penalties provided and the immediate~~
21 ~~revocation of his license by the department. No license shall be issued to a dealer~~
22 ~~who has not paid the tax for the preceding year.~~

23 ~~Ð C.~~ Any violation ~~Violation~~ of this Section constitutes a class three
24 violation.

25 * * *

26 §262. Nongame quadrupeds; breeding, propagation, and exhibition

27 A. Whoever desires to engage in the business of raising and/or exhibiting
28 imported or native nongame quadrupeds shall apply to the department for a license
29 to do so. If it appears that the application is made in good faith, upon a payment of
30 ~~ten~~ twenty dollars, a nongame quadruped exhibitor license may be issued permitting

1 the applicant to breed and/or exhibit such animals provided he meets rules and
2 regulations of the department.

3 B. Whoever desires to engage in the business of raising, exhibiting, and
4 selling imported or native nongame quadrupeds or collecting and selling wild
5 alligator eggs shall apply to the department for a license to do so. If it appears that
6 the application is made in good faith, upon payment of ~~twenty-five~~ fifty dollars, a
7 nongame quadruped breeder license may be issued permitting the applicant to breed,
8 propagate, exhibit, and sell such animals alive or sell their parts; and to kill and
9 transport them and sell their pelts, skins, or carcasses as hereinafter provided in this
10 Section.

11 * * *

12 D. Nongame quadrupeds raised on such licensed breeding farms may be sold
13 alive or taken for their pelts, skins, or for food according to rules and regulations of
14 the commission. All skins shall be tagged according to rules and regulations of the
15 commission. ~~The severance tax as fixed by law shall be paid before the raw pelts or
16 alligator skins are shipped out of state, or tanned within the state, and a written
17 affidavit as to the number and kinds shipped or tanned shall be furnished to the
18 department as specified.~~

19 * * *

20 §263. Alligator parts, buying and selling; license; reports; tagging

21 A.(1) Each alligator parts dealer shall secure an alligator parts dealer license
22 from the department before commencing business. The license shall be secured
23 annually and shall be furnished upon the payment of ~~five~~ one hundred five dollars.

24 (2) Each retailer purchasing for retail sale finished alligator parts made from
25 parts other than hides shall secure a license from the department before commencing
26 business. The license shall be secured annually and shall be furnished upon the
27 payment of ~~five~~ ten dollars.

28 * * *

1 §302.9. Charter boat fishing guide license; nonresident fee

2 A.(1) No person shall act as nor represent himself to be a ~~saltwater~~ charter
 3 boat fishing guide unless that person possesses a valid state charter boat fishing
 4 guide license, a valid captain's license issued by the United States Coast Guard, proof
 5 of liability insurance, and a valid state recreational fishing license, ~~or in lieu of a~~
 6 ~~state recreational fishing license, the person was born prior to June 1, 1940, or has~~
 7 ~~a valid senior hunting and fishing license issued pursuant to R.S. 56:302.1(G) that~~
 8 grants fishing privileges appropriate for his charter activity. In addition, any person
 9 acting as a saltwater charter boat fishing guide who is in charge of the operation of
 10 a vessel shall have his required licenses and proof of liability insurance on his person
 11 while on the water. It shall not be a violation of this Section for a person to represent
 12 himself as a charter boat fishing guide if that person held a valid license during the
 13 previous thirty days but has not renewed the license.

14 * * *

15 C.(1) The annual fee for a resident saltwater charter boat fishing guide
 16 license is ~~two hundred fifty~~ three hundred dollars for operating a vessel that carries
 17 not more than six passengers and ~~five~~ seven hundred dollars for operating a vessel
 18 that carries more than six passengers.

19 (2) The annual fee for a resident freshwater charter boat fishing guide license
 20 is one-hundred fifty dollars.

21 ~~(2)(a)~~ (3)(a) The annual fee for a nonresident saltwater charter boat fishing
 22 guide license is one thousand five hundred dollars for operating a vessel that carries
 23 not more than six passengers and two thousand dollars for operating a vessel that
 24 carries more than six passengers.

25 (b) The annual fee for a nonresident freshwater charter boat fishing guide
 26 license is five hundred dollars.

27 ~~(b)(c)~~ There shall be an additional five hundred dollar fee for each
 28 nonresident charter boat fishing guide license issued under the provisions of
 29 ~~Subparagraph (a)~~ Subparagraphs (a) and (b) of this Paragraph which shall be
 30 deposited into the Conservation Fund, as provided in R.S. 56:10(B)(1)(f). Such

1 funds shall be used by the department for promotion of the charter boat industry,
2 protection of the fishery, and to provide for administrative costs of the fund. Such
3 fees are to be expended for such purposes through the Louisiana Charter Boat
4 Association.

5 * * *

6 F. A charter boat fishing guide license shall be issued by the department
7 during normal working hours and may be purchased in person at ~~any department~~
8 ~~district office~~, at the Baton Rouge and ~~New Orleans offices~~ office, or at any other
9 location designated by the department.

10 * * *

11 §302.9.1. Charter boat license; skiff fee; charter fishing trip license

12 A. For a charter fishing operation which does not have a charter boat fishing
13 guide present, a charter boat license shall be required. Such license shall be for a
14 charter fishing operation which consists of a large motorized vessel carrying small
15 skiffs attached to it ~~with such skiffs~~ to be used by no more than two people for
16 fishing purposes. The main motorized vessel shall be required to carry a charter boat
17 license and proof of liability insurance, and the captain shall have a valid captain's
18 license issued by the United States Coast Guard with the license on his person. For
19 those vessels which carry up to six skiffs the license fee shall be one thousand five
20 hundred dollars per year. For those vessels which carry more than six skiffs, the
21 license fee shall be ~~two~~ three thousand dollars per year. No main motorized vessel
22 licensed under the provisions of this Section shall enter any wildlife management
23 area managed by the Department of Wildlife and Fisheries. The liability insurance
24 required by this Subsection shall meet the requirement of R.S. 56:302.9(A)(2).

25 B. In addition, each skiff shall be required to have a charter skiff license
26 which identifies the charter vessel to which it is attached. A licensed skiff shall ~~only~~
27 ~~be used~~ be used only for fishing purposes while the charter vessel with which it is
28 identified is located in Louisiana's territorial waters. Each charter skiff license shall
29 be issued for an annual cost of ~~fifty~~ seventy-five dollars per skiff.

30 * * *

1 §304.1. Vessel license: license year; purchase period

2 * * *

3 B. A vessel license may be purchased at any time of the year for the current
4 license year and from ~~October first~~ November fifteenth for the immediately
5 following license year.

6 * * *

7 §305. Commercial gear license; issuance to certain nonresidents prohibited;
8 moratorium on certain new gear licenses; renewals

9 * * *

10 B. Residents shall pay a commercial gear fee as follows:

11 (1) Shrimp Gear:

12 (a) Butterfly nets: twenty-five dollars for each butterfly net.

13 (b) Skimmer nets: twenty-five dollars for each skimmer net.

14 (c) Trawls: twenty-five dollars for each trawl, except no fee is required for
15 use of a test trawl, as defined by R.S. 56:495.1(A), when used with another trawl for
16 which the gear fee has been paid.

17 (d) Freshwater shrimp net: twenty-five dollars to use a freshwater shrimp net
18 in accordance with R.S. 56:501.

19 (e) All revenue collected from the sale of shrimp gear fees established in this
20 Paragraph, or from nonresident shrimp gear fees collected pursuant to Paragraph
21 (C)(1) of this Section shall be credited to the Shrimp Development and Management
22 Account as provided in R.S. 56:10(B)(1)(b)(ii).

23 (2) Oyster Gear:

24 (a) Oyster tongs: fifty dollars for each oyster tong.

25 (b) Oyster scrapers: fifty dollars for each scraper.

26 (c) All revenue collected from the sale of oyster gear fees established in this
27 Paragraph, or from non-resident oyster gear fees collected pursuant to Paragraph
28 (C)(1) of this Section shall be credited to the Oyster Resource Management Account
29 as provided in R.S. 56:10(B)(4).

1 (3) Crab Gear:

2 (a) Crab traps: fifty dollars for the privilege of using crab traps to fish
 3 commercially.

4 (b) All revenue collected from the sale of crab gear fees established in this
 5 Paragraph, or from non-resident crab gear fees collected pursuant to Paragraph
 6 (C)(1) of this Section shall be credited to the Crab Development, Management, and
 7 Derelict Crab Trap Removal Account as provided in R.S. 56:10(B)(1)(e).

8 (4) Saltwater Finfish Gear:

9 (a) Mullet strike net: three hundred dollars per mullet strike net that may be
 10 used only during the special mullet season defined in R.S. 56:333.

11 (b) Pompano strike net: three hundred dollars per pompano strike net that
 12 may be used only during the special pompano season defined in R.S. 56:325.4 and
 13 406.

14 (c) All commercial gear licenses as provided for in Subparagraphs (a) and
 15 (b) of this Paragraph issued to all qualified nonresidents shall be one thousand two
 16 hundred dollars.

17 (d) Rod and reel: three hundred fifty dollars to fish in the saltwater areas of
 18 the state as defined in R.S. 56:322(A) and (B). The department may issue a saltwater
 19 commercial rod and reel gear license to each applicant only if the following
 20 conditions have been met:

21 (i) The applicant must provide positive proof that they held a valid
 22 commercial gear license for gill nets during any two years of the years 1995, 1994,
 23 and 1993.

24 (ii) The applicant must provide positive proof, in the form of unamended
 25 original state and federal income tax returns, including Schedule C of the federal
 26 1040 form, submitted in accordance with procedures established by the commission,
 27 that the applicant has derived more than fifty percent of his earned income from the
 28 capture and sale of seafood species in at least two of the three years, 1995, 1994, or
 29 1993.

1 (e) Purse seines/menhaden seines: two thousand dollars for each purse seine
 2 in use.

3 (f) Other saltwater gear: fifty dollars to use any legal number of commercial
 4 cast nets with a radius in excess of eight feet six inches, hoop nets, or other legal gear
 5 for use in the saltwater areas of the state as defined in R.S. 56:322(A) and (B).
 6 Effective May 1, 1995, the department shall not issue any new commercial gear
 7 licenses for gill nets, trammel nets, strike nets, or seines for use in the saltwater areas
 8 of the state. The department may issue renewal licenses to any person, company, or
 9 corporation that held a valid commercial gear license for such gear for at least two
 10 years during either the 1992, 1993, or 1994 calendar years. The provisions of this
 11 Paragraph shall not apply to licenses issued for the commercial taking of menhaden.

12 (5) Crawfish Gear:
 13 Crawfish traps: twenty-five dollars for the privilege of using crawfish traps
 14 to fish commercially.

15 (6) Freshwater Gear:
 16 (a) Fifty dollars to use one shad gill net pursuant to R.S. 56:322.2. No person
 17 shall receive more than one such license per year.

18 (b) Fifty dollars to use one shad seine in freshwater areas of the state
 19 pursuant to R.S. 56:322.1. No person shall receive more than one such license per
 20 year.

21 (c) Fifty dollars to use any legal number of hoop nets, seines, slat traps,
 22 trammel nets, cast nets with a radius in excess of eight feet six inches, wire nets,
 23 pipes, buckets, drums, tires, and cans that are placed into the water for the purpose
 24 of capturing and taking fish for commercial purposes in the freshwater areas of the
 25 state as defined in R.S. 56:322(A) and (B).

26 ~~(1) Butterfly nets: twenty-five dollars for each butterfly net.~~
 27 ~~(2) Crab traps: fifty dollars for the privilege of using crab traps to fish~~
 28 ~~commercially. An amount equal to ten dollars from each commercial crab trap gear~~
 29 ~~license shall be credited to the Derelict Crab Trap Removal Program Account as~~
 30 ~~provided in R.S. 56:10(B)(13), and an amount equal to ten dollars from each~~

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 commercial crab trap license shall be credited to the Crab Promotion and Marketing
 2 Account as provided in R.S. 56:10(B)(1)(e). Any resident who holds a senior
 3 commercial fishing license shall be exempt from the provisions of this Paragraph.

4 ~~(3) Oyster scrapers: twenty-five dollars for each scraper.~~

5 ~~(4) Gill nets:~~

6 ~~(a) Twenty-five dollars to use any legal number of gill nets in the freshwater~~
 7 ~~areas of the state as defined in R.S. 56:322(A) and (B).~~

8 ~~(c) Two hundred fifty dollars per mullet strike net that may only be used~~
 9 ~~during the special mullet season defined in R.S. 56:333 or the special spotted sea~~
 10 ~~trout season defined in R.S. 56:325.3(C).~~

11 ~~(d) Two hundred fifty dollars per pompano strike net that may only be used~~
 12 ~~during the special pompano season defined in R.S. 56:325.4 and 406.~~

13 ~~(e) All commercial gear licenses as provided for in Subparagraphs (b), (c),~~
 14 ~~and (d) of this Paragraph issued to all qualified nonresidents shall be one thousand~~
 15 ~~dollars.~~

16 ~~(f) Twenty-five dollars to use one shad gill net pursuant to R.S. 56:322.2. No~~
 17 ~~person shall receive more than one such license per year.~~

18 ~~(5) Hoop nets: twenty-five dollars to use any legal number of hoop nets.~~

19 ~~(6) Purse seines/menhaden seines: five hundred five dollars for each purse~~
 20 ~~seine in use.~~

21 ~~(7) Seines: twenty-five dollars to use any legal number of seines.~~

22 ~~(8) Oyster tongs: thirty dollars for each oyster tong.~~

23 ~~(9) Slat traps: twenty-five dollars to use any legal number of slat traps.~~

24 ~~(10) Trammel nets: twenty-five dollars to use any legal number of trammel~~
 25 ~~nets in the freshwater areas of the state as defined in R.S. 56:322(A) and (B).~~

26 ~~(11) Trawls: twenty-five dollars for each trawl, except no fee is required for~~
 27 ~~use of a test trawl, as defined by R.S. 56:495.1(A), when used with another trawl for~~
 28 ~~which the gear fee has been paid.~~

29 ~~(12) Crawfish traps: twenty-five dollars to use any legal number of crawfish~~
 30 ~~traps.~~

1 ~~(13) Castnets with a radius in excess of eight feet six inches.~~

2 ~~(14) Rod and reel: two hundred fifty dollars to fish in the saltwater areas of~~
3 ~~the state as defined in R.S. 56:322(A) and (B). The department may issue a saltwater~~
4 ~~commercial rod and reel gear license to each applicant only if the following~~
5 ~~conditions have been met:~~

6 ~~(a) The applicant must provide positive proof that they held a valid~~
7 ~~commercial gear license for gill nets during any two years of the years 1995, 1994,~~
8 ~~and 1993.~~

9 ~~(b) The applicant must provide positive proof, in the form of unamended~~
10 ~~original state and federal income tax returns, including Schedule C of the federal~~
11 ~~1040 form, submitted in accordance with procedures established by the commission,~~
12 ~~that the applicant has derived more than fifty percent of his earned income from the~~
13 ~~capture and sale of seafood species in at least two of the three years, 1995, 1994, or~~
14 ~~1993.~~

15 ~~(c) Repealed by Acts 1997, No. 727, §2.~~

16 ~~(d) Each commercial rod and reel fisherman shall report his total monthly~~
17 ~~commercial take to the department in accordance with the provisions of R.S. 56:345.~~

18 ~~(15) Wire nets: twenty-five dollars to use any legal number of wire nets.~~

19 ~~(16) Twenty-five dollars to use one shad seine in freshwater areas of the state~~
20 ~~pursuant to R.S. 56:322.1. No person shall receive more than one such license per~~
21 ~~year.~~

22 ~~(17) Twenty-five dollars to use a freshwater shrimp net in accordance with~~
23 ~~R.S. 56:501.~~

24 ~~(18) Any other type of legal gear not listed in this Subsection: twenty-five~~
25 ~~dollars. This type of gear includes pipes, buckets, drums, tires, and cans that are~~
26 ~~placed into the water for the purpose of capturing and taking fish for commercial~~
27 ~~purposes.~~

28 C.(1)~~(a)~~ The commercial gear fee for nonresidents is four times the gear fee
29 for residents; however, the nonresident fee for oyster dredges and tongs in particular
30 shall be eight times the fee for residents.

1 ~~(b) An amount equal to forty dollars for each nonresident commercial crab~~
 2 ~~trap gear license shall be credited to the Derelict Crab Trap Removal Program~~
 3 ~~Account as provided in R.S. 56:10(B)(13), and an amount equal to forty dollars from~~
 4 ~~each commercial crab trap gear license shall be credited to the Crab Promotion and~~
 5 ~~Marketing Account as provided in R.S. 56:10(B)(1)(c).~~

6 * * *

7 §305.1. License year; place of purchase; purchase period

8 * * *

9 B. A commercial gear license may be purchased at any time of the year for
 10 the current license year and from ~~October first~~ November fifteenth for the
 11 immediately following license year.

12 C. Commercial gear licenses shall be issued only by the department during
 13 normal working hours and may be purchased in person at any department district
 14 office, at the department's Baton Rouge office and ~~New Orleans offices~~, or at any
 15 other location designated by the department.

16 * * *

17 §306. Wholesale/retail seafood dealer's license; place of business; employees;
 18 exemptions; wholesale out-of-state crab shipping license

19 A.(1) Any person buying, acquiring, or handling, from any person, by any
 20 means whatsoever, any species of fish, whether fresh, frozen, processed, or
 21 unprocessed, in Louisiana from within or outside the state, for sale or resale,
 22 including bait species, whether on a commission basis or otherwise, is a
 23 wholesale/retail seafood dealer and must purchase a wholesale/retail seafood dealer's
 24 license. ~~A licensed wholesale/retail seafood dealer may act as a retail seafood dealer~~
 25 ~~as specified in R.S. 56:306.1.~~

26 * * *

27 B.

28 * * *

1 (6) Restaurants and retail grocers who only purchase fish, whether fresh,
 2 frozen, processed, or unprocessed, from a licensed wholesale/retail seafood dealer
 3 and only sell such fish fully prepared for immediate consumption by the consumer
 4 need not be licensed in compliance with the provisions of this Section. Any
 5 restaurant or retail grocer who sells fish as described in this Section shall be licensed
 6 in accordance with the applicable law. All restaurants and retail grocers shall
 7 maintain records as required in this Subpart.

8 (7)(a) In addition to the license requirements contained in this Section, any
 9 wholesale/retail seafood dealer who exports or attempts to export outside of the state
 10 of Louisiana any crabs, soft shell crabs, boiled crabs, containerized crabmeat, or
 11 containerized pasteurized crabmeat shall be required to purchase a wholesale out-of-
 12 state crab shipping license in addition to his wholesale/retail dealer's license. The
 13 wholesale out-of-state crab shipping license shall be issued in the same manner as
 14 a wholesale/retail seafood dealer's license and shall be issued only to a person who
 15 is a licensed wholesale/retail seafood dealer.

16 (b) The fee for a wholesale out-of-state crab shipping license shall be ~~one~~
 17 two hundred forty dollars per year. The license shall be valid for one year, beginning
 18 on January first of each calendar year and expiring on December thirty-first of the
 19 same calendar year. The license may be purchased at any time of the year for the
 20 current license year and from November fifteenth for the immediately following
 21 license year.

22 (c) ~~Of the revenues~~ All revenues collected from the issuance of wholesale
 23 out-of-state crab shipping licenses, ~~ten percent~~ shall be deposited to the Crab
 24 Development, Management and Derelict Crab Trap Removal Account as provided
 25 in R.S. 56:10(B)(1)(e) Conservation Fund, and ninety percent shall be deposited to
 26 ~~the Crab Promotion and Marketing Account of the Seafood Promotion and~~
 27 ~~Marketing Fund, R.S. 56:10(B)(1)(e).~~

28 §306.2. License fee; place of purchase

29 A.(1) The cost of the wholesale/retail seafood dealer's license is ~~two~~ five
 30 hundred fifty dollars for residents and ~~one thousand one hundred five~~ two thousand

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 §306.5. Records

2 A. Wholesale/retail seafood dealers, ~~retail seafood dealers~~, restaurants, and
3 retail grocers shall keep, in the English language:

4 * * *

5 §307.1. Transport license fee; underlying license

6 A. The cost of a transport license is ~~thirty~~ eighty-three dollars per vehicle
7 and can ~~only be purchased~~ be purchased only by a person holding a valid Louisiana
8 commercial fisherman's license or valid Louisiana wholesale/retail dealer's license.

9 * * *

10 §322.1. Shad seine; commercial harvest of shad and skipjack herring

11 A. A commercial fisherman licensed in accordance with R.S. 56:303 and
12 305(B)(~~4~~)(~~6~~)(b) may take shad, skipjack, and any other freshwater commercial fish
13 of legal size with a shad seine in accordance with this Section.

14 * * *

15 §322.2. Shad gill nets; commercial harvest of shad and skipjack herring

16 A. A commercial fisherman licensed in accordance with R.S. 56:303 and
17 305(B)(~~4~~)(~~f~~)(6)(a) may take shad and skipjack with a shad gill net in Lake Palourde,
18 Lake Verret, Lac Des Allemands, all of the waterways in Iberville Parish, and those
19 portions of the parishes of Iberia, St. Martin, and St. Mary located between the guide
20 levees of the Atchafalaya Basin but is specifically not authorized to do so in the
21 streams, bayous, canals, and other water bodies connected with the specified lakes.

22 * * *

23 §325.3. Spotted sea trout commercial taking; annual quota; red drum commercial
24 taking, possession, or landing prohibited

25 * * *

26 C. The commercial taking or sale by a commercial fisherman of spotted sea
27 trout is prohibited except by special permit issued by the Department of Wildlife and
28 Fisheries at a cost of one hundred fifty dollars for residents of this state and ~~four~~ six
29 hundred dollars for those who are nonresidents. No person shall purchase spotted
30 sea trout from any commercial fisherman who does not possess a spotted sea trout

1 permit. No person shall qualify for a charter boat fishing guide license and a spotted
2 sea trout permit during the same licensure period.

3 * * *

4 §326. Size and possession limits; commercial fish

5 * * *

6 E.

7 * * *

8 ~~(2) Persons commercially fishing for shark must obtain a permit from the~~
9 ~~secretary of the Department of Wildlife and Fisheries. The commercial taking or~~
10 ~~sale by a commercial fisherman of shark is prohibited except by special permit~~
11 ~~issued by the Department of Wildlife and Fisheries at a cost of twenty-five dollars.~~

12 Such permit shall be in the immediate possession of the person commercially fishing
13 for shark. Any shark fisherman who violates a commercial shark fishery regulation
14 shall be subject to the following sanctions:

15 * * *

16 H. The possession limit for the commercial taking of southern flounder shall
17 be ten fish for each licensed fisherman for each consecutive day on the water.
18 ~~However, the provisions of this Subsection shall not apply to southern flounder~~
19 ~~caught as by-catch authorized by R.S. 56:492.~~

20 * * *

21 §411. Legislative findings and purpose

22 * * *

23 B. For the purposes of this Subpart the following definitions shall apply:

24 * * *

25 (4) "Mariculture" means the rearing, nurturing, or growing of saltwater fish
26 in cages, pens, or any other containment device in or on state territorial waters
27 including those waters over private-owned water bottoms.

28 (5) "Culture" means any activity associated with the rearing, nurturing, or
29 growing of a domesticated aquatic organism.

1 (6) "Species specific permits" are special domesticated aquatic organism
 2 permits that are required for any species which have restricted methods of
 3 aquaculture.

4 * * *

5 §412. Issuance and renewal of domesticated aquatic organism license

6 A.

7 * * *

8 (2) A domesticated aquatic organism license shall be valid for one year,
 9 beginning January first of each calendar year and expiring December thirty-first of
 10 the same calendar year. The license may be purchased at any time of the year for the
 11 current license year and after November fourteenth for the immediately following
 12 license year. The cost of a domesticated aquatic organism license is ~~fifteen~~ twenty
 13 five dollars for residents and ~~four~~ five hundred dollars for nonresidents. A renewal
 14 notice shall be mailed to each licensee by the department prior to the license
 15 expiration dates explaining the renewal procedures. In addition to the general
 16 domestic aquatic organism license, the department may issue the following permits
 17 for particular aquaculture activity:

18 (a) Any required species specific culture permit shall cost one hundred
 19 dollars and all other species specific permits shall cost fifty dollars.

20 (b) Mariculture permits shall cost five hundred dollars annually. Mariculture
 21 permits shall be issued for the life of the project and shall be revoked upon failure
 22 to maintain the conditions of the permit, or upon lapse of the annual fee.

23 * * *

24 (5) No person engaged in the business of aquaculture nor any other person
 25 may use public bodies of water to propagate, raise, feed, or grow any species of fish
 26 with the exception of shellfish native or endemic to Louisiana or the Northern Gulf
 27 of Mexico. The use of cages, pens, and fenced-off portions of such water bodies for
 28 propagating, raising, or growing any species of fish is prohibited without a valid
 29 Mariculture or Alternative Oyster Culture permit issued by the department.

30 * * *

1 §433.1. Oyster seed ground vessel permit; ~~Oyster Seed Ground Vessel Permit~~
2 ~~Appeals Board~~

3 A.(1) Any oysters taken for commercial purposes from the public natural
4 reefs or the oyster seed grounds or reservations, except those in Calcasieu Lake or
5 Sabine Lake, shall be placed only on a vessel which has an oyster seed ground vessel
6 permit issued exclusively by the department pursuant to rules and regulations
7 promulgated by the commission. The commission may establish a limit on the
8 number of permits that may be issued each year after consultation with the Louisiana
9 Oyster Task Force. Such permit shall be issued in the name of the vessel owner and
10 shall identify the vessel permitted by including the state registration number or the
11 United States Coast Guard documented number. The permit shall identify the vessel
12 that may possess and transport oysters taken from the public natural reefs and oyster
13 seed grounds. The permit does not grant any rights to the oyster resource or any
14 rights to harvest oysters from the waters of the state and shall not be sold, exchanged,
15 or otherwise transferred. The permit is valid for one year, beginning on January first
16 of each calendar year and expiring on December thirty-first of the same calendar
17 year, and permit holders who hold a valid permit during the prior year may renew the
18 permit at any time of the year for the current license year and from November
19 fifteenth for the immediately following license year. The cost of the permit ~~for a~~
20 ~~vessel from which oysters will be harvested using a single scraper, tongs, or by hand~~
21 shall be ~~two hundred~~ fifty dollars per year for a resident and ~~one thousand two~~
22 hundred dollars per year for a nonresident. ~~The cost of the permit for a vessel from~~
23 ~~which oysters will be harvested using a double scraper or any other legal method of~~
24 ~~harvest shall be five hundred dollars for a resident and two thousand dollars for a~~
25 ~~nonresident.~~ In addition to the vessel permit fee, in order to harvest oysters from the
26 public grounds, a person shall be in possession of a Public Oyster Seed Ground gear
27 license. The Public Oyster Seed Ground gear license allows harvest of oysters from
28 the public seed grounds using a single scraper, tongs, or by hand. The fee for the
29 gear license is two hundred dollars per year for a resident and eight hundred dollars
30 per year for a nonresident. A second scraper may be used but requires an additional

1 with the Administrative Procedures Act to restrict the retention of southern flounder
2 caught as by-catch on any shrimping trip until such time as the department
3 determines the stock has recovered from an overfished or overfishing status.

4 * * *

5 §501. Commercial taking of freshwater shrimp

6 * * *

7 B.

8 * * *

9 (2) A person shrimping pursuant to this Subsection shall use a wire net with
10 a one-quarter inch bar and a maximum length of six feet. The net shall be marked
11 with a one gallon jug painted international orange and displaying the words
12 "Freshwater Shrimp" in black letters. In addition to a commercial fishing license,
13 a fisherman fishing pursuant to this Subsection shall possess a freshwater shrimp net
14 license issued pursuant to R.S. 56:305(B)~~(17)~~(1)(d).

15 * * *

16 §632.4. Reptile and amphibian collector's license; scientific collector's permit

17 A. All persons engaged in the sale of native reptiles and amphibians
18 collected in Louisiana must possess one of the following licenses:

19 (1) A resident must possess a resident collector's license at a cost of ~~twenty-~~
20 five fifty-five dollars.

21 (2) A nonresident must possess a nonresident collector's license at a cost of
22 ~~two hundred~~ four hundred twenty dollars.

23 (3) Residents under ~~sixteen~~ sixteen eighteen years of age shall be required to possess
24 a collector's license at a cost of ten dollars.

25 * * *

26 §632.5. Reptile and amphibian wholesale/retail dealer's license; nonresident three-
27 day license

28 A. Any person buying, acquiring, or handling, from any person, by any
29 means whatsoever, or for propagation for sale, any live species of native reptile or
30 amphibian, except farm raised aquatic chelonians, or any live species of poisonous

1 snake or constrictor, as delineated in R.S. 56:632.5.1, in Louisiana, from within or
 2 outside the state, for sale, or resale, whether on a commission basis or otherwise, is
 3 a wholesale/retail reptile amphibian dealer and shall possess a reptile and amphibian
 4 wholesale/retail dealer's license at a cost of ~~one hundred five~~ two hundred twenty
 5 dollars for a resident and ~~four hundred five~~ eight hundred eighty dollars for a
 6 nonresident.

* * *

8 E. In lieu of the regular nonresident wholesale/retail dealer's license,
 9 nonresidents may purchase a three-day reptile and amphibian wholesale/retail
 10 dealer's license for a fee of ~~seventy-five~~ one hundred fifty dollars. The three-day
 11 license shall be valid only for three consecutive days.

* * *

13 §632.9. Transporter; license required; license fee; prohibitions; number of licenses;
 14 transferability; records; common carriers

* * *

16 B.(1) The cost of a reptile and amphibian transport license is ~~thirty sixty-five~~
 17 dollars per vehicle for a resident and ~~one hundred twenty~~ two hundred fifty dollars
 18 per vehicle for a nonresident and can be purchased only by a person holding a valid
 19 Louisiana reptile and amphibian collector's license or valid Louisiana reptile and
 20 amphibian wholesale/retail dealer's license.

* * *

22 §653. Information to accompany applications; annual fee

23 A. The application for such a license shall be accompanied by a fee of ~~two~~
 24 ~~hundred~~ four hundred twenty dollars to be the annual charge for the issuance of such
 25 license, and shall be further accompanied by information as to:

26 (1) The location and description of the premises, including a legal
 27 description of the land, and

1 (2) Copies of parish or ward maps with the area or areas clearly outlined and
2 a description of the facilities thereon, together with the interest of the applicant
3 therein.

4 * * *

5 Section 3. R.S. 56:8(16)(a)(ii) and (b)(i), 10(B)(1)(f) and (g), (5), (7)(a), (9), and
6 (10), 103(A), and (C)(1), 109(D), 116(C)(1) and (D), 116.1(C)(3), 302, 302.1(section
7 heading) and (A) through (C), 302.10(B)(1) through (3) and (C), 325.1(A)(1), (3)(a), and
8 (C)(2)(d), 325.3(A)(1), 330(B), 500(A), 641, 649.1, 649.2, 649.3, 649.4, 649.7, and 1833 are
9 hereby amended and reenacted and R.S. 56:8(16)(a)(v), 10(B)(7)(c), 10.3, 302.1(D), 645,
10 678, 679, and Chapter 14 of Title 56 of the Louisiana Revised Statutes of 1950, comprised
11 of R.S. 56:3000 through 3007, are hereby enacted to read as follows:

12 §8. Definitions

13 For purposes of this Chapter, the following words and phrases have the
14 meaning ascribed to them in this Section, unless the context clearly shows a different
15 meaning:

16 * * *

17 (16)(a) Except as specified in Subparagraph (b) of this Paragraph, "bona fide
18 resident" means any person who is a United States citizen or resident alien and has
19 resided in this state continuously during the twelve months immediately prior to the
20 date on which he applies for any license and who has manifested his intent to remain
21 in this state by establishing Louisiana as his legal domicile, as demonstrated by
22 compliance with all of the following, as applicable:

23 * * *

24 (ii) If licensed to drive a motor vehicle, he is in possession of a Louisiana
25 driver's license, or, if ~~over the age of fifteen years and~~ not licensed to drive, he is in
26 possession of a special identification card issued by the Department of Public Safety
27 and Corrections under the provisions of R.S. 40:1321, or an alternative form of proof
28 of residency that the department deems acceptable.

29 * * *

1 designated as the "Saltwater Fish Research and Conservation Fund", ~~an amount~~
2 ~~equal to the fees collected pursuant to R.S. 56:302.1(C)(1)(c).~~

3 * * *

4 ~~(5)(a) The monies in the Louisiana Duck License, Stamp, and Print Fund~~
5 ~~shall be used solely for the programs and purposes associated with the Louisiana~~
6 ~~Duck License, Stamp, and Print Program as provided by R.S. 56:151 et seq. in the~~
7 ~~amounts appropriated each year to the department by the legislature. There is hereby~~
8 ~~created in the Conservation Fund a special account known as the Louisiana Duck~~
9 ~~License, Stamp, and Print Fund. The treasurer shall pay annually into the Louisiana~~
10 ~~Duck License, Stamp, and Print Fund all amounts received pursuant to the Louisiana~~
11 ~~Duck License, Stamp, and Print Program provided for in R.S. 56:151 et seq. and such~~
12 ~~other funds as are specifically appropriated by the legislature.~~

13 (b) Half of the monies deposited in the Louisiana Duck License, Stamp, and
14 Print Fund shall be used solely for the following in-state waterfowl management
15 programs and purposes:

16 (i) To acquire lands in Louisiana which have the primary and direct purpose
17 of conserving, restoring, and enhancing migratory waterfowl habitat.

18 (ii) To carry out migratory waterfowl habitat restoration and enhancement
19 projects on lands under the jurisdiction of the Louisiana Department of Wildlife and
20 Fisheries.

21 (iii) To fulfill the purposes of Items (i) and (ii) of this Subparagraph, when
22 feasible and when in coastal areas, in a manner which will contribute to the
23 protection of the coastal areas of the state from deterioration and which will enhance
24 the productivity of the coastal marshes.

25 (iv) To acquire lands for wildlife and game management.

26 (v) To make grants, not to exceed ten percent of the program revenues, to the
27 North American Waterfowl Habitat Conservation Plan for the purpose of acquiring,
28 developing, or maintaining migratory waterfowl areas within Louisiana.

1 purpose of administering and enforcing the provisions of this Chapter or for such
2 other purposes as may be determined by the Department of Wildlife and Fisheries.

3 * * *

4 §103. License required; ~~license books; returns; transfer of license prohibited~~

5 A. No ~~resident of this state~~ person shall at any time hunt, take, possess, or
6 cause to be transported by any other person any wild bird or any wild quadruped
7 unless he is at the time of such act the lawful holder of an ~~effective~~ valid license for
8 that purpose issued to him by authority of the Louisiana Wildlife and Fisheries
9 Commission.

10 * * *

11 C.(1) In order to hunt, take, possess, or transport deer, or turkey, ~~or bobcat,~~
12 in Louisiana, in addition to a basic hunting license, a person shall be required to
13 purchase and have on his person a ~~big game~~ either a deer license or a turkey license,
14 whichever is the appropriate license. In order to hunt, take, possess, or transport
15 waterfowl in Louisiana, in addition to a basic hunting license, a resident shall be
16 required to purchase and have on his person a ~~duck~~ waterfowl license. ~~The fee for~~
17 ~~an annual resident duck license shall be five dollars and fifty cents. In order to hunt,~~
18 ~~take, possess, or transport turkey in Louisiana, in addition to a big game hunting~~
19 ~~license, a resident shall be required to purchase and have on his person a wild turkey~~
20 ~~license. The fee for an annual resident wild turkey license shall be five dollars and~~
21 ~~fifty cents.~~

22 * * *

23 §109. Wildlife management areas; wildlife refuges; public hunting grounds and
24 recreation areas; notice; signs; hunters with disabilities

25 * * *

26 D.(1) ~~On and after July 1, 1993, a Wild Louisiana Stamp, hunting license, or~~
27 ~~fishing license~~ A valid WMA access permit shall be required for use of department
28 administered lands including wildlife refuges and wildlife management and habitat
29 conservation areas. Persons under ~~sixteen~~ eighteen years of age ~~and sixty years of~~
30 ~~age or older~~ are exempt from this requirement. Persons attending official functions

1 of private, non-profit and charitable organizations recognized as tax exempt under
2 the provisions of the U.S. Internal Revenue Code shall be exempt from this
3 requirement. In addition, traversing through lands administered by the department
4 shall not require a license or permit.

5 (2) Persons using department administered lands for commercial purposes
6 for which the department is paid a royalty or special fee, agents of the state on
7 official business, and persons or groups using department administered lands for
8 purposes other than fishing or hunting who receive, for good cause, a letter of permit
9 from the secretary specifically waiving the permit requirement ~~Wild Louisiana~~
10 ~~Stamp~~, shall be exempt.

11 (3) ~~For an initial violation of failing to possess a Wild Louisiana Stamp,~~
12 ~~fishing license, or hunting license while on department administered lands, as~~
13 ~~required by this Subsection, the violator shall immediately obtain a required stamp~~
14 ~~or license or be required to leave the department administered lands. In such instance~~
15 ~~of an initial violation, the violator shall be given directions to the nearest place where~~
16 ~~such stamp or license may be purchased. After the initial violation, any subsequent~~
17 ~~offenses shall be class one violations as designated in R.S. 56:31. This Paragraph~~
18 ~~shall not apply to violations of hunting or fishing without a license.~~

19 (4) The department shall prominently post and maintain at each entrance to
20 those lands subject to this Subsection a sign stating that all visitors, except those
21 exempt by law, must possess a ~~Wild Louisiana Stamp, a hunting license, a fishing~~
22 ~~license, or a WMA hunting permit~~ WMA access permit, a Sportsman's Paradise
23 license, a lifetime hunting or fishing license, or a license that confers equivalent
24 privileges while on those lands.

25 (5)(a) ~~In addition to other fees and licenses required by law, any person~~
26 ~~between the ages of eighteen and sixty, both inclusive, who hunts on any land~~
27 ~~administered by the department, including wildlife refuges and wildlife management~~
28 ~~and habitat conservation areas, shall purchase and have in his possession a WMA~~
29 ~~hunting permit. Traversing through department-administered lands shall not require~~
30 ~~a permit. The fee for a WMA hunting permit shall be fifteen dollars each year. The~~

1 permit shall be available for purchase beginning June first of each year and will be
 2 valid from the date of purchase through the following June thirtieth. The permittee
 3 shall have the permit in his possession whenever engaged in hunting on lands
 4 administered by the department. Funds collected from the WMA hunting permit shall
 5 be used for the maintenance and upkeep of wildlife management areas. The secretary
 6 may exempt for good cause persons or groups of people from the requirements of
 7 this Paragraph. Such exemption shall be in the form of a letter of permit from the
 8 secretary. The commission is authorized to promulgate rules and regulations which
 9 establish the criteria for such exemptions and which otherwise implement this
 10 exemption.

11 (b) A resident between the ages of eighteen and sixty, both inclusive, who
 12 meets the requirements of R.S. 56:104(A)(8) or (B)(2) shall be exempt from payment
 13 of the permit fee required by this Paragraph.

14 * * *

15 §116. Wild birds and wild quadrupeds; special hunting seasons

16 * * *

17 C.(1) The commission may establish a special deer season for primitive
 18 firearms. The taking of deer in such season shall be limited to persons who are
 19 licensed in accordance with the provisions of ~~R.S. 56:103(C)(2)~~ R.S. 56:3002. The
 20 commission shall adopt and promulgate rules and regulations governing such season,
 21 including the type and size of weapons used, licenses required, sex of deer to be
 22 hunted, and the areas included in the season. In addition to any other weapon
 23 restriction the commission may adopt, such rules and regulations shall provide that
 24 breech loading rifles with a caliber of .35 or larger may be used during primitive
 25 firearms season. The taking of deer during this season shall be limited to still
 26 hunting and may be allowed in all or some areas of the state where deer hunting is
 27 now or shall in the future be allowed.

28 * * *

29 D.(1) The commission shall establish a special open deer hunting season for
 30 youth under eighteen years of age. The taking of deer in such a season shall be

1 limited to a weekend prior to the opening weekend of the regular gun season in all
2 of the applicable zones. ~~Both~~ Properly licensed resident and nonresident youths may
3 participate in this special season. Any youth participating in the special youth
4 hunting season shall be accompanied by one adult eighteen years of age or older, but
5 only the youth may participate in the actual hunting. If the accompanying adult is
6 in possession of a valid ~~hunting license, or a~~ hunter safety certificate, or proof of
7 successful completion of a hunter safety course approved by the department, a youth
8 under ~~sixteen~~ eighteen years of age shall not be required to have ~~any of~~ these items.
9 However, if the accompanying adult is not in possession of ~~any of~~ these items, the
10 youth shall be required to have in his possession either a hunter safety certificate or
11 proof of successful completion of a hunter safety course approved by the department.
12 A youth who is under the age of eighteen shall have in his possession a youth
13 hunting license ~~sixteen or seventeen shall have in his possession a basic hunting~~
14 ~~license and a big game license~~ as required by law. The accompanying adult shall
15 maintain visual and voice contact with the youth at all times.

16 (2) ~~The commission shall establish for 2014 a special open deer hunting~~
17 ~~season on private property for Louisiana residents who are honorably discharged~~
18 ~~veterans of the United States Armed Forces.~~ The commission may ~~thereafter~~
19 establish a special open deer hunting season for Louisiana residents who are
20 honorably discharged veterans of the United States Armed Forces. The taking of
21 deer in such a season shall be limited to a weekend prior to the opening weekend of
22 the regular gun season in all of the applicable zones and shall run concurrently with
23 the open deer hunting season for youth provided for in Paragraph (1) of this
24 Subsection. In order to qualify for the veterans special season, a veteran shall hold
25 and be in possession of either a basic hunting license and a ~~big game deer~~ license,
26 a Sportsman's Paradise license, or an equivalent license that grants both basic
27 hunting and deer privileges and shall be able to provide proof satisfactory to the
28 department of such honorable discharge. The special open deer hunting season
29 authorized pursuant to this Paragraph shall be applicable to hunting on private

1 property only and shall not be applicable to any state-owned or ~~federally-owned~~
2 federally owned or managed property.

3 §116.1. Wild birds and wild quadrupeds; times and methods of taking; penalties

4 * * *

5 C.

6 * * *

7 (3) There shall be no recreational bag limit on raccoon or opossum hunting
8 during the open trapping season; however, the commission shall establish a
9 recreational bag limit for such hunting during that period of the year when the
10 trapping season is closed. No one shall ~~pelt~~ or sell the skins or carcasses of raccoons
11 and opossums taken during the open trapping season unless he is the holder of a
12 valid commercial trapper's license, ~~which shall be required in addition to his basic~~
13 ~~hunting~~. However, carcasses of raccoons and opossums taken by the holder of a
14 commercial trapper's license on the last day of trapping season may be pelted or sold
15 on the day immediately following the close of the season.

16 * * *

17 §302. Recreational fishing ~~license~~; recreational gear

18 A. A recreational fisherman must purchase and possess the appropriate
19 required license as defined in R.S. 56:3001 ~~basic recreational fishing license~~ in order
20 to use the following gear or to possess ~~fish~~ on the fishing grounds fish which have
21 been caught for recreational purposes:

22 (1) Hook and line (using a rod or fishing pole, hook and line, without a reel
23 and without using artificial bait).

24 (2) Bow and arrow.

25 (3) A barbless spear, or a multi-pronged barbed gig.

26 (4) Castnets with a radius not to exceed eight feet six inches.

27 (5) Frog gigs or catchers.

28 (6) Scuba gear.

29 (7) Crawfish nets.

30 (8) Dip nets.

- 1 (9) Landing nets.
- 2 (10) Minnow traps.
- 3 (11) Crab nets.
- 4 (12) Crab lines.
- 5 (13) Crab Traps: for use of no more than ten crab traps.
- 6 (14) Hoop nets: for use of no more than five hoop nets.
- 7 (15) Oyster tongs: for use of no more than one tong.
- 8 (16) Slat trap: for use of no more than five slat traps.
- 9 (17) Trawls: for use of no more than one trawl less than twenty-five feet in
 10 length.
- 11 (18) Wire nets: for use of no more than five wire nets.
- 12 (19) Crawfish traps: for use of no more than thirty-five traps.

13 B. ~~In addition to a basic recreational fishing license, a recreational fisherman~~
 14 ~~over the age of sixteen years using any gear listed in R.S. 56:302.3 must purchase a~~
 15 ~~recreational gear license as provided therein. Anyone under the age of sixteen years~~
 16 ~~shall not be required to purchase or possess a gear license. However, any person~~
 17 ~~using crawfish nets, dip nets, landing nets, minnow traps, crab nets, or crab lines for~~
 18 ~~the purpose of taking fish for recreational purposes shall not be required to purchase~~
 19 ~~or possess a basic recreational fishing license or be required to purchase a gear~~
 20 ~~license.~~

21 C. A fisherman taking fish for sale, using any legal gear listed in R.S. 56:305,
 22 or legally taking fish in excess of any limitation as to size, length, or quantity for
 23 recreational fishermen must purchase a commercial fisherman's license, commercial
 24 gear license, and vessel license if applicable. This includes recreational fishermen
 25 taking fish using any gear listed in R.S. 56:305 ~~for which a recreational gear license~~
 26 ~~cannot be obtained pursuant to R.S. 56:302.3~~ and fishermen taking fish for sale using
 27 any legal gear.

28 C. No recreational fisherman shall use gill nets, trammel nets, strike nets, or
 29 seines, except bait seines in compliance with R.S. 56:323.

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 §302.1. ~~Annual license; temporary license; fees; saltwater fee; exemptions~~ Saltwater
 2 fishing; charter fishing

3 A. ~~The cost of the annual basic recreational fishing license is nine dollars~~
 4 ~~and fifty cents for residents and sixty dollars for nonresidents, except that residents~~
 5 ~~using a rod or fishing pole, hook and line, without a reel and without using artificial~~
 6 ~~bait shall pay two dollars and fifty cents per year; however, any person required by~~
 7 ~~this Part to possess a basic two dollars and fifty cents license shall be subject to a~~
 8 ~~maximum fine of five dollars for not possessing the license as herein required, and~~
 9 ~~there shall be no court costs associated with the fine.~~

10 B.(1) ~~In lieu of the basic recreational fishing license, nonresidents may~~
 11 ~~purchase a temporary basic recreational freshwater fishing license for a fee of five~~
 12 ~~dollars per day.~~

13 (2) ~~The revenues generated from the license fee imposed under this~~
 14 ~~Subsection shall be deposited in the Wildlife and Fisheries Conservation Fund and~~
 15 ~~shall be dedicated exclusively to the operation of the enforcement division.~~

16 C.(1)(a) ~~In addition to the annual basic recreational fishing license, any~~ Any
 17 ~~person fishing in the saltwater areas of the state defined in R.S. 56:322 must~~
 18 ~~purchase and possess both a basic fishing license and a saltwater license or an~~
 19 ~~equivalent license that grants both basic fishing and saltwater fishing privileges. The~~
 20 ~~fee for the annual saltwater license is thirteen dollars and for residents and thirty~~
 21 ~~dollars for nonresidents.~~

22 B. As a condition of the application for and the granting of the saltwater
 23 license, all saltwater finfish caught or transported by the license holder while the
 24 license is in effect are presumed to have been taken in the waters of Louisiana.

25 (b) ~~In lieu of purchase of an annual basic recreational fishing license and an~~
 26 ~~annual saltwater license, a nonresident may purchase a temporary saltwater license~~
 27 ~~valid for the number of days specified by the purchaser at a fee of seventeen dollars~~
 28 ~~and fifty cents per day. Such license shall enable the nonresident to fish in the~~
 29 ~~saltwater areas of the state for the period of time indicated on the license.~~

1 ~~(c) Between June 1, 2014, and May 31, 2018, in addition to the fee required~~
2 ~~by Subparagraph (a) of this Paragraph for purchase of a saltwater fishing license,~~
3 ~~there shall be an additional fee of seven dollars and fifty cents to be paid for each~~
4 ~~license purchased by a resident that shall be credited to the Saltwater Fish Research~~
5 ~~and Conservation Fund, R.S. 56:10(B)(1)(g).~~

6 ~~(b) C. A person fishing with a licensed charter guide on board the vessel may~~
7 ~~purchase a charter passenger fishing trip license at a fee of five dollars. Such license~~
8 ~~shall be valid for three consecutive days Charter Three-Day Fishing license in lieu~~
9 ~~of a basic annual recreational fishing license.~~

10 ~~(c) In addition to the fee contained in Subparagraph (b) of this Paragraph, a~~
11 ~~person fishing with a licensed charter guide on board the vessel shall pay a five~~
12 ~~dollar fee which shall be deposited into the Conservation Fund as provided in R.S.~~
13 ~~56:10(B)(1)(f), and which shall be used by the department for promotion of the~~
14 ~~charter boat industry, protection of the fishery, and to provide for administrative~~
15 ~~costs of the fund. Such fees are to be expended for such purposes through the~~
16 ~~Louisiana Charter Boat Association.~~

17 ~~(d)(i) A resident who is totally and permanently disabled and receiving a~~
18 ~~disability benefit from the federal social security system or a disability retirement~~
19 ~~income from a retirement system whose members are exempt from federal social~~
20 ~~security, either pursuant to the Railroad Retirement Insurance Act, 45 U.S.C. §231,~~
21 ~~or because they are employees of a state or a political subdivision of the state that~~
22 ~~has not voluntarily agreed to participate in federal social security under 42 U.S.C.~~
23 ~~§418, may purchase a basic recreational fishing license for a fee of two dollars and~~
24 ~~fifty cents and a saltwater license for a fee of two dollars and fifty cents.~~

25 ~~(ii) A letter from the federal social security administration or retirement~~
26 ~~system granting disability benefits shall be required at time of purchase, along with~~
27 ~~proper identification. Such letter shall be evidence of qualification for the reduced~~
28 ~~fee provided for in this Subparagraph.~~

1 ~~(3) The saltwater license is not required for residents possessing a two~~
2 ~~dollars and fifty cents basic recreational fishing license and using only a rod or~~
3 ~~fishing pole, hook and line, without a reel and without using artificial bait.~~

4 ~~(4) The saltwater license must be purchased and the fee paid irrespective of~~
5 ~~any agreement or provision of law not specifically waiving the license or fee. The~~
6 ~~required saltwater angling license shall not preclude a person from fishing for~~
7 ~~freshwater species of fish south of the designated saltwater line described in R.S.~~
8 ~~56:322(A) or in saltwater lakes and bodies of water designated in R.S. 56:322(B). A~~
9 ~~person may take or possess in such designated saltwater areas, without a saltwater~~
10 ~~angling license, any freshwater species of fish in any number not otherwise~~
11 ~~prohibited by law, provided the person possesses a valid fishing license as otherwise~~
12 ~~required by law. For the purpose of enforcement, the department shall determine by~~
13 ~~rule which species of fish shall be classified as a freshwater species and which shall~~
14 ~~be classified as a saltwater species. Any person, without a valid saltwater angling~~
15 ~~license, that takes a saltwater species of fish as classified by the department from a~~
16 ~~designated saltwater area shall return such fish immediately to the waters from which~~
17 ~~taken without avoidable injury. An enforcement agent or officer of the department~~
18 ~~may inspect a fisherman's catch to insure compliance with this Paragraph.~~

19 D. A person may take or possess a freshwater species of fish while in the
20 saltwater areas designated by R.S. 56:322(B) without the necessity of a saltwater
21 license. The commission shall promulgate by rule the species of fish classified as
22 freshwater species. While in saltwater areas, a person possessing fish other than
23 those designated as freshwater species shall be required to possess either a saltwater
24 fishing license or an equivalent license that grants both basic and saltwater fishing
25 privileges. Any species of fish that is required to be returned to the water shall be
26 returned immediately to the water without avoidable injury from which it was taken.
27 An enforcement agent or officer of the department may inspect a fisherman's catch
28 to ensure compliance with this Paragraph.

29 * * *

1 §302.10. Sale of recreational catch

2 * * *

3 B. A violation of this Section shall constitute a class four violation. In
4 addition to the penalties provided in R.S. 56:34, any person convicted of a violation
5 of this Section shall be further penalized as follows:

6 (1) For the first violation, a person shall forfeit his fishing license privileges;
7 and ~~he shall not be issued a recreational license of any type~~ and shall be barred from
8 participating in any type of recreational fishing for a period of one year from the date
9 of conviction.

10 (2) For the second violation, a person shall forfeit his fishing privileges
11 license; and ~~he shall not be issued a recreational license of any type~~ and shall be
12 barred from participating in any type of recreational fishing for a period of two years
13 from the date of conviction.

14 (3) For the third violation, a person shall forfeit his fishing privileges license,
15 and he shall ~~never be issued a recreational license of any type~~ and shall be forever
16 barred from participating in any type of recreational fishing.

17 C. Any person who, after being barred, participates in a recreational fishing
18 activity ~~or obtains any recreational fishing license~~ during a time of revocation shall
19 be penalized under the provisions of R.S. 56:37(A)(2), upon conviction.

20 * * *

21 §325.1. Size and possession limits, recreational saltwater finfish; penalties

22 A.(1) The Wildlife and Fisheries Commission may set by rule, in accordance
23 with the Administrative Procedure Act, daily take, and possession, and size limits for
24 saltwater finfish caught recreationally in Louisiana territorial waters, based on
25 biological and technical data. Aquaculturally raised fish, as ~~defined~~ provided in ~~R.S.~~
26 ~~56:356~~, R.S. 56:411 et seq. shall be exempt from the provisions of this Section.

27 * * *

28 (3)(a) A recreational saltwater fisherman in possession of a valid basic and
29 saltwater license or an equivalent license that grants both basic fishing and saltwater
30 fishing privileges may possess twice the daily bag limit of red drum and spotted sea

1 trout; however, no person shall be in possession of over the daily bag limit while
2 fishing or while on the water, unless such recreational saltwater fisherman is aboard
3 a trawler engaged in commercial fishing for a consecutive period of longer than
4 twenty-five hours.

5 * * *

6 C.

7 * * *

8 (2) In addition to the penalties provided in Paragraph (1) of this Subsection,
9 the following penalties shall apply:

10 * * *

11 (d) Any violation of Subsection A or B of this Section shall, in addition to
12 any applicable fines, also be punishable by revocation of any and all fishing
13 privileges from licenses held by the violator for the period for which they were
14 issued and one year thereafter. ~~The violator shall also be prohibited from obtaining~~
15 ~~any new fishing license for a period of not less than one year nor more than three~~
16 ~~years thereafter.~~

17 * * *

18 §325.3. Spotted sea trout commercial taking; annual quota; red drum commercial
19 taking, possession, or landing prohibited

20 A.(1) The commission shall establish a maximum annual quota for the
21 commercial harvest of spotted sea trout taken within Louisiana waters or landed in
22 Louisiana which shall not exceed one million pounds nor shall it be less than five
23 hundred thousand pounds. The commercial taking or harvesting of spotted sea trout
24 shall be prohibited within Louisiana waters west of Mermentau River. The Louisiana
25 Wildlife and Fisheries Commission shall establish an open season for the
26 commercial harvest of spotted sea trout which shall run from the second day of
27 January each year until the maximum annual quota is reached. The commercial
28 harvest or taking of spotted sea trout is prohibited during the period from sunset on
29 Friday through sunrise on Monday, and there shall be no possession of spotted sea
30 trout in excess of the recreational limit during the period between 10:00 p.m. and

1 5:00 a.m. However, when not on a commercial fishing trip, a person holding a permit
 2 for the commercial taking or possessing of spotted sea trout may take or possess an
 3 amount not to exceed the legal recreational limit of spotted sea trout between the
 4 hours of 10:00 p.m. and 5:00 a.m. during the open season and at any time during the
 5 closed season if that person also possesses a basic recreational fishing license and a
 6 saltwater fishing license or an equivalent license that grants both basic fishing and
 7 saltwater fishing privileges. Only a rod and reel shall be used for the commercial
 8 harvest of spotted sea trout. The provisions of this Section are subject to quotas and
 9 size limits as established by law and rules and regulations of the commission. Fish
 10 taken under recreational licenses shall not be sold, bartered, traded, or exchanged.

11 * * *

12 §330. Crawfish harvesters; crawfish traps

13 * * *

14 B. Crawfish may be taken ~~commercially~~ by properly licensed individuals
 15 with approved crawfish traps. The openings of the flues or throats on crawfish traps
 16 shall not exceed two inches.

17 * * *

18 §500. Recreational possession limit; gear

19 A.~~(1)~~ A recreational fisherman may, in open waters in open season, with a
 20 valid ~~recreational gear license for a trawl issued as provided for in R.S.~~
 21 ~~56:302.3(B)(5)(a);~~ basic fishing license and a saltwater fishing license or an
 22 equivalent license that grants both basic fishing and saltwater fishing privileges use
 23 a trawl not to exceed ~~sixteen~~ twenty-five feet and may take no more than an
 24 aggregate of ~~one~~ two hundred fifty pounds of shrimp per day to each boat, regardless
 25 of the number of persons thereon, provided the shrimp taken are used for bait or for
 26 the fisherman's own consumption and are not sold, traded, or otherwise permitted to
 27 enter into commerce.

28 ~~(2)~~ A recreational fisherman may, in open waters in open season, with a valid
 29 ~~recreational gear license for a trawl issued as provided for in R.S. 56:302.3(B)(5)(b);~~
 30 use a trawl not to exceed ~~twenty-five~~ feet and may take no more than an aggregate

1 of two hundred fifty pounds of shrimp per day to each boat, regardless of the number
2 of persons thereon, provided the shrimp taken are used for bait or for the fisherman's
3 own consumption and are not sold, traded, or otherwise permitted to enter into
4 commerce.

5 * * *

6 §641. ~~Hunting, fishing licenses, Wild Louisiana Stamp, multi-year issuance, fees~~

7 A. ~~The Department of Wildlife and Fisheries, through its secretary, may, in~~
8 ~~addition to the issuance of annual individual hunting and fishing licenses and in~~
9 ~~order to facilitate the distribution of sport hunting and fishing licenses as provided~~
10 ~~in this Chapter, provide for the issuance of hunting or fishing licenses, or the Wild~~
11 ~~Louisiana Stamp, on a three year basis, exclusive of any other special licenses~~
12 ~~otherwise authorized by law. The license may be issued on an individual license~~
13 ~~basis or any license combination presently allowed by law. The fee for such~~
14 ~~multi-year hunting or fishing licenses, or the Wild Louisiana Stamp, issued shall be~~
15 ~~the same as the sum of the individual hunting or fishing license, or the Wild~~
16 ~~Louisiana Stamp, or the sum of any combination hunting or fishing license as now~~
17 ~~or hereafter provided by law. The department shall provide for computerized mail~~
18 ~~renewal of all licenses or stamps issued under the provisions of this Section. The~~
19 ~~secretary shall promulgate rules and regulations to effectuate the provisions of this~~
20 ~~Section.~~

21 B. ~~The multiple year license fee collected under the provisions of this~~
22 ~~Section shall, after receipt and deposit in the Louisiana Wildlife and Fisheries~~
23 ~~Conservation Fund, as required by law, be appropriated on a pro-rata basis to the~~
24 ~~department.~~

25 Exclusive licensing authority; rules and regulations

26 A. The legislature finds that it is in the best interests of protecting,
27 conserving, and replenishing the wildlife and fisheries resources of the state that the
28 department, through its secretary, shall have authority to provide for the issuance of
29 hunting and fishing licenses through an electronic issuance system.

1 B. Notwithstanding any other provision of law to the contrary, the secretary
2 shall promulgate rules and regulations to implement an automated license issuance
3 system which includes but is not limited to the following nonexclusive authorization:

4 (1) To enter into contracts for the provisions of licensing services.

5 (2) To provide for regulations, qualification criteria, and compensation of
6 licensing agents.

7 (3) To provide for the funding for an automated license issuance system and
8 related services including license agent commissions.

9 (4) To provide for criteria to accept or reject applicants or suspend a
10 licensee.

11 (5) To provide for effective license numbers.

12 (6) To provide that a license may become effective immediately upon
13 issuance of an effective license number.

14 (7) To provide for special lottery-type issues.

15 (8) To enter into agreements for any manner of license issuance, distribution,
16 and compensation therefor, including contingency fee contracts.

17 * * *

18 §645. Fishing and hunting license checkoff; donation for veterans with disabilities

19 A. Each individual who purchases a fishing or hunting license may make a
20 donation to help provide disabled veterans with hunting and fishing licenses. The
21 donation shall be made at the time of the purchase and shall be made upon the
22 license form prescribed by the secretary.

23 B. There is hereby created within the Department of Wildlife and Fisheries
24 a special escrow account known as the "Louisiana Wildlife and Fisheries Foundation
25 Escrow Account". The escrow account is created to receive deposits of donations
26 made for the benefit of disabled veterans when an individual purchases a fishing and
27 hunting license. The monies in the account shall be used solely to purchase hunting
28 and fishing licenses for disabled veterans. No more than ten percent of the monies
29 in the account shall be used for administrative costs. All unexpended and
30 unencumbered monies in this account at the end of the fiscal year shall remain in the

1 ~~who is sixty years of age or older shall be fifty dollars.~~ After June 1, 2022, the
2 license shall be in lieu of basic hunting, deer, waterfowl, and turkey hunting licenses,
3 basic, saltwater, crab, and recreational fishing gear licenses, and shall permit WMA
4 access.

5 B. ~~A~~ For any license purchased prior to June 1, 2022, a combination lifetime
6 hunting and sports fishing license holder shall be entitled to the individual gear
7 license privileges under the recreational gear license as provided in R.S. 56:302.3.
8 ~~However, an additional fee shall be levied for lifetime privileges for each~~
9 ~~recreational fishing gear license in an amount that is equal to ten times the cost of an~~
10 ~~annual license issued under the provisions of R.S. 56:302.3.~~

11 §649.4. Nonresident combination lifetime hunting and fishing license

12 ~~A. Any~~ Prior to June 1, 2022, any nonresident may obtain a combination
13 lifetime hunting and fishing license which shall entitle the licensee to all of the
14 privileges of both the lifetime hunting and lifetime sports fishing licenses provided
15 for in R.S. 56:649.1 and 649.2. ~~The fee for the nonresident combination lifetime~~
16 ~~license shall be three thousand dollars.~~

17 ~~B.(1) Any nonresident veteran of the armed forces of the United States or a~~
18 ~~reserve component, including the National Guard, who has a permanent~~
19 ~~service-connected disability classification of fifty percent or more, may obtain a~~
20 ~~combination lifetime hunting and fishing license which shall entitle the licensee to~~
21 ~~all of the privileges of both the lifetime hunting and lifetime sports fishing licenses~~
22 ~~provided for in R.S. 56:649.1 and 649.2. The fee for such nonresident combination~~
23 ~~lifetime license shall be three hundred dollars.~~

24 ~~(2) Such nonresident veteran must possess a valid Louisiana birth certificate,~~
25 ~~or provide satisfactory proof of having been a Louisiana resident for at least ten~~
26 ~~years.~~

27 * * *

28 §649.7. Infant combination lifetime hunting and fishing license

29 ~~The~~ Until June 1, 2022, the department shall make available for persons from
30 birth to five years old who were born in Louisiana a combination lifetime hunting

1 and fishing license. Any such license purchased prior to June 1, 2022, which shall
 2 entitle the licensee to all of the privileges of both lifetime hunting and lifetime sports
 3 fishing licenses provided in R.S. 56:649.1 and 649.2. ~~The fee for the infant lifetime~~
 4 ~~license shall be two hundred dollars.~~ After June 1, 2022, the license shall be in lieu
 5 of basic hunting, deer, waterfowl, and turkey hunting licenses, basic, saltwater, crab,
 6 and recreational fishing gear licenses, and shall permit WMA access.

* * *

8 §678. Hunting reciprocity; Mississippi

9 The holder of a hunting license issued by the state of Mississippi shall have
 10 the same rights and privileges to hunt wild game birds and quadrupeds upon islands
 11 in and the waters of the Mississippi River and the Pearl River and other land
 12 resulting from accretion along the Mississippi River and the Pearl River where those
 13 river forms the boundary between the states of Louisiana and Mississippi as are
 14 provided by law for the holder of a Louisiana hunting license. This Section shall
 15 take effect and become operative if and when the state of Mississippi grants
 16 reciprocal privileges to the holders of hunting and fishing or angling licenses issued
 17 by the state of Louisiana.

18 §679. Turkey hunting reciprocity

19 The department may negotiate a reciprocal agreement with any state that
 20 shares a common boundary with Louisiana if the neighboring state has a similar wild
 21 turkey stamp or license requirement and fee. The agreement may permit a resident
 22 of the state with which the agreement is made to hunt wild turkey in this state
 23 without a Louisiana wild turkey license if the person possesses a wild turkey stamp
 24 or license issued by the other state.

* * *

26 §1833. Wild Louisiana Guide License

27 A. The Louisiana Wildlife and Fisheries Commission is authorized to adopt
 28 rules and regulations to create and govern a licensing program for persons who
 29 conduct outings on department-owned lands for purposes other than hunting or

1 fishing for which a Wild Louisiana Stamp may be required pursuant to R.S.
 2 56:109(D).

3 B. The commission may establish a Wild Louisiana Guide License and
 4 impose a fee for such license that may not exceed ~~one~~ five hundred dollars annually.

5 C. The commission may require a licensed Wild Louisiana guide to pay to
 6 the department a client fee not to exceed ~~two~~ five dollars per trip for each person
 7 accompanying the guide on such lands. The guide shall not be required to pay the
 8 client fee for those persons who possess a valid Louisiana WMA Access Permit
 9 ~~hunting or fishing license or Wild Louisiana Stamp~~. The commission may require
 10 the guide to submit, along with the payment of the client fees, the names and
 11 addresses of persons for which the client fee has been paid.

12 D. Persons accompanying a licensed Wild Louisiana guide for whom the
 13 guide is required to pay a client fee pursuant to Subsection C of this Section shall not
 14 be required to possess a WMA Access Permit ~~Wild Louisiana Stamp or possess a~~
 15 ~~hunting or fishing license~~.

16 * * *

17 CHAPTER 14. HUNTING AND FISHING LICENSING AND FEES

18 PART 1. RECREATIONAL LICENSES

19 §3000. Recreational license requirements; definitions

20 A.(1) Any person eighteen years or older engaged in an activity that involves
 21 hunting, fishing, or accessing property owned by the department for which a license
 22 is required shall have in their immediate possession a valid, original license, or an
 23 effective license number, together with a form of personal identification, and shall
 24 show such license and identification upon request to a duly authorized agent of the
 25 department.

26 (2) Notwithstanding the provisions of Paragraph (1) of this Subsection, any
 27 person younger than eighteen years of age engaged in an activity that necessitates the
 28 use of deer tags or turkey tags, or involves participation in a youth lottery hunt shall
 29 have in their immediate possession a valid, original youth license and shall show
 30 such license upon request to a duly authorized agent of the department.

1 B. Licenses issued pursuant to this Part shall be valid for a period of one year
2 from the date of issuance. In the case where an additional license or permit is
3 required for a specific activity or for the taking or possession of certain species of
4 wildlife or fisheries resources, the basic or prerequisite license must be valid in order
5 for the additional license to be valid. No license shall be assigned or transferred to,
6 or used by, any person other than the individual to whom the license was issued.

7 C. Any license found in the possession of a person other than the person to
8 whom the license was issued shall be confiscated by an officer authorized to enforce
9 the provisions of this Part and shall be delivered to the department for cancellation.
10 Any license confiscated under the provisions of this Section shall be considered void.
11 Any violation of this Subsection shall constitute a class three violation punishable
12 as provided in R.S. 56:33.

13 D. Each license shall be effective only during the open season for the
14 particular species of wildlife or fisheries resource authorized to be taken under the
15 provisions of the license.

16 E.(1) No resident license may be issued until valid proof of Louisiana
17 residency has been provided by the applicant. Residents shall meet the residency
18 requirements specified in R.S. 56:8 for bona fide residents.

19 (2) The issuance of a license is conditional upon validation of all information
20 on the application. If the department finds any material misstatement of fact
21 regarding the residency of the applicant, the license shall be void and shall be
22 immediately surrendered to an agent of the department.

23 F. In addition to a person who qualifies as a resident of Louisiana, the
24 following people qualify for resident licenses:

25 (1) Any person who possesses a military identification card that signifies
26 that he is currently on active military duty with any one of the armed forces of the
27 United States, including the National Guard, or the spouse or dependent of such
28 person, may be issued a license for hunting or recreational fishing in Louisiana after
29 payment of the same fee as that required of Louisiana residents for that same license.

30 Any license purchased under the provisions of this Subsection shall be valid only

1 during that time when the person is on active duty in the armed forces of the United
2 States. In addition, the provisions of this Subsection shall not apply to the purchase
3 of lifetime licenses. The military identification card or dependent card and the
4 appropriate license must be on the licensee's person at all times when he is engaged
5 in hunting or fishing activities.

6 (2) A nonresident full-time student who is enrolled in a Louisiana public or
7 private high school or an accredited college or university that has a physical campus
8 in the state of Louisiana may purchase a resident license. The applicant shall show
9 a valid identification card issued by the high school, college, or university indicating
10 current full-time status and, when engaged in the activity authorized by the license,
11 must have both the license and the school identification card on his person.

12 (3) Any person who was born in Louisiana and who possesses a valid
13 Louisiana birth certificate may purchase a nonresident temporary hunting and fishing
14 license that is valid for ten consecutive days for the cost of an annual resident license
15 conveying an equivalent privilege.

16 G. A person may qualify for a Senior/Retired Military Hunting and Fishing
17 license as follows:

18 (1) A resident who reaches age sixty prior to June 1, 2000, may obtain an
19 annual Senior license for no cost.

20 (2) A resident who reaches age sixty between June 1, 2000, and May 31,
21 2022, may obtain an annual Senior Hunting and Fishing license for the cost of five
22 dollars.

23 (3) A resident who reaches age sixty-five on or after June 1, 2027, may
24 obtain an annual Senior Hunting and Fishing license for the cost of twenty dollars.

25 (4) Upon application to the department and showing identification and proof
26 of military service satisfactory to the department, any person who is a retired
27 member of the United States Armed Forces, including the Louisiana Army National
28 Guard or the Louisiana Air National Guard, and was either born in Louisiana or is
29 a bona fide resident of Louisiana, may obtain an annual license at one-half the cost
30 of an annual resident license.

1 H. Upon identification and proof of disability satisfactory to the department,
2 the following people may be issued a Disabled/Special Needs Hunting and Fishing
3 license:

4 (1) A person who is a veteran of the United States Armed Forces, including
5 the Louisiana Army National Guard or the Louisiana Air National Guard, having a
6 permanent service connected disability classification of fifty percent or more.

7 (2) A resident who is blind, paraplegic, or is a single or multiple amputee,
8 or is required to use one or more artificial limbs or permanent braces for mobility as
9 a result of a permanent and total disability.

10 (3) A resident who is totally and permanently disabled and receiving a
11 disability benefit from the federal social security system or a disability retirement
12 income from a retirement system whose members are exempt from federal social
13 security, either pursuant to the Railroad Retirement Insurance Act, 45 U.S.C. 231,
14 or because they are employees of a state or a political subdivision of the state that
15 has not voluntarily agreed to participate in federal social security under 42 U.S.C.
16 418.

17 (4) Any resident of Louisiana who is the surviving spouse of a member of
18 the United States Armed Forces, including the Louisiana Army National Guard or
19 the Louisiana Air National Guard, who was killed in action while in a combat zone,
20 upon showing identification and documentation satisfactory to the department.

21 I. Any nonpublic authorized issuing agent that issues any license under the
22 provisions of this Subpart may retain an amount not to exceed fifty cents of the fee
23 collected from the sale of each resident and active duty military license issued and
24 an amount not to exceed one dollar from the sale of each nonresident license issued.
25 The amount to be retained shall be promulgated by the commission.

26 J.(1) The secretary may exempt for good cause persons or groups of people
27 from the license fee requirements of this Part. Such exemption shall be in the form
28 of a letter of permit from the secretary. The commission is authorized to promulgate
29 rules and regulations that establish the criteria for such exemptions and that
30 otherwise implement the provisions of this Subsection.

1	<u>(b) Saltwater fishing license</u>	<u>\$60.00/year</u>
2	<u>(includes all legal recreational saltwater gear)</u>	
3	<u>(c) Five-day Basic fishing</u>	<u>\$30.00</u>
4	<u>(includes all legal freshwater recreational gear)</u>	
5	<u>(d) Five-day Saltwater Fishing</u>	<u>\$30.00</u>
6	<u>(includes all legal saltwater recreational gear)</u>	
7	<u>(e) Charter boat three-day saltwater fishing license</u>	<u>\$20.00</u>
8	<u>(f) Charter boat three-day freshwater fishing license</u>	<u>\$10.00</u>
9	<u>§3002. Recreational hunting licenses; fees</u>	
10	<u>(1) Resident licenses including Louisiana residents, active and reserve</u>	
11	<u>members of the United States armed forces including National Guard, non-resident</u>	
12	<u>students:</u>	
13	<u>(a) Basic hunting license</u>	<u>\$20.00/year</u>
14	<u>(b) Deer hunting license</u>	<u>\$15.00/year</u>
15	<u>(includes deer tags, archery and primitive privileges)</u>	
16	<u>(c) Waterfowl license</u>	<u>\$12.00/year</u>
17	<u>(d) Turkey license (includes tags)</u>	<u>\$12.00/year</u>
18	<u>(e) Youth hunting license</u>	<u>\$5.00/year</u>
19	<u>(required for hunting deer, turkey, trapping, and youth lottery hunts)</u>	
20	<u>(2) Nonresident licenses</u>	
21	<u>(a) Basic hunting license</u>	<u>\$200.00/year</u>
22	<u>(b) Deer hunting license</u>	<u>\$100.00/year</u>
23	<u>(includes deer tags, archery and primitive privileges)</u>	
24	<u>(c) Waterfowl Hunting license</u>	<u>\$50.00/year</u>
25	<u>(d) Turkey Hunting license (includes tags)</u>	<u>\$50.00/year</u>
26	<u>(e) Five-day Basic Hunting license</u>	<u>\$65.00</u>
27	<u>(f) Five-Day Deer Hunting license</u>	<u>\$35.00</u>
28	<u>(g) Five-Day Waterfowl Hunting license</u>	<u>\$35.00</u>
29	<u>(h) Five-Day Turkey Hunting license</u>	<u>\$35.00</u>

1	<u>§3003. Resident and nonresident WMA permits; fees</u>	
2	<u>A. Basic WMA access permit</u>	<u>\$20.00/year</u>
3	<u>B. Five-Day WMA access permit</u>	<u>\$5.00</u>
4	<u>C. WMA camping permit</u>	<u>\$7.00/day</u>

5 §3004. Combination licenses (includes all hunting, fishing and WMA privileges);
6 fees

7 A. Resident licenses including Louisiana residents, active and reserve
8 members of the United States armed forces including National Guard, non-resident
9 students:

10	<u>(1) Sportsman's Paradise</u>	<u>\$100.00/year</u>
11	<u>(2) Seniors and Retired Military</u>	<u>\$20.00/year</u>
12	<u>(3) Disabled and special needs</u>	<u>\$4.00/year</u>

13 B. Nonresident:

14	<u>(1) Sportsman's Paradise</u>	<u>\$400.00/year</u>
15	<u>(2) Five-Day Blast and Cast</u>	<u>\$120.00</u>

16 §3005. Lifetime licenses

17	<u>A. Louisiana resident</u>	<u>\$500.00</u>
18	<u>B. Nonresident</u>	<u>\$4,000.00</u>
19	<u>C. Youth resident (any resident under the age of eighteen)</u>	<u>\$500.00</u>
20	<u>D. Senior (any resident sixty five years or older)</u>	<u>\$100.00</u>

21 §3006. Violations

22 Except as otherwise provided in this Title, hunting, fishing, or accessing
23 WMAs without the license required by this Subpart shall constitute a Class II
24 violation punishable under the provisions of R.S. 56:32.

25 PART II. REVENUE DEDICATIONS

26 §3007. Dedication of license revenue

27 A.(1) Except as otherwise provided, funds received from the sale of licenses
28 issued under the provisions of this Part shall be deposited into the Conservation
29 Fund.

1 shall be implemented starting on November 15, 2021, and the remaining fifty percent of each
2 fee increase or decrease shall be implemented starting on November 15, 2023.

3 Section 9. This Section and Sections 1, 2, 4, 5, 7, and 8 of this Act shall become
4 effective on November 15, 2021.

5 Section 10. This Section and Sections 3 and 6 of this Act shall become effective on
6 June 1, 2022.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____