

SECOND REGULAR SESSION

SENATE BILL NO. 760

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR DEMPSEY.

Read 1st time February 7, 2012, and ordered printed.

TERRY L. SPIELER, Secretary.

5714S.011

AN ACT

To repeal section 252.043, RSMo, and to enact in lieu thereof one new section relating to hunting accidents.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 252.043, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 252.043, to read as follows:

3 252.043. **1. Except as provided in subsection 2 of this section, the**
4 commission may suspend, revoke or deny a hunting permit or privilege for a
5 maximum of five years when a person, while hunting, inflicts injury by firearm
6 or other weapon to another person who is mistaken for game.

7 **2. If any injury sustained under this section results in the death**
8 **of the injured party, the commission may suspend, revoke, or deny any**
9 **hunting permit or privilege of the person who inflicted the injury for**
10 **a period of up to ten years.**

11 **3.** No suspension, revocation or denial shall occur until an opportunity
12 has been afforded for a hearing before the commission. Any person who is
13 determined by the commission to have inflicted injury by firearm or other weapon
14 shall be required to successfully complete a department-approved hunter safety
15 course before his or her hunting permit or privilege shall be restored. The
16 commission's proceeding shall be a contested case pursuant to chapter 536 and
17 any person aggrieved by a final decision shall be entitled to judicial review as
18 provided in chapter 536.

✓