

By: Representative Ellington

To: Conservation and
Water Resources

HOUSE BILL NO. 1133

1 AN ACT TO AMEND SECTION 49-15-34, MISSISSIPPI CODE OF 1972,
2 TO REVISE THE FEE IMPOSED FOR A TRANSPORT PERMIT TO LAND SEAFOOD
3 IN THIS STATE SO THAT THE FEE IS RECIPROCAL TO THAT CHARGED TO
4 MISSISSIPPI RESIDENTS BY OTHER STATES; AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 SECTION 1. Section 49-15-34, Mississippi Code of 1972, is
7 amended as follows:

8 49-15-34. (1) The commission shall require all boats used
9 under regulation of this chapter which are also used in waters of
10 other states and required by those states to pay licenses or fees
11 for the same purposes as licenses and fees are required under this
12 chapter to purchase a license which reflects that the licensed
13 boats are used within and without the territorial waters of
14 Mississippi. Upon the issuance of that license, the licensed
15 boat, if used exclusively for commercial fishing or charter boats
16 which have been licensed and authorized by the United States Coast
17 Guard under 46 CFR Sections 24-26 and 46 CFR Sections 175-187,
18 shall be deemed to be in the business of interstate
19 transportation, but this shall in no way affect the collection of
20 other licenses and fees by the commission which would otherwise be
21 due under this chapter. The commission shall assess and collect
22 an annual license fee of Twenty Dollars (\$20.00) on each boat
23 engaged in operations under this subsection.

24 (2) Notwithstanding the provisions of this chapter, the
25 commission shall establish a transport permit to land seafood in
26 this state which is legally taken outside of the Mississippi
27 territorial waters without obtaining a license under this chapter.

28 The commission by regulation shall require the registration and
29 inspection of those landings. The commission shall establish a
30 transport permit fee in an amount equal to the transport fee
31 assessed in other states to boats owned or operated by Mississippi
32 residents, but in no case less than the amount of the license fee
33 established in Section 49-15-28(1). This subsection shall not be
34 construed to supersede Section 49-15-71.

35 SECTION 2. This act shall take effect and be in force from
36 and after July 1, 1999.