

By: Ellington

To: Conservation and
Water Resources

HOUSE BILL NO. 1464
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 49-15-100.3, MISSISSIPPI CODE OF
2 1972, TO PROVIDE THAT THE POSSESSION OF A GILL NET, TRAMMEL NET OR
3 LIKE CONTRIVANCE OR OTHER EQUIPMENT PROHIBITED UNDER THE STATE
4 SEAFOOD LAWS IN A VESSEL SHALL CONSTITUTE PRIMA FACIE EVIDENCE OF
5 ITS USE; AND FOR RELATED PURPOSES.

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

7 SECTION 1. Section 49-15-100.3, Mississippi Code of 1972, is
8 amended as follows:

9 49-15-100.3. The possession of a gill net, trammel net or
10 like contrivance, or any other equipment prohibited for use in the
11 taking or harvesting of seafood under this chapter on a vessel on
12 the marine waters of this state where the use of the net,
13 contrivance or equipment is prohibited, shall constitute prima
14 facie evidence that an offense has been committed to take or
15 harvest seafood with nets, contrivances or equipment prohibited by
16 this chapter, unless the vessel is:

17 (a) Anchored or moored at a permanent facility
18 intended for the mooring of vessels;

19 (b) Traveling directly between a marina, harbor or
20 public boat launching facility and a United States Coast Guard
21 marked and maintained navigation channel; or

22 (c) Traveling within a United States Coast Guard marked
23 and maintained navigation channel.

24 SECTION 2. This act shall take effect and be in force from
25 and after July 1, 2000.