

By: Representative Livingston

To: Game and Fish

HOUSE BILL NO. 1179

1 AN ACT TO AMEND SECTION 49-7-45, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THAT IT SHALL BE UNLAWFUL FOR ANY PERSON TO RELEASE A DOG
3 OR DOGS ONTO ANY PUBLIC ROAD OR PUBLIC ROAD RIGHT-OF-WAY FOR THE
4 PURPOSE OF HUNTING AT ANY POINT WHERE SUCH PERSON DOES NOT HAVE
5 PERMISSION TO HUNT ON PROPERTY ON EITHER SIDE OF SUCH ROAD OR
6 RIGHT-OF-WAY; AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 49-7-45, Mississippi Code of 1972, is
9 amended as follows:

10 49-7-45. (1) It is unlawful for any person:

11 (a) (i) To hunt, chase, kill or to pursue with the
12 intent to take, kill or wound any wild animal or wild bird in
13 violation of this chapter;

14 (ii) To hunt, take, kill or wound any game animal
15 or game bird with a gun larger than 10 gauge;

16 (iii) To hunt, take, wound or shoot at any game
17 bird:

18 (A) From any motorboat or other craft having
19 a motor attached unless the motor has been completely shut off and
20 its progress has ceased. A craft under power may be used to
21 retrieve dead or crippled birds; however, crippled birds may not
22 be shot from a craft under power; or

23 (B) From any sinkbox or battery except in
24 waters of the Gulf Coast.

25 (b) To wound, drown, shoot, capture, take or otherwise
26 kill any deer from a boat.

27 (c) To lend or transfer or borrow or to use or display
28 while hunting, trapping or fishing, a license or tag of another.



29 (d) To aid in the securing of a license for or to
30 knowingly issue a license for any person not legally entitled to
31 same.

32 (e) To hunt, trap or fish in this state after the right
33 to do so has been denied by the commission or the license therefor
34 has been revoked.

35 (f) To hunt or trap any birds, game or wild animals
36 during the closed season.

37 (g) For the purpose of hunting, to release a dog or
38 dogs onto any public road or public road right-of-way at any point
39 where such person does not have permission to hunt on property on
40 either side of such road or right-of-way.

41 (h) Any person violating paragraphs (b) or (f) is
42 guilty of a Class II offense and shall be punished as provided in
43 Section 49-7-143.

44 (2) Any citation issued to a boat operator for not
45 registering or possessing the boat's registration card shall be
46 dismissed, along with all related court costs if the boat operator
47 can verify that the boat was properly registered prior to the date
48 of violation. A boat operator may submit a copy of his or her
49 boat's proper registration card, certified by the clerk or
50 magistrate of the court holding the trial or hearing, along with
51 all related court costs, to the court or magistrate before the
52 date of the trial or hearing and the citation shall be dismissed
53 under this subsection without the boat operator or the boat
54 operator's counsel being present.

55 **SECTION 2.** This act shall take effect and be in force from
56 and after July 1, 2002.

