

By: Representative Warren

To: Wildlife, Fisheries and  
Parks

## HOUSE BILL NO. 218

1 AN ACT TO AMEND SECTION 49-7-41, MISSISSIPPI CODE OF 1972, TO  
2 EXTEND THE REPEALER ON BAG LIMITS FOR GAME ANIMALS, BIRDS AND  
3 FISH; AND FOR RELATED PURPOSES.

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

5 **SECTION 1.** Section 49-7-41, Mississippi Code of 1972, is  
6 reenacted and amended as follows:

7 49-7-41. (1) The commission may set the bag limits for game  
8 animals, birds and fish, unless the bag limits are established by  
9 the Legislature by statute.

10 (2) (a) The bag limit on antlered deer is one (1) per day,  
11 not to exceed three (3) per license year. An antlered deer must  
12 have antlers of four (4) points or greater to be taken except as  
13 provided in paragraph (b) of this subsection.

14 (b) An antlered deer with less than four (4) points may  
15 be taken by permit if it is necessary to manage deer on lands  
16 under the deer management assistance program or wildlife  
17 management areas. A written management justification issued by  
18 the Department of Wildlife, Fisheries and Parks must accompany any  
19 request for such a permit. Any antlered deer with less than four  
20 (4) points harvested under this permit must be identified with a  
21 tag immediately upon possession. Antlered deer taken by permit  
22 shall be subject to the daily bag limit but shall not be subject  
23 to the annual bag limit on antlered deer. The department shall  
24 include a report on permits issued, to whom issued and deer  
25 harvested in the department's annual deer program report.

26 (3) (a) The bag limit on antlerless deer is one (1)  
27 per day, not to exceed three (3) per license year; except that two

28 (2) additional antlerless deer per license year may be taken with  
29 a bow and arrow. Antlerless deer may be taken only in the areas  
30 prescribed by order of the commission. It is illegal to take a  
31 spotted fawn in any season.

32 (b) It is unlawful for a nonresident to kill an  
33 antlerless deer except: (i) a nonresident may take antlerless  
34 deer on lands that the title is vested in the nonresident or on  
35 lands that the nonresident has leased the hunting and fishing  
36 rights; or (ii) a nonresident who has a native son or daughter  
37 nonresident lifetime sportsman license or a resident lifetime  
38 sportsman license may take antlerless deer on private lands,  
39 wildlife management areas or national wildlife refuges.

40 (4) The bag limit on antlerless deer set by this section  
41 shall not apply to private lands under the deer management  
42 assistance program or the fee-based antlerless program as approved  
43 by the department.

44 (5) This section shall stand repealed on July 1, 2007.

45 **SECTION 2.** This act shall take effect and be in force from  
46 and after July 1, 2005.