

By: Representatives Pierce, Carlton

To: Wildlife, Fisheries and
Parks

HOUSE BILL NO. 405

1 AN ACT TO AMEND SECTION 49-7-5, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THAT MEMBERS OF THE ARMY NATIONAL GUARD OR AIR NATIONAL
3 GUARD OF MISSISSIPPI ARE EXEMPT FROM PROCURING A HUNTING OR
4 FISHING LICENSE; AND FOR RELATED PURPOSES.

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

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

8 49-7-5. (1) (a) Any resident, as defined in Section
9 49-7-3, upon application, shall receive a combination resident
10 hunting and fishing license for the sum of Seventeen Dollars
11 (\$17.00). Such license shall qualify the licensee to hunt under
12 this chapter all game and fowl, including deer and turkey, and to
13 fish in any county of the state.

14 (b) Any resident, as defined in Section 49-7-3, upon
15 application, shall receive a resident combination small game
16 hunting and fishing license for the sum of Thirteen Dollars
17 (\$13.00) together with the fee provided in Section 49-7-17 to the
18 office or agent issuing such license. Such hunting license shall
19 qualify the licensee to hunt and fish under this chapter all game
20 and fowl, except deer and turkey, in any county in the state.

21 (c) Any resident of the State of Mississippi, as
22 defined in Section 49-7-3, upon application, shall receive a
23 resident small game license, and for it shall pay the issuing
24 officer or agent the sum of Thirteen Dollars (\$13.00), together
25 with the fee provided in Section 49-7-17 to the officer or agent
26 issuing such license. Such hunting license shall qualify the
27 person holding the same to hunt under the provisions of this

28 chapter, and in season, all game and fowl, except deer and turkey,
29 in any county in the state.

30 (d) Any resident, as defined in Section 49-7-3, upon
31 application, shall receive a sportsman's license for the sum of
32 Thirty-two Dollars (\$32.00). Such license shall qualify the
33 licensee to hunt under this chapter all game and fowl, including
34 deer and turkey, and to fish as provided by law, in any county in
35 the state, and to hunt using primitive weapons and bow and arrow
36 in the manner provided by law. The commission may notify the
37 licensee of the expiration of his license, and the licensee may
38 renew the license by mailing the sum of Thirty-two Dollars
39 (\$32.00) to the commission. A licensee who has not renewed the
40 license within thirty (30) days after the expiration date shall be
41 removed from the commission's records, and the licensee must apply
42 to be placed on the renewal list.

43 (e) In addition to a hunting license allowing the
44 taking of turkey, a resident who hunts turkey during a fall turkey
45 season must purchase a fall turkey hunting permit for a fee of
46 Five Dollars (\$5.00) plus the fee provided in Section 49-7-17. A
47 resident sportsman's licensee or resident lifetime sportsman
48 licensee may hunt during the fall turkey season without purchasing
49 a permit.

50 (2) (a) Any resident citizen of the State of Mississippi
51 who has not reached the age of sixteen (16) years or who has
52 reached the age of sixty-five (65) years, or any resident citizen
53 who is blind, paraplegic, or a multiple amputee, or who has been
54 adjudged by the Veterans Administration as having a total
55 service-connected disability, or has been adjudged to be totally
56 disabled by the Social Security Administration shall not be
57 required to purchase or have in his possession, a hunting or
58 fishing license while engaged in such activities. A person exempt
59 by reason of total service-connected disability, as adjudged by
60 the Veterans Administration or who has been adjudged to be totally

61 disabled by the Social Security Administration or who is blind,
62 paraplegic or a multiple amputee, shall have in their possession
63 and on their person proof of their age, residency, disability
64 status or other respective physical impairment while engaged in
65 the activities of hunting or fishing.

66 (b) All exempt hunting and fishing licenses previously
67 issued for disabilities shall be null and void effective July 1,
68 1993.

69 (c) The commission may offer a youth all-game hunting
70 and fishing license for exempt youths who have a hunter education
71 certificate and an all-game hunting and fishing license for other
72 persons exempted under paragraph (a). Youths and other exempt
73 persons shall not be required to purchase this license or have it
74 in possession while hunting or fishing. The commission may
75 establish a fee not to exceed Five Dollars (\$5.00) for such
76 licenses.

77 (3) No license shall be required of residents to hunt, fish
78 or trap on lands in which the record title is vested in such
79 person.

80 (4) A resident of the State of Mississippi who is an active
81 duty member of the Army National Guard or Air National Guard of
82 Mississippi is exempt from procuring a license under this chapter
83 to hunt all game and fowl, including deer and turkey, and to fish
84 in any county of the state; however, such person must have in his
85 possession, at all times while engaged in such activities, proof
86 of his or her membership in the Army National Guard or Air
87 National Guard of Mississippi, by means of a certificate signed by
88 the member's commanding officer on a form prescribed by the
89 Adjutant General of Mississippi.

90 (5) Any person or persons exempt under this section from
91 procuring a license shall be subject to and must comply with all
92 other terms and provisions of this chapter.

93 (6) Any person authorized to issue any license under this
94 section may collect and retain for the issuance of each license
95 the additional fee authorized under Section 49-7-17.

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