

By: Senator(s) Posey

To: Wildlife, Fisheries and
Parks

SENATE BILL NO. 2883

1 AN ACT TO BRING FORWARD SECTION 49-7-95, MISSISSIPPI CODE OF
2 1972, FOR THE PURPOSE OF REVIEWING THE NOT LESS THAN THREE
3 CONSECUTIVE YEARS FORFEITURE OF HUNTING, FISHING AND TRAPPING
4 PRIVILEGES FOR HEADLIGHTING DEER; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** Section 49-7-95, Mississippi Code of 1972, is
7 brought forward as follows:

8 49-7-95. (1) Any person who hunts or takes or kills any
9 deer at night by headlighting, by any lighting device or light
10 amplifying device shall, upon conviction thereof, be guilty of a
11 Class I violation and shall be punished as provided in Section
12 49-7-141.

13 (2) (a) Violators of this section, twenty-one (21) years
14 old or older, upon conviction, shall also forfeit all hunting,
15 trapping and fishing privileges for a period of not less than
16 three (3) consecutive years from the date of conviction and shall
17 attend such courses prescribed by the commission. A violator
18 shall pay a reinstatement fee of Five Hundred Dollars (\$500.00) to
19 have his privileges restored.

20 (b) A violator of this section under the age of
21 twenty-one (21), upon conviction, shall forfeit all hunting,
22 trapping and fishing privileges for one (1) year from the date of
23 conviction, and shall attend courses prescribed by the commission.
24 A violator under the age of twenty-one (21) may petition the
25 commission to have his privileges restored after he has paid his
26 penalty. The violator shall pay a reinstatement fee of Two
27 Hundred Fifty Dollars (\$250.00) to have his privileges restored.

28 (c) A person under the age of twenty-one (21) convicted
29 of a second or subsequent violation of this section shall forfeit
30 all hunting, trapping and fishing privileges for a period of not
31 less than three (3) consecutive years from the date of conviction
32 and shall attend courses prescribed by the commission. The person
33 shall pay a reinstatement fee of Five Hundred Dollars (\$500.00) to
34 have his privileges restored.

35 (d) A person who is appealing from a violation of this
36 section shall have his hunting privileges suspended or revoked as
37 provided in Section 49-7-27.

38 (3) This section shall not apply to any deer killed in an
39 accident with any motor vehicle.

40 (4) Anyone found guilty of violating this section who shoots
41 or kills any livestock shall be punished as provided in Section
42 97-41-15, in addition to the penalties provided in this section.

43 **SECTION 2.** This act shall take effect and be in force from
44 and after its passage.