

## Senate Amendments to House Bill No. 1018

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

### AMENDMENT NO. 1

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

10           **SECTION 1.** Section 49-7-51, Mississippi Code of 1972, is  
11 amended as follows:

12           49-7-51. (1) (a) It is unlawful for any person to buy or  
13 sell or to offer for sale, exchange for merchandise, or other  
14 consideration, within this state, any game birds, game animals, or  
15 game fish, or parts thereof, named in this chapter, whether taken  
16 within or coming from without the state, except as specifically  
17 permitted by law or regulation.

18           (b) It is lawful for the following items to be bought  
19 and sold in accordance with the rules and regulations promulgated  
20 by the commission:

21           (i) \* \* \* The skins and sinew of deer and products  
22 crafted, fashioned or made from deer bones or antlers not in  
23 velvet;

24           (ii) Any part of a wild turkey, except the meat;  
25 and

26           (iii) Any parts of nuisance animals \* \* \*.

27           (c) Mounted game animals, birds and fish may not be  
28 sold, purchased or leased.

29           (d) A violation of this subsection is a Class I  
30 violation and is punishable as provided in Section 49-7-141.

31           (2) Any person who buys, sells, offers for sale, exchange  
32 for merchandise, or other consideration, any wild bird, wild  
33 animal or fish that has been taken illegally is guilty of a Class  
34 I violation and punished as provided in Section 49-7-141.

35           **SECTION 2.** Section 49-7-53, Mississippi Code of 1972, is  
36 amended as follows:

37           49-7-53. (1) It is unlawful for any railroad, express  
38 company or common carrier to knowingly receive for shipment or to  
39 ship any game animals, birds, or fish named in this chapter;  
40 except that a railroad, express company or common carrier may  
41 receive and carry game animals, birds or fish when accompanied by  
42 the hunter killing same and as provided otherwise in this chapter.

43           (2) No person or corporation may ship, transport or carry,  
44 cause to be shipped, transported or carried, or receive for  
45 shipment, transportation or carriage, or have in his possession  
46 with intent to ship, transport or carry, or secure the shipment,  
47 transportation or carriage beyond the limits of this state, any  
48 game animal, bird or fish, except for the following in accordance  
49 with rules and regulations promulgated by the commission:

50                   (a) Rabbits;

51                   (b) The furs or pelts of beaver, opossum, otter,  
52 raccoon or other fur-bearing animals during the open season and  
53 ten (10) days thereafter;

54                   (c) Skins and sinew of deer and products crafted,  
55 fashioned or made from deer bones or antlers not in velvet; \* \* \*

56                   (d) Game fish produced in a legally permitted  
57 aquaculture facility pursuant to Section 79-22-9;

58                   (e) Any part of a wild turkey, except the meat; and

59                   (f) The meat, hide or any other body parts of nuisance  
60 animals.

61           (3) The offering or reception by any person or corporation  
62 within this state of any such birds, animals or fish for shipment  
63 from this state shall be prima facie evidence that such birds,  
64 animals or game fish were killed, captured or taken within the  
65 state. Each game animal, bird or fish in possession, received for  
66 shipment or transportation, or shipped or transported in violation  
67 of this section is a separate offense.

68           (4) A nonresident licensee during the open season may ship,  
69 transport or carry from this state any game animal, bird or fish

70 lawfully taken but not in excess of the bag and possession limits  
71 prescribed in Section 49-7-41.

72 Such nonresident licensee shall accompany the shipment or  
73 shall attach to such animals, birds or fish, or any package  
74 containing them, an affidavit in a form to be prescribed by the  
75 executive director that such animals, birds or fish were lawfully  
76 killed or taken by him and are being shipped or transported to his  
77 home and are not for sale. A duplicate of such affidavit shall be  
78 filed with the transportation company or agent thereof, whose duty  
79 it shall be to transmit the same to the executive director within  
80 ten (10) days after its receipt. Such affidavit shall be sworn to  
81 within ten (10) days after its receipt, and shall be sworn to  
82 before a person authorized to administer oaths in the state. For  
83 such purpose, conservation officers and agents of the  
84 transportation companies are hereby authorized to administer such  
85 oaths.

86 (5) A violation of this section is a Class I violation and  
87 is punishable as provided in Section 49-7-141.

88 **SECTION 3.** This act shall take effect and be in force from  
89 and after its passage.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 49-7-51, MISSISSIPPI CODE OF 1972, TO  
2 AUTHORIZE THE SALE OF PRODUCTS CRAFTED FROM DEER BONE OR ANTLERS  
3 NOT IN VELVET, PARTS OF WILD TURKEY OR THE HIDES OR ANY OTHER BODY  
4 PARTS OF NUISANCE ANIMALS; TO AMEND SECTION 49-7-53, MISSISSIPPI  
5 CODE OF 1972, TO AUTHORIZE THE INTERSTATE SHIPMENT AND  
6 TRANSPORTATION OF PRODUCTS CRAFTED FROM DEER BONE OR ANTLERS NOT  
7 IN VELVET, PARTS OF WILD TURKEY OR THE HIDES OR ANY OTHER BODY  
8 PARTS OF NUISANCE ANIMALS; AND FOR RELATED PURPOSES.

SS02\HB1018A.J

John O. Gilbert  
Secretary of the Senate