

By: Representative Hood

To: Wildlife, Fisheries and  
Parks

HOUSE BILL NO. 786

1 AN ACT TO AMEND SECTION 49-7-3, MISSISSIPPI CODE OF 1972, TO  
2 AUTHORIZE AN INDIVIDUAL WHO WAS BORN IN MISSISSIPPI, BUT IS NOT A  
3 CURRENT RESIDENT, TO PURCHASE A COMBINATION NONRESIDENT NATIVE  
4 HUNTING AND FISHING LICENSE, UPON PRESENTING AN ORIGINAL OR  
5 CERTIFIED ORIGINAL BIRTH CERTIFICATE; TO BRING FORWARD SECTIONS  
6 49-7-5, 49-7-9, 49-7-17, 49-7-21, 49-7-8, 49-7-12, 49-7-22,  
7 49-7-23, 49-7-27, AND 49-7-153, MISSISSIPPI CODE OF 1972, FOR  
8 PURPOSE OF POSSIBLE AMENDMENT; AND FOR RELATED PURPOSES.

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

10 **SECTION 1.** Section 49-7-3, Mississippi Code of 1972, is  
11 amended as follows:

12 49-7-3. (1) Any resident of the State of Mississippi shall  
13 be entitled to receive a resident fishing license.

14 (2) Any person domiciled within the State of Mississippi  
15 shall be entitled to receive a resident hunting license provided  
16 in Section 49-7-5. The domicile of a person is that person's  
17 principal or primary home or place of abode. A "principal or  
18 primary home or place of abode" is that home or place in which a  
19 person's habitation is fixed and to which he, whenever absent, has  
20 the present intention of returning after a departure of absence  
21 therefrom, regardless of the duration of the absence. The burden



22 of proving domicile shall be on the person claiming such status.  
23 The following evidence or other reliable evidence may be  
24 considered in establishing, but is not necessarily determinative  
25 of, domicile: driver's license, valid and current tribal  
26 identification card issued by a federally recognized Indian tribe  
27 containing a photograph of the person submitting the  
28 identification card, residence for income or other tax purposes,  
29 homestead exemption receipt, or any other means prescribed by the  
30 department. In the case of minors, domicile of the parents shall  
31 be used as evidence of the minor's domicile.

32 (3) A nondomiciliary of the state may be issued a resident  
33 hunting or fishing license or combination resident hunting/fishing  
34 license upon providing the following:

35 (a) A current identification card from a Mississippi  
36 college or university; or

37 (b) A current military identification card showing that  
38 the person is an active member of the United States Armed Forces  
39 (excluding Reserves and the National Guard) and proof that the  
40 person is stationed on a military base in Mississippi.

41 (4) A nondomiciliary of the state may be issued a special  
42 Armed Forces fourteen-day hunting and fishing license with the  
43 same hunting and fishing privileges and at the same fee of a  
44 resident sportsman's license, if the nondomiciliary is an active  
45 member of the United States Armed Forces (excluding Reserves and  
46 the National Guard) and his application is approved by the



47 department. The applicant must file his application for the  
48 special fourteen-day license in the office of the department. The  
49 department shall establish requirements for proof of active  
50 military status and any other requirements it deems desirable.  
51 The department shall not issue more than two (2) special  
52 fourteen-day licenses to the same applicant per license year.

53 (5) A holder of a resident or nonresident license is  
54 required to carry the license on his person while engaged in  
55 hunting, trapping or fishing. Any penalty for not carrying a  
56 license while engaged in hunting, trapping or fishing shall be  
57 waived if the person can verify purchase of a license prior to the  
58 date of the violation.

59 (6) An individual who was born in Mississippi, but is not a  
60 current resident, may receive a combination nonresident native  
61 hunting and fishing license, for the sum of Twenty Dollars  
62 (\$20.00), which is valid for ten (10) consecutive days, upon  
63 presenting an original or certified original birth certificate  
64 from the Mississippi Department of Health. The license shall  
65 qualify the licensee to hunt under this chapter all game and fowl,  
66 including deer and turkey, and to fish in any county of the state.

67 (7) Each application or filing made under this section shall  
68 include the social security number(s) of the applicant in  
69 accordance with Section 93-11-64.

70 **SECTION 2.** Section 49-7-5, Mississippi Code of 1972, is  
71 brought forward as follows:



72           49-7-5. (1) (a) Any resident, as defined in Section  
73 49-7-3, upon application, shall receive a combination resident  
74 hunting and fishing license for the sum of Twenty-five Dollars  
75 (\$25.00). The license shall qualify the licensee to hunt under  
76 this chapter all game and fowl, including deer and turkey, and to  
77 fish in any county of the state.

78           (b) Any resident, as defined in Section 49-7-3, upon  
79 application, shall receive a resident combination small game  
80 hunting and fishing license for the sum of Ten Dollars (\$10.00)  
81 together with the fee provided in Section 49-7-17 to the office or  
82 agent issuing the license. The hunting license shall qualify the  
83 licensee to hunt and fish under this chapter all game and fowl,  
84 except deer and turkey, in any county in the state.

85           (c) Any resident, as defined in Section 49-7-3, upon  
86 application, shall receive a sportsman's license for the sum of  
87 Forty-five Dollars (\$45.00). The license shall qualify the  
88 licensee to hunt under this chapter all game and fowl, including  
89 deer and turkey, and to fish as provided by law, in any county in  
90 the state, and to hunt using primitive weapons and bow and arrow  
91 in the manner provided by law. The commission may notify the  
92 licensee of the expiration of his license, and the licensee may  
93 renew the license by mailing the sum of Forty-five Dollars  
94 (\$45.00) to the commission. A licensee who has not renewed the  
95 license within thirty (30) days after the expiration date shall be



96 removed from the commission's records, and the licensee must apply  
97 to be placed on the renewal list.

98 (d) In addition to a hunting license allowing the  
99 taking of turkey, a resident who hunts turkey during a fall turkey  
100 season must purchase a fall turkey hunting permit for a fee of  
101 Five Dollars (\$5.00) plus the fee provided in Section 49-7-17. A  
102 resident sportsman's licensee or resident lifetime sportsman's  
103 licensee may hunt during the fall turkey season without purchasing  
104 a permit.

105 (e) The commission may offer a resident apprentice  
106 hunting license for a resident who does not have the required  
107 certificate of hunter education and may set the fee for the  
108 apprentice hunting license. An apprentice license may be  
109 purchased only one (1) time by a resident and the apprentice  
110 hunting licensee must be accompanied by a licensed or exempt  
111 resident hunter at least twenty-one (21) years of age when  
112 hunting.

113 (2) (a) Any resident citizen of the State of Mississippi  
114 who has not reached the age of sixteen (16) years or who has  
115 reached the age of sixty-five (65) years, or any resident citizen  
116 who is blind, paraplegic, or a multiple amputee, or who has been  
117 adjudged by the Veterans Administration as having a total  
118 service-connected disability, or has been adjudged to be totally  
119 disabled by the Social Security Administration shall not be  
120 required to purchase or have in his possession, a hunting or



121 fishing license while engaged in such activities. A person exempt  
122 by reason of total service-connected disability, as adjudged by  
123 the Veterans Administration or who has been adjudged to be totally  
124 disabled by the Social Security Administration or who is blind,  
125 paraplegic or a multiple amputee, shall have in their possession  
126 and on their person proof of their age, residency, disability  
127 status or other respective physical impairment while engaged in  
128 the activities of hunting or fishing.

129 (b) Any resident who is a member of the Armed Forces,  
130 including the Reserves and National Guard, and on active duty  
131 outside the State of Mississippi is not required to purchase or  
132 have in his possession a hunting or fishing license while engaged  
133 in such activities on leave from active duty. The resident shall  
134 have in his possession and on his person any proof as may be  
135 required by the commission.

136 (c) All exempt hunting and fishing licenses previously  
137 issued for disabilities shall be null and void effective July 1,  
138 1993.

139 (d) The commission may offer a youth all-game hunting  
140 and fishing license for exempt youths who have a hunter education  
141 certificate and an all-game hunting and fishing license for other  
142 persons exempted under paragraph (a). Youths and other exempt  
143 persons shall not be required to purchase this license or have it  
144 in possession while hunting or fishing. The commission may



145 establish a fee not to exceed Five Dollars (\$5.00) for the  
146 licenses.

147 (e) The requirement for purchasing and/or having a  
148 hunting or fishing license authorized in subsection (1) of this  
149 section may be waived for any resident or nonresident who is an  
150 honorably discharged veteran with a combat-related disability and  
151 who will be participating in a special hunt, fishing trip or other  
152 outdoor recreational event that is available only to such persons  
153 as determined by the entity sponsoring the event. The commission  
154 is authorized to establish such criteria and/or procedures for an  
155 organization to be recognized as a sanctioned entity that provides  
156 unique outdoor recreational opportunities for wounded or disabled  
157 veterans. Any events sponsored by a recognized organization, and  
158 the persons participating in such event, shall be entitled to the  
159 waiver set forth above without further action on the part of the  
160 commission or the sponsoring organization.

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

164 (4) Any person or persons exempt under this section from  
165 procuring a license shall be subject to and must comply with all  
166 other terms and provisions of this chapter.

167 (5) Any person authorized to issue any license under this  
168 section may collect and retain for the issuance of each license  
169 the additional fee authorized under Section 49-7-17.



170           **SECTION 3.** Section 49-7-9, Mississippi Code of 1972, is  
171 brought forward as follows:

172           49-7-9. (1) (a) Each resident of the State of Mississippi,  
173 as defined in Section 49-7-3, fishing in the public fresh waters  
174 of the state, including lakes and reservoirs, but not including  
175 privately owned ponds and streams, shall purchase a combination  
176 small game hunting and fishing license as provided in Section  
177 49-7-5 for Ten Dollars (\$10.00). Any resident purchasing a  
178 license as prescribed in this subsection shall be entitled to  
179 fish, in accordance with the regulations and ordinances of the  
180 commission, in all public fresh waters within the territory of the  
181 State of Mississippi.

182           (b) A resident may purchase a resident fishing license  
183 valid for a period of three (3) days for the sum of Three Dollars  
184 (\$3.00).

185           (c) No license shall be required of any resident  
186 citizen of the State of Mississippi who has not reached the age of  
187 sixteen (16) years or who has reached the age of sixty-five (65)  
188 years or who is blind, paraplegic, a multiple amputee or has been  
189 adjudged by the Veterans Administration as having a total  
190 service-connected disability, or has been adjudged totally  
191 disabled by the Social Security Administration. Such person shall  
192 not be required to purchase or have in his possession a hunting or  
193 fishing license while engaged in such activities.





194 (d) A person exempt by reason of age, total  
195 service-connected disability as adjudged by the Veterans  
196 Administration or total disability as adjudged by the Social  
197 Security Administration or who is blind, paraplegic or a multiple  
198 amputee, shall have in their possession and on their person proof  
199 of their age, residency, disability status or other respective  
200 physical impairment while engaged in the activities of hunting or  
201 fishing.

202 (e) Any resident who is a member of the Armed Forces,  
203 including the Reserves and National Guard, and on active duty  
204 outside the State of Mississippi is not required to purchase or  
205 have in his possession a hunting or fishing license while engaged  
206 in such activities on leave from active duty. Such resident shall  
207 have in his possession and on his person such proof as may be  
208 required by the commission.

209 (f) The requirement for purchasing and/or having a  
210 hunting or fishing license authorized in this subsection (1) may  
211 be waived for any resident or nonresident who is an honorably  
212 discharged veteran with a combat-related disability and who will  
213 be participating in a special hunt, fishing trip or other outdoor  
214 recreational event that is available only to such persons as  
215 determined by the entity sponsoring the event. The commission is  
216 authorized to establish such criteria and/or procedures for an  
217 organization to be recognized as a sanctioned entity that provides  
218 unique outdoor recreational opportunities for wounded or disabled



219 veterans. Any events sponsored by a recognized organization, and  
220 the persons participating in such event, shall be entitled to the  
221 waiver set forth above without further action on the part of the  
222 commission or the sponsoring organization.

223 (2) (a) All persons fishing in privately owned lakes or  
224 ponds shall have specific permission to do so from the owner of  
225 such lake or pond.

226 (b) Residents do not need a fishing license to fish in  
227 those waters, except when the owner of the lake or pond charges a  
228 fee for fishing, then a resident must have a fishing license to  
229 fish in those waters unless exempted under subsection (1) of this  
230 section.

231 (3) The first weekend of "National Fishing and Boating Week"  
232 in June of each year is designated as "Free Fishing Weekend."  
233 July 4 is designated as "Free Fishing Day." Any person may sport  
234 fish without a license on "Free Fishing Weekend," and on "Free  
235 Fishing Day."

236 (4) Any person authorized to issue any license under this  
237 section may collect and retain for issuing each license the  
238 additional fee authorized under Section 49-7-17.

239 **SECTION 4.** Section 49-7-17, Mississippi Code of 1972, is  
240 brought forward as follows:

241 49-7-17. (1) The department may provide for the appointment  
242 of persons as license agents to sell license certificates for  
243 hunting, trapping or fishing as authorized under Section 49-7-21.



244           The department may, by administrative rule, establish  
245 qualifications, standards and regulations for such license agents.

246           (2) Each license agent shall be required to be covered under  
247 a surety bond. The department may establish, by administrative  
248 rule, the procedures for the bonding of its license agents, which  
249 procedures may include the implementation of a blanket bonding  
250 system. All premiums for surety bonds required under this section  
251 shall be at the expense of the license agents.

252           (3) Any officer or person authorized to issue any hunting or  
253 fishing license or permit or any combination game and fish license  
254 under the laws of this state shall have the power and authority to  
255 collect and retain for the issuance of such license the sum of One  
256 Dollar (\$1.00), in addition to the license fee provided by law,  
257 when such license or permit is sold to a resident of this state.  
258 The Commission on Wildlife, Fisheries and Parks is authorized, in  
259 its discretion, to contract with license agents for services  
260 rendered for an additional amount, not to exceed One Dollar  
261 (\$1.00), in addition to the license fee provided by law.

262           (4) The Commission on Wildlife, Fisheries and Parks is  
263 authorized to establish, set and collect an additional fee for any  
264 license sold that will recoup the department's cost of issuing the  
265 license, conducting any electronic transaction therefor, and  
266 generally recovering the department's administrative costs of  
267 selling licenses and maintaining the electronic databases of those  
268 sales.



269           **SECTION 5.** Section 49-7-21, Mississippi Code of 1972, is  
270 brought forward as follows:

271           49-7-21. (1) (a) The licenses for hunting, trapping or  
272 fishing shall be issued on a form prepared by the executive  
273 director and supplied to the bonded agents authorized to issue  
274 licenses. The forms shall bear the name and social security  
275 number or driver's license number of the applicant. All annual  
276 licenses shall be valid for one (1) year after the date of its  
277 issuance. The licenses shall be issued in the name of the  
278 commission and be countersigned by the bonded agent issuing same.

279           (b) A person may purchase a license from the office of  
280 the department without appearing in person.

281           (c) The commission may design, establish, and  
282 administer a program to provide for the purchase, by electronic  
283 means, of any license, permit, registration or reservation issued  
284 by the commission or department.

285           (2) Any person authorized to issue licenses for hunting,  
286 trapping or fishing in this state who attempts to issue a license  
287 on a form other than one as prescribed by this section, or  
288 attempts to prepare a license certificate in any manner other than  
289 on the form prescribed by this section, and furnished by the  
290 executive director, is guilty of a Class II violation, and shall  
291 be punished as provided in Section 49-7-143, Mississippi Code of  
292 1972, and the person convicted shall be forever barred from  
293 issuing licenses in the State of Mississippi.



294           (3)   (a)   Any resident or nonresident who hunts, takes or  
295 traps any wild animal, bird or fish must possess a valid license  
296 issued by the commission, unless specifically exempted under this  
297 chapter.

298                   (b)   A resident who violates this subsection shall be  
299 fined Five Hundred Dollars (\$500.00). If at the hearing date or  
300 the date of payment of the fine the resident shows proof of the  
301 required Mississippi license, the fine shall be reduced to One  
302 Hundred Dollars (\$100.00). If the resident shows proof that the  
303 required license was purchased before the date of the violation,  
304 the case shall be dismissed and all court costs shall be waived  
305 against the defendant.

306                   (c)   In addition to the penalty imposed in paragraph  
307 (b), any resident who is not able to show proof of the required  
308 Mississippi license, shall be assessed by the court an  
309 administrative fee as prescribed under subsection (6) of this  
310 section.

311           (4)   (a)   Any nonresident, who hunts or traps without the  
312 required license is guilty of a misdemeanor and, upon conviction  
313 thereof, shall be fined in an amount not less than Five Hundred  
314 Dollars (\$500.00) nor more than One Thousand Dollars (\$1,000.00)  
315 for the first offense and shall forfeit hunting and trapping  
316 privileges for a period of one (1) year. For the second offense a  
317 nonresident shall be fined in an amount of not less than One  
318 Thousand Dollars (\$1,000.00) nor more than One Thousand Five



319 Hundred Dollars (\$1,500.00) or imprisoned in the county jail for  
320 not more than thirty (30) days, or both such fine and imprisonment  
321 and shall forfeit hunting and trapping privileges for a period of  
322 two (2) years. For any third or subsequent offense, a nonresident  
323 is guilty of a Class I violation and shall be punished as provided  
324 in Section 49-7-141, Mississippi Code of 1972.

325 (b) The nonresident shall also be assessed by the court  
326 an administrative fee as prescribed under subsection (6) of this  
327 section.

328 (c) Forfeiture of hunting, trapping and fishing  
329 privileges may be waived if, at the hearing date or the date of  
330 payment of the fine, the nonresident shows proof of the required  
331 nonresident hunting or trapping license.

332 (5) Any nonresident who fishes without the required license  
333 is guilty of a misdemeanor and, upon conviction, shall be fined in  
334 an amount not less than One Hundred Dollars (\$100.00) nor more  
335 than Two Hundred Fifty Dollars (\$250.00) for the first offense.  
336 For the second or any subsequent offense a nonresident shall be  
337 fined in an amount not less than Two Hundred Fifty Dollars  
338 (\$250.00) nor more than Five Hundred Dollars (\$500.00) and that  
339 nonresident shall also be assessed by the court an administrative  
340 fee as prescribed under subsection (6) of this section.

341 (6) In addition to any other fines or penalties imposed  
342 under subsection (4) or (5) of this section, the person convicted  
343 shall be assessed by the court an administrative fee equal in



344 amount to the cost of the hunting, trapping or fishing license fee  
345 that such person unlawfully failed to possess at the time of the  
346 violation, the amount of which license fee shall be entered upon  
347 the ticket or citation by the charging officer at the time the  
348 ticket or citation is issued. The clerk of the court in which the  
349 conviction takes place, promptly shall collect all administrative  
350 fees imposed under this subsection and deposit them monthly with  
351 the State Treasurer, in the same manner and in accordance with the  
352 same procedure, as nearly as practicable, as required for the  
353 collection, receipt and deposit of state assessments under Section  
354 99-19-73. However, all administrative fees collected under the  
355 provisions of this subsection shall be credited by the State  
356 Treasurer to the account of the Department of Wildlife, Fisheries  
357 and Parks, and may be expended by the department upon  
358 appropriation by the Legislature.

359 (7) Any person who obtains a license under an assumed name  
360 or makes a materially false statement to obtain a license is  
361 guilty of a felony and shall be subject to a fine of Two Thousand  
362 Dollars (\$2,000.00) or may be imprisoned for a term not to exceed  
363 one (1) year, or both.

364 (8) At the time that a person is applying for or renewing  
365 his or her license, the department shall ask the person if he or  
366 she would like to register as a donor to make an anatomical gift  
367 in accordance with Section 41-39-139. If the answer is yes, the  
368 department shall inform the prospective donor that his or her



369 decision to be a donor cannot be revoked, changed or contested  
370 after his or her death by the donor's next of kin or by any other  
371 person, and shall ask the person if he or she desires information  
372 about the person's decision to be a donor to be sent to another  
373 person or persons. If the answer is yes, the department shall  
374 obtain the name and mailing address of the person or persons  
375 designated by the prospective donor, and the donor registry shall  
376 send the information about the prospective donor's decision to the  
377 designated person or persons as requested.

378         **SECTION 6.** Section 49-7-8, Mississippi Code of 1972, is  
379 brought forward as follows:

380         49-7-8. (1) No nonresident sixteen (16) years of age or  
381 older may hunt, fish, kill, take or trap any game animal, bird or  
382 fish without having acquired and having in his immediate  
383 possession a valid license issued by the Mississippi Commission on  
384 Wildlife, Fisheries and Parks.

385         (2) The commission shall have the following duties and  
386 powers:

387                 (a) To prescribe the forms and types of nonresident  
388 licenses that a nonresident must obtain;

389                 (b) To determine the total number of each type of  
390 nonresident license to be issued annually;

391                 (c) To establish fees for nonresident licenses and the  
392 collection fees for the agent issuing such licenses; provided,





393 however, that the fee for a nonresident all game hunting license  
394 shall not be less than Sixty Dollars (\$60.00);

395 (d) To exercise all incidental powers necessary to  
396 develop a nonresident licensing program.

397 (3) A nonresident who violates this section or any licensing  
398 regulation of the commission is guilty of a misdemeanor and shall  
399 be punished as provided in Section 49-7-21(3).

400 **SECTION 7.** Section 49-7-12, Mississippi Code of 1972, is  
401 brought forward as follows:

402 49-7-12. (1) The commission may promulgate rules and  
403 regulations for nonresident recreational and commercial permits  
404 and licenses in order to promote and to enter into reciprocal  
405 agreements with other states.

406 (2) The commission may issue and prescribe the forms, types  
407 and fees of nonresident freshwater commercial fishing licenses to  
408 be sold by the department and not by licensing agents.

409 (3) (a) The commission may prescribe regulations for  
410 nonresident commercial fishing equipment, tagging requirements,  
411 harvest size and possession restrictions, restricted areas,  
412 fishing restrictions, reporting requirements, wholesale dealers,  
413 and the selling, reselling and exporting of fish taken in the  
414 public freshwaters of the state.

415 (b) The commission may exercise all powers necessary to  
416 regulate nonresident freshwater commercial fishing.



417 (4) The commission may require a nonresident to purchase the  
418 same type and number of freshwater commercial fishing licenses and  
419 pay the same fees that are required of Mississippi residents to  
420 engage in like activity in the nonresident's state.

421 (5) Any nonresident who engages in freshwater commercial  
422 fishing without having the required licenses is guilty of a Class  
423 I violation and punishable as provided under Section 49-7-141 and  
424 shall forfeit any equipment, gear or nets used in the offense.

425 **SECTION 8.** Section 49-7-22, Mississippi Code of 1972, is  
426 brought forward as follows:

427 49-7-22. (1) The commission may authorize the issuance of a  
428 multiyear license not to exceed four (4) years of any license  
429 issued by the commission. The fee for a multiyear license shall  
430 be commensurate with the total of the annual fees for the annual  
431 license for the number of years of the multiyear license.

432 (2) A person authorized to issue licenses by the department  
433 may collect and retain for issuing each license the fee authorized  
434 under Section 49-7-17.

435 **SECTION 9.** Section 49-7-23, Mississippi Code of 1972, is  
436 brought forward as follows:

437 49-7-23. The executive director may designate constables as  
438 deputy conservation officers, and constables so designated may be  
439 permitted to sell hunting and fishing licenses and may retain the  
440 fee provided in Section 49-7-17 for issuing each such license.



441           **SECTION 10.** Section 49-7-27, Mississippi Code of 1972, is  
442 brought forward as follows:

443           49-7-27. (1) The commission may revoke any hunting,  
444 trapping, or fishing privileges, license or deny any person the  
445 right to secure such license if the person has been convicted of  
446 the violation of any of the provisions of this chapter or any  
447 regulation thereunder. The revocation of the privilege, license  
448 or refusal to grant license shall be for a period of one (1) year.  
449 However, before the revocation of the privilege or license shall  
450 become effective, the executive director shall send by registered  
451 mail notice to the person or licensee, who shall have the right to  
452 a hearing or representation before the commission at the next  
453 regular meeting or a special meeting. The notice shall set out  
454 fully the ground or complaint upon which revocation of, or refusal  
455 to grant, the privilege or license is sought.

456           (2) Any person who is convicted for a second time during any  
457 period of twelve (12) consecutive months for violation of any of  
458 the laws with respect to game, fish or nongame fish or animals  
459 shall forfeit his privilege and any license or licenses issued to  
460 him by the commission and the commission shall not issue the  
461 person any license for a period of one (1) year from the date of  
462 forfeiture.

463           (3) Failure of any person to surrender his license or  
464 licenses upon demand made by the commission or by its



465 representatives at the direction of the commission shall be a  
466 misdemeanor and shall be punishable as such.

467 (4) Any violator whose privilege or license has been  
468 revoked, who shall, during the period of revocation, be  
469 apprehended for hunting or fishing, shall have imposed upon him a  
470 mandatory jail term of not less than thirty (30) days nor more  
471 than six (6) months.

472 (5) The commission is authorized to suspend any license  
473 issued to any person under this chapter for being out of  
474 compliance with an order for support, as defined in Section  
475 93-11-153. The procedure for suspension of a license for being  
476 out of compliance with an order for support, and the procedure for  
477 the reissuance or reinstatement of a license suspended for that  
478 purpose, and the payment of any fees for the reissuance or  
479 reinstatement of a license suspended for that purpose, shall be  
480 governed by Section 93-11-157 or 93-11-163, as the case may be.  
481 If there is any conflict between any provision of Section  
482 93-11-157 or 93-11-163 and any provision of this chapter, the  
483 provisions of Section 93-11-157 or 93-11-163, as the case may be,  
484 shall control.

485 (6) If a person is found guilty or pleads guilty or nolo  
486 contendere to a violation of Section 49-7-95, and then appeals,  
487 the commission shall suspend or revoke the hunting privileges of  
488 that person pending the determination of his appeal.



489           (7) (a) If a person does not comply with a summons or a  
490 citation or does not pay a fine, fee or assessment for violating a  
491 wildlife law or regulation, the commission shall revoke the  
492 fishing, hunting, or trapping privileges of that person. When a  
493 person does not comply or fails to pay, the clerk of the court  
494 shall notify the person in writing by first class mail that if the  
495 person does not comply or pay within ten (10) days from the date  
496 of mailing, the court will notify the commission and the  
497 commission will revoke the fishing, hunting or trapping privileges  
498 of that person. The cost of notice may be added to other court  
499 costs. If the person does not comply or pay as required, the  
500 court clerk shall immediately mail a copy of the court record and  
501 a copy of the notice to the commission. After receiving notice  
502 from the court, the commission shall revoke the fishing, hunting  
503 or trapping privileges of that person.

504           (b) A person whose fishing, hunting or trapping  
505 privileges have been revoked under this subsection shall remain  
506 revoked until the person can show proof that all obligations of  
507 the court have been met.

508           (c) A person shall pay a Twenty-five Dollar (\$25.00)  
509 fee to have his privileges reinstated. The fee shall be paid to  
510 the department.

511           **SECTION 11.** Section 49-7-153, Mississippi Code of 1972, is  
512 brought forward as follows:



513           49-7-153. (1) Any resident may purchase a lifetime  
514 sportsman hunting and fishing license by filing an application in  
515 the office of the department. The license shall qualify the  
516 licensee to take all fish, game and fowl, except waterfowl,  
517 including deer and turkey, in the manner provided by law. The  
518 license shall also permit the licensee to hunt with primitive  
519 weapons and bow and arrow, and to fish in the public waters of the  
520 state, including the taking of crabs, oysters, shrimp and any  
521 saltwater fish authorized to be taken under a recreational  
522 license.

523           (2) The department may issue a resident lifetime sportsman  
524 license at a fee to be determined by the commission at an amount  
525 not less than One Thousand Dollars (\$1,000.00) for a person  
526 thirteen (13) years of age or older and not less than Five Hundred  
527 Dollars (\$500.00) for a person under thirteen (13) years of age.  
528 All lifetime licenses shall be issued from the office of the  
529 department. Each application for a lifetime license must be  
530 accompanied by a certified copy of the birth certificate of the  
531 individual to be named as the license holder, if the individual is  
532 twelve (12) years of age or under.

533           (3) The commission shall establish proof of residency  
534 requirements for the purchase of a lifetime license, and shall  
535 also establish such restrictions on and regulations for lifetime  
536 licenses as it deems necessary and proper. An applicant for a  
537 resident lifetime license must have been domiciled in this state



538 for eighteen (18) consecutive months immediately preceding the  
539 date of his application for a license. The burden of proving  
540 domicile shall be on the applicant.

541 (4) The department may issue a native son or daughter  
542 nonresident lifetime sportsman hunting and fishing license. The  
543 commission shall establish the fee, but the fee shall not be less  
544 than One Thousand Five Hundred Dollars (\$1,500.00). The applicant  
545 must provide a certified copy of the original birth certificate  
546 showing that the applicant was born in Mississippi and/or if the  
547 parents' address was in Mississippi at the time of birth as shown  
548 on the birth certificate or other documents and/or official  
549 documents reflect that one of said parents was on active military  
550 service outside the State of Mississippi at the time of said  
551 birth. Further, if the birth certificate of each parent reflects  
552 that each parent was born in the State of Mississippi, then any  
553 child born outside the State of Mississippi of those parents may  
554 be issued a nonresident lifetime sportsman license for the above  
555 set out fee.

556 (5) Any materially false statement contained in an  
557 application for a lifetime license renders void the license issued  
558 pursuant to that application, and subjects the applicant to  
559 criminal prosecution under Section 49-7-45.

560 (6) Nothing in this section exempts an applicant for a  
561 lifetime license from meeting other qualifications or requirements



562 otherwise established by law for the privilege of hunting or  
563 fishing.

564           **SECTION 12.** This act shall take effect and be in force from  
565 and after July 1, 2023.

