

By: Posey

To: Wildlife and
Fisheries

SENATE BILL NO. 2724
(As Passed the Senate)

1 AN ACT TO AMEND SECTION 49-7-27, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE A PENALTY FOR A PERSON WHO DOES NOT COMPLY WITH A CITATION
3 OR PAY A FINE FOR WILDLIFE VIOLATIONS; AND FOR RELATED PURPOSES.

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

5 SECTION 1. Section 49-7-27, Mississippi Code of 1972, is
6 amended as follows:[LTR1]

7 49-7-27. (1) The commission may revoke any hunting,
8 trapping, or fishing privileges, license or deny any person the
9 right to secure such license if the person has been convicted of
10 the violation of any of the provisions of this chapter or any
11 regulation thereunder. The revocation of the privilege, license
12 or refusal to grant license shall be for a period of one (1) year.

13 However, before the revocation of the privilege or license shall
14 become effective, the executive director shall send by registered
15 mail notice to the person or licensee, who shall have the right to
16 a hearing or representation before the commission at the next
17 regular meeting or a special meeting. The notice shall set out
18 fully the ground or complaint upon which revocation of, or refusal
19 to grant, the privilege or license is sought.

20 (2) Any person who is convicted for a second time during any
21 period of twelve (12) consecutive months for violation of any of
22 the laws with respect to game, fish or nongame fish or animals
23 shall forfeit his privilege and any license or licenses issued to
24 him by the commission and the commission shall not issue the
25 person any license for a period of one (1) year from the date of
26 forfeiture.

27 (3) Failure of any person to surrender his license or
28 licenses upon demand made by the commission or by its
29 representatives at the direction of the commission shall be a
30 misdemeanor and shall be punishable as such.

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

36 (5) * * * The commission is authorized to suspend any
37 license issued to any person under this chapter for being out of
38 compliance with an order for support, as defined in Section
39 93-11-153. The procedure for suspension of a license for being
40 out of compliance with an order for support, and the procedure for
41 the reissuance or reinstatement of a license suspended for that
42 purpose, and the payment of any fees for the reissuance or
43 reinstatement of a license suspended for that purpose, shall be
44 governed by Section 93-11-157 or 93-11-163, as the case may be.
45 If there is any conflict between any provision of Section
46 93-11-157 or 93-11-163 and any provision of this chapter, the
47 provisions of Section 93-11-157 or 93-11-163, as the case may be,
48 shall control.

49 (6) (a) If a person does not comply with a summons or a
50 citation or does not pay a fine, fee or assessment for violating a
51 wildlife law or regulation, the commission shall revoke the
52 fishing, hunting, or trapping privileges of that person. When a
53 person does not comply or fails to pay, the clerk of the court
54 shall notify the person in writing by first class mail that if the
55 person does not comply or pay within ten (10) days from the date
56 of mailing, the court will notify the commission and the
57 commission will revoke the fishing, hunting, or trapping
58 privileges of that person. The cost of notice may be added to
59 other court costs. If the person does not comply or pay as

60 required, the court clerk shall immediately mail a copy of the
61 court record and a copy of the notice to the commission. After
62 receiving notice from the court, the commission shall revoke the
63 fishing, hunting, or trapping privileges of that person.

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

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

71 SECTION 2. This act shall take effect and be in force from
72 and after July 1, 2000.