

## REPORT OF CONFERENCE COMMITTEE

**MR. SPEAKER AND MADAM PRESIDENT:**

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

H. B. No. 1107: Hunting and fishing licenses; waive fees for resident who is member of United States Armed Forces, National Guard or Reserves.

We, therefore, respectfully submit the following report and recommendation:

1. That the Senate recede from its Amendment No. 1.
2. That the House and Senate adopt the following amendment:

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

8           **SECTION 1.** Section 49-7-3, Mississippi Code of 1972, is  
9 amended as follows:  
10           49-7-3. (1) Any resident of the State of Mississippi shall  
11 be entitled to receive a resident fishing license.  
12           (2) Any person domiciled within the State of Mississippi  
13 shall be entitled to receive a resident hunting license provided  
14 in Section 49-7-5. The domicile of a person is that person's  
15 principal or primary home or place of abode. A "principal or  
16 primary home or place of abode" is that home or place in which a  
17 person's habitation is fixed and to which he, whenever absent, has  
18 the present intention of returning after a departure of absence  
19 therefrom, regardless of the duration of the absence. The burden  
20 of proving domicile shall be on the person claiming such status.  
21 The following evidence or other reliable evidence may be  
22 considered in establishing, but is not necessarily determinative  
23 of, domicile: driver's license, residence for income or other tax  
24 purposes, homestead exemption receipt, or any other means  
25 prescribed by the department. In the case of minors, domicile of  
26 the parents shall be used as evidence of the minor's domicile.

27           (3) A nondomiciliary of the state may be issued a resident  
28 hunting or fishing license or combination resident hunting/fishing  
29 license upon providing the following:

30           (a) A current identification card from a Mississippi  
31 college or university; or

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

36           (4) A nondomiciliary of the state may be issued a special  
37 armed forces fourteen-day hunting and fishing license with the  
38 same hunting and fishing privileges and at the same fee of a  
39 resident sportsman's license, if the nondomiciliary is an active  
40 member of the United States Armed Forces (excluding Reserves and  
41 the National Guard) and his application is approved by the  
42 department. The applicant must file his application for the  
43 special fourteen-day license in the office of the department. The  
44 department shall establish requirements for proof of active  
45 military status and any other requirements it deems desirable.  
46 The department shall not issue more than two (2) special fourteen-  
47 day licenses to the same applicant per license year.

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

54           (6) Each application or filing made under this section shall  
55 include the social security number(s) of the applicant in  
56 accordance with Section 93-11-64 \* \* \*.

57           **SECTION 2.** This act shall take effect and be in force from  
58 and after July 1, 2004.

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

1 AN ACT TO AMEND SECTION 49-7-3, MISSISSIPPI CODE OF 1972, TO  
2 AUTHORIZE A NONRESIDENT OF THE STATE TO BE ISSUED A RESIDENT  
3 HUNTING OR FISHING LICENSE OR COMBINATION RESIDENT HUNTING AND  
4 FISHING LICENSE UPON PROOF THAT SUCH PERSON IS AN ACTIVE MEMBER OF  
5 THE UNITED STATES ARMED FORCES SUBJECT TO THE APPROVAL OF THE  
6 COMMISSION; AND FOR RELATED PURPOSES.

CONFEREES FOR THE HOUSE

X (SIGNED)  
Eric Robinson

X (SIGNED)  
Joey Hudson

X (SIGNED)  
Billy Nicholson

CONFEREES FOR THE SENATE

X (SIGNED)  
Lynn Posey

X (SIGNED)  
Bob M. Dearing

X (SIGNED)  
Cindy Hyde-Smith