

REPORT OF CONFERENCE COMMITTEE

MR. SPEAKER AND MR. PRESIDENT:

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

H. B. No. 1208: Hunting and fishing on lands of others; revise provisions relating to and provide penalties for.

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:

7 **SECTION 1.** Section 49-7-79, Mississippi Code of 1972, is
8 amended as follows:

9 49-7-79. (a) It shall be unlawful for any person to
10 knowingly enter the lands of another without the permission of, or
11 without being accompanied by, the landowner or the lessee of the
12 land, or the agent of such landowner or lessee, to hunt, fish,
13 shoot, or trap * * * on the lands or leases of another * * *.

14 (b) Any person convicted of subsection (a) of this
15 section shall be guilty of a misdemeanor, and upon conviction,
16 shall be punished for the first offense by a fine of not less than
17 Five Hundred Dollars (\$500.00), nor more than One Thousand Dollars
18 (\$1,000.00). Upon conviction of any person for a second or
19 subsequent offense, with the offenses being committed within five
20 (5) years of the last offense, such person shall be punished by a



21 fine of not less than One Thousand Dollars (\$1,000.00), nor more
22 than One Thousand Five Hundred Dollars (\$1,500.00).

23 (c) Any person convicted of a second or subsequent
24 offense of subsection (a) of this section, the offenses being
25 committed within a five (5) year period, shall also forfeit all
26 hunting, trapping, and fishing privileges for a period of one (1)
27 year. Such person shall pay a reinstatement fee of Five Hundred
28 Dollars (\$500.00) to have his or her privileges restored.

29 (d) Any animal, bird, fish, or parts thereof, that have
30 been unlawfully taken or possessed in violation of subsection
31 (1)(a) of this section shall be seized by a law enforcement
32 officer and disposed of by the department, or under its direction.

33 (e) In addition to any other fine or penalty, a person
34 convicted of subsection (a) of this section shall be assessed
35 restitution of not less than One Hundred Dollars (\$100.00), nor
36 more than Two Hundred Fifty Dollars (\$250.00), for each animal,
37 bird, fish, or parts thereof, taken or possessed in violation of
38 this section. The total amount of restitution authorized by this
39 paragraph shall not exceed an aggregate total of One Thousand Five
40 Hundred Dollars (\$1,500.00) regardless of the number of animals
41 unlawfully taken or possessed in violation of this section.

42 (f) The clerk of the court shall collect and deposit
43 the administrative fees with the State Treasurer, in the same
44 manner and in accordance with the same procedure, as nearly as



45 practicable, as required for the collection and deposit of state
46 assessments under Section 99-19-73.

47 (g) The administrative fee shall be credited to the
48 Department of Wildlife, Fisheries and Parks, and may be expended
49 by the department upon appropriation by the Legislature.

50 **SECTION 2.** Section 97-17-85, Mississippi Code of 1972, is
51 amended as follows:

52 97-17-85. Except as otherwise provided in Sections 73-13-103
53 and 49-7-79, if any person shall go upon the enclosed land of
54 another without his consent, after having been notified by such
55 person or his agent not to do so, either personally or by
56 published or posted notice, or shall remain on such land after a
57 request by such person or his agent to depart, he shall, upon
58 conviction, be fined not more than Fifty Dollars (\$50.00) for such
59 offense. The provisions of this section shall apply to land not
60 enclosed where the stock law is in force.

61 **SECTION 3.** This act shall take effect and be in force from
62 and after July 1, 2024.

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

1 AN ACT TO AMEND SECTION 49-7-79, MISSISSIPPI CODE OF 1972, TO
2 REVISE THE LAW PROHIBITING HUNTING ON LANDS OF OTHERS; TO PROVIDE
3 PENALTIES FOR VIOLATIONS OF THIS ACT; TO AMEND SECTION 97-17-85,
4 MISSISSIPPI CODE OF 1972, TO CONFORM TO THE PROVISIONS OF THIS
5 ACT; AND FOR RELATED PURPOSES.



CONFEREES FOR THE HOUSE

X (SIGNED)
Horan

X (SIGNED)
Grady

X (SIGNED)
Calvert

CONFEREES FOR THE SENATE

X (SIGNED)
Whaley

X (SIGNED)
Suber

X (SIGNED)
England

