

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

SENATE BILL NO. 997

BY: SHURDEN

AS INTRODUCED

AN ACT RELATING TO GAME AND FISH; PROHIBITING
COMMERCIAL GUIDED FISHING ACTIVITIES WITHOUT A
LICENSE; SETTING CERTAIN LICENSING FEE; REQUIRING
SPECIFIED DECAL MARKINGS ON CERTAIN BOATS AND
VESSELS; ESTABLISHING COST AND EXPIRATION DATE FOR
CERTAIN REQUIRED DECALS; REQUIRING LICENSEES TO
KEEP AND SUBMIT ANNUAL LOGS; AUTHORIZING COMMISSION
TO PROMULGATE RULES; SPECIFYING VIOLATIONS AND
PENALTIES; PROVIDING FOR CODIFICATION; AND
DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 4-135 of Title 29, unless there
is created a duplication in numbering, reads as follows:

A. No person shall provide, offer to provide, arrange for,
engage in, or transport others in guided fishing activities for
commercial purpose without having first procured a license for such
from the Director of the Department of Wildlife Conservation.

B. The fee for a license under this section shall be One
Hundred Dollars (\$100.00).

C. All boats or vessels used in guided fishing activities shall be conspicuously marked by decals bearing the inscription "Commercial Guide Permit". Such decals, to be furnished by the Department of Wildlife Conservation at a cost of Five Dollars (\$5.00) each, shall be affixed on each side of the boat, mid-distance between the bow and stern, in line with the boat numbers. Such decals shall expire on December 31 each year.

D. Persons licensed under this section shall provide the Department a true annual log of guided fishing trips. The Department shall provide the forms necessary for this purpose.

E. The Wildlife Conservation Commission shall promulgate other rules it deems necessary for implementation of the provisions of this section.

F. Any person guiding for commercial purposes who counsels, aids or abets another in the violation of any provisions or section of this Code shall upon conviction be punished in the same manner as the principal offender.

G. Any person convicted of violating the provisions of this section shall be punished by a fine of not less than Five Hundred Dollars (\$500.00), nor more than Two Thousand Dollars (\$2,000.00), or by imprisonment in the county jail for a period not to exceed thirty (30) days, or by both such fine and imprisonment.

H. Any person licensed under this section who is convicted of violating the provisions of Sections 4-110, 4-120, 6-301, 6-301a, 6-302, 6-303 and 6-304 of Title 26 of the Oklahoma Statutes or the rules promulgated by the Commission shall be punished by a fine of not less than Five Hundred Dollars (\$500.00) nor more than Two Thousand Dollars (\$2,000.00), or by imprisonment in the county jail for a period not to exceed thirty (30) days, or by both such fine and imprisonment.

I. Any person licensed under this section who has been convicted or who has pleaded guilty or nolo contendere to two

violations of subsection G or H of this section within a two-year period shall have the license revoked and not be permitted to renew such license for a two-year period.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

43-2-1747

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