

ENGROSSED HOUSE
BILL NO. 1293

By: Hutchison

An Act relating to game and fish; amending 29 O.S. 1991, Section 4-101, which relates to license usage and requirements; providing certain exceptions to license usage; authorizing the Commission to issue a special license which may be auctioned or sold by bid; providing for fee and application process for special license; limiting who may apply for special license; requiring Commission approval of use of proceeds from sale; and declaring an emergency.

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

SECTION 1. AMENDATORY 29 O.S. 1991, Section 4-101, is amended to read as follows:

Section 4-101. A. All licenses and permits issued by the Director, the Department or by any of its agents shall be used only in conformity with the provisions of this title and the rules ~~and regulations~~ promulgated by the Commission.

B. All persons making application for any licenses required by this section shall produce a valid license to operate a motor vehicle or other positive proof of identification, age and residency, and any ~~such~~ license issued shall show such data as well as the date and time of issuance.

C. ~~All~~ Except as otherwise provided for in this section, all licenses are nontransferable. No person shall alter, change, lend or transfer any license. No person shall use or borrow a license which has not been issued to ~~him~~ the person by the Director, the Department or by any of its agents pursuant to the provisions of this section.

D. No person may engage in activities requiring a license without that person's carrying ~~such~~ the license on his or her person and producing the same for an inspection upon the demand of any Oklahoma citizen or game warden.

E. Any person required to produce his or her license must also identify himself or herself as the person to whom such license was issued, and failure or refusal to comply shall be deemed prima facie evidence of a violation of this section.

F. Unless otherwise provided in this Code:

1. All licenses shall terminate December 31 for the year issued;

2. All licenses may be revoked by the Department or by a court of competent jurisdiction for a period up to one (1) year if the licensee is convicted of violating any of the provisions of this title.

G. Should licenses provided under Sections 4-110, 4-112 or 4-113 of this title be lost or destroyed, duplicates will be issued by the Department at a fee of One Dollar and fifty cents (\$1.50).

H. The Commission may authorize the Department to issue one special license each year for a designated species for which there is an established hunting season which may be sold at a public auction or by sealed bid by the person or organization making application for the license. The Commission may establish the fee and the procedure to make application for the special license. The special license shall be issued to a person or organization who uses the proceeds from the sale of the special license for the purpose of

managing, preserving, perpetuating, or enhancing wildlife in
Oklahoma, as approved by the Commission.

I. Any person convicted of violating the provisions of this section or of making a false statement or giving any false information in order to acquire any license or permit, pursuant to the provisions of this section, shall be punishable by a fine of not less than Twenty-five Dollars (\$25.00) nor more than One Hundred Dollars (\$100.00), or by imprisonment in the county jail for a period not to exceed ten (10) days, or by both such fine and imprisonment.

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.

Passed the House of Representatives the 4th day of March, 1997.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1997.

President of the Senate