

STATE OF OKLAHOMA

1st Session of the 49th Legislature (2003)

COMMITTEE SUBSTITUTE
FOR ENGROSSED
SENATE BILL NO. 365

By: Shurden of the Senate

and

Smith (Dale) of the House

COMMITTEE SUBSTITUTE

(Game and fish - tags and permits - codification -
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 4-113A of Title 29, unless there is created a duplication in numbering, reads as follows:

A. No person, business or corporation, including a hunting club, who advertises, or holds themselves, land, or equipment out to the public for hire or remuneration to provide guide and or outfitter service for the taking of game during hunting activities shall perform or advertise without having first procured a guide and outfitting license from the Director of the Department of Wildlife Conservation.

B. No person who is employed by or operating under a licensed guide and outfitter shall advertise or hold themselves out for hire or remuneration to provide guide and outfitter service or contract to perform such activities without having first procured an associate guide license from the Director.

C. The fees for a resident guide and outfitter license and resident associate guide license shall be Two Hundred Fifty Dollars (\$250.00). The fees for a nonresident guide and outfitter license

and nonresident associate guide license shall be Two Thousand Five Hundred Dollars (\$2,500.00). The licenses shall expire June 30 of each year.

1. All licensees shall notify the Department of Wildlife Conservation of the counties where guide services will be provided, prior to the commencement of said activities.

2. Persons exempted from the license requirements pursuant to the provisions of this act are:

- a. landowners providing services on lands owned by the person, business or corporation, and used primarily for agricultural purposes, and
- b. persons, businesses or corporations providing services on Commercial Hunt Areas.

D. The Wildlife Conservation Commission shall promulgate rules regarding the performance of services, including but not limited to applications, issuance, liability insurance requirements, renewal, denial, suspension, fines, citations and revocation of these licenses. Applicants shall:

1. Provide the Department of Wildlife Conservation with a letter intent to insure from an authorized insurance company. Guide and outfitters letter of intent will suffice as long as the associate guide is listed on the letter as an employee; and
2. Submit to a criminal background investigation.

E. The Department of Wildlife Conservation shall report all applications for proposed guides and outfitters, and associate guides to the Oklahoma Tax Commission for tax information purposes.

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.