

CS for SB 365

THE STATE SENATE  
Monday, February 24, 2003

Committee Substitute for  
Senate Bill No. 365

COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 365 - By: SHURDEN of the Senate and SMITH (Dale) of the House.

[ 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.

1 C. The fees for a resident guide and outfitter license and  
2 resident associate guide license shall be Two Hundred Fifty Dollars  
3 (\$250.00). The fees for a nonresident guide and outfitter license  
4 and nonresident associate guide license shall be Two Thousand Five  
5 Hundred Dollars (\$2,500.00). The licenses shall expire June 30 of  
6 each year.

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

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

12 a. landowners providing services on lands owned by the  
13 person, business or corporation, and used primarily  
14 for agricultural purposes, and

15 b. persons, businesses or corporations providing services  
16 on Commercial Hunt Areas.

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

22 1. Applicants must provide the Department of Wildlife  
23 Conservation with of a letter of intent to insure from an authorized

1 insurance company. Guide and outfitters letter of intent will  
2 suffice as long as the associate guide is listed on the letter as an  
3 employee.

4 2. Applicant must submit to a criminal background  
5 investigation.

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

9 SECTION 2. NEW LAW A new section of law to be codified  
10 in the Oklahoma Statutes as Section 4-114A of Title 29, unless there  
11 is created a duplication in numbering, reads as follows:

12 Upon the effective date of this act, no additional licenses or  
13 permits shall be included with the purchase of a lifetime hunting,  
14 fishing or combination hunting/fishing license.

15 SECTION 3. It being immediately necessary for the preservation  
16 of the public peace, health and safety, an emergency is hereby  
17 declared to exist, by reason whereof this act shall take effect and  
18 be in full force from and after its passage and approval.

19 COMMITTEE REPORT BY: COMMITTEE ON TOURISM & WILDLIFE, dated 2-20-03  
20 - DO PASS, As Amended and Coauthored.