

**EHB 1814**

**THE STATE SENATE**  
**Wednesday, April 13, 2005**

**ENGROSSED**

**House Bill No. 1814**

**As Amended**

ENGROSSED HOUSE BILL NO. 1814 - By: ARMES of the House and SHURDEN of the Senate.

**[ game and fish - lifetime hunting and fishing licenses -  
Lifetime Oklahoma Wildlife Land Stamp - exemptions -  
emergency ]**

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

SECTION 1. AMENDATORY 29 O.S. 2001, Section 4-114, as last amended by Section 4, Chapter 513, O.S.L. 2004 (29 O.S. Supp. 2004, Section 4-114), is amended to read as follows:

Section 4-114. A. All legal residents who have resided in the state for at least six (6) months may purchase lifetime fishing licenses, lifetime hunting licenses or lifetime combination hunting/fishing licenses from the State Wildlife Conservation Director.

B. The fee for these licenses shall be:

- 1. Lifetime fishing license, Two Hundred Dollars (\$200.00);
- 2. Lifetime hunting license, Six Hundred Dollars (\$600.00);
- 3. Lifetime combination hunting/fishing license, Seven Hundred Fifty Dollars (\$750.00);

1        4. Lifetime hunting license for persons sixty (60) years of age  
2 or older, Two Hundred Dollars (\$200.00);

3        5. Lifetime fishing license for persons sixty (60) years of age  
4 or older, Thirty Dollars (\$30.00); and

5        6. Lifetime combination hunting/fishing license for persons  
6 sixty (60) years of age or older, Two Hundred Fifteen Dollars  
7 (\$215.00).

8        C. The use of the licenses provided in this section are subject  
9 to those restrictions provided by statute and the regulations of the  
10 Wildlife Conservation Commission. Except as otherwise provided for  
11 in this section, the lifetime hunting license shall be in lieu of  
12 all annual hunting licenses and all special season permits.

13        D. Nonresidents may purchase a lifetime nonresident fishing  
14 license. The fee for such license shall be Two Hundred Fifty  
15 Dollars (\$250.00).

16        E. Should any lifetime license be lost or destroyed, a  
17 duplicate will be issued by the Department of Wildlife Conservation  
18 for a fee of Ten Dollars (\$10.00).

19        F. A lifetime licensee shall not lose the privileges of such  
20 license by a subsequent transfer of residency.

21        G. 1. In addition to the fees imposed pursuant to subsections  
22 B and D of this section, a person purchasing a lifetime fishing,  
23 hunting or combination license shall be required to purchase a

1 Lifetime Oklahoma Wildlife Land Stamp. Each person shall have the  
2 stamp in their possession while hunting, fishing, or taking any  
3 wildlife. The fee for the Lifetime Oklahoma Wildlife Land Stamp  
4 shall be Twenty-five Dollars (\$25.00). The fee for the stamp shall  
5 be distributed as follows:

- 6 a. Twenty Dollars (\$20.00) from each stamp shall be  
7 deposited in the Oklahoma Wildlife Land Fund, created  
8 in Section ~~2~~ 4-141 of this ~~act~~ title, to be used to  
9 retire the obligations and related expenses as  
10 authorized pursuant to Section ~~5~~ 168.9 of ~~this act~~  
11 Title 73 of the Oklahoma Statutes or to purchase,  
12 lease, or take easements on real property to be used  
13 as public hunting, fishing, and trapping areas; and  
14 b. Five Dollars (\$5.00) from each stamp shall be  
15 deposited in the Oklahoma Wildlife Land Fund, created  
16 in Section ~~2~~ 4-141 of this ~~act~~ title, to be used by  
17 the Commission for management of the real property  
18 acquired pursuant to Section ~~5~~ 168.9 of ~~this act~~ Title  
19 73 of the Oklahoma statutes or acquired with proceeds  
20 from the Oklahoma Wildlife Land Stamp fee.

21 2. The Oklahoma Wildlife Conservation Commission shall  
22 prescribe, by rule, the form, design, and manner of issuance of the  
23 Lifetime Oklahoma Wildlife Land Stamp.

1           3. Within one (1) year of the final retirement, redemption, or  
2 defeasance of the obligations created pursuant to Section 5 168.9 of  
3 ~~this act~~ Title 73 of the Oklahoma Statutes, the Lifetime Oklahoma  
4 Wildlife Land Stamp and Lifetime Oklahoma Wildlife Land Stamp fee  
5 requirements provided for in this subsection shall terminate.

6           SECTION 2.           AMENDATORY           Section 1, Chapter 513, O.S.L.  
7 2004 (29 O.S. Supp. 2004, Section 4-140), is amended to read as  
8 follows:

9           Section 4-140. A. Except as otherwise provided for in this  
10 section, no person may hunt, pursue, trap, harass, catch, kill,  
11 take, or attempt to take in any manner, use, have in possession,  
12 sell, or transport all or any portion of any wildlife including fish  
13 unless the person has first obtained an Oklahoma Wildlife Land Stamp  
14 from the Director or any authorized agents of the Department of  
15 Wildlife Conservation. Each person shall have the stamp in their  
16 possession when hunting, fishing, or taking any wildlife.

17           B. Persons exempt from the Oklahoma Wildlife Land Stamp  
18 requirements of this section are:

19           1. Legal residents of Oklahoma under eighteen (18) years of  
20 age;

21           2. Legal residents of Oklahoma ~~sixty-five (65)~~ sixty-four (64)  
22 years of age or older;

- 1           3. Legal residents of Oklahoma who have a valid lifetime  
2 fishing, hunting, or combination license;
- 3           4. Legal residents of Oklahoma who have a valid senior citizen  
4 lifetime fishing, hunting or combination license;
- 5           5. Persons holding a valid nonresident lifetime fishing  
6 license; ~~and~~
- 7           6. Persons who have acquired a license pursuant to Section 4-  
8 110 or Section 4-128 of ~~Title 29 of the Oklahoma Statutes~~ this title  
9 for fishing in the area of Lake Texoma located within the state;
- 10          7. Nonresidents under sixteen (16) years of age from states  
11 which do not require nonresident fishing licenses for persons under  
12 sixteen (16) years of age;
- 13          8. Nonresidents sixty-four (64) years of age or older from  
14 states which do not require nonresident fishing licenses for persons  
15 sixty-four (64) years of age or older;
- 16          9. Legal resident veterans having a disability of sixty percent  
17 (60%) or more;
- 18          10. Legal resident owners or tenants, their spouses, parents,  
19 grandparents, children and their spouses, grandchildren and their  
20 spouses who hunt on land owned or leased by them or fish in private  
21 ponds on land owned or leased by them;
- 22          11. Every Oklahoma citizen who is serving in a branch of the  
23 United States Armed Forces, is on properly authorized leave of

1 absence from military duty, has in possession proper written  
2 evidence showing such authorized leave, and is serving outside the  
3 State of Oklahoma at the time of such fishing or hunting;

4 12. Any patient of an institution of the State of Oklahoma  
5 established for the care and treatment of mental illness or alcohol  
6 or drug dependency or any developmentally disabled person residing  
7 in any group home or other institution or developmentally disabled  
8 persons when accompanied by an attendant of such institution or  
9 legal guardian of said patient, or when fishing on institutional  
10 property;

11 13. Any person who is legally blind or who has any other  
12 physical impairment, as certified by a physician licensed in this  
13 state or any state which borders this state, which prevents the  
14 person from properly using fishing apparatus without the assistance  
15 of another person, and any one person actually accompanying and  
16 actually assisting such legally blind or otherwise physically  
17 impaired person while the latter is fishing. This certification  
18 shall be carried by the individual while fishing;

19 14. Nonresidents under fourteen (14) years of age;

20 15. Job Corps trainees of this state, provided that such  
21 trainees shall have on their persons a duly authorized  
22 identification card issued by their respective Job Corps Center and  
23 shall present such card upon request, in lieu of a fishing license.

1 The trainees shall return their cards to their respective Job Corps  
2 Center when the trainees leave their respective Job Corps training  
3 programs;

4 16. Any legal resident having a proven disability which renders  
5 the resident nonambulatory and confined to a wheelchair as certified  
6 by a physician licensed in this state or any state which borders  
7 this state; and

8 17. Any person who is fishing with a pole and line, trotline,  
9 or throwline in streams, natural lakes, natural ponds, and mine pits  
10 when using any bait other than commercial or artificial bait, blood,  
11 stink bait, cut fish, and shrimp.

12 C. 1. The Oklahoma Wildlife Land Stamp fee shall be Five  
13 Dollars (\$5.00). Fifty cents (\$0.50) of this fee shall be retained  
14 by the authorized agent issuing the stamp. The remainder of the fee  
15 shall be deposited in the Oklahoma Wildlife Land Fund, created in  
16 Section ~~2~~ 4-141 of this ~~act~~ title, to be used exclusively for:

17 a. the payment of bond debt and related expenses incurred  
18 pursuant to Section ~~5~~ 168.9 of ~~this act~~ Title 73 of  
19 the Oklahoma Statutes for the purchase of public  
20 hunting, fishing, and trapping areas where the public  
21 may hunt, fish, or trap as authorized by law or for  
22 the purchase, lease, or taking of easements on real

1                   property to be used as public hunting, fishing, and  
2                   trapping areas, and  
3        ~~for~~ b.    the management of the real property acquired pursuant  
4                   to Section 5 168.9 of ~~this act~~ Title 73 of the  
5                   Oklahoma Statutes or acquired with proceeds from the  
6                   Oklahoma Wildlife Land Stamp fee.

7           2.   The collection and remittance procedures applicable to  
8   hunting license fees under this title shall apply to the Oklahoma  
9   Wildlife Land Stamp fees.

10          3.   The Oklahoma Wildlife Land Stamp issued pursuant to this  
11   section shall expire on December 31 of each year.

12          4.   Within one (1) year of the final retirement, redemption, or  
13   defeasance of the obligations created pursuant to Section 5 168.9 of  
14   ~~this act~~ Title 73 of the Oklahoma Statutes, the Oklahoma Wildlife  
15   Land Stamp and Oklahoma Wildlife Land Stamp fee requirements  
16   provided for in this section shall terminate.

17          D.   The Oklahoma Wildlife Conservation Commission shall  
18   prescribe, by rule, the form, design, and manner of issuance of the  
19   Oklahoma Wildlife Land Stamp.

20          SECTION 3.        AMENDATORY        Section 2, Chapter 513, O.S.L.  
21   2004 (29 O.S. Supp. 2004, Section 4-141), is amended to read as  
22   follows:

1 Section 4-141. There is hereby created in the State Treasury a  
2 revolving fund for the Oklahoma Wildlife Conservation Commission to  
3 be designated the "Oklahoma Wildlife Land Fund". The Fund shall be  
4 a continuing fund, not subject to fiscal year limitations, and shall  
5 consist of all monies received pursuant to the provisions of Section  
6 ~~4-140~~ of this ~~act~~ title from fees for the Oklahoma Wildlife Land  
7 Stamp and the monies received pursuant to the provisions of  
8 subsection G of Section 4-114 of ~~Title 29 of the Oklahoma Statutes~~  
9 this title from fees for the Lifetime Oklahoma Wildlife Land Stamp.  
10 All monies accruing to the credit of the Fund are hereby  
11 appropriated and shall be expended by the Commission as follows:

12 1. An amount equal to Four Dollars (\$4.00) per stamp to be used  
13 to retire the obligations and related expenses as authorized  
14 pursuant to Section ~~5 168.9~~ of ~~this act~~ Title 73 of the Oklahoma  
15 Statutes or to purchase, lease, or take easements on real property  
16 to be used as public hunting, fishing, and trapping areas; and

17 2. An amount equal to fifty cents (\$0.50) per stamp to be used  
18 by the Commission for management of the real property acquired  
19 pursuant to Section ~~5 168.9~~ of ~~this act~~ Title 73 of the Oklahoma  
20 Statutes or acquired with proceeds from the Oklahoma Wildlife Land  
21 Stamp fee.

1 SECTION 4. REPEALER 29 O.S. 2001, Section 4-114, as last  
2 amended by Section 2, Chapter 284, O.S.L. 2004 (29 O.S. Supp. 2004,  
3 Section 4-114), is hereby repealed.

4 SECTION 5. It being immediately necessary for the preservation  
5 of the public peace, health and safety, an emergency is  
6 hereby declared to exist, by reason whereof this act shall take  
7 effect and be in full force from and after its passage and approval.

8 COMMITTEE REPORT BY: COMMITTEE ON TOURISM & WILDLIFE, dated 4-7-05 -  
9 DO PASS, As Amended.