

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 SENATE BILL 1781

By: Schulz

4  
5  
6 AS INTRODUCED

7 An Act relating to game and fish; amending 29 O.S.  
8 2001, Sections 4-112, as last amended by Section 1,  
Chapter 49, O.S.L. 2008, 4-114, as last amended by  
9 Section 16, Chapter 16, O.S.L. 2006, 4-119, as  
10 amended by Section 5, Chapter 160, O.S.L. 2003, 4-  
11 130, as last amended by Section 3, Chapter 284,  
O.S.L. 2004, and 4-133 (29 O.S. Supp. 2009, Sections  
12 4-112, 4-114, 4-119 and 4-130), which relate to  
licenses issued pursuant to the Oklahoma Wildlife  
13 Conservation Code; deleting references to certain  
14 exemptions; deleting references to certain licenses  
and fees; deleting possession requirement for certain  
15 stamp; combining certain fee; deleting termination  
requirement for certain fee; modifying eligibility  
16 for certain exception; modifying expiration date for  
certain licenses; deleting certain license and fee;  
17 modifying age requirement and fee for certain  
licenses; and providing an effective date.

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

19 SECTION 1. AMENDATORY 29 O.S. 2001, Section 4-112, as  
20 last amended by Section 1, Chapter 49, O.S.L. 2008 (29 O.S. Supp.  
21 2009, Section 4-112), is amended to read as follows:

22 Section 4-112. A. Except as otherwise provided for in the  
23 Oklahoma Wildlife Conservation Code or the Oklahoma Farmed Cervidae  
24 Act, no person may hunt, pursue, trap, harass, catch, kill, take or

1 attempt to take in any manner, use, have in possession, sell, or  
2 transport all or any portion of any wildlife except fish, without  
3 having first procured a license from the Department of Wildlife  
4 Conservation. The Wildlife Conservation Commission shall designate  
5 a consecutive Saturday and Sunday in September of each year as free  
6 hunting days in which residents of this state may hunt without first  
7 procuring a hunting license pursuant to the provisions of this  
8 section.

9 B. Pursuant to the provisions of this Code, persons excepted  
10 from the license requirement of this section are:

- 11 1. Legal residents of Oklahoma under sixteen (16) years of age;
- 12 2. Legal residents of Oklahoma ~~sixty-four (64)~~ sixty-five (65)  
13 years of age or older provided they have obtained a senior citizen's  
14 license pursuant to the provisions of Section 4-133 of this title;
- 15 3. Legal residents born on or before January 1, 1923;
- 16 4. Legal resident veterans having a disability of sixty percent  
17 (60%) or more;
- 18 5. Legal resident owners or tenants who hunt on land owned or  
19 leased by them;
- 20 6. Every citizen of Oklahoma serving in a branch of the United  
21 States Armed Forces on properly authorized leave from military duty  
22 having in his or her possession proper written evidence showing such  
23 authorized leave and serving outside the State of Oklahoma at the  
24 time of the hunting;

1 7. Any nonresident under fourteen (14) years of age;

2 8. Legal residents having a proven disability which renders  
3 them nonambulatory and confines them to a wheelchair, as certified  
4 by a physician licensed in this state or in any state which borders  
5 this state;

6 9. Any person under eighteen (18) years of age who is in the  
7 physical custody of a child care facility as defined by Section 402  
8 of Title 10 of the Oklahoma Statutes; and

9 10. Any person hunting, pursuing, trapping, harassing,  
10 catching, killing, taking, or attempting to take in any manner any  
11 species of rattlesnake during an organized rattlesnake-hunting event  
12 or festival and who has a rattlesnake permit issued pursuant to  
13 Section 4-143 of this title.

14 C. Except as otherwise provided for in this Code, the fees for  
15 licenses listed in this subsection are:

16 1. a. Annual hunting licenses for nonresidents hunting game  
17 other than deer, antelope, or elk, One Hundred Thirty-  
18 six Dollars (\$136.00); for deer, Two Hundred Dollars  
19 (\$200.00); for antelope and elk, Three Hundred Dollars  
20 (\$300.00). There shall be no exemptions for deer,  
21 antelope, elk, or turkey. Any nonresident hunting in  
22 a big game or combination big game and upland game  
23 commercial hunting area shall be required to have an  
24 annual nonresident hunting license pursuant to this

1           subparagraph, and the fee shall be One Hundred Thirty-  
2           six Dollars (\$136.00). For a five-day nonresident  
3           hunting license to hunt game other than deer,  
4           antelope, elk, or turkey, the fee shall be Sixty-nine  
5           Dollars (\$69.00).

6           b. Annual combination hunting licenses for nonresidents  
7           hunting one antlered and one antlerless deer, Two  
8           Hundred Fifty Dollars (\$250.00); for nonresidents  
9           hunting an additional antlerless deer, Fifty Dollars  
10           (\$50.00) which shall be valid only on private lands  
11           not managed by the Department of Wildlife  
12           Conservation.

13           c. Of the amount of monies collected pursuant to the  
14           provisions of this paragraph, Five Dollars (\$5.00) of  
15           the license fee for hunting game other than deer,  
16           antelope and elk, Five Dollars (\$5.00) of the license  
17           fee for hunting deer, Five Dollars (\$5.00) of the  
18           license fee for hunting antelope and elk and Two  
19           Dollars and fifty cents (\$2.50) of the five-day  
20           hunting license shall be deposited in the Wildlife  
21           Land Acquisition Fund created pursuant to the  
22           provisions of Section 4-132 of this title.

23           2. Disability hunting license, residents of this state for at  
24           least six (6) months and who are receiving Social Security

1 Disability benefits, Supplemental Security Income benefits or  
2 disability benefits under the Railroad Retirement Act, 45 U.S.C.A.,  
3 Section 231a or residents who are one-hundred-percent disabled and  
4 are receiving disability payments from the Multiple Injury Trust  
5 Fund pursuant to Section 173 of Title 85 of the Oklahoma Statutes,  
6 may purchase a disability hunting license from the Director for Ten  
7 Dollars (\$10.00) for five (5) years.

8 3. Deer gun hunting license, residents, Nineteen Dollars  
9 (\$19.00). There shall be no exemptions except:

10 a. ~~residents sixty four (64) years of age or older~~  
11 ~~provided such residents have obtained a senior~~  
12 ~~citizen's license pursuant to the provisions of~~  
13 ~~Section 4-133 of this title,~~

14 ~~b.~~ legal residents of Oklahoma under eighteen (18) years  
15 of age provided such residents shall be required to  
16 pay a deer gun hunting license fee of Nine Dollars  
17 (\$9.00),

18 ~~e.~~

19 b. residents with proper certification from the United  
20 States Department of Veterans Affairs or its  
21 successor, certifying that the person is a disabled  
22 veteran in receipt of compensation at the one-hundred-  
23 percent rate shall be exempt from the fees specified  
24 pursuant to this paragraph, and

1           ~~d.~~

2           c.   residents hunting in big game or combination big game  
3                   and upland game commercial hunting areas shall be  
4                   exempt from the fees specified pursuant to this  
5                   paragraph.

6           4.   Deer archery hunting license, residents, Nineteen Dollars  
7           (\$19.00) and for legal residents of Oklahoma under eighteen (18)  
8           years of age, Nine Dollars (\$9.00). There shall be no exemptions  
9           except residents with proper certification from the United States  
10          Department of Veterans Affairs or its successor, certifying that the  
11          person is a disabled veteran in receipt of compensation at the one-  
12          hundred-percent rate and residents hunting in big game or  
13          combination big game and upland game commercial hunting areas shall  
14          be exempt from the fees specified pursuant to this paragraph.

15          5.   Primitive firearms license, residents, Nineteen Dollars  
16          (\$19.00) and for legal residents of Oklahoma under eighteen (18)  
17          years of age, Nine Dollars (\$9.00). There shall be no exemptions  
18          except residents with proper certification from the United States  
19          Department of Veterans Affairs or its successor, certifying that the  
20          person is a disabled veteran in receipt of compensation at the one-  
21          hundred-percent rate and residents hunting in big game or  
22          combination big game and upland game commercial hunting areas shall  
23          be exempt from the fees specified pursuant to this paragraph.

1       6. Elk or antelope hunting license, residents, Fifty Dollars  
2 (\$50.00). There shall be no exemptions except residents hunting in  
3 big game or combination big game and upland game commercial hunting  
4 areas shall be exempt from the fees specified pursuant to this  
5 paragraph.

6       7. Bonus, special or second deer gun hunting license,  
7 residents, Nineteen Dollars (\$19.00). No exemptions except:

8           a. ~~residents sixty five (65) years of age or older~~  
9           ~~provided such residents have obtained a senior~~  
10           ~~citizen's license pursuant to the provisions of~~  
11           ~~Section 4-133 of this title,~~

12           **b.** persons with proper certification from the United  
13           States Department of Veterans Affairs or its  
14           successor, certifying that the person is a disabled  
15           veteran in receipt of compensation at the one-hundred-  
16           percent rate shall be exempt from the fees specified  
17           pursuant to this paragraph, and

18           ~~e.~~

19           **b.** residents hunting in big game or combination big game  
20           and upland game commercial hunting areas shall be  
21           exempt from the fees specified pursuant to this  
22           paragraph.

23       D. The fees for hunting licenses, except as provided for in the  
24 Oklahoma Wildlife Conservation Code, are:

1           1. For legal residents eighteen (18) years of age and older,  
2 Nineteen Dollars (\$19.00); for legal residents sixteen (16) or  
3 seventeen (17) years of age, Four Dollars (\$4.00); and

4           2. Commercial hunting area small game ten-day permit, resident  
5 or nonresident, Five Dollars (\$5.00).

6           E. The provisions of this section shall not be construed to  
7 require a hunting license, resident or nonresident, of any person  
8 merely because the person participates, as owner or handler of an  
9 entry, as an official, or as a spectator in the conduct of a field  
10 trial or performance test of dogs, whether a resident or nonresident  
11 of the State of Oklahoma. No license to hunt shall be required of  
12 any person engaged in training or working dogs, provided that person  
13 is in no way engaged in hunting and does not take or attempt to take  
14 in any manner any game.

15           F. 1. Any person arrested for hunting game other than deer,  
16 antelope, elk, or turkey without a valid hunting license as required  
17 by the provisions of subsection A of this section may purchase a  
18 substitute temporary thirty-day license from the arresting game  
19 warden in lieu of posting bond. Proof of hunter safety  
20 certification will not be required for the temporary substitute  
21 license. The fee for a substitute license purchased pursuant to the  
22 provisions of this subsection shall be:

23           a. for legal residents, Fifty Dollars (\$50.00), and  
24

1           b.    for nonresidents, One Hundred Forty-five Dollars  
2                   (\$145.00).

3           2.    Except as otherwise provided for by this subsection, the  
4 fees from licenses purchased pursuant to the provisions of this  
5 subsection shall be deposited in the Wildlife Conservation Fund to  
6 be used exclusively for developing, managing, preserving, and  
7 protecting wildlife and wildlife habitat.

8           G.    Any person producing proof in court that a current hunting  
9 license issued by the Department of Wildlife Conservation to that  
10 person was in force at the time of the alleged offense shall be  
11 entitled to dismissal of a charge of violating this section upon  
12 payment of court costs; however, if proof of hunting license is  
13 presented to the court or district attorney within seventy-two (72)  
14 hours after the violation, the charge shall be dismissed without  
15 payment of court costs.

16           H.    Unless a substitute license is purchased as provided for by  
17 subsection F of this section, any resident convicted of violating  
18 the provisions of this section shall be punished by the imposition  
19 of a fine of not less than Twenty-five Dollars (\$25.00) nor more  
20 than Two Hundred Dollars (\$200.00), or by imprisonment in the county  
21 jail for a period not to exceed thirty (30) days, or by both.

22           I.    Unless a substitute license is purchased as provided for by  
23 subsection F of this section, any nonresident convicted of violating  
24 the provisions of this section shall be punished by the imposition

1 of a fine of not less than Two Hundred Dollars (\$200.00) nor more  
2 than Five Hundred Dollars (\$500.00), or by imprisonment in the  
3 county jail for a period not to exceed six (6) months, or by both.

4 SECTION 2. AMENDATORY 29 O.S. 2001, Section 4-114, as  
5 last amended by Section 16, Chapter 16, O.S.L. 2006 (29 O.S. Supp.  
6 2009, Section 4-114), is amended to read as follows:

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

12 B. The fee for these licenses shall be:

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

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

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

21 ~~6. Lifetime combination hunting/fishing license for persons~~  
22 ~~sixty (60) years of age or older, Two Hundred Fifteen Dollars~~  
23 ~~(\$215.00).~~

24

1 C. Legal resident having proper certification from the United  
2 States Department of Veterans Affairs or its successor certifying  
3 that the person is a disabled veteran may purchase a disability  
4 lifetime combination hunting/fishing license from the State Wildlife  
5 Conservation Director. The fees for the license shall be as  
6 follows:

7 1. Two Hundred Dollars (\$200.00) for veterans having a  
8 disability of less than sixty percent (60%); and

9 2. Twenty-five Dollars (\$25.00) for veterans having a  
10 disability of sixty percent (60%) or more.

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

16 E. ~~Nonresidents may purchase a lifetime nonresident fishing~~  
17 ~~license. The fee for such license shall be Two Hundred Fifty~~  
18 ~~Dollars (\$250.00).~~

19 ~~F.~~ Should any lifetime license be lost or destroyed, a  
20 duplicate will be issued by the Department of Wildlife Conservation  
21 for a fee of Ten Dollars (\$10.00).

22 ~~G.~~ F. A lifetime licensee shall not lose the privileges of such  
23 license by a subsequent transfer of residency.

24

1        ~~H.~~ G. 1. In addition to the fees imposed pursuant to  
2 subsections B, and C ~~and E~~ of this section, a person purchasing a  
3 lifetime fishing, hunting or combination license shall be required  
4 to purchase a Lifetime Oklahoma Wildlife Land Stamp. ~~Each person~~  
5 ~~shall have the stamp in their possession while hunting, fishing, or~~  
6 ~~taking any wildlife.~~ The fee for the Lifetime Oklahoma Wildlife  
7 Land Stamp shall be Twenty-five Dollars (\$25.00) and is included  
8 with the lifetime license issued by the Department of Wildlife  
9 Conservation and is added to the price of the lifetime license. The  
10 fee for the stamp shall be distributed as follows:

11            a. Twenty Dollars (\$20.00) from each stamp shall be  
12 deposited in the Oklahoma Wildlife Land Fund, created  
13 in Section 4-141 of this title, to be used to retire  
14 the obligations and related expenses as authorized  
15 pursuant to Section 168.9 of Title 73 of the Oklahoma  
16 Statutes or to purchase, lease, or purchase easements  
17 on real property to be used as public hunting,  
18 fishing, and trapping areas; and

19            b. Five Dollars (\$5.00) from each stamp shall be  
20 deposited in the Oklahoma Wildlife Land Fund, created  
21 in Section 4-141 of this title, to be used by the  
22 Commission for management of the real property  
23 acquired pursuant to Section 168.9 of Title 73 of the  
24

1 Oklahoma Statutes or acquired with proceeds from the  
2 Oklahoma Wildlife Land Stamp fee.

3 2. The Oklahoma Wildlife Conservation Commission shall  
4 prescribe, by rule, the form, design, and manner of issuance of the  
5 Lifetime Oklahoma Wildlife Land Stamp.

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

11 SECTION 3. AMENDATORY 29 O.S. 2001, Section 4-119, as  
12 amended by Section 5, Chapter 160, O.S.L. 2003 (29 O.S. Supp. 2009,  
13 Section 4-119), is amended to read as follows:

14 Section 4-119. A. No person may trap any furbearers without  
15 having first procured a license from the Director. A furbearer  
16 trapping license may be issued only to persons holding a hunting  
17 license applicable to their residency.

18 B. Persons excepted from the license requirements of this  
19 section are ~~only those~~ resident lifetime hunting and lifetime  
20 combination license holders, and resident owners or tenants or the  
21 children of an owner or tenant, who trap on land owned or leased by  
22 the owner or tenants.

23 C. The fees for a license under this section shall be:

24 1. For residents,

1 a. Nine Dollars (\$9.00) for the use of twenty (20) traps  
2 or less.

3 b. Sixty-eight Dollars and fifty cents (\$68.50) for a  
4 professional trapper, defined as a person using more  
5 than twenty (20) traps.

6 2. For nonresidents, Three Hundred Forty-five Dollars  
7 (\$345.00).

8 D. All licenses issued pursuant to this section shall expire on  
9 ~~January 31~~ the last day of February of each year.

10 E. Any person convicted of violating the provisions of  
11 subparagraph a, paragraph 1 of subsection C of this section shall be  
12 punished by a fine of not less than Twenty-five Dollars (\$25.00) nor  
13 more than One Hundred Dollars (\$100.00).

14 F. Any person convicted of violating the provisions of  
15 subparagraph b, paragraph 1 of subsection C of this section shall be  
16 punished by the imposition of a fine of not less than One Hundred  
17 Dollars (\$100.00) nor more than Two Hundred Dollars (\$200.00) or by  
18 imprisonment in the county jail for a period not to exceed six (6)  
19 months, or by both said fine and imprisonment.

20 G. Any person convicted of violating the provisions of  
21 paragraph 2 of subsection C of this section shall be punished by a  
22 fine of not less than Five Hundred Dollars (\$500.00) nor more than  
23 One Thousand Dollars (\$1,000.00) or by imprisonment in the county  
24

1 jail for a period not to exceed one (1) year, or by both such fine  
2 and imprisonment.

3 SECTION 4. AMENDATORY 29 O.S. 2001, Section 4-130, as  
4 last amended by Section 3, Chapter 284, O.S.L. 2004 (29 O.S. Supp.  
5 2009, Section 4-130), is amended to read as follows:

6 Section 4-130. A. Except as otherwise provided in the Oklahoma  
7 Wildlife Conservation Code, no person may hunt or take any waterfowl  
8 during the open season on waterfowl unless the person has first  
9 obtained an Oklahoma waterfowl hunting stamp or license from the  
10 Director or authorized agents of the Director. Each person shall  
11 have the stamp or license in their possession when hunting or taking  
12 any waterfowl. When a stamp is purchased, the stamp shall be  
13 validated by the signature of the licensee written across the face  
14 of the stamp.

15 B. Persons excepted from the Oklahoma waterfowl hunting stamp  
16 or license requirement of this section are:

17 1. Legal residents of Oklahoma under sixteen (16) years of age;  
18 and

19 2. Legal residents of Oklahoma sixty-five (65) years of age or  
20 older.

21 C. 1. The Oklahoma waterfowl hunting stamp fee shall be Nine  
22 Dollars (\$9.00). The remainder of the fee shall be deposited in the  
23 Wildlife Conservation Fund, to be used exclusively in the State of  
24 Oklahoma, for the purpose of developing, managing, preserving,

1 restoring and maintaining wetland habitats and for the conservation  
2 and management of waterfowl and ecologically related species.

3 2. The collection and remittance procedures applicable to  
4 hunting license fees under this title shall apply to waterfowl stamp  
5 or license fees.

6 3. The waterfowl stamp or license issued pursuant to this  
7 section shall expire on June 30 of each year.

8 D. The Oklahoma Wildlife Conservation Commission shall  
9 prescribe, by regulation, the form, design and manner of issuance of  
10 the waterfowl stamp. The art for the stamp shall be selected from  
11 an art contest which shall be regulated by the Commission.

12 E. ~~An Oklahoma resident may purchase from the Department a~~  
13 ~~lifetime Oklahoma Waterfowl License. The fee for such lifetime~~  
14 ~~Oklahoma Waterfowl License shall be Fifty Dollars (\$50.00). The~~  
15 ~~income from the sale of the lifetime waterfowl license will be~~  
16 ~~invested by the Department in any investment permitted by a written~~  
17 ~~investment policy adopted by the Wildlife Conservation Commission,~~  
18 ~~provided, all investments shall be made in accordance with the~~  
19 ~~Oklahoma Uniform Prudent Investor Act. The interest derived~~  
20 ~~therefrom shall be expended by the Commission for the purpose of~~  
21 ~~developing, managing, preserving, restoring, and maintaining~~  
22 ~~waterfowl habitats and waterfowl species.~~

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24

1        ~~F.~~ Any person convicted of violating any of the provisions of  
2 this section shall be punished by a fine of not less than Twenty-  
3 five Dollars (\$25.00) nor more than One Hundred Dollars (\$100.00).

4        ~~G.~~ F. Nothing in this title shall prohibit a person from  
5 hunting waterfowl exclusively on their own property without an  
6 Oklahoma waterfowl hunting stamp or license.

7        SECTION 5.        AMENDATORY        29 O.S. 2001, Section 4-133, is  
8 amended to read as follows:

9        Section 4-133. A. 1. Except as otherwise provided by this  
10 subsection, no person ~~born after January 1, 1923,~~ who is ~~sixty-four~~  
11 ~~(64)~~ sixty-five (65) years of age or older and who is exempt,  
12 pursuant to paragraph 2 or 3 of subsection B of Section 4-110 or  
13 paragraph 2 or 3 of subsection B of Section 4-112 of this title,  
14 from the licensing requirements set forth in said sections, shall  
15 fish, hunt, pursue, trap, harass, catch, kill, take or attempt to  
16 take in any manner, use, have in possession, sell, or transport all  
17 or any portion of any wildlife without having first obtained a  
18 senior citizen lifetime hunting or fishing or hunting and fishing  
19 combination license from the Director or any of his or her  
20 authorized agents.

21        2. Any person who is ~~sixty-three (63)~~ sixty-four (64) years of  
22 age shall be eligible for the senior citizen lifetime license,  
23 hunting and fishing license or senior citizen fees provided by this  
24

1 section during the calendar year in which such person turns ~~sixty-~~  
2 ~~four (64)~~ sixty-five (65) years of age.

3 B. The fees for the licenses required pursuant to this section  
4 shall be as follows:

5 1. ~~Five~~ Fifteen Dollars and ~~twenty-five cents (\$5.25)~~ (\$15.00)  
6 for a senior citizen lifetime hunting license;

7 2. ~~Five~~ Fifteen Dollars and ~~twenty-five cents (\$5.25)~~ (\$15.00)  
8 for a senior citizen lifetime fishing license;

9 3. ~~Nine~~ Twenty-five Dollars and ~~twenty-five cents (\$9.25)~~  
10 (\$25.00) for a senior citizen lifetime combination hunting and  
11 fishing license.

12 ~~Said~~ The fees collected pursuant to this subsection shall be  
13 deposited in the Wildlife Heritage Fund created in Section 4-134 of  
14 this title.

15 C. ~~Federal matching funds received by the Oklahoma Wildlife~~  
16 ~~Conservation Commission shall be used to match expended monies~~  
17 ~~collected pursuant to this section.~~

18 ~~D.~~ Unless a substitute license is purchased as provided for by  
19 subsection E of Section 4-110 of this title or subsection F of  
20 Section 4-112 of this title, any person convicted of violating the  
21 provisions of subsection A of this section shall be punished by the  
22 imposition of a fine of not less than Twenty-five Dollars (\$25.00)  
23 nor more than One Hundred Dollars (\$100.00), or by imprisonment in  
24

1 the county jail for a period not to exceed thirty (30) days, or by  
2 both ~~said~~ such fine and imprisonment.

3 ~~E-~~ D. Any person subject to the provisions of this section  
4 violating the provisions of this section may make application for a  
5 senior citizen lifetime license for hunting and/or fishing with a  
6 game warden. The application fee for the senior citizen lifetime  
7 license shall be the same as stated in subsection B of this section.  
8 ~~Said~~ The fee shall be submitted to the game warden. The application  
9 fee shall cover the cost of the senior citizen lifetime license  
10 which will be mailed to the individual by the Department. A copy of  
11 the application shall serve as a temporary senior citizen license.

12 SECTION 6. This act shall become effective January 1, 2011.

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