

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 56th Legislature (2018)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3173

By: Kerbs and Coody

7
8 COMMITTEE SUBSTITUTE

9 An Act relating to game and fish; amending 29 O.S.
10 2011, Section 4-130, which relates to waterfowl
11 hunting stamps; providing waterfowl license fee;
12 specifying the Oklahoma Wildlife Conservation
13 Commission shall be authorized to issue any waterfowl
14 stamps; and providing an effective date.

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

16 SECTION 1. AMENDATORY 29 O.S. 2011, Section 4-130, is
17 amended to read as follows:

18 Section 4-130. A. Except as otherwise provided in the Oklahoma
19 Wildlife Conservation Code, no person may hunt or take any waterfowl
20 during the open season on waterfowl unless the person has first
21 obtained an Oklahoma waterfowl hunting stamp or license from the
22 Director or authorized agents of the Director. Each person shall
23 have the stamp or license in their possession when hunting or taking
24 any waterfowl. When a stamp is purchased, the stamp shall be

1 validated by the signature of the licensee written across the face
2 of the stamp.

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

5 1. Legal residents of Oklahoma under sixteen (16) years of age;
6 and

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

9 C. 1. The Oklahoma waterfowl hunting stamp fee and waterfowl
10 license shall each be Nine Dollars (\$9.00). The remainder of the
11 fee shall be deposited in the Wildlife Conservation Fund, to be used
12 exclusively in the State of Oklahoma, for the purpose of developing,
13 managing, preserving, restoring and maintaining wetland habitats and
14 for the conservation and management of waterfowl and ecologically
15 related species.

16 2. The collection and remittance procedures applicable to
17 hunting license fees under this title shall apply to waterfowl stamp
18 or license fees.

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

21 D. The Oklahoma Wildlife Conservation Commission ~~shall~~ may
22 prescribe, by regulation, the form, design and manner of issuance,
23 if any, of the waterfowl stamp, which could include the selection of
24 art for such stamp from an art contest regulated by the Commission.

1 ~~The art for the stamp shall be selected from an art contest which~~
2 ~~shall be regulated by the Commission.~~

3 E. 1. Any person arrested for hunting or taking any waterfowl
4 during the open season on waterfowl without a valid Oklahoma
5 waterfowl hunting stamp or license as required by the provisions of
6 subsection A of this section may purchase a substitute temporary
7 thirty-day stamp or license from the arresting game warden in lieu
8 of posting bond. Proof of hunter safety certification shall not be
9 required for the temporary substitute stamp or license. The fee for
10 a substitute stamp or license purchased pursuant to the provisions
11 of this subsection shall be:

- 12 a. for legal residents - Fifty Dollars (\$50.00), and
- 13 b. for nonresidents - One Hundred Forty-five Dollars
14 (\$145.00).

15 2. The fees from the temporary stamp and license purchased
16 pursuant to the provisions of this subsection shall be deposited in
17 the Wildlife Conservation Fund, to be used exclusively in the State
18 of Oklahoma, for the purpose of developing, managing, preserving,
19 restoring and maintaining wetland habitats and for the conservation
20 and management of waterfowl and ecologically related species.

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

1 G. Nothing in this title shall prohibit a person from hunting
2 waterfowl exclusively on their own property without an Oklahoma
3 waterfowl hunting stamp or license.

4 SECTION 2. This act shall become effective November 1, 2018.

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6 COMMITTEE REPORT BY: COMMITTEE ON WILDLIFE, dated 02/28/2018 - DO
7 PASS, As Amended and Coauthored.
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