

1 SB49  
2 125300-4  
3 By Senator Scofield  
4 RFD: Agriculture, Conservation, and Forestry  
5 First Read: 01-MAR-11  
6 PFD: 02/25/2011

1 SB49

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4 ENROLLED, An Act,

5 Relating to game and fish; to amend Section 9-11-84  
6 of the Code of Alabama 1975, prohibiting the sale of game  
7 fish, to add yellow perch raised in farm ponds to the list of  
8 game fish exempt from the prohibition against sale under  
9 certain conditions.

10 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

11 Section 1. Section 9-11-84 of the Code of Alabama  
12 1975, is amended to read as follows:

13 "§9-11-84.

14 "(a) It shall be unlawful for any person to sell or  
15 offer for sale within this state, or ship or transport for  
16 sale within or without this state, or to ship into this state  
17 any game fish caught or taken in any of the fresh waters,  
18 whether public or private, of this state or any other state.  
19 All species of black bass, white bass, yellow bass, saltwater  
20 striped bass, bream, and pickerel, as well as walleye, sauger,  
21 black and white crappie, and yellow perch are designated game  
22 fish for the purpose of this section.

23 "(b) This section shall not apply to the sale of  
24 game fish raised in hatcheries and sold for the purposes of  
25 stocking ponds and lakes, nor shall it apply to the sale of

1 nonnative game fish raised for human consumption, nor shall it  
2 apply to the sale of yellow perch, largemouth bass,  
3 shellcracker, and bluegill bream raised in farm ponds;  
4 provided, that, prior to any sale provided for in this  
5 section, the seller shall have first obtained a permit for the  
6 sale from the Commissioner, Department of Conservation and  
7 Natural Resources.

8 "(c) Nothing in this section shall prevent the  
9 practice of private pond owners or managers charging for game  
10 fish caught by fishermen from the pond when the charges are  
11 based on the number of fish caught or the total pounds caught.

12 "(d) A violation of this section shall constitute a  
13 misdemeanor; and, upon conviction thereof, the person, firm,  
14 or corporation convicted shall be fined not less than five  
15 hundred dollars (\$500) nor more than one thousand dollars  
16 (\$1,000) for each offense."

17 Section 2. This act shall become effective on the  
18 first day of the third month following its passage and  
19 approval by the Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate

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Speaker of the House of Representatives

SB49

Senate 05-APR-11

I hereby certify that the within Act originated in and passed the Senate.

Patrick Harris  
Secretary

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House of Representatives  
Passed: 09-JUN-11

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By: Senator Scofield