

1 SB46  
2 196046-1  
3 By Senator Holley  
4 RFD: Agriculture, Conservation and Forestry  
5 First Read: 05-MAR-19  
6 PFD: 02/28/2019

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8 SYNOPSIS: Current Alabama law provides for a  
9 discounted three-day group hunting license for  
10 military veterans, both residents and  
11 non-residents, who are 50 percent or more disabled.

12 This bill would extend that discounted group  
13 rate to all totally and permanently disabled  
14 persons, while continuing to keep that rate  
15 available to military veterans who are 50 percent  
16 or more physically disabled. This bill would also  
17 change the name of that discounted license to the  
18 "Physically Disabled Sportsman's special three-day  
19 event license."

20 This bill would preserve the existing  
21 discounted annual license for physically disabled  
22 resident veterans.

23  
24 A BILL  
25 TO BE ENTITLED  
26 AN ACT  
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1           To amend Section 9-11-49, Code of Alabama 1975,  
2 relating to the Physically Disabled Military Veteran's  
3 Appreciation three-day trip event license; to extend that  
4 discounted group rate to all totally and permanently  
5 physically disabled persons, veteran and non-veteran; to  
6 rename that event license the "Physically Disabled Sportsman's  
7 special three-day event license;" and to amend Section  
8 9-11-54, Code of Alabama 1975, to make conforming changes.

9 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

10           Section 1. Sections 9-11-49 and 9-11-54 of the Code  
11 of Alabama 1975 are amended to read as follows:

12           "§9-11-49.

13           "Any nonresident of this state who is 16 years or  
14 older shall, in lieu of the all game license provided for in  
15 Section 9-11-47, procure one of the following "trip all game"  
16 hunting licenses to hunt all legal game in this state, the  
17 procurement of which shall be in the same manner as provided  
18 for procuring the nonresident annual hunting licenses provided  
19 for in Sections 9-11-46 and 9-11-47, by paying the license  
20 fees herein specified, which licenses will authorize the  
21 holder of the license to hunt in this state for a period of  
22 days specified on the license from the day the license was  
23 issued:

24           "(1) A "nonresident all game 10-day trip hunting  
25 license," the cost of which shall be one hundred sixty-eight  
26 dollars (\$168), plus a two dollar (\$2) issuance fee, which  
27 fees shall be subject to adjustment as provided for in Section

1 9-11-68. This license shall be valid for those legal hunting  
2 hours occurring during the then current license year for a  
3 period not to exceed 240 consecutive hours from the beginning  
4 date and time, as selected and designated by the licensee to  
5 the issuing agent at the time of issuance.

6 "(2) A "nonresident all game 3-day trip hunting  
7 license," the cost of which shall be one hundred eighteen  
8 dollars (\$118), plus a two dollar (\$2) issuance fee, which  
9 fees shall be subject to adjustment as provided for in Section  
10 9-11-68. This license shall be valid for those legal hunting  
11 hours occurring during the then current license year for a  
12 period not to exceed 72 consecutive hours from the beginning  
13 date and time, as selected and designated by the licensee to  
14 the issuing agent at the time of issuance.

15 "(3) In addition, effective with the license year  
16 beginning September 1, ~~2013~~ 2019, there shall be a Physically  
17 Disabled ~~Military Veteran's Appreciation~~ Sportsman's special  
18 three-day ~~trip~~ event license, for events sanctioned by the  
19 Commissioner of Conservation and Natural Resources, that shall  
20 permit up to 10 ~~U.S. military veterans~~ disabled persons,  
21 resident or non-resident, which names shall be designated on  
22 the license, otherwise meeting the requirements of this  
23 section who are totally and permanently disabled and receiving  
24 disability retirement from a public or private entity or a  
25 disability benefit from the federal Social Security  
26 Administration, the United States Railroad Retirement, the  
27 United States Office of Personnel Management, the Retirement

1 Systems of Alabama, or a unit of federal, state, or local  
2 government designated by rule of the department, or who may  
3 show by physician certification that they are totally and  
4 permanently disabled to a degree that would make them eligible  
5 to receive those benefits, or who are certified by the U.S.  
6 Veterans' Administration as 50 percent or more physically  
7 disabled, to purchase the license as an alternative to the  
8 trip hunting license for a fee equal to the nonresident all  
9 game three-day hunting license, plus the applicable issuance  
10 fee. This license shall also permit up to 10 non-hunter  
11 assistants, resident or non-resident, to attend the event for  
12 the sole purpose of aiding the physically disabled hunters.  
13 The application shall have attached evidence of the receipt of  
14 disability benefits, or other medical certification of  
15 disability, as may be required by rule. The duration of this  
16 license shall be the same as that of the nonresident all game  
17 three-day hunting license.

18 ~~"(3)~~ (4) There shall be provided on the license form  
19 for the licenses provided for in this section a check-off  
20 option whereby the licensee may voluntarily choose to donate  
21 an additional one dollar (\$1) to the Division of Wildlife and  
22 Freshwater Fisheries for the purpose of research on wildlife  
23 and wildlife habitat as approved by the Advisory Board of  
24 Conservation and Natural Resources."

25 "§9-11-54.

26 "(a) Any person who is totally and permanently  
27 disabled and receiving disability retirement from a public or

1 private entity or a disability benefit from the federal Social  
2 Security Administration, the United States Railroad  
3 Retirement, the United States Office of Personnel Management,  
4 the Retirement Systems of Alabama, or a unit of federal,  
5 state, or local government designated by rule of the  
6 department and who has been a bona fide resident of this state  
7 for not less than 90 days next preceding the date of  
8 application may, upon the payment of an annual license fee as  
9 provided in subsection (b), plus an issuance fee of one dollar  
10 (\$1), procure a special fishing or hunting license in the  
11 following manner: The applicant shall file with the person, in  
12 the county in which he or she resides, who is duly authorized  
13 to issue licenses, an application, stating his or her age,  
14 place of residence, post office address, and length of  
15 residence in this state. The application shall have attached  
16 evidence of the receipt of disability benefits as may be  
17 required by rule.

18 "(b) For purposes of this section, annual license  
19 fees shall be as follows:

20 "(1) Hunting license: five dollars (\$5).

21 "(2) Freshwater fishing license: two dollars (\$2).

22 "(3) Saltwater fishing license: two dollars (\$2).

23 "(c) The annual license and issuance fees provided  
24 in this section shall be subject to adjustment as provided in  
25 Section 9-11-68.

1           "(d) The license application process, including, but  
2 not limited to, providing proof of residency and disability  
3 status, may be established by rule.

4           "(e) (1)a. A fishing license issued pursuant to this  
5 section shall be in lieu of the annual resident fishing  
6 license in Section 9-11-53.

7           "b. A hunting license issued pursuant to this  
8 section shall be in lieu of the annual resident hunting  
9 license in Section 9-11-44, except for the disabled ~~military~~  
10 ~~veterans~~ persons hunting license provided in that section.

11           "c. A saltwater fishing license issued pursuant to  
12 this section shall be in lieu of the annual resident saltwater  
13 fishing license in Section 9-11-53.1.

14           "(2) This section does not supersede any additional  
15 license or requirement to hunt on state-operated wildlife  
16 management areas, as provided in Section 9-11-45 or to hunt  
17 migratory waterfowl, as provided in Section 9-11-433.

18           "(3) An annual resident hunting or freshwater  
19 fishing license for a person with a disability shall entitle  
20 the license holder to all of the privileges of the wildlife  
21 heritage license.

22           "(f) The issuing officer or authority shall be  
23 allowed an issuance fee of one dollar (\$1) for each license  
24 issued. In counties in which the probate judge or issuing  
25 officer is on a fee system, the issuing fee shall be retained  
26 by the probate judge or issuing officer, and in a county in  
27 which the probate judge or issuing officer is on a salary

1 basis, the issuing fee shall be paid into the county treasury.  
2 These licenses shall not be issued by special agents."

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