

1 HB197  
2 197599-2  
3 By Representatives Crawford, Warren, Shiver, Standridge,  
4 Lovvorn, Whitt, Shedd, Greer, Wilcox, Faust, McMillan,  
5 Wadsworth, South, Kitchens and Sullivan  
6 RFD: Agriculture and Forestry  
7 First Read: 19-MAR-19

1 ENGROSSED

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3  
4 A BILL  
5 TO BE ENTITLED  
6 AN ACT  
7

8 To amend Section 9-11-244 of the Code of Alabama  
9 1975, relating to hunting; to allow the taking of whitetail  
10 deer or feral swine by means of bait when a person purchases a  
11 baiting privilege license from the Department of Conservation  
12 and Natural Resources; and to provide for the suspension of  
13 the use of a baiting privilege license to prevent the spread  
14 of diseases among wildlife under certain conditions.

15 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

16 Section 1. Section 9-11-244 of the Code of Alabama  
17 1975, is amended to read as follows:

18 "§9-11-244.

19 "(a) No Except as provided in subsection (b), no  
20 person at any time shall take, catch, kill, or attempt to  
21 take, catch, or kill any bird or animal protected by law or  
22 ~~regulation~~ rule of the State of Alabama by means, aid, or use,  
23 directly or indirectly, of any bait, such as shelled, shucked,  
24 or unshucked corn or of wheat or other grain, salt, or any  
25 other feed whatsoever that has been so deposited, placed,  
26 distributed, or scattered as to constitute for ~~such~~ the birds  
27 or animals a lure, attraction, or enticement to, on, or over

1 the area where ~~such~~ a hunter or hunters are attempting to kill  
2 or take them; provided, that ~~such~~ the birds or animals may be  
3 taken under properly shocked corn and standing crops of corn,  
4 wheat, or other grain or feed and grains scattered solely as a  
5 result of normal agricultural harvesting; and provided  
6 further, migratory birds may be hunted under the most recent  
7 ~~provisions~~ regulations established by the U.S. Fish and  
8 Wildlife Service or ~~regulations~~ rules ~~promulgated~~ adopted by  
9 the Commissioner of the Department of Conservation and Natural  
10 Resources within the limits of the federal regulations.

11 "(b) (1) This section shall not apply to a person  
12 hunting whitetail deer or feral swine with the aid of bait on  
13 privately owned or leased lands; provided, that the person has  
14 purchased, and is in possession of, a bait privilege license  
15 issued by the Department of Conservation and Natural Resources  
16 as follows:

17 "a. The annual resident bait privilege license fee  
18 shall be fourteen dollars (\$14), plus an issuance fee of one  
19 dollar (\$1).

20 "b. The annual nonresident bait privilege license  
21 fee shall be fifty dollars (\$50), plus an issuance fee of one  
22 dollar (\$1).

23 "(2) The fees provided for by this section shall be  
24 subject to adjustment as provided in Section 9-11-68.

25 "(3) A bait privilege license required by this  
26 section shall be procured in the same manner as an annual

1 hunting license, with the issuance fee for the bait privilege  
2 license paid to and retained by the issuing office or agency.

3 "(4) A person who is exempt from purchasing a  
4 hunting license shall not be exempt from the requirement to  
5 purchase a bait privilege license pursuant to this section.

6 "(c) The commissioner may, without refund, suspend  
7 the use of a baiting privilege license on a county, regional,  
8 or statewide basis to prevent the spread of diseases among  
9 wildlife by announcing the suspension in a news release and  
10 may adopt rules to manage the feeding of wild game animal  
11 populations.

12 "(d) The Department of Conservation and Natural  
13 Resources may adopt rules to implement the act adding this  
14 amendatory language."

15 Section 2. This act shall become effective  
16 immediately following its passage and approval by the  
17 Governor, or its otherwise becoming law.

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House of Representatives

Read for the first time and re-  
ferred to the House of Representa-  
tives committee on Agriculture and  
Forestry..... 19-MAR-19

Read for the second time and placed  
on the calendar 1 amendment ..... 03-APR-19

Read for the third time and passed  
as amended..... 11-APR-19

Yeas 85, Nays 10, Abstains 2

Jeff Woodard  
Clerk