

1 HB44
2 172718-1
3 By Representative McMillan
4 RFD: Agriculture and Forestry
5 First Read: 02-FEB-16
6 PFD: 02/01/2016

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8 SYNOPSIS: Under existing law, a person is not
9 permitted to collect protected wild animals or
10 birds or bird eggs for scientific purposes unless
11 the person has a permit from the Department of
12 Conservation and Natural Resources. The cost of the
13 permit is \$1 and a person who violates this
14 provision is subject to a fine of not less than \$10
15 nor more than \$25.

16 This bill would establish three types of
17 permits for the purposes of protection of wild
18 invertebrate or vertebrate species, or their eggs,
19 would increase the fees, and would provide that the
20 applicable fine would be three times the cost of
21 the appropriate permit.

22
23 A BILL
24 TO BE ENTITLED
25 AN ACT
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1 To amend Section 9-11-231 of the Code of Alabama
2 1975, relating to permits issued by the Department of
3 Conservation and Natural Resources for the collection of
4 protected wild animals or birds or bird eggs for propagation
5 or scientific purposes; to provide that the law will apply to
6 any wild invertebrate or vertebrate species, or their eggs; to
7 provide for different types of permits and the fees for the
8 permits; and to further provide for the fines for violations.
9 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

10 Section 1. Section 9-11-231 of the Code of Alabama
11 1975, is amended to read as follows:

12 "§9-11-231.

13 "(a) No person shall at any time collect any
14 protected wild ~~animal or bird or egg of any bird~~ invertebrate
15 or vertebrate species, or their eggs, in this state for
16 propagation or scientific purposes except under the direction,
17 supervision and regulation of the Commissioner of Conservation
18 and Natural Resources, who, on the payment of ~~\$1.00~~ the
19 applicable fee, may issue ~~such~~ propagation or scientific
20 permits annually to properly accredited persons or
21 institutions, ~~as follows:~~

22 "(1) A general permit for individuals.....\$50.

23 "(2) An educational permit for professors or
24 teachers, which shall also allow their current students to
25 operate thereunder.....\$10.

1 "(3) A master collecting permit involving more than
2 one individual acting in the name of a firm, corporation, or
3 agency.....\$100.

4 "(b) Any person, firm, association or corporation
5 being or having in possession at any time ~~such animal or bird~~
6 ~~or the eggs of such bird~~ a protected wild invertebrate or
7 vertebrate species, or their eggs, without a permit as
8 ~~provided~~ required in this section shall be guilty of a
9 misdemeanor and, upon conviction therefor, shall be punished
10 by a fine of ~~not less than \$10.00 nor more than \$25.00 for~~
11 ~~each offense~~ three times the amount of the applicable permit."

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