

LEGISLATIVE BILL 434

Approved by the Governor March 15, 1979

Introduced by Constitutional Revision and Recreation Committee, Reutzel, 15, Chmn.; Carsten, 2; Hefner, 19; Stoney, 4; Pirsch, 10; Koch, 12; George, 16

AN ACT to amend section 37-214.03, Reissue Revised Statutes of Nebraska, 1943, and sections 37-202 and 37-214.04, Revised Statutes Supplement, 1978, relating to game and fish; to provide additional permits that do not expire annually; to restrict exemptions as prescribed; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,

Section. 1. That section 37-202, Revised Statutes Supplement, 1978, be amended to read as follows:

37-202. Permits to hunt, fish, or trap shall be issued on a form prepared and supplied by the Game and Parks Commission. Such permit shall bear a description of the person to whom issued, setting forth occupation, age, color of eyes and hair, height and weight, and the date of its issuance. All permits shall bear the signature of the secretary of the commission or a facsimile of such signature. All legally issued permits shall authorize the person named therein to hunt for, kill or take game and fish, in lawful season and manner, during the period for which the permit is issued. All of said permits, except for those permits for veterans provided by section 37-214.03 and for persons at least seventy years old provided by section 37-214.04 which shall be permanent permits, shall expire at midnight on December 31 of the year in which issued; Provided, that trapping and fur buyer permits shall expire on June 30, after the issuance thereof. Said permits to be valid must be countersigned by the holder. The permit shall be on the person of the holder, at all times while he or she is hunting, trapping or fishing, and shall be shown immediately upon demand to any officer or person whose duty it is to enforce the provisions of this act. Any person hunting, fishing or trapping in this state without such permit actually on or about his or her person, as above required, shall be deemed to be without such permit.

Sec. 2. That section 37-214.03, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

37-214.03. Any veteran of any war as defined in section 80-401.01, who is a legal resident of the State of Nebraska, and (1) who is rated by the Veterans Administration as fifty per cent or more disabled as a result of service in the armed forces of the United States, (2) who is receiving a pension from the Veterans Administration as a result of total and permanent disability, which disability was not incurred in line of duty in the military service, ~~(3) who served in the armed forces of the United States during the Spanish-American War, Philippine Insurrection, Boxer Rebellion, or World War I and received an honorable discharge for that service; or (4) who is a veteran as defined in section 80-401.01 and or~~ (3) who is sixty-five years of age or older and ~~received an honorable discharge for such~~ service shall be exempt from the payment of any fees provided by the laws of the State of Nebraska for the privilege of fishing or hunting in Nebraska, except that such exemption shall not extend to the privilege of commercial fishing, trapping of fur-bearing animals, or of hunting for deer, antelope, wild turkey, or any other species of fish and game on which the open season is limited to a restricted number of permits, or to special permits for a restricted area or game management unit. If disabled persons are unable by reason of physical infirmities to hunt and fish in the normal manner, the Game and Parks Commission may issue special permits without cost to those persons to hunt and fish from a vehicle, but such permit shall not authorize any person to shoot from any public highway. All permits issued without the payment of any fees pursuant to this section shall be perpetual and become void only upon termination of eligibility of such veteran as provided in this section. The Game and Parks Commission is authorized to promulgate rules and regulations necessary to carry out the provisions of this section.

Sec. 3. That section 37-214.04, Revised Statutes Supplement, 1978, be amended to read as follows:

37-214.04. Any person who is at least seventy years old and a resident of this state shall be exempt from the payment of any fees provided by the laws of the State of Nebraska for the privilege of fishing or hunting in Nebraska, except that such exemption shall not extend to the privilege of commercial fishing, trapping of fur-bearing animals, or of hunting for deer, antelope, wild turkey, or any other species of fish and game on which the open season is limited to a restricted number of permits, or to special permits for a restricted area or game management unit. The permit shall be a permanent permit which shall not expire. If disabled persons are unable by reason of physical infirmities to hunt and fish

LB434

in the normal manner, the Game and Parks Commission may issue special permits without cost to those persons to hunt and fish from a vehicle, but such permit shall not authorize any person to shoot from any public highway. The Game and Parks Commission is authorized to promulgate rules and regulations necessary to carry out the provisions of this section.

Sec. 4. That original section 37-214.03, Reissue Revised Statutes of Nebraska, 1943, and sections 37-202 and 37-214.04, Revised Statutes Supplement, 1978, are repealed.