

**ONE HUNDRED FIRST LEGISLATURE - FIRST SESSION - 2009**  
**COMMITTEE STATEMENT**  
**LB105**

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**Hearing Date:** Wednesday January 21, 2009  
**Committee On:** Natural Resources  
**Introducer:** Natural Resources  
**One Liner:** Change provisions relating to fees, licenses, permits, funds, penalties, and damages under the Game Law and the State Boat Act

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File with amendment(s)

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**Vote Results:**  
**Aye:** 7 Senators Carlson, Dubas, Fischer, Haar, Langemeier, McCoy, Schilz  
**Nay:**  
**Absent:** 1 Senator Cook  
**Present Not Voting:**

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**Proponents:**  
Senator Chris Langemeier  
Jim Douglas  
Joe Herrod  
Wes Sheets

**Representing:**  
Introducer  
Game and Parks Commission  
Nebraska Council of Sportsmens Clubs  
Nebraska Division, Izaak Walton Leagues

**Opponents:**  
Duane Gangwish

**Representing:**  
Nebraska Cattlemen

**Neutral:**

**Representing:**

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**Summary of purpose and/or changes:**

LB 105 was introduced at the request of the Game and Parks Commission.

The bill does the following: (1) establishes or revises penalties and minimum fines for violation of various Game and Parks statutes [sections 1, 3, 6, 7, 13, 16, 18, 19, 20, 31, 41, 42, 44, 45, 46, 47, and 49]; (2) revises fee structures for permits [sections 5, 8, 10, 14 to 28, 30, 31, 33 to 40, and 50 to 53]; (3) clarifies that fishing using a bow and arrow from a vessel and aided by artificial light for an unprotected species is not prohibited; (4) adds identification requirements for motorboat leasing and renting; (5) exempts zoos accredited by the Association of Zoos and Aquariums or Zoological Association from obtaining certain captive animal permits; (6) requires twenty-five percent of the fees received for lifetime game permits to be invested and not spent by the commission; (7) allows the commission to use the Nebraska Habitat Fund for access and enhancement improvements; (8) clarifies how permits are to be issued to family members and nonresident property owners; (9) requires written permission to administer certain drugs to wildlife under the commission's jurisdiction; and (10) revises damages payable to the state for illegally selling, purchasing, taking or possessing wildlife.

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**Explanation of amendments:**

The Committee amendment amends section 21, subsection (5), by reinstating the word "leases" and revising the new language to ensure a combination of land is owned and leased by a Nebraska resident to qualify for a limited permit to hunt elk.

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Chris Langemeier, Chairperson