

LEGISLATURE OF NEBRASKA
ONE HUNDRED SECOND LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 697

Introduced by Coash, 27; Fulton, 29; Langemeier, 23.

Read first time January 19, 2011

Committee: Natural Resources

A BILL

1 FOR AN ACT relating to the Game Law; to amend sections 37-615 and
2 37-618, Reissue Revised Statutes of Nebraska; to provide
3 for a hearing regarding privileges and permits suspended
4 or revoked in other jurisdictions; to harmonize
5 provisions; and to repeal the original sections.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 37-615, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 37-615 It shall be unlawful for any person to take any
4 species of wildlife protected by the Game Law while his or her
5 permits are revoked. It shall be unlawful for any person to apply for
6 or purchase a permit to hunt, fish, or harvest fur in Nebraska while
7 his or her permits are revoked and while the privilege to purchase
8 such permits is suspended. Any person who violates this section shall
9 be guilty of a Class III misdemeanor and in addition shall be
10 suspended from hunting, fishing, and fur harvesting or purchasing
11 permits to hunt, fish, and harvest fur for a period of not less than
12 two nor more than five years as the court directs. The court shall
13 consider the number and severity of the violations of the Game Law in
14 determining the length of the suspension.

15 ~~Any person whose privilege or permit to hunt, fish, or~~
16 ~~harvest fur in another state has been suspended or revoked as a~~
17 ~~result of a conviction shall not be eligible to obtain a permit to~~
18 ~~hunt, fish, or harvest fur if the conviction would constitute grounds~~
19 ~~for suspension or revocation under sections 37-614 to 37-617 until~~
20 ~~the period of suspension or revocation in the other state has~~
21 ~~expired.~~

22 Sec. 2. Section 37-618, Reissue Revised Statutes of
23 Nebraska, is amended to read:

24 37-618 ~~Any~~ (1) Except as otherwise provided in subsection
25 (3) of this section, any person whose privilege or permit to hunt,

1 fish, or harvest fur has been suspended or revoked in any
2 jurisdiction within the United States or Canada shall be prohibited
3 from obtaining a permit for such activity in this state during the
4 period of suspension or revocation in the prosecuting jurisdiction if
5 the offense for which the privilege or permit is suspended or revoked
6 is an offense under the Game Law or would constitute grounds for
7 suspension or revocation under sections 37-614 to 37-617.

8 (2) If such person has previously obtained a permit under
9 the Game Law for such activity, the permit shall become invalid and
10 shall be suspended for the same period as determined in the
11 prosecuting jurisdiction. The person shall immediately return the
12 permit to the commission. No person shall possess a permit which has
13 been suspended or revoked under this section except as otherwise
14 provided in subsection (3) of this section.

15 (3) The commission may adopt and promulgate rules and
16 regulations to create a process to allow a person whose privilege or
17 permit to hunt, fish, or harvest fur has been suspended or revoked in
18 any jurisdiction within the United States or Canada to request a
19 hearing before the commission to determine if the offense for which
20 the privilege or permit is suspended or revoked is an offense under
21 the Game law or would constitute grounds for suspension or revocation
22 under sections 37-614 to 37-617.

23 (4) Any person who violates the provisions of this
24 section shall be guilty of a Class I misdemeanor.

25 Sec. 3. Original sections 37-615 and 37-618, Reissue

1 Revised Statutes of Nebraska, are repealed.