

LEGISLATURE OF NEBRASKA
ONE HUNDRED FOURTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 394

Introduced by Schilz, 47.

Read first time January 16, 2015

Committee: Natural Resources

- 1 A BILL FOR AN ACT relating to game and parks; to amend sections 37-564
- 2 and 37-568, Reissue Revised Statutes of Nebraska; to change
- 3 provisions relating to interference with a person hunting, trapping,
- 4 or fishing; and to repeal the original sections.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 37-564, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 37-564 (1) No person shall knowingly and intentionally interfere or
4 attempt to interfere with another person who is not trespassing and who
5 is lawfully hunting or trapping any game bird, game animal, fur-bearing
6 animal, or other wild mammal or bird or engaged in activity associated
7 with hunting or trapping.

8 (2) No person shall knowingly and intentionally interfere or attempt
9 to interfere with another person who is not trespassing and who is
10 lawfully fishing or engaged in activity associated with fishing.

11 (3) No person shall knowingly and intentionally interfere or attempt
12 to interfere by intimidation using a telephone or other electronic method
13 of communication with another person who is not trespassing and who is
14 lawfully hunting, trapping, or fishing or engaged in activity associated
15 with hunting, trapping, or fishing.

16 (4 ~~3~~) For purposes of this section, (a) activity associated with
17 hunting, trapping, or fishing shall mean travel, camping, or other acts
18 that are preparatory to or in conjunction with hunting, trapping, or
19 fishing on lands or waters upon which hunting, trapping, or fishing may
20 lawfully occur and that are done by a hunter, a trapper, or an angler or
21 by a member of a hunting, trapping, or fishing party and (b) interfere
22 shall mean (i) disturbing, scaring, chasing, or otherwise driving away by
23 any means any game bird, game animal, fur-bearing animal, other wild
24 mammal or bird, or game fish, but shall not include releasing a non-fur-
25 bearing animal, except a coyote, from a trap, (ii) impeding or
26 obstructing a person who is hunting, trapping, or fishing, (iii) impeding
27 or obstructing a person who is engaged in an activity associated with
28 hunting, trapping, or fishing, (iv) affecting the condition or location
29 of personal property intended for use in hunting, trapping, or fishing,
30 and (v) intentionally placing himself or herself into the line of fire
31 for the purpose of interfering with lawful hunting or trapping.

1 Sec. 2. Section 37-568, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 37-568 It shall be unlawful for any person to use any aircraft,
4 vessel, vehicle, snowmobile, or other conveyance, firearm, bow and arrow,
5 projectile, device, radio, telephone, an electronic device, or other
6 equipment in the commission of any of the acts prohibited under section
7 37-564 or 37-567.

8 Sec. 3. Original sections 37-564 and 37-568, Reissue Revised
9 Statutes of Nebraska, are repealed.