

AMENDMENTS TO LB 299

Introduced by Chambers, 11

1           1. Insert the following section:

2           Sec. 16. Section 37-614, Reissue Revised Statutes of  
3 Nebraska, is amended to read:

4           37-614 (1) When a person pleads guilty to or is convicted  
5 of any violation listed in this subsection, the court shall, in  
6 addition to any other penalty, revoke and require the immediate  
7 surrender of all permits to hunt, fish, and harvest fur held by  
8 such person and suspend the privilege of such person to hunt,  
9 fish, and harvest fur and to purchase such permits for a period  
10 of not less than one nor more than three years. The court shall  
11 consider the number and severity of the violations of the Game Law  
12 in determining the length of the revocation and suspension. The  
13 violations shall be:

14           (a) Carelessly or purposely killing or causing injury to  
15 livestock with a firearm or bow and arrow;

16           (b) Purposely taking or having in his or her possession  
17 a number of game animals, game fish, game birds, or fur-bearing  
18 animals exceeding twice the limit established pursuant to section  
19 37-314;

20           (c) Taking any species of wildlife protected by the Game  
21 Law during a closed season in violation of section 37-502;

22           (d) Resisting or obstructing any officer or any employee  
23 of the commission in the discharge of his or her lawful duties in

1 violation of section 37-609; and

2 (e) Being a habitual offender of the Game Law.

3 (2) When a person pleads guilty to or is convicted of any  
4 violation listed in this subsection, the court may, in addition to  
5 any other penalty, revoke and require the immediate surrender of  
6 all permits to hunt, fish, and harvest fur held by such person and  
7 suspend the privilege of such person to hunt, fish, and harvest  
8 fur and to purchase such permits for a period of not less than  
9 one nor more than three years. The court shall consider the number  
10 and severity of the violations of the Game Law in determining the  
11 length of the revocation and suspension. The violations shall be:

12 (a) Hunting, fishing, or fur harvesting without a permit  
13 in violation of section 37-411;

14 (b) Hunting from a vehicle, aircraft, or boat in  
15 violation of section 37-513, 37-514, 37-515, 37-535, or 37-538;  
16 and

17 (c) Trapping wildlife in the county right-of-way in  
18 violation of section 37-513; and

19 ~~(e)~~ (d) Knowingly taking any wildlife on private land  
20 without permission in violation of section 37-722.

21 (3) When a person pleads guilty to or is convicted of  
22 any violation of the Game Law or the rules and regulations of the  
23 commission not listed in subsection (1) or (2) of this section, the  
24 court may, in addition to any other penalty, revoke and require  
25 the immediate surrender of all permits to hunt, fish, and harvest  
26 fur held by such person and suspend the privilege of such person  
27 to hunt, fish, and harvest fur and to purchase such permits for a

1 period of one year.

2           2. In the Standing Committee amendment, AM189, on page  
3 1, strike beginning with "The" in line 10 through "(b)" in line  
4 14 and insert "It shall be unlawful to trap any wildlife in the  
5 county road right-of-way. The county board may, by resolution,  
6 allow for trapping the county right-of-way if written permission is  
7 obtained from the board or its designee. Failure to obtain written  
8 permission from the county board under this subdivision shall  
9 constitute second degree criminal trespass under section 28-521.

10           (b) When the county board has passed a resolution to  
11 allow trapping the county right-of-way, the county board may adopt  
12 and promulgate rules and regulations for trapping the county road  
13 right-of-way. Such rules and regulations may include, but are  
14 not limited to, requirements, notification, identification, and  
15 trapping methods allowed.

16           (c)".

17           3. On page 23, line 3, after "37-548," insert "37-614,".

18           4. Renumber the remaining sections accordingly.