

AMENDMENTS TO LB127

Introduced by Natural Resources.

1 1. Strike the original sections and insert the following new
2 sections:

3 Section 1. Section 37-455, Reissue Revised Statutes of Nebraska, is
4 amended to read:

5 37-455 (1) The commission may issue a limited permit for deer,
6 antelope, wild turkey, or elk to a person who is a qualifying landowner
7 or leaseholder or a member of such person's ~~and his or her~~ immediate
8 family as described in this section. The commission may issue nonresident
9 landowner limited permits after preference has been given for the
10 issuance of resident permits as provided in rules and regulations adopted
11 and promulgated by the commission. A permit shall be valid during the
12 predetermined period established by the commission pursuant to sections
13 37-447 to 37-450, 37-452, 37-456, or 37-457. Upon receipt of an
14 application in proper form as prescribed by the rules and regulations of
15 the commission, the commission may issue (a) a limited deer, antelope, or
16 wild turkey permit valid for hunting on all of the land which is owned or
17 leased by the qualifying landowner or leaseholder if such lands are
18 identified in the application or (b) a limited elk permit valid for
19 hunting on the entire elk management unit of which the land of the
20 qualifying landowner or leaseholder included in the application is a
21 part.

22 (2)(a) The commission shall adopt and promulgate rules and
23 regulations prescribing procedures and forms and create requirements for
24 documentation by an applicant or permittee to determine whether the
25 applicant or permittee is a Nebraska resident and is a qualifying
26 landowner or leaseholder of the described property or is a member of the
27 immediate family of such qualifying landowner or leaseholder. The

1 commission may adopt and promulgate rules and regulations that create
2 requirements for documentation to designate one qualifying landowner
3 among partners of a partnership or officers or shareholders of a
4 corporation that owns or leases eighty acres or more of farm or ranch
5 land for agricultural purposes and among beneficiaries of a trust that
6 owns or leases eighty acres or more of farm or ranch land for
7 agricultural purposes. Only a person who is a qualifying landowner or
8 leaseholder or a member of ~~and~~ such person's immediate family may apply
9 for a limited permit. An applicant may apply for no more than one permit
10 per species per year except as otherwise provided in the rules and
11 regulations of the commission. For purposes of this section, member of a
12 person's immediate family means and is limited to the spouse of such
13 person, any child or stepchild of such person or of the spouse of such
14 person, any spouse of any such child or stepchild, any sibling of such
15 person sharing ownership in the property, and any spouse of any such
16 sibling ~~a husband and wife and their children or siblings sharing~~
17 ~~ownership in the property.~~

18 (b) The conditions applicable to permits issued pursuant to sections
19 37-447 to 37-450, 37-452, 37-456, or 37-457, whichever is appropriate,
20 shall apply to limited permits issued pursuant to this section, except
21 that the commission may pass commission orders for species harvest
22 allocation pertaining to the sex and age of the species harvested which
23 are different for a limited permit than for other hunting permits. For
24 purposes of this section, white-tailed deer and mule deer shall be
25 treated as one species.

26 (3)(a) To qualify for a limited permit to hunt deer or antelope, the
27 applicant shall be a Nebraska resident who (i) owns or leases eighty
28 acres or more of farm or ranch land for agricultural purposes or a member
29 of such person's immediate family or (ii) is the partner, officer,
30 shareholder, or beneficiary designated as the qualifying landowner by a
31 partnership, corporation, or trust as provided in the rules and

1 regulations under subdivision (2)(a) of this section or a member of the
2 immediate family of the partner, officer, shareholder, or beneficiary.
3 The number of limited permits issued annually per species for each farm
4 or ranch shall not exceed the total acreage of the farm or ranch divided
5 by eighty. The fee for a limited permit to hunt deer or antelope shall be
6 one-half the fee for the regular permit for such species.

7 (b) A nonresident of Nebraska who owns three hundred twenty acres or
8 more of farm or ranch land in the State of Nebraska for agricultural
9 purposes or a member of such person's immediate family may apply for a
10 limited deer or antelope permit. The number of limited permits issued
11 annually per species for each farm or ranch shall not exceed the total
12 acreage of the farm or ranch divided by three hundred twenty. The fee for
13 such a permit to hunt deer or antelope shall be one-half the fee for a
14 nonresident permit to hunt such species.

15 (c) The commission may adopt and promulgate rules and regulations
16 providing for the issuance of an additional limited deer permit to a
17 qualified individual for the taking of a deer without antlers at a fee
18 equal to or less than the fee for the original limited permit.

19 (4)(a) To qualify for a limited permit to hunt wild turkey, the
20 applicant shall be a Nebraska resident who (i) owns or leases eighty
21 acres or more of farm or ranch land for agricultural purposes or a member
22 of such person's immediate family or (ii) is the partner, officer,
23 shareholder, or beneficiary designated as the qualifying landowner by a
24 partnership, corporation, or trust as provided in the rules and
25 regulations under subdivision (2)(a) of this section or a member of the
26 immediate family of the partner, officer, shareholder, or beneficiary.
27 The number of limited permits issued annually per season for each farm or
28 ranch shall not exceed the total acreage of the farm or ranch divided by
29 eighty. An applicant may apply for no more than one limited permit per
30 season. The fee for a limited permit to hunt wild turkey shall be one-
31 half the fee for the regular permit to hunt wild turkey.

1 (b) A nonresident of Nebraska who owns three hundred twenty acres or
2 more of farm or ranch land in the State of Nebraska for agricultural
3 purposes or a member of such person's immediate family may apply for a
4 limited permit to hunt wild turkey. Only one limited wild turkey permit
5 per three hundred twenty acres may be issued annually for each wild
6 turkey season under this subdivision. The fee for such a permit to hunt
7 shall be one-half the fee for a nonresident permit to hunt wild turkey.

8 (5) To qualify for a limited permit to hunt elk, (a) the applicant
9 shall be (i) a Nebraska resident who owns three hundred twenty acres or
10 more of farm or ranch land for agricultural purposes, (ii) a Nebraska
11 resident who leases six hundred forty acres or more of farm or ranch land
12 for agricultural purposes or has a leasehold interest and an ownership
13 interest in farm or ranch land used for agricultural purposes which when
14 added together totals at least six hundred forty acres, (iii) a
15 nonresident of Nebraska who owns at least one thousand two hundred eighty
16 acres of farm or ranch land for agricultural purposes, or (iv) a member
17 of such owner's or lessee's immediate family and (b) the qualifying farm
18 or ranch land of the applicant shall be within an area designated as an
19 elk management zone by the commission in its rules and regulations. An
20 applicant shall not be issued a limited bull elk permit more than once
21 every three years, and the commission may give preference to a person who
22 did not receive a limited elk permit or a specified type of limited elk
23 permit during the previous years. The fee for a resident landowner
24 limited permit to hunt elk shall not exceed one-half the fee for the
25 regular permit to hunt elk. The fee for a nonresident landowner limited
26 permit to hunt elk shall not exceed three times the cost of a resident
27 elk permit. The number of applications allowed for limited elk permits
28 for each farm or ranch shall not exceed the total acreage of the farm or
29 ranch divided by the minimum acreage requirements established for the
30 property. No more than one person may qualify for the same described
31 property.

1 Sec. 2. Original section 37-455, Reissue Revised Statutes of
2 Nebraska, is repealed.