

LEGISLATIVE BILL 341

Approved by the Governor March 27, 1991

Introduced by Natural Resources Committee:

R. Johnson, 34, Chairperson; Beutler, 28;
Elmer, 38; Hartnett, 45; Lamb, 43;
Morrissey, 1; Schmit, 23

AN ACT relating to the Game Law; to amend section 37-505, Revised Statutes Supplement, 1990; to eliminate a prohibition on possession of certain protected game as prescribed; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 37-505, Revised Statutes Supplement, 1990, be amended to read as follows:

37-505. It shall be unlawful to buy, sell, or barter (1) any game bird or part thereof, except the feathers or skins from legally taken upland game birds, (2) any antelope, cottontail rabbit, deer, elk, squirrel, or bullfrog, except that deer, antelope, or elk hides from legally taken animals may be sold, or (3) any game fish protected by the Game Law at any time except as provided in section 37-503.05, whether such bird, animal, or fish was killed or taken within or outside this state, except that game - it shall be unlawful for any commercial institution, commission house, restaurant, or safe keeper to possess at any time game birds or game animals protected by the Game Law. Game fish lawfully shipped in from outside this state by residents of this state or game or fish lawfully acquired from a licensed game farm, from a person having a fish culture permit, or, in the case of bullheads, pursuant to section 37-503.05 may be sold in this state, and the- The burden of proof shall be upon any such buyer, seller, or possessor to show by competent and satisfactory evidence that any game or game fish in his or her possession or sold by him or her was lawfully imported shipped in from outside this state or was lawfully acquired from a licensed game farm, from a person having a fish culture permit, or, in the case of bullheads, pursuant to section 37-503.05 one of such sources. Nonresidents holding a valid nonresident fish dealer's permit may possess, buy, sell, transport, and ship live bait minnows, live fish, all frogs, and

crayfish legally obtained from outside this state or from a licensed fish hatchery in accordance with rules and regulations adopted and promulgated by the commission. The fee for a nonresident fish dealer's permit shall be four hundred dollars.

Sec. 2. That original section 37-505, Revised Statutes Supplement, 1990, is repealed.