

23:1-1 et al

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 1999 **CHAPTER:** 282

NJSA: 23:1-1 et al (License fees – hunting, fishing, trapping)

BILL NO: S1378 (Substituted for A2549)

SPONSOR(S): Littell and Vitale

DATE INTRODUCED: September 24, 1998

COMMITTEE: **ASSEMBLY:** Appropriations; Agriculture & Natural Resources

SENATE: Budget & Appropriations; Environment

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: **ASSEMBLY:** December 13, 1999

SENATE: June 24, 1999

DATE OF APPROVAL: December 20, 1999

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL: 2nd Reprint Enacted
(Amendments during passage denoted by superscript numbers)

S1378

SPONSORS STATEMENT: (Begins on page 14 of original bill) [Yes](#)

COMMITTEE STATEMENT: **ASSEMBLY:** [Yes](#) [12-6-99 \(Agriculture\)](#)
[Yes](#) [12-13-99 \(Approp.\)](#)

SENATE: [Yes](#) [5-6-99 \(Environment\)](#)
[Yes](#) [5-20-99 \(Budget\)](#)

FLOOR AMENDMENT STATEMENTS: No

LEGISLATIVE FISCAL ESTIMATE: [Yes](#)

A2549

SPONSORS STATEMENT: (Begins on page 14 of original bill) [Yes](#)

Bill and Sponsors Statement identical to S1258

COMMITTEE STATEMENT: **ASSEMBLY:** [Yes](#) [12-6-99 \(Agriculture\)](#)
[Yes](#) [12-13-99 \(Approp.\)](#)

Identical to 12-13-99 Assembly Statement for S1378

SENATE: No

FLOOR AMENDMENT STATEMENTS: No

LEGISLATIVE FISCAL ESTIMATE: No

VETO MESSAGE:

No

GOVERNOR'S PRESS RELEASE ON SIGNING:

Yes

FOLLOWING WERE PRINTED:

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HEARINGS:

No

NEWSPAPER ARTICLES:

No

P.L. 1999, CHAPTER 282, *approved December 20, 1999*
Senate, No. 1378 (*Second Reprint*)

1 **AN ACT** concerning fish and wildlife, amending various sections of
2 Title 23 of the Revised Statutes, supplementing Title 23 of the
3 Revised Statutes, and repealing R.S.23:3-23, R.S.23:3-24,
4 R.S.23:3-25, and R.S.23:3-26.

5

6 **BE IT ENACTED** by the Senate and General Assembly of the State
7 of New Jersey:

8

9 1. R.S.23:1-1 is amended to read as follows:

10 23:1-1. As used in this title:

11 "Assistant protector" or "assistant fish and game protector" means
12 the Deputy Chief of the Bureau of Law Enforcement in the division;

13 "Closed season" means the date and time of year when wildlife may
14 not be captured, taken, killed, or had in possession in the field;

15 "Code" means the State Fish and Game Code;

16 "Conservation officer" means any sworn, salaried member of the
17 Bureau of Law Enforcement in the division holding the titles of
18 Conservation Officer I, II, or III, and includes the titles of Supervising
19 Conservation Officer and Chief of the Bureau of Law Enforcement;

20 "Council" means the Fish and Game Council in the Division of Fish
21 **[, Game]** and Wildlife in the Department of Environmental Protection;

22 "Delaware river" means the waters of the Delaware river from the
23 Pennsylvania shore to the New Jersey shore, or in the case of any
24 tributaries or inland bays on the New Jersey side, to the mouths of
25 those tributaries or bays;

26 "Deputy warden" or "deputy fish and game warden" means any
27 commissioned deputy conservation officer of the Bureau of Law
28 Enforcement in the division;

29 "Division," "Division of Fish, Game and Wildlife," "board," or

30 "Board of Fish and Game Commissioners" means the Division of Fish
31 **[, Game]** and Wildlife in the Department of Environmental Protection;

32 "Fishing" means the possession of an instrument used to take fish
33 in a condition that makes the instrument readily usable, while in a
34 place or in proximity thereto where fish may be found;

35 "Hunting" means the possession of an instrument used to take
36 wildlife in a condition that makes the instrument readily usable, while
37 in a place or in proximity thereto where wildlife may be found;

38 "Open season" means the date and time of year when wildlife may

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SEN committee amendments adopted May 6, 1999.

² Senate SBA committee amendments adopted May 20, 1999.

1 be captured, taken, killed, or had in possession;

2 "Protector" or "fish and game protector" means the Chief of the
3 Bureau of Law Enforcement in the division;

4 "Warden" or "fish and game warden" means a conservation officer;

5 "Wildlife" means any wild mammal, bird, reptile, amphibian, fish,
6 mollusk, crustacean or other wild animal or any part, product, egg or
7 offspring or the dead body or parts thereof.

8 (cf: P.L.1997, c.291, s.1)

9

10 2. (New section) a. The Division of Fish, Game and Wildlife is
11 continued and constituted as the Division of Fish and Wildlife in the
12 Department of Environmental Protection. All the functions, powers,
13 and duties of the existing Division of Fish, Game and Wildlife and the
14 director thereof are continued in the Division of Fish and Wildlife and
15 the director thereof, and whenever the term "Division of Fish, Game
16 and Wildlife" occurs or any reference is made thereto in any law,
17 contract, or document, it shall be deemed or mean to refer to the
18 Division of Fish and Wildlife.

19 b. The Fish and Game Council, together with all its functions,
20 powers and duties, is continued as the Fish and Game Council in the
21 Division of Fish and Wildlife in the Department of Environmental
22 Protection.

23

24 3. R.S.23:3-1 is amended to read as follows:

25 23:3-1. a. A person shall not at any time hunt, take or attempt to
26 take, kill or pursue, with a gun or any firearm of any kind or character,
27 or with longbow and arrow, a wild bird, animal or fowl, or take or
28 attempt to take any skunk, mink, muskrat, or other fur-bearing animal
29 by means of a trap, or set a trap for any fur-bearing animal, nor shall
30 any person above the age of **[14]** 16 years at any time take or attempt
31 to take fish in any of the fresh waters of this State by the method
32 commonly known as angling with a hand line or rod and line, or with
33 longbow and arrow, unless he has first procured a proper license.

34 b. A person shall not engage in hunting, fishing or trapping unless
35 the appropriate license or tag as prescribed hereunder is visibly
36 displayed in a holder in a conspicuous place on the outer clothing at
37 the time of such hunting, fishing or trapping. A licensee shall exhibit
38 his license and tag for inspection to any conservation officer, deputy
39 conservation officer, police officer or other person requesting to see
40 it.

41 c. A person under 12 years of age shall not be issued a trapping
42 license.

43 d. A person who is on active duty with any branch or department
44 of the armed service of the United States shall be entitled to hunt or
45 fish upon obtaining the proper resident license therefor.

46 e. Nothing in this section shall prevent the occupant of a farm in

1 this State, who actually resides thereon, or the immediate members of
 2 his family who also reside thereon, from hunting for, taking, killing or
 3 pursuing with a gun or firearm or a longbow and arrow on the farm a
 4 wild bird, animal or fowl, from taking any skunk, mink, muskrat, or
 5 other fur-bearing animal by means of a trap or from setting a trap for
 6 a fur-bearing animal on the farm, or from taking fish on the farm with
 7 hand line, rod and line, or longbow and arrow in the manner provided
 8 by law during the time when it is lawful so to do, without being
 9 licensed hereunder. The exemption provided pursuant to this
 10 subsection shall not apply to a person residing on the farm or in a
 11 tenant house thereon who is not a member of the occupant's family,
 12 nor to a servant of the occupant.

13 f. (1) Any person found hunting, fishing or trapping without the
 14 proper license or tag as may be required conspicuously displayed
 15 pursuant to subsection b. of this section shall be liable to a penalty of
 16 \$10 and costs, to be recovered pursuant to the provisions of Title 23,
 17 chapter 10, of the Revised Statutes.

18 (2) Any person who violates any provision of this section for which
 19 a penalty is not otherwise expressly provided, shall be liable to a
 20 penalty of not less than \$50 nor more than \$200 for each offense.
 21 (cf: P.L.1993, c.20, s.2)

22
 23 4. Section 9 of P.L.1986, c.198 (C.23:3-1c) is amended to read as
 24 follows:

25 9. The **【Division of Fish, Game and Wildlife】** division is authorized
 26 to charge a \$2.00 nonrefundable application fee, in addition to any
 27 other permit or license fees authorized by law, for each permit or
 28 license, as follows:

29	【Duplicate hunting and fishing	\$2.00
30	Falconry	2.00
31	Beaver	2.00
32	Otter	2.00
33	Turkey	2.00
34	Special season deer	2.00
35	Rifle	2.00
36	Semi-wild hunting preserve	2.00
37	Commercial fishing preserve	2.00
38	Commercial shooting preserve	2.00
39	Senior citizen fishing (over 70 years of age)	2.00
40	Senior citizen clamming	2.00
41	Field trial	2.00
42	Horseback riding on wildlife management area	2.00
43	Daily use permit for wildlife management area	2.00
44	Clubhouse rental	2.00
45	Fire on wildlife management area	2.00
46	Fish stocking by clubs	2.00

1	Lake lowering	2.00
2	Alewife (for bait)	2.00
3	Carp and suckers	2.00
4	Fish basket for eels, catfish, carp, and suckers	2.00
5	Game animals and game birds:	
6	Individual hobby	2.00
7	Scientific holding	2.00
8	Zoological	2.00
9	Propagation and sale	2.00
10	Animal exhibitor	2.00
11	Animal theatrical agency	2.00
12	Fur farming	2.00
13	Salvage--recover carcass	2.00
14	Special purpose	2.00
15	Scientific collecting--fish	2.00
16	Crab pot (recreational)	2.00
17	Crab pot (commercial)	2.00
18	Menhaden netting	2.00
19	Food fish netting	2.00
20	Commercial fish netting	2.00 】
21	<u>duplicate hunting and fishing; falconry; beaver; otter; turkey; coyote;</u>	
22	<u>special season Canada goose; special season deer; rifle; semi-wild</u>	
23	<u>hunting preserve; commercial fishing preserve; commercial shooting</u>	
24	<u>preserve; senior citizen fishing; senior citizen clamming; field trial;</u>	
25	<u>horseback riding on wildlife management area; daily use permit for</u>	
26	<u>wildlife management area; clubhouse rental; fire on wildlife</u>	
27	<u>management area; fish stocking by clubs; lake lowering; alewife (for</u>	
28	<u>bait); carp and suckers; fish basket for eels, catfish, carp, and suckers;</u>	
29	<u>game animals and game birds - individual hobby, scientific holding,</u>	
30	<u>zoological, propagation and sale, animal exhibitor, animal theatrical</u>	
31	<u>agency, and fur farming; salvage - recover carcass; special purpose;</u>	
32	<u>scientific collecting - fish; crab pot (recreational); crab pot</u>	
33	<u>(commercial); menhaden netting; food fish netting; and commercial</u>	
34	<u>fish netting.</u>	

35 The amounts remitted to the State Treasury for these application
36 fees shall be deposited to the credit of the **】**"Hunters' and Anglers'
37 License Fund." **】** "hunters' and anglers' license fund."
38 (cf: P.L.1986, c.198, s.9)

39
40 ¹⁵. Section 1 of P.L.1993, c.303 (C.23:3-1e) is amended to read
41 as follows:

42 1. a. Notwithstanding any law, rule, or regulation to the contrary,
43 no fee, including application fees and issuance fees, may be charged of
44 an applicant for a license, permit, stamp, tag, or certificate to hunt,
45 fish, trap, or otherwise lawfully take fish, game, or any other wildlife
46 in the State, who is an active member of the New Jersey National

1 Guard who has completed Initial Active Duty Training or who is a
2 disabled veteran.

3 The Division of Fish, Game and Wildlife shall prescribe by
4 regulation the types of evidence that may be used to qualify persons
5 for the benefits of this section.

6 b. As used in this act **【,】**:

7 "Disabled veteran" means any resident of the State who has been
8 honorably discharged or released under honorable circumstances from
9 active service in any branch of the Armed Forces of the United States
10 and who has been declared by the United States Department of
11 Veterans Affairs, or its successor, to have a service-connected
12 disability of any degree; and

13 "Initial Active Duty Training" means Basic Military Training, for
14 members of the New Jersey Air National Guard, and Basic Combat
15 Training and Advanced Individual Training, for members of the New
16 Jersey Army National Guard.¹

17 (cf: P.L.1993, c.303, s.1)

18

19 ¹**【5.】 6.**¹ (New section) For the purpose of meeting the costs of
20 complying with information collection activities mandated by the
21 United States Fish and Wildlife Service Migratory Bird Harvest
22 Information Program, the division is authorized to charge a fee of
23 \$2.00 to any person who hunts migratory birds, which fee shall be in
24 addition to any other fees charged for licenses, permits, or stamps
25 required by law to hunt migratory birds.

26

27 ¹**【6.】 7.**¹ Section 11 of P.L.1982, c.180 (C.23:3-1.1) is amended
28 to read as follows:

29 11. a. The **【Division of Fish, Game and Wildlife】** division shall
30 issue a special license combining the resident's firearm hunting license,
31 the resident's bow and arrow license and the resident's fishing license
32 as provided under R.S.23:3-4 into one license to be designated as the
33 "All Around Sportsman License."

34 b. The "All Around Sportsman License" shall authorize its holder
35 to hunt with a shotgun or bow and arrow and to angle or attempt to
36 take fish in the fresh waters of this State at the time, and in the
37 manner, provided by law and the State Fish and Game Code, except
38 that this license shall not authorize its holder to take trout from the
39 fresh waters of the State.

40 c. A resident of this State above the age of 16 years may procure
41 the "All Around Sportsman License" from the **【Division of Fish, Game**
42 **and Wildlife】** division at Trenton or from its agents as designated by
43 the division. It shall not be valid unless it contains the signature of the
44 owner written in ink. Each license issued under this section shall
45 expire on December 31 next following its issuance.

46 d. The division shall determine the form of the "All Around

1 Sportsman License." The fee for this license shall be ~~[\$54.50]~~ \$71.25
2 and an issuance fee of ~~[\$0.50]~~ ¹~~[\$0.75]~~ \$1.00¹, or as adjusted by the
3 Fish and Game Council pursuant to section 12 of P.L.1982, c.180
4 (C.23:3-1a). The amounts remitted to the State Treasury from the
5 collection of this fee shall be deposited to the credit of the "hunters'
6 and anglers' license fund."
7 (cf: P.L.1991, c.286, s.2)

8

9 ¹~~[7.]~~ 8.¹ R.S.23:3-2 is amended to read as follows:

10 23:3-2. Except as provided in ~~[section 23:3-3 of this title]~~
11 R.S.23:3-3, no license to hunt, pursue or kill with a gun or any firearm
12 any game bird, wild animal or fowl in this state, shall be issued to a
13 person under ~~[fourteen]~~ 16 years of age. An applicant for license who
14 misrepresents his age shall be liable to a penalty of twenty dollars.
15 (cf: R.S.23:3-2)

16

17 ¹~~[8.]~~ 9.¹ R.S.23:3-3 is amended to read as follows:

18 23:3-3. The division may, in its discretion, issue a youth hunting
19 license to a citizen of the United States above 10 years and ~~[below~~
20 14] under 16 years of age, who has successfully completed a course
21 in gun or bow and arrow safety, as the case may be, as required in
22 accordance with this title ~~[, when applied for by his]~~ . Persons above
23 10 years and under 14 years of age may obtain the license only with
24 the permission of a parent or legal guardian [, authorizing him] . The
25 license shall authorize a licensee above 10 years and under 14 years of
26 age to hunt only when accompanied by a holder, above 21 years of
27 age, of a regular resident's or nonresident's firearm or bow and arrow
28 license, as the case may be. This license shall be void after December
29 31 [next succeeding its issuance. The fee for this license shall be
30 \$2.75, or as adjusted by the Fish and Game Council pursuant to
31 section 12 of P.L.1982, c.180 (C.23:3-1a). These fees shall be
32 remitted to the State Treasurer, and placed to the credit of the
33 "hunters' and anglers' license fund," and be disbursed by the State
34 Treasurer on vouchers certified by the division] of the year in which
35 the licensee becomes 16 years of age .

36 (cf: P.L.1991, c.286, s.3)

37

38 ¹~~[9.]~~ 10.¹ R.S.23:3-4 is amended to read as follows:

39 23:3-4. The licenses issued under this article shall be as follows:

40 a. A license issued to a person above ~~[14]~~ 16 years of age, who
41 has an actual and bona fide domicile in this State at the time of the
42 application for the license and who has had an actual and bona fide
43 domicile in this State for at least six months immediately prior thereto,
44 provided that for a resident's trapping license the person shall be above
45 12 years of age. These licenses shall be ~~[of five kinds and]~~ designated

1 as the resident's firearm hunting license, the resident's bow and arrow
2 license, the resident's trapping license, and the resident's fishing license
3 **【and the resident's family fishing license. The Fish and Game Council**
4 **in the Division of Fish, Game and Wildlife of the Department of**
5 **Environmental Protection shall have the authority to adopt and**
6 **promulgate regulations for family fishing licenses】 .**

7 (1) The resident's firearm hunting license shall authorize its holder
8 to hunt with hounds and firearms only, and a fee of **【\$19.50】** \$26.50
9 and an issuance fee of **【\$0.50】** ¹**【\$0.75】** \$1.00¹ shall be charged
10 therefor, except that **【a person 14 or 15 years of age and】** a person
11 above the age of 65 years shall be charged a fee of **【\$9.25】** \$14.50 and
12 an issuance fee of **【\$0.50】** ¹**【\$0.75】** \$1.00¹ .

13 (2) The resident's bow and arrow license shall authorize its holder
14 to hunt with bow and arrow only, and a fee of **【\$23.50】** \$30.50 and
15 an issuance fee of **【\$0.50】** ¹**【\$0.75】** 1.00¹ shall be charged therefor,
16 except that **【a person 14 or 15 years of age and】** a person above the
17 age of 65 years shall be charged a fee of **【\$10.50】** \$15.50 and an
18 issuance fee of **【\$0.50】** ¹**【\$0.75】** \$1.00¹ .

19 (3) The resident's trapping license shall authorize its holder to trap
20 only, and a fee of \$31.50 and an issuance fee of **【\$0.50】** ¹**【\$0.75】**
21 \$1.00¹ shall be charged therefor, except that a person **【12, 13, 14 or**
22 **15 years of age shall be charged a fee of \$13.25 and an issuance fee of**
23 **\$0.50】** above 12 years and under 16 years of age shall be charged no
24 fee .

25 (4) The resident's fishing license shall authorize its holder to fish
26 only, and a fee of **【\$14.50】** \$21.50 and an issuance fee of **【\$0.50】**
27 ¹**【\$0.75】** \$1.00¹ shall be charged therefor, except that (a) in any case
28 where the applicant is above 70 **【or more】** years of age and is
29 otherwise qualified, no **【fee, except an application fee pursuant to**
30 **section 9 of P.L.1986, c.198 (C.23:3-1c), shall be charged, and a**
31 **person 14 or 15 years of age】** license shall be required, and (b) a
32 person above **【the age of】** 65 years and under 70 years of age shall be
33 charged a fee of **【\$6.50】** \$11.50 and an issuance fee of **【\$0.50】**
34 ¹**【\$0.75】** \$1.00¹ .

35 **【The resident's family fishing license shall authorize the parents or**
36 **guardians and their children, foster children or wards between the ages**
37 **of 14 and 18, named therein, to fish only. The fee for the parent's**
38 **license permitting fishing only by the father or mother, or both, or the**
39 **guardian shall be \$24.50 and an issuance fee of \$0.50; and each child,**
40 **foster child or ward named therein shall be required to have and shall**
41 **be issued an individual supplementary license as a member of such**
42 **family, at a fee of \$1.50 and an issuance fee of \$0.50. The license**
43 **shall be invalid from the date of its issuance when issued to a person**
44 **not entitled thereto.】**

1 (5) Any **[person, a]** resident of this State **[,]** who is afflicted with
2 total blindness, upon application to the **[Division of Fish, Game and**
3 **Wildlife]** division , shall be entitled to a resident's fishing license
4 without fee or charge.

5 b. A license issued to a person above **[14]** 16 years of age not
6 entitled to a resident's license, authorizing him to trap or to hunt ,
7 except that a nonresident's two-day small game firearm hunting license
8 shall not permit the taking, hunting, or killing of deer or turkey .
9 These licenses shall be designated as the nonresident's firearm hunting
10 license, the nonresident's bow and arrow license, the nonresident's
11 trapping license, and the nonresident's two-day small game firearm
12 hunting license **[,]** except that a nonresident's two-day small game
13 firearm hunting license shall not permit the taking, hunting or killing
14 of deer **]** .

15 (1) The fees for the nonresident's firearm hunting license and the
16 nonresident's bow and arrow license shall each be **[\$99.50]** \$134.50
17 and an issuance fee of **[\$0.50]** ¹[\$0.75] \$1.00¹ .

18 (2) The **[fees]** fee for the nonresident's trapping license shall be
19 **[\$149.50]** \$199.50 and an issuance fee of **[\$0.50]** ¹[\$0.75] \$1.00¹ .

20 (3) The fee for a nonresident's two-day small game firearm hunting
21 license shall be **[\$24.50]** \$35.50 and an issuance fee of **[\$0.50]**
22 ¹[\$0.75] \$1.00¹ .

23 c. A license issued to a person above **[14]** 16 years of age not
24 entitled to a resident's license, authorizing him to fish only. These
25 licenses shall be designated as the nonresident's annual fishing license ,
26 the nonresident's two-day fishing license, valid for a period of two
27 consecutive days, and the nonresident's seven-day vacation fishing
28 license, valid for a period of seven consecutive days. **[The fees for**
29 **these licenses shall be \$22.50 for the annual fishing license, together**
30 **with an issuance fee of \$0.50, and \$14.50 and an issuance fee of \$0.50**
31 **for the seven-day vacation fishing license.]**

32 (1) The fee for the nonresident's annual fishing license shall be
33 \$33.00 and an issuance fee of ¹[\$0.75] \$1.00¹ .

34 (2) The fee for the nonresident's two-day fishing license shall be
35 \$8.00 and an issuance fee of ¹[\$0.75] \$1.00¹ .

36 (3) The fee for the nonresident's seven-day fishing license shall be
37 \$18.50 and an issuance fee of ¹[\$0.75] \$1.00¹ .

38 d. Every license issued hereunder shall be void after December 31
39 next succeeding its issuance, except the one-day hunting license, which
40 shall expire on the date of issuance; the nonresident's seven-day fishing
41 license, which is valid only for seven consecutive days after date of
42 issuance; the nonresident's two-day fishing license, which shall expire
43 on the day after the date of issuance; and the nonresident's two-day
44 small game firearm hunting license, which shall expire on the day after
45 the date of issuance.

1 Any license issued hereunder to a person under 16 years of age shall
2 be void after December 31 of the year in which the licensee becomes
3 16 years of age.

4 e. The fees for licenses set forth in this section may be adjusted by
5 the Fish and Game Council pursuant to section 12 of P.L.1982, c.180
6 (C.23:3-1a).

7 (cf: P.L.1991, c.286, s.4)

8
9 ¹~~10.~~ 11.¹ Section 2 of P.L.1951, c.226 (C.23:3-4.1) is amended
10 to read as follows:

11 2. The division may, in its discretion, issue a license to a person
12 above the age of ~~14~~ 16 years authorizing him to hunt for one day
13 only in areas licensed under subsections b. and d. of R.S.23:3-29, or
14 at a shoot to kill field trial which is being held under a proper permit
15 from the division. The fee for this license shall be ~~6.50~~ 11.50 , or
16 as adjusted by the Fish and Game Council pursuant to section 12 of
17 P.L.1982, c.180 (C.23:3-1a), and an issuance fee of ~~0.50~~ shall be
18 charged therefor ¹~~0.75~~ 1.00¹ . The fees collected hereunder
19 shall be remitted to the State Treasurer, and placed to the credit of the
20 "hunters' and anglers' license fund," and be disbursed by the State
21 Treasurer on vouchers certified to by the division.

22 (cf: P.L.1991, c.286, s.5)

23
24 ¹~~11.~~ 12.¹ Section 5 of P.L.1954, c.57 (C.23:3-4.6) is amended
25 to read as follows:

26 5. This act shall also apply to the issuance of ~~juvenile~~ youth
27 hunting licenses under ~~section 23:3-3 of the Revised Statutes~~
28 R.S.23:3-3, and all applicants for such licenses shall be required to
29 first complete the gun safety course.

30 (cf: P.L.1971, c.381, s.3)

31
32 ¹~~12.~~ 13.¹ Section 8 of P.L.1986, c.198 (C.23:3-4.11) is amended
33 to read as follows:

34 8. All persons in possession of a muzzleloader rifle or other rifle
35 while hunting or trapping shall have in their possession, in addition to
36 the appropriate and valid firearm hunting license or trapping license,
37 an appropriate and valid rifle permit. The ~~Division of Fish, Game and~~
38 Wildlife division is authorized to charge a fee of ~~11.00~~ 17.00 for
39 each permit issued , except that a person under 16 years of age shall
40 be charged a fee of \$8.00 . A rifle permit issued hereunder shall be
41 valid for a period not to exceed two years. The amount remitted to
42 the State Treasury for rifle permits shall be deposited to the credit of
43 the "hunters' and anglers' license fund."

44 The fee for a permit issued pursuant to this section may be adjusted

1 by the Fish and Game Council pursuant to section 12 of P.L.1982,
2 c.180 (C.23:3-1a).
3 (cf: P.L.1991, c.286, s.6)

4
5 ¹~~13.~~ 14.¹ Section 5 of P.L.1957, c.195 (C.23:3-7.5) is amended
6 to read as follows:

7 5. This act shall also apply to the issuance of ~~juvenile~~ youth
8 hunting licenses under ~~section 23:3-3 of the Revised Statutes~~
9 R.S.23:3-3, and all applicants for such licenses shall be required to
10 first complete the bow and arrow safety and proficiency course.
11 (cf: P.L.1971, c.381, s.5)

12
13 ¹~~14.~~ 15.¹ Section 7 of P.L.1986, c.198 (C.23:3-27.1) is
14 amended to read as follows:

15 7. Whenever an open season is prescribed for wild turkey by the
16 State Fish and Game Code, the ~~Division of Fish, Game and Wildlife~~
17 division is authorized to charge a fee of ~~13.00~~ 19.00, or as
18 adjusted by the Fish and Game Council pursuant to section 12 of
19 P.L.1982, c.180 (C.23:3-1a), except that a person under 16 years of
20 age shall be charged a fee of 10.00, for each permit issued. This
21 permit shall be void at the close of the prescribed open season. The
22 amounts remitted to the State Treasury for wild turkey permits shall
23 be deposited to the credit of the "hunters' and anglers' license fund."
24 (cf: P.L.1991, c.286, s.8)

25
26 ¹~~15.~~ 16.¹ R.S.23:3-29 is amended to read as follows:

27 23:3-29. A person desiring to engage in the business of raising and
28 selling game birds or game animals, or both, in a wholly enclosed area
29 of which he is the owner or lessee, or to have in captivity game birds
30 or game animals, shall apply in writing to the division for a license to
31 do so. The license fee shall be ~~5.00 per annum~~ 10.00 per year for
32 each of the above purposes.

33 A person desiring to propagate pheasant, partridge, or quail, or any
34 of them, in a semiwild state on lands of which he is the owner or
35 lessee, shall apply in writing to the division for a license to do so. The
36 license fee shall be ~~50.00 per annum~~ 75.00 per year. No two or
37 more noncontiguous tracts of land shall be covered under the same
38 license.

39 The division, when it appears that the application is made in good
40 faith, and is in the public interest, may, upon the payment of the fee for
41 each license, issue to the applicant such of the following license or
42 licenses as may be applied for:

43 a. Propagating license permitting the licensee to propagate game
44 birds or game animals, or both, in the wholly enclosed area, the
45 location of which is stated in the license and the application therefor,

1 and to sell such propagated game birds or game animals, or both, and
2 ship them from the State alive at any time and to kill the same and sell
3 the carcasses for food subject to the conditions prescribed by
4 R.S.23:3-28 to 23:3-39, inclusive;

5 b. License to propagate pheasant, partridge, or quail, or any of
6 them, in a semiwild state on lands of which the applicant is the owner
7 or lessee, when the applicant shall have produced evidence satisfactory
8 to the division that he will raise, or purchase for liberation, and liberate
9 on the semiwild preserve at least one pheasant, quail, partridge or
10 combination thereof for each acre of land to be licensed or at least 200
11 pheasant, quail or partridge or combination thereof between November
12 1 of the year for which the license is issued and the following February
13 28;

14 c. License to keep game birds and animals in captivity; or

15 d. License to operate a "commercial pheasant, mallard, quail and
16 partridge-shooting preserve," as defined pursuant to R.S.23:3-28, on
17 lands owned or leased by the applicant, who shall apply in writing to
18 the division for a license to do so. The license fee shall be ~~【\$200.00~~
19 ~~per annum】~~ \$320.00 per year for the first tract of land and \$165 per
20 ~~【annum】~~ year for each additional tract of land, each of which shall be
21 at least 50 acres in size, and the form of the application and license
22 shall be determined by the division. Two or more noncontiguous
23 tracts of land owned or leased, or operated as a commercial pheasant,
24 mallard, quail and partridge-shooting preserve by the same person
25 shall be covered under the same license.

26 The division may, upon payment of the fee, issue to the applicant
27 such a license when it appears that:

28 (1) The operation of such shooting preserve shall not conflict with
29 a prior reasonable public interest; and

30 (2) The applicant shall have produced evidence satisfactory to the
31 division that he will raise or purchase for liberation and liberate on the
32 shooting preserve a total of at least 500 pheasant, mallard, quail and
33 partridge or combination thereof between September 1 of the year for
34 which the license was issued and the following May 1.

35 e. The fees for licenses set forth in this section may be adjusted by
36 the Fish and Game Council pursuant to section 12 of P.L.1982, c.180
37 (C.23:3-1a).

38 f. The division shall coordinate the dates of issuance and renewal
39 of the licenses to propagate game birds with the dates of issuance and
40 renewal of licenses to operate commercial pheasant, mallard, quail and
41 partridge-shooting preserves, and to the extent practicable, shall issue
42 and renew these licenses under one license.

43 (cf: P.L.1995, c.370, s.2)

44

45 ¹~~【16.】~~ 17.¹ Section 1 of P.L.1959, c.37 (C.23:3-56.1) is amended
46 to read as follows:

1 1. ²a.² When the Fish and Game Council has established a season
2 for deer of either sex and has fixed a certain number of ~~【licenses】~~
3 permits to be issued for ~~【such】~~ that harvest, the division is authorized
4 to charge a fee of ~~【\$18.00】~~ \$26.00, or as adjusted by the Fish and
5 Game Council pursuant to section 12 of P.L.1982, c.180 (C.23:3-1a),
6 except that a person under 16 years of age shall be charged a fee of
7 \$10.00, for each ~~【license】~~ permit so issued, which fee shall be in
8 addition to any other fees authorized by law.

9 ²b. (1)² No such fee ²charged pursuant to subsection a. of this
10 section² shall be required of ²【the occupant of a farm in this State,
11 who actually resides thereon, or the members of his immediate family
12 who also reside thereon】 a qualified farmer or the spouse or children
13 of that farmer who reside in the farmer's household², provided
14 ~~【such】~~that the person or persons are otherwise authorized to
15 participate in ~~【such】~~ the limited harvest.

16 The exemption ~~【of】~~ provided under this ²【section】 subsection:

17 (a)² shall not apply to a person residing on the farm or in a tenant
18 house thereon who is not ²【a member of the occupant's family】the
19 spouse or a child of the qualified farmer², nor to ²【a servant】 an
20 employee² of the ²【occupant】 qualified farmer;

21 (b) shall be limited to one permit each for the qualified farmer who
22 owns or leases a farm on which the farmer resides as described in
23 subparagraph (a) of paragraph (3) of this subsection, and the spouse
24 and children of that farmer; and

25 (c) shall be limited to one permit each for the qualified farmer or
26 farmers who owns or leases a farm or farms on which that farmer or
27 farmers does not reside as described in subparagraph (b) of paragraph
28 (3) of this subsection, and their spouses and children, but in no case
29 shall more than five permits in total be issued for such property
30 pursuant to this subparagraph.

31 (2) An application for a permit issued to a qualified farmer or the
32 spouse or a child of that farmer pursuant to this subsection shall be
33 made on a form supplied by the division and shall include, in the case
34 of leased land, a copy of all leases authorizing the agricultural and
35 hunting uses of the land.

36 (3) For purposes of this subsection, "qualified farmer" means a
37 person who:

38 (a) owns or leases a farm on which that person resides that is
39 valued, assessed and taxed as land actively devoted to agricultural or
40 horticultural use pursuant to the "Farmland Assessment Act of 1964,"
41 P.L.1964, c.48 (C.54:4-23.1 et seq.); or

42 (b) owns or leases a farm on which that person does not reside,
43 provided that: (i) the person actively farms at least 30 tilled, non-
44 woodland acres, which may be noncontiguous; and (ii) the farm, or
45 each parcel in the case of noncontiguous parcels, is valued, assessed

1 and taxed as land actively devoted to agricultural or horticultural use
2 pursuant to the "Farmland Assessment Act of 1964," P.L.1964, c.48
3 (C.54:4-23.1 et seq.).

4 (c) The division may adopt, pursuant to the "Administrative
5 Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), such rules and
6 regulations as may be necessary to implement the provisions of this
7 section².

8 (cf: P.L.1999, c.93, s.1)

9

10 ¹~~17.~~ 18.¹ Section 1 of P.L.1952, c.328 (C.23:3-57) is amended
11 to read as follows:

12 1. No person, above the age of ~~14~~ 16 years or under the age of
13 70 years , shall ~~.,~~ take or attempt to take trout in any of the fresh
14 waters of this State, unless he has first procured, as hereinafter
15 provided, a special trout stamp, in addition to the license required by
16 article 1 of chapter 3 of Title 23 of the Revised Statutes and unless at
17 the time of fishing he has the license and stamp affixed to ~~that~~ the
18 license on his person, and exhibits the same for inspection to any
19 warden, deputy warden, police officer or other person requesting to
20 see them.

21 The stamp issued under this act shall be designated as the "special
22 trout fishing stamp" and shall authorize its holder to take trout at the
23 time and in the manner provided by law, or by the Fish and Game
24 Code, and shall be invalid unless it contains the name of the licensee
25 written in ink.

26 (cf: P.L.1971, c.309, s.1)

27

28 ¹~~18.~~ 19.¹ Section 3 of P.L.1952, c.328 (C.23:3-59) is amended
29 to read as follows:

30 3. The fee for this stamp shall be ~~7.00~~ 10.50 for residents and
31 ~~14.00~~ 20.00 for nonresidents, or as adjusted by the Fish and
32 Game Council pursuant to section 12 of P.L.1982, c.180 (C.23:3-1a).
33 The amounts remitted to the State Treasury for stamps issued under
34 this law shall be placed to the credit of the "hunters' and anglers'
35 license ~~fund~~ fund."

36 (cf: P.L.1991, c.286, s.10)

37

38 ¹~~19.~~ 20.¹ Section 1 of P.L.1975, c.117 (C.23:3-61.1) is amended
39 to read as follows:

40 1. No person above the age of 16 years shall at any time hunt for,
41 pursue, kill, take or attempt to take with a firearm or bow and arrow,
42 or have in possession, any pheasant or quail while present in such
43 division wildlife management areas as may be designated in the Fish
44 and Game Code unless such person is the holder of a valid youth
45 hunting license issued pursuant to R.S.23:3-3 or has first procured in

1 addition to a hunting license a valid "special pheasant and quail
2 stamp."

3 This special pheasant and quail "stamp" shall be in the possession
4 of the hunter at all times while engaged in hunting pheasant or quail in
5 such division wildlife management areas as may be designated in the
6 Fish and Game Code and the hunter shall exhibit the special stamp for
7 inspection to any conservation officer, deputy conservation officer or
8 police officer requesting to see the stamp.
9 (cf: P.L.1975, c.117, s.1)

10

11 ¹~~20.~~ 21.¹ Section 3 of P.L.1975, c.117 (C.23:3-61.3) is amended
12 to read as follows:

13 3. The fee for this stamp shall be ~~[\$20.00]~~ \$40.00, or as adjusted
14 by the Fish and Game Council pursuant to section 12 of P.L.1982,
15 c.180 (C.23:3-1a). The amounts remitted to the State Treasury for
16 special pheasant and quail stamps shall be deposited to the credit of
17 the "hunters' and anglers' license fund."
18 (cf: P.L.1991, c.286, s.11)

19

20 ¹~~21.~~ 22.¹ Section 2 of P.L.1970, c.247 (C.23:3-63) is amended
21 to read as follows:

22 2. (a) The division may, in its discretion, after application on
23 forms furnished by it, issue to an owner of such fishing preserve
24 waters a fishing preserve license permitting the holder thereof to
25 manage such fishing preserve waters and to possess, propagate and
26 rear, and to take or permit others to take therefrom, fish therein legally
27 propagated or acquired. Such license shall expire on December 31 in
28 the year it was issued unless previously revoked. A separate license
29 is required for each body of water defined herein as fishing preserve
30 waters. Two or more ponds under one ownership, supplied by one
31 common water source and located on one continuous parcel of land,
32 shall be considered as one body of water requiring one license.

33 (b) The license so issued shall: contain the name of the town and
34 county in which such fishing preserve waters are located; specify the
35 species of fish authorized to be stocked therein; authorize the licensee
36 to stock, propagate, raise and release such fish in such licensed fishing
37 preserve waters and to buy, sell or otherwise traffic in fish taken
38 therefrom; specify the manner of tagging fish taken from the licensed
39 waters; specify the means of acquisition of fish stocked therein.

40 (c) The license may also: authorize the licensee to control
41 undesirable protected fish, wildlife and insects and specify means of
42 control of same; specify such other restrictions and controls for the
43 management of fishing preserve waters as in the judgment of the
44 division may be deemed advisable for proper fish management.

45 (d) The fee for the license shall be ~~[\$150.00]~~ \$228.00 per year, or
46 as adjusted by the Fish and Game Council pursuant to section 12 of

1 P.L.1982, c.180 (C.23:3-1a), payable at the time application is made.

2 (e) The division may for cause, revoke or suspend the license of
3 any licensee.

4 (cf: P.L.1982, c.180, s.9)

5

6 ¹~~22.~~ 23.¹ R.S.23:3-23, R.S.23:3-24, R.S.23:3-25, and R.S.23:3-
7 26 are repealed.

8

9 ¹~~23.~~ 24.¹ This act shall take effect immediately.

10

11

12

13

14 _____
15 Revises various hunting, trapping, and fishing license fees and related
16 provisions, and changes name of Division of Fish, Game and Wildlife
to Division of Fish and Wildlife.

SENATE, No. 1378

STATE OF NEW JERSEY
208th LEGISLATURE

INTRODUCED SEPTEMBER 24, 1998

Sponsored by:

Senator ROBERT E. LITTELL

District 24 (Sussex, Hunterdon and Morris)

Senator JOSEPH F. VITALE

District 19 (Middlesex)

Co-Sponsored by:

Senators Ciesla and Palaia

SYNOPSIS

Revises various hunting, trapping, and fishing license fees and related provisions, and changes name of Division of Fish, Game and Wildlife to Division of Fish and Wildlife.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 2/26/1999)

S1378 LITTELL, VITALE

2

1 AN ACT concerning fish and wildlife, amending various sections of
2 Title 23 of the Revised Statutes, supplementing Title 23 of the
3 Revised Statutes, and repealing R.S.23:3-23, R.S.23:3-24,
4 R.S.23:3-25, and R.S.23:3-26.

5

6 **BE IT ENACTED** by the Senate and General Assembly of the State
7 of New Jersey:

8

9 1. R.S.23:1-1 is amended to read as follows:

10 23:1-1. As used in this title:

11 "Assistant protector" or "assistant fish and game protector" means
12 the Deputy Chief of the Bureau of Law Enforcement in the division;

13 "Closed season" means the date and time of year when wildlife may
14 not be captured, taken, killed, or had in possession in the field;

15 "Code" means the State Fish and Game Code;

16 "Conservation officer" means any sworn, salaried member of the
17 Bureau of Law Enforcement in the division holding the titles of
18 Conservation Officer I, II, or III, and includes the titles of Supervising
19 Conservation Officer and Chief of the Bureau of Law Enforcement;

20 "Council" means the Fish and Game Council in the Division of Fish
21 **[, Game]** and Wildlife in the Department of Environmental Protection;

22 "Delaware river" means the waters of the Delaware river from the
23 Pennsylvania shore to the New Jersey shore, or in the case of any
24 tributaries or inland bays on the New Jersey side, to the mouths of
25 those tributaries or bays;

26 "Deputy warden" or "deputy fish and game warden" means any
27 commissioned deputy conservation officer of the Bureau of Law
28 Enforcement in the division;

29 "Division," "Division of Fish, Game and Wildlife," "board," or
30 "Board of Fish and Game Commissioners" means the Division of Fish
31 **[, Game]** and Wildlife in the Department of Environmental Protection;

32 "Fishing" means the possession of an instrument used to take fish
33 in a condition that makes the instrument readily usable, while in a
34 place or in proximity thereto where fish may be found;

35 "Hunting" means the possession of an instrument used to take
36 wildlife in a condition that makes the instrument readily usable, while
37 in a place or in proximity thereto where wildlife may be found;

38 "Open season" means the date and time of year when wildlife may
39 be captured, taken, killed, or had in possession;

40 "Protector" or "fish and game protector" means the Chief of the
41 Bureau of Law Enforcement in the division;

42 "Warden" or "fish and game warden" means a conservation officer;

43 "Wildlife" means any wild mammal, bird, reptile, amphibian, fish,

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 mollusk, crustacean or other wild animal or any part, product, egg or
2 offspring or the dead body or parts thereof.

3 (cf: P.L.1997, c.291, s.1)

4

5 2. (New section) a. The Division of Fish, Game and Wildlife is
6 continued and constituted as the Division of Fish and Wildlife in the
7 Department of Environmental Protection. All the functions, powers,
8 and duties of the existing Division of Fish, Game and Wildlife and the
9 director thereof are continued in the Division of Fish and Wildlife and
10 the director thereof, and whenever the term "Division of Fish, Game
11 and Wildlife" occurs or any reference is made thereto in any law,
12 contract, or document, it shall be deemed or mean to refer to the
13 Division of Fish and Wildlife.

14 b. The Fish and Game Council, together with all its functions,
15 powers and duties, is continued as the Fish and Game Council in the
16 Division of Fish and Wildlife in the Department of Environmental
17 Protection.

18

19 3. R.S.23:3-1 is amended to read as follows:

20 23:3-1. a. A person shall not at any time hunt, take or attempt to
21 take, kill or pursue, with a gun or any firearm of any kind or character,
22 or with longbow and arrow, a wild bird, animal or fowl, or take or
23 attempt to take any skunk, mink, muskrat, or other fur-bearing animal
24 by means of a trap, or set a trap for any fur-bearing animal, nor shall
25 any person above the age of ~~14~~ 16 years at any time take or attempt
26 to take fish in any of the fresh waters of this State by the method
27 commonly known as angling with a hand line or rod and line, or with
28 longbow and arrow, unless he has first procured a proper license.

29 b. A person shall not engage in hunting, fishing or trapping unless
30 the appropriate license or tag as prescribed hereunder is visibly
31 displayed in a holder in a conspicuous place on the outer clothing at
32 the time of such hunting, fishing or trapping. A licensee shall exhibit
33 his license and tag for inspection to any conservation officer, deputy
34 conservation officer, police officer or other person requesting to see
35 it.

36 c. A person under 12 years of age shall not be issued a trapping
37 license.

38 d. A person who is on active duty with any branch or department
39 of the armed service of the United States shall be entitled to hunt or
40 fish upon obtaining the proper resident license therefor.

41 e. Nothing in this section shall prevent the occupant of a farm in
42 this State, who actually resides thereon, or the immediate members of
43 his family who also reside thereon, from hunting for, taking, killing or
44 pursuing with a gun or firearm or a longbow and arrow on the farm a
45 wild bird, animal or fowl, from taking any skunk, mink, muskrat, or
46 other fur-bearing animal by means of a trap or from setting a trap for

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1 a fur-bearing animal on the farm, or from taking fish on the farm with
2 hand line, rod and line, or longbow and arrow in the manner provided
3 by law during the time when it is lawful so to do, without being
4 licensed hereunder. The exemption provided pursuant to this
5 subsection shall not apply to a person residing on the farm or in a
6 tenant house thereon who is not a member of the occupant's family,
7 nor to a servant of the occupant.

8 f. (1) Any person found hunting, fishing or trapping without the
9 proper license or tag as may be required conspicuously displayed
10 pursuant to subsection b. of this section shall be liable to a penalty of
11 \$10 and costs, to be recovered pursuant to the provisions of Title 23,
12 chapter 10, of the Revised Statutes.

13 (2) Any person who violates any provision of this section for which
14 a penalty is not otherwise expressly provided, shall be liable to a
15 penalty of not less than \$50 nor more than \$200 for each offense.

16 (cf: P.L.1993, c.20, s.2)

17

18 4. Section 9 of P.L.1986, c.198 (C.23:3-1c) is amended to read as
19 follows:

20 9. The **【Division of Fish, Game and Wildlife】** division is authorized
21 to charge a \$2.00 nonrefundable application fee, in addition to any
22 other permit or license fees authorized by law, for each permit or
23 license, as follows:

24	【Duplicate hunting and fishing	\$2.00
25	Falconry	2.00
26	Beaver	2.00
27	Otter	2.00
28	Turkey	2.00
29	Special season deer	2.00
30	Rifle	2.00
31	Semi-wild hunting preserve	2.00
32	Commercial fishing preserve	2.00
33	Commercial shooting preserve	2.00
34	Senior citizen fishing (over 70 years of age)	2.00
35	Senior citizen clamming	2.00
36	Field trial	2.00
37	Horseback riding on wildlife management area	2.00
38	Daily use permit for wildlife management area	2.00
39	Clubhouse rental	2.00
40	Fire on wildlife management area	2.00
41	Fish stocking by clubs	2.00
42	Lake lowering	2.00
43	Alewife (for bait)	2.00
44	Carp and suckers	2.00

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1	Fish basket for eels, catfish, carp, and suckers	2.00
2	Game animals and game birds:	
3	Individual hobby	2.00
4	Scientific holding	2.00
5	Zoological	2.00
6	Propagation and sale	2.00
7	Animal exhibitor	2.00
8	Animal theatrical agency	2.00
9	Fur farming	2.00
10	Salvage--recover carcass	2.00
11	Special purpose	2.00
12	Scientific collecting--fish	2.00
13	Crab pot (recreational)	2.00
14	Crab pot (commercial)	2.00
15	Menhaden netting	2.00
16	Food fish netting	2.00
17	Commercial fish netting	2.00】

18 duplicate hunting and fishing; falconry; beaver; otter; turkey; coyote;
19 special season Canada goose; special season deer; rifle; semi-wild
20 hunting preserve; commercial fishing preserve; commercial shooting
21 preserve; senior citizen fishing; senior citizen clamming; field trial;
22 horseback riding on wildlife management area; daily use permit for
23 wildlife management area; clubhouse rental; fire on wildlife
24 management area; fish stocking by clubs; lake lowering; alewife (for
25 bait); carp and suckers; fish basket for eels, catfish, carp, and suckers;
26 game animals and game birds - individual hobby, scientific holding,
27 zoological, propagation and sale, animal exhibitor, animal theatrical
28 agency, and fur farming; salvage - recover carcass; special purpose;
29 scientific collecting - fish; crab pot (recreational); crab pot
30 (commercial); menhaden netting; food fish netting; and commercial
31 fish netting.

32 The amounts remitted to the State Treasury for these application
33 fees shall be deposited to the credit of the ["Hunters' and Anglers'
34 License Fund."] "hunters' and anglers' license fund."
35 (cf: P.L.1986, c.198, s.9)

36
37 5. (New section) For the purpose of meeting the costs of
38 complying with information collection activities mandated by the
39 United States Fish and Wildlife Service Migratory Bird Harvest
40 Information Program, the division is authorized to charge a fee of
41 \$2.00 to any person who hunts migratory birds, which fee shall be in
42 addition to any other fees charged for licenses, permits, or stamps
43 required by law to hunt migratory birds.

44
45 6. Section 11 of P.L.1982, c.180 (C.23:3-1.1) is amended to read
46 as follows:

1 11. a. The **【Division of Fish, Game and Wildlife】** division shall
2 issue a special license combining the resident's firearm hunting license,
3 the resident's bow and arrow license and the resident's fishing license
4 as provided under R.S.23:3-4 into one license to be designated as the
5 "All Around Sportsman License."

6 b. The "All Around Sportsman License" shall authorize its holder
7 to hunt with a shotgun or bow and arrow and to angle or attempt to
8 take fish in the fresh waters of this State at the time, and in the
9 manner, provided by law and the State Fish and Game Code, except
10 that this license shall not authorize its holder to take trout from the
11 fresh waters of the State.

12 c. A resident of this State above the age of 16 years may procure
13 the "All Around Sportsman License" from the **【Division of Fish, Game
14 and Wildlife】** division at Trenton or from its agents as designated by
15 the division. It shall not be valid unless it contains the signature of the
16 owner written in ink. Each license issued under this section shall
17 expire on December 31 next following its issuance.

18 d. The division shall determine the form of the "All Around
19 Sportsman License." The fee for this license shall be **【\$54.50】** \$71.25
20 and an issuance fee of **【\$0.50】** \$0.75, or as adjusted by the Fish and
21 Game Council pursuant to section 12 of P.L.1982, c.180 (C.23:3-1a).
22 The amounts remitted to the State Treasury from the collection of this
23 fee shall be deposited to the credit of the "hunters' and anglers' license
24 fund."

25 (cf: P.L.1991, c.286, s.2)

26

27 7. R.S.23:3-2 is amended to read as follows:

28 23:3-2. Except as provided in **【section 23:3-3 of this title】**
29 R.S.23:3-3, no license to hunt, pursue or kill with a gun or any firearm
30 any game bird, wild animal or fowl in this state, shall be issued to a
31 person under **【fourteen】** 16 years of age. An applicant for license who
32 misrepresents his age shall be liable to a penalty of twenty dollars.

33 (cf: R.S.23:3-2)

34

35 8. R.S.23:3-3 is amended to read as follows:

36 23:3-3. The division may, in its discretion, issue a youth hunting
37 license to a citizen of the United States above 10 years and **【below
38 14】** under 16 years of age, who has successfully completed a course
39 in gun or bow and arrow safety, as the case may be, as required in
40 accordance with this title **【, when applied for by his】** . Persons above
41 10 years and under 14 years of age may obtain the license only with
42 the permission of a parent or legal guardian 【, authorizing him】 . The
43 license shall authorize a licensee above 10 years and under 14 years of
44 age to hunt only when accompanied by a holder, above 21 years of
45 age, of a regular resident's or nonresident's firearm or bow and arrow

1 license, as the case may be. This license shall be void after December
2 31 ~~next succeeding its issuance.~~ The fee for this license shall be
3 \$2.75, or as adjusted by the Fish and Game Council pursuant to
4 section 12 of P.L.1982, c.180 (C.23:3-1a). These fees shall be
5 remitted to the State Treasurer, and placed to the credit of the
6 "hunters' and anglers' license fund," and be disbursed by the State
7 Treasurer on vouchers certified by the division] of the year in which
8 the licensee becomes 16 years of age .
9 (cf: P.L.1991, c.286, s.3)

10

11 9. R.S.23:3-4 is amended to read as follows:

12 23:3-4. The licenses issued under this article shall be as follows:

13 a. A license issued to a person above ~~14~~ 16 years of age, who
14 has an actual and bona fide domicile in this State at the time of the
15 application for the license and who has had an actual and bona fide
16 domicile in this State for at least six months immediately prior thereto,
17 provided that for a resident's trapping license the person shall be above
18 12 years of age. These licenses shall be ~~of five kinds and~~ designated
19 as the resident's firearm hunting license, the resident's bow and arrow
20 license, the resident's trapping license, and the resident's fishing license
21 ~~and the resident's family fishing license.~~ The Fish and Game Council
22 in the Division of Fish, Game and Wildlife of the Department of
23 Environmental Protection shall have the authority to adopt and
24 promulgate regulations for family fishing licenses] .

25 (1) The resident's firearm hunting license shall authorize its holder
26 to hunt with hounds and firearms only, and a fee of ~~19.50~~ 26.50
27 and an issuance fee of ~~0.50~~ 0.75 shall be charged therefor, except
28 that ~~a person 14 or 15 years of age and~~ a person above the age of
29 65 years shall be charged a fee of ~~9.25~~ 14.50 and an issuance fee
30 of ~~0.50~~ 0.75 .

31 (2) The resident's bow and arrow license shall authorize its holder
32 to hunt with bow and arrow only, and a fee of ~~23.50~~ 30.50 and
33 an issuance fee of ~~0.50~~ 0.75 shall be charged therefor, except that
34 ~~a person 14 or 15 years of age and~~ a person above the age of 65
35 years shall be charged a fee of ~~10.50~~ 15.50 and an issuance fee of
36 ~~0.50~~ 0.75 .

37 (3) The resident's trapping license shall authorize its holder to trap
38 only, and a fee of \$31.50 and an issuance fee of ~~0.50~~ 0.75 shall
39 be charged therefor, except that a person ~~12, 13, 14 or 15 years of~~
40 age shall be charged a fee of \$13.25 and an issuance fee of ~~0.50~~
41 above 12 years and under 16 years of age shall be charged no fee .

42 (4) The resident's fishing license shall authorize its holder to fish
43 only, and a fee of ~~14.50~~ 21.50 and an issuance fee of ~~0.50~~
44 0.75 shall be charged therefor, except that (a) in any case where the
45 applicant is above 70 ~~or more~~ years of age and is otherwise

1 qualified, no ~~fee~~, except an application fee pursuant to section 9 of
2 P.L.1986, c.198 (C.23:3-1c), shall be charged, and a person 14 or 15
3 years of age ~~license shall be required~~, and (b) a person above ~~the~~
4 age of ~~65 years and under 70 years of age~~ shall be charged a fee of
5 ~~[\$6.50]~~ \$11.50 and an issuance fee of ~~[\$0.50]~~ \$0.75 .

6 ~~【The resident's family fishing license shall authorize the parents or~~
7 ~~guardians and their children, foster children or wards between the ages~~
8 ~~of 14 and 18, named therein, to fish only. The fee for the parent's~~
9 ~~license permitting fishing only by the father or mother, or both, or the~~
10 ~~guardian shall be \$24.50 and an issuance fee of \$0.50; and each child,~~
11 ~~foster child or ward named therein shall be required to have and shall~~
12 ~~be issued an individual supplementary license as a member of such~~
13 ~~family, at a fee of \$1.50 and an issuance fee of \$0.50. The license~~
14 ~~shall be invalid from the date of its issuance when issued to a person~~
15 ~~not entitled thereto.】~~

16 ~~(5) Any [person, a] resident of this State [.,] who is afflicted with~~
17 ~~total blindness, upon application to the [Division of Fish, Game and~~
18 ~~Wildlife] division , shall be entitled to a resident's fishing license~~
19 ~~without fee or charge.~~

20 b. A license issued to a person above ~~[14]~~ 16 years of age not
21 entitled to a resident's license, authorizing him to trap or to hunt ,
22 ~~except that a nonresident's two-day small game firearm hunting license~~
23 ~~shall not permit the taking, hunting, or killing of deer or turkey~~ .
24 These licenses shall be designated as the nonresident's firearm hunting
25 license, the nonresident's bow and arrow license, the nonresident's
26 trapping license, and the nonresident's two-day small game firearm
27 hunting license ~~【, except that a nonresident's two-day small game~~
28 ~~firearm hunting license shall not permit the taking, hunting or killing~~
29 ~~of deer】~~ .

30 ~~(1) The fees for the nonresident's firearm hunting license and the~~
31 ~~nonresident's bow and arrow license shall each be [\$99.50]~~ \$134.50
32 ~~and an issuance fee of [\$0.50]~~ \$0.75 .

33 ~~(2) The [fees] fee for the nonresident's trapping license shall be~~
34 ~~[\$149.50]~~ \$199.50 and an issuance fee of ~~[\$0.50]~~ \$0.75 .

35 ~~(3) The fee for a nonresident's two-day small game firearm hunting~~
36 ~~license shall be [\$24.50]~~ \$35.50 and an issuance fee of ~~[\$0.50]~~ \$0.75.

37 c. A license issued to a person above ~~[14]~~ 16 years of age not
38 entitled to a resident's license, authorizing him to fish only. These
39 licenses shall be designated as the nonresident's annual fishing license ,
40 ~~the nonresident's two-day fishing license, valid for a period of two~~
41 ~~consecutive days~~, and the nonresident's seven-day vacation fishing
42 license, valid for a period of seven consecutive days. ~~【The fees for~~
43 ~~these licenses shall be \$22.50 for the annual fishing license, together~~
44 ~~with an issuance fee of \$0.50, and \$14.50 and an issuance fee of \$0.50~~
45 ~~for the seven-day vacation fishing license.】~~

1 (1) The fee for the nonresident's annual fishing license shall be
2 \$33.00 and an issuance fee of \$0.75.

3 (2) The fee for the nonresident's two-day fishing license shall be
4 \$8.00 and an issuance fee of \$0.75.

5 (3) The fee for the nonresident's seven-day fishing license shall be
6 \$18.50 and an issuance fee of \$0.75.

7 d. Every license issued hereunder shall be void after December 31
8 next succeeding its issuance, except the one-day hunting license, which
9 shall expire on the date of issuance; the nonresident's seven-day fishing
10 license, which is valid only for seven consecutive days after date of
11 issuance; the nonresident's two-day fishing license, which shall expire
12 on the day after the date of issuance; and the nonresident's two-day
13 small game firearm hunting license, which shall expire on the day after
14 the date of issuance.

15 Any license issued hereunder to a person under 16 years of age shall
16 be void after December 31 of the year in which the licensee becomes
17 16 years of age.

18 e. The fees for licenses set forth in this section may be adjusted by
19 the Fish and Game Council pursuant to section 12 of P.L.1982, c.180
20 (C.23:3-1a).

21 (cf: P.L.1991, c.286, s.4)

22
23 10. Section 2 of P.L.1951, c.226 (C.23:3-4.1) is amended to read
24 as follows:

25 2. The division may, in its discretion, issue a license to a person
26 above the age of **【14】 16** years authorizing him to hunt for one day
27 only in areas licensed under subsections b. and d. of R.S.23:3-29, or
28 at a shoot to kill field trial which is being held under a proper permit
29 from the division. The fee for this license shall be **【\$6.50】 \$11.50** , or
30 as adjusted by the Fish and Game Council pursuant to section 12 of
31 P.L.1982, c.180 (C.23:3-1a), and an issuance fee of **【\$0.50 shall be**
32 **charged therefor】 \$0.75** . The fees collected hereunder shall be
33 remitted to the State Treasurer, and placed to the credit of the
34 "hunters' and anglers' license fund," and be disbursed by the State
35 Treasurer on vouchers certified to by the division.

36 (cf: P.L.1991, c.286, s.5)

37
38 11. Section 5 of P.L.1954, c.57 (C.23:3-4.6) is amended to read as
39 follows:

40 5. This act shall also apply to the issuance of **【juvenile】 youth**
41 **hunting** licenses under **【section 23:3-3 of the Revised Statutes】**
42 **R.S.23:3-3**, and all applicants for such licenses shall be required to
43 first complete the gun safety course.

44 (cf: P.L.1971, c.381, s.3)

1 12. Section 8 of P.L.1986, c.198 (C.23:3-4.11) is amended to read
2 as follows:

3 8. All persons in possession of a muzzleloader rifle or other rifle
4 while hunting or trapping shall have in their possession, in addition to
5 the appropriate and valid firearm hunting license or trapping license,
6 an appropriate and valid rifle permit. The **【Division of Fish, Game and
7 Wildlife】** division is authorized to charge a fee of **【\$11.00】** \$17.00 for
8 each permit issued, except that a person under 16 years of age shall
9 be charged a fee of \$8.00. A rifle permit issued hereunder shall be
10 valid for a period not to exceed two years. The amount remitted to
11 the State Treasury for rifle permits shall be deposited to the credit of
12 the "hunters' and anglers' license fund."

13 The fee for a permit issued pursuant to this section may be adjusted
14 by the Fish and Game Council pursuant to section 12 of P.L.1982,
15 c.180 (C.23:3-1a).

16 (cf: P.L.1991, c.286, s.6)

17

18 13. Section 5 of P.L.1957, c.195 (C.23:3-7.5) is amended to read
19 as follows:

20 5. This act shall also apply to the issuance of **【juvenile】** youth
21 hunting licenses under **【section 23:3-3 of the Revised Statutes】**
22 R.S.23:3-3, and all applicants for such licenses shall be required to
23 first complete the bow and arrow safety and proficiency course.

24 (cf: P.L.1971, c.381, s.5)

25

26 14. Section 7 of P.L.1986, c.198 (C.23:3-27.1) is amended to read
27 as follows:

28 7. Whenever an open season is prescribed for wild turkey by the
29 State Fish and Game Code, the **【Division of Fish, Game and Wildlife】**
30 division is authorized to charge a fee of **【\$13.00】** \$19.00, or as
31 adjusted by the Fish and Game Council pursuant to section 12 of
32 P.L.1982, c.180 (C.23:3-1a), except that a person under 16 years of
33 age shall be charged a fee of \$10.00, for each permit issued. This
34 permit shall be void at the close of the prescribed open season. The
35 amounts remitted to the State Treasury for wild turkey permits shall
36 be deposited to the credit of the "hunters' and anglers' license fund."

37 (cf: P.L.1991, c.286, s.8)

38

39 15. R.S.23:3-29 is amended to read as follows:

40 23:3-29. A person desiring to engage in the business of raising and
41 selling game birds or game animals, or both, in a wholly enclosed area
42 of which he is the owner or lessee, or to have in captivity game birds
43 or game animals, shall apply in writing to the division for a license to
44 do so. The license fee shall be **【\$5.00 per annum】** \$10.00 per year for
45 each of the above purposes.

46 A person desiring to propagate pheasant, partridge, or quail, or any

1 of them, in a semiwild state on lands of which he is the owner or
2 lessee, shall apply in writing to the division for a license to do so. The
3 license fee shall be ~~【\$50.00 per annum】~~ \$75.00 per year. No two or
4 more noncontiguous tracts of land shall be covered under the same
5 license.

6 The division, when it appears that the application is made in good
7 faith, and is in the public interest, may, upon the payment of the fee for
8 each license, issue to the applicant such of the following license or
9 licenses as may be applied for:

10 a. Propagating license permitting the licensee to propagate game
11 birds or game animals, or both, in the wholly enclosed area, the
12 location of which is stated in the license and the application therefor,
13 and to sell such propagated game birds or game animals, or both, and
14 ship them from the State alive at any time and to kill the same and sell
15 the carcasses for food subject to the conditions prescribed by
16 R.S.23:3-28 to 23:3-39, inclusive;

17 b. License to propagate pheasant, partridge, or quail, or any of
18 them, in a semiwild state on lands of which the applicant is the owner
19 or lessee, when the applicant shall have produced evidence satisfactory
20 to the division that he will raise, or purchase for liberation, and liberate
21 on the semiwild preserve at least one pheasant, quail, partridge or
22 combination thereof for each acre of land to be licensed or at least 200
23 pheasant, quail or partridge or combination thereof between November
24 1 of the year for which the license is issued and the following February
25 28;

26 c. License to keep game birds and animals in captivity; or

27 d. License to operate a "commercial pheasant, mallard, quail and
28 partridge-shooting preserve," as defined pursuant to R.S.23:3-28, on
29 lands owned or leased by the applicant, who shall apply in writing to
30 the division for a license to do so. The license fee shall be ~~【\$200.00
31 per annum】~~ \$320.00 per year for the first tract of land and \$165 per
32 ~~【annum】~~ year for each additional tract of land, each of which shall be
33 at least 50 acres in size, and the form of the application and license
34 shall be determined by the division. Two or more noncontiguous
35 tracts of land owned or leased, or operated as a commercial pheasant,
36 mallard, quail and partridge-shooting preserve by the same person
37 shall be covered under the same license.

38 The division may, upon payment of the fee, issue to the applicant
39 such a license when it appears that:

40 (1) The operation of such shooting preserve shall not conflict with
41 a prior reasonable public interest; and

42 (2) The applicant shall have produced evidence satisfactory to the
43 division that he will raise or purchase for liberation and liberate on the
44 shooting preserve a total of at least 500 pheasant, mallard, quail and
45 partridge or combination thereof between September 1 of the year for
46 which the license was issued and the following May 1.

1 e. The fees for licenses set forth in this section may be adjusted by
2 the Fish and Game Council pursuant to section 12 of P.L.1982, c.180
3 (C.23:3-1a).

4 f. The division shall coordinate the dates of issuance and renewal
5 of the licenses to propagate game birds with the dates of issuance and
6 renewal of licenses to operate commercial pheasant, mallard, quail and
7 partridge-shooting preserves, and to the extent practicable, shall issue
8 and renew these licenses under one license.

9 (cf: P.L.1995, c.370, s.2)

10

11 16. Section 1 of P.L.1959, c.37 (C.23:3-56.1) is amended to read
12 as follows:

13 1. When the Fish and Game Council has established a season for
14 deer of either sex and has fixed a certain number of **【licenses】** permits
15 to be issued for **【such】** that harvest, the division is authorized to
16 charge a fee of **【\$18.00】** \$26.00, or as adjusted by the Fish and Game
17 Council pursuant to section 12 of P.L.1982, c.180 (C.23:3-1a), except
18 that a person under 16 years of age shall be charged a fee of \$10.00.
19 for each **【license】** permit so issued, which fee shall be in addition to
20 any other fees authorized by law. No such fee shall be required of the
21 occupant of a farm in this State, who actually resides thereon, or the
22 members of his immediate family who also reside thereon, provided
23 **【such】** that the person or persons are otherwise authorized to
24 participate in **【such】** the limited harvest. The exemption **【of】**
25 provided under this section shall not apply to a person residing on the
26 farm or in a tenant house thereon who is not a member of the
27 occupant's family, nor to a servant of the occupant.

28 (cf: P.L.1991, c.286, s.9)

29

30 17. Section 1 of P.L.1952, c.328 (C.23:3-57) is amended to read
31 as follows:

32 1. No person, above the age of **【14】** 16 years or under the age of
33 70 years , shall **【,】** take or attempt to take trout in any of the fresh
34 waters of this State, unless he has first procured, as hereinafter
35 provided, a special trout stamp, in addition to the license required by
36 article 1 of chapter 3 of Title 23 of the Revised Statutes and unless at
37 the time of fishing he has the license and stamp affixed to **【said】** that
38 license on his person, and exhibits the same for inspection to any
39 warden, deputy warden, police officer or other person requesting to
40 see them.

41 The stamp issued under this act shall be designated as the "special
42 trout fishing stamp" and shall authorize its holder to take trout at the
43 time and in the manner provided by law, or by the Fish and Game

1 Code, and shall be invalid unless it contains the name of the licensee
2 written in ink.

3 (cf: P.L.1971, c.309, s.1)

4

5 18. Section 3 of P.L.1952, c.328 (C.23:3-59) is amended to read
6 as follows:

7 3. The fee for this stamp shall be ~~[\$7.00]~~ \$10.50 for residents and
8 ~~[\$14.00]~~ \$20.00 for nonresidents, or as adjusted by the Fish and
9 Game Council pursuant to section 12 of P.L.1982, c.180 (C.23:3-1a).
10 The amounts remitted to the State Treasury for stamps issued under
11 this law shall be placed to the credit of the "hunters' and anglers'
12 license ~~[fund" mentioned in R.S.23:3-12.]~~ fund."

13 (cf: P.L.1991, c.286, s.10)

14

15 19. Section 1 of P.L.1975, c.117 (C.23:3-61.1) is amended to read
16 as follows:

17 1. No person above the age of 16 years shall at any time hunt for,
18 pursue, kill, take or attempt to take with a firearm or bow and arrow,
19 or have in possession, any pheasant or quail while present in such
20 division wildlife management areas as may be designated in the Fish
21 and Game Code unless such person is the holder of a valid youth
22 hunting license issued pursuant to R.S.23:3-3 or has first procured in
23 addition to a hunting license a valid "special pheasant and quail
24 stamp."

25 This special pheasant and quail "stamp" shall be in the possession
26 of the hunter at all times while engaged in hunting pheasant or quail in
27 such division wildlife management areas as may be designated in the
28 Fish and Game Code and the hunter shall exhibit the special stamp for
29 inspection to any conservation officer, deputy conservation officer or
30 police officer requesting to see the stamp.

31 (cf: P.L.1975, c.117, s.1)

32

33 20. Section 3 of P.L.1975, c.117 (C.23:3-61.3) is amended to read
34 as follows:

35 3. The fee for this stamp shall be ~~[\$20.00]~~ \$40.00 , or as adjusted
36 by the Fish and Game Council pursuant to section 12 of P.L.1982,
37 c.180 (C.23:3-1a). The amounts remitted to the State Treasury for
38 special pheasant and quail stamps shall be deposited to the credit of
39 the "hunters' and anglers' license fund."

40 (cf: P.L.1991, c.286, s.11)

41

42 21. Section 2 of P.L.1970, c.247 (C.23:3-63) is amended to read
43 as follows:

44 2. (a) The division may, in its discretion, after application on
45 forms furnished by it, issue to an owner of such fishing preserve
46 waters a fishing preserve license permitting the holder thereof to

1 manage such fishing preserve waters and to possess, propagate and
2 rear, and to take or permit others to take therefrom, fish therein legally
3 propagated or acquired. Such license shall expire on December 31 in
4 the year it was issued unless previously revoked. A separate license
5 is required for each body of water defined herein as fishing preserve
6 waters. Two or more ponds under one ownership, supplied by one
7 common water source and located on one continuous parcel of land,
8 shall be considered as one body of water requiring one license.

9 (b) The license so issued shall: contain the name of the town and
10 county in which such fishing preserve waters are located; specify the
11 species of fish authorized to be stocked therein; authorize the licensee
12 to stock, propagate, raise and release such fish in such licensed fishing
13 preserve waters and to buy, sell or otherwise traffic in fish taken
14 therefrom; specify the manner of tagging fish taken from the licensed
15 waters; specify the means of acquisition of fish stocked therein.

16 (c) The license may also: authorize the licensee to control
17 undesirable protected fish, wildlife and insects and specify means of
18 control of same; specify such other restrictions and controls for the
19 management of fishing preserve waters as in the judgment of the
20 division may be deemed advisable for proper fish management.

21 (d) The fee for the license shall be ~~【\$150.00】~~ \$228.00 per year, or
22 as adjusted by the Fish and Game Council pursuant to section 12 of
23 P.L.1982, c.180 (C.23:3-1a), payable at the time application is made.

24 (e) The division may for cause, revoke or suspend the license of
25 any licensee.

26 (cf: P.L.1982, c.180, s.9)

27

28 22. R.S.23:3-23, R.S.23:3-24, R.S.23:3-25, and R.S.23:3-26 are
29 repealed.

30

31 23. This act shall take effect immediately.

32

33

34

STATEMENT

35

36 This bill would revise the fees for various hunting and fishing
37 licenses, permits, and stamps as well as makes various revisions to the
38 laws establishing those licenses, permits, and stamps.

39 Also, under the bill, youths above 10 years and under 16 years of
40 age would be able to obtain free hunting licenses and youths under 16
41 years of age would not need a license to fish. The bill also repeals
42 certain provisions of the woodcock stamp law. In addition, it
43 authorizes the Division of Fish and Wildlife to collect a new \$2.00 fee
44 from migratory bird hunters for the purpose of meeting the costs of
45 complying with information collection activities mandated by the
46 United States Fish and Wildlife Service Migratory Bird Harvest

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15

1 Information Program. Finally, the bill changes the name of the
2 Division of Fish, Game and Wildlife to the Division of Fish and
3 Wildlife.

4 These fees were last increased by statute in 1991 and then increased
5 by 10% in 1993 by administrative regulation as authorized by law.

ASSEMBLY AGRICULTURE AND NATURAL RESOURCES
COMMITTEE

STATEMENT TO

[Second Reprint]

SENATE, No. 1378

STATE OF NEW JERSEY

DATED: DECEMBER 6, 1999

The Assembly Agriculture and Natural Resources Committee reports favorably Senate Bill No. 1378 (2R).

This bill would revise the fees for various hunting and fishing licenses, permits, and stamps as well as make various revisions to the laws establishing those licenses, permits, and stamps. These fees were last increased by statute in 1991 and then increased by 10% in 1993 by administrative regulation as authorized by law.

The bill provides that youths above 10 years and under 16 years of age would be able to obtain free hunting licenses, and youths under 16 years of age would not need a license to fish. The bill repeals certain provisions of the woodcock stamp law. In addition, it authorizes the Division of Fish and Wildlife to collect a new \$2.00 fee from migratory bird hunters for the purpose of meeting the costs of complying with information collection activities mandated by the United States Fish and Wildlife Service Migratory Bird Harvest Information Program. The fee for issuing agents for the various licenses would be increased from \$0.50 to \$1.00. The bill would also authorize free fishing, hunting, and trapping licenses for disabled veterans.

Finally, the bill changes the name of the Division of Fish, Game and Wildlife to the Division of Fish and Wildlife.

As reported, this bill is identical to the Assembly Committee Substitute for Assembly Bill No.2549 as also reported by the committee.

SENATE ENVIRONMENT COMMITTEE

STATEMENT TO

SENATE, No. 1378

with committee amendments

STATE OF NEW JERSEY

DATED: MAY 6, 1999

The Senate Environment Committee favorably reports Senate Bill No. 1378 with committee amendments.

This bill would revise the fees for various hunting and fishing licenses, permits, and stamps as well as makes various revisions to the laws establishing those licenses, permits, and stamps.

Also, under the bill, youths above 10 years and under 16 years of age would be able to obtain free hunting licenses and youths under 16 years of age would not need a license to fish. The bill also repeals certain provisions of the woodcock stamp law. In addition, it authorizes the Division of Fish and Wildlife to collect a new \$2.00 fee from migratory bird hunters for the purpose of meeting the costs of complying with information collection activities mandated by the United States Fish and Wildlife Service Migratory Bird Harvest Information Program. Finally, the bill changes the name of the Division of Fish, Game and Wildlife to the Division of Fish and Wildlife.

These fees were last increased by statute in 1991 and then increased by 10% in 1993 by administrative regulation as authorized by law.

The committee amendments would change the issuance fee for the various licenses from \$0.75 to \$1.00 and would authorize free fishing, hunting, and trapping licenses for disabled veterans.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

[Second Reprint]

SENATE, No. 1378

STATE OF NEW JERSEY

DATED: DECEMBER 13, 1999

The Assembly Appropriations Committee reports favorably Senate Bill No. 1378 (2R).

Senate Bill No. 1378 (2R) revises the fees for various hunting and fishing licenses, permits, and stamps as well as make various revisions to the laws establishing those licenses, permits, and stamps. These fees were last increased by statute in 1991 and then increased by 10% in 1993 by administrative regulation as authorized by law.

The bill provides that youths above 10 years and under 16 years of age would be able to obtain free hunting licenses, and youths under 16 years of age would not need a license to fish. The bill repeals certain provisions of the woodcock stamp law. In addition, it authorizes the Division of Fish and Wildlife to collect a new \$2.00 fee from migratory bird hunters for the purpose of meeting the costs of complying with information collection activities mandated by the United States Fish and Wildlife Service Migratory Bird Harvest Information Program. The fee for issuing agents for the various licenses would be increased from \$0.50 to \$1.00. The bill also authorizes free fishing, hunting, and trapping licenses for disabled veterans.

The bill changes the name of the Division of Fish, Game and Wildlife to the Division of Fish and Wildlife.

As reported, this bill is identical to Assembly Bill No. 2549 (ACS) as also reported by the committee.

FISCAL IMPACT:

The Division of Fish, Game and Wildlife estimates that the various fee increases would generate \$2,616,000 in additional annual net revenues if the bill were enacted. This estimate is based on a "sales resistance dropout" rate of 4 percent for fishing licenses and 6 percent for hunting licenses. The division collected \$12,040,182 in net revenues in fiscal year 1998. However, because net revenues for fiscal year 1999 as of May 1999 are \$859,000 less than revenues at the same time in 1998, the division projects that fiscal year 1999 revenues will be approximately \$11,181,182.

With respect to the bill's provision authorizing the Division of Fish, Game and Wildlife to issue free fishing, hunting, and trapping licenses to disabled veterans: current State law would allow the General Fund to reimburse the Hunters' and Anglers' License Fund for any loss of revenue resulting from this issuance of free licenses. The Office of Legislative Services cannot estimate the extent of revenue loss to the Hunters' and Anglers' License Fund because neither the Division of Fish, Game and Wildlife nor State veterans organizations maintain statistics concerning the number of disabled veterans who currently buy hunting and fishing licenses. Even if such data existed, enactment of the bill would likely encourage a greater (but indeterminate) number of disabled veterans to seek such licenses, further complicating the calculation of a reliable estimate of the General Fund's potential reimbursement liability.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 1378

with committee amendments

STATE OF NEW JERSEY

DATED: MAY 20, 1999

The Senate Budget and Appropriations Committee reports favorably and with committee amendments Senate Bill No. 1378 (1R).

This bill would revise the fees for various hunting and fishing licenses, permits, and stamps as well as makes various revisions to the laws establishing those licenses, permits, and stamps. These fees were last increased by statute in 1991 and then increased by 10% in 1993 by administrative regulation as authorized by law.

The bill provides that youths above 10 years and under 16 years of age would be able to obtain free hunting licenses, and youths under 16 years of age would not need a license to fish. The bill repeals certain provisions of the woodcock stamp law. In addition, it authorizes the Division of Fish and Wildlife to collect a new \$2.00 fee from migratory bird hunters for the purpose of meeting the costs of complying with information collection activities mandated by the United States Fish and Wildlife Service Migratory Bird Harvest Information Program. The bill would authorize free fishing, hunting, and trapping licenses for disabled veterans.

Finally, the bill changes the name of the Division of Fish, Game and Wildlife to the Division of Fish and Wildlife.

COMMITTEE AMENDMENTS

Technical committee amendments to section 11 of the bill correct the text of a statute (N.J.S.A.23:3-56.1) amended by that section to reflect changes in that statute under P.L.1999, c.93 (approved May 3, 1999).

FISCAL IMPACT

The Division of Fish, Game and Wildlife estimates that the various fee increases would generate \$2,616,000 in additional annual net revenues if the bill were enacted. This estimate is based on a "sales resistance dropout" rate of 4 percent for fishing licenses and 6 percent for hunting licenses. The division collected \$12,040,182 in net revenues in fiscal year 1998. However, because net revenues for fiscal

year 1999 as of May 1999 are \$859,000 less than revenues at the same time in 1998, the division projects that fiscal year 1999 revenues will be approximately \$11,181,182.

With respect to the bill's provision authorizing the Division of Fish, Game and Wildlife to issue free fishing, hunting, and trapping licenses to disabled veterans: current State law would allow the General Fund to reimburse the Hunters' and Anglers' License Fund for any loss of revenue resulting from this issuance of free licenses. The Office of Legislative Services cannot estimate the extent of revenue loss to the Hunters' and Anglers' License Fund because neither the Division of Fish, Game and Wildlife nor State veterans organizations maintain statistics concerning the number of disabled veterans who currently buy hunting and fishing licenses. Even if such data existed, enactment of the bill would likely encourage a greater (but indeterminate) number of disabled veterans to seek such licenses, further complicating the calculation of a reliable estimate of the General Fund's potential reimbursement liability.

LEGISLATIVE FISCAL ESTIMATE

[Second Reprint]

SENATE, No. 1378

STATE OF NEW JERSEY

208th LEGISLATURE

DATED: JANUARY 18, 2000

Senate Bill No. 1378 (2R) of 1998 revises the fees for various hunting and fishing licenses, permits, and stamps and makes various revisions to the laws establishing those licenses, permits, and stamps. Under the bill, youths above 10 years and under 16 years of age would be able to obtain free hunting licenses and youths under 16 years of age would not need a license to fish. The bill also repeals certain provisions of the woodcock stamp law and authorizes the Division of Fish, Game and Wildlife (DFGW) to collect a new \$2.00 fee from migratory bird hunters for the purpose of supporting information collection activities mandated by the U.S. Fish and Wildlife Service Migratory Bird Harvest Information Program.

The bill increases the fee that agents charge for issuing various licenses from \$0.50 to \$1.00. Last, the bill authorizes the division to issue free fishing, hunting, and trapping licenses to New Jersey residents who are classified as disabled veterans. It should be noted that current State law allows the General Fund to reimburse the Hunters' and Anglers' License Fund for any loss of revenue resulting from this bill.

The subject fees were last increased by statute in 1991, with another 10 percent increase effectuated in 1993 by administrative regulation. All revenues generated from these fees are dedicated to the Hunters' and Anglers' License Fund to support the division's annual operating budget.

The DFGW estimates that the various fee increases proposed by the bill would generate approximately \$2.616 million annually in additional net revenues. This estimate is based on a "sales resistance dropout" rate of 4 percent for fishing licenses and 6 percent for hunting licenses. The division collected \$11.375 million in net revenues from hunting and fishing licenses in FY 1999 and estimates \$11.529 million will be collected in FY 2000.

The Office of Legislative Services (OLS) concurs with the division's estimates regarding additional fee generation. With respect to the issuance of free licenses to disabled veterans, the OLS cannot

estimate the extent of subsequent revenue loss because the division, as well as State veterans organizations, do not maintain data or statistics concerning the number of disabled veterans who currently buy hunting and fishing licenses. Even if such data existed, the passage of the bill would likely encourage a greater (undetermined) number of disabled veterans to purchase such licenses, thereby making it more difficult to calculate a reliable estimate of the General Fund's potential reimbursement responsibility.

Concerning the increase of fees for issuing agents, such an increase should have little effect on revenue levels because about 90 percent of licenses are issued by independent issuing agents who retain this fee.

This fiscal estimate has been prepared pursuant to 3P.L.1980, c.67.

ASSEMBLY, No. 2549

STATE OF NEW JERSEY

208th LEGISLATURE

INTRODUCED OCTOBER 29, 1998

Sponsored by:

Assemblyman MICHAEL PATRICK CARROLL

District 25 (Morris)

Assemblyman MELVIN COTTRELL

District 30 (Burlington, Monmouth and Ocean)

SYNOPSIS

Revises various hunting, trapping, and fishing license fees and related provisions, and changes name of Division of Fish, Game and Wildlife to Division of Fish and Wildlife.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 2/19/1999)

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2

1 AN ACT concerning fish and wildlife, amending various sections of
2 Title 23 of the Revised Statutes, supplementing Title 23 of the
3 Revised Statutes, and repealing R.S.23:3-23, R.S.23:3-24,
4 R.S.23:3-25, and R.S.23:3-26.

5

6 **BE IT ENACTED** by the Senate and General Assembly of the State
7 of New Jersey:

8

9 1. R.S.23:1-1 is amended to read as follows:

10 23:1-1. As used in this title:

11 "Assistant protector" or "assistant fish and game protector" means
12 the Deputy Chief of the Bureau of Law Enforcement in the division;

13 "Closed season" means the date and time of year when wildlife may
14 not be captured, taken, killed, or had in possession in the field;

15 "Code" means the State Fish and Game Code;

16 "Conservation officer" means any sworn, salaried member of the
17 Bureau of Law Enforcement in the division holding the titles of
18 Conservation Officer I, II, or III, and includes the titles of Supervising
19 Conservation Officer and Chief of the Bureau of Law Enforcement;

20 "Council" means the Fish and Game Council in the Division of Fish
21 **[, Game]** and Wildlife in the Department of Environmental Protection;

22 "Delaware river" means the waters of the Delaware river from the
23 Pennsylvania shore to the New Jersey shore, or in the case of any
24 tributaries or inland bays on the New Jersey side, to the mouths of
25 those tributaries or bays;

26 "Deputy warden" or "deputy fish and game warden" means any
27 commissioned deputy conservation officer of the Bureau of Law
28 Enforcement in the division;

29 "Division," "Division of Fish, Game and Wildlife," "board," or
30 "Board of Fish and Game Commissioners" means the Division of Fish
31 **[, Game]** and Wildlife in the Department of Environmental Protection;

32 "Fishing" means the possession of an instrument used to take fish
33 in a condition that makes the instrument readily usable, while in a
34 place or in proximity thereto where fish may be found;

35 "Hunting" means the possession of an instrument used to take
36 wildlife in a condition that makes the instrument readily usable, while
37 in a place or in proximity thereto where wildlife may be found;

38 "Open season" means the date and time of year when wildlife may
39 be captured, taken, killed, or had in possession;

40 "Protector" or "fish and game protector" means the Chief of the
41 Bureau of Law Enforcement in the division;

42 "Warden" or "fish and game warden" means a conservation officer;

43 "Wildlife" means any wild mammal, bird, reptile, amphibian, fish,

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 mollusk, crustacean or other wild animal or any part, product, egg or
2 offspring or the dead body or parts thereof.

3 (cf: P.L.1997, c.291, s.1)

4

5 2. (New section) a. The Division of Fish, Game and Wildlife is
6 continued and constituted as the Division of Fish and Wildlife in the
7 Department of Environmental Protection. All the functions, powers,
8 and duties of the existing Division of Fish, Game and Wildlife and the
9 director thereof are continued in the Division of Fish and Wildlife and
10 the director thereof, and whenever the term "Division of Fish, Game
11 and Wildlife" occurs or any reference is made thereto in any law,
12 contract, or document, it shall be deemed or mean to refer to the
13 Division of Fish and Wildlife.

14 b. The Fish and Game Council, together with all its functions,
15 powers and duties, is continued as the Fish and Game Council in the
16 Division of Fish and Wildlife in the Department of Environmental
17 Protection.

18

19 3. R.S.23:3-1 is amended to read as follows:

20 23:3-1. a. A person shall not at any time hunt, take or attempt to
21 take, kill or pursue, with a gun or any firearm of any kind or character,
22 or with longbow and arrow, a wild bird, animal or fowl, or take or
23 attempt to take any skunk, mink, muskrat, or other fur-bearing animal
24 by means of a trap, or set a trap for any fur-bearing animal, nor shall
25 any person above the age of **[14]** 16 years at any time take or attempt
26 to take fish in any of the fresh waters of this State by the method
27 commonly known as angling with a hand line or rod and line, or with
28 longbow and arrow, unless he has first procured a proper license.

29 b. A person shall not engage in hunting, fishing or trapping unless
30 the appropriate license or tag as prescribed hereunder is visibly
31 displayed in a holder in a conspicuous place on the outer clothing at
32 the time of such hunting, fishing or trapping. A licensee shall exhibit
33 his license and tag for inspection to any conservation officer, deputy
34 conservation officer, police officer or other person requesting to see
35 it.

36 c. A person under 12 years of age shall not be issued a trapping
37 license.

38 d. A person who is on active duty with any branch or department
39 of the armed service of the United States shall be entitled to hunt or
40 fish upon obtaining the proper resident license therefor.

41 e. Nothing in this section shall prevent the occupant of a farm in
42 this State, who actually resides thereon, or the immediate members of
43 his family who also reside thereon, from hunting for, taking, killing or
44 pursuing with a gun or firearm or a longbow and arrow on the farm a
45 wild bird, animal or fowl, from taking any skunk, mink, muskrat, or
46 other fur-bearing animal by means of a trap or from setting a trap for

1 a fur-bearing animal on the farm, or from taking fish on the farm with
2 hand line, rod and line, or longbow and arrow in the manner provided
3 by law during the time when it is lawful so to do, without being
4 licensed hereunder. The exemption provided pursuant to this
5 subsection shall not apply to a person residing on the farm or in a
6 tenant house thereon who is not a member of the occupant's family,
7 nor to a servant of the occupant.

8 f. (1) Any person found hunting, fishing or trapping without the
9 proper license or tag as may be required conspicuously displayed
10 pursuant to subsection b. of this section shall be liable to a penalty of
11 \$10 and costs, to be recovered pursuant to the provisions of Title 23,
12 chapter 10, of the Revised Statutes.

13 (2) Any person who violates any provision of this section for which
14 a penalty is not otherwise expressly provided, shall be liable to a
15 penalty of not less than \$50 nor more than \$200 for each offense.
16 (cf: P.L.1993, c.20, s.2)

17
18 4. Section 9 of P.L.1986, c.198 (C.23:3-1c) is amended to read as
19 follows:

20 9. The **【Division of Fish, Game and Wildlife】** division is authorized
21 to charge a \$2.00 nonrefundable application fee, in addition to any
22 other permit or license fees authorized by law, for each permit or
23 license, as follows:

24	【Duplicate hunting and fishing	\$2.00
25	Falconry	2.00
26	Beaver	2.00
27	Otter	2.00
28	Turkey	2.00
29	Special season deer	2.00
30	Rifle	2.00
31	Semi-wild hunting preserve	2.00
32	Commercial fishing preserve	2.00
33	Commercial shooting preserve	2.00
34	Senior citizen fishing (over 70 years of age)	2.00
35	Senior citizen clamming	2.00
36	Field trial	2.00
37	Horseback riding on wildlife management area	2.00
38	Daily use permit for wildlife management area	2.00
39	Clubhouse rental	2.00
40	Fire on wildlife management area	2.00
41	Fish stocking by clubs	2.00
42	Lake lowering	2.00
43	Alewife (for bait)	2.00
44	Carp and suckers	2.00
45	Fish basket for eels, catfish, carp, and suckers	2.00
46	Game animals and game birds:	

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1	Individual hobby	2.00
2	Scientific holding	2.00
3	Zoological	2.00
4	Propagation and sale	2.00
5	Animal exhibitor	2.00
6	Animal theatrical agency	2.00
7	Fur farming	2.00
8	Salvage--recover carcass	2.00
9	Special purpose	2.00
10	Scientific collecting--fish	2.00
11	Crab pot (recreational)	2.00
12	Crab pot (commercial)	2.00
13	Menhaden netting	2.00
14	Food fish netting	2.00
15	Commercial fish netting	2.00】

16 duplicate hunting and fishing; falconry; beaver; otter; turkey; coyote;
17 special season Canada goose; special season deer; rifle; semi-wild
18 hunting preserve; commercial fishing preserve; commercial shooting
19 preserve; senior citizen fishing; senior citizen clamming; field trial;
20 horseback riding on wildlife management area; daily use permit for
21 wildlife management area; clubhouse rental; fire on wildlife
22 management area; fish stocking by clubs; lake lowering; alewife (for
23 bait); carp and suckers; fish basket for eels, catfish, carp, and suckers;
24 game animals and game birds - individual hobby, scientific holding,
25 zoological, propagation and sale, animal exhibitor, animal theatrical
26 agency, and fur farming; salvage - recover carcass; special purpose;
27 scientific collecting - fish; crab pot (recreational); crab pot
28 (commercial); menhaden netting; food fish netting; and commercial
29 fish netting.

30 The amounts remitted to the State Treasury for these application
31 fees shall be deposited to the credit of the ["Hunters' and Anglers'
32 License Fund."] "hunters' and anglers' license fund."
33 (cf: P.L.1986, c.198, s.9)
34

35 5. (New section) For the purpose of meeting the costs of
36 complying with information collection activities mandated by the
37 United States Fish and Wildlife Service Migratory Bird Harvest
38 Information Program, the division is authorized to charge a fee of
39 \$2.00 to any person who hunts migratory birds, which fee shall be in
40 addition to any other fees charged for licenses, permits, or stamps
41 required by law to hunt migratory birds.
42

43 6. Section 11 of P.L.1982, c.180 (C.23:3-1.1) is amended to read
44 as follows:

45 11. a. The [Division of Fish, Game and Wildlife] division shall
46 issue a special license combining the resident's firearm hunting license,

1 the resident's bow and arrow license and the resident's fishing license
2 as provided under R.S.23:3-4 into one license to be designated as the
3 "All Around Sportsman License."

4 b. The "All Around Sportsman License" shall authorize its holder
5 to hunt with a shotgun or bow and arrow and to angle or attempt to
6 take fish in the fresh waters of this State at the time, and in the
7 manner, provided by law and the State Fish and Game Code, except
8 that this license shall not authorize its holder to take trout from the
9 fresh waters of the State.

10 c. A resident of this State above the age of 16 years may procure
11 the "All Around Sportsman License" from the **【Division of Fish, Game
12 and Wildlife】** division at Trenton or from its agents as designated by
13 the division. It shall not be valid unless it contains the signature of the
14 owner written in ink. Each license issued under this section shall
15 expire on December 31 next following its issuance.

16 d. The division shall determine the form of the "All Around
17 Sportsman License." The fee for this license shall be **【\$54.50】** \$71.25
18 and an issuance fee of **【\$0.50】** \$0.75, or as adjusted by the Fish and
19 Game Council pursuant to section 12 of P.L.1982, c.180 (C.23:3-1a).
20 The amounts remitted to the State Treasury from the collection of this
21 fee shall be deposited to the credit of the "hunters' and anglers' license
22 fund."

23 (cf: P.L.1991, c.286, s.2)

24

25 7. R.S.23:3-2 is amended to read as follows:

26 23:3-2. Except as provided in **【section 23:3-3 of this title】**
27 R.S.23:3-3, no license to hunt, pursue or kill with a gun or any firearm
28 any game bird, wild animal or fowl in this state, shall be issued to a
29 person under **【fourteen】** 16 years of age. An applicant for license who
30 misrepresents his age shall be liable to a penalty of twenty dollars.

31 (cf: R.S.23:3-2)

32

33 8. R.S.23:3-3 is amended to read as follows:

34 23:3-3. The division may, in its discretion, issue a youth hunting
35 license to a citizen of the United States above 10 years and **【below
36 14】** under 16 years of age, who has successfully completed a course
37 in gun or bow and arrow safety, as the case may be, as required in
38 accordance with this title **【, when applied for by his】** . Persons above
39 10 years and under 14 years of age may obtain the license only with
40 the permission of a parent or legal guardian 【, authorizing him】 . The
41 license shall authorize a licensee above 10 years and under 14 years of
42 age to hunt only when accompanied by a holder, above 21 years of
43 age, of a regular resident's or nonresident's firearm or bow and arrow
44 license, as the case may be. This license shall be void after December
45 31 **【next succeeding its issuance. The fee for this license shall be**

1 \$2.75, or as adjusted by the Fish and Game Council pursuant to
2 section 12 of P.L.1982, c.180 (C.23:3-1a). These fees shall be
3 remitted to the State Treasurer, and placed to the credit of the
4 "hunters' and anglers' license fund," and be disbursed by the State
5 Treasurer on vouchers certified by the division] of the year in which
6 the licensee becomes 16 years of age .

7 (cf: P.L.1991, c.286, s.3)

8

9 9. R.S.23:3-4 is amended to read as follows:

10 23:3-4. The licenses issued under this article shall be as follows:

11 a. A license issued to a person above ~~14~~ 16 years of age, who
12 has an actual and bona fide domicile in this State at the time of the
13 application for the license and who has had an actual and bona fide
14 domicile in this State for at least six months immediately prior thereto,
15 provided that for a resident's trapping license the person shall be above
16 12 years of age. These licenses shall be ~~of five kinds and~~ designated
17 as the resident's firearm hunting license, the resident's bow and arrow
18 license, the resident's trapping license, and the resident's fishing license
19 ~~and the resident's family fishing license~~. The Fish and Game Council
20 in the Division of Fish, Game and Wildlife of the Department of
21 Environmental Protection shall have the authority to adopt and
22 promulgate regulations for family fishing licenses] .

23 (1) The resident's firearm hunting license shall authorize its holder
24 to hunt with hounds and firearms only, and a fee of ~~19.50~~ 26.50
25 and an issuance fee of ~~0.50~~ 0.75 shall be charged therefor, except
26 that ~~a person 14 or 15 years of age and~~ a person above the age of
27 65 years shall be charged a fee of ~~9.25~~ 14.50 and an issuance fee
28 of ~~0.50~~ 0.75 .

29 (2) The resident's bow and arrow license shall authorize its holder
30 to hunt with bow and arrow only, and a fee of ~~23.50~~ 30.50 and
31 an issuance fee of ~~0.50~~ 0.75 shall be charged therefor, except that
32 ~~a person 14 or 15 years of age and~~ a person above the age of 65
33 years shall be charged a fee of ~~10.50~~ 15.50 and an issuance fee of
34 ~~0.50~~ 0.75 .

35 (3) The resident's trapping license shall authorize its holder to trap
36 only, and a fee of \$31.50 and an issuance fee of ~~0.50~~ 0.75 shall
37 be charged therefor, except that a person ~~12, 13, 14 or 15 years of~~
38 age shall be charged a fee of \$13.25 and an issuance fee of \$0.50
39 above 12 years and under 16 years of age shall be charged no fee .

40 (4) The resident's fishing license shall authorize its holder to fish
41 only, and a fee of ~~14.50~~ 21.50 and an issuance fee of ~~0.50~~
42 0.75 shall be charged therefor, except that (a) in any case where the
43 applicant is above 70 ~~or more~~ years of age and is otherwise
44 qualified, no ~~fee, except an application fee pursuant to section 9 of~~
45 P.L.1986, c.198 (C.23:3-1c), shall be charged, and a person 14 or 15

1 years of age] license shall be required, and (b) a person above [the
2 age of] 65 years and under 70 years of age shall be charged a fee of
3 ~~[\$6.50]~~ \$11.50 and an issuance fee of ~~[\$0.50]~~ \$0.75 .

4 [The resident's family fishing license shall authorize the parents or
5 guardians and their children, foster children or wards between the ages
6 of 14 and 18, named therein, to fish only. The fee for the parent's
7 license permitting fishing only by the father or mother, or both, or the
8 guardian shall be \$24.50 and an issuance fee of \$0.50; and each child,
9 foster child or ward named therein shall be required to have and shall
10 be issued an individual supplementary license as a member of such
11 family, at a fee of \$1.50 and an issuance fee of \$0.50. The license
12 shall be invalid from the date of its issuance when issued to a person
13 not entitled thereto.]

14 (5) Any [person, a] resident of this State [.,] who is afflicted with
15 total blindness, upon application to the [Division of Fish, Game and
16 Wildlife] division , shall be entitled to a resident's fishing license
17 without fee or charge.

18 b. A license issued to a person above [14] 16 years of age not
19 entitled to a resident's license, authorizing him to trap or to hunt ,
20 except that a nonresident's two-day small game firearm hunting license
21 shall not permit the taking, hunting, or killing of deer or turkey .
22 These licenses shall be designated as the nonresident's firearm hunting
23 license, the nonresident's bow and arrow license, the nonresident's
24 trapping license, and the nonresident's two-day small game firearm
25 hunting license [, except that a nonresident's two-day small game
26 firearm hunting license shall not permit the taking, hunting or killing
27 of deer] .

28 (1) The fees for the nonresident's firearm hunting license and the
29 nonresident's bow and arrow license shall each be ~~[\$99.50]~~ \$134.50
30 and an issuance fee of ~~[\$0.50]~~ \$0.75 .

31 (2) The [fees] fee for the nonresident's trapping license shall be
32 ~~[\$149.50]~~ \$199.50 and an issuance fee of ~~[\$0.50]~~ \$0.75 .

33 (3) The fee for a nonresident's two-day small game firearm hunting
34 license shall be ~~[\$24.50]~~ \$35.50 and an issuance fee of ~~[\$0.50]~~ \$0.75.

35 c. A license issued to a person above [14] 16 years of age not
36 entitled to a resident's license, authorizing him to fish only. These
37 licenses shall be designated as the nonresident's annual fishing license
38 , the nonresident's two-day fishing license, valid for a period of two
39 consecutive days, and the nonresident's seven-day vacation fishing
40 license, valid for a period of seven consecutive days. [The fees for
41 these licenses shall be \$22.50 for the annual fishing license, together
42 with an issuance fee of \$0.50, and \$14.50 and an issuance fee of \$0.50
43 for the seven-day vacation fishing license.]

44 (1) The fee for the nonresident's annual fishing license shall be
45 \$33.00 and an issuance fee of \$0.75.

1 (2) The fee for the nonresident's two-day fishing license shall be
2 \$8.00 and an issuance fee of \$0.75.

3 (3) The fee for the nonresident's seven-day fishing license shall be
4 \$18.50 and an issuance fee of \$0.75.

5 d. Every license issued hereunder shall be void after December 31
6 next succeeding its issuance, except the one-day hunting license, which
7 shall expire on the date of issuance; the nonresident's seven-day fishing
8 license, which is valid only for seven consecutive days after date of
9 issuance; the nonresident's two-day fishing license, which shall expire
10 on the day after the date of issuance; and the nonresident's two-day
11 small game firearm hunting license, which shall expire on the day after
12 the date of issuance.

13 Any license issued hereunder to a person under 16 years of age shall
14 be void after December 31 of the year in which the licensee becomes
15 16 years of age.

16 e. The fees for licenses set forth in this section may be adjusted by
17 the Fish and Game Council pursuant to section 12 of P.L.1982, c.180
18 (C.23:3-1a).

19 (cf: P.L.1991, c.286, s.4)

20
21 10. Section 2 of P.L.1951, c.226 (C.23:3-4.1) is amended to read
22 as follows:

23 2. The division may, in its discretion, issue a license to a person
24 above the age of **【14】 16** years authorizing him to hunt for one day
25 only in areas licensed under subsections b. and d. of R.S.23:3-29, or
26 at a shoot to kill field trial which is being held under a proper permit
27 from the division. The fee for this license shall be **【\$6.50】 \$11.50** , or
28 as adjusted by the Fish and Game Council pursuant to section 12 of
29 P.L.1982, c.180 (C.23:3-1a), and an issuance fee of **【\$0.50 shall be**
30 **charged therefor】 \$0.75** . The fees collected hereunder shall be
31 remitted to the State Treasurer, and placed to the credit of the
32 "hunters' and anglers' license fund," and be disbursed by the State
33 Treasurer on vouchers certified to by the division.

34 (cf: P.L.1991, c.286, s.5)

35
36 11. Section 5 of P.L.1954, c.57 (C.23:3-4.6) is amended to read as
37 follows:

38 5. This act shall also apply to the issuance of **【juvenile】 youth**
39 **hunting** licenses under **【section 23:3-3 of the Revised Statutes】**
40 **R.S.23:3-3**, and all applicants for such licenses shall be required to
41 first complete the gun safety course.

42 (cf: P.L.1971, c.381, s.3)

43
44 12. Section 8 of P.L.1986, c.198 (C.23:3-4.11) is amended to read
45 as follows:

46 8. All persons in possession of a muzzleloader rifle or other rifle

1 while hunting or trapping shall have in their possession, in addition to
2 the appropriate and valid firearm hunting license or trapping license,
3 an appropriate and valid rifle permit. The **[Division of Fish, Game and**
4 **Wildlife]** division is authorized to charge a fee of **[\$11.00]** \$17.00 for
5 each permit issued, except that a person under 16 years of age shall
6 be charged a fee of \$8.00. A rifle permit issued hereunder shall be
7 valid for a period not to exceed two years. The amount remitted to
8 the State Treasury for rifle permits shall be deposited to the credit of
9 the "hunters' and anglers' license fund."

10 The fee for a permit issued pursuant to this section may be adjusted
11 by the Fish and Game Council pursuant to section 12 of P.L.1982,
12 c.180 (C.23:3-1a).

13 (cf: P.L.1991, c.286, s.6)

14
15 13. Section 5 of P.L.1957, c.195 (C.23:3-7.5) is amended to read
16 as follows:

17 5. This act shall also apply to the issuance of **[juvenile]** youth
18 hunting licenses under **[section 23:3-3 of the Revised Statutes]**
19 R.S.23:3-3, and all applicants for such licenses shall be required to
20 first complete the bow and arrow safety and proficiency course.

21 (cf: P.L.1971, c.381, s.5)

22
23 14. Section 7 of P.L.1986, c.198 (C.23:3-27.1) is amended to read
24 as follows:

25 7. Whenever an open season is prescribed for wild turkey by the
26 State Fish and Game Code, the **[Division of Fish, Game and Wildlife]**
27 division is authorized to charge a fee of **[\$13.00]** \$19.00, or as
28 adjusted by the Fish and Game Council pursuant to section 12 of
29 P.L.1982, c.180 (C.23:3-1a), except that a person under 16 years of
30 age shall be charged a fee of \$10.00, for each permit issued. This
31 permit shall be void at the close of the prescribed open season. The
32 amounts remitted to the State Treasury for wild turkey permits shall
33 be deposited to the credit of the "hunters' and anglers' license fund."

34 (cf: P.L.1991, c.286, s.8)

35
36 15. R.S.23:3-29 is amended to read as follows:

37 23:3-29. A person desiring to engage in the business of raising and
38 selling game birds or game animals, or both, in a wholly enclosed area
39 of which he is the owner or lessee, or to have in captivity game birds
40 or game animals, shall apply in writing to the division for a license to
41 do so. The license fee shall be **[\$5.00 per annum]** \$10.00 per year for
42 each of the above purposes.

43 A person desiring to propagate pheasant, partridge, or quail, or any
44 of them, in a semiwild state on lands of which he is the owner or
45 lessee, shall apply in writing to the division for a license to do so. The
46 license fee shall be **[\$50.00 per annum]** \$75.00 per year. No two or

1 more noncontiguous tracts of land shall be covered under the same
2 license.

3 The division, when it appears that the application is made in good
4 faith, and is in the public interest, may, upon the payment of the fee for
5 each license, issue to the applicant such of the following license or
6 licenses as may be applied for:

7 a. Propagating license permitting the licensee to propagate game
8 birds or game animals, or both, in the wholly enclosed area, the
9 location of which is stated in the license and the application therefor,
10 and to sell such propagated game birds or game animals, or both, and
11 ship them from the State alive at any time and to kill the same and sell
12 the carcasses for food subject to the conditions prescribed by
13 R.S.23:3-28 to 23:3-39, inclusive;

14 b. License to propagate pheasant, partridge, or quail, or any of
15 them, in a semiwild state on lands of which the applicant is the owner
16 or lessee, when the applicant shall have produced evidence satisfactory
17 to the division that he will raise, or purchase for liberation, and liberate
18 on the semiwild preserve at least one pheasant, quail, partridge or
19 combination thereof for each acre of land to be licensed or at least 200
20 pheasant, quail or partridge or combination thereof between November
21 1 of the year for which the license is issued and the following February
22 28;

23 c. License to keep game birds and animals in captivity; or

24 d. License to operate a "commercial pheasant, mallard, quail and
25 partridge-shooting preserve," as defined pursuant to R.S.23:3-28, on
26 lands owned or leased by the applicant, who shall apply in writing to
27 the division for a license to do so. The license fee shall be ~~[\$200.00~~
28 ~~per annum]~~ \$320.00 per year for the first tract of land and \$165 per
29 ~~[annum]~~ year for each additional tract of land, each of which shall be
30 at least 50 acres in size, and the form of the application and license
31 shall be determined by the division. Two or more noncontiguous
32 tracts of land owned or leased, or operated as a commercial pheasant,
33 mallard, quail and partridge-shooting preserve by the same person
34 shall be covered under the same license.

35 The division may, upon payment of the fee, issue to the applicant
36 such a license when it appears that:

37 (1) The operation of such shooting preserve shall not conflict with
38 a prior reasonable public interest; and

39 (2) The applicant shall have produced evidence satisfactory to the
40 division that he will raise or purchase for liberation and liberate on the
41 shooting preserve a total of at least 500 pheasant, mallard, quail and
42 partridge or combination thereof between September 1 of the year for
43 which the license was issued and the following May 1.

44 e. The fees for licenses set forth in this section may be adjusted by
45 the Fish and Game Council pursuant to section 12 of P.L.1982, c.180
46 (C.23:3-1a).

1 f. The division shall coordinate the dates of issuance and renewal
2 of the licenses to propagate game birds with the dates of issuance and
3 renewal of licenses to operate commercial pheasant, mallard, quail and
4 partridge-shooting preserves, and to the extent practicable, shall issue
5 and renew these licenses under one license.

6 (cf: P.L.1995, c.370, s.2)

7

8 16. Section 1 of P.L.1959, c.37 (C.23:3-56.1) is amended to read
9 as follows:

10 1. When the Fish and Game Council has established a season for
11 deer of either sex and has fixed a certain number of **licenses** permits
12 to be issued for **such** that harvest, the division is authorized to
13 charge a fee of **[\$18.00]** \$26.00, or as adjusted by the Fish and Game
14 Council pursuant to section 12 of P.L.1982, c.180 (C.23:3-1a), except
15 that a person under 16 years of age shall be charged a fee of \$10.00.
16 for each **license** permit so issued, which fee shall be in addition to
17 any other fees authorized by law. No such fee shall be required of the
18 occupant of a farm in this State, who actually resides thereon, or the
19 members of his immediate family who also reside thereon, provided
20 **such** that the person or persons are otherwise authorized to
21 participate in **such** the limited harvest. The exemption **of**
22 provided under this section shall not apply to a person residing on the
23 farm or in a tenant house thereon who is not a member of the
24 occupant's family, nor to a servant of the occupant.

25 (cf: P.L.1991, c.286, s.9)

26

27 17. Section 1 of P.L.1952, c.328 (C.23:3-57) is amended to read
28 as follows:

29 1. No person, above the age of **[14]** 16 years or under the age of
30 70 years , shall **[,]** take or attempt to take trout in any of the fresh
31 waters of this State, unless he has first procured, as hereinafter
32 provided, a special trout stamp, in addition to the license required by
33 article 1 of chapter 3 of Title 23 of the Revised Statutes and unless at
34 the time of fishing he has the license and stamp affixed to **said** that
35 license on his person, and exhibits the same for inspection to any
36 warden, deputy warden, police officer or other person requesting to
37 see them.

38 The stamp issued under this act shall be designated as the "special
39 trout fishing stamp" and shall authorize its holder to take trout at the
40 time and in the manner provided by law, or by the Fish and Game
41 Code, and shall be invalid unless it contains the name of the licensee
42 written in ink.

43 (cf: P.L.1971, c.309, s.1)

44

45 18. Section 3 of P.L.1952, c.328 (C.23:3-59) is amended to read

1 as follows:

2 3. The fee for this stamp shall be **[\$7.00]** \$10.50 for residents and
3 **[\$14.00]** \$20.00 for nonresidents, or as adjusted by the Fish and
4 Game Council pursuant to section 12 of P.L.1982, c.180 (C.23:3-1a).
5 The amounts remitted to the State Treasury for stamps issued under
6 this law shall be placed to the credit of the "hunters' and anglers'
7 license **[fund**" mentioned in R.S.23:3-12.] fund."
8 (cf: P.L.1991, c.286, s.10)

9

10 19. Section 1 of P.L.1975, c.117 (C.23:3-61.1) is amended to read
11 as follows:

12 1. No person above the age of 16 years shall at any time hunt for,
13 pursue, kill, take or attempt to take with a firearm or bow and arrow,
14 or have in possession, any pheasant or quail while present in such
15 division wildlife management areas as may be designated in the Fish
16 and Game Code unless such person is the holder of a valid youth
17 hunting license issued pursuant to R.S.23:3-3 or has first procured in
18 addition to a hunting license a valid "special pheasant and quail
19 stamp."

20 This special pheasant and quail "stamp" shall be in the possession
21 of the hunter at all times while engaged in hunting pheasant or quail in
22 such division wildlife management areas as may be designated in the
23 Fish and Game Code and the hunter shall exhibit the special stamp for
24 inspection to any conservation officer, deputy conservation officer or
25 police officer requesting to see the stamp.

26 (cf: P.L.1975, c.117, s.1)

27

28 20. Section 3 of P.L.1975, c.117 (C.23:3-61.3) is amended to read
29 as follows:

30 3. The fee for this stamp shall be **[\$20.00]** \$40.00 , or as adjusted
31 by the Fish and Game Council pursuant to section 12 of P.L.1982,
32 c.180 (C.23:3-1a). The amounts remitted to the State Treasury for
33 special pheasant and quail stamps shall be deposited to the credit of
34 the "hunters' and anglers' license fund."

35 (cf: P.L.1991, c.286, s.11)

36

37 21. Section 2 of P.L.1970, c.247 (C.23:3-63) is amended to read
38 as follows:

39 2. (a) The division may, in its discretion, after application on
40 forms furnished by it, issue to an owner of such fishing preserve
41 waters a fishing preserve license permitting the holder thereof to
42 manage such fishing preserve waters and to possess, propagate and
43 rear, and to take or permit others to take therefrom, fish therein legally
44 propagated or acquired. Such license shall expire on December 31 in
45 the year it was issued unless previously revoked. A separate license
46 is required for each body of water defined herein as fishing preserve

1 waters. Two or more ponds under one ownership, supplied by one
2 common water source and located on one continuous parcel of land,
3 shall be considered as one body of water requiring one license.

4 (b) The license so issued shall: contain the name of the town and
5 county in which such fishing preserve waters are located; specify the
6 species of fish authorized to be stocked therein; authorize the licensee
7 to stock, propagate, raise and release such fish in such licensed fishing
8 preserve waters and to buy, sell or otherwise traffic in fish taken
9 therefrom; specify the manner of tagging fish taken from the licensed
10 waters; specify the means of acquisition of fish stocked therein.

11 (c) The license may also: authorize the licensee to control
12 undesirable protected fish, wildlife and insects and specify means of
13 control of same; specify such other restrictions and controls for the
14 management of fishing preserve waters as in the judgment of the
15 division may be deemed advisable for proper fish management.

16 (d) The fee for the license shall be ~~[\$150.00]~~ \$228.00 per year, or
17 as adjusted by the Fish and Game Council pursuant to section 12 of
18 P.L.1982, c.180 (C.23:3-1a), payable at the time application is made.

19 (e) The division may for cause, revoke or suspend the license of
20 any licensee.

21 (cf: P.L.1982, c.180, s.9)

22

23 22. R.S.23:3-23, R.S.23:3-24, R.S.23:3-25, and R.S.23:3-26 are
24 repealed.

25

26 23. This act shall take effect immediately.

27

28

29

STATEMENT

30

31 This bill would revise the fees for various hunting and fishing
32 licenses, permits, and stamps as well as makes various revisions to the
33 laws establishing those licenses, permits, and stamps.

34 Also, under the bill, youths above 10 years and under 16 years of
35 age would be able to obtain free hunting licenses and youths under 16
36 years of age would not need a license to fish. The bill also repeals
37 certain provisions of the woodcock stamp law. In addition, it
38 authorizes the Division of Fish and Wildlife to collect a new \$2.00 fee
39 from migratory bird hunters for the purpose of meeting the costs of
40 complying with information collection activities mandated by the
41 United States Fish and Wildlife Service Migratory Bird Harvest
42 Information Program. Finally, the bill changes the name of the
43 Division of Fish, Game and Wildlife to the Division of Fish and
44 Wildlife.

45 These fees were last increased by statute in 1991 and then increased
46 by 10% in 1993 by administrative regulation as authorized by law.

ASSEMBLY AGRICULTURE AND NATURAL RESOURCES
COMMITTEE

STATEMENT TO

ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, No. 2549

STATE OF NEW JERSEY

DATED: DECEMBER 6, 1999

The Assembly Agriculture and Natural Resources Committee reports favorably an Assembly Committee Substitute for Assembly Bill No. 2549.

This committee substitute would revise the fees for various hunting and fishing licenses, permits, and stamps as well as make various revisions to the laws establishing those licenses, permits, and stamps. These fees were last increased by statute in 1991 and then increased by 10% in 1993 by administrative regulation as authorized by law.

The committee substitute provides that youths above 10 years and under 16 years of age would be able to obtain free hunting licenses, and youths under 16 years of age would not need a license to fish. The committee substitute repeals certain provisions of the woodcock stamp law. In addition, it authorizes the Division of Fish and Wildlife to collect a new \$2.00 fee from migratory bird hunters for the purpose of meeting the costs of complying with information collection activities mandated by the United States Fish and Wildlife Service Migratory Bird Harvest Information Program. The fee for issuing agents for the various licenses would be increased from \$0.50 to \$1.00. The committee substitute would also authorize free fishing, hunting, and trapping licenses for disabled veterans.

Finally, the committee substitute changes the name of the Division of Fish, Game and Wildlife to the Division of Fish and Wildlife.

As reported, this committee substitute for Assembly Bill No.2549 is identical to Senate Bill No. 1378 (2R) as also reported by the committee.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, No. 2549

STATE OF NEW JERSEY

DATED: DECEMBER 13, 1999

The Assembly Appropriations Committee reports favorably Assembly Bill No. 2549 (ACS).

Assembly Bill No. 2549 (ACS) revises the fees for various hunting and fishing licenses, permits, and stamps as well as make various revisions to the laws establishing those licenses, permits, and stamps. These fees were last increased by statute in 1991 and then increased by 10% in 1993 by administrative regulation as authorized by law.

The bill provides that youths above 10 years and under 16 years of age would be able to obtain free hunting licenses, and youths under 16 years of age would not need a license to fish. The bill repeals certain provisions of the woodcock stamp law. In addition, it authorizes the Division of Fish and Wildlife to collect a new \$2.00 fee from migratory bird hunters for the purpose of meeting the costs of complying with information collection activities mandated by the United States Fish and Wildlife Service Migratory Bird Harvest Information Program. The fee for issuing agents for the various licenses would be increased from \$0.50 to \$1.00. The bill also authorizes free fishing, hunting, and trapping licenses for disabled veterans.

The bill changes the name of the Division of Fish, Game and Wildlife to the Division of Fish and Wildlife.

As reported, this bill is identical to Senate Bill No. 1378 (2R) as also reported by the committee.

FISCAL IMPACT:

The Division of Fish, Game and Wildlife estimates that the various fee increases would generate \$2,616,000 in additional annual net revenues if the bill were enacted. This estimate is based on a "sales resistance dropout" rate of 4 percent for fishing licenses and 6 percent for hunting licenses. The division collected \$12,040,182 in net revenues in fiscal year 1998. However, because net revenues for fiscal year 1999 as of May 1999 are \$859,000 less than revenues at the same time in 1998, the division projects that fiscal year 1999 revenues will be approximately \$11,181,182.

With respect to the bill's provision authorizing the Division of Fish, Game and Wildlife to issue free fishing, hunting, and trapping licenses to disabled veterans: current State law would allow the General Fund to reimburse the Hunters' and Anglers' License Fund for any loss of revenue resulting from this issuance of free licenses. The Office of Legislative Services cannot estimate the extent of revenue loss to the Hunters' and Anglers' License Fund because neither the Division of Fish, Game and Wildlife nor State veterans organizations maintain statistics concerning the number of disabled veterans who currently buy hunting and fishing licenses. Even if such data existed, enactment of the bill would likely encourage a greater (but indeterminate) number of disabled veterans to seek such licenses, further complicating the calculation of a reliable estimate of the General Fund's potential reimbursement liability.

PO BOX 004
TRENTON, NJ 08625

Office of the Governor
NEWS RELEASE

CONTACT: Gene Herman
609-777-2600

RELEASE: December 20, 1999

Gov. Christie Whitman today signed the following pieces of legislation:

ACS for A-1016, sponsored by Assembly Members Charles Zisa (D-Bergen), Francis J. Blee (R-Atlantic), Melvin Cottrell (R-Burlington/Monmouth/Ocean) and Joseph R. Malone, III (R-Burlington/Monmouth/Ocean), exempts law enforcement officers from certain bicycle laws in the performance of their official duties.

A-1126, sponsored by E. Scott Garrett (R-Sussex/Hunterdon/Morris) and Guy R. Gregg (R-Sussex/Hunterdon/Morris), clarifies existing law by providing that a recreational vehicle installed in a campsite is not subject to the property tax. The bill defines a recreational vehicle as a camper that is easily disassembled and removed from a campground. The bill specifically excludes a manufactured home or a permanent residence.

A-1884, sponsored by Assembly Members Carol J. Murphy (R-Essex/Morris/Passaic) and Nicholas Asselta (R-Atlantic/CapeMay/Cumberland) and Senator James S. Cafiero (R-Cape May/Atlantic/Cumberland), expands the eligibility for state grants to Alzheimer day care programs to include for-profit as well as public and non-profit programs. It also appropriates \$803,000 from the General Fund to increase the number of clients who can be served by Alzheimer's adult day care programs. The bill incorporates the recommendations the Governor made in a conditional veto of the bill.

A-2312, sponsored by Assembly Members Rose Marie Heck (R-Bergen) and David W. Wolfe (R-Monmouth/Ocean) and Senator Robert J. Martin (R-Essex/Morris/Passaic), provides that administrative penalty funds returned to school districts in the 1997-98 school year shall be included in each district's prebudget year total for the purpose of calculating stabilized aid in 1998-99 and thereafter. The bill incorporates the recommendations the Governor made in a conditional veto of the bill.

A-2785, sponsored by Assembly Members Rose Marie Heck (R-Bergen) and Nicholas Asselta (R-Cape May/Atlantic/Cumberland) and Senators Diane B. Allen (R-Burlington/Camden) and John O. Bennett (R-Monmouth), requires fingerprinting of domestic violence offenders. The bill was introduced upon the recommendation of the Assembly Task Force on Domestic Violence in order to enhance enforcement of the federal firearms ban with respect to domestic violence offenders. The bill requires fingerprinting upon conviction for the disorderly persons offenses of assault and harassment that constitute domestic violence. It also requires the fingerprinting of any persons against whom a final domestic violence restraining order has been entered.

A-2789, sponsored by Assembly Members Kevin J. O'Toole (R-Essex/Union) and Joseph Azzolina (R-Middlesex/Monmouth) and Senators Martha W. Bark (R-Atlantic/Burlington/Camden) and Robert W. Singer (R- Burlington/Monmouth/Ocean) and Diane B. Allen (R-Burlington/Camden), requires annual domestic violence training for family court judges. Under previous law, all judges and court personnel were required to receive biannual training on the handling of domestic violence matters. The Assembly Task Force on domestic violence recommended in a report issued in July, 1998 that the statutory requirement for biannual training be increased.

S-1258, sponsored by Senators James S. Cafiero (R-Cape May/Atlantic/Cumberland) and John A. Girgenti (D-Passaic) and Assembly Members Francis J. Blee (R-Atlantic) and Kenneth C. Lefevre (R-Atlantic), makes it a third degree crime to knowingly use a laser sighting system or device against a law enforcement officer who is engaged in the performance of his or her official duties and is in uniform or otherwise displaying evidence of his or her authority. Third degree crimes are punishable by a three-to-five-year term of imprisonment or a \$15,000 fine or both. For first offenders, however, a presumption against incarceration applies.

S-1378, revises various hunting, trapping and fishing license fees and related provisions, and changes the name of the Division of Fish, Game and Wildlife to the Division of Fish and Wildlife. The bill increases the fees for various hunting, fishing and trapping licenses, permits and stamps by an average of about 50 percent. The bill also authorizes the division to collect a new \$2 fee from migratory bird hunters to pay for information collection activities mandated by the United States Fish and Wildlife Service Migratory Bird Harvest Information Program. The legislation was sponsored by Senators Robert E. Littell (R-Sussex/Hunterdon/Morris) and Joseph F. Vitale (D-Middlesex) and Assembly Members Michael Patrick Carroll (R-Morris) and Melvin Cottrell (R-Burlington/Monmouth/Ocean).