Regular Session, 2013

HOUSE BILL NO. 109

BY REPRESENTATIVES HOWARD AND ARMES

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

FISHING/RECREATIONAL: Removes possession limits for freshwater recreational fishing on Toledo Bend Reservoir

AN ACT

To amend and reenact R.S. 56:325(B) and (C) and to repeal R.S. 56:325(A)(11)(b), relative to recreational fishing; to remove possession limits for recreational fishing on Toledo Bend Reservoir; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 56:325(B) and (C) are hereby amended and reenacted to read as follows:

§325. Daily take~~, possession,~~ and size limits; freshwater recreational fish

* * *

B. ~~No~~ Except as otherwise provided in this Subsection and in Paragraph (A)(11) of this Section, no person shall have in his possession more than twice the number of fish specified in any paragraph of Subsection A. ~~, except those specified in Paragraph (11).~~ No person shall possess in excess of the limits specified in Paragraph (A)(11) of ~~Subsection A~~ this Section. However, there shall be no possession limit for fish caught on Toledo Bend Reservoir for recreational purposes by a person possessing a recreational fishing license.

C. Notwithstanding any other provision of law to the contrary, the commission may amend by rule, in accordance with the Administrative Procedure Act, size limits, daily take limits, possession limits, seasons, and times set by law for

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freshwater recreational fish. Such limits, seasons, and times may vary between and among waterbodies based on biological data or for purposes of research or experimentation. <u>However, the commission shall not amend by rule the provisions of Subsection B of this Section which apply to possession limits for fish caught on Toledo Bend Reservoir.</u>

Section 2. R.S. 56:325(A)(11)(b) is hereby repealed in its entirety.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Howard HB No. 109

Abstract: Repeals possession limits for freshwater recreational fish caught on Toledo Bend Reservoir.

<u>Present law</u> provides daily take limits and possession limits for freshwater recreational fishing. The possession limits are two times the daily take limits. Further authorizes the Wildlife and Fisheries Commission to amend by rule size limits, daily take limits, possession limits, seasons, and times.

<u>Proposed law</u> removes the possession limits for recreational fishing on Toledo Bend Reservoir.

<u>Proposed law</u> removes the commission's authority to amend by rule the possession limits for recreational fishing on Toledo Bend Reservoir.

(Amends R.S. 56:325(B) and (C); Repeals R.S. 56:325(A)(11)(b))

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