

2022 Regular Session

ACT No. 582

HOUSE BILL NO. 1060 (Substitute for House Bill No. 338 by Representative Coussan)

BY REPRESENTATIVE COUSSAN

1 AN ACT

2 To amend and reenact R.S. 56:302.9(A)(1) and (3) and to enact R.S. 56:302.9(A)(4), relative
3 to charter boat fishing licenses; to remove state requirement for a valid United States
4 Coast Guard captain's license for freshwater charter boat fishing guides; and to
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 56:302.9(A)(1) and (3) are hereby amended and reenacted and R.S.
8 56:302.9(A)(4) is hereby enacted to read as follows:

9 §302.9. Charter boat fishing guide license; nonresident fee

10 A.(1)(a) No person shall act as nor represent himself to be a saltwater charter
11 boat fishing guide unless that person possesses a valid state charter boat fishing
12 guide license, a valid captain's license issued by the United States Coast Guard, proof
13 of liability insurance, and a valid state recreational fishing license that grants fishing
14 privileges appropriate for his charter activity. In addition, any person acting as a
15 saltwater charter boat fishing guide who is in charge of the operation of a vessel shall
16 have his required licenses and proof of liability insurance on his person while on the
17 water. It shall not be a violation of this Section for a person to represent himself as
18 a charter boat fishing guide if that person held a valid license during the previous
19 thirty days but has not renewed the license.

20 (b) No person shall act as or represent himself to be a freshwater charter boat
21 fishing guide unless that person possesses a valid state charter boat fishing guide
22 license, proof of liability insurance, and a valid state recreational fishing license that

1 grants fishing privileges appropriate for his charter activity. In addition, any person
 2 acting as a freshwater charter boat fishing guide who is in charge of the operation of
 3 a vessel shall have his required licenses and proof of liability insurance on his person
 4 while on the water. It shall not be a violation of this Section for a person to represent
 5 himself as a charter boat fishing guide if that person held a valid license during the
 6 previous thirty days but has not renewed the license. The department shall provide
 7 written notification to the holder of a license issued pursuant to this Subparagraph
 8 that the holder may be subject to other requirements of law, including holding a valid
 9 captain's license issued by the United States Coast Guard.

* * *

11 (3) The nonresident charter boat fishing guide license shall be available only
 12 from the Baton Rouge office of the Department of Wildlife and Fisheries. Such
 13 licenses shall be issued on a consignment basis, and no agent fees shall apply. A
 14 nonresident saltwater charter boat fishing guide license shall be made available only
 15 to those persons who possess a valid captain's license issued by the United States
 16 Coast Guard.

17 (4) For the purposes of this Subsection, references to saltwater and freshwater
 18 shall be to the historic saltwater and freshwater areas described in R.S. 56:322(A)
 19 and (B).

* * *

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____