

Regular Session, 2014

SENATE BILL NO. 681 (Substitute of Senate Bill No. 660 by Senator Morrish)

BY SENATOR MORRISH

HUNTERS/HUNTING. Allows for the taking of certain quadrupeds from a helicopter. (gov sig)

AN ACT

To amend and reenact R.S. 56:112, relative to the disposal of wild birds or wild quadrupeds becoming a nuisance; to allow the taking of certain outlaw quadrupeds during daylight hours from an aircraft; to allow for the promulgation of rules and regulations; to provide certain exemptions; to provide terms, conditions, and requirements; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 56:112 is hereby amended and reenacted to read as follows:

§112. Disposal of birds or quadrupeds becoming a nuisance

A. If any species of wild bird or wild quadruped ~~herein protected~~ shall at any time in any locality become so destructive of private property as to be a nuisance, the secretary may direct any officer authorized to enforce the provisions of this Subpart, or any reputable citizen of this state, to take and dispose of such species of bird or quadruped in the manner and under the conditions specified by the secretary.

B. The commission is authorized to promulgate rules and regulations in accordance with the Administrative Procedure Act to permit the taking and disposal of any outlaw quadrupeds or outlaw birds when such quadrupeds or

1 birds become so destructive of private or public property as to become a
2 nuisance. Notwithstanding the provisions of R.S. 56:116.1(B)(1) or any other
3 law to the contrary, the rules shall allow the taking of outlaw quadruped or
4 outlaw birds by use of aircraft. The rules shall prohibit the sale of the animal
5 or any part thereof. The taking of any outlaw quadruped or outlaw birds under
6 this Section is for the purpose of taking depredating quadrupeds and birds and
7 is independent from the taking of wild quadrupeds and wild birds under any
8 other Section of this Title. Any person authorized to take any outlaw quadruped
9 or outlaw bird under this Section shall be exempt from obtaining any other
10 permits or licenses under this Title while engaged in taking such animals
11 pursuant to this Section or any rules and regulations promulgated pursuant to
12 this Section.

13 Section 2. This Act shall become effective upon signature by the governor or, if not
14 signed by the governor, upon expiration of the time for bills to become law without signature
15 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
16 vetoed by the governor and subsequently approved by the legislature, this Act shall become
17 effective on the day following such approval.

The original instrument was prepared by McHenry Lee. The following digest, which does not constitute a part of the legislative instrument, was prepared by Tammy Crain-Waldrop.

DIGEST

Morrish (SB 681)

Present law prohibits the taking of game birds or wild quadrupeds from a moving vehicle or aircraft.

Present law provides that any species of wild bird or wild quadruped that becomes so destructive of private property as to be a nuisance, the secretary may direct any authorized officer or citizen of the state, to take and dispose of the nuisance bird or quadruped in the manner under the conditions specified by the secretary.

Proposed law retains present law but allows the DW&F to promulgate rules and regulations to permit the taking and disposal of outlaw quadrupeds and outlaw birds by aircraft when such quadrupeds and birds become destructive of private or public property and become a nuisance. Further provides that the rules will prohibit the sale of the animal or any part of the animal. Further provides that any person authorized to take any outlaw quadruped or outlaw bird will be exempt from obtaining any other permits or licenses for the taking of such animals.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 56:112)

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill

1. Changes effective date to become effective upon signature of the governor or lapse of time for gubernatorial action.