

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

BY SENATOR MORRISH

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 birds become so destructive of private or public property as to become a nuisance. Notwithstanding the provisions of R.S. 56:116.1(B)(1) or any other law to the contrary, the rules shall allow the taking of outlaw quadruped or outlaw birds by use of aircraft. The rules shall prohibit the sale of the animal or any part thereof. The taking of any outlaw quadruped or outlaw birds under this Section is for the purpose of taking depredating quadrupeds and birds and

1 is independent from the taking of wild quadrupeds and wild birds under any
 2 other Section of this Title. Any person authorized to take any outlaw quadruped
 3 or outlaw bird under this Section shall be exempt from obtaining any other
 4 permits or licenses under this Title while engaged in taking such animals
 5 pursuant to this Section or any rules and regulations promulgated pursuant to
 6 this Section.

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

 PRESIDENT OF THE SENATE

 SPEAKER OF THE HOUSE OF REPRESENTATIVES

 GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____