

1 SB321
2 174865-1
3 By Senator Holley
4 RFD: Agriculture, Conservation, and Forestry
5 First Read: 03-MAR-16

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8 SYNOPSIS: Under existing law, persons who are disabled
9 and receive benefits under certain designated
10 federal and state disability programs are eligible
11 to purchase a fishing or hunting license at a
12 reduced cost. A child who was receiving Social
13 Security benefits as a disabled child, but becomes
14 disqualified for the federal disability benefit
15 based on a change in family circumstances, loses
16 eligibility for a disabled fishing or hunting
17 license.

18 This bill would specify that the disabled
19 child as discussed above could continue to purchase
20 a disabled fishing or hunting license until the
21 child is age 21.

22
23 A BILL
24 TO BE ENTITLED
25 AN ACT
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1 Relating to disabled fishing and hunting licenses;
2 to amend Section 9-11-54, Code of Alabama 1975, as amended by
3 Act 2015-455, to further provide for the purchase of disabled
4 fishing and hunting licenses by certain disabled children.

5 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

6 Section 1. Section 9-11-54 of the Code of Alabama
7 1975, as amended by Act 2015-455, is amended to read as
8 follows:

9 "§9-11-54.

10 "(a) Any person who is totally and permanently
11 disabled and receiving disability retirement from a public or
12 private entity, or a disability benefit from the federal
13 Social Security Administration or a child under 21 years of
14 age who previously received a benefit from the Social Security
15 Administration based on disability and family circumstances,
16 but became disqualified for the benefit based on a change of
17 family circumstances, the United States Railroad Retirement,
18 the United States Office of Personnel Management, the
19 Retirement Systems of Alabama, or a unit of federal, state, or
20 local government designated by rule of the department and who
21 has been a bona fide resident of this state for not less than
22 90 days next preceding the date of application may, upon the
23 payment of an annual license fee as provided in subsection
24 (b), plus an issuance fee of one dollar (\$1), procure a
25 special fishing or hunting license in the following manner:
26 The applicant shall file with the person, in the county in
27 which he or she resides, who is duly authorized to issue

1 licenses, an application, stating his or her age, place of
2 residence, post office address, and length of residence in
3 this state. The application shall have attached evidence of
4 the receipt of disability benefits as may be required by rule.

5 "(b) For purposes of this section, annual license
6 fees shall be as follows:

7 "(1) Hunting license: five dollars (\$5).

8 "(2) Freshwater fishing license: two dollars (\$2).

9 "(3) Saltwater fishing license: two dollars (\$2).

10 "(c) The annual license and issuance fees provided
11 in this section shall be subject to adjustment as provided in
12 Section 9-11-68.

13 "(d) The license application process, including, but
14 not limited to, providing proof of residency and disability
15 status, may be established by rule.

16 "(e) (1)a. A fishing license issued pursuant to this
17 section shall be in lieu of the annual resident fishing
18 license in Section 9-11-53.

19 "b. A hunting license issued pursuant to this
20 section shall be in lieu of the annual resident hunting
21 license in Section 9-11-44, except for the disabled military
22 veterans hunting license provided in that section.

23 "c. A saltwater fishing license issued pursuant to
24 this section shall be in lieu of the annual resident saltwater
25 fishing license in Section 9-11-53.1.

26 "(2) This section does not supersede any additional
27 license or requirement to hunt on state-operated wildlife

1 management areas, as provided in Section 9-11-45 or to hunt
2 migratory waterfowl, as provided in Section 9-11-433.

3 "(3) An annual resident hunting or freshwater
4 fishing license for a person with a disability shall entitle
5 the license holder to all of the privileges of the wildlife
6 heritage license.

7 "(f) The issuing officer or authority shall be
8 allowed an issuance fee of one dollar (\$1) for each license
9 issued. In counties in which the probate judge or issuing
10 officer is on a fee system, the issuing fee shall be retained
11 by the probate judge or issuing officer, and in a county in
12 which the probate judge or issuing officer is on a salary
13 basis, the issuing fee shall be paid into the county treasury.
14 These licenses shall not be issued by special agents."

15 Section 2. This act shall become effective
16 immediately following its passage and approval by the
17 Governor, or its otherwise becoming law.