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SENATE BILL NO. 470

Offered January 11, 2012

Prefiled January 11, 2012

A BILL to amend and reenact §§ 28.2-302.2:1 and 29.1-310.2 of the Code of Virginia, relating to costs of special combined sportfishing licenses.

Patron—Northam

Referred to Committee on Agriculture, Conservation and Natural Resources

Be it enacted by the General Assembly of Virginia:

1. That §§ 28.2-302.2:1 and 29.1-310.2 of the Code of Virginia are amended and reenacted as follows:

§ 28.2-302.2:1. Special combined individual sportfishing licenses.

A. Residents and nonresidents of the Commonwealth may obtain:

1. A special combined sportfishing license to fish in all inland waters and the tidal waters of the Commonwealth during the open season. For residents, this license shall be in lieu of the state resident *freshwater* fishing license required by subdivision A 2 of § 29.1-310, and the saltwater recreational license required by § 28.2-302.1. The cost of this license for residents shall be ~~\$19.50~~ *the sum of the costs of the two component resident licenses*. For nonresidents, this license shall be in lieu of the state nonresident *freshwater* fishing license required by subdivision A 3 of § 29.1-310 and the saltwater recreational license required by § 28.2-302.1. The cost of this license for nonresidents shall be ~~\$37.50~~ *the sum of the costs of the two component nonresident licenses*.

Agents of the Commission shall retain the agent's fee established by the Board of Game and Inland Fisheries pursuant to subsection B of § 29.1-327, except that the agent's fee shall be deducted from the license fee established by the Commission pursuant to subdivision 4 of § 28.2-201, as compensation for issuing each license. Of the funds collected under this subdivision, (i) ~~\$7 per license sold~~ *the cost of the component saltwater license* shall be paid into the state treasury to the credit of the Virginia Saltwater Recreational Fishing Development Fund, as established in § 28.2-302.3, and (ii) ~~\$12 per resident license sold and \$30 per nonresident sold~~ *the cost of the component freshwater fishing license* shall be paid into the state treasury to the credit of the Game Protection Fund, as established in § 29.1-101.

The two component licenses shall be independently priced by their respective agencies. The saltwater recreational license shall be priced by the Commission pursuant to § 28.2-201. The freshwater fishing license shall be priced by the Board of Game and Inland Fisheries pursuant to § 29.1-103.

2. A special combined sportfishing license to fish in all the tidal waters of the Commonwealth during the open season that covers the owner of a recreational boat not carrying anglers for hire, in any registered boat owned and operated by him, and his passengers. For residents, this license shall be in lieu of the state resident fishing license required by subdivision A 2 of § 29.1-310, the saltwater recreational license required by § 28.2-302.1, and the saltwater recreational boat license established by § 28.2-302.7. The cost of this license for residents shall be \$125. For nonresidents, this license shall be in lieu of the state nonresident fishing license required by subdivision A 3 of § 29.1-310 and the saltwater recreational license required by § 28.2-302.1. The cost of this license for nonresidents shall be \$200.

Agents of the Commission shall retain the agent's fee established by the Board of Game and Inland Fisheries pursuant to subsection B of § 29.1-327, except that the agent's fee shall be deducted from the license fee established by the Commission pursuant to subdivision 4 of § 28.2-201, as compensation for issuing each license. Of the funds collected under this subdivision, (i) \$48 per resident license sold and \$76 per nonresident license sold shall be paid into the state treasury to the credit of the Virginia Saltwater Recreational Fishing Development Fund, as established in § 28.2-302.3, and (ii) \$77 per resident license sold and \$124 per nonresident sold shall be paid into the state treasury to the credit of the Game Protection Fund, as established in § 29.1-101.

B. Residents and nonresidents of the Commonwealth may obtain a special combined sportfishing trip license to fish in all inland waters and tidal waters of the Commonwealth during the open season. This license shall be in lieu of the trip fishing license specified in subsection A of § 29.1-311 and the saltwater recreational license required by § 28.2-302.1. The cost of the license shall be \$10.50 for residents and \$15.50 for nonresidents. The license shall be valid for five successive days as specified on the face of the license. Agents of the Commission shall retain the agent's fee established pursuant to subsection B of § 29.1-327, except that the agent's fee shall be deducted from the license fee established by the Commission pursuant to subdivision 4 of § 28.2-201, as compensation for issuing each license.

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59 Of the funds collected under this subsection, (i) \$5 per license sold shall be paid into the state treasury
60 to the credit of the Virginia Saltwater Recreational Fishing Development Fund and (ii) \$5 per resident
61 license sold and \$10 per nonresident license sold shall be paid into the state treasury to the credit of the
62 Game Protection Fund.

63 C. The Commission may subsequently revise the cost of licenses in this section pursuant to
64 § 28.2-201.

65 § 29.1-310.2. Special combined individual sportfishing licenses.

66 A. Residents and nonresidents of the Commonwealth may obtain a special combined sportfishing
67 license to fish in all inland waters and the tidal waters of the Commonwealth during the open season.
68 For residents, this license shall be in lieu of the state resident *freshwater* fishing license required by
69 subdivision A 2 of § 29.1-310, and the saltwater recreational license required by § 28.2-302.1. The cost
70 of this license for residents shall be ~~\$19~~ *the sum of the costs of the two component resident licenses*. For
71 nonresidents, this license shall be in lieu of the state nonresident *freshwater* fishing license required by
72 subdivision A 3 of § 29.1-310 and the saltwater recreational license required by § 28.2-302.1. The cost
73 of this license for nonresidents shall be ~~\$37~~ *the sum of the costs of the two component nonresident*
74 *licenses*.

75 Of the funds collected under this subsection, (i) ~~\$7 per license sold~~ *the cost of the component*
76 *saltwater license* shall be paid into the state treasury to the credit of the Virginia Saltwater Recreational
77 Fishing Development Fund, as established in § 28.2-302.3, and (ii) ~~\$12 per resident license sold and \$30~~
78 ~~per nonresident sold~~ *the cost of the component freshwater fishing license* shall be paid into the state
79 treasury to the credit of the Game Protection Fund, as established in § 29.1-101.

80 *The two component licenses shall be independently priced by their respective agencies. The*
81 *freshwater fishing license shall be priced by the Board pursuant to § 29.1-103. The saltwater recreational*
82 *license shall be priced by the Marine Resources Commission pursuant to § 28.2-201.*

83 B. Residents and nonresidents of the Commonwealth may obtain a special combined sportfishing
84 license to fish in all the tidal waters of the Commonwealth during the open season that covers the owner
85 of a recreational boat not carrying anglers for hire, in any registered boat owned and operated by him,
86 and his passengers. For residents, this license shall be in lieu of the state resident fishing license
87 required by subdivision A 2 of § 29.1-310, the saltwater recreational license required by § 28.2-302.1,
88 and the saltwater recreational boat license established by § 28.2-302.7. The cost of this license for
89 residents shall be \$125. For nonresidents, this license shall be in lieu of the state nonresident fishing
90 license required by subdivision A 3 of § 29.1-310 and the saltwater recreational license required by
91 § 28.2-302.1. The cost of this license for nonresidents shall be \$200.

92 Of the funds collected under this subsection, (i) \$48 per resident license sold and \$76 per nonresident
93 license sold shall be paid into the state treasury to the credit of the Virginia Saltwater Recreational
94 Fishing Development Fund, as established in § 28.2-302.3, and (ii) \$77 per resident license sold and
95 \$124 per nonresident sold shall be paid into the state treasury to the credit of the Game Protection Fund,
96 as established in § 29.1-101.

97 C. The Board may subsequently revise the cost of licenses set forth in this section pursuant to
98 § 29.1-103.