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SENATE BILL NO. 995

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Agriculture, Conservation and Natural Resources
on January 31, 2011)

(Patron Prior to Substitute—Senator Stuart)

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

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 a:

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 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. 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 \$37.50.

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 subsection, (i) \$7 per 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) \$12 per resident license sold and \$30 per nonresident sold shall be paid into the state treasury to the credit of the Game Protection Fund, as established in § 29.1-101.

2. A special combined sportfishing license to fish in all the tidal waters of the Commonwealth during the open season that covers the owner or operator of a recreational boat not carrying anglers for hire, in any registered boat owned or 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 subsection, (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. Of the funds collected under this subsection, (i) \$5 per license sold shall be paid into the state treasury to the credit of the Virginia Saltwater Recreational Fishing Development Fund and (ii) \$5 per resident license sold and \$10 per nonresident license sold shall be paid into the state treasury to the credit of the Game Protection Fund.

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

§ 29.1-310.2. Special combined individual sportfishing licenses.

60 A. Residents and nonresidents of the Commonwealth may obtain a special combined sportfishing
61 license to fish in all inland waters and the tidal waters of the Commonwealth during the open season.
62 For residents, this license shall be in lieu of the state resident fishing license required by subdivision A
63 2 of § 29.1-310, and the saltwater recreational license required by § 28.2-302.1. The cost of this license
64 for residents shall be \$19. For nonresidents, this license shall be in lieu of the state nonresident fishing
65 license required by subdivision A 3 of § 29.1-310 and the saltwater recreational license required by
66 § 28.2-302.1. The cost of this license for nonresidents shall be \$37.

67 Of the funds collected under this subsection, (i) \$7 per license sold shall be paid into the state
68 treasury to the credit of the Virginia Saltwater Recreational Fishing Development Fund, as established in
69 § 28.2-302.3, and (ii) \$12 per resident license sold and \$30 per nonresident sold shall be paid into the
70 state treasury to the credit of the Game Protection Fund, as established in § 29.1-101.

71 *B. Residents and nonresidents of the Commonwealth may obtain a special combined sportfishing*
72 *license to fish in all the tidal waters of the Commonwealth during the open season that covers the*
73 *owner or operator of a recreational boat not carrying anglers for hire, in any registered boat owned or*
74 *operated by him, and his passengers. For residents, this license shall be in lieu of the state resident*
75 *fishing license required by subdivision A 2 of § 29.1-310, the saltwater recreational license required by*
76 *§ 28.2-302.1, and the saltwater recreational boat license established by § 28.2-302.7. The cost of this*
77 *license for residents shall be \$125. For nonresidents, this license shall be in lieu of the state nonresident*
78 *fishing license required by subdivision A 3 of § 29.1-310 and the saltwater recreational license required*
79 *by § 28.2-302.1. The cost of this license for nonresidents shall be \$200.*

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

85 C. The Board may subsequently revise the cost of licenses set forth in this section pursuant to
86 § 29.1-103.