

2021 Regular Session

HOUSE BILL NO. 226

BY REPRESENTATIVE TURNER

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

FISHING: Provides relative to the process by which the Louisiana Wildlife and Fisheries Commission can change the daily take, possession, and size limits of certain fish in Lake D'Arbonne in Union Parish

1 AN ACT

2 To amend and reenact R.S. 56:325(C), relative to the daily take, possession, and size limits
3 applicable to freshwater recreational fish; to provide relative to the process by which
4 the Louisiana Wildlife and Fisheries Commission can amend rules pertaining to
5 crappie in Lake D'Arbonne in Union Parish; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 56:325(C) is hereby amended and reenacted to read as follows:

8 §325. Daily take, possession, and size limits; freshwater recreational fish;
9 possession of finfish filets prohibited

10 * * *

11 C. Notwithstanding any other provision of law to the contrary, the
12 commission may amend by rule, in accordance with the Administrative Procedure
13 Act, size limits, daily take limits, possession limits, seasons, and times set by law for
14 freshwater recreational fish. Such limits, seasons, and times may vary between and
15 among waterbodies based on biological data or for purposes of research or
16 experimentation. ~~However, the commission shall not amend by rule the provisions~~
17 ~~of Paragraph (A)(5) of this Section as it applies to Lake D'Arbonne, unless the~~
18 ~~department first conducts sampling, and collects and analyzes the data on the~~
19 ~~fisheries resource in Lake D'Arbonne and the sampling, data, and analysis~~

1 ~~demonstrate that the fisheries resource is being negatively impacted, and the~~
 2 ~~department recommends that the provisions of Paragraph (A)(5) of this Section be~~
 3 ~~amended by rule.~~

4 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 226 Engrossed

2021 Regular Session

Turner

Abstract: Removes the requirement that the Dept. of Wildlife and Fisheries conduct testing and find a negative impact prior to recommending a rule change affecting the daily limit of crappie in Lake D'Arbonne.

Present law authorizes the La. Wildlife and Fisheries Commission to amend by rule, in accordance with the Administrative Procedure Act, size limits, daily take limits, possession limits, seasons, and times set by law for freshwater recreational fish. Proposed law retains present law.

Present law prohibits the commission from amending by rule the limit on crappie in Lake D'Arbonne, unless the department first conducts sampling, and collects and analyzes the data on the fisheries resource in the lake and the sampling, data, and analysis demonstrate that the fisheries resource is being negatively impacted, and the department recommends that the limit on crappie in lake D'Arbonne be amended by rule. Proposed law removes these requirements.

(Amends R.S. 56:325(C))