
HOUSE COMMITTEE AMENDMENTS

2019 Regular Session

Amendments proposed by House Committee on Natural Resources and Environment to
Original House Bill No. 355 by Representative Gisclair

1 AMENDMENT NO. 1

2 On page 1, line 17, change "making" to "producing"

3 AMENDMENT NO. 2

4 On page 2, line 2, change "two" to "five"

5 AMENDMENT NO. 3

6 On page 2, line 5, change "two" to "five"

7 AMENDMENT NO. 4

8 On page 3, line 22, before "Violation" insert "(1)"

9 AMENDMENT NO. 5

10 On page 3, between lines 24 and 25, insert the following:

11 "(2) In addition to the penalties associated with a class four violation
12 under the provisions of R.S. 56:34, for the first conviction of a class four
13 violation of this Section, the court shall also sentence the violator to perform
14 forty hours of community service. If a litter abatement community service is
15 available, the hours shall be served in a community service litter abatement
16 program. In addition, for a 29 period of one year from the date of conviction,
17 the violator may be present on a vessel harvesting or possessing crabs only
18 if the vessel is equipped with and equipped with and is actively using a vessel
19 monitoring system accessible to the Department of Wildlife and Fisheries as
20 prescribed in R.S. 56:424.1(B).

21 (3) In addition to the penalties associated with a class four violation
22 under the provisions of R.S. 56:34, for the second conviction of a class four
23 violation of this Section, the court shall revoke or suspend the violator's crab
24 trap gear license for one year from the date of the conviction and no new crab
25 trap gear license shall be issued to the violator during the period of
26 suspension or revocation. During such revocation or suspension, the violator
27 may be present on a vessel harvesting or possessing crabs only if the vessel
28 is equipped with and is actively using a vessel monitoring system accessible
29 to the Department of Wildlife and Fisheries as prescribed in R.S.
30 56:424.1(B).. The court shall also sentence the violator to perform forty
31 hours of community service. If a litter abatement community service is
32 available, the hours shall be served in a community service litter abatement
33 program.

34 (4) For a third conviction of a class four violation of this Section, the
35 court shall revoke or suspend the violator's crab gear license for three years
36 from the date of the second conviction and no new crab trap gear license
37 shall be issued to the violator during the period of suspension or revocation.
38 During such revocation or suspension, the violator may be present on a
39 vessel harvesting or possessing crabs only if the vessel is equipped with and
40 employs an operating vessel monitoring system as described in R.S.
41 56:424.1(B) that is accessible to the Department of Wildlife and Fisheries.
42 In addition, the court shall sentence the violator to perform no less than

1 ninety hours of community service. If a litter abatement community service
2 is available, the hours shall be served in a community service litter abatement
3 program.

4 (5) For a fourth or subsequent conviction of a class four violation of
5 this Section, the court shall revoke or suspend the violator's crab gear license
6 for ten years from the date of the last conviction and no new crab trap gear
7 license shall be issued to the violator during the period of suspension or
8 revocation. During such revocation or suspension, the violator may be
9 present on a vessel harvesting or possessing crabs only if the vessel is
10 equipped with and employs an operating vessel monitoring system as
11 described in R.S. 56:424.1(B) that is accessible to the Department of Wildlife
12 and Fisheries. In addition, the court shall sentence the violator to perform no
13 less than one hundred twenty hours of community service. If a litter
14 abatement community service is available, the hours shall be served in a
15 community service litter abatement program."