
HOUSE COMMITTEE AMENDMENTS

2022 Regular Session

Substitute for Original House Bill No. 338 by Representative Coussan as proposed by the House Committee on Natural Resources and Environment

This document reflects the content of a substitute bill but is not in a bill form; page numbers in this document DO NOT correspond to page numbers in the substitute bill itself.

To amend and reenact R.S. 56:302.9(A)(1) and (3), relative to charter boat fishing licenses;

to remove state requirement for a valid United States Coast Guard captain's license

for freshwater charter boat fishing guides; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 56:302.9(A)(1) and (3) are hereby amended and reenacted to read as follows:

§302.9. Charter boat fishing guide license; nonresident fee

A.(1)(a) No person shall act as nor represent himself to be a saltwater charter boat fishing guide unless that person possesses a valid state charter boat fishing guide license, a valid captain's license issued by the United States Coast Guard, proof of liability insurance, and a valid state recreational fishing license that grants fishing privileges appropriate for his charter activity. In addition, any person acting as a saltwater charter boat fishing guide who is in charge of the operation of a vessel shall have his required licenses and proof of liability insurance on his person while on the water. It shall not be a violation of this Section for a person to represent himself as a charter boat fishing guide if that person held a valid license during the previous thirty days but has not renewed the license.

(b) No person shall act as or represent himself to be a freshwater charter boat fishing guide unless that person possesses a valid state charter boat fishing guide license, proof of liability insurance, and a valid state recreational fishing license that grants fishing privileges appropriate for his charter activity. In addition, any person acting as a freshwater charter boat fishing guide who is in charge of the operation of a vessel shall have his required licenses and proof of liability insurance on his person while on the water. It shall not be a violation of this Section for a person to represent

himself as a charter boat fishing guide if that person held a valid license during the previous thirty days but has not renewed the license.

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(3) The nonresident charter boat fishing guide license shall be available only from the Baton Rouge office of the Department of Wildlife and Fisheries. Such licenses shall be issued on a consignment basis, and no agent fees shall apply. A nonresident saltwater charter boat fishing guide license shall be made available only to those persons who possess a valid captain's license issued by the United States Coast Guard.

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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 338 Original

2022 Regular Session

Abstract: Removes the requirement for a valid captain's license issued by the United States Coast Guard for freshwater charter guides.

Present law requires residents and nonresidents to obtain a freshwater charter boat fishing guide license in order to represent himself to be a charter boat fishing guide. Further requires both freshwater and saltwater charter guides possess a valid captain's license issued by the U.S. Coast Guard.

Proposed law removes the requirement that a freshwater charter boat fishing guide possess a valid captain's license issued by the United States Coast Guard in order to conduct guided fishing tours in freshwater. Additionally, provides an exception to a licensure violation for a person who represents himself as a charter boat fishing guide if the person possessed a valid license during the previous 30 days but has not renewed.

(Amends R.S. 56:302.9(A)(1) and (3))