

2011 -- S 0972

LC02504

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2011

A N A C T

RELATING TO FISH AND WILDLIFE - VIOLATIONS

Introduced By: Senators McCaffrey, Sosnowski, Walaska, and Lynch

Date Introduced: May 12, 2011

Referred To: Senate Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 20-1-16 of the General Laws in Chapter 20-1 entitled "General  
2 Provisions" is hereby amended to read as follows:

3 **20-1-16. Penalty for violations.** – (a) Unless otherwise specifically provided, the  
4 violation of any law or rule or regulation relating to wild animals, wild birds, lobsters and fish,  
5 marine, freshwater and anadromous fisheries and shellfisheries shall be a misdemeanor,  
6 punishable by a fine of not more than five hundred dollars (\$500) or imprisonment for up to  
7 ninety (90) days, or both.

8 (b) Striped bass penalties. Any person, firm or corporation shall be fined in accordance  
9 with the following schedule:

10 (1) First offense. Upon conviction, not less than one hundred dollars (\$100) for each  
11 striped bass taken, possessed, sold or possessed and/or offered for sale and imprisonment for up  
12 to ninety (90) days or both.

13 (2) Second offense. Upon conviction, not less than two hundred dollars (\$200) for each  
14 striped bass taken, possessed, sold or possessed, and/or offered for sale and imprisonment for up  
15 to ninety (90) days, or both; and any boat, fishing tackle or other implements used in violation  
16 shall be subject to forfeiture to the state.

17 (3) Third and subsequent offences. Upon conviction, not less than five hundred dollars  
18 (\$500) for each striped bass taken, possessed, sold or possessed and/or offered for sale and  
19 imprisonment for up to ninety (90) days, or both; and any boat, fishing tackle or other implements

1 [used in this violation shall be subject to forfeiture to the state.](#)

2 SECTION 2. Section 20-4-11 of the General Laws in Chapter 20-4 entitled "Commercial  
3 Fisheries" is hereby repealed.

4 ~~20-4-11. Striped bass violations -- Penalties. -- Any person, firm, or corporation shall~~  
5 ~~be fined not more than fifty dollars (\$50.00) for each striped bass taken, possessed, sold,~~  
6 ~~possessed for sale, or offered for sale in violation of the provisions of this chapter. In addition to~~  
7 ~~the fine, the fish trap license of the person, firm, or corporation violating the second provision of~~  
8 ~~section 20-4-12 of this chapter shall be suspended for a period of one year.~~

9 SECTION 3. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
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RELATING TO FISH AND WILDLIFE - VIOLATIONS

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- 1 This act amends the penalties for taking or possessing striped bass.
- 2 This act would take effect upon passage.

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