

Freshwater Fishing – Non-Resident

Code of Alabama

www.legislature.state.al.us**Section 9-11-55****NONRESIDENT FRESHWATER FISHING LICENSES - ANNUAL LICENSE;
PENALTY.**

Nonresidents of the state 16 years of age or older shall not take, catch, kill or attempt to take, catch, or kill any fish in any of the fresh waters of this state without first procuring an annual nonresident freshwater fishing license which shall authorize the holder to fish in any legally available fresh waters of this state, by filing with any person authorized to issue the license an affidavit stating the applicant's age, place of residence, and post-office address and after paying to the person issuing the license a fee of forty-four dollars (\$44), plus a two dollars (\$2) issuance fee, which fees shall be subject to adjustment as provided for in Section 2 of the act adding this language. The license fees for residents of the states of Florida, Georgia, Louisiana, Tennessee, and Mississippi shall, upon submittal of a valid driver's license issued by one of those states or in the case of non-drivers proof of residency of one of those states, be the same as the license fees charged Alabama residents for similar licenses in those states in the event the state charges Alabama residents more than Alabama charges residents from that state. Licenses shall not be required of persons properly licensed for trip fishing under Section 9-11-56.

The issuing officer or authority or special agent shall be allowed the issuance fee set out herein for each license issued by him or her, which issuing fee shall be in addition to the cost of the license. In counties where the probate judge or issuing officer is on the fee system, the issuing fee shall be retained by the probate judge or issuing officer, and in counties where the probate judge or issuing officer is on a salary basis, the fee shall be paid by him or her into the county treasury to the credit of the appropriate fund.

All of the license fees shall be deposited in the State Treasury to the credit of the Game and Fish Fund.

Any person who violates this section is guilty of a Class B misdemeanor punishable as provided by law except that the minimum fine shall not be less than \$50.

There shall be provided on the license form for the licenses provided for in this section a check-off option whereby the licensee may voluntarily choose to donate an additional one dollar (\$1) to the Division of Wildlife and Freshwater Fisheries for the purposes of research on fisheries and aquatic habitat as approved by the Conservation Advisory Board.

Section 9-11-55.1**NONRESIDENT FRESHWATER FISHING LICENSES - USE OF CERTAIN
TROTTLINES PROHIBITED; INSPECTION OF PERMISSIBLE TROTTLINES
REQUIRED; PENALTIES.**

- (a) Nonresidents fishing in the public waters of the State of Alabama pursuant to those licenses provided for by Sections 9-11-55 or 9-11-56, are hereby prohibited from taking or attempting to take fish from said waters by means of one or more trotlines having a combination of more than 100 hooks. Said nonresidents are required to inspect permissible trotlines at least once each day.
- (b) Any person who violates the provisions of this section, upon conviction, shall be guilty of a Class C misdemeanor.

Section 9-11-56**NONRESIDENT FRESHWATER FISHING LICENSES - TRIP LICENSE;
PENALTY.**

Any nonresident of this state 16 years of age or older shall not take, catch, kill or attempt to take, catch, or kill any fish in any of the fresh waters of this state for a period of seven consecutive days or less without first procuring a trip fishing license in the same manner provided for other licenses provided in this article, by paying the sum of twenty-four dollars (\$24), plus a two dollars (\$2) issuance fee, which fees shall be subject to adjustment as provided for in Section 2 of the act adding this language, which license will authorize the holder thereof to fish in any of the otherwise legally available fresh waters of this state during those hours occurring during the then current license year for a period not to exceed 168 consecutive hours from the beginning date and time, as selected and designated by the licensee to the issuing agent at the time of issuance. The license fees for residents of the states of Florida, Georgia, Louisiana, Tennessee, and Mississippi shall, upon submittal of a valid driver's license issued by one of those states or in the case of non-drivers proof of residency of one of those states, be the same as the license fees charged Alabama residents for similar licenses in those states in the event the state charges Alabama residents more than Alabama charges residents from that state. In the event no similar license exists in any of those states, residents of the states shall not be permitted to procure a trip fishing license in the State of Alabama. The license shall not be required of persons properly licensed under Section 9-11-55.

The issuing officer or authority or special agent shall be allowed the issuance fee set out herein for each license issued by him or her, which issuing fee shall be in addition to the cost of the license. In counties where the probate judge or issuing officer is on the fee system, the issuing fee shall be retained by the probate judge or issuing officer, and in counties where the probate judge or issuing officer is on a salary basis, the fee shall be paid by him or her into the county treasury to the credit of the appropriate fund.

All of the license fee shall be deposited in the State Treasury to the credit of the Game and Fish Fund.

Any person who violates any of the provisions of this section is guilty of a Class B misdemeanor punishable as provided by law except that the minimum fine shall not be less than \$50.

There shall be provided on the license form for the licenses provided for in this section a check-off option whereby the licensee may voluntarily choose to donate an additional one dollar (\$1) to the Division of Wildlife and Freshwater Fisheries for the purposes of research on fisheries and aquatic habitat as approved by the Conservation Advisory Board.

Section 9-11-68 COST ADJUSTMENTS - HUNTING AND FISHING LICENSES.

Beginning with the license year October 1, 2010, and each license year thereafter, those license fees and issuance fees specified in Act 2007-418 shall be subject to a possible cost adjustment based on the following procedure: By the end of November of 2009, and each November thereafter, the Director of the Division of Wildlife and Freshwater Fisheries of the Department of Conservation and Natural Resources, with the approval of the Commissioner of the Department of Conservation and Natural Resources, may submit to the Chair of the Advisory Board of Conservation and Natural Resources, a recommendation of an increase in both the license fees and issuance fees for the licenses, based on the percentage increase in the Consumer Price Index for All Urban Consumers (CPI-U) (All Items - U.S. City Average) maintained by the U.S. Department of Labor, Bureau of Labor Statistics, for the immediately preceding yearly period of October to October, rounded down to the nearest nickel. The recommendation shall be subject to the approval of the Advisory Board of Conservation and Natural Resources on or before the end of March of each year. If the increase is approved by the Advisory Board of Conservation and Natural Resources, the board through its secretary, by the end of March of each year, shall submit the board's recommendation to the Chair of the Legislative Council, for the Legislative Council's review and approval. In the event the recommendation is not disapproved by the Legislative Council by the end of April of each year, the recommendation of the board shall be deemed to be approved. In the event one or more years elapses during which there is no adjustment as provided for herein, the same procedure may be followed to obtain a net cumulative increase since the previous increase.

Section 9-11-87 MEANS OF CATCHING GAME FISH GENERALLY.

It shall be unlawful for any person to take, catch or kill or attempt to take, catch or kill any game fish by any other means than ordinary hook and line, artificial lure, troll or spinner in any of the public waters of this state. Any person who violates the provisions of this section shall be guilty of a misdemeanor and, on conviction, shall be punished by a fine of not less than \$25.00 nor more than \$100.00.

Regulation 220-2-.34 Game Fish Designated

The following shall be named and designated as game fish: All members of the sunfish family (Centrarchidae) to include: Black Bass - largemouth, smallmouth, spotted, Alabama, shoal, and those species formerly known as "redeye" bass, which are now known separately as Coosa, Warrior, Cahaba, Tallapoosa, and Chattahoochee bass, based on their respective drainages. The Alabama bass was formerly known as spotted bass in the Mobile drainage. Bream - rock bass, flier, shadow bass, warmouth, redbreast, bluegill, longear, and redear (shellcracker). Crappie - black and white crappie. All members of the temperate bass family (Moronidae) to include: Temperate Bass - saltwater striped, white, and yellow bass and any hybrids thereof. All members of the pike family (Esocidae) to include: Pickerel - chain, redbfin, and grass pickerel. The following members of the perch family (Percidae): Perch - sauger (jack), walleye, and yellow perch. The following members of the trout family (Salmonidae): Trout - rainbow trout.

**Regulation 220-2-.46(1) LEGAL METHODS AND EQUIPMENT FOR THE TAKING OF
COMMERCIAL OR NON-GAME FISH**

The following are hereby designated as legal fishing equipment and methods for the taking of commercial or non-game fish or other unprotected fish in the fresh waters of this State. Any other equipment or methods used in the taking of commercial or non-game fish or other unprotected fish is a violation of this regulation:

- 1) By Licensed or License-Exempt Sport Fishermen
 - a. Rod and Reel
 - b. Hook and Line
 - c. Trot Line
 - d. Set Line, including limb lines and jug lines
 - e. Snag Line or Snare Line
 1. It shall be unlawful to fish any trotline, snag or snare line without plastic or metal tag attached containing the owners name and either their address or fishing license number or phone number.
 2. It shall be unlawful for any fisherman other than a licensed commercial fisherman to fish one or more trotline, snag or snare line or combination thereof containing more than 100 hooks.
 - f. Bowfishing with any longbow, recurve bow, compound bow or crossbow using barbed arrows attached by line to the bow, float, vessel, or shooter.
 - g. Spearfishing or Similar Instruments (underwater) by Special License
 - h. Gigs or Grabbling
 - i. It shall be unlawful to set and leave unattended in the public waters of the State of Alabama for more than seven consecutive days all fishing gear provided, however, that any set line or bush hook left unattended for 48 hours may be removed by Game and Fish Division personnel and destroyed.