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**IDAPA 13
TITLE 01
Chapter 04**

**13.01.04 - RULES GOVERNING LICENSING
IDAHO FISH AND GAME COMMISSION**

000. -- 009. (RESERVED).

010. DEFINITIONS.

These definitions will provide clarity and consistency in enforcement of these rules. (7-1-93)

01. Authorized Corporate Representative. Any shareholder in a corporation, designated in writing by the corporation as the eligible applicant, who is in actual physical control of the eligible property. (7-1-93)

02. Blind Person. A blind person is one who has a medically documented loss or impairment of his or her vision and includes any person whose visual acuity with correcting lens does not exceed 20/200 in the better eye, or whose vision in the better eye is restricted to a field which subtends an angle of not greater than twenty (20) degrees. (7-1-93)

03. Domicile. The term "domicile" means the place where an individual has his true, fixed, permanent home and to which place he has the intention of returning whenever he is absent. An individual can have several dwelling places, but only one domicile. Factors to consider to establish domicile include, but are not limited to: (7-1-93)

a. What address does the person use on tax returns and where does the person file a state resident income tax return? (7-1-93)

b. Where is the person registered to vote? (7-1-93)

c. Where does the person and his immediate family live? (7-1-93)

d. Where does the person have his mail sent or forwarded to? (7-1-93)

e. Does the person remain listed in the telephone directory? (7-1-93)

f. Where does he register his automobiles? (7-1-93)

g. Where has the person claimed a homeowner exemption on a personal residence? (7-1-93)

h. Where does he have a driver's license? (7-1-93)

i. Where are his regular physicians and dentists located? (7-1-93)

04. Disabled. Permanent and total disability is defined as the inability to engage in any substantial gainful activity by reason of a medically determinable physical or mental impairment which can be expected to result in death, or has lasted or can be expected to last for a continuous period of not less than sixty (60) months. (7-1-93)

05. Eligible Applicant. A physically handicapped person certified by a physician licensed in the state in which the handicapped person resides, as meeting one or more of the criteria set forth in Idaho Code Section 36-1101(a)1 through 3, and one who is capable of holding and firing, without assistance from other persons, legal firearms or archery equipment. (7-1-93)

06. Eligible Property. At least six hundred and forty (640) acres of land in one (1) unit or properties that approach the minimum acreage requirements as designated by the Director, determined by the Department to be valuable for habitat or propagation purposes for deer, elk, or antelope, within a designated controlled hunt unit, whether owned by one or more persons, a partnership, or corporation. It shall not include any government lands. (10-26-94)

07. Immediate Family Member. Exclusively the spouse and children of a landowner, lessee, or authorized corporate representative. (7-1-93)

08. Landowner. Any person or corporation whose name appears on a deed as the owner of eligible property or whose name appears on a contract for sale of eligible property as the purchaser. (10-26-94)

09. Lessee. Any partnership, or corporation whose name appears on a written lease for at least a one year period for the eligible property as the lessee and who is in actual physical control of the eligible property. (10-26-94)

10. Medical Basis for Disability. An individual must have a medically determinable impairment. This means an impairment which has medically demonstrable, anatomical, physiological, or psychological abnormalities. Such abnormalities are medically determinable if they manifest themselves as signs or laboratory findings apart from symptoms. Abnormalities which manifest themselves only as symptoms are not medically determinable. Symptoms are the claimant's own perception of his or her physical or mental impairments. Signs are anatomical, physiological, or psychological abnormalities which can be observed through the use of medically acceptable clinical techniques. In psychiatric impairments, signs are medically demonstrable abnormalities of behavior, affect thought, memory, orientation and contact with reality. Laboratory findings are manifestations of anatomical, physiological, or psychological phenomena demonstrable by replacing or extending the perceptiveness of the observers senses and include chemical, electrophysiological, roentgenological or psychological tests. Statements of the applicant, including his or her own description of the impairment are alone insufficient to establish the presence of a physical or mental impairment. (7-1-93)

11. Medical Equivalency. A patient who is not working can meet the definition of disability if he or she has an impairment with specific clinical findings that are the same as or medically equivalent to any set of findings under the evaluation criteria as established by the U.S. Department of Health, Education, and Welfare, Social Security Administration, for disability under Title II and Title XVI. (7-1-93)

12. Permanent and Totally Disabled. Permanent and total disability is defined as the inability to engage in any substantial gainful activity by reason of a medically determinable physical or mental impairment which can be expected to result in death, or has lasted or can be expected to last for a continuous period of not less than sixty (60) months. (7-1-93)

13. Resident. The term "resident" is defined in Idaho Code Section 36-202(r). (7-1-93)

14. Substantial Gainful Work. Substantial gainful work is any work of a nature generally performed for remuneration or profit involving the performance of significant physical or mental duties, or a combination of both. Work may be considered substantial even if performed part time and even if it is less demanding or less responsible than an individuals former work and it may be considered gainful even if it pays less than his former work. (7-1-93)

011. -- 099. (RESERVED)

100. RESIDENT LIFETIME COMBINATION, HUNTING AND FISHING LICENSE CERTIFICATES.

01. General. A resident of Idaho, upon payment of the fee required in Section 36-413, Idaho Code, may receive a lifetime combination, hunting, or fishing license certificate under the conditions set forth in the following rules. (7-1-93)

02. Applications. Applications shall be made on a form prescribed by the Department and may be submitted either in person or by mail. Applications must be completed with all the requested information and accompanied by the documents described below. Applications may be submitted in person to any Idaho Department of Fish and Game office. Applications submitted by mail must be sent only to the Headquarters office at P.O. Box 25, Boise, ID 83707. Lifetime license certificates will be issued from the Headquarters office only. (7-1-93)

03. Required Documentation -- Submitted in Person. Applications submitted in person must be supported by the following: (7-1-93)

- a. Idaho Driver's License for all persons who drive. (7-1-93)
- b. Idaho Identification Card for persons who do not drive or who are fourteen (14) years of age or over who have not been issued a driver's license. (7-1-93)
- c. Birth Certificate for persons under fourteen (14) years of age. (7-1-93)
- 04. Required Documentation -- Submitted by Mail. Applications submitted by mail must be accompanied by the following: (7-1-93)
 - a. Certified copy of the applicant's birth certificate if under the age of fourteen (14). (7-1-93)
 - b. Notarized copy of the applicant's Idaho Driver's License for persons who drive. (7-1-93)
 - c. Notarized copy of the applicant's Idaho Identification Card if the applicant does not drive or is fourteen (14) years of age or over and has not been issued a driver's license. (7-1-93)
- 05. Proof of Idaho Residency. Certificates shall not be issued to applicants who do not submit an Idaho driver's license or Idaho identification card unless other adequate documentation is submitted showing that the person is a resident of Idaho. Such documentation may include voters registration, evidence of payment of resident tuition at an Idaho school or a resident Idaho income tax return filed for the previous year. Residency of applicants under the age of fourteen (14) years of age may be shown by the residency of his or her parents. The Department shall investigate and verify that the information submitted by the applicant is true and correct and that the applicant is an Idaho resident. (7-1-93)
- 06. Purchases for Other Persons. If the lifetime license certificate is being purchased for a person other than the one submitting the application, the purchaser must certify that the intended recipient of the lifetime license certificate meets the residency requirements set forth in Subsection 36-202(r), Idaho Code. If the lifetime license recipient is an infant under the age of six months, the parent(s) must meet the minimum residency requirements. (7-1-93)

101. --199. (RESERVED)

200. LICENSES, STAMPS, PERMITS AND TAGS.

- 01. Licenses. Authorized lifetime license certificate holders will be issued appropriate license(s) annually. Certificate holders must have such license(s) in possession while hunting or fishing. However, no hunting or combination license shall be issued to the holder of a lifetime license certificate under the age of fifteen (15) unless a certificate of competency in hunter education is presented in accordance with Section 36-411, Idaho Code. (7-1-93)
- 02. Stamps, Permits, and Tags. The certificate holder has the responsibility to obtain stamp(s), permit(s), and/or tag(s) as required for hunting or fishing. (7-1-93)

201. TRANSFER OF CERTIFICATE, DUPLICATES.

Neither the lifetime license certificate nor the annual licenses are transferable. The fee paid is not refundable under any circumstances. If the lifetime license certificate is lost or stolen, a duplicate may be obtained for a fee of five dollars (\$5) upon presentation of proper identification and execution of an affidavit of loss. If a lifetime license is lost or stolen, a duplicate may be obtained following the procedures and upon payment of the fee prescribed in Section 36-405, Idaho Code, for duplicate license. (7-1-93)

202. CERTIFICATE HOLDERS RESIDING OUT-OF-STATE.

The lifetime license certificate shall not become invalid if the certificate holder subsequently resides outside the State of Idaho. However, should the certificate holder become a nonresident, any stamp(s), permit(s), and/or tag(s) required for hunting and fishing activities must be purchased at the nonresident fee. However, limits set by the Commission upon the sale of any nonresident stamp(s), permit(s), and/or tag(s) shall not apply to those sold to a certificate holder. (7-1-93)

203. ANNUAL RESIDENCE CERTIFICATION.

Certificate holders over the age of fourteen (14) and a parent or guardian of certificate holders under the age of fourteen (14) shall certify annually that the certificate holder is a resident or nonresident on a form prescribed by the Department. Certificate holders over the age of fourteen (14) and a parent or guardian of certificate holders under the age of fourteen (14) shall also provide the Department of Fish and Game with a new address, telephone number, and/or physical description when any of these change. (7-1-93)

204. BAG AND POSSESSION LIMITS.

Lifetime licensees shall be entitled to resident bag and possession limits. Consult the appropriate rules for additional rules pertaining to further age limitations, bag and possession limits. (7-1-93)

205. OBTAINING CERTIFICATES UNLAWFULLY.

It is unlawful for any person to obtain, use or possess, or attempt to obtain, use or possess a lifetime license certificate by fraud, deceit or misrepresentation. Any person violating this provision is guilty of a misdemeanor. All licenses including lifetime license certificates unlawfully obtained shall be seized and shall become null and void. Any fees paid will not be refunded. (7-1-93)

206. REVOCATION OF CERTIFICATE AND LICENSES.

A lifetime license and the rights of a lifetime license certificate holder to obtain a license may be revoked in the manner and for the time provided for in Section 36-1402, and in Chapter 15, Title 36, Idaho Code. (7-1-93)

207. -- 249. (RESERVED).

250. TAGS AND PERMITS ISSUED BY POINT-OF-SALE VALIDATION.

01. Tags or Permits Properly Sealed. No big game tag, salmon permit, steelhead permit, WMA pheasant permit or three-day salmon/steelhead fishing license is valid unless it has been properly sealed in the appropriate portion of the tag/permit pouch. (3-20-97)

02. Defaced, Altered or Tampered Permits. Any license (as defined in Section 36-202(z), Idaho Code) which is defaced, altered, or tampered with shall be invalid from the date and time of issuance. It shall be a violation to use or attempt to use any license that has been defaced, tampered with, or altered. Evidence of defacing, tampering, or altering shall include but is not limited to: tears in the paper that would indicate that a person had attempted to lift up the clear acetate covering over a tag or permit which has been sealed in a tag/permit pouch or erasures or typeovers. (3-20-97)

251. -- 259. (RESERVED).

260. CONTRACT TO TAKE LICENSE APPLICATIONS BY TELEPHONE OR OTHER ELECTRONIC METHODS.

The director may contract with a supplier or suppliers to take applications for licenses (as defined by Section 36-202(z), Idaho Code) by telephone and other electronic methods. Applicants shall be required to furnish the same information as prescribed for in Section 36-405, Idaho Code, and by the director for the issuance of a license. All license fees collected by the supplier shall be deposited with the State Treasurer within twenty-four (24) hours of effective receipt of the monies. The supplier may collect a fee in addition to the license fee, which may be retained by the supplier. This fee shall be established in the contract between the department and supplier(s). (3-20-97)

261. AUTHORIZATION NUMBER.

01. Authorization Request. Upon request, the applicant may receive an authorization number assigned by the supplier as directed by the department. (3-20-97)

02. Authorization Number Used in Lieu of License. The authorization number may be used in lieu of the actual license only by the individual for whom the license was purchased. When used in lieu of a license, the person must carry his driver's license, commercial permit, identification card, driver training permit, or instruction permit and, upon request of an authorized officer, present such identification for inspection. Failure to carry such identification or to present it for inspection is a violation. The authorization number may be used for not more than

fourteen (14) calendar days from the date of issue, except authorization numbers for short-term licenses shall be valid only for the stated term from the beginning effective date of the license. This allows the authorization-number holder to hunt or fish during the time period it takes to mail the license to the individual. Thereafter, the individual must have in possession the appropriate signed license to hunt or fish. (3-20-97)

03. Violation. It is a violation to hunt and fish with an invalid authorization number or an authorization number issued to another person. (3-20-97)

04. Authorization Number Used Only for Activities That Do Not Require License, Tag, Permit or Stamp. The authorization number may be used only for those hunting or fishing activities that do not require a license, tag, permit, or stamp to be sealed in a tag/permit pouch in accordance with Subsection 250.01. (3-20-97)

262. RESIDENTS.

01. Applicants for Resident Licenses Must Attest to the Residency Requirements. It is a violation for any person to misrepresent any information to obtain a resident authorization number or license. (3-20-97)

02. Application By Telephone or Electronic Methods. To apply by telephone or other electronic methods, the person must have a valid Idaho driver's license, commercial permit, identification card, driver training permit, or instruction permit. The person must have had one of the previous items for at least six (6) months prior to the date of application. The applicant must give the license, permit, or card number and other information required by the director to the supplier. (3-20-97)

263. -- 269. (RESERVED).

300. RESIDENT DISABLED PERSON'S PERMIT.

A Resident Disabled Person's Permit may be issued to any person who is a resident of Idaho and who is permanently and totally disabled as certified by a physician licensed to practice in the United States or Canada. (7-1-93)

301. RESIDENT BLIND PERSON'S PERMIT.

A Resident Blind Person's Permit may be issued to any person who is a resident of Idaho and who is blind as certified by a physician licensed to practice in the United States or Canada. (7-1-93)

302. FREE PERMITS AND TAGS FOR SENIOR CITIZENS.

01. Permits. A free permit for the taking of fish and game during the open seasons may be issued to any person seventy (70) years of age or older who has been a bona fide resident of the state of Idaho for a continuous period of not less than five years last preceding the application for said permit. Applications for such permits shall be made on a form prescribed by the Department of Fish and Game. Permits may be issued by any licensed vendor or Department office. (7-1-93)

02. Tags. Tags for deer, elk, and bear shall be supplied free to the holders of senior citizen permits provided such permits are presented by mail or in person to the office of the Idaho Department of Fish and Game in Boise, or to a Regional Office, and that upon issuance of the tags, the proper endorsement of such issuance be made on the permit. (7-1-93)

303. HANDICAPPED PERSONS MOTOR VEHICLE HUNTING PERMITS.

01. Applications. (7-1-93)

a. Applications for handicapped motor vehicle hunting permits shall be on a form prescribed by the Department. Only eligible applicants may submit such applications. (7-1-93)

b. Applicants shall sign the application. Nonresident applicants must have their signature notarized. Each application shall be accompanied by certification from the applicant's physician stating which of the criteria set forth in Idaho Code Section 36-1101 qualifies the applicant and why. The physician shall also certify that the applicant is capable of holding and firing, without assistance from other persons, legal firearms or archery equipment.

If the physician is not licensed to practice in Idaho, a photo copy of the physician's medical license must accompany the application. (3-21-97)T

02. Permits. (7-1-93)

a. Handicapped motor vehicle hunting permits shall be issued only by the Director of the Department and shall expire on December 31 of the fifth year following the date of issuance. (7-1-93)

b. The permit shall be prominently displayed on any vehicle from which the person is hunting. Where applicable, the permit shall be displayed on the driver's side of the dashboard of the parked vehicle, suspended from the rearview mirror, or otherwise displayed so as to be in plain view of any person looking through the windshield of the vehicle. (7-1-93)

304. HANDICAPPED ARCHERY PERMIT.

01. Applications. (3-20-97)

a. Applications for handicapped archery permits shall be on a form prescribed by the Department. Only eligible applicants may submit such applications. (3-20-97)

b. Applicants shall sign the application. Nonresident applicants must have their signature notarized. Each application shall be accompanied by certification from the applicant's physician stating that the applicant has a permanent disability whereby he does not have use of one (1) or both of his arms or hands. The physician shall also certify that the applicant is capable of holding and firing, without assistance from other persons, a crossbow. If the physician is not licensed to practice in Idaho, a photo copy of the physician's medical license must accompany the application. (3-21-97)T

02. Permits. (3-20-97)

a. Handicapped archery permits shall be issued only by the Director of the Department and shall expire on December 31 of the fifth year following the date of issuance. (3-20-97)

b. The handicapped archery permit shall be carried on the person of anyone participating in an archery only season with the use of a crossbow and produced upon request on an officer. (3-20-97)

c. The handicapped archery permit shall allow the holder thereof to participate in an archery only hunt with the use of a crossbow. (3-20-97)

305. -- 399. (RESERVED).

400. LANDOWNER PREFERENCE PERMITS.

01. Eligible Applicants. Eligible applicants must be registered with the Department and are limited to landowners or their immediate family members, lessees or their immediate family members, or authorized corporate, or partnership representatives or their immediate family members. (5-15-95)

02. Restrictions. No person shall lease or subdivide property for the purpose of making another person eligible for a landowner preference permit. (7-1-93)

03. Hunt Units. Landowner Preference Permits shall be issued only for those controlled hunt units designated by the Director as eligible for such permits. These hunts shall occur only where there is no general rifle hunt. (7-1-93)

04. Applications. Applications for landowner preference permits shall be on a form prescribed by the Department. Applicants must be registered with the Department and shall sign the application. (5-15-95)

a. The application shall include the applicant's hunting or combination license number. (5-15-95)

b. Applications will be accepted on or after July 15 of each year. Applications received at the Headquarters Office of the Idaho Department of Fish and Game or postmarked not later than August 15 of each year will be randomly drawn. Any permits left after the drawing will be issued on a first come-first served basis.(5-15-95)

05. Property and Applicant Registration. (5-15-95)

a. Prior to any eligible applicant applying for a Landowner Preference permit, the qualifying property and eligible applicant must be registered with the Department. Registering landowners must notify the Department of any changes in property or applicant eligibility. (5-15-95)

b. Registration of property and eligible applicant must be on a form prescribed by the Department. The landowner must submit the registration form and a copy of the deed(s), or the most recent tax assessment(s), describing the eligible property showing the name(s) of the owner(s) to the Department regional office. Department personnel will certify the registration and land description and return a copy to the landowner. (5-15-95)

c. If the Person registering is an authorized corporate or partnership representative or an immediate family member, he shall submit with his registration written verification from the board of directors, partnership, or an officer of the corporation, other than himself, verifying that he is authorized to register the property and eligible applicants. (5-15-95)

06. Issuance of Permits. (7-1-93)

a. Once the Department has determined the number of controlled hunt permits to be issued in any controlled hunt unit, an additional ten percent (10%) of the number of controlled hunt permits MAY be issued as Landowner Preference Permits, EXCEPT in controlled Deer Hunt Areas 45-1, 45-3 and 45-4, and Elk Hunt Areas 40-1, 40-2, 40-3, and 40-4, an additional twenty-five percent (25%) of the number of controlled hunt permits MAY be so issued. (3-20-98)T

b. Where the number of landowner preference applicants exceeds the number of landowner preference permits available in a unit, successful applicants will be determined by drawing. (7-1-93)

c. Only one (1) landowner preference permit may be issued to an eligible applicant. (7-1-93)

d. Only one (1) landowner preference permit may be issued for eligible property consisting of between six hundred forty (640) and four thousand nine hundred ninety-nine (4,999) acres. However, one (1) additional permit may be issued to a family member for eligible property in excess of five thousand (5,000) acres. No family member is eligible to receive more than one (1) permit for one (1) species in a calendar year. (3-21-97)T

e. If more than one (1) application is received for eligible property consisting of from six hundred forty (640) to four thousand nine hundred ninety-nine (4,999) acres, all applications will be disqualified. If more than two (2) applications are received for eligible property consisting of five thousand (5,000) acres or more, all applications will be disqualified. (3-21-97)T

07. Application of Controlled Hunt Restrictions. (7-1-93)

a. The restriction that applying for a moose, bighorn sheep, or mountain goat controlled hunt makes the applicant ineligible to apply for any other controlled hunt shall not apply to persons who are otherwise eligible to apply for a landowner preference permit. (7-1-93)

b. Landowner preference permits sold to non-residents shall not be considered as part of the non-resident quota. (7-1-93)

08. Special Restrictions. Any person hunting with a landowner preference permit shall hunt only within the boundaries described in the hunt area designated by the Director. Only valid, current-year deer, elk, or antelope tags may be used in conjunction with a landowner preference permit. No person shall kill more than one (1) deer, elk or antelope during a calendar year EXCEPT: (7-1-93)

a. In designated controlled depredation hunts, one (1) additional deer, elk or antelope may be taken by persons holding permit/tags for those hunts; or (7-1-93)

b. In extra tag hunts, one (1) additional deer, elk or antelope may be taken by persons holding tags for those hunts. (3-21-97)T

c. In no event shall any person take more than two (2) deer, elk or antelope during a calendar year or more than one (1) deer, elk or antelope per day. (7-1-93)

09. Depredation Hunts. The requirement that eligible property consist of at least six hundred forty (640) acres shall not apply in the case of a depredation hunt. A single landowner preference permit may be issued to a landowner, lessee, authorized corporate representative or a member of their immediate families where, under existing guidelines: (3-21-97)T

a. The Department has verified that depredation is occurring on property owned or controlled by such individuals; and (7-1-93)

b. The Director has ordered a depredation hunt for the area in which the property is located. (7-1-93)

401. DEER LANDOWNER PREFERENCE SEASONS.

01. Antlered Deer. (3-20-98)T

Hunt Number	Open Season Dates, Inclusive	Notes	Legal Deer	Controlled Hunt Area	Number of Permits
1500	Oct 5-Oct 25		Antlered	44-1	20
1501	Oct 5-Oct 25		Antlered	45-1	15
1502	Oct 5-Oct 25		Antlered	47-1	9
1503	Oct 5-Oct 25		Antlered	52-1	8
1504	Oct 5-Oct 25		Antlered	54-1	75
1505	Oct 5-Oct 25		Antlered	55-2	50
1506	Oct 5-Oct 25		Antlered	57-1	11

02. Antlerless Deer. (3-20-98)T

Hunt Number	Open Season Dates, Inclusive	Notes	Legal Deer	Controlled Hunt Area	Number of Permits
1507	Oct 5-Nov 9		Antlerless	44-3	80
1508	Oct 25-Nov 9		Antlerless	45-3	150

03. Muzzleloader Deer.

(3-20-98)T

Hunt Number	Open Season Dates, Inclusive	Notes	Legal Deer	Controlled Hunt Area	Number of Permits
1509	Oct 5-Oct 25		Antlered Only	45-4	4

402. ELK LANDOWNER PREFERENCE SEASONS.

01. Antlered Elk.

(3-20-98)T

Hunt Number	Open Season Dates, Inclusive	Notes	Legal Elk	Controlled Hunt Area	Number of Permits
2501	Oct 10-Nov 3		Antlered	11-1	5
2502	Oct 10-Nov 3		Antlered	18-1	13
2503	Oct 15-Nov 24		Antlered	40-1	5
2504	Oct 15-Nov 24		Antlered	40-2	5

02. Antlerless Elk.

(3-20-98)T

Hunt Number	Open Season Dates, Inclusive	Notes	Legal Elk	Controlled Hunt Area	Number Of Permits
2505	Oct 20-Nov 13		Antlerless	11-2	5
2506	Oct 10-Nov 3	1	Antlerless	13-1	8
2507	Oct 20-Nov 13		Antlerless	18-2	13
2508	Oct 15-Nov 24		Antlerless	40-3	25
2509	Oct 15-Nov 24		Antlerless	40-4	32

03. Either Sex Elk.

(3-20-98)T

Hunt Number	Open Season Dates, Inclusive	Notes	Legal Elk	Controlled Hunt Area	Number of Permits
2510	Oct 10-Nov 3	1	Either Sex	13-2	20

Notes:

1 - This hunt has very limited access.

(3-20-98)T

403. ANTELOPE LANDOWNER PREFERENCE SEASONS.

01. Any Antelope.

(3-20-98)T

Hunt Number	Open Season Dates, Inclusive	Notes	Legal Antelope	Controlled Hunt Area	Number of Permits
4501	Sep 25-Oct 24		Any Antelope	29-1	5
4502	Sep 25-Oct 24		Any Antelope	29-2	5
4503	Sep 25-Oct 24		Any Antelope	30	3
4504	Sep 25-Oct 24		Any Antelope	30A	4
4505	Sep 25-Oct 24		Any Antelope	36A-1	2
4506	Sep 25-Oct 24		Any Antelope	36A-2	5
4507	Sep 25-Oct 24		Any Antelope	36B	3
4508	Sep 25-Oct 24		Any Antelope	37-1	8
4509	Sep 25-Oct 24		Any Antelope	37-2	10
4510	Sep 25-Oct 24		Any Antelope	37A-1	5
4511	Sep 25-Oct 24		Any Antelope	37A-2	3
4512	Sep 25-Oct 24		Any Antelope	39	1
4513	Sep 25-Oct 24		Any Antelope	40	15
4514	Sep 25-Oct 24		Any Antelope	42	20
4515	Sep 25-Oct 24		Any Antelope	44	4
4516	Sep 25-Oct 24		Any Antelope	46-1	6
4517	Sep 25-Oct 24		Any Antelope	49	5
4518	Sep 25-Oct 24		Any Antelope	50-1	10
4519	Sep 25-Oct 24		Any Antelope	50-2	5
4520	Sep 25-Oct 24		Any Antelope	50-3	3
4521	Sep 25-Oct 24		Any Antelope	51-1	8
4522	Sep 25-Oct 24		Any Antelope	51-2	5
4523	Oct 25-Nov 30		Any Antelope	51-3	5
4524	Sep 25-Oct 24		Any Antelope	54	1
4525	Sep 25-Oct 24		Any Antelope	57	1
4526	Sep 25-Oct 24		Any Antelope	53	3
4527	Sep 25-Oct 24		Any Antelope	58	5
4528	Sep 25-Oct 24		Any Antelope	59	10
4529	Sep 25-Oct 24		Any Antelope	60A	5
4530	Sep 25-Oct 24		Any Antelope	63-1	5

Hunt Number	Open Season Dates, Inclusive	Notes	Legal Antelope	Controlled Hunt Area	Number of Permits
4531	Sep 25-Oct 24		Any Antelope	68	5

02. Doe or Fawn Only. (3-20-98)T

Hunt Number	Open Season Dates, Inclusive	Notes	Legal Antelope	Controlled Hunt Area	Number. Of Permits
4532	Oct 5-Oct 24		Doe or Fawn	46-2	10

03. Muzzleloader Antelope. (3-20-98)T

Hunt Number	Open Season Dates, Inclusive	Notes	Legal Antelope	Controlled Hunt Area	Number of Permits
4533	Sep 25-Oct 24		Any Antelope	41	3
4534	Sep 25-Oct 24		Any Antelope	47	4
4535	Aug 20-Oct 24		Any Antelope	63-2	18

04. Short-Range Only Antelope (3-20-98)T

Hunt Number	Open Season Dates, Inclusive	Notes	Legal Antelope	Controlled Hunt Area	Number of Permits
4536	Sep 25-Oct 24	1	Any Antelope	61	5

Notes:

1 - Hunt has very limited access. (3-20-98)T

404. -- 499. (RESERVED).

500. NONRESIDENT DEER AND ELK TAG OUTFITTER SET-ASIDE.

01. Tags. The following number of nonresident deer tags and nonresident elk tags shall annually be set aside and reserved for sale to persons who have entered into an agreement to utilize the services of an outfitter who is licensed under Chapter 21, Title 36, Idaho Code. For the 1997 Hunting Season: (10-20-97)T

a. One thousand nine hundred (1,900) deer tags (regular or Clearwater); (10-20-97)T

b. One hundred thirty (130) S.E. Idaho Area deer tags; (3-21-97)T

c. Two thousand two hundred (2,200) elk tags (A or B tags for all zones except the Panhandle zone);

(10-20-97)T

- d. Two hundred (200) Panhandle zone elk tags (A or B tags). (10-20-97)T

02. Restrictions. These tags shall be sold on a first-come, first-serve basis through June 30 of each year. Application for purchase of these tags shall be made by the outfitter for the nonresident on a form prescribed by the Department. The application shall be accompanied by the appropriate license fees and a certification by the outfitter that the nonresident hunter has a contract to hunt with the outfitter making application. (7-1-93)

03. Unsold Tags. Any tags not sold by July 1 of each year shall be sold by the Department to nonresidents on a first-come, first serve basis. If there is a waiting list of individuals desiring a tag for the species available, those individuals will be first served. Application shall be made only to the Headquarters office of the Department of Fish and Game in Boise, Idaho. (10-20-97)T

501. -- 504. (RESERVED).

505. DEER AND ELK TAG ALLOCATION.

01. Allocation of Tags. Pursuant to Idaho Code Section 36-408(d), the Fish and Game Commission may allocate a number of deer and/or elk tags for use by hunters with signed agreements with licensed outfitters in zones with limited numbers of tags. The allocation will be calculated on a zone basis with reductions or increases in hunting opportunities to be proportionate among resident hunters, nonoutfitted nonresident hunters, and outfitted hunters. When the number of hunters in a general hunt unit or zone becomes restricted, the Department will calculate the initial number of allocated tags for each zone using the Idaho Outfitters and Guides Licensing Board's records of average historic use during the previous five (5) year period. Where it is biologically feasible, any reductions in the number of tags available within a zone which exceeds twenty percent (20%) will be spread over a three (3) year period with a maximum reduction of fifty percent (50%) taken in the first year and twenty-five percent (25%) in the second year. When an area becomes controlled, hunt application and eligibility rules will apply to allocated tags in controlled hunts. Only those units or zones with licensed outfitted areas with historic use will be considered for tag allocation. (10-20-97)T

02. Controlled Hunt Areas. Only those controlled hunt areas existing prior to 1998 with historic licensed deer and/or elk outfitted area(s) may be considered for a tag/permit allocation using one (1) of the following options: (10-20-97)T

a. The number of allocated tags available within the controlled hunt area will be based on a variable scale depending on the number of tags established by the Fish and Game Commission: less than fifty-one (51) tags = zero percent (0%); fifty-one (51) or more tags = maximum of three percent (3%); or, (10-20-97)T

b. The number of tags available within the controlled hunt area will be based on the average historic use during the previous five (5) year period; or, (10-20-97)T

c. No tags will be allocated. (10-20-97)T

03. 1998 Controlled Deer Hunt Outfitter Allocation. (4-25-98)T

Hunt Number	Open Season Dates, Inclusive	Legal Deer	Controlled Hunt Area	Total Permits	Outfitter Allocation
1005	Nov 10 - Nov 24	Antlered Only	14	150	4
1006	Nov 10 - Nov 24	Antlered Only	18	100	3

(4-25-98)T

04. 1998 Elk B Tag Outfitter Allocation.

Zone	Units	Dates, Inclusive	Total B Tags	Outfitter Allocation
Lolo	10, 12	Oct 10 - Nov 3	1600	236

(4-25-98)T

506. DEER AND ELK OUTFITTER ALLOCATED TAG.

01. Allocated Tags. The following number of deer and elk tags shall annually be allocated for sale to persons who have entered into a signed agreement to utilize the services of an outfitter who is licensed in that zone under Title 36, Chapter 21, Idaho Code. (10-20-97)T

02. Distribution of Allocated Tags. Allocated tags shall be sold by the Department, as designated by IDAPA 25.01.01.057, "Rules of Idaho Outfitters and Guides Licensing Board," to hunters with signed agreements with licensed outfitters in those zones with a cap on the number of tags sold. In zones where resident and nonresident deer and/or elk tags are issued by lottery, allocated tags will be issued by lottery. Application for the purchase of allocated tags shall be made by the outfitter for the hunter on a form prescribed by the Department. The application shall be accompanied by the appropriate license fees and a certification by the outfitter that the hunter has a signed agreement to hunt with the outfitter making application. (10-20-97)T

03. Designated Buyers. Purchasers of allocation tags who return their unused tag and a notarized affidavit stating that the tag buyer has not hunted may designate another person to purchase a replacement tag. If the original buyer does not make a designation, the outfitter may make the designation. The designated buyer must pay the regular fee for the replacement tag. (10-02-97)T

04. Unsold Tags. Any allocation tags not sold by August 1 of each year shall be sold by the Department on a first come, first serve basis. The Department may use a waiting list methodology to issue unsold tags. Applications shall be made only to the headquarters office of the Idaho Department of Fish and Game in Boise, Idaho. (10-20-97)T

507. -- 599. (RESERVED).

600. NONRESIDENT DEER AND ELK TAG QUOTAS.

01. Tag Quotas. The following number of deer tags and elk tags shall be set aside annually and reserved for sale to nonresidents: (3-20-97)

- a. Twelve thousand eight hundred (12,800) regular or Clearwater deer tags; (10-20-97)T
- b. Eleven thousand (11,000) A or B elk tags for all zones except the Panhandle zone; (10-20-97)T
- c. One thousand eight hundred fifteen (1,815) Panhandle zone elk tags (10-20-97)T
- d. One thousand two hundred (1,200) S.E. Idaho area Deer tags. (3-21-97)T

02. Exceptions. Sales of nonresident deer and elk tags to the following persons shall not be counted in the quota: (7-1-93)

a. Unqualified Residents: Persons who have moved into Idaho and by notarized affidavit show proof of their intent to become bona fide Idaho residents but are not yet qualified to purchase a resident license. (7-1-93)

b. Designated Buyers: Nonresident tag buyers who return their unused nonresident deer or elk tag and a notarized affidavit stating that the tag buyer has not hunted may designate another nonresident to purchase an

additional tag. If the original buyer does not make a designation and has retained an outfitter or guide, the outfitter or guide may make the designation. The designated buyer must pay the regular fee for the replacement tag. If no designation is made by either the original buyer or the outfitter or guide, the Department may sell the replacement tag on a first-come, first-serve basis. (7-1-93)

c. Successful nonresident controlled hunt applicants who have not purchased a tag as of the date of the controlled hunt drawing. (7-1-93)

03. Refunds. The fee for any nonresident license (as defined in I.C. 36-202(z)) shall not be refunded for any reason except as follows. (8-19-96)T

a. Hunting license and general season deer and elk tag refunds due to death, illness/injury or military deployment of licensee. Non-resident general season deer or elk tag fees and prerequisite hunting license fee may be refunded for death of licensee; illness or injury of licensee which totally disabled the licensee for the entire length of any applicable hunting season; or military deployment of licensee due to an armed conflict. Refund must be substantiated by death certificate, published obituary, written justification by a licensed medical doctor, copy of military orders, or other similar substantiating documents. The hunting license fee will not be refunded if it was used to apply for any controlled hunt or to purchase a turkey, mountain lion, or bear tag. The amount refunded will be the amount of the applicable deer or elk tag and hunting license less all issuance fees and a fifty dollar (\$50) processing fee. The refund request must be postmarked on or before December 31 of the calendar year in which the license and tags were valid. (8-19-96)T

b. General season deer and elk tag refunds for other than death, illness/injury, or military deployment of licensee. Non-resident general season deer or elk tag fees may be refunded for any reason other than death of the licensee; illness or injury of licensee which totally disables the licensee for the entire length of all applicable seasons; or military deployment of licensee due to an armed conflict. The request for the refund must be postmarked in the year in which the tag is valid. The hunting license fee will not be refunded. The refund will be based on the following sliding scale as a percent of the deer or elk tag fee. (8-19-96)T

Postmarked	Percent of Fee Refunded
Before April 1	75%
in April through June	50%
in July and August	25%
September through December	0%

(8-19-96)T

c. Department error. The department determines that a department employee made an error in the issuance of the license. (8-19-96)T

d. Submission requirements. All refund requests must be in writing and be accompanied with the original copy of the license or tag. (8-19-96)T

e. Effective. These changes will be effective with the 1997 licenses and tags. (8-19-96)T

601. -- 699. (RESERVED).

700. SPECIAL BIGHORN SHEEP TAG.

01. Eligibility. In order to be eligible to bid on the special bighorn sheep tag, a person must: (7-1-93)

a. Be eligible to purchase an Idaho hunting or combination license, and the relevant permits and tags; (7-1-93)

- b. Not have killed both a California and a Rocky Mountain bighorn sheep. (7-1-93)
- 02. Validity of Tag. The special bighorn sheep tag shall be valid for use only as follows: (7-1-93)
 - a. If the successful bidder has killed a California bighorn sheep south of Interstate Highway 84 since 1974, the tag shall be valid ONLY for the taking of Rocky Mountain bighorn sheep north of Interstate 84. (7-1-93)
 - b. If the successful bidder has killed a Rocky Mountain bighorn sheep north of Interstate Highway 84 since 1974, the tag shall be valid ONLY for the taking of California bighorn sheep south of Interstate 84. (7-1-93)
 - c. If the successful bidder has NOT killed either subspecies of bighorn sheep in Idaho, the tag shall be valid during any controlled hunt open for either California or Rocky Mountain bighorn sheep. (7-1-93)
- 03. License and Permit. A hunting license and permit will be provided to the successful bidder from the net proceeds of the auction. (7-1-93)
- 04. Application of Big Game Rules. All rules governing the Taking of Big Game Animals shall apply to the eligible and successful bidders other than as specified herein. (7-1-93)
 - a. No successful bidder shall be eligible to apply for a bighorn sheep controlled hunt permit the same year the bidder is issued a special bighorn sheep tag. (7-1-93)
 - b. A person receiving a special bighorn sheep tag, but who is unsuccessful in taking a bighorn sheep, shall be eligible to bid the following year for another special bighorn sheep tag. (7-1-93)
 - c. A person successful in taking a bighorn sheep with a special bighorn sheep tag shall be eligible to bid the following year for the other subspecies of bighorn sheep. (7-1-93)

701. -- 799. (RESERVED)

800. BIGHORN SHEEP LOTTERY TAG.

- 01. Eligibility. (7-1-93)
 - a. In order to win and be issued the bighorn sheep lottery tag, a person must be eligible to purchase an Idaho hunting or combination license, and the relevant permits and tags. (7-1-93)
 - b. If any person wins the bighorn sheep lottery tag and has already been drawn for a bighorn sheep controlled hunt permit for the same year, the controlled hunt permit shall be returned to the Department and voided and the permit/tag fees refunded. The lottery tag will be valid to hunt bighorn sheep that year. (7-1-93)
- 02. Validity of Tag. The bighorn sheep lottery tag shall be valid for use only as follows: (7-1-93)
 - a. If the lottery tag winner has killed a California bighorn sheep south of Interstate Highway 84 since 1974, the tag shall be valid ONLY for the taking of Rocky Mountain bighorn sheep north of Interstate 84. (7-1-93)
 - b. If the lottery tag winner has killed a Rocky Mountain bighorn sheep north of Interstate Highway 84 since 1974, the tag shall be valid ONLY for the taking of California bighorn sheep south of Interstate 84. (7-1-93)
 - c. If the successful bidder has NOT killed either subspecies of bighorn sheep in Idaho, the tag shall be valid during any controlled hunt open during the year of issue, for either California or Rocky Mountain bighorn sheep. (7-1-93)
- 03. Permit. A permit and tag will be provided to the lottery tag winner from the net proceeds of the lottery. (7-1-93)

04. Application of Big Game Regulations. All Regulations Governing the Taking of Big Game Animals shall apply to the eligible ticket purchasers and lottery tag winner, other than as specified herein. (7-1-93)

- a. No lottery tag winner shall have killed both a California and a Rocky Mountain bighorn sheep. (7-1-93)
- b. A person receiving a bighorn sheep lottery tag, but who is unsuccessful in taking a bighorn sheep, shall be eligible to purchase lottery tickets the following year for another bighorn sheep lottery tag. (7-1-93)
- c. A person successful in taking a bighorn sheep with a bighorn sheep lottery tag shall be eligible to purchase lottery tickets the following year for the other subspecies of bighorn sheep. (7-1-93)
- d. Any person who wins a bighorn sheep lottery tag, and who is otherwise eligible to apply for a deer, elk or antelope controlled hunt permit, shall be allowed to apply for a permit for those species during the same year the bighorn lottery tag is valid. (7-1-93)

801. -- 999. (RESERVED).