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**IDAPA 13
TITLE 01
CHAPTER 02**

13.01.02 - RULES GOVERNING HUNTER EDUCATION AND MENTORED HUNTING

000. LEGAL AUTHORITY.

The Idaho Fish and Game Commission is authorized under Sections 36-103, 36-104(b) and 36-412, Idaho Code, to adopt rules concerning education programs in hunting and archery. The Idaho Fish and Game Commission is authorized to adopt rules concerning a mentored hunting program under Idaho Code Section 36-1508(b). (4-4-13)

001. TITLE AND SCOPE.

01. Title. These rules shall be cited in full as IDAPA 13.01.02.000, et seq., Rules of the Idaho Fish and Game Commission, IDAPA 13.01.02, "Rules Governing Hunter Education and Mentored Hunting." (4-4-13)

02. Scope. These rules establish criteria for education programs in hunting and archery, and for mentored hunting. (4-4-13)

002. WRITTEN INTERPRETATIONS.

This agency has no written interpretations of these rules. (3-20-04)

003. ADMINISTRATIVE APPEAL.

All contested cases shall be governed by the provisions of IDAPA 13.01.01, "Rules of Practice and Procedure of the Idaho Fish and Game Commission," and IDAPA 04.11.01, "Idaho Rules of Administrative Procedure of the Attorney General." (3-20-04)

004. INCORPORATION BY REFERENCE.

There are no documents that have been incorporated by reference into this rule. (3-20-04)

005. OFFICE -- OFFICE HOURS -- MAILING ADDRESS AND STREET ADDRESS.

The principal place of business of the Department of Fish and Game is in Boise, Idaho. The office is located at 600 South Walnut, Boise, Idaho, and is open from 8 a.m. to 5 p.m., except Saturday, Sunday, and legal holidays. The mailing address is P.O. Box 25, Boise, Idaho 83707. (3-20-04)

006. -- 009. (RESERVED)

010. DEFINITIONS.

01. Accompanied. The term "accompanied" as used in the requirement for youth who are hunting and have a Junior Hunting or Junior Combination License who are younger than twelve (12) years of age or for Nonresident Junior Mentored Hunting License holders or for the Mentored Hunting program shall mean close enough to be within normal conversation or hearing range without shouting or the aid of electronic devices (4-11-15)

011. -- 099. (RESERVED)

100. HUNTER EDUCATION.

01. Mandatory Hunter Education Program. All students being certified under this program must have successfully completed at least ten (10) hours of instruction in firearms safety, wildlife management, wildlife law, hunter ethics, first aid/survival, plus practical experience in the handling and shooting of firearms. This instruction may be completed through classroom study, home study, an on-line computer course, or other approved methods. The Department of Fish and Game shall manage the Hunter Education Program pursuant to the Idaho Hunter Education Policy and Procedure Manual. Only certificates for courses which meet or exceed the standards of the Idaho course are acceptable from other states or countries. (4-7-11)

02. Fees. A fee as established by Section 36-412(c), Idaho Code, shall be charged each student enrolling in the Hunter Education Program. (3-20-04)

03. Parent to Attend Shooting Clinic with Student. For students under the age of twelve (12), a parent, legal guardian or other adult designated by the parent or legal guardian shall attend any Hunter Education Shooting Clinic with the student. Preferably, the adult attending the Shooting Clinic exercise should be the same adult who will accompany the student into the field while hunting. (4-11-15)

04. Exemption from Practical Handling and Shooting of Firearms Requirement. An active, former, or retired member of the United States Armed Forces (Army, Navy, Air Force, Marine Corps, and Coast Guard) or an active, former or retired peace officer as defined by Section 19-5101(d), Idaho Code, may be exempted from the practical firearms handling and shooting requirement of the Mandatory Hunter Education Program if they received training in firearms handling and shooting. To qualify for the exemption the applicant must submit by mail or in person a signed affidavit provided by the Department, which certifies the applicant meets the criteria for exemption due to training in the practical handling and shooting of firearms provided through either the Armed Forces or as a peace officer. (3-29-12)

101. MENTORED HUNTING PROGRAM.

Nothing in this section shall be construed as altering the requirements of Section 36-411, Idaho Code, to obtain a valid hunting license, or any other statutory or rule requirements for the take of wildlife. (4-4-13)

01. Hunting Passport. A Hunting Passport is a special authorization for any person to take wildlife when they are accompanied by a mentor and participating in the Mentored Hunting Program. (4-4-13)

a. Any person must obtain a Hunting Passport from the Department or a licensed vendor to participate as a mentee in the Mentored Hunting Program. (4-4-13)

b. Hunter education certification is not required for any person to possess a hunting passport. (4-4-13)

c. A Hunting Passport shall expire December 31 of the year for which it is valid. (4-4-13)

d. Any person who has possessed a Hunter Passport may not apply for a Hunter Passport in any subsequent year. (4-4-13)

02. Eligibility of Mentee. (4-4-13)

a. Any person who has not previously possessed a hunting license or equivalent license in any other state may possess a Hunting Passport to participate in the Mentored Hunting Program as a mentee. (4-4-13)

b. Any mentee possessing a Hunting Passport is eligible to possess general big game, turkey, and sandhill crane tags if the mentee is qualified to participate in the hunt. (4-4-13)

c. Any mentee possessing a Hunting Passport is not eligible to possess a control hunt tag but may be designated for a Landowner controlled hunt tag if the mentee is qualified to participate in the hunt. (4-4-13)

d. Any mentee with a Hunting Passport shall be ten (10) years of age to hunt big game. (4-11-15)

e. Any mentee with a Hunting Passport must be accompanied by a mentor as provided in Subsection 101.03.a. (4-4-13)

f. Any person shall be eight (8) years or older to possess a Hunting Passport. (4-4-13)

g. Any mentee must possess on his person a hunting passport while hunting and produce the same for inspection upon request of a conservation officer or any other person authorized to enforce fish and game laws. (4-4-13)

03. Eligibility of Mentor. (4-4-13)

a. Any person who possesses a valid Idaho hunting license and who is eighteen (18) years or older

may participate in the Mentored Hunting Program as a mentor. (4-4-13)

b. A mentor may not accompany more than two (2) mentees at one (1) time that are participating in the Mentored Hunting Program. (4-4-13)

c. A mentor may hunt while participating in the Mentored Hunting Program if the mentor is qualified to participate in the hunt. (4-4-13)

102. -- 999. (RESERVED)

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