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**IDAPA 13
TITLE 01
CHAPTER 07**

13.01.07 – RULES GOVERNING THE TAKING OF UPLAND GAME ANIMALS

000. LEGAL AUTHORITY.

Sections 36-103, 36-104, and 36-1101, Idaho Code, authorize the Commission to adopt rules concerning the taking of upland game animals. (6-30-19)T

001. TITLE AND SCOPE.

The title of this chapter for citation is IDAPA 13.01.07, “Rules Governing the Taking of Upland Game Animals.” These rules govern the take of upland game animals. (6-30-19)T

002. WRITTEN INTERPRETATIONS.

Written interpretations of these rules and compliance documentation are available at the main office. (6-30-19)T

003. ADMINISTRATIVE APPEALS.

“Idaho Rules of Administrative Procedure of the Attorney General,” IDAPA 04.11.01, govern administrative appeals (contested cases) under this chapter. (6-30-19)T

004. INCORPORATION BY REFERENCE.

This chapter incorporates no documents by reference. (6-30-19)T

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

The main office of the Department and Commission 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. The street address is 600 S. Walnut Street, Boise, Idaho. (6-30-19)T

006. PUBLIC RECORDS ACT COMPLIANCE.

The agency promulgates rules in accordance with the Administrative Procedure Act (Title 67, Chapter 52, Idaho Code), as provided in Idaho Code § 36-105, and they are public records. (6-30-19)T

007. – 009. (RESERVED)

010. DEFINITIONS.

IDAPA 13.01.06, “Rules Governing Classification and Protection of Wildlife,” defines upland game animals. (6-30-19)T

011. – 099. (RESERVED)

100. METHODS OF TAKE.

No person shall take upland game animals: (6-30-19)T

01. Time. From one-half (1/2) hour after sunset to one-half (1/2) hour before sunrise. (6-30-19)T

02. Type. With a trap, snare, net, or shotgun using shotgun shells exceeding three and one-half (3 1/2) inches in length. (6-30-19)T

03. Electronic Call. By the use or aid of any electronic call. (6-30-19)T

101. – 199. (RESERVED)

200. AREAS CLOSED TO HUNTING OF UPLAND GAME ANIMALS.

Hunting, killing, or molesting upland game animals is prohibited in the following areas: (6-30-19)T

01. Craters of the Moon National Monument. Craters of the Moon National Monument in Blaine and Butte Counties (the area of the Monument prior to the November 2000 expansion, which does not include the

National Preserve). (6-30-19)T

02. Harriman State Park. Harriman State Park Wildlife Refuge in Fremont County. (6-30-19)T

03. Nez Perce National Historical Park. Nez Perce National Historical Park in Clearwater, Idaho, and Nez Perce Counties. (6-30-19)T

04. Ada County. That portion of Ada County within Veterans Memorial Park and the area between State Highway 21, Warm Springs Avenue, and the New York Canal from the New York Canal Diversion Dam downstream to the Boise City limits. (6-30-19)T

05. Yellowstone National Park. Yellowstone National Park in Fremont County. (6-30-19)T

06. Mann’s Lake. Mann’s Lake in Nez Perce County and extending three hundred (300) yards beyond the Bureau of Reclamation property that encompasses the lake. (6-30-19)T

07. Other. On any of those portions of federal refuges, State game preserves, State wildlife management areas, bird preserves, bird refuges, and bird sanctuaries for which upland game bird hunting closures have been declared by legislative or Commission action. (6-30-19)T

201. – 299. (RESERVED)

300. WOUNDING – RETRIEVING.

No person shall wound or kill any upland game animal without making a reasonable effort to retrieve it and reduce it to possession. Every upland game animal wounded by hunting and reduced to possession shall immediately be killed and become a part of the daily bag limit. (6-30-19)T

301. – 399. (RESERVED)

400. UPLAND GAME ANIMALS SEASONS, BAG, AND POSSESSION LIMITS.

The Commission sets seasons, bag limits, and possession limits by proclamation, adopted and published as provided by Section 36-105, Idaho Code. (6-30-19)T

401. – 999. (RESERVED)

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