

## IDAPA 13 – IDAHO DEPARTMENT OF FISH AND GAME

### Fisheries and Wildlife Bureaus

#### 13.01.06 – Rules Governing Classification and Protection of Wildlife

##### **Who does these rules apply to?**

*These rules apply to individuals who may hunt, fish, trap, or otherwise take or possess wildlife. These rules also provide reference information for identification, classification and protection status of fish and wildlife.*

##### **What is the purpose of these rules?**

*These rules establish the classification and protection of wildlife including big game animals, upland game animals, game birds, game fish, fur-bearing animals, protected non-game species, and unprotected wildlife. These rules reflect that [Section 36-201](#), Idaho Code, classifies predatory wildlife.*

##### **What is the legal authority for the agency to promulgate this rule?**

*This rule implements the following statutes passed by the Idaho Legislature:*

Fish and Game -

Fish and Game Commission:

- [Section 36-104, Idaho Code](#) – General powers and duties of Commission.

Classifications and Definitions:

- [Section 36-201, Idaho Code](#) – Commission Authorized to Classify Wildlife

##### **Who do I contact for more information on this rule?**

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## 13.01.06 – RULES GOVERNING CLASSIFICATION AND PROTECTION OF WILDLIFE

### 000. LEGAL AUTHORITY.

Sections 36-104(b) and 36-201, Idaho Code, authorize the Commission to adopt rules concerning the classification and protection of wildlife in the state of Idaho. (3-31-22)

### 001. TITLE AND SCOPE.

The title of this chapter for citation is IDAPA 13.01.06, “Rules Governing Classification and Protection of Wildlife.” These rules establish the classification and protection of wildlife. (3-31-22)

### 002. – 099. (RESERVED)

### 100. CLASSIFICATION OF WILDLIFE – BIG GAME ANIMALS.

01. **Black bear** – *Ursus americanus*. (3-31-22)

02. **Bighorn sheep** – *Ovis canadensis*, identified as “California bighorn sheep” when occurring south of Interstate 84 and as “Rocky Mountain bighorn sheep” when occurring north of Interstate 84. (3-31-22)

03. **Elk** – *Cervus canadensis*. (3-31-22)

04. **Gray wolf** – *Canis lupus*. (3-31-22)

05. **Grizzly bear** – *Ursus arctos*. (3-31-22)

06. **Moose** – *Alces americanus*. (3-31-22)

07. **Mountain goat** – *Oreamnos americanus*. (3-31-22)

08. **Mountain lion** – *Puma concolor*. (3-31-22)

09. **Mule deer** – *Odocoileus hemionus*. (3-31-22)

10. **Pronghorn** – *Antilocapra americana*. (3-31-22)

11. **White-tailed deer** – *Odocoileus virginianus*. (3-31-22)

### 101. CLASSIFICATION OF WILDLIFE – UPLAND GAME ANIMALS.

01. **Mountain cottontail** – *Sylvilagus nuttallii*. (3-31-22)

02. **Pygmy rabbit** – *Brachylagus idahoensis*. (3-31-22)

03. **Snowshoe hare** – *Lepus americanus*. (3-31-22)

04. **Red squirrel** – *Tamiasciurus hudsonicus*. (3-31-22)

### 102. CLASSIFICATION OF WILDLIFE – GAME BIRDS.

Game birds include upland game birds, migratory game birds, and American crow. (3-31-22)

01. **Upland Game Birds.** (3-31-22)

a. Pheasants: *Phasianus sp.*, including ring-necked pheasant (*P. cochicus*). (3-31-22)

b. Partridge: gray (Hungarian) partridge – *Perdix perdix*; chukar – *Alectoris sp.* (3-31-22)

c. Quail: northern bobwhite – *Colinus virginianus*; California quail – *Callipepla californica*; mountain quail – *Oreortyx pictus*; and Gambel’s quail – *Callipepla gambelii*. (3-31-22)

d. Grouse: Dusky (blue) grouse – *Dendragapus obscurus*; ruffed grouse – *Bonasa umbellus*; spruce grouse – *Falcapennis canadensis*; Greater sage grouse – *Centrocercus urophasianus*; and sharp-tailed grouse – *Tympanuchus phasianellus*. “Forest grouse” means dusky grouse, ruffed grouse, and spruce grouse. (3-31-22)

- e. Wild turkey – *Meleagris gallopavo*. (3-31-22)
- 02. Migratory Game Birds.** (3-31-22)
- a. American coot – *Fulica americana*. (3-31-22)
- b. Doves: mourning dove – *Zenaida macroura* and white-winged dove – *Zenaida asiatica*. (3-31-22)
- c. Ducks: members of the *Anatidae* family other than geese and swans, including bufflehead – *Bucephala albeola*; canvasback – *Aythya valisineria*; gadwall – *Mareca strepera*; Barrow’s goldeneye – *Bucephala islandica*; common goldeneye – *Bucephala clangula*; harlequin duck – *Histrionicus histrionicus*; mallard – *Anas platyrhynchos*; common merganser – *Mergus merganser*; hooded merganser – *Lophodytes cucullatus*; red-breasted merganser – *Mergus serrator*; long-tailed duck – *Clangula hyemalis*; northern pintail – *Anas acuta*; redhead – *Aythya americana*; ring-necked duck – *Aythya collaris*; ruddy duck – *Oxyura jamaicensis*; greater scaup – *Aythya marila*; lesser scaup – *Aythya affinis*; northern shoveler – *Spatula clypeata*; blue-winged teal – *Spatula discors*; cinnamon teal – *Spatula cyanoptera*; green-winged teal – *Anas crecca*; American wigeon – *Mareca americana*; Eurasian wigeon – *Mareca penelope*; and wood duck – *Aix sponsa*. (3-31-22)
- d. Geese: members of the *Anatidae* family other than ducks and swans, including Canada goose – *Branta canadensis* (“Canada goose” to include cackling goose – *Branta hutchinsii*); Ross’s goose – *Anser rossii*; snow goose – *Anser caerulescens*; and greater white-fronted goose – *Anser albifrons*. (3-31-22)
- e. Swans: members of the *Anatidae* other than ducks and geese, including Trumpeter swan – *Cygnus buccinator*; and Tundra swan – *Cygnus columbianus*. (3-31-22)
- f. Wilson's snipe – *Gallinago delicata*. (3-31-22)
- g. Sandhill Crane – *Antigone canadensis*. (3-31-22)
- 03. American Crow – *Corvus brachyrhynchos*.** (3-31-22)
- 103. CLASSIFICATION OF WILDLIFE – GAME FISH.** (3-31-22)  
Game fish includes the following fish and crayfish:
- 01. American shad – *Alosa sapidissima*.** (3-31-22)
- 02. Arctic grayling – *Thymallus arcticus*.** (3-31-22)
- 03. Atlantic salmon – *Salmo salar*.** (3-31-22)
- 04. Bear Lake whitefish – *Prosopium abyssicola*.** (3-31-22)
- 05. Black bullhead – *Ameirus melas*.** (3-31-22)
- 06. Black crappie – *Pomoxis nigromaculatus*.** (3-31-22)
- 07. Blue catfish – *Ictalurus furcatus*.** (3-31-22)
- 08. Blueback trout – *Salvelinus alpinus oquassa*.** (3-31-22)
- 09. Bluegill – *Lepomis macrochirus*, including hybrid with pumpkinseed.** (3-31-22)
- 10. Bonneville cisco – *Prosopium gemmifer*.** (3-31-22)
- 11. Bonneville whitefish – *Prosopium spilonotus*.** (3-31-22)
- 12. Brook trout – *Salvelinus fontinalis*.** (3-31-22)

13. **Brown bullhead** – *Ameiurus nebulosus*. (3-31-22)
14. **Brown trout** – *Salmo trutta*. (3-31-22)
15. **Bull trout** – *Salvelinus confluentus*. (3-31-22)
16. **Burbot** – *Lota lota*. (3-31-22)
17. **Channel catfish** – *Ictalurus punctatus*. (3-31-22)
18. **Chinook salmon** – *Oncorhynchus tshawytscha*. (3-31-22)
19. **Coho salmon** – *Oncorhynchus kisutch*. (3-31-22)
20. **Crayfish** – *Pacifastacus sp.* (3-31-22)
21. **Cutthroat trout** – *Oncorhynchus clarkii*, including subspecies Bonneville cutthroat trout – *O. clarkii utah*, Lahontan cutthroat trout – *O. clarkii henshawi*, Westslope cutthroat trout – *O. clarkii lewisi*, and Yellowstone (including “finespotted”) cutthroat trout – *O. clarkii bouvieri*. (3-31-22)
22. **Flathead catfish** – *Pylodictis olivaris*. (3-31-22)
23. **Golden trout** – *Oncorhynchus aguabonita*. (3-31-22)
24. **Green sunfish** – *Lepomis cyanellus*. (3-31-22)
25. **Kokanee** – *Oncorhynchus nerka kennerlyi* (not anadromous). (3-31-22)
26. **Lake trout** – *Salvelinus namaycush*. (3-31-22)
27. **Lake whitefish** – *Coregonus clupeaformis*. (3-31-22)
28. **Largemouth bass** – *Micropterus salmoides*. (3-31-22)
29. **Mountain whitefish** – *Prosopium williamsoni*. (3-31-22)
30. **Northern pike** – *Esox lucius*. (3-31-22)
31. **Pumpkinseed** – *Lepomis gibbosus*. (3-31-22)
32. **Pygmy whitefish** – *Prosopium coulterii*. (3-31-22)
33. **Rainbow trout** – *Oncorhynchus mykiss*, including redband trout – *O. mykiss gairdneri*. (3-31-22)
34. **Rainbow/cutthroat trout (cutbow)** – *O. mykiss* x *O. clarkii* hybrid. (3-31-22)
35. **Sauger** – *Sander canadensis*. (3-31-22)
36. **Smallmouth bass** – *Micropterus dolomieu*. (3-31-22)
37. **Splake** – *S. namaycush* x *S. fontinalis*. (3-31-22)
38. **Sockeye salmon** – *Oncorhynchus nerka* (anadromous). (3-31-22)
39. **Steelhead trout** – *Oncorhynchus mykiss* (anadromous). (3-31-22)

40. **Tiger Trout** – *Salmo trutta* x *Salvelinus fontinalis*. (3-31-22)
41. **Tiger muskie** – *Esox lucius* x *E. masquinongy*. (3-31-22)
42. **Walleye** – *Sander viteus*. (3-31-22)
43. **Warmouth** – *Lepomis gulosus*. (3-31-22)
44. **White crappie** – *Pomoxis annularis*. (3-31-22)
45. **White sturgeon** – *Acipenser transmontanus*. (3-31-22)
46. **Yellow bullhead** – *Ameiurus natalis*. (3-31-22)
47. **Yellow perch** – *Perca flavescens*. (3-31-22)
104. **CLASSIFICATION OF WILDLIFE – FURBEARING ANIMALS.**
01. **American badger** – *Taxidea taxus*. (3-31-22)
02. **American marten** – *Martes americana*. (3-31-22)
03. **American mink** – *Vison vison*. (3-31-22)
04. **Beaver** – *Castor canadensis*. (3-31-22)
05. **Bobcat** – *Lynx rufus*. (3-31-22)
06. **Canada lynx** – *Lynx canadensis*. (3-31-22)
07. **Common muskrat** – *Ondatra zibethicus*. (3-31-22)
08. **Fisher** – *Pekania pennanti*. (3-31-22)
09. **Northern river otter** – *Lontra canadensis*. (3-31-22)
10. **Pacific marten** – *Martes caurina*. (3-31-22)
11. **Red fox** – *Vulpes vulpes* (all color phases). (3-31-22)
105. – 149. **(RESERVED)**
150. **THREATENED OR ENDANGERED SPECIES.**
151. – 199. **(RESERVED)**
200. **PROTECTED NONGAME SPECIES.**
01. **Mammals.** (3-31-22)
- a. American pika – *Ochotona princeps*. (3-31-22)
- b. Bats – all species. (3-31-22)
- c. Chipmunks – *Tamias spp.* (3-31-22)
- d. Columbia Plateau ground squirrel – *Uroditellus canus*. (3-31-22)

- e. Golden-mantled ground squirrel – *Callospermophilus lateralis*. (3-31-22)
- f. Great Basin ground squirrel – *Uroditellus mollis*. (3-31-22)
- g. Kit fox – *Vulpes macrotis*. (3-31-22)
- h. Wolverine – *Gulo gulo*. (3-31-22)
- i. Northern Idaho ground squirrel – *Uroditellus brunneus*. (3-31-22)
- j. Northern flying squirrel – *Glaucomys sabrinus*. (3-31-22)
- k. Rock squirrel – *Otospermophilus variegatus*. (3-31-22)
- l. Southern Idaho ground squirrel – *Uroditellus endemicus*. (3-31-22)
- m. Woodland caribou – *Rangifer tarandus caribou*. (3-31-22)
- n. Wyoming ground squirrel – *Uroditellus elegans nevadensis*. (3-31-22)
- 02. **Birds.** All native species, except game birds. (3-31-22)
- 03. **Amphibians.** All native species. (3-31-22)
- 04. **Reptiles.** All native species. (3-31-22)
- 05. **Fish.** (3-31-22)
  - a. Bear Lake sculpin – *Cottus extensus*. (3-31-22)
  - b. Northern leatherside chub – *Lepidomeda copei*. (3-31-22)
  - c. Pacific Lamprey – *Entosphenus tridentatus*. (3-31-22)
  - d. Sand roller – *Percopsis transmontana*. (3-31-22)
  - e. Shoshone sculpin – *Cottus greenei*. (3-31-22)
  - f. Wood River sculpin – *cottus leiopomus*. (3-31-22)
  - g. Bluehead sucker – *Catostomus discobolus*. (3-31-22)
- 201. **PREDATORY WILDLIFE.**  
Predatory wildlife are defined in Section 36-201, Idaho Code. (3-31-22)
- 202. – 249. **(RESERVED)**
- 250. **UNPROTECTED WILDLIFE.**  
Unprotected Wildlife includes all wildlife not classified in the preceding categories. (3-31-22)
- 251. – 299. **(RESERVED)**
- 300. **PROTECTION OF WILDLIFE.**
  - 01. **Game Species.** Those species of wildlife classified as Big Game Animals, Upland Game Animals, Game Birds, Migratory Birds, Game Fish/Crustacea, or Furbearing Animals may be taken only in accordance with

Idaho law and Commission rules.

(3-31-22)

**02. Protected Nongame and Threatened or Endangered Species.** No person may take or possess those species of wildlife classified as Protected Nongame, or Threatened or Endangered at any time or in any manner, except as provided in Idaho Code (including Sections 36-106(e), and 36-1107), and Commission rules. Protected Nongame status is not intended to prevent unintentional take of these species, protection of personal health or safety, limit property and building management, or prevent management of animals to address public health concerns or agricultural damage.

(3-31-22)

**03. Unprotected and Predatory Wildlife.** Those species of wildlife classified as Unprotected Wildlife and Predatory Wildlife may be taken in any amount, at any time, and in any manner, by holders of the appropriate valid Idaho hunting, trapping, fishing, or combination license, provided such taking is not otherwise in violation of federal, state, county, or city laws, rules, ordinances, or regulations.

(3-31-22)

**301. – 999. (RESERVED)**