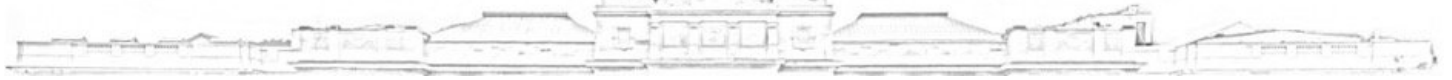




ADMINISTRATIVE RULES OF MONTANA



12.6.1101 DEFINITIONS

For purposes of this subchapter, the following definitions apply:

- (1) "Bred in captivity" or "captive-bred" means raptors, including eggs, hatched in captivity from parents that mated or otherwise transferred gametes in captivity.
- (2) "Commission" means the Fish, Wildlife and Parks Commission provided for in 2-15-3402, MCA.
- (3) "Department" means the Department of Fish, Wildlife and Parks provided for in 2-15-3401, MCA.
- (4) "Director" means the director of Fish, Wildlife and Parks provided for in 2-15-3401, MCA.
- (5) "Falconry" means caring for, training, and transporting raptors for the pursuit of wild game and the hunting of wild game with raptors. Falconry includes the taking of raptors from the wild.
- (6) "Hacking" means the temporary release of a raptor held for falconry to the wild so that it must survive on its own.
- (7) "Hybrid" means the offspring of birds listed as two or more distinct species in 50 C.F.R. 10.13 of subchapter B or offspring of birds recognized by ornithological authorities as two or more distinct species listed in 50 C.F.R. 10.13 subchapter B.
- (8) "Imprint" means a bird that is hand raised in isolation from the sight of other raptors from two weeks of age until it is fully feathered.
- (9) "Livestock depredation area" means a specific geographic location in which depredation by golden eagles has been recognized. The boundaries and duration of a livestock depredation area are declared by USDA Wildlife Services or by a state governor.
- (10) "Raptor" means all birds of the order Falconiformes and Strigiformes, commonly called falcons, hawks, eagles, ospreys, and owls. The following raptors shall not be used for falconry:
 - (a) those raptors listed in 87-5-205, MCA; and
 - (b) those raptors listed in 50 C.F.R. part 17 as endangered or threatened.
- (11) "Service" means the Fish and Wildlife Service, U.S. Department of Interior.
- (12) "Sponsor" means a master or general falconer with a valid permit who is at least 18 years old and has at least two years experience at the general falconer level.
- (13) "Warden" means a Montana fish, wildlife and parks game warden.

Authorizing statute(s): 87-1-201, 87-5-204, MCA

Implementing statute(s): 87-5-204, 87-5-205, MCA

History: Eff. 12/31/72; AMD, 1977 MAR p. 535, Eff. 9/24/77; AMD, 1992 MAR p. 2381, Eff. 10/30/92; AMD, 2009 MAR p. 1470, Eff. 8/28/09.