



ADMINISTRATIVE RULES OF MONTANA



12.6.1125 TEMPORARY HOLDING OF RAPTORS

- (1) A raptor may be housed temporarily for up to 120 consecutive calendar days if the bird has a suitable perch and is protected from predators, domestic animals, extreme temperatures, wind, and excessive disturbance.
- (2) A permittee's raptor may be cared for by another falconry permittee for up to 120 consecutive calendar days. The permittee caring for the raptor must have a signed and dated statement authorizing temporary possession, plus a copy of form 3-186A showing the permit under which the bird is held. The statement must include information about the time period of care and the allowable activities to be done with the bird.
- (3) The raptors will remain on the original falconry permit and will not be counted against the possession limit of the person caring for the raptors.
- (4) If the person caring for the raptors holds the appropriate level falconry permit, the raptors may be flown in an authorized manner, including hunting.
- (5) The temporary care of the raptors may be extended indefinitely in extenuating circumstances, such as illness, military service, or for a family emergency. The department will consider such instances on a case-by-case basis.
- (6) Someone who does not have a falconry permit may care for falconry birds at the permittee's facilities for up to 45 consecutive calendar days.
 - (a) The raptors will remain on the falconry permit;
 - (b) the raptors must remain in the facilities;
 - (c) this care may be extended indefinitely in extenuating circumstances, such as illness, military service, or for a family emergency; and
 - (d) the person(s) caring for the raptors may not fly them for any reason.

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

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

History: NEW, 1992 MAR p. 2381, Eff. 10/30/92; AMD, 2009 MAR p. 1470, Eff. 8/28/09.