

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 91

BY RESOURCES AND CONSERVATION COMMITTEE

AN ACT

RELATING TO FISH AND GAME; AMENDING SECTION 36-1103, IDAHO CODE, TO REVISE PROVISIONS REGARDING BAIT AND TO MAKE TECHNICAL CORRECTIONS.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 36-1103, Idaho Code, be, and the same is hereby amended to read as follows:

36-1103. FUR-BEARING ANIMALS -- SEASONS -- METHODS -- AMOUNTS. No person shall trap or take by any method or means ~~and~~, at any place or time ~~or~~, in any amount, or ~~to~~ have in possession any wild fur-bearing animals or pelts thereof, except as permitted by provisions of this title and commission rules and proclamations promulgated pursuant thereto.

(a) ~~Trapping -- Fur-bearing Animals~~. No person shall:

1. Use any ~~part~~ edible portions as defined in section 36-1202, Idaho Code, of a game bird, game animal, or game fish for bait in trapping or taking of any wildlife, except wildlife parts salvaged pursuant to section 36-506, Idaho Code, may be used for bait in trapping wildlife.

2. Destroy, disturb, or remove the trap or traps of any licensed trapper within this state, provided, however, that the director may inspect such traps and seize same when unlawfully set.

(b) Seizure and Sale of Unclaimed Traps. Traps or other trapping equipment unlawfully set shall be seized by the director or any officer charged with the enforcement of the wildlife laws and may be sold, and the moneys of such sale shall be credited to the state fish and game ~~fund~~ account.

(c) Muskrat House Protected. No person shall trap in or on or ~~to~~ destroy or damage any muskrat house at any time. For the purpose of this section, what is known as a push-up is not construed to be a muskrat house in the sense of the law pertaining to trapping in or on muskrat houses.