
TITLE 312 NATURAL RESOURCES COMMISSION**Notice of Intent to Adopt a Rule**

LSA Document #09-479

Under [IC 4-22-2-23](#), the Natural Resources Commission intends to adopt a rule concerning the following:

OVERVIEW: Amends [312 IAC 9-1](#), [312 IAC 9-2](#), [312 IAC 9-3](#), and [312 IAC 9-4](#), which govern definitions, restrictions and standards applicable to wild animals, the hunting, taking, and trapping of mammals except deer, and the taking of birds, to modify and reorder language for improved clarity, simplicity, and continuity. Adds [312 IAC 9-1-5.5](#) to define "disability". Amends [312 IAC 9-1-6](#) to clarify that exempted wild animals can be possessed or taken at any time. Adds [312 IAC 9-1-7.5](#) to define "game bird". Amends [312 IAC 9-1-9](#) to clarify the definition of "hunter orange". Amends [312 IAC 9-1-9.5](#) to modify the definition of "ice fishing shelter". Adds [312 IAC 9-1-14.6](#) to define "waterfowl". Amends [312 IAC 9-2-4](#) and [312 IAC 9-2-5](#) to clarify when a trap or net can be set for a wild animal. Amends [312 IAC 9-2-6](#) to clarify when a wild animal can be taken at fish hatcheries. Amends [312 IAC 9-2-8](#) to establish a tagging requirement for a wild animal that is not maintained in the possession of the individual who took the animal. Amends [312 IAC 9-2-11](#) to clarify requirements for fishing in state parks and historic sites. Amends [312 IAC 9-2-13](#) to modify the ability to administer drugs to wild animals held in captivity. Amends [312 IAC 9-3-14.5](#) to clarify the requirements for possession and sale of furbearing mammals. Amends [312 IAC 9-3-16](#) and [312 IAC 9-3-17](#) to establish tagging requirements for squirrels and rabbits that are gifted to another person and to clarify the possession requirements for squirrels and eastern cottontail rabbits. Amends [312 IAC 9-4-2](#) to clarify and combine rules pertaining to migratory birds, including hunting blinds and nontoxic shot, and changes the age in which a youth hunter can participate in the youth free hunting days. Amends [312 IAC 9-4-7](#) to clarify species of migratory birds that can be hunted in Indiana. Adds [312 IAC 9-4-7.2](#) to govern the taking of certain species of migratory birds. Adds [312 IAC 9-4-7.5](#) to establish general requirements for nonmigratory game birds. Amends [312 IAC 9-4-11](#) to modify the age in which youth can participate in the special youth turkey season. Amends [312 IAC 9-4-15](#) to clarify common and scientific names for the English (house) sparrow, European starling, and feral (rock) pigeon. Makes other technical changes. Repeals [312 IAC 9-1-4](#), [312 IAC 9-1-8](#), [312 IAC 9-1-11.5](#), [312 IAC 9-1-13](#), [312 IAC 9-1-14](#), [312 IAC 9-1-15](#), [312 IAC 9-4-3](#), [312 IAC 9-4-4](#), [312 IAC 9-4-6](#), [312 IAC 9-4-12](#), and [312 IAC 9-4-13](#). Effective 30 days after filing with the Publisher. Questions and comments may be sent to the Division of Hearings, Natural Resources Commission, Indiana Government Center North, 100 North Senate Avenue, Room N501, Indianapolis, Indiana 46204-2200, through <http://www.in.gov/nrc/2377.htm>, or by telephone at (317) 232-4699. Statutory authority: [IC 14-10-2-4](#); [IC 14-22-2-6](#).

For purposes of [IC 4-22-2-28.1](#), the Small Business Regulatory Coordinator for this rule is:

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