

IN THE SENATE

SENATE BILL NO. 1197

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO TAXIDERMISTS AND FUR BUYERS; AMENDING SECTION 36-603, IDAHO  
2 CODE, TO PROVIDE FOR RECORDKEEPING REQUIREMENTS FOR COMMERCIAL TAN-  
3 NERIES; AND AMENDING SECTION 36-606, IDAHO CODE, TO PROVIDE THAT  
4 COMPLIANCE WITH CERTAIN RECORD REQUIREMENTS SHALL CONSTITUTE SATISFAC-  
5 TORY RECORD OF LAWFUL ORIGIN AND PROOF OF OWNERSHIP REQUIREMENTS; AND  
6 DECLARING AN EMERGENCY.  
7

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

9 SECTION 1. That Section 36-603, Idaho Code, be, and the same is hereby  
10 amended to read as follows:

11 36-603. RECORDS. (1) The department may require any person licensed  
12 under the provisions of this chapter to keep a record for two (2) years last  
13 past of wildlife received for mounting or preserving, fur bearers purchased  
14 or raw black bear skins, raw cougar skins or parts of black bears or cougars  
15 purchased. Records may be written or may be retained on media other than pa-  
16 per, provided that the form or medium complies with the standards set forth  
17 in section 9-328, Idaho Code. The record shall be made upon a form provided  
18 by the department which sets forth such information as may be required by the  
19 director and shall be subject to his inspection at any time. In addition, the  
20 department may require licensees to submit forms or records, as determined  
21 by the department, to the department relating to the purchase of black bears  
22 and cougars, skins, or parts thereof.

23 (2) Provided however, a commercial tannery receiving wildlife from a  
24 licensed taxidermist or fur buyer, shall satisfy all recordkeeping require-  
25 ments by recording the license numbers of such taxidermist or fur buyer, and  
26 recording tag numbers of any attached tags required by law. This provision  
27 shall not apply in the event a commercial tannery receives wildlife from a  
28 taxidermist or fur buyer from a state other than the state of Idaho, and the  
29 taxidermist or fur buyer is not required to be licensed in that state, in  
30 which case the tannery shall record the date received, the name, address and  
31 telephone number of the individual the wildlife was received from, and tag  
32 numbers of any attached tags required by law in the state of origin, the name  
33 and number of species received and the approximate date killed. Information  
34 so recorded shall be retained for a period of two (2) years.

35 SECTION 2. That Section 36-606, Idaho Code, be, and the same is hereby  
36 amended to read as follows:

37 36-606. CONFISCATION OF WILDLIFE -- PROOF OF OWNERSHIP RE-  
38 QUIRED. (1) The director is hereby authorized to seize and confiscate any  
39 wildlife or the skins, hides, pelts, horns or antlers or other portions  
40 thereof in the possession of any fur buyer or taxidermist, licensed or

1 unlicensed, unless the person having same is able to produce satisfactory  
2 record of lawful origin and proof of ownership.

3 (2) Compliance with record requirements as provided in section 36-603,  
4 Idaho Code, shall constitute satisfactory record of lawful origin and proof  
5 of ownership requirements as provided in subsection (1) of this section.

6 SECTION 3. An emergency existing therefor, which emergency is hereby  
7 declared to exist, this act shall be in full force and effect on and after its  
8 passage and approval.