

103 CODE OF TRIBAL REGULATIONS
UPLAND GAME AND UPLAND BIRDS HUNTING REGULATIONS
UNDER THE FISH AND WILDLIFE CONSERVATION CODE
WITHIN THE ROCKY BOY'S INDIAN RESERVATION

1. **Purpose.** The purpose of these regulations is to upland and upland game birds hunting within the exterior boundary of the Rocky Boy's Indian Reservation.
2. **Authority.** The Sub Committee is authorized to establish regulations for upland game and upland game birds hunting and other activities involving wildlife as provided for by the Fish and Wildlife Conservation Code of the Tribe.
3. **General Provisions.** No person shall take, pursue, injure, or harass any upland game or upland game bird while on or in its nest or den, or remove any eggs or young as except as may occur in normal agricultural, horticultural, or wildlife research practices and as may be authorized by the Department.
Nothing in this regulation shall be construed to prohibit the taking of such upland game or upland game bird for scientific purposes with the authorization of the Department.
4. **Open and Closed Seasons.**
 - a. A closed season is hereby established for the hunting of upland game and upland game birds except for open seasons as declared by the tribal resolution.
 - b. Except as otherwise expressly provided for by this regulation, no person shall hunt upland game or upland game birds on the Reservation during a closed season.
5. **Upland Game and Upland Game Bird Hunting Permits and Tags.**
 - a. No person shall hunt Upland Game or Upland Game Birds on any lands of the Rocky Boy's Indian Reservation pursuant to this section without possessing a valid Upland Game and/or Bird license or permit issued by the Department.
 - b. The Department shall not issue more than one license to one person at one time except as authorized by the Sub Committee.
 - c. No upland game or upland game bird license shall be considered valid unless:
 1. The license or permit is properly signed by the hunter.
 2. A valid hunter safety certification is shown at time of purchase and hunter safety number is recorded on the face of the license.
 3. For which any permit is marked invalid.
6. **Accompaniment of Upland Game or Upland Game Bird.** It shall be unlawful for any upland game and/or bird permittee to transport any upland game or upland game bird without being present with the carcass until such time as the carcass is processed. Nor shall any person knowingly accept for transport another's upland game or upland game bird without the valid license holder present for written permission form the person providing the game.
7. **Special Permits.** No person shall possess, hunt or take any upland game or upland game bird without possessing a valid special permit approved by the Department. Application procedures for special permit shall be as prescribed in the Section 10 of the 102 CTF 2001.
8. **Upland Game and Upland Game Bird Season.**
 - a. No person shall hunt upland game or upland game birds from the close of a specific season to the opening of a specific season of the following year.

b. Each year a regular firearm and bow season for upland game and upland game birds shall be established by the Sub Committee and the Business Committee with the following limitations:

1. The regular season for hunting upland game and upland game birds shall not open before the first Saturday in September or extend later than the last Sunday in December of each year.

9. Permissible Methods. No person shall hunt upland game except by use of firearms or bow and arrow.

The hunting or taking of upland game birds is restricted to the use of a shotgun, bow and arrow or falconry, the use of which is not prohibited by this regulation. The hunting or taking of upland game is restricted to the use of a shotgun, rifle, or bow and arrow. Additional firearm and bow and arrow restrictions are listed in Sections 10 and 11.

10. Firearm Restrictions. No person shall hunt upland game or upland game birds with:

- a. A shotgun larger than 10 gauge.
- b. A shotgun capable of holding more than two (2) shells in the magazine.
- c. A shotgun using a plug of two (2) or more pieces.
- d. A rifle larger than a .22 caliber, to allow the use of both rim and center fire cartridges.
- e. A handgun larger than .22 caliber; to allow the use of both rim and center fire cartridges.
- f. A shotgun with a barrel length less than 18 inches.
- g. A handgun with a barrel length less than 6 inches.
- h. A rifle with a barrel length less than 16 inches.
- i. While possessing shot shells of Double BB or larger, except the use of shot shells of Double BB or larger, except slugs, is permissible for the hunting or taking of wild turkeys.
- j. With any type of shell, cartridges, or altered projectiles or device which is not considered a factory load, copy or style.
- k. Use of lead shot when hunting with a shotgun.

11. Bow and Arrow Restrictions. No person shall hunt upland game or upland game birds:

- a. With a bow having a pull or draw strength less than 30 pounds.
- b. Arrows must be at least 24 inches in length, have at least two (2) untrimmed feathers, and tip must be of a broad head type.
- c. With poison or exploding points of any type.

12. Falconry. Hunting upland game birds using Bird of Prey or Raptors is permitted by persons possessing a Tribal Upland Game Bird Permit. All bag limits, seasons, and legal hunting hours shall apply.

13. Hunting Hours. Except where otherwise expressly authorized, no person shall pursue, shoot, kill or attempt to take any upland game or upland game bird between ½ hour after sunset of one day and ½ hour before sunrise of the next day.

14. Transportation.

- a. No person shall transport any upland game or upland game bird in or on any motor vehicle without possessing the appropriate permit, required license, /or tagging the upland game and/or bird with a proper transportation tag.
- b. No person shall transport any upland game bird in or on any motor vehicle without leaving at least a fully feathered head, one fully feathered wing, or a leg and foot attached to each harvested upland game bird.

c. Members of the Tribe are not required to place a transportation tag on their upland game or upland game bird. This is only required for any person transporting upland game or upland game birds off the Reservation.

- 15. Hunting Certain Land Prohibited.** No person shall hunt any designated Tribal Refuge unless permitted by law and possessing the appropriate license or required permit.
- 16. Sale of Upland Game or Upland Game Birds.** No person shall sell, attempt to sell, or purchase any upland game or upland game birds.
- 17. Use of Dogs.** It shall be lawful to use dogs for the purpose of pursuing upland game or upland game birds provided the dog has been properly vaccinated in accordance with acceptable veterinary procedures and owner maintains proof of such vaccination while afield.
- 18. Limits.** No person shall take more than one daily limit on any one day, nor possess more than one daily limit while in the field or while returning from the field to one's vehicle or hunting camp.
- 19. Penalties.** Any individual violating any provisions of this Section may be assessed damages amounting to a minimum of \$50.00 and a maximum of \$500.00. In addition, the Tribal Court may enter an injunction prohibiting the exercise of that person's Reservation hunting, fishing or trapping privileges for a period of time.