**09-137 DEPARTMENT OF INLAND FISHERIES & WILDLIFE**

**Chapter 6: EDUCATIONAL AND SCIENTIFIC COLLECTION PERMIT RULE**

**6.01 Scope of Rules**

Pursuant to 12 M.R.S. §12152 the Commissioner may issue a permit to any person, permitting that person to hunt, trap, possess, band and transport wildlife for educational or scientific purposes.

 These rules apply to:

1. The use of native wildlife, including their parts, for educational or scientific purposes within the State of Maine.

 These rules do not apply to:

A. The importation of wildlife from outside the state as provided in 12 M.R.S. and department rule Chapter 7;

B. The possession, propagation, research, rehabilitation, or exhibition of wildlife as provided in 12 M.R.S. and department rule Chapter 7;

C, The possession, propagation, and exhibition of fish as provided in 12 M.R.S. and department rule Chapter 2; or

D. The importation, capture or possession of raptors for hunting as provided in 12 M.R.S. §11159 and department rule Chapter 4.

E. The use of native invertebrates not listed as state Endangered, Threatened or Special Concern as provided in 12 M.R.S. §12152.

**6.02 Permit Required**

 An educational or scientific collection permit is required by any person who wishes to take, transport or possess wildlife and their parts or products for scientific research or educational purposes at any time of the year; and/or before any person may lawfully salvage, otherwise acquire, transport or possess wildlife for any purpose not specifically covered under any other permit or license.

**6.03 Application Form**

 Applications for educational or scientific collection permits must be submitted on an appropriate application form to be provided by the Commissioner.

**6.0~~4~~ Submission of Application**

 Completed applications for all educational or scientific collection permits should be submitted to the department.

**6.05 Supporting Information**

 If any applicant plans to utilize firearms or archery for any purpose while conducting activities covered by scientific collection permit, the application must be accompanied by proof that the applicant possesses a current valid Maine hunting license. This requirement also applies to any subpermittee listed on the application. Also, if applicable, proof must be furnished of a valid federal scientific collection special purpose permit.

**6.06 Incomplete Applications**

 Incomplete applications will be returned to the applicant.

**6.07 Age**

 Applicants must be 16 years of age or older.

**6.08 Grounds for Permit Denial**

 Upon receipt of a properly executed permit application, the Commissioner may issue a permit unless:

 A. The applicant has been assessed a civil penalty or convicted of any criminal statute or regulation relating to the activity for which the application is filed if such conviction or assessment evidences a lack of responsibility.

 B. The applicant has failed to disclose information required or has made false statements as to any material fact in connection with his application.

 C. The applicant has failed to demonstrate a valid justification for the permit.

 D. The authorization requested potentially threatens a wildlife population.

**6.09 Rights of Permittee**

 Permits shall entitle the person to whom issued to engage in the activity specified in the permit for the prescribed time unless the permit is terminated.

**6.10 Records; Reporting Requirements**

 The person to whom the permit is issued shall maintain complete and accurate records of any activity conducted pursuant to such permit. A report of these activities shall be submitted to the Commissioner within 30 days following permit expiration or with request for renewal. Report forms shall be provided by the Commissioner.

**6.11 Renewal Requirements**

 Permits are renewable and may be renewed:

 A. If a satisfactory report of work accomplished during the preceding year is submitted.

 B. If, in order to meet a stated objective the permittee intends to continue the activity described in the permit during any portion of the year ensuing its expiration.

 C. If the above criteria are met and the permittee requests the renewal.

**6.12 Transfer of Permits Prohibited; Exception**

 Permits are not transferable; except any person/s employed by or under contract to the permittee for the purposes authorized by the permit may carry out the authorized activity; provided the permittee notifies the department in writing of the name and address of those person/s so authorized by him prior to commencement of field work. A copy of the written authorization will be carried by the individual while conducting activities under the permittee's supervision.

**6.13 Penalty**

 Any violation of these rules and regulations or the conditions of any permit may subject the permittee to the following:

 A. Upon conviction, punishment as provided by Title 12 §12705

 B. **Revocation of the permit**. When revoked, permits must be surrendered to the Commissioner on demand.

STATUTORY AUTHORITY:

 12 M.R.S. §§ 10104, 12704

EFFECTIVE DATE:

 March 1, 1976 (filed 6-1-79) – filing 79-123, as “Scientific and Collection Permits”

AMENDED:

 May 1, 1977 (filed 6-1-79) - filing 79-123

 November 2, 1986 - Section 4, filing 86-402, as “Scientific Collection Permits”

 November 8, 1987 – filing 87-390

NON-SUBSTANTIVE CHANGES:

 February 1, 1999 - converted to Microsoft Word

AMENDED:

 August 28, 2016 – filing 2016-142 – renamed “Educational and Scientific Collection Permit Rule”

 December 16, 2017 - filing 2017-195, Sections 6.01 and 6.02

 December 7, 2020 – filing 2020-243, as “Educational and Scientific Collection Permit Rule”