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**ENVIRONMENTAL PROTECTION
DIVISION OF FISH AND WILDLIFE**

**Fish and Game Council
2005-2006 Game Code**

Proposed Amendments: N.J.A.C. 7:25-5

Authorized By: Fish and Game Council, W. Scott Ellis, Chairman

Authority: N.J.S.A. 13:1B-29 et seq. and 23:1-1 et seq.

Calendar Reference: See summary below for explanation of exception to calendar requirement.

DEP Docket Number: 14-05-05/508

Proposal Number: PRN 2005-209

A **public hearing** concerning these proposed amendments will be held on:
June 21, 2005 at 6:30 P.M. to 10:00 P.M. or the close of testimony
(whichever occurs first)
New Jersey State Museum
205 West State Street
Trenton, NJ 08625

Submit written comments by August 5, 2005 to:

Martin McHugh, Director
Division of Fish and Wildlife
Department of Environmental Protection
P.O. Box 400
Trenton, New Jersey 08625-0400

The agency proposal follows:

Summary

The proposed 2005-2006 Game Code, N.J.A.C. 7:25-5, states when, under what circumstances, in what locations, by what means, and what amounts and numbers, game-birds, game animals and fur-bearing animals may be pursued, taken, killed or had in possession. As the Council has provided for a 60-day comment period on this notice of proposal, this notice is excepted from the rulemaking calendar requirement pursuant to N.J.A.C. 1:30-3.3(a) 5.

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Since the turn of the century, the Game Code has provided a system for the protection, propagation, increase, control and conservation of game birds, game animals, and fur-bearing animals in this State and for their use and development for public recreation and food supply. Yearly revisions of season dates, bag limits and other regulations based on scientific investigation and research ensures the greatest likelihood of success in reaching these goals. The Department/Council will continue to collect and analyze scientific investigation and research on an annual basis to determine if any amendments to the season dates, bag limits or other regulations proposed at this time are necessary.”

In addition to proposing new season dates, bag limits and changes to other regulations, expired season dates are deleted and typographic corrections are made in the Code.

The proposed amendments include the following revisions:

Calendar year adjustments are made for all seasons and season dates are included for the 2005-2006, 2006-2007, 2007-2008, 2009-2010 and 2010-2011 hunting and trapping seasons throughout the 2005-2006 Game Code. Inclusion of most season dates through 2010-2011 will allow sportsmen to plan their vacation schedules, minimize the potential for a delayed season opening in the event the regulation adoption process is delayed, and reduce the annual administrative costs of agency rulemaking. Major season dates are based on long-standing traditions such as opening the regular small game season on the Saturday closest to November 10th and opening the six-day firearm deer season on the second Monday following Thanksgiving day. See N.J.A.C. 7:25-5.1-5.11,

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5.13, 5.15, 5.17-5.20, 5.23, 5.25-5.31, and 5.34.

At the request of pheasant hunters in central New Jersey, pheasant hunting zones are eliminated and the statewide daily bag limit will be two birds of either sex. Pheasants are a non-native, introduced species in New Jersey. In recent years, resident pheasant populations have declined to a non-viable level due to changes in land use and agricultural practices. Most pheasants harvested in New Jersey are pen-raised birds that are stocked for hunting purposes. A provision is included that would allow the Director to establish experimental study areas with season dates and/or bag limit restrictions. See N.J.A.C. 7:25-5.2. Northern Bobwhite (quail) are native to the southern half of New Jersey. In recent years, quail populations have declined throughout their range including New Jersey. In an effort to reverse this decline in New Jersey, two quail hunting zones are proposed. North of Route 33 where wild quail populations are known to occur, the season will be unchanged except for calendar year adjustments. This area is not part of the historical quail range in New Jersey and almost all birds harvested are stocked, pen-raised birds. South of Route 33, the season will end on January 31 and the bag limit is reduced from seven to four birds. The reductions in season length and bag limit will be monitored to determine if there is an impact on the resident quail population. The season length reduction in the southern zone will reduce recreational hunting opportunity for a small number of late season, quail hunters. See N.J.A.C. 7:25-5.3. Ruffed grouse are a native New Jersey species. Although grouse populations are cyclic, their numbers are believed to be in decline in New Jersey in recent years. Reductions in season length and bag limit are proposed at the request of the Skylands Chapter and the Somerset Hills Chapter of the Ruffed Grouse Society. The season will open approximately three weeks

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later and will end on December 31 instead of the traditional end of small game season on Presidents Day. The daily bag limit will be reduced from three to two birds. Reduction in season length by approximately 10 weeks will reduce recreational opportunity for grouse hunters. The reduction in bag limit will have almost no impact on hunters because few hunters take more than one bird per hunting trip. See N.J.A.C. 7:25-5.4. 5.

Pursuant to the decision of the Supreme Court of New Jersey in U.S. Sportsmen's Alliance Foundation v. New Jersey Dept. of Environmental Protection, 182 N.J. 461 (2005), a black bear hunting season cannot take place until a comprehensive policy for black bears is completed and approved by the Commissioner, and the Council adopts a State Fish and Game Code consonant with such comprehensive policies. The Council delivered a comprehensive bear policy to the Commissioner on March 23, 2005.

Contingent upon the Commissioner approving this comprehensive policy for black bears at a future date, the Council proposes a black bear hunting season, black bear hunting zones, permit quotas, changes in the permit application process and a change in season closure provisions. The black bear hunting season will be concurrent with the six-day firearm deer season. Six black bear hunting zones are proposed. Four of the six black bear hunting zones would be open for the season and would have a total quota of 10,000 permits. The season bag limit will remain at one bear and hunting provisions would be unchanged. Permit application and permit requirements are updated and are similar to requirements for turkey and deer. The ending date for receiving permit applications is changed to October 30 and permit applicants who previously completed a black bear hunting seminar may be excused from attending additional seminars. Following the commencement of the season, the Director, after consultation with the Chairman, would

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have the authority to close the season. The Council deleted the Commissioner from the season closure section, believing that his approval is implied since the Director reports to, and is supervised by the Commissioner. See N.J.A.C. 7:25-5.6.

At the request of a wheelchair bound hunter, an amendment is proposed to the turkey hunting section, N.J.A.C. 7:25-5.7, to grant persons who have a "Permit to Shoot From A Standing Vehicle" their first choice turkey permit. The change was requested so that the handicapped hunter could pre-arrange for a second person to take them or assist them in turkey hunting. Permit issuance would not reduce the regular permit quota. There are a total of 188 persons who have been granted permits to shoot from a standing vehicle and could benefit from this provision. See N.J.A.C. 7:25-5.7.

The delayed opening of the general trapping season on State Wildlife Management Areas that are not stocked with pheasants is eliminated. Members of the New Jersey Trappers Association, Inc. and the New Jersey Fur Harvesters requested that the Council consider opening the trapping season on these Wildlife Management Areas because trapping would not interfere with other user groups. The opening date for trapping in areas outside of State Wildlife Management Areas is November 15. In previous years, the opening date for trapping in State Wildlife Management Areas was delayed until January 1 to avoid possible conflicts between pheasant and waterfowl hunters, and trappers. Since many new State Wildlife Management Areas have been added to the system that are not stocked with pheasants and waterfowl seasons dates now vary over a wide range of dates by zone and season, delaying the opening day for all State Wildlife Management Areas is no longer warranted. Accordingly, it is proposed that the opening date for trapping in those Wildlife Management Areas not stocked with

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pheasants be the same as the regular opening dates for trapping in other areas. The opening date for Wildlife Management Areas that are stocked with pheasant and enumerated in N.J.A.C. 7:25-5.33 will continue to be January 1. Opening the trapping seasons in non-stocked Wildlife Management Areas on the same date as the season opens in non-Wildlife Management Areas will increase recreational trapping opportunity. Little impact on the furbearer resource is expected. See N.J.A.C. 7:25-5.8, 5.9, 5.10 and 5.11.

Minor adjustments are made in beaver permit quotas based on field surveys, nuisance/damage complaint reports and demand for permits. Beaver permit quotas are increased in beaver management Zones 8, 28 and 29 and reduced in beaver management zones 12, 19 and 27. These changes will enhance efforts to manage the beaver population. The total, regular permit-quota remains 186 permits. At the request of trappers, the opening date for the beaver and otter trapping seasons is moved from January 1 to December 26 in order to provide recreational trapping opportunity during the holiday period. The beaver and otter permit application period is moved two weeks earlier to October 1 – 31 in order provide additional time to process permits prior to the earlier season opening. See N.J.A.C. 7:25-5.9 and 5.10.

A change in the general trapping regulations has been requested by the New Jersey Trappers Association, Inc. and the New Jersey Fur Harvesters to enhance their ability to catch coyotes. An increase in the size of cable or crucible wire from 3/32 inches to 1/8 inches, an increase in the loop diameter average from eight inches to twelve inches, and an increase in the maximum distance between the ground level and top of the loop from 18 inches to 24 inches for body gripping restraining snares is proposed. Although the request to increase the size of the snare loop had originally been requested

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by trappers several years ago, the Council acted only after a detailed study using this loop size conducted by the State of Wisconsin could be reviewed. This study was reviewed by Division biologists and they reported to Council that increasing the loop size and height of the snare from the ground would increase the success of coyote trappers without impact to non-target species. The Council proposes the amendment because it will result in an increase in the coyote harvest, aid in the control of the expanding coyote population, and help reduce coyote related livestock depredation. . See N.J.A.C. 7:25-5.11 and 5.12.

In anticipation of Federal regulation changes involving the control of Canada geese, applicable sections are changed to include the phrase “or Managed Take Option” immediately following the existing phrase “Conservation Order.” The controls allowed under the proposed Federal regulation may include allowing the taking of Canada Geese outside the dates currently allowed for the hunting of migratory birds and may include the use of unplugged shotguns and electronic calling devices See N.J.A.C. 7:25-5.13

An increase in season length for the special coyote and fox season has been requested by the New Jersey Trappers Association. The opening day of the season will be moved from February 1 to mid-January, providing more than two additional weeks of hunting opportunity. An increase in the maximum fine shot size for the special coyote and fox season was requested by sportsmen. Increasing the maximum shot size from #2 (.15 inches in diameter) to “T” (.20 inches in diameter) fine shot will provide a wider range of shot size options. These changes may provide a small increase in the number of coyotes taken but will have a minimal impact on the statewide coyote population. See N.J.A.C. 7:25-5.19 and 5.23.

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A section is proposed to be added at N.J.A.C. 7:25-5.22 that will allow for the taking of resident Canada geese or their nests as authorized by the U.S. Department of the Interior, Fish and Wildlife Service under their current and proposed rule. Resident Canada geese have increased and become a significant nuisance, public health, pollution and damage problem in New Jersey. Addition of the section codifies the Federal regulations that already provide for the control of resident Canada geese. Wording is also included that may require record keeping if required by Federal regulations. See N.J.A.C. 7:25-5.22.

The regulations that allow for the possession of a deer, bear or turkey by someone other than the person who killed said deer, bear or turkey are clarified. The changes specify that possession includes not just the entire animal carcass but also the parts, including the meat, and that the date of harvest and legal possession seal number must be included on accompanying tags. See N.J.A.C. 7:25-5.22.

No changes in deer management strategies are planned for this year. A deer management strategy of population reduction is continued in 64.1 percent of the deer range (39 deer management zones) in order to lessen economic losses associated with deer damage to landscape plantings or gardens, and agricultural crops as well as losses associated with deer/vehicle collisions. A deer management strategy of deer population stabilization is continued for 34.5 percent of the deer range (20 deer management zones) where deer-human conflicts are minimal and the deer population is within the biological carrying capacity of the land. Deer management Zone 1, representing 1.4 percent of the deer range, has a population increase strategy again for 2005-06. In 2005-06, the deer management strategy will be to decrease the deer population in Zones: 2, 4, 7-19, 22, 25,

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26, 28, 30, 31, 34, 36, 38-42, 47, 49-51, 53-55, and 64-67. In 2005-06, the management strategy will be to stabilize the deer population in Zones: 3, 5, 6, 21, 23, 24, 27, 29, 35, 37, 43, 45, 46, 48, 56-59, 61, and 63. Other than calendar year adjustments and minor changes listed in the following sections, no major changes in season's duration, season dates, bag limits or permit quotas are proposed. See N.J.A.C. 7:25-5.25, 5.26, 5.27, 5.28, 5.29, 5.30 and 5.31.

A special youth hunting day is added to the fall bow deer season. The day will be the Saturday before the regular fall bow season begins and the bag limit will be one deer of either sex and any age. Antler point restrictions and the requirement to harvest an antlerless deer first in some zones are waived for the day. Properly licensed youth deer hunters less than 16 years of age may participate under the direct supervision of a non-hunting adult who must possess a proper and valid bow license. The purpose of the youth hunting day is to provide a mentored hunting experience for youth hunters. The impact of the season on the deer resource will be minimal, because daily bow hunter success is low. A special youth firearm deer hunting day was authorized in 2001. Special youth pheasant hunting, turkey and waterfowl hunting days have also been in effect for several years. See N.J.A.C. 7:25-5.25.

The deer management zone boundaries for zones 1, 3, 5, 6 and 36 are modified. The Bear Swamp Wildlife Management Area and nearby lands are removed from Zone 5 and added to Zone 1 at the request of area sportsmen who contend that the deer population in the Bear Swamp Wildlife Management Area has been drastically reduced to below the level of most of Zone 5. A review of the deer harvest data indicated that deer in the Bear Swamp Wildlife Management Area were being harvested at a much higher rate

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than other areas of Zone 5. The Council, therefore proposes to redefine the boundaries of Zones 1 and 5 so that the Bear Swamp Wildlife Management Area is placed into a more conservative season and bag limit format. Hunting season lengths, bag limits and hunting opportunity will be reduced. The developing, eastern portion of Zone 6 and southeastern portion of Zone 3 are added to Zone 36 at the request of municipal officials who want the deer population in this area reduced. The area was previously in a conservative season and bag limit format, and several community based deer management programs have been implemented or are being considered in the area. The Zone 36 season and bag limit format provides for the longest deer seasons and highest bag limits. Hunting opportunity and the deer harvest will be increased. See N.J.A.C. 7:25-5.29.

Zone 52 (western portion of U.S. Dept of the Army - Fort Dix Military Reservation) will be re-combined with Zone 37 (eastern portion of Fort Dix) and the permit bow and winter bow seasons will be expanded at the request of the administrative agency. Fort Dix was divided into two Zones in 1986. The expanded bow seasons dates and bag limits will provide additional recreational hunting opportunity and will enhance deer population control efforts in areas where firearm hunting has been restricted or prohibited due to elevated security in recent years. See N.J.A.C. 7:25-5.25, 5.26, 5.28, 5.29 and 5.30.

Increases in the permit muzzleloader, shotgun and bow seasons quotas are requested for Lakehurst Naval Air Engineering Station (Zone 53) and Picatinny Arsenal (Zone 54) by the respective administrative agencies. The increased permit quotas will enhance efforts to control the deer population and increase recreational hunting opportunity on these military facilities. See N.J.A.C. 7:25-5.28, 5.29 and 5.30.

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At the request of the United Bow Hunters of New Jersey, a “bank a doe” provision is added to the permit bow deer season that will allow bow hunters to satisfy the requirement for taking an antlerless deer prior to taking an antlered deer in deer management zones 7-15, 36, 40, 41, 49, 50 and 51 during the fall bow deer season. Participating hunters would be required to register their antlerless deer at Division designated check stations during the fall bow season. Hunters meeting the antlerless deer registration requirement would then be allowed to take an antlered deer first during the permit bow season. The change could increase the harvest of antlerless deer and enhance efforts to reduce the deer population in zones where the management goal is deer population reduction. The change could also result in an increase in the number of antlered deer taken during the permit bow season, because hunters would no longer have to wait to take a buck until after taking an antlerless deer. See N.J.A.C. 7:25-5.30.

At the request of Great Swamp National Wildlife Refuge, the requirement to harvest an antlerless deer before taking an antlered buck, during the concurrent permit muzzleloader and permit shotgun seasons, is deleted. The regulation will be replaced with alternative incentives that will encourage hunters to harvest adult does. See N.J.A.C. 7:25-5.28, 5.29 and 5.31.

The special wildlife management permits section is modified to include hazards posed by wildlife to airport operations and updated to include and codify specific conditions for permits. The conditions include: requiring permittees to record the number of animals taken each day; specifying limits on the times and location of activities allowed under the permit; requiring shooters to have a valid State of New Jersey firearm purchasers Identification Card and New Jersey firearm hunting license; and specifying

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how the animals taken must be utilized or disposed. The changes are based on experience gained in recent years in the administration of wildlife management permits and the conditions required for farmer depredation deer permits. See 7:25-5.32.

The special wildlife salvage permit section is modified to require that specimens collected under a permit remain with the education/scientific institutions. The permit which is currently issued on a yearly basis, is proposed to be issued for the duration that the applicant stays at the institution. This will ease the administrative burden for both the issuing agency and the applicant. If the person authorized to collect and possess specimens on the permit separates from the institution, the permit will be invalid. The change also requires submission of annual reports regarding salvage activities. See N.J.A.C. 7:25-5.35.

The remaining changes have been made for clarification, correction of typographical errors, change of format without change in text, and for change in calendar year.

Social Impact

Most proposed changes involve calendar year adjustments or are minor and will have little positive or negative social impact. Animal rights advocates and persons who are philosophically opposed to recreational hunting, trapping and the killing of animals can be expected to oppose the proposed changes which will continue or enhance hunting and trapping opportunity.

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The proposals to reduce the season length and bag limits for grouse and northern bobwhite quail will reduce recreational hunting opportunity for some upland game hunters.

The proposal to schedule a black bear season, contingent upon approval of a comprehensive black bear management policy by the Commissioner is likely to cause significant public controversy among people who support and oppose the proposal based on experience with the 2003 black bear hunting season and the 2004 season which was approved but later cancelled by the Supreme Court of New Jersey. Interested parties and organizations can be expected to express their positions during the public comment period and to elected and government officials. Farmers and homeowners who live in the black bear hunting area that have experienced damage to property or loss of pets or livestock caused by bears and those that feel threatened by the current population level of bears may be relieved that the bear population may be reduced or controlled. The actual impact of a black bear hunting season on the public will be minimal because the season will again be held concurrent with the six-day firearm season and the season will be highly regulated and controlled through the issuance of special hunting permits. The 2003 black bear season proved to be safe and effective, and did not result in a significant influx of hunters into the bear hunting area.

The proposal to guarantee certain handicapped hunters with their first choice of turkey permits will make it possible for them to pre-arrange for a second person to take them hunting or assist in their hunting experience. This change may also make it possible for more handicapped hunters to participate in the turkey hunting season.

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Allowing the trapping season on wildlife management areas to open with the regular season and opening the beaver trapping season five days earlier will increase recreational trapping opportunity.

The proposal to open the special fox and coyote hunting season in mid-January will provide additional recreational hunting opportunity.

The proposal to provide a special youth deer hunting day on the Saturday before the regular opening of the fall bow season will provide an additional day of bow hunting and a mentored hunting opportunity for properly licensed youths less than 16 years of age. Similar youth hunting days have been provided for firearm deer, waterfowl, turkey and pheasant hunting, and have proven to be safe and successful. Some individuals can be expected to oppose any expansion of hunting opportunity for youth hunters.

The proposal to allow bow hunters to satisfy the requirement of taking an antlerless deer first for the permit bow deer season, by taking two antlerless deer during the fall bow season should enhance efforts to control the deer population and therefore, reduce deer related damage to crops, landscape plantings and native vegetation; and reduce deer-vehicle collisions.

Transfer of land area from the eastern portions of Deer Management Zones 3 and 6 to Zone 36 will provide additional recreational opportunity because the season and bag limits for Zone 36 are more liberal than for Zones 3 and 6. Conversely, transferring the Bear Swamp Wildlife Management Area from Zone 5 to Zone 1 will significantly reduce recreational opportunity for the hunters who use this area because the Zone 1 deer seasons are much more conservative.

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Increasing the permit bow and winter bow seasons lengths and bag limits for Fort Dix Military Reservation (Zone 37), and increasing the permit seasons quotas for Lakehurst Naval Engineering Station (Zone 53) and Picatinny Arsenal (Zone 54) will increase recreational hunting opportunity.

Allowing landowners to control species of wildlife through the issuance of a special wildlife management permits reduces wildlife related conflicts sooner by allowing the landowner to take care of the problem as it occurs. The amendments to specify the conditions applicable to those holding a special wildlife management permit will result in a positive social impact by protecting public health and safety by assuring that those holding special wildlife management permits use only appropriate firearms in a safe manner.

In general, the ability of the Division to address people/wildlife conflicts and public health and safety related to wildlife will be maintained. The continued positive social impact anticipated includes the conservation, management, and the enhancement of the wildlife resources for recreational activities.

Economic Impact

There will be little short-term positive or negative economic impact on local retailers serving the hunting population as a result of the proposed changes. A deer management strategy of population reduction over 64 percent of the deer range and transfer of developing portions of Zones 3 and 6 to Zone 36 will continue to lessen economic losses associated with deer damage to landscape plantings or gardens, and

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agricultural crops, as well as losses associated with deer/vehicle collisions. Opening the trapping season on some wildlife management areas at the same time as the regular trapping season opens in non-Wildlife Management Areas and changes in the body gripping restraining regulations for coyotes may result in a small increase in the number of furbearing animals trapped. The increase in furbearer harvest may result in a small increase in annual income for trappers.

Allowing landowners to control species of wildlife through the issuance of a special wildlife management permit has a positive economic benefit for the landowner. The proposed amendments that specify the conditions under which the permittee must operate in order to assure public health and safety is protected will not have a significant economic impact as the new provisions codify methods already proposed through permit conditions and the recordkeeping required is minimal.

The continuation of existing regulations should further the conservation and enhancement of the wildlife resource upon which a significant recreation and commercial industry is dependent.

Environmental Impact

The proposed amendments should have little environmental impact. However, establishing the seasons during which the existing regulations will be applicable should continue the conservation, management and enhancement of the State's wildlife resources based on their current population, distribution and habitat status. The season

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length and bag limits in place for deer have been designed to reduce deer populations to levels more compatible with natural habitats on 3,365 square miles of deer range.

Federal Standards Statement

Executive Order No. 27 (1994) and N.J.S.A. 52:14B-1 et seq.(as amended by P.L. 1995, c.65) requires State agencies that adopt, readopt or amend State regulations that exceed any Federal standards or requirements to include in the rulemaking document a Federal standards analysis.

The United States Fish and Wildlife Service regulates hunting in National Wildlife Refuge areas in New Jersey pursuant to National Wildlife Refuge System Administration Act, 16 U.S.C. §668dd (1966), and implementing regulations (50 CFR 32.49). The proposed amendments to the Game Code do not contain any standards or requirements that exceed Federal regulations involving National Wildlife Refuge areas.

The waterfowl hunting regulations (50 CFR 20) and Conservation Order regulations (50 CFR 20) that are promulgated annually by the United States Fish and Wildlife Service allow states to select the dates, times, manner and means for hunting of waterfowl within the allowable Federal framework established by the Fish and Wildlife Service. Therefore, the Council has determined that the proposed amendments to the Game Code do not contain any standards or requirements that exceed any standards or requirements imposed by Federal law. Accordingly, Executive Order No. 27 (1994) and N.J.S.A. 52:14B-1 et seq. does not require further analysis.

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Jobs Impact

The Council and the Division do not anticipate that the proposed amendments will have any impact on the creation or elimination of jobs in New Jersey. The amendments provide for continued recreational and economic benefits to the citizens of the State and the regulated use and proper management of the State's wildlife resources.

Agriculture Industry Impact

The proposed amendments should continue to lessen the economic losses incurred from wildlife damage by the agricultural community. The institution of a black bear season at a future date in northwestern New Jersey may provide limited relief from damage to agricultural crops and beehives, and predation on livestock by black bears.

Regulatory Flexibility Analysis

Generally, the proposed 2005-2006 Game Code imposes minimal reporting and compliance requirements on sportsmen engaged in recreational hunting. These requirements are not, therefore, imposed upon small business, as the term is defined under the Regulatory Flexibility Act. N.J.S.A. 52:14B-16 et.seq.

However, the Game Code also regulates the activity of trappers, who may engage in such activity for their economic benefit. Such trappers may be considered small businesses. As there is no increased regulatory burden on trappers due to the proposed amendments and given the Council's objective to protect game resources and foster recreational opportunities related to game, no differentiation in requirements to exempt small businesses is provided.

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Smart Growth Impact

Executive Order No. 4 (2002) requires State agencies which adopt, amend or repeal any rule adopted pursuant to Section 4(a) of the Administrative Procedure Act, to describe the impact of the proposed rule on the achievement of smart growth and implementation of the New Jersey State Development and Redevelopment Plan (State Plan). The Department has evaluated this rulemaking to determine the nature and extent the proposed amendments impact on smart growth and the implementation of the State Plan. The proposed amendments do not involve land use policies or infrastructure development and therefore, do not impact smart growth. As to the implementation of the State Plan, the proposed amendments are intended to conserve the State's natural resources, which is one of the overall goals of the State Plan.

Full text of the proposal follows (additions indicated in underline and boldface **thus**; deletions indicated in boldface brackets [thus]):

SUBCHAPTER 5. [2004-2005] **2005-2006** GAME CODE

7:25-5.1 General provisions

(a)-(b) (No change.)

(c) This Code, when adopted and when effective, shall supersede the provisions of the [2003-2004] **2004-2005** Game Code.

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(d)-(f) (No change.)

7:25-5.2 Pheasant - Chinese ringneck (*Phasianus colchicus torquatus*), English or blackneck (*P. c. colchicus*), Mongolian (*P. mongolicus*), Japanese green (*Phasianus versicolor*); including mutants and crosses of above

(a) The duration of the pheasant season will be [November 13–December 4 and December 13, 14, 16–31, 2004, and January 1–February 21, 2005;] November 12–December 3 and December 12, 13, 15-31, 2005 and January 2–February 20, 2006; November 11 – December 2 and December 11, 12, 14 – 30, 2006, and January 1 – February 19, 2007; November 10 – December 1 and December 10, 11, 13 – 31, 2007, and January 1 – February 18, 2008; November 8 – December 6 and December 15, 16, 18 – 31, 2008, and January 1 – February 16, 2009; November 7 – December 5 and December 14, 15, 17 -31, 2009, and January 1 – February 15, 2010; and, November 13 – December 4 and December 13, 14, 16 – 31, 2010, and January 1 – February 21, 2011. The Director, with the approval of the Council, may establish season dates for special, experimental pheasant management zones for research purposes.

(b) The statewide daily bag limit is two pheasants of either-sex [in Pheasant Hunting Zones 1 and 3 and on all wildlife management areas and on Lakehurst Naval Air Engineering Station. It shall be unlawful to take or attempt to take female pheasants elsewhere or to have female pheasants in possession afield other than prescribed above. The daily bag limit is two male pheasants in Pheasant Hunting Zone 2.] The Director, with the approval of the Council, may establish bag limits for special, experimental pheasant management zones for research purposes.

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(c) The duration for the pheasant season for properly licensed persons engaged in falconry is [September 1–December 4, and December 13, 14, 16–31, 2004, and January 1–March 31, 2005; and] September 1–December 3, and December 12, 13, 15–31, 2005 and January [2] 1 –March 31, 2006; **September 1 – December 2 and December 11, 12, 14 – 30, 2006, and January 1 - March 31, 2007; September 1 – December 1, and December 10, 11, 13 – 31, 2007, and January 1 – March 31, 2008; September 1 – December 6 and December 15, 16, 18 - 31, 2008, and January 1 – March 31, 2009; September 1 – December 5 and December 14, 15, 17 - 31, 2009, and January 1 – March 31, 2010; and, September 1 – December 4 and December 13, 14, 16 – 31, 2010, and January 1 – March 31, 2011.**

(d) (No change.)

(e) [Pheasant Hunting Zones are located as follows:

1. Pheasant Hunting Zone No. 1: That portion of Bergen, Camden, Morris, Passaic, Sussex and Warren Counties lying north of Route 80 from the Delaware River eastward to its' convergence with Route 95 and continuing eastward on Route 95 to the Hudson River at Fort Lee.

2. Pheasant Hunting Zone No. 2: That portion of Burlington, Camden, Essex, Hudson, Hunterdon, Mercer, Middlesex, Monmouth, Morris, Ocean, Somerset, Sussex and Warren Counties lying south of Route 80 from the Delaware River eastward to its convergence with Route 95 and continuing eastward on Route 95 to the Hudson River at Fort Lee, and north of the Ben Franklin Bridge on the Delaware River and Route 30 in Camden, then eastward on Route 30 to its intersection with Route 38, then east on Route 38 to its intersection with Route 70, then continuing eastward and northeast on Route 70 to its intersection with the Manasquan River near Brielle, then eastward along the Manasquan River to the Atlantic Ocean.

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3. Pheasant Hunting Zone No. 3: That portion of Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Ocean, and Salem Counties lying south of the Ben Franklin Bridge on the Delaware River and Route 30 in Camden, then eastward on Route 30 to its intersection with Route 38, then east on Route 38 to its intersection with Route 70, then continuing eastward and northeast on Route 70 to its intersection with the Manasquan River near Brielle, then eastward along the Manasquan River to the Atlantic Ocean.] **The Director, with the approval of the Council, may designate special, experimental pheasant management zones for research purposes.**

(f) (No change.)

(g) The season for properly licensed semi-wild preserves is [November 13, 2004–March 15, 2005;] November 12, 2005 – March 15, 2006; **November 11, 2006 – March 15, 2007; November 10, 2007 – March 15, 2008; November 8, 2008 – March 15, 2009; November 7, 2009 – March 15, 2010; and, November 13, 2010 – March 15, 2011**, except that nothing contained herein shall preclude properly licensed and permitted youth hunters from hunting pheasant on the Saturday before the regular opening of the pheasant season, on semi-wild preserves licensed for pheasant. Youth hunters must be under the direct supervision of a non-hunting adult (21 years or older), who must possess a proper and valid firearm license. Direct supervision means the youth hunter and the supervising adult are together at the same location. The youth hunter shall not hunt independently of the supervising adult. The Director, with approval of the Council, may extend the pheasant season on licensed semi-wild preserves for a period not to exceed 20 days.

1. (No change.)

(h) (No change.)

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7:25-5.3 Cottontail rabbit (*Sylvilagus floridanus*), blacktail jackrabbit (*Lepus californicus*), whitetailed jackrabbit (*Lepus townsendii*), European hare (*Lepus europeus*), chukar partridge (*Alectoris graeca*), and quail (*Colinus virginianus*)

(a) The duration of the season for the hunting of cottontail rabbit, black-tailed jack rabbit, white-tailed jack rabbit, European hare[,] **and** chukar partridge [and quail is November 13–December 4 and December 13, 14, 16–31, 2004, and January 1–February 21, 2005; and,] November 12–December 3 and December 12, 13, 15 - 31, 2005, and January 2–February 20, 2006; **November 11 –December 2 and December 11, 12, 14 – 30, 2006, and January 1 – February 19, 2007; November 10 – December 1 and December 10, 11, 13 – 31, 2007, and January 1 – February 18, 2008; November 8 – December 6 and December 15, 16, 18 – 31, 2008, and January 1 – February 16, 2009; November 7 – December 5 and December 14, 15, 17 – 31, 2009, and January 1 – February 15, 2010; and, November 13 – December 4 and December 13, 14, 16 – 31, and January 1 – February 21, 2011. The season for hunting quail in the area of New Jersey north of Route 33 is as listed above. The season for hunting quail in the area of New Jersey south of Route 33 is above, except that the season shall end on January 31, 2006, January 31, 2007, January 31, 2008, January 31, 2009, January 30, 2010, and January 31, 2011.**

(b) The duration of the season for the hunting of the animals enumerated by (a) above for properly licensed persons engaged in falconry is [September 1–December 4 and December 13, 14, 16–31, 2004, and January 1–March 31, 2005; and] September 1–December 3 and December 12, 13, 15 - 31, 2005 and January [2]**1**– March 31, 2006; **September 1 – December 2 and December 11, 12, 14 – 30, 2006 and January 1 – March 31, 2007; September 1 – December 1 and December 10, 11, 13 – 31, 2007, and January 1 – March 31, 2008; September 1 – December 6 and December 15, 16, 18 – 31, 2008, and January 1 – March 31, 2009; September 1 – December 5 and December**

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14, 15, 17 – 31, 2009, and January 1 – March 31, 2010; and, September 1 – December 4 and December 13, 14, 16 – 31, 2010, and January 1 – March 31, 2011.

(c) The daily bag limit is one jackrabbit or hare, seven quail, seven chukar partridge, **and** four cottontail rabbits, **except the bag limit for quail in the area of New Jersey south of Route 33 is four quail.**

(d) The hunting hours for the animals enumerated in this section are 8:00 A.M. to 1/2 hour after sunset on [November 13, 2004; and] November 12, 2005, **November 11, 2006, November 10, 2007, November 8, 2008, November 7, 2009, and November 13, 2010.** On all other days for which hunting for these animals is legal, the hours are sunrise to 1/2 hour after sunset.

(e) The quail and chukar partridge season for properly licensed semi-wild preserves is [November 13, 2004–March 15, 2005; and] November 12, 2005–March 15, 2006, **November 11, 2006 – March 15, 2007, November 10, 2007 – March 15, 2008, November 8, 2008 – March 15, 2009, November 7, 2009 – March 15, 2010, and November 13, 2010 – March 15, 2011** inclusive, except that nothing herein contained shall preclude properly licensed and permitted youth hunters from hunting quail and/or chukar on the Saturday before the regular opening of the quail and chukar season on semi-wild preserves licensed for quail and/or chukar. Youth hunters must be under the direct supervision of a non-hunting adult (21 years or older), who must possess a proper and valid firearm license. Direct supervision means the youth hunter and the supervising adult are together at the same location. The youth hunter may not hunt independently of the supervising adult. The Director, with approval of the council, may extend the quail and chukar partridge season on licensed semi-wild preserves for a period not to exceed 20 days.

1. (No change.)

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(f) (No change.)

7:25-5.4 Ruffed grouse (*Bonasa umbellus*)

(a) The duration of the season for the hunting of grouse is [September 27–December 6, and December 15, 16, 18–31, 2003, and January 1–February 16, 2004; September 25–December 4, and December 13, 14, 16–31, 2004, and January 1–February 21, 2005; and, September 24] **October 20** – December 3, and December 12, 13, 15 – 31, 2005 [and January 2 – February 20, 2006]; **October 19 –December 2 and December 11, 12, 14 - 30, 2006; October 18 – December 1 and December 10, 11, 13 - 31, 2007; October 16 - December 6 and December 15, 16, 18 - 31, 2008; October 15 – December 5 and December 14, 15, 17 - 31, 2009; and, October 21 – December 4, and December 13, 14, 16 - 31, 2010.**

(b) Daily bag limit: [three] **two** grouse. No season limits.

(c) The hunting hours for ruffed grouse are sunrise to 1/2 hour after sunset except on [November 8, 2003; November 13, 2004; and,] November 12, 2005, **November 11, 2006; November 10, 2007; November 8, 2008; November 7, 2009; and, November 13, 2010** when legal hunting hours are 8:00 A.M. to 1/2 hour after sunset.

(d) (No change.)

7:25-5.5 Eastern gray squirrel (*Sciurus carolinensis*)

(a) The duration of the season for the hunting of squirrels is [September 27–December 6, and December 15, 16, 18–31, 2003, and January 1–February 16, 2004; September 25–December 4, and December 13, 14, 16–31, 2004, and January 1–February 21, 2005; and,] September 24–December 3, and December 12, 13, 15 – 31, 2005 and January 2 – February 20, 2006; **September 30 – December 2 and December 11, 12, 14**

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- 30, 2006, and January 1 – February 19, 2007; September 29 – December 1 and December 10, 11, 13 – 31, 2007, and January 1 - February 18, 2008; September 27 – December 6 and December 15, 16, 18 - 31, 2008, and January 1 – February 16, 2009; September 26 – December 5 and December 14, 15, 17 – 31, 2009, and January 1 - February 15, 2010; and, September 25 – December 4 and December 13,14, 16 – 31, 2010, and January 1 –February 21, 2011.

(b) The duration of the season for the hunting of squirrels for properly licensed persons engaged in falconry is [September 1–December 6, and December 15, 16, 18–31, 2003, and January 1–March 31, 2004; September 1– December 4, and December 13, 14, 16–31, 2004, and January 1–March 31, 2005; and] September 1 – December 3, and December 12, 13, 15 - m31, 2005, and January [2] 1– March 31, 2006; **September 1 – December 2 and December 11, 12, 14 – 30, 2006, and January 1 - March 31, 2007; September 1 – December 1, and December 10, 11, 13 – 31, 2007, and January 1 – March 31, 2008; September 1 – December 6 and December 15, 16, 18 - 31, 2008, and January 1 – March 31, 2009; September 1 – December 5 and December 14, 15, 17 - 31, 2009, and January 1 – March 31, 2010; and, September 1 – December 4 and December 13, 14, 16 – 31, 2010, and January 1 – March 31, 2011.**

(c) (No change.)

(d) Hunting hours for squirrels are sunrise to 1/2 hour after sunset, except on [November 8, 2003; November 13, 2004; and,] November 12, 2005; **November 11, 2006; November 10, 2007; November 8, 2008; November 7, 2009; and November 13, 2010** when legal hunting hours are 8:00 A.M. to 1/2 hour after sunset.

(e) (No change.)

7:25-5.6 Black bear (*Ursus americanus*), bobcat (*Felis rufus*)

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(a) There is a closed season for bobcat. It shall be illegal to possess, take, kill or attempt to take or kill a bobcat at any time. It shall be illegal to use dogs to pursue or run black bear. **There is a closed season for black bear until the Commissioner approves a comprehensive policy for the protection and propagation of black bear. Subsequent to approval of such comprehensive policy, there shall be an open season for black bear. Notice of the Commissioner's approval of the comprehensive policy and the Division's schedule for acceptance of applications for permits for the black bear hunt shall be published on the Division's website at www.njfishandwildlife.com.** The season duration for black bear [shall be December 6 – 11, 2004 and] shall be concurrent with the six-day firearm deer season **as enumerated in N.J.A.C. 7:25-5.27(a)**. Legal hunting hours for black bear shall be ½ hour before sunrise to ½ hour after sunset. Following the commencement of the season, [the Commissioner of DEP or] the Director may, after consultation with the Chairman, close the season. To the extent possible, the Chairman will consult with available Council members prior to consultation with the [Commissioner or] Director. The [Commissioner or the] Director will announce such closure, which will become effective 24 hours from the daily legal closing time of the day on which the decision is made, based upon data obtained and reviewed by the Division. Season closure will be announced by news release, radio, the Division's website (www.njfishandwildlife.com) and other media.

1. Special **black bear hunting** permit requirement: All black bear hunters must have a current and valid firearm hunting license and **a current and valid** special "black bear hunting permit" which will be issued by the Division. A total of 10,000 special black bear hunting permits, **allocated by black bear hunting area**, will be available to properly licensed firearm hunters [after] **who have** successfully complet[ing]ed a mandatory black bear hunting seminar. [Black bear permit applicants must submit their name, mailing address, 2004 firearm hunting license number, date of birth and evening telephone number on applications provided by the Division. Applications must be submitted to the Division

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of Fish and Wildlife, PO Box 400, Trenton NJ 08625-0400 no later than September 30, 2004. If, more than 10,000 applications are received, a] A random lottery will be conducted, **if demand exceeds supply in any black bear hunting area.** The Division will notify successful applicants of dates, times, locations and other requirements of the black bear hunting seminars. **Successful applicants, who previously completed a black bear hunting seminar, may be waived from attending a current year seminar.** Black bear hunting permits are not transferable and must be in the possession of the hunter while hunting black bear. Hunters are limited to one black bear hunting permit **per year.** Juvenile hunters aged 10 through 13 years of age must have a black bear hunting permit and be under the direct supervision of a properly licensed adult (21 years of age or older) while bear hunting. The adult must also possess a black bear hunting permit. Direct supervision means the juvenile hunter and the supervising adult are together at the same location. The juvenile hunter may not hunt independently of the adult.

i. Black bear hunting permits will be issued on an individual basis to holders of valid and current firearm hunting licenses. Black bear hunting permits are valid only in the black bear hunting area and year designated on the permit, and are not transferable.

ii. Black bear hunting permits consist of a back display and include a “Black Bear Transportation Tag.” The back display shall be conspicuously worn in the middle of the back in addition to the valid firearm license.

iii. Black bear hunting permits shall be applied for as follows: Holders of valid and current firearm hunting licenses, including juvenile licenses, shall apply by submitting an application form which has been properly completed in accordance with instructions. First time permit applicants who do not possess a valid hunting license may apply for a black bear hunting permit provided they have applied for a hunter education course prior to the application period and have provided such related information as may be required on the application. Application forms may be obtained from license agents and Division offices. Only

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one application may be submitted per individual. Submission of more than one application by an individual will cause all applications to be void. All persons, while their hunting licenses are void under authority of law or as imposed by a court, are prohibited from making application for, or otherwise procuring, a black bear hunting permit. The application form shall be completed to include the applicant's name, address, current and valid firearm license number, black bear hunting area applied for, and any other information required by law or requested. Applications must be received in the Division's Trenton Office, no later than October 30, annually, to be included in the initial permit drawing. If the number of applications exceeds the hunting area permit quota, permit selection will be by random drawing. After the regular permit application period and initial permit selection process, nothing contained herein shall preclude the Division from issuing unfilled permits on a first come-first served basis to any properly licensed hunter. Any permit obtained by fraud shall be void.

2. (No change.)

3. The black bear hunting areas [is]are located as follows: [That portion of Warren, Hunterdon, Somerset, Morris, Passaic, Bergen and Sussex Counties lying within a continuous line beginning at the intersection of Interstate Route 78 (I-78) and the east bank of the Delaware River at Phillipsburg; then east along I-78 to its intersection with Interstate Route 287 (I-287); then north and east along I-287 to its intersection with the New Jersey State line; then north and west along the New Jersey State line to its intersection with the Delaware River; then south along the east bank of the Delaware River to its intersection with I-78 at Phillipsburg, the point of beginning, shall be open to black bear hunting. All other areas of New Jersey shall remain closed to black bear hunting. The islands of Mashipacong, Namanock, Minisink, Depew, Tocks, Poxono and Labor lying in the Delaware River are included in the black bear hunting area.]

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i. Black Bear Hunting Area No. 1. That portion of Warren and Sussex Counties lying within a continuous line beginning at the intersection of the Portland Bridge and the Delaware River at Columbia; then northward along the east bank of the Delaware River to the New York State Line; then east along the New York State Line to Rt. 519; then south along Rt. 519 to its intersection with Rt. 627; then south along Rt. 627 to its intersection with Rt. 626; then south along Rt. 626 to its intersection with Rt. 521; then southwest along Rt. 521 to its intersection with Rt. 94 in Blirstown; the southwest along Rt. 94 to the Portland Bridge, the point of beginning in Columbia. The islands of Labar, Tocks, Poxono, Depew, Namanock, Minisink and Mashipacong lying in the Delaware River are also included within this Hunting Area.

ii. Black Bear Hunting No. Area 2. That portion of Sussex, Warren and Morris Counties lying within a continuous line beginning at Portland Bridge in Columbia; then northward along Rt. 94 to its intersection with Rt. 521 in Blirstown; then north along Rt. 521 to its intersection with Rt. 626; then north along Rt. 626 to its intersection with Rt. 627; then north along Rt. 627 to its intersection with Rt. 519 in Branchville; then north along Rt. 519 to the New York State Line; then southeast along the New York State line to Rt. 517; then south along Rt. 517 to its intersection with Rt. 94; then south on Rt. 94 to its intersection with Rt. 23 in Hamburg Borough; then south along Rt. 23 to its intersection with Rt. 517 in Franklin; then south along Rt. 517 to its intersection with Rt. 15 in Sparta; then south along Rt. 15 to its intersection with Interstate 80 in Dover; then west along interstate 80 to its intersection with Rt. 94; then south along Rt. 94 to the intersection with the Portland Bridge and the Delaware River located in Columbia, the point of beginning.

iii. Black Bear Hunting Area No. 3. That portion of Sussex, Passaic, Morris and Bergen Counties lying within a continuous line beginning at the intersection of Rt. 80 and Rt. 15 in Dover; then north along Rt. 15 to its intersection

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with Rt. 517 in Sparta; then north along Rt. 517 to its intersection with Rt. 23 in Franklin; then north along Rt. 23/ 517 to its intersection with 517 in Hamburg Borough; then north along Rt. 517 to the New York State Line; then east along the New York State Line to its intersection with Rt. 287; then south along Rt. 287 to its intersection with Rt. 80; then west along Rt. 80 to its intersection with Rt. 15 the point of beginning in Dover.

iv. Black Bear Hunting Area No. 4. That portion of Sussex, Warren, Morris, Somerset and Hunterdon Counties lying within a continuous line beginning at the intersection of Route 78 and the Delaware River; then north along the east bank of the Delaware River to the Portland Bridge at Columbia; then northeast along Rt. 94 to its intersection with Rt. 80; then east along Rt. 80 to its intersection with Rt. 287; then southwest along Rt. 287 to its intersection with Rt. 78; then west along Rt. 78 to the Delaware River the point of beginning.

v. Black Bear Hunting Area No. 5. That portion of Bergen, Essex, Hudson, Middlesex, Morris, Passaic, Somerset, and Union Counties lying within a continuous line beginning at the intersection of Routes 78 and 287; then north along Route 287 to its intersection with the New York State line; then southeast along the New York state line to the Hudson River; then south along the west shore of the Hudson River to Upper New York Bay; then south along the shore of Upper New York Bay to the Kill Van Kull; then west along the north shore of the Kill Van Kull to Newark Bay; then west across Newark Bay to its confluence with the Arthur Kill; then south along the west shore of the Arthur Kill to its intersection with Route 440; then west along Route 440 to its intersection with Route 287; then northwest along Route 287 to its intersection with Rt. 78 the point of beginning.

vi. Black Bear Hunting Area No. 6. That portion of Warren, Hunterdon, Somerset, Middlesex, Mercer, Monmouth, Burlington, Ocean, Atlantic, Cape May, Cumberland, Salem, Gloucester and Camden Counties lying within a continuous line

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beginning at the intersection of Rt. 78 and the Delaware River; then east along Rt. 78 to its intersection with Rt. 287, then southeast along Rt. 287 to its intersection with Rt. 440; then south and east along Routes 287/440 to its intersection with the Arthur Kill at Perth Amboy; then south along the west shore of the Arthur Kill to Raritan Bay, then south and east along the shore of Raritan Bay to Sandy Hook; then north along the east shore of Sandy Hook Bay to the tip of Sandy Hook; then south along the Atlantic Ocean to the Delaware Bay shore; then north and west along the shore of Delaware Bay to its intersection with the Delaware River; then north along the east bank of the Delaware River to its intersection with Rt. 78, the point of beginning.

4. – 5. (No change.)

6. A Black Bear Management Zone Map is on file at the Office of Administrative Law and is available from the Division. The Black Bear Hunting Season Permit Quotas are as set forth by Zone as follows:

BLACK BEAR HUNTING SEASON PERMIT QUOTAS

<u>Black Bear Hunting Area</u>	<u>Hunting Season Permit Quota</u>	<u>Portions of Counties Involved</u>
<u>1</u>	<u>2000</u>	<u>Sussex, Warren</u>
<u>2</u>	<u>3000</u>	<u>Sussex, Warren, Morris</u>
<u>3</u>	<u>3000</u>	<u>Sussex, Passaic, Morris, Bergen</u>
<u>4</u>	<u>2000</u>	<u>Warren, Hunterdon, Morris, Somerset, Sussex</u>
<u>5</u>	<u>0</u>	Bergen, Essex, Hudson,

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Middlesex, Morris, Passaic,
Somerset, and Union

6

0

Warren, Hunterdon, Somerset,
Middlesex, Mercer, Monmouth,
Burlington, Ocean, Atlantic,
Cape May, Cumberland, Salem,
Camden, Gloucester

(b) (No change.)

7:25-5.7 Wild turkey (Meleagris gallapavo)

(a) The duration of the [2003, 2004,] 2005 [and], 2006, **2007, 2008, 2009, and 2010** Fall Either Sex Wild Turkey Hunting Seasons for Turkey Hunting Areas 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 20 and 21 shall include a hunting period “N” of six days including: [Monday, October 27 – Saturday, November 1, 2003; Monday, October 25 – Saturday, October 30, 2004;] Monday, October 31 – Saturday, November 5, 2005; [and,] Monday, October 30 – Saturday, November 4, 2006; **Monday, October 29 – Saturday, November 3, 2007;** **Monday, October 27 – Saturday, November 1, 2008;** **Monday, October 26 – Saturday, October 31, 2009;** and, **Monday October 25 – Saturday, October 30, 2010.** There shall be no Fall Turkey Hunting in Turkey Hunting Areas 12, 14, 15, 16, and 22 in [2003, 2004,] 2005 [and], 2006, **2007, 2008, 2009, and 2010.** The hunting periods for all [2004, 2005 and] 2006, **2007, 2008, 2009 and 2010** Spring Wild Turkey Gobbler Seasons shall be as set forth in (a) 1 through 6 below as follows:

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1. Hunting Period A: [Monday, April 19 – Friday, April 23, 2004; Monday, April 18 – Friday, April 22, 2005;] Monday, April 17 – Friday, April 21, 2006[.]; **Monday, April 16 - Friday, April 20, 2007; Monday, April 14 - Friday, April 18, 2008; Monday, April 13 - Friday, April 17, 2009; and, Monday, April 19 - Friday, April 23, 2010,** inclusive;

2. Hunting Period B:[Monday, April 26 – Friday, April 30, 2004; Monday, April 25 – Friday, April 29, 2005;] Monday, April 24 – Friday, April 28, 2006[.];**Monday, April 23 - Friday, April 27, 2007; Monday, April 21 - Friday, April 25, 2008; Monday, April 20 - Friday, April 24, 2009; and, Monday, April 26 - Friday, April 30, 2010,** inclusive;

3. Hunting Period C: [Monday, May 3 – Friday, May 7, 2004; Monday, May 2 – Friday, May 6, 2005;] Monday, May 1 – Friday, May 5, 2006[.]; **Monday, April 30 - Friday, May 4, 2007; Monday, April 28 - Friday, May 2, 2008; Monday, April 27 - Friday, May 1, 2009; and, Monday, May 3 - Friday, May 7, 2010,** inclusive;

4. Hunting Period D: [Monday, May 10 – Friday, May 14, 2004; Monday, May 9 – Friday, May 13, 2005;] Monday, May 8 – Friday, May 12, 2006[.]; **Monday, May 7 - Friday, May 11, 2007; Monday, May 5 - Friday, May 9, 2008; Monday, May 4 - Friday, May 8, 2009; and, Monday, May 10 - Friday, May 14, 2010** inclusive;

5. Hunting Period E: [Monday, May 17 – Friday, May 21 and Monday, May 24 – Friday, May 28, 2004; Monday, May 16 – Friday, May 20 and Monday, May 23 – Friday, May 27, 2005;] Monday, May 15 – Friday, May 19 and Monday, May 22 – Friday, May 26, 2006; **Monday, May 14 - Friday, May 18 and Monday, May 21 - Friday, May 25, 2007; Monday, May 12 - Friday, May 16 and Monday, May 19 - Friday, May 23, 2008; Monday, May 11 - Friday, May 15 and Monday, May 18 - Friday, May 22, 2009; and, Monday, May 17 - Friday, May 21 and Monday, May 24 - Friday, May 28, 2010,** inclusive;

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6. Hunting Period G- Saturdays, [April 24 and May 1, 8, 15 and 22, 2004; April 23 and 30 and May 7, 14 and 21, 2005;] April 22 and 29 and May 6, 13 and 20, 2006[.]; **April 21 and 28 and May 5, 12 and 19, 2007; April 19 and 26 and May 3, 10 and 17, 2008; April 18 and 25 and May 2, 9 and 16, 2009; and, April 24 and May 1, 8, 15 and 22, 2010.** inclusive.

(b)-(g) (No change.)

(h) Wild Turkey Hunting Permits shall be applied for as follows:

1.-2. (No change.)

3. The application form shall be filled in to include: Name, address, current and valid firearm or archery hunting license number, social security number, turkey hunting areas applied for, hunting periods applied for, and any other information requested. Only those applications will be accepted for participation in random selection that are received in the Trenton office during the period of January 25 – February 22, inclusive. Applications received after February 22 will not be considered for the initial drawing. Selection of permits will be by random drawing except that: **applicants 10-16 years of age who have a valid youth hunting license will receive a spring hunting season permit for the hunting area and period applied for separate from the spring permit quota; and, applicants who possess a “Permit to Shoot From A Standing Vehicle,” granted by the Division who have a valid license, will receive a spring hunting season permit for their first choice hunting area and hunting period separate from the spring permit quota. Persons possessing a Permit to Shoot From A Standing Vehicle shall apply for a spring turkey season permit on separate forms provided by the Division during the regular application period.**

i. (No change.)

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4.-6. (No change.)

(i)-(j) (No change.)

(k) Turkey hunting area map is on file at the Office of Administrative Law and is available from that agency or the Division. The Spring Turkey Hunting Season Permit Quotas are as set forth in (k)1 below:

1. [2004 -] 2006 – **2010** Spring Turkey Hunting Season Permit Quotas are as follows:

SPRING TURKEY HUNTING SEASON PERMIT QUOTAS

For Hunting Periods A, B, C, D, E, and G.

Turkey Hunting Area Number	Hunting Period Permit Quota*	Season Permit Quota Total	Portions of Counties Involved
1	240	1,440	Sussex
2	315	1,890	Sussex, Warren
3	115	690	Sussex, Warren
4	240	1,440	Sussex, Warren, Morris
5	325	1,950	Sussex
6	500	3,000	Sussex, Passaic, Bergen
7	500	3,000	Sussex, Morris, Passaic
8	325	1,950	Warren, Hunterdon
9	220	1,320	Warren, Hunterdon, Morris
10	160	960	Essex, Middlesex, Morris, Somerset, Union
11	300	1,800	Middlesex, Mercer, Hunterdon,

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			Somerset
12	175	1,050	Mercer, Middlesex, Monmouth
14	200	1,200	Burlington, Ocean, Monmouth
15	200	1,200	Burlington, Ocean, Atlantic
16	200	1,200	Burlington, Atlantic, Ocean, Cape May
20	500	3,000	Cumberland, Salem
21	240	1,440	Atlantic, Cumberland, Salem
22	120	720	Atlantic, Cape May, Cumberland
<hr/>			
Total	4,875	29,250	

*Applied to each of the six Turkey Hunting Permit hunting periods (A, B, C, D, E, G) in all areas enumerated in (a)1 through 6 above.

(l) The Fall Turkey Hunting Season (Hunting Period N Permit Quotas) are as follows: []]

FALL TURKEY HUNTING SEASON PERMIT QUOTAS [2003- 2006] **2005 - 2010**

Turkey Hunting Area Number	[2003 2006] Permit Quota**	Portions of Counties Involved
1	240	Sussex
2	315	Sussex, Warren
3	115	Sussex, Warren
4	240	Sussex, Warren

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5	325	Sussex
6	500	Sussex, Passaic, Bergen
7	500	Sussex, Morris, Passaic
8	325	Warren, Hunterdon
9	220	Warren, Hunterdon, Morris
10	160	Essex, Middlesex, Morris, Somerset, Union
11	300	Middlesex, Mercer, Hunterdon, Somerset
20	500	Cumberland, Salem
21	100	Atlantic, Cumberland, Salem
<hr/>		
Total	3,840	

**Applied to the single Fall Turkey Hunting Period “N” in Turkey Hunting Areas 1-11, 20 and 21.

(m)-(n) (No change.)

(o) A special youth spring turkey hunting day with shotgun or bow and arrow will be [Saturday, April 17, 2004; Saturday, April 16, 2005; and] Saturday, April 15, 2006[.]; **Saturday, April 14, 2007; Saturday, April 12, 2008; Saturday, April 11, 2009; and, Saturday, April 17, 2010,** inclusive. Youth hunters must possess a current and valid Youth Hunting License and a valid permit for the hunting area. Youth hunters, 10 to 16 years of age, who qualify to hunt as provided for in (i) above must have a valid permit for the farm designated on the application. All youth hunters must be under the direct supervision of a non-hunting adult (21 years or older), who must possess a proper and valid firearm license if the youth is hunting with a shotgun; or a proper and valid bow and arrow license if the youth hunter is hunting with a bow and arrow. Direct

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supervision means the youth hunter and the supervising adult are set up together at the same location and hunting as a unit. The youth hunter may not hunt independently of the supervising adult. All other hunting requirements for the regular Spring Wild Turkey Gobbler Season shall apply.

7:25-5.8 Mink (*Mustela vison*) muskrat (*Ondatra zibethicus*) and nutria (*Myocaster coypus*) trapping only.

(a) (No change.)

(b) The duration of the mink, muskrat and nutria-trapping season is as follows:

1. Northern Zone: 6:00 A.M. on [November 15, 2003 through March 15, 2004; November 15, 2004 through March 15, 2005; and,] November 15, 2005 through March 15, 2006, **November 15, 2006 – March 15, 2007; November 15, 2007 – March 15, 2008; November 15, 2008 – March 15, 2009; and, November 15, 2009 – March 15, 2010** inclusive, except on State Fish and Wildlife Management Areas, **enumerated in N.J.A.C. 7:25-5.33 (a) 2.**

2. Southern Zone: 6:00 A.M. on [December 1, 2003 through March 15, 2004; December 1, 2004 through March 15, 2005, and,] December 1, 2005 through March 15, 2006, **December 1, 2006 – March 15, 2007; December 1, 2007 – March 15, 2008; December 1, 2008 – March 15, 2009; and, December 1, 2009 – March 15, 2010** inclusive, except on State Fish and Wildlife Management Areas, **enumerated in N.J.A.C. 7:25-5.33 (a) 2.**

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3. (No change.)

4. On State Fish and Wildlife Management Areas, **enumerated in N.J.A.C. 7:25-5.33 (a) 2., the season duration will be:** 6:00 A.M. on [January 1– March 15, 2004; January 1–March 15, 2005; and,] January 1– March 15, 2006; **January 1 – March 15, 2007; January 1 - March 15, 2008; January 1 - March 15, 2009; and, January 1 – March 15, 2010,** inclusive.

(c)-(e) (No change.)

7:25-5.9 Beaver (*Castor canadensis*) trapping

(a) (No change.)

(b) The duration of the trapping season for beaver shall be [January 1 through February 9, 2005 and 2006,]**December 26, 2005 – February 9, 2006; December 26, 2006 – February 9, 2007; December 26, 2007 – February 9, 2008; December 26, 2008 – February 9, 2009; and, December 26, 2009 – February 9, 2010** inclusive, **except on State Fish and Wildlife Management Areas enumerated in N.J.A.C. 7:25-5.33 (a) 2. On State Fish and Wildlife Management Areas enumerated in N.J.A.C. 7:25-5.33 (a) 2. the trapping season for beaver shall be January 1 – February 9, 2006; January 1 – February 9, 2007; January 1 – February 9, 2008; January 1 – February 9, 2009; and, January 1 – February 9, 2010, inclusive.** If the anticipated harvest of beaver has not been accomplished during this season, up to 14 additional days may be authorized by the Director.

(c) Special Permit: A special permit obtained from the Division of Fish and Wildlife shall be required to trap beaver. If the number of applications received in the Trenton office exceeds the quotas listed, a random drawing will be held to determine

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permit holders. Applications shall be received in the Trenton office during the period October [15 - November 15]1 - 31, annually. Unclaimed beaver permits may be issued over-the-counter. Applicants may apply for only one beaver trapping permit and shall provide their current and valid trapping license number. Successful applicants must trap with a valid, current trapping license. The 2005 – 2006, 2006-2007, 2007-2008, 2008-2009, 2009-2010, annual Special Beaver Trapping Permit quota is as follows:

[2005 – 2006] ANNUAL SPECIAL BEAVER PERMIT QUOTAS

Beaver Management <u>Zone</u> Number*	Portions of Counties Involved [2005-2006] <u>Annual</u> Permit Quota[*]
1	8 Sussex
2	16 Sussex
3	9 Bergen, Morris, Passaic, Sussex
4	7 Sussex, Warren
5	12 Sussex, Warren
6	20 Morris, Passaic, Sussex, Warren
7	9 Essex, Morris, Passaic
8	[7] <u>8</u> Ocean
9	7 Burlington, Ocean
10	8 Atlantic, Burlington, Camden
11	6 Atlantic, Burlington, Ocean
12	[4] <u>3</u> Atlantic, Camden, Gloucester
13	10 Atlantic, Cape May, Cumberland
14	2 Atlantic, Cumberland, Gloucester, Salem
15	2 Cumberland, Salem

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16	/6 Atlantic, Burlington
17	5 Atlantic
18	3 Atlantic, Cape May
19	[9]7 Hunterdon, Morris, Warren
20	3 Hunterdon, Morris
21	1 Hunterdon, Morris, Somerset
22	1 Bergen, Essex, Hudson, Middlesex, Morris, Passaic, Somerset, Union
23	1 Bergen, Hudson, Passaic
24	3 Hunterdon, Mercer, Somerset
25	5 Burlington, Mercer, Middlesex, Somerset
26	1 Mercer, Middlesex, Monmouth
27	[2]1 Monmouth, Ocean
28	[7]8 Burlington, Mercer, Middlesex, Monmouth
29	[6]8 Burlington, Camden, Gloucester
30	6 Camden, Cumberland, Gloucester, Salem

Total 186

*** Beaver and otter management zones are described in N.J.A.C. 7:25-5.10 (h) 1. – 30.**

(d)-(i) (No change.)

7:25-5.10 River otter (*Lutra canadensis*) trapping

(a) (No change.)

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(b) The duration of the trapping season for otter shall be [January 1 through February 9, 2005 and 2006]**December 26, 2005 – February 9, 2006; December 26, 2006 – February 9, 2007; December 26, 2007 – February 9, 2008; December 26, 2008 – February 9, 2009; and, December 26, 2009 – February 9, 2010** inclusive, **except on State Fish and Wildlife Management Areas enumerated in N.J.A.C. 7:25-5.33 (a) 2.. On State Wildlife Management Areas enumerated in N.J.A.C. 7:25-5.33 (a) 2. the trapping season for otter shall be January 1 – February 9, 2006; January 1 – February 9, 2007; January 1 – February 9, 2008; January 1 – February 9, 2009; and, January 1 – February 9, 2010.** If the anticipated harvest of otter has not been accomplished, up to 14 additional days may be authorized by the Director.

(c) Special Permit: A special permit obtained from the Division of Fish and Wildlife shall be required to trap otter. If the number of applications received in the Trenton office exceeds the quotas listed, a random drawing will be held to determine permit holders. Beaver permit holders will be given first opportunity for otter permits in their respective zones. Applications shall be received in the Trenton office during the period October [15-November 15]**1 - 31**, annually. Unclaimed otter permits may be issued over-the-counter. Only one application per person may be submitted for trapping otter and applicants shall provide their trapping license number. Permits will be allotted on a zone basis as follows: Zone 1-7, Zone 2-7, Zone 3-2, Zone 4-3, Zone 5-2, Zone 6-9, Zone 7-3, Zone 8-6, Zone 9-3, Zone 10-4, Zone 11-5, Zone 12- 2, Zone 13-14, Zone 14-7, Zone 15- 12, Zone 16-4, Zone 17-2, Zone 18-5, Zone 19-1, Zone 20-1, Zone 26-1, Zone 27-1, Zone 30-5. Total: 106. Successful applicants must trap with a valid, current trapping license.

(d)-(i) (No change.)

7:25-5.11 Raccoon (*Procyon lotor*), red fox (*Vulpes vulpes*), gray fox (*Urocyon cinereoargenteus*), Virginia opossum (*Didelphis virginiana*), striped

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skunk (*Mephitis mephitis*), long-tailed weasel (*Mustela frenata*), short-tailed weasel (*Mustela erminea*), and coyote (*Canis latrans*) trapping only

(a) (No change.)

(b) The duration of the regular raccoon, red fox, gray fox, Virginia opossum, striped skunk, long-tailed weasel, short-tailed weasel and coyote trapping season is 6:00 A.M. on [November 15, 2003 to March 15, 2004; November 15, 2004 to March 15, 2005; and,] November 15, 2005 to March 15, 2006, **November 15, 2006 - March 15, 2007; November 15, 2007 - March 15, 2008; November 15, 2008 - March 15, 2009; November 15, 2009 - March 15, 2010; and, November 15, 2010 - March 15 2011,** inclusive, except on State Fish and Wildlife Management Areas, **enumerated in N.J.A.C. 7:25-5.33(a)2.**

(c) The duration for trapping on State Fish and Wildlife Management Areas, **enumerated in N.J.A.C. 7:25-5.33 (a) 2.,** is 6:00 A.M. on [January 1–March 15, 2004; January 1–March 15, 2005; and,] January 1–March 15, 2006; **January 1 – March 15, 2007; January 1 – March 15, 2008; January 1 – March 15, 2009; and, January 1 – March 15, 2010** inclusive.

(d)-(h) (No change.)

7:25-5.12 General trapping

(a)-(e) (No change.)

(f) Body gripping restraining snares shall be subject to the following requirements.

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1. (No change.)
2. Except when submerged underwater or when set for mink and muskrat as provided herein, all snares of the body gripping type used in trapping must be constructed of aircraft cable or crucible wire measuring $\frac{5}{64}$ to $[\frac{3}{32}]$ $\frac{1}{8}$ inches in diameter and be equipped with a swivel. Mink and muskrat body gripping snares must be constructed of aircraft cable or crucible wire measuring $\frac{1}{32}$, $\frac{3}{64}$ or $\frac{1}{16}$ inches in diameter, equipped with a swivel and set within 50 feet of the mean high water line.
3. Except when submerged underwater or when set for mink and muskrat as provided in this subsection, no body gripping snare shall be set, used, or maintained with a loop diameter average (arithmetic mean) greater than [eight]twelve inches. Mink and muskrat body gripping snares must be equipped with a stop to prevent the average (arithmetic mean) diameter of the loop opening from exceeding four inches.
4. Except when set for mink and muskrat as provided in this subsection, no body gripping snare shall be set, used or maintained with the distance between the ground or walking surface to the top of the loop greater than [18] 24 inches. No mink or muskrat body gripping snare must be set, used or maintained with a distance between the ground or walking surface to the top of the loop greater than seven inches.
5. Except when submerged underwater or when set for mink and muskrat as provided in this subsection, no body gripping snare shall be set, used or maintained unless it is equipped with a stop six inches from the end to restrict loop closure to no less than six inches in circumference, [and a stop to restrict the average (arithmetic mean) diameter of the loop opening to no greater than eight inches. Mink and muskrat body gripping snares must be equipped with a stop to prevent the average (arithmetic mean) diameter of the loop opening from exceeding four inches.]

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(g)-(j) (No change.)

7:25-5.13 Migratory birds

(a) Should any open season on migratory game birds including waterfowl, be set by Federal regulation which would include opening day of the regular small game season including [November 8, 2003; November 13, 2004; and,] November 12, 2005, **November 11, 2006, November 10, 2007, November 8, 2008, November 7, 2009 and November 13, 2010** the starting time on such date will be 8:00 A.M. to coincide with the opening of the small game season on that date. However, this shall not preclude the hunting of migratory game birds, including waterfowl, on the tidal marshes of the State as regularly prescribed throughout the season by Federal regulations.

(b) (No change.)

(c) A person shall not take, attempt to take, hunt for or have in possession, any migratory game birds including waterfowl, except at the time and in the manner prescribed in the Code of Federal Regulations by the U.S. Department of the Interior, U.S. Fish and Wildlife Service, for the current hunting season or during the period that a U.S. Department of Interior, U.S. Fish and Wildlife Service Conservation Order **or Managed Take Option** is in effect. The species of migratory game birds, including waterfowl, that may be taken or possessed and unless otherwise provided the daily bag limits shall be the same as those prescribed by the U.S. Department of the Interior, U.S. Fish and Wildlife Service for the current hunting season or during the period that a Conservation Order **or Managed Take Option** is in effect. Effective September 1, 1998, anyone engaged in hunting migratory birds including waterfowl, woodcock, mourning doves, rails and gallinules must comply with the rules of the Migratory Bird Harvest Information Program as specified in 50 C.F.R. Part 20.20 Migratory Bird Harvest Information Program; Final Rule, incorporated herein by reference, wherein licensed hunters are required to supply

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their names, addresses, and migratory bird harvest information to the hunting license authority of the state in which they hunt. Hunters are required to have evidence of participation in the Migratory Bird Harvest Information Program on their person while hunting migratory game birds. Evidence of participation shall include a code number the hunter will enter on his or her valid hunting license. The code number will be obtained via a telephone interview utilizing a toll free number provided by the Division.

(d)-(e) (No change.)

(f) State laws and regulations can be more stringent but not more lenient than the time and manner prescribed by the Code of Federal Regulations (Title 50) for taking migratory birds during a hunting season or the period that a Conservation Order **or Managed Take Option** is in effect.

(g) Hunting hours for waterfowl shall be those hours that are prescribed by the Department of the Interior, United States Fish and Wildlife Service for the current hunting season or during the period that a Conservation Order **or Managed Take Option** is in effect except that hunting hours for snow geese shall end at sunset from October 1 until the closing of the special winter Canada goose season.

(h) A special swan permit shall be required to hunt swans, if the appropriate prescribed special season is established by Federal regulations. If a special season for swan is established by Federal regulations, the special swan hunting area shall be the counties of Burlington, Cumberland and Salem. The September Canada Goose hunting area shall be that portion of the State designated by Federal regulations. The late season Canada goose hunting areas shall be that portion of the State established by Federal regulations. Permitting requirements for pursuing snow geese and/or Canada geese will conform to requirements prescribed in the Code of Federal Regulations during the period of any Conservation **or Managed Take Option**, authorized by Federal Regulations, is in effect.

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(i) Valid and signed Federal and state waterfowl stamps are required for hunting ducks and geese for everyone 16 years of age or over. Federal stamp requirements for pursuing snow geese and/or Canada geese during any period that a Conservation Order **or Managed Take Option** is in effect will be as prescribed by Federal Regulations. State stamps are required for pursuing snow geese and/or Canada geese during any period that a Conservation Order **or Managed Take Option** is in effect. Regular state valid hunting license is also required to hunt ducks and geese and to pursue snow geese and/or Canada geese during the period that a Conservation Order **or Managed Take Option** is in effect that may be authorized by Federal Regulations.

(j)-(k) (No change.)

(l) A person shall not take or attempt to take migratory game birds:

1. With a shotgun capable of holding more than three shells at one time or that may be fired more than three times without reloading except as may be provided for by Federal regulations during a hunting season or period that a Conservation Order **or Managed Take Option** is in effect;

2.-10. (No change.)

11. Before 8:00 A.M. on [November 8, 2003; November 13, 2004; and,] November 12, 2005, **November 11, 2006, November 10, 2007, November 8, 3008, November 7, 2009 and November 13, 2010.** However this shall not preclude the hunting of migratory game birds on tidal waters or tidal marshes of the State;

12.-19. (No change.)

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(m) Seasons and bag limits are as follows:

1. Mourning dove (*Zenaida macroura*) are protected. [There will be no open season on these birds during 2003-2005.] **There is a closed season for mourning dove.**

2. (No change.)

(n) Woodcock zones and hunting hours are as follows:

1.-2. (No change.)

3. Hunting hours for woodcock are sunrise to sunset except on [November 8, 2003; November 13, 2004; and,] November 12, 2005, **November 11, 2006, November 10, 2007, November 8, 2008, November 7, 2009, and November 13, 2010** when the hunting hours are 8:00 A.M. to sunset.

(o)-(r) (No change.)

7:25-5.15 Crow (*Corvus spp.*)

(a) Duration for the season for hunting the crow shall be Monday, Thursday, Friday and Saturday from [August 11, 2003 through March 20, 2004; August 9, 2004 through March 19, 2005; and,] August 8, 2005 through March 18, 2006[.]; **August 14, 2006 through March 17, 2007; August 13, 2007 through March 15, 2008; August 11, 2008 through March 21, 2009; August 10, 2009 through March 20, 2010; and, August 10, 2010 – March 19, 2011** or as otherwise prescribed by the Code of Federal Regulations by the U.S. Department of the Interior, U.S. Fish and Wildlife Service for the current hunting season inclusive, except closed during the six-day firearm deer season on [December 8–13, 2003; December 6–11, 2004 ; and,] December 5–10, 2005, **December 4 - 9, 2006;**

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December 3 - 8, 2007; December 8 - 13, 2008; December 7 - 12, 2009; December 6 - 11, 2010; and, December 5 - 10, 2011.

(b) (No change.)

(c) The hours for hunting crows shall be sunrise to 1/2 hour after sunset, except on [November 8, 2003; November 13, 2004; and,] November 12, 2005 **November 11, 2006; November 10, 2007; November 8, 2008; November 7, 2009; November 13, 2010; and, November 12, 2011,** when the hours are 8:00 A.M. to 1/2 hour after sunset.

(d) (No change.)

7:25-5.18 Woodchuck (*Marmota monax*) hunting

(a) Duration for the hunting of woodchucks with a rifle including a muzzleloading rifle is [March 1 through September 24, 2003; March 1 through September 29, 2004;] March 1 through September 28, 2005; [and,] March 1 through September 27, 2006; **March 1 through September 26, 2007; March 1 through October 1, 2008; March 2 through September 30, 2009; March 1 through September 29, 2010; and March 1 through September 28, 2011.** Licensed hunters may also take woodchuck with shotgun or long bow and arrow or by means of falconry during the regular woodchuck rifle season and during the upland game season established in N.J.A.C. 7:25-5.3, 5.4 and 5.5.

(b)-(f) (No change.)

7:25-5.19 Red fox (*Vulpes vulpes*), gray fox (*Urocyon cinereoargenteus*) and coyote (*Canis latrans*) hunting

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(a) The duration of the red fox, gray fox, and coyote hunting season is as follows:

1. Bow and Arrow Only: [September 27–November 7, 2003; October 2–November 12, 2004; and,] October 1 – November [12] 11, 2005[.]; **September 30 - November 10, 2006; September 29 – November 9, 2007; October 4 - , November 7, 2008; October 3 - November 6, 2009; and, October 2 – November 12, 2010.**

2. Firearm or Bow and Arrow: [November 8, 2003–February 16, 2004; November 13, 2004–February 21, 2005; and,] November 12, 2005 – February 20, 2006; **November 11, 2006 – February 19, 2007; November 10, 2007 – February 18, 2008; November 8, 2008 – February 16, 2009; November 7, 2009 – February 15, 2010; and, November 13, 2010 – February 21, 2011.**

(b)-(d) (No change).

(e) The duration of the special eastern coyote, red fox and gray fox hunting season is [February 2–16, 2004; February 1 - 21, 2005; February 1 – 20, 2006] **January 16 – February 20, 2006; January 15 – February 19, 2007; January 14 – February 18, 2008; January 19 – February 16, 2009; January 18 – February 15, 2010; and January 17 – February 21, 2011,** and it is open statewide.

(f)–(g) (No change.)

(h) During the period of special eastern coyote, red fox and gray fox hunting season listed in (e) above, exclusively, hunting methods shall be restricted to calling and stand hunting. No person shall stalk or attempt to approach a coyote, red fox or gray fox for the purpose of taking or attempting to take the animal. A predator calling device must be in possession while hunting. The use of dogs or bait is prohibited. Portable lights are permitted. Fluorescent hunters orange is not required on outer clothing for coyote

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hunting during the special eastern coyote hunting season. A special eastern coyote, red fox and gray fox hunting season permit is required from the Division. Permits shall be applied for as follows:

1. A three inch by five inch index card **or application provided by the Division** containing the applicants name, mailing address, date of birth, **hunting license number** and evening phone number must be submitted to the Division's [of Fish and Wildlife, P.O. Box 400, Trenton, NJ 08625-0400, between October 15 and] **Trenton Office by** November 15 annually. Applicants shall write special coyote, red fox and gray fox hunting season at the bottom of the card. In addition, nothing in this subsection shall preclude the Division from taking application for and providing issuance of special coyote, red fox and gray fox hunting permits at subsequent times, upon notice of the dates and procedures thereof by the Division. Such notification shall be announced by press and/or radio.

(i) During the special eastern coyote, red fox and gray fox hunting season listed in (e) above, exclusively, coyotes may be hunted with bow and arrow, shotgun and single barrel muzzleloader rifles between ½ hour before sunrise to ½ hour after sunset. Compound bows must have a minimum peak weight of 35 pounds. All other bows must have a minimum draw pull weight of 35 pounds. Shotguns shall be no smaller than 12 gauge nor larger than 10 gauge. No shot size larger than #[2] **T (.20 inches in diameter)** fine shot or smaller than #4 **(.13 inches in diameter)** fine shot shall be used for coyote hunting with shotgun. Muzzleloader rifles shall be no less than .44 caliber. Smoothbore muzzleloaders shall be single barreled. Between ½ hour after sunset and ½ hour before sunrise, only 10 or 12 gauge shotguns and [#2 or #4] fine shot **no smaller than #4 (.13 inches in diameter) or larger than #T (.20 inches in diameter)** may be used.

(j)-(k) (No change.)

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7:25-5.20 Dogs

(a) A person shall not exercise or train dogs on State Fish and Wildlife Management Areas May 1 to August 31, inclusive, except on portions or various wildlife management areas designated as dog training areas, and there shall be no exercising or training of dogs on any Wildlife Management Area on the day preceding the opening of the regular small game season, **enumerated in N.J.A.C. 7:25-5.3(a)** including: [November 7, 2003; November 12, 2004; and,] November 11, 2005; **November 10, 2006; November 9, 2007; November 7, 2008; November 6, 2009; and, November 12, 2010.**

(b)-(c) (No change.)

7:25-5.22 Wild animals; possession, killing

(a) (No change.)

(b) This section shall not apply to the taking of English sparrows, European starlings, or blackbirds that are doing damage to crops or property; nor shall it apply to the taking of household pests such as Norway rats and house mice.

1. (No change.)

2. Nothing in this section shall preclude a person from taking resident Canada geese or their nests or eggs in accordance with 50 CFR 50 21.41 as authorized by the U.S. Department of the Interior, Fish and Wildlife Service. Persons taking resident Canada geese or their nests or eggs under this section may be required to report on or keep a log of their activities if authorized by the U.S. Department of the Interior, Fish and Wildlife Service, as proposed in 68 FR 50496-1. Methods and circumstances established by the U.S. Department of Interior, Fish

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and Wildlife Service governing where Canada geese, or their nests or eggs may be taken will be authorized by the Director, with the approval of the Council.

(c)-(d) (No change.)

(e) No person shall have in possession a deer, bear or turkey, **or the parts thereof including the meat of a deer, bear or turkey,** that he himself or she herself did not kill unless it has a tag **or label** bearing the **date of harvest, possession seal number, and the** name, address, telephone number, **and** license [and permit] number of the person who killed the deer, bear or turkey.

1.-3. (No change.)

(f)-(h) (No change.)

7:25-5.23 Firearms and missiles, etc.

(a) Except when legally engaged in deer or black bear hunting during the prescribed firearm seasons, respectively, no person shall have in his or her possession in the woods, fields, marshlands or on the water any shell or cartridge with missiles of any kind larger than No. 4 fine shot. This shall not apply to persons properly licensed and permitted for hunting [coyote] during the special eastern coyote, **red fox and gray fox** hunting season, exclusively, who may use [No.2] fine shot **no smaller than #4 (.13 inches in diameter) or larger than #T (.20 inches in diameter)**. This shall not preclude farmers or their agents from using shot not larger than No. 4 buckshot to control woodchuck causing damage or a properly licensed person from hunting woodchuck with a rifle during the woodchuck season. For hunting woodchuck, center-fire rifles of .25 caliber or smaller or rim-fire rifles may be used. Center-fire rifles larger than .25 caliber

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may also be used provided that the bullets used do not exceed 100 grains in weight. All center-fire rifle ammunition used in hunting woodchucks must be hollow point, soft point or expanding lead core bullets. All rim-fire rifle ammunition used in hunting woodchuck must be hollow point or soft point type. Also excepted is the use of a muzzleloading rifle, .36 caliber or smaller, loaded with a single projectile during the prescribed portion of the squirrel season in designated areas. Waterfowl hunters may possess and use shotgun shells loaded with T (.200") steel fine shot or smaller or other non-toxic shot authorized by Federal regulations no larger than T (.200") shot and properly licensed persons hunting for raccoon or opossum with hounds or engaged in trapping for furbearing animals may possess and use a .22 caliber rifle and raccoon, or opossum or legally trapped furbearing animals other than muskrat. Notwithstanding the foregoing, this subsection shall not preclude agents and/or permittees operating under an approved Special Deer Management Permit (N.J.A.C. 7:25-5.32) from shooting deer with a rifle or a rifle equipped with a silencer or suppressor if that permit so specifically provides. Rifles for this purpose shall be restricted as specifically provided in that permit to include only .22, .223, .270 and .45 caliber or other calibers approved by the Division. Only highly frangible bullets shall be employed in .223 and .270 caliber rifles. Bullets employed in .22 and .45 caliber rifles shall be restricted to those designed to provide maximum expansion and limited penetration. As a part of a Special Deer Management Permit use of .22 rim-fire ammunition is restricted to euthanasia of captive deer only.

(b)-(d) (No change.)

(e) Within the areas described as portions of Passaic, Mercer, Hunterdon, Warren, Morris and Sussex Counties lying within a continuous line beginning at the intersection of Rt. 513 and the New York State line; then south along Rt. 513 to its intersection with Rt. 511; then south along Rt. 511 to its intersection with Rt. 46; then west along Rt. 46 to its intersection with Rt. 80; then west along Rt. 80 to its intersection with Rt. 15; then north along Rt. 15 to its intersection with the Morris-Sussex County line; then south along the Morris-Sussex County line to the Warren County line; then southwest

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along the Morris-Warren County line to the Hunterdon County line; then southeast along the Morris-Hunterdon County line to the Somerset County line; then south along the Somerset-Hunterdon County line to its intersection with the Mercer County line; then west and south along the Hunterdon Mercer County line to its intersection with Rt. 31; then south along Rt. 31 to its intersection with Rt. 546; then west along Rt. 546 to the Delaware River; then north along the east bank of the Delaware River to the New York State Line; then east along the New York State Line to the point of beginning at Lakeside; and in that portion of Salem, Gloucester, Camden, Burlington, Mercer, Monmouth, Ocean, Atlantic, Cape May and Cumberland counties lying within a continuous line beginning at the intersection of Rt. 295 and the Delaware River; then east along Rt. 295 to its intersection with the New Jersey Turnpike; then east along the New Jersey Turnpike to its intersection with Rt. 40; then east along Rt. 40 to its intersection with Rt. 47; then north along Rt. 47 to its intersection with Rt. 536; then east along Rt. 536 to its intersection with Rt. 206; then north along Rt. 206 to its intersection with the New Jersey Turnpike; then northeast along the New Jersey Turnpike to its intersection with Rt. 571; then southeast along Rt. 571 to its intersection with the Garden State Parkway; then south along the Garden State Parkway to its intersection with Rt. 9 at Somers Point; then south along Rt. 9 to its intersection with Rt. 83; then west along Rt. 83 to its intersection with Rt. 47; then north along Rt. 47 to its intersection with Dennis Creek; then south along the west bank of Dennis Creek to its intersection with Delaware Bay; then northwest along the east shore of Delaware Bay and the Delaware River to the point of beginning; persons holding a valid and proper rifle permit in addition to their current firearm hunting license may hunt for squirrels between [September 25–November 12, 2004, and January 8–February 21, 2005; and] September 24[,] – November 11, 2005 and January 7 – February 20, 2006; **September 30 – November 10, 2006 and January 6 – February 19, 2007; September 29 - November 9, 2007 and January 5 – February 18, 2008; September 27 – November 7, 2008 and January 10 – February 16, 2009; September 26 – November 6, 2009 and January 9 – February 15, 2010; and, September 25 – November 12, 2010 and January 8 – February 21, 2011** using a .36 caliber or smaller muzzleloading rifle loaded with a single projectile.

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(f)-(v) (No change.)

7:25-5.25 White-tailed deer (*Odocoileus virginianus*) fall bow season

(a) Duration of the fall bow season is as set forth in (a)1 through 2 below. Legal hunting hours shall be 1/2 hour before sunrise to 1/2 hour after sunset.

1. [October 2 – 29, 2004,] **October 1 – 28, 2005; September 30, 2006 - October 27, 2006; September 29, 2007 - October 26, 2007; October 4, 2008 - October 31, 2008; October 3, 2009 - October 30, 2009; and October 2, 2010 - October 29, 2010** in Zones 1, 3, 4, 6, 18, 21, 23, 24, 30, 34, 37, 39, 43, 45, 46, [52]**53**–55 and 65.

2. [September 11 – October 29, 2004 and] **September 10 – October 28, 2005; September 9, 2006 - October 27, 2006; September 8, 2007 - October 26, 2007; September 13, 2008 - October 31, 2008; September 12, 2009 - October 30, 2009; and, September 11, 2010 - October 29, 2010** in Zones 2, 5, 7–17, 19, 22, 25–29, 31, 35, 36, 40–42, 47–51, 57, 63 and 66.

3. A special youth deer hunting day with bow and arrow will be held on Saturday, September 24, 2005; Saturday, September 23, 2006; Saturday, September 22, 2007; Saturday, September 27, 2008; Saturday, September 26, 2009; and, Saturday, September 25, 2010. The season will be open in all zones that are open for the fall bow season. Youth hunters must possess a current and valid youth bow license or be less than 16 years of age on the season date and qualified to hunt without a license under the farmer license exemption. All youth hunters must be under the direct supervision of a non-hunting adult (21 years of age or older), who must possess a proper and valid bow license. Direct supervision means the youth hunter and the supervising adult are together at the same location. The youth hunter may not hunt independently of the supervising adult. Any bow and edged arrowhead approved for deer hunting may be used. Legal hunting hours are 1/2

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hour before sunrise to 1/2 hour after sunset EST. All other hunting requirements for the fall bow season shall apply, except as noted in (b) 3. below.

(b) Bag Limit: Only one antlered deer may be taken Statewide during the fall bow season. Hunters taking an antlered buck in accordance with the provisions set forth in this section must have a “Fall Bow Only Antlered Buck Stub” from their bow and arrow or all around sportsman license which is designated for use during the fall bow season. The standard bag limit is two deer, either one antlered and one antlerless or two antlerless in Zones: 1, 3, 4, 6, 18, 21, 23, 24, 30, 34, [37,] 43, 45, 46, [52,] 53, 55, and 65. In Zones: 2, 5, 7-17, 19, 22, 25-29, 31, 35, 36, **37**, 39-42, 47-51, 54, 57, 63, and 66 the bag limit is one antlered deer and an unlimited number of antlerless deer. In Zones 7–15, 36, 40, 41, 49, 50 and 51, an antlerless deer must be taken from one of these zones before an antlered deer may be taken throughout the season. In Zones 2, 5, 16, 17, 19, 22, 25-29, 31, 35, 42, 47, 48, 57 and 63 an antlerless deer must be taken before an antlered deer from [September 11 – October 1, 2004 and] September 10 – 30, 2005; **September 9 - 29, 2006; September 8 - 28, 2007; September 13 - October 3, 2008; September 12 - October 2, 2009; and, September 11 - October 1, 2010**; after these periods, the earn-a-buck requirement does not apply. Properly licensed hunters who harvest their first deer during the fall bow season subject to the provisions of this section will be given a “New Jersey Supplemental Deer Transportation Tag” (supplemental tag), upon registration of their deer at a designated deer check station. This tag will be valid for the taking of one additional deer, either an antlered or antlerless deer, if the first deer was antlerless; or, an antlerless deer, if the first deer was antlered. The supplemental tag may be used in any zone that is open for the season subject to the limitations of this section. Properly licensed hunters that harvest a second deer may obtain a “New Jersey Supplemental Deer Transportation Tag” upon registration of their second deer at a designated check station. Supplemental tags for the taking of a third or subsequent deer are valid only in zones that have a bag limit of an unlimited number of antlerless deer listed above. After taking a second deer, hunters may not hunt deer during the fall bow season in the following Zones: 1, 3, 4, 6, 18, 21, 23, 24, 30, 34, [37,] 43, 45, 46, [52,] 53, 55 and 65. One additional supplemental tag,

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valid only in zones with an unlimited antlerless deer bag limit, will be issued upon registration of each subsequent deer until the season concludes. After harvesting the season limit of one antlered deer, supplemental deer tags will only be valid for taking antlerless deer. All supplemental tags are valid on the date of issuance in all zones that are open for this season. Deer shall be tagged immediately with completely filled in "transportation tag" and shall be transported to a deer checking station before 8:00 P.M. D.S.T. or E.S.T., whichever is in effect, on the day killed to secure a legal possession tag. The legal possession tag must be securely affixed or locked on the deer before the deer is transported or removed from the authorized deer checking station. Hunters are responsible for legal possession tags being securely affixed or locked before leaving the deer check station. The supplemental tag shall be valid on the day of issuance and all registration requirements apply. In addition, hunters taking an antlered buck must immediately detach, date and initial the current year "Fall Bow Only Antlered Buck Stub" from their bow and arrow or all around sportsman license, and surrender the stub with the transportation tag at the checking station.

1.-2. (No change.)

3. The bag limit for the special youth hunting day provided in (a)3. is one deer of either sex and any age. The requirement that hunters take an antlerless deer first or earn-a-buck is waived for this day only. All tagging and deer checking requirements shall apply. The provisions of (b)2. above, requiring that antlered deer must have at least three antler points on one side is waived for the special youth hunt on this day only.

(c)-(d) (No change.)

7:25-5.26 White-tailed deer winter bow season

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(a) Duration of the winter bow season is from [January 1 - 31, 2005, and] January 2 – 31, 2006; **January 1 - 31, 2007, January 1 - 31, 2008, January 1 - 31, 2009, January 1 -30, 2010, and January 1 -31, 2011** in zones: 1–6, 16-19, 21-31, 34, 35, [37,] 39, 40, 42, 43, 45-48, [52,] 53, 54, 55, 63, 65 and 66[;]. **Duration of the season is:** [and, January 1 – February 19, 2005 and] January 2 – February 18, 2006 **January 1 - February 17, 2007, January 1 - February 16, 2008, January 1 - February 21, 2009, January 1 - February 20, 2010, and January 1 - February 19, 2011** in zones: 7–15, 36, **37**, 41, 49, 50 and 51, except closed January 1 (New Years Day) in Zone[s] 37 [and 52]. Legal hunting hours shall be 1/2 hour before sunrise to 1/2 hour after sunset.

(b) Bag Limit: Only one antlered deer may be taken Statewide during the winter bow season where the season is open. Hunters taking an antlered buck in accordance with the provisions set forth in this section must have an antlered buck stub from their bow and arrow hunting license or all around sportsman license which is designated for use during the winter bow season. The standard bag limit is two deer, one antlered and one antlerless, or two antlerless in Zones 1, 3, 4, 6, 18, 21, 23, 24, 30, 34, [37,] 43, 45, 46, [52,] 53, 55 and 65. In Zones 2, 5, 7-17, 19, 22, 25-29, 31, 35, 36, **37**, 39-42, 47-51, 54, 63 and 66 the bag limit is one antlered deer and an unlimited number of antlerless deer. Properly licensed hunters who take their first deer during the winter bow season will be given a “New Jersey Supplemental Deer Transportation Tag” (supplemental tag), upon registration of their first deer at a designated deer check station. This tag will be valid for the taking of one additional deer, either an antlered or antlerless deer, if the first deer was antlerless; or, an antlerless deer, if the first deer was antlered. The supplemental tag may be used in any zone that is open for the winter bow season subject to the limitations of this section. Properly licensed hunters that take a second deer may obtain a “New Jersey Supplemental Deer Transportation Tag” upon registration of their second deer at a designated check station. Supplemental tags for the taking of a third or subsequent deer are only valid in zones that have a bag limit of an unlimited number of antlerless deer. Supplemental tags for the taking of a third and subsequent

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deer will only be valid in the zones listed above having an unlimited bag limit for antlerless deer. After taking a second deer, hunters may not hunt deer during the winter bow season in the following Zones: 1, 3, 4, 6, 18, 21, 23, 24, 30, 34, [37,] 43, 45, 46, [52,] 53, 55 and 65. One additional supplemental tag, valid only in zones with an unlimited antlerless deer bag limit, will be issued upon registration of each subsequent deer until the season concludes. Supplemental tags and transportation tags attached to the regular license are only valid for taking antlerless deer except that they are valid for taking an antlered deer when accompanied by a proper and valid antlered buck stub designated for use during the winter bow season. After harvesting the season limit of one antlered deer, supplemental tags will only be valid for taking antlerless deer. All supplemental tags are valid on the date of issuance in all zones that are open for the winter bow season. Upon harvesting a deer, hunters must immediately detach, completely fill out and attach the "transportation tag" to the deer, and then take the deer to a deer checking station before 7:00 P.M. E.S.T. on the day killed to secure a legal possession tag. The legal possession tag must be securely affixed or locked on the deer before the deer is transported or removed from the authorized deer checking station. Hunters are responsible for legal possession tags being securely affixed or locked before leaving the deer check station. In addition, hunters taking an antlered buck must immediately detach, date and initial the current year "Winter Bow Only Antlered Buck Stub" from their bow and arrow or all around sportsman license, and surrender the stub with the transportation tag at the checking station.

1.-2. (No change.)

(c)-(d) (No change.)

7:25-5.27 White-tailed deer six-day firearm season

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(a) Duration for this season will be [December 8–13, 2003; December 6–11, 2004; and,] December 5 - 10, 2005, **December 4 - 9, 2006, December 3 - 8, 2007, December 8 - 13, 2008, December 7 - 12, 2009, and December 6 - 11, 2010** inclusive with shotgun or muzzleloader rifle, exclusively.

1. A special youth deer hunting day with shotgun or muzzleloader rifle will be held on [Saturday, November 22, 2003; Saturday, November 20, 2004; and,] Saturday, November [18] **19, 2005; Saturday, November 18, 2006; Saturday, November 17, 2007; Saturday, November 22, 2008; Saturday, November 21, 2009; and, Saturday, November 20, 2010**], inclusive]. Youth hunters must possess a current and valid youth firearms license or be less than 16 years of age on the season date and qualified to hunt without a license under the farmer license exemption. Possession of a proper and valid rifle permit is also required if a muzzleloading rifle is used. All youth hunters must be under the direct supervision of a non-hunting adult (21 years of age or older), who must also possess a proper and valid firearm license and a rifle permit, if the youth hunter is using a muzzleloading rifle. Direct supervision means the youth hunter and the supervising adult are together at the same location. The youth hunter may not hunt independently of the supervising adult. Any firearm and ammunition approved for deer hunting may be used. Legal hunting hours are ½ hour before sunrise to ½ hour after sunset EST. All other hunting requirements for the six-day firearm season shall apply, except as noted in (b)3. below.

(b)-(f) (No change.)

7:25-5.28 White-tailed deer muzzleloader rifle permit season

(a)-(b) (No change.)

(c) Bag Limit: Only one antlered deer may be taken Statewide during the

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muzzleloader rifle permit season, regardless of the number of permits obtained. Hunters taking an antlered buck in accordance with the provisions set forth in this section must have an "Antlered Buck Stub" from their firearm or all around sportsman license from the calendar year in which the season begins which is designated for use during the "Permit Muzzleloader Only" season. Two deer, one antlered and one antlerless or two antlerless may be taken on a permit in Zones 1, 3, 4, 6, 18, 21, 23, 24, 30, 34, 37, 43, 45, 46, [52,] 53, 55 and 65. One antlered and an unlimited number of antlerless deer may be taken in Zones 2, 5, 7-17, 19, 22, 25-29, 31, 35, 36, 38-42, 47-51, 54, 57-59, 61, 63, 66 and 67, except as noted below and in (c) 1 and 2 below. Only one deer may be taken at a time per permit until the season limit is reached except in Zones 5, 7-15, 17, 19, 25, 36, 38-42, 48-51, 54, 59 and 66 where the limit is two deer at a time per permit until the season concludes. In Zones 2, 5, 7-17, 19, 22, 25-29, 31, 35, 36, 38-42, 47-51, 54, 57-59, 61, 63, 66 and 67 supplemental tags for the taking of a third and subsequent deer will be issued upon registration of deer at official deer checking stations until the season concludes. In Zones 7-15, 36, 41, 49, 50 and 51 only antlerless deer may be taken on applicable muzzleloader season permits during the period of [November 22 - 24, and 26 and December 6 - 11, 2004,] November 21 - 23 and 25 and December 5 - 10, 2005; **November 20 - 22 and 24 and December 4 - 9, 2006; November 19 - 21 and 23 and December 3 - 8, 2007; November 24 - 26 and 28 and December 8 - 13, 2008; November 23 - 25 and 27 and December 7 - 12, 2009; and, November 22 - 24 and 26 and December 6 - 11, 2010.** In Zones 5, 17, 19, 25, 42 and 48 only antlerless deer may be taken during the periods of [December 6 - 11, 2004 and] December 5 - 10, 2005; **December 4 - 9, 2006; December 3 - 8, 2007; December 8 - 13, 2008; December 7 - 12, 2009; and December 6 - 11, 2010.** All supplemental tags are valid on the date of issuance and only in the zone for which the special season permit was issued. All deer registration requirements apply. Deer shall be tagged immediately with the muzzleloader rifle permit season permit, transportation tag completely filled in, and shall be transported to a deer checking station before 7:00 P.M. E.S.T. on the day killed to secure a legal possession tag. The legal possession tag must be securely affixed or locked before the deer is transported or removed from the authorized deer checking station. Hunters are

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responsible for legal possession tags being securely affixed or locked on the deer before leaving the deer check station. In addition, hunters taking an antlered buck must immediately detach, date and initial the "Antlered Buck Stub – Permit Muzzleloader Only" from their firearm or all around sportsman license from the calendar year in which the season began, and surrender the stub with the transportation tag at the checking station. In zones where the muzzleloader rifle permit season extends into January or February, the buck stub from the calendar year in which the season began shall be valid until the end of the season. The possession of a deer after 7:00 P.M. E.S.T. on the date killed without a legal possession seal shall be deemed illegal possession. Except as noted in (c)1 through 3 below upon completion of registration of first deer, one valid and proper "New Jersey Supplemental Deer Transportation Tag" (supplemental tag) will be issued which will allow this person to continue hunting and take one additional deer either an antlered deer or antlerless deer if the first deer was antlerless or an antlerless deer if the first deer was antlered during the current muzzleloader rifle permit season. The supplemental tag shall be valid on the day of issuance and all registration requirements apply.

1. In Zones 7, 8, 9, 10, 11, 12, 13, 14, 15, 36, 41, 49, 50, and 51, an antlerless deer must be taken from one of these zones in each year before taking or attempting to take an antlered deer on [November 29 or 30, 2004 and] **November 28 or 29, 2005; November 27 or 28, 2006; November 26 or 27, 2007; December 1 or 2, 2008; November 30 or December 1, 2009; and, November 29 or 30, 2010.** An antlerless deer taken in these zones on [November 22 – 24 and 26, 2004 and] **November 21 – 23, and 25, 2005; November 20 - 22 and 24, 2006; November 19 - 21 and 23, 2007; November 24 - 26 and 28, 2008; November 23 - 25 and 27, 2009; and, November 22 - 24 and 26, 2010,** also satisfies the earn-a buck requirement for the respective year. In Zones [38,] 40 and 67 an antlerless deer must be taken in each year before taking or attempting to take an antlered deer during the prescribed muzzleloader deer seasons. It shall not be necessary to harvest an antlerless deer before taking or attempting to take an antlered deer during muzzleloader, permit season days scheduled after the conclusion of

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the six-day firearm season.

2.-3. (No change.)

(d) Duration of the muzzleloader rifle permit season is as set forth in (d)1 through 15 below. There is no season in the following Zones: 56 and 64. Legal hunting hours shall be 1/2 hour before sunrise to 1/2 hour after sunset E.S.T.

1. [November 29, 30 and December 13, 14, 18 – 24, 27 – 31, 2004 and January 1- 7, 2005; and,] November 28, 29 and December 12, 13, 17 – 31, 2005 and January 2 – 6, 2006; **November 27, 28 and December 11, 12, 16 - 23, 26 - 30, 2006 and January 1 - 5, 2007; November 26, 27 and December 10, 11, 15 - 24, 26 - 31, 2007 and January 1 - 4, 2008; December 1, 2, 15, 16, 20 - 24, 26 - 31, 2008 and January 1 - 9, 2009; November 30 and December 1, 14, 15, 19 - 24, 26 - 31, 2009 and January 1 - 8, 2010; and, November 29, 30 and December 13, 14, 18 - 24, 27 - 31, 2010 and January 1 - 7, 2011** in Zones 1-3, 6, 16, 18, 21-24, 26-31, 34, 35, 43, 45– 47, 55, 57, 58, 61, 63 and 65.

2. [November 29, 30 and December 13, 14, 18 – 24, 27 – 29, 2004; and,] November 28, 29 and December 12, 13, 17 – 24, 26 and 27, 2005; **November 27, 28 and December 11, 12, 16 - 23 and 26, 2006; November 26, 27 and December 10, 11 and 15 - 24, 2007; December 1, 2, 15, 16, 20 - 24, 26 - 30, 2008; November 30 and December 1, 14, 15, 19 - 24 and 26 - 29, 2009; and, November 29, 30 and December 13, 14, 18 - 24, 27 and 28, 2010** in Zone 4.

3. [November 22 – 24, 26, 29 and 30 and December 6 – 11, 13, 14, 18 – 24, 27 – 31, 2004 and January 1 – February 12, 2005; and,] November 21 – 23, 25, 28, 29 and December 5 – 10, 12, 13, 17 – 31, 2005 and January 2 – February 11, 2006; **November 20 - 22, 27, 28, and December 4 - 9, 11, 12, 16 - 23, 26 - 30, 2006 and January 1 - February 10, 2007; November 19 - 21, 23, 26, 27 and December 3 - 8, 10, 11, 15 - 24, 26 - 31, 2007 and January 1 - February 9, 2008; November 24 - 26, 28 and December**

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1, 2, 8 - 13, 15, 16, 20 - 24, 26 - 31, 2008 and January 1 - February 14, 2009; November 23 - 25, 27, 30 and December 1, 7 - 12, 14, 15, 19 - 24, 26 - 31, 2009 and January 1 - February 13, 2010; and, November 22- 24, 26, 29, 30 and December 6 - 11, 13, 14, 18 - 24, 27 - 31, 2010 and January 1 - February 12, 2011 in Zones 7-15, 36, 41, 49, 50 and 51.

4. [November 29 and 30 and December 6 – 11, 13, 14, 18 – 24, 27 – 31, 2004 and January 1 – 31, 2005; and,] November 28 and 29 and December 5 – 10, 12, 13, 17 – 31, 2005 and January 2 – 31, 2006; **November 27, 28 and December 4 - 9, 11, 12, 16 - 23, 26 - 30, 2006 and January 1 - 5, 2007; November 26, 27 and December 3 - 8, 10, 11, 15 - 24, 26 - 31, 2007 and January 1 - 4, 2008; December 1, 2, 8 - 13, 15, 16, 20 - 24, 26 - 31, 2008 and January 1 - 9, 2009; November 30 and December 1, 7 - 12, 14, 15, 19 - 24, 26 - 31, 2009 and January 1 - 8, 2010; and, November 29, 30 and December 6 - 11, 13, 14, 18 - 24, 27 - 31, 2010 and January 1 - 7, 2011** in Zones 5, 17, 19, 25, 42 and 48.

5. [November 8 – 12, and December 13 – 24, 27 – 31, 2004 and January 3 – 8, 2005; and,] November 7 – 11, and December 12 – 31, 2005 and January 2 – 7, 2006; **November 6 - 10, and December 11 - 23, 26 - 30, 2006 and January 2 - 6, 2007; November 5 - 9 and December 10 - 24, 26 - 31, 2007 and January 2 - 5, 2008; November 10 - 14 and December 15 - 24, 26 -31, 2008 and January 2 - 10, 2009; November 9 - 13 and December 14 - 24, 26 - 31, 2009 and January 2 - 9, 2010; and, November 8 - 12 and December 13 – 24, 27 – 31, 2010 and January 3 – 8, 2011** in Zone[s] 37 [and 52].

6. [November 13, 17 – 20, 2004; and,] November 12, 16 – 19, 2005; **November 11, 15 – 18, 2006; November 10, 14 – 17, 2007; November 15, 19 – 22, 2008; November 14, 18 – 21, 2009; November 13, 17 – 20, 2010; November 12, 16 – 19, 2011** in Zone 38.

7. [November 29 – December 4, 13 – 31, 2004 and January 1 – 31, 2005; and] November 28 – December 3, 12 - 31, 2005 and January 2 – 31, 2006; **November 27 – December 2, 11 – 30, 2006 and January 1 – 31, 2007; November 26 – December 1, 10 - 31, 2007 and January 1 – 31, 2008; December 1 – 6, 15 – 31, 2008 and January 1 –**

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31, 2009; November 30 – December 5, 14 – 31, 2009 and January 1 – 30, 2010; and November 29 –December 4, 13 – 31, 2010 and January 1 – 31, 2011 in Zone 39.

8. [November 6, 13, 20, and 22 - 27, 2004; and] November 5, **11, 12, 19, and 21 – [26]23, 25 and 26, 2005; November 4, 11, 18, 20 – 22, 24 and 25, 2006; November 3, 10, 17, 19 – 21, 23 and 24, 2007; November 8, 11, 15, 22, 24 – 26, 28 and 29, 2008; November 7, 11, 14, 21, 23 – 25, 27 and 28, 2009; and, November 6, 11, 13, 20, 22 – 24, 26 and 27, 2010** in Zone 40.

9. [November 27 – 30 and December 1 – 4, 13 –24, 27 – 31, 2004 and January 1 – 8, 2005; and,] November 26 – 30 and December 1 – 3, 12 - 31, 2005 and January 2 – [14]7, 2006; **November 25 – 30 and December 1, 2, 11 – 23, 26 – 30, 2006 and January 1 – 6, 2007; November 24 – 30 and December 1, 10 – 24, 26 – 31, 2007 and January 1 – 5, 2008; November 29 and December 1 – 6, 15 – 24, 26 – 31, 2008 and January 1 – 10, 2009; November 28 – 30 and December 1 – 5, 14 – 24, 26 – 31, 2009 and January 1 – 9, 2010; and, November 27 – 30 and December 1 – 4, 13 – 24, 27 – 31, 2010 and January 1 – 8, 2011** in Zone 53.

10. [November 29 and 30 and December 13 – 31, 2004 and January 1–8, 2005; and,] November 28 and 29 and December 12 – 31, 2005 and January 2 – 7, 2006; **November 27, 28 and December 11 – 31, 2006 and January 1 – 6, 2007; November 26, 27 and December 10 – 31, 2007 and January 1 – 5, 2008; December 1, 2, 15 – 31, 2008 and January 1 – 10, 2009; November 30 and December 1, 14 – 31, 2009 and January 1 – 9, 2010; and, November 29, 30 and December 13 – 31, 2010 and January 1 – 8, 2011** in Zone 54.

11. [December 13 - 24, 2004; and,] December 12 – 24, 2005; **December 11 – 23, 2006; December 10 – 22, 2007; December 15 – 27, 2008; December 14 – 26, 2009; and, December 13 – 24, 2010** in Zone 59.

12. [November 27 - December 4, 10 and 11, 2004 and January 8 and 15, 2005; and,] November 26 - December 3, 9 and 10, 2005 and January 7 and 14, 2006; **November 25 –December 2, 8, 9, 2006 and January 6, 13, 2007; November 24 – December 1, 7, 8, 2007 and January 5, 12, 2008; November 29 – December 6, 12, 13,**

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2008 and January 3, 10, 2009; November 28 – December 5, 11, 12, 2009 and January 2, 9, 2010; and, November 27 – December 4, 10, 11, 2010 and January 8, 15, 2011 in Zone 66.

13. [November 8 – 11, 15 – 18, 2004; and,] November 7 – 10, 14 – 17, 2005; **November 6 – 9, 13 16, 2006; November 5 – 8, 12 – 15, 2007; November 10 – 13, 17 – 20, 2008; November 9 – 12, 16 -19, 2009; and, November 8 – 11, 15 – 18, 2010** in Zone 67.

14.-15. (No change.)

(e) (No change.)

(f) Method: The taking of two deer, one antlered and one antlerless, or two antlerless, except as noted in (c)1 through 3 above, or the taking of deer as designated for special hunts is authorized to holders of valid permits for muzzleloader rifle permit season in designated deer management zones. The taking of two deer, one antlered and one antlerless, or two antlerless or the taking of deer as designated for special hunts is authorized to holders of valid farmer permits for muzzleloader rifle permit season only on the farm occupied and designated on the permit application.

1. Limited quota, special deer permits for muzzleloader rifle permit season will be issued on an individual basis to holders of valid and current firearm licenses and qualified farmers. Only one application per regular firearm license holder may be submitted, whether for muzzleloader rifle or shotgun permit seasons, during the initial application period. During the initial application period, regular firearm license holders may also submit one application for either a left-over shotgun or muzzleloader deer permit in the event such permits are available following the initial drawing. Duplicate or multiple applications will cause all applications to be void. All persons, while their hunting licenses are void under the authority of law or as imposed by a court are prohibited from making application for, or otherwise procuring a muzzleloader deer permit. For special management zones where the agency administering the affected land requires that hunters

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attend mandatory hunter orientation as a condition of access, failure to attend the designated session shall result in invalidation of the muzzleloader season permit for the zone. Limited quota, special deer permit zones include the following deer management zones: 37, 38, 39, 40, [52,] 53, 54, 57, 58, 59, 61, 66 and 67. Only one muzzleloader rifle permit season permit may be purchased per zone.

2. (No change.)

(g)-(j) (No change.)

(k) The Deer Management Zone Map is on file at the Office of Administrative Law and is available from that agency or the Division. The [2004-2005] **2005-2006, 2006-2007; 2007-2008; 2008-2009; 2009-2010; and, 2010-2011** Muzzleloader Rifle Deer Season Permit Quotas are as follows:

[2004-2005] MUZZLELOADER RIFLE PERMIT SEASON PERMIT QUOTAS

Deer Mgt. Zone No.	Season Dates Code	Permit Quota [2004-2005]	Portions of Counties Involved
1	1	1,140	Sussex
2	1	2,510	Sussex
3	1	1,180	Sussex, Passaic, Bergen, Morris
4	2	1,270	Sussex, Warren
5	4	3,510	Sussex, Warren
6	1	1,760	Sussex, Morris, Passaic, Essex, Warren
7	3	1,690	Warren, Hunterdon

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8	3	2,920	Warren, Hunterdon, Morris, Somerset
9	3	530	Morris, Somerset
10	3	1,760	Warren, Hunterdon
11	3	1,090	Hunterdon
12	3	1,860	Mercer, Hunterdon, Somerset
13	3	365	Morris, Somerset, Union
14	3	1,020	Mercer, Somerset, Middlesex, Burlington
15	3	1,260	Mercer, Monmouth, Middlesex
16	1	1,240	Ocean, Monmouth
17	4	845	Ocean, Monmouth, Mercer, Burlington
18	1	660	Ocean
19	4	1,570	Camden, Burlington
21	1	1,350	Burlington, Ocean
22	1	350	Burlington, Ocean
23	1	1,420	Burlington, Camden, Atlantic
24	1	700	Burlington, Ocean
25	4	1,265	Gloucester, Camden, Atlantic, Salem
26	1	1,860	Atlantic
27	1	1,050	Salem, Cumberland
28	1	1,330	Salem, Cumberland, Gloucester
29	1	965	Salem, Cumberland
30	1	610	Cumberland
31	1	435	Cumberland
34	1	1,720	Cape May, Cumberland
35	1	1,460	Gloucester, Salem
36	3	100	Bergen, Hudson, Essex, Morris, Union, Somerset, Middlesex, Passaic
37	5	[300] 480	Burlington, <u>Ocean</u> (Fort Dix Military Reservation)
38	6	10	Morris (Great Swamp National Wildlife

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			Refuge)
39	7	100	Monmouth (Earle Naval Weapons Station)
40	8	50	Monmouth (Earle Naval Weapons Station – Waterfront)
41	3	590	Mercer, Hunterdon
42	4	500	Atlantic
43	1	255	Cumberland
45	1	590	Cumberland, Atlantic, Cape May
46	1	528	Atlantic
47	1	440	Atlantic, Cumberland, Gloucester
48	4	780	Burlington
49	3	120	Burlington, Camden, Gloucester
50	3	510	Middlesex, Monmouth
51	3	410	Monmouth, Ocean
[52]	[5]	[180]	[Ocean (Fort Dix Military Reservation)]
53	9	[40] 100	Ocean (Lakehurst Naval Engineering Station)
54	10	[25] 35	Morris (Picatinny Arsenal-ARRAD Com)
55	1	210	Gloucester
56		0	Atlantic (Edwin B. Forsythe National Wildlife Refuge)
57	1	40	Atlantic (Edwin B. Forsythe National Wildlife Refuge)
58	1	50	Burlington, Ocean (Edwin B. Forsythe National Wildlife Refuge)
59	11	25	Salem (Supawna Meadows National Wildlife Refuge)
61	1	40	Atlantic (Atlantic County Park System)
63	1	280	Salem

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64		0	Monmouth (Monmouth Battlefield State Park)
65	1	390	Gloucester, Camden
66	12	15	Atlantic (Federal Aviation Administration William J. Hughes Technical Center)
67	13	350	Sussex (High Point State Park)
<hr/>			
Total		[49,723]	<u>49,793</u>

(l) See (d)1 through [12]**13** above for corresponding season date codes.

(m) Permit quotas in Zones 37, 38, 39, 40, [52-]**53**, 54, 57, 58, 59, 61, 66 and 67 are contingent upon approval by appropriate land management agencies for those zones.

(n) (No change.)

7:25-5.29 White-tailed deer shotgun permit season

(a)-(b) (No change.)

(c) Bag limit: A properly licensed hunter who did not take two antlered deer during the current year, six-day firearm season may take one antlered deer during the shotgun permit season. Only one antlered deer may be taken Statewide during the shotgun permit season, regardless of the number of permits obtained. Hunters taking an antlered deer in accordance with the provisions set forth in this section must have a valid “Antlered Buck Stub 6-Day Firearm Or Permit Shotgun Only” from their firearm or all around sportsman license from the calendar year in which the season begins. One deer,

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either antlered or antlerless, may be taken on a permit in Zones 1, 3, 4, 21, 23, 24, 37, 43, 45, **and** 46[, and 52]. Two deer, either one antlered and one antlerless or two antlerless may be taken on a permit in Zones 6, 18, 30, 34 55, and 65. One antlered deer and an unlimited number of antlerless deer may be taken on a permit in Zones: 2, 5, 7- 17, 19, 22, 25–29, 31, 35, 36, 38-42, 47–51, 53, 54, 56–59, 61, 63, 64 and 66. In Zones 7, 8, 9, 10, 11, 12, 13, 14, 15, 36, 41, 49, 50, and 51, only antlerless deer may be taken on [November 22 - 24 and 26, and December 6 - 11, 2004; and,] November 21 - 23 and 25, and December 5 - 10, 2005; **November 20 – 22 and 24 and December 4 – 9, 2006; November 19 – 21 and 23 and December 3 – 8, 2007; November 24 – 26 and 28 and December 8 – 13, 2008; November 23 – 25 and 27 and December 7 – 12, 2009; and, November 22 - 24 and 26 and December 6 – 11, 2010.** In Zones 5, 17, 19, 25, 42 and 48 only antlerless deer may be taken during the period of [December 6 – 11, 2004; and,] December 5 – 10, 2005; **December 4 – 9, 2006; December 3 – 8, 2007; December 8 – 13, 2008; December 7 – 12, 2009; and, December 6 - 11, 2010.** In Zone[s 38 and] 40 an antlerless deer must be taken before taking or attempting to take an antlered deer during the prescribed season. Only one deer may be taken at a time per permit until the season limit is reached except in Zones 5, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 19, 25, 36, 38, 39, 40, 41, 42, 48, 49, 50, 51, 54, 56, 59, 64 and 66 where the limit is two deer at a time per permit until the season concludes. New Jersey Supplemental Deer Transportation Tags are valid on the day of issuance in all zones. All deer tagging and registration provisions apply. In addition, hunters taking an antlered deer must immediately detach, date and initial the “Antlered Buck Stub – 6-Day Firearm or Permit Shotgun Only,” from their firearm or all around sportsman license from the calendar year in which the season began, and surrender the stub with the transportation tag at the checking station. In zones where the shotgun permit season extends into January or February the buck stub from the calendar year in which the season began shall be valid until the end of the shotgun permit season. The season bag limits apply to both regular and farmer deer permits; however, all farmer shotgun permits are valid for taking antlerless deer only, when used during the six-day firearm buck season and on any other days authorized through the last day of the six-day firearm buck season.

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1. (No change.)

(d) Duration of the permit shotgun deer season is as set forth in (d) 1 through 19 below. There is no season in the following Zone 67. Legal hunting hours shall be from 1/2 hour before sunrise to 1/2 hour after sunset on the following dates:

1. [December 15 – 17, 2004; and,] December 14 – 16, 2005; **December 13 - 15, 2006; December 12 - 14, 2007; December 17 - 19, 2008; December 16 - 18, 2009; and, December 15 - 17, 2010** in Zones 6, 18, 30, 34, 55 and 65.

2. [December 15 – 17, 2004 and January 8 – 15, 2005; and,] December 14 – 16, 2005 and January 7 – 14, 2006; **December 13 - 15, 2006 and January 6 - 13, 2007; December 12 - 14, 2007 and January 5 - 12, 2008; December 17 - 19, 2008 and January 10 - 17, 2009; December 16 - 18, 2009 and January 9 - 16, 2010; and, December 15 - 17, 2010 and January 8 - 15, 2011** in Zones 2, 16, 22, 26–29, 31, 35, 47, 53 and 63.

3. [December 15, 2004; and,] December 14, 2005; **December 13, 2006; December 12, 2007; December 17, 2008; December 16, 2009; and, December 15, 2010** in Zones 1, 3, 4, 21, 23, 24, 43, 45 and 46.

4. [November 22 – 24 and 26 and December 6 – 11, 15 – 17, 2004 and January 3 – February 12, 2005; and,] November 21 – 23, 25 and December 5 – 10, 14 – 16, 2005 and January [3]7 – February 11, 2006; **November 20 - 22, 24 and December 4 - 9, 13 - 15, 2006 and January 6 - February 10, 2007; November 19 - 21, 23 and December 3 - 8, 12 - 14, 2007 and January 5 - February 9, 2008; November 24 - 26, 28 and December 8 - 13, 17 - 19, 2008 and January 10 - February 14, 2009; November 23 - 25, 27 and December 7 - 12, 16 - 18, 2009 and January 9 - February 13, 2010; and, November**

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22 - 24, 26 and December 6 - 11, 15 - 17, 2010 and January 8 - February 12, 2011 in Zones 7-15, 36, 41, and 49 - 51.

5. [December 6 – 11, 15 – 17, 2004 and January 3 – 31, 2005; and,] December 5 – 10, 14 – 16, 2005 and January [3]7 – 31, 2006; **December 4 - 9, 13 - 15, 2006 and January 6 - 31, 2007; December 3 - 8, 12 - 14, 2007 and January 5 - 31, 2008; December 8 - 13, 17 - 19, 2008 and January 10 - 31, 2009; December 7 - 12, 16 - 18, 2009 and January 9 - 30, 2010; and, December 6 - 11, 15 - 17, 2010 and January 8 - 31, 2011** in Zones 5, 17, 19, 25, 42 and 48.

6. [December 18, 2004; and,] December 17, 2005; **December 16, 2006; December 15, 2007; December 20, 2008; and December 19, 2009; and, December 18, 2010** in Zone[s] 37 [and 52].

7. [November 13, 17 – 20, 2004; and,] November 12, 16 – 19, 2005; **November 11, 15 – 18, 2006; November 10, 14 - 17, 2007; November 15, 19 – 22, 2008; November 14, 18 – 21, 2009; November 13, 17 – 20, 2010; November 12, 16 – 19, 2011** in Zone 38.

8. [December 4, 6 - 11, 18 and 25, 2004 and January 1, 8, 15, 22 and 29, 2005; and,] December 3, 5 - 10, 17, 24 and 31, 2005 and January 7, 14, 21 and 28, 2006; **December 2, 4 – 9, 16, 23 and 30, 2006 and January 6, 13, 20 and 27, 2007; December 1, 3 – 8, 15, 22 and 29, 2007 and January 5, 12, 19 and 26, 2008; December 6, 8 – 13, 20 and 27, 2008 and January 3, 10, 17, 24 and 31, 2009; December 5, 7 – 12, 19 and 26, 2009 and January 2, 9, 16, 23 and 30, 2010; and, December 4, 6 – 11, 18 and 25, 2010 and January 1, 8, 15, 22 and 29, 2011** in Zone 39.

9. [November 22 - 27, 2004; and,] November 21 – [26]**23, 25 and 26,** 2005; **November 20 – 22, 24 and 25, 2006; November 19 – 21, 23 and 24, 2007; November**

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24 – 26, 28 and 29, 2008; November 23 – 25, 27 and 28, 2009; and, November 22 – 24, 26 and 27, 2010 in Zone 40.

10. (No change.)

11. [December 6 – 11 and 18, 2004 and January 8, 2005; and,] December 5 – 10 and 31, 2005 and January 14, 2006; **December 4 – 9, and 23, 2006 and January 13, 2007; December 3 – 8, and 22, 2007 and January 12, 2008; December 8 – 13, and 27, 2008 and January 10, 2009; December 7 – 12, and 26, 2009 and January 9, 2010; and, December 6 – 11, and 18, 2010 and January 8, 2011** in Zone 54.

12. [December 13 – 17, 2004; and,] December 12 – 16, 2005; **December 11 – 15, 2006; December 10 – 14, 2007; December 15 – 19, 2008; December 14 – 18, 2009; and, December 13 – 17, 2010** in Zone 56.

13. [December 6 – 11, 2004 and January 8 – 31, 2005; and,] December 5 – 10, 2005 and January 7 – 31, 2006; December 4 - 9, 2006 and January 6 - 31, 2007; December 3 – 8, 2007 and January 5 – 31, 2008; December 8 –13, 2008 and January 10 –31, 2009; and, December 7 –12, 2009 and January 9 – 30, 2010_ in Zones 57 and 58.

14. [December 9 – 11, 2004 (first segment), December 30 and 31, 2004, and January 1, 2005 (second segment) and January 20 – 22, 2005 (third segment); and,] December 8 – 10, 2005 (first segment), December 29 - 31, 2005 (second segment) and January 19 – 21, 2006 (third_segment); **December 7 – 9, 2006 (first Segment), December 28 – 30, 2006 (second segment) and January 18 – 20, 2007 (third segment); December 6 – 8, 2007 (first segment), December 27 – 29, 2007 (second segment) and January 17 – 19, 2008 (third segment); December 11 – 13, 2008 (first segment), January 1 – 3, 2009 (second segment) and January 22 – 24, 2009 (third segment); December 10 – 12, 2009 (first segment); December 31, 2009 – January 2, 2010 (second segment) and January 21 – 23, 2010 (Third segment); and, December 9**

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– 11, 2010 (first segment), December 30, 31, 2010 – January 1, 2011 (second segment) and January 20 – 22, 2011 (third segment) in Zone 59.

15. [December 6 – 11, 15 – 17, 2004; and,] December 5 – 10, 14 – 16, 2005; **December 4 - 9, 13 – 15, 2006; December 3 – 8, 12 – 14, 2007; December 8 – 13, 17 – 19, 2008; December 7 – 12, 16 – 18, 2009; and, December 6 – 11, 15 – 17, 2010** in Zone 61.

16. [January 12, 14, 19 and 21, 2005; and,] January 11, 13, 18 and 20, 2006; **January 10, 12, 17 and 19, 2007; January 16, 18, 23 and 25, 2008; January 14, 16, 21 and 23, 2009; January 13, 15, 20 and 22, 2010; and, January 12, 14, 19 and 21, 2011** in Zone 64.

17. [November 27 - December 4, 10 and 11, 2004 and January 8 and 15, 2005; and,] November 26 - December 3, 9 and 10, 2005 and January 7 and 14, 2006; **November 25 – December 2, 8 and 9, 2006 and January 6 and 13, 2007; November 24 – December 1, 7 and 8, 2007 and January 5 and 12 2008; November 29 – December 6, 12 and 13, 2008 and January 3 and 10, 2009; November 28 – December 5, 11 and 12, 2009 and January 2 and 9, 2010; and, November 27 – December 4, 10 and 11, 2010 and January 8 and 15, 2011** in Zone 66.

18.-19. (No change.)

(e) (No change.)

(f) Method: The taking of deer with a shotgun under a shotgun permit season permit or a farmer shotgun permit season permit is permitted in designated deer management zones by holders of a shotgun permit season permit and, on their own property, by holders of a farmer shotgun permit season permit.

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1. Limited quota, special deer permits for shotgun permit season will be issued on an individual basis to holders of valid and current firearm licenses, persons who have applied for the shotgun hunter education course prior to the permit application period and qualified farmers. Only one application, whether for shotgun or muzzleloader permit season may be submitted by regular firearm license holders for the initial permit drawing. During the initial application period, regular firearm license holders may also submit one application for either a leftover shotgun or muzzleloader permit in the event such permits are available following the initial drawing. Applications for more than the allowable number of permits during the initial application period will cause all applications by an individual to be void and subject the applicant to prosecution. All persons, while their hunting licenses are void under the authority of law or as imposed by a court are prohibited from making application for, or otherwise procuring, a shotgun deer permit. For special management zones where the agency administering the affected lands requires that hunters attend mandatory hunter orientation as a condition of access, failure to attend the designated session shall result in invalidation of the shotgun season permit for the zone. Limited quota, special deer permit zones include the following deer management zones: 37, 38, 39, 40, [52], 53, 54, 56, 57, 58, 59, 61, 64, 66 and 67. Only one shotgun permit season permit may be purchased per zone.

2. (No change.)

(g)-(j) (No change.)

(k) The Deer Management Zone Map is on file at the Office of Administrative Law and is available from that agency or the Division. The [2004-2005] **2005-2006, 2006-2007, 2007-2008, 2009-2010 and 2010-2011** Shotgun Permit Season Permit Quotas are as follows:

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[2004-2005] SHOTGUN PERMIT SEASON PERMIT QUOTAS

Deer Mgt. Zone No.	Season Dates Code	Permit Quota [2004-2005]	Portions of Counties Involved
1	3	645	Sussex
2	2	3,250	Sussex
3	3	303	Sussex, Passaic, Bergen, Morris
4	3	744	Sussex, Warren
5	5	8,360	Sussex, Warren
6	1	2,210	Sussex, Morris, Passaic, Essex, Warren
7	4	3,490	Warren, Hunterdon
8	4	7,280	Warren, Hunterdon, Morris, Somerset
9	4	1,240	Morris, Somerset
10	4	3,590	Warren, Hunterdon
11	4	2,370	Hunterdon
12	4	4,140	Mercer, Hunterdon, Somerset
13	4	1,000	Morris, Somerset, Union
14	4	2,820	Mercer, Somerset, Middlesex, Burlington
15	4	2,650	Mercer, Monmouth, Middlesex
16	2	1,630	Ocean, Monmouth
17	5	1,650	Ocean, Monmouth, Mercer, Burlington
18	1	120	Ocean
19	5	2,830	Camden, Burlington
21	3	270	Burlington, Ocean
22	2	785	Burlington, Ocean
23	3	260	Burlington, Camden, Atlantic
24	3	106	Burlington, Ocean
25	5	3,400	Gloucester, Camden, Atlantic, Salem

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26	2	2,365	Atlantic
27	2	1,540	Salem, Cumberland
28	2	1,530	Salem, Cumberland, Gloucester
29	2	1,390	Salem, Cumberland
30	1	520	Cumberland
31	2	390	Cumberland
34	1	1,370	Cape May, Cumberland
35	2	2,910	Gloucester, Salem
36	4	260	Bergen, Hudson, Essex, Morris, Union, Somerset, Middlesex, Passaic
37	6	[75] 100	Burlington, Ocean (Fort Dix Military Reservation)
38	7	390	Morris (Great Swamp National Wildlife Refuge)
39	8	160	Monmouth (Earle Naval Weapons Station)
40	9	50	Monmouth (Earle Naval Weapons Station – Waterfront)
41	4	1,300	Mercer, Hunterdon
42	5	1,330	Atlantic
43	3	55	Cumberland
45	3	170	Cumberland, Atlantic, Cape May
46	3	146	Atlantic
47	2	850	Atlantic, Cumberland, Gloucester
48	5	1,760	Burlington
49	4	310	Burlington, Camden, Gloucester
50	4	1,780	Middlesex, Monmouth
51	4	1,510	Monmouth, Ocean
[52]	[6]	[25]	[Ocean (Fort Dix Military Reservation)]
53	2	[50] 100	Ocean (Lakehurst Naval Engineering Station)

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54	11	[25] 35	Morris (Picatinny Arsenal-ARRAD Com)
55	1	80	Gloucester
56	12	25	Atlantic (Edwin B. Forsythe National Wildlife Refuge)
57	13	40	Atlantic (Edwin B. Forsythe National Wildlife Refuge)
58	13	75	Burlington, Ocean (Edwin B. Forsythe National Wildlife Refuge)
59	14	75	Salem (Supawna Meadows National Wildlife Refuge)
61	15	80	Atlantic (Atlantic County Park System)
63	2	600	Salem
64	16	100	Monmouth (Monmouth Battlefield State Park)
65	1	120	Gloucester, Camden
66	17	65	Atlantic (Federal Aviation Administration William J. Hughes Technical Center)
67		0	Sussex (High Point State Park)

Total **78,724** [78,664]

(l)-(n) (No change.)

(o) Permit quotas for Zones 37, 38, 39, 40, [52-] ~~53~~, 54, 56-59, 61, 64, 66 and 67 are contingent upon approval by appropriate land management agencies for those zones.

(p) Deer Management Zones are located as follows:

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1. Zone No. 1: That portion of Sussex County lying within a continuous line beginning at the intersection of Rt. 521 (River Rd.) and Mashipacong Rd.; then west along the northern boundary of the Delaware Water Gap National Recreation Area to the east bank of the Delaware River; then north along the east bank of the Delaware River to the New York State line; then east along the New York State line to Rt. 519; then south along Rt. 519 to its intersection with Rt. 206 at Branchville; then northwest along Rt. 206 to the intersection with **Rt. 633; then south along Rt. 633 to its intersection with Rt. 521; then northwest along Rt. 521 to its intersection with** Rt. 560; then west along Rt. 560 to the intersection with Ridge Rd.; then north on Ridge Rd. to the intersection with Rt. 646; then east on Rt. 646 to the intersection with Rt. 645 in Hainesville; then north on Rt. 645 to the intersection with Rts. 206 and 521; then north on Rts. 206 and 521 to Montague; then north on Rt. 521 (River Rd.) to the intersection with Mashipacong Rd., the point of beginning. The island of Mashipacong lying in the Delaware River is included in this zone. High Point State Park (Zone 67) is excluded from Zone 1.

2. (No change.)

3. Zone No. 3: That portion of Sussex, Morris, Passaic, and Bergen Counties lying within a continuous line beginning at the intersection of Rt. 94 and the New York State line; then east along the New York State line to its intersection with Rt. 202 near Suffern; then south along Rt. 202 to its intersection with **Rt. 287 in Oakland; then south on Rt. 287 to its intersection with** Rt. 23 **in Riverdale**; then west along Rt. 23 to its intersection with Rt. 94 at Hamburg; then north along Rt. 94 to the point of beginning on the New York State line.

4. Zone No. 4: That portion of Sussex and Warren Counties lying within a continuous line beginning at the intersection of Rt. 521 (River Rd.) and New Mashipacong Rd.; then running along Rt. 521 to the intersection with Rt. 206 in Montague; then south on Rt. 206 to the intersection with Rt. 645 (Layton-Hainesville Road); then south on Rt. 645 to the intersection with Rt. 646 in Hainesville (Jagger

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Road); then west on Rt. 646 to the intersection with Ridge Rd.; then south on Ridge Rd. to the intersection with Rt. 560 (Dingman's Bridge Road); then southeast along Rt. 560 to its intersection with Rt. 206; then south on Rt. 206 to the intersection with [the base of the Kittatinny Ridge at Culvers Inlet;] **Rt. 521; then west along Rt. 521 to its intersection with Beavans Road at the Hampton Township – Frankford Township border; then northwest along Beavans Road to its intersection with the base of the Kittatinny Ridge;** then southwest along the east base of the Kittatinny Ridge to the Delaware River at the Delaware Water Gap north and west of Quarry Road; then north along the east bank of the Delaware River to the northern park boundary of the Delaware Water Gap National Recreation Area; then east along the northern park boundary of the Delaware Water Gap National Recreation Area to Rt. 521 (River Rd.), the point of beginning. Namanock, Minisink, Depew, Tocks, Poxono and Labar Islands in the Delaware River are included in this zone.

5. Zone No. 5: That portion of Warren and Sussex Counties lying within a continuous line beginning at the intersection of [the base of the Kittatinny Ridge]**Rt. 521** and Rt. 206 at Culvers Inlet; then southeast along Rt. 206 to its intersection with Rt. 519 at Branchville; then south along Rt. 519 to its intersection with Rt. 206 at Newton; then south along Rt. 206 to its intersection with Rt. 517 at Andover; then south along Rt. 517 to its intersection with Rt. 46 at Hackettstown; then west along Rt. 46 to its intersection with the Delaware River at Manunkachunk; then north along the east bank of the Delaware River to its intersection with the Zone 4 boundary at the Delaware Water Gap north and west of Quarry Road; then northeast along the base of the Kittatinny Ridge to its intersection with [Rt. 206] **Beavans Road at the Hampton Township - Franklin Township border; then southeast along Beavans Road to its intersection with Rt. 521; then north along Rt. 521 to Rt. 206 at Culvers Inlet,** the point of beginning.

6. Zone No. 6: That portion of Morris, Sussex, Passaic, Warren and Essex Counties lying within a continuous line beginning at the intersection of Rt. 80 and Rt. 517 at Allamuchy; then northeast along Rt. 517 to its intersection with Rt. 23 at Franklin;

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then southeast along Rt. 23 to its intersection with **Rt. 618; then south along Rt. 618 to its intersection with Rockaway Valley Road; the southwest along Rockaway Valley Road to its intersection with Diamond Spring Road; the south along Diamond Spring Road to its intersection with West Main Street in Denville; then south along West Main Street to its intersection with** Rt. 80; then west along Rt. 80 to the point of beginning at Allamuchy. Picatinny Arsenal (Zone 54) is excluded from Zone 6.

7.-35. (No change.)

36. Zone No. 36: That portion of Bergen, Hudson, Essex, Passaic, Morris, Union, Somerset and Middlesex Counties lying within a continuous line beginning at the intersection of Rt. 202 and the New York State line near Suffern; then south on Rt. 202 to its intersection with [Rt. 23 near Wayne; then south on Rt. 23 to its intersection with Rt. 80; then southwest on Rt. 80 to its intersection] **Rt. 287 in Oakland; then south along Rt. 287 to its intersection with Rt. 23; then northwest along Rt. 23 to its intersection with Rt. 618; then south along Rt. 618 to its intersection with Rockaway Valley Road; then southwest along Rockaway Valley Road to its intersection with Diamond Spring Road; then south along Diamond Spring Road to its intersection with West Main Street in Denville; then south along West Main Street to its intersection with Rt. 80; then east along Rt. 80 to intersection** with Rt. 511; then south on Rt. 511 to its intersection with Rt. 510; then west on Rt. 510 to its intersection with Rt. 124 at Morristown; then southeast on Rt. 124 to its intersection with Rt. 82; then southeast along Rt. 82 to its intersection with Rt. 22; then southwest on Rt. 22 to its intersection with Rt. 287 near Somerville; then southeast on Rt. 287 to its intersection with Rt. 18 near South Bound Brook; then southeast on Rt. 18 to its intersection with the New Jersey Turnpike; then north on the Turnpike to its intersection with the Raritan River; then east along the north bank of the Raritan River to Raritan Bay and the New York State line; then north along the New York State line to Arthur Kill and west bank of the Hudson River; then west along the New Jersey-New York border to the point of beginning near Suffern.

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37. Zone No. 37: That portion of Fort Dix Military Reservation, U.S. Dept. of the Army, designated as open for deer hunting, lying within Burlington **and Ocean** County] **ies**.

38.-51. (No change.)

52. Zone No. 52: [That portion of Fort Dix Military Reservation, U.S. Department of the Army, designated as open for deer hunting, lying within Ocean County] **Not designated**.

53.-67 (No change.)

7:25-5.30 White-tailed deer bow permit season

a) – b) (No change.)

c) Bag Limit: Only one antlered deer may be taken Statewide during the bow permit season, regardless of the number of permits obtained. Hunters taking an antlered deer in accordance with the provisions set forth in this section must have a valid “Antlered Buck Stub Permit Bow Only” from their bow and arrow or all around sportsman license from the calendar year in which the season began. Two deer, one antlered and one antlerless or two antlerless may be taken on a permit in Zones 1, 3, 4, 6, 18, 21, 23, 24, 30, 34, [37,] 43, 45, 46, [52,] 53, 55 and 65. One antlered and an unlimited number of antlerless deer may be taken in Zones 2, 5, 7-17, 19, 22, 25 - 29, 31, 35, 36, **37**, 39 - 42, 47-51, 54, 57-59, 61, 63 and 66, except as noted in (c)1 and 2 below. Only one deer may be taken at a time per permit until the season limit is reached. All supplemental tags are valid on the date of issuance and only in the zone for which the special season permit was issued. All deer registration requirements apply. In Zones: 7,

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8, 9, 10, 11, 12, 13, 14, 15, 36, 40, 41, 49, 50 and 51 an antlerless deer must be taken from one of these zones before taking or attempting to take an antlered deer through December 11, 2004 and December 10, 2005. The earn a buck requirement shall not apply after these dates. Deer shall be tagged immediately with the bow and arrow permit "transportation tag", completely filled in, and shall be transported to a checking station before 7:00 P.M. E.S.T. on the day killed to secure a legal possession tag. The legal possession tag must be securely affixed or locked before the deer is transported or removed from the authorized deer checking station. Hunters are responsible for legal possession tags being securely affixed or locked on the deer before leaving the deer check station. In addition, hunters taking an antlered deer must immediately detach, date and initial the current year "Antlered Buck Stub – Permit Bow Only" from bow and arrow or all around sportsman license, and surrender the stub with the transportation tag at the checking station. The possession of a deer after 7:00 P.M. E.S.T. on the date killed without a legal possession seal shall be deemed illegal possession. Upon completion of the registration of the first deer, one valid and proper "New Jersey Supplemental Deer Transportation Tag" (supplemental tag) will be issued which will allow the person to continue hunting and take one additional deer during bow permit season, provided the season is open. The supplemental tag shall be valid on the day of issuance and all registration requirements apply.

1. In Zones 2, 5, 7–17, 19, 22, 25-29, 31, 35, 36, 37, 39-42, 47-51, 54, 57-59, 61, 63 and 66 supplemental tags for the taking of a third and subsequent deer will be issued upon registration of deer at official deer checking stations until the season concludes. A supplemental tag may be used to take an antlered or antlerless deer, subject to the above provisions and is only valid in that deer management zone for which the special season permit was originally issued. The supplemental tag is valid on the date of issuance. All tagging and registration requirements apply.

2. (No change.)

3. Hunters may satisfy the "earn a buck" requirement for the permit bow season by taking a two antlerless deer during the fall bow season in Zones 7, 8,

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9, 10, 11, 12, 13, 14, 15, 36, 40, 41, 49, 50 and 51. To be eligible to participate in this program, hunters must first register two antlerless deer at an official deer checking station designated as participating in the program by the Division. Upon harvesting the first antlerless deer, hunters will be provided with "Bank A Doe Harvest Record Card". In addition to name, phone number, address, date of birth and license number, the hunter is required to record the date of harvest, metal possession seal number and check station name on the card for both the first and second antlerless deer taken during the fall bow season. Hunters who take two antlerless deer from any earn a buck zone and satisfy the registration requirements of this section may take an antlered deer first during the permit bow season in Zones 7, 8, 9, 10, 11, 12, 13, 14, 15, 36, 40, 41, 49, 50 and 51. Hunters who are successful in taking an antlered deer first during the permit bow season must register their deer at the same participating check station as where they registered their antlerless deer. Hunters must submit the Bank A Doe Harvest Record Card in addition to their buck tag and permit transportation tag when registering an antlered buck as their first deer at a participating deer checking station.

(d) Duration of the bow permit season is as set forth in (d) 1 through 6 below. There is no season in the following Zones: 38, 56, 64 and 67 or any time as determined by the Director. Legal hunting hours shall be 1/2 hour before sunrise to 1/2 hour after sunset.

1. [October 30 – November 27, 2004; and] October 29 – November 26, 2005; **October 28 - November 25, 2006; October 27 - November 24, 2007; November 1 - 29, 2008; October 31 - November 28, 2009; and, October 30 - November 27, 2010** in Zones 1, 3, 4, 6, 18, 21, 23, 24, 30, 34, 43, 45, 46, 55, 57–59, and 65.

2. [October 30 – November 20 and November 25 – December 24, 27 – 31, 2004; and,] October 29 – November 19 and November 24 – December 31, 2005;

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October 28 - November 18 and November 23 - December 23, 26 - 30, 2006; October 27 - November 17 and November 22 - December 24, 26 - 31, 2007; November 1 - 22 and November 27 - December 24, 26 - 31, 2008; October 31 - November 21 and November 26 - December 24, 26 - 31, 2009; and, October 30 - November 20 and November 25 - December 24, 27 - 31, 2010 in Zones 7– 15, 36, 41, and 49 - 51.

3. [October 30 – December 31, 2004 and January 1 – 31, 2005; and,] October 29 – December 31, 2005 and January 2 – 31, 2006; **October 28, 2006 - January 31, 2007; October 27, 2007 - January 31, 2008; November 1, 2008 - January 31, 2009; October 31, 2009 - January 31, 2010; and, October 30, 2010 - January 31, 2011** in Zone 61.

4. [October 30- December 31, 2004; and,] October 29 – December 31, 2005; **October 28 - December 30, 2006; October 27 - December 31, 2007; November 1 - December 31, 2008; October 31 - December 31, 2009; and, October 30 - December 31, 2010** in Zones 39, 40, 54 and 66.

5. [October 30 – November 6, 13 – 27, 2004; and,] October 29 - [November 5, 12 – 26,] **December 31, 2005; October 28 – December 23, 26 – 30, 2006; October 27 – December 24, 26 – 31, 2007; November 1 – December 24, 26 – 31, 2008; October 31 – December 24, 26 – 31, 2009; and, October 30 – December 24, 27 – 31, 2010** in Zone[s] 37 [and 52].

6. [October 30 – November 27, 2004; and,] October 29 – November 26, 2005; **October 28 – November 25, 2006; October 27 – November 24, 2007; November 1 – 29, 2008; October 31 – November 28, 2009; and, October 30 – November 27, 2010** in Zone 53.

7. [October 30 – December 24, 27 – 31, 2004 and] October 29 – December 31, 2005; **October 28 - December 23, 26 - 30, 2006; October 27 - December 24, 26 - 31, 2007; November 1 - December 24, 26 - 31, 2008; October 31 - December 24, 26 -**

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31, 2009; and, October 30 - December 24, 27 - 31, 2010 in Zones 2, 5, 16, 17, 19, 22, 25 – 29, 31, 35, 42, 47, 48 and 63.

(e) (No change.)

(f) Method: The taking of two deer one antlered and one antlerless or two antlerless except as noted in (c) and (c)1 above or the taking of deer as designated for special hunts with a bow under a bow permit season permit or a farmer bow permit season permit, is permitted in designated deer management zones by holders of a bow permit season permit and on the farm occupied and designated in the application by holders of a farmer bow permit season permit.

1.-2. (No change.)

3. Limited quota, special deer permits for bow permit season will be issued on an individual basis to holders of valid and current bow licenses and qualified farmers. Limited quota, special deer permit zones include the following deer management zones: 37, 38, 39, 40, [52,] 53, 54, 57, 58, 59, 61 and 66. Only one bow permit season permit may be purchased per zone.

4. (No change.)

(g)-(j) (No change.)

(k) The Deer Management Zone Map is on file at the Office of Administrative Law and is available from that agency or the Division. The [2004-2005] ~~2005-2006, 2006-2007, 2007-2008, 2008-2009, 2009-2010, 2010-2101~~ Bow Permit Season Quotas are as follows:

[2004-2005] BOW PERMIT SEASON PERMIT QUOTAS

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Deer Mgt. Zone No.	Season Dates Code	Permit Quota [2004-2005]	Portions of Counties Involved
1	1	1,105	Sussex
2	7	2,790	Sussex
3	1	1,185	Sussex, Passaic, Bergen, Morris
4	1	1,140	Sussex, Warren
5	7	4,300	Sussex, Warren
6	1	2,210	Sussex, Morris, Passaic, Essex, Warren
7	2	2,100	Warren, Hunterdon
8	2	4,210	Warren, Hunterdon, Morris, Somerset
9	2	1,115	Morris, Somerset
10	2	2,440	Warren, Hunterdon
11	2	1,580	Hunterdon
12	2	3,080	Mercer, Hunterdon, Somerset
13	2	1,650	Morris, Somerset, Union
14	2	2,290	Mercer, Somerset, Middlesex, Burlington
15	2	1,820	Mercer, Monmouth, Middlesex
16	7	1,850	Ocean, Monmouth
17	7	880	Ocean, Monmouth, Mercer, Burlington
18	1	635	Ocean
19	7	1,910	Camden, Burlington
21	1	970	Burlington, Ocean
22	7	480	Burlington, Ocean
23	1	1,020	Burlington, Camden, Atlantic
24	1	370	Burlington, Ocean
25	7	1,455	Gloucester, Camden, Atlantic, Salem
26	7	1,315	Atlantic
27	7	1,285	Salem, Cumberland

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28	7	1,400	Salem, Cumberland, Gloucester
29	7	1,145	Salem, Cumberland
30	1	435	Cumberland
31	7	390	Cumberland
34	1	1,240	Cape May, Cumberland
35	7	1,740	Gloucester, Salem
36	2	500	Bergen, Hudson, Essex, Morris, Union, Somerset, Middlesex, Passaic
37	5	[190] 300	Burlington, Ocean (Fort Dix Military Reservation)
38		0	Morris (Great Swamp National Wildlife Refuge)
39	4	110	Monmouth (Earle Naval Weapons Station)
40	4	80	Monmouth (Earle Naval Weapons Station – Waterfront)
41	2	830	Mercer, Hunterdon
42	7	600	Atlantic
43	1	185	Cumberland
45	1	420	Cumberland, Atlantic, Cape May
46	1	300	Atlantic
47	7	360	Atlantic, Cumberland, Gloucester
48	7	1,040	Burlington
49	2	285	Burlington, Camden, Gloucester
50	2	1,320	Middlesex, Monmouth
51	2	740	Monmouth, Ocean
[52]	[5]	[65]	[Ocean (Fort Dix Military Reservation)]
53	6	[45] 100	Ocean (Lakehurst Naval Engineering Station)
54	4	[40] 50	Morris (Picatinny Arsenal-ARRAD Com)
55	1	140	Gloucester
56		0	Atlantic (Edwin B. Forsythe National

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			Wildlife Refuge)
57	1	40	Atlantic (Edwin B. Forsythe National Wildlife Refuge)
58	1	50	Burlington, Ocean (Edwin B. Forsythe National Wildlife Refuge)
59	1	35	Salem (Supawna Meadows National Wildlife Refuge)
61	3	40	Atlantic (Atlantic County Park System)
63	7	320	Salem
64		0	Monmouth (Monmouth Battlefield State Park)
65	1	390	Gloucester, Camden
66	4	80	Atlantic (Federal Aviation Administration William J. Hughes Technical Center)
67		0	Sussex (High Point State Park)
<hr/>			
Total		<u>59,850</u>	[59,740]

(l) (No change.)

(m) Permit quotas for zones: 37, 39, 40, [52-] **53**, 54, 57, 58, 59, 61 and 66 are contingent upon approval by the appropriate land management agencies for these zones.

(n) (No change.)

7:25-5.31 White-tailed deer permit shotgun season and permit muzzleloader season, Great Swamp National Wildlife Refuge (Zone 38).

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(a)-(b) (No change.)

(c) Duration of the Great Swamp Permit Shotgun Season and Permit Muzzleloader Season shall be from 1/2 hour before sunrise to 1/2 hour after sunset on the following dates [November 13, 17 – 20, 2004; and,] November 12, 16 – 19, 2005; **November 11, 15 – 18, 2006; November 10, 14 – 17, 2007; November 15, 19 -22, 2008; November 14, 18 – 21, 2009; November 13, 17 – 20, 2010; and, November 12, 16 – 19, 2011** (concurrent) or as may otherwise be designated by the U.S. Fish and Wildlife Service. If the anticipated harvest of deer has not been accomplished during the season, one or more of the following days of shotgun and muzzleloader permit deer hunting may be authorized by the Director: [December 1- 4, 2004; and] November 30 and December 1 – 3, 2005; **November 29 and 30 and December 1 and 2, 2006; November 28 – 30 and December 1, 2007; December 3 – 6, 2008; December 2 – 5, 2009; and, December 1 – 4, 2010.** Such authorization and date thereof would be announced by press and radio.

(d) Bag Limit: One antlered deer may be taken with a Great Swamp Permit Shotgun Season Permit or a Great Swamp Permit Muzzleloader Season Permit provided that the hunter has a valid antlered buck stub for the appropriate season, and an unlimited number of antlerless deer, may be taken with a Great Swamp Permit Shotgun Season Permit or a Great Swamp Permit Muzzleloader Season Permit[; however, an antlerless deer must be taken before an antlered deer]. Two deer may be taken at a time per permit. All tagging and registration regulations apply.

(e)-(i) (No change.)

7:25-5.32 Special Wildlife Management Permits

(a) (No change.)

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(b) In granting this special wildlife management permit, the Director shall consider any data available to him including, but not limited to, damage being done to crops or property, **the hazard posed to safe airport operations**, the biological condition of the animal or any other special management problem. **The permittee and their agent(s) shall adhere to the following conditions:**

1. The permittee and their agents shall conform to applicable Federal, State, and local statutes, rules, codes, and ordinances pertaining to the use and discharge of firearms, and the setting of traps.

2. The permittee and their agents shall comply with the means, methods of take, dates, hours, record keeping requirements and other conditions prescribed by the Division and listed on the special wildlife management permit. Failure to comply with any of the conditions or requirements of the permit or the provisions of this subchapter may be cause for revocation of the permit and may cause denial of issuance of subsequent permits.

3. Only firearms prescribed by the Division may be used to kill wild deer, wild turkey, black bear, coyote, woodchuck, fox, raccoon, opossum, skunk or other wildlife listed on the permit. For situations involving the use of a firearm, the permit will not be issued until a field investigation is performed by Division personnel. Under exigent circumstances, the Division may issue a permit for one day only without prior confirmation of necessity by field investigation; provided that a field investigation can be performed by Division personnel within seven days.

4. Firearms shall not be discharged from any vehicle.

5. No loaded firearm shall be possessed and no firearm may be discharged within 450 feet of an occupied building or school playground unless the

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permittee or their agent has written authorization in hand from the owners or lessees of said building(s).

6. The permit is valid only for the lands, species, times and dates specified on the permit.

7. Permits issued to airports to control wildlife on or near runways will be valid only during the hours in which the airport runway(s) is/are operational, unless otherwise specified on the permit.

8. Permits must be made available for visual inspection to any interested party.

9. Division representatives must have access to lands listed on the permit at any reasonable time.

10. Permittees must keep written daily records of all shooting activity and mortality, including the date, species and sex of any animal killed. Said records must be available to the Division for inspection at any time.

11. Wildlife killed pursuant to the permit must be disposed of as prescribed by the permit. No wildlife killed under a permit may be sold or bartered; however, the Division may authorize the permittee to annually keep for consumption of meat only up to ten deer or five wild turkey or one black bear shot under a permit and/or may designate a not for profit or non-commercial organization that may receive deer killed under the permit. Wildlife taken on the permit and designated for consumption shall be tagged immediately with possession seals provided by the Division. A written record including the date, possession seal number and person or organization receiving wildlife shall be made and provided to the Division within two weeks of the expiration of the permit. Deer antlers, turkey

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feathers, skins and other inedible parts must be disposed of and may not be kept by the permittee or their agents.

12. Wildlife carcass disposal shall be the responsibility of the permittee and shall be in compliance with State and local statutes, rules, codes, ordinances and the conditions of the permit. Transportation of wildlife carcasses for disposal shall be as directed by the Division.

13. All agents listed on the permit who are involved in the handling or shooting of firearms under the permit must have a valid New Jersey firearm license and a valid State of New Jersey Firearms Purchaser Identification Card. Persons listed on the permit that do not have a valid New Jersey Firearm License and a valid State of New Jersey Firearms Purchaser Identification Card may assist by holding lights, driving a vehicle, or other ways, but are prohibited from handling or shooting of firearms.

14. Within two weeks of the expiration of the permit, the permittee shall file a written report of activities. The report shall include the date, species and number of wildlife taken; the sex of any deer, black bear or turkey killed; and, any additional information that may be required.

15. Failure to comply with any of the provisions of the subchapter or requirements of the permit may be reason to cause revocation of the permit or denial of subsequent permits.

(c)-(e) (No change.)

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7:25-5.34 Controlled hunting - hunting restrictions on wildlife management areas

(a) No wildlife management areas have been selected for limited hunter density for the [2003-2004, 2004-2005 or] 2005 - 2006; 2006 - 2007; 2007 - 2008; 2008 - 2009; 2009 - 2010; or 2010 - 2011 seasons. However, hunting with firearms shall be prohibited on the day prior to the opening of the regular small game seasons for pheasant established in N.J.A.C. 7:25-5.2 and quail established in N.J.A.C. 7:25-5.3 including [November 7, 2003, November 12, 2004 and]November [11]12, 2005; November 11, 2006; November 10, 2007; November 8, 2008; November 7, 2009; and, November 13, 2010 on those wildlife management areas designated as pheasant and quail stamp areas in N.J.A.C. 7:25-5.33.

(b) (No change.)

7:25-5.35 Special wildlife salvage permit

(a) (No change.)

(b) The special permits may be issued to properly accredited persons associated with educational or scientific institutions for strictly educational or scientific purposes only. In the event that the permittee separates from the educational or scientific institution, the special permit shall become void. Specimens collected by the permittee will remain with the educational or scientific institution. If the educational or scientific institution does not want to retain the specimen collection or ceases to exist, the permittee shall contact the Division for proper disposition of specimens.

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(c) The scientific salvage permit issuance fee shall be \$7.00 to defray expenses attending granting the permit and the permit shall be valid [for one year only, from the date of its issuance] **until revoked for cause** and shall not be transferable. **The permittee shall submit an annual report of activities by January 31 to the Division. The report shall include the species and number of specimens collected, the date of acquisition of each specimen and the disposition of each specimen. Failure to submit an annual report of activities by the due date shall result in permit revocation.**

(d)-(e) (No change.)

Based on consultation with staff, I hereby certify that the above statements, including the Federal Standards Analysis addressing the requirements of Executive Order 27 (1994), permit the public to understand accurately and plainly the purpose and

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expected consequences of these proposed amendments. I hereby authorize this proposal.

Date

W. Scott Ellis, Chairman
Fish and Game Council