

§ 49-1-41. Power to issue permits for scientific or propagation purposes.

The commission may issue a permit, revocable at pleasure, to any person authorizing the holder to collect and possess wild animals or wild birds, or birds' nests or eggs for **scientific purposes**, but no permit shall authorize the collection, possession, purchase or sale of migratory birds, or their nests or eggs, included in the terms of the Migratory Bird Treaty Act of July 3, 1918, and the federal regulations thereunder, for **scientific** exhibition, or propagating **purposes**, contrary to the provisions of said act and/or regulations. Before such a permit is issued for **scientific purposes** the applicant must pay the sum of One Dollar (\$1.00) for the permit; but duly accredited representatives of public educational or **scientific** institutions, or government departments of the United States engaged in the **scientific** study of birds and animals may be granted any permit required under this act without enforcement or charge, and no **scientific** permittee shall be required to obtain a hunting license.

Permits to take, possess, purchase or sell rare or endangered species shall not be issued except, at the discretion of the commission, to a duly accredited representative of a school, college or university, museum or other **scientific** institution, or a representative of a federal or state agency for **scientific** or **propagation purposes** devoted to perpetuating the species.

Permits to take game or fur-bearing animals or game birds during the closed season shall not be issued except to a duly accredited representative of a school, college or university, museum or other **scientific** institution, or a representative of a state game commission to restock the covers of the state which he represents.

A person holding a valid permit issued pursuant to the provisions of this section may buy, sell, possess and transport, for **scientific purposes**, the animals and birds legally taken, and sell them alive for **propagation** or stocking **purposes**, to a person holding such a permit.

When transported by a common carrier, or contained in a package, such a specimen, or any package in which same is transported, shall have clearly and conspicuously marked on the outside the name and address of the consignor and consignee, an accurate statement of the number and kinds of animals or birds or specimens, or parts thereof, or birds' nests or eggs contained therein, and that such specimens are for **scientific** or **propagation purposes**.

Each person receiving a permit under this section must file with the commission within fifteen (15) days after the expiration of his permit, a report of his operations under the permit, which report shall set forth the name and address of the permittee, number of his permit, number of specimens of each species taken thereunder, or otherwise acquired, disposition of same, names and addresses of persons acquiring same from the permittee, and number of each species in captivity and the number on hand for **propagation purposes** at the expiration of the permit.

The commission may prescribe rules and regulations governing the possession, purchase, sale and transportation of animals and birds for **propagation purposes** or raised in captivity under this section.

Sources: Codes, 1942, § 5850; Laws, 1932, ch. 123; Laws, 1970, ch. 281, § 1; Laws, 2000, ch. 516, § 15, eff from and after passage (approved Apr. 30, 2000.)