

CHAPTER 170 — H.F.No. 937

An act relating to wild animals; altering provisions relating to taking and possession of certain animals; amending Minnesota Statutes 1984, sections 98.48, subdivision 5; 100.27, subdivisions 1, 3, and 4; and 100.29, subdivisions 15 and 25.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1984, section 98.48, subdivision 5, is amended to read:

Subd. 5. The commissioner may issue special permits, with or without a fee, to take any protected wild animals which are doing damage to private or public property, in accordance with rules and regulations prescribed by him, ~~except that the regular license and seal provisions shall apply to the taking of beaver.~~

Any special permit issued by the commissioner to take beaver which are doing damage to private or public property shall state the number of beaver which may be so taken under the permit.

Sec. 2. Minnesota Statutes 1984, section 100.27, subdivision 1, is amended to read:

Subdivision 1. Except as otherwise specifically provided, there shall be no open season on elk, caribou, antelope, ~~marten~~, cougar, or wolverine.

Sec. 3. Minnesota Statutes 1984, section 100.27, subdivision 3, is amended to read:

Subd. 3. The commissioner shall prescribe by order the areas within the state and any other restrictions under which the following animals may be taken and possessed, subject to all other provisions of chapters 97 to 102, between the dates, if any, set opposite the species:

(1) Grey and fox squirrels, October 15 and December 31 statewide; and during any other times, within any areas, and subject to any other restrictions as the commissioner by order may prescribe;

(2) Jack rabbits, cottontail rabbits and varying hare or snowshoe rabbits, September 16 and March 1;

(3) Raccoon, October 15 and December 31 statewide. Notwithstanding the restrictions imposed by this subdivision, raccoon may be treed without being taken by the use of dogs at any time during the year, except for those restrictions found in section 100.29, subdivision 20;

(4) Lynx, or bobcat with the length of the season, if any, for either species determined by the commissioner based upon population estimates of either species within the state;

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

(5) Fox, provided that no fox may be removed from a den or trapped within 300 feet of a fox den during the period from April 1 and ending August 31 of each year;

(6) Fisher ~~and~~, badger, opossum, and pine marten, based upon population estimates within the state.

Sec. 4. Minnesota Statutes 1984, section 100.27, subdivision 4, is amended to read:

Subd. 4. Muskrats may be taken for a period not exceeding 90 days in the aggregate for the area, otter for a period not exceeding ~~45~~ 30 days, only by trapping, and mink for a period not exceeding 90 days, in the areas of the state, during the times between October 25th and April 30th of the following year and subject to any other restrictions which the commissioner shall prescribe. Beaver may be taken, by trapping only, in the areas of the state, during the times between October 25th and April 30th of the following year and subject to any other restrictions which the commissioner shall prescribe.

Sec. 5. Minnesota Statutes 1984, section 100.29, subdivision 15, is amended to read:

Subd. 15. It shall be unlawful to take any raccoon in any manner in a den or hollow tree or cut down any tree inhabited or occupied by raccoon; ~~or to set any trap for raccoon in any muskrat runway;~~ or to set fire to any tree or use smoke to take raccoons or squirrels.

Sec. 6. Minnesota Statutes 1984, section 100.29, subdivision 25, is amended to read:

Subd. 25. It shall be unlawful to tend any trap set for wild animals between the hours of ~~6:00~~ 7:00 p.m. and ~~6:00~~ 5:00 a.m.

Sec. 7. EFFECTIVE DATE.

Section 1 is effective the day after final enactment.

Approved May 21, 1985

CHAPTER 171 — H.F.No. 1235

An act relating to state lands; authorizing conveyance of certain state trail lands no longer needed for trails; repealing a prior land conveyance; amending Laws 1981, chapter 190, section 3; repealing Laws 1984, chapter 502, article 13, section 15.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Laws 1981, chapter 190, section 3, is amended to read:

Changes or additions are indicated by underline, deletions by ~~strikeout~~.