

1 H.733

2 Introduced by Representatives Webb of Shelburne, Consejo of Sheldon, and

3 Ram of Burlington

4 Referred to Committee on

5 Date:

6 Subject: Fish and wildlife; Native American practices; migratory birds;

7 feathers

8 Statement of purpose of bill as introduced: This bill proposes to allow the
9 Commissioner of Fish and Wildlife or the Secretary of Natural Resources to
10 issue a permit for the possession of birds or parts thereof, including from an
11 endangered species, for cultural or ceremonial purposes.

12 An act relating to the use of migratory bird feathers for cultural or
13 ceremonial purposes

14 It is hereby enacted by the General Assembly of the State of Vermont:

15 Sec. 1. 10 V.S.A. § 4152 is amended to read:

16 § 4152. PERMITS FOR SCIENTIFIC AND EDUCATIONAL

17 COLLECTIONS

18 (a) The ~~commissioner~~ Commissioner may issue permits to a properly
19 accredited person or educational institution permitting the holder thereof to

1 collect birds, their nests and eggs, and fish and wild animals or parts thereof,
2 for public scientific research or educational purposes of the institution.

3 (b) In addition, the commissioner The Commissioner may issue a permit to
4 an individual ~~which~~ that allows the holder to collect fish and wild animals for
5 the purpose of using them as subjects of art or photography.

6 (c) The Commissioner may issue a permit to an individual that allows the
7 holder to collect birds or bird feathers for cultural or ceremonial purposes.

8 Sec. 2. 10 V.S.A. § 5408 is amended to read:

9 § 5408. LIMITATIONS

10 (a) Notwithstanding any provision of this chapter, after obtaining the
11 advice of the Endangered Species Committee, the Secretary may permit, under
12 such terms and conditions as the Secretary may prescribe by rule, any act
13 otherwise prohibited by this chapter if done for any of the following purposes:
14 scientific purposes; to enhance the propagation or survival of a species;
15 economic hardship; zoological exhibition; educational purposes; cultural or
16 ceremonial purposes, or special purposes consistent with the purposes of the
17 federal Endangered Species Act.

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19 Sec. 3. 10 V.S.A. App. § 10 is amended to read:

20 § 10. VERMONT ENDANGERED AND THREATENED SPECIES RULE

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