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GRAND PORTAGE BAND OF CHIPPEWA CONSERVATION CODE

TITLE V. TRAPPING REGULATIONS

Section 1. Seasons and Limits

1.1 Except for the open seasons stated below, all other trapping seasons are closed. Season dates given are inclusive. Seasons for mink, muskrat, beaver and otter shall begin at 9:00 am of the opening date listed and end at 11:59 p.m. of the closing date listed. All other seasons shall begin at 5:00 am the opening date and end at 11:59 p.m. of the closing date listed.

1.2 The season and limits for any game may be recommended by the Conservation Department for the approval of the Reservation Tribal Council. Any modification of any season shall be posted fourteen (14) days prior to the beginning of the respective season as specified herein or fourteen (14) days prior to the end of the respective season. Further, in the event a season for a particular animal is shortened, the Conservation Department shall send a fourteen (14) day advance written notice to any person who has been issued a Permit pursuant to this Code.

1.3 Non-Band Members shall not take game by trapping from within the Grand Portage Reservation.

Animal	Season	Limits
Snowshoe Hare		unlimited
Cottontail Rabbit		unlimited
Red, Gray & Fox Squirrel		unlimited
Bobcat/Lynx	October 15 to April 1	10 each
Raccoon		unlimited
Red & Gray Fox		unlimited
Coyote		unlimited
Mink	October 30 to April 1	unlimited
Muskrat	November 1 to April 1 (Special Permit required)	unlimited
Otter		10 each
Fisher	3rd Saturday in November to 3rd Saturday in December	unlimited
Marten	October 30 to 3rd Saturday in December	unlimited
Badger		Unlimited
Weasel	October 15 to April 1	Unlimited
Beaver	November 1 to June 15 (Special Permit required after a determination that sufficient beaver allow limited taking)	

Section 2. No Commercial Harvest

No Band Member shall take small game for commercial purposes, except that furbearers may be trapped for commercial purposes in accordance with this Code.

Section 3. Trapping - General

Trapping activities by Band Members during the open season will be subject to the following conditions and regulations:

3.1 Setting, Tending Traps - Hours. All Band Members may set traps at any time during the open season. Traps shall be tended at least every third (3d) day during daylight hours between 5:00 am to 7:00 p.m.. If unable to tend traps, another Band Member will be allowed to tend another's traps upon receipt of written permission. No setting of traps is allowed within 50 feet of water prior to mink/muskrat season. Persons issued a Permit shall not share traps or snares with persons who have not been issued a Permit nor allow persons who have not been issued a Permit to tend that person's traps or snares.

3.2 Identification - Traps. All furbearing animals taken and all traps utilized in taking furbearing animals shall bear the trapper's name. Traps within 15 feet of a beaver house or beaver dam shall have affixed or anchored a metal tag, upon which shall be stamped or engraved the trapper's Permit number, near the trap in such a manner as to be visible from above the water line.

3.3 Prohibited Methods. No Band Member shall:

- 3.3.1 set out traps except during the open season;
- 3.3.2 use sight-exposed bait, visible from above, consisting of feathers, animal flesh, fur, hide or entrails within 25 feet of a trap;
- 3.3.3 use watersets except during the open season for muskrat, beaver, otter or mink;
- 3.3.4 fail to check all dry land sets and to remove all animals therein at least every third (3d) day;
- 3.3.5 set, place or operate, except as a waterset, any killer or conibear trap larger than 7 1/2 inches by 7 1/2 inches;
- 3.3.6 set, place or operate any steel-jawed trap with a spread width of more than 8 inches;
- 3.3.7 set, place or operate any steel-jawed trap with teeth except as a waterset;
- 3.3.8 set, place or operate any killer trap of the conibear type greater than 6 1/2 inches by 6 1/2 inches or 6 1/2 inches in diameter within 100 yards of any building devoted to human occupancy without the owner's consent;
- 3.3.9 use nets, pitfalls, set guns, swivel guns, spring guns or similar contrivances, not including snares, to take furbearers; or
- 3.3.10 use snares for any species for which there is no open trapping season.

Section 4. Otter, Bobcat, Lynx, Fisher and Marten

4.1 Furbearer Registration. The separated pelt and carcass of each bobcat, lynx, fisher, marten and otter must be presented by the Band Member to the Conservation Department for registration before the pelt is sold.

Section 5. Possession of Green Skins

All Band Members may possess the green skin of a furbearing animal for up to ten (10) days after the close of the open season for that animal. All Band Members may possess the green skin of a furbearing animal after the tenth (10th) day following the close of the open season for the animal provided (a) the Member has presented the animal to the Conservation Department for registration within ten (10) days of the close of the season for the animal.

Section 6. Shipment of Furs

All fur shipments shall be marked showing the number and kinds of hides in the shipment and the name and address of the shipper and of the consignee.

Section 7. Molesting Traps

No Band Member may, without permission of the owner, take, damage or appropriate a trap belonging to another Band Member. No Band Member may, without permission of the owner, take or appropriate the animal or contents of any trap belonging to another.

Section 8. Tending Another Band Member's Traps

No Band Member may, without written permission of the owner, tend the Owner's traps.

Section 9. Commercial Possession and Transportation

The hides of deer and moose may be possessed and transported for commercial purposes when taken legally pursuant to these regulations. No Band Member may possess more than the daily bag limit of freshly taken game. A Band Member may possess any number of trapped or snared whole carcass of game that has been processed and prepared for sale or for personal use.

Section 10. Permit

Every Band Member who takes, attempts to take or assist in the trapping or snaring of furbearing animals within the Grand Portage Reservation, shall have in his or her possession a Permit. This permit must be in his or her possession whenever trapping, assisting, possessing or transporting game taken from within the Grand Portage Reservation and the Trapper's name must be plainly marked on all traps. All furbearing animals taken pursuant to this Code and all traps utilized in such taking shall bear the trapper's name. Hides or pelts adapted to personal use need not carry the owner's name once adaptation is complete.

Section 11. Trapping or Snaring Furbearing Animals

11.1 Sale of Game. Band Members may sell to any person, the pelt, claws, tails and teeth of any furbearing game lawfully taken pursuant to this Code.

11.2 Equipment Identification. A Band Member may not set a trap or snare unless the Band Member's name is stamped or engraved on a metal tag at least 5/8 inch by 2 inches in size on the trap. Tags are not required for snares used exclusively for capturing cottontail rabbits, snowshoe hares, or jackrabbits.

11.3 Permissible Means of Taking. Band Members may use any other permissible means to take furbearing game.

11.4 Trap Placement and Size Restrictions. A Band Member may not set, place or operate:

11.4.1 Any foot or leghold trap with a jaw opening greater than 8 3/4 inches.

11.4.2 Any body-gripping or conibear type trap with a jaw opening greater than 7 1/2 inches, except as a waterset (a waterset is defined as any body-gripping trap or snare set so that the trap jaws or the snare loop are at least half-submerged in water); or

11.4.3 Any body-gripping or conibear-type trap with a jaw opening greater than 6 1/2 inches or within 3 feet of a culvert, unless as a waterset.

11.5 Trap Setting and Tending.

11.5.1 A Band Member may set or tend traps at any time of the day or night.

11.5.2 A Band Member on foot may use an artificial light to set or tend traps.

11.5.3 Any live trap capable of capturing a protected animal and not capable of drowning the animal must be checked at least once every forty eight (48) hours. There are no trap check requirements for traps capable of drowning the animal, body-gripping or conibear-type traps, or traps set under the ice. When the trap is tended, any animal captured must be removed.

11.6 Trap Tampering.

11.6.1 No Band Member may remove or tamper with a trap legally set to take furbearing or unprotected species without authorization by the trapper or the owner or lessee of the land where the trap is located.

11.6.2 A trapper may authorize, in writing, another Band Member to tend traps set by the trapper, including resetting the trap at the same set. The Band Member may remove trapped animals.

11.7 General Trapping Restrictions.

11.7.1 No set trap, may be placed or staked before the opening of any trapping season.

11.7.2 No Band Member may leave any trap placed for a protected wild animal in place, either set, after the close of the applicable trapping season.

11.7.3 No Band Member may disturb, injure, or destroy any muskrat house or den, except that traps may be set at natural entrances to muskrat borrows and openings may be made in muskrat houses for trapping if all material removed is wetted and used to plug the opening.

11.7.4 A live furbearing animal may be temporarily possessed if it is intended to be sold. All such sales must occur within three (3) days, or the animal must be killed.

11.7.5 Band Members or Natural Resource managers may disturb, injure, or destroy any beaver house, dam, burrow or den for management purposes.

Section 12. Snares

Snares may be used by trappers for taking all species of protected wild mammals that may be taken by the use of traps. The use of snares is subject to the following specific regulations and all other general trapping regulations inconsistent with these snaring restrictions.

12.1 General Restrictions and Use of Snares

12.1.1 The diameter of the snare loop may not exceed 10 inches.

12.1.2 Snare cable or wire may not have a diameter exceeding 1/8 of an inch.

12.1.3 No Band Member may set, place, or operate a snare in a culvert unless the snare loop is at least half submerged.

12.1.4 Snares may not be set in well-defined deer trails.

12.1.5 Snares may not be used with spring poles or other devices that wholly or partly lift from the ground an animal caught in the snare.

12.1.6 No snare may be set in such a way that the top of the loop is more than 16 inches above the ground or, when the ground is snow-covered, more than 16 inches above the level of the adjoining trail.

12.1.7 All snares not capable of drowning the captured animal must be tended at least once every forty eight (48) hours.

12.1.8 No snare set for a protected animal may be left in place after the applicable trapping season has closed.