<table>
<thead>
<tr>
<th>Title</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>3 CSR 10-5.205 Permits Required; Exceptions</td>
<td>5</td>
</tr>
<tr>
<td>3 CSR 10-5.210 Permits to be Signed and Carried</td>
<td>6</td>
</tr>
<tr>
<td>3 CSR 10-5.215 Permits and Privileges: How Obtained; Not Transferable</td>
<td>6</td>
</tr>
<tr>
<td>3 CSR 10-5.216 Permits and Privileges: Revocation</td>
<td>7</td>
</tr>
<tr>
<td>3 CSR 10-5.220 Resident and Nonresident Permits</td>
<td>8</td>
</tr>
<tr>
<td>3 CSR 10-5.225 Permits: Permit Issuing Agents; Service Fees; Other Provisions</td>
<td>8</td>
</tr>
<tr>
<td>3 CSR 10-5.230 Resident Hunting and Fishing Permit (Moved to 3 CSR 10-5.330)</td>
<td>9</td>
</tr>
<tr>
<td>3 CSR 10-5.235 Resident Fishing Permit (Moved to 3 CSR 10-5.340)</td>
<td>9</td>
</tr>
<tr>
<td>3 CSR 10-5.237 Trout Stamp (Moved to 3 CSR 10-5.430)</td>
<td>9</td>
</tr>
<tr>
<td>3 CSR 10-5.240 Nonresident Fourteen-Day Trip Fishing Permit (Rescinded January 1, 1996)</td>
<td>9</td>
</tr>
<tr>
<td>3 CSR 10-5.241 Nonresident Three-Day Trip Fishing Permit (Rescinded January 1, 1996)</td>
<td>9</td>
</tr>
<tr>
<td>3 CSR 10-5.245 Nonresident Fishing Permit (Moved to 3 CSR 10-5.540)</td>
<td>9</td>
</tr>
<tr>
<td>3 CSR 10-5.250 Daily Hunting or Fishing Tags</td>
<td>9</td>
</tr>
<tr>
<td>3 CSR 10-5.255 Resident Hunting Permit (Moved to 3 CSR 10-5.345)</td>
<td>9</td>
</tr>
<tr>
<td>3 CSR 10-5.256 Migratory Bird Harvest Information Program Card</td>
<td>9</td>
</tr>
<tr>
<td>(Moved to 3 CSR 10-5.435)</td>
<td></td>
</tr>
<tr>
<td>3 CSR 10-5.257 Missouri Waterfowl Hunting Stamp (Rescinded January 1, 1996)</td>
<td>9</td>
</tr>
<tr>
<td>3 CSR 10-5.258 Special Pheasant Hunting Permit (Rescinded January 1, 1989)</td>
<td>9</td>
</tr>
<tr>
<td>3 CSR 10-5.259 Ruffed Grouse Hunting Permit (Rescinded January 1, 1996)</td>
<td>9</td>
</tr>
<tr>
<td>3 CSR 10-5.260 Resident Archer’s Deer and Turkey Hunting Permit</td>
<td>9</td>
</tr>
<tr>
<td>(Moved to 3 CSR 10-5.360)</td>
<td></td>
</tr>
<tr>
<td>Code</td>
<td>Description</td>
</tr>
<tr>
<td>------------</td>
<td>-----------------------------------------------------------------------------</td>
</tr>
<tr>
<td>3 CSR 10-5.262</td>
<td>Resident Archer’s Turkey Hunting Permit</td>
</tr>
<tr>
<td></td>
<td>(Rescinded June 11, 1979)</td>
</tr>
<tr>
<td>3 CSR 10-5.263</td>
<td>Resident Muzzleloading Firearms Deer Hunting Permit</td>
</tr>
<tr>
<td></td>
<td>(Moved to 3 CSR 10-5.355)</td>
</tr>
<tr>
<td>3 CSR 10-5.265</td>
<td>Resident Firearms Deer Hunting Permit</td>
</tr>
<tr>
<td></td>
<td>(Moved to 3 CSR 10-5.350)</td>
</tr>
<tr>
<td>3 CSR 10-5.266</td>
<td>Resident Turkey Hunting Permits</td>
</tr>
<tr>
<td></td>
<td>(Moved to 3 CSR 10-5.365)</td>
</tr>
<tr>
<td>3 CSR 10-5.267</td>
<td>Nonresident Turkey Hunting Permits</td>
</tr>
<tr>
<td></td>
<td>(Moved to 3 CSR 10-5.565)</td>
</tr>
<tr>
<td>3 CSR 10-5.270</td>
<td>Nonresident Small Game Hunting Permit</td>
</tr>
<tr>
<td></td>
<td>(Moved to 3 CSR 10-5.545)</td>
</tr>
<tr>
<td>3 CSR 10-5.272</td>
<td>Nonresident Five-Day Trip Small Game Hunting Permit</td>
</tr>
<tr>
<td></td>
<td>(Rescinded January 1, 1996)</td>
</tr>
<tr>
<td>3 CSR 10-5.275</td>
<td>Nonresident Archer’s Hunting Permit</td>
</tr>
<tr>
<td></td>
<td>(Moved to 3 CSR 10-5.560)</td>
</tr>
<tr>
<td>3 CSR 10-5.280</td>
<td>Nonresident Firearms Deer Hunting Permit</td>
</tr>
<tr>
<td></td>
<td>(Moved to 3 CSR 10-5.550)</td>
</tr>
<tr>
<td>3 CSR 10-5.282</td>
<td>Nonresident Muzzleloading Firearms Deer Hunting Permit</td>
</tr>
<tr>
<td></td>
<td>(Moved to 3 CSR 10-5.555)</td>
</tr>
<tr>
<td>3 CSR 10-5.285</td>
<td>Licensed Shooting Area Hunting Permit</td>
</tr>
<tr>
<td></td>
<td>(Moved to 3 CSR 10-5.460)</td>
</tr>
<tr>
<td>3 CSR 10-5.287</td>
<td>Three-Day Licensed Shooting Area Hunting Permit</td>
</tr>
<tr>
<td></td>
<td>(Moved to 3 CSR 10-5.465)</td>
</tr>
<tr>
<td>3 CSR 10-5.289</td>
<td>Hound Running Area User Permit</td>
</tr>
<tr>
<td></td>
<td>(Moved to 3 CSR 10-5.470)</td>
</tr>
<tr>
<td>3 CSR 10-5.290</td>
<td>Resident Trapping Permit</td>
</tr>
<tr>
<td></td>
<td>(Moved to 3 CSR 10-5.370)</td>
</tr>
<tr>
<td>3 CSR 10-5.292</td>
<td>Nonresident Furbearer Hunting and Trapping Permit</td>
</tr>
<tr>
<td></td>
<td>(Moved to 3 CSR 10-5.570)</td>
</tr>
<tr>
<td>3 CSR 10-5.295</td>
<td>Resident Falconry Permit</td>
</tr>
<tr>
<td></td>
<td>(Moved to 3 CSR 10-9.440)</td>
</tr>
<tr>
<td>3 CSR 10-5.310</td>
<td>Resident Lifetime Conservation Partner Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.315</td>
<td>Resident Lifetime Fishing Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.320</td>
<td>Resident Lifetime Small Game Hunting Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.325</td>
<td>Resident Annual Wildlife Conservation Permit</td>
</tr>
<tr>
<td></td>
<td>(Rescinded March 1, 1998)</td>
</tr>
<tr>
<td>3 CSR 10-5.330</td>
<td>Resident Hunting and Fishing Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.335</td>
<td>Resident Annual All Hunting Permit</td>
</tr>
<tr>
<td></td>
<td>(Rescinded March 1, 1998)</td>
</tr>
<tr>
<td>3 CSR 10-5.340</td>
<td>Resident Fishing Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.345</td>
<td>Resident Small Game Hunting Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.350</td>
<td>Resident Firearms Deer Hunting Permit</td>
</tr>
<tr>
<td></td>
<td>(Rescinded October 30, 2002)</td>
</tr>
<tr>
<td>Code</td>
<td>Title</td>
</tr>
<tr>
<td>------</td>
<td>-------</td>
</tr>
<tr>
<td>3 CSR 10-5.351</td>
<td>Resident Firearms Any-Deer Hunting Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.352</td>
<td>Resident Firearms First Bonus Deer Hunting Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.353</td>
<td>Resident Firearms Second Bonus Deer Hunting Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.355</td>
<td>Resident Muzzleloading Firearms Deer Hunting Permit (Rescinded March 1, 1999)</td>
</tr>
<tr>
<td>3 CSR 10-5.356</td>
<td>Resident Muzzleloading Firearms Any-Deer Hunting Permit (Rescinded March 1, 1999)</td>
</tr>
<tr>
<td>3 CSR 10-5.357</td>
<td>Resident Muzzleloading Firearms First Bonus Deer Hunting Permit (Rescinded March 1, 1999)</td>
</tr>
<tr>
<td>3 CSR 10-5.358</td>
<td>Resident Muzzleloading Firearms Second Bonus Deer Hunting Permit (Rescinded March 1, 1999)</td>
</tr>
<tr>
<td>3 CSR 10-5.359</td>
<td>Resident Managed Deer Hunting Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.360</td>
<td>Resident Archer’s Hunting Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.365</td>
<td>Resident Turkey Hunting Permits</td>
</tr>
<tr>
<td>3 CSR 10-5.370</td>
<td>Resident Trapping Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.420</td>
<td>Youth Deer and Turkey Hunting Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.425</td>
<td>Antlerless-Only Archery Deer Hunting Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.430</td>
<td>Trout Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.435</td>
<td>Migratory Bird Hunting Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.440</td>
<td>Daily Fishing Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.445</td>
<td>Daily Small Game Hunting Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.460</td>
<td>Licensed Hunting Preserve Hunting Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.465</td>
<td>Three-Day Licensed Hunting Preserve Hunting Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.470</td>
<td>Hound Running Area User Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.535</td>
<td>White River Border Lakes Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.540</td>
<td>Nonresident Fishing Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.545</td>
<td>Nonresident Small Game Hunting Permit</td>
</tr>
<tr>
<td>3 CSR 10-5.550</td>
<td>Nonresident Firearms Deer Hunting Permit (Rescinded October 30, 2002)</td>
</tr>
<tr>
<td>3 CSR 10-5.551</td>
<td>Nonresident Firearms Any-Deer Hunting Permit</td>
</tr>
</tbody>
</table>
3 CSR 10-5.552 Nonresident Firearms First Bonus Deer Hunting Permit
3 CSR 10-5.553 Nonresident Firearms Second Bonus Deer Hunting Permit
3 CSR 10-5.555 Nonresident Muzzleloading Firearms Deer Hunting Permit
   (Rescinded March 1, 1999)
3 CSR 10-5.556 Nonresident Muzzleloading Firearms Any-Deer Hunting Permit
   (Rescinded March 1, 1999)
3 CSR 10-5.559 Nonresident Managed Deer Hunting Permit
3 CSR 10-5.560 Nonresident Archer’s Hunting Permit
3 CSR 10-5.565 Nonresident Turkey Hunting Permits
3 CSR 10-5.570 Nonresident Furbearer Hunting and Trapping Permit
3 CSR 10-5.575 Nonresident Landowner Firearms Deer Hunting Permit
   (Rescinded October 30, 2002)
3 CSR 10-5.576 Nonresident Landowner Firearms Any-Deer Hunting Permit
3 CSR 10-5.577 Nonresident Landowner Firearms First Bonus Deer Hunting Permit
   (Rescinded November 30, 2003)
3 CSR 10-5.578 Nonresident Landowner Firearms Second Bonus Deer Hunting Permit
   (Rescinded November 30, 2003)
3 CSR 10-5.579 Nonresident Landowner Firearms Turkey Hunting Permits
3 CSR 10-5.580 Nonresident Landowner Archer’s Hunting Permit
Title 3—DEPARTMENT OF
CONSERVATION
Division 10—Conservation Commission
Chapter 5—Wildlife Code: Permits

3 CSR 10-5.205 Permits Required; Exceptions

PURPOSE: This rule establishes requirements for hunting, fishing and trapping permits, and certain exceptions to those requirements.

(1) Any person who chases, pursues, takes, transports, ships, buys, sells, possesses or uses wildlife in any manner must first obtain the prescribed hunting, fishing, trapping or other permit, or be exempted under 3 CSR 10-9.110, with the following exceptions:

(A) A resident landowner or lessee, as defined in this Code, may hunt, trap or fish as prescribed in Chapters 6, 7 and 8 without permit (except landowner deer hunting permit and migratory bird hunting permit as prescribed), but only on land s/he owns or, in the case of the lessee, upon which s/he resides, and may transport and possess wildlife so taken.

(B) Any resident of Missouri sixty-five (65) years of age or older may take fish, live bait, clams, mussels, turtles and frogs as provided in Chapter 6 without permit (except trout permit or daily tag in areas where prescribed); provided, while fishing s/he carries a valid Missouri motor vehicle operator’s license, notarized affidavit or similar official document proving his/her eligibility based on residency and age, and shall submit documentation for inspection by any agent of the department on request.

(C) Any resident of Missouri sixty-five (65) years of age or older may take wildlife as provided in Chapter 7 without permit (except all special hunting permits and the Migratory Bird Hunting Permit as prescribed); provided, while hunting s/he carries a valid Missouri motor vehicle operator’s license, notarized affidavit, or similar official document proving his/her eligibility based on residency and age, and shall submit documentation for inspection by any agent of the department on request.

(D) Any person fifteen (15) years of age or younger may take fish, live bait, clams, mussels, turtles and frogs as provided in Chapter 6 without permit (except trout permit or daily tag in areas where prescribed); except that fish may be taken only by gig, longbow, crossbow, snapping, snaring, grabbing and by pole and line.

(E) Any person fifteen (15) years of age or younger may take wildlife (except deer and turkey) as provided in Chapter 7 without permit; provided, s/he is in the immediate presence of a properly licensed adult hunter or has in his/her possession a valid hunter education certificate card. Persons under eleven (11) years of age may not purchase firearms deer and turkey hunting permits except as provided in subsection (1)(F) of this rule (see 3 CSR 10-5.215(4)).

(F) Any person at least six (6) and under sixteen (16) years of age may purchase a Youth Deer and Turkey Hunting Permit without display of a hunter education certificate card, and may take one (1) deer of either sex statewide, during the firearms deer hunting seasons except that only an antlerless deer may be taken in seasons open only to antlerless deer; one (1) male turkey or turkey with visible beard during the spring turkey hunting season; and one (1) turkey of either sex during the fall firearms turkey hunting season; provided, s/he is hunting in the immediate presence of a properly licensed adult hunter who has in his/her possession a valid hunter education certificate card. Youth Deer and Turkey Hunting Permit holders attaining the age of eleven (11) during the prescribed permit year, and who have a valid hunter education certificate card, may surrender unused portion(s) of the Youth Deer and Turkey Hunting Permit and purchase other firearms deer and turkey hunting permits. Deer and turkeys taken under the Youth Deer and Turkey Hunting Permit must be included in the total season limits.

(G) Any hospital patient may fish without permit on the grounds of the hospital where under treatment.

(H) The director may issue special fishing permits for specified dates without cost to supervised groups involved in rehabilitation programs or groups of hospital patients or persons with disabilities under therapy.

(I) The director may issue special fishing permits authorizing persons assigned as trainees to a training or rehabilitation unit performing organized conservation or agricultural work under governmental supervision on federal, state, county or municipal lands to take fish by gig and pole and line methods and to take frogs by fishing methods on the public lands where such conservation or agricultural work is being performed, under regulations applicable to the area. Any person while exercising such privileges shall carry identification, issued by the training agency, showing current assignment to the training or rehabilitation unit.

(J) For educational purposes, the director may waive fishing permit or tag requirements for specified periods at specified sites and may authorize fishing in restricted waters.

(K) Any resident of Missouri having a visual acuity not exceeding 20/200 in the better eye with maximum correction, or having twenty degrees (20°) or less field of visual concentric contraction, and any resident who is so severely and permanently disabled as to be unable to move freely without the aid of a wheelchair, may take fish, live bait, clams, mussels, turtles and frogs as provided in Chapter 6 without permit (except trout permit or daily tag in areas where prescribed); provided, while fishing s/he carries a certified statement of eligibility from a licensed ophthalmologist or optometrist or from a licensed physician.

(L) Any resident of Missouri with cerebral palsy or mental retardation as defined in section 630.005, RSMo, and who is so severely disabled that s/he cannot fish alone, may take fish, live bait, clams, mussels, turtles and frogs as provided in Chapter 6 without permit (except trout permit or daily tag in areas where prescribed); provided, while fishing s/he is accompanied by a licensed adult fisherman and possesses a certified statement of eligibility from a licensed physician qualified to evaluate and treat the developmentally disabled.

(M) Any honorably discharged resident veteran having a service-related disability of sixty percent (60%) or greater, or who was a prisoner of war during military service, may take fish, live bait, clams, mussels, turtles and frogs as provided in Chapter 6 without permit (except trout permit or daily tag in areas where prescribed), and may take wildlife as provided in Chapter 7 without permit (except deer and turkey hunting permits and the Migratory Bird Hunting Permit as prescribed); provided, while hunting or fishing s/he carries a certified statement of eligibility from the Veterans Administration.

(N) Any Missouri resident who is the owner of land that wholly encloses a body of water, or any member of his/her immediate household, may fish without permit in those waters. In the case of corporate ownership, this privilege shall apply to those corporate owners whose domicile is on such corporate- owned land.

(O) Any person may fish without permit, trout permit and prescribed area daily tag during free fishing days. Free fishing days are the Saturday and Sunday following the first Monday in June.

(P) A customer or guest of a licensed trout fishing area may fish for trout without permit (see 3 CSR 10-9.645).

3 CSR 10-5.215 Permits and Privileges: How Obtained; Not Transferable

PURPOSE: This rule establishes methods of obtaining permits, restrictions on use, obligations and validity.

(1) Permits may be obtained only upon satisfaction of all requirements imposed by this Code, including payment of fees, at the time of application. The Missouri Conservation Heritage Card, Social Security number, Driver License number, or a Missouri Conservation identification number shall be required to purchase all permits except daily tags.

(2) A permit for the taking of wildlife may be issued only to an individual and may be used only by the individual to whom it is issued. No permit, application for permit, method exemption, Missouri Conservation Heritage Card or special hunting or fishing tag may be loaned, predated, falsified, altered or misrepresented in any manner, except that a Missouri Conservation Heritage Card may be presented by another person who is required to be hunter education certified to purchase a firearms hunting permit for them. The temporary permit authorization number(s) allowing immediate purchase of the required permit. Temporary permit authorization number(s) and picture identification must be carried at all times while hunting, fishing or trapping until the actual permit(s) is received. Any permit issued or obtained by false statement or through fraud, or while privileges are revoked or denied by the commission, shall be invalid.

(3) The acceptance of a permit or privilege or method exemption shall constitute an acknowledgement of the duty to comply with the provisions of the Wildlife Code and to pursue wildlife in a safe manner, and all permits and privileges are conditioned upon such compliance.

(4) Any person born on or after January 1, 1967, shall obtain and display an approved hunter education certificate card prior to purchase of any firearms hunting permit, except as exempted in 3 CSR 10-5.205. Any person purchasing a firearms hunting permit for another person who is required to be hunter education certified must display a valid hunter education certificate card bearing the name of the person for whom the permit is being purchased. A hunter education card need not be displayed if certification can be verified through direct access to computer data files. The hunter education certificate card number shall be entered by permit vendors on all firearms hunting permits, except as exempted in 3 CSR 10-5.205. Hunter education certification shall be limited to persons eleven (11) years of age or older. The Missouri Conservation Heritage Card will be issued as a replacement for lost or damaged hunter education certificate cards (fee: two dollars ($2)).

(5) Permits are nontransferable and are valid from date of purchase through the last day of February of the prescribed permit year; except the Migratory Bird Hunting Permit shall be valid through June 30, and the Resident Trapping Permit and Nonresident Furbearer Hunting and Trapping Permit shall be valid through April 10. Except as provided for permits purchased by telephone or through the Internet, no affidavit, receipt or other document may be issued or used in lieu of the required permit. Temporary permit authorization number(s) allowing immediate use of permit privileges may be provided for permits (except deer and turkey permits) purchased through the department’s authorized telephone or Internet sales service provider. The temporary permit authorization number(s) and picture identification must be carried at all times while hunting, fishing or trapping until the actual permit(s) is received. Any permit issued or obtained by false statement or through fraud, or while privileges are revoked or denied by the commission, shall be invalid.


3 CSR 10-5.210 Permits to be Signed and Carried

PURPOSE: This rule establishes procedures for identifying persons who have complied with requirements for wildlife permits.

All permits and method exemptions shall be signed and carried by the permittee. Permits, or temporary permit authorization number(s), and method exemptions shall be exhibited to any officer charged with the enforcement of this Code, or to any transportation company or postal employee when presenting wildlife for shipment.


The courts of Missouri do not have jurisdiction to suspend or revoke permits issued by the Conservation Commission, and further the Conservation Commission does not have the power to confer such jurisdiction on the courts and any such rule purporting to confer such jurisdiction is invalid.

3 CSR 10-5.210 Permits to be Signed and Carried

PURPOSE: This rule establishes procedures for identifying persons who have complied with requirements for wildlife permits.
Chapter 5—Wildlife Code: Permits

PURPOSE: This rule sets out the statutory authority of the commission to suspend, revoke or deny a permit or privilege, in addition to its constitutional authority, and provides a uniform procedure for administrative hearings when a hunter inflicts injury to another person mistaken for game.

(1) The commission may suspend, revoke or deny a permit or privilege for cause, but not until an opportunity has been afforded for a hearing before the commission or its authorized representative. The hearings under this section shall be noncontested cases unless the permittee is entitled by law to a contested case hearing.

(2) The commission may suspend, revoke or deny a permit or privilege to any hunter who mistakes another person for game and injures that person by firearm or other weapon. Suspension, revocation or denial shall not occur until an opportunity has been afforded for an appeals hearing before the commission pursuant to section 252.043, RSMo and the procedures for contested cases under this section.

(A) To hear appeals, the commission shall appoint one (1) or more hearing examiners, subject to supervision by the commission. At its discretion, the commission may reserve appeals as it deems fit to be heard and decided by the full commission; in those cases, the decision of the commission shall be final and subject to judicial review as provided in Chapter 536, RSMo.

(B) Any person whose hunting permit or privilege may be suspended, revoked or denied by the commission for inflicting injury to another person mistaken for game shall be entitled to a hearing on the commission’s determination by filing a written request for a hearing with the director. The request for hearing must be received by the director within fifteen (15) days after receipt of notification of the proposed suspension, revocation or denial by the permittee. The request for hearing must be sufficient to identify the person requesting the hearing. No answer or other response by the commission is necessary. Upon receipt of a request for hearing, the director shall forward it to the hearing examiner.

(C) The hearing examiner is authorized to dismiss any request for a hearing and terminate further proceedings when the appellant—

1. Withdraws the request for a hearing. The appellant must submit the withdrawal in writing to the hearing examiner.

2. Fails to appear at the scheduled time and place for a hearing.

(D) If the hearing examiner determines at any state of the proceeding that s/he has prior knowledge of specific facts of a case that would prevent him/her from rendering an objective report and order to the commission, s/he immediately shall cease to act and the commission shall provide an alternate hearing examiner.

(E) The hearing examiner shall give written notice of the hearing to the permittee and the director, fixing a time and place at which the permittee and the director may appear and present evidence. This notice shall be issued by the hearing examiner not fewer than fifteen (15) days prior to the hearing date.

(F) After a request for a hearing is filed with the director, no person shall sign any pleading or brief or shall appear at any hearing in a representative capacity for another individual unless that person is a licensed attorney in good standing in Missouri.

(G) Any party may take and use depositions under section 536.073, RSMo. The hearing examiner shall rule on all matters concerning discovery.

(H) Witnesses may be summoned to appear to give testimony or to give testimony and produce documents at the hearing by a subpoena issued by the hearing examiner or by a notary public at the request of any party.

(I) Any hearing which is scheduled by the hearing examiner may be continued at his/her discretion pursuant to Supreme Court Rule 65.

(J) The sole issue in a hearing is whether the appellant, while hunting, inflicted injury by firearm or other weapon to another person mistaken for game. The commission shall present its evidence first at the hearing in support of its suspension, revocation or denial of a hunting permit or privilege. Then any appellant may present evidence. Any party shall have the right of cross-examination. Oral or written evidence must be received in the record to be considered by the commission in reaching its final decision. Any party shall be entitled to present oral arguments at the hearing. If oral arguments are presented, they shall be preserved and transcribed in the record for use of the commission in reaching a final decision. Any party may file a written brief or the hearing examiner may require written briefs to be filed within the time set by the hearing examiner for use of the commission in reaching a final decision. The hearing examiner may rule on all objections and motions to facilitate submission of the case to the commission for its final decision.

(K) At the conclusion of the hearing, the hearing examiner shall cause the entire record to be transcribed in sufficient quantities that the original may remain a permanent part of the record. Any party may obtain a copy of the record at the party’s expense.

(L) As soon as practical after receipt of the transcript and briefs of the parties, if any, the hearing examiner shall submit to the commission a suggested report and order for consideration.

(M) As soon as practical after receipt of the suggested report and order, the commission shall read the full record and render a final decision. If briefs or oral arguments are submitted, the commission, in lieu of reading the entire record, may consider those portions of the record cited or referred to in the arguments or briefs to arrive at a final decision. The commission shall render its final decision in writing which shall be supported by competent and substantial evidence upon the whole record and which shall be subject to judicial review under section 536.100, RSMo.

(3) The commission shall suspend hunting and/or fishing permits of individuals identi-
3 CSR 10-5.220 Resident and Nonresident Permits

PURPOSE: This rule establishes eligibility requirements for the purpose of purchasing and using permits.

(1) A resident permit shall be limited to persons who do not claim resident privileges in another state or country and whose actual residence and legal domicile have both been in the state of Missouri for at least thirty (30) days last past before the purchase of such permit as provided in this rule.

(2) Residents of Missouri employed by the United States in the District of Columbia or serving in the armed forces of the United States, and all members of the United States armed forces and their immediate families stationed and residing in Missouri, may receive resident permit privileges.

(3) Immigrants who possess an I-551 Resident Alien Card from the U.S. Immigration and Naturalization Service may receive nonresident permit privileges.

(4) All persons who do not meet these qualifications shall possess a nonresident permit. Attendance at a Missouri school in itself does not constitute residency in the state.

Walsh v. County of St. Louis, 353 SW2d 779 (Mo. en Banc 1962). Where Conservation Commission appointed county clerk as distributing agent for sale of hunting, fishing and trapping permits, such clerk acted in his individual capacity and as such was entitled to service fees and did not act in any official capacity which warranted payment of service fees into county revenues.

3 CSR 10-5.230 Resident Hunting and Fishing Permit
(Moved to 3 CSR 10-5.330)

3 CSR 10-5.235 Resident Fishing Permit
(Moved to 3 CSR 10-5.340)

3 CSR 10-5.237 Trout Stamp
(Moved to 3 CSR 10-5.430)

3 CSR 10-5.240 Nonresident Fourteen-Day Trip Fishing Permit
(Rescinded January 1, 1996)

3 CSR 10-5.241 Nonresident Three-Day Trip Fishing Permit
(Rescinded January 1, 1996)

3 CSR 10-5.245 Nonresident Fishing Permit
(Moved to 3 CSR 10-5.540)

3 CSR 10-5.250 Daily Hunting or Fishing Tags

PURPOSE: This rule establishes tags for daily hunting or fishing on special management areas.

Required in addition to the prescribed permit to pursue, take, possess and transport any wildlife on special management areas where daily permits or tags are required by regulation.


3 CSR 10-5.255 Resident Hunting Permit
(Moved to 3 CSR 10-5.345)

3 CSR 10-5.256 Migratory Bird Harvest Information Program Card
(Moved to 3 CSR 10-5.435)

3 CSR 10-5.257 Missouri Waterfowl Hunting Stamp
(Rescinded January 1, 1996)


3 CSR 10-5.258 Special Pheasant Hunting Permit
(Rescinded January 1, 1989)


3 CSR 10-5.259 Ruffed Grouse Hunting Permit
(Rescinded January 1, 1996)


3 CSR 10-5.260 Resident Archer's Deer and Turkey Hunting Permit
(Moved to 3 CSR 10-5.360)

3 CSR 10-5.262 Resident Archer’s Turkey Hunting Permit
(Rescinded June 11, 1979)


3 CSR 10-5.263 Resident Muzzleloading Firearms Deer Hunting Permit
(Moved to 3 CSR 10-5.355)

3 CSR 10-5.265 Resident Firearms Deer Hunting Permit
(Moved to 3 CSR 10-5.350)

3 CSR 10-5.266 Resident Turkey Hunting Permits
(Rescinded March 11, 1983)

3 CSR 10-5.267 Nonresident Turkey Hunting Permits
(Moved to 3 CSR 10-5.565)

3 CSR 10-5.270 Nonresident Small Game Hunting Permit
(Moved to 3 CSR 10-5.545)

3 CSR 10-5.272 Nonresident Five-Day Trip Small Game Hunting Permit
(Rescinded January 1, 1996)


3 CSR 10-5.275 Nonresident Archer's Hunting Permit
(Moved to 3 CSR 10-5.560)
3 CSR 10-5.280 Nonresident Firearms Deer Hunting Permit
(Moved to 3 CSR 10-5.550)

3 CSR 10-5.282 Nonresident Muzzleloading Firearms Deer Hunting Permit
(Moved to 3 CSR 10-5.555)

3 CSR 10-5.285 Licensed Shooting Area Hunting Permit
(Moved to 3 CSR 10-5.460)

3 CSR 10-5.287 Three-Day Licensed Shooting Area Hunting Permit
(Moved to 3 CSR 10-5.465)

3 CSR 10-5.289 Hound Running Area User Permit
(Moved to 3 CSR 10-5.470)

3 CSR 10-5.290 Resident Trapping Permit
(Moved to 3 CSR 10-5.370)

3 CSR 10-5.292 Nonresident Furbearer Hunting and Trapping Permit
(Moved to 3 CSR 10-5.570)

3 CSR 10-5.295 Resident Falconry Permit
(Moved to 3 CSR 10-9.440)

3 CSR 10-5.310 Resident Lifetime Conservation Partner Permit

PURPOSE: This rule establishes a resident lifetime hunting and fishing permit.

(1) To pursue, take, possess and transport fish (including trout), frogs, mussels, clams, turtles, crayfish, live bait, birds (including migratory birds; except wild turkey) and mammals (except deer), and to sell furbearers taken by hunting. Fee:

(A) For persons age 15 and under: five hundred fifty dollars ($550)
(B) For persons age 16 to 29: eight hundred dollars ($800)
(C) For persons age 30 to 39: seven hundred dollars ($700)
(D) For persons age 40 to 59: six hundred dollars ($600)
(E) For persons age 60 to 64: thirty-five dollars ($35)

(2) Lifetime hunting permits may be issued to residents under eleven (11) years of age, but holders of such permits may hunt only as provided in 3 CSR 10-5.205 until s/he completes a hunter education course.


3 CSR 10-5.315 Resident Lifetime Fishing Permit

PURPOSE: This rule establishes a resident lifetime fishing permit.

(1) To pursue, take, possess and transport fish (including trout), frogs, mussels, clams, turtles, crayfish and live bait. Fee:

(A) For persons age 15 and under: Two hundred seventy-five dollars ($275)
(B) For persons age 16 to 29: Four hundred dollars ($400)
(C) For persons age 30 to 39: Three hundred fifty dollars ($350)
(D) For persons age 40 to 59: Three hundred dollars ($300)
(E) For persons age 60 to 64: Thirty-five dollars ($35)


3 CSR 10-5.320 Resident Lifetime Small Game Hunting Permit

PURPOSE: This rule establishes a resident lifetime hunting permit.

(1) To pursue, take, possess and transport birds (including migratory birds; except wild turkey), mammals (except deer) and frogs, and to sell furbearers taken by hunting. Fee:

(A) For persons age 15 and under: Two hundred seventy-five dollars ($275)
(B) For persons age 16 to 29: Four hundred dollars ($400)
(C) For persons age 30 to 39: Three hundred fifty dollars ($350)
(D) For persons age 40 to 59: Three hundred dollars ($300)
(E) For persons age 60 to 64: Thirty-five dollars ($35)

(2) Lifetime hunting permits may be issued to residents under eleven (11) years of age, but holders of such permits may hunt only as provided in 3 CSR 10-5.205 until s/he completes a hunter education course.


3 CSR 10-5.325 Resident Annual Wildlife Conservation Permit
(Rescinded March 1, 1998)


3 CSR 10-5.330 Resident Hunting and Fishing Permit

PURPOSE: This rule establishes a combination fishing and small game hunting permit for residents of the state.

To pursue, take, possess and transport fish, frogs, mussels, clams, turtles, crayfish, live bait, birds (except wild turkey) and mammals (except deer), and to sell furbearers taken by hunting. Fee: nineteen dollars ($19).


3 CSR 10-5.335 Resident Annual All Hunting Permit
(Rescinded March 1, 1998)


3 CSR 10-5.340 Resident Fishing Permit

PURPOSE: This rule establishes a fishing permit for residents of the state.

To pursue, take, possess and transport fish, frogs, mussels, clams, turtles, crayfish, live bait, birds (except wild turkey) and mammals (except deer), and to sell furbearers taken by hunting. Fee: nineteen dollars ($19).

To pursue, take, possess and transport fish, frogs, mussels, clams, turtles, crayfish and live bait. Fee: eleven dollars ($11).


3 CSR 10-5.345 Resident Small Game Hunting Permit

**PURPOSE:** This rule establishes a small game hunting permit for residents of the state.

To pursue, take, possess and transport birds (except wild turkey), mammals (except deer) and frogs, and to sell furbearers taken by hunting. Fee: nine dollars ($9).


To pursue, take, possess and transport a deer of either sex statewide during the firearms deer hunting season. Fee: seven dollars ($7).


3 CSR 10-5.356 Resident Muzzleloading Firearms Any-Deer Hunting Permit (Rescinded March 1, 1999)

**PURPOSE:** This rule establishes a permit for residents to hunt deer during a prescribed managed deer hunt.

To pursue, take, possess and transport a deer during a prescribed managed deer hunt. Fee: seventeen dollars ($17).


3 CSR 10-5.357 Resident Muzzleloading Firearms First Bonus Deer Hunting Permit

**PURPOSE:** This rule establishes a permit for residents to hunt deer during a prescribed managed deer hunt.

To pursue, take, possess and transport an antlerless deer in a specified deer management unit during the firearms deer hunting season. Fee: seven dollars ($7).


3 CSR 10-5.358 Resident Muzzleloading Firearms Second Bonus Deer Hunting Permit

**PURPOSE:** This rule establishes a permit for residents to hunt deer during a prescribed managed deer hunt.

To pursue, take, possess and transport a deer during a prescribed managed deer hunt. Fee: seventeen dollars ($17).


3 CSR 10-5.359 Resident Managed Deer Hunting Permit

**PURPOSE:** This rule establishes a permit for residents to hunt deer during a prescribed managed deer hunt.

To pursue, take, possess and transport a deer during a prescribed managed deer hunt. Fee: seventeen dollars ($17).


3 CSR 10-5.365 Resident Turkey Hunting Permits

PURPOSE: This rule establishes a permit for hunting turkeys during the firearms seasons by residents of the state.

(1) To pursue, take, possess and transport wild turkey during the prescribed open season.

(A) Spring Season Permit. Fee: fifteen dollars ($15).

(B) Fall Season Permit. Fee: eleven dollars ($11).


3 CSR 10-5.370 Resident Trapping Permit

PURPOSE: This rule establishes a trapping permit for residents of the state.

To attempt to take or take by trap only and to possess and transport furbears, rabbits and groundhogs and to sell all these except rabbits. Fee: ten dollars ($10).


3 CSR 10-5.420 Youth Deer and Turkey Hunting Permit

PURPOSE: This rule establishes a minimum age and increases the maximum age for those eligible to obtain a youth deer and turkey hunting permit.

To pursue, take, possess and transport one (1) deer of either sex statewide, during the firearms deer hunting seasons except that only an antlerless deer may be taken in seasons open only to antlerless deer; one (1) male turkey or turkey with visible beard during the spring turkey hunting season; and one (1) turkey of either sex during the fall firearms turkey hunting season; only by persons at least six (6) and under sixteen (16) years of age who are hunting in the immediate presence of a properly licensed adult hunter who has in his/her possession a valid hunter education certificate card. Fee: fifteen dollars ($15).


3 CSR 10-5.425 Antlerless-Only Archery Deer Hunting Permit

PURPOSE: This rule establishes an urban archery deer hunting permit for residents and nonresidents.

Required in addition to the prescribed archery hunter’s hunting permit to pursue, take, possess and transport an antlerless deer in specified deer management units during the archery deer hunting season. Fee: five dollars ($5).


3 CSR 10-5.430 Trout Permit

PURPOSE: This rule establishes a stamp required for possession and transportation of trout by residents and nonresidents.

Required in addition to the prescribed fishing permit to possess and transport trout, except in areas where a daily trout fishing tag is required. Required in addition to the prescribed fishing permit for trout fishing at Maramec Spring Trout Park, Bennett Spring State Park, Montauk State Park and Roaring River State Park from 8:00 a.m. to 4:00 p.m. on Fridays, Saturdays and Sundays from the second Friday in November through the second Sunday in February. (In the four trout parks, during the winter catch-and-release season specified above, all fish must be released to the water unharmed immediately after being caught, and no fish may be possessed.) Fee: seven dollars ($7).


3 CSR 10-5.435 Migratory Bird Hunting Permit

PURPOSE: This rule establishes a new migratory bird harvest information program card to be required by migratory bird hunters in addition to the prescribed hunting permit and, where applicable, the federal duck stamp and the Missouri Waterfowl Hunting Stamp. Missouri will be one of the pilot states for implementation of this national harvest information program.

Required of any person sixteen (16) years of age or older in addition to the prescribed hunting permit to pursue, take, possess and transport waterfowl, doves, snipe, woodcock, and rails. Fee: six dollars ($6).


3 CSR 10-5.440 Daily Fishing Permit

PURPOSE: This rule establishes a daily fishing permit.

To pursue, take, possess and transport fish, frogs, mussels, clams, turtles, crayfish and...
live bait. Fee: five dollars ($5) per day. A permit may be purchased for multiple days.


3 CSR 10-5.540 Nonresident Fishing Permit

**PURPOSE:** This rule establishes a fishing permit for nonresidents.

To pursue, take, possess and transport fish, frogs, mussels, clams, turtles, crayfish and live bait. Fee: thirty-five dollars ($35).


3 CSR 10-5.545 Nonresident Small Game Hunting Permit

**PURPOSE:** This rule establishes a small game hunting permit for nonresidents.

To pursue, take, possess and transport pheasants, exotic partridges, quail and ungulates (hoofed animals) from a licensed hunting preserve. Fee: ten dollars ($10).


3 CSR 10-5.465 Three-Day Licensed Hunting Preserve Hunting Permit

**PURPOSE:** This rule establishes a short-term, low cost hunting permit for use on licensed shooting areas by those not possessing a valid statewide hunting permit or annual licensed shooting area permit.

To pursue, take, possess and transport pheasants, exotic partridges, quail and ungulates (hoofed animals) from a licensed hunting preserve. Fee: five dollars ($5) for three (3) consecutive days.


3 CSR 10-5.470 Hound Running Area User Permit

**PURPOSE:** This rule establishes an annual permit for use on a hound running area by those not possessing a valid Missouri hunting permit or exempt from permit requirements.

Required of a dog owner or handler, except as provided in 3 CSR 10-9.575(6), to release dogs to chase foxes and coyotes on a hound running area for dog training or recreation. Fee: ten dollars ($10).

**AUTHORITY:** sections 40 and 45 of Art. IV, Mo. Const. This rule previously filed as 3 CSR 10-5.289. Original rule filed Sept. 29, 1989, effective July 1, 1990. Changed to 3 CSR 10-5.470, effective Jan. 1, 1996.

3 CSR 10-5.535 White River Border Lakes Permit

**PURPOSE:** This rule creates a White River Border Lakes Permit that will allow Arkansas and Missouri residents to fish the other state’s portion of Bull Shoals, Norfork and Table Rock lakes without a Nonresident Fishing Permit.

Required for an Arkansas resident who is licensed to sport fish in Arkansas, or who is legally exempted from the sport fishing license requirements of Arkansas, to pursue, take, possess (with the exception of trout) and transport fish, frogs, mussels, clams, turtles, crayfish and live bait from the Missouri portion of the impounded waters of Bull Shoals, Norfork and Table Rock lakes without a Nonresident Fishing Permit; or, required for a Missouri resident who is licensed to sport fish in Missouri, or who is legally exempted from the sport fishing license requirements of Missouri, to pursue, take, possess (with the exception of trout) and transport fish, frogs, mussels, clams, turtles, crayfish and live bait from the Arkansas portion of the impounded waters of Bull Shoals, Norfork and Table Rock lakes without an Arkansas Nonresident Fishing License. Fee: ten dollars ($10).

**AUTHORITY:** sections 40 and 45 of Art. IV, Mo. Const. Original rule filed April 24, 2000, effective March 1, 2001.

3 CSR 10-5.545 Nonresident Small Game Hunting Permit

**PURPOSE:** This rule establishes a small game hunting permit for nonresidents.

To pursue, take, possess and transport birds (except wild turkey), mammals (except deer and furbearers) and frogs, and to chase furbearers for training dogs during the closed season. Fee: ten dollars ($10). A permit may be purchased for multiple days.

3 CSR 10-5.550 Nonresident Firearms Deer Hunting Permit
(Rescinded October 30, 2002)


3 CSR 10-5.551 Nonresident Firearms Any-Deer Hunting Permit

PURPOSE: This rule establishes a nonresident firearms any-deer hunting permit.

To pursue, take, possess and transport a deer of either sex statewide during the firearms deer hunting season. Fee: one hundred forty-five dollars ($145); except that for residents of states bordering Missouri where the total cost for a nonresident to hunt deer is in excess of one hundred twenty-five percent (125%) of Missouri’s deer hunting permit cost, the fee for those states’ residents hunting in Missouri shall be one hundred seventy dollars ($170). These states include: Iowa, Illinois, Kansas and Oklahoma.


3 CSR 10-5.552 Nonresident Firearms First Bonus Deer Hunting Permit

PURPOSE: This rule establishes a nonresident firearms first bonus deer hunting permit.

To pursue, take, possess and transport an antlerless deer in a specified deer management unit during the firearms deer hunting seasons. A Nonresident Firearms Deer Hunting Permit is required as a prerequisite to this permit. Fee: seven dollars ($7).


3 CSR 10-5.553 Nonresident Firearms Second Bonus Deer Hunting Permit

PURPOSE: This rule establishes a nonresident firearms second bonus deer hunting permit.

To pursue, take, possess and transport an antlerless deer in a specified deer management unit during the firearms deer hunting seasons. A Nonresident Firearms Deer Hunting Permit is required as a prerequisite to this permit. Fee: seven dollars ($7).


3 CSR 10-5.554 Nonresident Managed Firearms Deer Hunting Permit

PURPOSE: This rule establishes a permit for nonresidents to hunt deer during a prescribed managed deer hunt.

To pursue, take, possess and transport deer during a prescribed managed deer hunt. Fee: one hundred forty-five dollars ($145); except that for residents of states bordering Missouri where the total cost for a nonresident to hunt deer is in excess of one hundred twenty-five percent (125%) of Missouri’s deer hunting permit cost, the fee for those states’ residents hunting in Missouri shall be one hundred seventy dollars ($170). These states include: Iowa, Illinois, Kansas and Oklahoma.


3 CSR 10-5.555 Nonresident Archer’s Hunting Permit

PURPOSE: This rule establishes a deer, turkey and small game hunting permit for nonresident archers.

To pursue, take, possess and transport deer and wild turkey during the fall deer and turkey archery season and small game (except fur bearing) during prescribed seasons. Fee: one hundred twenty dollars ($120).


3 CSR 10-5.565 Nonresident Turkey Hunting Permits

PURPOSE: This rule establishes a permit for hunting turkeys during the firearms seasons by nonresidents.

(1) To pursue, take, possess and transport wild turkey during the prescribed open season.

(A) Spring Season Permit. Fee: one hundred forty-five dollars ($145).

(B) Fall Season Permit. Fee: ninety-five dollars ($95).


3 CSR 10-5.575 Nonresident Landowner Firearms Deer Hunting Permit

(Rescinded October 30, 2002)


3 CSR 10-5.576 Nonresident Landowner Firearms Any-Deer Hunting Permit

PURPOSE: This rule creates a new Nonresident Landowner Firearms Any-Deer Hunting Permit for use on the landowner’s qualifying property at a reduced fee compared to a Nonresident Landowner Firearms Hunting Permit.

To pursue, take, possess and transport a deer of either sex from qualifying land statewide during the firearms deer hunting season, by nonresident landowners as defined in this Code. Fee: seventy-five dollars ($75).


3 CSR 10-5.577 Nonresident Landowner Firearms First Bonus Deer Hunting Permit

(Rescinded November 30, 2003)


3 CSR 10-5.578 Nonresident Landowner Firearms Second Bonus Deer Hunting Permit

(Rescinded November 30, 2003)


3 CSR 10-5.579 Nonresident Landowner Firearms Turkey Hunting Permits

PURPOSE: This rule creates a new Nonresident Landowner Firearms Turkey Hunting Permit for use on the landowner’s qualifying property at a reduced fee compared to a Nonresident Landowner Turkey Hunting Permit.


To pursue, take, possess and transport wild turkey from qualifying land during the prescribed open season, by nonresident landowners as defined in this Code.

(A) Spring Season Permit. Fee: seventy-five dollars ($75).

(B) Fall Season Permit. Fee: fifty dollars ($50).