

LETTERS TO THE EDITOR

TO: ALL BIRD BANDERS AUTHORIZED TO CONDUCT BANDING ACTIVITIES IN NEW JERSEY

FROM: RUSSELL A. COOKINGHAM, DIRECTOR
N.J. DIVISION OF FISH, GAME AND SHELLFISHERIES

SUBJECT: POLICY PROCEDURE FOR THE ISSUANCE OF NEW JERSEY BANDING PERMITS

DATE: DECEMBER 23, 1975

UNDER NEW JERSEY FISH AND GAME LAWS, TITLE 23, THE DIRECTOR OF THE DIVISION OF FISH, GAME AND SHELLFISHERIES HAS THE AUTHORITY TO FORMULATE AND PROMULGATE RULES AND REGULATIONS CONTROLLING THE TAKING AND POSSESSION OF ANY GAME AND NONGAME SPECIES OF WILDLIFE. UNDER PRESENT REGULATION, ALL BANDERS AUTHORIZED BY THE BIRD BANDING LABORATORY TO BAND IN NEW JERSEY, WHETHER OR NOT THEY ARE STATE RESIDENTS, MUST POSSESS BOTH A FEDERAL BANDING PERMIT AND A NEW JERSEY BIRD BANDING PERMIT.

IN JULY, 1975, THE RESPONSIBILITY FOR THE ISSUANCE OF NEW JERSEY BANDING PERMITS WAS DELEGATED TO PERSONNEL OF THE DIVISION'S ENDANGERED AND NON-GAME SPECIES PROJECT, AND A NEW PERMIT ISSUANCE PROCEDURE WAS INSTITUTED. THE PROCEDURE OPERATES AS FOLLOWS:

1. NONGAME PERSONNEL, UPON RECEIPT OF A COPY OF A NEWLY ISSUED, REVISED, RENEWED, OR REINSTATED BANDING PERMIT (MASTER, STATION OR SUBPERMITTEE) FOR NEW JERSEY DATED AFTER FEBRUARY, 1975, WILL REVIEW THE PERMIT AND NOTIFY THE PERMITTEE OF THE REQUIREMENT THAT HE MUST ALSO OBTAIN A NEW JERSEY PERMIT.
2. SUCH NOTIFICATION WILL BE IN THE FORM OF A FEE REQUEST LETTER WHICH REQUIRES THE BANDER TO REMIT TO THE DIVISION OF FISH, GAME AND SHELLFISHERIES A \$5.00 PERMIT ISSUANCE FEE IN ORDER TO OBTAIN A NEW JERSEY PERMIT. FAILURE TO REPLY AFTER A SECOND NOTICE WILL RESULT IN DENIAL OF A STATE PERMIT AND INVALIDATION OF THE FEDERAL PERMIT IN NEW JERSEY.
3. UPON RECEIPT OF THE FEE, THE DIVISION WILL ISSUE A STATE BANDING PERMIT WHICH WILL BE VALID FOR THE SAME PERIOD AS THE FEDERAL PERMIT. SUBSEQUENT PERMIT RENEWAL WILL ALSO CARRY THE \$5.00 FEE.

THIS NEW PROCEDURE HAS BEEN INSTITUTED TO COMPLY WITH THE DEPARTMENT OF ENVIRONMENTAL PROTECTION'S ADMINISTRATIVE POLICY THAT PERMIT FEES COVER THE COST OF PERMIT ISSUANCE AND ENFORCEMENT.

THE DIVISION HAS THE AUTHORITY TO DENY ISSUANCE OF A STATE PERMIT IN INSTANCES FOLLOWING AN INVESTIGATION WHEN IT IS DETERMINED THAT THE PROPOSED BANDING ACTIVITIES ARE UNACCEPTABLE.

/S/ RUSSELL A. COOKINGHAM

(RECEIVED JANUARY 3, 1976)