

H.683

An act relating to the protection of migratory birds

The Senate proposes to the House to amend the bill as follows:

First: By striking out Sec. 2, 10 V.S.A. § 4902, in its entirety and inserting in lieu thereof the following:

Sec. 2. 10 V.S.A. § 4902 is amended to read:

§ 4902. WILD BIRDS GENERALLY; NO OPEN SEASON; EXCEPTION

(a) Wild birds, other than pigeons, shall not be taken, possessed, bought, or sold, at any time, except as provided by this part, rules of the Board or orders of the Commissioner. ~~Birds coming from without the State belonging to the same family as those protected by this subchapter shall not be bought or sold.~~

(b) Harm or death of a migratory bird listed as protected in the Migratory Bird Treaty Act, 16 U.S.C. §§ 703–712 as of July 1, 2020, that results from human activity where the intent was not to harm or kill the bird, but where bird harm or death was a direct and foreseeable result of the activity, is prohibited.
Nothing in this section shall require the Department to implement a new permitting program.

Second: In Sec. 3, 10 V.S.A. § 4910, by striking out the following:

“Enforcement of this provision, shall be in accordance with 10 V.S.A. Section 4520.”