

**CHAPTER 25**

**DIVISION OF FISH AND WILDLIFE RULES**

**Authority**

N.J.S.A. 13:1B-29 et seq. and 23:1-1 et seq.

**Source and Effective Date**

R.2001 d.73, effective January 30, 2001.  
See: 32 N.J.R. 4435(a), 33 N.J.R. 874(a).

**Chapter Expiration Date**

In accordance with N.J.S.A. 52:14B-5.1d, the expiration date of Chapter 25, Division of Fish and Wildlife Rules, was extended by gubernatorial directive from October 30, 2006 to November 30, 2006. See: 38 N.J.R. 5155(a).

**Chapter Historical Note**

Chapter 25, Division of Fish, Game and Wildlife Rules, was adopted and became effective prior to September 1, 1969.

Subchapter 2, Use of All Land and Water Areas Under the Control of the Division of Fish, Game and Wildlife, was adopted as R.1975 d.292, effective October 1, 1975. See: 7 N.J.R. 411(a), 7 N.J.R. 499(c).

Subchapter 18, Marine Fisheries, was adopted as R.1980 d.394, effective September 17, 1980. See: 12 N.J.R. 312(a), 12 N.J.R. 576(c).

Pursuant to Executive Order No. 66(1978), Subchapter 18 was readopted as R.1985 d.386, effective July 8, 1985. See: 17 N.J.R. 1188(a), 17 N.J.R. 1883(b).

Subchapter 18, Marine Fisheries, was repealed and Subchapter 18, Marine Fisheries, was adopted as new rules by Emergency Rule R.1985 d.674, effective December 17, 1985. This emergency new rule expired on February 15, 1986. See: 18 N.J.R. 102(a). The provisions of the concurrent proposal were adopted with changes by R.1986 d.121, effective April 7, 1986. See: 18 N.J.R. 102(a), 18 N.J.R. 657(b).

Pursuant to Executive Order No. 66(1978), Chapter 25, Division of Fish, Game and Wildlife Rules, was readopted as R.1991 d.132, effective February 15, 1991. See: 23 N.J.R. 37(a), 23 N.J.R. 848(b).

Pursuant to Executive Order No. 66(1978), Chapter 25, Division of Fish, Game and Wildlife Rules, was readopted as R.1996 d.119, effective February 2, 1996. See: 27 N.J.R. 4514(a), 28 N.J.R. 1378(b).

Pursuant to Executive Order No. 66(1978), Chapter 25, Division of Fish and Wildlife Rules, was readopted as R.2001 d.73, effective January 30, 2001. See: Source and Effective Date. See, also, section annotations.

Petition for Rulemaking: Division of Fish and Wildlife Rules. See: 36 N.J.R. 221(a), 4849(b), 5459(a).

Subchapter 6, 2005-2006 Fish Code, was renamed 2006-2007 Fish Code by R.2006 d.64, effective February 6, 2006. See: 37 N.J.R. 2974(a), 38 N.J.R. 957(a).

In accordance with N.J.S.A. 52:14B-5.1d, the expiration date of Chapter 25, Division of Fish and Wildlife Rules, was extended by gubernatorial directive from January 30, 2006 to July 30, 2006. See: 38 N.J.R. 1318(c).

In accordance with N.J.S.A. 52:14B-5.1d, the expiration date of Chapter 25, Division of Fish and Wildlife Rules, was extended by gubernatorial directive from July 30, 2006 to September 30, 2006. See: 38 N.J.R. 3577(a).

In accordance with N.J.S.A. 52:14B-5.1d, the expiration date of Chapter 25, Division of Fish and Wildlife Rules, was extended by

gubernatorial directive from September 30, 2006 to October 30, 2006. See: 38 N.J.R. 4693(c).

**CHAPTER TABLE OF CONTENTS**

**SUBCHAPTER 1. GENERAL PROVISIONS**

- 7:25-1.1 Scope
- 7:25-1.2 Construction
- 7:25-1.3 Practice where rules do not govern
- 7:25-1.4 Definitions
- 7:25-1.5 License, permit and stamp fees
- 7:25-1.6 (Reserved)
- 7:25-1.7 Penalties

**SUBCHAPTER 2. USE OF ALL LAND AND WATER AREAS UNDER THE CONTROL OF THE DIVISION**

- 7:25-2.1 Cutting or damaging vegetation
- 7:25-2.2 All motor vehicles and other forms of conveyances
- 7:25-2.3 Vehicle traffic controls in Wildlife Management Areas
- 7:25-2.4 Alcoholic beverages
- 7:25-2.5 Restricted areas and hours
- 7:25-2.6 Division Fish Hatcheries
- 7:25-2.7 Outboard motors
- 7:25-2.8 Horseback riding
- 7:25-2.9 Swimming
- 7:25-2.10 Camping, picnicking and vending
- 7:25-2.11 Fires
- 7:25-2.12 Target practice
- 7:25-2.13 Daily use permit
- 7:25-2.14 Field trial activities
- 7:25-2.15 Rental of clubhouses
- 7:25-2.16 Revocation
- 7:25-2.17 Securing permits
- 7:25-2.18 Wildlife Management Areas
- 7:25-2.19 Higbee Beach
- 7:25-2.20 Dog training
- 7:25-2.21 Waterfowl blinds
- 7:25-2.22 Special Events Permits
- 7:25-2.23 Boat Ramp Maintenance Permit
- 7:25-2.24 Fishing tournaments
- 7:25-2.25 Severability
- 7:25-2.26 Restrictions on use

**SUBCHAPTER 3. USE OF MECHANICAL NOISEMAKING DEVICES**

- 7:25-3.1 Procedure for securing permit
- 7:25-3.2 Devices
- 7:25-3.3 Standards on distance
- 7:25-3.4 Hours of operation
- 7:25-3.5 Revocation

**SUBCHAPTER 4. ENDANGERED, NONGAME AND EXOTIC WILDLIFE**

- 7:25-4.1 Definitions
- 7:25-4.2 Permit required
- 7:25-4.3 Exotic species and nongame species requiring a permit for possession
- 7:25-4.4 Exempted species
- 7:25-4.5 Additional species
- 7:25-4.6 Categories of permits, expiration, fees, sales receipts required, records and reports required
- 7:25-4.7 General possession criteria
- 7:25-4.8 Potentially dangerous species
- 7:25-4.9 Criteria for the possession of potentially dangerous species
- 7:25-4.10 Endangered species prohibited
- 7:25-4.11 Miscellaneous provisions
- 7:25-4.12 Notice of a denial of permit, procedure, review, time limitations, hearing

- 7:25-4.13 List of endangered species
- 7:25-4.14 Requirements for possession of endangered wildlife species
- 7:25-4.15 Protection of animal and welfare of public
- 7:25-4.16 Violations
- 7:25-4.17 Defining status of indigenous wildlife species of New Jersey
- 7:25-4.18 Endangered and Nongame Species Advisory Committee
- 7:25-4.19 Criteria for possession of wild-caught bird species for breeding, zoological, scientific or educational purposes
- 7:25-4.20 Birds which must be banded; criteria for identifying and marking birds; permitted alterations of appearance; miscellaneous

**SUBCHAPTER 5. 2005-2006 GAME CODE**

- 7:25-5.1 General provisions
- 7:25-5.2 Pheasant-Chinese ringneck (*Phasianus colchicus torquatus*), English or blackneck (*P. c. colchicus*), Mongolian (*P. mongolicus*), Japanese green (*Phasianus versicolor*); including mutants and crosses of above
- 7:25-5.3 Cottontail rabbit (*Sylvilagus floridanus*), blacktail jackrabbit (*Lepus californicus*), whitetailed jackrabbit (*Lepus townsendii*), European hare (*Lepus europeus*), chukar partridge (*Alectoris graeca*), and quail (*Colinus virginianus*)
- 7:25-5.4 Ruffed grouse (*Bonasa umbellus*)
- 7:25-5.5 Eastern gray squirrel (*Sciurus carolinensis*)
- 7:25-5.6 Black bear (*Ursus americanus*), bobcat (*Felis rufus*)
- 7:25-5.7 Wild turkey (*Meleagris gallapavo*)
- 7:25-5.8 Mink (*Mustela vison*) muskrat (*Ondatra zibethicus*) and nutria (*Myocaster coypus*) trapping only
- 7:25-5.9 Beaver (*Castor canadensis*) trapping
- 7:25-5.10 River otter (*Lutra canadensis*) trapping
- 7:25-5.11 Raccoon (*Procyon lotor*), red fox (*Vulpes vulpes*), gray fox (*Urocyon cinereoargenteus*), Virginia opossum (*Didelphis virginiana*), striped skunk (*Mephitis mephitis*), long-tailed weasel (*Mustela frenata*), short-tailed weasel (*Mustela erminea*), and coyote (*Canis latrans*) trapping only
- 7:25-5.12 General trapping
- 7:25-5.13 Migratory birds
- 7:25-5.14 Special regulation limiting use of shotguns and shotgun shells containing lead pellets
- 7:25-5.15 Crow (*Corvus spp.*)
- 7:25-5.16 General falconry rules
- 7:25-5.17 Raccoon (*Procyon lotor*) and Virginia opossum (*Didelphis virginiana*) hunting
- 7:25-5.18 Woodchuck (*Marmota monax*) hunting
- 7:25-5.19 Red fox (*Vulpes vulpes*), gray fox (*Urocyon cinereoargenteus*) and coyote (*Canis latrans*) hunting
- 7:25-5.20 Dogs
- 7:25-5.21 Squirrel (*Sciurus spp.*), raccoon (*Procyon lotor*), opossum (*Didelphis virginianus*), skunk (*Mephitis mephitis*), weasel (*Mustela spp.*), woodchuck (*Marmota monax*), coyote (*Canis latrans*), gray fox (*Urocyon cinereoargenteus*) and red fox (*Vulpes vulpes*) damage
- 7:25-5.22 Wild animals; possession, killing
- 7:25-5.23 Firearms and missiles, etc.
- 7:25-5.24 Bow and arrow, general provisions
- 7:25-5.25 White-tailed deer (*Odocoileus virginianus*) fall bow season
- 7:25-5.26 White-tailed deer winter bow season
- 7:25-5.27 White-tailed deer six-day firearm season
- 7:25-5.28 White-tailed deer muzzleloader rifle permit season
- 7:25-5.29 White-tailed deer shotgun permit season
- 7:25-5.30 White-tailed deer bow permit season
- 7:25-5.31 White-tailed deer permit shotgun season and permit muzzleloader season, Great Swamp National Wildlife Refuge (Zone 38)
- 7:25-5.32 Special Wildlife Management Permits
- 7:25-5.33 Pheasants and quail stamp designated areas
- 7:25-5.34 Controlled hunting—hunting restrictions on wildlife management areas

- 7:25-5.35 Special wildlife salvage permit
- 7:25-5.36 White-tailed deer (*Odocoileus virginianus*) special biological permit
- 7:25-5.37 Special permit to inhibit wildlife reproduction
- 7:25-5.38 Fish and Game Law Enforcement Region Headquarters
- 7:25-5.39 Severability

**SUBCHAPTER 6. 2006-2007 FISH CODE**

- 7:25-6.1 General provisions
- 7:25-6.2 Definitions
- 7:25-6.3 Trout season and angling in trout stocked waters
- 7:25-6.4 Special regulation trout fishing areas—fly fishing waters
- 7:25-6.5 Special regulation trout fishing areas—Seasonal Trout Conservation Areas
- 7:25-6.6 Special regulation trout fishing areas—Wild Trout Streams
- 7:25-6.7 Special regulation trout fishing areas—Year-Round Trout Conservation Areas
- 7:25-6.8 Special regulation trout fishing areas—Trophy Trout Lake
- 7:25-6.9 Special regulation trout fishing areas—Holdover Trout Lakes
- 7:25-6.10 Baitfish
- 7:25-6.11 Nets and alternative gear
- 7:25-6.12 Snagging prohibited
- 7:25-6.13 Warmwater fish
- 7:25-6.14 Ice fishing
- 7:25-6.15 Bow and arrow fishing
- 7:25-6.16 Closed waters
- 7:25-6.17 Emergency closure notice
- 7:25-6.18 Wanton waste of fish prohibited
- 7:25-6.19 Greenwood Lake
- 7:25-6.20 Delaware River between New Jersey and Pennsylvania
- 7:25-6.21 Fresh Tidal Tributaries of the Delaware River and Bay
- 7:25-6.22 Snapping turtles, bull frogs and green frogs
- 7:25-6.23 Special limited fishing licenses
- 7:25-6.24 Permits issued to educational or scientific organizations
- 7:25-6.25 Revocation of permits; penalties
- 7:25-6.26 Requests for adjudicatory hearings

**SUBCHAPTER 7. MISCELLANEOUS SHELLFISH RULES**

- 7:25-7.1 through 7:25-7.9 (Reserved)
- 7:25-7.10 Taking of oysters
- 7:25-7.11 Mussels
- 7:25-7.12 through 7:25-7.13 (Reserved)

**SUBCHAPTER 8. CLAM LICENSES**

- 7:25-8.1 Scope and authority
- 7:25-8.2 Purpose
- 7:25-8.3 Construction
- 7:25-8.4 Applicability
- 7:25-8.5 Licenses
- 7:25-8.6 License fees

**SUBCHAPTER 9. HARD CLAM SIZE LIMITS**

- 7:25-9.1 Scope
- 7:25-9.2 Purpose
- 7:25-9.3 Construction
- 7:25-9.4 Definitions
- 7:25-9.5 Taking of hard clams
- 7:25-9.6 Penalties

**SUBCHAPTER 10. POSSESSION, PROPAGATION, LIBERATION, SALE AND IMPORTATION OF GAME ANIMALS AND GAME BIRDS**

- 7:25-10.1 Scope
- 7:25-10.2 Construction
- 7:25-10.3 Purpose
- 7:25-10.4 Definitions