

FIRST REGULAR SESSION

# HOUSE BILL NO. 370

## 94TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES FISHER (Sponsor), STEVENSON, WILSON (119),  
JONES (117) AND QUINN (7) (Co-sponsors).

Read 1st time January 11, 2007 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

1097L.01I

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### AN ACT

To amend chapter 262, RSMo, by adding thereto one new section relating to family farms property rights protection act of 2007.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 262, RSMo, is amended by adding thereto one new section, to be  
2 known as section 262.900, to read as follows:

**262.900. 1. This section shall be known and may be cited as the "Family Farm  
2 Property Rights Protection Act of 2007".**

**3 2. No state agency shall:**

**4 (1) Ban, prohibit, or otherwise restrict farmers' and landowners' rights to own,  
5 possess, breed, propagate, transport, sell, and market by hunting with firearms any of the  
6 following captive-reared gamebirds and waterfowl: pheasants, quail, chukars, exotic  
7 partridges, and properly marked captive-reared mallard ducks;**

**8 (2) Ban, prohibit, or otherwise restrict farmers' and landowners' rights on land  
9 owned, leased, or rented by such farmers and landowners that allow pheasants, quail,  
10 chukars, exotic partridges, and captive-reared mallard ducks to freely range on their land  
11 and bodies of water located on such land;**

**12 (3) Promulgate mandatory rules that require farmers and landowners to confine  
13 pheasants, quail, chukars, exotic partridges, and captive-reared mallard ducks temporarily  
14 or continuously in partial or complete enclosures or pens past six weeks of age;**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

15           **(4) Promulgate mandatory rules that are not the same or more restrictive than the**  
16 **federal law and regulations for captive-reared mallard ducks under the Migratory Bird**  
17 **Treaty Act.**

18           **3. The department of agriculture may quarantine or confine the captive-reared**  
19 **gamebirds and waterfowl listed in subsection 2 of this section temporarily and in the case**  
20 **of an animal health emergency.**

21           **4. All farmers and landowners shall obtain the appropriate permits from the**  
22 **appropriate state agency before they can possess, breed, propagate, transport, and hunt**  
23 **the gamebirds and waterfowl listed in subsection 2 of this section.**

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