

Texas BB Challenge Rules

2021 Texas Banded Bird Challenge Rules

2021 TEXAS BB CHALLENGE RULES, RELEASE, AND INDEMNITY AGREEMENT

PARTICIPATION: 1. All entrants in the Banded Bird Challenge (BB Challenge) must have completed entry and paid the \$20 entry fee BEFORE having harvested and submitted the band for entry in the BB Challenge. All entrants must be willing to submit to a polygraph if so requested by the BB Challenge committee. Membership in the Texas Dove Hunters Association (TDHA) is not required to participate in the BB Challenge. A youth must be at least 10 years old and not older than 13 at the time of submitting an entry form in order to be eligible for the BB Challenge. Entry fee is FREE to youth 13 or younger. Entry fee for ages 14 and older at time of entry is \$20.

2. Participants must comply with State of Texas Rules and Regulations and agree to be bound by the terms of these BB Challenge Rules, Release, and Indemnity Agreement. ALL participants must have a valid Texas hunting license provided by Texas Parks and Wildlife Department (TPWD). 3. No salaried employee of Texas Dove Hunters Association or designated volunteer trapper or member of release team shall be eligible to enter the BB Challenge for a prize. Any person who has failed to pass the polygraph examination, if required, is BANNED from participating in the BB Challenge and any future TDHA BB Challenges.

DATES/TIME: 4. The BB Challenge will begin at sunrise on Wednesday, September 1, 2021, and end at sunset on December 31, 2021. Only TDHA banded Eurasian Collared Doves harvested during this period will be eligible for the contest.

METHOD OF HARVEST: 5. All birds entered in the competition for prizes must have been harvested by the contestant by use of shotgun only. Trapping, netting or use of rifle, pistol, air gun, explosive or stupefying substance are not permitted.

CHALLENGE BOUNDARIES: 6. Boundaries for harvest are within the state lines of Texas. No birds harvested outside the state lines of Texas, otherwise defined as BB Challenge boundaries, will be eligible for prizes or entry in the BB Challenge. Birds harvested outside the boundaries or outside the designated dates of the BB Challenge will receive a harvest pack containing a membership in TDHA and a certificate on the bird band recovered recognition of having harvested and participated in the research data being obtained.

ENTERING BIRDS: 7. Birds eligible to be entered in the BB Challenge are banded Eurasian Collared Dove ONLY. Once a bird with the BB Challenge band on it has been harvested, the hunter who harvested the bird and has possession of the band should call TDHA and report the band by phone. All winning bands shall be photographed (preferably still on the birds' leg but not mandatory) and submitted to TDHA for identity and verification. 8. All banded birds entered

in the challenge must have been harvested by the participant and must be entered by phone (210) 764-1189. No band will be officially entered until an official harvest form is completed and photograph of the band is received by TDHA. **9.** No transfer of birds among BB Challenge participants shall be allowed. **10.** Bands are ineligible for entry after 5:00 PM on January 1, 2022. **11.** Band must be easily identifiable and not intentionally altered in any way. Any band that is intentionally altered or tampered with in any way is automatically disqualified.

RULES: 12. 800 additional banded Eurasian Collared Dove will be released within the Texas challenge boundaries in 2021. The bands placed on the bird's leg will read: Winner / 210-764-1189 / 001 through 800. All bands released in previous years that have not already been harvested are also eligible. All prizes will be awarded at the end of the BB Challenge. Order of prize selection is determined by mathematical algorithm, to be completed on January 15, 2022 or two days following completion of vetting process. All entries are subject to polygraph testing as required by the BB Challenge Committee, Polygraph testing must be administered in Texas and completed prior to January 14, 2022. All qualified entries will be entered into the algorithm for determination of order to be called for prize selection (excluding the truck, see Rule 27). TDHA reserves the right to release additional birds with bands or to assign additional prizes throughout the challenge. To be eligible, each banded bird, with the band still identifiable, intact, and unaltered, must be entered in to the Challenge by phone, in which all data requested must be completed at time of entry, and a photo of the band submitted. If a participant under 18 years of age, on the day of drawing, is a winner of a prize gun, a parent and/or legal guardian must complete FFL procedures and pass the background check in order to receive the gun. In the event the parent and/or guardian of the winner does not pass the FFL procedures, the underage participant will receive an alternate prize selected by the Challenge Committee in lieu of the gun. Any participant who wins a prize gun must complete and pass FFL requirements. Failure to pass FFL background checks will result in the forfeiture of the prize gun and an alternate prize selected by the Challenge committee will be awarded. By entry in the TBBC all participants give full rights to TDHA to use photographs in the Texas Dove Hunters magazine, social media and any additional advertisements.

OUTFITTERS DIVISION: 13. All eligible outfitters who sell a hunt to a customer with a qualifying TDHA band entry from one of their properties, will be entered into a drawing to win a guided trophy trout fishing trip for two at Baffin Bay in 2022, pending passing of a polygraph if so required. To be eligible, outfitters must be entered in the BB Challenge. Any outfitter can have more than one qualifying TDHA band entry. Entry must be in the name of the outfitting business/company.

FIRST FLIGHT HIGH SCHOOL DIVISION: 14. All RULES, RELEASE, AND INDEMNITY agreements of the BB Challenge apply to this division. **15.** Any youth currently enrolled in high school at the time of harvesting a BB Challenge banded bird, and who submits a qualifying entry, is eligible to win a \$1,000 scholarship to a college, university, junior college or tech school. **16.** The winning participant's parent and/or guardian must agree to sign a scholarship agreement confirming the recipient's entry. The intent of this award is to assist with continued education of the recipient. **17.** Each youth who submits a band for entry must have a parent/guardian and/or adult sponsor who can verify this specific harvest by the youth. Upon completion of the online entry and validation, the parent/guardian and/or adult sponsor must sign

and agree to abide by all BB Challenge Rules, including polygraph testing if requested by the BB Challenge committee.

FIRST FLIGHT YOUTH DIVISION: 18. All RULES, RELEASE AND INDEMNITY agreements of the BB Challenge apply to this division. 19. To be eligible for this division, youth must be at least 10 years of age or older but not have enrolled in high school at the time of harvesting the TDHA banded bird. All qualified division entries will be entered into a drawing for an overnight stay and two ½ day hunts for two with a parent or legal guardian at an outfitter arranged by TDHA. 20. Rule 17 is also applicable.

OTHER RULES: 21. If a participant under 18 years of age wins a prize, their legal guardian over 18 years of age will receive the prize on their behalf. 22. Any person, including minors and their parent/sponsor entering the Challenge agrees to submit to taking a polygraph if requested. Polygraph tests are to be taken at the time requested by the BB Challenge Committee. Failure to take and/or to pass the polygraph SHALL result in disqualification. All travel expenses are to be paid by entrant. 23. Any protest must be submitted, in writing, to the TDHA BB Challenge Director at PO Box 127, Bulverde, TX 78163, by 5:00 p.m. on Friday, January 7, 2022. 24. The decision of the TDHA, the BB Challenge Director, and the TDHA BB Challenge Rules Committee, in their sole discretion, shall be final on any matter. 25. Prize-winners are responsible for payment of any applicable taxes, title or license.

PRIZES: 26. Participants shall be eligible to win only one prize in this BB Challenge. The First Flight Division winners are awarded based on results of algorithm, any youth or child can win only one scholarship in this year's BB Challenge as long as they participate in the First Flight Division. If an entrant is drawn and has more than one TDHA band entered, the entrant is not eligible to win any other top prize in the BB Challenge drawing during the current year. Top prize-winners will be required to arrange for collection of their prize with TDHA. If a participant under 16 years of age on the day of the Awards Ceremony is the winner of the Truck, or Polaris Ranger, a shotgun will be awarded in lieu of the truck or Polaris, he or she will need a parent or guardian to complete the FFL requirements and pass the background check. All fees, taxes, shipping, and delivery costs are the responsibility of the winning prize recipient. 27. Qualifying for a chance to win the truck: Each qualified entry (having purchased an entry in the BB Challenge prior to harvesting a TDHA banded bird) will be submitted for a drawing to be determined if the drawn band number matches a preselected band number. The preselected number will be revealed from a sealed envelope on the day of the drawing only. Winner must be at least 16 years of age on the day of the drawing. Winner of the truck will be able to apply credit towards any truck of his or her choice up to \$50,000.00 at Hoffpauir Auto Group.

DISCLAIMER: The entire responsibility for valid member status and correctness of any official entry form rests solely on the entrant.

RELEASE, HOLD HARMLESS AND INDEMNITY: 28. IN CONSIDERATION OF BEING ALLOWED TO ENTER THE BANDED BIRD CHALLENGE, EACH PERSON AGREES AND CONTRACTS TO RELEASE, INDEMNIFY AND HOLD HARMLESS THE TEXAS DOVE HUNTERS ASSOCIATION, ITS OFFICERS, DIRECTORS, EMPLOYEES, REPRESENTATIVES, THE CHALLENGE DIRECTOR AND ALL COMMITTEE PERSONS,

THE BB CHALLENGE SPONSORS OWNERS AND THEIR RESPECTIVE OFFICERS, DIRECTORS, EMPLOYEES AND REPRESENTATIVES FROM ANY AND ALL LIABILITY, CLAIMS OR DAMAGES ARISING OUT OF OR IN ANY MANNER WHATSOEVER CONNECTED WITH THE BB CHALLENGE INCLUDING ITS PLANNING, OPERATION OR CONDUCT AND INCLUDING BUT NOT LIMITED TO CLAIMS FOR PERSONAL INJURY, WRONGFUL DEATH, SURVIVAL DAMAGES, ECONOMIC LOSS, PROPERTY DAMAGES OR CLAIMS RELATING IN ANY WAY TO THE AWARDING OF PRIZES IN THE BB CHALLENGE. IT IS THE EXPRESS INTENTION OF THIS AGREEMENT THAT EACH ENTRANT IS INDEMNIFYING EACH OF THE FOREGOING RELEASED AND INDEMNIFIED PARTIES FROM THE CONSEQUENCES OF THEIR OWN NEGLIGENT CONDUCT, WHETHER SOLE NEGLIGENCE OR CONTRIBUTING NEGLIGENCE, GROSS NEGLIGENCE, OUTRAGEOUS MISCONDUCT, STRICT LIABILITY, COMMISSION OF TORT, BREACH OF CONTRACT, AND BREACH OF WARRANTY. THE PARENT OR GUARDIAN OF ANY MINOR ENTERING IN, REGISTERING FOR OR HUNTING IN THE CHALLENGE DOES FURTHER CONTRACT AND AGREE THAT THIS RELEASE AND HOLD HARMLESS AGREEMENT SHALL BE BINDING UPON ANY MINOR ENTERING THE BB CHALLENGE. WINNER WILL BE REQUIRED TO EXECUTE AN ADDITIONAL RELEASE, INDEMNITY AND HOLD HARMLESS UPON RECEIPT OF PRIZE. 29. ANY CONTROVERSY OR CLAIM ARISING OUT OF OR RELATING TO THE BB CHALLENGE SHALL BE SETTLED BY BINDING ARBITRATION CONDUCTED IN SAN ANTONIO, BEXAR COUNTY, TX, IN ACCORDANCE WITH THE COMMERCIAL ARBITRATION RULES OF THE AMERICAN ARBITRATION ASSOCIATION AND JUDGMENT UPON THE AWARD RENDERED MAY BE ENTERED IN ANY COURT HAVING JURISDICTION THEREOF. 30. SHOULD LITIGATION OR ARBITRATION RESULT BETWEEN A PARTICIPANT AND TDHA, IT IS AGREED THAT THE PREVAILING PARTY IN SUCH LITIGATION OR ARBITRATION SHALL BE ENTITLED TO RECOVER REASONABLE ATTORNEY FEES AND COSTS.