

A detailed black and white line drawing of the Illinois State Capitol building. The central feature is a large dome topped with a lantern. Below the dome is a portico with tall columns. The building extends to the left and right, also featuring porticos with columns. Two flags are visible on poles in front of the building. The foreground shows a paved area with some landscaping, including bushes and small trees.

Use only for **FINAL** and **EMERGENCY RULES**

Use Only:

Effective Date _____ Code Number _____

Name of Agency Arkansas Game and Fish Commission

Department Legal Division

Contact James Goodhart, Chief Counsel E-mail james.goodhart@agfc.ar.gov Phone 501-223-6327

Statutory Authority for Promulgating Rules Amendment 35

Rule Title: Regulation Amendments for Disabled Veteran Lifetime Combination License

(Check One)

☐ Emergency (ACA 25-15-204)

☐ 10 Days After Filing (ACA 25-15-204)

☒ Other August 1, 2019
(Must be more than 10 days after filing date.)

Legal Notice Published

Final Date for Public Comment

Reviewed by Legislative Council

Adopted by State Agency.....

Date _____

5/19/2019

6/20/2019

NA

6/20/2019

Electronic Copy of Rule e-mailed from: (Required under ACA 25-15-218)

April M. Soman

April.Soman@agfc.ar.gov

Contact Person

E-mail Address

6/21/2019

Date _____

I Hereby Certify That The Attached Rules Were Adopted

of 1967 the Arkansas Administrative Procedures Act. The

In Substantial Compliance with Act 434 of 1967 the Arkansas Administrative Procedures Act. Pursuant to 2011 decision rendered by the Pulaski County Circuit Court and 2000 opinion by the Arkansas Attorney General, the rulemaking requirements in the Arkansas Administrative Procedures Act cannot be constitutionally applied to the AGFC. Nevertheless, the AGFC does substantially comply with the rulemaking provisions under Ark. Code Ann. section 25-15-204 for public notice, opportunity for comment, and filing of all regulations adopted by the Commission.

Ann. section 25-15-204 for public notice, opportunity for comment, and public hearing. The proposed rule is available for review at the following website: www.dhs.gov/immigration-travel/entry. The public is invited to submit comments on the proposed rule to the Department of Homeland Security, Office of Immigration Policy, 1000 Pennsylvania Avenue, NW, Washington, DC 20535, or by email to immigrationpolicy@dhs.gov. Comments should be submitted by September 15, 2014.

501-723-6327
Phone Number

Signature

Signature James. Goodhart@agfc.ar.gov
E-mail Address

✓ E-mail Address

Chief Counsel
Title

Title

6-21-19

Date _____

ARKANSAS GAME AND FISH COMMISSION
Little Rock, Arkansas

MINUTE ORDER NO:	<u>19-034</u>	SUBJECT:	<u>Regulation Amendments for Disabled</u>
DATE PASSED:	<u>June 20, 2019</u>		<u>Veteran Lifetime Combination License</u>
PAGE <u>1</u> of <u>2</u> PAGES		LOCATION:	<u>Statewide</u>

WHEREAS, the Arkansas Game and Fish Commission wishes to recognize and honor the important sacrifices made by our State's disabled military veterans in the service of our nation; **and**

WHEREAS, at the request of the Commission, on April 5, 2019, the Arkansas General Assembly enacted Act 729, which authorizes the Commission to create the addition of a Resident Disabled Military Veteran Lifetime Combination License at a cost of \$52.50 for any resident disabled veteran who has: (1) a service-connected disability rating of seventy-percent (70%) or higher; or (2) a service-connected disability rating of fifty percent (50%) or higher and is a recipient of the Purple Heart medal; **and**

WHEREAS, the Director and AGFC staff have proposed the attached regulation amendments to: revise the "Disabled Veteran" definition; amend fishing license and hunting license requirements affecting Disabled Veterans; and create the addition of the new Resident Disabled Military Veteran Lifetime Combination License, which will include a lifetime trout stamp and lifetime state duck stamp; **and**


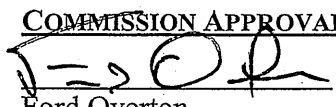
WHEREAS, the attached regulations have been communicated through a variety of media avenues to sportsmen and the general public throughout the state for review and comment for at least the past 30 days; **and**

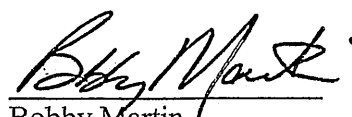
WHEREAS, after carefully considering the recommendations of Commission staff and the Regulations Committee, as well as comments received from the public, the Commission has determined that the attached regulations promote sound wildlife conservation and management and are consistent with Amendment 35 of the Arkansas Constitution, and that these regulations should now be approved for application statewide.

NOW, THEREFORE, BE IT ORDERED this 20th day of June 2019, that the Arkansas Game and Fish Commission hereby approves and adopts the attached regulation amendments, which shall become effective on August 1, 2019.

BE IT FURTHER ORDERED that the Commission staff is authorized to proceed with legally certifying and filing the attached regulations with the Secretary of State, State Library, and Bureau of Legislative Research and incorporating them into the Commission Code Book and Addendum.

Submitted by:

STAFF APPROVAL

 Pat Fitts
 Director
COMMISSION APPROVAL

 Ford Overton
 Chairman


 Bobby Martin
 Commissioner

Division: Administration

Approved: A F Goodhart
Legal

Approved: Janis Zeller
Fiscal

Ken Reeves
Ken Reeves
Vice Chairman

Stan Jones
Stan Jones
Commissioner

Andrew Parker
Andrew Parker
Commissioner

J. D. Neeley
J. D. Neeley
Commissioner

Joe Morgan
Joe Morgan
Commissioner

FINANCIAL / ECONOMIC IMPACT STATEMENT

PLEASE ANSWER ALL QUESTIONS COMPLETELY
(Attach additional pages if needed)

DEPARTMENT: Arkansas Game & Fish Commission

BUREAU: Fiscal

PERSON COMPLETING THIS STATEMENT: Jami Fisher

TELEPHONE #: (501) 223-6309

FAX #: ()

EMAIL: Jami.Fisher@agfc.ar.gov

SHORT TITLE OF THIS RULE: 2019 License Regulations Proposals

1. Does this proposed, amended, or repealed rule or regulation have a financial impact?
Yes: No: **X**
2. Do you believe that the development of a financial impact statement is so speculative as to be cost prohibitive? Yes: No: **X** If "Yes", please explain:
3. If the purpose of this rule is to implement a **federal** rule or regulation, please give the incremental cost for implementing the regulation. Please indicate if the cost provided is the cost of the program.

Current Fiscal Year

General Revenue	\$	
Federal Funds	\$	
Cash Funds	\$	N/A
Special Revenue	\$	
Other (Identify)	\$	
Total	\$	

Next Fiscal Year

General Revenue	\$	
Federal Funds	\$	
Cash Funds	\$	N/A
Special Revenue	\$	
Other (Identify)	\$	
Total	\$	

4. What is the total estimated cost by fiscal year to any **party** subject to the proposed, amended, or repealed rule? (Estimated cost includes fees, administrative penalties, reporting, record keeping, equipment, construction, labor, professional services, revenue loss, or other costs associated with compliance.) Identify the **party** subject to the proposed rule, and explain how they are impacted.

Current Fiscal Year: \$ N/A

Next Fiscal Year: \$ N/A

Party Subject to Rule: **Arkansas Hunters and Anglers**

Effect on Party Subject to Rule: **Positive**

5. What is the total estimated cost by fiscal year to the **agency** to implement this rule? Explain the financial benefit to the agency from implementing this rule.

Current Fiscal Year: \$ N/A

Next Fiscal Year: \$ N/A

Financial Benefit to Agency: It is difficult to estimate the number of disabled veterans who will qualify and purchase the new combination license. Data from FY2017 obtained from Department of Veterans Affairs lists approximately 14,000 eligible veterans who would now be eligible.

6. Do alternative means exist for accomplishing the objectives of the rules that might be less burdensome to small business? Yes: No: **X**

Why were such alternatives not proposed:

7. Compare this rule with federal and state counterparts: Other states have similar disabled veteran combination license options.

INSTRUCTIONS FOR COMPLETING THIS FORM:

1. ECONOMIC IMPACT - In compliance with Governor's Proclamation EO 05-04, this form must be completed for **commercial licenses and permits** and submitted at the time a regulation is proposed to the Commission. The form will be forwarded to the Chief of Fiscal Services Division for review. After review, the form will be submitted to:

Director
Arkansas Department of Economic Development
One Capitol Mall
Little Rock, AR 72201

2. FINANCIAL IMPACT - After passage of any regulation changes which have a financial impact (including all sport, lifetime, and commercial licenses) this form must be completed and submitted to the Chief of the Legal Division. The form is required for filing regulation changes with the Secretary of State.

Use only for **FINAL** and **EMERGENCY RULES**

Effective Date _____ Code Number _____

Statutory Authority for Promulgating Rules Amendment 35

Revised 7/2015 to reflect new legislation passed in the 2015 Regular Session (Act 1258). This act changed the effective date from 30 days to 10 days after filing the rule.

ARKANSAS GAME AND FISH COMMISSION
 Little Rock, Arkansas

MINUTE ORDER NO:	19-043	SUBJECT:	Captive Wildlife Regulations
DATE PASSED:	June 20, 2019		Approval
PAGE 1 of	2	PAGES	LOCATION: Statewide

WHEREAS, the Arkansas Game and Fish Commission and its staff have proposed the attached regulations to amend existing requirements for captive wildlife, including to: (1) add approximately 104 species of birds and turtles to the Unrestricted Captive Wildlife Species List; (2) add approximately 486 species of mammals, birds, venomous snakes, turtles, and toads to the Permitted Captive Wildlife Species List; and (3) provide authorization to the Director to extend current Wildlife Breeder/Dealer Permits and Wildlife Importation Permits for up to 90 days from the permit expiration date of June 30, 2019, for those permittees authorized to import, breed or sell certain mammal species currently under review—specifically, zebra, water buffalo, addax, aoudad sheep, brindled gnu, gaur, oryx, capybara, leopard, jaguar, hippopotamus, warthogs, rhinoceros, gerenuk, Himalayan tahr goat, impala, kudu, lechwe, ibex and nilgai. The 90-day extension of the permit expiration date to September 29, 2019, will allow staff additional time to finalize species evaluations for these mammal species, submit proposed regulations concerning them to the Commission for approval, and then consider each permit holder's 2019-20 application for permit renewal; **and**

WHEREAS, the attached regulations have been communicated through a variety of media avenues to sportsmen and the general public throughout the state for review and comment for at least the past 30 days; **and**

WHEREAS, after carefully considering the recommendations of Commission staff and the Regulations Committee, as well as comments received from the public, the Commission has determined that the attached regulations promote sound wildlife conservation and management and are consistent with Amendment 35 of the Arkansas Constitution and that these regulations should now be approved for application statewide.

NOW, THEREFORE, BE IT ORDERED this 20th day of June 2019, that the Arkansas Game and Fish Commission hereby approves and adopts the attached regulations, which shall become effective immediately upon public filing or as soon thereafter as possible. Additionally, Director Fitts is authorized to extend current Wildlife Breeder/Dealer Permits and Wildlife Importation Permits for up to 90 days from the permit expiration date of June 30, 2019, for those permittees authorized to import, breed or sell the following mammal species: zebra, water buffalo, addax, aoudad sheep, brindled gnu, gaur, oryx, capybara, leopard, jaguar, hippopotamus, warthogs, rhinoceros, gerenuk, Himalayan tahr goat, impala, kudu, lechwe, ibex and nilgai.

BE IT FURTHER ORDERED that the Commission staff is authorized to proceed with legally certifying and filing the attached regulations with the Secretary of State, State Library, and Bureau of Legislative Research and incorporating them into the Commission Code Book and Addendum.

STAFF APPROVAL
Submitted by: Brad Carner
Brad Carner
Chief

Division: Wildlife Management

Approved: [Signature]
Director

Approved: A. F. Woodhart
Legal

Approved: Jami Silver
Fiscal

COMMISSION APPROVAL
[Signature] [Signature]
Ford Overton Bobby Martin
Chairman Commissioner
[Signature] [Signature]
Ken Reeves Stan Jones
Vice Chairman Commissioner
[Signature]
Andrew Parker J. D. Neeley
Commissioner Commissioner
[Signature]
Joe Morgan
Commissioner

FINANCIAL/ECONOMIC IMPACT STATEMENT

PLEASE ANSWER ALL QUESTIONS COMPLETELY

(Attach additional pages if needed)

DEPARTMENT: Arkansas Game and Fish Commission

BUREAU: Wildlife Management

PERSON COMPLETING THIS STATEMENT: Matthew Warriner

TELEPHONE #: 501-978-7318 **FAX #:** 501-223-6452

EMAIL: matthew.warriner@agfc.ar.gov

SHORT TITLE OF THIS RULE: Captive Wildlife Regulations Revision

1. Does this proposed, amended, or repealed rule or regulation have a financial impact?
Yes: ☒ No: ☐
2. Do you believe that the development of a financial impact statement is so speculative as to be cost prohibitive? Yes: ☐ No: ☒ If "Yes", please explain:
3. If the purpose of this rule is to implement a **federal** rule or regulation, please give the incremental cost for implementing the regulation. Please indicate if the cost provided is the cost of the program.

<u>Current Fiscal Year</u>		<u>Next Fiscal Year</u>	
General Revenue	\$	General Revenue	\$
Federal Funds	\$	Federal Funds	\$
Cash Funds	\$	Cash Funds	\$
Special Revenue	\$	Special Revenue	\$
Other (Identify)	\$	Other (Identify)	\$
Total	\$	Total	\$

4. What is the total estimated cost by fiscal year to any **party** subject to the proposed, amended, or repealed rule? (Estimated cost includes fees, administrative penalties, reporting, record keeping, equipment, construction, labor, professional services, revenue loss, or other costs associated with compliance.) Identify the **party** subject to the proposed rule, and explain how they are impacted.

Current Fiscal Year: N/A

Next Fiscal Year: Unknown

The proposed regulations add species to the unrestricted and permitted captive wildlife species list. Authorization is also being provided to the Director to extend current Wildlife Breeder/Dealer and Wildlife Importation permits for up to 90 days from the permit expiration date of June 30, 2019, for those permittees authorized to import, breed or sell certain mammal species

Party Subject to Rule: Individuals, businesses and other organizations proposing to import, breed or sell species being added to the unrestricted and permitted captive wildlife species list.

Effect on Party Subject to Rule: The annual cost of Wildlife Breeder/Dealer and Wildlife Importation permits for persons to import, breed or sell species listed on the permitted captive wildlife species list. Prior to captive wildlife regulation changes in February 2019, Wildlife Breeder/Dealer and Wildlife Importation permits were required for most species. The proposed regulations expands the unrestricted captive wildlife species list which allows persons to import, breed or sell these species without Wildlife

Breeder/Dealer and Wildlife Importation permits.

5. What is the total estimated cost by fiscal year to the **agency** to implement this rule? Explain the financial benefit to the agency from implementing this rule.

Current Fiscal Year: N/A

Next Fiscal Year: Unknown

Financial Benefit to Agency:

6. Do alternative means exist for accomplishing the objectives of the rules that might be less burdensome to small business? Yes: No: X

Why were such alternatives not proposed: N/A

7. Compare this rule with federal and state counterparts: Regulations vary greatly among states, the proposed regulations reduces regulations on 104 species by adding them to the unrestricted captive wildlife species list. The proposed regulations adds 486 (of which 435 are venomous snakes) to the permitted captive wildlife species list that upon staff review appear to pose a moderate but manageable risk to human health and safety, native fish and wildlife health or populations, or agriculture such that they warrant further restriction or oversight.

A detailed black and white line drawing of the Illinois State Capitol building. The central feature is a large, ornate dome topped with a spire. The building is symmetrical, with long wings extending from the central dome. The wings feature classical architectural elements, including columns and pediments. Two flags are visible on poles in front of the building. The foreground shows a paved area with a central circular feature and some landscaping. The drawing is done in a clean, architectural style with fine lines and cross-hatching for shading.

Use only for **FINAL** and **EMERGENCY RULES**

www.sos.arkansas.gov



Effective Date _____ Code Number _____

Statutory Authority for Promulgating Rules Amendment 35

Date _____

Public notice, opportunity for comment, and filing of all

James Goodhart
Signature

501-223-6327
Phone Number

James.Goodhart@agfc.ar.gov
E-mail Address

Chief Counsel
Title

6-21-19
Date

ARKANSAS GAME AND FISH COMMISSION
Little Rock, Arkansas

MINUTE ORDER NO:	<u>19-044</u>	SUBJECT:	<u>Non-Resident Waterfowl Hunting</u>
DATE PASSED:	<u>June 20, 2019</u>		<u>Permit Requirements on WMAs</u>
			<u>Approval</u>
PAGE <u>1</u> of <u>2</u> PAGES		LOCATION:	<u>Statewide</u>

WHEREAS, the Arkansas Game and Fish Commission and its staff have proposed the attached regulations for the 2019-2020 waterfowl season to amend existing Non-Resident Waterfowl Hunting Permit Requirements on WMAs to replace the current 27 WMA-specific, 5-day permits for non-resident WMA waterfowl hunting with a single, general 5-day permit that must be possessed by non-resident hunters while taking or attempting to take waterfowl on any WMA. No change is being recommended for the existing permit fee (\$30.50); **and**

WHEREAS, the attached regulations have been communicated through a variety of media avenues to sportsmen and the general public throughout the state for review and comment for at least the past 30 days; **and**

WHEREAS, after carefully considering the recommendations of Commission staff and the Regulations Committee, as well as comments received from the public, the Commission has determined that the attached regulations promote sound wildlife conservation and management and are consistent with Amendment 35 of the Arkansas Constitution and that these regulations should now be approved for application statewide.

NOW, THEREFORE, BE IT ORDERED this 20th day of June 2019, that the Arkansas Game and Fish Commission hereby approves and adopts the attached regulations, which shall become effective immediately upon public filing or as soon thereafter as possible.

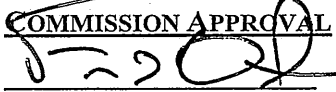
BE IT FURTHER ORDERED that the Commission staff is authorized to proceed with legally certifying and filing the attached regulations with the Secretary of State, State Library, and Bureau of Legislative Research and incorporating them into the Commission Code Book and Addendum.


Submitted by: STAFF APPROVAL


Brad Carner
Chief

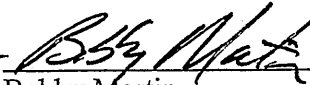
Division: Wildlife Management

Approved: 
Director

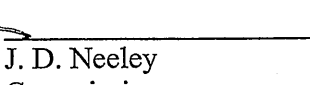
COMMISSION APPROVAL

Ford Overton
Chairman


Ken Reeves
Vice Chairman


Andrew Parker
Commissioner


Bobby Martin
Commissioner


Stan Jones
Commissioner


J. D. Neeley
Commissioner

Approved:

A. F. Hoodhart
Legal

Joe Morgan
Commissioner

Approved:

Jami Zeller
Fiscal

FINANCIAL/ECONOMIC IMPACT STATEMENT

PLEASE ANSWER ALL QUESTIONS COMPLETELY
(Attach additional pages if needed)

DEPARTMENT: Arkansas Game and Fish Commission

BUREAU: Wildlife Management

PERSON COMPLETING THIS STATEMENT: Matthew Warriner

TELEPHONE #: 501-223-6435 FAX #: 501-223-6452

EMAIL: brad.carner@agfc.ar.gov

SHORT TITLE OF THIS RULE: Non-Resident WMA Permit Regulations

1. Does this proposed, amended, or repealed rule or regulation have a financial impact?
Yes: ☒ No: ☐

2. Do you believe that the development of a financial impact statement is so speculative as to be cost prohibitive? Yes: ☐ No: ☒ If "Yes", please explain:

3. If the purpose of this rule is to implement a **federal** rule or regulation, please give the incremental cost for implementing the regulation. Please indicate if the cost provided is the cost of the program.

<u>Current Fiscal Year</u>		<u>Next Fiscal Year</u>	
General Revenue	\$	General Revenue	\$
Federal Funds	\$	Federal Funds	\$
Cash Funds	\$	Cash Funds	\$
Special Revenue	\$	Special Revenue	\$
Other (Identify)	\$	Other (Identify)	\$
Total	\$	Total	\$

4. What is the total estimated cost by fiscal year to any **party** subject to the proposed, amended, or repealed rule? (Estimated cost includes fees, administrative penalties, reporting, record keeping, equipment, construction, labor, professional services, revenue loss, or other costs associated with compliance.) Identify the **party** subject to the proposed rule, and explain how they are impacted.

Current Fiscal Year: N/A

Next Fiscal Year: Unknown

The proposed regulations add species to the unrestricted and permitted captive wildlife species list. Authorization is also being provided to the Director to extend current Wildlife Breeder/Dealer and Wildlife Importation permits for up to 90 days from the permit expiration date of June 30, 2019, for those permittees authorized to import, breed or sell certain mammal species

Party Subject to Rule: Individuals, businesses and other organizations proposing to import, breed or sell species being added to the unrestricted and permitted captive wildlife species list.

Effect on Party Subject to Rule: Allow Non-Resident to hunt multiple WMAs with one permit

5. What is the total estimated cost by fiscal year to the **agency** to implement this rule? Explain the financial benefit to the agency from implementing this rule.

Current Fiscal Year: N/A

Next Fiscal Year: Unknown

Financial Benefit to Agency:

6. Do alternative means exist for accomplishing the objectives of the rules that might be less burdensome to small business? Yes: No: ☒

Why were such alternatives not proposed: N/A

7. Compare this rule with federal and state counterparts: N/A

01.00-C -- Definition Of Terms

 apps.agfc.com/regulations/detail/f0ed502d-437a-4091-8d96-c31f28fd5e56

[Update](#) [View Current Regulation](#)

Proposed Regulation

For the purposes of the Arkansas State Game and Fish Code of Regulations, the following terms shall be construed, respectively, to mean and include:

ADULT GOBBLER – Male turkeys having at least 1 of the following characteristics:

1. Tail feathers which are the same length,
2. Wing feathers that have white barring all the way to the tip, or
3. A beard more than 6 inches in length.

AGFC LICENSE SYSTEM–The point-of-sale system that the Commission uses to sell and dispense Commission-issued licenses, permits, stamps, tags, and other privileges to the public.

ALLIGATOR DEALER – Any person, firm, or corporation engaging in the sale, purchase, barter, or exchange of an American alligator (*Alligator mississippiensis*) or other crocodilian species, or any part, nest, or eggs thereof in Arkansas.

ALLIGATOR FARMER – Any person, firm, or corporation possessing an American alligator (*Alligator mississippiensis*) or other crocodilian species, or any part, nest or eggs thereof in Arkansas for the purpose of propagation, production, or rearing.

ALLIGATOR SNAPPING TURTLE DEALER – Any person, firm, or corporation engaged in the sale or purchase of alligator snapping turtles.

ALLIGATOR SNAPPING TURTLE BREEDER – Any person, firm, or corporation possessing alligator snapping turtles for the purpose of propagation, production, rearing, or sale.

ANIMAL – An organism of the animal kingdom, as distinguished from the plant kingdom, including any part, product, egg, or offspring thereof.

ANTLERLESS DEER – A doe or a buck having less than 2 inches of hardened bone antler.

ANTLERLESS ELK – Any elk (male or female) not meeting requirements to be a legal bull elk.

AQUACULTURE SPECIES – Any species listed on the Approved Aquaculture Species List (Addendum Chapter J1.00) and species not listed but allowed under Unlisted or Restricted Species Possession Permits.

AQUATIC WILDLIFE – All aquatic species, including aquatic snails, aquatic turtles, crayfish (crawfish and crawdads), fish (including minnows), frogs, mussels, and salamanders.

ARKANSAS RIVER BOUNDARY (Sportfishing Only) – The Arkansas Post Canal from Norrell

Lock and Dam No. 1 to the Arkansas River and the Arkansas River from Wilbur D. Mills Dam No. 2 upstream to the Oklahoma state line, including all lakes, bays, and tributary streams accessible by boat from the main channel except:

- Big Bayou Meto upstream from Arkansas Highway 11;
- Plum Bayou upstream from U.S. Highway 79;
- Little Maumelle River upstream from Pinnacle Mountain State Park;
- Maumelle River upstream from Lake Maumelle Dam;
- Fourche LaFave upstream from Arkansas Highway 113;
- Palarm Creek upstream from Interstate 40;
- Cadron Creek upstream from the weir;
- Point Remove Creek upstream from Arkansas Highway 113;
- Petit Jean River upstream from Pontoon Boat Ramp at Arkansas Highway 154;
- Illinois Bayou upstream from Russellville Waterworks Dam;
- Big Piney and Little Piney creeks upstream from Arkansas Highway 359;
- Horsehead Creek upstream from Interstate 40;
- Mulberry River upstream from Interstate 40;
- Frog Bayou upstream from Arkansas Highway 162 and Lee Creek upstream from Lee Creek Dam; and
- From the first non-navigable shoal for streams entering the Arkansas River along the right bank descending from the Oklahoma state line to Lake Dardanelle Dam.

ARTIFICIAL LURE OR FLY – Terminal fishing tackle made entirely of rubber, wood, metal, glass, feathers, hair, synthetic fibers, or plastic, with hook attached.

BAITFISH – Minnows, logperch, gizzard and threadfin shad, gar (other than alligator gar), bullhead catfish, crayfish, drum, bowfin under 6 inches, skipjack herring, brook and inland silversides, bigmouth, smallmouth and black buffalo, river carpsucker, banded and Ozark sculpin, bream 4 inches and under, and bream over 4 inches that are caught by hook and line.

BAITING – The direct or indirect placing, exposing, depositing, distributing, or scattering of salt, grain, or other feed that could serve as a lure or attractant for wildlife to, on, or over any areas where hunters are attempting to take them.

BIG GAME – Alligator, black bear, deer, elk, and turkey.

BLACK BASS – Largemouth bass, redeye bass, smallmouth bass, and spotted bass.

BLOCKING OUT – The removal of the head or tail associated with the processing of a commercial fish. The blocked-out carcass (bullet) must be at least the minimum length required for the body of water where the commercial fish was harvested (Code 30.11).

BONUS DEER – A harvested deer that is not included in a hunter's statewide bag limit.

BOX TYPE TURTLE TRAP – A floating trap designed to capture aquatic turtles, but does not permit capture of fish (Code 34.07).

BREAM – A species of the genus *Lepomis*, including bluegill, redear, warmouth, and other sunfish.

BUCK – A male deer (see **LEGAL BUCK** definition).

BUCK DEER SEASON – A deer season in which no deer other than legal buck deer may be taken.

BUY – To purchase, barter, exchange, or trade, including any offer to purchase, barter, exchange, or trade.

CAPTIVITY OR HOLD CAPTIVE – The holding of living wildlife in a controlled environment that is manipulated by man for the purpose of exercising ownership, possession, or control of the wildlife, and that has boundaries designed to prevent selected species from entering or leaving the controlled environment.

CARCASS – The body of a dead animal.

CASE – A container specifically designed to hold a firearm which completely encloses the firearm by being zipped, snapped, buckled, tied, or otherwise fastened with no portion of the firearm exposed.

CATCH-AND-RELEASE – The requirement that fish of a designated species must be immediately released into the water where caught.

CERVID – A member of the Family Cervidae, including without limitation deer, reindeer, moose, elk, and caribou.

CHASE FOR PLEASURE – To search for, pursue, or chase game animals or other wildlife with the use of dogs for recreational purposes only, with no intent of hunting such game animals or wildlife.

CHECKING WILDLIFE – The accurate and complete reporting of specific information to the Commission concerning harvest of alligator, bear, deer, elk, and turkey by one of the following methods: phoning a designated number to report bear, deer, or turkey harvests, or electronically through the Commission's online deer, bear, elk, alligator, and turkey checking web site or mobile applications.

CHRONIC WASTING DISEASE (CWD) – Fatal disease affecting the brain of cervids that belongs to a group of diseases called transmissible spongiform encephalopathies.

CHUMMING – To dislodge or deposit any substance not attached to a hook which may attract fish.

CITES TAG – A permit that allows shipping of certain animal pelts outside the State of Arkansas and assures compliance with the Convention on the International Trade of Endangered Species.

CLEAN – Having no meat matter or tissue attached to the carcass.

COMPUTER-ASSISTED HUNTING – The use of a computer or any other device, equipment, or software to remotely control the aiming and discharge of a firearm, bow, or crossbow to kill wildlife located in Arkansas.

COMMERCIAL FISH – Bowfin (over 6 inches), paddlefish, shovelnose, sturgeon, and all species of buffalo, catfish, carp, drum, gar, and sucker family (except silver redhorse).

COMMERCIAL FISHERMAN – Any person who fishes with tackle designated as commercial tackle requiring a license or tag issued by the Commission.

COMMERCIAL TACKLE – Properly licensed tackle used to catch aquatic wildlife for

commercial purposes.

COMMERCIAL WILDLIFE HUNTING RESORT – A facility, location, business, or operation that offers, for pay or other consideration, an opportunity to hunt native wildlife, other than pen-raised game birds, held in captivity. Includes all contiguous land, structures, other appurtenances, and improvements on the land, used for the hunting activities.

COMMERCIAL WILDLIFE PERMIT – Any or all of the following permits: Alligator Farmer/Dealer, Alligator Snapping Turtle Breeder/Dealer, Resident Shell Taker and Seller, Shell Buyer, Non-Resident Shell Buyer, Resident Roe Taker/Seller, Resident Roe Buyer/Exporter, Non-Resident Roe Buyer, Resident Fur Dealer, Non-Resident Fur Dealer, Special Commercial Quail, Game Bird Shooting Resort, Commercial Wildlife Hunting Resort, Wildlife Breeder/Dealer, and Wildlife Importation.

COMMISSION – The Arkansas State Game and Fish Commission, unless otherwise designated.

CONSERVATION CARD– A physical card that the Commission issues to a person and that is linked to that person's AGFC licenses, permits, stamps, and tags. Before engaging in an activity requiring an AGFC license, permit, stamp, or tag, the cardholder must purchase and verify issuance and valid expiration date of all required AGFC licenses, permits, stamps, and tags via www.agfc.com or 1-800-364-GAME. The card itself is not a license and conveys no independent right or privilege beyond the extent of any license, permit, stamp, or tag that has been linked to the card by purchase and has not been suspended, revoked, or expired.

DEFERRED HUNTER EDUCATION (DHE) – Designates a holder of a valid Arkansas hunting license/permit who has deferred completion of the hunter education program.

DISABLED – Any individual who is 100% permanently and totally disabled as declared by one or more of the following federal agencies: the U.S. Social Security Administration, the U.S. Department of Veteran's Affairs, or the U.S. Railroad Retirement Board.

DISABLED VETERAN– Any individual who is a resident of Arkansas and a military veteran, who has been determined by the United States Department of Veterans Affairs (VA) to have a:

1. 100% total and permanent service-connected disability rating (applies to licenses VLF, VLH, VLC, VLD, and VLT in Addendum D1.01); or
2. 70% or higher service-connected disability rating (applies to license VLL in Addendum D1.01); or
3. 50% or higher service-connected disability rating and is a recipient of the Purple Heart medal (applies to license VLL in Addendum D1.01).

DOE – A female deer.

DOE DEER SEASON – A deer season in which a doe may be taken.

DROWNING SET – Any leg-hold trap that uses one or more of the following techniques to retain the target animal in water of suitable depth for drowning: a slide wire with lock, a tangle stake, or a drowning weight.

DUCKS– All species of teal, merganser, whistling duck, scaup, American wigeon, American

black duck, bufflehead, canvasback, gadwall, common goldeneye, mallard, mottled duck, northern shoveler, redhead, ring-necked duck, ruddy duck, northern pintail, and wood duck.

EDIBLE PORTIONS – Portions of the following animals are considered edible as stated below:

1. **Game Mammals:** front quarters, hind quarters, loins, and tenderloins.
2. **Game Fish:** fillets of fish.
3. **Game Birds:** breasts.
4. **Frogs:** hind legs.
5. **Alligators:** tails, legs, flanks, loins, and tenderloins.

EITHER-SEX – A male or a female.

EITHER-SEX DEER SEASON – A deer season in which a doe or a legal buck may be taken.

EMERGENCY CONDITION – Any condition involving:

1. Imminent peril to the health, safety, or welfare of the public or the wildlife resources of the State; or
2. Immediate action mandated by federal law or regulation.

ENCLOSE – To surround wildlife using man-made barriers, including but not limited to fencing, walls, structures, or other devices, so that the wildlife are not free to leave a particular environment.

ENCLOSURE – Any area surrounded by a man-made barrier, including but not limited to fencing, walls, structures, or other devices that prevent wildlife from leaving a particular environment.

ENDANGERED SPECIES – A wildlife species or subspecies endangered or threatened with extinction that is listed or proposed as a candidate for listing by the U.S. Fish and Wildlife Service or any native species or subspecies listed as endangered by the Commission (Addendum Chapter P1.00).

FALCONRY – The caring for and training of raptors for pursuit of wild game, and hunting wild game with raptors. It includes the taking of raptors from the wild to use in the sport and caring for, training, and transporting raptors held for falconry.

FEDERAL WATERS – Waters designated by federal law as federally controlled or under the jurisdiction of a department or agency of the United States Government.

FEE LAKE – A lake in which there is a fee for fishing rights. All persons 16 years of age and older must possess an Arkansas fishing license. Daily limits apply.

FEEDING WILDLIFE – The direct or indirect placing, exposing, depositing, distributing, distributing, or scattering of salt, grain or other feed that serves or could serve as a lure, attractant, or supplemental food source for wildlife.

FERAL HOG – Any hog, including but not limited to Russian and European wild boar, any Old World swine, or the family Tayassuidae, including without limitation peccary, javelin, and New World swine, which is roaming freely and is living in a wild or feral state, and is not conspicuously identified as required under Arkansas Code Annotated § 2-34-101 and § 2-34-

102.

FIREARM – Any device designed, made, or adapted to expel a projectile through a barrel, including without limitation modern guns, air guns and muzzleloaders (see **LOADED FIREARM**).

FISH OR FISHING – To lure, attract, collect, or pursue fish species or aquatic wildlife for the purpose of taking or attempting to take such species by any method.

FISH DEALER – Any person who sells live fish, including baitfish.

FISH FARM – Waters and adjacent premises confined within a pond, tank, or lake, not connected with public waters and under management of a fish farmer.

FISH FARMER (AQUACULTURIST) – A person, firm, partnership, or corporation engaged in the propagation or rearing of aquaculture species for sale.

FREEFLOATING FISHING DEVICE – A floating fishing device unanchored or unattached to a stationary object.

FURBEARERS – Badger, beaver, bobcat, coyote, gray fox, red fox, mink, muskrat, nutria, opossum, raccoon, river otter, spotted skunk, striped skunk, and weasel.

GAFF – To take or attempt to take fish with a hand-held or handled hook.

GAME ANIMALS – Alligator, black bear, bobcat, coyote, deer, elk, gray fox, red fox, mink, opossum, eastern cottontail rabbit, swamp rabbit, raccoon, gray squirrel, and fox squirrel.

GAME BIRD SHOOTING RESORT – A facility, location, business, or operation that offers, for pay or other consideration, an opportunity to hunt captive-raised game birds. Includes all contiguous land, structures, other appurtenances, and improvements on the land used for the hunting activities.

GAME BIRDS – Turkey, quail, pheasant, chukar Eurasian collared dove, and all birds classified by the U.S. Fish and Wildlife Service as migratory game birds.

GAME FISH – Alligator gar, black bass, white bass, striped bass, hybrid striped bass, crappie, catfish, trout, bream, goggle-eye, walleye, muskellunge, sauger, saugeye, paddlefish, and pickerel.

GEOCACHE – Items in a container (cache) placed or hidden for individuals to subsequently find using a Global Positioning System (GPS) receiver.

GEOCACHING – An outdoor sport, similar to “high-tech treasure hunting,” involving use of a Global Positioning System (GPS) receiver to find a cache.

GUIDE – A person who provides, for monetary or any other compensation, that person’s personal services for the purpose of assisting others to locate, pursue, catch, or hunt wildlife.

HACKING – The temporary release of a raptor held for falconry to the wild so that it must survive on its own.

HARASS – An intentional or negligent act which creates the likelihood of injury to wildlife by annoying it to such an extent as to significantly disrupt normal behavioral pattern which include but are not limited to breeding, feeding, or sheltering.

HAZARDOUS WAKE – Wash or wake upon an approaching, passing, or stationary vessel, including but not limited to a wake that causes other vessels to take on water, or a wash or

wake that is sufficient to toss occupants of other vessels about in a manner that causes injury or the risk of injury.

HARVEST/HARVESTING – To reduce to possession.

HEN TURKEY – Female turkey with or without a beard.

HIGH-FENCE ENCLOSURE – An enclosure that contains an area of at least 500 contiguous acres, with at least 60 percent of the acreage in forested cover that has been classified as timberland by the local county tax assessor, that has a perimeter fence at least 8 feet high, with no cross-fencing that has the effect of reducing the size of the area to less than 500 contiguous acres with at least 60 percent of the acreage in forested cover as herein provided.

HOGGING – The taking of fish by the use of hands only, in or under the water.

HUNT OR HUNTING – Taking or attempting to take wildlife by any method including but not limited to searching, pursuing, chasing, tracking, luring, or attracting.

HUNTING INCIDENT – When bodily injury above basic first aid or death occurs due to an activity directly related to a hunting or trapping excursion in the field. Examples of such activities would include discharge of a firearm, bow, or crossbow, and falls from an elevated platform (tree stand, tower stand, or elevated duck blind).

HUNTING PARTY – 2 or more persons hunting together.

HYBRID RAPTORS – A raptor produced from cross-breeding birds of two different taxa, one or both of which are listed in 50 CFR 10.13, and any offspring of such raptors.

IMPORT OR IMPORTATION – To ship, convey, carry, transport, bring, or introduce into Arkansas anything from outside its borders.

IMPRINT – A bird that is hand-raised in isolation from other raptors from 2 weeks of age until it has fledged and will be considered to be an imprinted bird for its entire life.

JAKE – Sub-adult male turkey having all these characteristics:

1. Longer central tail feathers,
2. Outermost one or two wing feathers lacking white barring all the way to the tip, and
3. A beard 6 inches or less in length.

KILLING DEVICE – Any firearm, bow and arrow, crossbow, compressed gas or spring-powered pistol or rifle, blowgun, speargun, hand-thrown spear, slingshot, irritant gas device, explosive device, or any other implement designed to discharge a projectile capable of killing wildlife.

LARGE CARNIVORE – Tigers (*Panthera tigris*), African Lions (*Panthera leo*), or any hybrid thereof, and all species of bears.

LEGAL BUCK – A male deer may be considered legal under the following rules as applied by this Code:

1. **Antlered Buck:** A male deer with 2 inches, or more, of hardened bone antler.
2. **Buck of Choice:** A male deer.
3. **Button Buck:** A male deer with less than 2 inches of hardened boned antler.

4. **3-point Rule:** A male deer having both antlers under 2 inches (including button buck) or at least 1 antler with at least 3 points, each a minimum of 1 inch long, including the tip of the main beam. (Code 21.03).
5. **12/15 Rule:**
 1. A male deer having both antlers under 2 inches (including button buck),
 2. A male deer having an inside spread of at least 12 inches or more in width, or
 3. A male deer having at least one main beam 15 inches or more in length (Code 21.03).
6. **15/18 Rule:**
 1. A male deer having both antlers under 2 inches (including button buck),
 2. A male deer having an inside spread of at least 15 inches or more in width, or
 3. A male deer having at least one main beam 18 inches or more in length. (Code 21.03).
7. **WMA Special Restrictions:** Special restrictions may apply on certain WMAs (Code 21.03).

LEGAL BULL ELK – An elk having at least 1 antler visible above the hair line.

LEGAL TURKEY – A turkey may be considered legal under the following rules as applied by this Code:

1. Hunters 16 years and older: A legal turkey is an adult gobbler or bearded hen.
2. Hunters 6 to 15 years of age: A legal turkey is an adult gobbler, bearded hen, or jake.

LENGTH LIMITS –

1. **Minimum Length Limit:** The shortest length of a fish of a designated species that can be kept.
2. **Maximum Length Limit:** The maximum length of a fish of a designated species that can be kept.
3. **Protected Length:** A species/size limit that prohibits anglers from keeping fish within a designated size group.

Unless otherwise specified, all fish are measured from the front of the lower jaw with the mouth closed to the tip of the tail with tail lobes pressed together when laid flat on a rule, on its side. All fish not meeting the length limit requirements for a particular water or species must be immediately released into the water where caught.

LIMITS –

1. **Daily Limit:** The maximum number of a species allowed to be taken during a specific 24-hour time period (midnight to midnight, unless otherwise specified).
2. **Seasonal Limit:** The maximum number of a species allowed to be taken during a specific season.

3. **Possession Limit:** The maximum number of species allowed to be possessed at any time. Any fish or wildlife, excluding migratory game birds, legally taken for personal consumption and stored in processed form within a residence of the possessor shall not count toward the possession limit.

LITTER – All waste which has been discarded or otherwise disposed of, including but not limited to, convenience food and beverage packages or containers, trash, garbage, all other product packages or containers, and other post-consumer solid wastes as referenced in State Law, or discarded animal carcasses.

LOADED FIREARM– Firearms are considered loaded if shells or cartridges are in the chamber, magazine, or cylinder. Percussion cap muzzleloading firearms are considered loaded if the percussion cap is on the nipple. Flintlock muzzleloading firearms are considered loaded if there is powder in the flashpan. Electronic pulse ignition muzzleloaders are considered loaded if the ignition circuit is charged.

MEDICALLY SIGNIFICANT VENOMOUS REPTILE SPECIES – The following reptiles, including their taxonomic successors, subspecies, or hybrids thereof, are designated as medically significant: *Daboia russelii*, *Dendroaspis spp.*, *Naja spp.*, *Oxyuranus spp.*, *Pseudonaja spp.*, *Notechis spp.*, *Pseudechis spp.*, *Boulengerina spp.*, *Echis spp.*, *Bothrops spp.*, *Aspidelaps spp.*, *Atheris spp.*, *Proatheris spp.*, *Dispholidus spp.*, *Pseudohaje spp.*, *Atropoides spp.*, *Crotalus spp.*, *Lachesis spp.*, *Walterinnesia spp.*, *Calliophis spp.* or *Maticora spp.*, *Bungarus spp.*, *Ophryacus spp.*, *Porthidium spp.*, *Deinagkistrodon spp.*, *Azemiops spp.*, *Bitis spp.*, *Gloydius spp.*, *Protobothrops spp.*, *Vipera spp.*, *Ophiophagus spp.*, *Vermicella spp.*, *Eristocophis spp.*, *Cerrophidion spp.*, *Ovophis spp.*, *Trimeresurus spp.*, *Tropidolaemus spp.*, *Sistrurus spp.*, *Agkistrodon spp.*, *Bothrocophias spp.*, *Bothriechis spp.*, *Hypnale spp.*, *Bothriopsis spp.*, *Calloselasma spp.*, *Mixcoatlus spp.*, *Cerastes spp.*, *Pseudocerastes spp.*, *Micrurus spp.*, *Micruroides spp.*, and subfamily *Hydrophiinae* and *Heloderma spp.*

MIGRATORY BIRDS – All birds protected by the Federal Migratory Bird Treaty Act of 1918 and subsequent amendments.

MIGRATORY GAME BIRDS – Coots, crows, doves, Eurasian collared doves, ducks, gallinules or moorhens, geese, rails, snipe, and woodcock.

MILITARY RETIREE –Any individual at least 60 years of age who is entitled to retired pay as a result of his or her United States military service.

MINNOWS – Small nongame fish commonly used for bait including bluntnose minnows, bullhead minnows, chubs, dace, fatheads, common carp under 6 inches, goldfish, shiners, and stonerollers.

MOBILITY IMPAIRED – A designation made by the Commission based upon a satisfactory showing that a person has a permanent physical condition, verified by a physician duly licensed to practice medicine by a state medical board, which severely impairs the person's mobility and prevents him or her from being able to engage in hunting or fishing activities without the use of an ATV or similar specialized device for transportation.

NATIVE WILDLIFE – Those species and sub-species of wildlife that have established,

naturally reproducing, free-ranging, wild populations within Arkansas.

NIGHT – The time period 30 minutes after sunset to 30 minutes before sunrise.

NOODLING – The taking of fish by the use of a pole-mounted breakaway hook that detaches at the time of the strike or catch, or snare type device, with an attached line manipulated by hand when a person is in or under the water.

NONGAME WILDLIFE – All wildlife other than furbearing or game animals, game birds, and game fish.

NON-NATIVE WILDLIFE – Any wildlife not defined as native wildlife.

NONRESIDENT – A person not defined as a resident.

NUISANCE WILDLIFE – Any wildlife creating a problem by committing damage to personal property or crops.

OPEN SEASON – A time frame established by the Commission during which a designated species may be lawfully taken.

PEN-RAISED QUAIL – Quail raised or hatched in captivity.

PERSON – Any individual, firm, corporation, association, partnership, or other legal entity in singular or plural as the context requires. All pronouns shall include the masculine, feminine, and neuter.

PORTABLE HUNTING STAND – Any device or structure used for the purpose of hunting that can be carried in its entirety and erected by hand, including but not limited to tripod stands, lean-to stands, lock-on stands, ladder stands, and climbing stands (box stands are not portable hunting stands).

PORTABLE POP-UP BLIND – A structure used to conceal a person that can be collapsed and carried in its entirety by 1 person.

POSSESS OR POSSESSION – Having or holding wildlife or any property in one's power; the exercise of dominion over property. Possession includes actual possession (physical occupancy or control over property) and constructive possession (control or dominion over property without actual possession or custody of the property).

PRIMATE – A live individual animal of the taxonomic order Primates, excluding humans.

PROPAGATE OR PROPAGATION – To allow plants or animals to breed or multiply.

PUBLIC ROAD – The traveled portion and the shoulders on each side of any road maintained for public travel by a city, county, state, or federal government and includes all structures within the limits of the right-of-way of any such road.

PUBLIC WATERS – Waters that members of the public have a legal right to access and use for recreational purposes, including all legally navigable waters.

PUT-AND-TAKE PAY LAKE – Private waters open to public fishing for a fee, after being licensed by the Commission and where no fishing license or daily limit of fish is imposed.

RAPTOR – Migratory bird of the Order Falconiformes, Accipitriformes, or the Order Strigiformes.

REAR OR REARING – To maintain plants or animals to increase their size or development.

REHABILITATION – Providing medical treatment or other care to orphaned, sick, or injured wild animals that have come into human possession with the goal of returning the animal to

the wild.

RESIDENCE –Any dwelling such as a house, manufactured home, or apartment that is permanently fixed in place and is owned, leased, or rented fully or in part by an individual. This term does not include tents; temporary lodging or rental units such as hotels, motels, resorts, or commercial campgrounds; recreational vehicles; mobile travel trailers; or motor vehicles.

RESIDENT –

1. A natural person whose domicile currently is in Arkansas and has been for at least 60 consecutive days. “Domicile” means the one and only place where a person has physically established a true, fixed and permanent home, and to where, whenever the person is briefly and temporarily absent, the person intends to return. Children younger than 18 are presumed to have the same resident status as their custodial parent or legal guardian unless otherwise documented. A person is not considered a resident under this Code if the person:
 1. Resides in the state only for a special or temporary purpose, but not limited to, engaging in hunting, fishing, or trapping, or
 2. Has been issued any resident license, permit, or tag (except ones that are designated as non-expiring) to hunt, fish or trap in another state or country that is still valid in that state or country.
2. The following persons also qualify as a “resident” under this Code:
 1. Residents of Arkansas enrolled as full-time students in colleges and universities outside of Arkansas.
 2. Nonresidents enrolled as full-time students in colleges and universities in Arkansas.
 3. Nonresident foreign exchange students attending school in Arkansas.
 4. Resident foreign exchange students attending school outside of Arkansas.
 5. Active-duty military personnel assigned to duty stations in Arkansas.
 6. Active-duty military personnel who were Arkansas residents at the time of entering service, regardless of where currently stationed.
 7. Members of the National Guard who are assigned to an Arkansas Guard Unit.
3. Applicants for Commission-issued resident, licenses, permits, and tags have the burden of proving they qualify as a “resident” under this Code. Facts that may be considered in establishing proof of current Arkansas residency for the purpose of purchasing Commission-issued resident licenses, permits, and tags include but are not limited to:
 1. Possession of a valid Arkansas driver’s license or official, state-issued Arkansas identification card;*
 2. Possession of a valid Arkansas vehicle registration in the applicant’s name and display of current Arkansas license tags on the applicant’s vehicle;*
 3. Two documents bearing the applicant’s current name and address, not issued by himself or herself, including but not limited to:

1. Arkansas voter registration card,* and
 2. Income tax returns issued by the Internal Revenue Service and/or the State of Arkansas.
 4. Documentation from a college or university in Arkansas verifying that the applicant currently is enrolled as a full-time student;
 5. Documentation from any branch of the United States Military or the duty station or unit in Arkansas; and
 6. In the case of a child under 18, identification from a parent or legal guardian proving the parent or legal guardian qualifies as a "resident" under this Code.
- *Items marked with a * must have been issued at least 60 days prior to the license, permit, or tag application.
4. Additionally, to be eligible to be issued any of the following resident licenses, permits, or tags, an Arkansas resident must provide proof that he or she has qualified as a "resident" under this Code for at least the past 1 continuous year;
 1. All Non-Expiring Lifetime Licenses and Permits (Addendum D1.01);
 2. Resident Special Guide License (Code 03.14);
 3. Alligator Farmer/Dealer Permit (Code 33.01);
 4. Alligator Snapping Turtle Breeder/Dealer Permit (Code 34.02);
 5. Commercial Fisherman's Permit & Sportfishing License (Code 30.01);
 6. Commercial Fisherman's Helper Permit (Code 30.01);
 7. Junior/Senior Commercial Fishing Permit (Code 31.01);
 8. Resident Shell Taker/Seller's License (Code 31.01);
 9. Shell Taker Helper Permit (Code 31.01);
 10. Shell Buyer's License (Code 31.01);
 11. Resident Fish Dealer License (Code 31.01);
 12. Resident Roe Taker/Seller Permit (Code 30.17);
 13. Resident Roe Taker/Helper Permit (Code 30.17); and
 14. Resident Roe Buyer/Exporter Permit (Code 30.18)
 5. The Commission's director or his or her representative shall make the final determination as to whether a license, permit, or tag applicant qualifies as a "resident" under this Code.

ROUGH FISH – Gars, bowfin, bullhead catfish, common carp, Asian carp (grass carp, bighead carp, silver carp), suckers (including buffalo), drum, and yellow bass.

SEINE – A fishing net that hangs vertically in the water where the ends can be drawn together to entrap fish.

SEINING – The act of moving a seine by boat or human power to capture fish.

SELL OR SALE – To exchange or deliver for money or its equivalent; to offer for sale, barter, exchange, or trade; or the act of selling, bartering, consigning, exchanging, or trading.

SHELL BUYER – Anyone who buys mussels or mussel parts from a Taker. An agent purchasing for a licensed buyer is not a buyer.

SIMULATED WING MOVEMENT DECOY – Any electric, mechanically-operated, wind-

powered, or manually-powered apparatus or device that simulates wing movement, including any device that spins one or more fixed- or stationary-winged decoys around a central axis.

SMALLGAME – Furbearers, migratory game birds, quail, rabbit, and squirrel.

SNAG – To take fish or other aquatic animals using conventional rod-and-reel tackle by a repeated drawing motion rather than enticement by live bait or artificial lure, regardless of what terminal tackle is attached to the fishing line.

SNAGLINE – Commercial tackle consisting of a horizontal line with hooks or drops less than 24 inches apart.

SPORTFISH – See **GAME FISH**.

TACKLE – An apparatus or device used to take wildlife.

TAKE – To shoot, kill, injure, trap, net, snare, spear, catch, capture, or reduce to possession.

TAXIDERMY – The art of preparing, stuffing, or mounting wildlife and parts thereof.

TRAP OR TRAPPING – A device to catch and hold wildlife.

TROUT – Any members of the Salmonidae family including rainbow trout, brown trout, brook trout, lake trout, cutthroat trout, salmon, and char.

VESSEL – Every description of watercraft, other than a seaplane on the water, used or capable of being used as a means of transportation, including motorboats and personal watercraft.

WATERFOWL – All species of coots, ducks, geese, and swans.

WATERS OF THE STATE – All streams, lakes, ponds, sloughs, bayous, marshes, or any other waters either permanent or intermittent located wholly or partially within Arkansas.

Provided, however, “waters of the state” shall not include pay lakes and fish farms or any waters that are confined within a pond, tank, or lake, situated entirely on the premises of a single private owner and which, except under abnormal flood conditions, are not connected with any of other flowing stream or body of water that extends beyond the premises of such owner.

WILD – To be living in a state of nature and not domesticated.

WILDLIFE – All wild birds, mammals, fish, reptiles, amphibians, other wild aquatic forms, and all other wild animals, regardless of classification, whether resident, migratory or imported, protected or unprotected, dead or alive, and shall extend to and include any and every part of any individual species of wildlife, including animals living in a captive state.

WILDLIFE CHECK METHODS – The following are the official wildlife check methods:

1. The Commission's online deer, elk, bear, and turkey checking web site and mobile applications;
2. The Commission's online alligator checking website; and
3. The designated bear checking telephone number or the designated deer, bear, and turkey checking telephone number.

WILDLIFE MANAGEMENT AREA (WMA) – Designated areas owned or controlled by the Commission and distinguished by certain markers and considered a separate zone with


regard to wildlife regulations including: wildlife management area (WMA), waterfowl rest area (WRA), wildlife demonstration area (WDA), special use area (SUA), and state park-conservation area (SP-CA).

YOUTH –

1. For sections of this Code pertaining to big game, “youth” means any individual between the ages of 6 and 15 years old.
2. For all other sections of this Code, “youth” means any individual less than 16 years of age.

ZONE – An area defined by the Commission where hunting or fishing activities are regulated.

03.02 -- Fishing License Requirements

 apps.agfc.com/regulations/detail/4596025a-01dc-498b-bb32-1d2b87f9e4a3

[Update](#) [View Current Regulation](#)

Proposed Regulation

It is unlawful to fish in any manner in Arkansas without possessing on the person the appropriate Arkansas fishing license as provided herein:

1. Arkansas Resident (16 years of age and older) – Resident Fisheries Conservation License; Resident 3-Day Trip Fishing License; Lifetime Resident Combination Sportsman's License and Permit; Resident 65 Plus Lifetime Fishing License (or Resident 65 Plus Lifetime Combination License); Resident 65 Plus Annual Fishing License (or Resident 65 Plus Annual Combination License); Disabled Lifetime Fishing License (or Resident Disabled Lifetime Combination License); Resident Disabled Fishing 3-Year License (or Resident Disabled Combination 3-Year License); or Resident Disabled Military Veteran Lifetime Fishing License (or Resident Disabled Military Veteran Lifetime Combination License or Resident Disabled Military Veteran Lifetime Combination License and Permit).
2. Nonresidents (16 years of age and older) – Non-Resident Annual Fishing License; Non-Resident 3-Day Trip Fishing License or Nonresident 14-Day Trip Fishing License.
3. Persons must possess a valid Commercial Fishing Permit and Sportfishing License (CFS) to purchase tags for commercial tackle or to operate commercial tackle. A CFS holder may purchase a Helper Permit, which will allow the permitted helper to operate the CFS holder's tackle. Tackle tags may not be purchased with the Helper Permit. The Helper Permit does not confer sport-fishing rights.
4. Youths and individuals 65 years of age or older are required to purchase a Junior/Senior Commercial Fishing Permit.
5. In lieu of an Arkansas Nonresident Fishing License, Missouri resident fishing license holders, age 16 or older, are required to purchase a White River Border Lakes License (Addendum [H1.04](#)), in compliance with the White River Lakes License Agreement.

EXCEPTION: Persons fishing in put-and-take pay lakes licensed by the Commission.

PENALTY: Class 1

03.03 -- Resident Hunting License Requirements

 apps.agfc.com/regulations/detail/9c2a735f-c0d8-471e-b4a2-590330204462

[Update](#) [View Current Regulation](#)

Proposed Regulation

It is unlawful for a resident to hunt wildlife by any means in Arkansas without possessing on the person the appropriate Arkansas hunting license as provided herein:

1. To hunt alligator, deer, turkey, bear or elk, the hunter must have physical possession of a valid Arkansas hunting license. A temporary, internet license or a confirmation/authorization number from a telephone license order is not valid for hunting these species.
2. Arkansas Residents (16 years of age and older) – **Small Game:** Resident Wildlife Conservation License; Resident Sportsman's License; **Big Game:** Resident Wildlife Conservation License (permits residents to harvest one legal deer during any deer season); Resident Sportsman's License; **Furbearer (Hunting):** Any valid hunting license. **Furbearer (Trapping):** Any valid hunting license and a resident trappers permit. **All game:** Holders of the following licenses are entitled to hunt all game, except if taking waterfowl an Arkansas Resident Waterfowl Stamp, Federal Waterfowl Stamp, and Harvest Information Program (HIP) are required: Resident 65 Plus Lifetime Sportsman's Hunting License (or 65 Plus Lifetime Combination License); Resident 65 Plus Annual Hunting License (or Resident 65 Plus Annual Combination License); Resident Disabled Lifetime Sportsman's Hunting License (or Resident Disabled Lifetime Combination License) Resident Disabled Hunting 3-Year License (or Resident Disabled Combination 3-Year License); Resident Disabled Military Veteran Lifetime Hunting License; or Resident Disabled Military Veteran Lifetime Combination License. **All game:** Holders of the following license are entitled to hunt all game, including waterfowl with a Federal Waterfowl Stamp and Harvest Information Program (HIP): Lifetime Resident Combination Sportsman's License and Permit; or Resident Disabled Military Veteran Lifetime Combination License and Permit.

EXCEPTIONS:

1. Residents hunting on a licensed game bird shooting resort in compliance with regulations (Code [09.06](#)).
2. In compliance with Code [04.04](#) and Addendum [B1.14](#).

PENALTY: Class 1

26.25 -- Family And Community Fishing Program Restrictions

 apps.agfc.com/regulations/detail/fbbc18ba-da40-4a7b-96ba-60c32992c9e0

[Update](#) [View Current Regulation](#)

Proposed Regulation

1. FAMILY FISHING PROGRAM WATERS:

1. Chicot County – Lake Village Community Fishing Pond
2. Clay County – Mom’s Lake
3. Columbia County – Armory Pond
4. Craighead County – Craighead Forest Park Youth Fishing Pond
5. Drew County – Monticello High School Pond
6. Fulton County – Salem City Lake
7. Hempstead County – Mike and Janet Huckabee Youth Fishing Pond
8. Jefferson County – Pine Bluff Regional Park Youth Fishing Pond
9. Lawrence County – Walnut Ridge City Lake
10. Pulaski County – War Memorial Park Pond
11. Union County – Mattocks Park Lake

2. FAMILY FISHING PROGRAM RESTRICTIONS: The following restrictions apply to the Family Fishing Program Waters above:

1. Fishing is open only to youths or persons 65 years of age or older. All other properly licensed persons may fish if accompanied by a youth who is actively fishing. Fishing is also open to holders of any Resident Disabled License or Resident Disabled Military Veteran License that permits fishing. One licensed person may assist and fish with an actively fishing disabled fishing license holder;
2. Only hand-held rod or pole allowed;
3. Largemouth bass: catch and release only;
4. Catfish daily limit: 3;
5. Bream daily limit: 25;
6. Trout daily limit: 5;
7. Hybrid striped bass: 3;
8. Lakes open to electric trolling motors only; and
9. All other sportfishing daily limit: same as statewide.

3. COMMUNITY FISHING PROGRAM WATERS:

1. Baxter County – Amon’s Lake
2. Benton County – Lake Springdale, Lake Bentonville, Lake Keith
3. Clark County – Clear Lake

4. Craighead County – Arkansas State University Pond
 5. Crawford County – Van Buren Municipal Park Pond
 6. Crittenden County – Tilden Rodgers Park Pond
 7. Faulkner County - Conway Station Park Pond and Dr. James E. Moore Jr. Camp Robinson Firing Range
 8. Garland County – Family Park Pond and Entergy Park Pond
 9. Jefferson County – Martin Luther King Jr. Park Pond in Pine Bluff, White Hall Community Pond
 10. Lonoke County – Cabot Community Pond and Mike Freeze England Community Pond
 11. Miller County – Lake Dieffenbacher
 12. Pike County – John Benjamin Glenwood Community Pond
 13. Pope County – Pleasant View Park Pond
 14. Pulaski County – all lakes, ponds and streams managed by the City of Little Rock Parks and Recreation Department within the city limits of Little Rock, Community Center Pond, Cherrywood Lake, Lake Valencia, Little Rock Air Force Base Pond, North Little Rock City Park waters, Paradise Lake, Pinnacle Mountain State Park Pond, Sherwood Municipal City Pond, Willow Beach Park Pond
 15. Saline County – Sunset Lake
 16. Sebastian County – Carol Ann Cross Pond, Wells Lake, and Fort Chaffee
 17. Washington County – Murphy Park Pond
 18. White County – Bald Knob Community Pond and Searcy City Lake
 19. Yell County – Dardanelle City Park Ponds and Yell County Wildlife Federation Pond
4. COMMUNITY FISHING PROGRAM RESTRICTIONS: The following restrictions apply to the Community Fishing Program Waters above:
1. Only hand held rod or pole allowed;
 2. Largemouth bass: catch and release only;
 3. Catfish daily limit: 3;
 4. Bream daily limit: 25;
 5. Trout daily limit: 5;
 6. Hybrid striped bass: 3;
 7. Lakes open to electric trolling motors only; and
 8. All other sportfish daily limit: same as statewide.

PENALTY: Class 1

27.01 -- Trout Permit Requirements

 apps.agfc.com/regulations/detail/941eca15-6cc4-4eb1-8cb7-221e83b30df8

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Proposed Regulation

It is unlawful for persons 16 or older to keep trout from waters of the state or to fish without a valid trout permit on the following waters:

1. Beaver Lake Tailwater from Beaver Dam to the boundary signs at Houseman Access;
2. Lake Greeson Tailwater from Narrows Dam to Muddy Fork Road (low-water bridge);
3. Little Red River from Greers Ferry Dam to the Arkansas Highway 305 bridge;
4. North Fork of the White River downstream of Norfork Dam; and
5. White River from Bull Shoals Dam to the Arkansas Highway 58 bridge at Guion.

EXCEPTIONS:

1. In compliance with Chapter [36.00](#).
2. Persons possessing a Lifetime Resident Combination Sportsman's License and Permit or Resident Disabled Military Veteran Lifetime Combination License and Permit.
3. Persons possessing an Arkansas Trout Permit, Non-Resident Trout Permit, Resident Military Retiree Lifetime Trout Permit, Resident 65 Plus Lifetime Trout Permit, or Resident Disabled Military Veteran Lifetime Trout Permit.

PENALTY: Class 1