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October 23, 2019

Ms. Jacqueline Cowan
Office of the Arkansas Secretary of State
Rules & Regulation Filing
500 Woodlane Drive, Room 26
Little Rock, AR 72201

RE: Arkansas Game and Fish Commission Regulation Adopted on October 17, 2019

Dear Ms. Cowan:

Enclosed please find a hard copy of the Special Youth Waterfowl Hunt Restrictions, Veteran and Active-Duty Military Waterfowl, and Turkey Stamp Regulations, Financial Impact Statement, and Minute Order for the regulations adopted by the Arkansas Game and Fish Commission on October 17, 2019. The Commission respectfully requests that the regulations become effective ten (10) days from filing.

Kindly notify April Soman at april.soman@agfc.ar.gov to confirm receipt of the hard copies. Should you have any questions or comments concerning this filing, please do not hesitate to contact me at (501) 223-6327 at your convenience

Sincerely,

James F. Goodhart
General Counsel

JFG/as
Enclosures
cc: register@sos.arkansas.gov

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

John Thurston

Little Rock, Arkansas 72201-1094

www.sos.arkansas.gov



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: D1.01 - Licenses, Permits, Stamps, Tags, Costs, and Expiration Dates

Date _____

Legal Notice Published September 15, 2019

Final Date for Public Comment October 17, 2019

Reviewed by Legislative Council	NA
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Adopted by State Agency October 17, 2019

April M. Soman

April.Soman@agfc.ar.gov

Oct. 23, 2019⁺

E-mail Address

Date

I Hereby Certify That The Attached Rules Were Adopted

[illegible]

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.

James F. Moorhead

501-723-6327 James. Goodman@aafc.ar.arv
Phone Number Signature E-mail Address

General Counsel
Title

October 23, 2019

Date _____

D1.01 -- Licenses, Permits, Stamps, Tags, Costs, And Expiration Dates

Approved Regulation

SPORT FISHING:

NAME	CODE	COST	EXP. DATE
Alligator Gar Fishing Permit	AGP	Free	Dec. 31
Resident Fisheries Conservation License	FSH	\$10.50	**
Resident 3-Day Trip License	RT3	\$6.50	*
Resident Disabled Fishing 3-Yr License	RDF	\$10.50	+
Resident Disabled Combination 3-Yr License	RDC	\$35.50	+
Non-Resident Annual Fishing License	NRF	\$50	**
Non-Resident 7-Day Trip Fishing License	NT7	\$25	*
Non-Resident 3-Day Trip Fishing License	NT3	\$16	*
Arkansas Trout Permit	TPR	\$10	**
Non-Resident Trout Permit	TPN	\$20	**
White River Border Lakes License	WRL	\$10	**
Resident Guide License/Fishing	GLF	\$25	**
Non-Resident Guide License/Fishing	GNF	\$150	**
Resident 65 Plus Annual Fishing License	PAF	\$3.50	**

SPECIAL AND COMMERCIAL FISHING:

NAME	CODE	COST	EXP. DATE
Hoop Nets (with or w/o leads), Turtle Nets	HN	\$4	Dec. 31
Slat Traps and Fiddler Nets	FS	\$12.50	Dec. 31
Commercial Trotlines (inc. snaglines, throw-lines, limb lines, set hooks) per 100 ft.	TL	\$5	Dec. 31
Box Traps Turtle Trap	TT	\$2	Dec. 31
Commercial Tackle (Seine, Trammel and Gill Nets) 100 yds. or fractional part thereof per tag	SNS	\$15	Dec. 31
Commercial Fisherman's Permit and Sportfishing License	CFS	\$25	Dec. 31
Commercial Fisherman's Helper Permit	CFH	\$25	Dec. 31
Junior/Senior Commercial Fishing Permit	JSC	\$14.50	Dec. 31
Alligator Farmer/Dealer Permit	AFP	\$200	June 30
Alligator Tags		\$4	June 30
Alligator Snapping Turtle Breeder/Dealer Permit	AST	\$100	June 30
Aquatic Turtle Harvest Permit	THP	\$100	Dec. 31
Aquatic Turtle Harvest Helper Permit	TH	\$50	Dec. 31

NAME	CODE	COST	EXP. DATE
Junior Aquatic Turtle Harvest Permit	JTH	\$25	Dec. 31
Aquatic Turtle Dealer Permit	TDR	\$250	Dec. 31
Non-Resident Aquatic Turtle Dealer Permit	TDN	\$500	Dec. 31
Aquatic Turtle Farmer Permit	TBP	\$100	Dec. 31
Resident Shell Taker and Seller	STS	\$100	Dec. 31
Shell Taker Helper Permit	SH	\$100	Dec. 31
Shell Buyer	SBR	\$1,000	Dec. 31
Non-Resident Shell Buyer	SBN	\$2,000	Dec. 31
Shell Buyer's Agent Permit	SA	\$100	Dec. 31
Resident Fish Dealer	MD	\$10	Dec. 31
Non-Resident Fish Dealer	FDN	\$250	Dec. 31
Minnow Dealer Tackle (Minnow, Seine, Traps or Lifts)	MS	\$5	Dec. 31
Fish Farm Health Inspection Permit	VHS	\$200	+++
Fish Farmer (Aquaculturist) Permit	FF	\$25	Dec. 31++

NAME	CODE	COST	EXP. DATE
Bull Frog Permit (Must have valid Fish Farmer Permit)	BP	\$25	Dec. 31
Resident Roe Taker/Seller Permit	RTS	\$500	Dec. 31
Resident Roe Taker/Helper Permit	RH	\$100	Dec. 31
Resident Roe Buyer/Exporter Permit	RBE	\$1,000	Dec. 31
Non-Resident Roe Buyer Permit	RBN	\$2,000	Dec. 31
Commercial Facility Operator's Permit	BDN	\$25	Dec. 31
Private Boat House/Irrigation (Single)	BHS	\$30	Dec. 31
Private Pier/Irrigation	DPS	\$30	Dec. 31
Irrigation Permit	IP	\$30	Dec. 31
Put and Take Pay Lake	PLO	\$150	Dec. 31
Venomous Reptile Possession Permit	VRP	\$75	June 30
Scientific Collection Permit	SCP	Free	*****
Conservation Education Permit	CEP	Free	June 30

HUNTING LICENSE AND PERMITS:

NAME	CODE	COST	EXP. DATE
Deferred Hunter Education	DHE	Free	*
Resident Wildlife Conservation License	HNT	\$10.50	June 30
Resident Sportsman's Permit	RS	\$25	June 30
Resident Disabled Hunting 3-Yr License	RDH	\$25	+
Resident Disabled Combination 3-Yr License	RDC	\$35.50	+
Non-Resident Annual All Game License	NBG	\$350	June 30
Non-Resident 5-Day All Game License	AG5	\$180	*
Non-Resident 3-Day All Game License	AG3	\$125	*
Non-Resident 1-Day All Game License	AG1	\$55	*
Non-Resident Annual Small Game License	NRH	\$110	June 30
Non-Resident 5-Day Small Game License	SG5	\$70	*
Non-Resident Trappers Permit	NFT	\$125	June 30
Private Lands Elk Permit	PLE	\$5	****
Arkansas Resident Waterfowl Stamp	DSR	\$7	June 30
Arkansas Non-Resident Waterfowl Stamp	DSN	\$35	June 30
Arkansas Quail Stamp (Voluntary only)	QS	\$4.50	June 30
Arkansas Turkey Stamp (Voluntary only)	TS	\$9.50	June 30

NAME	CODE	COST	EXP. DATE
Resident 65 Plus Annual Sportsman's Hunting License	PAH	\$3.50	June 30
WMA General Use Permit	WMP	Free	June 30
AGFC Leased Lands Permit (Hunting, Trapping and Camping):			
Casey Jones WMA	LCJ	\$40	**
Big Timber WMA	LBT	\$40	**
Cherokee WMA	LCH	\$40	**
Gum Flats WMA	LGF	\$40	**
Howard County WMA	LHC	\$40	**
Provo WMA	LPR	\$40	**
Lafayette County WMA	LLC	\$40	**
Lake Greeson WMA	LLG	\$40	**
Jack Mountain WMA	LJM	\$40	**
Jim Kress WMA	LJK	\$40	**
Falconry Permit Apprentice	FPA	\$25	June 30
Falconry Permit General	FPG	\$25	June 30
Falconry Permit Master	FPM	\$25	June 30
Resident Guide License/Hunting	GLH	\$25	June 30
Non-Resident Guide License/Hunting	GNH	\$150	June 30
Resident Special Guide License	GLS	\$150	June 30

NAME	CODE	COST	EXP. DATE
Non-Resident WMA Waterfowl Hunting Permit (5-day trip) (Code <u>24.09</u>)	NW5	\$30.50	June 30

HUNTING COMMERCIALIZATION:

NAME	CODE	COST	EXP. DATE
Resident Trappers Permit	TP	Free	June 30
Resident Fur Dealer	FD	\$50	June 30
Non-Resident Fur Dealer	NFD	\$100	June 30
Game Bird Shooting Resort Permit	CSR	\$250	June 30
Commercial Wildlife Hunting Resort Permit	CHR	\$600	June 30
Wildlife Breeder/Dealer Permit	WBD	\$75	June 30
Wildlife Importation Permit	WTP	\$50	June 30
Mountain Lion Permit	MLP	\$50	June 30
Live Fox and Coyote Permit	FCP	\$25	June 30

LIFETIME LICENSE:

NAME	CODE	COST	EXP. DATE
Resident Military Retiree Lifetime Fishing License	MRF	\$10.50	Non-Expiring
Resident Military Retiree Lifetime Hunting License	MRH	\$25	Non-Expiring
Resident Military Retiree Lifetime Combination License	MRC	\$35.50	Non-Expiring

NAME	CODE	COST	EXP. DATE
Resident Military Retiree Lifetime Waterfowl Permit	MRD	\$7	Non-Expiring
Resident Military Retiree Lifetime Trout Permit	MRT	\$10	Non-Expiring
Resident 65 Plus Lifetime Fishing License	PLF	\$10.50	Non-Expiring
Resident 65 Plus Lifetime Sportsman's Hunting License and Permit	PLH	\$25	Non-Expiring
Resident 65 Plus Lifetime Combination License	PLC	\$35.50	Non-Expiring
Resident 65 Plus Lifetime Waterfowl Permit	PLD	\$7	Non-Expiring
Resident 65 Plus Lifetime Trout Permit	PLT	\$10	Non-Expiring
Lifetime Resident Combination Sportsman's License and Permit	LSP	\$1,000	Non-Expiring
Resident Disabled Military Veteran Lifetime Fishing License	VLF	\$1.50	Non-Expiring
Resident Disabled Military Veteran Lifetime Hunting License	VLH	\$1.50	Non-Expiring
Resident Disabled Military Veteran Lifetime Combination License (includes Hunting and Fishing only)	VLC	\$3	Non-Expiring
Resident Disabled Military Veteran Lifetime Waterfowl Permit	VLD	\$7	Non-Expiring
Resident Disabled Military Veteran Lifetime Trout Permit	VLT	\$10	Non-Expiring

NAME	CODE	COST	EXP. DATE
Resident Disabled Military Veteran Lifetime Combination License and Permit (includes Hunting, Fishing, Trout, and Waterfowl)	VLL	\$52.50	Non-Expiring

COMBINATION LICENSE:

NAME	CODE	COST	EXP. DATE
Resident 65 Plus Annual Combination License	PAC	\$4.50	June 30
Resident Combination License	CS	\$35.50	June 30

*Good from requested day of issue for period of license.

**Good for 1 year from date of purchase.

****Expires when the zone quota has been reached (Addendum [A1.09](#)).

*****Good for that season only.

*****Good for 1year from date of issuance.

+Good for 3 years from date of purchase.

++Fee applies to initial purchase. No fee for annual renewal.

+++Permit is annual permit issued in 26-month intervals.

FINANCIAL / ECONOMIC IMPACT STATEMENT

PLEASE ANSWER ALL QUESTIONS COMPLETELY

(Attach additional pages if needed)

DEPARTMENT: Arkansas Game & Fish Commission

DIVISION: Wildlife Management

PERSON COMPLETING THIS STATEMENT: Sandra Garrett

TELEPHONE #: 501-223-6435 **FAX #:** 501-223-6452 **EMAIL:** Sandra.garrett@agfc.ar.gov

SHORT TITLE OF THIS RULE: Veteran/Active military waterfowl hunt, voluntary turkey stamp

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.

Current Fiscal Year

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

Next Fiscal Year

General Revenue	\$
Federal Funds	\$
Cash Funds	\$
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: \$ 0

Next Fiscal Year: \$ 0

Party Subject to Rule: Active Military/Veterans

Effect on Party Subject to Rule: 2 extra days to hunt

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: \$ 0

Next Fiscal Year: \$ 0

Financial Benefit to Agency: none

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:

7. Compare this rule with federal and state counterparts: Federal started AGFC is complying

ARKANSAS GAME AND FISH COMMISSION
Little Rock, Arkansas

MINUTE ORDER NO:	<u>19-070</u>	SUBJECT:	<u>Youth, Veterans/Active-Duty Military</u>
DATE PASSED:	<u>October 17, 2019</u>		<u>Waterfowl, Turkey Stamp Regulations</u>
PAGE <u>1</u> of <u>1</u> PAGES		LOCATION:	<u>Statewide</u>

WHEREAS, the Arkansas Game and Fish Commission and its staff have proposed the attached regulations to amend miscellaneous wildlife regulations, including for: amending Special Youth Waterfowl Hunt conditions; establishing season dates and limits for a new Veterans and Active-Duty Military Waterfowl Hunt; and establishing a new voluntary Turkey 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 the Director and AGFC 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 17th day of October 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: 
Brad Carner
Chief

Division: Wildlife Management

Approved: 
Director

Approved: 
Legal

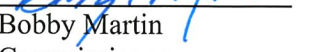
Approved: 
Fiscal

COMMISSION APPROVAL

 
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