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## Arkansas Game and Fish Commission

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December 4, 2019

Ms. Jacqueline Cowan  
Arkansas Secretary of State, Rules & Regulation Filing  
500 Woodlane Drive, Room 26  
Little Rock, AR 72201  
*Via email only:* [register@sos.arkansas.gov](mailto:register@sos.arkansas.gov)

RE: Legal Notice for Proposed Rules or Regulations – January 2020 meeting

Dear Ms. Cowan:

Attached please find for filing and immediate publication on the Secretary of State's website the following:

Legal Notice for upcoming Commission Meetings to be held on January 15-16, which will run in the Arkansas Democrat-Gazette on December 8, 9, and 10, 2019.

Attached is the referenced AGFC Point System and Administrative License Suspension Process proposal that will be reviewed by the Commission at the upcoming meeting.

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

Cc: Ms. Barbara Brown, Bureau of Legislative Research  
[brownb@blr.arkansas.gov](mailto:brownb@blr.arkansas.gov)

## LEGAL NOTICE

The regular monthly meeting of the Arkansas Game and Fish Commission will be held beginning at 9:00 a.m. Thursday, January 16, 2020, at the Little Rock Office Complex, 2 Natural Resources Drive, Little Rock, AR 72205. At that time, regulations and business pertaining to the operation of the Game and Fish Commission and other fiscal and administrative matters will be considered and acted upon, and all interested persons are invited to attend. Additionally, Committee meetings attended by Commissioners and agency staff members will be held throughout the day on Wednesday, January 15, 2020, beginning at 9:00 a.m. at the same location, and all interested persons are invited to attend.

Items on the agenda for the January 16, 2020, meeting will include discussion of proposed regulations that previously were considered at the November 20-21, 2019, Commission Meetings, plus consideration of various Hunting and Fishing Regulations and regulations pertaining to the Enforcement Division of the Arkansas Game and Fish Commission, including, but not limited to:

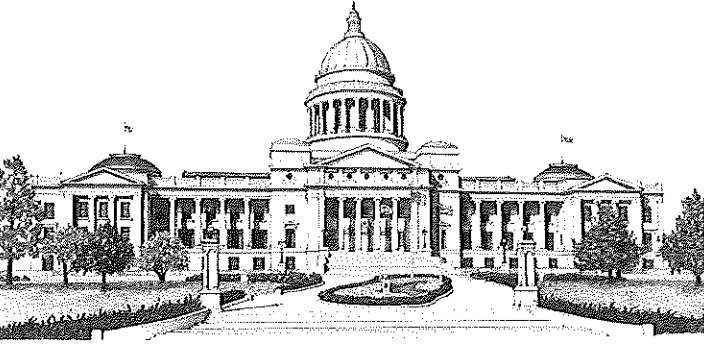
**Code Amendments for AGFC Point System and Administrative License Suspension Process** – Revise existing regulations pertaining to the AGFC Point System and administrative license suspension process, including, but not limited to:

- Add statement of express intent of the AGFC Point System and administrative license suspension civil process;
- Clarify the timing when points begin to take effect, and that points will remain viable for accumulation and tracking for 5 years;
- Revise point ranges for existing suspension thresholds (1, 2, 3, and 5 years) plus eliminate lifetime suspension and replace with 7-year suspension;
- Revise conditions of license suspension to include ineligibility to apply for any Commission permit hunts during the period of suspension, with limited exception for an owner of a private inholding to apply for WMA Hunting Permits for use only by persons who possess a valid hunting license;
- Clarify that all suspensions shall run consecutively;
- Identify contents of license suspension notice letter and designate methods for delivery of suspension and hearing notice letters;
- Require individuals who request a hearing to remain accountable for identifying proper contact information throughout the proceedings;
- Designate that all hearings be conducted in-person at the Commission's main headquarters, except if necessary for compelling reasons demonstrated in writing at the time the request for hearing is submitted;
- Allow the Administrative Hearing Officer to: reduce the suspension term by up to ½ when certain conditions are satisfied; designate the start-date for running a suspension; and, where reduction of the suspension term is granted, require completion of hunter education, boater education, or both;
- Identify relevant look-back period to be within last 15 years for any previous license suspension; and
- Clarify that once a license suspension is issued, it will continue in effect during any appeal unless a court orders a "stay".

All persons wishing to be heard on these subjects should submit comments in writing to this office before the start of the January 16, 2020, meeting (preferably by 4:30 p.m. on the day before). Any request to make an oral presentation at the meeting should be submitted in writing to this office on or before January 6, 2020. Copies of any proposed rules or regulations may be obtained at the Arkansas Game and Fish Commission main office, at [www.agfc.com](http://www.agfc.com), or through a written request mailed to the address below.

PAT FITTS, DIRECTOR  
Arkansas Game & Fish Commission  
Game & Fish Commission Building  
2 Natural Resources Drive  
Little Rock, Arkansas 72205

# ARKANSAS REGISTER



## Proposed Rule Cover Sheet

Secretary of State  
John Thurston  
500 Woodlane, Suite 026  
Little Rock, Arkansas 72201-1094  
(501) 682-5070  
[www.sos.arkansas.gov](http://www.sos.arkansas.gov)



Name of Department Legal Division

Agency or Division Name Arkansas Game & Fish Commission

Other Subdivision or Department, If Applicable \_\_\_\_\_

Previous Agency Name, If Applicable \_\_\_\_\_

Contact Person April M. Soman

Contact E-mail April.Soman@agfc.ar.gov

Contact Phone 501-223-6327

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Name of Rule AGFC Point System and Administrative License Suspension Process

Newspaper Name Arkansas Democrat Gazette

Date of Publishing December 8, 9, and 10, 2019

Final Date for Public Comment January 16, 2020

Location and Time of Public Meeting 2 Natural Resources Drive, Little Rock, AR 72205, 9:00 am