

# ARKANSAS REGISTER

## Transmittal Sheet

Use only for FINAL and EMERGENCY RULES



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



**For Office  
Use Only:**

Effective Date \_\_\_\_\_ Code Number \_\_\_\_\_

Name of Agency \_\_\_\_\_

Department \_\_\_\_\_

Contact \_\_\_\_\_ E-mail \_\_\_\_\_ Phone \_\_\_\_\_

Statutory Authority for Promulgating Rules \_\_\_\_\_

**Rule Title:** \_\_\_\_\_

**Intended Effective Date**  
(Check One)

**Date**

Emergency (ACA 25-15-204)      Legal Notice Published ..... \_\_\_\_\_

10 Days After Filing (ACA 25-15-204)      Final Date for Public Comment ..... \_\_\_\_\_

Other \_\_\_\_\_      Reviewed by Legislative Council ..... \_\_\_\_\_  
(Must be more than 10 days after filing date.)

Adopted by State Agency ..... \_\_\_\_\_

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

Contact Person

E-mail Address

Date

### CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted

~~XX~~

**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.**

Signature

Phone Number

E-mail Address

Title

Date

## **F1.05 Wildlife Rehabilitation Permit Requirements**

### **A. Eligibility and Application Requirements:**

1. A Wildlife Rehabilitation Permit applications must comply with the following:
  - i. The applicant must be at least 18 years old and shall not have been convicted of, or entered a plea of guilty or nolo contendere for, violating any federal, state or municipal law governing captive wildlife, illegal appropriation or commercialization of wildlife, or cruelty to animals within 5 years of the application date.
  - ii. The applicant shall be a resident of Arkansas with a bona fide or actual residence within the state.
  - iii. The applicant shall provide to the Commission, in writing, proof from the county judge or sheriff and any municipal planning commission or board with jurisdiction, stating that the applicant's facility shall be in compliance with all local ordinances.
  - iv. An application for the permit shall be submitted on a form supplied by the Commission.
  - v. Applications will include the signature, address and phone number of a licensed veterinarian who will assist the applicant by providing consulting and referral services regarding animal rehabilitation and treatment.
2. General Class Wildlife Rehabilitation Permits may be issued based upon documented applicant experience in accordance with one of the following methods:
  - i. Persons who submit written documentation (on a form supplied by the Commission) of at least two years of experience in the care of sick, injured, orphaned or otherwise impaired wildlife obtained in accordance with an Apprentice Class Wildlife Rehabilitation Permit. Such documentation must include a description of the specific training or experience acquired, and the dates and locations where acquired. The applicant also shall submit a reference from a permitted rehabilitator based upon personal knowledge. Additional documentation may consist of records of prior permits for rehabilitation issued by other states or the U.S. Fish and Wildlife Service, employment records of wildlife rehabilitative facilities, training course certificates, or other documentation of experience.
  - ii. Persons who held a General Class (or equivalent) rehabilitation permit issued by the Commission or any other state within the last five years.
  - iii. Wildlife rehabilitators certified by the International Wildlife Rehabilitation Council who submit a reference from a permitted General Class rehabilitator based upon personal knowledge.
3. Apprentice Class Wildlife Rehabilitation Permit applicants shall meet all the eligibility and application requirements of Addendum [F1.05\(A\)\(1\)](#) and shall have a sponsor with a current General Class Wildlife Rehabilitation Permit.

### **B. Permit Requirements:**

1. Wildlife shall be cared for at the location listed in the Wildlife Rehabilitation Permit. This limitation shall not prevent the temporary care of wildlife at a medical facility under the supervision of a licensed veterinarian for the purposes of stabilizing, diagnosing, providing specialized treatment, or humanely euthanizing wildlife in coordination with a licensed rehabilitator.
2. Apprentice class wildlife rehabilitators under the supervision of a general class wildlife rehabilitator may possess or care for no more than 20 baby opossums or six other individual animals at a time.
- 3.

Wildlife undergoing rehabilitation or medical treatment shall not be hunted, bred or displayed to the public.

4. Rehabilitated native wildlife shall be released at a time and into a habitat suitable to sustain it in, or adjacent to, the county in which it was captured. Wildlife shall not be released within the limits of any incorporated city or town and shall be released in compliance with any local regulations.
  5. When a wild animal cannot be rehabilitated to a condition appropriate for release, that animal should be humanely euthanized by an acceptable method set forth by the International Wildlife Rehabilitation Council/National Wildlife Rehabilitators Association's current "Minimum Standards for Wildlife Rehabilitation" or permanently, physically impaired animals may be transferred to a holder of a Commission Conservation Education Permit with the approval of the Chief of Wildlife Management or his or her designee.
  6. Rehabilitators may provide routine care and basic first aid; other medical treatments should be given under the direction of a licensed veterinarian with a valid veterinary client-patient relationship.
  7. Animals that die from causes other than contagious disease while in the custody of the permittee shall be disposed of in accordance with local or state laws or be offered to a museum, university, or other educational facility.
  8. Animals diagnosed with a contagious disease must be reported to the Commission within 48 hours. Animals that die of contagious disease must be destroyed in a manner that does not allow the spread of the disease to other animals or humans.
  9. Permittees receiving any species classified as endangered or threatened shall notify the Little Rock office of the Commission's Wildlife Management Division within 48 hours of the receipt of the animal.
  10. Permittees shall not require a fee associated with wildlife rehabilitation services or for the pick-up, delivery or acceptance of sick, injured, orphaned or otherwise impaired wildlife. This limitation shall not apply to professional fees charged by a licensed veterinarian for treatment or other services requested by a permitted wildlife rehabilitator. This regulation does not in any way prohibit nor discourage the public from making voluntary donations to rehabilitators for animal care and facility maintenance.
  11. Permittees are not agents of the Commission and may not represent themselves as such.
  12. Rehabilitation facilities shall comply with the International Wildlife Rehabilitation Council/National Wildlife Rehabilitators Association's "Minimum Standards for Wildlife Rehabilitation."
  13. Reserved.
  14. Permittees shall not maintain other native wild animals as personal pets except for those kept in accordance with Addendum [F1.05\(B\)\(6\)](#) or without specific authorization from the Chief of Wildlife Management.
  15. No Wildlife Rehabilitation Permit will be issued for the rehabilitation of cervid species (i.e. white-tailed deer or elk) or black bears.
- C. Reporting and Record Keeping:
1. All permit holders shall maintain a log of each animal taken into custody. The log shall include the date the animal was received, county of origin, treatment, condition and disposition, and shall be subject to inspection by Commission personnel at any reasonable time.
  2. Permit holders shall submit annual reports (January 1 - December 31) on a form provided by the Commission. Annual reports shall be due January 31.
- D. Facility and Caging Requirements:
1. All wildlife shall be kept in pens/cages that meet the "Basic Requirements for Housing Wild Animals and Minimum Housing Guidelines" set forth by the

current International Wildlife Rehabilitation Council/National Wildlife Rehabilitators Association's "Minimum Standards for Wildlife Rehabilitation" unless otherwise authorized by the Commission.

2. Wildlife possessed in captivity shall be maintained in enclosures, pens, or cages that are strong enough to prevent escape and protect them from injury.
3. Cages, fencing, and guardrails shall be kept in good repair at all times and gates shall be secured with latches or locks. Enclosures, pens, or cages considered unsafe by Commission personnel must be repaired within 10 days of inspection or as specified by the Commission.
4. Permit holders whose facilities, including enclosures, pens, and cages, are not in compliance with this addendum chapter shall be notified in writing and shall have 10 days to correct the violation.
5. If the violation has not been corrected in 10 days, the Commission may revoke any permit and refuse to issue future permits. Permit revocation or refusal shall be in addition to any criminal charges that may be filed.

E. Inspection:

1. Holders of a Wildlife Rehabilitation Permit shall allow entry, at reasonable hours, to Commission employees or agents to inspect the wildlife, facilities, books, records, or permits required by the permit.
2. Permit holders shall hold the captive wildlife in suitable pens and restrain them for inspection, at a reasonable time, when requested to do so by Commission employees or agents.
3. Commission employees may immediately relocate wildlife that is being given improper care or being kept in inhumane or unhealthy conditions.

F. Renewal, Transfer, Suspension, and Revocation:

1. Wildlife Rehabilitation Permits shall expire January 31 each year. Permits may be renewed following receipt and approval by the Commission of a permit renewal application, and an annual report for the previous calendar year in accordance with Addendum [F1.05\(C\)\(2\)](#).
2. Permits may be revoked or not renewed for violation of the terms of this permit, failure to continue to meet the initial eligibility and application requirements of this permit, violation of the Commission Code, or upon conviction of associated regulations of the U.S. Fish and Wildlife Service.
3. Permit holders shall be notified in writing of such violations and shall have 20 days to respond with just cause as to why their permit should not be suspended or revoked.
4. If just cause has not been given in 20 days, the Commission may suspend or revoke any permit held by the violator and refuse to issue future permits. Additionally, criminal charges may be filed.
5. Upon revocation, the permit holder must legally remove all captive wildlife within the time designated in the revocation, not to exceed 60 days, and failure to do so shall result in the Commission taking action, per Commission policy, at the permit holder's expense.

**Arkansas Game and Fish Commission**  
Little Rock, Arkansas

MINUTE ORDER NO:	20-021	SUBJECT:	2020-2021 General Hunting
DATE PASSED:	May 21, 2020		Regulations Approval
PAGE <u>1</u> of <u>1</u> PAGES		LOCATION:	Statewide

---

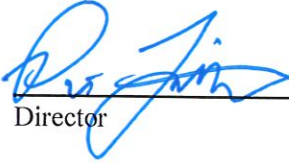
**WHEREAS,** the Arkansas Game and Fish Commission and its staff have proposed the attached regulations for 2020-2021 Hunting Seasons, including game seasons, bag limits, geographic zones, wildlife management areas, boating access, weapon restrictions, captive wildlife, and manner-of-taking-game requirements for alligator, bear, deer, elk, furbearing animals, quail, rabbit, squirrel, turkey, dove, waterfowl, and other game species; **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 Commission staff, 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 21st day of May 2020, 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.

	<u>STAFF APPROVAL</u>	<u>COMMISSION APPROVAL</u>
Submitted by:	Brad Carner Chief	<u>Ken Reeves</u> Ken Reeves by C.C. Chairman
Division:	Wildlife Management	<u>Stan Jones</u> Stan Jones by C.C. Commissioner
Approved:	 Director	<u>Andrew Parker</u> Andrew Parker by C.C. Vice Chairman
Approved:	Legal	<u>J.D. Neeley</u> J.D. Neeley by C.C. Commissioner
Approved:	Fiscal	<u>Joe Morgan</u> Joe Morgan by C.C. Commissioner
		<u>Bobby Martin</u> Bobby Martin by C.C. Commissioner

**FINANCIAL/ECONOMIC IMPACT STATEMENT**

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

**DEPARTMENT:** Arkansas Game and Fish Commission

**DIVISION:** Wildlife Management

**PERSON COMPLETING THIS STATEMENT:** Mark Hutchings/Matthew Warriner

**TELEPHONE #:** 501-223-6352 **FAX #:** 501-223-6452

**EMAIL:** mark.hutchings@agfc.ar.gov / matthew.warriner@agfc.ar.gov

**SHORT TITLE OF THIS RULE:** 2020-2021 Hunting, WMA, Captive Wildlife and Miscellaneous Regulation Proposals.

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

2. Do you believe that the development of a financial impact statement is so speculative as to be cost prohibitive? Yes: X No: If "Yes," please explain: the financial impact of many of the regulation changes is not easily quantifiable due to the nature of the proposed changes.

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

Amend existing and adopt new regulations including:

- Adopt a quota system for alligator hunting on private lands - Alligator Zones 1, 2 and 3
- Increase bear quota in Bear Zone 1 (Ozarks) from 340 to 500
- Reduce the Public Land Elk Quota by 3 either sex and 3 antlerless permits
- Reduce the Private Land Elk Quota from 12 bulls to 10 bulls and from 40 antlerless elk to 25
- Require all Deer, Turkey, Bear, Alligator, and Elk to be checked within 12 hours from the time of harvest

- Require all hunters (including youth) to obtain a Customer Identification Number (CID) in order to check game or apply for permit hunts
- Simplify turkey regulations by reducing the number of turkey zones from 18 to 2 zones (by county)
- Restrict the harvest of bearded hens
- Reduce bag limits for wild turkeys on all Wildlife Management Areas from 2 to 1 legal turkey
- Allow hunters to harvest only 1 turkey during the first seven days of the season and establish a 1 bird bag limit during the special youth turkey hunt.
- Move turkey season to the third Monday in April, and extend season length in proposed Zone 2 to 21 days with a 2 bird bag limit. Proposed Zone 1 will retain the conservative 9 day season and 1 bird bag limit.
- Create a youth and regular permit turkey hunt on Devil's Eyebrow Natural Area
- Create a new youth permit turkey hunt on Shirey Bay Rainey Brake WMA
- Combine Deer Zones 8 and 8A
- Combine Deer Zones 1A, 6, and 6A
- Combine Deer Zones 4 and 4B and align modern gun deer season with zone 4B (extending from 2 days to 9 days)
- Combine Deer Zones 5 and 5B and align modern gun deer season with Zone 5B (extending from 4 days to 9 days)
- Increase bag limits for Deer Zones 3,6,6A,7,8,8A,10,11, and 13 from 4 deer to 5 deer
- Reduce the aggregate bag limit in Deer Zone 12 and Deer Zone 17 from six deer to five deer
- Create a new muzzleloader deer hunt at Bell Slough WMA
- Create a new modern gun mobility impaired hunt for deer and bear on Bearcat Hollow WMA
- Change the current December Special Modern Gun Youth Hunt on Bearcat Hollow WMA to a regular three day muzzleloader hunt
- Add a new Modern Gun Youth Permit Hunt on Stone Prairie WMA (to coincide with statewide youth season)
- Remove permit requirements for youth deer hunts on Ed Gordon and Hope Upland WMAs
- Open a new Youth Deer Hunt on the following 18 WMAs: Bell Slough, Benson Creek Natural Area, Cattail Marsh, Cut Off Creek, Dr. Lester Sitzes III Bois D' Arc, Earl Buss Bayou De View, Ethel, George H. Dunklin Jr. Bayou Meto, Henry Gray Hurricane Lake, McIlroy Madison County, Rex Hancock Black Swamp, Ring Slough, Robert L. Hankins Mud Creek, Scott Henderson Gulf Mountain, Sheffield Nelson Dagmar, Two Bayou Creek, Village Creek and Whitehall
- Move the current Private Lands Antlerless-only Modern Gun Hunt from the 2<sup>nd</sup> weekend in October to December, and reduce it from a 5 day hunt to a 3 day hunt (Dec. 29-31) statewide
- Clarify that a lesser weapon may be used during the private land antlerless modern gun deer hunt. Hunter orange still required and only one weapon of choice allowed
- Increase the number of days antlerless deer may be taken on Piney Creeks and Sylamore WMAs and change the bag limit on Muddy Creek and Mt. Magazine WMAs to allow one antlerless deer with muzzleloader or one antlerless first two days of modern gun season.

- Move the Modern Gun Deer Permit Hunt on Cypress Bayou WMA from the fourth Friday in November to the second Saturday in November for 5 days
- Provide an annual Disabled Veterans Modern Gun Hunt on Longview Saline and Warren Prairie WMAs
- Add Independence and Jackson County to the CWD Management Zone
- Remove antler restrictions on the following WMAs in Independence and Jackson Counties to comply with CWD Management Zone regulations: Cherokee, Foushee Cave, Jamestown, and Village Creek WMAs
- Open Wylie Cox Field trial Area (140 ac.) on Ed Gordon Point Remove WMA by removing SUA status and adjust the regulations to be consistent with the remainder of the WMA.
- Create a new leased land WMA at Winona to be named Cedar Mountain WMA.
- Include Camp Robinson WMA in the spinning wing decoys restrictions
- Clarify that an electric bicycle is considered a motorized vehicle and must adhere to motorized vehicle restrictions on WMAs
- Remove firewood restrictions on all Commission-owned WMAs
- Open Bobcat, coyote, and fox hunting with shotguns and rimfire rifles at Little Bayou and Crossett Experimental Forest WMAs
- Allow for applications for new fur dealer permits to be denied if they failed to provide a report the previous year.
- Move the last day of muskrat trapping season from March 31 to February 28
- Change furbearer ammunition restrictions on private lands to only apply to raccoon, opossum, and bobcat being hunted at night.
- Require holders of a wildlife depredation or predator control permit and their designees, to purchase a valid hunting license.
- Exclude bats from the list of species that can be killed when a nuisance except for when rabies testing is needed.
- Add the Little Brown Bat (*Myotis Lucifgus*) as a state listed endangered species.
- Edit some of the wording in the season dates for code clarification and correction of errors made during the electronic conversion of codebook.
- Add USFWS Special Purpose Abatement requirements to falconry code.
- Remove 7 species of federally protected birds from the exceptions list of birds that are not protected
- Allow non-resident falconers with a non-resident hunting license to apply for an Arkansas Passage Peregrine Falcon Permit. Also update the falconry data entry website to new web address.
- Increase Quail Habitat Stamp price from \$4.50 to \$9.50
- Re-establish the annual dove season opening date as the first Saturday in September
- Clarify dates for non-resident waterfowl hunters on WMAs
- Reduce the Scaup daily limit from 2 to 1
- Propose two options for white-fronted goose season; either 74 days (current structure) with a 3 bird bag limit or 88 days with a 2 bird bag limit
- Clarify that the Salt ditches on Bayou Meto WMA adhere to Common Restriction A.
- Implement permitted waterfowl hunting on the Red Cut Slough tract at Cypress Bayou WMA during the regular duck season.
- Allow all day waterfowl hunting on WMAs on the last day of regular duck season and



during the special youth/veteran waterfowl hunts.

- Modify Common Restriction A to restrict boat access all day on 21 WMAs for 5 days before waterfowl season and during waterfowl splits. Add Cypress Bayou WMA and 5 additional water bodies on Petit Jean River and Dave Donaldson Black River WMAs and remove 2 from Ed Gordon Point Remove WMA from the exceptions in Common Restriction A.
- Clarify and update definitions relating to captive game birds and Shoot-to-Kill Bird Dog Training permit.
- Clarify exception relating to field trials and eliminate exception relating to USDA Wildlife Exhibition permits.
- Clarify that non-native birds be kept in buildings or covered pens. And clarify what constitutes proof of ownership.
- Clarify which species of quail and pheasant may be released in accordance with certain permits and clarify what methods of confinement for birds are adequate.
- Clarify that the exception from the Wildlife Breeder/Dealer Permit regulations, allowing for the sale of up to 20 individual animals per year of species on the Permitted Species List, does not apply to certain species for which Wildlife Breeder/Dealer Permits are restricted.
- Eliminate Mountain Lion Permit.
- Eliminate certain redundant language in the Game Bird Shooting Resort Permit code.
- Eliminate redundant language in the Commercial Wildlife Hunting Resort Permit code.
- Update reasons for suspension or revocation of Wildlife Breeder/Dealer permits to match language used as reasons for denial of new permit applications.
- Modifying Wildlife Importation Permit requirements to allow those importing birds to provide proof of participation in the National Poultry Improvement Program by the out-of-state facility to satisfy disease testing requirements and to require those importing venomous reptiles into Arkansas for temporary exhibition follow certain caging requirements.
- Clarify that rules regarding temporary display of venomous reptiles in F1. (C) (4) may also apply to individuals without permits. Update terms for suspension or revocation.
- Clarify that captive born native species of birds being kept as pets be kept in buildings or covered pens. Clarify the use of tongs and snake hooks would be allowed to hand capture native wildlife and clarify what constitutes proof of legal possession of captive born native wildlife pets.
- Clarify that holders of the Conservation Education Permit must conduct at least 20 hours of conservation education each year to be eligible for renewal. Update terms for permit suspension or revocation to match terms for which initial application would have been denied.
- Add 3 bird species and 81 reptile species to Addendum R1.01 – Unrestricted Captive Wildlife Species that upon staff review do not appear to be inherently dangerous and pose no significant risk to human health and safety, native fish and wildlife health or populations, agriculture, and can be safely confined in a humane manner.
- Add 4 bird species and 31 mammal species to Addendum R1.02 – 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.

- Add 30 mammal, 5 reptile and 123 amphibian species to Addendum R1.03 --Prohibited Captive Wildlife Species List to prohibit the breeding, sale or importation of these species. Importation, breeding and sale of these species (as well as blackbuck antelope black-tailed prairie dogs) will be allowed for those permitted by the required dates.
- Add capybara, nilgai, aoudad sheep, oryx, kudu, lechwe, ibex, jaguar, leopard, snow leopard, hippopotamus, warthog, rhinoceros, newts and fire salamanders, and large Asian and African pythons to Addendum F1.03 for the purpose of prohibiting the sale of these species to only persons who possess a current Wildlife Breeder/Dealer Permit for the respective species or to buyers outside of Arkansas.
- Add a disease testing requirement in Addendum F1.04 – Wildlife Importation Permit Requirements for brindled gnu which is being proposed to be permitted for importation, breeding and sale.
- Extend deadline to apply for Wildlife Breeder/Dealer Permits for those animals that do not meet standard documentation requirements and the deadline by which a Venomous Reptile Permit has to be obtained for those possessing these medically significant venomous species to July 1, 2021. Also extend deadline to July 21, 2021 for certain caging, facility and transport requirements for those with medically significant venomous reptiles kept under the native wildlife pet code.
- Authorize transfer of un-releasable wild animals from rehabilitators to holders of a Commission-issued Conservation Education Permit.
- Add exceptions for possession of certain threatened and endangered species to the Commission’s endangered species code.
- Limit the amount of time that holders of Live Fox and Coyote Permits may keep live-caught animals to 30 days or less prior to sale and restrict sales to fox pen owners only.
- Clarify within the Wildlife Breeder/Dealer regulation that a Live Fox and Coyote Permit is needed to sell live fox and coyote.
- Reduce the time for Venomous Reptile Permit holders to correct caging problems from 30 days to 10 days.
- Clarify warning sign requirements for permanent and temporary venomous reptile enclosures.

Party Subject to Rule: hunters, trappers and persons engaged in captive wildlife related activities will be primarily subject to these rules.

Effect on Party Subject to Rule: The proposed changes, as listed above, will effect parties subject to the regulations as categorized to liberalize or expand opportunity (26%); clarify existing code (33%); simplify or reduce regulations (15%) and restrictions (26%).

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: Increase to price of Voluntary Quail stamp from \$4.50 to \$9.50 could result in increased revenue for habitat management

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.



Chris Colclasure  
Deputy Director

## Arkansas Game and Fish Commission

Pat Fitts  
Director

Chris Racey  
Deputy Director

James F. Goodhart  
General Counsel

Christian N. Parks  
Assistant General Counsel

John P. Marks  
Sr. Assistant General Counsel  
Phone: 501-223-6327

Rob Brown  
Assistant General Counsel  
Fax: 501-223-6463

May 28, 2020

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

RE: Arkansas Game and Fish Commission Regulation Adopted on May 21, 2020

Dear Ms. Sansom:

Attached please find a link to the 93 regulations approved by the Arkansas Game and Fish Commission on April 23, 2020. Also included for each individual regulation is the required transmittal sheet, and applicable Financial Impact Statement and the signed Minute Order. The Commission respectfully requests that these regulation become effective 10 days after filing.

Notices for the proposed regulations were published in the Arkansas Democrat-Gazette on March 22, 23, and 24, 2020, and April 19, 20, and 21, 2020.

Hard copies of the approved regulations will be in the mail in the next day or so. **Kindly notify April Soman at [april.soman@agfc.ar.gov](mailto:april.soman@agfc.ar.gov) to confirm receipt of both the electronic submission and hard copies.** Should you have any questions or concerns regarding 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

2 Natural Resources Drive • Little Rock, AR 72205 • www.agfc.com  
Phone (800) 364-4263 • (501) 223-6300 • Fax (501) 223-6448

*The Arkansas Game and Fish Commission's mission is to conserve and enhance Arkansas's fish and wildlife and their habitats while promoting sustainable use, public understanding and support.*