# 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



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Use Only:  Effective Date	Code Number		
Name of Agency			
Department			
Contact	E-mail	Phone	
Statutory Authority for Promulgating Ru	les		
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 filling date.)	Adopted by State Agency		
Electronic Copy of Rule e-mailed from: (Requir	red under ACA 25-15-218)		
Contact Person	E-mail Address		Date
	ION OF AUTHORIZED OF		
XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX	ify That The Attached Rules Were Adopt <b>(*XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX</b>	XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX	
untial Compliance with Act 434 of 1967 the Arkansas Administrative Attorney General, the rulemaking requirements in the Arkansas Admittention the Arkansas Admittention 25-15-20-20-20-20-20-20-20-20-20-20-20-20-20-	ninistrative Procedures Act cannot be constitutionally a	pplied to the AGFC. Nevertheless, the AGFC do	oes sı
Dhara Nasahari	Signature		
Phone Number	E-mail Addre		
	Date		

#### **B1.08 Duck, Coot, and Merganser Season and Limits**

- o 1st segment: the Saturday before Thanksgiving through the first Monday after Thanksgiving
- o 2nd segment: the second Friday in December through December 23
- o **3rd segment:** December 26 through January 31

**EXCEPTION:** Ducks, coots, and mergansers may be taken during the Special Youth Waterfowl Hunt (Code 11.04).

#### LIMITS:

Coot: Daily limit 15, possession limit 45.

**Ducks:** Daily limit 6. No more than four mallards (no more than 2 of which may be females), 1 pintail, 1 mottled duck, 1 scaup, 3 wood ducks, 2 redheads, 2 black ducks, and 2 canvasbacks. Possession limit no more than 3 daily limits.

**Mergansers:** Daily limit 5 (no more than 2 of which may be hooded mergansers). Possession limit no more than 3 daily limits.

ITEM NO.\_\_V(a)

### ARKANSAS GAME AND FISH COMMISSION Little Rock, Arkansas

MINUTE ORDER NO: DATE PASSED:			20-040		SUBJECT:	2020-2021 Migratory Bird Season	
		August 20, 2020		•	Regulations		
PAGE	1	of	1	PAGES	LOCATION:	Statewide	
WHEREAS,	,		attached		r the 2020-202	sion and its staff have proposed the 1 Migratory Bird Seasons, including	
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	,		Regulati Commis conserva Arkansa	ions Committee, ssion has determi ation and manag	as well as conned that the attaces	endations of Commission staff and the mments received from the public, the ched regulations promote sound wildlife consistent with Amendment 35 of the gulations should now be approved for	
NOW. THE	EREFORE.	RE I	T ORDER	ED this 20th day	of August 202	20. that the Arkansas Game and Fish	

Now, THEREFORE, BE IT ORDERED this 20<sup>th</sup> day of August 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.

Submitted by	STAFF APPROVAL  Brad Carner Chief	COMMISSION APPROVAL  Andrew Parker  Chair	J.D. Neeley Commissioner
Division:	Wildlife Management	Toe Morgan 67 98	Anne Marie Doramus
Approved:	Director	Vice Chair  Arbby Martin  Bobby Martin	Commissioner Roll Pinley
Approved:	Strochart Co Legal	Commissioner  Stan Jones Commissioner	Commissioner -
Approved:	Fiscal The	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: Mark Hutchings

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

**EMAIL:** mark.hutchings@agfc.ar.gov

SHORT TITLE OF THIS RULE: 2020-2021 Migratory Bird Season Dates Approval.

- 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: 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.

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

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: NA Next Fiscal Year: Unknown

Party Subject to Rule: Migratory Bird Hunters

Effect on Party Subject to Rule: Potentially, there could be increased fines.

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:

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: N/A



Pat Fitts Director

Chris Colclasure
Deputy Director

### **Arkansas Game and Fish Commission**

Chris Racey Deputy Director

Roger Mangham Deputy Director

James F. Goodhart

General Counsel

Christian N. Parks

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John P. Marks

Sr. Assistant General Counsel

Phone: 501-223-6327

**Rob Brown** 

Assistant General Counsel

Fax: 501-223-6463

August 21, 2020

Ms. Jayme Franco, 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 Regulations Adopted on August 20, 2020

Dear Ms. Franco:

Attached please find 2020-2021 Migratory Bird Season Regulations approved by the Arkansas Game and Fish Commission on August 20, 2020. Also included for each regulation is an AR Secretary of State Transmittal sheet, Financial Impact Statement, and signed Minute Order.

Notices for the approved regulations were published as indicated on the AR Secretary of State Transmittal sheet in the Arkansas Democrat-Gazette.

Hard copies of the approved regulations will be in the mail in the next day or so. **Kindly notify April Soman to confirm receipt of both the electronic submission and hard copy.** 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