# ARKANSAS REGISTER



## **Transmittal Sheet**

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

Secretary of State
John Thurston

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For Office Use Only: Effective Date Code Number \_\_\_\_\_ Name of Agency Arkansas Game and Fish Commission Department Legal Division Contact James Goodhart, General Counsel E-mail james.goodhart@agfc.ar.gov Phone 501-223-6327 Statutory Authority for Promulgating Rules Amendment 35 Rule Title: 29.02 Prohibited Methods For Taking Bullfrogs Intended Effective Date Date (Check One) Aug. 15-18, Sept. 23-15, 2020 Emergency (ACA 25-15-204) Legal Notice Published ..... October 14, 2020 10 Days After Filing (ACA 25-15-204) Final Date for Public Comment ..... Other January 1, 2021
(Must be more than 10 days after filing date.) Reviewed by Legislative Council..... October 15, 2020 Adopted by State Agency ..... 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

#### CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted

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a 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 rkansas Attorney General, the rulemaking requirements in the Arkansas Administrative Procedures Act cannot be constitutionally applied to the AGFC. Nevertheless, the AGFC does substantially omply 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.

/s/ Ja 501-223-6327	mes F. Goodhart Signature James.Goodh	nart@agfc.ar.gov	-34. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1.
Phone Number	General Counsel	E-mail Address	- " : 31 , 19 00 1315 17.
	Title October 19, 2020 Date		- CONTRACTOR

# **Arkansas Game and Fish Commission**

## **Code Book**

The regulations in this Code Book are hereby adopted by the Arkansas State Game and Fish Commission under authority of Amendment 35 to the Constitution of the State of Arkansas. All laws, rules, regulations, or orders in conflict with the regulations in this Code Book are hereby repealed by the Arkansas State Game and Fish Commission.

## 29.02 Prohibited Methods For Taking Bullfrogs

It is unlawful to take or attempt to take bullfrogs other than by hand, hand nets, hook and line, gig, spear, or by bow and arrow.

**EXCEPTION:** In compliance with Codes 29.04 and 35.01.

**PENALTY:** Class 1

## FINANCIAL / ECONOMIC IMPACT STATEMENT

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

FAX #: 501-223-6372

EMAIL:

**DEPARTMENT: Arkansas Game & Fish Commission** 

PERSON COMPLETING THIS STATEMENT: Ben Batten

**DIVISION: Fisheries** 

ben.batten@agfc.ar.gov

TELEPHONE #: 501-223-6300

SHOF	RT TITLE OF THIS R	ULE: 2	021 General Fishii	ng Regulation Chang	ge Propo	sals	
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 Special Revenue Other (Identify) Total	\$ \$ \$ \$ \$ \$ \$	N/A	Next Fiscal Year General Revenue Federal Funds Cash Funds Special Revenue Other (Identify) Total	\$ \$ \$ \$ \$	N/A	
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: A	inglers ai	nd aquatic recreation	onalists			
	Effect on Party Subject	to Rule: 1	Neutral				
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 Ag	gency: N	/ <b>A</b>			,	
6.	Do alternative means e burdensome to small b	xist for a usiness?	ccomplishing the of Yes:	bjectives of the rules t No: <b>X</b>	hat migl	nt be less	
	Why were such alterna	tives not	proposed:				
7.	Compare this rule with	federal a	and state counterpar	ts:			

ITEM NO.	IV(b)	
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### ARKANSAS GAME AND FISH COMMISSION Little Rock, Arkansas

MINUTE ORDER NO:		20-051		SUBJECT:	2021 Fishing Regulations		
DATE PASSED:		Octo	ober 15, 2020				
PAGE 1	of.	1	PAGES	LOCATION:	Statewide		
WHEREAS,				and Fish Commise egulations; and	sion and its staff have proposed the		
WHEREAS,		avenues	to sportsmen		municated through a variety of media olic throughout the state for review and		
WHEREAS,		Regulati Commis conserva Arkansa	ons Committe sion has deterration and man	ly considering the recommendations of Commission staff and the Committee, as well as comments received from the public, the has determined that the attached regulations promote sound wildlife and management and are consistent with Amendment 35 of the constitution and that these regulations should now be approved for statewide.			
					020, that the Arkansas Game and Fish ons, which shall become effective on		
	reg	ulations	with the Secre	etary of State, Sta	d to proceed with legally certifying and te Library, and Bureau of Legislative and Addendum.		