ARKANSAS REGISTER



Transmittal Sheet

Use only for FINAL and EMERGENCY RULES

Secretary of State John Thurston

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www.sos.arkansas.gov

DepartmentE-mail	Phone
ContactE-mail Statutory Authority for Promulgating Rules Rule Title: Intended Effective Date (Check One)	Phone
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	Date
10 Days After Filing (ACA 25-15-204) Final Date for Public Comment	
Other Reviewed by Legislative Council	
Electronic Copy of Rule e-mailed from: (Required under ACA 25-15-218)	
Contact Person E-mail Address	Date
CERTIFICATION OF AUTHORIZED O	FFICER
I Hereby Certify That The Attached Rules Were Ado	
IXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX	pted

In Substa by the ntially Arkansas

James F. Doodhart		
Signa	ature	
Phone Number	E-mail Address	
Ti	tle	
Da	nte	

B1.08 - Duck, Coot, And Merganser Season and Limits

- o 1st segment: the Saturday before Thanksgiving through the first Sunday after Thanksgiving
- o 2nd segment: the second Saturday in December through December 23
- o 3rd segment: December 27 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 -	h.
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ARKANSAS GAME AND FISH COMMISSION Little Rock, Arkansas

MINUTE ORDER NO:	23-019	SUBJECT:	2023-2024 Migratory Waterfowl	
DATE PASSED:	April 20, 2023		Hunting Seasons	
PAGE of	1 PAGES	LOCATION:	Statewide	
WHEREAS,	the Arkansas Game and Fish Commission and its staff have proposed attached amended regulations for migratory waterfowl hunting, including sed date changes; 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 Commission 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.			
Commission hereby a	E IT ORDERED this 20th deproves and adopts the actific of as soon thereafter	ttached regular	23, that the Arkansas Game and Fish tions, which shall become effective	

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.

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	STAFF APPROVAL	COMMISSION APPROVAL	
Submitted by:	Jay lay 0	BUITER	114
	Luke Nayler	Bobby Martin	Rob Finley
	Chief	Chair	Commissioner
Division:	Wildlife Management	Jax/ana	Myst Cyn
	\bigcap	Stan Jones	Philip Tappan
	1 773	Vice Chair	Commissioner
Approved:	Cust Bar	To lake	sul for
	Director	J. D. Neeley	Bill Jones
		Commissioner	Commissioner
Approved:	OF Doodhart	All Donamus	
••	Legal	Anne Marie Doramus	
		Commissioner	
Approved:	Give Amos		
• •	Fiseal		

FINANCIAL / ECONOMIC IMPACT STATEMENT

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

DIVIS PERS TELE	ARTMENT: Arkansas Game & Fish Commission SION: SON COMPLETING THIS STATEMENT: Sanda EPHONE #: 501-382-3933 FAX #: RT TITLE OF THIS RULE: waterfowl hunting d	ra Garrett EMAIL: Sandra.garrett@agfc.ar.gov	
1.	Does this proposed, amended, or repealed rule or reyes: No: X	egulation have a financial impact?	
2.	Do you believe that the development of a financial prohibitive? Yes: No: X If "Ye	impact statement is so speculative as to be cost s", please explain:	
3.	If the purpose of this rule is to implement a federal rule or regulation, please give the incremental co for implementing the regulation. Please indicate if the cost provided is the cost of the program.		
	Current Fiscal YearGeneral 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 an repealed rule? (Estimated cost includes fees, admir equipment, construction, labor, professional service compliance.) Identify the party subject to the prop	histrative penalties, reporting, record keeping, es, revenue loss, or other costs associated with cosed rule, and explain how they are impacted.	
	Current Fiscal Year: \$ 0 Party Subject to Rule: waterfowl hunters	Next Fiscal Year: \$ 0	
	Effect on Party Subject to Rule: date changes		
5.	What is the total estimated cost by fiscal year to the financial benefit to the agency from implementing		
	Current Fiscal Year: \$ 0	Next Fiscal Year: \$ 0	
	Financial Benefit to Agency: none		
6.	Do alternative means exist for accomplishing the oburdensome to small business? Yes:	bjectives of the rules that might be less No: X	
	Why were such alternatives not proposed:		
7.	Compare this rule with federal and state counterpart AGFC must comply.	ts: Federal rules establish dates with which	

INSTRUCTIONS FOR COMPLETING THIS FORM:

The Division responsible for a regulation proposal must complete this form and include it as the last page(s) of a regulation proposal that is submitted to the Commission for review, and again when the proposal is submitted to the Commission for a vote. After regulation adoption, Legal Division will submit the form to the appropriate State offices.

LEGAL NOTICE

The regular monthly meeting of the Arkansas Game and Fish Commission will be held beginning at 9:00 a.m. Thursday, April 20, 2023, 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. Additionally, Committee meetings attended by Commissioners and agency staff members will be held throughout the day on Wednesday, April 19, 2023, beginning at 9:00 a.m. at the Little Rock Office Complex, 2 Natural Resources Drive, Little Rock, AR 72205. All interested persons are invited to attend these meetings.

The Commission meeting on April 20th will be live-streamed and a link for easy viewing access will be available on the agency website. Please visit the Arkansas Game and Fish Commission website at https://www.agfc.com for additional up-to-date details as the April meeting dates draw closer.

Items on the agenda for the April 20, 2023 meeting will include discussion and/or adoption of proposed regulations that previously were considered at the March 15-16, 2023 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:

- **Fishing Regulations** Amend existing regulation for Length and Protected Length Limits on Certain Lakes and Rivers to provide that the boundary of Lake Erling includes Bodcau Creek downstream of Arkansas Highway 360 Bridge for the purpose of applying the 10-inch minimum-length-limit for crappie.
- Waterfowl Hunting Regulations Adjust season dates for migratory waterfowl hunting, including for ducks, coots, mergansers, White-fronted geese, Snow, Blue, and Ross geese, and Canada geese; plus adjust season dates for the Special Youth Waterfowl Hunting Season, the Veteran and Active Duty Military Waterfowl Hunt, the Nonresident Waterfowl Hunting Permit Requirements on WMAs, and the Snow, Blue, and Ross's Goose Conservation Order Season.
- Miscellaneous Rules / Regulations Amend the existing definition of "Resident" to clarify that: (1) children younger than 18 are presumed to have the same resident status as their parent or legal guardian; (2) persons who are enrolled as a full-time student at a college or university outside of Arkansas qualify as a resident, provided they qualified as an Arkansas resident at the time of enrollment; (3) nonresidents who are enrolled as a full-time student at a college or university in Arkansas and who reside in the state during the school year qualify as a resident; and (4) for an applicant to qualify as a resident and be eligible to be issued any of the listed resident lifetime or commercial licenses, permits, or tags, the applicant must satisfy the general resident requirements and also provide proof that his or her domicile is currently in Arkansas and has been for at least the past 1 continuous year.

Also adopt policy and procedures to establish and operate an Arkansas Game and Fish Advisory Council, having members consisting of invited citizen-volunteers and designated

AGFC employees, for the purpose of providing stakeholder-focused advisory assistance to the Commission concerning AGFC programs and other critical matters related to the control, management, restoration, conservation and regulation of the wildlife resources of the State of Arkansas.

All persons wishing to be heard on these subjects should submit comments in writing to this office before the start of the April 20, 2023 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 April 10, 2023. Copies of any proposed rules or regulations may be obtained at the Arkansas Game and Fish Commission main office and at www.agfc.com, or through a written request mailed to the address below.

AUSTIN BOOTH, DIRECTOR Arkansas Game & Fish Commission Game & Fish Commission Building 2 Natural Resources Drive Little Rock, Arkansas 72205