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Sequence Number: 03-16-11
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File Date: 03/30/2011

Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-204. For questions and copies of the notice, contact the person listed below.

Agency/Board/Commission:	Tennessee Wildlife Resources Agency
Division:	Wildlife
Contact Person:	Lisa Crawford
Address:	TWRA, PO Box 40747, Nashville, TN 37204-0747
Phone:	615-781-6606
Email:	Lisa.Crawford@tn.gov

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

ADA Contact:	Stan Powell
Address:	TWRA, PO Box 40747, Nashville, TN 37204-0747
Phone:	615-781-6594
Email:	Stan.Powell@tn.gov

Hearing Location(s) (for additional locations, copy and paste table)

Address 1:	TWRA, Region 2 Ray Bell Office Building		
Address 2:	Ellington Agricultural Center, 5105 Edmondson Pike		
City:	Nashville		
Zip:	37211		
Hearing Date :	May 20, 2011		
Hearing Time:	9:00 a.m., local time	<input checked="" type="checkbox"/> CST	<input type="checkbox"/> EST

Additional Hearing Information:

Revision Type (check all that apply):

- Amendment
- New
- Repeal

Rule(s) (ALL chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

Chapter Number	Chapter Title
1660-01-27	Rules and Regulations for State Operated Hunter Education Centers and Public Firing Ranges
Rule Number	Rule Title
1660-01-27-.01(g)	Public Usage
1660-01-27-.01(h)	Public Usage

1660-01-27-.02	Use Permits - Fees
1660-01-27-.03	General Rules

Rulemaking Hearing Rules
of the
Tennessee Wildlife Resources Agency

Chapter 1660-01-27
Rules and Regulations for State Operated Hunter Education Centers and Public Firing Ranges
Amendment

Rule 1660-01-27-.01(g) Public Usage, is amended by changing the language in section (g) from "facility manager" to "range manager" so that, as amended, the rule shall read:

- (g) Other uses of the Hunter Education Facilities are subject to approval of the range manager.

Authority: T. C. A. §70-1-206 and §70-2-224.

Chapter 1660-01-27
Rules and Regulations for State Operated Hunter Education Centers and Public Firing Ranges
Amendment

Rule 1660-01-27-.01(h) Public Usage, is amended by changing the language in section (h) from "facility manager or the duty range master" to "range manager" so that, as amended, the rule shall read:

- (h) All incidents resulting in the injury to persons or damage to property must be reported by the person or persons involved as soon as possible to the range manager. This report does not relieve persons from the responsibility of making any other accident report that may be required under state law.

Authority: T. C. A. §70-1-206 and §70-2-224.

Chapter 1660-01-27
Rules and Regulations for State Operated Hunter Education Centers and Public Firing Ranges
Amendment

Rule 1660-01-27-.02 Use Permits - Fees, is amended by adding two new subsections (3) and (4) to read as follows:

- (3) Persons utilizing classrooms or similar facilities at hunter education centers will be subject to the same fees as shooters unless waived or otherwise specified in this chapter for a particular range.
- (4) The Executive Director of the Tennessee Wildlife Resources Agency may allow exceptions to and/or waive use permits and fees for hunter education centers and agency ranges.

Authority: T. C. A. §70-1-206 and §70-2-224.

Chapter 1660-01-27
Rules and Regulations for State Operated Hunter Education Centers and Public Firing Ranges
Amendments

Rule 1660-01-27-.03 General Rules, is amended by deleting the rule in its entirety and by replacing it with the following so that, as amended, the rule shall read

Violation of the following rules may result in a citation and/or expulsion from the range:

- (1) **WATCH THAT MUZZLE.** Keep the muzzle of any firearm pointed in a safe direction at all times. Additional site specific rules may be posted to further clarify muzzle safe zones other than down range such as designated loading areas for muzzle loaders.
- (2) **TREAT EVERY FIREARM AS IF IT WERE LOADED AT ALL TIMES.** It might be even if you think it isn't.
- (3) **BE SURE OF THE TARGET AND WHAT IS IN FRONT OF IT AND BEYOND IT.** Make sure you have an adequate backstop-don't shoot at a flat hard surface or water. Safety zones are defined as an area of protection which may have restricted activities around buildings, firing and archery ranges, roads and other designated areas. All target practice is prohibited except at the designated ranges provided. All unauthorized trespass in the range area is prohibited. Driving into the woods, fields or glades is prohibited.
- (4) **KEEP YOUR FINGER OFF THE TRIGGER AND OUTSIDE THE TRIGGER GUARD UNTIL READY TO SHOOT.** This is the best way to prevent an accidental discharge.
- (5) **CHECK YOUR BARREL AND AMMUNITION.** Make sure the barrel and action are clear of obstructions and carry only the proper ammunition for your firearm. Furthermore, armor piercing ammunition, tracers or any other type of explosive or incendiary ammunition is prohibited.
- (6) **UNLOAD FIREARMS WHEN NOT IN USE.** Leave actions open; carry firearms in cases and unloaded to and from the shooting area. Participants may not carry loaded firearms while within the facilities. Firearms may only be loaded while at the designated shooting stations.
- (7) **POINT A FIREARM ONLY AT SOMETHING YOU INTEND TO SHOOT.** Avoid all horseplay with a gun. Acts of disorderly or unsafe conduct, including acts which interfere with the orderly processes conducted at the Hunter Education Center are prohibited.
- (8) **DON'T RUN, JUMP OR CLIMB WITH A LOADED FIREARM.** Always pull a firearm toward you by the butt, not the muzzle.
- (9) **STORE FIREARMS AND AMMUNITION SEPARATELY AND SAFELY.** Store each in secured locations beyond the reach of children and careless adults.
- (10) **AVOID ALCOHOLIC BEVERAGES BEFORE OR DURING SHOOTING.** Participants may not possess any alcoholic beverage, narcotic drug, barbiturate, marijuana or other behavior modifying substance while on the area. No individual may be under the influence of these substances including legal prescription medications at any time while within the facilities.
- (11) **Because all firing ranges are unique and site specific, each individual range will operate on a Standard Operating Procedure (SOP) which will be posted onsite. This SOP will outline numerous aspects of range operation and other site specific items.**
- (12) **Eye and hearing protection must be worn while on or in the firing range area.**
- (13) **All participants must check in through the range office.**
- (14) **Youth under 16 years of age must be accompanied and supervised by an adult at least 21 years of age at all times.**
- (15) **Only approved paper targets may be used. Paper targets must be placed on frames provided by the Agency. All paper targets, expended rounds and litter must be removed from the range and placed in the appropriate trash and/or recycle receptacles provided.**

- (16) Range Safety Officers, where provided, will have control of range safety, activities and persons using the range.
- (17) Range flags or other signaling devices will be displayed while the range is active.
- (18) Domesticated animals are prohibited unless service related.
- (19) Ranges are open only during posted days and hours. The Hunter Education Centers may be used for training or other activities as scheduled during off or non-peak days and hours. The standard individual fee rate will apply for all participants in training events or other activities except for those set out in the SOP. Special activities must be scheduled and approved by the range manager.
- (20) Hunter Education classes are to be scheduled a minimum of two weeks in advance and hunter education class participants and instructors will not be charged a use fee the classroom or the required live fire exercise.

Authority: T. C. A. §70-1-206 and §70-2-224.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.



Date: 3-30-11

Signature: Ed Carter

Name of Officer: Ed Carter

Title of Officer: Executive Director

Subscribed and sworn to before me on: 3-30-11

Notary Public Signature: Lisa Crawford

My commission expires on: 8-23-11

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Filed with the Department of State on: 03/30/2011

Tre Hargett

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Secretary of State

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