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Sequence Number: 06-18-14  
 Notice ID(s): 2186  
 File Date: 6-18-14

# 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.

<b>Agency/Board/Commission:</b>	Tennessee Wildlife Resources Agency
<b>Division:</b>	Wildlife
<b>Contact Person:</b>	Lisa Crawford
<b>Address:</b>	TWRA, PO Box 40747, Nashville, TN 37204-0747
<b>Phone:</b>	615-781-6606
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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:

<b>ADA Contact:</b>	Rick Pharris
<b>Address:</b>	TWRA, PO Box 40747, Nashville, TN 37204-0747
<b>Phone:</b>	615-781-6594
<b>Email:</b>	Rick.Pharris@tn.gov

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

Address 1:	University of Tennessee, West Tennessee Research & Education Center		
Address 2:	605 Airways Blvd., Room B		
City:	Jackson, TN		
Zip:	38301		
Hearing Date :	August 29, 2014		
Hearing Time:	9:00 a.m., local time	<input checked="" type="checkbox"/> CDT	<input type="checkbox"/> EDT

**Additional Hearing Information:**

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**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
1660-01-08	Rules and Regulations Governing Hunts
Rule Number	Rule Title
1660-01-08-.03	Permit Requirements – Wildlife Management Areas, Refuges and Other Agency Controlled Lands
1660-01-08-.05	Permit Applications and Drawings

Chapter 1660-01-08  
Rules and Regulations of Hunts

Amendments

Rule 1660-01-08-.03 Permit Requirements – Wildlife Management Areas, Refuges and Other Agency Controlled Lands, paragraph (3) subparagraph (a) is amended by adding Headwaters and Parker Branch Wildlife Management Areas so that, as amended, the rule shall read:

AEDC	Forks of the River	North Chickamauga Creek
Alpine Mountain	Haley-Jaqueth	North Cumberland
Arnold Hollow	Harmon Creek	Oak Ridge
Bark Camp Barrens	Haynes Bottom	Obion River
Barkley	Headwaters	Old Hickory
Bean Switch Refuge	Henderson Island Refuge	Old Hickory Lock 5 Refuge
Bear Hollow Mountain	Hick Hill	Owl Hollow Mill
Beaver Dam Creek	Hickory Flat	Paint Rock Refuge
Big Sandy (including Gin Creek)	Hiwassee Refuge	Parker Branch
Bogota	Hop-In Refuge	Pea Ridge
Bridgestone/Firestone Centennial Wilderness	Horns Bluff Refuge	Percy Priest
	Jackson Swamp	Perryville
Browntown	Jarrell Switch Refuge	Prentice Cooper
Buffalo Springs	John Tully	Rankin
Camden	Keyes-Harrison	Shelton Ferry
Catoosa	Kingston Refuge	Skinner Mountain
Cedar Hill Swamp	Kyker Bottoms Refuge	South Fork Refuge
Charlotte Ann Finnell Neal	Kyles Ford	Tellico Lake
Cheatham	Laurel Hill	Thorny Cypress
Cheatham Lake	Lick Creek	Tie Camp
Chickamauga	Lick Creek Bottoms	Tigrett
Chuck Swan	Luper Mountain	The Boils
Cordell Hull	Maness Swamp Refuge	Three Rivers
Cordell Hull Refuge	Maple Springs	Tumbleweed
Cove Creek	Meeman-Shelby Forest	Watts Bar
C. M. Gooch	Mingo Swamp	West Sandy
Cummings Cove	Moss Island	White Lake Refuge
Cypress Pond	Mount Roosevelt	White Oak
Dry Creek	MTSU	Williamsport
Eagle Creek	Natchez Trace	Wolf River
Eagle Lake Refuge	New Hope	Woods Reservoir Refuge
Ernest Rice Sr.	Nolichucky	Yanahli
Flintville Hatchery	Normandy	Yuchi Refuge
Foothills		

Rule 1660-01-08-.03 Permit Requirements – Wildlife Management Areas, Refuges and Other Agency Controlled Lands, paragraph (3) subparagraph (b) is amended by adding Bean Switch Refuge, Cypress Pond Refuge, Eagle Lake Refuge, Headwaters Wildlife Management Area, and Parker Branch Wildlife Management Area so that, as amended, the rule shall read:

AEDC	Headwaters	Obion River
Barkley	Hiwassee Refuge	Old Hickory
Bean Switch Refuge	Horns Bluff Refuge	Parker Branch
Big Sandy (including Gin Creek)	Jackson Swamp	Percy Priest
Bogota	Jarrell Switch Refuge	Shelton Ferry
C.M. Gooch	John Tully	South Fork Refuge
Camden	Moss Island	The Boils
Cedar Hill Swamp	Lick Creek	Thorny Cypress
Charlotte Ann Finnell Neal	Lick Creek Bottoms	Three Rivers

Cheatham Lake	Meeman-Shelby Forest	Tigrett
Chickamauga	Mingo Swamp	Tumbleweed
Cordell Hull	Moss Island	Watts Bar
Cordell Hull Refuge	New Hope	West Sandy
Cypress Pond Refuge	Nolichucky	White Oak
Eagle Lake Refuge	North Chickamauga Creek	Wolf River
Ernest Rice Sr.	Paint Rock Refuge	Yanahli
Harmon Creek	Oak Ridge	Yuchi Refuge
Haynes Bottom		

Rule 1660-01-08-.03 Permit Requirements – Wildlife Management Areas, Refuges and other agency controlled lands, paragraph (3) subparagraph (c) is amended by adding Headwaters and Parker Branch Wildlife Management Areas so that, as amended, the rule shall read:

AEDC	Fall Creek Falls State Park	Normandy
Alpine Mountain	Flintville Hatchery	North Chickamauga Creek
Arnold Hollow	Foothills	North Cumberland
Bark Camp Barrens	Forks of the River	Oak Ridge
Barkley	Gallatin Steam Plant	Obion River
Bear Hollow Mountain	Haley-Jaqueth	Old Hickory
Bean Switch Refuge	Harmon Creek	Old Hickory Lock 5 Refuge
Beaver Dam Creek	Haynes Bottom	Owl Hollow Mill
Big Sandy (including Gin Creek)	Headwaters	Paint Rock Refuge
Bogota	Henderson Island Refuge	Parker Branch
Bridgestone/Firestone Centennial Wilderness	Hick Hill	Pea Ridge
	Hickory Flat	Percy Priest
Browntown	Hiwassee Refuge	Perryville
Buffalo Springs	Hop-In Refuge	Prentice Cooper
C. M. Gooch	Horns Bluff Refuge	President's Island
Camden	Jackson Swamp	Rankin
Catoosa	Jarrell Switch Refuge	Shelton Ferry
Cedar Hill Swamp	John Tully	Skinner Mountain
Charlotte Ann Finnell Neal	Keyes-Harrison	South Fork Refuge
Cheatham	Kingston Refuge	Tellico Lake
Cheatham Lake	Kyles Ford	The Boils
Cherokee	Laurel Hill	Thorny Cypress
Chickamauga	Lick Creek	Three Rivers
Chuck Swan	Lick Creek Bottoms	Tie Camp WMA
Cordell Hull	Luper Mountain	Tigrett
Cordell Hull Refuge	Maness Swamp Refuge	Tumbleweed
Cove Creek	Maple Springs	Watts Bar
Cummings Cove	Meeman-Shelby Forest	West Sandy
Cypress Pond	Mingo Swamp	White Lake Refuge
Dry Creek	Moss Island	White Oak
Eagle Creek	Mount Roosevelt	Williamsport
Eagle Lake Refuge	MTSU	Wolf River
Edgar Evins State Park	Natchez Trace	Woods Reservoir Refuge
Enterprise South Park	New Hope	Yanahli
Ernest Rice Sr.	Nolichucky	Yuchi Refuge

Authority: T.C.A. §§70-1-206, 70-2-201, 70-4-107 and 70-5-101. Administrative History: Original rule certified May 8, 1974. Amendment filed July 18, 1974; effective August 18, 1974. Amendment filed December 23, 1974; effective January 23, 1975. Amendment filed June 25, 1975; effective July 25, 1975. Amendment filed October 8, 1975; effective November 7, 1975. Amendment filed July 19, 1976; effective August 18, 1976. Amendment filed October 22, 1976; effective November 22, 1976. Amendment filed June 8, 1977; effective July 8, 1977. Amendment filed March 2, 1978; effective April 1, 1978. Amendment filed June 9, 1978; effective July 10, 1978. Amendment filed May 17, 1979; effective July 2, 1979. Amendment filed August 2, 1982; effective August 31, 1982. Amendment filed January 24, 1984; effective February 23, 1984. Amendment filed June 27, 1985; effective July 27, 1985. Amendment filed June 9, 1986; effective July 9, 1986. Amendment filed July 25, 1986;

effective September 8, 1986. Amendment filed July 8, 1987; effective August 22, 1987. Amendment filed April 20, 1988; effective June 4, 1988. Amendment filed October 26, 1988; effective December 10, 1988. Amendment filed June 8, 1989; effective July 23, 1989. Amendment filed May 11, 1990; effective June 25, 1990. Amendment filed November 6, 1991; effective December 21, 1991. Amendment filed December 14, 1992; effective January 19, 1993. Amendment filed September 26, 1996; effective December 10, 1996. Amendments filed August 16, 1999; effective October 30, 1999. Amendment filed July 1, 2000; effective September 23, 2000. Amendment filed July 19, 2001; effective October 2, 2001. Amendment filed April 23, 2003; effective July 7, 2003. Amendment filed July 29, 2004; effective October 12, 2004. Amendment filed July 12, 2005; effective September 25, 2005. Amendment filed October 25, 2005; effective January 8, 2006. Amendment filed June 22, 2006; effective September 5, 2006. Amendment filed September 29, 2006; effective December 13, 2006. Amendment filed June 25, 2008; effective September 8, 2008. Amendment filed April 4, 2012; effective July 3, 2012.

Rule 1660-01-08-.05 Permit Applications and Drawings is amended by changes to section (1) (e), (f) and (j), clarifying portions of the Quota Big Game Hunt Drawings which no longer utilize paper applications, and by adding a new paragraph (8) which outlines the procedures for the Sandhill Crane quota permit drawing, so that, as amended, the rule shall read:

(1) Quota Big Game Hunt Drawings

- (a) Each individual desiring to participate in a managed quota deer, bear, or turkey hunt, must apply only at locations and during periods as designated by the Tennessee Wildlife Resources Agency, except as indicated in items (i), (j), and (k) below.
- (b) Applicants may submit only one application, except youths six (6) through sixteen (16) years of age may apply for one additional young sportsman hunt on management areas. If an individual's name (except youths applying for one additional young sportsman hunt as noted above) appears on more than one application, that individual will be rejected, his permit fee forfeited, and he/she will be subject to prosecution.
- (c) For quota big game hunts on wildlife management areas, applicants must be at least six (6) years of age prior to the date of the hunt.
- (d) All information requested on the application must be completed by the applicant. Failure to clearly specify all information will result in an invalid application.
- (e) Applications must be received by the Tennessee Wildlife Resources Agency as specified on the application. Applications cannot be accepted after the deadline.
- (f) Persons may apply as an individual or with up to 14 other individuals as a "party". Specific instructions to apply as a party will be available on the Agency's website and available on the Quota Hunt Instruction Sheet, available at license vendors.
- (g) Each application must be accompanied by a non-refundable handling fee for each applicant, except Sportsman License holders, Lifetime Sportsman License holders and persons possessing an Annual Senior Citizen Permit (type 167).
- (h) Priority drawings and procedures for qualifying with priority status will be established as indicated on applications.
- (i) A drawing will be held to determine successful applicants. If unfilled hunt quotas exist after the regular drawing a vacancy drawing or drawings will be held to fill those vacancies. Successful and unsuccessful applicants will be notified by mail.
- (j) When vacancies exist following the drawing(s), quotas will be filled by issuing permits to any applicant, on a first-come, first-served basis at locations designated by the Agency. Permits are not transferable. An individual may obtain only one (1) leftover permit per person and may obtain leftover permits for other individuals (limit of one leftover permit per person) if they provide the required information for individuals they are representing.

- (k) Land Between the Lakes quota hunt drawings – Individuals desiring to participate in a quota hunt on Land Between the Lakes must submit an application as instructed by the USDA Forest Service.
- (8) Sandhill Crane Quota Permit Computer Drawing and Handheld Allocation Procedures.
- (a) Permits will be issued by handheld drawing(s) on-site or near hunt zone(s) or by a computer drawing to determine successful applicants.
  - (b) Each individual desiring to participate in a quota permit drawing must submit an application during the application period specified and per the instructions supplied by the Tennessee Wildlife Resources Agency (hereafter "Agency").
  - (c) Applicants may submit one application per year. If more than one application is received per hunter, that individual's applications will be rejected.
  - (d) All information requested at the time of application must be completed; failure to provide all information will result in the application being rejected.
  - (e) If a handheld drawing is conducted, a current Hunting & Fishing License and Waterfowl license are required to apply for the permit. If a computerized drawing is conducted, each application must be accompanied by a non-refundable handling fee, except Sportsman License holders, Lifetime Sportsman License holders and persons possessing an Annual Senior Citizen Permit (type 167).
  - (f) If a computerized drawing is conducted, priority drawings and procedures for qualifying with priority status will be established as indicated on the application.
  - (g) When permits remain following the drawing(s), leftover permits will be available on a first-come, first-served basis either at Regional Offices and other locations designated by the Agency or on the Agency web site. An individual may obtain permits for up to 5 other individuals if they provide proof that the individuals they are representing meet the minimum licensing requirements (as outlined in (e)). Individuals wishing to obtain permits for others may obtain one permit at a time and only by returning to the end of the line (at handheld drawings) for each additional permit they wish to obtain.
  - (h) Successful applicants must possess appropriate licenses and permits in order to participate in the hunt(s).
  - (i) Successful applicants may be required to pass a bird identification test; specific requirements will be outlined by the Agency in the Sandhill Crane Quota Permit Application.

Authority: T.C.A. §§ 70-1-206, 70-2-219, 70-4-107, and 70-5-101. Administrative History: Original rule filed July 19, 1976; effective August 18, 1976. Amendment filed June 8, 1977; effective July 8, 1977. Amendment filed June 9, 1978; effective July 10, 1978. Amendment filed May 17, 1979; effective July 2, 1979. Amendment filed August 28, 1979; effective October 12, 1979. Amendment filed May 19, 1980; effective July 3, 1980. Amendment filed February 6, 1981; effective March 23, 1981. Amendment filed August 12, 1982; effective August 31, 1982. Amendment filed June 27, 1984; effective July 27, 1984. Amendment filed June 27, 1985; effective July 27, 1985. Amendment filed June 9, 1986; effective July 9, 1986. Amendment filed April 22, 1988; effective June 6, 1988. Amendment filed September 1, 1988; effective October 16, 1988. Amendment filed June 8, 1989; effective July 23, 1989. Amendment filed May 11, 1990; effective June 25, 1990. Amendment filed June 11, 1992; effective July 26, 1992. Amendment filed February 12, 1996; effective April 27, 1996. Amendment filed July 26, 1996; effective October 7,

1996. Amendment filed September 26, 1996; effective December 10, 1996. Amendment filed March 4, 1998; effective May 18, 1998. Amendment filed May 20, 1998; effective August 3, 1998. Amendments filed September 17, 1998; effective December 1, 1998. Amendment filed July 13, 1999; effective September 26, 1999. Amendment filed May 19, 2000; effective August 2, 2000. Amendment filed October 2, 2000; effective December 16, 2000. Amendment filed December 1, 2000; effective February 14, 2001. Amendment filed July 19, 2001; effective October 2, 2001. Amendment filed April 23, 2003; effective July 7, 2003. Amendments filed July 12, 2005; effective September 25, 2005. Amendments filed October 25, 2005; effective January 8, 2006. Amendment filed June 20, 2006; effective September 3, 2006. Amendment filed September 29, 2006; effective December 13, 2006. Amendment filed June 26, 2007; effective September 9, 2007. Amendment filed May 5, 2008; withdrawn June 5, 2008. Amendment filed June 11, 2008; effective August 25, 2008. Amendments filed January 5, 2009; effective March 21, 2009. Amendment filed April 1, 2009; effective June 15, 2009. Amendment filed June 16, 2010; effective September 14, 2010. Amendments filed November 17, 2010; effective February 15, 2011. Amendments filed April 4, 2012; effective July 3, 2012.

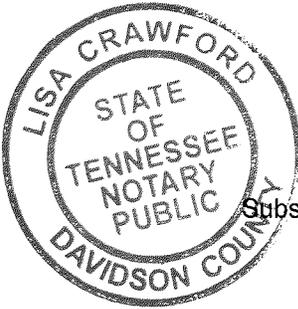
I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: 6/18/2014

Signature: Ed Carter

Name of Officer: Ed Carter

Title of Officer: Executive Director



Subscribed and sworn to before me on: 6-18-14

Notary Public Signature: Lisa Crawford

My commission expires on: 5-5-15

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Filed with the Department of State on: 6-18-14

Tre Hargett

Tre Hargett  
Secretary of State

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