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Sequence Number: 06-18-16  
 Notice ID(s): 2531-2535  
 File Date: 6/22/16

# Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 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>	Director's Office
<b>Contact Person:</b>	Lisa Crawford
<b>Address:</b>	TWRA, PO Box 40747, Nashville, TN 37204-0747
<b>Phone:</b>	615-781-6606
<b>Email:</b>	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:

<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:	Art Circle Public Library, Cumberland Room		
Address 2:	3 East Street		
City:	Crossville, TN		
Zip:	38555		
Hearing Date :	08/19/2016		
Hearing Time:	9:00 a.m.	<input checked="" type="checkbox"/> CST/CDT	<input type="checkbox"/> EST/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
1660-01-04	Rules and Regulations For Field Trials and Dog Training
Rule Number	Rule Title
1660-01-04-.04	Release and Recapture Pens

<b>Chapter Number</b>	<b>Chapter Title</b>
1660-01-05	Rules and Regulations for Fishing
<b>Rule Number</b>	<b>Rule Title</b>
1660-01-05-.03(7)	TWRA Lakes

<b>Chapter Number</b>	<b>Chapter Title</b>
1660-01-14	Rules and Regulations for Refuges, Wildlife Management Areas, and Public Hunting Areas
<b>Rule Number</b>	<b>Rule Title</b>
1660-01-14-.10	State Operated Wildlife and/or Waterfowl Refuges
1660-01-14-.13	Hunting and Miscellaneous Uses of Wildlife Management Areas and other Tennessee Wildlife Resources Agency Controlled Lands
1660-01-14-.14	Hunting and Miscellaneous Uses of Public Hunting Areas

<b>Chapter Number</b>	<b>Chapter Title</b>
1660-01-28	Rules and Regulations Governing Licenses and Permit Fees
<b>Rule Number</b>	<b>Rule Title</b>
1660-01-28-.11	Tennessee Native Resident Annual License

<b>Chapter Number</b>	<b>Chapter Title</b>
1660-01-29	Rules and Regulations Governing the Interstate Wildlife Violators Compact
<b>Rule Number</b>	<b>Rule Title</b>
1660-01-29-.01	Compact Requirements

#### Amendment

1660-01-04-.04, Release and Recapture Pens, is amended by deleting the rule in its entirety and replacing it with the following:

- (1) Pen-reared Bobwhite quail may be released and recaptured for the purpose of training bird dogs on a year-round basis.
- (2) All bobwhite quail released shall bear a leg band approved by the Wildlife Resources Agency.
- (3) Shooting of released quail is allowed only during the open statewide quail season or during the shooting preserve season if released on a licensed shooting preserve..
- (4) Each release and recapture pen must be identified with the name and address of the person attempting to release or recapture pen-reared quail.
- (5) Release and recapture pens may be used only with landowner approval.
- (6) The dog trainer must show the location of all release and recapture pens to the wildlife officer on request.
- (7) All species of wildlife other than the banded quail which may be trapped in the pens must be released unharmed immediately.
- (8) All release and recapture pens must be checked daily to insure proper maintenance.

Authority: T.C.A. §70-1-206. Administrative History: Original rule certified May 8, 1974. Amendment filed August 2, 1982, effective August 31, 1982. Amendment filed August 9, 1993, effective October 23, 1993.

#### Amendment

1660-01-05-.03(7), TWRA Lakes, is amended by deleting "Firearms are prohibited on all areas except those open to hunting."

- (7) Hunting is permitted during the regular hunting season on the following lakes and adjacent state lands,

except on areas posted as safety zones: Garrett Lake, VFW Lake, Whiteville Lake, Coy Gaither Bedford Lake, Laurel Hill Lake, Carroll Lake (no big game hunting allowed on Carroll Lake and State owned land adjacent thereto), and Reelfoot-Indian Creek Watershed Lakes. Trapping is allowed on Reelfoot-Indian Creek Watershed Lakes as set out in statewide regulations. Waterfowl hunting is permitted from temporary or natural blinds only on Garrett Lake, Laurel Hill Lake, Whiteville Lake, and Reelfoot-Indian Creek Watershed Lakes. Blinds and decoys must be removed daily from Garrett Lake, Whiteville Lake, and Reelfoot-Indian Creek Watershed Lakes. Boats may be used for waterfowl hunting on Garrett Lake, Laurel Hill Lake, Whiteville Lake, and Reelfoot-Indian Creek Watershed Lakes.

Authority: T.C.A. §§ 69-9-209, 69-10-209, 70-1-206, 70-2-219, and 70-4-107. Administrative History: Original rule certified May 8, 1974. Amendment filed June 9, 1978; effective July 10, 1978. Amendment filed May 19 1980; effective July 3, 1980. Repeal and new rule filed February 4, 1983; effective March 7, 1983. Amendment filed February 20, 1986; effective March 22, 1986. Amendment filed June 9, 1986; effective July 9, 1986. Amendment filed February 26, 1987; effective April 12, 1987. Amendment filed April 20, 1988; effective June 4 1988. Amendment filed December 18, 1989; effective February 1, 1990. Amendment filed January 14, 1991; effective February 28, 1991. Amendment filed September 26, 1996; effective December 10, 1996. Amendment filed February 27, 1998; effective May 13, 1998. Amendment filed September 4, 1998; effective November 18, 1998. Amendment filed March 31, 2000; effective June 14, 2000. Amendment filed January 5, 2001; March 22, 2001. Amendment filed January 3, 2003; effective March 19, 2003. Amendments filed February 10, 2005; effective April 26, 2005. Amendment filed May 12, 2005; effective July 26, 2005. Amendment filed February 9, 2007; effective April 25, 2007. Amendment filed May 31, 2013; effective August 29, 2013. Amendment filed March 27, 2015; effective June 25, 2015. A six day stay of effective date filed March 27, 2015; new effective date July 1, 2015.

#### Amendment

1660-01-14-.10, State Operated Wildlife and/or Waterfowl Refuges, is amended by deleting the rule in its entirety and by replacing it with the following:

- (1) The following regulations apply to wildlife and/or waterfowl refuges:
  - (a) The hunting, fishing, killing, taking and/or attempted taking of any species of wildlife is prohibited, except where specifically provided by proclamation.
  - (b) The discharging or firing of any type of weapon within, or into a refuge is prohibited, except during designated hunts.
  - (c) The concentrating, driving, rallying, or disturbance of waterfowl, cranes, and/or coots by means of the aid of water, land, or air conveyance or by any other means whatsoever is prohibited.
  - (d) Public use of refuge lands is permitted, except as otherwise prohibited by proclamation or rule. Public use is limited to activities of a temporary nature only.
  - (e) The construction of piers, boathouses, grills, or any other structure which is permanently affixed to the land or water is specifically prohibited on Hiwassee and Paint Rock Refuges.
- (2) The following regulations apply to Amnicola Refuge and Nickajack Cave Refuge:
  - (a) Use of alcohol and drugs is prohibited.
  - (b) Camping or loitering is prohibited.
  - (c) Fireworks are prohibited.
  - (d) Picnicking prohibited unless provided for at designated areas.
  - (e) Pets must be confined to leash or carrier.
  - (f) Entrance on and/or use of Amnicola Refuge shall be by written permission only, and only at such time specified in the written permit.

- (g) The Executive Director of the Tennessee Wildlife Resources Agency or persons designated by him shall have sole authority to grant the permission described above.
- (h) Persons desiring use of Amnicola Refuge must contact the TWRA Region 3 Office, 464 Industrial Blvd., Crossville, Tennessee 38555 at least 10 days prior to the date for which permission is desired in order to allow adequate time for processing the permit.
- (i) Trespass by land or water for any use is prohibited on or in the Nickajack Cave Refuge except that use of the observation deck and access trail to the deck is permitted between April 1 and October 15, inclusive, and that fishing by sport fishing methods as set out by statute or proclamation is permitted as long as no vessel or person enters the refuge boundary.

Authority: T.C.A. §§70-1-206 and 70-4-107. Administrative History: Original rule filed June 8, 1977; effective July 8, 1977. Amendment filed May 19, 1980; effective July 3, 1980. Amendment filed June 27, 1985; effective July 27, 1985. Amendment filed June 27, 1988; effective August 11, 1988. Amendment filed October 26, 1988; effective December 10, 1988. Amendment filed June 8, 1989; effective July 23, 1989. Amendment filed August 29, 1990; effective October 13, 1990. Amendment filed October 21, 1991; effective December 5, 1991. Amendment filed December 14, 1992; effective January 29, 1993. Amendment filed August 9, 1993; effective October 23, 1993. Amendment filed April 4, 1994; effective June 18, 1994. Amendment filed September 26, 1996; effective December 10, 1996. Amendment filed September 30, 1997; effective December 13, 1997. Amendment filed July 19, 2001; effective October 2, 2001. Amendment filed July 1, 2014; effective September 29, 2014.

#### Amendment

1660-01-14-.13, Hunting and Miscellaneous Uses of Wildlife Management Areas and Other Tennessee Wildlife Resources Agency Controlled Lands, is amended by deleting the rule in its entirety and by replacing it with the following:

- (1) General.
  - (a) On management areas, the hunter (except raccoon, opossum, and turkey hunters) may not enter prior to two (2) hours before sunrise, and he must be out of the area by one (1) hour after sunset or legal closing time. Raccoon and opossum hunters must be out of the area one (1) hour after sunrise, except on the Cherokee Wildlife Management Area.
  - (b) Only guides approved by the hunt manager will be allowed on managed hunts and these may not carry guns while guiding unless they possess a valid hunting license, big game stamp and area hunt permit. When compartments are assigned by the hunt manager, hunters must remain in the compartment assigned.
  - (c) Unauthorized persons are prohibited from being in the wildlife management area during deer, bear, and turkey hunts, except on the Cherokee and Land Between the Lakes Wildlife Management Areas, or as otherwise specified by rule or proclamation.
- (2) Safety Rules.
  - (a) No hunt participant shall be in possession of any alcoholic beverage, narcotic drug, barbiturate, or marijuana while hunting within a management area or other Wildlife Resources Agency controlled lands. No individual may be under the influence of these substances at any time while within a management area or other Wildlife Resources Agency controlled lands.
  - (b) Target practice is prohibited except at ranges provided by the Wildlife Resources Agency or the USDA Forest Service. Safety Zones may be designated and posted by the area manager. Safety Zones are defined as an area of protection which may have restricted hunting activities around dwellings, recreation areas, firing and archery ranges and roads.
- (3) Dogs.

- (a) Use or possession of dogs is prohibited on wildlife management areas or on other Wildlife Resources Agency controlled lands except when authorized by Commission proclamation or regulation.
  - (b) These rules and regulations shall not be construed to conflict with rules and regulations promulgated by any State or Federal Agency with whom the Wildlife Resources Agency manages any area under terms of a cooperative agreement.
  - (c) Any dog found on Wildlife Resources Agency controlled lands shall be impounded and disposed of according to the procedures outlined in T.C.A. §70-4-118.
- (4) Camping And Picnicking.
- (a) Camping is specifically prohibited at State fish hatcheries. Visiting prohibited between 5 p.m. and 8 a.m.
  - (b) Overnight camping may be permitted on designated areas by permission from the Area Manager, except on non-Agency lands where legally promulgated rules specify otherwise. Camping shall not exceed 3 weeks in length from the beginning to the end of the camping stay. Owner's contact information (name, phone number, address) or TWRA ID number and date of arrival must be displayed on camper, tent, vehicle, etc., at all times.
  - (c) Houseboats, floats and other watercraft are permitted to anchor and/or moor along the shoreline of Chuck Swan and Cove Creek WMAs from the third Thursday of May through the second Tuesday of September. Houseboats, floats and other watercraft are prohibited from blocking access to coves. In addition, mooring lines cannot be placed to prevent cove access or create a boating hazard. Anchoring and/or mooring shall not exceed 21 consecutive days in length from the beginning to the end of the anchoring and/or mooring stay.
  - (d) Picnicking is permitted on designated areas.
- (5) Miscellaneous.
- (a) Other use of wildlife management areas and other Wildlife Resources Agency controlled lands is subject to approval of the Executive Director, Regional Manager, Park Superintendent, State Forest Supervisor, National Forest Supervisor, or Forest Service National Recreation Area Supervisor.
  - (b) All motorized vehicles must be muffler equipped to suppress noise and be spark arrestor equipped to prevent fires. Operation of motorized vehicles is confined to roads and trails not designated as closed or as authorized by the Area Manager. On LBL, motorized vehicles are prohibited on all roads and trails not designated as open by signs and/or other appropriate methods. Driving off road into woods, fields, or on foot trails or utility right-of-way is prohibited on all agency owned wildlife management areas. Motorized vehicles may be prohibited on any agency owned wildlife management area if deemed necessary to protect wildlife, vegetation, and/or properties.
  - (c) Vehicles shall not be parked in any manner that will block or deny access to any road or trail.
  - (d) In addition to the above, the following apply to the use of trail bikes, mini-bikes, and other off-highway-vehicles:
    1. Off Highway Vehicles (OHVs) are restricted to use on roads open to other motorized traffic, except where prohibited by state or federal statute, and designated trails only. Roads shall be posted if closed.
    2. OHVs may be prohibited from certain high use areas and at certain times when

there is a threat to public safety or wildlife as indicated by signs.

3. Driving off roads and designated trails into woods, fields, and utility rights of way is prohibited unless otherwise provided.
  4. OHVs may be operated during daylight hours and at other times when participating in authorized activities.
  5. OHVs must be equipped with properly functioning mufflers and spark arresters.
  6. OHVS MAY NOT BE OPERATED IN A RECKLESS OR OTHERWISE UNSAFE MANNER. NO HARASSMENT OR DISTURBANCE OF PEOPLE OR WILDLIFE IS PERMITTED.
  7. 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 DISTRICT FORESTER, AREA MANAGER, OR PARK SUPERINTENDENT. THIS REPORT DOES NOT RELIEVE PERSONS FROM THE RESPONSIBILITY OF MAKING ANY OTHER ACCIDENT REPORTS WHICH MAY BE REQUIRED UNDER STATE LAW.
  8. Off Highway Vehicle is any vehicle capable of traveling off highways within the state. The term includes all-terrain vehicles, motorcycles, dune buggies and other four-wheeled vehicles used for off-road activities.
- (e) The use of wire, nails or other metal materials is expressly prohibited in the building or attaching of climbing devices or hunting stands on or in trees. Hunting is prohibited from any stand attached to a tree with these materials. Portable climbing devices or stands that do not injure trees are excepted from this rule.
- (f) Acts of disorderly, obnoxious, or boisterous conduct, including acts that interfere with the orderly process of hunting, are prohibited. Violators shall be removed from the area and/or prosecuted. When an individual is convicted for a flagrant violation(s) or repeated violations of regulations governing management areas, the Executive Director shall at his discretion bar said individual from all management areas for a period of up to two years of date of written notification.
- (g) No person shall deface, damage, destroy or remove any equipment, structure, trees, fruits, nuts, crops, or other plants, dirt, gravel or sod from any wildlife management area or other Wildlife Resources Agency controlled lands without specific authorization.
- (h) No garbage, rubbish, litter or any refuse, sewage or other material which would pollute said area or waters, or render them unsightly or unsanitary shall be thrown, left or deposited on the area.
- (i) No warming, camping or any type fire shall be allowed except at designated camping areas. Anyone causing a forest fire shall be held liable for the cost of suppression.
- (j) The following apply to the use of saddle and pack animals on Wildlife Management Areas:
1. Horses and other saddle and pack animals are permitted on roads and trails open to motorized traffic and other trails or routes established for their use.
  2. Riding off roads into woods, fields, or on foot trails is prohibited unless otherwise provided.
  3. Horses and other saddle and pack animals may be prohibited from certain high use areas such as campgrounds, picnic areas, main-traveled roads, etc. as indicated by signs.

4. Horses and other saddle and pack animals are prohibited at all times on Bridgestone/Firestone Centennial Wilderness, Foothills and Oak Ridge Wildlife Management Areas.
  5. Horses and other saddle and pack animals are prohibited during big game seasons on Cheatham, Laurel Hill, and Yanahli Wildlife Management Areas.
- (k) The following shall apply to abandoned and unattended property:
1. Abandonment of any vehicle or other personal property is prohibited and such property may be impounded by the Area Manager or an authorized person.
  2. Leaving any vehicle or other personal property unattended for longer than 24 hours, without prior permission of the Area manager or other authorized person, is prohibited and any property so left may be impounded by the Area Manager or an authorized person, and may be disposed of according to state procedures. In the event unattended property interferes with a safe and orderly management of the area, it may be impounded at any time.

Authority: T.C.A. § 70-1-206. Administrative History: Original rule filed July 19, 2001; effective October 2, 2001. Amendment filed June 3, 2008; effective August 17, 2008. Amendment filed July 1, 2014; effective September 29, 2014.

#### Amendment

1660-01-14-.14, Hunting and Miscellaneous Uses of Public Hunting Areas, is amended by deleting the rule in its entirety and replacing it with the following:

- (1) PERMITS (ON PUBLIC HUNTING AREAS WHERE REQUIRED, AS PER AGREEMENT)
  - (a) Before any person may hunt on a public Hunting Area he must possess a valid and appropriate hunt permit purchased from a Public Hunting Area permit agent. This permit must be available for inspection while on the area.
  - (b) A public hunting area permit is subject to cancellation if the permittee violates any of the rules and regulations of the area.
- (2) Safety Rules
  - (a) No hunt participant shall be in possession of any alcoholic beverage, narcotic drug barbiturate, or marijuana while hunting within the Public Hunting Area. No person may be under the influence of these substances while hunting on a Public Hunting Area.
  - (b) Hunting is specifically prohibited inside safety zones on all public hunting areas.
- (3) Miscellaneous
  - (a) All motorized vehicles must be muffler equipped to suppress noise and be spark arrestor equipped to prevent fires. Operation of motorized vehicles is confined to roads not designated as closed and driving off road into woods fields, strip mines, foot trails and utility rights-of-way is prohibited. Enduros, rallies, and/or motocross competition is prohibited on all agency-owned wildlife management areas.
  - (b) Vehicles shall not be parked in any manner which will block or deny access to any road or trail.
  - (c) The use of wire, nails or other metal materials is prohibited in the building or attaching or attaching of climbing devices or hunting stands on or in trees. Hunting is prohibited from any stand attached to a tree with these materials. Portable climbing devices and stands that do not injure trees are excepted from this rule.
  - (d) No person shall deface, damage, destroy or remove any equipment, structure, sign,

trees, plants, dirt or gravel from any Public Hunting Area without proper authorization.

- (e) No garbage, refuse, litter or sewage shall be left or deposited on a Public Hunting Area.
- (f) The use of buckshot for hunting and/or taking of deer and turkey is specifically prohibited.
- (g) The use of ATVs (4 wheelers, 3 wheelers, dirt bikes, etc.) or any unlicensed motorized vehicle is prohibited on the Weyerhaeuser Public Hunting Area.
- (h) Open fires are prohibited on all public hunting areas.
- (i) Other miscellaneous uses of public hunting areas shall be in accordance with posted notices and/or as indicated on the hunt permit.

Authority: T.C.A. §§ 70-1-206 and 70-2-225. Administrative History: Original rule filed July 19, 2001; effective October 2, 2001. Amendment filed May 2, 2003; effective July 16, 2003.

#### NEW RULE

1660-01-28-.11, Tennessee Native Resident Annual License, is added as a new rule:

#### 1660-01-28-.11 TENNESSEE NATIVE RESIDENT ANNUAL LICENSE.

- (1) Nonresidents who were born in Tennessee may apply for Tennessee Native Resident annual licenses, which provide nonresidents who were originally born in the state but who no longer reside in the state, the opportunity to purchase annual Tennessee hunting/fishing/trapping licenses at the same cost as residents.
- (2) Applicants for a Tennessee Native Resident annual license must provide a certified copy of the original birth certificate showing that the applicant was born in the state of Tennessee and/or that the parent's address was in the state of Tennessee at the time of birth as shown on the certified birth certificate, as well as a valid current photo identification.
- (3) Tennessee Native Resident licenses will only be sold through the Agency's revenue office. Native son or daughter licenses will be identical to annual resident licenses sold by the Agency, but will be properly designated "Tennessee Native Resident."
- (4) All regular annual licenses currently offered to residents will be made available to applicants who qualify as Tennessee Native Residents. Lifetime licenses will not be included in the Tennessee Native Resident program.

Authority: T.C.A. § 70-1-206. Administrative History: Original rule filed \_\_\_\_\_; effective \_\_\_\_\_.

#### New Rule Chapter/New Rule

1660-01-29-.01, Compact Requirements, is added as a new rule chapter with the following new rule:

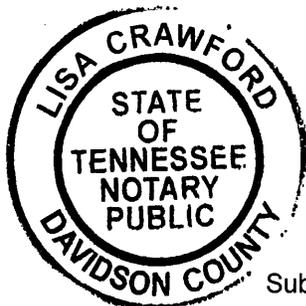
#### 1660-01-29-.01 Compact Requirements

- (a) The Agency is a member of the Interstate Wildlife Violators Compact, which provides participating states the authority to take reciprocal actions relative to wildlife violations occurring in other member states. The purpose of the requirements set forth below is to ensure compliance with the terms of a wildlife citation by the cited person who, if permitted to continue on his way after receiving the citation, could return to his home state and disregard his duty under the terms of the citation.
- (b) "Participating state" means any state which enacts legislation to become a member of the Interstate Wildlife Violators compact.

- (c) "Compliance" with respect to a citation means the act of answering a citation through an appearance in a court or tribunal, or through the payment of fines, costs, and surcharges, if any.
- (d) When issuing a citation for a wildlife violation, a wildlife officer shall issue a citation to any person whose primary residence is in a participating state in the same manner as though the person were a resident of Tennessee and shall not require such person to post collateral to secure appearance, subject to the exceptions noted in paragraph (e) if the officer receives the recognizance of such person that he will comply with the terms of the citation.
- (e) Personal recognizance is acceptable (1) if not prohibited by law, agency policy, procedure or regulation, and (2) if the individual provides adequate proof of identification to the wildlife officer.
- (f) Upon conviction or failure of a person to comply with the terms of a wildlife citation, the Boating and Law Enforcement division shall report that information to the Compact.
- (g) Upon receipt of the report of conviction or noncompliance pursuant to paragraph (f), the Boating and Law Enforcement division shall also transmit the information to the licensing authority of the person's home state, if that person is a nonresident.
- (h) "Licensing authority" means the department or division within each participating state which is authorized by law to issue or approve licenses or permits to hunt, fish, trap, or possess wildlife.
- (i) Upon receipt of a report from a participating state of a person's failure to comply with the terms of a wildlife citation, the Boating and Law Enforcement division shall notify the person that his/her license privileges are suspended until satisfactory evidence of compliance with the terms of the wildlife citation has been furnished by the participating state.
- (j) "License" means any license, permit, or other public document which conveys to the person to whom it was issued the privilege of pursuing, possessing, or taking any wildlife regulated by statute, law, regulation, proclamation, or administrative rule of a participating state.
- (k) "Conviction" means a conviction, including any court conviction, for any offense related to the preservation, protection, management, or restoration of wildlife which is prohibited by state statute, law, regulation, ordinance, or administrative rule, and such conviction shall also include the forfeiture of any bail, bond, or other security deposited to secure appearance by a person charged with having committed any such offense, the payment of a penalty assessment, a plea of nolo contendere and the imposition of a deferred or suspended sentence by the court.
- (l) A resident licensee who has received notice of license suspension may request an informal hearing to appeal the suspension. To appeal this determination, a resident licensee must file a written request with the Executive Director. The request must be received within thirty (30) days of the mailing of the notice of license suspension. If a hearing is not requested within thirty (30) days, the right to a hearing is waived. The request for appeal must contain, specifically: (1) a copy of the notice for which review is sought, and (2) a reply to all allegations set forth in the notice which shall address all the factual allegations set forth in the order. Only the licensure suspension may be appealed. The facts of the original violation for which the citation was issued shall not be considered on appeal under this part.
- (m) The decision of the Executive Director, or his designee, shall be rendered no later than 10 (ten) days from the date of the informal hearing, and that decision shall be provided to the person in writing.
- (n) Upon receipt of a report of conviction from the licensing authority of any participating state, the Boating and Law Enforcement division shall enter such conviction in its records and shall treat such conviction as though it occurred in Tennessee for the purposes of the suspension of license privileges.
- (o) The Boating and Law Enforcement division shall maintain a record of actions taken and shall make reports to issuing states as provided for under the rules of the Compact.

Authority: TCA §§70-1-206, 70-1-302(b), and 70-1-305(12). Administrative History: Original rule filed \_\_\_\_\_; effective \_\_\_\_\_.

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: 6-20-16

Signature: [Handwritten Signature]

Name of Officer: Ed Carter

Title of Officer: Executive Director

Subscribed and sworn to before me on: 6-20-16

Notary Public Signature: [Handwritten Signature]

My commission expires on: 3-10-2019

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Filed with the Department of State on: 6/22/16

[Handwritten Signature]

Tre Hargett  
Secretary of State

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