

RULEMAKING HEARINGS

TENNESSEE WILDLIFE RESOURCES COMMISSION - 1660

There will be a hearing before the Tennessee Wildlife Resources Commission to consider the promulgation of rules, amendments of rules, or repealing of rules pursuant to Tennessee Code Annotated, Section 70-1-206. The hearing will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-204 and will take place at the Holiday Inn Select, 304 Cedar Bluff Road, Knoxville, Tennessee, at 9:00 a.m., local time, on the 19th day of October, 2006.

Any individuals with disabilities who wish to participate in these proceedings (to review these filings) should contact the Tennessee Wildlife Resources Agency to discuss any auxiliary aids or services needed to facilitate such participation. Such initial contact may be made no less than ten (10) days prior to the scheduled meeting date (the date the party intends to review such filings), to allow time for the Tennessee Wildlife Resources Agency to determine how it may reasonably provide such aid or service. Initial contact may be made with the Tennessee Wildlife Resources Agency ADA Coordinator, Carolyn Wilson, Room 229, Tennessee Wildlife Resources Agency Building, Ellington Agricultural Center, Nashville, Tennessee 37204, telephone number (615)781-6594.

For a copy of this notice of rulemaking hearing, contact: Sheryl Holtam, Attorney, Tennessee Wildlife Resources Agency, P.O. Box 40747, Nashville, TN 37204, telephone number (615)781-6606.

SUBSTANCE OF PROPOSED RULES

CHAPTER 1660-1-8 RULES AND REGULATIONS OF HUNTS

AMENDMENT

Rule 1660-1-8-.05(5), Permit Applications and Drawings, is amended by deleting paragraph (5) in its entirety and inserting a new paragraph (5) to read as follows:

- (5) Cherokee Special Hunts (Cherokee Wildlife Management Area in designated Areas).
 - (a) Cherokee special hunts consist of Party Hunts.
 - (b) No person may apply on more than one application. If two or more applications are received representing one individual, all applications of that individual will be rejected, the permit fee forfeited, and he/she will be subject to prosecution. Applications must be postmarked no later than the date specified. Persons applying for party hunts may also apply for quota big game hunts subject to rules found in paragraph (1). Quota big game hunt applicants may also apply for party hunts. Persons not drawn for a party hunt may obtain a vacancy permit for one party hunt date. However, no person may participate in or possess a permit for more than one Cherokee Party Hunt.
 - (c) The party application shall contain a minimum of forty (40) members and a maximum of sixty (60). All information requested on the application must be completed for all party applicants. Each applicant must submit the applicable permit fee. All individuals without appropriate licenses/fees will be deleted from the party. Non-residents may purchase the appropriate license after arrival in Tennessee. If the number of valid applicants on a single party application falls below the minimum of 40, the entire party will be deleted from the drawing.

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- (d) A drawing will be held to determine the successful party applicants, hunt areas, and hunt dates. The first drawn and in subsequent order will be given their choice of the compartment and hunt date as specified on their application. Vacant hunts remaining after the drawing will not be issued and the area will be closed to big game hunting during that specific hunt.
- (e) The party leader may request no substitutions for members of the party who cannot appear, but may request vacancy permits providing the number does not increase the party beyond sixty (60) members. The party leader shall send all the hunter information requested on the vacancy application and the applicable fees for each permit requested. No blank permits will be issued. The deadline for requesting vacancy permits shall be shall be fourteen days prior to the hunt date.

Authority: T.C.A. §§70-1-206, 70-4-107, and 70-5-101

CHAPTER 1660-1-28 RULES AND REGULATIONS GOVERNING LICENSES, PERMITS, FEES

AMENDMENT

Rule 1660-1-28-.03(1), Wildlife Management Area And Designated Area Permits And Fees, is hereby amended by deleting Permit Types 96, 97, and 99 and inserting new Permit Types 96, 97, and 99 as follows:

96	3-Day Gatlinburg Trout Permit	\$9.00
97	Non-Resident 1-Day Gatlinburg Trout Permit	\$11.00
99	1-Day Gatlinburg Trout Permit	\$3.00

Authority: T.C.A. §§70-1-206 and 70-2-219

The notice of rulemaking set out herein was properly filed in the Department of State on the 15th day of August, 2006. (08-35-06)