

Department of State
 Division of Publications
 312 Rosa L. Parks, 8th Floor Snodgrass/TN Tower
 Nashville, TN 37243
 Phone: 615.741.2650
 Fax: 615.741.5133
 Email: register.information@tn.gov

For Department of State Use Only

Sequence Number: 11-14-11
 Notice ID(s): 1694
 File Date: 11-21-11

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.

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:	The Chattanooga Hotel, The Rose Room, Main Floor		
Address 2:	1201 Broad Street		
City:	Chattanooga, TN		
Zip:	37402		
Hearing Date :	01/13/2012		
Hearing Time:	9:00 a.m.	<input type="checkbox"/> CST/CDT	<input checked="" type="checkbox"/> EST/EDT

Additional Hearing Information:

<http://www.chattanooga.com/>

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 of 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, is amended by deleting the rule in its entirety and replacing it with the following:

- (1) Permits (On Wildlife Management Areas and Refuges Where Permits Are Required).
 - (a) Before any person may hunt on a wildlife management area or refuge he must possess a valid and appropriate area hunt permit as specified in Items (2) and (3) below, except when exempt from doing so under the provisions of Item (1)(b) below. Such permits are not transferable.
 - (b) Hunt applicants or participants must be seventeen (17) years of age or over for hunting turkey, deer, bear and wild hog except that youths, ages 6-16, may apply and participate if they are accompanied on the hunt by an adult, twenty-one (21) years of age or older. Youths under sixteen (16) years of age are exempt from purchasing an area hunt permit on all wildlife management areas and refuges when hunting any species except big game, but they must be accompanied on the hunt by an adult who possesses a valid hunt permit.
 - (c) A management area hunt permit is automatically voided when the permittee's bag limit is filled.
- (2) Reelfoot Preservation Permit.
 - (a) Before any person shall hunt, trap fish or participate in boating upon the waters or lands of Reelfoot Wildlife Management Area, including the washout and tailwaters downstream as marked, Black Bayou Refuge, and that portion of the Reelfoot National Wildlife Refuge in Tennessee, a Reelfoot Preservation Permit shall be carried on the person of said users when participating in the above mentioned activities for inspection by duly authorized officers.
 - (b) Exemptions - Persons exempt from the Reelfoot Preservation Permit requirement are those under sixteen (16) years of age, residents sixty-five (65) years of age or older, and holders of the adult Sportsman License or Lifetime Sportsman License.
- (3) Before any person, except those under sixteen (16) years of age hunting small game and waterfowl, may hunt on a wildlife management area or refuge, he must possess a permit as outlined below.
 - (a) A WMA Small Game permit is required on the following wildlife management areas and refuges:

AEDC	Foothills	North Chickamauga Creek
Alpine Mountain	Forks of the River	North Cumberland
Arnold Hollow	Haley-Jaqueth	Oak Ridge
Bark Camp Barrens	Harmon Creek	Obion River
Barkley	Haynes Bottom	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	Pea Ridge
Bogota	Hop-In Refuge	Percy Priest
Bridgestone/Firestone Centennial Wilderness	Horns Bluff Refuge	Perryville
	Jackson Swamp	Prentice Cooper
Browntown	Jarrell Switch Refuge	Rankin

Buffalo Springs	John Tully	Shelton Ferry
Camden	Keyes-Harrison	Skinner Mountain
Catoosa	Kingston Refuge	South Fork Refuge
Cedar Hill Swamp	Kyker Bottoms Refuge	Tellico Lake
Charlotte Ann Finnell Neal	Kyles Ford	Thorny Cypress
Cheatham	Laurel Hill	Tie Camp
Cheatham Lake	Lick Creek	Tigrett
Chickamauga	Lick Creek Bottoms	The Boils
Chuck Swan	Luper Mountain	Three Rivers
Cordell Hull	Maness Swamp Refuge	Tumbleweed
Cordell Hull Refuge	Maple Springs	Watts Bar
Cove Creek	Meeman-Shelby Forest	West Sandy
C. M. Gooch	Mingo Swamp	White Lake Refuge
Cummings Cove	Moss Island	White Oak
Cypress Pond	Mount Roosevelt	Williamsport
Dry Creek	MTSU	Wolf River
Eagle Creek	Natchez Trace	Woods Reservoir Refuge
Eagle Lake Refuge	New Hope	Yanahli
Ernest Rice Sr.	Nolichucky	Yuchi Refuge
Flintville Hatchery	Normandy	

A WMA small game permit is required for individuals participating in dog training. A field trial permit is required on Percy Priest WMA and Tellico Lake WMA.

(b) A WMA Small Game and Waterfowl permit is required for hunting waterfowl on the following wildlife management areas and refuges:

AEDC	Horns Bluff Refuge	Old Hickory
Barkley	Jackson Swamp	Percy Priest
Big Sandy (including Gin Creek)	Jarrell Switch Refuge	Shelton Ferry
Bogota	John Tully	South Fork Refuge
C.M. Gooch	Moss Island	The Boils
Camden	Lick Creek	Thorny Cypress
Cedar Hill Swamp	Lick Creek Bottoms	Three Rivers
Charlotte Ann Finnell Neal	Meeman-Shelby Forest	Tigrett
Cheatham Lake	Mingo Swamp	Tumbleweed
Chickamauga	Moss Island	Watts Bar
Cordell Hull	New Hope	West Sandy
Cordell Hull Refuge	Nolichucky	White Oak
Ernest Rice Sr.	North Chickamauga Creek	Wolf River
Harmon Creek	Paint Rock Refuge	Yanahli
Haynes Bottom	Oak Ridge	Yuchi Refuge
Hiwassee Refuge	Obion River	

(c) A WMA big game permit is required for hunting deer, bear, and turkey on the following wildlife management areas and refuges:

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)	Henderson Island Refuge	Paint Rock Refuge
Bogota	Hick Hill	Pea Ridge
Bridgestone/Firestone	Hickory Flat	Percy Priest
Centennial Wilderness	Hiwassee Refuge	Perryville

Browntown	Hop-In Refuge	Prentice Cooper
Buffalo Springs	Horns Bluff Refuge	President's Island
C. M. Gooch	Jackson Swamp	Rankin
Camden	Jarrell Switch Refuge	Shelton Ferry
Catoosa	John Tully	Skinner Mountain
Cedar Hill Swamp	Keyes-Harrison	South Fork Refuge
Charlotte Ann Finnell Neal	Kingston Refuge	Tellico Lake
Cheatham	Kyles Ford	The Boils
Cheatham Lake	Laurel Hill	Thorny Cypress
Cherokee	Lick Creek	Three Rivers
Chickamauga	Lick Creek Bottoms	Tie Camp WMA
Chuck Swan	Luper Mountain	Tigrett
Cordell Hull	Maness Swamp Refuge	Tumbleweed
Cordell Hull Refuge	Maple Springs	Watts Bar
Cove Creek	Meeman-Shelby Forest	West Sandy
Cummings Cove	Mingo Swamp	White Lake Refuge
Cypress Pond	Moss Island	White Oak
Dry Creek	Mount Roosevelt	Williamsport
Eagle Creek	MTSU	Wolf River
Eagle Lake Refuge	Natchez Trace	Woods Reservoir Refuge
Edgar Evins State Park	New Hope	Yanahli
Enterprise South Park	Nolichucky	Yuchi Refuge
Ernest Rice Sr.		

(d) A WMA Small Game or WMA Small Game and Waterfowl permit is required to trap on all areas that require a small game hunting permit.

Authority: T.C.A. §§70-1-206, 70-2-201, 70-4-107 and 70-5-101

Amendment

Rule 1660-01-08-.05 Permit Applications and Drawings, is amended by deleting section (1) (a) in its entirety and inserting a new paragraph (1) (a) to read as follows:

(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.

Rule 1660-01-08-.05 Permit Applications and Drawings, is further amended by deleting sections (2) and (3) in their entirety and inserting new sections (2) and (3) to read as follows:

(2) Waterfowl blind drawing and allocation procedure on wildlife management areas.

- (a) Permanent blind sites will be allocated by hand-held drawings for the wildlife management areas: Barkley-Unit I, Big Sandy (including Gin Creek Unit), Camden-Units I and II, Cheatham Lake, Gooch-Unit A, Harmon's Creek, Haynes Bottom, Old Hickory-Units I and II, Reelfoot (except as provided in Rule 1660-1-2-.02), Tigrett, West Sandy, and Woods Reservoir of A.E.D.C.
- (b) Each individual desiring to participate in the waterfowl blind drawing must complete an application supplied by the Tennessee Wildlife Resources Agency. Each individual wishing to compete in the drawing must appear in person at the designated location. Applications must be submitted between the hours of 7 a.m. and 10 a.m. (local time) on the first Saturday in August.

- (c) No individual may apply for more than one area. One application is permitted per person. Each applicant must be at least sixteen (16) years of age to compete in the drawing or sign-on.
 - (d) Individuals must produce the following licenses and permits in order to compete in the drawing:
 - All areas (except Reelfoot) - Annual Hunting and Fishing License and an Annual Small Game and Waterfowl Permit, or Sportsman License, or any Lifetime Sportsman License.
 - Reelfoot -, Annual Reelfoot Preservation Permit, or Sportsman License, or any Lifetime Sportsman License.
 - (e) Applications will be drawn in order to establish priorities for blind sites. All participants wishing to sign-on with a successful applicant must do so when he makes his/her choice of blind sites. An individual's application for blind selection is immediately voided when he/she signs-on with another applicant. All individuals wishing to sign-on must possess the necessary licenses and permits indicated in subparagraph (d). Individuals desiring to sign-on must be present.
 - (f) Permits for blinds will be issued at the time of the drawing. Cancelled or unbuilt blinds will be designated as temporary blind sites and available on a first come-first served basis. All decoy and other hunt associated items must be removed at the end of each day.
 - (g) No person shall buy, sell, barter, loan or transfer under any theory of law, or offer to buy, sell, barter, loan or transfer under any theory of law, a waterfowl draw blind site permit or the privilege of signing on a waterfowl draw blind site permit issued pursuant to this rule. Any person violating this rule and regulation is subject to have his/her permit and/or hunting privileges revoked in addition to other penalties as prescribed by law.
- (3) Waterfowl quota hunt computer drawing and allocation procedures
- (a) Each individual or party desiring to participate in a quota waterfowl hunt must make application at times specified and as per instructions supplied by the Tennessee Wildlife Resources Agency.
 - (b) Applicants may apply only once per year. If more than one application is received per hunter, that individual's applications will be rejected.
 - (c) Only applicants sixteen (16) years of age or older on or before the day of the hunt may apply; however, at least one adult, of at least twenty-one years of age, must accompany any youth under sixteen (16) years of age in the hunt party. Youths 6-15 years of age may apply for youth only waterfowl hunts, if successful the youth party must be accompanied by at least one non-hunting adult. Party may not exceed five (5) youths.
 - (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) Any successful applicant or successful party member may bring four (4) additional hunters of his choice to the hunt. However, the number of hunters may not exceed five (5) hunters at any time during the hunt, one of which must be a successful applicant.
 - (f) Successful applicants must return a "notice of intention" to TWRA two weeks prior to a deadline established by TWRA. A confirmation number will be issued to the applicant.
 - (g) Successful applicants that fail to return the notice of intention to TWRA two weeks prior to the TWRA established deadline will forfeit their reservation. Any vacant hunt units will be filled by a hand-held drawing at a time and location specified and as per instructions supplied by the Tennessee Wildlife Resources Agency.

- (h) 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).
- (i) Successful applicants and the additional hunters in the party must also possess appropriate licenses and permits in order to participate in the hunts.
- (j) Priority drawings and procedures for qualifying with priority status will be established as indicated by TWRA.
- (k) A computer drawing will be held to determine successful applicants.

Authority: T.C.A. §§ 70-1-206, 70-2-219, 70-4-107.

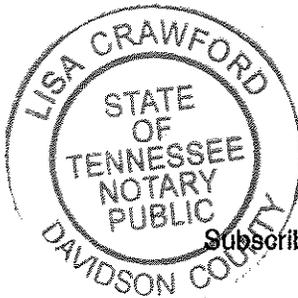
I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: 11-21-11

Signature: *Ed Carter*

Name of Officer: Ed Carter

Title of Officer: Executive Director



Subscribed and sworn to before me on: 11-21-11

Notary Public Signature: *Lisa Crawford*

My commission expires on: May 15, 2015

Department of State Use Only

Filed with the Department of State on: 11/21/11

Tre Hargett
Tre Hargett
Secretary of State

RECEIVED
 2011 NOV 21 AM 11:39
 SECRETARY OF STATE
 PUBLICATIONS