

Notice of Rulemaking Hearing
Tennessee Wildlife Resources Commission

There will be a hearing before the Tennessee Wildlife Resources Commission to consider the promulgation of rules, amendments of rules, or repeals 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 in the Region II Conference Room of the Tennessee Wildlife Resources Agency, Ray Bell Region II Building, 5105 Edmondson Pike, Nashville, Tennessee, at 9:00 a.m., local time, on the 14th day of December, 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 1660-1-28
Rules and Regulations Governing Licenses, Permits and Fees

Amendment

1660-1-28-.04 Miscellaneous Licenses, Permits and Fees is hereby amended by inserting a Facility Fishing License (Type 07) with no fee so that, as amended, the rule shall read:

(1) Licenses, permits and fees are set out as follows:

Type: Description:

06	Migratory Bird Permit (Harvest Inventory Permit).....	\$1.00
07	Facility Fishing License.....	no cost
12	Apprentice Hunting License.....	\$10.00
101	Resident Commercial Fisher License.....	\$200.00
102	Resident Commercial Helper License - Fishing	\$200.00
103	Nonresident Commercial Fisher License.....	\$1,000.00
104	Nonresident Commercial Helper License - Fishing	\$1,000.00
105	Resident Commercial Musseler License	\$200.00
107	Nonresident Commercial Musseler License	\$1,000.00
108	Resident Commercial Roe Fish Permit – Supplemental.....	\$1,000.00
109	Cultured Pearl License	\$1,000.00
110	Nonresident Commercial Roe Fish Permit, Supplemental	\$1,500.00
111	Resident Wholesale Roe Fish Permit.....	\$500.00
112	Nonresident Wholesale Roe Fish Dealer	\$1,000.00
113	Wholesale Fish Dealer’s License	\$500.00
115	Wholesale Mussel Dealer’s License.....	\$500.00
116	Nonresident Fish Dealer’s License.....	\$500.00
117	Falconry General Permit – Supplemental.....	\$60.00

118	Resident Fish Dealer's License	\$50.00
120	Nonresident Trapping License.....	\$400.00
121	Resident/Non-resident Fur Buyer License.....	\$150.00
122	Falconry Apprentice Permit – Supplemental	\$60.00
123	Falconry Master Permit – Supplemental	\$60.00
124	Commercial Wildlife Preserve - Big Game Permit.....	\$300.00
125	Commercial Wildlife Preserve - Small Game Permit.....	\$150.00
141	Taxidermist Permit	\$100.00
149	Animal Importation Permit, One Shipment	\$25.00
150	Animal Importation Permit, Annual	\$200.00
160	Permanent Exhibitor Permit.....	\$1,000.00
161	Temporary Exhibitor Permit	\$250.00
166	Resident Senior Citizen's Permanent License	\$10.00
167	Annual Senior Citizen's Permit - Supplemental.....	\$40.00
170	Personal Possess Permit, Class I, One Animal,.....	\$150.00
171	Personal Possess Permit, Class I, Entire Facility,	\$1,500.00
172	Personal Possession Permit, Class II, One Animal	\$25.00
173	Personal Possession Permit, Class II, Entire Facility.	\$250.00
174	Propagation Facility Permit, Small Game/Waterfowl.....	\$50.00
175	Propagation Facility Permit, Class II, Except Small Game/Waterfowl.....	\$250.00
176	Propagation Facility Permit, Class I.....	\$2,500.00
189	Resident Permanent Sport Combination Hunting and Fishing License - Permanent Wheelchair Restricted.....	\$10.00
190	Slat Basket Tag Permit	\$8.00
194	Replacement License or Permit – Cost for replacement of one license or permit in a single transaction	\$6.00
195	Replacement License or Permit \$1.00 – Cost for replacement of each additional license or permit in a single Type 194 transaction	\$1.00
197	Resident Permanent Sport Fishing License - Certified Blind.....	\$10.00
198	Resident Permanent Sport Combination Hunting and Fishing License (Sport Fishing and Hunting License) - Disabled Veterans	\$10.00
199	Resident Permanent Sport Fishing License – Persons Drawing Social Security Benefits Due to Mental Retardation.....	\$10.00
500	Hunter Education Replacement Card.....	\$6.00

Statutory Authority: T.C.A. §70-1-206 and §70-2-108(a)

New Rule

Rule 1660-1-28, Rules and Regulations Governing Licenses, Permits and Fees, is also amended by adding a new rule, 1660-1-28-.06, Facility Fishing License - Eligibility and Conditions, to read as follows:

1660-1-28-.06 Facility Fishing License - Eligibility and Conditions:

- (1) This license is available at no cost upon written request by a representative employee of a facility located in Tennessee (i.e., hospital, residence or school) that desires to hold a recreational fishing event for residents, students or patients with physical or mental disabilities or for elderly group home residents as part of a medically approved therapy. A representative of the facility must supervise the participants at all times.
- (2) Such written request must be sent to the Executive Director of TWRA at least two (2) weeks prior to the event. The license is good for only one fishing event or trip, not to exceed three (3) days. If

further events or additional days are desired, another written request must be made. All fishing must be done in compliance with state laws, rules and regulations and proclamations.

Statutory Authority: T.C.A. §70-1-206 and §70-2-108(a)

The notice of rulemaking set out herein was properly filed in the Department of State on the 29th day of September, 2006. (09-17-06)