

APA-1
6/93

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control No. 220 Department or Agency Conservation and Natural Resources
Rule No. **220-2-.110 Establishment of Physically Disabled Hunting Areas**

Rule Title: Establishment of Physically Disabled Hunting Areas

New Amend Repeal (of Existing Rule) Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? YES

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? YES

Is there another, less restrictive method of regulation available that could adequately protect the public? NO

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? NO

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the rule? N/A

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? YES

Does the proposed rule have any economic impact? NO

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975 and that it conforms to all applicable filing requirements of the Alabama Administrative Procedure Division of the Legislative Reference Service.

Signature of Certifying Officer  Secretary of Administrative Procedure

Date August 22, 2011

Department of Conservation and Natural Resources
Division of Wildlife and Freshwater Fisheries

NOTICE OF INTENDED ACTION

AGENCY NAME: Department of Conservation and Natural Resources

RULE NO. & TITLE: (1) 220-2-.151 Archery Range Regulation; (2) 220-2-.126 Public Shooting Range Regulation; (3) 220-2-.22 Wildlife Management Areas and Sanctuaries Established; (4) 220-2-.35 Daily Creel Limits, Possession Limits, and Size Limits; (5) 220-2-.110 Establishment of Physically Disabled Hunting Areas; (6) 220-2-.11 Prohibited Methods and Devices for Hunting.

INTENDED ACTION: (1)-(2), (4)-(6):Amendments. (3):New and repeal.

SUBSTANCE OF PROPOSED ACTION: (1)220-2-.151-To further regulate conduct at certain archery ranges and parks; to add names of additional archery parks; to further provide for the use of bows and arrows; and to provide for additional posted restrictions; (2)220-2-.126-To further regulate conduct at certain public shooting ranges; and to provide for additional posted restrictions; (3)220-2-.22-To further provide for the names, boundary lines, and maps of certain wildlife management areas, refuges, and a sanctuary; to also list certain Federal refuges in Alabama; and to repeal existing rule; (4)220-2-.35- To further provide for the creel, possession and size limits for certain fish; and to restrict the taking of, and to require the release of certain, species on certain areas; (5)220-2-.110-To further provide for and establish certain physically disabled hunting areas; to revise maps; to rename a certain area; and to add an additional area and map; (6)220-2-.11-To further provide for prohibited methods and devices for hunting; and to provide for a certain exception for certain range finders on bows.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Interested persons may present their views in writing to the Director of the Division of Wildlife and Freshwater Fisheries at any time during the period stated below, or orally if requested in advance by personally appearing at Room 469, Folsom Administrative Building, 64 North Union Street, Montgomery, Alabama, at 10:00 a.m., Thursday, October 6, 2011.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Thursday, October 6, 2011.

CONTACT PERSON AT AGENCY: M. N. "Corky" Pugh, Director, Division of Wildlife and Freshwater Fisheries, 5th Floor, 64 N. Union Street, Montgomery, Alabama 36130.


DAVID J. DEAN
Secretary of Administrative Procedure

N. Gunter Guy, Jr.

220-2-.110 Establishment of Physically Disabled Hunting Areas

(1) The following areas are hereby designated and established as "Physically Disabled Hunting Areas":

(a) "Marengo Physically Disabled Hunting Area," as indicated on the attached revised ~~revised~~ map.

(b) "M. Barnett Lawley Field Trial Area ~~State Cattle Ranch~~," as indicated on the attached revised ~~revised~~ map.

(c) "R. L. Harris Physically Disabled Hunting Area," as indicated on the attached revised ~~revised~~ map.

(d) "Fayette Physically Disabled Hunting Area," as indicated on the attached revised ~~revised~~ map.

(e) "Turnipseed-Ikenberry Place Physically Disabled Hunting Area," as indicated on the attached revised ~~revised~~ map.

(f) "Department of Youth Services Physically Disabled Hunting Area," as indicated on the attached revised ~~revised~~ map.

(g) "Macon State Forest Physically Disabled Hunting Area," as indicated on the attached revised ~~revised~~ map.

(h) "Little River State Forest Physically Disabled Hunting Area," as indicated on the attached revised ~~revised~~ map.

(i) "Prairie Creek Physically Disabled Hunting Area," as indicated on the attached revised ~~revised~~ map.

(j) "Forever Wild Land Trust – Alabama Power Co. Physically Disabled Hunting Area," as indicated on the attached revised ~~revised~~ map.

(k) "USA Foundation Hunting Area," as indicated on the attached revised ~~revised~~ map.

(l) "Pine Hills Physically Disabled Hunting Area," as indicated on the attached revised ~~revised~~ map.

(m) "Chattahoochee Physically Disabled Hunting Area," as indicated on the attached revised ~~revised~~ map.

(n) "Big Oak Physically Disabled Hunting Area," as indicated on the attached ~~revised~~ revised map.

(o) "Dozier Physically Disabled Hunting Area," as indicated on the attached ~~revised~~ revised map.

(p) "Cherokee Physically Disabled Hunting Area," as indicated on the attached ~~revised~~ revised map.

(q) "Shiloh Hill Physically Disabled Hunting Area," as indicated on the attached ~~revised~~ revised map.

(r) "Coffee County (Victoria) Physically Disabled Hunting Area," as indicated on the attached map.

Statutory Authority: §§ 9-2-7, 9-2-8, and 9-2-12
Code of Alabama 1975

PENALTY: As provided by law.

11/9/94(ER); 2/17/95; 9/26/95(ER); 1/17/96; 11/15/2000(ER); 5/18/2001; 9/20/2001(ER);
1/17/2002(ER); 2/27/2002; 10/25/2004(ER); 10/3/2005(ER); 7/12/2006; 10/18/2007;
10/21/2009;