

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-.22 Wildlife Management Areas and Sanctuaries Established**

Rule Title: Wildlife Management Areas and Sanctuaries Established

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

APA-2
6/93

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.

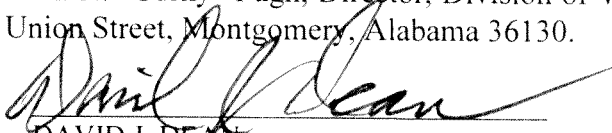
SUBSTANCE OF PROPOSED ACTION: (1)220-2-.151-To further regulate conduct at certain archery ranges and parks; to add names of additional archery parks; to further provide for the use of bows and arrows; and to provide for additional posted restrictions; (2)220-2-.126-To further regulate conduct at certain 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-.22 Wildlife Management Areas and Sanctuaries Established

(1) The areas and refuges described in paragraph (2) hereof are hereby established as "wildlife management areas." The boundary lines of these areas and refuges shall be as they are described on the maps attached hereto and made a part hereof as though set out herein in full.

(2) The names and counties of these areas and refuges are as follows: Autauga County Community Hunting Area (Autauga); Barbour Wildlife Management Area (Barbour, Bullock); Black Warrior Wildlife Management Area (Winston, Lawrence); Blue Spring Wildlife Management Area (Covington); William R. Ireland, Sr. - Cahaba River Wildlife Management Area (Bibb, Shelby); Choccolocco Wildlife Management Area (Cleburne, Calhoun); Coosa Wildlife Management Area (Coosa); Crow Creek Management Area (Jackson); David K. Nelson (Demopolis) Wildlife Management Area (Sumter, Greene, Hale, Marengo); Frank W. & Rob M. Boykin Wildlife Management Area (Washington, Mobile); Fred T. Stimpson Community Hunting Area (Clarke); Freedom Hills Wildlife Management Area (Colbert); Geneva State Forest Wildlife Management Area (Geneva, Covington); Grand Bay Savanna Community Hunting Area (Mobile); Hollins Wildlife Management Area (Talladega, Clay); James D. Martin - Skyline Wildlife Management Area (Jackson); Lauderdale Wildlife Management Area (Lauderdale); Little River Wildlife Management Area (DeKalb, Cherokee); Lowndes Wildlife Management Area (Lowndes); Mallard-Fox Creek Wildlife Management Area (Morgan, Lawrence); Mud Creek Management Area (Jackson); Mulberry Fork Wildlife Management Area (Walker, Tuscaloosa); Oakmulgee Wildlife Management Area (Bibb, Perry, Hale, Tuscaloosa); Perdido River Wildlife Management Area (Baldwin); Raccoon Creek Management Area (Jackson); Riverton Community Hunting Area (Colbert); Sam R. Murphy Wildlife Management Area (Lamar, Marion); Scotch Wildlife Management Area (Clarke); Seven Mile Island Wildlife Management Area (Lauderdale); St. Clair Community Hunting Area (St. Clair); Swan Creek Wildlife Management Area (Limestone); Upper Delta Wildlife Management Area (Baldwin, Mobile); W. L. Holland and Mobile-Tensaw Delta Wildlife Management Areas (Baldwin, Mobile); Wolf Creek Community Hunting Area (Walker, Fayette); Yates Lake West Community Hunting Area (Elmore); North Sauty Refuge (Jackson); and Crow Creek Refuge (Jackson).

(3) The following sanctuary is hereby established: Upper State Game Sanctuary (Clarke). The boundary lines of this sanctuary shall be as they are described on the map attached hereto and made a part hereof as though set out herein in full.

(4) In addition, the following Federal refuges exist in the State of Alabama: Cahaba River National Wildlife Refuge (Bibb); Choctaw National Wildlife Refuge (Choctaw); Eufaula National Wildlife Refuge (Barbour); Mountain Longleaf National Wildlife Refuge (Calhoun); Wheeler National Wildlife Refuge (Morgan, Limestone, Madison); Bon Secour National Wildlife Refuge (Baldwin, Mobile); and Grand Bay National Wildlife Refuge

(Mobile). The boundary lines and areas for these refuges are established by Federal authorities.

(5) Rule No. 220-2-.22, as previously promulgated, is hereby expressly repealed.

Statutory Authority: Sections 9-2-7, 9-2-8, 9-11-300, and 9-11-301
Code of Alabama 1975

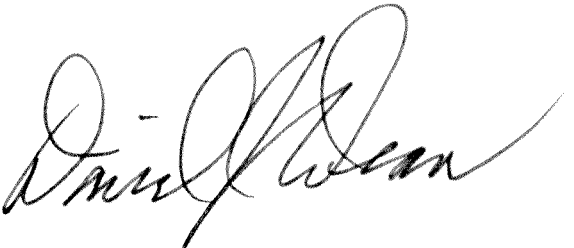
PENALTY: As provided by law.

9/30/82; 1/22/86; 10/17/86; 8/6/87; 9/23/88; 2/8/89; 11/16/89; 12/21/90; 2/22/91; 11/13/91; 11/13/ 92; 10/20/93; 10/22/94; 10/26/95; 10/2/96(ER); 10/25/96; 9/11/97(ER); 10/21/97; 9/4/98(ER); 10/21/98; 10/19/99(ER); 11/17/99; 10/26/2000(ER); 12/2/2000; 9/20/2001(ER); 12/13/2001; 10/18/2002(ER); 11/28/2002; 11/19/2003(ER); 4/9/2004; 10/25/2004(ER); 3/10/2005; 10/24/2005 (ER); 3/3/2006; 8/31/2006(ER); 2/27/2007; 11/30/2007;12/18/2007 (ER); 5/29/2008; 12/5/2008; 10/21/2009; 9/8/2010(ER); 12/30/2010;

August 22, 2011

MEMORANDUM

TO: Legislative Reference Service
Administrative Procedure Division

FROM: David J. Dean
Secretary of Administrative Procedure 

RE: Statement Relative to Repeal of Rule 220-2-.22

In accordance with the provisions of Legislative Reference Service, Administrative Procedure Division, Rules 1-1-1-.03 and 1-1-4-.02, the following statement is submitted: Rule 220-2-.22 - This new rule repeals previously existing Rule 220-2-.22, which had been adopted effective December 30, 2010 (copy attached, except for maps which are on file in your office). The differences between the new rule and the old rule are the following: The new rule provides for the names, counties, and boundary lines for the areas as provided for therein and as indicated on the attached maps, whereas the previous version did the same for the areas provided for and indicated therein. Any questions concerning map or boundary changes should be addressed to the Division of Wildlife and Freshwater Fisheries, Wildlife Section, Gary Moody. In addition, the new rule repeals the existing rule.

DJD/sbe

[REPEAL]

M. Barnett Lawley

220-2-.22 Wildlife Management Areas and Sanctuaries Established

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