

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-.29 Open Trapping Seasons on Fur-Bearers**

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

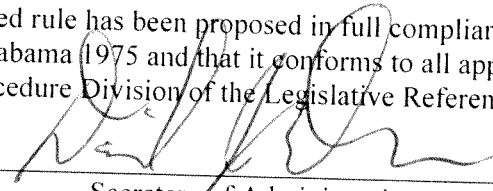
Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? YES

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 June 20, 2012

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-.35 Daily Creel Limits, Possession Limits and Size Limits; (2) 220-2-.73 The Alabama Cooperative Deer Management Assistance Program; (3) 220-2-.55 Wildlife Management Areas, Community Hunting Areas, Public Hunting Areas, and Refuges of Alabama; (4) 220-2-.151 Archery Range Regulation; (5) 220-2-.29 Open Trapping Seasons on Fur-Bearers; (6) 220-2-.143 Alligator Hunting Season and Regulations; (7) 220-2-.02 Legal Arms, Ammunition, and Methods for Hunting.

INTENDED ACTION: Amendments.

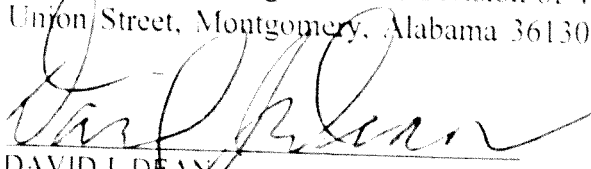
SUBSTANCE OF PROPOSED ACTION: (1)220-2-.35 -To further provide for and regulate the daily creel limits, possession limits and size limits for certain fish; to further provide for certain creel and size limits; to prohibit certain cullings; (2)220-2-.73 -To further provide for and regulate the Alabama Cooperative Deer Management Assistance Program; to require certain minimum number of contiguous acres; and to delete certain provisions relating to certain fees; (3) 220-2-.55-To further provide for and regulate conduct at such areas; to further provide for certain youth hunting, use of certain firearms, transportation of certain turkey, wearing of hunter orange, waterfowl hunting, and to further specify the areas to which certain provision apply; (4)220-2-.151- To further provide for and regulate certain archery ranges; to specify certain additional archery parks; and to further provide for certain requirements to use the archery ranges; (5)220-2-.29 -To further provide for and regulate trapping seasons and methods; to set the season and to delete certain provisions relating to trapping of certain woodchuck (groundhog); (6)220-2-.143 -To further provide for and regulate alligator hunting season and methods; to set the season and to provide for an application process, training requirements, and certain check station requirements, reporting and tagging; (7) 220-2-.02 To further provide for and regulate legal arms, ammunition, and equipment for hunting, including, but not limited to, certain hunting for deer, turkey, migratory birds, bobcat, groundhog, unprotected wildlife, fox, coyote, feral swine, and falconry; and to amend the title of the rule.

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., Monday, August 6, 2012.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:
Monday, August 6, 2012.

CONTACT PERSON AT AGENCY:

Fred Harders, Acting Director, Division of Wildlife
and Freshwater Fisheries, 5th Floor, 64 N. Union Street, Montgomery, Alabama 36130. (334)
242-3465.



DAVID J. DEAN

Secretary of Administrative Procedure

N. Gunter Guy, Jr.

220-2-.29 Open Trapping Seasons on Fur-Bearers

(+) The open seasons during which fur-bearing animals may be trapped in Alabama during 2011-2012 are fixed by the Commissioner of Conservation and Natural Resources by virtue of the authority contained in the Code of Alabama 1975, Section 9-2-7 and 9-2-8, as follows:

**BOBCAT, COYOTE, FOX, MINK, MUSKRAT,
NUTRIA, OPOSSUM, OTTER, RACCOON AND SKUNK:**

November 12 - February 20-28

BEAVER:

No Closed Season

COYOTE:

*No Closed Trapping Season on Private
Lands with Landowner Permission*

NOTE: See tagging requirements for Bobcat and Otter under Rule 220-2-.30.

~~(2) It shall be lawful for any person, firm or corporation to trap woodchuck (groundhog) from the first day of April through the thirty first day of August each year, provided, however, traps shall be set only on or within 100 feet of fields containing agricultural crops or on or within 100 feet of fields that contained agricultural crops in the year immediately preceding. All such traps shall be tagged with the owner's name and address.~~

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

PENALTY: As provided by law.

9/30/82; 9/12/83; 9/7/84; 10/13/84; 10/19/85; 9/3/86(E); 9/8/87(E); 9/1/88(E); 8/28/89(E);
8/28/90(E); 8/6/91(E); 8/31/92(E); 8/31/93(E); 7/14/94(E); 8/15/95(E); 8/20/96(E); 7/15/97(E);
8/3/98(E); 8/30/99(E); 8/29/00(E); 7/10/01(E); 7/16/2002(E); 7/1/2003(E); 9/15/2004; 8/16/2005(E)
10/11/2006(E); 8/10/2007(E); 9/16/2008(E); 9/22/2009(E); 7/28/2010(E); 8/24/2011(E);.