

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-.17 Organized Field Trials**

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

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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.

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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 November 18, 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-.17 Organized Field Trials

**INTENDED ACTION:** Amendments.

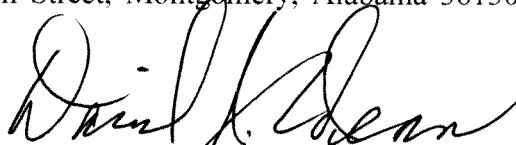
**SUBSTANCE OF PROPOSED ACTION:** (1) 220-2-.17 -To further provide for the regulation of organized field trials, the permitting of same, and the wildlife involved in such trials.

**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., Friday, January 6, 2012.

**FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:**

Friday, January 6, 2012.

**CONTACT PERSON AT AGENCY:** M. N. "Corky" Pugh, 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-.17 Organized Field Trials**

It shall be legal for any resident or nonresident of this State to participate in any organized field trial, approved in writing by the Department of Conservation and Natural Resources, without a hunting license, provided that no guns using live ammunition are used or any game animals or birds are taken or killed in any way in the process of such field trial. Provided further that during the course of approved bird hunting dog field trials (which trials shall only be conducted pursuant to possession of a valid permit from the Department of Conservation and Natural Resources), only properly marked pen-raised ~~banded~~ quail or mallard ducks may be shot. The shooter, or person bearing the gun, will not be required to have a hunting license. Only one person at a time may possess a gun during the course or stations of a permitted field trial where such quail or ducks will be shot. ~~A bird dog~~ An organized field trial permit where such quail or ducks are taken will only be issued for a predesignated marked course or hunting dog trial stations and ~~the number of tagged pen-raised birds to be released will be specified on the permit.~~ Approval of the local conservation officer (or Commissioner's designee) will be required prior to the issuance of a bird hunting dog field trial permit where ~~pen-raised~~ such quail or ducks are to be taken. Permits for bird hunting dog field trials where birds are to be shot will only be issued from September 1 through ~~April 30~~ May 15.

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

**PENALTY:** As provided by law.

9/30/82; 10/20/93;