

RULEMAKING NOTICE FORM

Notice Number _____

Rule Number **Fis 900**

<p>1. Agency Name & Address:</p> <p style="text-align: center;">NH Fish and Game Department 11 Hazen Drive Concord, NH 03301</p>	<p>2. RSA Authority: <u> 212:19 </u></p> <p>3. Federal Authority: _____</p> <p>4. Type of Action:</p> <p style="padding-left: 20px;">Adoption _____</p> <p style="padding-left: 20px;">Amendment _____</p> <p style="padding-left: 20px;">Repeal _____</p> <p style="padding-left: 20px;">Readoption _____</p> <p style="padding-left: 20px;">Readoption w/amendment <u> xx </u></p>
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5. Short Title: **Rules for Lands and Waters Under Department Control**

6. (a) Summary of what the rule says and of any proposed amendments:

The current rule identifies wildlife management areas and other lands under Department control, and is being readopted with amendment. The amendments add properties that have been acquired since the adoption of the current rule.

The proposal readopts with amendments the general standards for use of the areas by all persons, and the process to obtain a “special use permit” that approves with conditions uses that would otherwise be prohibited.

The proposal readopts without change controls for the training and use of dogs on Department lands, specific controls on uses at 7 specific wildlife management areas, and rules for all uses of the Owl Brook Education Facility.

The proposal includes a new provision, part Fis 905 that sets forth the policy for erection of memorials on lands and waters under Department control.

6. (b) Brief description of the groups affected:

All persons seeking to use lands and waters under department control for hunting, fishing, trapping, and other lawful activities. All persons seeking special use of such lands for activities that would normally be prohibited, but may be permitted subject to special conditions. All users of the Owl Brook Education facility. All persons seeking to erect memorials upon lands or waters controlled by the department.

6. (c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:

Rule(s)	State Statute (RSA)
Fis 901 – Fis 905	RSA 212:19

7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name: **Paul G. Sanderson, Esq.**
Address: **11 Hazen Drive
Concord, NH 03301**

Title: **Legal Coordinator**
Phone #: **603-271-1136**
Fax#: **603-271-1438**
E-mail: comments@wildlife.nh.gov

**Subject: Lands Under
Department Control**

TTY/TDD Access: Relay NH 1-800-735-2964 or
dial 711 (in NH)

8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: **October 26, 2016**

Fax

E-mail

Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Tuesday October 18, 2016 at 1:00 PM**

Place: **Fish & Game Headquarters, 11 Hazen Dr. Concord, NH 03301**

10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant)

FIS # 16:158 , dated 08/05/16

Fiscal Impact Statement for New Hampshire Fish and Game Department rules governing Rules for Lands and Waters Under Department Control. [Fis 901.01 to 905,03]

1. Comparison of the costs of the proposed rule(s) to the existing rule(s):

There is no difference in cost when comparing the proposed rules to the existing rules, with the exception of Fis 905 as it is a new section of proposed rules.

2. Cite the Federal mandate. Identify the impact on state funds:

No federal mandate, no impact on state funds.

3. Cost and benefits of the proposed rule(s):

A. To State general or State special funds:

None .

B. To State citizens and political subdivisions:

None.

C. To independently owned businesses:

None.

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

The proposal does not impose any programs, responsibilities, or administrative duties upon any political subdivision of the state, and thus does not violate the NH Constitution, Part I, Article 28-a.