

LEGAL NOTICE



In accordance with Neb. Rev. Stat. 84-907, a public hearing, conducted by the Nebraska Game and Parks Commission, will be held Friday, March 15, 2019, at the Lied Lodge and Conference Center, located at 2700 Sylvan Road, Nebraska City, Nebraska, prior to consideration and/or enactment of the following:

Pursuant to the provisions of Neb. Rev. Stat. 37-806, a public hearing will be held at 8:30 a.m., for Commissioner District One (1) input on proposed listing and de-listing of State Threatened and Endangered Species.

Pursuant to the provisions of Neb. Rev. Stat. §§ 37-301 through 37-316, 37-353, 37-401, 37-403 through 37-406, 37-411, 37-412, 37-413, 37-414, 37-418, 37-426 through 37-429, 37-447 through 37-453, 37-527, 37-455 through 37-461, 37-463, 37-464, 37-477 through 37-479, 37-482.01, 37-501 through 37-503, 37-508, 37-509, 37-512, 37-514, 37-520, 37-525, 37-527, 37-529, 37-532, 37-534, 37-537, 37-540, 37-547, 37-560, 37-563, 37-701, 37-708, 37-802 through 37-811, a public hearing will be held at 8:45 a.m., to consider amendments to Chapter 4, Wildlife Regulations, Section 001, General Regulations Governing Wildlife Species, regarding clarification of language to allow late season doe/fawn antelope hunters the ability to legally carry a centerfire rifle or handgun while hunting; and to clarify the process for landowners to attain a Damage Control permit for deer, antelope, elk or game birds.

Pursuant to the provisions of Neb. Rev. Stat. §§ 37-314, 37-315, 37-502, 37-701, a public hearing will be held at 9:00 a.m., to consider amendments to Commission Order C05, Game Birds (not including turkey, coots and migratory waterfowl), Furbearers, Cottontail Rabbit and Squirrels regarding the change to the woodcock hunting season.

Pursuant to the provisions of Neb. Rev. Stat. §§ 37-314, 37-315, 37-405, 37-411, 37-428, 37-501, 37-508, 37-536, 37-563, 37-701, a public hearing will be held at 9:15 a.m., to consider amendments to Commission Order C06, Coots, Ducks, Geese, Crow, regarding changes in dates and bag limit.

Pursuant to the provisions of Neb. Rev. Stat. §§ 37-301, 37-303, 37-314, 37-308, 37-308.01, 37-317, 37-404, 37-426, 37-427, 37-451, 37-452, 37-505, a public hearing will be held at 9:30 a.m., to consider the implementation of statutory authority for the Commission to create new Commission Order C14, Mountain Sheep, that will contain the open season, permits authorized, permit bag limit, shooting hours, and areas open.

Pursuant to the provisions of Neb. Rev. Stat. §§ 37-301, 37-303, 37-314, 37-308, 37-308.01, 37-317, 37-404, 37-426, 37-427, 37-451, 37-452, 37-505, a public hearing will be held at 9:45 a.m., to consider amendments to Chapter 4, Wildlife Regulations, Section 014, Mountain Sheep, regarding the deletion of the open season, permits authorized, permit bag limit, shooting hours, and areas

open which are included in Commission Order C14. Section 014 will contain permit eligibility, application period and procedure; orientation session; guiding requirement; instructions for checking any mountain sheep harvested; legal weapons; donating any mountain sheep or mountain sheep parts; and guidance on legal possession of parts.

Copies of the proposed regulations and fiscal impact statements shall be available for public inspection at the Game and Parks Commission office and the Office of the Secretary of State.

Copies of the proposed Commission Order Changes shall be available for public inspection at the Game and Parks Commission website at www.outdoornebraska.gov .

James Douglas, Director

FEB 07 2019

DRAFT FISCAL IMPACT STATEMENT

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|--|---------------------------------|
| Agency: Nebraska Game and Parks Commission | |
| Title: 163 | Prepared by: Sandra Paice |
| Chapter: 4 | Date prepared: February 7, 2019 |
| Subject: Section <u>014</u> , Mountain Sheep | Telephone: 402/471-5432 |

Type of Fiscal Impact:

| | State Agency | Political Sub. | Regulated Public |
|-------------------|--------------|----------------|------------------|
| No Fiscal Impact | () | () | () |
| Increased Costs | () | () | () |
| Decreased Costs | () | () | () |
| Increased Revenue | () | () | () |
| Decreased Revenue | () | () | () |
| Indeterminable | () | () | () |

Provide an Estimated Cost & Description of Impact:

State Agency: \$0
 Political
 Subdivision: \$0
 Regulated
 Public: \$0

If indeterminable, explain why:

NEBRASKA ADMINISTRATIVE CODE

Last Approved Date: ~~January 24, 2018~~ October 26, 2018

Title 163 - Nebraska Game and Parks Commission

Chapter 4 - Wildlife Regulations

014 Mountain Sheep

The following regulations are prescribed by the Game and Parks Commission, State of Nebraska in accordance with Neb. Rev. Stat. §§ 37-301, 37-303, 37-314, 37-308, 37-308.01, 37-317, 37-404, 37-426, 37-427, 37-451, 37-452, 37-505. For purposes of these regulations, unless context otherwise requires, the definitions found in Chapter 37, sections 202 through 247 of the Game Law, are used.

Unless otherwise specified, mountain sheep are defined as bighorn sheep (*Ovis canadensis*) wherever referenced in Title 163, Chapter 4 of the Nebraska Administrative Code.

For season dates, year and permits authorized, permit bag limit, shooting hours, and open areas see Nebraska Game and Parks Commission Order C14, Mountain Sheep, on the Commission's website: outdoornebraska.gov.

014.01 ~~Open Season:~~

~~During years when permit(s) are authorized, the season shall be: the Tuesday following Thanksgiving through December 22.~~

014.02 ~~Year 2019: Lottery — 1 Auction — 1~~

014.03 ~~Permit Bag Limit: One mountain sheep~~

014.04 ~~Shooting Hours: 30 minutes before sunrise to 30 minutes after sunset.~~

014.05 ~~Area Open: Banner, Box Butte, Dawes, Morrill, Scotts Bluff, Sheridan, and Sioux counties.~~

014.06 014.01 Application for Lottery Permits

014.06A 014.01A Applications shall be accepted from Nebraska Residents only, from the third Monday in April beginning at 1 p.m. CST through the first Friday in August (receipt date at Game and Parks Commission office in Lincoln) during years when a lottery sheep permit is authorized (014.02 Commission Order C14.02). All valid applications accompanied by the required fee (Chapter 1, Section 006; Administration Regulations) shall be considered equally in a drawing. It is unlawful to submit more than one application per calendar year for a lottery

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sheep permit. If more than one such application is submitted by or for any person, all of his/her applications shall be excluded from the drawing and accompanying lottery fees shall be forfeited.

~~014.07~~ **014.02** Orientation Session: Persons with sheep permits must attend an orientation session prior to hunting.

~~014.08~~ **014.03** Guiding Requirement: Each permittee must be accompanied by a representative of the Commission while hunting unless written exemption is provided by a designee of the Director of the Game and Parks Commission.

~~014.09~~ **014.04** Checking: Any mountain sheep which is taken must be presented to an official check station specified by the Commission on the same day it is killed, unless the check station is notified that day and arrangements are made for a later check. Sheep must be presented to the check station with the head naturally attached to the carcass; hind half may be detached from the front, provided evidence of sex is retained on the hind half. An identifying seal or plug will be attached to or inserted in one horn and this identification must remain permanently attached.

~~014.10~~ **014.05** Weapons Allowed: Firearms and archery equipment as specified in 001.01B2.

~~014.11~~ **014.06** Mountain sheep or mountain sheep parts may be donated to individuals or organizations for display or educational purposes under the authority of written authorization of the Commission. It shall be unlawful for mountain sheep or parts thereof which are possessed under this authorization to be sold, bartered, or given away except by authorization of the Commission. Mountain sheep or sheep parts shall be permanently marked with an identifying number. Priority of disposition shall be at the discretion of the Commission.

~~014.12~~ **014.07** Except for meat and flesh, legally possessed parts from mountain sheep other than bighorn sheep (*Ovis canadensis*) may be bought, sold, bartered, or given away.