

| <b>G.S. 150B-21.3A Report for 15A NCAC 10B, HUNTING AND TRAPPING</b> |                                     |                    |   |   |  |  |                             |  |  |
|--|-------------------------------------|--------------------|---|---|--|--|-----------------------------|--|--|
| Agency - Wildlife Resources Commission                               |                                     |                    |   |   |  |  |                             |  |  |
| Comment Period - 10/01/2017 through 08/02/2017                       |                                     |                    |   |   |  |  |                             |  |  |
| Date Submitted to APO - Filled in by RRC staff                       |                                     |                    |   |   |  |  |                             |  |  |
| Subchapter   | Rule Section                        | Rule Citation      | Rule Name   | Date and Last Agency Action on the Rule | Agency Determination [150B-21.3A(c)(1)a]   | Implements or Conforms to Federal Regulation [150B-21.3A(e)] | Federal Regulation Citation | Public Comment Received [150B-21.3A(c)(1)] | Agency Determination Following Public Comment [150B-21.3A(c)(1)] |
|  | SECTION .0100 - GENERAL REGULATIONS | 15A NCAC 10B .0101 | IMPORTATION OF WILD ANIMALS AND BIRDS               | Amended Eff. August 1, 2010             | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0102 | IMPORTATION OF GRAY FOXES                           | Eff. February 1, 1976                   | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0105 | MIGRATORY GAME BIRDS                                | Amended Eff. August 1, 2015             | Necessary with substantive public interest | Yes<br>If yes, include the citation to the federal law       | 50 CFR Part 20              | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0106 | WILDLIFE TAKEN FOR DEPREDATIONS                     | Amended Eff. December 1, 2016           | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0107 | BLACK BEAR  | Amended Eff. August 1, 2016             | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0109 | CHASING DEER BY DOGS IN CERTAIN COUNTIES            | Amended Eff. July 1, 1999               | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0110 | ATTENDANCE OF TRAPS                                 | Amended Eff. August 1, 2002             | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0111 | RESTRICTIONS ON RACCOON AND OPOSSUM HUNTING         | Amended Eff. August 1, 1981             | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0113 | BIG GAME KILL REPORTS                               | Amended Eff. August 1, 2012             | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0114 | DOG TRAINING AND FIELD TRIALS                       | Amended Eff. May 1, 2015                | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0115 | SHINING LIGHTS IN DEER AREAS                        | Amended Eff. July 18, 2002              | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0116 | PERMITTED ARCHERY EQUIPMENT                         | Amended Eff. August 1, 2014             | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0117 | REPLACEMENT COSTS OF WILDLIFE RESOURCES             | Amended Eff. August 1, 2002             | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0118 | SALE OF WILDLIFE                                    | Amended Eff. May 1, 2016                | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0119 | WILDLIFE COLLECTORS                                 | Amended Eff. January 1, 2013            | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0120 | TAKING DEER AND BEAR WITH HANDGUNS                  | Amended Eff. August 1, 2014             | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0121 | WILD BIRDS DEFINED                                  | Amended Eff. August 1, 2010             | Necessary with substantive public interest | Yes<br>If yes, include the citation to the federal law       | 50 CFR 10.13                | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0122 | PROHIBITED HUNTING ON STATE FISH HATCHERIES         | Eff. September 1, 1989                  | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0123 | POSSESSION OF CERTAIN SPECIES OF WILDLIFE RESOURCES | Amended Eff. April 1, 1997              | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0124 | IMPORTATION OF ANIMAL PARTS                         | Eff. May 1, 2006                        | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |

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| Agency - Wildlife Resources Commission                               |                                |                    |  |   |  |  |                             |  |  |
| Comment Period - 106/01/2017 through 08/02/2017                      |                                |                    |  |   |  |  |                             |  |  |
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| Subchapter   | Rule Section                   | Rule Citation      | Rule Name  | Date and Last Agency Action on the Rule | Agency Determination [150B-21.3A(c)(1)a]   | Implements or Conforms to Federal Regulation [150B-21.3A(e)] | Federal Regulation Citation | Public Comment Received [150B-21.3A(c)(1)] | Agency Determination Following Public Comment [150B-21.3A(c)(1)] |
|  |                                | 15A NCAC 10B .0125 | RELEASE OF MUTE SWANS                                    | Eff. July 1, 2008                       | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0126 | STATE HUNTING LICENSE EXEMPTIONS                         | Eff. August 1, 2010                     | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0127 | POSSESSION OF WILDLIFE KILLED ACCIDENTALLY OR FOUND DEAD | Eff. January 1, 2013                    | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  | <b>SECTION .0200 - HUNTING</b> | 15A NCAC 10B .0201 | PROHIBITED TAKING AND MANNER OF TAKE                     | Amended Eff. May 1, 2016                | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0202 | BEAR   | Amended Eff. August 1, 2016             | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0203 | DEER (WHITE-TAILED)                                      | Amended Eff. August 1, 2016             | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0205 | RACCOON AND OPOSSUM                                      | Amended Eff. May 1, 2008                | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0206 | SQUIRRELS  | Amended Eff. August 1, 2013             | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0207 | RABBITS  | Amended Eff. May 1, 2008                | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0208 | QUAIL  | Amended Eff. July 18, 2002              | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0209 | WILD TURKEY  | Amended Eff. January 1, 2013            | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0210 | RUFFED GROUSE (NATIVE PHEASANT)                          | Amended Eff. July 1, 1987               | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0211 | PHEASANT (NONNATIVE VARIETIES)                           | Amended Eff. July 1, 1987               | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0212 | FOXES (GRAY AND RED)                                     | Amended Eff. May 1, 2009                | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0213 | GROUNDHOG  | Eff. February 1, 1976                   | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0214 | WILDCAT (BOBCAT)   | Amended Eff. July 1, 1996               | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0215 | CROWS  | Amended Eff. January 1, 2012            | Necessary with substantive public interest | Yes<br>If yes, include the citation to the federal law       | 50 CFR Part 20              | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0216 | FALCONRY   | Amended Eff. August 1, 2012             | Necessary with substantive public interest | Yes<br>If yes, include the citation to the federal law       | Title 50 § 21.29            | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0217 | PISTOL SEASONS   | Eff. August 1, 1980                     | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                | 15A NCAC 10B .0219 | COYOTE   | Amended Eff. July 1, 2016               | Necessary with substantive public interest | No   |                             | Yes  | Necessary with substantive public interest                       |

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| Agency - Wildlife Resources Commission                               |                                     |                    |  |   |  |  |                             |  |  |
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| Subchapter   | Rule Section                        | Rule Citation      | Rule Name  | Date and Last Agency Action on the Rule             | Agency Determination [150B-21.3A(c)(1)a]   | Implements or Conforms to Federal Regulation [150B-21.3A(e)] | Federal Regulation Citation | Public Comment Received [150B-21.3A(c)(1)] | Agency Determination Following Public Comment [150B-21.3A(c)(1)] |
|  |                                     | 15A NCAC 10B .0220 | NUTRIA   | Eff. July 1, 1996                                   | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0221 | STRIPED SKUNK  | Eff. May 1, 2006                                    | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0222 | ARMADILLO  | Eff. August 1, 2010                                 | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0223 | FERAL SWINE  | Amended Eff. August 1, 2015                         | Necessary with substantive public interest | No   |                             | Yes  | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0225 | ELK  | Eff. August 1, 2016                                 | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  | <b>SECTION .0300 - TRAPPING</b>     | 15A NCAC 10B .0301 | DEFINITIONS  | Eff. January 1, 2011                                | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0302 | PROHIBITED TAKING  | Recodified from Rule 10B .0301 Eff. January 1, 2011 | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0303 | OPEN SEASONS   | Amended Eff. November 1, 2012                       | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0304 | BAG LIMITS   | Amended Eff. November 1, 2012                       | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0305 | TRAPS  | Amended Eff. January 1, 2011                        | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  | <b>SECTION .0400 - TAGGING FURS</b> | 15A NCAC 10B .0401 | DEFINITIONS  | Amended Eff. January 1, 1992                        | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0402 | TAGGING FURS   | Amended Eff. August 1, 2010                         | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15a ncac 10b .0403 | APPLICATION FOR TAGS   | Amended Eff. April 1, 2003                          | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0404 | TRAPPERS AND HUNTERS   | Amended Eff. August 1, 2015                         | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0405 | FUR DEALERS  | Amended Eff. August 1, 2010                         | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0406 | MISUSE OF TAGS   | Amended Eff. August 1, 2010                         | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |
|  |                                     | 15A NCAC 10B .0409 | SALE OF LIVE FOXES AND COYOTES TO CONTROLLED FOX HUNTING PRESERVES | Amended Eff. July 10, 2010                          | Necessary with substantive public interest | No   |                             | No   | Necessary with substantive public interest                       |

| Agency                        | Rule               | Name   | Type of Comment                                   | Comment   | Agency Response  | RRC Staff Recommendation |
|-------------------------------|--------------------|--------|---|---|--|--------------------------|
| Wildlife Resources Commission | 15A NCAC 10B .0219 | COYOTE | Public Coment as defined in G.S. 150B-21.3A(a)(5) | I've been hunting predators for over 20 years now and have gotten into nightttime hunting on private property the past 3 years. I've invested heavily in the proper equipment to include both night vision and thermal optics. I've had an awesome time and have been waiting for the opportunity to hunt the game lands at night for coyotes. My thought has been that only serious predator hunters would apply for the appropriate permit to do this, AND I AM ONE OF THEM!!!! Thank you so much for this opportunity. I have a couple of friends who are into night coyote hunting just as much as me and I'm sure they would jump at the chance to do it on public land. | The agency determined this rule to be necessary with substantive public interest. The comment pertains to the Rule and does not change the agency's determination. | Comment has merit        |

| Agency                           | Rule               | Name        | Type of Comment                                      | Comment   | Agency Response  | RRC Staff Recommendation |
|----------------------------------|--------------------|-------------|--|---|--|--------------------------|
| Wildlife Resources<br>Commission | 15A NCAC 10B .0223 | FERAL SWINE | Public Coment as defined<br>in G.S. 150B-21.3A(a)(5) | I've been hunting feral hogs the past 6-7 years at night time on private property and have harvested several very large boars. The private land I hunt is bordered by game lands and I'd very much appreciate the opportunity to hunt them at night, upon receiving the appropriate permit. Thank you for this chance to expand my hog hunting grounds! | The agency determined this rule to be necessary with substantive public interest. The comment pertains to the Rule and does not change the agency's determination. | Comment has merit        |