

**G.S. 150B-21.3A Report for 15A NCAC 10B, HUNTING AND TRAPPING**

Agency - Wildlife Resources Commission

Comment Period - F 06/01/2017 through 08/02/2017

Date Submitted to APO - December 18, 2017

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)]	RRC Determination of Public Comments [150B-21.3A(c)(2)]	RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)]	OAH Next Steps
	<b>SECTION .0100 - GENERAL REGULATIONS</b>	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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0102	IMPORTATION OF GRAY FOXES	Eff. February 1, 1976	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0105	MIGRATORY GAME BIRDS	Amended Eff. August 1, 2015	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	50 CFR Part 20	No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0107	BLACK BEAR	Amended Eff. August 1, 2016	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0110	ATTENDANCE OF TRAPS	Amended Eff. August 1, 2002	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0116	PERMITTED ARCHERY EQUIPMENT	Amended Eff. August 1, 2014	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0118	SALE OF WILDLIFE	Amended Eff. May 1, 2016	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0119	WILDLIFE COLLECTORS	Amended Eff. January 1, 2013	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0121	WILD BIRDS DEFINED	Amended Eff. August 1, 2010	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	50 CFR 10.13	No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0124	IMPORTATION OF ANIMAL PARTS	Eff. May 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0125	RELEASE OF MUTE SWANS	Eff. July 1, 2008	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0126	STATE HUNTING LICENSE EXEMPTIONS	Eff. August 1, 2010	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
	<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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt

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		15A NCAC 10B .0202	BEAR	Amended Eff. August 1, 2016	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0203	DEER (WHITE-TAILED)	Amended Eff. August 1, 2016	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0205	RACCOON AND OPOSSUM	Amended Eff. May 1, 2008	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0206	SQUIRRELS	Amended Eff. August 1, 2013	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0207	RABBITS	Amended Eff. May 1, 2008	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0208	QUAIL	Amended Eff. July 18, 2002	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0209	WILD TURKEY	Amended Eff. January 1, 2013	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0211	PHEASANT (NONNATIVE VARIETIES)	Amended Eff. July 1, 1987	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0213	GROUNDHOG	Eff. February 1, 1976	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0214	WILDCAT (BOBCAT)	Amended Eff. July 1, 1996	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0215	CROWS	Amended Eff. January 1, 2012	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	50 CFR Part 20	No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0216	FALCONRY	Amended Eff. August 1, 2012	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	Title 50 § 21.29	No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0217	PISTOL SEASONS	Eff. August 1, 1980	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0219	COYOTE	Amended Eff. July 1, 2016	Necessary with substantive public interest	No		Yes	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0220	NUTRIA	Eff. July 1, 1996	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0221	STRIPED SKUNK	Eff. May 1, 2006	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0222	ARMADILLO	Eff. August 1, 2010	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0223	FERAL SWINE	Amended Eff. August 1, 2015	Necessary with substantive public interest	No		Yes	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0225	ELK	Eff. August 1, 2016	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
	<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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0303	OPEN SEASONS	Amended Eff. November 1, 2012	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt

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		15A NCAC 10B .0304	BAG LIMITS	Amended Eff. November 1, 2012	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0305	TRAPS	Amended Eff. January 1, 2011	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
	<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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0402	TAGGING FURS	Amended Eff. August 1, 2010	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15a ncac 10b .0403	APPLICATION FOR TAGS	Amended Eff. April 1, 2003	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0404	TRAPPERS AND HUNTERS	Amended Eff. August 1, 2015	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0405	FUR DEALERS	Amended Eff. August 1, 2010	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 10B .0406	MISUSE OF TAGS	Amended Eff. August 1, 2010	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		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	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt

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 nightime 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 Commission	15A NCAC 10B .0223	FERAL SWINE	Public Coment as defined 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