

**CERTIFICATION OF EMERGENCY RULES
FILED WITH LEGISLATIVE SERVICES AGENCY
OTHNI LATHRAM, DIRECTOR**

Pursuant to Code of Alabama 1975, §§41225(b) and 41226(c)(2)a. and b.

I certify that the attached emergency (amendment, new rule, new chapter, repeal or adoption by reference) is a correct copy as promulgated and adopted on the 7th day of January, 2022.

AGENCY NAME: Department of Conservation and Natural Resources

RULE NO. AND TITLE: 220-2-.166.228ER Emergency Regulations For Lauderdale and Colbert Counties For 2021-2022 Deer Season.

EFFECTIVE DATE OF RULE: January 7, 2022

EXPIRATION DATE (If less than 120 days): _____

NATURE OF EMERGENCY: Chronic wasting disease (CWD) is a fatal neurological disease that affects several species in the deer family. The disease is infectious and communicable in white-tail deer. CWD has been detected in a deer harvested in Lauderdale County. Testing through the Alabama Department of Agriculture and Industries and the National Veterinary Services Laboratories in Ames, Iowa has confirmed the presence of CWD in the sample. The Department of Conservation and Natural Resources must now obtain sufficient additional samples for testing from deer harvested in the affected zone in an effort to investigate the prevalence and/or spread of the disease. The Department has determined that the most efficient method of accomplishing this task is to remove current bag limits for hunters in Lauderdale and Colbert counties.

STATUTORY AUTHORITY: Code of Alabama, 1975, §§ 9-2-2, 9-2-6, 9-2-7(a), 9-2-7(b)(2), 9-2-7(b)(3), 9-2-7(b)(7), and 9-2-12.

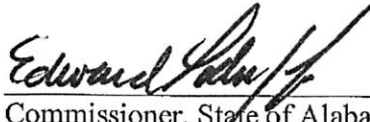
SUBJECT OF RULE TO BE ADOPTED ON PERMANENT BASIS YES NO

NAME, ADDRESS, AND TELEPHONE NUMBER OF PERSON TO CONTACT FOR COPY OF RULE: Ryan Corley; 64 N. Union Street, Room 474, Montgomery, AL 36130; (334)242-3165

REC'D & FILED

JAN 7 2021

LEGISLATIVE SVC AGENCY



Commissioner, State of Alabama,
Department of Conservation and Natural Resources

220-2-.166.228ER Emergency Regulations For Lauderdale and Colbert Counties for 2021-2022 Deer Season. [NEW RULE]

(a) There will be no seasonal or daily bag limit restrictions and no antler restrictions for deer (antlered and unantlered) harvested on open-permit or privately-owned lands in Lauderdale or Colbert Counties through the remainder of the 2021-2022 deer season. The season for either sex is extended on open-permit lands through February 10, 2022. These changes do not apply to any other counties. **Season dates for Dog Deer Hunting will remain unchanged.**

(b) There will be no seasonal or daily bag limit restrictions and no antler restrictions for deer (antlered and unantlered) harvested on Lauderdale Wildlife Management Area (WMA), Freedom Hills WMA, Riverton Community Hunting Area (CHA), and Seven-Mile Island WMA through the remainder of the 2021-2022 deer season. Stalk Hunting Hunter's Choice (either sex), as listed in 220-2-.56, will be allowed daily through February 10, 2022. These changes do not apply to any other WMA or CHA.

(c) WMA hunters will be allowed to hunt deer the remaining days of the 2021-2022 state regular deer season using any legal arms and ammunition (220-2-.55) permitted during WMA deer hunts on Lauderdale WMA, Freedom Hills WMA, Riverton CHA, and Seven-Mile Island WMA. Small game hunting shall be prohibited for the remainder of the 2021-2022 deer season on the above listed WMAs and CHA. Daily WMA and CHA check-in and check-out will continue to be required.

(d) Hunters **SHALL** submit samples for chronic wasting disease (CWD) testing from all deer harvested on Lauderdale WMA, Freedom Hills WMA, Riverton CHA, and Seven-Mile Island WMA at the WMA Check Station, or Drop-off Sampling freezer locations or a scheduled DCNR Mobile Sampling location.

(e) Hunters **SHALL** submit samples for CWD testing from all deer harvested within the area **WEST** of U.S. Highway 43 in Lauderdale County (High Risk Zone (HRZ)) at scheduled DCNR mobile sampling locations or Drop-off Sampling freezer locations. www.outdooralabama.com/CWD-Info

(f) Hunters are strongly encouraged to submit samples for CWD testing from deer harvested within the area of Lauderdale County **EAST** of U.S. Highway 43 and all of Colbert County (Buffer Zone (BZ)). www.outdooralabama.com/CWD-Info

(g) All deer harvested in Lauderdale and Colbert Counties must be properly recorded and reported through the Game Check System pursuant to Regulation 220-2-.146.

(h) No whole cervid or cervid body parts taken from the area **WEST** of U.S. Highway 43 in Lauderdale County (HRZ) shall be transported outside of this area of Lauderdale County. This restriction shall not apply to meat of a cervid species that has

been completely deboned; cleaned skull plates with attached bare antlers, if no visible brain or spinal cord tissue is present; unattached bare antlers or sheds; raw capes, if no visible brain or spinal cord tissue is present; upper canine teeth, if no root structure or other soft tissue is present; and finished taxidermy products or tanned hides.

(i) No whole cervid or cervid body parts taken from the area of Lauderdale County EAST of U.S. Highway 43 and all of Colbert County (BZ) shall be transported outside the area of Lauderdale or Colbert Counties. This restriction shall not apply to meat of a cervid species that has been completely deboned; cleaned skull plates with attached bare antlers, if no visible brain or spinal cord tissue is present; unattached bare antlers or sheds; raw capes, if no visible brain or spinal cord tissue is present; upper canine teeth, if no root structure or other soft tissue is present; and finished taxidermy products or tanned hides.

(j) Deer processors or taxidermists shall apply for a DCNR Carcass Disposal Transport permit when transporting outside of the designated zones, as applicable. www.outdooralabama.com/CWD-Info

(k) Deer located in Lauderdale or Colbert Counties shall not be transported out of Lauderdale or Colbert Counties for relocation or rehabilitation.

(l) Hunters may find DCNR Best Management Practices for carcass disposal at the following link: www.outdooralabama.com/CWD-Info.

Author: Christopher M. Blankenship

Statutory Authority: Code of Ala. 1975, §§ 9-2-2, 9-2-6, 9-2-7(a), 9-2-7(b)(2), 9-2-7(b)(3), 9-2-7(b)(7), and 9-2-12.

Penalty: As provided by law.

History: **EMERGENCY RULE:** Filed January 7, 2022; effective January 7, 2022.

220-2-.166.228ER Emergency Regulations For Lauderdale and Colbert Counties for 2021-2022 Deer Season. [NEW RULE]

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Penalty: As provided by law.

History: **EMERGENCY RULE:** Filed January 7, 2022; effective January 7, 2022.

STATE OF ALABAMA)
MONTGOMERY COUNTY)

REGULATION 2022-WFF-1
(Wildlife & Freshwater Fisheries)

By authority vested in me as Commissioner of Conservation and Natural Resources of the State of Alabama as provided for by §§ 9-2-2, 9-2-6, 9-2-7(a), 9-2-7(b)(2), 9-2-7(b)(3), 9-2-7(b)(7), and 9-2-12, Code of Alabama, 1975, I do hereby establish, proclaim, and promulgate the following regulation which has the force and effect of law:

Section 1. Rule 220-2-.166.228ER, entitled "**Emergency Regulations For Lauderdale and Colbert Counties for 2021-2022 Deer Season**", is hereby promulgated by emergency regulation to read as follows:

“220-2-.166.228ER Emergency Regulations For Lauderdale and Colbert Counties for 2021-2022 Deer Season.

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Section 2. The penalty for the violation of any of the provisions of this regulation shall be as provided by law.

Section 3. This regulation shall become effective on the 7th day of January, 2022 and shall expire 120 days thereafter.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of my office to be affixed in the City of Montgomery on this the 7th day of January, 2022.



Christopher M. Blankenship, Commissioner
Department of Conservation and Natural Resources