

## NOTICES OF PROPOSED RULES

Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>	<b>FY2024</b>	<b>FY2025</b>	<b>FY2026</b>
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>H) Department head comments on fiscal impact and approval of regulatory impact analysis:</b>			
The Executive Director of the Department of Natural Resources, Joel Ferry, has reviewed and approved this regulatory impact analysis.			

## Citation Information

<b>6. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:</b>		
Section 73-10-37	Subsection 73-10-37(5)	

## Public Notice Information

<b>8. The public may submit written or oral comments to the agency identified in box 1.</b> (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)	
<b>A) Comments will be accepted until:</b>	07/03/2023

<b>9. This rule change MAY become effective on:</b>	07/10/2023
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

## Agency Authorization Information

<b>Agency head or designee and title:</b>	Candice Hasenyager, Director	<b>Date:</b>	05/15/2023
---	------------------------------	--------------	------------

## NOTICE OF PROPOSED RULE

TYPE OF FILING: Amendment

<b>Rule or Section Number:</b>	<b>R657-5</b>	<b>Filing ID:</b>	<b>55414</b>
--------------------------------	---------------	-------------------	--------------

## Agency Information

<b>1. Department:</b>	Natural Resources	
<b>Agency:</b>	Wildlife Resources	
<b>Room number:</b>	Suite 2110	
<b>Building:</b>	Department of Natural Resources	
<b>Street address:</b>	1594 W North Temple	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 146301	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6301	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Staci Coons	801-450-3093	stacicoons@utah.gov

Please address questions regarding information on this notice to the persons listed above.

## General Information

<b>2. Rule or section catchline:</b>
R657-5. Taking Big Game
<b>3. Purpose of the new rule or reason for the change:</b>
This rule is being amended pursuant to Regional Advisory Council and Wildlife Board meetings conducted annually for taking public input and reviewing the Division of Wildlife Resources' (DWR) rule pursuant to taking Big Game.
<b>4. Summary of the new rule or change:</b>
The proposed amendments to this rule: 1) requires mandatory reporting within 30 days of the season end for all antlerless hunters; 2) sets requirements for game retrieval and meat salvage; 3) allows for permits to be issued due to wildlife health considerations; 4) discontinues issuing a replacement tag for CWD-positive animals; 5) prohibits the sale of "inedible byproducts"; 6) restricts the use of electronics on weapons; 7) sets weapon restrictions for Handgun-Archery-Muzzleloader-Shotgun-Straight-walled Rifle hunts;

- 8) sets weapon restrictions for "restricted weapon hunts";  
 9) prohibits the use of projectiles for which the path can be altered or electronically tracked after it is sent in motion;  
 10) prohibits the use of real-time information on hunter or game location to aid in the stalking of a specific big game animal on HAMSS and Restricted Weapon Hunts;  
 11) prohibits the use of visual enhancement technology;  
 12) prohibits the use of pattern recognition technology;  
 13) prohibits the use of live-feed aerial imaging;  
 14) prohibits the use of electronically amplified calls or sounds for the taking of big game;  
 15) prohibits the use of any type of aircraft, drone, or other airborne vehicle or device between July 31 and January 31st to locate, or attempt to observe or locate any protected wildlife;  
 16) prohibit the use of any type of night vision device between July 31 and January 31st to locate, or attempt to observe or locate any protected wildlife; and  
 17) technical corrections as needed.

### Fiscal Information

#### 5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:

##### A) State budget:

The proposed rule amendments allows for the implementation of the Technology Committee recommendations as requested by the Utah Wildlife Board, the DWR determines that these changes can be initiated within the current workload and resources of the DWR, therefore, the DWR does not believe that these amendments would create a cost or savings impact to the state budget or the DWR's budget since the changes will not increase workload and can be carried out with existing budget.

##### B) Local governments:

Local governments are not directly or indirectly impacted by these proposed amendments because the rule does not create a situation requiring services from local governments.

##### C) Small businesses ("small business" means a business employing 1-49 persons):

The proposed rule amendments do have the potential to impact small businesses that deal in the sale of inedible animal byproducts as this will no longer be legal.

It is impossible to estimate the number of small businesses that may be impacted or the financial loss because the sale of inedible animal byproducts is currently not regulated.

This would include the sale of sinew, bones, spoiled meat, and ground up carcasses from wild game as feed.

This would not impact a small businesses entire operation because it is only limited to wild game species and would not impact domestic meat sources.

##### D) Non-small businesses ("non-small business" means a business employing 50 or more persons):

The proposed rule amendments do not have the potential to impact non-small businesses nor is a service required of them to implement the rule amendments.

##### E) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an *agency*):

The proposed rule amendments do not have the potential to impact other persons that hunt big game in Utah, nor is a service required of them, however the amendments may require them to remove equipment that is now illegal to hunt with from their firearms.

The amendments are changes to equipment requirements and do not result in a fiscal impact.

##### F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):

The DWR determines that this amendment may not create additional costs for those individuals wishing to hunt big game in Utah.

##### G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)

#### Regulatory Impact Table

Fiscal Cost	FY2024	FY2025	FY2026
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
Fiscal Benefits	FY2024	FY2025	FY2026
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0

## NOTICES OF PROPOSED RULES

Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**H) Department head comments on fiscal impact and approval of regulatory impact analysis:**

After conducting a thorough analysis, it was determined that this proposed rule amendment will not result in a measurable fiscal impact to businesses. The Executive Director of the Department of Natural Resources, Joel Ferry, has reviewed and approved this fiscal analysis.

**Citation Information**

**6. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 23-14-18	Section 23-14-19	
------------------	------------------	--

**Public Notice Information**

**8. The public may submit written or oral comments to the agency identified in box 1.** (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

<b>A) Comments will be accepted until:</b>	07/03/2023
--	------------

<b>9. This rule change MAY become effective on:</b>	07/10/2023
---	------------

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

**Agency Authorization Information**

<b>Agency head or designee and title:</b>	J. Shirley, Division Director	<b>Date:</b>	05/15/2023
---	-------------------------------	--------------	------------

**NOTICE OF PROPOSED RULE**

**TYPE OF FILING:** Amendment

<b>Rule or Section Number:</b>	<b>R657-37</b>	<b>Filing ID:</b>	<b>55410</b>
--------------------------------	----------------	-------------------	--------------

**Agency Information**

<b>1. Department:</b>	Natural Resources
<b>Agency:</b>	Wildlife Resources
<b>Room number:</b>	Suite 2110
<b>Building:</b>	Department of Natural Resources

<b>Street address:</b>	1594 W North Temple	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 146301	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6301	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Staci Coons	801-450-3093	stacicoons@utah.gov
<b>Please address questions regarding information on this notice to the persons listed above.</b>		

**General Information**

<b>2. Rule or section catchline:</b>
R657-37. Cooperative Wildlife Management Units for Big Game or Turkey

**3. Purpose of the new rule or reason for the change:**

This rule is being amended pursuant to Regional Advisory Council and Wildlife Board meetings conducted annually for taking public input and reviewing the Division of Wildlife Resources' (DWR) rule pursuant to Big Game CWMU's.

**4. Summary of the new rule or change:**

The proposed amendments to this rule remove "landowner association members" and replaces it with "landowners, presidents, operators" general members of the association should not have been included in the original language.

**Fiscal Information****5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:****A) State budget:**

The proposed rule amendments clarifies who cannot apply for CWMU permits, all of these changes can be initiated within the current workload and resources of the DWR, therefore, the DWR determines that these amendments do not create a cost or savings impact to the state budget or the DWR's budget since the changes will not increase workload and can be carried out with existing budget.

**B) Local governments:**

Since the proposed amendments make adjustments to current application regulations this filing does not create any direct cost or savings impact to local governments. Nor are local governments indirectly impacted because the rule does not create a situation requiring services from local governments.