

ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

1. Type of Estimate and Analysis

Original Updated Corrected

2. Administrative Rule Chapter, Title and Number

Ch.'s NR 10 Game and Hunting, NR 11 Closed Areas, and NR 16 related to Captive Wildlife.

3. Subject

Wildlife management rules relating to hunting, trapping, closed areas, and captive wildlife.

4. Fund Sources Affected

GPR FED PRO PRS SEG SEG-S

5. Chapter 20, Stats. Appropriations Affected

6. Fiscal Effect of Implementing the Rule

No Fiscal Effect Increase Existing Revenues Increase Costs
 Indeterminate Decrease Existing Revenues Could Absorb Within Agency's Budget
 Decrease Cost

7. The Rule Will Impact the Following (Check All That Apply)

State's Economy Specific Businesses/Sectors
 Local Government Units Public Utility Rate Payers
 Small Businesses (if checked, complete Attachment A)

8. Would Implementation and Compliance Costs Be Greater Than \$20 million?

Yes No

9. Policy Problem Addressed by the Rule

These rule changes are proposed to update administrative code language to correct inconsistencies, update outdated language, and provide clarification when appropriate. This rule package will amend regulations for hunting, trapping, deer carcass transportation, and captive wildlife found in Ch. NR 10, 11, and 16.

The legal width and height of colony traps would be increased by one-half inch so that trappers and trap manufacturers can utilize readily accessible dimensional hardware cloth to construct these types of traps.

These rules will exempt private sector waste haulers from the requirement to obtain the department's permission to move the waste to a landfill outside of the CWD management zone. Hauling may still only be to landfills which are licensed by the department.

A provision of this proposal would simplify the application process for special gun deer hunts for hunters with disabilities.

This proposal would implement a language correction recommended by the Legislative Reference Bureau and remove a trademarked brand name from the same provision.

Finally, this proposal would establish new fence standards for captive wolf, wolf-dog hybrids, and coyote. The standards would be the same as current rules for captive bear. The fences would need to be 8 feet tall with an additional 3 feet at the top slanted inward at a 30-45° angle. Canines are unlikely to climb fences, so this rule seeks to reduce fence standards for captive canines to reflect their likely behavior. This section also repeals a "sunrise" provision which is no longer needed.

10. Summary of the businesses, business sectors, associations representing business, local governmental units, and individuals that may be affected by the proposed rule that were contacted for comments.

ADMINISTRATIVE RULES

Fiscal Estimate & Economic Impact Analysis

Pursuant to the Governor's Executive Order 50, Section II, this is a level 3 economic impact analysis. A notice for solicitation of comments on this analysis from businesses, sectors, associations, or individuals was posted on the department's website during a 14 day period beginning on May 3. No comments were received.

No effects on small businesses, their associations, or local governments are anticipated.

11. Identify the local governmental units that participated in the development of this EIA.

Pursuant to the Governor's Executive Order 50, Section II, this is a level 3 economic impact analysis. A notice for solicitation of comments on this analysis from interested groups, individuals or local governments was posted on the department's website for 14 days beginning on May 3 and ending on May 16. No comments were received.

No effects on local governments are anticipated.

12. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred)

These rules, and the legislation which grants the department rule making authority, do not have a fiscal effect on the private sector or small businesses. These rules are applicable to individual sportspersons and impose no compliance or reporting requirements for small business, nor are any design or operational standards contained in the rule.

These rules are not expected to significantly affect currently available outdoor opportunities and no impacts to the economic activities of hunters, trappers, or outdoor recreation enthusiasts are expected.

This rule includes a proposal that would simplify the process by which private sector waste haulers are able to dispose of deer waste from the CWD Management Zone because the department's permission would no longer be needed if the disposal is at a licensed landfill. This proposal is expected to reduce costs for private business because they will be able to find local, cost effective methods for disposal rather than transporting waste to one of the two landfills within the CWD management zone which accept deer waste. The department currently has authority to make exceptions on a case-by-case basis and has granted exemptions, so actual economic benefits will be minor.

These rules would relax the current standards for enclosures used to house certain captive wild canines. This will have the effect of reducing the cost for constructing an enclosure to house a species such as a wolf-dog hybrid. This impact will not have an overall effect on any part of the economy or a fiscal impact to the department.

The provisions of this rule proposal will not have a fiscal impact on the department. The department already administers seasons and enforces regulations related to all of the hunting and trapping opportunities that are modified by this rules package. Likewise, the department already enforces standards for the humane care and possession of captive wildlife and this proposal will not significantly change those standards or result in new department efforts. No new expenses or revenues are anticipated as a result of these proposals.

13. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule

ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

These proposals will contribute to providing good opportunities for hunting and trapping and maintenance of the economic activity generated by people who participate in those activities. These rules will contribute to the management of captive wild animals by assuring that possession result in care practices which are humane, adequate and sanitary.

14. Long Range Implications of Implementing the Rule

The long range implications of this rule proposal will be the same as the short term impacts. These proposals will contribute to providing good opportunities for hunting and trapping and maintenance of the economic activity generated by people who participate in those activities. These rules will contribute to the management of captive wild animals by assuring that possession result in care practices which are humane, adequate and sanitary.

15. Compare With Approaches Being Used by Federal Government

Federal regulations allow states to manage the wildlife resources located within their boundaries provided they do not conflict with regulations established in the Federal Register. None of these rule changes violate or conflict with the provisions established in the Federal Code of Regulations.

16. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

These rule change proposals do not represent significant policy changes and do not differ significantly from surrounding states. All surrounding states have regulations and rules in place for the management and recreational use of wild game and furbearer species that are established based on needs that are unique to that state's resources and public desires.

17. Contact Name	18. Contact Phone Number
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This document can be made available in alternate formats to individuals with disabilities upon request.

ADMINISTRATIVE RULES
Fiscal Estimate & Economic Impact Analysis

ATTACHMENT A

1. Summary of Rule's Economic and Fiscal Impact on Small Businesses (Separately for each Small Business Sector, Include Implementation and Compliance Costs Expected to be Incurred)

2. Summary of the data sources used to measure the Rule's impact on Small Businesses

3. Did the agency consider the following methods to reduce the impact of the Rule on Small Businesses?

- Less Stringent Compliance or Reporting Requirements
- Less Stringent Schedules or Deadlines for Compliance or Reporting
- Consolidation or Simplification of Reporting Requirements
- Establishment of performance standards in lieu of Design or Operational Standards
- Exemption of Small Businesses from some or all requirements
- Other, describe:

4. Describe the methods incorporated into the Rule that will reduce its impact on Small Businesses

5. Describe the Rule's Enforcement Provisions

6. Did the Agency prepare a Cost Benefit Analysis (if Yes, attach to form)

- Yes No
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