

RULEMAKING NOTICE FORM

Notice Number _____

Rule Number **Fis 806.05**

<p>1. Agency Name & Address:</p> <p>NH Fish and Game Department 11 Hazen Drive Concord, NH 03301</p>	<p>2. RSA Authority: <u> RSA 206:10, II; 212:25, II </u></p> <p>3. Federal Authority: _____</p> <p>4. Type of Action:</p> <p style="padding-left: 20px;">Adoption _____</p> <p style="padding-left: 20px;">Repeal _____</p> <p style="padding-left: 20px;">Readoption _____</p> <p style="padding-left: 20px;">Readoption w/amendment <u> xx </u></p>
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5. Short Title: **Snowshoe Hare Live Capture Requirements**

6. (a) Summary of what the rule says and of any proposed amendments:

Fis 806.05 provides for a permit to live-capture snowshoe hare on behalf of beagle clubs, and to hold the animals in captivity for training and propagation purposes. The rule is being readopted with amendment to add a requirement that each permittee annually assist a conservation officer to have one or more animals inspected for disease, general health, and condition by a veterinarian, with the costs of such inspection to be borne by the permittee, and a report of the inspection filed with the Department.

6. (b) Brief description of the groups affected:

New Hampshire resident beagle clubs permitted to live-capture snowshoe hare, and then hold the animals in captivity for training and propagation purposes.

6. (c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:

Rule	State or Federal Statute the Rule Implements
Fis 806.05	RSA 206:10; RSA 207:12-a, II; RSA 212:25

7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name: **Paul G. Sanderson, Esq.**

Title: **Legal Coordinator**

Address: **11 Hazen Drive**

Phone #: **603-271-1136**

Concord, NH 03301

Fax#: **None**

E-mail: **comments@wildlife.nh.gov**

TTY/TDD Access: Relay NH 1-800-735-2964
or dial 711 (in NH)

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8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: **February 5, 2021 at 4:00 P.M.**

Fax

E-mail

Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Friday, January 29, 2021 at 10:00 AM**
This hearing will be held virtually, via Microsoft Teams using the information below:

Join on your computer or mobile app

[Click here to join the meeting](#)

Or call in (audio only)

Place: [+1 603-931-4944,,621377230#](#) United States, Concord
Phone Conference ID: 621 377 230#

The following email address will be monitored during the meeting. If there are any public access or technical problems during the meeting please contact paul.sanderson@wildlife.nh.gov.

10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant)

FIS # 20-105 , dated 12/18/ 2020

1. Comparison of the costs of the proposed rule(s) to the existing rule(s):

When compared to the existing rules, the proposed rules may increase costs to independently owned businesses by an indeterminable amount, to the extent they are a beagle club permitted to hold snowshoe hare in captivity for propagation.

2. Cite the Federal mandate. Identify the impact on state funds:

No federal mandate, no impact on state funds.

3. Cost and benefits of the proposed rule(s):

A. To State general or State special funds:

None.

B. To State citizens and political subdivisions:

None.

C. To independently owned businesses:

To the extent an independently owned business is a permitted beagle club that engages in holding snowshoe hares in captivity for propagation purposes, the proposed rules will result in increased costs. The proposed rules require, at least once each calendar year, such entities request the Fish and Game Department Enforcement Division have a conservation officer select and remove one or more animals for a veterinary inspection. The cost of such inspection would be borne by the permittee.

10. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

The proposal does not impose any programs, responsibilities, or administrative duties upon any political subdivision of the state, and thus does not violate the NH Constitution, Part I, Article 28-a.