



# Notice of Intent to Adopt Rules

A copy of the proposed rules may be obtained at <http://rules.wyo.gov>

Revised November 2016

## 1. General Information

a. Agency/Board Name*		
b. Agency/Board Address	c. City	d. Zip Code
e. Name of Agency Liaison		f. Agency Liaison Telephone Number
g. Agency Liaison Email Address		
h. Date of Public Notice		i. Comment Period End Date
j. Public Comment URL or Email Address:		
k. Program		

\*  By checking this box, the agency is indicating it is exempt from certain sections of the Administrative Procedure Act including public comment period requirements. Please contact the agency for details regarding these rules.

## 2. Legislative Enactment

For purposes of this Section 2, "new" only applies to regular rules promulgated in response to a Wyoming legislative enactment not previously addressed in whole or in part by prior rulemaking and does not include rules adopted in response to a federal mandate.

a. Are these rules new as per the above description and the definition of "new" in Chapter 1 of the Rules on Rules?

No.  Yes. Please provide the Enrolled Act Numbers and Years Enacted:

## 3. Rule Type and Information

a. Provide the Chapter Number, Title, and Proposed Action for Each Chapter.  
Please use the Additional Rule Information form for more than 10 chapters, and attach it to this certification.

Chapter Number:	Chapter Name:	<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
Chapter Number:	Chapter Name:	<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
Chapter Number:	Chapter Name:	<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
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Chapter Number:	Chapter Name:	<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
Chapter Number:	Chapter Name:	<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
Chapter Number:	Chapter Name:	<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed

**4. Public Comments and Hearing Information**

a. A public hearing on the proposed rules has been scheduled.  No.  Yes. Please complete the boxes below.

Date:	Time:	City:	Location:
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b. What is the manner in which interested persons may present their views on the rulemaking action?

By submitting written comments to the Agency at the physical and/or email address listed in Section 1 above.

At the following URL: \_\_\_\_\_

A public hearing will be held if requested by 25 persons, a government subdivision, or by an association having not less than 25 members. Requests for a public hearing may be submitted:

To the Agency at the physical and/or email address listed in Section 1 above.

At the following URL: \_\_\_\_\_

c. Any person may urge the Agency not to adopt the rules and request the Agency to state its reasons for overruling the consideration urged against adoption. Requests for an agency response must be made prior to, or within thirty (30) days after adoption, of the rule, addressed to the Agency and Agency Liaison listed in Section 1 above.

**5. Federal Law Requirements**

a. These rules are created/amended/revoked to comply with federal law or regulatory requirements.  No.  Yes. Please complete the boxes below.

Applicable Federal Law or Regulation Citation:
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Indicate one (1):

The proposed rules meet, but do not exceed, minimum federal requirements.

The proposed rules exceed minimum federal requirements.

Any person wishing to object to the accuracy of any information provided by the Agency under this item should submit their objections prior to final adoption to:

To the Agency at the physical and/or email address listed in Section 1 above.

At the following URL: \_\_\_\_\_

**6. State Statutory Requirements**

a. Indicate one (1):

The proposed rule change *MEETS* minimum substantive statutory requirements.

The proposed rule change *EXCEEDS* minimum substantive statutory requirements. Please attach a statement explaining the reason that the rules exceed the requirements.

b. Indicate one (1):

The Agency has complied with the requirements of W.S. 9-5-304. A copy of the assessment used to evaluate the proposed rules may be obtained:

By contacting the Agency at the physical and/or email address listed in Section 1 above.

At the following URL: \_\_\_\_\_

Not Applicable.

**7. Additional APA Provisions**

a. Complete all that apply in regards to uniform rules:

These rules are not impacted by the uniform rules identified in the Administrative Procedure Act, W.S. 16-3-103(j).

The following chapters do not differ from the uniform rules identified in the Administrative Procedure Act, W.S. 16-3-103(j):

\_\_\_\_\_ (Provide chapter numbers)

These chapters differ from the uniform rules identified in the Administrative Procedure Act, W.S. 16-3-103(j) (see Statement of Principal Reasons).

\_\_\_\_\_ (Provide chapter numbers)

b. Checklist

The Statement of Principal Reasons is attached to this Notice and, in compliance with *Tri-State Generation and Transmission Association, Inc. v. Environmental Quality Council*, 590 P.2d 1324 (Wyo. 1979), includes a brief statement of the substance or terms of the rule and the basis and purpose of the rule.

If applicable: In consultation with the Attorney General's Office, the Agency's Attorney General representative concurs that strike and underscore is not required as the proposed amendments are pervasive (Chapter 3, *Types of Rules Filings*, Section 1, Proposed Rules, of the Rules on Rules).

**8. Authorization**

a. I certify that the foregoing information is correct.

<i>Printed Name of Authorized Individual</i>	
<i>Title of Authorized Individual</i>	
<i>Date of Authorization</i>	

## 2. Legislative Enactment

- a. 50 CFR Part 17; Docket No. FWS-R6-ES-2016-0042; FXES 111 30900000C6-178-FF 09E42000;  
W.S. § 23-1-302, § 23-1-703, § 23-2-101, § 23-2-104.

## STATEMENT OF REASONS

### CHAPTER 32

#### REGULATION GOVERNING FIREARM CARTRIDGES AND ARCHERY EQUIPMENT

W.S. § 23-1-302 directs and empowers the Commission to promulgate such orders as the Commission deems necessary to carry out the intent of this act.

W.S. § 23-2-104 empowers the Commission to establish rules and regulation specifications for archery equipment used for taking big or trophy game animals.

W.S. § 23-3-111 empowers the Commission to establish rules and regulations governing firearms and ammunition specifications for taking big or trophy game animals.

In Section 4, edits have been incorporated to separate grizzly bears from other trophy game animals and to designate legal firearm calibers and muzzle-loading restrictions for the taking of grizzly bears. Edits have also been made to clarify that any muzzle-loading rifle or muzzle-loading handgun used for hunting big or trophy game animals shall use an expanding point bullet or lead ball.

Other grammatical and formatting edits have been incorporated to provide additional clarity but do not change the intent of the regulation.

## CHAPTER 32

### REGULATION GOVERNING FIREARM CARTRIDGES AND ARCHERY EQUIPMENT

**Section 1. Authority.** This regulation is promulgated by authority of Wyoming Statutes § 23-1-302, § 23-2-104, § 23-3-110 and § 23-3-111.

**Section 2. Regulation.** The Commission hereby adopts the following regulation governing firearm cartridges and archery equipment for the taking of big or trophy game animals and game birds. This regulation shall remain in effect until modified or repealed by the Commission.

**Section 3. Definition.** For the purpose of this regulation, definitions shall be as set forth in Title 23, Wyoming Statutes, and the Commission also adopts the following definition:

(a) “Archery Equipment” means crossbows, longbows, recurve bows, compound bows, arrows and bolts.

**Section 4. Firearms, muzzle-loaders and cartridges that are legal for the taking of big or trophy game animals.**

(a) For the taking of bighorn sheep, elk, moose, mountain goat or black bear by the use of a firearm, a hunter shall use:

(i) Any center-fire firearm of at least .24 caliber and firing a cartridge of at least two (2) inches in overall length, or any other cartridge of at least .35 caliber and at least one and one-half inches (1.5) in overall length, and using an expanding point bullet; or,

(ii) Any muzzle-loading rifle or any muzzle-loading handgun of at least .40 caliber and firing an expanding point bullet or lead ball and using a charge of at least fifty (50) grains of black powder or its equivalent; or,

(iii) Any shotgun firing “00” or larger buckshot, or a slug.

(b) For the taking of antelope, deer, mountain lion, or gray wolf where designated as a trophy game animal, a hunter shall use:

(i) Any center-fire firearm of at least .22 caliber (excluding .22 Hornet) and having a bullet weight of at least sixty (60) grains and firing a cartridge of at least two (2) inches in overall length, or any other cartridge of at least .35 caliber and at least one and one-half (1.5) inches in overall length, and using an expanding point bullet; or,

(ii) Any muzzle-loading rifle or any muzzle-loading handgun of at least .40 caliber and firing an expanding point bullet or lead ball and using a charge of at least fifty (50)

grains of black powder or its equivalent; or,

(iii) Any shotgun firing “00” or larger buckshot, or a slug.

(c) For the taking of a grizzly bear by the use of a firearm, a hunter shall use:

(i) Any center-fire firearm of at least .27 caliber and firing a cartridge of at least two (2) inches in overall length and using an expanding point bullet of at least one hundred fifty (150) grains.

(ii) Any muzzle-loading rifle or any muzzle-loading handgun of at least .50 caliber and firing an expanding point bullet or lead ball and using a charge of at least one hundred (100) grains of black powder or its equivalent; or,

(iii) Any shotgun firing “00” or larger buckshot, or a slug.

**Section 5. Firearms, cartridges and archery equipment that are legal for the taking of game birds and small game.**

(a) For the taking of game birds, excluding wild turkey, blue grouse and ruffed grouse, a hunter shall use:

(i) Any center-fire or muzzle-loading shotgun not larger than a ten (10) gauge plugged to admit no more than one (1) shell in the chamber and two (2) shells in the magazine; or,

(ii) Any archery equipment.

(b) For the taking of wild turkey, a hunter shall use any shotgun, center-fire firearm, .17 HMR or larger rimfire firearm with an overall cartridge length greater than one (1) inch, any muzzle-loading firearm, or any archery equipment.

(c) Blue grouse, ruffed grouse and small game may be taken in any manner except as prohibited by Wyoming Statute.

**Section 6. Archery equipment that is legal for the taking of big or trophy game animals.**

(a) For the taking of antelope, bighorn sheep, black bear, deer, mountain goat, mountain lion, or gray wolf where designated as a trophy game animal, a hunter shall use a longbow, recurve bow or compound bow of not less than forty (40) pounds draw weight and an arrow equipped with a fixed or expanding point broadhead that when fully expanded cannot pass through a seven-eighths (7/8) inch solid ring.

(b) For the taking of elk, grizzly bear or moose, a hunter shall use a longbow, recurve bow or compound bow of not less than fifty (50) pounds draw weight and an arrow equipped with a

fixed or expanding point broadhead that when fully expanded cannot pass through a seven-eighths (7/8) inch solid ring.

(c) For the taking of any big or trophy game animal with a crossbow, a hunter shall use a crossbow having a peak draw weight of at least ninety (90) pounds and a bolt of at least sixteen (16) inches in length equipped with a fixed or expanding point broadhead that when fully expanded cannot pass through a seven-eighths (7/8) inch solid ring.

WYOMING GAME AND FISH COMMISSION

, President

Dated: May 23, 2018



**WYOMING GAME AND FISH COMMISSION**

**CHAPTER 32**

**REGULATION GOVERNING FIREARM CARTRIDGES  
AND ARCHERY EQUIPMENT**

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WYOMING GAME AND FISH COMMISSION

By: \_\_\_\_\_

~~Charles C. Preece, President~~

Dated: ~~January 29, 2016~~ May 23, 2018

## STATEMENT OF REASONS

### CHAPTER 68

#### GRIZZLY BEAR HUNTING SEASONS

W.S. § 23-1-302 directs and empowers the Commission to fix seasons and bag limits, open, shorten or close seasons on any species or sex of wildlife except predatory animals, predacious birds, protected animals and protected birds; empowers the Commission to prescribe the requirements and form, including electronic licensing format, for the licenses, stamps and tags provided in the Game and Fish Act, and provides the Commission the authority to promulgate such orders as the Commission considers necessary to carry out the intent of this act.

W.S. § 23-1-705 provides that a person who is issued a grizzly bear license is ineligible to apply for or receive a grizzly bear license in any future year; provides for seventy-five percent (75%) of grizzly bear licenses to be reserved for residents; and provides for the reservation of a grizzly bear license for the immediately succeeding year if the licensee is unable to use the license for good cause as provided in Commission regulations.

W.S. § 23-2-101 provides license fees for resident and nonresident grizzly bear licenses.

W.S. § 23-2-104 provides for bow and arrow or crossbows to be used to take game animals.

This is a new regulation and is being promulgated in response to the U.S. Fish and Wildlife Service providing the States' authority to manage grizzly bear populations.

Section 1 provides for the authority to promulgate this rule.

Section 2 provides definitions specific to this regulation.

Section 3 (a, b, c, d, and e) outlines procedures and rules for the Department to conduct a computer random number selection to determine name placement on the grizzly bear license issuance lists for all persons interested in a grizzly bear hunting opportunity in hunt areas 1, 2, 3, 4, 5, and 6. Rules also address the total allocation of available grizzly bear harvest in these hunt areas, an application period and application fee, and Department procedures for notifying eligible hunters. Section 3 (f, g, and h) address a limited quota drawing which shall be utilized to determine successful applicants to hunt grizzly bears in hunt area 7, license applicant limitations and the allocation of licenses for resident and nonresident applicants.

Section 4 addresses the bag limit and number of licenses permissible for one person.

Section 5 enumerates specific hunting regulations for a licensed grizzly bear hunter and includes mandatory reporting of grizzly bear harvest, mandatory registration of harvested grizzly bears, mandatory orientation and training for all licensed grizzly bear hunters and electronic harvest reporting devices.

Section 6 (a, b, c, d and e) outlines information for hunt areas 1, 2, 3, 4, 5, and 6 and the grizzly bear license issuance list hunt, a female mortality limit and a male mortality limit proposed for these hunt areas. Section 6 (f and g) address a limited quota grizzly bear hunt for hunt areas 7 and 8.

Section 7 allows the Department to issue grizzly bear baiting authorization permits if the Department determines it is necessary to meet management objectives, prevent grizzly bear depredation or to prevent grizzly/human conflicts.

Section 8 indicates it is the hunter's responsibility to confirm the grizzly bear hunt area the person intends to hunt is open by calling a twenty-four hour (24) hotline for hunt area closure information.

Section 9 identifies individual hunt area boundary descriptions for hunt areas 1, 2, 3, 4, 5, 6, 7 and 8.

Section 10 outlines withdrawal or modification procedures for grizzly bear license applicants and license fee refund procedures.

Section 11 indicates the procedure to reserve a grizzly bear license shall be in accordance with Commission Regulation Chapter 44, Regulation for Issuance of Licenses, Permits, Stamps, Tags, Preference Points and Competitive Raffle Chances.

Section 12 provides that grizzly bear licenses are not included as an option for Super Tag License or Super Tag Trifecta License drawings.

## CHAPTER 68

### GRIZZLY BEAR HUNTING SEASONS

**Section 1. Authority.** This regulation is promulgated by authority of Wyoming Statute § 23-1-302, § 23-1-703, § 23-2-101 and § 23-2-104.

**Section 2. Definitions.** For the purpose of this regulation, definitions shall be as set forth in Title 23, Wyoming Statutes, Commission regulations and the Commission also adopts the following definitions:

- (a) “Baiting” means placing or utilizing a processed bait or an unprocessed bait as a lure or attractant for the purpose of taking a grizzly bear.
- (b) “Baiting Authorization Permit” means a Department issued permit which authorizes the use of bait for taking a grizzly bear if the Department determines it is necessary to meet management objectives, prevent grizzly bear depredation or prevent grizzly bear/human conflicts.
- (c) “Demographic Monitoring Area” (DMA) means the area depicted in the map in Appendix I of Chapter 67, Grizzly Bear Management Regulations, revised as of July 8, 2016, and which does not include any later amendments or additions of the incorporated matter.
- (d) “Dependent young” means any grizzly bear cub of the year, yearling grizzly bear or any grizzly bear offspring traveling with an adult female grizzly bear.
- (e) “Grizzly Bear License Issuance List” means separate randomly generated lists of resident and nonresident applicants for a license to hunt grizzly bears during the current year in hunt areas 1, 2, 3, 4, 5 and 6.
- (f) “Mortality” means any legal or illegal grizzly bear harvest by a licensed grizzly bear hunter during an open grizzly bear hunting season.
- (g) “Processed bait” means a nontoxic biodegradable substance.
- (h) “Prohibited bait” means big game animals, small game animals, game birds, game fish, protected animals, protected birds or parts thereof placed for the purpose of attracting a grizzly bear.
- (i) “Unprocessed bait” means livestock or livestock parts that have not been processed for human consumption, or wildlife or wildlife parts that are not otherwise prohibited in Section 2 (h).

**Section 3. Grizzly Bear License Issuance Lists and Grizzly Bear Limited Quota License Drawing.**

(a) The Department shall generate grizzly bear license issuance lists for hunt areas 1, 2, 3, 4, 5 and 6. Separate license issuance lists shall be generated based on the residency of applicants for a grizzly bear license. A computer random number selection shall be utilized to determine name placement on the grizzly bear license issuance lists. When a hunting opportunity exists for hunt areas 1, 2, 3, 4, 5 or 6, licenses shall be issued to individuals on the license issuance lists at the direction of the Department. The Department shall issue at least seventy-five percent (75%) of the available licenses to residents prior to issuing a nonresident license. Licenses shall be issued until mortality limits are reached or until the close of the season.

(i) Nonresident license issuance shall only be permitted in hunt areas 1, 2, 3, 4, 5 or 6 when twenty-five percent (25%) of the total annual mortality limit equals or exceeds one (1) license.

(b) The total allocation of available grizzly bear harvest for hunt areas 1, 2, 3, 4, 5, and 6 shall be determined annually by the Department in accordance with the Tri-State Memorandum of Agreement (MOA).

(c) The application period for the grizzly bear license issuance lists and limited quota drawing shall be July 2, 2018 through July 16, 2018. Completed applications shall only be submitted through the Department Electronic Licensing Service.

(d) A nonrefundable application fee for the grizzly bear license issuance list and the grizzly bear limited quota license drawing shall be five dollars (\$5) for residents and fifteen dollars (\$15) for nonresidents.

(e) The initial number of applicants contacted from the grizzly bear license issuance list shall not exceed the collective female mortality limit for hunt areas 1, 2, 3, 4, 5 and 6. If a licensee successfully harvests a male grizzly bear in hunt areas 1, 2, 3, 4, 5 or 6, the next individual on the grizzly bear license issuance list may be contacted by the Department in accordance with this section.

(i) Applicants on the grizzly bear license issuance list will no longer be contacted once the collective female grizzly bear mortality limit or collective male grizzly bear mortality limit is met, whichever comes first.

(ii) If grizzly bear mortality limits have not been met for hunt areas 1, 2, 3, 4, 5 and 6, the grizzly bear license issuance list shall remain in effect through the close of the season.

(iii) No applicant on the grizzly bear license issuance list is guaranteed a grizzly bear hunting license.

(iv) Applicants shall be notified by mail of their placement on the grizzly bear

license issuance lists by the Department. Applicants on the grizzly bear license issuance list shall be notified by phone (including text message), or email in order of their random number placement when the Department determines a grizzly bear hunting opportunity exists.

(A) Phone calls shall be made by the Department during the evening hours between 4:00 p.m. and 10:00 p.m. Mountain Time.

(B) A minimum of three (3) attempts shall be made during two (2) consecutive evenings to contact and notify any individual applicant. Notification attempts via phone or text message shall be spaced at a minimum of one-half (1/2) hour intervals. Department personnel shall attempt to leave a message indicating the reason for the contact, but must speak directly to the applicant for verification of acceptance of a hunting opportunity no later than 5:00 p.m. Mountain Time the day after the last attempt to contact the applicant has been made.

(C) If an applicant cannot be contacted as outlined above, the Department shall attempt to contact the next individual on the grizzly bear license issuance list.

(D) If an applicant is contacted by the Department and declines participation in the grizzly bear hunt, the Department shall attempt to contact the next individual on the grizzly bear license issuance list.

(E) Within ten (10) consecutive days of acceptance to participate in the grizzly bear hunt, an applicant shall purchase a license for hunt areas 1, 2, 3, 4, 5 and 6 at any Department Regional Office or Headquarters. An applicant who fails to purchase a license within ten (10) consecutive days shall no longer be eligible to purchase a grizzly bear license.

(F) If an applicant cannot be contacted by the Department as outlined above, or if an applicant declines participation in the grizzly bear hunt, or if an applicant fails to purchase a license within ten (10) consecutive days after notification by the Department, they shall no longer be eligible to participate in the current year grizzly bear hunting season.

(f) The Department shall utilize a limited quota drawing to determine successful applicants to hunt grizzly bears in hunt area 7.

(i) No party applications shall be accepted for grizzly bear licenses.

(g) An applicant may only apply for the grizzly bear license issuance list for hunt areas 1, 2, 3, 4, 5 and 6, or the limited quota drawing for hunt area 7, but not both.

(h) If the number of resident applicants does not meet or exceed the resident allocation, the remaining resident allocation may be issued to nonresidents. If the number of nonresident applicants does not meet or exceed the nonresident allocation, the remaining nonresident allocation may be issued to residents.



**Section 4. Bag Limit and Number of Licenses.** No person shall apply for or receive more than one (1) grizzly bear license during any one (1) calendar year. The maximum bag limit for any person with the proper license shall not exceed the following: one (1) grizzly bear per license.

**Section 5. Hunting Regulations.**

(a) No person shall take a grizzly bear by the use of or aid of baiting, including any legally placed black bear bait in hunt areas 1, 2, 3, 4, 5 or 6. Baiting may be permissible in limited circumstances in hunt areas 7 and 8 and shall require a Department baiting authorization permit in accordance with Section 7 of this regulation.

(b) No person shall take a grizzly bear by the use of or aid of dogs.

(c) No person shall take a grizzly bear with a trap or snare.

(d) No person shall take a grizzly bear through the use or aid of radio telemetry equipment.

(e) Hunters may take any grizzly bear except dependent young and female grizzly bears with dependent young.

(f) Reporting Grizzly Bear Harvest. Licensees harvesting a grizzly bear in hunt areas 1, 2, 3, 4, 5 and 6 shall report the harvest of a grizzly bear within twenty-four (24) hours of harvest with a Department provided electronic device unless the licensee properly registers their harvest within twenty-four (24) hours in accordance with this section. The Department provided electronic device shall allow the licensee the ability to report their harvest, hunt area, sex of grizzly bear, licensee's name and telephone number. A grizzly bear harvest shall not be considered reported until the licensee receives a Department acknowledgement of their harvest report.

(i) Licensees harvesting a grizzly bear in hunt area 7 or 8 shall report their harvest of a grizzly bear to the Department by calling 1-800-264-1280 within twenty-four (24) hours of harvest unless the licensee properly registers their harvest within twenty-four (24) hours in accordance with this section. The licensee shall provide the date and time of harvest, hunt area, sex of the grizzly bear, licensee's name and telephone number.

(g) Registering Grizzly Bear Harvest. Licensees harvesting a grizzly bear shall retain the pelt and skull from each grizzly bear harvested for registration purposes. Even if the skull is damaged, it shall accompany the pelt. Visible external evidence of the sex of the grizzly bear shall remain naturally attached to the pelt. Within five (5) days after harvesting a grizzly bear, the licensee shall present the pelt and skull to a district game warden, district wildlife biologist or Department personnel at a Department Regional Office during business hours for registration. The pelt and skull shall be presented in an unfrozen condition in order to allow collection of up to two (2) premolar teeth and to allow examination of the pelt to determine the sex and possible

lactation status of the grizzly bear. The Department may also collect biological samples at the time of registration.

(h) Any person who provides false information when reporting the harvest of a grizzly bear, or any person who makes a false statement on a grizzly bear registration form shall be in violation of this regulation and such violation shall be punishable as provided in Title 23, Wyoming Statutes for violation of Commission regulations.

(i) Licensed grizzly bear hunters shall take a mandatory orientation and training course on grizzly bear ecology and management prior to entering the field to hunt grizzly bears. The course shall be provided by the Department.

(j) Electronic harvest reporting devices shall be returned to the Department at the time a licensee registers their harvested grizzly bear with the Department or at the close of the grizzly bear season in accordance with Section 6, whichever comes first.

(k) Licensed grizzly bear hunters shall not take grizzly bears within one-quarter (1/4) mile of Wyoming State Highways 22, 28, 120, 131, 296, 352, 353 and 390 or U.S. Highways 14, 16, 20, 26, 89, 191, 212 and 287 within hunt areas 1, 2, 3, 4, 5 and 6.

(l) Surrender of Electronic Radio Tracking Device. Any person taking a grizzly bear wearing an electronic tracking device shall surrender the device to the Department in accordance with registration requirements in Section 5 (g).

**Section 6. Open Hunt Areas, Season Dates and Limitations.**

(a) Grizzly bear license issuance list hunt areas, season dates and limitations.

Hunt Area	Type	Season Dates	License	Hunt Area Mortality Limit	Limitations
1, 2, 3, 4, 5, 6	1	Sep. 15 - Nov. 15	Grizzly Bear License Issuance List		Collective female mortality limit – not to exceed 2 Collective male mortality limit – not to exceed 10
1	1	Sep. 15 - Nov. 15	Grizzly Bear License Issuance List	2	Any grizzly bear; See Section 6 (b) and (d)
2	1	Sep. 15 - Nov. 15	Grizzly Bear License Issuance List	1	Any grizzly bear; See Section 6 (b), (d) and (e)
3	1	Sep. 15 - Nov. 15	Grizzly Bear License Issuance List	2	Any grizzly bear; See Section 6 (b) and (d)

Hunt Area	Type	Season Dates	License	Hunt Area Mortality Limit	Limitations
4	1	Sep. 15 - Nov. 15	Grizzly Bear License Issuance List	3	Any grizzly bear; See Section 6 (b) and (d)
5	1	Sep. 15 - Nov. 15	Grizzly Bear License Issuance List	3	Any grizzly bear; See Section 6 (b) and (d)
6	1	Sep. 15 - Nov. 15	Grizzly Bear License Issuance List	2	Any grizzly bear; See Section 6 (b) and (d)

(b) Licensees for hunt areas 1, 2, 3, 4, 5 and 6 may hunt any of these hunt areas provided that individual hunt area is open. Hunt areas 1, 2, 3, 4, 5 and 6 shall have a collective female mortality limit of up to two (2) female grizzly bears and up to ten (10) male grizzly bears.

(c) In hunt areas 1, 2, 3, 4, 5 and 6 the total number of licensed hunters in the field shall not exceed the available collective female mortality limit as specified in Section 6 (a).

(d) In hunt areas 1, 2, 3, 4, 5 and 6 the grizzly bear hunting season shall close in each separate hunt area when the individual hunt area mortality limit is reached. Hunt areas 1, 2, 3, 4, 5 and 6 shall all close when the collective female mortality limit is reached, the collective male mortality is reached or on the date specified in Section 6 (a), whichever comes first.

(e) Valid in that portion of Area 2 north of U.S. Highway 26-287 and east of the following: Where the Turpin Meadow Road (U.S.F.S. Road 30050) meets U.S. Highway 26-287 at Fourmile Meadow; northerly and westerly along said road to the Box Creek Trailhead; northerly along the Box Creek Trail (U.S.F.S. Trail 038) to the Enos Lake Cutoff Trail (U.S.F.S. Trail 041); westerly along said trail to the Pacific Creek Trail (U.S.F.S. Trail 036); southwesterly along said trail to the Gravel Creek Trail (U.S.F.S. Trail 042); northerly along said trail to the Wolverine Cutoff Trail (U.S.F.S. Trail 029); northerly and westerly along said trail to the Coulter Creek Trail (U.S.F.S. Trail 029W); northerly along said trail to the Wolverine Creek Trail (U.S.F.S. Trail 029N); northerly and westerly along said trail to the Yellowstone National Park boundary. Also valid in that portion of Area 2 west of Grand Teton National Park and the John D. Rockefeller Jr. Memorial Parkway.

(f) Grizzly bear limited quota hunt areas, season dates and limitations.

Hunt Area	Type	Season Dates	Quota	License	Limitations
7	1	Sep. 1 - Nov. 15	12	Limited Quota	Any grizzly bear
8		Sep. 1 - Nov. 15		Limited Quota	Any grizzly bear; See Section 6 (g)

(g) Currently, grizzly bears do not occupy hunt area 8. Unused licenses for hunt area 7 may be available for use in hunt area 8 upon Department notification and written authorization should grizzly bears occupy this hunt area.

**Section 7. Baiting Authorization Permits.** The Department may issue grizzly bear baiting authorization permits to licensed hunters in hunt areas 7 and 8 if the Department determines it is necessary to meet management objectives, prevent grizzly bear depredation or to prevent grizzly bear/human conflicts.

(a) Grizzly bear baiting authorization permits shall include the name of the licensee, grizzly bear license number, authorized bait site location(s), time period a bait may be placed, bait removal requirements, type of bait authorized and bait container requirements. The Department may include other provisions on a baiting authorization permit to meet management objectives, prevent depredation or to prevent grizzly bear/human conflicts.

**Section 8. Hunt Area Status.** It is the hunter's responsibility to confirm the grizzly bear hunt area the person intends to hunt is open. The status of grizzly bear mortality limits and hunt area closures shall be available twenty-four (24) hours a day by calling toll free 1-800-264-1280.

### **Section 9. Hunt Area Descriptions.**

**Area 1. Absarokas/Thorofare/North Fork Wilderness.** Beginning where the Wyoming-Montana state line crosses the northeastern boundary of Yellowstone National Park; easterly along said line to the Demographic Monitoring Area (DMA) boundary; southerly along the DMA boundary to the divide between the North and South Forks of the Shoshone River at the eastern end of Carter Mountain; southwesterly along said divide to the divide between the South Fork of the Shoshone River and the Yellowstone River; southerly along said divide to the Continental Divide; westerly and northerly along said divide to the southern boundary of Yellowstone National Park; easterly then northerly along said boundary to the Montana-Wyoming state line.

**Area 2. Tetons/BuffaloValley/Blackrock.** Beginning where Wyoming Highway 22 crosses the Wyoming-Idaho state line; northerly along said line to the southern boundary of Yellowstone National Park; easterly along said boundary to the Continental Divide; southerly and easterly along said divide to U.S. Highway 26-287 at Togwotee Pass; westerly along said highway to the Flagstaff Road (U.S.F.S. Road 30100); southerly and westerly along said road to U.S.F.S. Road 30250; southerly and westerly along said road to the divide between Spread Creek and the Gros Ventre River southeast of Mount Leidy and the headwaters of Aspen Creek; southerly along said creek to Carmichael Fork; southerly along said fork to Slate Creek; southerly along said creek to the Gros Ventre River; westerly along said river to U.S. Highway 191; southerly along said highway to Wyoming Highway 22; westerly along said highway to the Wyoming-Idaho state line.

**Area 3. Owl Creek Mountains.** Beginning at the intersection of the Demographic Monitoring Area (DMA) boundary and the divide between the North and South Forks of the Shoshone River at the eastern end of Carter Mountain; southerly along the DMA boundary to the

northern boundary of the Wind River Reservation along the South Fork of Owl Creek; northwesterly along said creek to the divide between the Wind River and the Wood and Greybull rivers; northwesterly along said divide to the divide between the Wind River and the South Fork of the Shoshone River; southwesterly along said divide to the Continental Divide; northerly along said divide to the divide between the Yellowstone River and the South Fork of the Shoshone River; northerly along said divide to the divide between the North and South Forks of the Shoshone River; northeasterly along said divide to the DMA boundary at the eastern end of Carter Mountain.

**Area 4. Dubois.** All of the drainage of the Wind River west of the Wind River Reservation.

**Area 5. Wind River.** Beginning where the southern boundary of the Wind River Reservation crosses the Demographic Monitoring Area (DMA) boundary west of Lander; southeasterly, westerly, and then northwesterly along the DMA boundary to the intersection with U.S. Highway 191 north of Daniel Junction; northwesterly along said highway to the divide between the Green River and the Hoback River (Hoback Rim); northerly along said divide to the divide between the Green River and the Gros Ventre River at Hodges Peak; northeasterly along said divide to the Darwin Ranch Road (U.S.F.S. Road 620); easterly along said road to the Union Pass Road (U.S.F.S. Road 600); northerly and easterly along said road to the Continental Divide; southeasterly along said divide to the southern boundary of the Wind River Reservation; easterly along said boundary to the intersection with the DMA boundary.

**Area 6. Hoback/Gros Ventre.** Beginning where Wyoming Highway 22 crosses the Wyoming-Idaho state line; easterly along said highway to U.S. Highway 191 at the town of Jackson; northerly along said highway to the Gros Ventre River; easterly along said river to Slate Creek; northerly along said creek to Carmichael Fork; northerly along said fork to Aspen Creek; northerly along said creek to the divide between Spread Creek and the Gros Ventre River southeast of Mount Leidy at U.S.F.S. Road 3050; easterly and northerly along said road to the Flagstaff Road (U.S.F.S. Road 30100); northeasterly along said road to U.S. Highway 26-287 at Togwotee Pass; southeasterly along said highway to the Continental Divide at Togwotee Pass; southerly along said divide to the Union Pass Road (U.S.F.S. Road 600); southwesterly along said road to the Darwin Ranch Road (U.S.F.S. Road 620); westerly along said road to the divide between the Green River and the Gros Ventre River; southwesterly along said divide to the divide between the Green River and the Hoback River at Hodges Peak; southerly along said divide to U.S. Highway 191; southeasterly along said highway to the Demographic Monitoring Area (DMA) boundary; westerly and northerly along said boundary to the Wyoming-Idaho state line; northerly along said line to Wyoming Highway 22.

**Area 7. Heart Mountain/Bighorn Basin/Farson/South Pass/Wyoming Range.**

Southern Portion: Beginning where U.S. Highway 30 crosses the Wyoming-Idaho state line; northerly along said line to the intersection of the Demographic Monitoring Area (DMA) boundary; southeasterly and easterly along said boundary around the Wind River Mountains and northerly to the southern boundary of the Wind River Reservation; easterly along said boundary to Wyoming Highway 135; southerly along said highway to U.S. Highway 287; easterly along

said highway to the Sweetwater River; southwesterly along said river to Wyoming Highway 28; southwesterly along said highway to Wyoming Highway 372; northwesterly along said highway to U.S. Highway 189; southwesterly along said highway to U.S. Highway 30; westerly then northerly along said highway to the Wyoming-Idaho state line.

Northern Portion: Beginning where U.S. Highway 310 crosses the Wyoming-Montana state line north of Frannie; southeasterly along said highway to U.S. Highway 14-16-20; easterly along said highway to U.S. Highway 16-20 at the town of Greybull; southerly along said highway to Wyoming Highway 433; southerly along said highway to U.S. Highway 20; southerly along said highway to the northern boundary of the Wind River Reservation; westerly along said boundary to the Demographic Monitoring Area (DMA) boundary; northerly along said boundary to the Wyoming-Montana state line; easterly along said line to U.S. Highway 310.

**Area 8. Remainder of Greater Yellowstone Grizzly Bear Distinct Population Segment.** Beginning where U.S. Highway 310 crosses the Wyoming-Montana state line north of Frannie; easterly along said line to Interstate Highway 90; southerly along said highway to Interstate Highway 25; southerly along said highway to Wyoming Highway 220 at the town of Casper; southwesterly along said highway to U.S. Highway 287; southerly along said highway to Interstate Highway 80 at the town of Rawlins; westerly along said highway to U.S. Highway 30; northwesterly along said highway to U.S. Highway 189; northeasterly along said highway to Wyoming Highway 372; easterly along said highway to Wyoming Highway 28; northeasterly along said highway to the Sweetwater River; northeasterly along said river to U.S. Highway 287; westerly along said highway to Wyoming Highway 135; northerly along said highway to the southern boundary of the Wind River Reservation; easterly then northerly along said boundary to U.S. Highway 26; easterly along said highway to U.S. Highway 20; northerly along said highway to the eastern boundary of the Wind River Reservation; northerly then westerly along said boundary to U.S. Highway 20; northerly along said highway to Wyoming Highway 433; northerly along said highway to U.S. Highway 16-20; northerly along said highway to U.S. Highway 14-16-20 at the town of Greybull; northerly then westerly along said highway to U.S. Highway 310; northwesterly along said highway to the Wyoming-Montana state line.

**Section 10. Withdrawal or Modification of Application and Refund of License Fees.** Grizzly bear licenses issued under Title 23, Wyoming Statutes and this regulation become the permanent property of the licensee and shall not be canceled or any fee refunded after the license has been issued, except as specified in this section or otherwise as set forth in Commission regulation.

(a) A request for a voluntary withdrawal of an application before the grizzly bear limited quota drawing shall be accepted through the Electronic Licensing Service until July 16, 2018 for the initial drawing.

(b) A modification of an application for the grizzly bear limited quota drawing shall be completed through the Electronic Licensing Service by July 16, 2018 for the initial drawing.

(c) Applicants for the grizzly bear license issuance list may not submit a voluntary withdrawal or modification to their application.

(d) To request the refund of a license fee, the licensee shall submit a written request along with the unaltered license with all coupons intact. The request shall be submitted to the Department during the calendar year for which the license is valid. The licensee shall also execute and submit, at the time of a refund request, a Department affidavit describing the reason(s) the licensee was unable to exercise the license privileges. The affidavit shall include a sworn statement that the licensee did not exercise any hunting privileges granted by the license during any or all seasons for the designated species as specified in Commission regulation during the calendar year for which the license was valid. If the license is destroyed, lost or illegible, the licensee shall state to that effect on the Department affidavit submitted with the written request for refund. Application fees shall not be refunded. The License Review Board shall review all requests for license refunds and shall determine whether to grant or deny the request.

(e) To qualify for a refund of a grizzly bear license fee in accordance with this section, the licensee shall meet one (1) of the following provisions:

(i) In the case of the death of the licensee, a written request for a license refund supported by a copy of the licensee's death certification shall be submitted to the Department. The date of death on such certificate shall have resulted in the licensee not being able to participate in the majority of the regular season. All refunds issued under this subsection shall be made payable to the estate of the decedent.

(ii) In the case of the death of the licensee's spouse, parents, grandparents, siblings, lineal descendants and their spouses, step-parent, step-sibling, step-children, father-in-law, mother-in-law, brother-in-law, sister-in-law, step-son-in-law or step-daughter-in-law, the licensee shall submit a written request for a license refund supported by the respective death certificate. The date of death shall have resulted in the licensee not being able to participate in the majority of the regular season.

(iii) In the case of incapacitating illness or injury of the licensee, the licensee's spouse, parents, grandparents, siblings, lineal descendants and their spouses, step-parent, step-sibling, step-children, father-in-law, mother-in-law, brother-in-law, sister-in-law, step-son-in-law or step-daughter-in-law, the refund request shall be supported by a physician's sworn statement on a Department form that the licensee is incapable of performing tasks necessary to exercise the privileges of the license.

(iv) In the case of military personnel who receive permanent change of station (PCS) orders and military personnel who are assigned away from their home duty station on temporary orders (TDY) for the majority of the regular season, the refund request shall be supported by a copy of official military orders from the Armed Forces of the United States, and such orders shall require the affected personnel to move away from their home duty station.

(v) In the case of individuals who are not able to participate in the majority of the regular season during the year for which the license is issued as a result of a court subpoena, jury duty, Grand Jury investigation or attorneys required to attend criminal cases, the refund request shall include a certified copy of the court document.

(vi) When the Department determines fifty percent (50%) or more of the hunting opportunity and access to public land within a open hunt area(s) has been closed due to administrative actions of the state or federal government in closing public access to public lands, or due to a natural disaster, including but not necessarily limited to, wildland fires, the licensee may request a license fee refund. The closing of hunt areas due to harvest quotas being met does not qualify a licensee for a license fee refund.

(A) When the Department determines one hundred percent (100%) of the hunt areas for which the license is valid are closed or the hunting season is preempted by administrative actions of the state or federal government, a grizzly bear licensee may request a license fee refund. The closing of hunt areas due to harvest quotas being met does not qualify a licensee for a license fee refund.

(vii) If an applicant is issued a license not requested due to an error on the part of the Department, the applicant may request a license fee refund. The applicant may submit a written request to the License Review Board to review a decision made by a Department employee in the handling of the application for, or the issuance of a license, if the decision is contrary to statute or rule and regulation promulgated by the Commission. All decisions of the License Review Board shall abide by provisions of state and federal statutes and Commission regulations.

(f) Refunds of grizzly bear license fees shall not be allowed under the following circumstances:

(i) The licensee illegally purchased more licenses than what was authorized for purchase by Commission regulation or Wyoming statute;

(ii) Refunds shall be denied in any circumstance where the licensee hunted on the license as specified in Commission rules and regulations during the year for which the license is issued.

(g) There shall be no right of appeal to the Commission for any decision rendered by the License Review Board or the Department for any provision of this section.

**Section 11. Reservation of a Grizzly Bear License.** Reservation of a grizzly bear license shall be in accordance with Wyoming Game and Fish Commission Regulation Chapter 44, Regulation for Issuance of Licenses, Permits, Stamps, Tags, Preference Points and Competitive Raffle Chances, revised as of March 14, 2018, and which does not include any later amendments or additions of the incorporated matter.

**Section 12. Super Tag License and Super Tag Trifecta Licenses.** There shall be no super tag license competitive raffle chances available for grizzly bear licenses. The successful applicant for a super tag trifecta license shall not be permitted to choose a grizzly bear license as one of their three (3) different species for which licenses may be issued.



WYOMING GAME & FISH COMMISSION

By: , President

Dated: May 23, 2018

## CHAPTER 68

### GRIZZLY BEAR HUNTING SEASONS

**Section 1. Authority.** This regulation is promulgated by authority of Wyoming Statute § 23-1-302, § 23-1-703, § 23-2-101 and § 23-2-104.

**Section 2. Definitions.** For the purpose of this regulation, definitions shall be as set forth in Title 23, Wyoming Statutes, Commission regulations and the Commission also adopts the following definitions:

- (a) “Baiting” means placing or utilizing a processed bait or an unprocessed bait as a lure or attractant for the purpose of taking a grizzly bear.
- (b) “Baiting Authorization Permit” means a Department issued permit which authorizes the use of bait for taking a grizzly bear if the Department determines it is necessary to meet management objectives, prevent grizzly bear depredation or prevent grizzly bear/human conflicts.
- (c) “Demographic Monitoring Area” (DMA) means the area depicted in the map in Appendix I of Chapter 67, Grizzly Bear Management Regulations, revised as of July 8, 2016, and which does not include any later amendments or additions of the incorporated matter.
- (d) “Dependent young” means any grizzly bear cub of the year, yearling grizzly bear or any grizzly bear offspring traveling with an adult female grizzly bear.
- (e) “Grizzly Bear License Issuance List” means separate randomly generated lists of resident and nonresident applicants for a license to hunt grizzly bears during the current year in hunt areas 1, 2, 3, 4, 5 and 6.
- (f) “Mortality” means any legal or illegal grizzly bear harvest by a licensed grizzly bear hunter during an open grizzly bear hunting season.
- (g) “Processed bait” means a nontoxic biodegradable substance.
- (h) “Prohibited bait” means big game animals, small game animals, game birds, game fish, protected animals, protected birds or parts thereof placed for the purpose of attracting a grizzly bear.
- (i) “Unprocessed bait” means livestock or livestock parts that have not been processed for human consumption, or wildlife or wildlife parts that are not otherwise prohibited in Section 2 (h).

**Section 3. Grizzly Bear License Issuance Lists and Grizzly Bear Limited Quota License Drawing.**

(a) The Department shall generate grizzly bear license issuance lists for hunt areas 1, 2, 3, 4, 5 and 6. Separate license issuance lists shall be generated based on the residency of applicants for a grizzly bear license. A computer random number selection shall be utilized to determine name placement on the grizzly bear license issuance lists. When a hunting opportunity exists for hunt areas 1, 2, 3, 4, 5 or 6, licenses shall be issued to individuals on the license issuance lists at the direction of the Department. The Department shall issue at least seventy-five percent (75%) of the available licenses to residents prior to issuing a nonresident license. Licenses shall be issued until mortality limits are reached or until the close of the season.

(i) Nonresident license issuance shall only be permitted in hunt areas 1, 2, 3, 4, 5 or 6 when twenty-five percent (25%) of the total annual mortality limit equals or exceeds one (1) license.

(b) The total allocation of available grizzly bear harvest for hunt areas 1, 2, 3, 4, 5, and 6 shall be determined annually by the Department in accordance with the Tri-State Memorandum of Agreement (MOA).

(c) The application period for the grizzly bear license issuance lists and limited quota drawing shall be July 2, 2018 through July 16, 2018. Completed applications shall only be submitted through the Department Electronic Licensing Service.

(d) A nonrefundable application fee for the grizzly bear license issuance list and the grizzly bear limited quota license drawing shall be five dollars (\$5) for residents and fifteen dollars (\$15) for nonresidents.

(e) The initial number of applicants contacted from the grizzly bear license issuance list shall not exceed the collective female mortality limit for hunt areas 1, 2, 3, 4, 5 and 6. If a licensee successfully harvests a male grizzly bear in hunt areas 1, 2, 3, 4, 5 or 6, the next individual on the grizzly bear license issuance list may be contacted by the Department in accordance with this section.

(i) Applicants on the grizzly bear license issuance list will no longer be contacted once the collective female grizzly bear mortality limit or collective male grizzly bear mortality limit is met, whichever comes first.

(ii) If grizzly bear mortality limits have not been met for hunt areas 1, 2, 3, 4, 5 and 6, the grizzly bear license issuance list shall remain in effect through the close of the season.

(iii) No applicant on the grizzly bear license issuance list is guaranteed a grizzly bear hunting license.

(iv) Applicants shall be notified by mail of their placement on the grizzly bear

license issuance lists by the Department. Applicants on the grizzly bear license issuance list shall be notified by phone (including text message), or email in order of their random number placement when the Department determines a grizzly bear hunting opportunity exists.

(A) Phone calls shall be made by the Department during the evening hours between 4:00 p.m. and 10:00 p.m. Mountain Time.

(B) A minimum of three (3) attempts shall be made during two (2) consecutive evenings to contact and notify any individual applicant. Notification attempts via phone or text message shall be spaced at a minimum of one-half (1/2) hour intervals. Department personnel shall attempt to leave a message indicating the reason for the contact, but must speak directly to the applicant for verification of acceptance of a hunting opportunity no later than 5:00 p.m. Mountain Time the day after the last attempt to contact the applicant has been made.

(C) If an applicant cannot be contacted as outlined above, the Department shall attempt to contact the next individual on the grizzly bear license issuance list.

(D) If an applicant is contacted by the Department and declines participation in the grizzly bear hunt, the Department shall attempt to contact the next individual on the grizzly bear license issuance list.

(E) Within ten (10) consecutive days of acceptance to participate in the grizzly bear hunt, an applicant shall purchase a license for hunt areas 1, 2, 3, 4, 5 and 6 at any Department Regional Office or Headquarters. An applicant who fails to purchase a license within ten (10) consecutive days shall no longer be eligible to purchase a grizzly bear license.

(F) If an applicant cannot be contacted by the Department as outlined above, or if an applicant declines participation in the grizzly bear hunt, or if an applicant fails to purchase a license within ten (10) consecutive days after notification by the Department, they shall no longer be eligible to participate in the current year grizzly bear hunting season.

(f) The Department shall utilize a limited quota drawing to determine successful applicants to hunt grizzly bears in hunt area 7.

(i) No party applications shall be accepted for grizzly bear licenses.

(g) An applicant may only apply for the grizzly bear license issuance list for hunt areas 1, 2, 3, 4, 5 and 6, or the limited quota drawing for hunt area 7, but not both.

(h) If the number of resident applicants does not meet or exceed the resident allocation, the remaining resident allocation may be issued to nonresidents. If the number of nonresident applicants does not meet or exceed the nonresident allocation, the remaining nonresident allocation may be issued to residents.

**Section 4. Bag Limit and Number of Licenses.** No person shall apply for or receive more than one (1) grizzly bear license during any one (1) calendar year. The maximum bag limit for any person with the proper license shall not exceed the following: one (1) grizzly bear per license.

**Section 5. Hunting Regulations.**

(a) No person shall take a grizzly bear by the use of or aid of baiting, including any legally placed black bear bait in hunt areas 1, 2, 3, 4, 5 or 6. Baiting may be permissible in limited circumstances in hunt areas 7 and 8 and shall require a Department baiting authorization permit in accordance with Section 7 of this regulation.

(b) No person shall take a grizzly bear by the use of or aid of dogs.

(c) No person shall take a grizzly bear with a trap or snare.

(d) No person shall take a grizzly bear through the use or aid of radio telemetry equipment.

(e) Hunters may take any grizzly bear except dependent young and female grizzly bears with dependent young.

(f) Reporting Grizzly Bear Harvest. Licensees harvesting a grizzly bear in hunt areas 1, 2, 3, 4, 5 and 6 shall report the harvest of a grizzly bear within twenty-four (24) hours of harvest with a Department provided electronic device unless the licensee properly registers their harvest within twenty-four (24) hours in accordance with this section. The Department provided electronic device shall allow the licensee the ability to report their harvest, hunt area, sex of grizzly bear, licensee's name and telephone number. A grizzly bear harvest shall not be considered reported until the licensee receives a Department acknowledgement of their harvest report.

(i) Licensees harvesting a grizzly bear in hunt area 7 or 8 shall report their harvest of a grizzly bear to the Department by calling 1-800-264-1280 within twenty-four (24) hours of harvest unless the licensee properly registers their harvest within twenty-four (24) hours in accordance with this section. The licensee shall provide the date and time of harvest, hunt area, sex of the grizzly bear, licensee's name and telephone number.

(g) Registering Grizzly Bear Harvest. Licensees harvesting a grizzly bear shall retain the pelt and skull from each grizzly bear harvested for registration purposes. Even if the skull is damaged, it shall accompany the pelt. Visible external evidence of the sex of the grizzly bear shall remain naturally attached to the pelt. Within five (5) days after harvesting a grizzly bear, the licensee shall present the pelt and skull to a district game warden, district wildlife biologist or Department personnel at a Department Regional Office during business hours for registration. The pelt and skull shall be presented in an unfrozen condition in order to allow collection of up to two (2) premolar teeth and to allow examination of the pelt to determine the sex and possible

lactation status of the grizzly bear. The Department may also collect biological samples at the time of registration.

(h) Any person who provides false information when reporting the harvest of a grizzly bear, or any person who makes a false statement on a grizzly bear registration form shall be in violation of this regulation and such violation shall be punishable as provided in Title 23, Wyoming Statutes for violation of Commission regulations.

(i) Licensed grizzly bear hunters shall take a mandatory orientation and training course on grizzly bear ecology and management prior to entering the field to hunt grizzly bears. The course shall be provided by the Department.

(j) Electronic harvest reporting devices shall be returned to the Department at the time a licensee registers their harvested grizzly bear with the Department or at the close of the grizzly bear season in accordance with Section 6, whichever comes first.

(k) Licensed grizzly bear hunters shall not take grizzly bears within one-quarter (1/4) mile of Wyoming State Highways 22, 28, 120, 131, 296, 352, 353 and 390 or U.S. Highways 14, 16, 20, 26, 89, 191, 212 and 287 within hunt areas 1, 2, 3, 4, 5 and 6.

(l) Surrender of Electronic Radio Tracking Device. Any person taking a grizzly bear wearing an electronic tracking device shall surrender the device to the Department in accordance with registration requirements in Section 5 (g).

**Section 6. Open Hunt Areas, Season Dates and Limitations.**

(a) Grizzly bear license issuance list hunt areas, season dates and limitations.

<u>Hunt Area</u>	<u>Type</u>	<u>Season Dates</u>	<u>License</u>	<u>Hunt Area Mortality Limit</u>	<u>Limitations</u>
<u>1, 2, 3, 4, 5, 6</u>	<u>1</u>	<u>Sep. 15 - Nov. 15</u>	<u>Grizzly Bear License Issuance List</u>		<u>Collective female mortality limit – not to exceed 2</u> <u>Collective male mortality limit – not to exceed 10</u>
<u>1</u>	<u>1</u>	<u>Sep. 15 - Nov. 15</u>	<u>Grizzly Bear License Issuance List</u>	<u>2</u>	<u>Any grizzly bear; See Section 6 (b) and (d)</u>
<u>2</u>	<u>1</u>	<u>Sep. 15 - Nov. 15</u>	<u>Grizzly Bear License Issuance List</u>	<u>1</u>	<u>Any grizzly bear; See Section 6 (b), (d) and (e)</u>
<u>3</u>	<u>1</u>	<u>Sep. 15 - Nov. 15</u>	<u>Grizzly Bear License Issuance List</u>	<u>2</u>	<u>Any grizzly bear; See Section 6 (b) and (d)</u>

<u>Hunt Area</u>	<u>Type</u>	<u>Season Dates</u>	<u>License</u>	<u>Hunt Area Mortality Limit</u>	<u>Limitations</u>
<u>4</u>	<u>1</u>	<u>Sep. 15 - Nov. 15</u>	<u>Grizzly Bear License Issuance List</u>	<u>3</u>	<u>Any grizzly bear; See Section 6 (b) and (d)</u>
<u>5</u>	<u>1</u>	<u>Sep. 15 - Nov. 15</u>	<u>Grizzly Bear License Issuance List</u>	<u>3</u>	<u>Any grizzly bear; See Section 6 (b) and (d)</u>
<u>6</u>	<u>1</u>	<u>Sep. 15 - Nov. 15</u>	<u>Grizzly Bear License Issuance List</u>	<u>2</u>	<u>Any grizzly bear; See Section 6 (b) and (d)</u>

(b) Licensees for hunt areas 1, 2, 3, 4, 5 and 6 may hunt any of these hunt areas provided that individual hunt area is open. Hunt areas 1, 2, 3, 4, 5 and 6 shall have a collective female mortality limit of up to two (2) female grizzly bears and up to ten (10) male grizzly bears.

(c) In hunt areas 1, 2, 3, 4, 5 and 6 the total number of licensed hunters in the field shall not exceed the available collective female mortality limit as specified in Section 6 (a).

(d) In hunt areas 1, 2, 3, 4, 5 and 6 the grizzly bear hunting season shall close in each separate hunt area when the individual hunt area mortality limit is reached. Hunt areas 1, 2, 3, 4, 5 and 6 shall all close when the collective female mortality limit is reached, the collective male mortality is reached or on the date specified in Section 6 (a), whichever comes first.

(e) Valid in that portion of Area 2 north of U.S. Highway 26-287 and east of the following: Where the Turpin Meadow Road (U.S.F.S. Road 30050) meets U.S. Highway 26-287 at Fourmile Meadow; northerly and westerly along said road to the Box Creek Trailhead; northerly along the Box Creek Trail (U.S.F.S. Trail 038) to the Enos Lake Cutoff Trail (U.S.F.S. Trail 041); westerly along said trail to the Pacific Creek Trail (U.S.F.S. Trail 036); southwesterly along said trail to the Gravel Creek Trail (U.S.F.S. Trail 042); northerly along said trail to the Wolverine Cutoff Trail (U.S.F.S. Trail 029); northerly and westerly along said trail to the Coulter Creek Trail (U.S.F.S. Trail 029W); northerly along said trail to the Wolverine Creek Trail (U.S.F.S. Trail 029N); northerly and westerly along said trail to the Yellowstone National Park boundary. Also valid in that portion of Area 2 west of Grand Teton National Park and the John D. Rockefeller Jr. Memorial Parkway.

(f) Grizzly bear limited quota hunt areas, season dates and limitations.

<u>Hunt Area</u>	<u>Type</u>	<u>Season Dates</u>	<u>Quota</u>	<u>License</u>	<u>Limitations</u>
<u>7</u>	<u>1</u>	<u>Sep. 1 - Nov. 15</u>	<u>12</u>	<u>Limited Quota</u>	<u>Any grizzly bear</u>
<u>8</u>		<u>Sep. 1 - Nov. 15</u>		<u>Limited Quota</u>	<u>Any grizzly bear; See Section 6 (g)</u>

(g) Currently, grizzly bears do not occupy hunt area 8. Unused licenses for hunt area 7 may be available for use in hunt area 8 upon Department notification and written authorization should grizzly bears occupy this hunt area.

**Section 7. Baiting Authorization Permits.** The Department may issue grizzly bear baiting authorization permits to licensed hunters in hunt areas 7 and 8 if the Department determines it is necessary to meet management objectives, prevent grizzly bear depredation or to prevent grizzly bear/human conflicts.

(a) Grizzly bear baiting authorization permits shall include the name of the licensee, grizzly bear license number, authorized bait site location(s), time period a bait may be placed, bait removal requirements, type of bait authorized and bait container requirements. The Department may include other provisions on a baiting authorization permit to meet management objectives, prevent depredation or to prevent grizzly bear/human conflicts.

**Section 8. Hunt Area Status.** It is the hunter's responsibility to confirm the grizzly bear hunt area the person intends to hunt is open. The status of grizzly bear mortality limits and hunt area closures shall be available twenty-four (24) hours a day by calling toll free 1-800-264-1280.

### **Section 9. Hunt Area Descriptions.**

**Area 1. Absarokas/Thorofare/North Fork Wilderness.** Beginning where the Wyoming-Montana state line crosses the northeastern boundary of Yellowstone National Park; easterly along said line to the Demographic Monitoring Area (DMA) boundary; southerly along the DMA boundary to the divide between the North and South Forks of the Shoshone River at the eastern end of Carter Mountain; southwesterly along said divide to the divide between the South Fork of the Shoshone River and the Yellowstone River; southerly along said divide to the Continental Divide; westerly and northerly along said divide to the southern boundary of Yellowstone National Park; easterly then northerly along said boundary to the Montana-Wyoming state line.

**Area 2. Tetons/BuffaloValley/Blackrock.** Beginning where Wyoming Highway 22 crosses the Wyoming-Idaho state line; northerly along said line to the southern boundary of Yellowstone National Park; easterly along said boundary to the Continental Divide; southerly and easterly along said divide to U.S. Highway 26-287 at Togwotee Pass; westerly along said highway to the Flagstaff Road (U.S.F.S. Road 30100); southerly and westerly along said road to U.S.F.S. Road 30250; southerly and westerly along said road to the divide between Spread Creek and the Gros Ventre River southeast of Mount Leidy and the headwaters of Aspen Creek; southerly along said creek to Carmichael Fork; southerly along said fork to Slate Creek; southerly along said creek to the Gros Ventre River; westerly along said river to U.S. Highway 191; southerly along said highway to Wyoming Highway 22; westerly along said highway to the Wyoming-Idaho state line.

**Area 3. Owl Creek Mountains.** Beginning at the intersection of the Demographic Monitoring Area (DMA) boundary and the divide between the North and South Forks of the Shoshone River at the eastern end of Carter Mountain; southerly along the DMA boundary to the



northern boundary of the Wind River Reservation along the South Fork of Owl Creek; northwesterly along said creek to the divide between the Wind River and the Wood and Greybull rivers; northwesterly along said divide to the divide between the Wind River and the South Fork of the Shoshone River; southwesterly along said divide to the Continental Divide; northerly along said divide to the divide between the Yellowstone River and the South Fork of the Shoshone River; northerly along said divide to the divide between the North and South Forks of the Shoshone River; northeasterly along said divide to the DMA boundary at the eastern end of Carter Mountain.

**Area 4. Dubois.** All of the drainage of the Wind River west of the Wind River Reservation.

**Area 5. Wind River.** Beginning where the southern boundary of the Wind River Reservation crosses the Demographic Monitoring Area (DMA) boundary west of Lander; southeasterly, westerly, and then northwesterly along the DMA boundary to the intersection with U.S. Highway 191 north of Daniel Junction; northwesterly along said highway to the divide between the Green River and the Hoback River (Hoback Rim); northerly along said divide to the divide between the Green River and the Gros Ventre River at Hodges Peak; northeasterly along said divide to the Darwin Ranch Road (U.S.F.S. Road 620); easterly along said road to the Union Pass Road (U.S.F.S. Road 600); northerly and easterly along said road to the Continental Divide; southeasterly along said divide to the southern boundary of the Wind River Reservation; easterly along said boundary to the intersection with the DMA boundary.

**Area 6. Hoback/Gros Ventre.** Beginning where Wyoming Highway 22 crosses the Wyoming-Idaho state line; easterly along said highway to U.S. Highway 191 at the town of Jackson; northerly along said highway to the Gros Ventre River; easterly along said river to Slate Creek; northerly along said creek to Carmichael Fork; northerly along said fork to Aspen Creek; northerly along said creek to the divide between Spread Creek and the Gros Ventre River southeast of Mount Leidy at U.S.F.S. Road 3050; easterly and northerly along said road to the Flagstaff Road (U.S.F.S. Road 30100); northeasterly along said road to U.S. Highway 26-287 at Togwotee Pass; southeasterly along said highway to the Continental Divide at Togwotee Pass; southerly along said divide to the Union Pass Road (U.S.F.S. Road 600); southwesterly along said road to the Darwin Ranch Road (U.S.F.S. Road 620); westerly along said road to the divide between the Green River and the Gros Ventre River; southwesterly along said divide to the divide between the Green River and the Hoback River at Hodges Peak; southerly along said divide to U.S. Highway 191; southeasterly along said highway to the Demographic Monitoring Area (DMA) boundary; westerly and northerly along said boundary to the Wyoming-Idaho state line; northerly along said line to Wyoming Highway 22.

**Area 7. Heart Mountain/Bighorn Basin/Farson/South Pass/Wyoming Range.**

Southern Portion: Beginning where U.S. Highway 30 crosses the Wyoming-Idaho state line; northerly along said line to the intersection of the Demographic Monitoring Area (DMA) boundary; southeasterly and easterly along said boundary around the Wind River Mountains and northerly to the southern boundary of the Wind River Reservation; easterly along said boundary to Wyoming Highway 135; southerly along said highway to U.S. Highway 287; easterly along

said highway to the Sweetwater River; southwesterly along said river to Wyoming Highway 28; southwesterly along said highway to Wyoming Highway 372; northwesterly along said highway to U.S. Highway 189; southwesterly along said highway to U.S. Highway 30; westerly then northerly along said highway to the Wyoming-Idaho state line.

Northern Portion: Beginning where U.S. Highway 310 crosses the Wyoming-Montana state line north of Frannie; southeasterly along said highway to U.S. Highway 14-16-20; easterly along said highway to U.S. Highway 16-20 at the town of Greybull; southerly along said highway to Wyoming Highway 433; southerly along said highway to U.S. Highway 20; southerly along said highway to the northern boundary of the Wind River Reservation; westerly along said boundary to the Demographic Monitoring Area (DMA) boundary; northerly along said boundary to the Wyoming-Montana state line; easterly along said line to U.S. Highway 310.

**Area 8. Remainder of Greater Yellowstone Grizzly Bear Distinct Population**

**Segment.** Beginning where U.S. Highway 310 crosses the Wyoming-Montana state line north of Frannie; easterly along said line to Interstate Highway 90; southerly along said highway to Interstate Highway 25; southerly along said highway to Wyoming Highway 220 at the town of Casper; southwesterly along said highway to U.S. Highway 287; southerly along said highway to Interstate Highway 80 at the town of Rawlins; westerly along said highway to U.S. Highway 30; northwesterly along said highway to U.S. Highway 189; northeasterly along said highway to Wyoming Highway 372; easterly along said highway to Wyoming Highway 28; northeasterly along said highway to the Sweetwater River; northeasterly along said river to U.S. Highway 287; westerly along said highway to Wyoming Highway 135; northerly along said highway to the southern boundary of the Wind River Reservation; easterly then northerly along said boundary to U.S. Highway 26; easterly along said highway to U.S. Highway 20; northerly along said highway to the eastern boundary of the Wind River Reservation; northerly then westerly along said boundary to U.S. Highway 20; northerly along said highway to Wyoming Highway 433; northerly along said highway to U.S. Highway 16-20; northerly along said highway to U.S. Highway 14-16-20 at the town of Greybull; northerly then westerly along said highway to U.S. Highway 310; northwesterly along said highway to the Wyoming-Montana state line.

**Section 10. Withdrawal or Modification of Application and Refund of License Fees.**

Grizzly bear licenses issued under Title 23, Wyoming Statutes and this regulation become the permanent property of the licensee and shall not be canceled or any fee refunded after the license has been issued, except as specified in this section or otherwise as set forth in Commission regulation.

(a) A request for a voluntary withdrawal of an application before the grizzly bear limited quota drawing shall be accepted through the Electronic Licensing Service until July 16, 2018 for the initial drawing.

(b) A modification of an application for the grizzly bear limited quota drawing shall be completed through the Electronic Licensing Service by July 16, 2018 for the initial drawing.

(c) Applicants for the grizzly bear license issuance list may not submit a voluntary withdrawal or modification to their application.

(d) To request the refund of a license fee, the licensee shall submit a written request along with the unaltered license with all coupons intact. The request shall be submitted to the Department during the calendar year for which the license is valid. The licensee shall also execute and submit, at the time of a refund request, a Department affidavit describing the reason(s) the licensee was unable to exercise the license privileges. The affidavit shall include a sworn statement that the licensee did not exercise any hunting privileges granted by the license during any or all seasons for the designated species as specified in Commission regulation during the calendar year for which the license was valid. If the license is destroyed, lost or illegible, the licensee shall state to that effect on the Department affidavit submitted with the written request for refund. Application fees shall not be refunded. The License Review Board shall review all requests for license refunds and shall determine whether to grant or deny the request.

(e) To qualify for a refund of a grizzly bear license fee in accordance with this section, the licensee shall meet one (1) of the following provisions:

(i) In the case of the death of the licensee, a written request for a license refund supported by a copy of the licensee's death certification shall be submitted to the Department. The date of death on such certificate shall have resulted in the licensee not being able to participate in the majority of the regular season. All refunds issued under this subsection shall be made payable to the estate of the decedent.

(ii) In the case of the death of the licensee's spouse, parents, grandparents, siblings, lineal descendants and their spouses, step-parent, step-sibling, step-children, father-in-law, mother-in-law, brother-in-law, sister-in-law, step-son-in-law or step-daughter-in-law, the licensee shall submit a written request for a license refund supported by the respective death certificate. The date of death shall have resulted in the licensee not being able to participate in the majority of the regular season.

(iii) In the case of incapacitating illness or injury of the licensee, the licensee's spouse, parents, grandparents, siblings, lineal descendants and their spouses, step-parent, step-sibling, step-children, father-in-law, mother-in-law, brother-in-law, sister-in-law, step-son-in-law or step-daughter-in-law, the refund request shall be supported by a physician's sworn statement on a Department form that the licensee is incapable of performing tasks necessary to exercise the privileges of the license.

(iv) In the case of military personnel who receive permanent change of station (PCS) orders and military personnel who are assigned away from their home duty station on temporary orders (TDY) for the majority of the regular season, the refund request shall be supported by a copy of official military orders from the Armed Forces of the United States, and such orders shall require the affected personnel to move away from their home duty station.

(v) In the case of individuals who are not able to participate in the majority of the regular season during the year for which the license is issued as a result of a court subpoena, jury duty, Grand Jury investigation or attorneys required to attend criminal cases, the refund request shall include a certified copy of the court document.

(vi) When the Department determines fifty percent (50%) or more of the hunting opportunity and access to public land within a open hunt area(s) has been closed due to administrative actions of the state or federal government in closing public access to public lands, or due to a natural disaster, including but not necessarily limited to, wildland fires, the licensee may request a license fee refund. The closing of hunt areas due to harvest quotas being met does not qualify a licensee for a license fee refund.

(A) When the Department determines one hundred percent (100%) of the hunt areas for which the license is valid are closed or the hunting season is preempted by administrative actions of the state or federal government, a grizzly bear licensee may request a license fee refund. The closing of hunt areas due to harvest quotas being met does not qualify a licensee for a license fee refund.

(vii) If an applicant is issued a license not requested due to an error on the part of the Department, the applicant may request a license fee refund. The applicant may submit a written request to the License Review Board to review a decision made by a Department employee in the handling of the application for, or the issuance of a license, if the decision is contrary to statute or rule and regulation promulgated by the Commission. All decisions of the License Review Board shall abide by provisions of state and federal statutes and Commission regulations.

(f) Refunds of grizzly bear license fees shall not be allowed under the following circumstances:

(i) The licensee illegally purchased more licenses than what was authorized for purchase by Commission regulation or Wyoming statute;

(ii) Refunds shall be denied in any circumstance where the licensee hunted on the license as specified in Commission rules and regulations during the year for which the license is issued.

(g) There shall be no right of appeal to the Commission for any decision rendered by the License Review Board or the Department for any provision of this section.

**Section 11. Reservation of a Grizzly Bear License.** Reservation of a grizzly bear license shall be in accordance with Wyoming Game and Fish Commission Regulation Chapter 44, Regulation for Issuance of Licenses, Permits, Stamps, Tags, Preference Points and Competitive Raffle Chances, revised as of March 14, 2018, and which does not include any later amendments or additions of the incorporated matter.

**Section 12. Super Tag License and Super Tag Trifecta Licenses.** There shall be no super tag license competitive raffle chances available for grizzly bear licenses. The successful applicant for a super tag trifecta license shall not be permitted to choose a grizzly bear license as one of their three (3) different species for which licenses may be issued.

WYOMING GAME & FISH COMMISSION

By: \_\_\_\_\_, President

Dated: May 23, 2018