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Director

**Chris Colclasure**  
Deputy Director

**Chris Racey**  
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**Roger Mangham**  
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## Arkansas Game and Fish Commission

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August 16, 2021

Jessica C. Whittaker, Administrator  
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One Capitol Mall, 5th Floor  
Little Rock, AR 72201

Via U.S. Mail and  
Email to [whittakerj@blr.arkansas.gov](mailto:whittakerj@blr.arkansas.gov)

Re: Act 595 Monthly Written Updates


Dear Ms. Whittaker:

I am responding to your July 21, 2021 email regarding compliance by the Arkansas Game and Fish Commission (AGFC) with provisions in Act 595 of 2021 and Arkansas Code Annotated § 25-15-216(a), which require state agencies to review newly enacted legislation and report whether agency rules need to be adopted, repealed, or amended in view of such new legislation.

While there is an issue based upon constitutional separation whether the Administrative Procedure Act (APA) and reporting requirements in Section 25-15-216 legally apply to AGFC, the Commission is pursuing voluntary compliance with APA procedures for promulgating the Commission's rules and regulations. After thoroughly reviewing legislation enacted during the 2021 Regular Session of the 93rd General Assembly, plus BLR's report to the ALC Administrative Rules Subcommittee entitled "*Report on the Acts of the 2021 Regular Session Requiring New Rulemaking*," we have identified no new laws that direct AGFC to make any rule changes. Accordingly, we are reporting that no AGFC rules are in need of adoption, repeal, or amendment based upon on the Acts of the 2021 Regular Session.

Thank you for your courtesy and assistance regarding this matter. Should you have any questions about this submission, please do not hesitate to contact me at (501) 223-6327 or [James.Goodhart@agfc.ar.gov](mailto:James.Goodhart@agfc.ar.gov).

Sincerely,

  
James F. Goodhart  
General Counsel

Jessica C. Whittaker, Administrator  
Administrative Rules Review Section  
Bureau of Legislative Research  
August 16, 2021  
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Via U.S. Mail and  
Email to [whittakerj@blr.arkansas.gov](mailto:whittakerj@blr.arkansas.gov)

JFG/srm

cc: Austin Booth, AGFC Director  
Chris Colclasure, AGFC Dep. Director  
Roger Mangham, AGFC Dep. Director  
Chris Racey, AGFC Dep. Director