

**RHODE ISLAND GOVERNMENT REGISTER
PUBLIC NOTICE OF PROPOSED RULEMAKING**

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

Title of Rule: Rules and Regulations Governing Migratory Bird Control Permits

Rule Identifier: 250-RICR-60-00-11

Rulemaking Action: Proposed Adoption

Important Dates:

Date of Public Notice: May 20, 2022

Hearing Date: June 15, 2022

End of Public Comment: June 22, 2022

Rulemaking Authority:

R.I. Gen. Laws § 20-1-2

20-1-4

20-1-8

20-14-1

20-14-1.1

20-14-2

20-1-22

Title 20

and Chapters 42-17.1 and 42-17.6 in accordance with the requirements of the Administrative Procedures Act

Chapter 42-35 of the R.I. Gen. Laws

Summary of Rulemaking Action:

To establish standards and procedures for the issuance of Migratory Bird Depredation Control Permits and Nest Control Permits for the taking, handling, and/or possession of any species of migratory bird, or their nests or eggs.

To allow for taking of migratory birds, their eggs, or their nests to mitigate significant risk to human health and safety, income, and/or conservation of at-risk species of plants, fish, and wildlife.

To ensure that migratory birds, their eggs, or their nests are not taken in such a manner as to place undue pressure on threatened or endangered species in Rhode Island and limit other species of migratory birds from becoming threatened or endangered.

Additional Information and Public Comments:

All interested parties are invited to request additional information or submit written or oral comments concerning the proposed adoption until June 22, 2022 by contacting the appropriate party at the address listed below:

Ashley Schipritt

Department of Environmental Management
3 Fort Wetherill Road
Jamestown, RI 02908
ashley.schipritt@dem.ri.gov

Public Hearing:

A public hearing, in accordance with R.I. Gen. Laws § 42-35-2.5, to consider the proposed adoption shall be held at which time and place all persons interested therein will be heard. This hearing is subject to R.I. Gen. Laws Chapter 42-46, Open Meetings.

Public Hearing Information:

Date: June 15, 2022

Time: 12:00 P.M.

Location: 235 Promenade Street
4th Floor - Conference Room A
DEM Directors Office
Providence, RI, 02908

The seating capacity of the room will be enforced and, therefore, the number of persons participating in the hearing may be limited at any given time by the hearing officer in order to comply with safety and fire codes.

The place of the public hearing is accessible to individuals with disabilities. If communication assistance (readers/interpreters/captioners) is needed, or any other accommodation to ensure equal participation, please call 401-423-1928 or RI Relay 711 at least three (3) business days prior to the meeting so arrangements can be made to provide such assistance at no cost to the person requesting. For questions regarding available parking, please contact the agency staffperson listed above.

Regulatory Analysis Summary and Supporting Documentation:

These regulations do not impose any new requirements on regulated entities including any small businesses or any city or town; therefore, there is no adverse economic impact. In the Development of the proposed rule / amendment consideration was given to: (1) alternative approaches; (2) overlap or duplication with other statutory and regulatory provisions; and (3) significant economic impact on small business.

No alternative approach, duplication, or overlap was identified based upon available information.

For full regulatory analysis or supporting documentation contact the agency staffperson listed above.