

**MISSISSIPPI COMMISSION ON WILDLIFE, FISHERIES & PARKS**  
**1505 Eastover Drive, Jackson, MS**  
**Wednesday, September 22, 2010 - Greenwood, MS – 9:30 a.m.**  
**MINUTES OF THE MEETING**

- ☐ Welcome and Recognition of Guests ..... Chairman Rigdon  
☐ Opening Prayer ..... Robert Cook

1. ☐ Minutes for Approval ..... Chairman Rigdon

☐ August 17, 2010

**ACTION: Upon motion made by Commissioner Stanley and seconded by Commissioner Munro, the Minutes of August 17, 2010 were unanimously approved as presented.**

2. ☐ Today's Agenda – September 22, 2010 ..... Chairman Rigdon

**ACTION: Upon motion made by Commissioner Munro and seconded by Commissioner Jones, the September 22, 2010 Agenda was approved as presented.**

3. ☐ Public Comments Regarding Agenda Items ..... Chairman Rigdon

**There was no one present from the public who wished to make comments.**

4. ☐ License Sales Report ..... Michael Bolden

Michael Bolden presented the license sales report for August. Basically, sales are down but are showing a slight upward trend with dove season approaching. It is anticipated that September sales figures will be better. No action was required of the Commission.

5. ☐ Fisheries ..... Ron Garavelli

☐ Public Notice F3a-3798 (Paddlefish) (Final)

Ron Garavelli presented Public Notice F3a-3798, Paddlefish Regulations, for final adoption. No negative comments have been received regarding this proposed rule.

**ACTION: Upon motion made by Commissioner Deviney and seconded by Commissioner Munro, Public Notice F3a-3798 (Final) was unanimously approved as presented.**

☐ Public Notice F-3808 (Lake Lamar Bruce) (Intent)

Ron Garavelli presented Public Notice F-3808, regarding Lake Lamar Bruce, for adoption by the Commission. This is a first or "Intent" filing. Briefly, Lake Lamar

Bruce is scheduled to be closed for repairs to the dam. There is a breach of the dam at present, and that will be opened up more as the need to drain the lake to effect the repairs, approaches. The proposed Public Notice will waive creel and length limits on the lake so that the public may come and remove as many fish as possible prior to the draining of the lake.

**ACTION: Upon motion made by Commissioner Jones and seconded by Commissioner Munro, Public Notice F-3808 (Intent) was unanimously approved as presented.**

6. ☐ Law Enforcement .....Steve Adcock  
☐ Request for License Reinstatement: Jonathan Griffin- Batesville, MS

Colonel Steve Adcock presented Mr. Jonathan Griffin of Batesville, MS who was requesting to have his privileges reinstated following a conviction for headlighting deer. Mr. Griffin related that he had learned his lesson and that he had completed the requirements for reinstatement. Colonel Adcock recommended that his privileges be reinstated.

**ACTION: Upon motion made by Commissioner Jones and seconded by Commissioner Munro, Jonathan Griffin's request for license reinstatement was unanimously approved as requested.**

7. ☐ Wildlife .....Larry Castle  
1. Public Notice W15-3444(S)- Choctaw WMA

Larry Castle presented Public Notice W15-3444(s) for adoption as an Intent filing. It was discovered that the Area Regulations for Choctaw Wildlife Management Area had omitted Spring Turkey Season. The proposed Public Notice simply adds that season to the Choctaw WMA regulations.

**ACTION: Upon motion made by Commissioner Deviney and seconded by Commissioner Munro, Public Notice W15-3444(S) was unanimously approved as presented.**

2. Correction on Divide Section WMA (Info only; no action)

Chief Castle informed the Commission of a discrepancy between one of the season dates in the Public Notice setting forth the area regulations for Divide Section WMA, and some printed materials currently in circulation. The Commission was advised that this would not impede the public's ability to hunt at Divide Section and Law Enforcement was aware of the glitch.

3. Lewis Faulk Enclosure

Cited; paid fines; confiscated one (1) deer

Mr. Faulk has requested a breeding permit be granted for him.

Chief Castle presented the request of Lewis Faulk for a breeding pen permit for his wildlife enclosure. Mr. Castle informed the Commission that Mr. Faulk was found to be in violation of the regulations for wildlife enclosures and had been cited. Additionally, one (1) deer had been confiscated from the facility as it was shown to have been imported in violation of state law.

Discussion followed. The Commission decided to deny the breeding permit until such time as Mr. Faulk was able to demonstrate cooperation and compliance with the regulations.

**ACTION: Upon motion made by Commissioner Jones and seconded by Commissioner Deviney, it was unanimously decided to deny Mr. Faulk's request for a breeding permit at this time. Mr. Faulk can reapply in one year.**

4. Canal Section WMA – Hog Issue

Chief Castle informed the Commission of several complaints regarding wild hogs at Canal Section WMA and a request for more liberal rules to allow more hogs to be taken. The Commission directed staff to look into the matter further and come forward with a recommendation for next year's area regulations.

8. ☐ Other Business .....

Approve weapon- Ruger #1 for Phillip Spann.

Doug Mann presented a request for a reasonable accommodation under the ADA for Mr. Phillip Spann. Mr. Spann has requested to use a Ruger Number 1 single shot rifle during primitive firearms season due to loss of dexterity in his hands. The Ruger Number 1 does not have an exposed, external hammer as required under Public Notice 2280.

**ACTION: Upon motion made by Commissioner Munro and seconded by Commissioner Jones, the Commission voted unanimously to exempt Mr. Phillip Spann from the requirement of an exposed hammer and to allow him to use a Ruger Number 1 for primitive firearms season. The Commission directed that an order be prepared for Mr. Spann.**

9. ☐ Next Meeting Dates ..... Friday, October 22, 2010  
8:30 a.m. in Jackson

**BEFORE THE MISSISSIPPI COMMISSION ON  
WILDLIFE, FISHERIES AND PARKS**

**ORDER**

THIS MATTER, came before the Mississippi Commission on Wildlife, Fisheries and Parks, pursuant to the petition of Mr. Philip M. Spann of Madison County, Mississippi. The Commission finds as follows:

1. Philip M. Spann is an adult male resident of the State of Mississippi, residing at 306 Pear Orchard Place, Ridgeland, Madison County, Mississippi.
2. Philip M. Spann is a survivor of cancer; however, the treatment of his condition has left him with impaired feeling in his hands and a loss of dexterity. Because of this loss of dexterity and feeling, Mr. Spann has requested a reasonable accommodation, from the Commission, that will allow him to hunt deer during the primitive firearm seasons. Commission Public Notice #2280 currently requires that a primitive single-shot, breech loading rifle must have an exposed hammer. Mr. Spann does not feel comfortable with his ability to safely hunt with such a firearm and has requested that the Commission allow him to use a firearm that otherwise fits within the definition of a primitive firearm except for the exposed hammer.
3. Mr. Spann requests that he be allowed to use a Ruger Number One single shot rifle chambered for a round that will comply with Public Notice 2280. The Commission finds that the Ruger Number One is a suitable single shot rifle in every respect, but for the lack of an exposed hammer. The Commission further finds that allowing Mr. Spann to use a striker-fired rifle like the Number One is a reasonable accommodation of his disability. Finally, the Commission finds that Mr. Spann's request is well-taken and shall be granted.