

# TITLE 312 NATURAL RESOURCES COMMISSION

## CURRENT NONCODE EMERGENCY RULES

### DISCLAIMER:

As an aid to legal research, this document provides a list of currently effective emergency rules adopted by state agencies in the manner set forth in [IC 4-22-2-37.1](#).

While every effort has been made to ensure the accuracy of the list, this list may not provide an exhaustive enumeration of currently effective emergency rules. This list is not intended to be a substitute for traditional legal research.

Exclusion of an emergency rule from this list does not affect the validity of the emergency rule. This list does not, itself, establish authority for the adoption of rules.

Digest	DIN	LSA Document #
Temporarily modifies the regulation of commercial fishing on the Ohio River for commercial fishers harvesting Asian Carp through the Ohio River Asian Carp Removal Program operated in conjunction with the Commonwealth of Kentucky under 301 KAR 1:152. Asian Carp and Scaled Rough Fish Harvest Program. Effective January 17, 2022. This document expires on January 17, 2023.	<a href="#">20220119-IR-312220004ERA</a>	22-4
Temporarily amends 312 IAC 10-2-28 to add to the lowest floor definition to define the lowest floor for coastal high hazard areas. Effective January 13, 2022. This document expires on January 12, 2023.	<a href="#">20220119-IR-312220006ERA</a>	22-6
Temporarily adds a provision to update and clarify for 312 IAC 8-2-8 governing vehicles, trails, boats, and aircraft at a DNR property established by LSA Document #21-66(E). NOTE: The original emergency document, LSA Document #21-66(E), posted at <a href="#">20210217-IR-312210066ERA</a> , effective February 15, 2021, expires February 14, 2022. Statutory authority: <a href="#">IC 14-10-2-5(a)(3)</a> ; <a href="#">IC 14-10-2-5(a)(9)</a> . Effective February 15, 2022. This document expires on February 14, 2023.	<a href="#">20220126-IR-312220016ERA</a>	22-16

Temporarily amends 312 IAC 8-1-3(b) to allow firewood certified by another state's compliance agreement meeting minimum requirements set by the state entomologist to be brought into or possessed on a DNR property. Effective May 10, 2022. This document expires on May 9, 2023.

[20220511-IR-312220158ERA](#) 22-158

Temporarily amends 312 IAC 9 to govern noncommercial hunts at specified state parks. Under [IC 14-22-6-13](#), the director finds white-tailed deer have caused, and will continue to cause, measurable damage to the ecological balance within these properties, and the ecological balance within these properties will not be maintained unless action is taken to control their populations. Effective May 30, 2022. This document expires January 1, 2023.

[20220601-IR-312220184ERA](#) 22-184

Temporarily establishes counties and the statewide quota for the trapping of river otters during the 2022-2023 river otter season. Effective November 15, 2022. This document expires on March 16, 2023.

[20220608-IR-312220203ERA](#) 22-203

Temporarily amends 312 IAC 9-3-2 governing wearing hunter orange in deer reduction zones and 312 IAC 9-3-4 governing the hunting of white-tailed deer by establishing deer reduction zones. Effective September 15, 2022. This document expires February 1, 2023.

[20220608-IR-312220204ERA](#) 22-204

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Temporarily amends 312 IAC 9-3-4 to govern hunting white-tailed deer in a designated county under an extra deer license by identifying counties for herd reduction. Effective September 1, 2022. This document expires on February 1, 2023.

[20220629-IR-312220223ERA](#) 22-223

Temporarily amends 312 IAC 8-2-3 to remove the licensure requirement for a person to possess a handgun on a DNR property other than a reservoir owned by the U.S. Army Corp of Engineers and Falls of the Ohio State Park to reflect changes in Indiana law. Effective July 1, 2022.

[20220706-IR-312220227ERA](#) 22-227

Temporarily amends LSA Document #22-223(E), posted at [20220629-IR-312220223ERA](#), to reduce the antlerless bag limit in certain counties. Temporarily amends 312 IAC 9-3-4(h) governing the special antlerless deer season. Effective October 1, 2022. This document expires on January 2, 2023.

[20220914-IR-312220273ERA](#) 22-273

Temporarily amends 312 IAC 9 to govern noncommercial hunts at Spring Mill State Park, Summit Lake State Park, Versailles State Park, and Whitewater Memorial State Park. Under [IC 4-22-2-37.1](#), [IC 14-22-2-6](#), [IC 14-10-2-5](#), and [IC 14-22-6-13](#) (applicable to state parks), the director of the Department of Natural Resources (DNR) adopts the emergency rule set forth in this document. This emergency rule is adopted with the awareness that the regulation of wild animals, as well as a responsibility for the welfare of flora and other fauna within Indiana state parks, is the responsibility of DNR. The director finds that the densities of the Canada goose populations at Spring Mill State Park, Summit Lake State Park, Versailles State Park, and Whitewater Memorial State Park have risen to levels that pose threats to the ecology of aquatic and terrestrial communities present, and the personal safety of park patrons. Current conditions that make this emergency rule necessary include eroded shorelines, increased sedimentation, and large amounts of goose waste in areas of high visitation and recreation. Effective November 4, 2022. This document expires at the close of the hunting period on February 12, 2023.

[20221102-IR-312220330ERA](#)

22-330

Temporarily modifies 312 IAC 9-8-2 governing the regulation of commercial fishing on the White and Wabash Rivers for commercial fishers harvesting invasive carp through the Indiana Invasive Carp Removal Program (IICRP), and modifies 312 IAC 9-8-6 governing the regulation of commercial fishing on the Ohio River for commercial fishers harvesting invasive carp through the Ohio River Asian Carp Removal Program operated in conjunction with the Commonwealth of Kentucky under 301 KAR 1:152. Asian Carp and Scaled Rough Fish Harvest Program. Effective January 18, 2023. This document expires on January 18, 2024.

[20230104-IR-312220391ERA](#) 22-391

Temporarily amends 312 IAC 10-2-28 to add to the lowest floor definition to define the lowest floor for coastal high hazard areas. NOTE: The original emergency document, LSA Document #22-6(E), posted at [20220119-IR-312220006ERA](#), effective January 13, 2022, expires January 12, 2023. Effective January 13, 2023. This document expires on January 12, 2024.

[20230111-IR-312230004ERA](#) 23-4

Temporarily amends 312 IAC 5 to provides that an individual may not operate a boat at a speed greater than idle speed on Cedar Lake when operating the boat at a distance less than 201 feet from: (1) dredging equipment; or (2) the center line that extends along the narrowest portion of Cedar Lake. Provides that a person who travels at a speed greater than idle speed on Cedar Lake when operating the boat at a distance less than 201 feet under specified circumstances commits a Class C infraction. Effective June 15, 2023. This document expires October 1, 2023.

[20230621-IR-312230502ERA](#) 23-502

Temporarily amends 312 IAC 4-4-6 to remove the provision permitting, at the will of the director of the division of law enforcement (division director) and subject to the approval of the director, a conservation officer who receives a spot appointment to be returned to the conservation officer's permanent grade before the spot appointment.

[20230621-IR-312230503ERA](#)

23-503

Temporarily removes the definition of "spot appointment". Temporarily amends 312 IAC 4-5-2 to remove the requirement that a person who applies to become a conservation officer achieve an associate's degree, at least two years toward a bachelor's degree, or at least four years of full-time active duty military service with honorable discharge. Temporarily adds the requirement that a person who applies to become a conservation officer achieve a high school diploma or a general education diploma (GED).

Temporarily amends 312 IAC 4-5-3 to require the division director to select a person to become a conservation officer based on indicators that the person will excel in a career in conservation law enforcement, including the person's life experiences and interest in and commitment to natural resources.

Statutory authority: [IC 4-22-2-37.1](#); [IC 14-9-8-3](#); [IC 14-10-2-4](#). Effective June 15, 2023. This document expires June 15, 2024.

<p>Temporarily amends 312 IAC 9 regarding noncommercial hunting in designated areas. Under <a href="#">IC 14-22-6-13</a>, the director of the department of natural resources finds that deer cause measurable damage to the ecological balance in designated areas, and the ecological balance in the designated areas will not be maintained unless action is taken to control the population of deer. Effective June 30, 2023. This document expires January 1, 2024.</p>	<p><a href="#">20230628-IR-312230521ERA</a></p>	<p>23-521</p>
<p>Temporarily amends 312 IAC 9-3-2, governing wearing hunter orange in deer reduction zones, and 312 IAC 9-3-4, governing the hunting of white-tailed deer by establishing deer reduction zones. Effective June 30, 2023. This document expires February 1, 2024.</p>	<p><a href="#">20230628-IR-312230522ERA</a></p>	<p>23-522</p>
<p>Temporarily amends 312 IAC 9-3-4 regarding: (1) statewide quotas for hunting deer by county; and (2) designated properties managed by the department of natural resources where antlerless deer may not be taken by the holder of an extra deer license. Effective June 30, 2023.</p>	<p><a href="#">20230628-IR-312230523ERA</a></p>	<p>23-523</p>
<p>Temporarily establishes counties and the statewide quota for the trapping of river otters during the 2023-2024 river otter season. Effective June 30, 2023. This expires on March 16, 2024.</p>	<p><a href="#">20230628-IR-312230524ERA</a></p>	<p>23-524</p>

Temporarily amends 312 IAC 8-2-3 to remove the licensure requirement for a person to possess a handgun on a department of natural resources property other than a reservoir owned by the U.S. Army Corp of Engineers and Falls of the Ohio State Park to reflect changes in Indiana law. Effective June 30, 2023.

[20230628-IR-312230525ERA](#)

23-525

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