

Notice of Rulemaking Hearing

Department of Environment and Conservation Division of Natural Areas

There will be a public rulemaking hearing before the Tennessee Department of Environment and Conservation, Division of Natural Areas, acting on behalf of the Commissioner, to consider the adoption and promulgation of rules and amendments to Rule Chapter 0400-06-02 Rare Plant Protection and Conservation Regulations pursuant to Tennessee Code Annotated Sections 4-5-201 et seq., 70-8-301, 70-8-305 and Chapter 242, Public Acts of 1985. In accordance with the recent enactment of SB 55 / HB 1276, the department has considered whether the rule modifications proposed in this Notice have an impact on small business and has been unable to determine any. These proposed rule modifications carry out the duty of the Department under T.C.A. §70-8-305 to promulgate a list of endangered plant species. They do not impose additional reporting, administrative, or recordkeeping requirements. The hearing will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-204, and will take place in the 5th Floor Conference Room, L & C Tower, 401 Church Street, Nashville, Tennessee at 1:00 PM CDT on August 21, 2007.

Individuals with disabilities who wish to participate in these proceedings (or to review these filings) should contact the Tennessee Department of Environment and Conservation to discuss any auxiliary aids or services needed to facilitate such participation. Such contact may be in person, by writing, telephone, or other means and should be made no less than ten days prior to August 21, 2007 (or the date such party intends to review such filings), to allow time to provide such aid or services. Contact the ADA Coordinator at 1-866-253-5827 toll free for further information. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).

Substance of Proposed Rules

Amendments

Rules 0400-06-02-.01, .02, .03 and .04 of Rule Chapter 0400-06-02 Rare Plant Protection and Conservation Regulations are amended by deleting them in their entirety and substituting the following so that, as amended, they shall read as follows:

0400-06-02-.01 Rare Plant Protection and Conservation-General

(1) General

(a) Purpose, Scope, and Applicability

The purpose of these regulations is to provide for the implementation of The Rare Plant Protection and Conservation Act which requires persons to obtain written permission from a landowner or manager before knowingly removing or destroying state-listed endangered plant species and requires nursery farmers to be licensed in order to sell state-listed endangered species.

(b) Use of Number and Gender

As used in these Rules:

1. Words in the masculine gender also include the feminine and neuter genders;
and

2. Words in the singular include the plural; and
3. Words in the plural include the singular.

(c) Rule Structure

These Rules are organized, numbered, and referenced according to the following outline form:

- (1) paragraph
 - (a) subparagraph
 1. part
 - (i) subpart
 - (l) item
 - I. subitem
 - A. section
 - (A) subsection

(2) Definitions

“Act” means “The Rare Plant Protection and Conservation Act of 1985,” T.C.A. Section 70-8-301 et seq.

“Acquire,” “Acquired”, or “Acquisition” means to obtain, to have obtained, or the act of obtaining, by donation, or by exchange of money or other valuable consideration (specifically including barter or exchange), or to take as defined in these regulations.

“Commissioner” means the Commissioner of the Department of Environment and Conservation.

“Conserve” or “Conservation” means to use, or the use of, all methods and procedures for the purpose of increasing the number of individuals of each resident species of plant up to levels adequate to assure their survival in their ecosystems; such methods and procedures also include all activities associated with scientific resource conservation such as research census, law enforcement, habitat protection, acquisition and maintenance, propagation, and transplantation into unoccupied parts of historic range.

“Department” means the Department of Environment and Conservation.

“Endangered species” means any species or subspecies of plant whose continued existence as a viable component of the state’s flora is determined by the Commissioner to be in jeopardy, including but not limited to all species of plants determined to be “endangered species” pursuant to the Endangered Species Act.

“Endangered Species Act” means the federal Endangered Species Act of 1973, Public Law 93-205 (87 Stat. 884), 16 USC 1531 et seq., as subsequently amended.

“Habitat” means the place where a plant species grows, thus implying a particular set of environmental conditions conducive to its survival.

“Landowner” means the person having legal deed to a parcel of land, or a lessee, or any other person entitled to possession, or a manager in the case of publicly owned land.

“Nursery Farmer” means any person engaged in the practice of growing or propagating stock for sale.

“Nursery stock” means all trees, shrubs, or other perennial plants, or parts of such trees, shrubs, or other perennial plants grown or kept for, or capable of, propagation, distribution, or sale on a commercial basis.

“Person” means an individual, corporation, partnership, trust, association, or any other private entity, or any officer, agent, department, or instrumentality of the federal government, any state or political subdivision thereof, or any foreign government.

“Plant” means any member of the plant kingdom, including seeds, roots, cuttings, and other parts of the plant.

“Population” means individuals of a given plant species that are capable of interbreeding with one another via natural mechanisms, or are growing in close proximity, yet self-pollinating or reproducing strictly by vegetative means.

“Rare species” means any species of plant defined as endangered, threatened, or of special concern in Tennessee or pursuant to the Endangered Species Act.

“Sell” or “Sold” means to dispose of, transfer or convey, or to attempt to dispose of, transfer or convey by exchange of money or other valuable consideration, specifically including barter or exchange.

“Special Concern Species” means any species or subspecies of plant which is uncommon in Tennessee, or has unique or highly specific habitat requirements or scientific value and therefore requires careful monitoring of its status.

“Take” or “Taking” means to knowingly uproot, dig, remove, damage, destroy, possess, collect, or otherwise disturb for any purpose.

“Threatened Species” means any species or subspecies of plant which appears likely, within the foreseeable future, to become endangered throughout all or a significant portion of its range in Tennessee, including but not limited to all species of plants determined to be a “threatened species” pursuant to the Endangered Species Act.

Authority: T.C.A. §§ 4-5-201 et seq., 70-8-301, 70-8-305 and Chapter 242, Public Acts of 1985.

0400-06-02-.02 (Reserved)

0400-06-02-.03 Promulgation of Lists

(1) Criteria for listing a rare plant as endangered, threatened, or of special concern, shall be primarily, but not limited to, the following:

(a) Distribution of the species in Tennessee and throughout its range;

- (b) Number of populations in Tennessee and throughout the species' range;
 - (c) Size of populations relative to estimates of minimal viable populations for the species;
 - (d) Habitat specificity;
 - (e) Known or perceived threats to the species and its habitats;
 - (f) Number of protected populations;
 - (g) Difficulty of adequately protecting or managing habitats for the species' survival; and
 - (h) Biological factors relating to such things as the species' ability to reproduce, respond to disturbance, or its dependence on other species that also may be in jeopardy.
- (2) Any interested person may nominate a plant species for listing as endangered, threatened, or special concern status or recommend changes in status or removal of species from the current rare plant list promulgated under the Act.
- (3) A Scientific Advisory Committee of twelve (12) botanists knowledgeable about the state's flora shall serve at the Commissioner's request to periodically review the rare plant list and consider nominations for changes to it. This group shall meet at least once every three (3) years. Reimbursement for travel and per diem expenses shall be offered by the Department at current state rates.
- (4) A public hearing shall be held prior to the addition or deletion of a species to or from the endangered or threatened species lists.
- (5) The Department shall submit its proposed list of endangered species or any amendments to it to the Commissioner of the Department of Agriculture for his concurrence.
- (6) Copies of the current list of endangered species or the list of threatened or special concern species shall be made available, upon request, by the Department of Environment and Conservation, Division of Natural Areas, 401 Church Street, Nashville, Tennessee 37243-0447.

Authority: T.C.A. §§ 4-5-201 et seq., 70-8-301, 70-8-305 and Chapter 242, Public Acts of 1985.

0040-6-2-.04 List of Endangered Species

The endangered plant list of Tennessee includes the following:

| Latin Name | Common Name |
|---------------------------------------|--------------------------------|
| <i>Aconitum reclinatum</i> A. | Gray trailing wolfsbane |
| <i>Agalinis auriculata</i> (Michx.) | Blake Earleaved false-foxglove |
| <i>Agalinis oligophylla</i> Pennell | Ridge-stem false foxglove |
| <i>Agalinis plukenetii</i> (Ell.) Raf | Purple gerardia |
| <i>Allium stellatum</i> Fraser | Glade onion |
| <i>Anemone canadensis</i> L. | Canada anemone |
| <i>Anemone caroliniana</i> Walt. | Carolina anemone |

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| <i>Apios priceana</i> Robbins | Price's potato-bean |
| <i>Arabis patens</i> Sullivan | Spreading rockcress |
| <i>Arabis perstellata</i> L. Braun | Braun's rockcress |
| <i>Arenaria lanuginosa</i> (Michx.) Rohrback | Wooly sandwort |
| <i>Aristida ramosissima</i> Engelm. ex Gray | Branched three-awn grass |
| <i>Asplenium scolopendrium</i> L. var. <i>americanum</i> (Fern.) Kartesz & Gandhi | Hart's-tongue fern |
| <i>Astilbe crenatiloba</i> (Britt.) Small | Crenate-lobed false goat's-beard |
| <i>Astragalus bibullatus</i> Barneby and Bridges | Pyne's ground-plum |
| <i>Betula papyrifera</i> Marsh var. <i>cordifolia</i> (Regel) Fern. | Heart-leaved paper birch |
| <i>Brachydontium trichodes</i> (Web.) Milde | Peak moss |
| <i>Bulbostylis ciliatifolia</i> (Ell.) Fern. var. <i>coarctata</i> (Ell.) Kral | Capillary hairsedge |
| <i>Calamagrostis cainii</i> Hitchcock | Cain's reedgrass |
| <i>Calamagrostis porteri</i> A. Gray | Porter's reedgrass |
| <i>Calamovilfa arcuata</i> K.E. Rogers | Cumberland sandgrass |
| <i>Calopogon oklahomensis</i> D.H. Goldman | Oklahoma grass-pink |
| <i>Caltha palustris</i> L. | Marsh marigold |
| <i>Carex alopecoidea</i> Tuckerm. | Foxtail sedge |
| <i>Carex barrattii</i> Schweinitz and Torr. | Barratt's sedge |
| <i>Carex manhartii</i> Bryson | Manhart's sedge |
| <i>Carex muskingumensis</i> Schweinitz | Muskingum sedge |
| <i>Carex pellita</i> Willd. | Woolly sedge |
| <i>Carex roanensis</i> Hermann | Roan mountain sedge |
| <i>Carex sterilis</i> Willd. | Sterile sedge |
| <i>Carex utriculata</i> Boott. | Northwest Territory sedge |
| <i>Carex vestita</i> Willd. | Velvety sedge |
| <i>Cephaloziella messalongi</i> (Spruce) K. Muell. | a liverwort |
| <i>Cerastium velutinum</i> Raf. | Velvety cerastium |
| <i>Clematis glaucophylla</i> Small | White-leaved leatherflower |
| <i>Clematis morefieldii</i> Kral | Huntsville vasevine |
| <i>Clethra alnifolia</i> L. | coastal pepperbush |
| <i>Coeloglossum viride</i> (L.) Hartman var. <i>virescens</i> (Muhl. ex Willd.) Luer | Long-bracted green orchis |
| <i>Collinsia verna</i> Nutt. | Spring blue-eyed Mary |
| <i>Comptonia peregrina</i> (L.) Coulter | Sweet-fern |
| <i>Coreopsis latifolia</i> Michx. | Broad-leaved tickseed |
| <i>Coreopsis delphiniifolia</i> Lam. | Larkspur-leaved coreopsis |
| <i>Corydalis sempervirens</i> (L.) Pers. | Pale corydalis |
| <i>Crataegus harbisonii</i> Beadle | Harbison's hawthorn |
| <i>Crotalaria purshii</i> DC. | Pursh's rattlebox |
| <i>Croton alabamensis</i> E.A. Smith | Alabama croton |
| <i>Cypripedium kentuckiense</i> Reed | Southern lady's-slipper |
| <i>Cypripedium reginae</i> Walt. | Showy lady's-slipper |
| <i>Dalea foliosa</i> (A. Gray) Barneby | Leafy prairie-clover |
| <i>Dalea purpurea</i> Vent. | Purple prairie-clover |
| <i>Delphinium exaltatum</i> Ait. | Tall larkspur |
| <i>Desmodium ochroleucum</i> M.A. Curtis ex Canby | Creamflower tick-trefoil |
| <i>Diamorpha smallii</i> Britt. | Small's stonecrop |
| <i>Dichanthelium aciculare</i> (Desv. ex Poir.) Gould & C.A. Clark | Needleleaf witchgrass |
| <i>Dichanthelium acuminatum</i> subsp. <i>spretum</i> (Schult.) Freckmann & Lelong | Eaton's witchgrass |
| <i>Dichanthelium ensifolium</i> subsp. <i>curtifolium</i> (Nash) Freckmann & Lelong | Short-leaved panic grass |

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| Echinacea tennesseensis (Beadle) Small | Tennessee coneflower |
| Eleocharis equisetoides (Ell.) Torr. | Horse-tail spike-rush |
| Eleocharis intermedia J.A. Schultes | matted spike rush |
| Eleocharis wolfii A. Gray | Wolf's spike rush |
| Elymus svensonii Church | Svenson's wild-rye |
| Eriocaulon decangulare L. | Ten-angle pipewort |
| Eriogonum longifolium Nutt. | Harper's umbrella-plant |
| var. harperi (Goodm.) Reveal | |
| Eriophorum virginicum L. | tawny cotton grass |
| Erysimum capitatum (Dougl.) Greene | Western wallflower |
| Eupatorium leucolepis (DC.) Torr. and A. Gray | White-bracted thoroughwort |
| Eurybia saxicastelli (J. J. N. Campbell & Medley) | Rockcastle aster |
| G. L. Nesom | |
| Fimbristylis perpusilla Harper | Harper's fimbristylis |
| Gentiana puberulenta J.S. Pringle | Prairie gentian |
| Geum geniculatum Michx. | Bent avens |
| Geum radiatum Michx. | Spreading avens |
| Gratiola floridana Nutt. | Florida hedge-hyssop |
| Hedyotis purpurea (L.) Torr. & A.Gray | Roan Mountain bluet |
| var. montana (Small) Fosberg | |
| Helenium brevifolium (Nutt.) Wood | Shortleaf sneezeweed |
| Helianthemum bicknellii Fern. | Plains frostweed |
| Helianthemum canadense (L.) Michx. | Canada frostweed |
| Helianthemum propinquum E.P. Bicknell | low frostweed |
| Helianthus verticillatus Small | Whorled sunflower |
| Homaliadelphus sharpii (Williams) Sharp | Sharp's homaliadelphus |
| Hydrocotyle americana L. | American water-pennywort |
| Hypericum adpressum Barton | Creeping St. John's-wort |
| Hypericum ellipticum Hook. | Pale St. John's-wort |
| Hypericum graveolens Bickl. | Mountain St. John's-wort |
| Iris brevicaulis Raf. | Lamance iris |
| Isoetes melanopoda Gay and Durieu | Blackfoot quillwort |
| Isoetes tennesseensis N.T. Luebke & J.M. Budke | Hiwassee quillwort |
| Isotria medeoloides (Pursh) Raf. | Small whorled pogonia |
| Juncus trifidus L. var. carolinianus Hamet-Ahti | Highland rush |
| Kalmia angustifolia L. var. carolina (Small) Fern. | Sheep-laurel |
| Lachnanthes carolina (Lam.) | Dandy Carolina redroot |
| Lachnocaulon anceps (Walt.) Morong | Bog-buttons |
| Leavenworthia exigua Rollins var. lutea Rollins | Pasture glade-cress |
| Lechea pulchella Raf. | Leggett's pinweed |
| Lejeunea sharpii (Schust.) Schust. | Sharp's lejeunia |
| Leptodontium excelsum (Sull.) Britt. | Grandfather mountain leptodontium |
| Leptohymenium sharpii (Crum & Anders.) Buck & Crum | Mount Leconte moss |
| Leptoscyphus cuneifolius (Hook.) Mitt. | A liverwort |
| Lesquerella globosa (Desv.) S. Watson | Short's bladderpod |
| Lesquerella perforata Rollins | Spring Creek bladderpod |
| Lesquerella stonensis Rollins | Stones River bladderpod |
| Lilium grayi S. Wats. | Gray's lily |
| Lilium philadelphicum L. | Wood lily |
| Linnaea borealis L. | Twinflower |
| Listera australis Lindl. | Southern twayblade |
| Lonicera prolifera (Kirchner) Rehder | Grape honeysuckle |
| Lycopodium annotinum L. | Stiff clubmoss |
| Lysimachia fraseri Duby | Fraser's loosestrife |

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| Lysimachia terrestris (L.) BSP. | Swamp loosestrife |
| Maianthemum stellatum (L.) Link | Starflower false Solomon's-seal |
| Marshallia grandiflora Beadle and Boynton | Large-flowered Barbara's-buttons |
| Marsupella funckii (Web. & Mohr) Dumort. | a liverwort |
| Melanthium latifolium Desr. | Broadleaf bunchflower |
| Melanthium virginicum L. | Virginia bunchflower |
| Melanthium woodii (J.W. Robbins ex Wood) Bodkin | Ozark bunchflower |
| Minuartia cumberlandensis (Wofford & Kral) McNeill | <i>Cumberland sandwort</i> |
| Minuartia godfreyi (Shinners) McNeill | Godfrey's stitchwort |
| Minuartia groenlandica (Retzius) Ostenfeld | Mountain sandwort |
| Muhlenbergia cuspidata (Torr.) Rydb. | Plains muhly |
| Muhlenbergia torreyana (Shult.) Hitchcock | Torrey's dropseed |
| Nestronia umbellula Raf. | Nestronia |
| Onosmodium hispidissimum Mack. | Shaggy false gromwell |
| Onosmodium molle Michx. ssp. subsetosum (Mack & Bush) Cochrane | Smooth false gromwell |
| Paxistima canbyi A. Gray | Canby's mountain-lover |
| Perideridia americana (Nutt. ex DC.) Reichenb. | Thicket parsley |
| Pityopsis ruthii (Small) Small | Ruth's golden-aster |
| Plantago cordata Lam. | Heart-leaved plantain |
| Platanthera grandiflora (Bigelow) Lindl. | Large purple fringed orchid |
| Platanthera integra (Nutt.) A. Gray ex Beck | Yellow fringeless orchid |
| Platanthera integrilabia (Correll) Luer | White fringeless orchid |
| Platanthera nivea (Nutt.) Luer | Snowy orchid |
| Poa palustris L. | owl bluegrass |
| Pogonia ophioglossoides (L.) Ker-Gawl. | Rose pogonia |
| Polygala nana (Michx.) DC. | Dwarf milkwort |
| Polygala nuttallii Torr. and A. Gray | Nuttall's milkwort |
| Polygonella americana (Fisch. and Mey) | Small Southern jointweed |
| Ponthieva racemosa (Walt.) Mohr | Shadow-witch |
| Porella sp. nov. (sp. 1) | Hot porella |
| Prenanthes aspera Michx. | Rough rattlesnake-root |
| Prunus pumila L. | sand cherry |
| Pycnanthemum beadleii (Small) Fern. | Beadle's mountain mint |
| Prenanthes crepidinea Michx. | Nodding rattlesnake-root |
| Pycnanthemum verticillatum (Michx.) Pers. | Whorled mountain-mint |
| Pyrola americana Sweet | American wintergreen |
| Ranunculus aquatilis var. diffusus Withering | Eastern white water crowfoot |
| Rhamnus alnifolia L'Her. | Alderleaf buckthorn |
| Rhynchosia latifolia Nutt. | Prairie rhynchosia |
| Rhynchospora alba (L.) Vahl | White beakrush |
| Rhynchospora capillacea Torr. | Horned beakrush |
| Rhynchospora latifolia (Baldw.) Thomas | Giant white-top sedge |
| Rhynchospora rariflora (Michx.) Ell. | Few-flowered beak-rush |
| Rhynchospora wrightiana Boeckler | Wright's beak-rush |
| Rudbeckia triloba L. var. pinnatiloba Torrey & A. Gray | browneyed Susan |
| Rugelia nudicaulis Shuttlw. ex Chapman | Rugel's ragwort |
| Sabatia capitata (Raf.) Blake | Rose gentian |
| Sanguisorba canadensis L. | Canada burnet |
| Sarracenia oreophila (Kearney) Wherry | Green pitcher plant |
| Saxifraga caroliniana A. Gray | Carolina saxifrage |
| Saxifraga pennsylvanica L. | Swamp saxifrage |
| Schwalbea americana L. | Chaffseed |
| Scutellaria arguta Buckl. | Hairy scullcap |

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| Sedum nevii A. Gray | Nevius' stonecrop |
| Seymeria cassioides (J.F. Gmelin) Blake | Seymeria |
| Sida hermaphrodita (L.) Rusby | Virginia mallow |
| Silene ovata Pursh | Ovate catchfly |
| Silene regia Sims | Royal catchfly |
| Silphium brachiatum Gattinger | Cumberland rosinweed |
| Silphium wasiotense Medley | Kentucky rosinweed |
| Solidago gattingeri Chapm. | Gattinger's goldenrod |
| Solidago lancifolia Torr. and A. Gray | Broadleaf goldenrod |
| Solidago ptarmicoides (Nees) Bovin | Prairie goldenrod |
| Solidago rupestris Raf. | Rock goldenrod |
| Solidago spithamea M.A. Curtis | Blue ridge goldenrod |
| Sparganium androcladum (Engelm.) Morong | Branching bur-reed |
| Sphenolobopsis pearsoni (Spruce) Shust. & Kitag. | Sphenolobopsis |
| Spiraea alba DuRoi | Narrow-leaved meadow-sweet |
| Spiraea virginiana Britt. | Virginia spiraea |
| Spiranthes ochroleuca (Rydb.) Rydb. | Yellow nodding ladies'-tresses |
| Spiranthes odorata (Nutt.) Lindl. | Sweetscent ladies'-tresses |
| Stellaria alsine Grimm | Trailing stitchwort |
| Stellaria longifolia Muhl. | Longleaf stitchwort |
| Stenanthium diffusum Wofford | Cumberland featherbells |
| Sullivantia sullivantii (Torr. & Gray) Britt. | Sullivantia |
| Symphotrichum praealtum (Poiret) G. L. Nesom | Willow aster |
| Symphotrichum pratense (Rafinesque) Nesom | Barrens silky aster |
| Symplocarpus foetidus (L.) Nutt. | Skunk-cabbage |
| Taxus canadensis Marsh. | American yew |
| Tetragonotheca helianthoides L. | Pineland squarehead |
| Thaspium pinnatifidum (Buckley) A. Gray | Cutleaf meadow parsnip |
| Thelypteris simulata (Davenport) Nieuwl. | Bog fern |
| Tortula ammonsiana Crum & Anders. | Ammon's tortula |
| Tortula fragilis Tayl. | Fragile tortula |
| Triantha racemosa (Walter) Small | Coastal false-asphodel |
| Trichophorum cespitosum (L.) Hartman | Tufted club-rush |
| Trifolium calcaricum J.L. Collins & Wieboldt | Running glade clover |
| Trifolium reflexum L. | Buffalo clover |
| Trillium decumbens Harbison | Trailing trillium |
| Trillium lancifolium Raf. | Narrow-leaved trillium |
| Trillium pusillum Michx. | Least trillium |
| Trillium rugelii Rendle | Southern nodding trillium |
| Utricularia cornuta Michx. | Horned bladderwort |
| Vaccinium elliotii Chapm. | Mayberry |
| Veronica catenata Pennell | Sessile water-speedwell |
| Veronica scutellata L. | Marsh-speedwell |
| Viburnum bracteatum Rehd. | Limerock arrowwood |
| Viburnum molle Michx. | Softleaf arrow-wood |
| Vitis rupestris Scheele | Rock grape |
| Xyris ambigua Beyr. ex. Kunth. | Coastal-plain yellow-eyed-grass |
| Xyris fimbriata Ell. | Fringed yellow-eyed-grass |
| Xyris tennesseensis R. Kral | Tennessee yellow-eyed-grass |
| Zigadenus glaucus Nutt. | White camas |

Authority: T.C.A. §70-8-305, 4-5-201 et seq., 70-8-301, et. seq.

Other Information

The Division has prepared an initial set of draft rules for public review and comment. Copies of these initial draft rules are available for review at the Tennessee Department of Environment and Conservation's (TDEC's) Environmental Field Offices located as follows:

Memphis Environmental Field Office
Suite E-645, Perimeter Park
2510 Mount. Moriah Road
Memphis, TN 38115-1520
(901) 368-7939/ 1-888-891-8332

Cookeville Environmental Field Office
1221 South Willow Avenue
Cookeville, TN 38506
(931) 432-4015/ 1-888-891-8332

Jackson Environmental Field Office
1625 Hollywood Drive
Jackson, TN 38305
(731) 512-1300/ 1-888-891-8332

Chattanooga Environmental Field Office
Suite 550- State Office Building
540 McCallie Avenue
Chattanooga, TN 37402-2013
(423) 634-5745/ 1-888-891-8332

Columbia Environmental Field Office
2484 Park Plus Drive
Columbia, TN 38401
(931) 380-3371/ 1-888-891-8332

Knoxville Environmental Field Office
3711 Middlebrook Pike
Knoxville, TN 37921-5602
(865) 594-6035/ 1-888-891-8332

Nashville Environmental Field Office
711 R. S. Gass Blvd.
Nashville, TN 37243-1550
(615) 687-7000/1-888-891-8332

Johnson City Environmental Field Office
2305 Silverdale Road
Johnson City, TN 37601-2162
(423) 854-5400/1-888-891-8332

Additional review copies are available at the following library locations:

McIver's Grant Public Library
204 North Mill Street
Dyersburg, TN 38024-4631
(731) 285-5032

W. G. Rhea Public Library
400 West Washington Street
Paris, TN 38242-0456
(731) 642-1702

Hardin County Library
1365 Pickwick Street
Savannah, TN 38372-1903
(731) 925-4314

Clarksville-Montgomery County Public Library
350 Pageant Lane, Suite 501
Clarksville, TN 37040-0005
(931) 648-8826

Coffee County-Manchester Public Library
1005 Hillsboro Highway
Manchester, TN 37355-2099
(931) 723-5143

Art Circle Public Library
154 East First Street
Crossville, TN 38555-4696
(931) 484-6790

E. G. Fisher Public Library
1289 Ingleside Ave.
Athens, TN 37371-1812
(423) 745-7782

Kingsport Public Library & Archives
400 Broad Street
Kingsport, TN 37660-4292
(423) 229-9489

Lawson McGhee Library
500 West Church Avenue
Knoxville, TN 37902-2505
(865) 215-8701

Nashville Public Library
615 Church Street
Nashville, TN 37219-2314
(615) 862-5800

Chattanooga-Hamilton Co. Bicentennial Library
1001 Broad Street
Chattanooga, TN 37402-2652
(423) 757-5320

Memphis/Shelby County Public Library-
Main Library
3030 Poplar Avenue
Memphis, TN 38111
(901) 725-8853

The "DRAFT" rules may also be accessed for review using:

<http://state.tn.us/environment/na/ppo/>

Copies are also available for review at the Nashville Central Office (see address below).

Tennessee Department of Environment and Conservation
Division of Natural Areas
7th Floor Annex, L & C Tower
401 Church Street
Nashville, TN 37243-1535
(615) 532-1378

Office hours for the Division's offices are from 8:00 AM to 4:30 PM, Monday through Friday (excluding holidays).

Oral or written comments are invited at the hearing. In addition, written comments may be submitted prior to or after the public hearing to: Division of Natural Areas; Tennessee Department of Environment and Conservation; Attention: Mr. Todd Crabtree; 7th Floor Annex, L & C Tower; 401 Church Street; Nashville, Tennessee 37243-1535; telephone 615-532-1378 or Fax 615-532-0046. However, such written comments must be received by the Division by 4:30 PM CDT, September 4, 2007 in order to assure consideration. For further information, contact Mr. Todd Crabtree at the above address or

The notice of rulemaking set out herein was properly filed in the Department of State on the 28th day of June, 2007. (FS 06-38-07; DBID 664)