

**SENATE**  
**STATE OF MINNESOTA**  
**EIGHTY-EIGHTH LEGISLATURE**

**S.F. No. 1398**

(SENATE AUTHORS: SKOE, Tomassoni and Stumpf)

DATE	D-PG	OFFICIAL STATUS
03/14/2013	1025	Introduction and first reading Referred to Environment and Energy

1.1 A bill for an act  
 1.2 relating to natural resources; providing exception to certain minnow testing  
 1.3 requirements; establishing a minnow special harvesting permit; amending  
 1.4 Minnesota Statutes 2012, section 84D.03, subdivision 3, by adding a subdivision.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2012, section 84D.03, subdivision 3, is amended to read:

1.7 Subd. 3. **Bait harvest from infested waters.** (a) Taking wild animals from infested  
 1.8 waters for bait or aquatic farm purposes is prohibited, except as provided in paragraph  
 1.9 (b), subdivision 5, and section 97C.341.

1.10 (b) In waters that are designated as infested waters, except those designated because  
 1.11 they contain prohibited invasive species of fish or certifiable diseases of fish, as defined  
 1.12 under section 17.4982, subdivision 6, taking wild animals may be permitted for:

1.13 (1) commercial taking of wild animals for bait and aquatic farm purposes according  
 1.14 to a permit issued under section 84D.11, subject to rules adopted by the commissioner;

1.15 (2) bait purposes for noncommercial personal use in waters that contain Eurasian  
 1.16 water milfoil, when the infested waters are designated solely because they contain  
 1.17 Eurasian water milfoil and if the equipment for taking is limited to cylindrical minnow  
 1.18 traps not exceeding 16 inches in diameter and 32 inches in length; and

1.19 (3) harvest of bullheads, goldeyes, mooneyes, sheepshead (freshwater drum), and  
 1.20 suckers for bait from streams or rivers designated as infested waters, by hook and line for  
 1.21 noncommercial personal use. Other provisions that apply to this clause are:

1.22 (i) fish taken under this clause must be used on the same body of water where caught  
 1.23 and while still on that water body;

1.24 (ii) fish taken under this clause may not be transported live from or off the water body;

- 2.1 (iii) fish harvested under this clause may only be used in accordance with this section;
- 2.2 (iv) any other use of wild animals used for bait from infested waters is prohibited;
- 2.3 (v) fish taken under this clause must meet all other size restrictions and requirements
- 2.4 as established in rules; and
- 2.5 (vi) all species listed under this clause shall be included in the person's daily limit as
- 2.6 established in rules, if applicable.
- 2.7 (c) Equipment authorized for minnow harvest in a designated infested water by
- 2.8 permit issued under paragraph (b) may not be transported to, or used in, any waters other
- 2.9 than waters specified in the permit.

2.10 Sec. 2. Minnesota Statutes 2012, section 84D.03, is amended by adding a subdivision

2.11 to read:

2.12 Subd. 5. **Rainy River and Lake of the Woods.** A person residing in Koochiching

2.13 County, Lake of the Woods County, or Roseau County may harvest up to 24 dozen

2.14 minnows for noncommercial personal use from Rainy River or Lake of the Woods. A

2.15 person harvesting minnows under this section must obtain a special harvesting permit

2.16 from the commissioner and pay a \$10 fee. A person harvesting a species that is susceptible

2.17 to viral hemorrhagic septicemia under this section is not required to certify that the waters

2.18 are viral hemorrhagic septicemia-free. Minnows harvested under this section may only be

2.19 used in the United States waters of Rainy River or Lake of the Woods.