

CHAPTER 6133
DEPARTMENT OF NATURAL RESOURCES
RESTITUTION VALUE FOR FISH AND WILDLIFE

6133.0010 STATUTORY AUTHORITY.
 6133.0020 DEFINITIONS.
 6133.0030 GAME BIRDS.
 6133.0040 BIG GAME.
 6133.0050 SMALL GAME.

6133.0060 ENDANGERED ANIMAL SPECIES.
 6133.0070 THREATENED ANIMAL SPECIES.
 6133.0075 GRAY WOLVES.
 6133.0080 GAME FISH.
 6133.0090 MINNOWS.

6133.0010 STATUTORY AUTHORITY.

Pursuant to Minnesota Statutes, section 97A.345, the restitution values to the state of species of wild animals listed in this chapter are prescribed as indicated.

Statutory Authority: *MS s 97A.345*

History: *16 SR 93*

6133.0020 DEFINITIONS.

Subpart 1. **Scope.** For the purposes of this chapter, the following terms have the meanings given them, unless otherwise provided.

Subp. 2. **Big game.** "Big game" has the meaning given in Minnesota Statutes, section 97A.015, subdivision 3.

Subp. 3. **Endangered animal species.** "Endangered animal species" are those animals designated as endangered in part 6134.0200.

Subp. 4. **Fur-bearing animals.** "Fur-bearing animals" has the meaning given in Minnesota Statutes, section 97A.015, subdivision 22.

Subp. 5. **Game birds.** "Game birds" has the meaning given in Minnesota Statutes, section 97A.015, subdivision 24.

Subp. 6. **Game fish.** "Game fish" has the meaning given in Minnesota Statutes, section 97A.015, subdivision 25.

Subp. 7. **Minnows.** "Minnows" has the meaning given in Minnesota Statutes, section 97A.015, subdivision 29.

Subp. 8. **Small game.** "Small game" has the meaning given in Minnesota Statutes, section 97A.015, subdivision 45.

Subp. 9. **Sunfish.** "Sunfish" has the meaning given in Minnesota Statutes, section 97A.015, subdivision 46.

Subp. 10. **Threatened animal species.** "Threatened animal species" are those animals designated as threatened in part 6134.0200.

Subp. 11. **Trophy animal.** "Trophy animal" is defined for deer, elk, and moose as an animal with antlers that meet or exceed the score specified in items A to D when measured using the Boone and Crockett Club's official scoring system for North American big game trophies (Nesbitt, W.H. and J. Reneau, eds., Records of North American Big Game, Ninth Edition, The Boone and Crockett Club, Dumfries, VA, 1988, 498 pp.). This scoring system is incorporated by reference and is available through the Minitex interlibrary loan system and is not subject to frequent change:

- A. white-tailed deer (typical), score of 135;
- B. white-tailed deer (nontypical), score of 160;
- C. moose, score of 145; and
- D. elk, score of 260.

Trophy animal is defined for black bear as an animal with a skull that meets or exceeds a score of 20 using the Boone and Crockett Club's official scoring system for North American big game trophies (id.)

For the purposes of this chapter, antlers or skulls may be measured at any time; no drying period is required.

Statutory Authority: *MS s 97A.345*

History: *16 SR 93*

6133.0030 GAME BIRDS.

The restitution values for game bird species are as follows:

- A. turkey (wild), \$400;
- B. pheasant, \$50;
- C. quail, \$50;
- D. chukar partridge, \$50;
- E. gray partridge, \$50;
- F. ruffed grouse, \$50;
- G. sharp-tailed grouse, \$50;
- H. spruce grouse, \$50;
- I. greater prairie chicken, \$500;
- J. American woodcock, \$50;
- K. common snipe, \$50;
- L. sora, Virginia rails, \$50;
- M. gallinules, \$50;
- N. coot, \$25;
- O. ducks and mergansers, except canvasback, \$50;
- P. canvasback, \$100;
- Q. geese, \$50;
- R. tundra swan, \$200; and
- S. trumpeter swan, \$1,000.

Statutory Authority: *MS s 14.388; 97A.345*

History: *16 SR 93; 27 SR 379*

6133.0040 BIG GAME.

Subpart 1. **General.** The restitution values for big game species are as follows:

- A. deer, \$500;
- B. elk, \$1,000;
- C. caribou, \$1,000;
- D. moose, \$1,000;
- E. pronghorn antelope, \$500; and
- F. black bear, \$400.

Subp. 2. **Adjustments for trophy animals.** The restitution values for deer, elk, moose, and bear may be increased to twice the amount listed in subpart 1 if the animal is a trophy animal.

Statutory Authority: *MS s 97A.345*

History: *16 SR 93*

6133.0050 SMALL GAME.

The restitution values for small game species other than game birds are as follows:

- A. cottontail rabbit, \$20;
- B. jack rabbit, \$20;
- C. snowshoe hare, \$20;
- D. fox and gray squirrel, \$20;
- E. red and gray fox, \$30;

MINNESOTA RULES 2003

595

RESTITUTION VALUE FOR FISH AND WILDLIFE 6133.0080

- F. wolverine, \$1,000;
- G. badger, \$100;
- H. otter, \$100;
- I. pine marten, \$100;
- J. fisher, \$100;
- K. mink, \$30;
- L. raccoon, \$30;
- M. beaver, \$30;
- N. muskrat, \$30;
- O. opossum, \$30;
- P. bobcat, \$100;
- Q. lynx, \$500; and
- R. cougar, \$1,000.

Statutory Authority: *MS s 97A.345*

History: *16 SR 93*

6133.0060 ENDANGERED ANIMAL SPECIES.

The restitution values for endangered animal species are as follows:

- A. mammals and birds, \$4,000; and
- B. all other animals, \$2,000.

Statutory Authority: *MS s 97A.345*

History: *16 SR 93*

6133.0070 THREATENED ANIMAL SPECIES.

The restitution values for threatened animal species are as follows:

- A. mammals and birds, \$2,000; and
- B. all other animals, \$500.

Statutory Authority: *MS s 97A.345*

History: *16 SR 93*

6133.0075 GRAY WOLVES.

The restitution value for gray wolves is \$2,000.

Statutory Authority: *MS s*

History: *24 SR 644*

6133.0080 GAME FISH.

Subpart 1. **General.** Except for fish covered in subparts 2 and 3, the values in this subpart apply. For fish species that do not have a designated quality size, or for fish that have a total length equal to or less than the designated quality size, the restitution value is the base value shown in the following table. For fish that have a length that exceeds the designated quality size, the restitution value is the base value plus \$10 for every inch over the quality size.

	Base Value	Quality size in inches
A. Walleye	\$ 30	22
B. Sauger	30	15
C. Northern pike	30	32
D. Black bass (largemouth, smallmouth)	30	16

MINNESOTA RULES 2003

E. Sunfish (bluegill, pumpkinseed, green sunfish, orange spotted sunfish, longear sunfish, warmouth, hybrid sunfish)	5	8
F. White and black crappie	5	11
G. Yellow perch	10	10
H. Rock bass	5	8
I. White bass, yellow bass	5	9
J. Channel catfish	10	26
K. Flathead catfish	25	28
L. Chinook salmon	50	28
M. Coho, Atlantic salmon	30	20
N. Kokanee, pink, other salmon	30	17
O. Lake trout	50	22
P. Splake	50	15
Q. Brook trout	30	17
R. Brown trout	30	21
S. Rainbow (steelhead) trout	30	23
T. Paddlefish	500	
U. Lake sturgeon	500	
V. Shovelnose sturgeon	200	
W. Sturgeon hybrids		same value as morphologically nearest parent

Subp. 2. **Muskellunge.** Except as provided in subpart 3, item D, the restitution values for muskellunge are as follows:

- A. 4 to less than 30 inches, \$40;
- B. 30 to less than 40 inches, \$200;
- C. 40 to less than 50 inches, \$500; and
- D. 50 inches and over, \$1,000 plus \$100 for each inch over 50 inches.

Subp. 3. **Game fish less than four inches.** The restitution values for fish that are less than four inches in length are as follows:

- A. green or orange spotted sunfish less than four inches in length, no value;
- B. yellow perch and members of the Centrarchidae family (bluegill, pumpkinseed, longear sunfish, warmouth, hybrid sunfish, black bass, rock bass, and crappie), except for green or orange spotted sunfish, that are less than four inches in length, ten cents per fish;
- C. walleye taken on Lake Superior or in St. Louis bay that are less than two inches in length, ten cents per fish; and
- D. all other game fish that are less than four inches in length and not included in items A to C, \$1 per fish.

Statutory Authority: *MS s 14.388; 97A.345*

History: *16 SR 93; 27 SR 379*

6133.0090 MINNOWS.

The restitution values for minnows are as follows:

- A. cyprinidae, fair market value at time of violation;
- B. umbridae, 50 cents a pound;
- C. catostomidae, 50 cents a pound;
- D. bullhead (7 inches or less), 50 cents a pound;

MINNESOTA RULES 2003

597

RESTITUTION VALUE FOR FISH AND WILDLIFE 6133.0090

- E. cisco (7 inches or less), 50 cents a pound;
- F. lake whitefish (7 inches or less), \$1 a pound;
- G. goldeyes and mooneyes (7 inches or less), 50 cents a pound; and
- H. leeches, fair market value at time of violation.

Statutory Authority: *MS s 97A.345*

History: *16 SR 93*