

387.03 POWERS, DUTIES.

The sheriff shall keep and preserve the peace of the county, for which purpose the sheriff may require the aid of such persons or power of the county as the sheriff deems necessary. The sheriff shall also pursue and apprehend all felons, execute all processes, writs, precepts, and orders issued or made by lawful authority and to the sheriff delivered, attend upon the terms of the district court, and perform all of the duties pertaining to the office, including investigating recreational vehicle accidents involving personal injury or death that occur outside the boundaries of a municipality, searching and dragging for drowned bodies and searching and looking for lost persons ~~and~~. When authorized by the board of county commissioners of the county the sheriff may purchase boats and other equipment including the hiring of airplanes for ~~such~~ search purposes.

Presented to the governor May 12, 1993

Signed by the governor May 14, 1993, 10:05 p.m.

CHAPTER 185—S.F.No. 1208

An act relating to game and fish; allowing walleye and northern pike to be possessed and transported in a dressed or undressed condition; establishing an experimental program for commercial fishing in Minnesota-Wisconsin boundary waters; limiting number of larger pike taken; amending Minnesota Statutes 1992, sections 97A.551, by adding a subdivision; and 97C.401.

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

Section 1. Minnesota Statutes 1992, section 97A.551, is amended by adding a subdivision to read:

Subd. 4. WALLEYE; NORTHERN PIKE. Walleye and northern pike may be possessed, transported, or shipped in a dressed or undressed condition.

Sec. 2. Minnesota Statutes 1992, section 97C.401, is amended to read:

97C.401 ~~COMMISSIONER AUTHORIZED TO PRESCRIBE LIMITS.~~

Subdivision 1. COMMISSIONER AUTHORIZED TO PRESCRIBE LIMITS. Unless otherwise provided in this chapter, the commissioner shall, by rule, prescribe the limits on the number of each species of fish that may be taken in one day and the number that may be possessed.

Subd. 2. WALLEYE; NORTHERN PIKE. (a) Except as provided in paragraphs (b) and (c), a person may take no more than one walleye larger than 20 inches and one northern pike larger than 30 inches daily.

New language is indicated by underline, deletions by ~~strikeout~~.

(b) The restrictions in paragraph (a) do not apply to boundary waters except Lake of the Woods.

(c) On Lake of the Woods, a person may take no more than one walleye larger than 19.5 inches and one northern pike larger than 30 inches daily.

Sec. 3. MINNESOTA-WISCONSIN BOUNDARY WATERS COMMERCIAL REGULATION; EXPERIMENTAL PROGRAM.

Subdivision 1. DEFINITION. For the purposes of this section, "Minnesota-Wisconsin boundary waters" means those portions of the Mississippi river that form the boundary of the state of Minnesota and the state of Wisconsin, including all sloughs, backwaters, bays, and newly extended water areas in Minnesota lying east of the Chicago, Milwaukee, St. Paul, and Pacific railroad tracks.

Subd. 2. SET LINES. During the 1993 and 1994 seasons, licensed commercial operators may use up to eight set lines containing no more than 50 hooks on each line in Minnesota-Wisconsin boundary waters. The commissioner of natural resources shall study the impacts of this subdivision on both the resource and the industry and shall report to the legislature by January 15, 1995.

Subd. 3. HOOP NETS; BAIT NETS. (a) The commissioner of natural resources shall conduct a five-year study of the effect of the use of hoop nets and bait nets by licensed commercial operators in the Minnesota-Wisconsin boundary waters. As a part of the study the commissioner may issue up to five permits to licensed commercial operators for the use of hoop nets and bait nets. The permits must require that the net mesh have no smaller than a three-inch stretch measure and that the nets be lifted in compliance with the permit.

(b) Operators permitted under this subdivision must provide the commissioner of natural resources with all data requested by the commissioner, including data on:

- (1) harvest temperature;
- (2) season of harvest;
- (3) species composition;
- (4) period and frequency between lifting of nets; and
- (5) population characteristics of the species taken.

(c) The commissioner of natural resources shall study the impacts of this subdivision on both the resource and the industry and shall report to the legislature by January 15, 1998.

Sec. 4. EFFECTIVE DATE.

Section 2 is effective March 1, 1994. Section 3 is effective the day following final enactment.

New language is indicated by underline, deletions by ~~strikeout~~.

Presented to the governor May 12, 1993

Signed by the governor May 14, 1993, 10:09 p.m.

CHAPTER 186—S.F.No. 697

An act relating to water; requiring criteria for water deficiency declarations; prohibiting the use of groundwater for surface water level maintenance; requiring review of water appropriation permits; requiring contingency planning for water shortages; changing water appropriation permit requirements; requiring changes to the metropolitan area water supply plan; requiring reports to the legislature; amending Minnesota Statutes 1992, sections 103G.261; 103G.265, subdivision 3; 103G.271, subdivision 7, and by adding subdivisions; 103G.291, by adding a subdivision; 103G.301, subdivision 1; 115.03, subdivision 1; 473.156, subdivision 1; 473.175, subdivision 1; 473.851; and 473.859, subdivisions 3, 4, and by adding a subdivision.

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

Section 1. Minnesota Statutes 1992, section 103G.261, is amended to read:

103G.261 WATER ALLOCATION PRIORITIES.

(a) The commissioner shall adopt rules for allocation of waters based on the following priorities for the consumptive appropriation and use of water:

(1) first priority, domestic water supply, excluding industrial and commercial uses of municipal water supply, and use for power production that meets the contingency planning provisions of section 103G.285, subdivision 6;

(2) second priority, a use of water that involves consumption of less than 10,000 gallons of water per day;

(3) third priority, agricultural irrigation, and processing of agricultural products involving consumption in excess of 10,000 gallons per day;

(4) fourth priority, power production in excess of the use provided for in the contingency plan developed under section 103G.285, subdivision 6; ~~and~~

(5) fifth priority, ~~uses, other than agricultural irrigation, processing of agricultural products, and power production, involving consumption in excess of 10,000 gallons per day and nonessential uses of public water supplies as defined in section 103G.291; and~~

(6) sixth priority, nonessential uses.

(b) For the purposes of this section, "consumption" means water withdrawn from a supply that is lost for immediate further use in the area.

(c) Appropriation and use of surface water from streams during periods of

New language is indicated by underline, deletions by ~~strikeout~~.