

MINNESOTA STATUTES 1979 SUPPLEMENT

COMMERCIAL FISHING 102.285

[For text of subs 31 and 32, see M.S.1978]

Subd. 33. It shall be unlawful for any person, other than the trapper or his agent or landowner or lessee of the land or an agent of the commissioner, to remove or tamper with any trap legally set for the purpose of taking fur bearing animals or unprotected wild animals. A violation of this subdivision shall be a misdemeanor.

[1979 c 73 s 2; 1979 c 298 s 4-6]

CHAPTER 101. FISH

Sec.
101.42 Restrictions and prohibitions.

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[For text of subs 1 to 17, see M.S.1978]

Subd. 18. Except as otherwise specifically permitted, it shall be unlawful to have in possession in an automobile or any vehicle or on their person, or at or near any waters, a spear, trap, net, dip net, seine, or any other device capable of taking fish, which may be possessed between the hours of sunrise and sunset during the period of February 16 to April 30, inclusive, except when acting under permit or contract to trap or seine from the division of fisheries, during the period of February 16 to April 30, inclusive and except that spears, dip nets, bows and arrows, and devices permitted in section 101.51 used for the taking of rough fish may be possessed between the hours of sunrise and sunset after April 30. This subdivision does not apply to nets used in the taking of trout and smelt in season or to seines or traps used for the taking of minnows for bait.

Subd. 18a. Dip nets shall not be used between one hour after sunset to one hour before sunrise, except for the taking of smelt in season and for landing game fish taken by angling.

[For text of subs 19 to 21, see M.S.1978]

[1979 c 70 s 2; 1979 c 298 s 7,8]

CHAPTER 102. COMMERCIAL FISHING

Sec.
102.285 Commercial fishing in inland waters.

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Subdivision 1. The commissioner shall by order regulate the taking, possession, transportation and sale of commercial fish and the licensing of commercial fishermen in inland waters. For the purposes of this section and section 98.46, subdivision 9a "inland waters" means all waters entirely located within the boundaries of the state and the border waters between Minnesota and North Dakota, South Dakota and Iowa, excluding those waters described in section 102.25. Licenses to net commercial fish in inland waters, except for helper's licenses, shall be issued only to Minnesota residents, provided that non-residents may be licensed to fish waters not previously assigned to residents. For purposes of this section and section 98.46, subdivision 9a, "commercial fish" are carp, buffalo fish, suckers, redhorse, sheepshead, dogfish, eelpout, tullibees, garfish, goldeyes, bullheads, smelt and whitefish.

Subd. 2. The commissioner shall delineate inland commercial fishing areas, taking into account the amount of water encompassed, the size and proximity of waters encompassed, the species to be removed and the type and quantity of fishing gear and equipment necessary to provide an adequate removal effort. The commissioner may change inland commercial fishing area boundaries by order prior to a new licensing period after complying with the publication requirements of section 97.53, subdivision 2.