

115-17-11. Commercial harvest of fish; legal equipment and taking methods, ~~general provisions,~~ identification tags, and identification tag fee. (a) The legal equipment and taking methods for the

commercial harvest of fish shall be the following:

(1) Hoop net with a mesh size of ~~4.5~~ 2.5 or more inches using the bar measurement and with individual wings and leads not to exceed 12 feet in length. ~~On and after January 1, 2008, each hoop net shall have a mesh size of 2.5 or more inches.~~ There shall be no limitation on the number, net diameter, net length, twine size, or throat size of hoop nets;

(2) gill net and trammel net with a mesh size of two or more inches, using the bar measurement. There shall be no limitation on the number, net length, height, or twine size of gill or trammel nets; and

(3) seine with a mesh size of two or more inches, using the bar measurement. There shall be no limitation on the height, length, or twine size of seines.

(b) ~~General provisions.~~

(1) Boats with or without mechanical propulsion may be used.

(2) Depth-recording or fish-locating devices may be used.

(3) Non-toxic baits may be used.

(4) Each gill net or trammel net shall be attended at all times while the gill net or trammel net is in use.

(5) Each hoop net shall be attended at least one time every 24 hours while the hoop net is in use.

(6) Commercial fishing equipment authorized in subsection (a) shall not be used in the following

locations, except as authorized by the department:

- (A) In any cutoff, chute, bayou, or other backwater of the Missouri river;
- (B) within 300 yards of any spillway, lock, dam, or the mouth of any tributary stream or ditch;

and

- (C) under or through ice or in overflow waters, ~~except as authorized by the department.~~

- (7) Holding baskets and holding cages may be used.

(c) Each net or seine shall have an identification tag supplied by the department and attached as specified by the department during commercial fishing use. Identification tags supplied by the state of Missouri and approved by the department also shall be deemed to meet this requirement.

(d) The fee for identification tags shall be five dollars ~~per~~ for each tag. The payment shall be submitted to the department with the initial or renewal application for a commercial fishing permit.

(e) The holding basket and holding cage used to hold fish shall not require an identification tag, but shall be identified by the permittee with the permittee's name and permit number attached.

This regulation shall be effective on and after January 1, 2012. (Authorized by and implementing K.S.A. 32-807, K.S.A. 32-941, and K.S.A. ~~2001~~ 2010 Supp. 32-988; ~~implementing K.S.A. 32-807, K.S.A. 32-941, K.S.A. 2001 Supp. 32-988, and K.S.A. 32-1002~~; effective May 27, 1991; amended Sept. 27, 2002; amended P-_____.)