

(16) A person shall not possess or have under control more than 2 times the daily bag limit when not on the waters or ice during the open season for each species. (29.085)

History: Cr. Register, February, 1979, No. 278, eff. 3-1-79; am. (7) (a) and cr. (7) (b), Register, December, 1987, No. 384, eff. 1-1-88; am. (1) (a), renum. (1) (b) to be (1) (c), cr. (1) (b), Register, November, 1988, No. 395, eff. 12-1-88; emerg. am. (2), (3) and (11), eff. 4-25-89; am. (1) (c), (2) to (4) and (11), renum. (13) to (15) to be (14) to (16), cr. (13), Register, December, 1989, No. 408, eff. 1-1-90; am. (7) and (11) (a), Register, February, 1991, No. 421, eff. 3-1-91; am. (2) (d), (3) (c), (7) (b), (8) (a), (11) (a) and (13), Register, December, 1993, No. 456, eff. 1-1-94.

NR 21.05 Sale of fish. (1) Fish, other than rough fish during the open season, taken by hook and line, spear or bow and arrow shall not be sold, purchased, bartered, offered for sale, or under control or in possession for the purpose of sale or barter. (23.11, 29.135, 29.48, 227.11)

(2) Rough fish taken by other than commercial gear may be bought and sold during the open season. A wholesale fish dealer's license is required if such fish are sold to any person other than the final consumer. (23.11, 29.135, 29.48, 227.11)

History: Cr. Register, February, 1979, No. 278, eff. 3-1-79.

NR 21.06 Sport fishing restrictions. (1) Except as otherwise expressly provided, only the following methods or manners of fishing shall be lawful. Any person: (29.085)

(a) May fish for fish with no more than 3 hooks, baits or lures.

(b) May use dip nets 3 feet or less in diameter and a gaff only for the purpose of landing fish legally hooked. However, such dip nets may be used to remove winterkilled fish in those areas and at those times designated by the department by posting.

(c) May take, catch, kill or fish for fish by means of trolling from a motor-driven boat, sailboat or other boats.

(d) May take rough fish by means of spear, bow and arrow or dip nets not to exceed 24 inches in diameter or square only from sunrise to sunset from the Saturday nearest April 21 to March 1, except that the use of dip nets not to exceed 24 inches in diameter or square for the taking of rough fish in the St. Croix river downstream to the St. Croix Falls dam is permitted from the Saturday nearest May 15 to June 30 each year.

(e) May only fish with a line or lines while they are attended.

(2) Sorting. Any fish taken and retained in possession that is not released freely into the water immediately after capture shall be considered part of the fisher's bag limit and shall not be released after such possession.

(3) Possession of illegal equipment. No spear, spring gaff or bow and arrow shall be possessed in a fish house (shanty). No person shall have in possession on the water or immediate banks of the water any spear, bow and arrow or similar device except during the open season.

History: Cr. Register, February, 1979, No. 278, eff. 3-1-79; am. (1) (a), Register, December, 1985, No. 360, eff. 1-1-86.

NR 21.07 Ice fishing shelters. Buildings, vehicles, tents, fish shanties or similar enclosures may be used on the ice for fishing purposes on the Mississippi river, Lake St. Croix, the St. Croix river and St. Louis river as

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defined in s. NR 21.02 (16) from the time the ice forms; provided, however, that all such enclosures or shelters shall be removed from the ice on or before March 1 of each year. The door of any such enclosure or shelter must be equipped with a latch which will permit the door to be readily opened from the outside at all times while the enclosure or shelter is occupied. The name and residential address of the person owning such shelter or enclosure must be painted or permanently affixed in the English language on the outside of the structure with lettering a minimum of one inch square. Residents of Wisconsin or Minnesota angling from a fish house shall comply with the law of their respective states relative to licensing and identification of fish houses. Residents of states other than Wisconsin and Minnesota who hold a nonresident fishing license from either state must comply with the law of the issuing state relative to the licensing and identification of fish houses. (29.283, 29.085, 227.11)

History: Cr. Register, February, 1979, No. 278, eff. 3-1-79.

Subchapter II — Minnows

NR 21.08 Minnow nets and traps. Except as provided in ss. NR 20.09 (2) (g) and (3) and 21.06 (1) (d), no person may take fish other than smelt with nets or traps in the St. Louis river. No person may take minnows or shiners from the St. Louis river. Only those minnow seines, minnow dip nets, cast nets, minnow traps or crayfish scoops described below and operated in the manner specified may be used for the taking of minnows: (23.11, 29.137, 29.085)

Type of Gear	Period Gear May Be Used	Specifications	Restrictions
(a) Seine	All year	Seines shall not exceed 50 feet in length and 8 feet in width flat measure and shall not contain mesh which exceeds one-half inch stretch measure.	
(b) Dip Net	All year	Dip nets shall consist of a square or round frame not to exceed 8 feet in diameter or square with netting suspended from it which when lifted makes a bag not to exceed 4 feet deep.	Dip nets may only be used by the method of raising or lowering them in a vertical direction.
(c) Traps	All year	Traps shall not exceed 24 inches in length and 16 inches in diameter with an opening in the throat of the trap no larger than one and one-half inches in diameter.	Traps must have securely attached to them a label or tag bearing the name and address of the owner in the English language. Traps must be raised and the minnows removed at least once a day between one hour before sunrise and one hour after sunset.
(d) Cast Net	All year	Cast nets shall not exceed 7 feet in diameter or mesh of more than one-half inch stretch measure.	

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(e) Crayfish Scoop	All year	A metal frame covered with hardware cloth not to exceed 4 feet in length, 2 feet in width and 18 inches in depth. A handle of any length may be attached.	May be used to harvest crayfish, minnows and dragon fly larva.
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History: Cr. Register, February, 1979, No. 278, eff. 3-1-79; emerg. am. (intro.), eff. 4-25-89; am. (intro.), Register, December, 1989, No. 408, eff. 1-1-90; am. (intro.), Register, December, 1993, No. 456, eff. 1-1-94.

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