

GAME, FISH AND PARKS COMMISSION ACTION PROPOSAL

PRIVATE FISH HATCHERIES

Chapter 41:09:07

Commission Meeting Dates:	Proposal	July 11,2024	Sioux Falls
	Public Hearing	Sept. 5,2024	Rapid City
	Finalization	Sept. 5-6,2024	Rapid City

DEPARTMENT RECOMMENDATION

Recommended changes:

1. Modify annual reporting requirements for private hatcheries by requiring an annual summary to be submitted rather than individual records.

SUPPORTIVE INFORMATION

1. By requiring an annual summary rather than individual records it makes the reporting process easier.
2. An annual summary rather than individual records is more compatible with online submission platforms utilized by the Department.

DRAFT ADMINISTRATIVE RULE CHANGES

The following are proposed draft changes that are intended to incorporate the changes recommended for Commission proposal.

41:09:07:05. Records required. The licensee shall keep a permanent record of all transactions. If the transaction involves the purchase or receipt of fish or any fish reproductive product, the record shall contain the number, size, and species of fish; the date of the transaction; the importation permit number, if applicable; and the name and address of the source. If the transaction involves the sale or gift of fish or any fish reproductive product, the record shall contain the number, size, and species of fish; and the date of the transaction. ~~Each record shall be made available for inspection by a department representative during normal business hours at the physical location for the business where the record is kept as indicated on the license application. Each record, or a legible copy thereof, shall be submitted~~ As indicated on the license application, each record must be kept current and available for inspection by personnel of the department during normal business hours, at the physical location of the business where the record is kept. Each record must be kept for a period of three years after the end of the license year. Each licensee shall submit a summary of yearly records to the department by January 31 of the following calendar year, inclusive.

RESIDENT/NONRESIDENT CRITERIA

1. The Issue – NA
2. Historical Considerations – NA
3. Biological Considerations – NA
4. Social Considerations – NA
5. Financial considerations – NA

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

1. Does the regulation or fee inhibit a user's ability to participate? NA

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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2. Does the regulation increase the opportunity for new and existing users? NA
3. How does the regulation impact the next generation of hunters, anglers, trappers and outdoor recreationists? NA
4. Does the regulation enhance the quality of life for current and future generations by getting families outdoors? NA

FISCAL IMPACT

Not applicable

APPROVE _____ MODIFY _____ REJECT _____ NO ACTION _____