

GAME, FISH AND PARKS COMMISSION ACTION PROPOSAL

HOOP NETS, TRAPS, SETLINES, AND FLOATLINES Chapter 41:07:08

Commission Meeting Dates:	Proposal	July 7, 2022	Spearfish
	Public Hearing	September 1, 2022	Sioux Falls
	Finalization	September 1-2, 2022	Sioux Falls

DEPARTMENT RECOMMENDATION

1. Change check times for hoop nets, traps, and setlines from 72 hours to 24 hours.
2. Modify language to allow someone besides the licensee to run hoop nets, traps, setlines and floatlines if the licensee is present.

SUPPORTIVE INFORMATION

1. Modifying the check time for hoop nets, traps, and setlines would reduce bycatch and mortality of non-targeted species, such as turtles. Staff believe most users are already following this timeline. Additionally, this change would align South Dakota regulations with Nebraska.
2. By allowing someone else to help tend hoop, trap, setlines and floatlines as long the licensee is present, it would increase opportunity when using these gears and clarifies rule language for enforcement purposes. Allowing someone to assist a licensee with tending their equipment is beneficial for licensees with mobility issues.

DRAFT ADMINISTRATIVE RULE CHANGES

The following are proposed draft changes that are intended to incorporate the recommended changes adopted by the Commission.

1. **41:07:08:05.02. Tending hoop nets, traps, setlines, and floatlines.** All hoop nets, traps, and setlines must be checked and emptied of fish prior to 12 o'clock midnight of the second full calendar day ~~at least once in every 72-hour period~~, while being fished. All floatlines used for fishing must be under the direct supervision of and within the unaided observation of the licensee at all times.
2. **41:07:08:05. Use of another person's hoop nets, traps, setlines, or floatlines.** A person may not use or tend the hoop nets, traps, or setlines, or floatlines of another person without the licensee present.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
---------------	--------------	--------------	-----------------