NOTICE OF RULE ADOPTION—FINAL RULE

STATE OF MISSISSIPPI
MISSISSIPPI DEPARTMENT OF WILDLIFE, FISHERIES AND PARKS

BUREAU OF FISHERIES

MS Dept. of Wildlife, Fisheries and Parks
c/o Sam Polles, Ph.D., Executive Director
1505 Eastover Drive
Jackson, MS 39211-6374
(601) 432-2400
Sharon@mdwfp.state.ms.us

Specific Legal Authority Authorizing the promulgation of Rule: 49-1-29; 25-43-3.103
25-43-7

Reference to Rules repealed, amended or suspended by the Proposed Rule: F7-3423(a)

Date Rule Proposed: June 30, 2005

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:

Rules and Regulations relative to State Lakes owned and operated by Department of Wildlife, Fisheries and Parks

The Agency Rule Making Record for this rule including any written comments received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.

X An oral proceeding was held on this rule:

Date: June 30, 2005
Time: 8:30 a.m.
Place: 1505 Eastover Drive, Jackson, MS 39211-6374

☐ An oral proceeding was not held on this rule.

The Agency has considered the written comments and the presentations made in any oral proceedings, and

X This rule as adopted is without variance from the proposed rule.

☐ This rule as adopted is differs from the proposed rule as there are minor editorial changes which affect the form rather than the substance of the rule.

☐ The rule as adopted differs from the proposed rule. The differences however are:
Within the scope of the matter in the notice of proposed rule adoption,
The logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted response thereto, and
The Notice of Proposed rule Adoption provided fair warning that the outcome of the proposed rule adoption could be the rule in question.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Effective Date of Rule: July 30, 2005

Sam Polles

Sam Polles, Ph.D., Executive Director

Mississippi Department of Wildlife, Fisheries & Parks
Bureau of Fisheries and Wildlife
P.O. Box 451
Jackson, MS 39205

PUBLIC NOTICE NO. F8-3423

The Mississippi Commission on Wildlife, Fisheries and Parks at a meeting in Jackson Mississippi on May 18, 2005 under authority of Section 25-43-7, Mississippi Code of 1972, made known its intent to adopt the following regulations relative to all state lakes owned and/or managed by the Department of Wildlife, Fisheries and Parks in accordance with Section 49-1-29 as follows:

Be it ordered that Public Notice F7-3423a is hereby amended and the following regulations are adopted for all State Fishing Lakes owned and/or managed by the Department of Wildlife, Fisheries and Parks. These lakes are: Lake Charlie Capps, Bolivar County; Tippah County Lake, Tippah County; Lake Lamar Bruce, Lee County; Lake Monroe, Monroe County; Lake Tom Bailey, Lauderdale County; Lake Claude Bennett, Jasper County; Lake Ross Barnett, Smith County; Simpson County Lake, Simpson County; Lake Dockery, Hinds County; Lake Bogue Homa, Jones County; Lake Mike Conner, Covington County; Lake Jeff Davis, Jefferson Davis County; Lake Mary Crawford, Lawrence County; Lake Walthall, Walthall County; Lake Columbia, Marion County; Oktibbeha County Lake, Oktibbeha County; Lake Perry, Perry County; Lake Bill Waller, Marion County; Lakeland Park, Wayne County; Neshoba County Lake, Neshoba County; Kemper County Lake, Kemper County; Dumas Lake, Tippah County, Elvis Presley Lake, Lee County and Calling Panther Lake in Copiah County.

(1) In addition to any required license, all persons fishing must have a valid lake permit. An honor box tag must be displayed in vehicle.

(2) Only boat operators must purchase a combination Launching/Fishing/Skiing permit.

(3) Boat Launching/Fishing/Skiing permit is valid for skiing, jet skis, sailing, wind surfing, canoeing or any other type of boating.

Daily Permits

Permit Type	Permit Name	Permit Cost
06	Youth Fishing (under age 16)	no charge
04	Fishing (age 16 through 64)	$5.00
13	Disability/Age exempt Fishing (age 65 and older and disabled individuals)	$3.00

09	Boat Launching/Fishing /Skiing (includes all anglers in boat)	$10.00
12	Boat Launching/Fishing Disabled/Age exempt (includes all anglers in boat)	$7.00

All Annual permits shall be honored for fishing and boat launching on all lakes owned and operated by the Mississippi Department of Wildlife, Fisheries and Parks. All annual permits will expire on December 31st each year. There are no honor box sales for these permits.

Persons desiring to purchase Senior Citizen permits must show proof of age.

Persons desiring to purchase Disabled permits must provide proof of 100% disability by showing one of the following:

a. Railroad Disability Letter that states "100% Disability".
b. Veterans Administration Letter that states "100% Service Connected Disability"
c. Updated Social Security Form TPQY that lists the person as "Disabled. Individual".

Annual Boat Launching/Fishing/Skiing Permits

Permit Type	Permit Name	Permit Cost
05	Annual Boat Launching/Fishing/Skiing (includes all anglers in boat)	$100.00
19	Disabled/Age Exempt Annual Fishing (No Boat Launching)	$30.00
23	Duplicate copy of Annual or Lifetime Permit	$5.00
27	Annual Fishing (No Boat Launching) (age 16 through 64)	$50.00

Pleasure boating is authorized from noon to sunset on the following lakes only on the designated days in the designated areas:

Kemper County Lake	Everyday
Lake Bogue Homa	Everyday
Lake Claude Bennett	Wed & Sun
Lake Columbia	Wed, Sat & Sun

Lake Jeff Davis	Tue & Sun
Lake Lamar Bruce	Thu & Sun
Lake Mary Crawford	Sunday only
Lake Mike Connor	Wed & Sun
Lake Perry	Fri & Sun
Lake Ross Barnett	Fri & Sun
Lake Tom Bailey	Sunday only
Lake Walthall	Thu & Sun
Oktibbeha County Lake	Everyday
Simpson County Lake	Thu & Sun
Tippah County Lake	Sat & Sun
Elvis Presley Lake	Everyday
Calling Panther Lake	Wed & Sun

Camping Rules

(5) Camping shall be confined to the designated campground or designated overflow areas. No more than one camping unit will be allowed on a camp pad without state Park Manager's or State Lake Manager's approval.

(6) Camper storage is not allowed at state fishing lakes. Camping reservations are not available at state fishing lakes. Reduced daily or weekly rates are not available at state fishing lakes. No campsite can be retained without a camping unit(camper or erected tent) placed on the site. No senior citizen discount is available. All camping fees must be paid in advance and are non-refundable and non-transferable. A campsite must be occupied the moment a site is rented.

(7) The campgrounds may be divided into 2 sections A & B. A section will be first-come, first serve with length of stay restrictions (14 consecutive days). The B section will utilize a first-come, first-serve basis without length of stay restrictions.

(8) A monthly camping rate is available for every 4 weeks (28 days),
Monthly camping is restricted to designated sites.

(9) Check-out time is 2:00 P.M.; check-in time is 4:00 P.M.

(10) Campgrounds and camp areas are restricted for registered campers and guests only. Guests shall leave the area prior to 10:00 P.M. Camping pads will not be rented to any person under 21 years of age. Campers, tents, vehicles, children and pets shall not be left unattended.

Camping & Pavilion Permits

Permit Type	Permit Name	Permit Cost
08	Daily Camping (24 hr period)	$14.00
28	Camping - 28 day	$300.00
10	Pavilion without restrooms (1 Day)	$35.00
24	Pavilion with restrooms (1 Day)	$50.00
26	Primitive / tent camping (1 day,no electricity)	$10.00

Boating Rules

(11) Boats must be operated at idle speed which is any speed that does not produce a wake except during skiing periods in designated areas. This regulation shall not apply to Kemper County Lake.

(12) No Aqua-aircraft shall land on any state fishing lake without written permission from the Executive Director.

(13) While operating a pleasure boat on state park lakes and state lakes, boats shall operate in a counter clockwise manner.

(14) While operating a ski boat on state park lakes and state lakes, only one person, skier or tuber per boat will be permitted to be pulled.

Fishing Rules

(15) Only rod and reel or pole fishing is allowed on state fishing lakes and state park lakes except that carp, gar, buffalo, and bowfin may be taken by use of bow and arrow on Lake Charlie Capps. FFFD's are allowed in Lake Charlie Capps but, must be attended and shall not be fished within 100 feet of any pier or ramp. No other gear is allowed at these lakes.

(16) There shall be FREE FISHING DAYS on all state fishing lakes. These days will be set on all Saturdays and Sundays in National Fishing and Boating Week. No permits will be required for fishing on these days; however, participants must comply with state fishing license requirements.

(17) Creel limit on catfish will be 10 per day in all state fishing lakes except that on Lake Charlie Capps and during fishing rodeos there will be no limit.

(18) Fishing is not allowed from courtesy piers adjacent to boat ramps. Night Fishing is allowed at all state fishing lakes from the bank or boats which are in compliance with state and coast guard regulations.

Other Rules

(19) Animals at large are prohibited on the State Lake property. Persons who possess a dog or other pet must restrain it on an adequate leash not more than six feet long. Persons allowing animals to disturb other guests will be removed from the lake property.

(20) Motorized vehicles shall be allowed only in designated areas.

(21) No one shall be permitted on lake property between one hour past sunset and one hour before sunrise without a valid permit.

(22) No firearms are permitted at any time on lake property except shotguns on Lake Bogue Homa during statewide waterfowl seasons. (see Federal Regulations)and on Tippah County Lake where persons using the muzzleloading firearm range must register with the Lake Manager no later than 45 days prior to dates requested. Days will be reserved on a first-come, first- serve basis. Primitive muzzle loading firearms may be discharged only in the designated range area and only between the hours of 10:00 AM and 3:00 PM.

(23) Other rules for conduct at state fishing lakes are listed in Public Notice P10002

(24) Possession of alcohol on state lakes is prohibited.

(25) It is the responsibility of the manager and other agency personnel to have permit cards completed

Automated transaction fees are not included in any of the above listed prices and may be incurred as an additional charge.

This adopted public notice will become effective July 30, 2005. Witness my hand and seal this the 30th day of June 2005.

MISSISSIPPI COMMISSION ON WILDLIFE, FISHERIES AND PARKS

BY: _____
Noble Lee, Chairman

MISSISSIPPI DEPARTMENT OF WILDLIFE, FISHERIES AND PARKS

BY: _____
Sam Polles, Ph.D

I certify this to be a true and correct copy.

_____
Executive Director

_____
Notary