



NOTICE OF PROPOSED RULE ADOPTION

STATE OF MISSISSIPPI
MISSISSIPPI DEPARTMENT OF WILDLIFE, FISHERIES AND PARKS

BUREAU OF FISHERIES

MS Department 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: 41-1-29-; 25-43.3.103
49-7-8; 49-7-9; 49-7-81; 49-7-90

Reference to Rules repealed, amended or suspended by the
Proposed Rule: F4-2999

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

Permits relative to freshwater commercial fishing and commercial fishing equipment tags for residents and non-residents

This rule is proposed as a [X] Final Rule, and/or a [X] Temporary Rule (Check one or both boxers as applicable.)

Persons may present their views on the proposed rule by addressing written comments to the agency at the above address. Persons making comments should include their name and address, as well as other contact information, and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Oral Proceeding: Check one box below:

- [] An oral proceeding is scheduled on this rule on
Date: July 23, 2008
Time: 8:00 a.m.
Place: 1505 Eastover Drive, Jackson, MS

If you wish to be heard and present evidence at the oral proceeding you must make a written request to the agency at the above address at least five (5) days prior to the proceeding to be placed on the agenda. The request should include your name, address, telephone number as well as other contact information; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

- [] An oral proceeding is not scheduled on this rule. Where an oral proceeding is not scheduled, an oral proceeding will be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address and telephone number of the person(s) making the request; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Economic Impact Statement: Check one box below:

- [] The agency has determined that an economic impact statement is not required for this rule, or
[] The concise summary of the economic impact statement required is attached.

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

Date Rule Proposed: July 23, 2008

Proposed Effective Date of Rule: September 23, 2008

Sam Polles, Ph.D., Executive Director



MISSISSIPPI DEPARTMENT OF WILDLIFE, FISHERIES & PARKS
Bureau of Fisheries and Wildlife
1505 Eastover Drive
Jackson, MS 39211

PUBLIC NOTICE F5-2999(I)

TO: The Honorable Delbert Hosemann
Secretary of State
Post Office Box 136
Jackson, MS 39205

AND

ALL INTERESTED PERSONS

The Mississippi Commission on Wildlife, Fisheries and Parks at a meeting in Jackson, Mississippi on July 23, 2008, under authority of Section 25-43-7, Mississippi Code of 1972, make known it's intent to adopt the following regulations on commercial fishing under authority of Sections 49-1-29; 49-7-9; 49-7-12; 49-7-29; 49-7-69; 49-7-81; 49-7-83; 49-7-87; 49-7-89; 49-7-90 and 49-7-91.

Be it ordered that Public Notice F4-2999 is hereby amended and the following rules, regulations and required licenses relative to freshwater commercial fishing and commercial fishing equipment tags be adopted for all residents and non-residents.

Non-game gross fish and non-native fish (Section 49-7-1; 49-7-90) may be taken with commercial equipment and sold from freshwaters of Mississippi, except in those waters specifically closed to freshwater commercial fishing gear. (Paddlefish Laws PN 3798)

1. LICENSES

Persons who:

- fish freshwater legal commercial fishing gear (hoop or barrel nets, gill or trammel nets, slat baskets or trotlines with more than 100 hooks in aggregate)
- sell or resell non-game gross fish or non-native fish
- sell minnows at wholesale (with the exception of those Miss. residents growing minnows on their own property, Section 49-7-29) or sell minnows captured from the wild
- harvest common snapping turtles (PN. M4-3201)