

IC 14-22-13

Chapter 13. Commercial Fishing License for Waters Other Than Lake Michigan

IC 14-22-13-1

Waters of the state other than Lake Michigan and Ohio River; license

Sec. 1. (a) This section applies to the following:

- (1) The waters of the state.
- (2) The boundary waters of the state, except Lake Michigan and the Ohio River.

(b) The department may issue to an individual who is a resident of Indiana a license to use in and to possess for use in the water seines, hoop nets, fyke nets, basket traps, basket nets, or trap nets under rules adopted under IC 4-22-2 upon payment of the following fee:

- (1) For seines, except legal minnow seines, twenty dollars (\$20) for each one hundred (100) yards and fraction thereof.
- (2) For each dip-net, hoop-net, basket trap, basket net, trap-net, or fyke-net, four dollars (\$4).

As added by P.L.1-1995, SEC.15.

IC 14-22-13-2

Ohio River; license

Sec. 2. (a) This section applies to the Ohio River waters of Indiana.

(b) The department may issue to an individual who is a resident or nonresident of Indiana a license to use in, and to possess for use in, the water seines, nets, or other commercial fishing gear under rules adopted under IC 4-22-2 upon payment of the following fee:

- (1) For an Ohio River commercial fishing license and ten (10) Ohio River commercial gear tags, one hundred twenty-five dollars (\$125).
- (2) For each block of ten (10) Ohio River commercial fishing gear tags, fifteen dollars (\$15).

As added by P.L.1-1995, SEC.15. Amended by P.L.155-2002, SEC.6 and P.L.158-2002, SEC.5; P.L.165-2011, SEC.12; P.L.151-2012, SEC.21.

IC 14-22-13-2.5

Harvest and sale of roe bearing species; license

Sec. 2.5. (a) This section applies to the harvest or sale of the following roe bearing species:

- (1) Shovelnose sturgeon.
- (2) Paddlefish.
- (3) Bowfin.

(b) For the purpose of this subsection, "roe" means the eggs or gametes of a fish listed in subsection (a).

(c) An individual may not harvest, possess, or sell roe without a

license issued under this section.

(d) The department may issue to an individual who is a resident or nonresident of Indiana a license to harvest, possess, and sell the roe under rules adopted under IC 4-22-2. The individual must leave the roe intact and inside the body of the fish while on the body of water or adjacent to the water being fished, and until processing begins in accordance with 21 CFR 123. The individual must sell the roe only to a roe dealer licensed by the department. The department shall limit the number of licenses that are available.

(e) The department may issue a person a roe dealer's license to purchase, process, and sell roe. A person may not transport roe outside Indiana except according to the terms of a license issued under this subsection.

(f) The following are the minimum application fees for these licenses:

- (1) Resident and nonresident roe harvester's license for harvesting on the Ohio River, one thousand dollars (\$1,000).
- (2) Resident roe harvester's license for harvesting on inland water of Indiana, one thousand dollars (\$1,000).
- (3) Roe dealer's license, one thousand dollars (\$1,000).

(g) The commission may set license fees above the minimum fees established under subsection (f). The amount may not be more than is reasonably necessary to generate revenue sufficient to offset the costs incurred by the department in carrying out its responsibilities under this chapter.

(h) The department shall give priority in issuing licenses under this section to applicants who are residents of Indiana.

As added by P.L.165-2011, SEC.13. Amended by P.L.151-2012, SEC.22; P.L.289-2013, SEC.11.

IC 14-22-13-3

Tags

Sec. 3. The director shall prescribe and cause to be affixed to each seine, net, basket net, basket trap, trap-net, fyke-net, or other commercial fishing gear licensed under this chapter a tag that will identify the net or other gear with the license issued.

As added by P.L.1-1995, SEC.15.

IC 14-22-13-4

Unlicensed individuals accompanying licensee

Sec. 4. An individual, while commercially fishing for a person whose nets or other commercial fishing gear are properly licensed or tagged and the licenses or tags are properly affixed, is not required to possess a license or tag if the individual is accompanied by the licensee.

As added by P.L.1-1995, SEC.15.

IC 14-22-13-5

Possession of certain gear; permit required

Sec. 5. An individual may not possess a seine, a net, or commercial fishing gear, except as permitted in a specific permit from the department.

As added by P.L.1-1995, SEC.15.

IC 14-22-13-6

Repealed

(As added by P.L.1-1995, SEC.15. Amended by P.L.18-2009, SEC.5. Repealed by P.L.165-2011, SEC.32.)

IC 14-22-13-7

Taking or sale of fish; Ohio River license required

Sec. 7. An individual may not:

- (1) take fish with the use of commercial fishing gear from the Ohio River within Indiana; or
 - (2) sell or offer for sale fish taken from the Ohio River;
- without having an Ohio River commercial fishing license issued by Indiana or Kentucky.

As added by P.L.1-1995, SEC.15.

IC 14-22-13-8

Separate fishing license not needed

Sec. 8. An individual who has an Ohio River commercial fishing license does not need a fishing license under IC 14-22-11-8 to fish in the Ohio River.

As added by P.L.1-1995, SEC.15.

IC 14-22-13-9

Validity; expiration

Sec. 9. A license issued under this chapter:

- (1) is valid for one (1) year; and
- (2) expires December 31 of the year for which the license is valid.

As added by P.L.1-1995, SEC.15. Amended by P.L.165-2011, SEC.14.

IC 14-22-13-10

Penalties

Sec. 10. (a) A person who knowingly or intentionally fails to comply with the requirements of:

- (1) a license issued under this chapter;
 - (2) this chapter; or
 - (3) rules adopted under this article to implement this chapter;
- is subject to suspension or revocation of the person's license.

(b) A license revoked under this section may not be reinstated.

(c) A person who knowingly or intentionally violates this chapter commits a Class A misdemeanor.

As added by P.L.165-2011, SEC.15.