

TENNESSEE FISH AND WILDLIFE COMMISSION

PROCLAMATION 13-02  
AMMENDMENT TO PROCLAMATION 12-19

STATEWIDE PROCLAMATION ON THE  
COMMERCIAL TAKING OF FISH AND TURTLES

Pursuant to the authority granted by Title 70, Tennessee Code Annotated, and Sections 70-1-206, 70-2-205, 70-4-107, and 70-4-119 thereof, the Tennessee Fish and Wildlife Commission hereby proclaims the following amendment to Proclamation 12-19:

In Section I (RESERVOIRS), Group B, Subsection 3 (KENTUCKY):

Delete: Last Sentence

So that, as amended, Section 1 (RESERVOIRS), Group B, Subsection 3 (KENTUCKY) reads:

3. KENTUCKY - commercial fishing gear and sport fishing trotlines are prohibited in the New Johnsonville Steamplant Harbor and within 50 yards of the Danville Railroad Bridge dikes (approximate TRM 78.3).

The Duck River embayment from DRM 4.0 upstream to its confluence with Blue Creek at approximate DRM 13.2 is closed year-round to all commercial fishing gear types except trotlines, hoop nets, and slat baskets. The Duck River embayment from the Hustburg pipeline crossing at approximate DRM 1.4 upstream to DRM 4.0 is closed to commercial fishing with gill nets and trammel nets except from December 1 through January 15 each year.

Paddlefish harvest and all entanglement type commercial fishing gear with mesh sizes greater than 4 inches is prohibited year-round in the Big Sandy River Embayment (all waters west of a line drawn from Pace Point to the mouth of Eagle Creek). Additionally, unattended entanglement type commercial fishing gear is prohibited from November 25 through March 15 in waters of the U.S. Fish and Wildlife Service Refuge located within the Big Sandy River Embayment and in all of the waters of the West Sandy Creek Arm of the Big Sandy River Embayment.

All commercial fishing gear except slat baskets and trotlines is prohibited in all creeks from 5 a. m. to 1 hour after sunset during the months of April and May; all commercial fishing gear is permitted in all creeks from 1 hour after sunset to 5 a.m. daily during the months of April and May, except that whip sets (the driving of fish into trammel and gill nets by the use of noise and disturbing the water) are not permitted in any creeks which have operating commercial docks.

In Section III. GENERAL PROVISIONS., Subsection B:

Insert: "Black Carp, *Mylopharyngodon piceus* (Richardson)"

So that, as amended, In Section III. GENERAL PROVISIONS., Subsection B reads:

- B. The following fish species may be taken and sold commercially year-round unless otherwise restricted by this proclamation, other Tennessee Fish and Wildlife Commission proclamations or rules, or Tennessee Code Annotated.

	<u>Common Name</u>	<u>Scientific Name</u>
* , **	Paddlefish	<i>Polyodon spathula</i> (Walbaum)
	Spotted gar	<i>Lepisosteus oculatus</i> (Winchell)

Longnose gar	Lepisosteus osseus (Linnaeus)
Shortnose gar	Lepisosteus platostomus Rafinesque
Bowfin	Amia calva Linnaeus
Skipjack herring	Alosa chrysochloris (Rafinesque)
Gizzard shad	Dorosoma cepedianum (Lesueur)
Threadfin shad	Dorosoma petenense (Guenther)
Grass carp	Ctenopharyngodon idella (Valenciennes)
Common carp	Cyprinus carpio Linnaeus
Silver carp	Hypophthalmichthys molitrix (Valenciennes)
Bighead carp	Hypophthalmichthys nobilis (Richardson)
Black Carp	Mylopharyngodon piceus (Richardson)
River carpsucker	Cariodes carpio (Rafinesque)
Quillback	Cariodes cyprinus (Lesueur)
White sucker	Catostomus commersoni (Lacepede)
Smallmouth buffalo	Ictiobus bubalus (Rafinesque)
Bigmouth buffalo	Ictiobus cyprinellus (Valenciennes)
Black buffalo	Ictiobus niger (Rafinesque)
Spotted sucker	Minytrema melanops (Rafinesque)
Silver redbhorse	Moxostoma anisurum (Rafinesque)
Golden redbhorse	Moxostoma erythrurum (Rafinesque)
Black bullhead	Ameiurus melas (Rafinesque)
Yellow bullhead	Ameiurus natalis (Lesueur)
Brown bullhead	Ameiurus nebulosus (Lesueur)
* Blue catfish	Ictalurus furcatus (Lesueur)
Channel catfish	Ictalurus punctatus (Rafinesque)
Flathead catfish	Pylodictis olivaris (Rafinesque)
Freshwater drum	Aplodinotus grunniens Rafinesque
Yellow bass	Morone mississippiensis Jordan, Eigenmann

\* The taking and possession of blue catfish and paddlefish from Cherokee Reservoir by commercial fishing methods is prohibited.

\*\* Paddlefish or parts thereof shall not be taken during the period from April 16 through November 14, nor shall they be possessed during this period unless they were previously taken during a legal taking season. Those persons possessing paddlefish or parts thereof during these closed periods must have in their possession receipts denoting pounds of flesh or eggs (or both if applicable) in their possession, name and address of supplier/fishermen, the name of the water body from which fish were harvested, and date of harvest or date obtained. Paddlefish must be 36 inches or larger eye to fork length to be legal for harvest from all waters except the Mississippi River. Paddlefish must be 34 inches or larger eye to fork length to be legal for harvest from the Mississippi River. Paddlefish less than the appropriate minimum eye to fork length limit must be returned immediately to the water. Paddlefish may not be possessed alive away from the harvested waters. Any paddlefish from which eggs are taken must be kept. The cutting or mutilation of paddlefish to check for eggs is prohibited except that a stainless steel 12-gauge needle may be inserted into the abdomen between the pectoral and pelvic fins to determine the presence of eggs. This needle and syringe device must be on board every roe fishing vessel and kept in a sanitary manner. A 2-inch portion of ovary (including some eggs) must remain attached to each harvested paddlefish until the fish and eggs are received by a licensed Wholesale Roe Fish Dealer. Paddlefish eggs removed from ovaries must be kept in separate containers - eggs from one fish only per container.

In Section IV. COMMERCIAL FISHING GEAR., Subsection 5 (Gill Net):

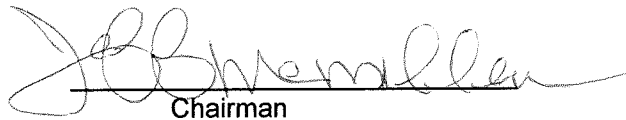
Delete: Third sentence.

So that, as amended, In Section IV. COMMERCIAL FISHING GEAR., Subsection 5 (Gill Net) reads:

5. Gill Net

A gill net is defined as a single net attached to float and lead lines. The maximum length of a gill net is three hundred (300) yards. Gill nets must have a minimum square mesh size of 3 inches or greater. Gill nets with square mesh greater than 4.5 and less than 6.0 inches are prohibited except on the Mississippi River where square mesh may be 3.0 inches or greater. Gill nets must be fished in a stationary manner except in the Mississippi River.

Tennessee Fish and Wildlife Commission

  
Chairman

I certify that this is an accurate and complete copy of a proclamation lawfully promulgated and adopted by the Tennessee Fish and Wildlife Commission on the 22<sup>nd</sup> day of March, 2013.

  
Secretary

Subscribed and sworn to before me this the 5<sup>th</sup> day of April, 2013.




  
Notary Public

My commission expires on: 5-5-15

Proclamation 13-02 received and recorded this 8<sup>th</sup> day of April, 2013; to be effective the 7<sup>th</sup> day of May, 2013.

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Tre Hargett, Secretary of State