

(19) "Trap net" means a device constructed of netting, which may employ wings or wings and leads, directing the movement of fish through a tunnel of netting into inner hearts or built-in forebays wherein they are trapped by their own movement. Such nets may be referred to as shallow trap nets, submarine trap nets or deep water trap nets but shall not include drop nets or fyke nets.

(20) "Trawl" means a large conical bag of netting to which are often attached wings of netting, which is towed in the water and captures fish by scooping rather than encircling them. The mouth of the bag is normally kept open laterally by 2 large boards, one on each side so rigged that they serve to spread the entire net, and these boards are secured to towing lines running to the vessel or vessels engaged in towing the net through the water.

(21) "Trawl cast" means the single placement, towing and retrieval of a trawl.

(22) "Stretch measure" means the extension measure of net mesh size whenever the size of mesh of a net is specified. Stretch measure means the distance between the extreme angles of any single mesh.

History: Cr. Register, September, 1976, No. 249, eff. 10-1-76; r. and recr. Register, October, 1979, No. 286, eff. 11-1-79.

NR 25.03 Commercial fishing licenses. (1) LAKE SUPERIOR. (a) Not more than 21 licenses authorizing commercial fishing in Lake Superior may be issued for each license year except that this section shall not apply to licenses for fishing only for the harvest of rough fish from outlying waters under a contract issued pursuant to s. 29.62 or 29.625, Stats.

(b) Applications for licenses authorizing commercial fishing on Lake Superior which have been filed in accordance with sub. (3) shall be reviewed and approved or denied pursuant to the following criteria:

1. For the first year of eligibility the applicant must show proof of a \$5,000 investment in commercial fishing equipment.

2. To retain eligibility for the second year and each consecutive year period thereafter, the applicant must show proof of:

a. A \$5,000 investment in commercial fishing equipment.

b. At least 50 days of commercial fishing, setting or operating nets on Lake Superior during the previous year.

3. Any licensee failing to meet the qualifications of par. (b) 1. and 2. shall not be eligible to reapply for such license until one year has elapsed since the end of the period in which that person was licensed.

4. Such licenses shall be issued according to the following priorities to applicants otherwise qualified.

a. First to individuals who have been licensed on Lake Superior or worked as crew members setting and operating nets at least 100 days in total during the 2 preceding years.

b. Next to individuals who have held a license on Lake Superior or worked as a member of a crew on Lake Superior for 2 years.

c. Next to other Wisconsin residents and nonresidents residing in states allowing Wisconsin residents similar privileges.

5. When the number of qualified new applicants for such license shall exceed the number of licenses available and such applicants are not affected by the priorities established in subd. 4, the licenses shall be awarded on the basis of random selection from all eligible applications received.

(c) The Lake Superior commercial fishing board shall review applications for licenses and recommend approval or denial of licenses to the department no later than May 20 preceding the license year for which application is being made.

(2) LAKE MICHIGAN. (a) The number of licenses authorizing commercial fishing in Lake Michigan issued for the licensing period which begins on July 1, 1981 and extends through June 30, 1982, shall be limited to no more than the number issued during the preceding license year.

(b) Following the license year of 1981-82, the number of licenses issued for any license year shall be limited to the maximum number issued for either of the immediately preceding 2 license years.

(c) Applications for licenses authorizing commercial fishing in Lake Michigan which have been filed in accordance with sub. (3) shall be reviewed and approved or denied pursuant to the following criteria:

1. For the first year of eligibility the applicant shall show proof of a \$5,000 investment in commercial fishing equipment.

2. To retain eligibility for the second year and thereafter, the applicant shall show proof of:

a. A \$5,000 investment in commercial fishing equipment not to include vehicles other than those directly employed in operating nets.

b. At least 30 days lifting nets on Lake Michigan during the previous license year unless unavoidable circumstances prevented the applicant from lifting nets. These circumstances shall be reviewed by the Lake Michigan commercial fishing board which shall in these cases recommend approval or denial of the license.

3. Any licensee failing to meet the qualifications of par. (b) 1. and 2. shall not be eligible to reapply for such license until one year has elapsed since the end of the period in which that person was licensed.

4. Licenses shall be issued according to the following priorities to applicants otherwise qualified.

a. First to individuals who have been licensed on Lake Michigan or worked as crew members setting and operating nets at least 60 days in total during the 2 preceding years.

b. Next to individuals who have held a license on Lake Michigan or worked as a member of a crew on Lake Michigan for 2 years.

c. Next to other Wisconsin residents and nonresidents residing in states allowing Wisconsin residents similar licensing privileges.

5. When the number of qualified new applicants for licenses shall exceed the number of licenses available and applicants are not affected by

the priorities established in subd. 4., the licenses shall be awarded on the basis of random selection from all eligible applications in the single lowest priority category under which licenses will be awarded.

(3) **APPLICATION.** Application for licenses authorizing commercial fishing in the outlying waters shall be made on forms provided by the department. Applications shall be submitted to and received by the department no later than April 30 preceding the license year for which application is being made.

History: Cr. Register, September, 1976, No. 249, eff. 10-1-76; r. and recr. Register, October, 1979, No. 286, eff. 11-1-79; am. (1), Register, August, 1980, No. 296, eff. 9-1-80; am. (1) (a), (2) (a) and (3), cr. (2) (b) and (c), Register, March, 1981, No. 303, eff. 4-1-81.

NR 25.04 Transfer of commercial fishing licenses. (1) (a) A valid license authorizing commercial fishing in the outlying waters may be transferred by a licensee complying with this section to a member of the licensee's immediate family.

(b) For purposes of this section the immediate family means the spouse, parent, sibling or children by birth or adoption who are eligible to apply for a commercial fishing license under s. NR 25.03.

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