

**115-7-3. Fish; taking and use of ~~bait fish~~ baitfish or minnows.** (a) ~~Bait fish~~ Baitfish may be taken for noncommercial purposes by any of the following means:

- (1) A seine not longer than 15 feet and four feet deep with mesh not larger than 1/4 inch;
  - (2) a fish trap with mesh not larger than 1/4 inch and a throat not larger than one inch in diameter;
  - (3) a dip or cast net with mesh not larger than 3/8 inch; or
  - (4) a fishing line.
- (b) Each fish trap shall be tagged with the operator's name and address when the fish trap is in use.
- (c) ~~Bait fish~~ Baitfish taken, except gizzard shad, shall not exceed 12 inches in total length.
- (d) The possession limit shall be 500 ~~bait fish~~ baitfish.
- (e) ~~Wild-caught bait fish may be used as live bait only within the pool of a lake or impoundment where taken. If taken on a flowing stream or river, the wild-caught bait fish shall be used on that flowing stream or river and shall not be transported upstream across any dam or natural barrier. Live baitfish, except for bluegill and green sunfish from non-designated aquatic nuisance waters and baitfish from designated aquatic nuisance waters, may be caught and used as live bait only within the common drainage where caught. However, live baitfish shall not be transported and used above any upstream dam or barrier that prohibits the normal passage of fish. Bluegill and green sunfish collected from non-designated aquatic nuisance waters may be possessed or used as live bait anywhere in the state. Live baitfish collected from designated aquatic nuisance waters shall be possessed or used as live bait only~~

while on that water and shall not be transported from the water alive.

(f) No person shall import live baitfish that does not meet the requirements of K.A.R. 115-17-2 and K.A.R. 115-17-2a.

This regulation shall be effective on and after January 1, ~~2012~~ 2013. (Authorized by and implementing K.S.A. 32-807, as amended by L. 2012, Ch. 47, Sec. 25; effective Sept. 10, 1990; amended Nov. 20, 2009; amended Jan. 1, 2012; amended P-\_\_\_\_\_.)