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TITLE 312 NATURAL RESOURCES COMMISSION

Proposed Rule LSA Document #04-215

DIGEST

Amends 312 IAC 2-4-6 and 312 IAC 2-4-14, which governs fishing tournaments and other organized boating activities, to reduce from 90 days to 60 days the minimum period an application must be filed with the department of natural resources before the activity is to occur and to establish a licensure requirement for fishing tournaments on Sylvan Lake, Noble County. Effective 30 days after filing with the secretary of state.

312 IAC 2-4-6 **312 IAC 2-4-14**

SECTION 1. 312 IAC 2-4-6 IS AMENDED TO READ AS FOLLOWS:

312 IAC 2-4-6 License application

Authority: IC 14-10-2-4; IC 14-15-7-3

Affected: IC 14

Sec. 6. (a) An application for a license to conduct a fishing tournament or other organized activity must be completed on a department form at least ~~ninety (90)~~ **sixty (60)** days before the date of the proposed tournament.

(b) An applicant must be an individual who is at least eighteen (18) years of age and a resident of Indiana.

(c) The applicant shall attach a copy of the proposed standards and regulations governing the activity.

(d) The department shall condition any license to achieve at least one (1) of the following:

- (1) Prevention of unusual conditions or hazards.
- (2) Promotion of scientific fish, wildlife, or botanical resource management.
- (3) Assistance in the protection of users.

(e) To accomplish the purposes described in subsection (d), the department may do any of the following:

- (1) Designate the starting time or ending time for an activity.
- (2) Designate the time and location for the use of any public facilities.
- (3) Spread starting times among license holders if more than one (1) is approved for a particular waterway.
- (4) Restrict portions of the waterway from use by the participants.

(Natural Resources Commission; 312 IAC 2-4-6; filed Aug 3, 2001, 10:54 a.m.: 24 IR 3931, eff Jan 1, 2002; readopted filed Oct 2, 2002, 9:10 a.m.: 26 IR 546; filed May 27, 2003, 12:35 p.m.: 26 IR 3319, eff Oct 1, 2003)

SECTION 2. 312 IAC 2-4-14 IS ADDED TO READ AS FOLLOWS:

312 IAC 2-4-14 Limitations on organized boating activities at Sylvan Lake, Noble County

Authority: IC 14-10-2-4; IC 14-15-7-3

Affected: IC 14

Sec. 14. (a) This section governs organized boating activities on Sylvan Lake, Noble County.

(b) On the waters of Sylvan Lake, the maximum number of watercraft that can lawfully participate in a fishing tournament

is as follows:

(1) One (1) tournament each day, consisting of no more than sixty-five (65) watercraft, for the period of April 1 through April 30.

(2) One (1) tournament each day, consisting of no more than fifty (50) watercraft, for the period of May 1 through September 30.

(c) For a tournament subject to subsection (b) that is scheduled to continue past midnight, the number of participating watercraft may be attributed to either day so as to facilitate the ability of an organized boating activity to use the lake.
(Natural Resources Commission; 312 IAC 2-4-14)

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on December 15, 2004 at 6:30 p.m., at the Town Hall, 402 Kelly Street, Rome City, Indiana the Natural Resources Commission will hold a public hearing on proposed amendments concerning fishing tournaments and other organized boating activities to reduce from 90 days to 60 days the minimum period an application must be filed with the department of natural resources before the activity is to occur and to establish a licensure requirement for fishing tournaments on Sylvan Lake, Noble County. Copies of these rules are now on file at the Indiana Government Center-South, 402 West Washington Street, Room W272 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Michael Kiley
Chairman
Natural Resources Commission