

LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES

BOARD MEETING

NOVEMBER 2-3, 1989

DON HINES

CHAIRMAN

BATON ROUGE, LOUISIANA

AGENDA
LOUISIANA WILDLIFE AND FISHERIES COMMISSION
BATON ROUGE, LOUISIANA
NOVEMBER 2-3, 1989

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MINUTES OF MEETING
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
NOVEMBER 2-3, 1989

Chairman Don Hines presiding:

Thursday, November 2, 1989

Mr. James Jenkins
Mr. Bert Jones
Mr. Norman McCall
Mr. Warren Pol
Mr. Dale Vinet

Secretary Van Sickle was also present.

Chairman Don Hines presiding:

Friday, November 3, 1989

Mr. James Jenkins
Mr. Bert Jones
Mr. Norman McCall
Mr. Warren Pol
Mr Dale Vinet

Secretary Van Sickle was also present.

The minutes of the special Commission meeting on September 19, 1989, were unanimously approved at Thursday's meeting with a motion from Mr. Jenkins. Seconded by Mr. Pol and passed unanimously.

The minutes of the regular Commission meeting on October 5-6, 1989, were unanimously approved at Thursday's meeting with a motion from Mr. Jenkins. Seconded by Mr. Pol and passed unanimously.

At Thursday's meeting Mr. Hugh Bateman briefed the Commissioners on the Deer Management Assistance Program. Mr. Bateman stated that last July the Commission had given the department some direction in changing the way the Deer Management Assistance Program was operated. The department has done this Mr. Bateman informed the Commissioners. Mr. Clyde Vienne was introduced as the new Deer Management Assistance Program Coordinator and is a long time biologist (twenty years) with the department. Mr. Vienne gave a brief update on the program and informed the Commissioners that at this time there are clubs still signing up for the program. The total number of clubs

participating has dropped from 838 (1988-89) to 736 this year. This is a decrease of 102 clubs. The total acreage has also dropped from 1,759,104 (1988-89) to 1,384,951 this year. There are several reasons for the decrease in acreage but the main one was that some clubs were claiming agriculture lands and pasture lands as part of their clubs and since the department has started charging a fee the clubs have dropped these lands. \$80,577.00 in fees have been collected advised Mr. Vienne. There are several reason that some of the clubs did not participate in the program this year. Some of the clubs with very small acreage and very few members were encouraged to drop out. The department felt that it would fit their needs better if they would drop out of the program and harvest their either-sex deer during the regular either-sex days. Some of the clubs have combined and formed an association of five or six clubs and operating under one club. Some of the clubs with large acreage and small memberships felt that the fees were excessive because of the small membership of the club. Another thing that contributed to some of the dropouts was that the department was late in initiating a fee and most of the clubs had already paid their dues for the year and did not feel like asking their membership for more money this year. Possibly some of these clubs will return to the program next year.

Some of the projects that are going to be initiated into the program are:

- 1) Computerizing the DMAP program which will include giving and annual report to each participating club.

- 2) Standardize the fee forms. Some of the districts are using different methods in receiving and recording the fees.

- 3) Encourage spot checks of all the clubs. This is a cooperative effort between the game division employees and enforcement division employees which will help insure compliance with the program.

- 4) Informative pamphlet. This pamphlet will be given out to all the clubs and will include ideas on basic deer biology as it relates to herd management. All the districts need to be on the same track as to what is being taught in each district about the DMAP program.

- 5) Look into the feasibility of having all the fees paid and packages picked up by October 1. This would insure that all the clubs would have their tags by the opening of the bow season.

Mr. Vienne concluded that these were some of the things that the department is hoping to accomplish this year. He is excited about stepping into the job and believes it is going to be quite a challenge. At this time Mr. Vienne asked if there were any questions.

Mr. Jones stated that he had noticed that Mr. Vienne had said that there were still some of the clubs signing up. Mr. Vienne pointed out that District I still has 80 clubs that have not picked up their package and the figures that were given in his report are as of this week and will change. Another report will be given as soon as all the packages have been picked up and the season is in progress advised Mr. Vienne. Mr. Jones asked if there was a concrete X date where a participant can no longer join? Mr. Bateman explained that what has happened is that these clubs have already signed up and agreed to participate simply have not come by the office and picked up their tags, these are the ones that are outstanding. The money has been collected from these clubs and there are no problems as far as the department is concerned stated Mr. Bateman. There was a definite sign up and cut off date this year and was adhered to across the state. Mr. Bateman added that if the Commissioners remembered there were some pretty strong feelings about the amount of the fees charged for the DMAP program but in Mr. Bateman's opinion it has worked very well and believes it has been a successful effort.

Secretary Van Sickle pointed out to the Commissioners that the projects listed by Mr. Vienne are the things that the Commission thought were problems with the DMAP program and needed to be worked on.

Chairman Hines asked about the site surveys of the deer herds and what has been done to increase this. Mr. Vienne stated that on the initial sign up of a club the biologists in the various districts go out and make a survey. After the initial survey is made and according to what Mr. Vienne has read in the minutes of past meetings of what has been recommended it may or may not be necessary to go out the next year. They may go out once every two years and look at a club. If there are drastic changes in the habitat the biologists may make two surveys (two consecutive years). This is left up to the district people and they know when they need to go out and look at these clubs. If there are no changes there are no reasons to go out every year but will go out at least once every two years concluded Mr. Vienne.

At Thursday's meeting Mr. Hugh Bateman discussed the Crossbow Permit program just as a matter of information. Mr. Bateman informed the Commissioners that a year ago a change in statute took place that fairly liberated the ability of an individual to apply to the department for a handicapped crossbow permit. The original statute that was passed by the legislature was fairly straight forward and it required an individual to be permanently and 100 per cent disabled in one hand or arm to apply for a crossbow permit. Under this statute only forty to sixty of these permits were issued a year. The recent change that the legislature saw fit to make in this handicapped regulation in terms of using a crossbow, which is otherwise prohibited by state law for use as hunting

equipment in Louisiana, has resulted since July over three hundred people contacting the department for a crossbow permit. These requests have resulted from the law being changed to where an individual is simply disable in the terms of medical opinion of a licensed doctor that he is unable to use regular archery equipment and is permanently disable and that he can in fact apply for a crossbow permit. The department has no recourse once a doctor signs a request and the other obligations of the application are met. Mr. Bateman advised that the department is handling this situation the best way they know how and have issued at the present time 250 to 300 permits this year in addition to the others that the department already had. There is no end in sight stated Mr. Bateman and during this years' cycle of hunting regulations procedure the department may recommend that some additional change be made so that this situation can be handled better. One recommendation might be that a crossbow be made legal archery equipment and set a special season or might recommend that crossbows be legalized as a hunting equipment tool during the gun season. There are several different things that will be looked at advised Mr. Bateman. Chairman Hines stated that he believes this is something that needs to be done because it getting out of hand and that he, as a doctor, has been approached for medical opinions to obtain crossbow permits. Mr. Bateman commented that the department is definitely going to have to respond to the situation and try to get it under control so that it can be administratively dealt with. There are some biological implications, not for the deer herd inparticular, but in terms of the 25,000 archery hunters in Louisiana who really prefer to use regular archery equipment. Mr. Bateman and his staff's feelings are that they do not want to do anything in dealing with crossbows involving less than a few hundred people that would jeopardize the length of the season or the opportunities to hunt that the regular archers have.

At Friday's meeting Mr. Dale Vinet suggested that Mr. Hugh Bateman and the Game Division work with the legislature to see if something could be worked out to police this situation.

At Thursday's meeting Mr. Dave Morrison presented a resolution and the rule for ratification of the 1989-90 hunting seasons for migratory birds and waterfowl. The recommendations were presented and adopted by means of a declaration of emergency by the Commission at the August meeting. A notice of intent was presented at the same time to start the process of the administrative procedure act. There have been no changes from the notice of intent.

At Thursday's meeting Mr. Vinet made a motion to adopt the resolution and rule for ratification. Seconded by Mr. McCall. Passed unanimously.

(The full text of the resolution is
made a part of the record)

WHEREAS, Department staff attended the status meeting and public hearings in Washington, D.C. on migratory game birds including waterfowl, and

WHEREAS, the U.S. Fish and Wildlife Service established basic frameworks for the hunting of migratory birds including waterfowl, and

WHEREAS, the status and results of meetings held in Washington were discussed with the Louisiana Wildlife and Fisheries Commission, and

WHEREAS, the staff of the Louisiana Department of Wildlife and Fisheries developed recommendations, in consultation with the Commission, for migratory game birds that include season dates, bag limits and shooting hours, and

WHEREAS, it is the constitutional responsibility of the Louisiana Wildlife and Fisheries Commission to establish hunting season for migratory game birds within the constraints of the U.S. Fish and Wildlife and Service framework, and

WHEREAS the normal requirements of the Administrative Procedures Act have been met to extend season dates, bag limits and shooting hours beyond the 120 day time period established in the Declaration of Emergency, now

THEREFORE BE IT RESOLVED, that on November 2, 1989, the Louisiana Wildlife and Fisheries Commission does hereby ratify the attached season dates, bag limits, and shooting hours for the 1989-90 migratory bird hunting season in accordance with the Administrative Procedures Act.

(The full text of the rule is made
a part of the record)

The following season dates, bag limits and shooting hours have been adopted to govern the hunting of migratory birds during the 1989-90 Hunting Seasons. Regulations are within the framework established by the U.S. Fish and Wildlife Service (Federal Register volume 54, No. 107, pg. 24290-24293).

Dove:

September 2-10

October 14-November 12

December 9-January 8

The daily bag limit is 12 with possession limit after opening day of 24.

Snipe:

November 11-February 25

The daily bag limit is 8 with a possession limit after opening day of 16.

Woodcock:

December 9-February 11

The daily bag limit is 5 with a possession limit after opening day of 10.

Rail:

November 18-January 20

The daily bag limit is 15 Clapper ;and King in the aggregate and a possession limit of 30 after opening day; 25 Sora and Virginia in the aggregate and possession limit is the daily bag limit.

Gallinule:

November 18-January 20

The daily bag limit is 15 with a possession limit of 30 after opening day.

Ducks and Coot:

West Zone:

Nov. 18-Dec. 4

Dec. 26-Jan. 7

East Zone:

Nov. 18-Nov. 23

Dec. 15-Jan. 7

Duck Limits:

The daily bag limit of ducks is 3, and may include no more than 2 mallards (no more than 1 of which may be a female, 2 wood ducks, 1 black duck, 1 redhead and 1 pintail. Canvasback may not be taken at any time.

Merganser Limits:

The daily bag limit of mergansers is 5 of which only may be a hooded merganser. The possession limit is 10 with only 2 hooded mergansers.

Coot limits:

The daily bag and possession limits of coots are 15 and 30, respectively.

Geese: Statewide (West and East Zone)

Season Dates	Daily Bag Limits	Possession
Nov. 18-Dec. 4	7	14 (WHITE FRONT, SNOW GOOSE, BLUE GOOSE)
Dec. 15-Feb. 5		(WHITE FRONT, SNOW GOOSE, BLUE GOOSE)
Feb. 6-Feb. 14		(SNOW AND BLUE GOOSE ONLY)

The daily bag limit is 7 in the aggregate of Blue, Snow, or White-fronted geese of which not more than two (2) may be white-fronted. Possession limit is twice the daily bag limit.

Shooting Hours:

Dove: One-half hour before sunrise to sunset; EXCEPT on the opening weekend of each split (Sept. 2-3, Oct. 14-15, and Dec 9-10) when shooting hours will be 12:00 Noon until sunset.

All other migratory birds: One-half hour before sunrise to sunset.

At Thursday's meeting Mr. Don Puckett gave an update on the legal demand for oyster lease bidding. Mr. Puckett advised the Commission that as this presently stands this is a matter that is subjected to litigation and a legal opinion from the Attorney General has been requested. The matter has also been discussed with other individuals and if the Commission would desire a preliminary or interim update on this matter it can be taken up in Executive Session. Since litigation has been threatened, Mr. Puckett reminded the Commission and he advised that this would probably be the appropriate course to take.

Chairman Hines asked Mr. Puckett to summarize, for the general public, what had happened, what the suit was about, and where the department is at this point. If any legal strategies needs to be discussed the Commission can do this in Executive Session at the end of the meeting advised Chairman Hines.

Mr. Puckett advised that this situation came about as a result of a legal demand that was sent by a private attorney to the Secretary of the department and to the Commission essentially demanding that the present procedure used to put oyster leases in place be modified to do it by public bid. At the present time they are not being publicly bid and there is a \$2.00 statutory cap per acre. The department is examining the issue and since it is a rather complex issue that has been raised an opinion has been requested from the Attorney General's office and also requested the Attorney General's office to advise the department what roll, if any, they might take if they participate in the litigation. At the last meeting of the Commission a resolution was presented essentially advising the Secretary and the staff to proceed or to employ certain procedures toward examining the feasibility of putting bid procedures in place. Mr. Puckett has discussed this

with Secretary Van Sickle but needs a little more clarification, little more detail, as far as exactly what to perceive. Mr. Puckett advised that he has examined the law and has looked at what portions of the law would have to be amended to put this in place. At this time Mr. Puckett asked the Commission for clarification on the form of their motion from the last meeting.

Mr. Jenkins stated that it was his understanding that what the Commission wanted to do was to get permission from the legislature to take public bid and have the Secretary go before the appropriate committees or the legislature and in whatever fashion was necessary change the law to give the department and the Commission permission to take bids.

Secretary Van Sickle asked Mr. Puckett to read the statement from the copy of the minutes of the October meeting dealing with Mr. Palmisano's motion. Mr. Puckett read the last two sentences which stated "With the advice of legal counsel there is a consensus that the commission request the Secretary confer with the House Natural Resources Committee and other appropriate branches of government on the feasibility of beginning procedures for granting oyster leases on a public bid process. Mr. Palmisano moved that the Commission direct the Secretary to contact the appropriate governmental agencies to begin proceedings". Secretary Van Sickle asked if the Commission's instructions are that the department should attempt to publicly bid the oyster leases? There being a disagreement Chairman Hines read from the minutes the following: "...discussed a letter from attorney Mary Olive Pierson in which she made a request to the Commission that within the next thirty days from receipt of her letter that procedures begin within the department or through the legislature to change the procedures from granting oyster leases to a public bid process and if the department did not comply with this request she intended to follow suit for declaratory judgment asking that the procedure used at the present time be declared unconstitutional and that all current leases be declared null and void". Chairman Hines stated that he thought that Mr. Palmisano's motion was to just ask the Secretary to contact the appropriate branches of government on the feasibility of beginning procedures for the granting of oyster leases on a public bid process. This would satisfy Ms. Pierson's request and would give the Commission a format and whether they wanted to follow it or not would be decided after it was received. There may be some question as to whether or not the leases can be put up for public bid because there is a \$2.00 cap and to get away from the cap would take legislative action. Chairman Hines stated that the Commission and department cannot really do anything because they are bound by law. Mr. Jenkins stated that the history of this is that they have tried to do something and the legislature has stepped in and taken away the Commission and department's ability to do anything. So in light of the threatened law suit Mr. Jenkins thinks it was a consensus that the department is trying to do something and want to make sure that the

legislature and the public understands that they are trying to do this and one way would be to ask the legislature to give permission to the department to go out on public bid which they do not have at this time because of the law. This would entail changing the law and cannot be done today but the intent was to go on record that the Commission and department wants to do this and ask the legislature to enable them to do this stated Mr. Jenkins. Secretary Van Sickle asked Mr. Jenkins if authority was granted by the legislature to do this, is authority being sought to cancel leases that have been in families for hundreds of years? Mr. Jenkins stated that if he had his choice he would not cancel leases but a way of transition would have to be figured out which would also serve the public interest by getting the appropriate price and bid process for the leases. The law suit is threatening that "yes" they want the judge to get up there and say that all these leases are null and void and throw them all out pointed out Mr. Jenkins and if he had the choice he would figure out just the way it was done in shell dredging and other situations where you go to public leases.

Chairman Hines commented that he believed the Secretary wants direction and he thinks the direction that the Commission gave to her was to confer with the appropriate governmental bodies on the feasibility of a public bid for oyster leases and the proper procedure to carry this out. Mr. Pol asked how long would it be before a ruling from the Attorney General was received. Mr. Puckett answered within three weeks would be his guess and should be in time for the next Commission meeting but that he cannot commit the Attorney General's office but he feels like they realize it is an issue that needs to be addressed promptly. Chairman Hines asked Mr. Puckett if he was just asking the Attorney General about the constitutionality of the present law where there is a cap at \$2.00 and the lease is kept in the family and continue to renew the lease on public ground indefinitely. Mr. Puckett answered that essentially he basically just rephrased Ms. Pierson's question that she had directed to the department and asked the Attorney General if this is a legal issue she is raising and if she is correct or incorrect in her assertions. Mr. Puckett also inquired as to what role the Attorney General's office would play in litigation if it comes to this. The House Natural Resources Committee and the Attorney General have been contacted in this regard and this should satisfy Ms. Pierson's demand to the Commission stated Chairman Hines. Secretary Van Sickle stated that the next Commission meeting will be in five weeks and a response from the Attorney General's office should have been received and this issue can be picked up at the December meeting because there is nothing else that can be done at this time.

Mr. Jenkins commented that may be a year or so ago there was an item on the agenda to raise the oyster leases to \$5.00 an acre which at that time the Commission had the authority to do. This went through the Oyster Task Force recommendations and it was

lowered to \$3.00, went to the legislature with the \$3.00 and they said no; leave it at \$2.00 and took away the Commission's ability to go back to \$5.00 or anything. Mr. Jenkins believes it has been the wish of the Commission that more money be gotten for the leases and it is his personal wish that they get whatever the fair market value is for the lease.

Secretary Van Sickle pointed out that the Oyster Task Force came up with the money that would have been gained from a \$3.00 lease and doubled it with the new Oyster Harvester's License. This new license will generate \$600,000 that will pay for the department's increased law enforcement and new agents are being hired to work in the oyster areas. The new license will go into effect as of January 1, 1990. So even though the task force did not go along with the increase they came up with an alternative that is tied to getting people out of the industry that are harvesting polluted oysters and allows the department to get someone out of the water that is caught poaching oysters from polluted areas on the second conviction for three years, explained Secretary Van Sickle.

Mr. Jenkins stated that he thinks the results of the Oyster Task Force are good and believes that a lot of progress has been made in trying to recover department cost which was one of the objectives but believes the issue that Ms. Pierson has raised is really separate from this; it is the value of the leases.

Mr. Jones commented that he thinks the question in hand is are the Wildlife and Fisheries getting what is fair market value for these leases and it seems as though under the present system we are in untested ground and really do not know what they are worth.

Mr. Pol stated that he thought they were losing sight of the fact that these oyster leases are controlled by very few people and it is not fair to the State of Louisiana. If a ruling from the Attorney General's office is not received by next week he personally hopes that Ms. Pierson files the suit.

Mr. Jenkins explained that one of his purposes in trying to do something about this was to defend the Commission and department's position and wanted the attorney, the public and whomever else to know that the Commission and department's position is different from the legislature. Mr. Jenkins has no problems with waiting for the Attorney General's opinion but he is not going to be obliged, if the Attorney General says that the department cannot get but \$2.00 and leave it like it is, to defend this position. He believes it is wrong.

After further discussion on the oyster leases and public bidding Chairman Hines asked Mr. Puckett if the courts set any procedures for selecting applicants and so forth for oyster leases from the situation in New Orleans a few years ago. Mr. Puckett

answered that the courts did not address the oyster leases they purely addressed shell dredging leases and Ms. Pierson has claimed that case may have a bearing on oyster leases. Mr. Jenkins asked Mr. Puckett about the two suits that involved first come, first serve on oyster leases and if anything had been resolved. Mr. Puckett stated that it has been resolved and about half of the people have received their application and are in the process of getting them surveyed. Mr. Jenkins asked how the oyster leasing worked from the department stand point. The price is fixed and it is on a first come, first serve basis stated Mr. Puckett.

Captain Pete Vujnovich who has been in the oyster business for 56 years and owns 1,200 acres addressed the Commission. Captain Vujnovich informed the Commission of how an oyster lease was built which takes years and a lot of hard work. He also advised that fourteen years ago, as an individual oyster farmer, he asked the Wildlife and Fisheries Commission to go up to \$5.00 an acre because he had foresight to see what was going to happen in the industry. The Commission went from \$1.00 an acre to \$2.00 at that time and this was the biggest mistake for the oyster industry that ever happened stated Captain Vujnovich. Today, Captain Vujnovich, is against going to \$5.00 because the areas are either closed to pollution; he cannot plant oysters as an oyster farmer because poachers have cleaned him out, and there are no more seeds in Plaquemines Parish, St. Bernard and Jefferson Parishes. The oyster fishermen are having a hard time today making a living and if a lease that the oyster fishermen has built is going to be taken away from him and put up at public auction the Louisiana oyster industry will be no more stated Captain Vujnovich.

Mr. Kerry Fox addressed the Commission and explained the concept of an oyster fisherman. The oyster fisherman goes to the state and applies for an application for waterbottoms and the oyster fisherman is the one who develops the waterbottom and builds the values of the leases. It takes many years to develop these leases and a lot are handed down from generation to generation. What oyster fisherman is going to go out there and invest his hard earned money to plant oysters not knowing whether somebody else is going to outbid him in the future and if this is the concept that the Commission is talking about then a lot of oyster fishermen had better start preparing to retire because there will be no future in it stated Mr. Fox. Concluding Mr. Fox commented that when the ruling from the Attorney General is received he hopes it will be in favor of the oyster fishermen.

Mr. McCall asked that if a bottom area is leased with nothing on it and it is developed, it takes two years to develop, at the end of the two years can it actually be fished for productive oysters?

Mr. Fox answered yes if mother nature does not work against you and depending on the areas because not all waterbottoms are good for producing oysters.

Mr. McCall asked for a ball park figure of how much it cost an oyster fisherman to develop one acre of the waterbottoms.

Mr. Fox answered it is hard to say because it depends on the waterbottoms and he has never figured it out per acre. After further discussion between Mr. Fox and Mr. Vinet it was estimated that it would cost around \$5,000 per acre to develop.

Mr. Pol asked Mr. Puckett if an oil company wants to run a pipeline across the property that is leased by the oyster fisherman, who would get the fee? Mr. Puckett replied it would be the oyster fisherman and not the State of Louisiana.

At Thursday's meeting Mr. Arthur Williams gave a status report on underwater oil and gas wells, Toledo Bend Reservoir. Mr. Williams reported that at the October meeting at Toledo Bend it was learned that there were some inundated oil wells in Toledo Bend Reservoir. The department has looked into the situation and has learned that there are 331 wells that are inundated. At the October commission meeting there was some concern that some of these wells were not plugged properly and since that time the department has found out that the Sabine River Authority has begun a study of these wells to see if, in fact, there are some that are unplugged. At this point in time they have not determined that any wells were left unplugged or plugged properly. The department asked the Authority that they be allowed to take part in the study. Copies of the Plug and Abandonment Sheets have been obtained from the Department of Conservation and sent to some petroleum engineers who are making a study of this to determine if there are some bad wells in Toledo Bend. At this time the department has no indications that there are any bad wells. A resolution has been prepared but at this time Mr. Williams believes it is a little premature because the study is underway and the Sabine Authority has asked the department to take part in the study which is being done.

Chairman Hines commented that he thought one of the concerns was, not with plug, but with the corrosion which might affect the valves.

Mr. Williams stated that was possible if they are unplugged or plugged improperly this would be a real concern and it will be looked at at the proper time. Chairman Hines asked for comments or questions at this time.

Secretary Van Sickle advised that yesterday at the Capitol there was a hearing on the preparedness of the state to respond to oil spills. A month ago a menhaden vessel pulled across a gas

pipeline that was not properly buried and eleven people perished. This is a tremendous problem stated Secretary Van Sickle and Mr. Barney White of the menhaden company called her this morning and advised that they were going to be visiting with the Congressional Delegation on Monday and understood that the Wildlife and Fisheries Department and the Commission might be interested in this. With the Commission's permission Secretary Van Sickle would like to have a resolution, tomorrow, from the Commission to Congress regarding the maintenance requirements because the plugging and abandonment of pipelines and the well heads themselves does come under the federal jurisdiction for safety, not just to crew but to the environment as well because it could create an oil spill. It might help at this point because some of the fisheries interests are going to be requesting hearings from Senator Johnston and Breaux and it might help for this Commission to get involved and also request that Congress get involved. The Commission agreed that a resolution was in order.

At Thursday's meeting Mr. Phil Bowman presented a resolution and rule for ratification of the 1989-90 Oyster Season. Mr. Bowman stated that all the provisions in the rule have been brought to the Commission before. After consultation with Legal Counsel all the actions that have been previously taken have been incorporated into the final rule.

Mr. Vinet asked the closing and opening of different areas were affected by the rule. Mr. Bowman answered yes they are still in the provision. Some of the areas have been laid out as closed and there is still the provision in the rule that the Secretary is authorized to make additional closures. Mr. Vinet stated that at the last meeting he had brought this up and had asked the department to look into closing Vermilion Bay and the first three days that Vermilion Bay was opened there was 18 to 20 cases made on small oysters and is asking again for the department to look into maybe closing Vermilion Bay or do something about these areas. There are a lot of small oysters being taken out of Vermilion Bay commented Mr. Vinet.

Mr. Bowman advised that he has heard this from some of the enforcement agents, however, there are no size limits on oysters and the only time it becomes a violation is if people try to put an oyster less than three inches off the public grounds into a sack and bring it to market. This is what they are doing stated Mr. Vinet. Mr. Bowman informed the Commission that the department will continue to monitor this situation and make a recommendation to Secretary Van Sickle. The department has continued to look at it and the whole situation about Vermilion Bay and Atchafalaya Bay is that in these areas it is a little different then some of the other public oyster seed grounds in that it receives direct influence from the Atchafalaya River. The department would like to have the opportunity for people to go in there and harvest legal size oysters and to bed out of this area as much as possible because of

the fact that if there is another high river additional mortalities could be sustained losing as much as 50 percent of the available oyster as happened this year advised Mr. Bowman. Mr. Vinet stated that he understood this but he had asked the department to find out if they had jurisdiction on letting people go into Vermilion Bay, knowing the river was going to be high, and dredge the oyster to get them out before they die but has not had any response yet. There are no legal size oysters that are worthwhile fishing in Vermilion Bay from what Mr. Vinet has been told by some of the oysters fishermen who boats are tied up and as far as sack oysters in Vermilion Bay a person cannot make a living. Mr. Vinet asked Mr. Pete Juneau about the situation at Cypremore Point and if there were still as many boats as there were in the beginning. Mr. Juneau stated that there were about half of the boats. A lot of the boats moved from Southwest Pass to South Point and the areas over there and are moving back and forth. There are still quite a few in there commented Mr. Juneau. Mr. Vinet asked if any cases have been made lately with undersized oysters in Vermilion. Colonel Vidrine answered several cases in the last few weeks.

At Friday's meeting ratification of the rule establishing the 1989-90 Oyster Season was brought up for adoption. Motion made by Mr. McCall for adoption and seconded by Mr. Vinet. Passed unanimously.

(The full text of the rule is made a part of the record)

In accordance with the provisions of the Administrative Procedures Act, R.S. 49:950 et seq and with R.S. 56:433, which allows the Commission to designate what parts or portions of the natural reefs may be fished for oysters, the Louisiana Wildlife and Fisheries Commission sets the 1989/90 oyster harvest season in the following manner:

1. The Public Oyster Seed Grounds will open 1/2 hour before sunrise September 6, 1989;
2. The Public Oyster Seed Grounds will close 1/2 hour after sunset September 15, and remain closed until they reopen 1/2 hour before sunrise October 16, 1989;
3. The Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action if necessary to close areas where oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival;
4. The Sister Lake, Hackberry Bay, Bay Junop and Bay Gardene Oyster Seed Reservation, the shell plant in American (California) Bay, all of Bay Crabe and that portion of Black

Bay west of a line from Mozambique Point to Bell Island will be closed for the 89/90 oyster season.

5. Bedding will not be allowed in sacks or any type of container but will consist of shoveling back on the deck of the vessel;
6. For the 89/90 oyster season only, no more than 10% loose shell with no oyster on them will be allowed in the bedding operations or seed oyster loads on all the public oyster seed grounds and public oyster seed reservations;
7. Public notice of any opening, delaying of or closing of a season will be given at least 72 hours prior to such action.
8. The oyster season in Calcasieu and Sabine Lakes will open 1/2 hour before sunrise Wednesday, November 15, 1989 and extend until 1/2 hour after sunset, Wednesday, March 15, 1990. Harvest will be by tonging only. The waters of Calcasieu and Sabine Lakes will be open only when the Louisiana Department of Health and Hospitals classifies these waters as safe for the harvest of oysters.

At Thursday's meeting, Mr. Johnnie Tarver reported to the Commissioners on alternative to traditional trapping. Mr. Tarver reported that on July 6-7 at the Commission meeting at Rockefeller Refuge the Commissioners were presented with a report with graphic demonstrations of muskrat and nutria eat outs. The Commission requested additional information concerning trapping alternatives and at the Commission meeting at Grand Isle a preliminary report was presented on this issue. The Fur and Alligator Council provided additional input and guidance on this issue and the department has been in contact with major landowners from one end of the state to the other. A report was prepared by Mr. Greg Linscombe and Mr. Tarver asked Mr. Linscombe to go over the report with the Commissioners in some detail.

Mr. Linscombe reported that after the Commission meeting on September 7, 1989, in Grand Isle he continued to evaluate alternatives to provide control for these animals during low market periods. Letters were sent out on September 12, 1989 to all of the major landowners in the southeast section along with the same proposals given to the Commissioners and a number of responses were received, both written and telephone, with the pluses and minuses. A meeting was held on September 20, and in addition to trapper representation several members of the Council representing coastal landowners were present, Dr. Jim Fowler, Wildlife Specialist with LSU Extension and Dwight LeBlanc, State Coordinator for Animal Damage Control with U.S. Department of Agriculture were asked to be present and participate in discussions of alternatives.

Mr. Linscombe then presented a summary of the conclusions that were drawn. No one felt that reclassification was a viable

alternative and landowners, in particular, were very adamant opposed to the idea of reclassification. They felt that it would actually work negative to reestablishing a market and they felt that allowing year-around shooting would allow for poor quality of fur into the market and work to discourage buyers and actually create more of a damage problem in the future. They were also very concerned about the possibility of encouraging additional trespass problems in coastal Louisiana where they are already having real problems in maintaining control of their property. It was felt in most cases, not in all, trappers are doing a fair job in preventing eat outs through harvest considering the market conditions that have been experienced.

The concept of a bounty or a subsidy payment was discussed and it was felt that such a program in concert with land company officials had merits and all parties felt that funding sources for such a program would be difficult unless the program could qualify for funds dedicated to coastal erosion. This was discussed and it was felt that this was something that should be considered and evaluate the possibility. The main advantage of such a program would be to increase trapping pressure in the area where there is a problem and the success would depend on funding and close communication between the department and the landowner. Mr. Linscombe state that if funding were available he felt like there is a real possibility that it could be worked out and it could eliminate some of the problems.

The possibility of Federal assistance was looked into and this looks limited. Most coastal landowners are very reluctant to talk about Federal money being spent on their property. Discussion was held with the Animal Damage Control (ADC"), U.S. Department of Agriculture, and they are not really geared to this type of assistance. They have very limited staff in the state and the emphasis is more on extension. All that the ADC had to offer in suggestions the department already had with the exception of rodenticides which was discussed and it was agreed that it was not appropriate.

It was felt that the department should be more involved in timely and active response and communication between the landowner. Populations should be monitored with the assistance of the landowner and should alert them when the department feels like there are areas that are likely to be impacted. Mr. Linscombe developed a proposal for the Commission's consideration which would entail the purpose which is to reduce or eliminate marsh vegetative damage caused by overpopulation of muskrat and/or nutria. The personnel of the department would begin conducting aerial surveys in November to determine specific areas in the southeast coast where vegetative damage is likely to occur and will concentrate on Terrebonne Parish. Areas in brackish marsh that have high percentages of three corner grass will be surveyed and documented. The department will then go back and meet with the landowners to

review the information on their areas and by mid-December landowners should know whether or not they are going to have trappers on these areas and whether they feel like they are going to control them. The department will then go back and evaluate what is going on at this point and if they feel like the landowner is not going to have an adequate harvest in phase three the department will recommend that either permits be provided and encourage his people, other lessees (duck hunters) to shoot or to bring in additional patrolmen from the land company to try to minimize damage. In phase four the department would follow through and see if there has been any success, evaluate the actions and what the landowner did and summarize and report back.

Hopefully manpower demands for this type of program will be included in next year's budget but the department will do what they can this year concluded Mr. Linscombe.

Mr. Jenkins questioned Mr. Linscombe on the last sentence under I. Reclassification from non-game quadruped which states "they felt that in most cases the trappers are doing a good job in preventing eat outs through harvest considering marketing conditions" and asked if the landowners were saying this and if so does Mr. Linscombe think this. Mr. Linscombe answered yes it was the landowners and considering marketing conditions he thinks this is right. Mr. Linscombe stated that the landowners are aware of the damage but what he would like to see them do is not be concerned when the damage occurs but to detect the damage ahead of time. Some of the areas that had damage did not have a trapper so market conditions prevented the trapper from going out to the area. The areas that Mr. Linscombe surveyed had little or no trapping. The point the landowners are making in some other areas where the trappers did go out, considering the low prices, at least they were present and they took enough animals to avoid damage. In some areas this is true and in other areas obviously where the trapper was not there they had a problem.

Mr. Jenkins stated that the landowners own the land and if they feel like the trappers are doing a pretty good job maybe the department should not be so concerned about it. Mr. Linscombe advised that he had a letter from a couple of the landowners which indicates that they are concerned and they believe that they need the department in monitoring the system.

Mr. McCall commented that the landowner should be responsible to notice when he is beginning to get an eat-out and then make arrangements to do something about it. Just because a trapper has not been out there for a period of time does not let the owner off the hook to not manage his land properly because most of these eat outs do not happen overnight stated Mr. McCall.

Mr. Linscombe stated that damage is not as easy to detect as it is occurring unless you are doing some low level aerial flights

with helicopters. You can ride the bayou and unless the damage is coming out to the bayou you would never see it remarked Mr. Linscombe and generally you see the damage and it becomes obvious after the trapping season is closed. Damage is most obvious in late February, March and April just before greenup starts to occur and this is generally when the landowner calls with the problem.

Mr. McCall asked Mr. Linscombe wouldn't he agree that if the landowner managed or watched his marsh fairly close that he could detect some of these eat outs before they occur. Mr. Linscombe answered if the landowner is willing to do some aerial work and has a trapper on the area that he feels like he should. Mr. Linscombe feels like, that at the same time, that if the department is managing for all the species that utilize the marsh it is the department's responsibility to try to do everything possible to encourage the landowner and hopes this proposal will encourage him.

Mr. McCall stated that the responsibility should be the landowners with Mr. Linscombe agreeing with him. Mr. Jenkins commented that he agreed with Mr. McCall but does not believe that the department should get into some big budgetary expense of monitoring landowners land. If the landowners are not concerned about this and think the trappers are doing a good job the department should encourage the landowners but not do it for them. Mr. Linscombe commented that they said "under market conditions in some areas the trapper was doing a good job" and believes what they are telling him is monitor it. The letters and phone calls that Mr. Linscombe has received say monitor, work with us and tell us and action will be taken. Mr. Jenkins suggested that the landowners monitor and tell the department that they have a problem and the department will help them solve it. Secretary Van Sickle commented that two-thirds of the coastal area is owned by private individuals and the population of the state just passed overwhelmingly to spend money on a trust fund to protect the coast and just because it is owned by a private landowner does not mean it is not worth protecting. Mr. Jenkins answered he knew this but gets discouraged when people do not care about their own land but wants something done and are happy for the state to do it for them.

Mr. Pol asked if the landowners are monitoring their own land. Mr. Linscombe answered that all of them are monitoring to a degree. The question is whether they are monitoring enough. They all have a patrolman. Mr. McCall stated that what it all boils down to is if the price of fur is real good they trap enough of the animals normally to keep an eat-out from occurring. If the price of fur drops down to where it is not paying the trappers to trap then the eat outs will occur. Mr. Linscombe pointed out that the landowners dropped the percentage for the trappers to trap and some of them dropped it completely. Mr. Jenkins asked what the size of the eat outs were. Mr. Linscombe answered that the areas that he has been watching are a few hundred acres, some of them a smaller (thirty

acres like below Lost Lake) and that he cannot show the Commissioners a ten thousand acre eat out but can show them small ones and the role that this is playing in the big picture is what the department does know, but it is some role.

At Thursday's meeting a report on responsive management and funding survey was given by Mr. Wade Byrd. Mr. Byrd recognized Mr. Don Lee, Office of Fisheries and Mike Olinde, Office of Wildlife who are working with Mr. Byrd on the project. Mr. Byrd reported that the Commissioners have in their packet a copy of the survey that the department is currently administering to the general public of Louisiana. The survey is being administered in such a way that it is broken down by constituent group and geographic region and the department is attempting to discover two things. One is to see exactly what the people want us to do and the other is if the people want us to do something that we are not doing now how they are willing to pay for it. The results will be a while before they are back and the department is half way finished with the survey period (day six of twelve) making the survey extending through next Thursday night and at that time analysis techniques will be decided to use on the survey. The survey period starts at 5:00 p.m. on the third floor of the Wildlife and Fisheries Building in Baton Rouge. Students from LSU are used to conduct the survey which is a random digit dial mini computer base instrument Mr. Byrd informed the Commission and invited them to come up and see what was going on. Ms. Bettis Baker asked what the refusal rate was running. Mr. Byrd answered it was running a little above national average which is forty percent. The results of the survey should be ready within a couple of days after the survey and Dr. Vernon Wright from LSU is helping with the statistical work. A report will be made at the next Commission meeting advised Mr. Byrd.

At Thursday's meeting Ms. Bettis Baker gave a budget allocation report. Ms. Baker reported that prior to the Commission meeting a brief Budget Committee meeting was held. Projected revenue in the coming year will be in the 31 to 32 million dollar range which is 3-4 million less than what has been spent this year or last year advised Ms. Baker. In spite of this Secretary Van Sickle and Ms. Baker have been talking with the people at the Division of Administration, Budget Office, and preliminary budgets will be submitted on a standstill basis. It will take \$37,899,000 to run the department next year at a standstill level with this year. Looking at this the department has submitted some things to the Budget Office, making adjustments, taken out one time items that will not be repeated and made adjustments that need to be considered such as salary changes. There has not been made at this point any hard and fast permanent allocations as to which department gets which amount of money. At this point in time it has been requested that they file their budgets relatively proportioned it to what it was last year which would put it in line with the 37 million dollar figure. Secretary Van Sickle and Ms. Baker will continue to meet with the people at the Budget Office

and are taking a position that the Department of Wildlife and Fisheries is a part of State Government and the department will be needing General Fund money in the years to come. Ms. Baker stated that the Responsive Management Plan will be very instructive and very informative and hopefully it will come out early enough so if the department wants to make some financial requests of the legislature the department will have the document to work with. There is a 7 million dollar request for general fund money just for the department to stay standstill. It would take approximately 41 million dollars to run the department at a level that they would like to run it. Ms. Baker solicited the input of the Commissioners as to the appropriateness of what the department is doing or if they have any particular requests please let the department know. Concluding Ms. Baker stated that the department does need some General Fund money and Secretary Van Sickle and Ms. Baker will be working on this and hopefully there will be some relief from the Division of Administration.

Mr. Vinet asked Mr. Hugh Bateman what the cost was of the survey that was run on the dog hunting issue. Mr. Bateman answered about 6-8 thousand dollars. Mr. Vinet suggested a survey on a 1/8 mil tax. Mr. Baker answered this is part of what Responsive Management will do. Secretary Van Sickle advised that the last ten questions of the survey center on new sources of revenue. Ms. Baker informed the Commission that Louisiana is one of two states that are participating in this survey and the funding issue is a big issue for every single wildlife agency.

At Thursday's meeting Ms. Bettsie Baker gave an update on the New Orleans building appraisal. Ms. Baker stated that she had received a letter yesterday from Commissioner Stine and he has the department's permission to have the New Orleans property appraised. There are three appraisers that are being considered and Ms. Baker has all their bids. The bids range from \$15,000 to \$35,000. Ms. Baker has a contact at the University in New Orleans whom she will contact and get the credentials of the three appraisers. By Monday a contract should be issued and looking at a three month window before a response is received advised Ms. Baker.

Colonel Winton Vidrine, at Thursday's meeting, gave the law enforcement report. Colonel Vidrine presented the monthly case report for October. Region I, Minden had a total of 55 cases. Region II, Monroe had a total of 79 cases. Region III, Alexandria had a total of 79 cases. Region IV, Ferriday had a total of 71 cases. Region V, Lake Charles had a total of 180 cases. Region VI, Opelousas had a total 214 cases. Region V, Baton Rouge had a total of 180 cases. Region VIII, New Orleans had a total of 664 cases. Chairman Hines what the general fine was for fishing without a license. Colonel Vidrine stated that it was a Class I violation, \$25 - \$100. Discussion took place on fishing license violation and classifications.

Colonel Vidrine went on to report that the offshore boats wrote 40 citations and confiscated 4,000 feet of gill nets. There was a grand total of 1,573 cases for the month of October, 1989, and above by 13 cases from last year for the month of October.

A report on the Communication System as to the cost and different systems will be given at the December meeting concluded Colonel Vidrine.

At Friday's meeting Mr. Jenkins made a motion that the resolution for Violation Disposition Report be adopted by the Commission which was seconded by Mr. Jones. Mr. Jenkins commented that he thought it would be appropriate if someone from the Enforcement Division or Legal Section would make this presentation, or whomever would be the best qualified to give the report. Secretary Van Sickle recommended Mr. McInnis or Colonel Vidrine to give the report. Secretary Van Sickle commented that she whole heartedly supports the Commission's action in this regard because she agrees that the disposition of the department's cases in some parishes is maybe eight to ten percent that are actually prosecuted and every time an agent goes out there he is putting his life on the line. The moral in some parishes has nothing to do with what this Commission does or what sportsmen do; it has to do with what the D.A. does with his cases and in some parishes they do not even like to make cases stated Secretary Van Sickle. Chairman Hines called for vote on motion and motion passed unanimously.

(The text of the resolution is made a part of the record)

WHEREAS, It is the belief of this Commission that Louisiana's conviction rate on game violation is far below the national average; and

WHEREAS, The Commission desires to be furnished information periodically relative to parish-wide disposition of game violation citations.

THEREFORE, BE IT RESOLVED that the Commission hereby directs the Secretary to have the appropriate member of her staff make a report on a quarterly basis to the Commission at a regular monthly meeting relative to the disposition of game violation citations by parish.

Baton Rouge, Louisiana this 3rd day of November, 1989.

Secretary Van Sickle gave her report to the Commissioners at Thursday's meeting. Secretary Van Sickle turned the first part of her report over to Mr. Kell McInnis who followed up to a letter from Mr. Jenkins on the disposition of the department's cases.

Mr. McInnis reported that pursuant to an earlier request by the Commission the department has been working with the District Attorney's Association in order to develop a new disposition form for consistent use throughout the state. The department feels that it is important to come up with this consistent manner of reporting so that there will be an adequate method to compare what is going on in different judicial districts. Some of the district attorneys give excellent cooperation, some give half hearted, and little by others advised Mr. McInnis. The department has put together a form which has been submitted to the D.A.'s Association, Major Candies and Mike Landrum, department attorney, met with the association at their last meeting of the Association in Baton Rouge to cover this form. There were no particular changes although there were some recommendations for the Enforcement Division to consider one of which was utilizing a single ticket for the reporting of one case rather than each citation. This is something that bears some looking into and feel that it is appropriate in some circumstances but in certain others it would not be stated Mr. McInnis. The department will continue to work with them on this and possibly modify the ticket books to accommodate this particular request. Mr. McInnis provided the Commissioners with an example of the format that is being proposed for use and reviewed it. Upon his completion of the review Mr. McInnis stated that this seemed to meet with the basic consensus with the committee that it was presented to and with the Commission's direction the department would like to move forward with this and submit an appropriate package to each judicial district.

Secretary Van Sickle asked if this will be done once a month. Mr. McInnis answered that as the program begins that perhaps quarterly would be a more efficient way to do this. The department is not trying to create a paper log for the district attorney but trying to get accurate information on a regular basis and Mr. McInnis' suggestion would be initially start it off on a quarterly basis.

Secretary Van Sickle continued with her report to the Commission. The department has received a letter from the Department of Natural Resources, Secretary Ray Stephens in follow up to the resolution regarding the Catahoula Lake field in LaSalle parish and the potential impact on waterfowl of an oil spill from Hunt Petroleum. This is a three page letter which states they have an oil spill plan. They have twenty-four hour on call personnel, and will update and improve the reaction plan as necessary, etc. and believes it is adequate. Secretary Van Sickle suggested that this be returned to the staff and see if the department thinks it is adequate and what further actions should be taken further.

Mr. Jerry Clark commented that it was found out that the U.S. Fish and Wildlife Service got \$10,000 from the spill on Catahoula Lake for resource damages and the State of Louisiana has yet to fill a case, a single case, on this kind of activity. The civil

penalties give the department the ability to do this with respect to the animals over which the department has control and Mr. Clark is suggesting that this Commission interest in wildlife might extend beyond the civil penalties and that the implications of this be considered. Mr. Hugh Bateman stated that the \$10,000 that the U.S. Fish and Wildlife received for the oil spill was put back into a co-op that the department is working with LSU on to do lead shot poisoning research on the lake to determine how the lake bottom might be manipulated to reduce the lead poisoning problem. The money went to the U.S. Fish and Wildlife Service but back through their region into a project that the department is co-oping in with some local conservation people and this was their way to get the oil company to put some money back into a conservation type program on the lake that is thought to be important to the co-op.

Secretary Van Sickle went on to report that the Commission had passed another resolution regarding the restructuring of the Wallop-Breaux money and the Pittman Robertson money that comes to the state. The resolution was sent to all the Congressional Delegation and as of today a response has been received from every one of them. Just this past weekend Secretary Van Sickle was with the Director of the Fish and Wildlife Service and other federal officials and this has caused a lot of heat for them and they said they are not going to do what they proposed which would have taken money away from the states for these programs.

The Youth Hunts were conducted last weekend on October 28 and 29, 1989 and there were over a thousand kids participating this first year on the seven areas that were opened. On November 10 and 11 the eastern zone and the rest of the Wildlife Management Areas that have deer on them will be opened up to the young people. The age limit is sixteen and under and they have to be accompanied by a licensed adult hunter. The only accident that occurred last weekend was not with a youth but with an adult who shot another adult and he was ticketed. The Youth Hunts were very successful and Secretary Van Sickle believes that through the years participation will increase. The staff has been very supportive and it took a lot of effort from the people of the Game Division and Enforcement Division to be out there for these kids stated Secretary Van Sickle.

The Land Acquisition Task Force that the Governor has appointed had their first meeting this morning and got off to a good start. A report will be ready for the Governor by March 1990 on recommendations regarding a long range land acquisition strategy and a funding strategy for those land acquisition needs. The panel is chaired by Ms. Nancy Craig who is the Director of the Nature Conservancy.

The department has consented to forming a task force on Crabs. The crabbers are having all kinds of troubles because of the intensive competition for crabs. This task force will give the

crabbers a forum to form a consensus and to bounce things off the department. Mr. Vinet stated that from what he has heard there should be a limit on the crab traps being put out. People are working as much as 600-900 cages for three days ahead of time. This is also creating a problem for shrimpers in that they cannot drag because of all the crab traps. On December 13, 1989 at 4:00 p.m. in the Louisiana Room at the Wildlife and Fisheries Building in Baton Rouge, there will be one more organizational meeting of the crab industry. (This meeting was later changed to January 17 at 4:00 p.m. at the same location.) At the last meeting it was felt like the public awareness was not quite good enough so another press release will be sent out to get the representation from across the coast.

The final meeting of the panel that was created on the different roles of the department compared to the Louisiana Wildlife and Fisheries Commission had developed their report. The bottom line was that recodification was necessary of Title 56 so that it could be determined where there was overlapping responsibilities and bring it back to the panel so that it can be sorted out as to what would be more appropriate for the Commission to handle as opposed to the Secretary, etc.

The duck stamp competition for the second annual Louisiana Waterfowl Print and Stamp will be November 10, 1989 in the Louisiana Room, Wildlife and Fisheries Building.

Renovation work is being done on the Beechwood Fish Hatchery. With Wallop-Breaux money being used and using department equipment there will be \$800,000 - \$1,000,000 spent this year on Beechwood. The Association of Bass Clubs just gave the department a check for \$10,000 to do some work up there. The Beechwood Hatchery was built in 1924-26 and has not been touched since as far as renovations.

Several projects were dedicated for waterfowl; one at Pomme de Terre a MARSH project with Ducks Unlimited and one at Soda Lake in North Louisiana. The new Wildlife Management Area was dedicated November 1, 1989, and is the Little River WMA.

The Arkansas Game and Fish Commission has requested Secretary Van Sickle to ask the Commission if they would be willing to have a meeting with them and they would like to host it. They would like to know when the best time would be for the meeting.

The Texas Commission wants Louisiana to have a meeting with them in the Spring at the fish hatchery at Sans Marcos. Secretary Van Sickle suggested a one day meeting over there in addition to the regular Commission meeting. The Commissioners agreed that it would be fine. Secretary Van Sickle advised everybody to bring their calendars to the December meeting and they will pick out the proposed meeting dates for Arkansas and Texas. Mr. Pol asked who

had invited the Arkansas Commissioner to the meeting at Toledo Bend. Mr. McInnis stated that informally he had invited him. At this time Secretary Van Sickle concluded her report.

Mr. Jenkins commented that he thought the Secretary's Report is a very good addition to the agenda, has enjoyed it and appreciates her taking the effort and time to give it. Mr. Jenkins stated that about a year and a half ago there was a discussion on the priorities in Enforcement and a couple of reports were given that consolidated the statewide averages per agents and regions. This was done for 1980-81 and 1984-85 and Mr. Jenkins asked if this could be updated. Mr. McInnis advised that he has already instructed his staff to begin working on an update. The update should be ready for December and presented at the December Commission meeting. Mr. Jenkins asked about an Artificial Reef Update and when the Commission might get one. Secretary Van Sickle stated that it would be on the December agenda for the Commission meeting and DNR finally responded that they would help the department get some shell.

At Thursday's meeting Mr. Norman McCall discussed a water control structure in Calcasieu Lake. Mr. McCall reported that there were five structures on Calcasieu Lake, namely Peconi, Mangrove, Grand Bayou, Lambert Bayou and No Name Bayou which control the water that comes and goes out of the Cameron-Creole Watershed. These are concrete structures set in just a little bit from the shore bank with a system of gates and weirs. These structures control the water on about 100,000 acres of land that is bordered on the south by the towns of Creole and Cameron, on the east by Highway 27, on the north by the Intracoastal Canal and on the west by Calcasieu Lake. Fifteen to twenty years ago this marsh was a good productive, live, green marsh. Twelve to fifteen years ago saltwater started to intrude and the quality of the marsh went down and large areas just disappeared and became lakes because all the grass died. When this marsh was active it was the home for ducks, geese and other wild fowl in the winter time and it had a large furbearing population and alligator population. It also served as a breeding and nursery for most of the fish, shrimp, crab that are found in this area. The structures were installed and what has developed is a five hundred foot "No Fishing" zone in front of each structure. When the gates are opened, the people that butterfly ease their boats up into this area and block off the channel and just about catch everything that comes out of these bayous. For example, the last change of weather that we had, one butterfly boat at Grand Bayou caught \$9,700 worth of shrimp in three hours. The two boats along side did pretty good but not as well but the three boats blocked the whole bayou because it is not a real wide bayou and there is a five hundred foot restricted area. Mr. McCall has talked to a lot of the shrimpers, Mr. Randy Roach, Mr. Jerry Jones the D.A., and what Mr. McCall would like to propose for the Commission to consider is a quarter mile sanctuary at four of the bayous, namely Peconi, Grand Bayou, Lambert and Mangrove

Bayou. This quarter mile starts from the banks and goes out in the form of an arch. Mr. Vinet asked how far the weirs were from the end of the canals. It varies, some of them a couple of hundred feet answered Mr. McCall. This quarter of mile would bring the boats, the butterfly, into the bay itself instead of the lake stated Mr. Vinet. Yes, commented Mr. McCall and he explained the map of the area showing the levee system that was passed out to the Commissioners. The marsh is improving and there are already signs of improvement of the quality of the marsh and grass is beginning to grow in certain areas just since these structures were finally completed since 1987. This suggestion would also give the enforcement people a little better job of enforcing the law. Mr. McCall explained that when you have 500 feet these shrimpers can ease up to what they think is 500 feet and look around and if they do not see a small boat coming their way or an airplane flying over they put the boat 100-200 foot from the bank and in some cases up to the structure. Bringing it out to a longer distance would make the enforcement a little bit easier. There have also been cases of people going upon the weirs and structures with a big pipe wrench and opening these structures to get the water to flow and increase the current so they can catch more shrimp. The fishermen are basically in three groups; one group with a little bit larger boat and deep drafted boats that fish the edge of the Gulf on each side of Calcasieu parish and the river. You have one group that fish the lake and the river and then you have the butterfly people that fish mainly the river and in front of the bayous and cuts because they have to stay in the strong current to catch anything. The people in the larger boats would like to see a half mile or more restriction; the people in the boats that fish the lake are thinking in terms of the quarter mile; the people with butterfly nets would like to see it reduced from 500 to 0 feet. The consensus is that most of the people think a quarter of a mile would be fair and reasonable and it is something that the department can start working with. If the need arises, at a later date, to go out farther or come in closer then something can be done stated Mr. McCall. Mr. McCall explained that at No Name structure and bayou, this structure is very close to the mouth of the Calcasieu River, almost in the bend, so at 500 feet when most of the shrimp come out they are getting caught in the swift current right off the bat and are brought into East Fork. The shrimp do not get a chance to filtrate the lake like they do at the other bayous and this is part of the purpose to let the shrimp get out into the lake, also fish, where everybody has an equal chance to catch them. But at No Name Bayou most of the shrimp when they come out they are caught in the current and are brought down into East Fork area where they have lots of butterfly people ganged up, the river is almost blocked with them. There is also a set of rock jetties in the lake and are fairly close to the banks. This use to be the channel for boats to go up to Lake Charles. If you go a half or a quarter of a mile the proposed area will be right on top of the jetties and blocking the whole area off from one side to the other. This is the reason for leaving No Name Bayou at 500

feet. Mr. Vinet stated that the only way this is going to be enforced is if a law is passed where the only place that butterfly nets can be used is in the ship channel because first of all to measure a quarter of a mile an enforcement boat with a Loren on will be needed to tell them exactly how far from beach the boats are. Mr. Vinet agreed with leaving the ship channel and closing the rest of the lake to butterflying completely. Mr. McCall sated that the marking would be a problem but he believes it is something that can be worked out, at least to try. Colonel Vidrine stated that they would probably move the markers. Mr. McCall advised that he had a conversation with Mr. Jerry Jones and Mr. Jones told him that if the department put this into effect and that if any agents caught anyone and turned them into him he would prosecute them. Everybody that Mr. McCall has discussed this with in the area, except one person, is in agreement that this needs to be done or should be done and should go into effect as soon as the Commission would do it. Chairman Hines asked that the department biologists and enforcement staff look at this proposal between now and tomorrow morning and comment back to the Commission and it will be brought back up at tomorrow's meeting.

At Friday's meeting a resolution was presented for adoption on the control structures located in Calcasieu Lake. Motion made by Mr. McCall for adoption of the resolution. Seconded by Mr. Jenkins. Mr. Jones asked how does the resolution relate to thrown nets. Mr. McCall answered that throw nets, crab fishermen and sport fishermen are not involved. After a short discussion on who was not affected by the resolution it was decided to add "with the exception of hand cast nets". Mr. McCall added that Colonel Vidrine had a conversation this morning with Judge Ward Fontenot in Cameron and he mentioned this to him and told him what we were planning on doing and he was very much in favor of it and said he would work with the department. Motion passed unanimously.

(The full text of the resolution
is made a part of the record)

WHEREAS, It has come to the Commission's attention that certain shrimp fishermen are fishing in close proximity to the water control structures located within Calcasieu Lake which from part of the Cameron Creole Watershed Projects; and

WHEREAS, It is this Commission's opinion that this activity creates a waste of the state's fishery resources and is otherwise detrimental to the state, and as such constitutes an imminent peril to the public welfare; and

WHEREAS, It is the desire of this Commission to restrict the harvesting of shrimp within one quarter mile of four or these control structures.

THEREFORE BE IT RESOLVED that, pursuant to R.S. 56:315, the Louisiana Wildlife and Fisheries commission hereby declares those areas within a one quarter mile radius of the Lambert, Grand Bayou, Mangrove and Peconi water control structures (otherwise identified as structures Nos. 5, 1, 8 and 4 respectively) within Calcasieu Lake to be shrimp sanctuaries and closed zones, and that all netting of fish by any means or method, including but not limited to trawls, butterfly nets, gill nets, seines, or trammel nets, is hereby prohibited with the exception of hand cast nets.

BE IT FURTHER RESOLVED that this Commission finds this action necessary to protect the fisheries resources and to prevent imminent peril to the public welfare as a result of same.

Baton Rouge, Louisiana this 3rd day of November, 1989.

Chairman Hines called for adjournment of Thursday's, November 2, 1989, Commission meeting and reconvening the meeting at 9 A.M. on Friday, November 3, 1989. Motion made by Mr. Jenkins, seconded by Mr. Pol and passed unanimously.

At Friday's meeting Chairman Hines presented a resolution for adoption thanking the Louisiana Department of Culture, Recreation and Tourism, Office of State Parks for the outstanding service and assistance provided by the staff at North Toledo Bend during the Joint Commission meeting held on October 5-6, 1989. A motion was made by Mr. McCall for adoption and seconded by Mr. Vinet which passed unanimously.

(The full text of the resolution is made a part of the record)

WHEREAS, The Louisiana Wildlife and Fisheries Commission and the Texas Parks Wildlife Commission felt that it was in the best interest of the said Commissions to meet to discuss their mutual concerns; and

WHEREAS, A meeting site was desired that would be both convenient for traveling purposes and appropriate to the mutual concerns of said Commissions; and

WHEREAS, The Department of Culture, Recreation and Tourism, Office of State Parks, has agreed to cooperate with the Louisiana Wildlife and Fisheries Commission in the Louisiana capacity of host state in providing accommodations at North Toledo Bend State Park.

THEREFORE BE IT RESOLVED that the Louisiana Wildlife and Fisheries

Commission and the Texas Parks and Wildlife Commission jointly desire to recognize the efforts of the Louisiana Department of Culture, Recreation and Tourism, Office of State Parks for the outstanding service and assistance provided by the staff at North Toledo Bend During the joint Commission meeting held on October 5 and 6, 1989.

Baton Rouge, Louisiana, this 3rd day of November, 1989

At Friday's meeting the January meeting date was set for January 11-12, 1989, at Baton Rouge, Louisiana, Louisiana Department of Wildlife and Fisheries Building on Quail Drive.

At Friday's meeting election of officers was held by the Commissioners. Mr. Jenkins nominated Mr. Warren Pol as Chairman of the Commission for 1990 which was seconded by Mr. McCall. Mr. Jones moved that the nominations be closed, seconded by Mr. Jenkins and motion passed unanimously.

Mr. Vinet nominated Mr. James Jenkins as Vice Chairman of the Commission for 1990 which was seconded by Mr. McCall. Mr. Pol moved that the nominations be closed, seconded by Mr. Jones and passed unanimously.

Chairman Hines called for other business to come before the Commission.

Secretary Van Sickle presented two resolutions for adoption pertaining to the oil and gas pipelines and wells within waters under Federal jurisdiction adjacent to the State of Louisiana and within the waterbottoms of the State of Louisiana.

Mr. Jenkins moved for adoption on the resolution pertaining the Federal jurisdiction adjacent to the State of Louisiana which was seconded by Mr. Pol, and passed unanimously.

(The full text of the resolution is made a part of the record)

WHEREAS, it has been brought to this Commission's attention that there are, within waters under Federal jurisdiction adjacent to the State of Louisiana, many oil and gas pipelines and wells; and

WHEREAS, some of these facilities are improperly maintained or may have been improperly abandoned; and

WHEREAS, many of these facilities are of advanced age and in a dilapidated condition; and

WHEREAS, many of the structures offer a potential threat of damage to fishing vessels and trawls, and

WHEREAS, these structures offer a serious threat to life and limb to citizens participating in both commercial and recreational activities; and

WHEREAS, this situation appears to be very loosely regulated; and

WHEREAS, it is the conclusion of this Commission that these structures also create the potential for oil spills of unknown dimensions; and

WHEREAS, such an event could be catastrophic for fish and wildlife that live within the State or that visit the State annually; and the consumers of these fish and wildlife resources both recreational and commercial; and

WHEREAS, it is the constitutional duty of this Commission to protect, conserve and manage the fish and wildlife resources of this state, and in that regard the above referenced condition is of great concern to this Commission.

THEREFORE, BE IT RESOLVED that

- 1. The Secretary is hereby directed to contact the appropriate state and federal agencies and the Louisiana Congressional delegation, to offer any assistance necessary in the matter;**
- 2. The Secretary is further directed to make recommendations to the Commission concerning the role that the Commission and the Department should play in resolving this matter;**
- 3. The Secretary is hereby authorized to take any and all appropriate measures for assisting and alleviating this situation; and**
- 4. The Secretary is further directed to provide the above referenced agencies with a copy of this resolution.**

Baton Rouge, Louisiana, this 3rd day of November, 1989.

Mr. McCall moved for adoption on the resolution pertaining to the waterbottoms of the State of Louisiana. Seconded by Mr. Vinet. Passed unanimously.

(The full text of the resolution is made a part of the record)

WHEREAS, it has been brought to this Commission's attention that there are, within waterbottoms of the State of Louisiana, many oil and gas pipelines and wells; and

WHEREAS, some of these facilities are improperly maintained or may have been improperly abandoned; and

WHEREAS, many of these facilities are of advanced age and in a dilapidated condition; and

WHEREAS, many of the structures offer a potential threat of damage to fishing vessels and trawls, and

WHEREAS, these structures offer a serious threat to life and limb to citizens participating in both commercial and recreational activities; and

WHEREAS, this situation appears to be very loosely regulated; and

WHEREAS, it is the conclusion of this Commission that these structures also create the potential for oil spills of unknown dimensions; and

WHEREAS, such an event could be catastrophic for fish and wildlife that live within the State or that visit the State annually; and the consumers of these fish and wildlife resources both recreational and commercial; and

WHEREAS, it is the constitutional duty of this Commission to protect, conserve and manage the fish and wildlife resources of this state, and in that regard the above referenced condition is of great concern to this Commission.

THEREFORE, BE IT RESOLVED that,

1. The Secretary is hereby directed to contact the House and Senate Natural Resources Committees, the Department of Environmental Quality, the Department of Natural Resources and any and all other appropriate agencies to offer any assistance necessary in the matter
2. The Secretary is further directed to make recommendations to the Commission concerning the role that the Commission and the Department should play in resolving this matter;
3. The Secretary is hereby authorized to take any and all appropriate measures for assisting and alleviating this situation; and

4. The Secretary is further directed to provide the above referenced agencies with a copy of this resolution.

Baton Rouge, Louisiana, this 3rd day of November, 1989.

Mr. Pol commented that he appreciated the confidence that the Commission has placed in him to become the Chairman and he knows that this is going to be a real bad year from all that Ms. Baker and everybody else tells them as far as the monetary end. All he can ask is for everyone to work together. Mr. Pol would like to continue to do the fine job that Dr. Hines has done and he has personally asked by a letter to Dr. Hines to serve on a couple of committees which he has already started that is ordinarily done by the Chairman. Since Dr. Hines has been doing this, Mr. Pol does not believe it would be a wise thing to change. As soon as Mr. Pol can possibly get to it he will talk to everybody about the different committees and possible new ones. Mr. Pol and the Commission thanked Dr. Hines for the great job that he has done as Chairman.

Mr. Vinet stated that with the cold weather that the state had earlier the white shrimp are getting small, especially in Vermilion Bay, and he asked the department to keep monitoring the shrimp to see if there could possibly be an earlier closing than December 21. There have been a few cases made in Vermilion Bay for small shrimp like 150 to the pound. If the fronts keep coming a lot of small shrimp will be destroyed concluded Mr. Vinet. Secretary Van Sickle asked Mr. Clark to make it a point to check on this and also in about a month call Mr. Vinet and let him know what the status of the sampling is in Vermilion Bay.

There being no other business Chairman Hines called for adjournment of Friday's meeting. Mr. Vinet moved that the meeting be adjourned which was seconded by Mr. Jenkins and passed unanimously.



Virginia Van Sickle
Secretary

RESOLUTION

LOUISIANA WILDLIFE AND FISHERIES COMMISSION

WHEREAS, it has been brought to this Commission's attention that there are, within the waterbottoms of the State of Louisiana, many oil and gas pipelines and wells; and

WHEREAS, some of these facilities are improperly maintained or may have been improperly abandoned; and

WHEREAS, many of these facilities are of advanced age and in a dilapidated condition; and

WHEREAS, many of the structures offer a potential threat of damage to fishing vessels and trawls; and

WHEREAS, these structures offer a serious threat to life and limb to citizens participating in both commercial and recreational activities; and

WHEREAS, this situation appears to be very loosely regulated; and

WHEREAS, it is the conclusion of this Commission that these structures create the potential for oil spills of unknown dimensions; and

WHEREAS, such an event could be catastrophic for fish and wildlife that live within the State or that visit the State annually; and the consumers of these fish and wildlife resources, both recreational and commercial; and

WHEREAS, it is the constitutional duty of this Commission to protect, conserve and manage the fish and wildlife resources of this state, and in that regard the above referenced condition is of great concern to this Commission.

THEREFORE, BE IT RESOLVED that:

1. The Secretary is hereby directed to contact the House and Senate Natural Resources Committees, the Department of Environmental Quality, the Department of Natural Resources and any and all other appropriate agencies to offer any assistance necessary in the matter;
2. The Secretary is further directed to make recommendations to the Commission concerning the role that the Commission and the Department should play in resolving this matter;
3. The Secretary is hereby authorized to take any and all appropriate measures for assisting and alleviating this

situation; and

4. The Secretary is further directed to provide the above referenced agencies with a copy of this resolution.

Baton Rouge, Louisiana this 3rd day of November, 1989.

Don Hines

Chairman

Virginia Van Sickle

Secretary

RESOLUTION

LOUISIANA WILDLIFE AND FISHERIES COMMISSION

WHEREAS, it has been brought to this Commission's attention that there are, within waters under Federal jurisdiction adjacent to the State of Louisiana, many oil and gas pipelines and wells; and

WHEREAS, some of these facilities are improperly maintained or may have been improperly abandoned; and

WHEREAS, many of these facilities are of advanced age and in a dilapidated condition; and

WHEREAS, many of the structures offer a potential threat of damage to fishing vessels and trawls; and

WHEREAS, these structures offer a serious threat to life and limb to citizens participating in both commercial and recreational activities; and

WHEREAS, this situation appears to be very loosely regulated; and

WHEREAS, it is the conclusion of this Commission that these structures also create the potential for oil spills of unknown dimensions; and

WHEREAS, such an event could be catastrophic for fish and wildlife that live within the State or that visit the State annually; and the consumers of these fish and wildlife resources, both recreational and commercial; and

WHEREAS, it is the constitutional duty of this Commission to protect, conserve and manage the fish and wildlife resources of this state, and in that regard the above referenced condition is of great concern to this Commission.

THEREFORE, BE IT RESOLVED that:

1. The Secretary is hereby directed to contact the appropriate state and federal agencies and the Louisiana Congressional Delegation, to offer any assistance necessary in the matter;
2. The Secretary is further directed to make recommendations to the Commission concerning the role that the Commission and the Department should play in resolving this matter;
3. The Secretary is hereby authorized to take any and all appropriate measures for assisting and alleviating this situation; and

4. The Secretary is further directed to provide the above referenced agencies with a copy of this resolution.

Baton Rouge, Louisiana this 3rd day of November, 1989.

Don Hines

Chairman

Virginia Van Sickle

Secretary

RESOLUTION
LOUISIANA WILDLIFE AND FISHERIES COMMISSION
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
November 2, 1989

THE FOLLOWING WAS ADOPTED BY THE LOUISIANA WILDLIFE AND FISHERIES COMMISSION AT ITS REGULAR MEETING HELD IN BATON ROUGE, NOVEMBER 2, 1989.

WHEREAS, Department staff attended the status meeting and public hearings in Washington, D.C. on migratory game birds including waterfowl, and

WHEREAS, the U. S. Fish and Wildlife Service established basic frameworks for the hunting of migratory birds including waterfowl, and

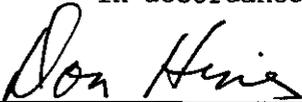
WHEREAS, the status and results of meetings held in Washington were discussed with the Louisiana Wildlife and Fisheries Commission, and

WHEREAS, the staff of the Louisiana Department of Wildlife and Fisheries developed recommendations, in consultation with the Commission, for migratory game birds that included season dates, bag limits and shooting hours, and

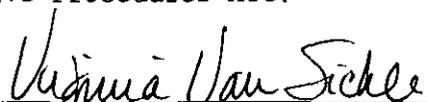
WHEREAS, it is the constitutional responsibility of the Louisiana Wildlife and Fisheries Commission to establish hunting season for migratory game birds within the constraints of the U.S. Fish and Wildlife Service framework, and

WHEREAS, the normal requirements of the Administrative Procedures Act have been met to extend season dates, bag limits and shooting hours beyond the 120 day time period established in the Declaration of Emergency, now

THEREFORE BE IT RESOLVED, that on November 2, 1989, the Louisiana Wildlife and Fisheries Commission does hereby ratify the attached season dates, bag limits, and shooting hours for the 1989-90 migratory bird hunting season in accordance with the Administrative Procedures Act.



Don Hines, Chairman
La. Wildlife and Fisheries
Commission



Virginia Van Sickle, Secretary
La. Dept. of Wildlife and
Fisheries

JOINT RESOLUTION
BETWEEN THE LOUISIANA WILDLIFE AND FISHERIES COMMISSION
AND
TEXAS PARKS AND WILDLIFE COMMISSION

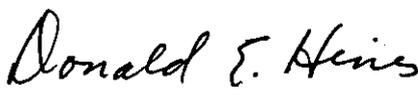
WHEREAS, The Louisiana Wildlife and Fisheries Commission and the Texas and Wildlife Commission felt that it was in the best interest of the said Commissions to meet to discuss their mutual concerns; and

WHEREAS, A meeting site was desired that would be both convenient for traveling purposes and appropriate to the mutual concerns of said Commissions; and

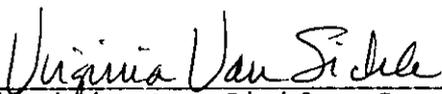
WHEREAS, The Department of Culture, Recreation and Tourism, Office of State Parks, has agreed to cooperate with the Louisiana Wildlife and Fisheries Commission in the Louisiana capacity of host state in providing accommodations at North Toledo Bend State Park.

THEREFORE, BE IT RESOLVED that the Louisiana Wildlife and Fisheries Commission and the Texas Parks and Wildlife Commission jointly desire to recognize the efforts of the Louisiana Department of Culture, Recreation and Tourism, Office of State Parks for the outstanding service and assistance provided by the staff at North Toledo Bend during the joint Commission meeting held on October 5 and 6, 1989.

Baton Rouge, Louisiana, this 3rd day of November, 1989.



Donald E. Hines, Chairman



Virginia Van Sickle, Secretary

RESOLUTION
LOUISIANA WILDLIFE AND FISHERIES COMMISSION

VIOLATION DISPOSITION REPORT

WHEREAS, It is the belief of this Commission that Louisiana's conviction rate on game violation is far below the national average; and

WHEREAS, The Commission desires to be furnished information periodically relative to parish-wide disposition of game violation citations.

THEREFORE, BE IT RESOLVED that the Commission hereby directs the Secretary to have the appropriate member of her staff make a report on a quarterly basis to the Commission at a regular monthly meeting relative to the disposition of game violation citations by parish.

Baton Rouge, Louisiana this 3rd day of November, 1989.

Donald E. Hines

Donald E. Hines, Chairman

Virginia Van Sickle

Virginia Van Sickle, Secretary

RULE

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

In accordance with the provisions of the Administrative Procedures Act, R.S. 49:950 et seq, and with R.S. 56:433, which allows the Commission to designate what parts or portions of the natural reefs may be fished for oysters, the Louisiana Wildlife and Fisheries Commission sets the 1989/90 oyster harvest season in the following manner:

1. The Public Oyster Seed Grounds will open 1/2 hour before sunrise September 6, 1989;
2. The Public Oyster Seed Grounds will close 1/2 hour after sunset September 15, and remain closed until they reopen 1/2 hour before sunrise October 16, 1989;
3. The Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action if necessary to close areas where oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival;
4. The Sister Lake, Hackberry Bay, Bay Junop and Bay Gardene Oyster Seed Reservation, the shell plant in American (California) Bay, all of Bay Crabe and that portion of Black Bay west of a line from Mozambique Point to Bell Island will be closed for the 89/90 oyster season;
5. Bedding will not be allowed in sacks or any type of container but will consist of shovelling back on the deck of the vessel;
6. For the 89/90 oyster season only, no more than 10% loose shell with no oyster on them will be allowed in the bedding operations or seed oyster loads on all the public oyster seed grounds and public oyster seed reservations;
7. Public notice of any opening, delaying of or closing of a season will be given at least 72 hours prior to such action.
8. The oyster season in Calcasieu and Sabine Lakes will open 1/2 hour before sunrise Wednesday, November 15, 1989 and extend until 1/2 hour after sunset, Wednesday, March 15, 1990. Harvest will be by tonging only. The waters of Calcasieu and Sabine Lakes will be open only when the Louisiana Department of Health and Hospitals classifies these waters as safe for the harvest of oysters.

CITATION: None - changes annually

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:433 and R.S. 56:435.1

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries,
Wildlife and Fisheries Commission, L.R. : ()

Don Hines
Chairman

RESOLUTION
LOUISIANA WILDLIFE AND FISHERIES COMMISSION

Sanctuaries: Calcasieu Lake

WHEREAS, It has come to the Commission's attention that certain shrimp fishermen are fishing in close proximity to the water control structures located within Calcasieu Lake which form part of the Cameron Creole Watershed Project; and

WHEREAS, It is this Commission's opinion that this activity creates a waste of the state's fishery resources and is otherwise detrimental to the state, and as such constitutes an imminent peril to the public welfare; and

WHEREAS, It is the desire of this Commission to restrict the harvesting of shrimp within one quarter mile of four of these control structures.

THEREFORE, BE IT RESOLVED that, pursuant to R.S. 56:315, the Louisiana Wildlife and Fisheries Commission hereby declares those areas within a one quarter mile radius of the Lambert, Grand Bayou, Mangrove and Peconi water control structures (otherwise identified as structures Nos. 5, 1, 8 and 4 respectively) within Calcasieu Lake to be shrimp sanctuaries and closed zones, and that all netting of fish by any means or method, including but not limited to trawls, butterfly nets, gill nets, seines, or trammel nets, is hereby prohibited with the exception of hand cast nets.

BE IT FURTHER RESOLVED that this Commission finds this action necessary to protect the fisheries resources and to prevent imminent peril to the public welfare as a result of same.

Baton Rouge, Louisiana this 2nd day of November, 1989.

Donald E. Hines

Donald E. Hines, Chairman

Virginia Van Sickle

Virginia Van Sickle, Secretary

AGENDA
LOUISIANA WILDLIFE AND FISHERIES COMMISSION
BATON ROUGE, LOUISIANA
NOVEMBER 2-3, 1989

- ✓ 1. Roll Call
- ✓ 2. Approval of Minutes of Special Meeting September 19, 1989
- ✓ 3. Approval of Minutes of October 5-6, 1989
- ✓ 4. Deer Management Assistance Program - Hugh Bateman
- ✓ 5. Crossbow Permit - Hugh Bateman
- ✓ 6. Ratification of Hunting Seasons for Migratory Birds and Waterfowl - Hugh Bateman
- ✓ 7. Update on Legal Demand for Oyster Lease Bidding - Don Puckett
- ✓ 8. Status Report on Underwater Oil and Gas Wells, Toledo Bend Reservoir - ~~Bennie Fontenot~~ *Arthur Williams*
- ✓ 9. Ratification of 1989-90 Oyster Season - Phil Bowman
- ✓ 10. Alternative to Traditional Trapping - Johnnie Tarver
- ✓ 11. Report on Responsive Management and Funding Survey - Wade Byrd
- ✓ 12. Budget Allocation Report - Bettsie Baker
- ✓ 13. Update on New Orleans Building Appraisal - Bettsie Baker
- ✓ 14. Law Enforcement Report - Winton Vidrine
- ✓ 15. Secretary's Report to the Commission - Virginia Van Sickle
- ✓ 16. Discussion on Water Control Structure in Calcasieu Lake - Norman McCall

Page 2

17. Set January Meeting Date

18. Election of Officers

OTHER BUSINESS

COMMENTS

FINAL REPORT ON CONTROL ALTERNATIVES FOR MUSKRAT AND NUTRIA

Following an original presentation to the Commission on September 7, 1989, in Grand Isle, Louisiana, I continued to evaluate alternatives to provide control of muskrat and nutria during low market periods. On September 12, 1989, I sent letters and copies of the report entitled "Consideration of Control Alternatives for Muskrat and Nutria" to all land managers in the Southeast section of the state (where eat-outs are presently more likely). As a result of this letter, I received 4 responses. Essentially the same points were made in all responses. The alternative considerations were also discussed at the last meeting of the Fur and Alligator Advisory Council in Baton Rouge on September 20, 1989. In addition to trapper representation, 3 Council members representing coastal landowners were present. During the Council meeting, Dr. Jim Fowler, Wildlife Specialist, LSU Extension, and Dwight LeBlanc, State Coordinator, Animal Damage Control, U. S. Department of Agriculture, were present and participated in the discussion of alternatives. The following is a summary of comments to each of the proposed alternatives:

- I. **Reclassification from non-game quadruped (furbearer to unregulated quadruped.**

No one felt that this was a viable alternative and landowners in particular were opposed to the reclassification of muskrat or

nutria. They felt that such a reclassification would be a step backwards and would certainly be of no benefit in building a market for the fur. They also felt that allowing year round shooting would allow poor quality fur into the market and work to discourage buyers and thus actually push market demand down. They also stated that such a reclassification may encourage additional trespassing and provide even more trouble in attempting to maintain control of their property. They felt that in most cases the trappers are doing a good job in preventing eat-outs through harvest considering marketing conditions.

II. Create a bounty payment to encourage additional harvest in specific areas.

If the program was handled by the Department in concert with the land company as a subsidy payment there might be benefits. All parties to the discussion felt that funding sources for such a program would be difficult unless it could qualify for funds dedicated to coastal erosion. Both landowners and trappers felt that such a program might be worth exploring if funding sources become available. It was the consensus of the group that the main advantage of such a program was that it would increase trapping in a small area where damage was likely to occur. The success of such a program would depend on close communication between the Department and the land manager in monitoring coastal areas likely to have eat-outs occur. Once such area is outlined and inspected by ground crews it would be considered for funding. If the area is approved for subsidy payment then the Department working with the land company would provide some amount of money per pelt to all

trappers operating in the area. Record keeping would have to be the responsibility of the land company. An example of payment might be an additional 50 cents or \$1.00 depending on the current price for the fur.

III. Investigate the potential of Federal Assistance to Coastal Landowners.

It was determined through a presentation to the Council that federal assistance to coastal landowners was only possible through a very limited program of education. The Animal Damage Control section of the USDA has a very limited staff in the state and their emphasis is on extension. Control methods utilized in agriculture were discussed briefly. Such methods included the use of guns, traps and a rodenticide (zinc phosphide). It was agreed by all parties that such a program was designed for consideration of animals feeding on agricultural crops and determined inappropriate on large expanses of coastal marsh. Even if such a program might work there would be serious concerns about the use of a poison in such an area. Landowners stated that the assistance that could be provided from Animal Damage Control would not be appropriate in eat-out situations since their problem was more a lack of sufficient manpower and financial support rather than a lack of knowledge on how to shoot, trap or poison these rodents.

IV. Encourage more timely and active response by landowners to avoid damaged marsh. Monitor nutria population, obtain permit for shooting by all leasees.

It was the consensus of all those attending the Council meeting and all the letters and calls received that beyond marketing the Department should work more closely with the

landowner in monitoring nutria and/or muskrat populations to avoid eat-outs. This alternative would allow for a concentrated effort on the part of the Department in an area where damage is likely to occur or has occurred (See attached proposal).

PROPOSAL

A program for nutria and muskrat control through aerial and ground surveys and landowner contact.

Purpose

To reduce or eliminate marsh vegetative damage caused by the overpopulation of muskrat and/or nutria.

Procedure

Personnel of the Fur and Refuge Division will begin conducting aerial surveys in November to determine specific areas in the Southeast Coastal marshes where vegetative damage is likely to occur. Surveys will be conducted in areas of concern based on last year's (1988-89) damage reports.

Phase I

Survey work will concentrate on Terrebonne Parish since nutria populations were quite high last year and some eat-outs did occur in the western portion of the parish.

The purpose of these initial surveys will be to detect areas with a high percentage of three-cornered grass (Scirpus olneyi). These areas will occur in brackish marsh and are the areas most likely to experience an eat-out if muskrat and/or nutria are present in high numbers. Such flights will first be attempted with the Department's fixed wing aircraft. If this procedure does not prove to be feasible we will have to use some helicopter time. We are presently checking the amount approved for such surveys. We will document areas of concern on maps and aerial photographs.

Phase II

We will meet with the appropriate land manager to review this information for their comments and knowledge of the area. By mid-December land managers should have some idea about the level of harvest likely to occur on the property.

Ground surveys will be conducted by Department personnel with land company representatives and trappers to determine the relative density of animals in the area of concern.

Phase III

Department personnel will determine if the trapping harvest is likely to be sufficient to avoid marsh vegetative damage . If damage is likely Department personnel will notify the land manager and discuss possible action including moving in more trappers, shooting by land company patrolmen and/or leasees. Aerial and ground surveys and landowner communication will continue throughout the season.

Phase IV

Aerial surveys will be conducted during March and April to detect the number, size and severity of eat-outs. This information will be compiled and evaluated along with action taken by the affected landowner and results. A summary report will be completed by June 1990.

RESOLUTION
LOUISIANA WILDLIFE AND FISHERIES COMMISSION
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
November 2, 1989

THE FOLLOWING WAS ADOPTED BY THE LOUISIANA WILDLIFE AND FISHERIES COMMISSION AT ITS REGULAR MEETING HELD IN BATON ROUGE, NOVEMBER 2, 1989.

WHEREAS, Department staff attended the status meeting and public hearings in Washington, D.C. on migratory game birds including waterfowl, and

WHEREAS, the U. S. Fish and Wildlife Service established basic frameworks for the hunting of migratory birds including waterfowl, and

WHEREAS, the status and results of meetings held in Washington were discussed with the Louisiana Wildlife and Fisheries Commission, and

WHEREAS, the staff of the Louisiana Department of Wildlife and Fisheries developed recommendations, in consultation with the Commission, for migratory game birds that included season dates, bag limits and shooting hours, and

WHEREAS, it is the constitutional responsibility of the Louisiana Wildlife and Fisheries Commission to establish hunting season for migratory game birds within the constraints of the U.S. Fish and Wildlife Service framework, and

WHEREAS, the normal requirements of the Administrative Procedures Act have been met to extend season dates, bag limits and shooting hours beyond the 120 day time period established in the Declaration of Emergency, now

THEREFORE BE IT RESOLVED, that on November 2, 1989, the Louisiana Wildlife and Fisheries Commission does hereby ratify the attached season dates, bag limits, and shooting hours for the 1989-90 migratory bird hunting season in accordance with the Administrative Procedures Act.

Don Hines, Chairman
La. Wildlife and Fisheries
Commission

Virginia Van Sickle, Secretary
La. Dept. of Wildlife and
Fisheries

RULE

DEPARTMENT OF WILDLIFE AND FISHERIES
WILDLIFE AND FISHERIES COMMISSION

The following season dates, bag limits and shooting hours have been adopted to govern the hunting of migratory birds during the 1989-90 Hunting Seasons. Regulations are within the frame work established by the U. S. Fish and Wildlife Service (Federal Register Volume 54, No. 107, pg. 24290-24293).

Dove:

September 2-10
October 14-November 12
December 9-January 8
The daily bag limit is 12 with a possession limit after opening day of 24.

Snipe:

November 11-February 25
The daily bag limit is 8 with a possession limit after opening day of 16.

Woodcock:

December 9-February 11
The daily bag limit is 5 with a possession limit after opening day of 10.

Rail:

November 18-January 20
The daily bag limit is 15 Clapper and King in the aggregate and a possession limit of 30 after opening day; 25 Sora and Virginia in the aggregate and possession limit is the daily bag limit.

Gallinule:

November 18-January 20
The daily bag limit is 15 with a possession limit of 30 after opening day.

Ducks and Coot:

<u>West Zone:</u>	<u>East Zone</u>
Nov. 18-Dec. 4	Nov. 18-Nov. 23
Dec. 26-Jan. 7	Dec. 15-Jan. 7

Duck Limits:

The daily bag limit of ducks is 3, and may include no more than 2 mallards (no more than 1 of which may be a female), 2 wood ducks, 1 black duck, 1 redhead and 1 pintail. Canvasback may not be taken at any time.

Merganser Limits:

The daily bag limit of mergansers is 5 of which only 1 may be a hooded merganser. The possession limit is 10 with only 2 hooded mergansers.

Coot Limits:

The daily bag and possession limits of coots are 15 and 30, respectively.

Geese: Statewide (West & East Zone)

Season Dates	Daily Bag Limit	Possession Limit
Nov. 18-Dec. 4	7	14 (WHITE FRONT, SNOW GOOSE, BLUE GOOSE)
Dec. 15-Feb. 5		(WHITE FRONT, SNOW GOOSE, BLUE GOOSE)
Feb. 6-Feb. 14		(SNOW AND BLUE GOOSE ONLY)

The daily bag limit is 7 in the aggregate of Blue, Snow, or White-fronted geese of which not more than two (2) may be white-fronted. Possession limit is twice the daily bag limit.

Shooting Hours:

Dove: One-half hour before sunrise to sunset; EXCEPT on the opening weekend of each split (Sept. 2-3, Oct. 14-15, and Dec. 9-10) when shooting hours will be 12:00 Noon until sunset.

All other migratory birds: One-half hour before sunrise to sunset.

CITATION: None - Changes Annually

AUTHORITY NOTE: R.S. 56:115

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, L.R. 15:

Don Hines
Chairman

State of Louisiana



DEPARTMENT OF WILDLIFE AND FISHERIES

POST OFFICE BOX 88000
BATON ROUGE, LA. 70898

VIRGINIA VAN SICKLE
SECRETARY

BUDDY ROEMER
GOVERNOR

October 26, 1989

MEMORANDUM

TO: Chairman and Members of Commission

FROM: Virginia Van Sickle *VVS*

RE: Amended Agenda for November Commission Meeting

Attached is an amended agenda for the Commission Meeting to be held on November 2-3, 1989, in Baton Rouge, La at the Wildlife and Fisheries Building on Quail Drive.

State of Louisiana



DEPARTMENT OF WILDLIFE AND FISHERIES

POST OFFICE BOX 98000

BATON ROUGE, LA. 70898

VIRGINIA VAN SICKLE
SECRETARY

BUDDY ROEMER
GOVERNOR

October 26, 1989

MEMORANDUM

TO: Chairman and Members of Commission

FROM: Virginia Van Sickle

RE: November Board Meeting

The next regular public board meeting as set by the Commission will be at 2:00 PM on Thursday, November 2nd, 1989, at the Baton Rouge, Louisiana, Wildlife and Fisheries Building, Quail Drive.

On Friday, November 3rd, the meeting will be continued at the same location at 9:00 AM.

The following will be on the agenda:

1. Approval of Minutes of Special Meeting September 19, 1989
2. Approval of Minutes of October 5-6, 1989

HUGH BATEMAN

3. Deer Management Assistance Program
4. Crossbow Permit
5. Ratification of Hunting Seasons for Migratory Birds and Waterfowl

DON PUCKETT

6. Update on Legal Demand for Oyster Lease Bidding

JERRY CLARK

7. Status Report on Underwater Oil and Gas Wells, Toledo Bend Reservoir

Page 2
October 26, 1989

8. Ratification of 1989-90 Oyster Season

JOHNNIE TARVER

9. Alternative to Traditional Trapping

BOB DENNIE

10. Report on Responsive Management and Funding Survey

BETTSIE BAKER

11. Budget Allocation Report
12. Update on New Orleans Building Appraisal

WINTON VIDRINE

13. Law Enforcement Report

VIRGINIA VAN SICKLE

14. Secretary's Report to the Commission

NORMAN MCCALL

15. Discussion on Water Control Structure in Calcasieu Lake

OTHER BUSINESS

16. Set January Meeting Date
17. Election of Officers

P.S. There will be a Budget Committee meeting at 1:00 P.M. on Thursday before the regular Commission meeting.

VVS:sb

C: Don Puckett
Kell McInnis
Bettsie Baker
Jerry Clark
John Medica
Division Chiefs



VIRGINIA VAN SICKLE
SECRETARY

WILDLIFE AND FISHERIES COMMISSION
JAMES H. JENKINS, JR.—MEMBER
POST OFFICE BOX 15279
BATON ROUGE, LOUISIANA 70895
504/927-1760

BUDDY ROEMER
GOVERNOR

October 20, 1989

Ms Virginia Van Sickle, Secretary
Louisiana Dept. of Wildlife and Fisheries
Post Office Box 98000
Baton Rouge, LA 70898-9000

Subject: Disposition of Game Violations

Dear Virginia;

Enclosed is a copy of my letter of May 1, 1989.

Could you tell me when we could expect to start receiving this report?

If at all possible, I would like to start at our November meeting.

Very truly yours,

James H. Jenkins, Jr.

cc: Dr. Don Hines, Chairman

JHJ:mek

RECEIVED
OFFICE OF THE SECRETARY
OCT 24 1989

OCT 24 1989

JAMES H. JENKINS, JR.
1735 NORTH VEGA DRIVE
BATON ROUGE, LOUISIANA 70815

May 1, 1989

Ms. Virginia Van Sickle
L. D. W. F.
P. O. Box 98000
Baton Rouge, La. 70898

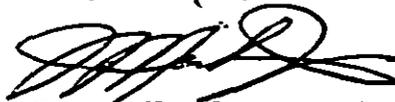
Dear Virginia:

Since Louisiana's conviction rate on game violations is far below the national average, I would like the appropriate department to furnish each commission member, on a quarterly basis at our monthly meetings, a copy of the report which details, by parish, the disposition of game violation citations.

You might consider having one of our attorneys or the enforcement chief, include a verbal report for the record on this matter, at the same meetings when we are given the written report.

It could be that some public discussion about these matters, would lead to a little better prosecution effort by some district attorneys and more appropriate sentencing by some judges.

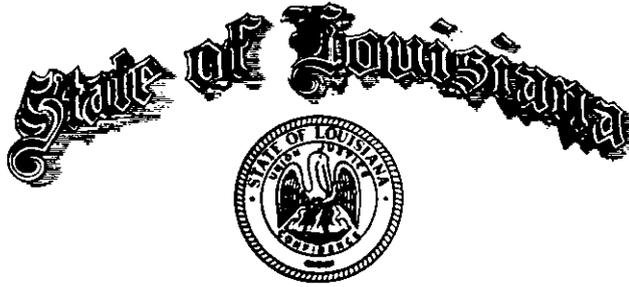
Very truly yours,



James H. Jenkins, Jr.,
Commissioner, L.D.W.F.

cc: Dr. Don Hines, Chairman

JHJjr;web



VIRGINIA VAN SICKLE
SECRETARY

WILDLIFE AND FISHERIES COMMISSION
JAMES H. JENKINS, JR.—MEMBER
POST OFFICE BOX 15279
BATON ROUGE, LOUISIANA 70895
504/927-1760

BUDDY ROEMER
GOVERNOR

October 20, 1989

Ms Virginia Van Sickle, Secretary
Louisiana Dept. of Wildlife and Fisheries
Post Office Box 98000
Baton Rouge, LA 70898-9000

Ref: November Commission Meeting Agenda

Dear Virginia;

Would you please place the following items on the November agenda:

1. Nutria "Eating Out" Alternative Report
Hopefully this will be the final report which was due originally two (2) months ago.
2. Inshore Artificial Reef Report
Would you please review the commission request on this matter. If you have an anticipated start and completion date of these projects, please have someone furnish this to us.
3. Land Acquisition Activities
Source and amounts of money available for this activity and schedule.

I'm not sure when, but we are probably also due a quarterly budget report.

Very truly yours,

James H. Jenkins, Jr.

cc: Dr. Don Hines, Chairman
Ms Bettie Baker

JHJ:mek

^F1^

^F2^

^F3^

Dear ^F4^:

The Louisiana Department of Wildlife and Fisheries is pleased to invite you to the dedication of the Little River Wildlife Management Area. This welcomed addition to the State's Wildlife Management Area system was made possible through a donation of property by the Department of Transportation and Development.

The event will take place at 3:00 pm on Wednesday, November 1, 1989 at the Little River Wildlife Management Area. The ceremony will include comments from Representative Dale Smith, a Representative of the Department of Transportation and Development and myself. Numerous state and parish officials, along with local sportsmen, and the press have been invited to the occasion.

The Little River Wildlife Management Area is our first Wildlife Management Area in Grant and LaSalle Parishes and comprises 3,000 acres of excellent wildlife habitat. Sportsmen that journey to this area can anticipate finding a quality deer herd along with an expanding turkey population. Other species of small game birds and mammals can also be found. Plans are currently being reviewed to enhance any available waterfowl habitat for the North American Waterfowl Management Plan. The Department is very excited about this most recent addition.

I hope you can attend and I look forward to seeing each of you there.

Sincerely,

Virginia Van Sickle
Secretary

VVS:DM:jc

N. 40 Plot

DMAP COOPERATORS - 1989-90
November 2, 1989

TOTAL COOPERATORS		TOTAL ACREAGE		TOTAL DOLLARS COLLECTED
1988-89	838	1988-89	1,759,104	
1989-90	736	1989-90	1,384,951	\$ 80,577
(Decrease of 102)		(Decrease of 374,153)		

Reasons for Non-Participation:

1. Several clubs were encouraged to drop out because of the small acreage involved.
2. Several clubs combined to form an association and will be managed as one club.
3. Clubs with large acreage and small memberships felt the fees were excessive.
4. We were late in initiating a fee and most clubs had already paid their dues. Most of these clubs will probably return next year.

Projects for 1989-90:

1. Attempt to computerize the DMAP program including an annual report for participating clubs.
2. Standardize fee forms
3. Encourage spot checks of clubs by Game and Enforcement personnel to insure program compliance.
4. Write an informative pamphlet to be handed out to all clubs on basic deer biology as it relates to herd management.
5. Discuss the feasibility of having all fees paid and packets picked up by October 1st. This would insure that all clubs would their tags before the opening of bow season.



VIRGINIA VAN SICKLE
SECRETARY

DEPARTMENT OF WILDLIFE AND FISHERIES
POST OFFICE BOX 98000
BATON ROUGE, LA. 70898
PHONE (504) 765-2800

BUDDY ROEMER
GOVERNOR

October 9, 1989

MEMORANDUM

TO: Hugh A. Bateman, Administrator, Game Division

FROM: Dave Morrison, Asst. P-R Coordinator *DM*

SUBJECT: Crossbow Permits

Legislative changes concerning crossbows have resulted in increased number of applicants. In an effort to be certain that physicians understand the requirements for crossbow permits, I would like for all applicants to have the attached permit completed by their physician.

Please review this draft permit and if you concur, I would like to sent it to all District Supervisors for their comments. If we can arrive at a consensus, I would like to begin utilizing this permit as soon as possible.

DM:jc

cc: Tommy Prickett



VIRGINIA VAN SICKLE
SECRETARY

DEPARTMENT OF WILDLIFE AND FISHERIES
POST OFFICE BOX 96000
BATON ROUGE, LA. 70896
PHONE (504) 785-2800

BUDDY ROEMER
GOVERNOR

APPLICATION FOR CROSSBOW PERMIT
(Application Must Be Completed by Attending Physician)

The use of crossbows for hunting is illegal in Louisiana, however, the Legislature has enacted a law which provides that a special permit, issued by the Louisiana Department of Wildlife and Fisheries may be obtained by persons with a physical handicap that precludes the use of conventional archery equipment. The definition of a qualifying disability is (excerpt from Title 56:123(C) and D(1):

... "any licensee having a disability which totally and permanently prevents his using a long bow or other conventional archery equipment, as first certified by a medical doctor duly licensed to practice medicine in the State, and having an approved permit from the Department, may hunt and take deer with a crossbow in this special season..."

In an effort to insure that all permittees meet the requirements of law, please review this information and answer the following questions:

Describe Permanent Disability (Type or Print): _____

Does the disability, in your professional opinion, totally prevent his/her use of conventional archery equipment? Yes _____ No _____

Is the disability permanent? Yes _____ No _____

Having read the aforementioned excerpt of Title 56:123(C) and (D)(1), I hereby affirm that I am a medical doctor licensed to practice medicine in the State of Louisiana and further state that the patient listed below meets ALL the criteria required to obtain a crossbow permit from the Louisiana Department of Wildlife and Fisheries to hunt deer.

Date _____

Patient's Name _____ Signature _____

Address _____ Telephone _____

Physician's Name _____ Signature _____

Address _____ Telephone _____

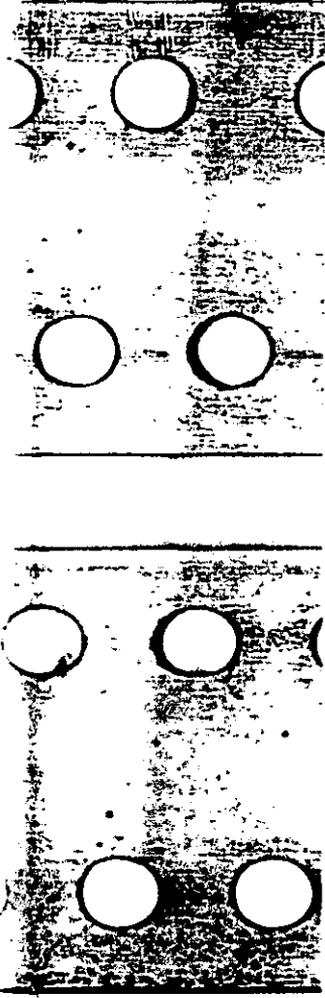
PERMIT MUST BE RENEWED ANNUALLY

1 bow and arrow or a shotgun not larger than a No. 10 gauge, but by no other
 2 means whatsoever; provided, that a licensee with an arm or hand amputated
 3 or otherwise impaired to the extent of permanent total disability of such arm
 4 or hand having a disability which totally and permanently prevents his using a
 5 long bow or other conventional archery equipment, as first certified by a
 6 medical doctor duly licensed to practice medicine in this state, and having an
 7 approved permit from the department, shall be permitted to take legal buck
 8 deer only with a crossbow, and the taking of deer with a crossbow shall be
 9 permitted in the season in which deer may be taken by rifle, or a handgun, or
 10 a shotgun not larger than a No. 10 gauge, as well as in the special deer
 11 hunting season provided in Subsection D of this Section. Outlaw quadrupeds
 12 may be taken at any time, without limit as to number, except by trapping
 13 during the closed season for nongame quadrupeds, except that trapping shall
 14 be used only under special permit issued by the department.

15 D.(1) The Louisiana Wildlife and Fisheries Commission may establish a
 16 special deer hunting season in one or more periods, separate from the regular
 17 season fixed by Subsection A of this Section, wherein deer may be hunted and
 18 taken with bow and arrow only; however, any licensee with a permanent total
 19 ~~disability of one hand~~ having a disability which totally and permanently
 20 prevents his using a long bow or other conventional archery equipment, as
 21 first certified by a medical doctor duly licensed to practice medicine in the
 22 state, and having an approved permit from the department, may hunt and
 23 take deer with a crossbow in this special season. The length of such special
 24 season and the area for hunting shall be determined by the commission, and it
 25 shall allow the taking of buck and doe with bow and arrow or crossbow, as the
 26 case may be. Bowhunters may carry on their person, while hunting with a
 27 bow, snake shot or rat shot and a pistol no larger than a .22 caliber with
 28 ammunition for the purpose of killing snakes and rats.

29
 30
 31
 32
 33
 34
 35

CODING: Words in struck-through type are deletions from existing law; words underscored and boldfaced are additions.



FUNDING

1. Date call was made

1:1-6

|_|_|_|-|_|_|_|-|_|_|_|
 Year Month Day

2. Please enter your initials.

1:7-9

|_|_|_|_|

3. Enter five digit parish code here.

1:10-14

|_|_|_|_|

4. Enter the area code and telephone number of number dialed.

1:15-24

|_|_|_|_|-|_|_|_|_|-|_|_|_|_|

5. Hello, my name is _____, and I'm calling for the Louisiana Department of Wildlife and Fisheries. We would like to ask you a few questions about the environment and wildlife. Your opinions will be used to help shape the direction of our environmental and wildlife efforts for the next two decades.

(SURVEY WILL LAST ABOUT 10-15 MINUTES.)

The person I need to speak to is the person currently living in your household who is 18 years or older who had the most recent birthday. Would that be you or someone else?

(CHECK ONLY ONE ANSWER)

1:25

- |_| 1. Self (GOTO QUESTION 13)
 |_| 2. Someone else (GOTO QUESTION 7)
 |_| 3. Don't know all birthdays
 |_| 4. Refused (GOTO QUESTION 12)

6. Of the ones you do know, who had the most recent birthday?

(CHECK ONLY ONE ANSWER)

1:26

- |_| 1. Self (GOTO QUESTION 13)
 |_| 2. Someone else

7. May I please speak to that person?

(IF THE PERSON IS NOT THERE, PRESS CALL BACK OPTION BELOW.)

(WHEN CORRECT PERSON ANSWERS, BEGIN AS BELOW.)

Hello, my name is _____, and I'm calling for the Louisiana Department of Wildlife and Fisheries. We would like to ask you a few questions about the environment and wildlife. Your opinions

will be used to help shape the direction of our environmental and wildlife efforts for the next two decades.

(SURVEY WILL TAKE ABOUT 10-15 MINUTES)

(CHECK ONLY ONE ANSWER)

1:27

- 1. Correct Person (GOTO QUESTION 13)
- 2. Refused (GOTO QUESTION 12)
- 3. Call back (GOTO QUESTION 10)

8. (IS THIS A RECALL OR ABORTED QUESTIONNAIRE?)

(CHECK ONLY ONE ANSWER)

1:28

- 1. Recall
- 2. Aborted Questionnaire (GOTO QUESTION 80)

9. May we call you back at another time to answer the questionnaire?

(CHECK ONLY ONE ANSWER)

1:29

- 1. Yes
- 2. No (GOTO QUESTION 12)

10. What is the first name of the person I need to speak to.

1:30-48

11. When would be the best time for me to call back?

1:49-67

12. Thank you for your time.

(CHECK ONLY ONE ANSWER)

1:68

- 1. Press Return (GOTO QUESTION 80)

13. Do YOU PERSONALLY participate in recreational hunting?

(CHECK ONLY ONE ANSWER)

1:69

- 1. yes
- 2. no

14. Do YOU PERSONALLY participate in recreational fishing?

(CHECK ONLY ONE ANSWER)

1:70

- 1. yes
- 2. no

15. Did YOU PERSONALLY spend time watching, feeding, photographing wildlife or other activities that directly involve enjoyment of non-captive wild animals and fish in the past 12 months?

(CHECK ONLY ONE ANSWER)

1:71

1. Yes
 2. No (GOTO QUESTION 17)

16. In the past 12 months, did you take one or more trips or outings, of at least one mile, for the primary purpose of observing, photographing, or feeding wildlife? Do not include trips to zoos, circuses, aquariums, museums or trips for hunting or fishing.

(CHECK ONLY ONE ANSWER)

1:72

1. Yes
 2. No

17. Did YOU PERSONALLY participate in an indirect form of wildlife enjoyment such as watching television programs, reading books, and articles, and observing animals in zoos?

(CHECK ONLY ONE ANSWER)

1:73

1. yes
 2. no (GOTO QUESTION 20)

18. Have you seen at least one episode of the Louisiana Conservationist TV Magazine on the public broadcasting station in your area.

(CHECK ONLY ONE ANSWER)

1:74

1. yes
 2. no (GOTO QUESTION 20)

19. On a scale of 1 to 10, with 10 being very good and one being very bad, would you please give me your impression of the show judging from the episodes you have seen. (ENTER ZERO FOR NO OPINION)

1:75-76

20. Does anyone in this household own one or more boats?

(CHECK ONLY ONE ANSWER)

1:77

1. yes
 2. no (GOTO QUESTION 22)

21. Is pleasure boating the major use for any boat that you own, that is, not hunting, fishing or commercial activities.

(CHECK ONLY ONE ANSWER)

1:78

1. yes
 2. no

22. Would you be in favor of an operator's license for boaters?

(CHECK ONLY ONE ANSWER)

1:79

1. yes
 2. no

23. In your opinion, should all boat operators be required to attend a boating education class and pass a written test before becoming eligible to drive a boat?

(CHECK ONLY ONE ANSWER)

1:80

1. Yes
 2. No

24. Did YOU PERSONALLY participate in commercial fishing, shrimping, crabbing, trapping or alligator hunting in Louisiana in the past 12 months?

(CHECK ONLY ONE ANSWER)

2:1

1. yes
 2. no

25. Did YOU PERSONALLY visit any of the Wildlife Management Areas or Wildlife Refuges managed by the Department of Wildlife and Fisheries in the past 12 months?

(CHECK ONLY ONE ANSWER)

2:2

1. Yes
 2. No

26. Did YOU PERSONALLY visit another state for the purpose of hunting, fishing or viewing wildlife in the past 12 months?

(CHECK ONLY ONE ANSWER)

2:3

1. Yes
 2. No

27. On a scale of one to 10, with 10 being very good and one being very bad, what is your general opinion of the overall performance of the Louisiana Department of Wildlife and Fisheries? (ENTER ZERO FOR NO OPINION.)

2:4-5

28. On a scale of one to 10, with 10 being very good and one being very

bad, how do you rate the performance of the Department of Wildlife and Fisheries in the following specific areas? (ENTER ZERO FOR NO OPINION.) (IF RESPONDENT INSISTS THAT THEY HAVE NO OPINION ON ANY WILDLIFE & FISHERIES PROGRAMS, THEN ENTER ZERO FOR THIS AND THE NEXT SIX FOLLOWUP QUESTIONS.)

(ENTER ZERO FOR NO OPINION)

Freshwater Fisheries

2:6-7

|__|__|

29. Saltwater Fisheries
(ENTER ZERO FOR NO OPINION)

2:8-9

|__|__|

30. Educational Programs
(ENTER ZERO FOR NO OPINION)

2:10-11

|__|__|

31. Law Enforcement
(ENTER ZERO FOR NO OPINION)

2:12-13

|__|__|

32. Game Management (for instance deer, turkeys, waterfowl)
(ENTER ZERO FOR NO OPINION)

2:14-15

|__|__|

33. Conserving fish and wildlife habitat
(ENTER ZERO FOR NO OPINION)

2:16-17

|__|__|

34. Preserving and managing scenic rivers
(ENTER ZERO FOR NO OPINION)

2:18-19

|__|__|

35. Endangered Species Management
(ENTER ZERO FOR NO OPINION)

2:20-21

|__|__|

36. The next four questions relate to your attitudes about the use of animals.

For example, would you strongly support, moderately support, moderately oppose, strongly oppose or neither support nor oppose recreational fishing.

(CHECK ONLY ONE ANSWER)

- 1. Strongly Support
- 2. Moderately Support
- 3. Moderately Oppose
- 4. Strongly Oppose
- 5. Neither Support nor Oppose
- 6. No Opinion

37. What about recreational hunting?

(CHECK ONLY ONE ANSWER)

2:23

- 1. Strongly Support
- 2. Moderately Support
- 3. Moderately Oppose
- 4. Strongly Oppose
- 5. Neither Support nor Oppose
- 6. No Opinion

38. What about the trapping of animals for their fur or hides?

(CHECK ONLY ONE ANSWER)

2:24

- 1. Strongly Support
- 2. Moderately Support
- 3. Moderately Oppose
- 4. Strongly Oppose
- 5. Neither Support nor Oppose
- 6. No Opinion

39. What about commercial fishing, shrimping and crabbing?

(CHECK ONLY ONE ANSWER)

2:25

- 1. Strongly Support
- 2. Moderately Support
- 3. Moderately Oppose
- 4. Strongly Oppose
- 5. Neither Support nor Oppose
- 6. No Opinion

40. The Department of Wildlife and Fisheries uses its money and personnel to support a wide variety of programs. Realizing that to increase any of these programs will require additional expenditures, would you please tell me your support for the following programs.
For example, would you strongly support, moderately support, moderately oppose, strongly oppose or neither support nor oppose increasing opportunities for catching trophy size fish?

(CHECK ONLY ONE ANSWER)

2:26

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose

- 5. Neither Support nor Oppose
- 6. No opinion

41. How about increased stocking of fish in public waters?

(CHECK ONLY ONE ANSWER)

2:27

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

42. How about improving and increasing public access areas for fishing. For example, by purchasing areas alongside streams and rivers for people to fish from and/or building fishing piers.

(CHECK ONLY ONE ANSWER)

2:28

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

43. How about increasing opportunities for fishing in urban areas?

(CHECK ONLY ONE ANSWER)

2:29

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

44. How about increasing saltwater fishing opportunities by providing artificial reefs? (ARTIFICIAL REEFS ARE UNDERWATER STRUCTURES THAT ATTRACT FISH.)

(CHECK ONLY ONE ANSWER)

2:30

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

45. What about increasing opportunities for big game hunting in Louisiana?

(CHECK ONLY ONE ANSWER)

2:31

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

46. How about increasing opportunities for hunting small game such as rabbits, squirrels, quail or doves?

(CHECK ONLY ONE ANSWER)

2:32

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

47. How about increasing opportunities for waterfowl hunting?

(CHECK ONLY ONE ANSWER)

2:33

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

48. How about increasing the number of shooting ranges available to the public?

(CHECK ONLY ONE ANSWER)

2:34

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

49. What about increasing information made available to the public on animals that are not hunted or fished? For example, on how to attract wildlife and where to see them.

(CHECK ONLY ONE ANSWER)

2:35

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

50. How about increasing programs to provide opportunities for watching wildlife such as nature trails and viewing stations?

(CHECK ONLY ONE ANSWER)

2:36

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

51. What about increasing safety education programs for boaters.

(CHECK ONLY ONE ANSWER)

2:37

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

52. How about providing increased numbers of boat launching sites?

(CHECK ONLY ONE ANSWER)

2:38

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

53. How about increasing law enforcement activities on Louisiana waterways aimed at reducing the number of boating accidents?

(CHECK ONLY ONE ANSWER)

2:39

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

54. How about increased management of endangered and threatened species of animals?

(CHECK ONLY ONE ANSWER)

2:40

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose

6. No opinion

55. How about increased emphasis on educating and informing the public about wildlife?

(CHECK ONLY ONE ANSWER)

2:41

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No Opinion

56. What about increased emphasis on management of wildlife for commercial purposes such as commercial fishing and trapping?

(CHECK ONLY ONE ANSWER)

2:42

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No Opinion

57. What about providing increased written materials, such as a magazine, about wildlife?

(CHECK ONLY ONE ANSWER)

2:43

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

58. How about acquiring and protecting more land for outdoor recreational activities?

(CHECK ONLY ONE ANSWER)

2:44

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

59. How about increased law enforcement to uphold wildlife laws and regulations?

(CHECK ONLY ONE ANSWER)

2:45

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

60. What about increased conservation and management of scenic streams and other rare habitats?

(CHECK ONLY ONE ANSWER)

2:46

- 1. Strongly support
- 2. Moderately support
- 3. Moderately oppose
- 4. Strongly oppose
- 5. Neither Support nor Oppose
- 6. No opinion

61. Please indicate your support for the following sources of increased funding dedicated to operating the Department of Wildlife and Fisheries.

That is, do you strongly support, moderately support, moderately oppose, strongly oppose, or neither support nor oppose the following new sources of revenues to help fund the Department of Wildlife and Fisheries.

...Increased license fees for recreational hunters and fishermen?

(CHECK ONLY ONE ANSWER)

2:47

- 1. Strongly Support
- 2. Moderately Support
- 3. Moderately Oppose
- 4. Strongly Oppose
- 5. Neither Support nor Oppose
- 6. Have no opinion

62. ...Increased license fees for commercial fishermen, shrimpers, crabbers and trappers?

(CHECK ONLY ONE ANSWER)

2:48

- 1. Strongly Support
- 2. Moderately Support
- 3. Moderately Oppose
- 4. Strongly Oppose
- 5. Neither Support nor Oppose
- 6. Have no opinion

63. ...Entrance fees to wildlife management areas and refuges?

(CHECK ONLY ONE ANSWER)

2:49

- 1. Strongly Support
- 2. Moderately Support
- 3. Moderately Oppose

- 4. Strongly Oppose
- 5. Neither Support nor Oppose
- 6. Have no opinion

64. ...A small tax (such as 1 - 5%) on hunting and fishing equipment?

(CHECK ONLY ONE ANSWER)

2:50

- 1. Strongly Support
- 2. Moderately Support
- 3. Moderately Oppose
- 4. Strongly Oppose
- 5. Neither Support nor Oppose
- 6. Have no opinion

65. ...A similar tax on wildlife observation equipment and other outdoor supplies such as binoculars, cameras, wildlife field guides, birdseed and camping equipment?

(CHECK ONLY ONE ANSWER)

2:51

- 1. Strongly Support
- 2. Moderately Support
- 3. Moderately Oppose
- 4. Strongly Oppose
- 5. Neither Support nor Oppose
- 6. Have no opinion

66. ...A special tax on the sale of real estate to offset the loss of habitat from commercial and real estate development?

(CHECK ONLY ONE ANSWER)

2:52

- 1. Strongly Support
- 2. Moderately Support
- 3. Moderately Oppose
- 4. Strongly Oppose
- 5. Neither Support nor Oppose
- 6. Have no opinion

67. ...A small increase in state general sales tax dedicated to fish and wildlife. For example, one penny on every five dollars. (CURRENT STATE SALES TAX IS 4 PERCENT. THIS WOULD BE AN ADDITIONAL 1/5TH OF ONE PERCENT, THEREBY ONE PENNY ON EVERY FIVE DOLLARS. THIS AMOUNT EQUALS THE AMOUNT OF MONEY WE CURRENTLY COLLECT IN SALES TAXES ON THE SALE OF HUNTING AND FISHING EQUIPMENT.)

(CHECK ONLY ONE ANSWER)

2:53

- 1. Strongly Support
- 2. Moderately Support
- 3. Moderately Oppose
- 4. Strongly Oppose
- 5. Neither Support nor Oppose
- 6. Have no opinion

68. ...The dedication of a similar SMALL portion of the EXISTING state sales tax to fish and wildlife.

(CHECK ONLY ONE ANSWER)

2:54

- 1. Strongly Support
- 2. Moderately Support
- 3. Moderately Oppose
- 4. Strongly Oppose
- 5. Neither Support nor Oppose
- 6. Have no opinion

69. ...An increase in state taxes on soft drinks and alcoholic beverages dedicated to fish and wildlife programs. This is sometimes referred to as a bottle tax.

(CHECK ONLY ONE ANSWER)

2:55

- 1. Strongly Support
- 2. Moderately Support
- 3. Moderately Oppose
- 4. Strongly Oppose
- 5. Neither Support nor Oppose
- 6. Have no opinion

70. ...Dedication of the portion of the fuel tax that is associated with fuel purchased for motorboats to the Department of Wildlife and Fisheries.

(CHECK ONLY ONE ANSWER)

2:56

- 1. Strongly Support
- 2. Moderately Support
- 3. Moderately Oppose
- 4. Strongly Oppose
- 5. Neither Support nor Oppose
- 6. Have no opinion

71. The final few questions are background information to help in analyzing the results of our survey. First, how many years have you lived in Louisiana?

2:57-59

72. How many persons live at this household?

2:60-61

73. How many of these are 18 years old or older?

2:62-63

74. Are you a registered voter in Louisiana?

(CHECK ONLY ONE ANSWER)

2:64

- 1. Yes
- 2. No

75. What race or ethnic background do you consider yourself?

(CHECK ONLY ONE ANSWER)

2:65

- 1. Black
- 2. Hispanic
- 3. White
- 4. American Indian
- 5. Asian/Pacific
- 6. Don't know
- 7. Refused

76. What is your age?

(IF HESITANT, ASK YEAR BORN AND CALCULATE AGE
DON'T KNOW OR REFUSED IS CODED 000)

2:66-68

_____|_____|_____|

77. What is the highest grade level you have completed in school?

(CHECK ONLY ONE ANSWER)

2:69

- 1. Grades 1 thru 11 but no high school diploma
- 2. High school graduate
- 3. Some college, trade or business school
- 4. College graduate
- 5. Graduate or professional degree
- 6. Don't know
- 7. Refused

78. (IF YOU ARE UNABLE TO TELL THE SEX OF THE RESPONDENT, THEN ASK:)

Are you a male or female?

(CHECK ONLY ONE ANSWER)

2:70

- 1. Male
- 2. Female
- 3. Refused

79. Finally, which of these broad categories best describes your total household income for all sources during 1988?

(CHECK ONLY ONE ANSWER)

2:71

- 1. Less than \$15,000
- 2. \$15,000 to \$29,000
- 3. \$30,000 to \$49,000
- 4. \$50,000 or more
- 5. Don't know

6. Refused

80. That's the end of the questionnaire.
Thank you very much for your time and
cooperation.

(CHECK ONLY ONE ANSWER)

2:72

1. Save answers (GOTO QUESTION 82)
 2. Erase answers

81. Are you sure you want to
erase these answers?

(CHECK ONLY ONE ANSWER)

2:73

1. Yes, erase these answers
 2. No, do not erase these answers (GOTO QUESTION 80)

82. THE END

(CHECK ONLY ONE ANSWER)

2:74

1. PUSH RETURN

ENFORCEMENT CASE REPORT

OCTOBER 1989

OCTOBER 1989 CASE REPORT

REGION I

TOTAL CASES-55

ENFORCEMENT-55

OTHER - 0

4-Boating

10-Angling W/O A License

3-Fish Without Resident Pole License

1-Take Undersize Black Bass

1-Sell And/Or Buy Fish W/O Wholesale/Retail Dealer's License

1-Transport W/O Required License

8-Hunting W/O Resident License

3-Hunting W/O Non-Resident License

2-Bow Hunt W/O Bow License

1-Hunting From Moving Vehicle And/Or Aircraft

9-Hunting W/Unplugged Gun Or Silencer

2-Hunt W/O Non-Resident Big Game License

1-Hunt Or Take Deer Or Bear Illegal Hours

1-Hunt Raccoons Or Opossums Illegally

1-Not Abiding By Rules & Regulations On WMA

1-DWI

1-Littering

3-Other Than Wildlife and Fisheries

2-Operate ATV Vehicle On Public Road

CONFISCATIONS:

1 gun, 1 spotlight.

REGION 2

TOTAL CASES-79

ENFORCEMENT-79

OTHER - 0

- 8-Angling W/O A License
- 11-Fish Without Resident Pole License
- 1-Sell And/Or Buy Fish W/O Wholesale/Retail Dealer's License
- 3-Sell And/Or Purchase Game Fish
- 6-Hunting W/O Resident License
- 1-Bow Hunt W/O Bow License
- 10-Buying And/Or Selling Wild Quadrupeds Or Wild Birds
- 2-Hunt Wild Quadrupeds And/Or Wild Birds Illegal Hours
- 4-Hunt Or Discharge Firearm From Road Or Highway Right-Of-Way
- 2-Hunt Rabbits Closed Season
- 3-Hunt Squirrel Closed Season
- 1-Possession Of Pods While Bow Hunting
- 2-Hunt Or Take Deer Or Bear Illegal Hours
- 1-Hunt Or Take Deer From Public Road
- 4-Buying Or Selling Deer Or Meat
- 2-Fail To Comply With Alligator Parts Tagging Required
- 1-Taking Or Possession Of Other Non-Game Birds-No Season
- 3-Not Abiding By Rules & Regulations On WMA
- 2-Resisting Arrest
- 2-Possession Of Illegal Type Firearm
- 2-Illegal Possession Of Drugs Or Marijuana
- 8-Other Than Wildlife and Fisheries

REGION 2 CONT'D.

CONFISCATIONS:

1 Common Tern mounted bird, 1 Remington Rifle, 3 raccoon hides, 1 illegal buck deer, 1 arrow/poison pod, 1 brief case/with illegal drugs, cash, jewelry and food stamps, 3 tagging violations not abiding by DMAP.

REGION 3

TOTAL CASES-79

ENFORCEMENT-68

OTHER -11

22-Boating

18-Angling W/O A License

40

2-Fish W/O Resident Pole License

1-Take Undersize Black Bass

7-Hunting W/O Resident License

5-Hunting W/Unplugged Gun Or Silencer

2-Hunt Wild Quadrupeds And/Or Wild Birds Illegal Hours

1-Use Live Ammo While Training Dogs C/S

4-Hunt Or Discharge Firearm From Road Or Highway Right-Of-Way

4-Hunt Squirrel Closed Season

1-Take Squirrel Illegal Methods

3-Take And/Or Possess Over Limit Of Squirrels

1-Possess Squirrels Closed Season

2-Hunt W/O Resident Big Game License

1-Take Deer Illegal Means During Bow Season

1-Possession Of Illegally Taken Deer Or Bear

1-Taking Or Possessing Alligators Closed Season

1-Trapping Non-Game Migratory Birds

Region (4)

REGION 3 CONT'D.

1-Criminal Trespass On State Property

1-Other Than Wildlife And Fisheries

CONFISCATIONS:

5 black bass, 28 squirrels, 1 live squirrel, 1 trap, 1 deer, 1 alligator.

REGION 4

TOTAL CASES-71

ENFORCEMENT-64

OTHER - 7

3-Boating

3-Angling W/O A License

5-Fish Without Resident Pole License

1-Use Gear W/O Recreational Gear License

1-Take Or Possess Undersize Commercial Fish

8-Hunting W/O Resident License

1-Bow Hunt W/O Bow License

2-Hunting From Moving Vehicle And/Or Aircraft

7-Hunt Wild Quadrupeds And/Or Wild Birds Illegal Hours

1-Hunt Or Discharge Firearm From Levee Road

1-Hunt Squirrel Closed Season

1-Hunt W/O Non-Resident Big Game License

2-Possession Of Pods While Bow Hunting

6-Hunt Or Take Deer Or Bear Closed Season

1-Hunt Or Take Deer Or Bear Illegal Hours

8-Take Deer Illegal Means During Bow Season

4-Possession Of Illegally Taken Deer Or Bear

1-Field Possession Of Deer Meat Without Tag

Page (5)

13-Not Abiding By Rules & Regulations On WMA

1-Hunting MGB Game Birds With Unplugged Gun

1-Other Than Wildlife And Fisheries

CONFISCATIONS:

4 catfish, 5 deer, 8 guns, 1 rabbit, 12 squirrels, 1 raccoon, 1 spotlight, 2 arrows with pods.

REGION 5

TOTAL CASES-180

ENFORCEMENT-163

OTHER - 17

52-Boating

19-Angling W/O A License

3-Use Gear W/O Recreational Gear License

1-Fish In Closed Area

1-Take Game Fish Illegally

1-Use Illegal Bait Seines

2-Possess O/L Of Spotted Sea Trout Or Red Drum

9-Take Or Possess Undersize Red Drum Or Spotted Sea Trout

3-Take Or Sell Commercial Fish Or Bait Species Without Commercial License

1-Take Or Possess Commercial Fish Without A Vessel License

1-Sell And/Or Buy Fish W/O Wholesale/Retail Dealer's License

1-Possess Exotic Fish

2-Buy Commercial Fish From Un-License Fisherman

2-Fail To Comply W/Department Rules And Regulations

1-Use Oversize Trawls

1-Take Or Possess Undersize White Shrimp

12-Take Undersize Oysters From Natural Reef

REGION 5 CONT'D.

- 20-Hunting W/O Resident License
- 2-Hunting W/O Non-Resident License
- 3-Hunting From Moving Vehicle And/Or Aircraft
- 8-Hunting W/Unplugged Gun Or Silencer
- 1-Possession Of Live Wild Quadrupeds, Wild Birds W/O Permit
- 3-Hunt Wild Quadrupeds And/Or Wild Birds Illegal Hours
- 3-Possession Of Wild Quadrupeds Or Wild Birds Without Permit
- 2-Hunt Squirrel Closed Season
- 1-Hunt Or Take Deer Or Bear Closed Season
- 1-Hunt Quail Closed Season
- 1-Not Abiding By Rules And Regulations
- 1-Field Possession Of Freshly Killed MGB Closed Season
- 4-Possess Over Limit Of Doves
- 1-Taking Or Possession Of Other Non-Game Birds-No Season
- 15-Not Abiding By Rules And Regulations On WMA
- 2-Littering

CONFISCATIONS:

609 sacks of oysters, 73 speckled trout, 16 red drum, 69 doves, 1 deer, 4 squirrels, 1 rabbit, 1 wood duck, 1 quail.

REGION 6

TOTAL CASES-214

ENFORCEMENT-195

OTHER -19

- 67-Boating
- 33-Angling W/O A License
- 11-Fish Without Resident Pole License

REGION 6 CONT'D.

- 1-Use Gear W/O Recreational Gear License
- 1-Angling W/O Saltwater License
- 1-Take Game Fish Illegally
- 1-Possess O/L Of Spotted Sea Trout Or Red Drum
- 1-Fail To Have Fish Intact (Saltwater)
- 3-Not Abiding By Commission Rules and Regulations
- 3-Take Or Sell Commercial Fish Or Bait Species Without Commercial License
- 2-Take Commercial Fish W/O Commercial Gear License
- 4-Take Or Possess Commercial Fish Without A Vessel License
- 1-Sell And/Or Buy Fish W/O Wholesale/Retail Dealer's License
- 1-Transport W/O Required License
- 1-Possession Of Red Drum And Spotted Sea Trout Illegally
- 1-Leave Nets Unattended
- 2-Take Or Possess Undersize Commercial Fish
- 2-Sell And/Or Purchase Game Fish
- 1-Fail To Comply W/Permit Req
- 1-Failure To Have Written Permission
- 1-Unlawfully Take Oysters Off A Private Lease
- 19-Take Undersize Oysters From Natural Reef
 - 1-Failure To Display Proper Number On Vessel
- 18-Hunting W/O Resident License
 - 1-Bow Hunt W/O Bow License
 - 2-Failure To Fill Out Oyster Tags Correctly
 - 4-Hunting From Moving Vehicle And/Or Aircraft
 - 2-Hunting W/Unplugged Gun Or Silencer

REGION 6 CONT'D.

- 5-Hunt Wild Quadrupeds And/Or Wild Birds Illegal Hours
- 4-Hunt Or Discharge Firearm From Road Or Highway Right-Of-Way
- 1-Hunt Rabbits Closed Season
- 2-Take And/Or Possess Over Limit Of Squirrels
- 3-Hunt W/O Resident Big Game License
- 4-Hunt Raccoons Or Opossums Illegally
- 2-Take Over Limit Of Raccoons Or Opossums
- 5-Hunting MGB From A Vehicle
- 2-Possess Over Limit Of Doves

CONFISCATIONS:

2 ducks, 29 squirrels, 1 rabbit, 19 crappie, 3 brem, 8 red fish, 116 doves, 8 shotguns, 1 fish seine permit.

REGION 7

TOTAL CASES-180

ENFORCEMENT-176

OTHER - 4

- 17-Boating
- 52-Angling W/O A License
- 20-Fish W/O Resident Pole License
 - 1-Possess O/L Of Spotted Sea Trout Or Red Drum
 - 1-Take Or Possess Undersize Red Drum Or Spotted Sea Trout
 - 1-Fail To Have Commercial License In Possession
 - 2-Take Or Sell Commercial Fish Or Bait Species Without Commercial License
 - 3-Take Commercial Fish W/O Commercial Gear License
 - 2-Take Or Possess Commercial Fish Without A Vessel License
- 21-Hunting W/O Resident License

REGION 7 CONT'D.

- 1-Bow Hunt W/O Bow License
- 6-Hunting From Moving Vehicle And/Or Aircraft
- 9-Hunting W/Unplugged Gun Or Silencer
- 4-Hunt Wild Quadrupeds And/Or Wild Birds Illegal Hours
- 2-Hunt Or Discharge Firearm From Road Or Highway Right-Of-Way
- 3-Hunt Squirrel Closed Season
- 6-Hunt W/O Resident Big Game License
- 2-Hunt Or Take Deer Or Bear Closed Season
- 4-Hunt Or Take Deer Or Bear Illegal Hours
- 4-Take Deer Illegal Means During Bow Season
- 3-Hunt Or Take Deer From Public Road
- 3-Hunt Raccoons Or Opossums Illegally
- 1-Fail To Tag Alligator Upon Taking
- 3-Not Abiding By Rules And Regulations On WMA
- 2-Illegal Spotlighting From Public Road
- 1-Littering
- 3-Other Than Wildlife And Fisheries
- 1-Possession Of Firearm By Convicted Felon
- 2-Possess Wild Birds Or Wild Quadrupeds W/O A License

CONFISCATIONS:

13 guns, 3 Q-beam lights, 2 bows and arrows, 1 squirrel, 2 doe deer, 1 spike buck deer, 2 alligator hides, 2 alligator tags, 1 alligator hunting license, 13 red fish.

REGION 8

TOTAL CASES-664

ENFORCEMENT-597

OTHER 67

77-Boating

81-Angling W/O A License

6-Fish Without Resident Pole License

3-Use Gear W/O Recreational Gear License

62-Angling W/O Saltwater License

3-Take Game Fish Illegally

2-Taking And/Or Possessing Over Limit Of Game Fish

14-Possess O/L Of Spotted Sea Trout Or Red Drum

2-Fail To Have Fish Intact

75-Take Or Possess Undersize Red Drum Or Spotted Sea Trout

3-Not Abiding By Commission Rules And Regulations

6-Fail To Have Commercial License In Possession

23-Take Or Sell Commercial Fish Or Bait Species Without Commercial License

19-Take Commercial Fish W/O Commercial Gear License

22-Take Or Possess Commercial Fish Without A Vessel License

3-Sell And/Or Buy Fish W/O Wholesale/Retail Dealer's License

1-Fail To Maintain Records

3-Transport W/O Required License

2-Use Illegal Nets

1-Possession Of Red Drum And Spotted Sea Trout Illegally

1-Leave Nets Unattended

4-Possess O/L Of Red Drum 30"

158
82
220

REGION 8 CONT'D.

- 7-Take Or Possess Undersize Commercial Fish
- 3-Sell And/Or Purchase Game Fish
- 4-Blocking Passage Of Fish
- 9-Destroy Legal Crabs Or Removing Contents
- 5-Allow Another To Use Commercial License
- 2-Fail To Comply W/Department Rules And Regulations
- 1-Fail To Comply With Closure Order
- 2-Fail To Have Commercial Fish Intact
- 4-Trawling Inside Waters W/Double Rig
- 4-Use Oversize Trawls
- 1-Trawl In Restricted Areas
- 7-Take Or Possess Undersize White Shrimp
- 3-Use Illegal Beam Trawl/Chopsticks
- 10-Failure To Have Written Permission
- 17-Unlawfully Take Oysters From State Water Bottoms
- 12-Taking Oysters From Unapproved Area
 - 1-Unlawfully Take Oysters Off A Private Lease
 - 2-Take Oysters Closed Season
- 7-Failure To Display Proper Number On Vessel
- 1-Take Over Limit Of Raccoons Or Opossums
- 2-Not Abiding By Rules And Regulations (Alligators)
- 16-Not Abiding By Rules And Regulations On WMA
 - 3-Hunt MGB With Unplugged Gun
 - 6-Hunt MGB Illegal Hours
- 14-Hunting MGB Over Baited Area

REGION 8 CONT'D.

- 11-Possess Untagged MGB
- 12-Possession Of ~~Completely Dressed MGB~~
 - 2-Field Possession Of Freshly Killed MGB Closed Season
 - 4-Using Lead Shot In Area Designated As Steel Shot Only
 - 3-Transport MGB Illegally
 - 3-Hunting Doves Closed Season
 - 5-Possess Over Limit Of Doves
 - 4-Hunting Ducks Closed Season
 - 2-Possess Over Limit Of Ducks
- 14-Hunting W/O Resident License
 - 4-Possess Wild Birds Or Wild Quadrupeds
 - 1-Bow Hunt W/O Bow License
 - 6-Hunting W/Unplugged Gun Or Silencer
 - 1-Possession Of Live Wild Quadrupeds, Wild Birds W/O Permit
 - 6-Hunt Wild Quadrupeds And/Or Wild Birds Illegal Hours
 - 2-Hunt Or Discharge Firearm From Road Or Highway Right-Of-Way
 - 2-Take And/Or Possess Over Limit Of Rabbits
 - 3-Take And/Or Possess Over Limit Of Squirrels
 - 1-Hunt W/O Resident Big Game License
 - 3-Possession Of Illegally Taken Deer Or Bear
 - 3-Resisting Arrest
 - 4-Criminal Trespass
 - 8-Illegal Possession Of Drugs Or Marijuana
 - 1-Theft Of State Property
 - 2-Littering

REGION 8 CONT'D.

~~1-Fail-To-Tag-Gill Nets~~

CONFISCATIONS:

20 rabbits, 2 raccoons, 1 alligator, 2 alligator tags, 1 alligator license, 2 non-resident commercial fishing license, 1 non-resident gear license, 6 commercial fishing license, 3 resident vessel license, 5 resident gear license, 1 pirogue, 10 lbs. marijuana, 31 large mouth bass, 393 red fish, 3 flounder, 415 speckled trout, 20 black drum, 84 catfish, 1 yellow tail fish, 1 king mackerel, 5 boxes crabs, 83 sacks of oysters, 5145 lbs. shrimp, 846 feet shrimp trawls, 1200 feet gill net, 5 oyster dredges, 2 butterfly nets, 5 boats, 4 motors, 1 pickup truck, 1 auto, 2 crab traps, 5 guns, 1 rifle, 3 ice chest, 366 doves, 31 squirrels, 14 teal ducks, 2 mallard ducks, and 2 deer.

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S.W.E.P.

RIP TIDE AND DELTA TIDE

TOTAL ENGINE HOURS-162

TOTAL BOATS CHECKED-146

TOTAL CITATIONS ISSUED-40

10-No Commercial Fishing License

4-No Commercial Gear License

4-No Vessel License

4-No Boat Registration In Possession

1-Undersize Red Drum

1-No Boat Numbers

6-Allow Another To Use Commercial License

1-Trawling Inside Waters With Double Rig Over 50 feet

2-Using 4 Rigs in Double Rig Zone

7-Oversize Trawls

CONFISCATIONS:

4000 feet of gill net, 2-54 foot trawls, 17 trawls.

TOTAL CASES ENFORCEMENT-1397

TOTAL CASES S.W.E.P. - 40

OTHER - 136

GRAND TOTAL -1573

PARISH (# 17) EAST BATON ROUGE

Name & Date of Birth	DWF Citation #	Date of Citation	Violation of R.S. #	Current Status	Prosecution/ Final Disposition	Sentence/ Fine
<u>EXAMPLE</u>						
Matthews, Terrence D. 01/20/48	C173639	08/20/89	56:302(A) Fish W/O Res. Pole License			
Leathers, Jr. Scott B. 01/13/56	C173637	08/20/89	56:302(A) Angle W/O a License			
Kemp, Roland W. . 12/03/41	C173632	08/19/89	56:302(A) Angle W/O a License			
Harris, Johnny 07/05/71	C173640	08/20/89	56:302(A) Angle W/O a License			
Guldry, Michael A. 03/01/69	C173636	08/20/89	56:302(A) Angle W/O a License			
Chaney, Darryl W. 03/11/45	C173634	08/19/89	56:302(A) Angle W/O a License			
Bogan, Daniel 05/15/38	C173621	08/02/89	56:302(A) Angle W/O a License			
Wilson, Cornelious 12/12/69	C173633	08/19/89	56:302(A) Angle W/O a License			
Wicker, III, Ulysses 06/01/68	C172869	08/18/89	56:302(A) Angle W/O a License			
White, Glenn S. 03/13/38	C172870	08/20/89	56:302(A) Angle W/O a License			
Thomas, Wayne 05/19/70	C173629	08/19/89	56:302(A) Angle W/O a License			

PARISH (#17) EAST BATON ROUGE

Name & Date of Birth	DMF Citation #	Date of Citation	Violation of R.S. #	Current Status	Prosecution/ Final Disposition	Sentence/ Fine
Stalworth, Harold R. 02/11/39	C173631	08/19/89	34:851.24F Non-comply w/PPD Requite			
Spears, Bruce E. 01/18/67	C173630	08/19/89	56:302(A) Fish w/O Res Pole License			
Putman, Jackie J. 04/11/63	C173628	08/19/89	56:302(A) Angle w/O A License			

PARISH (40) RAPIDES

Name & Date of Birth	DWF Citation #	Date of Citation	Violation of R.S. #	Current Status	Prosecution/ Final Disposition	Sentence/ Fine
<u>EXAMPLE</u>						
Preau, Shawn R. 08/15/45	C158650	08/26/89	34:851.15A No Obser In Boat W/Skiing			
Richard, Mike K. 04/11/33	C180482	08/25/89	56:302(A) Angle W/O A License			
Allen, Christine 12/28/42	C180452	08/26/89	56:302(A) Angle W/O a License			
Chapman, L. J. 08/06/42	C158648	08/02/89	56:302(A) Angle W/O a License			
Greer, Everette 05/20/65	C158649	08/19/89	34:851.24F Non-comply W/PFD Require			
Green, Terry W. 05/30/64	C158647	08/02/89	56:302(A) Fish W/O Res Pole License			
Dyer, John M. 03/05/57	C180481	08/25/89	34:851.20A No Boat Registration In Possession			
Dubois, Allen B. 12/12/55	C180478	08/06/89	34:851.20A No Boat Registration In Possession			
McClung, Raymond D. 10/20/40	C180306	08/21/89	34:851.24F Non-Comply W/PFD Require			
Pitts, Charles W. 06/11/59	C180480	08/13/89	34:851.20A No Boat Registration In Possession			
Pitts, Charles W. 06/11/59	C180479	08/13/89	34:851.24F Non-Comply W/PFD Require			

State of Louisiana



DEPARTMENT OF WILDLIFE AND FISHERIES

POST OFFICE BOX 98000
BATON ROUGE, LA. 70898

VIRGINIA VAN SICKLE
SECRETARY

BUDDY ROEMER
GOVERNOR

October 26, 1989

MEMORANDUM

TO: Chairman and Members of Commission
FROM: Virginia Van Sickle *VVS*
RE: Amended Agenda for November Commission Meeting

Attached is an amended agenda for the Commission Meeting to be held on November 2-3, 1989, in Baton Rouge, La at the Wildlife and Fisheries Building on Quail Drive.

State of Louisiana



DEPARTMENT OF WILDLIFE AND FISHERIES

POST OFFICE BOX 88000
BATON ROUGE, LA. 70898

VIRGINIA VAN SICKLE
SECRETARY

BUDDY ROEMER
GOVERNOR

October 26, 1989

MEMORANDUM

TO: Chairman and Members of Commission
FROM: Virginia Van Sickle
RE: November Board Meeting

The next regular public board meeting as set by the Commission will be at 2:00 PM on Thursday, November 2nd, 1989, at the Baton Rouge, Louisiana, Wildlife and Fisheries Building, Quail Drive.

On Friday, November 3rd, the meeting will be continued at the same location at 9:00 AM.

The following will be on the agenda:

1. Approval of Minutes of Special Meeting September 19, 1989
2. Approval of Minutes of October 5-6, 1989

HUGH BATEMAN

3. Deer Management Assistance Program
4. Crossbow Permit
5. Ratification of Hunting Seasons for Migratory Birds and Waterfowl

DON PUCKETT

6. Update on Legal Demand for Oyster Lease Bidding

JERRY CLARK

7. Status Report on Underwater Oil and Gas Wells, Toledo Bend Reservoir

Page 2
October 26, 1989

8. Ratification of 1989-90 Oyster Season

JOHNNIE TARVER

9. Alternative to Traditional Trapping

BOB DENNIE

10. Report on Responsive Management and Funding Survey

BETTSIE BAKER

11. Budget Allocation Report
12. Update on New Orleans Building Appraisal

WINTON VIDRINE

13. Law Enforcement Report

VIRGINIA VAN SICKLE

14. Secretary's Report to the Commission

NORMAN MCCALL

15. Discussion on Water Control Structure in Calcasieu Lake

OTHER BUSINESS

16. Set January Meeting Date
17. Election of Officers

P.S. There will be a Budget Committee meeting at 1:00 P.M. on Thursday before the regular Commission meeting.

VVS:sb

C: Don Puckett
Kell McInnis
Bettsie Baker
Jerry Clark
John Medica
Division Chiefs

AGENDA FOR COMMISSION MEETING

The regular monthly meeting of the Louisiana Wildlife and Fisheries Commission will be at 2:00 P.M. on Thursday, November 2nd, 1989 at Baton Rouge, Louisiana, Wildlife and Fisheries Building, Quail Drive. On Friday, November 3rd, the Commission will resume its regular meeting at 9:00 A.M.

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3. Approval of Minutes of October 5-6, 1989
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5. Crossbow Permits
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7. Update on legal Demand for Oyster Lease Bidding
8. Status Report on Underwater Oil and Gas Wells, Toledo Bend Reservoir
9. Ratification of 1989-90 Oyster Season
10. Alternative to Traditional Trapping
11. Report on Responsive Management and Funding Survey
12. Budget Allocation Report
13. Update on New Orleans Building Appraisal
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15. Secretary's Report to the Commission

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17. Set January Meeting Date

OTHER BUSINESS:

PUBLIC COMMENTS:

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OTHER BUSINESS:

PUBLIC COMMENTS:

State of Louisiana



DEPARTMENT OF WILDLIFE AND FISHERIES
POST OFFICE BOX 98000
BATON ROUGE, LA 70898

VIRGINIA VAN SICKLE
SECRETARY

BUDDY ROEMER
GOVERNOR

*Paula -
Please add
them to
the agenda -
Bettsie will
give you more
specific wording.
Va.*

October 9, 1989

MEMORANDUM

TO: Deputy Secretary, Assistant Secretary Office of Fisheries, Undersecretary and Office of Wildlife Chiefs

FROM: Virginia Van Sickle *VVS*

RE: Commission Meeting Agenda - November 2-3, 1989

Please write on the bottom of this memo and return to me by Friday, October 20th, any agenda items your Office may have for the meeting at Baton Rouge, Wildlife and Fisheries Building, Thursday and Friday, November 2-3, 1989. If you do not have anything for the agenda, please return memo to me and indicate this on the bottom of this memo. We cannot add anything to the agenda that requires commission action after we have published the agenda in the state journal.

Resolutions and Notices of Intent should be included with the list of items to be placed on the agenda.

Thank you for your cooperation!

VVS/sb

C: Don Puckett
Bob Dennie

*Budget allocation Report
Update - N.O. appraisals*

RECEIVED
OCT 09 1989
FISHERIES OFFICE

Butch

State of Louisiana



DEPARTMENT OF WILDLIFE AND FISHERIES
POST OFFICE BOX 98000
BATON ROUGE, LA. 70898

VIRGINIA VAN SICKLE
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VVS/sb

C: Don Puckett
Bob Dennie

DMAP Update - H. Bateman
Crossbow Permits - Fee Regulations - Bateman

Johnnie

State of Louisiana

RECEIVED
LA. DEPARTMENT OF
WILDLIFE & FISHERIES

OCT 09 89

FUR & REFUGE
BATON ROUGE



DEPARTMENT OF WILDLIFE AND FISHERIES

POST OFFICE BOX 98000

BATON ROUGE, LA. 70898

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VVS/sb

C: Don Puckett
Bob Dennie

- Fur + Refuge Div.*
- 1. Alternatives to traditional trapping*
 - ~~2. Notice of Intent - Alligator Season~~*
 - ~~3. Notice of Intent - Trapping Season~~*

State of Louisiana

RECEIVED

LA. DEPARTMENT OF
WILDLIFE & FISHERIES

OCT - 9 1989

ASSISTANT SECRETARY
OFFICE OF FISHERIES



DEPARTMENT OF WILDLIFE AND FISHERIES

POST OFFICE BOX 88000

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VVS/sb

C: Don Puckett
Bob Dennie

*To Leslie Bond
Discussion - out
for*

*Inland Fish Div. Bureau Fort Belknap -
& have no items for
the November Commission meeting,
Thank you!
Dennie*

State of Louisiana

RECEIVED

LA. DEPARTMENT OF
WILDLIFE & FISHERIES

OCT - 9 1989

ASSISTANT SECRETARY
OFFICE OF FISHERIES



DEPARTMENT OF WILDLIFE AND FISHERIES

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C: Don Puckett
Bob Dennie

No MARINE FISHERIES agenda item PEB.

ask wade + J.S.
B

State of Louisiana RECEIVED



OCT 09 1989

INFORMATION &
EDUCATION DIV.

VIRGINIA VAN SICKLE
SECRETARY

DEPARTMENT OF WILDLIFE AND FISHERIES
POST OFFICE BOX 88000
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VVS/sb

C: Don Puckett
Bob Dennie

10/13 Wade - report on Responsive Mgmt.
& funding survey.

Winton

State of Louisiana



DEPARTMENT OF WILDLIFE AND FISHERIES
POST OFFICE BOX 88000
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C: Don Puckett
Bob Dennie

WINTON = Law ENF Report

State of Louisiana



DEPARTMENT OF WILDLIFE AND FISHERIES

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Bob Dennie

State of Louisiana

Revised



DEPARTMENT OF WILDLIFE AND FISHERIES

POST OFFICE BOX 98000
BATON ROUGE, LA 70898

VIRGINIA VAN SICKLE
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BUDDY ROEMER
GOVERNOR

October 23, 1989

MEMORANDUM

TO: Chairman and Members of Commission
FROM: Virginia Van Sickle *VVS*
RE: November Board Meeting

The next regular public board meeting as set by the Commission will be at 2:00 PM on Thursday, November 2nd, 1989, at the Baton Rouge, Louisiana, Wildlife and Fisheries Building, Quail Drive.

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DON PUCKETT

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7. Discussion of Oyster Harvester's License

JERRY CLARK

8. Status Report on Underwater Oil and Gas Wells, Toledo Bend Reservoir

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October 23, 1989

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BOB DENNIE

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15. Update on New Orleans Building Appraisal

WINTON VIDRINE

16. Law Enforcement Report

VIRGINIA VAN SICKLE

17. Secretary's Report to the Commission

OTHER BUSINESS

18. Set January Meeting Date

P.S. There will be a Budget Committee meeting at 1:00 P.M. on Thursday before the regular Commission meeting.

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Kell McInnis
Bettsie Baker
Jerry Clark
John Medica
Division Chiefs

State of Louisiana



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Kell McInnis
Bettsie Baker
Jerry Clark
John Medica
Division Chiefs

Revised

AGENDA
LOUISIANA WILDLIFE AND FISHERIES COMMISSION
BATON ROUGE, LOUISIANA
NOVEMBER 2-3, 1989

1. Roll Call
2. Approval of Minutes of Special Meeting September 19, 1989
3. Approval of Minutes of October 5-6, 1989
4. Deer Management Assistance Program - Hugh Bateman
5. Crossbow Permit - Hugh Bateman
6. Ratification of Hunting Seasons for Migratory Birds and Waterfowl - Hugh Bateman
7. Update on Legal Demand for Oyster Lease Bidding - Don Puckett
8. Discussion of Oyster Harvester's License - Don Puckett
9. Status Report on Underwater Oil and Gas Wells, Toledo Bend Reservoir - Bennie Fontenot
10. Ratification of 1989 Fall Inshore Shrimp Season - Phil Bowman
11. Ratification of 1989-90 Oyster Season - Phil Bowman
12. Alternative to Traditional Trapping - Johnnie Tarver
13. Report on Responsive Management and Funding Survey - Wade Byrd
14. Budget Allocation Report - Bettsie Baker
15. Update on New Orleans Building Appraisal - Bettsie Baker
16. Law Enforcement Report - Winton Vidrine
17. Secretary's Report to the Commission - Virginia Van Sickle

Page 2

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OTHER BUSINESS

COMMENTS

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BATON ROUGE, LOUISIANA
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18. Set January Meeting Date

OTHER BUSINESS:

PUBLIC COMMENTS:

State of Louisiana

OK - JVS



DEPARTMENT OF WILDLIFE AND FISHERIES

POST OFFICE BOX 98000
BATON ROUGE, LA. 70898

VIRGINIA VAN SICKLE
SECRETARY

BUDDY ROEMER
GOVERNOR

October 24 1989

MEMORANDUM

TO: Virginia Van Sickle, Secretary
FROM: Sharyn L. Bateman *SB.*
RE: Rules to be Ratified at the Commission Meeting

Listed below are the rules that will be ratified at the November Commission meeting on November 2-3, 1989.

- 1) Hunting Seasons for Migratory Birds and Waterfowl
- ~~2) 1989/90 Fall Inshore Shrimp Season~~ *taken off*
- 3) 1989/90 Oyster Season

sb

RECEIVED
OFFICE OF THE SECRETARY
L. J. DIVE & FISHERIES
89 OCT 24 10:34

Virginia wants an amended
agenda going out for the
Com. Mtg next week. needs to
go out today!!

3 changes

take off shrimp season, discussion
of the oyster harvest's license

add discussion of water

control structures in Calcasieu^{Delta}

area. Get with Phil Bowman

on wording d.s. with wild parent

Virginia Van Sickle

ORDER FILLED BY: _____

DATE: 10/26/89

Don Puckett

Louisiana Department of Wildlife and Fisheries

NEWS RELEASE

VIRGINIA VAN SICKLE
Secretary



Contact
(504) 765-2917

89-130

10/24/89

AGENDA FOR COMMISSION MEETING

The regular monthly meeting of the Louisiana Wildlife and Fisheries Commission will be at 2 p.m. Thursday, Nov. 2, at the Wildlife and Fisheries building, 2000 Quail Drive, Baton Rouge. On Friday, Nov. 3, the commission will resume its regular meeting at 9 a.m.

The following items will be on the agenda:

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5. Crossbow permits.
6. Ratification of hunting seasons for migratory birds and waterfowl. (Rule)
7. Update on legal demand for oyster lease bidding.
8. ~~Discussion of oyster harvester's license.~~
9. Status report on underwater oil and gas wells, Toledo Bend Reservoir.
10. ~~Ratification of 1989 fall inshore shrimp season.~~
11. Ratification of 1989-90 oyster season. (Rule)
12. Alternative to traditional trapping.

more

first and last add agenda

13. Report on Responsive Management and Funding Survey.
14. Budget allocation report. =-
15. Update on New Orleans building appraisal.
16. Law enforcement report.
17. Secretary's report to the commission.
18. Set January meeting date.

OTHER BUSINESS.

PUBLIC COMMENTS.

RESOLUTION
LOUISIANA WILDLIFE AND FISHERIES COMMISSION

Sanctuaries: Calcasieu Lake

WHEREAS, It has come to the Commission's attention that certain shrimp fishermen are fishing in close proximity to the water control structures located within Calcasieu Lake which form part of the Cameron Creole Watershed Project; and

WHEREAS, It is this Commission's opinion that this activity creates a waste of the state's fishery resources and is otherwise detrimental to the state, and as such constitutes an imminent peril to the public welfare; and

WHEREAS, It is the desire of this Commission to restrict the harvesting of shrimp within one quarter mile of four of these control structures.

THEREFORE, BE IT RESOLVED that, pursuant to R.S. 56:315, the Louisiana Wildlife and Fisheries Commission hereby declares those areas within a one quarter mile radius of the Lambert, Grand Bayou, Mangrove and Peconi water control structures (otherwise identified as structures Nos. 5, 1, 8 and 4 respectively) within Calcasieu Lake to be shrimp-sanctuaries and closed zones, and that all netting of fish by any means or method, including but not limited to trawls, butterfly nets, gill nets, seines, or trammel nets, is hereby prohibited.

BE IT FURTHER RESOLVED that this Commission finds this action necessary to protect the fisheries resources and to prevent imminent peril to the public welfare as a result of same.

Baton Rouge, Louisiana this 2nd day of November, 1989.

Donald E. Hines, Chairman

Virginia Van Sickle, Secretary

RESOLUTION
LOUISIANA WILDLIFE AND FISHERIES COMMISSION
VIOLATION DISPOSITION REPORT

WHEREAS, It is the belief of this Commission that Louisiana's conviction rate on game violation is far below the national average; and

WHEREAS, The Commission desires to be furnished information periodically relative to parish-wide disposition of game violation citations.

THEREFORE, BE IT RESOLVED that the Commission hereby directs the Secretary to have the appropriate member of her staff make a report on a quarterly basis to the Commission at a regular monthly meeting relative to the disposition of game violation citations by parish.

Baton Rouge, Louisiana this 3rd day of November, 1989.

Donald E. Hines, Chairman

Virginia Van Sickle, Secretary

JOINT RESOLUTION
BETWEEN THE LOUISIANA WILDLIFE AND FISHERIES COMMISSION
AND
TEXAS PARKS AND WILDLIFE COMMISSION

WHEREAS, The Louisiana Wildlife and Fisheries Commission and the Texas and Wildlife Commission felt that it was in the best interest of the said Commissions to meet to discuss their mutual concerns; and

WHEREAS, A meeting site was desired that would be both convenient for traveling purposes and appropriate to the mutual concerns of said Commissions; and

WHEREAS, The Department of Culture, Recreation and Tourism, Office of State Parks, has agreed to cooperate with the Louisiana Wildlife and Fisheries Commission in the Louisiana capacity of host state in providing accommodations at North Toledo Bend State Park.

THEREFORE, BE IT RESOLVED that the Louisiana Wildlife and Fisheries Commission and the Texas Parks and Wildlife Commission jointly desire to recognize the efforts of the Louisiana Department of Culture, Recreation and Tourism, Office of State Parks for the outstanding service and assistance provided by the staff at North Toledo Bend during the joint Commission meeting held on October 5 and 6, 1989.

Baton Rouge, Louisiana, this 3rd day of November, 1989.

Donald E. Hines, Chairman

Virginia Van Sickle, Secretary

E N F O R C E M E N T

C A S E R E P O R T

N O V E M B E R , 1 9 8 9

ENFORCEMENT CASE REPORT

NOVEMBER, 1989

REGION I

TOTAL CASES-179

ENFORCEMENT-169
OTHER - 10

- 5-Boating
- 12-Angling Without A License
- 5-Fish Without Resident Pole License
- 14-Hunting W/O Resident License
- 1-Hunting W/O Non-Resident License
- 18-Hunting From Moving Vehicle And/Or Aircraft
- 3-Hunting W/Unplugged Gun Or Silencer
- 6-Hunt Wild Quadrupeds And/Or Wild Birds Illegal Hours
- 22-Hunt Or Discharge Firearm From Road Or Highway Right-Of-Way
- 4-Hunt W/O Resident Big Game License
- 6-Hunt W/O Non-Resident Big Game License
- 10-Hunt Or Take Deer Or Bear Illegal Hours
- 4-Hunt Or Take Deer From Public Road
- 7-Hunt Or Take Illegal Deer O/S
- 1-Take Or Hunt Deer Or Bear W/Illegal Weapon
- 2-Possession Of Untagged Deer Or Bear
- 1-Field Possession Of Deer Meat Without Tag
- 5-Fail To Wear Hunters Orange
- 1-Fail To Maintain Sex I.D. Or Tag Meat
- 1-Hunting Ducks Or Geese Without Federal Stamp
- 1-Hunting With Unsigned Duck Stamp

Page (2)

REGION I CONT'D.

- 2-Using Lead Shot In Area Designated As Steel Shot Only
- 5-Hunting Ducks Closed Season
- 1-Possess Over Limit Of Ducks
- 12-Not Abiding By Rules And Regulations On WMA
- 3-Criminal Trespass
- 1-Illegal Possession Of Drugs Or Marijuana
- 2-Illegal Spotlighting From Public Road
- 2-Littering
- 2-Other Than Wildlife And Fisheries

CONFISCATIONS:

6 doe deer, 2 pistols, 2 shotguns, 9 rifles, 1 bottle marijuana, 3 deer hind quarters, 1 rabbit and 10 game fish.

REGION 2

TOTAL CASES- 121

ENFORCEMENT-121

OTHER - 0

10-Boating

- 1-Use Gear W/O Recreational Gear License
- 9-Hunting W/O Resident License
- 6-Hunting W/O Non-Resident License
- 6-Hunting From Moving Vehicle And/Or Aircraft
- 1-Hunting W/Unplugged Gun Or Silencer
- 9-Hunt Wild Quadrupeds And/Or Wild Birds
- 8-Hunt Or Discharge Firearm From Road Or Highway Right-Of-Way
- 7-Hunt W/O Resident Big Game License

REGION 2 CONT'D.

- 2-Hunt W/O Non-Resident Big Game License
- 5-Hunt Or Take Deer Or Bear Illegal Hours
- 1-Hunt Or Take Deer From Public Road
- 5-Hunt Or Take Illegal Deer O/S
- 2-Possess O/L Of Deer Or Bear
- 3-Possession Of Illegally Taken Deer Or Bear
- 2-Possession Of Untagged Deer Or Bear
- 4-Fail To Wear Hunters Orange
- 2-Trap Or Sell F.B.A. Or Parts Without License
- 2-Possess Over Limit Of Ducks
- 25-Not Abiding By Rules And Regulations on WMA
- 2-Illegal Possession Of Drugs Or Marijuana
- 2-DWI
- 5-Other Than Wildlife and Fisheries
- 1-Possession Of Firearm By Convicted Felon

CONFISCATIONS:

1 rabbit, 7 1/2 deer, 1 Remington Rifle, 1 shotgun, 1 non-resident big game license, 1 non-resident big game-fishing license, 1 Ruger 300 winch/magnum with scope and 2 mallard ducks, marijuana.

REGION 3

TOTAL CASES-168

ENFORCEMENT-112

OTHER - 56

12-Boating

- 1-Fish Without Resident Pole License
- 3-Take Game Fish Illegally

REGION 3 CONT'D.

10-Hunting W/O Resident License

2-Hunting W/O Non-Resident License

7-Hunting From Moving Vehicle And/Or Aircraft

6-Hunting W/Unplugged Gun Or Silencer

7-Hunt Wild Quadrupeds And/Or Wild Birds Illegal Hours

9-Hunt Or Discharge Firearm From Road Or Highway-Right-Of-Way

4-Possession Of Wild Quadrupeds Or Wild Birds Without Permit

3-Hunt W/O Resident Big Game License

2-Hunt W/O Non-Resident Big Game License

4-Hunt Or Take Deer Or Bear Closed Season

2-Hunt Or Take Deer Or Bear Illegal Hours

3-Hunt Or Take Illegal Deer O/S

1-Take Or Hunt Deer Or Bear W/Illegal Weapon

1-Possession Of Illegally Taken Deer Or Bear

1-Field Possession Of Deer Meat Without Tag

5-Fail To Maintain Sex Identification

6-Fail To Wear Hunters Orange

1-Non-Resident Taking Illegal Deer

1-Taking Or Possessing Alligators Closed Season

3-Hunting Ducks Or Geese Without Federal Stamp

2-Hunting MGB Illegal Hours

1-Possess Untagged MGB

1-Possession Of Completely Dressed MGB (No Wing Tip Left On)

2-Wanton Waste Of MGB

7-Using Lead Shot In Area Designated As Steel Shot Only

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REGION 3 CONT'D.

- 4-Hunting Ducks Closed Season
- 1-Possess Over Limit Of Ducks
- 50-Not Abiding By Rules And Regulations On WMA
- 1-Resisting Arrest
- 1-Criminal Trespass
- 2-Illegal Spotlighting From Public Road
- 2-Operate ATV Vehicle On Public Road

CONFISCATIONS:

2 ducks, 2 white perch, 4 catfish, 1 doe deer, 3 buck deer, 2 rifles, 2
shoulders, 1 hind quarter.

REGION 4

TOTAL CASES-91

ENFORCEMENT-68

OTHER -23

- 2-Boating
- 2-Angling W/O A License
- 1-Fish Without Resident Pole License
- 6-Hunting W/O Resident License
- 4-Bow Hunt W/O Bow License
- 3-Hunting From Moving Vehicle And/Or Aircraft
- 13-Hunt Wild Quadrupeds And/Or Wild Birds Illegal Hours
- 5-Hunt Or Discharge Firearm From Road Or Highway Right-Of-Way
- 3-Hunt Or Discharge Firearm From Levee Road
- 2-Take Rabbits Illegal Methods
- 6-Hunt W/O Resident Big Game License
- 1-Take Deer Illegal Means During Bow Season

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REGION 4 CONT'D.

- 3-Hunt Or Take Illegal Deer O/S
- 1-Possession Of Illegally Taken Deer Or Bear
- 2-Possession Of Untagged Deer Or Bear
- 1-Fail To Wear Hunters Orange
- 3-Hunt Raccoons Or Opossums Illegally
- 3-Take Over Limit Of Raccoons Or Opossums
- 1-Buy Or Sell F.B.A. Without Resident Dealers License
- 1-Hunting MGB With Unplugged Gun
- 3-Field Possession Of Freshly Killed MGB Closed Season
- 3-Using Lead Shot In Area Designated As Steel Shot Only
- 3-Possess Over Limit Of Ducks (Field Possession)
- 15-Not Abiding By Rules And Regulations On WMA
- 1-Criminal Damage Of State Property
- 3-Operate ATV Vehicle On Public Road

CONFISCATIONS:

29 ducks, 4 rifles, 1 shotgun, 1 pistol, 7 1/2 deer, 5 coons, 1 rabbit

REGION 5

TOTAL CASES-241

ENFORCEMENT-226

OTHER - 15

18-Boating

1-Allow Another To Use Recreational License

14-Angling W/O A License

REGION 5 CONT'D.

- 1-Use Gear W/O Recreational Gear License
- 1-Use Illegal Bait Seines
- 2-Take Or Possess Undersize Red Drum Or Spotted Sea Trout
- 1-Fail To Have Commercial License In Possession
- 4-Take Or Sell Commercial Fish Or Bait Species Without Commercial License
- 3-Take Commercial Fish W/O Commercial Gear License
- 1-Take Or Possess Commercial Fish Without A Vessel License
- 5-Transport W/O Required License
- 1-Fail To Have Typed Instruction Aboard Vessel
- 2-Take Undersize Oysters From Natural Reef
- 13-Hunting W/O Resident License
 - 1-Bow Hunt W/O Bow License
 - 4-Hunting From Moving Vehicle And/Or Aircraft
 - 2-Hunting W/Unplugged Gun Or Silencer
 - 7-Hunt Wild Quadrupeds And/Or Wild Birds Illegal Hours
 - 3-Take Rabbits Illegal Methods
 - 4-Hunt W/O Resident Big Game License
 - 1-Hunt Or Take Deer Or Bear Illegal Hours
 - 4-Hunt Or Take Illegal Deer O/S
 - 2-Possession Of Illegally Taken Deer Or Bear
 - 1-Possession Of Untagged Deer Or Bear
 - 3-Field Possession Of Deer Meat Without Tag
 - 5-Fail To Maintain Sex Identification
 - 2-Fail To Wear Hunters Orange
 - 4-Hunting Ducks Or Geese Without Federal Stamp

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REGION 5 CONT'D.

- 1-Hunting MGB With Unplugged Gun
- 30-Hunting MGB Over Baited Area
- 4-Possess Untagged MGB
- 4-Wanton Waste Of MGB
- 18-Using Lead Shot In Area Designated As Steel Shot Only
- 2-Possess Over Limit Of Doves
- 17-Possess Over Limit Of Ducks
- 1-Possess Over Limit Of Woodcocks
- 1-Taking Killdeer-No Season
- 1-Taking Cranes-No Season
- 2-Taking Or Possession Of Other Non-Game Birds No-Season
- 1-Trapping Non-Game MGB
- 42-Not Abiding By Rules And Regulations On WMA
- 7-Criminal Trespass On State Property

CONFISCATIONS:

22 sacks of oysters, 12 deer, 104 ducks, 123 doves, 1 killdeer, 9 rabbits, 100 crab pots, 700 lbs. crabs, 600 feet gill net, 110 lbs. flounder, 27 snipe, 1 hawk, 3 ibis, 5 red drum.

REGION 6

TOTAL CASES-231

ENFORCEMENT-212

OTHER - 19

- 53-Boating
- 36-Angling W/O A License
- 5-Fish Without Resident Pole License
- 3-Use Gear W/O Recreational Gear License

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REGION 6 CONT'D.

- 3-Angling W/O Saltwater License
- 1-Take Game Fish Illegally
- 1-Taking And/.Or Possessing Over Limit Of Game Fish
- 1-Fail To Have Fish Intact (Saltwater)
- 5-Take Or Possess Undersize Red Drum Or Spotted Sea Trout
- 1-Take Or Sell Commercial Fish Or Bait Species Without Commercial License
- 2-Take Commercial Fish W/O Commercial Gear License
- 1-Sell And/Or Buy Fish W/O Wholesale/Retail Dealer's License
- 1-Fail To Maintain Records
- 1-Transport W/O Required License
- 1-Netting In Closed Area (Dept. Regs.)
- 1-Use Illegal Nets
- 4-Take Or Possess Undersize Commercial Fish
- 17-Take Or Possess Undersize White Shrimp
- 6-Take Undersize Oysters From Natural Reef
- 1-Failure To Fill Out Oyster Tags Correctly
- 11-Hunting W/O Resident License
- 1-Possess Wild Birds Or Wild Quadrupeds W/O A License
- 1-Hunting W/O Non-Resident License
- 5-Hunting From Moving Vehicle And/Or Aircraft
- 4-Hunting W/Unplugged Gun Or Silencer
- 3-Hunt Wild Quadrupeds And/Or Wild Birds Illegal Hours
- 2-Possess Firearm While Frogging
- 4-Hunt Or Discharge Firearm From Road Or Highway Right-Of-Way
- 2-Take Rabbits Illegal Methods

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REGION 6 CONF'D.

- 2-Hunt W/O Resident Big Game License
- 1-Hunt Or Take Deer Or Bear Closed Season
- 1-Hunt Or Take Deer Or Bear Illegal Hours
- 2-Possession Of Untagged Deer Or Bear
- 4-Fail To Wear Hunters Orange
- 2-Hunt Raccoons Or Opossums Illegally
- 1-Take Over Limit Of Raccoons Or Opossums
- 1-Possession Of Live Alligators Without Permit
- 4-Hunting Ducks Or Geese Without Federal Stamp
- 1-Hunting MGB With Unplugged Gun
- 4-Hunting MGB Illegal Hours
- 7-Possess Over Limit Of Ducks
- 2-Taking Grebe-No Season
- 16-Not Abiding By Rules And Regulations On WMA
- 6-Littering

CONFISCATIONS:

3 deer, 1 pigeon, 25 ducks, 2 raccoons, 3 rabbits, 2 alligators, 3 frogs, 50 red snapper, 13 red drum, 1 bass, 20 baskets shrimp, 4 gill nets.

REGION 7

TOTAL CASES-140

ENFORCEMENT-129

OTHER - 11

- 18-Boating
- 19-Angling W/O A License
- 7-Fish Without Resident Pole License
- 1-Transport W/O Required License

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REGION 7 CONT'D.

- 5-Hunting W/O Resident License
 - 1-Hunting W/O Non-Resident License
 - 13-Hunting From Moving Vehicle And/Or Aircraft
 - 7-Hunting W/Unplugged Gun Or Silencer
 - 9-Hunt Wild Quadrupeds And/Or Wild Birds Illegal Hours
 - 10-Hunt Or Discharge Firearm From Road Or Highway Right-Of-Way
 - 1-Possession Of Wild Quadrupeds Or Wild Birds Without Permit
 - 1-Possession Of Pods While Bow Hunting
 - 7-Hunt Or Take Deer Or Bear Illegal Hours
 - 1-Take Deer Illegal Means During Bow Season
 - 3-Hunt Or Take Deer From Public Road
 - 3-Hunt Or Take Illegal Deer O/S
 - 1-Possess O/L Of Deer Or Bear
 - 5-Possession Of Illegally Taken Deer Or Bear
 - 1-Possession Of Untagged Deer Or Bear
 - 1-Hunting With Unsigned Duck Stamp
 - 2-Hunting MGB Illegal Hours
 - 1-Hunting Ducks Closed Season
 - 11-Not Abiding By Rules And Regulations On WMA
 - 2-Criminal Trespass
 - 1-Littering
 - 9-Other Than Wildlife And Fisheries
- CONFISCATIONS: 6 doe deer, 1 spotted fawn, 1 button buck, 4 wood ducks, 3 rabbits, 1 deer, 10 rifles, 6 shotguns, 1 compound bow, 1 spotlight.

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REGION 8

TOTAL CASES-608

ENFORCEMENT-552

OTHER - 56

- 82-Boating
- 64-Angling W/O A License
 - 5-Fish Without Resident Pole License
- 46-Angling W/O Saltwater License
 - 1-Take Game Fish Illegally
- 13-Taking And/Or Possessing Over Limit Of Game Fish
- 11-Possess O/L Of Spotted Sea Trout Or Red Drum
 - 1-Fail To Have Fish Intact (Saltwater)
- 102-Take Or Possess Undersize Red Drum Or Spotted Sea Trout
- 13-Fail To Have Commercial License In Possession
- 15-Take Or Sell Commercial Fish Or Bait Species Without Commercial License
 - 9-Take Commercial Fish W/O Commercial Gear License
- 23-Take Or Possess Commercial Fish Without A Vessel License
 - 2-Transport W/O Required License
 - 2-Use Illegal Nets
 - 1-Leave Nets Unattended
 - 5-Allow Another To Use Commercial License
 - 4-Failure To Have Written Permission
 - 3-Unlawfully Take Oysters From State Water Bottoms
- 24-Taking Oysters From Unapproved Area
 - 2-Unlawfully Take Oysters Off A Private Lease
 - 2-Using Illegal Gear For Taking Oysters On Public Grounds
 - 5-Failure To Display Proper Number On Vessel

REGION 8 CONT'D.

- 2-Failure To Fill Out Oyster Tags Correctly
- 1-Buying Or Selling For Resale Untagged Oysters
- 2-Hunt Raccoons Or Opossums Illegally
- 2-Not Abiding By Rules And Regulations On WMA
- 15-Hunting Ducks Or Geese Without Federal Stamp
- 3-Hunting MGB With Unplugged Gun
- 7-Hunting MGB Illegal Hours
- 2-Hunting MGB From Moving Motorboat
- 3-Possession Of Completely Dressed MGB (No Wing Tip Left On)
- 7-Using Lead Shot In Area Designated As Steel Shot Only
- 18-Hunting W/O Resident License
- 2-Possess Wild Birds Or Wild Quadrupeds W/O A License
- 14-Hunting From Moving Vehicle And/Or Aircraft
- 2-Hunting W/Unplugged Gun Or Silencer
- 15-Hunt Wild Quadrupeds And/Or Wild Birds Illegal Hours
- 8-Hunt Or Discharge Firearm From Road Or Highway Right-Of-Way
- 3-Hunt Or Discharge Firearm From Levee Road
- 14-Hunting W/O State Duck Stamp
- 1-Take Rabbits Illegal Methods
- 2-Take And/Or Possess Over Limit Of Rabbits
- 2-Hunt W/O Resident Big Game License
- 2-Hunt Or Take Deer Or Bear Closed Season
- 4-Hunt Or Take Deer Or Bear Illegal Hours
- 2-Hunt Or Take Deer From Public Road
- 3-Hunt Or Take Illegal Deer O/S

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REGION 8 CONT'D.

- 4-Take Or Hunt Deer Or Bear W/Illegal Weapon
- 2-Fail To Maintain Sex Identification
- 3-Fail To Wear Hunters Orange
- 6-Hunting Ducks Closed Season
- 8-Possess Over Limit Of Ducks
- 1-Resisting Arrest
- 6-Criminal Trespass
- 3-Illegal Spotlighting From Public Road
- 1-Littering
- 3-Other Than Wildlife And Fisheries

CONFISCATIONS:

539 speckled trout, 120 red drum, 184 black bass, 115 striped bass, 60 black drum, 13 oyster dredges, 600 feet of gill net, 6 boats, 4 motors, 1 auto, 8 rifles, 4 shotguns, 5 head lamps, 4 raccoons, 2 willets, 4 resident vessel license, 6 resident commercial fishing license, 4 resident gear license, 1 boat registration, 4 gallinules, 81 ducks, 2 deer, 35 rabbits.

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S. W. E. P.

RIP TIDE AND DELTA TIDE

73 running hours

42 boats checked

TOTAL CASES-10

3-Commercial Fishing License

2-No Vessel License

1-Allow Another To Use Commercial Vessel License

4-Take Polluted Oysters

CONFISCATIONS:

600 feet of gill net, 7 oyster dredges.

NOTE: 4 Search and Rescue

TOTAL CASES ENFORCEMENT: 1589

TOTAL CASE S.W.E.P. : 10

TOTAL CASES OTHER : 190

GRAND TOTAL : 1789

Draft

MINUTES OF MEETING

LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES

NOVEMBER 2-3, 1989

Chairman Don Hines presiding:

Thursday, November 2, 1989

Mr. James Jenkins
Mr. Bert Jones
Mr. Norman McCall
Mr. Warren Pol
Mr. Dale Vinet

Secretary Van Sickle was also present.

Chairman Don Hines presiding:

Friday, November 3, 1989

Mr. James Jenkins
Mr. Bert Jones
Mr. Norman McCall
Mr. Warren Pol
Mr Dale Vinet

Secretary Van Sickle was also present.

The minutes of the special Commission meeting on September 19, 1989, were unanimously approved at Thursday's meeting with a motion from Mr. Jenkins. Seconded by Mr. Pol. Passed unanimously.

The minutes of the regular Commission meeting on October 5-6, 1989, were unanimously approved at Thursday's meeting with a motion from Mr. Jenkins. Seconded by Mr. Pol. Passed unanimously.

At Thursday's meeting Mr. Hugh Bateman briefed the Commissioners on the Deer Management Assistance Program. Mr. Bateman stated that last July the Commission had given the

department some direction in changing the way the Deer Management Assistance Program was operated. The department has done this Mr. Bateman informed the Commissioners. Mr. Clyde Vienne was introduced as the new Deer Management Assistance Program Coordinator and is a long time biologist (twenty years) with the department. Mr. Vienne gave a brief update on the program and informed the Commissioners that at this time there are clubs still signing up for the program. The total number of clubs participating has dropped from 838 (1988-89) to 736 this year. This is a decrease of 102 clubs. The total acreage has also dropped from 1,759,104 (1988-89) to 1,384,951 this year. There are several reasons for the decrease in acreage but the main one was that some clubs were claiming agriculture lands and pasture lands as part of their clubs and since the department has started charging a fee the clubs have dropped these lands. \$80,577.00 in fees have been collected advised Mr. Vienne. There are several reasons that some of the clubs did not participate in the program this year. Some of the clubs with very small acreage and very few members were encouraged to drop out. The department felt that it would fit their needs better if they would drop out of the program and harvest their either-sex deer during the regular either-sex days. Some of the clubs have combined and formed an association of five or six clubs and operating under one club. Some of the clubs with large acreage and small memberships felt that the fees were excessive because of the small membership of the club. Another thing that contributed to some of the dropouts was that the

department was late in initiating a fee and most of the clubs had already paid their dues for the year and did not feel like asking their membership for more money this year. Possibly some of these clubs will return to the program next year.

Some of the projects that are going to be initiated into the program are:

- 1) Computerizing the DMAP program which will include giving and annual report to each participating club.

- 2) Standardize the fee forms. Some of the districts are using different methods in receiving and recording the fees.

- 3) Encourage spot checks of all the clubs. This is a cooperative effort between the game division employees and enforcement division employees which will help insure compliance with the program.

- 4) Informative pamphlet. This pamphlet will be given out to all the clubs and will include ideas on basic deer biology as it relates to herd management. All the districts need to be on the same track as to what is being taught in each district about the DMAP program.

5) Look into the feasibility of having all the fees paid and packages picked up by October 1. This would insure that all the clubs would have their tags by the opening of the bow season.

Mr. Vienne concluded that these were some of the things that the department is hoping to accomplish this year. He is excited about stepping into the job and believes it is going to be quite a challenge. At this time Mr. Vienne asked if there were any questions.

Mr. Jones stated that he had noticed that Mr. Vienne had said that there were still some of the clubs signing up. Mr. Vienne pointed out that District I still has 80 clubs that have not picked up their package and the figures that were given in his report are as of this week and will change. Another report will be given as soon as all the packages have been picked up and the season is in progress advised Mr. Vienne. Mr. Jones asked if there was a concrete X date where a participant can no longer join? Mr. Bateman explained that what has happened is that these clubs have already signed up and agreed to participate simply have not come by the office and picked up their tags, these are the ones that are outstanding. The money has been collected from these clubs and there are no problems as far as the department is concerned stated Mr. Bateman. There was a definite sign up and cut off date this year and was adhered to across the state. Mr. Bateman added that if the Commissioners remembered there were some pretty strong

feelings about the amount of the fees charged for the DMAP program but in Mr. Bateman's opinion it has worked very well and believes it has been a successful effort.

Secretary Van Sickle pointed out to the Commissioners that the projects listed by Mr. Vienne are the things that the Commission thought were problems with the DMAP program and needed to be worked on.

Chairman Hines asked about the site surveys of the deer herds and what has been done to increase this. Mr. Vienne stated that on the initial sign up of a club the biologists in the various districts go out and make a survey. After the initial survey is made and according to what Mr. Vienne has read in the minutes of past meetings of what has been recommended it may or may not be necessary to go out the next year. They may go out once every two years and look at a club. If there are drastic changes in the habitat the biologists may make two surveys (two ^{consecutive} years in a row). This is left up to the district people and they know when they need to go out and look at these clubs. If there are no changes there are no reasons to go out every year but will go out at least once every two years concluded Mr. Vienne.

At Thursday's meeting Mr. Hugh Bateman discussed the Crossbow Permit program just as a matter of information. Mr. Bateman informed the Commissioners that a year ago a change in statute took

place that fairly liberated the ability of an individual to apply to the department for a handicapped crossbow permit. The original statute that was passed by the legislature was fairly straight forward and it required an individual to be permanently and 100 per cent disabled in one hand or arm to apply for a crossbow permit. Under this statute only forty to sixty of these permits were issued a year. The recent change that the legislature saw fit to make in this handicapped regulation in terms of using a crossbow, which is otherwise ~~is~~ prohibited by state law for use as hunting equipment in Louisiana, has resulted in ~~this year since~~ ~~July~~ over three hundred people contacting the department for a crossbow permit. ^{since July} These requests have resulted from the law being changed to where an individual is simply disable in the terms of medical opinion of a licensed doctor that he is unable to use regular archery equipment and is permanently disable and that he can in fact apply for a crossbow permit. The department has no recourse once a doctor signs a request and the other obligations of the application are met. Mr. Bateman advised that the department is handling this situation the best way they know how and have issued at the present time 250 to 300 permits this year in addition to the others that the department already had. There is no end in sight stated Mr. Bateman and during this years~~s~~ cycle of hunting regulations procedure the department may recommend that some additional change be made so that this situation can be handled better. One recommendation might be that a crossbow be made legal archery equipment and set a special season or might

recommend that crossbows be legalized as a hunting equipment tool during the gun season. There are several different things that will be looked at advised Mr. Bateman. Chairman Hines stated that he believes this is something that needs to be done because it's getting out of hand and that he, as a doctor, has been approached for medical opinions to obtain crossbow permits. Mr. Bateman commented that the department is definitely going to have to respond to the situation and try to get it under control so that it can be administratively dealt with. There are some biological implications, not for the deer herd ⁱⁿ ~~in~~ particularly, but in terms of the 25,000 archery hunters in Louisiana who really prefer to use regular archery equipment. Mr. Bateman and his staff's feelings are that they do not want to do anything in dealing with crossbows involving less than a few hundred people that would jeopardize the length of the season or the opportunities to hunt that the regular archers have.

At Friday's meeting Mr. Dale Vinet suggested that Mr. Hugh Bateman and the Game Division work with the legislative ^{with} and see if something could be worked out to police this situation.

At Thursday's meeting Mr. Dave Morrison presented a resolution and the rule for ratification of the 1989-90 hunting seasons for migratory birds and waterfowl. The recommendations were presented and adopted by means of a declaration of emergency by the Commission at the August meeting. A notice of intent was

presented at the same time to start the process of the administrative procedure act. There have been no changes from the notice of intent.

At Thursday's meeting Mr. Vinet made a motion to adopt the resolution and rule for ratification. Seconded by Mr. McCall. Passed unanimously.

(The full text of the resolution is made a part of the record)

WHEREAS, Department staff attended the status meeting and public hearings in Washington, D.C. on migratory game birds including waterfowl, and

WHEREAS, the U.S. Fish and Wildlife Service established basic frameworks for the hunting of migratory birds including waterfowl, and

WHEREAS, the status and results of meetings held in Washington were discussed with the Louisiana Wildlife and Fisheries Commission, and

WHEREAS, the staff of the Louisiana Department of Wildlife and Fisheries developed recommendations, in consultation with

the Commission, for migratory game birds that include season dates, bag limits and shooting hours, and

WHEREAS, it is the constitutional responsibility of the Louisiana Wildlife and Fisheries Commission to establish hunting season for migratory game birds within the constraints of the U.S. Fish and Wildlife and Service framework, and

WHEREAS the normal requirements of the Administrative Procedures Act have been met to extend season dates, bag limits and shooting hours beyond the 120 day time period established in the Declaration of Emergency, now

THEREFORE BE IT RESOLVED, that on November 2, 1989, the Louisiana Wildlife and Fisheries Commission does hereby ratify the attached season dates, bag limits, and shooting hours for the 1989-90 migratory bird hunting season in accordance with the Administrative Procedures Act.

(The full text of the rule is made
a part of the record)

The following season dates, bag limits and shooting hours have been adopted to govern the hunting of migratory birds during the 1989-90 Hunting Seasons. Regulations are within the frame work

established by the U.S. Fish and Wildlife Service (Federal Register volume 54, No. 107, pg. 24290-24293).

Dove:

September 2-10

October 14-November 12

December 9-January 8

The daily bag limit is 12 with possession limit after opening day of 24.

Snipe:

November 11-February 25

The daily bag limit is 8 with a possession limit after opening day of 16.

Woodcock:

December 9-February 11

The daily bag limit is 5 with a possession limit after opening day of 10.

Rail:

November 18-January 20

The daily bag limit is 15 Clapper ;and King in the aggregate and a possession limit of 30 after opening day; 25 Sora and Virginia in the aggregate and possession limit is the daily bag limit.

Gallinule:

November 18-January 20

The daily bag limit is 15 with a possession limit of 30 after opening day.

Ducks and Coot:

West Zone:

Nov. 18-Dec. 4

Dec. 26-Jan. 7

East Zone:

Nov. 18-Nov. 23

Dec. 15-Jan. 7

Duck Limits:

The daily bag limit of ducks is 3, and may include no more than 2 mallards (no more than 1 of which may be a female, 2 wood ducks, 1 black duck, 1 redhead and 1 pintail. Canvasback may not be taken at any time.

Merganser Limits:

The daily bag limit of mergansers is 5 of which only may be a hooded merganser. The possession limit is 10 with only 2 hooded mergansers.

Coot limits:

The daily bag and possession limits of coots are 15 and 30, respectively.

Geese: Statewide (West and East Zone)

Season Dates	Daily Bag Limits	Possession
Nov. 18-Dec. 4	7	14 (WHITE FRONT, SNOW GOOSE, BLUE GOOSE)
Dec. 15-Feb. 5		(WHITE FRONT, SNOW GOOSE, BLUE GOOSE)
Feb. 6-Feb. 14		(SNOW AND BLUE GOOSE ONLY)

The daily bag limit is 7 in the aggregate of Blue, Snow, or White-fronted geese of which not more than two (2) may be white-fronted. Possession limit is twice the daily bag limit.

Shooting Hours:

Dove: One-half hour before sunrise to sunset; EXCEPT on the opening weekend of each split (Sept. 2-3, Oct. 14-15, and Dec 9-10) when shooting hours will be 12:00 Noon until sunset.

All other migratory birds: One-half hour before sunrise to sunset.

At Thursday's meeting Mr. Don Puckett gave an update on the legal demand for oyster lease bidding. Mr. Puckett advised the Commission that as this presently stands this is a matter that is subjected to litigation and a legal opinion from the Attorney General has been requested. The matter has also been discussed with other individuals and if the Commission would desire a preliminary or interim update on this matter it can be taken up in Executive Session, Since litigation has been threatened, Mr. Puckett reminded the Commission and he advised that this would probably be the appropriate course to take.

Chairman Hines asked Mr. Puckett to summarize, for the general public, what had happened, what the suit was about, and where the department is at this point. If any legal strategies needs to be discussed the Commission can do this in Executive Session at the end of the meeting, advised Chairman Hines.

Mr. Puckett advised that this situation came about as a result of a legal demand that was sent by a private attorney to the Secretary of the department and to the Commission essentially

demanding that the present procedure used to put oyster leases in place be modified to do it by public bid. At the present time they are not being publicly bid and there is a \$2.00 statutory cap per acre. The department is examining the issue and since it is a rather complex issue that has been raised an opinion has been requested from the Attorney General's office and also requested the Attorney General's office to advise the department what roll, if any, they might take if they participate in the litigation. At the last meeting of the Commission a resolution was presented essentially advising the Secretary and the staff to proceed or to employ certain procedures toward examining the feasibility of putting bid procedures in place. Mr. Puckett has discussed this with Secretary Van Sickle but needs a little more clarification, ^{and} ~~little more~~ detail, as far as exactly what to perceive. Mr. Puckett advised that he has examined the law and has looked at what portions of the law would have to be amended to put this in place. At this time Mr. Puckett asked the Commission for clarification on the form of their motion from the last meeting.

Mr. Jenkins stated that it was his understanding that what the Commission wanted to do was to get permission from the legislature to take public bid and have the Secretary go before the appropriate committees ^{of} ~~of~~ the legislature and in whatever fashion was necessary change the law to give the department and the Commission permission to take bids.

Secretary Van Sickle asked Mr. Puckett to read the statement from the copy of the minutes of the October meeting dealing with Mr. Palmisano's motion. Mr. Puckett read the last two sentences which stated "With the advice of legal counsel there is a consensus that the commission request the Secretary confer with the House Natural Resources Committee and other appropriate branches of government on the feasibility of beginning procedures for granting oyster leases on a public bid process. Mr. Palmisano moved that the Commission direct the Secretary to contact the appropriate governmental agencies to begin proceedings". Secretary Van Sickle asked if the Commission's instructions are that the department should ~~start publicly bidding~~ ^{attempt to publicly bid} the oyster leases? There being a disagreement Chairman Hines read from the minutes the following: "...discussed a letter from attorney Mary Olive Pierson in which she made a request to the Commission that within the next thirty days from receipt of her letter that procedures begin within the department or through the legislature to change the procedures from granting oyster leases to a public bid process and if the department did not comply with this request she intended to follow suit for declaratory judgment asking that the procedure used at the present time be declared unconstitutional and that all current leases be declared null and void". Chairman Hines stated that he thought that Mr. Palmisano's motion was to just ask the Secretary to contact the appropriate branches of government on the feasibility of beginning procedures for the granting of oyster leases on a public bid process. This would satisfy Ms. Pierson's

request and would give the Commission a format and whether they wanted to follow it or not would be decided after it was received ~~back~~. There may be some question as to whether or not the leases can be put up for public bid because there is a \$2.00 cap and to get away from the cap would take legislative action. Chairman Hines stated that the Commission and department cannot really do anything because they are bound by law. Mr. Jenkins stated that the history of this is that they have tried to do something and the legislature has stepped in and taken away the Commission and department's ability to do anything. So in light of the threatened law suit Mr. Jenkins thinks it was a consensus that the department is trying to do something and want to make sure that the legislature and the public understands that they are trying to do this and one way would be to ask the legislature to give permission to the department to go out on public bid which they do not have at this time because of the law. This would entail changing the law and cannot be done today but the intent was to go on record that the Commission and department wants to do this and ask the legislature to enable them to do this stated Mr. Jenkins. Secretary Van Sickle asked Mr. Jenkins if authority was granted ^{by the legislature} to do this, is authority being seeked to cancel leases that have been in families for hundreds of years? Mr. Jenkins stated that if he had his choice he would not cancel leases but a way of transition would have to be figured out which would also serve the public interest by getting the appropriate price and bid process for the leases. The law suit is threatening that "yes" they want the judge

to get up there and say that all these leases are null and void and throw them all out pointed out Mr. Jenkins and if he had the choice he would figure out just the way it was done in shell dredging and other situations where you go to public leases.

Chairman Hines commented that he believed the Secretary wants direction and he thinks the direction that the Commission gave to her was to confer with the appropriate governmental bodies on the feasibility of a public bid for oyster leases and the proper procedure to carry this out. Mr. Pol asked how long would it be before a ruling from the Attorney General was received. Mr. Puckett answered within three weeks would be his guess and should be in time for the next Commission meeting but that he cannot commit the Attorney General's office but he feels like they realize it is an issue that ~~they~~ needs to be addressed promptly. Chairman Hines asked Mr. Puckett if he was just asking the Attorney General about the constitutionality of the present law where there is a cap at \$2.00 and ~~you keep it~~ ^{the lease is kept} in the family and continue to renew the lease on public ground indefinitely. Mr. Puckett answered that essentially he basically just rephrased Ms. Pierson's question that she had directed to the department and asked the Attorney General if this is a legal issue she is raising and if she is correct or incorrect in her assertions. Mr. Puckett also inquired as to what role the Attorney General's office would play in litigation if it comes to this. The House Natural Resources Committee and the Attorney General have been contacted in this regard and this should

satisfy Ms. Pierson's demand to the Commission stated Chairman Hines. Secretary Van Sickle stated that the next Commission meeting will be in five weeks and a response from the Attorney General's office should have been received and this issue can be picked up at the December meeting because there is nothing else that can be done at this time (b)

Mr. Jenkins commented that maybe a year or so ago there was an item on the agenda to raise the oyster leases to \$5.00 an acre which at that time the Commission had the authority to do. This went through the Oyster Task Force recommendations and it was lowered to \$3.00, went to the legislature with the \$3.00 and they said no; leave it at \$2.00 and took away the Commission's ability ~~was taken away~~ to go back to \$5.00 or anything. Mr. Jenkins believes it has been the wish of the Commission that more money be gotten for the leases and it is his personal wish that they get whatever the fair market value is for the lease.

Secretary Van Sickle pointed out that the Oyster Task Force came up with the money that would have been gained from a \$3.00 lease and doubled it with the new Oyster Harvester's License. This new license will generate \$600,000 that will pay for the department's increased law enforcement and new agents are being hired to work in the oyster areas. The new license will go into effect ~~as of~~ January 1, 1990. So even though the task force did not go along with the increase they came up with an alternative

that is tied to getting people out of the industry that are harvesting polluted oysters and allows the department to get someone out of the water that is caught poaching oysters from polluted areas on the second conviction for three years, explained Secretary Van Sickle.

Mr. Jenkins stated that he thinks the results of the Oyster Task Force are good and believes that a lot of progress has been made in trying to recover department cost, which was one of the objectives but believes the issue that Ms. Pierson has raised is really separate from this; it is the value of the leases.

Mr. Jones commented that he thinks the question in hand is are the Wildlife and Fisheries getting what is fair market value for these leases and it seems as though under the present system we are in untested ground and really do not know what they are worth.

Mr. Pol stated that he thought they were losing ^{right} site of the fact that these oyster leases are controlled by very few people and it is not fair to the State of Louisiana. If a ruling from the Attorney General's office is not received by next week he personally hopes that Ms. Pierson files the suit.

Mr. Jenkins explained that one of his purposes in trying to do something about this was to defend the Commission and department's position and wanted the attorney, the public and

whoever else to know that the Commission and department's position is different from the legislature. Mr. Jenkins has no problems with waiting for the Attorney General's opinion but he is not going to be obliged, if the Attorney General says that the department cannot get but \$2.00 and leave it like it is, to defend this position. He believes it is wrong.

After further discussion on the oyster leases and public bidding Chairman Hines asked Mr. Puckett if the courts set any procedures for selecting applicants and so forth for oyster leases from the situation in New Orleans a few years ago. Mr. Puckett answered that the courts did not address the oyster leases; they purely addressed shell dredging leases and Ms. Pierson has claimed that case may have a bearing ~~o~~ on oyster leases. Mr. Jenkins asked Mr. Puckett about the two suits that involved first come, first serve on oyster leases and if anything had been resolved~~ly~~. Mr. Puckett stated that it has been resolved and about half of the people have received their application and are in the process of getting them surveyed. Mr. Jenkins asked how the oyster leasing worked from the department stand~~o~~point. The price is fixed and it is on a first come, first serve basis stated Mr. Puckett.

Captain Pete Vujnovich who has been in the oyster business for 56 years and owns 1,200 acres addressed the Commission. Captain Vujnovich informed the Commission of how an oyster lease was built which takes years and a lot of hard work. He also advised that

fourteen years ago, as an individual oyster farmer, he asked the Wildlife and Fisheries Commission to go up to \$5.00 an acre because he had fore^sight to see what was going to happen in the industry. The Commission went from \$1.00 an acre to \$2.00 at that time and this was the biggest mistake for the oyster industry that every^x happened stated Captain Vujnovich. Today, Captain Vujnovich, is against going to \$5.00 because the areas are either closed to pollution,^f he cannot plant oyster^s, as an oyster farmer because poachers have cleaned him out, and there are no more seeds in Plaquemines ~~parish~~, St. Bernard and Jefferson. ^{Parishes} The oyster fishermen are having a hard time today making a living and if a lease that the oyster fishermen has built is going to be taken away from him and put up at public auction the Louisiana oyster industry will be no more stated Captain Vujnovich.

^{Kenny}
Mr. ~~Larry~~ Fox addressed the Commission and explained the concept of ^an oyster fisherm^an. The oyster fisherm^an goes to the state and applies for an application for waterbottoms and the oyster fisherm^an is the one who develops the waterbottom and builds the values of the leases. It takes many years to develop these leases and a lot are handed down from generation to generation. What oyster fisherman is going to go out there and invest his hard earned money to plant oyster^s, not knowing whether somebody else is going to outbid him in the future and if this is the concept that the Commission is talking about than^e a lot of oyster fishermen had better start preparing to retire because there will be no future

in it stated Mr. Fox. Concluding Mr. Fox commented that when the ruling from the Attorney General is received he hopes it will be in favor of the oyster fishermen.

Mr. McCall asked that if you leased a bottom area with nothing on it and you developed ~~it~~ and it takes two years ~~to~~ develop ^{it} at the end of the two years can you actually be fishing productive oysters off ~~of~~ it?

Mr. Fox answered yes if mother nature does not work against you and depending on the areas because not all waterbottoms are good for producing oysters.

Mr. McCall asked for a ball park figure of how much it cost a oyster fisherman to develop one acre of the waterbottoms.

Mr. Fox answered it is hard to say because it depends on the waterbottoms and he has never figured it out per acre. After further discussion between Mr. Fox and Mr. Vinet it was estimated that it would cost around \$5,000 per acre to develop.

Mr. Pol asked Mr. Puckett if an oil company wants to run a pipeline across the property that is leased by the oyster fishermen, who would get the fee. Mr. Puckett replied it would be the oyster fishermen and not the State of Louisiana.

At Thursday's meeting Mr. Arthur Williams gave a status report on underwater oil and gas wells, Toledo Bend Reservoir. Mr. Williams reported that at the October meeting at Toledo Bend it was learned that there were some inundated oil wells in Toledo Bend Reservoir. The department has looked into the situation and has learned that there are 331 wells that are inundated. At the October Commission meeting there was some concern that some of these wells were not plugged properly and since that time the department has found out that the Sabine River Authority has begun a study of these wells to see if, in fact, there are some that are unplugged. At this point in time they have not determined that any wells were left unplugged or plugged properly. The department asked the Authority that they be allowed to take part in the study. Copies of the Plug and Abandonment Sheets have been obtained from the Department of Conservation and sent to some petroleum engineers who are making a study of this to determine if there are some bad wells in Toledo Bend. At this time the department has no indications that there are ^{any} ~~any~~ bad wells. A resolution has been prepared but at this time Mr. Williams believes it is a little premature because the study is under way and the Sabine Authority has asked the department to take part in the study which is being done.

Chairman Hines commented that he thought one of the concerns was, not with plug, but with the corrosion which might affect the valves.

Mr. Williams stated that was possible if they are unplugged or plugged improperly this would be a real concern and it will be looked at ^{at} the proper time. Chairman Hines asked for comments or questions at this time.

Secretary Van Sickle advised that yesterday at the Capitol there was a hearing on the preparedness of the state to respond to oil spills. A month ago a menhaden vessel pulled across a gas pipeline that was not properly buried and eleven people perished. This is a tremendous problem stated Secretary Van Sickle and Mr. Barnes White of the menhaden company ? called her this morning and advised that they were going to be visiting with the Congressional Delegation on Monday and understood that the Wildlife and Fisheries Department and the Commission might be interested in this. With the Commission's permission Secretary Van Sickle would like to have a resolution, tomorrow, from the Commission to Congress regarding the the requirements ^{maintenance} ? because ~~this~~ plugging and abandonment of pipelines and the well heads themselves does come under the federal jurisdiction for safety ~~and~~ not just to crew but to the environment as well because it could create an oil spill. It might help at this point because some of the fisheries interests are going to be requesting hearings from Senator Johnston and Breaux and it might help for this Commission to get involved and also request that

Congress get involved. The Commission agreed that a resolution was in order.

At Thursday's meeting Mr. Phil Bowman presented a resolution and rule for ratification of the 1989-90 Oyster Season. Mr. Bowman stated that all the provisions in the rule have been brought to the Commission before. After consultation with Legal Counsel all the actions that have been previously taken have been incorporated into the final rule.

Mr. Vinet asked the closing and opening of different areas were affected by the rule. Mr. Bowman answered yes they are still in the provision. Some of the areas have been laid out as closed and there is still the provision in the rule that the Secretary is authorized to make additional closures. Mr. Vinet stated that at the last meeting he had brought this up and had asked the department to look into closing Vermilion Bay and the first three days that Vermilion Bay was opened there was 18 to 20 cases made on small oysters and is asking again for the department ~~to~~ look into maybe closing Vermilion Bay or do something about these areas. There are a lot of small oysters being ^{taken} taking out of Vermilion Bay commented Mr. Vinet.

Mr. Bowman advised that he has heard this from some of the enforcement agents, however, there are no size limits on oysters ~~that~~ people if they wish to go bid them and the only time it

becomes a violation is if they try to put ^{an} oyster less than three inches off the public grounds into a sack and bring it to market. This is what they are doing stated Mr. Vinet. Mr. Bowman informed the Commission that the department will continue to monitor this situation and make a recommendation to Secretary Van Sickle. The department has continued to look at it and the whole situation about Vermilion Bay and Atchafalaya Bay is that in these areas it is a little different then some of the other public oyster seed grounds in that it receives direct influence from the Atchafalaya River. The department would like to have the opportunity for people to go in there and harvest legal size oysters and to bed out of this area as much as possible because of the fact that if there is another high river additional mortalities could be sustained losing as much as 50 percent of the available oyster as happened this year advised Mr. Bowman. Mr. Vinet stated that he understood this but he had asked the department to find out if they had jurisdiction on letting people go into Vermilion Bay, knowing the river was going to be high, and dredge the oyster to get them out before they die but has not had any response yet. There are no legal size oysters that ^{are} is worthwhile fishing in Vermilion Bay from what Mr. Vinet has been told by some of the oysters fishermen who boats are tied up and as far as sack oysters in Vermilion Bay a person cannot make a living. Mr. Vinet asked Mr. Pete Juneau about the situation at ^{Cypressmont} Sycamore Point and if there were still as many boats as there ^{were} was in the beginning. Mr. Juneau stated that there ^{were} was about half of the boats. A lot of the boats

moved from Southwest Pass to South Point and the areas over there and are moving back and forth. There are still quite a few in there commented Mr. Juneau. Mr. Vinet asked if any cases have been made lately with undersized oysters in Vermilion. Col. Vidrine answered several cases in the last few weeks.

At Friday's meeting ratification of the rule establishing the 1989-90 Oyster Season was brought up for adoption. Motion made by Mr. McCall for adoption and seconded by Mr. Vinet. Passed unanimously.

(The full text of the rule is
made a part of the record)

In accordance with the provisions of the Administrative Procedures Act, R.S. 49:950 et. seq. and with R.S. 56:433, which allows the Commission to designate what parts or portions of the natural reefs may be fished for oysters, the Louisiana Wildlife and Fisheries Commission sets the 1989/90 oyster harvest season in the following manner:

1. The Public Oyster Seed Grounds will open 1/2 hour before sunrise September 6, 1989;

2. The Public Oyster Seed Grounds will close 1/2 hour after sunset September 15, and remain closed until they reopen 1/2 hour before sunrise October 16, 1989;
3. The Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action if necessary to close areas where oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival;
4. The Sister Lake, Hackberry Bay, Bay Junop and Bay Gardene Oyster Seed Reservation, the shell plant in American (California) Bay, all of Bay Crabe and that portion of Black Bay west of a line from Mozambique Point to Bell Island will be closed for the 89/90 oyster season.
5. Bedding will not be allowed in sacks or any type of container but will consist of shoveling back on the deck of the vessel;
6. For the 89/90 oyster season only, no more than 10% loose shell with no oyster on them will be allowed in the bedding operations or seed oyster loads on all the public oyster seed grounds and public oyster seed reservations;
7. Public notice of any opening, delaying of or closing of a season will be given at least 72 hours prior to such action.

8. The oyster season in Calcasieu and Sabine Lakes will open 1/2 hour before sunrise Wednesday, November 15, 1989 and extend until 1/2 hour after sunset, Wednesday, March 15, 1990. Harvest will be by tonging only. The waters of Calcasieu and Sabine Lakes will be open only when the Louisiana Department of Health and Hospitals classifies these waters as safe for the harvest of oysters.

At Thursday's meeting, Mr. Johnnie Tarver reported to the Commissioners on alternative to traditional trapping. Mr. Tarver reported that on July 6-7 at the Commission meeting at Rockefeller Refuge the Commissioners were presented with a report with graphic demonstrations of muskrat and nutria eat-outs. The Commission requested additional information concerning trapping alternatives and at the Commission meeting at Grand Isle a preliminary report was presented on this issue. The Fur and Alligator Council provided additional input and guidance on this issue and the department has been in contact with major landowners from one end of the state to the other. A report was prepared by Mr. Greg Linscombe and Mr. Tarver asked Mr. Linscombe to go over the report with the Commissioners in some detail.

Mr. Linscombe reported that after the Commission meeting on September 7, 1989, in Grand Isle he continued to evaluate alternatives to provide control for these animals during low market

periods. Letters were sent out on September 12, 1989 to all of the major landowners in the southeast section along with the same proposals given to the Commissioners and a number of responses were received, both written and telephone, with the pluses and minuses. A meeting was held on September 20, and in addition to trapper representation several members of the Council representing coastal landowners were present, Dr. Jim Fowler, Wildlife Specialist with LSU Extension and Dwight LeBlanc, State Coordinator for Animal Damage Control with U.S. Department of Agriculture were asked to be present and participate in discussions of alternatives.

Mr. Linscombe then presented a summary of the conclusions that were drawn. No one felt that reclassification was a viable alternative and landowners, in particular, were very adamant opposed to the idea of reclassification. They felt that it would actually work negative to reestablishing a market and they felt that allowing year-around shooting would allow for poor quality of fur into the market and work to discourage buyers and actually create more of a damage problem in the future. They were also very concerned about the possibility of encouraging additional trespass problems in coastal Louisiana where they are already having real problems in maintaining control of their property. It was felt in most cases, not in all, trappers are doing a fair job in preventing eat-outs through harvest considering the market conditions that have been experienced.

The concept of a bounty or a subsidy payment was discussed and it was felt that such a program in concert with land company officials had merits and all parties felt that funding sources for such a program would be difficult unless the program could qualify for funds dedicated to coastal erosion. This was discussed and it was felt that this was something that should be considered and evaluate the possibility. The main advantage of such a program would be to increase trapping pressure in the area where there is a problem and the success would depend on funding and close communication between the department and the landowner. Mr. Linscombe state that if funding ^{will} ~~was~~-available he felt like there is a real possibility that it could be worked out and it could eliminate some of the problems.

The possibility of Federal assistance was looked into and this looks limited. Most coastal landowners are very reluctant to talk about Federal money being spent on their property. Discussion was held with the Animal Damage Control (ADC"), U.S. Department of Agriculture, and they are not really geared to this type of assistance. They have very limited staff in the state and the emphasis is more on extension. All that the ADC had to offer in suggestions the department already had with the exception of rodenticides which was discussed and it was agreed that it was not appropriate.

It was felt that the department should be more involved in timely and active response and communication between the landowner. Populations should be monitored with the assistance of the landowner and should alert them when the department feels like there are areas that are likely to be impacted. Mr. Linscombe developed a proposal for the Commission's consideration which would entail the purpose which is to reduce or eliminate marsh vegetative damage caused by overpopulation of muskrat and/or nutria. The personnel of the department would begin conducting aerial surveys in November to determine specific areas in the southeast coast where vegetative damage is likely to occur and will concentrate on Terrebonne Parish. Areas in brackish marsh that have high percentages of three-corner grass will be surveyed and documented. The department will then go back and meet with the landowners to review the information on their areas and by mid-December landowners should know whether or not they are going to have trappers on these areas and whether they feel like they are going to control them. The department will then go back and evaluate what is going on at this point and if they feel like the landowner is not going to have an adequate harvest in phase three the department will recommend that either permits be provided and encourage his people, other lessees (duck hunters) to shoot or to bring in additional patrolmen from the land company to try to minimize damage. In phase four the department would follow through and see if there has been any success, evaluate the actions and what the landowner did and summarize and report back.

Hopefully manpower demands for this type of program will be included in next year's budget but the department will do what they can this year concluded Mr. Linscombe.

Mr. Jenkins question^{ed} Mr. Linscombe on the last sentence under I. Reclassification from non-game quadruped which states "they felt that in most cases the trappers are doing a good job in preventing eat-outs through harvest considering marketing conditions" and asked if the landowners were saying this and if so does Mr. Linscombe think this. Mr. Linscombe answered yes it was the landowners and considering marketing conditions he thinks this is right. Mr. Linscombe stated that the landowners are aware of the damage but what he would like to see them do is not be concerned when the damage occurs but to detect the damage ahead of time. Some of the areas that had damage did not have a trapper so market conditions prevented the trapper from going out to the area. The areas that Mr. Linscombe surveyed had little or no trapping. The point the landowners are making in some other areas where the trappers did go out, considering the low prices, at least they were present and they took enough animals to avoid damage. In some areas this is true and in other areas obviously where the trapper was not there they had a problem.

Mr. Jenkins stated that the landowners own the land and if they feel like the trappers are doing a pretty good job maybe the

department should not be so concerned about it. Mr. Linscombe advised that he had a letter from a couple of the landowners which indicates that they are concerned and they believe that they need the department in monitoring the system.

Mr. McCall commented that the landowner should be responsible to notice when he is beginning to get an eat-out and then make arrangements to do something about it. Just because a trapper has not been out there for a period of time does not let the owner off the hook to not manage his land properly because most of these eat-outs do not happen overnight stated Mr. McCall.

Mr. Linscombe stated that damage is not as easy to detect as it is occurring unless you are doing some low level aerial flights with helicopters. You can ride the bayou and unless the damage is coming out to the bayou you would never see it remarked Mr. Linscombe and generally you see the damage and it becomes obvious after the trapping season is closed. Damage is most obvious in late February, March and April just before greenup starts to occur and this is generally when the landowner calls with the problem.

Mr. McCall asked Mr. Linscombe wouldn't he agree that if the landowner managed or watched his marsh fairly close that he could detect some of these eat-outs before they occur. Mr. Linscombe answered if the landowner is willing to do some aerial work and has a trapper on the area that he feels like he should. Mr. Linscombe

feels like, that at the same time, that if the department is managing for all the species that utilize the marsh it is the department's responsibility to try to do everything possible to encourage the landowner and hopes this proposal will encourage him.

Mr. McCall stated that the responsibility should be the landowners with Mr. Linscombe agreeing with him. Mr. Jenkins commented that he agreed with Mr. McCall but does not believe that the department should get into some big budgetary expense of monitoring landowners land. If the landowners are not concerned about this and think the trappers are doing a good job the department should encourage the landowners but not do it for them. Mr. Linscombe commented that they said "under market conditions in some areas the trapper was doing a good job" and believes what they are telling him is monitor it. The letters and phone calls that Mr. Linscombe has received say monitor, work with us and tell us and action will be taken. Mr. Jenkins suggested that the landowners monitor and tell the department that they have a problem and the department will help them solve it. Secretary Van Sickle commented that two-thirds of the coastal area is owned by private individuals and the population of the state just pass^{ed} overwhelmingly to spend money on a trust fund to protect the coast and just because it is owned by a private landowner does not mean it is not worth protecting. Mr. Jenkins answered he knew this but gets discouraged when people do not care about their own land but wants something done and are happy for the state to do it for them.

Mr. Pol asked if the landowners are monitoring their own land. Mr. Linscombe answered that all of them are monitoring to a degree. The question is whether they are monitoring enough. They all have a patrolmen[^]. Mr. McCall stated that what it all boils down to is if the price of fur is real good they trap enough of the animals normally to keep an eat-^{out}our from occurring. If the price of fur drops down to where it is not paying the trappers to trap then the eat-outs will occur. Mr. Linscombe pointed out that the landowners dropped the percentage for the trappers to trap and some of them dropped it completely. Mr. Jenkins asked what the size of the eat-outs were. Mr. Linscombe answered that the areas that he has been watching are a few hundred acres, some of them a smaller (thirty acres like below Lost Lake) and that he cannot show the Commissioners a ten thousand acre eat-out but can show them small ones and the role that this is playing in the big picture is what the department does know, but it is some role.

At Thursday's meeting a report on responsive management and funding survey was given by Mr. Wade Byrd. Mr. Byrd recognized Mr. Don Lee, Office of Fisheries and Mike Olinde, Office of Wildlife who are working with Mr. Byrd on the project. Mr. Bryd reported that the Commissioners have in their packet a copy of the survey that the department is currently administering to the general public of Louisiana. The survey is being administered in such a way that it is broken down by constituent group and geographic

region and the department is attempting to discover two things. One is to see exactly what the people want us to do and the other is if the people want us to do something that we are not doing now how they are willing to pay for it. The results will be a while before they are back and the department is half way finished with the survey period (day six of twelve) making the survey extending through next Thursday night and at that time analysis techniques will be decided to use on the survey. The survey period starts at 5:00 p.m. on the third floor of the Wildlife and Fisheries Building in Baton Rouge. Students from LSU are used to ~~make~~^{conduct} the survey which is a random digit dial mini-computer base instrument, Mr. Byrd informed the Commission and invited them to come up and see what was going on. Ms. Bettsie Baker asked what the refusal rate was running. Mr. Byrd answer^{ed} it was running a little above national average which is forty percent. The results of the survey should be ready within a couple of days after the survey and Dr. Vernon Wright from LSU is helping with the statistical work. A report will be made at the next Commission meeting advised Mr. Byrd.

At Thursday's meeting Ms. Bettsie Baker gave a budget allocation report. Ms. Baker reported that prior to the Commission meeting a brief Budget Committee meeting was held. Projected revenue in the coming year will be in the 31 to 32 million dollar range which is 3-4 million less than what has been spent this year or last year advised Ms. Baker. In spite of this Secretary Van Sickle and Ms. Baker have been talking with the people at the

Division of Administration, Budget Office, and preliminary budgets will be submitted on a standstill basis. It will take \$37,899,000 to run the department next year at a standstill level with this year. Looking at this the department has submitted some things to the Budget Office, making adjustments, taken out one time items that will not be repeated and made adjustments that need to be considered such as salary changes. There has not been made at this point any hard and fast permanent allocations as to which department gets which amount of money. At this point in time it has been requested that they file their budgets relatively proportion ^{ed} ~~it~~ to what it was last year which would put it in line with the 37 million dollar figure. Secretary Van Sickle and Ms. Baker will continue to meet with the people at the Budget Office and are taking a position that the Department of Wildlife and Fisheries is a part of State Government ~~and in times like these the department is not obligated to sit and suffer as a result of declining mineral revenues and declining license sales~~ and the department will be needing General Fund money in the years to come. Ms. Baker stated that the Responsive Management Plan will be very instructive and very informative and hopefully it will come out early enough so if the department wants to make some financial requests of the legislature the department will have the document to work with. There is a 7 million dollar request for general fund money just for the department to stay standstill. It would take approximately 41 million dollars to run the department at a level that they would like to run it. Ms. Baker solicited the input of

the Commissioners as to the appropriateness of what the department is doing or if they have any particular requests please let the department know. Concluding Mr. Baker stated that the department does need some General Fund money and Secretary Van Sickle and Ms. Baker will be working on this and hopefully there will be some relief from the Division of Administration.

Mr. Vinet asked Mr. Hugh Bateman what the cost was of the survey that was run on the dog hunting issue. Mr. Bateman answered about 6-8 thousand dollars. Mr. Vinet suggested a survey on a 1/8 mil tax. Mr. Baker answered this is part of what Responsive Management will do. Secretary Van Sickle advised that the last ten questions of the survey center on new sources of revenue. Ms. Baker informed the Commission that Louisiana is one of two states that are participating in this survey and the funding issue is a big issue for every single wildlife agency.

At Thursday's meeting Mr. Bett^sie Baker gave an update on the New Orleans building appraisal. Ms. Baker stated that she had received a letter yesterday from Commissioner Stine and he has the department^{le} permission to have the New Orleans property appraised. There are three appraisers that are being considered and Ms. Baker has all their bids. The bids range from \$15,000 to \$35,000. Ms. Baker has a contact at the University in New Orleans whom she will contact and get the credentials of the three appraisers. By Monday

a contract should be issued and looking at a three month window before a response is received advised Ms. Baker.

Col. Winton Vidrine, at Thursday's meeting, gave the law enforcement report. Col. Vidrine presented the monthly case report for October. Region I, Minden had a total of 55 cases. Region II, Monroe had a total of 79 cases. Region III, Alexandria had a total of 79 cases. Region IV, Ferriday had a total of 71 cases. Region V, Lake Charles had a total of 180 cases. Region VI, Opelousas had a total 214 cases. Region V, Baton Rouge had a total of 180 cases. Region VIII, New Orleans had a total of 664 cases. Chairman Hines what the general fine was for fishing without a license. Col. Vidrine stated that it was a Class I violation, \$25 - \$100. Discussion took place on fishing license violation and classifications.

Col. Vidrine went on to report that the offshore boats wrote 40 citations and confiscated 4,000 feet of gill nets. There was a grand total of 1,573 cases for the month of October, 1989, and above by 13 cases from last year for the month of October.

A report on the Communication System as to the cost and different systems will be given at the December meeting concluded Col. Vidrine.

At Friday's meeting Mr. Jenkins made a motion that the resolution for Violation Disposition Report be ^{adopted} adoption-by the Commission. ^{which was} ~~seconded~~ by Mr. Jones. Mr. Jenkins commented that he thought it would be appropriate if someone from the Enforcement ^{Division} ~~Section~~ or Legal Section would make this presentation, or whoever ^{whoever} would be the best qualified to give the report. Secretary Van Sickle recommended Mr. Mc^IAnn^{nel}nis or Col. Vidrine to give the report. Secretary Van Sickle commented that she whole ^{heartedly} heartily supports the Commission's action in this regard because she agrees that the disposition of the department's cases in some parishes is ^{only} ~~maybe~~ eight to ten percent that are actually prosecuted and every time an agent goes out there he is putting his life on the line. The moral in some parishes has nothing to do with what this Commission does or what sportsmen do, it has to do with what the D.A. does with his cases and in some parishes they do not even like to make cases stated Secretary Van Sickle. Chairman Hines called for vote on motion, ^{and the} Motion passed unanimously.

(The text of the resolution is made
a part of the record)

WHEREAS, It is the belief of this Commission that Louisiana's conviction rate on game violation is far below the national average; and

WHEREAS, The Commission desires to be furnished information periodically relative to parish-wide disposition of game violation citations.

THEREFORE, BE IT RESOLVED that the Commission hereby directs the Secretary to have the appropriate member of her staff make a report on a quarterly basis to the Commission at a regular monthly meeting relative to the disposition of game violation citations by parish.

Baton Rouge, Louisiana this 3rd day of November, 1989.

Secretary Van Sickle gave her report to the Commissioners at Thursday's meeting. Secretary Van Sickle turned the first part of her report over to Mr. Kell McInnis and follow up to a letter from Mr. Jenkins on the disposition of the department's cases.

Mr. Mc^hMcInnis reported that pursuant to an earlier request by the Commission the department has been working with the District Attorney's Association in order to develop a new disposition form for consistent use throughout the state. The department feels that it is important to come up with this consistent manner of reporting so that there will be an adequate method to compare what is going on in different judicial districts. Some of the district attorneys give excellent cooperation, some give half-hearted, and little by others advised Mr. McInnis. The department has put together a form

which has been submitted to the D.A.'s Association, Major Candies and Mike Landrum, department attorney, met with the association at their last meeting of the Association in Baton Rouge to cover this form. There were no particular changes although there were some recommendations for the Enforcement Division to consider one of which was utilizing a single ticket for the reporting of one case rather than each citation. This is something that bears some looking into and feel that it is appropriate in some circumstances but in certain others it would not be stated Mr. McInnis. The department will continue to work with them on this and possibly modify the ticket books to accommodate this particular request. Mr. McInnis provided the Commissioners with an example of the format that is being proposed for use and reviewed it. Upon his completion of the review Mr. McInnis stated that this seemed to meet with the basic consensus with the committee that it was presented to and with the Commission's direction the department would like to move forward with this and submit an appropriate package to each judicial district.

Secretary Van Sickle asked if this will be done once a month. Mr. McInnis answered that as the program begins that perhaps quarterly would be a more efficient way to do this. The department is not trying to create a paper log for the district attorney but trying to get accurate information on a regular basis and Mr. McInnis' suggestion would be initially start it off on a quarterly basis.

Secretary Van Sickle continued with her report to the Commission. The department has received a letter from the Department of Natural Resources, Secretary Ray ^{Stephens} Stevens in follow up to the resolution regarding the Catahoula Lake field in LaSalle parish and the potential impact on waterfowl of an oil spill from Hunt Petroleum. This is a three page letter which states they have an oil spill plan, they have twenty-four hour on call personnel, and ^{will} update and improve ^{the} reaction plan as necessary, etc. and believe it is adequate. Secretary Van Sickle suggested that this be ^{returned} turned ~~back-over~~ to the staff and see if the department thinks it is adequate and what ^{further} actions should be taken ~~further~~.

Mr. Jerry Clark commented that it was found out that the U.S. Fish and Wildlife Service got \$10,000 from ^{the} that spill on Catahoula Lake for resource damages and the State of Louisiana has yet to fill a case, a single case, on this kind of activity. The civil penalties give the department the ability to do this with respect to the animals over which the department has control and Mr. Clark is suggesting ~~is~~ that this Commission interest in wildlife might extend beyond the civil penalties and that the implications of this be considered. Mr. Hugh Bateman stated that the \$10,000 that the U.S. Fish and Wildlife received for the oil spill was put back into a ^{co-op} coop that the department is working with LSU on to do lead shot poisoning research on the lake to determine how the lake bottom might be manipulated to reduce the lead poisoning problem. The

money went to the U.S. Fish and Wildlife Service but back through their region ~~back~~ into a project that the department is ^{co-opering} in with some local conservation people and this was their way to get the oil company to put some money back into a conservation type program on the lake that is thought to be important to coop.?

Secretary Van Sickle went on to report that the Commission had passed another resolution regarding the restructuring of the Wallop-Breaux money and the Pittman-Robertson money that comes to the state. The resolution was sent to all the Congressional Delegation and as of today a response has been received from every one of them. Just this past weekend Secretary Van Sickle was with the Director of the Fish and Wildlife Service and ~~a few~~ other ^{the several officials} and this has caused a lot of heat for them and they ^{said they} are not going to do what they proposed to and take money away from the states ^{for} from these programs.

The Youth Hunts were conducted last weekend on October 28 and 29, 1989 and ^{the} this first year on those seven areas that were opened. there were over a thousand kids participating. On November 10 and 11 the eastern zone and the rest of the ~~WMA's~~ ^{wildlife management areas} that have deer on them will be opened up to the young people. The age limit is sixteen and under and they have to be accompanied by a licensed adult hunter. The only accident that occurred last weekend was not with a youth but with an adult who shot another adult and he was ticketed. The Youth Hunts were very successful and Secretary Van

Sickle believes that ~~just~~ through the years, ~~the~~ participation will increase. The staff has been very supportive and it took a lot of effort from the people of the Game Division and Enforcement Division to be out there for these kids stated Secretary Van Sickle.

The Land Acquisition Task Force that the Governor has appointed had their first meeting this morning and got off to a good start. A report will be ready for the Governor by March 1990 on recommendations regarding a long range land acquisition strategy and a funding strategy for those land acquisition needs. The panel is chaired by Ms. Nancy Craig who is the Director of the Nature Conservancy.

The department has consented to forming ^a ~~another~~ task force on Crabs. The crabbers are having all kinds of troubles because of the intensive competition for crabs. This task force will give the crabbers a forum to form a consensus and to bounce things off the department. Mr. Vinet stated that from what he has heard there should be a limit on the crab traps being put out. People are working as much as 600-900 cages for three days ahead of time. This is also creating a problem for shrimpers in that they cannot drag because of all the crab traps. On December 13, 1989 at 4:00 p.m. in the Louisiana Room at the Wildlife and Fisheries Building in Baton Rouge, there will be one more organizational meeting of the crab industry. ^(changed to Jan. 17 at 4 PM) At the last meeting it was felt like the public

awareness
notice[^] was not quite good enough so another press release will be sent out to get the representation from across the coast.

The final meeting of the panel that was created on the different roles of the department compared to the Louisiana Wildlife and Fisheries Commission had developed their report. The bottom line was that recodification was necessary of Title 56 so that it could be determined where there was overlapping responsibilities and bring it back to the panel so that it can be sorted out as to what would be more appropriate for the Commission to handle ^{as opposed to} ~~as~~ the Secretary, etc.
[^]

The duck stamp competition for the second annual Louisiana Waterfowl Print and Stamp will be November 10, 1989 in the Louisiana Room, Wildlife and Fisheries Building.

Renovation work is being done on the Beechwood Fish Hatchery. With Wallop-Breaux money being used and using department equipment there will be \$800,000 - \$1,000,000 spent this year on Beechwood. The Association of Bass Clubs just gave the department a check for \$10,000 to do some work up there. The Beechwood Hatchery was built in 1924-26 and has not been touched since as far as renovations.

Several projects were dedicated for waterfowl; ^o One at Pomme de Terre a MARSH project with Ducks Unlimited? ^{+ one} One at Soda Lake

in North Louisiana. The new Wildlife Management Areas ^{with} was ^{was} dedicated November 1, 1989, and is the Little River WMA.

The Arkansas Game and Fish Commission has requested Secretary Van Sickle to ask the Commission if they would be willing to have a meeting with them and they would like to host it. They would like to know when the best time would be for the meeting.

The Texas Commission wants Louisiana to have a meeting with them in the Spring at the fish hatchery at San Marcos. Secretary Van Sickle suggested a one day meeting over there in addition to the regular Commission meeting. The Commissioners agreed that it would be fine. Secretary Van Sickle advised everybody to bring their calendars to the December meeting and they will pick out the proposed meeting dates for Arkansas and Texas. Mr. Pol asked who had invited the Arkansas Commissioner to the meeting at Toledo Bend. Mr. McInnis stated that informally he had invited him. At this time Secretary Van Sickle concluded her report.

Mr. Jenkins commented that he thought the Secretary's Report is a very good addition to the agenda, has enjoyed it and appreciates her taking the effort and time to give it. Mr. Jenkins stated that about a year and a half ago there was a discussion on the priorities in Enforcement and a couple of reports were given that consolidated the statewide averages per agents and regions. This was done for 1980-81 and 1984-85 and Mr. Jenkins asked if this

could be updated. Mr. McInnis advised that he has already instructed his staff to begin working on an update. The update should be ready for December and presented at the December Commission meeting. Mr. Jenkins asked about an Artificial Reef Update and when the Commission might get one. Secretary Van Sickle stated that it would be on the December agenda for the Commission meeting and DNR finally responded that they would help the department get some shell.

At Thursday's meeting Mr. Norman McCall discussed a water control structure in Calcasieu Lake. Mr. McCall reported that there were five structures on Calcasieu Lake, namely Peconi, Mangrove, Grand Bayou, Lambert Bayou and No Name Bayou which control the water that comes and goes out of the Cameron-Creole Watershed. These are concrete structures set in just a little bit from the shore bank with a system of gates and weirs. These structures control the water on about 100,000 acres of land that is bordered on the south by the towns of Creole and Cameron, on the east by Highway 27, on the north by the ^{Intra}~~Inter~~coastal Canal and on the west by Calcasieu Lake. Fifteen to twenty years ago this marsh was a good productive, live, green marsh. Twelve to fifteen years ago saltwater started to intrude and the quality of the marsh went down and large areas just disappeared and became lakes because all the grass died, and ~~set in~~ [?] When this marsh was active > it was the home for ducks, geese and other wild fowl in the winter time and it had a large furbearing population and alligator

population. It also served as a breeding and nursery for most of ~~your~~^{the} fish, shrimp, crab that are found in this area. The structures were installed and what has developed is a five hundred foot "No Fishing" zone in front of each structure. When the gates are opened, the people that butterfly ease their boats up into this area and block off the channel and just about catch everything that comes out of these bayous. For example, the last change of weather that we had, one butterfly boat at Grand Bayou caught \$9,700 worth of shrimp in three hours. The two boats along side did pretty good but not as well but the three boats blocked the whole bayou because it is not a real wide bayou and ~~all-you-have~~^{there} is a five hundred foot restricted area. Mr. McCall has talked to a lot of the shrimpers, Mr. Randy Roach, Mr. Jerry Jones, the D.A., and what Mr. McCall would like to propose for the Commission to consider is a quarter mile sanctuary at four of the bayous, namely Peconi, Grand Bayou, Lambert and Mangrove Bayou. This quarter mile starts from the banks and go^{es} out in the form of an arch. Mr. Vinet asked how far the weirs were from the end of the canals. It varies, some of them a couple of hundred feet answered Mr. McCall. This quarter of ^a mile would bring the boats, the butterfly, into the bay itself instead of the lake ~~itself~~ stated Mr. Vinet. Yes, commented Mr. McCall, ~~McCall~~^{he} explained the map of the area showing the levee system that was passed out to the Commissioners. The marsh is improving and there are already signs of improvement of the quality of the marsh and grass is beginning to grow, in certain areas just since these structures were finally completed since 1987. This suggestion

would also give the enforcement people a little better job of enforcing the law. Mr. McCall explained that when you have 500 feet these shrimpers can ease up to what they think is 500 feet and look around and if they do not see a small boat coming their way or an airplane flying over they put the boat 100-200 foot from the bank and in some cases up to the structure. Bringing it out to a longer distance would make the enforcement a little bit easier. There have also been cases of people going upon the weirs and structures with a big pipe wrench and opening these structures to get the water to flow and increase the current so they can catch more shrimp. The fishermen are basically in three groups; one group with a little bit larger boat and deep drafted boats that fish the edge of the Gulf on each side of Calcasieu parish and the river. You have one group that fish the lake and the river and then you have the butterfly people that fish mainly the river and in front of the bayous and cuts because they have to stay int he strong current to catch anything. The people in the larger boats would like to see a half-mile or more restriction; the people in the boats that fish the lake are thinking in terms of the quarter~~ly~~ mile; the people with butterfly^{flies} would like to see it reduced from 500 to 0 feet. The consensus is that most of the people think a quarter of a mile would be fair and reasonable and it is something that the department can start working with. If the need arises, at a later date, to go out farther or come in closer then something can be done stated Mr. McCall. Mr. McCall explained that at No Name structure and bayou, this structure is very close to the mouth

of the Calcasieu River, almost in the bend, so at 500 feet when most of the shrimp come out they are getting caught in the swift current right off the bat and are brought into East Fork. The shrimp do not get a chance to filtrate the lake like they do at the other bayous and this is part of the purpose to let the shrimp get out into the lake, also fish, where everybody has an equal chance to catch them. But at No Name Bayou most of the shrimp when they come out they are caught in the current and are brought down into East Fork area where they have lots of butterfly people ganged up, the river is almost blocked with them. There is also a set of rock jetties in the lake and are fairly close to the banks. This use to be the channel for boats to go up to Lake Charles. If you go a half ~~of a mile~~ ^{or} a quarter of a mile the proposed area will be right on top of the jetties and blocking the whole area off from one side to the other. This is the reason for leaving No Name Bayou at 500 feet. Mr. Vinet stated that the only way this is going to be enforced is if ~~you pass~~ ^{is passed} a law where the only place that ~~you~~ ^{place} can butterfly ~~is in the ship channel~~ ^{can be used in} because first of all ~~if~~ ^{is} ~~you~~ ^{you} make a quarter of a mile ~~you are going to need~~ ^{will be needed} an enforcement boat with a Loran on it, to tell them exactly how far from the beach the boats are. Mr. Vinet would ~~go~~ ^{agree} with leaving the ship channel and closing the rest of the lake to butterflying completely. Mr. McCall ~~said~~ ^{stated} that the marking would be a problem but he believes it is something that can be worked out, at least to try. Colonel Vidrine stated that they would probably move the markers. Mr. McCall advised that he had a conversation with Mr. Jerry Jones and

Mr. Jones told him that if the department put this into effect and ~~that~~ if any agents caught anyone and turned them into him he would prosecute them. Everybody that Mr. McCall has discussed this with in the area, except one person, is in agreement that this needs to be done or should be done and should go into effect as soon as the Commission would do it. Chairman Hines asked that the department biologists and enforcement staff look at this proposal between now and tomorrow morning and comment back to the Commission and it will be brought back up at tomorrow's meeting.

At Friday's meeting a resolution was presented for adoption on the control structures located in Calcasieu Lake. Motion made by Mr. McCall for adoption of the resolution. Seconded by Mr. Jenkins. Mr. Jones asked how does the resolution relate to thrown nets. Mr. McCall answered that throw nets, crab fishermen and sport fishermen are not involved. After a short discussion on who was not affected by the resolution it was decided to add "with the exception of hand cast nets". Mr. McCall added that Col. ^{McCall} Vidrine had a conversation this morning with Judge Ward Fontenot in Cameron and he mentioned this to him and told him what we were planning on doing and he was very much in favor of it and said he would work with the department. Motion passed unanimously.

(The full text of the resolution
is made a part of the record)

WHEREAS, It has come to the Commission's attention that certain shrimp fishermen are fishing in close proximity to the water control structures located within Calcasieu Lake which from part of the Cameron Creole Watershed Projects; and

WHEREAS, It is this Commission's opinion that this activity creates a waste of the state's fishery resources and is otherwise detrimental to the state, and as such constitutes an imminent peril to the public welfare; and

WHEREAS, It is the desire of this Commission to restrict the harvesting of shrimp within one quarter mile of four or these control structures.

THEREFORE BE IT RESOLVED that, pursuant to R.S. 56:315, the Louisiana Wildlife and Fisheries commission hereby declares those areas within a one quarter mile radius of the Lambert, Grand Bayou, Mangrove and Peconi water control structures (otherwise identified as structures Nos. 5, 1, 8 and 4 respectively) within Calcasieu Lake to be shrimp sanctuaries and closed zones, and that all netting of fish by any means or method, including but not limited to trawls, butterfly nets, gill nets, seines, or

trammel nets, is hereby prohibited with the exception of hand cast nets.

BE IT FURTHER RESOLVED that this Commission finds this action necessary to protect the fisheries resources and to prevent imminent peril to the public welfare as a result of same.

Baton Rouge, Louisiana this 3rd day of November, 1989.

Chairman Hines called for adjournment of ~~Monday's~~ ^{Thursday's} November 2, 1989, Commission meeting and reconvening the meeting at 9 A.M. on ~~Tuesday~~ ^{Friday}, November 3, 1989. Motion made by Mr. Jenkins, seconded by Mr. Pol and passed unanimously.

At Friday's meeting ~~the~~ Chairman Hines presented a resolution for adoption thanking the Louisiana Department of Culture, Recreation and Tourism, Office of State Parks for the outstanding service and assistance provided by the staff at North Toledo Bend during the Joint Commission meeting held on October 5-6, 1989. A motion was made by Mr. McCall for adoption. ^{and} ~~a~~ Seconded by Mr. Vinet ^{which} Passed unanimously.

(The full text of the resolution is made a part of the record)

WHEREAS, The Louisiana Wildlife and Fisheries Commission and the Texas Parks Wildlife Commission felt that it was in the best interest of the said Commissions to meet to discuss their mutual concerns; and

WHEREAS, A meeting site was desired that would be both convenient for traveling purposes and appropriate to the mutual concerns of said Commissions; and

WHEREAS, The Department of Culture, Recreation and Tourism, Office of State Parks, has agreed to cooperate with the Louisiana Wildlife and Fisheries Commission in the Louisiana capacity of host state in providing accommodations at North Toledo Bend State Park.

THEREFORE BE IT RESOLVED that the Louisiana Wildlife and Fisheries Commission and the Texas Parks and Wildlife Commission jointly desire to recognize the efforts of the Louisiana Department of Culture, Recreation and Tourism, Office of State Parks for the outstanding service and assistance provided by the staff at North Toledo Bend During the joint Commission meeting held on October 5 and 6, 1989.

Baton Rouge, Louisiana, this 3rd day of November, 1989

At Friday's meeting the January meeting date was set for January 11-12, 1989, at Baton Rouge, Louisiana, Louisiana Department of Wildlife and Fisheries Building on Quail Drive.

At Friday's meeting election of officers ^{was} were held by the Commissioners. Mr. Jenkins nominated Mr. Warren Pol as Chairman of the Commission for 1990. ^{which was} Seconded by Mr. McCall. Mr. Jones moved that the nominations be closed, ~~and~~ seconded by Mr. Jenkins, ^{and} ~~the~~ Motion passed unanimously.

Mr. Vinet nominated Mr. James Jenkins as Vice Chairman of the Commission for 1990. ^{which was} Seconded by Mr. McCall. Mr. Pol moved that the nominations be closed, ~~and~~ seconded by Mr. Jones. ^{and} Passed unanimously.

Chairman Hines called for other business to come before the Commission.

Secretary Van Sickle presented two resolutions for adoption pertaining to the oil and gas pipelines and wells within waters under Federal jurisdiction adjacent to the State of Louisiana and within the waterbottoms of the State of Louisiana.

Mr. Jenkins moved for adoption on the resolution pertaining the Federal jurisdiction adjacent to the State of Louisiana ^{which was} Seconded by Mr. Pol. ^{and} Passed unanimously.

(The full text of the resolution
is made a part of the record)

WHEREAS, it has been brought to this Commission's attention that there are, within waters under Federal jurisdiction adjacent to the State of Louisiana, many oil and gas pipelines and wells; and

WHEREAS, some of these facilities are improperly maintained or may have been improperly abandoned; and

WHEREAS, many of these facilities are of advanced age and in a dilapidated condition; and

WHEREAS, many of the structures offer a potential threat of damage to fishing vessels and trawls, and

WHEREAS, these structures offer a serious threat to life and limb to citizens participating in both commercial and recreational activities; and

WHEREAS, this situation appears to be very loosely regulated; and

WHEREAS, it is the conclusion of this Commission that these structures also create the potential for oil spills of unknown dimensions; and

WHEREAS, such an event could be catastrophic for fish and wildlife that live within the State or that visit the State annually; and the consumers of these fish and wildlife resources both recreational and commercial; and

WHEREAS, it is the constitutional duty of this Commission to protect, conserve and manage the fish and wildlife resources of this state, and in that regard the above referenced condition is of great concern to this Commission.

THEREFORE, BE IT RESOLVED that

1. The Secretary is hereby directed to contact the appropriate state and federal agencies and the Louisiana Congressional delegation, to offer any assistance necessary in the matter;
2. The Secretary is further directed to make recommendations to the Commission concerning the role that the Commission and the Department should play in resolving this matter;

3. The Secretary is hereby authorized to take any and all appropriate measures for assisting and alleviating this situation; and
4. The Secretary is further directed to provide the above referenced agencies with a copy of this resolution.

Baton Rouge, Louisiana, this 3rd day of November, 1989.

Mr. McCall moved for adoption on the resolution pertaining to the waterbottoms of the State of Louisiana. Seconded by Mr. Vinet. Passed unanimously.

(The full text of the resolution
is made a part of the record)

WHEREAS, it has been brought to this Commission's attention that there are, within waterbottoms of the State of Louisiana, many oil and gas pipelines and wells; and

WHEREAS, some of these facilities are improperly maintained or may have been improperly abandoned; and

WHEREAS, many of these facilities are of advanced age and in a dilapidated condition; and

WHEREAS, many of the structures offer a potential threat of damage to fishing vessels and trawls, and

WHEREAS, these structures offer a serious threat to life and limb to citizens participating in both commercial and recreational activities; and

WHEREAS, this situation appears to be very loosely regulated; and

WHEREAS, it is the conclusion of this Commission that these structures also create the potential for oil spills of unknown dimensions; and

WHEREAS, such an event could be catastrophic for fish and wildlife that live within the State or that visit the State annually; and the consumers of these fish and wildlife resources both recreational and commercial; and

WHEREAS, it is the constitutional duty of this Commission to protect, conserve and manage the fish and wildlife resources of this state, and in that regard the above referenced condition is of great concern to this Commission.

THEREFORE, BE IT RESOLVED that

1. The Secretary is hereby directed to contact the House and Senate Natural Resources Committees, the Department of Environmental Quality, the Department of Natural Resources and any and all other appropriate agencies to offer any assistance necessary in the matter
2. The Secretary is further directed to make recommendations to the Commission concerning the role that the Commission and the Department should play in resolving this matter;
3. The Secretary is hereby authorized to take any and all appropriate measures for assisting and alleviating this situation; and
4. The Secretary is further directed to provide the above referenced agencies with a copy of this resolution.

Baton Rouge, Louisiana, this 3rd day of November, 1989.

Mr. Pol commented that he appreciated the confidence that the Commission has placed in him to become the Chairman and he knows that this is going to be a real bad year from all that Ms. Baker

and everybody else tells them as far as the monetary end. All he can ask ~~is~~^{is} for everyone to work together. Mr. Pol would like to continue to do the fine job that Dr. Hines has done and he has personally asked by a letter to Dr. Hines to serve on a couple of committees which he has already started that is ordinarily done by the Chairman. Since Dr. Hines has been doing this, Mr. Pol does not believe it would be a wise thing to change. As soon as Mr. Pol can possibly get to it he will talk to everybody about the different committees and possible new ones. Mr. Pol and the Commission thanked Dr. Hines for the great job that he has done as Chairman.

Mr. Vinet stated that with the cold weather that the state had earlier the white shrimp are getting small, especially in Vermilion Bay, and he asked the department to keep monitoring the shrimp ~~and~~^{to} see if there could possibly be an earlier closing than December 21. There have been a few cases made in Vermilion Bay for small shrimp like ~~at~~ 150 to the pound. If the fronts keep coming a lot of small shrimp will be destroyed concluded Mr. Vinet. Secretary Van Sickle asked Mr. Clark to make it a point to check on this and also in about a month call Mr. Vinet and let him know what the status of the sampling is in Vermilion Bay.

There being no other business Chairman Hines called for adjournment of Friday's meeting. Mr. Vinet moved that the meeting be adjourned. ^{which was} ~~is~~ seconded by Mr. Jenkins. ^{and} Passed unanimously.

Virginia Van Sickle
Virginia Van Sickle
Secretary

