



STATE OF MINNESOTA

OFFICE OF THE ATTORNEY GENERAL

MIKE HATCH
ATTORNEY GENERAL

December 15, 1999

SUITE 900
445 MINNESOTA STREET
ST. PAUL, MN 55101-2127
TELEPHONE: (651) 297-1075

Mr. Rob Buonamici
Chairman, Board of Compact Administrators
Nevada Division of Wildlife
P.O. Box 606
Reno, Nevada 89520

Dear Mr. Buonamici:

The State of Minnesota requests membership in the Wildlife Violator Compact, effective March 1, 2000. In accordance with the requirements of Article VIII of the Wildlife Violator Compact the following documents are enclosed for your consideration:

1. Wildlife Violator Compact Application, with attached copy of authorizing legislation; and
2. Assurances for Entry into the Wildlife Violator Compact.

If you have any questions or need further information please contact either me or Mike Hamm, the representative for the Department of Natural Resources who is listed in the application.

Very truly yours,

A handwritten signature in black ink, appearing to read "Tom O'Hern", written over a horizontal line.

THOMAS M. O'HERN, JR.
Assistant Attorney General

(651) 296-0688

cc: Mike Hamm, DNR (w/enclosures)

Enclosures

AG:332672, v. 1

**WILDLIFE VIOLATOR COMPACT
MEMBER APPLICATION**

STATE: Minnesota

DESIGNATED COMPACT ADMINISTRATION INFORMATION:

NAME: Mike Hamm

ADDRESS: Minnesota Department of Natural Resources
500 Lafayette Road
Box 47
St. Paul, Minnesota 55155

PHONE #: (651) 296-4828

FAX #: (651) 297-3727

E-MAIL ADDRESS: mike.hamm@state.mn.us

ESTIMATED NUMBER OF REVOCATIONS PER YEAR: 275

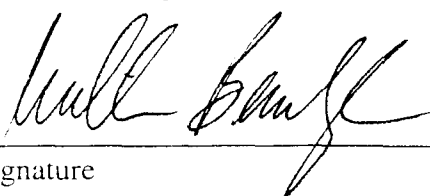
DATE OF ENTRY INTO WILDLIFE VIOLATOR COMPACT (must be at least 60 days from date this application is received): March 1, 2000

PLEASE ATTACH A COPY OF YOUR STATE'S ENABLING LEGISLATION:

See attached copy of Minn. Stat. § 97A.045, subd. 10 (1998).

The State of Minnesota hereby agrees to comply with the terms and provisions of the Wildlife Violator Compact, to the extent permitted by the laws of Minnesota.

William Bernhjelm



Signature

Director, Minnesota Department of Natural Resources, Enforcement Division

12-14-99

Date

***15820 M.S.A. § 97A.045**

MINNESOTA STATUTES
ANNOTATED
GAME AND FISH
CHAPTER 97A. GAME AND FISH
GENERAL PROVISIONS

Current through End of 1998 1st Sp. Sess.

97A.045. Commissioner, general powers and duties

Subdivision 1. Duties; generally. The commissioner shall do all things the commissioner determines are necessary to preserve, protect, and propagate desirable species of wild animals. The commissioner shall make special provisions for the management of fish and wildlife to insure recreational opportunities for anglers and hunters. The commissioner shall acquire wild animals for breeding or stocking and may dispose of or destroy undesirable or predatory wild animals.

Subd. 2. Power to protect wild animals. (a) The commissioner may protect a species of wild animal in addition to the protection provided by the game and fish laws, by further limiting or closing seasons or areas of the state, or by reducing limits in areas of the state, if the commissioner determines the action is necessary to prevent unnecessary depletion or extinction, or to promote the propagation and reproduction of the animal.

(b) The commissioner may protect a species of wild animal in the state by emergency rule adopted under section 84.027, subdivision 13, by prohibiting or allowing taking of the animal whether or not the animal is protected under the game and fish laws. The commissioner must make findings of the necessity of a rule authorized under this paragraph and may authorize taking by special permit with or without fee under conditions prescribed in the rule by the commissioner.

(c) The commissioner may protect a species of wild animal in the state by emergency rule

adopted under section 84.027, subdivision 13, by allowing importation, transportation, or possession of the wild animal or prohibiting these activities except by special permit with or without fee under conditions prescribed in the rule by the commissioner.

Subd. 3. Power to modify dates of seasons. If the statutory opening date of a season for taking protected wild animals, except a season prescribed under federal regulations, is not on a Saturday, the commissioner may designate the nearest Saturday to the statutory date as the opening day of the season. If the statutory closing date falls on a Saturday, the commissioner may extend it through the following day.

***15821** Subd. 4. Boundary waters. The commissioner may regulate the taking, possession, and transportation of wild animals from state and international boundary waters. The rules may include:

(1) special seasons for taking fish; and

(2) restrictions on the limits of fish that may be taken, possessed, or transported from international boundary waters by a person possessing both a Minnesota angling license and an angling license from an adjacent Canadian province.

Subd. 5. Power to prescribe the form of permits and licenses. The commissioner may prescribe the form of permits, licenses, and tags issued under the game and fish laws.

Subd. 6. Duty to disseminate information. The commissioner shall collect, compile, publish, and disseminate statistics, bulletins, and information related to conservation.

Subd. 7. Duty to encourage stamp design and purchases. (a) The commissioner shall encourage the purchase of:

(1) Minnesota migratory waterfowl stamps by nonhunters interested in migratory waterfowl preservation and habitat development;

(2) pheasant stamps by persons interested in

pheasant habitat improvement:

(3) trout and salmon stamps by persons interested in trout and salmon stream and lake improvement; and

(4) turkey stamps by persons interested in wild turkey management and habitat improvement.

(b) The commissioner shall make rules governing contests for selecting a design for each stamp.

Subd. 8. Hunting and fishing license reciprocity with Wisconsin. The commissioner may enter into an agreement with game and fish licensing authorities in the state of Wisconsin under which Wisconsin residents owning real property in Minnesota are allowed to purchase annual nonresident game and fish licenses at fees required of Minnesota residents, provided Minnesota residents owning real property in Wisconsin are allowed to purchase identical nonresident licenses in Wisconsin upon payment of the Wisconsin resident license fee. The commissioners of natural resources in Minnesota and Wisconsin must agree on joint standards for defining real property ownership. The commissioner shall present the joint standards to the senate and house committees having jurisdiction over environment and natural resources matters.

Subd. 9. Notice of rulemaking. In addition to notice requirements under chapter 14, the commissioner shall attempt to notify persons or groups of persons affected by rules adopted under the game and fish laws by public announcements, press releases, and other appropriate means as determined by the commissioner.

*15822 Subd. 10. Reciprocal agreements on violations. The commissioner, with the approval of the attorney general, may enter into reciprocal agreements with game and fish authorities in other states and the United States government to provide for:

(1) revocation of the appropriate Minnesota game and fish licenses of Minnesota residents for

violations of game and fish laws committed in signatory jurisdictions which result in license revocation in that jurisdiction;

(2) reporting convictions and license revocations of residents of signatory states for violations of game and fish laws of Minnesota to game and fish authorities in the nonresident's state of residence; and

(3) release upon signature without posting of bail for residents of signatory states accused of game and fish law violations in this state, providing for recovery, in the resident jurisdiction, of fines levied if the citation is not answered in this state.

As used in this subdivision, "conviction" includes a plea of guilty or a forfeiture of bail.

CREDIT(S)

1997 Main Volume

Laws 1986, c. 386, art. 1, § 8. Amended by Laws 1985, c. 248, § 70; Laws 1989, c. 19, § 1; Laws 1991, c. 259, § 11, eff. July 1, 1992; Laws 1993, c. 231, §§ 5, 6, eff. May 18, 1993; Laws 1993, c. 269, § 6; Laws 1995, 1st Sp., c. 1, § 18, eff. June 2, 1995; Laws 1995, c. 233, art. 2, § 56, eff. Jan. 1, 1996.

1999 Electronic Update

Amended by Laws 1997, c. 226, § 15.

<General Materials (GM) - References, Annotations, or Tables>

HISTORICAL NOTES

HISTORICAL AND STATUTORY NOTES

1997 Main Volume

Derivation:

Laws 1986, c. 444.
St.1985 Supp., §§ 97.4841; 97.4842; 97.4843; 98.48.
Laws 1985, 1st Sp., c. 13, §§ 220, 221.
Laws 1985, c. 170, § 1.
Laws 1985, c. 158, § 1.
St.1984, §§ 97.48; 98.465.
Laws 1984, c. 621, § 10.
Laws 1984, c. 537, §§ 1, 3.
Laws 1983, c. 356, §§ 1 to 4.
Laws 1983, c. 301, § 106.

ASSURANCES FOR ENTRY INTO THE WILDLIFE VIOLATOR COMPACT

In accordance with the requirements of Article VIII of the Wildlife Violator Compact ("Compact") the State of Minnesota, through the Minnesota Department of Natural Resources, hereby applies for entry into the Compact and in furtherance thereof assures the Board of Compact Administrators that:

- (1) It is authorized to become a party to the Compact pursuant to Minn. Stat. § 97A.045, subd. 10 (1998);
- (2) It agrees to comply with the terms and conditions of the Compact, to the extent permitted by the laws of Minnesota; and
- (3) It agrees that Compact entry is with all states participating in the Compact and with all states legally becoming a party to the Compact.

Dated: _____

12/14/99

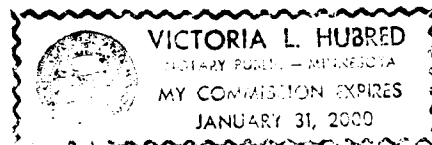
COMMISSIONER, MINNESOTA
DEPARTMENT OF NATURAL RESOURCES



ALLEN GARBER

Subscribed and sworn to before me
this 14th day of December, 1999.

Victoria L. Hubred



BOARD OF WILDLIFE VIOLATOR COMPACT ADMINISTRATORS

P.O. Box 10678
Reno, Nevada 89520
(775) 688-1544

*Chairman
Rob Buonamici*

*Vice-Chairman
Leonard Ordway*

*Secretary
Doug Messerly*

January 5, 2000

Thomas M. O'Hern, Jr.
State of Minnesota
Minnesota Office Of The Attorney General
Suite 900
445 Minnesota Street
St. Paul, MN 55101-2127

Dear Mr. O'Hern:

The Board of Wildlife Violator Compact Administrators is in receipt of your application for membership to the Wildlife Violator Compact. Your application has been accepted and your effective date for admission to the Compact Board, pursuant to the By Laws, will be March 1, 2000.

We look forward to having Minnesota participate in the Compact, as it has already proven to be an effective tool in combating the poaching of our fish and wildlife.

Doug Messerly of Utah Division of Wildlife will be in contact with Mike Hamm to explain the computer program and data entry of Compact information.

If you have any questions please do not hesitate to contact me.

Sincerely,




Rob Buonamici
Wildlife Violator Compact Chairman

cc: Compact Administrators
Mike Hamm

STATE OF MINNESOTA
OFFICE OF THE ATTORNEY GENERAL

TO: MIKE HAMM
DNR Enforcement

DATE: January 11, 2000

FROM: THOMAS M. O'HERN
Assistant Attorney General 
445 Minnesota St., #900
St. Paul, MN 55101-2127

PHONE: (651) 296-0688 (Voice)
(651) 297-4139 (Fax)
(651) 296-1410 (TTY)

SUBJECT: Wildlife Violator Compact

Congratulations. Enclosed is a copy of a letter from the Board of Wildlife Violator Compact Administrator accepting the State's application. The effective date for admission is March 1, 2000. Doug Messerly of the Utah Division of Wildlife will be contacting you with details. Please do not hesitate to contact me if I can be of further assistance.