

Notice: Use of this form is required by the Department of Natural Resources (DNR) to possess, transport, and transfer live rough fish, live established nonnative fish species, or live commercial fish (excluding all species of Asian carp) under ss. NR 19.05(3)(c) and NR 40.05(3)(c), Wis. Adm. Code. **This permit is not needed if only dead fish are possessed, transported, and transferred.** Personal information collected will be used for administrative purposes and may be provided to requesters to the extent required by Wisconsin's Open Records Law (ss. 19.31-19.39, Wis. Stats.).

The permittee and his or her employees or contractors shall comply with all Wisconsin statutes and rules related to the possession, transport, and transfer of live rough fish, live established nonnative fish species, and live commercial fish. The permittee and all employees or contractors shall carry a copy of this permit with them while in possession of live fish and must display the permit upon request to any conservation warden or agent of the DNR. This permit is subject to revocation at any time if deemed necessary by the DNR.

Complete page 2 of this form and fax to 608-266-2244 or mail a copy to the above address. You must retain a copy for your records. By signing, dating, and sending a copy of this form you are covered under this general permit.

Permit Conditions

1. The live rough fish, established nonnative fish species, and commercial fish—excluding all species of Asian carp—are captured legally by a licensed commercial fisher or rough fish contractor from Wisconsin waters.
2. Following capture, the live fish are held at all times in a “safe facility”, as defined in s. NR 40.02 (47), Wis. Adm. Code. “Safe facility” means an aquarium or container that does not directly drain into a water of the state, is not subject to intermittent or periodic flooding, is not connected to any water of the state, and is not an open pond. “Waters of the state” includes those portions of Lake Michigan and Lake Superior within the boundaries of this state, and all lakes, bays, rivers, streams, springs, ponds, wells, impounding reservoirs, marshes, watercourses, drainage systems and other surface water or groundwater, natural or artificial, public or private, within this state or its jurisdiction.
3. The live fish are transported to a location outside of Wisconsin in accordance with United States Department of Agriculture Animal and Plant Health Inspection Service regulations and orders or are transported directly for slaughter within Wisconsin. Permittees are responsible for complying with USDA species lists and regulations.
4. This permit does not authorize the introduction or release of any species of fish to waters of the state.
5. The DNR may at any time it deems necessary withdraw any person’s coverage under this permit and require that the person apply for an individual permit under ch. NR 40, Wis. Adm. Code, or s. NR 19.05 (3) (c), Wis. Adm. Code.
6. Any person who wishes to obtain coverage under this general permit shall notify the DNR by filling out and signing a copy of this permit prior to possessing, transporting, or transferring live rough fish, live established nonnative fish species, and live commercial fish.
7. Any person who has a current valid commercial fishing license, wholesale fish dealer license, or rough fish removal contract who contracts with another party to possess, transport, or transfer live fish must provide a copy of this permit to that party, ensure the party understands and meets the conditions of this permit, and notify the DNR that the party is his or her agent under this permit. Notification shall be made in writing via:

Email:	DNRLiveFishPermit@Wisconsin.gov
or mailed to:	Director of Fisheries Wisconsin Department of Natural Resources PO Box 7921, 101 S. Webster St. Madison, WI 53707-7921
Or faxed to:	608-266-2244 Attn: Director of Fisheries

8. This general permit takes effect upon signature of applicant and expires April 15 of the following year.

**Possession, Transport, and Transfer of
Live Fish General Permit**

Form 9400-234 (R 10/17)

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Applicant Information	
Applicant Name (Last, First, Middle Initial)*	DNR Customer Number*
Business Name (if applicable)	Telephone Number (include area code)*
Street Address*	City, State, Zip Code*

*required

LIVE FISH SPECIES THAT WILL BE POSSESSED, TRANSPORTED, OR TRANSFERRED UNDER THIS PERMIT: (list all)

1.	2.
3.	4.
5.	6.
7.	8.

I hereby certify that I have complied with all of the laws regulating the issuance of this permit (below) and I will comply with all the laws regulating the possession, transportation, and transfer of these live fish species.

Signature of Applicant	Date Signed
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WISCONSIN DEPARTMENT OF NATURAL RESOURCES
For the Secretary:



Justine Hasz, Director, Bureau of Fisheries Management

The Wisconsin Department of Natural Resources hereby makes the following findings of fact and conclusions of law:

1. The alewife, common carp, rainbow smelt, round goby, ruffe, sea lamprey, three-spine stickleback, tubenose goby, and white perch are included as "established nonnative fish species" in s. NR 40.02 (17), Wis. Adm. Code and therefore are listed or identified as a "restricted invasive species" by s. NR 40.05 (2) (c) 1., Wis. Adm. Code.
2. Section 29.407, Wis. Stats., provides that, with limited exceptions, no live rough fish except goldfish, dace, and suckers may be transported into or within the state without a permit from the DNR.
3. Several species of rough fish, commercial fish, and established nonnative fish species are regulated by title 9 CFR Parts 83.1 through 83.7, 93.900, and 93.910 through 93.916—the Viral Hemorrhagic Septicemia (VHS) Interim Rule—to prevent the spread of VHS into aquaculture facilities. The United States Department of Agriculture Animal and Plant Health Inspection Service allows movement of VHS-susceptible species of live fish out of Wisconsin only to slaughter facilities, to research and diagnostic laboratories, or if transported with documentation from state, tribal, or federal authorities for aquatic animal health stating that the fish have tested negative for VHS virus.
4. NR 19.05 (3), Wis. Adm. Code, restricts the transport of live fish or live fish eggs away from any inland or outlying water or its bank or shore except as follows:
 - (a) those being transported out of state in compliance with the United States Department of Agriculture Animal and Plant Health Inspection Service's regulations and orders;
 - (b) those that have been tested for VHS using methods approved by the Department of Agriculture, Trade, and Consumer Protection and that were found to be free of the VHS virus;
 - (c) with the prior written approval of the DNR, where the department has determined that the proposed activity will not allow VHS virus to be transported to other waters.
5. NR 40.05 (3) (c), Wis. Adm. Code, provides that "If authorized by a permit issued by the department under this chapter, a person may transport, possess, transfer or introduce a restricted invasive species for research, public display, or for other purposes specified by the department in the permit."