



Department of Natural Resources Fact Sheet



2010 POLICY FACT SHEET Wild Rice Harvest and Management

CONTENT

This proposal represents recommendations from the DNR Interagency Wild Rice Working Group and involves both technical changes and changes to wild rice harvest regulations. The technical changes relate to distinguishing between wild and cultivated wild rice and recodifying wild rice statutes (that have evolved piecemeal over a long period of time) to improve organization and clarity. The proposed changes to harvest regulations include harvest hours, dates, allowable boat width, and exemptions to licensing requirements for resident and nonresident youth under age 18. There are also additional authorities for the DNR commissioner to restrict and manage harvest of natural lake and river wild rice in public waters. These changes are intended to encourage recruitment and retention of wild rice harvesters while protecting the wild rice resource.

OVERVIEW

Section 1

Minnesota Statutes 2008, section 1.148 is amended to make a technical change in the reference to the scientific name of wild rice. This change would reference only the genus of wild rice because some taxonomists have recognized more than one species of wild rice in Minnesota.

Sections 2 and 3

Minnesota Statutes 2009 Supplement, section 84.027 is amended to: distinguish between wild and cultivated rice by applying the modifier “natural lake and river” to wild rice, similar to provisions in the wild rice labeling law (Minnesota Statutes, section 30.49) that distinguish cultivated wild rice from naturally grown lake and river wild rice; change a statutory cross reference related to recodified language; and clarify permanent rule authority for wild rice to include authority for expedited rules.

Section 4

Minnesota Statutes 2008, section 84.028, subdivision 1 is amended to: distinguish between wild and cultivated rice (as discussed above) and clarify commissioner authorities for wild rice harvest and management.

Section 5

Minnesota Statutes 2008, section 84.0894 is amended to change a cross reference affected by recodification.

Sections 6 and 7

Minnesota Statutes 2008, section 84.091 is amended to: define natural lake and river wild rice and distinguish between wild and cultivated rice; move dealer license provisions from 84.152 as part of recodification; and clarify harvest license requirements for federally established rice camp lakes and for reservation border lakes.

Section 8

Minnesota Statutes 2008, section 84.0911 is amended to distinguish between wild and cultivated rice and to describe the purposes for improving natural lake and river wild rice production.

Section 9

Minnesota Statutes 2008, section 84.10 is amended to distinguish between wild and cultivated rice.

Section 10

Minnesota Statutes 2009 Supplement, section 84.105 is amended to distinguish between wild and cultivated rice and to change the opening date for harvesting ripe wild rice to Aug. 15.

Section 11

Minnesota Statutes 2008, section 84.111, subdivision 1 is amended to distinguish between wild and cultivated rice and to change the restriction on allowable canoes used for wild rice harvest from a maximum width of 36 inches to 38 inches.

Section 12

Minnesota Statutes 2008, section 84.111, subdivision 4 is amended to change hours of wild rice harvest from the current 9:00 AM - 3:00 PM to 10 AM - 5 PM.

Section 13

Minnesota Statutes 2008, section 84.111 is amended to prohibit harvesting natural lake and river wild rice before it is ripe.

Section 14

Minnesota Statutes 2008, section 84.15 is amended to: distinguish between wild and cultivated rice; provide authority for the DNR Commissioner to restrict or prohibit wild rice harvest on public waters by posting or rule; and provide authority for the commissioner to authorize harvest of wild rice for research or planting.

Section 15

Minnesota Statutes 2008, section 84.161 is amended to distinguish between wild and cultivated rice.

Section 16

Minnesota Statutes 2008, section 84D.09, subdivision 2 is amended to distinguish between wild and cultivated rice and to clarify that the wild rice exception for transporting aquatic macrophytes is for wild rice grain or fragments that are harvested.

Section 17

Minnesota Statutes 2008, section 84D.10, subdivision 2 is amended to distinguish between wild and cultivated rice and clarify statutory references.

Section 18

Minnesota Statutes 2008, section 86B.706, subdivision 2 is amended to distinguish between wild and cultivated rice.

Section 19

Minnesota Statutes 2008, section 86B.825 is amended to distinguish between wild and cultivated rice and clarify language that the exception to titling is for boats used for wild rice harvest.

Section 20

Minnesota Statutes 2008, section 97A.015, subdivision 12 is amended to distinguish between wild and cultivated rice.

Section 21

Minnesota Statutes 2009 Supplement, section 103B.3355 is amended to distinguish between wild and cultivated rice.

Section 22

Minnesota Statutes 2008, section 103G.421 is amended to distinguish between wild and cultivated.

Sections 23 and 24

Minnesota Statutes 2008, section 103G.615 is amended to eliminate the exception for wild rice under plants for which the commissioner may issue permits and charge a fee to gather or harvest aquatic plants or plant parts.

Section 25

Minnesota Statutes 2008, section 373.33 is amended to distinguish between wild and cultivated rice.

Section 26**REPEALER**

Minnesota Statutes 2008, section 84.111, subdivision 5 and section 84.152 are recommended for repeal. Section 84.111, subdivision 5 allows mechanical harvest of wild rice on certain public waters surrounded by private land. The one place where this formerly occurred has now been purchased by the state. Portions of Section 84.152 have been recodified in Sections 84.091 and 84.15.

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