



**Commonwealth of Pennsylvania
Pennsylvania Fish and Boat Commission
Harrisburg, Pennsylvania**

MINUTES

115th Meeting

Volume 66

**HARRISBURG, PENNSYLVANIA
JULY 14, 2015**

Table of Contents

Call to Order	61
Roll Call	61
Review and Approval of Minutes from the May 5, 2015 Meeting	61
Awards and Presentations	61
Election of Commission President and Vice-President.....	63
Executive Director's Report.....	64
Announcement of Executive Session	64
Reports of Commissioner Committees	64
Executive and Administrative (Commissioner Gavlick) –.....	64
Boating (Commissioner Ketterer) –	64
Fisheries (Commissioner Mascharka) –.....	64
Habitat and Environmental (Commissioner Elliott) –.....	64
Law Enforcement (Commissioner Ketterer) –	65
Legislation and Public Outreach (Commissioner Ali) –	65
Public Comment to Commissioners and Staff	65
EXECUTIVE AND ADMINISTRATIVE	66
A. Hunter Easement Acquisition, Fairview Township, Erie County.....	66
FISHERIES	67
DESIGNATIONS	67
A. Classification of Wild Trout Streams: Additions to List.	67
B. Additions to List of Class A Wild Trout Streams.	68
LAW ENFORCEMENT	69
FINAL RULEMAKING.....	69
A. Amendments to Chapters 61, 63, 65 and 79 to Simplify and Consolidate Fishing Regulations.	69
Other New Business	73
Time and Place of September 2015 Commission Meeting.....	73
Adjournment.....	73

Commonwealth of Pennsylvania
Pennsylvania Fish and Boat Commission

Minutes

The 115th Meeting of the Pennsylvania Fish and Boat Commission was held on Monday and Tuesday, July 13 and 14, 2015, at the Pennsylvania Fish and Boat Commission headquarters, Harrisburg, PA 17110.

Commission committees met on July 13 beginning at approximately 1:10 p.m. and on July 14 beginning at approximately 8:05 a.m. The public session for review of this agenda began at or about 11:30 a.m. on July 14.

Call to Order

The meeting was called to order by Commission President Norman R. Gavlick and followed by the Pledge of Allegiance to the Flag.

Roll Call

Members Present

Norman R. Gavlick, President
Edward P. Mascharka III, Vice-President
Rocco S. Ali
G. Warren Elliott
Eric C. Hussar
Steven M. Ketterer
Leonard L. Lichvar
William J. Sabatose

Members Not Present

Glade E. Squires

Review and Approval of Minutes from the May 5, 2015 Meeting

A motion was made by Commissioner Mascharka and seconded by Commissioner Elliott to approve the May 5, 2015 minutes as written. Motion carried.

Awards and Presentations

The 2014 Northeast Conservation Law Enforcement Chiefs Association Officer of the Year Award was presented to Waterways Conservation Officer (WCO) Anthony J. Quarracino. Each

year the North East Conservation Law Enforcement Chiefs Association (NECLECA) recognizes an outstanding officer from each member agency as that agency's officer of the year. This year's award winner for the Commission is WCO Quarracino. WCO Quarracino's Southern Huntingdon patrol district is composed of a vast diversity of public safety and resource protection responsibilities, which he successfully addresses through a dynamic multi-faceted patrol scheme. Within the scope of fishing related enforcement, WCO Quarracino planned, facilitated and participated in six special enforcement details focused on the after-hours protection of spawning walleye within nursery waters, the spawning run of striped bass, and inseason trout stocking endeavors. Within boating related enforcement, WCO Quarracino served as the lead enforcement officer on Raystown Lake conducting 27 on the water patrol shifts during the 2014 recreational boating season. He planned and facilitated five boating safety/boating under the influence (BUI) enforcement details resulting in four BUI apprehensions and assisted other officers with two other arrests. WCO Quarracino also led the Southcentral Region with five independent boat accident investigations, including a four-month investigation in concert with the Pennsylvania State Police into a single vessel collision with the Raystown shoreline that resulted in the death of an adult female passenger. As a result of this effort, the boat operator was subsequently criminally charged with homicide by watercraft. In addition, WCO Quarracino assisted other officers with investigating three accidents. WCO Quarracino is very active in promoting the agency goals and mission through outreach activities. In 2014, he attended 15 sportsmen's club meetings, took part in three youth educational programs and facilitated four in-school programs. Additionally, WCO Quarracino serves as a Bureau instructor and as a member of the SWERT team. Because of these outstanding achievements, the Bureau of Law Enforcement honored WCO Quarracino as the 2014 NECLECA Officer of the Year.

The 2014 Top Gun Award was presented to Waterways Conservation Officer (WCO) Mark Sweppenhiser. Boating under the influence (BUI) is a major safety concern for the Commonwealth's waterways. Impaired operators not only pose a significant risk to other boaters but also on the highway once leaving their boating destination. Because of this, the Commission's Bureau of Law Enforcement annually recognizes the officer who apprehends the highest number of BUI offenders. During the 2014 recreational boating season, WCO Sweppenhiser apprehended and prosecuted 11 individuals for BUI. Of this total, eight individuals were apprehended as a result of shoreline compliance based patrols and the remaining three individuals were apprehended in concert with waterborne patrols. Three of the shoreline based apprehensions evolved from WCO Sweppenhiser's investigation of a serious boating accident in which the tow boat ran over its downed skier. In addition to his BUI efforts, WCO Sweppenhiser prosecuted one individual for driving under the influence. As a result of his efforts, WCO Sweppenhiser was nominated by his Captain for the 2014 Top Gun award. This is the second year in a row that WCO Sweppenhiser has received this award for his BUI enforcement efforts.

A Lifesaving Award was presented to Waterways Conservation Officer (WCO) Terry J. Crecraft for his efforts to save a life under extraordinary circumstances. WCO Terry J. Crecraft was awarded the Commission's Lifesaving Award for heroic efforts during a boating rescue on Woodcock Reservoir, Crawford County, on April 18, 2015. The capsized kayaker was in the 58 degree water holding onto another non-capsized kayak. The kayak was unable to maneuver to

shore, and the immersed victim was quickly becoming incapacitated in the cold water. WCO Crecraft requested the assistance of another boater and his watercraft. Together they were able to come alongside the kayak and pull the victim into the boat. She had been in the frigid water for approximately 20 minutes and if not for the quick actions of WCO Crecraft may not have returned home that day. Many thanks to WCO Crecraft for his quick actions associated with this incident.

The “Wave of Excellence” Award was presented to Kathryn “Katie” Brashear, Administrative Officer, Bureau of Engineering. In keeping with Executive Director Arway’s interest in recognizing a job well done, the Commission implemented an employee recognition program entitled the “Wave of Excellence” Award program. The concept is for Commission employees to recognize other Commission employees who have gone above and beyond the call of duty in performing their work or who have provided extraordinary customer service. Katie Brashear is the seventh recipient to receive the “Wave of Excellence” Award or the “WE” Award. Katie was nominated by a fellow co-worker and the sixth recipient of the award, Deb Stump. Katie is known to put “we” (the Commission) above “me.” As winner of the “Wave of Excellence” Award, Katie will be permitted to keep the award for six months before passing it on.

Former Commissioner Robert A. Bachman was commended for his outstanding leadership and dedication while serving as Commissioner from 2007 to 2015.

Commissioner Norman R. Gavlick was recognized and commended for his outstanding leadership and dedication while serving as President of the Commission from July 15, 2014 to July 14, 2015.

Election of Commission President and Vice-President

Commission President Gavlick presided over the elections. He called for nominations for the office of President, and Commissioner Elliott nominated Commissioner Mascharka as President. Commissioner Ali seconded the nomination. A motion was made by Commissioner Sabatose and seconded by Commissioner Elliott to close the nominations. The motion was carried, and nominations were closed. The Commission elected Commissioner Mascharka to serve as President of the Commission for 2015-2016.

Commission President Gavlick then called for nominations for the office of Vice-President. Commissioner Ali nominated Commissioner Squires as Vice-President. Commissioner Ketterer seconded the nomination. A motion was made by Commissioner Elliott and seconded by Commissioner Sabatose to close the nominations. The motion was carried, and nominations were closed. The Commission elected Commissioner Squires to serve as Vice-President of the Commission for 2015-2016.

Following the election, Commission President Mascharka spoke. He made a pledge that as the eyes, ears and voice of Pennsylvania anglers, he will engage in the critical decisions to be made by the Commission. He will work with legislators and the governor to develop new and additional opportunities to secure funds for the future of the agency and its constituents. He

stated that he enjoys the resources of our Commonwealth and pledged to uphold the “Resource First” mission.

Executive Director’s Report

Executive Director Arway highlighted the “April – June 2015 Quarterly Report” (Exhibit A) that was provided to Commissioners. A video presentation entitled “White Sturgeon Epic Journey” was shown.

Announcement of Executive Session

Commissioner Mascharka announced that an executive session was held on July 13 at 8:00 a.m. to discuss personnel, real estate and litigation matters.

Reports of Commissioner Committees

Executive and Administrative (Commissioner Gavlick) –

The Executive and Administrative Committee met on Monday, July 13, at approximately 1:10 p.m. One agenda item was discussed. Michele Jacoby provided a Bureau of Engineering construction update. Bernie Matscavage provided an update on 2015 license sales. John Arway provided an update on the Save Our Susquehanna (S.O.S.) Campaign and the Commission’s reallocation plan. Bill Cornell, Founder and Director of the Susquehanna River School and Board Member of the Harrisburg Area Riverboat Society, also spoke on the S.O.S. efforts. Steve Kralik provided a marketing report, and Tim Schaeffer provided a review of the Strategic Plan midcourse.

Boating (Commissioner Ketterer) –

The Boating Committee met on Tuesday, July 14, at approximately 8:05 a.m. Information was provided regarding the boating safety video production efforts in partnership with Penn State University. Laurel Anders announced that a Boating Advisory Board meeting will be held on July 31, 2015.

Fisheries (Commissioner Mascharka) –

The Fisheries Committee met on Tuesday, July 14, at approximately 9:40 a.m. Two agenda items were discussed. Updates included a project status report of the Reynoldsdale State Fish Hatchery, the Commission’s water quality lab operations, and the warm/coolwater and musky program. Leroy Young announced a new stocked trout program.

Habitat and Environmental (Commissioner Elliott) –

The Habitat and Environmental Committee met on Tuesday, July 14, at approximately 8:35 a.m. Greg Podniesinski from the Pennsylvania Department of Conservation and Natural Resources provided a presentation on the Pennsylvania Natural Diversity Inventory (PNDI) tool upgrade. Ben Lorson gave a presentation on the Heistand Sawmill Dam removal project at Chiques Creek in Lancaster County. Peggy Hentz, a wildlife rehabilitator, spoke on reptile and amphibian rehabilitation. Leroy Young provided an update on the State Wildlife Action Plan.

Law Enforcement (Commissioner Ketterer) –

The Law Enforcement Committee met on Monday, July 13, at approximately 3:45 p.m., and again on Tuesday, July 14, at approximately 9:40 a.m. One agenda item was discussed. Updates were given on the Fish Kill hotline, Marcellus shale enforcement efforts, the recent pollution on Conewago Creek, Operation Dry Water, and the 21st Waterways Conservation Officer class. The 21st Waterways Conservation Officer class graduation ceremony will be held on June 24, 2016 at Fort Indiantown Gap.

The Committee also acted upon proposed revocations. The Committee revoked the fishing privileges of one individual for a period of two years.

In addition, the Committee voted to recommend its support of the current version of Senate Bill 889 that would extend heart and lung benefits to waterways conservation officers. During the Committee report, a motion was made by Commissioner Sabatose and seconded by Commissioner Gavlick that the Commission, consistent with the Law Enforcement Committee's recommendation, support the current version of Senate Bill 889 that would extend heart and lung benefits to waterways conservation officers. The motion was carried by the full Board.

Legislation and Public Outreach (Commissioner Ali) –

The Legislation and Public Outreach Committee met on Monday, July 13, at approximately 2:20 p.m. A legislative update was provided by Tim Schaeffer and included the following items: severance tax, trout/salmon permit fee increase and sales tax attributable to fishing and boating equipment. Michele Kittell of the Wildlife Leadership Academy spoke on the Pennsylvania Brookies program. Ted Walke provided a preview of the Commission's kayak fishing programs and a report on taping vs. live-streaming Commission meetings. Historian Ken Wolensky provided an update on the 150th anniversary project.

Public Comment to Commissioners and Staff

There were no comments or questions from the public.

EXECUTIVE AND ADMINISTRATIVE

A. Hunter Easement Acquisition, Fairview Township, Erie County.

Commentary:

Section 2907.2 of the Fish and Boat Code, 30 Pa. C.S. § 2907.2, provides that the proceeds from the sale of the special Lake Erie fishing permits and \$6 of the fees for the combination trout/salmon/Lake Erie permits are to be deposited into a restricted account within the Fish Fund and that this restricted account “shall be used to provide public fishing access or to protect or improve fish habitat on or at Lake Erie, Presque Isle Bay and their tributaries, including waters that flow into those tributaries.” The funds generated through this program are deposited into the Lake Erie restricted account where they are restricted now and into the future for their legislatively intended purposes. *Pennsylvania’s Fishing and Boating Access Strategy* ranks this watershed as the top priority for access improvement statewide.

The Commission has been offered an easement on over 1,720 linear feet on both sides of Elk Creek as it flows across a parcel of property in Fairview Township, Erie County, for \$24,000. The easement will be for public fishing, boating, and riparian and fishery management and will include the stream corridor and extend at least 35 feet back from the top of the bank. The easement area is located south of Route 832 between Route 98 and Platz Road. A map depicting the subject parcels is attached as Exhibit B.

Elk Creek is a popular steelhead and trout fishery; however, access to the creek is severely limited. Elk Creek receives several trout stockings in this area, and the acquisition of the easement will provide additional trout and steelhead fishing opportunities. The Commission’s Regional Law Enforcement and Fisheries staff have recommended that the easement be acquired if possible.

The seller and the Commission have signed an option agreement that will allow staff to perform its due diligence. The Commission’s exercise of the option will be subject to meeting the due diligence and funding requirements. In addition, the seller has agreed to be responsible for all current applicable real estate and transfer taxes that are normally shared between the buyer and seller.

Briefer:

Scott W. Bollinger, Statewide Public Access Program Manager, Division of Public Access and Property Services

Recommendation:

Staff recommend that the Commission authorize the acquisition of the easement along Elk Creek in Fairview Township, Erie County, as more particularly described in the Commentary, utilizing monies in the Lake Erie restricted account.

Action:

A motion was made by Commissioner Elliott and seconded by Commissioner Ali to authorize the acquisition of the easement along Elk Creek in Fairview Township, Erie County, as more particularly described in the Commentary, utilizing monies in the Lake Erie restricted account. Motion carried.

FISHERIES DESIGNATIONS

A. Classification of Wild Trout Streams: Additions and Revisions to List.

Commentary:

The Department of Environmental Protection's regulations at 25 Pa. Code § 105.1 define the term "wild trout stream" as "a stream identified as supporting naturally reproducing trout populations by the Fish and Boat Commission under 58 Pa. Code § 57.11 (relating to listing of wild trout streams)." This term has regulatory significance because wetlands that are located in or along the floodplain of the reach of a wild trout stream and the floodplain of streams tributary thereto are considered "exceptional value" and are thus entitled to the highest level of protection.

The Commission adopted a statement of policy at 58 Pa Code § 57.11 that sets forth the basis for the classification of streams supporting the natural reproduction of trout. Under § 57.11, it is the policy of the Commission to accurately identify and classify stream sections supporting naturally reproducing populations of trout as wild trout streams. The listing of a stream section as a wild trout stream is a biological designation that does not determine how the stream is managed. The statement of policy provides that the Commission's Fisheries Management Division will maintain the list of wild trout streams and that the Executive Director, with approval of the Commission, will from time to time publish the list of wild trout streams in the *Pennsylvania Bulletin* and solicit public comments.

Staff recommend the addition of 54 new waters to the Commission's list of wild trout streams and revisions to the section limits of two streams on the list. These changes are the result of recent surveys conducted on these waters. Exhibit C provides information on the locations and a data summary for each of these waters. Surveying unassessed waters and documenting wild trout populations are consistent with the Commission's Strategic Plan for Management of Trout Fisheries in Pennsylvania, the statewide Strategic Plan and the agency's Resource First philosophy.

A notice of proposed designations was published at 45 Pa. B. 2203 (May 2, 2015) (Exhibit D). The Commission received a total of 19 public comments supporting the proposed designations. Copies of all public comments were provided to the Commissioners.

Briefer:

Leroy M. Young, Jr., Director, Bureau of Fisheries

Recommendation:

Staff recommend that the Commission add 54 new waters to its list of wild trout streams and revise the section limits of two streams as described in the Commentary. If approved, these additions and revisions will go into effect upon publication of a second notice in the *Pennsylvania Bulletin*.

Action:

A motion was made by Commissioner Sabatose and seconded by Commissioner Ali to add 54 new waters to the Commission's list of wild trout streams and revise the section limits of two streams as described in the Commentary. These additions and revisions will go into effect upon publication of a second notice in the *Pennsylvania Bulletin*. Motion carried.

B. Additions to List of Class A Wild Trout Streams.

Commentary:

Pursuant to 58 Pa. Code § 57.8a (relating to Class A wild trout streams), it is the Commission's policy to recognize self-sustaining Class A wild trout populations as a renewable natural resource meriting special consideration in the development of fisheries management plans and water quality and habitat protection. Class A wild trout populations represent the best of Pennsylvania's naturally reproducing trout populations. Criteria developed for Class A Wild Trout populations are species specific. Wild Trout Biomass Class Criteria include provisions for wild Brook Trout, wild Brown Trout, mixed wild Brook and Brown Trout, wild Rainbow Trout, mixed wild Brook and Rainbow Trout and mixed wild Brown and Rainbow Trout populations.

Staff recommend the addition of 28 stream sections to the list of Class A wild trout streams. These changes are the result of a recent surveys conducted on these waters. Exhibit E provides information on the locations and a data summary for each of these waters.

A notice of proposed designation was published at 45 Pa. B. 2205 (May 2, 2015) (Exhibit F). The Commission received a total of 16 public comments supporting the proposed designations. Copies of all public comments were provided to the Commissioners.

Briefer:

Leroy M. Young, Jr., Director, Bureau of Fisheries

Recommendation:

Staff recommend that the Commission add 28 stream sections to its Class A wild trout streams list as described in the Commentary. If approved, these additions will go into effect upon publication of a second notice in the *Pennsylvania Bulletin*.

Action:

A motion was made by Commissioner Lichvar and seconded by Commissioner Hussar to add 28 stream sections to the Commission's Class A wild trout streams list as described in the Commentary. These additions will go into effect upon publication of a second notice in the *Pennsylvania Bulletin*. Motion carried.

LAW ENFORCEMENT FINAL RULEMAKING

A. Amendments to Chapters 61, 63, 65 and 79 to Simplify and Consolidate Fishing Regulations.

Commentary:

It has long been a concern that the complexity and number of the Commission's fishing regulations may be a deterrent to people fishing. In response to those concerns, several Commissioners expressed an interest in regulation simplification and consolidation, and Director Arway directed his staff to review existing fishing regulations. A workgroup comprised of staff across bureau and office lines was formed in 2013. Workgroup meetings were held and drafts were circulated throughout 2013 and 2014. At the September 2014 Commission meeting, a preliminary draft with proposed regulatory amendments was shared with the Law Enforcement Committee.

As part of the regulation simplification and consolidation process, the Commission proposed a number of housekeeping changes. These housekeeping changes are to §§61.2 (relating to Delaware River, West Branch Delaware River and River Estuary), 61.8 (relating to Lehigh River, Schuylkill River and tributaries), 65.4a (relating to all-tackle trophy trout), 65.5 (relating to catch and release areas), 65.7 (relating to Trophy Trout Program), 65.9 (relating big bass special regulations), 65.11 (relating to panfish enhancement special regulation), 65.12 (relating to Regional Opening Day of Trout Season Program), 65.14 (relating to catch and release fly-fishing only areas), 65.15 (relating to catch and release all-tackle areas), 65.16 (relating to Musky Enhancement Program), 65.17 (relating to Catch and Release Lakes Program), 65.18 (relating to Brood Stock Lakes Program), 65.19 (relating to approved trout waters open to year-round fishing) and 65.21 (relating to waters limited to specific purposes—exclusive use fishing areas).

As part of the regulation simplification and consolidation process, the Commission also proposed a number of substantive changes to the following sections:

- Because note 3 in §61.1 (relating to Commonwealth inland waters) is not applicable to gizzard shad, the Commission proposed that the reference to it (three asterisks after gizzard shad) be removed. The Commission also proposed that because § 65.10 (relating to Early Season Trout Stocked Waters Program) was previously eliminated, any references to this section and the program in note 2 of §61.1 be removed.
- In §61.7 (relating to Susquehanna River and tributaries), the Commission proposed that the note be removed because the harvest of baitfish in this note is applicable only to landlocked alewife harvested from inland lakes, ponds and reservoirs and does not apply to this section.
- In § 63.3 (relating to fishing in approved trout waters), the current definition of approved trout waters is “designated waters that contain significant portions that

are open to public fishing and are stocked with trout.” The term, however, suggests a much broader category of trout waters, including both stocked and wild, and may cause confusion among the public. Therefore, the Commission proposed that the term “stocked trout waters” be used to more accurately describe the category of trout waters at issue and that the term be defined as “waters that are stocked with adult trout by the Commission.” The Commission also proposed that other sections in Chapters 61, 63, 65 and 79 using the term “approved trout waters” be amended.

- In §63.48 (relating to permit for the use of cast nets or throw nets), the Commission proposed that the restriction limiting baitfish to eight inches in length be removed because there is no biological reason for the restriction.
- In §§65. 5 (relating to catch and release areas) and 65.7 (relating to Trophy Trout Program), the Commission proposed deleting the list of prohibited lures and substances in favor of naming the permitted items only to eliminate confusion and having to name or describe all prohibited lures and substances.
- In §65.11 (relating to panfish enhancement special regulation), the Commission proposed changes making the language consistent with the Summary Book and with the intent of the regulation when it went into effect.
- The Commission proposed eliminating § 65.13 (relating to wild brook trout enhancement) in its entirety because based on peer reviewed and published scientific research on the waters within this program, staff have determined that this regulation is ineffective. If the program is eliminated, waters currently in the program will be distributed to other programs.
- In § 65.14 (relating to catch and release fly-fishing only areas), the Commission proposed that the reference to single hooks be removed to clarify that multiple hooks are permitted. The Commission also proposed that the reference to “fly line with a maximum of 18 feet in leader material or monofilament line attached” be removed to eliminate a gray area regarding center-pinning techniques, which is becoming a popular technique to fish nymphs and utilizes a much longer leader. To eliminate confusion and having to name or describe all prohibited lures and substances, the Commission further proposed deleting the list of prohibited items in favor of naming the permitted lures and substances only.
- In §65.24 (relating to miscellaneous special regulations), the Commission proposed that
 - The miscellaneous special regulation on Elk Creek (Big Elk Creek), Chester County, be eliminated because the harvest of alewife and blueback herring is not allowed in the Susquehanna system.
 - The miscellaneous special regulation on Opossum Lake, Cumberland County, be removed as of June 18, 2016 because it specifically provides that it will remain in effect until that date.

- The miscellaneous special regulation on the West Branch, Clarion River, Elk County, be eliminated because wading is now permitted.
- The miscellaneous special regulation on Lake Scranton, Lackawanna County, be removed because the origin of this requirement was a lease agreement among Pennsylvania Gas and Water Company (now Pennsylvania American Water Company), Allied Services and the Commission, and the water company recently advised the Commission that it wishes to terminate the agreement. In addition, both Pennsylvania American Water Company and Allied Services have requested that the miscellaneous special regulation be removed.
- The miscellaneous special regulation on Leaser Lake, Lehigh County, be removed as of June 18, 2016 because it specifically provides that it will remain in effect until that date.
- The miscellaneous special regulation on the West Branch Delaware River, Wayne County, be changed to be consistent with other changes throughout this chapter related to the use of prohibited lures and substances in artificial lures only areas.
- The miscellaneous special regulation on Indian Lake, Westmoreland County, be eliminated because the Division of Fisheries Management has data to support designating this lake as big bass and panfish enhancement and has proposed these designations under a separate agenda item.
- The miscellaneous special regulation on Lake Winola, Wyoming County, be eliminated because there is no biological support for this regulation.

A notice of proposed rulemaking containing the proposed changes and seeking public comments for 60 days was published at 45 Pa. B. 1619 (April 4, 2015) (Exhibit G). The Commission received a total of 110 public comments – one before, 107 during and two after the formal comment period. One comment generally supports and one comment generally opposes the proposed changes.

With regard to the proposed changes to § 65.11 (relating to panfish enhancement special regulation), the Commission received nine comments. One comment supports the proposal and one comment suggests that the Commission expand the program and reduce the daily limit to 15 for each species with a total of no more than 45 combined species. The other comments seemingly misunderstand the proposal to mean that the Commission proposes to reduce the creel limit for carp (and other listed species), and those comments support such a reduction.

With regard to the proposed change deleting § 65.13 (relating to wild brook trout enhancement) in its entirety, the Commission received 27 comments. Two comments support elimination of the program, five comments are neutral, and 20 comments oppose it.

With regard to the proposed changes to § 65.14 (relating to catch and release fly-fishing only areas), the Commission received one comment supporting and 67 comments opposing center pinning in fly fishing only areas.

In addition, the Commission received two comments offering suggestions regarding other management options. Two comments (and several others addressing the elimination of § 65.13) urge the Commission to establish a valid Trout Management Plan prior to executing policy decisions on trout management matters. Of the 110 comments, two comments also suggest that the Commission increase the size limit for trout from 7 to 9 inches. Copies of all public comments were provided to the Commissioners.

On final rulemaking, staff recommend that the Commission adopt all of the changes as proposed with the exception of one change to § 65.14. Based on the comments regarding center pinning, staff recommend that the Commission retain the reference in § 65.14 to “fly line with a maximum of 18 feet in leader material or monofilament line attached.”

Briefer:

Laurie E. Shepler, Chief Counsel

Recommendation:

Staff recommend that the Commission adopt the proposed amendments at set forth in the notice of proposed rulemaking with the exception described in the Commentary. If adopted, the amendments will go into effect on January 1, 2016.

Action:

A motion was made by Commissioner Ketterer and seconded by Commissioner Ali to adopt the proposed amendments at set forth in the notice of proposed rulemaking with the exception described in the Commentary. The amendments will go into effect on January 1, 2016. Motion carried.

Other New Business

None.

Time and Place of September 2015 Commission Meeting

The next meeting will be held on September 28-29, 2015 in Erie.

Adjournment

A motion was made by Commissioner Gavlick and seconded by Commissioner Elliott to adjourn the meeting at approximately 12:20 p.m. Motion carried.

Guests
PENNSYLVANIA FISH AND BOAT COMMISSION
COMMISSION MEETING
July 14, 2015
HARRISBURG, PENNSYLVANIA

NAME

ADDRESS
& PHONE #

AFFILIATION

I WISH TO PROVIDE
PUBLIC COMMENT
(CHECK HERE!)

None

☐☐☐☐☐☐☐☐☐☐☐

**SUNSHINE ACT MEETING NOTICES**

Thursday, June 25, 2015

If you need an accommodation due to a disability,
please contact the ADA contact name listed below

PUBLIC NOTICES

SPECIAL: State Tax Equalization Board/Board Meeting: June 30, 2015, 11:00 AM. 400 N. St., 4th Fl., E-Commerce Rm., HBG.

Contact Name: Brenda Longacre 395-9195

Commonwealth of PA, Environmental Hearing Board: July 8, 2015, 10:00 AM. Rachel Carson State Office Bldg., Environmental Hearing Bd., 2nd

Fl., 400 Market St., Hearing Rm. 2, HBG. Judges meeting to consider proposed
rules of the Environmental Hearing Board Rules Committee.

Contact Name: Kathleen Berwager 705-5957

Renal Disease Advisory Committee Meeting: July 10, 2015, 10AM - 1PM. Health & Welfare Bldg, Conf. Rm. 129, 625 Forster St., HBG.

Contact Name: Carolyn Cass 772-2762

PA Fish & Boat Commission Meetings: July 13, 2015, 8:00 AM. 1601 Elmerton

Ave., HBG. Also scheduled at 8AM on 7/14/15.

Contact Name: Teresa Erdman 705-7801

Health, Bureau of Communicable Disease, Division of HIV/AIDS, HIV

Community Prevention Planning Committee Meeting: July 15, 2015, 1PM - 4PM. Park Inn Harrisburg West, 5401 Carlisle Pike, Mechanicsburg. Also

scheduled on 7/16/15 from 9AM - 4PM

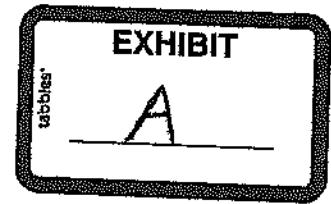
Contact Name: Kenneth McGarvey 783-0572

CANCELLED: Environmental Quality Board Meeting: July 21, 2015, 9:00 AM. Rachel Carson State Office Bldg., Rm. 105, 400 Market St., HBG

Contact Name: Laura Edinger 783-8727

SPECIAL: DEP, Radiation Protection Advisory Committee Meeting:

July 23, 2015, 9:00 AM. Rachel Carson State Office Bldg., 14th Fl., Conf. Rm.,
HBG.



April - June 2015 Quarterly Report

Strategic Plan Implementation

The following updates include the major activities or accomplishments during the quarter that further the July 2014 – June 2017 PFBC Strategic Plan. The bulleted list does not include every detail about what is being done on a particular goal, just the highlights that help to track implementation.

If there is nothing listed for a particular goal, either there was nothing major to report during the quarter, or work has yet to commence on the goal.

Overall, please also note that it is intended to be a tracking tool for the strategic plan rather than an auditing tool.

Funding

Issue 1: Revenues are insufficient to support the Commission's current levels of programs and services and meet increasing fixed, variable, and mandatory personnel costs.

As outlined in the preamble, the Commission is required to meet mounting health care, retirement, and other personnel obligations beyond its control while also dealing with the increasing costs of doing business that face any agency or company. To meet its obligations and maintain agency operations, the agency is reallocating spending while living within its means. Concurrent with narrowing the scope of its activities, the agency needs to maximize the funding generated from the traditional revenue streams of fishing license sales and boat registrations while also pursuing new sources of revenue to support the work it performs on behalf of aquatic resources, anglers and boaters, and individuals and businesses throughout Pennsylvania.

Strategy 1A: Reduce expenses and reallocate spending.

Goal 1A: Implement a Spending Reallocation Plan within which the Commission does not spend more than it generates in revenue each fiscal year and maintains agency administrative and support services necessary to deliver programs and services.

- A. Through June 2017, implement, review, and update the Spending Reallocation Plan (SRP) to reflect evolving fiscal realities.
- B. By July 2015, present updated SRP to the Board of Commissioners.
- C. Through June 2017, work with PFBC staff and partners to identify and implement projects using restricted revenue account funds to address settlement agreement conditions and PFBC priorities.

Strategy 1B: Increase traditional revenue sources and secure alternative funding to deliver core programs and services to benefit anglers, boaters, and trust species; deliver select discretionary programs and services to benefit all Pennsylvanians; and meet mandatory personnel costs.

Goal 1B: Increase revenues.

A. Through June 2017, implement operational decisions to increase revenues.

1. Continue to grow Natural Gas and Water Access programs.
2. By June 2017, develop, implement, and evaluate annual marketing campaign plans designed to increase license sales (and corresponding federal reimbursements) by 10% through the end of license year 2017.
 - Marketing/advertising activities to promote the “Catch the Value” campaign for 2015 were undertaken in an attempt to drive sales in conjunction with the two trout season openers and the opener of bass season.
 - The Catch The Value *Kayak and More* Giveaway was conducted between May 18 and June 22 as a way to garner interest in fishing and boating during the late-Spring months.
 - Marketing presence, in conjunction with outreach and law enforcement, was shown at York Revolution and Lancaster Barnstormers baseball games, the Step Outdoors Lehigh Valley event, and at the Axalta “Go Paint Winners” 400 at Pocono Raceway.
3. By July 2015, secure dedicated funding to support the water rescue program.
 - Water rescue program transferred from the Bureau of Boating and Outreach to the Bureau of Law Enforcement to ensure adequate funding.

B. Through June 2017, advocate for legislative solutions to maintain and increase revenues.

1. Identify, develop, and advocate for state legislative opportunities to maintain and increase agency revenues.
 - Continued to advocate for maintaining the \$1 million a year for permit review from the impact fee and for an additional \$1 million per year for law enforcement from the proposed severance tax.
 - Senator Brewster circulated a co-sponsorship memo to increase the price of the trout/salmon permit.
 - Advocated for dedicating a portion of the state sales tax attributable to fishing equipment to the PFBC.
 - Continued to advocate for the release of capital budget dollars to leverage other funding for high-hazard, unsafe dams.
2. In cooperation with the Association of Fish and Wildlife Agencies (AFWA), advocate for federal legislation to maintain and increase agency revenues.

C. Through June 2017, promulgate regulatory changes to increase revenues.

1. By January 2015, require senior resident lifetime license holders to purchase a trout/salmon permit annually to fish for trout.

Conservation

Issue 2: Current and increasing threats to our aquatic resources demand the Commission provide high quality services to insure essential resource management and protection and improved fishing.

High quality fishing opportunities require healthy, functioning ecosystems comprised of diverse aquatic communities. Pennsylvania's fish, amphibians, reptiles, and other aquatic resources face a number of threats, including power generation and associated fossil fuel extraction and transmission line construction; municipal and industrial surface and ground water withdrawals; point and non-point discharges; road construction and other encroachments; and the introduction and proliferation of invasive species. Continued assessment of the quality of our Commonwealth's aquatic resources and prudent implementation of fisheries management programs assures high quality angling in the waters of the Commonwealth. The following priority actions build on past successes to protect, conserve, and enhance both game and non-game species and their habitats in support of the Commission's Resource First philosophy.

- Environmental Services recently conducted a water pollution investigation in Potter Run, Centre County. Potter Run supports a naturally reproducing Class A wild trout stream. The case was settled and resulted in a monetary penalty of \$10,000.00.

Strategy 2: Provide high quality resource management and protection to reduce the impacts of current and increasing threats to aquatic resources.

Goal 2: Protect, conserve, and enhance aquatic resources and habitats.

- A. By January 2015 complete a revision to the *Strategic Plan for Management of Trout Fisheries in Pennsylvania* to include the following:
 - Timeline was developed to complete plan by December 2015. Internal work group has begun to work on the plan. Staff plan to assemble Trout Work Group consisting of anglers in August 2015.
 - 1. Through June 2017, continue efforts to improve Pennsylvania's tailwater trout fisheries.
 - 2. Immediately begin implementation of recommendations from the stocked trout efficiency study.
 - 3. By December 2015, design an angler survey to provide a statewide assessment of angler use, angler catch, angler opinions, and an economic contribution of trout angling on trout stocked lakes in order to make informed decisions regarding future trout stocking allocations in lakes.
 - 4. By December 2015, complete evaluations of all current fingerling stocking efforts and provide recommendations for future implementation of the program.
- B. Through June 2017, continue implementation of river management plans for the Delaware, Susquehanna, and Three Rivers systems.
 - 1. Efforts specific to all three river systems will include:

- a. Maintenance of long-term adult and young-of-year Smallmouth Bass data sets.
 - b. Sampling requirements specific to meeting objectives outlined in the species-specific warmwater management plans for Muskellunge, Walleye, and Catfish.
- 2. Efforts specific to the Susquehanna River will include:
 - a. Continued participation on interagency technical committees assessing water quality of the Susquehanna River and the impacts to the Smallmouth Bass population.
 - b. With partners, implement a fish community sampling procedure to more broadly track the condition of the fishery.
 - c. By June 2017, identify a method and criteria to determine the impairment status of the river.
 - o Multiple staff participated in 3rd and final CADDIS workshop. Draft report for internal review scheduled for release in late June/early July.
- 3. Efforts specific to the Three Rivers will include cooperation with Ohio River states to expand our knowledge regarding the expansion of Asian carp in the Ohio River system and reduce or eliminate the threat to the river's ecology.
- 4. Efforts specific to Delaware River will include:
 - a. Annual monitoring of American Shad populations at historic stations.
 - o 2015 monitoring work was completed
 - b. American Shad spawning activities to support restoration efforts.
 - o Spawning work was completed
- C. By January 2015, complete the 2nd edition of the Lehigh River Fisheries Management Plan.
- D. Through June 2017, implement gamefish management plans for Muskellunge, Walleye, and Catfish.
- E. By June 2017, complete the development of a strategic plan for the management of black bass in Pennsylvania.
- F. By June 2017, facilitate or complete population inventories and home range assessments for Timber Rattlesnake, Blanding's Turtle, Eastern Massasauga, Bog Turtle, Eastern Mud Salamander, Rough Green Snake, Broadhead Skink, New Jersey Chorus Frog, Southern Leopard Frog, Kirtland's Snake, Northern Cricket Frog, Eastern Redbelly Turtle, Eastern Pearlshell, Dwarf Wedgemussel, Bluebreast Darter, Tippecanoe Darter, Gilt Darter, Iowa Darter, Eastern Sand Darter, Spotted Darter, Black Bullhead, Bowfin, and Horneyhead Chub.
 - 1. The Timber Rattlesnake status assessment documentation was updated with 2013 and 2014 data, bringing to 1,742 the number of sites assessed for critical habitat since 2003.
 - 2. Field surveys occurred for the Southern Leopard Frog in March and April. Call samples and tissue samples all presumed to be the Atlantic Coast Leopard Frog were collected from three sites.
 - 3. Focal Teams as part of the PA Amphibian and Reptile Survey (PARS) for the Blanding's Turtle, Eastern Mud Salamander, Rough Green Snake, Broadhead Skink, Northern Cricket Frog and New Jersey Chorus frog have been actively sampling for these species. No new locations have been found to date.

4. Over 100 habitat assessments were conducted in Montgomery, Bucks, and Delaware Counties to inventory for bog turtle habitat and identify candidates for follow-up surveys.
 5. Final rule making was passed to delist the Bluebreast Darter, Tippecanoe Darter, Gilt Darter, and Spotted Darter.
 6. The background research, data compilation, status assessment, and documentation forms were completed for status changes of the Horneyhead Chub, Ohio Lamprey, Mountain Brook Lamprey, Bowfin, and Timber Rattlesnake.
 7. A Section 6 grant was acquired to continue survey work on the Dwarf Wedgemussel for unassessed tributaries to the Delaware River.
- G. Through June 2017, continue implementation of statewide action plans for the following species: Eastern Pearlshell Mussel, Bog Turtle, Eastern Massasauga Rattlesnake, and Timber Rattlesnake.
1. The Eastern Pearlshell assessment project was extended. Surveys for the Eastern Pearlshell are continuing and a new occurrence was documented in the Little Schuylkill River.
 2. Contractors continue to write management plans and conduct habitat restoration on private lands, make contact with private landowners regarding bog turtle conservation, and compile bog turtle data for a regional database. Bog turtle population monitoring surveys were conducted by contractors and volunteers at 9 sites from April through June.
 3. The U.S. Fish & Wildlife Services' National Competitive State Wildlife Grant Program awarded the grant titled "Multistate Recovery Actions for the Bog Turtle and Associated Headwater Wetland Species of Greatest Conservation Need" to Pennsylvania and its partners in June. This is a regional grant that includes five northeast state Fish and Wildlife resource agencies and five non-government partner organizations. The project covers a variety of conservation actions for the bog turtle, including regional database development, eDNA testing, habitat restoration work, species surveys, and population monitoring in five of the northeastern states that fall within the range of the northern population of the bog turtle. Implementation is expected to begin in the fall of 2015.
 4. A meeting of the Timber Rattlesnake Conservation Workgroup was held in April to review draft best management practices for the PNDI tool upgrade and the Timber Rattlesnake monitoring strategy project plan by East Stroudsburg University. Contracting is underway for the East Stroudsburg University project.
- H. By December 2014, research and finalize statewide action plans for the Salamander Mussel and Chesapeake Logperch. Through June 2017, implement these plans.
1. Annual workplans are under development for the Salamander Mussel and Chesapeake Logperch Species Action Plans.
- I. By June 2015, work with other members of the Pennsylvania Natural Heritage Partnership to complete the upgrade to the Pennsylvania Natural Diversity Inventory environmental review tool.
1. DCNR and contractors have continued to update and involve PFBC staff in ongoing development of the PNDI tool upgrade, including three webex conference calls in the quarter which have demonstrated various parts of the new system.

- J. By June 2017, assist the Pennsylvania Department of Environmental Protection and other governmental agencies with the development of policies and reservoir operation procedures that limit alteration of natural flow regimes to levels that maintain critical species, habitats, and ecological conditions.
 - 1. Staff instream flow biologist attended FLOW 2015 conference in Portland Oregon which had the theme "Protecting Rivers and Lakes in the Face of Uncertainty." Federal, state and provincial strategies and methodologies of environmental flow protection were evaluated for applicability in Pennsylvania.
- K. By September 30, 2015, together with partners, complete a new State Wildlife Action Plan.
 - o A fully revised State Wildlife Action Plan is expected by September 2015.
- L. Through June 2017, continue to conduct the following permit reviews: Species Impact; Scientific Collector; Threatened and Endangered Species; Nongame Special; Venomous Snake; Amphibian and Reptile Organized Hunt; Commercial Snapping Turtle; Water Obstruction and Encroachment; Triploid Grass Carp; Mining; Drawdown; Water Allocation; FERC Hydropower; 316(a) Clean Water Act Thermal Variance; 316(b) Clean Water Act Impingement and Entrainment; and select Algicide, Herbicide or Fish Control Chemical in Waters of the Commonwealth.
- M. By June 2017, sample at least 2,000 prioritized, un-inventoried streams that have been identified by Commission staff as most at risk from the effects of human activities, and continue to forge partnerships to augment Commission sampling efforts.
- N. Through June 2017, continue the development of a PFBC sampling protocol manual to ensure consistent data collection techniques for waterways.
 - 1. By December 2014, complete documentation of PFBC-approved sampling protocols for large rivers.
 - 2. By December 2015, complete documentation of PFBC-approved sampling protocols for lakes.
 - 3. By December 2016, complete documentation of PFBC-approved sampling protocols for herptiles.
- O. Through June 2017, annually address the following habitat improvement goals:
 - 1. Refine the stream and lake prioritization approaches to guide habitat improvement work. Work with partners to avoid duplication of efforts and maximize cooperation to address common goals.
 - o The Habitat Improvement Prioritization Workgroup (HIPW) submitted their written recommendation to the Director, Bureau of Fisheries, for review.
 - 2. Develop and implement lake habitat improvement plans into all PFBC high-hazard dam rehabilitation efforts.
 - 3. Develop a plan to prioritize dam removals and culvert passage objectives statewide and facilitate fish passage through the removal of 25 dams, improved culvert installations, or the installation of fishways.
 - o Heistand Sawmill Dam removal on Chiques Creek, Lancaster County, was completed in May 2015. The project was a collaborative effort between PFBC, American Rivers, Columbia Water Company and Lancaster County. RETTEW provided consulting services and construction oversight and Flyway Excavating was contracted to complete the construction. The project opens approximately 13 miles of upstream habitat for migratory and resident fishes. PFBC provided

nearly \$90,000 in grant funding through a NFWF-Chesapeake Bay Stewardship Fund Small Watershed Grant and Exelon/Muddy Run Habitat Improvement funds. The total project cost was approximately \$200,000.

- P. By January 2016, simplify fishing regulations.
 - o Prepared regulation simplification package to be considered by Board of Commissioners at July 2016 quarterly meeting.

Q.

Recreation

Issue 3: Other leisure and recreational activities are competing with fishing and boating for people's time.

A large body of research exists that suggests strategies likely to engage and retain people to fish and boat by promoting it as fun, relaxing, convenient, easy, and safe. One of the most practical strategies for creating new anglers is simply for a friend or family member to take them fishing. Maintaining the most efficient use of stocked fish also continues to be a core element of providing recreational fishing opportunities.

At the same time, the Commission needs to learn more about and use customer demographics, needs, and desires to increase participation in fishing and boating. The Commission should continue to rely on national research and best practices as a foundation for its recruitment and retention goals and focus its efforts on enhancing and using basic knowledge of its customers.

Strategy 3A: Successfully involve youth and other target audiences in fishing and boating by addressing the following five key elements in outreach programs, with an emphasis on social support:

- Providing introductory experiences
- Providing access to equipment
- Providing instruction (skills)
- Providing access (real and perceived)
- Encouraging social support (apprenticeship/mentoring ensures adoption)

Goal 3A: Engage in targeted education and outreach activities that address the five key elements of fishing and boating participation and engage partners to enhance the Commission's efforts through the multiplier effect at the local level.

- A. Through June 2017, develop and implement annual plans for delivering training and instructional resources to sportsmen's clubs, conservation organizations, and outdoor recreation providers for Family Fishing, SMART Angler, women's, and other effective programs at the local level.
 - o Conducted 9 instructor training workshops, training more than 620 individuals.
 - o Scheduled and conducted Family Fishing Programs during the quarter with an estimated 1,300 people participating in these programs.
 - o Conducted, coordinated or supported 130 boating safety education courses.
 - o Compiled 237 end-of-year reports from Trout in the Classroom teachers for activities conducted in the 2014-15 school year. Analysis of this data will occur in the third quarter.
- B. Through June 2017, maintain Fishing Tackle Loaner Program to make equipment accessible for group or individual loan.
 - o At the end of the quarter, there were 75 active Fishing Tackle Loaner Program sites. Equipment to supply loaner sites, PFBC instructors, and staff was purchased prior to the end of the fiscal year.

- C. Through June 2017, develop and implement annual plans to present fishing opportunities in appealing and convenient “packages” such as PA’s Best Fishing Waters, Family Fishing Festivals, and mentored youth opportunities.
 - See bullets under 3A.
- D. Through June 2017, develop and implement annual plans for mentoring programs, with focused opportunities (e.g., different species or seasons) and increased outside partnership engagement.
 - 1. Increase lead-in and follow-up contacts for mentored fishing opportunities (such as promotions, partnerships, surveys, newsletters).
 - 2. Incorporate recruitment and retention elements into mentoring program promotions and partnerships.
 - 3. By July 2016, assess the overall effectiveness of the Mentored Youth Fishing Day program.
 - Conducted internal After Action Review on two Mentored Youth Trout Fishing Days held earlier in 2015 and reviewed feedback from staff, public and field reports. Prepared preliminary recommendations for 2016.
- E. Through June 2017, use increased understanding of customer demographics, current research, and customer trends to enhance recruitment and retention of anglers and boaters by identifying targeted segments for outreach and education.

Strategy 3B: Provide for safe and enjoyable participation in boating.

Goal 3B: Conduct outreach and informational efforts designed to reduce boating-related casualties, maintain water rescue program to provide necessary training for emergency response personnel to safely and effectively respond to water-related emergencies, and pursue new public access as resources allow.

- A. Through June 2017, annually identify and implement specific strategies to reduce casualties of targeted user groups.
 - Presented 8 regulatory amendments to the Commission as proposed rulemaking.
- B. By January 2015, use point-of-sale messaging to increase awareness of minimum boating safety legal requirements.
- C. Through June 2017, continue to play a leadership role in the Pennsylvania Helicopter Aquatic Rescue Team (PA-HART) program.
- D. By July 2015, establish BLE swiftwater strike team as a certified Type 1 response team.
- E. Through June 2017, annually conduct Operation Dry Water, a statewide boating safety and boating under the influence saturation detail.
- F. Through June 2017, administer the Floating Structure and Aids to Navigation program.
- G. Through June 2017, administer Lake Erie Access Program and, as resources allow, pursue other public access opportunities consistent and Pennsylvania’s Fishing and Boating Access Strategy.

Strategy 3C: Create put-and-take fisheries by stocking legal size fish and enhance fisheries by stocking fry and fingerling size fish which supplement natural populations to support sustainable fisheries.

Goal 3C: Ensure that fish production levels are met annually to optimize fishing opportunities.

A. Through at least July 2015, continue to operate all 13 state fish hatcheries.

1. Trout Culture: Annually produce and stock up to 3.2 million adult trout or 1.9 million pounds to stock in the Commonwealth.
 - During the second quarter of 2015, a total of 2,000,400 adult trout were, or are planned, to be stocked. This represents approximately 63% of the annual adult trout to be stocked by the Bureau of Hatcheries based on stocking requests by the Division of Fisheries Management.
 - a. By July 2015, evaluate the public demand and expectations for stocked trout and provide a recommendation on how many trout should be raised.
2. Warm/Cool Water Culture: Annually produce warm/cool water species through in house production or acquisition to meet requests to stock species requested by Fisheries Management.
 - During the second quarter of 2015, Hatchery staff participated in the annual collection and spawning of Walleye, Muskellunge/tiger muskellunge, Northern Pike, Chain Pickerel, Largemouth Bass, Channel Catfish, White Crappie, Black Crappie, Bluegill, and Yellow Perch
 - 260,000 Northern Pike eggs were collected for the 2015 production season.
 - 35 female and 62 male Northern Pike brood were spawned
 - 100 million Walleye eggs were collected for the 2015 production season.
 - 1,863 female and 2,213 male Walleye brood were spawned
 - 1,745,338 Muskellunge and 786,830 tiger muskellunge eggs were collected for the 2015 production season.
 - 38 female and 77 male Muskellunge and 25 female Northern Pike brood were spawned
 - Warm/Cool Water Stocking
 - 45,154,000 Walleye fry were stocked into Commonwealth waters.
 - 32,279,000 Walleye fry received Oxytetracycline (OTC) skeletal marks for Fisheries Management evaluation.
 - 405,240 Walleye fingerlings were stocked into Commonwealth waters
 - 53,302 Largemouth Bass fingerling were stocked into Commonwealth waters.
 - 236,349 Striped Bass fingerling were stocked into Commonwealth waters
 - Out of state acquisitions
 - 236,349 Striped Bass fingerling were imported from the King and Queen Hatchery in Stevensville, VA
 - 60,000 spotted muskellunge fry were imported from the Hackettstown Hatchery in Hackettstown, NJ. These fry will be cultured to fall fingerlings then stocked into Presque Isle Bay
 - 300,000 hybrid striped bass fry were imported from Arkansas. The hybrid striped bass fry were stocked into hatchery ponds for future fingerling stockings.

3. Cooperative Nurseries: Annually produce fish and eggs to supply the needs of the cooperative nurseries throughout the Commonwealth.
- B. Through June 2017, ensure the safe and efficient maintenance and operation of state fish hatcheries while remaining in compliance with environmental regulations and fish health guidelines.
1. Annually utilize available funding for maintenance and operation of hatcheries and identify budget shortfalls which may lead to fish production decreases.
 - Construction of Reynoldsdale State Fish Hatchery renovations is ongoing. They are currently at 65% completion of the project. The cold wet winter has caused some delays and contractors are several weeks behind schedule.
 2. Consistently maintain and update hatchery permits and perform water quality analysis according to permits.
 3. Annually perform fish health inspections, provide diagnostic services, and maintain fish transfer records.
 - Continue to perform annual Fish Health Inspections (FHI), completed FHI at all 14 SFH in 2014, continuing on 2015 FHI's.
 - Continue to provide diagnostic services to PFBC SFH, PFBC cooperative nurseries and Fisheries Management. .
 - Continue to review and maintain records of all fish transfers between PFBC SFH's.
- C. Through July 2017, maintain and promote existing cooperative nurseries.
1. Through July 2017, increase the presence of cooperative nursery information in the *Pennsylvania Angler and Boater* magazine and the PFBC website.
 - To date, five articles were submitted to the Pennsylvania Angler and Boater for inclusion in the "Currents" section. These articles highlighted three current nurseries, one new nursery, and the 2015 Cooperative Nursery Unit Regional Seminars.
 - The Cooperative Nursery Unit portion of the PFBC website is regularly updated with information for use by our cooperative nurseries.
 2. By December 2016, perform an analysis of existing cooperative nurseries and recommended production levels.
 3. By July 2016, evaluate and recommend improvements to the cooperative nursery application process.
 - An electronic version of the Prospective Nursery Application was created for a more efficient way of approving new nurseries.

Internal Resources

Issue 4: The Commission must consistently make investments in itself to maintain its infrastructure, staff, and programs and their respective relevance.

The Commission's employees are its largest investment and most important resource. More than just people, the Commission's infrastructure includes a vast network of facilities and properties. To deliver its programs and services, the Commission needs to sustain strategic investments in employee development and training, information technology, and physical infrastructure and properties, which include an enormous backlog of capital improvement requirements and an extensive list of long-term maintenance needs that require a coordinated and deliberate approach for planning, funding, and implementation.

Strategy 4: Strengthen performance and secure operations by continuing to efficiently and effectively manage limited financial and human resources and agency infrastructure.

Goal 4: Optimize agency efficiency through continuation of investments in information technology, employee training and development, and infrastructure planning and implementation.

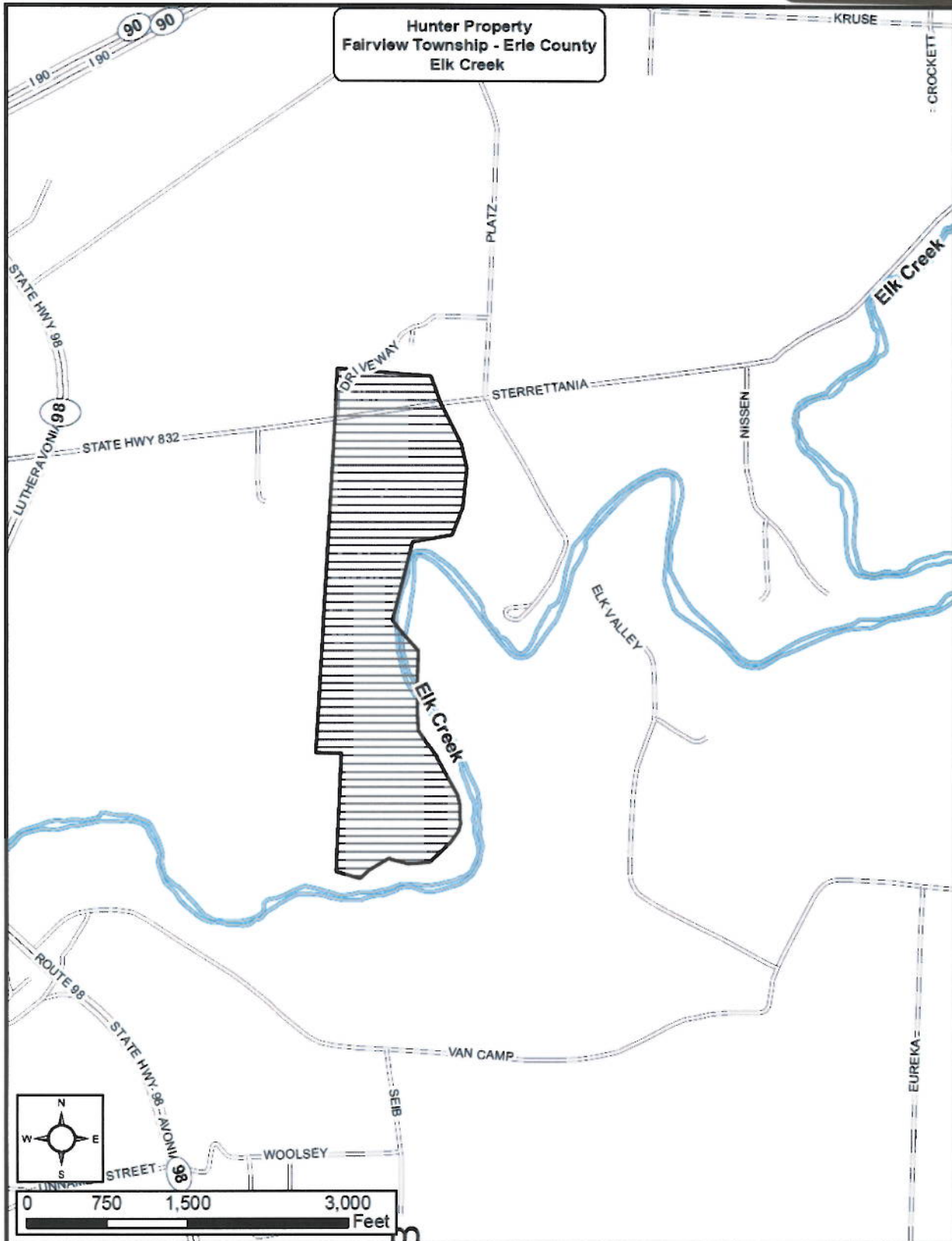
A. Information Technology

1. By June 2016, redesign the Commission's website to simplify and enhance ease of navigation.
2. By June 2017, continue to plan for and support IT updates, enhancements, and maintenance of critical business applications to meet the needs and requirements of program areas.
 - a. By September 2014, identify and prioritize essential application enhancements for key business areas.
 - b. By July 2015, develop and implement annual plans for prioritized and funded application enhancements.
3. Through June 2017, continue to convert business applications to the new .NET/SQL application standard platform as necessary.
4. By July 2015, identify and begin utilizing available partnerships, infrastructure, software, data, and training to provide meaningful and useful information for managers and executive leadership to make critical programmatic, marketing, and business decisions.
5. By June 2017, develop the capability of a GIS layer containing Commission properties.
 - a. By June 2016, validate existing data, through general referencing, on Commission property holdings.
 - b. By June 2017, develop GIS layer for Commission properties.

B. Training and Development

1. Through June 2017, continue to re-invest in employee development opportunities.
2. By June 2016, complete the training of a new class of WCOs.

- Completed preparations for the start of training for the 21st class of WCOs, whose training is to commence July 6, 2015.
- C. Through June 2017, continue to implement a comprehensive multi-year Infrastructure Plan for the engineering, maintenance, and development of the Commission's dams, access areas, administrative buildings, hatcheries, marinas, and bridges.
1. Through June 2017, leverage funding sources to complete high-hazard dam repairs.
 2. By March 2015, prioritize access areas that the Commission manages on behalf of the Commonwealth and begin implementing repairs on an established cycle.
 3. By December 2014, complete plan for where and how to house the Commission's Centre County-based staff.
 - Engineering staff have prepared design drawings and the building permit application for the remodel of the Centre Region Office Building. Upon approval by Labor & Industry, construction staff will begin work on the interior and exterior required to bring the building into compliance and provide efficient use of the facility for the relocated staff.
 4. By June 2016, complete plans to optimize Commission field staff into as few locations as possible to meet identified business needs.
 5. By December 2014, complete return on investment analysis of marinas managed by the Commission.
 6. By January 2015, prioritize bridges that the Commission manages on behalf of the Commonwealth and begin implementing repairs on an established cycle.
 7. By June 2017, complete a Commission-wide energy savings analysis.
 - By December 2015, complete an energy savings analysis for state fish hatcheries.



County of Mouth	Stream Name	Tributary To	Wild Trout Limits	Site River-mile ●	Species	Catch	Total Length (inches)
Berks	Birch Creek	Little Northkill Creek	Headwaters to Bloody Spring Road Ridge	1.81	Brook	12	2-5

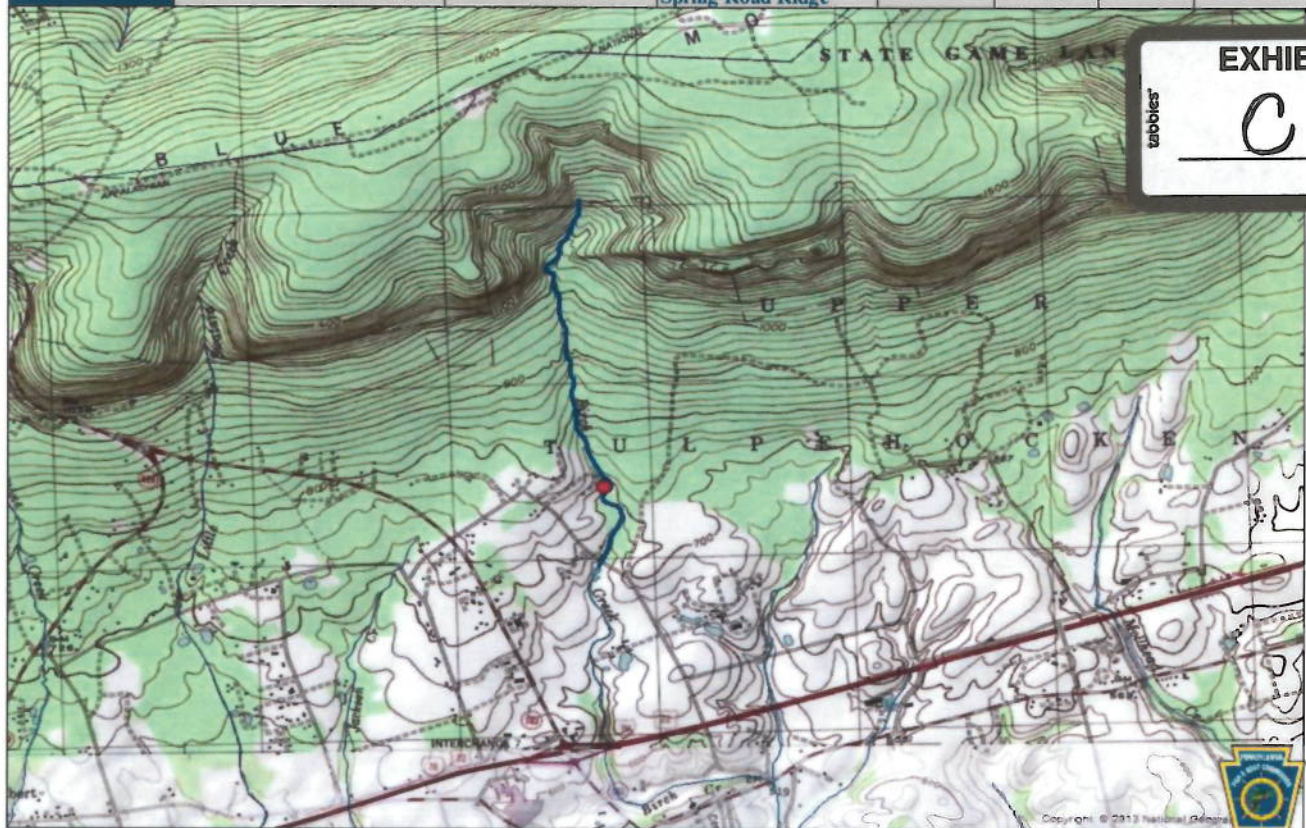
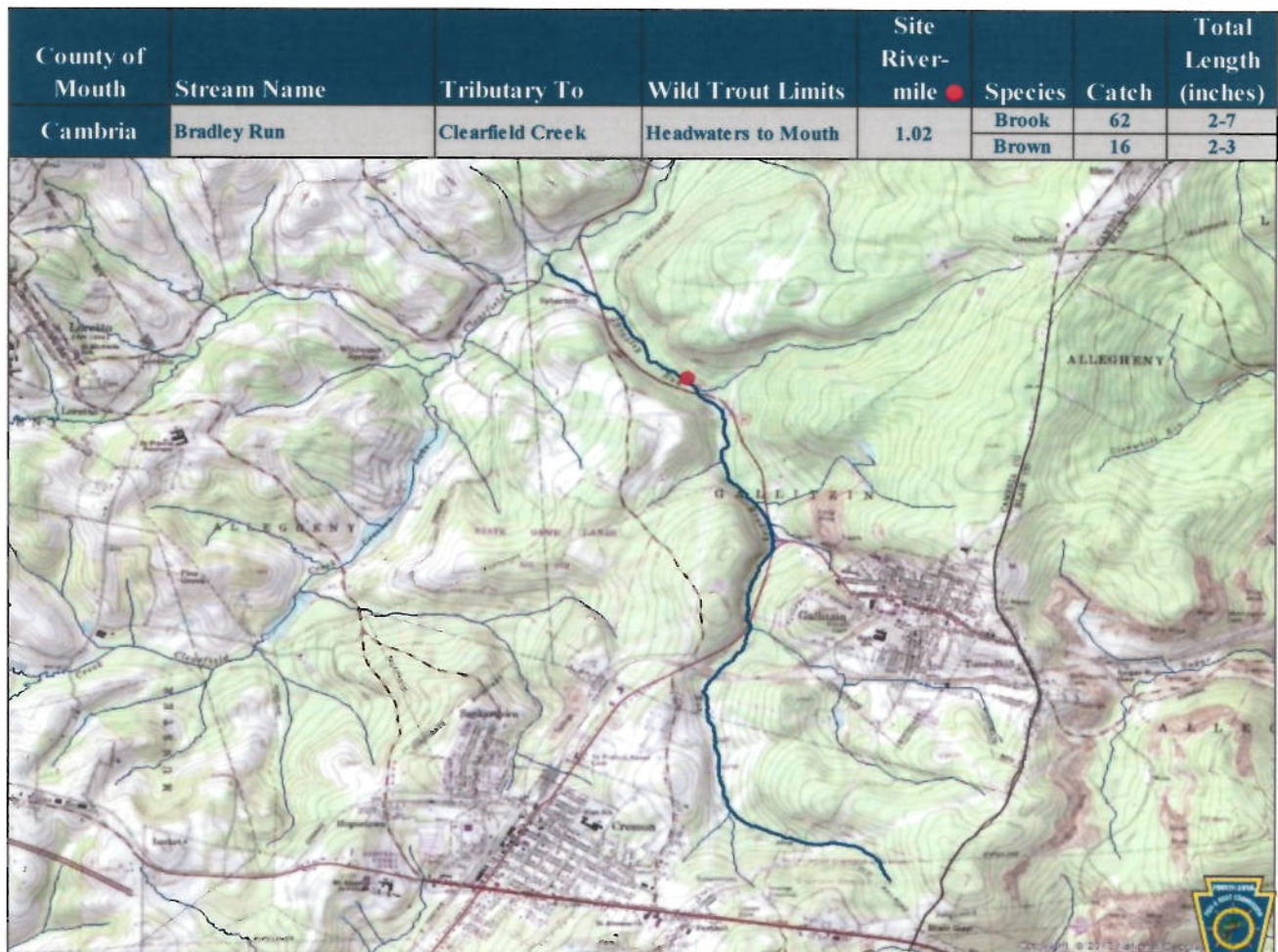
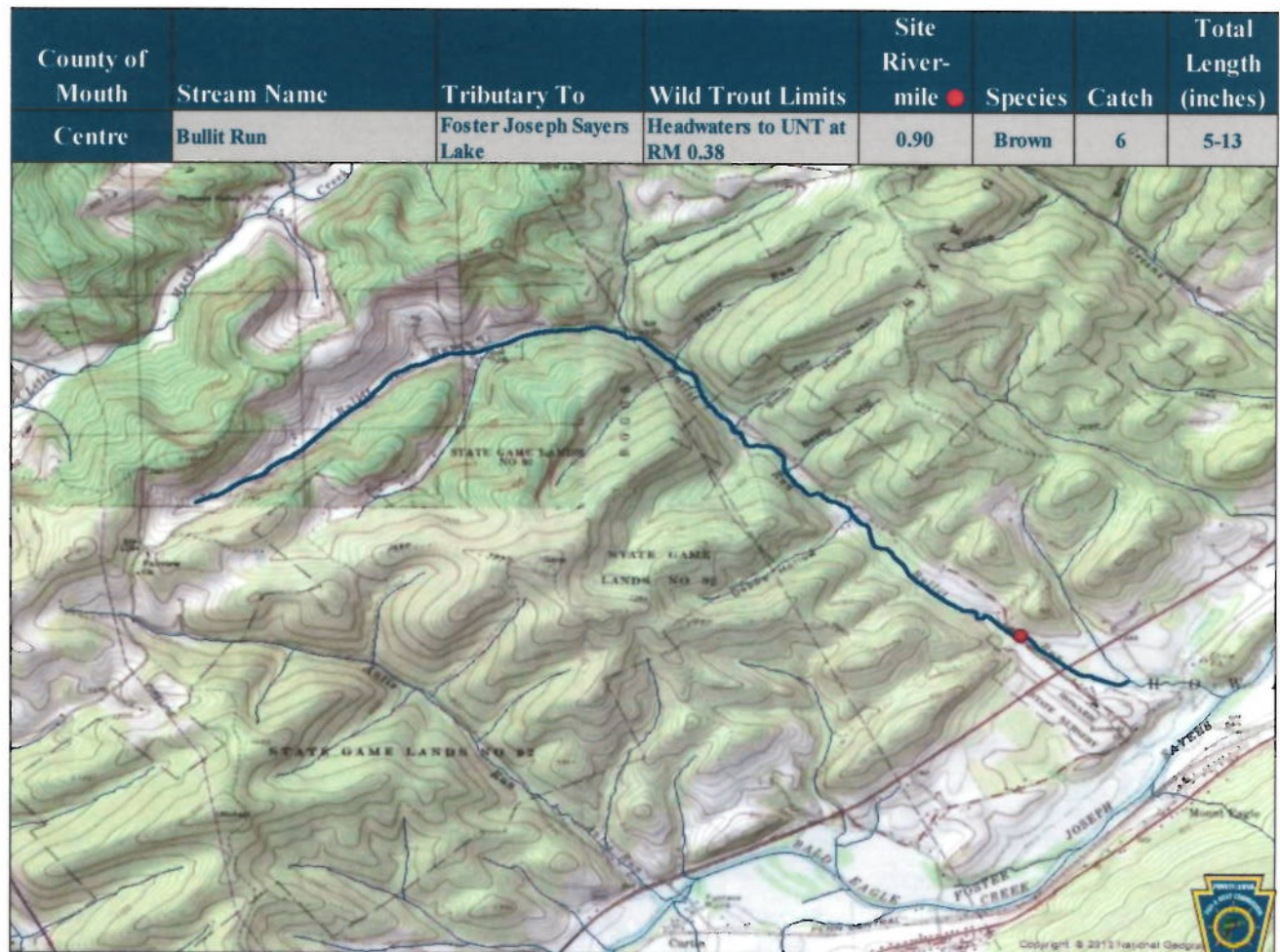


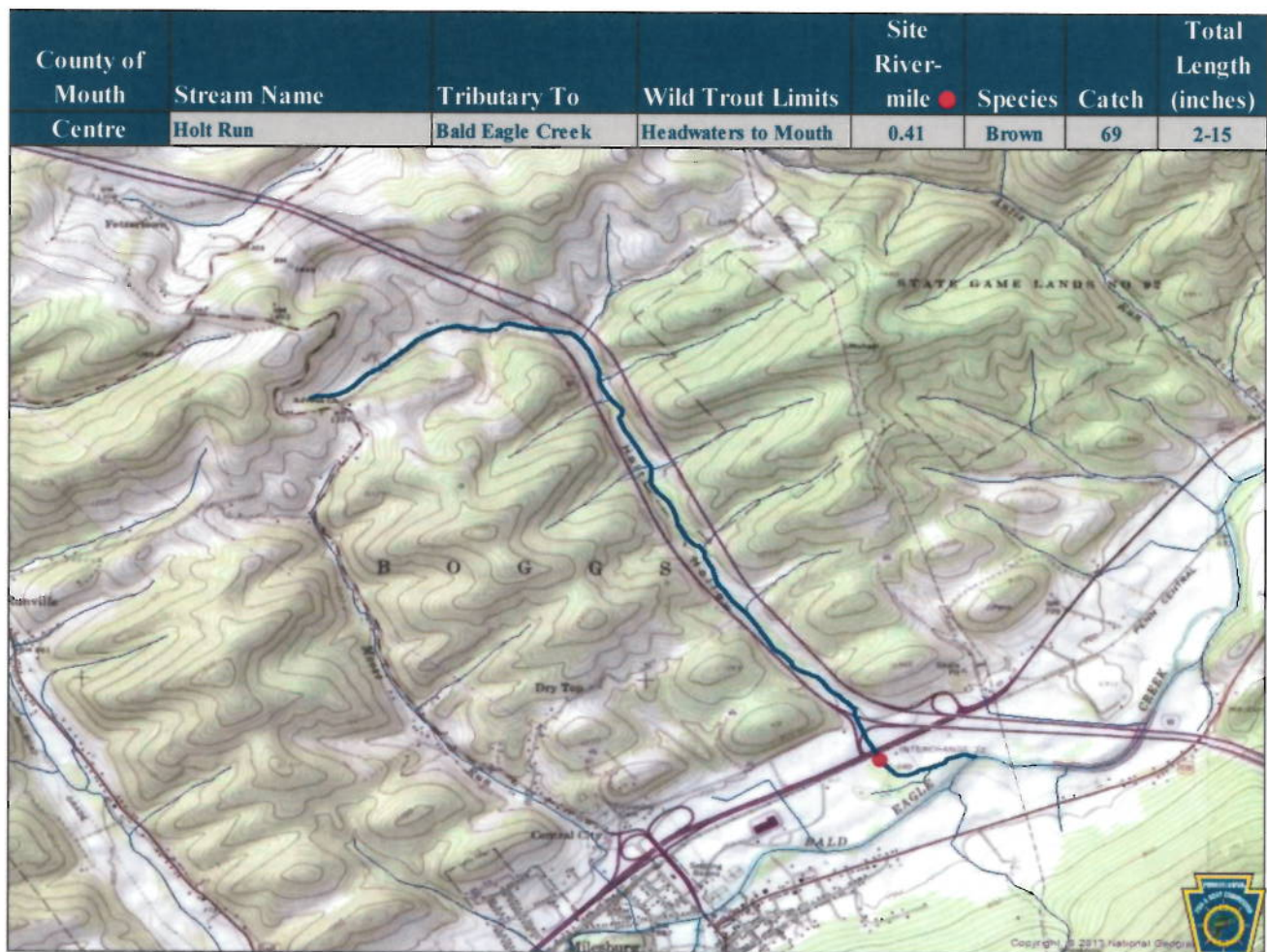
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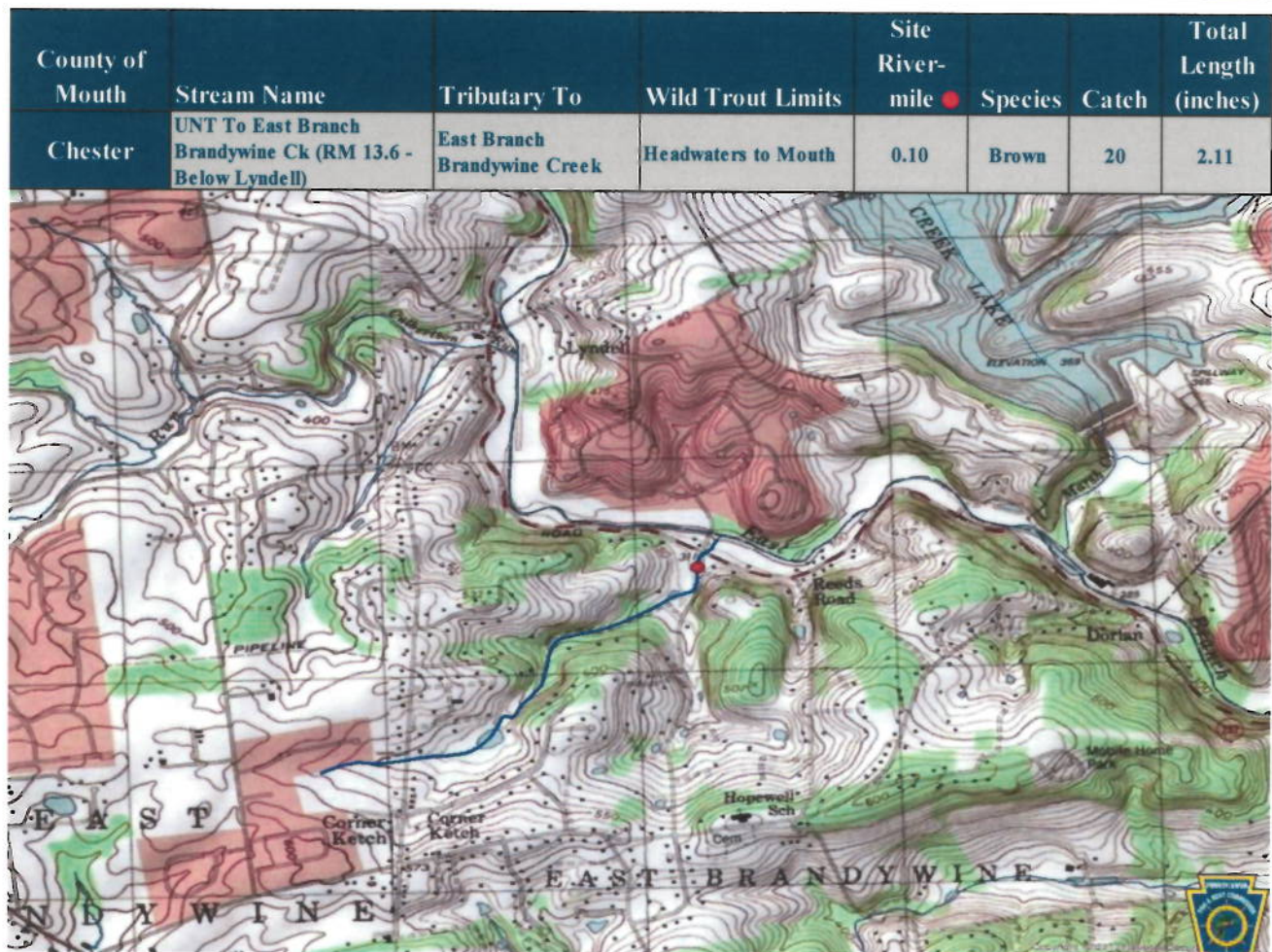
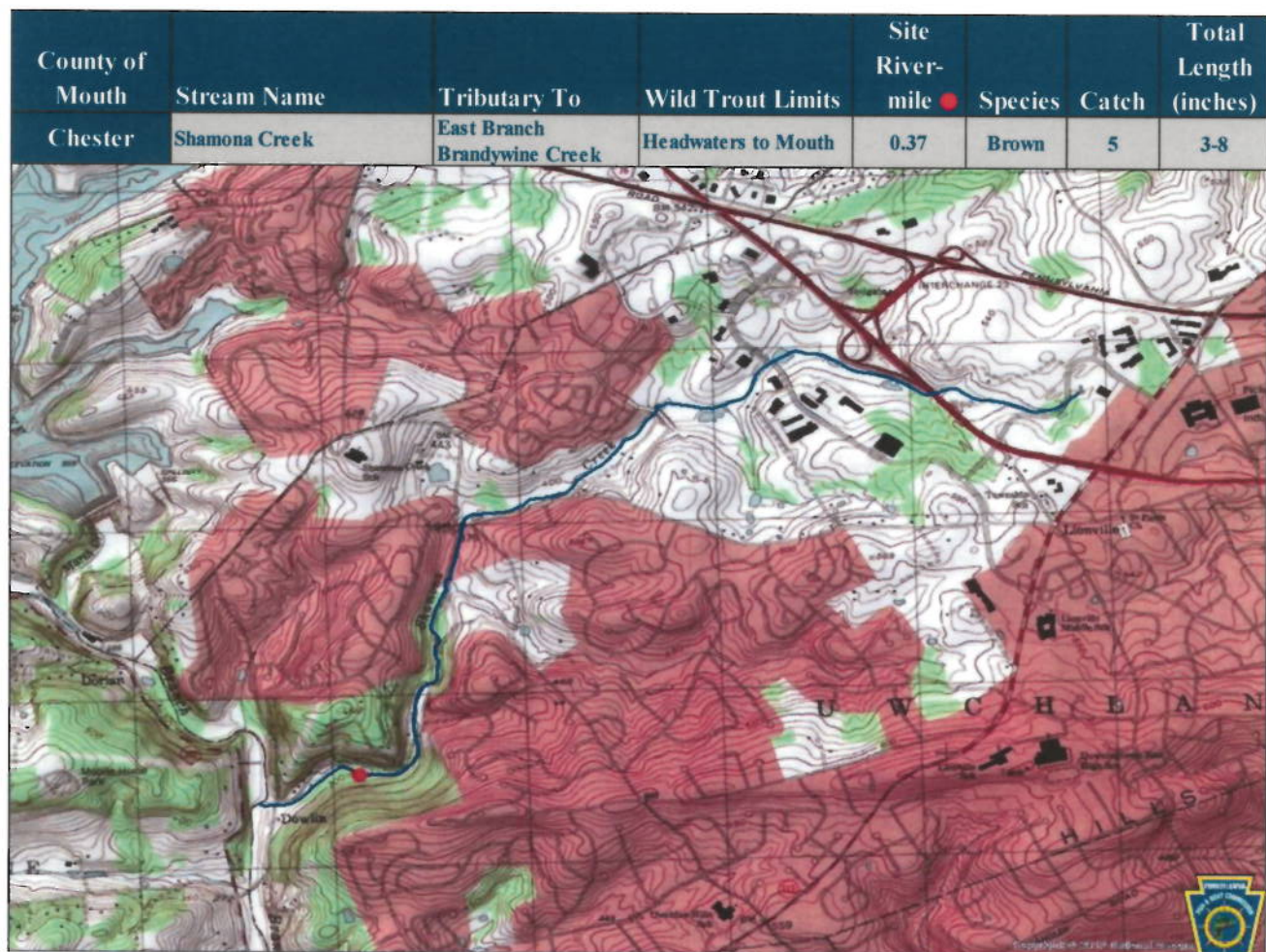
County of Mouth	Stream Name	Tributary To	Wild Trout Limits	Site River-mile ●	Species	Catch	Total Length (inches)
Berks	UNT To Madien Creek (RM 15.71 - Blue Rocks)	Madien Creek	Headwaters to Mouth	0.20	Brook	4	4-7

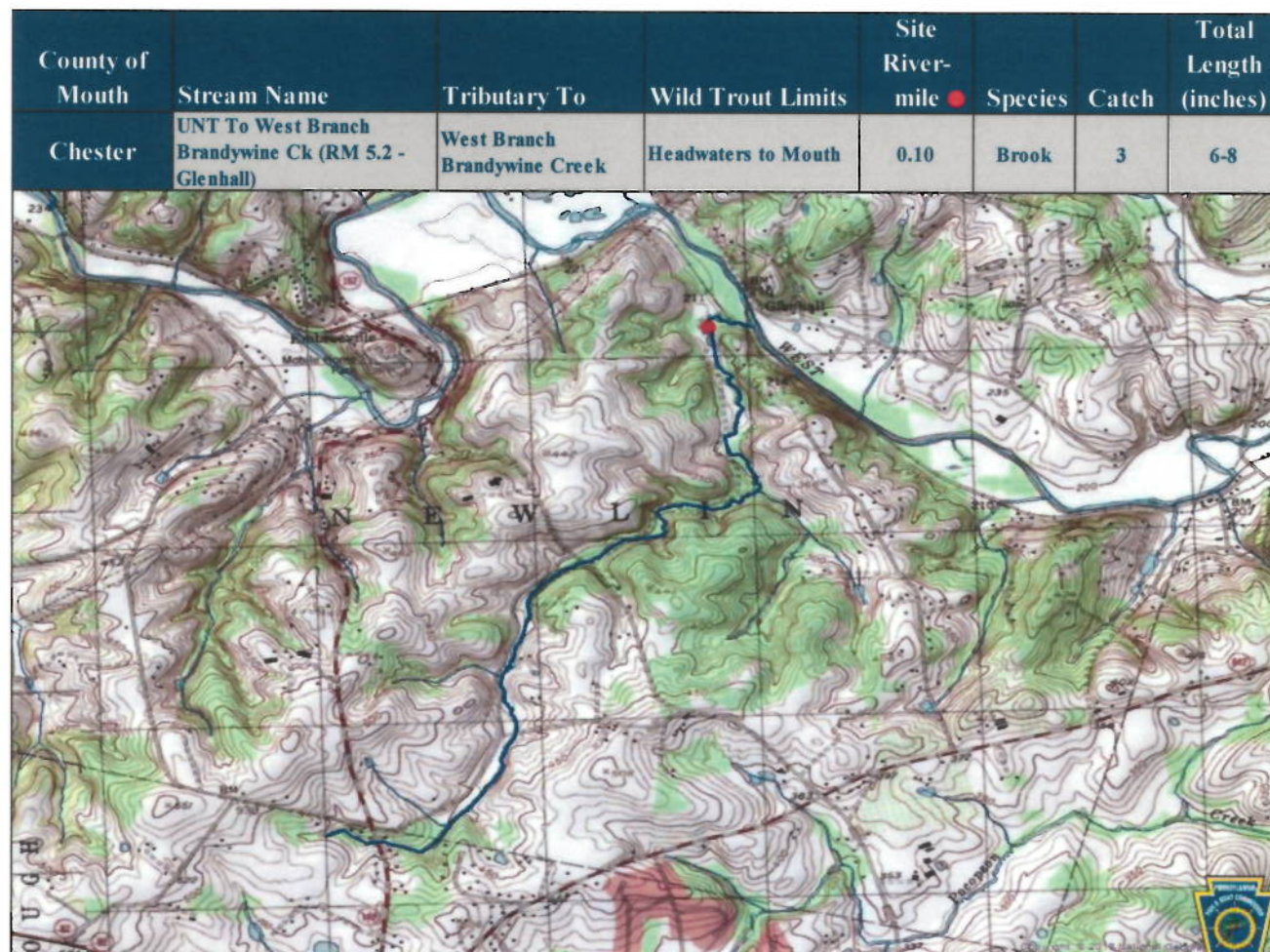
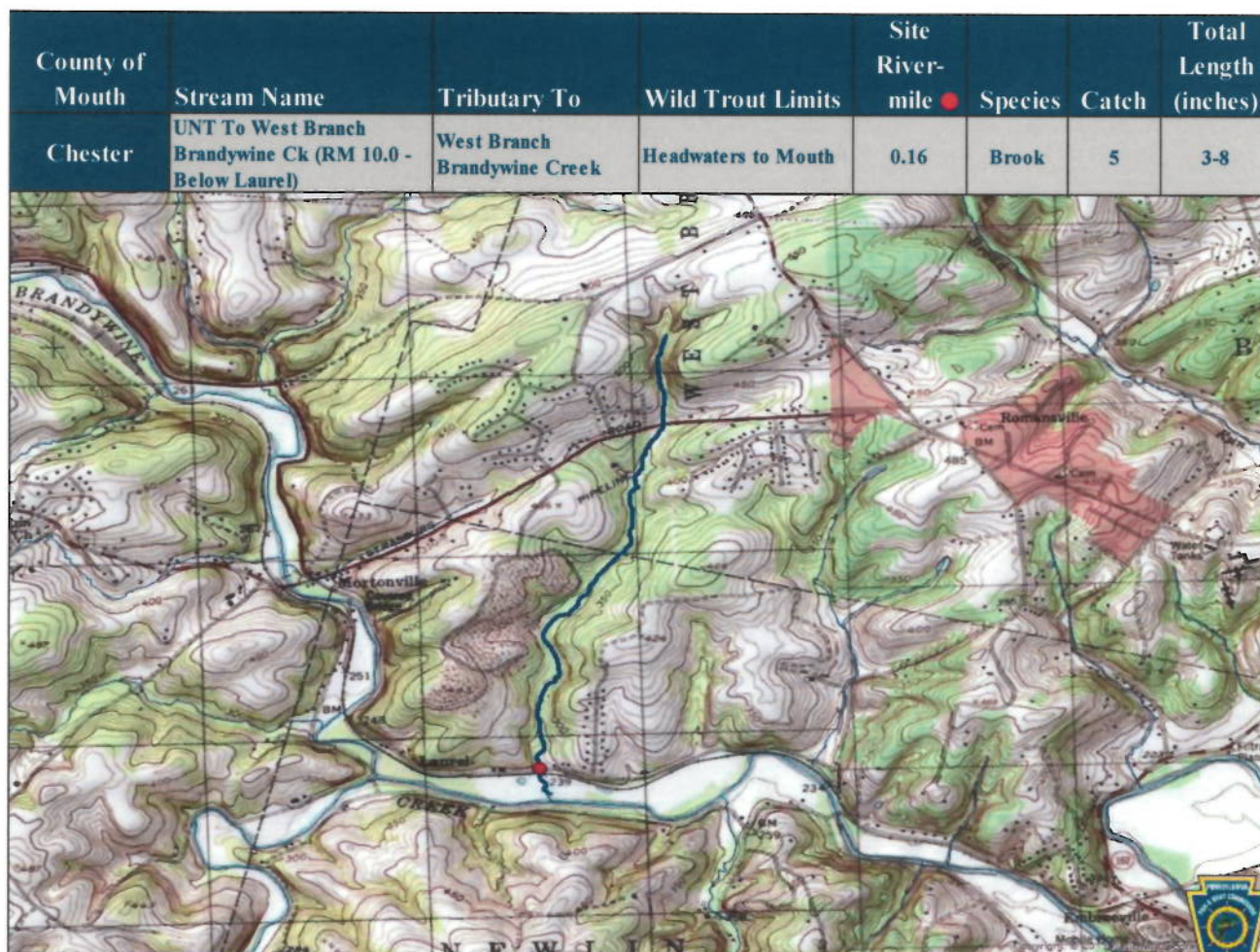




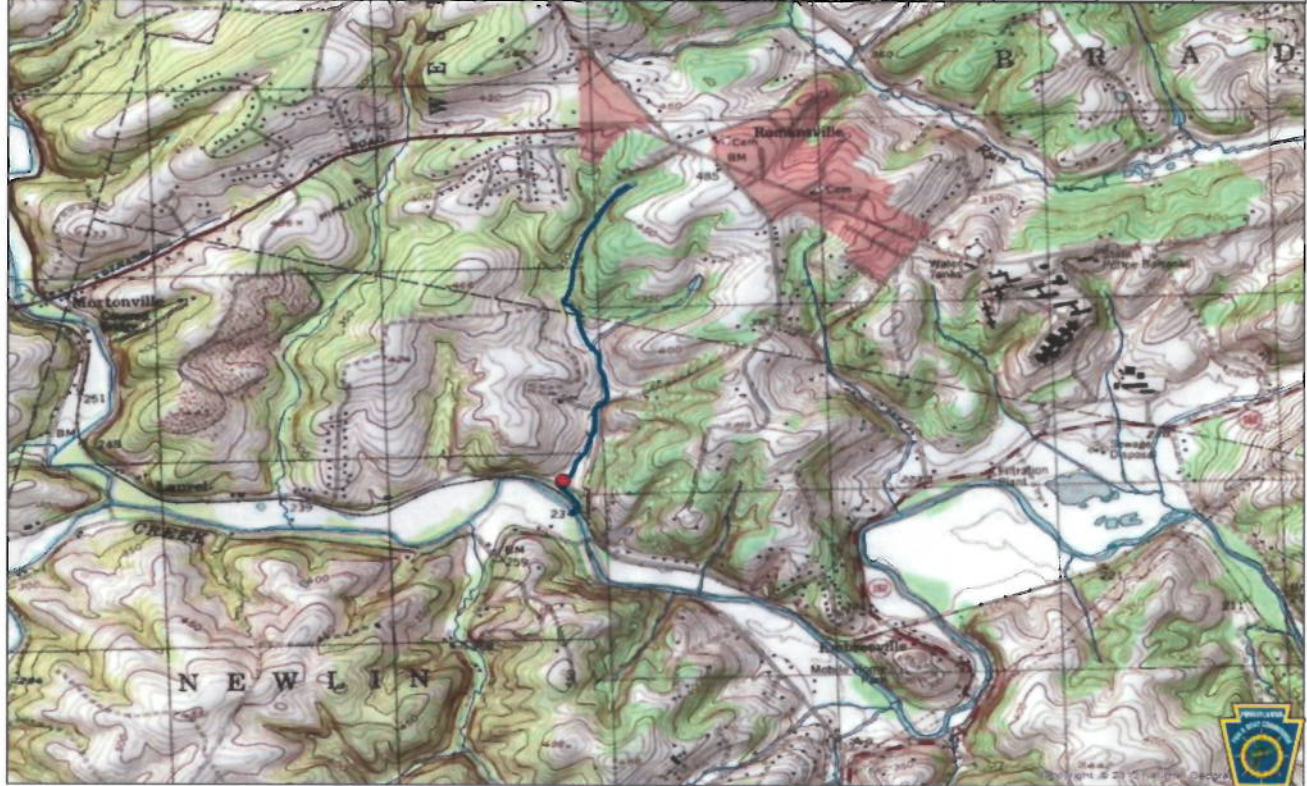




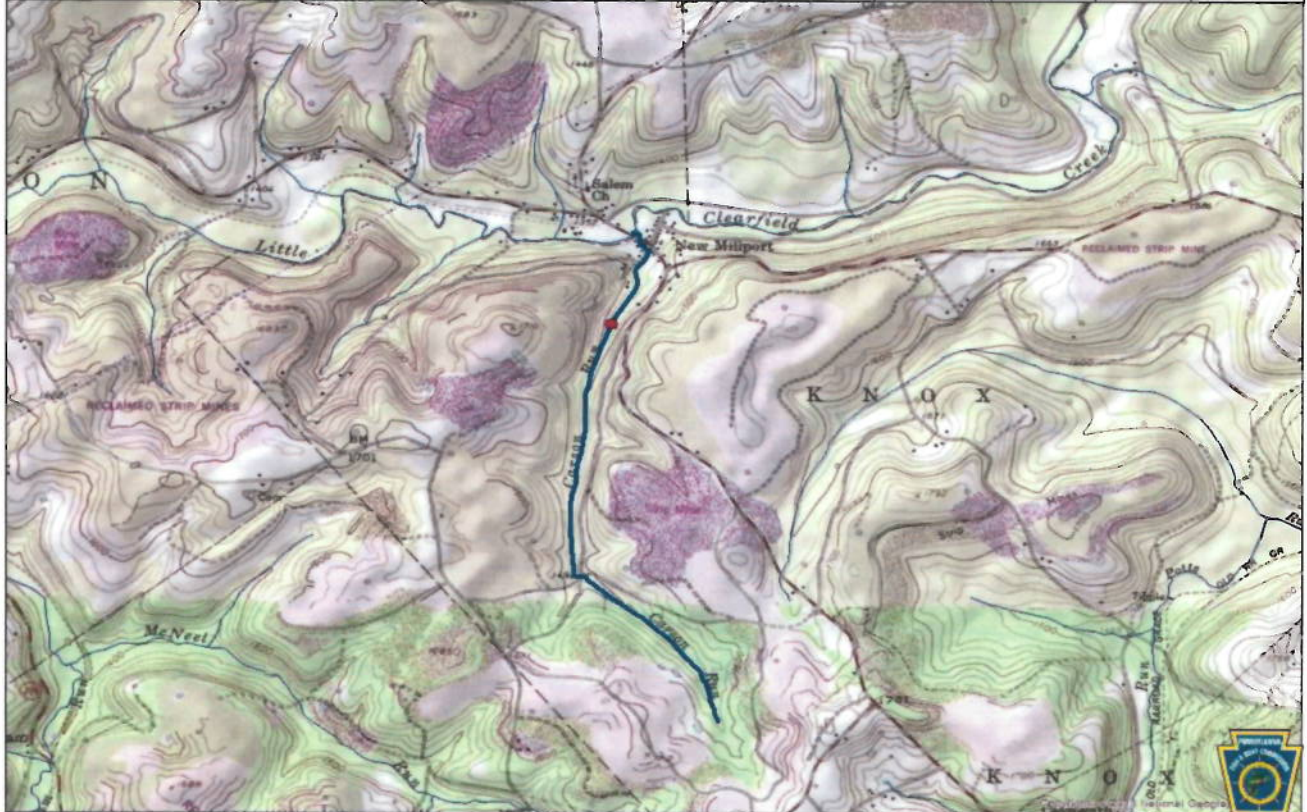


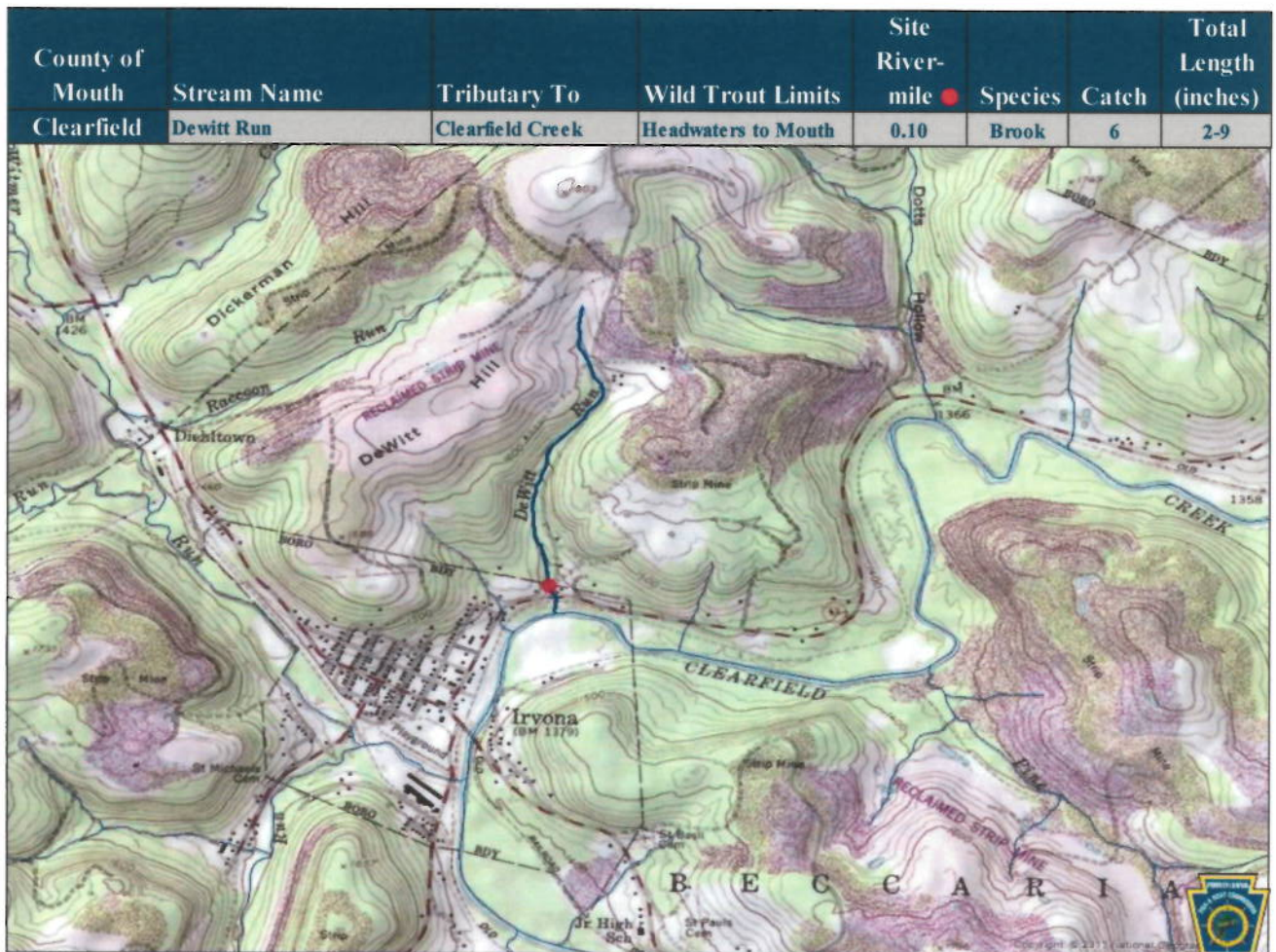


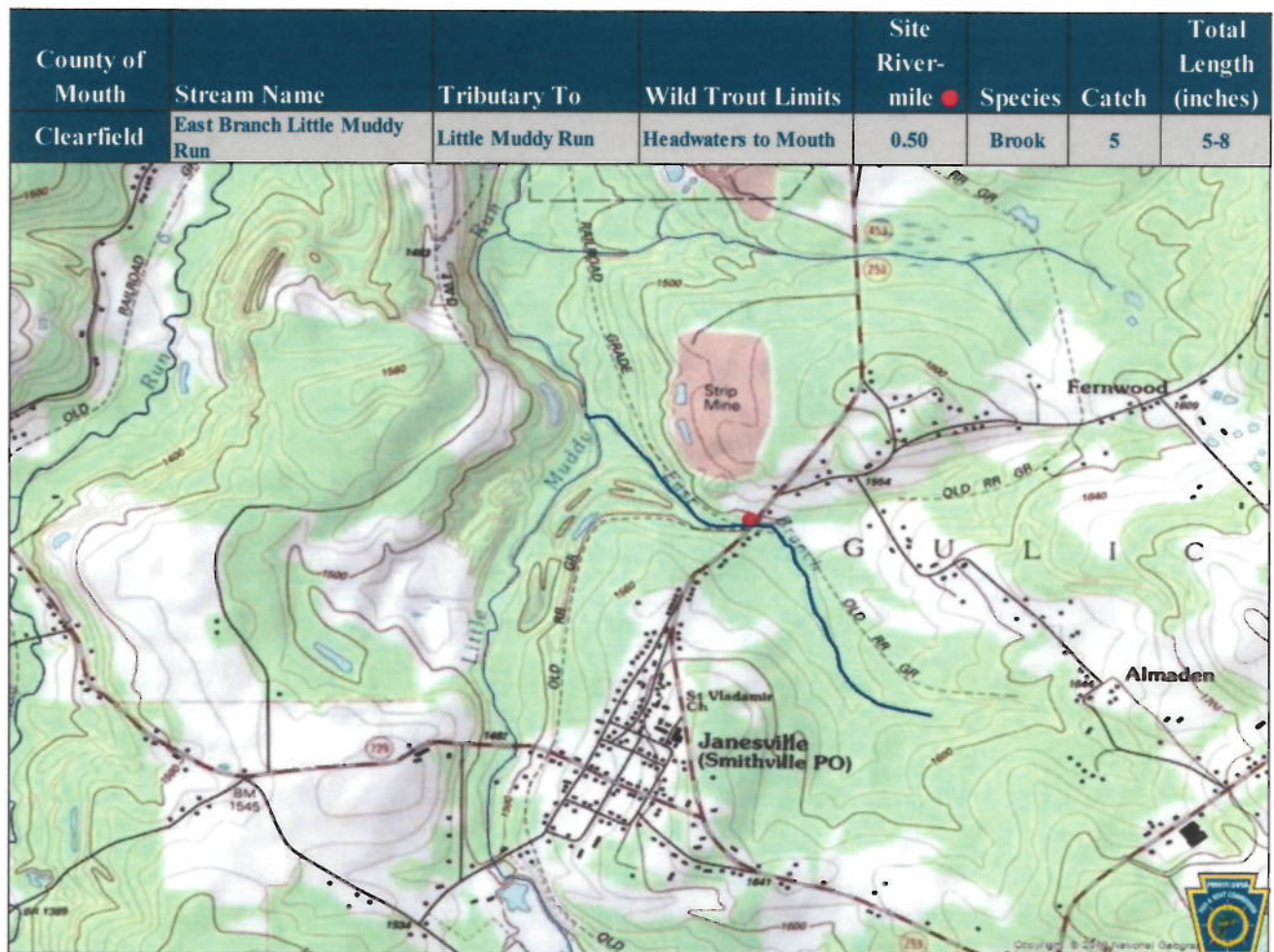
County of Mouth	Stream Name	Tributary To	Wild Trout Limits	Site River-mile ●	Species	Catch	Total Length (inches)
Chester	UNT To West Branch Brandywine Ck (RM 9.14 - Romansville)	West Branch Brandywine Creek	Headwaters to Mouth	0.13	Brook	4	3-8

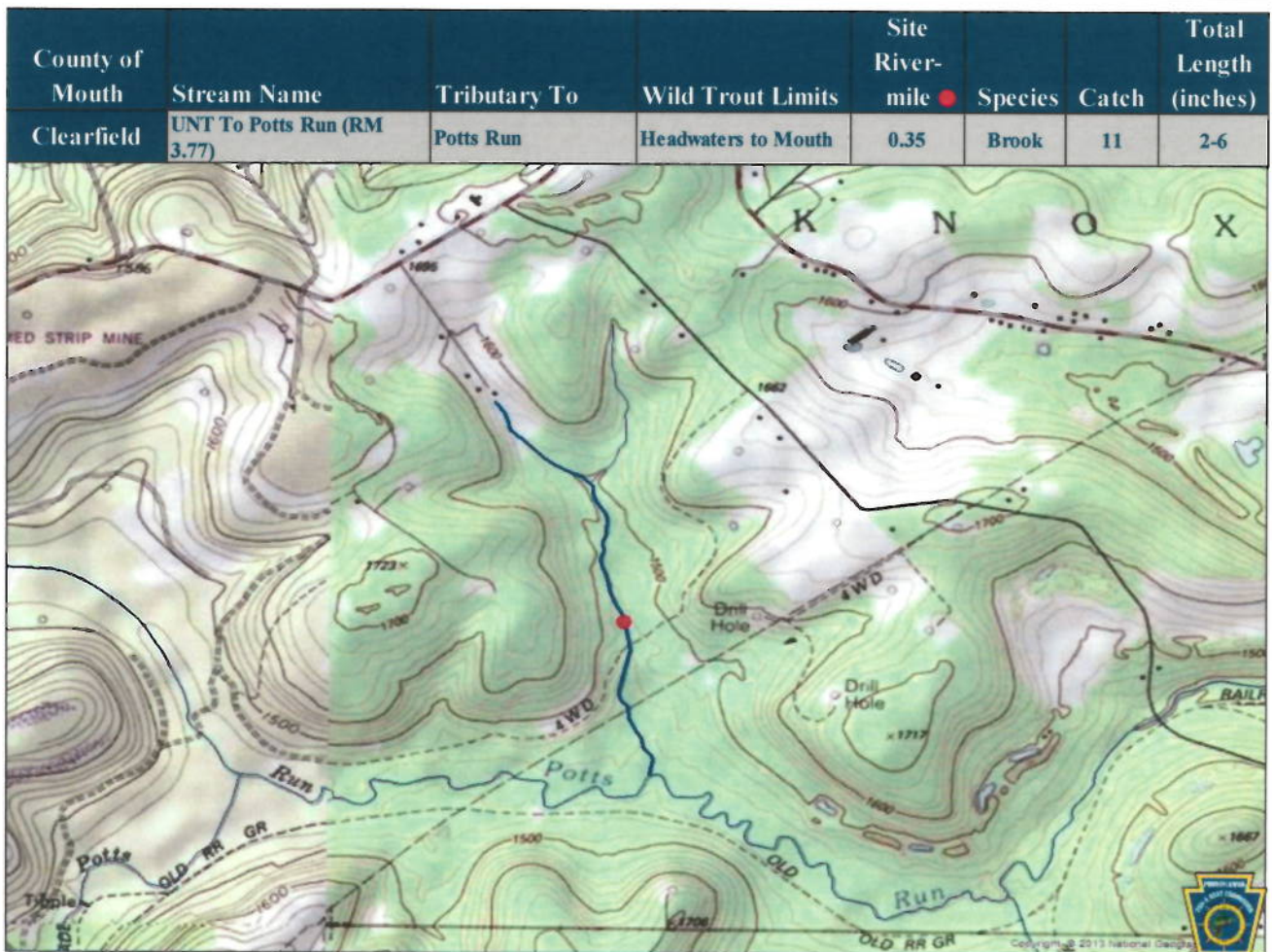
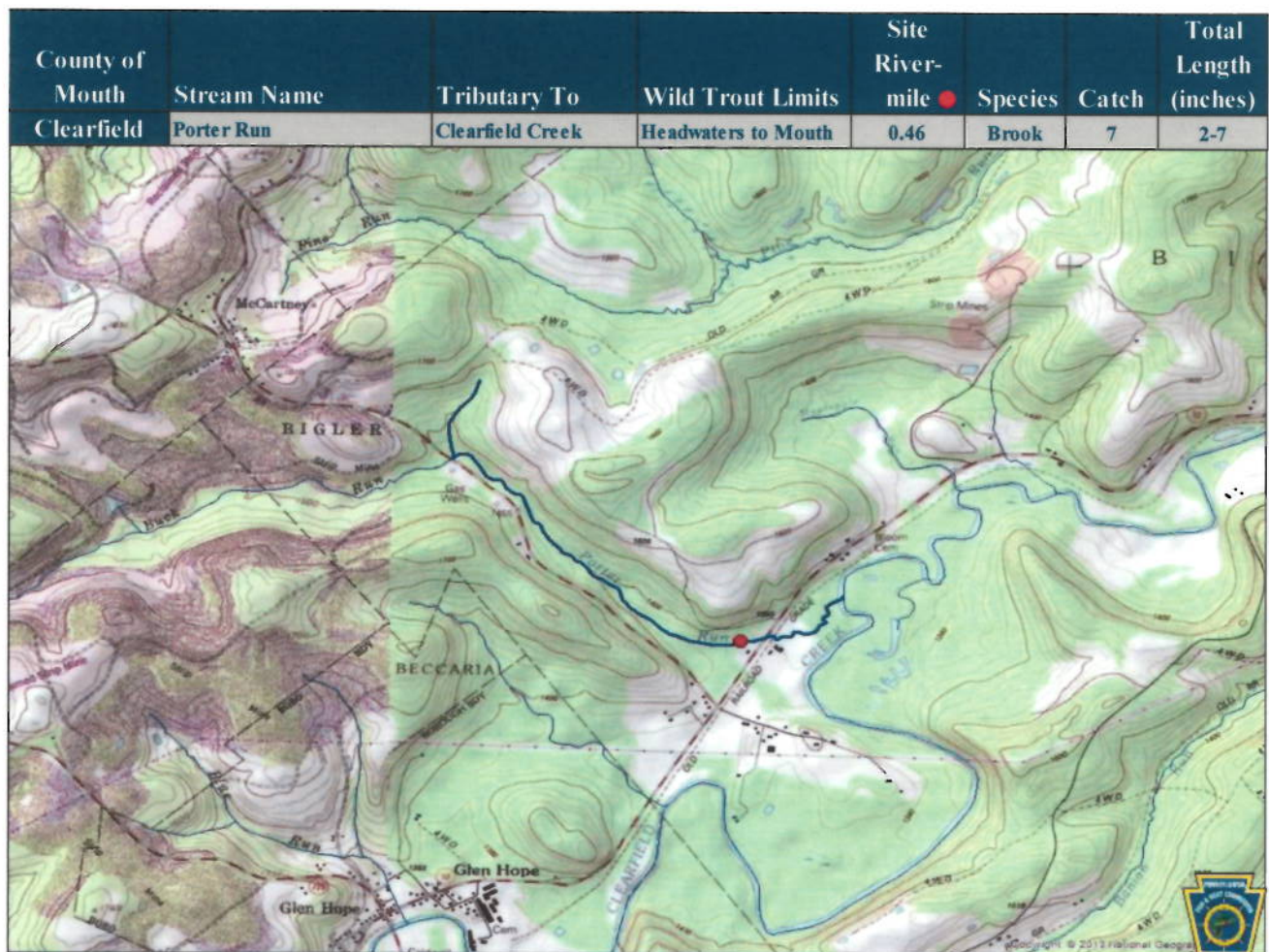


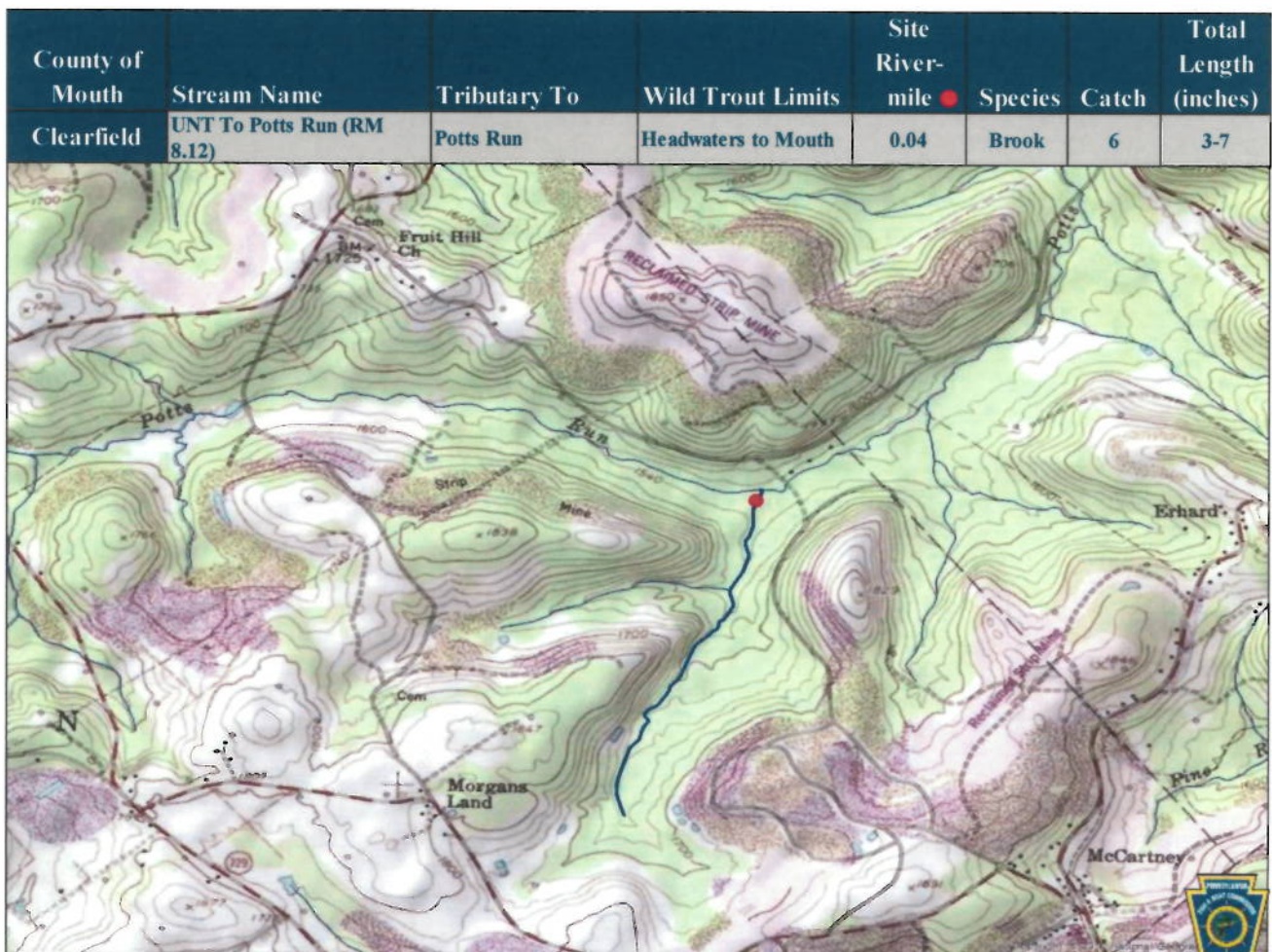
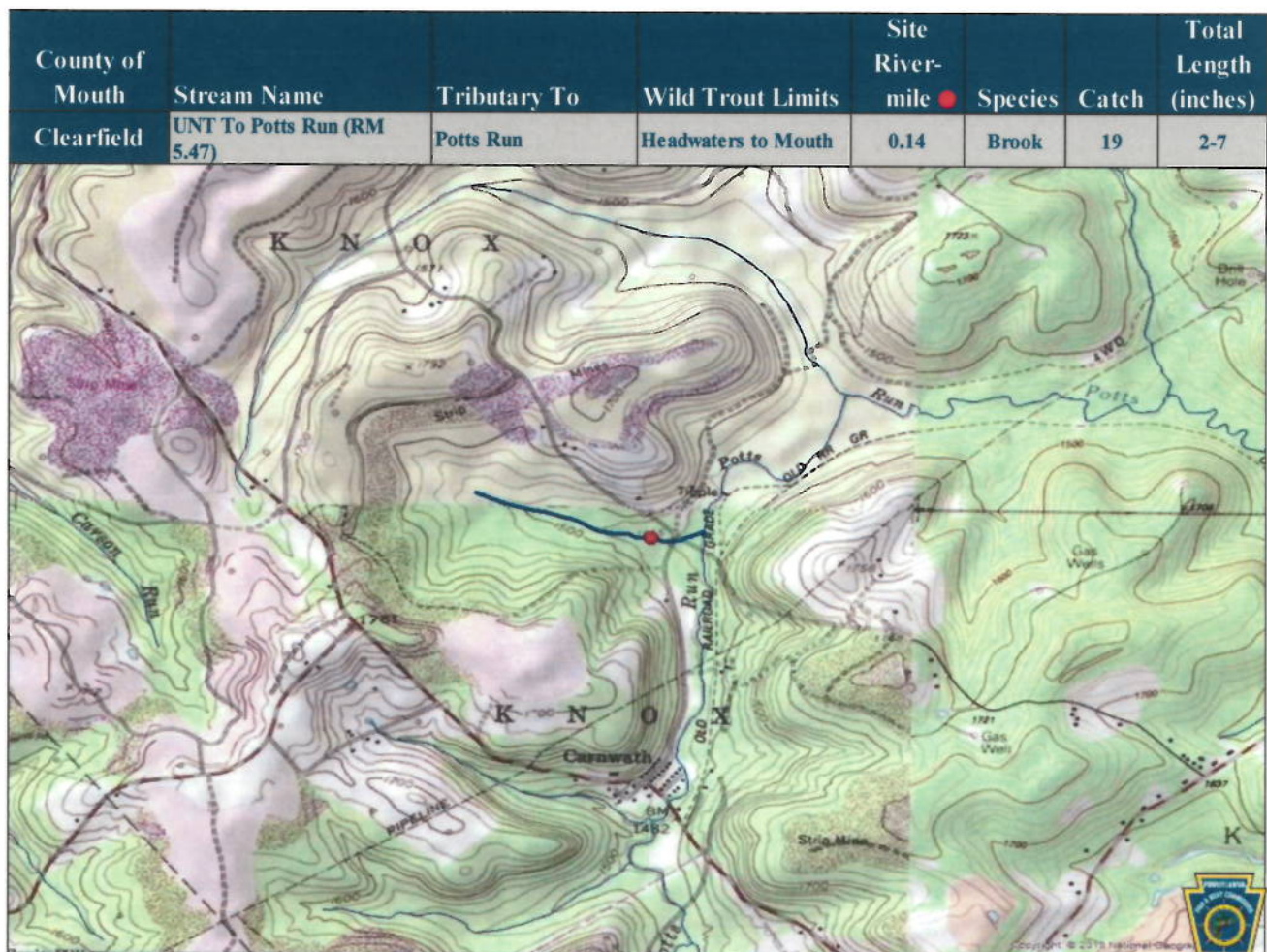
County of Mouth	Stream Name	Tributary To	Wild Trout Limits	Site River-mile ●	Species	Catch	Total Length (inches)
Clearfield	Carson Run	Little Clearfield Creek	Headwaters to Mouth	0.39	Brook	33	2-6

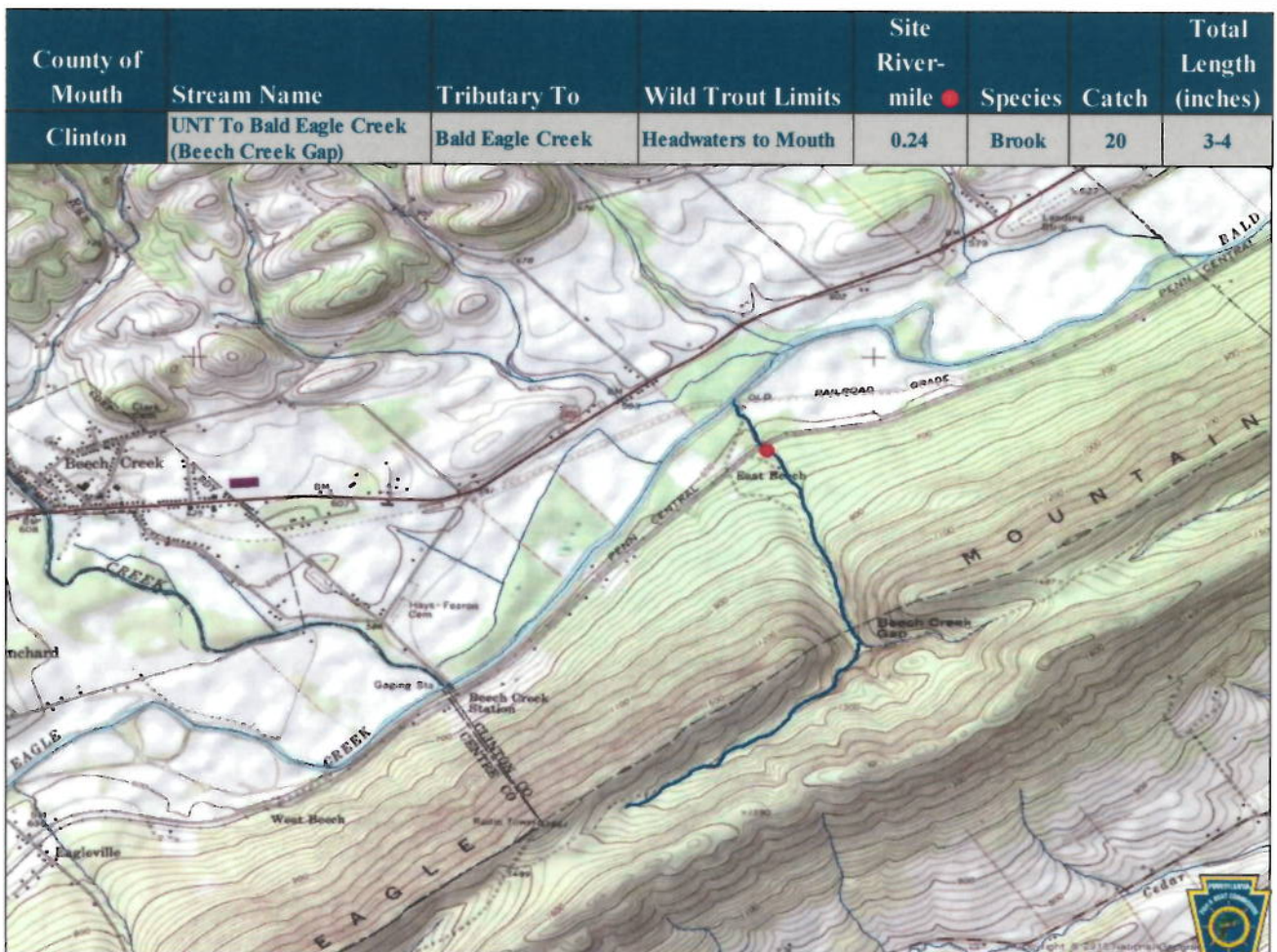
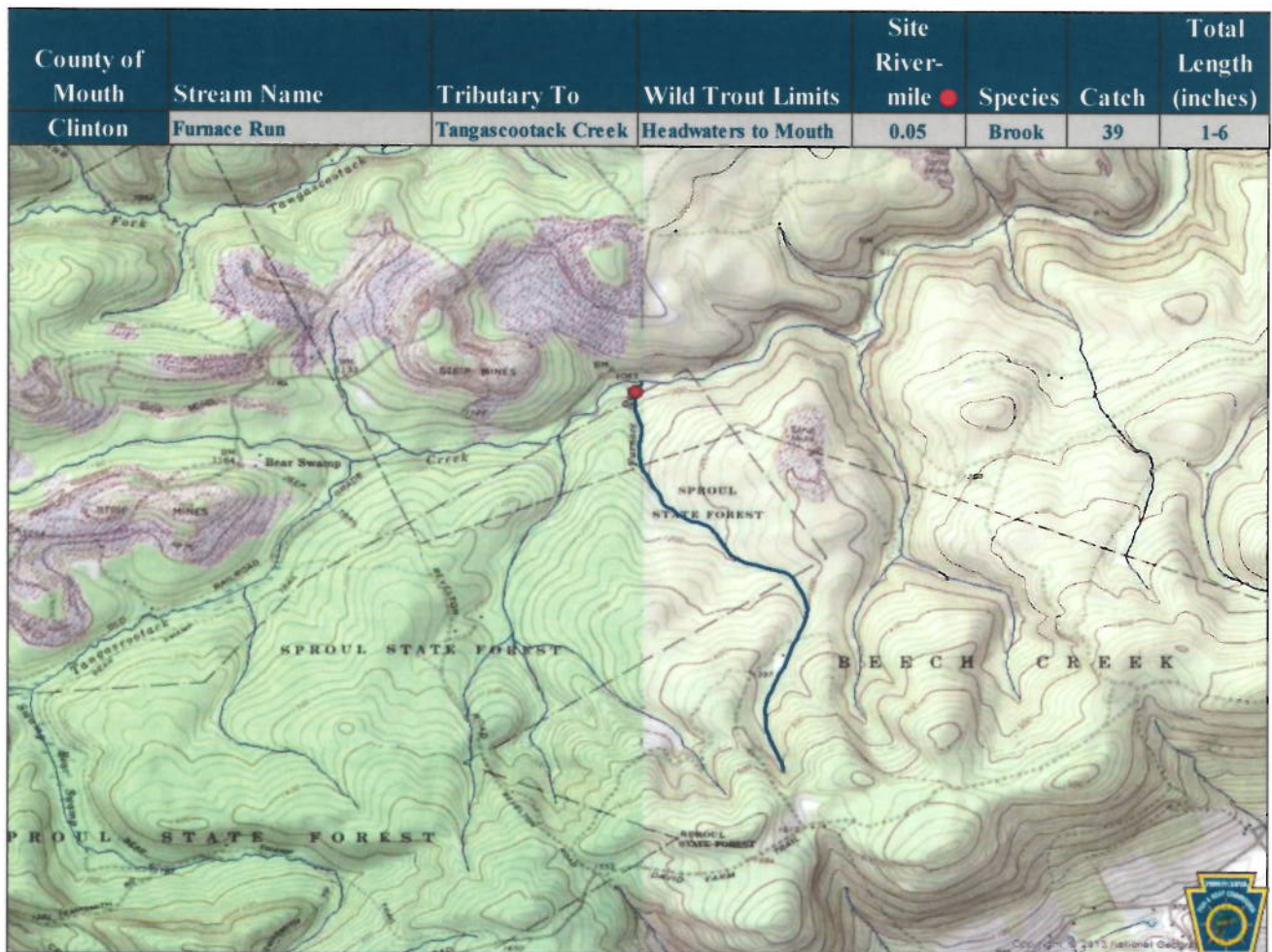


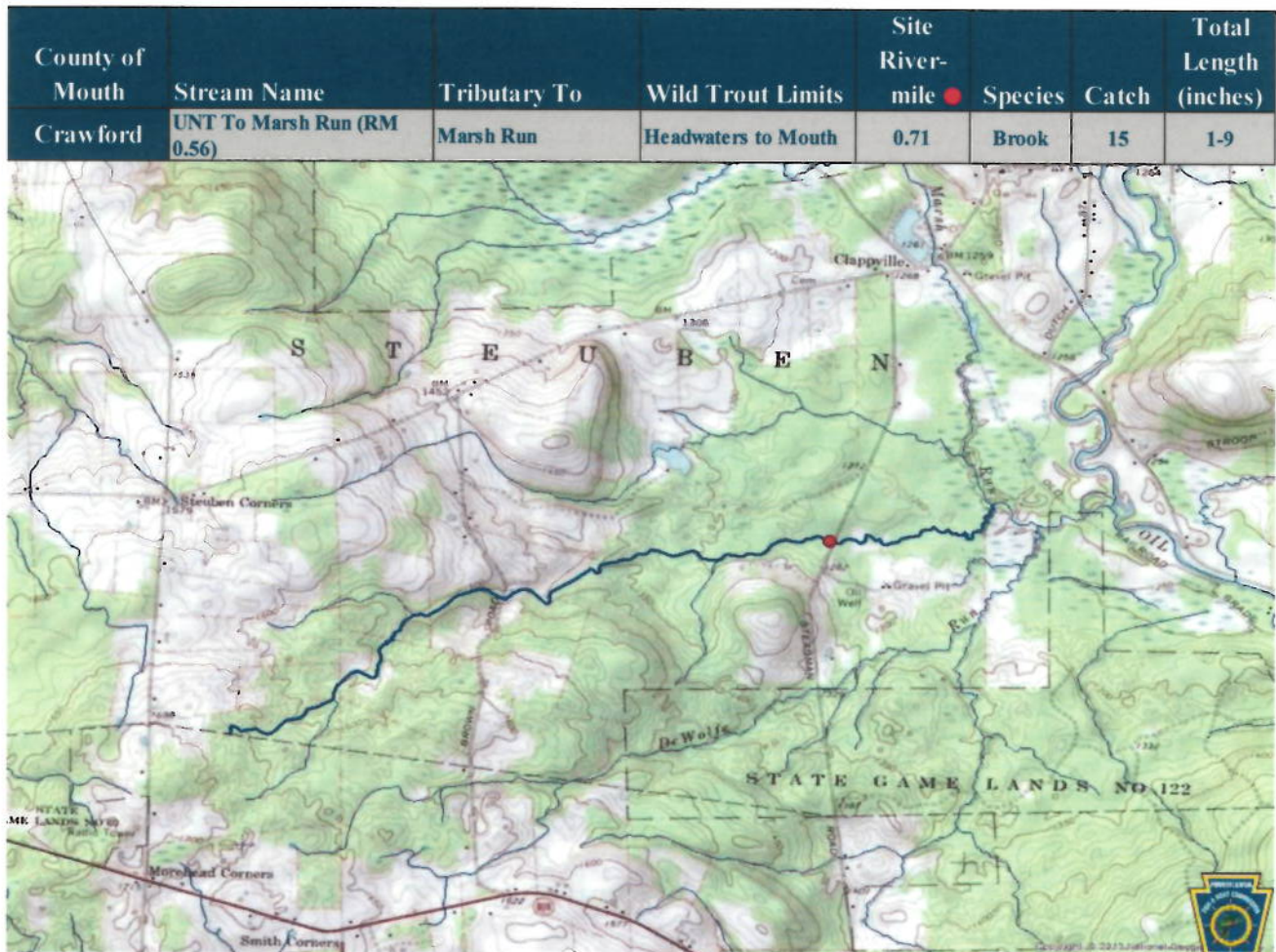
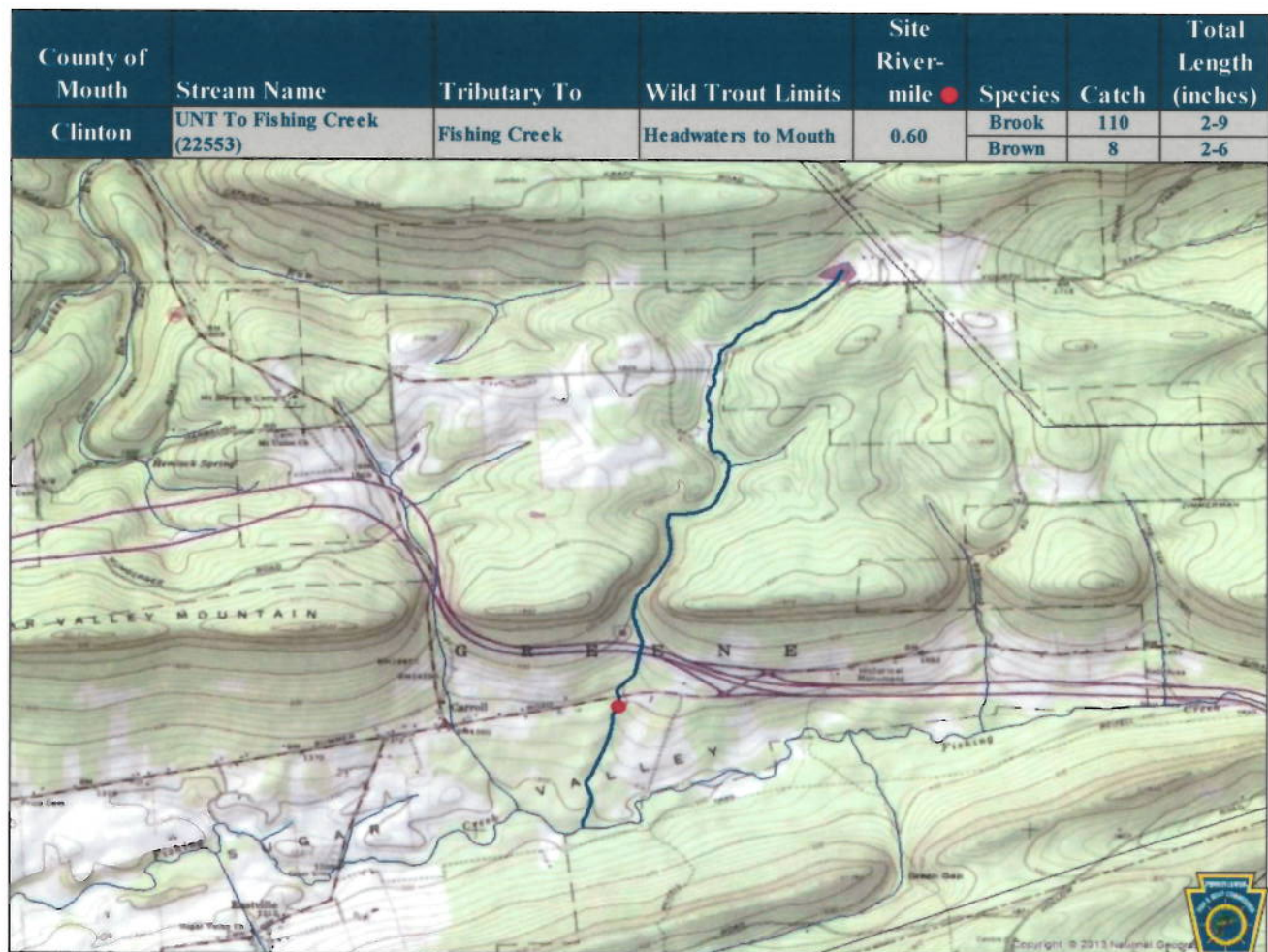










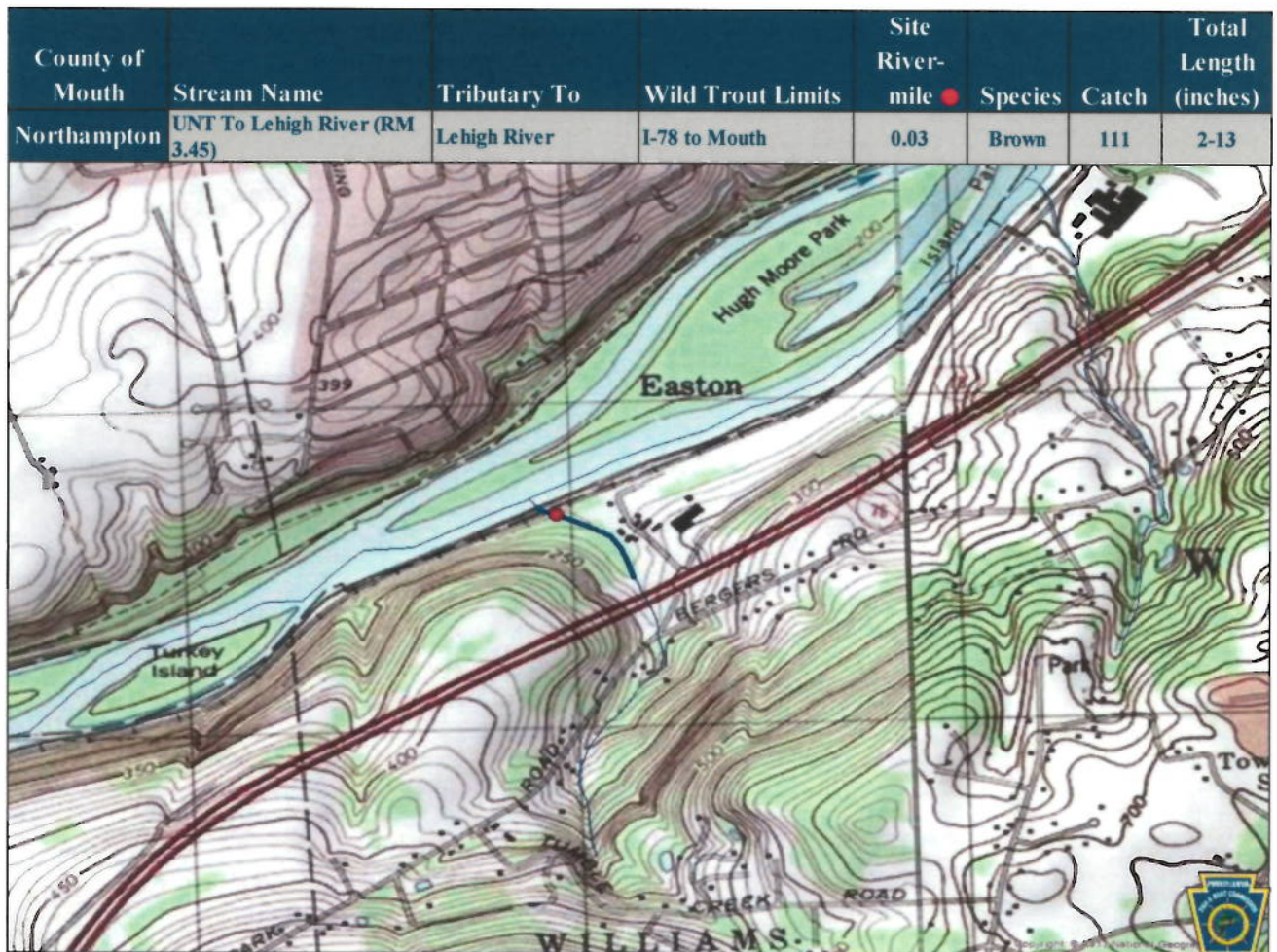
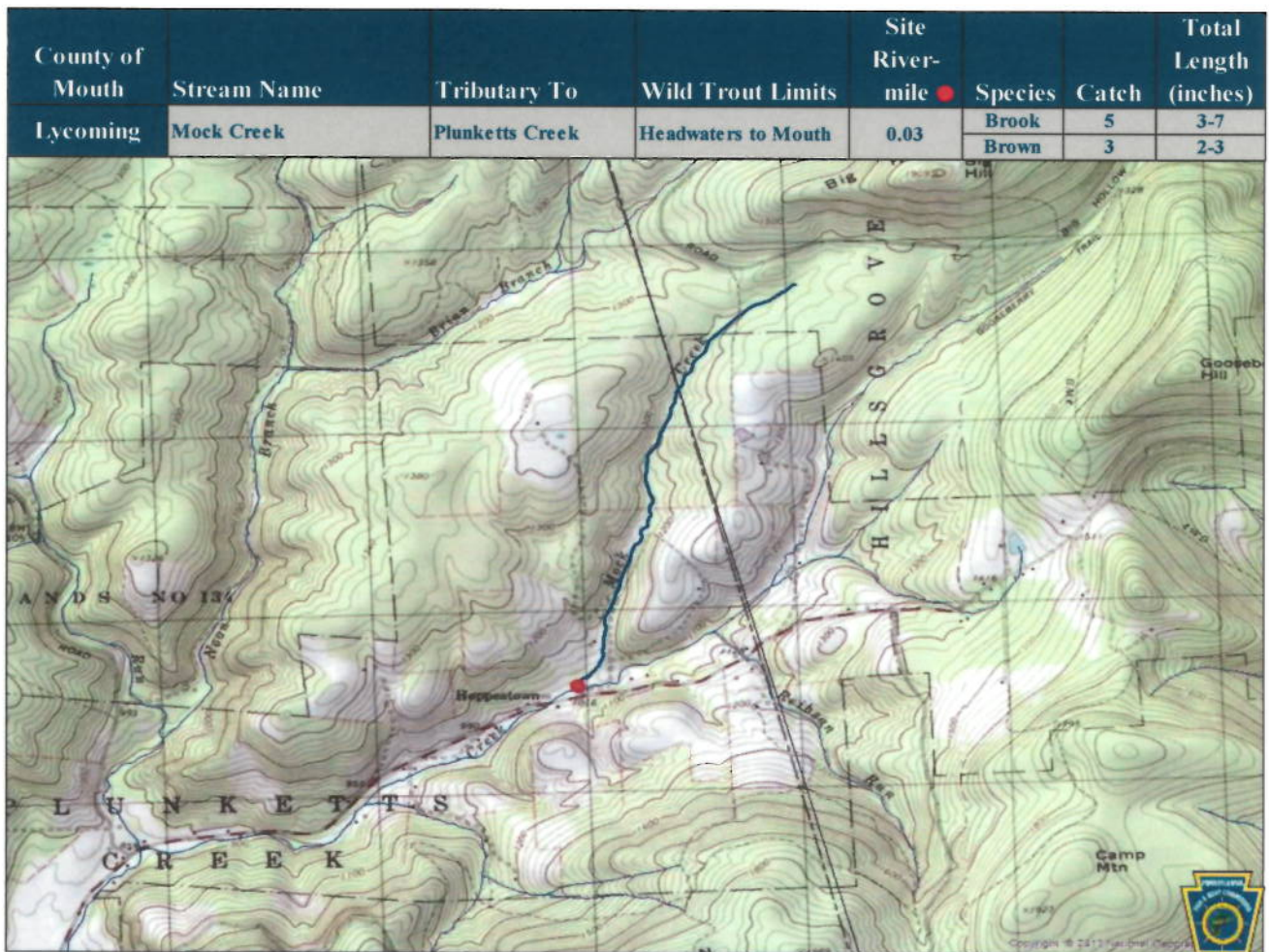


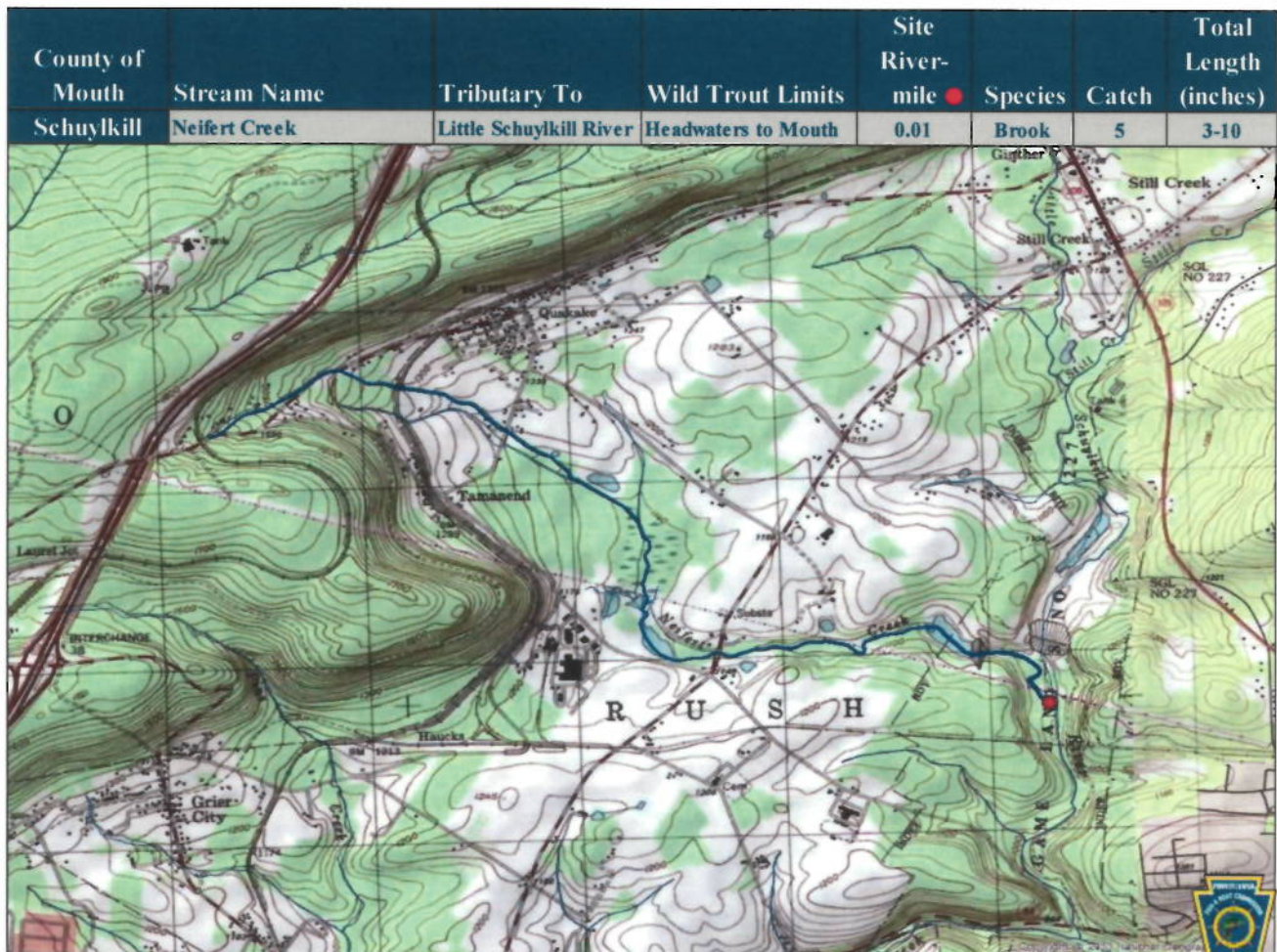
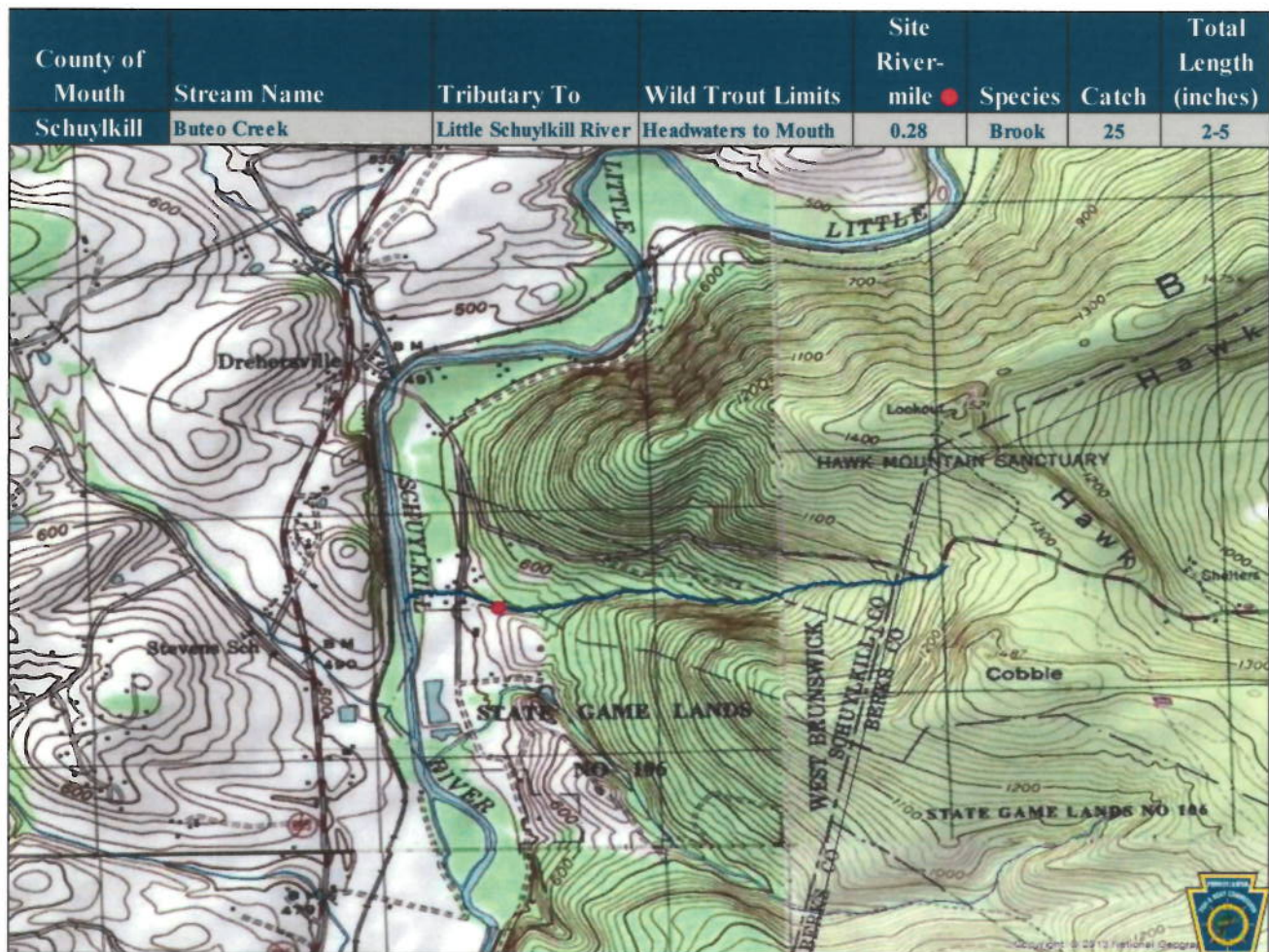
County of Mouth	Stream Name	Tributary To	Wild Trout Limits	Site River-mile ●	Species	Catch	Total Length (inches)
Fayette	Lick Run	Youghiogheny River	Headwaters to Mouth	0.47	Brook	57	2-10
					Brown	3	3



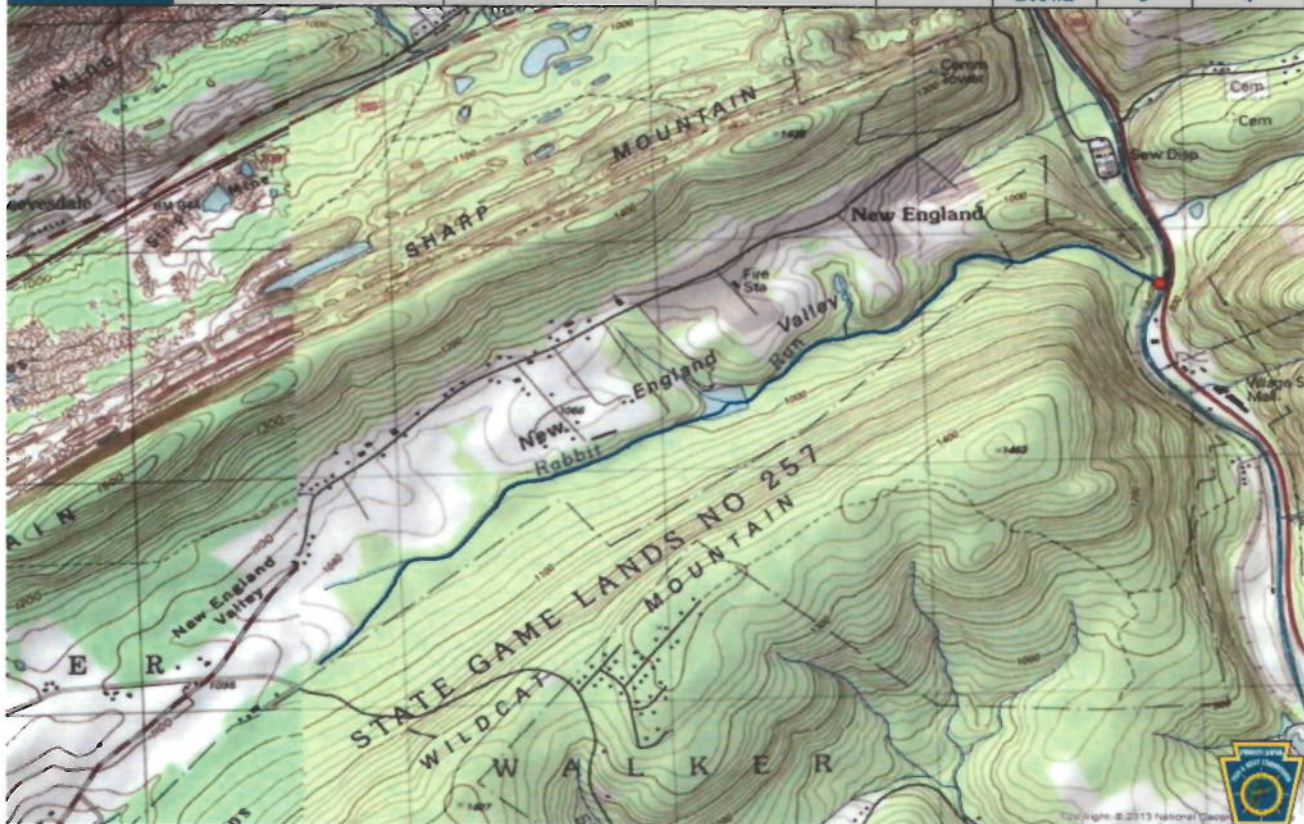
County of Mouth	Stream Name	Tributary To	Wild Trout Limits	Site River-mile ●	Species	Catch	Total Length (inches)
Huntingdon	UNT To Frankstown Branch Juniata River (RM 6.7)	Frankstown Branch Juniata River	Headwaters to Mouth	0.03	Brown	42	2-12





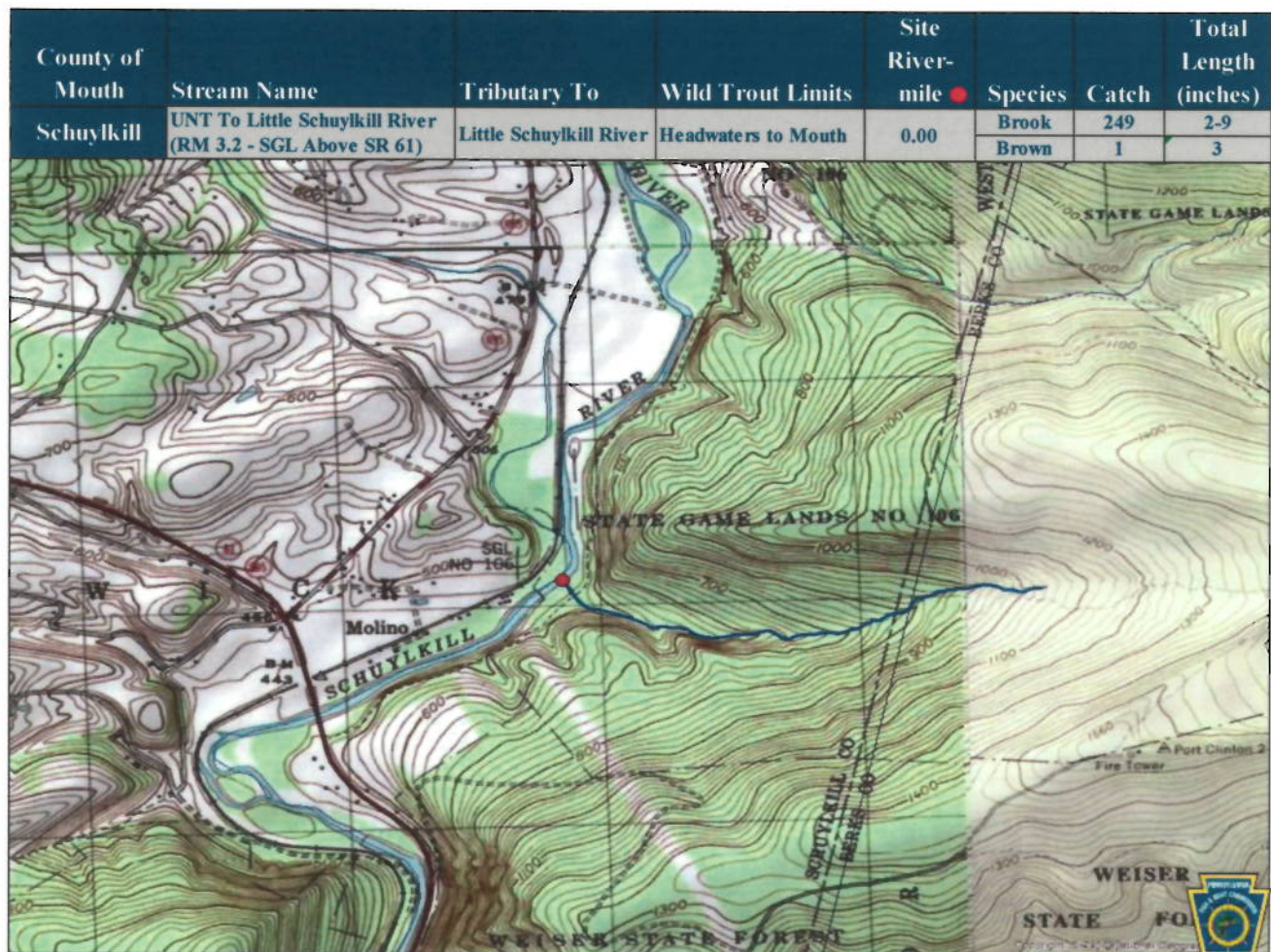


County of Mouth	Stream Name	Tributary To	Wild Trout Limits	Site River-mile ●	Species	Catch	Total Length (inches)
Schuylkill	Rabbit Run	Little Schuylkill River	Headwaters to Mouth	0.00	Brook	13	2-11
					Brown	3	4

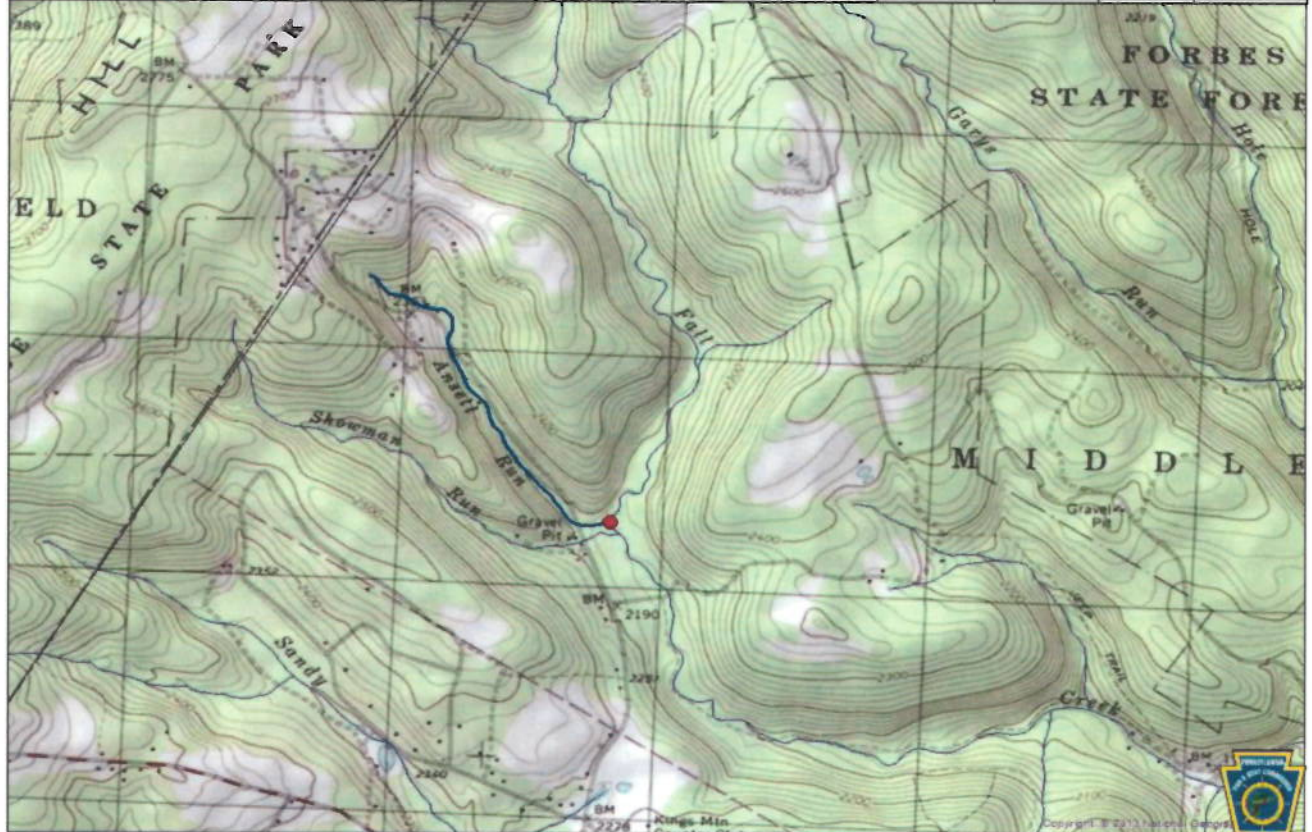


County of Mouth	Stream Name	Tributary To	Wild Trout Limits	Site River-mile ●	Species	Catch	Total Length (inches)
Schuylkill	UNT To Little Schuylkill River (RM 19.7 - S. Tamaqua)	Little Schuylkill River	Headwaters to Mouth	0.30	Brook	24	2-8

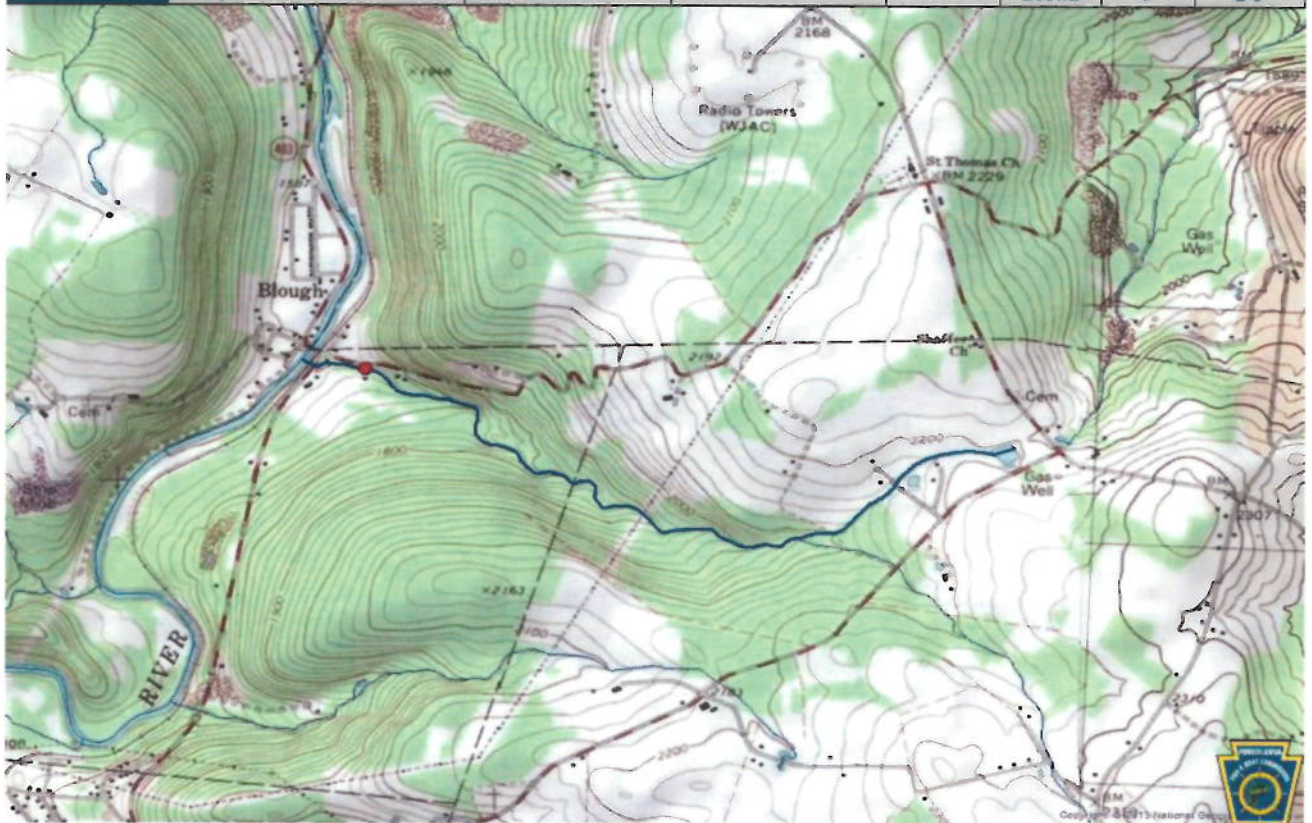


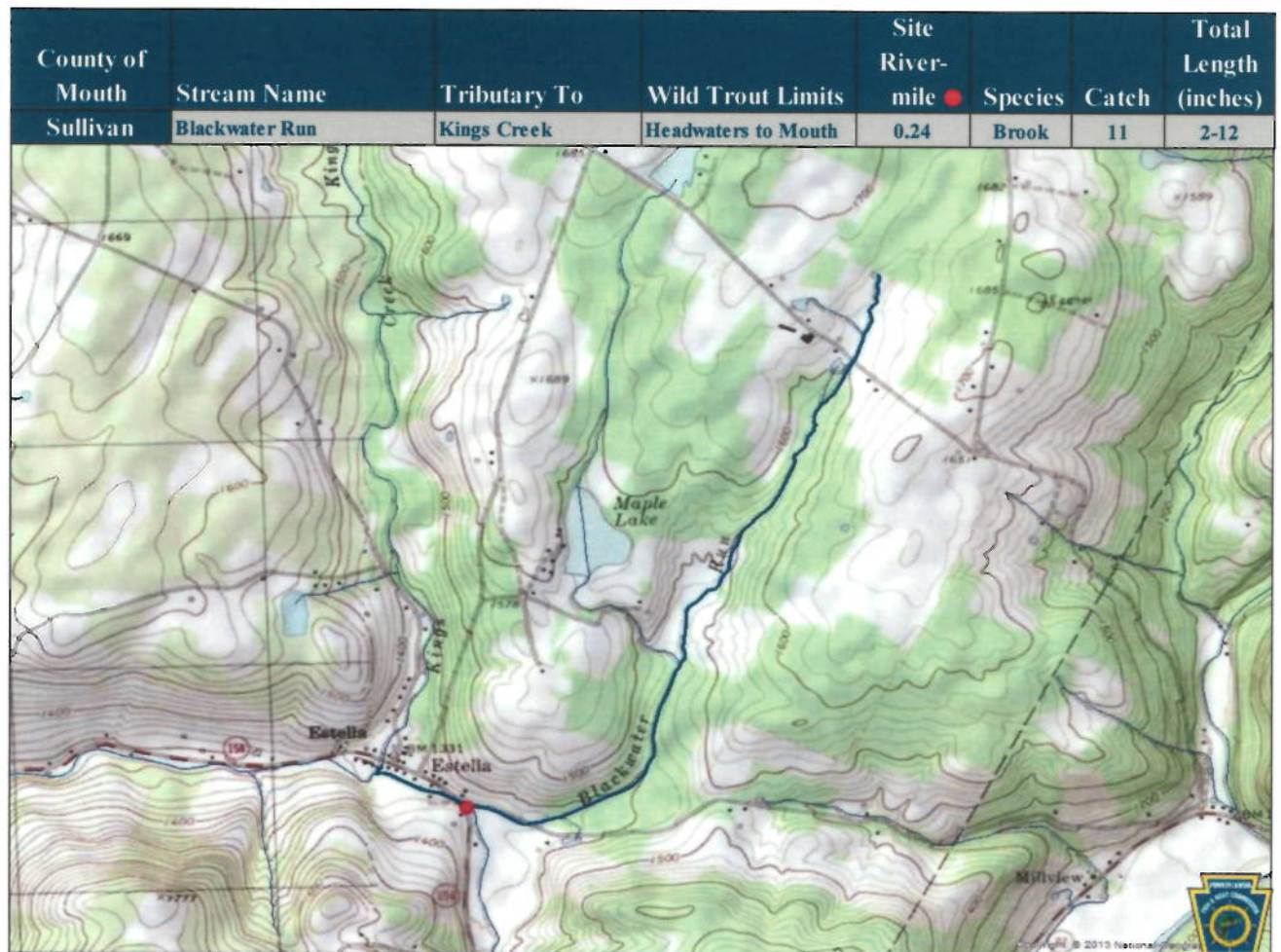


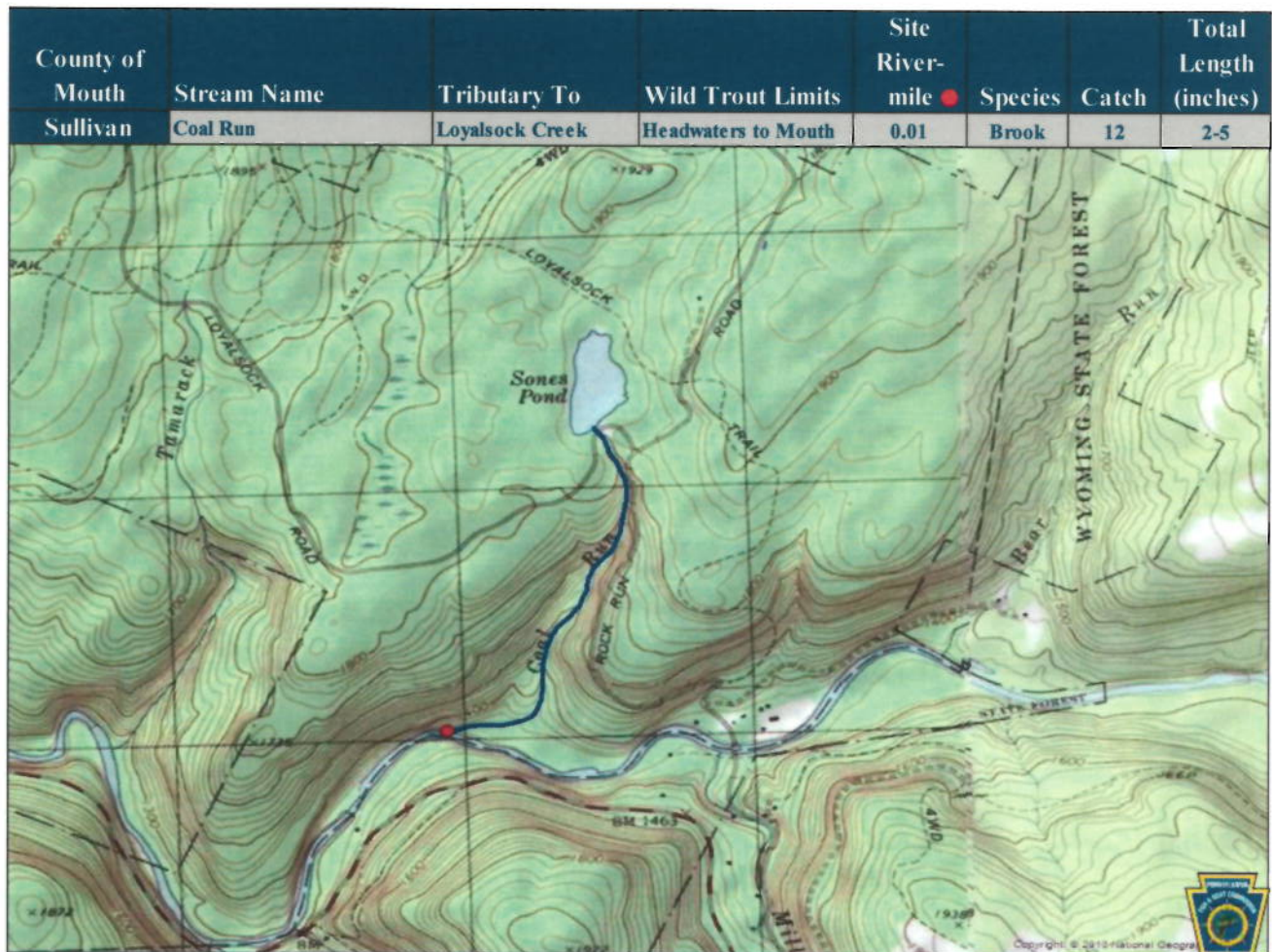
County of Mouth	Stream Name	Tributary To	Wild Trout Limits	Site River-mile ●	Species	Catch	Total Length (inches)
Somerset	Ansell Run	Fall Creek	Headwaters to Mouth	0.00	Brook	97	2-8

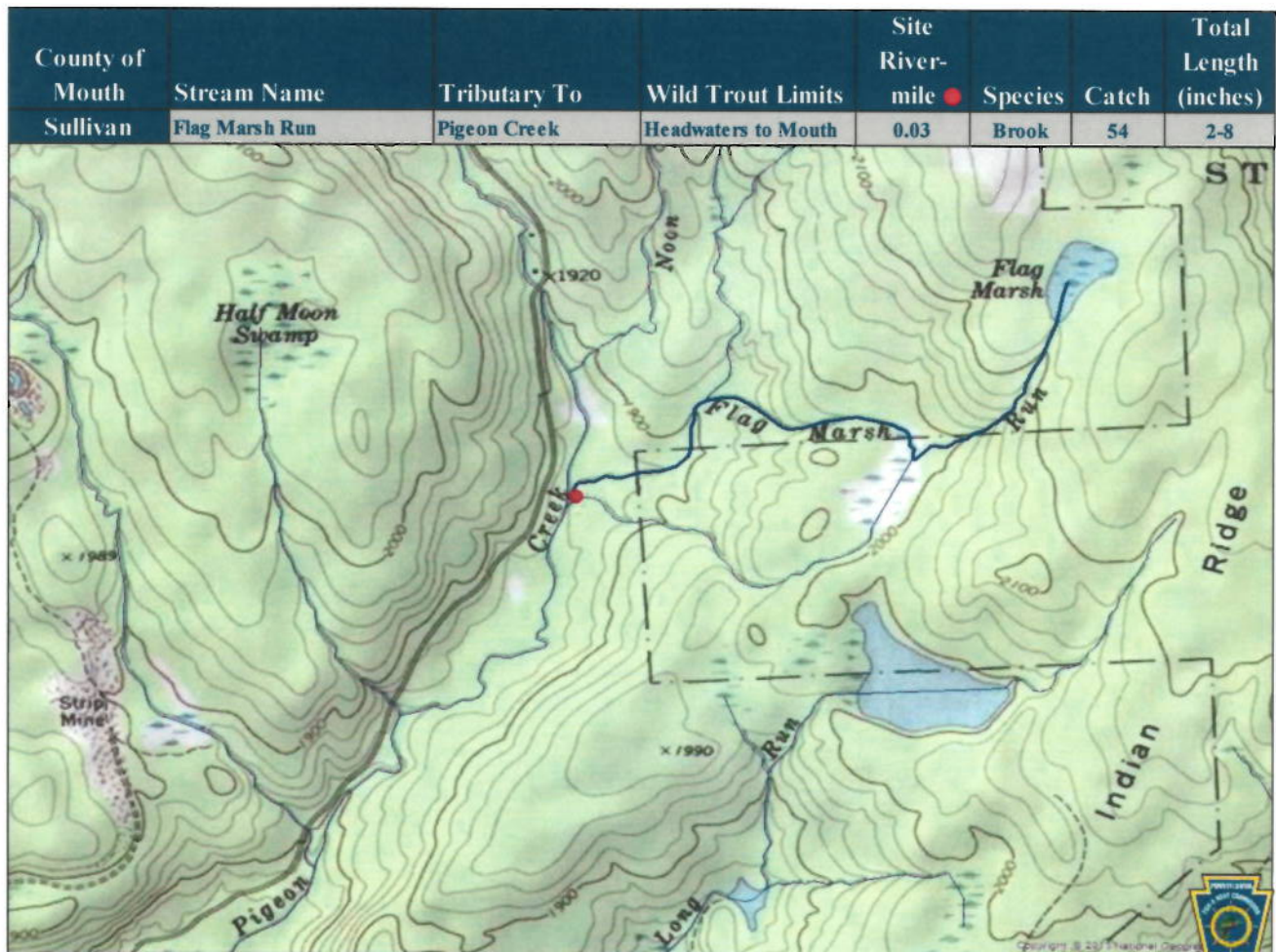
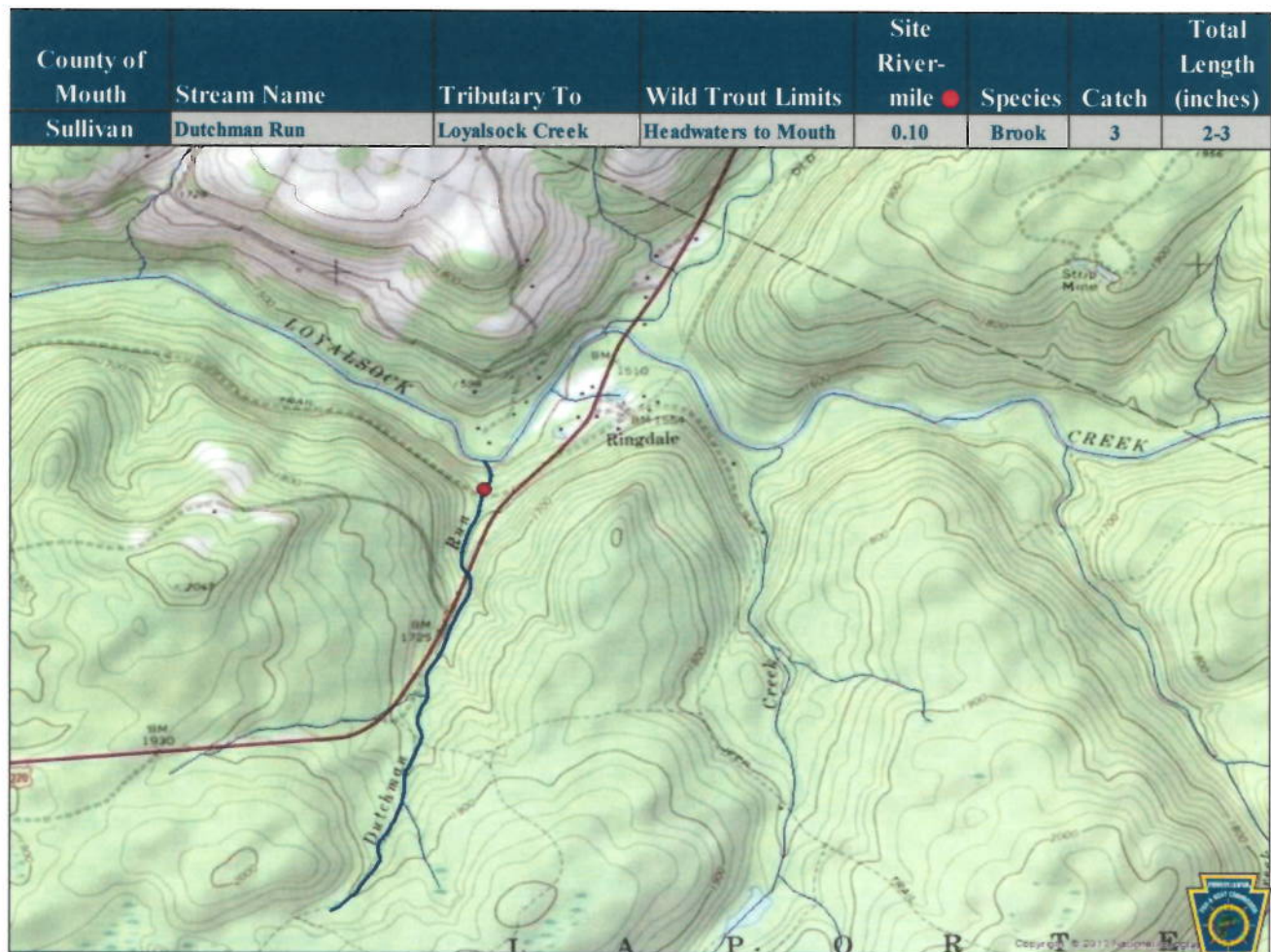


County of Mouth	Stream Name	Tributary To	Wild Trout Limits	Site River-mile ●	Species	Catch	Total Length (inches)
Somerset	UNT To Stonycreek River (RM 20.29)	Stonycreek River	Headwaters to Mouth	0.15	Brook	74	2-10
					Brown	9	2-3

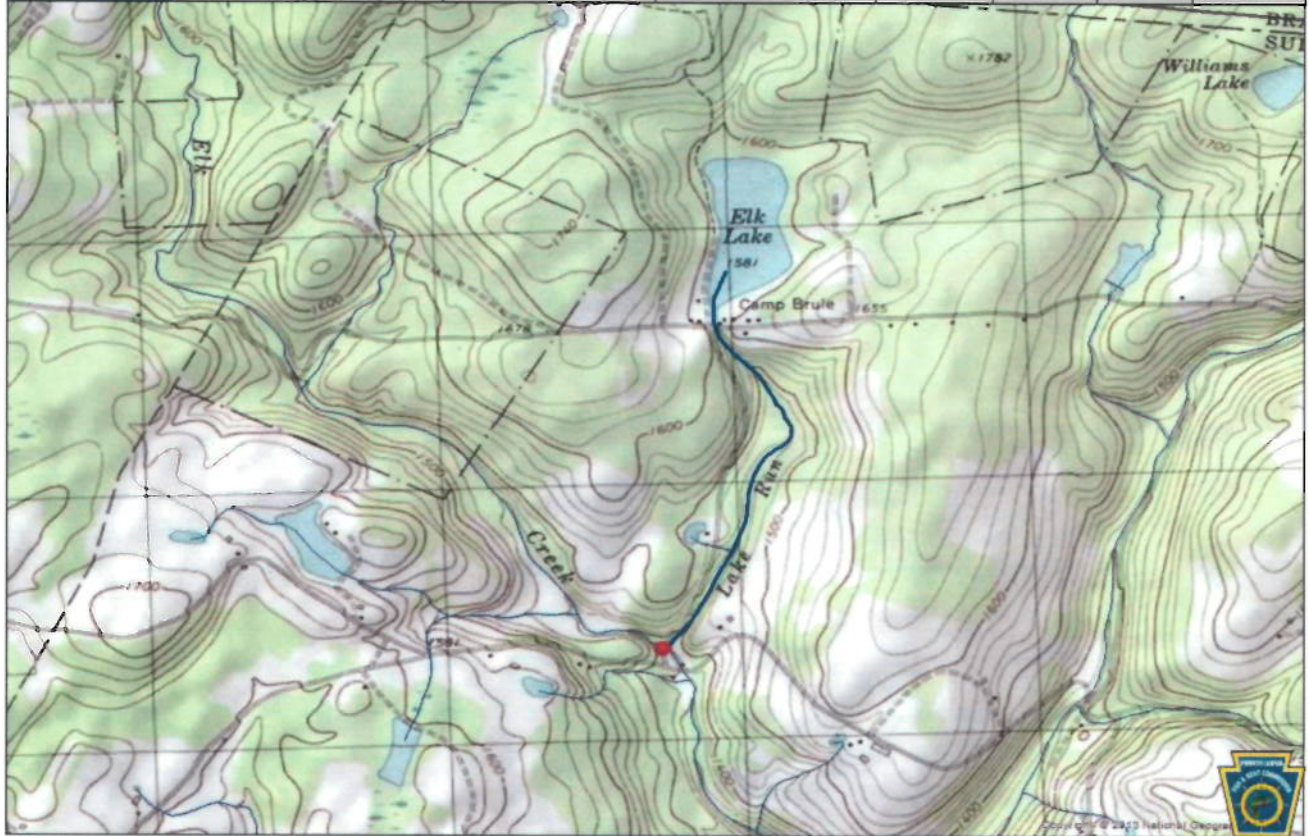








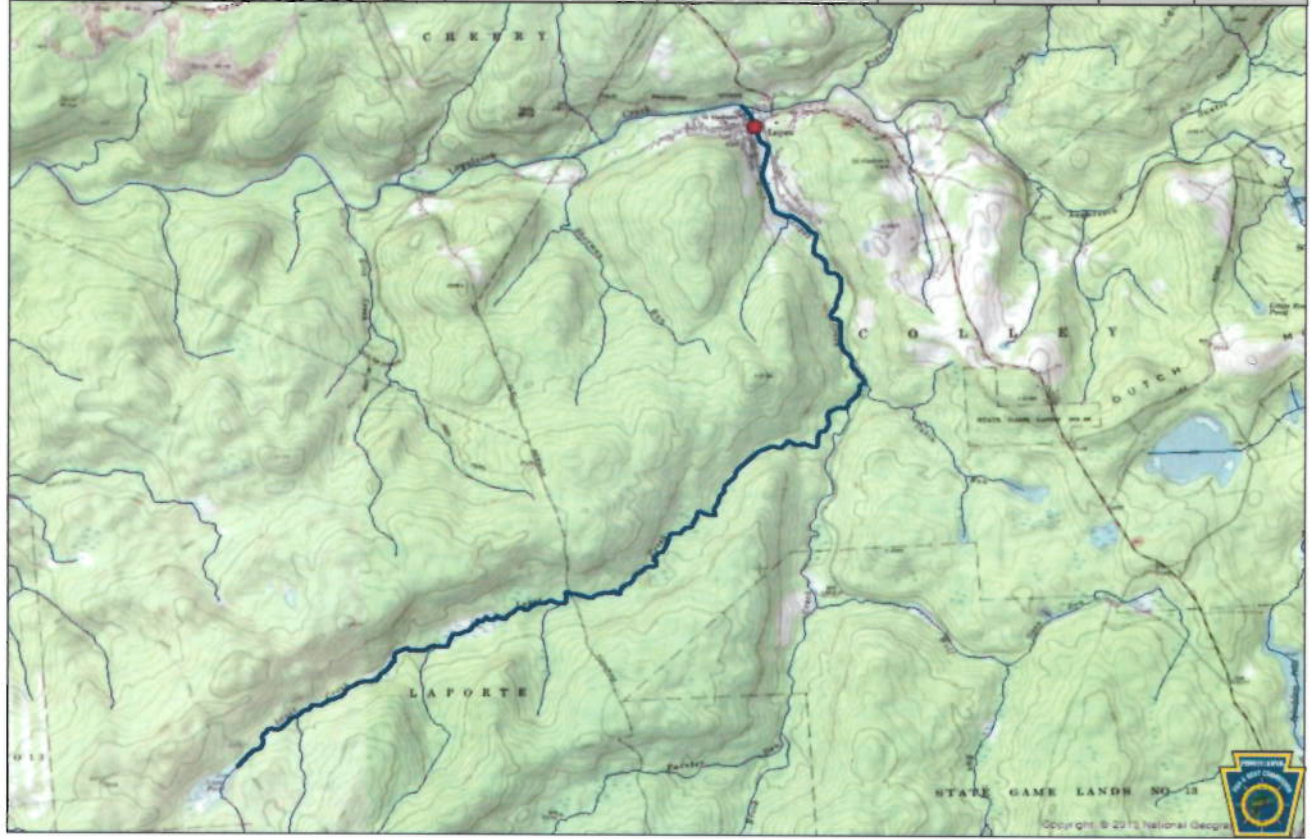
County of Mouth	Stream Name	Tributary To	Wild Trout Limits	Site River-mile ●	Species	Catch	Total Length (inches)
Sullivan	Lake Run	Elk Creek	Headwaters to Mouth	0.01	Brook	10	3-5



County of Mouth	Stream Name	Tributary To	Wild Trout Limits	Site River-mile ●	Species	Catch	Total Length (inches)
Sullivan	Lick Run	Kings Creek	Headwaters to Mouth	0.18	Brook	56	2-7

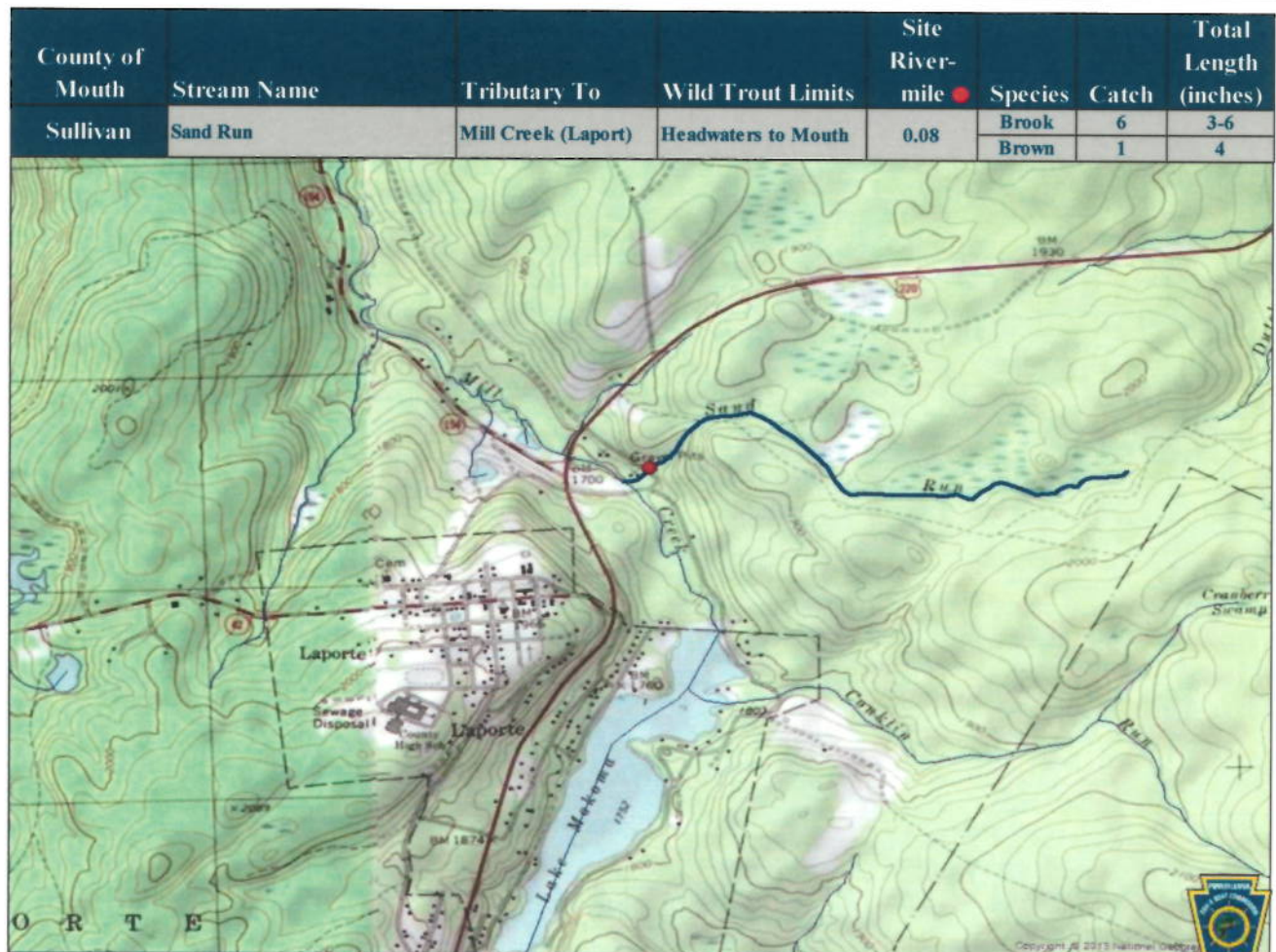
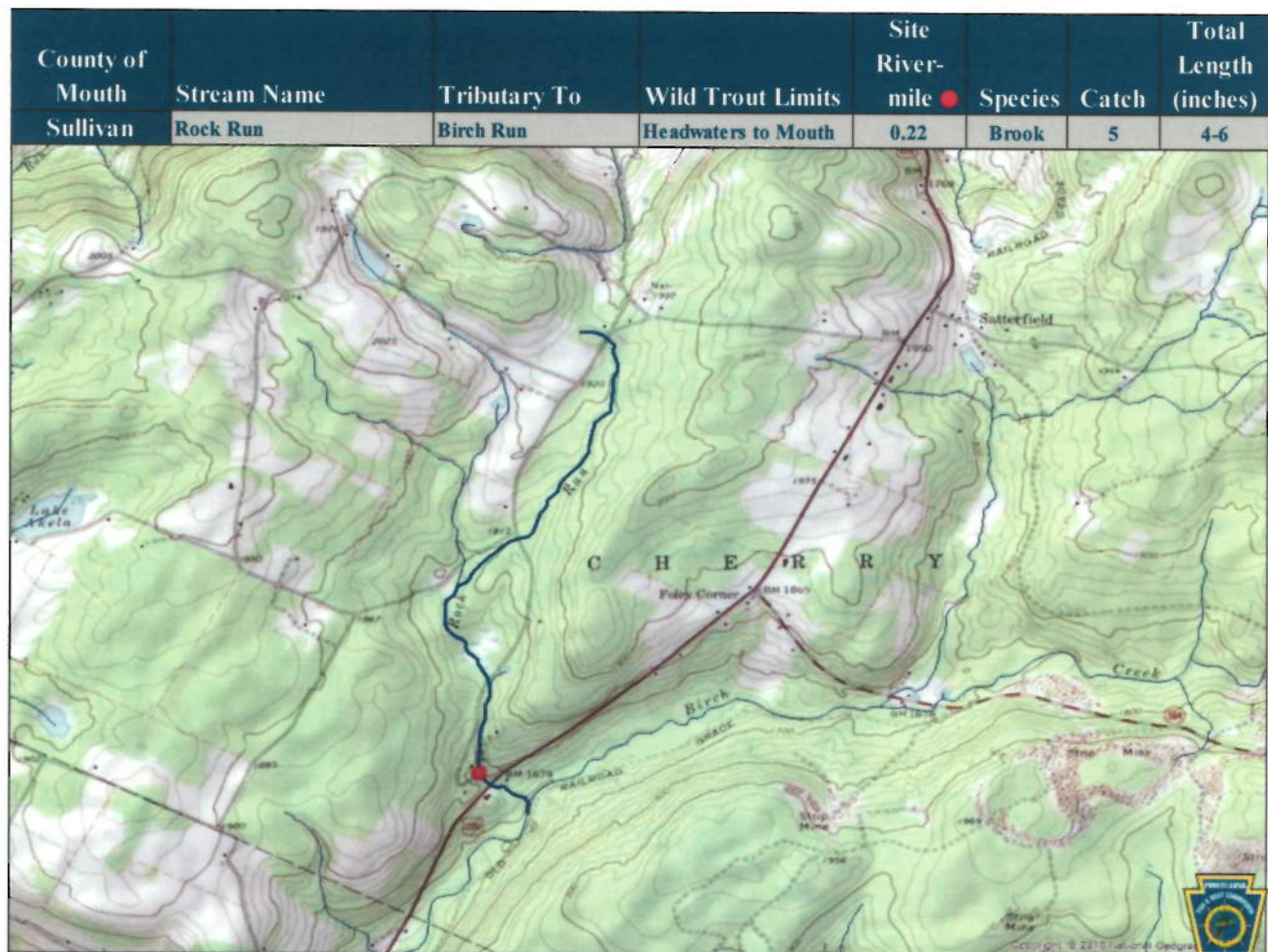


County of Mouth	Stream Name	Tributary To	Wild Trout Limits	Site River-mile ●	Species	Catch	Total Length (inches)
Sullivan	Lopez Creek	Loyalsock Creek	Headwaters to Mouth	0.16	Brook	3	1-8



County of Mouth	Stream Name	Tributary To	Wild Trout Limits	Site River-mile ●	Species	Catch	Total Length (inches)
Sullivan	Mill Creek	Loyalsock Creek	Headwaters to Mouth	0.71	Brook	62	2-9



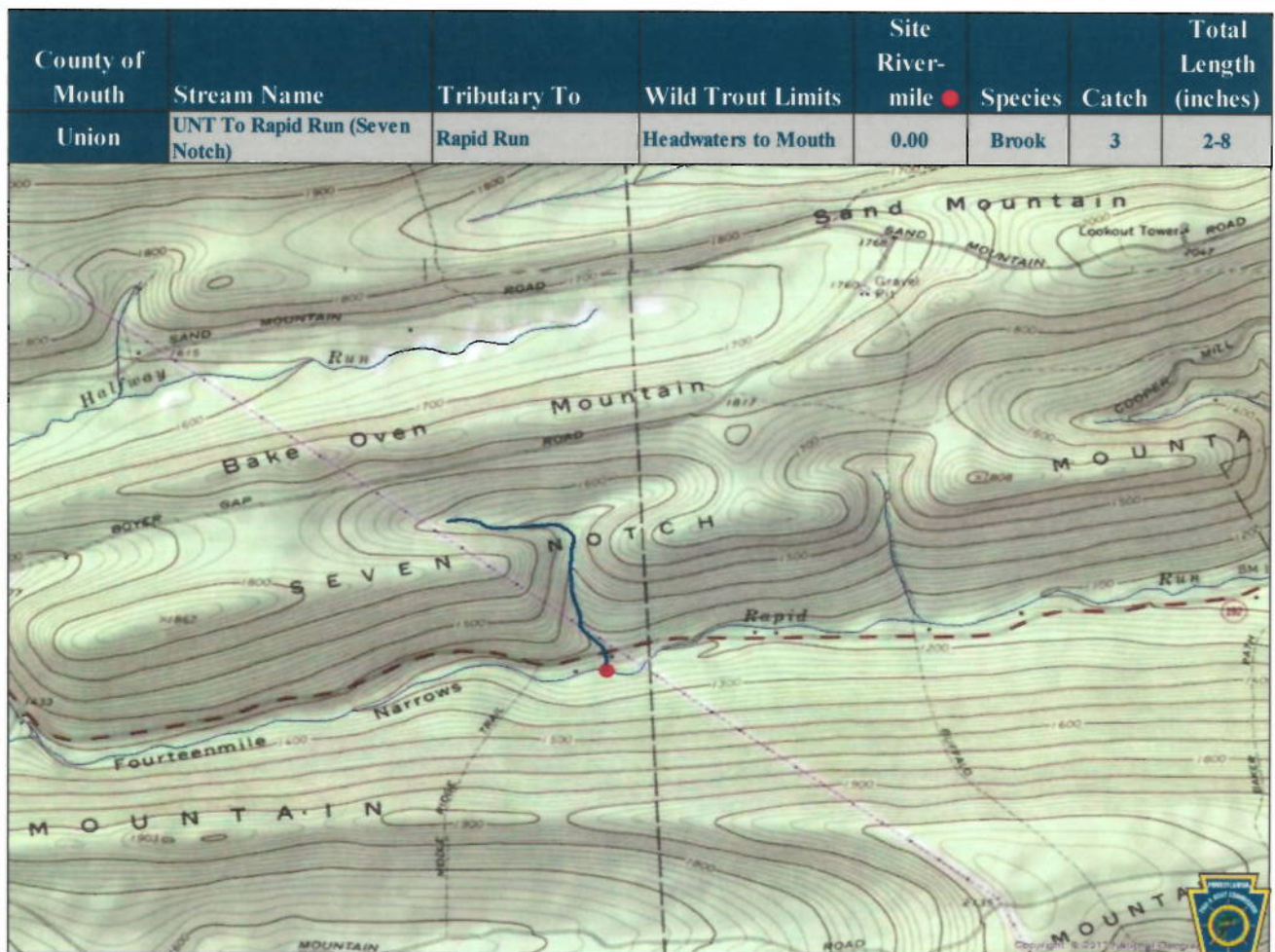
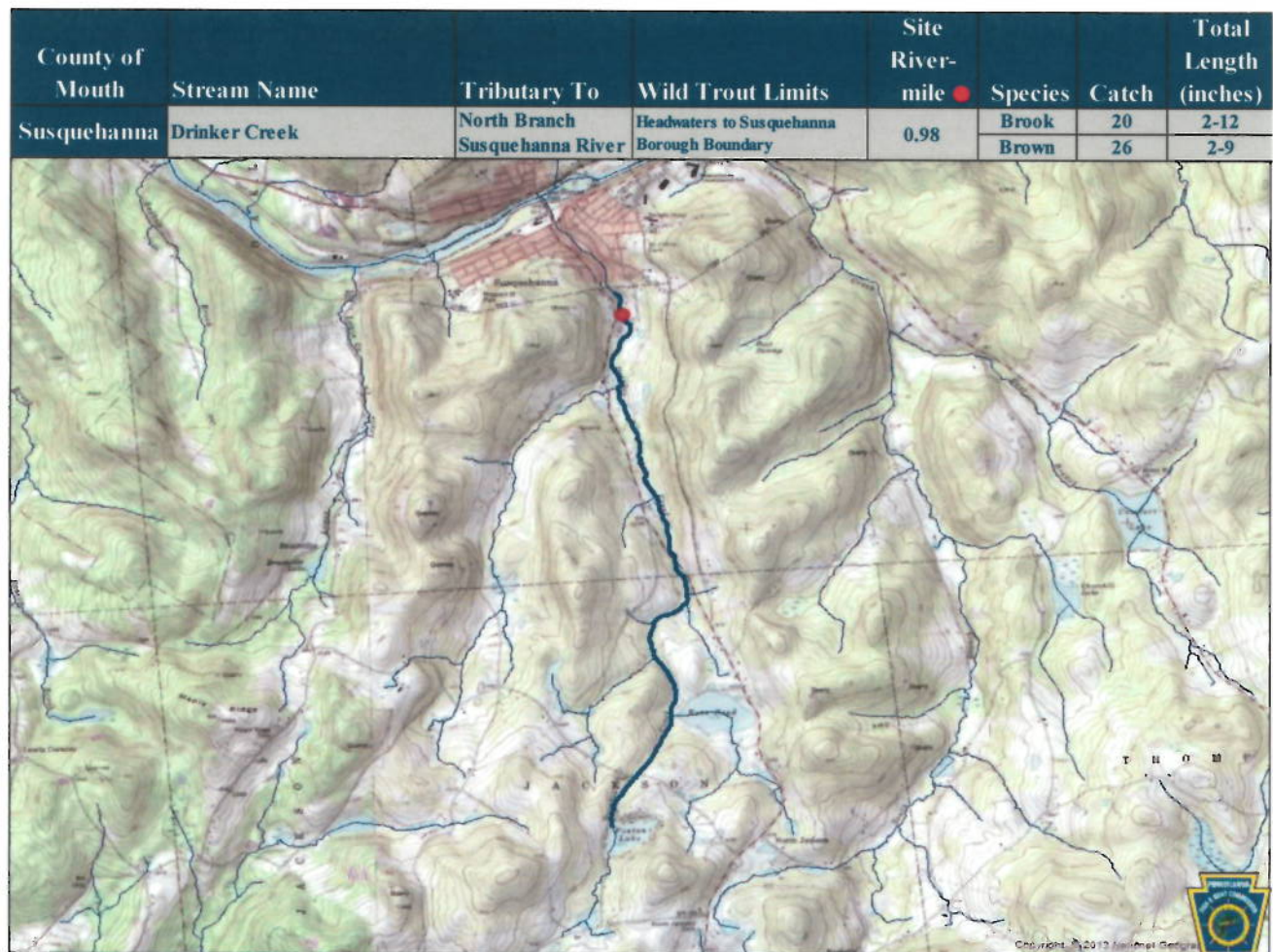


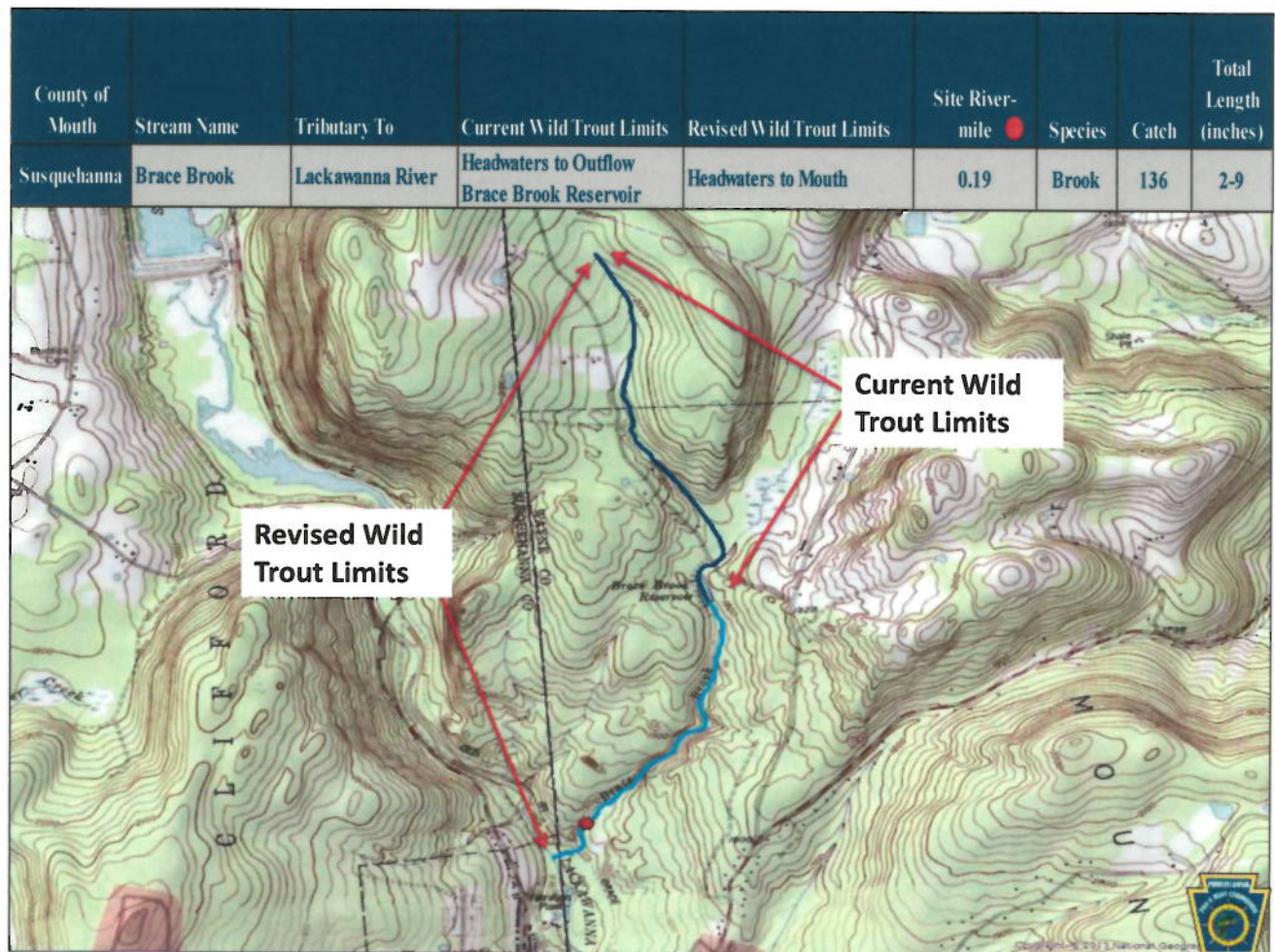
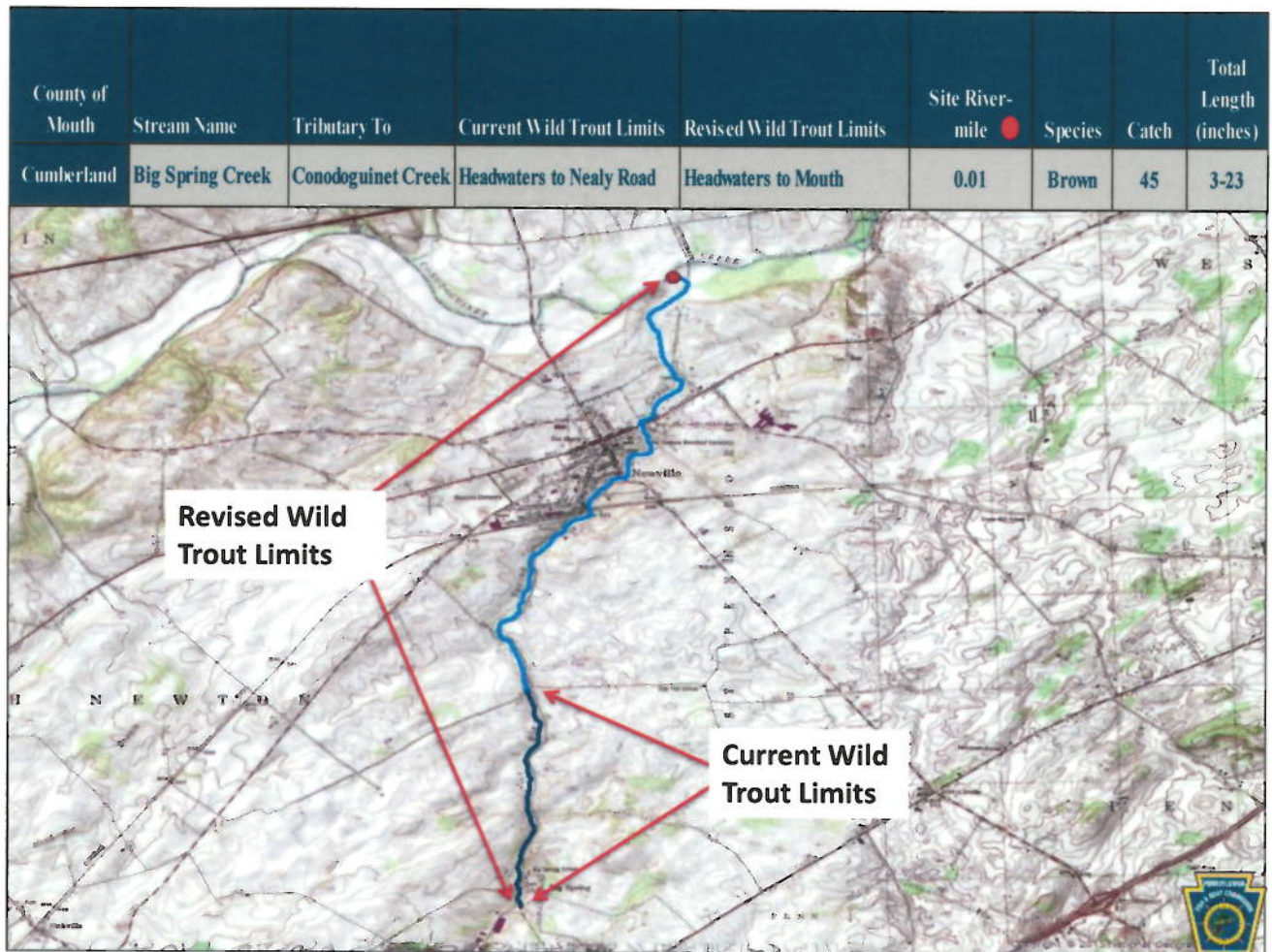
County of Mouth	Stream Name	Tributary To	Wild Trout Limits	Site River-mile ●	Species	Catch	Total Length (inches)
Sullivan	Santee Creek	Loyalsock Creek	Headwaters to Mouth	2.54	Brook	3	1-8



County of Mouth	Stream Name	Tributary To	Wild Trout Limits	Site River-mile ●	Species	Catch	Total Length (inches)
Sullivan	Sherman Creek	Loyalsock Creek	Headwaters to Mouth	0.24	Brook	3	4-7







Submission of Information

Submissions must be addressed to the Department of Human Services, Office of Long-Term Living, Office of Chief of Staff, Attention: Jonathan Bowman, P. O. Box 8025, Harrisburg, PA 17105-8025. The Department must receive the submission within 90 days of this publication or the submission will be rejected. Questions regarding this notice should be submitted to the Department at ra-integratedcarecomments@pa.gov.

Persons with a disability or service may submit comments to the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,
Acting Secretary

Fiscal Note: 14-NOT-947. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 15-829. Filed for public inspection May 1, 2015, 9:00 a.m.]

FISH AND BOAT COMMISSION

Classification of Wild Trout Streams; Proposed Additions and Revisions to List; July 2015

Under 58 Pa. Code § 57.11 (relating to listing of wild trout streams), it is the policy of the Fish and Boat Commission (Commission) to accurately identify and classify stream sections supporting naturally reproducing populations of trout as wild trout streams. The Commission's Fisheries Management Division maintains the list of wild trout streams. The Executive Director, with the approval of the Commission, will from time-to-time publish the list of wild trout streams in the *Pennsylvania Bulletin*. The listing of a stream section as a wild trout stream is a biological designation that does not determine how it is managed. The Commission relies upon many factors in determining the appropriate management of streams.

At the next Commission meeting on July 13 and 14, 2015, the Commission will consider changes to its list of wild trout streams. Specifically, the Commission will consider the addition of the following streams or portions of streams to the list:

County	Stream Name	Tributary To	Section Limits	Mouth Lat/Lon
Berks	Birch Creek	Little Northkill Creek	Headwaters to Bloody Spring Road Bridge	40.498055 76.172501
Berks	UNT to Maiden Creek (RM 15.71—Blue Rocks)	Maiden Creek	Headwaters to Mouth	40.585941 75.894669
Blair	Dry Gap Run	Mill Run	Headwaters to Mouth	40.526669 78.451820
Cambria	Bradley Run	Clearfield Creek	Headwaters to Mouth	40.511040 78.586922
Centre	Antis Run	Bald Eagle Creek	Headwaters to Mouth	40.974842 77.743233
Centre	Bullit Run	Foster Joseph Sayers Lake	Headwaters to UNT at RM 0.38	40.988976 77.705627
Centre	Holt Run	Bald Eagle Creek	Headwaters to Mouth	40.953300 77.774040
Centre	Vonada Gap Run	Muddy Creek	Headwaters to Mouth	40.833890 77.557730
Chester	Shamona Creek	East Branch Brandywine Creek	Headwaters to Mouth	40.039352 75.708061
Chester	UNT to East Branch Brandywine Creek (RM 13.6—Below Lyndell)	East Branch Brandywine Creek	Headwaters to Mouth	40.050465 75.734978
Chester	UNT to West Branch Brandywine Creek (RM 10.0—Below Laurel)	West Branch Brandywine Creek	Headwaters to Mouth	39.935284 75.765732
Chester	UNT to West Branch Brandywine Creek (RM 5.2—Glenhall)	West Branch Brandywine Creek	Headwaters to Mouth	39.929043 75.713814
Chester	UNT to West Branch Brandywine Creek (RM 9.14—Romansville)	West Branch Brandywine Creek	Headwaters to Mouth	39.935757 75.750908
Clearfield	Carson Run	Little Clearfield Creek	Headwaters to Mouth	40.894108 78.540085

<i>County</i>	<i>Stream Name</i>	<i>Tributary To</i>	<i>Section Limits</i>	<i>Mouth Lat/Lon</i>
Clearfield	Cherry Run	Clearfield Creek	Headwaters to Mouth	40.912373 78.438034
Clearfield	Dewitt Run	Clearfield Creek	Headwaters to Mouth	40.777733 78.544754
Clearfield	East Branch Little Muddy Run	Little Muddy Run	Headwaters to Mouth	40.773251 78.421898
Clearfield	Little Potts Run	Potts Run	Headwaters to Mouth	40.886490 78.455276
Clearfield	Porter Run	Clearfield Creek	Headwaters to Mouth	40.815182 78.472384
Clearfield	UNT to Potts Run (RM 3.77)	Potts Run	Headwaters to Mouth	40.879955 78.488289
Clearfield	UNT to Potts Run (RM 5.47)	Potts Run	Headwaters to Mouth	40.873981 78.509575
Clearfield	UNT to Potts Run (RM 8.12)	Potts Run	Headwaters to Mouth	40.845795 78.524879
Clinton	Furnace Run	Tangascootack Creek	Headwaters to Mouth	41.145916 77.624931
Clinton	UNT to Bald Eagle Creek (Beech Creek Gap)	Bald Eagle Creek	Headwaters to Mouth	41.080738 77.550110
Clinton	UNT to Fishing Creek (22553)	Fishing Creek	Headwaters to Mouth	41.041916 77.199997
Crawford	UNT to Marsh Run (RM 0.56)	Marsh Run	Headwaters to Mouth	41.684658 79.790253
Fayette	Lick Run	Youghiogheny River	Headwaters to Mouth	39.854916 79.422287
Huntingdon	UNT to Frankstown Branch Juniata River (RM 6.7)	Frankstown Branch Juniata River	Headwaters to Mouth	40.570360 78.135230
Lycoming	Mock Creek	Plunketts Creek	Headwaters to Mouth	41.436943 76.771706
Northampton	UNT to Lehigh River (RM 3.45)	Lehigh River	I-78 to Mouth	40.647644 75.261307
Schuylkill	Buteo Brook	Little Schuylkill River	Headwaters to Mouth	40.634159 76.015755
Schuylkill	Neifert Creek	Little Schuylkill River	Headwaters to Mouth	40.832767 76.004898
Schuylkill	Rabbit Run	Little Schuylkill River	Headwaters to Mouth	40.778271 75.962013
Schuylkill	UNT to Little Schuylkill River (RM 19.7—S Tamaqua)	Little Schuylkill River	Headwaters to Mouth	40.755913 75.947678
Schuylkill	UNT to Little Schuylkill River (RM 3.2—SGL Above SR 61)	Little Schuylkill River	Headwaters to Mouth	40.611374 76.018181
Snyder	Dry Run	Penns Creek	Headwaters to RM 0.89	40.863838 77.043228
Somerset	Ansell Run	Fall Creek	Headwaters to Mouth	39.967589 79.327668
Somerset	UNT to Stonycreek River (RM 20.29)	Stonycreek River	Headwaters to Mouth	40.171110 78.905680
Sullivan	Bear Run	Loyalsock Creek	Headwaters to Mouth	41.463444 76.501167

<i>County</i>	<i>Stream Name</i>	<i>Tributary To</i>	<i>Section Limits</i>	<i>Mouth Lat/Lon</i>
Sullivan	Blackwater Run	Kings Creek	Headwaters to Mouth	41.510841 76.624443
Sullivan	Coal Run	Loyalsock Creek	Headwaters to Mouth	41.460762 76.521454
Sullivan	Conklin Run	Lake Mokoma	Headwaters to Mouth	41.419628 76.482613
Sullivan	Dutchman Run	Loyalsock Creek	Headwaters to Mouth	41.450975 76.450996
Sullivan	Flag Marsh Run	Pigeon Creek	Headwaters to Mouth	41.476112 76.308815
Sullivan	Lake Run	Elk Creek	Headwaters to Mouth	41.553741 76.669418
Sullivan	Lick Run	Kings Creek	Headwaters to Mouth	41.510071 76.643913
Sullivan	Lopez Creek	Loyalsock Creek	Headwaters to Mouth	41.459064 76.33419
Sullivan	Mill Run	Loyalsock Creek	Headwaters to Mouth	41.462383 76.487343
Sullivan	Rock Run	Birch Creek	Headwaters to Mouth	41.466179 76.433327
Sullivan	Sand Run	Mill Creek (Laport)	Headwaters to Mouth	41.429100 76.487579
Sullivan	Santee Creek	Loyalsock Creek	Headwaters to Mouth	41.453888 76.288887
Sullivan	Sherman Run	Loyalsock Creek	Headwaters to Mouth	41.454502 76.352058
Susquehanna	Drinker Creek	North Branch Susquehanna River	Headwaters to Susquehanna Borough Boundary	41.948333 75.604167
Union	UNT to Rapid Run (Seven Notch)	Rapid Run	Headwaters to Mouth	40.983467 77.158028

The Commission also will consider the following revisions to the section limits of streams on the list:

<i>County</i>	<i>Stream Name</i>	<i>Tributary To</i>	<i>Current Limits</i>	<i>Revised Limits</i>	<i>Mouth Lat/Lon</i>
Cumberland	Big Spring Creek	Conodoguinet Creek	Headwaters to Nealy Road	Headwaters to Mouth	40.188625 77.392082
Susquehanna	Brace Brook	Lackawanna River	Headwaters to Outflow of Brace Brook Reservoir	Headwaters to Mouth	41.661945 75.464165

Persons with comments, objections or suggestions concerning the classification of the streams listed may submit them in writing to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted.

Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 15-830. Filed for public inspection May 1, 2015, 9:00 a.m.]

Proposed Changes to List of Class A Wild Trout Waters; July 2015

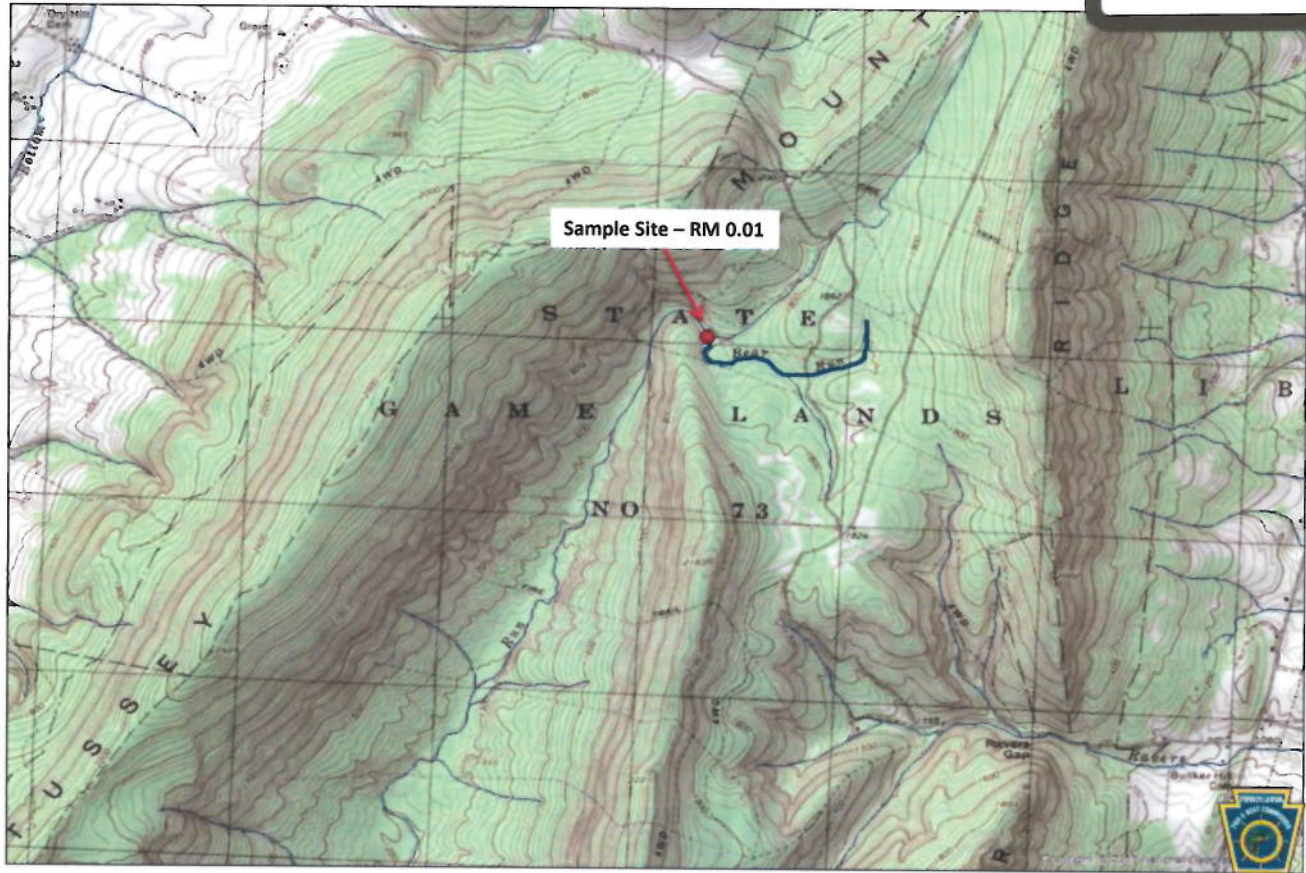
The Fish and Boat Commission (Commission) is considering changes to its list of Class A Wild Trout Streams. Under 58 Pa. Code § 57.8a (relating to Class A wild trout streams), it is the Commission's policy to manage self-

sustaining Class A wild trout populations as a renewable natural resource to conserve that resource and the angling it provides. Class A wild trout populations represent the best of this Commonwealth's naturally reproducing trout fisheries. The Commission manages these stream sections solely for the perpetuation of the wild trout fishery with no stocking.

Bear Run, Bedford County

EXHIBIT

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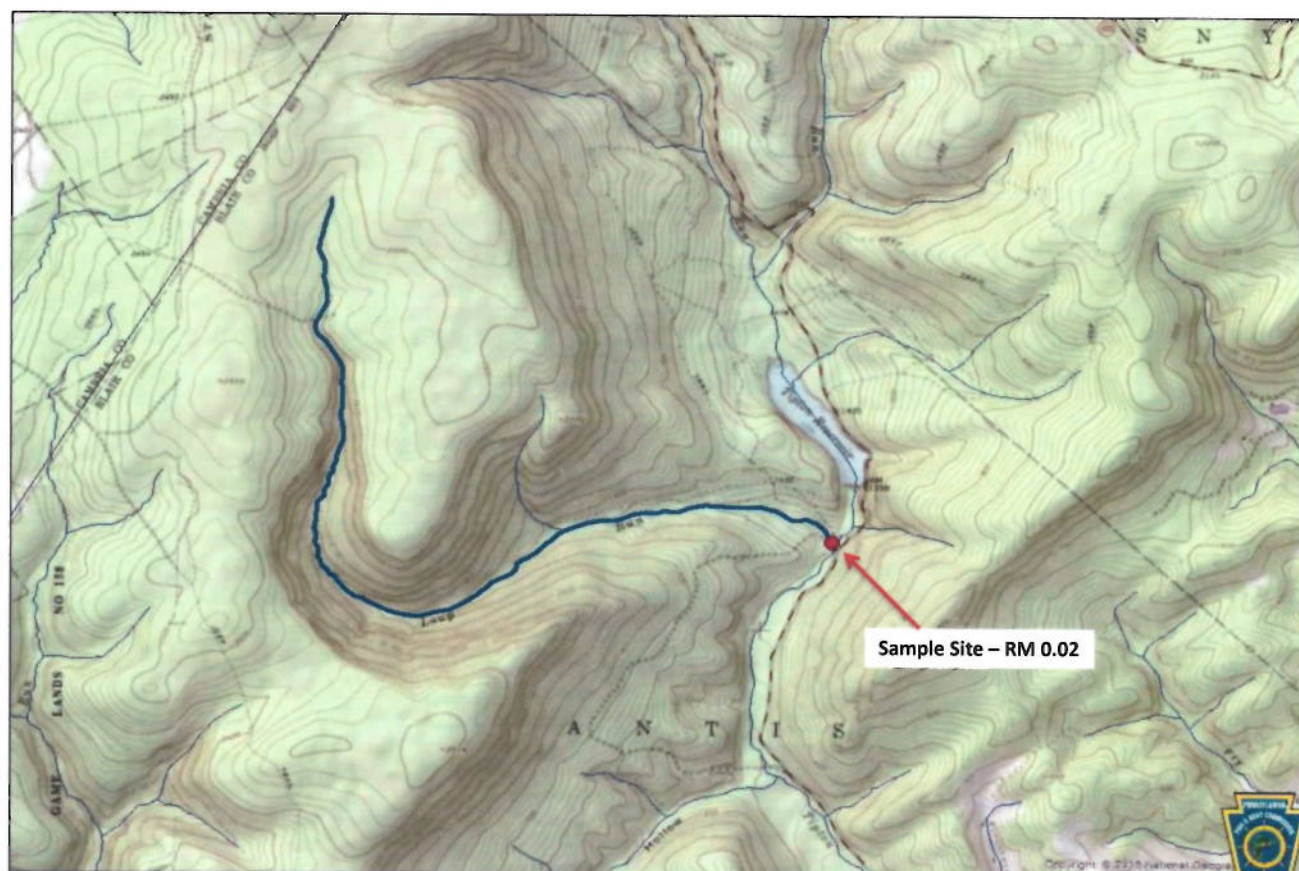


Bear Run, Bedford County

Brook Trout RM - 0.01
Site Length - 300 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
1	23	0.56	543
2	88	5.18	2105
3	5	0.78	130
4	25	8.22	601
5	24	13.99	572
6	12	11.99	292
7	4	6.08	95
8	1	2.2	24
Total	182	49.00	4362

Loup Run, Blair County



Loup Run, Blair County

Brook Trout RM - 0.02
Site Length - 631 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
1	23	0.08	82
2	402	3.50	1425
3	12	0.25	43
4	100	4.85	354
5	87	7.54	308
6	31	4.52	110
7	16	3.62	57
8	11	3.61	39
Total	682	27.98	2418

Brown Trout RM - 0.02
Site Length - 631 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
3	9	0.20	32
4	63	3.20	223
5	6	0.56	21
6	10	1.55	35
7	7	1.67	25
8	11	3.79	39
9	11	5.26	39
10	12	7.75	43
11	2	1.68	7
13	1	1.35	4
Total	132	27.01	468



Little Dent Run, Cameron County



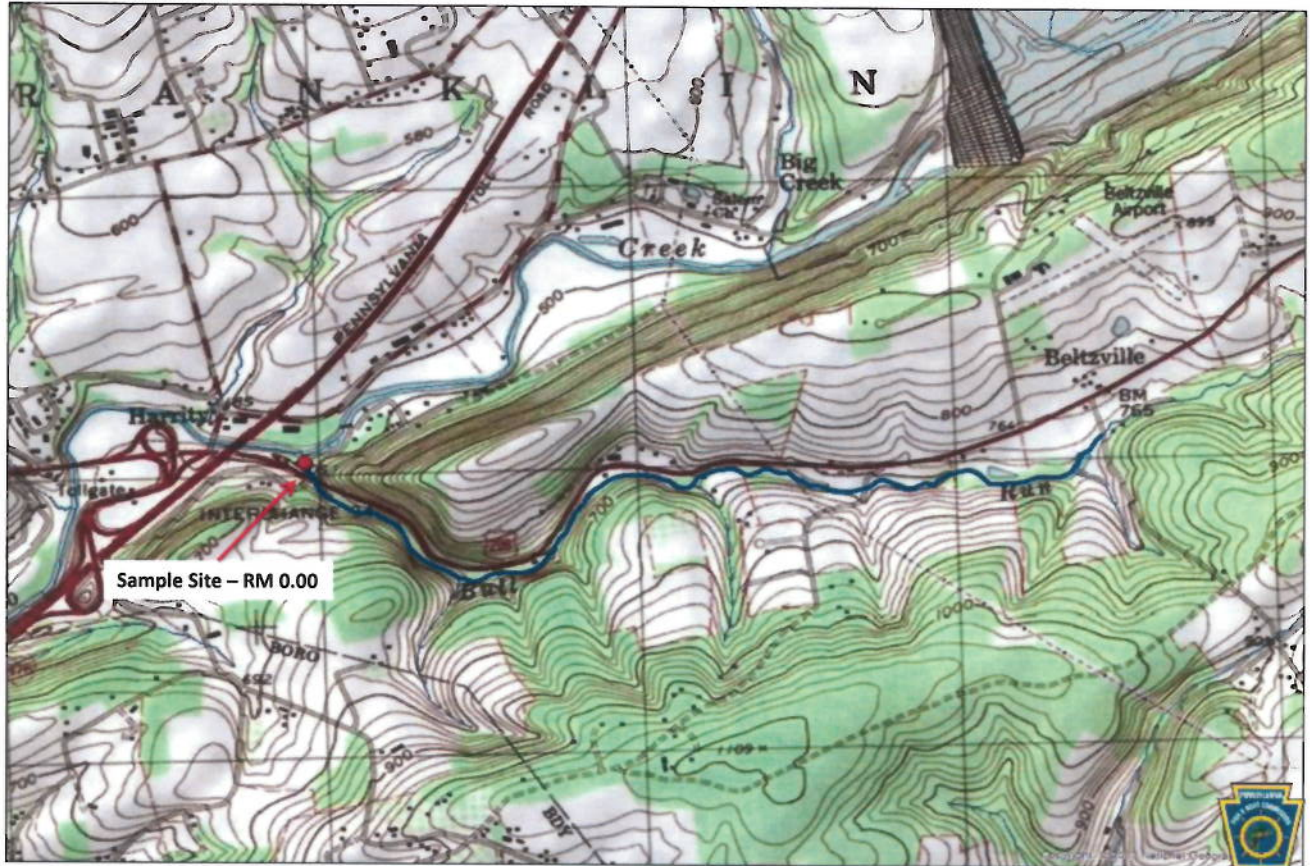
Little Dent Run, Cameron County

Brook Trout RM - 0.13
Site Length - 361 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	4	0.21	85
3	32	4.06	682
5	23	11.99	490
6	4	3.50	85
7	2	2.72	43
9	2	5.58	43
10	1	3.83	21
11	1	4.81	21
12	1	6.76	21
Total	70	43.46	1491



Bull Run, Carbon County

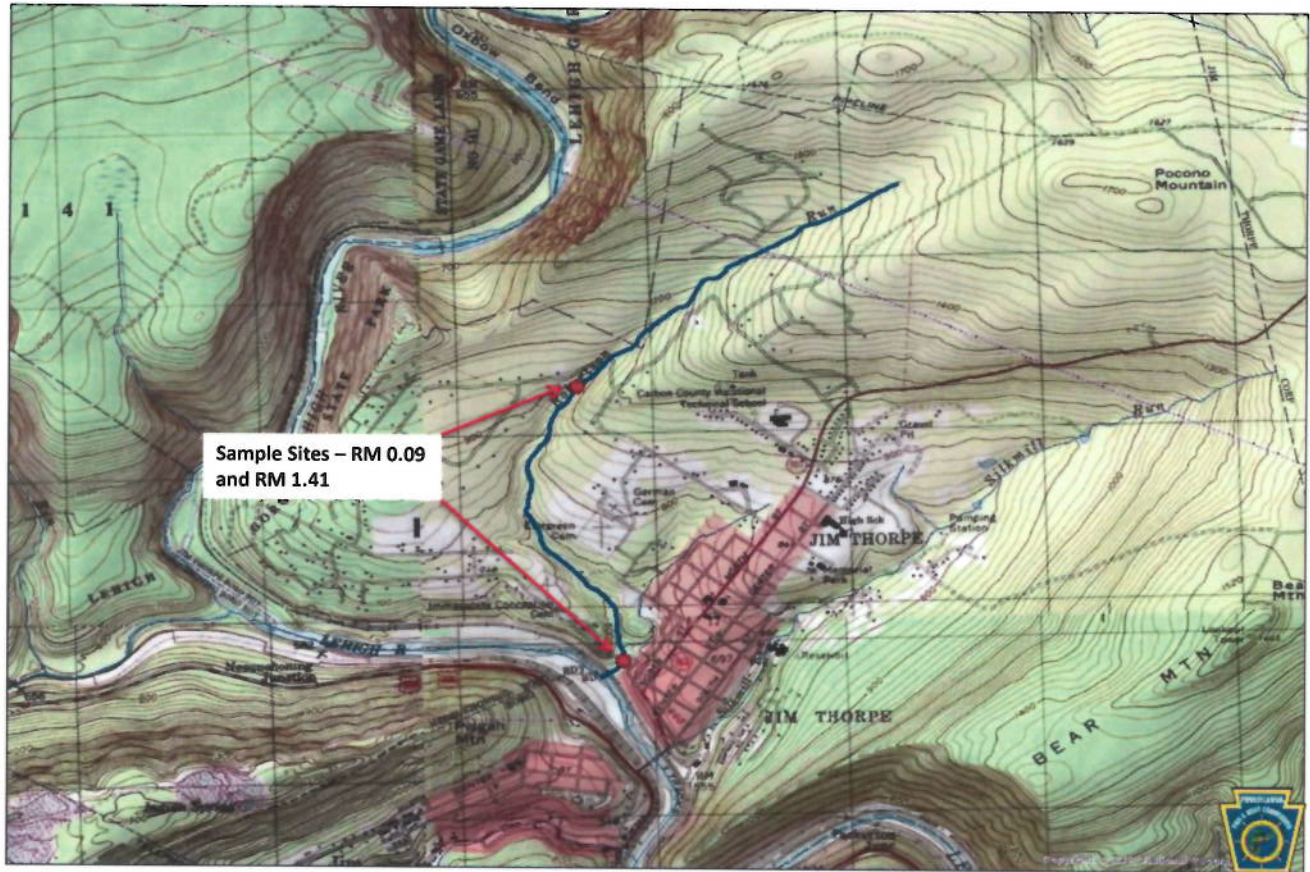


Bull Run, Carbon County

Brown Trout RM - 0.00
Site Length - 340 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
1	14	0.11	103
2	599	11.18	4404
3	83	3.89	610
4	16	1.69	118
5	67	12.94	493
6	35	11.29	257
7	14	6.92	103
8	21	14.99	154
9	10	9.92	74
10	4	5.36	29
11	2	3.48	15
12	1	2.23	7
Total	866	84.00	6367

Robertson Run, Carbon County



Robertson Run, Carbon County

Brook Trout RM – 0.09
Site Length – 335 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	385	7.24	2946
3	164	7.47	1255
5	13	2.43	99
6	31	9.75	237
7	26	12.71	199
8	22	15.58	168
9	4	4.01	31
10	1	1.37	8
Total	646	60.56	4943

Brown Trout RM – 0.09
Site Length – 335 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
3	5	0.24	38
4	1	0.11	8
7	1	0.51	8
Total	7	0.86	54



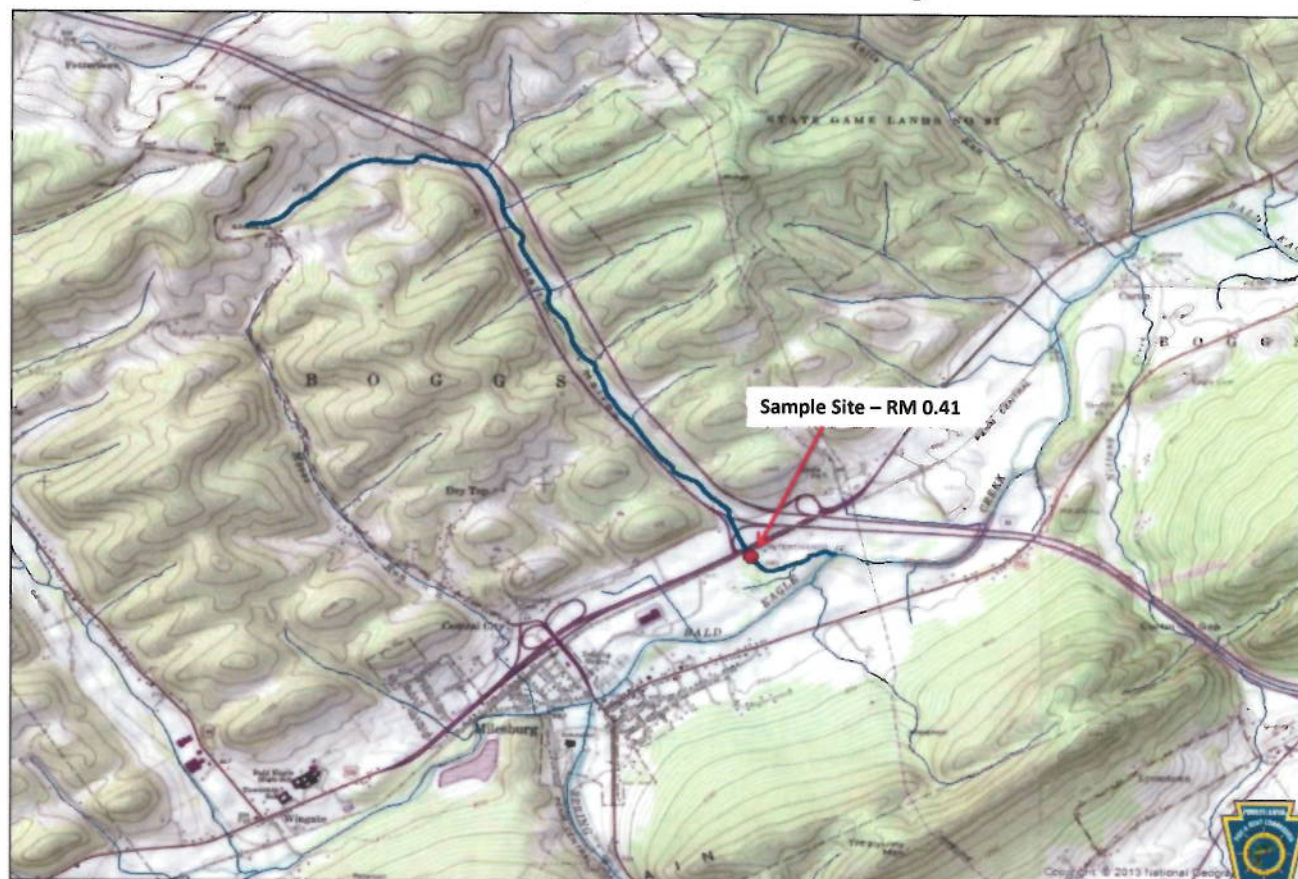
Robertson Run, Continued

Brook Trout RM – 1.41
Site Length – 300 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
1	26	0.32	310
2	272	7.96	3238
3	12	0.85	143
4	47	7.66	560
5	32	9.31	381
6	19	9.29	226
7	9	6.84	107
8	3	3.31	36
Total	420	45.54	5001



Holt Run, Centre County



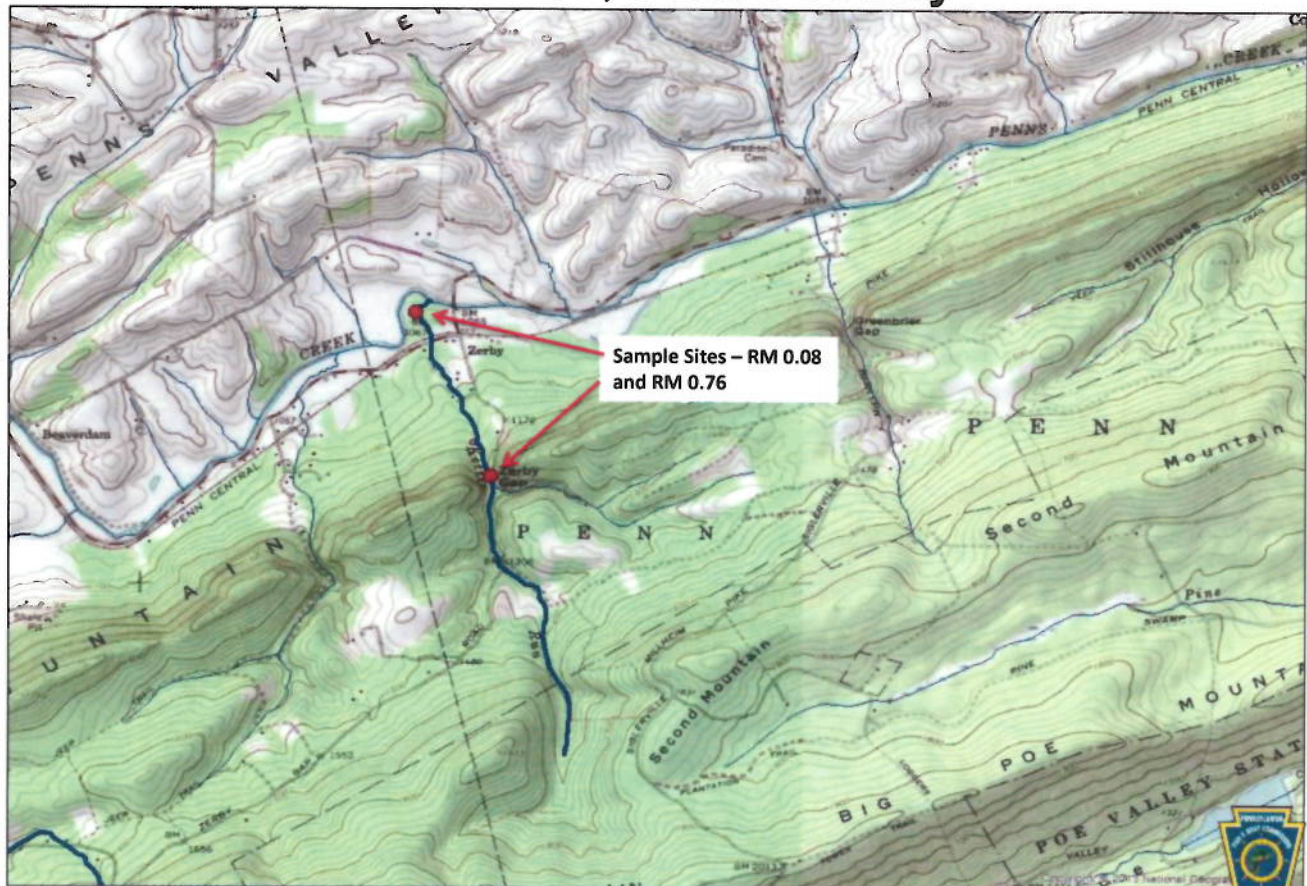
Holt Run, Centre County

Brown Trout RM – 0.41
Site Length – 630 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	6	0.15	60
3	16	1.01	159
4	2	0.28	20
5	6	1.56	60
6	13	5.66	129
7	10	6.66	99
8	10	9.63	99
9	1	1.34	10
10	1	1.81	10
11	1	2.35	10
12	1	3.01	10
14	1	4.69	10
15	1	5.73	10
Total	69	43.88	686



Kettle Run, Centre County



Kettle Run, Centre County

Brook Trout RM – 0.08
Site Length – 300 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
1	2	0.03	29
2	11	0.39	159
4	9	1.79	130
5	7	2.48	101
6	2	1.19	29
Total	31	5.88	448

Brown Trout RM – 0.08
Site Length – 300 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
1	8	0.12	116
2	56	2.06	812
3	8	0.74	116
4	28	5.82	406
5	8	3.05	116
6	2	1.27	29
7	2	1.95	29
8	2	2.81	29
10	3	7.93	43
14	1	6.85	14
Total	118	32.60	1710



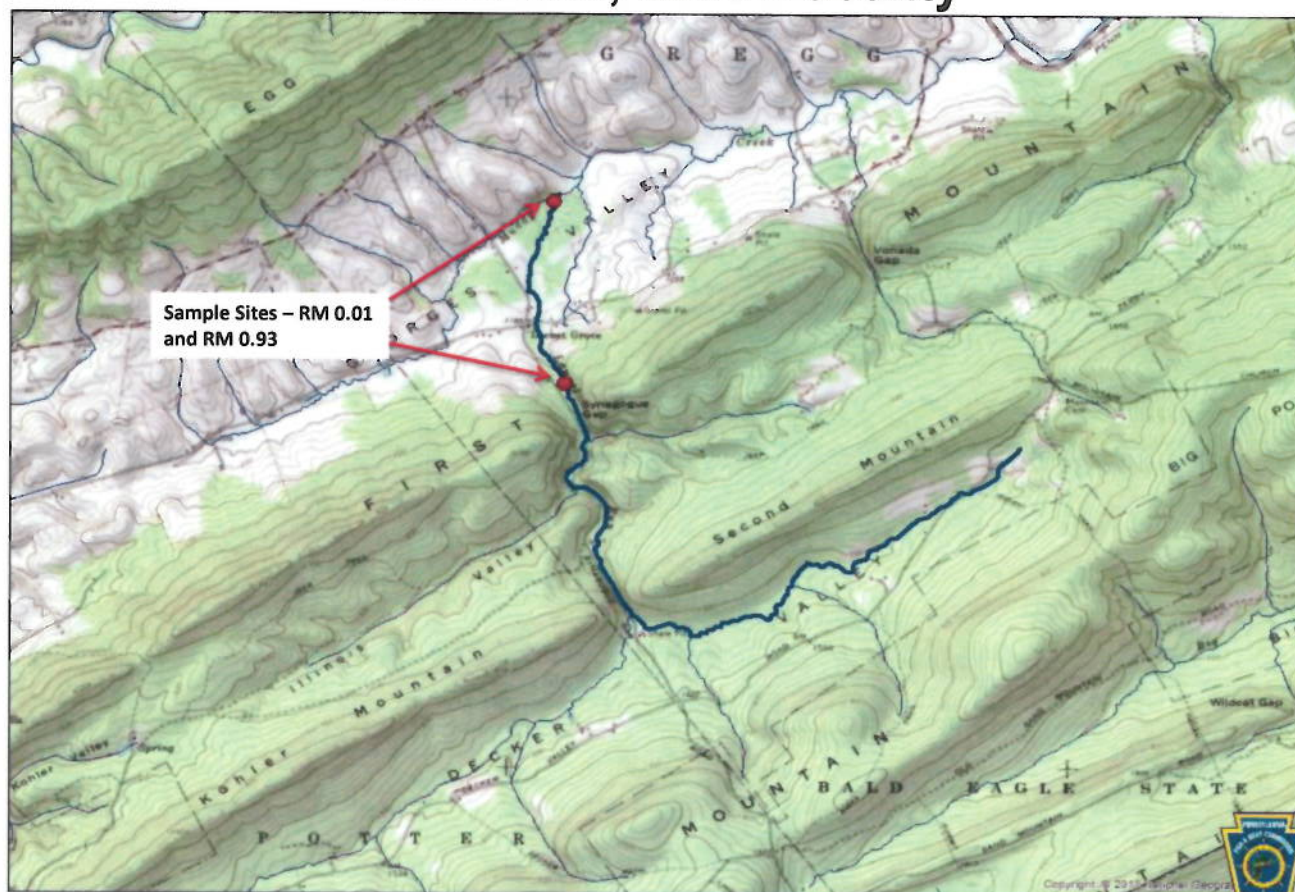
Kettle Run, Continued

Brook Trout RM – 0.76
Site Length – 115 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
1	18	1.36	1304
2	52	9.27	3768
3	9	3.88	652
4	45	44.65	3261
5	14	24.80	1014
6	5	14.89	362
7	1	4.63	72
Total	144	103.48	10433



Laurel Run, Centre County



Laurel Run, Centre County

Brook Trout RM - 0.01
Site Length - 305 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
7	1	0.49	8
8	1	0.71	8
Total	2	1.20	16

Brown Trout RM - 0.01
Site Length - 305 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	6	0.12	46
3	27	1.31	206
4	83	9.07	633
5	17	3.40	130
6	11	3.68	84
7	6	3.07	46
8	2	1.48	15
9	7	7.20	53
10	3	4.17	23
11	3	5.41	23
13	1	2.91	8
15	1	4.40	8
Total	167	46.22	1275



Laurel Run, Continued

Brook Trout RM – 0.93
Site Length – 310 meters

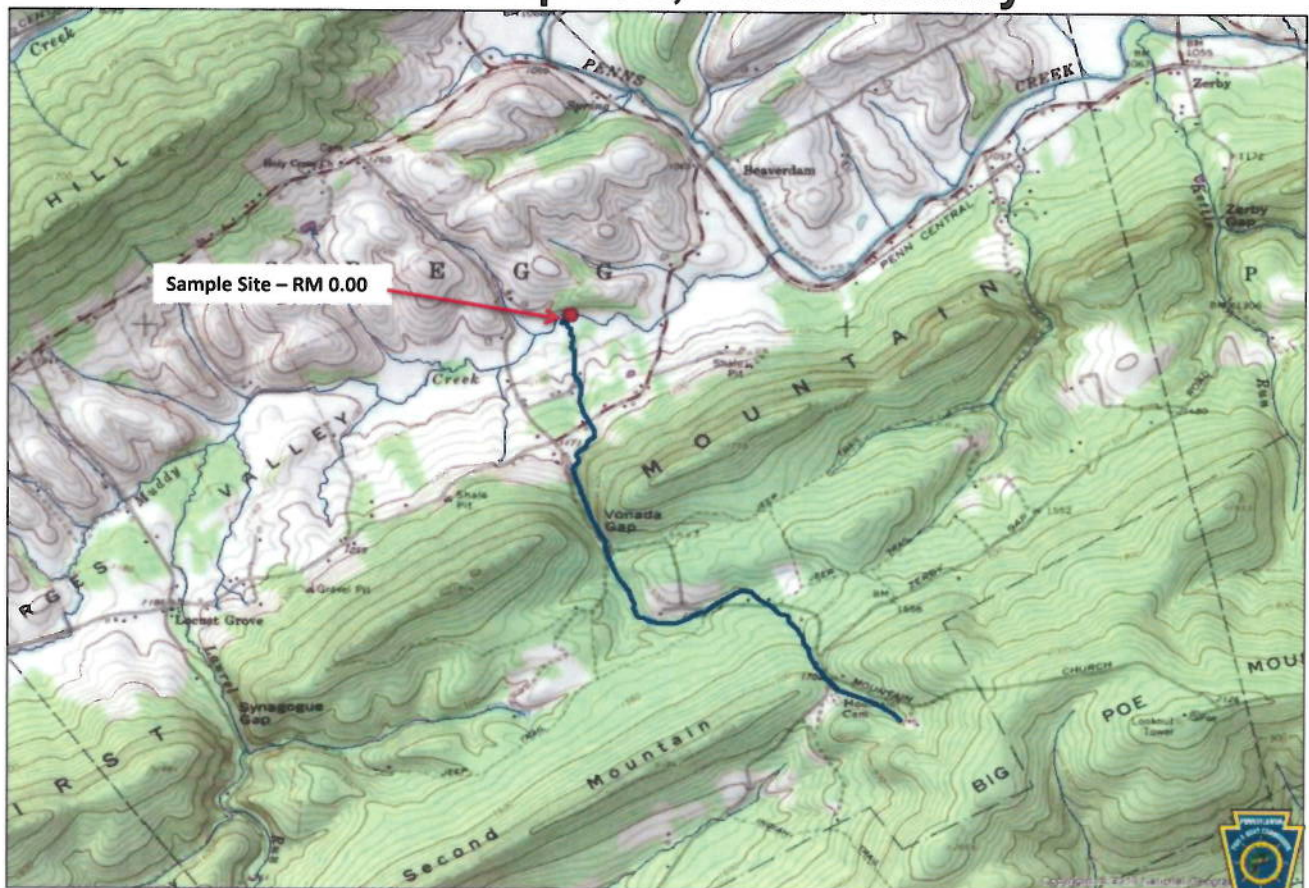
Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
4	6	0.58	42
5	1	0.17	7
7	1	0.45	7
8	2	1.30	14
Total	10	2.50	70

Brown Trout RM – 0.93
Site Length – 310 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
1	6	0.04	42
2	7	0.12	49
4	57	5.73	400
5	16	2.95	112
6	6	1.85	42
7	10	4.71	70
8	13	8.85	91
9	10	9.46	70
10	8	10.23	56
11	1	1.66	7
12	1	2.13	7
13	2	5.35	14
15	1	4.05	7
Total	138	57.13	967



Vonada Gap Run, Centre County



Vonada Gap Run, Centre County

Brook Trout RM – 0.00
Site Length – 260 meters

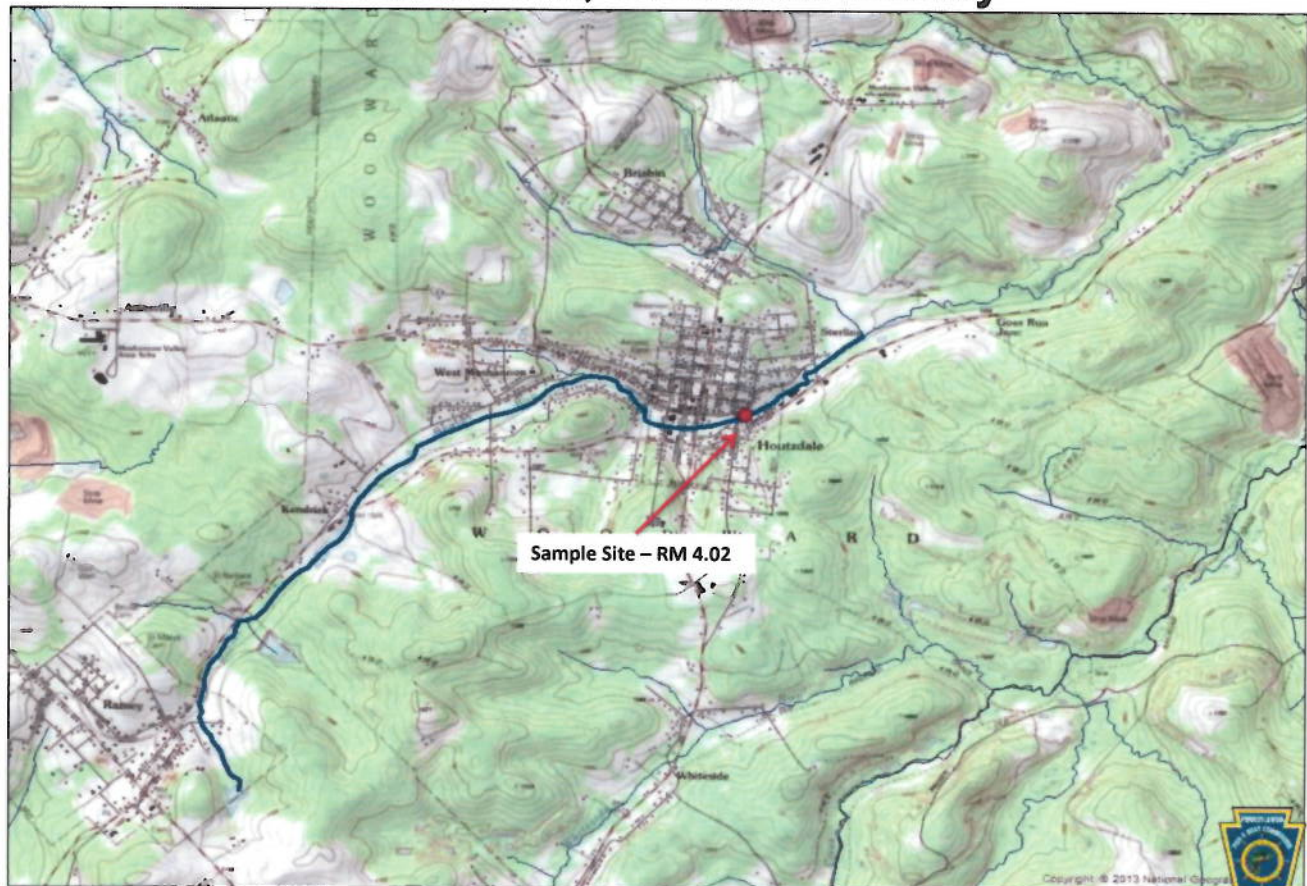
Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
4	3	1.32	96
5	5	3.92	160
6	5	6.59	160
Total	13	11.83	416

Brown Trout RM – 0.00
Site Length – 260 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
1	15	0.51	481
2	90	7.32	2885
3	2	0.41	64
4	18	8.27	577
5	10	8.42	321
6	2	2.81	64
7	4	8.61	128
8	2	6.22	64
Total	143	42.57	4584



Beaver Run, Clearfield County



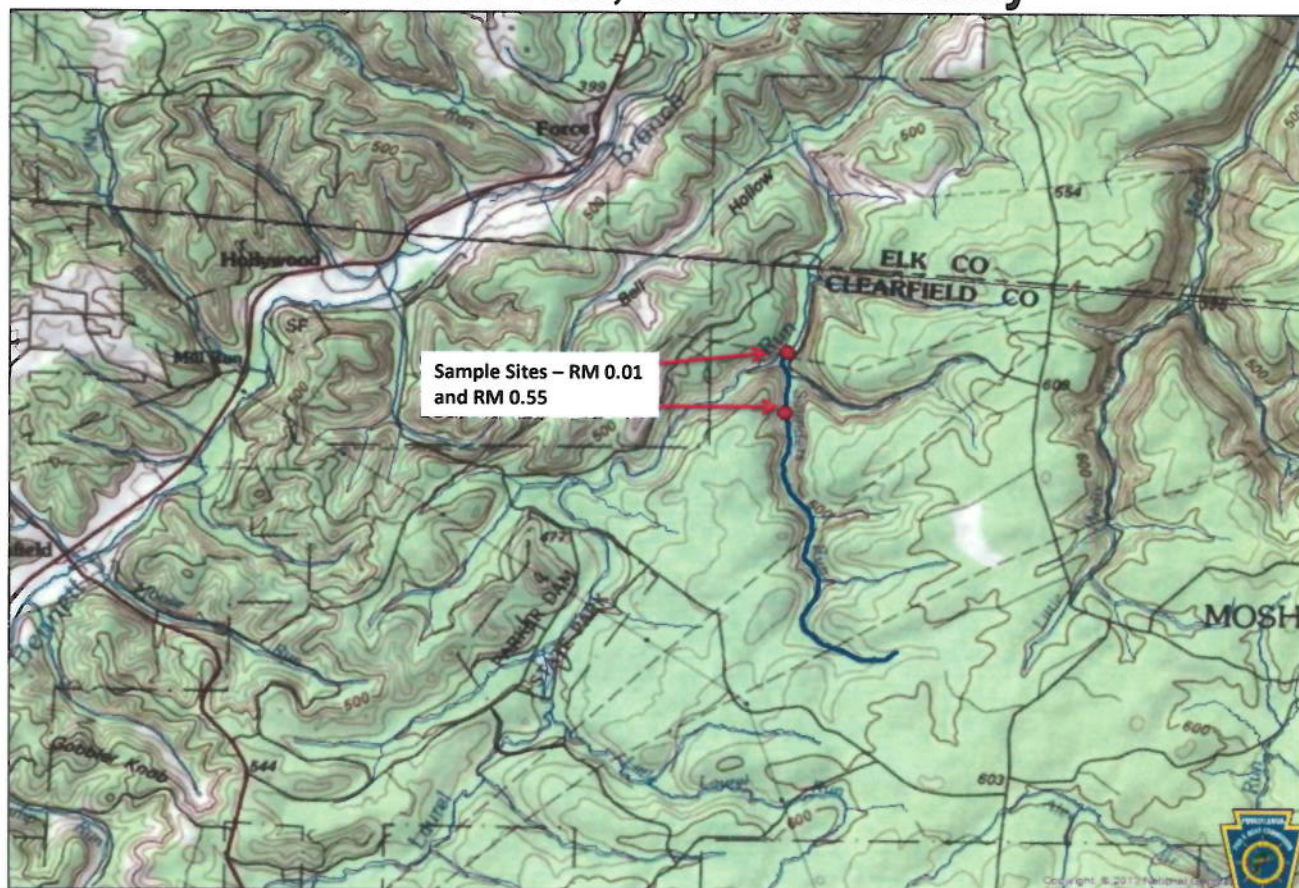
Beaver Run, Clearfield County

Brown Trout RM – 4.02
Site Length – 744 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	20	0.28	109
3	53	1.84	288
4	9	0.70	49
5	31	4.43	169
6	14	3.34	76
7	19	6.94	103
8	22	11.62	120
9	24	17.62	131
10	12	11.90	65
11	4	5.15	22
12	1	1.65	5
13	1	2.08	5
15	2	6.29	11
17	1	4.70	5
Total	213	78.54	1158



Saunders Run, Clearfield County



Saunders Run, Centre County

Brook Trout RM – 0.01
Site Length – 304 meters

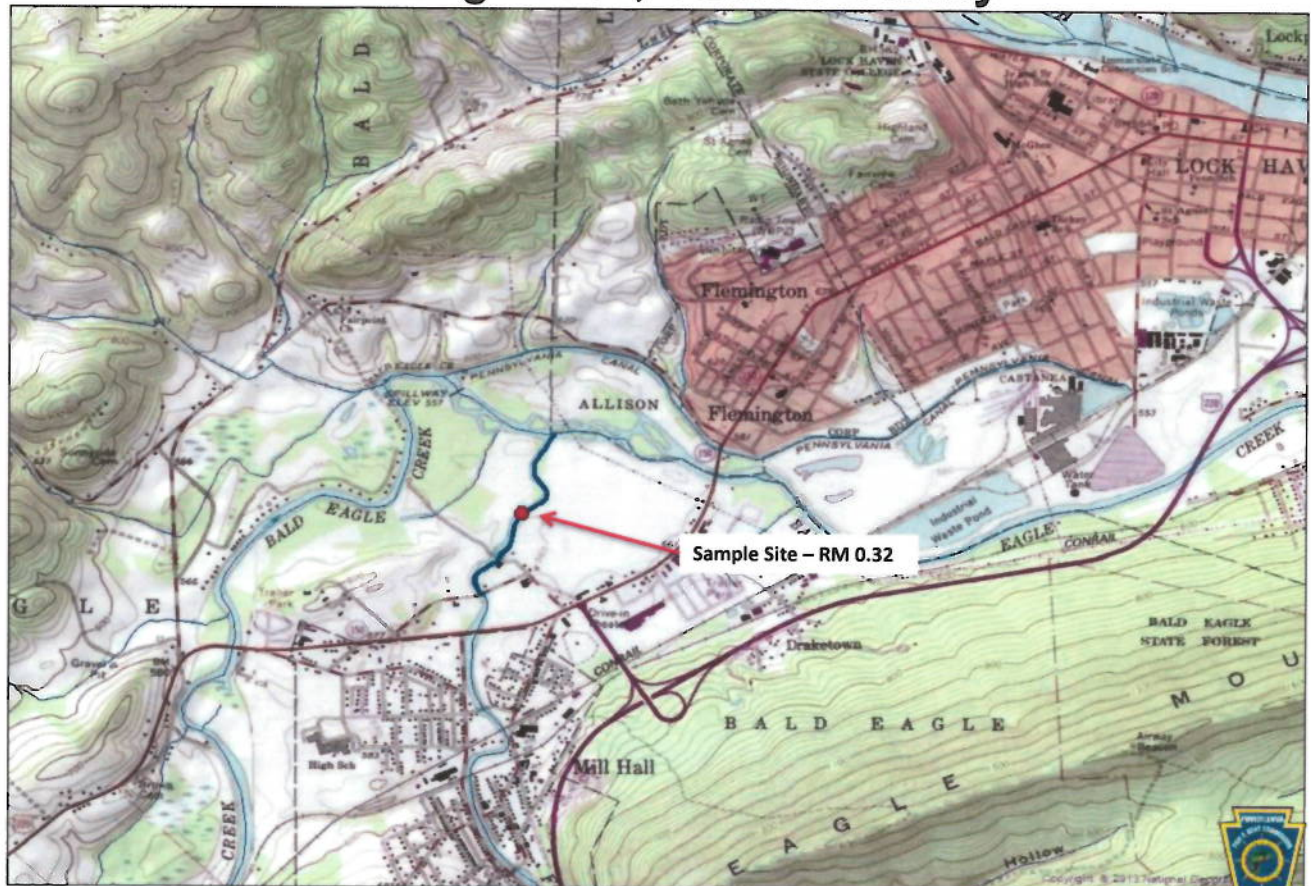
Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	111	2.99	1217
3	137	8.94	1502
4	60	9.01	658
5	42	11.26	461
6	11	4.96	121
7	3	2.10	33
8	2	2.03	22
9	2	2.87	22
Total	368	44.16	4036

Brook Trout RM – 0.55
Site Length – 235 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	59	2.47	1003
3	59	5.97	1003
4	37	8.62	629
5	27	11.22	459
6	5	3.49	85
7	3	3.26	51
8	3	4.72	51
9	2	4.45	34
10	2	6.10	34
11	1	3.84	17
Total	198	54.14	3366



Fishing Creek, Clinton County



Fishing Creek, Clinton County

Brown Trout RM – 0.32
Site Length – 325 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
3	7	0.07	10
4	170	3.61	251
5	69	2.68	102
6	3	0.19	4
8	8	1.15	12
9	8	1.60	12
10	14	3.77	21
11	9	3.15	13
12	4	1.79	6
13	3	1.69	4
14	3	2.10	4
15	7	5.98	10
16	20	20.58	30
17	6	7.66	9
18	13	20.32	19
19	8	14.35	12
20	3	6.09	4
21	3	8.33	4
22	4	11.83	6
Total	362	116.94	533

Brook Trout RM – 0.32
Site Length – 325 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
10	1	0.27	1
Total	1	0.27	1

Rainbow Trout RM – 0.32
Site Length – 325 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
8	1	0.15	1
9	1	0.24	1
12	1	0.46	1
Total	3	0.82	3



UNT To Marsh Creek (RM 0.56), Crawford County



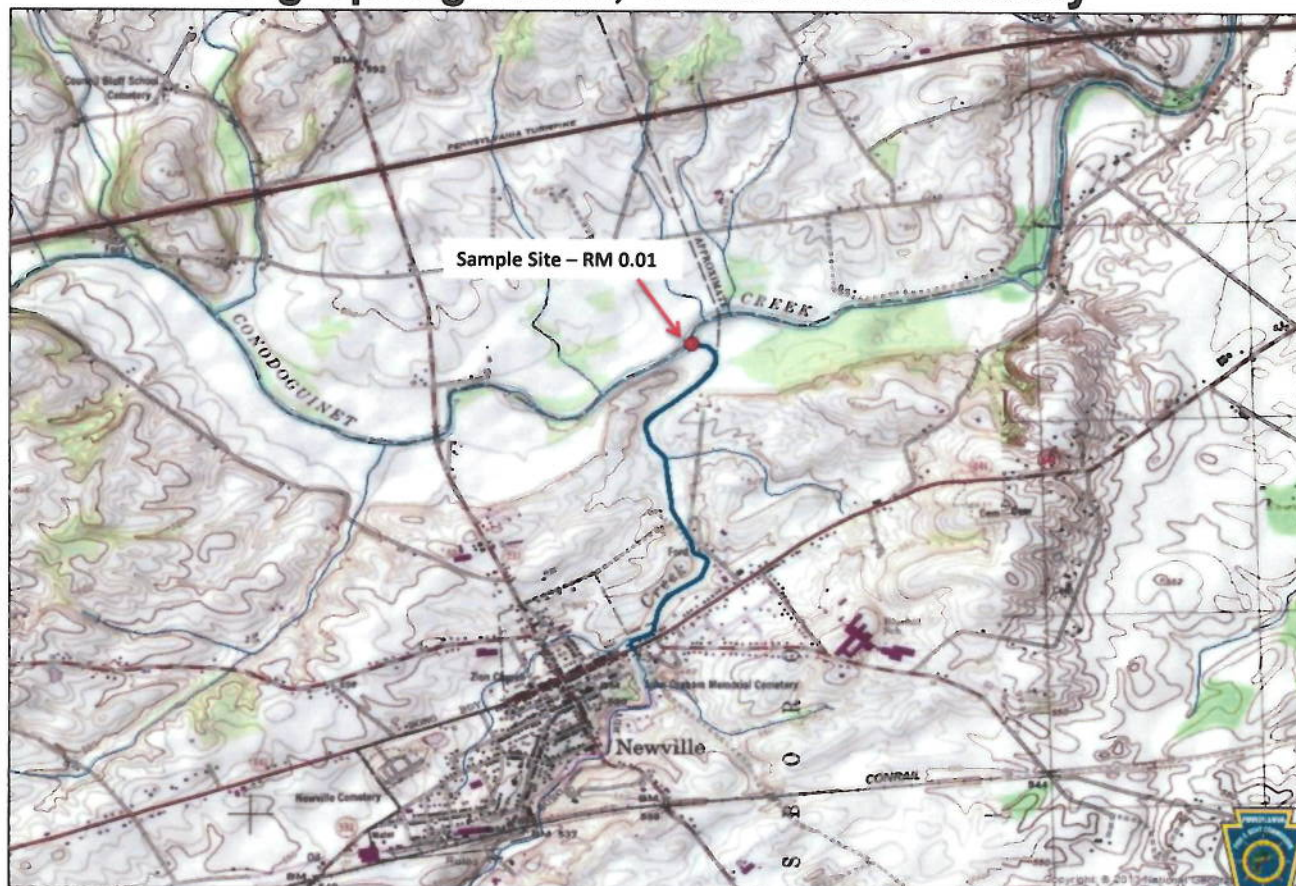
UNT To Marsh Creek (RM 0.56), Crawford County

Brook Trout RM – 0.71
Site Length – 510 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
1	85	0.64	617
2	252	4.50	1830
3	1	0.04	7
4	24	2.39	174
5	56	9.94	407
6	29	8.65	211
7	18	8.35	131
8	2	1.34	15
9	2	1.90	15
10	1	1.30	7
Total	470	39.05	3414



Big Spring Creek, Cumberland County



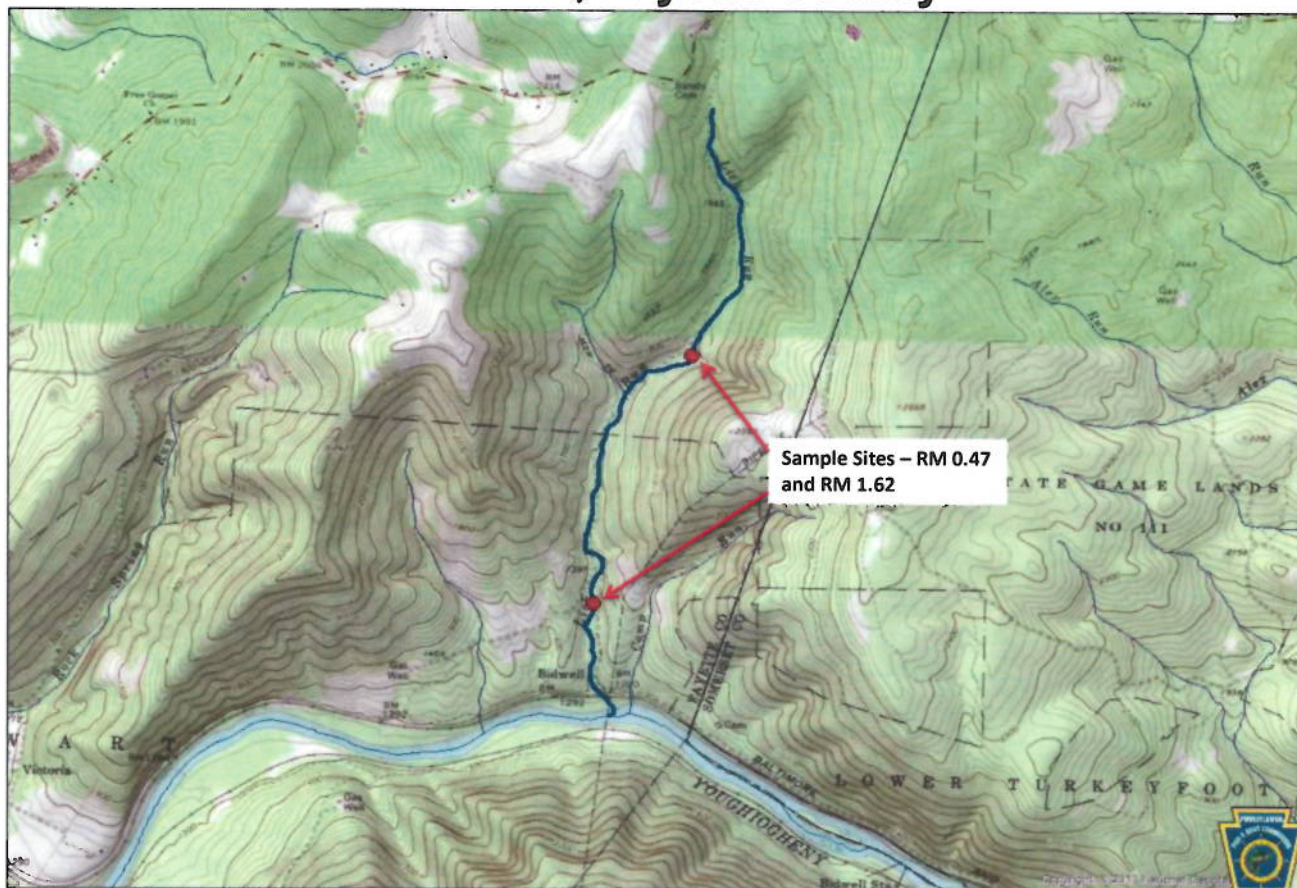
Big Spring Creek, Cumberland County

Brook Trout RM – 0.01
Site Length – 294 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
3	6	0.10	16
4	13	0.51	35
5	4	0.28	11
7	3	0.55	8
8	14	3.68	38
9	11	4.02	30
10	6	2.96	16
11	3	1.92	8
13	2	2.07	5
14	2	2.56	5
15	3	4.70	8
16	2	3.77	5
18	1	3.29	3
21	1	5.08	3
22	2	10.84	5
23	1	6.53	3
Total	74	52.86	199



Lick Run, Fayette County



Lick Run, Fayette County

Brook Trout RM – 0.47
Site Length – 215 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	59	2.04	831
3	12	1.01	169
4	11	2.12	155
5	19	6.54	268
6	3	1.74	42
7	8	7.20	113
8	1	1.30	14
9	3	5.53	42
10	1	2.53	14
Total	117	30.01	1648

Brown Trout RM – 0.47
Site Length – 215 meters

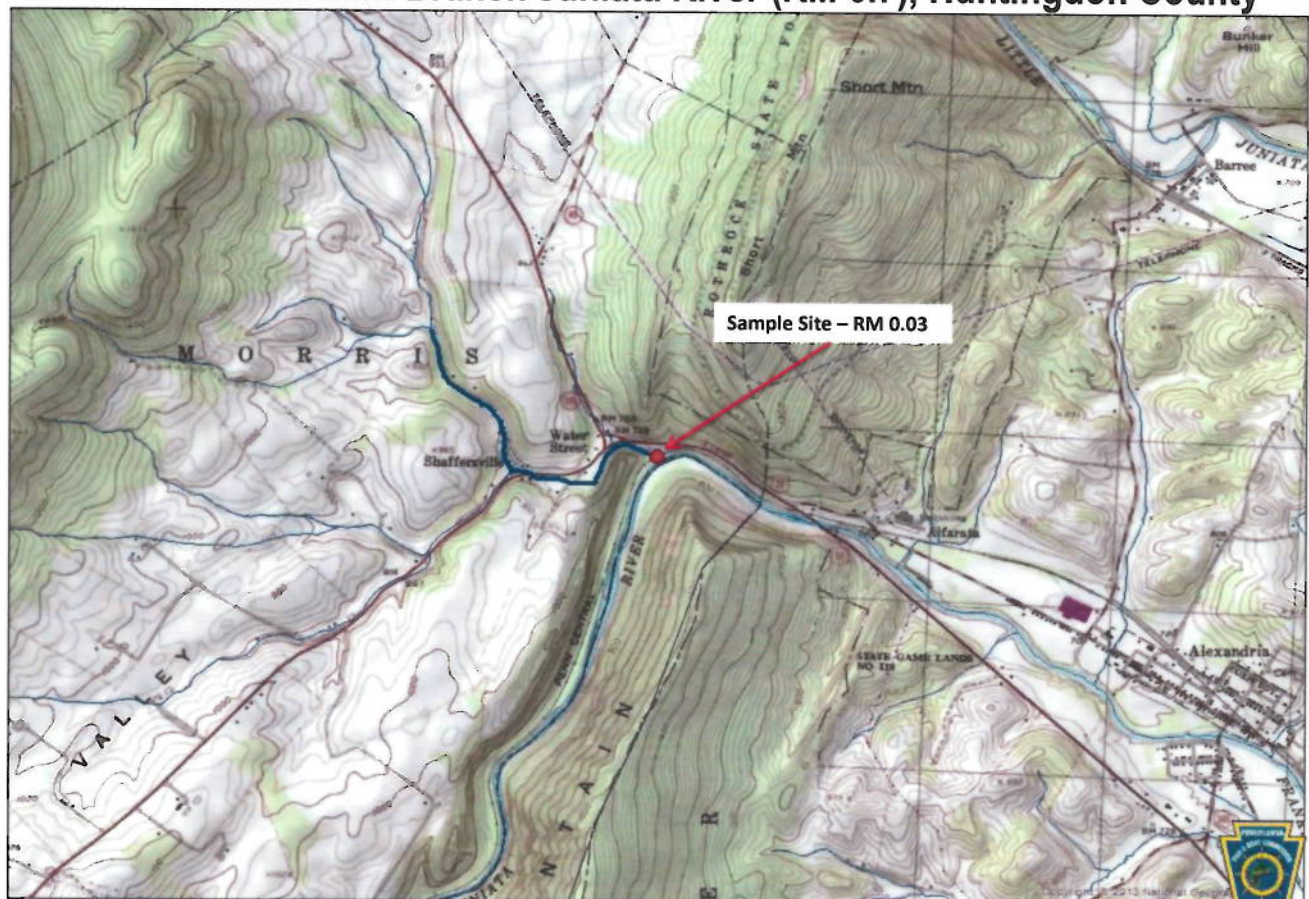
Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
3	5	0.45	70
Total	5	0.45	70

Brook Trout RM – 1.62
Site Length – 234 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	119	4.31	1753
3	3	0.26	44
4	45	9.08	663
5	16	5.76	236
6	6	3.63	88
7	10	9.41	147
8	1	1.36	15
Total	200	33.81	2946



UNT To Frankstown Branch Juniata River (RM 6.7), Huntingdon County



UNT To Frankstown Branch Juniata River (RM 6.7), Huntingdon County

Brown Trout RM – 0.03
Site Length – 356 meters

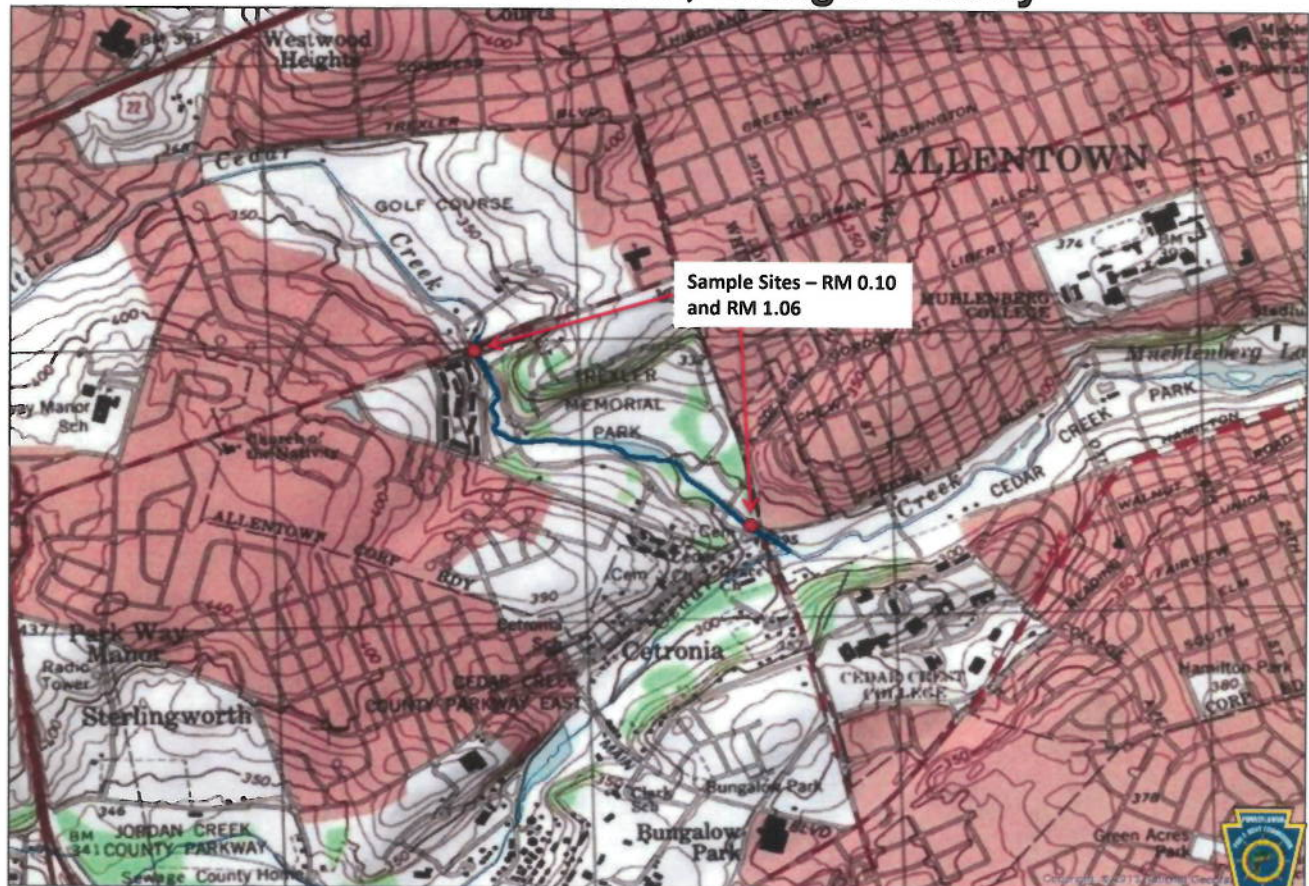
Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	59	1.36	534
3	430	24.83	3895
4	29	3.77	263
5	5	1.19	45
6	25	9.93	226
7	29	17.65	263
8	40	35.18	362
9	18	22.00	163
10	10	16.51	91
11	11	23.59	100
12	9	24.73	82
13	2	6.92	18
14	1	4.28	9
15	1	5.23	9
Total	669	197.17	6060

Rainbow Trout RM – 0.03
Site Length – 356 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
5	1	0.24	9
Total	1	0.24	9



Little Cedar Creek, Lehigh County



Little Cedar Creek, Lehigh County

Brown Trout RM – 0.10
Site Length – 305 meters

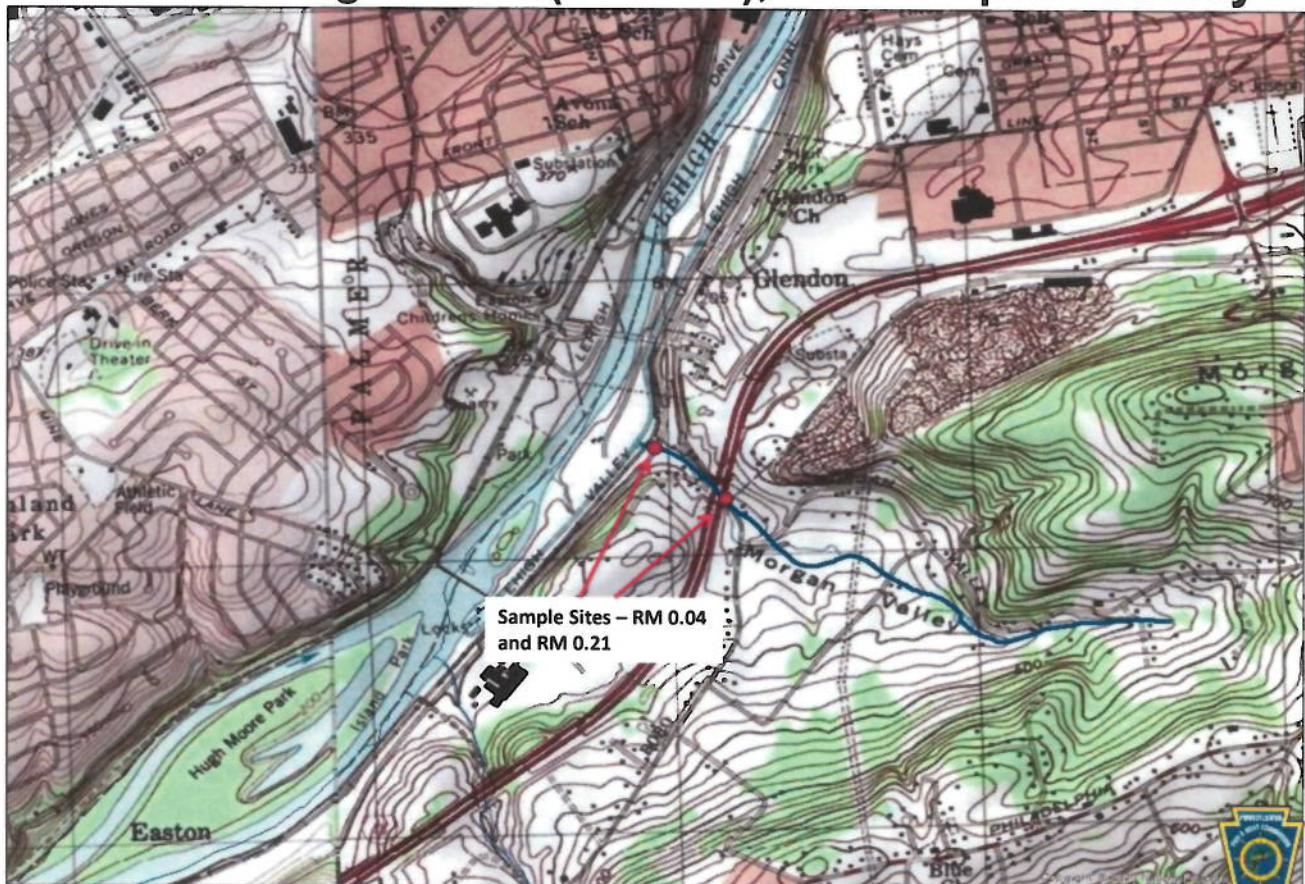
Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	53	0.77	305
3	478	17.52	2749
4	14	1.15	81
5	7	1.06	40
6	63	15.89	362
7	88	34.00	506
8	27	15.07	155
9	10	7.76	58
10	7	7.34	40
Total	747	100.56	4296

Brown Trout RM – 1.06
Site Length – 70 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	6	0.40	156
3	13	2.15	338
7	5	8.72	130
9	2	7.01	52
11	1	6.15	26
12	1	7.88	26
14	1	12.28	26
Total	29	44.59	754



UNT To Lehigh Canal (RM 2.18), Northampton County



UNT To Lehigh Canal (RM 2.18), Northampton County

Brown Trout RM – 0.04
Site Length – 260 meters

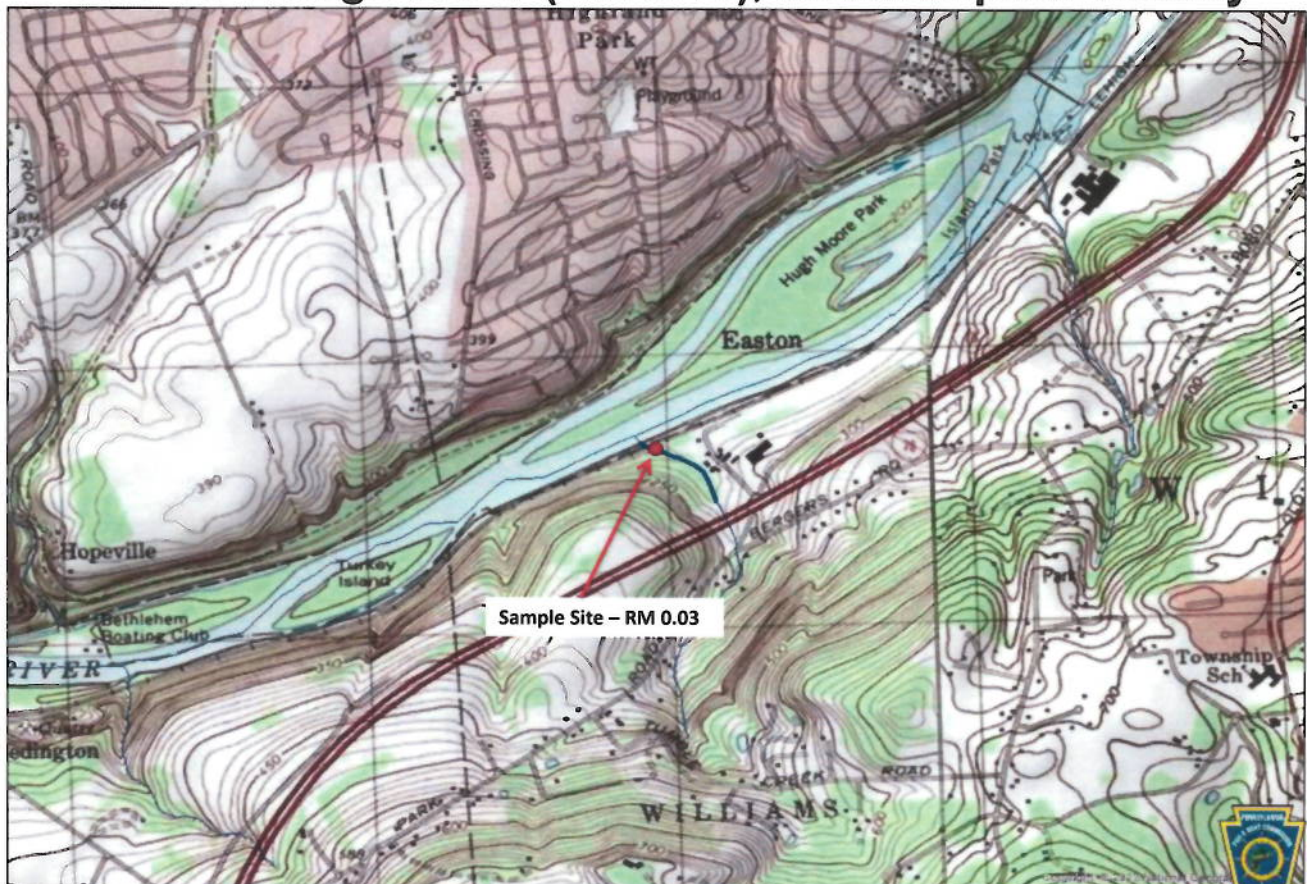
Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	190	6.63	2610
3	153	13.40	2102
4	3	0.59	41
5	1	0.36	14
6	5	3.01	69
7	3	2.77	41
8	1	1.33	14
Total	356	28.09	4891

Brown Trout RM – 0.21
Site Length – 300 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
1	3	0.04	40
2	219	7.41	2920
3	72	6.12	960
5	14	4.90	187
6	26	15.21	347
7	12	10.75	160
8	4	5.18	53
9	9	16.19	120
10	5	12.15	67
Total	364	77.95	4854



UNT To Lehigh River (RM 3.45), Northampton County



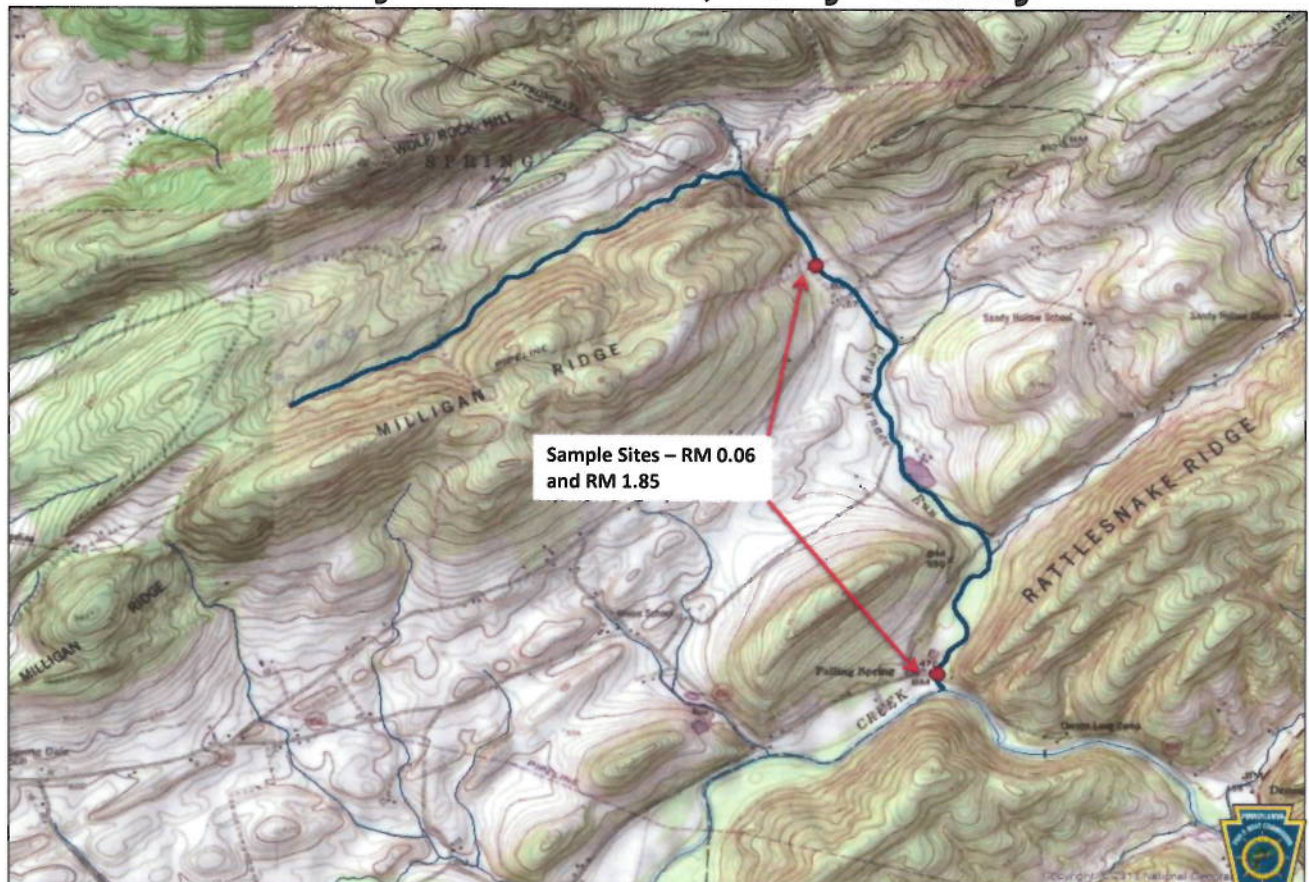
UNT To Lehigh River (RM 3.45), Northampton County

Brown Trout RM – 0.03
Site Length – 371 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	270	6.37	2509
3	101	5.98	939
5	1	0.24	9
6	14	5.71	130
7	12	7.49	112
8	8	7.22	74
9	7	8.78	65
10	8	13.55	74
11	3	6.60	28
12	5	14.10	46
13	1	3.55	9
Total	430	79.60	3995



Perry Furnace Run, Perry County



Perry Furnace Run, Perry County

Brown Trout RM – 0.04
Site Length – 343 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
1	81	0.54	513
2	1259	20.26	7978
3	164	6.62	1039
4	8	0.73	51
5	50	8.32	317
6	91	25.26	577
7	64	27.25	406
8	14	8.61	89
9	6	5.13	38
10	14	16.17	89
11	10	15.00	63
12	2	3.84	13
14	1	3.00	6
15	2	7.32	13
16	2	8.81	13
17	1	5.47	6
Total	1769	162.36	11211



Perry Furnace Run, Continued

Brown Trout RM – 1.85
Site Length – 300 meters

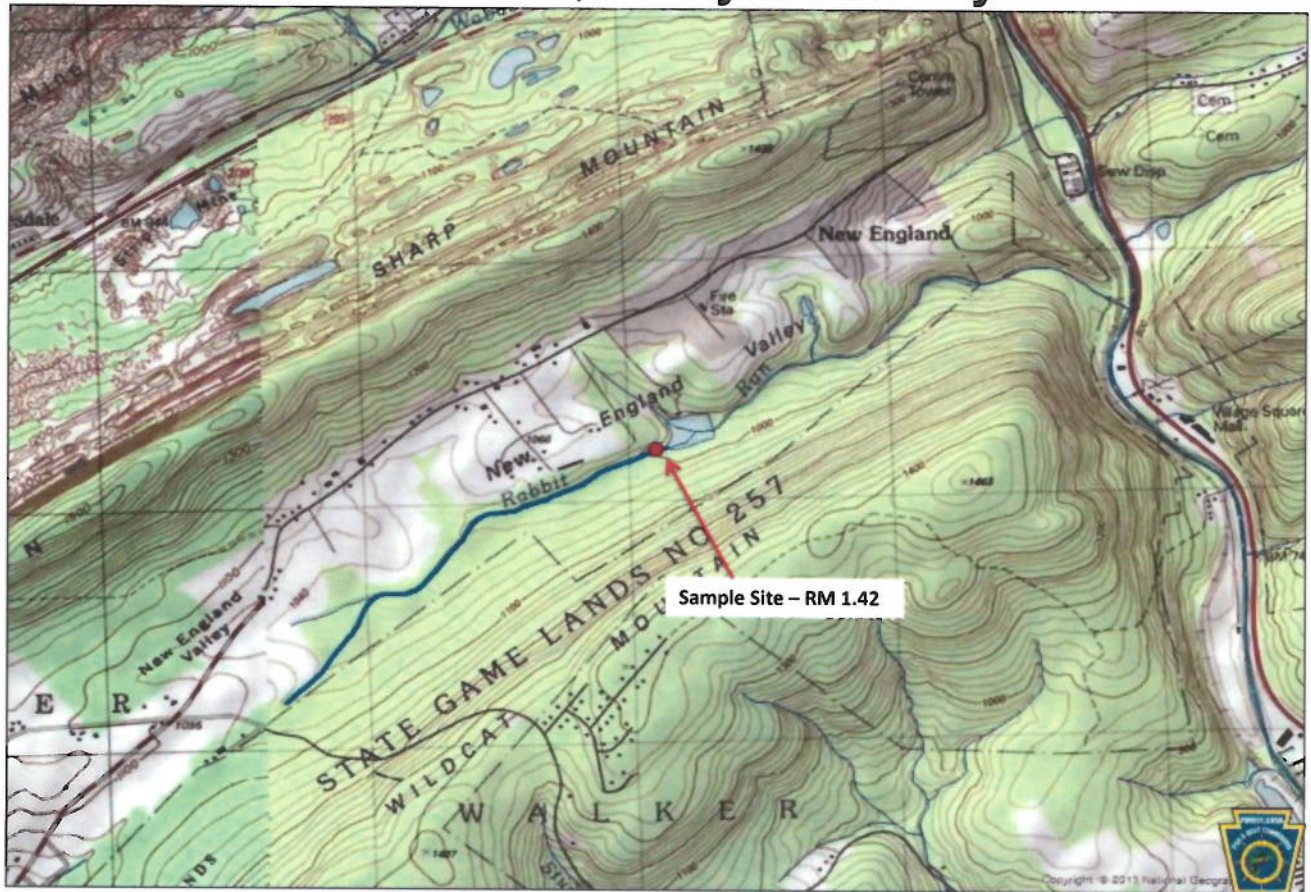
Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
1	77	0.84	802
2	543	14.36	5656
3	51	3.39	531
4	77	11.50	802
5	81	22.16	844
6	16	7.31	167
7	9	6.30	94
8	8	8.09	83
9	2	2.81	21
10	3	5.70	31
11	3	7.40	21
12	1	3.16	10
13	1	3.98	10
14	1	4.93	10
15	1	6.02	10
Total	874	107.95	9102

Brook Trout RM – 1.85
Site Length – 300 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	22	0.56	229
4	8	1.14	83
5	2	0.51	21
6	2	0.86	21
Total	34	3.07	354



Rabbit Run, Schuylkill County



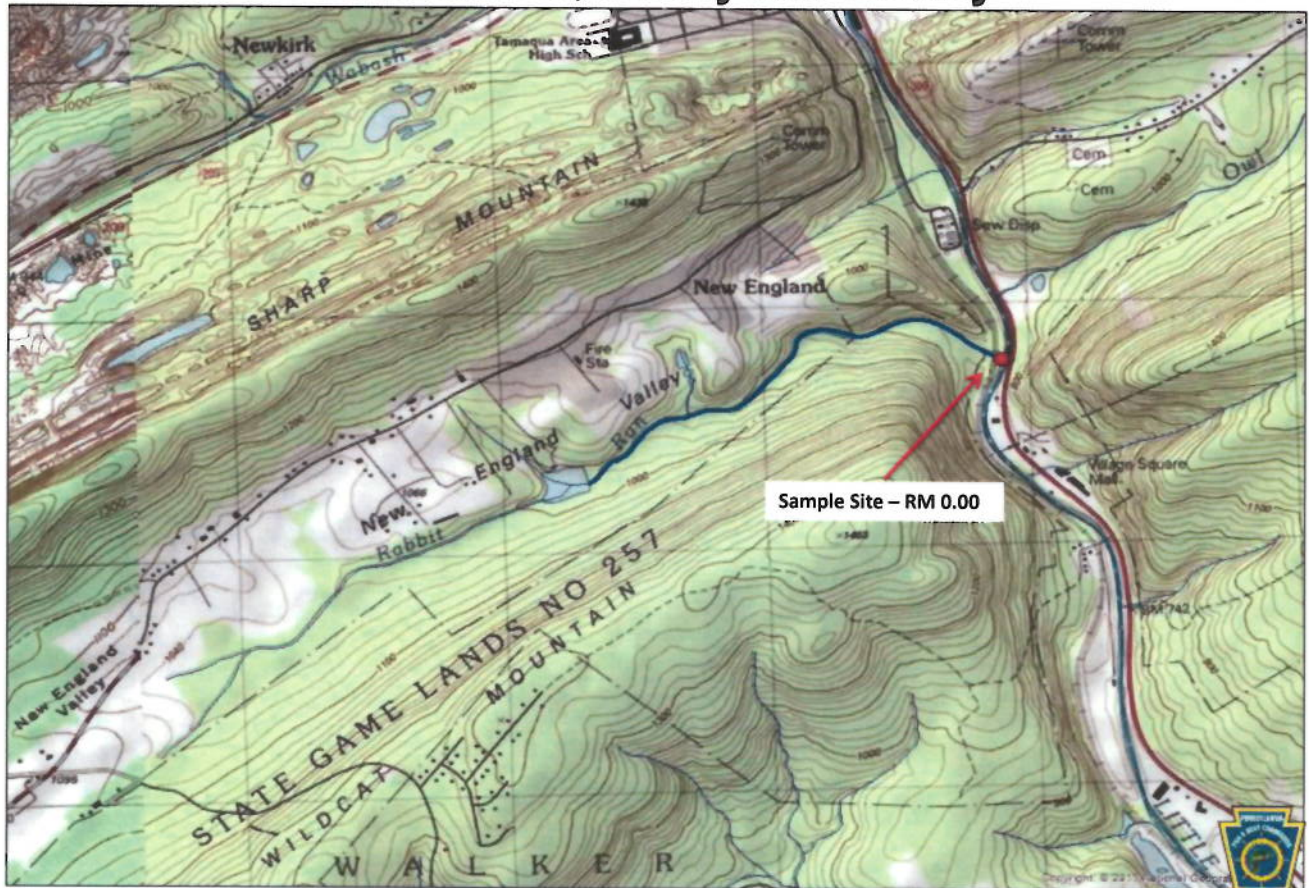
Rabbit Run, Schuylkill County

Brook Trout RM - 1.42
Site Length - 142 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	91	3.85	1565
3	77	7.92	1330
4	5	1.18	86
5	19	8.07	330
6	16	11.41	278
7	3	3.69	58
Total	211	36.13	3647



Rabbit Run, Schuylkill County



Rabbit Run, Schuylkill County

Brook Trout RM - 0.00
Site Length - 231 meters

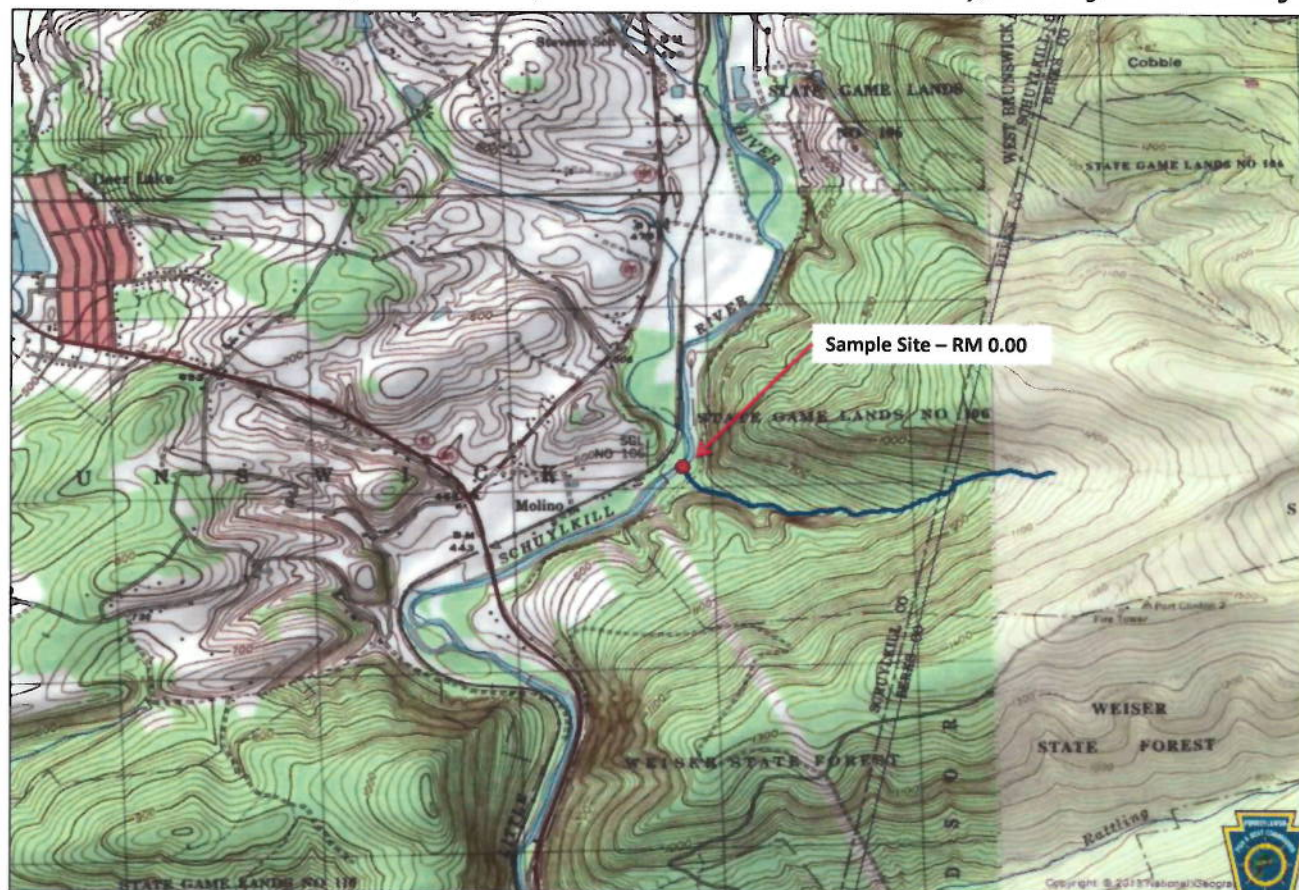
Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	59	1.85	753
3	22	1.66	278
5	7	2.27	93
6	8	4.19	102
7	3	2.10	33
8	8	8.95	97
9	5	7.73	59
10	1	2.95	16
11	1	3.70	16
Total	114	35.40	1447

Brown Trout RM - 0.00
Site Length - 231 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
3	12	0.99	156
4	13	2.39	166
Total	25	3.38	322



UNT To Little Schuylkill River (RM 3.2 SGL Above SR 61), Schuylkill County



UNT To Little Schuylkill River (RM 3.2 SGL Above SR 61), Schuylkill County

Brook Trout RM - 0.00
Site Length - 218 meters

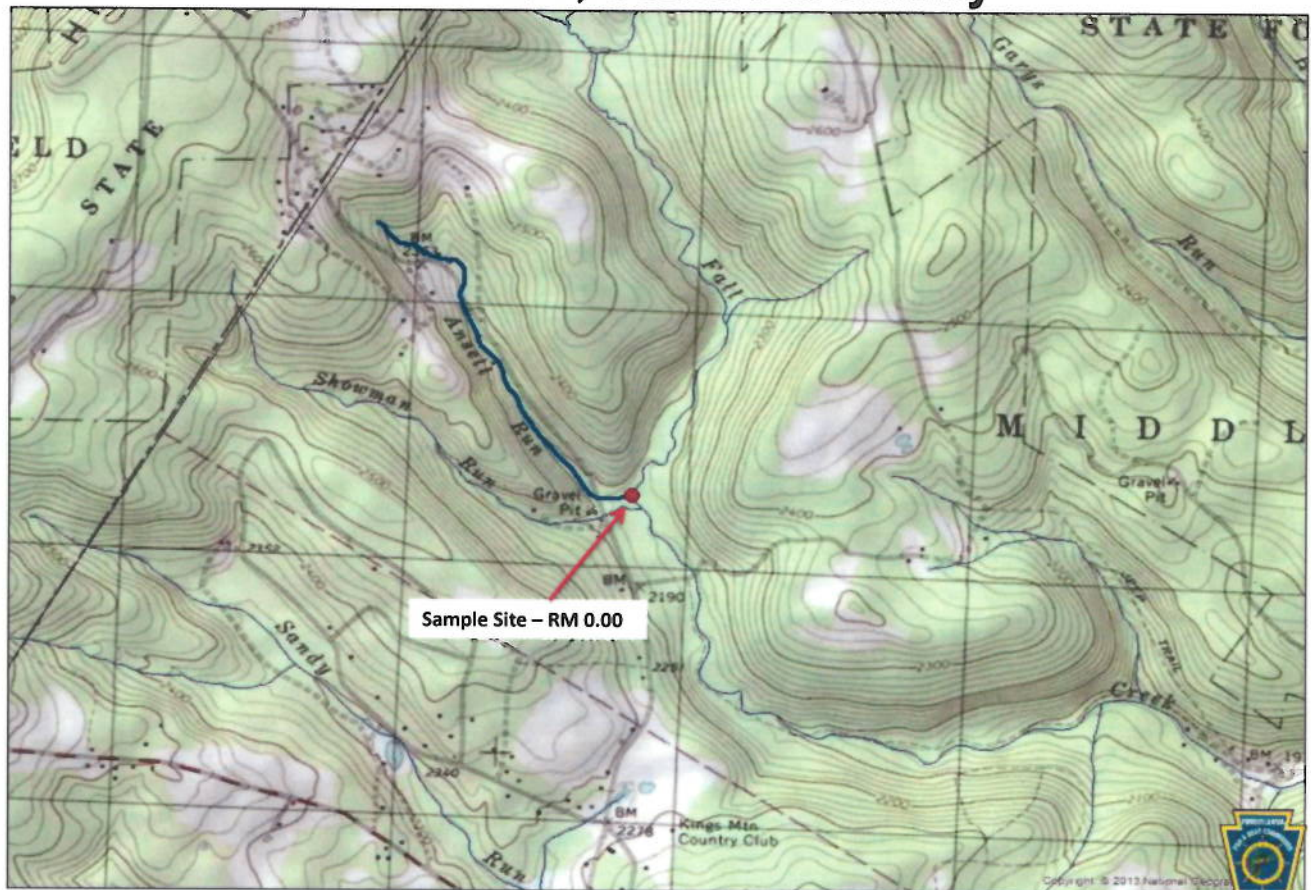
Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	169	9.51	3867
3	35	4.76	799
4	97	30.44	2223
5	110	61.67	2523
6	54	50.56	1231
7	24	34.66	543
8	16	33.47	362
9	6	19.10	146
Total	511	244.19	11694

Brown Trout RM - 0.00
Site Length - 218 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
3	2	0.31	49
Total	2	0.31	49



Ansell Run, Somerset County

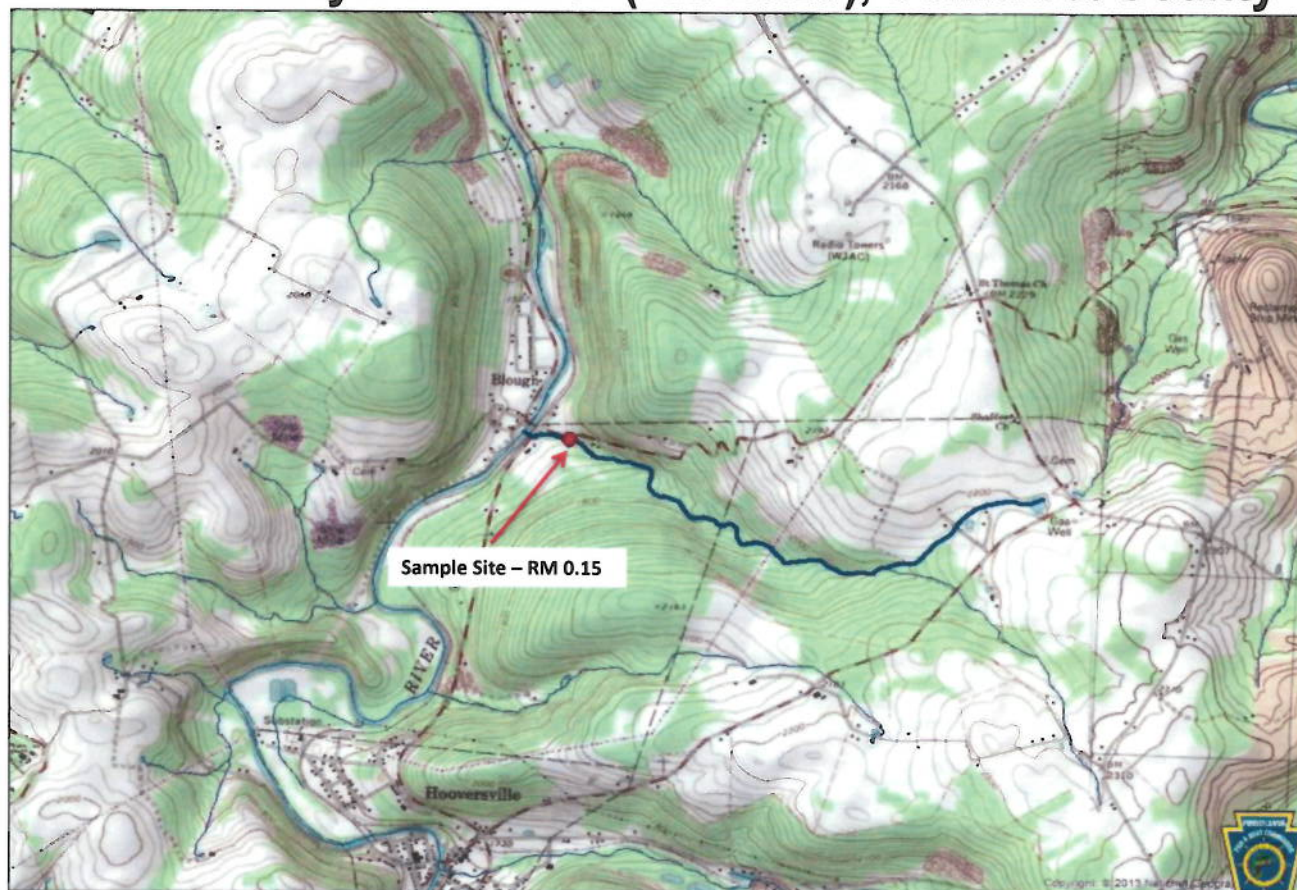


Ansell Run, Somerset County

Brook Trout RM - 0.00
Site Length - 187 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
1	1	0.04	38
2	135	12.67	5153
3	32	7.27	1221
4	6	3.14	226
5	2	1.87	76
6	1	1.57	38
8	1	3.53	38
Total	178	30.09	6793

UNT To Stonycreek River (RM 20.29), Somerset County



UNT To Stonycreek River (RM 0.15), Somerset County

Brook Trout RM – 0.15
Site Length – 336 meters

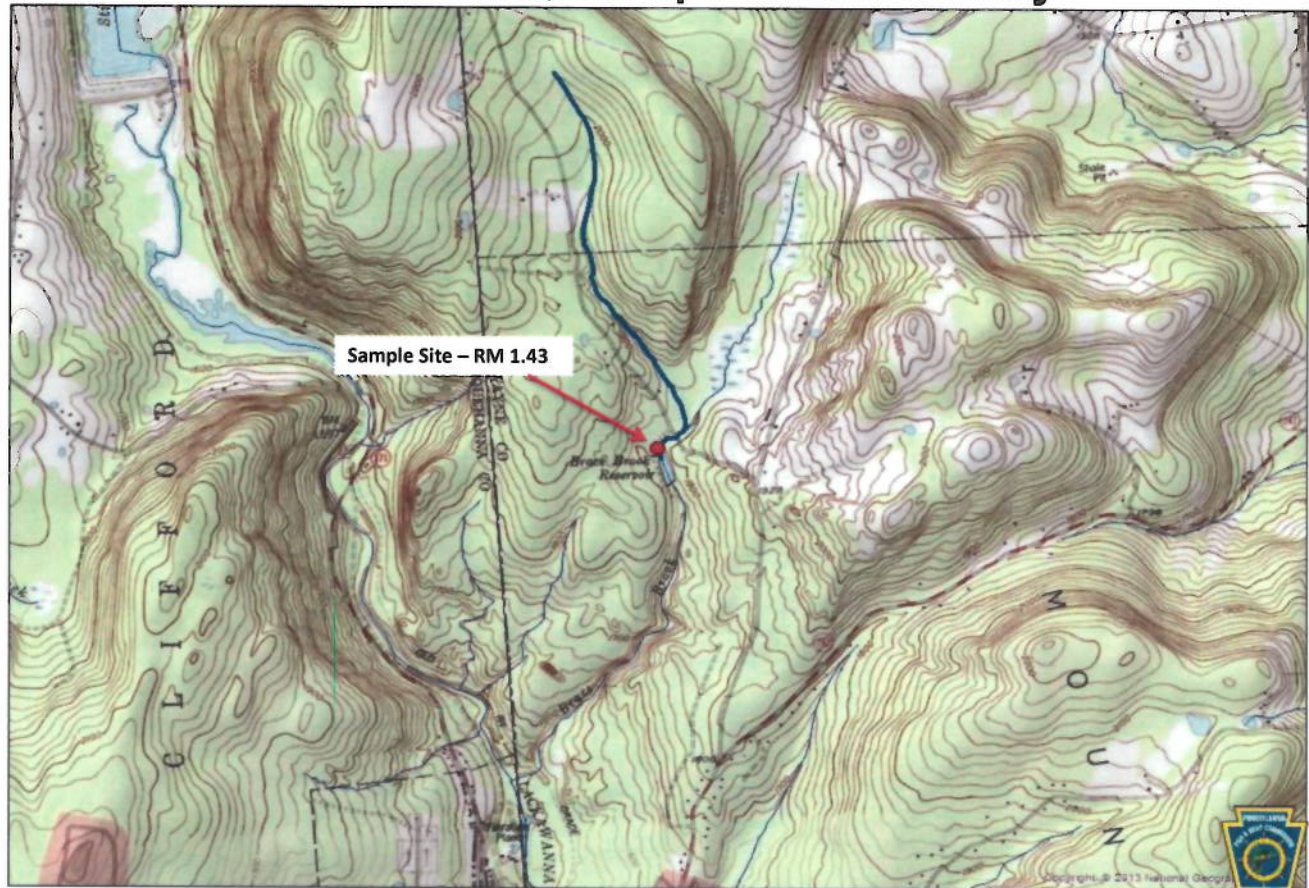
Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	27	0.86	349
3	7	0.54	91
4	8	1.42	103
5	39	12.33	505
6	23	12.33	298
7	3	2.48	39
9	6	10.16	78
10	2	4.64	26
Total	115	44.66	1489

Brown Trout RM – 0.15
Site Length – 336 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	5	0.16	65
3	9	0.74	116
Total	14	0.90	181



Brace Brook, Susquehanna County



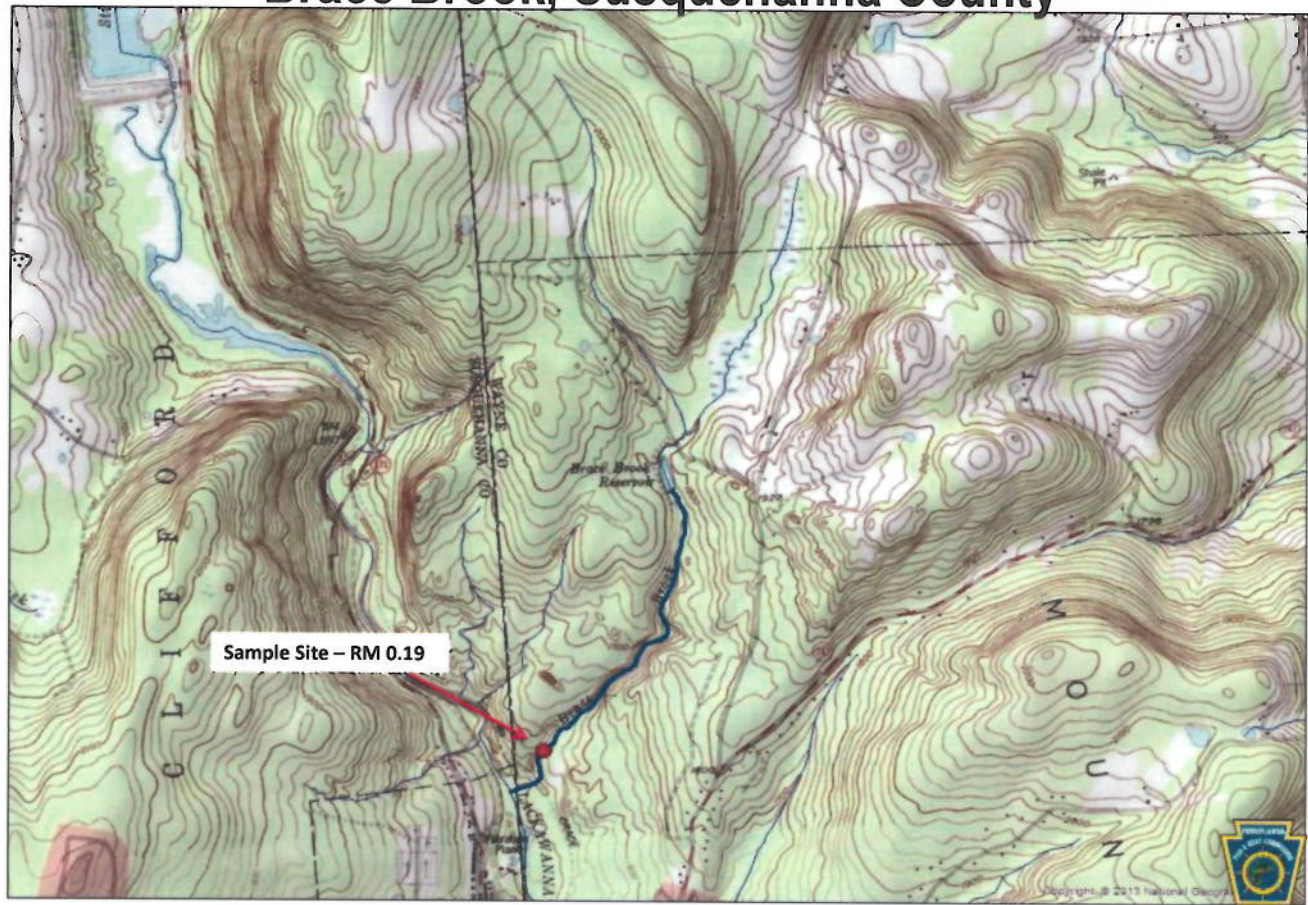
Brace Brook, Susquehanna County

Brook Trout RM - 1.43
Site Length - 300 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
1	2	0.02	23
2	209	5.91	2402
3	18	1.23	207
4	147	23.14	1690
5	36	10.12	414
6	8	3.78	92
7	4	2.94	46
8	1	1.06	11
Total	425	48.19	4885



Brace Brook, Susquehanna County



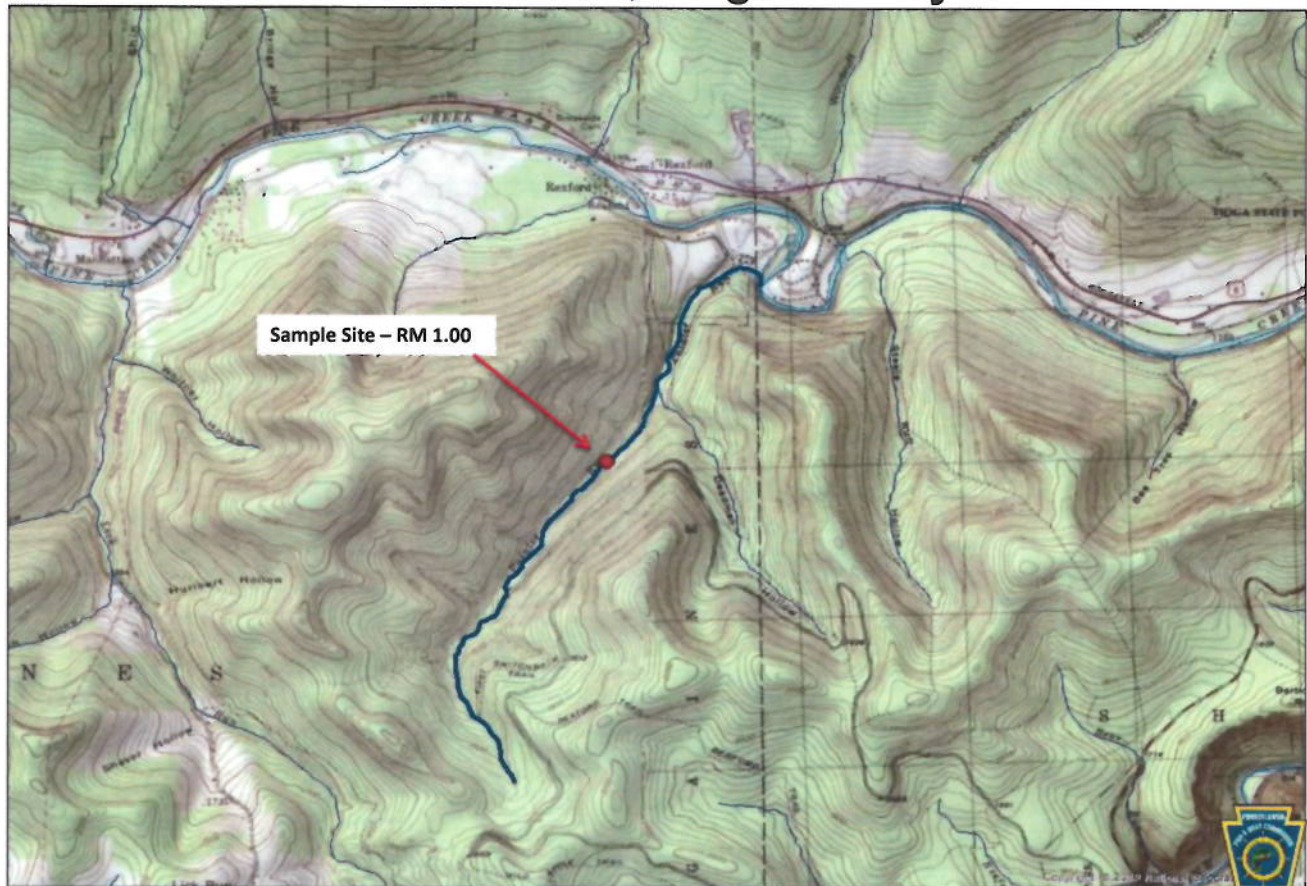
Brace Brook, Susquehanna County

Brook Trout RM - 0.19
Site Length - 308 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
2	59	1.52	618
3	9	0.56	94
4	74	10.61	775
5	64	16.38	670
6	23	9.90	241
7	12	8.03	126
8	5	4.85	52
9	1	1.37	10
Total	247	53.22	2586



Painter Run, Tioga County



Painter Run, Tioga County

Brook Trout RM - 1.00
Site Length - 300 meters

Length Group (inches)	Population Estimate	Estimated Kg/Ha	Estimated Number/Ha
1	3	0.04	34
2	149	4.21	1713
3	2	0.14	23
4	35	5.51	402
5	30	8.43	345
6	23	10.86	264
7	3	2.20	34
8	3	3.19	34
9	1	1.50	11
Total	249	36.08	2860



NOTICES

EXHIBIT

F

2205

County	Stream Name	Tributary To	Section Limits	Mouth Lat/Lon
Sullivan	Blackwater Run	Kings Creek	Headwaters to Mouth	41.510841 76.624443
Sullivan	Coal Run	Loyalsock Creek	Headwaters to Mouth	41.460762 76.521454
Sullivan	Conklin Run	Lake Mokoma	Headwaters to Mouth	41.419628 76.482613
Sullivan	Dutchman Run	Loyalsock Creek	Headwaters to Mouth	41.450375 76.450996
Sullivan	Flag Marsh Run	Pigeon Creek	Headwaters to Mouth	41.476112 76.308815
Sullivan	Lake Run	Elk Creek	Headwaters to Mouth	41.553741 76.669418
Sullivan	Lick Run	Kings Creek	Headwaters to Mouth	41.510071 76.643913
Sullivan	Lopez Creek	Loyalsock Creek	Headwaters to Mouth	41.459064 76.33419
Sullivan	Mill Run	Loyalsock Creek	Headwaters to Mouth	41.462383 76.487343
Sullivan	Rock Run	Birch Creek	Headwaters to Mouth	41.466179 76.433327
Sullivan	Sand Run	Mill Creek (Laport)	Headwaters to Mouth	41.429100 76.487579
Sullivan	Santee Creek	Loyalsock Creek	Headwaters to Mouth	41.453888 76.288887
Sullivan	Sherman Run	Loyalsock Creek	Headwaters to Mouth	41.454502 76.352058
Susquehanna	Drinker Creek	North Branch Susquehanna River	Headwaters to Susquehanna Borough Boundary	41.948333 75.604167
Union	UNT to Rapid Run (Seven Notch)	Rapid Run	Headwaters to Mouth	40.983467 77.158028

The Commission also will consider the following revisions to the section limits of streams on the list:

County	Stream Name	Tributary To	Current Limits	Revised Limits	Mouth Lat/Lon
Cumberland	Big Spring Creek	Conodoguinet Creek	Headwaters to Nealy Road	Headwaters to Mouth	40.188625 77.392082
Susquehanna	Brace Brook	Lackawanna River	Headwaters to Outflow of Brace Brook Reservoir	Headwaters to Mouth	41.661945 75.464165

Persons with comments, objections or suggestions concerning the classification of the streams listed may submit them in writing to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted.

Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 15-830. Filed for public inspection May 1, 2015, 9:00 a.m.]

Proposed Changes to List of Class A Wild Trout Waters; July 2015

The Fish and Boat Commission (Commission) is considering changes to its list of Class A Wild Trout Streams. Under 58 Pa. Code § 57.8a (relating to Class A wild trout streams), it is the Commission's policy to manage self-

sustaining Class A wild trout populations as a renewable natural resource to conserve that resource and the angling it provides. Class A wild trout populations represent the best of this Commonwealth's naturally reproducing trout fisheries. The Commission manages these stream sections solely for the perpetuation of the wild trout fishery with no stocking.

Criteria developed for Class A Wild Trout fisheries are species specific. Wild Trout Biomass Class Criteria include provisions for:

(i) *Wild Brook Trout Fisheries*

(A) Total brook trout biomass of at least 30 kg/ha (26.7 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(C) Brook trout biomass must comprise at least 75% of the total trout biomass.

(ii) *Wild Brown Trout Fisheries*

(A) Total brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(C) Brown trout biomass must comprise at least 75% of the total trout biomass.

(iii) *Mixed Wild Brook and Brown Trout Fisheries*

(A) Combined brook and brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(C) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(D) Brook trout biomass must comprise less than 75% of the total trout biomass.

(E) Brown trout biomass must comprise less than 75% of the total trout biomass.

(iv) *Wild Rainbow Trout Fisheries*

Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 2.0 kg/ha (1.78 lbs/acre).

(v) *Mixed Wild Brook and Rainbow Trout Fisheries*

(A) Combined brook and rainbow trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(C) Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(D) Brook trout biomass shall comprise less than 75% of the total trout biomass.

(E) Rainbow trout biomass shall comprise less than 75% of the total trout biomass.

(vi) *Mixed Wild Brown and Rainbow Trout Fisheries*

(A) Combined brown and rainbow trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(C) Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(D) Brown trout biomass shall comprise less than 75% of the total trout biomass.

(E) Rainbow trout biomass shall comprise less than 75% of the total trout biomass.

During recent surveys, Commission staff documented the following stream sections to have Class A wild trout populations. The Commission intends to consider adding these waters to its list of Class A Wild Trout Streams at its meeting on July 13 and 14, 2015.

County	Stream	Section	Limits	Brook Trout (kg/ha)	Brown Trout (kg/ha)	Rainbow Trout (kg/ha)	Length (miles)	Survey Year
Bedford	Bear Run	01	Headwaters to Mouth	49.00	—	—	0.77	2012
Blair	Loup Run	01	Headwaters to Mouth	27.98	27.01	—	3.87	2014
Cameron	Little Dent Run	01	Headwaters to Mouth	43.46	—	—	2.24	2013
Carbon	Bull Run	02	T-360 Bridge (Hemlock Street) to Mouth	—	84.00	—	1.92	2013
Carbon	Robertson Run	01	Headwaters to Mouth	53.06	0.43	—	2.54	2012
Centre	Holt Run	01	Headwaters to Mouth	—	43.88	—	3.90	2013
Centre	Kettle Run	01	Headwaters to Mouth	54.68	16.30	—	1.89	2013
Centre	Laurel Run	01	Headwaters to Mouth	1.85	51.68	—	4.21	2013
Centre	Vonada Gap Run	01	Headwaters to Mouth	11.83	42.57	—	2.24	2013
Clearfield	Beaver Run	01	Headwaters to Goss Run	—	78.54	—	4.57	2014
Clearfield	Saunders Run	01	Headwaters to Mouth	49.15	—	—	3.24	2013
Clinton	Fishing Creek	15	SR 2015 Bridge in Mill Hall to Mouth	0.27	116.94	0.82	0.66	2013
Crawford	UNT to Marsh Run (RM 0.56)	01	Headwaters to Mouth	39.05	—	—	3.04	2013

County	Stream	Section	Limits	Brook Trout (kg/ha)	Brown Trout (kg/ha)	Rainbow Trout (kg/ha)	Length (miles)	Survey Year
Cumberland	Big Spring Creek	05	SR 641 Bridge to Mouth	—	52.86	—	1.27	2014
Fayette	Lick Run	01	Headwaters to Mouth	31.91	0.45	—	2.59	2013
Huntingdon	UNT to Frankstown Branch Juniata River (RM 6.7)	02	UNT to UNT to Frankstown Branch Juniata River to Mouth	—	197.17	0.24	1.26	2013
Lehigh	Little Cedar Creek	02	Spring seeps located 70 meters upstream SR 1002 (West Tilgman Street) Bridge to Mouth	—	72.58	—	1.10	2012
Northampton	UNT to Lehigh Canal (RM 2.18)	01	Headwaters to Mouth	—	53.02	—	1.24	2012
Northampton	UNT to Lehigh River (RM 3.45)	02	I-78 to Mouth	—	79.60	—	0.26	2012
Perry	Perry Furnace Run	01	Headwaters to Mouth	1.54	135.16	—	3.95	2013
Schuylkill	Rabbit Run	01	Headwaters to Inflow of Rabbit Run Reservoir	36.13	—	—	1.52	2012
Schuylkill	Rabbit Run	02	Outflow of Rabbit Run Reservoir to Mouth	35.40	3.38	—	1.25	2012
Schuylkill	UNT to Little Schuylkill River (RM 3.2 SGL Above SR 61)	1	Headwaters to Mouth	244.19	0.31	—	1.29	2012
Somerset	Ansell Run	01	Headwaters to Mouth	30.09	—	—	0.97	2013
Somerset	UNT to Stonycreek River (RM 20.29)	01	Headwaters to Mouth	44.66	0.90	—	1.98	2013
Susquehanna	Brace Brook	01	Headwaters to Inflow of Brace Brook Reservoir	48.19	—	—	1.47	2013
Susquehanna	Brace Brook	02	Outflow of Brace Brook Reservoir to Mouth	53.22	—	—	1.30	2013
Tioga	Painter Run	01	Headwaters to Mouth	36.08	—	—	2.73	2004

Persons with comments, objections or suggestions concerning the additions are invited to submit comments in writing to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 15-631. Filed for public inspection May 1, 2015, 9:00 a.m.]

GAME COMMISSION

Chronic Wasting Disease—Establishment of Disease Management Area 2 Antlerless Deer Permit Order #2

Executive Order

Whereas, Chronic Wasting Disease (CWD) is an infectious and progressive neurological disease that is found

in, and always proves fatal to, members of the family Cervidae (deer, elk or moose, and other susceptible species, collectively called cervids); and

Whereas, The specific cause of CWD is believed to be prions (abnormal infectious protein particles) that are known to be concentrated in the nervous system and lymphoid tissues of infected cervids; and

Whereas, There are no known treatments for CWD infection, no vaccines to protect against CWD infection,

PROPOSED RULEMAKING

FISH AND BOAT COMMISSION

[58 PA. CODE CHS. 61, 63, 65 AND 79]

Fishing; Simplification and Consolidation

The Fish and Boat Commission (Commission) proposes to amend Chapters 61, 63, 65 and 79. The Commission is publishing this proposed rulemaking under the authority of 30 Pa.C.S. (relating to Fish and Boat Code) (code).

A. Effective Date

The proposed rulemaking, if approved on final-form rulemaking, will go into effect on January 1, 2016, except for the proposed changes to § 65.24 (relating to miscellaneous special regulations) for Opossum Lake, Cumberland County, and Leaser Lake, Lehigh County, which will go into effect on June 18, 2016.

B. Contact Person

For further information on the proposed rulemaking, contact Laurie E. Shepler, Esq., P. O. Box 67000, Harrisburg, PA 17106-7000, (717) 705-7810. This proposed rulemaking is available on the Commission's web site at www.fish.state.pa.us.

C. Statutory Authority

The proposed amendments to §§ 61.1, 61.2, 61.7, 61.8, 63.3, 63.8, 63.48, 65.4a, 65.5, 65.7, 65.9, 65.11—65.19, 65.26 and 79.2 are published under the statutory authority of section 2102 of the code (relating to rules and regulations). The proposed amendment to § 63.20 (relating to permits for the protection and management of trout and salmon) is published under the statutory authority of section 2904 of the code (relating to permits for protection and management of particular fish). The proposed amendments to § 65.21 (relating to waters limited to specific purposes—exclusive use fishing areas) and § 65.24 are published under the statutory authority of section 2307 of the code (relating to waters limited to specific purposes).

D. Purpose and Background

It has long been a concern that the complexity and number of the Commission's fishing regulations may be a deterrent to people fishing. In response to those concerns, several Commissioners expressed an interest in regulation simplification and consolidation, and Executive Director John A. Arway directed Commission staff to review existing fishing regulations. A workgroup comprised of staff across bureau and office lines was formed in 2013. Workgroup meetings were held and drafts were circulated throughout 2013 and 2014. At the September 2014 Commission meeting, a preliminary draft with proposed regulatory amendments was shared with the Law Enforcement Committee.

E. Summary of Proposal

As part of the regulation simplification and consolidation process, the Commission proposes a number of housekeeping and substantive changes. The housekeeping changes are to §§ 61.2, 61.8, 65.4a, 65.5, 65.7, 65.9, 65.11, 65.12, 65.14—65.19 and 65.21. The substantive changes are as follows.

(1) Because note 3 in § 61.1 (relating to Commonwealth inland waters) is not applicable to gizzard shad,

the Commission proposes that the reference to it (three asterisks after gizzard shad) be deleted. The Commission also proposes that because § 65.10 is reserved, references to this section and the program in note 2 of § 61.1 be deleted.

(2) In § 61.7 (relating to Susquehanna River and tributaries), the Commission proposes that the note be deleted because the harvest of baitfish in this note is applicable only to landlocked alewife harvested from inland lakes, ponds and reservoirs and does not apply to this section.

(3) In § 63.3 (relating to fishing in stocked trout waters), the current definition of "approved trout waters" is "designated waters that contain significant portions that are open to public fishing and are stocked with trout." The term, however, suggests a much broader category of trout waters, including both stocked and wild, and may cause confusion among the public. Therefore, the Commission proposes that "stocked trout waters" be used to more accurately describe the category of trout waters at issue and that the term be defined as "waters that are stocked with adult trout by the Commission." The Commission also proposes that other sections in Chapters 61, 63, 65 and 79 using "approved trout waters" be amended.

(4) In § 63.48 (relating to permit for the use of cast nets or throw nets), the Commission proposes that the restriction limiting baitfish to 8 inches in length be deleted because there is not a biological reason for the restriction.

(5) In §§ 65.5 and 65.7 (relating to catch and release artificial lures only; and trophy trout artificial lures only), the Commission proposes deleting the list of prohibited lures and substances in favor of naming the permitted items only to eliminate confusion and having to name or describe all prohibited lures and substances.

(6) In § 65.11 (relating to panfish enhancement), the Commission proposes amendments making the language consistent with the Summary Book and with the intent of the regulation when it went into effect.

(7) The Commission proposes deleting § 65.13 (relating to wild brook trout enhancement) because, based on peer reviewed and published scientific research on the waters within this program, the Commission's staff have determined that this regulation is ineffective. If the program is eliminated, waters currently in the program will be distributed to other programs.

(8) In § 65.14 (relating to catch and release fly-fishing only), the Commission proposes that the reference to single hooks be deleted to clarify that multiple hooks are permitted. The Commission also proposes that the reference to "fly line with a maximum of 18 feet in leader material or monofilament line attached" be deleted to eliminate a gray area regarding center-pinning techniques, which is becoming a popular technique to fish nymphs and utilizes a much longer leader. To eliminate confusion and having to name or describe all prohibited lures and substances, the Commission further proposes deleting the list of prohibited items in favor of naming the permitted lures and substances only.

(9) In § 65.24, the Commission proposes the following:

(a) The miscellaneous special regulation on Elk Creek (Big Elk Creek), Chester County, be deleted because the harvest of alewife and blueback herring is not allowed in the Susquehanna system.

(b) The miscellaneous special regulation on Opossum Lake, Cumberland County, be deleted as of June 18, 2016, because it specifically provides that it will remain in effect until that date.

(c) The miscellaneous special regulation on the West Branch, Clarion River, Elk County, be deleted because wading is now permitted.

(d) The miscellaneous special regulation on Lake Scranton, Lackawanna County, be deleted because the origin of this requirement was a lease agreement among Pennsylvania Gas and Water Company (now Pennsylvania American Water Company), Allied Services and the Commission, and the water company recently advised the Commission that it wishes to terminate the agreement. In addition, both Pennsylvania American Water Company and Allied Services have requested that the miscellaneous special regulation be deleted.

(e) The miscellaneous special regulation on Leaser Lake, Lehigh County, be deleted as of June 18, 2016, because it specifically provides that it will remain in effect until that date.

(f) The miscellaneous special regulation on the West Branch Delaware River, Wayne County, be changed to be consistent with other changes throughout this chapter related to the use of prohibited lures and substances in artificial lures only areas.

(g) The miscellaneous special regulation on Indian Lake, Westmoreland County, be deleted because the Commission has data to support designating this lake as big bass and panfish enhancement and the Commission has designated it accordingly.

(h) The miscellaneous special regulation on Lake Winola, Wyoming County, be deleted because there is no biological support for this regulation.

The Commission proposes to amend these sections to read as set forth in Annex A. In addition to these proposed amendments, the Commission will likely be proposing other changes in the future following implementation of the Musky and Black Bass management plans.

F. Paperwork

The proposed rulemaking will not increase paperwork and will not create new paperwork requirements.

G. Fiscal Impact

The proposed rulemaking will not have adverse fiscal impact on the Commonwealth or its political subdivisions. The proposed rulemaking will not impose new costs on the private sector or the general public.

H. Public Comments

Interested persons are invited to submit written comments, objections or suggestions about the proposed rulemaking to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000 within 60 days after publication of this proposed rulemaking in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted.

Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

JOHN A. ARWAY,
Executive Director

Fiscal Note: 48A-264. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 58. RECREATION

PART II. FISH AND BOAT COMMISSION

Subpart B. FISHING

CHAPTER 61. SEASONS, SIZES AND CREEL LIMITS

§ 61.1. Commonwealth inland waters.

* * * * *

(d) Except as otherwise provided in this subpart, the following seasons, sizes and creel limits apply to inland waters of this Commonwealth and the Youghiogeny Reservoir:

SPECIES	SEASONS	MINIMUM SIZE	DAILY LIMIT
ALL SPECIES OF TROUT AND SALMON (except landlocked Atlantic salmon)	Regular Season: 8 a.m. first Saturday after April 11 to midnight Labor Day	7 inches	5 (combined species) except areas with special regulations (see Chapter 65 (relating to special fishing regulations))
	Extended Season: [Approved] Stocked trout waters and all waters downstream of [approved] stocked trout waters 12:01 a.m. day after Labor Day to midnight last day of February of the following year	7 inches	3 (combined species), except Class A wild trout streams, where the daily limit is 0, and areas with special regulations (see Chapter 65)

SPECIES	SEASONS	MINIMUM SIZE	DAILY LIMIT
* * * * *			
GIZZARD SHAD[***]	Open year-round	No minimum	50
* * * * *			

* For purposes of this subsection, power dam pools and recreational dam pools on the Susquehanna River and navigational dam pools in the Ohio drainage are "rivers."

** Note: [Approved] Stocked trout waters are closed to all fishing from March 1 to the first Saturday after April 11 unless included in the [Early Season Trout Stocked Waters Program (see § 65.10 (relating to Early Season Trout Stocked Waters Program)) or in the] Regional Opening Day of Trout Season Program (see § 65.12 (relating to Regional Opening Day of Trout Season Program)). [Waters included in the Early Season Trout Stocked Waters Program are closed to all fishing from April 1 to the first Saturday after April 11.] Waters included in the Regional Opening Day of Trout Season Program are closed to all fishing from March 1 to the first Saturday after March 28.

*** Note: Unlawful to take, catch or kill American shad, hickory shad and river herring (alewife and blueback herring) in Susquehanna River and its tributaries. See §§ 61.4 and 61.7 (relating to Conowingo Reservoir; and Susquehanna River and tributaries).

§ 61.2. Delaware River, West Branch Delaware River and River Estuary.

* * * * *

(d) The following seasons, sizes and creel limits apply to the Delaware River, West Branch Delaware River and Delaware River tributaries, from the mouths of the tributaries upstream to the limit of the tidal influence and the Lehigh River from its mouth upstream to the first dam in Easton, Pennsylvania:

SPECIES	SEASONS	MINIMUM SIZE	DAILY LIMIT
* * * * *			
RIVER HERRING (alewife and blueback herring)	Closed [(no open season)] year-round	[Closed]	0
* * * * *			

* * * * *

§ 61.7. Susquehanna River and tributaries.

* * * * *

(d) The following seasons, sizes and creel limits apply to the Susquehanna River and its tributaries, including the Juniata River, the West Branch, "North Branch" and other tributaries within the Susquehanna River Basin except the Conowingo Reservoir—see § 61.4 (relating to Conowingo Reservoir) and except for waters subject to special regulations (see Chapter 65 (relating to special fishing regulations)):

SPECIES	SEASONS	MINIMUM SIZE	DAILY LIMIT
AMERICAN and HICKORY SHAD and RIVER HERRING (alewife and blueback herring)[*]	Closed (no open season)	Closed	0
* * * * *			

[*Note: Landlocked alewife taken from inland ponds, lakes or reservoirs that are collected by legal means and measure less than 8 inches in length may be harvested for use as baitfish.]

§ 61.8. Lehigh River, Schuylkill River and tributaries.

* * * * *

(d) The following seasons, sizes and creel limits apply to the Lehigh River upstream of the first dam in Easton, Pennsylvania and its tributaries and the Schuylkill River upstream of the I-95 Bridge and its tributaries:

SPECIES	SEASONS	MINIMUM SIZE	DAILY LIMIT
AMERICAN SHAD	Open year-round	No Minimum	Catch and Release Only
RIVER HERRING (alewife and blueback herring)	Closed (no open season)	Closed	0

SPECIES	SEASONS	MINIMUM SIZE	DAILY LIMIT
OTHER SPECIES	Inland seasons, size and creel limits apply except for waters under special regulations (see Chapter 65 (relating to special fishing regulations)). See § 61.1 (relating to Commonwealth inland waters).		

CHAPTER 63. GENERAL FISHING REGULATIONS

§ 63.3. Fishing in [approved] stocked trout waters.

It is unlawful to fish in [approved] stocked trout waters regulated under § 61.1 (relating to Commonwealth inland waters) from 12:01 a.m. on March 1 to 8 a.m. on the first Saturday after April 11 and in [approved] stocked trout waters regulated under § 65.12 (relating to [Regional Opening Day of Trout Season Program] regional opening day of trout season) from 12:01 a.m. on March 1 to 8 a.m. on the first Saturday after March 28. As used in this subpart, the term "[approved] stocked trout waters" means [designated] waters that [contain significant portions that are open to public fishing and] are stocked with adult trout by the Commission. A listing of [approved] stocked trout waters is published in the Commission's "Summary of Fishing Regulations and Laws," which is available from the Commission at Post Office Box 67000, Harrisburg, Pennsylvania 17106-7000. The Executive Director or a designee may, from time to time, supplement or modify the list of [approved] stocked trout waters, and additions or deletions will be published in the *Pennsylvania Bulletin*.

§ 63.8. Long bows, crossbows, spears and gigs.

* * * * *

(c) *Restrictions.* Spears or gigs may not be mechanically propelled, may not have more than five barbed points, and may not be used in [approved] stocked trout waters.

§ 63.20. Permits for the protection and management of trout and salmon.

* * * * *

(d) *Fish for trout or salmon.* A person fishes for trout or salmon when one of the following applies:

* * * * *

(2) The person fishes in streams or rivers that are [approved] stocked trout waters as defined in § 63.3 (relating to fishing in [approved] stocked trout waters) or their tributaries during the period from 12:01 a.m. on March 1 until midnight May 31.

* * * * *

§ 63.48. Permit for the use of cast nets or throw nets.

(a) The Executive Director or a designee may issue permits for the use of cast nets or throw nets for the taking of gizzard shad [8 inches or less in length] and alewife only in waters to be determined by the Executive Director. A separate permit will be required for each body of water.

* * * * *

CHAPTER 65. SPECIAL FISHING REGULATIONS

§ 65.4a. All-tackle trophy trout.

(a) The Executive Director, with the approval of the Commission, may designate waters as all-tackle trophy

trout [areas]. The designation of waters as all-tackle trophy trout [areas] shall be effective when the waters are so posted after publication of a notice of designation in the *Pennsylvania Bulletin*.

(b) It is unlawful to fish in designated and posted all-tackle trophy trout areas except in compliance with the following requirements:

(1) [The program is open] Open to fishing year-round [; there is no closed season].

(2) There are no tackle restrictions.

[(2)] (3) Minimum size is 14 inches, caught on, or in possession on, the waters under regulation.

[(3)] (4) The daily creel limit is two trout-combined species [—from 8 a.m. on the first Saturday after April 11 until midnight Labor Day, except during the period from the day after Labor Day to the opening day of regular trout season of the following year, when no trout may be killed or had in possession on the waters under regulation] except for the period from the day after Labor Day to 8 a.m. of the first Saturday after April 11 of the following year, when trout may not be killed or had in possession.

[(4)] (5) A current trout/salmon permit is required.

(c) This section applies to trout only. Inland regulations apply to all other species.

(d) Notwithstanding the requirements of this section, an angler in a boat may possess fish caught in compliance with the seasons, sizes and creel limits in effect for the water from which taken, provided that the boat angler floats through the all-tackle trophy trout area without stopping or engaging in the act of fishing or the boat angler takes out his boat at an access point within the all-tackle trophy trout area.

§ 65.5. Catch and release [areas] artificial lures only.

(a) The Executive Director, with the approval of the Commission, may designate waters as catch and release [areas]. The designation of waters as catch and release [areas] shall be effective when the waters are so posted after publication of a notice of designation in the *Pennsylvania Bulletin*.

(b) It is unlawful to fish in areas designated and posted catch and release [areas] except in compliance with the following requirements:

(1) Fishing may be done with artificial lures only constructed of metal, plastic, rubber or wood or with flies and streamers constructed of natural or synthetic materials. Lures may be used with spinning or fly fishing gear. Use or possession of any other lures or substances is prohibited.

[(2)] The use or possession of any natural bait, baitfish, fishbait, bait paste and similar substances, fish eggs (natural or molded) or any other edible substance is prohibited.

(3) (2) No trout may be killed or had in possession.

[(4) The program is open] (3) Open to fishing year-round [; there is no closed season].

[(5)] (4) Wading is permitted unless otherwise posted.

[(6)] (5) Taking of baitfish or fishbait is prohibited.

[(7)] (6) A current trout/salmon permit is required.

(c) Notwithstanding the requirements of this section, an angler in a boat may possess bait and fish caught in compliance with the seasons, sizes and creel limits in effect for the water from which taken, provided that the boat angler floats through the catch and release area without stopping or engaging in the act of fishing or the boat angler takes out his boat at an access point within the catch and release area.

§ 65.7. Trophy [Trout Program] trout artificial lures only.

(a) The Executive Director, with the approval of the Commission, may designate waters as trophy trout [areas] artificial lures only. The designation of waters as trophy trout [areas] artificial lures only shall be effective when the waters are so posted after publication of a notice of designation in the *Pennsylvania Bulletin*.

(b) It is unlawful to fish in areas designated and posted trophy trout [areas] artificial lures only except in compliance with the following requirements:

(1) Fishing may be done with artificial lures only, constructed of metal, plastic, rubber or wood or with flies and streamers constructed of natural or synthetic materials. Lures may be used with spinning or fly fishing gear. [Anything other than these items is prohibited.] Use or possession of other lures or substances is prohibited.

[(2) The use or possession of any natural bait, baitfish, fishbait, bait paste and similar substances, fish eggs (natural or molded) or other edible substance is prohibited.

(3) The program is open] (2) Open to fishing year-round [; there is no closed season].

[(4)] (3) The minimum size is 14 inches, caught on or in possession on the waters under regulation.

[(5)] (4) The daily creel limit is two trout—combined species—except during the period from the day after Labor Day to 8 a.m. of the first Saturday after April 11 of the following year, when no trout may be killed or had in possession on the waters under regulation.

[(6)] (5) Taking of baitfish or fishbait is prohibited.

[(7)] (6) A current trout/salmon permit is required.

(c) Notwithstanding the requirements of this section, an angler in a boat may possess bait and fish caught in compliance with the seasons, sizes and creel limits in effect for the water from which taken, provided that the boat angler floats through the trophy trout area without stopping or engaging in the act of fishing or the boat angler takes out his boat at an access point within the trophy trout area.

§ 65.9. Big bass [special regulations].

(a) The Executive Director, with the approval of the Commission, may designate waters as ["Big Bass Regulation"] "big bass" waters. The designation shall be effective when the waters are so posted after publication of a notice of designation in the *Pennsylvania Bulletin*.

(b) It is unlawful to take, catch, kill or possess a largemouth, smallmouth or spotted bass on or in designated ["Big Bass Regulation"] "big bass" waters except in compliance with the following seasons and size and creel limits. It is not a violation of this section if the bass is immediately returned unharmed to the waters from which it is taken.

Seasons	Size (in)	Creel Limit
Lakes: January 1 to midnight the day before the first Saturday after April 11 and 12:01 a.m. the first Saturday after June 11 to midnight December 31	15	4 (combined species)
12:01 a.m. the first Saturday after April 11 to 12:01 a.m. the first Saturday after June 11	NO HARVEST—Catch and immediate release only [(No Tournaments Permitted)]	
Rivers and Streams: January 1 to midnight the day before the first Saturday after April 11 and October 1 to midnight December 31	18	2 (combined species)
12:01 a.m. the first Saturday after April 11 to 12:01 a.m. the first Saturday after June 11	NO HARVEST—Catch and immediate release only [(No Tournaments Permitted)]	
12:01 a.m. the first Saturday after June 11 to midnight September 30	15	4 (combined species)

Note: For purposes of this section, power dam pools and recreational dam pools on the Susquehanna River and navigational dam pools in the Ohio drainage are "rivers."

(c) Other Commonwealth inland fishing regulations apply to designated ["Big Bass Regulation"] "big bass" waters.

(d) Tournaments are permitted only during the designated harvest periods.

§ 65.11. Panfish enhancement [special regulation].

(a) The Executive Director, with the approval of the Commission, may designate waters as ["Panfish Enhancement Special Regulation"] "panfish enhancement" waters. The designation may be limited to one, two or all three of the panfish species listed in subsection (b). The designation shall be effective when the waters are so posted after publication of a notice of designation in the *Pennsylvania Bulletin*.

(b) It is unlawful to fish in designated and posted ["Panfish Enhancement Special Regulation"] "panfish enhancement" waters except in compliance with the following seasons and size and creel limits:

<i>Species</i>	<i>Seasons</i>	<i>Minimum Size</i>	<i>Daily Limit</i>
Sunfish (bluegill, pumpkinseed and redear)	Open year-round	7 inches	20 [(combined species)]*
Crappie (black and white)		9 inches	20*
Yellow perch		9 inches	20*
Other species—inland seasons and size and creel limits apply.			

[* Anglers may catch and possess up to 30 (combined species) of catfish, rockbass, suckers, carp and white bass in addition to the daily limit of 20 (combined species) of sunfish, crappies and yellow perch.]

* When panfish enhancement regulations apply to more than 1 species in the same waterway, the creel limit is 20 for each species with the total creel not to exceed 50 panfish combined. For purposes of this section, panfish include catfish, rock bass, suckers, carp and white bass.

§ 65.12. [Regional Opening Day of Trout Season Program] Regional opening day of trout season.

(a) The Executive Director, with the approval of the Commission, may designate waters in certain regions as part of the [Regional Opening Day of Trout Season Program] regional opening day of trout season. The designation of waters as part of the [Regional Opening Day of Trout Season Program] regional opening day of trout season shall be effective upon publication of a notice of designation in the *Pennsylvania Bulletin*.

(b) It is unlawful to fish in waters designated as part of the [Regional Opening Day of Trout Season Program] regional opening day of trout season except in compliance with the following seasons, sizes and creel limits:

SEASONS	MINIMUM SIZE	DAILY LIMIT
Regular Season: 8 a.m. first Saturday after March 28 to midnight Labor Day	7 inches	5 (combined species) except areas with special regulations (see Chapter 65 (relating to special fishing regulations))
Extended Season: [Approved] Stocked trout waters and all waters downstream of [approved] stocked trout waters 12:01 a.m. day after Labor Day to midnight last day of February of the following year	7 inches	3 (combined species) except Class A wild trout streams where the daily limit is 0, and areas with special regulations (see Chapter 65)

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§ 65.13. [Wild brook trout enhancement] (Reserved).

[(a) The Executive Director, with the approval of the Commission, may designate waters as "Wild Brook Trout Enhancement Regulations" waters. The designation shall be effective upon publication of a notice of designation in the *Pennsylvania Bulletin*.

(b) It is unlawful to fish in designated "Wild Brook Trout Enhancement Regulations" waters except in compliance with the following requirements:

(1) Brook trout may not be killed or had in possession.

(2) There is no closed season for brook trout.

(3) There are no tackle restrictions.

(4) Other trout species shall be subject to State-wide regulations (including seasons, sizes and creel limits).

(5) A current trout/salmon permit is required.]

§ 65.14. Catch and release fly-fishing only [areas].

(a) The Executive Director, with the approval of the Commission, may designate waters as catch and release fly-fishing only [areas]. The designation of waters as catch and release fly-fishing only [areas] shall be effective when the waters are so posted after publication of a notice of designation in the *Pennsylvania Bulletin*.

(b) It is unlawful to fish in waters designated and posted as catch and release fly-fishing only [areas] except in compliance with the following requirements:

(1) Fishing may be done with artificial flies and streamers constructed of natural or synthetic materials so long as all flies are constructed in a normal fashion [on a single hook] with components wound on or about the hook or hooks. [Anything other than these items is prohibited.] Use or possession of other lures or substances is prohibited.

(2) Fishing shall be done with tackle which is limited to fly rods[,] and fly reels [and fly line with a maximum of 18 feet in leader material or monofilament line attached]. Spinning, spincast and casting rods and reels are prohibited.

[(3) The use or possession of any natural bait, baitfish, fishbait, bait paste and similar substances, fish eggs (natural or molded) or any other edible substance is prohibited.]

[(4)] (3) No trout may be killed or had in possession.

[(5) The program is open] (4) Open to fishing year-round[; there is no closed season].

[(6)] (5) Taking of baitfish or fishbait is prohibited.

[(7)] (6) Wading is permitted unless otherwise posted.

[(8)] (7) A current trout/salmon permit is required.

(c) Notwithstanding the requirements of this section an angler in a boat may possess bait and fish caught in compliance with the seasons, sizes and creel limits in effect for the water from which taken, provided that the boat angler floats through the catch and release fly-fishing only area without stopping or engaging in the act of fishing or the boat angler takes out his boat at an access point within the catch and release fly-fishing only area.

§ 65.15. Catch and release all-tackle [areas].

(a) The Executive Director, with the approval of the Commission, may designate waters as catch and release all-tackle [areas]. The designation of waters as catch and release all-tackle [areas] shall be effective when the waters are so posted after publication of a notice of designation in the *Pennsylvania Bulletin*.

(b) It is unlawful to fish in waters designated and posted catch and release all-tackle [areas] except in compliance with the following requirements:

(1) There are no tackle restrictions.

[(1)] (2) No trout may be killed or had in possession.

[(2) The program is open] (3) Open to fishing [year round] year-round; there is no closed season.

[(3)] (4) A current trout/salmon permit is required.

(c) Notwithstanding the requirements of this section, an angler in a boat may possess fish caught in compliance with the seasons, sizes and creel limits in effect for the water from which taken, provided that the boat angler floats through the catch and release all-tackle area without stopping or engaging in the act of fishing or the boat angler takes out his boat at an access point within the catch and release all-tackle area.

§ 65.16. Musky [Enhancement Program] enhancement.

(a) The Executive Director, with the approval of the Commission, may designate waters as [part of the Musky Enhancement Program] musky enhancement. The designation of waters as [part of the Musky Enhancement Program] musky enhancement will be effective when the waters are so posted after publication of a notice of designation in the *Pennsylvania Bulletin*.

(b) It is unlawful to take, catch, kill or possess muskellunge or muskellunge hybrids on or in waters designated as [part of the Musky Enhancement Program] musky enhancement except in compliance with the following season and size and creel limits: [Open-year round] Open year-round, minimum size of 45 inches and daily limit of 1. It is not a violation of this section if the muskellunge or muskellunge hybrid is immediately returned unharmed to the waters from which it is taken.

§ 65.17. Catch and [Release Lakes Program] release lakes.

(a) The Executive Director, with the approval of the Commission, may designate lakes as [part of the Catch and Release Lakes Program] catch and release lakes. The designation of lakes as [part of the Catch and Release Lakes Program] catch and release lakes will be effective upon publication of a notice of designation in the *Pennsylvania Bulletin*.

(b) It is unlawful to fish in the lakes designated as [part of the Catch and Release Lakes Program] catch and release lakes except in compliance with the following requirements:

(1) Fishing for all species is permitted on a catch and release/no harvest basis only.

(2) It is unlawful to take, kill or possess any fish taken from lakes designated under this [program] section.

(3) Fish caught shall be immediately returned unharmed to the lake from which taken.

§ 65.18. Brood [Stock Lakes Program] stock lakes.

(a) The Executive Director, with the approval of the Commission, may designate lakes as [part of the Brood Stock Lakes Program] brood stock lakes. The designation of lakes as [part of the Brood Stock Lakes Program] brood stock lakes will be effective upon publication of a notice of designation in the *Pennsylvania Bulletin*.

(b) It is unlawful to fish in the lakes designated as [part of the Brood Stock Lakes Program] brood stock lakes except in compliance with the following requirements:

(1) From 12:01 a.m. April 1 to midnight May 31, fishing for muskellunge and muskellunge hybrids, northern pike and pickerel is permitted on a catch and release/no harvest basis only.

(2) From 12:01 a.m. April 1 to midnight May 31, it is unlawful to take, kill or possess any muskellunge and muskellunge hybrids, northern pike and pickerel taken from lakes designated under this [program] section.

(3) From 12:01 a.m. April 1 to midnight May 31, all muskellunge and muskellunge hybrids, northern pike and pickerel caught shall be immediately returned unharmed to the lake from which taken.

§ 65.19. [Approved] Stocked trout waters open to year-round fishing.

(a) The Executive Director, with the approval of the Commission, may designate waters as [approved] stocked trout waters open to year-round fishing. The

designation of waters as [approved] stocked trout waters open to year-round fishing shall be effective upon publication of a notice of designation in the *Pennsylvania Bulletin*.

(b) It is unlawful to fish in waters designated as [approved] stocked trout waters open to year-round fishing except in compliance with the following seasons and size and creel limits. It is not a violation of this section if a trout is immediately returned unharmed to the waters from which it is taken.

SPECIES	SEASONS	MINIMUM SIZE	DAILY LIMIT
ALL SPECIES OF TROUT AND SALMON (except landlocked Atlantic salmon)	Regular Season: 8 a.m. first Saturday after April 11 (or the first Saturday after March 28 for waters [in the Regional Opening Day of Trout Season Program] designated as part of the regional opening day of trout season) to midnight Labor Day	7 inches	5 (combined species)
	Extended Season: 12:01 a.m. day after Labor Day to midnight last day of February of the following year.	7 inches	3 (combined species)
	12:01 first day of March to first Saturday after April 11 (or the first Saturday after March 28 for waters [in the Regional Opening Day of Trout Season Program] designated as part of the regional opening day of trout season)		NO HARVEST—Catch and immediate release only

(c) It is unlawful to fish in rivers and streams designated as [approved] stocked trout waters open to year-round fishing without a current trout/salmon permit. A trout/salmon permit is not required to fish in lakes and ponds that have been designated as [approved] stocked trout waters open to year-round fishing unless the person takes, kills or possesses, while in the act of fishing, a trout or salmon on or in these waters.

§ 65.21. Waters limited to specific purposes—exclusive use fishing areas.

* * * * *

(h) In designating an area for the exclusive use of children or special populations the Commission makes no representation that the areas are suitable for any particular purpose. The sponsors of the areas assume the responsibility for the suitability of the area.

[(i) Sponsors of all areas currently designated as being for the exclusive use of children or special populations, or both, shall reapply for designation by December 31, 2003.]

§ 65.24. Miscellaneous special regulations.

The following waters are subject to the following miscellaneous special regulations:

County	Name of Water	Special Regulations
Beaver	Hopewell Township Park Lake	Bass—15-inch minimum size limit and a 2 bass daily creel limit. Panfish (combined species): 10 fish daily creel limit. Use of live fish for bait is prohibited.
Blair, Huntingdon, Juniata, Mifflin and Perry	Juniata River and its tributaries	Rock bass—Daily creel limit is 10; open year-round; no minimum size limit.

<i>County</i>	<i>Name of Water</i>	<i>Special Regulations</i>
Centre and Mifflin	Penns Creed, from the confluence of Elk Creek downstream 7 miles to 600 meters downstream of Swift Run	Open to fishing year-round. All [tackle] tackle types are permitted. From 8 a.m. on the first Saturday after April 11 through Labor Day—the daily creel limit for trout is 2 (combined species). Trout must be at least 7 inches but less than 12 inches in length to be killed or possessed. From the day after Labor Day until 8 a.m. on the first Saturday after April 11, no trout may be killed or possessed. Inland regulations apply to all other species. This miscellaneous special regulation will remain in effect until December 31, 2020.
[Chester	Elk Creek (Big Elk Creek)	The maximum size limit for alewife and blueback herring is 8 inches. It is unlawful to take, catch, kill or possess, while in the act of fishing, blueback herring or alewife 8 inches or more in length.]
Clarion	Beaver Creek Ponds	Closed to fishing from 12:01 a.m. January 1 to 12:01 a.m. the first Saturday after June 11 of each year. Bass—15-inch minimum size limit and a 2 bass daily creel limit for the total project area. Panfish (combined species) 10 fish daily creel limit for the total project area. Other species-inland regulations apply.
Columbia and Northumberland	South Branch of Roaring Creek from the bridge on State Route 3008 at Bear Gap upstream to the bridge on State Route 42	This is a catch and release/no harvest fishery for all species. It is unlawful to take, kill or possess any fish. All fish caught shall be immediately returned unharmed.
Crawford	Pymatuning Reservoir	Only carp and suckers may be taken by means of spearing or archery in compliance otherwise with § 63.8 (relating to long bows, crossbows, spears and gigs). Minnow seines and dip nets are restricted to no more than 4 feet in size, and the mesh of the nets shall measure no less than 1/8 nor more than 1/2-inch on a side. Float line fishing is prohibited.
[Cumberland	Opossum Lake	All species except trout—Catch and release/no harvest; it is unlawful to take, kill or possess any fish except trout. All fish caught other than trout must be immediately returned unharmed. Trout—Inland regulations apply. See § 61.1 (relating to Commonwealth inland waters). This miscellaneous special regulation will remain in effect until June 18, 2016.]
Cumberland, Dauphin, Juniata, Lancaster, Northumberland, Perry, Snyder, York	Susquehanna River (98.0 miles) from the inflatable dam near Sunbury downstream to Holtwood Dam, including all tributaries to a point 1/2 mile upstream from the confluence	Bass (smallmouth and largemouth)—From May 1 to 12:01 a.m. the first Saturday after June 11—Closed season; no tournaments. During the closed season, it is unlawful to target or attempt to catch a bass. A bass that is accidentally caught during the closed season must be immediately released unharmed without being removed from the water. It is unlawful to possess bass in, on or along these waters. Remainder of the year—No harvest—Catch and immediate release only; catch-measure-immediate release tournaments only.
Dauphin, Juniata, Perry	Juniata River (31.7 miles) from SR0075 bridge at Port Royal downstream to the mouth, including all tributaries to a point 1/2 mile upstream from the confluence	Bass (smallmouth and largemouth)—From May 1 to 12:01 a.m. the first Saturday after June 11—Closed season; no tournaments. During the closed season, it is unlawful to target or attempt to catch a bass. A bass that is accidentally caught during the closed season must be immediately released unharmed without being removed from the water. It is unlawful to possess bass in, on or along these waters. Remainder of the year—No harvest—Catch and immediate release only; catch-measure-immediate release tournaments only.
[Elk	West Branch, Clarion River	The following additional restrictions apply to the "Catch and Release, Fly-Fishing Only" area located on a 1/2-mile stream section from the intersection of S. R. 219 and S. R. 4003, upstream to the Texas Gulf Sulphur Property: Wading prohibited. Fishing permitted from east shore only.]

<i>County</i>	<i>Name of Water</i>	<i>Special Regulations</i>
Huntingdon	Raystown Lake (includes Raystown Branch from the Raystown Dam downstream to the confluence with the Juniata River).	Trout (all species)—no closed season. Daily limit: First Saturday after April 11 until Labor Day—5 trout per day; day after Labor Day to first Saturday after April 11 of the following year—3 trout per day. Size limits: Inland rules apply. Smelt may be taken from shore or by wading by means of dip nets not to exceed 20 inches in diameter or 20 inches square. The daily limit per person is the greater of 1 gallon of smelt by volume or 200 smelt by number.
[Lackawanna	Lake Scranton	It is unlawful for a person to fish from the fishing pier designated for use by persons with disabilities unless the person is: totally blind; or so severely disabled that the person is unable to cast or retrieve a line or bait hooks or remove fish without assistance; or deprived of the use of both legs; or participating in a special fishing event for persons with disabilities under conditions approved by the owner of the lake. The person may fish with only one legal device and shall be within 10 feet of the device being used. A person authorized to fish from the fishing pier under this section may be attended by another individual who may assist the person with the disability in using the fishing device.]
[Lehigh	Leaser Lake	All species except trout—Catch and release/no harvest; it is unlawful to take, kill or possess any fish except trout. All fish caught other than trout shall be immediately returned unharmed. Trout—Inland regulations apply. See § 61.1 (relating to Commonwealth inland waters). This miscellaneous special regulation will remain in effect until June 18, 2016.]
Luzerne	Harveys Lake	During the period from the first Saturday after April 11 through midnight March 31, the daily creel limit for trout (combined species) is 3, only one of which may exceed 18 inches in length. Fishing is prohibited from April 1 through 8 a.m. of the first Saturday after April 11. Warmwater/coolwater species, except as provided in this section—Inland regulations apply.
Monroe and Pike	Delaware Water Gap National Recreation Area	The use of eel chutes, eelpots and fyke nets is prohibited. The taking of the following fishbait is prohibited: crayfish or crabs, mussels, clams and the nymphs, larva and pupae of all insects spending any part of their life cycle in the water. The taking, catching, killing and possession of any species of amphibians or reptiles within the boundaries of the Delaware Water Gap National Recreation Area is prohibited.
Somerset, Fayette, Westmoreland and Allegheny	Youghiogheny River from confluence with Casselman River downstream to the confluence with Ramcat Run Youghiogheny River from the pipeline crossing at the confluence with Lick Run downstream to the mouth of the river.	Trout (all species)—no closed season. Daily limit: First Saturday after April 11 until Labor Day—5 trout per day; day after Labor Day to first Saturday after April 11 of the following year—3 trout per day. Inland regulations apply to warmwater/coolwater species.
Warren	Allegheny River—8.75 miles downstream from the outflow of the Allegheny Reservoir to the confluence with Conewago Creek	Trout—minimum size limit—14 inches; daily creel limit—2 trout per day (combined species) from 8 a.m. on the first Saturday after April 11 through midnight Labor Day, except during the period from the day after Labor Day to the first Saturday after April 11 of the following year, when no trout may be killed or had in possession. Other inland seasons, sizes and creel limits apply.

<i>County</i>	<i>Name of Water</i>	<i>Special Regulations</i>
Washington	Little Chartiers Creek from Canonsburg Lake Dam approximately 1/2 mile downstream to mouth of Chartiers Creek	Fishing is prohibited from 12:01 a.m. March 1 to 8 a.m. the first Saturday after April 11.
Wayne	West Branch Delaware River	Trout: From the Pennsylvania/New York border downstream to the confluence with the East River Branch of the Delaware River: no-harvest artificial lures only season on trout from October 16 until midnight of the Friday before the first Saturday after April 11. During the no-harvest artificial lures only season: 1. Fishing may be done with artificial lures only, constructed of metal, plastic, rubber or wood, or flies or streamers constructed of natural or synthetic materials. Lures may be used with spinning or fly fishing gear. Use or possession of any other lures or substances is prohibited. [2. The use or possession of any natural bait, baitfish, fishbait, bait paste and similar substances, fish eggs (natural or molded) or any other edible substance is prohibited. 3.] 2. The daily creel limit for trout is 0.
[Westmoreland	Indian Lake	The following size and creel limits apply: Bass—15 inch minimum size limit; 2 bass per day creel limit (combined species). Panfish: 10 fish per day creel limit (combined species). Other species—Inland regulations apply.]
[Wyoming	Lake Winola	Bass—It is unlawful to take, catch, kill or possess bass that are 12 to 18 inches in length. The daily creel limit for bass less than 12 inches in length and greater than 18 inches in length is 6, only one of which may exceed 18 inches in length. Closed to all fishing from 12:01 a.m. March 1 to 8 a.m. the first Saturday after April 11.]

§ 65.26. Extended trout season.

(a) *General rule.* The extended trout season is in effect from the day after Labor Day until the last day of February of the following year on [approved] stocked trout waters and all waters downstream of [approved] stocked trout waters. A creel limit of three trout per day and a minimum size limit of 7 inches apply during this season, except Class A wild trout streams where the creel limit is 0 and areas with special regulations.

(b) *Waters not [approved] stocked trout waters.* The Executive Director may grant a permit to apply extended trout regulations to waters that are not [approved] stocked trout waters upon written application of the owner or lessee of the lands on which the waters are located. Applications will be reviewed to ensure that applying extended trout season regulations to the waters in question is consistent with the best appropriate fisheries management of the waters in question, and to ensure that approval of the application will have no adverse effect on the preservation and expansion of public fishing opportunities within this Commonwealth. Approval or disapproval of applications shall be subject to review under Chapter 51, Subchapter E (relating to permit procedures). Permits for extended trout season on waters other than [approved] stocked trout waters will be valid until the last day of February of the 6th year after the year in which they are issued. For example, a permit issued in June 1984 will expire on February 28, 1990.

CHAPTER 79. REPTILES AND AMPHIBIANS

§ 79.2. Taking reptiles or amphibians.

* * * * *

(c) *Frogs.*

(1) Frogs may be taken with long bows and arrow, including compound bows, crossbows, spears or gigs. Spears or gigs may not be mechanically propelled, may not have more than five barbed points and may not be used in [approved] stocked trout waters.

(2) It is unlawful to take, catch or kill a frog by use of artificial light at night.

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