

**4VAC15-360-20. Taking minnows and chubs for sale.**

~~A. "Haul seine," as used in this section, when used in the inland waters of the Commonwealth above where the tide ebbs and flows shall mean a haul seine not exceeding four feet in depth by 15 feet in length and when used in the public inland waters below where the tide ebbs and flows shall mean a haul seine not exceeding four feet in depth by 100 feet in length. Such a term shall be construed also to include umbrella type nets without limit as to size and also small minnow traps with throat openings no larger than one inch in diameter.~~

B. It shall be unlawful to take minnows and chubs (Cyprinidae) for sale from the inland waters of the Commonwealth.

C. Commercial bait operations must have a Permit to Hold or Sell Certain Wildlife or a Permit to Propagate and Sell Certain Wildlife. With the exception of those species listed in 4VAC15-20-130, these operations may possess and sell unlimited quantities of minnows and chubs (Cyprinidae), when possession is accompanied by a valid invoice or bill of sale from an individual permitted under subsection B of this section or from a properly permitted aquaculture facility in Virginia or out-of-state.

Rationale: Since taking of minnows and chubs for sale is not allowed, there is no need to define a gear type or restrictions on that gear.