

13
Department of Marine Resources
2011-2012 Regulatory Agenda

AGENCY UMBRELLA-UNIT NUMBER: **13-188**
AGENCY NAME: **Department of Marine Resources**

CONTACT PERSON: Laurice Churchill, Regulations Officer, 21 State House Station, Augusta, ME 04333-0021. Tel: (207) 633-9584 E-mail: laurice.churchill@maine.gov

EMERGENCY RULES ADOPTED SINCE THE LAST REGULATORY AGENDA:

CHAPTER NUMBER AND TITLE:

STATUTORY BASIS: 12 M.R.S. §6071 and §6171(3)

PURPOSE: This emergency rulemaking added the territorial waters between Ocean Point, Linekin Neck, Boothbay to Pemaquid Point, Bristol to the list of restricted areas for the movement of the American oyster (*Crassostrea virginica*) when the size of the oyster is greater than 3 mm due to the confirmed presence of MSX (disease).

EFFECTIVE DATE OF ADOPTED RULE: Ch. 24.20(D)(6), October 11, 2010 [Emergency](#)

AFFECTED PARTIES: Maine's oyster aquaculture industry

CHAPTER NUMBER AND TITLE: 45 Shrimp

STATUTORY BASIS: 12 M.R.S. §6171(3)

PURPOSE: To set the annual shrimp season for the harvest year 2010-2011. Parallel regular rulemaking followed.

EFFECTIVE DATE OF ADOPTED RULE: Ch. 45.05(1)(A)(2) Nov. 17, 2011 [Emergency](#)

AFFECTED PARTIES: The commercial shrimp fleet and the wholesale and retail seafood industry

CHAPTER NUMBER AND TITLE: 45 Shrimp Season Closure

STATUTORY BASIS: 12 M.R.S. §§6171, 6171(3) and 6192(4)

PURPOSE: Emergency rulemaking necessary for the timely implementation of a closure in order to conserve the shrimp fishery from unusual damage that would be caused by continued fishing effort through impacting small shrimp and harvest exceeding recommended catch levels.

EFFECTIVE DATE OF ADOPTED RULE: Ch. 45.05(1)(A)(2) February 28, 2011 [Emergency](#)

AFFECTED PARTIES: The commercial shrimp fleet and the wholesale and retail seafood industry

EXPECTED 2011-2012 RULE-MAKING ACTIVITY:

(CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated for all rules listed.)

CHAPTER NUMBER AND TITLE: 1 Rules of the former Atlantic Salmon Commission

STATUTORY BASIS: 12 M.R.S. §9902 & §6171

PURPOSE: Repeal CHAPTER NUMBER AND TITLE: for compliance with the Endangered Species Act.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: recreational fishermen, salmon and sportsmen clubs, general public

CHAPTER NUMBER AND TITLE: 2 Aquaculture

STATUTORY BASIS: 12 M.R.S. §§6072, 6072-A, 6072-C, 6171(3), 6192(4)

PURPOSE: Corrections based on rule review for errors and inconsistencies; bay management and husbandry practices; general revisions to update regulations to address changes in industry practices and new statutes. Changes for consistency or compliance with Public Law, Chapter 229, LD 1398, effective June 2, 2009 pertaining to lease termination rules; comment period(s); experimental lease size from 2 to 4 acres; LPA's in intertidal areas rules; species size exemptions; duplication of antibiotic notices removed; rules on lease options; license refusals; land based aquaculture rules; abandoned gear; inspection rules; municipal fees; green crab take by aquaculturists; and relay issues. Also see Public Law Chapter 93, LD 337, effective May 18, 2011 for change changes pertaining to competing lease applications; extension for commercial experimental leases; removal of mandatory scientific lease hearing requirement; and extension of emergency lease term. Clarifications would also be made regarding the boundary area of a limited purpose aquaculture licensed site; that shellstock 25 mm and

under does not require a relay permit provided records are maintained; and the land-based marine organism aquaculture license would be added to the no-fee primary buyers permit in the Landings Program (Chapter 8).

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: Aquaculture industry

CHAPTER NUMBER AND TITLE: 3 Foreign Fish Processing within the State of Maine's Internal Waters – No rulemaking anticipated

CHAPTER NUMBER AND TITLE: 4 CERTIFICATION, RECERTIFICATION, REVOCATION OF CERTIFICATION FOR MUNICIPAL SHELLFISH CONSERVATION WARDEN

STATUTORY BASIS: 12 M.R.S. §§6171, 6671

PURPOSE: Update and amend regulations.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: Shellfish industry

CHAPTER NUMBER AND TITLE: 5 Confidentiality of Statistics – No rulemaking anticipated

CHAPTER NUMBER AND TITLE: 6 Lobster Processing, Restrictions and Prohibitions

STATUTORY BASIS: 12 M.R.S. §§6171, 6431(6-B)

PURPOSE: Amend the regulations to establish the permits, restrictions, shipment labeling, and records requirements for the holder of a Lobster Processor License to process oversized lobster.

SCHEDULE FOR ADOPTION: Prior to December 1, 2011

AFFECTED PARTIES: lobster processors

CHAPTER NUMBER AND TITLE: 7 Requirements for Municipalities having Shellfish Conservation Programs

STATUTORY BASIS: 12 M.R.S. §§6671, 6856, 6673

PURPOSE: Update and amend the regulations for towns with approved shellfish conservation management programs; update the revocation procedures; clarify the minimum 10% issuance ratio requirements of municipal shellfish licenses for residents and non-residents; spell out the procedures for opening and closing of municipal areas; and add annual report requirements for municipalities that issue aquaculture permits.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: Municipalities that have DMR approved Shellfish Conservation Programs

CHAPTER NUMBER AND TITLE: 8 Landings Program

STATUTORY BASIS: 12 M.R.S. §§6171, 6173(1)&(2)

PURPOSE: Continue to update landings reporting requirements in conjunction with the implementation of the Atlantic Coastal Cooperative Statistics Program (ACCSP) and for greater consistency with dealer and harvesters reporting requirements. There is the potential to add weekly dealer scallop reporting and Zone 1 and Zone 2 urchin harvester reporting.

Weekly landings reports by shrimp dealers are needed to manage the fishery. Currently, some dealers report only monthly, and this is not timely enough to effectively monitor landings. The regulations would change the report submission time from monthly to weekly, but would not change the type or quantity of information required.

SCHEDULE FOR ADOPTION: Prior to December 1, 2011

AFFECTED PARTIES: Harvesters and dealers

CHAPTER NUMBER AND TITLE: 9 Harvester: Shellstock Harvesting, Handling and Sanitation

STATUTORY BASIS: 12 M.R.S.A. §6856

PURPOSE: Updates for clarification and consistency with the Food and Drug Administration, National Shellfish Sanitation Program (NSSP) (2007, 2009 and 2011 updates will be due).

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: Shellfish dealers, harvesters, consumers, wholesale shellfish processors, aquaculturists

CHAPTER NUMBER AND TITLE: 10 Clams and Quahogs

STATUTORY BASIS: 12 M.R.S. §6171

PURPOSE: Amendments to quahog permitting and reporting requirements to be consistent with the federal management plan in accordance with the Mid Atlantic Fisheries Management Council, Quahog

Management Plan, Amendment 10. Update with National Shellfish Sanitation Program and rule review for inconsistencies and errors. Amend New Meadows quahogs rules for enforcement and conservation.
SCHEDULE FOR ADOPTION: Prior to October 1, 2012
AFFECTED PARTIES: Quahog harvesters

CHAPTER NUMBER AND TITLE: 11 Scallops
STATUTORY BASIS: 12 M.R.S. §§6171, 6856, 6171-A, 6728, 6729, 6706
PURPOSE: Establish or amend local or state wide scallop conservation regulations and or management rules pertaining to conservation of the scallop resource. Amend to prevent gear conflicts between other fisheries and scallop fishermen. Amend for inconsistencies or technical corrections. Develop regulations to allow entry into the fishery if allowed, see PL 237, LD 348, eff. June 7, 2011 (12 MRSA §6706, sub-§2). Amend for setting annual season; adopt management measures to reopen closed areas.
SCHEDULE FOR ADOPTION: Prior to October 1, 2012
AFFECTED PARTIES: Scallop fishers; commercial lobster fishers

CHAPTER NUMBER AND TITLE: 12 Mussels
STATUTORY BASIS: 12 M.R.S. §6171
PURPOSE: Amendments to size and harvest restrictions, conservation regulations and or management rules pertaining to conservation of the mussel resource
SCHEDULE FOR ADOPTION: Prior to October 1, 2012
AFFECTED PARTIES: mussel harvesters

CHAPTER NUMBER AND TITLE: 13 Whelks and Periwinkles – No rulemaking anticipated

CHAPTER NUMBER AND TITLE: 14 Oysters
STATUTORY BASIS: 12 M.R.S. §6863, 6073(2-A)
PURPOSE: Amendments to clarify possession requirements of the cultchless American oyster license.
SCHEDULE FOR ADOPTION: Prior to October 1, 2012
AFFECTED PARTIES: Cultchless American oyster harvesters

CHAPTER NUMBER AND TITLE: 15 General Shellfish Sanitation Requirements
CHAPTER NUMBER AND TITLE: 16 Uniform Physical Plant Equipment and Operation Requirements
CHAPTER NUMBER AND TITLE: 17 Shucker-Packer
CHAPTER NUMBER AND TITLE: 18 Shellstock Shipper
CHAPTER NUMBER AND TITLE: 19 Reshipper
CHAPTER NUMBER AND TITLE: 20 Depuration
STATUTORY BASIS: 12 M.R.S. §6856
PURPOSE: Outlines the requirements for all shellfish operations and protects the health and safety of the consumer by preventing the sale and distribution of shellfish that are unsafe for human consumption. Amend for consistency with the Food and Drug Administration, National Shellfish Sanitation Program (NSSP) or technical corrections. Update to address changes per new statutes or federal rules. (2007, 2009 and 2011 updates will be due). Labeling updates if required see PL 234, LD 1408, eff. June 6, 2011
SCHEDULE FOR ADOPTION: Prior to October 1, 2012
AFFECTED PARTIES: Shellfish dealers, harvesters, consumers, wholesale shellfish processors

CHAPTER NUMBER AND TITLE: 21 Shellfish Relay
STATUTORY BASIS: 12 M.R.S. §6072 and §6856(4)
PURPOSE: Modify regulations in accordance with changes in the Maine Food Code and the National Shellfish Sanitation Program (Model Ordinance), Chapter V., Shellstock Relaying.
SCHEDULE FOR ADOPTION: Prior to October 1, 2012
AFFECTED PARTIES: Shellfish harvesters, dealers, aquaculturists

CHAPTER NUMBER AND TITLE: 22 Retail Seafood
STATUTORY BASIS: 12 M.R.S. §6856 and §6172
PURPOSE: Modify regulations in accordance with changes in the Maine Food Code and the National Shellfish Sanitation Program (Model Ordinance).
SCHEDULE FOR ADOPTION: Prior to October 1, 2012
AFFECTED PARTIES: Shellfish harvesters, dealers, aquaculturists, retail stores, restaurants

CHAPTER NUMBER AND TITLE: 23 Standards for closure of contaminated or polluted flats
STATUTORY BASIS: 12 M.R.S. §6856 and 5 M.R.S. §9051

PURPOSE: Update and establish consistency with the Food and Drug Administration, National Shellfish Sanitation Program (NSSP) and rule review for inconsistencies and errors. Update rules that list violations of regulations as Class D crimes to civil crimes.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: Shellfish harvesters, dealers, aquaculturists

CHAPTER NUMBER AND TITLE: 24 Importation of Live Marine Organisms

STATUTORY BASIS: 12 M.R.S. §§6071, 6171(3)

PURPOSE: Updates to Chapter 24 to prevent the introduction of infectious or contagious type organisms that pose a danger to indigenous marine life or its environment; update shellfish health guidelines for wild and aquaculture industry. Shellfish regulation updates or establishment of testing, movement restrictions and hatchery inspection requirements. Amend for applicable land-based marine organism aquaculture permitting, see PL, c. 229, 12 M.R.S.A. §6085.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: Any person seeking an importation permit, aquaculturists

CHAPTER NUMBER AND TITLE: 25 Lobster and Crab

STATUTORY BASIS: 12 M.R.S. §§6421, 6446, 6446(2-A), 6447, 6448, 6171

PURPOSE: To adopt lobster trap limits, number of traps per trawl, the periods allowed for complying with the trap limit and the time of day when fishing may occur as established by lobster management zones referendum on policy proposals; license entry eligibility requirements per zone; apprentice requirements; education and safety requirements; and resolve boundary line disputes. To update rules for consistency with new statutes or amend for clarifications and technical corrections; seed lobster fund rules; double tags requirements for enforcement; rules regarding island limited entry for lobster fishing communities; and rules regarding the use of fresh water and marine sources of bait.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: Present and future lobster harvesters

CHAPTER NUMBER AND TITLE: 25 Lobster and Crab

STATUTORY BASIS: 12 M.R.S. §§6171, 6171-A, 6431, 6001, 6175

PURPOSE: To comply with the ASMFC Amendments to the Interstate Fishery Management Plan for Lobster including but not limited to most restrictive rules, minimum & maximum sizes, gauge changes. Implementation of emergency rules, repeal of rules replaced by laws and corrections based on rules review for errors and inconsistencies would be promulgated. To provide compliance with federal rules on whales under the national Marine Fisheries Service, Endangered Species Act and Marine Mammal Protection Act. Amend the student license rules pertaining to serving a percentage of their time with their sponsor.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: Present and future lobster harvesters; lobster dealers

CHAPTER NUMBER AND TITLE: 26 Sea Urchin

STATUTORY BASIS: 12 M.R.S. §§6749, 6749-W, 6749-V, 6749-A, 6302-A

PURPOSE: Provide protection from depletion. Amend the season to reallocate the days available for fishing or to reflect spawning conditions, set daily catch limits, adjust size limits or tolerance(s), minimum and maximum size, tolerances, closures for research, zone selection rules; establish rule to govern zone council elections. Designate the open days and selection of early or late season(s) for the sea urchin fishery in Zones 1 and 2. Suspend or reinstate the license lottery.

SCHEDULE FOR ADOPTION: Prior to October 1, 2011

AFFECTED PARTIES: Sea urchin harvesters, buyers, processors

CHAPTER NUMBER AND TITLE: 27 Sea Cucumber

STATUTORY BASIS: 12 M.R.S.A §6813

PURPOSE: Create method to access a surcharge on landings; the assessment on landings fee must be used for stock assessment. Up to 20 cents per 100 pounds may be allocated from the sea cucumber management fund (per statutory changes in 2007-2008)

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: Marine worm harvesters, bait dealers, recreational fishers

CHAPTER NUMBER AND TITLE: 28 Marine Worms – No rulemaking anticipated

CHAPTER NUMBER AND TITLE: 29 Seaweed – No rulemaking anticipated

CHAPTER NUMBER AND TITLE: 30 Alewives

STATUTORY BASIS: 12 M.R.S. §6171

PURPOSE: To conserve and manage river herring stocks in Maine coastal waters; proposed rules would consider closed areas, closed seasons, gear restriction and/or creel limits. The rules adopted as necessary to meet state goals and requirements of the ASMFC Interstate Fisheries Management Plan for Shad and River Herring. Repeal of rules replaced by laws promulgated prior to 1979 and corrections based on rules review for errors and inconsistencies. Amend the rules for compliance with Amendment 2 to the Atlantic States Marine Fisheries Commission (ASMFC), Interstate Fishery Management Plan (FMP) for River Herring by January 1, 2012. Local regulations that are redundant with 12 M.R.S. §6131 would be removed.

SCHEDULE FOR ADOPTION: Prior to January 1, 2012

AFFECTED PARTIES: Commercial and recreational river herring fishermen

CHAPTER NUMBER AND TITLE: 31 Horseshoe Crabs – No rulemaking anticipated

CHAPTER NUMBER AND TITLE: 32 Eels – No rulemaking anticipated

CHAPTER NUMBER AND TITLE: 34 Groundfish

STATUTORY BASIS: 12 M.R.S. §§6171, 6171(3), 6171-A,

PURPOSE: To conserve and protect the decreased Groundfish stocks by adjusting the sizes and rules to conform to federal Fisheries Management Plan restrictions. Conversely, to adjust Maine regulations for liberalization of rules pertaining to recovering groundfish stocks. Compliance with ASMFC measures for Groundfish. Halibut rules may be updated.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: Commercial and recreational Groundfish fishermen

CHAPTER NUMBER AND TITLE: 36 Herring

STATUTORY BASIS: 12 M.R.S.A §§6171, 6171(2-A), 6171-A

PURPOSE: Amend regulations as necessary to conform to the joint New England Fisheries Management Council (NEFMC) and ASFMC herring plans, implementation of emergency rules, repeal of rules replaced by laws and corrections based on rules review for errors and inconsistencies. Changes include days out of the fishery, fixed gear rules, spawning closures, and addendums passed by ASMFC and NEFMC. Define landing.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: Herring harvesters and processors; bait dealers, lobstermen

CHAPTER NUMBER AND TITLE: 37 Freshwater Fish Regulations

STATUTORY BASIS: 12 M.R.S.A §6171

PURPOSE: Update rules for consistency with the Department of Inland Fisheries and Wildlife regulations pertaining to Blackbass fishing tournaments.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: Blackbass fishers

CHAPTER NUMBER AND TITLE: 39 Sturgeon – No rulemaking anticipated

CHAPTER NUMBER AND TITLE: 40 Smelts

STATUTORY BASIS: 12 M.R.S. §6171

PURPOSE: Update to closures where necessary. Amend to shorten the season by at least 2 weeks Downeast to prevent the inadvertent taking of Atlantic salmon smolt, which has been documented to have occurred in 2009 and 2010.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: smelt harvesters

CHAPTER NUMBER AND TITLE: 41 Menhaden

STATUTORY BASIS: 12 M.R.S. §6171, §6171-A

PURPOSE: Restrictions on areas for conservation and reduce potential for gear conflict. Amend regulations as necessary to conform to the joint New England Fisheries Management Council (NEFMC) and ASFMC new menhaden plan.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: menhaden harvesters

CHAPTER 42: Striped Bass

STATUTORY AUTHORITY: 12 M.R.S. §§6171 and 6556-A

PURPOSE: To conserve and manage striped bass throughout their Atlantic coast range and restore spawning populations to Maine rivers; adjustment of creel limits, minimum size, closed areas/seasons, reporting and/or gear restrictions will be adopted as necessary to conform to the ASMFC Interstate Striped Bass Fishery Management Plan.

ANTICIPATED SCHEDULE: Prior to October 1, 2012

AFFECTED PARTIES: Recreational striped bass fishermen

CHAPTER 43: Bluefish – No rulemaking anticipated

CHAPTER NUMBER AND TITLE: 44 American Shad

STATUTORY BASIS: 12 M.R.S. §6171

PURPOSE: Amend regulations as necessary to conform to the joint New England Fisheries Management Council (NEFMC) and ASFMC new river herring management plan.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: American Shad harvesters

CHAPTER NUMBER AND TITLE: 45 Shrimp

STATUTORY BASIS: 12 M.R.S. §§6171, 6171(3), 6171-A

PURPOSE: Chapter 45 will be amended to allow for the changes made to the Maine Shrimp Management by the ASMFC. Set the annual shrimp season.

SCHEDULE FOR ADOPTION: Prior to December 1st annually

AFFECTED PARTIES: The commercial shrimp fleet and the wholesale and retail seafood industry

CHAPTER NUMBER AND TITLE: 49 Shellfish Bait Regulations – No rulemaking anticipated

CHAPTER NUMBER AND TITLE: 50 Spiny Dogfish and Coastal Sharks

STATUTORY BASIS: 12 M.R.S. §6171

PURPOSE: To provide compliance with interstate fisheries management plans (ASMFC) for coastal sharks or the National Marine Fisheries Service (NMFS) Fishery Management Plan for Dogfish in territorial seas through limits on commercial and recreational fisheries. Update rules to be consistent with federal rules.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: Commercial and recreational dogfish and coastal shark harvesters, dealers

CHAPTER NUMBER AND TITLE: 55 Gear Restrictions

STATUTORY BASIS: 12 M.R.S. §§6171, 6171(3), 6171(5), 6171-A, 6192

PURPOSE: Amend to prevent conflict between different fisheries. Implementation of emergency rules, repeal of rules replaced by laws promulgated prior to 1979 and corrections based on rules review for errors and inconsistencies will be promulgated as necessary. To provide compliance with federal rules on whales under the Endangered Species Act and Marine Mammal Protection Act.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: Fishermen

CHAPTER NUMBER AND TITLE: 60: Resource Management Plan

STATUTORY AUTHORITY: 12 M.R.S. §§6171

PURPOSE: Update; remove sections that pertain to management of inland fish or salmon; technical corrections.

ANTICIPATED SCHEDULE: Prior to October 1, 2012

AFFECTED PARTIES: Fishermen

CHAPTER NUMBER AND TITLE: 65 Burnt Island, Living Lighthouse and facilities – No rulemaking anticipated

CHAPTER NUMBER AND TITLE: 70 Cable Area Prohibitions – No rulemaking anticipated

CHAPTER NUMBER AND TITLE: 75 Protected Resources

STATUTORY BASIS: 12 M.R.S. §6171

PURPOSE: Rules for compliance and consistency with the National Marine Fisheries Service rules; species may include whales, sea turtles, sturgeon, etc.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: Commercial and recreational fishers

CHAPTER NUMBER AND TITLE: 80 Commercial Pelagic and Anadromous Fishing License – No rulemaking anticipated

CHAPTER NUMBER AND TITLE: 85 Saltwater Fishing Registry

STATUTORY BASIS: 12 M.R.S. §6312

PURPOSE: In accordance with the revised reporting requirements P.L. Ch. 421, LD 210, effective July 6, 2011, the information concerning who, where and how to report would be added. The proposed rulemaking would also repeal the saltwater fishing registry regulations pertaining to registry of agents, exemptions and striped bass endorsement for compliance with the same law.

SCHEDULE FOR ADOPTION: Prior to January 1, 2012

AFFECTED PARTIES: Recreational fishers

CHAPTER NUMBER AND TITLE: 90 Conservation Areas

STATUTORY BASIS: 12 M.R.S. §6171, §6171(2-A)

PURPOSE: Amend for regulations regarding dragging in Taunton Bay.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: Mussel, kelp, scallop and urchin harvesters in Taunton Bay

CHAPTER NUMBER AND TITLE: 95 Closed Polluted Areas

STATUTORY BASIS: 12 M.R.S. §6172

PURPOSE: CHAPTER NUMBER AND TITLE: 95 will be amended to establish closures and openings of waters that contain consumable marine organisms, which are or may become contaminated or polluted.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: All recreational and commercial fisheries

CHAPTER NUMBER AND TITLE: 96 Closed Areas – Paralytic Shellfish Poisoning

STATUTORY BASIS: 12 M.R.S. §6172

PURPOSE: Amend to establish closures and openings of waters that contain a consumable marine organism, which is or may become contaminated.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: All recreational and commercial fisheries

CHAPTER NUMBER AND TITLE: 100 Grievance Procedures for the Handicapped – No rulemaking anticipated

CHAPTER NUMBER AND TITLE: 105 Safety Regulations – No rulemaking anticipated

CHAPTER NUMBER AND TITLE: 110 Marine Harvesting Demonstration License

STATUTORY BASIS: 12 M.R.S. §6810-A

PURPOSE: Update tag issuance rules.

SCHEDULE FOR ADOPTION: Prior to October 1, 2012

AFFECTED PARTIES: demonstration license holders