

Notice of Agency Rule-making Proposal

MAPA-3 revised 2-2016

AGENCY: Department of Marine Resources

CHAPTER NUMBER AND TITLE: Chapter 11 Scallops; 2017-18 Season

PROPOSED RULE NUMBER (*leave blank; to be assigned by Secretary of State*):

BRIEF SUMMARY:

This proposed rulemaking establishes the 2017-2018 scallop fishing season. As in the 2016-2017 season, there would be a daily possession limit of 15 gallons for Zone 1 and Zone 2, and a daily possession limit of 10 gallons for Zone 3. For Zone 1, a 60-day season is set for draggers to start on December 4, 2017 and the proposed last day of the season is April 10, 2018. For Zone 1, a 60-day season is set for divers to start on December 1, 2017 and the proposed last day of the season is April 15, 2018. For Zone 2, a 70-day season is set for draggers to start on December 4, 2017 and the proposed last day of the season is April 11, 2018. For Zone 2, a 70-day season is set for divers to start on December 1, 2017 and the proposed last day of the season is April 15, 2018. For Zone 3, a 55-day season is proposed for draggers to begin on December 4, 2017 and the proposed last day of the season is April 11, 2018. For Zone 3, a 55-day season is proposed for divers to begin on December 1, 2017 and the proposed last day of the season is April 14, 2018.

In Zone 1, Casco Bay, Sheepscot River and Muscongus Bay/W. Penobscot Bay Areas, as well as Whiting/Dennys Bays in Zone 3 are proposed as Limited Access Areas with reduced harvesting days. In Zone 2, territorial waters surrounding Machias Seal Island and North Rock will be open to harvest daily for the month of December 2017, only.

DMR is proposing to maintain the following targeted closures based on depletion, high concentrations of seed/sublegal scallops and/or the presence of spat-producing scallops: Muscle Ridge, Lower Muscle Ridge, Eastern Casco Bay, Upper Sheepscot River, Ocean Point, Damariscotta River, New Meadows River, Card Cove and Beals-Jonesport Bridge.

Additionally, the daily possession and harvest limits for individuals issued a license under either 12 M.R.S §6701 or §6702 has been updated to reflect personal limits for divers are no longer limited by vessel.

Date, time and location of PUBLIC HEARING (*if any*): October 10, 2017, 6:00 PM, University of Maine at Machias, Rm 102, 116 O'Brien Avenue Machias, ME; October 11, 2017, 6:00 PM, Ellsworth City Hall Auditorium, One City Hall Plaza, Ellsworth, ME; October 12, 2017, 6:00 PM, DMR – Augusta, 32 Blossom Lane, Augusta, ME

COMMENT DEADLINE: October 23, 2017

CONTACT PERSON FOR THIS FILING (*include name, mailing address, telephone, fax, TTY, e-mail*):

AGENCY CONTACT PERSON: Amanda Ellis (tel: 207-624-6573)

Mail Written Comments to: Department of Marine Resources, attn Rulemaking

ADDRESS: 21 State House Station, Augusta, ME 04333-0021

WEB SITE: <http://www.maine.gov/dmr/laws-regulations/proposed-rulemaking.html>

E-MAIL: dmr.rulemaking@maine.gov

FAX: (207) 624-6024

TTY: (207) 624-6500 (Deaf/Hard of Hearing)

Hearing facilities: If you require accommodations due to disability, please contact Meredith Mendelson, at (207) 624-6553.

CONTACT PERSON FOR SMALL BUSINESS IMPACT STATEMENT (*if different*): SAME

FINANCIAL IMPACT ON MUNICIPALITIES OR COUNTIES (*if any*): NONE

STATUTORY AUTHORITY FOR THIS RULE: 12 M.R.S. §6171, 6722, 6728-C

SUBSTANTIVE STATE OR FEDERAL LAW BEING IMPLEMENTED (*if different*): SAME

AGENCY WEBSITE: <http://www.maine.gov/dmr/rulemaking/>

E-MAIL FOR OVERALL AGENCY RULE-MAKING LIAISON: DMR.rulemaking@maine.gov

* Check one of the following two boxes.

The summary provided above is for publication in both the newspaper and website notices.

The summary provided above is for the newspaper notice only. Title 5 §8053, sub-§5 & sub-§7, ¶D. A more detailed summary is attached for inclusion in the rule-making notice posted on the Secretary of State's website. Title 5 §8053, sub-§3, ¶D & sub-§6.

Please approve bottom portion of this form and assign appropriate AdvantageME number.

APPROVED FOR PAYMENT					DATE: _____
FUND	AGENCY	S-UNIT	APP	OBJT	AMOUNT
010	13A	1120	10	4946	regulations

Please forward invoice to: Natural Resource Service Center, 155 SHS, Augusta

DEPARTMENT OF MARINE RESOURCES

Chapter 11 Scallops

11.01 Definitions

6. Scallop Management "Zone Two (2)" includes all coastal waters East of the line defined in the preceding subsection 5 for Zone One, including all coastal waters of the Penobscot River North of Fort Point State Park to the Lubec-Campobello Island bridge; and, all territorial waters surrounding Machias Seal Island and North Rock.

11.06 Municipal Mooring Field Closures

It shall be unlawful to fish for, take, or possess scallops taken by dragging within any of the following closed areas. All directions are relative to True North (not magnetic).

Transiting exception:

A vessel may not transit within the following closed areas with any part of a drag, including the cable, in the water.

1. Inner Blue Hill Harbor

West of a line drawn from the most western point of Sculpin Point, Blue Hill to the closest point of land on Parker Point, Blue Hill Neck.

2. Bartlett Landing

East of a line starting at the town pier 44 20.576 N 068 25.042 W, running south to the northern tip of west point 44 20.274 N 068 25.264 W.

3. Seal Harbor

North of a line starting at the southern end of Crownshield Pt 44 17.286 N 068 14.620 W running in an easterly direction to 44 17.416 N 068 14.180 W.

4. Northeast Harbor

North of a line starting at a private pier on the western side of the Harbor 44 17.244 N 068 16.787 W running in a north easterly direction to the southern tip of land on the eastside of the harbor 44 17.432 N 068 16.583 W.

5. Somes Sound Harbor

North of a line starting at the northern tip of Mason Point 44 21.491 N 068 19.626 W then running in a southeasterly direction to the southern tip of Squantum Point 44 21.425 N 068 19.311 W.

6. Western Blue Hill Bay (Blue Hill)

Inside and westerly of a line beginning at the easternmost point of High Head, Blue Hill, then running northeast to the most eastern tip of Sand Point, Blue Hill.

7. Pennamaquan River

Inside and up river of a line drawn from the Eastern tip of Kelly Point, Pembroke and running in a Northeast direction to GC "11" and then continuing in a direction of true North to Hersey Neck.

11.07 Atlantic Sea Scallop Limitations

4. Atlantic Sea Scallops, Shellstock Ratio to Meat Conversion, Possession Limit, Daily Limit

A. Shellstock Ratio to Meat Conversion

For the purposes of this regulation, one and a half bushels of shellstock shall be equal to one gallon of scallop meat.

B. Daily Harvest and Possession Limits.

(1) Daily Harvest and Possession Limit for Individuals Issued a License under §6702

It is unlawful to fish for, take or possess more than 15 gallons of scallop meat or any aggregate of meat and shellstock, which is greater than the equivalent of 15 gallons of meat per day per vessel.

(2) Daily Harvest and Possession Limit for Individuals Issued a License under §6701

It is unlawful to fish for, take or possess more than 15 gallons of scallop meat or any aggregate of meat and shellstock, which is greater than the equivalent of 15 gallons of meat per day.

C. Daily Limit Restrictions.

It is unlawful to unload any portion of a day's catch and return to fishing in Maine's territorial waters. It is unlawful to transfer to or receive from another vessel any scallop shellstock or scallop meats.

11.08 Targeted Scallop Conservation Closures

Targeted closures are imposed as conservation measures to assist in rebuilding specific areas of the state. Targeted closures may be implemented based on depletion, seed, the presence of spat-producing scallops, and other conservation factors as determined by the Commissioner. Targeted closures are not seasonal closures and are implemented in order to improve and enhance the conservation and rebuilding of the resource in these specific areas.

It shall be unlawful to fish for, take, or possess scallops taken by any method within any of the following closed areas, except for Muscle Ridge (1) which shall be open to diving on ~~Wednesdays and Fridays~~ Thursdays and shall be open to dragging on ~~Mondays and Wednesdays~~ Tuesdays, ~~in~~ on calendar dates specified in section 44-09 ~~11.11~~. All directions are relative to True North (not magnetic).

Transiting exception:

Any vessel possessing scallops onboard, may transit these targeted closures only if the vessel has all fishing gear (dredges, drags, regulators, buoyancy compensators, fins, tanks, weight belts) securely stowed. Securely stowed shall mean the main wire shall not be shackled or connected to the dredges or drags, and the towing swivel will be at block or on the winch for draggers, while regulators, buoyancy compensators and tanks should be disconnected with fins and weight belts removed for divers.

- {1} Muscle Ridge (Open ~~Mondays and Tuesdays~~ to draggers. Open ~~Wednesdays and Fridays~~ Thursdays to divers.)

Eastern boundary: West and South of a line drawn from the most eastern tip of Ash Point, South Thomaston at Latitude 44° 02.805 N Longitude 069° 04.393 W to RW "PA" Mo (A) GONG; then continuing southwest to the northern tip of Two Bush Island.

Western boundary: North of a line starting at the northern end of the Rackliff Island causeway then following the shore to the most southern point of Rackliff Island continuing to the most southern point of Norton Island and then continuing to the most southern point of Whitehead Island then to the southern end of Two Bush Island.

{2} Lower Muscle Ridge

Northern boundary: East and South of a line beginning at the most eastern tip of Whitehead Island, St. George, to the southern tip of Seal Island (Hay Ledges) continuing to the most southwestern point of Graffam Island, then continuing to the southwestern point of Pleasant Island and continuing in a southeasterly direction to the northeastern tip of Two Bush Island.

Southern boundary: North of a line starting at the most southern point of Whitehead Island, St. George, to the southern end of Two Bush Island.

{3} Ocean Point

West of a line drawn from Emerson Point, at the southernmost tip of Ocean Point, Boothbay at Latitude 43° 48.852 N Longitude 069° 35.454 W, to the most northern tip of Fisherman Island, then continuing to R N "8" ~~AND~~; and, E east of a line drawn from R N "8" to the most southwestern tip of Ocean Point at Latitude 43° 48.874 N Longitude 069° 36.332 W.

{4} Eastern Casco Bay

Eastern boundary: West and North of a line drawn from the most southern tip of Gun Point, Harpswell, to G "3", South of Round Rock; continuing in a southwesterly direction to R N "4" at Drunkers Ledges.

Western boundary: East and North of a line draw from R N "4" at Drunkers Ledges to the most southern tip of Jaquish Island; then east of a line from the most northwestern tip of Jaquish Island at Latitude 43° 42.950N Longitude 70° 00.137W to the most southeastern tip of land along Jaquish Gut at Latitude 43° 43.043N Longitude 70° 00.128W.

{5} Upper Sheepscot River

Eastern boundary: West and North of the Townsend Gut Bridge connecting Southport Island and West Boothbay Harbor.

Western boundary: East of a line drawn from the most southern tip of Hockomock Point, Woolwich to the most northern tip of Mill Point, Arrowsic Island, and following the shoreline to the Arrowsic Island-Georgetown Island bridge, and then continuing along the northern coastline to the northeast tip of Dry Point, Georgetown Island.

Southern boundary: North of a line drawn from the most northeastern point of Dogfish Head to the most northeastern point of Macmahan Island, and south of a line drawn from the most northwestern point of Macmahan Island to the most northeastern tip of Soldier Point and south and east of the Southport Island Bridge.

~~Southern boundary: North of a line drawn from the southernmost tip of Cape Newagen, Southport Island, to the eastern tip of Outer Head Island, Georgetown Island, then following the southern shoreline to the most southwestern tip of Outer Head Island, then a line drawn due west to the nearest point of land on Griffith Head, Georgetown Island.~~

North of a line drawn from Emerson Point at the southern most tip of Ocean Point in the town of Boothbay, easterly to Thrumcap Island, then northerly to the southern tip of Rutherford Island, South Bristol.

~~{6}~~ Muscongus Bay

~~North and east of a line beginning at the intersection of Latitude 43° 55' N on Pemaquid Neck (just north of Brown's Cove, Bristol), and following this latitude to its intersection on the eastern side of Hupper Island, Port Clyde, then to the southern tip of Marshall Point.~~

~~{7}~~ New Meadows River

~~Southeast boundary: North of a line drawn from the southernmost tip of Birch Point, Phippsburg, to the southernmost tip of Long Island, Harpswell, then continuing along the western coastline to the northern tip of Long Island, Harpswell, then a line drawn due west to the nearest point of land on Sebascodogan Island, Harpswell.~~

~~Southwestern boundary: North of the Route 24 Gurnet Bridge (Harpswell).~~

~~{8}~~ Card Cove

~~West of a line drawn from the southeastern most tip of Pinkham Point, Harpswell, in a southwesterly direction to the nearest point of land and to include all of Card Cove, Harpswell.~~

~~{9}~~ Beals-Jonesport Bridge

~~Eastern boundary: West of a line drawn from the most eastern tip of Perio Point, Beals to OW Look's wharf, Jonesport.~~

~~Western boundary: East of the Jonesport-Beals Bridge.~~

11.09 Limited Access Areas

It shall be unlawful to fish for, take, or possess scallops taken by any method within any of the following Limited Access Areas except by divers on ~~December 1, 3, 8, 10, 15, 17, 22 and 29, 2016; January 7, 2017; March 2, 9, 16, 18, 23, 25 and 30, 2017; and April 6 and 13, 2017~~ except for MDI Area (5) and the East Moosabec Reach Area (6) where fishing shall be only open to divers on ~~December 1, 8, 15, 22 and 29, 2016; January 5, 12, 19 and 26, 2017; February 2, 9, 16, and 23, 2017; March 2, 9, 16, 23 and 30, 2017; and April 6 and 13, 2017~~ and Whiting and Dennys Bays Area (4) which shall be open to divers on ~~December 3, 10, 17, 24 and 31, 2016; January 6, 13, 20 and 27, 2017; February 3, 11, 18 and 25, 2017; and March 4, 10, 17 and 24, 2017.~~ December 1, 7, 8, 14, 15, 21, 22 and 29, 2017; January 4 and 5, 2018; March 15, 16, 22, 23, 29 and 30, 2018; and, April 6 and 13, 2018 except for Whiting and Dennys Bays Area (4) which shall be open to divers on December 1, 8, 15, 22 and 29, 2017; January 5, 12, 19 and 26, 2018; February 2, 9, 16 and 23, 2018; March 2, 9, 16, 23 and 30, 2018; and, April 6 and 13, 2018. All directions are relative to True north (not magnetic).

It shall be unlawful to fish for, take, or possess scallops taken by any method within any of the following Limited Access Areas except by draggers on ~~January 2, 9, 16, 23 and 30, 2017; February 6, 13, 20 and 27, 2017; March 6, 13, 20 and 27, 2017; and April 3 and 10, 2017~~ except for MDI Area (5) and the East Moosabec Reach Area (6) where fishing shall be only open to draggers on ~~January 2, 9, 16, 23 and 30, 2017; February 6, 13, 20 and 27, 2017; and March 6, 13, 20 and 27, 2017~~ and Whiting & Dennys Bays (4) where fishing shall be open to draggers on ~~December 7, 14, 21 and 28, 2016; January 4, 11, 18 and 25, 2017; February 1, 8, 15 and 22, 2017; and March 1, 8, 15, 22 and 29, 2017. January 8, 15, 22 and 29, 2018; February 5, 12, 19 and 26, 2018; March 5, 12, 19 and 26, 2018; and, April 2 and 9, 2018~~ except for Whiting and Dennys Bays Area (4) which

shall be open to draggers on December 4, 11 and 18, 2017; January 8, 15, 22 and 29, 2018; February 5, 12, 19 and 26, 2018; March 5, 12, 19 and 26, 2018; and, April 2 and 9, 2018. All directions are relative to True north (not magnetic).

Transiting exception:

Any vessel possessing scallops onboard, may transit these Limited Access Areas, only if the vessel has all fishing gear (dredges, drags, regulators, buoyancy compensators, fins, tanks, weight belts) securely stowed. Securely stowed shall mean the main wire shall not be shackled or connected to the dredges or drags, and the towing swivel will be at block or on the winch for draggers, while regulators, buoyancy compensators and tanks should be disconnected with fins and weight belts removed for divers.

The Commissioner may close harvesting for the remainder of the season in the Limited Access Areas listed below through emergency rulemaking if the Department has information that indicates there is a likelihood that between 30 percent and 40 percent of the harvestable biomass has been removed.

{1} Casco Bay Area:

Western boundary: South of a line drawn from the most southwestern point of Basin Point (Harpswell) to the northern tip of Jewell Island. Also, the waters between and to the north of Basin Point and Gun Point bounded by the Route 24 Gurnet Bridge (Harpswell).

Eastern boundary: West and North of a line drawn from the most southern tip of Gun Point, Harpswell, to G "3", South of Round Rock; continuing in a southwesterly direction to R N "4" at Drunkers Ledges, then continuing to the southeastern tip of Jewell island.

{2} ~~Damariscotta/Sheepscot Area:~~

~~South of a line drawn from the most northeastern point of Dogfish Head to the most northeastern point of Macmahan Island, and south of a line drawn from the most northwestern point of Macmahan Island to the most northeastern tip of Soldier Point and south and east of the Southport Island Bridge. Then north of a line drawn from the most southern point of Outer Head Island at Griffith Head, Georgetown to the most southern tip of Cape Island, Southport and then to the most southern tip of Fishermen Island. Then, north of a line from the most northern tip of Fishermen Island to the most southwestern southern point of Thrumcap Island Ocean Point. , and west of a line drawn from this point to the most southern tip of Shipley Point, following the western shoreline of Rutherford Island. Also, west of the South Bristol Bridge, and to include the Damariscotta River.~~

{3} Muscongus/Western Penobscot Area:

Western boundary: North and east of a line beginning at the intersection of Latitude 43° 55' N on Pemaquid Neck (just north of Brown's Cove, Bristol), and following this latitude to its intersection on the eastern side of Hupper Island, Port Clyde, then to the southern tip of Marshall Point ~~the west shore of Mosquito Island, St. George., and to include both Medomak and St. George Rivers.~~

Eastern boundary: South and west of a line starting at the northern end of the Rackliff Island causeway then following the shore to the most southern point of Rackliff Island continuing to the most southern point of Norton Island and then continuing to the most southern point of Whitehead Island then to the southern end of Two Bush Island and continuing in a southwest direction to the most eastern tip of Mosquito Island, St. George.

{4} Whiting Bay and Denny's Bay Area:

It shall be unlawful to fish for or take scallops and or urchins west of a line starting at the western end of Mahar Point, Pembroke, due south to the nearest point of land on Crow Neck, Trescott, to include all of Whiting Bay and Denny's Bay.

~~(5) Mount Desert Island Area~~

~~Southern boundary: North and west of a line drawn from the southernmost tip of Sargent Head, Southwest Harbor, southwesterly to the most northern top of King Point, Southwest Harbor and to include all of Somes Sound.~~

~~(6) East Moosabec Reach Area~~

~~Eastern boundary: West of a line starting at the western end of the breakwater in Sawyer's Cover, Jonesport, to the most western end of Pig Island and then due south to the closest point of land on Great Wass Island.~~

~~Western boundary: West of a line drawn from the most eastern tip of Perio Point, Beals to OW-Look's wharf, Jonesport.~~

11.10 Cobscook Bay Limits and Restrictions.

1. Cobscook Bay.

A. Shellstock ratio to meat count.

For the purposes of 12 M.R.S. §6728, one and a half bushels of shellstock shall be equal to one gallon of scallop meat.

B. Daily harvest and possession limits.

- (1) Daily Harvest and Possession Limit for Individuals Issued a License under §6702
Except as allowed pursuant to Chapter 11.19(2), it is unlawful to fish for, take or possess more than 10 gallons of scallop meat or any aggregate of meat and shellstock, which is greater than the equivalent of 10 gallons of meat per day per vessel.
- (2) Daily Harvest and Possession Limit for Individuals Issued a License under §6701
Except as allowed pursuant to Chapter 11.19(2), it is unlawful to fish for, take or possess more than 10 gallons of scallop meat or any aggregate of meat and shellstock, which is greater than the equivalent of 10 gallons of meat per day.

11.11 Open and Closed Scallop Fishing Days

1. Zone 1 season for draggers

The Atlantic Sea Scallop harvesting season in Maine's territorial waters for draggers in Zone 1 is open ~~December 5, 2016 through April 11, 2017, December 4, 2017 through April 10, 2018~~, both days inclusive, with the following exceptions:

- A. In December ~~2016~~ 2017, fishing is prohibited on Thursdays, Fridays, Saturdays and Sundays; and, December 25, 2017.
- B. In January ~~2017~~ 2018 and February ~~2017-2018~~, fishing is prohibited on Fridays, Saturdays and Sundays; and, January 1, 2018.
- C. In March ~~2017~~ 2018 ~~and April 2017~~, fishing is prohibited on ~~Wednesdays, Thursdays, Fridays, Saturdays and Sundays, except for March 1 and 2, 2017- which shall be open. ;~~ and, March 28, 2018.
- D. In April 2018, fishing is prohibited on Wednesdays, Thursdays, Fridays, Saturdays and Sundays.

2. Zone 1 season for divers

The Atlantic Sea Scallop harvesting season in Maine's territorial waters for divers in Zone 1 is open December 1, ~~2016~~ 2017 through April 15, ~~2017~~ 2018, both days inclusive, with the following exceptions:

- A. In the month of December ~~2016~~ 2017, fishing is prohibited on Sundays and Mondays; except Monday, December 18, 2017, which shall be open. ~~Fishing is prohibited on Saturday, December 24, 2016 and Saturday, December 31, 2016.~~
- B. In the month of January ~~2017~~ 2018, fishing is prohibited, except for January 2, 3, 4, 5, and 6, 2018 ~~and 7, 2017~~ which shall remain open.
- C. Fishing is prohibited in the month of February ~~2017~~ 2018.
- D. In the month of March ~~2017~~ 2018, fishing is prohibited ~~on Sundays, Mondays and Tuesdays, except Tuesday, March 21 and Tuesdays, March 28 which shall remain open.~~ from March 1 through 9, 2018 inclusive and the three following Sundays.
- E. In the month of April ~~2017~~ 2018, fishing is prohibited on Sundays; except Sunday, April 15, 2018, which shall be open.

3. Zone 2 season for draggers

The Atlantic Sea Scallop harvesting season in Maine's territorial waters for draggers in Zone 2 is open ~~December 5, 2016 through March 28, 2017~~ December 4, 2017 through April 11, 2018, both days inclusive, with the following exceptions:

- A. In December ~~2016~~ 2017, fishing is prohibited on Fridays, Saturdays and Sundays. Fishing is prohibited on ~~Thursday, December 1, 2016~~ Monday, December 25, 2017.
- B. In January ~~2017~~ 2018 and February ~~2017~~ 2018, fishing is prohibited on Fridays, Saturdays and Sundays. Fishing is prohibited on Monday, January 1, 2018.
- C. In March ~~2017~~ 2018, fishing is prohibited on ~~Thursdays, Fridays, Saturdays and Sundays. Fishing is prohibited on Thursday, March 22, 2018 and Thursday, March 29, 2018.~~
- D. In April 2018, fishing is prohibited on Thursdays, Fridays, Saturdays and Sundays.

4. Zone 2 season for divers

The Atlantic Sea Scallop harvesting season in Maine's territorial waters for divers in Zone 2 is open ~~December 1, 2016 through April 14, 2017~~ December 1, 2017 through April 15, 2018, both days inclusive, with the following exceptions:

- A. In the months of December ~~2016-2017~~, ~~January 2017 and March 2017~~, fishing is prohibited on Sundays, Mondays and Tuesdays. ~~Fishing is prohibited on Saturday, December 24, and Saturday, December 31, 2016; and Saturday, January 21 and Saturday, January 28, 2017.~~
- B. In the months of January and February 2017 2018, fishing is prohibited on Saturdays, Sundays, Mondays, Tuesdays and Wednesdays. ~~except for Tuesday, February 7 and Saturday, February 11, 2017 which shall be open.~~

- C. In the months of March and April 2017 2018, fishing is prohibited on Sundays, Mondays, and Tuesdays ~~and Wednesdays~~, except Sunday, April 15, 2018, which shall remain open.

5. Zone 2 State Waters season

The Atlantic Sea Scallop harvesting season in Maine's territorial waters around Machias Seal Island and North Rock is open December 1, 2017 through December 31, 2017, both days inclusive. Fishing will be prohibited during the months of January, February, March and April, 2018.

6 5. Zone 3 season for draggers

The Atlantic Sea Scallop harvesting season in Maine's territorial waters for draggers in Zone 3 is open ~~December 5, 2016 through March 29, 2017~~, December 4, 2017 through April 11, 2018, both days inclusive, with the following exceptions:

- A. Fishing is prohibited on Thursdays, Fridays, Saturdays and Sundays. ~~Fishing is prohibited on Monday, March 27, 2017.~~ Fishing is prohibited on Monday, December 25, 2017.

7 6. Zone 3 season for divers

The Atlantic Sea Scallop harvesting season in Maine's territorial waters for divers in Zone 3 is open ~~December 1, 2016 through March 24, 2017~~ December 1, 2017 through April 14, 2018, both days inclusive, with the following exceptions:

- A. Fishing is prohibited on Sundays, Mondays, Tuesdays and Wednesdays- in the months of December 2017, and January, March and April 2018.
- B. In the month of February 2018, fishing is prohibited on Sundays, Mondays, Tuesdays, Wednesdays and Thursdays.

11.12 Ten (10) Year Rotational Management Plan

1. Zone Two (2): Eastern Maine

The open and closed seasons in the specified areas within Zone Two (2) shall be open on a rotational basis as shown in the following table:

Zone Two (2) Eastern Maine 10 Year Rotational Management Plan Schedule										
Rotation	Year 1 2012-13 Season	Year 2 2013-14 Season	Year 3 2014-15 Season	Year 4 2015-16 Season	Year 5 2016-17 Season	Year 6 2017-18 Season	Year 7 2018-19 Season	Year 8 2019-20 Season	Year 9 2020-21 Season	Year 10 2021-22 Season
First	X	X	OPEN	X	X	OPEN	X	X	OPEN	X
Second	OPEN	OPEN	X	X	OPEN	X	X	OPEN	X	X
Third	OPEN	OPEN	X	OPEN	X	X	OPEN	X	X	OPEN

A. First Rotation

It shall be unlawful to fish for, take, or possess scallops taken by any method within any of the following closed areas, except for the 2014-15 fishing season, the 2017-18 fishing season and the 2020-21 fishing season. All directions are relative to True North (not Magnetic unless specified as such).

Transiting exception:

Any vessel possessing scallops onboard, may transit these closed areas, only if the vessel has all fishing gear (dredges, drags) securely stowed. Securely stowed shall mean the main wire shall not be shackled or connected to the dredges or drags, and the towing swivel will be at block or on the winch.

(1) The Bold Coast

Eastern boundary: South and West of a line drawn from the international bridge that connects Lubec to Campobello Island, New Brunswick, Canada.

Western boundary: North and East of a line starting at the most western tip of Jim's Head in the town of Trescott and Magnetic south to the three mile limit.

(2) Little Kennebec/Englishman Bay:

Eastern boundary: South and West of a line starting at Bucks Head, Machiasport proceeding East to the southern end of Northwest Head on Cross Island then True South to the three mile limit.

Western boundary: East and South of a line starting at the most northeastern point of Great Head, Roque Island then northeast to the most southern end of Shoppee Point, Roque Bluffs and from the eastern tip of Great Spruce Island to the day board at East Black Rock 'RW Bn', and then True South to the three mile limit, including Roque Island harbor however not to include the Thoroughfare between Roque Island and Great Spruce Island.

(3) Addison

Eastern boundary: South and West of a line starting at the most eastern end of Tibbett Island going due North to the closest point of land on Moose Neck and southeast to the most northern tip of eastern Plummer Island then the most western tip of Toms Island then True South to the three mile limit.

Western boundary: East and South of a line starting at Strout Point in the town of Milbridge to the most northern tip of Foster Island in the town of Milbridge then the most southeastern tip of Fosters Island to the most northern tip of Dyers Island; continuing from southern tip of Dyers Island to the most northwestern tip of Flint Island and the most southwestern tip of Flint Island then running Magnetic South to the three mile limit.

(4) Frenchman's Bay

Eastern boundary: South and West of a line starting from the southern most tip of Schoodic Point Magnetic South to the three mile limit (western boundary of the Zone A lobster management zone).

Western boundary: East and North of a line starting at the most eastern end of Otter Point, Mount Desert Island continuing SE (135°) to the three mile limit at Latitude 44 16.080 N Longitude 68 07.919 W.

(5) Swan's Island

Eastern boundary: South and West of a line starting at Bass Harbor Head then in a southeast direction to the most easterly Point of Great Gott Island continuing on True South to the three mile limit.

Western boundary: East and South of a line from the southern most tip of Lopaus Point to the northern most point of Black Island; continuing from the western most tip of Black Island to the northern most tip of Swans Island Head, Swans Island; continuing South from West Point, Swans Island to Long Point, Marshall Island; then East of a line from the southwestern most tip of Lower Head, Marshall Island running True South to the three mile limit.

(6) Isle Au Haut Bay

Eastern boundary: South and West of a line starting at Moose Island, Deer Isle, to the western most point of Farrel Island, then True South to the three mile limit.

Western boundary: South of a line starting at the southern most point of Stinson Point, Deer Isle west to Mullen Head, North Haven; then East of a line starting at Fish Point, North Haven to Calder Wood Point on Calderwood Neck, Vinalhaven; continuing from the southern most point of Lane Island, Vinalhaven, True South to the three mile limit.

(7) Upper Penobscot Bay

Eastern boundary: Northwest of a line from Deer Isle bridge and the most southwestern point of Little Deer Isle to the most northern point of Pickering Island, then to the most eastern tip of Dark Harbor, Islesboro; continuing on from Grindel Point, Islesboro due West to the Sea Urchin Zone line at Latitude 44 16.913 N Longitude 68 58.508 W.
Western boundary: East of the Sea Urchin Zone Line.

(8) Outer Islands (Machias Seal Island and North Rock)

Territorial waters surrounding Machias Seal Island and North Rock.

Insert this Zone One (1) DRAG calendar as if underlined (at the end of Ch. 11):

2017 - 2018 Scallop Season Calendar
Zone One (1)
60 Day DRAG Season (15 gallons)

O Zone 1 Limited Access Areas Draggers **O** Open Closed

December 2017						
S	M	Tu	W	Th	F	S
					1	2
3	4 O	5 O	6 O	7	8	9
10	11 O	12 O	13 O	14	15	16
17	18 O	19 O	20 O	21	22	23
24	25	26 O	27 O	28	29	30
31						

11

January 2018						
S	M	Tu	W	Th	F	S
	1	2 O	3 O	4 O	5	6
7	8 O	9 O	10 O	11 O	12	13
14	15 O	16 O	17 O	18 O	19	20
21	22 O	23 O	24 O	25 O	26	27
28	29 O	30 O	31 O			

18

February 2018						
S	M	Tu	W	Th	F	S
				1 O	2	3
4	5 O	6 O	7 O	8 O	9	10
11	12 O	13 O	14 O	15 O	16	17
18	19 O	20 O	21 O	22 O	23	24
25	26 O	27 O	28 O			

16

March 2018						
S	M	Tu	W	Th	F	S
				1	2	3
4	5 O	6 O	7 O	8	9	10
11	12 O	13 O	14 O	15	16	17
18	19 O	20 O	21 O	22	23	24
25	26 O	27 O	28	29	30	31

11

April 2018						
S	M	Tu	W	Th	F	S
1	2 O	3 O	4	5	6	7
8	9 O	10 O	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

4

Muscle Ridge:
 OPEN Tuesdays to Draggers;
 OPEN Thursdays to Divers.

Limited Access Areas:
 Casco Bay
 Sheepscot River
 Muscongus Bay

Total Days
60

Total Limited Access Areas Days
14

Total Weeks
19

Strike this Zone One (1) DRAG calendar at the end of Ch.11:

2016 - 2017 Scallop Season Calendar

Zone One (1)

60 Day DRAG Season (15 gallons)

O Zone 1 Limited Access Areas Draggers **O** Open Closed

December 2016						
S	M	Tu	W	Th	F	S
				1	2	3
4	5 O	6 O	7 O	8	9	10
11	12 O	13 O	14 O	15	16	17
18	19 O	20 O	21 O	22	23	24
25	26 O	27 O	28 O	29	30	31

January 2017						
S	M	Tu	W	Th	F	S
1	2 O	3 O	4 O	5 O	6	7
8	9 O	10 O	11 O	12 O	13	14
15	16 O	17 O	18 O	19 O	20	21
22	23 O	24 O	25 O	26 O	27	28
29	30 O	31 O				

12

18

February 2017						
S	M	Tu	W	Th	F	S
			1 O	2 O	3	4
5	6 O	7 O	8 O	9 O	10	11
12	13 O	14 O	15 O	16 O	17	18
19	20 O	21 O	22 O	23 O	24	25
26	27 O	28 O				

March 2017						
S	M	Tu	W	Th	F	S
			1 O	2 O	3	4
5	6 O	7 O	8	9	10	11
12	13 O	14 O	15	16	17	18
19	20 O	21 O	22	23	24	25
26	27 O	28 O	29	30	31	

16

10

April 2017						
S	M	Tu	W	Th	F	S
						1
2	3 O	4 O	5	6	7	8
9	10 O	11 O	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29

4

**Muscle Ridge: OPEN Mondays
& Tuesdays to DRAGGERS**

Total Days
60

Total Limited Access Areas Days
15

Total Weeks
19

Insert this Zone Two (2) DRAG calendar as if underlined (at the end of Ch. 11):

2017 - 2018 Scallop Season Calendar

Zone Two (2)

70 Day DRAG Season (15 gallons)

O Zone 2 Limited Access Areas Draggers **O** Open Closed

December 2017						
S	M	Tu	W	Th	F	S
					1	2
3	4 O	5 O	6 O	7 O	8	9
10	11 O	12 O	13 O	14 O	15	16
17	18 O	19 O	20 O	21 O	22	23
24	25	26 O	27 O	28 O	29	30
31						

15

January 2018						
S	M	Tu	W	Th	F	S
	1	2 O	3 O	4 O	5	6
7	8 O	9 O	10 O	11 O	12	13
14	15 O	16 O	17 O	18 O	19	20
21	22 O	23 O	24 O	25 O	26	27
28	29 O	30 O	31 O			

18

February 2018						
S	M	Tu	W	Th	F	S
				1 O	2	3
4	5 O	6 O	7 O	8 O	9	10
11	12 O	13 O	14 O	15 O	16	17
18	19 O	20 O	21 O	22 O	23	24
25	26 O	27 O	28 O			

16

March 2018						
S	M	Tu	W	Th	F	S
				1 O	2	3
4	5 O	6 O	7 O	8 O	9	10
11	12 O	13 O	14 O	15 O	16	17
18	19 O	20 O	21 O	22	23	24
25	26 O	27 O	28 O	29	30	31

15

April 2018						
S	M	Tu	W	Th	F	S
1	2 O	3 O	4 O	5	6	7
8	9 O	10 O	11 O	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

6

Total Days
70

Total Limited Access Areas Days
14

Total Weeks
19

Strike this Zone Two (2) DRAG calendar at the end of Ch.11:

2016 - 2017 Scallop Season Calendar
Zone Two (2)
70 Day DRAG Season (15 gallons)

O Zone 2 Limited Access Areas Draggers **O** Open Closed

December 2016						
S	M	Tu	W	Th	F	S
				1	2	3
4	5 O	6 O	7 O	8 O	9	10
11	12 O	13 O	14 O	15 O	16	17
18	19 O	20 O	21 O	22 O	23	24
25	26 O	27 O	28 O	29 O	30	31

January 2017						
S	M	Tu	W	Th	F	S
1	2 O	3 O	4 O	5 O	6 O	7
8	9 O	10 O	11 O	12 O	13 O	14
15	16 O	17 O	18 O	19 O	20 O	21
22	23 O	24 O	25 O	26 O	27 O	28
29	30 O	31 O				

16

22

February 2017						
S	M	Tu	W	Th	F	S
			1 O	2 O	3 O	4
5	6 O	7 O	8 O	9 O	10 O	11
12	13 O	14 O	15 O	16 O	17 O	18
19	20 O	21 O	22 O	23 O	24 O	25
26	27 O	28 O				

March 2017						
S	M	Tu	W	Th	F	S
			1 O	2	3	4
5	6 O	7 O	8 O	9	10	11
12	13 O	14 O	15 O	16	17	18
19	20 O	21 O	22 O	23	24	25
26	27 O	28 O	29	30	31	

20

12

April 2017						
S	M	Tu	W	Th	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29

0

Total Days
70

Total Limited Access Areas Days
13

Total Weeks
17

Insert this Zone Three (3) DRAG calendar as if underlined (at the end of Ch. 11):

2017 - 2018 Scallop Season Calendar

Zone Three (3)

55 Day DRAG Season (10 gallons)

O Zone 3 Limited Access Areas Draggers **O** Open Closed

December 2017						
S	M	Tu	W	Th	F	S
					1	2
3	4 O	5 O	6 O	7	8	9
10	11 O	12 O	13 O	14	15	16
17	18 O	19 O	20 O	21	22	23
24	25	26 O	27 O	28	29	30
31						

11

January 2018						
S	M	Tu	W	Th	F	S
	1	2 O	3 O	4	5	6
7	8 O	9 O	10 O	11	12	13
14	15	16 O	17 O	18	19	20
21	22 O	23 O	24 O	25	26	27
28	29 O	30 O	31 O			

14

February 2018						
S	M	Tu	W	Th	F	S
				1	2	3
4	5 O	6 O	7 O	8	9	10
11	12 O	13 O	14 O	15	16	17
18	19 O	20 O	21 O	22	23	24
25	26 O	27 O	28 O			

12

March 2018						
S	M	Tu	W	Th	F	S
				1	2	3
4	5 O	6 O	7 O	8	9	10
11	12 O	13 O	14 O	15	16	17
18	19 O	20 O	21 O	22	23	24
25	26 O	27 O	28 O	29	30	31

12

April 2018						
S	M	Tu	W	Th	F	S
1	2 O	3 O	4 O	5	6	7
8	9 O	10 O	11 O	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

6

Limited Access Areas:
Whiting/Dennys Bay

Total Days
55

Total Limited Access Areas Days
17

Total Weeks
19

Strike this Zone Three (3) DRAG calendar at the end of Ch.11:

2016 - 2017 Scallop Season Calendar

Zone Three (3)

50 Day DRAG Season (10 gallons)

O Zone 3 Limited Access Areas Draggers **O** Open Closed

December 2016						
S	M	Tu	W	Th	F	S
				1	2	3
4	5 O	6 O	7 O	8	9	10
11	12 O	13 O	14 O	15	16	17
18	19 O	20 O	21 O	22	23	24
25	26 O	27 O	28 O	29	30	31

January 2017						
S	M	Tu	W	Th	F	S
1	2 O	3 O	4 O	5	6	7
8	9 O	10 O	11 O	12	13	14
15	16 O	17 O	18 O	19	20	21
22	23 O	24 O	25 O	26	27	28
29	30 O	31 O				

12

14

February 2017						
S	M	Tu	W	Th	F	S
			1 O	2	3	4
5	6 O	7 O	8 O	9	10	11
12	13 O	14 O	15 O	16	17	18
19	20 O	21 O	22 O	23	24	25
26	27 O	28 O				

March 2017						
S	M	Tu	W	Th	F	S
			1 O	2	3	4
5	6 O	7 O	8 O	9	10	11
12	13 O	14 O	15 O	16	17	18
19	20 O	21 O	22 O	23	24	25
26	27	28 O	29 O	30	31	

12

12

April 2017						
S	M	Tu	W	Th	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29

0

Total Days
50

Total Limited Access Areas Days
17

Total Weeks
17

Insert this Zone One (1) DIVE calendar as if underlined (at the end of Ch. 11):

2017-2018 Scallop Season Calendar Zone One (1) 60 Day DIVE Season (15 gallons)

Zone 1 Limited Access Areas Divers Open Closed

December 2017						
S	M	Tu	W	Th	F	S
					1	2
					O	O
3	4	5	6	7	8	9
		O	O	O	O	O
10	11	12	13	14	15	16
		O	O	O	O	O
17	18	19	20	21	22	23
	O	O	O	O	O	O
24	25	26	27	28	29	30
	O	O	O	O	O	O
31						

23

January 2018						
S	M	Tu	W	Th	F	S
	1	2	3	4	5	6
	O	O	O	O	O	O
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

5

February 2018						
S	M	Tu	W	Th	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
	O	O	O	O	O	O
25	26	27	28			

0

March 2018						
S	M	Tu	W	Th	F	S
				1	2	3
4	5	6	7	8	9	10
						O
11	12	13	14	15	16	17
	O	O	O	O	O	O
18	19	20	21	22	23	24
	O	O	O	O	O	O
25	26	27	28	29	30	31
	O	O	O	O	O	O

19

April 2018						
S	M	Tu	W	Th	F	S
1	2	3	4	5	6	7
	O	O	O	O	O	O
8	9	10	11	12	13	14
	O	O	O	O	O	O
15	16	17	18	19	20	21
O						
22	23	24	25	26	27	28
29	30					

13

Muscle Ridge:

OPEN Tuesdays to Draggers;
OPEN Thursdays to Divers.

Total Days
60

Total Limited Access Areas Days
18

Total Weeks
12

Strike this Zone One (1) DIVE calendar at the end of Ch.11:

2016-2017 Scallop Season Calendar

Zone One (1)

60 Day DIVE Season (15 gallons)

Zone 1 Limited Access Areas Divers

Open Closed

December 2016						
S	M	Tu	W	Th	F	S
				1	2	3
				O	O	O
4	5	6	7	8	9	10
		O	O	O	O	O
11	12	13	14	15	16	17
		O	O	O	O	O
18	19	20	21	22	23	24
		O	O	O	O	
25	26	27	28	29	30	31
		O	O	O	O	

January 2017						
S	M	Tu	W	Th	F	S
1	2	3	4	5	6	7
		O	O	O	O	O
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

21

5

February 2017						
S	M	Tu	W	Th	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28				

March 2017						
S	M	Tu	W	Th	F	S
			1	2	3	4
			O	O	O	O
5	6	7	8	9	10	11
			O	O	O	O
12	13	14	15	16	17	18
			O	O	O	O
19	20	21	22	23	24	25
		O	O	O	O	O
26	27	28	29	30	31	
		O	O	O	O	

0

21

April 2017						
S	M	Tu	W	Th	F	S
						1
						O
2	3	4	5	6	7	8
	O	O	O	O	O	O
9	10	11	12	13	14	15
	O	O	O	O	O	O
16	17	18	19	20	21	22
23	24	25	26	27	28	29

13

Muscle Ridge: OPEN Wednesdays & Fridays to DIVERS

Total Days
60

Total Limited Access Areas Days
18

Total Weeks
15

Insert this Zone Two (2) DIVE calendar as if underlined (at the end of Ch. 11):

2017-2018 Scallop Season Calendar

Zone Two (2)

70 Day DIVE Season (15 gallons)

Zone 2 Limited Access Areas Diver Open Closed

December 2017						
S	M	Tu	W	Th	F	S
					1	2
					O	O
3	4	5	6	7	8	9
			O	O	O	O
10	11	12	13	14	15	16
			O	O	O	O
17	18	19	20	21	22	23
			O	O	O	O
24	25	26	27	28	29	30
			O	O	O	O
31						

18

January 2018						
S	M	Tu	W	Th	F	S
	1	2	3	4	5	6
				O	O	O
7	8	9	10	11	12	13
				O	O	O
14	15	16	17	18	19	20
				O	O	O
21	22	23	24	25	26	27
				O	O	O
28	29	30	31			

12

February 2018						
S	M	Tu	W	Th	F	S
				1	2	3
				O	O	O
4	5	6	7	8	9	10
				O	O	O
11	12	13	14	15	16	17
				O	O	O
18	19	20	21	22	23	24
				O	O	O
25	26	27	28			

12

March 2018						
S	M	Tu	W	Th	F	S
				1	2	3
				O	O	O
4	5	6	7	8	9	10
			O	O	O	O
11	12	13	14	15	16	17
			O	O	O	O
18	19	20	21	22	23	24
			O	O	O	O
25	26	27	28	29	30	31
			O	O	O	O

19

April 2018						
S	M	Tu	W	Th	F	S
1	2	3	4	5	6	7
			O	O	O	O
8	9	10	11	12	13	14
			O	O	O	O
15	16	17	18	19	20	21
O						
22	23	24	25	26	27	28
29	30					

9

Total Days
70

Total Limited Access Areas Days
20

Total Weeks
20

Strike this Zone Two (2) DIVE calendar at the end of Ch.11:

2016-2017 Scallop Season Calendar

Zone Two (2)

70 Day DIVE Season (15 gallons)

Zone 2 Limited Access Areas Divers

Open

Closed

December 2016						
S	M	Tu	W	Th	F	S
				1 O	2 O	3 O
4	5	6	7 O	8 O	9 O	10 O
11	12	13	14 O	15 O	16 O	17 O
18	19	20	21 O	22 O	23 O	24
25	26	27	28 O	29 O	30 O	31

17

January 2017						
S	M	Tu	W	Th	F	S
1	2	3	4 O	5 O	6 O	7 O
8	9	10	11 O	12 O	13 O	14 O
15	16	17	18 O	19 O	20 O	21
22	23	24	25 O	26 O	27 O	28
29	30	31				

14

February 2017						
S	M	Tu	W	Th	F	S
			1 O	2 O	3 O	4
5	6	7 O	8 O	9 O	10 O	11 O
12	13	14	15 O	16 O	17 O	18
19	20	21	22 O	23 O	24 O	25
26	27	28				

14

March 2017						
S	M	Tu	W	Th	F	S
			1 O	2 O	3 O	4 O
5	6	7	8 O	9 O	10 O	11 O
12	13	14	15 O	16 O	17 O	18 O
19	20	21	22 O	23 O	24 O	25 O
26	27	28	29 O	30 O	31 O	

19

April 2017						
S	M	Tu	W	Th	F	S
						1 O
2	3	4	5	6 O	7 O	8 O
9	10	11	12	13 O	14 O	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29

6

Total Days
70

Total Limited Access Areas Days
20

Total Weeks
21

Insert this Zone Three (3) DIVE calendar as if underlined (at the end of Ch. 11):

2017-2018 Scallop Season Calendar
Zone Three (3)
55 Day DIVE Season (10 gallons)

Zone 3 Limited Access Areas Divers Open Closed

December 2017						
S	M	Tu	W	Th	F	S
					1 O	2 O
3	4	5	6	7 O	8 O	9 O
10	11	12	13	14 O	15 O	16 O
17	18	19	20	21 O	22 O	23 O
24	25	26	27	28 O	29 O	30 O
31						

14

January 2018						
S	M	Tu	W	Th	F	S
	1	2	3	4 O	5 O	6 O
7	8	9	10	11 O	12 O	13 O
14	15	16	17	18 O	19 O	20 O
21	22	23	24	25 O	26 O	27 O
28	29	30	31			

12

February 2018						
S	M	Tu	W	Th	F	S
				1	2 O	3 O
4	5	6	7	8	9 O	10 O
11	12	13	14	15	16 O	17 O
18	19	20	21	22	23 O	24 O
25	26	27	28			

8

March 2018						
S	M	Tu	W	Th	F	S
				1 O	2 O	3 O
4	5	6	7	8 O	9 O	10 O
11	12	13	14	15 O	16 O	17 O
18	19	20	21	22 O	23 O	24 O
25	26	27	28	29 O	30 O	31 O

15

April 2018						
S	M	Tu	W	Th	F	S
1	2	3	4	5 O	6 O	7 O
8	9	10	11	12 O	13 O	14 O
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

6

Total Days
55

Total Limited Access Areas Days
20

Total Weeks
20

Strike this Zone Three (3) DIVE calendar at the end of Ch.11:

2016-2017 Scallop Season Calendar

Zone Three (3)

50 Day DIVE Season (10 gallons)

Zone 3 Limited Access Areas Divers

Open

Closed

December 2016						
S	M	Tu	W	Th	F	S
				1	2	3
				O	O	O
4	5	6	7	8	9	10
				O	O	O
11	12	13	14	15	16	17
				O	O	O
18	19	20	21	22	23	24
				O	O	O
25	26	27	28	29	30	31
				O	O	O

January 2017						
S	M	Tu	W	Th	F	S
1	2	3	4	5	6	7
				O	O	O
8	9	10	11	12	13	14
				O	O	O
15	16	17	18	19	20	21
				O	O	O
22	23	24	25	26	27	28
				O	O	O
29	30	31				

15

12

February 2017						
S	M	Tu	W	Th	F	S
			1	2	3	4
				O	O	O
5	6	7	8	9	10	11
				O	O	O
12	13	14	15	16	17	18
				O	O	O
19	20	21	22	23	24	25
				O	O	O
26	27	28				

March 2017						
S	M	Tu	W	Th	F	S
			1	2	3	4
				O	O	O
5	6	7	8	9	10	11
				O	O	O
12	13	14	15	16	17	18
				O	O	O
19	20	21	22	23	24	25
				O	O	
26	27	28	29	30	31	

12

11

April 2017						
S	M	Tu	W	Th	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29

0

Total Days
50

Total Limited Access Areas Days
17

Total Weeks
17

Rule-Making Fact Sheet

(5 M.R.S., §8057-A)

AGENCY: Department of Marine Resources

NAME, ADDRESS, PHONE NUMBER OF AGENCY CONTACT PERSON:

Amanda Ellis, Department of Marine Resources, 21 State House Station, Augusta, Maine 04333-0021 Telephone: (207) 624-6573; E-mail: Amanda.Ellis@maine.gov, web address: <http://www.maine.gov/dmr/rulemaking/>

CHAPTER NUMBER AND RULE: Chapter 11 Scallops; 2017-18 Season

STATUTORY AUTHORITY: **12 M.R.S. §6171, 6722, 6728-C**

DATE AND PLACE OF PUBLIC HEARING:

October 10, 2017, 6:00 PM, University of Maine at Machias, Rm 102, 116 O'Brien Avenue Machias, ME

October 11, 2017, 6:00 PM, Ellsworth City Hall Auditorium, One City Hall Plaza, Ellsworth, ME

October 12, 2017, 6:00 PM, DMR – Augusta, 32 Blossom Lane, Augusta, ME

COMMENT DEADLINE: **10/23/2017**

PRINCIPAL REASON(S) OR PURPOSE FOR PROPOSING THIS RULE: [*see* §8057-A(1)(A)&(C)]

Scallop Regulations must be updated for each new season to adjust the schedules and closure lines based on lessons learned from the previous season.

IS MATERIAL INCORPORATED BY REFERENCE IN THE RULE? ___ YES ___ **X** NO [§8056(1)(B)]

ANALYSIS AND EXPECTED OPERATION OF THE RULE: [*see* §8057-A(1)(B)&(D)]

This proposed rulemaking establishes the 2017-2018 scallop fishing season. As in the 2016-2017 season, there would be a daily possession limit of 15 gallons for Zone 1 and Zone 2, and a daily possession limit of 10 gallons for Zone 3. For Zone 1, a 60-day season is set for draggers to start on December 4, 2017 and the proposed last day of the season is April 10, 2018. For Zone 1, a 60-day season is set for divers to start on December 1, 2017 and the proposed last day of the season is April 15, 2018. For Zone 2, a 70-day season is set for draggers to start on December 4, 2017 and the proposed last day of the season is April 11, 2018. For Zone 2, a 70-day season is set for divers to start on December 1, 2017 and the proposed last day of the season is April 15, 2018. For Zone 3, a 55-day season is proposed for draggers to begin on December 4, 2017 and the proposed last day of the season is April 11, 2018. For Zone 3, a 55-day season is proposed for divers to begin on December 1, 2017 and the proposed last day of the season is April 14, 2018.

In Zone 1, Casco Bay, Sheepscot River and Muscongus Bay/W. Penobscot Bay Areas, as well as Whiting/Dennys Bays in Zone 3 are proposed as Limited Access Areas with reduced harvesting days. In Zone 2, territorial waters surrounding Machias Seal Island and North Rock will be open to harvest daily for the month of December 2017, only.

DMR is proposing to maintain the following targeted closures based on depletion, high concentrations of seed/sublegal scallops and/or the presence of spat-producing scallops: Muscle Ridge, Lower Muscle Ridge, Eastern Casco Bay, Upper Sheepscot River, Ocean Point, Damariscotta River, New Meadows River, Card Cove and Beals-Jonesport Bridge.

Additionally, the daily possession and harvest limits for individuals issued a license under either 12 M.R.S §6701 or §6702 has been updated to reflect personal limits for divers are no longer limited by vessel.

Date, time and location of PUBLIC HEARING (if any): October 10, 2017, 6:00 PM, University of Maine at Machias, Rm 102, 116 O'Brien Avenue Machias, ME; October 11, 2017, 6:00 PM, Ellsworth City Hall Auditorium, One City Hall Plaza, Ellsworth, ME; October 12, 2017, 6:00 PM, DMR – Augusta, 32 Blossom Lane, Augusta, ME

BRIEF SUMMARY OF RELEVANT INFORMATION CONSIDERED DURING DEVELOPMENT OF THE RULE (including up to 3 primary sources relied upon) [*see* §§8057-A(1)(E) & 8063-B]

Recommendations from the Scallop Advisory Council, scallop industry members [harvesters and dealers] and Bureau of Marine Patrol.

ESTIMATED FISCAL IMPACT OF THE RULE: [see §8057-A(1)(C)]

Enforcement of this rule will not require additional activity in this agency. Existing enforcement personnel will monitor compliance during their routine patrols.

FOR EXISTING RULES WITH FISCAL IMPACT OF \$1 MILLION OR MORE, ALSO INCLUDE:

ECONOMIC IMPACT, WHETHER OR NOT QUANTIFIABLE IN MONETARY TERMS:

[see §8057-A(2)(A)]

INDIVIDUALS, MAJOR INTEREST GROUPS AND TYPES OF BUSINESSES AFFECTED AND HOW THEY WILL BE AFFECTED: [see §8057-A(2)(B)]

BENEFITS OF THE RULE: [see §8057-A(2)(C)]

Note: If necessary, additional pages may be used.