

Notice of Agency Rule-making Proposal

AGENCY: 13-188-Department of Marine Resources

CHAPTER NUMBER AND TITLE: Chapter 11 Scallops; 2019-20 Season
 PROPOSED RULE NUMBER (leave blank; to be assigned by Secretary of State):

BRIEF SUMMARY:

This proposed rule-making establishes the 2019-2020 scallop fishing season. Daily possession limits of 15 gallons for Zone 1 and Zone 2, and 10 gallons for Zone 3 remain unchanged. For Zone 1, a 60-day season for draggers would begin on December 9, 2019 and the last day of the season would be March 26, 2020. For Zone 1, a 60-day season for divers would start on November 14, 2019 and the last day of the season would be April 30, 2020. For Zone 2, a 70-day season for draggers would start on December 2, 2019 and the last day of the season would be March 31, 2020. For Zone 2, a 70-day season for divers would start on November 18, 2019 and the last day of the season would be April 29, 2020. For Zone 3, a 50-day season for draggers would begin on December 2, 2019 and the last day of the season would be March 25, 2020. For Zone 3, a 50-day season for divers would begin on December 5, 2019 and the last day of the season would be March 28, 2020.

In Zone 1, Casco Bay, Sheepscot River, Muscle Ridge, and 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 would be open to harvest all days during January 2020, in addition to open Zone 2 calendar days throughout the season.

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

This rule proposes to amend the harvest time to begin at 0700 hours and cease at 1630 hours on open calendar days, replacing the provision that prohibits harvest between sunset and sunrise.

This rule proposes to remove the specific drag size gear restrictions in the Blue Hill Bay area (currently 8’6”). If amended, harvesters would be able to utilize any drag size, provided it does not exceed the State maximum of 10’ 6.”

Date, time and location of PUBLIC HEARING (if any):

- September 12, 2019, 6:00 PM, DMR – Augusta, Rm 118, 32 Blossom Lane, Augusta, ME;
- September 16, 2019, 6:00 PM, Ellsworth City Hall Auditorium, One City Hall Plaza, Ellsworth, ME;
- September 17, 2019, 6:00 PM, University of Maine at Machias, Rm 102, 116 O’Brien Avenue Machias, ME

COMMENT DEADLINE: September 27, 2019

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

NAME: Amanda Ellis
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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: §6171, 6722

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.

X 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: _____
 (authorized signature)

| FUND | AGENCY | ORG | APP | OBJ | PROGRAM | FUNDING Profile JVC | FUND Pri JVC | FUND Line JVC |
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DEPARTMENT OF MARINE RESOURCES

Chapter 11 Scallops

11.05 Scallop Harvesting Gear Restrictions

1. State Waters Drag Size Restriction

It shall be unlawful to possess on any vessel fishing for scallops, or to fish for or take scallops, in Maine’s territorial waters: Any scallop drag or combination of scallop drags that exceed 10 feet 6 inches in width (by measuring from the extreme outside of the mouth of the drag or drags).

2. ~~Blue Hill Bay Drag Size Restriction~~

~~It is unlawful to possess on any vessel fishing for scallops or fish for or take scallops with any one combination of scallop drags in excess of 8 feet 6 inches in width by measuring from the extreme outside edge of the mouth of the drag or drags, in Blue Hill Bay above or north of a line drawn from Bass Harbor Head in the Town of Tremont westerly to Pond Island and thence to Naskeag Point in the Town of Brooklin as written in 12 M.R.S §6723(1).~~

3. 2. Dragging for Scallops Damariscotta River, Lincoln County

It shall be unlawful to fish for or take scallops in the Damariscotta River with any scallop drag (chain sweep or rock drag) 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 from April 16 to ½ hour after sunset December 31 of each year.

4. 3. Scalloping in the Frenchboro Cable Area - Hand Scallop Fishing Allowed

- A. It shall be lawful to take scallops by hand, unless prohibited by other statute or regulation in the Frenchboro Cable Area described in 12 M.R.S. § 6954-A(1) (hereafter "Frenchboro Cable Area").
- B. It shall be unlawful to operate any watercraft when towing a drag or trawl while taking scallops by hand in the Frenchboro Cable Area.
- C. It shall be unlawful to use a watercraft rigged for dragging while taking or attempting to take scallops by hand in the Frenchboro Cable Area.
- D. It shall be unlawful to possess scallops aboard a watercraft rigged for dragging while taking or attempting to take scallops by hand in the Frenchboro Cable Area.

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

2. Atlantic Sea Scallops, Night Harvesting Prohibition

Effective November 1, 1986, it shall be unlawful to fish for or take scallops during the nighttime hours between 1630 hours and 0700 hours ~~sunset (as defined in 12 M.R.S. § 6001(46)) and sunrise (as defined in 12 M.R.S. § 6001(45))~~ within Maine's territorial waters.

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.

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. 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.

2. 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 "2" at Eastern Drunkers Ledge.

Western boundary: East and North of a line draw from R N "2" at Eastern Drunkers Ledge 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.

3. 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 southern point of Kehail Point running northeasterly to the most southern point of Barters Island and continuing southeasterly to the most northwestern tip of Sawyer Island.

Eastern boundary: West of a line drawn at the most northern tip of Soldier Point running north to the most southern tip of Westport 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.

4. 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 Sebascodegan Island, Harpswell.

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

5. 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.

6. 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.

7. Damariscotta River

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.

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 6, 7, 13, 14 and 20, 2019; March 13, 14, 20, 21, 27 and 28, 2020; and, April 3 and 10, 2020; December 7, 14, 21, and 28, 2018; January 4 and 5, 2019; March 15, 16, 22, 23, 29 and 30, 2019; and, April 5, 6, 12 and 13, 2019 except for Whiting and Dennys Bays Area (4) which shall be open to divers on December 7, 14, 21, and 28, 2019; January 4, 11, 18 and 25, 2020; February 1, 8, 15, 22 and 29, 2020; and, March 7, 14, 21 and 28, 2020 December 1, 8, 15, 22 and 29, 2018; January 5, 12, 19 and 26, 2019; February 2, 9, 16 and 23, 2019; March 2, 9, 16, and 23, 2019. 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 6, 13, 20 and 27, 2020; February 3, 10, 17 and 24, 2020; and, March 2,

~~9, 16 and 23, 2020 January 7, 14, 21 and 28, 2019; February 4, 11, 18 and 25, 2019; March 4, 11, 18 and 25, 2019;~~ except for Whiting and Dennys Bays Area (4) which shall be open to draggers on December 2, 9, 16, 23 and 30, 2019; January 6, 13, 20 and 27, 2020; February 3, 10, 17 and 24, 2020; and, March 2, 9, 16 and 23, 2020 ~~December 4, 11, 18 and 25, 2018; January 7, 14, 21 and 28, 2019; February 4, 11, 18 and 25, 2019; March 4, 11, 18 and 25, 2019.~~ 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 though 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 "2" at Eastern Drunkers Ledge, then continuing to the southeastern tip of Jewell island.

2. Sheepscot River Area:

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

Northern boundary: South of a line drawn from the most southern point of Kehail Point running northeasterly to the most southern point of Barters Island and continuing southeasterly to the most northwestern tip of Sawyer Island.

Western boundary: East of a line drawn at the most northern tip of Soldier Point running north to the most southern tip of Westport Island.

Southern boundary: 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.

~~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 southern point of Ocean Point.~~

3. Western Penobscot Area:

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 and then from the west shore of Mosquito Island to the most southern tip of Marshall Point, Port Clyde.

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. Muscle Ridge

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.

~~6. Damariscotta River~~

~~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.~~

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 9, 2019 through March 26, 2020, ~~December 10, 2018 through March 28, 2019~~, both days inclusive, with the following exceptions:

- A. In December 2019, ~~2018~~, fishing is prohibited on ~~days 3, 4 and 5; Thursdays~~, Fridays, Saturdays and Sundays; and December 25 and 26, 2019, ~~2018~~, ~~except on Thursday December 27, 2018 which will be open.~~
- B. In January 2020, ~~2019~~ and February 2020, ~~2019~~ and March 2020 ~~2019~~, fishing is prohibited on Fridays, Saturdays and Sundays; ~~and January 1, 2019.~~

2. Zone 1 season for divers

The Atlantic Sea Scallop harvesting season in Maine's territorial waters for divers in Zone 1 is open November 14, 2019 through April 30, 2020 ~~November 20, 2018 through April 20, 2019~~, both days inclusive, with the following exceptions:

- A. Fishing is prohibited in the month of November 2019 ~~2018~~ except on days 14, 15, 16, 20, 21, 22, 23, 27, 29 and 30, 2019. ~~20, 21, 28, 29 and 30, 2018.~~ In the month of December 2019 ~~2018~~, fishing is prohibited on Sundays, ~~and~~ Mondays, and Tuesdays; ~~and~~ also December 25, 2019 ~~2018~~.
- B. Fishing is prohibited in the month of January and February 2020 ~~2019.~~ ~~In the month of January 2019, fishing is prohibited, except on days January 2, 3, 4, and 5, 2019 which shall remain open.~~
- C. In the month of March 2020 ~~2019~~, fishing is prohibited on Sundays, Mondays and Tuesdays, except Tuesday, March 31, 2020; ~~and, also on days 4, 5, 6, and 7, 2020.~~ ~~Fishing is prohibited in the month of February 2019.~~
- D. In the month of April 2020, fishing is prohibited on Sundays and Mondays. ~~In the month of March 2019, fishing is prohibited from March 1 through 11, 2019 inclusive and the four following Sundays and Mondays.~~
- E. ~~In the month of April 2019, fishing is prohibited on Sundays and Mondays, except Monday, April 15, 2019, 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 2, 2019 through March 31, 2020 ~~December 3, 2018 through March 29, 2019~~, both days inclusive, with the following exceptions:

- A. In December 2019 ~~2018~~, fishing is prohibited on Fridays, Saturdays and Sundays, except Friday, December 27, 2019 ~~Fridays December 7 and 14, 2018~~ which shall remain open. Fishing is prohibited on December 25, 2018.
- B. In January 2020 ~~2019~~, February 2020 and March 2020, fishing is prohibited on Fridays, Saturdays and Sundays, ~~except~~ Fridays, January 4 and 11, 2019 which shall remain open. ~~Fishing is prohibited on Monday, January 1, 2019.~~
- C. ~~In February and March 2019, fishing is prohibited on 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 November 18, 2019 through April 29, 2020 ~~December 1, 2018 through April 13, 2019~~, both days inclusive, with the following exceptions:

- A. In the month of November 2019, fishing is permitted on days 18, 19, 23, 25, 26 and 30, 2019.
December 2019 ~~2018~~, fishing is prohibited on Sundays, Mondays and Tuesdays; and also, Wednesdays 18 and 25, 2019.
- B. In the months of January 2020, and March 2020 and ~~February 2019~~, fishing is prohibited on Sundays, Mondays, ~~and~~ Tuesdays, Wednesdays and Thursdays.
- C. In the month of February 2020, ~~March 2019~~, fishing is prohibited on Sundays, Mondays, Tuesdays and Wednesdays.
- D. In the month of April 2020 ~~2019~~, fishing is prohibited on Sundays, ~~Mondays, Tuesdays,~~ and Thursdays ~~Wednesdays and April 11, 2019~~; and also, Wednesday, April 1, 2020.

5. Zone 2 State Waters season

In addition to the dates identified for draggers and divers in Zone 2 in sections 3 and 4 above, the Atlantic Sea Scallop harvesting season in Maine's territorial waters around Machias Seal Island and North Rock is open January 1, 2020 ~~2019~~ through January 31, 2020 ~~2019~~, both days inclusive.

6. Zone 3 season for draggers

The Atlantic Sea Scallop harvesting season in Maine's territorial waters for draggers in Zone 3 is open December 2, 2019 through March 25, 2020 ~~December 3, 2018 through March 27, 2019~~, both days inclusive, with the following exceptions:

- A. Fishing is prohibited on Thursdays, Fridays, Saturdays and Sundays in the month of December 2019 ~~2018~~, and prohibited on, December 25, 2019 ~~2018~~.
- B. Fishing is prohibited on Thursdays, Fridays, Saturdays and Sundays in the months of January, February and March 2020 ~~2019~~.

7. Zone 3 season for divers

The Atlantic Sea Scallop harvesting season in Maine's territorial waters for divers in Zone 3 is open December 5, 2019 through March 28, 2020 ~~December 1, 2018 through March 28, 2019~~, both days inclusive, with the following exceptions:

- A. Fishing is prohibited on Sundays, Mondays, Tuesdays and Wednesdays in the months of December 2019 ~~2018~~; and January, February, and March 2020 ~~2019~~.

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 |

B. Second 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 2012-13 fishing season, the 2013-14 fishing season, the 2016-17 fishing season and the 2019-20 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 Cutler Shore

Eastern boundary: South and West 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.

Western boundary: North and East of a line drawn South from Western Head ~~Great Head~~, Cutler to the three mile limit.

(2) Chandler Bay/Head Harbor Island

Eastern boundary: North and West 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 the Thoroughfare between Roque Island and Great Spruce Island.

Western boundary: East of the Jonesport Bridge then True South from the most Eastern tip of Little Pond Head to the three mile limit.

(3) Narraguagus/Pigeon Hill Bay

Eastern boundary: South and West 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.

Western boundary: North and East of a line starting at the most southern tip of Petit Manan to EB gong, then South to the northern most tip of Green Island; then from the southeastern top of Green Island to the northern tip of Petit Manan Island; then from the southern tip of Petit Manan Island to N"2", then to G"1" bell , then True South to the three mile limit.

(4) Cranberry Isle Area

Eastern boundary: South and West 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.

Western boundary: North and East of a line starting at Bass Harbor Head Light then in a southeast direction to the most easterly point on the eastern head of Great Gott Island continuing on True South to the three mile limit.

(5) Lower Blue Hill Bay/Jericho Bay

Eastern boundary: North and West 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.

Western boundary: North and East of the line from the most southeastern point of Naskeag Point, Brooklin to the northern most tip of Swan's Island Head, Swan's Island.

Northern boundary: South of a line drawn from the eastern most point of Harriman Point due East to the southern tip of Hardwood Island, then South to the northern tip of Moose Island, then from the southern tip of Moose Island East to Reed Point, Mount Desert Island.

(6) East Isle Au Haut Bay

Eastern boundary: West of a line from the eastern tip of Coles Head on Whitemore Neck,

Deer Isle to the western most point of Millett Island, then South to Richs Point, Isle Au Haut; then from the southern tip of Eastern Head, Isle au Haut, True South to the three mile limit.

Western boundary: South and East 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

(7) Mid Penobscot Bay

Northern boundary: South of a line from the most northwestern 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 Latitude 44 16.913 N Longitude 68 58.508 W.

Southern boundary: North of a line starting at the southern most point of Stinson Point, Deer Isle, West to Mullen Head, North Haven AND North of a line starting at Pulpit Rock, North Haven due West to the Sea Urchin Zone line at Latitude 44 09.551 N Longitude 69 01.510 W.

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

Territorial waters surrounding Machias Seal Island and North Rock.

11.13 Trigger Mechanism

The Commissioner may close any portion of Maine's territorial waters to harvesting 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. Such closures are established for conservation purposes, to protect the resource from unusual damage or imminent depletion.

Strike this Zone 1 drag calendar page:

2018 - 2019 Scallop Season Calendar

Zone One (1)

60 Day DRAG Season (15 gallons)

O Zone 1 Limited Access Areas Draggers
O Open
 Closed

| December 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 | 25 | 26 | 27 | 28 | 29 |
| 30 | 31 | | | | | |

10

| January 2019 | | | | | | |
|--------------|----|----|----|----|----|----|
| 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 | 30 | 31 | | |

18

| February 2019 | | | | | | |
|---------------|----|----|----|----|----|----|
| 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 | | |

16

| March 2019 | | | | | | |
|------------|----|----|----|----|----|----|
| 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 | 30 |
| 30 | 31 | | | | | |

16

Total Days
60

Total Limited Access Areas Days
12

Total Weeks
17

Strike this Zone 2 drag calendar page:

2018 - 2019 Scallop Season Calendar

Zone Two (2)

70 Day DRAG Season (15 gallons)

Zone 2 Limited Access Areas Draggers
 Open
 Closed

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

18

| January 2019 | | | | | | |
|--------------|---------|---------|---------|---------|---------|----|
| S | M | Tu | W | Th | F | S |
| | | 1 | 2 O | 3 O | 4 O | 5 |
| 6 | 7 O | 8 O | 9 O | 10 O | 11 O | 12 |
| 13 | 14 O | 15 O | 16 O | 17 O | 18 | 19 |
| 20 | 21 O | 22 O | 23 O | 24 O | 25 | 26 |
| 27 | 28 O | 29 O | 30 O | 31 O | | |

20

| February 2019 | | | | | | |
|---------------|---------|---------|---------|---------|----|----|
| 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 O | 26 O | 27 O | 28 O | | |

16

| March 2019 | | | | | | |
|------------|---------|---------|---------|---------|----|----|
| 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 O | 26 O | 27 O | 28 O | 29 | 30 |
| 31 | | | | | | |

16

Total Days
70

Total Limited Access Areas Days
0

Total Weeks
17

Strike this Zone 3 drag calendar page:

2018 - 2019 Scallop Season Calendar

Zone Three (3)

50 Day DRAG Season (10 gallons)

O Zone 3 Limited Access Areas Draggers
O Open
 Closed

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

12

| January 2019 | | | | | | |
|--------------|---------|---------|---------|----|----|----|
| 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

| February 2019 | | | | | | |
|---------------|---------|---------|---------|----|----|----|
| 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 | | |

12

| March 2019 | | | | | | |
|------------|---------|---------|---------|----|----|----|
| 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 |
| 30 | 31 | | | | | |

12

Total Days
50

Total Limited Access Areas Days
17

Total Weeks
17

Strike this Zone 1 dive calendar page:

2018 - 2019 Scallop Season Calendar Zone One (1) 60 Day DIVE Season (15 gallons)

Zone 1 Limited Access Areas Divers Open Closed

| November 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 |
| 25 | 26 | 27 | 28 | 29 | 30 | |

5

| December 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 | 25 | 26 | 27 | 28 | 29 |
| 30 | 31 | | | | | |

20

| January 2019 | | | | | | |
|--------------|----|----|----|----|----|----|
| 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 | 30 | 31 | | |

4

| February 2019 | | | | | | |
|---------------|----|----|----|----|----|----|
| 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 | | |

0

| March 2019 | | | | | | |
|------------|----|----|----|----|----|----|
| 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 | 30 |
| 30 | 31 | | | | | |

15

| April 2019 | | | | | | |
|------------|----|----|----|----|----|----|
| 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 | 30 | | | | |

16

Total Days
60

Total Limited Access Areas Days
16

Total Weeks
13

Strike this Zone 2 dive calendar page:

2018 - 2019 Scallop Season Calendar Zone Two (2) 70 Day DIVE Season (15 gallons)

Zone 2 Limited Access Areas Diver Open Closed

| November 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 |
| 25 | 26 | 27 | 28 | 29 | 30 | |

0

| December 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 | 29 O |
| 30 | 31 | | | | | |

17

| January 2019 | | | | | | |
|--------------|---------|--------|----|---------|---------|---------|
| S | M | Tu | W | Th | F | S |
| | | 1 O | 2 | 3 O | 4 O | 5 O |
| 6 | 7 | 8 | 9 | 10 O | 11 O | 12 O |
| 13 | 14 O | 15 | 16 | 17 O | 18 O | 19 O |
| 20 | 21 | 22 | 23 | 24 O | 25 O | 26 O |
| 27 | 28 | 29 | 30 | 31 O | | |

13

| February 2019 | | | | | | |
|---------------|----|----|----|---------|---------|---------|
| 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 | | |

12

| March 2019 | | | | | | |
|------------|----|---------|---------|---------|---------|---------|
| 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 O | 20 O | 21 O | 22 O | 23 O |
| 24 | 25 | 26 O | 27 O | 28 O | 29 O | 30 O |
| 30 | 31 | | | | | |

18

| April 2019 | | | | | | |
|------------|--------|--------|---------|---------|---------|---------|
| S | M | Tu | W | Th | F | S |
| | 1 O | 2 O | 3 O | 4 O | 5 O | 6 O |
| 7 | 8 O | 9 O | 10 O | 11 O | 12 O | 13 O |
| 14 | 15 | 16 | 17 | 18 | 19 | 20 |
| 21 | 22 | 23 | 24 | 25 | 26 | 27 |
| 28 | 29 | 30 | | | | |

10

Total Days
70

Total Limited Access Areas Days
0

Total Weeks
20

Strike this Zone 3 dive calendar page:

2018 - 2019 Scallop Season Calendar Zone Three (3) 50 Day DIVE Season (10 gallons)

Zone 3 Limited Access Areas Diver Open Closed

| November 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 |
| 25 | 26 | 27 | 28 | 29 | 30 | |

0

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

13

| January 2019 | | | | | | |
|--------------|----|----|----|----|----|----|
| 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 | 30 | 31 | | |

13

| February 2019 | | | | | | |
|---------------|----|----|----|----|----|----|
| 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 | | |

12

| March 2019 | | | | | | |
|------------|----|----|----|----|----|----|
| 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 | 30 |
| 30 | 31 | | | | | |

12

| April 2019 | | | | | | |
|------------|----|----|----|----|----|----|
| 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 | 30 | | | | |

0

Total Days
50

Total Limited Access Areas Days
17

Total Weeks
18

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

| |
|---|
| PROPOSED CALENDAR |
| 2019-2020 SCALLOP SEASON ZONE 1 DRAG |
| 60 days; 12 LAA days |



Zone 1 Limited Access Area



Open



Closed

| NOVEMBER 2019 0 Days | | | | | | |
|---|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| | | | | | 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 | 30 |

| DECEMBER 2019 12 Days | | | | | | |
|--|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| 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 | 30 | 31 | | | | |

| JANUARY 2020 18 Days | | | | | | |
|---|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| | | | 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 | 30 | 31 | |

| FEBRUARY 2020 16 Days | | | | | | |
|--|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| | | | | | | 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 |

| MARCH 2020 14 Days | | | | | | |
|---|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| 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 | 30 | 31 | | | | |

| APRIL 2020 0 Days | | | | | | |
|--|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| | | | 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 | 30 | 31 | |

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

| |
|---|
| PROPOSED CALENDAR |
| 2019-2020 SCALLOP SEASON ZONE 1 DIVE |
| 60 days; 13 LAA days |

Zone 1 Limited Access Area
 Open
 Closed

| NOVEMBER 2019 | | | | | | | 10 Days |
|----------------------|----|----|----|----|----|----|----------------|
| Su | Mo | Tu | We | Th | Fr | Sa | |
| | | | | | 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 | 30 | |

| DECEMBER 2019 | | | | | | | 15 Days |
|----------------------|----|----|----|----|----|----|----------------|
| Su | Mo | Tu | We | Th | Fr | Sa | |
| 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 | 30 | 31 | | | | | |

| JANUARY 2020 | | | | | | | 0 Days |
|---------------------|----|----|----|----|----|----|---------------|
| Su | Mo | Tu | We | Th | Fr | Sa | |
| | | | 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 | 30 | 31 | | |

| FEBRUARY 2020 | | | | | | | 0 Days |
|----------------------|----|----|----|----|----|----|---------------|
| Su | Mo | Tu | We | Th | Fr | Sa | |
| | | | | | | 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 | |

| MARCH 2020 | | | | | | | 13 Days |
|-------------------|----|----|----|----|----|----|----------------|
| Su | Mo | Tu | We | Th | Fr | Sa | |
| 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 | 30 | 31 | | | | | |

| APRIL 2020 | | | | | | | 22 Days |
|-------------------|----|----|----|----|----|----|----------------|
| Su | Mo | Tu | We | Th | Fr | Sa | |
| | | | 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 | 30 | | | |

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

| |
|---|
| PROPOSED CALENDAR |
| 2019-2020 SCALLOP SEASON ZONE 2 DRAG |
| 70 days |

Open Closed

| NOVEMBER 2019 0 Days | | | | | | |
|---------------------------|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| | | | | | 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 | 30 |

| DECEMBER 2019 18 Days | | | | | | |
|----------------------------|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| 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 | 30 | 31 | | | | |

| JANUARY 2020 18 Days | | | | | | |
|---------------------------|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| | | | 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 | 30 | 31 | |

| FEBRUARY 2020 16 Days | | | | | | |
|----------------------------|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| | | | | | | 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 |

| MARCH 2020 18 Days | | | | | | |
|-------------------------|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| 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 | 30 | 31 | | | | |

| APRIL 2020 0 Days | | | | | | |
|------------------------|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| | | | 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 | 30 | | |

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

| |
|---|
| PROPOSED CALENDAR |
| 2019-2020 SCALLOP SEASON ZONE 2 DIVE |
| 70 days |

Open Closed

| NOVEMBER 2019 6 Days | | | | | | |
|-----------------------------|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| | | | | | 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 | 30 |

| DECEMBER 2019 14 Days | | | | | | |
|------------------------------|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| 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 | 30 | 31 | | | | |

| JANUARY 2020 9 Days | | | | | | |
|----------------------------|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| | | | 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 | 30 | 31 | |

| FEBRUARY 2020 13 Days | | | | | | |
|------------------------------|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| | | | | | | 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 |

| MARCH 2020 8 Days | | | | | | |
|--------------------------|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| 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 | 30 | 31 | | | | |

| APRIL 2020 20 Days | | | | | | |
|---------------------------|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| | | | 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 | 30 | | |

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

PROPOSED CALENDAR
2019-2020 SCALLOP SEASON ZONE 3 DRAG
 50 days; 17 LAA days

Zone 3 Limited Access Area
 Open
 Closed

NOVEMBER 2020 **0 Days**

| Su | Mo | Tu | We | Th | Fr | Sa |
|----|----|----|----|----|----|----|
| | | | | | 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 | 30 |

DECEMBER 2019 **13 Days**

| Su | Mo | Tu | We | Th | Fr | Sa |
|----|----|----|----|----|----|----|
| 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 | 30 | 31 | | | | |

JANUARY 2020 **13 Days**

| Su | Mo | Tu | We | Th | Fr | Sa |
|----|----|----|----|----|----|----|
| | | | 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 | 30 | 31 | |

FEBRUARY 2020 **12 Days**

| Su | Mo | Tu | We | Th | Fr | Sa |
|----|----|----|----|----|----|----|
| | | | | | | 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 |

MARCH 2020 **12 Days**

| Su | Mo | Tu | We | Th | Fr | Sa |
|----|----|----|----|----|----|----|
| 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 | 30 | 31 | | | | |

APRIL 2020 **0 Days**

| Su | Mo | Tu | We | Th | Fr | Sa |
|----|----|----|----|----|----|----|
| | | | 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 | 30 | | |

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

| |
|---|
| PROPOSED CALENDAR |
| 2019-2020 SCALLOP SEASON ZONE 3 DIVE |
| 50 days; 17 LAA days |



Zone 3 Limited Access Area



Open



Closed

| NOVEMBER 2019 0 Days | | | | | | |
|--|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| | | | | | 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 | 30 |

| DECEMBER 2019 12 Days | | | | | | |
|---|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| 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 | 30 | 31 | | | | |

| JANUARY 2020 14 Days | | | | | | |
|--|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| | | | 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 | 30 | 31 | |

| FEBRUARY 2020 13 Days | | | | | | |
|---|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| | | | | | | 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 |

| MARCH 2020 11 Days | | | | | | |
|--|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| 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 | 30 | 31 | | | | |

| APRIL 2020 0 Days | | | | | | |
|---|----|----|----|----|----|----|
| Su | Mo | Tu | We | Th | Fr | Sa |
| | | | 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 | 30 | | |

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;
web address: <http://www.maine.gov/dmr/rulemaking/>

CHAPTER NUMBER AND RULE: Chapter 11 Scallops; 2019-2020 Season

STATUTORY AUTHORITY: 12 M.R.S. §6171, 6722

DATE AND PLACE OF PUBLIC HEARING:

September 12, 2019, 6:00 PM, DMR – Augusta, Rm 118, 32 Blossom Lane, Augusta, ME;
September 16, 2019, 6:00 PM, Ellsworth City Hall Auditorium, One City Hall Plaza, Ellsworth, ME
September 17, 2019, 6:00 PM, University of Maine at Machias, Rm 102, 116 O'Brien Avenue Machias, ME;

COMMENT DEADLINE: September 27, 2019

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 data 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 rule-making establishes the 2019-2020 scallop fishing season. Daily possession limits of 15 gallons for Zone 1 and Zone 2, and 10 gallons for Zone 3 remain unchanged. For Zone 1, a 60-day season for draggers would begin on December 9, 2019 and the last day of the season would be March 26, 2020. For Zone 1, a 60-day season for divers would start on November 14, 2019 and the last day of the season would be April 30, 2020. For Zone 2, a 70-day season for draggers would start on December 2, 2019 and the last day of the season would be March 31, 2020. For Zone 2, a 70-day season for divers would start on November 18, 2019 and the last day of the season would be April 29, 2020. For Zone 3, a 50-day season for draggers would begin on December 2, 2019 and the last day of the season would be March 25, 2020. For Zone 3, a 50-day season for divers would begin on December 5, 2019 and the last day of the season would be March 28, 2020.

In Zone 1, Casco Bay, Sheepscot River, Muscle Ridge, and 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 would be open to harvest all days during January 2020, in addition to open Zone 2 calendar days throughout the season.

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

This rule proposes to amend the harvest time to begin at 0700 hours and cease at 1630 hours on open calendar days, replacing the provision that prohibits harvest between sunset and sunrise.

This rule proposes to remove the specific drag size gear restrictions in the Blue Hill Bay area (currently 8'6"). If amended, harvesters would be able to utilize any drag size, provided it does not exceed the State maximum of 10' 6."

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 Science staff.

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