

**NOTICE OF PROPOSED RULE ADOPTION  
STATE OF MISSISSIPPI  
MISSISSIPPI DEPARTMENT OF MARINE RESOURCES  
OFFICE OF MARINE FISHERIES**

c/o Michaela Hill  
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Proposed change to Title 22 Part 7, Chapter 07 Section 100.07 prohibits charterboat vessel captain and crew from keeping recreational limit of greater amberjack, Chapter 08 Section 100.17 eliminating sandbar and silky sharks as recreational catch, Chapter 08 Section 100.18 adding sandbar and silky sharks as protected species, Chapter 08 Section 102.04 increases recreational greater amberjack length to 30 inches, Chapter 08 Section 102.12 increases recreational gray triggerfish length to fourteen inches, Chapter 09 Section 100.15 increases commercial gray triggerfish to fourteen inches, Chapter 09 Section 100.20 eliminates sandbar as a commercial catch except for fishermen possessing a research fishery permit. Chapter 09 Section 100.21 prohibits the commercial possession of silky sharks, Chapter 09 Section 110 allows the importing of fish in MS that do not meet minimum size requirements or for which fishing season is closed with proper documentation.

**Specific Legal Authority authorizing the promulgation of Rule:**  
Mississippi Code Ann. § 49-15-15, Administrative Procedures Act, § 25-43-1.101 *et seq.*

**Reference to Rules repealed, amended or suspended by the Proposed Rule:** No rules have been repealed or suspended.

**Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:** TITLE 22 – MISSISSIPPI DEPARTMENT OF MARINE RESOURCES PART 7 REGULATIONS TO PROVIDE SIZE LIMITS AND BAG LIMITS ON CERTAIN FISH SPECIES AND TO PREVENT SALE OF SEAFOOD BY RECREATIONAL FISHERMEN. Proposed change to Title 22 Part 7, Chapter 07 Section 100.07 prohibits charterboat vessel captain and crew from keeping recreational limit of greater amberjack, Chapter 08 Section 100.17 eliminating sandbar and silky sharks as recreational catch, Chapter 08 Section 100.18 adding sandbar and silky sharks as protected species, Chapter 08 Section 102.04 increases recreational greater amberjack length to 30 inches, Chapter 08 Section 102.12 increases recreational gray triggerfish length to fourteen inches, Chapter 09 Section 100.15 increases commercial gray triggerfish to fourteen inches, Chapter 09 Section 100.20 eliminates sandbar as a commercial catch except for fishermen possessing a research fishery permit. Chapter 09 Section 100.21 prohibits the commercial possession of silky sharks, Chapter 09 Section 110 allows the importing of fish in MS that do not meet minimum size requirements or for which fishing season is closed with proper documentation.

This rule is proposed as a  Final Rule, and/or a  Temporary Rule (Check one or both boxers as applicable.)

**Persons may present their views on the proposed rule by addressing written comments to the agency at the above address. Persons making comments should include their name and address, as well as other contact information, and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.**

**Oral Proceeding:** Check one box below:

An oral proceeding is scheduled on this rule on Date: {Insert Date} Time: {Insert Time}  
Place: {Insert Place}

If you wish to be heard and present evidence at the oral proceeding you must make a written request to the agency at the above address at least \_\_\_\_ day(s) prior to the proceeding to be placed on the agenda. The request should include your name, address, telephone number as well as other contact information; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

**XX** An oral proceeding is not scheduled on this rule. Where an oral proceeding is not scheduled, an oral proceeding will be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address and telephone number of the person(s) making the request; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

**Economic Impact Statement:** Check one box below:

The agency has determined that an economic impact statement is not required for this rule, or  
**This proposed change does not constitute a "significant amendment" and the estimated economic impacts are less than \$100,000.**  
 The concise summary of the economic impact statement required is attached.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

**Date Rule Proposed: October 21, 2008**

**Proposed Effective Date of Rule: December 1, 2008**

  
William W. Walker, Ph.D. MDMR Executive Director  
Signature and Title of Person Submitting Rule for Filing

SOS FORM APA 001  
Effective Date 07/29/2005