

**Mississippi Secretary of State**  
700 North Street P. O. Box 136, Jackson, MS 39205-0136

**ADMINISTRATIVE PROCEDURES NOTICE FILING**

AGENCY NAME Mississippi Department of Marine Resources		CONTACT PERSON Joe Jewell	TELEPHONE NUMBER 228-523-4072	
ADDRESS 1141 Bayview Avenue		CITY Biloxi	STATE MS	ZIP 39530
EMAIL Joe.jewell@dmr.ms.gov	SUBMIT 8-18-2015	Name or number of rule(s): Title 22 Part 7		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: **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 Chapter 09 Section 109 modification to existing language of second active harvest season from June 1<sup>st</sup> – September 30<sup>th</sup> to June 1<sup>st</sup> – October 31<sup>st</sup>.**  
Specific legal authority authorizing the promulgation of rule: Mississippi Code Ann. § 49-15-15, APA, § 25-43-1.101 *et seq.*

List all rules repealed, amended, or suspended by the proposed rule: Title 22, Part 7: (see above summary description; complete description attached).

**ORAL PROCEEDING:**

- An oral proceeding is scheduled for this rule on Date: \_\_\_\_\_ Time: \_\_\_\_\_ Place: \_\_\_\_\_
- Presently, an oral proceeding is not scheduled on this rule.

If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more 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, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.

**ECONOMIC IMPACT STATEMENT:**

- Economic impact statement not required for this rule.  Concise summary of economic impact statement attached.

TEMPORARY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
<input type="checkbox"/> Original filing <input type="checkbox"/> Renewal of effectiveness To be in effect in _____ days Effective date: <input type="checkbox"/> Immediately upon filing <input type="checkbox"/> Other (specify): _____	Action proposed: <input type="checkbox"/> New rule(s) <input type="checkbox"/> Amendment to existing rule(s) <input type="checkbox"/> Repeal of existing rule(s) <input type="checkbox"/> Adoption by reference Proposed final effective date: <input type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____	Date Proposed Rule Filed: Action taken: <b>7-22-2015</b> <input checked="" type="checkbox"/> Adopted with no changes in text <input type="checkbox"/> Adopted with changes <input type="checkbox"/> Adopted by reference <input type="checkbox"/> Withdrawn <input type="checkbox"/> Repeal adopted as proposed Effective date: <input type="checkbox"/> 30 days after filing <input checked="" type="checkbox"/> Other (specify): <b>October 1, 2015</b>

Printed name and Title of person authorized to file rules: **Jamie M. Miller, Executive Director**

Signature of person authorized to file rules: *Jamie M. Miller*

<p><b>OFFICIAL FILING STAMP</b></p> <div style="border: 1px solid black; height: 100px; width: 100%;"></div> <p>Accepted for filing by</p>	<p><b>DO NOT WRITE BELOW THIS LINE</b></p> <p><b>OFFICIAL FILING STAMP</b></p> <div style="border: 1px solid black; height: 100px; width: 100%;"></div> <p>Accepted for filing by</p>	<p><b>OFFICIAL FILING STAMP</b></p> <div style="border: 1px solid black; padding: 10px;"> <p align="center"><b>FILED</b></p> <p align="center">AUG 18 2015</p> <p align="center">MISSISSIPPI SECRETARY OF STATE</p> </div> <p>Accepted for filing by <i>[Signature]</i> <b>#21453</b></p>
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The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Complete description of proposed changes:

**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**

Title 22 Part 7: Chapter 09 Section 109

From and after February 1, 2013 the annual Total Allowable Catch (TAC) for commercial landings of Spotted Seatrout (*Cynoscion nebulosus*) will be set at fifty thousand (50,000) pounds. The ~~2013-2015~~ commercial fishing season for landing Spotted Seatrout shall commence on February 1, ~~2013~~ 2015 and end ~~September 30, 2013~~ October 31, 2015 and each subsequent year thereafter. The commercial TAC for the fishing season shall be divided into ~~four-month~~ two periods as follows: February 1<sup>st</sup> – May 31<sup>st</sup> twenty-five thousand pounds (25,000); June 1<sup>st</sup> – ~~September 30~~ October 31<sup>st</sup> twenty-five thousand pounds (25,000). In the event the commercial TAC is not met or exceeded in the first time period (February 1<sup>st</sup> – May 31<sup>st</sup>) the pounds shall be added or subtracted to the second time period (June 1<sup>st</sup> – ~~September 30~~ October 31<sup>st</sup>).