

**RHODE ISLAND  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

**PUBLIC NOTICE CONCERNING PROPOSED REGULATORY CHANGES**

Pursuant to the provisions of Chapters 42-17.1 and 20-3 of the General Laws of Rhode Island as amended, and in accordance with the Administrative Procedures Act Chapter 42-35 of the General Laws, the Director of the Department of Environmental Management (DEM) proposes amendments to the Rhode Island Marine Fisheries Regulations and gives notice of intent to hold a public hearing to afford interested parties the opportunity for public comment.

Public comment will be solicited on the following proposals:

- 1) Amendments to the recreational summer flounder management plan;
- 2) Amendments to the recreational scup management plan;
- 3) Amendments to the commercial and recreational tautog management plans;
- 4) Amendments to the recreational black sea bass management plan;
- 5) Adoption of regulations governing the taking of skate;
- 6) Amendments to the recreational striped bass management plan;
- 7) Amendments to the general category commercial striped bass management plan;
- 8) Amendments to the floating fish trap commercial striped bass management plan;
- 9) Adoption of regulations governing the taking of conch (Channeled Whelk – *Busycotypus canaliculatus* and Knobbed Whelk – *Busycon carica*); and
- 10) Amendments to “RI Marine Fisheries Statutes and Regulations – Part I – Legislative Findings” via a technical revision to section 1.3 (Definition of Terms) in order to correct a spelling error by changing the word *canaliculatum* to *canaliculatus*.

The public hearing will commence at 6:00 PM on Wednesday, February 22, 2012 in the University of Rhode Island, Graduate School of Oceanography, Corless Auditorium, South Ferry Road, Narragansett, RI 02882. The room is accessible to the disabled. Interpreter services for the hearing impaired will be provided if such services are requested at least (3) business days prior to the hearing. Requests for such services may be made in writing or by calling TTY (711) or (401) 222-5300. A recording of the hearing will be made by DEM staff. Written comments concerning the regulations proposed for promulgation by the DEM may be submitted to the Division of Fish and Wildlife, 3 Fort Wetherill Road, Jamestown, RI 02835 no later than 3:00 PM on February 22, 2012.

The Department has determined that small businesses may be adversely impacted by the proposed regulations. The public hearing is being conducted to solicit comment on the proposals and to allow public input from small businesses or any cities or towns, which may be adversely affected. Small businesses which are either currently licensed or in the future may seek permission to harvest, buy, sell, or produce seafood products as well as the small businesses that provide services related to those engaged in such industries and small businesses which buy, sell, or produce products or provide services related to fishing are requested to comment on the proposed regulations on how such proposed action can be changed to minimize the impact on those small businesses affected.

A copy of the proposed regulations will be available for examination from January 23 through February 22, 2012 by mail or at the offices of the Division of Fish and Wildlife located at 3 Fort Wetherill Road, Jamestown, RI 02835. Electronic copies of the proposed regulations will also be available on the DEM website at the following web address:  
<http://www.dem.ri.gov/programs/bnatres/fishwild/pn022212.htm>.

Janet L. Coit, Director  
Department of Environmental Management

Date Posted: 1/23/2012