

**RULEMAKING NOTICE FORM**

Notice Number \_\_\_\_\_

Rule Number \_\_\_\_\_

Fis 603.09, 603.25, 807.15

<p>1. Agency Name &amp; Address:</p> <p><b>NH Fish and Game Department 11 Hazen Drive Concord, NH 03301</b></p>	<p>2. RSA Authority: <u>211:62, II; 211:62-e, II-a</u></p> <p>3. Federal Authority: <u>none</u></p> <p>4. Type of Action:</p> <p>Adoption <u>xx</u></p> <p>Amendment _____</p> <p>Repeal _____</p> <p>Readoption _____</p> <p>Readoption w/amendment <u>xx</u></p>
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5. Short Title: **Groundfish Restrictions, Bluefin Tuna, and Protection of Aquaculture Gear and Product**

6. (a) Summary of what the rule says and of any proposed amendments:

**This proposal readopts with amendment Fis 603.09 to change restrictions on the taking of the groundfish species cod and haddock by prohibiting the recreational taking of cod, reducing the open season for the taking of haddock, and reducing the daily limit of taking of haddock from 15 fish to 12 fish. The proposal adopts a new rule, Fis 603.25, establishing state restrictions on the taking of bluefin tuna to be consistent with federal regulations. The proposal readopts with amendment Fis 807.15 on the protection of aquaculture gear and product to prohibit the taking or possession of product from aquaculture sites marked with yellow buoys.**

6. (b) Brief description of the groups affected:

**The proposal affects all licensed commercial and recreational take of cod and haddock, and all licensed commercial and recreational take of bluefin tuna. The proposal also protects all licensed aquaculture operators from interference with their gear and product.**

6. (c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:

<b>Rule(s)</b>	<b>State Statute (RSA)</b>
Fis 603.09	RSA 211:62, II
Fis 603.25	RSA 211:62, II
Fis 807.15	RSA 211:62-e

7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name: **Paul G. Sanderson, Esq.**  
Address: **11 Hazen Drive  
Concord, NH 03301**

Title: **Legal Coordinator**  
Phone #: **603-271-1136**  
Fax#: **603-271-1438**  
E-mail: [comments@wildlife.nh.gov](mailto:comments@wildlife.nh.gov)

TTY/TDD Access: Relay NH 1-800-735-2964 or dial 711 (in NH)

8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: **Tuesday August 1, 2017**

xx  Fax

xx  E-mail

Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Tuesday, July 25, 2017 at 7:00 PM**

Place: **Urban Forestry Center, Elwyn Road, Portsmouth NH 03801**

10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant)

FIS # 17:078 , dated 06/07/17

**1. Comparison of the costs of the proposed rule(s) to the existing rule(s):**

There is no difference in cost when comparing the proposed rules to existing rules. Not applicable to Fis 807.15 as this is a new rule.

**2. Cite the Federal mandate. Identify the impact on state funds:**

No federal mandate, no impact on state funds.

**3. Cost and benefits of the proposed rule(s):**

**A. To State general or State special funds:**

None.

**B. To State citizens and political subdivisions:**

None.

**C. To independently owned businesses:**

None.

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

**The proposal does not impose any programs, responsibilities, or administrative duties upon any political subdivision of the state, and thus does not violate the NH Constitution, Part I, Article 28-a.**