NOTICE OF EMERGENCY RULE PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. §§ 6172, 6192, and 6193

RULE PROMULGATION: DMR Regulation 96.17, Closed Area No. 100-B, ME/NH Border to Biddeford Pool

TEXT OF RULE: DMR Regulation 96.17, Closed Area No. 100-B, ME/NH Border to Biddeford Pool

Effective immediately, because of paralytic shellfish poisoning, it shall be unlawful to dig, take or possess any surf/hen clams from all shores, flats and waters inside a line beginning at the ME/NH border and extending south to the limits of the U.S. jurisdiction AND a line beginning at the east tip of Biddeford Pool, then extending south to the limits of U.S. jurisdiction.

EFFECTIVE DATE: August 15, 2006 EFFECTIVE TIME: 8:45 AM

AGENCY CONTACT PERSON: Amy M. Fitzpatrick
Department of Marine Resources
194 McKown Point Road
W. Boothbay Harbor, Maine 04575
http://www.maine.gov/dmr/rm/public_health/closures/closedarea.htm

PORTLAND PRESS HERALD
August 18, 2006

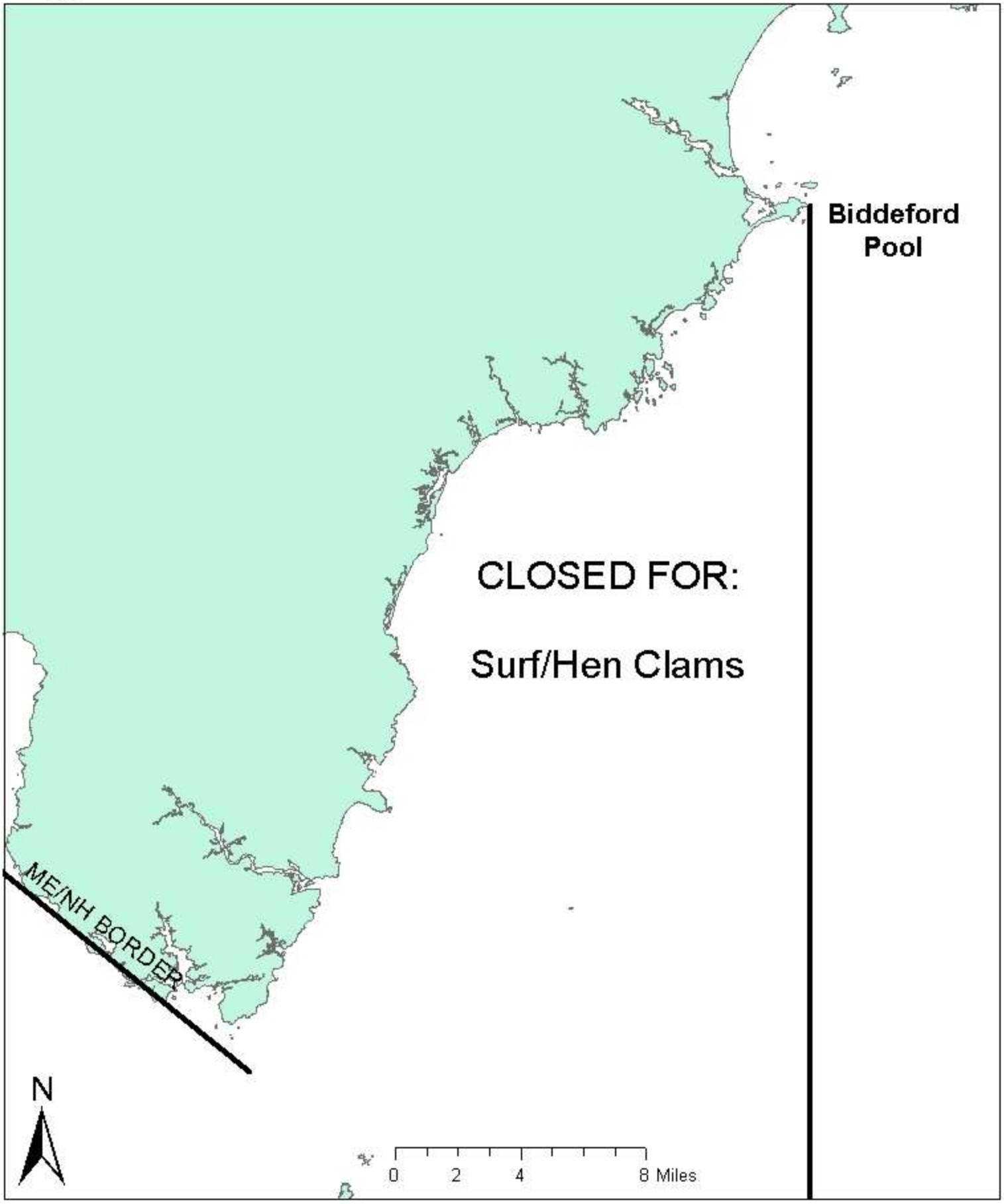
STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources promulgates the emergency DMR Regulation 96.17, Closed Area No. 100-B, ME/NH Border to Biddeford Pool. This new rule creates a closure for surf/hen clams. Department personnel have sampled the area and have determined that shellfish in the closure area contain dangerous levels of paralytic shellfish poisoning (PSP).

DAVID ETNIER
DEPUTY COMMISSIONER

Maine Department of Marine Resources

Legal Notice of PSP Shellfish Closure 100B

8/15/06

ME/NH Border to Biddeford Pool