

**Notice of Agency Rule-making Proposal**

AGENCY: 13-188-Department of Marine Resources

CHAPTER NUMBER AND TITLE: Chapter 11 Scallops; 2018-19 Season

PROPOSED RULE NUMBER (*leave blank; to be assigned by Secretary of State*):**BRIEF SUMMARY:**

This proposed rule-making establishes the 2018-2019 scallop fishing season. As in the 2017-2018 season, there would be a daily possession limit of 15 gallons for Zone 1 and Zone 2, and a daily possession limit of 10 gallons for Zone 3. For Zone 1, a 60-day season for draggers would begin on December 10, 2018 and the last day of the season would be March 28, 2019. For Zone 1, a 60-day season for divers would start on November 20, 2018 and the last day of the season would be April 20, 2019. For Zone 2, a 70-day season for draggers would start on December 3, 2018 and the last day of the season would be March 28, 2019. For Zone 2, a 70-day season for divers would start on December 1, 2018 and the last day of the season would be April 13, 2019. For Zone 3, a 50-day season for draggers would begin on December 3, 2018 and the last day of the season would be March 27, 2019. For Zone 3, a 50-day season for divers would begin on December 1, 2018 and the last day of the season would be March 28, 2019.

In Zone 1, Casco Bay, Sheepscot River, Damariscotta River, Muscle Ridge, and W. Penobscot Bay Areas, as well as Whiting/Dennys Bays in Zone 3 are proposed as Limited Access Areas with reduced harvesting days. In Zone 2, territorial waters surrounding Machias Seal Island and North Rock would be open to harvest all days during January 2018, in addition to open Zone 2 calendar days throughout the season.

DMR would maintain the following targeted closures based on depletion, high concentrations of seed/sublegal scallops and/or the presence of spat-producing scallops: Lower Muscle Ridge, Eastern Casco Bay, Upper Sheepscot River, New Meadows River, Card Cove and Beals-Jonesport Bridge.

DMR proposes to remove the sunset provision rule that caps the vessel limit of dive harvested scallops to 30 gallons when two or more licensed scallop divers are utilizing the same platform.

This rule proposes to remove the specific drag size gear restrictions in the Kittery area (currently 5'6"), Swan's Island Conservation area (currently 8'6"), and Gouldsboro Bay (currently 4'6"). If amended, harvesters would be able to utilize any drag size, provided it does not exceed the State maximum of 10' 6".

Date, time and location of PUBLIC HEARING (*if any*):

September 10, 2018, 6:00 PM, DMR – Augusta, Rm 118, 32 Blossom Lane, Augusta, ME;

September 11, 2018, 6:00 PM, University of Maine at Machias, Rm 102, 116 O'Brien Avenue Machias, ME;

September 12, 2018, 6:00 PM, Ellsworth City Hall Auditorium, One City Hall Plaza, Ellsworth, ME

COMMENT DEADLINE: September 24, 2018

CONTACT PERSON FOR THIS FILING (*include name, mailing address, telephone, fax, TTY, e-mail*):

NAME: Amanda Ellis

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Hearing facilities: If you require accommodations due to disability, please contact Meredith Mendelson at 207-624-6553.

CONTACT PERSON FOR SMALL BUSINESS IMPACT STATEMENT (*if different*): SameFINANCIAL IMPACT ON MUNICIPALITIES OR COUNTIES (*if any*): None

STATUTORY AUTHORITY FOR THIS RULE: §6171, 6722

SUBSTANTIVE STATE OR FEDERAL LAW BEING IMPLEMENTED (*if different*): SameAGENCY WEBSITE: <http://www.maine.gov/dmr/rulemaking/>

E-MAIL FOR OVERALL AGENCY RULE-MAKING LIAISON: dmr.rulemaking@maine.gov

\* Check one of the following two boxes.

 The summary provided above is for publication in both the newspaper and website notices. The summary provided above is for the newspaper notice only. Title 5 §8053, sub-§5 & sub-§7, ¶D. A more detailed summary is attached for inclusion in the rule-making notice posted on the Secretary of State's website. Title 5 §8053, sub-§3, ¶D & sub-§6.

## DEPARTMENT OF MARINE RESOURCES

### Chapter 11 Scallops

#### 11.03 Atlantic Sea Scallops Harvesting Season

A person may not fish for or take scallops by dragging in Maine's territorial waters from April 16th to November 30th, both days inclusive. Open days for harvesting Atlantic sea scallops are established in 11.11.

#### 11.05 Scallop Harvesting Gear Restrictions

##### 1. State Waters Drag Size Restriction

It shall be unlawful to possess on any vessel fishing for scallops, or to fish for or take scallops, in Maine's territorial waters: ~~A~~ any scallop drag or combination of scallop drags that exceed 10 feet 6 inches in width (by measuring from the extreme outside of the mouth of the drag or drags).

##### 2. Gouldsboro Bay Drag Size Restriction

~~It shall be unlawful to possess on any vessel while fishing for scallops or to fish for or take scallops with any combination of scallop drags having an aggregate in excess of 4 feet 6 inches in Gouldsboro Bay north of a line drawn from the most eastern point of Youngs Point southerly to the most southern end of Outer Bar Island; thence northeasterly to the southern end of Sally Island; thence northeasterly to the southern end of Eastern Island; thence from the northern most end of Eastern Island to the southern most point of Dyers Point.~~

##### 3. Blue Hill Bay Drag Size Restriction

It is unlawful to possess on any vessel fishing for scallops or fish for or take scallops with any one combination of scallop drags in excess of 8 feet 6 inches in width by measuring from the extreme outside edge of the mouth of the drag or drags, in Blue Hill Bay above or north of a line drawn from Bass Harbor Head in the Town of Tremont westerly to Pond Island and thence to Naskeag Point in the Town of Brooklin as written in 12 M.R.S § 6723(1).

##### 4. Swans Island Lobster Conservation Area Scallop Drag Size Restrictions

~~It shall be unlawful to possess on any vessel fishing for scallops or fish for or take scallops within the Swans Island Lobster Conservation Area (DMR Regulation, Ch. 25.90, (A) (1)) with any scallop drag or combination of scallop drags (chain sweep or rock drags) having an aggregate width in excess of eight feet, six inches.~~

##### 5. Kittery Area Drag Size Restrictions

~~It shall be unlawful to possess on any fishing vessel fishing for scallops, or fish for or take scallops with, any one combination of scallop drag or drags in excess of 5 feet 6 inches in width, measured from the extreme outside edge of the mouth of the drag or drags, west of a line drawn from the Horn at the tip of Cape Neddick, to Boon Island Light, to the Boon Island Ledge Whistle, then on a magnetic bearing of 104 degrees to the intersection with the Three Mile Limit (70° 24.3' W. Longitude, 43° 07.4' N. Latitude), as shown on NOAA, National Ocean Survey chart #13286.~~

##### 6. Dragging for Scallops Damariscotta River, Lincoln County

It shall be unlawful to fish for or take scallops in the Damariscotta River with any scallop drag (chain sweep or rock drag) north of a line drawn from Emerson Point, at the southern most tip of Ocean Point in the town of Boothbay, easterly to Thrumcap Island, then northerly to the southern tip of Rutherford Island, South Bristol from April 16 to ½ hour after sunset December 31 of each year.

#### 7.4. Scalloping in the Frenchboro Cable Area - Hand Scallop Fishing Allowed

- A. It shall be lawful to take scallops by hand, unless prohibited by other statute or regulation in the Frenchboro Cable Area described in 12 M.R.S. § 6954-A(1) (hereafter "Frenchboro Cable Area").
- B. It shall be unlawful to operate any watercraft when towing a drag or trawl while taking scallops by hand in the Frenchboro Cable Area.
- C. It shall be unlawful to use a watercraft rigged for dragging while taking or attempting to take scallops by hand in the Frenchboro Cable Area.
- D. It shall be unlawful to possess scallops aboard a watercraft rigged for dragging while taking or attempting to take scallops by hand in the Frenchboro Cable Area.

#### 11.07 Atlantic Sea Scallop Limitations

##### 4. Atlantic Sea Scallops, Shellstock Ratio to Meat Conversion, Possession Limit, Daily Limit

###### A. Shellstock Ratio to Meat Conversion

For the purposes of this regulation, one and a half bushels of shellstock shall be equal to one gallon of scallop meat.

###### B. Daily Harvest and Possession Limits.

- (1) Daily Harvest and Possession Limit for Individuals Issued a License under §6702 or 6302-A for scallop dragging

It is unlawful to fish for, take or possess more than 15 gallons of scallop meat or any aggregate of meat and shellstock, which is greater than the equivalent of 15 gallons of meat per day per vessel.

- (2) Daily Harvest and Possession Limit for Individuals Issued a License under §6701 or 6302-A for scallop diving

It is unlawful for an individual licensed under §6701 or 6302-A for scallop diving to fish for, take or possess more than 15 gallons of scallop meat or any aggregate of meat and shellstock, which is greater than the equivalent of 15 gallons of meat per day. ~~If more than one individual licensed under §6701 or 6302-A for scallop diving use the same vessel to fish for or take scallops on the same fishing day, it is unlawful for those individuals to possess or land more than 30 gallons of scallop meat, or any aggregate of meat and shellstock equivalent to 30 gallons of meat per vessel per day.~~

~~This section will sunset November 30, 2018.~~

###### C. Daily Limit Restrictions.

It is unlawful to unload any portion of a day's catch and return to fishing in Maine's territorial waters. It is unlawful to transfer to or receive from another vessel any scallop shellstock or scallop meats.

#### 11.08 Targeted Scallop Conservation Closures

Targeted closures are imposed as conservation measures to assist in rebuilding specific areas of the state. Targeted closures may be implemented based on depletion, seed, the presence of spat-producing scallops, and other conservation factors as determined by the Commissioner. Targeted closures are not seasonal closures and are implemented in order to improve and enhance the conservation and rebuilding of the resource in these specific areas.

It shall be unlawful to fish for, take, or possess scallops taken by any method within any of the following closed areas, ~~except for Muscle Ridge (1) which shall be open to diving on Thursdays and shall be open to dragging on Tuesdays on calendar dates specified in section 11.11.~~ All directions are relative to True North (not magnetic).

Transiting exception:

Any vessel possessing scallops onboard, may transit these targeted closures only if the vessel has all fishing gear (dredges, drags, regulators, buoyancy compensators, fins, tanks, weight belts) securely stowed. Securely stowed shall mean the main wire shall not be shackled or connected to the dredges or drags, and the towing swivel will be at block or on the winch for draggers, while regulators, buoyancy compensators and tanks should be disconnected with fins and weight belts removed for divers.

~~1. Muscle Ridge (Open Tuesdays to draggers. Open Thursdays to divers.)~~

~~Eastern boundary: West and South of a line drawn from the most eastern tip of Ash Point, South Thomaston at Latitude 44° 02.805 N Longitude 069° 04.393 W to RW "PA" Mo (A) GONG; then continuing southwest to the northern tip of Two Bush Island.~~

~~Western boundary: North of a line starting at the northern end of the Rackliff Island causeway then following the shore to the most southern point of Rackliff Island continuing to the most southern point of Norton Island and then continuing to the most southern point of Whitehead Island then to the southern end of Two Bush Island.~~

~~2~~ 1. Lower Muscle Ridge

Northern boundary: East and South of a line beginning at the most eastern tip of Whitehead Island, St. George, to the southern tip of Seal Island (Hay Ledges) continuing to the most southwestern point of Graffam Island, then continuing to the southwestern point of Pleasant Island and continuing in a southeasterly direction to the northeastern tip of Two Bush Island.

Southern boundary: North of a line starting at the most southern point of Whitehead Island, St. George, to the southern end of Two Bush Island.

~~3. Ocean Point~~

~~West of a line drawn from Emerson Point, at the southernmost tip of Ocean Point, Boothbay at Latitude 43° 48.852 N Longitude 069° 35.454 W, to the most northern tip of Fisherman Island, then continuing to R N "8" and East of a line drawn from R N "8" to the most southwestern tip of Ocean Point at Latitude 43° 48.874 N Longitude 069° 36.332 W.~~

~~4~~ 2. Eastern Casco Bay

Eastern boundary: West and North of a line drawn from the most southern tip of Gun Point, Harpswell, to G "3", South of Round Rock; continuing in a southwesterly direction to R N "2" at Eastern Drunkers Ledge.

Western boundary: East and North of a line draw from R N "2" at Eastern Drunkers Ledge to the most southern tip of Jaquish Island; then east of a line from the most northwestern tip of Jaquish Island at

Latitude 43° 42.950N Longitude 70° 00.137W to the most southeastern tip of land along Jaquish Gut at Latitude 43° 43.043N Longitude 70° 00.128W.

5 3. Upper Sheepscoot River

Eastern boundary: West and North of the Townsend Gut Bridge connecting Southport Island and West Boothbay Harbor.

Western boundary: East of a line drawn from the most southern tip of Hockomock Point, Woolwich to the most northern tip of Mill Point, Arrowsic Island, and following the shoreline to the Arrowsic Island-Georgetown Island bridge, and then continuing along the northern coastline to the northeast tip of Dry Point, Georgetown Island.

Southern boundary: North of a line drawn from the most northeastern point of Dogfish Head to the most northeastern point of Macmahan Island, and south of a line drawn from the most northwestern point of Macmahan Island to the most northeastern tip of Soldier Point and south and east of the Southport Island Bridge.

~~6. Damariscotta River~~

~~North of a line drawn from Emerson Point at the southern most tip of Ocean Point in the town of Boothbay, easterly to Thrumcap Island, then northerly to the southern tip of Rutherford Island, South Bristol.~~

7 4. New Meadows River

Southeast boundary: North of a line drawn from the southernmost tip of Birch Point, Phippsburg, to the southernmost tip of Long Island, Harpswell, then continuing along the western coastline to the northern tip of Long Island, Harpswell, then a line drawn due west to the nearest point of land on Sebascodegan Island, Harpswell.

Southwestern boundary: North of the Route 24 Gurnet Bridge (Harpswell).

8 5. Card Cove

West of a line drawn from the southeastern most tip of Pinkham Point, Harpswell, in a southwesterly direction to the nearest point of land and to include all of Card Cove, Harpswell.

9 6. Beals-Jonesport Bridge

Eastern boundary: West of a line drawn from the most eastern tip of Perio Point, Beals to OW Look's wharf, Jonesport.

Western boundary: East of the Jonesport-Beals Bridge.

It shall be unlawful to fish for, take, or possess scallops taken by any method within any of the following Limited Access Areas except by divers on December ~~4, 7, 8, 14, 15, 21, 22 and 29, 2017~~ 28, 2018; January 4 and 5, ~~2018~~ 2019; March 15, 16, 22, 23, 29 and 30, ~~2018~~ 2019; and, April ~~5, 6, 12 and 13, 2018~~ 2019 except for Whiting and Dennys Bays Area (4) which shall be open to divers on December 1, 8, 15, 22 and 29, ~~2017~~ 2018; January 5, 12, 19 and 26, ~~2018~~ 2019; February 2, 9, 16 and 23, ~~2018~~ 2019; March 2, 9, 16, and 23 ~~30, 2018~~ 2019. ~~and, April 6 and 13, 2018.~~ All directions are relative to True north (not magnetic).

It shall be unlawful to fish for, take, or possess scallops taken by any method within any of the following Limited Access Areas except by draggers on January ~~8, 15, 22 and 29, 2018~~ 7, 14, 21 and 28, 2019; February ~~5, 12, 19 and 26, 2018~~ 4, 11, 18 and 25, 2019; March ~~5, 12, 19 and 26, 2018~~ 4, 11, 18 and 25, 2019; and, April ~~2 and 9, 2018~~ except for Whiting and Dennys Bays Area (4) which shall be open to draggers on December ~~4, 11 and 18, 2017~~ 4, 11, 18 and 25, 2018; January ~~8, 15, 22 and 29, 2018~~ 7, 14, 21 and 28, 2019; February ~~5, 12, 19 and 26, 2018~~ 4, 11, 18 and 25, 2019; March ~~5, 12, 19 and 26, 2018~~ 4, 11, 18 and 25, 2019. All directions are relative to True north (not magnetic).

#### Transiting exception:

Any vessel possessing scallops onboard, may transit these Limited Access Areas, only if the vessel has all fishing gear (dredges, drags, regulators, buoyancy compensators, fins, tanks, weight belts) securely stowed. Securely stowed shall mean the main wire shall not be shackled or connected to the dredges or drags, and the towing swivel will be at block or on the winch for draggers, while regulators, buoyancy compensators and tanks should be disconnected with fins and weight belts removed for divers.

The Commissioner may close harvesting for the remainder of the season in the Limited Access Areas listed below though emergency rulemaking if the Department has information that indicates there is a likelihood that between 30 percent and 40 percent of the harvestable biomass has been removed.

#### 1. Casco Bay Area:

Western boundary: South of a line drawn from the most southwestern point of Basin Point (Harpwell) to the northern tip of Jewell Island. Also, the waters between and to the north of Basin Point and Gun Point bounded by the Route 24 Gurnet Bridge (Harpwell).

Eastern boundary: West and North of a line drawn from the most southern tip of Gun Point, Harpswell, to G "3", South of Round Rock; continuing in a southwesterly direction to R N "2" at Eastern Drunkers Ledge, then continuing to the southeastern tip of Jewell island.

#### 2. Sheepscot River Area:

South of a line drawn from the most northeastern point of Dogfish Head to the most northeastern point of Macmahan Island ~~southern~~, and south of a line drawn from the most northwestern point of Macmahan Island to the most northeastern tip of Soldier Point and south and east of the Southport Island Bridge. Then north of a line drawn from the most southern point of Outer Head Island at Griffith Head, Georgetown to the most southern tip of Cape Island, Southport and then to the most southern tip of Fishermen Island. Then, north of a line from the most northern tip of Fishermen Island to the most southern point of Ocean Point.

#### 3. ~~Muscogus~~/Western Penobscot Area:

~~Western boundary: North and east of a line beginning at the intersection of Latitude 43° 55' N on Pemaquid Neck (just north of Brown's Cove, Bristol), and following this latitude to its intersection on the eastern side of Hupper Island, Port Clyde, then to the southern tip of Marshall Point, and to include both Medomak and St. George Rivers.~~

Eastern boundary: South and west of a line starting at the northern end of the Rackliff Island causeway then following the shore to the most southern point of Rackliff Island continuing to the most southern point of Norton

Island and then continuing to the most southern point of Whitehead Island then to the southern end of Two Bush Island and continuing in a southwest direction to the most eastern tip of Mosquito Island, St. George and then from the west shore of Mosquito Island to the most southern tip of Marshall Point, Port Clyde.

4. Whiting Bay and Denny's Bay Area:

It shall be unlawful to fish for or take scallops and or urchins west of a line starting at the western end of Mahar Point, Pembroke, due south to the nearest point of land on Crow Neck, Trescott, to include all of Whiting Bay and Denny's Bay.

5. Muscle Ridge

Eastern boundary: West and South of a line drawn from the most eastern tip of Ash Point, South Thomaston at Latitude 44° 02.805 N Longitude 069° 04.393 W to RW "PA" Mo (A) GONG; then continuing southwest to the northern tip of Two Bush Island.

Western boundary: North of a line starting at the northern end of the Rackliff Island causeway then following the shore to the most southern point of Rackliff Island continuing to the most southern point of Norton Island and then continuing to the most southern point of Whitehead Island then to the southern end of Two Bush Island.

6. Damariscotta River

North of a line drawn from Emerson Point at the southern most tip of Ocean Point in the town of Boothbay, easterly to Thrumcap Island, then northerly to the southern tip of Rutherford Island, South Bristol.

11.10 Cobscook Bay Limits and Restrictions.

1. Cobscook Bay.

A. Shellstock ratio to meat count.

For the purposes of 12 M.R.S. §6728, one and a half bushels of shellstock shall be equal to one gallon of scallop meat.

B. Daily harvest and possession limits.

(1) Daily Harvest and Possession Limit for Individuals Issued a License under §6702 or 6302-A for scallop dragging

Except as allowed pursuant to Chapter 11.19(2), it is unlawful to fish for, take or possess more than 10 gallons of scallop meat or any aggregate of meat and shellstock, which is greater than the equivalent of 10 gallons of meat per day per vessel.

(2) Daily Harvest and Possession Limit for Individuals Issued a License under §6701 or 6302-A for scallop diving

It is unlawful for an individual licensed under §6701 or 6302-A for scallop diving to fish for, take or possess more than 10 gallons of scallop meat or any aggregate of meat and shellstock, which is greater than the equivalent of 10 gallons of meat per day. ~~If more than one individual licensed under §6701 or 6302-A for scallop diving use the same vessel to fish for or take scallops on the same fishing day, it is unlawful for those individuals to possess or land more than 20 gallons of scallop meat, or any aggregate of meat and shellstock equivalent to 20 gallons of meat per vessel per day.—~~

~~This section will sunset November 30, 2018.~~

C. Daily limit.

Any vessel which has taken scallops within the restricted area of Cobscook Bay, as defined by 12 M.R.S. §6728(1), may not land scallops and return to fishing for scallops within that restricted area on the same day. It is unlawful to transfer to or receive from another vessel any scallop shellstock or scallop meats.

D. Harvester Meat Count

Except as allowed pursuant to Chapter 11.19(2), no vessel or person may take, possess or transfer shucked scallops which measure more than 35 meats per 16 oz. certified measure from or within the Cobscook Bay Restricted Area, as defined by 12 M.R.S. §6728 (1). The meat count shall be measured by selecting small scallop meats from the harvester's catch.

E. Limited Access Areas: See Chapter 11.09 (4)

11.11 Open and Closed Scallop Fishing Days

1. Zone 1 season for draggers

The Atlantic Sea Scallop harvesting season in Maine's territorial waters for draggers in Zone 1 is open ~~December 4, 2017~~ 10, 2018 through ~~April 10, 2018~~ March 28, 2019, both days inclusive, with the following exceptions:

- A. In December ~~2017~~ 2018, fishing is prohibited on days 3, 4, and 5; Thursday, Fridays, Saturdays and Sundays; and December 25, ~~2017~~ 2018, except on Thursday, December 27, 2018 which will be open.
- B. In January ~~2018~~ 2019, February ~~2018~~ 2019 and March 2019, fishing is prohibited on Fridays, Saturdays and Sundays; and January 1, ~~2018~~ 2019.
- ~~C. In March 2018, fishing is prohibited on Thursdays, Fridays, Saturdays and Sundays; and March 28, 2018.~~
- ~~D. In April 2018, fishing is prohibited on Wednesdays, Thursdays, Fridays, Saturdays and Sundays.~~

2. Zone 1 season for divers

The Atlantic Sea Scallop harvesting season in Maine's territorial waters for divers in Zone 1 is open ~~December 1, 2017~~ November 20, 2018 through ~~April 15, 2018~~ 20, 2019, both days inclusive, with the following exceptions:

- A. Fishing is prohibited in the month of November, 2018 except on days 20, 21, 28, 29 and 30, 2018. In the month of December ~~2017~~ 2018, fishing is prohibited on Sundays and Mondays, and also December 25, 2018. ~~except Monday, December 18, 2017, which shall be open~~
- B. In the month of January ~~2018~~ 2019, fishing is prohibited, ~~except for~~ on days January 2, 3, 4, and 5, ~~6, 2018~~ 2019 which shall remain open.
- C. Fishing is prohibited in the month of February ~~2018~~ 2019.



- D. In the month of March ~~2018~~ 2019, fishing is prohibited from March 1 through 9 11, ~~2018~~ 2019 inclusive and the ~~three~~ four following Sundays and Mondays.
- E. In the month of April ~~2018~~ 2019, fishing is prohibited on Sundays and Mondays, except ~~Sunday~~ Monday, April 15, ~~2018~~ 2019, which shall be open.

3. Zone 2 season for draggers

The Atlantic Sea Scallop harvesting season in Maine's territorial waters for draggers in Zone 2 is open December 4 3, ~~2017~~ 2018 through March 29, ~~2018~~ 2019, both days inclusive, with the following exceptions:

- A. In December ~~2017~~ 2018, fishing is prohibited on Fridays, Saturdays and Sundays, except Fridays December 8 and 29, ~~2017~~ 7 and 14, 2018 which shall remain open. Fishing is prohibited on ~~Monday,~~ December 25, ~~2017~~ 2018.
- B. In January ~~2018~~ 2019 and ~~February 2018~~, fishing is prohibited on Fridays, Saturdays and Sundays, except Fridays, January 5 4 and 11, ~~2018~~ 2019 and ~~February 2, 2018~~ which shall remain open. Fishing is prohibited on Monday, January 1, ~~2018~~ 2019.
- C. In February and March ~~2018~~ 2019, fishing is prohibited on Fridays, Saturdays and Sundays.

4. Zone 2 season for divers

The Atlantic Sea Scallop harvesting season in Maine's territorial waters for divers in Zone 2 is open December 1, ~~2017~~ 2018 through April 14, ~~2018~~ 13, 2019, both days inclusive, with the following exceptions:

- A. In the months of December ~~2017~~ 2018, ~~January 2018 and February 2018~~, fishing is prohibited on Sundays, Mondays and Tuesdays.
- B. In the months January and February 2019, ~~of March 2018~~, fishing is prohibited on Sundays, Mondays, Tuesdays and Wednesdays.
- C. In the month of ~~April 2018~~ March 2019, fishing is prohibited on Sundays, Mondays, ~~Tuesdays~~ Wednesdays and Thursdays and also on days 5, 6, 12 and 13.
- D. In the month of April 2019, fishing is prohibited on Sundays.

5. Zone 2 State Waters season

In addition to the dates identified for draggers and divers in Zone 2 in sections 3 and 4 above, ~~the~~ the Atlantic Sea Scallop harvesting season in Maine's territorial waters around Machias Seal Island and North Rock is open March 1, 2018 through March 31, 2018 January 1, 2019 through January 31, 2019, both days inclusive. ~~Fishing will be prohibited during the months of December, January, February, and April, 2018.~~

6. Zone 3 season for draggers

The Atlantic Sea Scallop harvesting season in Maine’s territorial waters for draggers in Zone 3 is open December 4, 2017 3, 2018 through March 28, 2018 27, 2019, both days inclusive, with the following exceptions:

- A. Fishing is prohibited on Thursdays, Fridays, Saturdays and Sundays in the month of December 2018, ~~except Friday, December 8, 2017 which shall remain open. Fishing is and prohibited on Monday, December 25, 2017 2018.~~
- B. Fishing is prohibited on Thursdays, Fridays, Saturdays and Sundays in the months of January, February and March 2018 2019. ~~; except Thursday, January 4, 2018 —which shall remain open~~

7. Zone 3 season for divers

The Atlantic Sea Scallop harvesting season in Maine’s territorial waters for divers in Zone 3 is open December 1, 2017 2018 through ~~April 14, 2018~~ March 28, 2019, both days inclusive, with the following exceptions:

- A. Fishing is prohibited on Sundays, Mondays, Tuesdays and Wednesdays in the months of December 2017 2018, ~~and~~ January, February, and March ~~April~~ 2018 2019.
- ~~B. In the month of February 2018, fishing is prohibited on Sundays, Mondays, Tuesdays, Wednesdays and Thursdays.~~

11.12 Ten (10) Year Rotational Management Plan

1. Zone Two (2): Eastern Maine

The open and closed seasons in the specified areas within Zone Two (2) shall be open on a rotational basis as shown in the following table:

Zone Two (2) Eastern Maine 10 Year Rotational Management Plan Schedule										
Rotation	Year 1 2012-13 Season	Year 2 2013-14 Season	Year 3 2014-15 Season	Year 4 2015-16 Season	Year 5 2016-17 Season	Year 6 2017-18 Season	Year 7 2018-19 Season	Year 8 2019-20 Season	Year 9 2020-21 Season	Year 10 2021-22 Season
<b>First</b>	<b>X</b>	<b>X</b>	OPEN	<b>X</b>	<b>X</b>	OPEN	<b>X</b>	<b>X</b>	OPEN	<b>X</b>
<b>Second</b>	OPEN	OPEN	<b>X</b>	<b>X</b>	OPEN	<b>X</b>	<b>X</b>	OPEN	<b>X</b>	<b>X</b>
<b>Third</b>	OPEN	OPEN	<b>X</b>	OPEN	<b>X</b>	<b>X</b>	OPEN	<b>X</b>	<b>X</b>	OPEN

C Third Rotation

It shall be unlawful to fish for, take, or possess scallops taken by any method within any of the following closed areas, except for the 2012-13 fishing season, the 2013-14 fishing season, the 2015-16 fishing season, the 2018-19 fishing season and the 2021-22 fishing season. All directions are relative to True North (not Magnetic unless specified as such).

Transiting exception:

Any vessel possessing scallops onboard, may transit these closed areas, only if the vessel has all fishing gear (dredges, drags) securely stowed. Securely stowed shall mean the main wire shall not be shackled or connected to the dredges or drags, and the towing swivel will be at block or on the winch.

(1) Machias Area

North and East of a line starting at Bucks Head, Machiasport proceeding east to the southern end of Northwest Head on Cross Island then due South to the three mile limit, and West of a line drawn due south from Great Head, Cutler to the three mile limit.

(2) Wohoa/Western Bay

Eastern boundary: West of the Jonesport Bridge then True South from the most Eastern tip of Little Pond Head to the three mile limit.

Western boundary: North and East of a line starting at the most eastern end of Tibbett Island going due North to the closest point of land on Moose Neck and southeast to the most northern tip of eastern Plummer Island then the most western tip of Toms Island; then True South to the three mile limit.

(3) Gouldsboro/Dyer Bay

Eastern boundary: South and West of a line starting at the most southern tip of Petit Manan to EB gong, then South to the northern most tip of Green Island; then from the southeastern top of Green Island to the northern tip of Petit Manan Island; then from the southern tip of Petit Manan Island to N<sup>2</sup>”; then to G<sup>1</sup>” bell; then True South to the three mile limit.

Western boundary: North and East of a line starting from the southern most tip of Schoodic Point Magnetic South to the three mile limit (western boundary of the Zone A lobster management zone).

(4) Upper Blue Hill Bay/Union River

North of a line from Eastern most point of Harriman Point due East to the southern tip of Hardwood Island, then South to the northern tip of Moose Island, then from the southern tip of Moose Island East to Reed Point, Mount Desert Island.

(5) Lower Jericho Bay

Northern boundary: South and east of a line from the southeastern point of Stinson Neck, Deer Isle to the southeastern point of Naskeag Point, Brooklin; continuing southeast to The northern most tip of Swan’s Island Head, Swan’s Island.

Eastern boundary: North and West of a line from northern most tip of Swans Island Head; continuing South from West Point, Swans Island to Long Point, Marshall Island; then West of a line from the southern most tip of Lower Head, Marshall Island running True South to the three mile limit.

Western boundary: East and south of a line from the southwestern tip of Stinson Neck, Deer Isle west to the eastern tip of Coles Head on Whitmore Neck, Deer Isle; then south to the western most point of Millett Island, then South to Richs Point, Isle Au Haut; then from the southern tip of Eastern Head, Isle au Haut, True South to the three mile limit.

(6) Eggemoggin Reach/Southeast Harbor

Eastern boundary: North and West of a line from the most southeastern point of Stinson Neck, Deer Isle then running to Naskeag Point, Brooklin AND North of a line starting at the most southwestern tip of Stinson Neck, Deer Island running to Coles Point on Whitmore Neck, Deer Island; this includes all of Southeast Harbor.

Western boundary: South and West of the Deer Isle Bridge.

(7) Lower Penobscot Bay & Outer Islands

Northern/Western boundary: South of a line starting at Pulpit Rock, North Haven due West to the Sea Urchin Zone line at Latitude 44 09.551 N Longitude 69 01.510 W and continuing south along the Sea Urchin Zone line to the three mile limit, encompassing the territorial waters around all the outer islands of Penobscot Bay including ~~Little Green Island, Large Green Island~~, Matinicus Island, Ragged Island, Wooden Ball Island, Seal Island and Matinicus Rock.

Eastern boundary: West of a line starting at Calder Wood Point, Vinalhaven to Fish Point, North Haven; then West of a line from the southernmost point of Lane Island, Vinalhaven, True South to the three mile limit.

(8) Outer Islands (Machias Seal Island and North Rock)

Territorial waters surrounding Machias Seal Island and North Rock.

Strike this Zone 1 drag calendar page:

# 2017 - 2018 Scallop Season Calendar

## Zone One (1)

### 60 Day DRAG Season (15 gallons)

Zone 1 Limited Access Areas Draggers
 Open
  Closed

December 2017						
S	M	Tu	W	Th	F	S
					1	2
3	4 O	5 O	6 O	7	8	9
10	11 O	12 O	13 O	14	15	16
17	18 O	19 O	20 O	21	22	23
24	25	26 O	27 O	28	29	30
31						

11

January 2018						
S	M	Tu	W	Th	F	S
	1	2 O	3 O	4 O	5	6
7	8 O	9 O	10 O	11 O	12	13
14	15 O	16 O	17 O	18 O	19	20
21	22 O	23 O	24 O	25 O	26	27
28	29 O	30 O	31 O			

18

February 2018						
S	M	Tu	W	Th	F	S
				1 O	2	3
4	5 O	6 O	7 O	8 O	9	10
11	12 O	13 O	14 O	15 O	16	17
18	19 O	20 O	21 O	22 O	23	24
25	26 O	27 O	28 O			

16

March 2018						
S	M	Tu	W	Th	F	S
				1	2	3
4	5 O	6 O	7 O	8	9	10
11	12 O	13 O	14 O	15	16	17
18	19 O	20 O	21 O	22	23	24
25	26 O	27 O	28	29	30	31

11

April 2018						
S	M	Tu	W	Th	F	S
1	2 O	3 O	4	5	6	7
8	9 O	10 O	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

4

Muscle Ridge:  
 OPEN Tuesdays to Driggers;  
 OPEN Thursdays to Divers.

Limited Access Areas:  
 Casco Bay  
 Sheepscot River  
 Muscongus Bay

**Total Days**  
60

**Total Limited Access Areas Days**  
14

**Total Weeks**  
19

Strike this Zone 2 drag calendar page:

# 2017 - 2018 Scallop Season Calendar

## Zone Two (2)

### 70 Day DRAG Season (15 gallons)

Zone 2 Limited Access Areas Draggers
 Open
  Closed

December 2017						
S	M	Tu	W	Th	F	S
					1	2
3	4 O	5 O	6 O	7 O	8 O	9
10	11 O	12 O	13 O	14 O	15	16
17	18 O	19 O	20 O	21 O	22	23
24	25 O	26 O	27 O	28 O	29 O	30
31						

17

January 2018						
S	M	Tu	W	Th	F	S
	1	2 O	3 O	4 O	5 O	6
7	8 O	9 O	10 O	11 O	12	13
14	15 O	16 O	17 O	18 O	19	20
21	22 O	23 O	24 O	25 O	26	27
28	29 O	30 O	31 O			

19

February 2018						
S	M	Tu	W	Th	F	S
				1 O	2 O	3
4	5 O	6 O	7 O	8 O	9	10
11	12 O	13 O	14 O	15 O	16	17
18	19 O	20 O	21 O	22 O	23	24
25	26 O	27 O	28 O			

17

March 2018						
S	M	Tu	W	Th	F	S
				1 O	2	3
4	5 O	6 O	7 O	8 O	9	10
11	12 O	13 O	14 O	15 O	16	17
18	19 O	20 O	21 O	22 O	23	24
25	26 O	27 O	28 O	29 O	30	31

17

April 2018						
S	M	Tu	W	Th	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23 O	24	25	26	27	28
29	30					

0

**Total Days**  
70

**Total Limited Access Areas Days**  
12

**Total Weeks**  
17

Strike this Zone 3 drag calendar page:

# 2017 - 2018 Scallop Season Calendar

## Zone Three (3)

### 55 Day DRAG Season (10 gallons)

Zone 3 Limited Access Areas Draggers  
  Open  
  Closed

December 2017						
S	M	Tu	W	Th	F	S
					1	2
3	4 O	5 O	6 O	7 O	8 O	9
10	11 O	12 O	13 O	14 O	15	16
17	18 O	19 O	20 O	21 O	22	23
24	25 O	26 O	27 O	28 O	29	30
31						

16

January 2018						
S	M	Tu	W	Th	F	S
	1	2 O	3 O	4 O	5	6
7	8 O	9 O	10 O	11	12	13
14	15 O	16 O	17 O	18	19	20
21	22 O	23 O	24 O	25	26	27
28	29 O	30 O	31 O			

15

February 2018						
S	M	Tu	W	Th	F	S
				1	2	3
4	5 O	6 O	7 O	8	9	10
11	12 O	13 O	14 O	15	16	17
18	19 O	20 O	21 O	22	23	24
25	26 O	27 O	28 O			

12

March 2018						
S	M	Tu	W	Th	F	S
				1	2	3
4	5 O	6 O	7 O	8	9	10
11	12 O	13 O	14 O	15	16	17
18	19 O	20 O	21 O	22	23	24
25	26 O	27 O	28 O	29	30	31

12

April 2018						
S	M	Tu	W	Th	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

0

Limited Access Areas:  
Whiting/Dennys Bay

**Total Days**  
55

**Total Limited Access Areas Days**  
15

**Total Weeks**  
17

Strike this Zone 1 dive calendar page:

## 2017-2018 Scallop Season Calendar Zone One (1) 60 Day DIVE Season (15 gallons)

Zone 1 Limited Access Areas Divers
  Open
  Closed

December 2017						
S	M	Tu	W	Th	F	S
					1	2
					O	O
3	4	5	6	7	8	9
		O	O	O	O	O
10	11	12	13	14	15	16
		O	O	O	O	O
17	18	19	20	21	22	23
	O	O	O	O	O	O
24	25	26	27	28	29	30
	O	O	O	O	O	O
31						

23

January 2018						
S	M	Tu	W	Th	F	S
	1	2	3	4	5	6
		O	O	O	O	O
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

5

February 2018						
S	M	Tu	W	Th	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28			

0

March 2018						
S	M	Tu	W	Th	F	S
				1	2	3
4	5	6	7	8	9	10
						O
11	12	13	14	15	16	17
	O	O	O	O	O	O
18	19	20	21	22	23	24
	O	O	O	O	O	O
25	26	27	28	29	30	31
	O	O	O	O	O	O

19

April 2018						
S	M	Tu	W	Th	F	S
1	2	3	4	5	6	7
	O	O	O	O	O	O
8	9	10	11	12	13	14
	O	O	O	O	O	O
15	16	17	18	19	20	21
	O					
22	23	24	25	26	27	28
29	30					

13

Muscle Ridge:  
 OPEN Tuesdays to Dragners;  
 OPEN Thursdays to Divers.

**Total Days**  
60

**Total Limited Access Areas Days**  
18

**Total Weeks**  
12



Strike this Zone 2 dive calendar page:

## 2017-2018 Scallop Season Calendar Zone Two (2) 70 Day DIVE Season (15 gallons)

Zone 2 Limited Access Areas Diver  Open  Closed

December 2017						
S	M	Tu	W	Th	F	S
					1	2
					O	O
3	4	5	6	7	8	9
			O	O	O	O
10	11	12	13	14	15	16
			O	O	O	O
17	18	19	20	21	22	23
			O	O	O	O
24	25	26	27	28	29	30
			O	O	O	O
31						

18

January 2018						
S	M	Tu	W	Th	F	S
	1	2	3	4	5	6
			O	O	O	O
7	8	9	10	11	12	13
			O	O	O	O
14	15	16	17	18	19	20
			O	O	O	O
21	22	23	24	25	26	27
			O	O	O	O
28	29	30	31			
			O			

17

February 2018						
S	M	Tu	W	Th	F	S
				1	2	3
				O	O	O
4	5	6	7	8	9	10
			O	O	O	O
11	12	13	14	15	16	17
			O	O	O	O
18	19	20	21	22	23	24
			O	O	O	O
25	26	27	28			
			O			

16

March 2018						
S	M	Tu	W	Th	F	S
				1	2	3
				O	O	O
4	5	6	7	8	9	10
			O	O	O	O
11	12	13	14	15	16	17
			O	O	O	O
18	19	20	21	22	23	24
			O	O	O	O
25	26	27	28	29	30	31
			O	O	O	O

15

April 2018						
S	M	Tu	W	Th	F	S
1	2	3	4	5	6	7
				O	O	O
8	9	10	11	12	13	14
			O	O	O	O
15	16	17	18	19	20	21
			O	O	O	O
22	23	24	25	26	27	28
			O	O	O	O
29	30					
			O			

4

**Total Days**  
70

**Total Limited Access Areas Days**  
20

**Total Weeks**  
20

Strike this Zone 3 dive calendar page:

## 2017-2018 Scallop Season Calendar Zone Three (3) 55 Day DIVE Season (10 gallons)

Zone 3 Limited Access Areas Divers
  Open
  Closed

December 2017						
S	M	Tu	W	Th	F	S
					1 O	2 O
3	4	5	6	7 O	8 O	9 O
10	11	12	13	14 O	15 O	16 O
17	18	19	20	21 O	22 O	23 O
24	25	26	27	28 O	29 O	30 O
31						

14

January 2018						
S	M	Tu	W	Th	F	S
	1	2	3	4 O	5 O	6 O
7	8	9	10	11 O	12 O	13 O
14	15	16	17	18 O	19 O	20 O
21	22	23	24	25 O	26 O	27 O
28	29	30	31			

12

February 2018						
S	M	Tu	W	Th	F	S
				1	2 O	3 O
4	5	6	7	8	9 O	10 O
11	12	13	14	15	16 O	17 O
18	19	20	21	22	23 O	24 O
25	26	27	28			

8

March 2018						
S	M	Tu	W	Th	F	S
				1 O	2 O	3 O
4	5	6	7	8 O	9 O	10 O
11	12	13	14	15 O	16 O	17 O
18	19	20	21	22 O	23 O	24 O
25	26	27	28	29 O	30 O	31 O

15

April 2018						
S	M	Tu	W	Th	F	S
1	2	3	4	5 O	6 O	7 O
8	9	10	11	12 O	13 O	14 O
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

6

**Total Days**  
55

**Total Limited Access Areas Days**  
20

**Total Weeks**  
20

Insert this Zone 1 drag calendar as if underlined (at the end of Ch. 11):

# 2018 - 2019 Scallop Season Calendar

## Zone One (1)

### 60 Day DRAG Season (15 gallons)

O Zone 1 Limited Access Areas Draggers
O Open
   Closed

December 2018						
S	M	Tu	W	Th	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

10

January 2019						
S	M	Tu	W	Th	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

18

February 2019						
S	M	Tu	W	Th	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28		

16

March 2019						
S	M	Tu	W	Th	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
30	31					

16

**Total Days**  
60

**Total Limited Access Areas Days**  
12

**Total Weeks**  
17

Insert this Zone 2 drag calendar as if underlined (at the end of Ch. 11):

# 2018 - 2019 Scallop Season Calendar

## Zone Two (2)

### 70 Day DRAG Season (15 gallons)

Zone 2 Limited Access Areas Draggers
 Open
  Closed

December 2018						
S	M	Tu	W	Th	F	S
						1
2	3 O	4 O	5 O	6 O	7 O	8
9	10 O	11 O	12 O	13 O	14 O	15
16	17 O	18 O	19 O	20 O	21	22
23	24 O	25	26 O	27 O	28	29
30	31 O					

18

January 2019						
S	M	Tu	W	Th	F	S
		1	2 O	3 O	4 O	5
6	7 O	8 O	9 O	10 O	11 O	12
13	14	15 O	16 O	17 O	18	19
20	21 O	22 O	23 O	24 O	25	26
27	28 O	29 O	30 O	31 O		

20

February 2019						
S	M	Tu	W	Th	F	S
					1	2
3	4 O	5 O	6 O	7 O	8	9
10	11 O	12 O	13 O	14 O	15	16
17	18 O	19 O	20 O	21 O	22	23
24	25 O	26 O	27 O	28 O		

16

March 2019						
S	M	Tu	W	Th	F	S
					1	2
3	4 O	5 O	6 O	7 O	8	9
10	11 O	12 O	13 O	14 O	15	16
17	18 O	19 O	20 O	21 O	22	23
24	25 O	26 O	27 O	28 O	29	30
31						

16

**Total Days**  
70

**Total Limited Access Areas Days**  
0

**Total Weeks**  
17

Insert this Zone 3 drag calendar as if underlined (at the end of Ch. 11):

# 2018 - 2019 Scallop Season Calendar

## Zone Three (3)

### 50 Day DRAG Season (10 gallons)

O Zone 3 Limited Access Areas Draggers
O Open
  Closed

December 2018						
S	M	Tu	W	Th	F	S
						1
2	3 O	4 O	5 O	6	7	8
9	10 O	11 O	12 O	13	14	15
16	17 O	18 O	19 O	20	21	22
23	24 O	25	26 O	27	28	29
30	31 O					

12

January 2019						
S	M	Tu	W	Th	F	S
		1 O	2 O	3	4	5
6	7 O	8 O	9 O	10	11	12
13	14 O	15 O	16 O	17	18	19
20	21 O	22 O	23 O	24	25	26
27	28 O	29 O	30 O	31		

14

February 2019						
S	M	Tu	W	Th	F	S
					1	2
3	4 O	5 O	6 O	7	8	9
10	11 O	12 O	13 O	14	15	16
17	18 O	19 O	20 O	21	22	23
24	25 O	26 O	27 O	28		

12

March 2019						
S	M	Tu	W	Th	F	S
					1	2
3	4 O	5 O	6 O	7	8	9
10	11 O	12 O	13 O	14	15	16
17	18 O	19 O	20 O	21	22	23
24	25 O	26 O	27 O	28	29	30
30	31					

12

**Total Days**  
50

**Total Limited Access Areas Days**  
17

**Total Weeks**  
17

Insert this Zone 1 dive calendar as if underlined (at the end of Ch. 11):

**2018 - 2019 Scallop Season Calendar**  
**Zone One (1)**  
**60 Day DIVE Season (15 gallons)**

Zone 1 Limited Access Areas Divers  Open  Closed

November 2018						
S	M	Tu	W	Th	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

5

December 2018						
S	M	Tu	W	Th	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

20

January 2019						
S	M	Tu	W	Th	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

4

February 2019						
S	M	Tu	W	Th	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28		

0

March 2019						
S	M	Tu	W	Th	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
30	31					

15

April 2019						
S	M	Tu	W	Th	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

16

**Total Days**  
60

**Total Limited Access Areas Days**  
16

**Total Weeks**  
13

Insert this Zone 2 dive calendar as if underlined (at the end of Ch. 11):

**2018 - 2019 Scallop Season Calendar**  
**Zone Two (2)**  
**70 Day DIVE Season (15 gallons)**

Zone 2 Limited Access Areas Diver  Open  Closed

November 2018						
S	M	Tu	W	Th	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

0

December 2018						
S	M	Tu	W	Th	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

17

January 2019						
S	M	Tu	W	Th	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

13

February 2019						
S	M	Tu	W	Th	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28		

12

March 2019						
S	M	Tu	W	Th	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
30	31					

18

April 2019						
S	M	Tu	W	Th	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

10

**Total Days**  
70

**Total Limited Access Areas Days**  
0

**Total Weeks**  
20

Insert this Zone 3 dive calendar as if underlined (at the end of Ch. 11):

**2018 - 2019 Scallop Season Calendar**  
**Zone Three (3)**  
**50 Day DIVE Season (10 gallons)**

Zone 3 Limited Access Areas Diver  Open  Closed

November 2018						
S	M	Tu	W	Th	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

0

December 2018						
S	M	Tu	W	Th	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

13

January 2019						
S	M	Tu	W	Th	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

13

February 2019						
S	M	Tu	W	Th	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28		

12

March 2019						
S	M	Tu	W	Th	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
30	31					

12

April 2019						
S	M	Tu	W	Th	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

0

**Total Days**  
50

**Total Limited Access Areas Days**  
17

**Total Weeks**  
18



# Rule-Making Fact Sheet

(5 M.R.S., §8057-A)

AGENCY: Department of Marine Resources

**NAME, ADDRESS, PHONE NUMBER OF AGENCY CONTACT PERSON:**

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CHAPTER NUMBER AND RULE: Chapter 11 Scallops; 2018-19 Season

STATUTORY AUTHORITY: 12 M.R.S. §6171, 6722

**DATE AND PLACE OF PUBLIC HEARING:**

September 10, 2018, 6:00 PM, DMR – Augusta, Rm 118, 32 Blossom Lane, Augusta, ME;  
September 11, 2018, 6:00 PM, University of Maine at Machias, Rm 102, 116 O'Brien Avenue Machias, ME;  
September 12, 2018, 6:00 PM, Ellsworth City Hall Auditorium, One City Hall Plaza, Ellsworth, ME

COMMENT DEADLINE: 09/24/2018

**PRINCIPAL REASON(S) OR PURPOSE FOR PROPOSING THIS RULE:** [see §8057-A(1)(A)&(C)]

Scallop regulations must be updated for each new season to adjust the schedules and closure lines based on data from the previous season.

IS MATERIAL INCORPORATED BY REFERENCE IN THE RULE? \_\_\_ YES \_\_\_ X NO [§8056(1)(B)]

**ANALYSIS AND EXPECTED OPERATION OF THE RULE:** [see §8057-A(1)(B)&(D)]

This proposed rule-making establishes the 2018-2019 scallop fishing season. As in the 2017-2018 season, there would be a daily possession limit of 15 gallons for Zone 1 and Zone 2, and a daily possession limit of 10 gallons for Zone 3. For Zone 1, a 60-day season for draggers would begin on December 10, 2018 and the last day of the season would be March 28, 2019. For Zone 1, a 60-day season for divers would start on November 20, 2018 and the last day of the season would be April 20, 2019. For Zone 2, a 70-day season for draggers would start on December 3, 2018 and the last day of the season would be March 28, 2019. For Zone 2, a 70-day season for divers would start on December 1, 2018 and the last day of the season would be April 13, 2019. For Zone 3, a 50-day season for draggers would begin on December 3, 2018 and the last day of the season would be March 27, 2019. For Zone 3, a 50-day season for divers would begin on December 1, 2018 and the last day of the season would be March 28, 2019.

In Zone 1, Casco Bay, Sheepscot River, Damariscotta River, Muscle Ridge, and W. Penobscot Bay Areas, as well as Whiting/Dennys Bays in Zone 3 are proposed as Limited Access Areas with reduced harvesting days. In Zone 2, territorial waters surrounding Machias Seal Island and North Rock would be open to harvest all days during January 2018, in addition to open Zone 2 calendar days throughout the season.

DMR would maintain the following targeted closures based on depletion, high concentrations of seed/sublegal scallops and/or the presence of spat-producing scallops: Lower Muscle Ridge, Eastern Casco Bay, Upper Sheepscot River, New Meadows River, Card Cove and Beals-Jonesport Bridge.

This rule proposes to remove the drag size gear restrictions in the Kittery area, Swan's Island Conservation area and Gouldsboro Bay. In these areas, harvests would be able to utilize any drag size, provided it does not exceed the State maximum of 10' 6".

**BRIEF SUMMARY OF RELEVANT INFORMATION CONSIDERED DURING DEVELOPMENT OF THE RULE** (including up to 3 primary sources relied upon) [see §§8057-A(1)(E) & 8063-B]

Recommendations from the Scallop Advisory Council, scallop industry members [harvesters and dealers] and Bureau of Marine Science staff.

**ESTIMATED FISCAL IMPACT OF THE RULE:** [see §8057-A(1)(C)]

Enforcement of this rule will not require additional activity in this agency. Existing enforcement personnel will monitor compliance during their routine patrols.

**FOR EXISTING RULES WITH FISCAL IMPACT OF \$1 MILLION OR MORE, ALSO INCLUDE:**

*ECONOMIC IMPACT, WHETHER OR NOT QUANTIFIABLE IN MONETARY TERMS:*

*[see §8057-A(2)(A)]*

*INDIVIDUALS, MAJOR INTEREST GROUPS AND TYPES OF BUSINESSES AFFECTED AND HOW THEY WILL BE AFFECTED: [see §8057-A(2)(B)]*

*BENEFITS OF THE RULE: [see §8057-A(2)(C)]*

*Note: If necessary, additional pages may be used*