

**RHODE ISLAND GOVERNMENT REGISTER  
AMENDED PUBLIC NOTICE OF PROPOSED RULEMAKING**

**DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

**Title of Rule:** General Equipment Provisions (250-RICR-90-00-6)

**Rule Identifier:** 250-RICR-90-00-6

**Rulemaking Action:** Direct Final Amendment

**Important Dates:**

Date of Public Notice: 04/14/2020

End of Public Comment: 05/14/2020

**Authority for this Rulemaking:**

R.I. Gen. Laws Title 20, R.I. Gen. Laws Chapters 42-17.1, 42-17.6, and 42-17.7, and in accordance with R.I. Gen. Laws § 42-35-18(b)(5), Administrative Procedures Act.

**Summary of Rulemaking Action:**

1. **Liberalize date which triggers use of 6" mesh size when trawling in the upper bay (section 6.8.2(D)(2):** Industry proposal to push the 6" mesh requirement back one month from November 1 to December 1 to provide for improved access to the mantis shrimp fishery.
2. **Establish permit application form for commercial fyke net operations (section 6.8.4(A) and (B):** Require a permit application form for record-keeping purposes for the issuance of commercial fyke net permits issued by the Division, consistent with process established for all other permit types issued by the Division. There is no change to eligibility requirements proposed.
3. **Clarify locations of floating fish traps (section 6.8.6(P):** Replace verbiage in rule which does not provide for precise locations with a table and coordinates to clarify locations. All operators have been notified of the proposed coordinates with opportunity provided to offer feedback. No objections were received.
4. Other minor non-substantive clarifications.

**Additional Information and Comments:**

If no formal objection is received on or before May 14, 2020, Department of Environmental Management will file the Amendment without opportunity for public comment..

Objections should be addressed to:

Peter Duhamel,  
Department of Environmental Management

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Jamestown, RI 02835  
[peter.duhamel@dem.ri.gov](mailto:peter.duhamel@dem.ri.gov)

**Regulatory Analysis Summary and Supporting Documentation:**

In the development of the proposed amendment consideration was given to: (1) alternative approaches; (2) overlap or duplication with other statutory and regulatory provisions; and (3) significant economic impact on small business. No alternative approach, duplication, or overlap was identified based upon available information.

For full regulatory analysis or supporting documentation see agency contact person above.