

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

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

Title of Rule: Definitions and General Provisions

Rule Identifier: 250-RICR-90-00-1

Rulemaking Action: Direct Final Amendment

Important Dates:

Date of Public Notice: 02/08/2021

End of Public Comment: 03/10/2021

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 Chapter 42-35, Administrative Procedures Act

Summary of Rulemaking Action:

1. Minor re-structuring of rule and addition of regulations currently contained in section 2.9 of Part 2 - Commercial and Recreational Saltwater Fishing Licensing Regulations (in conjunction with deletion of section 2.9 in Part 2) for elimination of similar rules in different Parts and improved clarity of marine fisheries rules.
2. Addition of Shellfish and Marine Life Management Area descriptions currently contained in Part 4 – Shellfish and Part 6 - General Equipment Provisions for improved clarity of marine fisheries rules. Description of Shellfish and Marine Life Management Area descriptions currently contained in Part 4 – Shellfish and Part 6 - General Equipment Provisions are to be subsequently removed at a later date.
3. Removal of terms "designated temperature control area", "medical incapacitation", and "qualifying period" as terms are not currently found or used in marine fisheries (i.e., Chapter 90 – Marine Fisheries) regulations.
4. Addition of term "recreational fishing" consistent with statute.
5. There is no net effect or actual change to the rules resulting from this amendment.

Additional Information and Comments:

If no formal objection is received on or before March 10, 2021, Department of Environmental Management will file the Amendment without opportunity for public comment..

Objections should be addressed to:

Peter Duhamel,
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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.