

CONCISE EXPLANATORY STATEMENT

In accordance with the Administrative Procedures Act, Section §42-35-2.6 of the General Laws of Rhode Island, following is a concise explanatory statement for the below identified regulation.

AGENCY: Department of Environmental Management

DIVISION: Marine Fisheries

RULE IDENTIFIER: 250-RICR-90-00-2

RULE TITLE: Commercial Marine Fishing Licenses, Landing Permits, and Party and Charter licenses

REASONS FOR NOT ACCEPTING ARGUMENTS MADE IN TESTIMONY AND COMMENTS:

1. Exit:entry ratio for the issuance of the Unlimited Finfish endorsement: Two (2) options were noticed:
 - Proposal # 1: Status quo (ratio = 1:2)
 - Proposal # 2: Industry proposal to amend to 1:1

One comment was provided in support of amending the ratio to 2:1. Comments overwhelmingly in support of Proposal # 2 (1:1), which was also recommended by the RI Marine Fisheries Council.

CHANGE TO TEXT FROM PROPOSED TO FINAL RULE (identify any changes between the text of the rule as proposed and the text of the final rule and explain why these changes were made to the final text):

Due to the nature of providing multiple proposals in the noticed rule in some instances, the final rule removes the proposal that was not adopted in the final rule.

REGULATORY ANALYSIS: 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.