

"PERTAINING TO SHELLFISH HANDLING"

REGULATION 4 VAC 20-1100-10 ET SEQ.

PREAMBLE

This regulation establishes requirements for proper marine sanitation devices aboard shellfish harvesting vessels. This regulation is promulgated pursuant to the authority contained in Sections 28.2-201 and 28.2-801 of the Code of Virginia. The effective date of this regulation is July 1, 2006.

4 VAC 20-1100-10. PURPOSE.

The purpose of this regulation is to ensure the safe and sanitary control of the harvesting and transporting of molluscan shellfish for human consumption.

4 VAC 20-1100-20. DISPOSAL OF SEWAGE FROM VESSELS.

- A. Any boat or vessel engaged in harvesting or transporting shellfish shall have on board an approved Type III marine sanitation device (holding tank), portable toilet or other sewage disposal receptacle. Portable toilets shall:
1. Be constructed of high quality plastic that is durable, easy to clean, and will not spill;
 2. Be used only for the purpose intended;
 3. Be secured while on board the vessel and located to prevent contamination of shellstock by spillage or leakage;
 4. Be emptied only into an approved sewage disposal system;
 5. Be cleaned before being returned to the boat; and
 6. Not be cleaned with equipment used for washing or processing food.
- B. Use of other receptacles for sewage disposal are approved if the receptacles are constructed of impervious, cleanable materials, have tight fitting lids, and meet the requirements of 4 VAC 20-1100-20 A.1-6.

4 VAC 20-1100-30. PENALTY.

As set forth in §28.2-821, any person violating the provisions of this regulation shall be guilty of a Class I misdemeanor.

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This is to certify that the foregoing is a true and accurate copy of the regulation passed by the Marine Resources Commission, pursuant to authority vested in the Commission by § 28.2-201 of the Code of Virginia, and recorded in the Commission’s minute book, at it’s meeting held in Newport News, Virginia on Tuesday, April 25, 2006.

**COMMONWEALTH OF VIRGINIA
MARINE RESOURCES COMMISSION**

William A. Pruitt
BY: *by Joe Brumby*
William A. Pruitt
Commissioner

Subscribed and sworn to before me this *26th* day of *April*, 2006.

My Commission expires December 31, 2008.

Deborah R. Lawton
Notary Public