

“PERTAINING TO THE ALTERATION OF FINFISH”

REGULATION 4 VAC 20-580-10 ET. SEQ.

§ 4VAC20-580-10 Purpose.

The purpose of this chapter is to enhance compliance with minimum size limits, catch limits, and quotas.

Statutory Authority §28.2-201 of the Code of Virginia.

Historical Notes

Derived from VR450-01-0075 §1; eff. October 1, 1991; amended, Virginia Register Volume 11, Issue 22, eff. July 1, 1995.

§ 4VAC20-580-20 Alteration of finfish to obscure species identification or size prohibited.

A. It shall be unlawful for any person to alter any finfish, or to possess altered finfish, aboard any boat or vessel, or on a public fishing pier (except at the fish cleaning station of the pier), such that the species of the fish cannot be determined.

B. It shall be unlawful for any person to alter any finfish regulated by a minimum or maximum size limit, or to possess such altered finfish, aboard any boat or vessel, or on a public fishing pier (except at the fish cleaning station of the pier), such that its total length cannot be measured.

Statutory Authority §28.2-201 of the Code of Virginia.

Historical Notes

Derived from VR450-01-0075 §2; eff. October 1, 1991; amended, Virginia Register Volume 11, Issue 22, eff. July 1, 1995.

§ 4VAC20-580-30 Allowances for filleting or cleaning.

A. For finfish regulated by a minimum or maximum size limit, filleting at sea will be allowed if the carcass is retained to ensure proper species identification and compliance with size limitations.

B. For finfish regulated by a minimum size, cleaning and/or filleting at sea will be allowed if the fillet or cleaned fish exceeds the minimum length for the species and at least one square inch of skin is left intact to assist in identification of the species.

C. For finfish not regulated by a size limit, filleting at sea will be allowed if a minimum of one square inch of skin is left on the fillet to assist in identification of the species.

Statutory Authority §28.2-201 of the Code of Virginia.

Historical Notes

Derived from VR450-01-0075 §3; eff. October 1, 1991; amended, Virginia Register Volume 11, Issue 22, eff. July 1, 1995.

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§ 4VAC20-580-40 Penalty.

As set forth in §28.2-903 of the Code of Virginia, any person violating any provision of this chapter shall be guilty of a Class 3 misdemeanor, and a second or subsequent violation of any provision of this chapter committed by the same person within 12 months of a prior violation is a Class 1 misdemeanor.

Statutory Authority §28.2-201 of the Code of Virginia.

Historical Notes

Derived from VR450-01-0075 §4; eff. October 1, 1991; amended, Virginia Register Volume 11, Issue 22, eff. July 1, 1995.

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REGULATION 450-01-0075

PREAMBLE

This regulation establishes controls on the handling of finfish when fishing from a vessel or pier. This regulation is promulgated pursuant to authority contained in §28.2-201 of the Code of Virginia. This regulation amends and re-adopts prior Regulation 450-01-0075 which was adopted by the Marine Resources Commission on September 24, 1991 and was effective October 1, 1991. The effective date of the regulation is July 1, 1995.

§1. PURPOSE:

The purpose of this regulation is to enhance compliance with minimum size limits, catch limits, and quotas.

§2. ALTERATION OF FINFISH TO OBSCURE SPECIES IDENTIFICATION OR SIZE PROHIBITED:

- A. It shall be unlawful for any person to alter any finfish, or to possess altered finfish, aboard any boat or vessel, or on a public fishing pier (except at the fish cleaning station of the pier), such that the species of the fish cannot be determined.
- B. It shall be unlawful for any person to alter any finfish regulated by a minimum or maximum size limit, or to possess such altered finfish, aboard any boat or vessel, or on a public fishing pier (except at the fish cleaning station of the pier), such that its total length cannot be measured.

§3. ALLOWANCES FOR FILLETING OR CLEANING:

- A. For finfish regulated by a minimum or maximum size limit, filleting at sea will be allowed if the carcass is retained to insure proper species identification and compliance with size limitations.
- B. For finfish regulated by a minimum size, cleaning and/or filleting at sea will be allowed if the fillet or cleaned fish exceeds the minimum length for the species and at least one square inch of skin is left intact to assist in identification of the species.
- C. For finfish not regulated by a size limit, filleting at sea will be allowed if a minimum of 1 square inch of skin is left on the fillet to assist in identification of the species.

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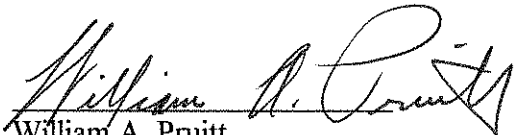
REGULATION 450-01-0075

§4. PENALTY:

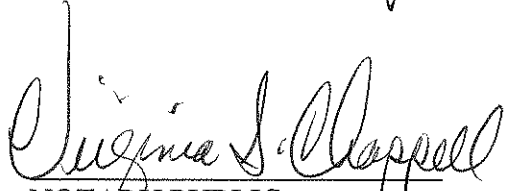
As set forth in §28.2-903 of the Code of Virginia, any person, violating any provision of this regulation shall be guilty of a Class 3 misdemeanor, and a second or subsequent violation of any provision of this regulation committed by the same person within twelve months of a prior violation is a Class 1 misdemeanor.

This is to certify that the foregoing is a true and accurate copy of the regulation passed by the Marine Resources Commission, pursuant to the authority vested in the Commission by §28.2-201 of the Code of Virginia and recorded in the Commission's minute book at its meeting held in Newport News, Virginia on June 27, 1995.

COMMONWEALTH OF VIRGINIA
MARINE RESOURCES COMMISSION

BY: 
William A. Pruitt
Commissioner

Subscribed and sworn to before me on this 27 day of June 1995.
My Commission expires June 30, 1997.


NOTARY PUBLIC