

# FISHERIES NEWSLETTER

This newsletter provides only a summary of management measures adopted by the Commission and has no legal force or effect. The purpose of this newsletter is to explore events and issues of interest to commercial fishermen, VMRC managers, Law Enforcement, researchers, and the Commission.



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- *Licenses suspended for outstanding compliance issues at recent Commission meetings (cover)*
- *River Herring moratorium is now in effect (pg 3)*
- *Need help filling out your reports? Mandatory reporting staff will be visiting field offices to assist with filling out reports (pg 7)*
- *New mandatory reporting forms now have larger writing areas (pg 8-15)*

## COMMISSIONER BOWMAN RETIRES

Virginia Marine Resources Commissioner Steven G. Bowman has announced his retirement from state service, effective March 26, after six years in charge of the state agency that manages the Commonwealth's tidal fisheries and the state-owned waterbottom. Bowman, 52, has accepted a position as Chief of Police for the Town of Smithfield, his hometown. He spent most of his career in law enforcement and has lived in Smithfield for decades. Governor Robert F. McDonnell named Jack Travelstead as acting Commissioner on March 22. He will serve as Acting Commissioner until the Governor makes a permanent appointment to the position. Mr. Travelstead has named Rob O'Reilly as Acting Chief of the agency's Fisheries Management Division, and has named Joe Grist as Acting Deputy Chief of the Fisheries Management Division.



## NON-COMPLIANCE CASES

The Mandatory Reporting Program (MRP) has continued to improve the effectiveness of its Compliance Program for harvesters who fail to report. In recent months, the Compliance Program has significantly increased its stringency and consistency in the execution of the Program's objectives.

Currently, harvesters are required to submit their harvest reports each month by the 5<sup>th</sup> day of the following month (e.g., June harvest reports are due on July 5<sup>th</sup>). A system of 3 notifications (two postcards and a letter) informs those harvesters who fail to report of their missing records, and allows for the resolution of outstanding compliance issues before any further action takes place. After a 3<sup>rd</sup> and final notification, those individuals who have not responded may receive a subpoena to appear

before the Commission for a non-compliance hearing.

To date, 4 harvesters have received a one-year probation, 1 harvester received a suspension followed by a 1-year probation, and 1 harvester's licenses were revoked for a period of two years, as a result of failure to resolve compliance issues. A total of 4,386 failure-to-report notices have been sent out during the period of July 2011 through March 2012. Staff expects the number of notifications to drop considerably as the Program develops and reporting becomes more consistent by all harvesters.

If you receive a notification postcard, please contact staff immediately to resolve the compliance issue and avoid a Commission hearing.

## POPULATIONS OF ATLANTIC STURGEON LISTED AS ENDANGERED

Earlier this year, the National Marine Fisheries Service (NMFS) determined that the Chesapeake Bay DPS (Distinct Population Segment) of Atlantic sturgeon are endangered. The final rule was published on February 6, 2012 and is effective as of April 6, 2012. According to the NMFS, populations of Atlantic sturgeon are extremely low compared to historical levels, and some spawning populations have been completely eliminated.

The only known Virginia spawning population occurs in the James River, and there is possible spawning activity occurring in the York River as well. Due to this listing, fishing activities in our area may be impacted by future decisions regarding the protection of these populations. The VMRC will monitor any potential changes to fishing activities, resulting from this listing of this species as endangered.



### BLUE CRAB A VISION FOR THE FUTURE

The Commission has directed staff to form a Blue Crab Fishery Review Committee to begin to formulate long-term plans for the Virginia blue crab fishery. This committee will not take the place of the long-standing Commission advisory committee (Crab Management Advisory Committee). Instead, it will shape the future management of the blue crab fisheries as the Bay-wide stock continues its recovery. This new committee will examine overcapacity, closure of dredge fishery, and the waiting list, in addition to any other issues the industry may want to examine. Some issues may be resolved in the near term; others may take extensive discussion by the committee. The VMRC staff will assist this committee, and the combined approach will be one of co-management. This committee will be geographically balanced with all gear types, processors, and environmental groups represented. Industry members are encouraged to submit suggestions for committee membership to Rob O'Reilly. Maryland has already made headway with a similar committee, and groups from both states will eventually meet together to establish guidelines for a bay-wide fishery to give us future longer-term economic benefits.



### MENHADEN AMENDMENT

The ASMFC has begun working towards the development of Amendment 2 to the Interstate Fishery Management Plan for Atlantic menhaden. This spring, a Public Information Document (PID) was released for public comment that presents the current status of the fishery (available at [www.asmfc.org](http://www.asmfc.org)). The PID's primary focus is to initiate discussion on the timing and implementation of achieving the new fishing mortality rate threshold ( $F = 1.32$ ) and target ( $F = 0.62$ ) biological reference points recently adopted through Addendum V. Since fishing mortality in 2008 (the latest year in the assessment) is estimated at 2.28, overfishing is occurring, however, the stock is not overfished. The peer-reviewed stock assessment will soon be updated with data (through 2011) to provide more recent estimates of fishing mortality, and harvest reductions will be calculated based on the assessment results. The goal of the new reference points is to increase abundance, spawning stock biomass, and menhaden availability as a forage species. Approval of the final amendment is expected this fall. Public comment must be received no later than 5:00 PM (EST) on April 20, 2012 and should be forwarded to Michael Waine, Fishery Management Plan Coordinator, at 1050 N. Highland St, Suite A-N, Arlington, VA 22201; 703.842.0741 (FAX) or [mwaine@asmfc.org](mailto:mwaine@asmfc.org) (Subject line: PID)

## RIVER HERRING MORATORIUM IS IN EFFECT IN VIRGINIA

The Virginia Marine Resources Commission (VMRC) is reminding anglers that a moratorium is now in place on catching or possessing river herring. The moratorium in Virginia went into effect January 1 2012. The moratorium prohibits catching, selling or possessing river herring, defined as blueback herring and alewife, in Virginia.

Herring are anadromous species, meaning they live in saltwater but spawn in freshwater. They are highly migratory. They spawn in the spring, which is when Virginia anglers have historically dusted off their dip nets to catch the small, silvery fish.

Several causes have been linked to the collapse of river herring stocks coast-wide, including massive removals of the fish by foreign fishing fleets in the late 1960s and early 1970s, loss of spawning and nursery habitats, degraded water quality and construction of dams and spillways that prevented herring from reaching their freshwater spawning grounds.

In May 2009, the Atlantic States Marine Fisheries Commission (ASMFC) approved Amendment 2 to the Interstate Fishery Management Plan (FMP) for Shad and River

Herring that establishes a moratorium on commercial and recreational fishing, for river herring, in state waters, unless a state receives approval of its sustainable river herring management plan. Sustainable fisheries are those that demonstrate their alewife or blue back herring stock could support a commercial and/or recreational fishery that will not diminish potential future stock reproduction and recruitment. Currently, data are not available to support a sustainable river herring management program in Virginia.

The Commission enacted Chapter 4VAC 20-1260-10 ET SEQ. "Pertaining to River Herring" (which provides that possession of river herring in Virginia by any person is unlawful) in June 2011, after fishery managers met for more than a year with recreational anglers, representatives from the commercial seafood industry, and bait and tackle shop owners in areas where dip netting herring was a way of life.

The moratorium has been extensively publicized, and businesses which sell dip net licenses have been alerted in writing so that recreational anglers don't buy a license under the mistaken belief it can be used to catch herring.

### BIOLOGICAL SAMPLING

VMRC's Biological Sampling Program (BSP) was initiated in 1989, and has been collecting important biological data on commercial finfish catches since that time. Currently the BSP collects weight, length, sex, and age data on 14 species of finfish and also collects data on horseshoe crabs. In 2011 there were over 300 site visits of 31 locations, totaling approximately 24,500 fish that were sampled from commercial landings. The majority of the sites are seafood buyers' places of business, and many of the sites are locations that have been a part of this program's sampling regime since its inception in 1989. Seafood dealers, as well as harvesters, are required by Chapter 4VAC20-610-60 to allow VMRC to sample any harvest for biological information. Several of the dealers, and many individual working watermen, have been extremely helpful to the BSP over the years, and have been an important part of the program's success. Thank you for your continued cooperation!

### 2012 HORSESHOE CRAB QUOTA

At the February 28<sup>th</sup> meeting, the Commission voted to establish the 2012 commercial horseshoe crab quota as 152,495 horseshoe crabs. This quota is allocated by gear type into five categories (see table). The Commission also voted, through emergency action, to restrict the harvest of horseshoe crabs by gill net to daylight hours with a daily limit of 250 horseshoe crabs. The new quota allocation, which adds a new gear category for pound nets, and gillnet provisions were recommended by staff based on meetings with the horseshoe crab fishery this winter. A license moratorium remains in effect for all new entrants to the horseshoe crab fishery (since 2011), and there are currently no provisions for transfers.

2012 Horseshoe Crab Quota		
Gear	2012	
Category	Allocation	quota
Dredge	40.348%	61,529
Trawl	12.488%	19,043
Hand	22.095%	33,694
Pound	18.142%	27,666
Other	6.927%	10,563
	<b>Total</b>	<b>152,495</b>

## VIRGINIA'S CHILD LABOR LAWS: PROTECTING THE FUTURE WORKFORCE OF THE COMMONWEALTH

By: Steven P. Dalton and Lauren Lefton, Virginia Department of Labor and Industry

Virginia has a proud tradition in the commercial fishing industry and the Virginia Department of Labor and Industry wants to make sure the waterman tradition will continue for future generations.

It is a mandate of the Virginia Department of Labor and Industry's Labor and Employment Law Division to ensure the safety of children and teens in the workplace. Before allowing a young person to work for your business, you should be aware of the child labor laws that apply. With the assistance of the Virginia Marine Resource Commission, the Labor and Employment Law Division wants to remind the public about the Commonwealth's child labor laws that apply to the commercial fishing industry. Virginia's child labor laws are found in Chapter 5 of Title 40.1 of the *Code of Virginia*. It is important to remember that the child labor laws have been enacted by the legislature to protect the health and safety of working youth.

According to *Code of Virginia §40.1-78*, the legal working age for most youth in Virginia is fourteen. The law permits minors younger than 14-years old to work in certain situations. In commercial fishing it is important to note that *Code of Virginia §40.1-79.01* allows a youth of any age to work for a business solely owned by the child's parent. Youth employed their parents are still prohibited from working in manufacturing occupations or performing any hazardous duties listed in the *Code of Virginia §40.1-100 A*.

Virginia has a list of occupations and duties which are prohibited for all young workers under the age of 18-years old. These occupations and duties are commonly called "Hazardous Occupation" and are found in the *Code of Virginia §40.1-100 A*. No young person, whether employed by his parent or not, is permitted to work in a "Hazardous Occupation." In addition to the "Hazardous Occupations," no employer is allowed to expose a young employee to a hazard capable of causing serious harm or death. This restriction is found in *Code of Virginia §40.1-100.1*.

For your convenience, below is a list of "Hazardous Occupations" that may apply in the commercial fishing industry:

- Manufacturing or Storage Occupations Involving Explosives
- Motor Vehicle Occupations
- Power-Driven Hoisting Apparatus Occupations.
- Occupations Involving Slaughtering, Meat-Packing or Processing or Rendering
- Occupations Involved in the Operation of Power-Driven Circular Saws, Band Saws, and Guillotine Shears
- Occupations Involved in Wrecking, Demolition, and Shipbreaking Operations
- In a capacity in preparing any composition in which dangerous poisonous chemicals are used.

If a business or individual decides to allow a youth that is under the age of 16-years old to work, then they should be aware of additional restrictions on the type of work that may be performed. Please remember that the following restrictions do not apply if the young person is employed by a company solely owned by their own parent or guardian. These additional restrictions are found in *Code of Virginia §40.1-100 B, C, and D*. Below is a list of potential restricted duties that may apply to commercial fishing:

***Code of Virginia §40.1-100 B, C, and D:*** No child under sixteen under sixteen years of age shall be employed, permitted, or suffered to work:

- In any mechanical establishment.
- In any commercial cannery.
- Processing occupations such as filleting of fish, dressing poultry, cracking nuts, or laundering as performed by commercial laundries and dry cleaning (except in a retail, food service, or gasoline service establishment in those specific occupations expressly permitted in [16VAC15-30-230](#)).
- Occupations requiring the performance of any duties in workrooms or workplaces where goods are manufactured, mined, or otherwise processed (except to the extent expressly permitted in retail,

food service, or gasoline service establishments in accordance with 16VAC15-30-230).

- Operation or tending of hoisting apparatus or of any power-driven machinery (other than office machines and machines in retail, food service, and gasoline service establishments that are specified in 16VAC15-30-230 as machines that such minors may operate in such establishments).
- Occupations in connection with:
  - a. Transportation of persons or property by rail, highway, air, on water, pipeline, or other means. Exception: Office or sales work in connection with these activities is permitted.
  - b. Warehousing and storage. Exception: Office or sales work in connection with these activities is permitted.
  - c. Communications and public utilities. Exception: Office or sales work in connection with these activities is permitted.

Commercial fisheries that decide to employ young people should be aware that youth 14-and 15-years old are required by *Code of Virginia §40.1-84* to obtain an Employment Certificate (Work Permit) prior to beginning their employment for a company that is not solely owned by the young person's parent or guardian. This permit is a legal document granting a young person permission to work. Before an Employment Certificate is issued, the business wanting to hire the young person must complete a form that describes the nature of the work to be performed by the youth. A parent or guardian must also complete a form that gives the young person permission to be employed by the business. Young people may get an Employment Certificate from Issuing Officers in many of the public middle and high schools.

When working with young employees, you should be aware that state and federal law sets very strict restrictions on when and how long a young person under the age of 16 is allowed to work. In Virginia, these restriction are found in *Code of Virginia §40.1-80.1*. Below is a chart showing the limitations that apply to employees younger than 16:

#### School Year

- 7 A.M. to 7 P.M.

- Not during school time
- They can start delivering newspapers at 4 A.M.

- 3 Hours on a School Day
- 18 Hours for a School Week
- 8 Hours on a Non-School day
- 40 Hours for a Non-School Week

#### Summer

- (June 1 through Labor Day)
- 7 A.M. to 9 P.M.
  - Not during school time
  - They can start delivering newspapers at 4 A.M.
- 3 Hours on a School Day
- 18 Hours for a School Week
- 8 Hours a Non-School Day
- 40 Hours a Non-School Week

*Code of Virginia §40.1-80.1 B:* No child shall be employed or permitted to work for more than five hours continuously without an interval of at least thirty minutes for a lunch period, and no period of less than thirty minutes shall be deemed to interrupt a continuous period of work.

All hours worked and breaks given must be recorded in writing and kept at the place of business as required by *Code of Virginia §40.1-81.1*. Time records must be readily available for inspection by Compliance Officers of the Virginia Department of Labor and Industry. This record keeping requirement only applies to employees younger than 16-years old working for a company that is not solely owned by the young person's parent or legal guardian.

The child labor laws are enforced across the state by Compliance Officers of the Labor and Employment Law Division. If an investigation conducted by a Compliance Officer determines a child labor law was violated, then the individual or company employing the young person will be held accountable. According to the *Code of Virginia §40.1-113*, any individual or company that permits a young person to work in violation of the child labor laws is liable for a Civil Monetary Penalty. Violations of the child labor laws could result in penalties up to \$1000, or if a young-

(Continued on page 6)

## VIRGINIA'S CHILD LABOR LAWS

(Continued from page 5)

person is significantly injured or killed the penalties could be up to \$10,000. In addition to Civil Monetary Penalties, the Division will seek criminal prosecution for a violation of *Code of Virginia §40.1-103* if an individual "willfully or negligently" causes or permits a young person to be endangered, abused, or neglected at work.

It is neither the intention nor the desire of the Virginia Department of Labor and Industry to find any employer in violation of the child labor laws. Ensuring the safety of children in the workplace is a priority of the Department as it should be for all employers. Do not hesitate to contact the Virginia Department of Labor and Industry should you have any questions or concerns. If you are unsure whether a job or work environment is safe or legal for a minor, a site visit by a Virginia Child Labor Compliance Officer can be arranged. For more information please call (804) 786-2386 or e-mail [LaborLaw@doli.virginia.gov](mailto:LaborLaw@doli.virginia.gov)



### IMPORTANT REMINDERS



#### BUYERS PERMIT REMINDER

As a reminder, all buyers are required to possess a valid Buyer's Permit in order to purchase black drum, conch, horseshoe crabs, and striped bass from commercial fishermen. These are no-cost permits that are available for pickup at your local sales agent. Buyers who possess these permits are also required to submit buyer reports on a weekly, monthly, or annual basis to the VMRC. These forms can be printed off the "Forms" section of the VMRC website, or can be mailed to an individual or company as requested. Please remember that these reports are an essential tool for fisheries management in Virginia. These reports allow fisheries management staff to monitor and verify harvest reports from individual harvesters as well as monitor strict quotas to prevent any overages and subsequent penalties. For more information on species specific buyer reporting requirements please refer to their regulations or for assistance contact the VMRC.

For buyer's permit information, please contact:

Black Drum	Carter Shackelford 757-247-2115
Conch	Renee Hoover 757-247-2116
Horseshoe Crab	Alicia Nelson 757-247-2244
Striped Bass	Adam Kenyon 757-247-2243

#### MOVED RECENTLY? MAKE SURE TO UPDATE YOUR ADDRESS!

Please take a moment to verify that the VMRC has your correct mailing and 911 address. It is very important that your correct contact information is on file (including phone number) so that you may be contacted for any issues pertaining to licensing, compliance, or other fishery matters. The VMRC also periodically sends notices of public hearings and industry meetings to fishery participants by mail. Please contact licensing at 757-247-2127

#### PHOTOCOPIES ARE PROHIBITED

Anyone who holds a license for the purpose of catching finfish or crabs is required to make that license available for inspection when fishing (per **Chapter 4 VAC 20-60-10 et seq. "PERTAINING TO DISPLAY OF LICENSE TO CATCH FINFISH OR CRABS"**). Please note that photocopies of licenses and permits are prohibited; only originals are accepted. If your license becomes damaged (waterlogged/torn/etc), please contact the VMRC (757-247-2241. Staff can arrange to give you a reprint of the damaged license after receiving a signed affidavit describing the lost or damaged license or permit.



# MANDATORY REPORTING GUIDELINES



## NEED HELP FILING OUT HARVEST REPORTS?

### Mandatory Reporting staff to visit field offices

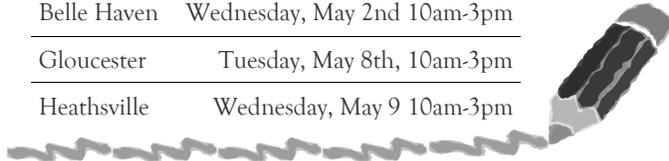
Mandatory reporting staff will be available at the Marine Police field offices (dates below) from 10 am to 3 pm to answer questions and assist harvesters in filling out mandatory reports.

Mandatory Report staff field office visits:

Belle Haven Wednesday, May 2nd 10am-3pm

Gloucester Tuesday, May 8th, 10am-3pm

Heathsville Wednesday, May 9 10am-3pm

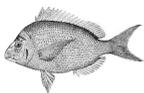


## OLD MANDATORY REPORTING FORMS

Please dispose of old Mandatory Reporting forms received prior to 2011. Mandatory reports filled out using old forms are no longer accepted and will be returned. You may request additional forms and folders at any time by contacting the Mandatory Reporting Staff at 757-247-2241

## ONLINE REPORTING IS AVAILABLE

Online harvest reporting is available to all licenses commercial harvesters with the appropriate computer equipment and internet access. To register for the program you need to send an email to [Stephanie.Iverson@mrc.virginia.gov](mailto:Stephanie.Iverson@mrc.virginia.gov) or call at 757-247-2061 and give Stephanie Iverson your current email address. Once your email address has been received, you will be sent forms to complete: one is your 'online harvesters registration form' and the others are the 'external users' access request for sensitive data. You will also receive a guideline for using the online harvest system. Once the required signed forms have been received, the IT staff at VMRC will send you a user identification and a temporary password. Once you have these items you can logon to the system. You will be immediately prompted to change your password. Once you have access to the harvester data entry area, please review the 'online harvester' YouTube tutorial. Please review all lookup tables before beginning to enter data and use proper abbreviations. All registered online harvesters still need to report 'no activity' through the VMRC's automated toll free line (1-800-937-9247). Also note your online account will have to be reset if you don't use it for 120 days. Contact Stephanie Iverson if you encounter any problems while using the system.



## 1-800-LINE INFORMATION



The VMRC Interactive Voice Response System (IVRS) (1-800-937-9247) is available for harvesters to report no activity, immediate harvest information for required species (such as black sea bass, horseshoe crabs, spiny dogfish, and American shad bycatch), request forms and folders, and to leave messages for license information. When using the IVRS, please remember to provide your name and VMRC ID.

**PLEASE REMEMBER THAT YOU MUST REPORT BY THE 5TH OF THE FOLLOWING MONTH EVEN IF YOU HAVE NOT HARVESTED (NO ACTIVITY)!**

**HELPERS—YOUR MRC ID SHOULD BE LISTED ON PRIMARY HARVESTER'S MANDATORY REPORTING FORM!**

**Please remember the following when filling out monthly mandatory reports:**

**COMMERCIAL FISHERMAN REGISTRATION LICENSEES**

Mandatory fields to be filled out by harvester:

- VMRC ID and full and legal name of the registered commercial fisherman
- VMRC ID and full and legal name of any agent, if used
- VMRC ID and full and legal name of no more than **five** helpers who were not serving as agents
- Buyer or private sale information (one per ticket)
- Vessel identification (Coast Guard documentation number or VA registration number; one per ticket)
- Vessel name (if applicable), not the make
- Public rock abbreviation (if applicable)
- Lease number for aquaculture (oyster and clams) harvested from private grounds (if applicable)
- City or county where harvest was landed
- Date of harvest (one day per ticket)
- Water body fished (one per ticket; use codes from mandatory reporting folders)
- Number of hours any gear was fished
- Gear type and amount of gear used (one per ticket)
- Number of hours the registered commercial fisherman fished (dock to dock; use whole numbers, and do NOT multiply by crew members)
- Number of crew on board, including captain
- Species harvested, market category
- Live weight or processed weight of species harvested
- Information on the price paid for the harvest may be provided voluntarily
- Circle unit of measure
- Put a check mark if the product was processed (Filletted, Guttled, Picked, Puffer Tails, Fins, etc...)

**BLUE CRABS**

- Only one gear per ticket (e.g. harvest from crab pots and peeler pots should be written on separate tickets)
- Report peelers and soft crabs in numbers
- Report the peeler crabs harvested FOR a shedding tank, DO NOT report soft crabs FROM a shedding tank

**FINFISH**

- For anchored gill net (AGN), be sure to include number of nets and total amount in feet
- Specify the number of hooks when using trotlines
- Be sure to include the number of tags when harvesting striped bass
- Receipts must be included for striped bass sold as retail when the amount sold is more than 10 lbs
- Report the number of black drum kept

## EXAMPLES

## BLUE CRAB (USING AN AGENT)

PRIMARY HARVESTER VMRC ID & NAME		<input checked="" type="checkbox"/> CHECK IF AGENT USED	↓AGENT VMRC ID	WATER FISHED	HRS GEAR FISHED	GEAR	GEAR AMOUNT	MAN HOURS	NO. OF CREW
9999			9998	JRL	48	POT	250	6	1
↓ VMRC ID	↓ NAME		↓AGENT NAME	↓SPECIES & MARKET CATEGORY	↓AMOUNT	↓UNITS (CIRCLE ONE):			* Check if processed
9999	Joseph Fisherman		Thomas Fisherman	NO1	3	BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓BUYER						
			Joe Crab Buyer	BCS	2	BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
HELPERS VMRC ID & NAME(S) UP TO FIVE (5) HELPERS LIST ONLY HELPERS WITH VMRC ID			↓VESSEL ID NO.						
↓VMRC ID	↓NAME		↓VESSEL NAME						
			Miss Virginia	BCP	2	BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓PUBLIC ROCK ABBR (OYSTERS ONLY)						<input type="checkbox"/>
			↓LEASE NUMBER (AQUA. ONLY)						<input type="checkbox"/>
			↓CITY/COUNTY LANDED						<input type="checkbox"/>
			Fisherman County						<input type="checkbox"/>
			↓DATE (ONE PER TICKET)						<input type="checkbox"/>
			April 12, 2012						<input type="checkbox"/>

## FINFISH

PRIMARY HARVESTER VMRC ID & NAME		<input type="checkbox"/> CHECK IF AGENT USED	↓AGENT VMRC ID	WATER FISHED	HRS GEAR FISHED	GEAR	GEAR AMOUNT	MAN HOURS	NO. OF CREW
9999				CBLE	24	AGN	3@1200ft	7	2
↓ VMRC ID	↓ NAME		↓AGENT NAME	↓SPECIES & MARKET CATEGORY	↓AMOUNT	↓UNITS (CIRCLE ONE):			* Check if processed
9999	Joseph Fisherman			SPOT	200	BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓BUYER						
			Joe Fish Buyer	CRL	96	BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
HELPERS VMRC ID & NAME(S) UP TO FIVE (5) HELPERS LIST ONLY HELPERS WITH VMRC ID			↓VESSEL ID NO.						
↓VMRC ID	↓NAME		↓VESSEL NAME						
9876	Mary Fisherman		Miss Virginia	TRM	24	BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
9874	William Fisherman		↓PUBLIC ROCK ABBR (OYSTERS ONLY)	TRL	30	BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓LEASE NUMBER (AQUA. ONLY)	SPT	10	BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓CITY/COUNTY LANDED						<input type="checkbox"/>
			Fisherman County						<input type="checkbox"/>
			↓DATE (ONE PER TICKET)						<input type="checkbox"/>
			April 12, 2012						<input type="checkbox"/>

## FINFISH (WITH STRIPED BASS)

PRIMARY HARVESTER VMRC ID & NAME		<input type="checkbox"/> CHECK IF AGENT USED	↓AGENT VMRC ID	WATER FISHED	HRS GEAR FISHED	GEAR	GEAR AMOUNT	MAN HOURS	NO. OF CREW
9999				OSBVA	24	AGN	2@1200ft	7	2
↓ VMRC ID	↓ NAME		↓AGENT NAME	↓SPECIES & MARKET CATEGORY	↓AMOUNT	↓UNITS (CIRCLE ONE):			* Check if processed
9999	Joseph Fisherman			SPMAC	50	BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓BUYER						
			Joe Fish Buyer	CRM	10	BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
HELPERS VMRC ID & NAME(S) UP TO FIVE (5) HELPERS LIST ONLY HELPERS WITH VMRC ID			↓VESSEL ID NO.						
↓VMRC ID	↓NAME		↓VESSEL NAME						
9876	Mary Fisherman		Miss Virginia	TRO	91	BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓PUBLIC ROCK ABBR (OYSTERS ONLY)	PUFT	40	BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓LEASE NUMBER (AQUA. ONLY)	STB (4 TAGS)	55	BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓CITY/COUNTY LANDED						<input type="checkbox"/>
			Fisherman County						<input type="checkbox"/>
			↓DATE (ONE PER TICKET)						<input type="checkbox"/>
			April 12, 2012						<input type="checkbox"/>

Please remember the following when filling out monthly mandatory reports:

## OYSTER HARVEST FROM PUBLIC GROUNDS

- Report aquaculture and shellfish harvested from public ground on SEPARATE pages
- Include the rock abbreviation (e.g, BURP); use the code from the provided list of oyster rocks; do not include the water code number (e.g., 345)
- Report all oysters in bushels



## AQUACULTURE PRODUCT OWNERS (PRIVATE)



Mandatory fields to be filled out by aquaculture product owners:

- Report aquaculture and shellfish harvested from public ground on SEPARATE pages
- The VMRC ID and full and legal name of the aquaculture product owner
- VMRC ID and the full and legal name of no more than five helpers who were not serving as agents
- Number of crew (the number of individuals harvesting)
- Buyer or private sale information (one per ticket)
- Assigned VMRC lease number. If you harvest on the seaside and do not have an oyster lease number please use 00001 as your lease number. (For aquaculture licenses only)
- City or county of landing (one per ticket; choose from list from the Mandatory Reporting folder)
- Date of harvest (one per ticket)
- Water body fished (one per ticket; use code from the Mandatory Reporting folder)
- Record the grow out period (seed to market) in the field, 'hrs gear fished' (OPTIONAL)
- Gear type (one per ticket; use code from the Mandatory Reporting folder)
- Species harvested, market category (one per ticket; use code from the Mandatory Reporting folder)
- Live weight or processed weight of species harvested
- Information on the price paid for the harvest may be provided voluntarily

**PLEASE REMEMBER THAT YOU MUST REPORT BY THE 5TH OF THE FOLLOWING MONTH EVEN IF YOU HAVE NOT HARVESTED (NO ACTIVITY)!**



## OYSTER HARVEST (PUBLIC GROUNDS)

PRIMARY HARVESTER VMRC ID & NAME		<input type="checkbox"/> CHECK IF AGENT USED	↓AGENT VMRC ID	WATER FISHED PIA	HRS GEAR FISHED 7	GEAR OSCR	GEAR AMOUNT 1	MAN HOURS 8	NO. OF CREW 2
↓ VMRC ID 9999	↓ NAME Joseph Fisherman		↓AGENT NAME	↓SPECIES & MARKET CATEGORY OYSPRNG	↓AMOUNT 10	↓UNITS (CIRCLE ONE): (BU) LBS NU BBL BOX DOZ GAL TRAY			*Check if processed <input type="checkbox"/>
HELPERS VMRC ID & NAME(S) UP TO FIVE (5) HELPERS LIST ONLY HELPERS WITH VMRC ID			↓VESSEL ID NO. VA0000AA			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
↓VMRC ID 9876	↓NAME Mary Fisherman		↓VESSEL NAME Miss Virginia			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓PUBLIC ROCK ABBR (OYSTERS ONLY) BURP			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓LEASE NUMBER (AQUA. ONLY)			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓CITY/COUNTY LANDED Fisherman County			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓DATE (ONE PER TICKET) April 12, 2012			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>

## AQUACULTURE PRODUCT OWNERS (OYSTERS FROM PRIVATE GROUNDS)

PRIMARY HARVESTER VMRC ID & NAME		<input type="checkbox"/> CHECK IF AGENT USED	↓AGENT VMRC ID	WATER FISHED YRL	HRS GEAR FISHED	GEAR BC	GEAR AMOUNT	MAN HOURS	NO. OF CREW 3
↓ VMRC ID N00999	↓ NAME Joseph Fisherman		↓AGENT NAME	↓SPECIES & MARKET CATEGORY OYSPRIV	↓AMOUNT 10	↓UNITS (CIRCLE ONE): (BU) LBS NU BBL BOX DOZ GAL TRAY			*Check if processed <input type="checkbox"/>
HELPERS VMRC ID & NAME(S) UP TO FIVE (5) HELPERS LIST ONLY HELPERS WITH VMRC ID			↓VESSEL ID NO.			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
↓VMRC ID 9876	↓NAME Mary Fisherman		↓VESSEL NAME			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
9875	Charles Fisherman		↓PUBLIC ROCK ABBR (OYSTERS ONLY)			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓LEASE NUMBER (AQUA. ONLY) 98765			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓CITY/COUNTY LANDED Fisherman County			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓DATE (ONE PER TICKET) April 12, 2012			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>

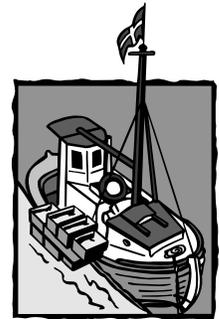
## AQUACULTURE PRODUCT OWNERS (CLAMS FROM PRIVATE GROUNDS)

PRIMARY HARVESTER VMRC ID & NAME		<input type="checkbox"/> CHECK IF AGENT USED	↓AGENT VMRC ID	WATER FISHED YRL	HRS GEAR FISHED	GEAR BUL	GEAR AMOUNT	MAN HOURS	NO. OF CREW 3
↓ VMRC ID N00999	↓ NAME Joseph Fisherman		↓AGENT NAME	↓SPECIES & MARKET CATEGORY CHEPRIV	↓AMOUNT 103	↓UNITS (CIRCLE ONE): BU LBS (NU) BBL BOX DOZ GAL TRAY			*Check if processed <input type="checkbox"/>
HELPERS VMRC ID & NAME(S) UP TO FIVE (5) HELPERS LIST ONLY HELPERS WITH VMRC ID			↓VESSEL ID NO.	CHDPRIV	200	BU LBS (NU) BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
↓VMRC ID 9876	↓NAME Mary Fisherman		↓VESSEL NAME	LITPRIV	168	BU LBS (NU) BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
9875	Charles Fisherman		↓PUBLIC ROCK ABBR (OYSTERS ONLY)			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓LEASE NUMBER (AQUA. ONLY) 98764			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓CITY/COUNTY LANDED Fisherman County			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓DATE (ONE PER TICKET) April 12, 2012			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>

## SEAFOOD LANDING LICENSEES

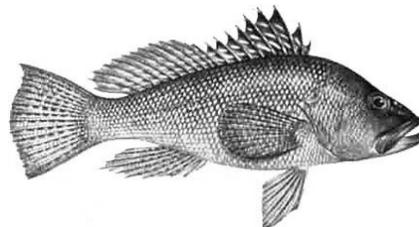
Mandatory fields to be filled out by Seafood Landing Licensees:

- Seafood landing license number and full and legal name of seafood landing licensee
- Buyer or private sale information (one per ticket)
- Vessel identification (Coast Guard documentation number or VA registration number)
- Name of vessel (if applicable) (one per ticket)
- City or county of landing (one per ticket; use list from Mandatory Reporting folders)
- Date of harvest (one per ticket)
- Water body fished (one per ticket; use codes from Mandatory Reporting folders)
- Number of hours gear fished
- Gear type and amount used (one per ticket; use codes from Mandatory Reporting folders)
- Number of hours the seafood landing licensee fished
- Number of crew on board, including captain
- Species harvested, market category (NON-FEDERALLY PERMITTED SPECIES ONLY) (use codes from Mandatory Reporting folders)
- Live weight or processed weight of species harvested



Please ensure that all fields are correctly filled out prior to submitting your mandatory reports. For questions about how to fill out mandatory reports please call 757-247-8102.

**PLEASE REMEMBER THAT YOU MUST REPORT BY THE 5TH OF THE FOLLOWING MONTH EVEN IF YOU HAVE NOT HARVESTED (NO ACTIVITY)!**



## SEAFOOD LANDING LICENSEES (OFFSHORE) - FINFISH

PRIMARY HARVESTER VMRC ID & NAME		<input type="checkbox"/> CHECK IF AGENT USED	↓AGENT VMRC ID	WATER FISHED	HRS GEAR FISHED	GEAR	GEAR AMOUNT	MAN HOURS	NO. OF CREW
G999			Joseph Fisherman	OSBVA	10	HL	4 hooks	12	2
↓ VMRC ID	↓ NAME		↓ AGENT NAME	↓ SPECIES & MARKET CATEGORY	↓ AMOUNT	↓ UNITS (CIRCLE ONE):			* Check if processed
			↓ BUYER Joe Buyer	TTG	20	BU (LBS) NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
HELPERS VMRC ID & NAME(S) UP TO FIVE (5) HELPERS LIST ONLY HELPERS WITH VMRC ID			↓ VESSEL ID NO. VA0000AA	CRO	80	BU (LBS) NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
↓ VMRC ID	↓ NAME		↓ VESSEL NAME Miss Virginia	BFL	50	BU (LBS) NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓ PUBLIC ROCK ABBR (OYSTERS ONLY)	TILE	25	BU (LBS) NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓ LEASE NUMBER (AQUA. ONLY)			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓ CITY/COUNTY LANDED Fisherman County			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓ DATE (ONE PER TICKET) April 12, 2012			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>

## SEAFOOD LANDING LICENSEES (OFFSHORE) - CONCH

PRIMARY HARVESTER VMRC ID & NAME		<input type="checkbox"/> CHECK IF AGENT USED	↓AGENT VMRC ID	WATER FISHED	HRS GEAR FISHED	GEAR	GEAR AMOUNT	MAN HOURS	NO. OF CREW
G999			Joseph Fisherman	OSBVA	24	CPOT	50	7	2
↓ VMRC ID	↓ NAME		↓ AGENT NAME	↓ SPECIES & MARKET CATEGORY	↓ AMOUNT	↓ UNITS (CIRCLE ONE):			* Check if processed
			↓ BUYER Joe Buyer	CONS	50	BU (LBS) NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
HELPERS VMRC ID & NAME(S) UP TO FIVE (5) HELPERS LIST ONLY HELPERS WITH VMRC ID			↓ VESSEL ID NO. VA0000AA	CONL	95	BU (LBS) NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
↓ VMRC ID	↓ NAME		↓ VESSEL NAME Miss Virginia			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓ PUBLIC ROCK ABBR (OYSTERS ONLY)			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓ LEASE NUMBER (AQUA. ONLY)			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓ CITY/COUNTY LANDED Fisherman County			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓ DATE (ONE PER TICKET) April 12, 2012			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>

## SEAFOOD LANDING LICENSEES (OFFSHORE) - SMOOTH DOGFISH

PRIMARY HARVESTER VMRC ID & NAME		<input type="checkbox"/> CHECK IF AGENT USED	↓AGENT VMRC ID	WATER FISHED	HRS GEAR FISHED	GEAR	GEAR AMOUNT	MAN HOURS	NO. OF CREW
9999			Joseph Fisherman	OSBVA	24	DGN	3@1200ft	7	2
↓ VMRC ID	↓ NAME		↓ AGENT NAME	↓ SPECIES & MARKET CATEGORY	↓ AMOUNT	↓ UNITS (CIRCLE ONE):			* Check if processed
			↓ BUYER Joe Fish Buyer	CRO	250	BU (LBS) NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
HELPERS VMRC ID & NAME(S) UP TO FIVE (5) HELPERS LIST ONLY HELPERS WITH VMRC ID			↓ VESSEL ID NO. VA0000AA	TRO	95	BU (LBS) NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
↓ VMRC ID	↓ NAME		↓ VESSEL NAME Miss Virginia	TRM	56	BU (LBS) NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓ PUBLIC ROCK ABBR (OYSTERS ONLY)	DFSR	76	BU (LBS) NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓ LEASE NUMBER (AQUA. ONLY)			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓ CITY/COUNTY LANDED Fisherman County			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>
			↓ DATE (ONE PER TICKET) April 12, 2012			BU LBS NU BBL BOX DOZ GAL TRAY			<input type="checkbox"/>

## NON-COMPLIANCE

The new automated compliance notification process has been in place since 2010. Based on a harvester's reporting history, this notification process automatically generates postcards which will serve as reminders for submitting mandatory reports.

Details for the new notification process are outlined below:

- ⇒ If a mandatory report is not submitted by the 5<sup>th</sup> of the following month, then a 1<sup>st</sup> notification postcard will be generated and mailed to the harvester.
- ⇒ If a mandatory report is not received after the 1<sup>st</sup> notification, then a 2<sup>nd</sup> notification postcard will be generated and mailed to the harvester.
- ⇒ If a mandatory report is not submitted after a 2<sup>nd</sup> notification has been issued, then the harvester who have not responded may receive a subpoena to appear before the Commission for a non-compliance hearing.

**PLEASE REMEMBER THAT YOU MUST REPORT BY THE 5TH OF THE FOLLOWING MONTH EVEN IF YOU HAVE NOT HARVESTED (NO ACTIVITY)!**



**Sample of 1<sup>st</sup> notification postcard**

March 16, 2012

Tom Fisherman  
PO Box 1234  
Aquaville, VA 22222

Dear Mr. Fisherman,

This letter serves as your FIRST notification by the Virginia Marine Resources Commission (VMRC) that your monthly mandatory harvest reports, required by Regulation 4 VAC 20-610 et seq., are currently incomplete. As of March 16, 2012, our records indicate that you have not submitted a report for February 2012. If you need to report 'no activity' for February 2012, please call 1-800-937-9247 and leave a message on our automated voice mail system. If you did harvest seafood and have not submitted your reports, please do so by March 30, 2012. If your monthly reporting records are in error, please contact Mandatory Reporting at 757-247-8102, as soon as possible, between the hours of 8:30am and 4:00pm.

**Sample of 2<sup>nd</sup> notification postcard**

April 16, 2012

Tom Fisherman  
PO Box 1234  
Aquaville, VA 22222

Dear Mr. Fisherman,

This letter serves as your SECOND notification by the Virginia Marine Resources Commission (VMRC) that your monthly mandatory harvest reports, required by Regulation 4 VAC 20-610 et seq., are currently incomplete. As of April 16, 2012, our records indicate that you have not submitted a report for February 2010. If you need to report 'no activity' for February 2012, please call 1-800-937-9247 and leave a message on our automated voice mail system. If you did harvest seafood and have not submitted your reports, please do so by April 30, 2012. If your monthly reporting records are in error, please contact Mandatory Reporting at 757-247-8102, as soon as possible, between the hours of 8:30am and 4:00pm.

\*\*\*You are hereby advised that if a THIRD notification is required to resolve this deficiency in your mandatory harvest reporting, you will receive a notice to appear before the Virginia Marine Resources Commission for a hearing.

# MEETINGS

VMRC – Virginia Marine Resources Commission – Meetings set on the 4th Tuesday of each month. Meetings begin at 9:30am. (fisheries items begin at 12:00 noon), and are held at the Commission’s main office in Newport News.

CMAC – Crab Management Advisory Committee – Meeting dates and sites vary. Refer to VMRC website calendar for meeting updates. <http://mrc.virginia.gov/calendar.shtm>

FMAC – Finfish Management Advisory Committee – Meeting dates vary. Refer to VMRC website calendar for meeting updates. <http://mrc.virginia.gov/calendar.shtm>

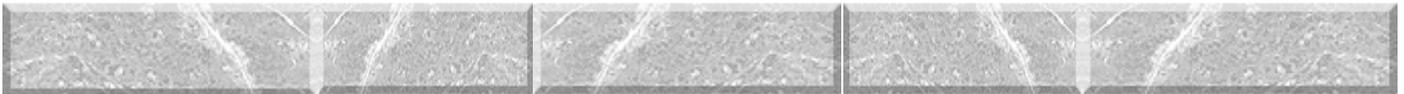
SMAC – Shellfish Management Advisory Committee – Meeting dates vary. Refer to VMRC website calendar for meeting updates. <http://mrc.virginia.gov/calendar.shtm>

RFAB – Recreational Fishery Advisory Board – Meetings dates vary. Contact Sonya Davis (757) 247-8155 for information.

CFAB – Commercial Fishery Advisory Board – Contact Sonya Davis (757) 247-8155 for information.

MAFMC – Mid-Atlantic Fishery Management Council – Call (302) 674-2331 for meeting dates, location and time.

ASMFC – Atlantic States Marine Fisheries Commission – Call (202) 452-9110 to find out meeting dates, location, and time.



COMMONWEALTH OF VIRGINIA  
MARINE RESOURCES COMMISSION  
  
ADDRESS CORRECTION REQUESTED

PRSRT STD
US POSTAGE
PAID
NORFOLK, VA
PERMIT NO 2217

