

16.2.3 (B) No commercial Menhaden fisher shall possess Menhaden or otherwise engage in the taking of Menhaden anytime on Saturday, Sunday, on any official state holiday, or prior to sunrise or following sunset, **unless the fisher is using non-directed gear for menhaden. Non-direct gear will be defined as cast nets, floating fish traps, and rod and reel.**

16.2.4 **Reporting Requirements:** In order to permit the DFW to monitor the fishery, any fisher intending to engage in the commercial Menhaden fishery shall notify the DLE at (401) 222-3070 prior to taking or coming into possession of Menhaden in the Management Area. At the time that a fisher advises the DLE of his/her intent to harvest menhaden, the DLE shall notify said fisher of any modification which may have been established in the possession limit for menhaden. Each commercial Menhaden fisher shall also contact the DFW at (401) 423-1940 at the end of each trip to report the amount of menhaden in possession by the fisher in pounds and area fished.

16.2.5 (C) A possession limit of 6,000 lbs per vessel per day will be allowed **if using non-directed gear** once the Management Area closes.

16.2.7 **Harvest of Menhaden in Permanently Closed Areas:** No person harvesting menhaden by any fishing method shall possess more than two hundred (200) menhaden per vessel per calendar day in any closed area of the Management Area as set forth above, **unless the individual is properly commercially licensed to harvest menhaden and is not using purse seine gear.**

16.2.8 Fall Opening of the Narragansett Bay Marine Life Management Area:

(A) Beginning September 1 of each year, the area south of a line from the Jamestown and Newport Bridges, and the area south of a line from Fogland Point to Sandy Point in the Sakonnet River, to the southern extent of the Narragansett Bay Marine Life Management Area as defined in 16.2 will be open to the harvest of menhaden by purse seine as long as the states quota has not been exhausted or if the Episodic Event Set Aside Program has been enacted in RI.

(B) Possession limit: 25,000 lbs per vessel per day.

16.3.2 All commercial Menhaden operations conducted in the Management Area, prior to and after the State's quota has been reached, are subject to the provisions of section 16.2, **unless the fisher is using a non-directed gear type.**