



START ACTION NOTICE (SAN)

SAN # 2023-01

DOCKET # 2023-R-F-0001

1. TYPE OF ACTION AND THE REGULATION NUMBER AND NAME:

This action proposes to amend 7 **DE Admin. Code 3200** Horseshoe Crabs.

2. PURPOSE OF ACTION:

This action is being proposed to comply with the Atlantic States Marine Fisheries Commission's recently approved Addendum VIII to the Horseshoe Crab Fishery Management Plan to include updating the annual harvest limit setting process, as well as proposing to revise daily possession limits, clarify the definition of legal harvest methods, define the circumstances that will require a horseshoe crab dredge lottery, and modify the dredge lottery process.

3. STATUTORY BASIS:

7 Del. C. § 2701

4. IS THIS PROPOSED REGULATORY ACTION REQUIRED AS A RESULT OF FEDERAL STATUTE OR REGULATION? IF SO, PROVIDE LINK TO FEDERAL MANDATE.

Yes, compliance with Atlantic States Marine Fisheries Commission fishery management plans is required by the Atlantic Coastal Fisheries Cooperative Management Act, CFR Title 50 Chapter VI Part 697 (<https://www.ecfr.gov/current/title-50/chapter-VI/part-697>).

5. DATE OF MOST RECENT AMENDMENT/REVIEW (please indicate if review was pursuant to 29 Del.C. §10407):

The Horseshoe Crab Regulation was last amended on October 11, 2013.

6. LIKELY AFFECTED PUBLIC:

Horseshoe crab harvesters.

7. PROPOSED SCHEDULE OF ACTIVITIES:

Register Notice publication – March 2023

Public hearing – March/April 2023

Effective date – June 2023

8. REVIEW COMMITTEE:

Council on Shell Fisheries


9. RESPONSIBLE STAFF MEMBER (name, physical address, phone number and e-mail address):

John H. Clark
DNREC/DFW/Fisheries
89 Kings Hwy.
Dover, DE 19901
Ph.: (302) 739-9914
Fax.: (302) 739-6157
E-mail: John.Clark@delaware.gov

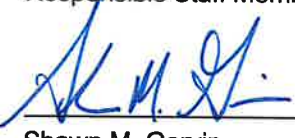
10. APPROVALS:



John H. Clark Date
Responsible Staff Member



David E. Saveikis Date
Director, Division of Fish and Wildlife



Shawn M. Garvin Date
Secretary

September 2021