

APA-1
6/93

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control No. 220 Department or Agency Conservation and Natural Resources
Rule No.: 220-3-.82 Saltwater Angler Registry Regulation

New Amend Repeal (of Existing Rule) Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? YES

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? YES

Is there another, less restrictive method of regulation available that could adequately protect the public? NO

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? NO

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the rule? N/A

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? YES

Does the proposed rule have any economic impact? NO

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975 and that it conforms to all applicable filing requirements of the Alabama Administrative Procedure Division of the Legislative Reference Service.

Signature of Certifying Officer 

Secretary of Administrative Procedure

Date April 20, 2011

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Department of Conservation and Natural Resources
Marine Resources Division

NOTICE OF INTENDED ACTION

AGENCY NAME: Department of Conservation and Natural Resources

RULE NO. & TITLE: **(1) 220-3-.82 Saltwater Angler Registry Regulation**

INTENDED ACTION: (1) New.

SUBSTANCE OF PROPOSED ACTION: (1) 220-3-.82 -To provide for a certain no-cost annual registration requirement for certain Alabama resident anglers, to be referred to as a "Saltwater Angler Registry".

TIME, PLACE, MANNER OF PRESENTING VIEWS: Interested persons may present their views in writing to the Director of the Marine Resources Division at any time during the period stated below, or orally if requested in advance by personally appearing at Room 469, Folsom Administrative Building, 64 North Union Street, Montgomery, Alabama, at 10:00 a.m., Tuesday June 7, 2011.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Tuesday June 7, 2011.

CONTACT PERSON AT AGENCY: Chris Blankenship, Acting Director, Marine Resources Division, P. O. Box 189, Dauphin Island, Alabama 36528.



DAVID J. DEAN
Secretary of Administrative Procedure

N. Gunter Guy, Jr.

220-3-.82 Saltwater Angler Registry Regulation.

Any Alabama resident 16 years of age or older fishing in, attempting to fish in, or possessing fish taken from, those waters under the jurisdiction of the Marine Resources Division jurisdiction, as defined by Rule 220-2-.42(1) of the Department of Conservation and Natural Resources as published in the Administrative Code, shall be required, between the dates of September 1 through August 31 of each year, to register in an annual Saltwater Angler Registry. This shall be a no cost registry. Registrations in this registry shall expire on August 31 of each year. This registration shall not be required by a person possessing a valid license issued under Code of Alabama 1975, 9-11-53.1, 9-11-53.5, 9-11-54 or 9-11-56.3(b). This registration shall also not be required by persons fishing on a vessel that is licensed under 9-12-95, (Commercial Party Boat License).

Informational Note: In accordance with Section 9-1-4, Code of Alabama 1975, a violation of this regulation shall be a Class C misdemeanor.

Statutory Authority: §§ 9-2-4, 9-2-7, 9-2-8, and 9-2-12
Code of Alabama 1975

PENALTY: As provided by Section 9-1-4, Code of Alabama 1975.