

1 15A NCAC 03I .0123 is adopted under temporary procedures with changes as follows:

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3 **15A NCAC 03I .0123 COMMERCIAL HARVEST REPORTING REQUIREMENTS**

4 (a) ~~Pursuant to Under~~ G.S. 113-170.3 and for the purpose of this Rule, "harvest" shall mean the catching or taking of  
5 a fish ~~by any means, followed by a reduction of such fish to and reducing it to permanent possession. possession by~~  
6 ~~not returning it to the water.~~ Harvest shall be deemed complete:

- 7 (1) if a vessel is used, when fish reach ~~the any~~ shore or a structure connected to ~~the any~~ shore; or  
8 (2) if a vessel is not used, ~~at the moment a person is no longer engaged in fishing when the person's~~  
9 ~~fishing gear is stowed and no longer in use. The terms "gear" and "use" are defined in 15A NCAC~~  
10 ~~03I .0101.~~

11 (b) Any person holding a commercial fishing license engaged in a commercial fishing operation who completes the  
12 ~~harvest harvest~~, as defined in Paragraph (a) of this Rule, of any fish in coastal or joint fishing waters shall report that  
13 harvest ~~to a fish dealer licensed under G.S. 113-169.3~~ within 48 hours of harvest being ~~complete, complete by~~  
14 ~~providing information to the fish dealer, in accordance with Paragraph (b) of Rule .0114 of this Section, so the fish~~  
15 ~~dealer can report the harvest~~ as follows:

- 16 (1) for fish sold, harvest shall be reported in accordance with the ~~reporting-recording~~ requirements in  
17 G.S. 113-168.2 and recordkeeping requirements in Rule .0114 of this Section; and  
18 (2) for fish harvested but not sold, harvest shall be reported in accordance with the ~~reporting-recording~~  
19 requirements in G.S. 113-168.2 and in the same manner as provided in Rule .0114 of this Section  
20 for a transaction.

21 (c) The requirements of this Rule shall be effective in accordance with the schedule in S.L. 2023-137, s. 6(f).

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23 *History Note: Authority G.S. 113-134; 113-170.3; 113-181; 113-182; 143B-289.52;*

24 *Temporary Adoption Eff. XXXXXX, 2024.*

1 15A NCAC 03I .0124 is adopted under temporary procedures with changes as follows:

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3 **15A NCAC 03I .0124 NON-COMMERCIAL HARVEST REPORTING REQUIREMENTS**

4 (a) ~~Pursuant to Under~~ G.S. 113-170.3 and for the purpose of this Rule, "harvest" shall mean the catching or taking of  
5 a fish ~~by any means, followed by a reduction of such fish to and reducing it to permanent possession. possession by~~  
6 ~~not returning it to the water.~~ Harvest shall be deemed complete:

- 7 (1) if a vessel is used, when fish reach ~~the any~~ shore or a structure connected to ~~the any~~ shore; or  
8 (2) if a vessel is not used, ~~at the moment a person is no longer engaged in fishing when the person's~~  
9 ~~fishing gear is stowed and no longer in use. The terms "gear" and "use" are defined in 15A NCAC~~  
10 ~~03I .0101.~~

11 (b) Any person, other than a person holding a commercial fishing license engaged in a commercial fishing operation,  
12 who completes the ~~harvest harvest~~, as defined in Paragraph (a) of this Rule, of a flounder, red drum, spotted seatrout,  
13 striped bass, or weakfish in coastal or joint fishing waters shall report that harvest. Harvest shall be reported ~~by either~~  
14 ~~electronic reporting means required by the Division of Marine Fisheries online at https://www.ncmarinefisheries.net,~~  
15 ~~or by using a Division-issued report card. card containing the same information as is required to be reported online,~~  
16 ~~as listed in Subparagraphs (b)(1) through (b)(7) of this Rule.~~ Electronic reports shall be submitted at the time harvest  
17 is complete. Division-issued report cards shall be completed at the time harvest is complete and submitted  
18 electronically to the Division by midnight the day after harvest is ~~complete, except when complete. When~~ the day  
19 after harvest is complete is a Sunday or a federal holiday, electronic submission of a report card is due no later than  
20 midnight on the first day that is not a Sunday or a federal holiday. Harvest data to be reported shall include:

- 21 (1) ~~person's valid N.C. North Carolina fishing license number, number of the person who harvested the~~  
22 ~~fish, or if a that person does not have a valid N.C. North Carolina fishing license number, that~~  
23 ~~person's first name, last name, and zip code of primary residence;~~  
24 (2) date of harvest;  
25 (3) species identification;  
26 (4) number of each species;  
27 (5) species length, if applicable;  
28 (6) area of harvest; and  
29 (7) type of gear used.

30 (c) The requirements of this Rule shall be effective in accordance with the schedule in S.L. 2023-137, s. 6(f).

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32 *History Note: Authority G.S. 113-134; 113-170.3; 113-181; 113-182; 143B-289.52;*  
33 *Temporary Adoption Eff. XXXXXX, 2024.*