

§ 600.1417

50 CFR Ch. VI (10–1–11 Edition)

that meet any of the following conditions:

- (1) Fishing on a state-licensed private vessel;
- (2) Fishing from privately-owned land;
- (3) Fishing on a public pier;
- (4) Fishing from shore;
- (5) Fishing in tidal waters of the state; or
- (6) Fishing as an occupant of a beach buggy, the operator of which is licensed or permitted to operate the vehicle on public beaches.

(d) Required enhancements to exempted state license-holder data. An exempted state must submit the following angler identification data by Jan. 1, 2012, or within two years of the effective date of the Memorandum of Agreement, whichever is later, and thereafter in accordance with the Memorandum of Agreement:

- (1) Name, address and telephone number of excluded anglers over age 59;
- (2) Name, address and telephone number, updated annually, of holders of state lifetime and multi-year licenses;
- (3) Name, address and telephone number of state combination license holders who fished in tidal waters in the prior year, or who intend to fish in tidal waters. The Memorandum of Agreement will define the boundaries of the state's tidal waters for this purpose.

§ 600.1417 Requirements for exempted state designation based on submission of recreational survey data.

(a) To be designated as an exempted state based on the state's participation in a regional survey of marine and anadromous recreational fishing catch and effort, a state may submit to NMFS a proposal that fully describes the state's participation in a qualifying regional survey, and the survey's sample design, data collection and availability.

(b) A qualifying regional survey must:

- (1) Include all of the states within each region as follows:
 - (i) Maine, New Hampshire, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, North Caro-

lina, South Carolina, Georgia and Florida (Atlantic coast);

- (ii) Florida (Gulf of Mexico coast), Alabama, Mississippi, Louisiana, and Texas;
- (iii) Puerto Rico and the U. S. Virgin Islands;
- (iv) California, Oregon and Washington;
- (v) Alaska;
- (vi) Hawaii; or
- (vii) American Samoa, Guam and the Commonwealth of the Northern Mariana Islands.

(2) Utilize angler registry data, or direct field counts to obtain angler effort, or other appropriate statistical means to obtain fishing effort;

(3) Utilize angler registry data to identify individuals to be surveyed by telephone, if such regional survey includes a telephone survey component; and

(4) Meet NMFS survey design and data collection standards.

PART 622—FISHERIES OF THE CARIBBEAN, GULF, AND SOUTH ATLANTIC

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