



Louisiana Oyster Task Force

## LOTf MEETING NOTICE

Tuesday, February 3, 2009

1:00 p.m.

UNO Advanced Technology Center

2021 Lakeshore Drive, Suite 300

New Orleans, La. 70122

### Agenda

- I. ROLL CALL
- II. APPROVAL of November 3, 2008 MINUTES
- III. Oyster development Account Balance
  - a. Oyster Tag Sales- (LSPMB Staff)
  - b. LOTF Financial Report-(LSPMB Staff)
- IV. Old Business
  - A. Ostrica Locks update (Jerome Zeringue)
  - B. LOTF Briefing Book Update (LSPMB)
  - C. Department of Health and Hospitals
    - a. Report on *V.p.* Study increase number of virulent strains between 5 hours and 10 hours to refrigeration (John Supan for DHH/Brad Robin)
    - b. DHH report on 800 number oyster harvest area closure information
  - D. Department of Wildlife and Fisheries
    - a. DWF Report on letter sent about Hurricane Disaster Funds Grants for on-board refrigeration requirements and validation and verification fund for oyster farmers and processors
    - b. DWF Report on letter sent about non- renewal policy of oyster leases within Public Oyster Grounds & Wildlife Management Areas
    - c. DWF report on Optional Procedure for Trip Ticket Information for compliance with rule
    - d. Enforcement of harvesting regulations on the Public Seed Grounds (DWF)
  - E. Department of Natural Resources
    - a. Update on LOTF's involvement with rule making process for concrete mat permits- (DNR, Governor's Office of Coastal Affairs)

#### COMMITTEE REPORTS

- Finance (Mike Voisin)
- Health (Glen Cambre)
- Enforcement (Keith Lacaze)
- Public & Private Oyster Grounds Committee (Buddy Pausina)
  - a. Seed Ground Permit Appeal Board Appointments (John Tesvich)
  - b. Permit Fees (DWF)
  - c. Rule to require Biological surveys following permitted coastal activities(Jakov Jurisic)
- Research (John Supan)
- Legal (Buddy Pausina)
- Legislative (Mike Voisin)
- Coastal Restoration (Jerome Zeringue)
- Oyster Resource Advisory Committee (Mike Voisin)
- Marketing (Mike Voisin)

- VI. NEW BUSINESS
  - a. Update from LDWF on Oyster Seed Ground Permits Issued, and Appeals Board (DWF)
  - b. Report on the Status of the Public Oyster Seed Grounds and 2008/2009 Oyster Season (Patrick Banks/DWF)
  - c. Reimbursement for Oyster Promotion by Plaquemines Oyster Association (John Tesvich)
  - d. Update on Sabine Lake (DHH)
  - e. Proposed rule changes to Title 51 - Sanitary Code (DHH)
  - f. Request from DWF and DHH More Detailed Maps with Coordinates for Oyster Harvest Area Designations, and oyster seasonal closure lines (Jakov Jurisic)
  - g. Request for a new United Commercial Fisherman's Association member (Brad Robin)
  - h. Open portions of Sister Lake for harvest with a sack limit of 50 sacks (Mike Voisin)
  - i. 2009 ISSC Board Meeting and Annual Meeting

j. Proposed Legislation

1. Early morning harvest for oysters 12:00 a.m. till dusk during April through November to meet Health guidelines.
2. Repeal the trip ticket requirement for oysters and write a new law under the oyster section that allows the health log sheets to be used to replace trip/landing tickets for oyster harvest.
3. Add the Louisiana Oyster Association from East Plaquemine Parish to the list of LOTF members.
4. Repeal the State vessel registration for oyster harvest vessels if registered with the Coast Guard
5. LOTF resource management consultation with DWF and DWF Commission for public grounds.
6. Seed ground ONLY designation for certain areas in the public grounds.
7. Limits on percentage of cultch material allowed in seed oysters harvested on public grounds.
8. Allow commercial licenses, permits, and tags to be purchased with credit cards.
9. 5¢ tag increase so 10¢ would be dedicated to the oyster development fund.

VII. ADJOURN

**Louisiana Oyster Taskforce**  
**UNO Advanced Technology Center**  
**2021 Lakeshore Drive Suite 300**  
**November 3<sup>rd</sup>, 2008 Meeting Minutes**

I. Roll Call

**Members Present** – Glenn Cambre, Wilbert Collins, Dan Coulon, Jakov Jurisic, Stephen McManus for Keith LaCaze, Brad Robin, John Tesvich, Wilson Voisin, Mike Voisin, Jerome Zeringue

**Members Absent** – Shane Bagala, Leo Dyson, Ralph Pausina, Dennis Pixton, Kirk Rhinehart, Al Sunseri, Peter Vujnovich

***II. Approval of July 28, 2008 & August 25, 2008 Minutes – Moved, seconded, approved***

III. Oyster Development Account Balance

a. Oyster Tag Sales - \$22,375

b. LOTF Financial Report – Did not receive a report from the state for this quarter

IV. Old Business

a. Ostrica Locks letter to Governor – Discussion about the need to send a follow-up letter to the original letter asking for a timeline update. Still waiting for a response from the state. Contractor is not working, the doors are closed, forcing boats to find a longer alternative route. Increase political pressure on DOTD. Jakov Jurisic mentions that with the river level, it is safe to keep the gates up, but it is a detriment to limit the access. Jerome Zeringue will follow up as well.

b. LOTF Briefing Book Update – Nothing new available. A few month ago, the LOTF agreed to review and update the briefing book because of term limits and new government representatives. Currently making drafts and open for comments, hopefully in time for the National Oyster Education Day in December.

c. Dept of Health and Hospitals Report on *V.p.* study – Presentation by John? Concerning a study in the pathogenicity of the two strains.

d. Dept of Wildlife and Fisheries

i. Report on letter sent about Hurricane Disaster Funds Grants – Mr. Patrick Banks, working on getting a response developed. Possibility of reallocating some existing recovery monies into a survey-type program where participating members of the fishing industry would get paid for providing information

through the survey. Monies paid to fishing industry participants could be used for whatever purpose the industry member wanted, including those issues identified in the recent LOTF letter to LDWF.

- ii. Report on letter sent about non-renewal policy of oyster leases – LDWF is also working on finalizing the response to the recent LOTF letter.
- iii. Report on letter sent about paying for license/permits by credit card – Letter included in the packet. Credit cards are not currently accepted due to the potential fees and the potential for fraud through online. The concern is the ability to identify the individual and the complications of insufficient funds.
- iv. Report on letter sent about opening a license/tag office in New Orleans – Included in letter in packet. Sales not permitted in the UNO building and the cost of establishing a separate and secure office is not feasible. Borg (sp) offers license sales for specified periods of time.

e. Dept of Natural Resources

- i. Concrete Mats – Jerome Zeringue indicated that DNR is in the process of developing a policy in deference to bury pipelines instead of covering pipelines with the mats in the event of user conflicts. Dealing with public oyster seed grounds issues with oil companies (???? What does this mean? What does it refer to?). Intent is to have a general use permit to govern the use of mats in most situations. Discussion about the use of concrete mats as a permanent rather than emergency structure over pipeline and the needs of the LOTF to be an involved stakeholder in the rule-making process.
- ii. Request a new rule to require Bio. Surveys following permitted coastal activities – Arose from situation in which a company replaced a pipeline without first obtaining permit, then applied for the after-the-fact permit once the work was completed. Jurisic discovered a difference of requirement between LDWF review of coastal use permit applications occurring on public seed grounds and those occurring on private oyster leases. In order for LDWF to complete their review of permit applications occurring on private oyster leases, LDWF does not require (but recomomends) that biological sampling be completed, and does not withhold comments from LDNR based on the lack of biological sampling data. However, LDWF does withhold comments to LDNR on permit applications occurring over currently productive public oyster seed grounds. Jurisic wants to require that the permit application company conduct the biological surveys on the private leases as well as the public seed grounds and to use a biological sampling consultant that is acceptable by both the leaseholder and the permit

application company. The Damage Evaluation Board serves as the arbitrator between the lease holders and the oil/gas companies. Discussion concerning the ownership of the water bottom and the reefs with respect to the role it plays in the value and damage to resources when surveyed. Issues of costs, risks, liabilities, and compensation for the activities included in the biological survey.

***Moved by Jurisic, seconded by M. Voisin, approved to send the issue to Public & Private Oyster Grounds Committee.***

f. Write/Petition Congress to have oyster industry accepted under temporary worker visa program H2A – Current situation has the oyster industry under the H2B visa program, which has severe limits on migrant worker permits. The actual designation of H2B is the result of the definition of the oyster industry occupation designation by the IRS as a processor.

***Motion to write Congressional delegation to ask for assistance, seconded by Jurisic, approved.***

g. Updates on optional procedure for trip ticket information compliance – Industry understands the legal requirements of trip ticket reporting, the industry has been able to submit data through the fishery trip ticket forms, but through enforcement, some individuals may not have submitted appropriate information. Taskforce decided to implement a log book for the duplicate forms to be maintained on the vessel and with the dealer at the time of the transfer of the catch. Relieves the burden of data off of dealer. Discussed previously, but there was a conflict with the confidentiality and an entire new form is not within the context of the law. It would take legislative action to adopt a formal second form. The LDWF is considering a book of carbon copy forms for daily use.

## V. Committee Reports

a. Finance – No report.

b. Health – Rules made in June have been published in October Register.

c. Enforcement – About 125 cases, 57 citations to individuals for taking oysters off of seed grounds outside of open season, 5 sanitary codes, 5 thefts, 5 written permission cases.

d. Public & Private Oyster Grounds Committee – Has handout.

i. Seed ground permit workgroup – Rules have been put into place.

1. Section 527 relates to the renewal or reissuing of the permit and relates to the vessel permit (required by law to harvest oysters from seed grounds starting January 1, 2009). Discussion of whether the person or the boat is being permitted, the situations in which the boat is owned by multiple people or a person owns multiple boats for oyster industry. Determination of eligibility will depend on a combination of the trip tickets, the range of time the boat was used, or was registered during a range, includes an appeal board. Interpretation as a limited entry program by limiting the number of boats that can fish on the seed grounds (very confusing perspective). The permit must be obtained during the original application period (prior to Dec 31, 2009). No new permits will be issued after that date.
2. Section 529 addresses the situation in which a vessel denied a permit may appeal the decision, specifically in the case of hardship. The appeal must be filed prior to Dec 31, 2009, based on documentation of a variety of possible conditions or qualifications. Discussion of the makeup of the appeal board, suggesting that it will resemble the makeup of the LOTF.

*Motion by M. Voisin, seconded by Robin, approved to amend the sections to change the recommendations from 3 years to 2 years of proof.*

*Moved by M Voisin, seconded by W. Voisin, call for the count, approved to remove item 4 from the Section.*

*Moved by M. Voisin, seconded by Zeringue, approved to add “unless additional rules or regulations are developed to address different circumstances” to item 5.*

- ii. Permit fees
  - e. Research – Nothing to report
  - f. Legal – Nothing to report
  - g. Legislative – Next session is a fiscal only session.
  - h. Briefing Book – Nothing to report.
  - i. Coastal Restoration – Nothing to report.
  - j. Marketing – Nothing to report.

## VI. New Business

- a. Statutory changes concerning La. Vessel registration requirements – Requested an update from LDWF concerning the new legislation requiring some boats to be registered in La as well as with the Coast Guard. Spreading the word in an informative manner, occasionally with warnings. Concern over who is impacted by the new regulations, the new numbering, and other opinions about the necessity of the changes.

*Motion by Jurisic, seconded by Robin, approved to send a letter to the Governor and members of the legislature addressing these concerns and displeasure over the changes.*

b. Enforcement of harvesting regulations on the Public Seed Grounds – From the industry, there have been complaints about the lack of enforcement on public seed grounds. This season, there was a stepped opening and some boats were on the public grounds during the bedding period and sacking without regard of the new regulations. Also have heard that there are boats working in other closed areas. Enforcement described some challenges they encountered and they are working to develop solutions. Discussion of possible language to apply stipulations or restrictions that will allow enforcement to better uphold the regulation.

c. Statutory changes concerning certain State Grounds designated for bedding purposes only – Suggesting a management plan for oyster bedding to increase the supply of oysters able to be planted. Moved, seconded, approved to send the recommendation to committee for consideration of options for designating certain areas of the State grounds for bedding only.

d. Oyster Resource Advisory Committee – Deferred to the next meeting.

e. DHH to set up an 800 number oyster harvest area closure information hotline – Currently maintains one for Calciseau and it can be used for other uses.

**VII. Adjourn – Moved, seconded, approved. Next meeting for January 13, 2009 at UNO.**

## Oyster Tag Sales By Type

07/10/08 - 12/31/08

Generic	236,900
Shucking	500
Computer	145,000
Post Harvest (Blue)	57,500
Personalized Regular	485,000
Personalized Post Harvest(Blue)	20,000
Yellow	10,000
For Cooking Only	31,500
Personalized For Cooking Only	180,000
<b>Total</b>	929,500
	X.05
	<b>46,475</b>

**SEAFOOD PROMOTION AND MARKETING BOARD  
FINANCIAL REPORT OYSTER DEVELOPMENT ACCOUNT  
FISCAL YEAR 2008-2009  
AS OF JANUARY 29, 2009**

Reporting Category - 2005	BUDGET	EXPENDED	ENCUMBERED	PRE ENCUMBERED	REMAINING BALANCE
<b>EXPENDITURE CATEGORIES:</b>					
Salaries	43,215.00	38,703.50			4,511.50
Other Compensation					-
Related Benefits	13,028.00	10,860.70			2,167.30
Travel	18,721.00	11,157.79			7,563.21
Operating Services	48,744.00	10,123.52			38,620.48
Supplies	11,308.00	1,990.67			9,317.33
Professional Services	40,347.00	7,520.00			32,827.00
Other Charges					-
Acquisitions	152.00				152.00
Interagency Transfers	6,840.00	543.67			6,296.33
<b>Total</b>	<b>182,355.00</b>	<b>80,899.85</b>	<b>-</b>	<b>-</b>	<b>101,455.15</b>
<b>Fund Balance Available</b>					<b>41,099.84</b>

**SEAFOOD PROMOTION AND MARKETING BOARD**  
**STATUTORY DEDICATION FUND CASH STATUS**  
 FISCAL YEAR 2008-2009  
 AS OF JANUARY 16, 2009

	(W02) SPMF	(W18) OYSTER DEVELOPMENT	(W22) SHRIMP MKT	(W33) CRAB PROMOTION	(W31) SHRIMP TRADE	(W09) ALLIGATOR
Beginning Fund Balance	160,199.09	59,378.69	226,336.73	47,146.00	397,422.50	50,000.00
Revenue to date	184,650.00	62,621.00	27,338.00	9,460.00	4,346.00	
Expenditure/encumbrances to date	191,849.77	80,899.85	59,903.44	0.00	0.00	11,436.54
511 OMF Portion of Seafood Promotion Fund	25,716.00					
Current Cash balance	127,283.32	41,099.84	193,771.29	56,606.00	401,768.50	38,563.46

State Oyster RC 2005

7/1/2008 through 1/29/2009 (Cash Basis)

Date	Description	Memo	Amount
<b>EXPENSES</b>			<b>-80,161.07</b>
	A (SALARIES) ***OBJ 2100-2150		-38,703.50
	C (RELATED BENEFITS) RC 2300 - 2410		-10,860.70
	D (TRAVEL) OBJ 2500 -2690		-10,419.01
	E (OPERATING SERVICES) OBJ 2700 - 3091		-10,123.52
	F (SUPPLIES) RC 3100- 3320		-1,990.67
	G (PROFESSIONAL SVCS.) RC 3400 - 3460		-7,520.00
	K (INTERAGENCY TRANSFERS)		-543.67
<b>OVERALL TOTAL</b>			<b>-80,161.07</b>

State Oyster RC 2005

7/1/2008 through 1/29/2009 (Cash Basis)

1/29/2009

Date	Description	Memo	Amount
<b>EXPENSES</b>			
	<b>A (SALARIES) ***OBJ 2100-2150</b>		<b>-80,161.07</b>
7/1/2008	***2100*** CLASSIFIED SALARIES		-38,703.50
	CLASSIFIED EMPLOYEE SALARIES	YTD	-1,187.84
7/1/2008	***2130*** UNCLASSIFIED SALARIES		-1,187.84
	UNCLASSIFIED EMPLOYEE SALARIES	YTD	-37,515.66
7/1/2008	C (RELATED BENEFITS) RC 2300 - 2410		-37,515.66
	Other C (RELATED BENEFITS) RC 2300 - 2410		-10,860.70
7/1/2008	RELATED BENEFITS	YTD	-10,860.70
7/1/2008	D (TRAVEL) OBJ 2500 -2690		-10,860.70
	***2630*** BOARD MEMBERS		-10,419.01
7/1/2008	TRAVEL CARRY-OVER FROM PREVI...	YTD Carry-over	-10,419.01
8/30/2008	BANK OF AMERICA	NFI Conference Registration - Mike Voisin	-5,520.37
9/30/2008	BANK OF AMERICA	Airline Ticket - Mike Voisin - Washington, DC	-775.00
9/30/2008	BANK OF AMERICA	Flight for Mike Voisin	-611.99
10/15/2008	AL SUNSERI	2008 ISSC Conference, Olive Branch, MS	-314.22
10/15/2008	WILBERT COLLINS	2008 ISSC Conference, Olive Branch, MS	-298.48
10/15/2008	MIKE VOISIN	NFI Annual Meeting - Las Vegas, NV	-823.96
12/31/2008	BANK OF AMERICA	Flight (Al Sunseri - LA Alive)	-1,638.00
	<b>E (OPERATING SERVICES) OBJ 2700 - 3091</b>		<b>-436.99</b>
8/14/2008	***2870*** OTHER RENTALS		-10,123.52
	LA ALIVE	2009 LOUISIANA ALIVE BOOTH SPACE RENTAL	-7,500.00
12/31/2008	***3000*** OTHER OPERATING SERVICES		-7,500.00
	EWELL SMITH	2008 Oyster Education Day	-2,623.52
12/31/2008	F (SUPPLIES) RC 3100- 3320		-2,623.52
	***3160*** FOOD		-1,990.67
8/14/2008	ZEA 1 LLC DBA ZEA CAFE	2008 LA ALIVE, WASHINGTON, DC, CONCESSIONS &...	-1,990.67
	<b>G (PROFESSIONAL SVCS.) RC 3400 - 3460</b>		<b>-1,990.67</b>
10/31/2008	***3430*** LEGAL		-7,520.00
	REDMON, PEYTON & BRASWELL		-5,000.00
8/14/2008	***3460*** OTHER		-5,000.00
9/30/2008	DR. THOMAS SONIAT	SUMMER 2008 DERMO STUDY	-2,520.00
	TORRES REPORTING & ASSOCIATE...	Transcribe OTF Meeting 07/28/08	-1,975.00
	<b>K (INTERAGENCY TRANSFERS)</b>		<b>-545.00</b>
12/30/2008	***4980*** IAT INSURANCE		-543.67
	Inter-agency Transfers	YTD	-543.67

State Oyster RC 2005

7/1/2008 through 1/29/2009 (Cash Basis)

1/29/2009

Date	Description	Memo	Amount
		<b>OVERALL TOTAL</b>	<b>-80,161.07</b>

## Coastal Study Area 2

Numbers represent combined seed and sack oyster resources

DRAFT - Subject to Correction

2-Feb-09

Season	Stock Availability (bbls)	Availability Rank (Lowest To Highest)	Harvest Level (bbls)	Stock Left After Harvest (bbls)	% Utilization	Stock Left Rank (Lowest to Highest)	% Utilization Rank (Highest to Lowest)	Notes
1982	548,530	12	426,064	122,466	77.7%	9	5	
1983	381,584	9	330,895	50,689	86.7%	5	3	Freshet
1984	533,062	11	206,493	326,569	38.7%	12	12	
1985	401,961	10	265,735	136,226	66.1%	10	6	
1986	170,740	6	63,177	107,563	37.0%	8	13	
1987	153,071	5	66,359	86,712	43.4%	7	9	
1988	86,043	4	56,458	29,585	65.6%	4	7	
1989	85,275	3	20,508	64,767	24.0%	6	18	
1990	56,970	1	60,203	-3,233	105.7%	2	2	
1991	58,588	2	118,386	-59,798	202.1%	1	1	
1992	1,690,103	19	356,881	1,333,222	21.1%	19	20	
1993	1,636,853	18	395,720	1,241,133	24.2%	18	17	
1994	2,047,375	20	562,715	1,484,660	27.5%	20	16	
1995	3,067,655	23	453,142	2,614,513	14.8%	23	23	
1996	4,596,471	27	354,042	4,242,429	7.7%	27	26	
1997	3,779,046	24	453,572	3,325,474	12.0%	24	25	Freshet, partial closure, partial extension
1998	2,302,028	21	527,590	1,774,438	22.9%	21	19	
1999	2,685,774	22	419,337	2,266,437	15.6%	22	22	
2000	4,291,754	26	302,273	3,989,481	7.0%	26	27	
2001	4,247,207	25	581,658	3,665,549	13.7%	25	24	
2002	1,569,735	17	493,025	1,076,710	31.4%	17	15	
2003	1,366,472	16	456,642	909,830	33.4%	15	14	
2004	1,119,151	14	463,504	655,647	41.4%	14	10	
2005 <sup>a</sup>	374,244	8	164,771	209,473	44.0%	11	8	Freshet west of River
2006	1,262,140	15	202,245	1,059,895	16.0%	16	21	Katrina reduced availability from 688,387 bbls to 374,244 before season started
2007	760,596	13	312,875	447,721	41.1%	13	11	
2008 <sup>a,b</sup>	203,944	7	176,413	27,531	86.5%	3	4	Freshet, Gustav/Ike

<sup>a</sup> 2005 and 2008 stock availability reflects the availability left after storm mortalities were included

<sup>b</sup> 2008 harvest level is through January 25, 2009

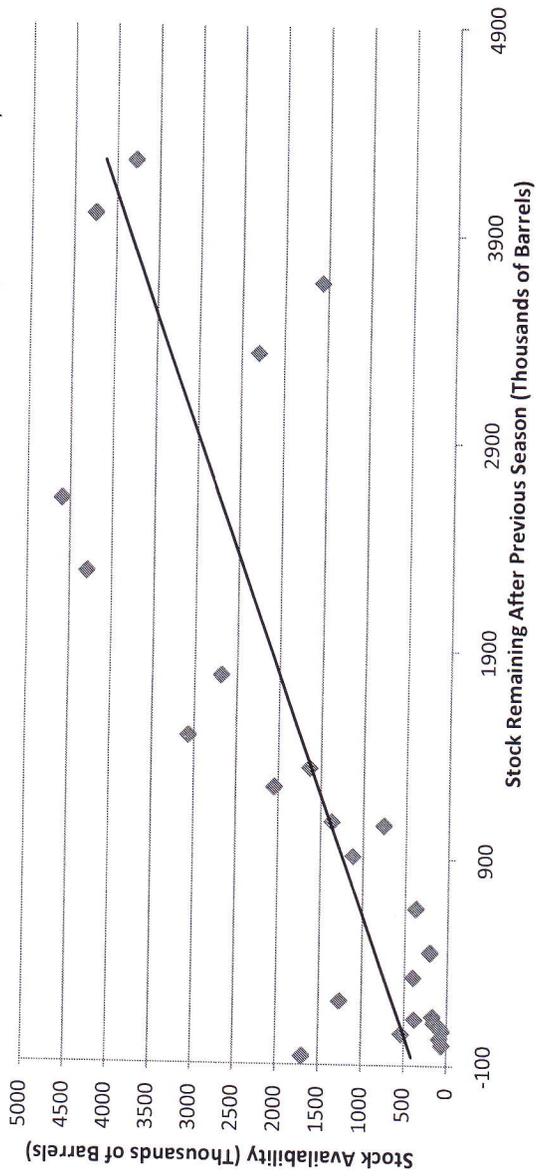
\*\* NOTE: A freshet is defined as a period of low salinity that causes documented oyster mortalities on the public grounds.

# CSA 2 Oyster Availability VS Previous Stock Remaining

## 1983-2008 Data

**DRAFT**

◆ Stock Left After Previous Year Harvest (bbbls)    — Linear (Stock Left After Previous Year Harvest (bbbls))  
 Predicted Stock Availability = 458,669 + 0.86663(stock remaining after previous season)



**NOTICE OF INTENT**  
**Department of Health and Hospitals**  
**Office of Public Health**

Marine and Freshwater Animal Food Products  
(LAC 51:IX. 305, 321 and 331)

Notice is hereby given, in accordance with the Administrative Procedure Act, R.S. 49:950 et seq., that the state health officer acting through the Department of Health and Hospitals, Office of Public Health, pursuant to the authority in R.S. 40:4(A)(6) and R.S. 40:5, intends to amend and revise Title 51, Part IX (Marine and Fresh Water Animal Food Products), by effecting changes as outlined below. The proposed change will result in code provisions which are consistent with the National Shellfish Sanitation Program (NSSP) 2007 Model Ordinance. The NSSP is the federal/state cooperative program recognized by the U.S. Food and Drug Administration (FDA) and the Interstate Shellfish Sanitation Conference (ISSC) for the sanitary control of shellfish produced and sold for human consumption.

**Title 51**  
**PUBLIC HEALTH—SANITARY CODE**  
Part IX. Marine and Fresh Water Animal Food Products

**Chapter 3. Preparation and Handling of Seafood for Market**

**§305. Sewage Disposal on Shellfish Boats**  
[formerly paragraph 9:007]

A. Owners **and operators** of all vessels in which persons are engaged in the handling of shellfish from the planting or growing grounds, shall provide their vessels with suitable receptacles, **including tight fitting lids. These waste receptacles shall be properly labeled with the wording “FOR HUMAN WASTE ONLY” with the letter size being no less than 1 and ½ inches and be** of adequate size and type having a capacity of at least 2 gallons for each person on the boat, in which the extract, both solid and liquid, of person on the boats, shall be received. The contents of such receptacles shall be disposed of either by means of the sewerage system of a municipality, by incineration, or by burial in the ground at points sufficiently removed from the banks of streams or tidal waters to prevent the pollution of the waters thereof, **or any other means of disposal authorized by law.**

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:4.A.(1),  
**R.S. 40:4.A.(6),R.S.40:5(2)(3)(5)(7)(9)(15)**, and R.S. 40:5.3.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of Public Health,  
LR28:1302 (June 2002), amended LR 33:850 (May 2007),amended **LR 35:**

**§321. Shipping Shell-Stock Requirements  
[formerly paragraph 9:047]**

A. - D. ...

E. If shellstock is received either “sacked or in boxes” from a certified dealer and is not processed or repacked in any form, the product when reshipped to another certified dealer, wholesaler, or retailer, must have a label attached to the package, bearing the name and certification number of the ~~original shipping firm~~ **reshipper**.

F. ...

AUTHORITY NOTE : Promulgated in accordance with R.S. 40:4.A.(1), R.S. 40:5(2)(3)(5)(7)(15), and R.S. 40:5.3.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of Public Health, LR 28:1307 (June 2002), amended LR 34:445 (March 2008), **LR 35:**

**§331. Refrigeration Requirements for Shell-Stock Harvested for Shucking by a Certified Dealer during the Months January through December  
[formerly paragraph 9:052-2]**

A. - A.2 ...

3. Dealer/harvester tags utilized for shellstock harvested outside of the time-temperature matrix ~~will~~ **must** be labeled “FOR ~~COOKING~~ **SHUCKING BY A CERTIFIED DEALER** or POST-HARVEST PROCESSING ONLY”.

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:4.A.(1), R.S. 40:5(2)(3)(5)(7)(15), and R.S. 40:5.3.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of Public Health, LR 28:1309 (June 2002), amended LR 31: 2896 (November 2005), LR 34: 2175 (OCTOBER 2008), **LR35:**

All interested persons are invited to submit written comments on the proposed regulation. Persons may submit written comments no later than 4:30 pm on March 25, 2009 to David Guilbeau, Commercial Seafood Program Administrator, Office of Public Health, 628 N. Fourth Street, P.O. Box 4489, Baton Rouge, LA. 70821.

Alan Levine  
Secretary

# **PLAQUEMINES OYSTER ASSOCIATION**

**749 SPRING THYME DRIVE**

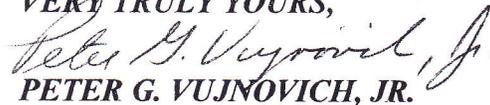
**Belle Chasse, La. 70037**

**PATRICK BANKS  
DEPT. OF WILD LIFE AND  
FISHERIES  
BATON ROUGE, LOUISIANA**

**DEAR PATRICK:**

**AT A MEETING OF THE PLAQUEMINES OYSTER ASSOCIATION ON  
DECEMBER 20, 2008, JAKOV JURISIC WAS NOMINATED AND VOTED IN FAVOR  
BY THE MEMBERS PRESENT TO REPRESENT THE ASSOCIATION ON THE REVIEW  
BOARD FOR STATE SEED GROUND VESSEL PERMITS.**

**VERY TRULY YOURS,**



**PETER G. VUJNOVICH, JR.**

**PRESIDENT**

**CC: LOUISIANA OYSTER TASK FORCE**