

<i>Species</i>	<i>Open season</i>	<i>Minimum length</i>	<i>Possession limit</i>
Summer flounder (fluke)	May 10 - Oct. 2	15.5" TL	8
Yellowtail flounder	All year	13" TL	no limit
Atlantic sturgeon	No possession allowed		
Spanish mackerel	All year	14" TL	10
King mackerel	All year	23" TL	3
Cobia	All year	37" TL	2
Monkfish (goosefish)	All year	17" TL	
		11" tail length#	no limit
Weakfish	All year	16" TL	6
		10" fillet length+	
		12" dressed length**	
Bluefish	All year	No minimum size limit	10
Winter flounder	Third Saturday in March to June 30 and Sept. 15 to Nov. 30	11" TL	15
Scup (porgy)	All year	7" TL	50
Black sea bass	All year	10" TL	no limit
American shad	All year	No minimum size limit	5
Hickory shad	All year	No minimum size limit	5

* Total length is longest straight line measurement from the tip of the snout, with the mouth closed, to the longest lobe of the caudal fin (tail), with the lobes squeezed together, laid flat on the measuring device.

The tail length is the longest straight line measurement from the tip of the caudal fin (tail) to the fourth cephalic dorsal spine (all dorsal spines must be intact), laid flat on the measuring device.

+ The fillet length is the longest straight line measurement from end to end of any fleshy side portion of the fish cut lengthwise away from the backbone, which must have the skin intact, laid flat on the measuring device.

** Dressed length is the longest straight line measurement from the most anterior portion of the fish, with the head removed, to the longest lobe of the caudal fin (tail), with the caudal fin intact and with the lobes squeezed together, laid flat on the measuring device.

(g) *Striped bass recreational fishing—special regulations.* (1) Except as provided in subparagraph (4)(v) of this subdivision, it is unlawful for any person to possess striped bass from which the head or tail has been removed or that have been otherwise cleaned, cut, filleted or skinned so that the total length or identity cannot be determined; except that it is unlawful if such fish is being prepared for immediate consumption or storage at a domicile or place of residence.

(2) No person shall take striped bass for recreational purposes other than by angling and spearing.

(3) During the closed recreational season for striped bass, catch and release fishing by angling only is permitted. *Catch and release fishing* is defined as a fishery where the fish are returned to the water. During the closed season all striped bass taken shall be returned to the water immediately without unnecessary injury.

(4) Striped bass party/charter boat permit. (i) Notwithstanding the possession limit for striped bass contained in Table A of subdivision (f) of this section, a party boat or charter boat owner or operator may apply to the department for a permit to cover a vessel named in the permit, to allow their customers to harvest and possess two striped bass of legal size and to fillet striped bass taken on the permitted vessel for their customers under the following conditions.

(ii) For the purposes of this section, *party boats* and *charter boats* are vessels that are available for daily hire for the purpose of recreational fishing and for which the owner or operator is licensed to carry passengers by the United States Coast Guard.

(iii) The striped bass party/charter boat permit will be issued to an eligible individual owner or operator and will be endorsed for use on a specific vessel, on which it will cover any operator of that vessel. The individual to whom the permit is issued is responsible for all activities aboard the permitted vessel.

(iv) The fee for such permit shall be \$100 for each vessel.

(v) Only the captain or crew of a vessel holding a striped bass party/charter boat permit may fillet striped bass subject to the following conditions:

(a) fish may be filleted for customers only;

(b) only fish which are legally possessed may be filleted;

(c) striped bass may only be filleted prior to customers leaving the vessel or the dock area prior to customers departing the area;

(d) it is unlawful to mutilate any striped bass carcass to the extent that the total length or species of fish cannot be determined;

(e) all striped bass carcasses must be retained (unmixed with any other material) in a separate container readily available for inspection until such time as the vessel has docked and all passengers from that trip have left the vessel and the dock area. Any such carcasses are included in the possession limit; and

(f) all striped bass carcasses from any previous trip must be disposed of prior to any person beginning to fish on a subsequent trip.

(vi) All permitted party boat and charter boat operators must fill out and maintain a Federal Fishing Trip Report of striped bass caught for each trip conducted during the open season on NOAA Form No. 88-30 provided by the department for non-federally permitted vessels and by NOAA for federally licensed vessels. The operator of any permitted vessel must fill out and file the State copy of NOAA Form No. 88-30 with the department. Copies of NOAA Form No. 88-30 must be made available upon request to department representatives. This report must be completed prior to the passengers dispersing from the vessel for that trip.

(vii) All permitted party and charter boat operators shall file the State copy of their Federal Vessel Trip Reports to the department within seven days following the end of each month of the open season and within seven days following the end of the open season. Failure to file acceptable Federal Vessel Trip Reports monthly with the department may disqualify the owner/operator from receiving future permits pursuant to Part 175 of this Title.

(viii) Permittees' must provide each customer who possesses two striped bass or the fillets from those two fish with a commercially printed, dated original fare receipt, bearing the vessel's name and the permit number. The customer of any party/charter boat in possession of two striped bass or the fillets from those fish must possess an original receipt from the permitted party or charter vessel.

(ix) The operator and crew of the permittee vessel are not authorized to possess any striped bass while carrying out the privileges authorized by this special permit. The only person authorized to possess two striped bass is the customer holding a commercially printed, original, dated receipt from the permitted party or charter boat.

(x) Any person who falsifies any receipt shall be subject to the penalties established pursuant to the provisions of article 71 of the Environmental Conservation Law and may be the subject of permit revocation pursuant to Part 175 of this Title.

(xi) Conviction for or civil settlement of a violation of any provision of section 40.1(d) or (g) may disqualify the convicted or settling person from receiving future striped bass permits issued under provisions of section 40.1(d) or (g) pursuant to Part 175 of this Title.