

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 28.2-204.1 of the Code of Virginia, relating to limited sale of gear*  
3 *licenses and permits.*

4 [H 993]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 28.2-204.1 of the Code of Virginia is amended and reenacted as follows:**

8 § 28.2-204.1. Limited sale of gear licenses and permits; regulations.

9 A. The Commission may limit the number of gear licenses or permits to fish, except those licenses  
10 issued pursuant to § 28.2-402, issued for use in a specific fishery. *The Commission may, despite any*  
11 *such limits, issue such gear licenses or permits to fish to any person who has resided for at least five*  
12 *years on an island in the Commonwealth that is at least three miles from the mainland.*

13 B. The Commission is authorized to promulgate regulations to carry out the provisions of this  
14 section. In determining whether to limit the sale of gear licenses or permits to fish, and determining who  
15 receives licenses, the Commission shall consider all factors relevant to the Commonwealth's fishery  
16 management policy, including but not limited to:

- 17 1. Economic and social consequences;  
18 2. Food production;  
19 3. Dependence on the fishery by licensees;  
20 4. Efficiency of gear used in the fishery;  
21 5. Impact on species and fisheries; and  
22 6. Abundance of the resource.

ENROLLED

HB993ER