



ROY COOPER  
*Governor*

MARY PENNY KELLEY  
*Secretary*

KATHY B. RAWLS  
*Director*

**FF-45-2024**

## **PROCLAMATION**

**RE: FLOUNDER – COMMERCIAL - INTERNAL COASTAL AND JOINT FISHING WATERS AND ATLANTIC OCEAN WATERS (GEAR AND AREA SPECIFIC) – CLOSURES THE POUND NET CENTRAL MANAGEMENT AREA, REOPENS THE MOBILE GEAR NORTHERN AND SOUTHERN MANAGEMENT AREAS TO THE USE OF GIGS AND HOOK AND LINE ONLY WITH A 25-FISH TRIP LIMIT PER LICENSE HOLDER, AND MAINTAINS THE POUND NET CLOSURE FOR THE NORTHERN AND SOUTHERN MANAGEMENT AREAS.**

**This proclamation supersedes proclamation FF-44-2024, dated October 9, 2024. This proclamation closes the Pound Net Central Management Area. This proclamation reopens the commercial flounder season for the Mobile Gear Northern and Southern Management Areas to gigs and hook and line with a 25-fish limit per license holder per day or per trip, whichever is more restrictive, and maintains the closure to all other mobile gears. The Pound Net Northern and Southern Management Areas remain closed. This action is being taken to comply with the requirements of Amendment 3 to the N.C. Southern Flounder Fishery Management Plan and maintain harvest within the total allowable landings (TAL).**

**Kathy B. Rawls, Director, Division of Marine Fisheries, hereby announces that effective at 11:59 A.M., Saturday, October 19, 2024, the following restrictions will apply to the taking of flounder for commercial purposes in Internal Coastal and Joint Fishing Waters and Atlantic Ocean Waters (Section III. ONLY):**

- I. **MOBILE GEAR DEFINITION, SEASON OPENING DATES, AND MANAGEMENT AREA DESCRIPTIONS (See Maps)**
  - A. **Definition:** Mobile gears are inclusive of all gears that may land estuarine flounder with the exception of pound nets.
  - B. **Mobile Gear Northern Management Area:** encompasses all Internal Coastal and Joint Fishing Waters from the North Carolina/Virginia border south to a line in Core Sound at 34° 48.2700' N latitude which runs approximately from the Club House on Core Banks westerly to a point on the shore at Davis near Marker "1".
    1. **Effective 12:01 A.M., Tuesday, October 22, 2024, it shall be unlawful to take, possess, or land flounder from any mobile gear other than gig and hook and line from the Internal Coastal and Joint Fishing Waters of the Mobile Gear Northern Management Area.**
    2. **Effective 12:01 A.M., Tuesday, October 22, 2024, it shall be unlawful for a SCFL/RSCFL holder participating in a commercial fishing operation employing gig and hook and line in Internal Coastal and Joint Fishing Waters of the Mobile Gear Northern Management Area to take, possess, or land more than 25-flounder per day or per trip, whichever is more restrictive.**
    3. **Effective 12:01 A.M., Tuesday, October 22, 2024, it shall be unlawful for persons participating in a commercial fishing operation consisting of**

- more than one SCFL/RSCFL holder to take, possess, or land more than 50-flounder per day or per trip, whichever is more restrictive.**
4. **Effective 12:01 A.M., Tuesday, October 22, 2024, it shall be unlawful for dealers to purchase from a commercial fishing operation employing gig and hook and line, more than 25-flounder per license holder per day or per trip, whichever is more restrictive, from the Internal Coastal and Joint Fishing Waters of the Mobile Gear Northern Management Area.**
  5. **Effective 11:59 P.M., Wednesday, October 23, 2024, it shall be unlawful to take or land flounder taken by mobile gears from the Internal Coastal and Joint Fishing Waters of the Mobile Gear Northern Management Area.**
  6. **Effective 11:59 A.M., Thursday, October 24, 2024, it shall be unlawful for dealers to purchase or license holders to possess flounder taken by mobile gears from the Internal Coastal and Joint Fishing Waters of the Mobile Gear Northern Management Area.**
- C. **Mobile Gear Southern Management Area:** encompasses all Internal Coastal and Joint Fishing Waters from the line described above in I. B. south to the North Carolina/South Carolina border.
1. **Effective 12:01 A.M., Tuesday, October 22, 2024, it shall be unlawful to take, possess, or land flounder from any mobile gear other than gig and hook and line from the Internal Coastal and Joint Fishing Waters of the Mobile Gear Southern Management Area.**
  2. **Effective 12:01 A.M., Tuesday, October 22, 2024, it shall be unlawful for a SCFL/RSCFL holder participating in a commercial fishing operation employing gig and hook and line in Internal Coastal and Joint Fishing Waters of the Mobile Gear Southern Management Area to take, possess, or land more than 25-flounder per day or per trip, whichever is more restrictive.**
  3. **Effective 12:01 A.M., Tuesday, October 22, 2024, it shall be unlawful for persons participating in a commercial fishing operation consisting of more than one SCFL/RSCFL holder to take, possess, or land more than 50-flounder per day or per trip, whichever is more restrictive.**
  4. **Effective 12:01 A.M., Tuesday, October 22, 2024, it shall be unlawful for dealers to purchase from a commercial fishing operation employing gig and hook and line, more than 25-flounder per license holder per day or per trip, whichever is more restrictive, from the Internal Coastal and Joint Fishing Waters of the Mobile Gear Southern Management Area.**
  5. **Effective 11:59 P.M., Wednesday, October 23, 2024, it shall be unlawful to take or land flounder taken by mobile gears from the Internal Coastal and Joint Fishing Waters of the Mobile Gear Southern Management Area.**
  6. **Effective 11:59 A.M., Thursday, October 24, 2024, it shall be unlawful for dealers to purchase or license holders to possess flounder taken by mobile gears from the Internal Coastal and Joint Fishing Waters of the Mobile Gear Southern Management Area.**

## II. **POUND NET SEASON OPENING DATES AND MANAGEMENT AREA DESCRIPTIONS** **(See Maps)**

- A. **Pound Net Northern Management Area:** encompasses all Internal Coastal and Joint Fishing Waters from the North Carolina/Virginia border south to a line extending across the 35° 46.3000'N latitude which runs approximately from the north end of Pea Island (old Coast Guard station) westerly to a point on the mainland Dare County shore at Point Peter Canal: this area includes Albemarle, Currituck, Roanoke, and Croatan sounds and their associated rivers or waters.

1. It shall be unlawful to take flounder by pound nets from the Internal Coastal and Joint Fishing Waters of the Pound Net Northern Management Area. The flounder harvest period for the Pound Net Northern Management Area closed on October 12, 2024, and will not reopen this year.
  2. It shall be unlawful to fail to render Flounder Pound Net sets inoperable, by dropping a corner to each holding pen or dropping tunnels, during the closed flounder season in the Pound Net Northern Management Area in accordance with 15A NCAC 03J .0505 (a)(3).
  3. It shall be unlawful for dealers to purchase flounder taken by pound nets from the Internal Coastal and Joint Fishing Waters of the Pound Net Northern Management Area.
- B. **Pound Net Central Management Area:** encompasses all Internal Coastal and Joint Fishing Waters from the line described in II. A. south to a line starting at a point on Portsmouth Island 35° 00.0765' N – 76° 07.4123' W running westerly to Cedar Island Ferry following the shoreline to a point at Cedar Island Ferry landing 35° 01.1349' N – 76° 18.7599' W following Highway 12 to the intersection of Highway 70 to the Core Creek bridge; this area includes Pamlico Sound and the Tar-Pamlico, Neuse, Pungo, and Bay rivers and their tributaries.
1. The flounder harvest period for the Pound Net Central Management Area opened at 12:01 A.M., Tuesday, October 1, 2024.
  2. It shall be unlawful for a SCFL/RSCFL holder participating in a commercial fishing operation employing pound nets in Internal Coastal and Joint Fishing Waters of the Pound Net Central Management Area to take, possess, or land more than 1,500-pounds of flounder per day unless fishing with two or more SCFL/RSCFL holders on board.
  3. It shall be unlawful for persons participating in a commercial fishing operation consisting of more than one SCFL/RSCFL holder to take, possess, or land more than 3,000 pounds of flounder per day.
  4. It shall be unlawful for dealers to purchase more than 1,500-pounds of flounder per day from a person participating in a commercial fishing operation employing pound nets in Internal Coastal and Joint Fishing Waters of the Pound Net Central Management Area.
  5. Effective at 11:59 A.M., Saturday, October 19, 2024, it shall be unlawful to take flounder by pound nets from the Internal Coastal and Joint Fishing Waters of the Pound Net Central Management Area.
  6. Effective at 11:59 A.M., Saturday, October 19, 2024, it shall be unlawful to fail to render Flounder Pound Net sets inoperable, by dropping a corner to each holding pen or dropping tunnels, during the closed flounder season in the Pound Net Central Management Area in accordance with 15A NCAC 03J .0505 (a)(3).
  7. Effective at 5:00 P.M., Saturday, October 19, 2024, it shall be unlawful for dealers to purchase flounder taken by pound nets from the Internal Coastal and Joint Fishing Waters of the Pound Net Central Management Area.
- C. **Pound Net Southern Management Area:** encompasses all Internal Coastal and Joint Fishing Waters from the line described above in II. B. south to the North Carolina/South Carolina border.
1. It shall be unlawful to take flounder by pound nets from the Internal Coastal and Joint Fishing Waters of the Pound Net Southern Management Area. The flounder harvest period for the Pound Net Northern Management Area closed on October 12, 2024, and will not reopen this year.
  2. It shall be unlawful to fail to render Flounder Pound Net sets inoperable

**by dropping a corner to each holding pen or dropping tunnels, during the closed flounder season in the Pound Net Southern Management Area in accordance with 15A NCAC 03J .0505 (a)(3).**

3. **It shall be unlawful for dealers to purchase flounder taken by pound nets from the Internal Coastal and Joint Fishing Waters of the Pound Net Southern Management Area.**

III. **ATLANTIC OCEAN WATERS**

It shall be unlawful to possess flounder taken in a commercial fishing operation from the Atlantic Ocean if taken by any other method than trawl and in accordance with N.C. Marine Fisheries Commission Rule 15A NCAC 03M .0503.

IV. **MINIMUM SIZE LIMIT**

It shall be unlawful to possess flounder less than 15 inches total length in Internal Coastal and Joint Fishing Waters.

V. **GEAR RESTRICTIONS**

It shall be unlawful to use any puncturing devices, such as fish picks, gigs, or spears to retrieve or cull flounder taken from pound nets.

VI. **TRANSPORTATION EXEMPTION**

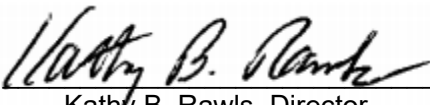
Commercial fishing operations shall be exempt from the transportation requirement set out in 15A NCAC 03I .0120 when transporting flounder in waterbodies that are closed to harvest. Commercial fishing operations are not exempt when in possession of flounder and fishing in a closed area.

VII. **GENERAL INFORMATION**

- A. This proclamation is issued under the authority of N.C.G.S. 113-134; 113-134.1; 113-170.4; 113-170.5; 113-182; 113.182.1; 113-221.1; 143B-289.52 and N.C. Marine Fisheries Rules 15A NCAC 03H .0103; 03M .0503 and 03M .0512.
- B. It is unlawful to violate the provisions of any proclamation issued by the Fisheries Director under their delegated authority pursuant to N.C. Marine Fisheries Rule 15A NCAC 03H .0103.
- C. The intent of this proclamation is to manage the commercial flounder fishery in accordance with Amendment 3 to the N.C. Southern Flounder Fishery Management Plan. Amendment 3 implements an adjusted total allowable landing (TAL) of 367,095 pounds for the 2024 commercial fishery that is divided into different sub-allocations based on gear category and management area combinations. For mobile gears, the northern TAL is 123,879 lb. and the southern TAL is 60,983 lb. For the pound nets, the northern TAL is 39,286 lb., the central TAL is 117,945 lb., and the southern TAL is 25,002 lb.
- D. **If the Division determines quota is available for additional harvest days for the gear management areas, further proclamations will be released.**
- E. **In accordance with N.C. Marine Fisheries Commission Rule 15A NCAC 03J .0505 (a)(3) it shall be unlawful to fail to render a flounder pound net set inoperable during the closed flounder season.**
- F. See additional regulations on flounder from the Atlantic Ocean in N.C. Marine Fisheries Commission Rule 15A NCAC 03M .0503.
- G. For additional restrictions on gill nets please refer to gill net proclamations issued for specific management areas.
- H. In accordance with [M-9-2024](#), it shall be unlawful to use flounder pound net sets without four unobstructed escape panels in each pound. The escape panels shall be fastened to the bottom and corner ropes on each wall on the side and back of the

pound opposite the heart. The escape panels shall be a minimum mesh size 5 ¾ inches, hung on the diamond, and shall be at least six meshes high and eight meshes long.

- I. Estuarine Flounder Dealer Permits are required for any fish dealer to possess, purchase, sell, or offer for sale flounder taken from Internal Coastal and Joint Fishing Waters. These permits are available at no cost from all Division of Marine Fisheries License Offices. For further information see proclamation [M-15-2023](#).
- J. In accordance with N.C. General Statute 113-221.1(c). All persons who may be affected by proclamations issued by the Fisheries Director are under a duty to keep themselves informed of current proclamations.
- K. Contact N.C. Division of Marine Fisheries, P.O. Box 769, Morehead City, NC 28557 252-515-5500 or 800-682-2632 for more information or visit the division website at [www.ncmarinefisheries.net](http://www.ncmarinefisheries.net).
- L. **This proclamation supersedes proclamation FF-44-2024, dated October 9, 2024. This proclamation closes the Pound Net Central Management Area. This proclamation reopens the commercial flounder season for the Mobile Gear Northern and Southern Management Areas to gigs and hook and line with a 25-fish limit per license holder per day or per trip, whichever is more restrictive, and maintains the closure to all other mobile gears. The Pound Net Northern and Southern Management Areas remain closed. This action is being taken to comply with the requirements of Amendment 3 to the N.C. Southern Flounder Fishery Management Plan and maintain harvest within the total allowable landings.**

By:   
Kathy B. Rawls, Director  
DIVISION OF MARINE FISHERIES

October 18 2024  
8:30 A.M.