

**STATE OF FLORIDA
FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION**

Order No. EO 10-35 Additional Oyster Harvest Days for the Pensacola Bay System

The Fish and Wildlife Conservation Commission of the State of Florida, acting under the authority of Article IV, Section 9, of the Florida Constitution, and acting through its Executive Director under Delegations of Authority Paragraph 17 and Paragraph 22, Executive Order of the Governor Number 10-99, as amended, hereby opens the harvest for oysters in the Conditionally Approved areas in Escambia and East Bay Shellfish Harvesting Areas, Escambia, Santa Rosa Counties, Florida shown in Exhibit A from July 3 through September 30, 2010, so long as these areas are not closed for public health purposes. This action is taken in order to relieve economic hardships on the commercial fishing industry that may occur in the area due to the BP Deepwater Horizon oil spill. This action is authorized only as follows:

1. Harvest for oysters in the Conditionally Approved areas in Escambia and East Bay Shellfish Harvesting Areas shown in Exhibit A is hereby opened from July 3 through September 30, 2010, notwithstanding anything to the contrary in rule 68B-27.019, Florida Administrative Code.
2. All other provisions governing harvest of oysters in these areas remain in effect.
3. This order shall take effect at 12:01 a.m. EDT, July 3, 2010, shall expire 12:01 a.m. EDT October 1, 2010, and shall be limited to when the Escambia and East Bay Shellfish Harvesting Areas are not closed for public health purposes.

Specific Authority: Article IV, Section 9, Florida Constitution

Law Implemented: Article IV, Section 9, Florida Constitution and Executive Order of the Governor Number 10-99, dated April, 30, 2010, as amended, and 120.81(5), Florida Statutes

Effective Date: 12:01 a.m. EDT, July 3, 2010

Given under my hand and seal of the Florida
Fish and Wildlife Conservation Commission
on this 2nd day of July 2010.

_____/signed/_____

Nick Wiley
Executive Director

Attest: _____/signed/_____
Agency Clerk

