



Larry Hogan, Governor
Boyd Rutherford, Lt. Governor
Mark Belton, Secretary
Joanne Throwe, Deputy Secretary

MEMORANDUM

To: TFAC
RE: Licenses not renewed by March 31
Date: 7/6/16

If licenses are not renewed by the end of the late renewal period on March 31 each year, the Department could legally proceed with one of the options below.

Options

1. The Department can choose to maintain our current position, which would be to not issue a license beyond the late renewal time period of March 31. The Department has been asked previously after March 31, to allow a renewal past the late renewal period but no renewals past this March 31 have been approved.
 - a. Pros: We will not go outside our license target number maintained in regulation nor will we bump people down the waitlist.
 - b. Cons: There is no recourse once licenses have been reassigned off the waitlists.
2. The Department can issue new licenses. We would need to seek TFAC approval for this per 4-701(j).
 - a. Pros: Individuals who lost the license would be in favor of getting one back.
 - b. Cons: We will go outside the target in regulation and will start a perhaps bad precedent of giving out licenses for failure to renew. This makes the late renewal time period less relevant.
3. The Department can put them on the waitlist for an unlimited tidal fish license, but per 4-701 they cannot be put on the top of the waitlist.
 - a. Pros: We don't go outside the target.
 - b. Cons: People on the waitlist may not be happy and it again creates a precedent that we may not want to have.
4. The Department can send each individual issue to TFAC for general advice on which of the three options we should consider each time.
 - a. Pros: The industry is able to weigh in on each case.
 - b. Cons: We could end up setting inconsistent precedents per individual cases, same scenarios as the first three options.