

COMMERCIAL OYSTER RESOURCE USER FEE TRANSFER APPLICATION

Eligibility for the oyster user resource fee for one or more oyster harvesting gear types (§ 28.2-541(A)(ii) of the Code of Virginia) may be transferred provided that: 1) if the transfer is between immediate family members, no documentation of harvest is required; 2) if the transfer is not between immediate family members, the transferor has paid the oyster resource user fee for the previous five consecutive calendar years and has satisfied one of the following conditions: a) has oyster harvest documented by Marine Resources Commission's mandatory harvest reporting system and buyers' reports in a minimum of three of the previous five calendar years; or b) has a Commissioner of the Marine Resources-approved documented medical hardship or is deceased. All transfers under this subsection shall be documented on this form provided by the Marine Resources Commission.

All transfers shall be documented on this form and are subject to the approval of the Commissioner.

Name of Transferor: _____

Address of Transferor: _____

Phone Number: (____) _____ - _____ VMRC ID: _____

Name of Transferee: _____

Address of Transferee: _____

Phone Number: (____) _____ - _____ VMRC ID: _____

Check any that apply and attach indicated information (Refer to Chapter 4 VAC 20-720-15 Subsection D):

Within immediate family transfer, indicate relationship: _____

Transferor has paid the user fee for the previous 5 calendar years

Transferor has a minimum of 3 years of harvest reported within that 5 year period.

Transferor has passed away; attach copy of death certificate.

Transferor has a medical exception; attach statement of attending physician.

***Both parties need to be present at time of transfer with proof of identification and Virginia residency.**

*****ATTACH PREVIOUS OR CURRENT YEAR OYSTER RESOURCE USER FEE LICENSE*****

By signing below, I declare, under penalty of perjury, that the information on this application is true and correct.

By signing below, I declare, under penalty of perjury, that the information on this application is true and correct.

SIGNATURE OF TRANSFEROR

State of Virginia City/County of _____,
to wit: I, _____, a Notary
Public, hereby certify that _____
whose name is subscribed above, has acknowledged the same
before me in my State aforesaid.
Given under my hand this _____ day of _____, 202__.

Notary Public Signature
My commission expires: _____

SIGNATURE OF TRANSFEE

State of Virginia City/County of _____,
to wit: I, _____, a Notary
Public, hereby certify that _____
whose name is subscribed above, has acknowledged the same
before me in my State aforesaid.
Given under my hand this _____ day of _____, 202__.

Notary Public Signature
My commission expires: _____

Notary Stamp Here:

Notary Stamp Here:

STAFF ONLY

_____ Approved

_____ Denied

Signature _____

Date _____

**VIRGINIA MARINE RESOURCES COMMISSION REGULATION 4 VAC 20-720-10
ET. SEQ. "PERTAINING TO RESTRICTIONS ON OYSTER HARVEST"**

A copy of this regulation, in its entirety, is available upon request. This subsection (4 VAC-20-720-15 D.) applies directly to the transfer process.

D. Any person eligible to pay the oyster resource user fee described in clause (ii) of subsection A of § 28.2-541 of the Code of Virginia, or such person's legal representative, may transfer the eligibility to pay such user fee to:

1. A transferee who is the transferor's spouse, sibling, parent, child, grandparent, or grandchild and who possesses a current Commercial Fisherman Registration License and intends to participate in the public oyster fishery.
2. A transferee other than a person described in subdivision 1 of this subsection if the transferor has paid the oyster resource user fee described in clause (ii) of subsection A of § 28.2-541 of the Code of Virginia for the previous five consecutive calendar years and has satisfied one of the following conditions:
 - a. Has oyster harvest documented by Marine Resources Commission's mandatory harvest reporting system and buyers' reports in a minimum of three of the previous five calendar years; or
 - b. Has a Commissioner of the Marine Resources-approved documented medical hardship or is deceased.