



Vessel Monitoring System (VMS) Power Down Exemption Request

Regulations implementing the requirements for the vessel monitoring system (VMS) within the NMFS Northeast Region allow for vessels to be exempt from the requirement to transmit the vessel's location at all times if one or more of the following conditions are met:

- (1) The vessel will be continuously out of the water for more than 72 consecutive hours.
- (2) A vessel with a valid multispecies limited access, scallop limited access or surfclam/ocean quahog permit (only) remains at the dock/mooring and does not engage in any fisheries for a minimum period of 30 consecutive days.

Vessel owners or operators may sign out of the VMS program by first obtaining a VMS 'Letter of Exemption' from the Regional Administrator. To obtain this exemption letter, fill out the appropriate information below and mail or fax (978-281-9317) this form to: **National Marine Fisheries Service, Office of Law Enforcement (OLE), VMS Team, 55 Great Republic Drive, Gloucester, MA, 01930.**

Vessel: _____ **Permit #** _____ **Official #** _____

Exemption Period: Date VMS to be Turned Off: _____; **Date VMS to be Turned On:** _____

Check either Option (1) or Option (2) below, and complete the required information:

___ **Option (1): Vessel will be out of the water for more than 72 consecutive hours.**

Ship Yard and address: _____

___ **Option (2): Vessel will remain at the dock/mooring and not engage in any fisheries for a minimum period of 30 consecutive days. (Note: This option is only available to multispecies limited access, scallop limited access and surfclam/ocean quahog permit holders who do not hold more restrictive VMS permits).**

Port Location: _____

NOTE: The VMS unit must remain operational until a Letter of Exemption from the Regional Administrator is received to turn off a vessel's VMS unit. Upon receipt of the Letter of Exemption, the vessel owner/operator may discontinue VMS operation for the period requested above. The Letter of Exemption must be on board the vessel at all times. Vessel owners/operators may request changes to the time period for this exemption through a written request to the Regional Administrator, provided the minimum period is met.

This form is required to obtain approval for a vessel to turn off their VMS unit consistent with the power down exemption regulations at 50 CFR 648.9(c)(2) and to restart VMS operation. Making a false statement on this form is punishable by law.

Notwithstanding any other provision of the law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number.

Public reporting burden for this collection of information is estimated to average 5 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the information. Send comments regarding this burden estimate or suggestions for reducing this burden estimate or any other aspect of this collection of information to NMFS, 55 Great Republic Drive, Gloucester, MA, 01930. OMB Control Number 0648-0202. OMB Expiration Date 11/30/2009.