



JANET T. MILLS  
GOVERNOR

STATE OF MAINE  
DEPARTMENT OF MARINE RESOURCES  
MARINE RESOURCES LABORATORY  
P.O. BOX 8, 194 MCKOWN POINT RD  
W. BOOTHBAY HARBOR, MAINE  
04575-0008

PATRICK C. KELIHER  
COMMISSIONER

**MEMORANDUM OF UNDERSTANDING  
PRIVATE LABORATORY BIOTOXIN TESTING AND ANALYSIS**

Memorandum made this \_\_\_\_\_ (DATE), by and between  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
(LEASE HOLDER),  
(PRIVATE LABORATORY) and the  
Maine Department of Marine Resources (DMR). The purpose of this MOU is to establish an agreement  
between industry, an approved private laboratory, and DMR for regulatory biotoxin testing according to  
DMR protocols. See **DMR website for biotoxin monitoring guidance document and list of approved  
private lab testing facilities.**

The following species may be collected, analyzed and results sent to DMR by an approved laboratory:  
\_\_\_\_\_  
(SPECIES)

from the following lease site(s) \_\_\_\_\_.

At DMR’s direction, all shellfish samples analyzed by an approved private laboratory running a certified  
method will be considered by the DMR for regulatory action. Sample results for paralytic shellfish  
poisoning (PSP), amnesic shellfish poisoning (ASP), and diarrhetic shellfish poisoning (DSP) will be  
accepted.

Results from private laboratories will need to be sent directly to DMR and received between 8am and  
5pm, Monday through Friday unless DMR has agreed to an alternative schedule.

Samples shall be transported by industry directly to the private laboratory unless a routine drop-off  
location, day, and time is pre-established with DMR for assistance in transporting to the private  
laboratory. This transportation assistance is not available for all areas. If the pre-established DMR  
drop-off schedule is missed, it is the responsibility of the aquaculture lease holder to transport the sample  
directly to the private laboratory. Failure to provide a sample may result in the immediate closure of the  
lease site.

Aquaculture lease holders or those employed by the lease holders will be required to follow sample collection protocols and chain of custody requirements to ensure all quality control measures have been met for sample collection, transport and analysis. All copies of field sheets must accompany sample results sent to DMR by private laboratories. Failure to follow sampling protocols or chain of custody requirements will result in the rejection of the sample.

This agreement shall be in effect from the date signed by DMR until December 31<sup>st</sup> of the same year or until nullified at the discretion of DMR and notification of the other parties.

This MOU is only in effect if there is also a signed DMR biotoxin testing MOU.

By: \_\_\_\_\_  
Aquaculture Lease Holder (sign, print, and date)

By: \_\_\_\_\_  
Private Laboratory Representative (sign, print, and date)

By: \_\_\_\_\_  
DMR Representative (sign, print, and date)

Sample drop-off location: \_\_\_\_\_ Day \_\_\_\_\_ Time \_\_\_\_\_

*(To be completed by DMR)*