

NEW ENGLAND FISHERY MANAGEMENT COUNCIL
Doubletree Hotel, Danvers, MA
December 16-18, 2013
MOTIONS

Monday, December 16, 2013

PRIORITIES

1. Mr. Quinn moved and Mr. Bullard seconded:
that the Council adopt the 2014 priorities as recommended by the Executive Committee.
- 1a. Mr. Dempsey moved to amend and Mr. T. Alexander seconded:
that the Council adopt the 2014 priorities as recommended by the Executive Committee and to 1) move monkfish Amendment 6 to below the line and instead prioritize a skate limited access amendment; 2) prioritize the development of a regulatory action to review groundfish catch in non-groundfish directed fisheries and establish ACLs and AMs as appropriate.
- 1b. Mr. Preble moved and Mr. Grout seconded:
to split the previous motion.

The motion to split **carried** unanimously on a show of hands (17/0/0).
- 1c. The first part of the split motion:
that the Council adopt the 2014 priorities as recommended by the Executive Committee and to move monkfish Amendment 6 to below the line and instead prioritize a skate limited access amendment.
- 1d. Mr. Preble moved to amend and Mr. McKenzie seconded:
that the Council adopt the 2014 priorities as recommended by the Executive Committee and to move monkfish catch shares to below the line and instead prioritize a skate limited access amendment.

The motion to amend **carried** on a show of hands (9/7/1).

The amended motion **failed** on a show of hands (8/8/1).
- 1e. Dr. Pierce moved to amend and Mr. Kendall seconded
that the Council adopt the 2014 priorities as recommended by the Executive Committee.

The motion was **withdrawn**.
- 1f. The second part of the split motion:
that the Council adopt the 2014 priorities as recommended by the Executive Committee and to prioritize the development of a regulatory action to review groundfish catch in non-groundfish directed fisheries and establish ACLs and AMs as appropriate.
- 1g. Dr. Sissenwine moved to amend and Mr. McKenzie seconded:
that the Council adopt the 2014 priorities as recommended by the Executive Committee and to initiate a process to address groundfish catch in non-groundfish fisheries.

The motion to amend **carried** unanimously on a show of hands (17/0/0).

The amended motion **carried** unanimously on a show of hands (17/0/0).

2. Ms. Goethel moved and Dr. Pierce seconded:
that the Council remove the industry funding of observers from the Fmat process and set a priority to do an omnibus observer amendment.

2a. Ms. Tooley moved to substitute and Ms. Goethel seconded:
that the Council request that the Chair establish an advisory observer committee that would include membership from the MAFMC and be populated by Council members and industry that would meet when staffing needs can be provided.

The motion to substitute **carried** on a show of hands (11/5/0).

The substitute motion **carried** on a show of hands (11/6/0).

3. Mr. McKenzie moved and Ms. Ramsden seconded:
that the Council revise monkfish priorities by a) removing from monkfish Amendment 6 provisions concerning catch shares and das leasing components and; b) address the remaining issues through the next framework action.

The motion **failed** on a show of hands (8/9/0).

4. Ms. Tooley moved and Mr. Bullard seconded:
that monkfish Amendment 6 be below the line for 2014.

The motion **failed** on a show of hands (6/10/1).

5. Mr. T. Alexander moved and Dr. Pierce seconded:
to move groundfish full retention below the line but leave electronic monitoring as a priority.

The motion **carried** on a show of hands (15/1/1).

6. Ms. Ramsden moved and Ms. Tooley seconded:
to put work on groundfish Amendment 18 below the line for 2014.

The motion **failed** on a show of hands (3/14/0).

SCALLOPS

7. Ms. Tooley moved and Mr. Preble seconded:
that the Council recommend that the Scallop Committee continue development of Framework 25 specification alternatives based on committee motion 1 (add a specification alternative in Framework 25 to adopt Advisory Panel motion), motion 3 (add a specific option in Framework 25 that includes closing Delmarva for FY2014 (in combination with higher open area F target) and motion 2a (modify Alternative 3 so that it would include 23 DAS per full-time vessel, one 12,000 pound trip in Nantucket Lightship or Closed Area 2 and either: 1) one 12,000 pound trip in Delmarva; or 2) 5 DAS in open areas.)

The motion **carried** unanimously on a show of hands (17/0/0).

Tuesday, December 17, 2013

GROUND FISH

1. Mr. Blount moved on behalf of the committee:
recommend that for Section 4.2.5 (prohibition on possession of yellowtail flounder by the limited access scallop fishery), the Council selects Option 1 (no action) as its preferred alternative.

1a. Ms. Tooley moved to substitute and Mr. T. Alexander seconded:
recommend that for Section 4.2.5 (prohibition on possession of yellowtail flounder by the limited access scallop fishery), the Council selects Option 2 as its preferred alternative.

The motion to substitute **carried** on a show of hands (9/8/0).

The main motion, as substituted, **carried** on a show of hands (9/8/0).

2. Mr. Blount moved on behalf of the committee:
recommend that for Section 4.1.1 (GOM cod rebuilding strategy), the Council selects Option 2, sub-option B (10-year rebuilding plan for GOM cod) and Option 3, sub-option B (rebuilding plan review analysis for GOM cod); and for Section 4.1.2 (American plaice rebuilding strategy), Option 2, sub-option C (10-year rebuilding plan for American plaice) and Option 3, sub-option B (rebuilding plan review analysis for American plaice) as its preferred alternatives.

The motion **carried** on a show of hands (16/0/1).

3. Mr. Blount moved on behalf of the committee:
recommend that for Section 4.1.3 (annual catch limits), the Council selects Option 2 (revised annual catch limit specifications) as its preferred alternative.

The motion **carried** on a show of hands (16/0/1).

4. Mr. Blount moved on behalf of the committee:
recommend that for Section 4.2.1 (small-mesh fishery accountability measures), the Council selects Option 2, sub-option B2 (if sub-ACL of Georges Bank yellowtail flounder was exceeded, selective gears in Georges Bank yellowtail flounder stock area) as its preferred alternative.

The motion **carried** on a show of hands (15/2/0).

5. Mr. Blount moved on behalf of the committee:
recommend that for Section 4.2.2 (small-mesh fishery measures), the Council select Option 2 (call-in requirement for small-mesh fisheries) as its preferred alternative.

5a. Ms. Goethel moved to amend and Mr. Grout seconded:
if a PTN (pre-trip notification) is required for small mesh fisheries in the Georges Bank yellowtail flounder stock area (522, 555, 561 or 562), the small mesh fisheries should be afforded the 9 day PTN advanced notice option currently allowed for the squid and day boat groundfish fisheries.

The motion to amend **failed** on a show of hands.

- 5b. Mr. Dempsey moved to substitute and Mr. Balzano seconded:
to move to considered and rejected, the recommendation for Section 4.2.2 (small-mesh fishery measures), the Council select Option 2 (call-in requirement for small-mesh fisheries) as its preferred alternative.

The motion to substitute **carried** unanimously on a show of hands (17/0/0).

The substitute motion **carried** unanimously on a show of hands (17/0/0).

6. Mr. Blount moved on behalf of the committee:
recommend the Council select as its preferred alternatives for Section 4.2.3 (management measures for US/CA TACs):
- Option 2 (RA quota trade authority consistent with ABC distribution) , with the addition that this authority only exist for trades made by or before the end of the 2014 fishing year,
 - Option 5 sub-option B (sector or state-operated permit bank can convert Eastern Georges Bank haddock ACE to Western Georges Bank haddock ACE).

The motion **carried** on a show of hands (16/0/1).

7. Mr. Blount moved on behalf of the committee:
to consider Section 4.2.3 (management measures for US/CA TACs), Options 3 (RA quota trade authority consistent with sector sub-ACL distribution) and 4 (RA quota trade authority for trades with components of the fishery trading away) in groundfish Amendment 18.

The motion **carried** unanimously on a show of hands (17/0/0).

8. Mr. Blount moved on behalf of the committee:
recommend that for Section 4.2.4 (Georges Bank yellowtail flounder management measures), the Council selects Option 2 (revised discard strata for Georges Bank yellowtail flounder) as its preferred alternative, unless NMFS develops a discard tool to address this issue through the sectors.

The motion **carried** unanimously on a show of hands (17/0/0).

9. Mr. Blount moved and Mr. Dempsey seconded:
that the Council submit Framework Adjustment 51, as amended this date, to the Regional Office for approval.

The motion **carried** on a show of hands (16/0/1).

10. Mr. T. Alexander moved and Ms. Tooley seconded:
that the Chairman write the Secretary of Commerce reiterating the Council's concerns with Framework 48 previously expressed in the March and July, 2013 letters to the Regional Administrator, and express concern that the Council's efforts to mitigate the negative economic impacts on the groundfish fleet have not been achieved because NOAA fisheries did not fully implement the Council's recommendations on access to the closed areas.

The motion **carried** on a show of hands (11/4/2).

OTHER BUSINESS

11. Mr. McKenzie moved and Mr. Preble seconded:
request that the Chairman send a letter to Tetra Tech identifying the fisheries under NEFMC management and their economic significance possibly affected by proposed dredge material disposal sites in Areas 611 and 539.

The motion **carried** unanimously on a show of hands (16/0/0).

Wednesday, December 18, 2013

HABITAT

1. Mr. T. Alexander moved and Mr. McKenzie seconded:
that the Council not select any preferred alternatives this date.

- 1a. Ms. Tooley moved to substitute and Ms. Goethel seconded:
that the Council select preferred alternatives this date.

The motion was **withdrawn**.

- 1b. Mr. McKenzie moved to amend and Mr. Dempsey seconded:
that the Council not select any preferred alternatives this date and to postpone submission for public comment until all essential analyses have been completed [referred to on slides 18-19].

The motion to amend **carried** on a show of hands (12/4/0).

The main motion, as amended, **carried** on a show of hands (13/3/0).

2. Ms. Tooley moved and Mr. Quinn seconded:
to clarify that all no action EFH closed areas, and areas within groundfish mortality closed areas that are not within a scallop access area, remain closed to the scallop fishery even if the Council recommends they open in habitat OA2. Those areas should remain closed to the scallop fishery until the current access areas are modified by a future scallop fishery management action as a result of measures implemented by OHA2.

The motion **carried** unanimously on a show of hands (16/0/0).

3. Mr. Dempsey moved and Mr. McKenzie seconded:
to include and consider an alternative for the habitat management area that would include the existing cod HAPC and extend that area west to the 67/30 line.

The motion **carried** on a show of hands (9/7/0).

4. Mr. T. Alexander moved and Mr. Dempsey seconded:
to add a sub-option to the alternative added above that would allow an 8 mile wide alley that would be open to fishing along the Hague line.

- 4a. Ms. Tooley moved to substitute and Mr. Preble seconded:
to replace the alternative added by motion 3 with the alternative described in motion 4.

The motion to substitute **failed** on a show of hands (2/14/0).

The main motion **carried** on a show of hands (9/5/2).

5. Dr. Pierce moved and Mr. McKenzie seconded:
that for Alternative 3 (Stellwagen DHRA) consider making it a 3-option alternative:
- Option 3a, include a southern 5x10 NM reference area;
 - Option 3b, include a 5x10 NM reference area immediately north of the area defined in Option 3a;
 - Option 3c, no reference area

The motion **carried** on a show of hands (9/7/0).