

MAFMC Council Motions

Ramada Plaza
Kill Devil Hills, NC
October 14-16, 2008

#7

Election of Officers

Rick Robins was elected as Chairman.
Dr. Lee Anderson was elected as Vice-Chairman.

Spiny Dogfish

Move that Spiny Dogfish Framework 2 be submitted to the Secretary of Commerce with the recommendation that the Council's preferred alternative (Alternative 2: redefine the status determination criteria) be published in the Federal Register as a proposed rule.

Munden/Spitsbergen 19/0/1

Motion passes

Business Session

Move to approve August 2008 minutes.

Augustine/Berg

Motion passes

Committee Reports

Ecosystems

Move to modify the title of the Ecosystems Committee to be the Ecosystems and Ocean Planning Committee.
Kray for Committee

Per Chair Rick Robins, we will just change the name, no need for a motion.

Law Enforcement

Move to nominate James Donofrio, James Ruhle, and Phil Ruhle to receive the Fishery Achievement Award.
Goldman for Committee yea's vs. nays, 1 abs

Motion passes

ICCAT Committee Report

Move that the Council in the best interest of the US recommend that the US Delegation follow the science in setting ICCAT quotas for both EBFT/Med. and WBFT for 2009.

Augustine/Kray

Move that the Council in the best interest of the US recommend that the US Delegation support removal of the carryover provision of under harvested ABT and require an immediate (next season) payback of overages.

Augustine/Kray

Move that the Council in the best interest if the US recommend that the US Delegation support suspending the EBFT/Med fishery. (CPCs) member countries until they institute mandatory ICCAT compliance measures.

Augustine/Kray

Move to combine all three above motions into one.

Augustine/Kray yea's vs. nay, 1 abs

Motion passes

HMS Committee

On behalf of the HMS Committee, move that the Council support Alternative 3 - establish new EFH boundaries based on the 95% probability boundary.

Augustine for the Committee

Motion passed by consensus

On the behalf of the HMS Committee, move that the Council support Alternative 2 (preferred alternative) - designate a HAPC for spawning BFT in the Gulf of Mexico while maintaining current HACPs.

Augustine for the Committee

Motion passed by consensus

Squid, Mackerel, Butterfish Amendment 10

Move that the fishing circle mesh requirement be removed from the preferred alternative.

Nolan/Anderson 18/0/1

Motion passes

Move that the Council adopt a modified version of Alternative 1D as the preferred alternative in Amendment 10. Modified Alternative 1D would retain the seasonal allocation of the butterfish mortality cap (Trimester 1=65.0%, Trimester 2=3.3% and Trimester 3=31.7%) but there would be no in-season closure in Trimester 2 due to difficulties in tracking the relative small bycatch amount allocated to the Trimester 2 *Loligo* fishery (NMFS still be required to monitor/track butterfish bycatch in Trimester 2).

Nolan/Spitsbergen 19/0/1

Motion passes

Move that the directed *Loligo* fishery would be allocated 75% of the butterfish mortality level (ABC) specified for a given fishing year. The butterfish mortality cap would be monitored based on existing levels of NMFS observer coverage (no industry funded observer coverage will be required).

Nolan/Spitsbergen 18/0/1

Motion passes

Move that the Council adopt the following closure rules for the butterfish mortality cap program under alternative 1D: When 80% of the Trimester 1 mortality cap quota is taken the directed *Loligo* fishery will close. When 90% of the annual cap is attained, the directed *Loligo* fishery will close.

Nolan/Berg 18/0/1

Motion passes

Move that Amendment 10 include provisions that if Trimester 2 bycatch levels increase in the future (and thus reduce the amount available in Trimester 3); the Council could activate the in-season closure mechanism for Trimester 2.

Nolan/Spitsbergen 19/0/1

Motion passes

Move that Amendment 10 include the following implementation schedule: in 2010 a 2-1/8" minimum codend mesh requirement would be implemented in the *Loligo* fishery in Trimesters 1 & 3. In 2011 the butterfish mortality cap program would be implemented.

Nolan/Kray

Roll Call Vote 18/3

Motion passes

Move to substitute above to Amendment 10 include the following implementation schedule: in 2010 a 2-1/8" minimum codend mesh requirement would be implemented in the *Loligo* fishery in Trimesters 1 & 3. In 2010 the butterflyfish mortality cap program would be implemented.

Augustine/Travelstead 7/13/0

Motion fails

Call to question 12/7/0

Question carries

Move that Amendment 10 preferred alternative include a 72-hour notification requirement before *Loligo* vessels could make a directed *Loligo* trip (can't land more than 2,500 pounds *Loligo* if vessel does not notify). If selected to take an observer, the vessel must carry an observer (if available) or the vessel is prohibited from landing more than 2,500 pounds *Loligo*. If vessel cancels trip after being selected, vessel will be assigned an observer on its next trip for which an observer is available. Vessels must always notify NMFS when a trip is cancelled (even if not selected to take an observer).

Nolan/Spitsbergen 17/0/1

Motion passes

Move that the preferred alternative for Amendment 10 include a provision that the SSC annually review the performance of the butterflyfish mortality cap program during the specification process. The items considered by the SSC would include, but are not limited to the: 1) Coefficient of variation of the butterflyfish bycatch estimate, 2) estimate of butterflyfish mortality, and 3) status and trend of the butterflyfish stock. If the CV of butterflyfish mortality estimate or another cap performance parameter is found to be unacceptable by the SSC, the initial response will be to increase NMFS observer coverage used to make the estimate. If impractical, the Council would next consider implementation of an industry funded observer program. If increased observer coverage proves impractical or ineffective, the SSC can recommend changes in one or more of following for the upcoming fishing year: 1) *Loligo* quota (ABC), 2) directed butterflyfish quota (DAH), 3) butterflyfish ABC, 4) mesh increases for the *Loligo* fisheries, 5) gear restricted areas, 6) or any measure that could be implemented via the MSB specification process.

If the Council does not adopt SSC recommendations to implement backstop measures, then NMFS would implement measures through the MSB annual specifications process to aid the rebuilding of the butterflyfish stock, consistent with existing MSB regulations shown described in 648.2(d)(2).

Nolan/Kray 20/0/0

Motion passes

Amended motion becomes main motion (friendly amendments made to above motion).

19/0/1

Motion passes

Move to move Amendment 10 forward for secretarial approval.

Spitsbergen/Augustine 19/1/0

Motion passes

