

Scallop AP Motions – Alternative numbers based on Document #1A  
September 12, 2011

TURTLE DEFLECTOR DREDGE (5 motions passed related to FW23, one consensus statement, 3 motions related to future actions and 3 failed motions)

**1. Gutowski/Hughes**

Recommend that the Committee approve Alternative 2.1.2 - Requirement of Turtle Deflector Dredge.

Vote: 7:1:3, carries

**2. Hughes/Keese**

Recommend that the Committee approve Alternative 2.1.2.1.1 Option 1 related to TDD spatial boundary (71W).

Vote: 10:1:0, carries

**3. Gutowski/Hughes**

Identify Alternative 2.1.2.2.2 Option 2 as preferred for TDD seasonal options (May 1 – October 31) since that is when observed takes have occurred.

Vote: 7:1:3, carries

**Not FW23**

**4. Gutowski/Enoksen**

Recommend that NMFS consider taking a future action to make the turtle mat regulation consistent with the TDD requirement proposed in FW23. Specifically the boundary and the seasonal options should be the same: 71W and May1-Oct 31.

Vote: 10:0:1

**5. Hughes/Gutowski**

Recommend that the Committee adopt 2.1.2.3.3 Option 3 for vessel options for TDD: All LA and LAGC vessels that use a dredge greater than 10.5 ft.

The AP recognizes the TDD is not effective at a size smaller than 10.5 feet. But also recognizes that all dredges larger than 10.5 feet should be modified to prevent takes of turtles regardless of sector of the fishery.

Motion withdrawn

**6. Hughes/Gutowski**

Recommend that the Committee perfect Option 3 for TDD vessel option (Alternative 2.1.2.3.3) to read as the original AP motion intended.

**Original AP Motion: Enoksen/Hatch**

AP supports that the boundary of the turtle deflector dredge requirement should be 71°W. General category vessels that use a dredge **10 feet 5 inches or less** would be exempt from this restriction except when fishing in an access area west of this line.

Vote: 11:0, motion carries

*Clarification: This exemption does not include part-time limited access vessels that have upgraded to a full-time small dredge vessels – those vessels will need to use the dredge regardless of dredge width.*

Vote: 3:5:2, motion fails

**7. Gutowski/Maxwell**

All LA vessels (all permit categories), and all LAGC vessels fishing a dredge greater than or equal to 10 feet 6 inches, would be required to use a TDD.

Vote: 9:2:0, carries

**8. Fletcher/**

Make TDD effective March 1, 2015  
Not seconded

**9. Hughes/Bailey**

AP supports 2.1.2.4.2 Option 2 related to implementation for TDD –one year after implementation of FW23.  
Vote: 7:3:1, carries

**Not FW23**

**10. Fletcher/Marchetti**

Recommend that NMFS replace the word “turtle chain” with “turtle mat” in all gear requirements to allow different material to be used.  
Vote: 10:0:1, carries

**Not FW23**

**11. Welch/Enoksen**

Recommend that NMFS change the current turtle mat requirement to be in terms of a number of evenly spaced vertical and horizontal material rather than measuring the openings to improve enforcement and compliance.  
Vote: 9:0:2, carries

*By consensus*

FW23 require that the PDT prepare an annual report of trends related to the use of the TDD and its impacts.

NGOM

*By consensus*

Support 2.3.1 No Action related to NGOM management program.

VMS

**12. Enoksen/Welch**

AP recommends adoption of 2.4.2 as preferred. Allow a vessel to declare into the fishery from the demarcation line rather than port.  
Vote: 9:0:2, motion carries

YT AMs (2 motions passed related to FW23, one motion passed related to FW23 if time permits, one related to a future action, and one motion failed)

**13. Marchetti/Maxwell**

Continue the LAGC exemption for YT AM pending further discovery of YT bycatch through systematic observation, industry data on areas 539, 537, and 613 on LAGC vessels and pending other viable solutions like gear modifications etc.  
Vote: 4:5:2, fails

**14. Hughes/Enoksen**

AP recommends 2.2.2.2 - separate YT AMs for LAGC IFQ fishery. The LAGC has taken a substantial portion of the SNE/MA YT sub-ACL and should be managed on its own to provide incentive to reduce YT catch.  
Vote: 8:2:1, carried

**Not FW23**

**15. Gutowski/Parker**

AP recommends separate ACLs for LAGC and LA fisheries for both YT stock areas, equal to 5% of the total YT sub-ACL each year.

Vote: 9:2:0, carries

**16. Enoksen/Hughes**

AP recommends Section 2.2.1.2 – Refine YT AM seasonal closure schedule for the LA AMs for both YT stock areas.

Without objection motion passes

**17. Marchetti/Keese**

Subdivide YT AM areas in SNE/MA into more discrete areas.

Vote: 9:2:0

(If time permits develop discrete areas to include in FW23)

**PRIORITIES**

By consensus the AP is not in favor in pursuing A16 to consider IFQs at this time.

**18: Enoksen/Hughes**

AP recommends moving LA pilot leasing program above the line as a 2012 priority.

Vote: 2:4:4, fails

**19: Parker/Marchetti**

AP recommends adding an item to the list that combines several issues related to managing YT bycatch under the Scallop FMP. The Council should consider a wide range of potential options to address this issue that may require an Amendment and involvement of the GF Cmte. For example, sub-dividing the YT sub-ACL, participation in GF sectors for LAGC fishery, changing the sub-ACL to a baseline allocation rather than based on projected catch, re-designing the access area program etc.

This action would focus on YT initially, but could be expanded to other bycatch species if needed. This issue should be elevated above the line as a priority for 2012.

Vote: 10:0:0, passes

**20: Keese/Maxwell**

Allow LAGC vessels to decide at any time during the fishing year to lease any or all of their quota. Possibly incorporating a tag (such is used in the offshore clam fishery) that is tractable, tangible, and tradable. This motion if possible should be included in FW24 or A16 whichever is the faster vehicle for implementation.

Vote: 7:2:0, carries

**21: Keese/Maxwell**

Include #1 from the letter dated September 9 on the list of priorities for 2012

(Look into issue that general category fishery is not receiving 5% of final catch)

Vote: 5:2:3, carries

**22: Hughes/Keese**

Include an item in A16 as a priority in 2012 to allow the ability to split off LAGC pounds from a LA permit that qualified for LAGC IFQ quota under A11.

Vote: 8:2:0