

Voting Log
Pacific Fishery Management Council
April 4-9, 2004

Motion 1: Approve the agenda as shown in Exhibit A.4, April Council Meeting Agenda with the following changes: remove Agenda Item B.2 as no new budget information was available and the Budget Committee meeting was cancelled; remove Agenda Item C.16 as no new information was available and no policy direction came from the Ad Hoc Trawl Individual Quota Committee meetings.

Moved by: Ralph Brown Seconded by: Jim Harp
Motion 1 passed.

Motion 2: Approve the minutes of the November meeting as shown in Exhibit B.1, Draft November 2003 Council Minutes.

Moved by: Ralph Brown Seconded by: Frank Warrens
Motion 2 passed.

Motion 3: Approve the models for use in 2004 groundfish inseason management and 2005-2006 management decisions (the limited entry trawl bycatch model adopted for management use in 2003 and updated with new observer data, new logbook data, new fish ticket data, and new observer data stratifications as provided in Exhibit C.4.a, Attachment 1; and a new fixed gear primary sablefish bycatch model as provided in Exhibit C.4.a, Attachment 2).

Moved by: Bob Alverson Seconded by: Ralph Brown
Motion 3 passed.

Motions 4 through 6 were made utilizing Exhibit D.2.j, Supplemental SAS Report, April 2004 and pertain to non-treaty commercial troll and non-treaty recreational fisheries.

Motion 4: Tentatively adopt the management measures for 2004 ocean salmon fisheries as shown for non-Indian commercial troll and recreational fisheries north of Cape Falcon, Oregon with the following change: on page 6, under the US/Canada border to Cape Alava (Neah Bay) recreational fishery, have chinook non-retention east of the Bonilla-Tatoosh line begin August 1.

Moved by: Phil Anderson Seconded by: Bob Alverson
Motion 4 passed.

Motion 5: Tentatively adopt the management measures for 2004 ocean salmon fisheries as shown for commercial troll and recreational fisheries between Cape Falcon, Oregon and Horse Mt., California.

Moved by: Neal Coenen Seconded by: Ralph Brown
Motion 5 passed.

Motion 6: Tentatively adopt the management measures for 2004 ocean salmon fisheries as shown for commercial troll and recreational fisheries between Horse Mt., California and the US/Mexico

Border, and to include in the recreational fishery boilerplate, the NMFS language to allow for boat limits concurrent with state regulations.

Moved by: Eric Larson Seconded by: Roger Thomas
Motion 6 passed.

Motion 7: Tentatively adopt for the ocean treaty Indian troll fishery and for analysis by the STT a coho quota of 75,000 chinook and a chinook quota of 50,000. This would consist of a May/June chinook directed fishery and a July/August/September all species fishery. The chinook will be split 20,000 in May/June and 30,000 in all species. The coho quota in the all species fishery would be modeled as follows: 60,000 in Area 4 and 15,000 in Areas 2 and 3. Gear restrictions, size limits and other appropriate regulations would be as stated in previous STT analysis.

Moved by: Jim Harp Seconded by: Phil Anderson
Motion 7 passed.

Motion 8: Tentatively adopt the gear definition used from 1996-2003, for 2004 regulations as shown in Exhibit D.2.a, Attachment 1. Motion 8 passed.

Moved by: Phil Anderson Seconded by: Ralph Brown
Motion 8 passed.

Motion 9: Approve and send the letter regarding the proposed rulemaking regarding EFH guidelines as shown in Exhibit E.1.a, Supplemental Final Attachment 3.

Moved by: Eric Larson Seconded by: Roger Thomas
Motion 9 passed.

Motion 10: Adopt the report of the GIPC as contained in Exhibit C.5.b, Supplemental Report of the GIPC including the schedule contained in page 4 of that report (the *Draft Proposed Observer Data and Bycatch Model Schedule for Multi-Year Management*).

Moved by: Phil Anderson Seconded by: Bob Alverson
Motion 10 passed.

Motion 11: Approve the EFH ID model to develop preliminary alternatives for EFH designation.

Moved by: Marija Vojkovich Seconded by: Roger Thomas
Motion 11 passed.

Motion 12: Adopt, as inseason action, the GMT inseason trawl fishery adjustments incorporated in C.7.b, Supplemental GMT Report April 2004; adopt the increased sablefish tier limits for the primary sablefish fishery; and the minor slope rockfish and splitnose rockfish trip limits south of 40°10' N. lat.; include the combination of alternatives for inseason management needed to reduce the

canary impacts in the California recreational fishery; adjust the lingcod number on page 4 such that 287.6 metric tons is replaced with 346.8 metric tons; and that we hold any further guidance on the use of buffers until the June Council meeting when additional harvest data is available.

Moved by: Phil Anderson
Motion 12 passed.

Seconded by: Bob Alverson

Motion 13: For groundfish inseason management relative to California, make exceptions to the previously adopted recreational closures in California. These exemptions include shore-based anglers, divers, and the take of leopard shark in the greater San Francisco Bay area; fishing for sanddabs is allowed. Additionally, the closures include state managed species (cabezon, greenling) so that the closure would apply to all groundfish species. The state would also take action to close ocean whitefish during these groundfish closure periods. The motion also includes a prohibition for black rockfish retention north of 40°10' N. lat. for the month of May and the months of September through December.

Moved by: Marija Vojkovich
Motion 13 passed.

Seconded by: Roger Thomas

Motion 14: Include a recommendation for new federal regulatory language for the inclusion of boat limits in recreational fisheries.

Moved by: Roger Thomas
Motion 14 passed.

Seconded by: Daryl Ticehurst

Motion 15: Using Exhibit F.1, Situation Summary, April 2004, adopt for final 2004 incidental catch regulations for the salmon troll fishery Option 1a in combination with Option 2 for the yelloweye rockfish conservation area (status quo) , and for the fixed gear sablefish fisheries Option 2, which is:

Beginning May 1, 2004, properly licensed vessels may return and land 100 pounds (dressed weight) of halibut for every 1,000 pounds (dressed weight) of sablefish landed and up to two additional halibut in excess of the 100 pounds per 1,000 pound ratio per landing. Halibut must be landed with the head on and be no less than 32 inches measured from the tip of the lower jaw with the mouth closed to the extreme end of the middle of the tail.

Moved by: Bob Alverson
Motion 15 passed.

Seconded by: Mark Cedergreen

Motion 16: Working from Exhibit C.8.b, Supplemental GMT Report, pages 4 and 5, adopt those ABCs and OYs for 2005 and 2006 as follows:

- Lingcod, the medium ABC and OY with the OY fixed for both years at 2,414 mt, the value for 2006
- Include all species represented in the tables with a single value

- For species with a range, such as pacific whiting, include the range in the motion
- Delay taking action in widow rockfish, bocaccio, cowcod, and yelloweye until final action on Amendment 16-3 and delay action on canary rockfish until final 2005-2006 management measures are adopted in June
- Include the medium ABC and OY for cabezon
- Include the low ABC and OY for pacific cod
- Do not include in the motion other flatfish and other fish categories
- Include the medium ABC and OY for sablefish

Include the delay for setting the OYs for other flatfish until the June meeting.

Moved by: Phil Anderson Seconded by: Bob Alverson
Motion 16 passed.

Motion 17: Postpone the final decision on other fish until June .

Moved by: Bob Alverson Seconded by: Ralph Brown
Motion 17 withdrawn.

Motion 18: As a substitute motion to Motion 17, set the other fish value at the low ABC and OY values listed in Exhibit C.8.b, Supplemental GMT Report.

Moved by: Phil Anderson Seconded by: Mark Cedergreen
Motion 18 passed.

Motion 19: Select the same tonnages for recreational HGs as was used in the inseason action as a starting point. The tonnages were 1.72 mt for Washington, 6.77 mt for Oregon, and 9.32 mt for California. (This is in lieu of the option of using the proportions from the March 2004 scorecard).

Moved by: Patty Burke Seconded by: Ralph Brown
Motion 19 passed.

Motion 20: Adopt the stock assessment planning schedule for 2007/2008 as displayed in Exhibit C.11.b, Supplemental NMFS Report. Also provide specific guidance that if we have sufficient data to do a full assessment on yelloweye rockfish that it be one of our priorities. Also instruct the stock assessment authors to provide clear guidance where regional splits in stock populations exists for the purposes of regional management.

Moved by: Marija Vojkovich Seconded by: Bob Alverson
Motion 20 passed.

Motion 21: Approve the methodology review process list for 2004 and 2005, prioritized as listed in Exhibit D.3.b, Supplemental SSC Report with the modifications recommended in Exhibit D.3.d, Supplemental STT Report, relating to the Chinook FRAM for marked selective fisheries and to chinook rebuilding exploitation rates.

Moved by: Phil Anderson Seconded by: Eric Larson
Motion 21 passed.

Motions 22 through 25 were adopted utilizing the following document: Exhibit D.5.b, Supplemental STT Report, April 8, 2004 (*Salmon Technical Team, Analysis of Tentative 2004 Ocean Salmon Fishery Management Measures*):

Motion 22: Adopt non-Indian commercial and recreational management measures north of Cape Falcon as presented in Exhibit D.5.b with the following addition: for the September 25 to October 10 recreational fishery between Cape Alava and the Queets River, restrict the fishery to within state waters.

Moved by: Phil Anderson Seconded by: Mark Cedergreen
Motion 22 passed.

Motion 23: Adopt the non-Indian commercial management measures between Cape Falcon, Oregon and the Oregon/California border, and the recreational management measures between Cape Falcon, Oregon and Horse Mountain, California, as presented in Exhibit D.5.b.

Moved by: Neal Coenen Seconded by: Ralph Brown
Motion 23 passed.

Motion 24: Adopt the commercial management measures between Horse Mountain, California and Point San Pedro, California, and the recreational management measures between Horse Mountain, California, and the U.S./Mexico border as presented in Exhibit D.5.b. (Motion includes the friendly amendments to include the area between the Oregon/California border and Horse Mountain, California for the commercial management measures and to include the area between Point San Pedro to the U.S./Mexico border for the commercial management measures.

Moved by: Eric Larson Seconded by: Roger Thomas
Motion 24 passed.

Motion 25: Adopt the ocean treaty troll fishery measures as described in Agenda Item D.5.g, Treaty ocean troll, Adopt Final Action on 2004 Measures, April 2004.

Moved by: Jim Harp Seconded by: Frank Warrens
Motion 25 passed.

Motion 26: Authorize Council staff, NMFS, and STT to draft and revise the necessary documents to allow implementation of the recommendations in accordance with Council intent.

Moved by: Phil Anderson Seconded by: Mark Cedergreen
 Motion 26 passed.

Motion 27: Adopt the following as preferred alternatives for Amendment 16-3 species rebuilding plans:

Species	Alternative	Probability	Target Year
Yelloweye Rockfish	3	P _{MAX} 80%	2058
Bocaccio	2	P _{MAX} 70%	2023, 2024 or 2029 depending on model variation (STATc Model)
Widow Rockfish	1	P _{MAX} 60%	2024 and 2029 depending on model variation (Model 8)
Cowcod	2	P _{MAX} 60%	2090

Moved by: Phil Anderson Seconded by: Bob Alverson
 Motion 27 passed.

Motion 28: In the FMP amendatory language at the end of Section 4.5.4.6 (Appendix D, Exhibit C.12.a, Supplemental Attachment 3) on Cowcod and following the description of the Cowcod Conservation Areas as a part of the cowcod rebuilding strategy, insert the following language:

“Given the particular life history characteristics of cowcod, the Council will continue to use species-specific area closures to protect cowcod. As new information becomes available on cowcod behavior and fisheries interactions with cowcod, the boundaries or related regulations concerning the current CCAs may change and additional CCAs may be established by regulation.”

In the FMP amendatory language at the end of Section 4.5.4.8 (Appendix D, Exhibit C.12.a, Supplemental Attachment 3) on Yelloweye Rockfish and following the description of the yelloweye rockfish rebuilding strategy, insert the following language:

“Given the particular life history characteristics of yelloweye rockfish, the Council may continue to use a species-specific area closure or closures to protect yelloweye rockfish.”

Moved by: Bill Robinson Seconded by: Marija Vojkovich
 Motion 28 passed.

Motion 29: Task the SSC Groundfish Subcommittee to evaluate and develop the terms of reference for the standards and criteria for periodic review of the rebuilding plans.

Moved by: Marija Vojkovich Seconded by: Roger Thomas
 Motion 29 passed.

Motion 30: Adopt the following for the Groundfish Programmatic Bycatch EIS:

Create a new Alternative 7 that includes elements of Alternatives 1, 4, and 5. Elements from Alternative 1 that would be included in Alternative 7 would be all current programs for bycatch minimization and management, including but not limited to: setting optimum yield specifications, gear restrictions, area closures, variable trip and bag limits, season closures, establishing landings limits for target species based on co-occurrence ratios with overfished stocks, etc. The FMP would be amended to more fully describe our standardized reporting methodology program and to require the use of bycatch management measures indicated under Alternative 1 for the protection of overfished and depleted groundfish stocks and to reduce bycatch and to reduce bycatch mortality to the extent practicable. These would be used until replaced by better tools as they are developed.

Baseline accounting of bycatch by sector shall be established for the purpose of establishing future bycatch program goals.

Elements from Alternative 4 that would be included in Alternative 7 would be the development and adoption of sector-specific caps for overfished and depleted groundfish species where practicable. We anticipate phasing in sector bycatch caps that would include: monitoring standards, full retention programs, and individual vessel incentives for exemption from caps.

Elements of Alternative 5 that would be included in Alternative 7 would be the support of future use of IFQ programs for appropriate sectors of the fishery. The FMP would incorporate the Strategic Plan's goal of reducing overcapacity in all commercial fisheries.

Moved by: Patty Burke
Motion 30 passed.

Seconded by: Ralph Brown

Motion 31: Include an alternative for analysis where yelloweye are managed in recreational fisheries by state, with values from the 2004 scorecard (same version used for determining canary HGs). Dr. Burke said, since ODFW has the inseason management tools for promulgating emergency rules, that we analyze yelloweye HGs north and south of the Oregon-California border only. She proposed this as a friendly amendment. Mr. Cedergreen and Mr. Anderson accepted the friendly amendment.

Moved by: Mark Cedergreen
Motion 31 passed.

Seconded by: Phil Anderson

Motion 32: Reconsider the motion taken under inseason management (Motion 12).

Moved by: Bob Alverson
Motion 32 passed.

Seconded by: Patty Burke

Motion 33: Amend the main motion (Motion 12) for groundfish inseason adjustments to adopt a 30 fathom depth closure south of Pt. Conception for the months of September and October. This would

be in place of the previously defined closure for waters deeper than 40 fathoms for waves three through six. It would also prioritize the balance of 37.4 metric tons of lingcod to California recreational fisheries for 2004.

Moved by: Marija Vojkovich Seconded by: Patty Burke
Motion 33 passed.

Motion 34: Approve the Main Motion (Motion 12) as amended by Motion 33.

Moved by: Phil Anderson Seconded by: Marija Vojkovich
Motion 34 passed.

Motion 35: Table the latent permit issue (groundfish limited entry trawl) and continue with work on the ITQ program.

Moved by: Ralph Brown Seconded by: Frank Warrens
Motion withdrawn, not voted on.

Motion 36: Delete parts of the GMT statement (Exhibit C.15.b, Supplemental GMT Report) regarding separate state HGs for yelloweye.

Moved by: Patty Burke Seconded by: Ralph Brown
Motion withdrawn, not voted on.

Motion 37: On page 2 of the GMT Report (Exhibit C.15.b, Supplemental GMT Report), delete the first part of the sentence and start it with "The range of options to be analyzed relative to state recreational harvest guidelines would be no harvest guidelines consistent with the Allocation Committee report and dividing catch shares north and south of the Oregon-California border".

Moved by: Patty Burke Seconded by: Ralph Brown
Roll call vote. Messrs. Anderson, Alverson, Cedergreen, Robinson, Ticehurst, Mallet voted no.
Motion 37 passed (7 yes, 5 no).

Motion 38: Amend the language in Exhibit C.15.b, Supplemental GMT Report, on page 6: to reflect recreational management of canary rockfish would be done using state-specific harvest guidelines and, where recreational management of yelloweye is discussed, replace "harvest guideline" with "harvest target if any" for both Oregon and Washington.

Moved by: Phil Anderson Seconded by: Patty Burke
Motion 38 passed.

Motion 39: Adopt for public review, the 2005-2006 groundfish management measures as presented in Exhibit C.15.b, Supplemental GMT Report, as corrected through previous motions and the corrections given by Mr. DeVore; and the management measures included in Exhibit C.15.c,

Supplemental GAP Report, as corrected by Mr. DeVore. This motion also includes guidance from CDFG that the analysis under California recreational Suboption 2a be listed as a low priority for the GMT given workload. This motion also includes the following friendly amendments:

Modify the language on page 3 of the GMT report in response to Ms. Cooney's hotspots issue. Add after the word hotspots, "which will be specifically identified for analysis". Amend the language on page 9 of the GMT report (recommendation #8) as follows: "approve the alternative to convert the selective flatfish trawl as a management option for public review".

Ask the GMT to put in the proper language for canary and yelloweye hotspots in dogfish longline areas (intended to be in original motion).

Include modifying the language on page 8 of the GMT report (recommendation #6) as follows: put a period after yelloweye rockfish and delete the rest of the sentence. Also include recommendation #6 and approve the recommendation "as amended".

This motion also includes guidance from CDFG that the analysis under California recreational Suboption 2a be listed as a low priority for the GMT given workload.

Moved by: Phil Anderson
Motion 42 passed.

Seconded by: Bob Alverson

Motion 40: Include the items in the package for analysis for the tribal fisheries as shown in the Tribal Management Measures C.14.

Moved by: Jim Harp
Motion 40 passed.

Seconded by: Mark Cedergreen