

VOTING LOG
Pacific Fishery Management Council
October 31-November 4 2005

Motion 1: Approve the agenda as shown in Agenda Item A.4, November Council Meeting agenda.

Moved by: Bob Alverson
Motion 1 passed.

Seconded by: Rod Moore

Motion 2: Adopt the staff's proposed language under "Composition" for COP 7 as provided in Agenda Item B.1, include under "Member Terms" that both voting and nonvoting members serve indefinite terms, and change the language under "Composition" to read "whiting fishery" instead of "whiting trawl".

Moved by: Bob Alverson
Motion 2 passed.

Seconded by: Mark Cedergreen

Motion 3: Adopt COP 14 as presented in Agenda Item B.1.a, Supplemental Attachment 2.

Moved by: Phil Anderson
Motion 3 passed.

Seconded by: Mark Cedergreen

Motion 4: Suspend COP 1 for 2006 and retain Mr. Hansen as Chairman and Mr. Ortmann as Vice Chair for 2006.

Moved by: Jim Harp
Motion 4 passed.

Seconded by: Roger Thomas

Motion 5: Adopt a harvest guideline of 118,937 mt (under the recently adopted long-term allocation framework) for Pacific sardine for 2006.

Moved by: Patty Burke
Motion 5 passed.

Seconded by: Bob Alverson

Motion 6: Adopt a preliminary preferred alternative to include all species of krill in a category of prohibited species under the CPS FMP.

Moved by: Rod Moore
Motion 6 passed.

Seconded by: Mark Cedergreen

Motion 7: Working from Agenda Item D.2.a, Attachment 1, adopt, for public review, a range of harvest alternatives for krill that includes Option 2.3.1, a complete ban in the EEZ, Option 2.3.9, an initial ban and a mechanism for future harvest considerations, and no action.

Moved by: Marija Vojkovich
Motion 7 passed.

Seconded by: Daryl Ticehurst

Motion 8: Adopt the proposed changes to the Area 2A Pacific Halibut Catch Sharing Plan as presented in Agenda Item E.1.b, Supplemental WDFW Report, for the Washington North Coast and South Coast subareas, and as presented in Agenda Item E.1.b, Supplemental WDFW/ODFW Report, for the Columbia River subarea. Also, add the phrase “or until September 30; whichever comes first” for the ending of Columbia River subarea season beginning the first Friday in August.

Moved by: Phil Anderson
Motion 8 passed.

Seconded by: Mark Cedergreen

Motion 9: Adopt the changes to the Area 2A Pacific Halibut Catch Sharing Plan as presented in Agenda Item E.1.b, Supplemental ODFW Report and Supplemental ODFW Report 2, for the Oregon Central Coast subarea and statewide proposals.

Moved by: Curt Melcher
Motion 9 passed.

Seconded by: Frank Warrens

Motion 10: Delay the issue of assigning the HC with the task of developing a policy model document similar to the SAFMC document until the June Council meeting.

Moved by: Rod Moore
Motion 10 passed.

Seconded by: Frank Warrens

Motion 11: Approve the proposed schedule and process for developing 2006 ocean salmon management measures as shown in Agenda Item G.2.a, Attachment 1, November 2005 with the following hearing schedule: March 27 Westport, Washington and Coos Bay, Oregon, and March 28 Santa Rosa, California.

Moved by: Marija Vojkovich
Motion 11 passed.

Seconded by: Roger Thomas

Motion 12: Initiate a Salmon FMP amendment specifically restricted to considering *de minimus* fisheries.

Moved by: Marija Vojkovich
Motion 12 passed.

Seconded by: Roger Thomas

Motion 13: Approve the stock assessments for canary rockfish, lingcod, and petrale sole, as well as the rebuilding analyses for bocaccio, canary rockfish, cowcod, darkblotched rockfish, Pacific ocean perch, widow rockfish, and yelloweye rockfish for 2007-2008 groundfish fisheries.

Moved by: Rod Moore
Motion 13 passed.

Seconded by: Patty Burke

Motion 14: Adopt the range of ABCs/OYs in Tables 1 and 2 of Agenda Item H.3.b, Supplemental GMT Report and include the following preferred OY alternatives: Alternative 2 for sablefish; Alternative 3 for POP; Alternative 3 for widow rockfish; Alternative 3 for canary rockfish; and Alternatives 2 and 4 for yelloweye rockfish. The motion also includes

specifying the corresponding OY alternatives for petrale sole on Table 2 (2008 specifications) depicted in Table 1 (2007 specifications). Include as a friendly amendment a chilipepper rockfish OY alternative of 2,700 mt, which equals the ABC. Include as a friendly amendment four OY alternatives for minor rockfish south for 2008 (Table 2) corresponding to the four OY alternatives recommended for 2007 in Table 1. The motion also includes allowing Council staff the ability to make non-substantive changes and give them to the GMT.

Moved by: Phil Anderson

Seconded by: Mark Cedergreen

Amendment: Amend main Motion 14 to have the GMT generate a range of Pacific whiting OYs for analysis. The low OY alternative would equal the 2005 OY and the high OY alternative would be based on consultation with the Canadian government and the Northwest Fisheries Science Center. Mr. Warrens seconded the amendment. Mr. Anderson supported analyzing a range of whiting ABCs/OYs to understand potential bycatch implications, but said he could not support using the 2005 harvest specifications for the low end of the range. He recommended a range \pm some percentage of the 2005 harvest specifications.

Moved by: Rod Moore

Seconded by: Frank Warrens

Amendment not voted on, withdrawn.

Amendment: Amend main Motion 14 to range whiting harvest specifications for analysis \pm 23% of the 2005 specifications.

Moved by: Rod Moore

Seconded by: Frank Warrens

Amendment passed.

Amendment: Amend main Motion 14 to adopt a range of ABCs/OYs for sablefish and petrale sole using the entire decision table in each assessment.

Moved by: Rod Moore

Seconded by: Frank Warrens

The amendment to Motion 14 failed.

Amendment: Amend main Motion 14 to reconsider the earlier friendly amendment specifying the range of whiting harvest specifications for analysis.

Moved by: Rod Moore

Seconded by: Frank Warrens

The amendment to Motion 14 passed.

Amendment: Amend main Motion 14 to specify a range of whiting harvest specifications for analysis that is \pm 30% of the 2005 specifications.

Moved by: Rod Moore

Seconded by: Frank Warrens

The amendment to Motion 14 passed.

Vote on Main Motion 14.

Motion 14 passed as amended.

Motion 15: Adopt the schedule and process as shown in Agenda Item H.3.a, Supplemental Attachment 3, with the following modification: schedule the GMT/Allocation Committee

meeting for the week of Feb. 13; delay a decision on the proposed GMT/Allocation Committee meeting.

Moved by: Phil Anderson
Motion 15 passed.

Seconded by Mark Cedergreen

Motion 16: Use Agenda Item I.1.a, Attachment 1, and I.1.c, Supplemental EC Report, to provide CINMS with the regulations adopted in June 2005 relative to groundfish EFH as proposed under Option 2 of Agenda Item I.1.a, Attachment 1 and to continue to explore achieving the CINMS goals and objectives through MSA and state authorities. Regarding specific regulatory language, include the language on page 4 of Agenda Item I.1.c, Supplemental EC report but remove the language relative to stowed gear under Section 2.3.a (i.e., remove the stowed gear definition on page 5 and direct the regulatory language on stowed gear be worked out between the EC, the fishing community, and the CINMS. Additionally, on page 5, amend the paragraph under Section 2.3.a which begins “Unless already prohibited...”, to be amended in the third line after “cause the loss of any living or dead organism”, add “from the water column” and add a definition of “water column” in the regulation.

Moved by: Marija Vojkovich
Motion 16 roll call vote: 10 no, 2 yes. Motion 16 failed.

Seconded by: Dave Ortmann

Motion 17: Write a letter to Vice Admiral Lautenbacher that is appreciative of his response and notifies him of the Council’s intent to use MSA authority to provide appropriate protection for sanctuary resources and habitat, including the water column, and as a result, the Council opposes a change to the Designation Document in regards to the regulation of fishing. Additionally, direct Council staff to prepare draft regulations under the relevant FMPs based on the Agenda Item I.1.c, Supplemental EC report with a new definition of stowed gear, as well as to include the water column in the second paragraph of Section 2.2.a.

Moved by: Rod Moore

Seconded by: Bob Alverson

Motion 17 vote: 4 yes, 8 no. Mr. Helvey abstained. Motion 17 failed.

Motion 18: Recommend the Designation Document for the CINMS be changed in a manner to allow the promulgation of regulations presented in Agenda Item I.1.c, Supplemental EC Report with the two modifications: (1) on page 5, under Section 2.3.a relative to stowed gear, on the third line the phrase “and no fishing gear other than a swivel attached to the line...” be struck and (2) clarification that anchoring with fish onboard would not be allowed in the areas designated as no-take areas.

Moved by: Phil Anderson

Seconded by: Mark Cedergreen

Vote Motion 18: motion failed. Mr. Helvey and Ms. Vojkovich abstained.

Motion 19: Adopt Agenda Item I.1.e, Supplemental Motion in Writing: “The Pacific Fishery Management Council proposes that no fishing regulations be promulgated under the authority of the National Marine Sanctuaries Act. The Council will, as soon as possible,

develop regulations and the record to support those regulations, under the Council fishery management plans. These regulations will be written in order to achieve the Channel Islands National Marine Sanctuary goals and objectives.”.

Moved by: Jim Harp Seconded by: Frank Warrens
Motion 19 passed. Ms. Vojkovich and Mr. Helvey voted no.

Motion 20: Adopt the text of Agenda Item H.6.a, Attachment 1, along with the clarifying change on page 40 suggested earlier, the change on page 39, Section 6.5.3 as noted in Agenda Item H.6.a, Supplemental Attachment 5, and the further clarification of depth-based management suggested by NMFS – with the following changes: On page 39, Section 6.5.3: on the fourth line where it says “...co-occurrence rates of target stocks...” change it to read “...co-occurrence rates of all species in the catch, especially those of target stocks...” – this is referring to groundfish species. Also include in the motion to include taking the necessary steps that would lead to more frequent reporting of bycatch information from the observer program.

Moved by: Rod Moore Seconded by: Frank Warrens
Motion 20 passed.

Motion 21: Reconsider the previous action under Motion 20.

Moved by: Bob Alverson Seconded by: Phil Anderson
Motion 21 passed.

Motion 22: Amend the motion (Motion 20) regarding the previous change to the proposed language in Section 6.5.3. In reference to Agenda Item H.6.a, Supplemental Attachment 5, strike the “... all species in the catch, especially...” and in its place on the fourth line replace “...target stocks *with* overfished stocks...” with “...target stocks *and* overfished stocks... He noted that based on further discussion with NMFS the previous language was onerous given the 83 species managed by the FMP and that the intent was to focus on the target stocks and overfished stocks.

Moved by: Phil Anderson Seconded by: Bob Alverson
Motion 22 passed.

Motion 23: Adopt the final FMP text for Amendment 19 as shown in Agenda Item H.6.a Attachment 1, that is not part of Amendment 18 as adopted under the previous agenda item, with the following clarifications: the action with respect to regulating the water column on Davidson Seamount and the Channel Islands with language under this FMP conforms to the previous action under Agenda Item I.1.a and that the clarifying language proposed by the Habitat Committee in their report be incorporated into the amendment as transmitted.

Moved by: Rod Moore Seconded by: Frank Warrens

Amendment: Delete 7.3.1.6 (pages 69 and 70, Agenda Item H.6.a, Attachment 1) from the FMP amendment language.

Moved by: Patty Burke

Seconded by: Frank Warrens

Vote on amendment to Motion 23: 4 yes, 8 no, Dr. Freese abstained, the amendment failed.

Main Motion 23 passed. Dr. Freese abstained.

Motion 24: Request NMFS take into consideration the comments from the EC, the GAP, and the GMT on the draft regulations (Revised Supplemental Attachment 3). Also, delete the definition of stowed gear as shown in Agenda Item I.1.c, Supplemental EC Report, page 5, and insert the definition as amended and delete “and no fishing gear other than a swivel attached to the line.”

Moved by: Phil Anderson

Seconded by: Mark Cedergreen

Motion 24 passed.

Motion 25: Have the Council follow up on Dr. Clarke’s suggestion for a post-assessment review workshop as soon as possible and support Dr. Clarke’s suggestion for the NWFSC to have a post-assessment review workshop on the recent stock assessment process; that Dr. Clarke bring back the list of items in the four reports with an assessment of what could and could not be accomplished in this off year; that we include the RecFIN workshop as a high priority; and that we have a preliminary draft list of stock assessments for the next cycle provided by the NWFSC at the March meeting. Also include having the RecFIN Oversight Committee convene after the workshop.

Moved by: Rod Moore

Seconded by: Bob Alverson

Motion 25 passed.

Motion 26: Adopt as a preliminary decision, the GMT-recommended inseason adjustments for 2005/2006 as represented in Agenda Item H.4.b, Supplemental GMT Report, with additional guidance to the GMT that they examine an alternative that would result in the distribution of canary between the sectors that would replicate the preseason plan for 2005 and adopt only option 1 for the DTL fishery. Include the GMT-recommended language for Oregon recreational fisheries on page 7 of the GMT report. Specifically, strike the second to last sentence in the first paragraph under the header entitled, “Oregon Recreational Fisheries in 2006” and a rewording of the last sentence in that paragraph from, “As the federal and state harvest guidelines are approached ...” to “Should federal and state harvest guidelines be approached ...”.

Moved by: Phil Anderson

Seconded by: Mark Cedergreen

Amendment: Amend main Motion 26 to maintain a single two-month period 1 trawl trip limit in 2006 under trawl option 3.

Moved by: Rod Moore

Seconded by: Frank Warrens

Amendment Passed.
Main Motion 26 as amended passed.

Motion 27: Increase the tribal shortspine and longspine thornyhead limits to match those specified for the non-tribal limited entry trawl fishery.

Moved by: Jim Harp
Motion 27 passed.

Seconded by: Frank Warrens

Motion 28: Recommend to NMFS that they enact an interim rule that would reduce the 2006 darkblotched rockfish OY from 294 mt to 200 mt.

Moved by: Phil Anderson
Motion 28 passed. Dr. Freese voted no.

Seconded by: Bob Alverson

Motion 29: Close fisheries that have impacts on petrale sole for the month of December.

Moved by: Phil Anderson
Motion withdrawn, not voted on.

Seconded by: Mark Cedergreen

Motion 30: Approve the joint-state shoreside whiting fishery EFP for 2006, including the caps indicated in the GMT Report, pending adequate funding for the observer program..

Moved by: Patty Burke
Motion 30 passed.

Seconded by: Frank Warrens

Motion 31: Approve the early season start date for the California shoreside whiting EFP south of 40°30' N latitude and the California spot prawn trawl EFP (provisionally, pending GMT specifications), with the bycatch caps recommended by the GMT, pending logistics and funding for the required observers. Motion also includes DNA testing since it is a critical part of the EFP.

Moved by: Marija Vojkovich
Motion 31 passed.

Seconded by: Roger Thomas

Motion 32: Adopt Alternative 2 for trip limits for spiny dogfish and Pacific cod for 2006 as indicated in the GMT report, with the GAP-recommended modification.

Moved by: Phil Anderson
Motion 32 passed.

Seconded by: Bob Alverson

Motion 33: VMS be required for any vessels that take and retain, possess or land groundfish as well as non-groundfish trawl vessels for the enforcement of closed areas for the protection of EFH.

Motion 46 passed.

Motion 47: Have the Council make a request to WDFW to explore and determine if there are new data sources that would be informative to conduct a new full yelloweye stock assessment. If new informative data sources exist, request WDFW staff to prepare a new full assessment; ask the NWFSC to convene a STAR panel to review the new assessment; direct the SSC to do a final review of a post-STAR assessment and STAR panel report; and provide all these findings, recommendations, and documents to the Council at the March meeting.

Moved by: Phil Anderson
Motion 47 passed.

Seconded by: Mark Cedergreen

Motion 48: Adopt the preliminary range of ABCs/OYs and management measures recommended in Agenda Item H.12.b, Supplemental GMT Report with the following modifications: add an OY alternative of 27 mt for yelloweye rockfish; add an alternative allowing a landing limit of 1 lingcod/10 Chinook for salmon trollers; use bycatch scorecard sectors in analyses; and analyze recreational:commercial allocations of 60:40, 50:50, and 40:60 for canary and yelloweye rockfish. Additionally, add GAP recommendations as an advisory document to the Allocation Committee and the state public processes as they deem appropriate.

Moved by: Phil Anderson

Seconded by: Mark Cedergreen

Amendment Delete consideration of a lingcod allowance in the salmon troll fishery.

Moved by: Rod Moore
Amendment to Motion 48 failed.
Main motion 48 passed.

Seconded by: Frank Warrens

Motion 49: Adopt the GMT recommendations from Agenda Item H.13.b, Supplemental GMT Report with the following modifications: for the 2006 fishery: adopt option 3 previously shown on Agenda Item H.4.b, Supplemental GMT Report with the change in the RCA line as recommended by the GMT; for December, 2005: close all the limited entry trawl fisheries, except the Dover sole, thornyheads, and sablefish fishery north of 36° N latitude and adopt any cumulative limit changes that go with that. The motion also will keep flatfish fisheries south of 36° N latitude open while prohibiting retention of petrale sole and slope rockfish coastwide.

Moved by: Rod Moore

Seconded by: Frank Warrens

Motion 49 passed. Mr. Anderson and Dr. Freese voted no.

Motion 50: Adopt as final the preliminary actions that were taken under Agenda Item H.4., as well as the recommendations shown in page 4 of the Agenda Item H.13.b, Supplemental GMT Report, except as superseded by Motion 49.

Moved by: Rod Moore

Seconded by: Frank Warrens

Motion 50 passed.