

Amndmnt 1: Amend the motion to reflect on page 1 under (b) allocations, that the California sport fishery receives 1 percent for 2014 and on page 3 (vi) California subarea: the sport fishery subarea is allocated 1 percent for 2014. Also include that the Council will continue to address South of Humbug issues, including allocation, for potential changes in 2015.

Moved by: Gway Kirchner

Seconded by: Jeff Feldner

Amdmt 1a: Replace “South of Humbug” with “California.”

Moved by: Dan Wolford

Seconded by: Buzz Brizendine

Amendment 1a carried unanimously. Amendment 1, as amended, carried unanimously. Motion 5, as amended, carried unanimously.

Motion 6: Select the following set of action alternatives from Table 2-1 of Attachment 3 to Agenda Item E.2.a as the final preferred alternatives: 1B, 2B, 2D, 3B (with the exception of 18060002 (Pajaro)), 3C, 4B, 5B, 6B, 6D, 7B, 8B, 9B-9F, 10B, 10C, 11B, 11C1-11C9, 12B, and 13B (Agenda Item E.2.e, Supplemental NMFS Motion in Writing) with the table summarized in that attachment.

Moved by: Bob Turner

Seconded by: Rich Lincoln

Amndmnt 1: Add Lower Crab Creek Hydrologic unit 17020015 to the Chinook salmon freshwater EFH (2B) and substitute the words “48° N. latitude” for “Cape Flattery” in 7B (Marine & Estuarine EFH).

Moved by: Phil Anderson

Seconded by: Rich Lincoln

Amendment 1 carried unanimously.

Amndmnt 2: Strike “six” and replace it with “five” under 3B, Coho Salmon freshwater EFH.

Moved by: Dave Ortmann

Seconded by: Rich Lincoln

Amendment 2 carried unanimously.

Amndmnt 3: Add 11C10 “coal export terminal facilities” under non-fishing activities that may adversely affect EFH.

Moved by: Jeff Feldner

Seconded by: Gway Kirchner

Amendment 3 carried (Mr. Turner abstained). Motion 6, as amended, carried unanimously.

Motion 7: Approve the review calendar as shown in Agenda Item G.2.a, Attachment 1 with the following changes:

Add the following to the month of April:

1. Consider a draft range of alternatives for the ownership and control of the limited entry sablefish tier permit issue as recommended in Agenda Item

G.2.b, Supplemental GAP Report, for public review, with a preliminary analysis for that item and additional analysis to support the Council's decision for allowing trawl and fixed gear permits on a vessel at the same time.

Add to the month of June:

2. Adopt a final preferred alternative to address the ownership and control issue of permits.

Moved by: Michele Culver
Motion 7 carried unanimously.

Seconded by: Rich Lincoln

Motion 8: Adopt the inseason adjustment recommendations of the GMT as shown in Agenda Item G.5.b, Supplemental GMT Report, Table 2, page 4, in Alternative 2 for all three sectors (Limited Entry North, Open Access North, and Open Access South).

Moved by: Dale Myer
Motion 8 carried unanimously.

Seconded by: Michele Culver

Motion 9: Adopt the recommendation from Agenda Item G.5.b, Supplemental GAP Report, page 3, to increase to 1,000 lbs for the 2-month period for deeper nearshore rockfish south of 40° 10' N. latitude in Period 6 (November and December).

Moved by: Marci Yaremko
Motion 9 carried unanimously.

Seconded by: Dan Wolford

Motion 10: Recommend that NMFS issue 10 percent of the eligible surplus carryover of petrale sole from 2012 to 2013.

Moved by: Michele Culver
Motion 10 carried (Mr. Lockhart abstained).

Seconded by: Dave Ortmann

Motion 11: Approve the following stock assessments: aurora, rougheye, blackspotted, shortspine thornyhead, longspine thornyhead, and cowcod; and include the recommendation by the SSC relative to the China rockfish, and include in the SSC's review of data-moderate assessments for nearshore rockfish species that they consider having the stock assessments for brown and copper rockfish truncated at 42° N. latitude.

Moved by: Michele Culver
Motion 11 carried unanimously.

Seconded by: Marci Yaremko

Motion 12: Adopt the recommendations of the SSC regarding the Pacific sanddab assessment contained in Agenda Item G.3.b, Supplemental SSC Report.

Moved by: Marci Yaremko
Motion 12 carried unanimously.

Seconded by: David Crabbe

Motion 13: Adopt the table on pages 3, 4, and 5 of Agenda Item H.1.b, Supplemental Legislative Committee Report as Council priority assignments at this time.

Moved by: Dave Hanson

Seconded by: Dan Wolford

Amndmnt 1: Remove the items that the Legislative Committee recommends dropping in Agenda Item H.1.b, Supplemental LC Report. Remove items 3, 6, 9, 10, 13, 15, 16, 17, 18, 19, 20, 22, and 26.

Moved by: Michele Culver

Seconded by: Gway Kirchner

Amndmnt 1a: Include the language in Agenda Item H.1.c, Supplemental GAP Report that reads “address social and economic issues (e.g., “possible to practicable” in MSA Section 304(e)(4)(A)(i)).

Moved by: Gway Kirchner

Seconded by:

Amendment was withdrawn before second.

Amndmnt 2: (As a substitute amendment to Amendment 1) Insert after “as” - “well as items outlined by committees under Agenda Item H.1.c, as well as those items contained in Agenda Item H.1.a, Attachment 1 as recommended by Council staff after consultation as potential priority assignments.”

Moved by: Bob Farrell

Seconded by: David Crabbe

Amendment 2 Failed (Mr. Feldner, Mr. Lincoln, Ms. Kirchner, Ms. Culver, Mr. Myer, Mr. Sones, Mr. Ortmann and Ms. Lowman voted no; Mr. Lockhart abstained).

Amendment 1 carried without amendment. Mr. Wolford, Mr. Sones, and Mr. Farrell voted no; Mr. Lockhart abstained.

Amndmnt 3: Include an item 28 that reads “Address social and economic issues (eg. ‘possible’ to practicable’); MSA Section 304 (e)(4)(A)(i).”

Moved by: Gway Kirchner

Seconded by: Jeff Feldner

Amendment 3 carried (Ms. Culver and Mr. Lincoln voted no; Mr. Lockhart abstained).

Amndmnt 4: Include an item 29 to read “better-align and streamline NEPA and MSA Section 304 (i).”

Moved by: Dorothy Lowman

Seconded by: Gway Kirchner

Amendment 4 carried (Mr. Lockhart abstained).

Amndmnt 5: Include an item 30 to provide flexibility in requirements and qualifications for observers. This relates to MSA Title IV Fishery Monitoring and Research.

Moved by: Dan Wolford Seconded by: Buzz Brizendine
Amendment 5 carried (Mr. Lockhart abstained).

Amndmnt 6: Include items 1, 2, and 3 from the previous substitute motion (Motion 14):

1. In general, the Council views the current MSA as being positive, as it provides significant flexibility to the councils to address fishery management issues on a regional basis.
2. Proposed changes to the MSA should be focused on items that necessitate a change to the MSA to resolve (i.e., those items currently prescribed in the MSA or would benefit from clarification in MSA language).
3. As has been expressed, “the devil’s in the details;” as such, it is difficult for the Council to provide many specific changes at this time. in terms of providing guidance to the CCC.

Moved by: Michele Culver Seconded by: Rich Lincoln
Amendment 6 carried (Mr. Lockhart abstained).

Amndmnt 7: Remove the requirement for three candidate names (for each appointment) under MSA Section 302(b)(5).

Moved by: Bob Farrell Seconded by: David Crabbe
Amendment 7 was withdrawn with consent of the second.
Motion 13, as amended, carried (Mr. Farrell and Mr. Lincoln voted no; Mr. Lockhart abstained).

Motion 14: (As a substitute to Motion 13) Approve the recommendations of the Legislative Committee for the buyback loan bills and the international highly migratory species (HMS) fisheries bills as described in Agenda Item H.1.b, Supplemental Legislative Committee Report; and with regard to the Magnuson-Stevens Act (MSA) reauthorization, that the Council and its representatives at the Council Coordination Committee (CCC) meeting communicate and express the following:

1. In general, the Council views the current MSA as being positive as it provides significant flexibility to the councils to address fishery management issues on a regional basis.
2. Proposed changes to the MSA should be focused on items that necessitate a change to the MSA to resolve (i.e., those items currently prescribed in the MSA or would benefit from clarification in MSA language).
3. As has been expressed, “the devil’s in the details;” as such, it is difficult for the Council to provide many specific changes at this time.
4. Move forward with providing the interpretation and comments of the Legislative Committee, Scientific and Statistical Committee, and Salmon Advisory Subpanel with regard to Items 1, 2, 7, and 24 in the Legislative Committee Report.
5. If Council members or staffs are asked what the Council’s views are for items not listed above, then the response should be, “The Council has not developed a position on that.”

Moved by: Michele Culver

Seconded by: Jeff Feldner

Amndmnt 1: Strike part five of the motion.

Moved by: Dave Hanson

Seconded by: Gway Kirchner

Amendment 1 carried (Mr. Myer and Mrs. Culver voted no; Mr. Lockhart abstained).

Amndmnt 2: (Substitute for Amendment 1) Change the wording in #5 so it reads: . . . then the response should be “While the Council has not developed a position on that, we have had discussions and here are some of the things we have talked about.”

Moved by: Dan Wolford

Seconded by: Buzz Brizendine

Amendment 2 was withdrawn with consent of the second.

Amndmnt 3: Add item 27 (IATTC representative from table in LC Report) and the issue from Agenda Item H.1.c, Supplemental GAP Report, identified on page 1, that reads “address social and economic issues (e.g., “possible” to “practicable”) in MSA Section 304(e)(4)(A)(i).

Moved by: Gway Kirchner

Seconded by: David Crabbe

Amendment 3 carried (Mr. Lincoln voted no, Mr. Lockhart abstained).

Motion 14 failed (Mr. Brizendine, Mr. Farrell, Mr. Crabbe, Mr. Sones, Mr. Ortmann, Mr. Wolford, and Ms. Lowman voted no, Mr. Lockhart abstained).

Motion 15: Send a letter to Congress Member Herrera-Beutler, Senator Cantwell, and any other congressional members that should request input regarding HR. 2646 and S. 1275, including the four bullets on page 1 of Agenda Item H.1.b, Supplemental LC Report.

Moved by: Dale Myer

Seconded by: Gway Kirchner

Motion 15 carried (Mr. Lockhart abstained).

Motion 16: Upon receiving a request for comment, direct the Executive Director (to write a letter) to speak to HR. 69 and S. 269 stating the Council’s interest in this seat (on the IATTC).

Moved by: Buzz Brizendine

Seconded by: David Sones

Motion 16 carried (Mr. Lockhart abstained).

Motion 17: Regarding off-year science improvements for the next groundfish management cycle, adopt the recommendations as shown in Agenda Item G.4.c, Supplemental SSC Report relative to priority workshops; Agenda Item G.4.c, Supplemental GMT Report (with regard to) spatial analysis of exploitation, (and) support ongoing socio-economic discussions between the GMT and SSC.

Moved by: Michele Culver

Seconded by: Rich Lincoln

Amndmnt 1: Include the research into the Cowcod Conservation Area using non-extractive methods to assess the population.

Moved By: Dan Wolford

Seconded by: Marci Yaremko

Amndmnt 1a: Strike “Cowcod Conservation Area,” and replace it with “non-trawlable area” and add “hook-and-line survey methods” after non-extractive.

Moved By: Troy Buell

Seconded by: Jeff Feldner

Amendment 1a carried unanimously. Amendment 1, as amended, carried unanimously.

Amndmnt 2: All advisory body reports provided to the Council be submitted to NWFSC for consideration by staff.

Moved by: Marci Yaremko

Seconded by: Buzz Brizendine

Amendment 2 carried unanimously. Motion 17, as amended, carried unanimously.

Motion 18: Reconfirmed the Final Preferred Alternative (Alternative 1) shown in Agenda Item G.6.b, Draft EA.

Moved by: Gway Kirchner

Seconded by: Jeff Feldner

Motion 18 carried (Ms. Culver and Mr. Lincoln voted no, Mr. Lockhart abstained).

Motion 19: Adopt Alternative 2 in Agenda item G.6.b, Draft EA. (Substitute motion to Motion 18).

Moved by: Michele Culver

Seconded by: Rich Lincoln

Motion 19 failed (Mr. Myer, Mr. Wolford, Mr. Crabbe, Mr. Pollard, Mr. Feldner, Mr. Sones, Mr. Brizendine, Mr. Farrell, Mr. Ortmann, and Ms. Kirchner voted no; Mr. Lockhart abstained).

Motion 20: Adopt the 2015-2016 OFLs, stock categories, and sigma values recommended by the SSC (Agenda Item G.7.b, Supplemental SSC Report).

Moved by: Marci Yaremko

Seconded by: David Crabbe

Motion 20 carried unanimously.

Motion 21: Adopt the F_{SPR} 50 percent as the default proxy fishing mortality rate for elasmobranchs as recommended by the SSC, and that the B_0 workshop in 2014 include a discussion about the B_{MSY} proxy for elasmobranchs.

Moved by: Michele Culver

Seconded by: Rich Lincoln

Motion 21 carried unanimously.

Motion 22: Adopt for 2015-2016 a preliminary range (updated values for longspine and shortspine thornyhead) of 0.25 and 0.45 for ABCs for all species for analysis (Agenda Item G.7.a, Supplemental Attachment 5), and the default P* for 2013/2014 for spiny dogfish, other flatfish, and sablefish.

Moved by: Michele Culver Seconded by: Rich Lincoln
Motion 22 carried unanimously.

Motion 23: Defer further consideration of the “in or out of the fishery” question (except for consideration for the other fish complex), restructuring slope rockfish, shelf rockfish, and other flatfish, to the 2017-2018 specifications cycle. For the other fish complex, adopt for public review the range of alternatives contained in Agenda Item G.8.b, Supplemental GMT Report 7.

Moved by: Troy Buell Seconded by: Marci Yaremko

Amndmnt 1: Following “restructuring” strike out “slope rockfish.” In the second sentence add “and slope rockfish complexes” after “other fish” (refer to Agenda Item G.8.b, Supplemental GMT Reports 5 and 7).

Moved by: Michele Culver Seconded by: Rich Lincoln

Amendment 1 failed (Mr. Ortmann, Mr. Wolford, Ms. Yaremko, Mr. Feldner, Mr. Brizendine, Mr. Crabbe, Mr. Pollard, and Mr. Buell voted no).

Motion 23 carried (Mr. Lockhart, Mr. Wolford, and Ms. Culver voted no).

Motion 24: Add an alternative to be considered for 2015-2016 management that would require the use of an excluder device for roughey rockfish for the trawl fishery when fishing seaward of the RCA.

Moved by: Michele Culver Seconded by: Rich Lincoln
Motion 24 carried unanimously.

Motion 25: In the biennial specifications process, direct management entities and advisory bodies to continue examining the prospective use of harvest guidelines within a complex to manage harvests of individual species.

Moved by: Marci Yaremko Seconded by: Buzz Brizendine
Motion 25 carried unanimously.

Motion 26: Adopt the updated List of Fisheries contained in Agenda Item I.1.a, Attachment 1, Ecosystem Workgroup Report, with the addition of the recommendations in Agenda Item I.1.b, Supplemental GAP Report.

Moved by: David Crabbe Seconded by: Buzz Brizendine

Amndmnt 1: At the end of the original motion insert “do not include crab loop for Dungeness crab fisheries for the State of Washington.”

Moved by: Michele Culver Seconded by: Dale Myer
Amendment 1 carried unanimously. Motion 26, as amended, carried unanimously.

Motion 27: Adopt the purpose and need statement for public review as shown in Agenda Item I.2.b, Supplemental Ecosystem Workgroup Report; and adopt the following list of species and identify them as species needing additional protection against development of new unmanaged fisheries:

1. Round and thread herring
2. Mesopelagic fishes
3. Pacific sandlance
4. Pacific saury
5. Silversides
6. Osmerid smelts
7. Pelagic squids, with the exception of Humboldt squid.

Additionally, direct the Ecosystem Workgroup to develop alternatives and analysis of options which would prohibit development of new commercial fisheries on these species groups by way of amending one or more fishery management plans (FMP). These species should be analyzed for FMP inclusion as either ecosystem component species or fishery management unit (FMU) species. The analysis shall include descriptions of existing directed commercial fisheries and existing incidental take levels in other commercial fisheries, and recommendations as to which existing FMPs are best suited for amendment. From the Supplemental Ecosystem Workgroup Report, section E, pages 8 and 9, direct the Ecosystem Workgroup to proceed with bullet items 1, 2, 5, and 6.

Moved by: Gway Kirchner Seconded by: Jeff Feldner

Amndmnt 1: Add item 8 to include eulachon (in the list of species).

Moved by: Rich Lincoln Seconded by: Dale Myer
Amendment 1 was withdrawn with consent of the second.
Motion 27 carried unanimously.

Motion 28: Approve the minutes as provided in Agenda Item H.2.a, Supplemental Attachment 1: Draft April 2013 Minutes of the 218th Session of the Pacific Fishery Management Council.

Moved by: Dave Ortmann Seconded by: Herb Pollard
Motion 28 carried unanimously.

Motion 29: Recommend reappointment of Mr. Phil Anderson to the Joint Management Committee for Pacific Whiting.

Moved by: Dale Myer

Seconded by: Michele Culver

Motion 29 carried unanimously.

Motion 30: Council recommends Ms. Dorothy Lowman to the Departments of State and Commerce to fill the United States Commissioner seat to the Western and Central Pacific Fisheries Commission designated for the Chair or a member of the Pacific Fishery Management Council, effective after the completion of the current annual Commission cycle and in such a manner that there is no gap between the current appointment of Ms. Marija Vojkovich and Ms. Dorothy Lowman. The intent of this recommended synchrony is that this Commission seat not be unfilled at any point in time.

Moved by: Jeff Feldner

Seconded by: Gway Kirchner

Motion 30 carried (Mr. Lockhart abstained).

Motion 31: Appoint a designee from the State of California for those committees currently held by Ms. Vojkovich.

Moved by: Chuck Bonham

Seconded by: Dan Wolford

Motion 31 carried unanimously.

Motion 32: Appoint Captain Robert Puccinelli to the California Department of Fish and Wildlife seat on the Enforcement Consultants.

Moved by: Chuck Bonham

Seconded by: Buzz Brizendine

Motion 32 carried unanimously.

Motion 33: Appoint Lieutenant Cody Dunagan to the U.S. Coast Guard seat on the Enforcement Consultants.

Moved by: Gregg Casad

Seconded by: David Sones

Motion 33 carried unanimously.

Motion 34: Appoint Ms. Jennifer Quan to the WDFW seat on the Habitat Committee.

Moved by: Michele Culver

Seconded by: Dale Myer

Motion 34 carried unanimously.

Motion 35: Appoint Dr. Andrew Cooper to the vacant at-large seat on the Scientific and Statistical Committee.

Moved by: Dan Wolford

Seconded by: David Sones

Motion 35 carried unanimously.

Motion 36: Appoint the following people to seats on the Groundfish Endangered Species Workgroup:

1. NMFS Protected Resources Division: Ms. Alison Agness
2. USFWS: Ms. Laura Todd
3. West Coast Groundfish Observer Program: Dr. Jason Jannot
4. ODFW: Dr. Caren Braby
5. CDFW: Ms. Joanna Grebel
6. WDFW: Mr. Corey Niles
7. Washington Coast Tribal: Mr. Jonathan Scordino
8. Fish Taxa Expert: Dr. Richard Gustafson
9. Sea Turtle Taxa Expert: Dr. Rhema Bjorkland
10. Marine Mammal Taxa Expert: Dr. Brad Hanson
11. Seabird Taxa Expert: Dr. Thomas Good

Moved by: Gway Kirchner

Seconded by: Dan Wolford

Motion 36 carried unanimously.

Motion 37: At their October meeting, the GEM committees review the supplemental EC Report and discuss specifically the two recommendations of:

1. A “phased in approach” starting with mid-water trawl and fixed gear in the first phase; bottom trawl as a separate phase; and
2. A data logger system (e logbook) as a component of the EM program.

Also, for the GEM committees to discuss:

1. How maximized retention could be feasible (i.e., provide specific alternatives for what could be discarded); and
2. With regard to allowing safety discards, to explore limiting tow times to reduce the necessity of safety discards.

And, request the NWFSC to provide a report on how the WCGOP program may move forward with an EM program in place for mid-water trawl, fixed gear, and potentially bottom trawl at the November meeting. Specific questions for the WCGOP are:

1. What level of coverage would be needed to meet biological sampling goals, particularly for rare species, such as yelloweye rockfish?
2. What level of coverage would be needed to assess halibut size and viability?

Moved by: Michele Culver

Seconded by: Rich Lincoln

Motion 37 carried unanimously.