Motion 1: Approve agenda as shown in Agenda Item A.4, March Council Meeting Agenda.
Moved by: Rod Moore Seconded by: Frank Warrens
Motion 1 passed unanimously.

Motion 2: Adopt the TOR (C.1.b, Attachment 1) with the following alterations: remove Appendix C and remove the language on page 6 that references appendix C; adopt as a separate item the supplemental SSC Report Table as revised by Mr. Burner.
Moved by: Marija Vojkovich Seconded by: Kathy Fosmark

Amdmnt#1: Include a description of the reviewers in the TOR.
Moved by: Phil Anderson Seconded by: Dale Myer
Amendment #1 to Motion 2 passed unanimously.

Amdmnt#2: Include all recommendations listed in Agenda Item C.1.c, Supplemental Revised SSC Report.
Moved by: Rod Moore Seconded by: Frank Warrens
Amendment #2 to Motion 2 passed unanimously.
Main Motion 2 passed unanimously as twice amended.

Motion 3: Adopt for public review the EFP’s found in Agenda Item C.2.a, Attachment 1 and Agenda Item C.2.a, Attachment 2; and that it be made clear in the supporting documents that it is the desire to have a single EFP for Cape Flattery to Monterey Bay.
Moved by: Phil Anderson Seconded by: Dale Myer
Motion 3 passed unanimously.

Motion 4: For the 2009 harvest guideline set-aside for research, change the set aside amount from 1,200 mt to 2,400 mt; designate the unused portion to be rolled back into the directed fishery.
Moved by: Phil Anderson Seconded by: Rod Moore
Motion 4 passed unanimously.

Motion 5: Accept the abundance forecasts in Preaseason Report I for use in modeling fisheries in 2009.
Moved by: Marija Vojkovich Seconded by: Frank Lockhart
Motion 5 passed unanimously.
Motion 6:  Adopt for public review the options for incidental catch regulations in the non-Indian salmon troll fishery as shown in Agenda Item F.2.b, Supplemental SAS Report:

Option 1: Status quo: Beginning May 1, license holders may land no more than one Pacific halibut per each three Chinook, except one Pacific halibut may be landed without meeting the ratio requirement, and no more than 35 halibut per open period.

Option 2: Beginning May 1, license holders may land no more than one Pacific halibut per each two Chinook, except three Pacific halibut may be landed without meeting the ratio requirement, and no more than 35 halibut per open period.

Moved by:  Phil Anderson  Seconded by:  Dale Myer
Motion 6 passed unanimously.

Motion 7:  Adopt for public review a range of landing restrictions for Pacific halibut retention in the non-Indian commercial sablefish fishery as listed in Agenda Item F.2.b, Supplemental GAP Report; with the addition of a third option limiting landings to no more than 100 pounds dressed weight per trip.

Moved by:  Phil Anderson  Seconded by:  Dale Myer
Motion 7 passed unanimously.

Motion 8:  Adopt, consistent with the SSC’s recommendation for management of Pacific whiting in 2009, the SS3 based Pacific whiting assessment as representing the best scientific information for managing the 2009 whiting fishery.

Moved by:  Phil Anderson  Seconded by:  Frank Lockhart
Motion 8 passed unanimously.

Motion 9:  Adopt the coastwide ABC for Pacific whiting of 253,582 mt.

Moved by:  Phil Anderson  Seconded by:  Rod Moore
Motion 9 passed unanimously.

Motion 10:  For Pacific Whiting, adopt a coastwide OY of 184,000 mt.

Moved by:  Phil Anderson  Seconded by:  Marija Vojkovich
Motion 10 passed unanimously.

Motion 11:  For the 2009 whiting fishery, adopt a set-aside of 4,000 mt for research fish and incidental catch of whiting in non-tribal, nontreaty fisheries.

Moved by:  Rod Moore  Seconded by:  Frank Warrens
Motion 11 passed unanimously.
**Motion 12:** Recommend NMFS roll-over 18,211 mt from the original amount of tribal whiting into the non-Indian fleet (difference between 42,000 mt and 23,789 mt).

Moved by: Phil Anderson  
Seconded by: Rod Moore  
Motion 12 passed. Mr. David Sones recused.

**Motion 13:** For the non-tribal whiting fishery relative to the widow bycatch issue – remove 5% of the widow rockfish amount specified in the GMT score card from each of the non-tribal whiting fishery sectors – about 22.97 mt and treat that as a buffer for management uncertainty.

Moved by: Dale Myer  
Seconded by: Mark Cedergreen

Amdt #1: Have the non-tribal whiting fishery cap for widow be set at 396 mt; divided proportionately in the same manner whiting is distributed among the 3 sectors.

Moved by: Rod Moore  
Seconded by: Frank Warrens  
Amendment #1 to Motion 13 failed. Mr. Moore, Mr. Myer, Mr. Cedergreen, and Mr. Williams voted yes; all the rest voted no.

Main Motion 13 failed. Only Mr. Myer voted yes on the main motion.

**Motion 14:** Set the bycatch cap in the whiting fishery (nontribal) at 35 mt for darkblotched and 275 mt for widow.

Moved by: Rod Moore  
Seconded by: Dale Myer  
Motion not voted on.

**Motion 15:** Substitute the following motion for Motion 14: Set the bycatch caps in the whiting fishery (nontribal) for darkblotched at 25 mt and widow at 250 mt.

Moved by: Phil Anderson  
Seconded by: Marija Vojkovich  
Motion 15 passed. Mr. Myer, Mr. Sones, and Ms. Fosmark voted no.

**Motion 16:** Adopt eligibility criteria for the trawl rationalization program consistent with the MSA regulatory language and implementing language found in Groundfish Fishery Management Plan Amendment 6 (Supplemental Attachment 10).

Moved by: Marija Vojkovich  
Seconded by: Frank Lockhart  
Motion 16 passed unanimously.

**Motion 17:** Delete the owner on board requirements and use-it-or-lose-it requirement from further consideration.

Moved by: Dave Hanson  
Seconded by: Rod Moore  
Motion 17 passed unanimously.
Motion 18: Instruct Council staff to present at the April meeting, options for defining what a CFA is for the purpose of soliciting comments from advisory bodies and public; with possible final action in June.

Moved by: Rod Moore Seconded by: Dave Hanson
Motion 18 not voted on.

Motion 19: Substitute motion to direct Council staff to define CFAs and the guidelines under which the CFA would operate and use the proposal that is in public comment from The Nature Conservancy as a baseline to start with; with the intent that the definitions and guidelines are completed by the time the whole program is adopted in the final rule.

Moved by: Marija Vojkovich Seconded by: Dan Wolford

Amendment #1: Include the guidance contained in the NOAA technical memorandum on design and use of LAPPs.

Moved by: Frank Lockhart Seconded by: Dale Myer
Amendment to Motion 19 passed unanimously.
Main Motion 19 passed unanimously.

Motion 20: Using Agenda Item G.4.b, Supplemental WDFW Report 1, adopt the following to clarify Motion #4 from the November meeting: IFQ is required for all species, except: longspine S. of 34°27'; minor nearshore rockfish (N & S); black rockfish (WOC); CA scorpionfish; cabezon; kelp greenling; shortbelly rockfish; other rockfish; spiny dogfish. The catches of these species would be accounted for and tracked against the overall OY”.

Moved by: Michele Culver Seconded by: Rod Moore
Motion 20 passed unanimously.

Motion 21: Adopt for the at-sea whiting sectors, the species requiring IFQ would be: whiting, widow, canary, and darkblotched rockfish, and Pacific ocean perch. The catches of all other groundfish species would be accounted for and tracked against the overall OY.

Moved by: Michele Culver Seconded by: Dale Myer
Motion 21 passed unanimously.

Motion 22: Use one latitudinal area south of 40°10’ N. latitude to make a finer area bycatch rate for the initial allocation of overfished species.

Moved by: Marija Vojkovich Seconded by: Kathy Fosmark
Motion 22 passed unanimously.

Motion 23: Relative to the allocation of Pacific halibut south of 40°10’ N. latitude, establish a geographic set-aside and monitor the catch accordingly.
Motion 24:  Adopt a similar action for halibut south of 40°10’ N. latitude to specify a set-aside for the at sea whiting sectors; and have staff look at an appropriate poundage set aside to accommodate sector catches vs. single sector catches.

Moved by:  Michele Culver  Seconded by:  Dale Myer
Motion 24 passed unanimously.

Motion 25:  Using page 2 of Agenda Item G.3.c, Supplemental WDFW Report 1, Motion # 5 from November 2008 Council meeting, to clarify the intent of Option 2 – that it is an equal division of the buyback permits’ pool of QS for all groundfish, except overfished species, among all qualifying permits plus allocation of the remaining QS based on each permit’s history. This would include all A permit holders in the shoreside and mothership sectors, but not the catcher/processor sector.

Moved by:  Michele Culver  Seconded by:  Mark Cedergreen
Motion 25 passed unanimously.

Motion 26:  Using Agenda Item G.3.c, Supplemental Revised WDFW Report 2, relative to the halibut IBQ, establish a limit for total Pacific halibut bycatch mortality (legal-sized and sublegal fish) through the use of an IBQ in the trawl fishery. The initial amount for the first two years of the trawl rationalization program would be calculated by taking 15% of the Area 2A Total Constant Exploitation Yield (CEY) as set by the International Pacific Halibut Commission (IPHC) for the previous year not to exceed 130,000 lbs per year for total mortality. Beginning with the third year of implementation, the maximum amount set aside for the trawl rationalization program would be reduced to 100,000 lbs per year for total mortality. This amount may be adjusted downward through the biennial specifications process for future years. The motion would be preliminary action, brought up through the intersector allocation process.

Moved by:  Michele Culver  Seconded by:  Mark Cedergreen
Motion 26 passed unanimously.

Motion 27:  Approve a Preliminary Preferred Alternative on accumulation limits for final action in June as follows:

<table>
<thead>
<tr>
<th>Non-whiting Groundfish Species Aggregate Limit</th>
</tr>
</thead>
<tbody>
<tr>
<td>• Set the Control Limit to 2.7% (GAP recommended)</td>
</tr>
<tr>
<td>• Set a Vessel Limit of 3.2% to ensure a minimum number of boats (this is the mid-point of the available options).</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Control Limit for Non-overfished species</th>
</tr>
</thead>
<tbody>
<tr>
<td>• Adopt GMT recommended control limits; where a range is present, adopt the low end of the range, except for the following</td>
</tr>
</tbody>
</table>
### Voting Log

March 2009 (197th Council Meeting)

<table>
<thead>
<tr>
<th>Species</th>
<th>Control Limit</th>
<th>Species</th>
<th>Control Limit</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lingcod – coastwide</td>
<td>2.5%</td>
<td>Minor rockfish (n) -slope</td>
<td>5%</td>
</tr>
<tr>
<td>Pacific cod</td>
<td>12%</td>
<td>Minor rockfish (s) -shelf</td>
<td>9%</td>
</tr>
<tr>
<td>Pacific whiting (Shoreside)</td>
<td>15%</td>
<td>Minor rockfish (s) -slope</td>
<td>6%</td>
</tr>
<tr>
<td>Sablefish (s 36)</td>
<td>10%</td>
<td>Dover sole</td>
<td>2.6%</td>
</tr>
<tr>
<td>Shortspine (s 34’27)</td>
<td>6%</td>
<td>Arrowtooth flounder</td>
<td>10%</td>
</tr>
<tr>
<td>Minor rockfish (n) -shelf</td>
<td>5%</td>
<td>Other fish</td>
<td>5%</td>
</tr>
</tbody>
</table>

### Vessel Limit for Non-overfished species
- 1.5 times the control limit with the following exceptions

<table>
<thead>
<tr>
<th>Species</th>
<th>Vessel Usage Limit</th>
<th>Species</th>
<th>Vessel Usage Limit</th>
</tr>
</thead>
<tbody>
<tr>
<td>Pacific cod</td>
<td>20%</td>
<td>Arrowtooth flounder</td>
<td>20%</td>
</tr>
<tr>
<td>Pacific whiting (Shoreside)</td>
<td>15%</td>
<td>Starry Flounder</td>
<td>20%</td>
</tr>
</tbody>
</table>

### Halibut IBQ
- Analyze a control limit range for quota share from 1-8%
- Analyze a vessel usage limit equal to control, up to 1.5 times control with a maximum of 10%

### Overfished species
For vessel limits, analyze:
- Set vessel limit (QP) = control limit (QS)
- Set vessel limit (QP) greater than control limit (QS); with vessel limits 1.5 times the control limit but not to exceed 10%

Control limits:
- POP = 3.3% (GAP)
- Darkblotched rockfish = 2.0% (GAP)
- Widow = 2.5% (GAP)
- Canary rockfish = 5.2% (GAP)
- Bocaccio rockfish = 7.5% = 50% of GAP
- Yelloweye rockfish = 2.6% = 50% of GAP
- Cowcod = 10% = 50% of GAP

Task the GMT with analyzing the options in the GMT reports under Agenda Item G.4 and with exploring any additional options for control and vessel limits, with results to be made available for the May GAC meeting.
<table>
<thead>
<tr>
<th>Species Category</th>
<th>Preliminary Preferred Alternative</th>
<th>GMT Control Limits Identified in GMT Report</th>
<th>GAP Vessel Limit</th>
<th>GAP Control Limit</th>
</tr>
</thead>
<tbody>
<tr>
<td>Nonwhiting Groundfish Species</td>
<td>Vess Lim* 3.2% Cntrl Lim 2.7%</td>
<td>None</td>
<td>2.7%</td>
<td></td>
</tr>
<tr>
<td>Lingcod - coastwide</td>
<td>3.2% 2.5%</td>
<td>3.8%</td>
<td>2.5%</td>
<td></td>
</tr>
<tr>
<td>Pacific Cod</td>
<td>20.0% 12.0%</td>
<td>20%</td>
<td>20.0%</td>
<td>12.0%</td>
</tr>
<tr>
<td>Pacific whiting (shoreside)</td>
<td>15.0% 15.0%</td>
<td>15.0%</td>
<td>15.0%</td>
<td>10.0%</td>
</tr>
<tr>
<td>Pacific whiting (mothership)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Sablefish N. of 36° (Monterey north)</td>
<td>4.5% 3.0%</td>
<td>3%</td>
<td>4.5%</td>
<td>3.0%</td>
</tr>
<tr>
<td>S. of 36° (Conception area)</td>
<td>15.0% 10.0%</td>
<td>15.0%</td>
<td>10.0%</td>
<td></td>
</tr>
<tr>
<td>PACIFIC OCEAN PERCH*</td>
<td>5.0% 3.3%</td>
<td>3.3%</td>
<td>3.3%</td>
<td></td>
</tr>
<tr>
<td>WIDOW ROCKFISH*</td>
<td>3.8% 2.5%</td>
<td>2.5%</td>
<td>2.5%</td>
<td></td>
</tr>
<tr>
<td>CANARY ROCKFISH*</td>
<td>7.8% 5.2%</td>
<td>5.2%</td>
<td>5.2%</td>
<td></td>
</tr>
<tr>
<td>Chilipepper Rockfish</td>
<td>15.0% 10.0%</td>
<td>10%</td>
<td>15.0%</td>
<td>10.0%</td>
</tr>
<tr>
<td>BOCACCIO*</td>
<td>10.0% 7.5%</td>
<td></td>
<td></td>
<td>15.0%</td>
</tr>
<tr>
<td>Splitnose Rockfish</td>
<td>15.0% 10.0%</td>
<td>10%</td>
<td>15.0%</td>
<td>10.0%</td>
</tr>
<tr>
<td>Yellowtail Rockfish</td>
<td>7.5% 5.0%</td>
<td>5%</td>
<td>7.5%</td>
<td>5.0%</td>
</tr>
<tr>
<td>Shortspine Thornyhead</td>
<td>N. of 34°27' 9.0% 6.0% 6%-10%</td>
<td>9.0%</td>
<td>6.0%</td>
<td></td>
</tr>
<tr>
<td>S. of 34°27'</td>
<td>9.0% 6.0%</td>
<td>9.0%</td>
<td>6.0%</td>
<td></td>
</tr>
<tr>
<td>Longspine Thornyhead</td>
<td>N. of 34°27' 9.0% 6.0% 6%-10%</td>
<td>9.0%</td>
<td>6.0%</td>
<td></td>
</tr>
<tr>
<td>COWCOD*</td>
<td>10.0% 10.0%</td>
<td>20.0%</td>
<td>20.0%</td>
<td></td>
</tr>
<tr>
<td>DARKBLOTCHED*</td>
<td>3.0% 2.0%</td>
<td>2.0%</td>
<td>2.0%</td>
<td></td>
</tr>
<tr>
<td>YELLOWEYE*</td>
<td>3.9% 2.6%</td>
<td>5.2%</td>
<td>5.2%</td>
<td></td>
</tr>
<tr>
<td>Minor Rockfish North</td>
<td>Shelf Species 7.5% 5.0%</td>
<td>7.5%</td>
<td>5.0%</td>
<td></td>
</tr>
<tr>
<td>Slope Species</td>
<td>7.5% 5.0%</td>
<td>7.5%</td>
<td>5.0%</td>
<td></td>
</tr>
<tr>
<td>Minor Rockfish South</td>
<td>Shelf Species 13.5% 9.0%</td>
<td>13.5%</td>
<td>9.0%</td>
<td></td>
</tr>
<tr>
<td>Slope Species</td>
<td>9.0% 6.0%</td>
<td>6%-10%</td>
<td>13.5%</td>
<td>9.0%</td>
</tr>
<tr>
<td>Dover sole</td>
<td>3.9% 2.6%</td>
<td>5%</td>
<td>3.9%</td>
<td>2.6%</td>
</tr>
<tr>
<td>English Sole</td>
<td>7.5% 5.0%</td>
<td>5%</td>
<td>7.5%</td>
<td>5.0%</td>
</tr>
<tr>
<td>Petrale Sole</td>
<td>4.5% 3.0%</td>
<td>3%</td>
<td>4.5%</td>
<td>3.0%</td>
</tr>
<tr>
<td>Arrowtooth Flounder</td>
<td>20.0% 10.0%</td>
<td>10%+</td>
<td>20.0%</td>
<td>10.0%</td>
</tr>
<tr>
<td>Starry Flounder</td>
<td>20.0% 10.0%</td>
<td>10%+</td>
<td>30.0%</td>
<td>15.0%</td>
</tr>
<tr>
<td>Other Flatfish</td>
<td>15.0% 10.0%</td>
<td>10%+</td>
<td>15.0%</td>
<td>10.0%</td>
</tr>
<tr>
<td>Other Fish</td>
<td>7.5% 5.0%</td>
<td>7.5%</td>
<td>5%</td>
<td></td>
</tr>
</tbody>
</table>

Moved by: Rod Moore
Seconded by: Frank Warrens

Amdmnt#1: Make this the final adoption of the accumulation and control limits as shown in Agenda Item G.4.d, Supplemental Motion in Writing, with the exception of the halibut IBQ, which should be forwarded for determination in June and drop the tasking of the GMT for analyzing other options.
The vote on Amendment #1 to Motion 27 was a roll call vote with the following people voting no: Mr. Sones, Mr. Moore, Ms. Fosmark, Ms. Culver, Mr. Steve Williams, and Mr. Warrens. The vote was 7 yes and 6 no; Chairman Hansen voted yes, so Amendment #1 to Motion 27 passed with Chairman Hansen’s yes vote.

Amdmnt#2: Analyze impacts of accumulations on CFA and communities and include a divesture period of 3 years.

Moved by: Kathy Fosmark Seconded by: Frank Warrens
Amendment #2 withdrawn and not voted on.

Amdmnt#3: Identify canary rockfish as a preliminary preferred alternative and not a final alternative.

Moved by: Michele Culver Seconded by: Mark Cedergreen
Amendment #3 to Motion 27 passed; Mr. Wolford voted no.

Amdmnt#4: Under the category of pacific whiting shoreside strike 15% and replace it with 10% in the column of control limits.

Moved by: Dale Myer Seconded by: Mark Cedergreen
Amendment #4 to Motion 27 passed, Mr. Warrens and Mr. Moore voted no.

Main Motion 27 passed as amended. Mr. Moore voted no.
[This motion later reconsidered and amended see Motions 41 and 42]

Motion 28: Adopt the following: that the Council declare its intent to allow CFAs to own or control more QS and/or QP than may otherwise be allowed under the ownership control and accumulation limits of the non-whiting trawl rationalization program and direct Council staff to develop mechanisms for Council consideration. Analysis of various mechanisms should proceed only for CFAs and final adoption of that mechanism and or any limits for CFAs will take place at the June Council 2009 meeting. In the analysis the Council staff should take into consideration how the CFA definition might assist in preventing “excessive control”. The intent of this motion is to have all of the provisions governing CFAs implemented along with all of the other provisions of the trawl rationalization program and at the same time.

Moved by: Marija Vojkovich Seconded by: Kathy Fosmark

Amdmnt#1: Change the wording to say “to consider allowing CFAs” in the first sentence.

Moved by: Michele Culver Seconded by: Dale Myer
Amendment #1 to Motion 28 passed unanimously.
Main Motion 28 as amended passed unanimously.

Motion 29: Adopt as a final measure, whiting catcher vessel (CV) ownership limits in the mother ship (MS) sector of 20% and a usage limit in the MS sector of 30%.

Moved by: Michele Culver Seconded by: Mark Cedergreen
Motion 29 passed. Ms. Vojkovich voted no. Mr. Myer recused.
Motion 30: Set a period of 3 years for permit holders to divest themselves of quota share that exceeds accumulation limits, and that divestiture can take place in any of the first 3 years following implementation of the program.

Moved by: Kathy Fosmark Seconded by: Marija Vojkovich

Amdmnt#1: Add the language that says “QP associated with QS that are in excess of accumulation limits cannot be used or transferred”.

Moved by: Rod Moore Seconded by: Phil Anderson
Amendment #1 to Motion 30 passed unanimously.

Amdmnt#2: Have the Council take Dr. Hanson’s advice and defer the action on this motion until after the GAC has had time to deal with it and bring to the June meeting (table the motion).

Moved by: Frank Warrens Seconded by: Steve Williams
Amendment #2 to Motion 30 passed. Mr. Moore, Ms. Vojkovich, Mr. Wolford, and Ms. Fosmark voted no.

Motion 31: Apply control limits to QS and vessel use limits to QP. This had been recommended by both the GMT and GAC.

Moved by: Dave Hanson Seconded by: Rod Moore
Motion 31 passed unanimously.

Motion 32: Fix the weighting schemes of trawl allocations of the 2010 OYs for the aggregate limit.

Moved by: Dave Hanson Seconded by: Dan Wolford
Motion 32 passed unanimously.

Motion 33: Recommend staff include in an FMP amendment the major elements in Agenda Item D.6.a, Attachment 2 and the three advisory body reports, Agenda Items D.6.b, Supplemental SSC Report, Supplemental STT Report, and Supplemental SAS Report, and in addition, address the issue of the conservation alert requirement to completely close fisheries impacting the stock by including a de minimis fishery provision. The process should follow the moderate schedule in Attachment 2 with a target completion date of November 2010.

Moved by: Phil Anderson Seconded by: Mark Cedergreen
Motion 33 passed unanimously.

Motions 34 through 36 were made utilizing the Document “Agenda Item D.7.b, Supplemental STT Report, March 12, 2009.”

Motion 34: Adopt options for the area north of Cape Falcon as listed for the recreational and non-Indian commercial salmon fisheries in D.7.b, Supplemental STT Report.

Moved by: Phil Anderson Seconded by: Mark Cedergreen
Motion 34 passed unanimously.
Motion 35: Adopt options for public review as displayed in Agenda Item D.7.b, Supplemental STT Report for the recreational and non-Indian commercial ocean salmon fisheries in the area between Cape Falcon and the Oregon/California border with the following changes:
- Page 4, Cape Falcon to Oregon/California Border commercial fishery, Option I: delete the GSI fishery.
- Pages 10 and 11, Cape Falcon to Humbug Mt. and Humbug Mt. to Oregon/California Border recreational fishery, Option I, first bullet: change the opening date from June 20 to July 1.
- Page 11, Humbug Mt. to Oregon/California Border recreational fishery, Options I, II, and III: eliminate the 2010 fishery opening on March 15.
- Page 13, C.6: delete the second sentence, which limits Oregon State water fisheries to Chinook only.

Moved by: Steve Williams  Seconded by: Frank Warrens
Motion 35 passed. Ms. Vojkovich, Ms. Fosmark and Mr. Wolford voted no.

Motion 36: Adopt options for the area between the OR/CA border and the U.S./Mexico border as listed for both commercial and recreational fisheries.

Moved by: Marija Vojkovich  Seconded by: Kathy Fosmark
Motion 36 passed unanimously.

Motion 37: Adopt the tribal options as shown in Agenda Item D.7.b, Supplemental STT Report.

Moved by: Dave Sones  Seconded by: Phil Anderson
Motion 37 passed unanimously.

Motion 38: Have the Council forward a letter to the California Fish and Game Commission (CFGC) stating the Council is against them allowing an in-river salmon fishery in the Sacramento River.

Moved by: Dan Wolford  Seconded by: Mark Cedergreen
Motion 38 passed unanimously.

Motion 39: Move that the Council approve converting the Open Access Fishery to Federal Permit Management using the Council PPA with the addition of sablefish and lingcod endorsements using the following criteria:
- The current owner of a vessel is eligible for a B permit if that vessel(s) was (were) used to make one or more directed B species open access fishery landings totaling > 100 pounds from federal and/or state waters off the Washington, Oregon or California coasts during the period April 9, 1998-September 13, 2006 (window period) and that at least one directed fishery landing was made during January 1 2004-September 13, 2006;
- A lingcod endorsement will be affixed to a B permit if a vessel qualifies for a B permit and landed >100 pounds of lingcod in any one year during the window period;
- A sablefish endorsement will be affixed to a B permit if a vessel qualifies for a B permit and landed >500 pounds of sablefish in any one year during the window period;
• Allow both a lingcod and a sablefish endorsement to be affixed to a B permit if the vessel qualifies for both endorsements;
• Affix species endorsements permanently to and for sole use with the original B permit and allow directed fishing for the endorsed species in addition to other B species groundfish;
• The endorsement provision is intended to preclude non-endorsed vessels from directly fishing for (targeting) endorsed species, but allow B permitted vessels without endorsements to land incidental amounts of the endorsed species under cumulative landing limits identified during the normal specifications process;
• Vessels that apply for and receive B permits, including any associated species endorsements, would be allowed to take and land B species groundfish using open access gear in amounts specified in Federal groundfish regulations;
• Vessels that do not receive a B permit and that do not possess a Limited Entry (A) permit will be allowed to take and land B species groundfish incidental to fishing for non-groundfish species in amounts specified in Federal groundfish regulations;
• Permits and associated species endorsements are transferable between vessels, including transfer during the first year;
• Allow A and B permits to be used alternately on the same vessel in the same year, but not in the same cumulative limit period. A declaration process is required as part of the A and B provision;
• Establish a process for initial issuance appeals;
• Remove C permit program provisions and provide a mechanism to account for and manage incidental catch of groundfish in these fisheries.

Moved by: Rod Moore Seconded by: Frank Warrens
Motion 39 not voted on.

Motion 40: Substitute that the Council adopt, with one exception, Alternative 2 (the vessel registration alternative on page 35 of Agenda Item G.5.a, Attachment 3) which establishes an annual federal license requirement for vessel owners that intend to participate in the open access groundfish fishery. The one exception would be in the last sentence of the paragraph under Alternative 2 which should read: “However, a vessel owner may apply for an open access license for the following year at any time during the year.”

Moved by: Dan Wolford Seconded by: Kathy Fosmark
Motion 40 passed on a roll call vote. Mr. Moore, Mr. Warrens, Mr. Lockhart, Mr. Williams, and Mr. Ortmann voted no. Mr. Jerry Mallet abstained. 5 no, 7 yes, 1 abstention.

Motion 41: Reconsider the final vote on Motion 27 pertaining to overfished species.

Moved by: Steve Williams Seconded by: Frank Warrens
Motion 41 passed unanimously.

Motion 42: Amend Motion 27 by stating that the vessel limits and control limits of the main motion for overfished rockfish be viewed as preliminary amounts and that the GMT do an analysis of these amounts relative to how they could affect prosecuting an efficient viable groundfish trawl fishery; report back in June the effects of these amounts along with recommendations it may have for other amounts. For purposes of the Council action, the GMT should focus...
its priority in looking at vessel usage limits as they did in their recommendation to us earlier this week understanding that control limits and ownership limits are more of a policy decision.

Moved by: Michele Culver Seconded by: Mark Cedergreen
Motion 42 passed unanimously.
The Main Motion 27, as amended by Motion 42, passed. Mr. Moore voted no.

Motion 43: Have RecFIN committees and appropriate state GMT staff, meet to assess and narrow down the discussion of the risks associated with the “unidentified group of rockfish” so the Council can determine the priorities and further direction on what should take place; and identify priority needs in which revised data might be applied (situation, refine risks, what areas to focus attention on), report back to Council in September, then determine what it might take and how long it might take and when the data might be able to be used in Council management.

Moved by: Marija Vojkovich Seconded by: Kathy Fosmark

Amdmnt#1: Have the report come back to us in June.

Moved by: Rod Moore Seconded by: Frank Warrens
Amendment #1 to Motion 43 failed (6 yes, 7 no). Mr. Wolford, Ms. Vojkovich, Mr. Ortmann, Mr. Mallet, Mr. Cedergreen, Ms. Fosmark, and Chairman Hansen voted no.
Main Motion 43 passed unanimously.

Motion 44: Adopt the Terms of Reference for review of proposed changes to groundfish EFH as shown in Agenda Item G.8.b, EFHRC Report.

Moved by: Mr. Frank Warrens Seconded by: Mr. Rod Moore
Motion 44 passed unanimously.

Motion 45: Appoint Mr. Greg Krutzikowsky to replace Ms. Cyreis Schmitt on the CPSMT.

Moved by: Steve Williams Seconded by: Rod Moore
Motion 45 passed unanimously.

Motion 46: Appoint Mr. Shems Jud to the Conservation position on the GAP (formerly held by Dr. Stephen Barrager).

Moved by: Steve Williams Seconded by: Rod Moore
Motion 46 passed unanimously.

Motion 47: Appoint Dr. Kevin Piner to replace Dr. Suzanne Kohin on the HMSMT.

Moved by: Frank Lockhart Seconded by: Kathy Fosmark
Motion 47 passed unanimously.
Motion 48: Appoint Dr. Thomas Helser to replace Mr. Dell Simmons on the MEW.

Moved by: Frank Lockhart  Seconded by: Kathy Fosmark
Motion 48 passed unanimously.

Motion 49: Appoint Mr. Thomas Libby to replace Ms. Heather Mann as the processor representative on the GAP.

Moved by: Dale Myer  Seconded by: Rod Moore
Motion 49 passed unanimously.

Motion 50: Appoint Mr. Larry Giese to replace Rhett Weber as the Washington Charter Boat representative on the GAP.

Moved by: Mark Cedergreen  Seconded by: Rod Moore
Motion 50 passed unanimously.

Motion 51: Appoint Mr. Andrew Bornstein as the non-voting Processor representative on the GAC.

Moved by: Rod Moore  Seconded by: Dale Myer
Motion 51 passed unanimously.

Motion 52: Appoint Mr. Joe Schumacker to the EFHRC. Ms. Culver seconded the motion.

Moved by: David Sones  Seconded by: Michele Culver
Motion 52 passed unanimously.

Motion 53: Approve the March 2008 and November 2008 Council meeting minutes with changes as discussed.

Moved by: Rod Moore  Seconded by: Frank Warrens
Motion 53 passed unanimously.