TRI-STATE ENFORCEMENT REPORT

State enforcement representatives on the Council Enforcement Consultants—Lt. David Anderson (Oregon State Police), Sgt Dan Chadwick (Washington Department of Fish and Wildlife) and Capt. Robert Puccinelli (California Department of Fish and Wildlife)—will provide a tri-state report that will include a review of recent joint efforts.

Council Task:

Discussion.

Reference Materials:

None.

Agenda Order:

a. Agenda Item Overview Jim Seger
b. Tri-State Enforcement Report David Anderson, Dan Chadwick, and Robert Puccinelli
c. Reports and Comments of Advisory Bodies and Management Entities
d. Public Comment
e. Council Action: Discussion and Guidance, as Needed

PFMC
08/19/13
Tri-State Enforcement Report

Agenda Item C.1.b
Supplemental Tri-State Enforcement PowerPoint
September 2013

Lt. David J. Anderson
Asst. Chief Tony Warrington
Sgt. Dan Chadwick
Who Are We?

- General authority police agencies
- Statewide jurisdiction and beyond
- Focus is on natural resource protection
- 600 community based uniformed officers
- Investigative units/Special Ops Teams
- Enforce federal regulations adopted into state law
Tri-State Enforcement Report

At-Sea/In-River Vessel Strength

Patrol vessels are deployed throughout the west coast states where a federal fisheries nexus exists, ranging in size and purpose (offshore, near-shore, and river boats)

- WDFW – 67 vessels, the Corliss is the largest at 56’
- OSP – 47 vessels, the Guardian is the largest at 50’
- CADFG – 126 vessels, the largest is the Blue Fin at 65’
Joint Enforcement Agreement (JEA)

- Authorized by the Magnuson Stevens Management and Conservation Act
- JEAs provide the authority for the states to enforce federal fishery management regulations and to receive funding for such efforts
- 30-Year working relationship with NOAA as ex officio NOAA agents
- Funding began in 2002
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JEA 2012 Priorities

Washington
- Endangered Species
- Groundfish
- North Pacific Halibut
- International Fisheries
- Marine Mammals
- Marine Sanctuaries
- WOC Salmon

Oregon
- Groundfish
- Endangered Species
- North Pacific Halibut
- International Fisheries
- Highly Migratory Sp.
- Marine Mammals

California
- Groundfish
- Salmon/Steelhead
- Marine Sanctuaries
- Marine Mammals
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Endangered Species Act

- Species Protection
- Habitat Protection
  - Illegal mining activity
  - Illegal water diversions
  - Removal/Fill
  - Marijuana Operations
Land Area Affected by Endangered Species Act Listings of Salmon & Steelhead

* 28 distinct population segments: 5 endangered, 23 threatened

* 176,000 sq. miles in Washington, Oregon, Idaho & California

* 61% of Washington’s land area, 55% of Oregon’s, 26% of Idaho’s, & 32% of California’s
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ESA Enforcement Data

Contacts:
- Commercial: 1,286 (974)
- Recreational: 40,976 (24,035)

Enforcement Actions:
- Warnings: 1,967 (1,471)
- Citations: 1,507 (1,193)
- NIC: 1,292
- Custodial Arrests: 26 (12)
- Referrals: 9 (16)
Groundfish

- Overfished/Prohibited Species
- Area Closures – RCAs, Marine Sanctuaries
- Catch Accounting
- Trip Limits
- Gear Restrictions
Groundfish Enforcement Data

Contacts:
- Commercial: 5,371 (3,621)
- Recreational: 25,184 (17,870)

Enforcement Actions:
- Warnings: 1,049 (1,231)
- Citations: 712 (531)
- Arrests: 2 (5)
- Referrals: 10 (17)
- NIC: 188
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Halibut

- Licenses/Permits
- Bag and Possession Limits
- Gear Restrictions
- Closed Time/Area/Fathom Lines
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Halibut Enforcement Data
(WA and OR data)

Contacts:
- Commercial: 352 (1,033)
- Recreational: 1,949 (1,079)

Enforcement Actions:
- Warnings: 146 (141)
- Citations: 63 (51)
- NIC: 62
- Referrals: 2
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International Fisheries/Lacey Act

Two approaches to enforcement:

- On the water patrols
- Market place/shipper inspections
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International/Lacey Enforcement Data

Contacts:
- Commercial: 1,107 (922)
- Dealers Inspected: 890

Enforcement Actions:
- Warnings: 52 (42)
- Citations: 77 (26)
- NIC: 32
- Referrals: (2)
Marine Mammals

**Issues:**
- Unlawful Take
- Harassment
- Stranding

**Contacts:**
- Commercial: 22
- Recreational: 185 (222)

**Enforcement Actions:**
- Warnings: 5 (9)
- Citations: 2 (13)
- NIC: 7
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Marine Sanctuaries
CA/WA

Issues:
- Unlawful Take
- Harassment
- Stranding

Contacts:
- Commercial: 368 (22)
- Recreational: 1,205 (155)

Enforcement Actions:
- Warnings: 39 (21)
- Citations: 27 (10)
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Enforcement Data

Hours:
- Dockside Hours: 35,769
- At-Sea Personnel: 13,124
- Air-Personnel: 148

Contacts:
- Commercial Contacts: 8,569 (7,170)
- Recreational Contacts: 73,051 (48,007)

Enforcement Actions:
- Warnings: 3,573
- Citations: 2,584
- Custodial Arrests: 36
- Not In Compliance: 1,581
- Referrals: 24
Oregon

- 97,131 square miles
- 112,000 miles of streams – 6,000 lakes
- 363 miles of coastline - 72,400 square miles of Pacific Ocean
- In 2012, the ODFW sold 833,144 total angling, hunting, and shellfish licenses
- Population exceeds 3.8 million and is increasing
1981-83 Biennial Actual Program Revenues

$10.9 million Total Funds

ODFW $8,331,971 76%
General Fund $2,369,878 22%
Marine Board $134,428 1%
Misc Receipts $132,601 1%

Authorized FTE = 122
Tri-State Enforcement Report

2013-2015 Biennial Estimated Program Revenues
$40.5 million Total Funds

- ODFW: $23,969,878 (59%)
- General Fund: $2,774,488 (7%)
- Marine Board: $1,907,178 (5%)
- Lottery Funds: $6,812,205 (17%)
- Federal Funds: $2,233,376 (5%)
- Other: $2,821,609 (7%)

Authorized FTE = 118
Tri-State Enforcement Report

Legislative Changes

- GPS Trackers
- Commercial Fishing Offenses
  - Class A Violations when committed with no culpable mental state
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SHB 1200

- Consumer protection measure
- Collaboration between WDFW, WDAG, Commercial fishing / processing industry
- Increases penalties for mislabeling
- Created labeling standard
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