

COUNCIL MEETING RECORD
246th Session of the
Pacific Fishery Management Council
September 6-12, 2018
Doubletree by Hilton Seattle Airport
18740 International Blvd, Seattle, WA 98188

Contents

INTRODUCTION	7
MEETING SUMMARY	8
A. Call to Order [mp3: 9-7-18am1 @0:00:37]	8
1. Opening Remarks – Phil Anderson, Chair.....	8
2. Council Member Appointments – Scott Rumsey [mp3: 9-7-18am1 @0:08:05]	8
3. Roll Call – Mike Burner [mp3: 9-7-18am1 @0:11:22]	8
4. Executive Director’s Report – Mike Burner [mp3: 9-7-18am1 @0:12:36].....	9
5. Agenda – Phil Anderson	9
a. Council Action: Approve Agenda [mp3: 9-7-18am1 @0:32:53]	9
B. Open Comment Period.....	9
1. Comments on Non-Agenda Items – Mike Burner [mp3: 9-7-18am1 @0:34:29]	9
a. Reports and Comments of Management Entities and Advisory Bodies.....	9
b. Agenda item B.1.a, Supplemental Tribal Report 1: Quinault Indian Nation letter of intent to enter into the Northern Anchovy fishery for 2019.....	9
c. Public Comment [mp3: 9-7-18am1 @0:34:37]	9
d. Council Discussion and Comments as Appropriate.....	9
C. Coastal Pelagic Species Management	10
1. Amendment 17: Live Bait Fishery Allowance – Kerry Griffin [mp3: 9-7-18am1 @0:51:41]	10
a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-7- 18am1 @0:54:38]	10
b. Public Comment [mp3: 9-7-18am1 @1:43:18] and [mp3: 9-7-18pm1 @0:01:01]	10
c. Council Action: Adopt a Range of Alternatives and Consider Adoption of a Preliminary Preferred Alternative [mp3: 9-7-18pm1 @0:49:54]	10
D. Habitat.....	11
1. Current Habitat Issues – Jennifer Gilden [mp3: 9-7-18pm2 @0:00:35]	11
a. Report of the Habitat Committee – Eric Wilkins [mp3: 9-7-18pm2 @0:01:05]	11
b. Reports and Comments of Management Entities and Advisory Bodies.....	11
c. Public Comment.....	11
d. Council Action: Consider Habitat Committee Report and Recommendations [mp3: 9-7-18pm2 @0:06:28]	11
E. Salmon Management.....	11

1. Salmon Methodology Review – Final Topic Selection – Robin Ehlke [mp3: 9-7-18pm2 @0:11:16]	11
a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-7-18pm2 @0:15:07]	11
b. Public Comment.....	11
c. Council Action: Identify Priority Projects for Review in 2018 [mp3: 9-7-18pm2 @0:23:58]	11
2. Update on Salmon Rebuilding Plans – Robin Ehlke [mp3: 9-7-18pm2 @0:36:02].....	12
a. Reports and Comments of Management Entities and Advisory Bodies.....	12
b. Public Comment.....	12
c. Council Discussion and Comments as Appropriate [mp3: 9-7-18pm2 @0:46:22]	12
F. Administrative Matters	12
1. Research and Data Needs Document – Final Adoption – John Devore [mp3: 9-7-18pm2 @0:55:21]	12
a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-7-18pm2 @1:01:15]	12
b. Public Comment [mp3: 9-7-18pm2 @1:22:49]	12
c. Council Action: Adopt a Final Research and Data Needs Document [mp3: 9-7-18pm2 @1:33:27]	12
2. Legislative Matters – Jennifer Gilden [mp3: 9-8-18pm2 @0:00:21]	13
a. Report of the Legislative Committee – Dave Hanson [mp3: 9-8-18pm2 @):02:24]	13
b. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-8-18pm2 @0:04:59]	13
c. Public Comment [mp3: 9-8-18pm2 @0:12:40]	13
d. Council Action: Consider Legislative Committee Report and Recommendations [mp3: 9-8-18pm2 @0:21:18]	13
3. Electronic Monitoring Program Review and Cost Allocation Procedural Directive – Brett Wiedoff [mp3: 9-11-18am1 @0:02:11]	14
a. National Marine Fisheries Service Presentation – Brett Alger [mp3: 9-11-18am1 @0:02:15]	14
b. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-11-18am1 @1:04:12]	14
c. Public Comment [mp3: 9-11-18am1 @1:06:47]	14
d. Council Action: Review the Stats of the Electronic Monitoring Program, Provide Guidance on Priority Issues, and Adopt Final Recommendations on the Cost Allocation Procedural Directive [mp3: 9-11-18am1 @1:43:12] and [mp3: 9-11-18am2 @0:00:29]	14
4. Fiscal Matters – Patricia Crouse [mp3: 9-12-18am1 @0:02:23]	14
a. Report of the Budget Committee – Pete Hassemer [mp3: 9-12-18am1 @0:03:09] ...	14
b. Reports and Comments of Management Entities and Advisory Bodies.....	14
c. Public Comment.....	15
d. Council Action: Consider Budget Committee Report and Recommendations [mp3: 9-12-18am1 @0:20:17]	15
5. Approval of Council Meeting Record – Phil Anderson [mp3: 9-12-18am1 @0:26:48] ..	15

a. Council Action: Approve Previous Council Meeting Record [mp3: 9-12-18am1 @0:26:52]	15
6. Membership Appointments and Council Operating Procedure – Mike Burner [mp3: 9-12-18am1 @0:29:58]	15
a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-12-18am1 @0:43:01]	15
b. Public Comment [mp3: 9-12-18am1 @1:03:31]	15
c. Council Action: Consider Appointments to Council Committees and Advisory Bodies; Adopt Changes to Council Operating Procedures [mp3: 9-12-18am1 @1:17:20]	15
7. Future Council Meeting Agenda and Workload Planning – Chuck Tracy [mp3: 9-12-18pm1 @0:00:28]	17
a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-12-18pm1 @0:05:12]	18
b. Public Comment [mp3: 9-12-18pm1 @0:29:18]	18
c. Council Discussion and Guidance on Future Meeting Agenda and Workload Planning [mp3: 9-12-18pm1 @0:41:47]	18
G. Ecosystem Management	18
1. West Coast Ecosystem-Based Fishery Management Roadmap Implementation – Kit Dahl [mp3: 9-8-18am1 @0:02:00]	18
a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-8-18am1 @0:018:41]	18
b. Public Comment [mp3: 9-8-18am1 @0:47:24]	18
c. Council Discussion and Comments as Appropriate [mp3: 9-8-18am1 @1:03:04] ..	19
2. Fishery Ecosystem Plan Five-Year Review – Scoping – Kit Dahl [mp3: 9-8-18am2 @0:00:06]	19
a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-8-18am2 @0:03:53]	19
b. Public Comment [mp3: 9-8-18am2 @0:43:32]	19
c. Council Action: Provide Guidance on the Scope and Schedule of a Potential Five-Year Review of the Fishery Ecosystem Plan [mp3: 9-8-18am2 @1:04:40]	19
3. Climate and Communities Initiative Update– Kit Dahl [mp3: 9-8-18am3 @0:00:04]	20
a. Report from the Nature Conservancy Workshop – Gway Kirchner [mp3: 9-8-18am3 @0:4:27]	20
b. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-8-18am3 @0:15:34] and [mp3: 9-8-18pm1 @0:00:27]	20
c. Public Comment [mp3: 9-8-18pm1 @0:37:06]	20
d. Council Action: Review the Results of the Workshop and Provide Guidance on Next Steps for the Initiative [mp3: 9-8-18pm1 @1:09:15]	21
H. Highly Migratory Species Management	21
1. National Marine Fisheries Service Report – Kit Dahl [mp3: 9-8-18pm2 @0:40:49]	21
a. Regulatory Activities – Heidi Taylor [mp3: 9-8-18pm2 @0:40:51]	21
b. Fisheries Science Center Activities	21
c. Reports and Comments of Management Entities and Advisory Bodies	21
d. Public Comment	21
e. Council Discussion [mp3: 9-8-18pm2 @0:48:15]	21

2. Final Recommendations on Non Deep-Set Buoy Gear Exempted Fishing Permits – Kit Dahl [mp3: 9-8-18pm2 @0:49:03]	21
a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-8-18pm2 @0:53:12]	21
b. Public Comment [mp3: 9-8-18pm2 @1:03:47]	22
c. Council Action: Adopt Final Recommendations on Non-Deep-Set Buoy Gear EFPs [mp3: 9-8-18pm2 @1:16:54].....	22
3. Recommendations International Management Activities – Kit Dahl [mp3: 9-9-18am1 @0:02:55]	22
a. Report from the Joint Session of the Western and Central Pacific Fisheries Commission Northern Committee and the Inter-American Tropical Tuna Commission Working Group on the Management of Pacific Bluefin Tuna, and Report from the Western and Central Pacific Fisheries Commission Northern Committee Meeting – Dorothy Lowman [mp3: 9-9-18am1 @0:12:49].....	22
b. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-9-18am1 @1:14:05]	22
c. Public Comment [mp3: 9-9-18am1 @1:33:11]	22
d. Council Action: Provide Recommendations on U.S. Positions at Upcoming Meetings of the Western Central Pacific Fisheries Commissions and Other Forums as Appropriate [mp3: 9-9-18am1 @1:41:24]	22
4. Biennial Harvest Specifications and Management Measures – Kit Dahl [mp3: 9-9-18am2 @0:00:38]	23
a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-9-18am2 @0:08:04]	24
b. Public Comment.....	24
c. Council Action: Adopt Preliminary Revised Estimates of Reference Point Values, Annual Catch Limits, or Other Harvest Objectives and/or Management Measures [mp3: 9-9-18am2 @0:20:11]	24
5. Drift Gillnet (DGN) Performance Metrics Methodology – Kit Dahl [mp3: 9-9-18pm1 @0:00:02]	24
a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-9-18pm1 @0:04:24]	24
b. Public Comment [mp3: 9-9-18pm1 @0:21:24]	24
c. Council Action: Adopt Recommendations on Methods for Estimating Bycatch Relative to Performance Metrics in the Drift Gillnet Fishery [mp3: 9-9-18pm1 @0:39:01]	25
6. Swordfish Monitoring and Management Plan – Brett Wiedoff [mp3: 9-9-18pm2 @0:06:04]	27
a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-9-18pm2 @0:12:43]	27
b. Public Comment [mp3: 9-9-18pm2 @0:50:38]	27
c. Council Action: Adopt a Revised Preliminary Swordfish Management and Monitoring Plan for Public Review [mp3: 9-9-18pm2 @1:39:35].....	27
I. Groundfish Management.....	29
1. National Marine Fisheries Service Report – Todd Phillips [mp3: 9-9-18pm2 @2:31:45]	29

a.	Regulatory Activities – Aja Szumylo [mp3: 9-9-18pm2 @2:35:05].....	29
b.	Fisheries Science Center Activities – Michelle McClure [mp3: 9-9-18pm2 @2:56:42]	29
c.	Reports and Comments of Management Entities and Advisory Bodies.....	29
d.	Public Comment [mp3: 9-9-18pm2 @3:21:11]	29
e.	Council Discussion [mp3: 9-9-18pm2 @3:22:07].....	29
2.	Amendment 28 – Essential Fish Habitat and Rockfish Conservation Area – Implementation Update – Kerry Griffin [mp3: 9-10-18am1 @0:01:34].....	29
a.	Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-10-18am1 @0:06:33]	29
b.	Public Comment [mp3: 9-10-18am1 @0:55:58]	30
c.	Council Action: Review Implementation Progress, Adopt Preliminary Fishery Management Plan Amendatory Language for Public Review, and Provide Guidance as Necessary [mp3: 9-10-18am1 @1:05:02]	30
3.	Endangered Species Act Consultation on Eulachon – Kit Dahl [mp3: 9-10-18am2 @0:02:22]	30
a.	Reports and Comments of Management Entities and Advisory Bodies l [mp3: 9-10-18am2 @0:05:31]	30
b.	Public Comment.....	31
c.	Council Action: Review Draft Incidental Take Statement for Eulachon and Provide Recommendations as Appropriate [mp3: 9-10-18am2 @0:21:25]	31
4.	Stock Assessment Plan and Terms of Reference – John DeVore [mp3: 9-10-18am2 @0:27:29]	31
a.	Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-10-18am2 @0:29:56]	31
b.	Public Comment.....	31
c.	Council Action: Adopt Final Terms of Reference for Groundfish and Coastal Pelagic Species Stock Assessments [mp3: 9-10-18am2 @0:46:07].....	31
5.	Methodology Review – Preliminary Topic Selection – John DeVore [mp3: 9-10-18am2 @0:56:10]	31
a.	Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-10-18am2 @0:58:43]	31
b.	Public Comment.....	31
c.	Council Action: Adopt Preliminary Topics for Review in 2019 [mp3: 9-10-18am2 @1:01:44]	32
6.	Science Improvement Report – John DeVore [mp3: 9-10-18am2 @1:03:39]	32
a.	Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-10-18am2 @1:07:07]	32
b.	Public Comment.....	32
c.	Council Action: Review and Approve Science Improvements for Use in Management [mp3: 9-10-18am2 @1:16:56]	32
7.	Five-Year Catch Share Follow on Action Preliminary Action– Jim Seger [mp3: 9-10-18am2 @1:19:52]	32
a.	Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-10-18pm1 @0:00:31].....	32
b.	Public Comment [mp3: 9-10-18pm1 @0:24:44]	32

c. Council Action: Adopt Preliminary Preferred Alternatives for the Five-Year Catch Shares Program Follow-On Actions and Provide Further Guidance as Necessary [mp3: 9-10-18pm1 @ 1:07:38].....	33
8. Continuing Midwater Trawl and Gear EFP and Salmon Bycatch Provision in New EFPs – Jim Seger [mp3: 9-11-18am2 @ 0:32:27]	34
a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-11-18am2 @ 0:37:13]	34
b. Public Comment [mp3: 9-11-18am2 @ 1:27:44]	34
c. Council Action: Adopt Final Recommendations on Continuing the Midwater Trawl and Gear EFP and on Salmon Bycatch in New EFPs [mp3: 9-11-18am2 @ 1:43:15] and [mp3: 9-11-18pm1 @ 0:00:19]	34
9. Omnibus Workload Planning Process – Jim Seger [mp3: 9-11-18pm1 @ 0:55:13]	35
a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-11-18pm1 @ 1:23:58]	35
b. Public Comment [mp3: 9-11-18pm1 @ 1:51:46]	35
c. Council Action: Discuss Omnibus Planning Process, Assess Existing Groundfish Workload, and Provide Guidance on Next Steps [mp3: 9-11-18pm2 @ 0:00:09]	35
10. Final Inseason Management – Todd Phillips [mp3: 9-11-18pm2 @ 0:29:32]	36
a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-11-18pm2 @ 0:32:00]	36
b. Public Comment [mp3: 9-11-18pm2 @ 1:32:07]	36
c. Council Action: Adopt Final Inseason Adjustments for 2018 as Necessary, to Achieve, but Not Exceed, Annual Catch Limits and Other Management Objectives [mp3: 9-11-18pm2 @ 1:32:07]	36
J. Pacific Halibut Management.....	37
1. 2019 Catch Sharing Plan and Annual Regulations – Robin Ehlke [mp3: 9-10-18pm2 @ 0:01:46]	37
a. Report of the International Pacific Halibut Commission – Steve Keith [mp3: 9-10-18pm2 @ 0:03:23]	37
b. Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-10-18pm2 @ 0:24:04]	37
c. Public Comment [mp3: 9-10-18pm2 @ 0:46:15]	38
d. Council Action: Adopt for Public Review Proposed 2019 Catch Sharing Plan and Annual Regulation Changes [mp3: 9-10-18pm2 @ 0:53:47]	38
INFORMATIONAL REPORTS.....	39
VOTING LOG	39
ADJOURN.....	46

INTRODUCTION

This document contains or identifies the various elements, documents, and sources comprising the complete and official record of Council meeting discussions and actions. In addition to the Meeting Summary, which follows this introductory section (see #7 below), it includes information or references that serve as the functional detailed minutes for this Council meeting as required by §302(i)(2)(E) of the Magnuson-Stevens Act. The full record is maintained at the Council office, is available on the Council website (<http://www.pcouncil.org/>) or upon request from the Council office, and consists of the following:

1. **Meeting Notice and Proposed Agenda** – These documents are available on the Council Website prior to and following each meeting at <http://www.pcouncil.org/>.
2. **Attendance Records** – These documents are available for the Council meeting and each advisory body meeting by request from the Council office.
3. **All Documents, Reports, and Presentations for Council Consideration** – These items include (1) all documents produced or received for the meeting briefing book, validated by a label assigned by the Council Secretariat and distributed to Council Members; (2) written public comments received at the Council meeting in accordance with agenda labeling requirements; and (3) electronic material or handout materials used in presentations to Council Members during the open session. They are available from links in the Meeting Summary of this document or at <https://www.pcouncil.org/council-meetings/previous-meetings/>.
4. **Council Decisions Summary Document** – This document is distributed shortly after each Council meeting. It provides very brief descriptions of most key Council decisions and is available at <https://www.pcouncil.org/documents/2018/09/september-2018-decision-document.pdf> and also provided by agenda item in the Meeting Summary of this document.
5. **Draft or Final Decision Documents Finalized after the Council Meeting** – Documents such as Environmental Impact Statements or Environmental Assessments are available on the Council website as they are completed.
6. **Gavel-to-Gavel Audio Recordings** – These recordings contain the testimony, presentations, discussions, and actions occurring at the meeting and are labeled by date and time (e.g., 04-11-15am1) and have been annotated as to the time on the recording for the start of each agenda line item to help facilitate review. The recordings may be accessed from the links contained within the Meeting Summary of this document or at <https://www.pcouncil.org/council-meetings/previous-meetings/>.
7. **Meeting Summary** (immediately follows this section) – The Meeting Summary lists, in agenda item order, the briefing book documents, reports, presentations, and Council motions and actions, including a brief summary from the Council Decisions Summary Document for each agenda item. It constitutes the meeting record formally approved by the Council. The agenda heading for each agenda item, and most listed documents, serve as internet links to the actual briefing book documents. Internet links in brackets (e.g., [[mp3: 11-11-14pm1 @01:21:15](#)]) refer to the audio recording and elapsed time on the recording at which the agenda item was initiated. Links to the audio recordings are annotated by agenda item and may also be accessed at <https://www.pcouncil.org/council-meetings/previous-meetings/>.
8. **Voting Log** – The voting log lists, in Agenda order, the summarized Council motions and actions for each agenda item that took place during the meeting.

MEETING SUMMARY

A. Call to Order [[mp3: 9-7-18am1](#) @0:00:37]

1. Opening Remarks – Phil Anderson, Chair

Mr. Phil Anderson, Council Chair, called the 246th meeting of the Pacific Fishery Management Council (Council) to order at 10:45 a.m. on September 7, 2018. A closed session was held before this open session to discuss litigation and personnel matters.

2. Council Member Appointments – Scott Rumsey [[mp3: 9-7-18am1](#) @0:08:05]

Mr. Scott Rumsey provided the new Council Members with their appointments after taking the oath of office.

3. Roll Call – Mike Burner [[mp3: 9-7-18am1](#) @0:11:22]

Council Members present during the meeting week:

National Marine Fisheries Service:	Mr. Frank Lockhart, designee Ms. Heidi Taylor, designee Ms. Kelly Ames, designee Ms. Aja Szumylo, designee
Washington State Official:	Ms. Michele Culver, designee Mr. Corey Niles, designee Mr. Kyle Adicks, designee
Washington Obligatory:	Mr. Rich Lincoln
Oregon State Official:	Dr. Caren Braby, designee Ms. Maggie Sommer, designee
Oregon Obligatory:	Ms. Christa Svensson
California State Official:	Ms. Briana Brady, designee Ms. Marci Yaremko, designee Mr. Brett Kormos, designee Mr. John Ugoretz, designee
California Obligatory:	Mr. Robert Dooley
Idaho State Official:	Mr. Peter Hassemer, designee
Idaho Obligatory:	Mr. Herb Pollard
Tribal Official:	Mr. Joseph Oatman
At-Large:	Mr. Phil Anderson, Chair Mr. Louis Zimm Mr. Brad Pettinger Mr. Marc Gorelnik, Vice-Chair
Pacific States Marine Fisheries Commission:	Dr. David Hanson, Parliamentarian, nonvoting designee
U.S. Coast Guard:	LCDR Scott McGrew, nonvoting designee LCDR Jason Brand, nonvoting designee
U.S. Fish and Wildlife Service:	Mr. Brian Corrigan, nonvoting designee Mr. Roger Root, nonvoting designee

Absent from the Meeting:

U.S. State Department:	Mr. David Hogan, nonvoting designee
Alaska State Official:	Mr. Charles Swanton (nonvoting designee)
Tribal Official:	Vacant

4. Executive Director's Report – Mike Burner [[mp3: 9-7-18am1](#) @0:12:36]

Mike Burner (on behalf of Chuck Tracy), presented the ED report and introduced the Informational Reports. Additionally, the IT staff presented [Agenda Item A.4, Supplemental Executive Director's Presentation 1](#): PFMC Public Comment Portal; September 2018 – Development Update (*Kleinschmidt*).

5. Agenda – Phil Anderson

a. Council Action: Approve Agenda [[mp3: 9-7-18am1](#) @0:32:53]

Motion 1: Adopt [Agenda Item A.5, September 7-12, 2018 Council Meeting Agenda](#).
Herb Pollard/Pete Hassemer (Motion carried unanimously)

B. Open Comment Period

1. Comments on Non-Agenda Items – Mike Burner [[mp3: 9-7-18am1](#) @0:34:29]

a. Reports and Comments of Management Entities and Advisory Bodies

b. Agenda item B.1.a, Supplemental Tribal Report 1: Quinault Indian Nation letter of intent to enter into the Northern Anchovy fishery for 2019

c. Public Comment [[mp3: 9-7-18am1](#) @0:34:37]

[Agenda Item B.1.b, Public Comment 1](#): Letters from Mr. Joe Pennisi Regarding Trawl Gear

[Agenda Item B.1.b, Public Comment 2](#): Public Comment Regarding Salmon Issues

[Agenda Item B.1.b, Public Comment 3](#): Salmon Watch education opportunity

[Agenda Item B.1.b, Supplemental Public Comment 4](#): Letter from Bay Fresh Seafoods regarding economic impact on the fishing industry and communities in California

[Agenda Item B.1.b, Supplemental Public Comment 5](#): Public comments related to salmon topics not on the Council agenda

Mike Okoniewski, Pacific Seafood presented [Agenda Item B.1.b, Supplemental Public Comment 6](#): Pacific Seafoods, Sardine Bycatch Data from three Pacific Whiting WDFW Fish tickets for deliveries into Westport WA on 08/31/2018; 09/01/2018; and WDFW & ODFW data for sardine bycatch in the midwater trawl fishery from 2000 to 2018

Greg Hertel, Port of Friday Harbor presented [Agenda Item B.1.b, Supplemental Public Comment 8](#): Letter from Port of Friday Harbor Regarding SRKW

Kelly Martin and Emilie Franke presented [Agenda Item B.1.b, Supplemental Public Comment 7](#): UW Student Capstone Project; Pacific Groundfish Catch Shares: Options for the Adaptive Management Program

d. Council Discussion and Comments as Appropriate

Motion: None

Staff Summary: None

C. Coastal Pelagic Species Management

1. [Amendment 17: Live Bait Fishery Allowance](#) – Kerry Griffin [[mp3: 9-7-18am1 @0:51:41](#)]

a. **Reports and Comments of Management Entities and Advisory Bodies** [[mp3: 9-7-18am1 @0:54:38](#)]

[Agenda Item C.1.a, CPSMT Report 1](#)

[Agenda Item C.1.a, Supplemental CPSMT Report 2](#)

[Agenda Item C.1.a, Supplemental CPSMT Report 3](#)

[Agenda Item C.1.a, Supplemental CPSAS Report 1](#)

b. **Public Comment** [[mp3: 9-7-18am1 @1:43:18](#)] and [[mp3: 9-7-18pm1 @0:01:01](#)]

[Agenda Item C.1.b, Public Comment 1](#)

[Agenda Item C.1.b, Supplemental Public Comment 2](#)

[Agenda Item C.1.b, Supplemental Public Comment 3](#)

[Agenda Item C.1.b, Supplemental Public Presentation 1](#)

[Agenda Item C.1.b, Supplemental Public Presentation 2](#) (*Use QuickTime for proper viewing*)

Ken Franke, Sportfishing Association of California

Paul Strasser, San Pedro Bait Company

Danny Struck, San Pedro Bait Company

Mark Pisano, Pt. Loma Sportfishing

Diane Pleschner-Steele, California Wetfish Producers Association

Scott Gudes, American Sportfishing Association and CCA of Oregon

Matt Everingham, Everingham Bros. Bait Co.

Jason Dunn, Everingham Bros. Bait Co.

Jaime Diamond, Stardust Sportfishing

Alayna Siddall, Sportfishing Association of California ** did not testify**

David Yow, San Diego Unified Port District

Rick Oefinger, presented [Agenda Item C.1.b, Supplemental Public Comment 3](#)

Ben Enticknap, Oceana

c. **Council Action: Adopt a Range of Alternatives and Consider Adoption of a Preliminary Preferred Alternative** [[mp3: 9-7-18pm1 @0:49:54](#)]

Motion 2 [[mp3: 9-7-18pm1 @1:15:27](#)]: Council adopt the range of alternatives recommended in Agenda Item C.1.a, Supplemental CPSMT Report 3 for live bait fishing to be applicable when a coastal pelagic species (CPS) stock is overfished with clarifications as follows:

The range of alternatives includes

1. Status quo – Live bait fishing is constrained to a maximum 15 percent incidental take of a CPS stock in an overfished status.

2. Remove the prescribed incidental allowance for live bait fisheries to allow the potential for directed take and amend the fishery management plan (FMP) accordingly.

Select alternative 2 as the Council's Preliminary Preferred Alternative.

In addition, the Council requests that:

The CPSMT develop specific FMP amendment language to achieve the preliminary preferred alternative for the November 2018 Council meeting. California Department of Fish and Wildlife (CDFW) provide an update on progress made toward mandatory reporting at the April 2019 Council meeting.

Briana Brady/Louis Zimm

Amendment 1 [mp3: 9-7-18pm1 @1:28:56]: Strike the line “Select alternative 2 as the Council’s Preliminary Preferred Alternative”

Phil Anderson/Michele Culver (Amendment carried unanimously)

Motion 2, as amended, carried unanimously

Staff Summary: The Council adopted a [range of alternatives](#) for a potential CPS Fishery Management Plan amendment to address live bait harvest when CPS stocks are in an overfished condition, and asked the CPS Management Team to continue developing an analysis to support final action at the November 2018 meeting. The alternatives are: 1) Status quo: incidental landing allowance for live bait fisheries of no more than 15 percent of landed weight of an overfished stock, and 2) Remove the prescribed incidental allowance for live bait fisheries to allow the potential for directed take.

D. Habitat

1. [Current Habitat Issues](#) – Jennifer Gilden [[mp3: 9-7-18pm2 @0:00:35](#)]
 - a. [Report of the Habitat Committee](#) – Eric Wilkins [[mp3: 9-7-18pm2 @0:01:05](#)]
 - b. **Reports and Comments of Management Entities and Advisory Bodies**
 - c. **Public Comment**
- None
- d. **Council Action: Consider Habitat Committee Report and Recommendations** [[mp3: 9-7-18pm2 @0:06:28](#)]

Motion: None

Staff Summary: None

E. Salmon Management

1. [Salmon Methodology Review – Final Topic Selection](#) – Robin Ehlke [[mp3: 9-7-18pm2 @0:11:16](#)]
 - a. **Reports and Comments of Management Entities and Advisory Bodies** [[mp3: 9-7-18pm2 @0:15:07](#)]

[Agenda Item E.1.a, Supplemental MEW Report 1](#)

[Agenda Item E.1.a, Supplemental SSC Report 1](#)

[Agenda Item E.1.a, Supplemental STT Report 1](#)

[Agenda Item E.1.a, Supplemental SAS Report 1](#)

- b. **Public Comment**

None

- c. **Council Action: Identify Priority Projects for Review in 2018** [[mp3: 9-7-18pm2 @0:23:58](#)]

Motion: None

Staff Summary: Three potential topics for review were identified at the April 2018 Council meeting. Analytical work on the three topics has not been completed due, in part, to the substantial workload associated with the ongoing development of five rebuilding plans. Therefore, the Council decided to forego a methodology review in 2018. The Council and its advisory bodies are scheduled to review draft rebuilding plans at the November Council meeting.

2. Update on Salmon Rebuilding Plans – Robin Ehlke [[mp3: 9-7-18pm2](#) @0:36:02]

Agenda Item E.2, Attachment 1: Letter to Mr. Phil Anderson from Mr. Barry Thom regarding salmon stock status determinations

a. Reports and Comments of Management Entities and Advisory Bodies

Agenda Item E.2.a, Supplemental STT Report 1

Agenda Item E.2.a, Supplemental SAS Report 1

Agenda Item E.2.a, Supplemental HC Report

b. Public Comment

Agenda Item E.2.b, Supplemental Public Comment 1

c. Council Discussion and Comments as Appropriate [[mp3: 9-7-18pm2](#) @0:46:22]

Motion: None

Staff Summary: None

F. Administrative Matters

1. Research and Data Needs Document – Final Adoption – John Devore [[mp3: 9-7-18pm2](#) @0:55:21]

Agenda Item F.1, Attachment 1: Draft 2018 Research and Data Needs (*Electronic Only*)

a. Reports and Comments of Management Entities and Advisory Bodies [[mp3: 9-7-18pm2](#) @1:01:15]

Agenda Item F.1.a, Supplemental ODFW Report 1

Agenda Item F.1.a, Supplemental EWG Report 1

Agenda Item F.1.a, Supplemental SSC Report 1

Agenda Item F.1.a, Supplemental EAS Report 1

Agenda Item F.1.a, Supplemental HC Report

b. Public Comment [[mp3: 9-7-18pm2](#) @1:22:49]

Agenda Item F.1.b, Public Comment

Tom Rudolph, The PEW Charitable Trusts

Michael Drexler, Ocean Conservancy

c. Council Action: Adopt a Final Research and Data Needs Document [[mp3: 9-7-18pm2](#) @1:33:27]

Motion 3 [[mp3: 9-7-18pm2](#) @1:56:57]: Council adopt as final, the research and data needs document as provided in Agenda Item F.1, Attachment 1, September 2018, including the specific edits recommended by the EWG and the SSC.

Phil Anderson/Herb Pollard (Motion 3 Withdrawn with consent of the second)

Motion 4: Adopt as final, the research and data needs document as provided in Agenda Item F.1, Attachment 1, September 2018, including the specific edits recommended by the SSC.
Phil Anderson/Herb Pollard (Motion 4 carried unanimously)

Staff Summary: The Council adopted the [draft 2018 Research and Data Needs document](#) with edits recommended by the [Scientific and Statistical Committee](#). The Research and Data Needs document outlines the Council's priority research and data needs, and this document will be distributed broadly to NMFS science centers, academic institutions, Sea Grant, and other entities that conduct research activities that can potentially inform Council decision-making. The Council expressed a desire to reform the process for identifying research and data needs as recommended by many of the Council's advisory bodies and decided to include this initiative as a candidate item on the Council's September 2019 agenda.

2. [Legislative Matters](#) – Jennifer Gilden [[mp3: 9-8-18pm2](#) @0:00:21]

[Agenda Item F.2, Attachment 1](#): Staff Summary of Federal Legislation

[Agenda Item F.2, Attachment 2](#): HR 200 (Most Recent Version) (*Electronic Only*)

[Agenda Item F.2, Attachment 3](#): MSA with Changes Proposed in HR 200 and S 1520 (*Electronic Only*)

[Agenda Item F.2, Attachment 4](#): Letter from the Council Coordination Committee to Rep. Young on HR 200

[Agenda Item F.2, Attachment 5](#): S 1520 (Most Recent Version) (*Electronic Only*)

[Agenda Item F.2, Attachment 6](#): Comparison Between Current and Previous Versions of S. 1520

[Agenda Item F.2, Attachment 7](#): S 3138 (AQUAA Act) with Recent Changes Noted (*Electronic Only*)

[Agenda Item F.2, Supplemental Attachment 8](#)

[Agenda Item F.2, Supplemental Attachment 9](#)

[Agenda Item F.2, Supplemental Attachment 10](#)

[Agenda Item F.2, Supplemental Attachment 11](#)

a. [Report of the Legislative Committee](#) – Dave Hanson [[mp3: 9-8-18pm2](#) @):02:24]

b. [Reports and Comments of Management Entities and Advisory Bodies](#) [[mp3: 9-8-18pm2](#) @0:04:59]

[Agenda Item F.2.b, Supplemental GAP Report 1](#)

[Agenda Item F.2.b, Supplemental HMSAS Report 1](#)

c. [Public Comment](#) [[mp3: 9-8-18pm2](#) @0:12:40]

Travis Hunter, Fisherman's Marketing Association
Anslen Brown

d. [Council Action: Consider Legislative Committee Report and Recommendations](#) [[mp3: 9-8-18pm2](#) @0:21:18]

Motion 6 [[mp3: 9-8-18pm2](#) @0:25:33]: Council send the letter in Agenda Item F.2, Supplemental Attachment 11, September 2018.

Brad Pettinger/Bob Dooley (Motion 6 carried, Mr. Lockhart abstained)

Staff Summary: In response to a request from the Honorable Kurt Schrader, the Council directed staff to finalize and send [a draft letter](#) regarding a proposed appropriation of \$10 million to address the Pacific Coast groundfish trawl buyback loan, with an edit to clarify loan numbers.

3. [Electronic Monitoring Program Review and Cost Allocation Procedural Directive](#) – Brett Wiedoff [[mp3: 9-11-18am1](#) @0:02:11]

[Agenda Item F.3, Attachment 1](#): Draft NMFS Procedural Directive on Cost Allocations in Electronic Monitoring Programs for Federally Managed U.S Fisheries

[Agenda Item F.3, Attachment 2](#): Draft Letter of Recommendations to NOAA Regarding Procedural Directive

[Agenda Item F.3, Attachment 3](#): Report Regarding Attendance at IFOMC

a. National Marine Fisheries Service Presentation – Brett Alger [[mp3: 9-11-18am1](#) @0:02:15]

[Agenda Item F.3.a, Supplemental NMFS Presentation 1](#): Electronic Monitoring Policy Development (*Brett Alger*)

b. Reports and Comments of Management Entities and Advisory Bodies [[mp3: 9-11-18am1](#) @1:04:12]

[Agenda Item F.3.b, Supplemental GEMPAC Report 1](#)

[Agenda Item F.3.b, Supplemental NMFS Report 1](#)

[Agenda Item F.3.b, Supplemental GMT Report 1](#)

[Agenda Item F.3.b, Supplemental GAP Report 1](#)

c. Public Comment [[mp3: 9-11-18am1](#) @1:06:47]

Heather Mann (Midwater Trawlers Cooperative), Melissa Mahoney (Environmental Defense Fund), and Kate Kauer (The Nature Conservancy)
Brett Paine, United Catcher Boats

d. Council Action: Review the Status of the Electronic Monitoring Program, Provide Guidance on Priority Issues, and Adopt Final Recommendations on the Cost Allocation Procedural Directive [[mp3: 9-11-18am1](#) @1:43:12] and [[mp3: 9-11-18am2](#) @0:00:29]

Motion 19 [[mp3: 9-11-18am2](#) @0:24:36]: Council approve the draft letter to Mr. Risenhoover regarding the Council's comments on the cost allocation procedural directive (Agenda Item F.3, Attachment 2).

Phil Anderson/Corey Niles (Motion 19 carried, Ms. Ames abstained)

Staff Summary: The Council directed staff to submit all [comments](#) on the Draft Cost Allocation Procedural Directive to NMFS.

4. [Fiscal Matters](#) – Patricia Crouse [[mp3: 9-12-18am1](#) @0:02:23]

[Agenda Item F.4, Supplemental Attachment 1](#): Executive Director's Report to the Budget Committee

a. [Report of the Budget Committee](#) – Pete Hassemer [[mp3: 9-12-18am1](#) @0:03:09]

b. Reports and Comments of Management Entities and Advisory Bodies

c. Public Comment

None

d. Council Action: Consider Budget Committee Report and Recommendations
[[mp3: 9-12-18am1](#) @0:20:17]

Motion 25 [[mp3: 9-12-18am1](#) @0:21:54]: Council adopt the recommendations of the Budget Committee (Agenda Item F.4.a, Supplemental Budget Committee Report 1, September 2018). Pete Hassemer/Herb Pollard (Motion carried unanimously, Ms. Ames abstained)

Staff Summary: The Council approved the recommendations of the [Budget Committee](#) to include changes to the liaison contract funding, identifying potential special projects for development, and gave the Executive Director the flexibility to work with NMFS Region and Science Centers to develop joint proposals for both Headquarters Funding and WCR discretionary funds, as appropriate.

5. [Approval of Council Meeting Record](#) – Phil Anderson [[mp3: 9-12-18am1](#) @0:26:48]

a. Council Action: Approve Previous Council Meeting Record [[mp3: 9-12-18am1](#) @0:26:52]

Motion 26 [[mp3: 9-12-18am1](#) @0:28:55]: Council approve the Draft June 2018 Council Meeting record as shown in Agenda Item F.5, Attachment 1: Draft Council Meeting Record: 245th Session of the Pacific Fishery Management Council (June 7-13, 2018) with the correction by Chair Anderson.
Herb Pollard/Marc Gorelnik (Motion carried unanimously)

Staff Summary: None

6. [Membership Appointments and Council Operating Procedure](#) – Mike Burner [[mp3: 9-12-18am1](#) @0:29:58]

[Agenda Item F.6, Attachment 1](#): Advisory Body Composition

a. Reports and Comments of Management Entities and Advisory Bodies [[mp3: 9-12-18am1](#) @0:43:01]

[Agenda Item F.6.a, WDFW Report 1](#): Letter from WDFW Director Susewind Regarding WDFW Designees and Advisory Body Representation
[Agenda Item F.6.a, NMFS Report 1](#): Letter from the NWFSC Regarding GMT Representation
[Agenda Item F.6.a, Supplemental Tri-State Report 1](#)
[Agenda Item F.6.a, Supplemental SSC Report 1](#)
[Agenda Item F.6.a, Supplemental REVISED HMSAS Report 1](#)
[Agenda Item F.6.a, Supplemental GMT Report 1](#)

b. Public Comment [[mp3: 9-12-18am1](#) @1:03:31]

Gilly Lyons, The PEW Charitable Trusts

c. Council Action: Consider Appointments to Council Committees and Advisory Bodies; Adopt Changes to Council Operating Procedures [[mp3: 9-12-18am1](#) @1:17:20]

Motion 27 [[mp3: 9-12-18am1](#) @1:42:23]: Council add one additional seat to the CPSAS. The seat should be designated as “at-large.”

Marc Gorelnik/Rich Lincoln (Motion failed; Mr. Gorelnik, Mr. Niles and Mr. Lincoln voted yes)

Motion 28 [[mp3: 9-12-18am1](#) @2:06:11]: Council modify the membership of the HMSAS by reducing the commercial at-large from 3 to 2 and add an “at-large” position.

Rich Lincoln/Corey Niles (Motion carried; Mr. Dooley, Mr. Zimm, Ms. Yaremko, Ms. Ames, Ms. Svensson, and Mr. Pollard voting no)

Motion 29 [[mp3: 9-12-18am1](#) @2:32:12]: Council to change the designation as follows: on the CPSMT change tribal agency to tribal representative; on GMT change tribal agency to tribal representative; on HMSMT change tribal agency to tribal representative; on STT change tribal government to tribal representative; on GF ESA Workgroup change tribal agency to tribal representative.

Marc Gorelnik/Herb Pollard (Motion carried unanimously, Ms. Ames abstained)

Motion 30 [[mp3: 9-12-18am1](#) @2:44:43]: Council change the STT representative parenthetical (strike the word “agency”) on the salmon MEW.

Marc Gorelnik/Rich Lincoln (Motion carried unanimously, Ms. Ames abstained)

Motion 31 [[mp3: 9-12-18am1](#) @2:48:03]: Council decommission the ad hoc Community Advisory Board and the ad hoc Sacramento Winter Chinook Workgroup.

Herb Pollard/Pete Hassemer (Motion carried unanimously)

Motion 32 [[mp3: 9-12-18am1](#) @2:49:58]: Council appoint Mr. Jonathan Carey to the National Marine Fisheries Service West Coast Region seats on the Salmon Technical Team and the Model Evaluation Workgroup formerly held by Mr. Larrie LaVoy.

Kelly Ames/Herb Pollard (Motion carried unanimously)

Motion 33 [[mp3: 9-12-18am1](#) @2:50:30]: Council appoint Dr. James Hilger to the National Marine Fisheries Service Southwest Fisheries Science Center seat on the Coastal Pelagic Species Management Team formerly held by Dr. Emmanis Dorval.

Kelly Ames/Herb Pollard (Motion carried unanimously)

Motion 34 [[mp3: 9-12-18am1](#) @3:00:36]: Council create an ad hoc workgroup entitled the “Climate Scenarios Investigation” with membership as described in Agenda Item F.6.a, Supplemental Tri-State Report 1, September 2018.

Kelly Ames/Bob Dooley (Motion carried unanimously)

Staff Summary: The Council is soliciting nominations for all of its Advisory Subpanels, the eight at-large seats on the SSC, and the non-agency and tribal representative seats on the Habitat Committee. Detailed information on how to submit nominations will be posted on the [Council’s Advisory Body Vacancy web page](#) with nominations due to the Council office by October 5, 2018.

The Council reviewed and approved the following appointments:

- Mr. Jon Carey was appointed to the NMFS West Coast Region seats on the Salmon Technical Team (STT) and the Model Evaluation Workgroup (MEW) formerly held by Mr. Larrie LaVoy.
- Dr. James Hilger was appointed to the NMFS Southwest Fisheries Science Center seat on the CPS Management Team formerly held by Dr. Emmanis Dorval.
- Mr. Anthony Vuoso was appointed to the Purse Seine seat on the HMSAS, formerly held by Mr. August Felando, for the remainder of the current three-year term which ends December 31, 2018.
- Mr. Merit McCrea was appointed to the California Charter South of Point Conception seat on the Groundfish Advisory Subpanel, formerly held by Mr. Louis Zimm, for the remainder of the current three-year term.
- Chairman Anderson appointed Mr. Bob Dooley to the California seat formerly held by Ms. Joanna Grebel, and Mr. David Crabbe to the industry advisor seat, formerly held by Mr. Bob Dooley, on the ad hoc Sablefish Management and Trawl Allocation Attainment Committee (SaMTAAC).
- Chairman Anderson appointed Vice Chairman Gorelnik and Ms. Christa Svensson to the Council's Legislative Committee, replacing outgoing Council members Mr. David Crabbe and Ms. Dorothy Lowman.
- Chairman Anderson appointed Mr. Brad Pettinger to the Council's Budget Committee, replacing outgoing Council member Ms. Dorothy Lowman.

Regarding the composition of Advisory Bodies and Ad Hoc Committees:

- The Council formed the ad hoc Climate Scenarios Investigation Workgroup and appointed Mr. Rich Lincoln, Ms. Caren Braby, and Mr. John Ugoretz. The Workgroup's charged with working with the Ecosystem Workgroup and Council's Management/Technical Teams to provide further framing and guidance on the Climate and Communities Initiative under the Fishery Ecosystem Plan, including a detailed description of activities that would occur under scenario planning exercises.
- The Council added an at-large seat to the HMSAS. The representation for this seat is intended to be flexible, giving the Council the ability to review the nominations and choose the representation that best fits the group's charge for the coming term.
- The Council recognized the achievements of ad hoc Community Advisory Board and the ad hoc Sacramento River Winter Chinook Workgroup and the completion of their respective charges, and decommissioned both groups.

Additionally, the Council tasked Council staff with reviewing Council procedures and policies regarding Advisory Body alternates, Advisory Body consensus building and minority statements, and the Council rules of conduct.

7. [Future Council Meeting Agenda and Workload Planning](#) – Chuck Tracy [[mp3: 9-12-18pm1](#)] @0:00:28]

[Agenda Item F.7, Attachment 1](#): Pacific Council Workload Planning: Preliminary Year-at-a-Glance Summary

[Agenda Item F.7, Attachment 2](#): Draft Proposed Council Meeting Agenda, November 1-8, 2018 in San Diego, California

[Agenda Item F.7, Supplemental Attachment 3](#): Pacific Council Workload Planning: Preliminary Year-at-a-Glance Summary (*version 09/11/2018*)

[Agenda Item F.7, Supplemental Attachment 4](#): Draft Proposed Council Meeting Quick Reference Agenda, November 1-8, 2018 in San Diego, California (*version 09/11/2018*)

[Agenda Item F.7, Supplemental Attachment 5](#): Proposed Highly Migratory Species Calendar for Workload and Agenda Planning

a. **Reports and Comments of Management Entities and Advisory Bodies** [[mp3: 9-12-18pm1 @0:05:12](#)]

[Agenda Item F.7.a, Supplemental CDFW Report 1](#)

[Agenda Item F.7.a, Supplemental SSC Report 1](#)

[Agenda Item F.7.a, Supplemental HMSMT Report 1](#)

[Agenda Item F.7.a, Supplemental HMSAS Report 1](#)

[Agenda Item F.7.a, Supplemental EWG Report 1](#)

[Agenda Item F.7.a Supplemental CPSMT Report 1](#)

[Agenda Item F.7.a, Supplemental GMT Report 1](#)

[Agenda Item F.7.a, Supplemental GAP Report 1](#)

b. **Public Comment** [[mp3: 9-12-18pm1 @0:29:18](#)]

[Agenda Item F.7.b, Public Comment 1](#)

[Agenda Item F.7.b, Supplemental Public Comment 2](#)

Jon Gonzalez, Pacific Seafood presented [Agenda Item F.7.b, Supplemental Public Presentation 1](#): (*Pacific Seafoods, Gonzalez*)

Austen Brown

Mike Okoniewski, West Coast Pelagic Conservation Group

Gilly Lyons, PEW Charitable Trusts

c. **Council Discussion and Guidance on Future Meeting Agenda and Workload Planning** [[mp3: 9-12-18pm1 @0:41:47](#)]

Motion: None

Staff Summary: None

G. Ecosystem Management

1. **[West Coast Ecosystem-Based Fishery Management Roadmap Implementation](#)** – Kit Dahl [[mp3: 9-8-18am1 @0:02:00](#)]

[Agenda Item G.1, Attachment 1](#): Letter from PFMC to NMFS, September 2016

[Agenda Item G.1, Attachment 2](#): NOAA Fisheries Ecosystem-Based Fishery Management Western Road Map Implementation Plan – Public Review Draft

a. **Reports and Comments of Management Entities and Advisory Bodies** [[mp3: 9-8-18am1 @0:018:41](#)]

[Agenda Item G.1.a, Supplemental NMFS Presentation 1](#): Video Guide to the Western Road Map Implementation Plan, 2018-2022 Review Draft (*Electronic Only, recorded webinar in MP3 format, 142 mb; download to your workstation, then view*)

[Agenda Item G.1.a, Supplemental NMFS Presentation 2](#): (*deReynier PowerPoint*)

[Agenda Item G.1.a, Supplemental EWG Report 1](#)

[Agenda Item G.1.a, Supplemental EAS Report 1](#)

[Agenda Item G.1.a, Supplemental CPSAS Report 1](#)

[Agenda Item G.1.a, Supplemental HC Report 1](#)

b. **Public Comment** [[mp3: 9-8-18am1 @0:47:24](#)]

[Agenda Item G.1.b, Public Comment 1](#)

[Agenda Item G.1.b, Supplemental Public Comment 2](#)

Diane Pleschner-Steele, California Wetfish Producers Association
Corey Ridings, Ocean Conservancy

- c. **Council Discussion and Comments as Appropriate** [[mp3: 9-8-18am1](#) @1:03:04]

Motion: None

Staff Summary: None

2. **[Fishery Ecosystem Plan Five-Year Review – Scoping](#)** – Kit Dahl [[mp3: 9-8-18am2](#) @0:00:06]

- a. **Reports and Comments of Management Entities and Advisory Bodies** [[mp3: 9-8-18am2](#) @0:03:53]

[Agenda Item G.2.a, Ecosystem Workgroup Report 1](#)

[Agenda Item G.2.a, Supplemental EWG Report 2](#)

[Agenda Item G.2.a, Supplemental SSC Report 1](#)

[Agenda Item G.2.a, Supplemental GMT Report 1](#)

[Agenda Item G.2.a, Supplemental GAP Report 1](#)

[Agenda Item G.2.a, Supplemental HC Report 1](#)

[Agenda Item G.2.a, Supplemental CPSMT Report 1](#)

[Agenda Item G.2.a, Supplemental CPSAS Report 1](#)

[Agenda Item G.2.a, Supplemental HMSMT Report 1](#)

[Agenda Item G.2.a, Supplemental EAS Report 1](#)

- b. **Public Comment** [[mp3: 9-8-18am2](#) @0:43:32]

[Agenda Item G.2.b, Public Comment 1](#)

[Agenda Item G.2.b, Supplemental Public Comment 2](#)

Steve Marx, The PEW Charitable Trusts

Corey Ridings, Ocean Conservancy

Phillip Levin, University of Washington

Diane Pleschner-Steele, California Wetfish Producers Association

- c. **Council Action: Provide Guidance on the Scope and Schedule of a Potential Five-Year Review of the Fishery Ecosystem Plan** [[mp3: 9-8-18am2](#) @1:04:40]

Motion 5 [[mp3: 9-8-18am2](#) @1:23:03]: Council provide for a series of discussions between the Ecosystem Work Group (EWG) and the Council Management Teams to focus on appropriate changes and how the results of the Climate and Communities Initiative may influence the document.

Based on those discussions, the Council should direct the EWG to revise and update the Fishery Ecosystem Plan (FEP) as follows:

1. Revise and update the goals and objectives in Chapter 2 after analyzing the existing goals and objectives, the progress that has been made on implementing them, and determining how the goals and objectives could be improved to be more specific and measurable and better guide integration of ecosystem objectives into fishery management plans.

2. Develop an outline for how the FEP would be modified to reflect updated science and results of initiatives both now and in the future.

Direct the EWG to provide these updates to the Council for review at the March 2019 meeting.

John Ugoretz/Bob Dooley (Motion 5 carried unanimously)

Staff Summary: The Council directed its Ecosystem Work Group (EWG) to continue discussions with the Management Teams under the Council's four Fishery Management Plans on potential changes to the Fishery Ecosystem Plan (FEP), considering how the results of the Climate and Communities Initiative may influence desired revisions. Based on those discussions, the EWG, with Council guidance, will:

1. Revise and update the goals and objectives in FEP Chapter 2 after analyzing the existing goals and objectives, the progress that has been made on implementing them, and determining how the goals and objectives could be improved to be more specific and measurable and better guide integration of ecosystem objectives into fishery management plans.
2. Develop an outline of FEP revisions to reflect updated science and results of both completed and candidate initiatives.

The EWG will report on its progress at the March 2019 Council meeting.

3. Climate and Communities Initiative Update– Kit Dahl [[mp3: 9-8-18am3](#) @0:00:04]

Agenda Item G.3, Attachment 1: The Nature Conservancy Climate and Communities Workshop Report

a. Report from the Nature Conservancy Workshop – Gway Kirchner [[mp3: 9-8-18am3](#) @0:4:27]

Agenda Item G.3.a, Supplemental Nature Conservancy Presentation 1: May 15-16, 2018, The Nature Conservancy Climate and Communities Initiative Workshop (*Kirchner*)

b. Reports and Comments of Management Entities and Advisory Bodies [[mp3: 9-8-18am3](#) @0:15:34] and [[mp3: 9-8-18pm1](#) @0:00:27]

Agenda Item G.3.a, Ecosystem Workgroup Report 1

Agenda Item G.3.a, Supplemental EWG Report 2

Agenda Item G.3.b, Supplemental EWG Presentation 1: (*Yvonne deReynier*)

Agenda Item G.3.b, Supplemental SSC Report 1

Agenda Item G.3.b, Supplemental EAS Report 1

Agenda Item G.3.b, Supplemental GMT Report 1

Agenda Item G.3.b, Supplemental GAP Report 1

Agenda Item G.3.b, Supplemental SAS Report 1

Agenda Item G.3.b, Supplemental HC Report 1

Agenda Item G.3.b, Supplemental CPSMT Report 1

Agenda Item G.3.b, Supplemental CPSAS Report 1

Agenda Item G.3.b, Supplemental HMSAS Report 1

Agenda Item G.3.b, Supplemental HMSMT Report 1

c. Public Comment [[mp3: 9-8-18pm1](#) @0:37:06]

Agenda Item G.3.c, Supplemental Public Comment 1

[Agenda Item G.3.c, Supplemental Public Comment 2](#)

[Agenda Item G.3.c, Supplemental Public Comment 3](#)

Phil Levin, University of Washington

Corey Ridings (Ocean Conservancy), Gway Kirchner (The Nature Conservancy), and Theresa Labriola (Wild Oceans)

Jocelyn Enevoldsen, Heal the Bay

Diane Pleschner-Steele, California Wetfish Producers Association

- d. **Council Action: Review the Results of the Workshop and Provide Guidance on Next Steps for the Initiative** [[mp3: 9-8-18pm1](#) @1:09:15]

Motion: None

Staff Summary: Council members Caren Braby, Rich Lincoln, and John Ugoretz were appointed to the Ad Hoc Climate Scenarios Investigation Workgroup (CSI). The purpose of the CSI is to coordinate with the EWG and bring forward recommendations on how to consider scenario planning efforts to advance the Climate and Communities Initiative process. The CSI laid out a [series of actions](#) between now and November 2019 for this purpose.

H. Highly Migratory Species Management

1. [National Marine Fisheries Service Report – Kit Dahl](#) [[mp3: 9-8-18pm2](#) @0:40:49]

- a. **Regulatory Activities – Heidi Taylor** [[mp3: 9-8-18pm2](#) @0:40:51]

[Agenda Item H.1.a, NMFS Report 1](#): Report on Highly Migratory Species Activities

- b. **Fisheries Science Center Activities**
- c. **Reports and Comments of Management Entities and Advisory Bodies**
- d. **Public Comment**

None

- e. **Council Discussion** [[mp3: 9-8-18pm2](#) @0:48:15]

Motion: None

Staff Summary: None

2. [Final Recommendations on Non Deep-Set Buoy Gear Exempted Fishing Permits – Kit Dahl](#) [[mp3: 9-8-18pm2](#) @0:49:03]

[Agenda Item H.2, Attachment 1](#): Dr. John Hall EFP Application to Test the Use of a 5 Nautical Mile Section of Deep-Set Pelagic Longline Fishing Gear inside the U.S. Exclusive Economic Zone off California and Oregon (South of 46°16' N. latitude)

- a. **Reports and Comments of Management Entities and Advisory Bodies** [[mp3: 9-8-18pm2](#) @0:53:12]

[Agenda Item H.2.a, Supplemental HMSMT Report 1](#)

[Agenda Item H.2.a, Supplemental HMSAS Report 1](#)

b. **Public Comment** [[mp3: 9-8-18pm2](#) @1:03:47]

[Agenda Item H.2.b, Supplemental Public Comment 1](#)

Tara Brock, The PEW Charitable Trusts

Erin Kincaid, Oceana

Theresa Labriola, Wild Oceans

c. **Council Action: Adopt Final Recommendations on Non-Deep-Set Buoy Gear EFPs** [[mp3: 9-8-18pm2](#) @1:16:54]

Motion 7 [[mp3: 9-8-18pm2](#) @1:31:19]: Council approve the Hall EFP and forward it to NMFS for processing.

John Ugoretz/Christa Svensson (Motion 7 carried unanimously)

Staff Summary: The Council approved the [Hall EFP](#) testing deep-set longline inside the Exclusive Economic Zone and forwarded it to National Marine Fisheries Service (NMFS) for processing.

3. [Recommendations International Management Activities](#) – **Kit Dahl** [[mp3: 9-9-18am1](#) @0:02:55]

[Agenda Item H.3, Attachment 1](#): Report of the Eighteenth Meeting of the International Scientific Committee for Tuna and Tuna-Like Species in the North Pacific Ocean Plenary Session (*Electronic Only*)

a. **Report from the Joint Session of the Western and Central Pacific Fisheries Commission Northern Committee and the Inter-American Tropical Tuna Commission Working Group on the Management of Pacific Bluefin Tuna, and Report from the Western and Central Pacific Fisheries Commission Northern Committee Meeting** – Dorothy Lowman [[mp3: 9-9-18am1](#) @0:12:49]

b. **Reports and Comments of Management Entities and Advisory Bodies** [[mp3: 9-9-18am1](#) @1:14:05]

[Agenda Item H.3.a, NMFS Report 1](#)

[Agenda Item H.3.b, Supplemental NMFS Report 1](#)

[Agenda Item H.3.b, Supplemental NMFS Report 2](#)

[Agenda Item H.3.b, Supplemental SWFSC Presentation 1](#): (Gerard DiNardo)

[Agenda Item H.3.b, Supplemental HMSMT Report 1](#)

[Agenda Item H.3.b, Supplemental HMSAS Report 1](#)

c. **Public Comment** [[mp3: 9-9-18am1](#) @1:33:11]

Theresa Labriola, Wild Oceans

Doug Fricke

d. **Council Action: Provide Recommendations on U.S. Positions at Upcoming Meetings of the Western Central Pacific Fisheries Commissions and Other Forums as Appropriate** [[mp3: 9-9-18am1](#) @1:41:24]

Motion 8 [[mp3: 9-9-18am1](#) @2:01:15]: Council recommend the following Bluefin Tuna catch limits and management measures for 2019 and 2020:

1. An annual catch limit of 300 metric tons (mt), with any overage or unused limit being applied to the 2020 limit.

2. A fishing trip limit of 15 mt until such a time that 200 mt is reached.
3. Once 200 mt has been reached, reduce the trip limit to 2 mt.
4. A requirement for all Bluefin Tuna landings to be reported within 24 hours of landing using the California E-tix reporting system.
5. A method to close the fishery or reduce the trip limit via United States Coast Guard radio transmittal, or other means that will halt additional fishing in the most timely manner possible.
6. For 2020, a 15 mt commercial catch limit until such a time when the biennial limit is at 475 mt and reduce to a 2 mt trip limit.

John Ugoretz/Herb Pollard (Motion 8 carried unanimously)

Staff Summary: The Council recommended the following Pacific bluefin tuna catch limits and management measures for 2019 and 2020 West Coast Highly Migratory Species (HMS) fisheries:

1. In 2019, apply a 15 mt commercial fishery trip limit until landings reach 200 mt. Once landings have reached this level, the trip limit is reduced to 2 mt. The 2019 annual overall catch limit is 300 mt. The fishery is closed for the balance of the year when this limit is reached.
2. For 2020, apply a 15 mt commercial fishery trip limit until cumulative 2019-2020 landings reach 475 mt. Once this cumulative biennial level is reached, the trip limit is reduced to 2 mt. The fishery is closed for the balance of the year once the biennial limit of 600 mt is reached.
3. Consistent with Inter-American Tropical Tuna Commission (IATTC) Resolution [C-18-01](#), underages or overages in any one year are applied to the following year.
4. Pacific bluefin tuna landings must be reported within 24 hours of landing using the California E-tix reporting system.
5. NMFS will develop a method to close the fishery or reduce the trip limit via United States Coast Guard radio transmittal, or other means that will halt additional fishing in the most timely manner possible.

The Council also recommended that the 2019 ISC Pacific bluefin Management Strategy Evaluation workshop be held at a location on the U.S. West Coast.

The Council directed its HMS Management Team (HMSMT) to analyze fishing effort in the West Coast North Pacific albacore fishery to support discussions at the IATTC about specifying effort limits consistent with Resolution C-05-02. Based on the comparable Western and Central Pacific Fisheries Commission (WCPFC) conservation and management measure, the WCPFC Northern Committee (NC) defined the effort limit as the 2002-2004 average level. A fishing effort analysis could also support a change in the NC effort definition, to harmonize it with any limit adopted by the IATTC.

4. [Biennial Harvest Specifications and Management Measures](#) – Kit Dahl [[mp3: 9-9-18am2 @0:00:38](#)]

[Agenda Item H.4, Attachment 1](#): HMS FMP Chapter 4, Preventing Overfishing and Achieving Optimum Yield

[Agenda Item H.4, Attachment 2](#): Correspondence Between the Western Pacific Fishery Management Council and National Marine Fisheries Service Regarding Bigeye Tuna Aging Methods

- a. **Reports and Comments of Management Entities and Advisory Bodies** [[mp3: 9-9-18am2 @0:08:04](#)]

[Agenda Item H.4.a, NMFS Report 1](#)

[Agenda Item H.4.a, Supplemental NMFS Report 2](#)

[Agenda Item H.4.a, Supplemental HMSMT Report 1](#)

[Agenda Item H.4.a, Supplemental HMSAS Report 1](#)

- b. **Public Comment**

None

- c. **Council Action: Adopt Preliminary Revised Estimates of Reference Point Values, Annual Catch Limits, or Other Harvest Objectives and/or Management Measures** [[mp3: 9-9-18am2 @0:20:11](#)]

Motion 9 [[mp3: 9-9-18am2 @1:01:14](#)]: Council request the SSC to review tables and information in Agenda Item H.4, NMFS Report 1 for adoption and management use by the Council. Further, I move the Council request the HMSMT to develop a SAFE report for Council consideration. Both shall be for consideration by the Council in November 2018 and shall comment on the process as well as the content.

Caren Braby/John Ugoretz (Motion 9 carried unanimously)

Staff Summary: The Council directed its HMSMT to develop a Stock Assessment and Fisheries Evaluation (SAFE) report for Council consideration, incorporating the estimates of maximum sustainable yield (MSY) and status determination criteria (SDC) [recommended by NMFS](#). The Council requested its Scientific and Statistical Committee (SSC) to review these estimates for their suitability in management. The Council will consider SSC comments and the contents of the SAFE report at its November 2018 meeting. The Council may then adopt the estimates of MSY, optimum yield, and SDC presented in the SAFE document for management use and, as appropriate, recommend them to the IATTC and WCPFC. As part of this process, the Council also asked NMFS to provide information relative to the need to establish acceptable biological catch and annual catch limits for Council-managed HMS stocks.

The Council directed the HMSMT and HMS Advisory Subpanel to begin developing a long-term management strategy for Pacific bluefin tuna, recognizing that the stock is rebuilding and there is an opportunity for U.S. catch limits to increase in future years.

5. [Drift Gillnet \(DGN\) Performance Metrics Methodology](#) – Kit Dahl [[mp3: 9-9-18pm1 @0:00:02](#)]

- a. **Reports and Comments of Management Entities and Advisory Bodies** [[mp3: 9-9-18pm1 @0:04:24](#)]

[Agenda Item H.5.a, Supplemental SSC Report 1](#)

[Agenda Item H.5.a, Supplemental HMSMT Report 1](#)

[Agenda Item H.5.a, Supplemental HMSAS Report 1](#)

- b. **Public Comment** [[mp3: 9-9-18pm1 @0:21:24](#)]

[Agenda Item H.5.b, Supplemental Public Comment 1](#)

Geoff Shester, Oceana

Tara Brock, The PEW Charitable Trusts

Theresa Labriola, Wild Oceans

- c. **Council Action: Adopt Recommendations on Methods for Estimating Bycatch Relative to Performance Metrics in the Drift Gillnet Fishery** [[mp3: 9-9-18pm1 @0:39:01](#)]

Motion 10 [[mp3: 9-9-18pm1 @1:04:22](#)]: Council adopt the regression tree methodology for reviewing the performance of Highly Migratory Species (HMS) fishing interactions in relation to bycatch of rarely encountered non-marketable species. The Council directs the HMS Management Team to:

1. Develop proposed metrics using the regression tree method and that will take into account stock status and other factors for the following species and report back to the Council at the March 2019 meeting:
 - a. Minke Whale
 - b. Short-beaked common dolphin
 - c. Long-beaked common dolphin
 - d. Risso's dolphin
 - e. Northern right whale dolphin
 - f. Gray whale
 - g. Pacific white-sided dolphin
 - h. Billfish (non-swordfish)
 - i. Prohibited sharks (megamouth, basking, white)
 - j. Scalloped hammerhead sharks
 - k. Manta ray
 - l. Sperm whale
 - m. Humpback whale
 - n. Fin whale
 - o. Short-finned pilot whale
 - p. Bottlenose dolphin
 - q. Leatherback sea turtle
 - r. Loggerhead sea turtle
 - s. Olive ridley sea turtle
 - t. Green sea turtle
2. Make a comparison of using a single estimate within a year and using a multi-year trend to measure performance and report back to the Council with a recommendation on which would better indicate performance for each of the species above.
3. Develop a proposed process including management measures that the Council would consider if an HMS fishery is not performing within such metrics.

John Ugoretz/Marc Gorelnik

Amendment 1 [[mp3: 9-9-18pm1 @1:17:09](#)]: After "Develop proposed metrics" add "for the drift gillnet fishery"

Marc Gorelnik/Bob Dooley (Amendment 1 withdrawn with consent of the second)

Amendment 2 [[mp3: 9-9-18pm1](#) @1:17:09]: After “Develop proposed metrics” add “for the drift gillnet fishery” for the first paragraph, and replace the words “an HMS fishery” with “the drift gillnet fishery” (for paragraph #3)

Marc Gorelnik (Amendment 2 withdrawn by the maker prior to second)

Motion 10 withdrawn with consent of the second.

Motion 11 [[mp3: 9-9-18pm2](#) @0:00:48]: Council adopt the regression tree methodology for reviewing the performance of Highly Migratory Species (HMS) fishing interactions in the Drift Gillnet (DGN) fishery in relation to bycatch of rarely encountered non-marketable species. The Council directs the HMS Management Team to:

1. Develop proposed metrics for the DGN fishery using the regression tree method and that will take into account stock status and other factors for the following species and report back to the Council at the March 2019 meeting:
 - a. Minke Whale
 - b. Short-beaked common dolphin
 - c. Long-beaked common dolphin
 - d. Risso’s dolphin
 - e. Northern right whale dolphin
 - f. Gray whale
 - g. Pacific white-sided dolphin
 - h. Billfish (non-swordfish)
 - i. Prohibited sharks (megamouth, basking, white)
 - j. Scalloped hammerhead sharks
 - k. Manta ray
 - l. Sperm whale
 - m. Humpback whale
 - n. Fin whale
 - o. Short-finned pilot whale
 - p. Bottlenose dolphin
 - q. Leatherback sea turtle
 - r. Loggerhead sea turtle
 - s. Olive ridley sea turtle
 - t. Green sea turtle
2. Make a comparison of using a single estimate within a year and using a multi-year trend to measure performance in the DGN fishery and report back to the Council with a recommendation on which would better indicate performance.
3. Make a comparison of performance indicator uncertainty under different levels of observer coverage in the DGN fishery.
4. Develop a proposed process including potential bycatch reduction measures that the Council would consider if the DGN fishery is not performing within such metrics.

John Ugoretz/Marc Gorelnik (Motion 11 carried unanimously)

Staff Summary: The Council adopted the regression tree methodology for reviewing the performance of the drift gillnet (DGN) fishery in relation to bycatch of rarely encountered non-marketable species. The Council directed the HMSMT to:

1. Develop proposed metrics for 22 bycatch species encountered in the DGN fishery using the regression tree method.

2. Compare a single estimate within a year with a multi-year trend to measure performance in the DGN fishery.
3. Compare performance indicator uncertainty under different levels of DGN fishery observer coverage.
4. Develop a proposed process, including potential bycatch reduction measures that the Council would consider if the fishery is not performing within such metrics.

The Council directed the HMSMT to report back to the Council on these matters at the March 2019 meeting.

6. Swordfish Monitoring and Management Plan – Brett Wiedoff [[mp3: 9-9-18pm2 @0:06:04](#)]

[Agenda Item H.6, Attachment 1](#): Pacific Fishery Management Council Draft Swordfish Management and Monitoring Plan

a. Reports and Comments of Management Entities and Advisory Bodies [[mp3: 9-9-18pm2 @0:12:43](#)]

[Agenda Item H.6.a, Supplemental NMFS Report 1](#)

[Agenda Item H.6.a, Supplemental HMSMT Report 1](#)

[Agenda Item H.6.a, Supplemental HMSAS Report 1](#)

b. Public Comment [[mp3: 9-9-18pm2 @0:50:38](#)]

[Agenda Item H.6.b, Public Comment 1](#)

[Agenda Item H.6.b, Supplemental Public Comment 2](#)

[Agenda Item H.6.b, Supplemental Public Comment 3](#)

Theresa Labriola, Wild Oceans

Anna Weinstein, Audubon

Jon Gonzalez, Pacific Seafood presented [Agenda Item H.6.b, Supplemental Public Presentation 2](#): Pacific Seafoods (Gonzalez)

Andrea Treece, Earthjustice

Tara Brock, PEW Charitable Trusts

Erin Kincaid & Geoff Shester, Oceana presented [Agenda Item H.6.b, Supplemental Public Presentation 1](#): Oceana (Shester/Kincaid)

Austen Brown

Alexis Brown, The Nature Conservancy

c. Council Action: Adopt a Revised Preliminary Swordfish Management and Monitoring Plan for Public Review [[mp3: 9-9-18pm2 @1:39:35](#)]

Motion 12 [[mp3: 9-9-18pm2 @2:03:39](#)]: Council accept the edits provided by the Highly Migratory Species Management Team to the Swordfish Monitoring and Management Plan and hold that plan in draft. The Council may schedule further revision or adoption of the Plan at such a time when additional information and clarity is available in regards to the Drift Gillnet Fishery.

The Council will use the following timeline for upcoming management efforts in regards to the Swordfish fishery.

November 2018

1. Receive input on DSBG analyses, updates on fishing activity, and consider if limited entry criteria need to be included

2. Review proposed DGN performance metrics and analyses of the fishery based on new methodology

March 2019

1. Final action on authorizing a DSBG fishery
2. Scoping of potential FMP amendment considering a SSL fishery outside the EEZ

June 2019

1. Discuss range of alternatives for FMP amendment considering SSL fishery outside the EEZ
2. DGN performance metrics annual report
3. Ongoing EFP updates
4. Initial EFP proposal review and recommendations

September 2019

1. Consider a range of alternatives for FMP amendment authorizing a SSL fishery outside the EEZ
2. EFP proposal final recommendation.

March 2020

1. Consider a preliminary preferred alternative for FMP amendment authorizing a SSL fishery outside the EEZ

June 2020

1. Consider a final preferred alternative for FMP amendment authorizing a SSL fishery outside the EEZ

John Ugoretz/Christa Svensson

Amendment 1 [[mp3: 9-9-18pm2](#) @2:09:18]: Move November 2018 Item #2 to March 2019
Caren Braby/Bob Dooley (Amendment 1 carried unanimously)

Amendment 2 [[mp3: 9-9-18pm2](#) @2:17:38]: Insert the words “At this time the Council intends to” and remove the words “The Council will”
Caren Braby/Pete Hassemer (Amendment 2 withdrawn with consent of the second)

Amendment 3 [[mp3: 9-9-18pm2](#) @2:25:20]: Remove the phrase “The Council will use” and replace it with: “In building future agendas, the Council will consider”
Caren Braby/Pete Hassemer (Amendment 3 carried unanimously)
Motion 12 as amended, carried unanimously

Staff Summary: The Council recommended that edits identified in the [Highly Migratory Species Management Team report](#) be added to the Swordfish Monitoring and Management Plan (SMMP), and then hold the plan in draft form. Further revision or adoption of the SMMP for public review was not scheduled. The Council did [schedule](#) several future HMS actions, including the development of a deep-set buoy gear fishery, review of proposed drift gillnet performance metrics and analyses, and scoping the development of a shallow-set longline fishery beyond the U.S. economic exclusive zone (outside 200 miles).

I. Groundfish Management

1. [National Marine Fisheries Service Report – Todd Phillips \[mp3: 9-9-18pm2 @2:31:45\]](#)

a. **Regulatory Activities – Aja Szumylo [mp3: 9-9-18pm2 @2:35:05]**

[Agenda Item I.1.a, Supplemental NMFS Report 1](#): Rulemaking Plans and Major Activities

[Agenda Item I.1.a, Supplemental NMFS Report 2](#): Groundfish and Halibut *Federal Register* notices since the last Council meeting

[Agenda Item I.1.a, Supplemental NMFS Report 3](#): Trawl Gear Proposed Rule 83FR45396

b. **Fisheries Science Center Activities – Michelle McClure [mp3: 9-9-18pm2 @2:56:42]**

[Agenda Item I.1.b, NMFS NWFSC Report 1](#): Estimated Discard and Catch of Groundfish Species in the 2017 U.S. West Coast Fisheries (*Electronic only*)

[Agenda Item I.1.b, NMFS NWFSC Report 2](#): Pacific Halibut Bycatch in U.S. West Coast Fisheries (2002-2017) (*Electronic only*)

[Agenda Item I.1.b, NMFS NWFSC Report 3](#): Marine Mammal Mortality in U.S. West Coast Groundfish Fisheries (2002-2016) (*Electronic only*)

[Agenda Item I.1.b, NMFS NWFSC Report 4](#): Seabird Mortality in U.S. West Coast Groundfish Fisheries: 2002-2016) (*Electronic only*)

[Agenda Item I.1.b, Supplemental NMFS NWFSC Report 5](#): Observed and estimated total bycatch of salmon in the 2002-2016 U.S. west coast fisheries; July 2018 (*Excel workbook, Electronic Only*)

[Agenda Item I.1.b, Supplemental NMFS NWFSC Presentation 1](#): Groundfish Science Report (McClure)

c. **Reports and Comments of Management Entities and Advisory Bodies**

d. **Public Comment [mp3: 9-9-18pm2 @3:21:11]**

Gerry Richter

e. **Council Discussion [mp3: 9-9-18pm2 @3:22:07]**

Motion: None

Staff Summary: NMFS Northwest Fisheries Science Center (NWFSC) gave a presentation on recent activities including a proposal to study gear effects and habitat recovery times in response to recent modifications to essential fish habitat protections and the Rockfish Conservation Area. The NWFSC will hold an evening session at the November Council meeting on Tuesday, November 6 to coordinate with the fishing industry on this research opportunity. The Council received an update from NMFS West Coast Region regarding *Federal Register* notices and rulemaking. NMFS Office of Law Enforcement provided an oral report on ongoing vessel monitoring systems work, including efforts to update the list of approved monitoring devices.

2. [Amendment 28 – Essential Fish Habitat and Rockfish Conservation Area – Implementation Update – Kerry Griffin \[mp3: 9-10-18am1 @0:01:34\]](#)

[Agenda Item I.2, Attachment 1](#): Draft Proposed FMP Amendatory Language

a. **Reports and Comments of Management Entities and Advisory Bodies [mp3: 9-10-18am1 @0:06:33]**

[Agenda Item I.2.a, NMFS Report 1](#)

[Agenda Item I.2.a, Supplemental NMFS Report 2: Map of Amendment 28 Council-Recommended Alternative](#)

[Agenda Item I.2.a, Supplemental GMT Report 1](#)

[Agenda Item I.2.a, Supplemental GAP Report 1](#)

[Agenda Item I.2.a, Supplemental HC Report 1](#)

b. **Public Comment** [[mp3: 9-10-18am1](#) @0:55:58]

[Agenda Item I.2.b, Supplemental Public Comment 1](#)

Andrea Treece, Earthjustice ** *Did not testify* **

Geoff Shester and Erin Kincaid, Oceana

Tom Rudolph, The PEW Charitable Trusts

c. **Council Action: Review Implementation Progress, Adopt Preliminary Fishery Management Plan Amendatory Language for Public Review, and Provide Guidance as Necessary** [[mp3: 9-10-18am1](#) @1:05:02]

Motion 13 [[mp3: 9-10-18am1](#) @1:17:23]: Council adopt the amendatory language as presented by staff (Agenda Item I.2, Attachment 1) with the comments by the advisory bodies and public comments for public review.

Herb Pollard/Pete Hassemer (Motion 13 withdrawn with consent of the second)

Motion 14 [[mp3: 9-10-18am1](#) @0:01:34]: Council adopt the amendatory language as presented by staff (Agenda Item I.2, Attachment 1) for public review.

Herb Pollard/Pete Hassemer (Motion 14 carried unanimously)

Staff Summary: The Council received an update on the development of a Draft Environmental Impact Statement (DEIS) and preliminary Groundfish FMP language reflecting Council final action taken under Amendment 28. The Council adopted the [draft FMP language](#) for public review. The Council is tentatively scheduled to review the implementation of Amendment 28 at the March 2019 Council meeting and requested that Council Executive Director deem the proposed implementing regulations as meeting Council intent. NMFS plans to complete the rulemaking process in 2019, with implementation by January 1, 2020.

3. **Endangered Species Act Consultation on Eulachon** – Kit Dahl [[mp3: 9-10-18am2](#) @0:02:22]

a. **Reports and Comments of Management Entities and Advisory Bodies I** [[mp3: 9-10-18am2](#) @0:05:31]

[Agenda Item I.3.a, NMFS Report 1](#): 2012 Biological Opinion – Continuing Operation of the Pacific Coast Groundfish Fishery (*Electronic Only*)

[Agenda Item I.3.a, NMFS Report 2](#): Draft Incidental Take Statement for the Southern DPS of Eulachon

[Agenda Item I.3.a, Supplemental NMFS Report 3](#): Endangered Species Act Recovery Plan for the Southern Distinct Population Segment of Eulachon (*Thaleichthys pacificus*) Prepared by: National Marine Fisheries Service, West Coast Region (*Electronic Only*)

[Agenda Item I.3.a, Supplemental GMT Report 1](#)

[Agenda Item I.3.b, Supplemental GAP Report 1](#)

b. Public Comment

None

c. Council Action: Review Draft Incidental Take Statement for Eulachon and Provide Recommendations as Appropriate [[mp3: 9-10-18am2](#) @0:21:25]

Motion: None

Staff Summary: The Council supported NMFS use of the measures identified in the [draft incidental take statement](#).

4. [Stock Assessment Plan and Terms of Reference](#) – John DeVore [[mp3: 9-10-18am2](#) @0:27:29]

[Agenda Item I.4, Attachment 1](#): Draft Terms of Reference for the Groundfish and Coastal Pelagic Species Stock Assessment Review Process for 2019-2020

a. Reports and Comments of Management Entities and Advisory Bodies [[mp3: 9-10-18am2](#) @0:29:56]

[Agenda Item I.4.a, Supplemental SSC Report 1](#)

[Agenda Item I.4.a, Supplemental CPSAS Report 1](#)

b. Public Comment

None

c. Council Action: Adopt Final Terms of Reference for Groundfish and Coastal Pelagic Species Stock Assessments [[mp3: 9-10-18am2](#) @0:46:07]

Motion 15 [[mp3: 9-10-18am2](#) @0:47:20]: Council adopt as final the Terms of Reference for Groundfish and Coastal Pelagic Species Stock Assessment Review Process for 2019-2020 as shown in Agenda Item I.4 Attachment 1, with the revisions recommended by the SSC in Agenda Item I.4.a, Supplemental SSC Report 1.

Maggie Sommer/Bob Dooley (Motion 15 carried unanimously)

Staff Summary: The Council adopted the draft [Terms of Reference for Groundfish and Coastal Pelagic Species \(CPS\) Stock Assessment Review Process in 2019-2020](#) with changes recommended by the [Scientific and Statistical Committee](#). These terms of reference outline the roles and responsibilities of participants in 2019 and 2020 groundfish and coastal pelagic species stock assessment review processes.

5. [Methodology Review – Preliminary Topic Selection](#) – John DeVore [[mp3: 9-10-18am2](#) @0:56:10]

[Agenda Item I.5, Attachment 1](#): Proposal for a Methodology Review of the Determination of Fish Ages Using Fourier-transform Near-infrared Spectroscopy (FT-NIRS) Analysis of Otoliths and Vertebrae

a. Reports and Comments of Management Entities and Advisory Bodies [[mp3: 9-10-18am2](#) @0:58:43]

[Agenda Item I.5.a, Supplemental SSC Report 1](#)

b. Public Comment

None

- c. **Council Action: Adopt Preliminary Topics for Review in 2019** [[mp3: 9-10-18am2 @1:01:44](#)]

Motion: None

Staff Summary: The Council took no action on this agenda item since no new methodology proposals were endorsed for a formal review next year by the [Scientific and Statistical Committee](#).

6. Science Improvement Report – John DeVore [[mp3: 9-10-18am2 @1:03:39](#)]

[Agenda Item I.6, Attachment 1](#): DRAFT: Improving Catch Estimation Methods in Sparsely Sampled Mixed-Stock Fisheries

[Agenda Item I.6, Attachment 2](#): Methodology Review Panel Report: Catch Estimation Methodology Review

[Agenda Item I.6, Supplemental Attachment 3](#): Appendix D. Supplemental Catch Estimation Methodology Review Report

- a. **Reports and Comments of Management Entities and Advisory Bodies** [[mp3: 9-10-18am2 @1:07:07](#)]

[Agenda Item I.6.a, Supplemental SSC Report 1](#)

- b. **Public Comment**

None

- c. **Council Action: Review and Approve Science Improvements for Use in Management** [[mp3: 9-10-18am2 @1:16:56](#)]

Motion: None

Staff Summary: The Council took no action on this agenda item since no new methodologies were endorsed for informing future Council decisions by the [Scientific and Statistical Committee](#).

7. Five-Year Catch Share Follow on Action Preliminary Action– Jim Seger [[mp3: 9-10-18am2 @1:19:52](#)]

[Agenda Item I.7, Supplemental Staff Presentation 1](#): (Seger)

[Agenda Item I.7, Attachment 1](#): Follow-on Actions—Alternatives and Draft Impact Analysis

- a. **Reports and Comments of Management Entities and Advisory Bodies** [[mp3: 9-10-18pm1 @0:00:31](#)]

[Agenda Item I.7.a, Supplemental REVISED GMT Report 1](#)

[Agenda Item I.7.a, Supplemental GAP Report 1](#)

- b. **Public Comment** [[mp3: 9-10-18pm1 @0:24:44](#)]

[Agenda Item I.7.b, Supplemental Public Comment 1](#)

Mike Storey, F/V Pegasus

Sarah Nayani, Arctic Storm

Heather Mann, Midwater Trawlers Cooperative and Robert Smith, F/V Raven

Justin Johnson, F/V Pegasus

Dan Waldeck & Mike Hyde, Pacific Whiting Conservation Cooperative

- c. **Council Action: Adopt Preliminary Preferred Alternatives for the Five-Year Catch Shares Program Follow-On Actions and Provide Further Guidance as Necessary** [[mp3: 9-10-18pm1](#) @1:07:38]

Motion 16 [[mp3: 9-10-18pm1](#) @1:10:09]: Council identify the following as Preliminary Preferred Alternatives (PPAs) for the Follow-On Actions as described in Agenda Item I.7, Attachment 1:

1. At-Sea Whiting Fishery Bycatch Needs and Set-Aside Management – Alt. 4: Set-aside management for all four species (POP, darkblotched, widow, and canary rockfish); remove at-sea set-aside distributions from the FMP
2. Shorebased IFQ Sector Harvest Complex Needs – Alt. 2: Allow post-season trading for accounts in deficit with the sub-option to not limit vessels by the annual vessel QP use limits in covering their previous year deficits, and Alt. 3: Eliminate September 1st QP expiration
3. Catcher-Processor (CP) Accumulation Limits –
 - a. Implementation: Alt. 3: Apply accumulation limits to the existing co-op program
 - b. CP Permit Limit: Alt. 2: Establish a five-permit limit; use the “individual and collective rule” consistent with the IFQ program
 - c. Processing Limit: Alt. 1: No Action
4. New Data Collections for CPs and QS Owners –
 - a. CPs: Alt. 2: Collect detailed Catcher-Processor ownership data annually
 - b. QS Owners: “Alt. 4” NMFS would implement a system for collection of these data, but the Council recommends that NMFS identify the most efficient and effective way to conduct the collections

Michele Culver/Rich Lincoln (Motion 16 carried unanimously)

Motion 17 [[mp3: 9-10-18pm1](#) @1:21:34]: Council adopt the blackgill rockfish annual vessel quota pound limit purpose and needs statement, and the range of alternatives described in Agenda I.7, Attachment 1, and identify the PPA as Alternative 3 (20 percent).

Marci Yaremko/Bob Dooley (Motion 17 carried unanimously)

Staff Summary: The Council adopted the following preliminary preferred alternatives on each issue.

At-Sea Whiting Fishery Bycatch Needs and Set-Aside Management – Alternative 4: Set-aside management for all four rockfish species (Pacific ocean perch, darkblotched, widow, and canary); and, remove at-sea set-aside distribution formulas from the FMP.

Blackgill Annual Vessel QP Limits - Alternative 3: 20 percent.

Shorebased IFQ Sector Harvest Complex Needs – Alternative 2: Allow post-season trading for accounts in deficit with the sub-option to not limit vessels by the annual vessel quota pound (QP) use limits in covering their previous year deficits. Alternative 3: Eliminate September 1 QP expiration. (Alternatives are not mutually exclusive)

Catcher-Processor (CP) Accumulation Limits –

- A. CP Implementation Alternative 3: Apply accumulation limits to the existing co-op program (no delay).

- B. CP Permit Limit Alternative 2: Establish a five-permit limit; to attribute ownership, use the “individual and collective rule” consistent with the IFQ program.
- C. Processing Limit Alternative 1: No Action.

New Data Collections for CPs and QS Owners –

- A. CPs Alternative 2: Collect detailed CP ownership data annually.
- B. QS Owners New Alternative: NMFS would implement a system for collection of these data, but the Council recommends that NMFS identify the most efficient and effective way to conduct the collections.

Additionally, for the blackgill vessel QP limits, the Council adopted the draft purpose and need statement and range of alternatives provided for consideration in the [analytical document](#).

8. Continuing Midwater Trawl and Gear EFP and Salmon Bycatch Provision in New EFPs – Jim Seger [[mp3: 9-11-18am2 @0:32:27](#)]

[Agenda Item I.8, Attachment 1](#): August 13, 2018 Letter to Barry Thom Regarding Council Recommendations for Trawl Gear Rule

[Agenda Item I.8, Supplemental Attachment 2](#): Year-Round Coastwide Midwater Rockfish EFP (proposed)

a. Reports and Comments of Management Entities and Advisory Bodies [[mp3: 9-11-18am2 @0:37:13](#)]

[Agenda Item I.8.a, Supplemental NMFS Report 1](#)

[Agenda Item I.8.a, Supplemental GMT Report 1](#)

[Agenda Item I.8.a, Supplemental GAP Report 1](#)

b. Public Comment [[mp3: 9-11-18am2 @1:27:44](#)]

Lori Steele, West Coast Seafood Processors Association

Travis Hunter

Ralph Brown

c. Council Action: Adopt Final Recommendations on Continuing the Midwater Trawl and Gear EFP and on Salmon Bycatch in New EFPs [[mp3: 9-11-18am2 @1:43:15](#)] and [[mp3: 9-11-18pm1 @0:00:19](#)]

Motion 20 [[mp3: 9-11-18pm1 @0:01:23](#)]: Council approve:

The proposed year-round coastwide midwater trawl and gear EFP (Agenda Item I.8, Supp. Attach 2) for 2019, and also as a preliminary EFP for 2020, including the following provisions:

- A bycatch limit of 1000 chinook for all fish taken under EFP activity in waters north of 42 degrees.
- A bycatch limit of 100 chinook, for all fish taken under EFP activity in waters south of 42 degrees.
- NMFS to use an open enrollment period to solicit interest in the EFP, similar to the one used for 2018.
- Inclusion of any provisions into the EFP that cannot be implemented as part of the final trawl gear rulemaking.
- Flexibility to revisit caps – If NMFS determines that additional provisions of the trawl gear rulemaking cannot be implemented by Jan 1 2019, and would need to be included in the

2019 trawl gear EFP, opportunity should be made for the Council to reconsider these bycatch limits.

Marci Yaremko/Rich Lincoln (Motion 20 carried unanimously)

Motion 21 [[mp3: 9-11-18pm1](#) @0:09:37]: Council approve the chinook bycatch limits as shown I.8.a. Supplemental NMFS Report 1 for the three new 2019 and 2020 EFPs.
Maggie Sommer/Brad Pettinger (Motion 21 offered as a substitute)

Motion 22 [[mp3: 9-11-18pm1](#) @0:26:10]: Council approve the chinook bycatch limits as recommended by the GMT in Supplemental GMT Report 1, Agenda Item I.8.a.
Marci Yaremko/Marc Gorelnik

Amendment 1 [[mp3: 9-11-18pm1](#) @0:35:23]: For the Cook EFP a limit of 80 chinook.
Michele Culver/Rich Lincoln (Amendment 1 failed).
Motion 22 (substitute to Motion 21) carried (Mr. Pollard, Ms. Sommer, and Ms. Svensson voted no, Ms. Szumylo abstained)

Staff Summary: The Council recommended implementation of the year-round midwater trawl and gear EFP for 2019 and preliminary action to recommend the EFP for 2020. The salmon bycatch caps for 2019 will be 1,000 Chinook north of 42° and 100 Chinook south. The Council also recommended salmon caps of 10 Chinook for San Francisco Community Fishing Association EFP, 50 Chinook for the Scott Cook EFP, and 50 Chinook for the Real Good Fish EFP. The Council did not recommend coho caps for any of the EFPs. The Council also anticipates reports from completed EFP research at the November Council meeting.

9. Omnibus Workload Planning Process – Jim Seger [[mp3: 9-11-18pm1](#) @0:55:13]

[Agenda Item I.9, Supplemental Staff Presentation 1](#): Overview (Phillips)

[Agenda Item I.9, Attachment 1](#): Council Operating Procedure 9 (Excerpts)

[Agenda Item I.9, Attachment 2](#): Groundfish Workload Plan (April 2018)

a. Reports and Comments of Management Entities and Advisory Bodies [[mp3: 9-11-18pm1](#) @1:23:58]

[Agenda Item I.9.a, Supplemental GMT Report 1](#)

[Agenda Item I.9.a, Supplemental GAP Report 1](#)

b. Public Comment [[mp3: 9-11-18pm1](#) @1:51:46]

Heather Mann, Midwater Trawlers Cooperative

c. Council Action: Discuss Omnibus Planning Process, Assess Existing Groundfish Workload, and Provide Guidance on Next Steps [[mp3: 9-11-18pm2](#) @0:00:09]

Motion: None

Staff Summary: The Council will take up omnibus workload planning at its November meeting for the purpose of updating the list of possible new management measures to be included on the omnibus list and identifying whether there are some items that might be scheduled for work over the winter. Over the winter, the Groundfish Management Team (GMT) will make a preliminary cost/benefit and workload assessment of all of the items on the omnibus list. At its March 2019

meeting, the Council will review the GMT's assessment and develop or refine priorities, as needed. Additionally, the Council will review the [GMT proposal](#) for modifying the omnibus process and consider changes to Council Operating Procedure 9 as necessary to reflect modifications to the existing process.

10. [Final Inseason Management](#) – Todd Phillips [[mp3: 9-11-18pm2](#) @0:29:32]

a. Reports and Comments of Management Entities and Advisory Bodies [[mp3: 9-11-18pm2](#) @0:32:00]

[Agenda Item I.10.a, Supplemental CDFW Report 1](#)

[Agenda Item I.10.a, Supplemental CDFW Report 2](#)

[Agenda Item I.10.a, Supplemental CDFW Report 3](#)

[Agenda Item I.10.a, Supplemental ODFW Report 1](#)

[Agenda Item I.10.a, Supplemental GMT Report 1](#)

[Agenda Item I.10.a, Supplemental Revised GAP Report 1](#)

b. Public Comment [[mp3: 9-11-18pm2](#) @1:32:07]

[Agenda Item I.10.b, Supplemental Public Comment 1](#)

Sarah Nayani, Arctic Storm Management Group, and Brent Paine, United Catcher Boats
Robert Ingles

Dan Waldeck, Pacific Whiting Conservation Co-op

Christopher Kubiak, Central California Joint Cable/Fisheries Liaison Committee

c. Council Action: Adopt Final Inseason Adjustments for 2018 as Necessary, to Achieve, but Not Exceed, Annual Catch Limits and Other Management Objectives [[mp3: 9-11-18pm2](#) @1:32:07]

Motion 23 [[mp3: 9-11-18pm2](#) @1:42:35]: Council adopt the following inseason actions:

1. From I.10.a. Supplemental GMT Report 1: Alternative 1 for the LEN sablefish fishery (1,400 lbs/wk, not to exceed 4,200 lb/2 mo), Alternative 2 for the OAN (300 lb/day, or 1 landing per week of up to 1,400 lbs, not to exceed 2,800 lbs/2 mo), and Alternative 2 for the OAS (300 lb/day, or 1 landing per week of up to 1,600 lbs, not to exceed 4,800 lbs/2 mo).
2. From I.10.a. Supplemental GMT Report 1: Alternative 1, increase the bocaccio LE trip limit for the area between 34°27' - 40°10' to 1,500 lbs/2 months.
3. Move 9.7 mt of POP and 17.7 mt of darkblotched rockfish from the IOA sector into the buffer.
4. Increase the ratio of incidental halibut allowed in the primary sablefish fishery north of Point Chehalis to 200 net lbs. halibut per 1,000 lbs. sablefish (plus 2 halibut).

Maggie Sommer/Brad Pettinger (Motion 23 carried unanimously)

Motion 24 [[mp3: 9-11-18pm2](#) @1:50:06]: Council recommend that NMFS take action to move the CA recreational depth constraints, consistent with the CA action that was taken August 25:

1. Northern Area – reduce from 30 to 20 fa; remove all-depth fishery slated for Nov-Dec 2018
2. Mendo Area – remove the all-depth fishery slated for Nov-Dec 2018
3. San Francisco Area – Reduce from 40 to 30 fa
4. Central Area – Reduce from 50 to 40 fa

Marci Yaremko/Bob Dooley (Motion 24 carried unanimously)

Staff Summary: The Council reviewed the status of groundfish fisheries and recommended the following inseason actions.

Regarding Commercial Fisheries:

1. From [I.10.a, Supplemental GMT Report 1](#): Alternative 1 for the LEN sablefish fishery (1,400 lbs/wk, not to exceed 4,200 lb/2 mo), Alternative 2 for the OAN (300 lb/day, or 1 landing per week of up to 1,400 lbs, not to exceed 2,800 lbs/2 mo), and Alternative 2 for the OAS (300 lb/day, or 1 landing per week of up to 1,600 lbs, not to exceed 4,800 lbs/2 mo).
2. From [I.10.a, Supplemental GMT Report 1](#): Alternative 1, increase the bocaccio LE trip limit for the area between 34°27' - 40°10' to 1,500 lbs/2 months.
3. Move 9.7 mt of POP and 17.7 mt of darkblotched rockfish from the IOA sector into the buffer.
4. Increase the ratio of incidental halibut allowed in the primary sablefish fishery north of Point Chehalis to 200 net lbs. halibut per 1,000 lbs. sablefish (plus 2 halibut).

The Council also addressed depth restrictions in the California recreational fishery to reduce yelloweye rockfish encounters as follows:

1. Northern Area – reduce from 30 to 20 fathoms; remove all-depth fishery slated for November-December 2018
2. Mendocino Area – remove the all-depth fishery slated for November-December 2018
3. San Francisco Area – Reduce from 40 to 30 fathoms
4. Central Area – Reduce from 50 to 40 fathoms

J. Pacific Halibut Management

1. [2019 Catch Sharing Plan and Annual Regulations](#) – Robin Ehlke [[mp3: 9-10-18pm2 @0:01:46](#)]

[Agenda Item J.1, Attachment 1](#): 2018 Pacific Halibut Catch Sharing Plan for Area 2A

[Agenda Item J.1, Attachment 2](#): Visual Representation of the 2018 Area 2A Catch Sharing Plan for Pacific Halibut

[Agenda Item J.1, Attachment 3](#): Excerpts from the 'Pacific Halibut Management-Scoping Exercise'

[Agenda Item J.1, Supplemental Attachment 4](#): Past Reports from the IPHC Regarding the Area 2A Non-Treaty Commercial Directed Pacific Halibut Fishery

- a. **Report of the International Pacific Halibut Commission** – Steve Keith [[mp3: 9-10-18pm2 @0:03:23](#)]

[Agenda Item J.1.a, IPHC Report 1](#): IPHC Regulatory Area 2A Non-Treaty Directed Commercial Pacific Halibut Fishery

[Agenda Item J.1.a, Supplemental IPHC Presentation 1](#) (Steve Keith)

- b. **Reports and Comments of Management Entities and Advisory Bodies** [[mp3: 9-10-18pm2 @0:24:04](#)]

[Agenda Item J.1.b, NMFS Report 1: Report on the 2018 Pacific Halibut Fisheries in Area 2A](#)
[Agenda Item J.1.b, Supplemental ODFW Report 1](#)
[Agenda Item J.1.b, Supplemental WDFW Report 1](#)
[Agenda Item J.1.b, Supplemental CDFW Report 1](#)
[Agenda Item J.1.b, Supplemental GMT Report 1](#)
[Agenda Item J.1.b, Supplemental GAP Report 1](#)

c. Public Comment [[mp3: 9-10-18pm2](#) @0:46:15]

[Agenda Item J.1.c, Supplemental Public Comment 1](#)

Bob Alverson, Fishing Vessel Owners Association

Jonathan Sawin, Westport Charterboat Association

Paul Clampitt, F/V Augustine

d. Council Action: Adopt for Public Review Proposed 2019 Catch Sharing Plan and Annual Regulation Changes [[mp3: 9-10-18pm2](#) @0:53:47]

Motion 18 [[mp3: 9-10-18pm2](#) @0:55:55]: Council adopt for public review the proposed changes to the catch sharing plan as described in Agenda Item J.1.b, Supplemental WDFW Report 1 and Supplemental ODFW Report 1.

Michele Culver/Maggie Sommer (Motion 18 carried unanimously)

Staff Summary: The Council adopted for public review proposed changes to the 2019 Area 2A Catch Sharing Plan and annual fishing regulations in Washington and Oregon recreational fisheries. No changes were proposed for California recreational fisheries.

Washington Department of Fish and Wildlife proposed three changes for public review:

1. Columbia River sub-area: Revise the description of the season opening date so that it more closely aligns with the opening date in the other Washington subareas.

Option 1: Open the second Thursday in May.

Option 2: Open the second Friday in May.

Option 3: Consult with stakeholders and the Oregon Department of Fish and Wildlife (ODFW) to determine the season opening date prior to the November Council meeting.

2. Columbia River sub-area: Revise the days of the week that the season is open.

Option 1: Status quo (Thursday, Friday, Sunday).

Option 2: Friday and Sunday.

3. South Coast sub-area: Revise the CSP language to remove the set aside of 10 percent or 2,000 pounds for the nearshore fishery and allow the nearshore fishery to be open after the primary (all-depth) fishery closes, if sufficient quota remains.

ODFW proposed one change for public review:

1. Columbia River sub-area: Revise the season opening date so that it more closely aligns with the opening dates in other Washington or Oregon Subareas.

Status quo: Opens the first Thursday in May.

Alternative 1: Opens the second Thursday in May.

Alternative 2: Opens the second Friday in May.

Alternative 3: Consult with stakeholders and the Washington Department of Fish and Wildlife prior to the November Council meeting to determine the season opening date for the following year.

INFORMATIONAL REPORTS

[Informational Report 1](#): Executive Order Regarding the Ocean Policy to Advance the Economic, Security, and Environmental Interests of the United States

[Informational Report 2](#): Letters to Dan Hull, Chairman, NPFMC from Chris Oliver regarding council research priorities and integration of those priorities in the NMFS science planning

[Informational Report 3](#): 2018 Saltwater Recreational Fisheries Summit NOAA Fisheries announces the release of the final report and discussion highlights from the March 2018 summit

[Informational Report 4](#): 33rd Biannual Meeting of the Committee on Fisheries

[Informational Report 5](#): Future Seas MSE Workshop Report – Management Strategy Evaluation Workshop for the NOAA OAR/NMFS Project “Future Climate Change and the California Current – A Physics to Fisheries Management Strategy Evaluation”

[Supplemental Informational Report 6](#): Status Report of the 2018 Ocean Salmon Fisheries off Washington, Oregon, and California. Preliminary data through July 31, 2018

[Supplemental Informational Report 7](#): Bycatch Reduction Engineering Program – 2018 Recipients

VOTING LOG

Motion 1: Adopt [Agenda Item A.5, September 7-12, 2018 Council Meeting Agenda](#).
Herb Pollard/Pete Hassemer (Motion carried unanimously)

Motion 2: Council adopt the range of alternatives recommended in [Agenda Item C.1.a, Supplemental CPSMT Report 3](#) for live bait fishing to be applicable when a CPS stock is overfished with clarifications as follows:

The range of alternatives includes

1. Status quo – Live bait fishing is constrained to a maximum 15 percent incidental take of a CPS stock in an overfished status.
2. Remove the prescribed incidental allowance for live bait fisheries to allow the potential for directed take and amend the FMP accordingly.

In addition, the Council requests that:

The CPSMT develop specific FMP amendment language to achieve the Preliminary Preferred alternative for the November 2018 Council meeting. CDFW provide an update on progress made toward mandatory reporting at the April 2019 Council meeting.

Briana Brady/Louis Zimm (Motion 2 as amended, carried unanimously)

Motion 3: Council adopt as final, the research and data needs document as provided in Agenda Item F.1, Attachment 1, September 2018, including the specific edits recommended by the EWG and the SSC.

Phil Anderson/Herb Pollard (Motion 3 Withdrawn with consent of the second)

Motion 4: Adopt as final, the research and data needs document as provided in [Agenda Item F.1, Attachment 1, September 2018](#), including the specific edits [recommended by the SSC](#).

Phil Anderson/Herb Pollard (Motion 4 carried unanimously)

Motion 5: Council provide for a series of discussions between the Ecosystem Work Group (EWG) and the Council Management Teams to focus on appropriate changes and how the results of the Climate and Communities Initiative may influence the document. Based on those discussions, the Council should direct the EWG to revise and update the FEP as follows:

1. Revise and update the goals and objectives in Chapter 2 after analyzing the existing goals and objectives, the progress that has been made on implementing them, and determining how the goals and objectives could be improved to be more specific and measurable and better guide integration of ecosystem objectives into fishery management plans.
2. Develop an outline for how the FEP would be modified to reflect updated science and results of initiatives both now and in the future.

Direct the EWG to provide these updates to the Council for review at the March 2019 meeting.

John Ugoretz/Bob Dooley (Motion 5 carried unanimously)

Motion 6: Council send the letter in [Agenda Item F.2, Supplemental Attachment 11](#), September 2018.

Brad Pettinger/Bob Dooley (Motion 6 carried, Mr. Lockhart abstained)

Motion 7: Council approve the [Hall EFP](#) and forward it to NOAA for processing.

John Ugoretz/Christa Svensson (Motion 7 carried unanimously)

Motion 8: Council recommend the following Bluefin Tuna catch limits and management measures for 2019 and 2020:

1. An annual catch limit of 300 metric tons (mt), with any overage or unused limit being applied to the 2020 limit.
2. A fishing trip limit of 15 mt until such a time that 200 mt is reached.
3. Once 200 mt has been reached, reduce the trip limit to 2 mt.
4. A requirement for all Bluefin Tuna landings to be reported within 24 hours of landing using the California E-tix reporting system.
5. A method to close the fishery or reduce the trip limit via United States Coast Guard radio transmittal, or other means that will halt additional fishing in the most timely manner possible.
6. For 2020, a 15 mt commercial catch limit until such a time when the biennial limit is at 475 mt and reduce to a 2 mt trip limit.

John Ugoretz/Herb Pollard (Motion 8 carried unanimously)

Motion 9: Council request the SSC to review tables and information in [Agenda Item H.4. NMFS Report 1](#) for adoption and management use by the Council. Further I move the Council request the HMSMT to develop a SAFE report for Council consideration. Both shall be for consideration by the Council in November 2018 and shall comment on the process as well as the content.

Caren Braby/John Ugoretz (Motion 9 carried unanimously)

Motion 10: Council adopt the regression tree methodology for reviewing the performance of Highly Migratory Species (HMS) fishing interactions in relation to bycatch of rarely encountered non-marketable species. The Council directs the HMS Management Team to:

1. Develop proposed metrics using the regression tree method and that will take into account stock status and other factors for the following species and report back to the Council at the March 2019 meeting:
 - a. Minke Whale
 - b. Short-beaked common dolphin
 - c. Long-beaked common dolphin
 - d. Risso's dolphin
 - e. Northern right whale dolphin
 - f. Gray whale
 - g. Pacific white-sided dolphin
 - h. Billfish (non-swordfish)
 - i. Prohibited sharks (megamouth, basking, white)
 - j. Scalloped hammerhead sharks
 - k. Manta ray
 - l. Sperm whale
 - m. Humpback whale
 - n. Fin whale
 - o. Short-finned pilot whale
 - p. Bottlenose dolphin
 - q. Leatherback sea turtle
 - r. Loggerhead sea turtle
 - s. Olive ridley sea turtle
 - t. Green sea turtle
2. Make a comparison of using a single estimate within a year and using a multi-year trend to measure performance and report back to the Council with a recommendation on which would better indicate performance for each of the species above.
3. Develop a proposed process including management measures that the Council would consider if an HMS fishery is not performing within such metrics.

John Ugoretz/Marc Gorelnik (Motion 10 withdrawn with consent of the second)

Motion 11: Council adopt the regression tree methodology for reviewing the performance of Highly Migratory Species (HMS) fishing interactions in the Drift Gillnet (DGN) fishery in relation to bycatch of rarely encountered non-marketable species. The Council directs the HMS Management Team to:

1. Develop proposed metrics for the DGN fishery using the regression tree method and that will take into account stock status and other factors for the following species and report back to the Council at the March 2019 meeting:
 - a. Minke Whale
 - b. Short-beaked common dolphin
 - c. Long-beaked common dolphin
 - d. Risso's dolphin
 - e. Northern right whale dolphin
 - f. Gray whale
 - g. Pacific white-sided dolphin

- h. Billfish (non-swordfish)
 - i. Prohibited sharks (megamouth, basking, white)
 - j. Scalloped hammerhead sharks
 - k. Manta ray
 - l. Sperm whale
 - m. Humpback whale
 - n. Fin whale
 - o. Short-finned pilot whale
 - p. Bottlenose dolphin
 - q. Leatherback sea turtle
 - r. Loggerhead sea turtle
 - s. Olive ridley sea turtle
 - t. Green sea turtle
2. Make a comparison of using a single estimate within a year and using a multi-year trend to measure performance in the DGN fishery and report back to the Council with a recommendation on which would better indicate performance.
 3. Make a comparison of performance indicator uncertainty under different levels of observer coverage in the DGN fishery.
 4. Develop a proposed process including potential bycatch reduction measures that the Council would consider if the DGN fishery is not performing within such metrics.

John Ugoretz/Marc Gorelnik (Motion 11 carried unanimously)

Motion 12: Council accept the edits provided by the [Highly Migratory Species Management Team](#) to the [Swordfish Monitoring and Management Plan](#) and hold that plan in draft. The Council may schedule further revision or adoption of the Plan at such a time when additional information and clarity is available in regards to the Drift Gillnet Fishery.

In building future agendas, the Council will consider the following timeline for upcoming management efforts in regards to the Swordfish fishery.

November 2018

1. Receive input on DSBG analyses, updates on fishing activity, and consider if limited entry criteria need to be included

March 2019

1. Final action on authorizing a DSBG fishery
2. Scoping of potential FMP amendment considering a SSLL fishery outside the EEZ
3. Review proposed DGN performance metrics and analyses of the fishery based on new methodology

June 2019

1. Discuss range of alternatives for FMP amendment considering SSLL fishery outside the EEZ
2. DGN performance metrics annual report
3. Ongoing EFP updates
4. Initial EFP proposal review and recommendations

September 2019

1. Consider a range of alternatives for FMP amendment authorizing a SSLL fishery outside the EEZ
2. EFP proposal final recommendation

March 2020

1. Consider a preliminary preferred alternative for FMP amendment authorizing a SSL fishery outside the EEZ

June 2020

1. Consider a final preferred alternative for FMP amendment authorizing a SSL fishery outside the EEZ

John Ugoretz/Christa Svensson (Motion 12 as amended, carried unanimously)

Motion 13: Council adopt the amendatory language as presented by staff ([Agenda Item I.2, Attachment 1](#)) with the comments by the advisory bodies and public comments for public review.

Herb Pollard/Pete Hassemer (Motion 13 withdrawn with consent of the second)

Motion 14: Council adopt the amendatory language as presented by staff ([Agenda Item I.2, Attachment 1](#)) for public review.

Herb Pollard/Pete Hassemer (Motion 14 carried unanimously)

Motion 15: Council adopt as final the Terms of Reference for Groundfish and Coastal Pelagic Species Stock Assessment Review Process for 2019-2020 as shown in [Agenda Item I.4 Attachment 1](#), with the revisions recommended by the SSC in [Agenda Item I.4.a. Supplemental SSC Report 1](#).

Maggie Sommer/Bob Dooley (Motion 15 carried unanimously)

Motion 16: Council identify the following as Preliminary Preferred Alternatives (PPAs) for the Follow-On Actions as described in [Agenda Item I.7, Attachment 1](#):

1. At-Sea Whiting Fishery Bycatch Needs and Set-Aside Management – Alt. 4: Set-aside management for all four species (POP, darkblotched, widow, and canary rockfish); remove at-sea set-aside distributions from the FMP
2. Shorebased IFQ Sector Harvest Complex Needs – Alt. 2: Allow post-season trading for accounts in deficit with the sub-option to not limit vessels by the annual vessel QP use limits in covering their previous year deficits, and Alt. 3: Eliminate September 1st QP expiration
3. Catcher-Processor (CP) Accumulation Limits –
 - a. Implementation: Alt. 3: Apply accumulation limits to the existing co-op program
 - b. CP Permit Limit: Alt. 2: Establish a five-permit limit; use the “individual and collective rule” consistent with the IFQ program
 - c. Processing Limit: Alt. 1: No Action
4. New Data Collections for CPs and QS Owners –
 - d. CPs: Alt. 2: Collect detailed Catcher-Processor ownership data annually
 - e. QS Owners: “Alt. 4” NMFS would implement a system for collection of these data, but the Council recommends that NMFS identify the most efficient and effective way to conduct the collections

Michele Culver/Rich Lincoln (Motion 16 carried unanimously)

Motion 17: Council adopt the blackgill rockfish annual vessel quota pound limit purpose and needs statement, and the range of alternatives described in [Agenda I.7, Attachment 1](#), and identify the PPA as Alternative 3 (20 percent).

Marci Yaremko/Bob Dooley (Motion 17 carried unanimously)

Motion 18: Council adopt for public review the proposed changes to the catch sharing plan as described in [Agenda Item J.1.b, Supplemental WDFW Report 1](#) and [Supplemental ODFW Report 1](#).

Michele Culver/Maggie Sommer (Motion 18 carried unanimously)

Motion 19: Council approve the draft letter to Mr. Risenhoover regarding the Council's comments on the cost allocation procedural directive ([Agenda Item F.3, Attachment 2](#)).

Phil Anderson/Corey Niles (Motion 19 carried, Ms. Ames abstained)

Motion 20: Council approve the proposed year-round coastwide midwater trawl and gear EFP ([Agenda Item I.8, Supp. Attach 2](#)) for 2019, and also as a preliminary EFP for 2020, including the following provisions:

- A bycatch limit of 1000 chinook for all fish taken under EFP activity in waters north of 42 degrees
- A bycatch limit of 100 chinook, for all fish taken under EFP activity in waters south of 42 degrees
- NMFS to use an open enrollment period to solicit interest in the EFP, similar to the one used for 2018
- Inclusion of any provisions into the EFP that cannot be implemented as part of the final trawl gear rulemaking
- Flexibility to revisit caps – If NMFS determines that additional provisions of the trawl gear rulemaking cannot be implemented by Jan 1 2019, and would need to be included in the 2019 trawl gear EFP, opportunity should be made for the Council to reconsider these bycatch limits

Marci Yaremko/Rich Lincoln (Motion 20 carried unanimously)

Motion 21: Council approve the chinook bycatch limits as shown [I.8.a, Supplemental NMFS Report 1](#) for the three new 2019 and 2020 EFPs.

Maggie Sommer/Brad Pettinger (Motion 22 offered as a substitute)

Motion 22: Council approve the chinook bycatch limits as recommended by the GMT in [Supplemental GMT Report 1, Agenda Item I.8.a](#).

Marci Yaremko/Marc Gorelnik (Motion 22, as a substitute to Motion 21, carried with Mr. Pollard, Ms. Sommer, and Ms. Svensson voted no, Ms. Szumylo abstained)

Motion 23: Council adopt the following inseason actions:

1. From [I.10.a, Supplemental GMT Report 1](#): Alternative 1 for the LEN sablefish fishery (1,400 lbs/wk, not to exceed 4,200 lb/2 mo), Alternative 2 for the OAN (300 lb/day, or 1 landing per week of up to 1,400 lbs, not to exceed 2,800 lbs/2 mo), and Alternative 2 for the OAS (300 lb/day, or 1 landing per week of up to 1,600 lbs, not to exceed 4,800 lbs/2 mo).

2. From [I.10.a, Supplemental GMT Report 1](#): Alternative 1, increase the bocaccio LE trip limit for the area between 34°27'- 40°10' to 1,500 lbs/2 months.
3. Move 9.7 mt of POP and 17.7 mt of darkblotched rockfish from the IOA sector into the buffer.
4. Increase the ratio of incidental halibut allowed in the primary sablefish fishery north of Point Chehalis to 200 net lbs. halibut per 1,000 lbs. sablefish (plus 2 halibut).

Maggie Sommer/Brad Pettinger (Motion 23 carried unanimously)

Motion 24: Council recommend that NMFS take action to move the CA recreational depth constraints, consistent with the CA action that was taken August 25:

1. Northern Area – reduce from 30 to 20 fa; remove all-depth fishery slated for Nov-Dec 2018
2. Mendo Area – remove the all-depth fishery slated for Nov-Dec 2018
3. San Francisco Area – Reduce from 40 to 30 fa
4. Central Area – Reduce from 50 to 40 fa

Marci Yaremko/Bob Dooley (Motion 24 carried unanimously)

Motion 25: Council adopt the recommendations of the Budget Committee ([Agenda Item F.4.a, Supplemental Budget Committee Report 1](#), September 2018).

Pete Hassemer/Herb Pollard (Motion carried unanimously, Ms. Ames abstained)

Motion 26: Council approve the Draft June 2018 Council Meeting record as shown in [Agenda Item F.5, Attachment 1: Draft Council Meeting Record](#): 245th Session of the Pacific Fishery Management Council (June 7-13, 2018) with the correction by Chair Anderson.

Herb Pollard/Marc Gorelnik (Motion carried unanimously)

Motion 27: Council add one additional seat to the CPSAS. The seat should be designated as “at-large”.

Marc Gorelnik/Rich Lincoln (Motion failed; Mr. Gorelnik, Mr. Niles, and Mr. Lincoln voted yes)

Motion 28: Council modify the membership of the HMSAS by reducing the commercial at-large from 3 to 2 and add an “at-large” position.

Rich Lincoln/Corey Niles (Motion carried; Mr. Dooley, Mr. Zimm, Ms. Yaremko, Ms. Ames, Ms. Svensson, and Mr. Pollard voting no)

Motion 29: Council to change the designation as follows: on the CPSMT change tribal agency to tribal representative; on GMT change tribal agency to tribal representative; on HMSMT change tribal agency to tribal representative; on STT change tribal government to tribal representative; on GF ESA Workgroup change tribal agency to tribal representative.

Marc Gorelnik/Herb Pollard (Motion carried unanimously, Ms. Ames abstained)

Motion 30: Council change the STT representative parenthetical (strike the word “agency”) on the salmon MEW.

Marc Gorelnik/Rich Lincoln (Motion carried unanimously, Ms. Ames abstained)

Motion 31: Council decommission the ad hoc Community Advisory Board and the ad hoc Sacramento Winter Chinook Workgroup.

Herb Pollard/Pete Hassemer (Motion carried unanimously)

Motion 32: Council appoint Mr. Jonathan Carey to the National Marine Fisheries Service West Coast Region seats on the Salmon Technical Team and the Model Evaluation Workgroup formerly held by Mr. Larrie LaVoy.

Kelly Ames/Herb Pollard (Motion carried unanimously)

Motion 33: Council appoint Dr. James Hilger to the National Marine Fisheries Service Southwest Fisheries Science Center seat on the Coastal Pelagic Species Management Team formerly held by Dr. Emmanis Dorval.

Kelly Ames/Herb Pollard (Motion carried unanimously)

Motion 34: Council create an ad hoc workgroup entitled “The Climate Scenarios Investigation” with membership as described in [Agenda Item F.6.a, Supplemental Tri-State Report 1](#), September 2018.

Kelly Ames/Bob Dooley (Motion carried unanimously)

ADJOURN

The Council meeting adjourned on Wednesday, September 12, 2018 at 2:15 p.m.



Phil Anderson
Council Chair

February 20, 2019
Date