

DRAFT COUNCIL MEETING RECORD
263rd Session of the
Pacific Fishery Management Council
November 15-19 & 21-22, 2021
Webinar

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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/council-meetings/previous-meetings/> 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 and Summary Transcripts** – 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. For additional reference, verbatim transcripts of Council Actions are available on the Council website. The recordings and transcripts 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

1. Opening Remarks – Brad Pettinger, Vice-Chair

Mr. Brad Pettinger, Council Vice-Chair, called the 263rd meeting of the Pacific Fishery Management Council (Council) to order at 11:15 a.m. on November 16, 2021. A closed session was held before this open session to discuss litigation and personnel matters.

2. Roll Call – Chuck Tracy

Council Members present (*or online) during the meeting week:

National Marine Fisheries Service:	Mr. Barry Thom Mr. Frank Lockhart, designee* Mr. Ryan Wulff, designee Ms. Kelly Ames, designee* Ms. Keeley Kent, designee Ms. Susan Bishop, designee Mr. Lyle Enriquez, designee
Alaska State Official:	Ms. Rachel Baker, nonvoting designee Ms. Karla Bush, nonvoting designee Ms. Dani Evenson, nonvoting designee
Washington State Official:	Mr. Kyle Adicks, designee Ms. Heather Hall, designee Mr. Corey Niles, designee
Washington Obligatory:	Mr. Butch Smith
Oregon State Official:	Dr. Caren Braby, designee Mr. Chris Kern, designee Ms. Maggie Sommer, designee
Oregon Obligatory:	Ms. Christa Svensson
California State Official:	Ms. Marci Yaremko, designee Mr. Brett Kormos, designee* Mr. John Ugoretz, designee Ms. Briana Braby, designee
California Obligatory:	Ms. Corey Ridings
Idaho State Official:	Mr. Virgil Moore, designee
Idaho Obligatory:	Mr. Pete Hassemer
Tribal Official:	Mr. Joseph Oatman
At-Large:	Mr. Phil Anderson Mr. Robert Dooley Mr. Brad Pettinger, Vice-Chair Mr. Marc Gorelnik, Chair
Pacific States Marine Fisheries Commission:	Dr. David Hanson, Parliamentarian, nonvoting designee
U.S. Coast Guard:	LCDR Brett Ettinger, nonvoting designee LT Lelea Lingo, nonvoting designee Mr. Chris German, nonvoting designee
U.S. Fish and Wildlife Service:	Mr. Mike Clark, nonvoting designee

Dr. Kyle Hanson, nonvoting designee
Mr. John Netto, nonvoting designee
Mr. Tom Sinclair, nonvoting designee*

Absent from the Meeting:

U.S. State Department: Mr. David Hogan, nonvoting designee

3. Executive Director's Report – Chuck Tracy

4. Agenda – Marc Gorelnik

a. Council Action: Approve Agenda

Motion 1: Adopt Agenda Item A.4, November 15-19 and 21-22, 2021 Council Meeting Agenda.
Pete Hassemer/Heather Hall (Motion 1 carried unanimously)

B. Open Comment Period

1. Comments on Non-Agenda Items – Chuck Tracy

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Discussion and Comments, as Appropriate

C. Administrative Matters

1. Council Coordination Committee Meeting Report – Chuck Tracy

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Consider Report on the Council Coordination Committee Meeting

Motion: None

Staff Summary: None

2. Marine Planning – Kerry Griffin

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Review Recent Activity, Approve Responses as Necessary, and Provide Guidance on the Development of a Position Statement, Terms of Reference, and Schedule for Future Council Engagement

Motion 10: Council:

- Approve and send the draft letter to BOEM on Oregon OSW process ([Supplemental Attachment 1](#)), after staff finalization to address streamline editing to remove redundancy (paragraphs 3 and 6) and copy-edits.
- Task the MPC with (per [Supplemental MPC Report 1](#)):
 - Drafting brief cover letter on BOEM research priorities ([Supplemental Attachment 3](#)) and send with suggested attachments (3 letters, research needs)
 - Drafting brief cover letter on EO14008 ([Supplemental Informational Report 7](#)) and submit with suggested attachments (CCC and PFMC letters, 2021)
 - Drafting brief cover letter on USCG PARS ([Supplemental Attachment 4](#)) and submit with suggested attachments (letters on OSW)
 - Include suggested language from AB reports ([Supplemental HMSAS Report 1](#) and [Supplemental GAP Report 1](#))
 - Initiating a quick reference letter to BOEM on Environmental Assessment comment opportunity for Morro Bay WEA ([Supplemental Attachment 2](#))
- Task the MPC, EWG and HC to develop draft policy document on offshore development activities for Council consideration in March 2022. Document to include considerations including both:
 - Fisheries impacts
 - Ecosystem impacts (including essential fish habit [EFH])

Caren Braby/Virgil Moore (Motion 10 carried unanimously)

Staff Summary: The Council discussed several Marine Planning related issues, considered the Marine Planning Committee (MPC) [Report](#), and approved the following actions:

- Send the draft [letter](#) to the Bureau of Ocean Energy Management (BOEM) on the Oregon offshore wind (OSW) energy planning process with minor editorial modifications;
- Develop and send a cover letter and suggested attachments on [BOEM research priorities](#), including the Council’s Research and Data Needs [Document](#) and previous comments on study needs related to offshore wind development and planning activities;
- Submit comments on [Executive Order 14008](#) “America the Beautiful” emphasizing the management actions and existing regulatory mechanisms available to the Council that protect and conserve important fisheries and ecosystem resources;
- Develop and send a cover letter on the United States Coast Guard [Port Access Route Study](#) (PARS) including suggested language from Supplemental HMSAS [Report 1](#) and Supplemental GAP [Report 1](#), and attach three prior letters on offshore wind energy sent in September and October;
- Initiate a letter to BOEM in response to the pending comment opportunity on the Morro Bay Wind Energy Area Environmental Assessment [notice for comment](#), under the quick response approval process;
- Task the MPC, the Ecosystem Workgroup, and the Habitat Committee with developing a draft policy document on offshore development activities for Council consideration in March 2022, including considerations of impacts to fisheries, the ecosystem, and essential fish habitat.

The Council also encouraged Council Advisory Bodies to familiarize themselves with the National Oceanic and Atmospheric Administration (NOAA) [Aquaculture Opportunity Areas Atlas](#) for

Southern California, in anticipation of a Notice of Intent on a Programmatic Environmental Impact Statement expected for early 2022.

3. Final Regional Operating Agreement – Chuck Tracy

- a. Reports and Comments of Management Entities and Advisory Bodies**
- b. Public Comment**
- c. Council Action: Review Changes Proposed by Council Staff and NMFS and Adopt a Final Regional Operating Agreement**

Motion: None

Staff Summary: The Council approved an [updated Operating Agreement](#) among the Council, National Marine Fisheries Service (NMFS) West Coast Region, the Northwest and Southwest Fisheries Science Centers, Office of Law Enforcement, and Northwest and Southwest NOAA General Counsels.

4. Preliminary West Coast Regional Framework for Determining the Best Scientific Information Available – John DeVore

- a. Reports and Comments of Management Entities and Advisory Bodies**
- b. Public Comment**
- c. Council Action: Review the Preliminary Framework and Provide Comments**

Motion: None

Staff Summary: The Council considered the [NMFS draft regional framework for determining best scientific information available](#), and requested the NMFS West Coast Region consider the comments and recommendations provided by the [Scientific and Statistical Committee](#) and the [Salmon Technical Team](#). The policy directive requires the Best Scientific Information Available framework be completed by May 7, 2022, and the Council has tentatively scheduled this item on their April 2022 agenda.

5. Fiscal Matters – Patricia Crouse

- a. Report of the Budget Committee – Pete Hassemer**
- b. Reports and Comments of Management Entities and Advisory Bodies**
- c. Public Comment**
- d. Council Action: Consider Budget Committee Report and Recommendations**

Motion 19: Council adopt the Budget Committee recommendations as outlined in Agenda Item C.5.a, Supplemental Budget Committee Report 1, November 2021 and further develop and refine a list of initiatives that could be advanced by a onetime use of Council funds and bring

back information on costs and impacts on the Council's budget for consideration by the Budget Committee and the Council at its March 2022 meeting.
Pete Hassemer/Christa Svensson (Motion 19 carried, Mr. Anderson and Mr. Pettinger voted no, Mr. Wulff abstained)

Staff Summary: The Council approved a 2022 Provisional Budget of \$6,056,028 for use beginning January 1 and recommended scheduling a Budget Committee meeting in March 2022 to discuss staff's list of initiatives with associated costs and impacts on the Council's budget.

6. Legislative Matters – Chuck Tracy

a. Report of the Legislative Committee – Dave Hanson

b. Reports and Comments of Management Entities and Advisory Bodies

c. Public Comment

d. Council Action: Consider Legislative Committee Report and Recommendations

Motion 20: Council approve the CCC consensus statements on Magnuson Act reauthorization as in [Agenda Item C.1, Supplemental Attachment 5](#).

Bob Dooley/Butch Smith (Motion 20 carried, Mr. Wulff Abstained)

Staff Summary: The Council approved the Council Coordination Committee [draft consensus statements](#) to be incorporated into the [CCC Working Paper on Magnuson-Stevens Act Reauthorization Issues](#).

7. Approval of Council Meeting Record – Marc Gorelnik

a. Council Action: Approve Previous Council Meeting Record

Motion 21: Council approve the September 2021 and October 2021 Council meeting records as shown in:

- [Agenda Item C.7, Attachment 1](#): Draft Council Meeting Record - 261st Session of the Pacific Fishery Management Council (September 8-11 & 13-15, 2021) and
- [Agenda Item C.7, Attachment 2](#): Draft Council Meeting Record - 262nd Session of the Pacific Fishery Management Council (October 12, 2021).

Phil Anderson/Pete Hassemer (Motion 21 carried unanimously)

8. Standardized Bycatch Reporting Methodology – Final Action – Brett Wiedoff

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Identify Compliant Fishery Management Plans (FMP) and Adopt Final Preferred Alternatives for FMP Amendments, as Necessary

Motion 22: Council adopt the FMP amendment language in C.8, Attachment 1 for the Salmon, HMS, and CPS FMPs to bring the FMPs into compliance with the NMFS SBRM final rule, including the one minor edit recommended by the CPSMT in their report. The Council also affirms that the Groundfish FMP is compliant with the final rule and no amendment is necessary. Rationale for these decisions can be found in the respective management team's statements from June 2021 ([C.2.a, Supplemental GMT Report 1](#)), September 2021 ([E.5.a, Supplemental HMSMT Report 1](#), [E.5.a Supplemental CPSMT Report 1](#)) and November 2021 ([C.8.a, Supplemental STT Report 1](#)).

John Ugoretz/Corey Ridings (Motion 22 carried unanimously)

Staff Summary: The Council completed its consistency review and adopted fishery management plan (FMP) amendment language for the Pacific Salmon, Coastal Pelagic Species, and Highly Migratory Species FMPs to bring them into compliance with NMFS standardized bycatch reporting methodology (SBRM) final rule. The Council also reaffirmed that the Groundfish FMP is consistent with the final rule and no amendment is necessary. The Council will transmit the consistency-review package, including FMP amendment language and rationale to NMFS for a final consistency determination.

9. Membership Appointments and Council Operating Procedures – Mike Burner

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Consider Appointments to Council Committees and Advisory Bodies; Adopt Changes to Council Operating Procedures

Motion 28: Council adopt [C.9.a, CPSMT Report 1](#), Proposed Changes to Council Operating Procedure 9.

Briana Brady/Heather Hall (Motion 28 carried unanimously)

Motion 29: Council appoint Dr. Kate Richerson to the National Marine Fisheries Service Northwest Fisheries Science Center position on the Groundfish Management Team currently held by Dr. Kayleigh Somers.

Ryan Wulff/Phil Anderson (Motion 29 carried unanimously)

Motion 30: Council make the following appointments to the Coastal Pelagic Species Advisory Subpanel:

- California Commercial Fisheries (3 Positions)
 - Mr. David Crabbe, Mr. David Haworth, and Mr. Nick Jurlin
- Oregon Commercial Fisheries
 - Mr. Ryan Kapp
- Washington Commercial Fisheries
 - Mr. Michael Cornman
- Processor (3 positions)
 - Mr. Brian Blake, Mr. Mike Okoniewski, and Mr. Anthony Vuoso
- California Sport/Charter Fisheries

- Mr. Steve Crooke
- Conservation Group
 - Ms. Anna Weinstein

Maggie Sommer/Briana Brady (Motion 30 carried unanimously)

Motion 31: Council make the following appointments to the Ecosystem Advisory Subpanel:

- California (3 At-Large Positions)
 - Ms. Melissa Mahoney, Mr. Richard Ogg, and Ms. Deborah Wilson-Vandenberg
- Oregon (3 At-Large positions)
 - Mr. Scott McMullen, Ms. Gway Rogers-Kirchner, and Dr. Andrew Thurber
- Washington (3 At-Large positions)
 - Dr. Terrie Klinger, Dr. Phillip Levin, and Ms. Michele Robinson

Briana Brady/Bob Dooley (Motion 31 carried unanimously)

Motion 32: Council make the following appointments to the Groundfish Advisory Subpanel:

- Fixed Gear Fisheries (3 At-Large)
 - Mr. Bob Alverson, Mr. Scott Hartzell, and Mr. Gerry Richter
- Bottom Trawl Fisheries
 - Mr. Travis Hunter
- Mid-Water Trawl Fisheries
 - Mr. Jeff Lackey
- At-Large Trawl Fisheries (2 positions)
 - Ms. Ruth Christiansen and Mr. Kevin Dunn
- Open Access Fisheries North of Cape Mendocino
 - Mr. Harrison Ibach
- Open Access Fisheries South of Cape Mendocino
 - Mr. Daniel Platt
- Processors (2 At-Large Positions)
 - Ms. Susan Chambers
- At-Sea Processor
 - Mr. Daniel Waldeck
- Washington Charter Boat Operator
 - Mr. Steve Westrick
- Oregon Charter Boat Operator
 - Mr. Jeff Wilmarth
- California Charter Boat Operator North of Point Conception
 - Mr. Tim Klassen
- California Charter Boat Operator South of Point Conception
 - Mr. Merit McCrea
- Sport Fisheries (3 At-Large positions)
 - Mr. Stephen Godin and Mr. Louis Zimm
- Tribal Fisheries
 - Mr. Steve Joner
- Conservation Group
 - Mr. Shems Jud

Heather Hall/Maggie Sommer (Motion 32 carried unanimously)

Motion 33: Council make the following appointments to the Highly Migratory Advisory Subpanel:

- Commercial Troll Fisheries
 - Mr. Wayne Heikkila
- Commercial Purse Seine Fisheries
 - Mr. Mike Conroy
- Commercial Gillnet Fisheries
 - Mr. Gary Burke
- Commercial Deep-Set Buoy Gear
 - Mr. William Sutton
- Commercial Fisheries North of Point Conception
 - Mr. Douglas Fricke
- Commercial Fisheries South of Point Conception
 - Mr. Austen Brown
- Processor North of Cape Mendocino
 - No appointment at this time
- Processor South of Cape Mendocino
 - Mr. David Rudie
- Northern Charter Boat Operator
 - Mr. Jon Yokomizo
- Southern Charter Boat Operator
 - Mr. Mike Thompson
- Private Sport Fisheries North of Point Conception
 - Mr. Tom Mattusch
- Private Sport Fisheries South of Point Conception
 - Mr. Robert Osborn
- Conservation Group
 - Mr. Josh Madeira
- Public At-Large
 - Ms. Pamela Tom

Christa Svensson/Maggie Sommer (Motion 33 carried unanimously)

Motion 34: Council make the following appointments to the Salmon Advisory Subpanel:

- Washington Troll Fisheries
 - Mr. Ryan Johnson
- Oregon Troll Fisheries
 - Mr. Darus Peake
- California Troll Fisheries
 - Mr. George Bradshaw
- Gillnet Fisheries
 - Mr. Bryce Divine
- Processor
 - Mr. Gerald Reinholdt

- Washington Charter Boat Operator
 - Mr. Michael Sawin
- Oregon Charter Boat Operator
 - Mr. Mike Sorenson
- California Charter Boat Operator
 - Mr. John Atkinson
- Washington Sport Fisheries
 - Mr. Dave Johnson
- Oregon Sport Fisheries
 - Mr. Richard Heap
- Idaho Sport Fisheries
 - No appointment at this time
- California Sport (2 positions)
 - Mr. James Stone and Mr. Jim Yarnall
- Tribal Fisheries – Washington Coast
 - Mr. Jon Pink
- Tribal Representative – California
 - Mr. Justin Alvarez
- Conservation Group
 - Ms. Megan Waters

Phil Anderson/Pete Hassemer (Motion 34 carried unanimously)

Motion 35: Council make the following appointments to the Scientific and Statistical Committee:

- At-Large (9 Positions)
 - Dr. Melissa Haltuch, Dr. Dan Holland, Dr. Kristin Marshall, Dr. Stephan Munch, Dr. Andre Punt, Dr. William Satterthwaite, and Dr. Jason Schaffler

Corey Ridings/Briana Brady (Motion 35 carried unanimously)

Motion 36: Council make the following appointments to the Habitat Committee:

- Northwest or Columbia River Tribal Representative
 - No appointment at this time
- California Tribal Representative
 - Mr. Barry McCovey
- Commercial Fishing Industry
 - Mr. Glen Spain
- Sport Fishing Industry
 - Mr. Timothy Roy
- Conservation Group
 - Dr. W. Waldo Wakefield
- At-Large (2 Positions)
 - Dr. Scott Heppell and Mr. Stephen Scheiblaue

Briana Brady/Joe Oatman (Motion 36 carried unanimously)

Staff Summary: The Council appointed Dr. Kate Richerson to the NMFS Northwest Fisheries Science Center position on the Groundfish Management Team formerly held by Dr. Kayleigh Somers.

Council Chair Marc Gorelnik also made the following appointments to Ad Hoc Council committees:

Dr. Kiva Oken was appointed to the NMFS position on the Ad Hoc Ecosystem Workgroup formerly held by Dr. Andi Stephens.

**Ad Hoc Groundfish Electronic Monitoring
Policy Advisory Committee**

Mr. Phil Anderson (Chair)
Mr. John Corbin
Ms. Lisa Damrosch
Mr. Bob Dooley
Ms. Kate Kauer
Mr. Paul Kujala
Ms. Melissa Mahoney
Ms. Heather Mann
Mr. Brent Paine
Mr. Ryan Wulff

**Ad Hoc Groundfish Electronic Monitoring
Technical Advisory Committee**

Capt. Dan Chadwick
Mr. Dave Colpo
Lt. Ryan Howell
Mr. Justin Kavanaugh
Lt. Jason Kraus
Ms. Traci Larinto
Mr. Andrew Torres

Additionally, the Council approved modifications to [COP 9, Schedule 3](#) regarding a framework approach to the management of the central subpopulation of northern anchovy.

10. Future Council Meeting Agenda and Workload Planning – Chuck Tracy

- a. Reports and Comments of Management Entities and Advisory Bodies**
- b. Public Comment**
- c. Council Discussion and Guidance on Future Meeting and Workload Planning**

Motion: None

Staff Summary: None

D. Habitat Issues

1. Current Habitat Issues – Kerry Griffin

- a. Report of the Habitat Committee – Lance Hebdon**
- b. Reports and Comments of Management Entities and Advisory Bodies**
- c. Public Comment**
- d. Council Action: Consider Habitat Committee Report and Recommendations**

Motion: None

Staff Summary: The Council considered the Supplemental Habitat Committee [Report](#), and agreed that comment letters may be appropriate in response to upcoming comment opportunities on the Nordic Aquafarms Environmental Impact Review (EIR) and the Klamath Dam Removal EIR using the quick response approval process, if comment periods do not encompass a Council meeting.

E. Groundfish Management

1. National Marine Fisheries Service Report – John DeVore

- a. Regulatory Activities – Ryan Wulff**
- b. Fisheries Science Center Activities**
- c. Reports and Comments of Management Entities and Advisory Bodies**
- d. Public Comment**
- e. Council Discussion and Guidance, as Appropriate**

Motion: None

Staff Summary: None

2. Adopt Stock Assessments – John DeVore

- a. Reports and Comments of Management Entities and Advisory Bodies**
- b. Public Comment**

c. Council Action: Adopt Stock Assessments and Rebuilding Analyses for 2023 and Beyond

Motion 2: Council approve the data-moderate length-based stock assessments for Copper and Quillback rockfish off the coast of California in 2021 using catch and length data, and their corresponding rebuilding analyses, for use in management as shown in Agenda Item E.2, Attachments 1-5.

Marci Yaremko/Bob Dooley (Motion 2 carried unanimously)

Motion 3: Council adopt the spiny dogfish assessment presented in [Agenda Item E.2, Attachment 6, September 2021](#), with modifications to the decision table and a Category 2 assignment as described in [Agenda Item E.2, Supplemental SSC Report 1](#).

Maggie Sommer/Virgil Moore (Motion 3 carried unanimously)

Motion 45: Council to amend the previously adopted E.2 ODFW Motion.

Brad Pettinger/Bob Dooley (Motion 45 carried unanimously)

Motion 46: Council amend the E.2 ODFW motion as follows: strike “Agenda Item E.2, Attachment 6, September 2021” and replace it with “Agenda Item E.2, Attachment 6 **November 2021**”.

Brad Pettinger/Butch Smith (Motion 46 carried unanimously)

Staff Summary: The Council adopted new stock assessments and rebuilding analyses endorsed by the Scientific and Statistical Committee (SSC) as follows:

- [Assessment of copper rockfish south of 34° 27' N. lat.](#)
- [Assessment of copper rockfish in California north of 34° 27' N. lat.](#)
- [Rebuilding analysis of copper rockfish in California south of 34° 27' N. lat.](#)
- [Assessment of quillback rockfish in California](#)
- [Rebuilding analysis of quillback rockfish in California](#)
- [Assessment of Pacific spiny dogfish](#)

These assessments and rebuilding analyses will inform Council and NMFS management decisions affecting fisheries in 2023 and beyond.

3. Harvest Specifications for 2023-2024 Including Final Overfishing Limits and Acceptable Biological Catches – John DeVore/Todd Phillips

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Adopt Final Overfishing Limits, Final P*/Acceptable Biological Catches, and Preliminary Preferred Annual Catch Limits for Stocks and Stock Complexes

Motion 11: Council adopt:

1. For all groundfish stocks, adopt the OFLs for 2023 and 2024 and stock categories presented in [E.3.a, Supplemental REVISED Attachment 1](#) as final.
2. For all groundfish stocks other than those listed below in #4 and quillback rockfish in California, adopt the P*, ABC, and ACL values for 2023 and 2024 in E.3, Supplemental REVISED Attachment 1 as final.
3. For the stocks listed below, adopt the range of default and alternative P*, ABC, and ACL values for 2023 and 2024 in [E.3.a, Supplemental GMT Presentation 1](#), except use the area delineations and values for vermilion/sunset rockfish in [E.3, Supplemental REVISED Attachment 4](#).
4. Identify the following alternatives as preliminary preferred:
 - o Sablefish (coastwide): Alternative 1, ACL = ABC, P* 0.4
 - o Lingcod north of 40°10' N. lat.: Alternative 1, ACL = ABC, P* 0.45
 - o Lingcod south of 40°10' N. lat.: Alternative 1, ACL = ABC, P* 0.45
 - o Oregon black rockfish: Alternative 1, ACL = ABC = 512 mt
 - o Pacific spiny dogfish: no PPA at this time
 - o Vermilion/sunset rockfish in CA south of Pt. Conception: No Action, ACL = ABC, P* 0.45
 - o Vermilion/sunset rockfish in CA north of Pt. Conception: No Action, ACL = ABC, P* 0.45
 - o Vermilion rockfish in Oregon: No Action, ACL = ABC, P* 0.45
 - o Vermilion rockfish in Washington: No Action, ACL = ABC, P* 0.45

All reports referenced in this motion are from November 2021

Maggie Sommer/Marci Yaremko

Amendment 1: In Item #4, for both Lingcod North and South of 40°10' latitude, replace “Alternative 1” with the words “Status Quo”.

Pete Hassemer/Heather Hall (Amendment 1 carried unanimously)

Motion 12: Suspend Motion 11 until after Quillback stock status determination is made.

Marc Gorelnik/Phil Anderson (Motion 12 carried unanimously)

[Council returned to Motion 11 for the following]:

Amendment 2: Edit the motion starting after “all groundfish stocks” insert “and stock complexes except quillback rockfish off California and the nearshore rockfish north and south complexes,” then resume rest of the language.

Heather Hall/Maggie Sommer (Amendment 2 carried unanimously)

Motion 11 carried unanimously

Motion 13: Council adopt the following for Quillback Rockfish off California, recognizing the SSC’s recommendation that the stock be determined as overfished:

- Stand-alone California OFL and ABC and ACL values, to be informed by the rebuilding analysis adopted under Agenda Item E.2.
- Remove Quillback Rockfish from the minor Nearshore complexes North and South of 40-10.

- Include SPR harvest rate Alternatives from Table 2 (page 10) of the Quillback Rockfish Rebuilding Analysis of 0.5, 0.6, 0.7, and F=0.

Marci Yaremko/Bob Dooley (Motion 13 carried unanimously)

Staff Summary: The Council adopted 2023 and 2024 harvest specifications for groundfish stocks and stock complexes under [default harvest control rules](#). Additionally, the Council adopted a range of alternative harvest specifications for select stocks for detailed analysis (as provided in the Groundfish Management Team (GMT) [GMT Presentation 1](#)), including preliminary preferred alternatives (PPA) as follows:

- Sablefish (coastwide): Alternative 1, annual catch limit (ACL) = acceptable biological catch (ABC), P* 0.4
- Lingcod north of 40° 10' N. lat.: Alternative 1, ACL = ABC, P* 0.45
- Lingcod south of 40° 10' N. lat.: Alternative 1, ACL = ABC, P* 0.45
- Oregon black rockfish: Alternative 1, ACL = ABC = 512 mt
- Pacific spiny dogfish: no PPA at this time
- Vermilion/sunset rockfish in California south of Pt. Conception: No Action, ACL = ABC, P* 0.45
- Vermilion/sunset rockfish in California north of Pt. Conception: No Action, ACL = ABC, P* 0.45
- Vermilion rockfish in Oregon: No Action, ACL = ABC, P* 0.45
- Vermilion rockfish in Washington: No Action, ACL = ABC, P* 0.45

The Council also removed quillback rockfish off California from the Nearshore Rockfish complexes north and south of 40° 10' N. lat. to facilitate the development of a rebuilding plan given the assessment result that the stock is considered overfished. The Council selected a range of California quillback rockfish rebuilding harvest rate alternatives from the [quillback rockfish rebuilding analysis](#) under spawning potential ratios of 1.0 (i.e., F=0), 0.7, 0.6, and 0.5, including a “ramp down” strategy which would reduce catch over a 3-year period. No PPA has been identified at this time.

The Council is scheduled to adopt final 2023 and 2024 harvest specifications at their April 2022 meeting.

4. Preliminary Exempted Fishing Permit Approval for 2023-2024 – Jim Seger

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Adopt Preliminary Exempted Fishing Permits and Proposed Set-Asides for Public Review and Provide Other Guidance, as Necessary

Motion 14: Council adopt the EFPs for public review as recommended by the GMT in [Supplemental GMT Report 1, November 2021](#) including the set-aside amounts outlined in Table 2 of the same report and a total allowance of 100 Chinook salmon annually for all the non-trawl EFPs.

Heather Hall/Marci Yaremko

Amendment 1: ~~including the set-aside amounts outlined in Table 2 of the same report and a total allowance of 100 Chinook salmon annually for all the non-trawl EFPs”.~~

Marci Yaremko (Amendment 1 withdrawn before seconded)

Amendment 2: amend the motion as follows: after the words “of the same report” add “for the recommended EFPs”.

Maggie Sommer/Virgil Moore (Amendment 2 carried unanimously)

Motion 14, as amended, carried unanimously

Staff Summary:

- The Council moved five exempted fishing permits (EFPs) forward for public review and adopted the [preliminary set-asides](#) for the following EFP application: [cowcod sampling in the recreational fishery \(California Department of Fish and Wildlife\)](#);
- [yelloweye sampling in the recreational fishery \(Washington Department of Fish and Wildlife\)](#);
- [midwater jig fishing in the rockfish conservation area \(RCA\) \(San Francisco Community Fishing Association & Dan Platt\)](#);
- [year-round midwater trawl rockfish \(West Coast Seafood Processors Association, Oregon Trawl Commission, Midwater Trawlers Cooperative, and Environmental Defense Fund\)](#);
- and
- [midwater hook-and-line in the RCA \(Real Good Fish and Environmental Defense Fund\)](#).

Also adopted were a combined 100 salmon cap for both of the non-trawl EFPs and the salmon caps recommended the year-round midwater trawl EFP.

5. Biennial Management Measures for 2023-2024 – Todd Phillips/John DeVore

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Adopt Preliminary Two-Year Allocations and a Range of Alternative Management Measures for Detailed Analysis

Motion 37: Council adopt the following alternatives for inclusion in the range considered for groundfish management measures in 2023 and 2024 (Numbering from [E.5, Attachment 1, November 2021](#), the Action Item Checklist):

- Action Item #2 Area Management
Make minor adjustments to RCA coordinates to better align with the bathymetry lines, depth contours, and to avoid crossovers; and to incorporate recommended modifications from enforcement and industry as described in [E.5.a, Supplemental CDFW Report 1, November 2021](#).
- Action Item #3 Off-the-top
- Adopt the following preliminary set-asides for 2023 and 2024

- Research: The maximum historical research mortality should be used for set-asides for all species, except yelloweye rockfish and cowcod. For each of these species, the GMT shall determine the appropriate amount to set aside for research, based on anticipated projects.
- The maximum historical IOA mortality for off-the-top deductions for all species except: darkblotched rockfish (suggested deduction: 9.8 mt), petrale sole (suggested deduction: 11.1 mt), sablefish south of 36° N. lat. (suggested deduction: 25 mt), yelloweye rockfish (suggested deduction: 2.66 mt), and nearshore rockfish north (suggested deduction: 1.3 mt) to accommodate mortality in IOA fisheries in 2023-24 (GMT recommendations from [Agenda Item E.5.a, Supplemental GMT Report 1](#), Table 2).
- For Quillback and Copper rockfish off California, include placeholders for off-the-top set asides for research, IOA fisheries, and approved EFPs for each of these species as necessary, pending further over-winter analysis.
- Action Item #5 ACT
 - Cowcod = a single ACT of 50 mt for south of 40° 10' N. lat.
 - Yelloweye rockfish non-trawl ACT of 39.8 mt in 2023-2024
 - For Quillback rockfish off California, include placeholders for ACTs for each of the groundfish fishery sectors off California that incur fishery mortality, pending further over-winter analysis.
 - For Copper rockfish off California, include placeholders for ACTs below the minor nearshore complex ACLs, for each of the groundfish fishery sectors off California both north and south of 40 degrees, 10 minutes N. lat., pending further over-winter analysis.
- Action Item #8 HG – State Shares for Stocks in a Complex
Adopt preliminary HGs for species managed within a complex:
 - Blackgill rockfish (within the Slope Rockfish South of 40°10' N. lat. complex) – status quo allocation scheme
 - Oregon black/blue/deacon complex – no need for species specific HGs within the complex
 - Cabezon/kelp greenling complex – no need for species specific HGs within either the Oregon cabezon/kelp greenling complex or the Washington cabezon/kelp greenling complex
 - Nearshore Rockfish North of 40°10' N. lat. complex -by state: Use the status quo sharing arrangement to set state-specific HGs, as described in Action item #11 of [E.5.a, Supplemental GMT Report 2](#)
 - For Quillback rockfish off California, include placeholders for HGs for each of the groundfish fishery sectors off California that incur fishery mortality, pending further over-winter analysis
 - For Copper rockfish off California, include placeholders for HGs below the minor nearshore complex ACLs, for each of the groundfish fishery sectors off California both north and south of 40 degrees, 10 minutes N. lat.

Marci Yaremko/Maggie Sommer (Motion 37 carried unanimously)

Motion 38: Council adopt the preliminary tribal set asides as shown in item [E.5.a, Supplemental Tribal Report 2, November 2021](#).

Joe Oatman/Phil Anderson (Motion 38 carried unanimously)

Motion 39: Council adopt the following preliminary alternatives as recommended by the GMT in [Supplemental GMT Report 2, November 2021](#) for analysis.

- Action Item #6 Two Year Trawl and Non-Trawl Allocations
Adopt status quo preliminary 2-year trawl/non-trawl allocations
- Action Item #7 Amendment 21 Allocation Changes
Maintain the status quo 40 percent trawl and 60 percent non-trawl percentages for lingcod south of 40° 10' N lat.
- Action Item #11 Within Non-Trawl HGs, ACTs, or Shares – LEFG/OA/Recreational
Adopt preliminary status quo 2-year within non-trawl HGs or shares

Heather Hall/Marci Yaremko (Motion 39 carried unanimously)

Motion 40: Council adopt the following alternatives for inclusion in the range of groundfish management measures in 2023 and 2024 for further analysis and review (using numbering from E.5, Attachment 1, November 2021, the Action Item Checklist):

- Action Item #9 – Within Trawl Allocations
Remove this item from the checklist
- Action Item #10 – Within Trawl Set-Asides (at-sea whiting)
- Request that the GMT evaluate whether there is a need for an at-sea set-aside for Pacific spiny dogfish, and to recommend a set-aside amount if appropriate
 - Status quo for existing set-asides
- Action Item #12b – Directed Shortbelly Rockfish Prohibition
Move this item out of the 2023-2024 biennial management measures process and in March 2022 under Groundfish Workload and New Management Measure Priorities, consider prioritization and scheduling of a stand-alone groundfish FMP amendment for this purpose
- Action Item #13 – Shorebased IFQ Trip Limits
Status quo trip limits for non-IFQ species in the IFQ fishery
- Additional spiny dogfish request
- Request the GMT to evaluate potential management measures to control catch of spiny dogfish in groundfish fisheries if the ACL is exceeded or projected to be exceeded, including but not limited to the use of Block Area Closures (BACs) and Bycatch Reduction Areas (BRAs)

Maggie Sommer/Heather Hall (Motion 40 carried unanimously)

Motion 41: Council adopt the following preliminary alternatives as recommended by the GMT in [Supplemental GMT Report 3, November 2021](#) for analysis.

- Action Item #14a – Open Access Fixed Gear Fisheries North of 40° 10' N. lat.
OA sablefish daily trip limit (DTL) sablefish fishery north of 36° N. lat.:
 - Status Quo: Maintain the 600-lb. daily limit in the DTL fishery
 - Option 1: Remove the 600-lb. daily limit (weekly and bimonthly limits would remain)
- Action Item #14b – Open Access Fixed Gear Fisheries South of 40° 10' N. lat.
Status quo alternatives
- Action Item #15a – Limited Entry Fixed Gear Fisheries North of 40° 10' N. lat.

LEFG sablefish north of 36° N. lat.:

- Status Quo: 1,700 lbs./week, 5,100 lbs./2 months
- Option 1: 2,400 lbs./week, 4,800 lbs./2 months
- Action Item #15b – Limited Entry Fixed Gear Fisheries South of 40° 10' N. lat.
LEFG sablefish south of 36° N. lat.:

- Status Quo: 2,500 lb. weekly trip limit
- Action Item #15c – Limited Entry Fixed Gear Primary Fishery
 - Extending the LEFG primary sablefish tier fishery end date from October 31 to December 31

Guidance for Action Items 14 and 15 for the GMT look at trip limits, RCA changes, etc. that consider new harvest spex for copper, quillback, and vermilion or other species as needed.

- Action Item #16 – 18 WA, CA, and OR Recreational
 - States and GMT as needed will analyze routine measures such as bag limits, season structures, depth limits and length limits etc. that keep catch from exceeding harvest targets.
 - Recommend that the GMT explore new and available data to inform species specific depth dependent mortality rates for discards using descending devices for copper, quillback, and vermilion rockfish. If those values are readily available and can be incorporated into the current discard mortality estimation framework, the expectation would be that they could be implemented for recreational discards as soon as possible (e.g., 2022).

Heather Hall/Maggie Sommer (Motion 41 carried, Ms. Kent abstained)

Motion 42: Council approve the following items from Action Item 12, New Management Measures, to be included in the range considered for groundfish management measures in 2023 and 2024:

12d: Rebuilding analysis for Quillback Rockfish off California: Per the GMT recommendation in [Agenda Item E.5.a, GMT Supplemental Report 3](#) – Include additional runs of a SPR harvest rate at 0.55 and 0.65 to further examine the trade-offs of alternative rebuilding strategies. Use a lower 2022 projected fishery mortality of 11.9 mt, per Table 11, [Agenda Item E.7.a, Supplemental CDFW Report 2](#).

For Copper Rockfish south of Pt. Conception, a rebuilding analysis is available for use if needed.

12e: Groundfish retention in the Non-trawl Rockfish Conservation Area using only non-bottom contact hook-and-line gear; including no dinglebar, no longline, and no vertical hook-and-line gear that is anchored to the bottom, similar to requirements in the 2021-2022 management measures. This would be a management measure to reduce nearshore fishery effort and bycatch on overfished or precautionary nearshore stocks, while also avoiding bottom contact and benthic species of concern.

Marci Yaremko/Bob Dooley

Amendment 1: under 12e insert “between the WA/Oregon Border and Point Conception” after “Non-trawl Rockfish Conservation area”.

Maggie Sommer/Phil Anderson – Amendment 1 carried unanimously)

Amendment 2: under 12e replace “Point Conception” with U.S./Mexico Border”.

Phil Anderson/Bob Dooley (Amendment 2 carried unanimously)
Motion 42, as amended, carried (Ms. Kent abstained)

Motion 43: Council adopt an alternative for further analysis within the 2023-2024 groundfish harvest specifications and management measures with the following language which would amend the Groundfish FMP to describes the management intent for shortbelly rockfish:

If fishery related shortbelly rockfish mortalities exceed, or are projected to exceed, 2,000 mt in a calendar year, the Council will review and investigate survey abundance trends and other stock status information as appropriate, consider changes in fishing behavior, consider changes in the market interest for shortbelly rockfish, and other factors as appropriate that may lead to the Council to reconsider the EC designation for shortbelly rockfish.

In addition, in response to the review of the information, the Council may also recommend other management measures that achieve the Council's FEP goals and objectives, and Goal 2 in particular, for shortbelly rockfish. Other management measures may include (but are not limited to) area closures, gear prohibitions, bycatch limits, and seasonal restrictions.

Phil Anderson/Pete Hassemmer (Motion 43 carried unanimously)

Motion 44: Council add an alternative for analysis that would analyze a ramp down rebuilding strategy for quillback rockfish. This ramp down strategy would decline linearly over a three-year period, after which catch will be at the target level that aligns with the Council's quillback rockfish rebuilding plan. This ramp down strategy would be explored for the SPR=0.5 and the SPR=0.7 alternatives to enable a range of analysis.

Bob Dooley/Butch Smith (Motion 44 carried unanimously)

Staff Summary: The Council adopted a range of alternatives (ROA) for routine management measures necessary to implement the 2023-24 harvest specifications as recommended by the Groundfish Management Team (GMT) in their three supplemental reports [1](#), [2](#), and [3](#), the [Groundfish Advisory Subpanel](#) (GAP), and the Tribal Reports [1](#) and [2](#). Further, the Council adopted a recommendation from [California Department of Fish and Wildlife](#) (CDFW) as part of the ROA that would correct inaccuracies in current depth contour waypoints off of California.

The Council made several decisions regarding management measure alternatives that include:

- Removal an option from analysis that would prohibit a directed fishery for shortbelly rockfish from this management period and instead develop this measure in a separate Council action.
- Amending the Groundfish Fishery Management Plan to include specific language indicating that if shortbelly rockfish catch exceeds, or is projected to exceed, 2,000 mt in a calendar year, that a review process would be initiated by the Council to reconsider the stock's designation as an ecosystem component species.
- Recommendations for development of annual catch targets for copper and quillback rockfishes, a 'ramp down' rebuilding strategy for quillback rockfish, and exploration of updating depth-dependent mortality rates for copper, quillback, and vermilion rockfishes.
- A new management measure that would allow for commercial fishing within the existing Non-trawl Rockfish Conservation Area using non-bottom contact hook-and-line gears.

- A new management measure that would change the limited entry fixed gear (LEFG) primary (tier) sablefish season end data from October 31 to December 31.

6. Non-trawl Sector Area Management Measures – Todd Phillips/Brett Wiedoff

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Review Proposed Priority Issues, Regulations, and Modifications to Rockfish Conservation Areas for Non-Trawl Sectors; Adopt a Range of Alternatives and Preliminary Preferred Alternatives, as Appropriate

Motion 23: Council adopt the following revised statement of purpose and need for non-trawl area management actions (additions underlined, strikethrough removed from original statement):

The purpose of these proposed actions is to provide access to additional areas that are currently closed to groundfish fishing inside the Non-Trawl Rockfish Conservation Area (RCA) and Cowcod Conservation Area (CCA). The Non-Trawl sector is presently unable to access many target species of ~~shelf rockfish~~ where they are most abundant. The actions are needed to provide ~~increased attainment of available healthy shelf rockfish species that largely reside inside the Non-Trawl RCA, thereby increasing their utilization and economic value of the groundfish fishery.~~ increased access to non-overfished shelf rockfish stocks and other important target stocks that can be found in the existing non-trawl groundfish conservation areas (GCAs), thereby increasing the overall potential economic value of the groundfish fishery. The actions are also needed to help diversify fishing strategies in light of restrictive salmon and crab opportunities in other groundfish and non-groundfish fisheries, and to provide more stable, year-round fishing opportunity, ~~and~~ expand opportunities to supply seafood, ~~while bringing~~ and increase potential financial benefit to fishermen, communities, and the infrastructures they support. The additional access might be provided by actions such as 1) moving and/or modifying the existing Non-Trawl RCA and/or CCA boundaries, and/or 2) allowing groundfish fishing inside the Non-Trawl RCA and/or CCA using only select gears that minimize bottom contact.

Maggie Sommer/Christa Svensson (Motion 23 carried unanimously)

Motion 24: Council adopt the following range of groundfish nontrawl area management alternatives between 46° 16' – 40° 10' N. lat.

Alternative 1: Allow Open Access (OA) vessels targeting groundfish to fish in the non-trawl RCA (NT_RCA) using approved hook-and-line gear

Allow OA vessels targeting groundfish to operate inside the NT_RCA with hook-and-line gear except bottom longline, vertical hook-and-line that is anchored to the bottom, and dinglebar gear are types of hook-and-line gear that are not allowed. Fixed gear types other than hook-and-line are not allowed. Vessels must declare their intent to fish within the NT_RCA prior to departure.

Fishing Area: Vessels may fish inside and outside the NT_RCA on the same trip.

Gear On-Board: Vessels shall only carry approved hook-and-line gear on-board vessel when fishing occurs in the NT_RCA.

Alternative 2: Allow Limited Entry Fixed Gear (LEFG) vessels targeting groundfish to fish in the NT_RCA using approved hook-and-line gear up to LEFG trip limits

Allow LEFG vessels targeting groundfish to operate inside the NT_RCA and fish up to the LEFG trip limits with hook-and-line gear except bottom longline, vertical hook-and-line that is anchored to the bottom, and dinglebar gear are types of hook-and-line gear that are not allowed. Fixed gear types other than hook-and-line are not allowed. Vessels must declare their intent to fish within the NT_RCA prior to departure.

Fishing Area: LEFG vessels may fish inside and outside the NT_RCA on a trip.

Gear On-Board: LEFG vessels can only carry approved hook-and-line gear on-board a vessel when fishing occurs in the NT_RCA. Vessels shall not switch gears during a fishing trip.

Alternative 3: Reconfiguration of NT_RCA boundaries

The seaward NT_RCA boundary will be 75 fathoms

- Suboption 1: Prohibit all bottom contact groundfish gear in groundfish EFH Conservation Areas that would otherwise be reopened under this action

Alternative 4: Completely remove the nontrawl RCA

- Suboption 1: Prohibit all bottom contact groundfish gear in groundfish EFH Conservation Areas that would otherwise be reopened under this action

Priority of Alternatives and Incremental Process

- Alternatives in this motion are prioritized in this order: 1, 2, 3, 4. Analysis and future Council action should allow for adoption of preliminary preferred and final alternatives for Alternatives 1 and 2 as soon as possible and this may occur before those steps for other Alternatives under this item. In addition, the Council may consider action on Alternative 3 prior to Alternative 4.

Alternatives May Be Combined

- Action alternatives are not mutually exclusive.

Logbooks Required

- For all action alternatives, logbooks will be required to collect data on fishing effort, location, gear, catch, releases/discards, and other information determined to be necessary.

Block Area Closures

- For all action alternatives, block area closures (BACs) may be used in the non-trawl sector to control catch of groundfish or protected species by restricting fishing by gear type and sector within specific latitudes and depth contours. BACs could be implemented inseason or preseason.

Yelloweye Rockfish Conservation Area Closures

- For all action alternatives, identify potential Yelloweye Rockfish Conservation Areas (if any) that could be used to mitigate impacts to yelloweye rockfish resulting from this action, which could be implemented in biennial management measures or inseason action.

Maggie Sommer/Marci Yaremko

Amendment 1: strike 40° 10' and replace with 34° 27'

Marci Yaremko/Bob Dooley (Amendment 1 carried unanimously)

Motion 24 carried unanimously.

Motion 25: given the timing and efficiency concerns cited by NMFS in Agenda E.5, NMFS Report 1, include consideration of Cowcod Conservation Area repeal alternatives within the Non-Trawl Sector Area Management Measures Range of Alternatives. Waypoint analyses for areas within the CCA offered for consideration in [E.5.a, Supplemental CDFW Report 1](#), should be included in future analytical materials developed for this alternative.

Marci Yaremko/Bob Dooley (Motion 25 carried unanimously)

Motion 26: Council add the following alternative, specific to the area off Washington (north of 46° 16' N. latitude), to the range of alternatives:

Open limited areas of the non-trawl RCA and to pot gear only, limited in that only parts of the current boundary would be modified and in that the openings would only extend so far onto the continental shelf. The areas would be generally located seaward of the 75 fm line but may be defined by coordinates that do not necessarily follow a single depth contour. The open areas would satisfy the following objectives:

- Allow only minimal increases of yelloweye bycatch.
- Avoid direct and indirect conflicts with recreational and other fisheries currently fishing within 100 fm.
- Avoid impacts to sensitive habitats.
- Are distinct enough from the 100 fm seaward boundary to be enforceable by the existing Vessel Monitoring System.

Corey Niles/Butch Smith (Motion 26 carried unanimously)

Staff Summary: The Council adopted a revised purpose and need statement and a range of alternatives for the development of non-trawl area management measures.

Revised Purpose and Need Statement:

“The purpose of these proposed actions is to provide access to additional areas that are currently closed to groundfish fishing inside the Non-Trawl Rockfish Conservation Area (RCA) and Cowcod Conservation Area (CCA). The Non-Trawl sector is presently unable to access many target species where they are most abundant. The actions are needed to provide increased access to non-overfished shelf rockfish stocks and other important target stocks that can be found in the existing non-trawl groundfish conservation areas (GCAs), thereby increasing the overall potential economic value of the groundfish fishery. The actions are also needed to help diversify fishing strategies in light of restrictive opportunities in other groundfish and non-groundfish fisheries, and to provide more stable, year-round fishing opportunity, expand opportunities to supply seafood, and increase potential financial benefit to fishermen, communities, and the infrastructures they support. The additional access might be provided by actions such as 1) moving and/or modifying the existing Non-Trawl RCA and/or CCA boundaries, and/or 2) allowing groundfish fishing inside the Non-Trawl RCA and/or CCA using only select gears that minimize bottom contact.”

Range of Alternatives that would apply between 34° 27'– 46° 16' North Latitude:

Alternative 1: Allow Open Access (OA) vessels targeting groundfish to fish in the non-trawl RCA (NT_RCA) using approved hook-and-line gear

- Allow OA vessels targeting groundfish to operate inside the NT_RCA with hook-and-line gear except bottom longline, vertical hook-and-line that is anchored to the bottom, and dinglebar gear are types of hook-and-line gear that are not allowed. Fixed gear types other than hook-and-line are not allowed. Vessels must declare their intent to fish within the NT_RCA prior to departure.
- Fishing Area: Vessels may fish inside and outside the NT_RCA on the same trip.
- Gear On-Board: Vessels shall only carry approved hook-and-line gear on-board vessels when fishing occurs in the NT_RCA.

Alternative 2: Allow Limited Entry Fixed Gear (LEFG) vessels targeting groundfish to fish in the NT_RCA using approved hook-and-line gear up to LEFG trip limits

- Allow LEFG vessels targeting groundfish to operate inside the NT_RCA and fish up to the LEFG trip limits with hook-and-line gear except that bottom longline, vertical hook-and-line that is anchored to the bottom, and dinglebar gear are not allowed. Fixed gear types other than hook-and-line are also not allowed. Vessels must declare their intent to fish within the NT_RCA prior to departure.
- Fishing Area: LEFG vessels may fish inside and outside the NT_RCA on a trip.
- Gear On-Board: LEFG vessels can only carry approved hook-and-line gear on-board a vessel when fishing occurs in the NT_RCA. Vessels shall not switch gears during a fishing trip.

Alternative 3: Reconfiguration of NT_RCA boundaries

- The seaward NT_RCA boundary will be 75 fathoms
- Suboption 1: Prohibit all bottom contact groundfish gear in groundfish EFH Conservation Areas that would otherwise be reopened under this action

Alternative 4: Remove the NT_RCA

- Suboption 1: Prohibit all bottom contact groundfish gear in groundfish EFHCAs that would otherwise be reopened under this action

Alternative 5: Repeal the Cowcod Conservation Areas for Commercial and Recreational Fisheries

- Waypoint analyses for areas within the CCA are contained in [E.5.a, Supplemental CDFW Report 1](#)

The following alternative is specific to the area off Washington (north of 46° 16' N. latitude)

Alternative 6: Open Limited Areas of the Non-trawl RCA to Pot Gear Only

- The open areas would be generally located seaward of the 75 fm line but may be defined by coordinates that do not necessarily follow a single depth contour. This alternative will be refined in the future to ensure the open areas would satisfy the following objectives:
 - Allow only minimal increases of yelloweye bycatch.

- Avoid direct and indirect conflicts with recreational and other fisheries currently fishing within 100 fm.
- Avoid impacts to sensitive habitats.
- Are distinct enough from the 100 fm seaward boundary to be enforceable by the existing Vessel Monitoring System.

7. Inseason Adjustments Including Pacific Whiting Set-Asides for 2021 – Final Action – Todd Phillips

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Adopt Final Inseason Adjustments for 2021, as Necessary, to Achieve but Not Exceed Annual Catch Limits and Other Management Objectives and Adopt Pacific Whiting Yield Set-Asides for 2022

Motion 27: Council Adopt the following, for the 2022 fishing season:

1. For Pacific Whiting Set-Aside in Research Activities and the Pink Shrimp Fishery, continue to set the Pacific whiting set-aside at 750 mt for 2022.
2. For Open Access Fixed Gear Lingcod North of 42° N. Latitude, Option 1: Increase to 2,500 lb./month as soon as possible in 2022.
3. For Limited Entry Fixed Gear Lingcod North of 42° N. Latitude, Option 1: Increase to 5,000 lb./2 months as soon as possible in 2022.
4. For Open Access DTL Fixed Gear Sablefish North of 36° N. Latitude, reduce per Option 1: 600 lbs./day, or 1 landing/week up to 2,000 lbs., not to exceed 4,000 lbs./2 months.
5. For Limited Entry DTL Fixed Gear Sablefish North of 36° N. Latitude, reduce per Option 1: 2,400 lb./week, not to exceed 4,800 lb./2 months.
6. No adjustment to the shortspine thornyhead north of 34° 27' N. latitude. trip limit at this time.

For Quillback Rockfish:

- A One fish quillback rockfish sub-bag limit in the recreational fishery statewide (California).
- Implement a 75 lbs. / 2 months sub-trip limit to the 2,000 lbs. / 2-month Minor Nearshore
- Rockfish trip limit for the area between 42°- 40° 10' N. lat. and a 75 lbs. / 2 months sub-trip limit to the 2,000 lbs. / 2-month Deeper Nearshore trip limit south of 40° 10' N. lat.

For Copper Rockfish:

- Implement a new statewide (California) 1-fish copper rockfish sub-bag limit within the 10-fish daily RCG bag limit.
- Implement a 75 lbs. / 2 months sub-trip limit to the 2,000 lbs. / 2-month Minor Nearshore Rockfish trip limit for the area between 42°- 40° 10' N. lat. and a 75 lbs. / 2 months sub-trip limit to the 2,000 lbs. / 2-month Deeper Nearshore trip limit south of 40° 10' N. lat.

For Vermilion/Sunset Rockfish:

- Reduce the vermilion rockfish 5-fish sub-bag limit to 4-fish within the 10-fish daily RCG bag limit within the recreational fishery, statewide (California).

Marci Yaremko/Marc Gorelnik (Motion 27 carried unanimously)

Staff Summary: The Council considered inseason adjustments to the 2021 and 2022 groundfish management measures. The Council did not recommend any inseason changes for the remainder of 2021, but adopted the following inseason adjustments for 2022:

Fixed Gear (2022)

- The OA Fixed Gear Lingcod North of 42° North Latitude (N. lat.) trip limit will be set at 2,500 lb./month
- The OA fixed gear daily trip limit (DTL) Sablefish North of 36° N. lat. will be set at 600 lbs./day, or 1 landing/week up to 2,000 lbs., not to exceed 4,000 lbs./2 months
- The LEFG Lingcod North of 42° N. lat. trip limit will be set at 5,000 lb./2 months
- The LEFG DTL Sablefish North of 36° N. lat. trip limit will be set at 2,400 lb./week, not to exceed 4,800 lb./2 months

Set Asides (2022)

The Council recommended a 750 metric ton 2022 Pacific whiting set-aside for research activities and the pink shrimp fishery.

Fisheries off California (2022)

Quillback Rockfish:

- A one (1) fish quillback rockfish sub-bag limit in the California recreational fishery.
- Minor nearshore rockfish trip limits between 42°- 40° 10' N. lat. will be 2,000 lbs. / 2 months, of which no more than 75 lbs. can be quillback rockfish.
- Deeper nearshore rockfish sub-trip limits south of 40° 10' N. lat. will be 2,000 lbs. / 2 months, of which no more than 75 lbs. can be quillback rockfish.

Copper Rockfish:

- A one (1) fish copper rockfish sub-bag limit in the California recreational fishery.
- Minor nearshore rockfish trip limits between 42°- 40° 10' N. lat. will be 2,000 lbs. / 2 months, of which no more than 75 lbs. can be copper rockfish.
- Deeper nearshore rockfish sub-trip limits south of 40° 10' N. lat. will be 2,000 lbs. / 2 months, of which no more than 75 lbs. can be copper rockfish.

Vermilion/Sunset Rockfish:

- A four (4) fish vermilion rockfish sub-bag limit in the California recreational fishery.

F. Salmon Management

1. Final Methodology Review – Robin Ehlke

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Adopt Final Methodology Changes for 2022 and Beyond

Motion 4: Council adopt the forecast methodology for natural-origin Willapa Bay Coho as presented in [Agenda Item F.1, Attachment 3](#).

Kyle Adicks/Phil Anderson

Amendment 1: After “Attachment 3”, add “and as described in [F.1.a, Supplemental STT Report 1](#).”

Chris Kern/Phil Anderson (Amendment 1 carried unanimously)

Motion 4, as amended carried, unanimously

Staff Summary: The Council adopted the forecast methodology for Willapa Bay natural coho for implementation in 2022 and beyond consistent with the methodology described in the [STT report](#) and supported by the [WDFW analytic report](#).

2. 2022 Preseason Management Schedule – Robin Ehlke

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Adopt Final 2022 Preseason Management Schedule

Motion 5: Council adopt the schedule for developing 2022 ocean salmon fishery management measures as detailed in [Agenda Item F.2, Attachment 1](#) and confirm Council staff hearing sites and state intentions for additional hearings identified in [Agenda Item F.2, Situation Summary](#).

Phil Anderson/Kyle Adicks (Motion 5 carried unanimously)

Staff Summary: The Council approved the [2022 salmon management schedule](#) including the tentative dates and locations for [public hearings](#), acknowledging changes may occur due to the ongoing COVID-19 pandemic and public health and safety concerns.

3. Southern Oregon/Northern California Coast Coho Endangered Species Act Harvest Control Rule – Final Action – Robin Ehlke

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Review the Risk Assessment and Range of Alternatives and Adopt a Final Preferred Alternative Harvest Control Rule

Motion 9: Council adopt the summary recommendations contained in [Agenda Item F.3.a, Supplemental CDFW Report 1](#), as follows:

Harvest Control Rule 5 as described in [Agenda Item F.3.a, the Fishery Harvest Control Rule Risk Assessment](#). This amounts to a total fishery exploitation rate (ER) limit of 15 percent on SONCC coho salmon, to be implemented as follows:

- a. Evaluation of attainment of the limit occurs on a postseason basis each year using the annual postseason exploitation rate, which is the sum of the fishery exploitation rates experienced in the year across all ocean and inland sources of fishery mortality (ER). The annual ERs are then averaged over the available postseason record for the period following HCR adoption, and this average must not exceed the adopted limit of 15 percent.
- b. Postseason estimates of the ocean ER will be generated using the Coho Fishery Regulation Assessment Model (FRAM), whereas the in-river ER component will be determined using data provided by co-managing agencies as described in Appendix C and Appendix I of the risk assessment report.

In addition, ocean fishery seasons shall be designed pre-season each year such that Coho FRAM projections of ocean fishery impacts to SONCC coho salmon do not exceed 9 percent more frequently than once every four years, which is a reduction in the status-quo allowable ocean impact rate of not more than 13 percent.

Marci Yaremko/Bob Dooley (Motion 9 carried, Mr. Oatman, Mr. Kern and Ms. Bishop voted no, Mr. Adicks abstained)

Staff Summary: The Council adopted for recommendation to NMFS a new harvest control rule (HCR) for Southern Oregon/Northern California Coast (SONCC) coho that is a fixed total (ocean and freshwater) exploitation rate (ER) of 15 percent with the following implementation criteria:

1. The postseason average total ER is determined by averaging the annual postseason exploitation rates, which is the sum of the fishery exploitation rates experienced in the year across all ocean and inland sources of fishery mortality, over the available postseason record for the period following this HCR adoption. The average must not exceed 15 percent.
2. Postseason estimates of the ocean ER will be generated using the Coho Fishery Regulation Assessment Model (FRAM), whereas the in-river ER component will be determined using data provided by co-managing agencies as described in Appendix C and Appendix I of the [risk assessment report](#).
3. Ocean fishery seasons shall be designed pre-season each year such that Coho FRAM projections of ocean fishery impacts to SONCC coho salmon do not exceed 9 percent more frequently than once every four years.

G. Pacific Halibut Management

1. Commercial-Directed Fishery Regulations for 2022 – Final Action – Robin Ehlke

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Adopt Final Recommendations for the 2022 Season Structure of the Area 2A Non-Tribal Commercial Directed Pacific Halibut Fishery for IPHC Consideration

Motion 6: Council adopt a directed commercial fishery season structure for 2022 as recommended by the GAP in the [Supplemental GAP Report 1, November 2021](#) which is: a series of three-day openings, beginning at 8 a.m. on the fourth Tuesday in June and ending at 6 p.m. on the Thursday of that week. Additional three-day openings would occur every other week, Tuesday through Thursday, until the directed fishery allocation is obtained.

Heather Hall/Butch Smith (Motion 6 carried unanimously)

Staff Summary: The Council adopted for recommendation to the International Pacific Halibut Commission a season structure for 2022 that is similar to 2021 and consists of a series of three-day openings, beginning at 8 a.m. on the fourth Tuesday in June and ending at 6 p.m. on the Thursday of that week. Additional three-day openings would occur every other week, Tuesday through Thursday, until the directed fishery allocation is obtained.

2. 2022 Catch Sharing Plan and Annual Regulations – Final Action – Robin Ehlke

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Adopt Final 2022 Area 2A Pacific Halibut Catch Sharing Plan and Annual Fishery Regulation Changes

Motion 7: Council adopt the proposed changes to management measures for Oregon recreational fisheries in the Catch Sharing Plan for 2022 recommended in [Agenda Item G.2, Supplemental ODFW Report 1, November 2021](#). The Daily Bag Limit Alternative 1 will apply to the Southern Oregon Subarea in addition to the Central Oregon Coast Subarea.

Maggie Sommer/Christa Svensson (Motion 7 carried unanimously)

Motion 8: Council adopt the proposed season structure, season dates, and proposed changes to the Catch Sharing Plan for 2022 as described in [Agenda Item G.2, Supplemental WDFW Report 1, November 2021](#).

Heather Hall/Phil Anderson (Motion 8 carried unanimously)

Staff Summary: The Council adopted for recommendation to NMFS changes to the Catch Sharing Plan and annual fishing regulations for 2022 consistent with the recommendations on recreational fisheries provided by [Washington Department of Fish and Wildlife](#) and [Oregon Department of Fish and Wildlife](#). The recommended Daily Bag Limit change will apply to the Southern Oregon Subarea in addition to the Central Oregon Coast Subarea.

H. Highly Migratory Species Management

1. National Marine Fisheries Service Report – Kit Dahl

- a. Regulatory Activities – Lyle Enriquez**
- b. Fisheries Science Center Activities**
- c. Reports and Comments of Management Entities and Advisory Bodies**
- d. Public Comment**
- e. Council Action: Council Discussion and Guidance, as Appropriate**

Motion: None

Staff Summary: None

2. International Management Activities – Kit Dahl

- a. Reports and Comments of Management Entities and Advisory Bodies**
- b. Public Comment**
- c. Council Action: Provide Recommendations on U.S. Positions for the 18th Regular Session of the WCPFC and other Upcoming Meetings and Other Forums, as Appropriate**

Motion 15: Council recommend that NMFS implement the following trip limits for the 2022, 2023, and 2024 bluefin fishing seasons, depending upon actual annual limits each year:

2022

The annual limit is 523 mt with an initial trip limit of 20 mt. The trip limit reduces as follows:

- January - June: When cumulative catch is within 323 mt of the annual limit, the trip limit shall be 15 mt. When catch is within 223 mt of the annual limit, the trip limit shall be 3 mt.
- July-September: When cumulative catch is within 273 mt of the annual limit, the trip limit shall be 15 mt. When catch is within 198 mt of the annual limit, the trip limit shall be 3 mt.
- October-December: When cumulative catch is within 223 mt of the annual limit, the trip limit shall be 15 mt. When catch is within 100 mt of the annual limit, the trip limit shall be 3 mt.

2023

The annual limit is 720 mt with an initial trip limit of 30 mt. The trip limit is reduced as follows:

- January - June: When cumulative catch is within 320 mt of the annual limit, the trip limit shall be 20 mt. When catch is within 220 mt of the annual limit, the trip limit shall be 3 mt.
- July - September: When cumulative catch is within 290 mt of the annual limit, the trip limit shall be 20 mt. When catch is within 200 mt of the annual limit, the trip limit shall be 3 mt.

- October - December: When cumulative catch is within 250 mt of the annual limit, the trip limit shall be 20 mt. When catch is within 100 mt of the annual limit, the trip limit shall be 3 mt.

2024

If annual limit is between 525 and 720 mt, the initial trip limit is 30 mt:

- January - June: When cumulative catch is within 320 mt of the annual limit, the trip limit shall be 20 mt. When catch is within 220 mt of the annual limit, the trip limit shall be 10 mt. When catch is within 150 mt of the annual limit, the trip limit shall be 3 mt.
- July - September: When cumulative catch is within 300 mt of the annual limit, the trip limit shall be 20 mt. When catch is within 200 mt of the annual limit, the trip limit shall be 10 mt. When catch is within 140 mt of the annual limit, the trip limit shall be 3 mt.
- October - December: When cumulative catch is within 250 mt of the annual limit, the trip limit shall be 20 mt. When catch is within 100 mt of the annual limit, the trip limit shall be 3 mt.

If the annual limit is between 400 mt and 524 mt, the initial trip limit is 20 mt:

- January - June: When cumulative catch is within 300 mt of the annual limit, the trip limit shall be 15 mt. When catch is within 200 mt of the annual limit, the trip limit shall be 3 mt.
- July-September: When cumulative catch is within 250 mt of the annual limit, the trip limit shall be 15 mt. When catch is within 150 mt of the annual limit, the trip limit shall be 3 mt.
- October-December: When cumulative catch is within 200 mt of the annual limit, the trip limit shall be 15 mt. When catch is within 100 mt of the annual limit, the trip limit shall be 3 mt.

If annual limit is between 297-399 mt, the initial trip limit is 15 mt:

- January-June: when cumulative catch is within 220 mt of the annual limit, the trip limit shall be 3 mt.
- July-September: when cumulative catch is within 200 mt of the annual limit, the trip limit shall be 3 mt.
- October-December: when cumulative catch is within 100 mt of the annual limit, the trip limit shall be 3 mt.

If the annual limit is 297 or less, the trip limit shall be 5 mt for the entire year.

John Ugoretz/Bob Dooley (Motion 15 carried unanimously)

Staff Summary: The Council made recommendations to NMFS on domestic management measures implementing 2022-2024 catch limits for Pacific bluefin tuna in [IATTC Resolution C-21-05](#), which increases the 2021-2022 biennial catch limit to 739 mt (no more than 523 mt in 2022) and includes an increased 2023-2024 biennial catch limit of 1,017 mt (no more than 720 mt in any one year). The Council recommended trip limit regimes for each year [similar to what is in place in 2021](#), with trip limit reductions tied to catch attainment during the year. For 2024, the Council recommended a range of cumulative catch limit triggers for trip limit reductions, depending on the actual 2024 catch limit (currently uncertain because it is the second year in the biennium). NMFS will go through rulemaking to implement the trip limits for all three years.

The Council endorsed the [recommendations of the Permanent Advisory Committee to the U.S. Section of the Western and Central Pacific Commission](#) for consideration in developing U.S.

positions at the 18th Regular Session of the WCPFC. Ms. Christa Svensson, WCPFC Commissioner in the Pacific Council designated seat, will advance positions in the U.S. delegation, as appropriate.

3. Drift Gillnet Fishery Hard Caps – Kit Dahl

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Adopt a Range of Alternatives and Preliminary Preferred Alternatives, as Appropriate

Motion 16: Council adopt the following range of alternatives for Drift Gill Net Hard Caps and direct the Highly Migratory Species Management Team to analyze these alternatives for their relative ability to meet the Council’s stated purpose and need, their relative potential economic impacts to DGN permit holders, and their relative potential to reduce incidental catch of protected species. Each alternative should be analyzed with the addition of DSBG as potential alternative gear during closure periods:

Alternative 1:

No Action

Alternative 2:

The original Council preferred alternative for rolling 2-year hard caps

Alternative 3:

A combination of individual and fleetwide annual (“fishing year”: April 1-March 31) caps based on Table 1, below. Caps are based on observed interactions, regardless of the level of observer coverage. In all cases, “ceasing fishing” shall be applied both inside and outside the U.S. EEZ. Closures are contiguous, even if they extend into, or beyond, an existing closure.

Table 1. Individual and fleetwide hard caps. Values that EXCEED the individual or fleetwide caps are in parenthesis.

Species	Individual Cap (exceedance)	Fleetwide Cap (exceedance)
Fin whale	1 (2)	2 (3)
Humpback whale	1 (2)	2 (3)
Sperm whale	1 (2)	2 (3)
Leatherback sea turtle	1 (2)	2 (3)

Loggerhead sea turtle	1 (2)	2 (3)
Olive-Ridley sea turtle	1 (2)	2 (3)
Green sea turtle	1 (2)	2 (3)
Short-fin pilot whale C/O/W	3 (4)	4 (5)
Common bottlenose dolphin C/O/W Offshore stock	3 (4)	4 (5)

Option A:

If a vessel **reaches** an individual cap, that vessel and all unobservable vessels cease fishing for:

Sub-option I) 30 days if the cap is reached before November 1, or 14 days if the cap is reached between November 1 and January 31

Sub-option II) For the remainder of the fishing year

If a fleetwide cap is **reached**, the entire fleet ceases fishing for the remainder of the fishing year

Option B:

If a vessel **reaches** an individual cap, that vessel and all unobservable vessels cease fishing for 30 days if the cap is reached before November 1, or 14 days if the cap is reached between November 1 and January 31

If a vessel **exceeds** an individual cap, that vessel and all unobservable vessels cease fishing for the remainder of the fishing year

If a fleetwide cap is **exceeded**, the entire fleet ceases fishing for the remainder of the fishing year

Option C:

If a vessel **reaches** an individual hard cap, that vessel and all unobservable vessels cease fishing for 30 days if the cap is reached before November 1, or 14 days if the cap is reached between November 1 and January 31

If a vessel **exceeds** an individual cap, that vessel and all unobservable vessels cease fishing for the remainder of the fishing year, **AND** the remainder of the fleet ceases fishing for 30 days if the cap is exceeded before November 1, or 14 days if the cap is exceeded between November 1 and January 31

If a fleetwide cap is **reached**, the entire fleet ceases fishing for 30 days if the cap is reached before November 1, or 14 days if the cap is reached between November 1 and January 31

If a fleetwide cap is **exceeded**, the entire fleet ceases fishing until:

Sub-option I) the beginning of the following fishing year

Sub-option II) The following November 1, with cap counts beginning November 1 each year

John Ugoretz/Bob Dooley (Motion 16 carried unanimously)

Staff Summary: The Council adopted the following range of alternatives for drift gillnet hard caps.

Alternative 1: No action

Alternative 2: The original 2015 Council preferred alternative for rolling 2-year hard caps

Alternative 3: A combination of individual and fleetwide annual (“fishing year”: April 1-March 31) caps based on Table 1, below. Caps are based on observed interactions (serious injury/mortality), regardless of the level of observer coverage. In all cases, “ceasing fishing” shall be applied both inside and outside the U.S. EEZ. Closures are contiguous, even if they extend into, or beyond, an existing closure.

Option A:

If a vessel **reaches** an individual cap, that vessel and all unobservable vessels cease fishing for:

Sub-option I: 30 days if the cap is reached before November 1, or 14 days if the cap is reached between November 1 and January 31

Sub-option II: For the remainder of the fishing year

If a fleetwide cap is **reached**, the entire fleet ceases fishing for the remainder of the fishing year

Option B:

If a vessel **reaches** an individual cap, that vessel and all unobservable vessels cease fishing for 30 days if the cap is reached before November 1, or 14 days if the cap is reached between November 1 and January 31

If a vessel **exceeds** an individual cap, that vessel and all unobservable vessels cease fishing for the remainder of the fishing year

If a fleetwide cap is **exceeded**, the entire fleet ceases fishing for the remainder of the fishing year

Option C:

If a vessel **reaches** an individual hard cap, that vessel and all unobservable vessels cease fishing for 30 days if the cap is reached before November 1, or 14 days if the cap is reached between November 1 and January 31

If a vessel **exceeds** an individual cap, that vessel and all unobservable vessels cease fishing for the remainder of the fishing year, **AND** the remainder of the fleet ceases fishing for 30 days if the cap is exceeded before November 1, or 14 days if the cap is exceeded between November 1 and January 31

If a fleetwide cap is **reached**, the entire fleet ceases fishing for 30 days if the cap is reached before November 1, or 14 days if the cap is reached between November 1 and January 31

If a fleetwide cap is **exceeded**, the entire fleet ceases fishing until:

Sub-option I: the beginning of the following fishing year

Sub-option II: The following November 1, with cap counts beginning November 1 each year

Table 1. Individual and fleetwide hard caps. Values that EXCEED the individual or fleetwide caps are in parenthesis.

Species	Individual Cap (exceedance)	Fleetwide Cap(exceedance)
Fin whale	1 (2)	2 (3)
Humpback whale	1 (2)	2 (3)
Sperm whale	1 (2)	2 (3)
Leatherback sea turtle	1 (2)	2 (3)
Loggerhead sea turtle	1 (2)	2 (3)
Olive-Ridley sea turtle	1 (2)	2 (3)
Green sea turtle	1 (2)	2 (3)
Short-fin pilot whale C/O/W	3 (4)	4 (5)
Common bottlenose dolphin C/O/W Offshore stock	3 (4)	4 (5)

The Council directed the Highly Migratory Species Management Team to analyze these alternatives for their relative ability to meet the Council's stated purpose and need, their relative

potential economic impacts to DGN permit holders, and their relative potential to reduce incidental catch of protected species. Each alternative should be analyzed with the addition of DSBG as a potential alternative gear during closure periods.

I. Coastal Pelagic Species Management

1. Preliminary Review of New Exempted Fishing Permits for 2022 – Kerry Griffin

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Adopt Preliminary EFPs for Public Review

Motion 17: Council adopt the preliminary exempted fishing permit proposals in [Agenda Item I.1](#), [Attachments 1](#), [2](#), and [3](#) for public review.

Briana Brady/Maggie Sommer (Motion 17 carried unanimously)

Staff Summary: The Council approved three exempted fishing permit (EFP) proposals for public review: two that addressed biological sampling of ongoing EFPs, and one that addressed aerial survey point sets. The Council is scheduled to make its final EFP recommendations at the April 2022 meeting.

2. Fishery Management Plan Management Categories – Kerry Griffin

a. Reports and Comments of Management Entities and Advisory Bodies

b. Public Comment

c. Council Action: Adopt Preliminary Fishery Management Plan Amendatory Language for Public Review

Motion 18: Council:

1. adopt the preliminary fishery management plan (FMP) amendatory language as proposed by the CPSMT for public review, and
2. direct the CPSMT to explore adding text into the FMP language to reference Council Operating Procedure 9 and the Coastal Pelagic Species Stock Assessment and Fishery Evaluation document for final Council action in April 2022.

Briana Brady/Phil Anderson (Motion 18 carried unanimously)

Staff Summary: The Council adopted the preliminary fishery management plan (FMP) amendatory language in CPSMT [Report 1](#) for public review, with final Council action to be scheduled for April 2022. The Council also directed the Coastal Pelagic Species Management Team to explore adding text into the FMP language to reference Council Operating Procedure 9 and the Coastal Pelagic Species Stock Assessment and Fishery Evaluation document.

INFORMATIONAL REPORTS

- [Informational Report 1](#): NMFS Budget Structure and Allocation Review; National Academy of Public Administration (Electronic Only)
- [Informational Report 2](#): NOAA Fisheries Diversity and Inclusion Strategic Plan 2022–2025
- [Informational Report 3](#): 2021 Tri-State Enforcement Report
- [Informational Report 4](#): West Coast Whiting Trawl Seabird Cable Strike Meeting Announcement
- [Informational Report 5](#): National Academies of Sciences, Engineering, and Medicine – Public Briefing announcement: Data and Management Strategies for Recreational Fisheries with Annual Catch Limits
- [Informational Report 6](#): Texas A&M; Request for PFMC Assistance: Combining high-resolution climate simulations with ocean biogeochemistry, fisheries and decision-making models to improve sustainable fisheries
- [Supplemental Informational Report 7](#): Request for Information on NOAA Actions To Advance the Goals and Recommendations in the Report on Conserving and Restoring America The Beautiful, Including Conserving At Least 30 Percent of U.S. Lands and Waters By 2030
- [Supplemental Informational Report 8](#): North Pacific Fisheries Commission Annual Activity Status Report to PFMC (*Rich Lincoln*)
- [Supplemental Informational Report 9](#): NOAA announces process to designate national marine sanctuary off central California
- [Supplemental Informational Report 10](#): Status Report of the 2021 Ocean Salmon Fisheries off Washington, Oregon, and California, preliminary data through October 2021
- [Supplemental Informational Report 11](#): An Aquaculture Opportunity Area Atlas for the Southern California Bight
- [Supplemental Informational Report 12](#): Save-the-Date: Offshore Wind Energy Guidance for Mitigating Impacts to Fisheries Meetings
- [Supplemental Informational Report 13](#): BOEM Public Meetings on Potential Central California Offshore Wind Energy Activities

VOTING LOG

Motion 1: Adopt [Agenda Item A.4, November 15-19 and 21-22, 2021 Council Meeting Agenda](#). Pete Hassemer/Heather Hall (Motion 1 carried unanimously)

Motion 2: Council approve the data-moderate length-based stock assessments for Copper and Quillback rockfish off the coast of California in 2021 using catch and length data, and their corresponding rebuilding analyses, for use in management as shown in Agenda Item E.2, Attachments 1-5 ([Attachment 1](#), [Attachment 2](#), [Attachment 3](#), [Attachment 4](#) and [Attachment 5](#)).

Marci Yaremko/Bob Dooley (Motion 2 carried unanimously)

Motion 3: Council adopt the spiny dogfish assessment presented in [Agenda Item E.2, Attachment 6, November 2021](#), with modifications to the decision table and a Category 2 assignment as described in [Agenda Item E.2, Supplemental SSC Report 1](#).

Maggie Sommer/Virgil Moore (Motion 3 carried unanimously); Motion was reconsidered and amended (Brad Pettinger/Butch Smith (Motion 46 carried unanimously)

Motion 4: Council adopt the forecast methodology for natural-origin Willapa Bay Coho as presented in [Agenda Item F.1, Attachment 3](#) and as described in [F.1.a, Supplemental STT Report 1](#).

Kyle Adicks/Phil Anderson (Motion 4, as amended, carried unanimously)

Motion 5: Council adopt the schedule for developing 2022 ocean salmon fishery management measures as detailed in [Agenda Item F.2, Attachment 1](#) and confirm Council staff hearing sites and state intentions for additional hearings identified in [Agenda Item F.2, Situation Summary](#).

Phil Anderson/Kyle Adicks (Motion 5 carried unanimously)

Motion 6: Council adopt a directed commercial fishery season structure for 2022 as recommended by the GAP in the [Supplemental GAP Report 1, November 2021](#) which is: a series of three-day openings, beginning at 8 a.m. on the fourth Tuesday in June and ending at 6 p.m. on the Thursday of that week. Additional three-day openings would occur every other week, Tuesday through Thursday, until the directed fishery allocation is obtained.

Heather Hall/Butch Smith (Motion 6 carried unanimously)

Motion 7: Council adopt the proposed changes to management measures for Oregon recreational fisheries in the Catch Sharing Plan for 2022 recommended in [Agenda Item G.2, Supplemental ODFW Report 1, November 2021](#). The Daily Bag Limit Alternative 1 will apply to the Southern Oregon Subarea in addition to the Central Oregon Coast Subarea.

Maggie Sommer/Christa Svensson (Motion 7 carried unanimously)

Motion 8: Council adopt the proposed season structure, season dates, and proposed changes to the Catch Sharing Plan for 2022 as described in [Agenda Item G.2, Supplemental WDFW Report 1, November 2021](#).

Heather Hall/Phil Anderson (Motion 8 carried unanimously)

Motion 9: Council adopt the summary recommendations contained in [Agenda item F.3.a, Supplemental CDFW Report 1](#), as follows:

Harvest Control Rule 5 as described in [Agenda Item F.3.a](#), the Fishery Harvest Control Rule Risk Assessment. This amounts to a total fishery exploitation rate (ER) limit of 15 percent on SONCC coho salmon, to be implemented as follows:

- c. Evaluation of attainment of the limit occurs on a postseason basis each year using the annual postseason exploitation rate, which is the sum of the fishery exploitation rates experienced in the year across all ocean and inland sources of fishery mortality (ER). The annual ERs are then averaged over the available postseason record for the period following HCR adoption, and this average must not exceed the adopted limit of 15 percent.

- d. Postseason estimates of the ocean ER will be generated using the Coho Fishery Regulation Assessment Model (FRAM), whereas the in-river ER component will be determined using data provided by co-managing agencies as described in Appendix C and Appendix I of the risk assessment report.

In addition, ocean fishery seasons shall be designed pre-season each year such that Coho FRAM projections of ocean fishery impacts to SONCC coho salmon do not exceed 9 percent more frequently than once every four years, which is a reduction in the status-quo allowable ocean impact rate of not more than 13 percent.

Marci Yaremko/Bob Dooley (Motion 9 carried, Mr. Oatman, Mr. Kern and Ms. Bishop voted no, Mr. Adicks abstained)

Motion 10: Council:

- Approve and send the draft letter to BOEM on Oregon OSW process ([Supplemental Attachment 1](#)), after staff finalization to address streamline editing to remove redundancy (paragraphs 3 and 6) and copy-edits.
- Task the MPC with (per [Supplemental MPC Report 1](#)):
 - Drafting brief cover letter on BOEM research priorities ([Supplemental Attachment 3](#)) and send with suggested attachments (3 letters, research needs)
 - Drafting brief cover letter on EO14008 ([Supplemental Informational Report 7](#)) and submit with suggested attachments (CCC and PFMC letters, 2021)
 - Drafting brief cover letter on USCG PARS ([Supplemental Attachment 4](#)) and submit with suggested attachments (letters on OSW)
 - Include suggested language from AB reports ([Supplemental HMSAS Report 1](#) and [Supplemental GAP Report 1](#))
 - Initiating a QR letter to BOEM on Environmental Assessment comment opportunity for Morro Bay WEA ([Supplemental Attachment 2](#))
- Task the MPC, EWG, and HC to develop draft policy document on offshore development activities for Council consideration in March 2022. Document to include considerations including both:
 - Fisheries impacts
 - Ecosystem impacts (including EFH)

Caren Braby/Virgil Moore (Motion 10 carried unanimously)

Motion 11: Council adopt:

1. For all groundfish stocks and stock complexes except quillback rockfish off California and the nearshore rockfish north and south complexes, adopt the OFLs for 2023 and 2024 and stock categories presented in [E.3.a, Supplemental REVISED Attachment 1](#) as final.
2. For all groundfish stocks other than those listed below in #4 and quillback rockfish in California, adopt the P*, ABC, and ACL values for 2023 and 2024 in [E.3, Supplemental REVISED Attachment 1](#) as final.
3. For the stocks listed below, adopt the range of default and alternative P*, ABC, and ACL values for 2023 and 2024 in [E.3.a, Supplemental GMT Presentation 1](#), except use the area delineations and values for vermilion/sunset rockfish in [E.3, Supplemental REVISED Attachment 4](#).
4. Identify the following alternatives as preliminary preferred:
 - Sablefish (coastwide): Alternative 1, ACL = ABC, P* 0.4

- o Lingcod north of 40° 10' N. lat.: Status Quo, ACL = ABC, P* 0.45
- o Lingcod south of 40° 10' N. lat.: Status Quo, ACL = ABC, P* 0.45
- o Oregon black rockfish: Alternative 1, ACL = ABC = 512 mt
- o Pacific spiny dogfish: no PPA at this time
- o Vermilion/sunset rockfish in CA south of Pt. Conception: No Action, ACL = ABC, P* 0.45
- o Vermilion/sunset rockfish in CA north of Pt. Conception: No Action, ACL = ABC, P* 0.45
- o Vermilion rockfish in Oregon: No Action, ACL = ABC, P* 0.45
- o Vermilion rockfish in Washington: No Action, ACL = ABC, P* 0.45

All reports referenced in this motion are from November 2021

Maggie Sommer/Marci Yaremko (Motion 11, as amended, carried unanimously)

Motion 12: Suspend Motion 11 until after Quillback stock status determination is made.
Marc Gorelnik/Phil Anderson (Motion 12 carried unanimously)

Motion 13: Council adopt the following for Quillback Rockfish off California, recognizing the SSC's recommendation that the stock be determined as overfished:

- Stand-alone California OFL and ABC and ACL values, to be informed by the rebuilding analysis adopted under Agenda Item E.2
- Remove Quillback Rockfish from the minor Nearshore complexes North and South of 40-10
- Include SPR harvest rate Alternatives from Table 2 (page 10) of the Quillback Rockfish Rebuilding Analysis of 0.5, 0.6, 0.7, and F=0.

Marci Yaremko/Bob Dooley (Motion 13 carried unanimously)

Motion 14: Council adopt the EFPs for public review as recommended by the GMT in [Supplemental GMT Report 1, November 2021](#) including the set-aside amounts outlined in Table 2 for the recommended EFPs and a total allowance of 100 Chinook salmon annually for all the non-trawl EFPs.

Heather Hall/Marci Yaremko (Motion 14 as amended carried unanimously)

Motion 15: Council recommend that NMFS implement the following trip limits for the 2022, 2023, and 2024 bluefin fishing seasons, depending upon actual annual limits each year:

2022

The annual limit is 523 mt with an initial trip limit of 20 mt. The trip limit reduces as follows:

- January - June: When cumulative catch is within 323 mt of the annual limit, the trip limit shall be 15 mt. When catch is within 223 mt of the annual limit, the trip limit shall be 3 mt.
- July-September: When cumulative catch is within 273 mt of the annual limit, the trip limit shall be 15 mt. When catch is within 198 mt of the annual limit, the trip limit shall be 3 mt.
- October-December: When cumulative catch is within 223 mt of the annual limit, the trip limit shall be 15 mt. When catch is within 100 mt of the annual limit, the trip limit shall be 3 mt.

2023

The annual limit is 720 mt with an initial trip limit of 30 mt. The trip limit is reduced as follows:

- January - June: When cumulative catch is within 320 mt of the annual limit, the trip limit shall be 20 mt. When catch is within 220 mt of the annual limit, the trip limit shall be 3 mt.
- July - September: When cumulative catch is within 290 mt of the annual limit, the trip limit shall be 20 mt. When catch is within 200 mt of the annual limit, the trip limit shall be 3 mt.
- October - December: When cumulative catch is within 250 mt of the annual limit, the trip limit shall be 20 mt. When catch is within 100 mt of the annual limit, the trip limit shall be 3 mt.

2024

If annual limit is between 525 and 720 mt, the initial trip limit is 30 mt:

- January - June: When cumulative catch is within 320 mt of the annual limit, the trip limit shall be 20 mt. When catch is within 220 mt of the annual limit, the trip limit shall be 10 mt. When catch is within 150 mt of the annual limit, the trip limit shall be 3 mt.
- July - September: When cumulative catch is within 300 mt of the annual limit, the trip limit shall be 20 mt. When catch is within 200 mt of the annual limit, the trip limit shall be 10 mt. When catch is within 140 mt of the annual limit, the trip limit shall be 3 mt.
- October - December: When cumulative catch is within 250 mt of the annual limit, the trip limit shall be 20 mt. When catch is within 100 mt of the annual limit, the trip limit shall be 3 mt.

If the annual limit is between 400 mt and 524 mt, the initial trip limit is 20 mt:

- January - June: When cumulative catch is within 300 mt of the annual limit, the trip limit shall be 15 mt. When catch is within 200 mt of the annual limit, the trip limit shall be 3 mt.
- July-September: When cumulative catch is within 250 mt of the annual limit, the trip limit shall be 15 mt. When catch is within 150 mt of the annual limit, the trip limit shall be 3 mt.
- October-December: When cumulative catch is within 200 mt of the annual limit, the trip limit shall be 15 mt. When catch is within 100 mt of the annual limit, the trip limit shall be 3 mt.

If annual limit is between 297-399 mt, the initial trip limit is 15 mt:

- January-June: when cumulative catch is within 220 mt of the annual limit, the trip limit shall be 3 mt.
- July-September: when cumulative catch is within 200 mt of the annual limit, the trip limit shall be 3 mt.
- October-December: when cumulative catch is within 100 mt of the annual limit, the trip limit shall be 3 mt.

If the annual limit is 297 or less, the trip limit shall be 5 mt for the entire year.

John Ugoretz/Bob Dooley (Motion 15 carried unanimously)

Motion 16: Council adopt the following range of alternatives for Drift Gill Net Hard Caps and direct the Highly Migratory Species Management Team to analyze these alternatives for their relative ability to meet the Council's stated purpose and need, their relative potential economic impacts to DGN permit holders, and their relative potential to reduce incidental catch of protected species. Each alternative should be analyzed with the addition of DSBG as potential alternative gear during closure periods:

Alternative 1:

No Action

Alternative 2:

The original Council preferred alternative for rolling 2-year hard caps

Alternative 3:

A combination of individual and fleetwide annual (“fishing year”: April 1-March 31) caps based on Table 1, below. Caps are based on observed interactions, regardless of the level of observer coverage. In all cases, “ceasing fishing” shall be applied both inside and outside the U.S. EEZ. Closures are contiguous, even if they extend into, or beyond, an existing closure.

Table 1. Individual and fleetwide hard caps. Values that EXCEED the individual or fleetwide caps are in parenthesis.

Species	Individual Cap (exceedance)	Fleetwide Cap (exceedance)
Fin whale	1 (2)	2 (3)
Humpback whale	1 (2)	2 (3)
Sperm whale	1 (2)	2 (3)
Leatherback sea turtle	1 (2)	2 (3)
Loggerhead sea turtle	1 (2)	2 (3)
Olive-Ridley sea turtle	1 (2)	2 (3)
Green sea turtle	1 (2)	2 (3)
Short-fin pilot whale C/O/W	3 (4)	4 (5)
Common bottlenose dolphin C/O/W Offshore stock	3 (4)	4 (5)

Option A:

If a vessel **reaches** an individual cap, that vessel and all unobservable vessels cease fishing for:

Sub-option I) 30 days if the cap is reached before November 1, or 14 days if the cap is reached between November 1 and January 31

Sub-option II) For the remainder of the fishing year

If a fleetwide cap is **reached**, the entire fleet ceases fishing for the remainder of the fishing year

Option B:

If a vessel **reaches** an individual cap, that vessel and all unobservable vessels cease fishing for 30 days if the cap is reached before November 1, or 14 days if the cap is reached between November 1 and January 31

If a vessel **exceeds** an individual cap, that vessel and all unobservable vessels cease fishing for the remainder of the fishing year

If a fleetwide cap is **exceeded**, the entire fleet ceases fishing for the remainder of the fishing year

Option C:

If a vessel **reaches** an individual hard cap, that vessel and all unobservable vessels cease fishing for 30 days if the cap is reached before November 1, or 14 days if the cap is reached between November 1 and January 31

If a vessel **exceeds** an individual cap, that vessel and all unobservable vessels cease fishing for the remainder of the fishing year, **AND** the remainder of the fleet ceases fishing for 30 days if the cap is exceeded before November 1, or 14 days if the cap is exceeded between November 1 and January 31

If a fleetwide cap is **reached**, the entire fleet ceases fishing for 30 days if the cap is reached before November 1, or 14 days if the cap is reached between November 1 and January 31

If a fleetwide cap is **exceeded**, the entire fleet ceases fishing until:

Sub-option I) the beginning of the following fishing year

Sub-option II) The following November 1, with cap counts beginning November 1 each year

John Ugoretz/Bob Dooley (Motion 16 carried unanimously)

Motion 17: Council adopt the preliminary exempted fishing permit proposals in Agenda Item I.1, [Attachments 1](#), [2](#), and [3](#) for public review.

Briana Brady/Maggie Sommer (Motion 17 carried unanimously)

Motion 18: Council:

1. adopt the preliminary fishery management plan (FMP) amendatory language as proposed by the CPSMT for public review, and

2. direct the CPSMT to explore adding text into the FMP language to reference Council Operating Procedure 9 and the Coastal Pelagic Species Stock Assessment and Fishery Evaluation document for final Council action in April 2022.

Briana Brady/Phil Anderson (Motion 18 carried unanimously)

Motion 19: Council adopt the Budget Committee recommendations as outlined in [Agenda Item C.5.a, Supplemental Budget Committee Report 1, November 2021](#) and further develop and refine a list of initiatives that could be advanced by a onetime use of Council funds and bring

back information on costs and impacts on the Council's budget for consideration by the Budget Committee and the Council at its March 2022 meeting.

Pete Hassemer/Christa Svensson (Motion 19 carried, Mr. Anderson and Mr. Pettinger voted no, Mr. Wulff abstained)

Motion 20: Council approve the CCC consensus statements on Magnuson Act reauthorization as in [Agenda Item C.1, Supplemental Attachment 5](#).

Bob Dooley/Butch Smith (Motion 20 carried, Mr. Wulff Abstained)

Motion 21: Council approve the September 2021 and October 2021 Council meeting records as shown in:

- [Agenda Item C.7, Attachment 1](#): Draft Council Meeting Record - 261st Session of the Pacific Fishery Management Council (September 8-11 & 13-15, 2021) and
- [Agenda Item C.7, Attachment 2](#): Draft Council Meeting Record - 262nd Session of the Pacific Fishery Management Council (October 12, 2021).

Phil Anderson/Pete Hassemer (Motion 21 carried unanimously)

Motion 22: Council adopt the FMP amendment language in [C8, Attachment 1](#) for the Salmon, HMS, and CPS FMPs to bring the FMPs into compliance with the NMFS SBRM final rule, including the one minor edit recommended by the CPSMT in their report. The Council also affirms that the Groundfish FMP is compliant with the final rule and no amendment is necessary. Rationale for these decisions can be found in the respective management team's statements from June 2021 ([C.2.a, Supplemental GMT Report 1](#)), September 2021 ([E.5.a, Supplemental HMSMT Report 1](#), [E.5.a, Supplemental CPSMT Report 1](#)) and [November 2021 \(C.8.a, Supplemental STT Report 1\)](#).

John Ugoretz/Corey Ridings (Motion 22 carried unanimously)

Motion 23: Council adopt the following revised statement of purpose and need for non-trawl area management actions:

The purpose of these proposed actions is to provide access to additional areas that are currently closed to groundfish fishing inside the Non-Trawl Rockfish Conservation Area (RCA) and Cowcod Conservation Area (CCA). The Non-Trawl sector is presently unable to access many target species of where they are most abundant. The actions are needed to provide increased access to non-overfished shelf rockfish stocks and other important target stocks that can be found in the existing non-trawl groundfish conservation areas (GCAs), thereby increasing the overall potential economic value of the groundfish fishery. The actions are also needed to help diversify fishing strategies in light of restrictive salmon and crab opportunities in other groundfish and non-groundfish fisheries, and to provide more stable, year-round fishing opportunity, expand opportunities to supply seafood, and increase potential financial benefit to fishermen, communities, and the infrastructures they support. The additional access might be provided by actions such as 1) moving and/or modifying the existing Non-Trawl RCA and/or CCA boundaries, and/or 2) allowing groundfish fishing inside the Non-Trawl RCA and/or CCA using only select gears that minimize bottom contact.

Maggie Sommer/Christa Svensson (Motion 23 carried unanimously)

Motion 24: Council adopt the following range of groundfish nontrawl area management alternatives between 46° 16' – 34° 27' N. lat.

Alternative 1: Allow Open Access (OA) vessels targeting groundfish to fish in the non-trawl RCA (NT_RCA) using approved hook-and-line gear

Allow OA vessels targeting groundfish to operate inside the NT_RCA with hook-and-line gear except bottom longline, vertical hook-and-line that is anchored to the bottom, and dinglebar gear are types of hook-and-line gear that are not allowed. Fixed gear types other than hook-and-line are not allowed. Vessels must declare their intent to fish within the NT_RCA prior to departure.

Fishing Area: Vessels may fish inside and outside the NT_RCA on the same trip.

Gear On-Board: Vessels shall only carry approved hook-and-line gear on-board vessel when fishing occurs in the NT_RCA.

Alternative 2: Allow Limited Entry Fixed Gear (LEFG) vessels targeting groundfish to fish in the NT_RCA using approved hook & line gear up to LEFG trip limits

Allow LEFG vessels targeting groundfish to operate inside the NT_RCA and fish up to the LEFG trip limits with hook-and-line gear except bottom longline, vertical hook-and-line that is anchored to the bottom, and dinglebar gear are types of hook-and-line gear that are not allowed. Fixed gear types other than hook-and-line are not allowed. Vessels must declare their intent to fish within the NT_RCA prior to departure.

Fishing Area: LEFG vessels may fish inside and outside the NT_RCA on a trip.

Gear On-Board: LEFG vessels can only carry approved hook-and-line gear on-board a vessel when fishing occurs in the NT_RCA. Vessels shall not switch gears during a fishing trip.

Alternative 3: Reconfiguration of NT_RCA boundaries

The seaward NT_RCA boundary will be 75 fathoms

- Suboption 1: Prohibit all bottom contact groundfish gear in groundfish EFH Conservation Areas that would otherwise be reopened under this action

Alternative 4: Completely remove the nontrawl RCA

- Suboption 1: Prohibit all bottom contact groundfish gear in groundfish EFHCAs that would otherwise be reopened under this action

Priority of Alternatives and Incremental Process

- Alternatives in this motion are prioritized in this order: 1, 2, 3, 4. Analysis and future Council action should allow for adoption of preliminary preferred and final alternatives for Alternatives 1 and 2 as soon as possible and this may occur before those steps for other Alternatives under this item. In addition, the Council may consider action on Alternative 3 prior to Alternative 4.

Alternatives May Be Combined

- Action alternatives are not mutually exclusive.

Logbooks Required

- For all action alternatives, logbooks will be required to collect data on fishing effort, location, gear, catch, releases/discards, and other information determined to be necessary.

Block Area Closures

- For all action alternatives, block area closures (BACs) may be used in the non-trawl sector to control catch of groundfish or protected species by restricting fishing by gear type and sector within specific latitudes and depth contours. BACs could be implemented inseason or preseason.

Yelloweye Rockfish Conservation Area Closures

- For all action alternatives, identify potential Yelloweye Rockfish Conservation Areas (if any) that could be used to mitigate impacts to yelloweye rockfish resulting from this action, which could be implemented in biennial management measures or inseason action.

Maggie Sommer/Marci Yaremko (Motion 24, as amended, carried unanimously)

Motion 25: given the timing and efficiency concerns cited by NMFS in [Agenda E.5, NMFS Report 1](#), include consideration of Cowcod Conservation Area repeal alternatives within the Non-Trawl Sector Area Management Measures Range of Alternatives. Waypoint analyses for areas within the CCA offered for consideration in [E.5.a, Supplemental CDFW Report 1](#), should be included in future analytical materials developed for this alternative.

Marci Yaremko/Bob Dooley (Motion 25 carried unanimously)

Motion 26: Council add the following alternative, specific to the area off Washington (north of 46° 16' N. latitude), to the range of alternatives:

Open limited areas of the non-trawl RCA and to pot gear only, limited in that only parts of the current boundary would be modified and in that the openings would only extend so far onto the continental shelf. The areas would be generally located seaward of the 75 fm line but may be defined by coordinates that do not necessarily follow a single depth contour. The open areas would satisfy the following objectives:

- Allow only minimal increases of yelloweye bycatch.
- Avoid direct and indirect conflicts with recreational and other fisheries currently fishing within 100 fm.
- Avoid impacts to sensitive habitats.
- Are distinct enough from the 100 fm seaward boundary to be enforceable by the existing Vessel Monitoring System.

Corey Niles/Butch Smith (Motion 26 carried unanimously)

Motion 27: Council Adopt the following, for the 2022 fishing season:

1. For Pacific Whiting Set-Aside in Research Activities and the Pink Shrimp Fishery, continue to set the Pacific whiting set-aside at 750 mt for 2022.
2. For Open Access Fixed Gear Lingcod North of 42° N. Latitude, Option 1: Increase to 2,500 lb./month as soon as possible in 2022.
3. For Limited Entry Fixed Gear Lingcod North of 42° N. Latitude, Option 1: Increase to 5,000 lb./2 months as soon as possible in 2022.
4. For Open Access DTL Fixed Gear Sablefish North of 36° N. Latitude, Reduce per Option 1: 600 lbs./day, or 1 landing/week up to 2,000 lbs., not to exceed 4,000 lbs./2 months.
5. For Limited Entry DTL Fixed Gear Sablefish North of 36° N. Latitude, Reduce per Option 1: 2,400 lb./week, not to exceed 4,800 lb./2 months.
6. No adjustment to the shortspine thornyhead north of 34° 27' N. lat. trip limit at this time.

For Quillback Rockfish:

- A One fish quillback rockfish sub-bag limit in the recreational fishery statewide (California).
- Implement a 75 lbs. / 2 months sub-trip limit to the 2,000 lbs. / 2-month Minor Nearshore
- Rockfish trip limit for the area between 42°- 40°10' N. lat. and a 75 lbs. / 2 months sub-trip limit to the 2,000 lbs. / 2-month Deeper Nearshore trip limit south of 40° 10' N. lat.

For Copper Rockfish:

- Implement a new statewide (California) 1-fish copper rockfish sub-bag limit within the 10-fish daily RCG bag limit.
- Implement a 75 lbs / 2 months sub-trip limit to the 2,000 lbs / 2-month Minor Nearshore Rockfish trip limit for the area between 42°-40°10' N. lat. and a 75 lbs. / 2 months sub-trip limit to the 2,000 lbs. / 2-month Deeper Nearshore trip limit south of 40° 10' N. lat.

For Vermilion/Sunset Rockfish:

- Reduce the vermilion rockfish 5-fish sub-bag limit to 4-fish within the 10-fish daily RCG bag limit within the recreational fishery, statewide (California).

Marci Yaremko/Marc Gorelnik (Motion 27 carried unanimously)

Motion 28: Council adopt [C.9.a, CPSMT Report 1](#), Proposed Changes to Council Operating Procedure 9.

Briana Brady/Heather Hall (Motion 28 carried unanimously)

Motion 29: Council appoint Dr. Kate Richerson to the National Marine Fisheries Service Northwest Fisheries Science Center position on the Groundfish Management Team currently held by Dr. Kayleigh Somers.

Ryan Wulff/Phil Anderson (Motion 29 carried unanimously)

Motion 30: Council make the following appointments to the Coastal Pelagic Species Advisory Subpanel:

- California Commercial Fisheries (3 Positions)
 - Mr. David Crabbe, Mr. David Haworth and Mr. Nick Jurlin
- Oregon Commercial Fisheries
 - Mr. Ryan Kapp
- Washington Commercial Fisheries
 - Mr. Michael Cornman
- Processor (3 positions)
 - Mr. Brian Blake, Mr. Mike Okoniewski, and Mr. Anthony Vuoso
- California Sport/Charter Fisheries
 - Mr. Steve Crooke
- Conservation Group
 - Ms. Anna Weinstein

Maggie Sommer/Briana Brady (Motion 30 carried unanimously)

Motion 31: Council make the following appointments to the Ecosystem Advisory Subpanel:

- California (3 At-Large Positions)
 - Ms. Melissa Mahoney, Mr. Richard Ogg, and Ms. Deborah Wilson-Vandenberg
- Oregon (3 At-Large positions)
 - Mr. Scott McMullen, Ms. Gway Rogers-Kirchner, and Dr. Andrew Thurber
- Washington (3 At-Large positions)
 - Dr. Terrie Klinger, Dr. Phillip Levin and Ms. Michele Robinson

Briana Brady/Bob Dooley (Motion 31 carried unanimously)

Motion 32: Council make the following appointments to the Groundfish Advisory Subpanel:

- Fixed Gear Fisheries (3 At-Large)

- Mr. Bob Alverson, Mr. Scott Hartzell, and Mr. Gerry Richter
- Bottom Trawl Fisheries
 - Mr. Travis Hunter
- Mid-Water Trawl Fisheries
 - Mr. Jeff Lackey
- At-Large Trawl Fisheries (2 positions)
 - Ms. Ruth Christiansen and Mr. Kevin Dunn
- Open Access Fisheries North of Cape Mendocino
 - Mr. Harrison Ibach
- Open Access Fisheries South of Cape Mendocino
 - Mr. Daniel Platt
- Processors (2 At-Large Positions)
 - Ms. Susan Chambers
- At-Sea Processor
 - Mr. Daniel Waldeck
- Washington Charter Boat Operator
 - Mr. Steve Westrick
- Oregon Charter Boat Operator
 - Mr. Jeff Wilmarth
- California Charter Boat Operator North of Point Conception
 - Mr. Tim Klassen
- California Charter Boat Operator South of Point Conception
 - Mr. Merit McCrea
- Sport Fisheries (3 At-Large positions)
 - Mr. Stephen Godin and Mr. Louis Zimm
- Tribal Fisheries
 - Mr. Steve Joner
- Conservation Group
 - Mr. Shems Jud

Heather Hall/Maggie Sommer (Motion 32 carried unanimously)

Motion 33: Council make the following appointments to the Highly Migratory Advisory Subpanel:

- Commercial Troll Fisheries
 - Mr. Wayne Heikkila
- Commercial Purse Seine Fisheries
 - Mr. Mike Conroy
- Commercial Gillnet Fisheries
 - Mr. Gary Burke
- Commercial Deep-Set Buoy Gear
 - Mr. William Sutton
- Commercial Fisheries North of Point Conception
 - Mr. Douglas Fricke
- Commercial Fisheries South of Point Conception
 - Mr. Austen Brown

- Processor North of Cape Mendocino
 - No appointment at this time
- Processor South of Cape Mendocino
 - Mr. David Rudie
- Northern Charter Boat Operator
 - Mr. Jon Yokomizo
- Southern Charter Boat Operator
 - Mr. Mike Thompson
- Private Sport Fisheries North of Point Conception
 - Mr. Tom Mattusch
- Private Sport Fisheries South of Point Conception
 - Mr. Robert Osborn
- Conservation Group
 - Mr. Josh Madeira
- Public At-Large
 - Ms. Pamela Tom

Christa Svensson/Maggie Sommer (Motion 33 carried unanimously)

Motion 34: Council make the following appointments to the Salmon Advisory Subpanel:

- Washington Troll Fisheries
 - Mr. Ryan Johnson
- Oregon Troll Fisheries
 - Mr. Darus Peake
- California Troll Fisheries
 - Mr. George Bradshaw
- Gillnet Fisheries
 - Mr. Bryce Divine
- Processor
 - Mr. Gerald Reinholdt
- Washington Charter Boat Operator
 - Mr. Michael Sawin
- Oregon Charter Boat Operator
 - Mr. Mike Sorenson
- California Charter Boat Operator
 - Mr. John Atkinson
- Washington Sport Fisheries
 - Mr. Dave Johnson
- Oregon Sport Fisheries
 - Mr. Richard Heap
- Idaho Sport Fisheries
 - No appointment at this time
- California Sport (2 positions)
 - Mr. James Stone and Mr. Jim Yarnall
- Tribal Fisheries – Washington Coast
 - Mr. Jon Pink

- Tribal Representative – California
 - Mr. Justin Alvarez
- Conservation Group
 - Ms. Megan Waters

Phil Anderson/Pete Hassemmer (Motion 34 carried unanimously)

Motion 35: Council make the following appointments to the Scientific and Statistical Committee:

- At-Large (9 Positions)
 - Dr. Melissa Haltuch, Dr. Dan Holland, Dr. Kristin Marshall, Dr. Stephan Munch, Dr. Andre Punt, Dr. William Satterthwaite, and Dr. Jason Schaffler

Corey Ridings/Briana Brady (Motion 35 carried unanimously)

Motion 36: Council make the following appointments to the Habitat Committee:

- Northwest or Columbia River Tribal Representative
 - No appointment at this time
- California Tribal Representative
 - Mr. Barry McCovey
- Commercial Fishing Industry
 - Mr. Glen Spain
- Sport Fishing Industry
 - Mr. Timothy Roy
- Conservation Group
 - Dr. W. Waldo Wakefield
- At-Large (2 Positions)
 - Dr. Scott Heppell and Mr. Stephen Scheiblaue

Briana Brady/Joe Oatman (Motion 36 carried unanimously)

Motion 37: Council adopt the following alternatives for inclusion in the range considered for groundfish management measures in 2023 and 2024 (Numbering from [E.5, Attachment 1 November 2021](#), the Action Item Checklist):

- Action Item #2 Area Management

Make minor adjustments to RCA coordinates to better align with the bathymetry lines, depth contours, and to avoid crossovers; and to incorporate recommended modifications from enforcement and industry as described in [E.5.a, Supplemental CDFW Report 1, November 2021](#).
- Action Item #3 Off-the-top

Adopt the following preliminary set-asides for 2023 and 2024

 - Research: The maximum historical research mortality should be used for set-asides for all species, except yelloweye rockfish and cowcod. For each of these species, the GMT shall determine the appropriate amount to set aside for research, based on anticipated projects
 - The maximum historical IOA mortality for off-the-top deductions for all species except: darkblotched rockfish (suggested deduction: 9.8 mt), petrale sole (suggested deduction: 11.1 mt), sablefish south of 36° N. lat. (suggested deduction: 25 mt), yelloweye rockfish (suggested deduction: 2.66 mt), and nearshore rockfish north (suggested deduction: 1.3 mt) to accommodate mortality in IOA fisheries in

2023-24 (GMT recommendations from [Agenda Item E.5.a, Supplemental GMT Report 1](#), Table 2)

- For Quillback and Copper rockfish off California, include placeholders for off-the-top set asides for research, IOA fisheries, and approved EFPs for each of these species as necessary, pending further over-winter analysis
- Action Item #5 ACT
 - Cowcod = a single ACT of 50 mt for south of 40° 10' N. lat.
 - Yelloweye rockfish non-trawl ACT of 39.8 mt in 2023-2024
 - For Quillback rockfish off California, include placeholders for ACTs for each of the groundfish fishery sectors off California that incur fishery mortality, pending further over-winter analysis
 - For Copper rockfish off California, include placeholders for ACTs below the minor nearshore complex ACLs, for each of the groundfish fishery sectors off California both north and south of 40 degrees, 10 minutes N. lat., pending further over-winter analysis
- Action Item #8 HG – State Shares for Stocks in a Complex
Adopt preliminary HGs for species managed within a complex:
 - Blackgill rockfish (within the Slope Rockfish South of 40°10' N. lat. complex) – status quo allocation scheme
 - Oregon black/blue/deacon complex – no need for species specific HGs within the complex
 - Cabezon/kelp greenling complex – no need for species specific HGs within either the Oregon cabezon/kelp greenling complex or the Washington cabezon/kelp greenling complex
 - Nearshore Rockfish North of 40°10' N. lat. complex -by state: Use the status quo sharing arrangement to set state-specific HGs, as described in Action item #11 of [E.5.a, Supplemental GMT Report 2](#)
 - For Quillback rockfish off California, include placeholders for HGs for each of the groundfish fishery sectors off California that incur fishery mortality, pending further over-winter analysis
 - For Copper rockfish off California, include placeholders for HGs below the minor nearshore complex ACLs, for each of the groundfish fishery sectors off California both north and south of 40 degrees, 10 minutes N. lat.

Marci Yaremko/Maggie Sommer (Motion 37 carried unanimously)

Motion 38: Council adopt the preliminary tribal set asides as shown in item [E.5.a, Supplemental Tribal Report 2, November 2021](#).

Joe Oatman/Phil Anderson (Motion 38 carried unanimously)

Motion 39: Council adopt the following preliminary alternatives as recommended by the GMT in [Supplemental GMT Report 2, November 2021](#) for analysis.

- Action Item #6 Two Year Trawl and Non-Trawl Allocations
Adopt status quo preliminary 2-year trawl/non-trawl allocations
- Action Item #7 Amendment 21 Allocation Changes
Maintain the status quo 40 percent trawl and 60 percent non-trawl percentages for lingcod south of 40° 10' N. lat.

- Action Item #11 Within Non-Trawl HGs, ACTs, or Shares – LEFG/OA/Recreational
Adopt preliminary status quo 2-year within non-trawl HGs or shares
Heather Hall/Marci Yaremko (Motion 39 carried unanimously)

Motion 40: Council adopt the following alternatives for inclusion in the range of groundfish management measures in 2023 and 2024 for further analysis and review (using numbering from [E.5, Attachment 1 November 2021](#), the Action Item Checklist):

- Action Item #9 – Within Trawl Allocations
 - Remove this item from the checklist
 - Action Item #10 – Within Trawl Set-Asides (at-sea whiting)
 - Request that the GMT evaluate whether there is a need for an at-sea set-aside for Pacific spiny dogfish, and to recommend a set-aside amount if appropriate
 - Status quo for existing set-asides
 - Action Item #12b – Directed Shortbelly Rockfish Prohibition
 - Move this item out of the 2023-2024 biennial management measures process and in March 2022 under Groundfish Workload and New Management Measure Priorities, consider prioritization and scheduling of a stand-alone groundfish FMP amendment for this purpose
 - Action Item #13 – Shorebased IFQ Trip Limits
Status quo trip limits for non-IFQ species in the IFQ fishery
 - Additional spiny dogfish request
 - Request the GMT to evaluate potential management measures to control catch of spiny dogfish in groundfish fisheries if the ACL is exceeded or projected to be exceeded, including but not limited to the use of Block Area Closures (BACs) and Bycatch Reduction Areas (BRAs)
- Maggie Sommer/Heather Hall (Motion 40 carried unanimously)

Motion 41: Council adopt the following preliminary alternatives as recommended by the GMT in [Supplemental GMT Report 3](#), November 2021 for analysis.

- Action Item #14a – Open Access Fixed Gear Fisheries North of 40° 10' N. lat.
OA sablefish daily trip limit (DTL) sablefish fishery north of 36° N. lat.:
 - Status Quo: Maintain the 600-lb. daily limit in the DTL fishery
 - Option 1: Remove the 600-lb. daily limit (weekly and bimonthly limits would remain)
- Action Item #14b – Open Access Fixed Gear Fisheries South of 40° 10' N. lat.
Status quo alternatives
- Action Item #15a – Limited Entry Fixed Gear Fisheries North of 40° 10' N. lat.
LEFG sablefish north of 36° N. lat.:
 - Status Quo: 1,700 lbs./week, 5,100 lbs./2 months
 - Option 1: 2,400 lbs./week, 4,800 lbs./2 months
- Action Item #15b – Limited Entry Fixed Gear Fisheries South of 40° 10' N. lat.
LEFG sablefish south of 36° N. lat.:
 - Status Quo: 2,500 lb. weekly trip limit
- Action Item #15c – Limited Entry Fixed Gear Primary Fishery
 - Extending the LEFG primary sablefish tier fishery end date from October 31 to December 31

Guidance for Action Items 14 and 15 for the GMT look at trip limits, RCA changes etc. that consider new harvest spex for copper, quillback, and vermilion or other species as needed.

- Action Item #16 – 18 WA, CA, and OR Recreational
- States and GMT as needed will analyze routine measures such as bag limits, season structures, depth limits and length limits etc. that keep catch from exceeding harvest targets.
- Recommend that the GMT explore new and available data to inform species specific depth dependent mortality rates for discards using descending devices for copper, quillback, and vermilion rockfish. If those values are readily available and can be incorporated into the current discard mortality estimation framework, the expectation would be that they could be implemented for recreational discards as soon as possible (e.g., 2022).

Heather Hall/Maggie Sommer (Motion 41 carried, Ms. Kent abstained)

Motion 42: Council approve the following items from Action Item 12, New Management Measures, to be included in the range considered for groundfish management measures in 2023 and 2024:

12d: Rebuilding analysis for Quillback Rockfish off California: Per the GMT recommendation in [Agenda Item E.5.a, GMT Supplemental Report 3](#) – Include additional runs of a SPR harvest rate at 0.55 and 0.65 to further examine the trade-offs of alternative rebuilding strategies. Use a lower 2022 projected fishery mortality of 11.9 mt, per Table 11, [Agenda Item E.7.a, Supplemental CDFW Report 2](#).

For Copper Rockfish south of Pt. Conception, a rebuilding analysis is available for use if needed.

12e: Groundfish retention in the Non-trawl Rockfish Conservation Area between the WA/Oregon Border and U.S./Mexico Border using only non-bottom contact hook-and-line gear; including no dinglebar, no longline, and no vertical hook-and-line gear that is anchored to the bottom, similar to requirements in the 2021-2022 management measures. This would be a management measure to reduce nearshore fishery effort and bycatch on overfished or precautionary nearshore stocks, while also avoiding bottom contact and benthic species of concern.

Marci Yaremko/Bob Dooley (Motion 42 as amended carried; Ms. Kent abstained)

Motion 43: Council adopt an alternative for further analysis within the 2023-2024 groundfish harvest specifications and management measures with the following language which would amend the Groundfish FMP to describes the management intent for shortbelly rockfish:

If fishery related shortbelly rockfish mortalities exceed, or are projected to exceed, 2,000 mt in a calendar year, the Council will review and investigate survey abundance trends and other stock status information as appropriate, consider changes in fishing behavior, consider changes in the market interest for shortbelly rockfish, and other factors as appropriate that may lead to the Council to reconsider the EC designation for shortbelly rockfish.

In addition, in response to the review of the information, the Council may also recommend other management measures that achieve the Council’s FEP goals and objectives, and Goal 2 in particular, for shortbelly rockfish. Other management measures may include (but are not limited to) area closures, gear prohibitions, bycatch limits, and seasonal restrictions.

Phil Anderson/Pete Hassemmer (Motion 43 carried unanimously)

Motion 44: Council add an alternative for analysis that would analyze a ramp down rebuilding strategy for quillback rockfish. This ramp down strategy would decline linearly over a three-year period, after which catch will be at the target level that aligns with the Council's quillback rockfish rebuilding plan. This ramp down strategy would be explored for the SPR=0.5 and the SPR=0.7 alternatives to enable a range of analysis.

Bob Dooley/Butch Smith (Motion 44 carried unanimously)

Motion 45: Council to amend the previously adopted E.2 ODFW Motion.

Brad Pettinger/Bob Dooley (Motion 45 carried unanimously)

ADJOURN

The Council meeting adjourned on Monday, November 22, 2021 at 5:02 p.m.

Marc Gorelnik
Council Chair

Date