## Pacific Coast Groundfish Fishery 2025-26 Harvest Specifications and Management Measures

## DRAFT 2025-26 MANAGEMENT MEASURE ANALYTICAL DOCUMENT APRIL 2024

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#### **Commercial Non-trawl**

#### Washington Recreational

#### **Oregon Recreational**

#### **California Recreational**

Draft Decision Document

## Acronyms and Abbreviations

| ABC      | Acceptable biological catch                |
|----------|--|
| ACL      | Annual catch limit                         |
| ACT      | Annual catch target                        |
| AM       | Accountability measure                     |
| $B_0$    | Biomass, unfished                          |
| BAC      | Block Area Closure                         |
| BIOP     | Biological opinion                         |
| BRA      | Bycatch reduction area                     |
| BRD      | Bycatch reduction device                   |
| CA/OR/WA | California, Oregon, and Washington         |
| CCA      | Cowcod Conservation Area                   |
| CDFW     | California Department of Fish and Wildlife |
| CEQ      | Council on Environmental Quality           |
| СР       | Catcher-processor                          |
| CPFV     | Commercial passenger fishing vessel        |
| CPUE     | Catch per unit of effort                   |
| CRFS     | California Recreational Fisheries Survey   |
| DB-SRA   | Depletion-based stock reduction analysis   |
| DCAC     | Depletion-corrected average catch          |
| DEIS     | Draft Environmental Impact Statement       |
| DPS      | Distinct population segment                |
| DTL      | Daily trip limit (fishery)                 |
| DTS      | Dover sole, thornyheads, and sablefish     |
| EA       | Environmental Assessment                   |
| EC       | Ecosystem component                        |
| EDC      | Economic Data Collection (Program)         |
| EEZ      | Exclusive Economic Zone                    |
| EFH      | Essential fish habitat                     |
| EFP      | Exempted fishing permit                    |
| EIS      | Environmental Impact Statement             |
| ESA      | Endangered Species Act                     |
| fm       | fathom or fathoms                          |
| F        | Fishing mortality                          |
| FEIS     | Final Environmental Impact Statement       |
| FEP      | Fishery Ecosystem Plan                     |
| FMP      | Fishery Management Plan                    |
| GAP      | Groundfish Advisory Subpanel               |
| GCA      | Groundfish Conservation Area               |
| GMT      | Groundfish Management Team                 |
| HAPC     | Habitat Areas of Particular Concern        |
| HCR      | Harvest control rule                       |
| HG       | Harvest guideline                          |
| IBQ      | Individual bycatch quota                   |
| IFQ      | Individual fishing quota                   |
| IOA      | Incidental Open Access                     |

| IOPAC   | Input-output model for Pacific Coast fisheries           |
|---------|--|
| ITS     | Incidental take statement                                |
| LE      | Limited entry  |
| LEFG    | Limited entry fixed gear                                 |
| Μ       | Instantaneous rate of natural mortality                  |
| MSA     | Magnuson-Stevens Fishery Conservation and Management Act |
| MSE     | Management strategy evaluation                           |
| MSST    | Minimum Stock Size Threshold                             |
| MSY     | Maximum sustainable yield                                |
| mt      | Metric ton   |
| NEPA    | National Environmental Policy Act                        |
| NMFS    | National Marine Fisheries Service                        |
| NWFSC   | Northwest Fisheries Science Center                       |
| OA      | Open access  |
| ODFW    | Oregon Department of Fish and Wildlife                   |
| OFL     | Overfishing limit  |
| OFS     | Overfished species                                       |
| ORBS    | Ocean Recreational Boat Survey                           |
| OY      | Optimum yield  |
| P*      | Overfishing probability                                  |
| PacFIN  | Pacific Fisheries Information Network                    |
| PMFC    | Pacific Fishery Management Council (used in references)  |
| PR      | Private/rental boats                                     |
| QP      | Quota pounds   |
| QS      | Quota share  |
| Rec     | Recreational   |
| RecFIN  | Recreational Fisheries Information Network               |
| RCA     | Rockfish Conservation Area                               |
| RCG     | Rockfish, cabezon, and greenling                         |
| RES     | Research   |
| SAFE    | Stock Assessment and Fishery Evaluation                  |
| SPR     | Spawning potential ratio                                 |
| SSC     | Scientific and Statistical Committee                     |
| STAR    | Stock Assessment Review                                  |
| SWFSC   | Southwest Fisheries Science Center                       |
| Tmin    | Maximum time to rebuild                                  |
| Tmax    | Minimum time to rebuild                                  |
| Ttarget | Target year for rebuild                                  |
| VMŠ     | Vessel monitoring system                                 |
| WCBTS   | West Coast Bottom Trawl Survey                           |
| WCGOP   | West Coast Groundfish Observer Program                   |
| WCR     | West Coast Region  |
| WDFW    | Washington Department of Fish and Wildlife               |
| YRCA    | Yelloweye Rockfish Conservation Area                     |
| -       | J  |

### Preface

#### Organization

This document presents the analysis of 2025-26 management measures to the Pacific Fishery Management Council (Council) and stakeholders. In the past, this document was divided by alternative (e.g., No Action, Alternative 1, etc.); however, it was brought to Council staff's attention that this organizational method did not allow for easy comparison of a sector across all alternatives. In an attempt to design a more efficient and effective presentation of the analytical document, staff have changed the organization to a recommended approach. This document presents the analysis for each alternative by sector, i.e., trawl, non-trawl, etc.

#### **Purpose and Need**

The purpose of this action is to prevent overfishing while achieving, on a continuing basis, the optimum yield from the fishery. (MSA § 301(a)(1)). The need is in response to new scientific data and information about the stocks and stock complexes and the needs of fishing communities, to provide additional tools to ensure catch limits are not exceeded, and to afford additional fishing opportunities where possible.

#### **Action Area**

The management area for this action is the EEZ, defined as 3 nautical miles to 200 nautical miles from shores along the coasts of Washington, Oregon, and California and the communities that engage in fishing in waters off these states. Figure 1 in the <u>Groundfish FMP</u> (PFMC 2020) depicts this management area

#### Alternatives.

The biennial process is different than most processes the Council undertakes. In the vast majority of actions, the Council is presented analyses with just the No Action and Action Alternatives. However, in past biennial processes (e.g. 2021-22, 2023-24, etc.), analysis was organized as Baseline, No Action, and the Action. In these past documents, Baseline analyzed the first year of the previous biennium, as final fishery data was available for that year. For example, the Baseline year for the 2021-22 document was 2019. Baseline was not a viable alternative but used as a tool to compare the differences between bienniums in such things as annual catch limits (ACL), allocations, etc. No Action analyzed the default harvest control rule (HCR) scenario, and the Alternative(s) analyzed the alternative HCR(s) under consideration by the Council. In past documents, only No Action and the Alternative(s) were viable for adoption by the Council. Unfortunately, this organization does not align well with the National Environmental Policy Act (NEPA) documents, e.g., Environmental Assessment (EA), Environmental Impact Statement (EIS), etc., noting that Baseline is not an alternative generally found or compared in NEPA analyses. The structure of these past documents led to confusion and inefficiency in providing information to Council members, advisory bodies, and stakeholders. This 2025-26 biennial process presented the opportunity to better align the Council analysis with the NEPA document. Council staff intends to organize the 2025-26 analysis in the following manner: No Action, Alternative 1, and Alternative 2.

For clarity, the Council and stakeholders will be presented the same level of detail for each

alternative as in the past (Table P1) The change is limited only to the titles of the alternatives with the goal to reduce confusion.

#### No Action

Generally, the No Action alternative embodies how the fishery would continue to operate in the absence of Council action and without revisions to federal regulations. In most analyses, a comparison of action alternatives to the No Action alternative is a useful and meaningful comparison to gauge the magnitude and direction of various environmental effects, particularly in the context of the Magnuson-Stevens Act and the National Environmental Policy Act.

Consistent with the Pacific Coast Groundfish Fishery Management Plan (FMP), each biennium default harvest control rules (HCRs) are applied to the best scientific information available (BSIA) to determine the numerical values of the harvest specifications for the 2025-26 biennial period. The process of applying default HCRs to BSIA is described in <u>Chapter 5</u> of the FMP. Because of this framework, it makes the No Action alternative (which would include harvest specifications that are not updated based on BSIA) an untenable alternative for the upcoming biennium. Because No Action is untenable, it is not meaningful in the context of NEPA or MSA to make comparisons to No Action. Therefore, in the following comparative analysis, the action alternatives are largely compared amongst themselves and not to the No Action alternative.

However, analysts appreciate that the Council may find a comparison of harvest specifications from 2023-24 and the default and alternative 2025-26 harvest specifications meaningful. Since 2024 mortality data will not be available, this analysis uses 2023 harvest specifications and the corresponding mortality data as a proxy for 2023-24 harvest specifications under No Action. It is presented as a reference point for the Council and stakeholders to understand the differences between the 2023-24 biennial specifications and management measures and the default and alternative 2025-26 biennial specifications and management measures. The detailed analyses of No Action harvest specifications and management measures can be found in Informational Report 2, September 2022.

This Action considers No Action and four Action Alternatives

- No Action: 2023 harvest specifications and management measures used as proxy for 2024 impacts. Largely used as a comparison of the current fishery to the Alternatives. Does not apply BSIA to the stocks and therefore, these harvest specifications cannot be adopted.
- Alternative 1: Alternative 1 reflects the default HCR condition for all stocks, where BSIA is used to update harvest specifications. In the past, this alternative was considered the No Action alternative.
- Alternative 2: Alternative 2 analyzes the alternative HCRs for Dover sole, rex sole, and shortspine thornyhead, as well as any new management measures proposed for the 2025-26 biennium. It also analyzes the ABC Rule harvest specifications for California quillback rockfish
- Alternative 3: Alternative 3 analyzes the California quillback rockfish harvest specification as specified by CDFW.
- Alternative 4: Alternative 4 analyzes the F=0 rebuilding strategy for California quillback rockfish.

# Chapter 1. Dispersal of 2025-26 Annual Catch Limits to the Groundfish Fishery Analysis

#### **Executive Summary**

Chapter 1 includes considerations for management measures that are not sector-specific (i.e., waypoints of depth-based management lines or off-the-top deductions) or have allocative effects among sectors (e.g., allocations, harvest guidelines, etc.). Chapter 1 includes the numerical values associated with applying No Action and Alternative allocative management measures for all managed groundfish species. For most species, allocative management measures under Alternatives 1, 2, and 3 are the same as No Action. Considerations for changes from No Action are summarized below.

A handful of waypoint revisions to the 50 fm line are considered in Alternative 1 and will have further impact analysis by CDFW in a separate report.

Deductions from the ACLs for research, and incidental open access are generally unchanged in methodology compared to No Action with two notable exceptions. First, a new research set-aside for California quillback rockfish of 0.10 mt is warranted for 2025-26. Second, the method for estimating incidental open access mortality in the next biennial cycle will be to use a ten-year rolling maximum metric tonnage, with some exceptions, as noted in the text. This method has been determined by the GMT to be more indicative of current mortality trends than the No Action methodology. Set-aside metric tonnage would remain the same or decrease for most species compared to No Action; set-asides would increase for some species, especially those that are highly attained like lingcod, widow rockfish, yelloweye rockfish and darkblotched rockfish.

Annual Catch Targets (ACTs) are considered for the same species/stocks that had them in 2023-24. For yelloweye rockfish and California quillback rockfish, Alternative 1 ACTs would be calculated using the same methods as in 2023-24. The Alternative 1 or Alternative 2 California copper rockfish ACT would be a recreational ACT for just the portion of the stock south of 34° 27' N. lat. rather than a state-wide all-sector ACT (as in 2023-24). This is the sector with the most mortality and in the area of greatest conservation need to address localized depletion of copper rockfish. Two alternatives (Alternatives 1 and 2) are considered for calculating the 2025-26 ACT for copper rockfish in southern California.

Unless otherwise noted, Alternative 1 and Alternative 2 allocations among sectors and within sectors are calculated based on No Action formulas (e.g., Amendment 21, 2023-24 biennial allocations, etc.). Generally, the metric tonnage of allocations vary between No Action, Alternative 1 and Alternative 2 due to differences in the harvest specifications or off-the-top deductions (not due to differences in allocation formulas or sharing agreements) with the following exceptions: changes to allocation formulas are considered for canary rockfish, widow rockfish, and shortspine thornyhead under Alternative 1.

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## 1. No Action

The No Action scenario considers harvest specifications and management measures implemented for the 2023-24 biennium. As discussed in the Preface, No Action harvest specifications are largely untenable choice for the Council as they do not integrate BSIA, per A24. No Action harvest specifications would only go into effect if the Council were to not adopt the 2025-26 harvest specifications. However, No Action is useful as a comparative tool for the 2025-26 biennium. No Action uses 2023 harvest specifications and the corresponding mortality data as a proxy for 2023-24 harvest specifications as 2024 mortality data is not yet available. These data and management measures are presented as a reference point for the Council and stakeholders to understand the differences between the 2023-24 biennium and the proposed 2025-26 biennial specifications and management measures. The detailed analyses of No Action harvest specifications and management measures can be found in Informational Report 2, September 2022.

#### 1.1 Rockfish Conservation Area Updates

Rockfish conservation area (RCA) coordinates and related groundfish area fishing restrictions are found in federal regulation at 660.70 - 660.79. Under No Action, the Council adopted the corrections and modifications to waypoints proposed by California Department of Fish and Wildlife (CDFW), as described in E.5.a, Supplemental CDFW Report 1, November 2021 and F.4.a, Supplemental CDFW Report 5, April 2022.

Additionally, though not adopted as part of the 2023-24 biennial process, the Council adopted <u>Amendment 32 (A32)</u>, incorporated by reference, for implementation in 2024. This amendment is germane to No Action as it will reflect the status quo when the Council adopts this biennial package. Briefly, A32 specified the following changes.

- 1) Moved the seaward boundary of the non-trawl rockfish conservation area (Non-Trawl RCA) to 75 fathoms (fm) between the 46°16′ N. lat 34° 27′ N. lat. for groundfish;
- 2) Designated essential fish habitat conservation areas (EFHCA) at Nehalem Bank East, Bandon High Spot East, Garibaldi Reef North, Garibaldi Reef South, and Arago Reef to would prohibit non-trawl groundfish bottom contact gear (e.g., bottom longline):
- Created three new yelloweye rockfish conservation areas (YRCA) off Oregon and also activated a YRCA west of Heceta Bank that would prohibit non-trawl groundfish bottom contact gear.
- 4) Modified five coordinates of the 75 fm line off of California.

Additionally, A32 removed non-trawl restrictions in the Cowcod Conservation Area (CCA) for non-trawl commercial and recreational fisheries and developed Non-Trawl RCA lines around the Channel Islands and banks within the current CCA boundaries.

#### 1.2 Annual Catch Limit Deductions

Annual catch limit (ACL) Deductions, called "off-the-top" deductions are made to account for groundfish mortality in the Pacific Coast treaty Indian tribal fisheries, scientific research, non-groundfish target fisheries (hereinafter, incidental open access fisheries), and, as necessary, exempted fishing permits. The ACL minus the off-the-top amount results in the harvest guideline (HG) for the species or complex. Sufficient yield must be available to accommodate the anticipated groundfish mortality from the aforementioned fisheries to increase the probability that catches will

remain at or below the ACLs. The Council can transfer any unused portion of these deductions, with the exception of the tribal set-aside, to directed groundfish fisheries using inseason action. The 2023 off-the-top deductions are described in Table 2. The summaries below describe the aforementioned fishery's groundfish mortality.

<u>**Tribal Fishery**</u>: Tribal fishery values are established under Treaty provisions (<u>Agenda Item E.7.a,</u> <u>Supplemental Tribal Report 1, November 2023</u>) as well as specific requests (<u>Agenda Item E.7.a,</u> <u>Supplemental Tribal Report 2, November 2023</u>). Under No Action, Tribal set-asides did not change from the previous biennium except for increases to Pacific ocean perch (9.3 mt to 130 mt) and darkblotched rockfish (0.2 mt to 5.0 mt) relative.

**<u>Research</u>**: Research set-asides are adopted to account for anticipated groundfish mortality in research fisheries, which include the National Marine Fisheries Service (NMFS) trawl survey, International Pacific Halibut Commission (IPHC) longline survey, and other Federal and state research. Under No Action, research set-asides were set equal to the maximum historical scientific research mortality from 2005 to 2020 for all species except cowcod (10 mt) and yelloweye rockfish (2.92 mt) as shown in Table 2. Research maximum mortality were obtained from the NWFSC's Fisheries Observation Science Program (FOS) Groundfish Estimated Multi-year Mortality Report (GEMM) as provided in Agenda Item C.1.b, NMFS Report 2, September 2021.

**Incidental Open Access (IOA)**: IOA set-asides are for commercial fisheries<sup>1</sup> that do not target, but catch groundfish incidentally. Under No Action, IOA set-asides were set equal to the maximum historical IOA mortality from 2005 to 2020 for all species<sup>2</sup> except for: darkblotched rockfish (9.8 mt), petrale sole (11.1 mt), sablefish south of 36° N. lat. (25 mt), yelloweye rockfish (2.66 mt), and nearshore rockfish complex north of 40°10′ N. lat. (1.3 mt) in WCGOP GMR (<u>Agenda Item C.1.b, NMFS Report 2, September 2021</u>).

**Exempted Fishing Permits (EFP)**: EFP set-asides are estimated and requested by the EFP permit holder to cover anticipated EFP-specific groundfish mortality. Under No Action, the Council adopted EFP set-asides as detailed Table 2.

**Recreational (sablefish north of 36° N. lat. only):** The <u>Amendment 6 (A6)</u> allocation framework for sablefish north of 36° N. lat. specifies that anticipated recreational catches based on the maximum historical value (i.e., 6 mt) of sablefish caught in recreational fisheries be deducted from the ACL prior to the commercial limited entry and open access allocations (Table 1). Of note, an estimated 24 mt was landed in the California (north of 36° N. lat.) and Oregon recreational fisheries, with an uncalculated amount in Washington<sup>3</sup> recreational fisheries. This amount translates to +400% of the recreational set-aside.

<sup>&</sup>lt;sup>1</sup> IOA fisheries on the west coast include California state managed species (e.g., California halibut), coastal pelagic species, highly migratory species, salmon troll, Pacific halibut, Dungeness crab, pink shrimp, ridgeback prawn.

<sup>&</sup>lt;sup>2</sup> Longnose and big skate were managed within complexes until 2009 and 2015, respectively, and therefore, the maximums are from only those years where sorting was required.

<sup>&</sup>lt;sup>3</sup> In 2023, WDFW did not break out sablefish in their recreational fishery sampling as a separate estimate
Table 1. No Action 2023 tribal, research, recreational (Rec), EFP set-asides, the commercial harvest guideline for sablefish<sup>4</sup> north of 36° N. lat., and estimated attainment (PacFIN 2/12/24) in metric tons (mt).

| Year | ACL   | Tribal | Research | Rec. | EFP  | Sum  | Commercial | Attainment |
|------|-------|--------|----------|------|------|------|------------|------------|
|      | (mt)  | (mt)   | (mt)     | (mt) | (mt) | (mt) | HG (mt)    | %          |
| 2023 | 8,433 | 843.3  | 30.7     | 6.0  | 1.0  | 881  | 7,552      | 69%        |

<sup>&</sup>lt;sup>4</sup> Sablefish ACLs were incorrectly calculated in 2023-24. The amounts shown here are the corrected values as shown in <u>G.8</u>, <u>Supplemental Revised Attachment 1</u>, <u>September 2023</u>

| Species                  | Area                | ACL (mt) | Tribal    | EFP<br>(mt) | Research | IOA (mt) | Set-aside Total | Fishery HG |  |  |
|--------------------------|---------------------|----------|-----------|-------------|----------|----------|-----------------|------------|--|--|
| VELLOWEYE ROCKEISH a/    | Coastwide           | 66       | 5.00      | 0.12        | 2.92     | 2 66     | 10.70           | 55.3       |  |  |
| Arrowtooth flounder      | Coastwide           | 18 632   | 2 041 00  | 0.12        | 12.92    | 41.00    | 2 094 98        | 16 537     |  |  |
| Big skate                | Coastwide           | 1 320    | 15.00     | 0.0         | 5 49     | 39.31    | 59.80           | 1 260 2    |  |  |
| Black rockfish           | Washington          | 290      | 18.00     | 0.0         | 0.10     | 0.0      | 18 10           | 271.8      |  |  |
| Black rockfish           | California          | 334      | 0.0       | 1.00        | 0.08     | 1.18     | 2.26            | 332.1      |  |  |
| Bocaccio                 | S of 40°10′ N. lat. | 1.842    | 0.0       | 40.00       | 5.60     | 2.52     | 48.12           | 1.793.9    |  |  |
| Cabezon                  | S of 42° N. lat.    | 182      | 0.0       | 1.00        | 0.02     | 0.61     | 1.63            | 180.4      |  |  |
| California scorpionfish  | S of 34°27' N. lat. | 262      | 0.0       | 0.0         | 0.18     | 3.71     | 3.89            | 258.4      |  |  |
| Canary rockfish a/       | Coastwide           | 1,284    | 50.00     | 6.00        | 10.08    | 2.83     | 68.91           | 1,215.1    |  |  |
| Chilipepper              | S of 40°10' N. lat. | 2,183    | 0.0       | 70.00       | 14.04    | 13.66    | 97.70           | 2,085      |  |  |
| Cowcod                   | S of 40°10' N. lat. | 80       | 0.0       | 1.00        | 10.00    | 0.17     | 11.17           | 68.8       |  |  |
| Darkblotched rockfish a/ | Coastwide           | 785      | 5.00      | 0.50        | 8.46     | 9.80     | 23.76           | 761.2      |  |  |
| Dover sole               | Coastwide           | 50,000   | 1,497.00  | 0.0         | 50.84    | 49.27    | 1,597.11        | 48,402.9   |  |  |
| English sole             | Coastwide           | 9,018    | 200.00    | 0.0         | 17.00    | 42.52    | 259.52          | 8,758.5    |  |  |
| Lingcod                  | N of 40°10' N. lat. | 4,378    | 250.00    | 0.0         | 17.71    | 11.92    | 279.63          | 4,098.4    |  |  |
| Lingcod                  | S of 40°10' N. lat. | 726      | 0.0       | 4.00        | 3.19     | 8.31     | 15.50           | 710.5      |  |  |
| Longnose skate           | Coastwide           | 1,708    | 220.00    | 0.0         | 12.46    | 18.84    | 251.30          | 1,456.7    |  |  |
| Longspine thornyhead     | N of 34°27' N. lat. | 2,295    | 30.00     | 0.0         | 17.49    | 6.22     | 53.71           | 2,241.3    |  |  |
| Longspine thornyhead     | S of 34°27' N. lat. | 725      | 0.0       | 0.0         | 1.41     | 0.83     | 2.24            | 722.8      |  |  |
| Pacific cod              | Coastwide           | 1,600    | 500.00    | 0.0         | 5.47     | 0.53     | 506.00          | 1,094      |  |  |
| Pacific Ocean perch      | N of 40°10' N. lat. | 3,573    | 130.00    | 0.0         | 5.39     | 10.09    | 145.48          | 3,427.5    |  |  |
| Pacific spiny dogfish    | Coastwide           | 1,456    | 275.00    | 1.00        | 41.85    | 33.63    | 351.48          | 1,104.5    |  |  |
| Pacific whiting          | Coastwide           | 394,400  | 64,645.00 | 0.0         | 750.00   | 1,500.00 | 66,895.00       | 302,505    |  |  |
| Petrale sole             | Coastwide           | 3,485    | 350.00    | 1.00        | 24.14    | 11.10    | 386.24          | 3,098.8    |  |  |
| Sablefish a/             | N of 36° N. lat.    | 8,433    |           | Table 6     |          |          |                 |            |  |  |

Table 2. No Action. 2023 off-the-top deductions in metric tons (mt) for tribal, EFP, research, IOA and the resulting fishery harvest guideline (HG) a/

| Species                           | Area                | ACL (mt) | Tribal<br>(mt) | EFP<br>(mt) | Research (mt) | IOA (mt) | Set-aside Total<br>(mt) | Fishery HG<br>(mt) |  |  |
|-----------------------------------|---------------------|----------|----------------|-------------|---------------|----------|-------------------------|--------------------|--|--|
| Sablefish a/                      | S of 36° N. lat.    | 2,338    | -              | -           | 2.40          | 25.00    | 27.40                   | 2,310.6            |  |  |
| Shortspine thornyhead             | N of 34°27' N. lat. | 1,359    | 50.00          | -           | 10.48         | 17.82    | 78.30                   | 1,280.7            |  |  |
| Shortspine thornyhead             | S of 34°27' N. lat. | 719      | -              | -           | 0.71          | 6.00     | 6.71                    | 712.3              |  |  |
| Splitnose rockfish                | S of 40°10' N. lat. | 1,592    | -              | 1.50        | 11.17         | 5.75     | 18.42                   | 1,573.4            |  |  |
| Starry flounder                   | Coastwide           | 392      | 2.00           | -           | 0.57          | 45.71    | 48.28                   | 343.7              |  |  |
| Widow rockfish                    | Coastwide           | 12,624   | 200.00         | 18.00       | 17.27         | 3.05     | 238.32                  | 12,385.7           |  |  |
| Yellowtail rockfish               | N of 40°10′ N. lat. | 5,666    | 1,000.00       | 0.00        | 20.55         | 7.00     | 1,027.55                | 4,638.5            |  |  |
| Complexes                         |                     |          |                |             |               |          |                         |                    |  |  |
| Nearshore rockfish north          | N of 40°10′ N. lat. | 93       | 1.50           | 0.0         | 0.47          | 1.30     | 3.27                    | 89.7               |  |  |
| Nearshore rockfish south          | S of 40°10′ N. lat. | 887      | 0.0            | 0.0         | 2.68          | 1.86     | 4.54                    | 882.5              |  |  |
| Shelf rockfish north              | N of 40°10′ N. lat. | 1,283    | 30.00          | 0.0         | 15.32         | 25.62    | 70.94                   | 1,212.1            |  |  |
| Shelf rockfish south a/           | S of 40°10′ N. lat. | 1,469    | 0.0            | 50.00       | 15.10         | 67.67    | 132.77                  | 1,336.2            |  |  |
| Slope rockfish north              | N of 40°10′ N. lat. | 1,540    | 36.00          | 0.0         | 10.51         | 18.88    | 65.39                   | 1,474.6            |  |  |
| Slope rockfish south              | S of 40°10′ N. lat. | 701      | 0.0            | 1.00        | 18.21         | 19.73    | 38.94                   | 662.1              |  |  |
| Other fish                        | Coastwide           | 223      | 0.0            | 0.0         | 6.29          | 14.95    | 21.24                   | 201.8              |  |  |
| Other flatfish                    | Coastwide           | 4,862    | 60.00          | 0.0         | 23.63         | 137.16   | 220.79                  | 4,641.2            |  |  |
| Oregon black/blue/deacon rockfish | Oregon              | 597      | 0.0            | 0.0         | 0.08          | 1.74     | 1.82                    | 595.2              |  |  |
| Oregon cabezon/kelp greenling     | Oregon              | 185      | 0.0            | 0.0         | 0.05          | 0.74     | 0.79                    | 184.2              |  |  |
| Washington cabezon/kelp greenling | Washington          | 20       | 2.00           | 0.0         | 0.0           | 0.0      | 2.00                    | 18                 |  |  |

a/ the 2023 harvest specifications for these stocks were in error. These are the values approved by the Council. Due to timing, the corrected 2023 amounts could not be updated in regulation; whereas the 2024 amounts were. See <u>Agenda Item G.8</u>, <u>Supplemental REVISED Attachment 1</u>, <u>September 2023</u> for detail

Table 3 details the estimated mortality (as of 1/12/2024) for managed stocks and stock complexes. ACLs and HGs for all stocks and stock complexes were not exceeded.

| Species                  | Area                | ACL (mt) | HG (mt)  | Est. Mortality (mt) | % ACL | % HG  |
|--------------------------|---------------------|----------|----------|---------------------|-------|-------|
| YELLOWEYE ROCKFISH a/    | Coastwide           | 66       | 55.3     | 24.9                | 47.7% | 59.9% |
| Arrowtooth flounder      | Coastwide           | 18,632   | 16,537   | 710.5               | 3.8%  | 4.3%  |
| Big skate                | Coastwide           | 1,320    | 1,260.2  | 128.5               | 9.7%  | 10.2% |
| Black rockfish           | Washington          | 290      | 271.8    | 148.9               | 44.6% | 44.9% |
| Black rockfish           | California          | 334      | 332.1    | 158.6               | 54.7% | 54.8% |
| Bocaccio                 | S of 40°10' N. lat. | 1,842    | 1,793.9  | 596.9               | 32.4% | 33.3% |
| Cabezon                  | S of 42° N. lat.    | 182      | 180.4    | 33.2                | 18.3% | 18.4% |
| California scorpionfish  | S of 34°27' N. lat. | 262      | 258.4    | 121.6               | 46.4% | 47.1% |
| Canary rockfish a/       | Coastwide           | 1,284    | 1,215.1  | 717.5               | 53.6% | 59.0% |
| Chilipepper              | S of 40°10' N. lat. | 2,183    | 2,085    | 1,179.1             | 54.0% | 56.5% |
| Cowcod                   | S of 40°10' N. lat. | 80       | 68.8     | 8.7                 | 10.9% | 12.6% |
| Darkblotched rockfish a/ | Coastwide           | 785      | 761.2    | 304.7               | 37.2% | 40.0% |
| Dover sole               | Coastwide           | 50,000   | 48,402.9 | 3,861.7             | 7.7%  | 8.0%  |
| English sole             | Coastwide           | 9,018    | 8,758.5  | 209.9               | 2.3%  | 2.4%  |
| Lingcod                  | N of 40°10′ N. lat. | 4,378    | 4,098.4  | 1,011.8             | 23.1% | 24.7% |
| Lingcod                  | S of 40°10' N. lat. | 726      | 710.5    | 248.4               | 34.2% | 35.0% |
| Longnose skate           | Coastwide           | 1,708    | 1,456.7  | 578.2               | 33.9% | 39.7% |
| Longspine thornyhead     | N of 34°27' N. lat. | 2,295    | 2,241.3  | 36.7                | 1.6%  | 1.7%  |
| Longspine thornyhead     | S of 34°27' N. lat. | 725      | 722.8    | 5.2                 | 0.7%  | 0.7%  |
| Pacific cod              | Coastwide           | 1,600    | 1,094    | 68.8                | 4.3%  | 6.3%  |
| Pacific Ocean perch      | N of 40°10′ N. lat. | 3,573    | 3,427.5  | 316.9               | 8.9%  | 9.2%  |
| Pacific spiny dogfish    | Coastwide           | 1,456    | 1,104.5  | 473.0               | 32.5% | 42.8% |
| Pacific whiting          | Coastwide           | 394,400  | 302,505  | 241,034.7           | 65.3% | 79.7% |

Table 3. No Action. 2023 Harvest specifications for managed stocks/stock complexes, annual catch limits (ACL), harvest guidelines (HG), estimated total mortality, and resulting percentage (%) of ACL and HGs (PacFIN, 1/12/2024)

| Species                           | Area                | ACL (mt) | HG (mt)  | Est. Mortality (mt) | % ACL | % HG  |
|-----------------------------------|---------------------|----------|----------|---------------------|-------|-------|
| Petrale sole                      | Coastwide           | 3,485    | 3,098.8  | 2,968.0             | 85.2% | 95.8% |
| Sablefish a/                      | N of 36° N. lat.    | 8,433    | NA       | 5,819.4             | 69.0% | NA    |
| Sablefish b/                      | S of 36° N. lat.    | 2,338    | 2,310.6  | 283.4               | 11.8% | 12.3% |
| Shortspine thornyhead             | N of 34°27' N. lat. | 1,359    | 1,280.7  | 422.6               | 4.1%  | 33.0% |
| Shortspine thornyhead             | S of 34°27' N. lat. | 719      | 712.3    | 29.1                | 1.5%  | 4.1%  |
| Splitnose rockfish                | S of 40°10' N. lat. | 1,592    | 1,573.4  | 23.8                | 2.7%  | 1.5%  |
| Starry flounder                   | Coastwide           | 392      | 343.7    | 10.4                | 87.7% | 89.4% |
| Widow rockfish                    | Coastwide           | 12,624   | 12,385.7 | 11,067.9            | 47.7% | 89.4% |
| Yellowtail rockfish               | N of 40°10′ N. lat. | 5,666    | 4,638.5  | 3,293.7             | 58.1% | 71.0% |
| Stock Complexes                   |                     |          |          |                     |       |       |
| Nearshore rockfish north          | N of 40°10′ N. lat. | 93       | 89.7     | 49.6                | 53.3% | 55.3% |
| Nearshore rockfish south          | S of 40°10' N. lat. | 887      | 882.5    | 280.6               | 31.6% | 31.8% |
| Shelf rockfish north              | N of 40°10′ N. lat. | 1,283    | 1,212.1  | 358.3               | 27.9% | 29.6% |
| Shelf rockfish south a/           | S of 40°10' N. lat. | 1,469    | 1,336.2  | 902.9               | 61.7% | 67.6% |
| Slope rockfish north              | N of 40°10′ N. lat. | 1,540    | 1,474.6  | 345.1               | 22.4% | 23.4% |
| Slope rockfish south              | S of 40°10' N. lat. | 701      | 662.1    | 80.7                | 11.5% | 12.2% |
| Other flatfish                    | Coastwide           | 4,862    | 4,641.2  | 477.4               | 9.8%  | 10.3% |
| Other fish                        | Coastwide           | 223      | 201.8    | 59.0                | 26.5% | 29.3% |
| Oregon black/blue/deacon rockfish | Oregon              | 597      | 595.2    | 448.1               | 75.1% | 75.3% |
| Oregon cabezon/kelp greenling     | Oregon              | 185      | 184.2    | 50.7                | 27.4% | 27.5% |
| Washington cabezon/kelp greenling | Washington          | 20       | 18       | 9.9                 | 49.9% | 55.5% |

a/ the 2023 harvest specifications for these stocks were in error. These are the values approved by the Council. Due to timing, the corrected 2023 amounts could not be updated in regulation; whereas the 2024 amounts were. See <u>Agenda Item G.8</u>, <u>Supplemental REVISED Attachment 1</u>, <u>September 2023</u> for detail

# 1.3 Annual Catch Target (ACT)

ACTs<sup>1</sup> are an accountability measure (AM) that can be used to set a harvest target set below the ACL (see §4.7 of <u>PFMC</u>, 2023). An ACT is a useful management tool for cases where there is high uncertainty in inseason catch monitoring, if there is concern regarding exceeding an ACL, and other conservation concerns. Since the ACT is a target and not a limit, it can be used in lieu of harvest guidelines or strategically to accomplish other management objectives.

Under No Action, yelloweye, California quillback, and California copper rockfishes are subject to an ACT..

# 1.3.1 Yelloweye Rockfish ACT

Under No Action, yelloweye rockfish has an established non-trawl sector ACT of 78.4% applied to the non-trawl sector HG. In 2023, the non-trawl HG was 38.3 mt, resulting in a non-trawl ACT of 30.0 mt. The non-trawl HG and ACTs are further applied to the non-trawl sub-sectors (i.e., commercial and state recreational). The sub-sector HGs are calculated as – 20.9 percent commercial, 25.6 percent Washington recreational, 23.3 percent Oregon recreational, and 30.2 percent California Recreational. A 78.4 percent ACT is applied to the sector-specific HGs. The 2023 yelloweye rockfish non-trawl ACT and sector specific ACTs are detailed in Table 8 under the rebuilding species section (Section 1.4.1).

# 1.3.2 California Copper Rockfish ACT

Under No Action, California copper rockfish is managed under the nearshore rockfish complexes north and south of 40°10′ N. lat.. The ACT California copper rockfish ACT et equal to the California ACL contributions to the nearshore rockfish complex north of 40°10′ N. lat. and the entire copper rockfish contribution to the nearshore rockfish complex south of 40°10′ N. lat (Table 4). The ACTs were not exceeded in 2023.

| Table 4. No Action. 2023 area-specific California copper rockfish ACL contributions (ACL contribution < | < |
|---|---|
| ABC, SPR 0.55) and ACTs (ACT = ACL contribution) to nearshore rockfish complexes north and south of     | f |
| 40°10' N. lat.  |   |

|                  | 2                             | 2023                             | % mortality                   |                                  |  |  |
|------------------|-------------------------------|----------------------------------|-------------------------------|----------------------------------|--|--|
| Specification    | 42° - 40° 10′<br>N. lat. (mt) | South of 40° 10'<br>N. lat. (mt) | 42° - 40° 10′ N.<br>lat. (mt) | South of 40° 10'<br>N. lat. (mt) |  |  |
| OFL              | 8.03                          | 108.77                           | 54.2%                         | 35.0%                            |  |  |
| ABC              | 6.99                          | 94.78                            | 62.2%                         | 40.2%                            |  |  |
| ACL Contribution | 6.93                          | 84.61                            | 62.80/                        | 45.0%                            |  |  |
| ACT              | 6.93                          | 84.61                            | 02.8%                         |                                  |  |  |

# 1.3.3 California Quillback Rockfish ACT

Under No Action, the ACT for California quillback rockfish was set the statewide ACT equal to the combined statewide ACL contributions to the nearshore rockfish complexes (Table 5). The ACT was exceeded as were the ACL contributions for both complexes (Agenda Item F.8, Supplemental CDFW Report 1, March 2024).

<sup>&</sup>lt;sup>1</sup> <u>50 CFR 660.11</u> and <u>50 CFR 600.310(g)(4)</u>

Table 5. No Action. The 2023 combined California quillback rockfish contributions (ACL contribution < ABC, SPR 0.55) and ACTs (ACT = ACL contribution) to the nearshore rockfish complexes north and south of 40°10′ N. lat. and preliminary mortality percentages (%). (Sources PacFIN/RecFIN, 2/6/24)

|                  | 2023 (mt) | % mortality |
|------------------|-----------|-------------|
| OFL              | 2.11      | 99%         |
| ABC              | 1.85      | 115%        |
| ACL Contribution | 1.76      | 121%        |
| ACT              | 1.76      | 121%        |

## 1.4 Allocations: Amendment 21 and Biennial

The fishery HGs for most species and several stock complexes are allocated between the trawl and non-trawl fisheries under <u>Amendment-21</u> (A21) to the <u>Pacific Groundfish Fishery Management</u> <u>Plan</u> (FMP) or under biennial, i.e., two year, allocations. Under No Action, no allocations were adjusted. The No Action 2023 allocations are shown in Table 7.

**Sablefish north of 36° N. lat.:** Sablefish north of 36° N. lat. is allocated under the <u>A6</u> framework, which allocates the non-tribal commercial HG between the limited entry (trawl and fixed gear) and open access sectors. Table 6 shows the No Action non-tribal LEFG, limited entry trawl, and OA allocations within the limited entry HG for sablefish north of 36° N. lat. for 2023 as adopted by the Council. Mortality for sablefish north of 36° N. lat. is further detailed in the fixed gear section (Chapter 5. Non-Trawl: Commercial Fixed Gear:). The non-tribal commercial harvest guideline is divided into the LE and OA shares (90.6 percent and 9.4 percent, respectively). The LE Share is then split into the LE Trawl Share (58 percent) and the LEFG Share (42 percent).

Table 6. No Action. 2023 sablefish north of 36° N. lat. commercial harvest guideline (HG) and allocations to the limited entry and open access fisheries as percentages (%) and metric tons (mt). a/

| Year Non-Tribal      |               | Limited Entry<br>Shares |       | Limi<br>7 | ted Entry<br>Frawl | Limited<br>Entry FG |       | Open Access<br>Share |     |
|----------------------|---------------|-------------------------|-------|-----------|--------------------|---------------------|-------|----------------------|-----|
|                      | Commercial HG | %                       | mt    | %         | Mt                 | %                   | mt    | %                    | mt  |
| 2023                 | 7,552         | 90.6                    | 6,842 | 58        | 3,968              | 42                  | 2,874 | 9.4                  | 710 |
| Percent (%) Attained |               | 70.8%                   |       | 66.8%     |                    | 73.3%               |       | 69.8%                |     |

a/ The 2023 harvest apportionment specifications for sablefish were in error. This table reflects the corrected values. Due to timing, the corrected 2023 amounts could not be updated in regulation; whereas the 2024 amounts were. See Agenda Item G.8, Supplemental REVISED Attachment 1, September 2023 for detail

|                          |                         | Fishery HC | A 11     |       | Trawl    |             |       | Non-Trawl |             |  |
|--------------------------|-------------------------|------------|----------|-------|----------|-------------|-------|-----------|-------------|--|
| Species                  | Management Area         | (mt)       | Type     | %     | mt       | %<br>Attain | %     | mt        | %<br>Attain |  |
| YELLOWEYE ROCKFISH b/    | Coastwide               | 55.3       | Biennial | 8     | 4.4      | 10.3%       | 92    | 50.9      | 31.1%       |  |
| Arrowtooth flounder      | Coastwide               | 16,537     | A-21     | 95    | 15,710.2 | 4.4%        | 5     | 826.9     | 0.4%        |  |
| Big skate                | Coastwide               | 1,260.2    | Biennial | 95    | 1,197.2  | 8.3%        | 5     | 63        | 12.3%       |  |
| Bocaccio                 | south of 40°10' N. lat. | 1,793.9    | Biennial | 39.04 | 700.3    | 34.8%       | 60.96 | 1,093.5   | 25.5%       |  |
| Canary rockfish b/       | Coastwide               | 1,215.1    | Biennial | 72.3  | 878.5    | 60.3%       | 27.7  | 336.6     | 50.8%       |  |
| Chilipepper              | south of 40°10' N. lat. | 2,085      | A-21     | 75    | 1,563.8  | 58.7%       | 25    | 521.3     | 35.6%       |  |
| Cowcod                   | south of 40°10′ N. lat. | 68.8       | Biennial | 36    | 24.8     | 6.8%        | 64    | 44.1      | 9.2%        |  |
| Darkblotched rockfish b/ | Coastwide               | 761.2      | A-21     | 95    | 723.2    | 38.7%       | 5     | 38.1      | 7.1%        |  |
| Dover sole               | Coastwide               | 48,402.9   | A-21     | 95    | 45,982.7 | 8.3%        | 5     | 2,420.1   | 0.1%        |  |
| English sole             | Coastwide               | 8,758.5    | A-21     | 95    | 8,320.6  | 2.4%        | 5     | 437.9     | 0.0%        |  |
| Lingcod                  | north of 40°10' N. lat. | 4,098.4    | A-21     | 45    | 1,844.3  | 21.8%       | 55    | 2,254.1   | 26.5%       |  |
| Lingcod                  | south of 40°10' N. lat. | 710.5      | Biennial | 40    | 284.2    | 17.7%       | 60    | 426.3     | 43.5%       |  |
| Longnose skate           | Coastwide               | 1,456.7    | Biennial | 90    | 1,311    | 2.5%        | 10    | 145.7     | 1.9%        |  |
| Longspine thornyhead     | north of 34°27' N. lat. | 2,241.3    | A-21     | 95    | 2,129.2  | 0.0%        | 5     | 112.1     | 4.5%        |  |
| Pacific cod              | Coastwide               | 1,094      | A-21     | 95    | 1,039.3  | 3.8%        | 5     | 54.7      | 9.8%        |  |
| Pacific Ocean perch      | north of 40°10' N. lat. | 3,427.5    | A-21     | 95    | 3,256.1  | 9.6%        | 5     | 171.4     | 0.1%        |  |
| Pacific whiting          | Coastwide               | 302,505    | A-21     | 100   | 302,505  | 79.6%       | 0     | 0         | -           |  |
| Petrale sole             | Coastwide               | 3,098.8    | Biennial | -     | 3,068.8  | 92.1%       | -     | 30        | 99.4%       |  |
| Sablefish b/             | north of 36° N. lat.    | 7,552      |          |       | See      | Fable 6     |       |           |             |  |
| Sablefish b/             | south of 36° N. lat.    | 2,310.6    | A-21     | 42    | 970.5    | 9.4%        | 58    | 1,340.1   | 13.9%       |  |
| Shortspine thornyhead    | north of 34°27' N. lat. | 1,280.7    | A-21     | 95    | 1,216.7  | 30.5%       | 5     | 64        | 48.8%       |  |

 Table 7. No Action: 2023 fishery harvest guidelines (HG), trawl/non-trawl allocation percentages (%), allocation amounts, and preliminary percentage

 (%) attained. Values in metric tons (mt) (PacFIN, 1/16/2024). a/

|                         |                         | Fishowy UC | Allocation | Trawl |          |             | Non-Trawl |         |             |
|-------------------------|-------------------------|------------|------------|-------|----------|-------------|-----------|---------|-------------|
| Species                 | Management Area         | (mt)       | Туре       | %     | mt       | %<br>Attain | %         | mt      | %<br>Attain |
| Shortspine thornyhead   | south of 34°27' N. lat. | 712.3      | A-21       | -     | 50       | 0.0%        | -         | 662.3   | 4.3%        |
| Splitnose rockfish      | south of 40°10' N. lat. | 1,573.4    | A-21       | 95    | 1,494.7  | 1.6%        | 5         | 78.7    | 0.0%        |
| Starry flounder         | Coastwide               | 343.7      | A-21       | 50    | 171.9    | 0.1%        | 50        | 171.9   | 0.1%        |
| Widow rockfish          | Coastwide               | 12,385.7   | Biennial   | -     | 11,985.7 | 92.1%       | -         | 400     | 5.5%        |
| Yellowtail rockfish     | north of 40°10' N. lat. | 4,638.5    | A-21       | 88    | 4,081.8  | 76.0%       | 12        | 556.6   | 34.7%       |
| Species Complexes       |                         |            |            |       |          |             |           |         |             |
| Shelf rockfish north    | north of 40°10' N. lat. | 1,212.1    | Biennial   | 60.2  | 729.7    | 42.3%       | 39.8      | 482.4   | 6.2%        |
| Shelf rockfish south b/ | south of 40°10' N. lat. | 1,336.2    | Biennial   | 12.2  | 163.0    | 15.9%       | 87.8      | 1,173.2 | 53.9%       |
| Slope rockfish north    | north of 40°10' N. lat. | 1,474.6    | A-21       | 81    | 1,194.4  | 25.2%       | 19        | 280.2   | 10.4%       |
| Slope rockfish south    | south of 40°10' N. lat. | 662.1      | Biennial   | 63    | 417.1    | 6.8%        | 37        | 245.0   | 18.8%       |
| Other flatfish          | Coastwide               | 4,641.2    | A-21       | 90    | 4,177.1  | 9.2%        | 10        | 464.1   | 9.3%        |

a/ a '-' indicates no allocation.

b/ The 2023 harvest specifications for these stocks were in error. The values in this table are the allocations approved by the Council. Due to timing, the corrected 2023 amounts could not be updated in regulation; whereas the 2024 amounts were. See <u>Agenda Item G.8</u>, <u>Supplemental REVISED Attachment 1</u>, <u>September 2023</u>

## 1.4.1 Rebuilding Species Allocation

Yelloweye rockfish is the only groundfish remaining in a rebuilding plan, as of 2023-24. For any stock that has been declared overfished, the formal trawl/non-trawl and open access/limited entry allocation established under provisions of the FMP and regulations (50 CFR §660.50) may be temporarily revised for the duration of the rebuilding period. The 2023 yelloweye rockfish allocation structure, specifications and preliminary mortality estimates by sector and entire fishery are shown in Table 8. The non-trawl sector HGs and ACTs were not exceeded; however, the California yelloweye rockfish recreational ACT was exceeded by 6.7 percent.

| Year                    | Specifi<br>(mt | cations<br>) a/ | % attained |        |  |
|-------------------------|----------------|-----------------|------------|--------|--|
| ABC                     | 89             | .6              | 27         | .8%    |  |
| ACL                     | 52             | .3              | 47         | .7%    |  |
| Off-the-Top Deduction   | 10             | .7              | 98         | .9%    |  |
| Fishery HG              | 41             | .6              | 59         | .9%    |  |
| Trawl (8%)              | 3.3            | 33              | 13.2%      |        |  |
| At-Sea                  | -              |                 | - b/       |        |  |
| IFQ                     | 3.3            | 33              | 13         | .2%    |  |
| Non travel (029/)       | HG             | ACT             | HG         | ACT    |  |
| <b>NOII-LFAWI (92%)</b> | 38.3           | 30.0            | 47.0%      | 59.9%  |  |
| Non-nearshore /         | 8.0            | 6.27            | 0.200/     | 0.270/ |  |
| Nearshore (20.9%)       | 8.0            | 0.27            | 0.29%      | 0.37%  |  |
| WA Rec (25.6%)          | 9.8            | 7.68            | 44.0%      | 56.1%  |  |
| OR Rec (23.3%)          | 8.92           | 6.99            | 44.6%      | 56.9%  |  |
| CA Rec (30.2%)          | 11.56          | 9.06            | 83.7%      | 106.7% |  |

Table 8. No Action. 2023 yelloweye rockfish allocations, harvest guideline (HG), annual catch target (ACT) in metric tons (mt) and preliminary percent (%) attained. (PacFIN 2/15/2024)

## 1.5 Harvest Guidelines for Stocks in a Complex and Sharing Agreements

HGs can be developed for specific sectors for single stocks and/or for stocks within a complex. The Council has developed HGs for stocks within complexes and state sharing agreements. HGs are a discretionary AM that do not require action if exceeded (FMP §2.2). Sharing agreements are generally an informal method of apportioning an HG to sub-sectors, e.g., commercial and recreational fisheries within the non-trawl sector. They are helpful in understanding sector, or state, specific impacts on a stock and/or a stock complex.

# 1.5.1 Cowcod

Under No Action, cowcod south of 40°10′ N. lat. is allocated to the trawl/non-trawl fishery at 36 percent to 64 percent, respectively, which is the same as under No Action. The non-trawl sector is managed under a 50:50 commercial/recreational sharing agreement (Table 9)

a/ The 2023 harvest specifications for these stocks were in error. The values in this table are the allocations approved by the Council. Due to timing, the corrected 2023 amounts could not be updated in regulation; whereas the 2024 amounts were. See <u>Agenda Item G.8</u>, <u>Supplemental REVISED Attachment 1</u>, <u>September 2023</u> b/at-sea yelloweye rockfish mortality was 0.014

| Specification      | 2023 (mt) | Percent (%)<br>Attained |
|--------------------|-----------|-------------------------|
| ACL                | 80        | 12.8%                   |
| Harvest Guideline  | 68.8      | 14.9%                   |
| Trawl (36%)        | 24.8      | 6.7%                    |
| Non-Trawl (64%)    | 44.1      | 19.5%                   |
| Commercial (50%)   | 22        | 0%                      |
| Recreational (50%) | 22        | 39.1%                   |

Table 9. No Action: 2023 cowcod south of 40°10′ N. lat. annual catch limit (ACL), harvest guideline (HG), and allocations in metric tons (mt), showing percent attained.

### 1.5.2 Slope Rockfish South of 40° 10′ N. lat. and Blackgill Rockfish

Under No Action, the allocation structure of blackgill rockfish within the slope rockfish complex south of  $40^{\circ}$  10' N. lat. is shown in Table 10. The Blackgill rockfish is managed within the slope rockfish complex south of  $40^{\circ}$  10' N. lat. The allocation structure is described in detail in under action item # 5 of <u>Agenda Item H.8.a Supplemental GMT Report 2, November 2019</u>. Briefly, the blackgill rockfish HG is allocated 41 percent to the trawl sector and 59 percent to the non-trawl sector<sup>1</sup>. The trawl (91 percent) and non-trawl (9 percent) allocations are applied to the combined ACL contributions of remaining species in the complex. These amounts are totaled and a respective trawl/non-trawl percentage of total calculated. The off-the-top deduction is apportioned based on this percentage, which then generates the final two-year allocation of the slope rockfish complex south of  $40^{\circ}$  10' N. lat.

Table 10. No Action. 2023 two-year slope rockfish south of 40° 10′ N. lat. allocations as a complex and as shares of blackgill rockfish and remaining slope complex component rockfish in metric tons (mt).

| Cotogowy  |            | 2023           |  |
|---|------------|----------------|--|
| Category  | Trawl (mt) | Non-trawl (mt) |  |
| Blackgill rockfish share (41% trawl; 59% non-trawl) a/  | 70.7       | 101.7          |  |
| Other rockfish slope share (91% trawl; 9% non-trawl) b/ | 330.5      | 194.1          |  |
| Subtotal share  | 401.2      | 295.8          |  |
| Total   | 697.0      |                |  |
| % of total share  | 57.56%     | 42.44%         |  |
| Total combined off-top                                  | 39         |                |  |
| Apportioned off-top                                     | 22.4       | 16.6           |  |
| Final two-year allocation HG                            | 378.7      | 279.3          |  |
| Slope Rockfish Complex S of 40° 10' N. lat. Catch c/    | 28.5       | 50.5           |  |
| % Attainment  | 7.5%       | 18.1%          |  |

a/ Blackgill rockfish component ACL

b/Total non-blackgill rockfish slope component ACLs minus blackgill rockfish component ACL

c/ PacFIN 2/15/2024. Estimate is for all non-trawl sources of mortality (commercial + recreational)

<sup>&</sup>lt;sup>1</sup> these percentages were selected as part of the original <u>Amendment 26</u>, which was not adopted by the Council.

## 1.5.3 Washington Cabezon/Kelp Greenling Complex

Under No Action, the Council did not recommend a federally-specified component stock HGs for the Washington cabezon and kelp greenling complex.

## 1.5.4 Oregon Black/Blue/Deacon and Cabezon/Kelp Greenling Complexes

Under No Action, the Council did not recommend a federally-specified component stock HGs for Oregon black/blue/deacon rockfish complex and the cabezon/kelp greenling complexes in Oregon.

## 1.5.5 Non-trawl Sharing Agreement for Canary Rockfish

Under No Action, the Council did not modify the status quo commercial non-trawl and state specific recreational sharing arrangement of canary rockfish (Table 11) for the 2023-24 biennium. The sharing arrangement is 36 percent commercial, 12.3 percent Washington recreational, 18.5 percent Oregon recreational, and 33.2 percent California recreational.

Table 11. No Action: Canary rockfish commercial non-trawl and recreational shares for 2023 based on status quo sharing agreement percentages (%) non-trawl in metric tons (mt) and estimated mortality and percent (%) attainment (PacFIN, 1/12/2024)

|                                    | Sharing<br>Agreement<br>(mt) | Mortality<br>(mt) | %<br>Attainment |
|------------------------------------|------------------------------|-------------------|-----------------|
| Non-Trawl                          | 336.6                        | 168.2             | 50%             |
| Nearshore &<br>Non-Nearshore (36%) | 121.2                        | 25.0              | 20.6%           |
| WA Recreational (12.3%)            | 41.4                         | 25.4              | 61.4%           |
| OR Recreational (18.5%)            | 62.2                         | 55.7              | 89.6%           |
| CA Recreational (33.2%)            | 111.75                       | 62.2              | 55.7%           |

### 1.5.6 Non-trawl Sharing Agreement for Bocaccio South of 40° 10' N. lat.

Under No Action, the Council did not modify the percentage-based sharing arrangement for bocaccio south of 40°10' N. lat. for the commercial non-trawl and California recreational from the non-trawl allocation (Table 12) for the 2023-24 biennium. The sharing agreement is 69.1 percent to California recreational fisheries and 30.9 percent to commercial fixed gear fisheries off California.

Table 12. No Action – 2023 bocaccio south of 40° 10' N. commercial non-trawl and recreational shares based on status quo sharing agreement percentages (%) non-trawl in metric tons (mt) and estimated mortality and percent (%) attainment (PacFIN, 1/12/2024)

| Sector                                    | Sharing<br>Agreement<br>(mt) | Mortality<br>(mt) | %<br>Attainment |
|---|------------------------------|-------------------|-----------------|
| Non-trawl (mt)                            | 1,093.5                      | 279.2             | 25.6%           |
| CA Recreational (69.1%) (mt)              | 755.6                        | 232.6             | 30.8%           |
| Non-nearshore &<br>Nearshore (30.9%) (mt) | 337.8                        | 46.6              | 13.8%           |

## 1.5.7 Nearshore Rockfish

Under No Action The West Coast states have an informal nearshore rockfish complex N. of 40°10' N. lat. sharing agreement which is used to set state-specific HGs (Table 13). The HGs for Washington and Oregon are state HGs and not established in Federal regulations; whereas, off California, the HGs are specified in Federal regulation and applies only in the area between 42° N. lat. to 40°10' N. lat. In addition to state HGs specified in Federal regulation, there are state-specified quotas for nearshore species that further limit harvest in the commercial nearshore and recreational fisheries. The sharing agreement uses biologically-based proportion based on the outcomes of stock assessments. In instances where state-specific assessments are conducted, the state retains 100 percent of state-specific assessment ACL contributions.

| Sharing arrangement               |        |           |           | 2023 (mt)  |       |       |      |
|-----------------------------------|--------|-----------|-----------|------------|-------|-------|------|
| Stock                             | WA%    | OR%       | CA%       | ACL contr. | WA    | OR    | СА   |
| Black and Yellow                  | 12.9%  | 58.4%     | 28.7%     | 0.0        | 0.0   | 0.0   | 0.0  |
| Blue/deacon (CA)                  | 0.0%   | 0.0%      | 100.0%    | 28.3       | 0.0   | 0.0   | 28.3 |
| Blue/deacon (WA)                  | 100.0% | 0.0%      | 0.0%      | 5.9        | 5.9   | 0.0   | 0.0  |
| Brown                             | 0.0%   | 8.0%      | 92.0%     | 1.7        | 0.0   | 0.1   | 1.6  |
| Calico                            | NA     | NA        | NA        | NA         | 0.0   | 0.0   | 0.0  |
| China (WA)                        | 100.0% | 0.0%      | 0.0%      | 8.3        | 8.3   | 0.0   | 0.0  |
| China (OR & CA)                   | 0.0%   | 80.9%     | 19.1%     | 17.0       | 0.0   | 13.8  | 3.3  |
| Copper (WA)                       | 100.0% | 0.0%      | 0.0%      | 1.9        | 1.9   | 0.0   | 0.0  |
| Copper (OR)                       | 0.0%   | 100.0%    | 0.0%      | 15.7       | 0.0   | 15.7  | 0.0  |
| Copper (42°- 40°10' N. lat.)      | 0.0%   | 0.0%      | 100.0%    | 6.9        | 0.0   | 0.0   | 6.9  |
| Gopher                            | 12.9%  | 58.4%     | 28.7%     | 0.0        | 0.0   | 0.0   | 0.0  |
| Grass                             | 12.9%  | 58.4%     | 28.7%     | 0.5        | 0.1   | 0.3   | 0.1  |
| Kelp                              | NA     | NA        | NA        | 0.0        | 0.0   | 0.0   | 0.0  |
| Olive                             | 12.9%  | 58.4%     | 28.7%     | 0.2        | 0.0   | 0.1   | 0.1  |
| Quillback (WA)                    | 100.0% | 0.0%      | 0.0%      | 2.2        | 2.2   | 0.0   | 0.0  |
| Quillback (OR)                    | 0.0%   | 100.0%    | 0.0%      | 2.7        | 0.0   | 2.7   | 0.0  |
| Quillback (42° - 40° 10' N. lat.) | 0.0%   | 0.0%      | 100.0%    | 0.87       | 0.0   | 0.0   | 0.87 |
| Treefish                          | 12.9%  | 58.4%     | 28.7%     | 0.2        | 0.0   | 0.1   | 0.0  |
| Total                             |        |           | 93        | 18.5       | 32.9  | 41.2  |      |
| Percent of total                  |        |           | -         | 19.9%      | 35.4% | 44.3% |      |
|                                   | Pr     | o rata of | f-the-top | 3.3        | 0.66  | 1.17  | 1.46 |
|                                   |        |           | HG        | 89.7       | 17.8  | 31.7  | 39.7 |
|                                   |        | % Att     | ainment   | 53%        |       |       |      |

Table 13. No Action. Nearshore Rockfish Complex North of 40° 10′ N. lat. 2023 sharing arrangement percentages (%) and ACL contributions (contr.) to complex in metric tons (mt). (after Table 13, <u>Agenda Item</u> F.6.a Supplemental GMT Report 3, June 2022)

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# 2. Alternative 1

Alternative 1 represents the default condition for harvest specifications, whereby the harvest control rules (HCR) from 2023-24 biennium are applied to the best scientific information available (e.g., stock assessments) to calculate harvest specifications for the 2025-26 biennium. The default HCRs process is detailed in <u>Amendment 24</u>, at §5.1 of the FMP, and §2.3 of the 2015 Environmental Impact Statement (PFMC, 2015). The following list is of the species for which alternative harvest control rules were considered for the 2025-26 biennial cycle and are analyzed under Alternative 1 default HCRs.

- California Quillback Rockfish: ACL<ABC, SPR 0.55 & P\* 0.45
- Dover Sole: ACL = 50,000 mt
- Rex Sole:  $ACL = ABC P^* 0.40$
- Shortspine Thornyhead: ACL < ABC P\* 0.40, 40 10 HCR applied
- Canary Rockfish: Default HCR ACL<ABC P\* of 0.45, 40 10 HCR applied
- Sablefish: Default HCR ACL=ABC with P\* of 0.45

Additionally, California quillback rockfish did not undergo a stock assessment for this biennial cycle; however, the Council recommended analysis of three harvest specifications (including the default HCR. To facilitate analysis of these specifications and for Council consideration, analysts have labeled them as Alternative 1 default HCR, Alternative 2 ABC Rule (Agenda Item F.2, Attachment 1 March 2023), and Alternative 3 CDFW specification.

### 2.1 Rockfish Conservation Area Updates

The Council recommended further analysis for RCA waypoints around CDFW-proposed minor RCA waypoint modifications to the 50 fm RCA boundary line used for both recreational and commercial fisheries (In <u>G.6.a</u>, <u>Supplemental CDFW Report 1</u>, <u>September 2023</u>). Approximately 3-4 waypoint modifications between Pt. Arena and Bodega Bay have been identified that would result in better alignment of the 50 fm (300 feet [ft]) RCA line with bathymetry data. The analysis of these modifications is expected in a separate CDFW analysis.

### 2.2 ACL Deductions (Set-Asides)

ACL deductions, or set-asides, for the 2025-26 biennium under Alternative 1 to calculate the fishery HG were derived from the harvest specifications described in <u>Agenda Item E.5, Attachment 1, November 2023</u>. The 2025 and 2026 values are shown Table 20 and Table 21, respectively. The sablefish north of 36° N. lat. set-asides are shown in Table 19.

**Tribal Fishery:** Under Alternative 1, the Tribal set-aside amounts are the same as in the 2023-24 biennium as described in Agenda Item E.7.a, Supplemental Tribal Report 1, November 2023.<sup>1</sup>

**<u>Research</u>**: Under Alternative 1, the Council is considering a new process for setting the research set-aside. In past biennial cycles, the Council set research set-asides as the long-term maximum or average historical (beginning in 2003) mortality values for most stocks. Upon review of the

<sup>&</sup>lt;sup>1</sup> The tribal set-aside amount for starry flounder was updated to 2 mt as it was initially left off the tribal request. See Agenda Item G.5.a, Supplemental Tribal Report 1, April 2024

mortality data, a ten-year rolling maximum was determined to be more indicative of current mortality trends (<u>Agenda Item E.7.a, Supplemental GMT Report 2, November 2023</u>). The Council recommended this process to calculate research set-asides. For most stocks, the research set-asides did not appreciably change from No Action, except for the stocks show in Table 14.

| Stock or Management Unit                       | Max<br>Research<br>Mortality<br>2013-22<br>(mt) | 2023<br>Set-<br>aside<br>(mt) | Recommendation<br>for 2025-2026<br>(mt) | Difference<br>between<br>cycles (mt) |
|--|---|-------------------------------|---|--------------------------------------|
| Black rockfish (Washington)                    | 0.60  | 0.10                          | 0.60                                    | +0.5                                 |
| California scorpionfish S of 34° 27' N. lat.   | 0.80  | 0.18                          | 0.80                                    | +0.62                                |
| Dover sole                                     | 61.91   | 50.84                         | 61.91                                   | +11.07                               |
| English sole                                   | 8.01  | 17                            | 8.01                                    | -8.99                                |
| Longnose skate                                 | 14.68   | 12.46                         | 14.68                                   | +2.22                                |
| Longspine thornyhead N of 34° 27' N. lat.      | 18.40   | 17.49                         | 18.40                                   | +0.92                                |
| Pacific cod                                    | 0.75  | 5.47                          | 0.75                                    | -4.72                                |
| Sablefish north of 36° N. lat.                 | 59.28   | 30.68                         | 59.28                                   | +28.6                                |
| Shortspine thornyhead N of 34° 27' N. lat.     | 15.80   | 10.48                         | 15.80                                   | +5.32                                |
| Shortspine thornyhead S of 34° 27' N. lat.     | 0.49  | 0.71                          | 0.49                                    | -0.22                                |
| Nearshore rockfish complex S of 40°10′ N. lat. | .74   | 2.68                          | 0.74                                    | -1.94                                |
| Other fish complex                             | .14   | 6.29                          | 0.14                                    | -6.15                                |
| Oregon cabezon/kelp greenling complex          | .07   | 0.05                          | 0.07                                    | +0.02                                |
| Washington cabezon/kelp greenling complex a/   | 0.36  | 0                             | 0.36                                    | +0.36                                |

Table 14. Alternative 1: 2025-26 research set-asides which changed as compared to 2023 set-asides, due maximum research mortality, 2013-2022. Source: GEMM, 2022

a/ There was no research set-aside for the Washington cabezon/kelp greenling complex in 2023-24.

The Council departed from the 10 yr. research rolling maximum for canary rockfish, cowcod, quillback rockfish, and yelloweye rockfish (Table 15). As described in <u>Agenda Item E.7.a,</u> <u>Supplemental GMT Report 2, November 2023</u>, the GMT determined the maximum research mortality for canary rockfish of 19.06 was anomalous and recommended the 2023 set-aside of 10.08 mt. was caught cowcod was set at 10 mt to account for the needs of current and additional research, such as the Northwest Fishery Science Center (NWFSC) Hook and Line survey, California's Scientific Collection Permit program, etc. CDFW requested a 0.1mt set-aside for quillback rockfish (<u>Agenda Item E.7.a</u> Supplemental CDFW Report 1 November 2023.) The Council adopted 2.92 mt for 2025-26 research set-aside for yelloweye rockfish, based on anticipated research needs of the IPHC (1.1 mt); Washington Department of Fish and Wildlife (WDFW; 1 mt); Oregon Department of Fish and Wildlife (ODFW; 0.4 mt); CDFW; 0.22 mt); and other projects (0.2 mt).

| Stock or Management Unit              | Max Research<br>Mortality<br>2013-22 (mt) | 2023-24<br>Set-aside<br>(mt) | Recommendation<br>for 2025-26 (mt) | Difference<br>between<br>cycles (mt) |
|---------------------------------------|---|------------------------------|------------------------------------|--------------------------------------|
| Canary rockfish a/                    | 19.06                                     | 10.08                        | 10.08                              | 0                                    |
| Cowcod                                | 0.63                                      | 10.00                        | 10.00                              | 0                                    |
| Quillback rockfish<br>(California) b/ | 0.0                                       | 0.0                          | 0.10                               | +0.10                                |

Table 15. Alternative 1: 2025-26 research set-asides which depart from the new 10-year rolling maximum methodology, compared to 2023 set-asides and maximum research mortality, 2013-2022. Source: GEMM, 2022

a/ 2022 is likely an anomalous year, as per communications with research permit holders.

b/ Quillback rockfish off of California has not had a research set-aside in the past and this indicates an addition to our set aside table.

**IOA:** Under Alternative 1, a new process is considered for developing IOA set-asides. In past biennial cycles, the Council set IOA set-asides as the long-term maximum or average historical (beginning in 2003) mortality values for most stocks. Upon review of the mortality data, a ten-year rolling maximum was determined to be more indicative of current mortality trends (<u>Agenda Item E.7.a</u>, <u>Supplemental GMT Report 2</u>, <u>November 2023</u>). The Council recommended this methodology be used to calculate IOA set-asides. IOAs set-asides for most stocks did not change from No Action, except for the stocks shown in Table 16.

| Table 16. Alternative 1: 2025-26 IOA set-asides which changed as compared to 2023 set-asides due to update |
|--|
| maximum IOA mortality, 2013-2022 (Source GEMM, 2022).  |

| Stock or Management Unit                    | Max IOA<br>Mortality<br>2013-22<br>(mt) | 2023-24<br>Set-<br>aside<br>(mt) a/ | Recommendation<br>for 2025-26 (mt) | Difference<br>between<br>cycles (mt) |
|---|---|-------------------------------------|------------------------------------|--------------------------------------|
| Big skate                                   | 38.86                                   | 39.31                               | 38.86                              | -0.45                                |
| California scorpionfish S of 34°27' N. lat. | 1.22                                    | 3.71                                | 1.22                               | -2.49                                |
| Chilipepper S of 40° 10' N. lat.            | 13.21                                   | 13.66                               | 13.21                              | -0.45                                |
| Cowcod                                      | 0.10                                    | 0.17                                | 0.10                               | -0.07                                |
| Dover sole                                  | 25.23                                   | 49.27                               | 25.23                              | -24.04                               |
| English sole                                | 6.56                                    | 42.52                               | 6.56                               | -35.96                               |
| Lingcod N of 40°10′ N. lat.                 | 13.40                                   | 11.92                               | 13.40                              | +1.48                                |
| Lingcod S of 40°10′ N. lat.                 | 8.70                                    | 8.31                                | 8.70                               | +0.39                                |
| Longnose skate                              | 15.88                                   | 18.84                               | 15.88                              | -2.96                                |
| Longspine thornyhead S of 34°27' N. lat.    | 0.24                                    | 0.83                                | 0.24                               | -0.59                                |
| Pacific cod                                 | 0.64                                    | 0.53                                | 0.64                               | +0.11                                |
| Pacific spiny dogfish                       | 6.71                                    | 33.63                               | 6.71                               | -26.92                               |
| Shortspine thornyhead N of 34°27' N. lat.   | 4.38                                    | 17.82                               | 4.38                               | -13.44                               |
| Shortspine thornyhead S of 34°27' N. lat.   | 1.29                                    | 6                                   | 1.29                               | -4.71                                |
| Splitnose rockfish                          | 2.93                                    | 5.75                                | 2.93                               | -2.82                                |
| Starry flounder                             | 14.13                                   | 45.71                               | 14.13                              | -31.58                               |

| Stock or Management Unit                       | Max IOA<br>Mortality<br>2013-22<br>(mt) | 2023-24<br>Set-<br>aside<br>(mt) a/ | Recommendation<br>for 2025-26 (mt) | Difference<br>between<br>cycles (mt) |
|--|---|-------------------------------------|------------------------------------|--------------------------------------|
| Yellowtail rockfish                            | 4.49                                    | 7                                   | 4.49                               | -2.51                                |
| Nearshore rockfish complex S of 40°10' N. lat. | 1.82                                    | 1.86                                | 1.82                               | -0.04                                |
| Shelf rockfish complex N of 40°10' N. lat.     | 20.50                                   | 25.62                               | 20.50                              | -5.12                                |
| Shelf rockfish complex S of 40°10' N. lat.     | 11.46                                   | 67.67                               | 11.46                              | -56.21                               |
| Slope rockfish complex N of 40°10′ N. lat.     | 11.48                                   | 18.88                               | 11.48                              | -7.4                                 |
| Other flatfish complex                         | 87.70                                   | 137.16                              | 87.70                              | -49.46                               |
| Oregon black/blue/deacon rockfish complex      | 1.50                                    | 1.74                                | 1.50                               | -0.24                                |
| Oregon cabezon/kelp greenling complex          | 0.66                                    | 0.74                                | 0.66                               | -0.08                                |

a/ 2023 set-aside based on historic maximum mortality since 2003.

The Council recommended departing from the 10 yr. rolling IOA maximum for bocaccio S of  $40^{\circ}10'$  N. lat., canary rockfish, darkblotched rockfish, longspine thornyhead S of  $34^{\circ}27'$  N. lat., petrale sole, widow rockfish, nearshore rockfish complex N of  $40^{\circ}10'$  N. lat., slope rockfish complex S of  $40^{\circ}10'$  N. lat., and yelloweye rockfish(Table 17). The rationale for these departures is detailed in <u>Agenda Item E.7.a</u>, <u>Supplemental GMT Report 2</u>, <u>November 2023</u>, which is incorporated by reference and summarized below.</u>

**Bocaccio S of 40° 10' N. lat.:** Under Alternative 1, the IOA set-aside is the second highest value in the last ten years, 2.18 mt. The IOA set-aside for bocaccio south of 40° 10' N. lat. in the 2023-24 biennial period was 2.52 mt (NMFS, 2023); however, in 2022, the IOA mortality was 5.47 mt, representing a new high. Upon review of the data available, the GMT concluded that the high in 2022 was likely anomalous.

**Canary Rockfish:** Under Alternative 1, the IOA set-aside is the same as No Action, 2.83 mt. The 2023-24 IOA set-aside for canary rockfish was 2.83 mt (NMFS, 2023). In 2022, the IOA mortality was 19.29 mt, representing a new high; however, upon review this amount was due to several research fish tickets erroneously coded as commercial. The accurate 2022 value was estimated to be approximately 2.6 mt, similar to the maximum used for the previous biennium.

**Darkblotched Rockfish:** Under Alternative 1, the darkblotched rockfish IOA set-aside is 10.71 mt. In the 2023-2024 biennium, the Council adopted an IOA set-aside for darkblotched rockfish as calculated by the long-term average mortality rather than the historical maximum. (Informational Report 2, September 2022) as it better reflected the IOA fishery mortality. The maximum value was noted in 2022 as 30.99 mt (NMFS, 2023); however, this amount did not follow the mortality trend and is considered it anomalous by the GMT.

**Longspine Thornyhead N of 40°10' N. lat.:** Under Alternative 1, the longspine thornyhead north of 40°10' N. lat. is 1.26 mt. The No Action set-aside for longspine thornyhead north of 40°10' N. lat. is 6.22 mt, which was the historic maximum between 2005 and 2020. In 2017, the IOA sector exceeded this set-aside by 6.12 mt – total of 12.34 mt. However, the GMT considered both of these amounts appear to reflect high bycatch events rather than what has been the dominant levels of incidental mortality. The 10-year rolling average is 1.62 mt, which was inclusive of 2017. Thus,

as the 2017 mortality was considered not accurate, the rolling average was excluded by the GMT from further consideration. Apart from 2017, less than 1 mt of longspine thornyhead N of  $40^{\circ}10'$  N. lat. was caught annually.

**Petrale sole:** Under Alternative 1, the petrale sole IOA set-aside is 4.38 mt. The rolling 10-year maximum IOA petrale mortality is 12.31 mt; however, 9.48 mt of commercial catch was erroneously coded as IOA in 2022. Accounting for the miscode, the next highest value since 2013 is 10.73 mt; however, GMT considered that value an anomalous when compared to all other years since 2013 (1.61-6.33 mt) and therefore determined that a 10-year rolling average would be more appropriate for setting the 2025-26 IOA set aside. Accounting for only 2.83 mt of IOA petrale mortality in 2022, the GMT calculated the 10-year rolling average to be 4.38 mt.

**Sablefish south of 36° N. lat.:** Under Alternative 1, the IOA set-aside for sablefish south of 36° N. lat. is 25 mt. The council adopted a set-aside of 25 mt in the 2021-22 biennial process in anticipation of the strong 2016 and 2018 year classes recruiting into the fishery and increasing IOA mortality as a result. (Agenda Item H.8.a, Supplemental GMT Presentation 1, November 2019). While the IOA set-aside was not exceeded in 2022, the GMT anticipates that mortality under the IOA set-aside may continue to increase with the strong 2020-21 year classes recruiting into the fishery. However, the risk of the ACL being exceeded without a set-aside increase in 2025-26 is low; therefore, the GMT recommended continuing to set the 2025-26 IOA set-aside at 25 mt.

**Widow rockfish:** Under Alternative 1, the widow rockfish IOA set-aside is 1 mt. The rolling 10year maximum for widow rockfish is 0.67 mt. As this is a highly attained stock and is infrequently noted in IOA catch, the GMT recommended a 1 mt IOA widow rockfish set-aside for 2025-26 to minimize the risk of exceeding the ACL for this highly attained stock.

**Nearshore rockfish north of 40° 10' N. lat.:** Under Alternative 1, the nearshore rockfish complex north of 40°10' N. lat. is 1.10 mt. The Council adopted a set-aside of 1.3 mt for nearshore rockfish north of 40° 10' N. lat. in the 2023-24 biennial process. After reviewing the data, the GMT noted that the majority of the mortality for this complex comes from directed Pacific halibut fishery. Since the directed Pacific halibut fishery has only been observed since 2017, the GMT concluded that taking the average of the IOA mortality in the observed years (2017-2022) in this fishery is likely to accommodate IOA mortality for this stock. The GMT recommend adopting an IOA set-aside of 1.10 mt for nearshore rockfish north of 40° 10' N. lat.

**Slope rockfish south of 40° 10' N. lat.:** The Council adopted a set-aside of 19.73 mt in the 2023-24 biennial process, which is reflective of a historic high mortality prior to 2013. Utilizing the rolling 10-year maximum methodology would result in a set-aside of 8.26 mt; however, the GMT noted that this maximum is not reflective of recent IOA fishery trends in the fishery. With this consideration, the GMT recommended adopting an IOA set-aside of 0.93 mt for slope rockfish south of 40° 10' N. lat., which represents the maximum mortality since 2018. The GMT considered 0.93 mt more indicative of expected 2025-26 mortality.

**Yelloweye rockfish:** IOA yelloweye rockfish mortality primarily comes from the directed Pacific halibut fishery. The highest mortality was 7.37 mt in 2019; however, the GMT considered this amount not to be representative of the directed Pacific halibut fishery as mortality has been much lower than the 7.37 mt prior to and after 2019 (NMFS, 2023). Upon review of the data, the second highest IOA mortality was 3.86 mt, which is 1.2 mt higher than the IOA set aside for 2023-24 (i.e., 2.66 mt) The GMT recommended adopting 3.86 mt as the IOA set-aside.

| Stock or Management Unit                        | Max IOA<br>Mortality<br>2013-22<br>(mt) | 2023-24<br>Set-aside<br>(mt) | Recommendation<br>for 2025-26 (mt) | Difference<br>(mt) |
|---|---|------------------------------|------------------------------------|--------------------|
| Bocaccio S of 40° 10' N. lat.                   | 5.47                                    | 2.52                         | 2.18                               | -0.34              |
| Canary rockfish                                 | 19.29 b/                                | 2.83                         | 2.83                               | 0                  |
| Darkblotched rockfish                           | 30.99                                   | 9.8                          | 10.71                              | +0.91              |
| Longspine thornyhead N of 34°27' N. lat.        | 12.34                                   | 6.22                         | 1.26                               | -4.96              |
| Petrale sole                                    | 12.31                                   | 11.1                         | 4.38                               | -6.72              |
| Sablefish S of 36° N. lat.                      | 18.26                                   | 25                           | 25.00                              | 0                  |
| Widow rockfish                                  | 0.67                                    | 3.05                         | 1.00                               | -2.05              |
| Nearshore rockfish complex N of 40° 10' N. lat. | 4.15                                    | 1.3                          | 1.10                               | -0.2               |
| Slope rockfish complex S of 40° 10' N. lat.     | 8.26                                    | 19.73                        | 0.93                               | -18.8              |
| Yelloweye rockfish                              | 7.37                                    | 2.66                         | 3.86                               | +1.2               |

 Table 17. Alternative 1: 2025-26 IOA set-asides which depart from the new 10-year rolling maximum methodology, compared to 2023 set-asides and maximum IOA mortality, 2013-2022. Source: GEMM, 2022

**EFPs.** The Council approved two EFPs for public review. The first is a <u>CDFW proposal</u> for collecting fishery-dependent biological data for cowcod caught in the recreational fishery. The second EFP is a <u>West Coast Seafood Processors and Oregon Trawl Commission proposal</u> that would collect information on the nature and extent of bycatch of salmon and other species of concern while conducting a midwater trawl fishery targeting widow, yellowtail, chilipepper, and other rockfish species without existing gear/time/area restrictions. Neither EFP requested set-asides; therefore, the Council recommended 0 mt for all EFP set-asides.

## Recreational:

### Sablefish north of 36° N. lat.

The Council is considering revising the sablefish north of  $36^{\circ}$  N. lat. recreational off-the-top set aside. The allocation framework in A6 for sablefish north of  $36^{\circ}$  N. lat. specifies that anticipated recreational catches based on the maximum historical value of sablefish caught in recreational fisheries be deducted from the ACL prior to the commercial limited entry and open access allocations. The sablefish north of  $36^{\circ}$  N. lat. ACL allocation framework (see Section 2.2.2.1, A6) deducts set-asides from the ACL to account for anticipated mortality in tribal fisheries, research, recreational fisheries, and EFPs.

The current recreational set-aside is 6 mt; however, historical recreational mortality of sablefish north of 36° N. lat. has not exceeded 3.98 mt from 2005-22. However, 2023 the California and Oregon recreational catch estimates for 2023 are 23.9 mt.<sup>2</sup> Given the estimated size of the sablefish year classes currently being encountered in all fisheries, it remains unclear how much of the 2023 sablefish recreational harvest is due to bycatch or how much is from recreational anglers targeting sablefish. Table 18 shows sablefish set-asides considerations investigated in <u>Agenda Item E.7.a.</u>, <u>Supplemental GMT Report 2, November 2023.</u>

<sup>&</sup>lt;sup>2</sup> Washington does not separately estimate sablefish mortality in the recreational fishery.

| Set-asides                | Recreational<br>set-aside (mt) | Difference from<br>Status Quo (mt) | Non-tribal<br>commercial sablefish<br>HG (mt) 2025/2026 a/ |
|---------------------------|--------------------------------|------------------------------------|--|
| Status Quo                | 6                              | 0                                  | 25,753/24,449  |
| 2005-22 maximum mortality | 3.98                           | -2.02                              | 25,755/24,451  |
| 2005-22 median mortality  | 1.66                           | -4.34                              | 25,757/24,453  |
| 2005-22 average mortality | 1.72                           | -4.28                              | 25,757/24,453  |
| GMT recommended           | 30                             | +24.0                              | 25,729/24,425  |

Table 18. Alternative 1. Recreational set-aside options for sablefish north of 36° N. lat.

a/ not shown, calculation includes the tribal, research, and IOA deductions. Values rounded to nearest whole number.

At the November 2023 meeting, the Council adopted the GMT recommendation (<u>Agenda Item</u> <u>E.7.a, Supplemental GMT Report 2, November 2023</u>) of a 30 mt recreational set-aside for sablefish north of 36° N. lat. for overwinter analysis. This change would be a 24 mt increase over previous biennial cycles. This amount is expected to accommodate the recreational fishery and is not expected to constrain the commercial fishery in the 2025-26 biennium. The 30 mt recreational set-aide is used to calculate the commercial HG in all following analyses, which is a 24 mt increase from the previous cycle, or approximately 0.12 percent of the non-tribal commercial HG. The resulting commercial HG is show in Table 19 for 2025 and 2026.

Table 19. Alternative 1: 2025 and 2026 tribal, research, recreational (Rec), EFP set-asides, and the non-tribal commercial harvest guideline for sablefish north of 36° N. lat. in metric tons (mt).

| Year | ACL    | Tribal | Research | Rec. | EFP | Sum     | Non-Tribal<br>Commercial HG |
|------|--------|--------|----------|------|-----|---------|-----------------------------|
| 2025 | 28,688 | 2,869  | 59.3     | 30   | 1.0 | 2,958.3 | 25,729.3                    |
| 2026 | 27,238 | 2,724  | 59.3     | 30   | 1.0 | 2,813.3 | 24,425.1                    |

## Sablefish South of 36° N. lat.

The Council expressed interest in establishing a recreational fishery set-aside for sablefish south of 36° N. lat. as an ACL deduction. However, in reviewing the <u>FMP</u> and <u>Amendment 21-2</u> (A21-2), it appears that a recreational set-aside cannot be established at that level of harvest specifications. The FMP states:

"Formal allocations of stocks and stock complexes covered under Amendments 21 and 29 support Amendment 20 trawl rationalization measures. Annual OYs/ACLs are established for these stocks and stock complexes the same as for other groundfish stocks and stock complexes. The OYs/ACLs are then reduced by deducting the estimated total mortality of these stocks and stock complexes in research, tribal, and non-groundfish fisheries, and the estimated exempted fishing permits set-asides. The remainder of the OYs/ACLs are then allocated according to the percentages in Table 6-1. The trawl percentage is for the non-treaty LE trawl fishery. The non-treaty, non-trawl percentage is for the LE fixed gear fishery, the open access fishery, and the recreational fishery."  $\underline{FMP \ Solvements}$ 

The above is further elaborated in A21-2:

"Deductions from most groundfish ACLs are made to account for groundfish mortality in the Pacific Coast treaty Indian tribal fisheries, scientific research, nongroundfish target fisheries (hereinafter incidental open access fisheries), and as necessary, EFPs. The Council and NMFS do not have direct management control over these activities.." A21-2, §2.2.1, page 82

Based on these findings, a recreational set-aside for sablefish south of 36° N. lat. as an ACL deduction cannot be established as an off-the-top deduction. However, noting the language in the FMP, a recreational set-aside could be established withing the non-trawl sector allocation, much the same as is performed for the at-sea whiting set-asides is for the trawl sector. Therefore, noting the Council's recommendation to establish a recreational set-aside for sablefish south of 36° N. lat., it is considered under the non-trawl section (Chapter 5. Non-Trawl: Commercial Fixed Gear:).

## 2.2.1 California Quillback Rockfish

Under Alternative 1, California quillback rockfish is removed from the portions of the nearshore rockfish complexes north and south of 40°10' N. lat. off of California, i.e., all area south of 42° N. lat. Quillback rockfish will be managed as a separate stock off of California. On December 14, 2023, the Council was notified the California quillback rockfish stock is overfished as it is below the minimum size threshold (Agenda Item F.2, Attachment 2, March 2024).

Under Alternative 1, the default HCR for California quillback is ACL<ABC, SPR 0.55 & P\* 0.45. The 2025 OFL is 1.52 mt, the ABC is 1.3 mt, and the ACL of 1.26 mt. The 2026 OFL is 1.77 mt, the ABC 1.5 mt, and the ACL is 1.47 mt (see <u>Agenda Item E.2</u>, <u>Attachment 1</u>, <u>November 2023</u>) The ACL is reduced by 0.10 mt to account for research mortality.

Table 20. Alternative 1: 2025 Annual catch limits under default harvest control rules for each managed stock/stock complex and off-the-top deductions in metric tons (mt) for tribal, exempted fishing permits (EFP), research, incidental open access (IOA) and the resulting fishery harvest guideline (HG).

| Species                 | Area                | ACL<br>(mt) | Tribal (mt) | EFP<br>(mt) | Research<br>(mt) | IOA (mt)     | Set-aside Sum<br>(mt) | Fishery HG<br>(mt) |
|-------------------------|---------------------|-------------|-------------|-------------|------------------|--------------|-----------------------|--------------------|
| QUILLBACK ROCKFISH a/   | California          | 1.26        | 0.0         | 0.0         | 0.1              | 0.0          | 0.1                   | 1.16               |
| YELLOWEYE ROCKFISH      | Coastwide           | 55.8        | 5.0         | 0.0         | 2.9              | 3.9          | 11.8                  | 44.0               |
| Arrowtooth flounder     | Coastwide           | 11,193.0    | 2,041.0     | 0.0         | 13.0             | 41.0         | 2,095.0               | 9,098.0            |
| Big skate               | Coastwide           | 1,224.0     | 15.0        | 0.0         | 5.5              | 38.9         | 59.4                  | 1,164.6            |
| Black rockfish          | Washington          | 244.6       | 18.0        | 0.0         | 0.6              | 0.0          | 18.6                  | 226.0              |
| Black rockfish          | California          | 223.6       | 0.0         | 0.0         | 0.1              | 1.2          | 1.3                   | 222.3              |
| Bocaccio                | S of 40°10' N. lat. | 1,681.0     | 0.0         | 0.0         | 5.6              | 2.2          | 7.8                   | 1,673.2            |
| Cabezon                 | S of 42° N. lat.    | 161.8       | 0.0         | 0.0         | 0.6              | 0.0          | 0.6                   | 161.2              |
| California scorpionfish | S of 34°27' N. lat. | 244.0       | 0.0         | 0.0         | 0.8              | 1.2          | 2.0                   | 242.0              |
| Canary rockfish         | Coastwide           | 571.3       | 50.0        | 0.0         | 10.1             | 2.8          | 62.9                  | 508.4              |
| Chilipepper             | S of 40°10' N. lat. | 2,815.3     | 0.0         | 0.0         | 14.1             | 13.2         | 27.3                  | 2,788.0            |
| Cowcod                  | S of 40°10' N. lat. | 76.6        | 0.0         | 0.0         | 10.0             | 0.1          | 10.1                  | 66.5               |
| Darkblotched rockfish   | Coastwide           | 754.0       | 5.0         | 0.0         | 8.5              | 10.7         | 24.2                  | 729.8              |
| Dover sole              | Coastwide           | 50,000.0    | 1,497.0     | 0.0         | 61.9             | 25.2         | 1,584.1               | 48,415.9           |
| English sole            | Coastwide           | 8,884.0     | 200.0       | 0.0         | 8.0              | 6.6          | 214.6                 | 8,669.4            |
| Lingcod                 | N of 40°10′ N. lat. | 3,631.0     | 250.0       | 0.0         | 17.7             | 13.4         | 281.1                 | 3,349.9            |
| Lingcod                 | S of 40°10' N. lat. | 748.3       | 0.0         | 0.0         | 3.2              | 8.7          | 11.9                  | 736.4              |
| Longnose skate          | Coastwide           | 1,616.0     | 220.0       | 0.0         | 14.7             | 15.9         | 250.6                 | 1,365.4            |
| Longspine thornyhead    | N of 34°27' N. lat. | 2,050.4     | 30.0        | 0.0         | 18.4             | 1.3          | 49.7                  | 2,000.7            |
| Longspine thornyhead    | S of 34°27' N. lat. | 647.5       | 0.0         | 0.0         | 1.3              | 0.2          | 1.5                   | 646.0              |
| Pacific cod             | Coastwide           | 1,600.0     | 500.0       | 0.0         | 0.8              | 0.6          | 501.4                 | 1,098.6            |
| Pacific Ocean perch     | N of 40°10′ N. lat. | 3,328.0     | 130.0       | 0.0         | 5.4              | 10.1         | 145.5                 | 3,182.5            |
| Pacific spiny dogfish   | Coastwide           | 1,361.2     | 275.0       | 0.0         | 41.9             | 6.7          | 323.6                 | 1,037.6            |
| Pacific whiting b/      | Coastwide           | <i>b</i> /  | TBD         | 0.0         | 750.0            | 1,500.0      | 2,250.0               |                    |
| Petrale sole            | Coastwide           | 2,354.0     | 350.0       | 0.0         | 24.1             | 4.4          | 378.5                 | 1,975.5            |
| Sablefish               | N of 36° N. lat.    | 28,687.6    |             |             | Ś                | See Table 19 |                       |                    |
| Sablefish               | S of 36° N. lat.    | 7,857.1     | 0.0         | 0.0         | 2.3              | 25           | 27.3                  | 7,829.8            |

| Species                           | Area                 | ACL<br>(mt) | Tribal (mt) | EFP<br>(mt) | Research<br>(mt) | IOA (mt) | Set-aside Sum<br>(mt) | Fishery HG<br>(mt) |
|-----------------------------------|----------------------|-------------|-------------|-------------|------------------|----------|-----------------------|--------------------|
| Shortspine thornyhead             | N of 34°27' N. lat.  | 501.9       | 50.0        | 0.0         | 15.8             | 4.4      | 70.2                  | 431.7              |
| Shortspine thornyhead             | S of 34°27' N. lat.  | 208.99      | 0.0         | 0.0         | 0.5              | 1.3      | 1.8                   | 207.19             |
| Splitnose rockfish                | S of 40°10' N. lat.  | 1,508.0     | 0.0         | 0.0         | 11.2             | 2.9      | 14.1                  | 1,493.9            |
| Starry flounder                   | Coastwide            | 392.0       | 2.0         | 0.0         | 0.6              | 14.1     | 16.7                  | 375.3              |
| Widow rockfish                    | Coastwide            | 11,237.0    | 200.0       | 0.0         | 17.3             | 1.0      | 218.3                 | 11,018.7           |
| Yellowtail rockfish               | N of 40°10' N. lat.  | 6,241.2     | 1,000.0     | 0.0         | 20.6             | 4.5      | 1,025.1               | 5,216.1            |
| Stock Complexes                   |                      |             |             |             |                  |          |                       |                    |
| Nearshore rockfish north          | N of 40°10' N. lat.  | 87.8        | 1.5         | 0.0         | 0.5              | 1.1      | 3.1                   | 84.8               |
| Copper rockfish c/                | 42° - 40°10' N. lat. | 6.8         | -           | -           | -                | -        | -                     | 6.8                |
| Nearshore rockfish south          | S of 40°10' N. lat.  | 933.9       | 0.0         | 0.0         | 0.7              | 1.8      | 2.5                   | 931.4              |
| Copper rockfish c                 | S of 40°10' N. lat.  | 125.1       | -           | -           | -                | -        | -                     | 125.1              |
| Shelf rockfish north              | N of 40°10' N. lat.  | 1,391.5     | 30.0        | 0.0         | 15.3             | 20.5     | 65.8                  | 1,325.7            |
| Shelf rockfish south              | S of 40°10' N. lat.  | 1,465.2     | 0.0         | 0.0         | 15.1             | 11.5     | 26.6                  | 1,438.6            |
| Slope rockfish north              | N of 40°10' N. lat.  | 1,488.0     | 36.0        | 0.0         | 10.5             | 11.5     | 58.0                  | 1,430.0            |
| Slope rockfish south              | S of 40°10' N. lat.  | 693.1       | 0.0         | 0.0         | 18.2             | 0.9      | 19.1                  | 674.0              |
| Other fish                        | Coastwide            | 223.0       | 0.0         | 0.0         | 0.1              | 9.7      | 9.8                   | 213.2              |
| Other flatfish                    | Coastwide            | 7,391.3     | 60.0        | 0.0         | 23.6             | 87.7     | 171.3                 | 7,220.0            |
| Rex sole d/                       | Coastwide            | 3,966.7     | -           | -           | -                | -        | -                     | 3,966.7            |
| Oregon black/blue/deacon rockfish | Oregon               | 423.3       | 0.0         | 0.0         | 0.1              | 1.5      | 1.6                   | 421.7              |
| Black rockfish e/                 | Oregon               | 343.6       | -           | -           | -                | -        | -                     | 343.6              |
| Oregon cabezon/kelp greenling     | Oregon               | 176.9       | 0.0         | 0.0         | 0.1              | 0.7      | 0.8                   | 176.1              |
| Washington cabezon/kelp greenling | Washington           | 19.8        | 2.0         | 0.0         | 0.4              | 0.0      | 2.4                   | 17.4               |

a/ Quillback rockfish was declared overfished by NMFS in December 2023

b/ Pacific whiting harvest limits are set through an annual bilateral treaty process external to the Council.

c/ Copper rockfish is shown as it was assessed off California this cycle and it has stock definitions different than in past biennial cycles, i.e., Stocks north of and south of 42°. Neither stock ACLs are reduced by off-the-top set-asides.

d/ Rex sole is shown as it was assessed this cycle. It is managed as part of the other flatfish complex and is not directly reduced by off-the-top set-asides.

e/ Black rockfish is shown as it was assessed this cycle. It is managed as part of the other flatfish complex and it's ACL contribution is not directly reduced by off-the-top set-asides.

| Species                 | Area                | ACL (mt) | Tribal<br>(mt) | EFP<br>(mt) | Research<br>(mt) | IOA<br>(mt) | Set-aside Sum<br>(mt) | Fishery HG<br>(mt) |
|-------------------------|---------------------|----------|----------------|-------------|------------------|-------------|-----------------------|--------------------|
| QUILLBACK ROCKFISH a/   | California          | 1.47     | 0.0            | 0.0         | 0.1              | 0.0         | 0.1                   | 1.37               |
| YELLOWEYE ROCKFISH      | Coastwide           | 56.6     | 5.0            | 0.0         | 2.9              | 3.9         | 11.8                  | 44.8               |
| Arrowtooth flounder     | Coastwide           | 9,227.0  | 2,041.0        | 0.0         | 13.0             | 41.0        | 2,095.0               | 7,132.0            |
| Big skate               | Coastwide           | 1,188.0  | 15.0           | 0.0         | 5.5              | 38.9        | 59.4                  | 1,128.6            |
| Black rockfish          | Washington          | 241.2    | 18.0           | 0.0         | 0.6              | 0.0         | 18.6                  | 222.6              |
| Black rockfish          | California          | 235.7    | 0.0            | 0.0         | 0.1              | 1.2         | 1.3                   | 234.4              |
| Bocaccio                | S of 40°10' N. lat. | 1,668.0  | 0.0            | 0.0         | 5.6              | 2.2         | 7.8                   | 1,660.2            |
| Cabezon                 | S of 42° N. lat.    | 155.1    | 0.0            | 0.0         | 0.0              | 0.6         | 0.6                   | 154.5              |
| California scorpionfish | S of 34°27' N. lat. | 238.0    | 0.0            | 0.0         | 0.8              | 1.2         | 2.0                   | 236.0              |
| Canary rockfish         | Coastwide           | 572.5    | 50.0           | 0.0         | 10.1             | 2.8         | 62.9                  | 509.6              |
| Chilipepper             | S of 40°10' N. lat. | 2,642.5  | 0.0            | 0.0         | 14.1             | 13.2        | 27.3                  | 2,615.2            |
| Cowcod                  | S of 40°10' N. lat. | 75.3     | 0.0            | 0.0         | 10.0             | 0.1         | 10.1                  | 65.2               |
| Darkblotched rockfish   | Coastwide           | 732.00   | 5.0            | 0.0         | 8.5              | 10.7        | 24.2                  | 707.8              |
| Dover sole              | Coastwide           | 50,000   | 1,497.0        | 0.0         | 61.9             | 25.2        | 1,584.1               | 48,415.9           |
| English sole            | Coastwide           | 8,819.0  | 200.0          | 0.0         | 8.0              | 6.6         | 214.6                 | 8,604.4            |
| Lingcod                 | N of 40°10' N. lat. | 3,534.0  | 250.0          | 0.0         | 17.7             | 13.4        | 281.1                 | 3,252.9            |
| Lingcod                 | S of 40°10' N. lat. | 773.4    | 0.0            | 0.0         | 3.2              | 8.7         | 11.9                  | 761.5              |
| Longnose skate          | Coastwide           | 1,579.0  | 220            | 0.0         | 14.7             | 15.9        | 250.6                 | 1,328.4            |
| Longspine thornyhead    | N of 34°27' N. lat. | 1957.0   | 30.0           | 0.0         | 18.4             | 1.3         | 49.7                  | 1907.3             |
| Longspine thornyhead    | S of 34°27' N. lat. | 618.0    | 0.0            | 0.0         | 1.3              | 0.2         | 1.5                   | 616.5              |
| Pacific cod             | Coastwide           | 1,600.0  | 500.0          | 0.0         | 0.8              | 0.6         | 501.4                 | 1,098.6            |
| Pacific Ocean perch     | N of 40°10' N. lat. | 3,220.0  | 130.0          | 0.0         | 5.4              | 10.1        | 145.5                 | 3,074.5            |
| Pacific spiny dogfish   | Coastwide           | 1,317.8  | 275.0          | 0.0         | 41.9             | 6.7         | 323.6                 | 994.2              |
| Pacific whiting b/      | Coastwide           |          | TBD            | 0.0         | 750.0            | 1,500.0     | 2,250.0               |                    |
| Petrale sole            | Coastwide           | 2,238    | 350.0          | 0.0         | 24.1             | 4.4         | 378.5                 | 1,859.5            |
| Sablefish               | N of 36° N. lat.    | 27,238.4 | See Table 19   |             |                  |             |                       |                    |

Table 21. Alternative 1: 2026 Annual catch limits under default harvest control rules for each managed stock/stock complex and off-the-top deductions in metric tons (mt) for tribal, exempted fishing permits (EFP), research, incidental open access (IOA) and the resulting fishery harvest guideline (HG).

| Species                           | Area                | ACL (mt) | Tribal<br>(mt) | EFP<br>(mt) | Research<br>(mt) | IOA<br>(mt) | Set-aside Sum<br>(mt) | Fishery HG<br>(mt) |
|-----------------------------------|---------------------|----------|----------------|-------------|------------------|-------------|-----------------------|--------------------|
| Sablefish                         | S of 36° N. lat.    | 7,460.2  | 0.0            | 0.0         | 2.3              | 25          | 27.3                  | 7,432.9            |
| Shortspine thornyhead             | N of 34°27' N. lat. | 503.7    | 50.0           | 0.0         | 15.8             | 4.4         | 70.2                  | 433.5              |
| Shortspine thornyhead             | S of 34°27' N. lat. | 209.8    | 0.0            | 0.0         | 0.5              | 1.3         | 1.8                   | 207.96             |
| Splitnose rockfish                | S of 40°10' N. lat. | 1,469.0  | 0.0            | 0.0         | 11.2             | 2.9         | 14.1                  | 1,454.9            |
| Starry flounder                   | Coastwide           | 392.0    | 2.0            | 0.0         | 0.6              | 14.1        | 16.7                  | 375.3              |
| Widow rockfish                    | Coastwide           | 10,392.0 | 200.0          | 0.0         | 17.3             | 1.0         | 218.3                 | 10,173.7           |
| Yellowtail rockfish               | N of 40°10' N. lat. | 6,022.6  | 1,000.0        | 0.0         | 20.6             | 4.5         | 1,025.1               | 4,997.5            |
| Stock Complexes                   |                     |          |                |             |                  |             |                       |                    |
| Nearshore rockfish north          | N of 40°10′ N. lat. | 86.1     | 1.5            | 0.0         | 0.5              | 1.1         | 3.1                   | 83                 |
| Copper rockfish c/                | 42°- 40°10' N. lat. | 15.8     | -              | -           | -                | -           | -                     | 15.8               |
| Nearshore rockfish south          | S of 40°10′ N. lat. | 932.8    | 0.0            | 0.0         | 0.7              | 1.8         | 2.5                   | 930.3              |
| Copper rockfish c/                | South of 42° N. lat | 126.3    | -              | -           | -                | -           | -                     | 126.3              |
| Shelf rockfish north              | N of 40°10′ N. lat. | 1,378.1  | 30.0           | 0.0         | 15.3             | 20.5        | 65.8                  | 1,312.3            |
| Shelf rockfish south              | S of 40°10' N. lat. | 1,462.8  | 0.0            | 0.0         | 15.1             | 11.5        | 26.6                  | 1,436.2            |
| Slope rockfish north              | N of 40°10′ N. lat. | 1,460.2  | 36.0           | 0.0         | 10.5             | 11.5        | 58.0                  | 1,402.2            |
| Slope rockfish south              | S of 40°10′ N. lat. | 690.1    | 0.0            | 0.0         | 18.2             | 0.9         | 19.1                  | 671.0              |
| Other fish                        | Coastwide           | 222.5    | 0.0            | 0.0         | 0.1              | 9.7         | 9.8                   | 212.7              |
| Other flatfish                    | Coastwide           | 6,734.3  | 60.0           | 0.0         | 23.6             | 87.7        | 171.3                 | 6,563.0            |
| Rex sole d/                       | Coastwide           | 3,309.7  | -              | -           | -                | -           | -                     | 3,309.7            |
| Oregon black/blue/deacon rockfish | Oregon              | 428.1    | 0.0            | 0.0         | 0.1              | 1.5         | 1.6                   | 426.5              |
| Black rockfish e/                 | Oregon              | 350.5    | -              | -           | -                | -           | -                     | 350.5              |
| Oregon cabezon/kelp greenling     | Oregon              | 174.4    | 0              | 0.0         | 0.1              | 0.7         | 0.8                   | 173.6              |
| Washington cabezon/kelp greenling | Washington          | 17.1     | 2.0            | 0.0         | 0.4              | 0.0         | 2.4                   | 14.7               |

a/ Quillback rockfish was declared overfished by NMFS in December 2023

b/ Pacific whiting harvest limits are set through an annual bilateral treaty process external to the Council.

c/ Copper rockfish is shown as it was assessed off California this cycle and it has stock definitions different than in past biennial cycles, i.e., Stocks north of and south of 42°. Neither stock ACLs are reduced by off-the-top set-asides.

d/ Rex sole is shown as it was assessed this cycle. It is managed as part of the other flatfish complex and is not directly reduced by off-the-top set-asides.

e/ OR Black rockfish is shown as it was assessed this cycle. It is managed as part of the OR black/blue/deacon complex and it's ACL contribution is not directly reduced by off-the-top set-asides.

## 2.3 Annual Catch Target

Under Alternative 1, ACTs are considered for yelloweye, California quillback, and California copper rockfishes.

### 2.3.1 Yelloweye Rockfish Non-trawl ACT

Under Alternative 1, the yelloweye rockfish ACT is developed under the same process as is described under No Action. Table 22 details the Alternative 1 yelloweye rockfish ACTs by sector and sub-sector. Yelloweye rockfish fishery specifications are further discussed below under the Rebuilding Species Allocations, Section 1.9.2

Table 22. Alternative 1. 2025-26 non-trawl yelloweye rockfish harvest guidelines (HG) and annual catch target (ACT) for the sector and sub-sectors.

|                                      | 20         | 25          | 2026       |             |  |
|--------------------------------------|------------|-------------|------------|-------------|--|
|                                      | HG<br>(mt) | ACT<br>(mt) | HG<br>(mt) | ACT<br>(mt) |  |
| Non-Trawl Sector                     | 40.46      | 31.72       | 41.2       | 32.3        |  |
| Non-nearshore /<br>Nearshore (20.9%) | 8.46       | 6.63        | 8.61       | 6.75        |  |
| WA Rec (25.6%)                       | 10.36      | 8.12        | 10.55      | 8.27        |  |
| OR Rec (23.3%)                       | 9.43       | 7.39        | 9.6        | 7.53        |  |
| CA Rec (30.2%)                       | 12.22      | 9.58        | 12.44      | 9.75        |  |

### 2.3.2 California Quillback Rockfish ACT

Under Alternative 1, the California quillback rockfish stock will be subject to an ACT. The No Action ACT is set equal to the combined (statewide) quillback rockfish ACL contribution to the nearshore rockfish complexes (See Section 1.3.3); however, under Alternative 1, the Council indicated the California quillback rockfish stock will be removed from the nearshore rockfish complexes off of California and be managed as a separate stock ACT, though the ACT method under Alternative 1 is the same as under No Action. Additionally, the Council established a research set-aside for the California quillback rockfish stock of 0.1mt. In the past, quillback rockfish was not subject to a species-specific set-aside. Therefore, to facilitate this analysis, it is assumed that the California quillback rockfish stock HG (the ACL minus the research set-aside) will be set as the ACT, i.e., HG=ACT. The ACT, where HG=ACT for 2025-26 are shown in Table 23.

Table 23. Alternative 1. Rebuilding analysis default harvest control rule for 2025-26 where the annual catch target for the California quillback rockfish stock is set equal to the HG.

|      | OFL<br>(mt) | ACL (mt) | Set-Aside<br>(mt) | HG<br>(mt) | ACT<br>(mt) |
|------|-------------|----------|-------------------|------------|-------------|
| 2025 | 1.52        | 1.26     | 0.1               | 1.16       | 1.16        |
| 2026 | 1.77        | 1.47     | 0.1               | 1.37       | 1.37        |

## 2.3.3 California Copper Rockfish ACT

Under Alternative 1, the Council recommended establishing a within non-trawl recreational ACT for copper rockfish south of 34° 27' N lat.. This recommendation was made in response to the 2023 copper rockfish stock assessment, which was conducted as a two-area model, north and south of 34° 27' N lat. for the California copper rockfish stock (Monk et al., 2023; Wetzel et al., 2023)., as established through Amendment 31. The 2023 assessment estimated depletion of copper rockfish at 46 and 16 percent north and south of 34° 27' N lat., respectively. Currently, copper rockfish is managed as part of the minor nearshore rockfish complexes north and south of 40° 10' N. lat.. and the 2023-24 (i.e., No Action) California copper rockfish stock ACTs are set equal to the area-specific ACL contributions to each nearshore rockfish complex off California. The ACTs are for the commercial and recreational sectors combined. With the implementation of Amendment 31, California copper rockfish was defined as a California stock (Table 24

|                          | 2018 (mt) | 2019 (mt) | 2020 (mt) | 2021 (mt) | 2022 (mt) | 2023 <sup>a/</sup><br>(mt) | 2025 HG<br>(mt) b/ |
|--------------------------|-----------|-----------|-----------|-----------|-----------|----------------------------|--------------------|
| Commercial<br>Fixed Gear | 5.0       | 5.7       | 6.6       | 4.6       | 1.5       | 1.2                        | 15.8               |
| Recreational             | 96.2      | 74.9      | 32.7      | 19.5      | 18.6      | 18.1                       |                    |

Table 24. Copper rockfish recreational and commercial fixed gear estimated mortality south of 34°27' N. lat.

a/ discard mortality from 2022 was used as a proxy for 2023.

b/ south of 34°27' N. lat.

## ACT Considerations

While allowable harvest of copper rockfish off California is shared by the fixed gear commercial and recreational sectors, recreational mortality has accounted for the majority of impacts in recent years. This is particularly evident in the area south of 34° 27' N lat. Over the last six years, the recreational fishery, on average, has been responsible for approximately 90 percent of total mortality in the area south of 34°27' N lat. As noted in <u>Agenda Item E.7.a</u>, <u>Supplemental GMT</u> <u>Report 3</u>, <u>November 2023</u>, establishing a within non-trawl recreational ACT for copper rockfish south of 34° 27' N lat. may provide a mechanism for management specifically addressing the proportion of the copper rockfish stock that may be more susceptible to localized depletion in a similar manner as has been done previously for stocks of concern (e.g., yelloweye rockfish).

Similar to yelloweye rockfish where a within non-trawl ACT is set for the California recreational fishery, the CDFW tracks recreational mortality of copper rockfish inseason on a weekly basis, with regulations specifying commercial landings be reported electronically within three business days. California's near real time monitoring of copper rockfish mortality allows for comprehensive evaluation of fishery performance in relation to allowable harvest limits, including ACTs. Should the need arise to mitigate further copper rockfish mortality from accruing, the full suite of routine inseason management tools would be available to the Council, including solely or a combination of season dates, depth limits and/or bag limits adjustments. No additional automatic or predetermined Council action is proposed if this ACT is projected to be reached or exceeded as the current scope of inseason management tools are sufficient.

As noted above, the stock assessment for the California stock of copper rockfish was calculated by two model areas (i.e., model areas were from U.S/Mexico border to 34°27' N. lat. and 34°27'

N. lat.to the California/Oregon border). South of 34°27' N. lat., the 2025-26 estimated proportion of the statewide ACL is 15.8 mt and 18.0 mt, respectively.

### **Proposed Options**

The Council did not recommend a range of ACTs for analysis; therefore, discussions with CDFW staff indicated the range for a copper rockfish south of 34°27′ N. lat. ACTs for initial consideration: The (Table 25).

| Table 25. California copper rockfish harvest specifications in 2025 and 2026, including proportion of the stoc | k's |
|--|-----|
| biomass south of 34° 27' N lat   |     |

| Specification                                 | 2025 (mt) | 2026 (mt) |
|---|-----------|-----------|
| OFL   | 143.5     | 145.3     |
| ABC   | 134.1     | 135.2     |
| ACL   | 131.9     | 133.1     |
| Proportion of biomass south of 34° 27' N lat. | 15.8      | 18        |

**Option 1**: Status Quo. A copper rockfish south of 34° 27′ N. lat. ACT would not be established for the recreational sector. The statewide California, all sector, copper rockfish ACTs that are set equal to the area-specific ACL contributions to each nearshore rockfish complex off of California would remain in effect.

**Option 2**: A within non-trawl copper rockfish ACT would be established for the recreational sector south of  $34^{\circ} 27'$  N lat. The recreational ACT would be set at 80% of the proportion of California copper rockfish stock's ACL south of  $34^{\circ} 27'$  N lat., as determined by the assessment (i.e. 2025 = 12.64 mt, 2026 = 14.4 mt). The statewide, all sector, ACT would be removed from regulation.

**Option 3:** A within non-trawl copper rockfish ACT would be established for the recreational sector south of  $34^{\circ} 27'$  N lat. The recreational ACT would be equal to the proportion of California copper rockfish stock's ACL south of  $34^{\circ} 27'$  N lat., as determined by the assessment (i.e. 2025 = 15.8 mt, 2026 = 18.0 mt). The statewide, all sector, ACT would be removed from regulation.

Table 26 shows the calculated ACTs based on the proposed percentages.

| Table 26. Proposed ACT Options for copper rockfish    | south of 34° 27' N. lat. for the 2025-26 biennial period |
|---|--|
| based on the proposed copper rockfish south of 34°27' | N. lat. HG.  |

| Options               | Year | ACT (mt) |
|-----------------------|------|----------|
| Ontion 1. Status Que  | 2025 | NA       |
| Option 1: Status Quo: | 2026 | NA       |
| Ontion 2.             | 2025 | 12.64    |
| Option 2:             | 2026 | 14.4     |
| Ontion 2.             | 2025 | 15.8     |
| Option 5:             | 2026 | 18.0     |

Option 1 is the No Action ACT methodology. The Council would be notified if the ACL contribution to the nearshore rockfish complex south of  $40^{\circ}10'$  N. lat. was exceeded or projected to be exceeded. The Option 2 80% is approximately the historic commercial/recreational mortality percentage and would reflect an equitable sharing option between sectors. It may allow for potentially faster management response in relation to noted conservation concerns for the proportion of California copper rockfish stock south of  $34^{\circ} 27'$  N. lat. as managers would be notified before it was exceeded. The difference between Options 2 and 3 is the timeliness of notification to managers. Under Option 3, managers would be notified when the proportion of California copper rockfish stock south of  $34^{\circ} 27'$  N. lat would have been exceeded, which may result in overages to this amount.

It is important to note that based on past mortality trends, even if ACTs and informal HGs were exceeded, the recreational mortality would like still be under the nearshore rockfish complex south of  $40^{\circ}10'$  N. lat. ACL and the copper rockfish ACL contribution to this complex. The total copper rockfish ACL contributions to this complex are approximately ten times higher than the estimated copper rockfish south of  $34^{\circ} 27'$  N. lat. proportion of biomass.

#### **Proposed Additional Accountability Measure Options**

The Council has noted concerns about accountability measures for ACTs, HGs, and set-asides at multiple meetings. Therefore, in response to these concerns, staff offers these two sub-options for the Council consideration in specifying a management response if the copper rockfish south of 34°27′ N. lat. ACT is exceeded or projected to be exceeded.

- Sub-Option 1. If the copper rockfish south of 34°27′ N. lat. ACT is exceeded, or projected to be exceeded, the Council will consider management measures to mitigate impacts on copper rockfish south of 34°27′ N. lat. and determine if inseason adjustments are necessary.
- Sub-Option 2. If the copper rockfish south of 34°27′ N. lat. ACT is exceeded, or projected to be exceeded, the Council will adopt inseason actions (e.g., depth limits, bag limits, etc.) best suited to mitigate impact on the sub-area population of copper rockfish.

Sub-Option 1 requires the Council to consider management measures to reduce impacts; however, it does not specify that it must take action. This sub-option is similar to the process for shortbelly rockfish as specified under Amendment 30, where:

"The Council shall review fishery-incurred mortality of shortbelly rockfish during the routinely scheduled groundfish inseason agenda item. If the mortality exceeds, or is projected to exceed, 2,000 mt in a calendar year, the Council shall review and investigate all relevant information, including but not limited to, survey abundance trends and other stock status information, changes in fishing behavior, and changes in the market interest for shortbelly rockfish."

Sub-Option 2 is similar to Option 1 except it requires the Council to adopt inseason adjustment(s) for copper rockfish to mitigate fishery impacts on the subarea population; however, this option does not specify what the management measure would be. While both sub-options provide the opportunity for the Council to consider additional accountability measures to reduce fishery impact on copper rockfish south of 34° 27' N. lat., only sub-option 2 requires the Council take action.

#### 2.4 Allocations

#### 2.4.1 Amendment 21 and Biennial Allocations

Under Alternative 1, <u>Amendment 21</u> (A21) and biennial allocations for 2025 and 2026 are the same as No Action for all stocks and stock complexes (Table 28 and Table 29). Under Alternative 1, the Council is considering revisions to canary rockfish, petrale sole, shortspine thornyhead, and widow rockfish allocations as detailed in Section 2.5.

| Spagios                                      | Managamant Area              | <b>Fishery HG</b> | Allocation   | Trawl |          | Non-Trawl |         |
|--|------------------------------|-------------------|--------------|-------|----------|-----------|---------|
| species                                      | Wanagement Area              | (mt)              | Туре         | %     | mt       | %         | mt      |
| YELLOWEYE ROCKFISH                           | YELLOWEYE ROCKFISH Coastwide |                   | Biennial     | 8     | 3.5      | 92        | 40.5    |
| Arrowtooth flounder                          | Coastwide                    | 9,098.0           | A-21         | 95    | 8,643.1  | 5         | 454.9   |
| Big skate                                    | Coastwide                    | 1,164.6           | Biennial     | 95    | 1,106.4  | 5         | 58.2    |
| Bocaccio                                     | south of 40°10' N. lat.      | 1,673.2           | Biennial     | 39    | 652.5    | 61        | 1,020.6 |
| Canary rockfish                              | Coastwide                    | 508.4             | Biennial     | 72.3  | 367.6    | 27.7      | 140.8   |
| Chilipepper                                  | south of 40°10' N. lat.      | 2,788.0           | A-21         | 75    | 2,091.0  | 25        | 697.0   |
| Cowcod                                       | south of 40°10' N. lat.      | 66.5              | Biennial     | 36    | 23.9     | 64        | 42.6    |
| Darkblotched rockfish                        | Coastwide                    | 729.8             | A-21         | 95    | 693.3    | 5         | 36.5    |
| Dover sole                                   | Coastwide                    | 48,415.9          | A-21         | 95    | 45,995.1 | 5         | 2,420.8 |
| English sole                                 | Coastwide                    | 8,669.4           | A-21         | 95    | 8,235.9  | 5         | 433.5   |
| Lingcod                                      | north of 40°10′ N. lat.      | 3,349.9           | A-21         | 45    | 1,507.5  | 55        | 1,842.4 |
| Lingcod                                      | south of 40°10' N. lat.      | 736.4             | Biennial     | 40    | 294.6    | 60        | 441.8   |
| Longnose skate Coastwide                     |                              | 1,365.4           | Biennial     | 90    | 1,228.9  | 10        | 136.5   |
| Longspine thornyhead north of 34°27' N. lat. |                              | 2,000.7           | A-21         | 95    | 1,900.7  | 5         | 100.0   |
| Pacific cod                                  | Coastwide                    | 1,098.6           | A-21         | 95    | 1,043.7  | 5         | 54.9    |
| Pacific Ocean perch                          | north of 40°10′ N. lat.      | 3,182.5           | A-21         | 95    | 3,023.4  | 5         | 159.1   |
| Pacific whiting b/                           | Coastwide                    | -                 | A-21         | 100   | -        | 0         | 0       |
| Petrale sole Coastwide                       |                              | 1,975.5           | Biennial     | -     | 1,945.5  | -         | 30      |
| Sablefish                                    | north of 36° N. lat.         |                   | See Table 29 |       |          |           |         |
| Sablefish south of 36° N. lat.               |                              | 7,829.8           | A-21         | 42    | 3,288.5  | 58        | 4,541.3 |
| Shortspine thornyhead                        | north of 34°27' N. lat.      | 431.7             | A-21         | 95    | 410.1    | 5         | 21.6    |
| Shortspine thornyhead                        | south of 34°27' N. lat.      | 207.2             | A-21         | -     | 50       | -         | 157.2   |
| Splitnose rockfish                           | south of 40°10′ N. lat.      | 1,493.9           | A-21         | 95    | 1,419.2  | 5         | 74.7    |

Table 27. Alternative 1: 2025 Amendment 21 and biennial trawl/non-trawl allocation percentages (%) and allocation amounts in metric tons (mt) based on Alternative 1 fishery harvest guidelines (HG).

| Species                                      | Managamant Area         | Fishery HG | Allocation | Trawl |          | Non-Trawl |         |
|--|-------------------------|------------|------------|-------|----------|-----------|---------|
| Species                                      | Management Area         | (mt)       | Туре       | %     | mt       | %         | mt      |
| Starry flounder                              | Coastwide               | 375.3      | A-21       | 50    | 187.7    | 50        | 187.7   |
| Widow rockfish                               | Coastwide               | 11,018.7   | Biennial   | -     | 10,618.7 | -         | 400.0   |
| Yellowtail rockfish north of 40°10' N. lat.  |                         | 5,216.1    | A-21       | 88    | 4,590.2  | 12        | 625.9   |
| Species Complexes                            |                         |            |            |       |          |           |         |
| Shelf rockfish north                         | north of 40°10' N. lat. | 1,325.7    | Biennial   | 60.2  | 798.1    | 39.8      | 527.6   |
| Shelf rockfish south                         | south of 40°10' N. lat. | 1,438.6    | Biennial   | 12.2  | 175.4    | 87.8      | 1,263.1 |
| Slope rockfish north                         | north of 40°10' N. lat. | 1,430.0    | A-21       | 81    | 1,158.3  | 19        | 271.7   |
| Slope rockfish south south of 40°10′ N. lat. |                         | 674.0      | Biennial   | 63    | 424.6    | 37        | 249.4   |
| Other flatfish                               | Coastwide               | 7,220      | A-21       | 90    | 6,498    | 10        | 722     |

b/ Pacific whiting harvest limits are set through an annual bilateral treaty process external to the Council.

| Table 28. Alternative 1: 2026 Amendment 21 and biennial trawl/non-trawl allocation percentages (%) and allocation amounts in metric tons (mt) base |
|--|
| on Alternative 1 fishery harvest guidelines (HG).  |

| Spacios                         | Managamant Auga         | Fishery HG | Allocation | Trawl |          | Non-Trawl |         |
|---------------------------------|-------------------------|------------|------------|-------|----------|-----------|---------|
| Species                         | Management Area         | (mt)       | Туре       | %     | mt       | %         | mt      |
| YELLOWEYE ROCKFISH              | Coastwide               | 44.8       | Biennial   | 8     | 3.6      | 92        | 41.2    |
| Arrowtooth flounder             | Coastwide               | 7,132.00   | A-21       | 95    | 6,775.4  | 5         | 356.6   |
| Big skate                       | Coastwide               | 1,128.60   | Biennial   | 95    | 1,072.2  | 5         | 56.4    |
| Bocaccio south of 40°10′ N.     |                         | 1,680.5    | Biennial   | 39    | 655.4    | 60        | 1,025.1 |
| Canary rockfish Coastwide       |                         | 509.6      | Biennial   | 72.3  | 368.4    | 27.7      | 141.2   |
| Chilipepper                     | south of 40°10' N. lat. | 2,615.20   | A-21       | 75    | 1,961.4  | 25        | 653.8   |
| Cowcod                          | south of 40°10' N. lat. | 65.2       | Biennial   | 36    | 23.5     | 64        | 41.7    |
| Darkblotched rockfish Coastwide |                         | 707.8      | A-21       | 95    | 672.4    | 5         | 35.4    |
| Dover sole Coastwide            |                         | 48,415.90  | A-21       | 95    | 45,995.1 | 5         | 2,420.8 |
| English sole                    | Coastwide               | 8,604.40   | A-21       | 95    | 8,174.2  | 5         | 430.2   |
| Lingcod                         | north of 40°10' N. lat. | 3,252.90   | A-21       | 45    | 1,463.8  | 55        | 1,789.1 |

| Spacing                  | Managamant Auga                              | Fishery HG | Allocation    | Trawl |         | Non-Trawl |         |
|--------------------------|--|------------|---------------|-------|---------|-----------|---------|
| Species                  | Management Area                              | (mt)       | Туре          | %     | mt      | %         | mt      |
| Lingcod                  | south of 40°10' N. lat.                      | 783.1761.5 | Biennial      | 40    | 304.6   | 60        | 456.9   |
| Longnose skate           | Coastwide                                    | 1,328.40   | Biennial      | 90    | 1,195.6 | 10        | 132.8   |
| Longspine thornyhead     | N of 34°27' N. lat.                          | 1,907.3    | A-21          | 95    | 1,811.9 | 5         | 95.4    |
| Pacific cod              | Coastwide                                    | 1,098.6    | A-21          | 95    | 1,043.7 | 5         | 54.9    |
| Pacific Ocean perch      | north of 40°10′ N. lat.                      | 3,074.50   | A-21          | 95    | 2,920.8 | 5         | 153.7   |
| Pacific whiting b/       | Coastwide                                    | -          | A-21          | 100   | 0.0     | -         | 0       |
| Petrale sole             | Coastwide                                    | 1,859.50   | Biennial      | -     | 1,829.5 | -         | 30.0    |
| Sablefish                |  |            | See Table 29. |       |         |           |         |
| Sablefish                | south of 36° N. lat.                         | 7,432.90   | A-21          | 42    | 3,121.8 | 58        | 4,311.1 |
| Shortspine thornyhead    | nortspine thornyhead north of 34°27' N. lat. |            | A-21          | 95    | 411.8   | 5         | 21.7    |
| Shortspine thornyhead    | south of 34°27' N. lat.                      |            | A-21          | -     | 50.0    | -         | 157.96  |
| Splitnose rockfish       | Splitnose rockfish south of 40°10' N. lat.   |            | A-21          | 95    | 1,382.2 | 5         | 72.7    |
| Starry flounder          | Coastwide                                    | 375.3      | A-21          | 50    | 187.7   | 50        | 187.7   |
| Widow rockfish           | Coastwide                                    | 10,173.70  | Biennial      | -     | 9,773.7 | -         | 400.0   |
| Yellowtail rockfish      | north of 40°10′ N. lat.                      | 4,997.50   | A-21          | 88    | 4,397.8 | 12        | 599.7   |
| Species Complexes        |  |            |               |       |         |           |         |
| Shelf rockfish north     | north of 40°10' N. lat.                      | 1,312.30   | Biennial      | 60.2  | 790.0   | 39.8      | 522.3   |
| Shelf rockfish south     | south of 40°10′ N. lat.                      | 1,436.2    | Biennial      | 12.2  | 172.2   | 87.8      | 1261.   |
| Slope rockfish north     | north of 40°10' N. lat.                      | 1,402.20   | A-21          | 81    | 1,135.8 | 19        | 266.4   |
| Slope rockfish south     | south of 40°10' N. lat.                      | 671        | Biennial      | 63    | 422.7   | 37        | 248.3   |
| Other flatfish Coastwide |  | 6,563.00   | A-21          | 90    | 5,906.7 | 10        | 656.3   |

a/ Pacific whiting harvest limits are set through an annual bilateral treaty process external to the Council.

**Sablefish north of 36° N. lat.:** Under Alternative 1, the sablefish north of 36° N. lat. allocation structure is the same as No Action. Table 29 shows the non-tribal commercial share of sablefish north of 36° N. lat. under Alternative 1 allocations for the limited entry and open access fisheries, assuming the status quo at-sea set aside of 100 mt.

Table 29. Alternative 1: 2025-2026 non-tribal sablefish north of 36° N. lat. commercial harvest shares guidelines (HG) and limited entry (LE) trawl and fixed gear (LEFG) and open access (OA) fishery allocations as percentages (%) and metric tons (mt).

| Year | Non-tribal<br>Commercial | LF   | LE Share |    | LE Trawl<br>Share |    | LEFG Share |     | Share   |
|------|--------------------------|------|----------|----|-------------------|----|------------|-----|---------|
|      | HG                       | %    | mt       | %  | mt                | %  | mt         | %   | mt      |
| 2025 | 25,729.3                 | 90.6 | 23,310.7 | 58 | 13,520.2          | 42 | 9,791.9    | 9.4 | 2,418.6 |
| 2026 | 24,425.1                 | 90.6 | 22,129.1 | 58 | 12,834.9          | 42 | 9,294.0    | 9.4 | 2,296.0 |

### 2.4.2 Rebuilding Species Allocation

#### Yelloweye rockfish

Yelloweye rockfish is a rebuilding species in 2025-26 biennium. Under Alternative 1, the allocation structure is the same as No Action and shown in Table 30

| Table 30. Alternative 1: Yelloweye rockfish allocations, harvest guideline (HG), and annual catch target (AC) | ľ) |
|---|----|
| for 2025 and 2026 under status quo allocation in metric tons (mt).  |    |

| Year                     | 2025  | (mt)  | 2026 (mt) |       |  |
|--------------------------|-------|-------|-----------|-------|--|
| ABC                      | 87.2  |       | 88.5      |       |  |
| ACL                      | 55    | .8    | 56        | .6    |  |
| Off-the-Top<br>Deduction | 11    | .8    | 11.8      |       |  |
| Fishery HG               | 43.   | 98    | 44.8      |       |  |
| Trawl (8%)               | 3.5   | 52    | 3.58      |       |  |
| At-Sea                   | 0     |       | 0         |       |  |
| IFQ                      | 3.52  |       | 3.58      |       |  |
| Non travel (020/)        | HG    | ACT   | HG        | ACT   |  |
| Non-trawi (92 <i>%</i> ) | 40.46 | 31.72 | 41.20     | 32.30 |  |
| Non-nearshore /          |       |       |           |       |  |
| Nearshore (20.9%)        | 8.46  | 6.63  | 8.61      | 6.75  |  |
| WA Rec (25.6%)           | 10.36 | 8.12  | 10.55     | 8.27  |  |
| OR Rec (23.3%)           | 9.43  | 7.39  | 9.60      | 7.53  |  |
| CA Rec (30.2%)           | 12.22 | 9.58  | 12.44     | 9.75  |  |

## California Quillback Rockfish

Under Alternative 1, California Quillback rockfish is not subject to allocation between sectors.

## 2.5 Allocations Under Reconsideration for 2025-26 Biennium

The Council is considering modifying the biennial allocations of canary rockfish, petrale sole, and shortspine thornyhead, widow rockfish. The following details proposed changes to each of these allocations.

## 2.6 Canary Rockfish

## 2.6.1 Background

Canary rockfish is a valuable target stock for both commercial and recreational fisheries off the U.S. West Coast. Canary rockfish are caught in both trawl and non-trawl fisheries. The population off the U.S. West Coast was declared overfished in 2000 and a rebuilding plan was implemented in 2002 as part of Amendment 16-2 (<u>69 FR 19347</u>). The stock was declared rebuilt in 2015 (Thorson and Wetzel 2015).

Canary rockfish are allocated on a biennial basis for all directed groundfish fisheries and sectors. Sector-specific allocations or shares (e.g., trawl/non-trawl/commercial/recreational) are developed or adjusted each biennial cycle to meet the unique needs of each fishery. The allocations to each sector have evolved over time since it was declared rebuilt. Canary rockfish was considered to be rebuilding during the development of the 2015-16 harvest specifications and management measures process (PFMC and NMFS, 2014), though retention remained prohibited in all fisheries. The two-year trawl/non-trawl allocation in that biennium was 53.3 percent to 46.7 percent, respectively; however, it is important to note these allocations were set to account for bycatch only. However, after the 2015 stock assessment the Council adopted inseason action that allowed retention at low levels for the 2015-16 biennium.

During the 2017-18 biennium, the Council recommended modest harvest opportunities to allow retention of canary rockfish due to its rebuilt status (82 FR 9634). Revising the two-year allocations for the trawl/non-trawl sectors was a main focus of the 2017-18 biennium due to the increased ACL. The revisions were able to facilitate the re-emergence of the mid-water non-whiting trawl fishery and provide additional target opportunity for non-trawl fisheries. The non-trawl and at-sea sector allocations were set at a fixed tonnage. The remaining yield was allocated to IFQ to reduce bycatch constraints and support re-emergence of the mid-water trawl rockfish fishery (which mainly targets widow and yellowtail rockfishes, which co-occur with canary rockfish). These changes provided for a year-round opportunity to turn regulatory discards into retained catch, while still maintaining precautionary limits to keep target effort low.

In the 2019-20 biennium, the Council recommended a two-year trawl/non-trawl allocation of 72 percent to 28 percent, respectively; these percentage values were based on the tonnage proportions from the 2017-18 biennium (82 FR 9634, February 7, 2017). The purpose of converting both sector allocations to fixed percentages was to ensure that increases or decreases in available yield applied to both sectors, rather than just the IFQ sector. The two-year trawl/non-trawl allocation for canary rockfish has remained at the 72/28 fixed percentage ratio since the 2019-20 biennium (<u>83 FR 63970, December 12, 2018</u>).

The 2023 stock assessment of canary rockfish estimated that the stock is in the precautionary zone, i.e., between 25 to 40 percent of unfished spawning output (Langseth et al., 2023). The 2025-26 ACLs are reduced 57 percent compared to 2023. Thus, under the 2025-26 ACLs, the status quo allocation percentages result in reductions in the trawl/non-trawl allocations, which carry through to the allocations for the commercial non-trawl, recreational, and IFQ fisheries, relative to 2023-24 amounts (Table 31). Given these concerns, potential adjustments to canary rockfish allocation schemes to minimize impacts to the directed 2025-26 groundfish fisheries are considered below.
| Category             |          | 2017  | 2018  | 2019  | 2020             | 2021  | 2022  | 2023 <sup>a/</sup> | 2025  | 2026  |
|----------------------|----------|-------|-------|-------|------------------|-------|-------|--------------------|-------|-------|
| ACL                  |          | 1,714 | 1,526 | 1,450 | 1,368            | 1,338 | 1,307 | 1,338              | 571   | 573   |
| Off-the-top          |          | 247   | 59    | 67    | 67               | 69    | 69    | 69                 | 63    | 63    |
| Fishery HG           |          | 1,467 | 1,467 | 1,383 | 1,301            | 1,269 | 1,238 | 1,269              | 508   | 510   |
| (trawl %)            |          | 72.3% | 72.3% | 72.3% | 72.3%            | 72.3% | 72.3% | 72.3%              | 72.3% | 72.3% |
| Trawl Allocation     |          | 1,060 | 1,060 | 1,000 | 941              | 917   | 895   | 918                | 367   | 369   |
| Trawl Mortality      |          | 249   | 449   | 427   | 340              | 374   | 498   | 530                | -     | -     |
| Trawl Attainment     |          | 23%   | 42%   | 43%   | 36%              | 41%   | 56%   | 58%                | -     | -     |
|                      | СР       | 2.1   | 0.9   | 1.7   | 0.4              | 6     | 6     | 20                 | -     | -     |
| At-sea Set-aside b/  | MS       | 4.5   | 4.7   | 3.3   | 0.5              |       |       |                    |       |       |
| IFQ Allocation       |          | 242   | 443   | 422   | 339              | 368   | 492   | 510                | -     | -     |
| (non-trawl %)        |          | 27.7% | 27.7% | 27.7% | 27.7%            | 27.7% | 27.7% | 27.7%              | 27.7% | 27.7% |
| Non-Trawl Allocation | on       | 406   | 406   | 383   | 360              | 351   | 343   | 352                | 141   | 141   |
| Non-Trawl Total Me   | ortality | 130   | 122   | 139   | 151              | 178   | 186   | 184                | -     | -     |
| Non-nearshore +      |          | 5     | 4     | 5     | 13               |       |       |                    |       |       |
| Nearshore Mortality  |          | 8     | 8     | 11    | 13               |       |       |                    |       |       |
| WA Rec. Mortality    | y        | 5     | 5     | 14    | 8                | 39    | 37    | 25                 |       |       |
| OR Rec. Mortality    |          | 28    | 44    | 39    | 61               | 40    | 56    | 57                 |       |       |
| CA Rec. Mortality    |          | 83    | 62    | 71    | 56 <sup>c/</sup> | 70    | 63    | 74                 |       |       |
| Non-Trawl Attainme   | ent      | 32%   | 30%   | 36%   | 42%              | 51%   | 54%   | 52%                |       |       |

Table 31. Trawl/non-trawl allocations, mortality, and attainments for canary rockfish from 2011-2026. 2025 and 2026 allocations are based on status quo management measures. Source: GEMM total mortality for 2017-2022 years, PacFIN for 2023 landings data and 3 year-average of discard mortality from the GEMM.

a/Mortality estimates for all commercial sectors are estimated using 2023 landings data from PacFIN plus the recent three-year average discard mortality estimate from the GEMM.

b/ Prior to 2021, canary rockfish was managed with separate sector-specific allocations for the Mothership and Catcher-Processor sectors in the at-sea fishery. In the 2021-22 biennium, combined into a single at-sea set-aside.

c/Data from 2020 pulled from GEMM will be incomplete due to CRFS not producing estimates from April-June of that year. When CDFW has provided comprehensive mortality for that year they typically include the average proxy values for the April-June time period. 46 mt shown in the GEMM and an average proxy value of 10 mt was added to the GEMM value for a more accurate value.

### 2.6.2 Importance to Groundfish Fisheries

When developing or adjusting allocation schemes, the needs of each fishery sector should be considered to minimize negative impacts to communities and existing groundfish fishery participants to the extent practicable, including investments, economic dependence, and intrinsic value. Any allocative decision the Council makes should be considered through the lens of Magnuson-Stevens Conservation and Management Act (MSA) guidelines for National Standard (NS) 4 regarding fair and equitable allocations and NS 8 regarding the importance of fishery resources to fishing communities

Canary rockfish is important to both groundfish trawl and non-trawl fisheries for different reasons. The trawl fishery largely relies on canary rockfish quota to cover incidental catch while harvesting their target species (e.g., sablefish, Dover sole, Pacific whiting), while many non-trawl fisheries, including recreational, directly target canary rockfish or rely on it as an important component of overall revenue and economic value. At one time, both sectors targeted this stock. The following sections highlight the relative importance and utilization of canary rockfish to each West Coast groundfish fishery.

## 2.6.3 Commercial Trawl Fishery

The U.S. West Coast trawl fishery comprises the at-sea Pacific whiting sectors (Mothership [MS] and Catcher Processor [CP]) and the Shorebased IFQ sector (hereafter "IFQ"). The allocation to the trawl sector is reduced by a set-aside for the at-sea sectors, which is used to track canary rockfish bycatch mortality in the at-sea sectors. Prior to 2021, canary rockfish was managed with formal sector-specific allocations for the CP and MS at-sea sectors, but the Council chose to modify the allocations into a single combined at-sea set-aside as part of the 2021-22 biennial management measures package<sup>1</sup>. The remainder of the trawl allocation is distributed to the IFQ sector. Each IFQ participant receives canary rockfish quota pounds based on each account's quota share (percentage) of the entire IFQ allocation.

Canary rockfish are not considered a target species in the trawl fishery but are often caught incidentally across all target strategies, so canary rockfish quota pounds are valuable to the fishery in that they allow vessels to utilize their target species by covering any incidental catch. Since 2015, roughly one-third to one-half of total IFQ canary rockfish landings is landed by bottom trawl vessels, whereas roughly one-third is landed by the shoreside Pacific whiting sector. An increasing proportion of IFQ vessels targeting midwater rockfish (predominantly widow and yellowtail rockfishes) are landing canary rockfish, reaching up to 43 percent of all IFQ landings in 2022.

## 2.6.4 Commercial Non-Trawl Fishery

The U.S. West Coast non-trawl fishery comprises the nearshore and non-nearshore sectors which are further categorized as limited entry fixed gear (LEFG) and open access (OA). LEFG and OA operate in different depths and under different federal and state regulations. Fishing in federal waters is managed with LEFG trip limits and OA trip limits. Since canary rockfish was declared rebuilt, there has been development of a non-trawl mid-water shelf fishery that has been targeting yellowtail rockfish, widow rockfish, and canary rockfish. The Council increased the opportunity for that fishery via the 2023-2024 biennial process by allowing vessels to use non-bottom contact gear to fish to OA trip limits within the non-trawl rockfish conservation area (RCA). Starting January 1, 2024, via <u>Amendment 32</u> (A32), LEFG is allowed to harvest to LEFG trip limits. A32 also allowed the OA and LEFG sectors to fish an additional 4,600 square miles in the previously closed Non-Trawl RCA. Additionally, A32 reopened the Cowcod Conservation Areas (CCAs), which is an area where commercial canary rockfish occurred pre-CCAs. The increases in non-

<sup>&</sup>lt;sup>1</sup> See Chapter 3 At-sea Whiting Set-Asides for more detail on how at-sea set-asides are managed.

nearshore opportunity since 2017 has led to a shift in proportion of canary rockfish caught in the non-nearshore versus nearshore as well as an overall increase in canary mortality in both sectors.

It is anticipated that canary rockfish catch will be higher in 2024 than previous years from the nearshore and non-nearshore sectors combined. There are at least two factors that indicate high catch levels. The first is that non-nearshore effort is expected to remain at or exceed 2023 levels due to recent management changes at the coastwide level (A32). The second is the recent restrictions implemented on the nearshore fishery off of California to mitigate quillback rockfish impacts. The restrictions will likely expand the already growing commercial non-nearshore non-trawl targeting shelf rockfish.

### 2.6.5 Recreational Fisheries

### Washington

Historically, black rockfish has been the central target species in the Washington recreational groundfish fishery. While this remains true, black rockfish harvest guidelines (HG) decreased 35 percent from 2011 through 2024. To ease pressure on black rockfish and other nearshore rockfish N of 40° 10' N. lat. component species, management measures were modified in recent biennia to support a shift in recreational groundfish effort to other "healthy" species including lingcod, yellowtail rockfish, and canary rockfish.

Although canary rockfish was declared rebuilt in 2015, Washington Department of Fish and Wildlife (WDFW) took gradual steps to expand recreational fishery access through 2021. In 2017 a one-canary rockfish bag-limit was implemented for Marine Areas 1 and 2 (Columbia River and south coast, respectively), followed by a coastwide two-canary rockfish bag-limit in 2018. Beginning in 2019 the sub-limits were removed, and canary rockfish catch was subject only to the seven rockfish daily limit. Similarly, depth restrictions and area closures originally put in place to reduce impacts on yelloweye rockfish and canary rockfish were relaxed incrementally by marine area beginning 2018 through 2021. Maximum opportunity for canary rockfish – in that further measures to increase access were not anticipated – was achieved in 2021. However, depth restrictions and area closures that remain to protect yelloweye rockfish continue to reduce encounters with canary rockfish. As a result of this gradual increase in canary rockfish opportunity, mortality in the Washington recreational fishery has increased from roughly 2-5 mt prior to 2019, up to 23-40 mt since 2021 (Table 32).

| Table 32. | . Washington | recreationally | caught canar | y rockfish | total mortality | in metric t | ons from | 2015 - | 2023. |
|-----------|--------------|----------------|--------------|------------|-----------------|-------------|----------|--------|-------|
| (Source:  | RecFIN, Dece | ember 2023)    |              |            |                 |             |          |        |       |

| Year | Mortality (mt) |
|------|----------------|
| 2015 | 2.2            |
| 2016 | 2.9            |
| 2017 | 5.3            |
| 2018 | 4.9            |
| 2019 | 14.1           |
| 2020 | 8.7            |
| 2021 | 40.2           |

| Year | Mortality (mt) |
|------|----------------|
| 2022 | 37.7           |
| 2023 | 25.5           |

#### Oregon

The Oregon recreational fishery slowly eased canary rockfish fishing restrictions in response to canary rockfish being declared rebuilt following the 2015 stock assessment. In 2015 a sub-bag limit of one canary rockfish was incorporated into the marine fish daily bag limit. As part of the 2017-18 biennium, the Oregon canary rockfish sub-bag limit was removed and a 10 fish limit was implemented. The marine bag limit has remained at 10 fish per angler in federal regulation; however, Oregon has been more precautionary with marine bag limits, which have ranged from four to seven fish per angler since 2015.

In 2018, in response to an increase of recreational anglers on the nearshore reefs, the recreational longleader gear fishery was approved by the Council. This fishery allows anglers to harvest mid-water rockfish offshore with a higher bag limit. This bag limit was 10-fish from October of 2017 through 2022 before increasing to 15-fish in 2023. The longleader bag limit for 2024 is 12-fish per angler in both state and federal regulations. For this higher bag limit (12-fish) to apply, canary rockfish, as well as a list of nine other semi-pelagic rockfish, are the only species allowed for retention when using this gear type outside of the 40-fathom regulatory line. The goal of this fishery is to relieve angling pressure from the nearshore reefs by enticing anglers to fish offshore on prolific mid-water rockfish species (i.e., widow and yellowtail rockfishes). Table 33 shows the increased pressure put on the primary three species of rockfish encountered in the longleader fishery since 2017.

| Year | Canary Rockfish (mt) | Widow Rockfish (mt) | Yellowtail Rockfish (mt) |
|------|----------------------|---------------------|--------------------------|
| 2014 | 3.0                  | 2.0                 | 11.4                     |
| 2015 | 14.3                 | 2.3                 | 22.1                     |
| 2016 | 9.7                  | 0.5                 | 7.7                      |
| 2017 | 28.2                 | 1.7                 | 14.0                     |
| 2018 | 43.6                 | 7.4                 | 35.6                     |
| 2019 | 38.7                 | 5.3                 | 30.4                     |
| 2020 | 60.6                 | 5.8                 | 38.4                     |
| 2021 | 39.9                 | 3.5                 | 27.9                     |
| 2022 | 55.7                 | 4.2                 | 51.7                     |
| 2023 | 56.9                 | 8.2                 | 83.2                     |

 Table 33. Total mortality (including discarded dead) of Oregon recreationally caught canary rockfish, widow rockfish, and yellowtail rockfish in metric tons. Source: RecFIN

## California

The California recreational fishery took a conservative approach with canary rockfish, slowly relaxing restrictions in response to canary rockfish being declared rebuilt following the 2015 stock assessment. Canary rockfish remained prohibited until 2017 when a sub-bag limit of one canary

rockfish was incorporated into the Rockfish, Cabezon, and Greenling (RCG) daily bag limit. The canary rockfish sub-bag limit increased to two fish in 2018 and increased to three fish in 2019. As part of the 2021-22 biennium, the California canary rockfish sub-bag limit was removed. Table 34 shows the general trend of canary rockfish in the California recreational fishery since 2015. Retention increased substantially following limited retention of canary rockfish in 2017. As the recreational bag limit was fully liberalized, canary rockfish mortality was higher than under prohibition but somewhat variable between recent years with an average of 68.4 mt between 2017-2023.

| Year | Mortality (mt)     |
|------|--------------------|
| 2015 | 26.9               |
| 2016 | 23.7               |
| 2017 | 83.4               |
| 2018 | 61.8               |
| 2019 | 71.4               |
| 2020 | 56.4 a/            |
| 2021 | 69.6               |
| 2022 | 62.6               |
| 2023 | 73.7 <sup>b/</sup> |

| Table 34. Canary  | rockfish | mortality | in | California | recreational | fisheries | from | 2015 | through | 2023 | Source: |
|-------------------|----------|-----------|----|------------|--------------|-----------|------|------|---------|------|---------|
| RecFIN 2/12/2024. |          |           |    |            |              |           |      |      |         |      |         |

a/ Data from 2020 pulled from RecFIN will be incomplete due to CRFS not producing estimates from April-June of that year. When CDFW has provided comprehensive mortality for that year they typically include the average proxy values for the April-June time period. 46.3 mt is shown in RecFIN and an average proxy value of 10.1 mt was added to the RecFIN value for a more accurate value.

b/ RecFIN does not include December 2023 CRFS estimates as of 2/12/2024. Dec 2023 CRFS estimate was added to 67.2 mt currently in RecFIN.

#### 2.6.6 Options

Figure 1 below shows the status quo allocation structure of canary rockfish. The fishery HG is divided into the trawl and non-trawl allocations, which are then divided into the respective sectors within trawl and non-trawl. A fixed amount is established for the at-sea set-aside with the remainder allocated to the IFQ fishery. Within the non-trawl allocation, sector-specific shares are divided amongst the commercial non-trawl and state recreational fisheries, and action is not necessary when one or more of these shares is exceeded. However, the states work together to keep catches within the respective shares and coordinate to respond in the event a share is exceeded in order to avoid exceeding the non-trawl allocation. To understand impacts of modifications to the canary allocations, alternative allocation schemes were considered at every level of Figure 1: the trawl/non-trawl allocation proportions, the at-sea set-aside, and the within non-trawl sharing arrangement.



#### Figure 1. . Status Quo allocation scheme for canary rockfish, under the Fishery Harvest Guideline (HG).

The following range of options was developed for the Council to consider, based on four different decision points that can be made independent of each other. However, they will all affect the outcome of how individual sectors are managed.

#### **Council Decision Points:**

- 1. The trawl/non-trawl allocation proportions,
- 2. At-sea set-aside options,
- 3. Commercial non-trawl and recreational non-trawl sharing arrangement, and
- 4. Individual states' recreational sharing arrangement in relation to each other.

#### **Trawl/Non-trawl Allocation**

- **Option 1 Status Quo:** maintain status quo trawl and non-trawl allocation percentages (72.3 percent trawl, 27.7 percent non-trawl)
- **Option 2:** 67.3 percent of the fishery HG is allocated to trawl and 32.7 percent to non-trawl (i.e., 5 percentage points are transferred from trawl to non-trawl)
- **Option 3:** 59.8 percent of the fishery HG is allocated to trawl and 40.2 percent to non-trawl (i.e., 12.5 percentage points are transferred from trawl to non-trawl)

Given the importance of canary rockfish to non-trawl fisheries and greater expected vessel-level constraints compared to trawl vessels, the analysis examines a range of options that would transfer some percentage of the trawl proportion to the non-trawl proportion. Beyond Status Quo, two additional options were analyzed: Option 2 that would transfer 5 percentage points and Option 3

that would transfer 12.5 percentage points of the trawl allocation percentage to non-trawl. A fourth option was explored that would transfer 20 percentage points from trawl to non-trawl; however, this option was removed from the range because the IFQ fishery was projected to exceed the IFQ allocation under this option (103-104 percent). In addition, the IFQ fishery is expected to experience cumulative impacts from allocation reductions of multiple high value species in 2025-26, which could shift targeting effort to an unknown degree. The 20 percent Option would have severely restricted this fishery's ability to shift flexibly amidst target species reductions. Thus, 12.5 percentage points was originally developed as Option 3, because it was considered a middle ground option between the original two bookends of 5 percent and 20 percent (excluding Status Quo). This analysis does not include any options that would transfer some of the non-trawl proportion to trawl, because our analyses and industry communication indicate that non-trawl fisheries.

### At-sea Set-aside

- Option 1 Status Quo: 36 mt
- **Option 2:** 30 mt
- **Option 3:** 20 mt

From 2002 to 2022, canary rockfish mortality in the at-sea Pacific whiting sectors has been 6 mt or less annually; however, mortality increased to 20 mt in 2023. With canary rockfish ACL reductions in 2025-26 and the expectation that the IFQ allocations in 2025 and 2026 would be lower than recent mortality under status quo management, the Council tasked the GMT with analyzing two options that would lower the at-sea set-aside by 6 mt (Option 2) or 16 mt (Option 3). Option 3, at 20 mt, reflects the amount that the sectors caught in 2023 and therefore also reflects the long-term maximum mortality of the sectors, combined (Chapter 3: Alternative 1) Option 2 was included in the range, because canary rockfish bycatch may continue to increase if recent fishing practices progress through 2026 in response to Pacific whiting aggregation patterns and salmon bycatch; furthermore, the at-sea set-aside for canary rockfish was recently lowered in the 2021-22 biennium.

## **Commercial Non-Trawl Share**

- **Option 1 Status Quo:** The commercial non-trawl sector receives 36 percent of the non-trawl allocation.
- **Option 2:** The commercial non-trawl sector receives 31 percent of the non-trawl allocation, and the additional 5 percentage points are redistributed to the state recreational sectors.

The Council's motion in November 2023 specifically recommended "analyz[ing] all allocation and management schemes for canary rockfish including alternatives for the commercial nonnearshore and nearshore shares" (<u>November 2023 Motions in Writing</u>). The Status Quo allocation scheme for sectors within the non-trawl allocation is set up such that the commercial non-trawl (nearshore and non-nearshore, combined), Washington recreational, Oregon recreational, and California recreational sectors are given informal shares (i.e., percentages) of the non-trawl allocation. Under Option 1, the commercial non-trawl sector receives 36 percent of the non-trawl allocation. Option 2 differs from Option 1 in that it would transfer 5 percentage points from the commercial non-trawl sector to the three state-specific recreational sectors. Thus, the commercial non-trawl sector would receive 31 percent of the non-trawl allocation under Option 2. Option 2 was developed as there is significant uncertainty in future mortality from the commercial non-trawl fishery, and Option 2 is expected to provide that sector with enough allocation to cover the average of the last few years. However, this uncertainty stems from concentrating effort in the non-nearshore fishery due to recent management changes at the coastwide level (Amendment 32) and action taken by California to mitigate quillback rockfish impacts that concentrates commercial non-trawl effort into the Non-Trawl RCA (with gear that targets midwater rockfish). These factors make it difficult to project the magnitude of difference between current and future mortality. Simultaneous to those actions, trip limits were reduced in November 2023 through inseason action. Recreational HGs for each state share are expected to be lower than those sectors' respective recent average mortality without any canary rockfish restrictions.

### **Recreational Shares**

- **Option 1 Status Quo:** The state-specific sectors receive the following proportions of the collective recreational share<sup>2</sup> of the non-trawl allocation, which are based on the status quo proportions of the collective recreational share:
  - 19.2% WA recreational
  - 28.9% OR recreational
  - 51.9% CA recreational
- **Option 2:** The state-specific sectors receive the following proportions of the collective recreational share<sup>3</sup> of the non-trawl allocation, which are calculated based on each state's highest three years of catch since 2017. The three highest years for each state was chosen to reflect the highest potential fishing capacity of each state's recreational fishery as a whole when unrestricted, as each state eased up fishing restrictions in response to a higher canary HG on different timelines:
  - 20.2% WA recreational
  - 34.4% OR recreational
  - 45.4% CA recreational

Within the non-trawl allocation, each of the states' recreational sectors are allocated shares of the non-trawl allocation. The recreational share options were structured based on the proportion of each state to the collective recreational share, not accounting for commercial non-trawl. In other words, the proportions shown under Option 1 Status Quo and Option 2 above sum to 100 percent for each option. Those proportions would be applied to the collective recreational share of the non-trawl allocation, either 64 percent or 69 percent, depending on the option chosen under the commercial non-trawl decision. Therefore, each state's resulting share of the total non-trawl allocation will vary depending on the Council's decision for both the commercial non-trawl share and the recreational shares. Analysis of those resulting shares and the projected 2025-26 HGs for each sector is provided in Chapter 1:§2.6. Action is not required if a sector-specific share is

<sup>&</sup>lt;sup>2</sup> 64 percent or 69 percent of the non-trawl allocation, based on the commercial non-trawl share decision

<sup>&</sup>lt;sup>3</sup> 64 percent or 69 percent of the non-trawl allocation, based on the commercial non-trawl share decision

expected to be or is exceeded, but the states manage themselves to the sector-specific shares and coordinate to collectively keep total non-trawl mortality within the non-trawl allocation.

## 2.6.7 Impacts

The resulting 2025 allocations and shares under each of the trawl/non-trawl allocation scheme options are shown in Table 35. The 2026 canary rockfish ACL (573 mt) would be 0.35 percent higher than the 2025 ACL (571 mt), so impacts are expected to be very similar in both 2025 and 2026. Trawl/non-trawl allocation Option 2 would transfer 5 percentage points from the trawl allocation to the non-trawl allocation, lowering the 2025 trawl allocation by 25 mt, and Option 3 would transfer 12.5 percentage points, lowering the trawl allocation by 64 mt. The non-trawl allocation would increase by those exact amounts for the respective Options. The status quo canary rockfish at-sea set-aside of 36 mt is assumed in Table 35, but as discussed in detail in Chapter 3. At-Sea Whiting Set-Asides there are alternative options that would lower the at-sea set-aside to 30 mt or 20 mt. Under either of those alternative at-sea set-aside options, the resulting IFQ allocation would be higher than those shown in Table 35 under all trawl/non-trawl allocation options, and therefore IFQ impacts would be lower.

| ACL (mt)   | 571                |          |          |
|--|--------------------|----------|----------|
| Off-the-top (mt)                                   | 63                 |          |          |
| Fishery HG (mt)                                    | 508                |          |          |
| 2025-26 Allocation Option                          | <b>Option 1 SQ</b> | Option 2 | Option 3 |
| Canary Transferred from Trawl to Non-Trawl (mt) a/ | 0.0                | 25.4     | 63.5     |
| Trawl %  | 72.3%              | 67.3%    | 59.8%    |
| Trawl Allocation (mt)                              | 367.3              | 341.9    | 303.8    |
| At-sea (SQ; mt)                                    | 36.0               | 36.0     | 36.0     |
| IFQ (mt)   | 331.3              | 305.9    | 267.8    |
| Non-Trawl %  | 27.7%              | 32.7%    | 40.2%    |
| Non-Trawl Allocation (mt)                          | 140.7              | 166.1    | 204.2    |
| Non-nearshore + Nearshore (36%)                    | 50.7               | 59.8     | 73.5     |
| WA Rec (12.3%)                                     | 17.3               | 20.4     | 25.1     |
| OR Rec (18.5%)                                     | 26.0               | 30.7     | 37.8     |
| CA Rec (33.2%)                                     | 46.7               | 55.2     | 67.8     |

Table 35. 2025 canary rockfish allocations and non-trawl shares under each of the trawl/non-trawl allocation options. a/ compared to status quo

# **Trawl Fishery**

Trawl/non-trawl allocation Options 2 and 3 would lower the 2025 trawl allocation by 25 mt and 64 mt, respectively, assuming the status quo at-sea set-aside of 36 mt. As noted previously, there are also options to lower the at-sea set-aside for canary rockfish, which is deducted from the trawl allocation before allocating the remainder to the Shorebased IFQ fishery (hereafter "IFQ"). The at-sea fishery would not be impacted by the trawl/non-trawl allocation options, because the at-sea set-aside is a fixed amount. Across all variations of trawl/non-trawl allocation options and at-sea set-aside options, the 2025 IFQ allocation would range from 268 mt under allocation Option 3 and

at-sea set-aside Option 1 Status Quo to 348 mt under the Option 1 Status Quo allocation proportions and at-sea set-aside Option 3 (Table 36). Those allocations would be 575 mt and 495 mt lower, respectively, than the No Action 2023 IFQ allocation of canary rockfish. The IFQ fishery is projected to attain 84 percent of the canary rockfish allocation under trawl/non-trawl allocation Option 3 and at-sea set-aside Option 1 (SQ), the lowest possible allocation. Under the highest possible allocation, trawl/non-trawl allocation Option 1 (SQ) and at-sea set-aside Option 3, the IFQ fishery is projected to attain 95-96 percent of the canary rockfish allocation (Chapter 4: §2.2.1)

|                             | Trawl/Non-trawl Allocation Options        |                             |                             |  |  |  |
|-----------------------------|---|-----------------------------|-----------------------------|--|--|--|
| At-sea Set-aside Option     | Option 1<br>Status Quo<br>(72.3% / 27.7%) | Option 2<br>(67.3% / 32.7%) | Option 3<br>(59.8% / 40.2%) |  |  |  |
|                             |   | 2025 IFQ Allocation         |                             |  |  |  |
| Option 1 Status Quo (36 mt) | 331.6                                     | 305.9                       | 267.8                       |  |  |  |
| Option 2 (30 mt)            | 337.3                                     | 311.9                       | 273.8                       |  |  |  |
| Option 3 (20 mt)            | 347.3                                     | 321.9                       | 283.8                       |  |  |  |

| Table 36. The 2025 canary rockfish II | Q allocation under | · all combinations of | of the trawl/non-tra | awl allocation |
|---------------------------------------|--------------------|-----------------------|----------------------|----------------|
| options and at-sea set-aside options. |                    |                       |                      |                |

Canary rockfish mortality in the IFQ fishery was less than 50 mt each year prior to 2017, because the IFQ allocation was also less than 50 mt each year during that time (Figure 2) From 2016 to 2017, the IFQ allocation increased from 44.5 mt to 1,014.1 mt, a 22-fold increase (Table 38). IFQ mortality in 2017 was also 12 times larger than in 2016. As a result of several shelf stocks being declared rebuilt and increased opportunity, a midwater rockfish fishery that primarily targets yellowtail and widow rockfishes emerged. That fishery has steadily grown over the years, increasing catch of yellowtail rockfish north of 40° 10' N. lat. by an average of 26 percent per year since 2016. Canary rockfish is often caught incidentally to target species catch in the midwater rockfish fishery, as well as the shoreside whiting and bottom trawl fisheries, the latter of which mainly targets petrale sole as well as Dover sole, thornyheads, and sablefish (DTS).



Figure 2. Canary rockfish mortality in the IFQ fishery by sector, 2011-2023. Dashed lines reflect the 2025 IFQ allocations under each of the trawl/non-trawl allocation options, assuming the status quo at-sea set-aside of 36 mt. Source: 2011-2022 mortality data are derived from the GEMM, and 2023 mortality estimates are pulled from PacFIN based on landings in 2023 combined with average discard mortality from 2020-2022

In 2023, 72 percent of all IFQ quota share accounts (QSA) received a percentage (quota share; QS) of the canary rockfish IFQ allocation in the form of quota pounds (QP), which are used to cover any incidental catch of canary rockfish. With canary rockfish IFQ allocation reductions in 2025-26 under all possible management measures, the ten individual QSAs with the largest share of canary rockfish are expected to receive an average of 60 percent less quota in 2025 under Option 1 Status Quo and 68 percent less under Option 3 (the most restrictive option), compared to 2023 (Table 37). Compared to the status quo allocation scheme, those same ten accounts would receive, on average, 1,512 lbs. less under Option 2 and 3,792 lbs. less under Option 3. With such substantial QP allocation reductions, demand for QPs could increase, thereby increasing the price of QPs as well as the amount of trading of QPs in order to cover incidental catch events.

Table 37. Canary rockfish quota pounds (QP) that would be allocated in 2025 to the single quota share (QS) accounts with the largest and smallest 2023 QS percentage, as well as 2025 QP allocations based on the averages of the largest 10 and smallest 10 QSA percentages. QP Allocations are shown across each of the trawl/non-trawl allocation options, and the status quo at-sea set-aside of 36 mt is assumed in all cases. Source: <u>NOAA IFO Quota</u> <u>Share Account Balance Data</u>

|   | Account with<br>Single Largest<br>2023 QS<br>Percentage | Avg. of Largest<br>Ten 2023 QS<br>Percentage<br>Accounts | Avg. of Smallest<br>Ten 2023 Non-<br>Zero QS<br>Percentage<br>Accounts | Account with<br>Single Smallest<br>2023 Non-Zero<br>QS Percentage |
|---|---|--|--|---|
| 2023 QS Percent   | 4.9%  | 2.7%   | 0.2%   | 0.001%  |
| 2023 QP Allocated (lbs.)                                | 90,805  | 49,805   | 2,947  | 21.0  |
| Trawl/Non-Trawl Option                                  | Q   | P (lbs.) Allocated                                       | in 2025 per Accou  | int   |
| Option 1 Status Quo                                     | 35,908  | 19,786   | 1,466  | 7.3   |
| Option 2  | 33,164  | 18,274   | 1,354  | 0.0   |
| Option 3  | 29,026  | 15,994   | 1,185  | 0.0   |
| Difference between largest<br>and smallest QP allocated | 6,882   | 3,792  | 281  | 7   |

After IFQ allocations increased 22-fold in 2017, the weighted average of canary rockfish QP prices dropped from \$1.14-\$3.09 prior to 2017 down to less than \$0.70 in 2018, 2019, and 2022 (Table 38). There was not enough data to provide a weighted average in 2017, 2020, 2021, or 2023. Only three trades of canary rockfish QP were made in 2022, while IFQ mortality was at its second highest that year, second only to the following year. It is likely that allocation reductions in 2025-26 will drive canary rockfish QP prices back up, but whether they will reach up to \$3 per pound, as was the case prior to 2017, is difficult to predict. The 2025-26 allocations will still be several hundreds of metric tons higher than the pre-2017 IFQ allocations. Higher QP prices result in higher costs for individual vessels to cover their incidental catch of canary rockfish, which drives down net profits. Trades of canary rockfish QP are also likely to increase in 2025-26 compared to 2022 (3 trades), as vessels seek out additional QP to cover incidental catch.

| Table 38. | <b>Canary rockfish</b> | IFQ allocati | on, annual quota p | ound price, and | d total number of | f quota pound t | rades, |
|-----------|------------------------|--------------|--------------------|-----------------|-------------------|-----------------|--------|
| 2011-202  | 3. Source: <u>NOAA</u> | IFQ Quota    | Pound Price Data   |                 |                   |                 |        |

| Year | Canary Rockfish IFQ<br>Allocation (mt) | Canary Rockfish QP<br>Price (\$USD) | Total Number of<br>Canary Rockfish QP<br>Trades |
|------|--|-------------------------------------|---|
| 2011 | 25.9                                   | \$1.21                              | 4   |
| 2012 | 26.2                                   | \$1.49                              | 15  |
| 2013 | 39.9                                   | \$3.09                              | 12  |
| 2014 | 41.1                                   | \$2.12                              | 17  |
| 2015 | 43.2                                   | \$1.14                              | 29  |
| 2016 | 44.5                                   | \$1.35                              | 17  |

| Year | Canary Rockfish IFQ<br>Allocation (mt) | Canary Rockfish QP<br>Price (\$USD) | Total Number of<br>Canary Rockfish QP<br>Trades |
|------|--|-------------------------------------|---|
| 2017 | 1,014.1                                | \$0.67                              | 14  |
| 2018 | 1,014.1                                | Not enor                            | ugh data  |
| 2019 | 953.6                                  | \$0.30                              | 12  |
| 2020 | 894.3                                  | Not enor                            | ugh data  |
| 2021 | 881.0                                  | Not enor                            | ugh data  |
| 2022 | 858.6                                  | \$0.66                              | 3   |
| 2023 | 842.5                                  | Not enor                            | ugh data  |

If vessels are unable to acquire canary rockfish QP to cover bycatch due to the high cost and demand of QPs in the market, their ability to harvest their target species may be limited. Based on the following analysis, it seems likely that midwater trawl vessels (i.e., shoreside whiting and midwater rockfish fisheries) will be impacted by canary rockfish allocation reductions more than bottom trawl vessels in the IFQ fishery. It may be easier for bottom trawl vessels to avoid canary rockfish when low QP availability necessitates it, compared to midwater trawl vessels. However, canary rockfish are still marketable in the IFQ fishery. Bottom trawl landings of canary rockfish fetch a higher price per pound than midwater trawl landings, so even if bottom trawl vessels are able to avoid canary rockfish to maintain target species harvest, there would still be economic losses associated with the inability to catch and sell incidental canary rockfish. In 2023, the average price per pound of canary rockfish was \$0.46 in bottom trawl landings and \$0.28 in midwater trawl landings. In 2023, bottom trawl landings brought in \$167,258 in ex-vessel revenue.

While midwater rockfish attainment trends cannot be compared before and after 2017-the fishery first emerged around 2017-attainment trends in the shoreside whiting fishery indicate that lower canary rockfish allocations may limit the sector's ability to fully utilize their Pacific whiting allocation, especially when their whiting allocation is relatively high. With the exception of 2015 and 2016, the shoreside whiting fishery's Pacific whiting catch generally fluctuates in concert with the initial IFQ allocation of Pacific whiting, prior to tribal reapportionment (Table 38). However, initial allocation attainments were 52 percent in 2015 and 68 percent in 2016, record lows for the sector at a time when the Pacific whiting allocation was increasing from just over 700 mt in 2014 up to roughly 1,000 mt in 2017. It seems the sector was unable to take advantage of the Pacific whiting allocation increases until 2017, when Pacific whiting catch increased substantially alongside the canary rockfish allocation (Figure 3). It is worth noting that initial allocation attainments in the shoreside whiting fishery were 75 percent in 2022 and 63 percent in 2023. This means there are possibly other factors that could drive lower than full attainment in 2025-26 other than the canary rockfish allocation. Shoreside whiting industry members at the December 2023 Joint Technical Committee meeting of the hake treaty implementation process noted that Pacific whiting harvest in 2023 was unpredictable and variable in both time and space, making it challenging for them to attain their allocation.

Even so, with whiting allocations<sup>4</sup> continuing to be higher than those prior to 2017, reductions in the canary rockfish IFQ allocation could limit the shoreside whiting sector's ability to attain their initial whiting allocations in 2025-26. Compared to 2015 and 2016, shoreside whiting vessels were able to land twice as much Pacific whiting per week in 2017 and 2018 when they were not compelled to avoid bycatch of species with low allocations like canary rockfish. Bottom trawl vessels, on the other hand, were able to land relatively comparable amounts per week of one of their target species, petrale sole, before and after 2017. Bottom trawl attainment of the petrale sole IFQ allocation was 96 percent prior to 2017 alongside modest petrale sole allocation increases each year, indicating that bottom trawl vessels are likely able to maintain optimal harvest levels of petrale sole even under low canary rockfish allocations. Given the similarity in gear types used between the shoreside whiting and midwater rockfish fisheries, it is likely that midwater rockfish vessels will be impacted by canary rockfish allocation reductions to a similar degree as shoreside whiting vessels, or possibly to a greater degree given that canary rockfish is a co-occurring species with yellowtail and widow rockfishes.





Annual vessel limits (AVLs) are a management tool in the IFQ fishery that limit the amount of QPs a single vessel can have tied to its vessel account in a single year and are calculated as a percentage of the total IFQ allocation, with different percentages for each IFQ species ( $50 \text{ CFR} \frac{660.140(e)(4)(i)}{10}$ ). The current canary rockfish AVL is 10 percent of the IFQ allocation, which means that no vessel can have more than 10 percent of the canary rockfish allocation in its vessel account in a single year. With expected allocation reductions in 2025-26, the AVL would also

<sup>&</sup>lt;sup>4</sup> Pacific whiting allocations for all three sectors of the Pacific whiting fishery (Catcher-Processor, Mothership, and Shoreside) are determined on an annual basis after the Pacific whiting TAC is set through the U.S.-Canada treaty process.

decrease accordingly, which could limit individual vessels from catching the total amount of canary rockfish they have in recent years, in addition to QP availability limitations.

Expected 2025 AVLs under all trawl/non-trawl allocation options and at-sea set-aside options are shown in Table 39. Possible 2025 AVLs range from 59,039 to 76,566 lbs., with a difference of 17,527 lbs. between the highest and lowest. Figure 4 groups each of the top 30 vessels in the IFQ fishery that caught the most canary rockfish in 2023 into groups of three, based on 2023 canary rockfish catches. For example, Group 1 is made up of the top three IFQ vessels that caught the most canary rockfish in 2023. Within each group, catches are averaged across the three vessels. Only Group 1, which caught nearly twice as much canary rockfish as Group 2, would be unable to catch the amount of canary rockfish they did in 2023, across all nine possible 2025 AVLs. Out of the top nine catching vessels (i.e., Groups 1-3), four vessels are bottom trawl vessels and may be able to actively avoid canary rockfish with few impacts to their target species harvest.

Table 39. Canary rockfish AVLs (lbs.) in 2025 across the three trawl/non-trawl allocation options and three atsea set-aside options.

|                             | Trawl/Non-trawl Allocation Options        |                             |                             |  |  |  |  |
|-----------------------------|---|-----------------------------|-----------------------------|--|--|--|--|
| At-sea Set-aside Option     | Option 1<br>Status Quo<br>(72.3% / 27.7%) | Option 2<br>(67.3% / 32.7%) | Option 3<br>(59.8% / 40.2%) |  |  |  |  |
|                             | 2025 IFQ                                  | AVL for Canary Rock         | fish (lbs.)                 |  |  |  |  |
| Option 1 Status Quo (36 mt) | 73,105                                    | 67,439                      | 59,039                      |  |  |  |  |
| Option 2 (30 mt)            | 74,361                                    | 68,761                      | 60,632                      |  |  |  |  |
| Option 3 (20 mt)            | 76,566                                    | 70,966                      | 62,567                      |  |  |  |  |



Figure 4. 2023 vessel-level catch of canary rockfish north of 40° 10′ N. lat., averaged across 3 IFQ vessels within each Vessel Group, compared to the 2025 and 2026 AVLs under trawl/non-trawl allocation ("T/NT") Options 1 (SQ), 2, and 3 for and at-sea set-aside ("AS") Options 1 (SQ), 2, and 3. The top 30 IFQ vessels that caught the most canary rockfish were placed in the ten vessel groups, with Group 1 catching the most out of all IFQ vessels. Source: <u>NOAA Pacific Coast Groundfish IFQ Database Viewer</u>

### **Non-Trawl Fishery**

In addition to the trawl/non-trawl allocation, the Council can also choose to modify the informal sharing arrangement within the non-trawl allocation. There are two decision points for the Council to consider pertaining to the non-trawl allocation. The first is the decision about whether to reallocate commercial shares to the recreational sector and the second is how to partition the collective recreational share to the three states. Since restrictions on canary rockfish have been lifted, there has been more mortality in all non-trawl sectors (Figure 5).



Figure 5. Non-Trawl mortality since 2017 showing expansions in all sectors through 2022. Options represent trawl/ non-trawl allocation options. Source: GEMM

### **Commercial Non-Trawl Fishery**

It is important to note the distinction between how canary rockfish are utilized by the trawl and non-trawl sectors. Canary rockfish is largely incidentally caught in the trawl sector and QPs are used to cover incidental catch while targeting other species. Whereas in the non-trawl fisheries, there is a directed fishery targeting canary rockfish, which is projected to distribute a possible \$394,159 to 339 vessels in 2024 (Table 40). In 2016-2022, commercial non-trawl canary rockfish landings have increased by 37 percent, signifying an emerging market prior to any changes implemented in 2023 (Figure 6).

Prior to 2020, the nearshore sector made up the larger component of canary rockfish mortality, however since 2016 the non-nearshore component has been increasing and surpassed the nearshore sector mortality in 2021 for the first time since 2012. Non-nearshore mortality is expected to continue to increase when compared to the nearshore sector (peach vs. blue and green bars, Figure 6). After 2020, the majority of the landings were made in the non-nearshore fishery. Since 2012, there has been an increase in fixed gear fishery effort, and mortality of targeting canary rockfish.

However, these landings plateaued in 2022. There was a small decrease in fixed gear landings in 2023, the majority of which were in California (Figure 6). There was a large downturn in effort and landings in November and December 2023. The reason for this decrease is unclear, though it could have been due to the September 2023 inseason actions. These actions restricted opportunity in the fishery which could have resulted in corresponding decreases in mortality. Overall, 2022 and 2023 seem to be anomalous years for OA in California, with the expectation being that this fishery will be increasing from 2024 onwards.

Canary rockfish landings are expected to increase due to actions taken for 2023 and 2024 that concentrated effort in the non-nearshore fishery due to recent management changes at the coastwide level (Amendment 32) and the California level (i.e., closures/gear-specific trip limits related to mitigating quillback rockfish impacts, and from opening the CCA). It is anticipated that 2024 will be the highest year on record for mortality of canary rockfish from the nearshore and non-nearshore sectors combined (even with the inseason trip limit reductions in November 2023).



Figure 6. Canary rockfish mortality (mt) by sector of the commercial non-trawl allocation, 2011-2022. Source: GEMM

Increases in canary rockfish mortality is anticipated to extend to the 2025-26 biennium. Two model scenarios were used to attempt to quantify this concentrated effort: 1) a status quo trip limit scenario that does not account for effort shifts and 2) a scenario where the effort was increased by 20 percent and additional pounds were added to those vessels that had greater than 10 pounds per trip period (Table 40). The 20 percent increase used in the model was a conservative approach and does not imply that growth could not exceed 20 percent. Both models also account for trip limit reductions (LEFGN -25 percent, LEFGS -12.5 percent, OAN -50 percent, OAS -25 percent) that were taken in November 2023 for the 2024 year as a precautionary measure to account for the potential effort expansion. There is an estimated loss in ex vessel revenue associated with the November 2023 action to each vessel in 2024 and beyond: LEFGN - \$6,761, LEFGS - \$7,992, OAN -\$13,929, OAS - \$11,281.

The standard GMT trip limit model, which does not account for any new entrants into the fishery, projected a value of 31.9 mt, and this projection falls below all of the allocation options outlined

below (Table 40 and Table 41). However, this value does not represent any of the concentrated effort with either Amendment 32 or actions off of California. The second model which accounts for increased effort (due to participants coming into the fishery as other closures and restrictions in California happen, as well as Amendment 32) projected a value of 63.3 mt (Table 40).

The first decision that would change the commercial non-trawl allocation is the trawl/non-trawl allocation. In the following paragraph impacts will be between the trawl/non-trawl allocations under the status quo commercial/recreational allocation (50.7 mt or \$287,517 in projected Ex vessel revenue under both status quo options

Table 42. This status quo option is below the projected 63.3 mt and would likely result in further restrictions to the commercial non-trawl fleet, which has taken proactive measures to decrease mortality starting in January 2024. The Option 2 trawl/non-trawl allocation scheme would provide 59.8 mt to the commercial sector, which is likely to allow for fewer restrictions throughout the year, and is an increase from status quo for both allocation decisions of 9.1 mt and a potential gain of \$51,606 in ex-vessel revenue. The Option 3 trawl/non-trawl allocation scheme would result in 73.5 mt being allocated to the commercial sector and a potential gain of \$129,297 in ex-vessel revenue. However, as stated above, the magnitude of potential effort concentration and shift into the midwater shelf fishery cannot be quantified at this time.

The second decision point is based on commercial/recreational shares of the non-trawl allocation, all comparisons in this paragraph will be under Option 2 therefore will be compared to 43.6 mt. The Option 2 trawl/non-trawl allocation scheme would provide 51.5 mt to the commercial sector and is an increase from of 7.9 mt and a potential gain of \$44,800 in ex-vessel revenue. However, the second decision point change between commercial/recreational results in a potential 8.3 mt decrease in commercial and a corresponding \$47,069 of potential lost revenue. The Option 3 trawl/non-trawl allocation scheme would provide 63.3 mt to the commercial sector, which might cover some of the increase in effort and is an increase from of 19.7 mt and a potential gain of \$111,718 in ex-vessel revenue. The decision point change between commercial/recreational results in a potential lost revenue.

Applying Option 2 of the commercial/recreational sharing arrangement to either Option 1 or Option 2 of the trawl/non-trawl allocation options would further restrict the commercial non-trawl sectors where concentrated effort in this midwater shelf fishery is expected to occur as a result of the management actions taken in 2023 and 2024. However, as previously stated, the Option 2 trawl/non-trawl allocation scheme would increase the commercial non-trawl share from status quo for both allocation decisions, but Option 2 of the commercial/recreational share would still likely require additional restrictions, and effectively the allocation would be the same (a difference of <1 mt). Unless Option 3 is chosen for the trawl/non-trawl allocation, it is likely that additional reductions to trip limits will need to be implemented inseason.

Table 40. Canary rockfish trip limit projection comparison, modeled with and without the effort concentration described in the background section above. LEFG and OA individual vessel landings per period were scaled up and participation was modeled to increase by 20 percent.

| Trip Limit<br>Area                | Sector | Trip Limit<br>Projection<br>(mt) | Projected<br>Ex-vessel<br>Revenue | Number of<br>Vessels | Increased<br>Effort Trip<br>Limit<br>Projection (mt) | Projected<br>Ex-vessel<br>Revenue | Projected<br>Number of<br>Vessels |
|-----------------------------------|--------|----------------------------------|-----------------------------------|----------------------|--|-----------------------------------|-----------------------------------|
|                                   | LEFG   | 4.9                              | \$12,204                          | 26                   | 6.3  | \$17,863                          | 33                                |
| North of $40^{\circ}$ 10' N. lat. | OA     | 11.2                             | \$57,357                          | 126                  | 25.3   | \$131,372                         | 151                               |
| G 1 6400                          | LEFG   | 3.7                              | \$21,608                          | 15                   | 5.8  | \$41,021                          | 85                                |
| South of 40°<br>10' N. lat.       | OA     | 12.1                             | \$100,164                         | 114                  | 25.9   | \$203,903                         | 137                               |
|                                   | Total  | 31.9                             | \$191,334                         | 281                  | 63.3   | \$394,159                         | 339                               |

Under Option 1 (status quo), 36 percent non-trawl allocation, both Option 1 and Option 2 trawl/non-trawl allocation options would set the commercial non-trawl allocation under the projected value, indicating even further reductions in trip limits will have to take place (Table 41). Trip limit reductions could result in regulatory discarding when participants are targeting other midwater stocks (e.g., yellowtail rockfish, bocaccio rockfish). Trawl/non-trawl Option 3 is the only option that would potentially account for the effort concentration described above and also provide relief to the recreational sector. The difference between the non-trawl commercial sharing options shown in Table 41 would be from 7 mt to 10.2 mt to be shared among the three states, which represents a potential loss in ex-vessel revenue of between \$42,000 and almost \$60,000 if the commercial non-trawl sector fully attained their allocation.

If canary rockfish allocation structures are changed, additional trip limits may need to be analyzed. However, as previously mentioned, the magnitude of the change in effort is hard to predict, and therefore, a more appropriate route might be inseason action once the effects of these actions can be monitored.

Table 41. Comparison between commercial non-trawl Option 1 SQ (36 percent of the non-trawl allocation) and Option 2 (31 percent of the non-trawl allocation) across the various trawl/non-trawl allocations (Option 1 Status Quo, Option 2-5 percent, and Option 3-12.5 percent).

| Non-turned Commencial Showing                          | Trawl/No               | on-trawl Allocation | Allocation Options |  |  |
|--|------------------------|---------------------|--------------------|--|--|
| Options  | Option 1 Status<br>Quo | Option 2 - 5%       | Option 3 - 12.5%   |  |  |
| Trawl %  | 72.3%                  | 67.3%               | 59.8%              |  |  |
| Trawl Allocation                                       | 367.3                  | 341.9               | 303.8              |  |  |
| Difference from SQ                                     | -                      | -25.4               | -63.5              |  |  |
| Non-Trawl %  | 27.7%                  | 32.7%               | 40.2%              |  |  |
| Non-Trawl Allocation                                   | 140.7                  | 166.1               | 204.2              |  |  |
| Non-nearshore +<br>Nearshore Option 1 Status Quo (36%) | 50.7                   | 59.8                | 73.5               |  |  |
| Non-nearshore +<br>Nearshore Option 2 (31%)            | 43.6                   | 51.5                | 63.3               |  |  |
| Difference from SQ                                     | -7.0                   | -8.3                | -10.2              |  |  |
| Potential loss in ex-vessel revenue                    | \$42,029               | \$47,069            | \$59,752           |  |  |

Table 42. Potential ex-vessel revenue associated with the various trawl/non-trawl allocation options as well as the commercial sharing options. Bold values indicate the potential ex-vessel revenue that would be an increase from the status quo options. <u>The red highlight</u> indicates a potential ex-vessel revenue that would incur a loss for the status quo options. Although it should be noted that the Option 2 x Option 2 value and the status quo x status quo value have a difference of less than 1 mt which is effectively the same allocation.

|  | Trawl/Non-trawl Allocation Options |               |                  |  |  |
|--|------------------------------------|---------------|------------------|--|--|
| Non-trawl Commercial Sharing Options                   | Option 1 Status Quo                | Option 2 - 5% | Option 3 - 12.5% |  |  |
| Non-nearshore +<br>Nearshore Option 1 Status Quo (36%) | \$287,517                          | \$339,123     | \$416,814        |  |  |
| Non-nearshore +<br>Nearshore Option 2 (31%)            | \$247,253                          | \$292,053     | \$358,970        |  |  |

### **Recreational Fisheries**

The non-trawl sector allocation is divided into sector-specific shares among the non-trawl commercial fisheries and between the states' recreational fisheries. Action is not required if a sector-specific share is expected to be or is exceeded; however, each state manages their recreational fishery to the sector-specific state shares and coordinates to collectively keep total non-trawl mortality within the total non-trawl allocation. There are two options in the range to

determine how each state recreational share receives the remainder of the non-trawl allocation (i.e., the collective recreational share) after allocating either 31 or 36 percent to the commercial non-trawl sector. Option 1 (SQ) would apply proportions of the collective recreational share that are based on status quo (2023-24) proportions. Option 2 would apply proportions based on each state's highest three years of mortality (Table 43). The three highest years for each state was chosen to reflect the highest potential fishing capacity of each state's recreational fishery as a whole when unrestricted, as each state eased up fishing restrictions in response to a higher canary HG on different timelines and to different degrees.

Table 43. Recreational canary rockfish mortality estimates from the highest three years of catch since 2017 for each state recreational sector, which are used to calculate the recreational share Option 2 proportions applied to the collective recreational share. Source: 2011-2022 recreational mortality estimates are from the GEMM, and 2023 mortality is derived from each state's own final season estimates.

| State Rec.<br>Sector | Highest 3 Year<br>(mt) | s of Canary Roc<br>- Year in Parent | kfish Mortality<br>heses | Average Mortality<br>from Highest 3<br>Years (mt) | Proportion of Total<br>Averaged<br>Mortality a/ |
|----------------------|------------------------|-------------------------------------|--------------------------|---|---|
| WA                   | 39 (2021)              | 37 (2022)                           | 25 (2023)                | 34  | 20.2%   |
| OR                   | 61 (2020)              | 56 (2022)                           | 57 (2023)                | 58  | 34.4%   |
| CA                   | 83 (2017)              | 71 (2019)                           | 74 (2023)                | 76  | 45.4%   |
|                      |                        |                                     | Total                    | 168   |   |

a/ This proportion would then be applied to the remaining 64 or 69 percent of the non-trawl allocation, after allocating 36 or 31 percent, respectively, to the commercial non-trawl sector.

Table 44 shows the range of possible shares each state recreational fishery could receive in 2025 across all trawl/non-trawl allocation, commercial/recreational, and within recreational shares options. There are 12 possible shares in the range for each state, ranging from 17.3 to 28.5 mt for Washington recreational, 26.0 to 48.5 mt for Oregon recreational, and 46.7 to 64.0 mt for California recreational.

Table 44. With a Fishery HG of 508 metric tons of canary rockfish available for harvest in 2025, this table provides the amount of quota each state's recreational fishery will be allocated depending on the option selected.

| Trawl / Non-<br>Trawl  | Commercial /<br>Recreational | Recreational<br>State Shares | Washington         | Oregon             | California         |
|--|------------------------------|------------------------------|--------------------|--------------------|--------------------|
|  | Status Quo:<br>Option 1      | Status Quo:<br>Option 1      | 17.3 mt<br>(19.2%) | 26.0 mt<br>(28.9%) | 46.7 mt<br>(51.9%) |
| Status Quo:<br>Option 1<br>(72.3% Trawl,<br>27.7% Non-<br>Trawl) | (36% Comm,<br>64% Rec)       | Option 2                     | 18.2 mt<br>(20.2%) | 31.0 mt<br>(34.4%) | 40.9 mt<br>(45.4%) |
|  | Option 2                     | Status Quo:<br>Option 1      | 18.6 mt<br>(19.2%) | 28.1 mt<br>(28.9%) | 50.4 mt<br>(51.9%) |
|  | (31% Comm,<br>69% Rec)       | Option 2                     | 19.6 mt<br>(20.2%) | 33.4 mt<br>(34.4%) | 44.1 mt<br>(45.4%) |

| Trawl / Non-<br>Trawl                 | Commercial /<br>Recreational | Recreational<br>State Shares | Washington         | Oregon             | California         |
|---------------------------------------|------------------------------|------------------------------|--------------------|--------------------|--------------------|
|                                       | Status Quo:<br>Option 1      | Status Quo:<br>Option 1      | 20.4 mt<br>(19.2%) | 30.7 mt<br>28.9%)  | 55.2 mt<br>(51.9%) |
| Option 2<br>(67.3% Trawl,             | (36% Comm,<br>64 Rec)        | Option 2                     | 21.5 mt<br>(20.2%) | 36.6 mt<br>(34.4%) | 48.3 mt<br>(45.4%) |
| 32.7% Non-<br>Trawl)                  | Option 2                     | Status Quo:<br>Option 1      | 22.0 mt<br>(19.2%) | 33.1 mt<br>28.9%)  | 59.5 mt<br>(51.9%) |
|                                       | (31% Comm,<br>69% Rec)       | Option 2                     | 23.2 mt<br>(20.2%) | 39.4 mt<br>(34.4%) | 52.0 mt<br>(45.4%) |
|                                       | Status Quo:<br>Option 1      | Status Quo:<br>Option 1      | 25.1 mt<br>(19.2%) | 37.8 mt<br>28.9%)  | 67.8 mt<br>(51.9%) |
| Option 3                              | (36% Comm,<br>64% Rec)       | Option 2                     | 26.1 mt<br>(20.2%) | 45.0 mt<br>(34.4%) | 59.3 mt<br>(45.4%) |
| (59.8% Trawl,<br>40.2% Non-<br>Trawl) | Option 2                     | Status Quo:<br>Option 1      | 27.1 mt<br>(19.2%) | 40.7 mt<br>28.9%)  | 73.1 mt<br>(51.9%) |
|                                       | (31% Comm,<br>69% Rec)       | Option 2                     | 28.5 mt<br>(20.2%) | 48.5 mt<br>(34.4%) | 64.0 mt<br>(45.4%) |

### Washington Recreational

Recreational fisheries in Washington are primarily constrained by yelloweye rockfish although in recent years closer attention to catch of nearshore species (e.g., black rockfish, copper rockfish, quillback rockfish) has become necessary to ensure catch does not exceed HGs. Because preliminary 2025-2026 expectations for canary rockfish harvest limits reduce the Washington canary recreational HG by 58 percent or from 41 to 17 mt (rounded) compared to the previous biennium, canary rockfish will also need to be considered when structuring the recreational fishery.

Fishery utilization of Washington's recreational canary rockfish HG reflects the precautionary approach to ease restrictions and the growing dependence on this species. Prior to 2021, the recreational fishery average catch did not exceed 30% utilization because regulations limited access. In contrast, the fishery achieved 92% in 2021, 88% in 2022 and 62% in 2023 of the HG when canary rockfish specific sub-bag daily limits were no longer in effect and following the opening of two YRCAs (Table 45). As restrictions progressively eased, not only did anglers enjoy opportunity to retain canary rockfish generally and especially in the lingcod deepwater fishery and the Pacific halibut fishery but pressure on nearshore stocks eased. In 2023 black rockfish accounted for 54% of total recreational rockfish mortality compared to 74% in 2019. However, reduced canary rockfish opportunity in the upcoming biennium may moderate or reverse this trend if new management measures direct angler effort back to black rockfish which concurrently will see HGs in 2025 and 2026 (226 and 223 mt, respectively) decrease 16-18 percent compared to the 2024 HG (271 mt).

Management measures will be needed to reduce canary encounters and retention or ensure the Washington HG is not exceeded under the allocation options. Management measures such as bag limits, depth restrictions, and area closures have been effective tools for minimizing encounters and keeping catch within state specific harvest guidelines (HG). Affected fisheries include the bottomfish fishery, both the deepwater lingcod fishery and nearshore fishery which account for approximately 60 percent of canary rockfish catch and the halibut fishery which accounts for about 30 percent annually.

Table 45. Washington recreational canary rockfish harvest guidelines (HGs), total mortality (mt), harvest guideline attainment and daily canary rockfish bag limits, 2017 - 2026.

|                            | 2017            | 2018                                    | 2019      | <b>2020</b> <sup>a/</sup> | <b>2021</b> <sup>b/</sup> | 2022      | 2023      | 2024   | 2025 | 2026 |
|----------------------------|-----------------|---|-----------|---------------------------|---------------------------|-----------|-----------|--------|------|------|
| WA Rec. HG                 | 50.0            | 50.0                                    | 47.0      | 44.0                      | 43.0                      | 42.0      | 41.0      | 40.8   | 17.1 | 17.2 |
| WA Rec. Total<br>Mortality | 5.0             | 4.5                                     | 13.7      | 7.8                       | 39.5                      | 37.1      | 25.5      | 31.3°/ |      |      |
| Percent HG<br>utilization  | 10%             | 9%                                      | 29%       | 18%                       | 92%                       | 88%       | 62%       | 76%    |      |      |
| Daily limit                | 1 <sup>d/</sup> | 2                                       | No s      | ublimit;                  | subject to                | o 7 rockf | ish daily | limit  |      |      |
| Depth Restriction          |                 |   |           |                           |                           |           |           |        |      |      |
| Marine Area 1              |                 |   | Deep      | water lin                 | gcod clo                  | sure d/   |           |        |      |      |
| Marina Araa 2              |                 | YRCAs                                   | closed f/ |                           |                           | YRCA      | s open    |        |      |      |
| Marine Area 2              |                 | Deepwater lingcod closure <sup>d/</sup> |           |                           |                           |           |           |        |      |      |
| Marine Area 3<br>and 4     |                 |   | C-5       | Shaped Y                  | RCA clo                   | osed      |           |        |      |      |

a/ North coast (Marine areas 3 and 4) ports at La Push and Neah Bay were closed entirely in 2020.

b/ La Push opened to the public July 19, 2021; Neah Bay remained closed.

c/ Projected estimate.

d/Canary rockfish were only added to the daily bag limit for Marine areas 1 and 2 (Columbia River and south coast, respectively).

e/Specific provisions varied across years modifying period in effect and species retention.

f/South Coast YRCA and Westport Offshore YRCA

#### **Oregon Recreational**

The recreational bottomfish fishery off Oregon is structured around the most commonly caught species (i.e., black rockfish and lingcod), prohibited species (i.e., yelloweye rockfish and quillback rockfish), and species that annually approach harvest guidelines (i.e., nearshore rockfish and cabezon). For the 2025-2026 biennium, canary rockfish will be added to the list of species that will influence bag limits, sub-bag limits and potentially depth restrictions, as the expected HG will be reduced by more than half from the previous biennium. Attainment levels have increased since 2017 and have exceeded 90 percent attainment in 2020 and 2023 (Table 46).

Table 46. The Oregon recreational fishery total mortality (mt), harvest guideline (mt) and percent attainment of canary rockfish 2017-2024. Projections are included for 2024. Proposed harvest guidelines are included for 2025-2026. Sources: GEMM (2017-2022), RecFIN (2023) and MORG (2024).

|                                       | <b>2017</b> <sup>a/</sup> | 2018 <sup>b/</sup>           | 2019 | 2020 <sup>c/</sup> | <b>2021</b> <sup>d/</sup> | 2022 <sup>e/</sup> | 2023 <sup>f/</sup> | <b>2024</b> <sup>g/</sup> | 2025 | 2026 |
|---------------------------------------|---------------------------|------------------------------|------|--------------------|---------------------------|--------------------|--------------------|---------------------------|------|------|
| OR Rec. HG                            | 75.0                      | 75.0                         | 70.9 | 66.7               | 65.0                      | 63.4               | 62.3               | 62.9                      | 26.0 | 26.1 |
| OR Rec. Total<br>Mortality            | 28.2                      | 43.6                         | 38.7 | 60.6               | 39.9                      | 55.7               | 56.9               | 62.2                      |      |      |
| Percent HG<br>Utilization             | 38%                       | 58%                          | 55%  | 91%                | 61%                       | 88%                | 91%                | 99%                       |      |      |
| Depth restriction h/                  | Apr                       | Apr - Sep May -<br>Sep Jun - |      | Aug                | Jul -<br>Aug              | N                  | A                  |                           |      |      |
| Marine bag limit <sup>i/</sup>        | 7                         |                              | 5    |                    | 6                         |                    | 5                  |                           |      |      |
| longleader bag<br>limit <sup>j/</sup> | 10                        |                              |      | 10                 |                           |                    | 15                 | 12                        |      |      |

a/ Rockfish closed to fishing September 18, 2017. Offshore rockfish allowed with longleader gear October 1, 2017.

b/ Daily bag limit reduced to four July 1 through September 18 for 2018. First full year of the new longleader fishery.c/ Daily bag limit increased to seven July 1 through December 31 for 2020.

d/ Daily bag limit reduced to five May 10 through September 18 for 2021.

e/ Daily bag limit reduced to four September 6 through December 31 for 2022.

f/ Longleader bag limit reduced to 10 January 1 through February 28 and again September 5 through December 31 for 2023.

g/ Projections for 2024 based on MORG.

h/ Season depth restriction set at 30-fathoms for 2017-2018 and at 40-fathoms 2019-2022. Depth restriction removed in 2023.

i/ Marine bag limit includes all groundfish species other than lingcod, salmon, steelhead, Pacific halibut, flatfish, surfperch, sturgeon, striped bass, pelagic tuna and mackerel species, and bait fish such as herring, anchovy, sardine, and smelt; of which no more than one may be cabezon.

j/ Longleader fishing must take place seaward of the 40-fathom regulatory line with the following rockfish allowed for retention: blue, bocaccio, canary, chilipepper, deacon, greenstriped, redstripe, silvergray, widow, and yellowtail rockfishes.

Given the lower anticipated HG, a sub-bag limit will be necessary to reduce canary rockfish impacts from the Oregon recreational fishery. Sub-bag limits will likely start at a five-fish bag limit, though a smaller sub-bag limit, and/or no retention, may be a necessary inseason action. Canary rockfish are caught both in the longleader fishery (inception 2018) and the traditional bottomfish fishery, they are also encountered and harvested during other recreational fishing such as halibut and salmon fishing impacting more than just bottomfish anglers.

During the 2025-2026 biennium, the HG of black rockfish will also be reduced for Oregon recreational anglers. The lower HG will limit nearshore fishing opportunities for Oregon recreational anglers, potentially increasing angler participation in the longleader fishery. With both canary rockfish (offshore) and black rockfish (nearshore) HGs reduced, depth restrictions might not be an option for management as this would only put more pressure on the other resource.

#### **California Recreational**

For the 2025-26 biennium, the canary rockfish ACL will see a 55.5 percent decrease due to updated stock assessment results. The status quo California recreational HG for 2025 and 2026 is 46.7 mt and 46.9 mt, respectively. California recreational catch of canary rockfish catch in 2023 is estimated at 73.7 mt (Table 47). While there are significant changes occurring to California fishing season structures, related primarily to quillback rockfish, it is reasonable to assume that under the status quo canary rockfish allocation structure, California recreational canary rockfish catches in 2025 and 2026 would be similar to those of 2023, resulting in the California recreational HG being exceeded by roughly 32.3 mt.

2025-26 recreational seasons off California are still being developed. In the final alternative that is adopted, it is anticipated that seasons will be different from 2023. The main difference being opportunity offered only shoreward of the 20 fm RCA line (state waters only) and fisheries operating seaward of the 50 fm RCA line. It is unknown at the writing of this document what impact these new season structures will have on canary rockfish catch and effort. However, it is reasonable that eliminating fishing between the 20 to 50 fm depths will have an impact on canary rockfish catch and effort as the fishery typically operated less than 50 fathoms but still saw abundant canary catch. Significant changes to season structures are difficult to model. It is unknown if this change in season structure will lower overall effort or simply shift existing effort to the shelf where canary rockfish are one of the primary targets. If season structure alone will not keep California canary rockfish under the California recreational HG, then additional management measures such as bag or sub-bag limit reductions will need to be considered.

Table 47. California recreational canary rockfish harvest guideline (HG), total mortality, harvest guideline attainment and daily canary rockfish bag limits.

|                               | 2017  | 2018    | 2019               | 2020  | <b>2021</b> <sup>b/</sup> | 2022                         | 2023             |
|-------------------------------|-------|---------|--------------------|-------|---------------------------|------------------------------|------------------|
| CA Rec. HG                    | 135   | 135     | 127.3              | 119.7 | 116.75                    | 113.89                       | 111.7            |
| CA Rec.<br>Total<br>Mortality | 83.44 | 61.8    | 71.4               | 56.4  | 69.6                      | 62.6                         | 73.7             |
| Percent HG<br>utilization     | 62%   | 46%     | 56%                | 47%   | 60%                       | 55%                          | 67%              |
| Daily limit                   | 1     | 1->2 a/ | 2->3 <sup>b/</sup> | 3     | No sub<br>Ro              | limit; subje<br>CG daily lir | ect to 10<br>nit |

a/ Canary sub-bag limit was increased from 1 to 2 fish via inseason change effective April 14, 2018. b/ Inseason changes effective June 1, 2019, increased canary sub-bag limit from 2 to 3 fish (statewide)

## 2.7 Widow Rockfish

### 2.7.1 Background

At the November 2023 Council meeting (<u>Agenda Item E.7.a, Supplemental GMT Report 3</u>), the GMT identified that the 2025-26 trawl allocations are expected to be lower than that sector's mortality in recent years (Table 48). Widow rockfish was last assessed in 2019 with the assessment estimating the population well above the biomass target, resulting in high OFLs and ACLs that slowly decrease over time as the population size declines toward the target biomass (<u>Adams et al., 2019</u>). In 2023, a catch-only projection was conducted to account for realized catches from 2019 to 2022, resulting in updated ACLs for 2025-26 (<u>Agenda Item G.2, Attachment 14, September 2023</u>). Though the catch-only projection increased the 2025-26 ACLs relative to the previous projections from the 2019 assessment, the ACLs continue to decline given the relatively high attainment of widow rockfish and the consequent slowly decreasing biomass over time. The fishery HG for widow rockfish is currently split between the trawl and non-trawl sectors with the non-trawl sector.

The status quo fixed amount of 400 mt for the non-trawl sector was adopted as part of the 2021-22 Harvest Specifications and Management Measures package, moving the non-trawl sector allocation from 9 percent of the ACL to a lower fixed amount. The 400 mt was intended to provide as much widow rockfish to the trawl sector as possible, where it is economically important, while accounting for potential growth in offshore midwater rockfish fisheries in the fixed gear and recreational sub-sectors of non-trawl (Agenda Item G.6.a, Supplemental GMT Report 1 April 2020). In 2020, the GMT recommended 300 mt, but the Council ultimately chose 400 mt due to uncertainty in this growth. At the time, the Council was considering providing all non-trawl fisheries greater access to the shelf, where widow rockfish occur, as part of the 2021-2022 biennium (e.g., higher trip limits and reduction of recreational depth restrictions). The Council was also considering future liberalizations such as the now-passed Non-Trawl RCA Modification package (Amendment 32). At the time, however, the trawl allocations were high enough to account for expected trawl mortality, whereas in 2025-26, trawl allocations are going to be lower than recent mortality.

Since 2016, the mortality of widow rockfish by the non-trawl sector has continued to be well below the current allocation of 400 mt, ranging between 4.9 and 38.5 mt. Given the high likelihood of over 90 percent attainment of the trawl allocation, the following options were analyzed:

### Trawl/Non-trawl Allocation

The following options were analyzed for the 2025-26 widow rockfish trawl/non-trawl allocations:

- **Option 1 Status Quo:** a fixed 400 mt of the fishery HG is allocated to the non-trawl sector and the remainder is allocated to trawl.
- **Option 2:** a fixed 300 mt of the fishery HG is allocated to the non-trawl sector and the remainder is allocated to trawl.
- **Option 3:** a fixed 200 mt of the fishery HG is allocated to the non-trawl sector and the remainder is allocated to trawl.

Table 48. Trawl/non-trawl allocations, mortality, and attainments for widow rockfish from 2011-2026. Status quo allocations are 400 mt to non-trawl and the remainder to trawl. GF = groundfish. Source: GEMM total mortality, PacFIN for 2023 landings data and 3 year-average of discard mortality from the GEMM. Washington recreational fishery sector estimates not included (see Chapter 6. Washington Recreational Fisheries).

|      |             |                    | Total                        |                          | Trawl                   |                   | Ν                        | on-Trawl                | a/                |
|------|-------------|--------------------|------------------------------|--------------------------|-------------------------|-------------------|--------------------------|-------------------------|-------------------|
| Year | ACL<br>(mt) | Fishery<br>HG (mt) | Directed<br>GF Mort.<br>(mt) | Sector<br>Alloc.<br>(mt) | Sector<br>Mort.<br>(mt) | Sector<br>attain. | Sector<br>Alloc.<br>(mt) | Sector<br>Mort.<br>(mt) | Sector<br>attain. |
| 2011 | 600         | 539                | 176                          | 491                      | 175                     | 36%               | 49                       | 1.9                     | 4%                |
| 2012 | 600         | 539                | 241                          | 491                      | 234                     | 48%               | 49                       | 6.5                     | 13%               |
| 2013 | 1,500       | 1,411              | 462                          | 1,284                    | 443                     | 34%               | 127                      | 19.5                    | 15%               |
| 2014 | 1,500       | 1,411              | 727                          | 1,284                    | 711                     | 55%               | 127                      | 16.4                    | 13%               |
| 2015 | 2,000       | 1,880              | 858                          | 1,711                    | 850                     | 50%               | 169                      | 7.7                     | 5%                |
| 2016 | 2,000       | 1,880              | 989                          | 1,711                    | 985                     | 58%               | 169                      | 3.8                     | 2%                |
| 2017 | 13,508      | 13,290             | 6,352                        | 12,094                   | 6,343                   | 52%               | 1,196                    | 9.5                     | 1%                |
| 2018 | 12,655      | 12,437             | 10,556                       | 11,318                   | 10,523                  | 93%               | 1,119                    | 33.3                    | 3%                |
| 2019 | 11,831      | 11,583             | 9,552                        | 10,540                   | 9,523                   | 90%               | 1,042                    | 29.2                    | 3%                |
| 2020 | 11,199      | 10,951             | 8,429                        | 9,965                    | 8,419                   | 84%               | 986                      | 11.5 <sup>b/</sup>      | 1%                |
| 2021 | 14,725      | 14,477             | 10,881                       | 14,077                   | 10,869                  | 77%               | 400                      | 11.7                    | 3%                |
| 2022 | 13,788      | 13,540             | 12,117                       | 13,140                   | 12,096                  | 92%               | 400                      | 20.9                    | 5%                |
| 2023 | 12,624      | 12,386             | 10,857                       | 11,510                   | 10,833                  | 94%               | 400                      | 24.8                    | 6%                |
| 2024 | 11,482      | 11,244             |                              | 10,844                   |                         |                   | 400                      |                         |                   |
| 2025 | 11,237      | 11,019             |                              | 10,619                   |                         |                   | 400                      |                         |                   |
| 2026 | 10,392      | 10,174             |                              | 9,774                    |                         |                   | 400                      |                         |                   |

a/ Non-Trawl allocation mortality estimates do not include Washington recreational mortality, because they are not recorded in the GEMM. This is because WDFW's recreational sampling estimates do not report widow rockfish at the species level.

b/ California Recreational Data from 2020 pulled from GEMM will be incomplete due to CRFS not producing estimates from April-June of that year. When CDFW has provided comprehensive mortality for that year they typically include the average proxy values for the April-June time period. 1.4 mt shown in the GEMM and an average proxy value of 1.7 mt was added to the GEMM value for a more accurate value or 3.1 mt for CA rec in 2020.

### 2.7.2 Impacts

### **Trawl Fishery**

The five-year average of widow rockfish mortality in the groundfish trawl fishery is 10,375 mt (2019-2023), which is slightly less than the 2025 allocation and slightly higher than the 2026 allocation (Table 1), indicating that the trawl sector will likely fully attain their allocation in the 2025-26 cycle. There is a 476 mt at-sea set-aside for widow rockfish that is deducted from the trawl allocation before allocating the remainder to the individual fishing quota (IFQ) fishery. There are not currently any alternative at-sea set-asides that have been proposed or analyzed for widow

rockfish. Because the at-sea set-aside is fixed, the trawl/non-trawl allocation options for widow rockfish would not impact that fishery. Therefore, the rest of the following analysis is specific to the Shorebased IFQ fishery (hereafter "IFQ").

Widow rockfish is an important target species in the midwater rockfish fishery, which is a portion of the Shorebased IFQ fishery (Chapter 3. At-Sea Whiting Set-Asides). The vast majority of widow rockfish mortality in the IFQ fishery is attributed to midwater rockfish vessels, which has comprised 24-28 vessels annually since 2017 (Figure 7). Of the 24-48 vessels in the midwater rockfish fishery, around 2-34 percent of their total annual revenue comes from widow rockfish landings, with a median in 2022 and 2023 of approximately 12 percent.



Figure 7.Widow rockfish mortality (mt) by sector of the IFQ fishery, 2011-2023, compared to the 2025 IFQ allocation under the Option 1 (SQ), Option 2, or Option 3 trawl/non-trawl allocation schemes.

After the at-sea set-aside deduction, the resulting IFQ allocations of widow rockfish in 2025 and 2026 are shown in Table 49. Average annual widow rockfish mortality in the IFQ fishery since 2021 has been 998 mt and 1,843 mt higher than the expected 2025 and 2026 IFQ allocations, respectively, under the status quo trawl/non-trawl allocation scheme. Increasing the trawl allocation, and thus the IFQ allocation, by 100 mt (Option 2) or 200 mt (Option 3) could lessen the extent of economic losses for midwater rockfish participants as a result of allocation reductions. If all 200 additional metric tons under Option 3 were utilized by the IFQ fishery, the total potential economic gains compared to Option 1 Status Quo equate to \$119,048 in ex-vessel revenue, based on the 2023 average price per pound of widow rockfish in the midwater rockfish and bottom trawl fisheries<sup>1</sup>. Under Option 2, the potential economic gains would be \$59,524.

70 percent of all IFQ quota share accounts (QSA) in 2023 owned some amount of widow rockfish quota shares (QS). Compared to 2023, individual QSA would be allocated anywhere from 34 to 124,547 lbs. less of widow rockfish in 2025 under the Option 1 Status Quo allocation scheme,

<sup>&</sup>lt;sup>1</sup> Shoreside hake was excluded, because widow rockfish is considered incidental catch in this fishery and therefore generally fetches a much lower price per pound than in the midwater rockfish and bottom trawl fisheries.

depending on how much quota share they own (Table 50). The ten QSAs with the largest percentage of allocation shares would be allocated an average of 84,624 lbs. less of widow rockfish per account in 2025 under Option 1 Status Quo, compared to 2023. That equates to an average loss in ex-vessel revenue of \$22,848 per account, assuming all of the allocated QPs were used to catch widow rockfish and not leased to other accounts. Option 2 would lessen those losses by approximately \$1,700 per account, and Option 3 would lessen them by approximately \$3,300 per account. These estimates in ex-vessel revenue losses do not account for the lost opportunity for continued economic growth in the next biennium, as the midwater rockfish fishery has steadily grown in overall landings since its emergence around 2017.

Table 49. 2025 and 2026 IFQ allocations in metric tons (mt) of widow rockfish under the two trawl/non-trawl allocation options.

|             |                           | 2025                    |                             |                           | Avg. Widow              |         |   |
|-------------|---------------------------|-------------------------|-----------------------------|---------------------------|-------------------------|---------|---|
|             | IFQ<br>Allocation<br>(mt) | Projected<br>Catch (mt) | Attain.                     | IFQ<br>Allocation<br>(mt) | Projected<br>Catch (mt) | Attain. | Rockfish<br>IFQ<br>Mortality<br>(mt), 2021-<br>2023 |
| Option 1 SQ | 10,143                    | 9,664.0                 | 95%                         | 9,298                     | 8,900.3                 | 96%     |   |
| Option 2    | 10,243                    | Not Mo                  | t Modeled 9,398 Not Modeled |                           | 11,141                  |         |   |
| Option 3    | 10,343                    | 9,844.7                 | 95%                         | 9,498                     | 9,081.1                 | 96%     |   |

Table 50. Widow rockfish quota pounds (QP) that would be allocated in 2025 to the single quota share (QS) accounts with the largest and smallest 2023 QS percentage, as well as 2025 QP allocations based on the averages of the largest 10 and smallest 10 QSA percentages. QP Allocations are shown across each of the trawl/non-trawl allocation and at-sea set-aside management options. Source: NOAA IFQ Quota Share Account Balance Data

|                                   | Account with<br>Single Largest<br>2023 QS<br>Percentage                    | Avg. of Largest<br>Ten 2023 QS<br>Percentage<br>Accounts | Avg. of Smallest<br>Ten 2023 Non-<br>Zero QS<br>Percentage<br>Accounts | Account with<br>Single Smallest<br>2023 Non-Zero<br>QS Percentage |  |  |  |
|-----------------------------------|--|--|--|---|--|--|--|
| 2023 QS Percent                   | 4.13%  | 2.80%  | 0.12%  | 0.001%  |  |  |  |
| 2023 QP Allocation (lbs.)         | 1,048,812  | 710,739  | 30,731   | 282   |  |  |  |
| Option 1 Status Quo QPs<br>(lbs.) | 924,265  | 626,115  | 26,834   | 248   |  |  |  |
| Option 2 QPs (lbs.)               | 933,378  | 632,288  | 27,098   | 251   |  |  |  |
| Option 3 QPs (lbs.)               | 942,490  | 638,461  | 27,363   | 253   |  |  |  |
| Increase in QPs Allocated P       | er Account Comp  | ared to Option 1   | Status Quo   |   |  |  |  |
| Option 2 (lbs.)                   | 9,112  | 6,173  | 265  | 2   |  |  |  |
| Option 3 (lbs.)                   | 18,225   | 12,346   | 529  | 5   |  |  |  |
| Avg. Loss in Ex-vessel Reven      | Avg. Loss in Ex-vessel Revenue Per Account Compared to 2023 (No Action) a/ |  |  |   |  |  |  |
| Option 1 Status Quo               | \$33,627.60  | \$22,848.42  | \$1,052.32   | \$9.06  |  |  |  |
| Option 2                          | \$31,167.27  | \$21,181.74  | \$980.89   | \$8.39  |  |  |  |
| Option 3                          | \$28,706.94  | \$19,515.07  | \$909.46   | \$7.73  |  |  |  |

a/ based on the 2023 average price per pound of widow rockfish in the midwater rockfish and bottom trawl fisheries (\$0.27). Shoreside hake was excluded, because widow rockfish is considered incidental catch in this fishery and therefore generally fetches a much lower price per pound than in the midwater rockfish and bottom trawl fisheries.

The IFQ fishery is managed with annual vessel limits (AVLs) that limit the amount of QPs that may be registered to a single vessel during the year and are calculated as a percent of the total IFQ allocation (50 CFR 660.140(e)(4)(i)). The widow rockfish AVL is 8.5 percent. Figure 8 compares the expected 2025 and 2026 widow rockfish AVLs to vessel-level 2023 widow rockfish catches, averaged across three vessels in each of ten groups, where Vessel Group 1 comprises the three vessels with the highest 2023 catch of widow rockfish. Under all three trawl/non-trawl allocation options, Vessel Group 1 (three vessels) would be unable to reach their 2023 catch levels under the 2025 AVL, and both Vessel Groups 1 and 2 (a total of six vessels) would be unable to reach their 2023 catch their 2023 catch levels under the 2026 AVL. The 2026 AVL would be about 158,000 lbs. lower than the 2025 AVL due to a lower IFQ allocation. Compared to the scale of the IFQ allocations in 2025-26, there is minimal difference in AVL impacts between the trawl/non-trawl allocation options.



Figure 8. 2023 vessel-level catch of widow rockfish north of 40° 10' N. lat., averaged across 3 IFQ vessels within each Vessel Group, compared to the 2025 and 2026 annual vessel limits AVLs under trawl/non-trawl allocation Options 1 (SQ), 2, and 3 for widow rockfish. The top 30 IFQ vessels that caught the most widow rockfish were placed in the ten vessel groups, with Group 1 catching the most out of all IFQ vessels.

### **Non-Trawl Fishery**

The U.S. West Coast commercial non-trawl fishery is made up of the nearshore sector and the nonnearshore sector that operate in different depths and under different federal and state regulations. Fishing in federal waters is managed by limited entry trip limits and open access trip limits. Since canary rockfish was declared rebuilt in 2015, there has been development of a mid-water shelf fishery that has been targeting yellowtail rockfish, widow rockfish, and canary rockfish. Although fishermen can target those species individually, they form the basis of the mid-water fishery. This fishery is mostly an OA fishery because it is being prosecuted with pole gear and the non-bottom contact hook-and-line gear ( $50 \ CFR \ 660.330(b)(3)$ ) within the Non-Trawl RCA. In general, the trajectory of all non-trawl fisheries mortality of widow rockfish has been increasing throughout time (Figure 3). There is also some expectation that LE vessels will enter into this fishery, especially given the restrictions in California based on quillback rockfish, however, at this time quantifying when and how many vessels will take advantage of this fishery is highly uncertain and cannot be modeled.

In 2023, there was a downturn in the OA fisheries which had been increasing since 2020 (red area; Figure 9). The majority of the landings happened in California, and there were less widow rockfish landings throughout the whole year in 2023, which seemed partly driven by two OA vessels that did not fish in 2023 and made up a large part of the landings prior to that. There was also a big downturn in November and December, possibly due to the inseason actions that took place at the September 2023 meeting. Overall, 2023 seems to be an anomalous year in OA in California, with the expectation being that this fishery will be increasing from 2024 on. Given that two vessels could have impacted the mortality in the OA sector a noticeable amount (from 2022-2023), there is more uncertainty now about what the concentration of effort will be and whether the 2020

decision to maintain 400 mt in the non-trawl sector to account for expansion would be realized in 2025-26.



Figure 9.Widow rockfish mortality (mt) by sector of the non-trawl allocation, 2011-2023; 2023 values represent total mortality values (estimated for commercial with the three-year average). Source: 2002-2022 GEMM, 2023 PacFIN; Washington widow rockfish total mortality (mt) values were derived by applying the proportion of unexpanded widow rockfish catch/total unexpanded unidentified catch to expanded Unidentified Fish, RecFIN.

The Council has increased the opportunity in the midwater shelf fishery with Council action during the 2023-24 harvest specifications cycle to allow for use of non-bottom contact hook-and-line gear (50 CFR 660.330(b)(3)) within the non-trawl RCA, and then again starting in January 1, 2024 with Amendment 32 allowing LEFG vessels to harvest to limited entry trip limits. Since these actions have just been taken, it is hard to quantify what the shift in effort will look like in Oregon. Additional action has been taken in California that will impact this fishery. Along with allowing retention within the non-trawl RCA, Amendment 32 reopened the Cowcod Conservation Areas (CCAs), which is an area where commercial widow rockfish occurred pre-CCAs. Reopening this area will provide additional fishing grounds in the next biennium and, given the actions taken to incentivize an offshore commercial fixed gear fishery off California, will increase non-nearshore opportunity.

Amendment 32 occurred simultaneously to Council inseason action for 2024 to reduce quillback rockfish mortality off of California which will concentrate effort on the self and opportunity is limited elsewhere (see Agenda Item E.9.a, Supplemental GMT Report 1, November 2023). With recent concentrated effort in the non-nearshore fishery due to recent management changes at the coastwide level (Amendment 32) and the California level (i.e., closures/gear-specific trip limits related to mitigating quillback rockfish impacts), it is anticipated that 2024 will be the highest year on record for landings of widow rockfish from the nearshore and non-nearshore sectors combined.

Although the non-trawl sector has not attained the 400 mt that was put in place as of 2021, the Council action (Amendment 32) and management measures that are being implemented in California waters to reduce impacts to quillback rockfish have concentrated effort in this non-trawl shelf sector. Given the lower canary rockfish trip limits that are likely going to be present, there is a higher likelihood that participants of the commercial non-trawl sector will increase attainment of widow rockfish over the next few years. This potential action could be viewed in the context of how the fisheries can develop into the future and not the immediate need. Therefore, any display of potential loss in ex-vessel revenue could be viewed as if the fishery developed to where 400 mt were being attained, and any loss was out of the commercial sector (which applies an average price per pound). Option 2 would move 100 mt from the non-trawl, and that potential loss of revenue for a future non-trawl fishery could be as high as \$492,894 if the average proportions of catch of the three commercial sectors and the price per lb. was similar in future years. Option 3 would move 200 mt from the non-trawl sector into the trawl sector, and that potential loss of revenue for a future non-trawl sector into the trawl sector, and that potential loss of revenue for a future non-trawl fishery could be as high as \$984,801 under the same assumptions (Table 51).

Table 51. Averages over the three commercial non-trawl sectors –limited entry (LE), open access (OA), the nearshore– are used to estimate the potential loss in ex-vessel revenue if 200 mt is moved from non-trawl to the trawl sector. Potential loss in ex-vessel revenue is assuming a time in the future where the non-trawl sectors would be attaining the 400 mt, it is also assuming all of the "loss" was felt by the commercial sectors.

|  | LE       | OA        | Nearshore |
|--|----------|-----------|-----------|
| Percent of commercial catch (avg 21-23)    | 7.68%    | 78.22%    | 14.10%    |
| Average price per lb. (21-23)              | \$1.96   | \$2.08    | \$3.25    |
| Option 2: 300 mt partitioned               | 23.04    | 234.66    | 42.3      |
| Option 2: Potential lost Ex-vessel revenue | \$33,185 | \$358,683 | \$101,025 |
| Option 3: 200 mt partitioned               | 15.36 mt | 156.44 mt | 28.2 mt   |
| Option 3: Potential lost Ex-vessel revenue | \$66,241 | \$716,838 | \$201,720 |

### **Recreational Fisheries**

## Washington Recreational Fishery

Species-specific estimates of widow rockfish mortality are not available for the Washington recreational fishery. The Washington Department of Fish and Wildlife (WDFW) Ocean Sampling Program (OSP) collects species information when intercepting anglers during dockside interviews. However, the catch estimation procedure combines some species including widow rockfish into a single Miscellaneous category, which is then expanded, renamed, and reported as Unidentified Fish in RecFIN. To evaluate catch and the relative importance of widow rockfish to the recreational fishery, the proportion of widow rockfish comprising the unexpanded estimate of Miscellaneous species was applied to Unidentified Fish total mortality.

Using this approach, Washington recreational widow rockfish catch was internally estimated to be 8 mt in 2022 and in 2023 (Table 52). These compare to an average catch of 4 mt from 2016 through 2021. This increase is likely due to relaxed depth restrictions implemented in 2021 that expanded deepwater fishing opportunities. Widow rockfish are not a primary target but caught incidentally by anglers fishing for lingcod and yellowtail.

Actions taken to address management needs of other species (e.g., canary rockfish) in the recreational fishery in 2025-2026 will likely impact widow rockfish encounters and retention in the recreational fishery as much or more than specific actions to address widow rockfish. If actions reduce deepwater fishing opportunity, widow rockfish retention could be expected to decrease, particularly if management measures include area closures. Actions that reduce rockfish daily sub-bag limits such as might be taken for canary rockfish may be less impactful to widow rockfish catch unless that spurs targeting widow rockfish.

| Year | Unidentified Fish mortality (mt) | Estimated Widow rockfish mortality (mt) |
|------|----------------------------------|---|
| 2016 | 4                                | 1                                       |
| 2017 | 10                               | 4                                       |
| 2018 | 15                               | 5                                       |
| 2019 | 15                               | 4                                       |
| 2020 | 12                               | 8                                       |
| 2021 | 7                                | 3                                       |
| 2022 | 25                               | 8                                       |

Table 52. Washington internal estimates of widow rockfish mortality (mt) in the Washington recreational fishery from 2016-2023. Source: WDFW OSP data and RecFIN.

### **Oregon Recreational Fishery**

25

2023

In Oregon, the development of the longleader fishery has led to increases in widow rockfish catch, with the highest catch happening in 2023 (8.2 mt, Figure 9, Table 53). Depending on how anglers respond to management action taken with canary rockfish and black rockfish, it is anticipated that the Oregon recreational sector will catch more widow rockfish into the future for two reasons; (1) lowering the bag limit for nearshore rockfish to minimize black rockfish impacts may cause more anglers to go offshore and fish with longleader gear and (2) if a sub-bag limit of canary rockfish is implemented, anglers will look to displace any lost canary rockfish with either yellowtail or widow rockfishes.

7

| Table 53. | Oregon | recreational | total mortali | ty (metric to | ns [mt]) | of widow | rockfish | from | 2014-2023. | (Source: |
|-----------|--------|--------------|---------------|---------------|----------|----------|----------|------|------------|----------|
| RecFIN)   |        |              |               |               |          |          |          |      |            |          |

| Year | Mortality<br>(mt) |
|------|-------------------|
| 2014 | 2.0               |
| 2015 | 2.3               |
| 2016 | 0.5               |
| 2017 | 1.7               |
| 2018 | 7.4               |
| 2019 | 5.3               |

| Year | Mortality<br>(mt) |
|------|-------------------|
| 2020 | 5.8               |
| 2021 | 3.5               |
| 2022 | 4.2               |
| 2023 | 8.2               |

### **California Recreational Fishery**

In the California recreational fisheries, the shift towards offshore only fishing (seaward of 50 fm) to reduce impacts to quillback rockfish may have driven an increase in recreational catch. Widow rockfish catch was 7.5 mt in 2022 and increased to 11.3 mt in 2023 (California Recreational Fishery Survey estimates Jan-Dec, Table 54). If the offshore-only recreational fisheries off California continue into the future, the expectation is for the recreational fishery to be similar or increasing widow rockfish catch.

| Table 54. | Widow rockf | sh mortality ir | California | recreational | fisheries fi | rom 2015 | through 2023. |
|-----------|-------------|-----------------|------------|--------------|--------------|----------|---------------|
|-----------|-------------|-----------------|------------|--------------|--------------|----------|---------------|

| Mortality (mt)     |
|--------------------|
| 4.7                |
| 2.0                |
| 5.4                |
| 23.4               |
| 22.0               |
| 3.1 <sup>a/</sup>  |
| 3.6                |
| 7.5                |
| 11.3 <sup>b/</sup> |
|                    |

a/ Data from 2020 pulled from RecFIN will be incomplete due to CRFS not producing estimates from April-June of that year. When CDFW has provided comprehensive mortality for that year they typically include the average proxy values for the April-June time period. 1.4 mt shown in RecFIN and an average proxy value of 1.7 mt was added to the RecFIN value for a more accurate value or 3.1 mt for CA rec in 2020.

b/ RecFIN does not include December 2023 CRFS estimates as of 2/15/2024. Dec 2023 CRFS estimate was added to the value currently in RecFIN.

### 2.8 Petrale Sole

Petrale sole ACLs are decreasing in 2025-26 by 32 percent and 36 percent, respectively, compared to 2023. Additionally, in 2026, petrale sole enters the precautionary zone (i.e., below the management target), which means the 25-5 rule is applied ( $\underline{FMP \ \$4.6.1}$ ). Petrale sole is a valuable target species in the groundfish trawl fishery with some incidental catch in the non-trawl fishery. It is subject to a biennial allocation of a fixed 30 mt to the non-trawl sector and the remainder of the fishery HG to the trawl sector (1,945.5 mt in 2025; 1829.5 mt in 2026). In 2023, the non-trawl sector exceeded the status quo 30 mt HG allocation (Table 55) by an estimated non- 0.2 mt.
The decrease in the 2025-26 ACLs relative to the current biennium (Table 55) are in response to the 2023 stock assessment of petrale sole (Taylor et al., 2023). The reduction in ACL translates to commensurate trawl/non-trawl allocation reductions. This change primarily impacts the Shorebased IFQ fishery, as the at-sea set-asides and non-trawl sectors are both allocated fixed amounts. The following sections analyze the impacts to the trawl and non-trawl sectors under status quo management measures, as well as possible factors driving the in recreational mortality in 2023. California recreational mortality saw the greatest change in mortality in 2023 with 21.4 mt of harvest from this sector alone, as compared to an average of 4 mt for the last five years.

| Table 5 | 5. Trawl/non-trawl  | allocations, | mortality, | and attainment   | s for petrale  | sole from | 2011-2024 | (excluding |
|---------|---------------------|--------------|------------|------------------|----------------|-----------|-----------|------------|
| landing | s and attainment in | 2024) and e  | xpected 20 | 25-26 harvest sp | pecifications. | GF = grou | ındfish   |            |

|      |             |                    |  |                          |                         | Trawl          |  | Non-Trawl                |                         |                   |  |  |  |
|------|-------------|--------------------|--|--------------------------|-------------------------|----------------|--|--------------------------|-------------------------|-------------------|--|--|--|
| Year | ACL<br>(mt) | Fishery HG<br>(mt) | Total<br>Directed<br>GF<br>Mort.<br>(mt) | Sector<br>Alloc.<br>(mt) | Sector<br>Mort.<br>(mt) | Sector attain. | % of<br>total<br>directed<br>GF<br>mort.<br>(mt) | Sector<br>Alloc.<br>(mt) | Sector<br>Mort.<br>(mt) | Sector<br>attain. | % of<br>total<br>directed<br>GF<br>mort.<br>(mt) |  |  |
| 2011 | 976         | 911                | 814                                      | 876                      | 812                     | 92.7%          | 99.8%  | 35                       | 1.3                     | 3.8%              | 0.2%   |  |  |
| 2012 | 1,160       | 1,095              | 1,058                                    | 1,060                    | 1,057                   | 99.7%          | 99.8%  | 35                       | 1.7                     | 5.0%              | 0.2%   |  |  |
| 2013 | 2,592       | 2,358              | 2,129                                    | 2,323                    | 2,126                   | 91.5%          | 99.8%  | 35                       | 3.3                     | 9.3%              | 0.2%   |  |  |
| 2014 | 2,652       | 2,418              | 2,320                                    | 2,383                    | 2,319                   | 97.3%          | 99.9%  | 35                       | 1.3                     | 3.8%              | 0.1%   |  |  |
| 2015 | 2,816       | 2,579              | 2,504                                    | 2,544                    | 2,500                   | 98.3%          | 99.8%  | 35                       | 3.9                     | 11.0%             | 0.2%   |  |  |
| 2016 | 2,910       | 2,673              | 2,481                                    | 2,638                    | 2,475                   | 93.8%          | 99.8%  | 35                       | 5.5                     | 15.7%             | 0.2%   |  |  |
| 2017 | 3,136       | 2,895              | 2,743                                    | 2,750                    | 2,735                   | 99.5%          | 99.7%  | 145                      | 7.9                     | 5.4%              | 0.3%   |  |  |
| 2018 | 3,013       | 2,772              | 2,654                                    | 2,633                    | 2,645                   | 100.5%         | 99.6%  | 139                      | 9.4                     | 6.7%              | 0.4%   |  |  |
| 2019 | 2,908       | 2,587              | 2,392                                    | 2,458                    | 2,378                   | 96.7%          | 99.4%  | 129                      | 14.0                    | 10.8%             | 0.6%   |  |  |
| 2020 | 2,845       | 2,524              | 2,124                                    | 2,398                    | 2,116                   | 88.2%          | 99.6%  | 126                      | 8.8                     | 7.0%              | 0.4%   |  |  |
| 2021 | 4,115       | 3,728              | 2,825                                    | 3,698                    | 2,817                   | 76.2%          | 99.7%  | 30                       | 8.1                     | 26.9%             | 0.3%   |  |  |
| 2022 | 3,660       | 3,273              | 3,009                                    | 3,243                    | 2,997                   | 92.4%          | 99.6%  | 30                       | 11.7                    | 38.9%             | 0.4%   |  |  |
| 2023 | 3,485       | 3,099              | 3,079                                    | 3,069                    | 2,827                   | 92.1%          | 98.9%  | 30                       | 30.23                   | 100.9%            | 1.1%   |  |  |
| 2024 | 3,285       | 2,899              |  | 2,869                    |                         |                |  | 30                       |                         |                   |  |  |  |
| 2025 | 2,354       | 1,976              |  | 1,946                    |                         |                |  | 30                       |                         |                   |  |  |  |
| 2026 | 2,238       | 1,860              |  | 1,830                    |                         |                |  | 30                       |                         |                   |  |  |  |

#### 2.8.1 Trawl/Non-trawl Allocation Options

This analysis explores three options Table 56). Option1 is status quo and no changes to the petrale sole allocation would occur; whereas, under Options 2 and 3, trawl allocations would be reduced by 45 mt and 5 mt, respectively These allocation changes are proposed to accommodate recent increases in non-trawl mortality.

**Option** 1: Status Quo: a fixed 30 mt of the fishery HG is allocated to the non-trawl sector • and the remainder is allocated to trawl.

- **Option 2:** a fixed 45 mt of the fishery HG is allocated to the non-trawl sector and the remainder is allocated to trawl.
- **Option 3:** a fixed 35 mt of the fishery HG is allocated to the non-trawl sector and the remainder is allocated to trawl.

| Option   | Year | Trawl Allocation<br>(mt) | Non-Trawl<br>Allocation (mt) |
|----------|------|--------------------------|------------------------------|
| Outing 1 | 2025 | 1,945.5                  | 30                           |
| Option I | 2026 | 1,799.5                  | 30                           |
| Ontion 2 | 2025 | 1,930.5                  | 45                           |
| Option 2 | 2026 | 1,784.5                  | 45                           |
| Option 3 | 2025 | 1,940.5                  | 35                           |
|          | 2026 | 1,794.5                  | 35                           |

Table 56. Trawl/no-trawl petrale sole allocation options for the 2025-26 biennium

#### 2.8.2 Impacts

#### **Trawl Fishery**

Over 99 percent of trawl-caught petrale sole is caught by bottom trawl vessels in the Shorebased IFQ fishery. The five-year average of petrale sole mortality in the groundfish trawl fishery is 2,627 mt (2019-2023), which is 145 percent of the 2025 allocation and 144 percent of the 2026 allocation (Figure 10). Petrale sole mortality in the bottom trawl fishery has been steadily increasing since 2011, with the exception of 2020 due to the COVID-19 pandemic, noting that the stock was overfished and rebuilding between 2011-2015. Petrale sole mortality in the at-sea sectors has been less than 0.02 mt annually since 2002, which is well within the fixed 5 mt status quo at-sea set-aside.



Figure 10 Petrale sole mortality (mt) in the IFQ fishery from 2011 to 2022, compared to the 2025 and 2026 allocations (dashed lines). Source: GEMM -Petrale was overfished 2011-2015, catches were therefore low.

Table 57 shows the estimated reductions in trawl allocations and the resulting reduction to the trawl IFQ program

| Table 57. The impact of options 1-3 in terms of amounts allocated to the trawl individual fishery qu | ota (IFQ) |
|--|-----------|
| amounts relative to the total trawl allocations.   |           |

| Option   | Year | Trawl Allocation<br>(mt) | At-sea Set-aside<br>(mt) | IFQ Amount<br>(mt) |
|----------|------|--------------------------|--------------------------|--------------------|
| Ontion 1 | 2025 | 1,945.5                  |                          | 1,940.5            |
| Option I | 2026 | 1,799.5                  |                          | 1,794.5            |
| Ontion 2 | 2025 | 1,930.5                  | 5                        | 1,925.5            |
| Option 2 | 2026 | 1,784.5                  | 5                        | 1,779.5            |
| Option 3 | 2025 | 1,940.5                  |                          | 1,935.5            |
|          | 2026 | 1,794.5                  |                          | 1,789.5            |

#### **Option 1**

Under Option 1 status quo management measures, the IFQ fishery is projected to catch 1,796 mt of petrale sole in 2025 and 1,689 mt in 2026, with 93 percent allocation attainment both years. Those projections are 1,084 mt and 1,191 mt lower than the fishery's recent average mortality since 2021 (Table 58). Those differences amount to potential ex-vessel revenue losses of \$2,867,744 in 2025 and \$3,150,814 in 2026, based on the 2023 average price per pound of petrale sole caught by bottom trawl vessels (\$1.20). In 2023, the IFQ fishery earned \$7,410,493 in ex-vessel revenue from petrale sole landings alone.

 Table 58. 2025-26 IFQ petrale sole allocations, projected catch, and projected attainment under Alternative 1

 HCR and status quo management measures.

|                           | 2025   |     |                           |                                | Ava natrala solo                          |       |  |
|---------------------------|--|-----|---------------------------|--------------------------------|---|-------|--|
| IFQ<br>Allocation<br>(mt) | FQ<br>cationProjected<br>IFQ Catch<br>(mt)Projected<br>IFQ Attain. |     | IFQ<br>Allocation<br>(mt) | Projected<br>IFQ Catch<br>(mt) | Projected<br>IFQ Attain.<br>(mt), 2021-20 |       |  |
| 1,941                     | 1,796  | 93% | 1,825                     | 1,689                          | 93%                                       | 2,880 |  |

#### **Option 2**

Option 2 reduces the trawl allocation by 15 mt, it would also further expand upon the petrale sole allocation reductions the IFQ fishery will experience in 2025-26, albeit marginally relative to the full allocation. While small relative to the allocation, a difference of 15 mt equates to roughly \$40,000 in ex-vessel revenue for bottom trawl vessels. Eleven of the 52 IFQ bottom trawl vessels that participated in 2023 derived the majority of their revenue from petrale sole. The other major revenue contributors for bottom trawl vessels are Dover sole, sablefish, and chilipepper rockfish. Bottom trawl vessels may be limited in their ability to supplement petrale sole losses with Dover sole because of shortspine thornyhead allocation reductions, a co-occurring species. If markets can accommodate the additional landings, bottom trawl vessels may be able to make up for lost petrale sole revenue by increasing their sablefish catch. However, the average 2023 price per pound of sablefish from bottom trawl landings was less than \$1.00, and the GAP has already expressed concerns about potentially flooding the sablefish markets.

#### **Option 3**

Option 2 reduces the trawl allocation by 5 mt.. While a 5 mt shift is small, relative to the allocation, it equates to approximately \$2,700 in ex-vessel revenue for bottom trawl vessels. Eleven of the 52 IFQ bottom trawl vessels that participated in 2023 derived the majority of their revenue from petrale sole. Similar to Option 2, the reduction could initiate further ripples in the trawl fishery, though likely with lower impact than Option 2.

#### 2.8.3 Non-Trawl Fishery

Total petrale sole non-trawl mortality (commercial +recreational) has averaged 8.2 mt or 18.9% of allocation since 2011 (Table 55). Compared to trawl mortality, the non-trawl sector is responsible, on average for 0.35 percent of directed petrale mortality. 2023 was the first year the allocation has been exceeded. Petrale sole non-trawl fishery mortality steadily increased from 2014-2017, stabilized from 2017-2022, and spiked in 2023 with the additional catches coming from primarily California recreational fisheries (Figure 11). The vast majority of petrale sole mortality in the non-trawl fishery is retained. The relatively small portion of discard mortality is from the LEFG sector, with an average of 0.27 mt per year since 2002 (i.e., less than one percent of the non-trawl allocation, annually). The largest increases have been seen in the California recreational fishery.



Figure 11. Non-trawl mortality by sector of petrale sole from 2002-2023. The status quo non-trawl allocation is 30 mt

#### **Commercial Non-Trawl Fisheries**

Petrale sole are primarily caught on targeted sablefish trips in commercial non-trawl non-nearshore fishery. The remainder of the commercial non-trawl mortality is attributed to the nearshore fishery in minor amounts. The commercial non-trawl mortality has averaged 4.11 mt over the last five years (Table 59)

| Year | Commercial Non-<br>Trawl Mortality (mt) |
|------|---|
| 2019 | 8.72                                    |
| 2020 | 2.71                                    |
| 2021 | 1.72                                    |
| 2022 | 2.54                                    |
| 2023 | 4.87                                    |
| Ave. | 4.11                                    |

 Table 59. Total estimated commercial non-trawl petrale sole mortality (PacFIN, 3/13/2024)

The projections in Table 60are based on different sablefish attainment scenarios and the bycatch ratio for petrale sole from the non-nearshore model. To address whether there is a risk of a harvest specification being exceeded, the GMT provides a range of scenarios that are more likely than full 2025-26 sablefish ACL attainment. The GMT modeled different ACL scenarios as proxies for low and medium attainment of the 2025-26 ACLs.

- High Attainment Scenario: The Non-nearshore modeled projections for the full ACL values and therefore the full fixed gear sablefish north of 36° N. lat. share attainment.
- Medium Attainment Scenario: This scenario uses the ACL proxy of 18,048 mt, which is the average ACL of 2023-2026 to model for incidental harvest within the sablefish fishery. This results in a limited entry fixed gear share of 8,489 mt and an open access share of 1,518 mt.
- Low Attainment Scenario: The 2023 sablefish ACL north of 36° N. lat. represents a low attainment scenario given that the model models the resulting limited entry and open access fixed gear share (of 3,993 mt and 714 mt, respectively).. This estimate uses landings data and a three year moving average of discards. The 2023 ACL was used, because, it represents the highest harvest limits have been since 2011.

Based on discussion with GAP members and public testimony it is reasonable to expect that sablefish will be under a low attainment scenario until markets improve; therefore, a reasonable projection range for petrale sole from the fixed gear sector is 4.3-4.64 mt for the 2025-2026 years (Table 60).

Table 60. Petrale sole mortality projections caught within the targeted sablefish fishery from the non-nearshore model with the additional average mortality between 2021-2023 from the GEMM for the nearshore sector compared with the no action landings as the low range of the projection.

| Non-Nearshore F             | ïxed Gear Mortalit               | Neershove Mont          |                                |                                     |
|-----------------------------|----------------------------------|-------------------------|--------------------------------|-------------------------------------|
| High attainment<br>scenario | Medium<br>attainment<br>scenario | Low attainment scenario | Estimate (Avg. of 2021-<br>23) | Landings in 2023:<br>No Action (mt) |
| 15.54                       | 9.83                             | 4.62                    | 0.02                           | 4.3                                 |

#### **Recreational Fishery**

The recreational fishery petrale sole estimated mortality (Table 61) has been increasing over the last five years (2019-2023), with estimated mortality for all states combined has increased approximately 475 percent. However, it is important to note, that without the 2023 value, which appears anomalous to years prior, shows a 103 percent increase in mortality for all states combined. Each section below are specific to mortality of petrale sole in the recreational fishery.

Table 61. Total estimated recreational mortality petrale sole mortality 2019-23 (PacFIN, 3/13/2024)

| Year | Recreational<br>Mortality (mt) |
|------|--------------------------------|
| 2019 | 4.5                            |
| 2020 | 6.0                            |
| 2021 | 6.0                            |
| 022  | 9.0                            |
| 2023 | 25.6                           |
| Ave  | 10.2                           |

#### **California Recreational Fishery**

2023 petrale sole mortality in the California recreational fishery increased substantially compared to 2021 and 2022 (Table 62). It is difficult to decipher what drove the 2023 changes observed, but there are likely multiple potential factors influencing the increase in total mortality. The increase could have been influenced by closures of other fisheries (e.g., salmon), introduction of all-depth fishing and the offshore-only groundfish fishery (which required anglers to fish seaward of the 50 fm Non-Trawl RCA line) at the start of 2023, and inseason action in 2023 which halted all-depth fisheries in Aug./Sep. of 2023 north of Pt. Conception to offshore-only fishing (CDFW Press Release).

| Table 62. 2019-2023 petrale sole total mortality (mt) by Groundfish Management Area and Boat Mod         | es |
|--|----|
| (charter boat = PC; and private skiff= pr) from 2019-2023. CRFS catch estimates through November 2023. I | ٩O |
| reported data is represented by ""   |    |

| Croundfish Managamant Area    |     | 2019      |     | 2020 |     | 2021 |     | 2022 |     | 23   |
|-------------------------------|-----|-----------|-----|------|-----|------|-----|------|-----|------|
| Groundish Management Area     | PC  | PR        | PC  | PR   | PC  | PR   | PC  | PR   | PC  | PR   |
| Northern Management Area      | 0.3 | 0.3 0.0 1 |     | 0.6  | 0.0 | 0.2  | 0.1 | 1.3  | 0.1 | 1.8  |
| Mendocino Management Area     | 0.1 | ).1 1.0 0 |     | 0.2  | 0.0 | 0.3  |     | 0.8  | 0.3 | 1.6  |
| San Francisco Management Area | 0.3 | 0.3 0.2   |     | 0.01 | 0.0 | 0.4  | 0.2 | 0.6  | 2.4 | 4.6  |
| Central Management Area       | 0.8 | 2.3       | 0.1 | 0.9  | 0.9 | 1.6  | 0.6 | 1.4  | 2.0 | 8.2  |
| Southern Management Area      | 0.0 | 0.0       | -   | -    | -   | 0.0  | -   | 0.0  | 0.0 | 0.1  |
| Total Mortality by Mode       |     | 3.5       | 1.8 | 1.7  | 1.0 | 2.5  | 0.9 | 4.1  | 4.9 | 16.2 |
| Total PC/PR Mortality by Year |     | .0        | 3   | .5   | 3   | .5   | 5   | .1   | 21  | .0   |
| Percentage of Total by Mode   | 30% | 70%       | 51% | 49%  | 29% | 71%  | 19% | 81%  | 23% | 77%  |

These changes were primarily to reduce impacts to California quillback rockfish. The biggest change between 2023 and previous years is the introduction of the offshore-only groundfish fishery

which likely is driving the bulk of the additional recreational petrale sole catch. Table 63 presents the 2023 recreational harvest of petrale sole by month, management area, and boat mode, with depth restrictions for each management area also shown.

Table 63. 2023 petrale sole total mortality (in mt) by Groundfish Management Area, Boat Mode (Charter boat and Private skiff), and month in 2023. CRFS catch estimates through November 2023. The depth restrictions for each management area are also shown. No reported data is represented by "-," data that is not yet available is represented by a "/." Northern Management Area = NMA: Mendocino Management Area =MMA; SFMA = San Francisco Management Area; CMA = Central Management Area, SMA = Southern Management Area. Rockfish/Cabezon/Greenling = RCG.

|                         |               | Jan |        | Feb    | Mar  | Apr                    | May                  | Jun   | Jul                                     | Aug                                    | Sep                                       | Oct                | Nov  | Dec |
|-------------------------|---------------|-----|--------|--------|------|------------------------|----------------------|-------|---|--|---|--------------------|------|-----|
| NMA RCG<br>season/depth |               |     | Closed |        |      | May<br>15 All<br>depth | All depth            |       | All depth<br>till Aug<br>21 > 50fm      | > 50fm                                 | > 50fm<br>till Oct<br>15 then<br>closed   | Clo                | osed |     |
| Sum                     | 1.88          | 0   |        | 0      | 0    | 0                      | 0.17                 | 0.23  | 0.88                                    | 0.43                                   | 0 0.18 0                                  |                    |      | /   |
| PC                      | 0.1           | -   |        | -      | -    | -                      | 0.02                 | 0.01  | 0.06                                    | 0.02                                   | -   | -                  | -    | /   |
| PR                      | 1.78          | -   |        | -      | -    | -                      | 0.15                 | 0.22  | 0.82                                    | 0.41                                   | -   | 0.18               | -    | /   |
| MMA<br>season           | RCG<br>/depth |     |        | Clo    | osed | -                      | May<br>15 ><br>50 fm | >50   | July 15<br>>50 fm<br>after All<br>depth | All depth<br>Aug 21 ><br>50fm          |   | > 50fm             |      |     |
| Sum                     | 2.24          | 0   |        | 0      | 0    | 0                      | 0.3                  | 0.48  | 0.88                                    | 0.04                                   | 0.36                                      | 0.1                | 0.08 | /   |
| PC                      | 0.32          | -   |        | -      | -    | -                      | 0.06                 | 0.12  | -                                       | -                                      | 0.09                                      | 0.03               | 0.03 | /   |
| PR                      | 1.92          | -   |        | -      | -    | -                      | 0.24                 | 0.37  | 0.88                                    | 0.04                                   | 0.26                                      | 0.07               | 0.05 | /   |
| SFMA<br>season          | RCG<br>/depth |     |        | Clo    | osed | -                      | May<br>15 ><br>50 fm | >50   | July 15<br>>50 fm<br>after All<br>depth | All depth<br>till Aug<br>21 > 50<br>fm |   | > 50fm             |      |     |
| Sum                     | 6.92          | 0   |        | 0      | 0    | 0                      | 0.6                  | 2.03  | 0.54                                    | 0.61                                   | 2.88                                      | 0.25               | 0.02 | /   |
| PC                      | 2.36          | -   |        | -      | -    | -                      | 0.07                 | 0.42  | -                                       | -                                      | 1.85                                      | 0.02               | -    | /   |
| PR                      | 4.55          | -   |        | -      | -    | -                      | 0.53                 | 1.6   | 0.54                                    | 0.61                                   | 1.03                                      | 0.23               | 0.02 | /   |
| CMA<br>season           | RCG<br>/depth |     |        | Clo    | osed |                        |                      | A     | ll Depth                                |  |   | > 50               | fm   |     |
| Sum                     | 10.21         | 0   |        | 0.05   | 0.32 | 0.29                   | 0.59                 | 1.24  | 3.63                                    | 1.4                                    | 1.98                                      | 0.41               | 0.3  | /   |
| PC                      | 2.05          | -   |        | 0.05   | 0.29 | 0.24                   | 0.16                 | 0.31  | 0.64                                    | 0.05                                   | 0.23                                      | 0.08               | -    | /   |
| PR                      | 8.16          | -   |        | -      | 0.03 | 0.06                   | 0.43                 | 0.93  | 2.98                                    | 1.34                                   | 1.75                                      | 0.34               | 0.3  | /   |
| SMA<br>season           | RCG<br>/depth |     |        | Closed |      |                        |                      | All D | epth                                    |  | All<br>depth<br>till,<br>Sep 16<br>> 50fm | n > 50fm<br>6<br>m |      |     |
| Sum                     | 0.09          | 0   |        | 0      | 0    | 0.03                   | 0                    | 0.03  | 0                                       | 0                                      | 0   | 0                  | 0.04 | /   |
| PC                      | 0.03          | -   |        | -      | -    | 0.03                   | -                    | -     | -                                       | -                                      | -   | -                  | -    | /   |
| PR                      | 0.07          | -   |        | -      | -    | -                      | -                    | 0.03  | -                                       | -                                      | -   | -                  | 0.04 | /   |

Based on recreational catch estimates for 2023, 77 percent of catch came from the private rental (PR) mode, and 23 percent came from the party charter (PC) mode, which is roughly the same as the 3:1 ratio of petrale sole catch for PR:PC seen in previous years (Table 62). This suggests that the recreational sector has not greatly changed its practices and, collectively, caught more petrale sole in 2023. From 2021 to 2023, the Central Management Area (CMA) contributed the greatest total mortality (mt) of petrale sole, making up 71 percent of California's total mortality (mt) in 2021, 39 percent in 2022, and 39 percent in 2023. This is likely due to the closer proximity to deeper depths around the Monterey Canyon, providing easier access to petrale sole fishing grounds. In 2023, the San Francisco Management Area (SFMA) contributed 48 percent of California's total mortality (mt), compared to 11 percent in 2021 and 15 percent in 2022. This is a substantial increase in petrale sole harvest in the SFMA likely due to the bathymetry of the area, which has limited offshore-only areas to harvest groundfish. This feature of the area pushed anglers into areas which are also surrounded by prime petrale sole habitat. The Northern Management Area (NMA) also increased in total mortality from 2021 through 2023, likely due to offshore fishing and anglers keeping petrale sole when fishing for Pacific halibut. As seen in Table 63, petrale sole harvest decreased in the NMA after the August closure of the Pacific halibut fishery (CDFW press release on Pacific halibut closure).

A petrale sole bag limit analysis investigated whether the 2023 recreational spike in catch was due to a small number of anglers taking a large amount of petrale sole or a large number of anglers taking a low amount of petrale sole. In 2023, more than 75 percent of the recreational bags that contained any petrale sole had four or fewer petrale sole. Less than 25 percent of recreational bags containing petrale sole in 2023 had five or more petrale sole, with up to 13 petrale sole in less than 2 percent of bags sampled. In 2022 more than 95 percent of the recreational bags that contained any petrale sole had four or fewer petrale sole. Less than 5 percent of recreational bags containing petrale sole in 2022 had five or more petrale sole, with up to 20 petrale sole in less than 0.4 percent of bags sampled. This suggests that petrale sole catch per angler is increasing, as opposed to a small number of anglers specifically targeting or retaining large amounts of petrale sole.

If management measures are needed to limit California recreational petrale sole catch in order to stay within the non-trawl allocation, a bag limit may not be effective unless it was very low (1-3 fish, or no retention), since most anglers do not keep more than 4 fish. As fisheries are likely changing in 2024 and 2025-26 to allow for increased nearshore opportunity it might be premature to impose a bag limit on the fishery at the start of the year. Since recreational estimates typically have a two month lag, we likely would not have a solid estimate of petrale sole harvest until the September Council meeting. At this point imposing any bag through inseason action (including down to 1 fish) would likely have limited impact on petrale sole harvest, as recreational effort tends to be substantially lower in the Fall and most anglers only keep 1 fish. While an inseason bag limit adjustment during the year may not be as effective, it could potentially be useful as a mid-biennium action. Specifically, if an allocation was exceeded in 2025, a bag limit or other management measure could be implemented for the start of the 2026 season to prevent exceeding the allocation for a second consecutive year, which would be more effective than imposing a bag limit mid-season.

Petrale sole exhibit ontogenetic shift throughout the year. "Juveniles show little coastwide or bathymetric movement while studies suggest that adults generally move inshore and northward onto the continental shelf during the spring and summer to feeding grounds and offshore and southward during the fall and winter to deep water spawning grounds" (<u>SAFE</u> 2022). This yearly shift in movement, along with California recreational anglers being required to fish deeper than 50 fm or being allowed to fish all-depths during the spring and summer months, may also play a role in the increased petrale sole harvest in 2023. As illustrated in Table 63, higher petrale sole harvest is seen in summer months, which seems to correlate to the all-depth or offshore-only California recreational fishery.

Chapter 8 analyzes a year-round California recreational fishery with unlimited petrale sole retention at all depths and with petrale sole exempt from the general finfish bag limit. These management measures were implemented previously to encourage petrale sole fishing, as the non-trawl allocation of 30 mt was under attained. Petrale sole recreational catch is typically reported through CDFW inseason reports at each Council meeting. If new tools for the 2025-26 biennium were added to manage harvest of petrale sole in the non-trawl sectors, the Council could take inseason action at any of their meetings, or mid-biennium if it appeared the non-trawl allocation would be exceeded, particularly if the ACL appeared to be at risk.

It is unclear if the 2023 California recreational harvest is a one-time spike or a new normal for the fishery. It is safe to assume that any year where there is an offshore-only season, there will likely be higher than average recreational petrale sole catch off of California. Changes to the recreational season structure in 2025-26 to reduce California quillback rockfish impacts will likely be similar to the inseason changes for the 2024 season outlined in <u>Agenda Item F.8.a Supplemental CDFW</u> <u>Report 2 March 2024</u>. These changes will likely result in months where recreational fishing is only allowed shoreward of 20 fm which would likely decrease petrale sole catch. Months that will be seaward of 50 fm will likely see similarly higher petrale sole catch in the northern portion of the state as was seen in 2023. Additionally, as salmon recover and fishing opportunity for salmon increases, there will likely be some reduction to groundfish effort overall. However, it is unknown if this additional petrale sole harvest will facilitate a new and lasting interest in petrale sole harvest, as seen with the rise of the Pacific halibut fishery which manifested during the previous California salmon closures. There appears to be some indication that this spike in catch is primarily due to pushing anglers into offshore waters with anglers incidentally catching petrale sole rather than a large increase in anglers targeting petrale sole.

#### **Oregon Recreational Fishery**

Over the past 10 years, petrale sole catch in the Oregon recreational fishery has increased. Some of this may be in response to an increase in annual bottomfish angler trips per year beginning in 2015, though the majority of petrale sole are encountered incidentally on Pacific halibut (halibut) trips, as petrale sole are rarely (if ever) the targeted species (Table 64). The recreational halibut seasons are broken up between all-depth fishing days (no depth restriction) and nearshore fishing days (fishing allowed shoreward of the 40-fathom regulatory line) off Oregon. Since 2019, the halibut allocation has been at a high enough quota that has allowed for additional all-depth halibut fishing days, providing anglers more opportunity to harvest halibut along with petrale sole. Petrale sole catch rates have also increased, peaking in 2020 at 0.16 petrale sole per halibut angler (Table 64). Current management measures for petrale sole off Oregon is limited to 25 fish per angler, with no depth, time or area restrictions (outside of the Stonewall Bank Yelloweye Rockfish Conservation Area [YRCA]).

If the halibut allocation remains high enough for all-depth halibut fishing, petrale sole encounters will remain similar to the last few years. Additionally, if the rockfish bag limits decrease due to lower quotas, anglers may choose to target flatfish. For example, in response to a closure of nearshore rockfish in 2017, there was an increase in petrale sole both targeted and retained. Petrale sole caught in the bottomfish and halibut fisheries is included in Table 64.

| Year  | Bottomfish | Pacific Halibut | Other | Total | Catch per angler from Pacific halibut trips |
|-------|------------|-----------------|-------|-------|---|
| 2014  | 0.1        | 0.1             | 0.1   | 0.3   | 0.01  |
| 2015  | 0.2        | 0.9             | 0.1   | 1.1   | 0.05  |
| 2016  | 0.2        | 1.8             | 0.1   | 2.1   | 0.08  |
| 2017  | 1.2        | 2.3             | 0.2   | 3.8   | 0.10  |
| 2018  | 0.3        | 2.0             | 0.3   | 2.6   | 0.09  |
| 2019  | 0.3        | 2.0             | 0.3   | 2.5   | 0.11  |
| 2020  | 0.2        | 3.5             | 0.4   | 4.1   | 0.16  |
| 2021  | 0.2        | 1.7             | 0.7   | 2.5   | 0.11  |
| 2022  | 0.4        | 3.0             | 0.5   | 3.9   | 0.13  |
| 2023* | 0.4        | 3.4             | 0.7   | 4.5   | 0.15  |

Table 64. Oregon recreational petrale sole total mortality (in mt) by trip type and catch per angler trip on halibut trips only. (Source: RecFIN)

\* 2023 data available through November only.

#### Washington Recreational Fishery

Species-specific estimates of flatfish mortality are not available for the Washington recreational fishery. The Ocean Sampling Program collects species information when intercepting anglers during dockside interviews. However, the catch estimation procedure combines all flatfish species, other than Pacific halibut, to produce a Flatfish Order estimate.

Flatfish species targeting and mortalities are not substantial in the Washington recreational fishery; total Flatfish Order mortality from 2016 to 2023 averaged 1.8 mt. The singular exception is sanddabs which are targeted for use as bait by a small segment of anglers. Over this same range of years, sanddab species comprised 80 percent of all Flatfish. To evaluate catch and the relative importance of petrale sole to the recreational fishery, the proportion of petrale sole comprising the unexpanded estimate of flatfish species was applied to Flatfish Order total mortality. Based on this approach, the total mortality of petrale sole in the Washington recreational fishery in 2023 was estimated at 0.08 mt. Since 2016, total petrale mortality averaged 0.03 mt (Table 65).

Actions to address management needs of other species in the recreational fishery in 2025-2026 are not anticipated to affect the relative importance of petrale sole to anglers.

| Year | Estimated Flatfish<br>Order mortality (mt) | Estimated petrale sole<br>mortality (mt) |
|------|--|--|
| 2016 | 1.96                                       | 0.02                                     |
| 2017 | 1.23                                       | 0.02                                     |
| 2018 | 1.58                                       | 0.05                                     |
| 2019 | 1.57                                       | 0.05                                     |
| 2020 | 2.02                                       | 0.01                                     |
| 2021 | 1.79                                       | 0.01                                     |
| 2022 | 1.62                                       | 0.03                                     |
| 2023 | 2.89                                       | 0.08                                     |

 Table 65. 2016-23 Estimated Washington recreational petrale sole mortality (as a percent of Flatfish Order) (mt).

#### 2.8.4 Summation

The increase in non-trawl mortality and the potential for an allocation exceedance initiated the GMT to investigate whether the petrale sole trawl/non-trawl allocations need to be adjusted in 2025-26 to accommodate the additional non-trawl mortality. The non-trawl allocation was only minimally exceeded in 2023, and the trawl sector attained approximately 92 percent of their allocation. Therefore, the ACL is not expected to be exceeded in 2023, pending final mortality estimates in Fall of 2024. 2023 mortality could be an anomaly, given it does not fit the pattern for the last 12 years. It appears, even though the non-trawl HG was exceeded, as if the ACL is at risk, The commercial non-trawl fishery mortality is low, approximately seven percent on average, compared to the 30 mt non-trawl allocation. The recreational fishery seems to be the driver of petrale mortality in the overall non-trawl sector, however, prior to 2023, the recreational sector was approximately 21 percent of the non-trawl petrale mortality. Based on this analysis, it does not appear that reallocation is necessary for the 2025-26 biennium. Routine management measures related to depth/area closures may be sufficient to reduce recreational mortality, noting that there are not any bag-limits specific to this stock

[Council gave guidance at the March 2024 meeting to not explore reallocation of petrale sole further]

#### 2.9 Harvest Guidelines and State Shares for Stocks in a Complex

#### 2.9.1 Cowcod

Under Alternative 1, cowcod south of 40°10′ N. lat. is allocated to the trawl/non-trawl fishery at 36 percent to 64 percent, respectively, which is the same as under No Action. The non-trawl sector is managed under a 50:50 commercial/recreational sharing agreement (Table 66.)

| Table 66. Alternative 1 2025 and 2026 cowcod south   | of 40°10' N. lat. annual catch limit (ACL), harvest |
|--|---|
| guideline (HG), and allocations in metric tons (mt). |   |

| Specification      | 2025 (mt) | 2026 (mt) |
|--------------------|-----------|-----------|
| ACL                | 77.6      | 75.3      |
| Harvest Guideline  | 66.5      | 65.2      |
| Trawl (36%)        | 23.9      | 23.5      |
| Non-Trawl (64%)    | 42.6      | 41.7      |
| Commercial (50%)   | 21.3      | 20.85     |
| Recreational (50%) | 21.3      | 20.85     |

#### 2.9.2 Slope rockfish south of 40° 10′ N. lat. and blackgill rockfish

Under Alternative 1, blackgill rockfish is managed within the slope rockfish complex south of  $40^{\circ}$  10' N. lat. and is allocated by the same method as described under No Action.. Table 67 shows the 2025 and 2026 calculated trawl and non-trawl allocations for blackgill rockfish and other slope species within the slope rockfish complex south of  $40^{\circ}$  10' N. lat.

Table 67. Alternative 1. Council recommended two-year slope rockfish south of 40° 10′ N. lat. allocations as a complex and as shares of blackgill rockfish and other rockfish in metric tons (mt)

| Catagory  | 20     | 25        | 2026   |           |  |
|---|--------|-----------|--------|-----------|--|
| Category  | Trawl  | Non-trawl | Trawl  | Non-trawl |  |
| Blackgill rockfish share [mt]<br>(41% trawl; 59% non-trawl)     | 68.75  | 98.93     | 68.08  | 97.97     |  |
| Other rockfish slope share a/<br>[mt] (91% trawl; 9% non-trawl) | 478.17 | 47.29     | 476.86 | 47.16     |  |
| Subtotal share (mt)   | 546.92 | 146.22    | 544.94 | 145.13    |  |
| Total (mt)  | 69     | 3.1       | 69     | 0.1       |  |
| % of total share  | 78.9%  | 21.1%     | 79%    | 21%       |  |
| Total combined off-top (mt)                                     | 19     | ).1       | 19     | 9.1       |  |
| Apportioned off-top (mt)  | 15.07  | 4.03      | 15.08  | 4.02      |  |
| Final two-year allocation (mt)                                  | 531.81 | 142.19    | 529.88 | 144.92    |  |

a/ slope south of 40°10 N. ACL lat. minus blackgill south of 40°10 N. ACL contribution

#### 2.9.3 Washington Cabezon/Kelp Greenling Complex

The Council did not recommend specific component species HGs for the Washington cabezon and kelp greenling complex under Alternative 1 for the 2025-26 biennium.

#### 2.9.4 Oregon Black/Blue/Deacon and Cabezon/Kelp Greenling Complexes

The Council did not recommend any federally-specified component stock HGs for Oregon black/blue/deacon rockfish complex and the Oregon cabezon/kelp greenling complexes off of Oregon under Alternative 1 for the 2025-26 biennium.

#### 2.9.5 Non-trawl Sharing Agreement for Canary Rockfish

Under Alternative 1, the canary rockfish non-trawl HG is subject to a commercial non-trawl and state-specific recreational percentage-based sharing arrangement (Section 1.5.5) as described under No Action. These amounts could change if the Council adopted a new allocation strategy for canary rockfish (see § 2.6)

 Table 68. Alternative 1: Canary rockfish commercial non-trawl and recreational shares for 2025-26 based on status quo sharing agreement percentages (%) non-trawl rounded to the nearest tenth of a metric ton (mt).

| Sector                             | 2025 (mt) | 2026 (mt) |
|------------------------------------|-----------|-----------|
| Non-Trawl                          | 140.8     | 141.2     |
| Nearshore &<br>Non-Nearshore (36%) | 50.7      | 50.8      |
| WA Recreational (12.3%)            | 17.3      | 17.4      |
| OR Recreational (18.5%)            | 26.1      | 26.1      |
| CA Recreational (33.2%)            | 46.7      | 46.9      |

#### 2.9.6 Non-trawl Sharing Agreement for Bocaccio South of 40° 10' N. lat.

Under Alternative 1, the non-trawl sharing agreement for bocaccio south of 40°10' N. lat is the same as under No Action. The sharing agreement is 30.9 percent to the commercial non-trawl fishery and 69.1 percent to the California recreational fishery (Table 69).

 Table 69. Alternative 1: Bocaccio south of 40° 10′ N. commercial non-trawl and recreational shares for 2025-26 based on status quo sharing agreement percentages (%) non-trawl in metric tons (mt).

| Sector                               | 2025 (mt) | 2026 (mt) |
|--------------------------------------|-----------|-----------|
| Non-trawl                            | 1,020.6   | 1,025.1   |
| Non-nearshore &<br>Nearshore (30.9%) | 315.4     | 316.8     |
| CA Recreational (69.1%)              | 705.2     | 708.3     |

#### 2.9.7 Nearshore Rockfish Complex North of 40°10' N. lat.

Under Alternative 1, the Council did not recommend any formal changes to the informal nearshore rockfish north of 40°10′ N. lat. sharing agreement for the 2025-26 biennium. Table 70 displays the values for these stocks under status quo informal allocations. The nearshore rockfish complex N. of 40°10 is subject to 3.3 mt. off-the-top deduction. State specific off-the-top deductions are proportional to their HGs.

In prior biennial processes, copper rockfish was considered as separate stocks off Washington and Oregon. The stock's ACL contribution to the nearshore rockfish complex north of  $40^{\circ}10'$  N. lat. was therefore not shared between the states. Each state managed 100% of their contribution. Under

Amendment 31, copper rockfish was designated as a combined north of  $42^{\circ}$  N. lat. (i.e., Oregon/Washington) stock and has a single ACL for the area. The 2025-26 ACL is 16.33 mt and 15.82 mt, respectively, for the stock. Oregon and Washington could consider a new informal sharing agreement; therefore, the copper rockfish north of  $42^{\circ}$  N. lat. stock sharing agreement is left blank, though will be updated as appropriate

| Table 70. Alternative 1. Nearshore Rockfish Complex North of 40° 10' N. lat. sharing arrangement percentage |
|---|
| (%) and ACL contributions (contr.) to complex in metric tons (mt) with values rounded to nearest tenths.    |

| Rockfish Sharing Agreement %    |         |          |          | 2025 specifications (mt) |       |       |       | 2026 specifications (mt) |       |       |       |
|---------------------------------|---------|----------|----------|--------------------------|-------|-------|-------|--------------------------|-------|-------|-------|
|                                 | WA<br>% | OR%      | CA%      | ACL contr                | WA    | OR    | СА    | ACL contr                | WA    | OR    | CA    |
| Black and<br>Yellow /Gopher     | 12.9%   | 58.4%    | 28.7%    | 0.0                      | 0.0   | 0.0   | 0.0   | 0.0                      | 0.0   | 0.0   | 0.0   |
| Blue/deacon<br>(CA)             | 0.0%    | 0.0%     | 100%     | 27.7                     | 0.0   | 0.0   | 27.7  | 27.4                     | 0.0   | 0.0   | 27.4  |
| Blue/deacon<br>(WA)             | 100%    | 0.0%     | 0.0%     | 5.6                      | 5.6   | 0.0   | 0.0   | 5.5                      | 5.5   | 0.0   | 0.0   |
| Brown                           | 0.0%    | 8.0%     | 92.0%    | 1.7                      | 0.0   | 0.1   | 1.6   | 1.7                      | 0.0   | 0.1   | 1.6   |
| Calico a/                       | NA      | NA       | NA       | 0.0                      | 0.0   | 0.0   | 0.0   | 0.0                      | 0.0   | 0.0   | 0.0   |
| China (WA)                      | 100%    | 0.0%     | 0.0%     | 7.7                      | 7.7   | 0.0   | 0.0   | 7.4                      | 7.4   | 0.0   | 0.0   |
| China (OR/CA)                   | 0.0%    | 80.9%    | 19.1%    | 16.1                     | 0.0   | 13.8  | 3.3   | 15.7                     | 0.0   | 12.7  | 3.0   |
| Copper<br>(OR/WA) b/            | -       | -        | -        | -                        | -     | -     | -     | -                        | -     | -     | -     |
| Copper (WA)                     | 100%    | 0.0%     | 0.0%     | -                        | *     | 0.0   | 0.0   | -                        |       | 0.0   | 0.0   |
| Copper (OR)                     | 0.0%    | 100%     | 0.0%     | -                        | 0.0   | *     | 0.0   | -                        | 0.0   | -     | 0.0   |
| Copper<br>(42°- 40° 10′)        | 0.0%    | 0.0%     | 100%     | 6.8                      | 0.0   | 0.0   | 6.9   | 6.8                      | 0.0   | 0.0   | 6.8   |
| Grass                           | 12.9%   | 58.4%    | 28.7%    | 0.5                      | 0.1   | 0.3   | 0.1   | 0.5                      | 0.1   | 0.3   | 0.1   |
| Kelp a/                         | NA      | NA       | NA       | 0.0                      | 0.0   | 0.0   | 0.0   | 0.0                      | 0.0   | 0.0   | 0.0   |
| Olive                           | 12.9%   | 58.4%    | 28.7%    | 0.3                      | .04   | 0.2   | 0.1   | 0.3                      | .04   | 0.2   | 0.1   |
| Quillback (WA)                  | 100%    | 0.0%     | 0.0%     | 2.2                      | 2.2   | 0.0   | 0.0   | 2.2                      | 2.2   | 0.0   | 0.0   |
| Quillback (OR)                  | 0.0%    | 100%     | 0.0%     | 2.7                      | 0.0   | 2.7   | 0.0   | 2.7                      | 0.0   | 2.7   | 0.0   |
| Quillback c/<br>(42° - 40° 10') | 0.0%    | 0.0%     | 100%     | -                        | 0.0   | 0.0   | -     | -                        | 0.0   | 0.0   | -     |
| Treefish                        | 12.9%   | 58.4%    | 28.7%    | 0.2                      | .03   | 0.1   | 0.1   | 0.2                      | .03   | 0.1   | 0.1   |
|                                 |         | To       | tal (mt) | 87.8                     | 17.5  | 30.8  | 39.4  | 86.1                     | 17.1  | 30.0  | 39.0  |
|                                 |         | off-the- | top (mt) | 3.3                      | 0.7   | 1.2   | 1.5   | 3.3                      | 0.7   | 1.1   | 1.5   |
|                                 |         | off-th   | e-top %  |                          | 19.9% | 35.1% | 44.9% |                          | 19.9% | 34.8% | 45.3% |
|                                 | HG (mt) |          |          |                          | 16.8  | 29.7  | 37.9  |                          | 16.5  | 28.9  | 37.5  |

a/ species part of complex but do not have specifications north of  $40^{\circ}10'$  N. lat.

b/ the copper rockfish north of 42° N. lat. have not been determined as of this writing (12/28/23)

c/ Quillback rockfish off CA harvest specifications have not been adopted by the Council

# 3. Alternative 2

Under the Alternative 2, default HCRs, as detailed above under Alternative 1, would be implemented for all stocks except the following:

- California Quillback Rockfish Stock: ABC Rule<sup>1</sup>
- Dover Sole:  $ACL = ABC P^* 0.45$
- Shortspine Thornyhead: ACL < ABC P\* 0.45, 40-10 adjustment applies.
- Rex sole:  $ACL = ABC P^* 0.45$
- Canary Rockfish: ACL < ABC P\* 0.40, 40-10 adjustment applies.
- Sablefish: ACL = ABC P\*0.40

The Council considered, but rejected, alternative HCRs for canary rockfish and sablefish. The Council agreed with the GMT recommendations found in <u>Agenda Item E.5.a</u>, <u>Supplemental GMT</u> <u>Report 2</u>, <u>November 2023</u>. Briefly, the Council rejected the alternative HCR for canary rockfish as the yield would not accommodate the needs of the fishery and may constrain fishing activities due to the mixing of this stock with other midwater species. The Council rejected the Alternative 2 sablefish HCR as there is no conservation concern at this time and the stock will be reassessed in 2025. As described above, No Action is an untenable option; therefore, no meaningful comparison between ACL values can be detailed. Therefore, only the differences between Alternative 1 and Alternative 2 are presented.

This alternative considers the ABC Rule rebuilding strategy California quillback rockfish (Agenda Item F.2, Attachment 1, March 2024 see tables 2 and 5). Under this strategy, the OFL is 1.52 mt and ACL is 1.52 mt for 2025 and the 2026 OFL is 1.71 mt and ACL is 1.5 mt.

#### 3.1 Rockfish Conservation Area Updates

The RCA updates under Alternative 2 are the same as under Alternative 1 (Section 2.1).

#### 3.2 Off-the-Top Deductions

Under Alternative 2, the deductions from groundfish ACLs for Tribal, EFP, research, IOA, and recreational are the same as described under Alternative 1 (Section 2.2). California quillback harvest specification under Alternative 2 is the ABC Rule (Agenda Item F.2, Attachment 1, March 2024). Dover sole, rex sole, and shortspine thornyhead have alternative HCRs, which results in different HGs post off-the-top deductions (Table 71). The differences between the Alternative 1 and Alternative 2 HGs are shown in Table 72.

The Alternative 2 Dover sole HCR (ABC=ACL, P\* 0.45) results in a lower ACL respective of Alternative 1. The 2025-26 ACLs (47,424.2 mt and 47,457.2 mt, respectively) are reduced by 1,584.1 mt resulting in HGs of 45,839.9 mt and 40,872.9 mt for 2025 and 2026, respectively.

The Alternative 2 shortspine thornyhead HCR is ACL < ABC P\* 0.45, 40-10 adjustment applies, increases the ACL over Alternative 1. The apportionment scheme is the same as described under

<sup>&</sup>lt;sup>1</sup> <u>Agenda Item F.2, Attachment 1, March 2024</u> see tables 2 and 5

Alternative 1. The 2025-26 Alternative 2 ACLs for shortspine thornyhead north of 34° 27' N. lat. (576 mt and 582 mt, respectively) are reduced by 70.2 mt, resulting in HGs of 505.8 mt and 511.8 mt for 2025 and 2026, respectively. The 2025-26 Alternative 2 ACLs for shortspine thornyhead south of 34° 27' N. lat. (240 mt and 242 mt, respectively) are reduced by 1.8 mt, resulting in HGs of 238.2 mt and 240.2 mt for 2025 and 2026, respectively.

The Alternative 2 rex sole HCR is ABC P\* 0.45, which increases the ACL relative to Alternative 1. The 2025-26 rex sole ACLs are not directly reduced by an off-the-top deduction. The deduction is applied to the other flatfish complex, under which rex sole is managed. The other fish complex is reduced by 171.3 mt resulting in HGs of 7,802.7 mt and 6,972.7 mt for 2025 and 2026, respectively.

#### 3.2.1 California Quillback Rockfish

As discussed under Alternative 1, the Council adopted three sets of harvest specifications for the California quillback rockfish stock for overwinter analysis. The Alternative 2 California quillback rockfish stock is the ABC Rule from the 2023 rebuilding analysis (Agenda Item E.2, Attachment 1, November 2023). The 2025 OFL = 1.52 mt and the ACL = 1.3 mt, and the 2026 OFL is 1.71 and the ACL is 1.5.

| Species                     | Area                                      | Yr.      | ACL<br>(mt) | Tribal<br>(mt) | EFP<br>(mt) | Res.<br>(mt) | IOA<br>(mt) | Sum<br>(mt) | Fishery<br>HG (mt) |
|-----------------------------|---|----------|-------------|----------------|-------------|--------------|-------------|-------------|--------------------|
| Quillback California        | 2025                                      | 1.3      | 0           | 0              | 0.1         | 0            | 0.1         | 1.2         |                    |
| Rockfish a/                 |   | 2026     | 1.5         | 0              | 0           | 0.1          | 0           | 0.1         | 1.4                |
| Dover sole Coastwide        | 2025                                      | 47,424.2 | 1,497.0     | 0.0            | 61.9        | 25.2         | 1,584.1     | 45,840.1    |                    |
|                             | 2026                                      | 42,457.2 | 1,497.0     | 0.0            | 61.9        | 25.2         | 1,584.1     | 40,873.1    |                    |
| Shortspine N of 34°27       | N of 24927' N lot                         | 2025     | 576         | 50.0           | 0.0         | 15.8         | 4.4         | 70.2        | 505.8              |
|                             | IN 01 54 27 IN. Iat.                      | 2026     | 582         | 50.0           | 0.0         | 15.8         | 4.4         | 70.2        | 511.8              |
| thornyhead                  | S of 24927' N lot                         | 2025     | 240         | -              | 0.0         | 0.5          | 1.3         | 1.8         | 238.2              |
|                             | $5 \text{ of } 54^{-}27 \text{ IN. lat.}$ | 2026     | 242         | -              | 0.0         | 0.5          | 1.3         | 1.8         | 240.2              |
| Other flatfish a/           | Construido                                | 2025     | 7,974.3     | 60.0           | 0.0         | 23.6         | 87.7        | 171.3       | 7,803              |
| Other flatfish c/ Coastwide | 2026                                      | 7,143.9  | 60.0        | 0.0            | 23.6        | 87.7         | 171.3       | 6,972.6     |                    |
| Day Salah/                  | Capaturida                                | 2025     | 4,549.7     | -              | -           | -            | -           | 0           | 4,549.7            |
| Rex Sole D/                 | Coastwide                                 | 2026     | 3,719.2     | -              | -           | -            | -           | 0           | 3,719.2            |

Table 71. Alternative 2. 2025 and 2026 tribal, EFP, research (Res), and incidental open access (IOA) groundfish set-asides and harvest guideline (HG) for species with alternative annual catch limit (ACL) in metric tons (mt).

a/ specifications have not been adopted and are for analysis only.

b/ The other flatfish complex is shown as rex sole is managed in this complex. The alternative HCR results in increases to the complex ACL and, subsequently, the HG post set-sides.

c/ Rex sole is shown as it was assessed in 2023. It is managed as part of the other flatfish complex and does not have any direct off-the-top set-asides. The set-asides are specific to the other flatfish complex. ACL=HG

Table 72. provides a comparison of the Alternative 1 to the Alternative 2 HGs. With the exception of Dover sole, the HGs under Alternative 2 are higher than Alternative 1. For California quillback rockfish, the 2025-26 Alternative 2 HGs differ from the Alternative 1 HGs by 0.04 mt and 0.03

mt, respectively. When rounded, the Alternative 2 HGs are equivalent to Alternative 1 HGs. The 2025-26 difference, 0.04 mt and 0.03 mt.

Table 72. Alternative 2: Comparison of the 2025-26 Alternative 1 and Alternative 2 harvest guidelines (HG) in metric tons (mt) and the difference, in mt, between the two HGs (Alt 2 HG -Alt 1 HG).

| Stock                 | Area                 | Yr.  | Alt 1 HG<br>(mt) | Alt2 HG<br>(mt) | HG Difference<br>Alt2:Alt1 (mt) |
|-----------------------|----------------------|------|------------------|-----------------|---------------------------------|
| Owillback Dealtfich   | California           | 2025 | 1.16             | 1.2             | +0.04                           |
| Quindack Rockfish     | Camornia             | 2026 | 1.37             | 1.4             | +0.03                           |
| Dover Solo            | Construido           | 2025 | 48,415.9         | 45,840.1        | -2,575.8                        |
| Dovel Sole            | Coastwide            | 2026 | 48,415.9         | 40,873.1        | -7,542.8                        |
|                       | N of 24927' N lot    | 2025 | 431.7            | 505.8           | +74.1                           |
| Shortspine Thornyhead | IN 01 54 27 IN. Iat. | 2026 | 433.5            | 511.8           | +78.3                           |
|                       | C . £ 2 40272 N. 1.4 | 2025 | 207.2            | 238.2           | +31.0                           |
|                       | 5 01 54 27 IN. Iat.  | 2026 | 208.0            | 240.2           | +32.2                           |
| Other flatfish o/     | Coostwide            | 2025 | 7220.7           | 7,803           | +582.3                          |
| Other Hatlish a/      | Coastwide            | 2026 | 6,563.7          | 6,972.6         | +408.9                          |
| Day Sala              | Coostwide            | 2025 | 3,966.7          | 4,549.7         | +583.0                          |
| Rex Sole              | Coastwide            | 2026 | 3,309.7          | 3,719.2         | +409.5                          |

a/ The other flatfish complex is shown as rex sole is managed in this complex. The alternative HCR results in increases to the complex ACL and, subsequently, the HG post set-sides.

b/ For rex sole, the ACL contributions are shown, this stock does not have an HG.

#### 3.3 Annual Catch Target

Under Alternative 2, ACTs for yelloweye and copper rockfishes remain the same as under Alternative 1.

#### 3.3.1 California Quillback Rockfish ACT

Under Alternative 2, the method to calculate the California quillback rockfish ACT the is the same as described under No Action, with the exception that the stock will not be managed in a complex (see Alternative 1). The Alternative 2 California quillback rockfish stock HG is 1.2 mt (see Table 71) which results in ACTs shown in Table 73. The Alternative 2 ACT is 0.04 and 0.03 mt higher than under Alternative 1, which is consistent with the description of the harvest specification described in Table 71 and Table 72.

|      | OFL<br>(mt) | ABC:ACL<br>(mt) | HG<br>(mt) | ACT<br>(mt) |
|------|-------------|-----------------|------------|-------------|
| 2025 | 1.52        | 1.3             | 1.2        | 1.2         |
| 2026 | 1.77        | 1.5             | 1.4        | 1.4         |

Table 73. Alternative 2. Estimated annual catch target (ACT) strategy for California quillback rockfish.

#### 3.4 Allocations

#### 3.4.1 Amendment 21 and Biennial Allocations

Under Alternative 2, the trawl/non-trawl allocations are the same as described under Alternative 1 Table 74) except Dover sole, shortspine thornyhead north and south of 34° 27′ N. lat., and other flatfish.

| Table 74.  | Alternative | 2. | 2025  | and  | 26   | stock   | and   | stock  | complex     | fishery   | harvest   | guidelines,  | allocation | type, |
|------------|-------------|----|-------|------|------|---------|-------|--------|-------------|-----------|-----------|--------------|------------|-------|
| allocation | percentages | (% | ) and | calc | ulat | ted tra | wl ai | nd non | i-trawl all | locations | s in metr | ic tons(mt). |            |       |

| STOCK             |  | Alloc.   | Veer    | HG or    |    | Trawl    | Non-Trawl |         |
|-------------------|--|----------|---------|----------|----|----------|-----------|---------|
| SIUCK             | AKLA                                     | Туре     | Year AC |          | %  | mt       | %         | mt      |
| Devencele         | Caasturida                               | Diamaial | 2025    | 45,840.1 | 05 | 43,548.1 | 5         | 2,292   |
| Dover sole        | Coastwide                                | Dienmai  | 2026    | 40,873.1 | 95 | 38,829.5 | 3         | 2,043.6 |
| Shortspine        | NL of 249272 NL 1ot                      | A 21     | 2025    | 505.8    | 05 | 480.5    | 5         | 25.3    |
| thornyhead        | $100134^{2}/10.1at.$                     | A-21     | 2026    | 511.8    | 95 | 486.2    |           | 25.6    |
| Shortspine        | S af 24927? N 1-4                        | A 21     | 2025    | 238.2    |    | 50       |           | 188.2   |
| thornyhead a/     | $5 \text{ of } 34^{-}2/\text{ IN. Ial.}$ | A-21     | 2026    | 240.2    | -  | 50       | _         | 190.2   |
| Other flatfish h/ | Castrila                                 | A 21     | 2025    | 7,803    | 90 | 7,022.7  | 10        | 780.3   |
| Other Hathsh b/   | Coastwide                                | A-21     | 2026    | 6,972.6  |    | 6,275.3  | 10        | 697.3   |

a/ shortspine thornyhead south of 34° 27′ N. lat. is int allocated by percentages, but by 50 mt to trawl and the remainder to non-trawl.

b/shown due to the alternative rex sole HCR is under consideration by the Council – rex sole is a component stock of the other flatfish complex.

Table 75 shows the difference between Alternative 1 and Alternative2 trawl and non-trawl the allocations for stocks with alternative HCRs. Of these stocks, only Dover sole allocations decrease, the remaining allocations for these stocks increase relative to Alternative 1 or do not change (i.e., shortspine thornyhead south of 34°27′ trawl allocation). It is important to note that the Alternative 1 ACL for Dover sole is greater than its ABC, which cannot be adopted; therefore, of the two action alternatives, only the Alternative 2 trawl/non-trawl allocations can be adopted.

| Tabla 75   | Altornative 2  | · Difforance between | Alternative 2 and | Altornativo 1 | trowl and nor | trowl allocations  |
|------------|----------------|----------------------|-------------------|---------------|---------------|--------------------|
| Table / 5. | Alternative 23 | Difference between   | Alternative 2 and | Alternative 1 | trawi anu noi | i-trawi anocations |

|            |                     |      |          | Alternative 1 |          | ative 2       | Difference Alt. 2<br>vs Alt. 1 |               |
|------------|---------------------|------|----------|---------------|----------|---------------|--------------------------------|---------------|
|            |                     |      | Trawl    | Non-<br>Trawl | Trawl    | Non-<br>Trawl | Trawl                          | Non-<br>Trawl |
| Stock      | Area                | Year | mt       | mt            | mt       | mt            | mt                             | mt            |
| Davar Sala | Caasturida          | 2025 | 45,995.1 | 2,420.8       | 43,548.1 | 2,292         | -2,447.0                       | -128.8        |
| Dover Sole | Coastwide           | 2026 | 45,995.1 | 2,420.8       | 38,829.4 | 2,043.7       | -7,165.7                       | -377.1        |
| Shortspine | N of 24927' N lot   | 2025 | 410.1    | 21.6          | 480.5    | 25.3          | +70.4                          | +3.7          |
| Thornyhead | N 01 54 27 IN. Iat  | 2026 | 411.8    | 21.7          | 486.2    | 25.6          | +74.4                          | +3.9          |
|            | S of 34°27' N. lat. | 2025 | 50       | 157.2         | 50       | 188.2         | 0.0                            | +31.0         |

|                          |            |       | Alterna       | ative 1 | Alternative 2 |       | Difference Alt. 2<br>vs Alt. 1 |       |
|--------------------------|------------|-------|---------------|---------|---------------|-------|--------------------------------|-------|
|                          |            | Trawl | Non-<br>Trawl | Trawl   | Non-<br>Trawl | Trawl | Non-<br>Trawl                  |       |
| Stock                    | Area       | Year  | mt            | mt      | mt            | mt    | mt                             | mt    |
| Shortspine<br>Thornyhead |            | 2026  | 50            | 158     | 50            | 190.2 | 0.0                            | +32.2 |
| Other                    | Caasturida | 2025  | 6,498.6       | 722.1   | 7,022.7       | 780.3 | +524.1                         | +58.2 |
| Flatfish                 | Coastwide  | 2026  | 5,907.3       | 656.4   | 6,275.4       | 697.3 | +368.1                         | +40.9 |

### 3.4.2 Rebuilding Species Allocation

#### Yelloweye rockfish

Under Alternative 2, yelloweye rockfish allocations are the same as under Alternative 1 (Section 1.4.1).

### Quillback rockfish

Under Alternative 2, California quillback rockfish is not subject to allocation between sectors.

### 3.5 Harvest Guidelines and State Shares for Stocks in a Complex

Under Alternative 2, the HGs and state shares are the same as described under Alternative 1 (Section 1.5).

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# 4. Alternative 3

Under the Alternative 3, default HCRs, as detailed above under Alternative 1, would be implemented for all stocks except California quillback rockfish.

California Quillback Rockfish Stock: CDFW Recommended OFL/ACL<sup>1</sup>

Under Alternative 3, the California quillback rockfish harvest specification is OFL = 8.41 mt and the ABC:ACL = 5.06 mt. for 2025 and 2026(<u>Agenda Item E.2</u>, <u>Supplemental CDFW Report 2</u> <u>November 2023</u>).

The Council did not specify a 2026 OFL/ACL for analysis. In order to facilitate the Council with impact analysis for the full biennium under Alternative 3 for California quillback rockfish, the same OFL/ACL was used for the 2026 analyses under Alternative 3. It is possible a different 2026 specification will be selected by the Council.

### 4.1 Rockfish Conservation Area Updates

The RCA updates under Alternative 3 are the same as under Alternative 1 (Section 2.1).

### 4.2 Off-the-Top Deductions

Under Alternative 3, the off-the-top deductions are the same as described under Alternative 1 (Section 2.2). California quillback alternative harvest specification under Alternative 3 OFL = 8.41 mt and the ABC:ACL = 5.06 mt. for 2025 and 2026(<u>Agenda Item E.2</u>, <u>Supplemental CDFW</u> <u>Report 2 November 2023</u>) which is subject to a 0.1 mt research set-aside (Table 76). The off-the-top reduction results in a California quillback rockfish fishery HG of 4.96 for 2025 and 2026

| Table 76. Alternative 3: 2025 and 2026 tribal, EFP, research (Res), and incidental open access (IOA) groundfish |
|---|
| set-asides and harvest guideline (HG) for California quillback rockfish in metric tons (mt).                    |

| Species   | Area       | Yr.  | ACL<br>(mt) | Tribal<br>(mt) | EFP<br>(mt) | Research<br>(mt) | IOA<br>(mt) | Set-aside<br>Sum (mt) | Fishery<br>HG (mt) |
|-----------|------------|------|-------------|----------------|-------------|------------------|-------------|-----------------------|--------------------|
| QUILLBACK | California | 2025 | 5.06        | 0.0            | 0.0         | 0.1              | 0.0         | 0.1                   | 4.96               |
| ROCKFISH  | California | 2026 | 5.06        | 0.0            | 0.0         | 0.1              | 0.0         | 0.1                   | 4.96               |

The differences between the Alternative 1, Alternative 2, and Alternative 3 California quillback rockfish HGs are shown in Table 77. When rounded the differences between the Alternative 1 and Alternative 2 HGs for 2025-26, respectively. Alternative 3 is 3.8 mt and 3.6 mt higher than the other two Alternative HGs -the caveat is that Alternative 1 and Alternative 2 HGs are, when rounded, the same number.

<sup>&</sup>lt;sup>1</sup> Agenda Item E.2, Supplemental CDFW Report 2 November 2023

Table 77. Alternative 3: Comparison of the 2025-26 Alternative 1, Alternative 2 and Alternative 3 California quillback rockfish harvest guidelines (HG) in metric tons (mt) and the difference, in mt, between the HGs (Alt 3 HG - Alt 1 HG; Alt 3 HG – Alt 2 HG).

| Stock     | Area       | Yr.  | Alt 1 HG<br>(mt) | Alt 2 HG<br>(mt) | Alt3 HG<br>(mt) | HG Difference<br>Alt3:Alt1 (mt) | HG Difference<br>Alt3:Alt2 (mt) |
|-----------|------------|------|------------------|------------------|-----------------|---------------------------------|---------------------------------|
| Quillback | California | 2025 | 1.16             | 1.2              | 4.96            | +3.8                            | +3.76                           |
| Rockfish  | California | 2026 | 1.37             | 1.4              | 4.96            | +3.59                           | +3.56                           |

#### 4.3 Annual Catch Target

Under Alternative 3, ACTs for yelloweye and copper rockfishes remain the same as under Alternative 1.

#### 4.3.1 California Quillback Rockfish ACT

Under Alternative 3, the method to calculate the California quillback rockfish ACT the is the same as described under No Action, with the exception that the stock will not be managed in a complex (see Alternative 1). The Alternative 3 California quillback rockfish stock HG is 4.96 mt (see Table 76) which results in ACTs shown in Table 78.

 Table 78. Alternative 3. Estimated annual catch target (ACT) strategy for California quillback rockfish under Alternative 3 harvest specifications.

|      | OFL<br>(mt) | ABC:ACL<br>(mt) | Off the<br>Top<br>(mt) | HG<br>(mt) | ACT<br>(mt) |
|------|-------------|-----------------|------------------------|------------|-------------|
| 2025 | 8.41        | 5.06            | 0.10                   | 4.96       | 4.96        |
| 2026 | 8.41        | 5.06            | 0.10                   | 4.96       | 4.96        |

Table 79 shows the difference between the Alternative 1 ACT, Alternative 2, Alternative 3 ACTs for California quillback rockfish. The 2025-26 Alternative 3 California quillback rockfish ACT is 3.8 and 3.59 mt (respectively) higher than Alternative 1. The 2025-26 Alternative 3 California quillback rockfish ACT is 3.76mt and 3.56 mt (respectively) higher than Alternative 2 California quillback rockfish ACTs. These values are consistent with the differences between the Alternative harvest specification described above (Table 77).

|      | Alt 1<br>ACT<br>(mt) | Alt 2<br>ACT<br>(mt) | Alt 3<br>ACT<br>(mt) | Difference Alt<br>3 and Alt1 (mt) | Difference Alt<br>3 and Alt1 (mt) |
|------|----------------------|----------------------|----------------------|-----------------------------------|-----------------------------------|
| 2025 | 1.16                 | 1.2                  | 4.96                 | +3.8                              | +3.76                             |
| 2026 | 1.37                 | 1.4                  | 4.96                 | +3.59                             | +3.56                             |

Table 79. Alternative 3: Comparison of Alternative 1-3 annual catch target (ACT) comparison

#### 4.4 Allocations

#### 4.4.1 Amendment 21 and Biennial Allocations

Under Alternative 3, the trawl/non-trawl allocations are the same as described under Alternative 1 Allocations (2.4.1.)

#### 4.4.2 Rebuilding Species Allocation

#### Yelloweye rockfish

Under Alternative 3, yelloweye rockfish allocations are the same as under Alternative 1 (§2.4.20).

#### Quillback rockfish

Under Alternative 3, California quillback rockfish is not subject to allocation between sectors. (§2.4.20).

#### 4.5 Harvest Guidelines and State Shares for Stocks in a Complex

Under Alternative 3, the HGs and state shares are the same as described under Alternative 1 (§2.9)

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## 5. Alternative 4

Under the Alternative 4, default HCRs, as detailed above under Alternative 1, would be implemented for all stocks except California quillback rockfish. Under Alternative 4, the California quillback rockfish harvest specification is OFL = 1.52 mt and the ABC:ACL = 0 mt. for 2025 and OFL = 1.81 mt and the ABC:ACL = 0 mt 2026 (Table 2, Agenda Item F.2, Attachment 1, March 2024). The T<sub>target</sub> year to rebuild the California quillback stock under Alternative 4 specifications would be 2045 with a 0.999 probability of rebuilding by T<sub>max</sub> (2071). Adopting an F=0 strategy would equate to no mortality of California quillback rockfish whatsoever. The expectation is an F=0 strategy would also represent no California quillback rockfish mortality in all non-groundfish fisheries where there has been mortality in the past, e.g., Pacific halibut fishery. Additionally, the fisheries managed by California may need to consider management measures to ensure F=0 as fish caught in state waters would be considered as part of the total mortality of this stock.

### 5.1 Rockfish Conservation Area Updates

The RCA updates under Alternative 4 are the same as under Alternative 1 (Section 2.1).

#### 5.2 Off-the-Top Deductions

Under Alternative 4, the off-the-top deductions are the same as described under Alternative 1 (Section 2.2) unless removed by the Council. A F=0 strategy could not support an off-the-top deduction as this strategy results in no fishing mortality for the stock. Therefore, the 0.1 mt research set-aside for California quillback rockfish could not be adopted under this alternative as negative HG is not possible. Therefore, it this analysis assumes set-asides would have to equal zero to achieve an F=0 scenario. (Table 80)

| Species   | Area       | Yr.  | ACL  | Tribal | EFP  | Research | IOA  | Set-aside | Fishery |
|-----------|------------|------|------|--------|------|----------|------|-----------|---------|
|           |            |      | (mt) | (mt)   | (mt) | (mt)     | (mt) | Sum (mt)  | HG (mt) |
| QUILLBACK | California | 2025 | 0    | 0.0    | 0.0  | 0        | 0.0  | 0         | 0       |
| ROCKFISH  | Camornia   | 2026 | 0    | 0.0    | 0.0  | 0        | 0.0  | 0         | 0       |

Table 80. Alternative 4: 2025 and 2026 tribal, EFP, research (Res), and incidental open access (IOA) groundfish set-asides and harvest guideline (HG) for California quillback rockfish in metric tons (mt).

A comparison between the Alternative 1, Alternative 2, and Alternative 3, and Alternative 4 California quillback rockfish HGs are shown in Table 81. In this table the differences between the HGs is the Alternative 4 HG minus the other Alternative HGs. Noting that under Alt 4, the set-aside would need to be removed in order to achieve the F=0 scenario. Therefore, in all cases, Alternative 1 through Alternative 4 are greater than 0

Alternative 4 would also require cessation of federal and state fishery independent research that could impact quillback rockfish. Under Alternative 4, no set asides for research purposes could be authorized. With quillback rockfish status as over-fished, and currently in the process of establishing a rebuilding plan, collecting additional quillback rockfish data is crucial for recovery of the stock. These factors could jeopardize future stock assessments for California quillback. Further, State scientific collection permits are not under Council or NMFS jurisdiction, which further illustrates the difficulties of the federal rebuilding plan to achieving F=0.

| Stock     | Area       | Yr.  | Alt 1 HG<br>(mt) | Alt 2 HG<br>(mt) | Alt3 HG<br>(mt) | Alt4 HG<br>(mt) |
|-----------|------------|------|------------------|------------------|-----------------|-----------------|
| Quillback | California | 2025 | 1.16             | 1.2              | 4.96            | 0 a/            |
| Rockfish  | Camornia   | 2026 | 1.37             | 1.4              | 4.96            | 0 a/            |

 Table 81. Alternative 4: Comparison between the 2025-26
 Alternative 1 and Alternative 2 harvest guidelines in metric tons (mt)

Quillback has been caught in all groundfish fisheries except at-sea or midwater trawl since 2013. Additionally, it has been caught in non-groundfish fisheries as well, including pink shrimp and Pacific halibut fisheries. Table 79 provides the estimated average mortality for quillback rockfish caught off of California. The mortality was incurred in non-trawl fisheries on an annual basis; whereas, mortality in the other sectors was sporadic over the 10 year period. The individual years are not shown due to confidentiality concerns. These values demonstrate the difficulty of an F=0 scenario for California quillback rockfish, noting it appears in all groundfish fisheries as well as in non-groundfish fisheries. Further, this stock is also encountered in state managed fisheries (i.e., surfperch, coastal pelagics species[CPS], etc.). The mortality of state fishery catch may (CA halibut), or may not (e.g., CPS), be estimated by WCGOP. This then leads to uncertainty of total mortality for this stock.

Table 82. Estimated 10 year (2013-2022) average quillback rockfish mortality<sup>2</sup> off of California

| Sector                  | 10 Year Average<br>(mt) |
|-------------------------|-------------------------|
| Incidental              | 0.1                     |
| Research                | < 0.1                   |
| Bottom Trawl            | <0.1                    |
| Commercial Fixed Gear   | 3.0                     |
| California Recreational | 8.0                     |

### 5.3 Annual Catch Target

Under Alternative 4, ACTs for yelloweye and copper rockfishes remain the same as under Alternative 1.

### 5.3.1 California Quillback Rockfish ACT

Under Alternative 4, the method to calculate the California quillback rockfish ACT the is the same as described under No Action, with the exception that the stock will not be managed in a complex (see Alternative 1). The Alternative 4 California quillback rockfish stock HG is 0 mt (Table 83) as under the F=0 scenario, the ACL equals zero. A California quillback rockfish ACT is not feasible under this Alternative.

<sup>&</sup>lt;sup>2</sup> The NWFSC Fisheries Observation Science Program provided preliminary estimates of quillback mortality off California north and south of 40 10 (excluding research mortality) to the GMT, using the methods outlined in Somers et al. 2023. These estimates are in a pre-review, pre-decisional state and should not be formally cited. They are to be considered provisional and do not represent any final determination or policy of NOAA or the Department of Commerce."

|      | OFL<br>(mt) | ABC:ACL<br>(mt) | Off the<br>Top (mt) | HG<br>(mt) | ACT<br>(mt) |
|------|-------------|-----------------|---------------------|------------|-------------|
| 2025 | 1.52        | 0               | 0a/                 | 0          | 0           |
| 2026 | 1.81        | 0               | 0a/                 | 0          | 0           |

 Table 83. Alternative 3. Alternative 2. Estimated annual catch target (ACT) strategy for California quillback rockfish.

a/ the off the top amount for research is shown as 0 as a 0.1 mt research set-aside is not feasible under a 0 ACL scenario, i.e., an HG of less than 0 is not possible.

Table 84 shows the difference between the Alternative 1, Alternative 2, Alternative 3 and Alternative 4 California quillback rockfish ACTs. These values further indicate that an ACT under Alternative 4 is not feasible.

|      | Alt 1<br>ACT (mt) | Alt 2<br>ACT (mt) | Alt 3<br>ACT (mt) | Alt 3<br>ACT (mt) |
|------|-------------------|-------------------|-------------------|-------------------|
| 2025 | 1.16              | 1.2               | 4.96              | 0                 |
| 2026 | 1.37              | 1.4               | 4.96              | 0                 |

Table 84. Alternative 3: Comparison of Alternative 1-3 annual catch target (ACT) comparison

#### 5.4 Allocations

#### 5.4.1 Amendment 21 and Biennial Allocations

Under Alternative 4, the trawl/non-trawl allocations are the same as described under Alternative 1 Allocations (2.4.1.)

#### 5.4.2 Rebuilding Species Allocation

#### Yelloweye rockfish

Under Alternative 4, yelloweye rockfish allocations are the same as under Alternative 1 (§2.4.20).

#### Quillback rockfish

Under Alternative 4, California quillback rockfish is not subject to allocation between sectors. (§2.4.20).

#### 5.5 Harvest Guidelines and State Shares for Stocks in a Complex

Under Alternative 4, the HGs and state shares are the same as described under Alternative 1 (§2.9)

### **Chapter 2: Tribal Fishery**

#### **Executive Summary**

Tribal fisheries consist of trawl (bottom, midwater, and whiting), fixed gear, and troll. Principle management controls in the tribal fisheries include allocations, set-asides, HGs, and trip limits. Information relative to tribal fisheries and the Council process are found in the FMP §6.2.5 and 6.3.2.1 of the Groundfish Fishery Management Plan. The Tribal set-asides for the 2025-26 harvest specifications and management measure process are the same as in the last biennium, 2023-24.

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# 1. No Action -

#### 1.1 Tribal Fishery Management Measures

Tribal fisheries consist of trawl (bottom, midwater, and whiting), fixed gear, and troll. Principle management controls in the tribal fisheries include allocations, set-asides, HGs, and trip limits. The Washington Coastal Tribes (Makah, Quileute, Hoh, and Quinault) conducted their groundfish fisheries in 2023 with the allocations and management measures as described in Table 1. Tribal allocations and set-asides in 2023 are outlined in Table 1 . For more information on the relation of tribal fisheries to the council process, consult sections 6.2.5 and 6.3.2.1 of the <u>Groundfish Fishery</u> <u>Management Plan</u>.

Under No Action, all tribal fisheries are managed not to exceed set-asides. Trip limits are subject to inseason adjustments in order to utilize tribal allocations and HGs. Full rockfish retention programs, where all overfished and marketable rockfish are retained, as well as a Makah trawl observer program, were in place to provide catch accountability. Federal publications regarding tribal management measures for 2022 & 2023 are found in <u>50 CFR 660.50</u>.

#### Table 1. No Action. Tribal fishery management measures and regulations.

#### **Tribal Management Measures**

<u>Black rockfish</u>: For the commercial harvest of black rockfish off Washington State, the treaty Indian Tribes' harvest guideline is set at 30,000 lbs. for the area north of Cape Alava, WA (48°09.50' N. lat.) and 10,000 lbs. for the area between Destruction Island, WA (47°40' N. lat.) and Leadbetter Point, WA (46°38.17' N. lat.). This harvest guideline applies and is available to the Pacific Coast treaty Indian Tribes. There are no tribal harvest restrictions for black rockfish in the area between Cape Alava and Destruction Island. <u>Sablefish</u>: The sablefish allocation to Pacific coast treaty Indian Tribes is 10 percent of the sablefish ACL for the area north of 36° N. lat. and is reduced by 1.7 percent for estimated discard mortality. <u>Pacific whiting</u>: the tribal allocation is 17.5% of the United States Total Allowed Catch (TAC). <u>Arrowtooth flounder</u> are managed to an annual tribal harvest guideline of 2,041 mt. Big skate: are managed to an annual tribal harvest guideline of 15 mt.

Canary rockfish: are managed to an annual tribal harvest guideline of 50 mt.

Washington cabezon/kelp greenling complex are managed to an annual tribal harvest guideline of 2 mt.

Darkblotched rockfish are managed to an annual tribal harvest guideline of 5mt.

Dover sole: are managed to an annual tribal harvest guideline of 1,497 mt.

English sole: are managed to an annual tribal harvest guideline of 200 mt.

Lingcod: are managed to an annual tribal harvest guideline of 250 mt.

Longnose skate: are managed to an annual tribal harvest guideline of 130 mt.

<u>Nearshore rockfish</u>: are managed to an annual tribal harvest guideline of 1.5 mt.

Pacific cod: are managed to an annual tribal harvest guideline of 500 mt.

Pacific ocean perch are managed to an annual tribal harvest guideline of 130 mt.

Pacific spiny dogfish are managed to an annual tribal harvest guideline of 275 mt.

Petrale sole: are managed to an annual tribal harvest guideline of 350 mt.

Shelf rockfish: are managed to an annual tribal harvest guideline of 30 mt.

<u>Slope rockfish</u> are managed to an annual tribal harvest guideline of 36 mt.

#### Thornyheads

- Shortspine thornyhead is managed to an annual tribal harvest guideline of 50 mt.
- Longspine thornyhead is managed to an annual tribal harvest guideline of 30 mt.

Yelloweye rockfish are managed to an annual tribal harvest guideline of 5mt.

<u>Yellowtail rockfish</u>: Yellowtail rockfish taken in the directed tribal mid-water trawl fisheries are subject to a catch limit of 1,000 mt for the entire fleet, per year.

<u>Widow rockfish</u>: Widow rockfish taken in the directed tribal midwater trawl fisheries are subject to a catch limit of 200 mt for the entire fleet, per year.

#### Specific Management Measures & Trip Limits

<u>Rockfish</u>: Full retention. Rockfish taken during open competition tribal commercial fisheries for Pacific halibut would not be subject to trip limits.

Makah Tribe bottom trawl fisheries: Bottom trawl vessels are restricted to small footrope trawl gear.

<u>Nearshore rockfish</u>: 300 lb. per trip limit per species or species group, or to the non-tribal LE trip limit for those species if those limits are less restrictive than 300 lb. per trip.

<u>Shelf rockfish and slope rockfish:</u> Redstripe rockfish are subject to an 800 lb. trip limit. Shelf (excluding redstripe rockfish), and Slope Rockfish groups are subject to a 300 lb. trip limit per species or species group, or to the non-tribal LEFG trip limit for those species if those limits are less restrictive than 300 lb. per trip. LEFG trip limits are specified in the regulations (Table 2 (North) in 660.00 Subpart E)

<u>Other rockfish:</u> 300 lb. per trip limit per species or species group, or to the non-tribal LE trip limit for those species if those limits are less restrictive than 300 lb. per trip.

<u>Flatfish and other fish (small footrope bottom trawl)</u>: For Dover sole, English sole, other flatfish, and arrowtooth flounder trip limits will be established in tribal regulation only and adjusted in-season to stay within the overall harvest targets and overfished species limits.

<u>Spiny dogfish</u> are managed within the LE trip limits for non-tribal fisheries.

Yelloweye rockfish: All tribal fisheries are subject to a 100 lb. trip limit.

<u>EFH</u>: EFH closures in tribal U&A fishing areas do not apply to tribal fisheries

<u>RCA</u>: RCA closures in tribal U&A fishing areas do not apply to tribal fisheries

<u>Monitoring</u>: The Makah Tribe operates a shoreside observer program in the Tribal whiting fishery and an at-sea observer program in the Tribal midwater and bottom trawl fisheries to monitor and enforce Makah management measures.

<u>Reporting</u>: VMS declarations are required for Tribal trawl vessels only.

### 1.2 Impacts

Under No Action, set-asides were not exceeded, except for yelloweye rockfish. The Tribes encountered a "lightning strike" of yelloweye rockfish in their 2023 Pacific halibut fishery. Normally the tribal fleet avoids known hot spots of yelloweye rockfish in their fisheries, as they are subject to the full retention measures previously noted. However, the tribal Pacific halibut fishery in 2023 extended into July; later in the year than at any time in the last 20 years. This

resulted in tribal fishermen exploring recently unfished halibut grounds within their respective Usual and Accustomed fishing areas (U&As). During these explorations, previously unknown hotspots of yelloweye rockfish were encountered within the tribal U&As, and encountered yelloweye rockfish were fully retained as per tribal management measures. Following this event, these areas were closed to further longline fishing via tribal fishing regulation.

The projected groundfish mortality for 2023 is shown in Table 2

 Table 2. No Action: Projected 2023 groundfish mortality in tribal fisheries.

| Species                        | Current Treaty harvest guidelines<br>and set-asides (2023) (mt) | 2023 Total Mortality (mt) |
|--------------------------------|---|---------------------------|
| Arrowtooth flounder            | 2,041   | 0                         |
| Black rockfish (WA) a/         | 18.14   | .07                       |
| Big Skate                      | 15  | 0                         |
| Cabezon                        | 2   | .63                       |
| Canary rockfish                | 50  | 3.09                      |
| Darkblotched rockfish          | 5   | .06                       |
| Dover sole                     | 1,497   | 6.38                      |
| English sole                   | 200   | 0                         |
| Lingcod                        | 250   | 32.08                     |
| Longnose skate                 | 130   | 22.45                     |
| Longspine thornyheads          | 30  | .36                       |
| Other flatfish                 | 60  | 3.18                      |
| Pacific cod                    | 500   | 28.07                     |
| Pacific ocean perch            | 130   | 0                         |
| Pacific whiting                | 80,806 (17.5% of TAC)   | 0                         |
| Petrale sole                   | 350   | 108.56                    |
| Sablefish north of 36° N. lat. | 849 (10% of TAC)  | 547.35                    |
| Shortspine thornyheads         | 50  | 3.98                      |
| Pacific spiny dogfish          | 275   | 0                         |
| Widow rockfish                 | 200   | 0                         |
| Yellowtail rockfish            | 1,000   | 10.09                     |
| Yelloweye rockfish             | 5   | 8.79                      |
| Minor shelf rockfish           | 30  | 1.39                      |
| Minor slope rockfish           | 36  | 0                         |
| Minor nearshore rockfish       | 1.5   | .14                       |

a/ The treaty harvest guideline of black rockfish is set at 30,000 lbs. north of Cape Alava and 10,000 lbs. between Destruction Island and Leadbetter Point (50 CFR 660.50(f)(1)).

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# 2. Alternative 1

As detailed in November 2023 briefing book items E.7.a Supplemental Tribal Report 1 and E.7.a Supplemental Tribal Report 2, the requested treaty harvest guidelines and set-asides are identical to the No Action for all fisheries.

Upon review of the published CFRs, the Tribes will be amending their set-aside requests during the April 2024 PFMC meeting to include a 2 mt set-aside for starry flounder. A tribal starry flounder set-aside of 2 mt was initially put in place in 2007 following high catch events in the tribal bottom trawl fishery. While this set-aside has not been requested by the Tribes for the last several harvest specification cycles, it has remained in published CFR regulations (Footnote ff to Table 1a, Part 660, Subpart C, Title 50). Upon review of catch since 2005, the Tribes have elected to re-add a 2 mt starry flounder set-aside to their official set-aside request in 2025/26. Starry Flounder is not a constraining species in fisheries coastwide, and a tribal set-aside remains a useful ACL buffer in the event of a lightning strike. This is particularly true as the 2005 and 2006 high catch events in tribal fisheries that preceded this set-aside align with other large lighting strike events of starry flounder in the Open Access fishery and research activities.

Table 3 displays the requested treaty harvest guidelines and set-asides as requested in November 2023 briefing book items E.7.a Supplemental Tribal Report 1 and E.7.a Supplemental Tribal Report 2, with the addition of a 2 mt starry flounder set-aside.

| Species                | Requested Treaty harvest guidelines and set-asides (mt) |
|------------------------|---|
| Arrowtooth flounder    | 2,041   |
| Black rockfish (WA) a/ | 18.14   |
| Big skate              | 15  |
| Cabezon                | 2   |
| Canary rockfish        | 50  |
| Darkblotched rockfish  | 5   |
| Dover sole             | 1,497   |
| English sole           | 200   |
| Lingcod                | 250   |
| Longnose skate         | 130   |
| Longspine thornyheads  | 30  |
| Other flatfish         | 60  |
| Pacific cod            | 500   |
| Pacific ocean perch    | 130   |
| Pacific whiting        | 17.5% of TAC  |
| Petrale sole           | 350   |

Table 3. Alternative 1. Requested Treaty harvest guidelines and set-asides for 2025-2026.

| Species                        | Requested Treaty harvest guidelines and set-asides (mt) |
|--------------------------------|---|
| Sablefish north of 36° N. lat. | 10% of TAC  |
| Shortspine thornyheads         | 50  |
| Pacific spiny dogfish          | 275   |
| Starry flounder                | 2   |
| Widow rockfish                 | 200   |
| Yellowtail rockfish            | 1,000   |
| Yelloweye rockfish             | 5   |
| Nearshore rockfish             | 1.5   |
| Slope rockfish                 | 36  |
| Shelf rockfish                 | 30  |

a/ The treaty harvest guideline of black rockfish is set at 30,000 lbs. north of Cape Alava and 10,000 lbs. between Destruction Island and Leadbetter Point (50 CFR 660.50(f)(1)).

# 3. Alternative 2

Tribal fisheries would operate under the HGs and allocations displayed in Table 3. Tribal fisheries would be managed using the same measures described under No Action (Table ).

# 4. Alternative 3

This alternative does not affect tribal fisheries as it is specific to the California stock of quillback rockfish

# 5. Alternative 4

This alternative does not affect tribal fisheries as it is specific to the California stock of quillback rockfish
#### **Executive Summary**

Several at-sea set-asides were exceeded in 2022 and 2023, triggering Council interest in revisiting all at-sea set-asides to determine if adjustments are warranted. In addition, several species categories with set-asides were assessed in 2023, leading to either substantial increases or decreases in ACLs and IFQ allocations in 2025-26.

A bootstrap simulation was used to estimate the risk, or probability, of exceeding the at-sea setasides in 2025-26. Four different attainment and latitudinal distribution scenarios were simulated to account for uncertainty in fishing effort. Across the species with at-sea set-asides, the bootstrap results indicate varying degrees of increased risk if the sectors fully attained their Pacific whiting allocations, compared to maintaining recent average attainment levels. Similarly, there are varying degrees of risk depending on how much fishing effort is focused off of Washington, compared to both Washington and Oregon (i.e., "coastwide").

For the species with only one at-sea set-aside option (i.e., status quo), there is generally a low risk of the at-sea set-asides being exceeded. For the two species or complexes with two at-sea set-aside options, arrowtooth flounder and the Other Flatfish complex, the option that would increase the set-asides to 100 mt (Option 2) would better accommodate anomalous bycatch years without impacting the IFQ fishery because of low IFQ attainment. There are six remaining species categories that have more than two options for at-sea set-asides: canary rockfish, darkblotched rockfish, sablefish north of  $36^{\circ}$  N. lat., shortspine thornyhead north of  $34^{\circ}$  27' N. lat., widow rockfish, and yellowtail rockfish north of  $40^{\circ}$  10' N. lat. Only canary rockfish, shortspine thornyhead, and widow rockfish include options in the range that would reduce the 2025-26 set-asides, compared to 2023.

For canary rockfish and shortspine thornyhead, the risk in 2025-26 is dependent on whether unique fishing dynamics seen in 2022 and 2023 (e.g., fishing relatively close to the seafloor) continue into the next biennium. If they do, lower set-asides could limit the at-sea sectors' ability to fully utilize their Pacific whiting allocations or lead to increased avoidance measures and thus higher operational costs. In general, increasing the set-asides for stocks where there is relatively little impact to the IFQ fishery (e.g., sablefish and darkblotched rockfish) would likely offset some of the impacts from reductions to the canary rockfish and/or shortspine thornyhead set-asides. The risk of exceeding the set-aside for yellowtail rockfish north of  $40^{\circ} 10'$  N. lat. may be overestimated in the bootstrap simulation results due to high variability of historical catches, and all three set-aside options would be higher than at-sea mortality since 2011.

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# 1. No Action

### 1.1 At-Sea - Management Measures

The at-sea Pacific whiting fishery is composed of catcher/processors (CP) that target Pacific whiting with midwater trawl gear and process at sea, as well as motherships (MS) that process catch from catcher vessels which also use midwater trawl gear. Prior to 2018, Pacific ocean perch ("POP"), darkblotched rockfish, widow rockfish, and canary rockfish were managed in the at-sea sectors to hard-cap allocations. <u>Amendment 21-3</u> revised these hard allocations to soft-cap set-asides for POP and darkblotched rockfish, and <u>Amendment 21-4</u> did the same for widow and canary rockfishes. Further, management measures have been established that restrict the Pacific whiting season dates and provide for Bycatch Reduction Areas (BRAs; 50 CFR §660.131) and Block Area Closures (BACs; 50 CFR §660.60).

The at-sea Pacific whiting fishery is managed under a system of cooperatives ("co-ops") that are similar to Individual Fishing Quota (IFQ) programs except that the harvest privilege is assigned to the co-op instead of an individual vessel. The members of the co-op determine how and when the collectively-held harvest privilege would be used. The trawl rationalization program established a set of rules for the formation of co-ops that incentivized participation by all MS catcher vessels in the co-op system. For the MS sector, all catcher vessels have participated in a single co-op since 2011. However, catcher vessels can choose to operate outside of the co-op in the non-cooperative fishery. The CP sector has been voluntarily operating under a co-op since 1997. Currently, all at-sea vessels are part of a co-op, and thus the allocation to a sector is, essentially, an allocation to the co-op. Regulations for the MS sector can be found at 50 CFR §660.150 and for the CP sector at 50 CFR §660.160.

Principle management measures for the at-sea fishery in 2023 include:

- Cooperative management as described above.
- If there are any allocations for non-prohibited species caught incidentally with whiting, the sector must stop harvesting and processing that species once the sector is projected to meet or exceed the allocation (50 CFR §660.150(c)(3)(i) and 50 CFR §660.160(c)(6)). However, there are currently no allocations used to manage the at-sea sectors, as all previous allocations were converted to set-asides through Amendments 21-3 and 21-4.
- Set-asides for species listed in Table 5 are managed on an annual basis unless there is a risk of a harvest specification being exceeded, unforeseen impact on another fishery, or a conservation concern (50 CFR 660.150(c)(2)(i)(B)(1)). If one of these circumstances occurs, inseason action may be taken. The at-sea fishery is not required to cease harvesting if the at-sea set-aside is exceeded.
- BRAs are groundfish conservation areas (50 CFR §660.11) closed to vessels using midwater trawl gear during the Pacific whiting primary season shoreward of a boundary

line approximating the 75-fathom, 100-fathom, 150-fathom, or 200-fathom depth contour (50 CFR 660.130(e)(6)). BRAs can be implemented through routine inseason action.<sup>1</sup>

• BACs are a type of groundfish conservation area which close portions of the ocean bounded by latitude and depth and can be implemented for groundfish or salmon mitigation purposes coastwide for midwater trawl gear. BACs can be used to close specific sectors of the at-sea fishery (i.e., CP, MS), the entire at-sea fishery, or the entire trawl fishery (at-sea and IFQ). Whiting vessels fishing under an approved Salmon Mitigation Plan (SMP) may or may not be subject to a BAC if implemented for the whiting sector to access the Chinook salmon reserve (3,500 fish; see regulations at 50 CFR 660.60(i)).

At-sea set-asides are designed so that mortality from the at-sea sectors is largely accounted for, thereby minimizing risk to the ACL, while also accounting for the difficulty of predicting bycatch in the fishery and the possibility that they could be occasionally exceeded. Therefore, the Council may wish to set the at-sea set-asides such that they are not expected to be exceeded in more than a certain percentage of years. For example, if the at-sea sectors are expected to remain within their shortspine thornyhead set-aside 3 out of every 4 years, on average, while maintaining status quo fishing practices and effort, the Council might set the set-aside such that the probability of exceeding is less than 25 percent. When choosing an at-sea set-aside, the Council should also consider the needs of other fisheries for high-value or constraining stocks and the overall risk of exceeding the ACL based on mortality in other fisheries. At-sea set-asides also involve tradeoffs between stocks. The at-sea sectors' ability to utilize their Pacific whiting allocation while staying within the set-asides of stocks of particular concern often depends on their ability to catch additional bycatch of other stocks that are of lesser conservation concern or of less importance to other fisheries.

#### 1.2 Impact (Groundfish Mortality)

Both at-sea sectors (CP and MS) reached relatively low attainments of their respective Pacific whiting allocations in 2023 (Table 1), but attainment in the MS sector has been below 50 percent in most years since 2019. 2023 was the first year of implementation of several management measures applicable to the at-sea whiting fishery that were intended to improve utilization of Pacific whiting allocations, specifically an earlier season start date by two weeks and several other measures that enhance operational flexibility for the two sectors. Industry communication indicated that the two at-sea fleets were not able to fully take advantage of those new opportunities, in addition to difficulties finding aggregations of Pacific whiting with minimal bycatch. Vessels in both sectors left the Spring whiting fishery earlier than they typically would to prioritize the Alaska pollock fishery due to bycatch issues and large pollock opportunities, and fewer MS vessels returned to the West Coast fishery in the Fall after the Alaska pollock B season than would be typical in prior years.

<sup>&</sup>lt;sup>1</sup> assuming it meets all requirements of routine management measure changes (e.g., new information, expected impacts previously disclosed, etc.)

|      | Mothership                       |                                    |                                   | <b>Catcher Processor</b>         |                                    |                                   |
|------|----------------------------------|------------------------------------|-----------------------------------|----------------------------------|------------------------------------|-----------------------------------|
| Year | Pacific<br>Whiting<br>Catch (mt) | Post Re-apport.<br>Allocation (mt) | Post Re-<br>apport.<br>Attainment | Pacific<br>Whiting<br>Catch (mt) | Post Re-apport.<br>Allocation (mt) | Post Re-<br>apport.<br>Attainment |
| 2011 | 50,111                           | 53,039                             | 94%                               | 71,610                           | 75,138                             | 95%                               |
| 2012 | 38,152                           | 39,235                             | 97%                               | 55,602                           | 55,584                             | 100%                              |
| 2013 | 52,479                           | 56,170                             | 93%                               | 77,942                           | 79,574                             | 98%                               |
| 2014 | 62,039                           | 73,049                             | 85%                               | 103,267                          | 103,486                            | 100%                              |
| 2015 | 27,669                           | 71,204                             | 39%                               | 68,483                           | 100,873                            | 68%                               |
| 2016 | 65,019                           | 80,575                             | 81%                               | 108,804                          | 114,149                            | 95%                               |
| 2017 | 66,257                           | 96,884                             | 68%                               | 137,129                          | 137,252                            | 100%                              |
| 2018 | 67,145                           | 96,644                             | 69%                               | 116,049                          | 136,912                            | 85%                               |
| 2019 | 52,416                           | 96,644                             | 54%                               | 116,379                          | 136,912                            | 85%                               |
| 2020 | 38,110                           | 93,352                             | 41%                               | 111,015                          | 132,249                            | 84%                               |
| 2021 | 35,912                           | 81,276                             | 44%                               | 103,357                          | 115,141                            | 90%                               |
| 2022 | 59,183                           | 89,144                             | 66%                               | 126,158                          | 126,287                            | 100%                              |
| 2023 | 32,744                           | 102,047                            | 32%                               | 107,053                          | 144,566                            | 74%                               |

Table 1. Pacific whiting post-reapportionment allocation, catches, and attainment by at-sea sector, 2011-2023.

Table 2 shows the 2023 at-sea set-asides in regulation for all non-whiting bycatch species managed in the at-sea fishery, alongside the at-sea mortality for 2022, 2023, and 2019-2023 (average). All set-asides for species listed in Table 2 are determined each biennium to account for expected bycatch. During the 2021-22 harvest specifications and management measures setting process, the Council chose to remove the set-asides from regulation for species of negligible (i.e., less than 0.2 mt) at-sea bycatch, which includes yelloweye rockfish, English sole, longspine thornyhead north of 34° 27' N. lat., Pacific cod, and starry flounder. For species where there is low risk to the ACL or where reducing the set-aside offered little benefit to the IFQ fishery, the Council set the setasides at the historical maximum. This included all other species except for sablefish north of 36° N. lat., canary rockfish, darkblotched rockfish, Pacific ocean perch, petrale sole, and widow rockfish, which were set at a custom set-aside based on potential risks to the ACL and/or tradeoffs with the IFQ fishery.

In 2023, mortality from 10 of the 15 set-aside species were higher than their respective 2019-2023 average annual mortality in the at-sea sector (Table 2). The set-asides of five species were exceeded in  $2022^2$  or 2023 or both: arrowtooth flounder, darkblotched rockfish, other flatfish,

 $<sup>^2</sup>$  The 2022 at-sea set-aside amounts were the same as those in 2023.

sablefish north of 36° N. lat., and shortspine thornyhead north of 34° 27' N. lat. Only sablefish and shortspine thornyhead set-asides were exceeded in both years.

Table 2. 2023 at-sea set-asides in regulation for non-whiting species managed in the at-sea fishery along with 2022, 2023, and average 2019-2023 mortality by the at-sea fishery. Shaded rows indicate species for which the set-aside was exceeded in either 2022 or 2023, and shaded/italicized rows indicate that the set-aside was exceeded both years. Data Source = PacFIN NORPAC.

|                       |                      | 2023 Sat   | Mortality in At-Sea Fishery (mt) |       |                   |  |
|-----------------------|----------------------|------------|----------------------------------|-------|-------------------|--|
| Species               | Area                 | Aside (mt) | 2022                             | 2023  | Average 2019-2023 |  |
| Arrowtooth flounder   | Coastwide            | 70         | 71.4                             | 53.0  | 38.7              |  |
| Canary rockfish       | Coastwide            | 36         | 5.8                              | 20.1  | 7.6               |  |
| Darkblotched rockfish | Coastwide            | 76.4       | 70.1                             | 100.5 | 65.6              |  |
| Dover sole            | Coastwide            | 10         | 2.9                              | 1.6   | 2.6               |  |
| Lingcod               | N. of 40°10' N. lat. | 15         | 1.0                              | 2.2   | 1.3               |  |
| Longnose skate        | Coastwide            | 5          | 3.1                              | 2.9   | 1.5               |  |
| Other flatfish        | Coastwide            | 35         | 47.5                             | 24.2  | 24.2              |  |
| Pacific halibut       | Coastwide            | 10         | 1.8                              | 0.3   | 0.7               |  |
| Pacific ocean perch   | N. of 40°10' N. lat. | 300        | 22.7                             | 83.8  | 61.1              |  |
| Petrale sole          | Coastwide            | 5          | -                                | *     | <1                |  |
| Sablefish             | N. of 36° N. lat.    | 100        | 305.4                            | 160.6 | 122.0             |  |
| Shelf rockfish        | N. of 40°10' N. lat. | 35         | 10.3                             | 6.2   | 9.0               |  |
| Shortspine thornyhead | N of 34° 27' N. lat. | 70         | 244.7                            | 99.0  | 98.2              |  |
| Slope rockfish        | N. of 40°10' N. lat. | 300        | 209.5                            | 92.6  | 147.7             |  |
| Widow rockfish        | Coastwide            | 476        | 186.6                            | 206.3 | 159.3             |  |
| Yellowtail rockfish   | N. of 40°10' N. lat. | 320        | 27.7                             | 266.2 | 171.8             |  |

\* confidential

The at-sea Pacific whiting fishery uses midwater trawl gear that is deployed in the water column above the seafloor (i.e., "fishing depth"). The CP sector tends to fish in deeper bottom depths and slightly deeper fishing depths than the MS sector. The CP sector appears to have been fishing in relatively shallower bottom depths since 2021, compared to all other years prior. Industry input at the December 2023 Joint Technical Committee meeting of the hake treaty implementation process indicated that frequent bycatch encounters in 2023 were largely driven by the presence of Pacific whiting in shallower waters. Additionally, both sectors generally fished closer to the seafloor in 2022 and 2023 than all other years since 2011. Both of these operational changes in 2023 are likely responsible for the sectors exceeding several set-asides in 2022 and 2023 despite relatively low Pacific whiting allocation attainments.

For darkblotched rockfish and shortspine thornyhead, analysis of hauls<sup>3</sup> between 2011 and 2023 indicates that a higher ratio of fishing depth to bottom depth, or in other words fishing closer to the seafloor, predicts a higher probability of encountering the species as well as a higher volume of bycatch per haul. For canary rockfish, there was no difference in encounter rates across depth ratios, and fishing distance from the seafloor does not appear to predict the volume of canary rockfish per haul. Further, the distance from sea floor varied widely for the five CP hauls in 2023 that made up most of the 20 mt of canary rockfish caught. Alternative 1 discusses the 20 mt increase in canary rockfish bycatch in greater detail, including implications for setting the 2025-26 set-aside. As discussed in Alternative 1 below, the 2022 and 2023 at-sea set-aside exceedances for sablefish are likely driven by the incoming 2020 and 2021 year classes, which are estimated to be the largest year classes to enter the fishery on record.

<sup>&</sup>lt;sup>3</sup> Only CP hauls were analyzed for darkblotched rockfish, because CP bycatch was the primary cause of the 2023 setaside being exceeded, and MS bycatch increased only minimally compared to prior years (Table 7 in Chapter 3 §Darkblotched rockfish). Hauls from both sectors (CP and MS) were analyzed for shortspine thornyhead, because both sectors experienced substantial bycatch increases in 2022 and 2023 compared to prior years (Table 11 in Section Chapter 3 §Shortspine thornyhead north of 34° 27' N. lat.).

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# 2. Alternative 1

## 2.1 At-Sea - Management Measures

Under Alternative 1, DHCR ACLs would be implemented for 2025-26. The range of at-sea setasides put forward for consideration in the 2025-26 biennium are shown in Table 3, including the Option 1 Status Quo 2023 at-sea set-aside. For 8 of the 16 species categories, Option 1 Status Quo is the only option in the range. For 5 of the remaining 8 species categories, there are one or two options that would increase those set-asides. Options that would decrease the set-aside amount are included for canary rockfish, shortspine thornyhead north of  $34^{\circ} 27'$  N. lat., and widow rockfish. Options that are lower than the status quo set-aside are being considered for these three species categories, despite recent exceedances of the at-sea set-asides for canary rockfish and shortspine thornyhead north of  $34^{\circ} 27'$  N. lat., because of reductions to the ACLs in 2025-26 and thus anticipated impacts to the IFQ fishery, especially if the trawl allocation percentage is lowered for canary rockfish (See Chapter 1 §2.6).

| Species Category                                | Option 1<br>Status Quo (mt) | Option 2<br>(mt) | Option 3<br>(mt) |
|---|-----------------------------|------------------|------------------|
| Arrowtooth flounder                             | 70                          | 100              | -                |
| Canary rockfish                                 | 36                          | 30               | 20               |
| Darkblotched rockfish                           | 76.4                        | 100              | 150              |
| Dover sole                                      | 10                          | -                | -                |
| Lingcod north of 40° 10′ N. lat.                | 15                          | -                | -                |
| Longnose skate                                  | 5                           | -                | -                |
| Other flatfish                                  | 35                          | 100              | -                |
| Pacific halibut                                 | 10                          | -                | -                |
| Pacific ocean perch                             | 300                         | -                | -                |
| Petrale sole                                    | 5                           | -                | -                |
| Sablefish north of 36° N. lat.                  | 100                         | 300              | 429              |
| Shelf rockfish complex north of 40° 10' N. lat. | 35                          | -                | -                |
| Slope rockfish complex north of 40° 10' N. lat. | 300                         | -                | -                |
| Shortspine thornyhead north of 34° 27' N. lat.  | 70                          | 100              | 50               |
| Widow rockfish                                  | 476                         | 300              | -                |
| Yellowtail rockfish north of 40° 10' N. lat. a/ | 320                         | 360              | 450              |

| Table 3 Range of at-sea    | et-aside ontions (r | mt) for the 2025-26  | biennium by species | category  |
|----------------------------|---------------------|----------------------|---------------------|-----------|
| Table 5. Range of at-sea s | et-aside options (1 | int) for the 2023-20 | bienmum by species  | category. |

a/ Option 3 (450 mt) for yellowtail rockfish was added during overwinter analysis based on projection results of the bootstrap simulation. Option 3 was not originally in the range put forward by the Council in November 2023

Alternative 1 contemplates the California quillback rockfish default HCR. The at-sea fishery does not have a specific quillback rockfish set-aside. Given this stock inhabits areas that the at-sea sector

does not generally fish due to depth and habitat constraints, it is unlikely this fishery will encounter this stock. Therefore, the following Alternative 1 analysis excludes California quillback

## 2.2 Impact (Groundfish Mortality)

#### **Bootstrap Simulation Methods**

Bootstrap simulations were conducted to estimate the probability of the 2025-26 set-asides being exceeded under four different possible effort scenarios. 22,000 fishing seasons were simulated using individual whiting haul data from 2002 to 2023, with each individual simulated season first randomly selecting a year (e.g., 2017) and then resampling from all individual positive hauls (i.e., Pacific whiting was caught) within the selected year until a season end occurs. Predicted catch from both at-sea sectors were combined for each simulated season in this analysis, because all set-asides are combined across both sectors.

Bootstrap probabilities were estimated under four different scenarios:

- 1. Coastwide<sup>1</sup> fishing effort and full Pacific whiting allocations are assumed to be removed
- 2. Coastwide fishing effort and recent (2017-2023) average Pacific whiting allocation attainment is assumed
- 3. Northern (north of 46° 16' N. lat.) fishing effort and full Pacific whiting allocations are assumed to be removed
- 4. Northern (north of 46° 16' N. lat.) fishing effort and recent (2017-2023) average Pacific whiting allocation attainment is assumed

Out of the four scenarios, the two sectors most closely exhibited Scenario 2 in 2023 in which effort was distributed coastwide and Pacific whiting allocation attainment was moderate to low. Allocation attainment and latitudinal distribution have generally been the main drivers of bycatch trends in the at-sea fishery, and therefore, other scenarios looking at variables such as depth were not explored. To minimize the number of bootstrap simulation runs, we did not include strictly "southern" fishing effort scenarios, but as will be demonstrated below, species categories for which the risk of exceeding the set-aside is higher under a coastwide scenario compared to a northern scenario may suggest that the risk would be even higher if the sectors predominantly fished south of 46° 16′ N. lat.

Under Scenarios 1 and 3, in which full Pacific whiting attainment is assumed, a season end was only simulated once each sector's full Pacific whiting allocation was reached. Under Scenarios 2 and 4, recent average attainment, a season end was simulated once each sector caught the amount that equates to the average 2017-2023 percent attainment of their sector-specific post-tribal reapportionment allocation of Pacific whiting (88 percent for the CP sector; 54 percent for the MS sector). The period 2017-2023 was selected because 2017-2019 represents years of high catch preceding the COVID-19 pandemic, which resulted in lower catches and allocation attainments in 2020 and 2021. Following the pandemic, catches and attainments in 2022 and 2023 have begun to

<sup>&</sup>lt;sup>1</sup> "Coastwide" means the area between 42° N. lat. (i.e., OR-CA border) and the U.S.-Canada border. At-sea processing is prohibited south of 42° N. lat., and while fishing is still allowed, catcher vessels in the MS fleet generally do not fish very far south of that latitude in order to minimize the distance from processing platforms.

rebound, with the exception of MS catch in 2023 which was the lowest catch for that sector since 2016.

Full vs. average attainment in two alternative scenarios was compared because the at-sea sectors, and the MS sector in particular, have reached record low allocation attainments in recent years and could continue to reach low attainment levels if current conditions and fleet dynamics continue in 2025-26. However, if those drivers of attainment change, such as changes to oceanic conditions, bycatch dynamics, or better utilization of the new whiting fishery management measures implemented in 2023 that were intended to promote efficiency, the fleets could potentially reach closer to full utilization. Additionally, the MS fleet built and brought into the fleet a brand new vessel that is intended to increase catch per tow and allow the fleet to prioritize certain vessels in either the Alaska pollock or West Coast Pacific whiting fisheries. That vessel began test fishing in late 2023 and is expected to fully enter the fishery in 2024.

The Pacific whiting allocations are set through an annual treaty process outside of the Council process, and allocations for 2024 and beyond are yet to be established as of the time of writing this report. Therefore, the 2023 Pacific whiting allocation (post-tribal reapportionment) was used for both sectors as a proxy for the 2025-26 allocation that would trigger season end based on allocation attainment percentage (Table 4). While Scenarios 1 and 3 (full attainment) are less likely than Scenarios 2 and 4 (recent average attainment), even Scenarios 2 and 4 could overestimate the risk of exceeding a set-aside, because actual attainment of the 2023 allocations were lower than attainment assumptions under Scenarios 2 and 4 (nearly half for MS). This assumes 2023 is representative of 2025-26 attainments, but the sector's capacity to attain their allocations may increase by 2025 and 2026 due to efficiency improvements mentioned previously. Additionally, the 2023 Pacific whiting allocation was relatively high in 2023, driving down the attainment percentage compared to other years (Chapter 3 §1).

Table 4. Whiting allocation attainment percentages and catch amounts that trigger simulated season end for the full attainment scenarios (1 & 2) and the recent average attainment scenarios (3 & 4). Actual 2023 whiting catch and allocation attainments for each sector are provided for comparison. Data Source: 2023 Pacific whiting catch is from PacFIN report IFQ001; average 2017-2019 attainments are derived from PacFIN NORPAC data

| Attainment<br>Scenarios | At-sea<br>Sector | Attainment of 2023<br>Whiting Allocation<br>Simulated | Whiting Catch (mt)<br>that Triggers Season<br>end | Actual 2023<br>Whiting<br>Catch | Actual 2023<br>Whiting<br>Attainment |
|-------------------------|------------------|---|---|---------------------------------|--------------------------------------|
| 1 & 3 (Full)            | СР               | 100%  | 144,566   | 107,053                         | 74%                                  |
|                         | MS               | 100%  | 102,047   | 32,744                          | 32%                                  |
| 2 & 4 (Average)         | СР               | 88%   | 127,218   | 107,053                         | 74%                                  |
|                         | MS               | 54%   | 55,105  | 32,744                          | 32%                                  |

In addition to attainment scenarios, scenarios in which the at-sea sectors both exhibit either a coastwide effort distribution ( $42^{\circ}$  N. lat. to the U.S.-Canada border) or a northern effort distribution (exclusively north of  $46^{\circ}$  16' N. lat. or the Washington-Oregon border) were compared. This comparison is important, because not only do the Pacific whiting schools drive spatial distribution of at-sea effort, but bycatch of certain groundfish stocks and important salmon populations may

drive at-sea vessels away from certain areas and into others. This is also a dynamic of the fishery that is difficult to predict 2-3 years out.

Scenarios 3 and 4 analyze attainment probabilities if both sectors hypothetically fished exclusively north of the Washington-Oregon border. While there is a low likelihood of both sectors fishing exclusively north of that border for an entire season, the results of those scenarios are meant to demonstrate which stocks have a higher risk of their set-aside being exceeded when at-sea effort is more northerly distributed. Therefore, the probability results of both northern scenarios (3 and 4) are not meant to be taken literally but only as a relative comparison against Scenarios 1 and 2, respectively.

## **Bootstrap Simulation Results**

The following sections discuss the results of the bootstrap simulation. For species categories with more than one at-sea set-aside option, the results of the bootstrap simulation are provided for each species category in its respective section. Results are provided in the form of the 90th percentile of catches (mt) and the probability of exceeding each set-aside option, within each of the four scenarios. The 90th percentile of catches means that 90 percent of simulated seasons resulted in a total catch of that value or less. For example, a 90th percentile value of 267 mt means that 90 percent of simulated seasons resulted in a catch of 267 mt or less of sablefish north of 36° N. lat., assuming the full Pacific whiting allocations were taken and fishing effort was distributed between 42° N. lat. and the U.S.-Canada border (i.e., "coastwide"). Conversely, 10 percent of the simulations exceeded 267 mt.

For some species below, the 50th percentile is also provided. The 50th percentile (i.e., "median") is the simulated catch level where there were an equal number of simulated season catches either lower than or higher than that value and hence is considered risk neutral (Figure 1).



Figure 1 illustration of the 50th, 80th, and 90th percentiles within a normal distribution

For species where there are high bycatch events in the historical season data being sampled, the 90th percentile catch value may be unusually high (e.g., yellowtail rockfish). Additionally, if there

are trends in the historical bycatch data, bycatch either increasing or decreasing over time, bootstrapping may under or overestimate potential future bycatch.

Unsurprisingly, bycatch projections, and consequently the risk of exceeding any one set-aside, increases if the full Pacific whiting allocations are caught by the at-sea sectors, compared to assuming recent average attainment levels. However, the degree of increased risk is not equal across species categories. For example, the risk of exceeding the canary rockfish set-aside increases by ~1 percent, while the risk to the yellowtail rockfish set-aside more than doubles. Similarly, the difference in risk between coastwide and northern effort distributions varies by species category, with some species categories decreasing in risk (e.g., sablefish, shortspine thornyhead) and other species categories increasing in risk (e.g., canary rockfish, yellowtail rockfish) under a northern scenario. For some stocks, such as canary rockfish, there is greater difference in risk between the coastwide and northern effort scenarios than there is between full and average attainment scenarios.

#### 2.2.1 Set-Asides with One Option

For the 8 species categories with only one set-aside option (Option 1 Status Quo), the probability of exceeding their status quo set-asides is less than 15 percent even if the full 2023 Pacific whiting allocations are attained for both sectors and effort is coastwide. Assuming recent average attainments and coastwide effort, the probability of exceeding is zero for 7 of the species categories that have only one option; the exception is slope rockfish north of 40° 10' N. lat. A northern fishing effort increases the risk of exceeding the set-asides for most of the species categories without additional options, but most dramatically for slope rockfish complex north of 40° 10' N. lat., for which the risk increases from 3 percent to 44 percent assuming average attainment. Given that annual average slope rockfish north mortality since 2017 equates to 14 percent of the 2025-26 ACLs, the risk of exceeding the slope rockfish north complex ACL is low even if the at-sea set-aside were exceeded.

## **Petrale Sole**

Petrale sole is one of the species categories with only the Option 1 Status Quo set-aside in the range for analysis. Petrale sole is projected to fall below the 25 percent flatfish depletion target starting in 2026. Consequently, ACLs are dropping by 28 percent in 2025 and 32 percent in 2026, compared to 2024, and IFQ allocations are dropping by 32 percent and 36 percent, respectively. Petrale sole is an important target species in the IFQ fishery and is generally fully attained, and mortality has been trending upwards in the non-trawl sectors. Therefore, high attainment of the 2025 and 2026 petrale sole ACLs is expected. Because petrale sole mortality in the at-sea sectors has been less than 0.02 mt per year since 2002, the risk of exceeding the Option 1 Status Quo petrale sole at-sea set-aside (5 mt) is estimated to be 0 percent under all four attainment and distribution scenarios.

## 2.2.2 Set-Asides with Two Options

#### Arrowtooth flounder and Other Flatfish

Arrowtooth flounder and the Other Flatfish complex both have two at-sea set-aside options for the Council to consider in 2025-26. For both, Option 2 would increase the set-aside to 100 mt,

compared to Option 1 status quo. Also, for both, the 2022 set-asides were exceeded<sup>2</sup>, which created interest in increasing them for the next biennium.

The bootstrap simulation results indicate that the Option 1 Status Quo set-asides for both arrowtooth flounder and the Other Flatfish complex would be at risk of being exceeded nearly 1 every 3 years, on average, if the sectors fully attain their Pacific whiting allocation or around 3 every 20 years if the sectors continue with recent average attainment levels (both assuming a coastwide effort distribution). The risk of exceeding the set-asides of both arrowtooth flounder and Other Flatfish are reduced if fishing grounds in the north are prioritized. Option 2 reduces the risk of exceeding the set-aside to less than 10 percent for arrowtooth flounder and 0 percent for Other Flatfish.

Annual ACL and IFQ allocation attainments since 2017 have been less than 15 percent for both arrowtooth flounder and the Other Flatfish complex. Rex sole is part of the Other Flatfish complex and was assessed in 2023. Under Alternative 1 default HCRs, the outcome of the Rex sole assessment is leading to 52 percent and 39 percent increases in the Other Flatfish complex ACLs in 2025 and 2026, respectively, compared to the 2023 ACL. The arrowtooth flounder ACLs are dropping in 2025 and 2026 by roughly the same percentages, but 2025-26 ACLs are still expected to be roughly 13 times larger than total annual mortality within the last five years (2019-2023). Therefore, neither the arrowtooth flounder nor the Other Flatfish complex ACLs are expected to be at risk, even if the at-sea set-aside were exceeded in 2025-26. Option 2 for both arrowtooth flounder and Other Flatfish would better accommodate anomalous bycatch years in the at-sea whiting fishery than Option 1 Status Quo without impacting IFQ participants, since the IFQ fishery attains less than 15 percent of their allocations, each year.

#### Widow Rockfish

The at-sea set-aside options for widow rockfish are 476 mt (Option 1 Status Quo) and 300 mt (Option 2). Option 2 was added to the range during overwinter analysis due to reductions in the 2025-26 widow rockfish allocations to the IFQ fishery for which widow rockfish is an economically important target species. Those reductions are in addition to allocation reductions of other high value target species such as petrale sole and expected constraints of incidentally caught species such as canary rockfish and shortspine thornyhead. Therefore, cumulative economic impacts to the IFQ fishery are expected in 2025-26. Additionally, widow rockfish mortality in the at-sea fishery has been less than 210 mt in all years since 2011 with the exception of 2017 when it reached 476 mt (Table WDOW2). The maximum in 2017 is the basis for the status quo (Option 1) set-aside. Excluding 2017, the average at-sea mortality of widow rockfish has been 111 mt since 2011, well within the Option 2 set-aside of 300 mt.

The probability of exceeding the Option 1 Status Quo widow rockfish set-aside of 476 mt ranges 2-8 percent, with a slightly higher risk under a northern fishing effort scenario. The probability of exceeding the Option 2 set-aside of 300 mt ranges 8-30 percent (Table WDOW1). Assuming full Pacific whiting utilization attainment each year, which may be unlikely, and a coastwide effort distribution, the Option 2 set-aside is projected to be exceeded roughly every 1 in 5 years. Assuming recent average attainment levels, that risk drops to less than 1 in 10 years. Full utilization

 $<sup>^2</sup>$  The arrowtooth flounder set-aside was exceeded by 1.4 mt (71.4 mt total at-sea mortality), and the Other Flatfish set-aside was exceeded by 12.5 mt (47.5 mt total at-sea mortality).

of the widow rockfish IFQ allocation can be expected in 2025-26, but depending on the Council's selection of the widow rockfish trawl/non-trawl allocation option (See §), there may be some unharvested widow rockfish in the non-trawl allocation. This would determine whether the ACL is at risk of being exceeded in 2025-26.

Table 5. 90th percentile of widow rockfish catches in four bootstrap simulation scenarios, probabilities of exceeding the set-aside by option, and 2023 widow rockfish mortality in the at-sea sectors for comparison.

|                    | 004h D                       | Probability of                    |                     |                     |                               |
|--------------------|------------------------------|-----------------------------------|---------------------|---------------------|-------------------------------|
| Scenario           | of Simulated<br>Catches (mt) | Option 1<br>Status Quo<br>(36 mt) | Option 2<br>(30 mt) | Option 3<br>(20 mt) | 2023 At-Sea<br>Mortality (mt) |
| Full, Coastwide    | 361.1                        | 5%                                | 21%                 | 361.1               |                               |
| Full, Northern     | 432.5                        | 8%                                | 30%                 | 432.5               | 206.2                         |
| Average, Coastwide | 278.4                        | 2%                                | 8%                  | 278.4               | 200.5                         |
| Average, Northern  | 337.5                        | 3%                                | 13%                 | 337.5               |                               |

Table 6Mortality of widow rockfish in the CP and MS sectors, total widow rockfish mortality across both sectors, and Pacific whiting allocation attainment for each sector, 2011-2023.

| Year | CP Widow<br>Mortality<br>(mt) | MS Widow<br>Mortality<br>(mt) | Total At-Sea<br>Widow<br>Mortality (mt) | CP Pacific<br>Whiting<br>Attainment | MS Pacific<br>Whiting<br>Attainment |
|------|-------------------------------|-------------------------------|---|-------------------------------------|-------------------------------------|
| 2011 | 24.1                          | 12.9                          | 36.9                                    | 95%                                 | 94%                                 |
| 2012 | 41.9                          | 37.3                          | 79.2                                    | 100%                                | 97%                                 |
| 2013 | 15.7                          | 15.5                          | 31.2                                    | 98%                                 | 93%                                 |
| 2014 | 16.6                          | 39.6                          | 56.2                                    | 100%                                | 85%                                 |
| 2015 | 17.5                          | 17.2                          | 34.7                                    | 68%                                 | 39%                                 |
| 2016 | 112.3                         | 74.4                          | 186.7                                   | 95%                                 | 81%                                 |
| 2017 | 409.9                         | 66.1                          | 476.0                                   | 100%                                | 68%                                 |
| 2018 | 62.6                          | 144.3                         | 206.9                                   | 85%                                 | 69%                                 |
| 2019 | 92.9                          | 106.0                         | 198.9                                   | 85%                                 | 54%                                 |
| 2020 | 66.6                          | 19.5                          | 86.1                                    | 84%                                 | 41%                                 |
| 2021 | 96.1                          | 19.4                          | 115.5                                   | 90%                                 | 44%                                 |
| 2022 | 104.6                         | 82.1                          | 186.7                                   | 100%                                | 66%                                 |
| 2023 | 184.0                         | 22.3                          | 206.3                                   | 74%                                 | 32%                                 |

The 50th percentile estimate of bycatch for widow rockfish is 182 mt if both at-sea sectors fully attain their Pacific whiting allocations, which is within both at-sea set-aside options. This means that, based on the bootstrap simulation, there is an equal probability of at-sea catches being lower or higher than 182 mt. A lower set-aside of 300 mt would reduce negative economic impacts to the IFQ fishery in 2025-26 while accounting for expected widow rockfish mortality in the at-sea sector, noting that there is a low probability of the set-aside being exceeded under either option.

#### 2.2.3 Set-Asides with Three Options

The following sections provide impact analyses for species with three at-sea set-aside options. There are species-specific sections for canary rockfish, darkblotched rockfish, sablefish, shortspine thornyhead, and yellowtail rockfish.

#### **Canary rockfish**

Under Alternative 1 (DHCRs), canary rockfish ACLs would decrease by 55 percent in 2025 and 2026, compared to recent years. Consequently, the overall trawl allocation is expected to decrease, and Chapter 1 §2.6 discusses the impacts from several management options that would transfer some (5 or 12.5 percent) of the trawl allocation percentage to non-trawl. The Shorebased IFQ fishery will be impacted to varying degrees<sup>3</sup>, depending on the Council's decision on the canary rockfish trawl/non-trawl allocation in addition to the at-sea set-aside (See Chapter 3 §2). The following section primarily analyzes canary rockfish bycatch trends in the at-sea fishery and impacts to the at-sea sectors under different set-aside options, because the at-sea fishery would not be impacted by differences in the trawl allocation, unless the Council chose a certain set-aside based on its decision for trawl/non-trawl allocation percentages.

The at-sea set-aside options for canary rockfish are 36 mt (Option 1 Status Quo), 30 mt (Option 2), and 20 mt (Option 3). Option 3 is equivalent to the 2023 mortality of canary rockfish in the atsea sectors, and Option 1 is equivalent to the 2023 set-aside in regulation (i.e., Status Quo). Mortality of canary rockfish has been less than 7 mt since 2002, with the exception of 2023 in which 20 mt was caught (Table 5). However, if fishing effort off of Washington were to increase in 2025-26 compared to 2023, the risk of exceeding the canary rockfish set-aside approaches up to 25 percent, depending on the set-aside option chosen and the level of whiting allocation attainment(Table 6). A 25 percent risk means that the set-aside is likely to be exceeded every 1 out of 4 years, on average. There is only a 1-5 percent difference in risk to the canary rockfish setaside between the full and average attainment scenarios, yet the risk is roughly 20 percent higher if fishing effort is focused in the north compared to a coastwide effort distribution.

| Year | CP Canary<br>Mortality<br>(mt) | MS Canary<br>Mortality<br>(mt) | Total At-Sea<br>Canary<br>Mortality (mt) | CP Pacific<br>Whiting<br>Attainment | MS Pacific<br>Whiting<br>Attainment |
|------|--------------------------------|--------------------------------|--|-------------------------------------|-------------------------------------|
| 2011 | 0.5                            | 0.1                            | 0.5                                      | 95%                                 | 94%                                 |
| 2012 | 0.3                            | 0.1                            | 0.4                                      | 100%                                | 97%                                 |
| 2013 | 0.2                            | 0.5                            | 0.6                                      | 98%                                 | 93%                                 |
| 2014 | 0.3                            | 0.4                            | 0.6                                      | 100%                                | 85%                                 |
| 2015 | 0.1                            | 0.1                            | 0.2                                      | 68%                                 | 39%                                 |
| 2016 | 0.1                            | 0.4                            | 0.5                                      | 95%                                 | 81%                                 |

 Table 7. Mortality of canary rockfish in the CP and MS sectors, total canary rockfish mortality across both sectors, and Pacific whiting allocation attainment for each sector, 2011-2023. Data Source: 2011-2022 mortality data is from the GEMM; 2023 mortality data is from PacFIN Report <a href="Https://www.ikesuarce.org">IFQ001</a>

<sup>&</sup>lt;sup>3</sup>As discussed in Chapter 4 §0, there are twelve possible IFQ allocations in 2025-26 based on the combination of trawl/non-trawl allocation options and at-sea set-asides.

| 2017 | 2.1  | 4.5 | 6.6  | 100% | 68% |
|------|------|-----|------|------|-----|
| 2018 | 0.9  | 4.7 | 5.5  | 85%  | 69% |
| 2019 | 1.7  | 3.3 | 5.0  | 85%  | 54% |
| 2020 | 0.4  | 0.5 | 0.9  | 84%  | 41% |
| 2021 | 3.1  | 2.8 | 5.9  | 90%  | 44% |
| 2022 | 3.2  | 2.6 | 5.8  | 100% | 66% |
| 2023 | 19.6 | 0.5 | 20.1 | 74%  | 32% |

Table 8. 90th percentile of canary rockfish catches in four bootstrap simulation scenarios, probabilities of exceeding the set-aside by option, and 2023 canary rockfish mortality in the at-sea sectors for comparison.

|                    | 004h D                       | Probability of                    |                     |                     |                               |  |
|--------------------|------------------------------|-----------------------------------|---------------------|---------------------|-------------------------------|--|
| Scenario           | of Simulated<br>Catches (mt) | Option 1<br>Status Quo<br>(36 mt) | Option 2<br>(30 mt) | Option 3<br>(20 mt) | 2023 At-Sea<br>Mortality (mt) |  |
| Full, Coastwide    | 12.5                         | 1%                                | 3%                  | 5%                  |                               |  |
| Full, Northern     | 107.6                        | 19%                               | 20%                 | 25%                 | 20.1                          |  |
| Average, Coastwide | 8.1                          | 1%                                | 2%                  | 4%                  | 20.1                          |  |
| Average, Northern  | 81.3                         | 15%                               | 19%                 | 20%                 |                               |  |

The 50th percentile estimate of bycatch for canary rockfish is 1.9 mt, which is well within all three set-aside options. This means that, based on the bootstrap simulation, there is an equal probability of at-sea catches being lower or higher than 1.9 mt. However, if the unique 2023 fishing dynamics that resulted in 20 mt of canary rockfish bycatch are expected to continue into 2025-26, this "risk neutral" estimate may be an underestimate of bycatch that can be expected.

The 20 mt of canary rockfish caught in 2023 was largely made up of five canary rockfish hauls in the CP sector. Those five hauls were deployed by five different processors in the fleet, and four of the five were deployed at around 47° N. lat. The fishing depths of those five hauls ranged 60-167 fm, and the bottom depths ranged 90-753 fm. All five hauls occurred in late May of 2023, with three of the hauls occurring on the same day (May 30th). This burst of large volume bycatch in a single day is indicative of the difficulty in predicting bycatch and avoiding canary rockfish to prevent exceeding the set-aside. The volume of canary rockfish on the majority of the hauls in 2023 (i.e., excluding the five mentioned previously) remained largely unchanged for both sectors since 2019. Compared to Option 1 Status Quo, Options 2 and 3 could make it more difficult for the sectors to fully or highly attain their Pacific whiting allocations if an unforeseen large bycatch event occurs and the sectors are forced to implement frequent move-along measures for the remainder of the season to stay within the set-aside, especially given the overlap in space discussed in the following paragraphs. Given the likelihood that other sectors will highly attain their canary

rockfish allocations in 2025-26, the Council may need to consider inseason action if the at-sea setaside were exceeded or projected to be exceeded<sup>4</sup>.

Industry comments indicated that the increase in canary rockfish bycatch in 2023 was largely driven by increased fishing off of Washington in efforts to avoid Chinook salmon bycatch in more southern fishing grounds. If salmon bycatch off of southern Oregon continues to be exceptionally high in 2025 and 2026, as it was in 2023, and the at-sea sectors prioritize fishing grounds in the north to avoid salmon bycatch, canary rockfish bycatch in 2025-26 could be comparable to or greater than 2023 bycatch amounts. A canary rockfish set-aside with sufficient buffer could allow the at-sea sectors greater flexibility to minimize their protected species impacts off of southern Oregon, most notably Chinook salmon. Another species that could see higher bycatch if the at-sea sectors are forced to avoid canary rockfish in their northern fishing grounds is sablefish, of which the sectors caught large amounts off of southern Oregon in 2021 and 2022, likely driven by new year classes entering the fishery. When fishing effort is distributed coastwide, the risk of exceeding the sablefish set-aside approaches roughly 30 percent, or approximately 1 exceedance every 3 years, under Option 1 Status Quo (100 mt). This risk could be even higher if effort shifts to predominantly southern fishing grounds. Increasing the sablefish set-aside above Status Quo could offset some of the impacts from reducing the canary rockfish set-aside to Options 2 or 3, in addition to accounting for increases in the sablefish ACLs in 2025-26.

Hauls in which canary rockfish are caught and hauls in which no canary rockfish are caught overlap in latitudinal space more often for the CP sector than for the MS sector, particularly since 2020 (Figure 2 [MS] and Figure 3 [CP]). This suggests that the two sectors may be impacted to different degrees if the canary rockfish set-aside is reduced and a higher frequency of move-along measures is required to stay within the combined set-aside. It is worth noting, however, that MS sector attainment has been especially low since 2020, and the degree of spatial separation during the years since may not be fully reflective of patterns that would be seen if the MS sector was able to fully attain their allocation. It is also possible that the degree of separation seen in the data could be driven by the MS sector already implementing more frequent move-along measures to avoid encountering canary rockfish in areas around 44° N. lat., thus impacting their ability to fully attain their allocation. The CP sector caught 19.6 mt of the 20 mt of canary rockfish caught in 2023.

<sup>&</sup>lt;sup>4</sup> In the event an at-sea set-aside is exceeded or projected to be exceeded, inseason action may be taken if, "there is a risk of a harvest specification being exceeded, unforeseen impact on other fisheries, or conservation concerns," ( $\frac{50}{CFR}$  660.150(c)(2)(i)(B)(1))



Figure 2. MS - Distribution of average latitude by haul across MS hauls with any canary rockfish bycatch (present) and with no canary rockfish bycatch (absent). The dashed lines represent the median latitude across all years. Outliers are removed to protect confidentiality. Data Source: PacFIN NorPac

Similarly, the MS sector's largest hauls of Pacific whiting tend to occur south of  $43^{\circ}$  N. lat. and deeper than 300 fm below the sea surface, which is also where they tend to catch the lowest amount of canary rockfish per haul (Figure  $4^{5}$ ). While that relationship in latitude is roughly the same for the CP sector, that sector tends to see the largest volume hauls of both Pacific whiting and canary rockfish within the top 150 fm of the water column (Figure 5). Since 2018, roughly two thirds of CP hauls that caught any amount of canary rockfish were within the top 150 fathoms of the water column. For the MS sector, that proportion is closer to within the top 100-125 fathoms of the water column, with the exception of 2023 when canary rockfish were caught as bycatch more frequently below 150 fathoms than any other year since 2011, likely due to fishing closer to the bottom and in shallower waters that year.

<sup>&</sup>lt;sup>5</sup> Figure 4 and Figure 4 are smoothed plots of catch per haul by fishing depth and latitude based on positive hauls (i.e., catch of the respective species occurred) from 2019 to 2023, using a generalized additive model (k = 9) to generate the smoothness. The larger the volume of catch per haul tends to be in that area, the further right the smoothed curve extends. The latitudinal plot for canary rockfish bycatch (b) in the CP sector (Figure 5), is forced into a linear relationship because of sparse data. The real curve is not quite linear in that the largest volume of canary rockfish hauls tend to occur around 47° 30' N. lat., there is a group of moderately sized hauls around 44° N. lat., and very little to no canary rockfish is caught in most other latitudes. Also, the canary rockfish curves for both the MS and CP fishing depth plots forces a linear relationship within the top 100 fm due to sparse data, but for both sectors very little to no canary rockfish is caught above 50 fm, and the CP sector's canary rockfish bycatch appears to decline steeply in size of hauls going from 100 fm up to 50 fm.



Figure 3. CP - Distribution of average latitude by haul across CP hauls with any canary bycatch (present) and with no canary bycatch (absent). The dashed lines represent the median latitude across all years. Outliers are removed to protect confidentiality. Data Source: PacFIN NorPac

Figures similar to Figure 4 and Figure 5 that only included 2023 hauls were also generate; however, there were minor differences compared to the overall 2019-2023 trend. In 2023, the CP sector did not catch any Pacific whiting deeper than 280 fm below sea level, and similarly, the MS sector did not catch any Pacific whiting deeper than 240 fm. This is likely due to both sectors generally fishing in shallower bottom depths in 2023. Pacific whiting catch volumes for both sectors were roughly comparable in latitude, with the exception of slightly lower volumes at roughly 45° 30' N. lat. The MS sector differed in 2023 in that the volume of canary rockfish by haul peaked at around 160 fm fishing depth. For the CP sector, while the distribution of canary rockfish by fishing depth was comparable in 2023, the magnitude of the largest volume hauls at around 47° 30' N. lat. was much higher (2-6 mt) in 2023 than they were in 2019-2022 (less than 1 mt each). As described previously, the increase in at-sea canary rockfish mortality from less than 7 mt prior to 2023 to 20.1 mt in 2023 was driven by five unusually large hauls at roughly the same time and mostly around 47° N. lat. Recall that 47° N. lat. is the band at which the CP sector tends to catch large volumes of Pacific whiting per haul, second only to the area around 44° N. lat. Avoiding this area to prevent exceeding the canary rockfish set-aside could mean more time on the water and higher operational costs to attain their Pacific whiting allocation.



Figure 4. MS - Smoothed distribution of MS catch per haul (mt) of Pacific whiting (a) and canary rockfish (b) by fishing depth in the left two panels and latitude in the right two panels, 2019-2023. Method of smoothing is based on a generalized additive model where k = 9. Note that axes vary by plot.



Figure 5. CP - Smoothed distribution of CP catch per haul (mt) of Pacific whiting (a) and canary rockfish (b) by fishing depth in the left two panels and latitude in the right two panels, 2019-2023. Method of smoothing is based on a generalized additive model where k = 9. Note that axes vary by plot.

#### **Darkblotched rockfish**

The options for darkblotched rockfish at-sea set-aside are 76.4 mt (Option 1 Status Quo), 100 mt (Option 2), and 150 mt (Option 3). The bootstrap simulation results indicate that higher Pacific whiting allocation attainment increases the catch estimate of darkblotched rockfish, but there is minimal difference between the coastwide and northern effort distributions (Table 9). If Option 1 Status Quo were chosen for 2025-26, the set-aside could be exceeded roughly 1 every 3 years if the at-sea sectors fully attain their whiting allocations or roughly 3 out of every 20 years if they continue to reach recent attainment levels (both assuming a coastwide distribution of fishing effort). The risk of exceeding the 2025 or 2026 ACLs as a result of an at-sea set-aside exceedance is low given that less than 60 percent of the ACL has been attained each year since the stock was declared rebuilt in 2017, and 2025-26 ACLs are roughly 300 mt higher than the maximum total mortality since 2002.

Mortality of darkblotched rockfish in the at-sea sectors increased dramatically in 2017, immediately following the rebuilding of the stock (Table 10). This suggests that both sectors were able to avoid darkblotched rockfish under low darkblotched rockfish ACLs (i.e., prior to 2017) while continuing to fully attain their Pacific whiting allocations in most years. However, bycatch avoidance measures generally lead to more time on the water and higher operational costs. Requiring the sectors to take active measures to avoid darkblotched rockfish by setting the setaside too low could create unnecessary burden on the fishery, because the stock's ACL is not at risk and is not a conservation concern. Additionally, the stock is not economically important to any other West Coast fisheries, and the Shorebased IFQ fishery has attained less than 50 percent of the sector's allocation since 2011. The annual vessel limits<sup>6</sup> for IFQ vessels that are projected under any of the darkblotched rockfish set-aside options are not expected to impact any currently participating IFQ vessel's ability to harvest their target species, based on 2023 darkblotched rockfish catches. Overall, a higher darkblotched rockfish set-aside could give the at-sea sectors more flexibility to strategically avoid other species that are of more importance to other directed groundfish fisheries and for which the ACL may be more fully attained (e.g., canary rockfish). For both sectors, the vast majority of darkblotched rockfish is caught on hauls that did not catch any canary rockfish, and only 11 percent of all hauls since 2018 caught the two species together.

Table 9. 90th percentile of darkblotched rockfish catches in four bootstrap simulation scenarios, probabilities of exceeding the set-aside by option, and 2023 darkblotched rockfish mortality in the at-sea sectors for comparison.

|                    |                              | Probability of                      |                      |                      |                               |  |
|--------------------|------------------------------|-------------------------------------|----------------------|----------------------|-------------------------------|--|
| Scenario           | of Simulated<br>Catches (mt) | Option 1<br>Status Quo<br>(74.6 mt) | Option 2<br>(100 mt) | Option 3<br>(150 mt) | 2023 At-Sea<br>Mortality (mt) |  |
| Full, Coastwide    | 115.4                        | 28%                                 | 13%                  | 4%                   |                               |  |
| Full, Northern     | 129.8                        | 25%                                 | 20%                  | 6%                   | 100.5                         |  |
| Average, Coastwide | 84.4                         | 13%                                 | 7%                   | 0%                   | 100.5                         |  |
| Average, Northern  | 99.3                         | 21%                                 | 10%                  | 7%                   |                               |  |

Table 10. Mortality of darkblotched rockfish in the CP and MS sectors, total darkblotched rockfish mortality across both sectors, and Pacific whiting allocation attainment for each sector, 2011-2023. Data Source: 2011-2022 mortality data is from the GEMM; 2023 mortality data is from PacFIN Report IFQ001

| Year | CP Darkblotched<br>Mortality (mt) | MS Darkblotched<br>Mortality (mt) | Total At-Sea Darkblotched<br>Mortality (mt) |
|------|-----------------------------------|-----------------------------------|---|
| 2011 | 10.3                              | 1.7                               | 12.0  |
| 2012 | 1.4                               | 1.3                               | 2.7   |
| 2013 | 2.1                               | 4.2                               | 6.3   |
| 2014 | 3.4                               | 7.2                               | 10.6  |
| 2015 | 5.6                               | 2.4                               | 7.9   |
| 2016 | 3.5                               | 1.6                               | 5.1   |

<sup>&</sup>lt;sup>6</sup> Annual vessel limits are defined in regulations at <u>§660.111(1)(ii)</u>.

| Year | CP Darkblotched<br>Mortality (mt) | MS Darkblotched<br>Mortality (mt) | Total At-Sea Darkblotched<br>Mortality (mt) |
|------|-----------------------------------|-----------------------------------|---|
| 2017 | 32.0                              | 7.6                               | 39.6  |
| 2018 | 41.8                              | 23.2                              | 65.1  |
| 2019 | 45.6                              | 30.4                              | 76.0  |
| 2020 | 34.3                              | 5.0                               | 39.3  |
| 2021 | 33.5                              | 6.9                               | 40.4  |
| 2022 | 57.2                              | 12.8                              | 70.0  |
| 2023 | 89.9                              | 10.6                              | 100.5                                       |

#### Sablefish north of 36° N. lat.

The options for the sablefish at-sea set-aside are 100 mt (Option 1 Status Quo), 300 mt (Option 2), and 429 mt (Option 3). The Option 1 Status Quo set-aside of 100 mt was exceeded in 2022 due to large amounts of bycatch off of southern Oregon. Industry communication suggests that the large bycatch event was primarily made up of small fish, and the 2023 limited update assessment of sablefish indicates large incoming 2020 and 2021 year-classes. The results of the 2023 assessment will lead to sablefish ACL increases by roughly threefold in 2025 and 2026, and recent mortality in the at-sea sectors appears to mirror the increase in population size (Table 9)

Table 11 Mortality of sablefish north in the CP and MS sectors, total sablefish north mortality across both sectors, and Pacific whiting allocation attainment for each sector, 2011-2023. Data Source: 2011-2022 mortality data is from the GEMM; 2023 mortality data is from PacFIN Report IFQ001

| Year | CP Sablefish<br>Mortality (mt) | MS Sablefish<br>Mortality (mt) | Total At-Sea<br>Sablefish<br>Mortality (mt) | CP Pacific<br>Whiting<br>Attainment | MS Pacific<br>Whiting<br>Attainment |
|------|--------------------------------|--------------------------------|---|-------------------------------------|-------------------------------------|
| 2011 | 2.9                            | 2.0                            | 5.0   | 95%                                 | 94%                                 |
| 2012 | 4.2                            | 0.9                            | 5.1   | 100%                                | 97%                                 |
| 2013 | 9.7                            | 3.0                            | 12.7  | 98%                                 | 93%                                 |
| 2014 | 15.3                           | 0.9                            | 16.2  | 100%                                | 85%                                 |
| 2015 | 9.7                            | 1.9                            | 11.6  | 68%                                 | 39%                                 |
| 2016 | 18.1                           | 9.6                            | 27.7  | 95%                                 | 81%                                 |
| 2017 | 67.5                           | 85.8                           | 153.3                                       | 100%                                | 68%                                 |
| 2018 | 92.2                           | 24.6                           | 116.8                                       | 85%                                 | 69%                                 |
| 2019 | 53.2                           | 18.1                           | 71.4  | 85%                                 | 54%                                 |
| 2020 | 6.5                            | 8.7                            | 15.2  | 84%                                 | 41%                                 |
| 2021 | 48.1                           | 7.3                            | 55.4  | 90%                                 | 44%                                 |
| 2022 | 111.1                          | 194.1                          | 305.2                                       | 100%                                | 66%                                 |

The at-sea sectors are at risk of exceeding the Option 1 Status Quo set-aside roughly 1 out of every 3 years if fishing effort is distributed coastwide (Table 10). If fishing effort is distributed to the north, the risk of exceeding drops by more than half. The risk of exceeding the Option 3 set-aside (429 mt) is 5 percent or less under all four of the scenarios.

With most of the sablefish bycatch occurring off of southern Oregon in recent years, Option 1 Status Quo could force the fishery to operate in northern fishing grounds if they are approaching or exceed their sablefish set-aside, potentially leading to higher bycatch of stocks like canary rockfish or yellowtail rockfish. It is difficult to predict sablefish bycatch patterns in 2025-26 in the at-sea fishery, because sablefish population size and spatial distribution may change as the 2020 and 2021 year classes age over the next few years. By 2025, bycatch rates may not be as high as they were in 2022 when at-sea vessels were catching predominantly age-1 and age-2 fish.

The overall risk of reaching or exceeding the sablefish ACL north of 36° N. lat. in 2025 or 2026 is low because of low expected attainment from nearly all fisheries. Sablefish is an economically important stock to both the trawl and fixed gear groundfish fisheries. However, with ACLs increasing threefold in 2025-26, none of the at-sea set-aside options are expected to impact the Shorebased IFQ fishery.

Table 12. 90th percentile of sablefish north of 36° N. lat. catches in four bootstrap simulation scenarios, probabilities of exceeding the set-aside by option, and 2023 sablefish north mortality in the at-sea sectors for comparison.

|                    | 004h D                       | Probability of                     |                      |                      |                               |
|--------------------|------------------------------|------------------------------------|----------------------|----------------------|-------------------------------|
| Scenario           | of Simulated<br>Catches (mt) | Option 1<br>Status Quo<br>(100 mt) | Option 2<br>(300 mt) | Option 3<br>(429 mt) | 2023 At-Sea<br>Mortality (mt) |
| Full, Coastwide    | 267.1                        | 31%                                | 8%                   | 5%                   |                               |
| Full, Northern     | 124.6                        | 14%                                | 7%                   | 2%                   | 160.6                         |
| Average, Coastwide | 195.8                        | 26%                                | 3%                   | 0%                   | 160.6                         |
| Average, Northern  | 92.7                         | 8%                                 | 0%                   | 0%                   |                               |

Table 13. Mortality of sablefish north in the CP and MS sectors, total sablefish north mortality across both sectors, and Pacific whiting allocation attainment for each sector, 2011-2023. Data Source: 2011-2022 mortality data is from the GEMM; 2023 mortality data is from PacFIN Report IFQ001

| Year | CP Sablefish<br>Mortality<br>(mt) | MS Sablefish<br>Mortality<br>(mt) | Total At-Sea<br>Sablefish<br>Mortality<br>(mt) | CP Pacific<br>Whiting<br>Attainment | MS Pacific<br>Whiting<br>Attainment |
|------|-----------------------------------|-----------------------------------|--|-------------------------------------|-------------------------------------|
| 2011 | 2.9                               | 2.0                               | 5.0  | 95%                                 | 94%                                 |
| 2012 | 4.2                               | 0.9                               | 5.1  | 100%                                | 97%                                 |
| 2013 | 9.7                               | 3.0                               | 12.7   | 98%                                 | 93%                                 |
| 2014 | 15.3                              | 0.9                               | 16.2   | 100%                                | 85%                                 |
| 2015 | 9.7                               | 1.9                               | 11.6   | 68%                                 | 39%                                 |
| 2016 | 18.1                              | 9.6                               | 27.7   | 95%                                 | 81%                                 |
| 2017 | 67.5                              | 85.8                              | 153.3  | 100%                                | 68%                                 |
| 2018 | 92.2                              | 24.6                              | 116.8  | 85%                                 | 69%                                 |
| 2019 | 53.2                              | 18.1                              | 71.4   | 85%                                 | 54%                                 |
| 2020 | 6.5                               | 8.7                               | 15.2   | 84%                                 | 41%                                 |

| Year | CP Sablefish<br>Mortality<br>(mt) | MS Sablefish<br>Mortality<br>(mt) | Total At-Sea<br>Sablefish<br>Mortality<br>(mt) | CP Pacific<br>Whiting<br>Attainment | MS Pacific<br>Whiting<br>Attainment |
|------|-----------------------------------|-----------------------------------|--|-------------------------------------|-------------------------------------|
| 2021 | 48.1                              | 7.3                               | 55.4   | 90%                                 | 44%                                 |
| 2022 | 111.1                             | 194.1                             | 305.2  | 100%                                | 66%                                 |
| 2023 | 130.2                             | 30.4                              | 160.6  | 74%                                 | 32%                                 |

#### Shortspine thornyhead north of 34° 27' N. lat.

The at-sea set-aside options for shortspine thornyhead north of 34° 27' N. lat. are 70 mt (Option 1 Status Quo), 100 mt (Option 2), and 50 mt (Option 3). Option 2 would increase the set-aside by 30 mt in 2025-26 compared to 2023-24, and Option 3 would reduce the set-aside by 20 mt. Option 2 is designed to accommodate 2023 at-sea mortality of 99 mt, but it is worth noting that the at-sea fishery caught a total of 245 mt of shortspine thornyhead north in 2022, exceeding the 2022 set-aside by 175 mt. At-sea mortality has been less than 100 mt in all other years (

|                    | 004h D                       | Probability of                    |                      |                     |                               |
|--------------------|------------------------------|-----------------------------------|----------------------|---------------------|-------------------------------|
| Scenario           | of Simulated<br>Catches (mt) | Option 1<br>Status Quo<br>(70 mt) | Option 2<br>(100 mt) | Option 3<br>(50 mt) | 2023 At-Sea<br>Mortality (mt) |
| Full, Coastwide    | 178.7                        | 31%                               | 20%                  | 34%                 |                               |
| Full, Northern     | 42.6                         | 0%                                | 0%                   | 1%                  | 00.0                          |
| Average, Coastwide | 129.2                        | 25%                               | 15%                  | 33%                 | 99.0                          |
| Average, Northern  | 37.6                         | 0%                                | 0%                   | 0%                  |                               |

Table 13).

For shortspine thornyhead, there is very little difference in expected catches if the sectors fully attain their Pacific whiting allocations compared to only attaining recent average levels (Table 12). On the other hand, compared to a northern effort distribution, there is a 15-33 percent greater probability of the set-aside being exceeded if the sectors fish in a coastwide distribution, or in other words if the sectors fish off of both Oregon and Washington as opposed to just Washington. This means that if the at-sea sectors are forced to avoid northern fishing grounds to avoid canary rockfish due to high bycatch off Washington, they could experience greater bycatch of shortspine thornyhead off of Oregon. Again, the probabilities under an exclusively northern fishing scenario are not to be interpreted literally, but are meant to be relative comparisons to the coastwide effort scenario probabilities.

If the Council wished to keep shortspine thornyhead mortality in the at-sea sectors within the setaside every 3 out 4 years, on average, Option 2 (100 mt) is the only option with a probability of exceeding that is less than 25 percent under full attainment (assuming coastwide effort). If recent average attainment reflects expected attainment in 2025-26, Options 1 (70 mt) and 2 (100 mt) have probabilities less than 25 percent. Under Option 3, which reduces the set-aside compared to status quo, the probability of exceeding the at-sea set-aside is 33-34 percent, or roughly 1 every 3 years on average. That level of frequency may trigger the Council needing to take inseason action to minimize bycatch in the at-sea fishery, which could impact the sectors' ability to utilize their Pacific whiting allocation and result in economic losses.

Table 14. 90th percentile of shortspine thornyhead north of 34° 27′ N. lat. catches in four bootstrap simulation scenarios, probabilities of exceeding the set-aside by option, and 2023 shortspine thornyhead north mortality in the at-sea sectors for comparison.

|                    | 004h D                       | Probability of                    |                      |                     |                               |
|--------------------|------------------------------|-----------------------------------|----------------------|---------------------|-------------------------------|
| Scenario           | of Simulated<br>Catches (mt) | Option 1<br>Status Quo<br>(70 mt) | Option 2<br>(100 mt) | Option 3<br>(50 mt) | 2023 At-Sea<br>Mortality (mt) |
| Full, Coastwide    | 178.7                        | 31%                               | 20%                  | 34%                 |                               |
| Full, Northern     | 42.6                         | 0%                                | 0%                   | 1%                  | 00.0                          |
| Average, Coastwide | 129.2                        | 25%                               | 15%                  | 33%                 | 99.0                          |
| Average, Northern  | 37.6                         | 0%                                | 0%                   | 0%                  |                               |

Table 15. Mortality of shortspine thornyhead in the CP and MS sectors, total shortspine thornyhead mortality across both sectors, and Pacific whiting allocation attainment for each sector, 2011-2023. Data Source: 2011-2022 mortality data is from the GEMM; 2023 mortality data is from PacFIN Report IFQ001

| Year | CP Shortspine<br>Mortality (mt) | MS Shortspine<br>Mortality (mt) | Total At-Sea<br>Shortspine<br>Mortality (mt) | CP Pacific<br>Whiting<br>Attainment | MS Pacific<br>Whiting<br>Attainment |
|------|---------------------------------|---------------------------------|--|-------------------------------------|-------------------------------------|
| 2011 | 12.0                            | 1.4                             | 13.4   | 95%                                 | 94%                                 |
| 2012 | 1.2                             | 0.5                             | 1.7  | 100%                                | 97%                                 |
| 2013 | 15.7                            | 6.1                             | 21.8   | 98%                                 | 93%                                 |
| 2014 | 18.8                            | 1.6                             | 20.5   | 100%                                | 85%                                 |
| 2015 | 8.8                             | 1.7                             | 10.5   | 68%                                 | 39%                                 |
| 2016 | 7.2                             | 3.3                             | 10.5   | 95%                                 | 81%                                 |
| 2017 | 24.8                            | 3.2                             | 28.0   | 100%                                | 68%                                 |
| 2018 | 59.6                            | 9.8                             | 69.4   | 85%                                 | 69%                                 |
| 2019 | 52.2                            | 5.0                             | 57.2   | 85%                                 | 54%                                 |
| 2020 | 9.5                             | 0.1                             | 9.6  | 84%                                 | 41%                                 |
| 2021 | 69.2                            | 6.4                             | 75.6   | 90%                                 | 44%                                 |
| 2022 | 185.0                           | 59.2                            | 244.2  | 100%                                | 66%                                 |
| 2023 | 73.8                            | 25.2                            | 99.0   | 74%                                 | 32%                                 |

The 50th percentile estimate of bycatch for shortspine thornyhead north is 29.3 mt if both at-sea sectors fully attain their Pacific whiting allocations, which is within all three set-aside options. This means that, based on the bootstrap simulation, there is an equal probability of at-sea catches being lower or higher than 29.3 mt. However, if the unique 2022 fishing dynamics that resulted in

244 mt of shortspine thornyhead bycatch are expected to continue into 2025-26, this "risk neutral" estimate may be an underestimate of bycatch that can be expected.

As discussed in Chapter 3 §1, exceedances of the shortspine thornyhead north at-sea set-aside in 2022 and 2023 are likely caused by both sectors fishing closer to the seafloor in pursuit of Pacific whiting aggregations, in addition to the CP sector generally fishing in shallower bottom depths. At-sea haul-level data of both sectors from 2011-2023 indicates that shortspine thornyhead is encountered more frequently and caught in larger volumes closer to the seafloor. Unlike canary rockfish, the overall volume of shortspine thornyhead per haul increased in 2022 when the set-aside was exceeded, indicating that the exceedance was not due to large bycatch events but rather the sectors generally catching more shortspine thornyhead per haul. At-sea vessels may be able to prevent 2022 bycatch levels of shortspine thornyhead by fishing further off of the bottom but it may come at the cost of their ability to fully attain–or reach recent attainment levels of–their Pacific whiting allocations if the whiting aggregations continue to remain close to the seafloor. Therefore, depending on Pacific whiting allocation or could require that the vessels spend more time and operational costs looking for whiting aggregations that are not close to the seafloor.

## Yellowtail rockfish north of 40° 10' N. lat.

The at-sea set-aside options for yellowtail rockfish north of  $40^{\circ}$  10' N. lat. are 320 mt (Option 1 Status Quo), 360 mt (Option 2), and 450 mt (Option 3). Option 3 (450 mt) was added to the range during overwinter analysis to account for the bootstrap simulation results that projected high risk of exceeding the Option 1 and Option 2 set-asides, particularly if the sectors prioritize northern fishing grounds. If both sectors fully attained their Pacific whiting allocations every year and fished in a coastwide distribution, the yellowtail rockfish north set-aside is projected to be exceeded nearly once every two years under the status quo set-aside, roughly once every three years under Option 2, and roughly once every 5 years under Option 3. If the sectors reach recent average attainment levels, those projections drop to roughly once every 5 years under Status Quo, 1 in 10 years under Option 2, and extremely rarely under Option 3 (Table 16). However, as discussed below, these projections may be overestimating the true risk. The risk of exceeding the yellowtail rockfish north set-aside increases substantially under a northern fishing scenario, which is not surprising given that the large bycatch years are mainly driven by unusually large bycatch events off of Washington.

|                    |                              | Probability of                     |                      |                      |                               |  |
|--------------------|------------------------------|------------------------------------|----------------------|----------------------|-------------------------------|--|
| Scenario           | of Simulated<br>Catches (mt) | Option 1<br>Status Quo<br>(320 mt) | Option 2<br>(360 mt) | Option 3<br>(450 mt) | 2023 At-Sea<br>Mortality (mt) |  |
| Full, Coastwide    | 524.7                        | 44%                                | 32%                  | 10-15%               |                               |  |
| Full, Northern     | 3,843.4                      | 95%                                | 82%                  | 50-75%               | 266.2                         |  |
| Average, Coastwide | 357.3                        | 18%                                | 10%                  | 0%                   | 200.2                         |  |
| Average, Northern  | 2,504.3                      | 65%                                | 61%                  | 50-75%               |                               |  |

Table 16. 90th percentile of yellowtail rockfish north of 40° 10′ N. lat. catches in four bootstrap simulation scenarios, probabilities of exceeding the set-aside by option, and 2023 yellowtail rockfish north mortality in the at-sea sectors for comparison.

The 50th percentile estimate of bycatch for yellowtail rockfish north is 295 mt if both at-sea sectors fully attain their Pacific whiting allocations, which is within all three set-aside options. This means that, based on the bootstrap simulation, there is an equal probability of at-sea catches being lower or higher than 295 mt. However, as discussed further in the next two paragraphs, even this "risk neutral" estimate may be an overestimate.

Yellowtail rockfish north mortality in the at-sea fishery appears to be highly variable across years, ranging from 27 mt to 317 mt since 2019, and no trend or pattern is apparent in the time series (Table 17). Pacific whiting allocation attainment since 2011 also does not appear to drive the amount of yellowtail rockfish bycatch in the fishery that year. For example, the fishery only caught 43 mt in 2012 but attainment was relatively high, compared to 317 mt when attainment was relatively low in 2019. In other years, yellowtail rockfish catch and Pacific whiting allocation attainments are both high (e.g., 2013) or both low (e.g., 2015). Most recently, attainments were relatively high in 2022 compared to other recent years but yellowtail rockfish catch was only 27 mt. Conversely, 2023 attainments were the lowest and second lowest on record for the MS and CP sectors, respectively, yet 266 mt of yellowtail rockfish was caught. In short, years with high yellowtail rockfish bycatch appear to largely be attributed to unusually large bycatch events off of Washington and are not necessarily predicted by whiting attainment.

| Year | CP Yellowtail<br>Mortality (mt) | MS Yellowtail<br>Mortality (mt) | Total At-Sea<br>Yellowtail<br>Mortality (mt) | CP Pacific<br>Whiting<br>Attainment | MS Pacific<br>Whiting<br>Attainment |
|------|---------------------------------|---------------------------------|--|-------------------------------------|-------------------------------------|
| 2011 | 14.6                            | 66.7                            | 81.3   | 95%                                 | 94%                                 |
| 2012 | 32.0                            | 11.0                            | 42.9   | 100%                                | 97%                                 |
| 2013 | 78.4                            | 167.9                           | 246.3  | 98%                                 | 93%                                 |
| 2014 | 0.0                             | 41.9                            | 42.0   | 100%                                | 85%                                 |
| 2015 | 0.5                             | 81.5                            | 82.1   | 68%                                 | 39%                                 |
| 2016 | 11.3                            | 51.0                            | 62.3   | 95%                                 | 81%                                 |
| 2017 | 130.2                           | 147.9                           | 278.1  | 100%                                | 68%                                 |
| 2018 | 51.1                            | 178.7                           | 229.9  | 85%                                 | 69%                                 |
| 2019 | 164.2                           | 152.7                           | 316.9  | 85%                                 | 54%                                 |
| 2020 | 76.1                            | 90.7                            | 166.9  | 84%                                 | 41%                                 |
| 2021 | 3.5                             | 78.9                            | 82.4   | 90%                                 | 44%                                 |
| 2022 | 3.5                             | 23.8                            | 27.4   | 100%                                | 66%                                 |
| 2023 | 236.1                           | 30.1                            | 266.2  | 74%                                 | 32%                                 |

Table 17. Mortality of yellowtail rockfish north of 40° 10′ N. lat. in the CP and MS sectors, total yellowtail rockfish mortality across both sectors, and Pacific whiting allocation attainment for each sector, 2011-2023. Data Source: 2011-2022 mortality data is from the GEMM; 2023 mortality data is from PacFIN Report IFQ001

The high variability in the input data complicates interpretation of the bootstrap simulation results. As an example, the lowest set-aside option of 320 mt (Option 1 Status Quo) is higher than the sectors' maximum mortality since 2011 (317 mt), but the bootstrap simulation results suggest that the 320 mt set-aside could be exceeded roughly 1 out of every 5 years (18 percent), on average, under current fishing effort and attainment dynamics (i.e., average attainment, coastwide effort). Therefore, it is possible that the risks to the set-asides shown in Table 16 are an overestimate of actual risk in 2025-26, and given the annual variability of actual catches, it is difficult to capture the true risk of exceeding the yellowtail rockfish set-aside even with a simulation that relies on 22 years of data. In general, higher Pacific whiting allocation attainment does not necessarily result in high yellowtail rockfish bycatch. The sectors are, however, likely to catch more yellowtail rockfish as bycatch if they prioritize northern fishing grounds, possibly more than doubling the risk to the set-aside depending on the extent of activity off Washington

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# 3. Alternative 2

The impacts to the at-sea fishery under Alternative 2 are the same as those under Alternative 1 (default HCR), because the same range of at-sea set-aside options described under Alternative 1 would be applicable under Alternative 2. Alternative 2 contemplates the California quillback rockfish ABC Rule rebuilding strategy (Table 2, Agenda Item F.2, Attachment 1, March 2024). The at-sea fishery does not have a specific quillback rockfish set-aside. Given that this stock inhabits areas that the at-sea sector does not generally fish, and given that the at-sea fishery has not caught any quillback rockfish since 2009, it is unlikely this fishery will encounter this stock.

## 4. Alternative 3

Alternative 3 contemplates the California quillback rockfish Council selected harvest specifications for 2025-26 of an OFL =8.41mt, ACL =5.06 mt and an HG = 4.96 mt (Agenda Item E.2, Supplemental CDFW Report 2 November 2023). The at-sea fishery does not have a California quillback rockfish set-aside. Given this stock inhabits areas that the at-sea sector does not generally fish, and given that the at-sea fishery has not caught any quillback rockfish since 2009, it is unlikely this fishery will encounter this stock. Therefore, the impacts to the at-sea fishery under Alternative 3 are the same as those under Alternative 1 (default HCR), because the same range of at-sea set-aside options described under Alternative 1 would be applicable under Alternative 3.

## 5. Alternative 4

Alternative 4 contemplates the California quillback rockfish F=0 rebuilding strategy (<u>Table 2</u>, <u>Agenda Item F.2</u>, <u>Attachment 1</u>, <u>March 2024</u>). The at-sea fishery does not have a California quillback rockfish set-aside. Given this stock inhabits areas that the at-sea sector does not generally fish due to depth and habitat constraints and the at-sea fishery has not caught any quillback rockfish since 2009, it is unlikely this fishery will encounter this stock. Therefore, the impacts to the at-sea fishery under Alternative 4 are the same as those under Alternative 1 (default HCR), because the same range of at-sea set-aside options described under Alternative 1 would be applicable under Alternative 4.

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## Chapter 4. Trawl: Shore Based Individual Fishing Quota

#### **Executive Summary**

The Shorebased IFQ program is a system of transferable quota shares (QS) that operates within the limited-access groundfish trawl fishery, in addition to the Mothership (MS) and Catcher-Processor (CP) programs. High value IFQ species categories include sablefish north of 36° N. lat., petrale sole, widow rockfish, Pacific whiting, Dover sole, lingcod, and yellowtail rockfish north of 40°10' N. lat. This section describes 2025-26 allocations, catch impact projections, and analysis for groundfish species categories in the IFQ fishery under the range of alternatives up for consideration by the Council. Specifically, the HCR alternatives are:

Alternative 1, which implements the default Harvest Control Rules (HCRs) for all groundfish species. Under the default HCRs, shorebased IFQ allocations will decrease for some species (compared to No Action), notably canary rockfish, petrale sole, shortspine thornyhead north of  $34^{\circ}$  27' N. lat., arrowtooth flounder, and widow rockfish. Allocations for yellowtail rockfish, the other flatfish complex, and sablefish north of  $36^{\circ}$  N. will increase compared to No Action. For most IFQ species categories, catch projections increase or decrease roughly proportional to allocation increases or decreases. Canary rockfish, shortspine thornyhead, and petrale sole will be newly eligible for surplus carryover. IFQ allocations will be impacted by proposed changes to the biennial trawl/non-trawl allocation schemes for canary and widow rockfishes (See Chapter 1 §2.6 and §2.7) and to the at-sea set-asides for arrowtooth flounder, canary rockfish, darkblotched rockfish, other flatfish, sablefish north of  $36^{\circ}$  N. lat., shortspine thornyhead north of  $34^{\circ} 27'$  N. lat., widow rockfish, and yellowtail rockfish north of  $40^{\circ}$  10' N. lat (Chapter 3 §2).

Under Alternative 1, canary rockfish attainment is projected to be between 84 and 96 percent, depending on the trawl/non-trawl allocation and at-sea set-aside options. There are no anticipated differential impacts to the IFQ fishery from the darkblotched rockfish at-sea set-aside options. Alternative 1 is not tenable for Dover sole because the ACL would be greater than the ABC in both 2025 and 2026. Petrale sole allocations will be lower than the IFQ fishery's mortality in every year since 2013, resulting in large projected revenue losses. The 2025 annual vessel limit (AVL) for petrale sole would limit 14 IFO vessels from catching the amount they did in 2023. Sablefish catches are projected to increase, and none of the at-sea set-aside options are expected to negatively impact the IFQ fishery. Market constraints may limit catch increases. Decreasing IFQ allocations of shortspine thornyhead north of 34° 27' N. lat. are projected to result in ~50 percent attainment, but the decrease in 2025-26 AVLs are not expected to limit any individual vessels from catching 2023 levels of shortspine thornyhead north across all at-sea set-aside options. Shortspine thornyhead allocation reductions may limit bottom trawl vessels' ability to utilize Dover sole, but they may be able to mitigate those impacts by prioritizing sablefish in deeper waters, assuming sablefish markets are not a limitation. Widow rockfish attainment is projected to be 95-96 percent regardless of the trawl/non-trawl allocation option chosen. Some individual vessels may not be able to catch as much widow rockfish as they have in the past due to annual vessel limit reductions. Yellowtail rockfish allocations are increasing and attainment is projected to be 73-74 percent regardless of the at-sea set-aside option chosen; however, there is the potential for the at-sea setasides to limit future growth in the midwater rockfish fishery. Additional yellowtail rockfish opportunities could potentially offset some of the impacts from the widow rockfish allocation reductions.

Alternative 2, where IFQ allocations are the same as Alternative 1, except for the other flatfish complex, shortspine thornyhead north of  $34^{\circ} 27'$  N. lat., and Dover sole. These species categories would be managed with a P\* of 0.45, resulting in increased IFQ allocations for the other flatfish complex and shortspine thornyhead north of  $34^{\circ} 27'$  N. lat. and decreased allocations for Dover sole, compared to Alternative 1.

Under Alternative 2, catch projections remain the same as under Alternative 1 for all IFQ species categories except for Dover sole, other flatfish, Pacific halibut (minimal difference), and shortspine thornyhead north of 34° 27' N. lat. The IFQ fishery is projected to catch roughly 0.4 percent more of the other flatfish complex, 9-13 percent more of shortspine thornyhead north, and 0.3 percent less Dover sole, compared to Alternative 1. The decreased Dover sole allocation is not expected to notably impact the IFQ fishery compared to either No Action (2023) or Alternative 1. Increased shortspine thornyhead north allocations could alleviate some of the vessel-level constraints and allow bottom trawl vessels more flexibility to target Dover sole or sablefish based on market demand.

# 1. No Action

### 1.1 Shorebased IFQ Management Measures

The Shorebased IFQ program is a system of transferable quota shares (QS) that operates within the limited-access groundfish trawl fishery, in addition to the Mothership (MS) and Catcher-Processor (CP) programs. IFQ permit owners are allocated a percentage, or QS, of the species-specific IFQ allocation and may fish up to the poundage reflected by that share within a calendar year. The 2023 Shorebased IFQ program management measures are incorporated by reference ( $\S 660.140$ ) but are summarized in Table

| Category   | Management Measure  |
|--|---|
| Catch controls   | Individual Bycatch Quota (IBQ) for Pacific halibut north of 40° 10' N. lat. and IFQ quota pounds are debited from IFQ vessel accounts based on any catch that is landed or discarded. "Survival credits" are provided for discards of Pacific halibut, lingcod, and sablefish that utilize discard mortality rates endorsed by the SSC. Vessels are prohibited from participating in the IFQ fishery if they are in deficit status, or in other words, have a negative balance because the vessel exceeded their quota allocation for the prior year.   |
| Landing limits   | Cumulative bi-monthly landing limits (hereinafter "trip limits") for non-IFQ species and Pacific whiting outside of the primary season dates apply to each vessel (see regulations <u>Table 1 North and South to Part 660</u> , <u>Subpart D</u> ). Once a vessel reaches a limit, the species or species complex can no longer be retained and sold.   |
| Accumulation<br>limits                                   | The maximum number of QS and QPs an entity may control in the shorebased IFQ fishery and the maximum amount of QP in a vessel account (used and unused) are limited by accumulation limits (defined in regulation at $50 \text{ CFR } 660.111$ ). These limits vary according to the management unit for the stock or stock complex and are intended to prevent the consolidation of quota holdings by just a few entities.   |
| Adaptive<br>Management<br>Program (AMP)<br>pass throughs | Ten percent of the non-whiting QS is to be reserved for the AMP and each year the QP issued for that QS is available for use in the AMP. However, since AMP-related criteria for the distribution of the AMP-QP have not been developed, they are to be issued (i.e., passed through) to permit owners in proportion to their non-whiting QS until implementation of any regulatory changes.  |
| Carryover<br>provision                                   | The carryover provision allows a limited amount of surplus QP or IBQ pounds in a vessel account to be carried over from one year to the next or allows a deficit in a vessel account in one year to be covered with QP or IBQ pounds from a subsequent year, up to a carryover limit. The carryover provision is anticipated to increase individual flexibility for harvesters, improve economic efficiency, and achieve OY while preserving the conservation of stocks. The eligible percentages used for the carryover provision may be modified during the biennial specifications and management measures process or based on a Council inseason recommendation, pending NMFS approval. Species categories eligible for potential issuance of surplus |

Table 1. No Action - IFQ. Summary of IFQ fishery management measures in 2023.

| Category  | Management Measure  |
|---|---|
|   | carryover include those where the ABC is larger than the ACL and issuance of surplus carryover can occur up to the level where ACL = ABC.   |
| Monitoring and reporting                            | 100 percent of trips in the shorebased IFQ fishery are monitored at sea by either WCGOP observers or on-board electronic monitoring, while landings are tracked by electronic fish tickets and verified by catch monitors. Together, these two programs provide robust, near-real time tracking and reporting of IFQ species categories and Pacific halibut IBQ.  |
| Gear restrictions                                   | IFQ species categories may be harvested with groundfish trawl or legal groundfish non-trawl gear. Trawl gear restrictions ( <u>§660.112</u> ) prohibit certain types of gear that may be used in rocky habitat, reducing habitat impacts and also limiting overfished species bycatch for those species that inhabit rocky substrate. Selective flatfish nets are required shoreward of the boundary line approximating 100 fathoms from 40°10' N. lat. to 42° N. lat. Also, fishing with midwater trawl gear shoreward of the boundary line approximating 150 fathoms south of 40°10' N. lat. is prohibited.   |
| RCAs  | The trawl and non-trawl RCAs in effect for 2023 are described in Table 2 and Table 3, respectively. Vessels harvesting IFQ species categories must abide by applicable RCA closures, which are specified by gear type. "Gear switching" vessels in the Shorebased IFQ fishery using non-trawl gear to catch IFQ QP are subject to the non-trawl RCA closures. The Council took final action in March 2023 (Amendment 32) to move the seaward boundary of the non-trawl RCA to 75 fm between the OR/WA border and 34° 27' N. lat. and to allow LEFG and IFQ gear switching vessels to fish in the non-trawl RCA using stationary vertical jig gear or groundfish troll gear. Those regulatory changes are effective January 1, 2024. |
| Bycatch<br>Reduction Areas<br>(BRAs)                | BRAs can apply to vessels using midwater trawl gear during the primary whiting season and can be used to mitigate groundfish bycatch by limiting fishing to depths greater than any of the specified management lines between 75 fathoms and 200 fathoms (see regulations at $\underline{660.130(e)(6)}$ Subpart D).  |
| Block Area<br>Closures<br>(BACs)                    | Amendment 28 (2020) developed BACs which can be used to restrict groundfish bottom trawling from shore to 700 fathoms and in state waters off of Oregon and California. Amendment 30 (2023) also made BACs available as a routine management measure to control catch of groundfish by midwater trawl and bottom trawl vessels off of all three states. The size of the BACs can be bounded by depth contours or latitudes defined in groundfish regulations. Whiting vessels fishing under an approved Salmon Mitigation Plan (SMP) may or may not be subject to a BAC if implemented for the whiting sector to access the Chinook salmon reserve (3,500 fish) (see regulations at <u>50 CFR 660.60(i)</u> )                       |
| Other<br>Groundfish<br>Conservation<br>Areas (GCAs) | Fishing in conservation areas with trawl gear is subject to multiple GCAs as detailed at $50 \text{ CFR } 660.112(a)(5)$ . Cowcod Conservation Areas (CCAs) are closed to trawling.   |
| Table 2. I rawl KCA configurations in regulation for 202. | Table 2. | Trawl RCA | configurations | in regulation | for 2023. |
|---|----------|-----------|----------------|---------------|-----------|
|---|----------|-----------|----------------|---------------|-----------|

| Area                    | Jan-Feb                                       | Mar-Apr | May-Jun | Jul-Aug | Sep-Oct | Nov-Dec |
|-------------------------|---|---------|---------|---------|---------|---------|
| North of 46°16' N. lat. | 100 fm line - 150 fm line                     |         |         |         |         |         |
| South of 46°16' N. lat. | Block Area Closures (BACs) may be implemented |         |         |         |         |         |

#### Table 3. Non-trawl RCA configurations in regulation for 2023.

| Area   | Jan-Feb   | Mar-Apr | May-Jun | Jul-Aug | Sep-Oct | Nov-Dec |
|--|---|---------|---------|---------|---------|---------|
| North of 46°16' N. lat.                                      | shoreline a/ - 100 fm line b/                           |         |         |         |         |         |
| 469161NL 1.4 409101NL 1.4                                    | 40 fm line - 100 fm line b/                             |         |         |         |         |         |
| $46^{\circ}10^{\circ}$ N. lat $40^{\circ}10^{\circ}$ N. lat. | 30 fm line - 40 fm line                                 |         |         |         |         |         |
| 40°10' N. lat 38°57.5' N. lat.                               | 40 fm line - 125 fm line b/                             |         |         |         |         |         |
| 40°10' N. lat 34°27' N. lat.                                 | 50 fm line - 125 fm line                                |         |         |         |         |         |
| South of 34°27' N. lat.                                      | 100 fm line - 150 fm line (also applies around islands) |         |         |         |         |         |

a/ The federal regulations specify "shoreline," but the federal non-trawl RCA only extends to the federal-state waters boundary of 3 nm. Within 3 nm, Washington has a state prohibition on non-trawl commercial fishing.

b/ The Council took final action in March 2023 (Amendment 32) to move the seaward boundary of the non-trawl RCA to 75 fathoms between the OR/WA border and 34° 27' N. lat. Those changes are effective January 1, 2024.

### 1.2 Impact (Groundfish Mortality)

## **1.2.1 IFQ Species Categories**

The 2023 IFQ and IBQ allocations and total mortality for IFQ species categories are listed in Table 4. Three of the most economically important species categories to the Shorebased IFQ fishery are sablefish north of 36° N. lat., petrale sole, and widow rockfish.

Other high value IFQ species categories, with 2023 attainments in parentheses, include Pacific whiting (57 percent), Dover sole (8 percent), lingcod (21 percent coastwide), and yellowtail rockfish north of 40°10' N. lat. (76 percent). Canary rockfish and chilipepper rockfish both had 2023 attainments of 61 percent but are generally not considered economically important target species in the IFQ fishery. Attainments of the remaining IFQ species categories were all below 50 percent. Sablefish south of 36° N. lat. is another notable IFQ species category that continued to see low attainment in 2023 (10 percent). Sablefish south of 36° N. lat. is unique in that a majority of the impacts are attributed to "gear switchers" (i.e., IFQ participants who use fixed gear; <u>5 Year Catch Share Review</u>).

While catch and attainment of sablefish south of 36° N. lat. has remained very low in recent years, sablefish north of 36° N. lat. has been historically highly attained, and catch generally fluctuates in concert with the allocation. However, in 2023 attainment dropped to 69 percent despite the northern sablefish allocation reaching its highest level yet during IFQ management. The approximately 30 percent increase in allocation from 2022 to 2023 was apparently more than the fishery could effectively make use of at that time. This could be due to abnormally low sablefish prices that continue to decline, as well as a large portion of the population currently made up of

small fish (sablefish pricing is size-dependent). Industry has expressed concerns that harvesting too much sablefish could flood the market and further drive down prices, and some sablefish buyers stopped receiving sablefish landings in September 2023 in response to market dynamics.

| Table 4. No Action - Shorebased IFQ. Estimated mortality for     | IFQ species categories and Pacific halibut IBQ    |
|--|---|
| for 2023 compared to the allocations or set-asides. Data Source: | <b>NMFS Pacific Coast Groundfish IFQ Database</b> |

|                           |                         | No Action 2023                 |                                 |                 |                      |
|---------------------------|-------------------------|--------------------------------|---------------------------------|-----------------|----------------------|
| IFQ Species<br>Categories | Area                    | Estimated<br>Mortality<br>(mt) | SB IFQ<br>Allocation<br>(mt) a/ | %<br>Attainment | Ex-vessel<br>Revenue |
| Arrowtooth flounder       | Coastwide               | 800.2                          | 15,640.3                        | 5%              | \$26,998             |
| Bocaccio rockfish         | South of 40°10' N. lat. | 255.6                          | 700.3                           | 36%             | \$226,242            |
| Canary rockfish           | Coastwide               | 516.0                          | 842.5                           | 61%             | \$403,331            |
| Chilipepper               | South of 40°10' N. lat. | 950.3                          | 1,563.8                         | 61%             | \$999,904            |
| Cowcod                    | South of 40°10' N. lat. | 1.7                            | 24.8                            | 7%              | \$1,654              |
| Darkblotched rockfish     | Coastwide               | 184.0                          | 646.8                           | 28%             | \$112,043            |
| Dover sole                | Coastwide               | 3,832.4                        | 45,973.2                        | 8%              | \$3,532,363          |
| English sole              | Coastwide               | 234.8                          | 8,320.6                         | 3%              | \$25,018             |
| Lingcod                   | North of 40°10' N. lat. | 400.5                          | 1,829.3                         | 22%             | \$755,694            |
| Lingcod                   | South of 40°10' N. lat. | 50.1                           | 284.2                           | 18%             | \$106,504            |
| Longspine thornyheads     | North of 34°27' N. lat. | 21.4                           | 2,129.3                         | 1%              | \$17,264             |
| Shelf rockfish            | North of 40°10' N. lat. | 271.8                          | 694.7                           | 39%             | \$106,148            |
| Shelf rockfish            | South of 40°10' N. lat. | 44.3                           | 163.0                           | 27%             | \$5,058              |
| Slope rockfish            | North of 40°10' N. lat. | 192.1                          | 894.4                           | 21%             | \$39,322             |
| Slope rockfish            | South of 40°10' N. lat. | 27.7                           | 417.1                           | 7%              | \$30,944             |
| Other flatfish            | Coastwide               | 319.1                          | 4,142.1                         | 8%              | \$218,526            |
| Pacific cod               | Coastwide               | 39.2                           | 1,039.3                         | 4%              | \$38,164             |
| Pacific halibut b/        | North of 40°10' N. lat. | 27.7                           | 97.2                            | 28%             | \$0                  |
| Pacific ocean perch       | North of 40°10' N. lat. | 224.7                          | 2,956.2                         | 8%              | \$120,556            |
| Pacific whiting c/        | Coastwide               | 100,954.4                      | 178,582.8                       | 57%             | \$18,792,670         |
| Petrale sole              | Coastwide               | 2,836.3                        | 3,063.8                         | 93%             | \$7,410,493          |
| Sablefish                 | North of 36° N. lat.    | 2,677.4                        | 3,893.5                         | 69%             | \$4,511,916          |
| Sablefish                 | South of 36° N. lat.    | 93.9                           | 970.0                           | 10%             | \$270,454            |
| Shortspine thornyhead     | North of 34°27' N.      | 276.9                          | 1,146.7                         | 24%             | \$238,245            |
| Shortspine thornyhead     | South of 34°27' N       | 0.0                            | 50.0                            | 0%              | \$0                  |
| Splitnose rockfish        | South of 40°10' N. lat. | 19.9                           | 1,494.7                         | 1%              | \$659                |
| Starry flounder           | Coastwide               | 0.2                            | 171.9                           | 0%              | \$52                 |
| Widow rockfish            | Coastwide               | 10,896.9                       | 11,509.8                        | 95%             | \$6,393,048          |

|                           |                         | No Action 2023                 |                                 |                 |                      |
|---------------------------|-------------------------|--------------------------------|---------------------------------|-----------------|----------------------|
| IFQ Species<br>Categories | Area                    | Estimated<br>Mortality<br>(mt) | SB IFQ<br>Allocation<br>(mt) a/ | %<br>Attainment | Ex-vessel<br>Revenue |
| YELLOWEYE<br>ROCKFISH     | Coastwide               | 0.5                            | 3.33                            | 10%             | \$95                 |
| Yellowtail rockfish       | North of 40°10' N. lat. | 2,860.8                        | 3,761.9                         | 76%             | \$1,504,577          |

a/ Shorebased IFQ allocations do not include surplus carryover.

b/ Pacific halibut is managed using IBQ, see regulations at §660.140.

c/ Pacific whiting values include inseason allocation reapportionments.

#### 1.2.2 Pacific Halibut IBQ North of 40° 10' N. lat.

The 2023 Shorebased IBQ allocation for Pacific halibut north of 40° 10' N. lat. was 97.2 mt. The species is managed under an international agreement and the Total Constant Exploitable Yield (TCEY) is set by the International Pacific Halibut Commission (IPHC), outside of the Council process. The Pacific halibut mortality limit in the groundfish trawl fishery is set at 15 percent of the Area 2A (Washington, Oregon, and California) TCEY for legal sized Pacific halibut and is not to exceed 100,000 pounds annually. The trawl bycatch mortality limit is then converted to a round weight legal and sublegal sized amount using conversion factors provided by IPHC and NMFS at the time of calculation.

After these conversions, 10 mt is deducted to cover bycatch mortality in the at-sea Pacific whiting fishery and trawl fishery south of 40° 10' N. lat., and the remainder is issued as IBQ for use by vessels operating in the Shorebased IFQ program. Because of the 100,000-pound cap on the groundfish trawl mortality, any Area 2A TCEY higher than 666,667 pounds yields no further increase to the annual Pacific halibut IBQ mortality limit for the Shorebased IFQ program. The bycatch allocation percent can be adjusted downward or upward (above or below 15 percent) through the biennial specifications and management measures process, but the upper bound on the maximum allocations can only be changed though an FMP amendment. In 2023, 28 percent of the IBQ allocation was taken, and less than 50 percent has been taken since at least 2019.

#### 1.2.3 Non-IFQ Species

Recent mortality estimates (2021 and 20221) for non-IFQ groundfish species and complexes are shown in Table 5 (Source: Groundfish Expanded Mortality Multiyear (GEMM)). Prior to 2021, the Shorebased IFQ fishery was managed with coastwide bimonthly trip limits for big skate. As part of the 2021-22 harvest specifications and management measures package, the Council chose to manage big skate to an unlimited trip limit, adding it to three other non-IFQ species categories that were already managed with unlimited trip limits: longnose skate, the Other Fish complex, and California scorpionfish. The Council also chose to manage blackgill rockfish in the Shorebased IFQ fishery with an unlimited trip limit and to continue managing it with southern slope QP.

<sup>&</sup>lt;sup>1</sup> 2023 mortality estimates from the GEMM are not yet available as of the time of writing this report. As bycatch species, relying on GEMM estimates of discard mortality to determine total mortality impact is important, compared to just landings estimates in PacFIN.

Quillback rockfish were declared overfished and will be under a rebuilding plan in the 2025-26 biennium. No quillback rockfish were landed into California ports by the IFQ fishery prior to 2022. Since 2022, small amount have been landed into California annually, with the majority of quillback rockfish landed by bottom trawl vessels. Since 2011, quillback rockfish have only been recorded on observed IFQ trips off of California in 2014, 2019, and 2022, with 3 pounds or less observed each of those years. WCGOP observer data does not include 2023 at this time, but quillback rockfish landings increased beginning in 2023 and have continued to be higher in 2024 than years prior. The IFQ fishery has full observer or EM coverage, so it is likely that WCGOP observations of quillback rockfish could be higher in 2023 and 2024 than prior years. 2023 WCGOP data will be available for analysis in 2024. No quillback rockfish were identified in EM data for hauls south of 42° N. lat. during 2015-22. This is possibly due to the fact that a small portion of IFQ bottom trawl vessels are in the EM program, and the majority of quillback rockfish in the IFQ fishery appears to be caught by bottom trawl gear.

Table 5. 2021 and 2022 mortality estimates (mt) for non-IFQ groundfish species and complexes in the shorebased IFQ fishery. Data Source: GEMM

| Species on Complex   | Estimated IFQ Mortality (mt) |       |  |
|--|------------------------------|-------|--|
| Species or Complex   | 2021                         | 2022  |  |
| Big Skate  | 188.2                        | 123.9 |  |
| Black rockfish – CA  | -                            | 0.1   |  |
| Black rockfish – WA  | <0.1                         | <0.1  |  |
| OR black/blue/deacon rockfish                                | <0.1                         | -     |  |
| Cabezon – CA   | -                            | <0.1  |  |
| Cabezon/kelp greenling – OR                                  | <0.1                         | <0.1  |  |
| Cabezon/kelp greenling – WA                                  | <0.1                         | <0.1  |  |
| California halibut   | 1.7                          | 0.7   |  |
| Groundfish Unidentified                                      | 0.6                          | 0.9   |  |
| Longnose Skate   | 572.8                        | 551.4 |  |
| Nearshore rockfish complex north of $40^{\circ}$ 10' N. lat. | 0.2                          | 0.1   |  |
| Nearshore rockfish complex south of $40^{\circ}$ 10' N. lat. | -                            | <0.1  |  |
| Other groundfish   | -                            | <0.1  |  |
| Pacific Spiny Dogfish Shark                                  | 117.5                        | 313.2 |  |
| Roundfish Unidentified                                       | <0.1                         | -     |  |

Table 6 shows Shorebased IFQ trip limits for non-whiting, non-IFQ groundfish species and species complexes that have trip limits listed in regulation, along with their 2023 landings and ACL attainments. Landings of most species or complexes in Table 6, with the exception of big skate, blackgill rockfish, longnose skate, and Pacific spiny dogfish, have been minimal to non-existent since the start of the Shorebased IFQ program in 2011. IFQ landings made up the majority of total

2023 mortality for big skate and longnose skate, along with roughly one-third of the Pacific spiny dogfish total mortality. The 2023 ACL attainments of all species and complexes in Table 6 were less than 50 percent.

Table 6. 2023 trip limits in regulation for non-IFQ species and complexes, 2023 landings, total estimated mortality across all Council-managed fisheries, and percent attainment of the 2023 ACL. Data Source: PacFIN APEX Groundfish Species Scorecard - Report GMT522

| Species or Complex   | Trip Limit             | IFQ Landings<br>(mt) | Total<br>Estimated<br>Mortality (mt) | Percent<br>Attainment of<br>ACL |
|--|------------------------|----------------------|--------------------------------------|---------------------------------|
| Big skate  | Unlimited              | 89.0                 | 128.1                                | 10%                             |
| Blackgill rockfish a/  | Unlimited              | 18.7                 | 76.2                                 | 11%                             |
| California cabezon   | 50 lb./month           | -                    | 33.1                                 | 18%                             |
| California scorpionfish  | Unlimited              | -                    | 110.7                                | 42%                             |
| Longnose skate   | Unlimited              | 447.7                | 578.6                                | 34%                             |
| Longspine thornyhead south of 34° 27' N. lat.  | 24,000 lb./2<br>months | -                    | 5.2                                  | 1%                              |
| Minor nearshore rockfish,<br>Washington black rockfish & Oregon<br>black/blue/deacon rockfish b/ | 300 lb./month          | 0.4                  | 855.9                                | 46%                             |
| Oregon cabezon/kelp greenling complex  | 50 lb./month           | 0.03                 | 49.8                                 | 27%                             |
| Other Fish   | Unlimited              | -                    | 58.3                                 | 26%                             |
| Pacific spiny dogfish  | 60,000<br>lb./month    | 167.5                | 472.7                                | 32%                             |

a/ The total estimated mortality and percent attainment of ACL are for the entire slope rockfish complex south of 40° 10' N. lat. IFQ landings are of blackgill rockfish only. Blackgill rockfish make up an average of 36 percent of slope rockfish south mortality each year.

b/ The percent attainment is the total estimated mortality for all three species categories divided by the sum of ACLs for all three species categories in 2023

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# 2. Alternative 1

## 2.1 Shorebased IFQ - Management Measures

Alternative 1 implements the default Harvest Control Rules (HCRs) for all groundfish species. The same principle management measures in No Action (2023) would be implemented under Alternative 1 since there are no proposed changes to IFQ management measures for the 2025-26 biennium. However, there are proposed changes to the biennial trawl/non-trawl allocation schemes for two IFQ species categories(See Chapter 1 §2.4)., as well as proposed changes to some at-sea set-asides(See Chapter 3. At-Sea Whiting Set-Asides). Both of those management schemes impact IFQ allocations in 2025-26. The changes being proposed are:

**Canary rockfish:** The status quo trawl and non-trawl allocation percentages are 72.3 percent and 27.7 percent, respectively. The proposed management changes would transfer 5 percent or 12.5 percent of the trawl allocation to the non-trawl allocation. This proposed change is due to >50 percent reductions in the canary rockfish ACLs in 2025-26 and therefore expected impacts to non-trawl fisheries that target canary rockfish.

**Widow rockfish:** The status quo trawl and non-trawl allocations are a fixed amount of 400 mt to the non-trawl sector and the remainder of the fishery harvest guideline to trawl. The proposed management change would decrease the fixed non-trawl allocation to either 300 mt or 200 mt, and the remainder would be allocated to the trawl sector. This proposed change is driven by low non-trawl allocation attainment but potential 2025-26 constraints in the IFQ fishery, for which widow rockfish is an important target species.

The species categories for which there are proposed changes to the at-sea set-asides in 2025-26 are shown in Table 7. Nine at-sea set-asides do not have more than one option and are not shown in Table 7, because the set-aside value would not change in 2025-26 compared to 2023.

| Species Category                                | Option 1<br>Status Quo | Option 2 | Option 3 |
|---|------------------------|----------|----------|
| Arrowtooth flounder                             | 70                     | 100      | -        |
| Canary rockfish                                 | 36                     | 30       | 20       |
| Darkblotched rockfish                           | 76.4                   | 100      | 150      |
| Other flatfish                                  | 35                     | 100      | -        |
| Sablefish north of 36° N. lat.                  | 100                    | 300      | 429      |
| Shortspine thornyhead north of 34° 27' N. lat.  | 70                     | 100      | 50       |
| Yellowtail rockfish north of 40° 10' N. lat. a/ | 320                    | 360      | 450      |

 Table 7. Alternative 1. At-sea set-aside options proposed for 2025-26 for species categories that have options that differ from No Action (2023).

a/ Option 3 (450 mt) for yellowtail rockfish was added during overwinter analysis based on projection results of the bootstrap simulation. Option 3 was not originally in the range put forward by the Council in e November 2023

Table 8 summarizes the harvest specification and management measure changes being proposed, including HCRs, that impact IFQ allocations and the resulting number of possible IFQ allocations for each IFQ species category in 2025. For most IFQ species categories, there is only one possible IFQ allocation in 2025. For canary rockfish, there are three proposed changes to the biennial trawl/non-trawl allocations and three proposed changes to the at-sea set-asides, which means that there are nine possible IFQ allocations for canary rockfish in the range of alternatives, the most for any IFQ species category.

| Table 8. Alternative 1. Proposed 2025-26 harvest specification and management measure changes that would   |
|--|
| impact IFQ allocations and resulting number of possible 2025 IFQ allocations, depending on the combination |
| of alternatives and options chosen.  |

| IFQ Species Category                     | Proposed Management Changes that<br>Impact IFQ Allocation           | Number of Possible<br>2025 IFQ<br>Allocations |
|--|---|---|
| Arrowtooth flounder                      | At-sea set-aside (2)  | 2   |
| Bocaccio rockfish South of 40°10' N.     | None  | 1   |
| Canary rockfish                          | Biennial trawl/non-trawl allocation<br>(3);<br>At-Sea set-aside (3) | 9   |
| Chilipepper rockfish South of 40°10' N.  | None  | 1   |
| Cowcod South of 40°10' N.                | None  | 1   |
| Darkblotched rockfish                    | At-sea set-aside (3)  | 3   |
| Dover sole                               | Harvest Control Rule (Alt. 2) (2)                                   | 2   |
| English sole                             | None  | 1   |
| Lingcod North of 40°10' N.               | None  | 1   |
| Lingcod South of 40°10' N.               | None  | 1   |
| Longspine thornyhead North of 34°27' N.  | None  | 1   |
| Minor shelf rockfish North of 40°10' N.  | None  | 1   |
| Minor shelf rockfish South of 40°10' N.  | None  | 1   |
| Minor slope rockfish North of 40°10' N.  | None  | 1   |
| Minor slope rockfish South of 40°10' N.  | None  | 1   |
| Other flatfish                           | Harvest Control Rule (Alt. 2) (2) a/;<br>At-sea set-aside (2)       | 4   |
| Pacific cod                              | None  | 1   |
| Pacific halibut (IBQ) North of 40°10' N. | None  | 1   |
| Pacific ocean perch North of 40°10' N.   | None  | 1   |
| Pacific whiting                          | None  | 1   |
| Petrale sole                             | None  | 1   |
| Sablefish North of 36° N.                | At-sea set-aside (3)  | 3   |
| Sablefish South of 36° N.                | None  | 1   |

| IFQ Species Category                     | Proposed Management Changes that<br>Impact IFQ Allocation    | Number of Possible<br>2025 IFQ<br>Allocations |
|--|--|---|
| Shortspine thornyhead North of 34°27' N. | Harvest Control Rule (Alt. 2) (2);<br>At-sea set-aside (3)   | 6   |
| Shortspine thornyhead South of 34°27' N. | None   | 1   |
| Splitnose rockfish South of 40°10' N.    | None   | 1   |
| Starry flounder                          | None   | 1   |
| Widow rockfish                           | Biennial trawl/non-trawl allocation (3)<br>At-sea set-asides | 6   |
| Yelloweye rockfish                       | None   | 1   |
| Yellowtail rockfish North of 40°10' N.   | At-sea set-aside (3) b/                                      | 3   |

a/ Rex sole was assessed in 2023, and as a result of the stock assessment outputs, the Council is considering changing the HCR in 2025-26. Rex sole is part of the Other flatfish complex.

b/ A third at-sea set-aside option for yellowtail rockfish was added during overwinter analysis based on projection results of the bootstrap simulation. Option 3 was not originally in the range put forward by the Council in their November 2023 motion.

There are also two proposed new management measures that would impact vessels in the IFQ fishery (New Management Measures):

- Require species-specific sorting of rockfish landings (there are sub-options in the range that exclude the trawl fishery)
- Update electronic monitoring (EM) discard and retention requirements in regulation to include sablefish and rex sole, and remove California halibut

## 2.2 Impact (Groundfish Mortality)

Alternative 1 analyzes the Shorebased IFQ fishery under the default HCR ACLs and associated allocations. Notable changes to IFQ allocations under Alternative 1 compared to the 2023 No Action under status quo management measures and allocations include:

- New 2023 stock assessments and catch-only updates resulted in notable decreases to the 2025-26 IFQ allocations for canary rockfish (61 percent decrease in both years), petrale sole (37 percent and 40 percent decreases, respectively), and shortspine thornyhead north of 34° 27' N. lat. (70 percent decrease in both years).
- Due to the 2023 rex sole stock assessment, the IFQ allocation for the Other Flatfish complex, for which rex sole is a component species, is increasing by 56 percent in 2025 and 42 percent in 2026.
- While not due to a new 2023 stock assessment or catch-only update, the IFQ allocation for arrowtooth flounder is also decreasing by 45 percent in 2025 and 57 percent in 2026, compared to 2023.
- The 2023 limited update assessment of sablefish estimated that the 2020 and 2021 year classes are the largest on record, which will result in roughly three-fold increases in the 2025-26 ACLs, compared to 2023. The 2025-26 IFQ allocations for sablefish north of 36° N. lat. under status quo management measures are expected to increase by 245 percent in

both years, and those of sablefish south of 36° N. lat. are expected to increase by 239 percent.

Changes to the IFQ allocations in 2025-26 for all other species categories are less than 30 percent of their respective 2023 No Action allocations. This includes modest decreases in the widow rockfish allocation and modest increases in the yellowtail rockfish allocations, both important target species in a portion of the IFQ fishery.

The IFQ catch projections were structured so that all species categories with at least two possible IFQ allocations were modeled with a "low" and "high" allocation each year. As described above, six IFQ species categories have more than two possible IFQ allocations in 2025-26 under status quo IFQ management measures, based on other management changes being proposed. Therefore, those six species categories with more than two possible allocations were modeled so that their "low" and "high" represented the bookends of their range. This approach captures the full suite of possible mortality impacts in 2025-26 while allowing for a manageable amount of model runs. For most species categories, the difference between the "low" and "high" bookends is relatively small, but for canary rockfish the "high" allocation is 30 percent larger than the "low" allocation. Table 9 below shows the 2025 and 2026 projected IFQ catches and attainments for species categories with multiple possible allocations under the Alternative 1 harvest specifications and status quo IFQ management measures. Table 10 shows the 2025 and 2026 projected IFQ catches and attainments for all remaining species categories with only one possible IFQ allocation under Alternative 1. Projections are made based on input data from the IFQ fishery from 2018-2023 and were linearly weighted, with the most recent year (2023) having the most influence on projections. Catch projections for all IFQ species categories generally follow fluctuations in allocation amounts, with varying correspondence. See Appendix D for more details about the IFQ model used to make these projections and the accompanying analysis.

Table 9. Alternative 1-Shorebased IFQ. 2025-26 allocations (mt), projected catch (mt), and percent attainment under Alternative 1 for IFQ species categories with alternative IFQ allocations based on management measure options. The "LOW" and "HIGH" allocations represent bookends, and for some species categories there are multiple possible allocations within those bookends.<sup>1</sup>

|                           | 2025 Alternative 1 |                        |              |                | 2026 Alternative 1     |              |                |                        |              |                |                        |              |
|---------------------------|--------------------|------------------------|--------------|----------------|------------------------|--------------|----------------|------------------------|--------------|----------------|------------------------|--------------|
|                           | LOW                |                        |              | HIGH           |                        | LOW          |                |                        | HIGH         |                |                        |              |
| Species Category          | Alloc.<br>(mt)     | Proj.<br>Catch<br>(mt) | %<br>Attain. | Alloc.<br>(mt) | Proj.<br>Catch<br>(mt) | %<br>Attain. | Alloc.<br>(mt) | Proj.<br>Catch<br>(mt) | %<br>Attain. | Alloc.<br>(mt) | Proj.<br>Catch<br>(mt) | %<br>Attain. |
| Arrowtooth flounder       | 8,543              | 776.3                  | 9%           | 8,573          | 776.5                  | 9%           | 6,675          | 762.4                  | 11%          | 6,705          | 762.7                  | 11%          |
| Canary rockfish           | 268                | 256.0                  | 96%          | 348            | 291.1                  | 84%          | 269            | 256.5                  | 95%          | 348            | 291.5                  | 84%          |
| Darkblotched rockfish     | 543                | 157.5                  | 29%          | 617            | 175.6                  | 28%          | 522            | 152.3                  | 29%          | 596            | 170.5                  | 29%          |
| Other flatfish            | 6,399              | 338.7                  | 5%           | 6,464          | 338.9                  | 5%           | 5,807          | 337.2                  | 6%           | 5,872          | 337.3                  | 6%           |
| Sablefish North           | 13,091             | 8,076.1                | 62%          | 13,420         | 8,268.3                | 62%          | 13,091         | 8,076.1                | 62%          | 13,420         | 8,268.3                | 62%          |
| Shortspine thornyhead N.  | 310                | 165.2                  | 53%          | 360            | 180.2                  | 50%          | 312            | 165.8                  | 53%          | 362            | 180.6                  | 50%          |
| Widow rockfish            | 10,143             | 9,664.0                | 95%          | 10,343         | 9,844.7                | 95%          | 9,298          | 8,900.3                | 96%          | 9,498          | 9,081.1                | 96%          |
| Yellowtail rockfish North | 4,230              | 3,092.4                | 73%          | 4,270          | 3,112.0                | 73%          | 4,038          | 2,998.2                | 74%          | 4,078          | 3,017.8                | 74%          |

<sup>&</sup>lt;sup>1</sup> Due to time constraints, the projections in this table do not account for the Option 2 widow rockfish set-aside or the Option 3 yellowtail rockfish set-aside; those projections will be provided for the June Council meeting

|                             | 202         | 25 Alternativ       | ve 1      | 2026 Alternative 1 |                     |           |  |
|-----------------------------|-------------|---------------------|-----------|--------------------|---------------------|-----------|--|
| Species Category            | Alloc. (mt) | Proj.<br>Catch (mt) | % Attain. | Alloc. (mt)        | Proj.<br>Catch (mt) | % Attain. |  |
| Bocaccio South              | 653         | 253.5               | 39%       | 648                | 253.3               | 39%       |  |
| Chilipepper rockfish South  | 2,091       | 1,268.0             | 61%       | 1,961              | 1,190.9             | 61%       |  |
| Cowcod South                | 24          | 1.7                 | 7%        | 23                 | 1.7                 | 7%        |  |
| Dover sole                  | 45,985      | 3,835.6             | 8%        | 45,985             | 3,835.6             | 8%        |  |
| English sole                | 8,236       | 232.4               | 3%        | 8,174              | 232.1               | 3%        |  |
| Lingcod North               | 1,503       | 381.8               | 25%       | 1,449              | 378.2               | 26%       |  |
| Lingcod South               | 295         | 52.0                | 18%       | 305                | 53.7                | 18%       |  |
| Longspine thornyhead N.     | 1,901       | 21.9                | 1%        | 1,812              | 21.9                | 1%        |  |
| Minor shelf rockfish North  | 763         | 295.1               | 39%       | 755                | 292.2               | 39%       |  |
| Minor shelf rockfish South  | 175         | 38.3                | 22%       | 175                | 38.2                | 22%       |  |
| Minor slope rockfish North  | 858         | 192.8               | 22%       | 836                | 191.8               | 23%       |  |
| Minor slope rockfish South  | 425         | 28.1                | 7%        | 423                | 28.0                | 7%        |  |
| Pacific cod                 | 1,044       | 36.6                | 4%        | 1,044              | 36.6                | 4%        |  |
| Pacific halibut (IBQ) North | 97          | 44.5                | 46%       | 97                 | 44.5                | 46%       |  |
| Pacific ocean perch North   | 2,723       | 221.4               | 8%        | 2,621              | 221.0               | 8%        |  |
| Pacific whiting             | 178,581     | 101,966             | 57%       | 178,581            | 101,966             | 57%       |  |
| Petrale sole                | 1,941       | 1,796.4             | 93%       | 1,825              | 1,689.0             | 93%       |  |
| Sablefish South             | 3,289       | 293.8               | 9%        | 3,288              | 293.7               | 9%        |  |
| Shortspine thornyhead S.    | 50          | 0.0                 | 0%        | 50                 | 0.0                 | 0%        |  |
| Splitnose rockfish South    | 1,419       | 19.7                | 1%        | 1,382              | 19.6                | 1%        |  |
| Starry flounder             | 189         | 0.2                 | 0%        | 189                | 0.2                 | 0%        |  |
| YELLOWEYE ROCKFISH          | 3.5         | 0.4                 | 11%       | 3.6                | 0.3                 | 8%        |  |

Table 10. Alternative 1-Shorebased IFQ. 2025-26 allocations (mt), projected catch (mt), and percent attainment under Alternative 1 for IFQ species categories with only one possible IFQ allocation in 2025 and 2026.

Compared to 2023 attainments, the shorebased IFQ fishery is projected to show very similar attainment of their 2025 Alternative 1 allocations for most IFQ species categories (within ten percent change for 19 of the 30 species categories). The level of increase or decrease in allocation attainments in 2025-26 for the remaining 11 species categories ranges from a 122 percent increase in attainment for shortspine thornyhead north to a 34 percent decrease in attainment for Other Flatfish, and these dramatic changes are largely due to their respective allocation decreases and increases in 2025-26.

Projected absolute catch amounts (as opposed to allocation attainments) range from a 54 percent decrease in catches of canary rockfish to a roughly 210 percent increase in catches of sablefish (both north and south). Other species categories for which catch is projected to decrease by more than 10 percent of their 2023 levels (in order of highest to lowest level of decrease) are shortspine thornyhead north, petrale sole, yelloweye rockfish, darkblotched rockfish, minor shelf rockfish south, and widow rockfish. Other species categories for which catch is increasing by more than 10 percent of their 2023 levels (in order of highest to lowest level of increase) are Pacific halibut and chilipepper rockfish south. More species categories are projected to have substantial decreases in catch in 2025 than substantial increases, and several of the species categories with projected catch decreases are economically important to the IFQ fishery. This means that there will be cumulative impacts to the IFQ fishery across all species categories in 2025-26 resulting from overall greater decreases in catch than increases in catch. Even with the >200 percent projected increase in sablefish catches, it is unlikely that the IFQ fishery would realistically reach that level of increase due to market constraints, as discussed in the sablefish section below.

Projections for the Pacific whiting sector were constrained to 2023 levels, since the Pacific whiting allocation was fixed (as a placeholder) at the 2023 level among all alternatives. The overall purpose of the analysis was not to predict Pacific whiting catch, which is an internationally managed species with a separate harvest limit-setting process, but rather to better predict total IFQ groundfish impacts including bycatch by shoreside whiting vessels and the total economic value of the IFQ fishery, including both the whiting and non-whiting components. All other species in the shoreside whiting sector were modeled as bycatch fixed at 2023 bycatch rates. Bycatch of some species, including sablefish, has been trending upward in recent years, so the most recent year was judged to be the most reasonable near-term assumption.

Three IFQ species would be newly eligible for surplus carryover in 2025-26, because their ACL would be set lower than their ABC due to applying the 40-10 or the 25-5 HCRs (50 CFR 660.140(e)(5)). Those species are canary rockfish, shortspine thornyhead, and petrale sole. Petrale sole's ACL would only be eligible for surplus carryover in 2026 when it first enters the precautionary zone (i.e., depletion of less than 0.25 for flatfish). Shortspine thornyhead has never been eligible for surplus carryover, but canary rockfish was last eligible for surplus carryover in 2016 when it was in a rebuilding plan, and petrale sole's ACL was set below its ABC only once, in 2012, since the IFQ program began. Each year, NMFS makes an evaluation of the species that are eligible for surplus carryover and determines whether carryover is appropriate for the following year, taking into account factors such as conservation concern and ACL attainment. Surplus carryover may put the ACL at risk of being exceeded for highly attained species, because the additional QPs carried over from the previous year could lead to fleet-wide catch levels that exceed the IFQ allocation if those additional QPs are utilized. Additionally, surplus carryover is not accounted for in the reference data used to make IFQ catch projections for these three species.

The following sections provide additional analysis of impacts to the IFQ fishery due to changes to IFQ allocations in 2025-26 resulting from 2023 stock assessments and/or proposed management measures changes (i.e., trawl/non-trawl allocation, at-sea set-aside). There are only two IFQ species categories with alternative at-sea set-asides proposed that are not analyzed in more detail below: arrowtooth flounder and the Other Flatfish complex. IFQ allocation attainments for both are projected to be less than 12 percent in 2025 and 2026, regardless of the at-sea set-aside option.

Therefore, there are no expected impacts to the IFQ fishery under either status quo management measures (compared to No Action) or any of the proposed management measure changes.

Impacts to California quillback rockfish from the IFQ fishery are expected to be similar to the No Action impacts described in Section §1.2.3. Quillback rockfish are not managed with an allocation or quota in the IFQ fishery, so the only management measures that could be used to limit quillback rockfish mortality include landing limits for non-IFQ species and the closure or modification of groundfish conservation areas that are applicable to the trawl fishery (50 CFR 660.112(a)(5)), which include the trawl RCA, BRAs, BACs, and CCAs. BRAs are not likely to be an effective tool in limiting IFQ mortality of quillback rockfish, because they are only applicable to midwater rockfish vessels. The majority of quillback rockfish mortality in the IFQ fishery comes from bottom trawl vessels. Currently, the trawl RCA is only closed north of 46° 16' N. lat

## 2.2.1 Canary Rockfish

Under Alternative 1, the default HCR for canary rockfish is ACL<ABC with a P\* of 0.45 and the 40-10 HCR applied, resulting in ACLs of 571 mt in 2025 and 573 mt in 2026. Canary rockfish was assessed in 2023, and the results of that stock assessment mean that 2025-26 ACLs are decreasing by 57 percent in both years, compared to the 2023 ACL. Additionally, canary rockfish is estimated to be in the precautionary zone in 2025-26, which means that the ACL will be set lower than the ABC, making canary rockfish eligible for surplus carryover for the first time since 2016 when it was in a rebuilding plan.

There are three trawl/non-trawl allocation options that have been analyzed, and other than Status Quo (Option 1), Options 2 and 3 would transfer 5 or 12.5 percentage points from the trawl allocation to the non-trawl allocation in 2025-26 (Chapter 1 §2.6). There are also currently three options for at-sea set-asides in the range analyzed: Option 1 Status Quo of 36 mt, Option 2 of 30 mt, and Option 3 of 20 mt (See Chapter 3 §2.2.3). At-sea set-aside Options 2 and 3 would result in a higher IFQ allocation for canary rockfish than Option 1 Status Quo. The full suite of potential canary rockfish IFQ allocations in 2025-26 is shown in Table 11. The potential 2025 IFQ allocation ranges from 267.8 to 347.6 mt, and the potential 2026 IFQ allocations ranges from 269.0 to 348.4 mt. The difference between the highest and lowest possible allocations is 79.8 mt in 2025 and 79.4 mt in 2026. The lowest possible allocation would be the result of transferring 12.5 percentage points from trawl to non-trawl (Option 3) and setting the at-sea set-aside at 36 mt (Status Quo). Conversely, the highest possible allocation would be the result of maintaining status quo trawl and non-trawl allocation shares and setting the at-sea set-aside at 20 mt (Option 3).

|                            | Trawl/Non-trawl Allocation Options<br>(Percent of HG allocated to trawl) |                          |                     |                                   |                          |                     |  |  |
|----------------------------|--|--------------------------|---------------------|-----------------------------------|--------------------------|---------------------|--|--|
| At-sea Set-aside<br>Option | Option 1<br>Status Quo<br>(72.3%)  | Option 2<br>(67.3%)      | Option 3<br>(59.8%) | Option 1<br>Status Quo<br>(72.3%) | Option 2<br>(67.3%)      | Option 3<br>(59.8%) |  |  |
|                            | 2025 I   | 2025 IFQ Allocation (mt) |                     |                                   | 2026 IFQ Allocation (mt) |                     |  |  |
| Option 1 SQ (36 mt)        | 331.6  | 305.9                    | 267.8               | 332.4                             | 307.2                    | 269.0               |  |  |
| Option 2 (30 mt)           | 337.6  | 311.9                    | 273.8               | 338.4                             | 313.2                    | 275.0               |  |  |
| Option 3 (20 mt)           | 347.6  | 321.9                    | 283.8               | 348.4                             | 323.2                    | 285.0               |  |  |

Table 11. Alternative 1. The 2025 and 2026 canary rockfish IFQ allocation under all combinations of the trawl/non-trawl allocation options and at-sea set-aside options.

Although there are nine possible canary rockfish IFQ allocations each year, two model runs were conducted based on the lowest and highest possible allocations in 2025-26, representing the bookends of potential impacts in the IFQ fishery. Under the lowest possible IFQ allocation, the fishery is projected to catch 256 mt in 2025 and 266 mt in 2026, resulting in attainments of 96 and 95 percent, respectively (Table 12). Under the highest IFQ allocation, the fishery is projected to catch 291 mt in 2025 and 292 mt in 2026, resulting in attainments of 84 percent both years.

Table 12. Alternative 1. The 2025 and 2026 projected catch and allocation attainment (%) of canary rockfish in the IFQ fishery based on the minimum allocation possible (LOW) and maximum allocation possible (HIGH), depending on various management options being considered.

| Bookend                |                    | 2025                    | 2026       |                    |                         |            |
|------------------------|--------------------|-------------------------|------------|--------------------|-------------------------|------------|
| Allocation<br>Scenario | Allocation<br>(mt) | Projected<br>Catch (mt) | Attainment | Allocation<br>(mt) | Projected<br>Catch (mt) | Attainment |
| LOW                    | 268                | 256.0                   | 96%        | 269                | 256.5                   | 95%        |
| HIGH                   | 348                | 291.1                   | 84%        | 348                | 291.5                   | 84%        |

The higher the allocation is, the higher the catch projection is, but the increase in catch is not proportional to the increase in allocation. The difference between the lowest and highest allocations is roughly 80 mt, whereas the difference in projected catches is 35 mt. Therefore, lowering the allocation by 80 mt does not mean that catches are necessarily expected to drop proportionally. This is likely because canary rockfish is a bycatch species in the shoreside whiting sector, and that sector's catch projections are modeled separately from all other IFQ sectors. All non-whiting species are modeled as bycatch for that sector, and the 2023 Pacific whiting allocation was used as a proxy for the 2025-26 Pacific whiting allocation, because that allocation is set through an annual treaty process and is unknown at this time for 2024 and beyond. Therefore, under both the lowest and highest canary rockfish allocations, bycatch projections of canary rockfish in the shoreside whiting sector are relatively similar, because they are based in part on 2023 Pacific whiting bycatch rates in the shoreside whiting sector.

However, because in the current analysis, canary rockfish is modeled as bycatch associated with the 2023 Pacific whiting allocation, it is also possible that the low projections of canary rockfish are overestimating what can truly be expected in 2025-26 under a low-end allocation . In reality, under lower canary rockfish allocations, the shoreside whiting sector might be able to actively avoid canary rockfish to a greater degree than they did in 2023. Prior to 2017, the shoreside whiting sector caught less than 30 mt of canary rockfish each year, but that sector has caught more than 70 mt each year since. This suggests that they may have been actively avoiding canary rockfish under very low allocations. In its current configuration, the IFQ model is not accounting for canary rockfish bycatch trends in the shoreside whiting sector based on fluctuations in the canary rockfish allocation.

Shoreside whiting bycatch has contributed 20-44 percent of total IFQ canary rockfish mortality since 2017, and the proportion from the midwater rockfish sector has been steadily growing since then (Figure 1). The bottom trawl sector has harvested an average of 49 percent of IFQ canary rockfish since 2017, reaching up to 70 percent in 2019. Less than 0.06 mt have been harvested each year by IFQ gear switchers, so that sector is not likely to be impacted by canary rockfish IFQ allocation reductions in 2025-26 and is also not shown in Figure 1. The canary rockfish IFQ allocation was exceeded by 1.7 mt in 2015, and in that year, shoreside whiting mortality made up 56 percent of total IFQ mortality, compared to less than 36 percent in all other years prior to 2018. The midwater rockfish sector had not developed yet, so the remaining mortality was predominantly from the bottom trawl sector. The allocation exceedance in 2015 does not necessarily indicate that the 2025-26 allocations are at risk of being exceeded, because they are still expected to be magnitudes higher than allocations prior to 2017 (Figure 2).



Figure 1. Canary rockfish mortality in the IFQ fishery by sector, 2011-2023. Source: 2011-2022 mortality is from the GEMM; 2023 mortality is estimated based on landings from PacFIN combined with a recent three-year average discard mortality from the GEMM.



Figure 2. Total IFQ mortality since 2011 compared to historical IFQ allocations (2011-2024) and the lowest and highest possible 2025-26 IFQ allocations (dashed lines). Source: Historical IFQ allocations are from <u>PacFIN</u> <u>Report GMT016</u>, and 2011-2022 mortality is from the GEMM.

While the IFQ allocation may not be at risk of being exceeded in 2025-26 under any of the possible allocations, there are likely going to be negative impacts to the IFQ fishery as a result of allocation reductions compared to 2023-24, and those impacts are likely to be different for the different sectors of the IFQ fishery. Chapter 1 §2.6 analyzes these potential impacts across the nine possible 2025-26 IFQ allocations in more detail. Overall, that analysis shows that IFQ QP prices and number of trades are likely to increase in 2025-26 as demand for QPs increases under lower allocations, but prices may not increase to levels seen prior to 2018. The allocation decision analysis also indicates that midwater trawl vessels (i.e., shoreside whiting and midwater rockfish) will likely be impacted by canary rockfish allocation reductions to a greater degree than bottom trawl vessels, because it may be easier for bottom trawl vessels to avoid canary rockfish when low QP availability necessitates it. Shoreside whiting vessels and midwater rockfish vessels may find it harder to fully utilize their target species quota under lower canary rockfish allocations, whereas bottom trawl vessels appear to be able to maintain utilization levels of target species like Dover sole, petrale sole, and sablefish even under the lowest historical canary rockfish allocations. Lastly, AVL reductions in 2025-26, as a result of IFQ allocation reductions, are expected to limit around 3 IFQ vessels from catching the amount of canary rockfish those vessels caught in 2023. Chapter 1 §2.6 provides more detail on these analyses.

#### 2.2.2 Darkblotched Rockfish

Under Alternative 1, the default HCR for darkblotched rockfish is ACL=ABC and P\* of 0.45. The IFQ allocation for darkblotched rockfish is expected to decrease by 5 percent in 2025 and 8 percent in 2026 under status quo management measures. However, there are two alternative at-sea set-aside options being proposed that would reduce the IFQ allocation by 23.6 mt (Option 2) or 73.6 mt (Option 3), compared to the status quo at-sea set-aside. Darkblotched rockfish is generally not considered a target species in the IFQ fishery, and allocation attainments have been historically

low. Under Alternative 1, IFQ allocation attainments are projected at 28-29 percent in 2025 and 29 percent in 2026, across all three at-sea set-aside options. Therefore, there are no anticipated differential impacts to the IFQ fishery from the darkblotched rockfish at-sea set-aside options.

# 2.2.3 Dover Sole

The default HCR for Dover sole is setting the ACL equal to a fixed 50,000 mt. However, this default HCR would result in the ACL being greater than the ABC in both 2025 and 2026, making Alternative 1 an untenable HCR for Dover sole. Because of this, the Council is considering an Alternative 2 HCR for Dover sole in 2025-26 (See Chapter 4 §2.2.3). Under Alternative 1, the 2025 and 2026 Dover sole IFQ allocations would be 45,985 mt both years. IFQ mortality has not exceeded 8,000 mt since the program began in 2011, and 2025-26 IFQ catch is projected at 3,836 mt under Alternative 1, so the Alternative 1 HCR for Dover sole is not expected to differentially impact the IFQ fishery compared to No Action (2023). However, Dover sole catches may be lower in 2025-26 than current projections due to reductions in the shortspine thornyhead ACLs, a co-occurring species, as discussed in Chapter 4 §2.2.6.

# 2.2.4 Petrale Sole

The default HCR for petrale sole is ACL=ABC and P\* 0.45. Under Alternative 1 (default HCRs), the petrale sole IFQ allocation would decrease by 37 percent in 2025 and 40 percent in 2026, compared to the IFQ allocation in 2023. The IFQ allocations would be 1,941 mt and 1,825 mt in 2025 and 2026, respectively. Petrale sole is projected to enter the precautionary zone (depletion of less than 0.25 for flatfish) in 2026, which means the 25-5 HCR will be applied, establishing a buffer between the ACL and ABC. This would make petrale sole eligible for surplus carryover in 2026 for the first time since 2012.

Petrale sole is a high value species in the IFQ fishery, with the majority caught as a target species in the bottom trawl sector. The five-year average of petrale sole mortality in the IFQ fishery is 2,627 mt (2019-2023), which is 145 percent of the 2025 allocation and 144 percent of the 2026 allocation. The maximum mortality of petrale sole since the IFQ program started was in 2022 when the fishery caught 2,997 mt (Figure 3). The drop in 2020 is likely due to impacts from the COVID-19 pandemic. Using a recent three-year average of discard mortality to estimate 2023 discard mortality, total mortality for 2023 is estimated at 2,827 mt, slightly lower than 2022. Although discard mortality estimates for 2023 have not yet been released, very little petrale sole is discarded in the IFQ fishery. This behavior is highly consistent, both recently and over the history of the IFQ program; the mean retention rate from 2018 through 2023 has been 99.3 percent (CV = 0.002, NMFS West Coast IFQ Program database). The IFQ fishery is projected to catch 1,796 mt in 2025 and 1,689 mt in 2026, with projected allocation attainments of 93 percent in both years.



Figure 3. Petrale sole mortality (mt) in the IFQ fishery from 2011 to 2022, compared to the 2025 and 2026 allocations (dashed lines). Source: GEMM. Petrale sole was overfished between 2011-2015, which is the main reason catches were relatively low during that period.

Under Alternative 1, the 2025 and 2026 allocations will be lower than the IFQ fishery's mortality in every year since 2013. The maximum catch of 2,997 mt in 2022 is 1,200 mt higher than the projected catch in 2025 and 1,308 mt higher than the projected catch in 2026. Based on the average 2023 price per pound of petrale sole in the bottom trawl sector (\$1.20 per pound), these differences equate to losses in ex-vessel revenue of \$3,174,624 in 2025 and \$3,460,340 in 2026. In 2023, the IFQ fishery as a whole earned \$7,410,493 on petrale sole landings. The potential 2025 and 2026 losses amount to roughly 45 percent of the fishery's total 2023 petrale sole ex-vessel revenue. The status quo AVL for petrale sole is 4.5 percent of the IFQ allocation, or 192,561 lbs. in 2025 and 181,053 lbs. in 2026. This is lower than the 2023 vessel-level catches of 14 IFQ vessels, which, among those 14 vessels, would mean an average potential lost ex-vessel revenue of \$93,564 per vessel in 2025 and \$107,373 per vessel in 2026.

Only three bottom trawl vessels did not catch any petrale sole in 2023, out of 55 total bottom trawl vessels in the sector. For the 52 vessels that did land petrale sole in 2023, most of those vessels have relatively diverse fishing portfolios, with less than 50 percent of their total annual revenue coming from petrale sole. 11 bottom trawl vessels received more than 50 percent of their total revenue from petrale sole. The other major revenue contributors for bottom trawl vessels are Dover sole, sablefish, and chilipepper rockfish. However, overall petrale sole still contributes more to revenue than those other species. Petrale sole IFQ allocation reductions in 2025 and 2026 may result in increased catch of the other major revenue contributors in the bottom trawl sector in order to make up for losses. As discussed in the shortspine thornyhead section below, Dover sole is targeted as part of the Dover-thornyhead-sablefish (DTS) complex, along with sablefish and

shortspine and longspine thornyheads. Shortspine thornyhead allocations are also decreasing substantially in 2025-26, and while there is some indication that bottom trawl vessels could avoid shortspine thornyhead while still harvesting Dover sole and sablefish, bottom trawl vessels may still face potential shortspine thornyhead quota limitations if they are attempting to increase their Dover sole catch to make up for petrale sole losses.

Petrale sole allocation reductions in 2025-26 will result in a roughly 37 percent reduction in QPs allocated to IFQ QSAs (Table 13). 75 percent of QSAs own somewhere between 0.01 and 2.86 percent of the petrale sole IFQ allocation, with the largest ten QSAs owning an average of 2.21 percent per account. Those top ten accounts would receive an average of 54,636 lbs. less petrale sole in 2025 compared to what they received, on average, in 2023. This loss in QPs amounts to a potential loss of \$65,564 in ex-vessel revenue per account if all lost QPs were used to catch and land petrale sole rather than traded on the QP market, based on the average price per pound of landed petrale sole in 2023 (\$1.20). The 2023 weighted average price for traded QPs of petrale sole is \$0.29 (NOAA IFQ Quota Pound Price Data), but that price could increase if QP demand increases under lower allocations. The weighted average price was \$0.40 in 2012 when the allocation was much lower.

| Table 13. Alternative 1. Petrale sole quota pounds (QP) that would be allocated in 2025 to the single quota  |
|--|
| share (QS) account with the largest and smallest 2023 QS percentage, as well as 2025 QP allocations based on |
| the averages of the largest 10 and smallest 10 QSA percentages. Source: NOAA IFQ Quota Share Account         |
| Balance Data   |

|   | Account with<br>Single Largest<br>2023 QS<br>Percentage | Avg. of Largest<br>Ten 2023 QS<br>Percentage<br>Accounts | Avg. of<br>Smallest Ten<br>2023 Non-Zero<br>QS Percentage<br>Accounts | Account with<br>Single Smallest<br>2023 Non-Zero<br>QS Percentage |
|---|---|--|---|---|
| 2023 QS Percent                                       | 2.86%   | 2.21%  | 0.19%   | 0.01%   |
| 2023 QP Allocation (lbs.)<br>per Account              | 193,326   | 149,205  | 12,810  | 675   |
| Average 2025 QP<br>Allocation (lbs.) per<br>Account   | 122,383   | 94,569   | 8,130   | 428   |
| Potential Loss in Ex-vessel<br>Revenue per Account a/ | \$85,132  | \$65,564   | \$5,616   | \$297   |

a/ compared to 2023 and assuming all lost QPs would have been used to sell petrale sole catches, not traded in the QP market. Revenue estimates are based on the 2023 average price per pound of petrale sole in the bottom trawl sector (\$1.20).

# 2.2.5 Sablefish

Under Alternative 1, the default HCR for sablefish is ACL=ABC and P\* of 0.45, and the coastwide ABC is apportioned into area-based ACLs north and south of 36° N. lat., with each receiving separate IFQ allocations. There are three possible IFQ allocations for each year in 2025-26, depending on the at-sea set-aside chosen (100 mt, 300 mt, or 429 mt; see Chapter 3. At-Sea

Whiting Set-Asides), with minimal relative differences across the three possible allocations. Sablefish shows by far the greatest degree of change in 2025-26 allocation levels compared to No Action (2023), with increases to the IFQ allocation for both northern and southern areas of nearly 3.5 times the 2023 levels. The IFQ fishery is projected to catch anywhere from 8,076 mt to 8,268 mt of sablefish north of 36° N. lat., depending on the at-sea set-aside option chosen (Table 14; Appendix D). However, those catch projections imply that the IFQ fishery would catch roughly 5,200 mt more than their maximum amount of catch since the IFQ program started (2,908 mt in 2022). Note that the projections for sablefish north in 2026 are the same as those in 2025, because the allocation is the same for both years. For sablefish south of 36° N. lat., the 2025-26 catch projections of 294 mt for both years imply that the fishery would catch 196 mt more than their 2022 catch, which is the highest since 2018. Sablefish south attainment is projected at 9 percent in both years.

Table 13. Alternative 1. The 2025 and 2026 projected catch and allocation attainment (%) of sablefish north of 36° N. lat. in the IFQ fishery based on the minimum allocation possible (LOW) and maximum allocation possible (HIGH), depending on the at-sea set-aside chosen.

| Bookend 2025           |                    |                                    |     | 2026               |                         |            |  |
|------------------------|--------------------|------------------------------------|-----|--------------------|-------------------------|------------|--|
| Allocation<br>Scenario | Allocation<br>(mt) | Projected<br>Catch (mt) Attainment |     | Allocation<br>(mt) | Projected<br>Catch (mt) | Attainment |  |
| LOW                    | 13,091             | 8,076.1                            | 62% | 13,091             | 8,076.1                 | 62%        |  |
| HIGH                   | 13,420             | 8,268.3                            | 62% | 13,420             | 8,268.3                 | 62%        |  |

Given the current market constraints discussed in Chapter 4 §1, it is highly unlikely that sablefish catches would increase to that extent (Appendix D). However, it is still possible that some amount of sablefish catch will increase in 2025 and 2026, compared to 2023, especially as the 2020 and 2021 year classes age and grow larger in size. Markets could rebuild to some extent over the next year or so, but even so, it is difficult to predict how much more sablefish the markets can absorb. Regardless of how much catch increases in 2025 and 2026, the sablefish IFQ allocations under Alternative 1 and across all three at-sea set-aside options are not expected to negatively impact any IFQ vessels or result in any harvest limitations.

## 2.2.6 Shortspine Thornyhead

Under Alternative 1, the default HCR for shortspine thornyhead is ACL<ABC and P\* of 0.40 with the 40-10 HCR applied, because shortspine thornyhead is estimated to be in the precautionary zone in 2025-26. Because the ACL will be lower than the ABC in 2025-26, shortspine thornyhead will be eligible for surplus carryover for the first time in IFQ management history. The coastwide ABC is apportioned into area-based ACLs north and south of  $34^{\circ} 27'$  N. lat. (Point Conception), with each receiving separate IFQ allocations. The IFQ fishery is allocated a fixed 50 mt of shortspine thornyhead south of  $34^{\circ} 27'$  N. lat. and is projected to catch 0 mt in 2025-26. The remainder of this analysis focuses on shortspine thornyhead north of  $34^{\circ} 27'$  N. lat.

Under Alternative 1, the IFQ allocations of shortspine thornyhead north, which are percentagebased unlike shortspine thornyhead south, would decrease by approximately 70 percent in 2025-26 (Table 15). The IFQ allocation would be 340 mt in 2025 and 342 mt in 2026 if the status quo at-sea set-aside of 70 mt were chosen. The modeled bookends for shortspine thornyhead north catches in the IFQ fishery are based on the at-sea set-aside options of 100 mt ("low" IFQ allocation) and 50 mt ("high" IFQ allocation). Catch is projected at 165 mt and 180 mt for those two IFQ allocation bookends, respectively, and allocation attainment is projected at 50-53 percent (Table 16). It is possible that all of the shortspine thornyhead north projections under both Alternatives 1 and 2 are underestimates, because the model is only informed by allocations that have been historically much higher than the allocations expected in 2025-26 (Appendix D). The degree of overestimation is dependent on the degree to which vessels can avoid shortspine thornyhead when QPs are scarce.

The different at-sea set-aside options for shortspine thornyhead are not expected to differentially impact the midwater rockfish or shoreside whiting sectors of the IFQ fishery, because those sectors catch less than 5 percent on average, combined, of the IFQ allocation for shortspine thornyhead north. The remaining 95 percent is attributed to bottom trawl vessels that catch thornyheads as part of a complex with Dover sole and sablefish.

|                               |         |                                      | 2025                 |                     | 2026                                 |                      |                     |  |
|-------------------------------|---------|--------------------------------------|----------------------|---------------------|--------------------------------------|----------------------|---------------------|--|
|                               |         | At-sea                               | Set-aside            | Option              | At-sea Set-aside Option              |                      |                     |  |
|                               | 2023    | Option 1<br>Status<br>Quo<br>(70 mt) | Option 2<br>(100 mt) | Option 3<br>(50 mt) | Option 1<br>Status<br>Quo<br>(70 mt) | Option 2<br>(100 mt) | Option 3<br>(50 mt) |  |
| IFQ Allocation (mt)           | 1,146.7 | 340.1                                | 310.1                | 360.1               | 341.8                                | 311.8                | 361.8               |  |
| Tonnage Change from 2023 (mt) |         | -806.6                               | -836.6               | -786.6              | -804.9                               | -834.9               | -784.9              |  |
| % Change from 2023            |         | -70%                                 | -73%                 | -69%                | -70%                                 | -73%                 | -68%                |  |

Table 14. Alternative 1. Reduction in 2025-26 IFQ allocations of shortspine thornyhead north of 34° 27′ N. lat. compared to the 2023 allocation, under each at-sea set-aside Option.

Table 15. Alternative 1. The 2025 and 2026 projected catch and allocation attainment (%) of shortspine thornyhead north of 34° 27′ N. lat. in the IFQ fishery based on the minimum allocation possible (LOW) and maximum allocation possible (HIGH), depending on the at-sea set-aside chosen.

| Bookend                |                    | 2025                    | 2026       |                    |                         |            |  |
|------------------------|--------------------|-------------------------|------------|--------------------|-------------------------|------------|--|
| Allocation<br>Scenario | Allocation<br>(mt) | Projected<br>Catch (mt) | Attainment | Allocation<br>(mt) | Projected<br>Catch (mt) | Attainment |  |
| LOW                    | 310                | 165.2                   | 53%        | 312                | 165.8                   | 53%        |  |
| HIGH                   | 360                | 180.2                   | 50%        | 362                | 180.6                   | 50%        |  |

In 2023, 73 percent of all IFQ quota share accounts (QSA) received a percentage (QS) of the shortspine thornyhead north IFQ allocation in the form of QP. With shortspine thornyhead north IFQ allocation reductions in 2025-26 under Alternative 1, the ten individual QSAs with the largest share of shortspine thornyhead north are expected to receive approximately 70 percent fewer quota pounds in 2025 compared to 2023, across all at-sea set-aside options (Table 17). Compared to the status quo at-sea set-aside, those same ten accounts would receive, on average, 1,528 lbs. less under Option 2 and 1,018 lbs. more under Option 3. The difference between at-sea set-aside Option 3 (highest IFQ allocation) and Option 2 (lowest IFQ allocation) is 3,450 lbs. for the QSA with the largest share of shortspine thornyhead north and an average of 2,546 lbs. for the top ten QSAs.

Table 16. Alternative 1. Shortspine thornyhead quota pounds (QP) that would be allocated in 2025 to the single quota share (QS) accounts with the largest and smallest 2023 QS percentage, as well as 2025 QP allocations based on the averages of the largest 10 and smallest 10 QSA percentages. QP allocations are based on the Alternative 1 IFQ allocation and are shown across each of the at-sea set-aside options. Source: <u>NOAA IFQ</u> <u>Quota Share Account Balance Data</u>

|   | Account with<br>Single Largest<br>2023 QS<br>Percentage | Avg. of Largest<br>Ten 2023 QS<br>Percentage<br>Accounts | Avg. of Smallest<br>Ten 2023 Non-<br>Zero QS<br>Percentage<br>Accounts | Account with<br>Single Smallest<br>2023 Non-Zero<br>QS Percentage |
|---|---|--|--|---|
| 2023 QS Percent   | 3.13%   | 2.31%  | 0.19%  | 0.02%   |
| 2023 QP Allocated (lbs.)                                | 79,125  | 58,444   | 4,921  | 421.0   |
| At-sea Set-aside Option                                 | Q   | P (lbs.) Allocated                                       | in 2025 per Accou  | nt  |
| Option 1 SQ (70 mt)                                     | 23,461  | 17,315   | 1,424  | 149.9   |
| Option 2 (100 mt)                                       | 21,391  | 15,787   | 1,299  | 136.7   |
| Option 3 (50 mt)  | 24,841  | 18,333   | 1,508  | 158.7   |
| Difference between largest<br>and smallest QP allocated | 3,450   | 2,546  | 209  | 22  |

11 QSAs did not transfer any of their allocated shortspine thornyhead north QP to a vessel account in 2023, indicating that if certain bottom trawl vessels need to acquire additional QPs, there may be other accounts to purchase QPs from. Those 11 QSAs with un-transferred QPs would be allocated a combined total of 65,507 lbs. of shortspine thornyhead north in 2025 under the status

quo at-sea set-aside of 70 mt. If demand for shortspine thornyhead QPs increases due to allocation reductions, it is possible that the price of QPs could increase thereby potentially reducing net revenue for vessels. However, compared to other IFQ species categories, shortspine thornyhead north QP prices have been relatively low at less than \$0.08 per pound since the start of the IFQ program and \$0.03 per pound in 2022, the most recent year of data (<u>NOAA IFQ Quota Pound</u> <u>Price Data</u>).

While the IFQ allocation of shortspine thornyhead north of 34° 27' N. lat. is decreasing in 2025-26, AVLs in the IFQ fishery are still expected to be higher than 2023 vessel-level catches, regardless of the HCR alternative or at-sea set-aside option the Council chooses (Figure 4). Although fleet-wide catches of shortspine thornyhead have been declining since 2018, fleet-wide catches and attainment seem to generally track allocation fluctuations across years (Figure 5), suggesting that comparing 2025-26 AVLs to 2023 catches is likely still a conservative estimation of potential impacts. With further allocation reductions in 2025-26, it would not be realistic to assume vessel-level catches would be comparable to years such as 2018 or 2017 when the allocation was relatively high.



Figure 4. 2023 catch of shortspine thornyhead north of 34° 27' N. lat., averaged across 3 IFQ vessels within each Vessel Group, compared to the 2025 annual vessel limits ("AVL") under at-sea set-aside Options 1 SQ, 2, and 3 for shortspine thornyhead north. The top 30 IFQ vessels that caught the most shortspine thornyhead north were placed in the ten vessel groups, with Group 1 catching the most out of all IFQ vessels. Source: Vessel-level catches are derived from the <u>NOAA IFQ Database</u>.



Figure 5. Annual IFQ mortality and allocation attainment of shortspine thornyhead north of 34° 27' N. lat. from 2011 to 2023 and IFQ allocations from 2011 to 2026, with different allocations in 2025 and 2026 depending on the at-sea set-aside option (Allocation 1 = Option 1 SQ). All allocations in the figure are based on the Alternative 1 HCR. Source: 2011-2022 mortality is pulled from the GEMM, and 2023 mortality is based on landings from PacFIN and average GEMM discard mortality from 2020-2022.

Shortspine thornyhead is caught in the IFQ fishery as part of the DTS complex using bottom trawl gear<sup>1</sup>, and sablefish allocations are increasing threefold in 2025 and 2026. The IFQ model catch projections do not currently account for co-occurrence of species within the DTS complex, so there is some uncertainty about the degree to which shortspine thornyhead north quota reductions would limit bottom trawl vessels' ability to target Dover sole and sablefish, especially given low allocation attainment of Dover sole and substantial allocation increases of sablefish. Analysis was conducted to investigate catch correlations among DTS species at the IFQ fishery, fleet (i.e., sector), and vessel levels. See Appendix D for details of this analysis. The results of the analysis provide some indication that IFQ vessels have some control over their catch composition among DTS species, but results varied among vessels as well as among years. Several factors likely contribute to DTS catch composition, such as fishing effort patterns in both time and space and specific target strategies. In the analysis, Dover sole showed strong correlations with shortspine thornyhead, whereas sablefish did not, suggesting that if sablefish catches increase in 2025-26, shortspine thornyhead catches are not necessarily expected to increase as well. Based on industry communication, bottom trawl vessels tend to encounter more thornyheads when they target Dover sole in shallower waters than when they target sablefish, which are generally in deeper waters than Dover sole. Dover sole catches have been declining steadily since the IFQ program began in 2011. However, a shorebased trawl processor indicated that new whole-fish markets in Australia are incentivizing Dover sole processing investments on the West Coast. Therefore, shortspine thornyhead north quota reductions in 2025-26 may force vessels to prioritize targeting sablefish in deeper waters, thereby impacting processors that are already making Dover sole investments and potentially flooding the market of sablefish, which is already at record low prices.

If vessels targeting Dover sole are forced to avoid shortspine thornyhead north due to quota limitations, the direct loss in ex-vessel revenue from shortspine thornyhead north is expected to be

<sup>&</sup>lt;sup>1</sup> More than 95 percent of shortspine thornyhead north caught in the IFQ fishery is caught using bottom trawl gear.

minimal for the majority of vessels, compared to target species. For bottom trawl vessels, shortspine thornyhead north made up an average of less than 10 percent of their ex-vessel revenue from species in the DTS complex since 2016 (Figure 6). Fewer than 3 bottom trawl vessels derive the majority of their DTS complex revenue from shortspine thornyhead north. Even so, if sablefish prices continue to be at record low levels and concerns about flooding the market persists, avoiding Dover sole to prevent thornyhead encounters could result in net lost ex-vessel revenue if those vessels cannot make up for that loss with sablefish landings despite high 2025-26 sablefish allocations.



Figure 6. Average proportion of ex-vessel revenue from species in the DTS complex for IFQ bottom trawl vessels, 2011 –23. Source PacFIN landings data.

#### 2.2.7 Widow Rockfish

Under Alternative 1, the default HCR for widow rockfish is ACL=ABC and P\* of 0.45. Widow rockfish has become an important target species, alongside yellowtail rockfish, in the midwater rockfish sector of the IFO fishery. Nearly all widow rockfish catch in the IFO fishery is attributed to the midwater rockfish sector. Since 2017, 24-28 vessels have participated in the midwater rockfish sector each year. Because of widow rockfish ACL reductions in 2025-26 and low attainment of the non-trawl allocation, the Council is considering a potential management change that would transfer either 100 mt or 200 mt from the fixed non-trawl allocation to the trawl allocation, which receives the remainder of the fishery HG (See Chapter 1 §2.7). ). The Council is also considering a lower widow rockfish at-sea set-aside of 300 mt, in addition to the status quo set-aside of 476 mt. This means that there are six possible IFQ allocations for widow rockfish in 2025-26 (Table 18). The widow rockfish IFO allocations are expected to decrease 9-12 percent in 2025 and 16-19 percent in 2026, depending on the trawl/non-trawl allocation and at-sea set-aside options chosen. The ACLs, and consequently the downstream IFQ allocations, are decreasing steadily each year due to the time-varying sigma and the 2023 catch-only update of widow rockfish. Widow rockfish projections in the IFQ model generally track allocation patterns, and attainment is projected at 95 percent in 2025 and 96 percent in 2026 (Table 19).).

| At-sea Set-Aside<br>Option | (Fixed                             | Trawl/Non-trawl Allocation Options<br>(Fixed amount allocated to non-trawl, remainder to trawl) |                      |                                    |                      |                      |  |  |  |
|----------------------------|------------------------------------|---|----------------------|------------------------------------|----------------------|----------------------|--|--|--|
|                            | 2025 1                             | FQ Allocat  | ion                  | 2026 IFQ Allocation                |                      |                      |  |  |  |
|                            | Option 1<br>Status Quo<br>(400 mt) | Option 2<br>(300 mt)  | Option 3<br>(200 mt) | Option 1<br>Status Quo<br>(400 mt) | Option 2<br>(300 mt) | Option 3<br>(200 mt) |  |  |  |
| Option 1 SQ (476 mt)       | 10,143                             | 10,243  | 10,343               | 9,298                              | 9,398                | 9,498                |  |  |  |
| Option2 (300 mt)           | 10,319                             | 10,419  | 10,519               | 9,474                              | 9,574                | 9,674                |  |  |  |

Table 17. Alternative 1. The 2025 and 2026 widow rockfish IFQ allocation under all combinations of the trawl/non-trawl allocation options and at-sea set-aside options

Table 18. Alternative 1. The 2025 and 2026 projected catch and allocation attainment (%) of widow rockfish in the IFQ fishery based on the minimum allocation possible (LOW) and maximum allocation possible (HIGH), depending on the trawl/non-trawl allocation option.<sup>2</sup>

| Bookend 2025           |                    |                         |            | 2026               |                         |            |  |
|------------------------|--------------------|-------------------------|------------|--------------------|-------------------------|------------|--|
| Allocation<br>Scenario | Allocation<br>(mt) | Projected<br>Catch (mt) | Attainment | Allocation<br>(mt) | Projected<br>Catch (mt) | Attainment |  |
| LOW                    | 10,143             | 9,664.0                 | 95%        | 9,298              | 8,900.3                 | 96%        |  |
| HIGH                   | 10,343             | 9,844.7                 | 95%        | 9,498              | 9,081.1                 | 96%        |  |

Of the 24-48 vessels in the midwater rockfish fishery, around 2-34 percent of their total annual revenue comes from widow rockfish landings, with a median in 2022 and 2023 of approximately 12 percent. The 2023 average price per pound of widow rockfish in the midwater rockfish and bottom trawl fisheries is \$0.27<sup>3</sup>. Under Alternative 1 and all three trawl/non-trawl allocation options, and the status quo at-sea set-aside, the IFQ fishery is projected to catch 1,477 mt less of widow rockfish in 2025 and 2,241 mt less in 2026, compared to their average widow rockfish catch from 2021 to 2023 (11,141 mt). Based on the average price per pound of widow rockfish in 2023, those differences equate to fleetwide ex-vessel revenue losses of \$879,172 in 2025 and \$1,333,937 in 2026. IFQ QSAs with the ten largest shares of widow rockfish allocation would receive, on average, around 72,000-85,000 lbs. less of widow rockfish in 2025 per account, depending on the trawl/non-trawl allocation option chosen and assuming the status quo at-sea setaside (Table 20). That equates to around \$20,000-\$23,000 in lost ex-vessel revenue per account, based on the 2023 average price per pound of landed widow rockfish in the midwater rockfish and bottom trawl fisheries (\$0.27), assuming all lost QPs would have been used to catch and land widow rockfish rather than sold on the QP market. Widow rockfish QP prices have been moderate to low in recent years, relative to other IFQ species categories (NOAA IFQ Quota Pound Price Data).

<sup>&</sup>lt;sup>2</sup>\*These projections do not account for the at-sea set-aside Option 2 of 300 mt due to time constraints; those will be added prior to the June 2024 Council meeting. Projected bycatch in the shoreside whiting fishery makes up only 5 percent of total 2025-26 IFQ catch projections.

<sup>&</sup>lt;sup>3</sup> Shoreside whiting was excluded, because widow rockfish is considered incidental catch in this fishery and therefore generally fetches a much lower price per pound than in the midwater rockfish and bottom trawl fisheries.

(Table 20). does not account for the Option 2 at-sea set-aside of 300 mt, which would increase the IFQ allocation by 176 mt across both years and across all three trawl/non-trawl allocation options. An additional 176 mt equates to an additional fleetwide ex-vessel revenue of \$104,763, assuming all additional 176 mt are utilized by the midwater rockfish and bottom trawl sectors. However, some of the additional widow rockfish quota may be used by shoreside whiting vessels so that they can reduce avoidance measures. Additionally, many shoreside whiting vessels also operate as catcher vessels in the at-sea Mothership fleet, and they may prioritize one or the other sector depending on bycatch constraints.

Table 19. Alternative 1. Widow rockfish quota pounds (QP) that would be allocated in 2025 to the single quota share (QS) account with the largest and smallest 2023 QS percentage, as well as 2025 QP allocations based on the averages of the largest 10 and smallest 10 QSA percentages. QP Allocations are shown across each of the trawl/non-trawl allocation and at-sea set-aside management options. Source: <u>NOAA IFQ Quota Share Account Balance Data</u>

|                           | Account with<br>Single Largest<br>2023 QS<br>Percentage   | Avg. of Largest<br>Ten 2023 QS<br>Percentage<br>Accounts | Avg. of Smallest<br>Ten 2023 Non-<br>Zero QS<br>Percentage<br>Accounts | Account with<br>Single Smallest<br>2023 Non-Zero<br>QS Percentage |  |  |  |
|---------------------------|---|--|--|---|--|--|--|
| 2023 QS Percent           | 4.13%   | 2.80%  | 0.12%  | 0.001%  |  |  |  |
| 2023 QP Allocation (lbs.) | 1,048,812   | 710,739  | 30,731   | 282   |  |  |  |
| Trawl/Non-Trawl Option    | QP (lbs.) Allocated in 2025 per Account                   |  |  |   |  |  |  |
| Option 1 Status Quo       | 924,265   | 626,115  | 26,834   | 248   |  |  |  |
| Option 2                  | 933,378   | 632,288  | 27,098   | 251   |  |  |  |
| Option 3                  | 942,490   | 638,461  | 27,363   | 253   |  |  |  |
| Trawl/Non-Trawl Option    | Loss in Ex-vessel Revenue per Account Compared to 2023 a/ |  |  |   |  |  |  |
| Option 1 Status Quo       | \$33,627.60   | \$22,848.42  | \$1,052.32   | \$9.06  |  |  |  |
| Option 2                  | \$31,167.27   | \$21,181.74  | \$980.89   | \$8.39  |  |  |  |
| Option 3                  | \$28,706.94   | \$19,515.07  | \$909.46   | \$7.73  |  |  |  |

a/ based on the 2023 average price per pound of widow rockfish in the midwater rockfish and bottom trawl fisheries (\$0.27) and assuming all lost QPs would have been used to sell widow rockfish catches rather than traded in the QP market. Shoreside whiting was excluded from the price per pound estimate because widow rockfish is considered incidental catch in this fishery and therefore generally fetches a much lower price per pound than in the midwater rockfish and bottom trawl fisheries.

Figure 7 compares the 2025 and 2026 widow rockfish annual vessel limits (AVLs) to vessel-level 2023 widow rockfish catches, averaged across three vessels in each of ten groups, with Vessel Group 1 comprising the three vessels with the highest 2023 catch of widow rockfish. Under Alternative 1, Vessel Group 1 (i.e., three vessels) would be unable to reach their 2023 catch levels under the 2025 AVL, and both Vessel Groups 1 and 2 (a total of six vessels) would be unable to reach their 2023 catch levels under the 2026 AVL. The 2026 AVL would be about 158,000 lbs.

lower than the 2025 AVL due to a lower IFQ allocation. The status quo at-sea set-aside of 476 mt is assumed in Figure 7. However, even with the additional 176 mt under the Option 2 at-sea set-aside, the same IFQ vessels would still be unable to reach vessel-level catches comparable to 2023. An additional 176 mt would increase the AVL by 32,981 lbs.



Figure 7. 2023 vessel-level catch of widow rockfish north of 40° 10' N. lat., averaged across 3 IFQ vessels within each Vessel Group, compared to the 2025 and 2026 AVLs under trawl/non-trawl allocation Options 1 (SQ), 2, and 3 for widow rockfish. The top 30 IFQ vessels that caught the most widow rockfish were placed in the ten vessel groups, with Group 1 catching the most out of all IFQ vessels. Source: Vessel-level catches are derived from the <u>NOAA IFQ Database</u>.

## 2.2.8 Yellowtail Rockfish N. of 40° 10' N. lat.

Under Alternative 1, the default HCR for yellowtail rockfish north of 40° 10' N. lat. is ACL=ABC and P\* of 0.45. Along with widow rockfish, yellowtail rockfish is an important target species in the midwater rockfish sector of the IFQ fishery. IFQ catches and attainments of yellowtail rockfish north have been steadily increasing since the start of the IFQ program in 2011, and the greatest increase was between 2016 and 2017 when the midwater rockfish sector first emerged as a target fishery. While most species categories are seeing reductions in IFQ allocations to some extent in 2025-26, under all of the at-sea set-aside options, the IFQ fishery would still see an increase in total allocation of 186-508 mt in 2025-26 (Table 21). Yellowtail rockfish attainments of the IFQ allocation are projected at 73 percent in 2025 and 74 percent in 2026, and the catch projections for both years are still higher than annual IFQ mortality since 2021 (Table 22), which has ranged from 2,696 mt to 2,919 mt. The projections in Table 22 do not account for the Option 3 at-sea set-aside of 450 mt, which would lower the IFQ allocation by 90 mt compared to the Option 2 set-aside; projections associated with the Option 3 set-aside will be provided at the June 2024 Council meeting.

|                               |         | 2025           |           |                         | 2026           |          |          |  |
|-------------------------------|---------|----------------|-----------|-------------------------|----------------|----------|----------|--|
|                               | 2023    | At-Sea         | Set-Aside | At-Sea Set-Aside Option |                |          |          |  |
|                               |         | Option 1<br>SQ | Option 2  | Option 3                | Option 1<br>SQ | Option 2 | Option 3 |  |
| IFQ Allocation (mt)           | 3,761.9 | 4,270.2        | 4,230.2   | 4,140.2                 | 4,077.8        | 4,037.8  | 3,947.8  |  |
| Tonnage Change from 2023 (mt) |         | +508.3         | +468.3    | +378.3                  | +315.9         | +275.9   | +185.9   |  |
| % Change from 2023            |         | +14%           | +12%      | +10%                    | +8%            | +7%      | +5%      |  |

Table 20. Alternative 1. Increases in 2025-26 IFQ allocations of yellowtail rockfish north of 40° 10′ N. lat. compared to the 2023 allocation, under each at-sea set-aside option.<sup>4</sup>

Table 21. Alternative 1. The 2025 and 2026 projected catch and allocation attainment (%) of yellowtail rockfish north in the IFQ fishery based on the minimum allocation possible (LOW) and maximum allocation possible (HIGH), depending on the at-sea set-aside option.

| Bookend                |                    | 2025                    |            |                    | 2026                    |            |
|------------------------|--------------------|-------------------------|------------|--------------------|-------------------------|------------|
| Allocation<br>Scenario | Allocation<br>(mt) | Projected<br>Catch (mt) | Attainment | Allocation<br>(mt) | Projected<br>Catch (mt) | Attainment |
| LOW                    | 4,230              | 3,092.4                 | 73%        | 4,038              | 2,998.2                 | 74%        |
| HIGH                   | 4,270              | 3,112.0                 | 73%        | 4,078              | 3,017.8                 | 74%        |

Additionally, none of the at-sea set-aside options for yellowtail rockfish are expected to limit individual IFQ vessels' ability to catch annual yellowtail rockfish amounts that are comparable to 2023 catches, based on the expected AVLs. There is also very little difference in AVL impacts across the three at-sea set-aside options, given the scale of the IFQ allocation. However, 2023 yellowtail rockfish mortality in the IFQ fishery (2,837 mt) was lower than most other years since 2017, possibly due to allocation reductions in 2023-24. IFQ mortality peaked in 2020 (3,389 mt) when the allocation was roughly comparable to what is expected in 2026<sup>5</sup>. This prompted a question regarding if anticipated 2025-26 AVLs under the three at-sea set-aside options would impact IFQ vessels' ability to reach or exceed 2020 catches (Figure 8). While vessel-level catches in 2020 were generally higher than in 2023, none of the at-sea set-aside options are expected to limit IFQ vessels from reaching 2020 levels of catch. The 2025 AVLs would be roughly 200,000 lbs. higher than the highest amount of vessel-level catch in 2020.

<sup>&</sup>lt;sup>4</sup> These projections do not account for the at-sea set-aside Option 3 of 450 mt due to time constraints; those will be added prior to the June 2024 Council meeting

<sup>&</sup>lt;sup>5</sup> The 2025 IFQ allocation is expected to be roughly 200 mt higher than that of 2026.



Figure 8. 2020 catch of yellowtail rockfish north of 40° 10′ N. lat., averaged across 3 IFQ vessels within each Vessel Group, compared to the 2025 annual vessel limits ("AVL") under at-sea set-aside Options 1, 2, and 3 for yellowtail rockfish. The top 30 IFQ vessels that caught the most yellowtail rockfish north were placed in the ten vessel groups, with Group 1 catching the most out of all IFQ vessels. Source: Vessel-level catches are derived from the <u>NOAA IFQ Database</u>.

If the midwater rockfish fishery continues to grow in capacity and effort, or if midwater rockfish vessels catch more yellowtail rockfish to mitigate losses of widow rockfish quota, individual vessels could be unable to maintain recent catch levels or to grow their catches and revenue over time. The degree to which that growth could occur is difficult to predict, but yellowtail rockfish mortality in the midwater rockfish sector increased an average of 42 percent each year between 2015 and 2019. Growth seemed to stagnate starting in 2020, with an average of 3 percent growth each year since then, possibly due to the COVID-19 pandemic. If the midwater rockfish fishery was able to rebound closer to initial growth rates and grew 26 percent<sup>6</sup> each year starting in 2024, the fishery would catch 3,128 mt of yellowtail rockfish north in 2026. However, the 2026 IFQ allocation is expected to be 4,078 mt under at-sea set-aside Option 1 Status Quo, leaving only 950 mt in the allocation. The shoreside whiting fishery, which catches the majority of the remaining yellowtail rockfish in the IFQ fishery, has caught up to 1,579 mt in a single year (also in 2020) and has also seen relatively steady growth in yellowtail rockfish bycatch since 2015. Therefore, while the yellowtail rockfish at-sea set-aside options do not appear to impact the IFQ fishery based on recent catch levels, they may inhibit the midwater rockfish fishery's ability to grow in capacity over the next few years, and to increasing degrees ranging from Option 1 Status Quo to Option 3.

Yellowtail rockfish is a main target species in the midwater rockfish sector alongside widow rockfish, and IFQ allocations for widow rockfish are decreasing by nearly the same proportion as yellowtail rockfish north allocations are increasing. It is possible that the opportunity for additional

<sup>&</sup>lt;sup>6</sup> 26 percent is the long-term annual average growth rate 2015-2023, including the pre-2020 period of high growth and the recent period of low growth.

yellowtail rockfish catches could offset some of the impacts from the widow rockfish allocation reductions. Yellowtail rockfish fetch a similar price per pound as widow rockfish in the midwater rockfish sector, with annual averages ranging from \$0.27 to \$0.30 since 2021.

# 2.3 New Management Measures

The following section provides a summary of the new management measures considered for 2025-26 that would affect participants in the Shorebased IFQ Program. Detailed analyses of the new management measures can be found in New Management Measures.

# 2.3.1 Require Species-Specific Sorting of Rockfish

[to be filled in after the March Council meeting]

# 2.3.2 Update EM Discard and Retention Requirements

See Chapter 9. New Management Measures for more details. This new management measure would add sablefish and rex sole to the existing list of allowable discards in the EM program, which would align current practices under the EM EFP to continue in the regulatory program. While this is largely an administrative measure, this action could increase the potential for economic benefits to IFQ vessels engaged in the EM program by freeing hold space for higher value target stocks.

# 2.3.3 Shortspine Thornyhead

This new management measure would remove the shortspine thornyhead management line at  $34^{\circ}$  27' N. lat. such that shortspine thornyhead is managed with a coastwide OFL/ABC/ACL in 2025-26. This would result in a coastwide IFQ allocation of shortspine thornyhead. Federal regulations dictate the process for area recombination of an IFQ managed species so that impacts from the area recombination are minimized in the first year of the recombination (50 CFR <u>660.140(c)(3)(vii)(A)(2)</u>). While there would be very little difference to 2025 impacts in the IFQ fishery, this action may provide some economic relief to bottom trawl IFQ vessels in 2026 if the base year used to calculate trawl/non-trawl allocation proportions is 2025.

# 3. Alternative 2

## 3.1 Shorebased IFQ - Management Measures

ACLs and IFQ allocations under Alternative 2 are the same as under Alternative 1, except for the other flatfish complex (due to rex sole), shortspine thornyhead, and Dover sole. Under Alternative 2, all three species would be managed with a P\* of 0.45, resulting in increases in the IFQ allocations of approximately 6-8 percent for other flatfish and 20-24 percent for shortspine thornyhead north of 34° 27′ N. lat., compared to Alternative 1, depending on the at-sea set-aside options chosen for those two species categories. The Dover sole ACLs would be lower under Alternative 2 than under Alternative 1, resulting in decreases to the IFQ allocation by 5 percent in 2025 and 16 percent in 2026. There are no alternative at-sea set-aside options for Dover sole. The same potential management measure changes, including trawl/non-trawl allocations and at-sea set-asides, which are proposed under Alternative 1 would be considered under Alternative 2.

Alternative 2 also contemplates the California quillback rockfish ABC Rule rebuilding strategy (<u>Table 2, Agenda Item F.2, Attachment 1, March 2024</u>). The trawl fishery does not generally encounter quillback rockfish as this stock inhabits areas that the trawl IFQ sector does not generally fish due to depth and habitat constraints, it is unlikely this fishery will encounter this stock. Therefore, this stock is not discussed further under Alternative 2

## 3.2 Impact (Groundfish Mortality)

Table 23 and Table 24 below show the 2025-2026 allocations and projected catch under Alternative 2. Catch projections remain the same under Alternative 2 for all species categories except for Dover sole, other flatfish, Pacific halibut, and shortspine thornyhead north of 34° 27' N. lat. Pacific halibut is a bycatch species in the IFQ fishery, and compared to Alternative 1, the Alternative 2 catch projections are only 0.1 mt higher in 2025 and 0.1 mt lower in 2026, with less than 50 percent projected attainment under both Alternatives 1 and 2. The impacts from Alternative 2 for the remaining three species categories are discussed in more detail below. With higher Alternative 2 allocations for other flatfish and shortspine thornyhead, the IFQ fishery is projected to catch roughly 0.4 percent more of the other flatfish complex and 9-13 percent more of shortspine thornyhead south is fixed at 50 mt, and therefore, IFQ catch projections are not different under Alternative 2 compared to Alternative 1. With lower Alternative 2 allocations for Dover sole, the IFQ fishery is projected to catch approximately 0.3 percent less Dover sole, compared to Alternative 1.

Table 22. Alternative 2-Shorebased IFQ. 2025-26 allocations (mt), projected catch (mt), and percent attainment under Alternative 2 for IFQ species categories with alternative IFQ allocations based on management measure options. The "LOW" and "HIGH" allocations represent bookends, and for some species categories there are multiple possible allocations within those bookends.<sup>1</sup>

|                           |                | 2025 Alternative 2     |              |                |                        |              | 2026 Alternative 2 |                        |              |                |                        |              |
|---------------------------|----------------|------------------------|--------------|----------------|------------------------|--------------|--------------------|------------------------|--------------|----------------|------------------------|--------------|
| Species Category          | LOW            |                        |              |                | HIGH                   |              | LOW                |                        |              | HIGH           |                        |              |
|                           | Alloc.<br>(mt) | Proj.<br>Catch<br>(mt) | %<br>Attain. | Alloc.<br>(mt) | Proj.<br>Catch<br>(mt) | %<br>Attain. | Alloc.<br>(mt)     | Proj.<br>Catch<br>(mt) | %<br>Attain. | Alloc.<br>(mt) | Proj.<br>Catch<br>(mt) | %<br>Attain. |
| Arrowtooth flounder       | 8,543          | 776.3                  | 9%           | 8,573          | 776.5                  | 9%           | 6,675              | 762.4                  | 11%          | 6,705          | 762.7                  | 11%          |
| Canary rockfish           | 268            | 256.0                  | 96%          | 348            | 291.1                  | 84%          | 269                | 256.5                  | 95%          | 348            | 291.5                  | 84%          |
| Darkblotched rockfish     | 543            | 157.5                  | 29%          | 617            | 175.6                  | 28%          | 522                | 152.3                  | 29%          | 596            | 170.5                  | 29%          |
| Other flatfish            | 6,922          | 340.1                  | 5%           | 6,987          | 340.3                  | 5%           | 6,175              | 338.1                  | 5%           | 6,240          | 338.3                  | 5%           |
| Petrale sole              | 1,926          | 1,782.5                | 93%          | 1,941          | 1,796.4                | 93%          | 1,810              | 1,675.1                | 93%          | 1,825          | 1,689.0                | 93%          |
| Sablefish North           | 13,091         | 8,076.1                | 62%          | 13,420         | 8,268.3                | 62%          | 13,091             | 8,076.1                | 62%          | 13,420         | 8,268.3                | 62%          |
| Shortspine thornyhead N.  | 381            | 185.5                  | 49%          | 431            | 196.9                  | 46%          | 386                | 186.9                  | 48%          | 436            | 198.1                  | 45%          |
| Widow rockfish            | 10,143         | 9,664.0                | 95%          | 10,343         | 9,844.7                | 95%          | 9,298              | 8,900.3                | 96%          | 9,498          | 9,081.1                | 96%          |
| Yellowtail rockfish North | 4,230          | 3,092.4                | 73%          | 4,270          | 3,112.0                | 73%          | 4,038              | 2,998.2                | 74%          | 4,078          | 3,017.8                | 74%          |

|                             | 202         | 25 Alternativ       | ve 2      | 2026 Alternative 2 |                     |           |  |
|-----------------------------|-------------|---------------------|-----------|--------------------|---------------------|-----------|--|
| Species Category            | Alloc. (mt) | Proj.<br>Catch (mt) | % Attain. | Alloc. (mt)        | Proj.<br>Catch (mt) | % Attain. |  |
| Bocaccio South              | 653         | 253.5               | 39%       | 648                | 253.3               | 39%       |  |
| Chilipepper rockfish South  | 2,091       | 1,268.0             | 61%       | 1,961              | 1,190.9             | 61%       |  |
| Cowcod South                | 24          | 1.7                 | 7%        | 23                 | 1.7                 | 7%        |  |
| Dover sole                  | 43,538      | 3,829.5             | 9%        | 38,819             | 3,817.6             | 10%       |  |
| English sole                | 8,236       | 232.4               | 3%        | 8,174              | 232.1               | 3%        |  |
| Lingcod North               | 1,503       | 381.8               | 25%       | 1,449              | 378.2               | 26%       |  |
| Lingcod South               | 295         | 52.0                | 18%       | 305                | 53.7                | 18%       |  |
| Longspine thornyhead N.     | 1,901       | 21.9                | 1%        | 1,812              | 21.9                | 1%        |  |
| Minor shelf rockfish North  | 763         | 295.1               | 39%       | 755                | 292.2               | 39%       |  |
| Minor shelf rockfish South  | 175         | 38.3                | 22%       | 175                | 38.2                | 22%       |  |
| Minor slope rockfish North  | 858         | 192.8               | 22%       | 836                | 191.8               | 23%       |  |
| Minor slope rockfish South  | 425         | 28.1                | 7%        | 423                | 28.0                | 7%        |  |
| Pacific cod                 | 1,044       | 36.6                | 4%        | 1,044              | 36.6                | 4%        |  |
| Pacific halibut (IBQ) North | 97          | 44.6                | 46%       | 97                 | 44.5                | 46%       |  |
| Pacific ocean perch North   | 2,723       | 221.4               | 8%        | 2,621              | 221.0               | 8%        |  |
| Pacific whiting             | 178,581     | 101,966             | 57%       | 178,581            | 101,966             | 57%       |  |
| Sablefish South             | 3,289       | 293.8               | 9%        | 3,288              | 293.7               | 9%        |  |
| Shortspine thornyhead S.    | 50          | 0.0                 | 0%        | 50                 | 0.0                 | 0%        |  |
| Splitnose rockfish South    | 1,419       | 19.7                | 1%        | 1,382              | 19.6                | 1%        |  |
| Starry flounder             | 189         | 0.2                 | 0%        | 189                | 0.2                 | 0%        |  |
| YELLOWEYE ROCKFISH          | 3.5         | 0.4                 | 11%       | 3.6                | 0.3                 | 8%        |  |

 Table 23. Alternative 2-Shorebased IFQ. 2025-26 allocations (mt), projected catch (mt), and percent attainment under Alternative 2 for IFQ species categories with only one possible IFQ allocation in 2025 and 2026.

# 3.2.1 Other Flatfish

Under Alternative 2, Rex sole, which is a component species in the Other Flatfish complex, would be managed with an HCR of ACL=ABC and P\* of 0.45. IFQ allocations of the Other Flatfish complex under Alternative 2 would be 523 mt higher in 2025 and 368 mt higher in 2026, compared to Alternative 1 (Table 25). Those differences amount to roughly 8 percent and 6 percent of the overall IFQ allocations in 2025 and 2026, respectively. Allocation attainments under both HCR Alternatives are projected to be 5-6 percent in both years, so there are no anticipated differential impacts to the IFQ fishery across the two HCR Alternatives.

| Rex Sole HCR<br>Alternative |                       | 20                      | 25                    |                         | 2026                  |                         |                       |                         |
|-----------------------------|-----------------------|-------------------------|-----------------------|-------------------------|-----------------------|-------------------------|-----------------------|-------------------------|
|                             | LOW                   |                         | HIGH                  |                         | LOW                   |                         | HIGH                  |                         |
|                             | IFQ<br>Alloc.<br>(mt) | Proj.<br>Attain.<br>(%) | IFQ<br>Alloc.<br>(mt) | Proj.<br>Attain.<br>(%) | IFQ<br>Alloc.<br>(mt) | Proj.<br>Attain.<br>(%) | IFQ<br>Alloc.<br>(mt) | Proj.<br>Attain.<br>(%) |
| Alternative 1<br>(P* 0.40)  | 6,399                 | 5%                      | 6,464                 | 5%                      | 5,807                 | 6%                      | 5,872                 | 6%                      |
| Alternative 2<br>(P* 0.45)  | 6,922                 | 5%                      | 6,987                 | 5%                      | 6,175                 | 5%                      | 6,240                 | 5%                      |

Table 24. 2025-26 IFQ allocations and projected attainments for the other flatfish complex under HCR Alternatives 1 and 2 for Rex sole, a component species in the other flatfish complex.

## 3.2.2 Dover Sole

Under Alternative 2, Dover sole would be managed with an HCR of ACL=ABC and P\* of 0.45, and the 2025 and 2026 Dover sole IFQ allocations would be 43,538 mt and 38,819 mt, respectively (Table 26). IFQ mortality has not exceeded 8,000 mt since the program began in 2011. IFQ catch is projected at 3,830 mt in 2025 and 3,818 mt in 2026, with projected attainments of 9 percent and 10 percent, respectively. Projected attainments are higher under Alternative 2, compared to Alternative 1, because the allocations under Alternative 2 are 2,477-7,166 mt lower but the catch projections are only 6-18 mt lower than Alternative 1. Given how much higher the IFQ allocation is under both HCR alternatives compared to actual catches, the 2025-26 catches are not expected to be substantially different under either Alternative 1 or Alternative 2, especially given that Dover sole is an economically valuable target species in the IFQ fishery. Therefore, Alternative 2 is not expected to differentially impact the IFQ fishery compared to either No Action (2023) or Alternative 1. There are no alternative management measures being considered for Dover sole that would impact the IFQ allocation.

| Table 25. 2025-26 IF( | <b>Q</b> allocations and projected | attainments for the Dover | sole under HCR Alterna | tives 1 and |
|-----------------------|------------------------------------|---------------------------|------------------------|-------------|
| 2.                    |                                    |                           |                        |             |

|                         |                           | 2025                    |                                | 2026                      |                         |                                |  |
|-------------------------|---------------------------|-------------------------|--------------------------------|---------------------------|-------------------------|--------------------------------|--|
| HCR Alternative         | IFQ<br>Allocation<br>(mt) | Projected<br>Catch (mt) | Projected<br>Attainment<br>(%) | IFQ<br>Allocation<br>(mt) | Projected<br>Catch (mt) | Projected<br>Attainment<br>(%) |  |
| Alternative 1 (P* 0.40) | 45,985                    | 3,836                   | 8%                             | 45,985                    | 3,836                   | 8%                             |  |
| Alternative 2 (P* 0.45) | 43,538                    | 3,830                   | 9%                             | 38,819                    | 3,818                   | 10%                            |  |

# 3.2.3 Shortspine Thornyhead

Under Alternative 2, shortspine thornyhead would be managed with an HCR of ACL<ABC and P\* of 0.45. Similar to Alternative 1, shortspine thornyhead would be eligible for surplus carryover under Alternative 2, because the ACL is set lower than the ABC. The impacts from the shortspine thornyhead south IFQ allocations would be the same as those under Alternative 1, because the IFQ fishery is allocated a fixed amount of 50 mt under status quo management measures. Under Alternative 2, the shortspine thornyhead north IFQ allocations would be 381-431 mt in 2025 and
386-436 mt in 2026, depending on the at-sea set-aside option chosen (Table 27). The Alternative 2 HCR results in IFQ allocations that are 71 mt higher in 2025 and 74 mt higher in 2026. Projected allocation attainment ranges from 50-53 percent under Alternative 1 and 46-49 percent under Alternative 2 (Table 28). Projected attainments are slightly lower under Alternative 2, because projected catches do not increase as much as the allocation.

| Table 26. All possible 2025-26 IFQ allocations of shortspine thornyhead north, based on He | CR Alternatives 1 |
|--|-------------------|
| and 2 and at-sea set-aside options.  |                   |

|                         |         | At-sea Set-aside Option                           |                      |                     | At-sea Set-aside Option              |                      |                     |
|-------------------------|---------|---|----------------------|---------------------|--------------------------------------|----------------------|---------------------|
| HCR Alternative         | 2023    | Option 1<br>Status<br>Quo<br>(70 mt)              | Option 2<br>(100 mt) | Option 3<br>(50 mt) | Option 1<br>Status<br>Quo<br>(70 mt) | Option 2<br>(100 mt) | Option 3<br>(50 mt) |
|                         |         | 2025 IFQ Allocation (mt) 2026 IFQ Allocation (mt) |                      |                     |                                      |                      | on (mt)             |
| Alternative 1 (P* 0.40) | 1 146 7 | 340.1   | 310.1                | 360.1               | 341.8                                | 311.8                | 361.8               |
| Alternative 2 (P* 0.45) | 1,140.7 | 410.5   | 380.5                | 430.5               | 416.2                                | 386.2                | 436.2               |

Table 27. 2025-26 IFQ allocations and projected attainments for shortspine thornyhead north under HCR Alternatives 1 and 2.

|                            | 2025                  |                         |                       |                         | 2026                  |                         |                       |                         |
|----------------------------|-----------------------|-------------------------|-----------------------|-------------------------|-----------------------|-------------------------|-----------------------|-------------------------|
| HCR                        | LOW                   |                         | HIGH                  |                         | LOW                   |                         | HIGH                  |                         |
| Alternative                | IFQ<br>Alloc.<br>(mt) | Proj.<br>Attain.<br>(%) | IFQ<br>Alloc.<br>(mt) | Proj.<br>Attain.<br>(%) | IFQ<br>Alloc.<br>(mt) | Proj.<br>Attain.<br>(%) | IFQ<br>Alloc.<br>(mt) | Proj.<br>Attain.<br>(%) |
| Alternative 1<br>(P* 0.40) | 310                   | 53%                     | 360                   | 50%                     | 312                   | 53%                     | 362                   | 50%                     |
| Alternative 2<br>(P* 0.45) | 381                   | 49%                     | 431                   | 46%                     | 386                   | 48%                     | 436                   | 45%                     |

As discussed under Alternative 1, there is some indication that bottom trawl vessels targeting the DTS complex may be able to avoid shortspine thornyhead by shifting effort away from Dover sole and towards sablefish in deeper waters. However, with sablefish prices at record lows and concerns about flooding the sablefish market, Alternative 2 for shortspine thornyhead would alleviate some of the vessel-level constraints and allow bottom trawl vessels more flexibility to target either Dover sole or sablefish depending on market opportunities, compared to Alternative 1. Specifically, the ten largest shortspine thornyhead QSAs would be allocated an average of 3,616 lbs. more of shortspine thornyhead north in 2025 under Alternative 2, compared to Alternative 1 (Table 29). Across all at-sea set-aside options, Alternative 2 results in a 2025 AVL that is 14,067 lbs. higher than the 2025 AVL under Alternative 1. Similar to Alternative 1, the Alternative 2 AVLs across all at-sea set-aside options are not expected to limit any vessels from catching the amount of shortspine thornyhead they did in 2023 (Figure 5).

Table 28. Shortspine thornyhead quota pounds (QP) that would be allocated in 2025 to the single quota share (QS) accounts with the largest and smallest 2023 QS percentage, as well as 2025 QP allocations based on the averages of the largest 10 and smallest 10 QSA percentages. QP allocations are based on the Alternative 2 IFQ allocation and are shown across each of the at-sea set-aside options. Source: <u>NOAA IFQ Quota Share Account Balance Data</u>

|  | Account with<br>Single Largest<br>2023 QS<br>Percentage | Avg. of Largest<br>Ten 2023 QS<br>Percentage<br>Accounts | Avg. of Smallest<br>Ten 2023 Non-<br>Zero QS<br>Percentage<br>Accounts | Account with<br>Single Smallest<br>2023 Non-Zero<br>QS Percentage |
|--|---|--|--|---|
| 2023 QS Percent                          | 3.13%   | 2.31%  | 0.19%  | 0.02%   |
| 2023 QP Allocated (lbs.)                 | 79,125  | 58,444   | 4,921  | 421.0   |
| At-sea Set-aside Option                  | QP (lbs.) Allocate                                      | ed in 2025   | -  | •   |
| Option 1 SQ (70 mt)                      | 28,361  | 20,931   | 1,722  | 181.2   |
| Option 2 (100 mt)                        | 26,291  | 19,403   | 1,596  | 168.0   |
| Option 3 (50 mt)                         | 29,741  | 21,949   | 1,805  | 190.0   |
| Increase compared to<br>Alternative 1 a/ | 4,900   | 3,616  | 298  | 31.3  |

a/ The difference between Alternative 2 and Alternative 1 is the same for all at-sea set-aside options.

## 4. Alternative 3

Alternative 3 contemplates the California quillback rockfish Council selected harvest specifications for 2025-26 of an OFL =8.41mt, ACL =5.06 mt and an HG = 4.96 mt (Agenda Item E.2,Supplemental CDFW Report 2 November 2023). Impacts to California quillback rockfish from the IFQ fishery under Alternative 3 would be the same as those described under Alternative 1. Possible management measures to restrict California quillback rockfish mortality in the IFQ fishery would also be the same across all HCR alternatives. Those are landing limits for non-IFQ species and groundfish conservation areas.

### 5. Alternative 4

Alternative 4 contemplates the California quillback rockfish F=0 rebuilding strategy (<u>Table 2</u>, <u>Agenda Item F.2</u>, <u>Attachment 1</u>, <u>March 2024</u>). Given this stock inhabits areas that the trawl sector does not generally fish due to depth and habitat constraints, it is unlikely this fishery will encounter this stock. Therefore, the impacts to the trawl IFQ fishery under Alternative 4 are the same as those under Alternative 1 (default HCR). While mortality of California quillback rockfish in the IFQ fishery is very low compared to other fisheries, there has been some historical mortality. As discussed under Alternative 1 (Chapter 3, §2.2), small amounts of quillback rockfish have been observed in IFQ hauls off of California. Impacts to California quillback rockfish from the IFQ fishery under Alternative 4 would be the same as those described under Alternative 1. Possible management measures to restrict California quillback rockfish mortality in the IFQ fishery would also be the same across all HCR alternatives. Those are landing limits for non-IFQ species and groundfish conservation areas.

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#### **Executive Summary**

Chapter 5 contemplates the impacts of the harvest specifications in regard to groundfish fixed gear fishery management measures. Harvest specifications for shortspine thornyhead, canary rockfish, yelloweye, California copper, and California quillback rockfishes are expected to constrain fishery effort. Lower catch limits for shortspine thornyhead and canary rockfish could impede access to other stocks. Multiple harvest scenarios are investigated as means to reduce potential constraints to the targeted shortspine thornyhead fishery in the north are considered. Additionally, Multiple harvest scenarios are investigated as means to reduce potential constraints for canary rockfish are also considered, including reallocation, as discussed above in Chapter 1, § 2.6.

Yelloweye is a rebuilding stock and, while the non-trawl HG has increased overtime, remains low, which impacts access to shelf stocks. California quillback rockfish was declared overfished and will require a rebuilding plan. Management measures to reduce impact on California quillback rockfish may reduce access to areas shallower than 50 fms off the coast of California, thus reducing access to nearshore rockfish and other co-occurring stocks, e.g., lingcod. The biomass of California copper rockfish south of Point Conception (34°27′ N. lat) was found to be lower than expected in the most recent stock assessment. Management measures to reduce impact on this stock are under consideration. These measures include trip limit reductions to reduce the likelihood of exceeding harvest targets.

The 2025-26 Sablefish north of  $36^{\circ}$  N. lat ACL increases three-fold compared to No Action (2023). Two options with higher trip limits are analyzed for 2025 and 2026. Projected non-nearshore groundfish mortality from targeted sablefish trips N of  $36^{\circ}$  N lat. was modeled under three attainment scenarios – high, medium, low – the medium and low scenario. Under all three modeled attainment scenarios, shortspine thornyhead north of  $34^{\circ}$  27' N. lat is likely to exceed the non-trawl allocation. Aset-aside from the fixed gear allocation of sablefish south of  $34^{\circ}27'$  N. lat. is under consideration for the recreational fishery in that area. This measure would reduce the allocation by 10 mt to the commercial fixed gear sector to account for recreational mortality. Multiple scenarios

This Chapter, under Alternative 1 proposes to create a consistent time-period for most trip limits. Converting monthly trip limits to bi-monthly trip limits. Additional trip limit modifications are considered for several stocks to address conservation concerns.

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## 1. No Action

The groundfish fixed gear fishery comprises two sectors, limited entry fixed gear (LEFG) and open access (OA) which are further differentiated as non-nearshore and nearshore. These sectors are described in the <u>Groundfish SAFE</u>. In brief, these sectors use gear that is affixed to the vessel or buoy via lines such as hook-and-line gear, bottom longline, or pot gear. Each sector has separate catch estimates and different predictive models for the sablefish targeted non-nearshore fisheries and nearshore fisheries

These sectors are monitored at-sea by the West Coast Groundfish Observer Program (WCGOP) and are required to carry vessel monitoring systems (VMS) when fishing groundfish in federal waters. Vessels are required to carry an observer when selected for coverage by the WCGOP. Data from observed trips is one of the primary sources of data used to calculate discard mortality for the LEFG and OA sectors. In general, LEFG, notably the primary sablefish tier fishery, have a higher coverage rate than do OA vessels. The LEFG sablefish endorsed fishery had a median coverage rate of 27 percent between 2002 and 2022, while the LE non-sablefish endorsed fishery had a median coverage rate of 5 percent between 2003 and 2022 and the nearshore fishery had a median coverage rate of 6 percent between 2003 and 2022 (no coverage in 2002). (Somers et al. 2023a). Discard information for 2023 will not be available until September 2024.

LE and OA fixed gear trip limits apply across all depths within a given regulatory area. Most groundfish are managed collectively within the non-trawl allocations for the non-nearshore, nearshore, and recreational fisheries; however, specific harvest guidelines (HG) and shares from within the non-trawl allocation are used to manage select stocks, e.g., canary and yelloweye rockfishes. Below, separate sections discuss the biological and economic impacts for the non-nearshore (seaward of Non-Trawl RCA, Table ) and nearshore (shoreward of the Non-Trawl RCA, Table ) components of the LEFG and OA groundfish fisheries.

The non-trawl fixed gear groundfish regulations are found in detail at <u>660 Subpart E</u> and <u>Subpart F</u>. In 2023, the sablefish stock was the primary target, in terms of volume and revenue, for both the non-nearshore LEFG and OA sectors. Since 2020, OA hook-and-line gear has been expanding; in  $2022^{1}$ , overall effort, landings, and discards were at their highest level in the past ten years (<u>Agenda Item G.8.a</u>, <u>Supplemental GMT Report 2</u>, <u>September 2023</u>). This increase is likely due to a greater number of vessels using pole gear. Landings and discards in the OA sector are anticipated to continue increasing given the expanded fishing access to the Non-Trawl Rockfish Conservation Area (RCA) that went into effect at the beginning of 2023.

<sup>&</sup>lt;sup>1</sup> 2022 is the most recent year the Groundfish Multiyear Mortality report provides total mortality. In 2023, the overall effort and landings in the OA sector continued to expand.

| Area       | North of | 46° 16' - | 45°03.83' | 43° 00' - | 42° -   | 40°10′ - | 38° 57′ - | South of |
|------------|----------|-----------|-----------|-----------|---------|----------|-----------|----------|
|            | 46° 16'  | 45°03.83' | - 43° 00' | 42° 00'   | 40°10'  | 38° 57′  | 34° 27′   | 34° 27'  |
|            | N. lat.  | N. lat.   | N. lat.   | N. lat    | N. lat. | N. lat.  | N. lat.   | N. lat.ª |
| Depth      | shore -  | 30 fm -   | 30 fm -   | 30 fm -   | 30 fm - | 40 fm -  | 50 fm -   | 100 fm - |
| boundaries | 100fm    | 100 fm    | 100       | 100 fm    | 100 fm  | 125 fm   | 125 fm    | 150 fm   |

Table 1. Non-trawl Rockfish Conservation Area boundaries off the U.S. west coast.

a/includes areas around the Channel islands.

#### Notable 2023 Inseason Adjustments

In September 2023, inseason adjustments (Agenda Item G.8.a, Supplemental GMT Report 5, <u>September 2023</u>) were adopted by the Council to reduce impacts to California quillback rockfish, as the 2023 annual catch targets (ACT) for both north and south of 40° 10' N. lat. were exceeded. The Council adopted a measure to prohibit retention of quillback rockfish in all commercial fisheries (i.e., 0 lbs. trip limit). Further actions were adopted to reduce quillback rockfish impacts off California as well. Based on new information from the 2022 Groundfish Multiyear Mortality report (Somers et al, 2023a) the Council prohibited landing minor nearshore rockfish, lingcod, and cabezon from 42° N. lat. to 34° 27' N. lat. due discard mortality with quillback rockfish associated with the same gear deployment of these species. The Council reduced OA minor shelf rockfish trip limits by half but permitted fishing to occur with authorized non-bottom contact hook-and-line gear (50 CFR 660.330(b)(3))). However, the LE shelf rockfish complex trip limits from 42° N. lat. to 34° 27' N. were reduced to 0 lbs., as they were not authorized to use non-bottom contact hook-and-line gear (50 CFR 660.330(b)(3)) to fish their trip limits until 2024.

#### 1.1 Species of Concern

#### Yelloweye Rockfish

The Council manages yelloweye rockfish in each of the non-trawl sectors (i.e., non-trawl commercial, Washington recreational, Oregon recreational, and California recreational) to sectorspecific Annual Catch Targets (ACTs). The Council primarily manages the non-trawl fisheries to the more conservative ACT, which is based on the SPR 70% from the 2018 yelloweye rockfish rebuilding plan. The higher HGs are based on a SPR 65% that is also the basis of the ACL and the trawl allocation, and provides management flexibility in case a non-trawl sector exceeds their ACT inseason. Total estimated mortality of yelloweye rockfish for 2023 from the non-trawl commercial fisheries (non-nearshore and nearshore) is projected to be approximately 20.3 mt. The Table 2 provides an estimate of projected total mortality of yelloweye rockfish for the non-trawl commercial fisheries based on the most current GEMM mortality projections (2003-2022). The non-trawl projection is projected to be within the non-trawl allocation based on the GEMM estimates from 2022. Yelloweye rockfish mortality increased from 2021 to 2022, which is mostly because OA fixed gear discards of yelloweye rockfish increased from a previous three year average of 0.19 mt to 10.3 mt. This may be largely driven by an increase in effort, particularly increased pole gear effort, which were observed to have higher yelloweye rockfish discard rates than traditional longline gear. Effort by line gears other than longline has been increasing in this fishery since 2020, while non-trawl area modifications did not go into effect until 2023, so this expanded effort was not due to any changes in non-trawl area management. Total 2022 fixed gear mortality was 13.35 mt. In 2023, it is likely that the discards will remain high if participation in the OA fixed gear sector remains the same as 2022 or continues to increase given that inseason action did not go into effect until November 2023, which then limited gear types to non-bottom contact hook-and-line gear ( $50 \ CFR \ 660.330(b)(3)$ ) which according to the Amendment 32 analysis has a minimal impact on yelloweye rockfish.

Table 2. No Action – Yelloweye rockfish catches (mt) for the non-trawl commercial fixed gear fishery between 2017 and 2022 and the 2023 catch projections. Data Groundfish Estimated Multiyear Mortality(GEMM) report

| Year | Non-Trawl<br>Projection (mt) | Source          | Non-trawl<br>commercial HG<br>(mt) | Non-Trawl<br>Allocation (mt) |
|------|------------------------------|-----------------|------------------------------------|------------------------------|
| 2017 | 5.61                         | GEMM            | 2.9                                | 13.1                         |
| 2018 | 3.86                         | GEMM            | 2.64                               | 12.85                        |
| 2019 | 11.7                         | GEMM            | 8                                  | 38.57                        |
| 2020 | 6.86                         | GEMM            | 8.3                                | 39.49                        |
| 2021 | 6.94                         | GEMM            | 6.2                                | 37.86                        |
| 2022 | 20.3                         | GEMM            | 6.3                                | 38.78                        |
| 2023 | 20.3                         | GMT Projections | 8.4                                | 50.88                        |

#### **Quillback Rockfish off California**

The results of the 2021 length-based data moderate stock assessment for quillback rockfish off California (Agenda Item G.5, Attachment 10, June 2021) indicated the stock is below the minimum stock size threshold (MSST) of 25 percent of unfished spawning output, i.e., overfished. Historically, the typical management response for an overfished species is to prohibit retention. However, due to the Research and Data Needs section in the length-based data moderate stock assessment for quillback rockfish off California, the Council determined it essential to permit minimal retention of quillback rockfish in the California Nearshore Fishery for the purposes of continuing the collection of fishery-dependent data, specifically biological data (Council Transcripts Agenda Item E.5 November 2021, Agenda Item E.8 March 2022, Agenda Item F.4 April 2022, and Agenda Item F.4.a Supplemental GMT Report 4 April 2022). For 2023, the Council permitted a sub-trip limit of 75 lb. per two month period, which resulted in 0.25 mt and 0.24 mt landings (Table 3) of quillback rockfish in the area  $42^{\circ}$  -  $40^{\circ}$  10' N. lat. and south of  $40^{\circ}$ 10' N. lat. respectively. Similar to the increase in yelloweye rockfish discards mentioned above, the OA fixed gear sector encountered and discarded quillback rockfish in 2022 at a much higher rate according to WCGOP. In 2022, OA fixed gear discards of quillback rockfish increased from a previous three year average of 0.1 mt to 6.9 mt coastwide.

Although quillback rockfish landings were under the Annual Catch Limit (ACL) in September 2023, the Council took inseason action (see <u>Agenda Item G.8.a</u>, <u>Supplemental GMT Report 2</u>, <u>September 2023</u>) to reduce quillback rockfish mortality off California given that: (1) the California quillback rockfish 2023 ACT for both north and south of 40° 10' N. lat. were exceeded when recreational and commercial mortality estimates were combined, (2) the most recent data from the GEMM (<u>Agenda Item G.1.b, NWFSC Report 2</u>, <u>September 2023</u>) and California Department of Fish and Wildlife (CDFW) Reports (see <u>Agenda Item G.8.a</u>, <u>Supplemental CDFW Report 2</u>, <u>September 2023</u>) show notable mortality from both the commercial and recreational groundfish

sectors, and (3) quillback rockfish off California was designated as its own stock under the proposed Amendment 31 (88 FR 57400).

Table 3. No Action – 2023 California quillback rockfish non-trawl commercial fixed gear mortality. Data Source: GMT015 Final Specifications, PacFIN data pull 1/9/2024.

| Stock                 | Area                     | Landing (mt) | ACL Contri. (mt) | OFL Contr. (mt) |
|-----------------------|--------------------------|--------------|------------------|-----------------|
| California            | 42° - 40° 10' N. lat.    | 0.25         | 0.9              | 1.0             |
| QUILLBACK<br>ROCKFISH | South of 40° 10' N. lat. | 0.24         | 0.9              | 1.1             |

The estimated end of year economic ex-vessel revenue is show in Table 4

Table 4. 2018-2023 Ex-vessel revenue from nearshore landings excluding quillback rockfish from 42° N. lat. to36° N. lat. Data: PacFIN

|                   | 2018        | 2019        | 2020      | 2021        | 2022        | 2023        |
|-------------------|-------------|-------------|-----------|-------------|-------------|-------------|
| 42° - 36° N. lat. | \$1,047,870 | \$1,195,907 | \$938,452 | \$1,245,102 | \$1,708,732 | \$1,156,036 |

#### 1.2 Nearshore Fishery Sector

The nearshore fishery refers to the portion of the fixed gear fishery which occurs shoreward of the Non-Trawl RCA. Off of Oregon and California this area includes portions of state waters that are fished by non-trawl vessels. North of the Washington-Oregon border, the Non-Trawl RCA extends from 100 fathoms to the state waters boundary (3 nm). In addition, Washington has a state prohibition on commercial groundfish fishing in state waters. Combined, this means that Washington does not have a commercial nearshore fishery in its federal or state waters. The majority of vessels participating in nearshore commercial fisheries do not hold federal limited entry permits. California and Oregon restrict participation in the nearshore groundfish fishery by requiring a state limited entry permit to take nearshore groundfish species. Detailed descriptions of these permits can be found in the 2023-24 harvest specifications and management measures process (Informational Report 2, September 2022). While these fisheries are considered federal OA fisheries, participation is limited by the states. In Oregon, more conservative state quotas than those specified in Federal regulations exist for most nearshore species, and state trip limits apply in these cases. State trip limits continue to be designed to stay within federal nearshore species quotas while providing a year-round opportunity, if possible. Table 5 contains actual 2023 nearshore fishery landings without projected mortality.

Historically, federal nearshore commercial groundfish fishery management measures are typically stratified north and south of 40° 10′ N. lat. Management measures for some stocks are stratified north and south of 42° N. lat. and others stratified south of 34° 27′ N. lat. (e.g., lingcod, California scorpionfish, etc.). However, in the September 2023 inseason action (Agenda Item G.8.a, Supplemental GMT Report 5, September 2023), a finer scale stratification of trip limits was created as a result of the quillback rockfish potential ACL exceedance. Specifically, stocks associated with quillback rockfish off California north of 40° 10′ N. lat. were subdivided at 42° N. lat., as the quillback rockfish stocks off of Oregon and Washington were not at risk of exceeding catch limits. With the expansion of markets south of 40° 10′ N. lat. and the continued strength of the nearshore live fish market in 2023, the nearshore sector increased to over 1 million dollars in ex-vessel revenue. (Table 11).

|                                  |                   |                            | By Area             |                     |                                  |                                    |  |
|----------------------------------|-------------------|----------------------------|---------------------|---------------------|----------------------------------|------------------------------------|--|
| Stock                            | Area              | Actual<br>Landings<br>(mt) | OR<br>Total<br>(mt) | CA<br>Total<br>(mt) | 40°10'-<br>42° N<br>lat.<br>(mt) | S. of<br>40°10'<br>N. lat.<br>(mt) |  |
| Black/blue/deacon rockfish       | OR                | 118.8                      | 118.8               | -                   | -                                | -                                  |  |
| Black rockfish                   | OR                | 101.9                      | 101.9               | -                   | -                                | -                                  |  |
| Blue/deacon rockfish             | OR                | 16.19                      | 16.19               | -                   | -                                | -                                  |  |
| Black rockfish                   | CA                | 34.1                       | -                   | 34.1                | 26.5                             | 7.7                                |  |
| Bocaccio                         | S. 40°10' N. lat. | 6.9                        | -                   | 6.9                 | -                                | 6.9                                |  |
| Cabezon/ Kelp greenling          | OR                | 33.5                       | 33.5                | -                   | -                                | -                                  |  |
| Cabezon                          | OR                | 20                         | 20                  | -                   | -                                | -                                  |  |
| Kelp Greenling                   | OR                | 13.5                       | 13.5                | -                   | -                                | -                                  |  |
| Cabezon                          | CA                | 25.7                       | -                   | 25.7                | 3.0                              | 22.7                               |  |
| Canary Rockfish                  | OR & CA           | 10.5                       | 2.5                 | 8                   | 0.6                              | 7.4                                |  |
| Kelp greenling                   | СА                | 1.5                        | -                   | 1.5                 | 0.2                              | 1.3                                |  |
| Lingcod                          | N. 40°10' N. lat. | 77.4                       | 73.6                | 3.8                 | 3.8                              | -                                  |  |
| Lingcod                          | S. 40°10' N. lat. | 17.6                       | -                   | 17.6                | -                                | 17.6                               |  |
| California scorpionfish          | S. 40°10' N. lat. | 2.6                        | -                   | 2.6                 | -                                | 2.6                                |  |
| Nearshore Rockfish N. a/         | N. 40°10' N. lat. | 20.7                       | 13.8                | 6.9                 | 6.9                              | -                                  |  |
| Nearshore Rockfish S.            | S. 40°10' N. lat. | 116.0                      | -                   | 116.0               | -                                | 116.0                              |  |
| Shallow Nearshore Rockfish<br>b/ |                   | 51.6                       | -                   | 5.16                | -                                | 51.6                               |  |
| Deeper Nearshore Rockfish<br>c/  |                   | 64.4                       | -                   | 64.4                | -                                | 64.4                               |  |

Table 5. No Action. 2023 nearshore landings based on 2023 regulations. Source: PacFIN data pull 1/7/2024. "-" indicates there were zero landings in the specified area.

a/ Nearshore Rockfish north of 40°10' N. lat. consists of black-and-yellow rockfish, blue rockfish, China rockfish, gopher rockfish, grass rockfish, kelp rockfish, brown rockfish, olive rockfish, copper rockfish, treefish, calico rockfish, and quillback rockfish.

b/ Shallow Nearshore Rockfish consists of black-and-yellow rockfish, China rockfish, gopher rockfish, grass rockfish, and kelp rockfish south of 40°10' N. lat. These species are part of the Nearshore Rockfish complex north of 40°10' N. lat.

c/ In this table, Deeper Nearshore Rockfish consists of blue rockfish, brown rockfish, calico rockfish, copper rockfish, olive rockfish, quillback rockfish, and treefish south of  $40^{\circ}10'$  N. lat. These species are part of the Nearshore Rockfish complex north of  $40^{\circ}10'$  N. lat. However, for trip limits south of  $40^{\circ}10'$  N lat, black rockfish are included in Deeper Nearshore Rockfish.

#### 1.2.1 Copper Rockfish off California

Under the No Action alternative, the harvest control rule (HCR) for copper rockfish off California applied a P\* of 0.45 and the 40-10 rule to the ACL because the results of the 2021 length-based data moderate assessment (Agenda Item G.5, Attachment 6 and Attachment 7, June 2021) indicated the portion of the stock off California, south of 34° 27' N. lat., was in the precautionary zone. As a precautionary measure, the Council began reducing mortality of copper rockfish off

California at the start of 2022 by setting statewide sub-trip limits of 75 lbs. per two months within the Minor Nearshore Rockfish and Deeper Nearshore Rockfish trip limits (86 FR 72863, December 23, 2021). As a result in 2023, copper rockfish landings were below the ACL contribution in each region (Table 6). Although the non-trawl commercial landings did not exceed the tracking limits, similar to the increase in discards of yelloweye and quillback rockfishes mentioned above, the OA fixed gear sector encountered and discarded copper rockfish at a higher rate according to the GEMM (NWFSC, 2023). In 2022, OA fixed gear discards of copper rockfish increase from a previous three year average of 0.1 mt to 4.4 mt coastwide (NWFSC, 2023). The increase in discards did not exceed any of the regional ACL contributions to the nearshore complex. However, the 2023 ACT south of 34° 27' N. lat. was exceeded when recreational and commercial mortality estimates were combined.

| Table 6. No Action – California copper rockfish non-tra | wl commercial fixed gear fishery in 2023. Data Source: |
|---|--|
| GMT015 Final Specifications, PacFIN data pull 1/9/202   | 4.   |

| Stock           | Area                      | Landing (mt) | ACL<br>Contribution<br>(mt) | OFL<br>Contribution<br>(mt) |
|-----------------|---------------------------|--------------|-----------------------------|-----------------------------|
|                 | 42° - 40° 10' N. lat.     | 0.67         | 6.9                         | 8.0                         |
| Copper Rockfish | 40° 10' - 34° 27' N. lat. | 1.3          | 74.7                        | 85.4                        |
|                 | South of 34° 27' N. lat.  | 0.45         | 9.93                        | 23                          |

#### 1.3 Non-Nearshore Fishery Sector

The non-nearshore fishery describes the portion of the LE and OA fisheries targeting nonnearshore species, primarily sablefish but there has been an expanding non-nearshore nonsablefish fishery targeting shelf species and lingcod. Starting on January 1, 2023, as part of the 2023-24 harvest specifications and management measures package, non-bottom contact hook-andline gear was allowed within the non-trawl RCA (Table ). Participants could access midwater rockfish species within the non-trawl RCA using two non-bottom contact hook-and-line gear types (50 CFR 660.330(b)(3)) under OA trip limits. This action signified the first time in over 20 years that participants of the non-trawl sector were allowed to fish within the non-trawl RCA and became very important in light of the restrictions that were placed on California participants under September and November inseason actions due to quillback rockfish.

Table 11 summarizes the coastwide commercial fixed gear groundfish landings (mt) for the LE and OA fisheries in 2023 compared to the non-trawl allocation. Commercial discards and recreational catch are not included in Table 11 but nonetheless contribute to the non-trawl allocation. Among all nearshore and non-nearshore stocks, sablefish is the primary target, in terms of volume and revenue, for both the LE and OA sectors. Therefore, the table breaks apart sablefish directed (non-nearshore sablefish) and non-sablefish directed (non-nearshore non-sablefish) to provide a more detailed assessment of the fishery's contribution to each non-trawl allocation. The non-nearshore non-sablefish sector has been expanding in effort, area, and landings in the last few years, as participants have found direct consumer markets after the COVID-19 pandemic. Specifically, landings in this sector have increased for lingcod and shelf species, including canary and widow rockfish. The non-sablefish non-nearshore sector mortality for canary rockfish has increased from less than one metric ton ten years ago to an average of 13.5 mt post-COVID (NWFSC, 2023). Bocaccio rockfish, chilipepper rockfish, widow rockfish, and other shelf rockfish

species exhibit a similar trajectory that is likely to increase with the removal of the Cowcod Conservation Area (CCA) and the ability for LE and OA to fish inside the Non-Trawl RCA with non-bottom contact gear. As a result of directed, non-sablefish markets expanding south of  $40^{\circ}10'$  N. lat., minor nearshore and minor shelf rockfish are now a major contributor in ex-vessel revenue. In 2023, both complexes increased to over 1 million dollars in ex-vessel revenue. Individual shelf species broken out on the trip limit table like lingcod, canary rockfish, widow rockfish, chilipepper rockfish, and bocaccio rockfish, collectively bring an additional \$750,000 in ex-vessel revenue to the non-sablefish directed groundfish fish sectors (Table 11).

#### 1.3.1 Sablefish

Sablefish is managed with a coastwide OFL and ABC (P\* 0.45), but has separate ACLs for the two different management areas (north of 36° N. lat. and south of 36° N. lat). The ACLs are set by taking the coastwide ABC and apportioning it to each management area based on the 5-year rolling average of the area-specific biomass estimates from the bottom trawl survey. The fishery comprises the LE north of 36° N. lat (LEN) and LE south of 36° N. lat (LES) sectors and OA north of 36° N. lat (OAN) and OA south of 36° N. lat (OAS) sectors. Table 7 summarizes the sablefish landings by sector and area to their respective landings targets (i.e., the landings-only portion of the sector-specific catch share after discard mortality is accounted for). Sablefish north of 36° N. lat. attainment is generally high, though 2023 attainment may have been reduced due to market restrictions (i.e., processors not buying prices too low to go out to fish) late in the year<sup>2</sup>.

| Sector | Landings<br>(mts) | Landings Target<br>(mt) | % Attainment of<br>Target | Ex-vessel Revenue<br>(2023) |
|--------|-------------------|-------------------------|---------------------------|-----------------------------|
| LEN    | 229.5             | 417                     | 56%                       | \$1,070,941                 |
| LES    | 175.1             | 763                     | 23%                       | \$1,042,171                 |
| OAN    | 451.6             | 687                     | 66%                       | \$2,360,853                 |
| OAS    | 17.7              | 553                     | 3%                        | \$103,378                   |
| PRI    | 1,813.1           | 2,365                   | 77%                       | \$6,804,308                 |

Table 7. No Action. Round weight landings of sablefish in metric tons (mt) for the 2023 year in the fixed gear fishery.

#### Sablefish North of 36° N latitude

The No Action sablefish allocations are shown in Table 8, and Table 9. The northern nonnearshore sablefish fisheries include the primary fishery (tier) and the (LEN and OAN daily trip limit fisheries [DTL]). The No Action (2023) tier 1-3 limits for the primary fishery are shown in Table 8. The northern DTL fisheries are managed with sector-specific landings targets (Table 8) and trip limits that are established each biennium to optimize utilization of the landings targets but are commonly adjusted inseason as price and participation vary. Trip limits for other stocks may also be adjusted inseason to achieve conservation and/or management goals. In 2023, LEN is

<sup>&</sup>lt;sup>2</sup> Personal communication with GAP members at September and November 2023 Council meetings.

estimated to have taken 56 percent of the LEN landings target and OAN is estimated to have taken 66 percent of the OAN landings target (Table 7).

| Year | Non-<br>Tribal LF |                 | LE FG Share (mt) a/ |              |                 | Landings Target<br>(mt) b/ |              |                 | Estimated Tier Limits<br>(lbs.) b/c/ |        |        |
|------|-------------------|-----------------|---------------------|--------------|-----------------|----------------------------|--------------|-----------------|--------------------------------------|--------|--------|
|      | Com. HG<br>(mt)   | (mt) Share (mt) | LE<br>FG            | Pri.<br>Tier | LE<br>FGD<br>TL | LE<br>FG                   | Pri.<br>Tier | LE<br>FG<br>DTL | Tier 1                               | Tier 2 | Tier 3 |
| 2023 | 7,600             | 6885            | 2,892               | 2,458        | 434             | 2,782                      | 2,365        | 417             | 72,904                               | 33,138 | 18,936 |

 Table 8. No Action - 2023 limited entry sablefish FMP allocation amounts north of 36° N. lat. Data source:

 PacFIN APEX Report GMT015 - Final Specifications

a/ Shares include anticipated discard mortality.

b/ The limited entry fixed gear landings target is the catch share reduced by the anticipated discard mortality of sablefish, based on WCGOP data from 2002 to 2022. In the limited entry fixed gear sector, 19 percent of the sablefish caught are assumed to be discarded with a 20 percent mortality rate.

c/Ratio of limits between the tiers is approximately 1:1.75:3.85 for Tier 3:Tier 2:Tier 1, respectively.

## Table 9. No Action - 2023 OA FMP sablefish allocation amounts north of 36° N. lat. Data source: <a href="mailto:PacFIN APEX Report GMT015">PacFIN APEX Report GMT015</a> - Final Specifications

| Year | OA Catch Share (mt) a/ | OA Landings Target (mt) b/ |
|------|------------------------|----------------------------|
| 2023 | 714                    | 687                        |

a/ Shares include anticipated discard mortality.

b/ The OA landings target is the OA share reduced by the anticipated discard mortality of sablefish, based on WCGOP data from 2002 to 2022. In the OA sector, 19 percent of the sablefish caught were anticipated to be discarded with a 20 percent mortality rate.

#### Sablefish South of 36° N latitude

The 2023 sablefish south non-trawl allocation, shares, and landings targets are shown in Table 10 LES and OAS trip limits are established each biennium. Historically, attainment is low in the southern sectors, and 2023 was no exception. In 2023, LES is estimated to have taken 23 percent of the LEFG landings target and OAS is estimated to have taken 3 percent of the OA landings target Table 7.

Table 10. No Action - 2023 sablefish allocations in metric tons (mt) south of 36° N. lat. Additional recreational (Rec) set-aside is shown due to changes that may happen in Alternative 1. Data source: <u>PacFIN APEX Report</u> <u>GMT015 - Final Specifications</u>.

| Year | Commercial<br>HG (mt) | Non-<br>Trawl<br>Allocation<br>(mt) | Rec.<br>Set-<br>Aside<br>(mt) | LE FG<br>Total<br>Catch<br>Share<br>(mt) a/ | OA Total<br>Catch<br>Share<br>(mt) a/ | LE FG<br>Landed<br>Catch<br>Target<br>(mt) b/ | OA<br>Landed<br>Catch<br>Target<br>(mt) b/ |
|------|-----------------------|-------------------------------------|-------------------------------|---|---------------------------------------|---|--|
| 2023 | 2,311                 | 1,340                               | 0                             | 777   | 563                                   | 763   | 553  |

a/ Shares include anticipated discard mortality.

b/ The limited entry and open access fixed gear catch shares are reduced by the anticipated discard mortality of sablefish, based on WCGOP data from 2002 to 2022. In the limited entry fixed gear sector, 7 percent of the sablefish caught were anticipated to be discarded, with a 20 percent mortality rate.

| Stock/Stock<br>Complex        | Management Area       | Nearshore Directed<br>Groundfish (mt) |      | Non-Nearshore<br>Non-Sablefish (mt) |      | Non-Nearshore<br>Sablefish (mt) |     | Total | Total Ex-vessel<br>Revenue | Non-Trawl<br>Allocation |
|-------------------------------|-----------------------|---------------------------------------|------|-------------------------------------|------|---------------------------------|-----|-------|----------------------------|-------------------------|
|                               |                       | LE                                    | OA   | LE                                  | OA   | LE                              | OA  | (mt)  | Revenue                    | (mt) a/                 |
| Arrowtooth<br>Flounder        | Coastwide             |                                       |      |                                     | 0.1  | 0.6                             | 1.4 | 2.0   | \$436                      | 826.9                   |
| Big Skate                     | Coastwide             |                                       | 0.0  | 0.1                                 | 0.3  | 4.6                             | 4.1 | 9.1   | \$6,252                    | 63.0                    |
| Bocaccio Rockfish             | S. of 40° 10' N. lat. | 1.8                                   | 3.3  | 4.2                                 | 34.5 | 1.5                             | 1.3 | 46.6  | \$235,461                  | 1,093.5                 |
| California<br>Scorpionfish b/ | Coastwide             | 2.5                                   |      |                                     |      |                                 |     | 2.5   | \$33,668                   | 258.4                   |
| Canary Rockfish               | Coastwide             | 2.2                                   | 6.9  | 1.4                                 | 11.1 | 4.6                             | 1.6 | 27.8  | \$148,827                  | 336.6                   |
| Chilipepper<br>Rockfish       | S. of 40° 10' N. lat. | 1.2                                   | 1.6  | 2.3                                 | 19.5 | 4.3                             | 2.2 | 31.1  | \$136,448                  | 521.3                   |
| Cowcod Rockfish               | S. of 40° 10' N. lat. |                                       |      |                                     |      |                                 |     | 0.0   | \$0                        | 44.1                    |
| Darkblotched<br>Rockfish      | Coastwide             |                                       |      | 0.3                                 | 0.0  | 1.9                             | 0.4 | 2.7   | \$5,683                    | 38.1                    |
| Dover Sole                    | Coastwide             |                                       | 0.0  | 0.0                                 | 0.0  | 0.7                             | 0.2 | 0.9   | \$1,637                    | 2,420.1                 |
| English Sole                  | Coastwide             |                                       |      |                                     |      |                                 |     | 0.0   | \$0                        | 437.9                   |
| Lingcod                       | N. of 40° 10' N. lat. | 2.3                                   | 77.8 | 2.0                                 | 37.9 | 37.8                            | 6.7 | 164.5 | \$966,640                  | 2,254.1                 |
| Lingcod                       | S. of 40° 10' N. lat. | 1.3                                   | 13.9 | 1.1                                 | 7.5  | 1.2                             | 0.8 | 25.8  | \$195,865                  | 426.3                   |
| Longnose Skate                | Coastwide             | 0.0                                   | 0.0  | 0.0                                 | 0.5  | 32.3                            | 9.9 | 42.8  | \$31,418                   | 145.7                   |
| Longspine<br>Thornyhead       | N. of 34° 27' N. lat. |                                       |      | 0.0                                 |      | 2.5                             | 0.3 | 2.7   | \$10,063                   | 112.1                   |
| Pacific Cod                   | Coastwide             |                                       |      |                                     |      | 0.7                             |     | 0.7   | \$549                      | 54.7                    |
| Pacific Whiting               | Coastwide             |                                       |      |                                     |      |                                 |     | 0.0   | \$298                      | 0.0                     |
| Pacific Ocean<br>Perch        | N. of 40° 10' N. lat. |                                       | 0.0  |                                     |      | 0.1                             | 0.0 | 0.2   | \$367                      | 171.4                   |
| Pacific Spiny<br>Dogfish b/   | Coastwide             | 0.0                                   | 0.1  |                                     | 0.0  | 0.0                             | 0.5 | 0.7   | \$945                      | 1,101.5                 |

Table 11. No Action. Coastwide commercial fixed gear groundfish landings in metric tons (mt) and ex-vessel revenue in dollars (\$) for the limited entry (LE) and open access (OA) fisheries in 2023 compared to the non-trawl allocation. Data Source: GMT015 Final Specifications, PacFIN data pull 1/9/2024.

| Stock/Stock<br>Complex                 | Management Area       | Nearshore Directed<br>Groundfish (mt) |      | Non-Nearshore<br>Non-Sablefish (mt) |      | Non-Nearshore<br>Sablefish (mt) |     | Total | Total Ex-vessel | Non-Trawl<br>Allocation |
|--|-----------------------|---------------------------------------|------|-------------------------------------|------|---------------------------------|-----|-------|-----------------|-------------------------|
|  |                       | LE                                    | OA   | LE                                  | OA   | LE                              | OA  | (mt)  | Kevenue         | (mt) a/                 |
| Petrale Sole                           | Coastwide             | 0.0                                   | 0.0  | 0.0                                 | 0.7  | 3.3                             | 0.3 | 4.3   | \$10,827        | 30.0                    |
| Shortspine<br>Thornyhead               | N. of 34° 27' N. lat. |                                       | 0.0  | 0.9                                 | 0.0  | 27.1                            | 3.0 | 31.0  | \$493,571       | 64.0                    |
| Shortspine<br>Thornyhead               | S. of 34° 27' N. lat. |                                       |      | 2.2                                 |      | 26.0                            | 0.9 | 29.1  | \$666,407       | 662.3                   |
| Splitnose Rockfish                     | S. of 40° 10' N. lat. |                                       |      |                                     | 0.0  | 0.0                             |     | 0.0   | \$150           | 78.7                    |
| Starry Flounder                        | Coastwide             | 0.0                                   | 0.0  |                                     | 0.0  |                                 |     | 0.1   | \$276           | 171.9                   |
| Widow Rockfish                         | Coastwide             | 0.4                                   | 1.3  | 0.0                                 | 3.4  | 0.1                             | 0.3 | 5.5   | \$24,583        | 400.0                   |
| Yellowtail<br>Rockfish                 | N. of 40° 10' N. lat. | 0.2                                   | 1.4  |                                     | 3.9  | 0.3                             | 0.0 | 5.9   | \$19,567        | 556.6                   |
| Shelf rockfish c/                      | N. of 40° 10' N. lat. | 0.1                                   | 3.5  | 0.0                                 | 1.8  | 5.1                             | 1.1 | 11.7  | \$51,172        | 482.4                   |
| Shelf rockfish                         | S. of 40° 10' N. lat. | 15.0                                  | 15.8 | 21.8                                | 74.5 | 5.0                             | 0.4 | 132.5 | \$1,027,052     | 1,173.2                 |
| Slope rockfish c/                      | N. of 40° 10' N. lat. | 0.2                                   | 0.4  | 2.0                                 | 0.9  | 31.0                            | 3.5 | 38.1  | \$82,622        | 280.2                   |
| Slope rockfish c/                      | S. of 40° 10' N. lat. | 0.0                                   | 0.0  | 1.2                                 | 7.9  | 16.8                            | 4.7 | 30.7  | \$149,558       | 245.0                   |
| Nearshore<br>rockfish b/, c/           | N. of 40° 10' N. lat. | 0.5                                   | 17.1 |                                     |      |                                 |     | 17.6  | \$195,316       | 93.0                    |
| Nearshore<br>rockfish b/, c/           | S. of 40° 10' N. lat. | 4.8                                   | 74.6 |                                     |      |                                 |     | 79.5  | \$1,243,178     | 882.46                  |
| Other Fish b/                          | Coastwide             | 0.1                                   | 1.4  |                                     | 0.1  | 0.0                             |     | 1.6   | \$23,715        | 201.76                  |
| Other flatfish c/                      | Coastwide             | 0.0                                   | 0.0  | 0.0                                 | 2.3  |                                 | 0.0 | 2.4   | \$23,147        | 464.1                   |
| Ecosystem<br>component species<br>c/d/ | Coastwide             | 0.0                                   | 0.0  | 0.1                                 | 0.1  | 17.2                            | 9.2 | 26.7  | \$21,329        | -                       |

a/ The non-trawl allocation includes the non-nearshore, nearshore, and recreational fisheries.

b/ Fishery Harvest Guideline.

c/ Values contain unspeciated specimens from the "NA" ACL\_CODE in PacFin.d/ The majority if this mortality is unspecified grenadier

## 2. Alternative 1

Under Alternative 1, default HCRs would be implemented for the 2025-26 biennium, and principle management measures for the LEFG and OA fisheries that differ from No Action (2023) are detailed below. For reference, under Alternative 1 (default HCR), the non-nearshore LEFG and OA impacts historically have been driven by the sablefish ACLs of which the default HCR is ACL=ABC, P\*=0.45. However, since 2017 there has been a growing non-nearshore midwater rockfish fishery. Management measures implemented in 2023 increased access to the non-trawl RCA (as outlined under No Action). With Amendment 32 (<u>88 FR 83830</u>; January 1, 2024), that opportunity was expanded to use LEFG trip limits to catch midwater rockfish species. Additionally, the non-bottom contact jig gear was amended to be able to use natural or artificial bait and changed the distance requirement between the last hook and the weight from 50 feet to 30 feet, and the non-trawl seaward RCA boundary was moved shoreward to 75 fathoms (Table 12). The nearshore fishery is driven by non-sablefish species, specifically the live rockfish fishery.

| Area                | North of 46°             | 46° 16' -        | 42° 00' –                | 36° 00' - 34° | South of 34°             |
|---------------------|--------------------------|------------------|--------------------------|---------------|--------------------------|
|                     | 16' N. lat.              | 42° 00'' N. lat. | 36° 00' N. lat.          | 27' N. lat    | 27' N. lat. <sup>a</sup> |
| Depth<br>boundaries | Shoreward<br>EEZ - 100fm | 30 fm - 75 fm    | Shoreward<br>EEZ - 75 fm | 50 fm - 75 fm | 100 fm - 150<br>fm       |

a/includes areas around islands and banks.

All fixed gear impacts will be discussed in relation to species of concern (i.e., yelloweye rockfish, the California quillback rockfish, and the California copper rockfish). Additional discussion will be provided in this section for the following species that were assessed this cycle:

- 1. California quillback rockfish ACL<ABC SPR 0.55, P\*0.45
- 2. Shortspine thornyhead ACL<ABC P\*0.40, 40-10 HCR applied
- 3. Canary rockfish ACL<ABC P\*0.45, 40-10 HCR applied
- 4. Rex sole ACL=ABC P\*0.40
- 5. Dover sole ACL=50,000 mt

#### 2.1 Impact (Groundfish Mortality)- Species of Concern

#### 2.1.1 Yelloweye Rockfish

Yelloweye rockfish is under a rebuilding plan. Principle management measures for yelloweye rockfish are described under No Action. In brief, the commercial and recreational sectors have sector-specific HGs and ACTs for yelloweye rockfish (Table 13). Retention of yelloweye rockfish is prohibited in commercial, as well as recreational, non-trawl fisheries. Each non-trawl commercial and the three state recreational fisheries have separate HGs, ACTs, and shares for yelloweye rockfish that are considered soft-caps federally (i.e., can be exceeded without prompting automatic federal actions), but are the reference points used by the Council to manage this rebuilding stock. Yelloweye rockfish will remain a prohibited species. Management measures described under No Action are expected to not change in 2025-26 biennium.

There are two management measures that may have a minimal impact on yelloweye rockfish and both are in the non-nearshore non-sablefish sectors. As discussed above, Amendment 32 will allow for the use of non-bottom contact hook-and-line gear (50 CFR 660.330(b)(3)) with the Non-Trawl RCA for targeting midwater stocks with both LE and OA trip limits. This action also opened the Non-Trawl RCA to all fishing seaward of 75 fathoms. Further action in California (from 42° to 36° N. lat.) to mitigate quillback rockfish encounters will concentrate effort within these areas fishing this gear. However, analysis in Amendment 32 indicates fishing within the Non-Trawl RCA with non-bottom contact hook-and-line gear (50 CFR 660.330(b)(3)) is not likely to increase yelloweye rockfish mortality within the Non-Trawl RCA compared to No Action; therefore, the non-nearshore mortality projections are for the sablefish targeted fishery exclusively (Table 14). These two actions in California will limit much of the OA fleet to this gear only and also mitigate for that big yelloweye rockfish discard number in 2022 with hook-and-line gear that was bottom contact.

Impacts to yelloweye rockfish are estimated using two models, the nearshore model and the nonnearshore model for targeted sablefish trips. In Chapter 5 §2.4, the high attainment (or model that uses full landings targets of sablefish) scenario was found to be unrealistic, therefore it is not shown below in Table 13. Instead, we present low and medium attainment which accounts for the current expectation that sablefish catches could be the same as No Action (low attainment), or could be the average ACL of 2023-2026, which would represent a doubling of landings (medium attainment). Projections for the commercial non-trawl sector range from 3.96 to 6.42 mt, which are unlikely to exceed either the HG or the ACT (Table 13;Table 14).

| Sector                       | SQ Share<br>of the Non-<br>Trawl<br>Allocation<br>% | 2025 HG<br>(mt) | 2026 HG<br>(mt) | Reduction<br>factor from<br>HG to ACT<br>a | 2025<br>ACT<br>(mt) | 2026<br>ACT (mt) |
|------------------------------|---|-----------------|-----------------|--|---------------------|------------------|
| Commercial Non-trawl         | 21%   | 8.5             | 8.7             |  | 6.7                 | 6.8              |
| WA Rec.                      | 26%   | 10.5            | 10.7            |  | 8.3                 | 8.4              |
| OR Rec.                      | 23%   | 9.3             | 9.5             |  | 7.3                 | 7.4              |
| California Rec.              | 30%   | 12.2            | 12.4            |  | 9.5                 | 9.7              |
| Total (non-trawl allocation) | 100%  | 40.5            | 41.2            |  | 31.8                | 32.3             |

Table 13. Status Quo harvest guidelines and annual catch targets in 2025-26 for yelloweye rockfish. Status quo shares of the non-trawl allocation are also shown.

|                       | Fixed Ge<br>nearshore<br>Projecti | ear Non-<br>Mortality<br>on (mt) | Commercial<br>Nearshore<br>Mortality<br>Projection | Commercial<br>Non-trawl<br>Projection<br>range (mt) | Commercial<br>Non-Trawl<br>ACT (mt) | Commercial<br>Non-Trawl<br>HG (mt) |
|-----------------------|-----------------------------------|----------------------------------|--|---|-------------------------------------|------------------------------------|
|                       | Low<br>attainment<br>scenario     | Medium<br>attainment<br>scenario | (mt)   | Tange (IIIt)  |                                     |                                    |
| Yelloweye<br>rockfish | 2.19                              | 4.65                             | 1.77   | 3.96-6.42   | 6.7                                 | 8.5                                |

Table 14. Projection values for 2025 compared to the HG and ACT for yelloweye rockfish.

#### 2.1.2 California Quillback Rockfish

Quillback rockfish is predominantly caught in non-trawl fisheries. The default HCR for California quillback rockfish is ABC<ACL, SPR 0.55, P\* .45, translating into a California HG of 1.16 mt and 1.47 mt for 2025-26, respectively. These amounts are both lower than the 2023 No Action HG of 1.8 mt. Noting that under No Action, the stock is managed under the nearshore rockfish complexes. For 2025-26 and beyond, it is anticipated that California quillback rockfish will be managed as a single stock to facilitate rebuilding.

The nearshore model used to estimate mortality of nearshore species including quillback rockfish was designed to calculate nearshore mortality of yelloweye rockfish. However, due to the recent actions taken to protect quillback rockfish, the model no longer provides an accurate projection of the quillback rockfish mortality off of California. Similarly, the non-nearshore model uses sablefish directed trips and assigns mortality of other species based on the West Coast Observer Program data, but the model was not designed to and cannot account for the effort shift designed to prevent interactions with quillback rockfish, and therefore, is no longer an accurate projection of quillback rockfish mortality off of California.

Due to the modeling difficulties with amounts this low and the uncertainty related effect of management measures adopted for 2024, a quantitative approach to understanding the mortality of California quillback rockfish for 2025-26 cannot be accomplished. The management measures adopted for 2024 were designed to reduce commercial fixed gear impacts to as close to zero as possible. The HG for 2024 is 1.83 mt. The 2025-26 HGs are 0.67 mt and 0.46 mt, respectively, lower than the 2024 HG. If the 2024 management measures are successful at keeping the fishery within the HG, which is higher than both the 2025 and 2026 HGs, it is logical that they will work to reduce impacts on this stock for the next biennium.

#### California Quillback Rockfish Management

Since this species cooccurs with other nearshore rockfish and management measures cannot be designed to be exclusive to restricting California quillback rockfish, management measures must be applied the whole of the nearshore rockfish complex to ensure reduced impacts. The management measures for 2025-26 are the same as proposed for 2024. Those measures are detailed, and analyzed, in <u>Agenda Item E.9.a</u>, <u>Supplemental GMT Report 1</u>, <u>November 2023</u> and established under <u>88 FR 83354</u>. These measures stem from analysis conducted by the GMT in September 2023, which was centered on reduction of impacts to California quillback rockfish for

the remainder of 2023 (<u>Agenda Item G.8.a</u>, <u>Supplemental GMT Report 2</u>, <u>September 2023</u> and <u>Agenda Item G.8.a</u>, <u>Supplemental GMT Report 5</u>, <u>September 2023</u>) The impacts disclosed in <u>Agenda Item E.9.a</u>, <u>Supplemental GMT Report 1</u>, <u>November 2023</u> and <u>88 FR 83354</u> are expected to be the same for 2025-26 biennium and these aforementioned reports are incorporated by reference.

Quillback rockfish are a demersal (bottom) dwelling species most commonly encountered between 21 and 50 fathoms in non-trawl commercial fisheries (see <u>Table 7 of Agenda Item G.8.a</u>, <u>Supplemental GMT Report 2</u>). The use of gear types that fish in the water column (above the bottom), it is logical that impacts to demersal species should be reduced, though potentially not entirely eliminated. The gear types that comport to this concept include non-bottom contact stationary vertical jig gear (50 CFR 660.330(b)(3)(i)) and non-bottom contact groundfish troll gear (50 CFR 660.330(b)(3)(ii)), which include requirements for gear to be fished off the bottom (i.e., away from quillback rockfish). See <u>Agenda Item E.9.a</u>, <u>Supplemental GMT Report 1</u>, <u>November 2023</u> for further analysis of non-bottom contact gear's ability to reduce quillback rockfish mortality. Additionally, prevention of bottom contact non-trawl fishing in areas with the higher biomass of California quillback rockfish should concomitantly reduce impacts. Therefore, a key facet to these measures are that the shoreward boundary of the RCA from 42° N. lat. to 36° N. lat. is to be established as the inner boundary of the Exclusive Economic Zone (*i.e.*, the state boundary line). a key facet of this management measure package is to restrict access to these waters,

In brief, in order to the proposed management measures reduce California quillback rockfish impacts are shown in Table 43.

| Stock/Stock Complex           | Sector    | Management Measure   |
|-------------------------------|-----------|--|
| California Quillback Rockfish | LE and OA | 0 lbs. per two months.   |
| Nearshore Rockfish Complex    | LE and OA | 0 lbs per two months   |
| Cabezon                       | LE and OA | 0 lbs per two months   |
| Lingcod                       | LE and OA | 0 lbs per two months shoreward of seaward boundary<br>Non-Trawl RCA from 42° to 36° N. lat |
| Other Flatfish                | LE and OA | 0 lbs per two months shoreward of seaward boundary<br>Non-Trawl RCA from 42° to 36° N. lat |
|                               | LEN       | 800 lbs per month  |
| Shalf Daalifich a/            | LES       | 6,000 lbs per month  |
| Shell Rocklish a/             | OAN       | 600 lbs per month  |
|                               | OAS       | 3,000 lbs per month  |

Table 15. Alternative 1: 2025-26 proposed limited entry (LE) and open access (OA) trip limits for federal waters between 42°N. lat. to 36 N. lat.:

a/ legal non-bottom contact hook-and-line gear are allowed in the non-trawl RCA (50 CFR 660.330(b)(3))

This action, paired with California state action, is expected to reduce encounters of quillback rockfish relative to 2023 and earlier. Specifically, California enacted emergency regulation which prohibits all commercial groundfish fishing shoreward of the EEZ, other than nearshore participants fishing with a state issued permit landing nearshore species inside of 20 fm between 42° N. lat. to 36° N. lat., and prohibits retention of quillback rockfish statewide. Data indicates

quillback rockfish encounters in the area south of 36° N. lat. to the U.S./Mexico border are rare, suggesting fishing pressure in this area presents a low risk to quillback rockfish conservation concerns. The actions described in detail above, paired with reducing trip limits to zero pounds per period of co-occurring species, are designed to prevent exceeding the Alternative 1 harvest specifications for California quillback rockfish./

#### 2.2 Impact (Groundfish Mortality)- Other Species

#### 2.2.1 California Copper Rockfish

Copper rockfish was designated as two stocks, one north of and one south of  $42^{\circ}$  N. lat., under the Amendment 31 (A31) process (PFMC, 2023). Under the Alternative 1, default HCR, the 2025-26 HCR for copper rockfish off California applies a P\* of 0.45 and the 40-10 rule. The California stock was estimated to be below the management target of 40 percent of unfished spawning output (Monk et al., 2023; Wetzel et al., 2023). At the November 2023 meeting, the Council recommended establishing a recreational ACT for copper rockfish south of  $34^{\circ}$  27' N. lat. as part of the management measures for 2025-26. This recommendation, in part, was based on concerns around localized depletion south of  $34^{\circ}$  27' N. lat.

Recreational mortality is the driver of non-trawl copper rockfish mortality south of  $34^{\circ} 27'$  N. lat. (Table 16) . Therefore, in response to the localized depletion of copper rockfish south of  $34^{\circ} 27'$  N. lat., the GMT analyzed the establishing of an ACT for recreational copper rockfish south of  $34^{\circ} 27'$  N. lat. as part of the management measures for 2025-26 (Chapter 1 §2.3.3).

Based on the information provided in Table 16, it is apparent that the statewide sub trip limits of 75 lbs. per 2 months within the Minor Nearshore Rockfish and Deeper Nearshore Rockfish trip limits for 2025-26 would be sufficient to remain under harvest targets while providing opportunity for the recreational sector to persist. The sub trip limit has been effective in reducing the commercial fixed gear mortality of 1.2-1.5 mt, well below the HG of 15.8 mt. The remaining 14.3 mt can be taken by the recreational sector. A change in fishing behavior for nearshore participants is not expected south of 34° 27′ N. lat. as the proposed actions to protect quillback rockfish are not being considered south of 36° N. lat., and participation in the nearshore fishery is limited by a state deeper nearshore permit.

| Table 16. Copper rockfish recreational and commercial fixed gear total mortality in metric tons (mt) south of  |
|--|
| 34° 27′ N. lat. Commercial discards south of 34° 27′ N. lat. were apportioned as a ratio of landings in PacFIN |
| applied to the GEMM discard mortality for each year and sector.  |

| Fishery<br>Sector        | 2018<br>(mt) | 2019<br>(mt) | 2020<br>(mt) | 2021<br>(mt) | 2022<br>(mt) | 2023 <sup>a/</sup><br>(mt) | 2025-26<br>Projection<br>(mt) c/ | 2025<br>Sub-<br>ACT<br>(mt) |
|--------------------------|--------------|--------------|--------------|--------------|--------------|----------------------------|----------------------------------|-----------------------------|
| Commercial<br>Fixed Gear | 5.0          | 5.7          | 6.6          | 4.6          | 1.5          | 1.2                        | 1.02-1.5                         | 15.8                        |
| Recreational             | 96.2         | 74.9         | 32.7         | 19.5         | 18.6         | 18.1                       | b/                               |                             |

a/ discard mortality from 2022 was used as a proxy for 2023.

b/ see recreational section.

c/1.02 derived from the S of 36° N. lat. nearshore model ( high = 2022 value). 1.5 derived from high since the sub-trip limit

#### 2.3 Impact (Groundfish Mortality)-: Projected Nearshore Groundfish Mortality

Projected total mortality shown in Table 17 are based on landings from the past two years and WCGOP observations for the last twenty years. In order to model 2025 and 2026 nearshore mortality (which uses past years to project mortality), landings are modified to full or increased attainment of the state landings targets, and any changes to LEFG and OA trip limits north and south of 40° 10' N. lat. Due to the actions to limit quillback rockfish mortality off of California, landings of several species in the nearshore fishery south of 42° N. lat. were reduced to zero including quillback rockfish, cabezon, other flatfish, and lingcod. Additionally, the southern nearshore model was broken out into two sections from 40° 10' N. to 36° N. lat. and south of 36° N. lat. In the two areas from 42° to 36° N. lat. landings of all nearshore species were confined seaward of 20 fm consistent with California state action to limit participation in the nearshore to limited entry permits from shore to 20 fm.

Table 17. Nearshore projections for the 2025-26 years. Model attempts to account for changes that will happen in the nearshore fishery in California and full attainment of black rockfish in Oregon.

|                                  |                   | T-4-1                      | By Area for 2025-2026 |            |                                   |                                   |                              |
|----------------------------------|-------------------|----------------------------|-----------------------|------------|-----------------------------------|-----------------------------------|------------------------------|
| Stock                            | Area              | fotal<br>Mortality<br>(mt) | OR<br>(mt)            | CA<br>(mt) | 42°-<br>40°10'<br>N. lat.<br>(mt) | 40°10'-<br>36° N.<br>lat.<br>(mt) | S. of<br>36° N.<br>lat. (mt) |
| Black/blue/deacon rockfish       |                   | 99.0                       | 99.0                  | -          | -                                 | -                                 | -                            |
| Black rockfish                   | OR                | 83.7                       | 83.7                  | -          | -                                 | -                                 | -                            |
| Blue/deacon rockfish             |                   | 15.3                       | 15.3                  | -          | -                                 | -                                 | -                            |
| Black rockfish                   | CA                | 35.4                       | -                     | 35.4       | 26.6                              | 8.2                               | 0.7                          |
| Bocaccio                         | S. 40°10' N. lat. | 5.4                        | -                     | 5.4        | -                                 | 0                                 | 5.4                          |
| Cabezon/Kelp Greenling           |                   | 45.4                       | 45.4                  | -          | -                                 | -                                 | -                            |
| Cabezon                          | OR                | 25.2                       | 25.2                  | -          | -                                 | -                                 | -                            |
| Kelp Greenling                   |                   | 20.2                       | 20.2                  | -          | -                                 | -                                 | -                            |
| Cabezon                          | CA                | 25.6                       | -                     | 25.6       | 3.1                               | 7.9                               | 14.6                         |
| Canary Rockfish                  | OR & CA           | 8.5                        | 3.2                   | 5.4        | 0.1                               | 3.1                               | 2.1                          |
| Kelp greenling                   | СА                | 3.7                        | -                     | 3.7        | 0.2                               | 3.0                               | 0.6                          |
| Lingcod                          | N. 40°10' N. lat. | 75.4                       | 75.4                  | 0          | 0                                 | -                                 | -                            |
| Lingcod                          | S. 40°10' N. lat. | 7.9                        | -                     | 7.9        | -                                 | 0                                 | 7.9                          |
| California scorpionfish          | S. 40°10' N. lat. | 2.8                        | -                     | 2.8        | -                                 | 0                                 | 2.8                          |
| Nearshore Rockfish N. a/         | N. 40°10' N. lat. | 18.0                       | 11.1                  | 6.9        | 6.9                               | -                                 | -                            |
| Nearshore Rockfish S. a/         |                   | 105.3                      | -                     | 105.3      | -                                 | 46.3                              | 59.0                         |
| Shallow Nearshore<br>Rockfish b/ | S. 40°10' N. lat. | 55.3                       | -                     | 55.3       | -                                 | 22.7                              | 32.6                         |
| Deeper Nearshore<br>Rockfish c/  |                   | 50.0                       | -                     | 50.0       | -                                 | 23.6                              | 26.4                         |

a/ Nearshore Rockfish totals consists of impacts to black-and-yellow, CA and WA blue/deacon, China, gopher, grass, kelp, brown, olive, copper, treefish, calico, and quillback rockfish south of 42° N. lat. North of 42° N (OR blue and deacon rockfish are in a complex with Oregon black rockfish).

b/ Shallow Nearshore Rockfish consists of impacts to black-and-yellow rockfish, China rockfish, gopher rockfish, grass rockfish, and kelp rockfish south of 40°10' N. lat. These species are part of the Nearshore Rockfish complex north of 40°10' N. lat.

c/ Deeper Nearshore Rockfish consists of impacts to blue rockfish, brown rockfish, calico rockfish, copper rockfish, olive rockfish, quillback rockfish, and treefish south of 40°10' N. lat. These species are part of the Nearshore Rockfish complex north of 40°10' N. lat.

#### 2.3.1 Sablefish North of 36° N. Lat.

The Alternative 1 sablefish allocations and trip limits are shown in Table 18 and Table 19. Due to the sablefish limited update assessment that was done in 2023 (Agenda Item G.2, Attachment 16, September 2023), the increase in ACL from No Action (2023) is approximately a three-fold increase (Figure 1), which results in a range of trip limit options for the Council's consideration. Due to the large increase in ACL in 2025-26, the current market conditions and input from the Groundfish Advisory Subpanel (GAP), the likelihood of attainment that is much higher than that of No Action is not anticipated.



Figure 9. Landings targets in metric tons (mt) for the primary tier, LEFG, and OA trip limit fisheries for 2025 and 2026 that show the magnitude of the difference compared to No Action (2023).

In 2025-26, the increase in tier limits for the primary tier fishery is also likely to reduce the effort into the trip limit fishery. Even the tier 3 permit limit is above 60,000 lbs., which is approximately 82 percent of the No Action tier 1 limit. Given that, there will likely be more limited entry participants who are just fishing against their tier limits or IFQ limits (in the case of gear switchers) and less participation within the trip limit fishery for sablefish. Therefore, the model likely will overestimate attainment in the limited entry DTL fishery during the 2025-2026 seasons or for the duration of high limits with current market conditions. Of the 100 primary tier 3 permits that are associated with vessels, 51 vessels have only one tier 3 permit registered to their vessel and of those vessels only 19 attained their full permit in 2023 and only 3 more attained greater than 90 percent. This demonstrates that around 19 vessels are most likely to fish in the DTL sector in 2025-26, because tier 3 permits have the lowest limits, and sablefish targeting vessels typically tend to fish in the DTL fishery only after fully attaining their tier limits. However, with the increase in the tier 3 permit level in 2025, it is reasonable to expect that fewer vessels will reach full attainment of their primary tier permit (less than 19).

 Table 18. Alternative 1 - Limited entry sablefish FMP allocations of sablefish north of 36° N. lat., based on the default harvest control rule of a P\* of 0.45. Data source: <u>PacFIN APEX Report GMT012 - Draft Annual N.</u>

 Sablefish Specifications.

|      | Non-<br>Trib             | IF                  | LE I     | LE FG Share (mt) a/ |                 |          | lings<br>b/  | Target          | Estimated Tier Limits<br>(lbs.) b/ c/ |         |        |
|------|--------------------------|---------------------|----------|---------------------|-----------------|----------|--------------|-----------------|---------------------------------------|---------|--------|
| Year | al<br>Com.<br>HG<br>(mt) | LE<br>Share<br>(mt) | LE<br>FG | Pri.<br>Tier        | LE<br>FG<br>DTL | LE<br>FG | Pri.<br>Tier | LE<br>FG<br>DTL | Tier 1                                | Tier 2  | Tier 3 |
| 2025 | 25,730                   | 23,311              | 9,791    | 8,322               | 1,469           | 9,419    | 8,006        | 1,413           | 246,824                               | 112,193 | 64,110 |
| 2026 | 24,425                   | 22,129              | 9,294    | 7,900               | 1,394           | 8,941    | 7,600        | 1,341           | 234,312                               | 106,506 | 60,860 |

a/ Shares include anticipated discard mortality.

b/The limited entry fixed gear share is the limited entry total share reduced by the anticipated discard mortality of sablefish, based on WCGOP data from 2002 to 2022. For the 2025-2026 Harvest Specification cycle, 19 percent of the sablefish caught were anticipated to be discarded with a 20 percent mortality rate.

c/Ratio of limits between the tiers is approximately 1:1.75:3.85 for Tier 3:Tier 2:Tier 1, respectively.

 Table 19. Alternative 1. Open access FMP allocations of sablefish north of 36° N. lat., based on the default harvest control rule of a P\* of 0.45. Data source: <a href="mailto:PacFIN APEX Report GMT012">PacFIN APEX Report GMT012</a> - <a href="mailto:Draft Annual N. Sablefish Specifications">Draft Annual N. Sablefish Specifications</a>.

| Year | OA Share (mt) a/ | OA Landings Target (mt) b/ |
|------|------------------|----------------------------|
| 2025 | 2,419            | 2,327                      |
| 2026 | 2,296            | 2,209                      |

a/ Shares include anticipated discard mortality.

b/ The OA Landed Catch Share is the OA share reduced by the anticipated discard mortality of sablefish, based on WCGOP data from 2002 to 2022. For the 2025-2026 Harvest Specification cycle, 19 percent of the sablefish caught were anticipated to be discarded with a 20 percent mortality rate.

Given the increase in ACL for the 2025-26 years (Table 18 and Table 19), the trip limit models were adjusted so that the attainment would exceed 90 percent of the target under the average price scenario (\$2-\$2.50). The average price scenario is based on the average of 2022 and 2023 but still at historical lows for this fishery. In order to attain greater than 90 percent of the LEN target, trip limits would have to be set at 22,500 lbs. per week and 45,000 lbs. per two month period, which is projected to attain 92 percent of the landings target. In order to have a projected attainment of 94 percent, OAN trips would have to be increased to 11,500 lbs. per week and 23,000 lbs. per two months. Both of these trip limits would potentially increase attainment, however, multiple public testimonies to the Council indicate that the markets for sablefish are so poor that this increase would cause a flooding of the market that might lead to more processor level closures, lower price per pound, and the inability to move product. Outside influences on the fishery could restrict the fleet from being able to fully utilize the resource, both in terms of yield and marketability, which would not meet FMP Goal 3 and Objective 9 in regards to achieving maximum biological yield and fostering full utilization in terms of processing and harvesting. Therefore, trip limits that were proposed in November 2023 were analyzed as a starting point with the understanding that if conditions become more favorable to fishing for greater quantities and increased profitability, inseason action can be taken to increase trip limits later in the year (Table 20 and Table 21).

|                              |   | Proj                             | ected                                 |                            | 2025       |      | 2026               |                              |      |
|------------------------------|---|----------------------------------|---------------------------------------|----------------------------|------------|------|--------------------|------------------------------|------|
| Option                       | Trip Limit  | Landir<br>wt. mt.<br>Two<br>Scen | igs (rd.<br>) under<br>Price<br>arios | Landings<br>Target<br>(mt) | Attainment |      | Landings<br>Target | andings Attainment<br>Farget |      |
|                              |   | Low                              | Avg.                                  | (iiit)                     | Low        | Avg. | (IIIt)             | Low                          | Avg. |
| Option 1<br>Status Quo<br>a/ | 4,500 lbs./week,<br>not to exceed<br>9,000 lbs./2<br>months | 242                              | 286                                   |                            | 17%        | 20%  |                    | 18%                          | 21%  |
| Option 2                     | 5,500 lbs./week<br>not to exceed<br>11,000 lbs./2<br>months | 290                              | 342                                   | 1,413                      | 21%        | 24%  | 1,341              | 22%                          | 26%  |
| Option 3                     | 9,000 lbs./week<br>not to exceed<br>18,000 lbs./2<br>months | 457                              | 539                                   |                            | 32%        | 38%  |                    | 34%                          | 40%  |

Table 20. Default HCR projections for limited entry fixed gear sablefish north of 36° N. lat. (1/3/24 model run)

a/ [period 1, 2024 trip limits]

## Table 21. Default HCR projections for open access sablefish north of 36° N. lat. (1/3/24 model run) a/ [period 1, 2024 trip limits]

|                            |   | Proj                           | Projected                               |                            | 2025       |      | 2026                       |            |      |
|----------------------------|---|--------------------------------|---|----------------------------|------------|------|----------------------------|------------|------|
| Option                     | Trip Limit  | Landi<br>wt. mt<br>Two<br>Scer | ngs (rd.<br>.) under<br>Price<br>narios | Landings<br>Target<br>(mt) | Attainment |      | Landings<br>Target<br>(mt) | Attainment |      |
|                            |   | Low                            | Avg.                                    | (int)                      | Low        | Avg. | (int)                      | Low        | Avg. |
| Option 1<br>Status<br>Quo/ | 3,000 lbs./week,<br>not to exceed<br>6,000 lbs./2<br>months | 589                            | 644                                     |                            | 25%        | 28%  |                            | 27%        | 29%  |
| Option 2                   | 3,250 lbs./week<br>not to exceed<br>6,500 lbs./2<br>months  | 631                            | 690                                     | 2,327                      | 27%        | 30%  | 2,209                      | 29%        | 31%  |
| Option 3                   | 4,000 lbs./week<br>not to exceed<br>8,000 lbs./2<br>months  | 756                            | 826                                     |                            | 32%        | 35%  |                            | 34%        | 37%  |

#### 2.4 Impact (Groundfish Mortality)-: Projected Non-nearshore Groundfish Mortality from Targeted Sablefish trips N of 36° N lat.

The following tables show the projected incidental harvest of groundfish species caught in the sablefish fishery. The non-nearshore model historically uses the incidental harvest ratios from past years combined to project incidental harvest values based on full attainment of the fixed gear shares of sablefish north of 36° N. lat. During this harvest specifications cycle, 2012-2022 mortality data was used as the input years. However, due to the large increase in sablefish ACLs in 2025-26, current market conditions, and input from the GAP, the values using full attainment of the LEFG and OA shares are unlikely to occur. The incidental harvest values in Table 22 and Table 23 represent the upper bounds of what could happen if conditions and markets improve drastically. In this high attainment scenario, some of the values within are concerning when compared to the fishery HG or non-trawl allocation, because the model is more than tripling the values that the incidental harvest ratios are being applied to. Darkblotched rockfish is projected to be close to the non-trawl allocation in this high attainment scenario, because of the high attainment in other sectors; therefore, alternative attainment scenarios (outlined below) were examined. Pacific spiny dogfish does not have a non-trawl allocation but the projection is over half of the Fishery HG. Given the results of the 2021 stock assessment (Gertseva et al, 2021) Pacific spiny dogfish attainment is being closely watched by managers. Noting the concern, alternative attainment scenarios for this stock were investigated . Three species or complexes are projected to exceed the non-trawl allocation based on this high attainment scenario, that of longnose skate, minor slope rockfish north of 40° 10' N. lat. and shortspine thornyhead north of 34° 27' N. lat. and have been further investigated using the different scenarios outlined below.

Table 22. Alternative 1. Projected non-nearshore groundfish mortality from targeted sablefish for the limited entry (LE) and open access (OA)fixed gear fisheries north of 36° N. lat. (in mt) for 2025 compared to the non-trawl allocation (excluding proposed routine adjustments). <u>Bolded</u> stock/stock complex indicates a value that exceeds or is close to the non-trawl allocation. Projections are based on a sablefish Alternative 1 default harvest control rule of P\* of 0.45.

| Stock/Stock Complex<br>(Management Area)       | LE (mt) | OA (mt) | Total<br>(mt) | Fishery<br>HG (mt) | Non-Trawl<br>Allocation a/ (mt) |
|--|---------|---------|---------------|--------------------|---------------------------------|
| Arrowtooth flounder                            | 180.86  | 26.76   | 207.62        | -                  | 454.9                           |
| Big skate                                      | 27.58   | 4.13    | 31.71         | -                  | 58.2                            |
| Black rockfish (California)                    | 0.00    | 0.00    | 0.00          | 232.7              | -                               |
| Black rockfish (Washington)                    | 0.00    | 0.00    | 0.00          | 226.4              | -                               |
| Black/blue/deacon rockfish<br>(Oregon)         | 0.02    | 0.00    | 0.03          | 421.7              | -                               |
| Bocaccio rockfish (South of 40°10' N. lat.)    | 1.67    | 0.38    | 2.04          | -                  | 1,020                           |
| Cabezon (California)                           | 0.00    | 0.00    | 0.00          | 161.4              | -                               |
| Cabezon/kelp greenling (Oregon)                | 0.00    | 0.00    | 0.00          | 176.2              | -                               |
| Canary rockfish                                | 4.00    | 0.60    | 4.59          | -                  | 140.8                           |
| Chilipepper rockfish (South of 40°10' N. lat.) | 2.66    | 0.58    | 3.24          | -                  | 697                             |

| Stock/Stock Complex<br>(Management Area)           | LE (mt) | OA (mt) | Total<br>(mt) | Fishery<br>HG (mt) | Non-Trawl<br>Allocation a/ (mt) |
|--|---------|---------|---------------|--------------------|---------------------------------|
| Cowcod rockfish (South of 40°10'<br>N. lat.)       | 0.01    | 0.00    | 0.01          | -                  | 42.8                            |
| Darkblotched rockfish                              | 22.41   | 3.50    | 25.90         | -                  | 36.5                            |
| Dover sole   | 24.82   | 4.50    | 29.31         | -                  | 2,420.8                         |
| Ecosystem component species                        | 261.81  | 55.51   | 317.32        | -                  |                                 |
| English sole                                       | 0.19    | 0.03    | 0.21          | -                  | 433.5                           |
| Lingcod (North of 40°10' N. lat.)                  | 78.86   | 9.60    | 88.46         | -                  | 1,842.4                         |
| Lingcod (South of 40°10' N. lat.)                  | 10.59   | 5.21    | 15.80         | -                  | 453.7                           |
| Longnose skate                                     | 356.61  | 56.75   | 413.36        | -                  | 136.5                           |
| Longspine thornyhead (North of 34°27' N. lat.)     | 7.56    | 1.52    | 9.07          | -                  | 100                             |
| Minor nearshore rockfish (North of 40°10' N. lat.) | 0.24    | 0.04    | 0.27          | 84.9               | -                               |
| Minor nearshore rockfish (South of 40°10' N. lat.) | 0.02    | 0.00    | 0.03          | 1056.5             | -                               |
| Minor shelf rockfish (North of 40°10' N. lat.)     | 21.47   | 3.18    | 24.65         | -                  | 527.6                           |
| Minor shelf rockfish (South of 40°10' N. lat.)     | 0.71    | 0.16    | 0.87          | -                  | 1,262.5                         |
| Minor slope rockfish (North of 40°10' N. lat.)     | 441.94  | 65.11   | 507.05        | -                  | 271.7                           |
| Minor slope rockfish (South of 40°10' N. lat.)     | 115.28  | 26.64   | 141.91        | -                  | 249.4                           |
| Mixed thornyheads                                  | 1.26    | 0.26    | 1.52          | -                  |                                 |
| Other flatfish                                     | 1.18    | 0.18    | 1.36          | -                  | 713.7                           |
| Other groundfish                                   | 0.00    | 0.00    | 0.00          | -                  |                                 |
| Other rockfish                                     | 0.34    | 0.07    | 0.42          | -                  |                                 |
| Pacific cod  | 7.30    | 1.09    | 8.39          | -                  | 54.9                            |
| Pacific hake                                       | 3.80    | 0.57    | 4.37          | -                  | -                               |
| Pacific ocean perch (North of 40°10' N. lat.)      | 1.56    | 0.23    | 1.79          | -                  | 159.1                           |
| Pacific spiny dogfish                              | 546.67  | 82.18   | 628.85        | 1,037.4            | -                               |
| Petrale sole                                       | 13.52   | 2.02    | 15.54         | -                  | 30.0                            |
| Shortspine thornyhead (North of 34°27' N. lat.)    | 161.53  | 29.23   | 190.76        | -                  | 21.6                            |
| Splitnose rockfish (South of 40°10' N. lat.)       | 0.06    | 0.01    | 0.08          | -                  | 74.7                            |
| Starry flounder                                    | 0.05    | 0.01    | 0.05          | -                  | 187.7                           |

| Stock/Stock Complex<br>(Management Area)      | LE (mt) | OA (mt) | Total<br>(mt) | Fishery<br>HG (mt) | Non-Trawl<br>Allocation a/ (mt) |
|---|---------|---------|---------------|--------------------|---------------------------------|
| Widow rockfish                                | 1.41    | 0.21    | 1.63          | -                  | 400.0*                          |
| Yellowtail rockfish (North of 40°10' N. lat.) | 4.80    | 0.72    | 5.52          | -                  | 625.9                           |

\* This non-trawl/trawl allocation is subject to change based on Council decision, Option 1: Status Quo:400;Option 2: 300 mt; Option 3:200 mt

Table 23. Alternative 1. Projected non-nearshore groundfish mortality from targeted sablefish for the limited entry and open access fixed gear fisheries north of 36° N. lat. (in mt) for 2026 compared to the non-trawl allocation (excluding proposed routine adjustments). Bolded stock/stock complex indicates a value that exceeds or is close to the non-trawl allocation. Projections are based on a sablefish alternative 1 default harvest control rule of P\* of 0.45.

| Stock/Stock Complex<br>(Management Area)           | LE (mt) | OA (mt) | Total<br>(mt) | Fishery HG<br>(mt) | Non-Trawl<br>Allocation a/ (mt) |  |
|--|---------|---------|---------------|--------------------|---------------------------------|--|
| Arrowtooth flounder                                | 171.69  | 7.63    | 179.32        | -                  | 356.6                           |  |
| Big skate  | 26.18   | 1.18    | 27.36         | -                  | 56.4                            |  |
| Black rockfish (California)                        | 0.00    | 0.00    | 0.00          | 234.7              | -                               |  |
| Black rockfish (Washington)                        | 0.00    | 0.00    | 0.00          | 222.4              | -                               |  |
| Black/blue/deacon rockfish<br>(Oregon)             | 0.02    | 0.00    | 0.02          | 426.5              | -                               |  |
| Bocaccio rockfish (South of 40°10' N. lat.)        | 1.58    | 0.11    | 1.69          | -                  | 1,012.1                         |  |
| Cabezon (California)                               | 0.00    | 0.00    | 0.00          | 154.4              | -                               |  |
| Cabezon/kelp greenling (Oregon)                    | 0.00    | 0.00    | 0.00          | 173.2              | -                               |  |
| Canary rockfish                                    | 3.79    | 0.17    | 3.97          | -                  | 141.2                           |  |
| Chilipepper rockfish (South of 40°10' N. lat.)     | 2.52    | 0.17    | 2.69          | -                  | 653.8                           |  |
| Cowcod rockfish (South of 40°10' N. lat.)          | 0.01    | 0.00    | 0.01          | -                  | 41.5                            |  |
| Darkblotched rockfish                              | 21.27   | 1.00    | 22.27         | -                  | 35.4                            |  |
| Dover sole   | 23.56   | 1.28    | 24.84         | -                  | 2,420.8                         |  |
| Ecosystem component species                        | 248.53  | 15.83   | 264.36        |                    |                                 |  |
| English sole                                       | 0.18    | 0.01    | 0.18          | -                  | 430.2                           |  |
| Lingcod (North of 40°10' N. lat.)                  | 74.86   | 2.74    | 77.60         | -                  | 1,789.1                         |  |
| Lingcod (South of 40°10' N. lat.)                  | 10.05   | 1.49    | 11.54         | -                  | 469.9                           |  |
| Longnose skate                                     | 338.52  | 16.18   | 354.70        | -                  | 132.8                           |  |
| Longspine thornyhead (North of 34°27' N. lat.)     | 7.17    | 0.43    | 7.61          | -                  | 95.4                            |  |
| Minor nearshore rockfish (North of 40°10' N. lat.) | 0.23    | 0.01    | 0.24          | -                  | 83                              |  |

| Stock/Stock Complex<br>(Management Area)           | LE (mt) | OA (mt) | Total<br>(mt) | Fishery HG<br>(mt) | Non-Trawl<br>Allocation a/ (mt) |
|--|---------|---------|---------------|--------------------|---------------------------------|
| Minor nearshore rockfish (South of 40°10' N. lat.) | 0.02    | 0.00    | 0.02          | -                  | 1,056.5                         |
| Minor shelf rockfish (North of 40°10' N. lat.)     | 20.38   | 0.91    | 21.28         | -                  | 522.3                           |
| Minor shelf rockfish (South of 40°10' N. lat.)     | 0.68    | 0.04    | 0.72          | -                  | 1,260.5                         |
| Minor slope rockfish (North of 40°10' N. lat.)     | 419.52  | 18.56   | 438.09        | -                  | 266.4                           |
| Minor slope rockfish (South of 40°10' N. lat.)     | 109.43  | 7.59    | 117.03        | -                  | 248.3                           |
| Mixed thornyheads                                  | 1.20    | 0.07    | 1.27          | _                  |                                 |
| Other flatfish                                     | 1.12    | 0.05    | 1.17          | -                  | 656.4                           |
| Other groundfish                                   | 0.00    | 0.00    | 0.00          | -                  |                                 |
| Other rockfish                                     | 0.33    | 0.02    | 0.35          | -                  |                                 |
| Pacific cod  | 6.93    | 0.31    | 7.24          | -                  | 54.9                            |
| Pacific hake                                       | 3.61    | 0.16    | 3.77          | -                  | -                               |
| Pacific ocean perch (North of 40°10' N. lat.)      | 1.48    | 0.07    | 1.54          | -                  | 153.7                           |
| Pacific spiny dogfish                              | 518.94  | 23.43   | 542.38        | 994.4              | -                               |
| Petrale sole                                       | 12.84   | 0.58    | 13.41         | -                  | 30.0                            |
| Shortspine thornyhead (North of 34°27' N. lat.)    | 153.34  | 8.33    | 161.67        | -                  | 21.7                            |
| Splitnose rockfish (South of 40°10' N. lat.)       | 0.06    | 0.00    | 0.06          | -                  | 72.7                            |
| Starry flounder                                    | 0.04    | 0.00    | 0.05          | -                  | 187.7                           |
| Widow rockfish                                     | 1.34    | 0.06    | 1.40          | -                  | 400.0*                          |
| Yellowtail rockfish (North of 40°10' N. lat.)      | 4.56    | 0.20    | 4.76          | -                  | 599.7                           |

\* This non-trawl/trawl allocation is subject to change based on Council decision, Option 1: Status Quo:400;Option 2: 300 mt; Option 3:200 mt

To address whether there is a risk of a harvest specification being exceeded, a range of scenarios that are more likely than full 2025-26 ACL attainment are provided. Different ACL scenarios as proxies for low and medium attainment of the 2025-26 ACLs were also modeled.

- **High Attainment Scenario:** The Non-nearshore modeled projections for the full ACL values and therefore the full fixed gear sablefish N. of 36° N. lat. share attainment. Full results seen in Table 24.
- Medium Attainment Scenario: This scenario uses the ACL proxy of 18,048 mt, which is the average ACL of 2023-2026 to model for incidental harvest within the sablefish fishery.

This results in a limited entry fixed gear share of 8,489 mt and an open access share of 1,518 mt.

• Low Attainment Scenario: The 2023 ACL N of 36° N. lat. represents a low attainment scenario (given that the model models the resulting limited entry and open access fixed gear share (of 3,993 mt and 714 mt, respectively). The current 2023 mortality estimates in the PacFIN scorecard as of 12/20/2024 are 2,039.3 mt and 493.1 mt, respectively. This estimate uses landings data and a three year moving average of discards. The 2023 ACL was used, because even though this is a low scenario in terms of the 2025-2026 ACLs, it represents the highest harvest limits have been since 2011.

Table 24. The values in this table are only for the 2025 incidental harvest numbers using 3 different scenarios based on different ACLs as a proxy for high, medium and low attainment of the 2025 ACL. <u>Gray cells</u> indicate values that are over the non-trawl allocation for 2025. Source: Non-nearshore model, PacFin data pull 1/8/2024.

|  | Fixed Gear                     | Mortality Pro                    | jection (mt)                  | I andings in            |                         | Non Trawl                  |
|--|--------------------------------|----------------------------------|-------------------------------|-------------------------|-------------------------|----------------------------|
|  | High<br>attainment<br>scenario | Medium<br>attainment<br>scenario | Low<br>attainment<br>scenario | 2023: No<br>Action (mt) | Fishery HG<br>2025 (mt) | Allocation<br>2025 a/ (mt) |
| Darkblotched rockfish                                    | 25.90                          | 16.38                            | 7.71                          | 2.69 - 36               |                         | 36.5                       |
| Longnose<br>skate  | 413.36                         | 261.42                           | 122.98                        | 40.22 -                 |                         | 136.5                      |
| Minor slope<br>rockfish (North<br>of 40°10' N.<br>lat.)  | 507.05                         | 320.52                           | 150.79                        | 28.12                   | 28.12 - 27              |                            |
| Pacific spiny<br>dogfish                                 | 628.85                         | 397.56                           | 187.03                        | 0.59                    | 1,037.4                 | -                          |
| Petrale Sole   | 15.54                          | 9.83                             | 4.62                          | 4.2                     | -                       | 30                         |
| Shortspine<br>thornyhead<br>(North of<br>34°27' N. lat.) | 190.76                         | 120.74                           | 56.80                         | 30.86                   | -                       | 21.6                       |

If the attainment of sablefish is similar to No Action (2023) in future years (low attainment scenario), the incidental harvest of longnose skate and minor slope rockfish will likely be within the non-trawl allocation and no further action will be needed (Table 24). Catch will be monitored closely to determine if inseason action would need to be taken to reduce either trawl or non-trawl trip limits. The allocation structure of trawl/non-trawl for petrale sole is being investigated under §9.8 as values from the recreational fishery have increased steeply in the last year under No Action

management measures. It is unlikely that, for fixed gear, Alternative 1 will be much different than the No Action landings and the low attainment projection. However, the GMT can monitor and trip limits can be adjusted if the non-trawl allocation is at risk. Under every modeled attainment scenario, shortspine thornyhead north of 34° 27′ N. lat is likely to exceed the non-trawl allocation (Table 24), indicating trip limit adjustments may need to occur (see §2.6.1)

#### 2.4.1 Sablefish South of 36° N. Lat.

Sablefish south of 36° N. lat. has historically been under attained, public testimony has noted that under attainment is most likely due to lack of infrastructure and the potential to easily flood the market. There has been reluctance to increase the southern DTL limits for those reasons (public testimony and personal communication with GAP members). There has been a declining number of vessels over the years, which might be driven by the declines in sablefish price as well as declines in infrastructure. Current trip limits are 2,500 lb. per week for the LES sector and 2,000 lb. per week, not to exceed 6,000 lb. per two months in the OAS sector.

Table 25 shows the breakdown of the sablefish allocation in the area south of 36° N. lat.; notably, there is a new recreational set-aside that comes out of the non-trawl allocation producing a non-trawl harvest guideline. The recreational set-aside will be discussed below. The constraints outlined above are likely to continue to prevent maximum attainment. Due to the low participation, the models that were once used to predict fleetwide LES and OAS sector landings are no longer viable and increased participation beyond what is estimated for 2023 (No Action) is not anticipated. Therefore, the No Action landings should suffice for a prediction. However, t a maximum landings scenario in the LES fishery (number of vessels operating under No Action multiplied by the No Action trip limit) was calculated too. The LES sector's 19 vessels could potentially land a maximum of 1,120 mt, or 36 percent of the 2025 landings target (3,127 mt). This accounts for the same participation under the No Action scenario. In 2023, only 8 vessels operating in the OA sector landed sablefish, and if all 8 vessels fully landed their limits, the OAS sector could land a maximum of 131 mt or 10 percent of the 2025 landed catch target (1,340 mt).

| Table 25. Alternative 1 - Short-term sablefish allocations south of 36° N. lat. for the non-trawl sector, based on |
|--|
| the default harvest control rule of a P* of 0.45. Limited entry and open access catch shares under the No Action   |
| sharing alternative (70 percent to limited entry; 30 percent to open access).                                      |

| Year | Non-<br>Tribal<br>Com.<br>HG<br>(mt) | Non-<br>Trawl<br>Allocati<br>on (mt) | Recreati<br>onal Set-<br>Aside<br>(mt) | Non-<br>Trawl<br>HG (mt) | LE FG<br>Share<br>(mt) | Directed<br>OA<br>Share<br>(mt) | LE FG<br>Landings<br>Target<br>(mt) a/ | Directed<br>OA<br>Landings<br>Target<br>(mt) a/ |
|------|--------------------------------------|--------------------------------------|--|--------------------------|------------------------|---------------------------------|--|---|
| 2025 | 7,830                                | 4,541                                | 10                                     | 4,531                    | 3,172                  | 1,359                           | 3,127                                  | 1,340   |
| 2026 | 7,433                                | 4,311                                | 10                                     | 4,301                    | 3,011                  | 1,290                           | 2,969                                  | 1,272   |

a/ The limited entry and open access fixed gear total catch shares are reduced by the anticipated discard mortality of sablefish, based on WCGOP data from 2002 to 2022. For the 2025-2026 Harvest Specification cycle, 7 percent of the sablefish caught were anticipated to be discarded with a 20 percent mortality rate.

#### 2.4.2 Recreational Sablefish Set-Aside South of 36° N. Lat.

The Council is considering establishing a sablefish south of  $36^{\circ}$  N. lat. recreational off-the-top set aside. Currently, there is no set-aside and based on the discussion found at (Chapter 5 §2.4.2), the Council is precluded from establishing a recreational off-the-top set-side per the framework of Amendment 21 (A21). In order to establish an off-the-top deduction, revisions to A21 allocations, specific to sablefish south of  $36^{\circ}$  N. lat., would likely need to be reconsidered. However, an alternative pathway is available for the Council to consider (SEE FMP §6.3.2.3) to establish a recreational set-aside for sablefish south of  $36^{\circ}$  N. lat. by instead deducting the set-aside from the non-trawl allocation.

Indications are that more recreational anglers are interested in targeting sablefish due to other groundfish restrictions south of 36° N. lat (<u>Agenda Item E.7.a, Supplemental GMT Report 2</u>, <u>November 2023</u>, hereafter GMT Report 2). Additionally, the Cowcod Conservation Area (CCA) reopened per <u>Amendment 32</u>, which, anecdotally, is an area where commercial sablefish targeting occurred pre-CCA. Reopening this area may provide additional recreational opportunity in the next biennium and, given the current constraints of recreational fishing in California, may result in increased recreational sablefish retention.

The Council adopted the GMT-recommended (<u>Agenda Item E.7.a</u>, <u>Supplemental GMT Report 2</u>, <u>November 2023</u>) 10 mt sablefish south of 36° N. lat. set-aside as the off-the-top deduction and not as a non-trawl deduction. However, given the new information, the Council could reconsider this amount as this measure would now strictly impact the non-trawl sector south of 36° N. lat. In developing <u>Agenda Item E.7.a</u>, <u>Supplemental GMT Report 2</u>, <u>November 2023</u>, the GMT considered two options for a sablefish south of 36° N. lat. recreational set-aside (Table 26) –status quo 0 mt (Option 1) and 10 mt (Option 2).

| Option                       | ProposedPercentAmount(%) of(mt)non-trawlHG |      | Non-trawl<br>HG (mt)<br>2025 | Non-trawl<br>HG (mt)<br>2026 |  |
|------------------------------|--|------|------------------------------|------------------------------|--|
| Option 1: Status Quo         | 0  | 0    | 4,541                        | 4,431                        |  |
| Option 2: GMT recommendation | 10   | 0.2% | 4,531                        | 4,421                        |  |

Table 26. Sablefish south of 36° N. lat set-aside options considered by the Council considering the 2025-26 non-trawl harvest guideline (HG) and the resulting percentage deduction based on the options.

Option 2 would reduce the o non-trawl allocation south of 36° N. lat by approximately 0.2 percent for 2025-26, respectively. Option 2 was recommended by the GMT in November 2023 (<u>Agenda Item E.7.a, Supplemental GMT Report 2, November 2023</u>). In terms of non-trawl, limited entry is allocated 70 percent of the non-trawl HG, and open access is allocated the remaining 30 percent. Table 27 shows the LEFG and OA shares as reduced by the proposed non-trawl sector set-asides Option 1 represents the status quo of a zero mt set-aside. Option 2 would designate a set-aside at 10 mt or 0.2 percent of the non-trawl allocation.

Table 27. 2025-26 sablefish south of 36° N. lat non-trawl set-aside options and resulting deductions to the limited entry fixed gear (LEFG) and open access (OA) shares when non-trawl status quo allocations (70 percent LEFG, 30 percent OA) are calculated. Values rounded to nearest whole metric ton (mt)

| Option                       | Set-<br>aside<br>(mt) | Non-trawl<br>HG (mt)<br>2025/26 | LEFG<br>allocation<br>[70%] (mt)<br>2025/26 | LEFG<br>reduction<br>(mt) | OA<br>allocation<br>[30 %]<br>(mt)<br>2025/26 | OA<br>reduction<br>(mt) |
|------------------------------|-----------------------|---------------------------------|---|---------------------------|---|-------------------------|
| Option 1: Status<br>Quo      | 0                     | 4,541<br>/4,431                 | 3,179<br>/3,102                             | 0                         | 1,362<br>/1,329                               | 0                       |
| Option 2: GMT recommendation | 10                    | 4,531<br>/4,421                 | 3,172<br>/3,095                             | -7                        | 1,359<br>/1,326                               | -3                      |

As shown in Table 28, The LEFG and OA allocations are not reduced under Option 1, as this Option is status quo. Under Option 2, the LEFG sector allocation is approximately seven mt less than status quo; whereas, the OA sector allocation is three mt less than status quo. Since 2015, non-trawl fishery attainment for sablefish south of 36° N. lat., as shown in Table 28, has averaged 29.7 percent. Overall, attainment has decreased since 2015, noting between 2015 and 2023, attainment has dropped over 30 percent. The reason behind this drop is not clear, however anecdotal evidence suggest lack of market and processing facilities in this area may be correlated

 Table 28. Non-trawl harvest guideline (HG) compared to non-trawl fishery sablefish south of 36 N. lat.

 mortality. (sources: HG from GMT0016 Apex report and fishery mortality from GEMM)

|                         | 2015<br>(mt) | 2016<br>(mt) | 2017<br>(mt) | 2018<br>(mt) | 2019<br>(mt) | 2020<br>(mt) | 2021<br>(mt) | 2022<br>(mt) | 2023<br>(mt) a/ |
|-------------------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|-----------------|
| Non-Trawl<br>HG         | 994.1        | 1,087.5      | 1,124.6      | 1,124.6      | 1,115.8      | 1,176.1      | 1,085.5      | 1,033.3      | 1,340.2         |
| LEFG                    | 488.9        | 566.8        | 405.5        | 430.5        | 432.5        | 256.5        | 172.3        | 182.8        | 160.4           |
| OA                      | 32.8         | 24.1         | 25.0         | 21.8         | 13.3         | 6.4          | 0.6          | 2.3          | 21.8            |
| Fishery<br>Mortality    | 521.7        | 590.8        | 430.5        | 452.3        | 445.7        | 262.8        | 172.9        | 185.1        | 182.2           |
| Percent (%)<br>Attained | 52.5%        | 54.3%        | 38.7%        | 40.2%        | 39.4%        | 22.4%        | 15.9%        | 17.9%        | 13.6%           |

a/Data from 12/12/2023, does not include any discard mortality.

# 2.5 Impact (Groundfish Mortality)-: Projected Non-nearshore Groundfish Mortality from targeted sablefish trips S of 36° N lat.

There is no non-nearshore model to project incidental harvest mortality in sablefish trips south of 36° N lat., and due to the limited markets and infrastructure, it is reasonable to expect that sablefish attainment and therefore incidental harvest species will be similar to the No Action landings.

#### **Rex Sole**

Over the past twenty years of observer coverage, less than 1 mt of rex sole has been landed in the groundfish fixed gear sectors, the highest landing being in 2012 of 0.3 mt. The fixed gear fishery currently operates such that rex sole is not commonly caught, and therefore the impacts are

expected to be minimal on rex sole landings, and this stock will not be discussed further under this alternative.

#### Shortspine thornyhead N. and S. of 34° 27' N. Lat.

Under Alternative 1, the HCR would be to apply P\*0.40 ACL < ABC with the 40-10 harvest control rule applied, which would yield ACL values of 711 mt and 713 mt for 2025 and 2026, respectively. Shortspine thornyhead coastwide are managed with Amendment-21 trawl/non-trawl allocations, which allocates the north of 34° 27′ N. lat. fishery HG by 95 percent to the trawl sector and 5 percent to non-trawl. Amendment 21 allocates 50 mt of the south of 34°27' N. lat. fishery HG to trawl and the rest to non-trawl. In November 2023, the Council adopted a method for apportionment of shortspine thornyhead ACLs to the areas north and south of 34°27' N. lat. using a 5-year rolling average area-based biomass estimates from the NMFS Northwest Fisheries Science Center West Coast Groundfish Bottom Trawl (WCGBT) survey data (Table 29).

| North 34° 27' N. lat. |          |                   |         |                             |   |                           |                                 |  |  |  |
|-----------------------|----------|-------------------|---------|-----------------------------|---|---------------------------|---------------------------------|--|--|--|
| Year                  | ACL (mt) | Set-aside<br>(mt) | HG (mt) | Trawl<br>Allocation<br>(mt) | At-sea Set-<br>aside (mt) <sup>a/</sup> | IFQ<br>Allocation<br>(mt) | Non-trawl<br>Allocation<br>(mt) |  |  |  |
| 2025                  | 502      | 70                | 432     | 410                         | 70                                      | 340                       | 22                              |  |  |  |
| 2026                  | 503      | 70                | 433     | 412                         | 70                                      | 342                       | 22                              |  |  |  |

Table 29. 2025-26 Harvest specifications allocations amount for shortspine thornyhead with a P\*0.40.

#### South 34° 27' N. lat.

| Year | ACL (mt) | Set-aside<br>(mt) | HG (mt) | Trawl<br>Allocation<br>(mt) | At-sea Set-<br>aside (mt) | IFQ<br>Allocation<br>(mt) | Non-trawl<br>Allocation<br>(mt) |
|------|----------|-------------------|---------|-----------------------------|---------------------------|---------------------------|---------------------------------|
| 2025 | 209      | 2                 | 207     | 50                          | N/A                       | 50                        | 157                             |
| 2026 | 210      | 2                 | 208     | 50                          | N/A                       | 50                        | 158                             |

a/This is the status quo at-sea set aside of 70 mt that may change based on Council action, the other options are 50 and 100 mt, however, that change only impacts the IFQ allocation.

The shortspine thornyhead fixed gear fishery changed after the implementation of Amendment 21, 13 years ago. The analysis for Amendment 21 did not consider shortspine thornyhead as a target species in the area north of 34° 27' N. lat., whereas now, the shortspine thornyhead fishery has substantially grown so that they are a highly sought after fish and often have an average price per pound that exceeds the sablefish price (see analysis as part of the limited entry fixed gear follow on actions <u>Agenda Item H.4 June 2023 Attachment 1</u> scoping document and Table 30) This was especially true in 2023 when at the end of the year (period 6) the price for sablefish dipped below \$2 per pound, a historic decadal low sablefish price. South of 40° 10' N. lat., there is a live fish market for shortspine thornyhead, which drives the price higher than in other areas of the coast and leads to more landings. For those in the LE fleet that fish for sablefish, shortspine thornyhead is used as an important part of their portfolio and often allows for participants to move sablefish when the price is low by pairing with the high value shortspine thornyhead (personal

communication with GAP members). In 2023, the total commercial non-trawl ex-vessel revenue south of  $34^{\circ} 27'$  N. lat. was \$666,407 from 27.3 mt compared to the ex-vessel revenue north of  $34^{\circ} 27'$  N. lat. of \$493,571 from 27.9 mt indicating different markets. Impacts to the shortspine thornyhead fishery are likely to only occur in the Northern management area (north of  $34^{\circ} 27'$  N. lat.), because in order to keep catch below the area specific ACL, lower trip limits would need to be put in place under the non-trawl allocation. If the fishery operates as it did in 2023, with the same proportion of catch between areas, at the same average price per pound (Table 30), this reduction could cause potential loss of income from shortspine thornyhead sales of \$82,490, 74 percent of which would be potentially lost to the participants operating in between  $34^{\circ} 27'$  and  $40^{\circ}$  10' N. lat. This potential loss does not account for any loss of income that comes from not being able to also sell sablefish.

| Table 30. Using the 2023 limited entry fixed gear  | landings and ex-vessel revenue, average prices per pound   |
|--|--|
| (lbs.) compared to the 2025 non-trawl allocation a | nd potential distribution of landings. Source: PacFin data |
| pull 12/28/2023                                    |  |

| Area of Fishing                           | Average 2023<br>price per<br>pound | Sum of 2023<br>landings<br>(lbs.) | Sum of 2023<br>landings<br>(mt) | 2025 Non-<br>trawl<br>allocation (mt) | 2025 Potential<br>distribution of<br>landings (mt) |
|---|------------------------------------|-----------------------------------|---------------------------------|---------------------------------------|--|
| North of 42° N. lat.                      | \$0.60                             | 13,195.0                          | 6.0                             |                                       | 4.7  |
| In between 42° and 40° 10' N. lat.        | \$3.00                             | 2,732.0                           | 1.2                             | 22                                    | 0.9  |
| In between 40° 10'<br>and 34° 27' N. lat. | \$8.20                             | 45,566.8                          | 20.7                            |                                       | 16.3   |
| South of 34° 27' N. lat.                  | \$10.20                            | 60,134.0                          | 27.3                            | 152                                   |  |

The non-nearshore projection model uses sablefish targeted trips to predict future landings for north of 36° N. lat. Under all scenarios outlined in Table 24, shortspine thornyhead is projected to exceed the non-trawl allocation, which indicates that more avoidance of shortspine thornyhead will need to occur within the sablefish fishery. Given the results from the 2023 assessment and the ACL decrease starting in 2025, the shortspine thornyhead fishery will be negatively impacted north of 34° 27' N. lat. Table 31 shows that the total mortality since 2018 has been higher than the 2025 non-trawl allocation north of 34° 27' N. lat. According to members of the GAP, shortspine thornyhead are usually harder to find, so when targeting shortspine thornyhead as part of a vessel's portfolio, that vessel would usually catch sablefish incidentally whereas, when targeting sablefish, a vessel can avoid shortspine thornyhead. However, as outlined above in the live fish fishery between 40° 10′ - 34° 27′ N. lat., the 22 mt area specific ACL is likely to provide minimal opportunity for fishermen to use high value shortspine thornyhead to move sablefish into the market (deals that require that the buyer also buys sablefish when buying the shortspine thornyhead target).
Table 31. Table showing shortspine thornyhead and mixed thornyhead mortality since 2018, as well as landings from 2023. Source: GEMM, PacFIN data pull 1/10/2024.

| Year           | Mortality Type                         | Shortspine<br>thornyhead<br>(North of<br>34°27' N. lat.) | Non-trawl<br>Allocation<br>(North of<br>34°27' N. lat.) | Percent<br>Attainment (%)<br>(North of<br>34°27' N. lat.) | Shortspine<br>thornyhead<br>(South of<br>34°27' N. lat.) | Non-trawl<br>Allocation<br>(South of<br>34°27' N. lat.) | Percent<br>Attainment (%)<br>(South of<br>34°27' N. lat.) |
|----------------|--|--|---|---|--|---|---|
|                | Landings (mt)                          | 57.2   |   |   | 108.0  |   |   |
| 2018           | Discard<br>Mortality (mt)              | 9.7  | 82.0  | 82%   | 2.8  | 805.7   | 14%   |
|                | Landings (mt)                          | 45.8   |   |   | 80.2   |   |   |
| 2019           | Discard<br>Mortality (mt)              | 4.5  | 81.0  | 62%   | 3.2  | 838.8   | 10%   |
|                | Landings (mt)                          | 31.9   |   |   | 50.3   |   |   |
| 2020           | Discard<br>Mortality (mt)              | 1.6  | 80.2 42%  | 42%   | 1.4  | 831.8   | 6%  |
|                | Landings (mt)                          | 32.1   |   |   | 39.9   |   |   |
| 2021           | Discard<br>Mortality (mt)              | 2.6  | 67.5  | 51%   | 0.7  | 748.8   | 5%  |
|                | Landings (mt)                          | 25.6   |   |   | 32.5   |   |   |
| 2022           | Discard<br>Mortality (mt)              | 1.5  | 65.7  | 41%   | 0.0  | 680.3   | 5%  |
| Average        | Landings (mt)                          | 38.5   |   |   | 62.2   |   |   |
| 2018 -<br>2022 | Discard<br>Mortality (mt)              | 4.0  |   |   | 1.6  |   |   |
|                | Landings (mt)                          | 31.0   |   |   | 29.1   |   |   |
| 2023           | 3 year average<br>discard<br>mortality | 1.9  | 64.0  | 51%   | 1.8  | 662.7   | 5%  |

Shortspine thornyhead does not have discard mortality rates applied; therefore, in order to protect from exceedance of the non-trawl allocation, encounters must be limited. Under the current allocation structure and management line at 34° 27′ N. lat. for shortspine thornyhead, the current non-trawl allocation of 22 mt in 2025 will require trip limits to be reduced.

Table 32 shows various options that will reduce the projected mortality. Of the options considered, all are projected to exceed the 2025 non-trawl allocation, with the lowest projection having the lower range of 100.5 percent of the non-trawl allocation. That would reduce the current trip limits in the limited entry fishery from 2,500 lbs. per two months as a high to 350 lbs. per two months. This change would potentially reduce value to the limited entry participants between 40° 10' N. lat. to  $34^{\circ}$  27' N. lat. from a potential \$374,209 to potentially \$247,665. This value does not account for the constraint that this reduction will also have on the marketability of sablefish in that area, nor whether the value of the 350 lbs. per two months will generate enough profit to offset the cost of the trips to target shortspine thornyhead

| Option   | Sector                                    | Trip Limit                                | Landing<br>Projection<br>(mt) | Est.<br>Total<br>Landings<br>(mt) | Est. Discard<br>Mortality<br>Range: Min.<br>and Max<br>2018-2022<br>Values (mt) | Est. Total<br>Mortality<br>Range<br>(mt) | % of the 2025<br>Non-trawl<br>Allocation N.<br>of 34° 27′ (mt) |
|----------|---|---|-------------------------------|-----------------------------------|---|--|--|
|          | OAN 50 lbs./ month<br>for all periods 0.8 | 0.8                                       |                               |                                   |   |  |  |
|          | OAS: 40° 10'<br>N. lat 34°<br>27' N. lat. | 50 lbs./month for all periods             | 2.3                           | 31                                | 1.5-9.7<br>Average: 4.0   | 32.5-40.7<br>Average:<br>35.0            | 148%-185%<br>Average:<br>159%                                  |
|          | LEN                                       | 2,000 lbs./2<br>months for<br>periods 1-3 | 7.2                           |                                   |   |  |  |
| Option 1 |   | 2,500 lbs./2<br>months for<br>periods 4-6 |                               |                                   |   |  |  |
|          | LES: 40° 10'<br>N. lat 34°<br>27' N. lat. | 2,000 lbs./2<br>months for<br>periods 1-3 |                               |                                   |   |  |  |
|          |   | 2,500 lbs./2<br>months for<br>periods 4-6 | 20.7                          |                                   |   |  |  |
| Option 2 | OAN                                       | 50 lbs./2<br>months for all<br>periods    | 0.3                           | - 28.1                            | 1.5-9.7   | 29.9 mt-<br>37.8<br>Average:<br>32.1     | 136%-172%<br>Average:<br>146%                                  |
|          | OAS: 40° 10'<br>N. lat 34°<br>27' N. lat. | 50 lbs./2<br>months for all<br>periods    | 0.6                           |                                   | Average: 4.0  |  |  |

Table 32. Shortspine thornyhead trip limit options north of 34° 27' N. lat. with a P\* of 0.40.

| Option   | Sector                                    | Trip Limit                                 | Landing<br>Projection<br>(mt) | Est.<br>Total<br>Landings<br>(mt) | Est. Discard<br>Mortality<br>Range: Min.<br>and Max<br>2018-2022<br>Values (mt) | Est. Total<br>Mortality<br>Range<br>(mt) | % of the 2025<br>Non-trawl<br>Allocation N.<br>of 34º 27' (mt) |
|----------|---|--|-------------------------------|-----------------------------------|---|--|--|
|          | LEN                                       | 1,500 lbs./ 2<br>months for all<br>periods | 6.6                           |                                   |   |  |  |
|          | LES: 40° 10'<br>N. lat 34°<br>27' N. lat. | 1,500 lbs./ 2<br>months for all<br>periods | 20.6                          |                                   |   |  |  |
|          | OAN                                       | 40 lbs./2<br>months for all<br>periods     | 0.3                           |                                   |   |  |  |
| Option 3 | OAS: 40° 10'<br>N. lat 34°<br>27' N. lat. | 40 lbs./2<br>months for all<br>periods     | 0.5                           | 25.0                              | 1.5-9.7   | 27.3-35.5<br>Average:<br>29.8            | 124%-161%<br>Average:<br>135%                                  |
|          | LEN                                       | 750 lbs./2<br>months for all<br>periods    | 6.2                           | 25.8                              | Average: 4.0  |  |  |
|          | LES: 40° 10'<br>N. lat 34°<br>27' N. lat. | 750 lbs./2<br>months for all<br>periods    | 18.8                          |                                   |   |  |  |
|          | OAN                                       | Option 3                                   | 0.3                           |                                   |   |  |  |
|          | OAS: 40° 10'<br>N. lat 34°<br>27' N. lat. | Option 3                                   | 0.5                           |                                   |   | 24.6-32.8<br>Average:<br>27.1            | 112%-129%  |
| Option 4 | LEN                                       | 500 lbs./2<br>months for all<br>periods    | 5.9                           | 23.1                              | 1.5-9.7<br>Average: 4.0   |  | Average:<br>123%   |
|          | LES: 40° 10'<br>N. lat 34°<br>27' N. lat. | 500 lbs./2<br>months for all<br>periods    | 16.4                          |                                   |   |  |  |
|          | OAN                                       | Option 3                                   | 0.3                           |                                   |   |  |  |
| Option 5 | OAS: 40° 10'<br>N. lat 34°<br>27' N. lat. | Option 3                                   | 0.5                           |                                   |   |  |  |
|          | LEN                                       | 350 lbs./2<br>months for all<br>periods    | 5.2                           | 19.7                              | 1.5-9.7<br>Average: 4.0   | Average: 23.7                            | 100.5%-134%<br>Average: 108%                                   |
|          | LES: 40° 10'<br>N. lat 34°<br>27' N. lat. | 350 lbs./2<br>months for all<br>periods    | 13.7                          |                                   |   |  |  |

#### 2.6 Trip Limits:

#### 2.6.1 Shortspine Thornyhead

During the overwinter analysis, it was found that a mixed limit of shortspine thornyhead and longspine thornyhead in OAS could be improved for catch accounting by breaking apart the trip limit.

#### Open Access Shortspine Thornyhead South Of 34° 27' N. Lat:

## • Option 1:Status Quo:

- Shortspine thornyhead and longspine thornyhead 100 lb/day, no more than 1,000 lb/ 2 months
- Option 2:
  - Shortspine thornyhead 100 lb/day, no more than 1,000 lb/ 2 months

## Open Access Longspine Thornyhead South Of 34° 27' N. Lat

- Option 1:Status Quo:
  - $\circ~$  Shortspine thorn yhead and longspine thorn yhead 100 lb/day, no more than 1,000 lb/ 2 months
- Option 2:
  - Longspine thornyhead 100 lb/day, no more than 1,000 lb/ 2 months

It is highly unlikely the doubling of each trip limit will significantly change the overall landings of shortspine nor longspine thornyheads because attainment is so low, but will enable managers to monitor each species against their respective harvest limits (Table 33). Inseason monitoring will be done to reduce the risk of unintended consequences from increasing both of those values.

Mechanisms to change the allocations from trawl to non-trawl are more involved than the twoyear allocation since they were outlined in the initial rationalization of the trawl IFQ program. This program review is anticipated to start in 2024, and a holistic review of all those allocations could inform all potential adjustments (see Agenda Item E.7.a., Supplemental GMT Report 3, November 2023). However, the Council could also consider making shortspine thornyhead into a species that can be managed in two-year allocations during the harvest specifications and new management measures cycle (which would take effect in the 2027-28 cycle). There is currently no mechanism to share metric tons in a one-time fashion or longer-term above or below the management line. An option to implement a one-time transfer of unused or under attained shortspine thornyhead from the south to the north to allow for higher trip limits was explored; however, the current management structure of area specific ACLs prevents that option. Unused fish cannot be transferred across area specific ACLs, because there is no mechanism in regulation to increase an area specific ACL.

In March, the GMT presented multiple pathways to alleviate constraints on the shortspine thornyhead fishery north of 34° 27′ N. lat. (Agenda Item F.7.a, GMT Report 3, March 2023)

#### 2.6.2 Canary Rockfish

Under Alternative 1, the canary rockfish default HCR applies a P\* of 0.45 with the ACL<ABC due to the 40-10 HCR, would yield 571 and 573 mt ACLs for 2025 and 2026, respectively. These ACL values are less than the average total mortality from 2020-2022. Since 2017 (i.e., the first biennium in which canary rockfish harvest specifications were based on the rebuilt stock), canary rockfish has been targeted and mortality has increased in the non-nearshore sector. Starting in 2024, there will be new opportunities within the Non-Trawl Rockfish Conservation Area (RCA) that will increase areas to target midwater shelf species. On top of that new opportunity, California fisheries are likely to be heavily restricted to only allow for the use of non-bottom contact hook-and-line gear ( $50 \ CFR \ 660.330(b)(3)$ ) to harvest shelf species and reduce the impacts to quillback rockfish. Both of these management measures concentrate effort to harvest shelf stocks, and are likely to become constrained by the ACLs for canary rockfish. In anticipation of this potential constraint, in November 2023, Council took action to decrease canary rockfish trip limits for the OA and LE fleets; therefore, alternative trip were not analyzed.

## Limited Entry Fixed Gear Trip Limits For Canary Rockfish:

- LEN: North of 40° 10' N. lat.
   3,000 lbs. per 2 months for all periods
- LES: South of 40° 10' N. lat.
   3,500 lbs. per 2 months for all periods

## **Open Access Trip Limits For Canary Rockfish:**

- OAN: North of 40° 10' N. lat.
   0 1,000 lbs. per 2 months for all periods
- OAS: South of  $40^{\circ}$  10' N. lat.
  - 1,500 lbs. per 2 months for all periods

A holistic analysis of canary rockfish allocation structures that does have bearing on the fixed gear attainment (Chapter 1 §2.6) was explored. Any additional changes to trip limits are unlikely but cannot be analyzed until the Council selects an allocation option.

#### 2.6.3 Dover Sole

This option of 50,000 mt ACL for 2025-26 for Dover sole is an untenable option as discussed in Agenda Item E.5.a Supplemental GMT Report 2 November 2023. In the past ten years there has been an average of 5.13 mt of Dover sole total mortality within the fixed gear LE and OA sectors (Table 34). The majority of that catch was from hook-and-line (i.e., longline in the sablefish fishery). Using the non-nearshore model that projects mortality only from targeted sablefish trips, the projection for 2025 is between 8.73 and 30.13 mt, using different ACLs in the non-nearshore model as a proxy for attainment. Even with the increase that is projected with the increased sablefish North ACLs, Dover sole has historically been under-attained, and it is likely that the fixed gear mortality will not exceed the non-trawl allocation.

|            | Fixed Ge                    |                                  |                            |                                 |
|------------|-----------------------------|----------------------------------|----------------------------|---------------------------------|
|            | High attainment<br>scenario | Medium<br>attainment<br>scenario | Low attainment<br>scenario | Non-Trawl<br>Allocation a/ (mt) |
| Dover sole | 29                          | 19                               | 9                          | 2,421                           |

Table 33. Projected fixed gear mortality in metric tons (mt) for Dover sole compared to the non-trawl allocation.

a/ derived from 50,000 mt ACL, which is likely untenable as the ACL is higher than ABC

## 2.6.4 Lingcod North and South of 42° N. lat.

Increases to the lingcod north of 42° N. lat. limits were not explored for the reasons outlined in <u>Supplemental GMT Report 1 in November 2023</u>. Notably, because of the nature of the projection models, as they do not project impacts of effort shifts or new entrants. Therefore, data from the increased trip limits in September 2023 and for the 2024 year are needed to inform future decision making.

While investigating the potential to turn monthly limits into bimonthly limits (see section below), we uncovered that doing so would make the OAN and LEN trip limits equal, so therefore the Council could consider decreasing the OAN trip limit (see below for options). In general, because limited entry is inherently a closed class and therefore effort is limited, trip limits have usually been maintained at a higher number than the OA fleet. In addition, the OA fishery is hard to quantify and there are an unlimited number of participants (see NMFS Reports from March 2023 and November 2023). Given the uncertainty around effort shifts to target lingcod north of 42° N. lat. and because of action that is being taken in California, the Council may wish to reduce down the OAN trip limit from being equal to the limited entry limit which would happen when you double it to turn monthly into bimonthly (Option 2). Therefore, Option 3 (OAN fishery of 9,000 lbs. per 2 months )was added to the range for analysis.

## Limited Entry Fixed Gear Trip Limit Options:

LEN: North of 42° 00' N. lat.

• Option 1 Status Quo 11,000 lbs. per 2 months for all periods

LEN: 42° 00' N. lat. - 40° 10' N. lat

• **Option 1 Status Quo** per 2 months seaward of the non-trawl RCA; 0 lbs. period 2 months inside the non-trawl RCA for all periods

LES: 40° 10' N. lat. - 36° 00' N. lat.

• **Option 1 Status Quo** 1,600 lbs. per 2 months seaward of the non-trawl RCA; 0 lbs. per 2 months inside the non-trawl RCA for all periods

LES: South of 36° 00' N. lat.

• Option 1 Status Quo 1,600 lbs. per 2 months for all periods

## **Open Access Fixed Gear Trip Limit Options:**

OAN: North of  $42^{\circ}$  00' N. lat.

• **Option 1 Status Quo:** 5,500 lbs. per month for all periods

- **Option 2:** 11,000 lbs. per 2 months for all periods
- **Option 3:** 9,000 lbs. per 2 months for all periods

OAN:  $42^{\circ}$  00' N. lat. -  $40^{\circ}$  10' N. lat.

- **Option 1 Status Quo:** 1,000 lbs. per month seaward of the non-trawl RCA; 0 lbs. per month inside the non-trawl RCA for all periods
- **Option 2:** 2,000 lbs. per 2 months seaward of the non-trawl RCA; 0 lbs. per 2 months inside the non-trawl RCA for all periods

OAS: 40° 10' N. lat. - 36° 00' N. lat.

- **Option 1 Status Quo:** 700 lbs. per month seaward of the non-trawl RCA; 0 lbs. per month inside the non-trawl RCA for all periods
- **Option 2:** 1,400 lbs. per 2 months seaward of the non-trawl RCA; 0 lbs. per 2 months inside the non-trawl RCA for all periods

OAS: South of 36° 00' N. lat.

- Option 1 Status Quo: 700 lbs. per month for all periods
- Option 2: 1,400 lbs. per 2 months for all periods

Similar to lingcod north of  $42^{\circ}$  N. lat., adjustments to lingcod south of  $40^{\circ}$  10' N. lat. limits were not explored. Although the harvest limits are dropping in 2025 the average mortality in the non-trawl sectors from 2020-2022 was 58 percent of the 2025 non-trawl allocation, only 8 percent of which came from the commercial fixed gear sector (Table 35). Due to reduced fishing opportunity from  $42^{\circ}$  to  $36^{\circ}$  N. lat., non-trawl mortality exceeding the non-trawl allocation is not expected.

Table 34. GEMM reported total mortality in metric tons (mt) from 2020-2022 compared to the 2025 lingcod south of 40° 10' N. lat. non-trawl allocation.

| Sector                | 2020 (mt) | 2021 (mt) | 2022 (mt) | 2025 Non-Trawl<br>Allocation (mt) |
|-----------------------|-----------|-----------|-----------|-----------------------------------|
| Commercial Fixed Gear | 31.1      | 38.0      | 42.2      | 441.8                             |
| Recreational          | 199.6     | 227.5     | 225.7     |                                   |
| Total                 | 230.7     | 265.5     | 267.9     |                                   |

## 2.7 Trip Limits for Other Species

The GAP requested investigation into changing commercial trip limit tables so there is consistency between all trip limit tables. Bi-monthly trip limits were explored as they allow for greater operational flexibility, and are used for select stocks/stock complexes in both LE and OA sector at present. This change is administrative in nature, and should minimize regulatory complexity. Simply put, monthly limits will be doubled and as long as there is a difference between OA and LE limits that will be the only option presented to the Council. Below are the listed species or species groups that will be affected by this change.

One possible negative effect that this will have will be that it will extend the time that the crossover provision (50 CFR 660.60(h)(7)(ii)) restricts a LE vessel to the lower OA trip limit, if for some reason a participant decided to use OA gear. This possibility has decreased post-Amendment 32 when participants fishing in the Non-trawl RCA with non-bottom contact gear can now harvest

the LE trip limits. Additionally, neither the LE Sablefish south of 36° N. lat. trip limits nor the Pacific whiting are being considered here due to complexity in those fisheries. In the course of the over-winter analysis, s inconsistency with prohibited species in the trip limit tables was noted, therefore Option 2, which would change the quillback rockfish trip limit for all tables to CLOSED, is recommended. This would replace the quillback rockfish: Option 1 status quo trip limit of 0 lbs. per 2 months.

# 2.7.1 Slope Rockfish Complex & Darkblotched rockfish

# Limited Entry Fixed Gear Trip Limit Options:

LEN

• **Option 1 Status Quo** 8,000 lbs. per 2 months for all periods

LES

• **Option 1 Status Quo** 40,000 lbs. per 2 months, of which no more than 6,000 lbs. may be blackgill rockfish for all periods

## **Open Access Trip Limit Options:**

OAN

- Option 1 Status Quo: 2,000 lbs. per month for all periods
- **Option 2:** 4,000 lbs. per 2 months for all periods

OAS

• **Option 1 Status Quo:** 10,000 lbs. per 2 months, of which no more than 2,500 lbs. may be blackgill rockfish for all periods

# 2.7.2 Splitnose Rockfish

## Limited Entry Fixed Gear Limit Options

LEN

• Included in the trip limits for Minor Slope Rockfish

LES

• Option 1 Status Quo: 40,000 lbs. per 2 months for all periods

# **Open Access Trip Limit Options**

OAN

• Included in the trip limits for Minor Slope Rockfish

OAS

- **Option 1 Status Quo:** 200 lbs. per month for all periods
- **Option 2:** 400 lbs. per 2 months for all periods

# 2.7.3 Pacific ocean perch

## Limited Entry Fixed Gear Trip Limit Options:

LEN

• Option 1 Status Quo 3,600 lbs. per 2 months for all periods

LES

• Included in the trip limits for Minor Slope Rockfish

## **Open Access Trip Limit Options:**

#### OAN

- Option 1 Status Quo: 100 lbs. per month for all periods
- Option 2: 200 lbs. per 2 months for all periods

#### OAS

• Included in the trip limits for Minor Slope Rockfish

## 2.7.4 Longspine Thornyhead

## Limited Entry Fixed Gear Trip Limit Options:

## LEN

• Option 1 Status Quo 10,000 lbs. per 2 months for all periods

#### LES

• **Option 1 Status Quo** 10,000 lbs. per 2 months for all periods

## **Open Access Trip Limit Options:**

## OAN

- Option 1 Status Quo 50 lbs per month for all periods
- **Option 2:** 100 lbs. per 2 months for all periods

OAS: 40° 10' N. lat - 34° 27' N. lat

- **Option 1 Status Quo:** 50 lbs. per month for all periods
- **Option 2:** 100 lbs. per 2 months for all periods

OAS: South of 34° 27' N. lat

- **Option 1 Status Quo:** Shortspine thornyhead and longspine thornyhead 100 lb/day, no more than 1,000 lb/ 2 months
- **Option 2:** Longspine thornyhead 100 lb/day, no more than 1,000 lb/ 2 months

## 2.7.5 Shortspine Thornyhead South of 34° 27' N. lat:

#### Limited Entry Fixed Gear Trip Limit Options:

## LEN

• Option 1 Status Quo 2,000 lbs. per 2 months for periods 1-3, 2,500 lbs per 2 month periods 4-6

LES:  $40^{\circ}$  10' N. lat -  $34^{\circ}$  27' N. lat

• Option 1 Status Quo 2,000 lbs. per 2 months for periods 1-3, 2,500 lbs per 2 month periods 4-6

LES: South of 34° 27' N. lat

• Option 1 Status Quo 3,000 lbs. per 2 months for all periods

## OAN

- **Option 1 Status Quo 50** lbs per month for all periods
- **Option 2:** 100 lbs. per 2 months for all periods

OAS: 40° 10' N. lat - 34° 27' N. lat

- Option 1 Status Quo 50 lbs. per month for all periods
- **Option 2:** 100 lbs. per 2 months for all periods

OAS: South of  $34^{\circ} 27'$  N. lat

- **Option 1 Status Quo:** Shortspine thornyhead and longspine thornyhead 100 lb/day, no more than 1,000 lb/ 2 months
- Option 2: Shortspine thornyhead 100 lb/day, no more than 1,000 lb/ 2 months

## 2.7.6 Dover sole, Arrowtooth Flounder, Petrale Sole, English Sole, & Starry Flounder

## Limited Entry Fixed Gear Trip Limit Options:

#### LEN

- Option 1 Status Quo: 10,000 lbs. per month for all periods
- **Option 2:** 20,000 lbs. per 2 months for all periods

#### LES

- **Option 1 Status Quo** 10,000 lbs. per month for all periods
- **Option 2:** 20,000 lbs. per 2 months for all periods

#### **Open Access Trip Limit Options**

#### OAN

- Option 1 Status Quo 5,000 lbs. per month for all periods
- Option 2: 10,000 lbs. per 2 months for all periods

#### OAS

- **Option 1 Status Quo 5**,000 lbs. per month for all periods
- **Option 2:** 10,000 lbs. per 2 months for all periods

## 2.7.7 Other Flatfish

## Limited Entry Fixed Gear Trip Limit Options:

LEN: North of  $42^{\circ}$  00' N. lat.

- **Option 1 Status Quo** 10,000 lbs. per month for all periods
- **Option 2:** 20,000 lbs. per 2 months for all periods

LEN: 42° 00' N. lat. - 40° 10' N. lat.

• **Option 1 Status Quo** 10,000 lbs. per month seaward of the non-trawl RCA; 0 lbs. per month inside the non-trawl RCA for all periods

• **Option 2:** 20,000 lbs. per 2 months seaward of the non-trawl RCA; 0 lbs. per 2 months inside the non-trawl RCA for all periods

LES: 40° 10' N. lat. - 36° 00' N. lat.

- **Option 1 Status Quo** 10,000 lbs. per month seaward of the non-trawl RCA; 0 lbs. per month inside the non-trawl RCA for all periods
- **Option 2:** 20,000 lbs. per 2 months seaward of the non-trawl RCA; 0 lbs. per 2 months inside the non-trawl RCA for all periods

LES: South of  $36^{\circ} 00'$  N. lat.

- **Option 1 Status Quo** 10,000 lbs, per month for all periods
- **Option 2:** 20,000 lbs. per 2 months for all periods

## **Open Access Trip Limit Options**

OAN: North of  $42^{\circ}$  00' N. lat.

- Option 1 Status Quo 5,000 lbs. per month for all periods
- **Option 2:** 10,000 lbs. per 2 months for all periods

OAN:  $42^\circ$  00' N. lat. -  $40^\circ$  10' N. lat.

- **Option 1 Status Quo:** 5,000 lbs. per month seaward of the non-trawl RCA; 0 lbs. per month inside the non-trawl RCA for all periods
- **Option 2:** 10,000 lbs. per 2 months seaward of the non-trawl RCA; 0 lbs. per 2 months inside the non-trawl RCA for all periods

OAS:  $40^{\circ}$  10' N. lat. -  $36^{\circ}$  00' N. lat.

- **Option 1 Status Quo 5**,000 lbs. per month seaward of the non-trawl RCA; 0 lbs. per month inside the non-trawl RCA for all periods
- **Option 2:** 10,000 lbs. per 2 months seaward of the non-trawl RCA; 0 lbs. per 2 months inside the non-trawl RCA for all periods

OAS: South of  $36^{\circ} 00'$  N. lat.

- **Option 1 Status Quo 5**,000 lbs. per month for all periods
- **Option 2:** 10,000 lbs, per 2 months for all periods

## 2.7.8 Pacific Whiting

## Limited Entry Fixed Gear Trip Limit Options:

#### LEN

• Option 1 Status Quo 10,000 lbs. per trip for all periods

## LES

• Option 1 Status Quo 10,000 lbs. per trip for all periods

## **Open Access Trip Limit Options**

OAN

- Option 1 Status Quo 300 lbs. per month for all periods
- **Option 2:** 600 lbs, per 2 months for all periods

OAS

- **Option 1 Status Quo 300** lbs. per month for all periods
- **Option 2:** 600 lbs. per 2 months for all periods

#### 2.7.9 Shelf Rockfish Complex

#### Limited Entry Fixed Gear Trip Limit Options:

LEN

- **Option 1 Status Quo** 800 lbs. per month for all periods
- **Option 2:** 1,600 lbs. per 2 months for all periods

LES: 40° 10' N. la.t - 34° 27' N. lat.

• **Option 1 Status Quo** 6,000 lbs, per 2 months, of which no more than 500 lbs. may be vermilion for all periods

LES: South of 34° 27' N. lat.

• **Option 1 Status Quo** 6,000 lbs. per 2 months, of which no more than 3,000 lbs. may be vermilion for all periods

#### **Open Access Trip Limit Options**

OAN: North of  $42^{\circ}$  00' N. lat.

- **Option 1 Status Quo:** 800 lbs. per month for all periods
- **Option 2:** 1,600 lbs. per 2 months for all periods

OAN: 42° 00' N. lat. - 40° 10' N. lat.

- **Option 1 Status Quo** 600 lbs. per month for all periods
- **Option 2:** 1,200 lbs. per 2 months for all periods

OAS: 40° 10' N. lat. - 34° 27' N. lat.

• **Option 1 Status Quo 3**,000 lbs. per 2 months, of which no more than 300 lbs. may be vermilion/sunset rockfish for all periods

OAS: South of 34° 27' N. lat

• **Option 1 Status Quo 3**,000 lbs. per 2 months, of which no more than 900 lbs. may be vermilion/sunset rockfish for all periods

#### 2.7.10 Yellowtail Rockfish

#### Limited Entry Fixed Gear Trip Limit Options:

LEN

- **Option 1 Status Quo** 1: 3,000 lbs. per month for all periods
- **Option 2:** 6,000 lbs. per 2 months for all periods

LES

• Included in the trip limits for Shelf Rockfish Complex

## OAN

- **Option 1 Status Quo** 1,500 lbs, per month for all periods **Option 2:** 3,000 lbs. per 2 months for all periods •
- •

## OAS

Included in the trip limits for Shelf Rockfish Complex •

Left Blank Intentionally

# 3. Alternative 2

All fixed gear impacts will be discussed in relation to quillback rockfish in California. The majority of the U.S. west coast stocks would be managed under the default harvest control rule, additional discussion will be provided in this section for the following species that were assessed this cycle:

- 1. California quillback rockfish: ABC Rule
- 2. Shortspine thornyhead ACL<ABC P\*0.45, 40-10 HCR applied
- 3. Rex sole ACL=ABC P\*0.45
- 4. Dover sole ACL=ABC P\*0.45

However, shortspine thornyhead is the only stock in that list that will have impacts on the fixed gear sectors. As discussed in the Alternative 1 section for rex sole and Dover sole, the harvest of these two species are very minimal for the fixed gear sectors and therefore there is no true difference in Alternative 1 and Alternative 2 for those two stocks for the fixed gear sectors.

## 3.1 Impact (Groundfish Mortality)- Species of Concern

#### 3.1.1 California Quillback Rockfish

Under Alternative 2, the California quillback rockfish the ABC Rule from the California quillback rockfish rebuilding analysis (<u>Tables 4 and 5</u>, <u>Agenda Item E.2</u>, <u>Attachment 1</u>) are analyzed. The ABC rule, post off-the-top, translates into 2025-26 HGs for 1.2 mt and 1.4 mt, respectively. Comparatively, these values are 0.04 mt and 0.03 mt higher than Alternative 1 (Table 36)

Table 35. Alternative 2: Comparison of Alternative 1 and Alternative 2 harvest guidelines for California quillback rockfish in 2025-26.

|      | Alt 1 HG(mt) | Alt 2 HG (mt) | Difference (mt)<br>Alt 2 to Alt 1 |
|------|--------------|---------------|-----------------------------------|
| 2025 | 1.16         | 1.2           | +0.04                             |
| 2026 | 1.37         | 1.4.          | +0.03                             |

The differences between Alternative 1 and Alternative 2 are negligible and likely well within the confidence intervals of fishery monitoring programs. The overall goal for California quillback rockfish in the next biennium is to reduce as much impact to the stock as practicable Given the low difference between Alternative 1 and Alternative 2, the management measures under Alternative 2 are the same as under Alternative 1. The impacts and measures are detailed under Section 2.1.2

#### 3.2 Impact (Groundfish Mortality)-: Other Species

#### 3.2.1 Shortspine thornyhead N. and S. of 34° 27' N. lat.

The Alternative 2 shortspine thornyhead allocations are shown in Table 37. The same apportionment method is also applied and described under Alternative 1. The trip limit options under Alternative 2 will not change from Alternative 1, but the percent attainment does (Table 37).

| North of 34 | ° 27′ N. lat |                   |         |                             |                               |                           |                                 |
|-------------|--------------|-------------------|---------|-----------------------------|-------------------------------|---------------------------|---------------------------------|
| Year        | ACL (mt)     | Set-aside<br>(mt) | HG (mt) | Trawl<br>Allocation<br>(mt) | At-sea<br>Set-aside<br>a/(mt) | IFQ<br>Allocation<br>(mt) | Non-trawl<br>Allocation<br>(mt) |
| 2025        | 576          | 70                | 506     | 481                         | 70                            | 411                       | 25                              |
| 2026        | 582          | 70                | 512     | 486                         | 70                            | 416                       | 26                              |
| South of 34 | ° 27' N. lat |                   |         |                             |                               |                           |                                 |
| Year        | ACL (mt)     | Set-aside<br>(mt) | HG (mt) | Trawl<br>Allocation<br>(mt) | At-sea<br>Set-aside<br>(mt)   | IFQ<br>Allocation<br>(mt) | Non-trawl<br>Allocation<br>(mt) |
| 2025        | 240          | 2                 | 238     | 50                          | 0                             | 50                        | 188                             |
| 2026        | 242          | 2                 | 240     | 50                          | 0                             | 50                        | 190                             |

Table 36. Alternative 2. Harvest specifications allocations amount for shortspine thornyhead with a P\*0.45.

a/Amount based on a status quo at-sea set aside of 70 mt that may change based on Council action, the other options are 50 and 100 mt, however, that change only impacts the IFQ allocation

.

| Option                         | Sector   | Trip Limit                               | Landing<br>Projection<br>(mt) | Est. Total<br>Landings (mt) | Est. Discard<br>Mortality<br>Range<br>Min. and Max<br>2018-2022<br>Values (mt) | Est. Total<br>Mortality<br>Range<br>(mt) | % of the 2025<br>Non-trawl<br>Allocation N.<br>of 34° 27'<br>(25 mt) |
|--------------------------------|--|--|-------------------------------|-----------------------------|--|--|--|
|                                | OAN  | 50 lb/ month for all periods             | 0.8                           |                             |  |  |  |
|                                | OAS: 40° 10' N. lat.<br>- 34° 27' N. lat.        | 50 lb/month for all periods              | 2.3                           |                             |  |  |  |
| Status LEN<br>Quo:<br>Option 1 | LEN  | 2,000 lb/2<br>months for<br>periods 1-3  | 7.2                           |                             | 1.5-9.7<br>Average: 4.0  | 32.5-40.7<br>Average: 35.0               | 130%-163%<br>Average: 140%   |
|                                | LEN  | 2,500 lb/2<br>months for<br>periods 4-6  | 1.2                           | 31                          |  |  |  |
|                                | LES: 40° 10′ N. lat.<br>- 34° 27′ N. lat.        | 2,000 lb/2<br>months for<br>periods 1-3  | 20.7                          |                             |  |  |  |
|                                |  | 2,500 lb/2<br>months for<br>periods 4-6  | 20.7                          |                             |  |  |  |
|                                | OAN  | 50 lb/2 months for all periods           | 0.3                           |                             |  |  |  |
|                                | OAS: 40° 10′ N. lat.<br>- 34° 27′ N. lat.        | 50 lb/2 months for all periods           | 0.6                           |                             |  |  |  |
| Option 2                       | LEN 1,500 lb/ 2<br>months for all 6.6<br>periods |  | 6.6                           | 28.1                        | 1.5-9.7<br>Average: 4.0  | 29.9 mt-37.8<br>Average: 32.1            | 120%-151%<br>Average: 128%   |
|                                | LES: 40° 10' N. lat.<br>- 34° 27' N. lat.        | 1,500 lb/ 2<br>months for all<br>periods | 20.6                          |                             |  |  |  |

Table 37. Alternative 2. Shortspine thornyhead trip limit options for North of 34° 27′ N. lat. trip limit options under Alternative 2 P\* 0.45.

| Option   | Sector                                    | Trip Limit                         | Landing<br>Projection<br>(mt) | Est. Total<br>Landings (mt) | Est. Discard<br>Mortality<br>Range<br>Min. and Max<br>2018-2022<br>Values (mt) | Est. Total<br>Mortality<br>Range<br>(mt) | % of the 2025<br>Non-trawl<br>Allocation N.<br>of 34° 27'<br>(25 mt) |           |
|----------|---|------------------------------------|-------------------------------|-----------------------------|--|--|--|-----------|
|          | OAN                                       | 40 lb/2 months for all periods     | 0.3                           |                             |  |  |  |           |
| Ontion 3 | OAS: 40° 10' N. lat.<br>- 34° 27' N. lat. | 40 lb/2 months for all periods     | 0.5                           | 25.8                        | 25.9   | 1.5-9.7                                  | 27.3-35.5  | 109%-142% |
| Option 5 | LEN                                       | 750 lb/2 months for all periods    | 6.2                           | Average: 4.0                | ) Average: 29.8  | Average:119%                             |  |           |
|          | LES: 40° 10' N. lat.<br>- 34° 27' N. lat. | 750 lb/2 months for all periods    | 18.8                          |                             |  |  |  |           |
|          | OAN                                       | Option 2                           | 0.3                           |                             |  |  |  |           |
|          | OAS: 40° 10' N. lat.<br>- 34° 27' N. lat. | Option 2                           | 0.5                           |                             | 1597   | 24.6-32.8<br>Average: 27.1               | 98%-131%   |           |
| Option 4 | LEN                                       | 500 lb/2 months for all periods    | 5.9                           | 23.1                        | Average: 4.0   |  | Average: 108%  |           |
|          | LES: 40° 10' N. lat.<br>- 34° 27' N. lat. | 500 lb/2 months for all periods    | 16.4                          |                             |  |  |  |           |
|          | OAN                                       | Option 2                           | 0.3                           |                             |  |  |  |           |
|          | OAS: 40° 10' N. lat.<br>- 34° 27' N. lat. | Option 2                           | 0.5                           |                             | 1507   | 21 2 20 4                                | 850/ 1180/   |           |
| Option 5 | LEN                                       | 350 lb/2 months for all periods    | 5.2                           | 19.7                        | Average: 4.0   | Average: 23.7                            | Average: 95%   |           |
|          | LES: 40° 10' N. lat.<br>- 34° 27' N. lat. | 350 lb/2 months<br>for all periods | 13.7                          |                             |  |  |  |           |

# 4. Alternative 3

Under Alternative 3, the only alternative HCR considered is for California quillback rockfish.

#### 1. Quillback Rockfish: OFL 8.41, ABC:ACL 5.06

## 4.1 Impact (Groundfish Mortality)- Species of Concern

#### California Quillback Rockfish

Under Alternative 3, the HGs based on an ACL 5.06 mt (<u>Agenda Item E.2.a, Supplemental CDFW</u> <u>Report 2</u>), is 4.96 mt. The Council did not clarify if this value was to be applied to 2026; however, the analysis assumes it would be in order to facilitate a complete impact assessment. An HG of 4.96 mt represents the upper range of 2025 harvest specifications.

As shown in Table 39. The Alternative 3 2025-26 California quillback rockfish HGs are approximately 3.8mt and 3.6 mt higher than the Alternative 1 and Alternative 2 HGs — noting there is a negligible difference between the Alternative 1 and Alternative 2 HG.

 Table 38. Alternative 3: Comparison of Alternative 1 and Alternative 2 harvest guidelines for California quillback rockfish in 2025-26.

|      | Alt 1 HG(mt) | Alt 2 HG (mt) | Alt. 3 HG (mt) | Difference (mt)<br>Alt 3 to Alt 1 | Difference (mt)<br>Alt 3 to Alt 2 |
|------|--------------|---------------|----------------|-----------------------------------|-----------------------------------|
| 2025 | 1.16         | 1.2           | 4.96           | +3.8                              | +3.76                             |
| 2026 | 1.37         | 1.4.          | 4.96           | +3.59                             | +3.56                             |

The GMT was tasked to provide removal (i.e., mortality) assumptions for the current harvest specification cycle (i.e., removals for 2023-24) by the Council (<u>Agenda Item E.2.a Supplemental GMT Report 1 November 2023</u>). The removal projection for 2024 was made under the assumption that there would be no retention of quillback rockfish in 2024. The GMT did not make any assumptions as to other fishery changes. To this end the GMT quillback rockfish mortality projections from the nearshore sector was 1.75 mt prior to any area management, gear restrictions, or reduction to trip limits of co-occurring species.

The GMT predicted OA fixed gear discards to be 5.32 mt which initiated the need for area management, gear restrictions, and reduction to trip limits of co-occurring species, all of which were taken as part of the inseason actions in 2023 listed above in the No Action and Alternative 1 section of this document. Based on previous GMT reports (Agenda Item G.8.a Supplemental GMT Report 2 September 2023, Agenda Item G.8.a Supplemental GMT Report 5 September 2023, Agenda Item E.2.a Supplemental GMT Report 1 November 2023, and Agenda Item E.9.a Supplemental GMT Report 1 November 2023) the GMT indicated that the prohibition of quillback rockfish statewide, moving the shoreward boundary of the Non-Trawl RCA to the state boundary line from 42° N. lat. to 36° N. lat., and the prohibition of lingcod/other flatfish shoreward of the seaward boundary of the NT-RCA from 42° to 36° N. lat would effectively reduce quillback

rockfish OA discards and allow the nearshore fishery to persist as it were at the start of 2023 with the expectation of prohibiting the retention of quillback rockfish.

Noting the difference in 5.06 mt to the projected nearshore mortality of 1.75 mt (likely high as it does not account for the changes to the Non-Trawl RCA) could also allow for the recreational sector to persist with the remaining 3.31 mt and allow California more opportunity for nearshore state permitted participants in federal and state waters. By allowing the nearshore to operate as it were in 2022 the action would generate \$1,708,732 lost ex-vessel revenue to the inseason action taken in 2023 (Table 40).

Table 39. 2018-2023 Ex-vessel revenue from nearshore landings excluding quillback rockfish from 42° N. lat. to 36° N. lat. Data: PacFIN

|                   | 2018        | 2019        | 2020      | 2021        | 2022        | 2023        |
|-------------------|-------------|-------------|-----------|-------------|-------------|-------------|
| 42° - 36° N. lat. | \$1,047,870 | \$1,195,907 | \$938,452 | \$1,245,102 | \$1,708,732 | \$1,156,036 |

# 5. Alternative 4

To reach zero fishing mortality for quillback rockfish (F = 0) in the commercial fixed gear sector, the majority of non-trawl trip limits would need to either be reduced or scaled to 0. Additionally, the EEZ off of California would need large area restrictions. As mentioned above quillback rockfish are targeted in the nearshore fishery by participants who possess a state limited entry deeper nearshore permit. However, quillback rockfish are incidentally caught while targeting other species using fixed gear and must be discarded at sea. The GMT has written extensively on the catch of this stock off of California in multiple reports, which are incorporated by reference and summarized, as appropriate below (Agenda Item G.8.a, Supplemental GMT Report 2, September 2023, Agenda Item G.8.a, Supplemental GMT Report 1, November 2023).

Quillback rockfish are a demersal nearshore rockfish primarily found off California between  $42^{\circ}$  N. lat. and  $36^{\circ}$  N. lat. in depth ranging from 20fm to 50fm but can be encountered in any depths shoreward of 75fm to the intertidal (Love et al, 2002; Agenda Item E.9.a, Supplemental GMT Report 1, November 2023). Due to targeting, discards, and the range of the species, the following trip limits and area closures may reduce commercial fixed gear mortality of quillback rockfish close to 0. However, due to the uncertainty surrounding the life history and environmental factors F = 0 is unlikely. Further, this stock is incidentally caught in non-groundfish fisheries as well as in trawl fisheries, which adds additional weight to the unlikelihood of an F=0 rebuilding strategy. One other issue is these trip limits would apply only in the EEZ. California would need trip limits of comparable levels to ensure F=0 in state waters. It is important to note, regardless of where the stock is caught or by what gear, all catch counts against the ACL. Given the intertidal nature of this stock, it could be caught from shore as well.

The Council adopted a series of trip limit modifications for 2024 in March 2024 (Agenda Item which were designed to reduce impact on this stock north of  $37^{\circ}07'$  N. lat. While these measures may ultimately prove useful in reducing catch of California quillback, they were not contemplated for a F= 0 scenario. In order to achieve an F=0, areas shoreward of the deepest depth suspected for quillback rockfish off of California would need to be closed to groundfish fishing for all gear types. Data show in Agenda Item G.8.a, Supplemental GMT Report 2, September 2023, Agenda Item G.8.a, Supplemental GMT Report 2, September 2023, Agenda Item G.8.a, Supplemental GMT Report 5, September 2023 indicates this depth is around 75 fm. However, these fish have been found at depths up to 150 fm (Love et al, 2002; Miller and Lea, 1972), though notably these records are from off of Alaska. Therefore, the 75fm depth line is an estimate, it is likely due to the uncertainty of the depth range of this stock off of California that deeper depth restrictions may need to be considered

To attempt an F=0 scenario and given the potential range of California quillback, a conservative approach to trip limits would need to be made. Under Alternative 4, groundfish trip limit changes  $42^{\circ}$  N. lat. and  $36^{\circ}$  N. lat. shoreward of 75fm for both LE and OA would need to be reduced to 0 lbs per trip period. Additionally, there would be no gear exemptions as non-bottom contact gear reduces impacts to demersal species like quillback rockfish but does not eliminate mortality. These

actions would need to be concurrent with actions in state waters to reduce mortality close to F = 0.

## Trip Limit Reductions from 42° N. lat. and 36° N. lat. shoreward of 75fm for both LE and OA.

Minor shelf rockfish

• Reduce trip limits to 0 lbs./ 2 months

Widow rockfish

• Reduce trip limits to 0 lbs./ 2 months

Yellowtail rockfish

• Reduce trip limits to 0 lbs./ 2 months

Canary rockfish

• Reduce trip limits to 0 lbs./ 2 months

Yelloweye rockfish

• Reduce trip limits to 0 lbs./ 2 months

Greenling

• Reduce trip limits to 0 lbs./ 2 months

Chilipepper

• Reduce trip limits to 0 lbs./ 2 months

Bocaccio

• Reduce trip limits to 0 lbs./ 2 months

Lingcod

• Reduce trip limits to 0 lbs./ 2 months

Dover sole, arrowtooth flounder, petrale sole, English sole, starry flounder

• Reduce trip limits to 0 lbs./ month

Other Flatfish

• Reduce trip limits to 0 lbs./ 2 month

Minor Nearshore Rockfish (deeper and shallow)

• Reduce trip limits to 0 lbs./ 2 months

Cabezon

• Reduce trip limits to 0 lbs./ 2 months

Quillback Rockfish

• Maintain the prohibition on retention of quillback rockfish in Federal waters off California in all commercial groundfish fisheries for 2024.

The cost of eliminating fixed gear nearshore, shelf, and lingcod from 42° N. lat. and 36° N. lat. shoreward of 75fm for both LE and OA as defined in the trip limits above would have detrimental economic impacts for 21 ports, and 216 vessels which could be a loss in seven hundred thousand pounds and of an estimated \$2.4 million in ex vessel revenue per year if we assume fishing under the 2022 fishing season structure. This economic loss does not take into account the loss of that revenue to the communities, nor does it take into account the devaluation of any permits that would

not be able to be used. The only opportunity remaining would be on the slope which could experience localized depletion as the effort will be concentrated on those species. Even if these drastic measures were adopted by the Council further closures of other federally and non-federally managed fisheries would need to be considered which have contributed de minimis quillback rockfish mortality in the past (see § Chapter 1, §5.2). These may include directed Pacific halibut, LE sablefish, catch share bottom trawl, research, incidental, hake, California halibut, and pink shrimp. The rebuilding plan to follow will describe in detail the economic impact but in summary the closures listed above to reduce fishing mortality to near zero would effectively eliminate all California fisheries where quillback rockfish are known to exist.

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# **Chapter 6. Washington Recreational Fisheries**

#### **Executive Summary**

The Washington recreational fishery consists of vessel-based private and charter, and a small shore-based sectors. Primary catch controls include season dates, depth closures, daily limits, and GCAs. The recreational season opens the second Saturday in March and closes the third Saturday in October. The aggregate groundfish bag limit is nine fish per day which includes sub-limits of seven rockfish, two lingcod, and one cabezon plus five additional flatfish species, not including Pacific halibut, which may be retained in addition to the nine groundfish daily limit. Yelloweye rockfish is the only rebuilding species caught in the Washington recreational fishery.

Management measures implemented in the previous biennial cycle (2023-2024) for vermilion rockfish, copper rockfish, and quillback rockfish will persist for the 2025-2026 management cycle to keep catch within state specific HGs. Retention of these species will again be prohibited May 1 through July 31. As a management measure, the partial season closure balances the need to keep fishery catch from exceeding the state specific HG with the need for data to inform stock assessments; because Washington does not have a nearshore commercial fishery, the recreational fishery is the sole source of fishery dependent data.

Canary rockfish management presents a new constraint compared to 2023-2024. Under No Action (2023), without additional measures, the projected mortality for 2025 for canary rockfish is expected to exceed the state recreational HG of 17.3. Alternative 1 Default HCR evaluates projected canary rockfish mortality under a range of sub-bag limit (within the seven rockfish daily limit) options. Although access to canary rockfish was eased slowly in Washington once the stock was declared rebuilt in 2016, catch data suggest anglers were targeting canary in recent years. Options that included temporal (e.g., month) prohibitions on canary rockfish retention solely or in combination with sub-bag limits were also evaluated. Existing area-based restrictions are maintained under both the No Action (2023) Alternative and Alternative 1 Default HCR. However, to reduce retention of canary rockfish, new area-based recreational fishing closures used in conjunction with or as alternate tools to bag limits may be contemplated during the remainder of the 2025-2026 harvest specifications process.

Impacts to species other than canary rockfish depend on the management measure(s) implemented. For example, sub-bag limits on canary rockfish may increase retention of other species like yellowtail rockfish or black rockfish, whereas area closures could limit access to not only canary rockfish but also yellowtail rockfish and lingcod. Inseason action or mid-biennial regulation changes may be necessary if actual mortality exceeds projections even with a sub-bag limit or area/depth closure/restriction. Washington's management and regulatory processes can react quickly through emergency changes to state regulations if inseason catch reports indicate that recreational harvests risk exceeding ACLs, HGs, or ACTs

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# 1. No Action

The Washington recreational fishery is comprised of vessel-based private and charter, and a smaller shore-based sectors. Primary target species include rockfish, mainly black rockfish and yellowtail rockfish and lingcod. Pacific halibut anglers also impact recreational groundfish species, including yelloweye rockfish and canary rockfish. Primary catch controls include season dates, depth closures, daily limits, and GCAs, including Yelloweye Rockfish Conservation Areas (YRCAs). Yelloweye rockfish is the only rebuilding stock caught in the Washington recreational fishery. The purpose of the YRCA depth restrictions on the recreational fishery has been to direct fishing effort to shallower areas where yelloweye rockfish encounters and mortality of discarded fish are lower. YRCAs are the main management measures for reducing catches of this stock. Under the No Action (2023), Washington recreational fishery ACLs include a 66 mt ACL for yelloweye rockfish, with management to an associated HG of 9.8 mt and an ACT of 7.68 mt (Table 1.

In addition to reducing encounters with yelloweye rockfish, there has been a parallel need to shift catch away from some nearshore and shelf rockfish species (i.e., copper, quillback, and vermilion rockfishes) and black rockfish to ensure recreational catch does not exceed Washington state specific HGs. Management measures implemented in previous biennia to reduce impacts on nearshore rockfish, including relaxed depth and area restrictions were successfully used to shift groundfish effort away from the nearshore. The No Action (2023) alternative would maintain deepwater fishing opportunity. The 2023 yelloweye rockfish HG was sufficient to balance these competing needs.

The West Coast states coordinate to track and manage catches of Nearshore Rockfish north of 40°10'N. lat. If harvest levels in Washington approach 75 percent of the state-specific HG the state of Washington will consult with the other West Coast states and determine if inseason action is needed. In the event inseason action is needed, WDFW will make changes through state regulation.

| Species                                   | 2023 HG (mt)   |
|---|----------------|
| Canary Rockfish                           | 41.4           |
| YELLOWEYE ROCKFISH                        | 9.8 (7.68 ACT) |
| Black Rockfish                            | 271.8          |
| Nearshore Rockfish Complex                | 18.3           |
| Washington Cabezon/Kelp Greenling Complex | 17.8           |

Table 1. No Action (2023) – Washington Recreational. Harvest guidelines (HG) in metric tons (mt) for the Washington recreational fisheries in 2023.

#### 1.1 Groundfish Seasons and Area Restrictions

#### 1.1.1 Season Structure

Washington Department of Fish and Wildlife (WDFW) manages the Washington recreational fishery by four areas as shown in Figure 2. To achieve management objectives, each area may be

managed under different seasons (either by month or species) and depth restrictions. Under No Action (2023), the Washington recreational season is open from the second Saturday in March through the third Saturday in October. Table 2 summarizes key features of the Washington recreational regulations under No Action (2023).<sup>1</sup> Depth restrictions are the primary tool used to keep recreational mortality of yelloweye rockfish within specified ACTs. Yelloweye rockfish abundance and incidence is higher on the north coast (Marine Areas 3 and 4) compared to the south coast (Marine Areas 1 and 2). Thus, restrictions on the north coast constrain anglers to shallower water whereas on the south coast fishing deeper is allowed because there the incidental catch of yelloweye rockfish is lower.

#### North Coast (Marine Areas 3 and 4)

The retention of groundfish is prohibited seaward of a line approximating 20 fathoms from June 1 through July 31, except lingcod, Pacific cod, sablefish, bocaccio rockfish, silvergray rockfish, canary rockfish, widow rockfish, and yellowtail rockfish, may be retained seaward of 20 fathoms on days that Pacific halibut fishing is open. In addition, yellowtail rockfish and widow rockfish retention are allowed seaward of 20 fathoms in July (Table 2).

#### South Coast (Marine Area 2)

The retention of lingcod is prohibited seaward of 30 fathoms from May 1 through May 31, except lingcod retention is allowed on days open to the all-depth Pacific halibut fishery. Fishing for, retention, or possession of lingcod is prohibited in deepwater areas seaward of a line extending from 47° 31.70' N. latitude, 124° 45.00' W. longitude to 46° 38.17' N. latitude, 124° 30.00' W. longitude except on days open to the Pacific halibut fishery and from June 1 through 15 and September 1 through 30 (Table 2).

#### **Columbia River (Marine Area 1)**

Retention of sablefish, flatfish other than Pacific halibut, Pacific cod, yellowtail rockfish, widow rockfish, canary rockfish, redstripe rockfish, greenstriped rockfish, silvergray rockfish, chilipepper rockfish, boccaccio, blue/deacon rockfish, and lingcod north of the Washington – Oregon border is allowed with Pacific halibut onboard during the Pacific halibut fishery. Additionally, fishing for, retention, or possession of lingcod in deepwater areas seaward of a line extending from 46° 38.17' N. latitude, 124° 21.00' W. longitude to 46° 33.00' N. latitude, 124° 21.00' W. longitude is prohibited except from June 1 through June 15 and September 1 through September 30 (\*Table 2

<sup>&</sup>lt;sup>1</sup> March 8, through October 18, 2025 and March 14 through October 17, 2026.



Figure 1. No Action (2023) – Washington Recreational Management Areas.

## 1.1.2 Area Restrictions

See Season Structure section for details of lingcod restrictions the South Coast and Columbia River marine areas (Figure 2). Fishing for, retention, or possession of groundfish and Pacific halibut is prohibited in the C-shaped YRCA to protect yelloweye rockfish (Figure 3).



Figure 2. No Action (2023) – Washington recreational area restrictions. Lingcod depth restrictions, South Coast (Marine area 2) and Columbia River (Marine area 1). B. No Action (2023) – Washington recreational area restrictions. C-Shaped YRCA, North Coast (Marine areas 3 and 4).

## 1.1.3 Groundfish Daily Limits

Under No Action (2023), the recreational groundfish bag limit is nine fish per day. Of the nine recreational groundfish allowed to be landed per day, sub-bag limits of seven rockfish, two lingcod, and one cabezon apply in Marine Areas 1-4. Five flatfish, not including Pacific halibut, can be retained in addition to the nine groundfish daily limit. Retention of yelloweye rockfish is prohibited. Retention of copper, quillback, and vermilion rockfishes is prohibited May 1 through July 31.

Quillback and copper rockfishes are managed in the Nearshore Rockfish Complex north of  $40^{\circ}$  10' N. lat. and vermilion rockfish is managed in the Shelf Rockfish Complex north of  $40^{\circ}$  10' N. lat. Under No Action (2023) all three stocks will be managed to species and state specific HGs. The objective of setting species-specific HGs within the Complex is to reduce total mortality in relation to the best scientific information available in current stock assessments. The purpose of the state specific HGs is to buffer against exceeding Complex ACLs.

| Marine Area    | Jan       | Feb    | Mar | Apr     | May     | June    | July | Aug    | Sep | Oct | Nov     | Dec |
|----------------|-----------|--------|-----|---------|---------|---------|------|--------|-----|-----|---------|-----|
| 3 & 4          | BF Closed |        | В   | BF Open |         | BF Op   | en   | BF Ope | n   | В   | F Close | ed  |
| (N. Coast)     |           |        | a/  | a/      |         | < 20 fm |      |        |     |     |         |     |
|                |           |        |     |         |         | a/ b/c/ |      |        |     |     |         |     |
| 2 (S. Coast)   | BF C      | Closed | В   | F Open  | L       |         |      |        |     | В   | F Close | ed  |
|                |           |        | d   | d/e/    |         |         |      |        |     |     |         |     |
| 1 (Col. River) | BF C      | Closed | В   | F Open  | n f/ g/ |         |      |        |     | В   | F Close | ed  |

 Table 2. No Action – Washington Recreational seasons and groundfish retention restrictions.

a/ Retention of copper, quillback, and vermilion rockfishes prohibited May 1 through July 31.

b/ Retention of lingcod, Pacific cod, sablefish, bocaccio, silvergray rockfish, canary rockfish, widow rockfish, and yellowtail rockfish allowed >20 fm on days when Pacific halibut is open June 1 through July 31.

c/ Retention of yellowtail and widow rockfishes is allowed >20 fm in July.

d/ From May 1 through May 31 lingcod retention prohibited >30 fathoms except on days that the primary Pacific halibut season is open.

e/ When lingcod is open, retention is prohibited seaward of a line drawn from Queets River (47°31.70' N. Lat. 124°45.00' W. Lon.) to Leadbetter Point (46° 38.17' N. Lat. 124°30.00' W. Lon.), except on days open to the primary Pacific halibut fishery and June 1 – 15 and September 1 - 30.

f/ Retention of sablefish, Pacific cod, flatfish (other than halibut), yellowtail, widow, canary, redstripe, greenstriped, silvergray, chilipepper, bocaccio, and blue/deacon rockfishes allowed during the all-depth Pacific halibut fishery. Lingcod retention is only allowed with halibut on board north of the WA-OR border.

g/ Retention of lingcod is prohibited seaward of a line drawn from Leadbetter Point (46° 38.17' N. Lat., 124°21.00' W. Lon.) to 46° 33.00' N. Lat., 124°21.00' W. Lon. year round except lingcod retention is allowed from June 1 - June 15 and Sept 1 - Sept 30.

#### 1.1.4 Inseason Management Response

The precision of recreational groundfish catch estimates or projections based on previous seasons are influenced by factors such as the duration and success of salmon, Pacific halibut, and albacore seasons, weather, and any other unforeseen factors. However, WDFW has an effective and thorough monitoring system through the Ocean Sampling Program (OSP) which produces bottomfish estimates by marine area monthly with a one-month lag time. Further Washington's management and regulatory processes can react quickly to the need for additional depth

restrictions, area closures, groundfish retention restrictions, or changes to seasons through emergency changes to state regulations if inseason catch reports indicate that recreational harvests of overfished species or non-overfished species are exceeding pre-season projections to the point where HGs, ACTs, or ACLs are at risk of being exceeded.

In 2023, no inseason action was taken to keep catch within state specific HGs. No species exceeded state specific HGs under No Action (2023) except vermilion rockfish.

## 1.2 Impact (Groundfish Mortality)

Final mortality estimates for overfished and non-overfished species under No Action (2023) are summarized in Table 3. The estimates presented in Table 3 reflect final 2023 total mortality through the end of the season. Fishing effort under No Action (2023) was similar to 2021 and 2022 and indicates perhaps further stabilizing following the impact of the COVID-19 pandemic.

The final 2023 yelloweye rockfish mortality estimate of 4.3 mt compared to a state HG of 10.4 mt. (Washington also manages yelloweye to an ACT of 7.8 mt) is consistent with the cautious approach to achieving the twin objectives of protecting yelloweye rockfish and expanding deepwater opportunity. The final canary rockfish estimate for 2023 indicates that anglers have transitioned to fishing strategies that incorporate or target canary rockfish, particularly on the south coast (Marine Area 2) when accessing deepwater lingcod, although total mortality (22.1 mt) fell well below the 2023 harvest guideline (41.4 mt). This signifies that anglers are comfortable retaining canary rockfish after more than fifteen years during which retention was either prohibited or limited by small daily sub-bag limits (i.e., one canary rockfish in 2017 and two canary rockfish in 2018) and access limited by previously closed YRCAs (i.e., South Coast YRCA and Westport Offshore YRCA) or depth restrictions (e.g., 30 fm closure line). Under No Action (2023) the Pacific halibut season continued to be significantly longer compared to pre-pandemic years (2020-2021) spanning parts or fully the months of May, June, August, and September depending on the coastal area. As a consequence, 44 percent of canary rockfish mortality occurred during halibut and halibut/salmon trip types compared to 40 percent in 2019 when the halibut season spanned May and June. These two trip types also accounted for 60 percent of yelloweye rockfish mortality compared to 55 percent in 2019.

Under No Action (2023), the estimated mortality for copper rockfish (1.4 mt) and quillback rockfish (1.7 mt) were below their respective HGs of 1.9 mt and 2.2 mt. The total mortality for vermilion rockfish, 0.87 mt, exceeded the harvest limit set at 0.7 mt. An analysis of catch shows that 28 percent of the season total was caught in May or the first month non-retention rules were in effect. In response, WDFW increased angler outreach to reduce vermilion rockfish catch. The outreach efforts resulted in reducing retention of vermilion rockfish in June to approximately half of the May catch. Overall, the majority of vermilion rockfish (88 percent) were caught in Marine areas 3 and 4, with 47 percent caught on Pacific halibut and salmon/halibut combination trips.

| Stock              | 2023 Estimated Mortality (mt) |
|--------------------|-------------------------------|
| Canary Rockfish    | 22.1                          |
| YELLOWEYE ROCKFISH | 4.3                           |

Table 3. No Action – Washington recreational mortality estimates (mt) for 2023. Source: RecFIN, March 2023

| Stock                     | 2023 Estimated Mortality (mt) |  |  |
|---------------------------|-------------------------------|--|--|
| Black Rockfish            | 158.6                         |  |  |
| Lingcod                   | 186.9                         |  |  |
| Nearshore Rockfish        | 5.6                           |  |  |
| Yellowtail Rockfish       | 88.1                          |  |  |
| Vermilion Rockfish        | 0.87                          |  |  |
| WA Cabezon/Kelp Greenling | 9.9                           |  |  |
| Cabezon                   | 8.7                           |  |  |
| Kelp Greenling            | 1.2                           |  |  |

# 2. Alternative 1

The primary driver of management of Washington recreational fisheries in 2025 and 2026 will be the state specific HGs for canary rockfish. Tools to structure recreational seasons such that fishing mortality of canary rockfish does not exceed harvest limits may include partial season or monthly closures similar to the non-retention of copper rockfish, quillback rockfish, and vermilion rockfish in May, June, July, sub-bag limits within the rockfish daily bag limit, or closure of previously established RCAs or other depth based restrictions. Under Alternative 1, a non-exhaustive range of management measure options to reduce total canary rockfish mortality while maintaining the general recreational season structure has been explored. WDFW has not yet completed its public process and may identify additional options for consideration. Otherwise, recreational opportunity will continue to be structured through depth restrictions to reduce encounters with yelloweye rockfish, allow access to other species such as lingcod and yellowtail rockfish (targets of the deepwater fishery), and ease pressure on black rockfish.

Under Alternative 1, yelloweye rockfish would be managed to a 56 mt ACL in 2025 and a 57 mt ACL in 2025. The Washington recreational yelloweye rockfish HG would be 10.8 mt in 2025 and 11.0 mt in 2026 and the fishery managed to an ACT of 8.5 and 8.6 mt in 2025 and 2026, respectively (Table 4). Component species of the Nearshore Rockfish N of 40° 10′ N. lat. complex will be managed to their state-specific HGs.

Under Alternative 1, potential increases to sablefish north of 36° N lat. recreational set asides in 2025 and 2026 will make more sablefish available to the Washington recreational fishery. Total mortality estimates from the Washington recreational fishery are not available for this species at present. Historical and current WDFW catch estimation procedures do not produce a species-specific total mortality estimate for sablefish but instead this species is categorized and reported as Unidentified Fish in RecFIN. However, sablefish have been and are identified to species in dockside angler intercept interviews. An internal estimate of sablefish mortality for 2023 is 7.3 mt (using the ratio of sablefish to total unidentified from the interview data applied to the expanded total mortality as reported in RecFIN). The WDFW Ocean Sampling Program has begun revising estimation procedures to produce estimates to species which will support generating catch projections in the future

The West Coast states coordinate to track and manage catches of Nearshore Rockfish north of  $40^{\circ}10'$  N. latitude (Table 4). If harvest levels in Washington approach 75 percent of the state-specific HG for species within the Nearshore Rockfish North  $40^{\circ}10'$  N. latitude HG complex, the state of Washington will consult with the other West Coast states and determine if inseason action is needed. In the event inseason action is needed, WDFW will make changes through state regulation.

| Succion  | HG (mt)          |                  |  |  |
|--|------------------|------------------|--|--|
| Species  | 2025             | 2026             |  |  |
| Canary Rockfish                                | 17.3             | 17.4             |  |  |
| Black Rockfish                                 | 226.0            | 222.6            |  |  |
| YELLOWEYE ROCKFISH                             | 10.8 (ACT = 8.5) | 11.0 (ACT = 8.6) |  |  |
| Nearshore Rockfish North of 40° 10' N. lat.    | 17.5             | 17.1             |  |  |
| WA Cabezon/Kelp Greenling                      | 17.4             | 14.7             |  |  |
| WA Vermilion Rockfish North of 40° 10' N. lat. | 0.60             | 0.58             |  |  |

Table 4. Alternative 1 – Washington Recreational. Harvest guidelines (HG) in metric tons (mt) for the Washington recreational fisheries.

## 2.1 Groundfish Seasons and Area Restrictions

#### 2.1.1 Season Structure

Same as No Action (2023), except for canary rockfish retention allowances.

## North Coast (Marine Areas 3 and 4)

Groundfish retention allowances or restrictions are the same as under No Action (2023) except for canary rockfish.

## South Coast (Marine Area 2)

Groundfish retention allowances or restrictions are the same as under No Action (2023) except for canary rockfish.

## **Columbia River (Marine Area 1)**

Groundfish retention allowances or restrictions are the same as under No Action (2023) except for canary rockfish.

## 2.1.2 Area Restrictions

Under Alternative 1, area restrictions would be the same as under No Action (2023) for the C-shaped YRCA (Figure 2.), i.e., fishing for, retention, or possession of groundfish and Pacific halibut is prohibited to protect yelloweye rockfish.

In contrast with No Action (2023), implementing additional RCAs may be contemplated to ensure harvest specifications are not exceeded. This may include repurposing two established YRCAs to address canary rockfish (i.e., Southcoast YRCA and Westport Offshore YRCA) or identification or evaluation of other areas.

## 2.1.3 Groundfish Bag Limits

Under Alternative 1, the recreational groundfish bag limit is nine fish per day. Of the nine recreational groundfish allowed to be landed per day, sub limits of seven rockfish, two lingcod, and one cabezon apply in Marine Areas 1-4. Five additional flatfish, not including Pacific halibut, can be retained in addition to the nine groundfish daily limit. Retention of yelloweye rockfish is prohibited. Retention of copper, quillback and vermilion rockfishes is prohibited May 1 through July 31. Alternative 1, compared to No Action, maintains the same daily limit structure except for

canary rockfish. WDFW is considering management measures including sub-bag limits for canary rockfish.

## 2.2 Management Measures Under Consideration

Management measures are intended to make progress toward reducing catch of copper, quillback, vermilion, and canary rockfishes acknowledging new information from recent stock assessments but that also allow for retention, to varying degrees, in order to maintain an important data flow for future stock assessments and provide stability to Washington recreational fisheries.

Under Alternative 1, the canary rockfish HG is 17.3 mt for 2025 and 17.4 mt for 2026 compared to a projected mortality of 29.6 mt under No Action (2023) management measures. This projected mortality is the average of final canary rockfish total mortality in 2022 (37.1 mt) and 2023 (22.1 mt), years intended to best represent fishery dynamics as best as possible under stable conditions and regulations. The canary rockfish mortality savings under each option is also an average of 2022 and 2023. The options developed here assume similar fishery and season dynamics in 2022 and 2023 persist in the next biennium and do not account for factors such as salmon seasons, Pacific halibut seasons, weather, economic drivers, changes in angler target strategies and catch rates.

## 2.2.1 Option 1. Sub-bag Limit and Retention Restrictions

Under Alternative 1, sub-bag limit options for canary rockfish were analyzed to reduce total mortality to the state-specific preliminary HG of 17 mt. Without additional measures, projected mortality for 2025-2026 for this species is expected to exceed the state recreational HG. A range of sub-bag limits for canary rockfish were analyzed from a one to a six fish sub-bag limit (Table 6). In addition, a range of season end (i.e., no retention of canary rockfish) options were analyzed as well as options that combined sub-bag limits and partial season closures (Table 5)

| Year/Species        | 2021  | 2022  | 2023  |
|---------------------|-------|-------|-------|
| Lingcod             | 173.4 | 158.9 | 186.9 |
| Yellowtail rockfish | 61.5  | 68.6  | 88.1  |
| Canary rockfish     | 39.5  | 37.1  | 22.1  |

| Table 5. Washington recreational tota | l mortality (mt) of lingcod. | vellowtail and canary | v rockfishes. | 2021-23  |
|---------------------------------------|------------------------------|-----------------------|---------------|----------|
| Table 5. Washington Teereational tota | i mortanty (mt) or mgcou     | , yenowean and canary | i ockiisiies, | 2021 200 |

Projected mortality under the sub-bag options ranges from a 7 percent reduction with a 6-fish subbag limit for canary rockfish to 76 percent reduction with a 1-canary rockfish sub-bag limit. In 2022, approximately 84 percent of the annual total mortality can be attributed to rockfish bag limits of five, six or seven canary rockfish taken by 28 percent of recreational anglers. In 2023, approximately 71 percent of the year's total mortality can be attributed to bag limits of five, six, or seven canary rockfish taken by 26 percent of recreational anglers. This angling behavior is consistent with management measures implemented in prior biennia during which depth restrictions and YRCAs were incrementally relaxed and/or removed. As noted above, depth restrictions and the area closures were the primary tools used to minimize encounters with yelloweye rockfish and canary rockfish, and canary rockfish; total mortality for all three species increased from 2021 through 2023 (Table 8). The sub-bag limit analysis assumes angler behavior will change in response to a decrease in the number of canary rockfish that could be retained daily. If anglers continue to target canary rockfish at sub-bag limits below six fish (or lower) then the projected savings will be less than estimated.

Projected mortality under the options that prohibit canary retention by month(s) is reduced by 58 percent (prohibiting retention May 1 - July 31) to 32 percent (June only) compared to No Action (2023) projected mortality (i.e., 29.6 mt; Table 7). Options that combine a sub-bag limit and restricted retention by month and/or fishery reduced projected mortality to a lesser extent (12 percent to 8 percent) compared to No Action (2023).

| Table 6. Preliminary projected mortality (mt) for canary rockfish under a range of sub-bag limit su | b-options |
|---|-----------|
| for the Washington recreational fishery under Alternative 1.  |           |

| Sub-bag Options | Projected Mortality (mt) |
|-----------------|--------------------------|
| 7 (Status Quo)  | 29.6                     |
| 6               | 27.5                     |
| 5               | 24.4                     |
| 4               | 20.7                     |
| 3               | 16.6                     |
| 2               | 12.2                     |
| 1               | 7.1                      |

Table 7. Preliminary projected mortality (mt) for canary rockfish under a non-exhaustive range of options prohibiting retention by month(s) or in combination with a sub-bag limit for the Washington recreational fishery under Alternative 1.

| Non-retention by Month and Sub-<br>bag Options  | Projected<br>Mortality (mt) | Description   |  |
|---|-----------------------------|---|--|
| Prohibit canary retention<br>May 1 - July 31  | 12.4                        | Aligns with Copper, Quillback,<br>Vermilion non-retention   |  |
| Allow canary rockfish retention<br>through June 30, close to retention<br>if needed through inseason action | 16.7                        | Open with full canary rockfish<br>retention, track landings, close by<br>emergency regulation, most<br>challenging due to lag in receiving<br>catch estimates |  |
| Prohibit canary rockfish retention,<br>August 1-October 31  | 18.8                        | Aligns with late season Pacific<br>halibut (and salmon if open) to<br>reduce retention in these fisheries   |  |
| Prohibit canary rockfish retention,<br>June 1- June 30  | 20.2                        | Closes peak month   |  |
| 2-Canary rockfish sub-bag limit,<br>May 1-31  | 26.1                        | Small sub-bag limit, May only   |  |
| 2-Canary sub-bag limit only on<br>days open to Pacific Halibut,<br>May 1-31                                 | 27.1                        | Small sub-bag limit, on Pacific halibut days in May only  |  |
| Year/Species        | 2021  | 2022  | 2023  |
|---------------------|-------|-------|-------|
| Lingcod             | 173.4 | 158.9 | 186.9 |
| Yellowtail rockfish | 61.5  | 68.6  | 88.1  |
| Canary rockfish     | 39.5  | 37.1  | 22.1  |

 Table 8. Washington recreational total mortality (mt) of lingcod, yellowtail rockfish, and canary rockfish, 2021-2023.

# 2.2.2 Inseason Management Response

Washington's inseason management response process under Alternative 1 is the same as described under No Action (2023).

# 2.3 Impact (Groundfish Mortality)

Projected mortality for overfished and non-overfished species under the No Action (2023) Alternative are summarized in Table 9. If necessary, state emergency regulations and inseason action can be taken to address higher than anticipated impacts.

In the past, low yelloweye rockfish HGs drove the need for restrictive management measures such as depth restrictions. Higher ACLs, HGs and ACTs for yelloweye rockfish from 2019 through 2023 have allowed depth restrictions to be eased and this increased access to healthy, deepwater stocks like lingcod and canary rockfish. Management measures analyzed under Alternative 1 for 2025 and 2026 reflect new information regarding canary rockfish and are focused on options that reduce total mortality.

Under Alternative 1, the projected mortality for canary rockfish in 2025 and 2025 uses the average catch in 2022 and 2023, i.e., 29.6 mt, for the analysis to estimate mortality savings rather than assuming catch in 2025 and 2026 would be the same as 2023, the most recent year with complete data. Total canary rockfish mortality in 2023 decreased by 40 percent compared to 2022, however, it cannot be assumed this trend would be continued. At the same time, total canary rockfish mortality may not attain levels similar to 2022 absent an increase in effort or improved catch rates since the number of anglers in 2022 (140,459) and 2023 (140,951) were essentially the same across the selected trip types.

## **2.3.1** All Marine Areas (1 – 4)

Canary rockfish estimated mortality under Alternative 1 is projected at 29.6 mt. However, this estimate is consistent with No Action (2023) management measures. As discussed above (in New Management Measures), WDFW is investigating a canary rockfish sub-bag limit, and/or area closures, and/or depth restrictions to lower anticipated total mortality below 2025-26 HGs. Impacts to other species depend on the management measure(s) implemented. For example, sub-bag limits on canary rockfish may increase retention of other species like yellowtail rockfish or black rockfish, noting that the Washington black rockfish will see HGs in 2025 and 2026 (226 and 223 mt, respectively) decrease 16-18 percent compared to the 2024 HG (271 mt). Area closures could limit access to not only canary rockfish but also healthy stocks of yellowtail rockfish and lingcod. Inseason action or mid-biennial regulation changes may be necessary if actual mortality exceeds projections even with a sub-bag limit or area/depth closure/restriction.

| Stock                                       | 2025-2026<br>Projected Catch (mt) | 2025 HG             | 2026 HG             |
|---|-----------------------------------|---------------------|---------------------|
| Canary Rockfish                             | 29.6                              | 17.3                | 17.4                |
| YELLOWEYE ROCKFISH                          | 4.3                               | 10.4<br>(ACT = 8.2) | 10.6<br>(ACT = 8.3) |
| Black Rockfish                              | 158.6                             | 226.0               | 222.6               |
| Nearshore Rockfish North of 40° 10' N. lat. | 5.6                               | 17.0                | 16.5                |
| Vermilion Rockfish                          | 0.9                               | 0.6                 | 0.6                 |
| Washington Cabezon/Kelp Greenling           | 9.9                               | 17.4                | 14.7                |

Table 9. Projected Mortality (mt) for the Washington Recreational fishery, 2025-2026.

# 3. Alternative 2

Under Alternative 2, alternative HCRs are considered for California quillback rockfish, shortspine thornyhead, and Dover sole. The Washington recreational fisheries either does not impact those species (i.e., California quillback rockfish) or encounters them rarely (i.e., shortspine thornyhead and Dover sole). Therefore, Under Alternative 2, the fishery would operate under the same ACLs and associated Washington recreational HGs and ACTs and the same management approach as Alternative 1.

# 4. Alternative 3

The Washington recreational fisheries neither encounters nor impacts. California quillback rockfish) Therefore, Under Alternative 2, the fishery would operate under the same ACLs and associated Washington recreational HGs and ACTs and the same management approach as Alternative 1.

# 5. Alternative 4

The Washington recreational fisheries neither encounters nor impacts. California quillback rockfish) Therefore, Under Alternative 2, the fishery would operate under the same ACLs and associated Washington recreational HGs and ACTs and the same management approach as Alternative

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### **Executive Summary**

Groundfish mortality impacts were analyzed for the 2025-26 Oregon recreational fishery. Under all alternatives, the Oregon recreational fishery would be open year-round at all-depths with the following bag limits: 10 for general marine fish, three for lingcod, 25 for flatfish (other than Pacific halibut), and 12 for longleader gear species. Mortality estimates include groundfish caught on bottomfish fishing trips, as well as all other fishing trips (Pacific halibut, salmon, etc.). The key differences in the harvest specifications alternatives that impact the Oregon recreational fishery are the ACL contribution of black rockfish to the Oregon black/blue/deacon rockfish complex and the canary rockfish ACL allocated to the Oregon recreational fishery.

The state-specified Oregon recreational share of the black rockfish ACL contribution to the complex ACL is projected to be exceeded under Alternative 1. This finding will necessitate decreasing the marine fish bag limit inseason, or in state rule, to reduce impacts to stay within the state-specified share, depending on how the state commercial nearshore catch is proceeding towards that sector's share.

The Oregon recreational share of the canary rockfish coastwide non-trawl HG is projected to be exceeded, under Alternative 1. Unlike black rockfish, canary rockfish are caught in both the longleader and traditional bottomfish fisheries. To stay within the canary rockfish Oregon recreational fishery HG, establishing a sub-bag limit for canary rockfish in the longleader fishery and/or a reduction to the marine fish bag limit inseason, or in state rule, may be necessary to reduce impacts and stay within the Oregon recreational HG.

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# 1. No Action

Major sectors within the Oregon recreational fishery include bottomfish (groundfish), salmon, Pacific halibut and albacore fisheries. Primary groundfish target species include black rockfish, lingcod and yellowtail rockfish. Primary catch controls for the Oregon recreational fishery are season dates, depth closures, bag limits, and GCAs (including YRCAs), all of which are tools used to keep catch within state-specific quotas and Federal HGs/ACLs. The values shown in the analysis for all alternatives are the shares based on 2024 recreational and commercial sharing percentages in Oregon State Regulations (OAR 635-039-0090).

### 1.1 No Action Management Measures

The No Action management measures during 2023 were all taken through state regulations and adopted by the OFWC or done inseason through the state process. Bag limit changes include increasing the longleader (see longleader fishery section below) bag limit from a 10-fish bag limit per day to 15 on March 1, and decreasing the bag limit back down to 10-fish per angler on September 5, in response to canary rockfish impacts approaching the Oregon harvest guideline. Other state regulations that are more conservative than federal regulations include a marine daily bag limit of five (instead of 10) and a limit of two lingcod per angler (instead of three). Oregon specific recreational management measures are detailed within the <u>OAR 635-039-0090</u> and are incorporated by reference.

#### 1.2 Groundfish Seasons and Restrictions

#### 1.2.1 Season Structure

The Oregon recreational groundfish fishery was open at all depths year-round with no depth restrictions in place. Beginning in 2023, the seasonal depth restriction was removed, and the recreational fishery has been open at all depths year-round. Prior to 2023, the seasonal depth restriction had been slowly phased out since 2017. In 2022 it was open year-round except for July and August and in 2021 the depth restriction was in place from June through August (in state regulations) when fishing was only allowed shoreward of 40 fathoms, as defined by waypoints in regulation at 50 CFR 660.71. Closing the fishery deeper than 40 fathoms during the summer months, the period of highest angler effort and yelloweye rockfish encounters, mitigated mortality of yelloweye rockfish. However, shallow depth restrictions increased encounters, and associated mortality impacts, with black rockfish, cabezon and nearshore rockfish complex species

## 1.2.2 Groundfish Bag limits

- 10 for marine fish, three for lingcod,
- 25 for flatfish (other than Pacific halibut), and
- 12 for longleader gear species.
- Retention of quillback rockfish has been prohibited.
- Cabezon retention is prohibited from January through June, with a sub-bag limit of 1-fish daily beginning July 1.

### Longleader Fishery

The longleader gear (Holloway Gear) was approved for use in the Oregon recreational fishery by the Council in 2016 and implemented in federal regulations in  $2018^1$  (660.351, 660.360(c)(2)(1)(B), and 660.360(c)(2)(iii)(B)). The regulation allows the use of the gear outside of the 40-fathom regulatory line April through September. Longleader, or Holloway Gear, is designed to fish off the bottom, in the water column to target prolific midwater rockfish stocks, while avoiding yelloweye rockfish, a rebuilding stock. The gear requires no more than three hooks, at least 30 feet between the sinker on the bottom and the lowest hook, and a non-compressible float above the hooks (NMFS 2018). The term "longleader" denotes the unusual lengths of line (< 30 feet) between the lowest hook and the weight deployed on rod and reel sportfishing gear.

The gear is also legal gear in areas and times open to sport bottomfish in Oregon. It is also prohibited to combine a longleader gear trip with a "regular" bottomfish trip. Retention was also limited to 10 species of midwater rockfish in state regulation; and retention of lingcod was specifically prohibited. All of these regulations were put into place to limit interactions with yelloweye rockfish.it: The longleader bag limit for rockfish was increased in federal regulations from 10 to 15-fish per angler on January 26, 2023. On March 1, 2023, the new 15-fish bag limit was approved in state regulations and remained at 15-fish per angler until reducing the bag limit back down to 10 fish on September 5, 2023, to keep from exceeding the canary rockfish HG. During the November 2023 Council meeting, Council recommended decreasing the recreational longleader bag limit in federal regulations from 15 to 12-fish per angler (<u>88 FR 83354</u>).

# 1.2.3 Size Limits

The Oregon recreational fishery has two size limit restrictions in place for groundfish species. Lingcod have a minimum size limit of 22 inches, and cabezon have a minimum size of 16 inches.

## Pacific Halibut Seasons

In response to higher Pacific halibut (halibut) quotas since 2019, days open for anglers to target halibut offshore have increased. In 2018 the Central Oregon Coast subarea was open at all-depth halibut fishing for a total of 20 days, for 2023 this number increased to 165 days. The additional days for anglers to fish offshore for halibut (or bottomfish) is one of the contributing factors that has led to an increase of petrale sole and sablefish caught by anglers in recent years (Table 2)

## 1.3 Inseason Management Response

The west coast states are responsible for tracking and managing catches of species in the Nearshore Rockfish complex north of 40°10' N. lat. A state-specific HG, also called a share, is calculated for each of the component stocks. This HG is not a federal regulation but is under state regulation. The state-specific HG is used by the states to track impacts of the recreational fishery on its estimated contribution to the complex. Within state regulations, determined by the Oregon Fish and Wildlife Commission (OFWC), the Oregon nearshore rockfish component stock HG is further divided for the state commercial and recreational fisheries. If harvest levels in Oregon approach 75 percent of the state-specific informal HG (Table ), the state of Oregon will consult with the other west coast states to determine whether inseason action is needed.

<sup>&</sup>lt;sup>1</sup> <u>https://www.govinfo.gov/content/pkg/FR-2018-03-29/pdf/2018-06316.pdf</u>

Oregon has a robust port-based monitoring program through the Ocean Recreational Boater Survey<sup>2</sup> (ORBS) which allows the ODFW to closely monitor groundfish mortality inseason. The ORBS program is designed to support timely inseason management. Groundfish estimates are made monthly, with preliminary estimates available within 10 days of the end of the month. Final estimates are made monthly on a month lag. However, for key species such as black rockfish and cabezon, preliminary, and sometimes raw, data is examined weekly allowing ODFW to make any necessary inseason adjustments in a timely manner.

In the event inseason action is needed to stay within Oregon recreational HGs or shares, the state of Oregon would take action through state process and regulation which can be done in a timelier manner (one to three days) than through the Council process. Any inseason action taken by the state would be more restrictive than what is in the federal regulations, to keep mortality within the Oregon recreational limits. Inseason updates would be provided to the Council at the September and November meetings, inseason action is most likely to occur during the high effort summer months between the June and September meetings.

The state can take inseason action to reduce impact on groundfish when applicable. Inseason management tools, designed to mitigate mortality, include bag limits (including sub-bag limits and non-retention), size limits, and time, area, depth, and gear restrictions. These management options are the primary inseason tools for keeping total impacts within the Oregon recreational sector-specific harvest targets for groundfish. The inseason action is dependent upon the timing to determine the need.

In the event of a recreational groundfish fishery closure due to attainment of Federal or state HGs for the more nearshore rockfish species such as black rockfish, as in 2004 and 2017, flatfish fisheries will remain open to provide some opportunity to anglers. Further, specific gear and depth restrictions (i.e., longleader gear) may be implemented in the event that midwater rockfish fishing remains open during a nearshore rockfish closure.

<sup>&</sup>lt;sup>2</sup> <u>https://www.dfw.state.or.us/mrp/salmon/docs/ORBS\_Design.pdf</u>

#### 1.4 Impacts (Groundfish Mortality)

The estimated total recreational fishery mortality in 2023 is provided as at the complex level in Table , and to the species level in Table 2. The nearshore rockfish complex exceeded the recreational state-specific share of 15.8 mt by 0.5 mt. No inseason changes were necessary as the nearshore commercial fishery was tracking below their state-specific share of 16.6 mt, thus the Oregon HG was not exceeded. The No Action Oregon recreational estimated mortality for stocks with HGs or state quotas shown in Table

| Stock   | HG or<br>State Quota | Estimated Total<br>Mortality | Percent<br>Attainment |
|---|----------------------|------------------------------|-----------------------|
| Oregon Black/Blue/Deacon Rockfish<br>Complex <sup>a/</sup>      | 457.9                | 346.5                        | 75.7%                 |
| Canary Rockfish <sup>b/</sup>                                   | 62.3                 | 56.9                         | 91.3%                 |
| Oregon Cabezon/Greenlings Complex <sup>c/</sup>                 | 51.4                 | 34.6                         | 67.3%                 |
| Nearshore Rockfish Complex North of 40°10' N Lat. <sup>d/</sup> | 15.8                 | 16.3                         | 103.2%                |
| YELLOWEYE ROCKFISH <sup>b/</sup>                                | 7.0                  | 4.0                          | 57.1%                 |

 Table 1. No Action. Oregon recreational Federal harvest guidelines (HG) or state quotas under the No Action (mt), estimated total mortality (mt), and percent attainment for 2023. Source: RecFIN

a/ The state process in Oregon establishes the commercial and recreational quotas for black, blue, and deacon rockfish. The values are the recreational share based on the 2023 recreational and commercial sharing percentages in Oregon state regulations.

b/Federal HG are established for canary rockfish and yelloweye rockfish and should be included in Federal regulation. c/ Includes kelp and other greenlings. Kelp greenling accounts for over 99 percent of the landings. The state process in Oregon establishes the commercial and recreational quotas for greenlings and cabezon. The values are the recreational share based on the 2023 recreational and commercial sharing percentages in Oregon state regulations.

d/ Blue and deacon rockfish are not part of the nearshore rockfish complex in Oregon, they are part of a complex with black rockfish. The state process in Oregon establishes commercial and recreational quotas for nearshore rockfish complex species. The Oregon federal HG is 32.4 mt, of which the recreational fishery is allocated 15.8 mt through state regulations.

Table 2. No Action 2018-2023 mortality, in metric tons, of the most common landed species in the Oregon recreational fishery, including black rockfish, lingcod and species caught in the longleader fishery. This table represents recent mortality under similar season structure and bag limits to what will be in place under No Action.

| Species  | 2018  | 2019  | 2020  | 2021  | 2022  | 2023  | Average |
|--|-------|-------|-------|-------|-------|-------|---------|
| Oregon Black/Blue/Deacon<br>Rockfish <sup>a/</sup> | 306.7 | 337.5 | 355.1 | 358.4 | 432.8 | 346.5 | 356.2   |
| Black Rockfish                                     | 293.0 | 319.3 | 334.7 | 339.3 | 408.8 | 312.5 | 334.6   |
| Blue/Deacon Rockfish                               | 13.7  | 18.4  | 20.5  | 19.2  | 23.9  | 34.0  | 21.6    |
| Lingcod north of 40° 10' N lat.                    | 215.6 | 164.8 | 165.2 | 147.5 | 196.4 | 190.2 | 180.0   |
| Nearshore Rockfish north of 40°<br>10' N lat.      | 21.6  | 18.5  | 12.6  | 10.9  | 14.2  | 16.3  | 15.7    |
| Quillback Rockfish                                 | 9.5   | 8.5   | 5.4   | 4.6   | 4.0   | 4.9   | 6.2     |

| Species  | 2018 | 2019 | 2020 | 2021 | 2022 | 2023 | Average |
|--|------|------|------|------|------|------|---------|
| Copper Rockfish                                | 9.4  | 7.3  | 4.8  | 4.2  | 6.5  | 7.5  | 6.6     |
| China Rockfish                                 | 2.6  | 2.5  | 2.1  | 1.8  | 3.1  | 3.3  | 2.6     |
| Brown Rockfish                                 | 0.0  | 0.1  | 0.2  | 0.1  | 0.3  | 0.4  | 0.2     |
| Grass Rockfish                                 | 0.0  | 0.1  | 0.0  | 0.0  | 0.1  | 0.1  | 0.1     |
| Oregon Cabezon/Greenling <sup>a/</sup>         | 35.3 | 37.5 | 36.2 | 33.8 | 40.4 | 34.6 | 36.3    |
| Cabezon  | 13.8 | 16.4 | 14.4 | 12.1 | 17.2 | 12.9 | 14.5    |
| Kelp Greenling                                 | 21.6 | 21.1 | 21.7 | 21.6 | 23.2 | 21.7 | 21.8    |
| Canary Rockfish                                | 43.6 | 38.7 | 60.6 | 39.9 | 55.7 | 56.9 | 49.2    |
| Widow Rockfish                                 | 7.4  | 5.3  | 5.8  | 3.5  | 4.2  | 8.2  | 5.7     |
| Yellowtail Rockfish north of 40° 10'<br>N lat. | 35.6 | 30.4 | 38.4 | 27.9 | 51.7 | 83.2 | 44.5    |
| Vermilion Rockfish <sup>b/</sup>               | 9.2  | 9.3  | 8.9  | 5.9  | 5.9  | 4.1  | 7.2     |
| YELLOWEYE ROCKFISH                             | 4.0  | 5.0  | 6.0  | 3.3  | 5.2  | 4.0  | 4.6     |
| Petrale Sole                                   | 2.6  | 2.5  | 4.1  | 2.5  | 3.9  | 4.5  | 3.4     |
| Sablefish north of 36° N lat.                  | 2.2  | 2.1  | 4.0  | 1.0  | 1.9  | 4.6  | 2.6     |

a/ New complex beginning 2019.

b/ Part of the Shelf Rockfish complex north of  $40^\circ$  10' N lat.

A key component when estimating projected mortality is incorporating total angler trips into the projection model. Since 2015, the recreational fishery has averaged over 100,000 bottomfish angler trips per year, with an estimated peak of 116,633 in 2022 (Table 3). Under No Action, bottomfish angler trips are expected to remain at or above 100,000 angler trips per year.

Table 3 Oregon estimated bottomfish angler trips by year and mode (charter vs private) along with estimated longleader angler trips, 2014-2023. Source: RecFIN

|  | 2014   | 2015    | 2016   | 2017    | 2018    | 2019    | 2020    | 2021   | 2022    | 2023    | Average |
|--|--------|---------|--------|---------|---------|---------|---------|--------|---------|---------|---------|
| Charter<br>Angler<br>Trips             | 41,544 | 50,635  | 49,900 | 51,714  | 55,014  | 49,891  | 41,075  | 52,013 | 51,464  | 46,796  | 49,005  |
| Private<br>Angler<br>Trips             | 35,824 | 57,913  | 46,397 | 51,334  | 54,754  | 50,226  | 62,350  | 47,497 | 65,169  | 55,170  | 52,664  |
| Long-<br>leader<br>Trips <sup>a/</sup> | NA     | NA      | NA     | NA      | 5,090   | 2,690   | 2,818   | 2,520  | 4,588   | 5,919   | 3,936   |
| Total                                  | 77,365 | 108,551 | 96,305 | 103,050 | 109,770 | 100,117 | 103,425 | 99,510 | 116,633 | 101,966 | 101,669 |

a/ Additional analysis necessary to estimate longleader angler trips. Longleader trips are included within the bottomfish trip type for RecFIN and MORG estimates

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# 2. Alternative 1

Alternative 1 describes and analyzes the impacts from default HCR ACLs. Under those defaults, the Oregon recreational HGs or presumed state quotas are those presented in Table 4. As described under the No Action, the primary catch controls for the Oregon recreational fishery are season dates, depth closures, bag limits, and GCAs, including YRCAs.

The west coast states are responsible for tracking and managing catches of nearshore rockfish north of 40°10' N. lat., as described in Chapter 1 §1.5.7. The Oregon black/blue/deacon rockfish complex ACL, and associated presumed state-specified HG for the recreational fishery decreases from 457.9 mt in 2023 to 325.9 mt in 2025 and 329.5 in 2024 (Table and Table 4). For yelloweye rockfish, the Federal HG increases from 7.0 mt in 2023 to 7.4 mt in 2025 and 7.6 mt 2026, as the yelloweye rockfish HG continues to increase, restrictions implemented into the fishery to avoid yelloweye rockfish have been removed. Therefore, Oregon black/blue/deacon rockfish and nearshore rockfish will be the constraining species that drive the Oregon recreational fishery in terms of the season structure and bag limits. The HGs for Oregon recreational fisheries for the nearshore rockfish complex and black rockfish would be state-specified shares and not established in Federal regulations (Table 4). In the event inseason action is needed to keep mortality of these complexes the state manages within the values in Table 4, the state of Oregon would take action through state regulation (OAR 635-039-0090) via authority through ORS 506.755 Fisheries Conservation Zones. Inseason updates would be provided by ODFW to the Council at the September and November meetings to provide information on how the fishery is progressing and impacts are tracking compared to the state specific HGs. The highest effort and catch months are the summer months, which fall in between the June and September Council meetings.

| Stock   | 2023 HG<br>(mt) | 2025 HG<br>(Percent of 2023) | 2026 HG<br>(Percent of 2023) |
|---|-----------------|------------------------------|------------------------------|
| Oregon Black/Blue/Deacon Rockfish Complex <sup>a/</sup>                   | 457.9           | 325.9 (71%)                  | 329.5 (72%)                  |
| Canary Rockfish <sup>b</sup> /  | 65.1            | 26.0 (40%)                   | 26.1 (40%)                   |
| Oregon Cabezon/Greenling Complex <sup>c/</sup>                            | 51.4            | 49.2 (96%)                   | 48.6 (95%)                   |
| Nearshore Rockfish Complex North of $40^{\circ}10'$ N. lat. <sup>d'</sup> | 15.8            | 14.6 (92%)                   | 14.3 (91%)                   |
| YELLOWEYE ROCKFISH  | 7.0             | 7.4 (106%)                   | 7.6 (109%)                   |

Table 4. Alternative 1. Oregon recreational Federal harvest guidelines (HG) in metric tons (mt), or state quotas under the Alternative 1 (mt).

a/ The state process in Oregon establishes the commercial and recreational quotas for black, blue, and deacon rockfishes. The values are the recreational share based on the 2023 recreational and commercial sharing percentages in Oregon state regulations.

b/ Federal HGs are established for canary and yelloweye rockfish and should be included in Federal regulation

c/ Includes kelp and other greenlings. Kelp greenling accounts for over 99 percent of the landings. The state process in Oregon establishes the commercial and recreational shares for the cabezon/greenling OR Complex. The values are the recreational share based on the 2023 recreational and commercial sharing percentages in Oregon state regulations

.d/ Blue and deacon rockfish are not part of the nearshore rockfish north complex in Oregon, they are part of a complex with black rockfish. The state process in Oregon establishes commercial and recreational quotas for nearshore rockfish complex species. The values are the recreational share based on the 2023 recreational and commercial sharing percentages in Oregon state regulations.

#### 2.1 Groundfish Seasons and Restrictions

#### 2.1.1 Season Structure

Under Alternative 1, the Oregon recreational groundfish fishery season and depth restrictions would be the same as described under No Action with the exceptions noted in Table 5. Given the higher yelloweye rockfish HG, the season structure and bag limit (Table 5) for 2025-2026 are designed to balance impacts to black and nearshore rockfish species while staying within their respective HGs, along with the yelloweye rockfish HG. Projected mortality of yelloweye rockfish is within the Federal HGs, therefore the seasonal depth restriction remains unnecessary.

 Table 5. Alternative 1 – Oregon recreational groundfish season structure and bag limits under Alternative 1.

 Bold indicates changes from No Action.

|                                       | Jan | Feb  | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec |
|---------------------------------------|-----|--|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|
| Bottomfish Season                     |     | Open all depths                              |     |     |     |     |     |     |     |     |     |     |
| Marine Bag Limit <sup>a/</sup>        |     | Ten (10)                                     |     |     |     |     |     |     |     |     |     |     |
| Longleader Bag<br>Limit <sup>b/</sup> |     | Twelve (12); sub-bag of five canary rockfish |     |     |     |     |     |     |     |     |     |     |
| Lingcod Bag Limit                     |     | Three (3)                                    |     |     |     |     |     |     |     |     |     |     |
| Flatfish Bag Limit <sup>c/</sup>      |     | Twenty-Five (25)                             |     |     |     |     |     |     |     |     |     |     |
| Sablefish Bag Limit                   |     | Ten (10)                                     |     |     |     |     |     |     |     |     |     |     |

a/Marine bag limit is 10 fish per day and includes all groundfish species other than lingcod, salmon, steelhead, Pacific halibut, flatfish, surfperch, sturgeon, striped bass, pelagic tuna, and mackerel species, and bait fish such as herring, anchovy, sardine, and smelt; of which no more than one may be cabezon.

b/ Longleader fishing must take place seaward of the 40-fathom regulatory line with the following rockfish allowed for retention: blue, bocaccio, canary, chilipepper, deacon, greenstriped, redstripe, silvergray, widow, and yellowtail rockfishes.

c/ Flounders, soles, sanddabs, turbots, and halibuts except Pacific halibut.

#### 2.1.2 Groundfish Bag Limits

For Alternative 1, two changes to the federal bag limits, shown in Table 5 in bold font, 1) adjustments to longleader fishery bag limit and 2) a new bag limit for sablefish.

**Longleader fishery:** The longleader bag limit would be 12-rockfish per angler, which is the same as under No Action. However, due to the reduction in the canary rockfish recreational HG, Alternative 1 includes a change from No Action. Under Alternative 1, a sub-bag of five canary rockfish per angler is considered a necessary reduction to mitigate the decrease in the coastwide ACL for canary rockfish. The Oregon recreational fishery had an allocation of 62.3 mt of canary rockfish in 2023 (Table ); however, the recreational allocations in 2025 and 2026 are expected to be 26.0 and 26.1 mt, respectively. A further reduction may be necessary inseason to stay within the Oregon recreational HG of canary rockfish.

**Sablefish:** Under Alternative 1, establishing a separate recreational sablefish bag limit from the general marine fish bag limit is considered. Sablefish encounters and catches have increased in all

sectors (including the Oregon recreational fishery) as larger recruitment classes of sablefish have entered into the different fisheries. Sablefish are not a targeted species in the recreational fishery, averaging 2.6 mt of total mortality annually since 2018 (Table 2), though they are encountered during offshore Pacific halibut fishing trips and/or offshore longleader trips.

Recreational anglers off Oregon are allowed to retain sablefish during a longleader trip. However, under current regulation (see No Action) the sablefish bag limit is part of the general marine bag limit (no more than 10), which is smaller than the longleader bag limit (12). Sablefish, at present, must count as part of the 12-fish longleader bag limit. Removing sablefish from the marine bag and creating a new sablefish bag limit of 10 avoids regulatory complexity as anglers would then be allowed to retain 10 sablefish in addition to the 12-fish longleader bag limit. Additionally, a 10-fish sablefish bag limit allows anglers to retain more sablefish in conjunction with the longleader bag limit. This measure will likely decrease regulatory discards and provide an additional opportunity for recreational anglers that fish offshore. There is no quantifiable change in projected total mortality of sablefish with a 10-fish bag limit, as sablefish are not encountered often in the recreational fishery.

### 2.1.3 Size Limits

Same as No Action.

## Pacific Halibut Seasons

Same as No Action.

## Inseason Management Response

The same inseason response as described under No Action. Oregon state regulations will be put in place to avoid exceeding state quotas or HGs, as appropriate.

## 2.2 Impact (Groundfish Mortality)

The annual projected mortality presented in Table 5 is a point estimate generated by the Model of Oregon Recreational Groundfish (MORG), the Oregon recreational model approved by the SSC, given the season structure and bag limits detailed above. The point estimate indicates that the expected actual value has a 50 percent chance of being over the projected value, and a 50 percent chance of being under the projected value. Inseason changes will be implemented when necessary to keep impacts below the state-specified HG.

The Oregon black/blue/deacon rockfish complex will be the most influential in terms of setting the season structure. The marine daily bag limit has been as low as four and as high as 10 in state regulations since 2018 to allow anglers the opportunity to harvest bottomfish without exceeding state-specified HGs. Modeling of the proposed season structure (Table 5) estimates total impacts for the complex to be within the state-specified Oregon recreational HG for the complex. However, the black rockfish mortality is estimated to be above the state-specified black rockfish share of the black rockfish contribution to the complex (299.5 mt mortality; 317.9 mt share; Table 6).

Midwater longleader recreational groundfish fishing is designed to target midwater species (yellowtail and widow rockfish), while avoiding or minimizing interactions with overfished rockfish species and encouraging anglers to fish offshore to disperse angling from the nearshore

reefs. Interest in the longleader fishery has increased since its inception, with an estimated new high of 5,911 longleader trips in 2023, likely in response to the 15-fish longleader bag limit put in place for much of 2023 (Table 7). Table 6 includes estimates of projected mortality of bottomfish from all recreational fishing trip types, including the longleader trips.

| Table 6. Alternative 1 – Oregon Recreational. 2025 Projected Mortality (mt) and associated HG (mt) of Orego |
|---|
| recreational species under Alternative 1.   |

| Stock                                       | 2025 Projected<br>Mortality (mt) | 2025 HG (mt) |
|---|----------------------------------|--------------|
| YELLOWEYE ROCKFISH                          | 5.6                              | 7.2          |
| Black/Blue/Deacon Rockfish OR a/            | 317.9                            | 325.9        |
| Cabezon/Greenlings <sup>b/</sup>            | 39.4                             | 49.2         |
| Lingcod North of 40° 10' N Lat.             | 208.1                            | -            |
| Nearshore Rockfish North of 40° 10' N. lat. | 12.0                             | 14.6         |
| Canary Rockfish <sup>c/</sup>               | 48.0                             | 26.0         |
| Yellowtail Rockfish                         | 83.5                             | -            |
| Widow Rockfish                              | 11.3                             | -            |
| Sablefish north of 36° N. lat.              | 4.0                              | -            |

a/ Black rockfish = 299.5, blue/deacon rockfish = 18.4 mt

b/ Includes kelp and other greenlings

c/ Canary rockfish sub-bag of 5 in the longleader fishery

"-" indicates no specified Oregon recreational HG (part of the Non-Trawl allocation)

#### 2.3 Management Measures

Two management measures were analyzed for the Oregon recreational fisheries: incorporating a new sub-bag limit for canary rockfish in the longleader gear fishery and providing additional opportunity for anglers to harvest sablefish.

#### Longleader

Incorporating a sub-bag limit for canary rockfish in the longleader gear fishery will likely not cause any increase or decrease to the number of longleader angler trips, as the bag limit will remain at 12 (higher than the 10-fish bag limit that was in place for the 2023-2024 harvest specifications, though lower than the 15-fish bag limit approved inseason for 2023). This measure may increase canary rockfish discard, and increase impacts on yellowtail and widow rockfishes. Ideally, if anglers are encountering canary rockfish, they will move to avoid them. The longleader fishery peaked in 2023, with an estimated 5,919 angler trips (Table 7).

| Year       | Traditional Bottomfish<br>Trips | Longleader Trips <sup>a/</sup> | All-Depth Halibut<br>Trips | Total   |
|------------|---------------------------------|--------------------------------|----------------------------|---------|
| 2014       | 77,365                          |                                | 12,517                     | 89,882  |
| 2015       | 108,551                         |                                | 14,870                     | 123,421 |
| 2016       | 96,305                          | N/A                            | 16,963                     | 113,268 |
| 2017       | 103,050                         |                                | 16,445                     | 119,495 |
| 2018       | 105,194                         | 5,090                          | 15,468                     | 125,752 |
| 2019       | 97,966                          | 2,690                          | 12,992                     | 113,648 |
| 2020       | 101,019                         | 2,818                          | 15,274                     | 119,111 |
| 2021       | 97,807                          | 2,520                          | 9,677                      | 110,004 |
| 2022       | 113,411                         | 4,588                          | 15,992                     | 133,991 |
| 2023/      | 96,047                          | 5,919                          | 17,951                     | 119,917 |
| 10-yr AVG. | 99,482                          | 3,936                          | 14,815                     | 118,233 |

Table 7. Annual number of angler trips for traditional bottomfish, longleader, and all-depth Pacific halibut targeted trips in Oregon.

a/ Additional analysis necessary to estimate longleader angler trips. Longleader trips are included within the bottomfish trip type for RecFIN and MORG estimates.

#### 2.3.1 Impact to Groundfish and Salmon Species

Since its inception in 2018, the longleader gear fishery has caught primarily midwater rockfish species, as intended with very little bycatch Table 8 and Table 9). Yellowtail, widow, and canary rockfishes are the three main species caught and account for 96 to 99 percent of the longleader rockfish landed annually. Yelloweye rockfish accounted for less than one percent of total fish encountered each year (0.1 to 0.6 percent in 2018-2023). Canary rockfish accounted for an average of 20 percent of total fish encountered since 2018, with a low of 15.5 percent in 2023. A sub-bag of five (or fewer) canary rockfish may not lower the encounter rate, but it will lower total mortality and encourage anglers to fish farther offshore or on different reefs.

|                        | 20     | 18       | 20     | 19       | 2020   |          |  |
|------------------------|--------|----------|--------|----------|--------|----------|--|
| Species                | Landed | Released | Landed | Released | Landed | Released |  |
| YELLOWEYE ROCKFISH     | -      | 31       | 7      | 84       | -      | 54       |  |
| Yellowtail Rockfish*   | 20,993 | 169      | 9,663  | 294      | 8,694  | 193      |  |
| Widow Rockfish*        | 6,298  | 34       | 3,092  | 19       | 2,424  | 19       |  |
| Canary Rockfish*       | 6,032  | 33       | 3,768  | 9        | 5,594  | 24       |  |
| Blue Rockfish*         | -      | 52       | -      | -        | 3      | -        |  |
| Bocaccio*              | 362    | 4        | 263    | 5        | 35     | -        |  |
| Chilipepper Rockfish*  | -      | -        | 32     | 26       | 4      | 4        |  |
| Deacon Rockfish*       | 7      | 72       | 309    | 19       | 76     | 9        |  |
| Greenstriped Rockfish* | 25     | 63       | 7      | 40       | 2      | 6        |  |
| Redstripe Rockfish*    | 24     | 242      | 33     | 17       | 4      | 4        |  |
| Silvergray Rockfish*   | 30     | -        | 13     | -        | 49     | -        |  |
| Black Rockfish         | -      | 26       | 21     | 10       | -      | 4        |  |
| Quillback Rockfish     | 4      | -        | 3      | -        | -      | 15       |  |
| Rockfish Unid          | 27     | 10       |        | 58       | -      | -        |  |
| Albacore Tuna          | 60     | -        | 192    | -        | 158    | -        |  |
| Jack Mackerel          | 5      | 13       | 50     | -        | -      | -        |  |
| Lingcod                | -      | 45       | 14     | 55       | -      | 51       |  |
| Pacific Mackerel       | 53     | 64       | 26     | -        | 4      | 4        |  |
| Pacific Whiting        | 0      | 176      | 38     | -        | 3      | 12       |  |
| Sablefish              | 66     | 15       | -      | 5        | -      | -        |  |
| Chinook Salmon         | 10     | 2        | -      | -        | 4      | -        |  |
| Coho Salmon            | 3      | 10       | -      | 13       | -      | -        |  |

Table 8. Total number of landed and released of the twenty most common species, plus Chinook and coho, from only longleader gear trips in 2018-2020.

\* Longleader species "-" Indicates no catch

|                        | 20     | 21       | 20     | 022      | 2023   |          |  |
|------------------------|--------|----------|--------|----------|--------|----------|--|
| Species                | Landed | Released | Landed | Released | Landed | Released |  |
| YELLOWEYE ROCKFISH     | 4      | 35       | 6      | 153      | -      | 306      |  |
| Yellowtail Rockfish*   | 7,191  | 230      | 17,576 | 557      | 41,286 | 476      |  |
| Widow Rockfish*        | 1,747  | 9        | 2,005  | 57       | 5,738  | 35       |  |
| Canary Rockfish*       | 3,750  | 58       | 6,051  | 20       | 8,760  | 4        |  |
| Blue Rockfish*         | -      | 14       | 10     | 9        | 5      | -        |  |
| Bocaccio*              | 36     | -        | 58     | 10       | 131    | 9        |  |
| Chilipepper Rockfish*  | 13     | -        | -      | 2        | -      | 6        |  |
| Deacon Rockfish*       | -      | -        | 206    | 15       | 283    | 9        |  |
| Greenstriped Rockfish* | 3      | 4        | 4      | 22       | -      | 10       |  |
| Redstripe Rockfish*    | 3      | -        | 17     | -        | 67     | -        |  |
| Silvergray Rockfish*   | 80     | -        | 5      | -        | 146    | -        |  |
| Black Rockfish         | -      | -        | -      | -        | 89     | -        |  |
| Quillback Rockfish     | -      | 15       | -      | 21       | 4      | 48       |  |
| Rockfish Unid          | -      | -        | -      | -        | -      | -        |  |
| Albacore Tuna          | 200    | -        | 123    | -        | 92     | -        |  |
| Jack Mackerel          | 17     | -        | 3      | 8        | 59     | -        |  |
| Lingcod                | -      | 33       | -      | 19       | 21     | 60       |  |
| Pacific Mackerel       | 61     | -        | 11     | -        | -      | -        |  |
| Pacific Whiting        | -      | -        | -      | -        | -      | -        |  |
| Sablefish              | -      | 87       | 9      | -        | -      | -        |  |
| Chinook Salmon         | -      | -        | -      | 6        | -      | 8        |  |
| Coho Salmon            | 2      | 94       | -      | 6        | 8      | 19       |  |

Table 9. Total number of landed and released fish of the twenty most common species, plus Chinook and coho salmon, from only longleader gear trips in 2021-2023 (2023 data through October).

\* Longleader species

"-" Indicates no catch

### Yelloweye Rockfish

Over the six years that the longleader gear fishery has been allowed, the encounter rate of yelloweye rockfish has averaged out at 0.06 fish per bottomfish and halibut angler trip (Figure 1); this means that on average there would be one yelloweye rockfish encountered every 16 bottomfish angler trips. The yelloweye rockfish encounter rate peaked at 0.08 fish per bottomfish angler trip in 2020, before dropping down to the lowest (0.05 yelloweye per angler) over the six-year period

in 2021. In 2017, the year prior to the longleader fishery being implemented year-round, the encounter rate of yelloweye rockfish was also 0.06 per bottomfish angler trip.

#### Chinook and Coho Salmon

Similar to yelloweye rockfish, both coho and Chinook salmon encounter rates have not changed in response to the implementation of the longleader fishery. Coho salmon encounter rate remains at about 0.003 fish per trip, and Chinook salmon encounter rate remains at 0.001 fish per angler (Figure ).



Figure 1. Angler catch-rate of yelloweye rockfish, Chinook salmon, and coho salmon on Oregon bottomfish and Pacific halibut trips, 2017-2023 (data for 2023 is through October).

## Sablefish

Anglers encounter sablefish during offshore fishing trips (i.e., Pacific halibut), though many then discard the sablefish. Since 2018, 4,882 sablefish have been landed from recreational anglers off Oregon and a reported 2,267 have been discarded at sea (Table 10). As anglers do not currently target sablefish, there is no quantifiable change in projected total mortality of sablefish with a 10-fish bag limit, as sablefish are not encountered often in the recreational fishery. However, as nearshore fishing opportunities become more restrictive due to recent stock assessments, anglers might find some relief in offshore fishing opportunities. If sablefish is removed from the marine bag limit, and granted a 10-fish bag limit, anglers would have the opportunity to harvest 10 sablefish in addition to the 12-fish longleader rockfish or in addition to the marine bag limit, enforcement and regulations). Additionally, if sablefish is removed from the marine bag limit, enforcement and regulation language could be simplified as anglers would no longer have to account for sablefish and reduce the longleader species count to be in compliance with the regulations.

| Year  | Harvested | Discarded at Sea |
|-------|-----------|------------------|
| 2018  | 941       | 328              |
| 2019  | 837       | 423              |
| 2020  | 1,231     | 272              |
| 2021  | 352       | 162              |
| 2022  | 590       | 880              |
| 2023  | 931       | 319              |
| Total | 4,882     | 2,384            |

Table 10. Total number of sablefish landed and released during recreational fishing trips off Oregon 2018-2023. Source: RecFIN

# 3. Alternative 2

Under Alternative 2, alternative HCRs are considered for California quillback rockfish, shortspine thornyhead, and Dover sole. The Oregon recreational fisheries either does not impact those species (i.e., California quillback rockfish) or encounters them rarely (i.e., shortspine thornyhead and Dover sole). Therefore, Under Alternative 2, the fishery would operate under the same ACLs and associated Oregon recreational HGs and ACTs and the same management approach as Alternative 1.

# 4. Alternative 3

The Oregon recreational fisheries neither encounters nor impacts. California quillback rockfish) Therefore, Under Alternative 2, the fishery would operate under the same ACLs and associated Oregon recreational HGs and ACTs and the same management approach as Alternative 1

# 5. Alternative 4

The Oregon recreational fisheries neither encounters nor impacts. California quillback rockfish) Therefore, Under Alternative 2, the fishery would operate under the same ACLs and associated Oregon recreational HGs and ACTs and the same management approach as Alternative 1

# **Chapter 8. California Recreational Fishery**

### **Executive Summary**

Recreational fishing opportunities in California waters are expected to be reduced in 2025 and 2026 in response to an overfished declaration for quillback and to a new full stock assessment for copper rockfish indicating severe declines in California waters (Agenda Item F.2, Attachment2, March 2024). Yelloweye rockfish will continue to constrain fishing opportunities in the recreational fishery. Harvest specifications for California quillback rockfish are expected to be the main limitation for the recreational fishery, especially north of Point Conception. Copper rockfish are expected to constrain the fishery south of Pt. Conception.

A suite of management measures were explored to keep impacts within harvest specifications. Management measure options to reduce quillback and copper rockfish mortality include changes in bag limits. An offshore fishery, which only allows fishing seaward of a RCA boundary line (a.k.a offshore only fishery) has proven to be an effective tool to minimize impacts to quillback rockfish while providing opportunity to harvest healthy shelf and slope rockfish (Agenda Item E.3.a, Supplemental CDFW Report 1, November 2023). Modifications to season structure or bag limits could apply statewide or in select Management Areas and range from No Action (2023) to no retention of copper rockfish and offshore only fisheries could be used to shift effort away from nearshore waters onto shelf and slope waters.

The options under consideration were designed to maximize the Council's logistical flexibility and are intended to be available for use during the 2025-26 biennial cycle or through routine inseason management adjustments if warranted mid-biennium. The options could apply statewide or in select Management Areas and be combined to create a suite of management measures to take steps to achieve harvest specifications. A different suite of season structure and bag limit options may be chosen for each Management Area to meet needs stemming from biogeographic differences in species distribution, expected angler effort and the needs of fishing communities in each Management Area. If options are combined when choosing preferred season structures, expected impacts for constraining species (quillback, copper, and yelloweye rockfish) should be combined to generate an expectation of total mortality.

There is increased uncertainty with impact projections for offshore fisheries, especially for yelloweye rockfish and cowcod. A robust inseason tracking and monitoring program by CDFW, which has proven successful in prior years to keep impacts within limits, will continue to be used in 2025 and 2026 to further offset uncertainty in model projections and reduce the risk of exceeding harvest specifications.

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# 1. No Action

No Action (2023) represents the harvest specifications and management measures established for 2023. No Action (2023) is largely used as a comparative tool between the previous cycle and the upcoming 2025-26 biennial cycle. The California recreational groundfish fishery is primarily prosecuted with hook and line gear. Primary groundfish target species include lingcod, nearshore rockfish and shelf rockfish. Primary catch controls for the CA recreational fishery are season dates, depth closures, bag limits, and GCAs (including YRCAs), all of which are tools used to keep catch within state-specific quotas and Federal HGs/ACLs. These items are detailed below. Additionally, California manages recreational fisheries within five districts (Figure 1). California recreational fishery HGs are dispersed to the fishery as either a shared component of the non-trawl HG or are specified as a HG under the non-trawl HG (e.g., bocaccio south of 40° 10' N. lat., canary rockfish, and yelloweye rockfish). The No Action (2023), fishery HGs specific to the California recreational sector are shown in (Table ).

Model projections used to calculate fishery impacts for the five recreational groundfish management areas incorporate the RecFIN estimates from 2017 through 2019 and January 2021 through October 2021 recreational fishery was used as the base years, with post-model adjustments to incorporate catch data from the 2022 and 2023 fisheries. Impacts of the COVID-19 pandemic in 2020 resulted in incomplete catch estimates for the year and these data are not included in model projections. Major inseason action changes to bag limits and season structures related to projected overages of the quillback rockfish OFLs north and south of 40° 10' N latitude occurred in 2023. These inseason actions are discussed in Area Restrictions and Bag Limit Sections.

| Stock                           | 2023/ California Recreational<br>HGs/shares (mt) |
|---------------------------------|--|
| Bocaccio South of 40°10' N lat. | 755.6  |
| Canary rockfish                 | 116.7  |
| Cowcod South of 40°10' N. lat.  | 22.0   |
| Yelloweye rockfish              | 11.6   |

Table 1. No Action (2023) – 2023 California-specific recreational harvest guidelines (HG) and shares in metric tons (mt) .

## 1.1 Groundfish Seasons and Area Restrictions

## 1.1.1 Groundfish Management Areas

Under No Action (2023) the California recreational fishery is managed by five management areas bounded north and south by lines of latitude. The management areas, north to south are Northern, Mendocino, San Francisco, Central, and Southern (Figure 1).



Figure 1. No Action (2023). Recreational Groundfish Management Areas in California.

## 1.1.2 Season Structure

Under No Action, the California season structure and depth constraints for the five groundfish management areas off California (Figure 1) are detailed in Table 2. Table 2 shows the original 2023 season structure as adopted by the Council.

| Management<br>Area | Jan    | Feb    | Mar  | Apr                                 | М                                      | ay                            | Jun     | Jul                      | Aug     | ŝ                       | Sep              | Oc         | ct  | Nov | Dec |
|--------------------|--------|--------|------|-------------------------------------|--|-------------------------------|---------|--------------------------|---------|-------------------------|------------------|------------|-----|-----|-----|
| Northern           | Closed |        |      |                                     | May 15 – Oct 15 All Depth Oct 16<br>Cl |                               |         |                          |         |                         | t 16- D<br>Close | ec 31<br>d |     |     |     |
| Mendocino          | Closed |        |      |                                     |  | May 15 –<br>Jul 15 > 50<br>fm |         |                          |         |                         | Depth            |            |     |     |     |
| San Francisco      | Closed |        |      |                                     | N<br>Ju                                | 4ay 15<br>1 15 > 5<br>fm      | -<br>50 | Jul 16- Dec 31 All Depth |         |                         |                  |            |     |     |     |
| Central            |        | Clo    | osed |                                     | May 1 - Sep 30 All Depth               |                               |         |                          |         | Oct 1- Dec 31 >50<br>fm |                  |            | >50 |     |     |
| Southern           |        | Closed |      | Apr 1- Sep 15 All Depth Sep 16- Dec |  |                               |         |                          | ec 31 > | 50 fm                   |                  |            |     |     |     |

Table 2. No Action (2023). 2023 California recreational groundfish season structure before inseason actions.

The 2023 recreational fishery started with the management measures specified in final action (PFMC 2023-2024 Harvest Specifications and Management Measures) for the 2023-24 harvest specifications and management measures; however, due to concerns over quillback rockfish off of California, the Council adopted regulatory modifications to reduce impacts on that stock at the September 2023 Council meeting. Those measures are specified in Agenda Item G.8.a Supplemental GMT Report 2, September 2023. Additionally, California implemented numerous inseason actions in state waters prior to Council inseason actions to reduce impacts on quillback rockfish. As discussed in Agenda Item G.8.a CDFW Report 1, September 2023 and CDFW Report 2, mortality of quillback rockfish statewide was tracking close to the federally set harvest limits, and CDFW issued a press release to prohibit retention of quillback rockfish in the recreational and commercial fisheries effective August 7, 2023. Despite this first action encounters in the recreational fishery continued, and at increased frequency.

Based on data available through August 6, 2023, it was determined quillback mortality for the area north of 40°10' N. lat. had been met, and CDFW issued a press release announcing the <u>closure of the nearshore fishery for the Northern GMA</u> (OR/CA border to 40°10' N. lat.) effective August 21 to shift angling opportunity/effort to the 'offshore only' fishery (seaward of the 50 fathom RCA boundary line) to limit encounters with quillback rockfish. Recreational fishery data available through August 13, 2023 for the area south of 40°10' N. lat. indicated a sudden increase in encounters of quillback rockfish for the week of August 7-13 that doubled the projected catch, and it was determined the harvest limit was likely to have been met. CDFW issued a press release on August 21 announcing the same action that was taken in the Northern GMA to <u>close of the nearshore fishery for the Mendocino GMA (40°10' N. lat. – 38° 57.5' N. lat.)</u>, San Francisco GMA (38° 57.5' N. lat. - 37°11' N. lat.), and Central GMA (37°11' N. lat. - 34°27' N. lat.), effective September 1. This action did not apply to the Southern GMA as quillback rockfish are rarely caught south of Point Conception.

Table 3 shows the realized 2023 season structure after inseason actions.

| Management<br>Area | Jan    | Feb    | Mar  | Apr                     | Ma                       | y   | Jun                     | Ju                                | 1                                 | Au                    | ıg                     | Sep                             | Oc | t | Nov | Dec |
|--------------------|--------|--------|------|-------------------------|--------------------------|---|-------------------------|-----------------------------------|-----------------------------------|-----------------------|------------------------|---------------------------------|----|---|-----|-----|
| Northern           | Closed |        |      |                         |                          | May 15 - Aug 20<br>All DepthAug 2<br>15 > |                         |                                   |                                   |                       | ug 21- C<br>5 > 50fr   | 21- OctOct 16- Dec 3150fmClosed |    |   |     |     |
| Mendocino          | Closed |        |      |                         |                          | M<br>Jul                                  | ay 15 -<br>15 > 5<br>fm | -<br>50                           | Jul 16-<br>Aug 31<br>All<br>Depth |                       |                        | Sep 1- Dec 31 > 50 fm           |    |   |     |     |
| San Francisco      | Closed |        |      |                         | M<br>Jul                 | ay 15 -<br>15 > 5<br>fm                   | -<br>50                 | Jul 16-<br>Aug 31<br>All<br>Depth |                                   |                       | Sep                    | Sep 1- Dec 31 > 50 fm           |    |   |     |     |
| Central            |        | Clo    | osed |                         | May 1 - Aug 31 All Depth |   |                         |                                   | Sep                               | Sep 1- Dec 31 > 50 fm |                        |                                 |    |   |     |     |
| Southern           |        | Closed | l    | Apr 1- Sep 15 All Depth |                          |   |                         |                                   |                                   | Se                    | Sep 16- Dec 31 > 50 fm |                                 |    |   |     |     |

Table 3. 2023. No Action (2023) California recreational groundfish season structure after inseason actions.

## 1.1.3 Area Restrictions

#### **Rockfish Conservation Areas**

Rockfish Conservation Areas (RCAs) are one of the primary management tools used to restrict catch of overfished or sensitive species coastwide. In the California recreational fishery, RCA depth boundaries vary by management area and generally prohibit fishing for most groundfish species seaward of the designated depths during the months open to recreational groundfish fishing (Table 3). However, recreational fishing for Other Flatfish<sup>1</sup>, petrale sole, starry flounder, Other Groundfish<sup>2</sup>, California scorpionfish and leopard shark are permitted within the RCA (at all depths) year-round.

#### Cowcod Conservation Area Removal & New Groundfish Exclusion Areas

The Cowcod Conservation Areas (CCAs) were established in 2001 (Figure 2) to protect cowcod, which had been declared overfished. As part of <u>Amendment 32</u> (A32), which took effect in 2024, the Council removed CCA restrictions for all non-trawl groundfish sectors and established new Groundfish Exclusion Areas (GEA; defined at § 660.11) within the former CCA to protect sensitive areas (e.g., coral habitat) off the Pacific Coast. Additionally, A32 established new RCA boundary lines around the Channel Islands and banks located within the former CCA. Specifically, the Council recommended that coordinates be defined in the regulations for the 50, 60, 75, 100, 125, and 150 fm lines around Santa Barbara Island, San Nicolas Island, Cortes Bank, and Tanner Bank, and the 150 fm (274 m) line around Osborn Bank and the area of the former Eastern CCA (Figure 2). All RCA lines can be used for area management moving forward. The RCA lines within the former CCA will mirror the RCA lines along the mainland coast within the Southern Management Area (Agenda Item E.9.a Supplemental GMT Report 2, November 2023).

<sup>&</sup>lt;sup>1</sup> Other Flatfish includes butter sole, curlfin sole, flathead sole, Pacific sanddab, rex sole, rock sole, and sand sole

<sup>&</sup>lt;sup>2</sup> Other Groundfish includes soupfin shark, Dover sole, English sole, arrowtooth flounder, spiny dogfish, skates, ratfish, grenadiers, finescale codling, pacific cod, pacific whiting, sablefish, and thornyheads



Figure 2. No Action (2023). Southern California Bight showing RCA lines currently in regulation (solid lines), new RCA lines (dashed lines) and Groundfish Exclusion Areas (dashed polygons) that will be created as part of Amendment 32 (<u>Agenda Item E.9.a, Supplemental GMT Report 2, November 2023</u>).

#### Yelloweye Rockfish Conservation Areas

Four YRCAs apply to recreational groundfish fisheries in California (2009-2010 FEIS; 50 CFR 660.60(c)(3)) located in the general areas of Point St. George, South Reef, Reading Rock, and Point Delgada and the waypoints are specified in federal regulation at <u>§660.70</u>, <u>subpart C</u>. Federal regulations allow inseason implementation of YRCAs as needed. YRCAs have never been activated in California but could be utilized in the event that yelloweye impacts are projected to exceed the HG inseason.

## 1.1.4 Groundfish Bag Limits, Gear Limits and Size Limits

#### **Bag Limits**

Under No Action, a statewide 10 fish rockfish, cabezon and greenling (RCG) complex bag limit would remain in place. In 2023 the quillback rockfish sub bag limit was changed from 1 fish to 0 fish (no retention) through inseason action (CDFW press release) effective August 7, 2023 for the remainder of the year. Retention of bronzespotted rockfish, quillback rockfish, cowcod, and yelloweye rockfish are prohibited. Cowcod was declared rebuilt in 2019; however, the results of

the 2019 stock assessment (<u>Dick and He, 2019</u>) indicated the population cannot sustain retention in the fishery at this time. Given the high volume of angler effort in Southern California, allowing any retention of cowcod would likely result in over exploitation of the species in a matter of days.

Catch tracking in 2023 indicated the vermilion rockfish ACL contribution to the minor shelf complex south of 40° 10' N lat. would be exceeded despite implementation of a four fish sub-bag limit during the 2022 fishing season. Results of a full stock assessment for copper rockfish off California (Agenda Item G.2 <u>Attachment 1</u> and <u>Attachment 2</u>, September 2023) suggested the stock was depleted south of Pt. Conception (34° 27' N. lat., Santa Barbara County).

Under No Action (2023) species subject to sub-bag limits within the overall 10-fish RCG bag limit are as follows:

- Vermilion rockfish 4 fish
- Copper rockfish 1 fish
- Quillback rockfish 0 fish<sup>3</sup>

The following state-wide bag limits also apply in state regulations only and are outside of the 10-fish RCG bag limit:

- Leopard shark 3 fish;
- Soupfin shark 1 fish.

Unless otherwise specified, there is a general bag limit of 20 finfish, of which no more than 10 fish can be of any one species. Pacific sanddab, petrale sole, and starry flounder are exempt from the general finfish bag limit; retention of these species is unlimited.

The following minimum size limits apply to California recreational fisheries:

Cabezon- 15 inches, total length;

Kelp greenling and all greenlings of the genus Hexagrammos- 12 inches, total length; Leopard shark- 36 inches, total length (state regulations only).

Gear restrictions apply to all species within the RCG Complex. No more than one line and two hooks may be used to take or possess species within the complex. Note that regulations specific to lingcod are described below.

## Lingcod Seasons, Bag Limits, Hook Limits, and Size Limits

Under No Action (2023), the lingcod season structure is aligned with the RCG complex in each management area. The lingcod bag limit in all management areas is 2 fish. The minimum size limit is 22 inches total length. The same RCG Complex gear restrictions apply for lingcod (i.e., no more than one line and two hooks).

 $<sup>^{3}</sup>$  At the beginning of 2023, a one fish sub-bag limit was in effect for quillback rockfish. The bag limit was reduced to 0 for reasons described above.

#### California Scorpionfish Seasons, Bag Limits, and Size Limits

Under No Action (2023), the season length for California scorpionfish is open year-round at all depths south of 40°10' N lat. In all areas, the bag limit is 5 fish with a minimum size of 10 inches total length. The same RCG Complex gear restrictions apply for California scorpionfish (i.e., no more than one line and two hooks).

### **Pacific Halibut Seasons**

Anglers fishing for Pacific halibut may retain groundfish on the same trip, but must abide by all applicable groundfish regulations, and those impacts are accounted for within the California recreational groundfish fishery impacts. The recreational Pacific halibut fishery in waters off California occurs primarily from the Oregon/California border to Point Arena (Mendocino County). This fishery north of Point Arena is structured to provide recreational fishing opportunities between May 1 and November 15, and the fishery south of Point Arena is structured to provide recreational opportunities between May 1 and December 31; season dates are not guaranteed and the fisheries may close early due to attainment of the area specific harvest limit. Annual fishery dates are established preseason by NMFS based on the annual quota and projected catch. The daily bag and possession limit is one fish, with no minimum size limit. No depth restrictions apply to the recreational Pacific halibut fishery off California.

### **Other Recreational Fisheries**

Recreational fisheries for non-groundfish species occur statewide or in certain portions of the state. Many of these fisheries are state managed. Anglers fishing for these other recreational fisheries may retain groundfish on the same trip but must abide by all applicable groundfish regulations. The groundfish impacts that occur in the non-groundfish recreational fisheries are accounted for within the California recreational groundfish fishery impacts. These fisheries include the ocean salmon fishery, the California halibut fishery, the kelp/ barred sand/spotted sand bass (*Paralabrax* spp.), white seabass (*Atractoscion nobilis*), and yellowtail (*Seriola dorsalis*). With the exception of the ocean salmon fishery, these fisheries remain open year round.

## 1.2 Inseason Management Response

CDFW tracks recreational groundfish mortality on a weekly and/or monthly basis to ensure that mortality remains within allowable limits. Several rockfish species of concern are tracked on a weekly basis using preliminary California Recreational Fisheries Survey (CRFS) field reports. In 2023 the species tracked weekly included black rockfish, quillback rockfish, copper rockfish and yelloweye rockfish. Preliminary CRFS reports are converted into an Anticipated Catch Value (ACV) in metric tons using catch and effort data from previous years. Weekly ACV data are used as "proxy" values to approximate catch during the five-to-eight-week lag time between when data are collected and CRFS catch estimates become available. To date, ACVs have been an effective and reliable tool to closely monitor recreational inseason mortality on a weekly basis.

For actions outside of a Council meeting, the Regional Administrator, NMFS West Coast Region, after consultation with the Chairman of the Council and the Fishery Director of the CDFW, or their designees, is authorized to modify the following designated routine management measures for black rockfish, canary rockfish, and yelloweye rockfish in California: For commercial fisheries (specific to black rockfish), 1) trip landing and frequency limits; and 2) depth-based management

measures. For recreational fisheries, including all species aforementioned 1) bag limits; 2) time/area closures; and 3) depth-based management. Any modifications may be made only after NMFS has determined that a federal harvest limit for black rockfish, canary rockfish, or yelloweye rockfish in California has been attained or is projected to be attained prior to the first day of the next Council meeting. Modifications may only be used to restrict catch of black rockfish, canary rockfish, or yelloweye rockfish in California. However, given the mixed nature of the fishery, there may be impacts to other species.

## 1.3 Impact (Groundfish Mortality)

Table 4 provides projected mortality in the California recreational fishery for 2023. Data are from preliminary 2023 CRFS estimates (see <u>Agenda Item F.8.a, Supplemental CDFW Report 1, March 2024</u> for additional information).

| Stock  | Projected<br>Recreational | California<br>Recreational HG | Non-Trawl HG<br>2023ª |
|--|---------------------------|-------------------------------|-----------------------|
|  | Mortality (mt)            | 2023 (mt)                     | (mt)                  |
| Bocaccio S of 40°10' N lat.                        | 256.6                     | 755.6                         | 1093.5                |
| Canary rockfish                                    | 73.7                      | 116.7                         | 351.6                 |
| Cowcod S of 40°10' N lat.                          | 8.6                       | 22                            | 44.1                  |
| Yelloweye rockfish                                 | 9.6                       | 11.6                          | 50.9                  |
| Black rockfish                                     | 113.7                     | -                             | 332.1                 |
| CA Cabezon   | 9.5                       | -                             | 180.4                 |
| California scorpionfish                            | 117.2                     | -                             | 258.4                 |
| CA Kelp greenling                                  | 2.1                       | -                             | 92.5 <sup>b</sup> /   |
| Lingcod north of 40°10' N lat. <sup>c</sup> /      | 33.1                      | -                             | 2254.1                |
| Lingcod south of 40°10' N lat.                     | 168.5                     | -                             | 426.3                 |
| Widow rockfish                                     | 11.3                      | -                             | 400                   |
| Nearshore rockfish N of 40°10' N lat. <sup>d</sup> | 12.7 °                    | -                             | 89.7                  |
| Copper rockfish 42°-40°10' N. lat.                 | 3.7                       | -                             | 6.9 <sup>b</sup> /    |
| Quillback rockfish 42°-40°10' N. lat.              | 1.5                       | -                             | 0.91 <sup>b</sup> /   |
| Nearshore rockfish S of 40°10' N lat.              | 196.7 <sup>f</sup>        | -                             | 882.5                 |
| Copper rockfish S. 40°10' N. lat                   | 37.5                      | -                             | 84.61 <sup>b</sup> /  |
| Quillback rockfish S. 40°10' N. lat                | 0.8                       | -                             | 0.89 <sup>b</sup> /   |
| Shelf rockfish south of 40°10' N lat.              | 3.5                       |                               | 482.4                 |
| Vermilion rockfish S. of 40°10' N. lat.            | 3.4                       |                               | 3.4 <sup>b</sup> /    |
| Shelf rockfish south of 40°10' N lat.              | 726.6 <sup>g</sup>        | -                             | 1,173.2               |
| Vermilion rockfish S. of 40°10' N. lat.            | 295.2                     | -                             | 281.29 <sup>b</sup> / |
| Petrale sole                                       | 21.4                      | -                             | 30                    |

Table 4. No Action (2023) mortality in the California recreational fishery for 2023 relative to the California specific recreational shares and non-trawl harvest guideline (HG) estimates are preliminary. Dash indicates no HG. (Source CRFS)

| Stock | Projected      | California      | Non-Trawl HG      |
|-------|----------------|-----------------|-------------------|
|       | Recreational   | Recreational HG | 2023 <sup>a</sup> |
|       | Mortality (mt) | 2023 (mt)       | (mt)              |
|       |                |                 |                   |

a/ Includes non-nearshore, nearshore, and recreational.

b/ ACL contribution to complex -CA kelp greenling is managed under the other fish complex (not shown)

c/ Projected impacts include only the area between 42° N lat. and 40°10' N lat., while the non-trawl allocation is applicable for the entire area North of 40°10' N lat.

d/Not an official non-trawl allocation in regulation, but rather the sum of the WA, OR, CA state HGs that are managed to by the states as to not exceed the ACL when also factoring in minor IOA, tribal, EFP, research, and trawl impacts. The CA fishery HG is 39.6/39.9 mt is shared between the recreational and commercial non trawl sectors.

e/ Projected impacts within the Nearshore rockfish N of 40°10' N. lat. for quillback and copper rockfish are 1.5 mt and 3.7 mt, respectively. The species-specific contributions to the California fishery HG are 0.91 mt for quillback rockfish and 7.9 mt for copper rockfish and are shared between the recreational and commercial non-trawl sectors. f/ Projected impacts within the Nearshore rockfish S of 40°10' N. lat. for quillback and copper rockfish are 0.8 mt and 37.5 mt, respectively. The species-specific ACL contributions to the non-trawl allocation are 0.88 mt for quillback rockfish and 84.6 for copper rockfish, and are shared between the recreational and commercial non-trawl sectors. g/ Projected vermilion rockfish impacts within the Minor Shelf rockfish S of 40°10' N lat. are 295.2 mt. The vermilion rockfish ACL contribution is 281.3 mt, and is shared between the recreational and commercial non-trawl sectors. Left Blank Intentionally

# 2. Alternative 1

Under Alternative 1, the default harvest control rules (HCR) are used to generate the 2025-26 harvest specifications. Additionally, Alternative 1 considers the ABC Rule rebuilding strategy for quillback rockfish (<u>Draft Rebuilding Analysis for Quillback Rockfish</u>). The California recreational fishery does not encounter shortspine thornyhead or rex sole and rarely encountered Dover sole<sup>1</sup>; therefore, impacts to these stocks will not be analyzed under Alternative 1.

Under Alternative 1, the recreational fishery would be managed with a combination of bag and size limits, season structure and area-based measures as detailed under No Action. Considerations are given to modifying sub-bag limits for selected stocks (e.g., canary, copper, vermilion rockfishes) as described below. Additionally, in response to the localized depletion of copper rockfish south of 34°27' N. lat. identified in the 2023 full stock assessment (Monk et al, 2023; Wetzel et al, 2023) the Council recommended establishing a recreational ACT for copper rockfish south of 34°27' N. lat. as part of the management measures for 2025 and 2026. Analysis of the recreational ACT options can be found Chapter 1 §2.3.3.

The Council is considering a 10 mt sablefish south of 36° N. lat. recreational set-aside under Alternative 1 as recommended by the GMT (Agenda Item E.7.a Supplemental GMT Report 2, November 2023). The analysis for this measure is found at Chapter 5 §2.4.2, though summarized here. Based on recent catches and the removal of many non-trawl RCA restrictions, interest in targeting sablefish by recreational anglers is likely to increase. In the past, recreational catch of sablefish south of 36° N. lat. has been attributed to the non-trawl allocation. While the proposed set-aside would reduce the total non-trawl allocation, the set-aside could facilitate improved catch accounting

Of particular note, the Council is considering removing quillback rockfish from the nearshore rockfish complexes and managing it as a separate stock off the coast of California under Alternative 1. This represents a change from No Action, where quillback rockfish was managed as part of the minor nearshore rockfish complex, both north and south of 40°10' N. lat. Under Alternative 1 the quillback rockfish OFL would be 1.52 mt, ABC:ACL of 1.26 mt, with a HG of 1.16 mt Options analyzed under Alternative 1 use this quillback rockfish ABC as the basis for season structures and are presented in the impact tables below. As described under No Action (2023) there were large-scale changes to California seasons structures and bag limits for quillback rockfish in 2023. Large-scale changes to the fisheries limit the precision of the Recfish model which is discussed in the California Recreational Model Description (Appendix B). It should be noted, the quillback HG is shared between the commercial non-trawl sector and the recreational fishery.

For the 2025-26 biennium the canary rockfish ACL will see a 59.9% decrease due to updated stock assessment results. The California recreational HG for 2025-26 is 46.7 mt and 46.9 mt, respectively. Canary rockfish catch in 2023 was 73.7 mt. While anticipated season changes in 2025-26 to the recreational depths and seasons lengths, related primarily to quillback rockfish,

<sup>&</sup>lt;sup>1</sup> RecFIN data for the last 10 years was examined to verify this statement.

may have a different impact on canary rockfish than was observed in 2023, it is reasonable to assume that if the 2025-26 seasons have a substantial offshore only fishery there would be similar harvest of canary rockfish in 2025-26 as there was in 2023 (73.7 mt). This would result in California exceeding the canary rockfish recreational HG in 2025-26 (46.7 mt and 46.9 mt) by roughly 27 mt if 73.7 mt of harvest seen in 2023 is "typical" of offshore recreational fisheries in California.

Most groundfish harvest guidelines are shared between the commercial non-trawl sector and the recreational sector. Shares (formal/informal) for the California recreational fishery are shown in Table 5. The non-trawl HG for Cowcod will be 42.6 mt and 41.7 mt in 2025 and 2026, respectively.

The lingcod south of  $40^{\circ}10^{\circ}$  N. lat. non-trawl-allocation under Alternative 1 results in a total of 441.8 mt and 456.9 mt in 2025 and 2026, respectively. There is no formal recreational share of the non-trawl-allocation.

Additionally, the No Action (2023) quillback rockfish ACT, as described in Chapter 1 §2.3.2, would remain in place under Alternative 1. The California state specific ACT would equal 1.16 mt for 2025 and 1.37 mt in 2026.

For yelloweye rockfish the CA recreational HG is 12.2 mt and 12.4 mt for 2025 and 2026. As described under baseline for 2023-2024, continued precautionary depth-based management measures remain in place to ensure fishery sectors do not exceed harvest limits.

 Table 5. Alternative 1. California Recreational: 2025-26 harvest guidelines (mt) to the non-trawl sector and recreational specific harvest guidelines (HG) for (mt).

| Stock                            | Non-Trawl HG (mt) | Recreational Fishery HG<br>(mt) |  |  |  |
|----------------------------------|-------------------|---------------------------------|--|--|--|
| Bocaccio South of 40°10' N. lat. | 1020/1012.1       | 705.2/708.3                     |  |  |  |
| Canary rockfish                  | 140.8/141.2       | 46.7/46.9                       |  |  |  |
| Cowcod South of 40°10' N. lat.   | 42.8/41.5         | 20.85                           |  |  |  |
| Yelloweye rockfish               | 40.6/41.2         | 12.2/12.4                       |  |  |  |

#### 2.1 Groundfish Seasons and Area Restrictions

#### 2.1.1 Season Structure and Area Restriction Overview

Three potential California Season Structure Options are described below, it should be noted these are under preliminary consideration at present. Each Option could be chosen as a standalone season structure or combined with other Options for each Management Area and month of the year to take steps to achieve but not exceed specifications and harvest targets. Under all Season Structure Options considered, the shore-based and spear fishing season exemption continues. While the goal is to set Management Measures pre-season that are designed to meet management goals, the Options analyzed could also be used through the routine inseason management measures adjustment process.

Option 1 below is presented as a starting point to facilitate discussions for the 2025-26 biennial process. Option 2 and 3 below are presented to show the anticipated impacts of a full closure of
all groundfish fisheries (Option 2) and a fully opened groundfish fishery with no area restrictions and year round fishing (Option 3). Options 2 and 3 represent the full spectrum of season structure and area restrictions that will ultimately inform Option 1 once it is developed. Option 4 represents the inseason changes for 2024 that the Council adopted in March 2024, provided for the option to continue those regulations in the 2025-26 biennial process.

#### 2.1.2 Area Restrictions

Under Alternative 1, the area restrictions are largely the same as described under the No Action (2023) alternative; however, different RCA lines and season start and end dates vary by Option.

#### Option 1

Option 1 considers times and months where recreational fishing will be authorized shoreward of the CA state waters 20 fm RCA line and months where fishing will occur seaward of the 50 fm RCA line. For fisheries north of 36° 00' N. lat., Option 1 analyzes months where fishing will be authorized shoreward of the CA state waters 20 fm RCA line and months for fishing will occur seaward of the 50 fm RCA line. The primary purpose of excluding anglers between 20-50 fm is to limit impacts on quillback rockfish, which primarily occur in these depths. For fisheries south of 36° N. lat., the primary purpose of excluding anglers between 20-50 fm is to limit impacts on copper rockfish, which primarily occur in these depths.

Of further note relevant to the season structure, CDFW is currently developing a 20 fm RCA line for California state waters that will be utilized under Option 1. The 20 fm RCA line for California waters is analyzed below and will be available for both the biennial season setting process or for use through routine inseason management measure adjustments.

| Table 6. Alternative 1. Option 1: California recreational groundfish season structure with | depth restrictions |
|--|--------------------|
| excluding fish in the 20-50 fm depth range to minimize impacts on quillback and copper roc | kfishes.           |

| Management<br>Area | Jan    | Feb | Mar | Apr | May                    | Jun | Jul | Aug                 | Sep                    | Oct      | Nov     | Dec |
|--------------------|--------|-----|-----|-----|------------------------|-----|-----|---------------------|------------------------|----------|---------|-----|
| Northern           | Closed |     |     |     | May 1 – July 31 < 20 A |     |     |                     | Aug 1 - Dec 31 > 50 fm |          |         |     |
| Mendocino          | Closed |     |     |     | May 1 – July 31 < 20   |     |     | A                   | Aug 1 - Dec 31 > 50 fm |          |         |     |
| San Francisco      |        | Clo | sed |     | May 1 - July 31 < 20   |     |     | A                   | ug 1 - I               | Dec 31 > | > 50 fm | 1   |
| Central – N °36    |        | Clo | sed |     | May 1 - July 31 < 20   |     |     | A                   | Aug 1 - Dec 31 > 50 fm |          |         |     |
| Central – S °36    | Clo    | sed |     | Ma  | r 1 - Aug 31 < 20 fm   |     |     | Sep 1 - Dec 31 > 50 |                        |          | ) fm    |     |
| Southern           | Clo    | sed |     | Ma  | 1 - Aug 31 < 20 fm     |     |     |                     | Sep 1 - Dec 31 > 50 fm |          |         |     |

#### Option 2

Season structure Option 2 explores complete closure of the boat-based fishery. Fishing would be prohibited year-round in all depths in any or all of the five management areas. (Table 7).

 Table 7. Alternative 1. Option 2: California recreational groundfish season closed year-round for all depths in the five management areas.

| Management<br>Area | Jan | Feb                               | Mar | Apr | May      | Jun    | Jul    | Aug      | Sep | Oct | Nov | Dec |
|--------------------|-----|-----------------------------------|-----|-----|----------|--------|--------|----------|-----|-----|-----|-----|
| Northern           |     | Jan 1 – Dec 31; Closed all depths |     |     |          |        |        |          |     |     |     |     |
| Mendocino          |     | Jan 1 – Dec 31; Closed all depths |     |     |          |        |        |          |     |     |     |     |
| San Francisco      |     |                                   |     | Ja  | an 1 – D | ec 31; | Closed | all dept | hs  |     |     |     |
| Central            |     | Jan 1 – Dec 31; Closed all depths |     |     |          |        |        |          |     |     |     |     |
| Southern           |     | Jan 1 – Dec 31; Closed all depths |     |     |          |        |        |          |     |     |     |     |

#### Option 3

Season Structure Option 3 examines a recreational groundfish fishery that would be structured to be open year-round in all depths in the five management areas (Table 8).

| Table 8. Al | lternative 1. | . California | recreational | groundfish season | open year-round | with no depth i | restrictions. |
|-------------|---------------|--------------|--------------|-------------------|-----------------|-----------------|---------------|
|             |               |              |              | <b>8</b>          |                 |                 |               |

| Management<br>Area | Jan | Feb                             | Mar | Apr | May      | Jun    | Jul  | Aug       | Sep | Oct | Nov | Dec |
|--------------------|-----|---------------------------------|-----|-----|----------|--------|------|-----------|-----|-----|-----|-----|
| Northern           |     | Jan 1 – Dec 31; Open all depths |     |     |          |        |      |           |     |     |     |     |
| Mendocino          |     | Jan 1 – Dec 31; Open all depths |     |     |          |        |      |           |     |     |     |     |
| San Francisco      |     |                                 |     | J   | an 1 – D | ec 31; | Open | all deptł | ıs  |     |     |     |
| Central            |     | Jan 1 – Dec 31; Open all depths |     |     |          |        |      |           |     |     |     |     |
| Southern           |     | Jan 1 – Dec 31; Open all depths |     |     |          |        |      |           |     |     |     |     |

#### Option 4

Season Structure Option 4 examines the 2024 inseason changes (<u>Agenda Item F.8.a CDFW</u> <u>Supplemental Report 2</u>, <u>March 2024</u>) applied to the recreational groundfish fishery in the five management areas (Table 9).

| Management Area | Jan | Feb   | Mar | Apr   | May  | Jun | Jul  | Aug   | Sep | Oct   | Nov   | Dec   |
|-----------------|-----|-------|-----|-------|------|-----|------|-------|-----|-------|-------|-------|
| Northern        |     | Close | ed  | >50fm |      | <   | 20fn | n     |     | >50fm | <20fm | >50fm |
| Mendocino       | (   | Close | ed  | >50fm |      | <   | 20fn | n     |     | >50fm | <20fm | >50fm |
| San Francisco   |     | Close | ed  | >50fm |      | <   | 20fn | n     |     | >50fm | <20fm | >50fm |
| Central – N 36° |     | Close | ed  | >50fm |      | <   | 20fn | n     |     | >50fm | <20fm | >50fm |
| Central – S 36° | (   | Close | ed  | Al    | Dept | h   |      | <50fr | n   |       | >50fm |       |
| Southern        | (   | Close | ed  | Al    | Dept | h   |      | <50fr | n   |       | >50fm |       |

#### 2.1.3 Groundfish Bag Limits, Gear Limits and Size Limits

Under Alternative 1, bag limits, size limits, and gear restrictions for most stocks are the same as described under No Action (2023), with exceptions noted below. The overall RCG complex bag limit, the species within the RCG bag limit and sub-bag limits for any species within the RCG bag limit can be changed as part of the 2025-2026 biennial process or through inseason actions to meet but not exceed federal harvest limits.

#### 2.1.4 Bag Limits

As of this writing (2/20/2024), no new sub-bag limits are proposed, however, modifications to subbag limits for quillback rockfish, copper rockfish, vermilion/sunset rockfish, and canary rockfish are being considered as a mechanism to reduce mortality for these stocks. The impact tables below examine sub-bag limit reductions for quillback rockfish (no retention), copper rockfish, and vermilion/sunset rockfish for use in 2025-26. As reference, CDFW analyzed quillback rockfish, copper rockfish, canary rockfish, and vermilion/sunset rockfish sub-bag limits with a range from 10-fish to 0-fish (no retention) within the 10-fish RCG bag limit for use in combination with any of the Season Structure Options considered above both pre-season or for use through routine inseason management measure adjustments (see <u>Agenda Item E.7.a, Supplemental CDFW Report</u> <u>2, November 2021</u> and impact tables below for detail).

#### **Quillback Rockfish**

All Options under Alternatives 1, 2, 3, and 4 considers a no retention (0-fish sub bag limit) for quillback rockfish off of California in 2025-26 to minimize impacts to this stock. Impacts to quillback rockfish with no- retention can be found in the impact tables under each option.

#### **Copper Rockfish**

CDFW anticipates continuing with the 1 fish copper rockfish sub-bag limit in 2025-26 to minimize impacts to the stock, as it has proven an effective tool to limit copper rockfish catch. The 1-fish sub-bag limit has been in effect since the 2022 fishing season to reduce total statewide copper rockfish mortality (see <u>Agenda Item E.7.a</u>, <u>Supplemental CDFW Report 2</u>, <u>November 2021</u>). Per a recommendation from the GAP (<u>Agenda Item G.6.a Supplemental GAP Report 1</u>, <u>September 2023</u>) a 0-fish (no-retention) copper rockfish bag limit south of 34°27' N. lat. was analyzed and included in the impact tables (Table 16, Table 17 and Table 21) below for all Options and in Table 10 for convenience. The 0 fish sub bag limit may be used south of 34°27' N lat. for 2025-26 or for inseason actions.

Table 10. Alternative 1. Preliminary projected mortality (mt) for copper rockfish under a range of sub-bag limit sub-options for the California recreational fishery south of 34°27' N. lat. under Alternative 1 compared to the total annual catch limit contribution to the nearshore rockfish complex south of 40°10' N. lat (ACL contribution).

| Sub-bag<br>Options | Option 1<br>Projected<br>Mortality (mt) | ption 1Option 2'ojectedProjectedtality (mt)Mortality (mt) |       | Option 4<br>Projected<br>Mortality (mt | 2025/26 ACL<br>Contribution<br>(mt) |
|--------------------|---|---|-------|--|-------------------------------------|
| 1 (Status Quo)     | 34.5                                    | Full season   | 173.8 | 48.03                                  | 125/126 4                           |
| 0                  | 27.9                                    | closure   | 142.5 | 37.6                                   | 123/120.4                           |

#### **Canary Rockfish**

A recreational canary rockfish sub bag limit of 5 fish and a sub bag limit of 1 fish is analyzed under each option in the impact (Table 16, Table 17 and Table 21) below for all Options and in Table 11 for convenience. The sub bag limit range of the 10 fish (status quo) to 1 fish will allow for any canary rockfish sub-bag limit between 10 fish and 1 fish to be adopted s for 2025-26 or for inseason action. The California recreational HG for 2025-26 is 46.7 mt and 46.9 mt, respectively, which is a 59.9 percent reduction from No Action (2023). Canary rockfish mortality in 2023 was 73.7 mt. With changes to California fishing season structure 2025-26, related primarily to quillback rockfish, it is reasonable to assume that additional restrictions to canary rockfish catch may be needed in 2025-26. However, the changes to seasons and depths proposed in some season structure options may reduce canary rockfish impacts to the point where a bag limit may not be necessary

Table 11. Alternative 1. Preliminary projected mortality (mt) for canary rockfish under a range of sub-bag limit sub-options for the California recreational fishery under Alternative 1.

| Sub-bag<br>Options | Option 1<br>Projected<br>Mortality<br>(mt) | Option 2<br>Projected<br>Mortality<br>(mt) | Option 3<br>Projected<br>Mortality<br>(mt) | Option 4<br>Projected<br>Mortality<br>(mt) | California<br>Recreational HG<br>2025/26 (mt) |
|--------------------|--|--|--|--|---|
| 10<br>(Status Quo) | 32.6                                       | Full season                                | 144.3                                      | 31.6                                       |   |
| 5                  | 32.1                                       | closure                                    | 143.5                                      | 31.3                                       | 46.7/46.9                                     |
| 1                  | 21.9                                       |  | 121.3                                      | 27.0                                       |   |

#### Vermilion/Sunset Rockfish

Vermilion/sunset rockfish is managed as part of the minor shelf rockfish complex both north and south of 40°10' N. lat. Preliminary estimates for commercial and recreational fisheries combined indicate the vermilion/sunset ACL contribution to the Shelf Rockfish Complex south of 40°10' N. lat. has been exceeded in 2023. Therefore, to reduce the likelihood of exceeding the ACL contribution in the 2025-26 biennium, Alternative 1 analyzes a vermilion sub-bag limit to the recreational fishery of 4 fish (status quo), 3 fish and 2 fish under each option in the impact tables (Table 16, Table 17 and Table 21) for all options and in Table 13 for convenience. Season length and depth modifications to protect quillback and copper rockfish may limit vermilion rockfish impacts, negating the need for further sub-bag limit reductions. However, the additional sub-bag limit options have been analyzed for 2025-26 biennium and/or for inseason actions.

Additionally, to help align the potential for bag limits north and south of  $40^{\circ}10'$  N. lat., vermilion bag limits north of  $40^{\circ}10'$  N. lat. were explored and available in Table 13. The potential of a bag limit both north and south of  $40^{\circ}10'$  N. lat. was to provide was consistency within enforcement across all groundfish management areas.

Table 12. Alternative 1. Preliminary projected mortality (mt) for vermilion rockfish under a range of sub-bag limit sub-options for the California recreational fishery under Alternative 1 compared to the total annual catch limit contribution to the shelf rockfish complex <u>south</u> of 40°10′ N. lat (ACL contribution).

| Sub-bag<br>Options | Option 1<br>Projected<br>Mortality<br>(mt) | Option 2<br>Projected<br>Mortality<br>(mt) | Option 3<br>Projected<br>Mortality<br>(mt) | Option 4<br>Projected<br>Mortality<br>(mt) | 2025/26 ACL<br>Contribution<br>(mt) (mt) |  |
|--------------------|--|--|--|--|--|--|
| 4 (Status Quo)     | 3.6  |  | 7.9  | 7.4  |  |  |
| 3                  | 3.6  | Full season                                | 7.8  | 7.4  | 6.2/6.2                                  |  |
| 2                  | 3.5  | closure                                    | 7.6  | 7.2  |  |  |

Table 13. Alternative 1. Preliminary projected mortality (mt) for vermilion rockfish under a range of sub-bag limit sub-options for the California recreational fishery under Alternative 1 compared to the total annual catch limit contribution to the shelf rockfish complex <u>north</u> of 40°10′ N. lat (ACL contribution).

| Sub-bag<br>Options | Option 1<br>Projected<br>Mortality<br>(mt) | Option 2<br>Projected<br>Mortality<br>(mt) | Option 3<br>Projected<br>Mortality<br>(mt) | Option 4<br>Projected<br>Mortality<br>(mt) | 2025/26 ACL<br>Contribution<br>(mt) (mt) |
|--------------------|--|--|--|--|--|
| 4 (Status Quo)     | 126.8                                      | <b>D</b> 11                                | 350  | 243.5                                      |  |
| 3                  | 120.5                                      | full season                                | 290  | 238.0                                      | 274.3/ 271.5                             |
| 2                  | 109.7                                      | eiosure                                    | 270  | 195.4                                      |  |

#### Lingcod Seasons, Bag Limits, Hook Limits, and Size Limits

Same as described under No Action

#### California Scorpionfish Seasons, Bag Limits, and Size Limits

Same as described under No Action (2023) for Seasons and Bag Limits. See size limits section below for additional information related to the proposed repeal of the minimum size limit of 10 inches total length.

#### **Pacific Halibut Seasons**

Same as described under No Action.

#### **Other Recreational Fisheries**

Same as described under No Action.

#### 2.1.5 Size limits

A request was received from California recreational anglers to remove the Cabezon, greenling (50 <u>CFR 660.360(c)(3)(ii)(C)</u>, <u>California Code of Regulations Title 14 Section 28.28(c)</u>, <u>14 CCR §28.29(c)</u>), and California Scorpionfish size limit (<u>50 CFR 660.360(c)(3)(v)(C)</u>, <u>14 CCR §28.54(c)</u>). Current Federal Code of Regulations and California Code of Regulations (CCR) for filleting of fish aboard vessels creates logistical burdens to Commercial Passenger Fishing Vessel (CPFV) operators. Cabezon, greenling, and California scorpionfish are commonly captured along with rockfish on recreational trips. Size limit restrictions and fillet regulations prevent CPFV operators and recreational anglers from filleting all species aboard the vessel at sea since,

regulations requiring fish with a size limit, but no fillet length requirements must be landed whole (50 CFR 660.360(c)(3)(ii)(D), 14 CCR \$27.65(b)). This process increases time and cost as anglers need to wait to fillet certain species when they return to port. Under federal and state regulation (50 CFR 660.360(c)(3)(ii)(D), 14 CCR \$27.65(b)), rockfish are not restricted by filleting prohibitions, greenling and cabezon are limited and cannot be filleted at sea. California scorpionfish requires a minimum of 5 inches, each fillet bearing intact a one-inch square patch of skin (50 CFR 660.360(c)(3)(v)(D), 14 CCR \$27.65(b)(9)).

The original rationale for implementing size limits for cabezon, California scorpionfish, and greenling are no longer necessary. The size limit regulations for cabezon and greenling were implemented as part of an emergency action commercially in 1999, and recreationally in 2000, over concerns for life history and increased potential for overharvest from expanding fisheries <u>Agenda Item G.1 Supplemental GMT Report 1, March 2020</u>). Monitored CPFV data from 1992-1995, and size frequency information collected from recreational and commercial data, indicated that immature greenling and cabezon were being caught in both fisheries. The recreational regulations for the minimum size limits in 2000 were intended to provide at least 50% of adult females of each species to be able to spawn at least once. In 2000, California scorpionfish fillet size limits were repealed and a size limit was established instead to eliminate a loophole in regulations that had been designed to protect sub-adult and young-adult lingcod.

These size limits were established as part of an emergency action which were needed at the time; however, these are no longer necessary as we have not come close to exceeding federal harvest limits. Recreational and commercial catch estimates have consistently been well under harvest limits (Table 14 displaying recreational catch estimates in metric tons for 2017-2019, 2021 - 2023). From 2017-2023, average yearly catch estimates for cabezon were 26.03 mt, for California scorpionfish 112.37 mt. and 5.46 mt for greenlings (Hexagrammos). All individual yearly catch estimates, and averaged estimates track well below previous and current harvest limits (Table 4). Under all season structure options for 2025-2026 biennial season, cabezon, kelp greenling, and California scorpionfish are expected to stay below harvest limits. CDFW recommends the size limit regulations for Cabezon, greenling and California scorpionfish should be repealed. The rationale for the implementation of the size limits is no longer necessary and is causing an unnecessary burden on the fishing industry for groundfish species consistently well under their harvest limits.

Table 14. Alternative 1. California recreational catch estimates showing total mortality in metric tons (mt), of California scorpionfish, cabezon, kelp greenling and all greenlings of the genus Hexagrammos from 2017-2019, 2021-2023, compared to 2025/26 Non-Trawl harvest guideline (HG). Recreational catch estimates were obtained 2/20/24, data through 2017 - 2023. Data for 2020 was not used due to sampling impacts from Covid-19. The total catch estimates for kelp greenling and all greenlings of the genus Hexagrammos are reported under Greenlings.

| Groundfish<br>Species      | 2017<br>(mt) | 2018<br>(mt) | 2019<br>(mt) | 2021<br>(mt) | 2022<br>(mt) | 2023<br>(mt) | Average<br>(mt) | Non-Trawl<br>HG<br>2025/26<br>(mt) |
|----------------------------|--------------|--------------|--------------|--------------|--------------|--------------|-----------------|------------------------------------|
| Cabezon                    | 31.42        | 29.35        | 23.17        | 23.90        | 38.81        | 9.5          | 26.03           | 161.2/154.5                        |
| California<br>Scorpionfish | 81.12        | 98.88        | 121.08       | 125.75       | 130.18       | 117.2        | 112.37          | 242/236                            |

| Greenlings<br>(Hexagrammos) | 12.07 | 5.27 | 3.19 | 4.57 | 5.53 | 2.1 | 5.46 | 92.5/92.5 |
|-----------------------------|-------|------|------|------|------|-----|------|-----------|
|-----------------------------|-------|------|------|------|------|-----|------|-----------|

#### 2.2 Inseason Management Response

Under Alternative 1, the same inseason response as described under No Action (2023) apply.

#### 2.3 New Management Measures

There are a few new management measures considered for 2025-2026 that would affect participants in the California recreational fisheries. These include provisions on continuous transit, allow anglers to retrieve non-groundfish fishing gear (ex: crab pots, hoop nets, squid dip nets, etc.) with groundfish aboard and the requirement to have a descending device aboard all recreational vessels targeting groundfish. Detailed analysis of the new management measures can be found in New Management Measures

#### 2.4 Impact (Groundfish Mortality)

The California recreational groundfish season structure and projected mortality under No Action (2023) were based on CDFW's RecFISH model (Appendix B). Model projections were calculated for the five recreational groundfish management areas using updated RecFIN estimates from 2017 through 2019 and January 2021 through October 2021, with post-model adjustments to incorporate catch data from the 2022 and 2023 fisheries. Impacts of the COVID-19 pandemic in 2020 resulted in incomplete catch estimates for that year and these data are not included in model projections. The model assumes that fishing behavior during the historic period will be representative of the current fishery. However, many changes have occurred in the fishery which has likely affected behavior and distribution of fishing effort. It is also assumed the fishing behavior during the historic period and current fishery will be representative of fishing behavior under proposed management measures. If large changes to management measures are made to the fishery, substantial changes to angler behavior may occur, which the model cannot accurately predict. Uncertainty in model projections are offset by proposed changes to management measures (described under Season Structure Options 1 through 4 under this alternative) and inseason catch tracking and monitoring efforts (described under No Action (2023) alternative) designed to keep mortality within harvest specifications.

Descriptions of expected impacts and changes to the fishery under Season Structure Options are discussed below. Each Option could be chosen as a standalone season structure or combined with other Options for each Management Area and month. If Options are combined when choosing preferred season structures, expected impacts should be combined to generate an expectation of total mortality.

Under all Season Structure Options considered, limited mortality for select species (e.g., black rockfish, gopher rockfish, kelp rockfish, cabezon, kelp greenling, and lingcod) currently targeted by shore-based and spearfishing anglers will occur. However, this mortality is expected to be low. Based on a review of CRFS data, quillback rockfish and yelloweye rockfish mortality in the shore-based and spearfish fisheries have been zero. The projected mortality for these two species are expected to remain at zero. The statewide projected impacts to copper rockfish from shore and spear modes are less than 2 mt with a 1-fish sub-bag limit.

2023 petrale sole mortality (21.0 mt) in the California recreational fishery increased substantially compared to 2021 (3.5 mt) and 2022 (5.1 mt). This increased catch resulted in exceeding the petrale sole non-trawl sector HG (30 mt) by 1.6 mt. The biggest change between 2023 and previous years is the introduction of the offshore-only groundfish fishery and the absence of no salmon fishing, with the offshore-only groundfish fishing (seaward of the 50 fm RCA line) likely driving the bulk of the additional recreational petrale catch. Any California recreational season structure Options proposed in Alternative 1 and Alternative 2 which has significant offshore fishing likely will result in similar petrale sole mortality as seen in 2023 (21.4 mt CA rec, 31.6 mt non-trawl HG) and could cause the non-trawl petrale sole HG (30 mt) to be exceeded. However, a small overage of the petrale sole non-trawl sector HG (30 mt) likely would not cause an overage in the fishery HG (1,976 mt) and would not exceed the ACL (2,354 mt) for the stock in 2025. An informational report on petrale sole mortality will be presented to the Council at the March meeting to get further guidance on proposals to reallocate the trawl/ non-trawl share for 2025-26 or to monitor the petrale sole fisheries close and look at potential reallocation in the 2027-28 biennium (§2.8). Large-scale changes to the fisheries limit the precision of the California Recreational Model. For this reason petrale sole are not shown in impact tables below as our ability to model projected impacts is limited with the substantial changes to fishing seasons lengths and depths that were seen in 2023.

#### 2.4.1 Impacts of Rockfish Mortality in Non-Groundfish Fisheries

Mortality of groundfish occurs in non-groundfish fisheries in California and includes but is not limited to California sheephead, ocean whitefish, yellowtail, white seabass, California halibut, Pacific halibut, sandbasses, and ocean salmon. An estimate of groundfish bycatch in nongroundfish is not available as the CRFS program does not generate estimates of bycatch in speciesspecific target fisheries. Estimates are made at the trip type level, and trip types are generalized as bottomfish, salmon, HMS, and inshore. A review of CRFS sample data from 2015 through present shows some encounters with quillback and copper rockfish occur in non-groundfish fisheries, but formal catch estimates of total mortality are unavailable. Using the average annual number of sampled quillback and copper rockfish reported in non-rockfish fisheries from 2015 through October 2021, the ACV process as described in the No Action (2023) Inseason Management Response section was applied to generate potential minimum projected mortality of quillback and copper rockfish in non-rockfish fisheries. These projected mortality values are not catch estimates. It is assumed these data underrepresent actual bycatch of quillback and copper rockfishes in nonrockfish fisheries as the analysis did not include information from combo trips where anglers targeted non-rockfish and rockfish on the same trip. Most trips where rockfish are caught are combo trips, especially in the Southern Management Area.

On average a minimum of 0.2 mt of quillback rockfish could be expected as bycatch from anglers targeting lingcod, with at least some trace amounts of quillback rockfish in the Pacific halibut and California halibut fisheries. At least 8.5 mt of copper rockfish bycatch occurs annually in non-RCG fisheries in California (Table 15), of which two thirds occur in fisheries in the Southern Management Area. Actual bycatch of quillback and copper rockfish in these non-rockfish fisheries is expected to be substantially higher than the projected minimum value but cannot currently be quantified. Even if there was a complete closure of all groundfish fisheries (Option 2) there would still be trace amounts of quillback and copper rockfish catch in other non-groundfish fisheries.

| Target fishery          | Copper rockfish bycatch (mt) |
|-------------------------|------------------------------|
| Yellowtail              | 2.2                          |
| Lingcod                 | 1.6                          |
| California halibut      | 1.5                          |
| White seabass           | 1.5                          |
| Ocean whitefish         | 0.8                          |
| Salmon                  | 0.6                          |
| Sandbasses              | 0.4                          |
| California scorpionfish | 0.1                          |
| California sheephead    | 0.1                          |

Table 15. Alternative 1. Projected minimum average annual catch of copper rockfish statewide in non-RCG target fisheries. Data are from CRFS/CDFW.

#### **Option 1**

Under Option 1 projected mortality for 2025-2026 shows that catch will be less than under the No Action (2023) mortality for most species (Table 16). Projected mortality for all species under Option 1 remains within limits for all species. Quillback rockfish is the primary species limiting opportunity in California recreational fisheries north of 36° N lat. and copper rockfish is the primary species limiting recreational fisheries south of 36° N lat. A copper rockfish recreational ACT was proposed for 2025-26 (Chapter 1 §2.3.3). The currently analyzed recreational ACT of 15.8 mt for copper rockfish may require further limitations to season dates and bag limits south of 34°27' N lat. if adopted. Option 1 is presented as a starting point to facilitate discussions for the 2025-26 biennial process. Alterations to the seasons structure of Option 1 may allow for limited expanded opportunity while meeting but not exceeding federal harvest limits.

Numbers presented in Table 16 show California recreational impacts using surface release mortality rates to account for discarded fish for most species. Projected mortality for most species is likely a conservative estimate as some fish will be released with descending devices. For quillback rockfish and the copper rockfish 0-fish bag south of 34°27' N. lat, only, the projected mortality assumes prohibition, high compliance with non-retention and use of descending devices when discarding. All other rockfish species mortality presented assume surface release of all discarded fish. If descending devices become required in the future and their rate of utilization for all rockfish species increases, projected mortality presented for the other rockfish species will be further reduced.

Table 16. Alternative 1. Option 1: 2025-26 projected mortality in the California recreational fishery compared to the California recreational specific harvest guideline (HG) and/or the non-trawl HG. Values in parenthesis indicate bag limits other than status quo and resulting projected mortality. Dash indicates no value established in regulation. Data are from CDFW.

| Stock                                    | Projected<br>Recreational<br>Mortality 2025/26<br>(mt) | California<br>Recreational HG<br>2025/26 (mt) | Non-Trawl HG<br>2025/26 <sup>a</sup><br>(mt) |
|--|--|---|--|
| Canary rockfish (5-fish bag)[1-fish bag] | 32.6(32.1)[21.9]                                       | 46.7/46.9                                     | 140.8/141.2                                  |

| Stock  | Projected<br>Recreational<br>Mortality 2025/26<br>(mt) | California<br>Recreational HG<br>2025/26 (mt) | Non-Trawl HG<br>2025/26 <sup>a</sup><br>(mt) |
|--|--|---|--|
| Cowcod   | 3.9  | 20.85   | 42.6/41.7                                    |
| Yelloweye rockfish   | 5.6  | 12.2/12.4                                     | 40.5/41.20                                   |
| Quillback rockfish   | 0.7  | -   | 1.16/ 1.37                                   |
| Black rockfish   | 70.7   | -   | 222.3/234.7                                  |
| Lingcod north. of 40°10' N. lat. <sup>b</sup> /                                | 28.3   | -   | 1,842.4/,1789.1                              |
| Lingcod south of 40°10' N. lat.  | 142.2  | -   | 441.8/456.9                                  |
| Nearshore Rockfish N. of 40°10' N. lat. <sup>c</sup> /                         | 7.8  | -   | 84.8/83.0                                    |
| Copper rockfish N. of 40°10' N. lat.   | 3.1  | -   | 6.8/6.75                                     |
| Nearshore Rockfish S of 40°10' N. lat. <sup>d</sup>                            | 283(276)   | -   | 931.4/930.1                                  |
| Copper rockfish south of 40°10' N. lat.(0-<br>fish bag south of 34°27' N. lat) | 34.5(27.9)   | -   | 125.1/126.3                                  |
| Shelf rockfish south of 40°10' N lat. <sup>d</sup>                             | 300(294)[283]  | -   | 1263.1/1260.6                                |
| Vermilion rockfish south of 40°10' N.<br>lat. (3-fish bag)[2-fish bag]         | 126.8(120.5)[109.7]                                    | -   | 274.3/ 271.5 <sup>d</sup>                    |
| Squarespot rockfish south of 40°10' N. lat.                                    | 5  | -   | 5.39/ 5.9 <sup>d</sup>                       |

a/ Includes non-nearshore, nearshore, and recreational.

b/ Projected impacts include only the area between 42° N lat. and 40°10' N lat., while the non-trawl allocation is applicable for the entire area North of 40°10' N lat.

c/Not an official non-trawl allocation in regulation, but rather the sum of the WA, OR, CA state HGs that are managed to by the states so as to not exceed the ACL when also factoring in minor IOA, tribal, EFP, research, and trawl impacts. The CA fishery HG is 39.4/39 mt is shared between the recreational and commercial non trawl sectors.

d/ The species-specific contributions to the non-trawl allocation are shared between the recreational and commercial non-trawl sectors.

#### **Option 2**

Season Structure Option 2 results in closure of the boat-based groundfish fishery and projected total mortality for the directed recreational groundfish boat-based fishery would be zero. Groundfish encounters would occur in non-groundfish targeted fisheries, including ocean salmon, kelp/calico bass, California halibut, Pacific barracuda, yellowtail, and white seabass. Under No Action, impacts in these non-groundfish fisheries are included in the projected groundfish fishery total mortality. Under Season Structure Option 2 the boat-based fishery is closed but these other fisheries continue to operate and some bycatch of federal groundfish occurs. Regulatory discarding of these species would result. See Impacts of Rockfish Mortality in Non-Groundfish Fisheries above for more information.

It is unknown how sport fishery operations and angler effort would shift under Season Structure Option 2. Bycatch of groundfish could increase if there is increased effort in the non-groundfish fisheries with groundfish bycatch but impacts are expected to be less than under No Action. The potential for increased effort in the shore-based and spear fisheries could result in increased mortality of groundfish in these modes, including copper rockfish, compared to No Action.

However, CDFW expects the increase in groundfish mortality to be minor from shore-based and spear fishing due to relatively low CPUE and low release mortality associated with these fisheries.

#### **Option 3**

Mortality projections (Table 17) under Season Structure Option 3 are the highest of the Options presented, and exceed No Action (2023) projections for many stocks due to the additional season length and access to deeper depths (assuming this Option is adopted year round in all five Management Areas). Projected mortality of canary rockfish, under a 10 fish bag limit (144.3 mt), 5 fish sub-bag limit (143.5 mt), would exceed the recreational HG and non-trawl allocations. Although projected mortality of canary rockfish under a 1 fish sub-bag limit (121.3 mt) would not exceed the non-trawl allocation, it would still exceed the California recreational HG. Projected mortality of yelloweye rockfish (20.0 mt), quillback rockfish (16.0 mt), vermilion/sunset rockfish south of 40°10' N. lat. (350 mt) under projected options (including a 3-bag and 2-bag sub limit resulting in 290 mt and 270 mt), vermilion/sunset rockfish north of 40°10' N. lat. (7.9 mt) under projected options (including a 3-bag and 2-bag sub limit resulting in 7.8 mt and 7.6 mt), and copper rockfish south of 40°10' N/ lat. (173.8 mt) under both projected options (including 0-bag limit, 142.5 mt), are projected to exceed harvest limits. Under Option 3, black rockfish and lingcod south of 40°10' N. lat. are projected to exceed harvest limits if implemented for the full year and the ACL contribution of squarespot rockfish to the shelf rockfish complex south of 40°10' N. lat. is likely to be exceeded. While cowcod, lingcod north of 40°10' N. lat., and minor nearshore and shelf complexes are projected to remain within harvest limits under this Option, greater uncertainty with the model results exist and catch could be higher. If Season Structure Option 3 is applied for less than the full year (zero up to 11 months of the year), impacts would be lower.

| Stock   | Projected<br>Recreational<br>Mortality<br>2025/26 (mt) | California<br>Recreational<br>HG<br>2025/26 (mt) | Non-Trawl HG<br>2025/26 ª<br>(mt) |
|---|--|--|-----------------------------------|
| Canary rockfish (5-fish bag)[1-fish bag]                        | 144.3(143.5)[12<br>1.3]                                | 46.7/46.9  | 140.8/141.2                       |
| Cowcod  | 10.9   | 20.85  | 42.6/41.7                         |
| Yelloweye rockfish  | 20.0   | 12.2/12.4  | 40.5/41.20                        |
| Quillback rockfish  | 16.0   | -  | 1.16/ 1.37                        |
| Black rockfish  | 400.0  | -  | 222.3/234.7                       |
| Lingcod N. of 40°10' N. lat. <sup>b</sup> /                     | 55.0   | -  | 1,842.4/,1789.1                   |
| Lingcod south of 40°10' N. lat.                                 | 515.5  | -  | 441.8/456.9                       |
| Nearshore Rockfish north of $40^{\circ}10'$ N. lat. $^{\circ}/$ | 25.0   | -  | 84.8/83.0                         |
| Copper rockfish N. of 40°10' N. lat.                            | 6.0  | -  | 6.8/6.75                          |

Table 17. Alternative 1. Option 3: 2025-26 Projected mortality in the California recreational fishery compared to the California recreational specific harvest guideline (HG) and/or the non-trawl HG. Values in parenthesis indicate bag limits other than status quo and resulting projected mortality. Data are from CDFW.

| Stock  | Projected<br>Recreational<br>Mortality<br>2025/26 (mt) | California<br>Recreational<br>HG<br>2025/26 (mt) | Non-Trawl HG<br>2025/26 ª<br>(mt) |
|--|--|--|-----------------------------------|
| Nearshore Rockfish south of $40^{\circ}10'$ N. lat. <sup>d</sup>               | 828.6(797.3)   | -  | 931.4/930.1                       |
| Copper rockfish south of 40°10' N.<br>lat.(0-fish bag south of 34°27' N. lat.) | 173.8(142.5)   | -  | 125.1/126.3                       |
| Minor Shelf rockfish S of 40°10' N lat. <sup>d</sup>                           | 900(840)[820]  | -  | 1263.1/1260.6                     |
| Vermilion rockfish south of 40°10' N.<br>lat.(3-fish bag)[2-fish bag]          | 350(290)[270]  | -  | 274.3/271.5 <sup>d</sup>          |
| Squarespot rockfish south of 40°10' N.<br>lat.                                 | 30   | -  | 5.39/ 5.9 <sup>d</sup>            |

a/ Includes non-nearshore, nearshore, and recreational.

b/ Projected impacts include only the area between 42° N lat. and 40°10' N lat., while the non-trawl allocation is applicable for the entire area North of 40°10' N lat.

c/Not an official non-trawl allocation in regulation, but rather the sum of the WA, OR, CA state HGs that are managed to by the states so as to not exceed the ACL when also factoring in minor IOA, tribal, EFP, research, and trawl impacts. The CA fishery HG is 39.4/39 mt is shared between the recreational and commercial non trawl sectors.

d/ The species-specific contributions to the non-trawl allocation are shared between the recreational and commercial non-trawl sectors.

#### **Option 4**

Under Option 4 projected mortality for 2025-2026 catch for select constraining groundfish species is expected to stay within limits. CDFW report under <u>Agenda Item F.8.a Supplemental CDFW</u> <u>Report 2, March 2024</u> summarized the seasons and impacts for option 4 under CA-Rec Option 2 in the CDFW report. Within the 2024 inseason action, a 2-fish sub-bag limit was established for vermilion rockfish south of 40°10' N lat., which is expected to be carried into the 2025-26 biennial season. Additionally, CDFW analyzed vermilion rockfish sub-bag limit north of 40°10' N lat. of status quo 4-,3-,2- fish is also examined within the report.

Under Option 4, projected mortality of yelloweye rockfish (2.5 mt), quillback rockfish north of 40°10' N lat.(0.51 mt), quillback rockfish south of 40°10' N lat.(0.66 mt), and copper rockfish south of 40°10' N lat. (48.03 mt) are projected to stay within harvest limits. Projected mortality of vermilion/sunset rockfish south of 40°10' N. lat., under a 4 fish bag limit (243.5 mt) and 3 fish sub-bag limit (238.0 mt), would exceed the recreational HG and non-trawl allocations. Projected mortality of vermilion/sunset rockfish south of 40°10' N. lat. under a 2 fish sub-bag limit (195.4 mt) is projected to be under the recreational HG and non-trawl allocations. Projected mortality of vermilion/sunset rockfish north of 40°10' N. lat. (7.9 mt) under projected options (including a 3-bag and 2-bag sub limit resulting in 7.8 mt and 7.6 mt

## 3. Alternative 2

Under Alternative 2, default harvest control rules apply to all stocks except shortspine thornyhead, rex sole, and Dover sole which have alternative HCRs. However, the CA recreational fishery has no impact on these stocks and are not analyzed. The key stock analyzed under Alternative 2 is California quillback rockfish. Under Alternative 2, 2025-26 harvest specifications are calculated under the ABC rule, resulting in an OFL =1.52, ABC:ACL of 1.3, and HG of 1.2mt in 2025 and OFL =1.77 mt, ABC:ACL=1.5 mt, and HG of 1.4 mt in 2026 (Table 18). No retention (0 fish bag limit) of quillback rockfish will be allowed under Alternative 2. It should be noted, the quillback HG is shared between the commercial non-trawl sector and the recreational fishery.

 Table 18. Alternative 2: Comparison of Alternative 1 and Alternative 2 harvest guidelines for California quillback rockfish in 2025-26.

|      | Alt 1 HG<br>(mt) | Alt 2 HG<br>(mt) | Difference (mt)<br>Alt 2 to Alt 1 |
|------|------------------|------------------|-----------------------------------|
| 2025 | 1.16             | 1.2              | +0.04                             |
| 2026 | 1.37             | 1.4.             | +0.03                             |

3.1 Groundfish Seasons and Area Restrictions

#### 3.1.1 Season Structure

The difference between Alternative 1 and Alternative 2 California quillback harvest specifications is negligible. Under Alternative 2, the ABC:ACLs are equivalent to Alternative 1. The 2025-26 HGs, however, differ. The Alternative 2 2025-26 HGs are 0.04 mt and 0.03 mt higher than Alternative 1. Due to the negligible harvest specification differences, modeling to determine a discernible difference between the two alternatives was not possible. Therefore, the season structures under Alternative 2 are the same as under Alternative 1.

#### 3.1.2 Area Restrictions

Same as described under the No Action (2023) alternative however different RCA lines vary by Option

#### 3.1.3 Groundfish Bag Limits Gear Limits and Size Limits

Same as described under No Action (2023).

#### Lingcod Seasons, Bag Limits, Hook Limits, and Size Limits

Same as described under No Action (2023).

#### California Scorpionfish Seasons, Bag Limits, and Size Limits

Same as described under No Action (2023).

#### **Pacific Halibut Seasons**

Same as described under the No Action (2023).

#### 3.2 Inseason Management Response

Same as inseason management response as described under No Action (2023).

#### 3.3 New Management Measures

Same as described under Alternative 1.

#### 3.4 Impact (Groundfish Mortality)

Projected mortality under Alternative 2 is the same as described under Alternative 1, dependent upon which Options for season structure and changes to sub-bag limits are chosen. To the degree that fishing behavior, encounter rates, and availability of other target opportunities differ from prior years, actual mortality may be higher or lower than projections. Projected mortality for most species under Option 1 and 4 remain within limits with bag limits imposed for some species. California quillback mortality is expected to be the same as under Alternative 1.

#### **Option 1**

Same as described under Alternative 1

#### **Option 2**

Same as described under Alternative 1.

#### **Option 3**

Same as described under Alternative 1

#### **Option 4**

Same as described under Alternative 1

## 4. Alternative 3

Under Alternative 3, default harvest control rules apply to stocks except shortspine thornyhead, rex sole, and Dover sole which have alternative HCRs. However, the CA recreational fishery has no impact on these stocks and are not analyzed. The key stock analyzed under Alternative 3 is quillback rockfish off California which will have an OFL of 8.41 mt, ACL of 5.06 mt, and an HG of 4.96 mt for at least 2025, however, to facilitate a full analysis, Alternative 3 is assumed to have the same harvest specifications for 2025-26. No retention (0 fish bag limit) of quillback rockfish will be allowed under Alternative 3.

As shown in Table 19. The Alternative 3 2025-26 California quillback rockfish HGs are approximately 3.8mt and 3.6 mt higher than the Alternative 1 and Alternative 2 HGs — noting there is a negligible difference between the Alternative 1 and Alternative 2 HG.

 Table 19. Alternative 3: Comparison of Alternative 1 and Alternative 2 harvest guidelines for California quillback rockfish in 2025-26.

|      | Alt 1 HG<br>(mt) | Alt 2 HG<br>(mt) | Alt. 3 HG<br>(mt) | Difference (mt)<br>Alt 3 to Alt 1 | Difference (mt)<br>Alt 3 to Alt 2 |
|------|------------------|------------------|-------------------|-----------------------------------|-----------------------------------|
| 2025 | 1.16             | 1.2              | 4.96              | +3.8                              | +3.76                             |
| 2026 | 1.37             | 1.4.             | 4.96              | +3.59                             | +3.56                             |

#### 4.1 Groundfish Seasons and Area Restrictions

#### 4.1.1 Season Structure

#### Option 1

Under 5.3 mt ACL for the California quillback rockfish with no retention in the recreational fishery would mean quillback rockfish was no longer the limiting stock north of 36° N. lat. Therefore, season depths that were specific to quillback rockfish could be liberalized and the stocks which historically constrained the fishery in the north such as yelloweye rockfish would be the primary driver of the season structure. Option 1 considers times and months where recreational fishing will be authorized shoreward of the 30 fm RCA line in the north of 36° N. lat. South of 36° N. lat. fishing would occur shoreward of the 20 fm RCA line at the start of the seasons and then switch to seaward of the 50 fm RCA line for the remainder of the year. For fisheries south of 36° N. lat. the primary purpose of excluding anglers between 20-50 fm is to limit impacts on copper rockfish, which primarily occur in these depths. Table 20 shows the proposed season structure.

Table 20. Option 1 showing months where recreational fishing will be authorized shoreward of the 30 fm RCA line in the north of 36° N. lat. South of 36° N. lat. fishing would occur shoreward of the 20 fm RCA line at the start of the seasons and then switch to seaward of the 50 fm RCA line for the remainder of the year.

| Management<br>Area | Jan    | Feb    | Ma<br>r | Apr                    | May                    | Jun | Jul   | Aug   | Sep    | Oct   | No<br>v | De<br>c |
|--------------------|--------|--------|---------|------------------------|------------------------|-----|-------|-------|--------|-------|---------|---------|
| Northern           | Closed |        |         | May 1 – Dec 31 < 30 fm |                        |     |       |       |        |       |         |         |
| Mendocino          | Closed |        |         | May 1 – Dec 31 < 30 fm |                        |     |       |       |        |       |         |         |
| San Francisco      | Closed |        |         | May 1 – Dec 31 < 30 fm |                        |     |       |       |        |       |         |         |
| Central – N °36    |        | Closed |         |                        | May 1 – Dec 31 < 30 fm |     |       |       |        |       |         |         |
| Central – S °36    | Clo    | sed    |         | Mar                    | Mar 1 - Aug 31 < 20 fm |     |       |       | Sep 1  | - Dec | 31 > 5  | 0 fm    |
| Southern           | Clo    | sed    |         | Mar 1 - Aug 31 < 20 fm |                        |     | Sep 1 | - Dec | 31 > 5 | 0 fm  |         |         |

#### Option 2

Same as described under Alternative 1.

#### **Option 3**

Same as described under Alternative 1.

#### 4.1.2 Area Restrictions

Same as described under the No Action (2023) alternative however different RCA lines vary by Option

#### 4.1.3 Groundfish Bag Limits Gear Limits and Size Limits

Same as described under No Action (2023).

#### Lingcod Seasons, Bag Limits, Hook Limits, and Size Limits

Same as described under No Action (2023).

#### California Scorpionfish Seasons, Bag Limits, and Size Limits

Same as described under No Action (2023).

#### **Pacific Halibut Seasons**

Same as described under the No Action (2023).

#### 4.2 Inseason Management Response

Same as inseason management response as described under No Action (2023).

#### 4.3 New Management Measures

Same as described under Alternative 1.

#### 4.4 Impact (Groundfish Mortality)

Projected mortality under Alternative 3 is the same as described under Alternative 1, dependent upon which Options for season structure and changes to sub-bag limits are chosen. To the degree that fishing behavior, encounter rates, and availability of other target opportunities differ from prior years, actual mortality may be higher or lower than projections.

#### **Option 1**

Under Option 1 projected mortality for 2025-2026 shows that catch will be similar to recent historical seasons structures prior to 2023. Projected mortality for most species under Option 1 remain within limits with bag limits imposed for some species. If quillback rockfish is no longer the limiting factor the next most constraining stock historically have been yelloweye rockfish followed by canary rockfish. The purpose of this option was specifically to investigate a season structure that would remain under the projected mortality for quillback rockfish with an OFL of 8.41 mt, ACL of 5.06 mt., and HG of 4.96 mt. Other species may be constraining under this option as analyzed in the Table 21 below. Any remaining quillback rockfish allocation could also be utilized in commercial fisheries and likely would be used to allow additional nearshore opportunity. Under Option 1 as shown, canary rockfish would be a constraining species but would be under the status quo recreational HG with a 1 fish bag limit. A copper rockfish recreational ACT was proposed for 2025-26 (Chapter 1 §2.3.3). The currently analyzed recreational ACT of 15.8 mt for copper rockfish may require further limitations to season dates and bag limits south of 34°27' N lat. if adopted. Cowcod and yelloweye rockfish mortality is projected to remain within harvest limits under this Option. However, greater uncertainty with the model results exists and catch could be higher than projected. If Season Structure Option 1 is applied for less than the full year (zero up to 11 months of the year), impacts would be lower.

Alternative 3 would allow for greater nearshore opportunity north of 36° N lat. which would allow for increased effort for anglers with smaller watercrafts and kayakers. Kayakers and other anglers whose watercraft prohibit participation in offshore only fisheries have been disproportionately impacted by recent fishery restrictions needed to keep quillback rockfish under extremely low OFL and ACLs analyzed in Alternative 1. Compared to nearshore trips, Charter boat operators have anecdotal reported a lower number of anglers per trip during offshore only fisheries, which fish seaward of 50 fm or 300 ft. Many anglers are not physically able to reel up heavier weights required to fish deep along with the weight of the catch from 300 plus feet multiple times as is needed in offshore fisheries. The physical ability to fish in these deeper depths limits fishery participants to only those who are physically able and largely excludes children and elderly anglers from participating in offshore only fisheries. Alternative 2 would allow for all boat based recreational anglers north of 36° N lat. to participate in the fishery equally per <u>National Standard 4</u>.

Additionally, nearshore fishing is safer than offshore fishing since fishing occurs closer to land. If something goes wrong with a watercraft there are typically more vessels in the area if assistance is needed. Coastguard or other first responder response time is considerably less and there are typically more geological features than can provide cover from inclement weather. Allowing more nearshore fishing opportunities would promote the safety of human life at sea per <u>National Standard 10</u>.

Table 21 show California recreational impacts using surface release mortality rates to account for discarded fish for most species. Projected mortality for most species is likely a conservative estimate as some fish will be released with descending devices. For quillback rockfish and for the copper rockfish 0-fish bag south of 34°27' N. lat, only, the projected mortality assumes prohibition, high compliance with non-retention and a high rate of descending devices used when discarding. All other rockfish species mortality presented assume surface release of all discarded fish. If descending devices become required in the future and their rate of utilization for all rockfish species increases, projected mortality presented for the other rockfish species will be further reduced.

| Stock  | Projected<br>Recreational<br>Mortality<br>2025/26 (mt) | California<br>Recreational<br>HG<br>2025/26 (mt) | Non-Trawl<br>Allocation or HG<br>2025/26 <sup>a</sup><br>(mt) |
|--|--|--|---|
| Canary rockfish                                      | 53.2(54.9)[44.7]                                       | 46.7/46.9  | 140.8/141.2   |
| Cowcod   | 3.3  | -  | 42.8/41.5   |
| Yelloweye rockfish                                   | 4.3  | 12.2/12.4  | 40.5/41.2   |
| Quillback rockfish                                   | 2.3  | -  | 4.96/ 4.96  |
| Black rockfish                                       | 94.6   | -  | 223.6/234.7   |
| Lingcod N. of 40°10' N. lat. <sup>b</sup> /          | 37.2   | -  | 1842.4/1789.1   |
| Lingcod south of 40°10' N. lat.                      | 272.1  | -  | 441.8/456.9   |
| Nearshore Rockfish N. of 40°10' N. lat. °/           | 13.8   | -  | 88/86   |
| Copper rockfish N. of 40°10' N. lat.                 | 2.9  | -  | 6.8/6.75  |
| Nearshore Rockfish S of 40°10' N. lat. <sup>d</sup>  | 558.6  | -  | 929.3/928.1/  |
| Copper rockfish S of 40°10' N. lat.                  | 84.4(72.7)   | -  | 125/126.4   |
| Minor Shelf rockfish S of 40°10' N lat. <sup>d</sup> | 310.0(300.2)[268.<br>6]                                | -  | 1262.5/1260.6   |
| Vermilion rockfish south of 40°10' N.<br>lat.        | 271.6(261.8)[230.<br>2]                                | -  | 274.3/ 271.5 <sup>d</sup>                                     |
| Squarespot rockfish south of 40°10'<br>N. lat.       | 5.0  | -  | 5.39/ 5.9 <sup>d</sup>  |

Table 21. Option 1: Projected mortality in the California recreational fishery in 2025-2026. Values in parenthesis indicate bag limits other than status quo and resulting projected mortality. Data are from CDFW.

a/ Includes non-nearshore, nearshore, and recreational.

d/ The species-specific contributions to the non-trawl allocation are shared between the recreational and commercial non-trawl sectors.

b/ Projected impacts include only the area between  $42^{\circ}$  N lat. and  $40^{\circ}10'$  N lat., while the non-trawl allocation is applicable for the entire area North of  $40^{\circ}10'$  N lat.

c/Not an official non-trawl allocation in regulation, but rather the sum of the WA, OR, CA state HGs that are managed to by the states so as to not exceed the ACL when also factoring in minor IOA, tribal, EFP, research, and trawl impacts. The CA fishery HG is 39.4/39 mt is shared between the recreational and commercial non trawl sectors.

### **Option 2**

Same as described under Alternative 1.

#### **Option 3**

Same as described under Alternative 1

### Option 4

Same as described under Alternative 1

## 5. Alternative 4

Alternative 4 considers a rebuilding strategy of F=0 for the federally defined quillback rockfish stock off California. Under this alternative the objective is for zero fishery related mortality (F=0) for the quillback rockfish stock as defined off California. Option 4 is provided in support of the upcoming rebuilding plan for quillback rockfish. In order to achieve no impacts to quillback rockfish, groundfish season structures would be as described under Alternative 1 Option 2, requiring a full-closure within all five Groundfish Management Areas. A recent GMT report (Agenda Item F.8.a Supplemental GMT Report 1 March 2024) presented recreational quillback rockfish mortality even in the southernmost portion of California (Table 1 for the GMT report quoted below). Even with full recreational season closures, impacts to quillback would still occur in non-groundfish targeted fisheries, including ocean salmon, kelp/calico bass, California halibut, Pacifica Halibut, Pacific barracuda, yellowtail, and white seabass as trace amounts of quillback have been seen as bycatch in these fisheries. Many of these fisheries are state managed and outside of Council and NMFS jurisdiction.

Table 22. The recreational catch of quillback rockfish in metric tons (mt) from 2005-2023 and 2018-2022 by California Recreational Fisheries Survey (CRFS) district in California and the percent of total catch by district. The catch data from 2023 are incomplete. Districts in italics are located south of 37° 07′ N. lat. Source: RecFIN

|   | 2005       | 5-23                   | 2018-22    |                        |  |
|---|------------|------------------------|------------|------------------------|--|
| CRFS District   | Catch (mt) | Percent by<br>District | Catch (mt) | Percent by<br>District |  |
| Redwood (Humboldt County, Except Shelter<br>Cover Area, And Del Norte County)                                       | 51.7       | 38.3%                  | 19.7       | 40.0%                  |  |
| Wine (Mendocino County And Shelter Cove<br>Area In Humboldt County)   | 26.3       | 19.5%                  | 13.5       | 27.4%                  |  |
| Bay Area (Sonoma, Marin, Solano, Napa,<br>Contra Costa, Alameda, Santa Clara, San<br>Mateo, San Francisco Counties) | 54.3       | 40.3%                  | 14.9       | 30.2%                  |  |
| Central (San Luis Obispo, Monterey and<br>Santa Cruz Counties)  | 2.3        | 1.7%                   | 1.2        | 2.4%                   |  |
| Channel (Santa Barbara and Ventura)   | 0.0        | 0.0%                   | 0.0        | 0.0%                   |  |
| South (San Diego, Orange and Los Angeles<br>Counties) <sup>#</sup>  | 0.3        | 0.2%/                  | 0.0        | 0.0%                   |  |

#### 5.1 Groundfish Seasons and Area Restrictions

#### 5.1.1 Season Structure

Under Alternative 4, season structure is the same as described under Alternative 1, Option 2 (2023). No impacts are allowed within the Alternative 4 scenario, resulting in full closure within all 5 Groundfish Management Areas

#### Option 1

Same as described under Alternative 1, Option 2.

#### 5.1.2 Area Restrictions

Under Alternative 4, area restrictions are the same as described under Alternative 1, Option 2 (2023). No impacts are allowed within the Alternative 4 scenario, resulting in full closure within all 5 Groundfish Management Areas

#### **Option 1**

Same as described under Alternative 1, Option 2.

#### 5.2 Groundfish Bag Limits Gear Limits and Size Limits

Same as described under Alternative 1, Option 2.

#### Lingcod Seasons, Bag Limits, Hook Limits, and Size Limits

Season closed. Bag limit and size reduced to zero.

#### California Scorpionfish Seasons, Bag Limits, and Size Limits

Same as described under No Action (2023). Effort in the California scorpionfish fishery only occurs south of 36°00' N lat. Quillback rockfish encounters only occur in waters north of 36°00' N lat.. The California scorpionfish season is able to remain open due to the location of the CA scorpionfish fishery having no crossover into quillback habitat, no impact on quillback rockfish.

#### **Pacific Halibut Seasons**

Season closed. Bag limit and size reduced to zero.

#### 5.3 Inseason Management Response

Under Alternative 4, season closures would be the same as described under Option 1 Alternative 2. Inseason management response would not be required under Alternative 4, the scenario holding all available restrictions in place to prevent any potential impact to quillback.

#### 5.4 New Management Measures

Under Alternative 4, season closures would be the same as described under Option 1 Alternative 2. New management measures would not be required under Alternative 4, the scenario holding all available restrictions in place to prevent any potential impact to quillback.

#### 5.5 Impact on Rockfish Mortality in Non-Groundfish Fisheries (Groundfish Mortality)

Alternative 4 is different from other alternatives, requiring absolutely no impact on quillback mortality (F=0). F=0 requires a season structure as described under Alternative 1, Option 2. Even with the closure of the boat-based groundfish fishery and projected total mortality for the directed recreational groundfish boat-based fishery would be zero, groundfish encounters would still occur in non-groundfish targeted fisheries and quillback rockfish would still be impacted.

Groundfish encounters would likely occur in non-groundfish targeted fisheries, including ocean salmon, kelp/calico bass, California halibut, Pacific Halibut, Pacific barracuda, yellowtail, and white seabass. Many of these fisheries operate under state jurisdiction with the Council and NMFS having no jurisdiction or control over the management of state fisheries.

Under a complete groundfish closure as described in Alternative 1, Option 2 the boat-based fishery is closed but these other fisheries would continue to operate and some bycatch of federal groundfish would occur. Regulatory discarding of groundfish species could result in impacts to quillback rockfish. It is unknown how sport fishery operations and angler effort would shift under Season Structure Option 2. Bycatch of groundfish could increase if there is increased effort in the non-groundfish fisheries with groundfish bycatch but impacts are expected to be less than under No Action. See Alternative 1, Option 2 impacts above for more information.

Based on this analysis F=0 for quillback rockfish is not achievable as it would require a complete closure of any and all commercial and recreational fishing in California State and Federal waters. Since the Council does not have jurisdiction over state managed fisheries and California waters F=0 is unachievable. Additionally, the wide spread socioeconomic impact to coast communities would be immense, difficult to calculated and would be upward of a billion dollars. Economic impacts of recreational fisheries off California found "The three-year average for 2010 to 2012 finds the total economic impact/contribution from recreational fishing in California sanctuaries to be \$213.1 million in output, \$129.0 million in value-added, \$74.6 million in income and more than 1,370 jobs" (Economic Impact of the Recreational Fisheries on Local County Economies in California's National Marine Sanctuary 2010, 2011 and 2012).CDFW Marine Regions by the numbers document for 2023, shows commercial ex-vessel value alone was \$160,829,414. This is just ex-vessel value and does not take into account additional downstream economic benefits to California and the Nation. This is not a robust socioeconomic analysis but demonstrates the significant impact F=0 quillback rockfish season as describe in Alternative 4 would have on the nation and California specifically.

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## 9. New Management Measures

#### **Executive Summary**

This chapter considers five new management measures for addition into the 2025-26 biennial process. The first would create an open access registration/permit program designed to improve understanding of the directed open access fixed gear fishery as well as improve WCGOP observer coverage in this fleet. The second measure would update the discard and retention requirements to the electronic monitoring regulations and vessel monitoring plan. The third measure would modify federal continuous transit provisions for California recreational vessels. These modifications would allow recreational vessels to anchor overnight and/or stop to fish for non-groundfish species inside the seasonal Recreational RCA. The fourth measure would create a coastwide descending device requirement in the EEZ (*i.e.*, 3-200 nm offshore), thus creating regulatory consistency between state and federal waters across all three states. The fifth measure would update the scientific name of Pacific sand lance and the common name of Pacific spiny dogfish in federal regulation.

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## A: Open Access Registration/Permit Program

#### Background

This measure would require vessels that fish in the directed OA groundfish sector (defined at § 660.11 under "Open Access fishery") to complete a registration process and obtain a federal permit. This measure was recommended to the Council by NMFS under <u>Agenda Item E.7.a, NMFS</u> <u>Report 1, November 2023</u>, which is incorporated by reference.

#### Purpose and Need

The purpose of this new management measure is to better track and account for participation in the directed OA sector, thus enabling fishery managers to better account for impacts to the fishery. At present, the only way to identify participants is via landing receipts and declarations. The lack of an OA registry has created ongoing challenges with: 1) developing management measures for the OA fishery; 2) communicating new regulations with the OA sector, and; 3) WCGOP's ability to accurately estimate mortality and fishing effort.

Additionally, the Council and NMFS would like the ability to target certain components of the directed OA fishery for monitoring by WCGOP. NMFS indicated that it would be able to more specifically tailor observer coverage in the directed OA sector with more advance notice of potential participation. This registry could, therefore, potentially improve WCGOP observer coverage in this fishery which would likely lead to improvements in mortality estimates for the sector. For example, the Council's decision in November 2023 caused a shift in directed OA effort to "12E" non-bottom hook-and-line gear types (non-bottom contact stationary vertical jig and groundfish troll - specified at  $\S 660.330(b)(3)$ ) off of California to reduce impacts to quillback rockfish. There is a need to understand if this recommendation is achieving its intended goal or if additional measures are necessary.

#### **Options**

Two options are being considered for this management measure.

**Option 1**: Status quo (no Federal open access registration/permit requirement)

**Option 2**: Federal Open Access Registration/Permit Requirement

Option 1 would maintain the status quo, which is no requirement for vessels participating in the directed OA fishery to register for and obtain a federal permit from NMFS.

Option 2 would require vessels that fish in the directed OA sector to register for and obtain a federal permit from NMFS. The number of allowable permits would not be capped (*i.e.*, this would not be a limited entry program). NMFS is currently exploring possibilities for rolling permit applications and issuance versus standard application/renewal timeframes and expect to report back on that exploration at a future meeting. The registration process would likely require vessels to indicate their gear type, *e.g.*, bins such as pot, longline, stationary vertical jig gear, groundfish troll gear, other hook-and-line gear, etc., aligning with declarations and the groundfish non-trawl

logbook. Based on declarations in 2023, this would capture approximately 246 vessels (based on declaration data obtained from OLE on 1/23/2024).

#### Impact Analysis

Option 1 would not have any impact on target species, non-target species, protected species, or habitat. Option 1 would sustain the current challenges of communicating with the directed open access fleet and analyzing impacts from their fishing activities. This may consequently cause confusion among the fleet about new regulations (*e.g.*, the non-trawl logbook) and delays in forthcoming updates to fishery regulations (*e.g.*, it may take longer to lift fishery restrictions, such as removing the rest of the Non-Trawl RCA in the event that analysis of potential fishing impacts can't be adequately determined).

Option 2 is administrative in nature, and therefore would not have any adverse impact on target species, non-target species, protected species, or habitat. Option 2 would allow the Council and NMFS to better identify and communicate with directed open access fishery participants. This would be particularly helpful currently when numerous regulations pertaining to the open access fishery are changing rapidly (*e.g.*, Non-Trawl RCA changes, gear specification changes, new reporting requirements such as the non-trawl logbook). Option 2 would also likely provide for better inseason tracking of activity in this sector.

Option 2 would create a socioeconomic impact on directed open access fishermen. All permits issued by NMFS carry an administrative cost, per the requirements for user fees based on the provision of a service. These costs vary based on the administrative costs of receiving applications, reviewing applications and any associated required documentation, and issuing permits as a factor of the number of expected applications. Annual permit fees across West Coast fisheries currently range from \$18 for the limited entry drift gillnet permit to \$170 for the groundfish limited entry permit. NMFS expects the fee will be closer to the lower end of this range, as minimal documentation will be required for processing.

NMFS has committed to taking on the workload for development of this new management measure. NMFS will report back on timing and process for the registration/permit program at a future Council meeting. NMFS previously requested a broader version of this management measure which was placed on the workload prioritization list (see <u>Agenda Item F.8.a, NMFS</u> <u>Report 1, March 2023</u>), which would create a permit program for the entire open access fishery *i.e.*, for both the directed open access <u>and</u> incidental open access sectors. The scope of the management measure described in this analysis is only for the directed open access sector; the broader item remains on the workload list for future consideration.

# B. Update to Discard and Retention Requirements in the Electronic Monitoring Program

#### Background

This new management measure would update federal regulations pertaining to discard and retention requirements in the Electronic Monitoring (EM) program. At present, the discard species list at 50 CFR 660.604(p)(4)(i) does not include sablefish and rex sole; whereas, the Vessel Monitoring Plan (VMP) does list these stocks. Additionally, as currently written, the regulations are in conflict in regard to California halibut catch handling. The regulations require vessels to *discard* the non-IFQ species California halibut "except as allowed by state regulations" at 50 CFR 660.604(p)(4)(i), but under 50 CFR 660.604(p)(4)(i), the vessel must *retain* this species.

An exempted fishing permit (EFP) designed to test EM to determine its efficacy for monitoring the groundfish trawl fishery and the at-sea Pacific whiting fishery in lieu of human observers has been ongoing since 2015. During the past eight years, the PSMFC has conducted video review analysis of EM. Improved catch handling from vessel crew, and the improved ability to reliably identify more species on camera from video reviewers over time has resulted in the allowable discards list to expand under the EFP. However, inadvertently, both sablefish and rex sole have been missing from the discard list. The addition of sablefish and rex sole to the existing list in regulations and removing California halibut from them will align current practices under the EFP toc o

#### Purpose and Need

The purpose of this new measure is to modify the discard species list for non-IFQ species to include sablefish and rex sole, and exclude California halibut. The need of this new measure is provide consistency across all media to ensure participants in the trawl IFQ fishery possess the correct information.

#### **Options**

Although this proposal was recommended as a new management measure, in discussions with NMFS this item should be considered as an administrative regulatory change rather than a management measure. The rationale is this item does not create or implement a new management measure, but rather modifies current regulation and does not create impacts beyond those analyzed in the EM Program EA.

Two options are being considered for this regulatory change.

Option 1: Status quo (no update to EM discard and retention requirements)

**Option 2**: Update EM discard and retention requirements in regulation to include sablefish and rex sole, and remove California halibut.

The Council also recommended scoping the possibility of removing the list entirely from Federal regulations, and locating/updating it in the VMP only. The EM Internal Group discussed the option to take the list out of Federal regulations and keep it only in the VMP, but decided it is necessary

to keep the list in regulations for enforcement reasons. Therefore, the GMT did not scope this option further.

#### Impact Analysis

Option 1 would maintain the status quo, which would mean that discard and retention requirements in regulation for sablefish, rex sole (50 CFR 660.604(p)(4)(i)), and California halibut (50 CFR 660.604(p)(4)(i) are not modified. The regulations for retention and discard of these stocks would continue to be in conflict with the VMP. Option 1 would not have any impact on target species, non-target species, protected species, or habitat. Sablefish and rex sole would continue to be retained at-sea and landed at the processing plant. The sablefish and rex sole landed that would otherwise be discarded at sea are typically undersized and/or have little to no commercial value. This regulation imposes negative efficiency and economic impacts for fishermen and processors. Fishermen are required to retain fish that would otherwise be discarded, which takes up fish hold space on the vessel. The storage of these fish reduces space that would otherwise be available for stocks they are targeting or are of a size that is of low value, thus reducing overall economic benefits to the vessel from the trip. Processors are required to sort the catch. Sorting fish that could have been discarded reduces their efficiency by taking time that could be used in other processes, which is a negative economic impact to the processing plant. Additionally, fish that can't be retained by the plant would need to be disposed of shoreside, taking time and effort by the processor.

Option 2 would update discard and retention requirements in the aforementioned regulations to add sablefish and rex sole to the allowable non-IFQ discard list and delete California halibut from the non-IFQ discard list. Option 2 would also not have any impact on target species, non-target species, protected species, or habitat. Sablefish and rex sole would be discarded at sea and not brought back to port instead of being discarded shoreside or processed at low value. Changing this regulation to accurately reflect the VMP would benefit fishermen as it could free hold space for targeted stocks and increase the potential for increased economic benefits from landing fish wanted by the processor. The impacts to processors would also be positive because it would reduce the number of species and amount of fish required for sorting and discarding at the plant, creating more processing efficiency. Updating the retention requirements for California halibut would limit confusion by retaining the state regulation exemption for California halibut retention under <u>50</u> CFR 660.604(p)(4)(ii) and removing this species from the list at 50 CFR 660.604(p)(4)(i).

#### **Recommended Regulatory Language**

50 CFR 660.604(p)(4)(i) The vessel must retain IFQ species (as defined at § 660.140(c)), except for Arrowtooth flounder, English sole, Dover sole, deep sea sole, Pacific sanddab, Pacific whiting, lingcod, sablefish, rex sole, and starry flounder; must retain salmon and eulachon; and must retain the following non-IFQ species: Greenland turbot; slender sole; hybrid sole; c-o sole; bigmouth sole; fantail sole; hornyhead turbot; spotted turbot; California halibut; northern rockfish; black rockfish; blue rockfish; shortbelly rockfish; olive rockfish; Puget Sound rockfish; semaphore rockfish; walleye pollock; slender codling; Pacific tom cod; with exceptions listed in paragraphs (p)(4)(i)(A) and (B) of this section.

## C. A Coastwide Rockfish Sorting Requirement for Processors

This measure proposes to revise federal regulations to require species-specific sorting of rockfishes caught in non-tribal commercial fisheries, with the goal of achieving better catch accounting and improving dockside sampling efficiencies. Scoping and preliminary impact analysis will be provided as a supplemental GMT report in the April 2024 briefing book and will be incorporated into this section after the April Council meeting, pending the Council action.

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# D. Descending Device Requirement for Recreational Vessels in Federal Waters

#### **Proposed Management Measure**

This new management measure would create a coastwide descending device requirement in the EEZ (*i.e.*, 3-200 nm offshore), thus creating regulatory consistency between state and federal waters across all three states. The purpose of this measure is to reduce mortality of rockfish species in the Pacific Coast groundfish recreational fisheries by returning discarded fish to depth.

#### Background

At their November 2023 meeting, the Council recommended the implementation of a new management measure that would require recreational vessels (private and charter) targeting groundfish in federal waters off Washington, Oregon, and California to have a descending device onboard. A descending device is a tool used to return fish that suffer from barotrauma to depth of capture. Barotrauma is a condition caused by rapid decompression when a fish is reeled up from depth (high pressure) to the surface (low pressure), which can cause multiple physiological changes, notably an inflated swim bladder (Haggarty 2019). When rockfish suffering from barotrauma are released at the surface, their ability to return to depth on their own is compromised due to the inability of the fish to vent the gas from the swim bladder. This can result in increased mortality, either due to surface depredation from birds, marine mammals, etc. or physiological trauma resulting from barotrauma. Returning a fish to depth can reverse the physiological effects of barotrauma and can reduce mortality of released fish. (*e.g.*, Haggarty; 2019; Bellquist et al., 2019; Davies et al., 2022, etc.).

The Council takes into account estimated mortality from surface release and descending devicereleased fish when considering total mortality for many rockfish species, and has adopted rates for these categories (*see* <u>Agenda Item H.4.a</u>, <u>Supplemental GMT Report 1</u>, <u>November 2022</u>). In general, mortality of fish released at the surface is higher than mortality of fish released at depth (Haggarty, 2019). The Council has acknowledged their interest in methods to reduce overall mortality of rockfish in groundfish recreational fisheries. However, a federal requirement for possession of a descending device has not been adopted. The rationale for a requirement to *possess* a device as opposed to a requirement *for use* is that not all anglers can be observed during fishing; however, information from recreational anglers and charter crew suggest there is widespread support for the use of these devices.

While there is not a federal regulation for possession of a descending device onboard fishing vessels, both Washington and Oregon currently have regulations in place for descending devices that apply to both groundfish and Pacific halibut. Specifically, WDFW requires any recreational vessel fishing for bottomfish or Pacific halibut to have a descending device rigged for immediate use on board the vessel (*see* <u>WAC 220-310-110</u>). ODFW requires any recreational vessel fishing for or in possession of groundfish or Pacific halibut to have a functional descending device on board, and further specifies that a descending device must be used when releasing any rockfish outside of the 30 fm depth contour. In addition, ODFW specifies that the descending device be presented for inspection at the request of an enforcement officer (*see* ODFW <u>635-039-0090</u>). California has several outreach tools that encourage and educate on the use of descending devices

(see CDFW's <u>Rockfish Barotrauma Information website</u>), but as of this writing (February 2024) does not formally require their use, though is considering the implementation of similar regulations for their state waters (*see* GMT Report from <u>November 2023</u>).

#### **Purpose and Need**

The purpose of this measure is to require the possession of a descending device on vessels targeting groundfish. The need is twofold, 1) to create consistency in federal waters for a descending device requirement and 2) to reduce groundfish mortality in the recreational fishery.

#### **Options**

Two options are being considered for this management measure.

**Option 1:** Status quo (no federal requirement for a descending device)

**Option 2:** Federal requirement for all recreational vessels in the EEZ to have one functional descending device on board the vessel while fishing for groundfish.

Option 1 would maintain the status quo, which is no requirement for a descending device to be onboard recreational vessels targeting groundfish in federal waters. Washington and Oregon would continue to enforce their state requirements.

Option 2 would create a new federal requirement for approximately 68,000 vessels across Washington, Oregon, and California (Table 1). This option would require the vessel to have a functional descending device on board the vessel while fishing for groundfish and be required to present it at the request of an enforcement officer. The requirement would be one functional descending device per vessel, regardless of the number of anglers onboard. Recreational vessels would include any vessel fishing for groundfish under recreational catch limits in federal waters. Option 2 would only pertain to recreational groundfish fisheries, noting that Washington and Oregon state regulations also require a descending device to be on board recreational vessels that target Pacific halibut.<sup>1</sup>

Table 1 shows the estimated number of vessels by state that may be affected by this new management measure. Washington and Oregon data was based on an average of recreational participants during the time since the state-specific descending device requirement went into effect (*i.e.*, 2019 for Washington and 2017 for Oregon). California data was based on 2017-2022 to show date ranges similar to the other states. 2023 data is not available at the time of this writing. California does not currently have a descending device requirement so there is not a natural start date for this analysis. 2017-2022 was chosen as it is representative of the number of participants in the fishery and a similar date range to the other states,

<sup>&</sup>lt;sup>1</sup> If the Council were to consider implementation of a similar requirement for Pacific halibut, the action would need to be considered under Pacific halibut management as the Pacific Coast Groundfish FMP does not include management of this species.

| Washington: Averag  | ge Bottomfish and l | Halibut (2019-2023) <sup>1</sup> |
|---------------------|---------------------|----------------------------------|
| Boat Type           | Unique<br>Vessels   | Anglers per Boat Trip            |
| Party/Charter       | 34                  | 11                               |
| Private/Rental      | 3527                | 3                                |
| Total               |                     |                                  |
| Oregon: Average G   | oundfish and Hali   | but (2017-2023) <sup>2</sup>     |
| Boat Type           | Unique<br>Vessels   | Average Anglers per Boat<br>Trip |
| Charter             | 69                  | 13                               |
| Guide               | 673                 | 5                                |
| Private             | 14,840              | 3                                |
| Total               | 15,169              | 4                                |
| California: Average | Bottomfish and Ha   | alibut (2017-2022) <sup>3</sup>  |
| Boat Type           | Unique<br>Vessels   | Average Anglers per Boat<br>Trip |
| CPFV                | 254                 | Reference footnote 3 below       |
| Private/ Rental     | 49,011              | 3                                |
| Total               | 49,265              | Reference footnote 3 below       |

Table 1- Estimated Minimum Number of Recreational Vessels and Anglers by State

<sup>1</sup> The estimated number of private vessels and anglers in Washington was based on the number of annual WA state saltwater license sales in 2019-2023, assuming that 60 percent fish the coast (*i.e.*, state and federal waters), 45 percent of those fish bottomfish/halibut, and 3 anglers per vessel. Average number of private vessels is 5,290 if 2 anglers per vessel is assumed. Estimates are minimums due fishery and port closures in 2020 and 2021 that impacted effort. The number of anglers per party/charter vessel trip uses 2023 as a proxy for the range of years.

<sup>2</sup> The estimated number of vessels and anglers in Oregon only include those vessels/anglers that have been interviewed by an ODFW Ocean Recreational Boater Survey sampler, and therefore constitute minimum estimates.

<sup>3</sup> The estimated number of CPFV anglers in California varies drastically by management area. Presenting an average of CPFV anglers per boat is not representative of the fishery. CPFV angler capacity in California ranges from 100 to 3 anglers per boat. Vessels in southern California are substantially larger than vessels in northern California.

#### Impact Analysis

#### **Biological/Environmental Impacts**

Option 1 would not cause adverse environmental impacts to non-target and/or discarded species of rockfish. However, there would be forgone mortality savings that could have been accomplished if a descending device were used to return unwanted rockfish to depth of capture.

Option 2 would create positive environmental impacts for non-target and/or discarded species of rockfish, as it would decrease mortality of those species if descending devices usage increases due to the onboard requirement. Benefits of releasing rockfish at depth via a descending device have been researched and documented (e.g., Wegner et al, 2022, Belquist et al, 2019; Haggerty, 2019; etc.). The GMT has previously conducted extensive analysis on the survival benefits from the use of descending devices for groundfish species caught in both the commercial and recreational groundfish fishery sectors. This analysis is documented in various GMT Reports (*see* GMT)

Reports from <u>April 2013</u>, <u>March 2017</u>, and <u>November 2022</u>) and Section 4.5.1.6 of the <u>2009-2010</u> <u>Environmental Impact Statement</u> (*see* pages 276-290). As a result of these analyses and subsequent SSC endorsement, discard mortality rates (DMRs) are currently applied to estimate total discard mortality when reconciling total mortality for select groundfish species in the recreational fishery, which is detailed in Section 2.6.3 of the SAFE (*see* pages 279-280). The DMRs are applied to endof-year catch data to develop a total mortality amount for species in the Pacific Coast Groundfish FMP (Somers, et al. 2020).

#### **Socioeconomic Impacts**

Option 1 would not cause socioeconomic impacts as there would be no federal requirement to possess a descending device, thus those vessels that do not already possess one would not be required to purchase one.

Option 2 would cause a slightly negative socio-economic impact for those vessels that do not already own and carry a descending device because the vessel owner or operator would need to purchase a descending device initially and/or purchase an additional descending device in the event that one became damaged or lost. Option 2 is not expected to impact a high number of recreational vessels in Washington or Oregon, as those vessels are already required by state law to carry descending devices. Option 2 is anticipated to impact a higher proportion of recreational vessels in California since California does not have a state regulation mandating their use, however many recreational vessels voluntarily carry descending devices, and therefore Option 2 is not anticipated to impact all California recreational vessels. Based on a survey of prices from major retail companies that sell descending device. For example, a simple device consisting of a basic inverted hook costs between \$8.00-\$30.00, whereas a more sophisticated device with a pressure-activated release mechanism costs between \$50.00-\$70.00. Therefore, the anticipated cost is expected to be between \$8.00 and \$70.00 per vessel that does not already possess a functional descending device, depending on the model chosen.

#### Management Impacts

Option 1 would cause negative management impacts because it would allow for continued regulatory inconsistency across state and federal waters, thus sustaining enforcement challenges for state/federal enforcement officers and fishermen.

Option 2, would cause positive management impacts because it would create a consistent set of regulations across the entire west coast in federal waters. Management complexity would be reduced as anglers across the west coast could operate under a single regulation and not under a patchwork of regulations as is at present. Enforcement challenges would be reduced under a single set of regulations.
### E. Modify Continuous Transit Limitations for California Recreational Vessels

This management measure would modify federal continuous transit provisions for California recreational vessels. These modifications would allow recreational vessels to anchor overnight and/or stop to fish for non-groundfish species inside the seasonal Recreational RCA, also known as the 50-fm "offshore fishery". CDFW took emergency state action to modify relevant rules in state waters, with the new regulations going into effect on October 30, 2023. In federal waters, addressing this request would require a modification to the continuous transit provisions for recreational vessels at 50 CFR 660.360(c)(3)(i)(a).

### Background

At their September 2023 meeting, the Council recommended that California recreational fishing vessels be required to fish seaward of the Recreational RCA line (i.e., the 50 fm depth contour, a management measure also known as the "offshore fishery") for the remainder of 2023, consistent with California state action implemented on August 21, 2023. The purpose of this action was to protect nearshore-dwelling quillback rockfish, a species that was declared overfished by NMFS in December 2023. Like other groundfish closures that exist in federal waters, continuous transit rules apply when a Recreational RCA line is in effect, which means recreational vessels may only be transiting shoreward of 50 fm depth contour on their way back to port (see 50 CFR 660.360(c)(3)(i)(a)). The GAP brought up early concerns that these continuous transit rules, in conjunction with similar transit rules that were applicable in California state waters at the time, prevent recreational vessels from: 1) anchoring overnight on multi-day charter trips, either planned or for safety shoreward of 50 fm, and 2) anchoring to fish for non-groundfish species (e.g., lobster or Dungeness crabs with traps) shoreward of 50 fm. The lack of ability to do these activities creates significant safety-at-sea concerns and forces charter companies to cancel fishing trips that typically offer a variety of target species, both groundfish and non-groundfish (primarily invertebrate targets). The GAP therefore submitted a request to allow recreational vessels to anchor and perform these activities for the upcoming 2025-26 harvest specifications cycle but expressed an urgent need for this issue to be addressed sooner, as the new harvest specifications and management measures action will not be in place until 2025. NMFS is addressing this issue in federal waters via an emergency rule for the 2024 fishing season, however the modifications are needed for the 2025-26 biennium and beyond.

### **Purpose and Need**

The purpose of this measure is to improve the flexibility of recreational fishing vessels off California in allowing them to anchor overnight during multi-day trips as well as allow for nongroundfish fishing when anchored. The need of this measure is relative to National Standard 10, safety at sea. Vessels on multi-day trips may encounter hazardous seas and anchoring in the lee of weather while at sea area improves the safety of the vessel and the fishermen aboard it.

### **Proposed Management Measure**

Currently, federal transit regulations for California recreational vessels at 50 CFR 660.360(c)(3)(i)(a) specify that vessels may only be in continuous transit shoreward of the 50 fm

Recreational RCA line. This new management measure would modify those regulations to allow recreational vessels in California to stop and/or anchor in federal waters shoreward of the 50 fm Recreational RCA line. Per a request from the EC, vessels that stop or anchor inside the Recreational RCA would not be allowed to have any type of hook-and-line gear deployed in the water. The EC made this request to ensure that groundfish fishing would not be occurring inside the Recreational RCA (*i.e.*, shoreward of 50 fm). Hook-and-line gear is the primary gear type used by recreational vessels to target groundfish; therefore, prohibiting its deployment while shoreward of 50 fm would help federal and state enforcement officers enforce the modified transit provisions while still allowing vessels to use other gear types for non-groundfish fishing (*e.g.*, traps for lobster and crab or dip nets for squid).

### **Options**

Two options are being considered for this management measure.

**Option 1:** Status quo (federal continuous transit provisions remain unchanged)

**Option 2:** Modify federal continuous transit provisions for California recreational vessels

Option 1 would maintain the status quo, which means the requirement to only be in continuous transit shoreward of the 50-fm RCA line would persist.

Option 2 would modify continuous transit regulations to allow recreational vessels in California to stop and/or anchor in federal waters shoreward of the 50 fm Recreational RCA line. Hook-and-line gear deployment would be prohibited.

### Impact Analysis

### **Biological/Environmental Impacts**

The Recreational RCA/50-fm offshore fishery was a new management measure analyzed in the Environmental Assessment prepared for Amendment 30 to the Pacific Coast Groundfish Fishery Management Plan, 2023-2024 Harvest Specifications and Management Measures. Neither option would impose any impacts beyond those considered in that analysis.

### **Socioeconomic Impacts**

Option 1 would cause recreational vessels off California to cancel thousands of fishing trips to comply with federal transit regulations when the Recreational RCA/offshore fishery is in place, which would cause an adverse economic impact on California fishing communities. During the 2022 fishing season, CDFW estimated that approximately 6,936 multi-day groundfish trips and 20,320 groundfish/non-groundfish combination fishing trips, respectively, occurred across both the party charter and private/rental sectors. These trip numbers are considered minimum estimates, as data to inform the number of multi-day trips and groundfish/non-groundfish combination trips is limited.

Option 2 would allow recreational vessels off California to continue operating multi-day groundfish trips and groundfish/non-groundfish combination trips. Multi-day groundfish trips and groundfish combination trips are common and occurred regularly in federal waters

prior to offshore only fisheries. This option would prevent the adverse economic impacts anticipated under Option 1.

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### F. Correction To The Pacific Sand Lance Scientific Name And The Common Name For Pacific Spiny Dogfish In Federal Regulation

### Background

Recently, a discrepancy between the Pacific Coast Groundfish Fishery Management Plan (FMP) and Federal regulation was identified. The scientific name of Pacific sand lance and the common name of Pacific spiny dogfish are not the same in both documents. Council action is necessary to correct the issue. The request is for the Council to consider adding this administrative change to the 2025-26 harvest specification and management measures process to direct the National Marine Fisheries Service to make necessary corrections.

### Purpose and Need

The purpose of this measure is to update Federal regulations regarding recent changes to the Pacific sand lance scientific name and the Pacific spiny dogfish common name. The need is to create consistency between Federal regulation and the FMP

### **Pacific Sand Lance**

The scientific name for Pacific sand lance at <u>CFR 50 §660.5 (a)(3)</u> Shared Ecosystem Component <u>Species</u> is incorrectly listed as *Ammodytes hexapterus*. The correct scientific name for this species is *Ammodytes personatus*. The scientific name was changed per the findings of Orr et al. 2015.

### **Pacific Spiny Dogfish**

The common name for spiny dogfish *(Squalus suckleyi)* has changed to include "Pacific" and correct common name is Pacific Spiny Dogfish (Ebert et al, 2010; Page et al. 2013). The corrections to the common name would occur at the following sections<sup>1</sup> in 50 CFR and trawl and fixed gear trip limit tables (not listed):

- §660.11 General Definitions "Groundfish" (1) Sharks
- <u>§660.50(f)(8)</u>
- <u>§660.60(c)(1)(i)</u>
- Table 1a to Part 660, Subpart C, Title 50 and at footnote dd
- Table 2a to Part 660, Subpart C, Title 50 and at footnote dd
- <u>§660.130(d)(1)(i)</u>
- <u>§660.230(c)(2)(i)</u>
- <u>§660.330(c)(2)(i)</u>

<sup>&</sup>lt;sup>1</sup> NMFS is expected to make additional corrections, as appropriate.

### Impacts

There are no direct or indirect impacts to the fishery through this action. It is administrative in nature. However, it could result in positive benefits to the fishery as the FMP and regulation would be consistent. Consistency between the two documents reduces confusion at the management and fishery levels.

# Appendix A: California Quillback Rockfish Rebuilding Plan

[Placeholder for California quillback rockfish rebuilding plan analysis. To be completed before June 2024]

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### Appendix B: Magnuson-Stevens Act National Standards, Fishery Impact Statement and Executive Order 13175 Analyses and Considerations

### Magnuson-Stevens Act National Standards

Analysis of the 2025-26 groundfish harvest specifications and management measures in relation to the 10 National Standards as contained in the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act [hereafter 'MSA"]), and a brief discussion of how each alternative is consistent with the National Standards, where applicable. In recommending a preferred alternative, the Council must consider how to balance the national standards.

# National Standard 3 — To the extent practicable, an individual stock of fish shall be managed as a unit throughout its range, and interrelated stocks of fish shall be managed as a unit or in close coordination.

The Council develops and designates management units for groundfish, which include stocks, stock complexes, or geographic subdivisions thereof within its jurisdiction in the west coast EEZ. Groundfish ACLs are set for these management units. Many west coast groundfish stocks have a broader distribution than the west coast EEZ and are therefore managed by multiple countries and management entities. Pacific whiting is managed under an international treaty agreement with Canada. Amendment 31 to the FMP defined 20 stocks of 14 managed groundfish species. These stocks are managed through the Council process. Species with multiple stocks units, e.g., quillback rockfish, copper rockfish, etc., are managed as a unit, with the exception of the California stock of quillback rockfish, which has a status of overfished. This stock is managed as single unit apart from the Oregon and Washington stocks to facilitate rebuilding. The Oregon and Washington quillback rockfish stocks are managed as a single unit within a rockfish complex. The Council is considering removing the management line at 34°27' N. lat. for shortspine thornyhead to improve management for the stock and to reflect the stock definition as adopted under Amendment 31. This change would allow the Council to manage the stock as a single unit along the coast. The Groundfish SAFE document details the process by which ACLs for each management unit are developed

National Standard 4 — Conservation and management measures shall not discriminate between residents of different states. If it becomes necessary to allocate or assign fishing privileges among various United States fishermen, such allocation shall be; (A) fair and equitable to all such fishermen, (B) reasonably calculated to promote conservation, and (C) carried out in such a manner that no particular individual, corporation, or other entity acquires an excessive share of such privileges.

During this biennial harvest specifications process the Council is considering modifications to the existing biennial allocations for canary rockfish, widow rockfish and petrale sole. Additionally, changes to the formal allocations are under consideration for shortspine thornyhead [TBD]. Fishery sector allocations are intended to provide improved utilization of target stock by reducing the stranding of available yield in a sector's allocation and thus addressing inequities. The

proposed measures to modify these allocations do not discriminate between residents of different states. Modifications to the biennial allocations for canary rockfish, widow rockfish, and petrale sole address changes to the available yield and address maintain current allocation equity between sectors. The modification to the shortspine thornyhead formal allocation structure is expected to improve equity between fishermen north and south of  $34^{\circ}27'$  N. lat. by removing the existing management line. The stock south of south of  $34^{\circ}27'$  N. lat. has been underutilized by the trawl and non-trawl sectors.

Allocation decisions are made through the Council process, which facilitates substantial participation by state representatives and the public. Allocation proposals are brought forward when alternatives are crafted through cooperative efforts between fishery managers and the public, taking into account the needs of fishing communities and the biological aspects of a given stock. Emphasis is placed on equitable division, while simultaneously considering and achieving conservation goals.

In the trawl sector, fishery participants who belong to the IFQ sector will receive the same percentage of a sector allocation, but no particular entity will receive different percentages than they have at present. The non-trawl sector operates under trip limits and no one entity is granted a percentage; therefore, the distribution of the allocation under a common pool and all participants have equal opportunity to harvest the allocation. There are no formal allocations to the recreational sector as it shares the non-trawl allocation.

This action considers HCR alternatives to Dover sole, rex sole, and shortspine thornyhead in the EEZ off the U.S. west coast. Dover sole is managed as single stocks; whereas, rex sole is managed in the Other Flatfish Complex. Both Dover sole and rex sole (via the Other flatfish Complex) are formally allocated to the trawl and non-trawl sectors. The trawl sector lands the vast majority of these stocks. The non-trawl sector does not commonly land Dover sole and rex sole. Shortspine thornyhead is, currently, formally allocated to the trawl and non-trawl sectors north and south of 34°27′ N. lat. The trawl sector lands the majority of this stock north of 34°27′ N. lat.; whereas, the non-trawl sector lands the majority of shortspine thornyhead south of 34°27′ N. lat. The Council determined allocation for these stocks was necessary through the Amendment 21 process.

This action also considers a rebuilding plan to California quillback rockfish in the EEZ off of California. This stocks is managed as a single stock and is not allocated to the fishery sectors. The non-trawl sector, including the recreational fishery, lands the vast majority of this stock. The trawl sector rarely encounters either stock on a regular basis. The Council has determined allocation is not necessary.

Amendment XX to the FMP considers several new management measures; however, the only new management measure related to NS4 is modifications to shortspine thornyhead under consideration by the Council. The remaining new management measures do not affect current allocations for any stock or stock complex. For example, the new provision to require possession of a descending device on boats engaged in recreational fishing for groundfish in the EEZ is designed to reduce mortality of released groundfish.

# National Standard 5 — Conservation and management measures shall, where practicable, consider efficiency in the utilization of fishery resources, except that no such measure shall have economic allocation as its sole purpose.

Management measures were designed to offer increased opportunity to the resource as well as increase overall attainments of stocks that allow participants to attain OY through efficient distribution of the resource among the user groups. This design should allow for efficient access to the resource as well as potentially allow for increased utilization by the various sectors as well as allow for ecosystem needs to be met. Routine measures have been previously analyzed in prior MSA analyses associated with harvest specification and management measure processes.

The proposed California quillback rockfish rebuilding strategies in the EEZ will reduce the ACL compared to the previous biennium. California quillback rockfish are important to the commercial sector non-trawl, notably in the live fish fishery, and the recreational fishery. California Quillback rockfish are managed as a single stock in the EEZ off of California but are caught within a mixed stock fishery. To address the needs of the fishery but also follow BSIA (which indicates this stock is overfished) for this species, the Council adopted commercial and recreational fishery measures to reduce mortality to the extent practicable while taking into account the needs of communities. The measures being considered by the Council for 2025-26 include restricting access to water depths where California quillback rockfish are common and requiring the use of non-bottom contact fishing gear. These measures may assist in stabilizing fishing communities in the face of uncertainty regarding future management actions on this species but also attempt to reflect the current biomass off of California.

The Council is considering modifications to shortspine thornyhead, petrale sole, canary and widow rockfishes allocation strategies. These stocks are important components to the commercial sector. Trawl and non-trawl sectors utilize these stocks at different rates. The allocation modifications are expected to improve the stability of the fishery and balance both conservation and needs of fishing communities.

The Council is considering the default and an alternative HCR for shortspine thornyhead. Both HCRs result in large reduction to the ACL when compared to the previous biennium. The current management strategy would disproportionally impact the non-trawl sector north of the current shortspine thornyhead management line at 34°27′ N. lat. Revisions to the allocation structure would not change existing trawl IFQ apportionments, but could allow for a modest increase to the non-trawl sector, which is managed via trip limits.

The Council is considering adjusting the biennial allocation trawl/non-trawl percentages. The widow rockfish ACL will increase compared to the previous biennium. The widow rockfish resource is primarily utilized by the trawl sector, which is reflected by the allocation structure. The non-trawl allocation would increase. This increase would reflect the growing interest by the non-trawl sector in this stock. It may offset some community impacts off of California which would occur due to the California quillback rockfish rebuilding plan.

Canary rockfish is under consideration for changes to its biennial allocation trawl/non-trawl percentages. Canary rockfish ACL is reduced from the last biennium and the reduction of the ACL impacts all sectors. Reallocation may shift some yield to cover anticipated incidental bycatch, but would not support a targeted fishery by either sector.

The Council is considering the default HCR and an alternative ACL for Dover sole. The No Action ACL is a static 50,000 mt, which is greater than the ABC. The No Action alternative is not in alignment with NS 1 or NS 2. The Alternative 1 ACL is generated using the default HCR but the ACL is not set at a static amount. The Council is not considering adjustments to the Dover sole trawl/non-trawl allocation.

Rex sole is managed under the Other Flatfish Complex, which is allocated to the trawl/non-trawl sectors. The rex sole default and alternative HCR are increased compared to the previous biennium. The Council is not considering changes to this complex.

In this action, multiple new management measures are under consideration, including Amendment XX to the FMP. The groundfish open access vessel registration measure would allow for improved understanding of open access fishery. Enumerating the participants in this fishery is highly uncertain at present. This measure would improve the Council's ability to manage this fishery and the ability of NMFS to estimate open access catch and effort. The measure to update the electronic monitoring (EM) program's discard and retention requirements does not change management of the fishery. It improves clarity and consistency between regulation and in the vessel monitoring plan. The measure to modify federal continuous transit provisions for California recreational vessels will allow recreational vessels to anchor overnight and/or stop to fish for non-groundfish species inside the seasonal Recreational RCA, also known as the 50-fm "offshore fishery. This measure does not affect efficiency, but rather considers NS 10, where it will be discussed further. The measure to require descending devices does not create a more efficient use of the resource. It is designed to improve the survivability of rockfish released at sea. The measure to correct the scientific name of Pacific sand lance and the common name in Pacific spiny dogfish in regulation is administrative in nature and is not related to this NS.

Overall, these measures are predicted to increase attainment of the primary targets in the affected fishery sectors and none have economic allocation as its sole purpose.

## National Standard 6 — Conservation and management measures shall take into account and allow for variations among, and contingencies in, fisheries, fishery resources, and catches.

The measures in this analysis reflect the flexibility of the Council to address the improving status of the fishery yet still meet conservation goals. The harvest specifications and management measures proposed in this analysis reflect differences in catch and, in particular, bycatch of overfished species. The Council is able to monitor the fishery for indications of overages and apply measures to ensure ACLs are achieved, but not exceeded, through routine inseason action. The management measures in this analysis do not appreciably change this framework, but rather reflect the status of stocks in the FMP. Inseason actions taken by the Council can include temporal adjustments, spatial adjustments, as well as catch control mechanisms (i.e., trip limits) that are specific to area and/or fishery. Routine management measures have been analyzed in previous EA/EIS and other relevant analytical documents. The following examines the new management measures for the 2025-26 biennium.

The BSIA for the California quillback rockfish stock indicates the stock is overfished. The Council is considering BSIA by adopting a rebuilding plan. The Council proactively adopted management measures in 2023-24 for this stock to minimize, if not eliminate, landings. These measures are expected to continue into the 2025-26 biennium. The measures impact both the commercial and

recreational fisheries by restricting access to depths where quillback are predominantly found and reduce bag and trip limits to zero. All changes to quillback rockfish are designed to reduce overall mortality through flexible management options.

## National Standard 7 — Conservation and management measures shall, where practicable, minimize costs and avoid unnecessary duplication.

Development of these alternatives was achieved through coordinated effort of West Coast fishery managers, enforcement, and stakeholders over the course of a calendar year at six Council meetings. The alternatives in this analysis were developed to reduce the overall burden on participants and to achieve management objectives and priorities among the three West Coast states. In general, coordination between managers, enforcement, and stakeholders reduces duplication in action or effort and, therefore, reduces costs. The implications of the alternatives are evaluated in this analysis

National Standard 8 — Conservation and management measures shall, consistent with the conservation requirements of this Act (including the prevention of overfishing and rebuilding of overfished stocks), take into account the importance of fishery resources to fishing communities by utilizing economic and social data that meet the requirements of National Standard 2, in order to (A) provide for the sustained participation of such communities, and (B) to the extent practicable, minimize adverse economic impacts on such communities.

The <u>2015 EIS</u> for the 2015-2016 harvest specifications and management measures including Amendment 24 evaluated both long-term and short term impacts of alternative harvest management policies on west coast fishing communities. The short-term impacts of the current proposed actions do not differ substantially in context or intensity from the impacts disclosed in the 2015 EIS. These effects were taken into account by adopting the preferred alternative. Target species catch estimates for each alternative are projected based on the management measures. The catch estimates provide the base information for estimating ex-vessel revenue and personal income impacts at the community level (with the port group area the unit of analysis for community impacts).

The management measures selected as preferred maximize positive economic impacts on the communities and could improve participation over time. These changes may provide increased opportunity for both commercial and recreational sectors and may, concomitantly, improve stability of many fishing communities. Commercial fisheries, overall, should see increased opportunity and flexibility under the actions.

West Coast fishing communities depend on a diverse portfolio of commercial and recreational fisheries to support year-round operations. The proposed California quillback rockfish rebuilding will consider impacts to account for the needs of fishing communities. The increase in rex sole ACLs as well as the potential revisions to the shortspine thornyhead allocation are likely to reflect the needs of fishing communities and positive economic benefits to the fishery. In the case of Dover sole, the Council is considering an ACL that is lower than the 2023-24 biennium which will align with the tenets of NS 1 and NS 2.

The new management measure to create a Federal OA registration requirement would allow better understanding of the impacts of management measures on this fleet and the communities they are based in. At present, the lack of understanding of the participation of this fleet could inadvertently create harm. The registration will align with NS 2 as well, as the WCGOP could better identify OA vessels that fish in the EEZ, allowing WCGOP to better tailor observer coverage.

# National Standard 9 — Conservation and management measures shall, to the extent practicable, (A) minimize bycatch, and (B) to the extent bycatch cannot be avoided, minimize the mortality of such bycatch.

Minimizing bycatch, of overfished species and other sensitive species such as canary rockfish, is an important component of the alternatives. Routine management measures are designed to reduce incidental bycatch of yelloweye rockfish, cowcod, quillback rockfish, and bronzespotted rockfish is mitigated through non retention of incidental catch, gear specifications, and depth based area closures. The new management measure to require a descending device aboard all recreational vessels fishing in EEZ, as described below, address bycatch and methods to reduce mortality. Additionally, the Council is considering adjustments to the non-trawl and recreational fishery off of California that would either limit or attempt to curtail incidental catch of quillback rockfish, which is a prohibited stock (for retention) in California

The Council is considering substantial reductions to commercial trip limits and recreational bag limits for both vermilion, quillback, and copper rockfishes in the EEZ off of California. The Council is also considering reductions to the commercial trip limits and recreational bag limits in the EEZ for canary rockfish. The Council is considering reduction to commercial trip limits in the EEZ for shortspine thornyhead. The measures under consideration are routine and designed to reduce incidental bycatch of these species. The reductions under consideration are in response to the findings of the stock assessments and designed to reduce overall mortality of these species. additional trip limit and bag limit reductions were analyzed and could be considered should catch levels warrant additional management actions

The rebuilding plan is considering measures to mitigate bycatch of California quillback rockfish through non-retention of incidental catch, gear specifications, and area/depth based restrictions.

The new management measure to require descending devices aboard recreational vessels fishing in the EEZ is designed to decrease mortality of groundfish.

## National Standard 10 — Conservation and management measures shall, to the extent practicable, promote the safety of human life at sea.

The routine measures have been designed to promote safety at sea and have been previously analyzed. This section focuses on new management measures. Overall, the new management measures analyzed, and recommended to NMFS for implementation,, as part of the 2025-26 harvest specifications were designed to improve operational flexibility. These measures, as described below, should improve spatio-temporal opportunity for fishermen to access the resource. They do not decrease safety at sea when compared to No Action. While the increases to ACLs and trip limits may encourage additional effort for target species, it is not expected to change how the fishery operates at present. Meaning, fishermen are likely to retain more species and/or tonnage

on the same schedule as in previous years. This may allow fishermen to spread out trips over good weather periods rather than be constrained to poor weather periods in order to attain limits.

The new management measure to modify federal continuous transit provisions for California recreational vessels would allow recreational vessels to anchor overnight and/or stop to fish for non-groundfish species inside the seasonal Recreational RCA, also known as the 50-fm "offshore fishery. This measure would allow fishermen to stop and anchor in federal waters overnight which could reduce the motivation to transit while tired, which could increase the likelihood of accidents at sea. This measure offers more flexibility to anglers and may promote better fishing practices, thus increasing safety at se

Access to the Non-Trawl RCA due to gear modifications may increase the number of vessels fishing further offshore, however, this measure allows fishermen more flexibility in where to fish and may promote better fishing practices, thus increasing safety at sea

The California quillback rockfish rebuilding plan considers closures to depth, time, and area restrictions. This measure is not expected to decrease safety at sea. This management measure may induce fishermen to increase investment in vessels and vessel equipment to harvest the resource more efficiently. Upgrades to the operational ability of the vessel could likely result in enhanced safety. Modifying a depth boundary may result in more vessels venturing further offshore to target deeper water groundfish species; however, recreational anglers may chose instead to target non-groundfish and/or state managed species in the nearshore areas. However, with changes to season structures, depth restrictions, etc., recreational anglers may become more cognizant of safety needs and apply improved safety measures to their fishing practices (e.g., meaning larger boats, increased safety equipment aboard vessel, etc.). Further, recreational anglers may choose to fish aboard CPFVs which are better equipped for offshore fishing.

### Fishery Impact Statement

Section 303(a)(9) of the Magnuson-Stevens Act requires that a fishery impact statement be prepared for each FMP or FMP amendment. A fishery impact statement is required to assess, specify, and analyze the likely effects, if any, including the cumulative conservation, economic, and social impacts, of the conservation and management measures on, and possible mitigation measures for (a) participants in the fisheries and fishing communities affected by the plan amendment; (b) participants in the fisheries conducted in adjacent areas under the authority of B-12 another Council; and (c) the safety of human life at sea, including whether and to what extent such measures may affect the safety of participants in the fishery.

The EA/RIR prepared for this plan amendment constitutes the fishery impact statement. The likely effects of the proposed action are analyzed and described throughout the EA/RIR. The effects on participants in the fisheries and fishing communities are analyzed in the RIR chapter of the analysis (TBD). That analysis finds that on a coastwide basis effects of the proposed action on participants and fishing communities are positive for commercial fisheries and neutral for recreational fisheries. The effects of the proposed action on safety of human life at sea are evaluated above under National Standard 10. Based on the information reported in this section, there is no need to update the Fishery Impact Statement included in the FMP.

The current proposed actions are unlikely to result in adverse impacts on EFH outside those disclosed in Section 4.1.4 in the 2019 EIS. The 2019 EIS, which analyzed Amendment 28 impacts, describes impacts of the groundfish management program on EFH, consistent with the EFH assessment requirements of 50 CFR 600.920 (e)(3).

The proposed action affects the groundfish fisheries in the EEZ off the West Coast, which are under the jurisdiction of the Pacific Fishery Management Council. Impacts on participants in fisheries conducted in adjacent areas under the jurisdiction of other Councils are not anticipated as a result of this action

### Executive Order 13175

EO 13175 is intended to ensure regular and meaningful consultation and collaboration with tribal officials in the development of Federal policies that have tribal implications, to strengthen the U.S. government-to- government relationships with Indian tribes, and to reduce the imposition of unfunded mandates upon Indian tribes. The Secretary recognizes the sovereign status and comanager role of Indian tribes over shared Federal and tribal fishery resources. In section 302(b)(5), MSA reserves a seat on the Council for a representative of an Indian tribe with federally recognized fishing rights from California, Oregon, Washington, or Idaho.

The U.S. government formally recognizes the four Washington coastal tribes (Makah, Quileute, Hoh, and Quinault) that have treaty rights to fish for groundfish. In general terms, the quantification of those rights is 50 percent of the harvestable surplus of groundfish available in the tribes' usual and accustomed fishing areas (described at 50 CFR 660.324). Each of the treaty tribes has the discretion to administer its fisheries and to establish its own policies to achieve program objectives

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