

DRAFT COUNCIL MEETING RECORD
247th Session of the
Pacific Fishery Management Council
November 1-8, 2018
San Diego Marriott Del Mar
11996 El Camino Real, San Diego, CA 92130

Contents

INTRODUCTION	7
MEETING SUMMARY.....	9
Call to Order [mp3: 11-3-18am1 @ 0:00:00]	9
1. Opening Remarks – Phil Anderson, Chair [mp3: 11-3-18am1 @ 0:00:04]	9
A. 2. Roll Call – Chuck Tracy [mp3: 11-3-18am1 @ 0:04:16].....	9
3. Executive Director’s Report – Chuck Tracy [mp3: 11-3-18am1 @ 0:05:33]	10
4. Agenda – Phil Anderson	10
Council Action: Approve Agenda	10
a.5. Barry Thom presentation to the Council on [mp3: 11-8-18am1 @ 0:00:21]	10
B. Open Comment Period.....	10
1. Comments on Non-Agenda Items – Mike Burner [mp3: 11-3-18am1 @ 0:18:12].....	10
a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-	
3-18pm1 @ 0:00:06].....	10
b. Public Comment.....	10
c. Council Discussion and Comments as Appropriate.....	11
C. Habitat.....	11
a. 1. Current Habitat Issues – Jennifer Gilden [mp3: 11-3-18pm1 @ 0:08:01]	11
c. Report of the Habitat Committee – Eric Wilkins [mp3: 11-3-18pm1 @ 0:08:46]	11
d. Reports and Comments of Management Entities and Advisory Bodies.....	11
Public Comment [mp3: 11-3-18pm1 @ 0:19:14].....	11
D. Council Action: Consider Habitat Committee Report and Recommendations	
[mp3: 11-3-18pm1 @ 0:24:00].....	11
a. Salmon Management	11
c. 1. National Marine Fisheries Service Report – Robin Ehlke [mp3: 11-3-18pm1 @	
0:33:19].....	11
d. Regulatory Activities [mp3: 11-3-18pm1 @ 0:37:20].....	11
e. Fisheries Science Center Activities	12
a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-	
3-18pm1 @ 0:49:01].....	12
Public Comment.....	12
Council Discussion [mp3: 11-3-18pm1 @ 0:50:22].....	12
2. Preliminary Rebuilding Plans – Robin Ehlke [mp3: 11-3-18pm1 @ 0:52:05].....	12
Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-	
3-18pm1 @ 0:56:02].....	12

	Public Comment [mp3: 11-3-18pm1 @ 1:37:06]	13
	Council Action: Review and Provide Direction on Preliminary Rebuilding Plans for Sacramento River Fall Chinook, Klamath River Fall Chinook, Queets River Coho, Snohomish River Coho and Strait of Juan de Fuca Coho and Consider Adopting for Public Review [mp3: 11-3-18pm2@ 0:00:09].....	13
b.	3. 2019 Preseason Management Schedule – Robin Ehlke [mp3: 11-3-18pm2@ 1:10:01] ..	13
c.	Reports and Comments of Management Entities and Advisory Bodies [mp3: 11- 3-18pm2@ 1:15:15].....	13
	Public Comment.....	13
a.	Adopt Final 2019 Preseason Management Schedule [mp3: 11-3-18pm2@ 1:17:17].....	13
b.	Coastal Pelagic Species Management.....	14
c.	1. National Marine Fisheries Service Report – Kerry Griffin [mp3: 11-4-18am1 @ 0:01:57].....	14
E.	Regulatory Activities – Frank Lockhart [mp3: 11-4-18am1 @ 0:36:10]	14
	Fisheries Science Center Activities – Gerard DiNardo [mp3: 11-4-18am1 @ 0:03:41].....	14
a.	Reports and Comments of Management Entities and Advisory Bodies.....	14
b.	Public Comment [mp3: 11-4-18am1 @ 0:36:29]	14
c.	Council Discussion [mp3: 11-4-18am1 @ 0:40:09].....	14
d.	2. Methodology Review Preliminary Topic Selection – Item Cancelled	14
e.	3. Live Bait Fishery Allowance – Final Action – Kerry Griffin [mp3: 11-4-18am1 @ 0:40:54].....	14
a.	Reports and Comments of Management Entities and Advisory Bodies [mp3: 11- 4-18am1 @ 0:43:51]	14
b.	Public Comment [mp3: 11-4-18am2@ 0:00:06]	14
c.	Council Action: Adopt a Final Preferred Alternative and Fishery Management Plan (FMP) Language [mp3: 11-4-18am2@ 0:31:54].....	14
a.	4. Preliminary Review of New 2019 Exempted Fishing Permits (EFPs) – Kerry Griffin [mp3: 11-4-18am2@ 0:52:48]	15
b.	Reports and Comments of Management Entities and Advisory Bodies [mp3: 11- 4-18am2@ 0:56:08]	16
c.	Public Comment [mp3: 11-4-18am2@ 1:00:08]	16
a.	Council Action: Adopt Preliminary EFPs for Public Review [mp3: 11-4- 18am2@ 1:10:19]	16
b.	5. Review of Fishery Management Plan Management Categories – Kerry Griffin [mp3: 11-5-18am2@ 0:00:22].....	16
c.	Reports and Comments of Management Entities and Advisory Bodies [mp3: 11- 5-18am2@ 0:03:32]	16
	Public Comment [mp3: 11-5-18am2@ 0:40:06]	16
	Council Action: Review Existing Management Categories and Discuss the Need and Workload Associated with Revising Management Categories [mp3: 11-5- 18am2@ 1:37:35]	17
	6. Stock Assessment Prioritization Process – Kerry Griffin [mp3: 11-5-18pm1 @ 0:00:05].....	18

	Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-5-18pm1 @ 0:02:53].....	18
	Public Comment [mp3: 11-5-18pm1 @ 0:32:33].....	18
	Council Action: Review and Provide Guidance on Stock Assessment Prioritization Process [mp3: 11-5-18pm1 @ 0:42:56].....	18
	a. Pacific Halibut Management.....	19
	1. Annual Regulations and 2A Catch Sharing Plan Changes – Final Action – Robin b. Ehlke [mp3: 11-4-18am3 @ 0:00:09] & [mp3: 11-7-18pm2 @ 01:39:53]	19
F.	c. Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-4-18am3 @ 0:04:29]	19
	Public Comment.....	19
	a. Council Action: Adopt Final Changes for the 2019 Catch Sharing Plan and Annual Fishery Regulations [mp3: 11-4-18am3 @ 0:57:14], [mp3: 11-4-18pm1 @ b. 0:00:23] and [mp3: 11-7-18pm2 @ 1:41:10].....	19
	c. Groundfish Management	20
G.	1. National Marine Fisheries Service Report – Todd Phillips [mp3: 11-4-18pm1 @ 0:30:29].....	20
	Regulatory Activities – Aja Szumylo [mp3: 11-4-18pm1 @ 0:34:10].....	20
	a. Fisheries Science Center Activities – Michelle McClure [mp3: 11-4-18pm1 @ b. 0:53:46].....	20
	c. Reports and Comments of Management Entities and Advisory Bodies.....	21
	d. Public Comment.....	21
	e. Council Discussion [mp3: 11-4-18pm1 @ 1:04:15].....	21
	2. Cost Recovery Report – Jim Seger [mp3: 11-4-18pm2 @ 0:05:02]	21
	a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-4-18pm2 @ 0:09:07].....	21
	b. Public Comment [mp3: 11-4-18pm2 @ 0:40:20].....	21
	c. Council Action: Review and Provide Direction on Cost Recovery Report and Regulations [mp3: 11-4-18pm2 @ 0:54:09].....	21
	3. Five-Year Catch Share Follow- On FMP and Regulatory Amendments – Jim Seger [mp3: 11-5-18pm2 @ 0:36:00].....	21
	a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-5-18pm2 @ 0:56:34].....	21
	b. Public Comment [mp3: 11-5-18pm2 @ 1:06:52].....	22
	c. Council Action: Adopt Final Preferred Alternatives for the Five-Year Catch Share Program Follow-On Actions, and Provide Further Guidance as Necessary [mp3: 11-6-18am1 @ 0:02:51]	22
	4. Omnibus Project Prioritization – Jim Seger [mp3: 11-6-18am1 @ 0:26:56]	23
	a. Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-6-18am1 @ 0:30:20]	23
	b. Public Comment [mp3: 11-6-18am2 @ 0:00:08]	24
	c. Council Action: Review Revised List of Omnibus Projects and Identify Priority Items for Future Work; Consider Revisions to the Process and Schedule in Council Operating Procedure 9 [mp3: 11-6-18am2 @ 0:37:08]	24
	5. Endangered Species Act Mitigation Measures for Seabirds - Scoping – Kit Dahl [mp3: 11-6-18am2 @ 1:36:36]	24

	Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-6-18am2@ 1:43:35] and [mp3: 11-6-18pm1 @ 0:00:14].....	24
	Public Comment [mp3: 11-6-18pm1 @ 0:25:25].....	24
	Council Action: Scope Mitigation Measures for Seabird Interactions in Groundfish Fisheries Pursuant to the 2017 United States Fish and Wildlife Service Biological Opinion [mp3: 11-6-18pm1 @ 0:25:25]	25
a.	6. Inseason Adjustments for 2018 and 2019 – Final Action – Todd Phillips [mp3: 11-7-18am1 @ 0:00:17]	25
b.		
c.	Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-7-18am1 @ 0:05:47]	25
	Public Comment [mp3: 11-7-18am1 @ 0:32:10]	25
a.	Council Action: Review Exempted Fishing Permit Results, Adopt Pacific Whiting Yield Set-Asides for 2019, and Adopt Final Inseason Adjustments for 2018 and 2019 as Necessary to Achieve, but Not Exceed, Annual Catch Limits and Other Management Objectives [mp3: 11-7-18am1 @ 1:03:12] and [mp3: 11-7-18am2 @ 0:00:35]	25
b.		
c.		
	7. Electronic Monitoring (EM) – Review of Out-of-Cycle Exempted Fishing Permits – Brett Wiedoff [mp3: 11-7-18am2 @ 0:05:00].....	26
a.	Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-7-18am2 @ 0:11:38]	27
b.	Public Comment [mp3: 11-7-18am2 @ 0:24:42]	27
c.	Council Action: Final Recommendations on Existing EM EFPs and Preliminary Review of Proposed Out-of-Cycle EFPs [mp3: 11-7-18am2 @ 0:40:25]	27
	8. Endangered Species Act Mitigation Measures for Salmon - Scoping – Kit Dahl [mp3: 11-7-18am3 @ 0:04:44]	27
a.	Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-7-18pm1 @ 0:00:16].....	27
b.		
c.	Public Comment [mp3: 11-7-18pm1 @ 0:14:27]	27
	Council Action: Scope Mitigation Measures for Salmon Interactions in Groundfish Fisheries Pursuant to the 2017 NMFS Biological Opinion That Were Not Addressed Through the 2019-2020 Biennial Management Process [mp3: 11-7-18pm1 @ 0:18:37].....	28
H.		
a.	Ecosystem Management	28
b.	1. Climate and Communities Initiative Update – Kit Dahl [mp3: 11-5-18am1 @ 0:03:08].....	28
c.	Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-5-18am1 @ 0:07:01]	28
	Public Comment [mp3: 11-5-18am1 @ 1:04:11]	28
I.		
a.	Council Action: Review Progress and Provide Guidance on Future Work, Including Proposed Scenario Development for Council Selection [mp3: 11-5-18am1 @ 1:08:38]	29
	Administrative Matters	29
	1. Legislative Matters – Jennifer Gilden [mp3: 11-5-18pm2 @ 0:00:06]	29
	Report of the Legislative Committee – Dave Hanson [mp3: 11-5-18pm2 @ 0:02:27].....	29

	Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-5-18pm2@ 0:04:44].....	29
	Public Comment [mp3: 11-5-18pm2@ 0:10:25].....	29
	Council Action: Consider Legislative Committee Report and Recommendations [mp3: 11-5-18pm2@ 0:12:39].....	29
b.	2. Fiscal Matters – Patricia Crouse [mp3: 11-8-18am1 @ 0:43:10].....	30
	Report of the Budget Committee – Pete Hassemer [mp3: 11-8-18am1 @ 0:43:44] ...	30
c.	Reports and Comments of Management Entities and Advisory Bodies.....	30
d.	Public Comment.....	30
	Council Action: Consider Budget Committee Report and Recommendation [mp3: 11-8-18am1 @ 0:51:06]	30
b.	3. Approval of Council Meeting Record – Phil Anderson [mp3: 11-8-18am1 @ 1:01:03] ..	31
c.	Council Action: Approve Previous Council Meeting Record [mp3: 11-8-18am1 @ 1:01:22]	31
d.	Council Action: Approve Previous Council Meeting Record [mp3: 11-8-18am1 @ 1:01:22]	31
	4. Membership Appointments and Council Operating Procedure – Mike Burner [mp3: 11-8-18am1 @ 1:02:53].....	31
a.	Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-8-18am1 @ 1:12:51]	31
a.	Public Comment [mp3: 11-8-18am1 @ 1:22:22]	31
b.	Council Action: Consider Appointments to Council Committees and Advisory Bodies; Adopt Changes to Council Operating Procedures [mp3: 11-8-18am1 @ 1:27:09].....	31
c.	Council Action: Consider Appointments to Council Committees and Advisory Bodies; Adopt Changes to Council Operating Procedures [mp3: 11-8-18am1 @ 1:27:09].....	31
	5. Future Council Meeting Agenda and Workload Planning – Chuck Tracy [mp3: 11-8-18am2@ 0:00:02]	37
a.	Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-8-18am2@ 0:07:32]	38
b.	Public Comment [mp3: 11-8-18am2@ 0:27:40]	38
c.	Public Comment [mp3: 11-8-18am2@ 0:27:40]	38
	Council Discussion and Guidance on Future Meeting Agenda and Workload Planning [mp3: 11-8-18am2@ 0:53:45]	38
J.		
a.	Highly Migratory Species Management	38
b.	1. National Marine Fisheries Service Report – Kit Dahl [mp3: 11-6-18pm1 @ 0:40:46]	38
c.	Regulatory Activities – Heidi Taylor.....	38
d.	Regulatory Activities – Heidi Taylor.....	38
e.	Fisheries Science Center Activities – Gerard DiNardo	38
	Reports and Comments of Management Entities and Advisory Bodies.....	38
a.	Public Comment.....	38
	Council Discussion [mp3: 11-6-18pm1 @ 0:45:22].....	38
b.	2. Recommendation International Management Activities – Kit Dahl [mp3: 11-6-18pm1 @ 0:46:17]	39
c.	Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-6-18pm1 @ 0:54:40].....	39
	Public Comment [mp3: 11-6-18pm1 @ 1:35:44].....	39
	Council Action: Provide Recommendations on U.S. Positions at Upcoming Meetings of the Western Central Pacific Fisheries Commission and Other Forums as Appropriate [mp3: 11-6-18pm2@ 0:00:03]	39
	3. Biennial Harvest Specifications and Management Measures – Preliminary Action – Kit Dahl [mp3: 11-6-18pm2@ 1:03:03]	40

Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-6-18pm2@ 1:09:33].....	40
Public Comment.....	40
Council Action: Review Status Determination Criteria and Adopt Recommendations to NMFS, Department of State, and Congress for International Measures to End Overfishing and/or Rebuild Stocks and Preliminary Proposed Regulations for Domestic Fishery Management [mp3: 11-6-18pm2@ 1:31:18].....	41
a. Deep-Set Buoy Gear Authorization – Range of Alternatives and Limited Entry Criteria – Kit Dahl [mp3: 11-7-18pm1 @ 0:40:08].....	41
b. Reports and Comments of Management Entities and Advisory Bodies [mp3: 11-7-18pm1 @ 0:48:47].....	41
c. Public Comment [mp3: 11-7-18pm1 @ 1:25:26] & [mp3: 11-7-18pm2@ 0:00:05] ..	41
a. Council Action: Review Progress and Provide Guidance on the Range of Alternatives and Preliminary Preferred Alternatives Including Criteria for a Potential Limited Entry Program; Provide Additional Guidance as Necessary [mp3: 11-7-18pm2@ 0:27:14].....	42
b.	
c.	
INFORMATIONAL REPORTS.....	43
VOTING LOG.....	44
ADJOURN.....	56

INTRODUCTION

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

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

8. **Voting Log** – The voting log lists, in Agenda order, the summarized Council motions and actions for each agenda item that took place during the meeting.

MEETING SUMMARY

Call to Order [[mp3: 11-3-18am1](#)@ 0:00:00]

1. Opening Remarks – Phil Anderson, Chair [[mp3: 11-3-18am1](#)@ 0:00:04]

- Mr. Phil Anderson, Council Chair, called the 247th meeting of the Pacific Fishery Management Council (Council) to order at 11:20 a.m. on November 3, 2018. A closed session was held before
A. this open session to discuss litigation and personnel matters.

2. Roll Call – Chuck Tracy [[mp3: 11-3-18am1](#)@ 0:04:16]

Council Members present during the meeting week:

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

Absent from the Meeting:

Alaska State Official: Mr. Charles Swanton (nonvoting designee)

3. [Executive Director's Report](#) – Chuck Tracy [[mp3: 11-3-18am1@ 0:05:33](#)]

Mr. Tracy discussed the informational reports and special evening sessions at the meeting this week. The new public comment portal was discussed and welcomed comments both for and against the portal to make improvements.

4. Agenda – Phil Anderson

Council Action: Approve Agenda

Motion 1 [[mp3: 11-3-18am1@ 0:17:20](#)]: Adopt [Agenda Item A.4, November 1-8, 2018 Council Meeting Agenda](#), but cancelled Agenda Item E.2 Coastal Pelagic Methodology Review Preliminary Topic Selection.

Herb Pollard/ Rich Lincoln (Motion carried unanimously)

5. Barry Thom presentation to the Council [[mp3: 11-8-18am1@ 0:00:21](#)]

[Agenda Item A.9, Supplemental NOAA Presentation 1](#): West Coast Region FY2019 Priorities (Barry Thom)

Open Comment Period

B. 1. [Comments on Non-Agenda Items](#) – Mike Burner [[mp3: 11-3-18am1@ 0:18:12](#)]

a. **Reports and Comments of Management Entities and Advisory Bodies** [[mp3: 11-3-18pm1@ 0:00:06](#)]

[Agenda Item B.1.a, Supplemental CDFW Report 1](#): Report on State Logbooks for Swordfish Harpoon, HMS DGN, and Groundfish Trawl

b. **Public Comment**

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

[Agenda Item B.1.b, Public Comment 2](#): Postcards from Issaquah, Washington Regarding Ocean Preservation

[Agenda Item B.1.b, Public Comment 3](#): Letter from the Responsible Offshore Development Alliance (RODA) Regarding Scientific Research and Monitoring

[Agenda Item B.1.b, Supplemental Public Comment 4](#): Letter from San Diego Fishermen's Working Group re: Potential Finfish Aquaculture Project Offshore San Diego

[Agenda Item B.1.b, Supplemental Public Comment 5](#): Letter from Pacific Seafood re: October 2018 SaMTAAC Meeting

[Agenda Item B.1.b, Supplemental Public Comment 6](#): Letter from Oceana re: Bycatch in Pelagic Longline Fisheries

[Agenda Item B.1.b, Supplemental Public Comment 7](#): Letter from Ocean Gold Seafoods re: October 2018 SaMTAAC Meeting

Mike Downs, Northern Economics presented [Agenda Item B.1.b, Supplemental Public Comment 8](#): Brochure re: CatchShareIndicators.org: A Web-Based Dashboard for Fishery Managers and Stakeholders; and [Agenda Item B.1.b, Supplemental Public Presentation 1](#): CatchShareIndicators.org: A Web-Based Dashboard for Fishery Managers and Stakeholders

[Agenda Item B.1.b, Supplemental Briefing Book Public Comments Submitted Through E-Portal](#)

Tom Schiff

John, Law, SDFWG
Emi Koch, Scripps Institute, Grad Student
Carly Shabo, Scripps Institute, Grad Student
Zoe Seabright, Scripps Institute, Grad Student
Isabelle Heilman, UC San Diego
Andre Preto, UC San Diego
Katja Whitham, Scripps Institute, Grad Student
Alyssa Tutterow, UC San Diego
Kate Meyer, Scripps Institute, Grad Student
Kat Montgomery, Scripps Institute, Grad Student
Mike Downs, Northern Economics
Geoff Shester, Oceana
Bob Kurz, CCA – CAL/GFA

Council Discussion and Comments as Appropriate

Motion: None

c.

Staff Summary: None

Habitat

C.

1. **[Current Habitat Issues](#)** – Jennifer Gilden [[mp3: 11-3-18pm1](#) @ 0:08:01]

a. **[Report of the Habitat Committee](#)** – Eric Wilkins [[mp3: 11-3-18pm1](#) @ 0:08:46]

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

c.

Public Comment [[mp3: 11-3-18pm1](#) @ 0:19:14]

[Agenda Item C.1.c, Supplemental Briefing Book Public Comments](#)

Mark Danielson, Scripps Institute, Grad Student

Anna Weinstein, Audubon California

Council Action: Consider Habitat Committee Report and Recommendations
[[mp3: 11-3-18pm1](#) @ 0:24:00]

Motion: None

Staff Summary: The Council directed staff to draft and send a letter in response to the Bureau of Ocean Energy Management’s (BOEM) request for comment on “Call Areas” in Federal waters off the West Coast. The letter will be based on previous Council comments to BOEM.

D.

a.

Salmon Management

1. **[National Marine Fisheries Service Report](#)** – Robin Ehlke [[mp3: 11-3-18pm1](#) @ 0:33:19]

Regulatory Activities [[mp3: 11-3-18pm1](#) @ 0:37:20]

[Agenda Item D.1.a, NMFS Report 1](#) (LCN Coho)

[Agenda Item D.1.a, NMFS Report 2](#) (LCR Tule Chinook)

[Agenda Item D.1.a, Supplemental NMFS Presentation 1](#): Three Year Review of the Lower Columbia River natural coho harvest matrix (*Jording*)

[Agenda Item D.1.a, Supplemental NMFS Presentation 2](#): Three Year Review of the Lower Columbia River tule fall Chinook Abundance-based Harvest Matrix (*Jording*)

Fisheries Science Center Activities

Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-3-18pm1](#) @ 0:49:01]

b. **Public Comment**

None

d. **Council Discussion [[mp3: 11-3-18pm1](#) @ 0:50:22]**

Motion: None

e.

Staff Summary: None

2. [Preliminary Rebuilding Plans](#) – Robin Ehlke [[mp3: 11-3-18pm1](#) @ 0:52:05]

[Agenda Item D.2, Attachment 1](#): Draft Salmon Rebuilding Plan – Klamath River Fall Chinook (*Electronic Only*)

[Agenda Item D.2, Attachment 2](#): Draft Salmon Rebuilding Plan – Sacramento River Fall Chinook (*Electronic Only*)

[Agenda Item D.2, Attachment 3](#): Draft Salmon Rebuilding Plan – Strait of Juan de Fuca Coho (*Electronic Only*)

[Agenda Item D.2, Attachment 4](#): Draft Salmon Rebuilding Plan – Queets River Coho (*Electronic Only*)

[Agenda Item D.2, Attachment 5](#): Draft Salmon Rebuilding Plan – Snohomish River Coho (*Electronic Only*)

[Agenda Item D.2, Supplemental Attachment 6](#): Response Letter from PFMC to Quinault Indian Nation

Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-3-18pm1](#) @ 0:56:02]

[Agenda Item D.2.a, Supplemental Tribal Report 1](#): Letter from Quinault Indian Nation re: Request for co-manager engagement in Queets Coho Overfishing Report and Rebuilding Plan

[Agenda Item D.2.a, Supplemental Tribal Report 2](#): Letter from Quinault Indian Nation re: request that the draft report “Queets River Natural Coho Salmon Rebuilding Plan, Environmental Assessment, Magnuson-Stevens Fishery Conservation and Management Act Analysis, Regulatory Impact Review and Initial Regulatory Flexibility Analysis” be withdrawn from further consideration

[Agenda Item D.2.a, Supplemental Tribal Report 3](#): Letter from Stillaguamish Tribe of Indians re: Coho Rebuilding Plans Alternative III language

[Agenda Item D.2.a, Supplemental Tribal Report 4](#)

[Agenda Item D.2.a, Supplemental Tribal Report 5](#)

[Agenda Item D.2.a, Supplemental NMFS Report 1](#): Salmon Rebuilding Plans

[Agenda Item D.2.a, Supplemental SSC Report 1](#)
[Agenda Item D.2.a, Supplemental SAS Report 1](#)
[Agenda Item D.2.a, Supplemental STT Report 1](#)
[Agenda Item D.2.a, Supplemental HC Report 1](#)

Public Comment [[mp3: 11-3-18pm1](#)@ 1:37:06]

James Bruce, Scripps Institute of Oceanography, Grad Student
Hilliard Hicks, Scripps Institute of Oceanography, Grad Student

- b. **Council Action: Review and Provide Direction on Preliminary Rebuilding Plans for Sacramento River Fall Chinook, Klamath River Fall Chinook, Queets River Coho, Snohomish River Coho and Strait of Juan de Fuca Coho and Consider Adopting for Public Review** [[mp3: 11-3-18pm2](#)@ 0:00:09]

c. **Motion:** None

Staff Summary: The Council reviewed and discussed draft versions of five salmon rebuilding plans currently in development for Sacramento River fall Chinook, Klamath River fall Chinook, Strait of Juan de Fuca natural coho, Queets River natural coho, and Snohomish River natural coho. The Council approved the draft salmon rebuilding plans for Sacramento River fall Chinook and Klamath River fall Chinook for public review. The draft salmon rebuilding plans for the three coho stocks will continue to be developed in cooperation with the co-managers with an expectation that draft plans will be revised in time for publication in the advanced briefing book for the 2019 March Council meeting.

3. [2019 Preseason Management Schedule](#) – Robin Ehlke [[mp3: 11-3-18pm2](#)@ 1:10:01]

[Agenda Item D.3, Attachment 1](#): Pacific Fishery Management Council Proposed Schedule and Process for Developing 2019 Ocean Salmon Fishery Management Measures

- a. **Reports and Comments of Management Entities and Advisory Bodies** [[mp3: 11-3-18pm2](#)@ 1:15:15]

b. [Agenda Item D.3.a, Supplemental SAS Report 1](#)

c. **Public Comment**
None

Adopt Final 2019 Preseason Management Schedule [[mp3: 11-3-18pm2](#)@ 1:17:17]

Motion 2 [[mp3: 11-3-18pm2](#)@ 1:26:31]: Council adopt the proposed schedule and process for developing 2019 ocean salmon management measures (Agenda Item D.3, Attachment 1) with the exception that the California hearing would be held in Ukiah.

Phil Anderson/Bob Dooley (motion carried unanimously).

Staff Summary: The Council adopted the tentative [2019 salmon management schedule](#) including the tentative dates and sites for the public hearings, except that the California hearing will be held in Ukiah, California.

Coastal Pelagic Species Management

1. [National Marine Fisheries Service Report](#) – Kerry Griffin [[mp3: 11-4-18am1@0:01:57](#)]

Regulatory Activities – Frank Lockhart [[mp3: 11-4-18am1@0:36:10](#)]

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

Fisheries Science Center Activities – Gerard DiNardo [[mp3: 11-4-18am1@0:03:41](#)]

a. [Agenda Item E.1.b, Supplemental SWFSC Presentation 1](#) (DiNardo)

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

Public Comment [[mp3: 11-4-18am1@0:36:29](#)]

[Agenda Item E.1.d, Supplemental Briefing Book Public Comments](#)

Geoff Shester, Oceana

Council Discussion [[mp3: 11-4-18am1@0:40:09](#)]

Motion: None

Staff Summary: None

2. [Methodology Review Preliminary Topic Selection](#) – Item Cancelled

3. [Live Bait Fishery Allowance – Final Action](#) – Kerry Griffin [[mp3: 11-4-18am1@0:40:54](#)]

- a. **Reports and Comments of Management Entities and Advisory Bodies** [[mp3: 11-4-18am1@0:43:51](#)]

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

[Agenda Item E.3.a, Supplemental CPSMT Report 2](#)

[Agenda Item E.3.a, Supplemental CDFW Report 1](#): Amendment 17: Live Bait Fishery Allowance

[Agenda Item E.3.a, Supplemental CPSAS Report 1](#)

Public Comment [[mp3: 11-4-18am2@0:00:06](#)]

[Agenda Item E.3.b, Supplemental Briefing Book Public Comments](#) Submitted Through E-Portal

Ken Franke, Sportfishing Association of California

Geoff Shester, Oceana

Wayne Kotow, CCA Cal

Chris Archaemderra, CCA Cal

Matt Everingham, Everingham Brothers Bait Co

Mark Smith, American Sportfishing Association, presented [Agenda Item E.3.b, Supplemental Public Presentation 1](#): (Mark Smith, ASA)

Danny Shrunk, San Pedro Bait Co

Steve Croke, Sportfishing Association of California

Council Action: Adopt a Final Preferred Alternative and Fishery Management Plan (FMP) Language [[mp3: 11-4-18am2@0:31:54](#)]

Motion 3 [[mp3: 11-4-18am2](#)@ 0:37:00]: Council:

1. Adopt alternative two in the CPSMT Report 1 (Agenda Item E.3.a) as the final preferred alternative, “Remove the prescribed incidental allowance for live bait fisheries to allow the potential for directed take and amend the FMP accordingly.”
2. Approve the language shown in E.3.a, CPSMT Report 1 as Amendment 17 to the CPS FMP in section 4.6.2.1:
 - 4.6.2.1 Definition for Overfished Stock for Sardine
An overfished sardine population is one with a 1+ stock biomass on July 1 of 50,000 mt or less. No directed fishing is allowed in any year or season while the stock is overfished. The Council is required to minimize fishing mortality on an overfished stock to the extent practicable and to undertake a rebuilding program which may be implicit to the harvest control rule or explicit.
3. Approve the language shown in E.3.a, CPSMT Report 1 as Amendment 17 to the CPS FMP in section 5.1.4, with the following highlighted changes added to the CPSMT edits:
 - 5.1.4 **Incidental** Catch Allowances for Live Bait When Stocks are Overfished
When a stock is overfished according to the definition **of overfishing** in the FMP, **incidental** catch allowances for live bait fishing ~~may shall be set to no more than 15 percent of landed weight, as determined by the Council. Allowing a directed live bait fishery when a stock is overfished is contingent on Council consideration of biological, environmental, and socio-economic factors. The Council is required to minimize fishing mortality on an overfished stock to the extent practicable and to undertake a rebuilding program, which may be implicit to the harvest control rule or explicit.~~
4. Add the following text to section 4.5 Rebuilding Programs:

“If a stock is overfished, for the period between when it is determined to be overfished and the effective date of a rebuilding plan, the Council shall consider whether to allow any harvest of the overfished stock and what the appropriate interim harvest level should be.”

Briana Brady/Louis Zimm (Motion carried unanimously)

Staff Summary: The Council adopted a final preferred alternative that will replace the 15 percent pre-specified incidental catch allowance for live bait fishing when a Coastal Pelagic Species (CPS) stock is declared overfished. Rather, live bait fishing will be subject to annual catch limits and other management measures, and the Council may enact further restrictions once a stock falls below the overfished threshold. This action will be implemented as Amendment 17 to the CPS Fishery Management Plan (FMP).

4. [Preliminary Review of New 2019 Exempted Fishing Permits \(EFPs\)](#) – Kerry Griffin
[[mp3: 11-4-18am2](#)@ 0:52:48]

[Agenda Item E.4, Attachment 1](#): California Wetfish Producers Association Notice of Intent

[Agenda Item E.4, Attachment 2](#): California Wetfish Producers Association prior proposal
(*Electronic Only*)

[Agenda Item E.4, Attachment 3](#): West Coast Pelagic Conservation Group Notice of Intent

[Agenda Item E.4, Attachment 4](#): West Coast Pelagic Conservation Group prior proposal
(*Electronic Only*)

Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-4-18am2@ 0:56:08](#)]

[Agenda Item E.4.a, Supplemental CPSMT Report 1](#)

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

Public Comment [[mp3: 11-4-18am2@ 1:00:08](#)]

^{a.} Diâne Pleschner Steele – California Wetfish Producers Association presented [Agenda Item E.4.b, Supplemental Public Presentation 1](#) (Video, Pleschner-Steele)

b. **Council Action: Adopt Preliminary EFPs for Public Review [[mp3: 11-4-18am2@ 1:10:19](#)]**

Motion 4 [[mp3: 11-4-18am2@ 1:10:58](#)]: Council adopt the preliminary exempted fishing proposals in Agenda Item E.4, Attachments 1-4 for public review.

Briana Brady/Marc Gorelnik (motion carried unanimously)

Staff Summary: The Council adopted two EFP proposals for public review with final action scheduled for the April 2019 meeting. The [California Wetfish Producers Association](#) and the [West Coast Pelagic Conservation Group](#) submitted EFP proposals designed to complement existing surveys by assessing CPS abundance information in nearshore waters inaccessible to acoustic-trawl survey vessels.

5. [Review of Fishery Management Plan Management Categories](#) – Kerry Griffin [[mp3: 11-5-18am2@ 0:00:22](#)]

a. **Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-5-18am2@ 0:03:32](#)]**

[Agenda Item E.5.a, CPSMT Report 1](#)

[Agenda Item E.5.a, Supplemental CPSMT Presentation 1](#): (Lorna Wargo)

[Agenda Item E.5.a, Supplemental USFWS Report 1](#): Review of FMP Categories

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

[Agenda Item E.5.a, Supplemental CPSAS Report 1](#)

Public Comment [[mp3: 11-5-18am2@ 0:40:06](#)]

[Agenda Item E.5.b, Supplemental Briefing Book Public Comments](#)

Susan Sheakley & Scott Thomas, Sea and Sage Audubon Society, presented [Agenda Item E.5.b, Supplemental Public Presentation 2](#): Sea & Sage Audubon Society: Anchovies: Not Just Another Pizza Topping (Thomas)

Geoff Shester, Oceana presented [Agenda Item E.5.b, Supplemental Public Presentation 3](#) (Oceana)

Steve Marx, The PEW Charitable Trusts

Megan Flaherty, San Diego Audubon Society presented [Agenda Item E.5.b, Supplemental Public Presentation 1](#): San Diego Audubon: A Legacy of Protecting CA Least Terns and Other Seabirds Reliant on Northern Anchovy (Flaherty)

Anna Weinstein, Audubon

Neil Guglielmo, CWPA Fisherman

Council Action: Review Existing Management Categories and Discuss the Need and Workload Associated with Revising Management Categories [mp3: 11-5-18am2@ 1:37:35]

Motion 6 [mp3: 11-5-18am2@ 1:53:52]: Council:

1. Consider a process to remove the CPS management unit species categories of “Active” and “Monitored,”
- c. 2. Consider characterizing the CPS management unit species as being “In the Fishery,” “Ecosystem Component,” or “Prohibited” species, consistent with National Standard 1 (NS1) guidelines and other Council FMPs,
3. Direct the SSC to periodically review and evaluate the quantity and quality of data to inform CPS stock assessments, similar to the categories used for groundfish described in Agenda Item E.5.a, Supplemental SSC Report 1, and
4. Direct the CPSMT to:
 - a. Consider and provide feedback on the following draft Purpose and Need statement and a draft process and timeline for the Council’s consideration at the April 2019 meeting.

Draft Purpose and Need – The terms used to label the CPS stock management categories (i.e., “active” and “monitored”) appear to cause confusion relative to the intent and application of those categories, and this lack of clarity may lead to a perception of non-compliance with NS1 guidelines. Therefore, the purpose of the proposed action is to clearly demonstrate compliance with NS1 guidelines and eliminate any confusion associated with these management category terms. The proposed action will also promote consistency with terminology across the Council’s fishery management plans (FMPs), clarify the management strategies that the Council intends to use for the stocks managed under the CPS FMP, and provide flexibility relative to a process to consider revisions to stock-specific management strategies.

- b. In drafting the process and timeline, consider the workload associated with:
 - i. developing proposed changes to the FMP structure and language to clarify the description of the management strategies for CPS fisheries, and
 - ii. retain the flexibility to consider revising the management strategies for a particular stock through a routine process (e.g., through a regular specifications and management process, rather than an FMP amendment).

Michele Culver/Phil Anderson

Amendment 1 [mp3: 11-5-18am2@ 2:03:43]: under section 4 – change “April” to “November 2019”

Briana Brady/Bob Dooley (Amendment 1 failed, Mr. Pollard, Ms. Brady, Mr. Dooley and Mr. Zimm voted yes).

Amendment 2 [mp3: 11-5-18am2@ 2:06:25]: under section 4 – change “April” to “June”

Phil Anderson/Brad Pettinger (Amendment 2 carried: Mr. Lincoln and Ms. Culver voted no).

Amendment 3 [mp3: 11-5-18am2@ 2:13:52]: under section 1 add the following language: “The intent of this process is to clarify terminology in the FMP and make it consistent with other Council FMPs but not to change the overall framework for CPS stocks.”

Briana Brady/Louis Zimm (Amendment 3 fails, Mr. Dooley, Ms. Brady, and Mr. Pollard voted yes, Mr. Zimm abstained).

Motion 6, as amended by Anderson/Pettinger, carried unanimously

Staff Summary: The Council tasked the CPS Management Team (CPSMT) with developing a proposed process and timeline to modify CPS stock management categories, to provide flexibility relative to revising stock-specific management strategies, and to promote consistency with other Council FMPs. The Council is scheduled to consider the CPSMT's report at the June 2019 meeting. The Council also tasked the Scientific and Statistical Committee (SSC) to periodically review and evaluate the quantity and quality of data to inform CPS stock assessments similar to the categories used for groundfish.

6. [Stock Assessment Prioritization Process](#) – Kerry Griffin [[mp3: 11-5-18pm1@0:00:05](#)]

Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-5-18pm1@0:02:53](#)]

[Agenda Item E.6.a, CPSMT Report 1](#)

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

[Agenda Item E.6.a, Supplemental CPSAS Report 1](#)

Public Comment [[mp3: 11-5-18pm1@0:32:33](#)]

b.

[Agenda Item E.6.b, Supplemental Briefing Book Public Comments](#)

Geoff Shester, Oceana

Gilly Lyons, The PEW Charitable Trusts

c.

Council Action: Review and Provide Guidance on Stock Assessment Prioritization Process [[mp3: 11-5-18pm1@0:42:56](#)]

Motion 7 [[mp3: 11-5-18pm1@0:49:29](#)]: Council:

1. Implement a stock assessment prioritization process described in Agenda Item E.6.a, CPSMT Report 1, as an interim process until an improved process can be developed, reviewed, and approved by the Council.
2. Include an opportunity for Council, SSC, CPSMT, CPSAS, and public input through the process, as well as Council adoption of stock assessment priorities.
3. Direct the SSC, CPSMT, and CPSAS consider input from the SWFSC relative to the appropriate cycle (i.e., annual or biennial), and timing, and provide their recommendations to the Council in June 2019.
4. As a priority, direct the SSC to review and evaluate the quantity and quality of data to support a stock assessment for the central substock of northern anchovy, and provide their recommendation to the Council in June 2019.

Michele Culver/Rich Lincoln (Motion carried; Mr. Dooley, Mr. Zimm, and Mr. Ugoretz voted no)

Staff Summary: The Council implemented an interim stock assessment prioritization process based on the November [2018 CPSMT Report](#) that includes 1) an opportunity for Council, SSC, CPSMT, CPS Advisory Subpanel (CPSAS), and public input; 2) an opportunity for Council adoption of stock assessment priorities; and 3) recommendations for the appropriate cycle and

frequency of assessments. The Council also directed SSC, CPSMT, and CPSAS to work with the Southwest Fisheries Science Center to recommend the appropriate timing and cycle for future CPS stock assessments. Additionally, the Council directed the SSC to review and evaluate the quantity and quality of data to support a stock assessment for the central substock of northern anchovy, and provide their recommendation to the Council in June 2019.

Pacific Halibut Management

1. [Annual Regulations and 2A Catch Sharing Plan Changes – Final Action](#) – Robin Ehlke [[mp3: 11-4-18am3@ 0:00:09](#)] & [[mp3: 11-7-18pm2@ 01:39:53](#)]

- F. [Agenda Item F.1, Attachment 1](#): 2018 Pacific Halibut Catch Sharing Plan for Area 2A
[Agenda Item F.1, Attachment 2](#): Visual Representation of the 2018 Area 2A Catch Sharing Plan for Pacific Halibut
[Agenda Item F.1, Supplemental Attachment 3](#): Draft Letter to IPHC from PFMC re: feedback on a number of unresolved or outstanding issues identified in reviewing the IPHC’s proposal and analyses

Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-4-18am3@ 0:04:29](#)]

a.

- [Agenda Item F.1.a, NMFS Report 1](#): Report on the 2018 Pacific Halibut Fisheries in Area 2A
[Agenda Item F.1.a, Supplemental IPHC Report 1](#): Non-treaty directed commercial Pacific halibut fishery in IPHC Regulatory Area 2A
[Agenda Item F.1.a, Supplemental IPHC Presentation 1](#): (Keith)
[Agenda Item F.1.a, Supplemental ODFW Report 1](#): Annual Regs and 2A CSP Changes – Final Action
[Agenda Item F.1.a, Supplemental WDFW Report 1](#): Annual Regs and 2A CSP Changes – Final Action
[Agenda Item F.1.a, Supplemental ODFW – WDFW Report 1](#)
[Agenda Item F.1.a, Supplemental SAS Report 1](#)
[Agenda Item F.1.a, Supplemental GAP Report 1](#)
[Agenda Item F.1.a, Supplemental GMT Report 1](#)

c.

Public Comment

None

Council Action: Adopt Final Changes for the 2019 Catch Sharing Plan and Annual Fishery Regulations [[mp3: 11-4-18am3@ 0:57:14](#)], [[mp3: 11-4-18pm1@ 0:00:23](#)] and [[mp3: 11-7-18pm2@ 1:41:10](#)]

Motion 5 [[mp3: 11-4-18pm1@ 0:01:43](#)]: Council adopt the following changes to the Catch Sharing Plan:

1. For the Columbia River subarea:
 - a. Revise the CSP to describe that the Columbia River season opening date would be determined through consultation between the Washington and Oregon Departments of Fish and Wildlife in time for final action at the Council’s November meeting.
 - b. Revise the CSP so that the season is open two days per week based on a combination of Thursday, Friday, or Sunday, and

- c. For 2019, adopt the season dates in Agenda Item F.1.a, Supplemental ODFW-WDFW Report 1: Thursday, May 2; Sunday May 5; Thursday, May 9; Sunday, May 12; Friday, May 24; Sunday, May 26. If sufficient quota remains after May 26, the Columbia River subarea would be open two days per week (Thursday and Sunday) until the remaining quota is achieved.
- 2. For the South Coast subarea:
 - a. Revise the CSP language to remove the set aside of 10 percent or 2,000 pounds for the nearshore fishery and allow the nearshore fishery to be open after the primary (all-depth) fishery closes, if sufficient quota remains, and
 - b. For 2019, adopt the season dates in Agenda Item F.1.a, Supplemental WDFW Report 1: Thursday, May 2; Sunday May 5; Thursday, May 9; Sunday, May 12; Friday, May 24.
- 3. For the North Coast and Puget Sound, adopt the season dates in Agenda Item F.1.a, Supplemental WDFW Report 1, for 2019: Thursday, May 2; Saturday, May 4; Thursday, May 9; Saturday, May 11; Saturday, May 18; Friday, May 24; Sunday, May 26; Thursday, June 6; Saturday, June 8; Thursday, June 20; Saturday, June 22.
- 4. If sufficient quota remains for the North Coast, Puget Sound, or South Coast, additional dates may be scheduled in coordination with the International Pacific Halibut Commission and National Marine Fisheries Service.

Michele Culver/Rich Lincoln (Motion carried unanimously)

Staff Summary: The Council adopted final changes to the 2019 Catch Sharing Plan and annual fishing regulations, consistent with the recommendations provided by Washington Department of Fish and Wildlife and Oregon Department of Fish and Wildlife as contained in [Agenda Item F.1.a, Supplemental ODFW-WDFW Report 1](#) and [Agenda Item F.1.a, Supplemental WDFW Report 1](#). The Council also drafted a letter to the International Pacific Halibut Commission (IPHC) regarding a proposal to change the structure of the non-treaty directed commercial Pacific halibut fishery in IPHC Regulatory Area 2A. IPHC Commissioners will hear the proposal submitted by IPHC secretariat staff at the IPHC interim meeting in November 2019. The Council letter lists a number of issues and concerns regarding the effects of a potential change and suggests that the concerns are addressed prior to implementing change.

G.

Groundfish Management

- a.
 - 1. [National Marine Fisheries Service Report](#) – Todd Phillips [[mp3: 11-4-18pm1@0:30:29](#)]

Regulatory Activities – Aja Szumylo [[mp3: 11-4-18pm1@0:34:10](#)]

[Agenda Item G.1.a, Supplemental REVISED NMFS Report 1](#): Groundfish and Halibut *Federal Register* Notices

[Agenda Item G.1.a, Supplemental NMFS Report 2](#): Rulemakings and Other Major Activities for Groundfish Fisheries

Fisheries Science Center Activities – Michelle McClure [[mp3: 11-4-18pm1@0:53:46](#)]

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

Reports and Comments of Management Entities and Advisory Bodies

Public Comment

None

Council Discussion [[mp3: 11-4-18pm1@ 1:04:15](#)]

Motion: None

d.

Staff Summary: None

e.

2. **Cost Recovery Report** – Jim Seger [[mp3: 11-4-18pm2@ 0:05:02](#)]

Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-4-18pm2@ 0:09:07](#)]

[Agenda Item G.2.a, NMFS Report 1](#): Trawl Rationalization Program Cost Recovery Annual Report, Fee Calculation for 2018 and Fishing Year 2017 Payments

[Agenda Item G.2.a, NMFS Report 2](#): National Marine Fisheries Service (NMFS) Report on Cost Recovery Items on the Omnibus List

[Agenda Item G.2.a, Supplemental NMFS Report 3](#): Errata for “Trawl Rationalization Program Cost Recovery Annual Report”

[Agenda Item G.2.a, Supplemental NMFS Presentation 1](#): 2017-2018 Cost Recovery Annual Report Trawl Rationalization Program (Chris Biegel)

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

b. **Public Comment** [[mp3: 11-4-18pm2@ 0:40:20](#)]

Ralph Brown

Heather Mann, Midwater Trawlers Cooperative

Jeff Lackey, F/V Miss Sue and F/V Seeker

Council Action: Review and Provide Direction on Cost Recovery Report and Regulations [[mp3: 11-4-18pm2@ 0:54:09](#)]

Motion: None

Staff Summary: The Council received reports from National Marine Fisheries Service (NMFS) on cost recovery, and proposed clarifications to existing cost recovery regulations. The Council encouraged NMFS and members of the public to continue to work together to address concerns about criteria for determining whether a cost is recoverable, while taking into account cost savings.

a3. **Five-Year Catch Share Follow-On FMP and Regulatory Amendments** – Jim Seger [[mp3: 11-5-18pm2@ 0:36:00](#)]

[Agenda Item G.3, Supplemental Staff Presentation 1](#) (Seger)

[Agenda Item G.3, Attachment 1](#): Follow-On Actions - Alternatives and Impact Analysis

Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-5-18pm2@ 0:56:34](#)]

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

[Agenda Item G.3.a, Supplemental GAP Report 1](#)

Public Comment [[mp3: 11-5-18pm2@ 1:06:52](#)]

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

Heather Mann, Midwater Trawlers Cooperative
Dan Waldeck, Pacific Whiting Conservation Coop
Mike Hyde, American Seafoods
Sarah Nayani, Arctic Storm

Council Action: Adopt Final Preferred Alternatives for the Five-Year Catch Share Program Follow-On Actions, and Provide Further Guidance as Necessary [[mp3: 11-6-18am1@ 0:02:51](#)]

Motion 9 [[mp3: 11-6-18am1@ 0:02:54](#)]: Council adopt the following as Final Preferred Alternatives (FPAs) for the Groundfish Trawl Catch Share Program 5-Year Review Follow-On Actions as described in Agenda Item G.3, Attachment 1:

1. At-Sea Whiting Fishery Bycatch Needs and Set-Aside Management – Alt. 4: Set-aside management for all four species (POP, darkblotched, widow, and canary rockfish); remove at-sea set-aside distributions from the FMP.

In addition, specify that the existing formulas for determining the at-sea set-aside amounts will be used to establish set-aside amounts in the biennial specifications and management measures process unless the Council takes action to change the formulas or specify different amounts.

2. Shorebased IFQ Sector Harvest Complex Needs – Alt. 2: Allow post-season trading for accounts in deficit with the sub-option to not limit vessels by the annual vessel QP use limits in covering their previous year deficits as a default, and assess whether or not to exclude any stocks from the exemptions to vessel limits during post-season trading through the biennial process. Post-season trading will be allowed between January 1 and a cut-off date to be determined by NMFS.

And Alt. 3: Eliminate September 1st QP expiration for QP not transferred to vessel.

3. New Data Collections for QS Owners – Alt. 4: NMFS would implement a system for collection of these data, and the Council recommends that NMFS identify the most efficient and effective way to conduct the collections.

And adopt FMP amendment language for the FPA related to at-sea whiting fishery bycatch needs, including housekeeping changes, as shown in G.3, Attachment 1, with the addition of new language highlighted below:

Set-Aside Amounts for At-sea Sectors Allocation of Select Groundfish Species

Under Amendment 20, the at-sea whiting sectors (i.e., catcher-processors and motherships) are managed in a system of sector-specific harvest cooperatives. ~~Each at-sea whiting sector will manage their bycatch of canary rockfish and widow rockfish using sector specific total catch limits. For the at-sea sectors, groundfish species other than whiting are managed as set-asides, amounts for which are based on the best available information on bycatch by these sectors~~ **and other relevant factors, including, but not limited to, status of the set-aside stocks, expected utilization in other sectors of the fishery, and expected management conditions in any sector in upcoming fishing years,** as determined in the biennial harvest specifications and management measures decision process. ~~The sector allocations of these select groundfish species under Amendment 21 and Amendment 21-3~~

~~is as follows:~~ The set-aside amounts come from the trawl allocation, with the remainder (after deducting the set-asides) going to the shoreside sector allocation.

Maggie Sommer/Brad Pettinger (Motion carried unanimously)

Motion 10 [[mp3: 11-6-18am1](#)@ 0:20:23]: Council adopt the following as the Final Preferred Alternatives (FPA) for the Catcher-Processor (CP) sector as described in Agenda Item G.3, Attachment 1:

1. CP Accumulation Limit
 - a. Implementation: Alt. 4: Apply accumulation limits only if the co-op dissolves and the IFQ program is implemented for the CP sector
 - b. CP Permit Limit: Alt. 2: Establish a five-permit limit; in assigning permit ownership rule, use approach described in NMFS regulations at 660.140 (i.e., apply the concepts of control and ownership in the shorebased IFQ program to the CP permit limit)
 - c. CP Processing Limit: Alt. 1: No Action
2. New Data Collections for CPs
 - a. CPs: Alt. 2: Collect detailed Catcher-Processor ownership data annually

Corey Niles/Rich Lincoln (Motion carried unanimously)

Staff Summary: The Council adopted as final the preliminary preferred alternatives listed in [Attachment 1](#) for this agenda item with the following modifications:

At-sea set-asides: while the within-trawl allocation formulas for darkblotched, Pacific Ocean perch and widow rockfish will be removed from the FMP, they will become the default allocation formulas in the event that the Council takes no other actions during the biennial specifications process.

Post-season suspension of the vessel quota pound (QP) limits: During the biennial specifications process, the Council may identify some species for which the vessel QP limits will not be suspended after the season ends.

Catcher-processor accumulation limits: The final preferred alternative accumulation limit (a five-permit limit) will come into effect only if the catcher-processor co-op fails to form and the catcher-processor catch share system reverts to an individual fishing quota program.

4. [Omnibus Project Prioritization](#) – Jim Seger [[mp3: 11-6-18am1](#)@ 0:26:56]

[Agenda Item G.4, Attachment 1](#): Council Operating Procedure 9 (Excerpts)

[Agenda Item G.4, Supplemental Attachment 2](#): Omnibus Planning-Existing Commitments and NMFS Workload

Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-6-18am1](#)@ 0:30:20]

[Agenda Item G.4.a, GMT Report 1](#): Groundfish Management Team Report on Groundfish Workload Prioritization

[Agenda Item G.4.a, Supplemental GMT Report 2](#)

[Agenda Item G.4.a, Supplemental GAP Report 1](#)

[Agenda Item G.4.a, Supplemental GAP-GMT Report 1](#)

[Agenda Item G.4.a, Supplemental WDFW Report 1: Mothership Sector Utilization Issue](#)

Public Comment [[mp3: 11-6-18am2@ 0:00:08](#)]

[Agenda Item G.4.b, Advance Briefing Book Public Comments](#)

[Agenda Item G.4.b, Supplemental Public Comment 1](#)

Heather Mann and Brent Paine presented information relating to [Agenda Item G.4.b, Supplemental Public Comment 2](#)

Sarah Nayani, Arctic Storm

Al Carter, Ocean Gold presented [Agenda Item G.4.b, Supplemental Public Presentation 1: \(Al Carter, Ocean Gold\)](#)

Heather Mann, Midwater Trawlers Cooperative

Brent Paine, United Catcher Boats

Dave Kirk, Barbara Emely, and Dan Platt, EFP Proponents

Council Action: Review Revised List of Omnibus Projects and Identify Priority Items for Future Work; Consider Revisions to the Process and Schedule in Council Operating Procedure 9 [[mp3: 11-6-18am2@ 0:37:08](#)]

c.

Motion: None

Staff Summary: For prioritization in March 2019, the Council adopted the list of possible new management measures contained in [Agenda Item G.4.b, Groundfish Advisory Subpanel \(GAP\)/Groundfish Management Team \(GMT\) Report 1](#) with the exception of Item 65 on allowing at-sea processors south of 42° N. Latitude. Given the work that the GMT will be doing on preliminary cost/benefit analysis and workload assessment on these items, as well as work in support of the Sablefish Management and Trawl Allocation Attainment Committee, no other items were prioritized for work over the winter. At its March meeting, the Council will consider revising its process for prioritizing new management measures and managing groundfish-related workload.

5. [Endangered Species Act Mitigation Measures for Seabirds - Scoping](#) – Kit Dahl
[[mp3: 11-6-18am2@ 1:36:36](#)]

[Agenda Item G.5, Attachment 1: Mitigation Measures to Address Incidental Take of Short-Tailed Albatross in Fisheries Managed under the Pacific Coast Groundfish Fishery Management Plan, Staff Briefing Paper](#)

Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-6-18am2@ 1:43:35](#)] and [[mp3: 11-6-18pm1@ 0:00:14](#)]

[Agenda Item G.5.a, NMFS Report 1: Free Seabird Streamer Lines \(Bird Scaring Lines\)](#)

[Agenda Item G.5.a, Supplemental GMT Report 1](#)

[Agenda Item G.5.a, Supplemental GAP Report 1](#)

[Agenda Item G.5.a, Supplemental EC Report 1](#)

[Agenda Item G.5.a, Supplemental WA Sea Grant Presentation 1: Preventing Albatross Bycatch in the West Coast Sablefish Longline Fishery](#)

Public Comment [[mp3: 11-6-18pm1@ 0:25:25](#)]

[Agenda Item G.5.b, Supplemental Briefing Book Public Comments](#)

Anna Weinstein, Audubon – did not testify

Council Action: Scope Mitigation Measures for Seabird Interactions in Groundfish Fisheries Pursuant to the 2017 United States Fish and Wildlife Service Biological Opinion [[mp3: 11-6-18pm1@ 0:25:25](#)]

Motion 11 [[mp3: 11-6-18pm1@ 0:31:50](#)]: Council adopt the purpose and need statements in G.5, Attachment 1, November 2018, and the range of alternatives in G.5.a, Supplemental GMT Report 1, November 2018. In addition, follow the schedule recommended by the GMT in G.5.a, Supplemental GMT Report 1 for action on this item.
Maggie Sommer/Brad Pettinger (Motion carried unanimously)

Staff Summary: The Council adopted a preliminary range of alternatives described in [G.5.a, Supplemental GMT Report 1](#) for requiring the use of streamer lines in the commercial longline fishery of the Pacific Coast Ground Fishery for vessels less than 55 feet in length overall. Streamer lines deter seabirds from diving on baited hook as the longline is deployed. Regulations for vessels 55 feet and above were implemented in 2015. The measures respond specifically to requirements in the U.S. Fish and Wildlife Service biological opinion for short-tailed albatross. The Council intends to take final action on this issue at its June 2019 meeting.

6. [Inseason Adjustments for 2018 and 2019 – Final Action](#) – Todd Phillips [[mp3: 11-7-18am1@ 0:00:17](#)]

[Agenda Item G.6, Attachment 1](#): Historical Mortality of Pacific Whiting in Research and Pink Shrimp

[Agenda Item G.6, Attachment 2](#): Interim Report Exempted Fishing Permit Testing Commercial Jig Fishing Gear Targeting Yellowtail Rockfish for 2017/2018 Groundfish Fisheries

[Agenda Item G.6, Supplemental Attachment 3](#): Technical Correction of 2019 and 2020 Harvest Specifications for Yellowtail Rockfish North of 40°10' N. Latitude
a.

Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-7-18am1@ 0:05:47](#)]

[Agenda Item G.6.a, Supplemental CDFW Report 1](#): Summary of 2018 Groundfish Mortality in California

[Agenda Item G.6.a, Supplemental GMT Report 1](#)

[Agenda Item G.6.a, Supplemental GAP Report 1](#)

Public Comment [[mp3: 11-7-18am1@ 0:32:10](#)]

Barbara Emley, Dan Platt, and Noah Oppenheim presented [Agenda Item G.6.b, Supplemental Public Presentation 1](#): (Platt)

Heather Mann, Midwater Trawlers Cooperative

Council Action: Review Exempted Fishing Permit Results, Adopt Pacific Whiting Yield Set-Asides for 2019, and Adopt Final Inseason Adjustments for 2018 and 2019 as Necessary to Achieve, but Not Exceed, Annual Catch Limits and Other Management Objectives [[mp3: 11-7-18am1@ 1:03:12](#)] and [[mp3: 11-7-18am2@ 0:00:35](#)]

Motion 15 [[mp3: 11-7-18am1@ 1:05:17](#)]: Council adopt the following:

1. Inseason adjustments to groundfish fisheries for 2019 as proposed by the GAP, referencing G.6.a, Supplemental GMT Report 1, November 2018:

- OA Fixed Gear Sablefish North of 36° N. Latitude: Alt. 1: 300 lb. daily/1200 lb. weekly/2,400 lb monthly
 - LE Fixed Gear Sablefish North of 36° N. Latitude: Alt. 1: 1,300 lb. weekly, not to exceed 3,900 lb. bimonthly
 - OA Fixed Gear Canary Rockfish Trip Limits N. of 40° 10' N. Latitude: Alt. 2: 300 lb. every 2 months
 - OA Fixed Gear Canary Rockfish Trip Limits S. of 40° 10' N. Latitude: Alt 2: 300 lb every 2 months, except closed during period 2.
2. A 1,500 mt whiting set-aside for pink shrimp and research in 2019.
 3. Corrected values for the ABC and ACL for yellowtail rockfish north of 40° 10' N. Latitude for 2019 and 2020 as shown in G.6, Supplemental Attachment 3, November 2018.

Maggie Sommer/Marci Yaremko (Motion carried unanimously)

Amendment 1 [[mp3: 11-7-18am2](#)@ 0:02:35]: changed the OA Fixed Gear Sablefish North of 36° N. Latitude: Alt. 1: 300 lb. daily/1200 lb. weekly/2,400 lb to “bi-monthly”

Christa Svensson/Phil Anderson (Amendment 1 carried unanimously)

Motion 15 as reconsidered and amended carried unanimously

Motion 16 [[mp3: 11-7-18am2](#)@ 0:01:39]: Council reconsider action under Agenda Item G.6. Phil Anderson/Herb Pollard (Motion carried unanimously)

Staff Summary: The Council considered the most recent data on fishery performance. They recommended for NMFS to adjust trip limits in 2019 for the following fishery sectors to the amounts proposed by the GMT in their report [G.6.a, Supplemental GMT Report 1](#).

Additionally, the Council recommended NMFS establish set-asides for the 2019 Pacific whiting fishery to account for Pacific whiting mortality in research and pink shrimp fisheries at 1,500 metric tons.

The Council was briefed on an error discovered in the 2019/2020 harvest specifications for yellowtail rockfish north of 40° 10' N. Latitude, as noted in [G.6, Supplemental Attachment 3](#). A computational error set the acceptable biological catch (ABC) and annual catch limit (ACL) incorrectly. The Council recommended NMFS take the appropriate action to correct the 2019 and 2020 yellowtail rockfish north of 40° 10' N. Latitude ABC/ACL and increase the ABC/ACL and related allocations to the corrected amounts. These amounts are detailed in Table 7 of the [G.6.a, Supplemental Revised GMT Report 1](#).

The Emely/Platt exempted fishing permit (EFP) applicants briefed the Council on the interim results of their EFP to date. The Council noted the importance of moving this new fishing method into an implementation phase as a priority.

7. [Electronic Monitoring \(EM\) – Review of Out-of-Cycle Exempted Fishing Permits](#) – Brett Wiedoff [[mp3: 11-7-18am2](#)@ 0:05:00]

[Agenda Item G.7, Supplemental Staff Presentation 1](#): (Wiedoff)

[Agenda Item G.7, Supplemental Attachment 1](#): Electronic Monitoring Rule Changes – Letter from Ryan Wulff, NMFS dated October 24, 2018

[Agenda Item G.7, Supplemental Attachment 2](#): Letter to Ryan Wulff, NMFS, dated November 5, 2018 re: Response to Letter Regarding Final Regulations for an Electronic Monitoring Program for Whiting Trawl and Fixed Gear Vessels

Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-7-18am2@ 0:11:38](#)]

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

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

a. **Public Comment** [[mp3: 11-7-18am2@ 0:24:42](#)]

[Agenda Item G.7.b, Advance Briefing Book Public Comments](#)

Kate Kauer (The Nature Conservancy), Paul Kujala, Heather Mann (Midwater Trawlers Cooperative), and Melissa Mahoney (Environment Defense Fund)

Council Action: Final Recommendations on Existing EM EFPs and Preliminary Review of Proposed Out-of-Cycle EFPs [[mp3: 11-7-18am2@ 0:40:25](#)]

c.

Motion 17 [[mp3: 11-7-18am2@ 0:49:34](#)]: Council extend the 2018 electronic monitoring (EM) exempted fishing permits (EFPs) for whiting trawl, fixed gear, non-whiting midwater trawl, and bottom trawl through 2019.

And, schedule a meeting or webinar of the Groundfish Electronic Monitoring Policy Advisory Committee (GEMPAC) and the Technical Advisory Committee (GEMTAC) if appropriate, in early 2019, and a meeting immediately prior to the April Council meeting.

Maggie Sommer/Brad Pettinger (Motion carried unanimously)

Staff Summary: The Council recommended an extension of the electronic monitoring EFPs for whiting trawl, fixed gear, non-whiting midwater trawl, and bottom trawl through 2019. No-out-of-cycle EFPs were submitted for Council review.

8. [Endangered Species Act Mitigation Measures for Salmon - Scoping](#) – Kit Dahl
[[mp3: 11-7-18am3@ 0:04:44](#)]

[Agenda Item G.8, Attachment 1](#): Incidental Take Statement Excerpted From Endangered Species Act (ESA) Section 7(a)(2) Biological Opinion; Reinitiation of Section 7 Consultation
a Regarding the Pacific Fisheries Management Council's Groundfish Fishery Management Plan; December 11, 2017

Reports and Comments of Management Entities and Advisory Bodies[[mp3: 11-7-18pm1@ 0:00:16](#)]

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

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

[Agenda Item G.8.a, Supplemental SAS Report 1](#)

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

Public Comment [[mp3: 11-7-18pm1@ 0:14:27](#)]

Noah Oppenheim

Sarah Nayani, Arctic Storm

Council Action: Scope Mitigation Measures for Salmon Interactions in Groundfish Fisheries Pursuant to the 2017 NMFS Biological Opinion That Were Not Addressed Through the 2019-2020 Biennial Management Process
[\[mp3: 11-7-18pm1 @ 0:18:37\]](#)

Motion 18 [\[mp3: 11-7-18pm1 @ 0:27:24\]](#): Council direct the GMT to:

- c.1) Review and analyze the new management measures listed in G.8.a, Supplemental GMT Report 1, November 2018,
- 2) Develop a draft process for Reserve access, and
- 3) Report its findings in the advance briefing book for the March or April 2019 Council meeting.

Maggie Sommer/Bob Dooley (Motion carried unanimously)

Staff Summary: This agenda item responds to terms and conditions listed in the 2017 biological opinion analyzing the take of Endangered Species Act-listed Chinook salmon in the Pacific Coast groundfish fishery. A number of these requirements were addressed as part of the 2019-20 groundfish biennial harvest specifications and management measures process, but two issues are outstanding. These are implementing inseason measures to limit risk of exceeding bycatch guidelines and developing regulations governing the 3,500 Chinook salmon bycatch Reserve. This Reserve is only intended to address unexpected high bycatch levels, and is not available as a matter of course to allow the sectors to exceed their bycatch guidelines of 11,000 Chinook salmon for the whiting trawl fishery and 5,500 Chinook salmon for all other Pacific groundfish fishery sectors.

The Council directed the GMT to:

- 1) Review and analyze the new management measures listed in [G.8.a, Supplemental GMT Report 1](#),
- 2) Develop a draft process for Reserve access, and
- 3) Report its findings in the advance briefing book for the March or April 2019 Council meeting.

H.

Ecosystem Management

- a1. [Climate and Communities Initiative Update](#) – Kit Dahl [\[mp3: 11-5-18am1 @ 0:03:08\]](#)

Reports and Comments of Management Entities and Advisory Bodies [\[mp3: 11-5-18am1 @ 0:07:01\]](#)

[Agenda Item H.1.a, Supplemental CSI Report 1](#)
[Agenda Item H.1.a, Supplemental CSI Presentation 1](#)
[Agenda Item H.1.a, Supplemental EWG Report 1](#)
[Agenda Item H.1.a, Supplemental GMT Report 1](#)
[Agenda Item H.1.a, Supplemental EAS Report 1](#)

Public Comment [\[mp3: 11-5-18am1 @ 1:04:11\]](#)

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

Corey Ridings, Ocean Conservancy and Gway Kirchner, The Nature Conservancy

Council Action: Review Progress and Provide Guidance on Future Work, Including Proposed Scenario Development for Council Selection [[mp3: 11-5-18am1@ 1:08:38](#)]

Motion: None

Staff Summary: The Council endorsed the recommendations and guidance to the ad hoc Ecosystem Workgroup described in [H.1.a, Supplemental CSI Report 1](#) while noting that accomplishing these tasks for the March 2019 Council meeting may be difficult.

Administrative Matters

1. [Legislative Matters](#) – Jennifer Gilden [[mp3: 11-5-18pm2@ 0:00:06](#)]

- I. [Agenda Item I.1, Attachment 1](#): Staff Summary of Federal Legislation
[Agenda Item I.1, Attachment 2](#): Council Letter to Rep. Schrader on Buyback Appropriations
[Agenda Item I.1, Attachment 3](#): Letter from West Coast Members of Congress on Buyback Appropriations
[Agenda Item I.1, Attachment 4](#): Request from Senator Cantwell and Rep. Harris for Comment on the AQUAA Act
[Agenda Item I.1, Attachment 5](#): Court Decision on Gulf Aquaculture with Staff Highlights
[Agenda Item I.1, Attachment 6](#): AQUAA Act (S 3138/HR 6966) (*Electronic Only*)
[Agenda Item I.1, Supplemental Attachment 7](#): Draft Letter to Cantwell and Harris re: AQUAA Act
- a. [Report of the Legislative Committee](#) – Dave Hanson [[mp3: 11-5-18pm2@ 0:02:27](#)]
- b. **Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-5-18pm2@ 0:04:44](#)]**
[Agenda Item I.1.b, Supplemental SAS Report 1](#)
[Agenda Item I.1.b, Supplemental CPSAS Report 1](#)

Public Comment [[mp3: 11-5-18pm2@ 0:10:25](#)]

[Agenda Item I.1.c, Supplemental Briefing Book Public Comments](#)
Anna Weinstein, Audubon Society

Council Action: Consider Legislative Committee Report and Recommendations [[mp3: 11-5-18pm2@ 0:12:39](#)]

Motion 8 [[mp3: 11-5-18pm2@ 0:33:23](#)]: Council send the letter as shown in Agenda Item I.1, Supplemental Attachment 7 subject to significant input from other Councils on the role contemplated in the letter for the CCC.

Marc Gorelnik/Marci Yaremko (Motion carried, Mr. Lockhart abstained)

Staff Summary: The Council directed staff to send a letter on the Advancing the Quality and Understanding of American Aquaculture Act (AQUAA Act) as proposed by the Legislative Committee ([I.1, Supplemental Attachment 7](#)) after consulting with other regional Councils regarding the Council Coordination Committee role in setting regulations on offshore aquaculture.

2. **Fiscal Matters** – Patricia Crouse [[mp3: 11-8-18am1@ 0:43:10](#)]

[Agenda Item I.2, Supplemental Attachment 1](#): Executive Director’s Report to the Budget Committee

[Report of the Budget Committee](#) – Pete Hassemer [[mp3: 11-8-18am1@ 0:43:44](#)]

Reports and Comments of Management Entities and Advisory Bodies

Public Comment

None

b. **Council Action: Consider Budget Committee Report and Recommendation**

c. [[mp3: 11-8-18am1@ 0:51:06](#)]

Motion 20 [[mp3: 11-8-18am1@ 0:55:02](#)]: Council adopt the four recommendations on page 3 of the Budget Committee report, Agenda Item I.2.a, Supplemental Budget Committee Report 1, November 2018. Those recommendations are:

1. Adopt the 2019 provision budget of \$4,976,401 for use beginning January 1 until full funding and updated budget estimates are known.
2. Direct the Executive Director to continue to track funding needs for core Council activities and, in conjunction with the WCR, pursue funding for the following special project proposals:
 - a. Finalization of Catch Share Follow-on actions including activities associated with the Ad Hoc Sablefish Management and Trawl Allocation Attainment Committee (SaMTAAC)
 - b. SONCC Coho Harvest Control Rule
 - c. Klamath River Fall Chinook/Sacramento River Fall Chinook Stock Status Assessment
 - d. FEP Five-Year Review
 - e. Swordfish Management and Monitoring Plan
 - f. Salmon Mitigation Measures for Groundfish Fisheries
3. Provide the Executive Director the flexibility to request funds as part of the NMFS Headquarters funding process and to collaborate with NMFS to identify potential joint projects with the WCR and the Science Centers.
4. Plan a BC meeting for the spring (March or April) to bring draft documents for discussion and recommendations.

Herb Pollard/Phil Anderson (Motion carried unanimously)

Staff Summary: The Council adopted a 2019 provisional budget of \$4,976,401 for use beginning January 1, and tasked the Executive Director to work with the NMFS West Coast Region to identify and coordinate potential funding for special projects. The Council directed staff to bring a draft 2020-2024 grant narrative and proposed budget to one of the spring meetings for discussion and recommendations.

3. [Approval of Council Meeting Record](#) – Phil Anderson [[mp3: 11-8-18am1@ 1:01:03](#)]

[Agenda Item I.3, Attachment 1](#): Draft Council Meeting Record: 246th Session of the Pacific Fishery Management Council (September 6-12, 2018)

Council Action: Approve Previous Council Meeting Record [[mp3: 11-8-18am1@ 1:01:22](#)]

Motion 21 [[mp3: 11-8-18am1@ 1:01:28](#)]: Council approve the draft September 2018 Council meeting record as shown in Agenda Item I.3, Attachment 1, November 2018
Herb Pollard/Bob Dooley (Motion carried unanimously)

Staff Summary: None

4. [Membership Appointments and Council Operating Procedure](#) – Mike Burner [[mp3: 11-8-18am1@ 1:02:53](#)]

[Agenda Item I.4, Attachment 1](#): Summary Listing of Nominations for the 2019-2021 Advisory Body Term

[Agenda Item I.4, Attachment 2](#): Proposed Changes to Council Operating Procedures

[Agenda Item I.4, Supplemental Attachment 3](#): GEMPAC resignation from Shems Jud

[Agenda Item I.4, Supplemental REVISED Attachment 4](#): All Advisory Body Nominations for 2019-2021 Term (Listing)

a. **Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-8-18am1@ 1:12:51](#)]**

[Agenda Item I.4.a, NMFS Report 1](#): Letter from NMFS West Coast Regional Administrator Thom Regarding NMFS Designees

[Agenda Item I.4.a, ONMS Report 1](#): Letter from ONMS West Coast Regional Director Douros Regarding EWG Representation

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

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

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

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

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

Public Comment [[mp3: 11-8-18am1@ 1:22:22](#)]

[Agenda Item I.4.b, Advance Briefing Book Public Comments](#)

[Agenda Item I.4.b, Supplemental Briefing Book Public Comments](#)

Tara Brock, The PEW Charitable Trusts

Council Action: Consider Appointments to Council Committees and Advisory Bodies; Adopt Changes to Council Operating Procedures [[mp3: 11-8-18am1@ 1:27:09](#)]

Motion 22 [[mp3: 11-8-18am1@ 1:32:01](#)]: Council make the following appointments to the Coastal Pelagic Species Advisory Subpanel:

California Commercial (3 Positions)

Mr. David Crabbe

Mr. David Haworth

Mr. Nick Jurlin
Oregon Commercial
Mr. Ryan Kapp
Washington Commercial
Mr. Daniel Crome
California Processor
Ms. Diane Pleschner-Steele
Oregon Processor
Mr. Mike Okoniewski
Washington Processor
Mr. Albert Carter
California Sport/Charter
Mr. Steve Crooke
Conservation
Ms. Gillian Lyons
Marci Yaremko/Marc Gorelnik (Motion carried unanimously)

Motion 23 [[mp3: 11-8-18am1](#)]@ 1:33:39]: Council make the following appointments to the Ecosystem Advisory Subpanel:
California (3 At-large Positions)
Dr. Pete Adams
Ms. Corey Ridings
Mr. Donald Maruska
Oregon (3 At-large Positions)
Mr. Scott McMullen
Ms. Gway Rogers-Kirchner
Dr. Andrew Thurber
Washington (3 At-large Positions)
Mr. Paul Dye
Dr. Terrie Klinger
Mr. Nate Stone
Rich Lincoln/Pete Hassemer (Motion carried unanimously)

Motion 24 [[mp3: 11-8-18am1](#)]@ 1:34:45]: Council make the following appointments to the Groundfish Advisory Subpanel:
Fixed Gear (3 At-large)
Mr. Bob Alverson
Ms. Michele Longo-Eder
Mr. Gerry Richter
Bottom Trawl
Mr. Travis Hunter
Mid-Water Trawl
Mr. Jeff Lackey
At-Large Trawl (2 Positions)
Mr. Kevin Dunn
Ms. Sarah Nayani

Open Access South of Cape Mendocino

Mr. Daniel Platt

Open Access North of Cape Mendocino

Mr. Jeffery Miles

Processors (2 At-large Positions)

Ms. Susan Chambers

Mr. Tom Libby

At-Sea Processor

Mr. Daniel Waldeck

California Charter South of Point Conception

Mr. Merit McCrea

California Charter North of Point Conception

Mr. Robert Ingles

Oregon Charter

Mr. Loren Goddard

Washington Charter

Mr. Thomas Burlingame

Sport Fisheries (3 At-large Positions)

Mr. John Holloway

Mr. Tom Marking

Mr. Dale Meyer

Conservation

Mr. Shems Jud

Tribal Fisheries

Mr. Steve Joner

Louis Zimm/Bob Dooley (Motion carried unanimously)

Motion 25 [[mp3: 11-8-18am1](#)@ 1:37:11]: Council make the following appointments to the Highly Migratory Species Advisory Subpanel:

Commercial Troll

Mr. Wayne Heikkila

Commercial Purse Seine

Mr. Michael Conroy

Commercial Gillnet

Mr. Gary Burke

Commercial Fisheries (2 At-large Positions)

Mr. Douglas Fricke

Mr. William Sutton

Processor South of Cape Mendocino

Mr. Dave Rudie

Processor North of Cape Mendocino

Ms. Nancy Fitzpatrick

California Charter Boat

Mr. Mike Thompson

Washington/Oregon Charter Boat

Ms. Linda Buell

Private Sport

Mr. Bob Osborne

Conservation

Ms. Melissa Mahoney

Public At-large

Ms. Pamela Tom

At-Large

Mr. Austen Brown

Christa Svensson/Herb Pollard (Motion carried unanimously)

Motion 26 [[mp3: 11-8-18am1](#)] @ 1:38:48: Council to modify Council Operating Procedure 2 by increasing the number of California Sport Fisheries seats on the Salmon Advisory Subpanel from one to two.

Marc Gorelnik/Marci Yaremko (Motion carried unanimously)

Motion 27 [[mp3: 11-8-18am1](#)] @ 1:39:59: Council make the following appointments to the Salmon Advisory Subpanel:

California Troll

Mr. John Koeppen

Oregon Troll

Mr. Darus Peake

Washington Troll

Mr. Greg Mueller

Commercial Gillnet Fishery

Mr. Greg Johnson

Processor

Mr. Gerald Reinholdt

California Charter Boat

Mr. John Atkinson

Oregon Charter Boat

Mr. Mike Sorensen

Washington Charter Boat

Mr. Butch Smith

California Sport (2 positions)

Mr. Jim Yarnall

Mr. James Stone

Oregon Sport

Mr. Richard Heap

Washington Sport

Mr. Dave Johnson

Idaho Sport

Dr. Richard Scully

California Tribal

Mr. Dave Hillemeier

Conservation

Ms. Megan Mueller

Marc Gorelnik/Brad Pettinger (Motion carried unanimously)

Motion 28 [[mp3: 11-8-18am1](#)@ 1:41:27]: Council make the following appointments to the Habitat Committee:

Commercial Fishing Industry

Mr. Noah Oppenheim

Sport Fishing Industry

Ms. Liz Hamilton

Conservation

Mr. Tom Rudolph

California Tribal

Mr. Justin Alvarez

At-large (2 Positions)

Dr. Scott Heppell

Mr. Stephen Scheiblaue

Pete Hassemer/Herb Pollard (Motion carried unanimously)

Motion 29 [[mp3: 11-8-18am1](#)@ 1:42:25]: Council make the following appointments to the Scientific and Statistical Committee:

At-Large (8 Positions)

Dr. Aaron Berger

Dr. Michael Harte

Dr. Dan Holland

Dr. André Punt

Dr. William Satterthwaite

Dr. Rishi Sharma

Herb Pollard/Pete Hassemer (Motion carried unanimously)

Motion 30 [[mp3: 11-8-18am1](#)@ 2:01:44]: Council adopt changes to the Council Operating Procedures as set forth below regarding Alternates:

Council Operating Procedure 2 – Advisory Subpanels

A subpanel member should attend all meetings, but may request an alternate with appropriate expertise for the position if unable to attend a meeting. Members may request an alternate for a subpanel meeting no more than twice per calendar year under the following terms. All requests for alternates require prior approval of the Executive Director. The Executive Director must be notified in advance in writing with the name of and contact information for the proposed alternate at least ~~two weeks~~ 30 days prior to the first day of the advisory body meeting, or the first day of the Council meeting held in conjunction with the advisory body meeting. The alternate will be reimbursed for travel expenses per the Council travel rules. Exceptions to these terms may be made at the discretion of the Executive Director for highly unusual occurrences.

Council Operating Procedure 3 – Plan, Technical, and Management Teams

A Team member should attend all meetings, but may request an alternate with appropriate expertise for the position if unable to attend a meeting. Members may request an alternate for

a Team meeting when the official member is unable to attend under the following terms. All requests for alternates require prior approval by the Executive Director. The alternate is expected to fulfill the primary duties of the absent member and the Executive Director must be notified in advance in writing with the name of and contact information for the proposed alternate at ~~two weeks~~ 30 days prior to the first day of the advisory body meeting, or the first day of the Council meeting held in conjunction with the Team meeting. Non-federal alternates will be reimbursed for travel expenses per the Council travel rules. Exceptions to these terms may be made at the discretion of the Executive Director for highly unusual occurrences.

Council Operating Procedure 4 – Scientific and Statistical Committee

Members should attend all meetings, but members may, with prior approval by the Executive Director, request an alternate. When an appointed member representing a Federal, state, or tribal agency (categories 1, 2, and 3) will not be able to attend a meeting, a designee may be appointed if the Executive Director is notified in advance in writing with the name of and contact information for the proposed alternate at least ~~two weeks~~ 30 days prior to the first day of the advisory body meeting, or the first day of the Council meeting held in conjunction with the advisory body meeting. Exceptions to these terms may be made at the discretion of the Executive Director for highly unusual occurrences. Such designees may participate in committee deliberations as a regular member and non-federal alternates shall be reimbursed for expenses per the Council travel rules. Designees for at-large committee members are not authorized.

Council Operating Procedure 5 – Enforcement Consultants

An Enforcement Consultant should attend all meetings, but may request an alternate with appropriate expertise for the position if unable to attend a meeting. An Enforcement Consultant may request an alternate for a meeting no more than twice per calendar year under the following terms. All requests for alternates require prior approval by the Executive Director. The Executive Director must be notified in advance in writing with the name of and contact information for the proposed alternate at least ~~two weeks~~ 30 days prior to the first day of the meeting, or the first day of the Council meeting held in conjunction with the enforcement meeting. Non-federal alternates will be reimbursed for travel expenses per the Council travel rules as long as the official member is not in attendance. Exceptions to these terms may be made at the discretion of the Executive Director for highly unusual occurrences.

Council Operating Procedure 6 – Habitat Committee

A Committee members should attend all meetings, but may request an alternate with appropriate expertise for the position if unable to attend a meeting. Members may request an alternate for a meeting no more than twice per calendar year under the following terms. All requests for alternates require prior approval by the Executive Director. The Executive Director must be notified in advance in writing with the name of and contact information for the proposed alternate at least ~~two weeks~~ 30 days prior to the first day of the HC meeting, or the first day of the Council meeting held in conjunction with the HC meeting. Non-federal alternates will be reimbursed for travel expenses per the Council travel rules. Exceptions to these terms may be made at the discretion of the Executive Director for highly unusual occurrences.

Council Operating Procedure 7 – Groundfish Allocation Committee

A Committee members should attend all meetings, but may request an alternate with appropriate expertise for the position if unable to attend a meeting. Members may request an alternate for a meeting no more than twice per calendar year under the following terms. All requests for alternates require prior approval by the Executive Director. The Executive Director must be notified in advance in writing with the name of and contact information for the proposed alternate at least ~~two weeks~~ 30 days prior to the first day of the Groundfish Allocation meeting, or the first day of the Council meeting held in conjunction with the Groundfish Allocation meeting. Non-federal alternates will be reimbursed for travel expenses per the Council travel rules. Exceptions to these terms may be made at the discretion of the Executive Director for highly unusual occurrences.

Council Operating Procedure 8 – Ad Hoc Committees

Due to the limited and specific nature of Ad Hoc Committees, members shall, generally, not be allowed to appoint alternates and are strongly encouraged to attend all Ad Hoc Committee meetings. However, a member may request an alternate to a meeting no more than twice per calendar year under the following terms. All requests for alternates require prior approval by the Executive Director. The Executive Director must be notified in advance in writing with the name of and contact information for the proposed alternate at least ~~two weeks~~ 30 days prior to the first day of the committee meeting, or the first day of the Council meeting held in conjunction with the committee meeting. Non-federal alternates will be reimbursed for travel expenses per the Council travel rules. Exceptions to these terms may be made at the discretion of the Executive Director for highly unusual occurrences. Such designees may participate in Ad Hoc Committee deliberations as a regular member.

Marc Gorelnik/Louis Zimm (Motion carried unanimously)

Staff Summary: The Council appreciates all of the nominees' interest and willingness to serve. The Council reviewed the nominations and appointed [Advisory Body representatives for the 2019-2021 Advisory Body term](#). Additionally, the Council increased the number of California Sport positions on the Salmon Advisory Subpanel from one to two and modified the COPs to require a 30-day advance notice for requests for alternates for advisory body attendance and to clarify the process for review of such requests.

The Council will solicit nominations for most of the remaining vacancies, including two at-large positions on the Scientific and Statistical Committee, for consideration at the March 2019 Council meeting in Vancouver, Washington. Visit the [Council's Advisory Body Vacancies web page](#) for details.

5. [Future Council Meeting Agenda and Workload Planning](#) – Chuck Tracy [[mp3: 11-8-18am2@ 0:00:02](#)]

[Agenda Item I.5, Attachment 1](#): Pacific Council Workload Planning: Preliminary Year-at-a-Glance Summary

[Agenda Item I.5, Attachment 2](#): Draft Proposed Council Meeting Agenda, March 5-12, 2019 in Vancouver, Washington

[Agenda Item I.5, Attachment 3](#): Draft Proposed Council Meeting Agenda, April 9-16, 2019 in Rohnert Park, California

[Agenda Item I.5, Supplemental Attachment 4](#): Pacific Council Workload Planning: Preliminary Year-at-a-Glance Summary (dated 11/08/18)

[Agenda Item I.5, Supplemental Attachment 5](#): Draft Proposed Council Meeting Agenda, March 5-12, 2019 in Vancouver, Washington (version dated 11/08/18)

[Agenda Item I.5, Supplemental Attachment 6](#): Draft Proposed Council Meeting Agenda, April 9-16, 2019 in Rohnert Park, California (dated 11/08/18) November 2018

Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-8-18am2@ 0:07:32](#)]

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

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

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

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

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

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

Public Comment [[mp3: 11-8-18am2@ 0:27:40](#)]

Tara Brock, The PEW Charitable Trusts

Ben Enticknap, Oceana

Mark Helvey, California Pelagic Fisheries Association presented [Agenda Item I.5.b, Supplemental Public Presentation 1](#): SSL (Mark Helvey)

Peter Grillo, California Pelagic Fisheries Association

Austen Brown

Andrew White

Jon Gonzalez, Pacific Seafood

Council Discussion and Guidance on Future Meeting Agenda and Workload Planning [[mp3: 11-8-18am2@ 0:53:45](#)]

Motion: None

Staff Summary: None

J.

Highly Migratory Species Management

1. National Marine Fisheries Service Report – Kit Dahl [[mp3: 11-6-18pm1@ 0:40:46](#)]

Regulatory Activities – Heidi Taylor

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

[Agenda Item J.1.a, Supplemental NMFS Report 2](#): List of Fisheries for 2019 – Proposed Rule

Fisheries Science Center Activities – Gerard DiNardo

Reports and Comments of Management Entities and Advisory Bodies

Public Comment

None

Council Discussion [[mp3: 11-6-18pm1@ 0:45:22](#)]

Motion: None

Staff Summary: None

2. **[Recommendation International Management Activities](#)** – Kit Dahl [**[mp3: 11-6-18pm1@ 0:46:17](#)**]

[Agenda Item J.2, Supplemental Attachment 1](#): Agenda for WCPFC 15th Regular Session, 10-14, December 2018

[Agenda Item J.2, Supplemental Attachment 2](#): Recommendations from the Permanent Advisory Committee to the U.S. Commissioners for the Western and Central Pacific Fisheries Commission Honolulu, Hawaii – October 11-12, 2018

[Agenda Item J.2, Supplemental Attachment 3](#): Key Issues of Interest at the WCPFC15

Reports and Comments of Management Entities and Advisory Bodies [**[mp3: 11-6-18pm1@ 0:54:40](#)**]

[Agenda Item J.2.a, NMFS Report 1](#): National Marine Fisheries Service (NMFS) Report On International Management Activities For Highly Migratory Species

[Agenda Item J.2.a, Supplemental NMFS Report 2](#): Information on pending PBF proposed rule

[Agenda Item J.2.a, Supplemental NMFS Report 3](#): Info on ISC MSE Workshop 2019 and proposed February 2019 NMFS-hosted stakeholder meeting

[Agenda Item J.2.a, Supplemental NMFS Report 4](#): Nominations for 2019-2022 General Advisory Committee and Scientific Advisory Subcommittee to the U.S. Section of the Inter-American Tropical Tuna Commission

[Agenda Item J.2.a, Supplemental Dept. of Canada Report 1](#)

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

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

Public Comment [**[mp3: 11-6-18pm1@ 1:35:44](#)**]

[Agenda Item J.2.b, Supplemental Briefing Book Public Comments](#)

John Hall, Pacific Corp

Doug Fricke

Council Action: Provide Recommendations on U.S. Positions at Upcoming Meetings of the Western Central Pacific Fisheries Commission and Other Forums as Appropriate [**[mp3: 11-6-18pm2@ 0:00:03](#)**]

Motion 12 [**[mp3: 11-6-18pm2@ 0:27:26](#)**]: Council send a member of the HMSAS to represent the US fisheries interest at the Yokohama MSE meeting.

John Ugoretz/Christa Svensson (Motion carried unanimously)

Motion 13 [**[mp3: 11-6-18pm2@ 0:42:44](#)**]: Council task the Highly Migratory Species Management Team (HMSMT) to work with the Highly Migratory Species Advisory Subpanel in summarizing historical North Pacific albacore catch and effort to provide support for IATTC discussions on defining effort. The HMSMT should report back on findings at the March 2019 meeting.

John Ugoretz/Louis Zimm (Motion carried unanimously)

Motion 14 [[mp3: 11-6-18pm2@ 0:53:07](#)]: Council recommend to NMFS the following changes to the proposed management measures for Pacific Bluefin Tuna during 2019:

- 1) Allow incidental purse seine landings up to 2 mt without pre-trip notifications.
- 2) Reduce the purse-seine pre-trip notification requirement from 48 hours to 24 hours.

John Ugoretz/Bob Dooley

Amendment 1 [[mp3: 11-6-18pm2@ 0:57:52](#)]: strike the word “incidental” from 1)

Caren Braby/Christa Svensson (Amendment 1 carried unanimously)

Motion as amended carried unanimously

Staff Summary: The Council agreed to send one member of the Highly Migratory Species Advisory Subpanel (HMSAS) to participate in the March 5-7 North Pacific albacore management strategy evaluation workshop to be held by the International Scientific Committee for Tuna and Tuna-like Species (ISC) in Yokohama, Japan. The HMSAS member will report back to the Council on workshop outcomes.

The Council tasked the Highly Migratory Species Management Team (HMSMT) to work with the HMSAS in summarizing historical North Pacific albacore catch and effort to provide support for Inter-American Tropical Tuna Commission (IATTC) discussions on defining effort. The HMSMT is anticipated to report back on findings at the March 2019 meeting.

In response to [IATTC Resolution C-18-01](#), which establishes a 600 mt 2019-20 commercial catch limit for west coast fisheries catch of Pacific bluefin tuna, NMFS is developing regulations for trip limits to ensure the catch limits are not exceeded and the annual sublimit is no more than 425 mt. The Council made recommendations on these regulations at the September 2018 meeting. In November, NMFS reported on the measures it was planning to implement, which incorporate most of the Council’s September recommendations (see [Supplemental NMFS Report 2](#)). In response, the Council recommended NMFS incorporate the following changes into the proposed regulations:

- 1) Allow purse seine landings up to 2 mt without pre-trip notifications.
- 2) Reduce the purse-seine pre-trip notification requirement from 48 hours to 24 hours.

a3. [Biennial Harvest Specifications and Management Measures – Preliminary Action](#) – Kit Dahl [[mp3: 11-6-18pm2@ 1:03:03](#)]

Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-6-18pm2@ 1:09:33](#)]

[Agenda Item J.3.a, HMSMT Report 1](#): HMS Stock Assessment and Fishery Evaluation Report
Section on Stock Status

[Agenda Item J.3.a, Supplemental HMSMT Report 2](#)

[Agenda Item J.3.a, Supplemental NMFS Report 1](#): HMS Activities

[Agenda Item J.3.a, Supplemental NMFS Report 2](#)

[Agenda Item J.3.a, Supplemental SSC Report 1](#)

[Agenda Item J.3.a, Supplemental HMSAS Report 1](#)

Public Comment

None

Council Action: Review Status Determination Criteria and Adopt Recommendations to NMFS, Department of State, and Congress for International Measures to End Overfishing and/or Rebuild Stocks and Preliminary Proposed Regulations for Domestic Fishery Management [[mp3: 11-6-18pm2@ 1:31:18](#)]

Motion: None

Staff Summary: The Council endorsed the estimates of status determination criteria for the management unit species in the HMS FMP contained in [J.3.a, HMSMT Report 1](#) and reviewed the notification it received from NMFS that Eastern Pacific Ocean yellowfin tuna is subject to overfishing. The Council will take up its response to this notification in June 2019.

4. Deep-Set Buoy Gear Authorization – Range of Alternatives and Limited Entry Criteria – Kit Dahl [[mp3: 11-7-18pm1@ 0:40:08](#)]

Reports and Comments of Management Entities and Advisory Bodies [[mp3: 11-7-18pm1@ 0:48:47](#)]

[Agenda Item J.4.a, HMSMT Report 1](#): Range of Alternatives for the Authorization of a Deep-Set Buoy Gear Fishery for Swordfish in Federal Waters off the West Coast

[Agenda Item J.4.a, Supplemental HMSMT Report 2](#)

[Agenda Item J.4.a, Supplemental HMSMT Presentation 1](#): Hellmers

[Agenda Item J.4.a, PIER Report 1](#): Improving Stock Structure Estimates for West Coast Swordfish Using Fishery Independent Methods

[Agenda Item J.4.a, Supplemental NMFS Report 1](#): DSBG Authorization — Range of Alternatives and Limited Entry Criteria

[Agenda Item J.4.a, Supplemental EC Report 1](#)

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

Public Comment [[mp3: 11-7-18pm1@ 1:25:26](#)] & [[mp3: 11-7-18pm2@ 0:00:05](#)]

[Agenda Item J.4.b, Supplemental Briefing Book Public Comments](#)

[Agenda Item J.4.b, Supplemental Public Comment 2](#)

Tim Mulcahy

Alexis Jackson, The Nature Conservancy

Tara Brock, The Pew Charitable Trusts

Tom Schiff

David Stephens

Ben Enticknap, Oceana

Kelly Fukushima

Nicholas Danezzo

Chrissy Tustison

Luare Muller

Bob Kurz, CCA-CAL

Tim Ferguson

Chrystal Dombrow

Thompson Banez

Kent Jacobs

Ross Cooper
Daria Sheih
Donald Krebs
Victoria Hermanson
Justin Cruz
Christian Humphries

Council Action: Review Progress and Provide Guidance on the Range of Alternatives and Preliminary Preferred Alternatives Including Criteria for a Potential Limited Entry Program; Provide Additional Guidance as Necessary
[\[mp3: 11-7-18pm2@ 0:27:14\]](#)

Motion 19 [\[mp3: 11-7-18pm2@ 0:56:24\]](#): Council adopt a final range of alternatives for authorizing use of Deep-Set Buoy Gear (DSBG) as described in the Highly Migratory Species Management Team report ([Agenda Item J.4.a, HMSMT Report 1](#)) including modifications and the range of qualification ranking found in [Agenda Item J.4.a, Supplemental HMSMT Report 2](#), except that Alternative 3, Stand-Alone DGN Permit Trade-in, is removed from the range and both the alternative proposed in [Agenda Item J.4.a, Supplemental HMSAS Report 1](#), and the public comment provided by Ms. Tara Brock in [Agenda Item J.4.b, Supplemental Public Comment 2](#) are added to the range.

The Council's Preliminary Preferred Alternative for authorization includes the following revised limited entry components:

- 1) A limited entry permit for DSBG fishing in Federal waters east of 120° 28' 18" W. Longitude; all other Federal waters offshore of California and Oregon would be "open access"
- 2) Individuals may only be issued a single DSBG Limited Entry permit
- 3) For the limited entry permit, up to 50 permits will be issued in the first permit year with up to 25 permits issued annually in subsequent years until either a) a maximum of 300 permits are issued, b) the National Marine Fisheries Service determines less than 300 are necessary to ensure compliance with the Endangered Species Act and Marine Mammal Protection Act, or c) the Council recommends to NMFS that less than 300 permits are necessary to meet stakeholder needs
- 4) Qualifying Criteria Alternative 1 revised as: Limited entry permits for the area east of 120° 28' 18" W. Longitude will be issued using the following ranking categories in the order listed:
 1. Active participation (10 observed fishing sets) under a DSBG EFP prior to December 31, 2018
 2. Active Drift Gill Net (DGN) permit holders (at least 1 shark or swordfish landing using large-mesh DGN gear between April 1, 2013 and March 31, 2018) who have voluntarily permanently surrendered their State and Federal DGN permit(s)
 3. Active participation (10 observed fishing sets) under a DSBG EFP prior to the date of the final rule
 4. Active California Harpoon fishery participants (at least 1 shark or swordfish landing using harpoon gear between April 1, 2013 and March 31, 2018)
 5. Active DGN permit holders who have not surrendered their State and Federal permit(s)
 6. Inactive DGN permit holders who have voluntarily permanently surrendered their State and Federal DGN permit(s)

7. Inactive DGN permit holders who have not surrendered their State and Federal permit(s)
8. Other applicants with swordfish landings or demonstrated experience between April 1, 2013 and March 31, 2018
9. Other applicants not identified above

The Council shall recommend that NMFS proceed with DSBG analysis with the exception that no linked-buoy gear endorsements would be issued for DSBG permits until such a time that sufficient data are available for NMFS to complete a protected species consultation for linked buoy gear.

The Council shall consider adoption of a Final Preferred Alternative at its June 2019 meeting and, in building future Council agendas, will revise the timeline for swordfish fishery management adopted under Agenda Item H.6 at the Council's September 2018 meeting by moving shallow set longline gear considerations to begin after adoption of a DSBG final preferred alternative.

John Ugoretz/Caren Braby

Amendment 1 [[mp3: 11-7-18pm2](#)@ 1:15:26]: In part 8: replace “between April 1, 2013 and March 31, 2018” with “between April 1, 2013 and the date of the publication of the final rule”
Louis Zimm/Marc Gorelnik (Amendment 1 carried, Mr. Lincoln and Mr. Dooley voted no)
Motion as amended carried unanimously

Staff Summary: The Council adopted a final range of alternatives for authorizing use of deep-set buoy gear (DSBG) as described in [HMSMT Report 1](#), including modifications and the range of qualification rankings found in [Supplemental HMSMT Report 2](#), except that Alternative 3, Stand-Alone drift gillnet (DGN) Permit Trade-in, is removed from the range. The Council also incorporated both the alternative proposed in [Supplemental HMSAS Report 1](#), and the public comment provided by Ms. Tara Brock in [Supplemental Public Comment 2](#) as part of the final range of alternatives.

The Council adopted a preliminary preferred alternative (PPA) for a limited entry permit program for vessels fishing in Federal waters east of 120° 28' 18" W. Longitude. As described under Alternative 2 in [HMSMT Report 1](#), all other Federal waters offshore of California and Oregon would be “open access.”

The Council's PPA is a variation of Alternative 1 described in [Supplemental HMSMT Report 2](#). Alternative 1 provides an ordered list of qualifying criteria to be used to determine the order of applicants to whom a limited entry DSBG permit would be issued. Individuals could only possess one limited entry permit. Fifty permits would be issued initially with up to 25 permits issued annually in subsequent years until either a maximum of 300 permits are issued or NMFS or the Council determines that less than 300 permits should be issued. The Council PPA prioritizes active DSBG EFP and DGN fishery participants. Details of the ranking criteria for permit issuance may be found in the [Council motion](#) for this agenda item.

INFORMATIONAL REPORTS

[Informational Report 1](#): Letter to Chuck Tracy from Dayv Lowry, Ph.D. Chair, Technical Subcommittee of the Canada-U.S. Groundfish Committee WDFW; re: Fifty-Ninth Annual Meeting of the Technical Subcommittee (TSC) of the Canada-U.S. Groundfish Committee

[Supplemental Informational Report 2](#): Professional Opportunity Aboard NOAA Ship Reuben Lasker

[Supplemental Informational Report 3](#): BOEM Activities – Call for Information and Nominations

[Supplemental Informational Report 4](#): Presidential Memorandum on Promoting the Reliable Supply and Delivery of Water in the West, Issued October 19, 2018

[Supplemental Informational Report 5](#): Marine Protected Areas Federal Advisory Committee: Call for Nominations and Public Meeting

[Supplemental Informational Report 6](#): SaMTAAC Status Report as of October 24, 2018

[Supplemental Informational Report 7](#): Status Report of the 2018 Ocean Salmon Fisheries off Washington, Oregon, and California; Preliminary Data Through September 30, 2018

VOTING LOG

Motion 1: Adopt [Agenda Item A.4, November 1-8, 2018 Council Meeting Agenda](#), but cancelled Agenda Item E.2 Coastal Pelagic Methodology Review Preliminary Topic Selection. Herb Pollard/ Rich Lincoln (Motion carried unanimously)

Motion 2: Council adopt the proposed schedule and process for developing 2019 ocean salmon management measures ([Agenda Item D.3, Attachment 1](#)) with the exception that the California hearing would be held in Ukiah.

Phil Anderson/Bob Dooley (motion carried unanimously).

Motion 3: Council:

1. Adopt alternative two in the [CPSMT Report 1](#) (Agenda Item E.3.a) as the final preferred alternative, “Remove the prescribed incidental allowance for live bait fisheries to allow the potential for directed take and amend the FMP accordingly.”
2. Approve the language shown in [E.3.a, CPSMT Report 1](#) as Amendment 17 to the CPS FMP in section 4.6.2.1:

4.6.2.1 Definition for Overfished Stock for Sardine

An overfished sardine population is one with a 1+ stock biomass on July 1 of 50,000 mt or less. No directed fishing is allowed in any year or season while the stock is overfished. The Council is required to minimize fishing mortality on an overfished stock to the extent practicable and to undertake a rebuilding program which may be implicit to the harvest control rule or explicit.

3. Approve the language shown in E.3.a CPSMT Report 1 as Amendment 17 to the CPS FMP in section 5.1.4, with the following highlighted changes added to the CPSMT edits:

5.1.4 **Incidental** Catch Allowances for Live Bait When Stocks are Overfished

When a stock is overfished according to the definition **of overfishing** in the FMP, **incidental** catch allowances for live bait fishing ~~may shall be set to no more than 15 percent of landed weight, as determined by the Council.~~ Allowing a directed live bait fishery when a stock is overfished is contingent on Council consideration of biological, environmental, and socio-economic factors. The Council is required to minimize fishing mortality on an overfished stock to the extent practicable and to

undertake a rebuilding program, which may be implicit to the harvest control rule or explicit.

4. Add the following text to section 4.5 Rebuilding Programs:

“If a stock is overfished, for the period between when it is determined to be overfished and the effective date of a rebuilding plan, the Council shall consider whether to allow any harvest of the overfished stock and what the appropriate interim harvest level should be.”

Briana Brady/Louis Zimm (Motion carried unanimously)

Motion 4: Council adopt the preliminary exempted fishing proposals in Agenda Item E.4, Attachments 1-4 ([Attachment 1](#), [Attachment 2](#), [Attachment 3](#), and [Attachment 4](#)) for public review.

Briana Brady/Marc Gorelnik (motion carried unanimously)

Motion 5: Council adopt the following changes to the Catch Sharing Plan:

1. For the Columbia River subarea:
 - a. Revise the CSP to describe that the Columbia River season opening date would be determined through consultation between the Washington and Oregon Departments of Fish and Wildlife in time for final action at the Council’s November meeting.
 - b. Revise the CSP so that the season is open two days per week based on a combination of Thursday, Friday, or Sunday, and
 - c. For 2019, adopt the season dates in Agenda Item F.1.a, Supplemental ODFW-WDFW Report 1: Thursday, May 2; Sunday May 5; Thursday, May 9; Sunday, May 12; Friday, May 24; Sunday, May 26. If sufficient quota remains after May 26, the Columbia River subarea would be open two days per week (Thursday and Sunday) until the remaining quota is achieved.
2. For the South Coast subarea:
 - a. Revise the CSP language to remove the set aside of 10 percent or 2,000 pounds for the nearshore fishery and allow the nearshore fishery to be open after the primary (all-depth) fishery closes, if sufficient quota remains, and
 - b. For 2019, adopt the season dates in Agenda Item F.1.a, Supplemental WDFW Report 1: Thursday, May 2; Sunday May 5; Thursday, May 9; Sunday, May 12; Friday, May 24.
3. For the North Coast and Puget Sound, adopt the season dates in Agenda Item F.1.a, Supplemental WDFW Report 1, for 2019: Thursday, May 2; Saturday, May 4; Thursday, May 9; Saturday, May 11; Saturday, May 18; Friday, May 24; Sunday, May 26; Thursday, June 6; Saturday, June 8; Thursday, June 20; Saturday, June 22.
4. If sufficient quota remains for the North Coast, Puget Sound, or South Coast, additional dates may be scheduled in coordination with the International Pacific Halibut Commission and National Marine Fisheries Service.

Michele Culver/Rich Lincoln (Motion carried unanimously)

Motion 6: Council:

1. Consider a process to remove the CPS management unit species categories of “Active” and “Monitored,”

2. Consider characterizing the CPS management unit species as being “In the Fishery,” “Ecosystem Component,” or “Prohibited” species, consistent with National Standard 1 (NS1) guidelines and other Council FMPs,
3. Direct the SSC to periodically review and evaluate the quantity and quality of data to inform CPS stock assessments, similar to the categories used for groundfish described in [Agenda Item E.5.a, Supplemental SSC Report 1](#), and
4. Direct the CPSMT to:
 - a. Consider and provide feedback on the following draft Purpose and Need statement and a draft process and timeline for the Council’s consideration at the June 2019 meeting.
 Draft Purpose and Need – The terms used to label the CPS stock management categories (i.e., “active” and “monitored”) appear to cause confusion relative to the intent and application of those categories, and this lack of clarity may lead to a perception of non-compliance with NS1 guidelines. Therefore, the purpose of the proposed action is to clearly demonstrate compliance with NS1 guidelines and eliminate any confusion associated with these management category terms. The proposed action will also promote consistency with terminology across the Council’s fishery management plans (FMPs), clarify the management strategies that the Council intends to use for the stocks managed under the CPS FMP, and provide flexibility relative to a process to consider revisions to stock-specific management strategies.
 - b. In drafting the process and timeline, consider the workload associated with:
 - i. developing proposed changes to the FMP structure and language to clarify the description of the management strategies for CPS fisheries, and
 - ii. retain the flexibility to consider revising the management strategies for a particular stock through a routine process (e.g., through a regular specifications and management process, rather than an FMP amendment).

Michele Culver/Phil Anderson

Motion, as amended by Anderson/Pettinger, carried unanimously

Motion 7: Council:

1. Implement a stock assessment prioritization process described in [Agenda Item E.6.a, CPSMT Report 1](#), as an interim process until an improved process can be developed, reviewed, and approved by the Council.
2. Include an opportunity for Council, SSC, CPSMT, CPSAS, and public input through the process, as well as Council adoption of stock assessment priorities.
3. Direct the SSC, CPSMT, and CPSAS consider input from the SWFSC relative to the appropriate cycle (i.e., annual or biennial), and timing, and provide their recommendations to the Council in June 2019.
4. As a priority, direct the SSC to review and evaluate the quantity and quality of data to support a stock assessment for the central substock of northern anchovy, and provide their recommendation to the Council in June 2019.

Michele Culver/Rich Lincoln (Motion carried; Mr. Dooley, Mr. Zimm, and Mr. Ugoretz voted no).

Motion 8: Council send the letter as shown in [Agenda Item I.1, Supplemental Attachment 7](#) subject to significant input from other Councils on the role contemplated in the letter for the CCC.

Marc Gorelnik/Marci Yaremko (Motion carried, Mr. Lockhart abstained)

Motion 9: Council adopt the following as Final Preferred Alternatives (FPAs) for the Groundfish Trawl Catch Share Program 5-Year Review Follow-On Actions as described in [Agenda Item G.3, Attachment 1](#):

1. At-Sea Whiting Fishery Bycatch Needs and Set-Aside Management – Alt. 4: Set-aside management for all four species (POP, darkblotched, widow, and canary rockfish); remove at-sea set-aside distributions from the FMP.

In addition, specify that the existing formulas for determining the at-sea set-aside amounts will be used to establish set-aside amounts in the biennial specifications and management measures process unless the Council takes action to change the formulas or specify different amounts.

2. Shorebased IFQ Sector Harvest Complex Needs – Alt. 2: Allow post-season trading for accounts in deficit with the sub-option to not limit vessels by the annual vessel QP use limits in covering their previous year deficits as a default, and assess whether or not to exclude any stocks from the exemptions to vessel limits during post-season trading through the biennial process. Post-season trading will be allowed between January 1 and a cut-off date to be determined by NMFS.

And Alt. 3: Eliminate September 1st QP expiration for QP not transferred to vessel.

3. New Data Collections for QS Owners – Alt. 4: NMFS would implement a system for collection of these data, and the Council recommends that NMFS identify the most efficient and effective way to conduct the collections

And adopt FMP amendment language for the FPA related to at-sea whiting fishery bycatch needs, including housekeeping changes, as shown in [G.3, Attachment 1](#), with the addition of new language highlighted below:

Set-Aside Amounts for At-sea Sectors Allocation of Select Groundfish Species

Under Amendment 20, the at-sea whiting sectors (i.e., catcher-processors and motherships) are managed in a system of sector-specific harvest cooperatives. ~~Each at-sea whiting sector will manage their bycatch of canary rockfish and widow rockfish using sector-specific total catch limits. For the at-sea sectors, groundfish species other than whiting are managed as set asides, amounts for which are based on the best available information on bycatch by these sectors~~ **and other relevant factors, including, but not limited to, status of the set-aside stocks, expected utilization in other sectors of the fishery, and expected management conditions in any sector in upcoming fishing years,** as determined in the biennial harvest specifications and management measures decision process. ~~The sector allocations of these select groundfish species under Amendment 21 and Amendment 21-3 is as follows: The set aside amounts come from the trawl allocation, with the remainder (after deducting the set-asides) going to the shoreside sector allocation.~~

Maggie Sommer/Brad Pettinger (Motion carried unanimously)

Motion 10: Council adopt the following as the Final Preferred Alternatives (FPA) for the Catcher-Processor (CP) sector as described in [Agenda Item G.3, Attachment 1](#):

1. CP Accumulation Limit
 - a. Implementation: Alt. 4: Apply accumulation limits only if the co-op dissolves and the IFQ program is implemented for the CP sector

- b. CP Permit Limit: Alt. 2: Establish a five-permit limit; in assigning permit ownership rule, use approach described in NMFS regulations at 660.140 (i.e., apply the concepts of control and ownership in the shorebased IFQ program to the CP permit limit)
 - c. CP Processing Limit: Alt. 1: No Action
2. New Data Collections for CPs
- a. CPs: Alt. 2: Collect detailed Catcher-Processor ownership data annually
- Corey Niles/Rich Lincoln (Motion carried unanimously)

Motion 11: Council adopt the purpose and need statements in [G.5, Attachment 1, November 2018](#), and the range of alternatives in [G.5.a, Supplemental GMT Report 1, November 2018](#). In addition, follow the schedule recommended by the GMT in [G.5.a, Supplemental GMT Report 1](#) for action on this item.

Maggie Sommer/Brad Pettinger (Motion carried unanimously)

Motion 12: Council send a member of the HMSAS to represent the US fisheries interest at the Yokohama MSE meeting.

John Ugoretz/Christa Svensson (Motion carried unanimously)

Motion 13: Council task the Highly Migratory Species Management Team (HMSMT) to work with the Highly Migratory Species Advisory Subpanel in summarizing historical North Pacific albacore catch and effort to provide support for IATTC discussions on defining effort. The HMSMT should report back on findings at the March 2019 meeting.

John Ugoretz/Louis Zimm (Motion carried unanimously)

Motion 14: Council recommend to NMFS the following changes to the proposed management measures for Pacific Bluefin Tuna during 2019:

- 1) Allow purse seine landings up to 2 mt without pre-trip notifications.
- 2) Reduce the purse-seine pre-trip notification requirement from 48 hours to 24 hours.

John Ugoretz/Bob Dooley (Motion, as amended by Braby/Svensson, carried unanimously)

Motion 15: Council adopt the following:

- 1. Inseason adjustments to groundfish fisheries for 2019 as proposed by the GAP, referencing [G.6.a, Supplemental GMT Report 1, November 2018](#):
 - OA Fixed Gear Sablefish North of 36° N. Latitude: Alt. 1: 300 lb. daily/1200 lb. weekly/2,400 lb **bi-monthly**
 - LE Fixed Gear Sablefish North of 36° N. Latitude: Alt. 1: 1,300 lb. weekly, not to exceed 3,900 lb. bimonthly
 - OA Fixed Gear Canary Rockfish Trip Limits N. of 40° 10' N. Latitude: Alt. 2: 300 lb. every 2 months
 - OA Fixed Gear Canary Rockfish Trip Limits S. of 40° 10' N. Latitude: Alt 2: 300 lb every 2 months, except closed during period 2.
- 2. A 1,500 mt whiting set-aside for pink shrimp and research in 2019.
- 3. Corrected values for the ABC and ACL for yellowtail rockfish north of 40° 10' N. Latitude for 2019 and 2020 as shown in [G.6, Supplemental Attachment 3, November 2018](#).

Maggie Sommer/Marci Yaremko (Reconsidered Motion as amended by Svensson/Anderson carried unanimously)

Motion 16: Council reconsider action under Agenda Item G.6.
Phil Anderson/Herb Pollard (Motion carried unanimously)

Motion 17: Council extend the 2018 electronic monitoring (EM) exempted fishing permits (EFPs) for whiting trawl, fixed gear, non-whiting midwater trawl, and bottom trawl through 2019. And, schedule a meeting or webinar of the Groundfish Electronic Monitoring Policy Advisory Committee (GEMPAC), and the Technical Advisory Committee (GEMTAC) if appropriate, in early 2019, and a meeting immediately prior to the April Council meeting.

Maggie Sommer/Brad Pettinger (Motion carried unanimously)

Motion 18: Council direct the GMT to:

- 1) Review and analyze the new management measures listed in G.8.a. Supplemental GMT Report 1, November 2018,
- 2) Develop a draft process for Reserve access, and
- 3) Report its findings in the advance briefing book for the March or April 2019 Council meeting.

Maggie Sommer/Bob Dooley (Motion carried unanimously)

Motion 19: Council adopt a final range of alternatives for authorizing use of Deep-Set Buoy Gear (DSBG) as described in the Highly Migratory Species Management Team report ([Agenda Item J.4.a, HMSMT Report 1](#)) including modifications and the range of qualification ranking found in [Agenda Item J.4.a, Supplemental HMSMT Report 2](#), except that Alternative 3, Stand-Alone DGN Permit Trade-in, is removed from the range and both the alternative proposed in [Agenda Item J.4.a, Supplemental HMSAS Report 1](#), and the public comment provided by Ms. Tara Brock in [Agenda Item J.4.b, Supplemental Public Comment 2](#) are added to the range.

The Council's Preliminary Preferred Alternative for authorization includes the following revised limited entry components:

- 1) A limited entry permit for DSBG fishing in Federal waters east of 120° 28' 18" W. Longitude; all other Federal waters offshore of California and Oregon would be "open access"
- 2) Individuals may only be issued a single DSBG Limited Entry permit
- 3) For the limited entry permit, up to 50 permits will be issued in the first permit year with up to 25 permits issued annually in subsequent years until either a) a maximum of 300 permits are issued, b) the National Marine Fisheries Service determines less than 300 are necessary to ensure compliance with the Endangered Species Act and Marine Mammal Protection Act, or c) the Council recommends to NMFS that less than 300 permits are necessary to meet stakeholder needs
- 4) Qualifying Criteria Alternative 1 revised as: Limited entry permits for the area east of 120° 28' 18" W. Longitude will be issued using the following ranking categories in the order listed:
 1. Active participation (10 observed fishing sets) under a DSBG EFP prior to December 31, 2018

2. Active Drift Gill Net (DGN) permit holders (at least 1 shark or swordfish landing using large-mesh DGN gear between April 1, 2013 and March 31, 2018) who have voluntarily permanently surrendered their State and Federal DGN permit(s)
3. Active participation (10 observed fishing sets) under a DSBG EFP prior to the date of the final rule
4. Active California Harpoon fishery participants (at least 1 shark or swordfish landing using harpoon gear between April 1, 2013 and March 31, 2018)
5. Active DGN permit holders who have not surrendered their State and Federal permit(s)
6. Inactive DGN permit holders who have voluntarily permanently surrendered their State and Federal DGN permit(s)
7. Inactive DGN permit holders who have not surrendered their State and Federal permit(s)
8. Other applicants with swordfish landings or demonstrated experience between April 1, 2013 and the date of the publication of the final rule
9. Other applicants not identified above

The Council shall recommend that NMFS proceed with DSBG analysis with the exception that no linked-buoy gear endorsements would be issued for DSBG permits until such a time that sufficient data are available for NMFS to complete a protected species consultation for linked buoy gear.

The Council shall consider adoption of a Final Preferred Alternative at its June 2019 meeting and, in building future Council agendas, will revise the timeline for swordfish fishery management adopted under Agenda Item H.6 at the Council's September 2018 meeting by moving shallow set longline gear considerations to begin after adoption of a DSBG final preferred alternative. John Ugoretz/Caren Braby (Motion, as amended by Zimm/Gorelnik, carried unanimously)

Motion 20: Council adopt the four recommendations on page 3 of the Budget Committee report, [Agenda Item I.2.a, Supplemental Budget Committee Report 1, November 2018](#). Those recommendations are:

1. Adopt the 2019 provision budget of \$4,976,401 for use beginning January 1 until full funding and updated budget estimates are known.
2. Direct the Executive Director to continue to track funding needs for core Council activities and, in conjunction with the WCR, pursue funding for the following special project proposals:
 - a. Finalization of Catch Share Follow-on actions including activities associated with the Ad Hoc Sablefish Management and Trawl Allocation Attainment Committee (SaMTAAC)
 - b. SONCC Coho Harvest Control Rule
 - c. Klamath River Fall Chinook/Sacramento River Fall Chinook Stock Status Assessment
 - d. FEP Five-Year Review
 - e. Swordfish Management and Monitoring Plan
 - f. Salmon Mitigation Measures for Groundfish Fisheries
3. Provide the Executive Director the flexibility to request funds as part of the NMFS Headquarters funding process and to collaborate with NMFS to identify potential joint projects with the WCR and the Science Centers.

4. Plan a BC meeting for the spring (March or April) to bring draft documents for discussion and recommendations.

Herb Pollard/Phil Anderson (Motion carried unanimously)

Motion 21: Council approve the draft September 2018 Council meeting record as shown in [Agenda Item I.3, Attachment 1, November 2018](#).

Herb Pollard/Bob Dooley (Motion carried unanimously)

Motion 22: Council make the following appointments to the Coastal Pelagic Species Advisory Subpanel:

California Commercial (3 Positions)

Mr. David Crabbe

Mr. David Haworth

Mr. Nick Jurlin

Oregon Commercial

Mr. Ryan Kapp

Washington Commercial

Mr. Daniel Crome

California Processor

Ms. Diane Pleschner-Steele

Oregon Processor

Mr. Mike Okoniewski

Washington Processor

Mr. Albert Carter

California Sport/Charter

Mr. Steve Crooke

Conservation

Ms. Gillian Lyons

Marci Yaremko/Marc Gorelnik (Motion carried unanimously)

Motion 23: Council make the following appointments to the Ecosystem Advisory Subpanel:

California (3 At-large Positions)

Dr. Pete Adams

Ms. Corey Ridings

Mr. Donald Maruska

Oregon (3 At-large Positions)

Mr. Scott McMullen

Ms. Gway Rogers-Kirchner

Dr. Andrew Thurber

Washington (3 At-large Positions)

Mr. Paul Dye

Dr. Terrie Klinger

Mr. Nate Stone

Rich Lincoln/Pete Hassemer (Motion carried unanimously)

Motion 24: Council make the following appointments to the Groundfish Advisory Subpanel:

Fixed Gear (3 At-large)

Mr. Bob Alverson

Ms. Michele Longo-Eder

Mr. Gerry Richter

Bottom Trawl

Mr. Travis Hunter

Mid-Water Trawl

Mr. Jeff Lackey

At-Large Trawl (2 Positions)

Mr. Kevin Dunn

Ms. Sarah Nayani

Open Access South of Cape Mendocino

Mr. Daniel Platt

Open Access North of Cape Mendocino

Mr. Jeffery Miles

Processors (2 At-large Positions)

Ms. Susan Chambers

Mr. Tom Libby

At-Sea Processor

Mr. Daniel Waldeck

California Charter South of Point Conception

Mr. Merit McCrea

California Charter North of Point Conception

Mr. Robert Ingles

Oregon Charter

Mr. Loren Goddard

Washington Charter

Mr. Thomas Burlingame

Sport Fisheries (3 At-large Positions)

Mr. John Holloway

Mr. Tom Marking

Mr. Dale Meyer

Conservation

Mr. Shems Jud

Tribal Fisheries

Mr. Steve Joner

Louis Zimm/Bob Dooley (Motion carried unanimously)

Motion 25: Council make the following appointments to the Highly Migratory Species Advisory Subpanel:

Commercial Troll

Mr. Wayne Heikkila

Commercial Purse Seine

Mr. Michael Conroy

Commercial Gillnet

Mr. Gary Burke

Commercial Fisheries (2 At-large Positions)

Mr. Douglas Fricke

Mr. William Sutton

Processor South of Cape Mendocino

Mr. Dave Rudie

Processor North of Cape Mendocino

Ms. Nancy Fitzpatrick

California Charter Boat

Mr. Mike Thompson

Washington/Oregon Charter Boat

Ms. Linda Buell

Private Sport

Mr. Bob Osborne

Conservation

Ms. Melissa Mahoney

Public At-large

Ms. Pamela Tom

At-Large

Mr. Austen Brown

Christa Svensson/Herb Pollard (Motion carried unanimously)

Motion 26: Council to modify Council Operating Procedure 2 by increasing the number of

California Sport Fisheries seats on the Salmon Advisory Subpanel from one to two.

Marc Gorelnik/Marci Yaremko (Motion carried unanimously)

Motion 27 Council make the following appointments to the Salmon Advisory Subpanel:

California Troll

Mr. John Koeppen

Oregon Troll

Mr. Darus Peake

Washington Troll

Mr. Greg Mueller

Commercial Gillnet Fishery

Mr. Greg Johnson

Processor

Mr. Gerald Reinholdt

California Charter Boat

Mr. John Atkinson

Oregon Charter Boat

Mr. Mike Sorensen

Washington Charter Boat

Mr. Butch Smith

California Sport (2 positions)

Mr. Jim Yarnall

Mr. James Stone

Oregon Sport

Mr. Richard Heap
Washington Sport
Mr. Dave Johnson
Idaho Sport
Dr. Richard Scully
California Tribal
Mr. Dave Hillemeier
Conservation
Ms. Megan Mueller
Marc Gorelnik/Brad Pettinger (Motion carried unanimously)

Motion 28: Council make the following appointments to the Habitat Committee:

Commercial Fishing Industry
Mr. Noah Oppenheim
Sport Fishing Industry
Ms. Liz Hamilton
Conservation
Mr. Tom Rudolph
California Tribal
Mr. Justin Alvarez
At-large (2 Positions)
Dr. Scott Heppell
Mr. Stephen Scheiblauber
Pete Hassemer/Herb Pollard (Motion carried unanimously)

Motion 29: Council make the following appointments to the Scientific and Statistical Committee:

At-Large (8 Positions)
Dr. Aaron Berger
Dr. Michael Harte
Dr. Dan Holland
Dr. André Punt
Dr. William Satterthwaite
Dr. Rishi Sharma
Herb Pollard/Pete Hassemer (Motion carried unanimously)

Motion 30: Council adopt changes to the Council Operating Procedures as set forth below regarding Alternates:

Council Operating Procedure 2 – Advisory Subpanels

A subpanel member should attend all meetings, but may request an alternate with appropriate expertise for the position if unable to attend a meeting. Members may request an alternate for a subpanel meeting no more than twice per calendar year under the following terms. All requests for alternates require prior approval of the Executive Director. The Executive Director must be notified in advance in writing with the name of and contact information for the proposed alternate at least ~~two weeks~~ 30 days prior to the first day of the advisory body meeting, or the first day of the Council meeting held in

conjunction with the advisory body meeting. The alternate will be reimbursed for travel expenses per the Council travel rules. Exceptions to these terms may be made at the discretion of the Executive Director for highly unusual occurrences.

Council Operating Procedure 3 – Plan, Technical, and Management Teams

A Team member should attend all meetings, but may request an alternate with appropriate expertise for the position if unable to attend a meeting. Members may request an alternate for a Team meeting when the official member is unable to attend under the following terms. All requests for alternates require prior approval by the Executive Director. The alternate is expected to fulfill the primary duties of the absent member and the Executive Director must be notified in advance in writing with the name of and contact information for the proposed alternate at ~~two weeks~~ 30 days prior to the first day of the advisory body meeting, or the first day of the Council meeting held in conjunction with the Team meeting. Non-federal alternates will be reimbursed for travel expenses per the Council travel rules. Exceptions to these terms may be made at the discretion of the Executive Director for highly unusual occurrences.

Council Operating Procedure 4 – Scientific and Statistical Committee

Members should attend all meetings, but members may, with prior approval by the Executive Director, request an alternate. When an appointed member representing a Federal, state, or tribal agency (categories 1, 2, and 3) will not be able to attend a meeting, a designee may be appointed if the Executive Director is notified in advance in writing with the name of and contact information for the proposed alternate at least ~~two weeks~~ 30 days prior to the first day of the advisory body meeting, or the first day of the Council meeting held in conjunction with the advisory body meeting. Exceptions to these terms may be made at the discretion of the Executive Director for highly unusual occurrences. Such designees may participate in committee deliberations as a regular member and non-federal alternates shall be reimbursed for expenses per the Council travel rules. Designees for at-large committee members are not authorized.

Council Operating Procedure 5 – Enforcement Consultants

An Enforcement Consultant should attend all meetings, but may request an alternate with appropriate expertise for the position if unable to attend a meeting. An Enforcement Consultant may request an alternate for a meeting no more than twice per calendar year under the following terms. All requests for alternates require prior approval by the Executive Director. The Executive Director must be notified in advance in writing with the name of and contact information for the proposed alternate at least ~~two weeks~~ 30 days prior to the first day of the meeting, or the first day of the Council meeting held in conjunction with the enforcement meeting. Non-federal alternates will be reimbursed for travel expenses per the Council travel rules as long as the official member is not in attendance. Exceptions to these terms may be made at the discretion of the Executive Director for highly unusual occurrences.

Council Operating Procedure 6 – Habitat Committee

A Committee members should attend all meetings, but may request an alternate with appropriate expertise for the position if unable to attend a meeting. Members may request an alternate for a meeting no more than twice per calendar year under the following terms. All

requests for alternates require prior approval by the Executive Director. The Executive Director must be notified in advance in writing with the name of and contact information for the proposed alternate at least ~~two weeks~~ 30 days prior to the first day of the HC meeting, or the first day of the Council meeting held in conjunction with the HC meeting. Non-federal alternates will be reimbursed for travel expenses per the Council travel rules. Exceptions to these terms may be made at the discretion of the Executive Director for highly unusual occurrences.

Council Operating Procedure 7 – Groundfish Allocation Committee

A Committee members should attend all meetings, but may request an alternate with appropriate expertise for the position if unable to attend a meeting. Members may request an alternate for a meeting no more than twice per calendar year under the following terms. All requests for alternates require prior approval by the Executive Director. The Executive Director must be notified in advance in writing with the name of and contact information for the proposed alternate at least ~~two weeks~~ 30 days prior to the first day of the Groundfish Allocation meeting, or the first day of the Council meeting held in conjunction with the Groundfish Allocation meeting. Non-federal alternates will be reimbursed for travel expenses per the Council travel rules. Exceptions to these terms may be made at the discretion of the Executive Director for highly unusual occurrences.

Council Operating Procedure 8 – Ad Hoc Committees

Due to the limited and specific nature of Ad Hoc Committees, members shall, generally, not be allowed to appoint alternates and are strongly encouraged to attend all Ad Hoc Committee meetings. However, a member may request an alternate to a meeting no more than twice per calendar year under the following terms. All requests for alternates require prior approval by the Executive Director. The Executive Director must be notified in advance in writing with the name of and contact information for the proposed alternate at least ~~two weeks~~ 30 days prior to the first day of the committee meeting, or the first day of the Council meeting held in conjunction with the committee meeting. Non-federal alternates will be reimbursed for travel expenses per the Council travel rules. Exceptions to these terms may be made at the discretion of the Executive Director for highly unusual occurrences. Such designees may participate in Ad Hoc Committee deliberations as a regular member.

Marc Gorelnik/Louis Zimm (Motion carried unanimously)

ADJOURN

The Council meeting adjourned on Tuesday, November 8, 2018 at 1:02 p.m.

Phil Anderson
Council Chair

Date