

Science, Service, Stewardship

Agenda Item B.6.a
Supplemental NMFS PowerPoint 1 (Goen)
June 2010



Trawl Rationalization

Regulatory Deeming

June 2010

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NEPA Documents:

Both Am 20 & 21 FEISs should publish in late June

3 or more rulemakings-

1. Data Collection Rule (final rule published 1/29)
 - *Potential participants in TRat program should complete an ownership interest form .*
 - *Potential participants should check their data.*
 - ***Deadline extended: late May 2010 → July 1, 2010***



3 or more rulemakings-

1. Data Collection Rule

2. Initial Issuance Rule & FMP Review

- *Will announce NMFS approval or disapproval of FMP AM 20 & 21 and EIS review*
- *If approved, will announce draft regulations for the following:*
 - *Allocations (from Am 21)*
 - *Initial issuance and appeals (IFQ, MS, C/P)*
 - *Reorganized groundfish program regulations (includes existing observer program regulations)*
- *Schedule*
 - ***Open for public comment through July 12, 2010***
 - *August – final rule publishes*
 - *Sep-Dec – initial issuance & appeals*
 - *1/1/2011 – TRat program implemented*

3. Program Components Rule



TRat progress

1. Data Collection Rule
2. Initial Issuance Rule & FMP Review
3. Program Components Rule
 - *Will announce draft regulations for the following:*
 - *Program components (IFQ gear switching, new observer program requirements, equipment requirements, catch monitors, catch weighing requirements, coop permits/agreements, first receiver site licenses, vessel accounts, etc.)*
 - *Further tracking and monitoring components*
 - *Mandatory economic data collection*
 - *Schedule*
 - *April & June – PFMC meetings – regulatory deeming*
 - *Aug – proposed rule publishes*
 - *Nov – final rule publishes*
 - *1/1/2011 – TRat program implemented*

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NMFS Clarifications Requested of Council

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Issue 1: QS permit renewal.

What happens if a QS permit is not renewed on time?

- **A:** *Not renewed between 9/15-11/30, have until 9/1 of the following year to renew and get QP or IBQ pounds. They would not be redistributed.*
- **B:** *Not renewed between 9/15-11/30, QP or IBQ pounds get redistributed to all other QS permit owners that renewed on time.*
 - **Sub-B:** *Same as B except that if not renewed between 6/15-8/31, hardship provision in cases of illness, injury, or death would extend deadline to September 30.*



NMFS clarifications

Issue 2:

How many decimal places should transfers of QS be divisible to?

- *A (NMFS-preferred): to 0.001%*
- *B: to the smallest percent any person is issued for any species during the initial issuance process.*
- *C: based on a minimum of 1 pound.*

Issue 3:

Is IBQ transferable in the first 2 years?

- *A (NMFS-preferred): IBQ not transferable, but IBQ pounds are*
- *B: IBQ and IBQ pound are transferable*



NMFS clarifications

Issue 4:

What are the ownership rules applicable to MS/CV endorsed permits and MS permits?

- A: *not subject to individual and collective rule*
- B: *subject to individual and collective rule*

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NMFS Interpretations of Council Intent

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NMFS interpretations

State employees as CM

- 4) *NMFS is continuing to explore this.*

QS and IBQ transfer deadline

- 9) *No transfers between 12/1-31.*

Changes in vessel registration

- 11) *Effective date for change in MS/CV endorsed permit is the start of the next cumulative limit period.*



NMFS interpretations

Coop report deadline March 31

- 13) *Preliminary report would be to Council in November.
Final report to NMFS by March 31 (aligns with coop
permit renewal process 2/1-3/31).*

Coop failure & coop agreement

- 15) & 16) *Language changes noted*

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Draft Program Components Rule

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program components rule

Note corrections:

- *P. 46 – delete “other fish” from vessel limit table*
- *P. 69 - gear switching*

Items that need drafted:

- *Interim first receiver site license & CM providers*
- *Reallocation language from App.D (A-2.1.6)*



Seaward non-trawl RCA

Based on the spex decision for overfished species, the non-trawl RCA will likely be specified at 100 for most of the coast and 125 fm in one or more areas (N. Pt Chehalis, Cascade Head to 43)

- In the north, fixed gear YE rates are highest between 100 and 125 fm

Shoreward non-trawl RCA

Based on the spex decision for overfished species, the non-trawl RCA will likely be:

- Closed to shore in WA
- 20 fm for OR and N CA
- 60 fm S of 34-27
- No nearshore allocations were made to the trawl fleet
- High YE bycatch rates in this area, could exceed the trawl allocation



Questions?