**FULL COUNCIL SESSION**

**JUNE 2011**

**MOTIONS**

**Snapper-Grouper Committee Approved Motions**

**MOTION: SEND A LETTER TO THE GULF COUNCIL AND THE NMFS REQUESTING THE FORMATION OF AN AD HOC JOINT COMMITTEE (SA AND GULF COUNCILS) TO CONSIDER THE DEVELOPMENT OF A JOINT MANAGEMENT PLAN FOR SOUTH FLORIDA FISHERIES. AD HOC COMMITTEE WOULD ALSO DISCUSS WITH THE STATE OF FLORIDA DELEGATION OF MANAGEMENT FOR SOME SPECIES TO THE STATE OF FLORIDA.**

**APPROVED BY COMMITTEE**

**Approved by Council**

**MOTION: SEND A LETTER TO THE MID ATLANTIC COUNCIL AND THE NMFS REQUESTING THE FORMATION OF AN AD HOC JOINT COMMITTEE (SA AND MID ATLANTIC COUNCILS) TO CONSIDER THE DEVELOPMENT OF A JOINT MANAGEMENT PLAN FOR NORTH CAROLINA FISHERIES. AD HOC COMMITTEE WOULD ALSO DISCUSS WITH THE STATE OF NC DELEGATION OF MANAGEMENT FOR SOME SPECIES TO THE STATE OF NC.**

**APPROVED BY COMMITTEE**

**Approved by Council**

**MOTION: RECOMMEND THE COUNCIL convene a panel in conjunction with GMFMC to explore approaches to move the goliath grouper fishery beyond the moratorium and collect information to support an informative assessment that will allow determination of stock status and possible recovery.**

**APPROVED BY COMMITTEE**

**Approved by Council**

**MOTION: REQUEST THAT STAFF PROVIDE AN UPDATE TO THE COUNCIL EVERY 3 YEARS ON THE LANDINGS AND TRENDS OF STOCKS THAT HAVE BEEN REMOVED FROM THE SG FMU**

**APPROVED BY COMMITTEE**

**Approved by Council**

**SNAPPER GROUPER REGULATORY AMENDMENT 11**

**MOTION: ADD AN ALTERNATIVE TO REMOVE THE ENTIRE 40-FATHOM CLOSURE AS SUGGESTED BY THE IPT**

**APPROVED BY COMMITTEE**

**Approved by Council**

**MOTION: SELECT ALTERNATIVE 2 AS PREFERRED**

**SUBSTITUTE MOTION: SELECT NEW ALTERNATIVE (IN MOTION TO ADD ALTERNATIVE TO REMOVE THE 40 FATHOM CLOSURE) UNDER ACTION 1 AS PREFERRED**

**MAIN MOTION APPROVED**

**SUBSTITUTE MOTION APPROVED**

**Approved by Council**

**MOTION: SELECT ALTERNATIVE 1 (NO ACTION) UNdER ACTION 2 AS PREFERRED**

*Action 2: Transit Provisions*

*Alternative 1 (No Action). Do not allow transit through the 40-fathom closure with prohibited species onboard.*

**APPROVED BY COMMITTEE**

**Approved by Council**

**MOTION: MODIFY THE PURPOSE OF REG AMENDMENT 11 PER THE IPT’S SUGGESTION:**

**Modify regulations pertaining to the deepwater species in order to reduce the socio-economic effects expected from the regulations in Amendment 17B to the Snapper grouper FMP TO PROTECT TO THE EXTENT POSSIBLE speckled hind and Warsaw grouper in the South Atlantic.**

**APPROVED BY COMMITTEE**

**Approved by Council**

**COMPREHENSIVE ACL AMENDMENT**

*Action 1: Remove Species from Snapper Grouper Fishery Management Unit (FMU)*

**MOTION: REMOVE MUTTON SNAPPER FROM PREFERRED ALTERNATIVE 4 UNDER ACTION 1 (RETAIN MUTTON SNAPPER IN THE FMU)**

**APPROVED BY COMMITTEE**

**Approved by Council**

**MOTION: RETAIN MISTY GROUPER, QUEEN SNAPPER AND YELLOWMOUTH GROUPER IN THE MANAGEMENT UNIT**

**APPROVED BY COMMITTEE**

**Motion fails at council.**

*Action 3: Establish an Acceptable Biological Catch (ABC) Control Rule for Snapper Grouper Species*

**MOTION: DESELECT ALTERNATIVE 5 AS PREFERRED AND ACCEPT THE WORDING FOR NEW ALTERNATIVE 7 AND SELECT AS PREFERRED**

*New Alternative 7. For assessed species: establish ABCs based on the South Atlantic SSC’s ABC control rule described in Table 2-12. For unassessed species: When the ABC control rule portion for unassessed species is complete, establish ABCs based on the South Atlantic SSC’s ABC control rule described in Table 2-12. Until the ABC Control Rule is complete, establish ABCs based upon the interim approach in Table 2-14 and OFL = unknown. Recommended ABC values are shown in Table 2-15.*

**APPROVED BY COMMITTEE**

**Approved by Council**

**MOTION: ACCEPT IPT’S SUGGESTED CHANGES TO ALTERNATIVES UNDER ACTION 4.**

*Alternative 2 (Preferred). Specify allocations for species that do not currently have allocations between two sectors, commercial and recreational, using the following equation:*

*Allocation by sector = (0.5 \* catch history) + (0.5 \* current trend) whereby, catch history = average landings 1986 -2008, current trend = average landings 2006-2008 for this amendment. The commercial and recreational ACLs specified for 2011 would remain in effect beyond 2011 until modified.*

*Alternative 3. Specify allocations for species that do not currently have allocations among three sectors, commercial, recreational, and for-hire, using the following equation:*

*Allocation by sector = (0.5 \* catch history) + (0.5 \* current trend) whereby, catch history = average landings 1986 -2008, current trend = average landings 2006-2008 for this amendment. The commercial and recreational ACLs specified for 2011 would remain in effect beyond 2011 until modified.*

*Alternative 4. Specify allocations for species that do not currently have allocations between two sectors, commercial and recreational using data from 1986-2008. The commercial and recreational ACLs specified for 2011 would remain in effect beyond 2011 until modified.*

*Alternative 5. Specify allocations for species that do not currently have allocations between two sectors, commercial and recreational using data from 1986-1998. The commercial and recreational ACLs specified for 2011 would remain in effect beyond 2011 until modified.*

*Alternative 6. Specify allocations for species that do not currently have allocations between two sectors, commercial and recreational using data from 1999-2008. The commercial and recreational ACLs specified for 2011 would remain in effect beyond 2011 until modified.*

*Alternative 7. Specify allocations for species that do not currently have allocations between two sectors, commercial and recreational using data from 2006-2008. The commercial and recreational ACLs specified for 2011 would remain in effect beyond 2011 until modified.*

**APPROVED BY COMMITTEE**

**Approved by Council**

*Action 6: Specify Accountability Measures (AMs)/Annual Catch Targets (ACTs) for the Commercial Sector for species in the Snapper Grouper FMU*

**MOTION: MODIFY ALTERNATIVE 4 UNDER ACTION 6 TO ADD AT THE END OF THE SENTENCE: “ONLY IF THE SPECIES IS OVERFISHED”**

*Alternative 4 (Preferred). For the species in the table above, if an ACL (i.e., individual or complex) is exceeded, the Regional Administrator shall publish a notice to reduce the ACL in the following season by the amount of the overage.*

**APPROVED BY COMMITTEE**

**Approved by Council**

*Action 7: Specify Accountability Measures (AMs)/Annual Catch Targets (ACTs) for the Recreational Sector for species in the Snapper Grouper FMU*

**MOTION: DESELECT ALTERNATIVES 5B AND 5F AS PREFERREDS AND SELECT ALTERNATIVE 5D AS PREFERRED**

*Alternative 5. Specify the post-season AM.*

*Subalternative 5a. Do not specify a post-season AM.*

*Subalternative 5b (Preferred). For post-season accountability measures, compare ACL with landings over a range of years. For 2011, use only 2011 landings. For 2012, use the mean landings of 2011 and 2012. For 2013 and beyond, use the most recent three-year running mean.1*

*Subalternative 5c (NEW). Monitor following year. If the ACL is exceeded, the following year’s landings would be monitored for persistence in increased landings. The Regional Administrator would take action as necessary.*

*Subalternative 5d (NEW) Monitor following year and shorten season as necessary. If the ACL is exceeded, the following year’s landings would be monitored IN-SEASON for persistence in increased landings. The Regional Administrator will publish a notice to reduce the length of the fishing season as necessary.*

*Subalternative 5e (NEW) Monitor following year and reduce bag limit as necessary. If the ACL is exceeded, the following year’s landings would be monitored for persistence in increased landings. The Regional Administrator will publish a notice to reduce the bag limit as necessary.*

*Subalternative 5f (Preferred). Shorten following season. If the ACL is exceeded, the Regional Administrator shall publish a notice to reduce the length of the following fishing year by the amount necessary to ensure landings do not exceed the ACL for the following fishing season.*

*Subalternative 5g. Payback. If the ACL is exceeded, the Regional Administrator shall publish a notice to reduce the ACL in the following season by the amount of the overage.*

**APPROVED BY COMMITTEE**

**Approved by Council**

*Action 10: Specify Accountability Measures (AM) for the Wreckfish Fishery*

**MOTION: REPLACE CURRENT PREFERRED WITH SUBALTERNATIVE 3D AND DESELECT THE OTHER PREFERREDS**

*Subalternative 3d (NEW) Monitor following year and shorten season as necessary. If the ACL is exceeded, the following year’s landings would be monitored for persistence in increased landings. The Regional Administrator will publish a notice to reduce the length of the fishing season as necessary.*

**APPROVED BY COMMITTEE**

**Approved by Council**

*Action 15: Establish Accountability Measures/Management Measures for the Commercial Sector for Black Grouper*

**MOTION: MODIFY ALTERNATIVE 4 UNDER ACTION 15 AND ADD AT THE END OF THE SENTENCE “ONLY IF OVERFISHED”**

*Alternative 4 (Preferred). If the commercial sector ACL is exceeded, the Regional Administrator shall publish a notice to reduce the commercial sector ACL in the following season by the amount of the overage.*

**APPROVED BY COMMITTEE**

**Approved by Council**

*Action 16: Establish Accountability Measures/Management Measures for the Recreational Sector for Black Grouper*

**MOTION: REPLACE CURRENT PREFERREDS UNDER ALTERNATIVE 5 WITH SUBALTERNATIVE 5D**

*Subalternative 5d (NEW). Monitor following year and shorten season as necessary. If the ACL is exceeded, the following year’s landings would be monitored for persistence in increased landings. The Regional Administrator will publish a notice to reduce the length of the fishing season as necessary.*

**APPROVED BY COMMITTEE**

**Approved by Council**

*Action 17: Establish Jurisdictional Allocations for Yellowtail Snapper*

**MOTION: SELECT ALTERNATIVE 4 AS PREFERRED UNDER ACTION 17**

*Alternative 4: Establish a jurisdictional allocation based on the Florida Keys (Monroe County) jurisdictional boundary between the Gulf and South Atlantic Councils for yellowtail snapper acceptable biological catch (ABC) based on the following method: South Atlantic = 75% of ABC and Gulf = 25% of ABC (Established by using 50% of catch history from 1993-2008 + 50% of catch history from 2006-2008).*

**APPROVED BY COMMITTEE**

**Approved by Council**

*Action 18: Establish an Acceptable Biological Catch (ABC) Control Rule and ABC for Dolphin*

**MOTION: DESELECT ALTERNATIVE 2 UNDER ACTION 18 AS PREFERRED, MOVE ALTERNATIVE 3 TO THE APPENDIX, AND SELECT ALTERNATIVE 5 AS PREFERRED.**

*New Alternative 5. When the ABC control rule portion for unassessed species is complete, establish ABC for dolphin based on the South Atlantic Council’s SSC’s ABC control rule described in Table 2-12. Until the ABC control rule is complete, establish ABC based upon the interim approach in Table 2-x1 and OFL = unknown. The recommended ABC value for dolphin is 14,596,216 lbs ww.*

**APPROVED BY COMMITTEE**

**Approved by Council**

*Action 19: Specify Allocations for Dolphin*

MOTION: ADD AN ALTERNATIVE TO ADOPT THE DW AP RECOMMENDATION TO ALLOCATE 90% TO THE COMMERCIAL SECTOR AND 10% TO THE RECREATIONAL SECTOR

**MOTION FAILS**

*Action 20: Establish Annual Catch Limits (ACL) and Optimum Yield (OY) for Dolphin*

**MOTION: CHANGE PREFERRED FROM ALTERNATIVE 3 TO ALTERNATIVE 2**

*Alternative 2. ACL = OY =ABC*

**APPROVED BY COMMITTEE**

**Approved by Council**

*Action 22: Establish Accountability Measures for the Recreational Sector for Dolphin*

**MOTION: REPLACE PREFERREDS IN ALTERNATIVE 5 WITH SUBALTERNATIVE 5D**

*Subalternative 5d (NEW). Monitor following year and shorten season as necessary. If the ACL is exceeded, the following year’s landings would be monitored for persistence in increased landings. The Regional Administrator will publish a notice to reduce the length of the fishing season as necessary.*

**APPROVED BY COMMITTEE**

**Approved by Council**

*Action 24: Establish an Acceptable Biological Catch (ABC) Control Rule and ABC for Wahoo*

**MOTION: ESTABLISH NEW ALTERNATIVE 5 AS THE PREFERRED AND MOVE ALTERNATIVE 3 TO THE APPENDIX**

*New Alternative 5. \*\*\* Added by IPT for the South Atlantic Council’s consideration\*\*\* When the ABC control rule portion for unassessed species is complete, establish ABC for wahoo based on the South Atlantic Council’s SSC’s ABC control rule described in Table 2-12. Until the ABC control rule is complete, establish ABC based upon the interim approach in Table 2-x1 and OFL = unknown. The recommended ABC value for wahoo is 1,491,785 lbs ww.*

**APPROVED BY COMMITTEE**

**Approved by Council**

*Action 28: Establish Accountability Measures for the Recreational Sector for Wahoo*

**MOTION: REPLACE CURRENT PREFERREDS IN ALTERNATIVE 5 WITH SUBALTERNATIVE 5D AS THE PREFERRED**

*Subalternative 5d (NEW). Monitor following year and shorten season as necessary. If the ACL is exceeded, the following year’s landings would be monitored for persistence in increased landings. The Regional Administrator will publish a notice to reduce the length of the fishing season as necessary.*

**APPROVED BY COMMITTEE**

**Approved by Council**

*Action 31: Establish Accountability Measures for Golden Crab*

**MOTION: UNDER ACTION 31, ALTERNATIVE 3, ADD TO THE END OF THE SENTENCE “ONLY IF OVERFISHED”**

*Alternative 3 (Preferred). If the ACL is exceeded, the Regional Administrator shall publish a notice to reduce the ACL or ACT in the following season by the amount of the overage.*

**APPROVED BY COMMITTEE**

**Approved by Council**

*Action 2. Interjurisdictional allocations for mutton snapper*

**MOTION: MODIFY ALTERNATIVE 2 TO CORRESPOND WITH THE GULF COUNCIL’S PREFERRED AND ESTABLISH ALTERNATIVE 2 AS THE PREFERRED (82% SA AND 18% GULF)**

**APPROVED BY COMMITTEE**

**Approved by Council**

**MOTION: SELECT PREFERRED ALTERNATIVES UNDER ALL MUTTON SNAPPER ACTIONS THAT ARE CONSISTENT WITH SELECTIONS WITHIN THE COMPREHENSIVE ACL AMENDMENT**

**APPROVED BY COMMITTEE**

**Approved by Council**

**SNAPPER GROUPER AMENDMENT 24**

***Action: Minimum Stock Size Threshold***

**MOTION: SELECT ALTERNATIVE 3 AS THE PREFERRED**

Alternative 3 MSST equals 75% of SSBMSY

**APPROVED BY COMMITTEE**

**Approved by Council**

***Action: Rebuilding Strategy***

**MOTION: SELECT ALTERNATIVE 2 AS THE PREFERRED**

***Alternative 2.*** *Define a rebuilding strategy for red grouper that sets ABC equal to the yield at FREBUILD. FREBUILD is a fishing mortality rate that would have a 70% probability of rebuilding success to SSBMSY in TMAX (ten years for red grouper). Under this strategy, the fishery would have at least a 50% chance of rebuilding to SSBMSY by 2017 and 70% chance of rebuilding to SSBMSY by 2020.*

SUBSTITUTE MOTION: SELECT ALTERNATIVE 3 AS THE PREFERRED

***Alternative 3.*** *Define a rebuilding strategy for red grouper that sets ABC equal to the yield at 75%FMSY. Under this strategy, the fishery would have at least a 50% chance of rebuilding to SSBMSY by 2016 and 81% chance of rebuilding to SSBMSY by 2020.*

SUBSTITUTE MOTION FAILS

**MAIN MOTION APPROVED BY COMMITTEE**

**Substitute motion by council: to adopt alternative 3 as the preferred alternative.**

**Substitute motion approved by Council.**

**Motion approved by Council.**

***Annual Catch Limits and Optimum Yield***

**MOTION: SELECT ALTERNATIVE 2 UNDER ACTION 6 AS PREFERRED.**

***Alternative 2****. ACL = OY = ABC. Specify commercial and recreational ACLs for red grouper for 2012, 2013, and 2014 and beyond as indicated in the table below (****Table 2-15****). The ACL for 2014 would remain in effect until modified. ACLs will not increase in a subsequent year if present year projected catch has exceeded the ACL.*

**APPROVED BY COMMITTEE**

**Approved by Council**

**MOTION: REPLACE THE STATEMENT “ACLs will not increase in a subsequent year if present year projected catch has exceeded the ACL” WITH: “If an overage occurs in an increasing ACL situation: the ACL will be the year two ACL minus the overage, not to be below the year one ACL.” IN THE ALTERNATIVES UNDER ACTION 6.**

**APPROVED BY COMMMITEE**

**Motion fails at council.**

NOTE: NEED TO CLARIFY THE INTENT OF THIS LANGUAGE? Done.

NOTE: Selection of additional preferred alternatives.

Motion: **In Amendment 24, choose Alternatives 5 and 6 as preferred alternatives in the ACL Action that would remove the black, gag, and red grouper aggregate ACLs and AMs**.

**Approved by Council**

***Alternative 5.****Eliminate the commercial sector aggregate ACL of 662,403 lbs gw for black grouper, gag, and red grouper.  Eliminate the in-season AM that specifies a prohibition on possession of all shallow water groupers once the commercial aggregate ACL is projected to be met.*

***Alternative 6.*** *Eliminate the recreational sector aggregate ACL of 648,663 lbs gw for black grouper, gag, and red grouper.  Eliminate the in-season AM that specifies a prohibition on possession of black grouper, gag, and red grouper once the ACL is projected to be met if any one of the three species is listed as overfished.  Eliminate the post-season AM that specifies a reduction in a subsequent year’s ACL by the amount of an overage if landings exceed the aggregate ACL.  Eliminate the regulation that states that the recreational landings are evaluated relative to the ACL as follows:  For 2010, only 2010 recreational landings will be compared to the ACL; in 2011, the average of 2010 and 2011 recreational landings will be compared to the ACL; and in 2012 and subsequent fishing years, the most recent 3-year running average recreational landings will be compared to the ACL.*

*Action: Accountability Measures*

**MOTION: DESELECT CURRENT PREFERREDS UNDER ALTERNATIVE 4 AND SELECT SUBALTERNATIVE 4B.**

**DESELECT CURRENT PREFERREDS UNDER ALTERNATIVE 5 AND SELECT SUBALTERNATIVE 5G AS PREFERRED.**

*Alternative 4b. The Regional Administrator shall publish a notice to close the recreational sector when the ACL is projected to be met.*

*Alternative 5g. Payback. If the ACL is exceeded, the Regional Administrator shall publish a notice to reduce the ACL in the following season by the amount of the overage.*

**APPROVED BY COMMITTEE**

**Approved by Council**

**MOTION: APPROVE AMENDMENT 24 FOR PUBLIC HEARINGS.**

**APPROVED BY COMMITTEE**

**Approved by Council**

**AMENDMENT 18A**

*Action 1: Limit Participation in the Golden Tilefish Fishery*

**MOTION: ADD THE FOLLOWING ALTERNATIVE TO ACTION 1:**

**To receive a golden tilefish hook and line endorsement, the individual must have a harvest level of 1,000 pounds gutted weight (gw) (with hook and line gear) when the individual’s best three of five years from 2005-2009 are aggregated.**

**APPROVED BY COMMITTEE**

**Approved by Council**

**MOTION: ADD THE FOLLOWING SUBALTERNATIVE TO ACTION 1:**

**To receive a golden tilefish hook and line endorsement, the individual must have a harvest level of 500 pounds gw (with hook and line gear) when the individual’s best three of five years from 2005-2009 are aggregated.**

**APPROVED BY COMMITTEE**

**Approved by Council**

**MOTION: ADD THE FOLLOWING TWO SUBALTERNATIVES TO ACTION 1:**

**1. To receive a golden tilefish longline endorsement, the individual must have a total of 5,000 pounds gw golden tilefish caught (with longline gear) between 2007 and 2009.**

**2. To receive a golden tilefish longline endorsement, the individual must have a total of 10,000 pounds gw golden tilefish caught (with longline gear) between 2007 and 2009.**

**APPROVED BY COMMITTEE**

**Approved by Council**

*Action 2: Establishment of an Appeals Process*

**MOTION: SELECT ALTERNATIVE 2 UNDER ACTION 2 AS THE PREFERRED**

*Alternative 2: Establish an appeals process. (This process will be developed by NOAA Fisheries Service and will be consistent with other similar processes in the region.)*

**APPROVED BY COMMITTEE**

**Approved by Council**

*NOTE: INTENT TO BASE APPEALS PROCESS ON ACCURACY OF LANDINGS*

*Action 7: Establish trip limits for commercial fishermen who do not receive an endorsement in the commercial golden tilefish hook and line fishery*

**MOTION: ADD AN ALTERNATIVE TO ESTABLISH A TRIP LIMIT OF 100 (pounds) GW FOR commercial fishermen who do not receive an endorsement in the commercial golden tilefish hook and line fishery. MAKE THIS ALTERNATIVE THE PREFERRED**

**APPROVED BY COMMITTEE**

**Approved by Council**

**MOTION: ADD AN ACTION THAT ESTABLISHES TRIP LIMITS OF 300, 400 AND 500 LBS FOR FISHERMEN WHO RECEIVE HOOK-AND-LINE ENDORSEMENTS IN THE GOLDEN TILEFISH FISHERY**

**APPROVEd BY COMMITTEE**

**Approved by Council**

*Action 8: Limit Participation in the Black Sea Bass Pot Fishery through an Endorsement Program*

**NOTE: Language for the options addressed in the next two motions is proposed below, as a new motion with slight modification.**

**MOTION: ADD THE FOLLOWING NEW ALTERNATIVE: Limit endorsement and tag distribution to black sea bass pot fishermen with valid commercial snapper grouper permits that fished pots with minimum black sea bass landings of (A)1 pound, (B) 500 pounds, (C)1,000 pounds, (D) 2,000 pounds, (E) 5,000 pounds, and (F)10,000 pounds ww total landings between 12/8/98 to 12/31/09. Exclude fishermen who did not have landings in 2008 or 2009. MAKE SUBALTERNATIVE 5F THE PREFERRED.**

|  |  |  |  |
| --- | --- | --- | --- |
| Alternative 5 (98-09) | Average | Aggregate | 1 year |
| Alt 5a (1 lb) | 67 | 67 | 67 |
| Alt 5b (500 lbs) | 48 | 62 | 62 |
| Alt 5c (1,000 lbs) | 39 | 59 | 56 |
| Alt 5d (2,000 lbs) | 30 | 55 | 52 |
| Alt 5e (5,000 lbs) | 15 | 48 | 42 |
| Alt 5f (10,000 lbs) | 8 | 39 | 21 |

**APPROVED BY COMMITTEE**

**Substitute motion by Council: to include the suggested alternatives for action 8 as provided, and to also include the sub-alternative of 2000 pounds minimum landings, and to include 2010 data.**

**(“as provided” : see suggested alternatives below)**

**(intent of adding 2010: demonstrate at least 1 lb landings between 2008-2010 to qualify (current participation), in addition to meeting the landings poundage alternatives for 1998-2009 period).**

**Motion to substitute approved.**

**Main motion approved.**

**MOTION: ADD THE FOLLOWING NEW ALTERNATIVE: Limit endorsement and tag distribution to black sea bass pot fishermen with valid commercial snapper grouper permits that fished pots with minimum black sea bass landings of (A)1 pound, (B) 500 pounds, (C)1,000 pounds, (D) 2,000 pounds, (E) 5,000 pounds, and (F)10,000 pounds ww average landings between 12/8/98 to 12/31/09. Exclude fishermen who did not have landings in 2008 or 2009.**

**APPROVED BY COMMITTEE**

## 

## Suggested Alternatives crafted to address the 2 motions above – modified per the substitute above:

## Action 8: Limit Participation in the Black Sea Bass Pot Fishery through an Endorsement Program.

**Alternative 1 (No Action).** Do not further limit participation in the black sea bass pot fishery with the establishment of an endorsement program.

**Alternative 2.**  Limit endorsement and tag distribution to black sea bass pot fishermen with valid commercial snapper grouper permits whose ***average***black sea bass landings between 12/8/98 and 12/31/09 were at least:

**Sub-Alternative 2a** - 500 lbs whole weight

**Sub-Alternative 2b** - 1,000 lbs whole weight

**Sub-Alternative 2c** - 5,000 lbs whole weight

**Sub-Alternative 2d** - 10,000 lbs whole weight

Exclude fishermen who did not have landings in 2008 or 2009. Or 2010

**Alternative 3.**  Limit endorsement and tag distribution to black sea bass pot fishermen with valid commercial snapper grouper permits whose ***total*** black sea bass landings between 12/8/98 and 12/31/09 were at least:

**Sub-Alternative 3a** - 500 lbs whole weight

**Sub-Alternative 3b** - 1,000 lbs whole weight

**Sub-Alternative 3c** - 5,000 lbs whole weight

**Sub-Alternative 3d** - 10,000 lbs whole weight

Exclude fishermen who did not have landings in 2008 or 2009.or 2010

**Since there are some changes (dropped the 1 and 2000 pounds options) in the alternative as originally proposed at Committee, a motion is desired to adopt the alternative as presented here.**

Move to add Action 8 as modified, as a new alternative to amendment 18a.

Table 1. Number of fishermen with snapper grouper permits who fished pots with minimum black sea bass landings of 500, 1,000, 5,000, and 10,000 pounds ww in during 12/8/98 to 12/31/09. Excludes fishermen who did not have landings in 2008 or 2009. Values are estimates.

|  |  |  |
| --- | --- | --- |
| Alternative (98-09) | Alternative 2 | Alternative 3 |
| 500 lbs | 48 | 62 |
| 1,000 lbs | 39 | 59 |
| 5,000 lbs | 15 | 48 |
| 10,000 lbs | 8 | 39 |

**Move that in action 8 remove alternatives 2, 2a through 2e, 3, 3a through 3e, 4, and 4a through 4e, and move them to the considered but rejected appendix.**

**Motion is approved by Council.**

*Action 9: Establishment of an Appeals Process*

**MOTION: SELECT ALTERNATIVE 2 AS THE PREFERRED**

*Alternative 2: Establish an appeals process. (This process will be developed by NOAA Fisheries Service and consistent with other similar processes in the region.)*

*NOTE: INTENT IS TO BASE THE APPEALS PROCESS ON ACCURACY OF LANDINGS.*

**APPROVED BY COMMITTEE**

**Approved by Council**

*Action 10: Allow for Transferability of Black Sea Bass Endorsements*

**MOTION: SELECT ALTERNATIVE 2, OPTION 1, AS THE PREFERRED**

*Alternative 2. Black sea bass endorsements can be transferred between any two individuals or entities that hold valid commercial unlimited snapper grouper permits. The transfer is separable from the snapper grouper permit.*

*Preferred Option 1: Transferability allowed upon program implementation.*

**APPROVED BY COMMITTEE**

**Approved by Council**

**Note: Catch history transfers with the endorsement. IPT address.**

**Move that catch history should transfer with the black sea bass pot endorsement.**

**Motion approved by Council.**

**Move that catch history should transfer with the golden tilefish endorsement.**

**Motion approved by Council.**

*Action 11: Limit Effort in the Black Sea Bass Pot Fishery*

*MOTION: DESELECT ALTERNATIVE 3 AS THE PREFERRED AND SELECT ALTERNATIVE 4 AS THE NEW PREFERRED.*

*Preferred Alternative 3. Require that each black sea bass pot in the water or at sea on a vessel in the South Atlantic EEZ have an attached valid identification tag issued by NOAA Fisheries Service. Limit the black sea bass pot tags to 50 per vessel annually. NOAA Fisheries Service will issue new identification tags each fishing year that will replace the tags from the previous fishing year.*

*Alternative 4. Require that each black sea bass pot in the water or at sea on a vessel in the South Atlantic EEZ have an attached valid identification tag issued by NOAA Fisheries Service. Limit the black sea bass pot tags to 25 per vessel annually. NOAA Fisheries Service will issue new identification tags each fishing year that will replace the tags from the previous fishing year.*

*MOTION FAILS*

**MOTION: ADD AN ALTERNATIVE TO LIMIT THE BSB POT TAGS TO 35 PER VESSEL ANNUALLY**

**APPROVED BY COMMITTEE**

**Motion approved by committee.**

*Action 14. Improvements to For-Hire Data Reporting (pdf page 212)*

**MOTION: SELECT ALTERNATIVE 2 AS THE PREFERRED**

*Alternative 2. Require selected vessels with a Federal For-Hire Permit (charter and headboat) to report electronically; NOAA Fisheries Service is authorized to require weekly or daily reporting as required.*

**APPROVED BY COMMITTEE**

**Approved by council**

*Additional Actions*

**MOTION: ADD AN ACTION TO AMENDMENT 18A TO EXAMINE A SUITE OF AM ALTERNATIVES FOR BLACK SEA BASS INCLUDING THE TOTAL OVERAGE METHOD**

**APPROVED BY COMMITTEE**

**Approved by council**

**MOTION: REMOVE ALL ACTIONS FROM 18A PERTAINING TO GOLDEN TILEFISH AND PLACE IN A NEW AMENDMENT (18C OR THE APPROPRIATE NUMERICAL DESIGNATION)**

**APPROVED BY COMMITTEE**

**Approved by council**

**MOTION: ADD AN ACTION TO 18A TO POSSIBLY CHANGE THE REBUILDING STRATEGY FOR BSB**

**APPROVED BY COMMITTEE**

**Approved by council**

**WRECKFISH AMENDMENT**

**MOTION 1: SPLIT AMENDMENT 20 INTO TWO AMENDMENTS, ONE OF WHICH THE PURPOSE WILL BE TO MODIFY THE WRECKFISH ITQ PROGRAM, AND THE SECOND AMENDMENT TO UPDATE THE PROGRAM AND BRING IT INTO COMPLIANCE WITH MSA.**

**MOTION PASSED.**

**Approved by council**

**MOTION 2: STRUCTURE AMENDMENT 20A TO CONTAIN THREE ACTIONS:**

* **WHICH SHARES ARE REVOKED**
* **EXCESSIVE SHARES**
* **REDISTRIBUTION OF REVOKED SHARES**

**MOTION APPROVED.**

**Approved by council**

**Mackerel Committee Approved Motions**

**MOTION 1: RECOMMEND CHANGE THE CURRENT PREFERRED SUB- ALTERNATIVE 5A TO PREFERRED SUB-ALTERNATIVE 5B IN ACTION 20, AND TO CHANGE PREFERRED ALTERNATIVE 4A TO ALTERNATIVE 4B IN ACTION 20.**

**APPROVED BY COMMITTEE**

**Approved by Council**

*Action 20:Accountability Measures Alternatives.*

*Alternative 4: Commercial payback of any overage*

*sub-Alternative 4b: Payback only if overfished*

*Alternative 5: Recreational payback of any overage from one year to the next.*

*sub-Alternative 5b: Payback only if overfished.*

**MOTION 2: RECOMMEND CHANGE THE CURRENT PREFERRED SUB- ALTERNATIVE 3A TO PREFERRED SUB-ALTERNATIVE 3B IN ACTION 17, AND TO CHANGE PREFERRED ALTERNATIVE 4A TO ALTERNATIVE 4B IN ACTION 17.**

**APPROVED BY COMMITTEE**

**Approved by council**

*Action 17:Accountability Measures Alternatives (Spanish Mackerel)*

*Alternative 3: Commercial payback of any overage*

*sub-Alternative 3b: Payback only if overfished*

*Alternative 4: Recreational payback of any overage from one year to the next.*

*sub-Alternative 4b: Payback only if overfished.*

**MOTION 3: RECOMMEND CHANGE THE CURRENT PREFERRED SUB- ALTERNATIVE 3A TO PREFERRED SUB-ALTERNATIVE 3B IN ACTION 14, AND TO CHANGE PREFERRED ALTERNATIVE 4A TO ALTERNATIVE 4B IN ACTION 14.**

**APPROVED BY COMMITTEE**

**Approved by council**

*Action 14:Accountability Measures Alternatives (King Mackerel)*

*Alternative 3: Commercial payback of any overage*

*sub-Alternative 3b: Payback only if overfished*

*Alternative 4: Recreational payback of any overage from one year to the next.*

*sub-Alternative 4b: Payback only if overfished.*

**Ecosystem-Based Management Committee Approved Motions**

**MOTION #1. ACCEPT IPT RECOMMENDATION TO MODIFY ACTION 1 WORDING.**

**APPROVED BY COMMITTEE**

**Approved by council**

*Action 1. Modify management of octocorals in the South Atlantic.*

**MOTION #2. MODIFY LANGUAGE OF PREFERRED ALTERNATIVE 3 (ACTION 3).**

**APPROVED BY COMMITTEE**

**Approved by council**

*Action 3. Preferred Alternative 3: ACL = 0 for octocorals in the EEZ off of NC, SC, and GA.*

**MOTION #3. ADOPT NOAA GC LANGUAGE RECOMMENDATION (ACTION 4).**

**APPROVED BY COMMITTEE.**

**Approved by council**

*Action 4. Modify management of Special Management Zones (SMZs) off South Carolina.*

*Action 4. Preferred Alternative 2: Limit harvest and possession of snapper grouper species (with the use of all non-prohibited fishing gear) in SMZs off South Carolina to the recreational bag limit.*

*Action 4. Preferred Alternative 3: Limit harvest and possession of coastal migratory pelagic species (with the use of all non-prohibited fishing gear) in SMZs off South Carolina to the recreational bag limit.*

**MOTION #4. ADOPT IPT LANGUAGE RECOMMENDATION (ACTION 5, PREFERRED SUB-ALTERNATIVE 4B).**

**APPROVED BY COMMITTEE**

**Approved by council**

*Action 5. Preferred Sub-Alternative 4b: Vessels with freeboard height greater than 4 feet (and/or using longline gear) would be required to carry and use:*

*• a long-handled line cutter,*

*• a long-handled dehooker for ingested hooks; or a dehooker for ingested and a dehooker for external hooks,*

*• a long-handled device to pull an “inverted V”,*

*• a dipnet,*

*• cushion/support device (i.e., boat cushion),*

*• a short-handled dehooker for ingested hooks; or a dehooker for ingested and a dehooker for external hooks,*

*• long-nose or needle-nose pliers,*

*• bolt cutters,*

*• monofilament line cutters, and*

*• at least two types of mouth openers/mouth gags.*

**MOTION #5. ADOPT NOAA GC LANGUAGE RECOMMENDATION FOR ACTION 6, PREFERRED ALTERNATIVE 3: DESIGNATE EFH-HAPCS FOR THE SNAPPER GROUPER COMPLEX TO INCLUDE THE FOLLOWING DEEPWATER MARINE PROTECTED AREAS (MPAS) AS DESIGNATED IN SNAPPER GROUPER AMENDMENT 14.**

APPROVED BY COMMITTEE

**Approved by council**

*Action 6. Preferred Alternative 3: Designate EFH-HAPCs for the snapper grouper complex to include the following deepwater Marine Protected Areas (MPAs) as designated in Snapper Grouper Amendment 14:*

*• Snowy Grouper Wreck MPA*

*• Northern South Carolina MPA*

*• Edisto MPA*

*• Charleston Deep Artificial Reef MPA*

*• Georgia MPA*

*• North Florida MPA*

*• St. Lucie Hump MPA*

*• East Hump MPA*

**MOTION #6. ADOPT IPT RECOMMENDATION FOR ACTION 8 AND REMOVE “NEW” FROM THE LANGUAGE IN THE ACTION.**

**APPROVED BY COMMITTEE**

**Approved by council**

*Action 8. Amend the Fishery Management Plan (FMP) for Pelagic Sargassum Habitat to designate EFH.*

**MOTION #7. ACCEPT IPT RECOMMENDATION TO MOVE ACTION 9 TO CONSIDERED BUT REJECTED APPENDIX.**

**APPROVED BY COMMITTEE**

**Approved by council**

*Action 9.* *Amend the Fishery Management Plan (FMP) for Pelagic Sargassum Habitat to designate EFH-HAPCs.*

**MOTION #8. APPROVE CE-BA 2, CONTINGENT ON GMFMC TAKING ACTION FOR APPROVAL AT AUGUST 2011 MEETING.**

**APPROVED BY COMMITTEE**

**Roll call vote held by council. Approved by council**

**MOTION #9. GIVE STAFF LICENSE FOR EDITORIAL REVISIONS TO CE-BA 2.**

**APPROVED BY COMMITTEE**

**Approved by council**

**MOTION #10. APPROVE PROPOSED RULE AS WRITTEN AND ALLOW STAFF TO MODIFY AS NECESSARY.**

**APPROVED BY COMMITTEE**

**Roll call vote. Approved by council**

**Golden Crab Committee Approved Motions**

**MOTION 1: REMOVE ACTION 2.**

**MOTION APPROVED BY COMMITTEE.**

**Approved by council**

*Action 2 defines substantial participants.*

*This is similar to Action 3, which defines eligibility criteria for initial allocation.*

**MOTION 2: REMOVE ACTION 7 FROM GOLDEN CRAB AMENDMENT 6.**

**MOTION APPROVED BY COMMITTEE.**

**Approved by council**

*Action 7 defined criteria for program duration.*

*The IPT had recommended that these alternatives do not need to be included in the document, and the Council can make changes at any time for program duration.*

**MOTION 3: REMOVE ACTION 8 FROM THE DOCUMENT GOLDEN CRAB AMENDMENT 6.**

**MOTION APPROVED BY COMMITTEE.**

**Approved by council**

*Action 8 defined criteria for program review.*

*The IPT recommended that these alternatives do not need to be included in the documents. MSA mandates that the program is reviewed every 5-7 years and this does not need to be analyzed in document.*

**MOTION 4: CONSIDER ADDITIONAL ALTERNATIVES FOR ACTION 10 THAT CAP OWNERSHIP AT 25, 35, AND 45%.**

**MOTION APPROVED BY COMMITTEE.**

**Approved by council**

*Action 10 defines share ownership caps. Currently the alternatives include a cap based on the maximum shares allocated initially to an individual; and caps at 55%, 65%, and 75% of total shares.*

**MOTION 5: MOVE ACTION 23 TO CONSIDERED BUT REJECTED SECTION.**

**MOTION APPROVED BY COMMITTEE.**

**Approved by council**

*Action 23 establishes a guaranteed loan program using funds from cost recovery funds. The Council can apply for a loan program through NOAA for the Fisheries Finance Program.*

**SEDAR Committee Approved Motions**

**Motion 1: Move to postpone the white grunt benchmark and to prioritize updates for vermilion and red porgy for 2012.**

**MOtion approved by committee.**

**Approved by council**

**Motion 2: Move that the priority stocks for assessment in 2013 are:**

**1. red snapper benchmark**

**2. blueline tilefish benchmark**

**3. gray triggerfish benchmark**

**4. gag std or update (based on appropriateness)**

**5. snowy std or update (based on appropriateness)**

**6. speckled hind benchmark**

**7. scamp benchmark**

**8. Warsaw benchmark**

**9. wreckfish benchmark**

**Motion approved by committee.**

**Approved by council**

**Move to appoint John Boreman and Churchill Grimes as reviewers to the SEDAR 27 Review Workshop, and Luiz Barbieri as the chair of the review workshop.**

**Motion approved by committee**

**Approved by council**

**Joint Executive/Finance Committee Approved Motions**

**NO COMMITTEE MOTIONS**

**No council motions**

**SOPPs COMMITTEE APPROVED MOTIONS**

**Motion #1: Approve the SOPPs document as amended.**

Approved by committee

**Approved by council**

**Motion #2: Approve the SSC policy as amended.**

Approved by committee

**Approved by council**

**Motion #3: Approve the AP policy as amended.**

Approved by committee

**Approved by council**

**Motion #4: Remove the language (paragraph) relative to the policy on staff working at home and leave this up to the discretion of the Executive Director.**

Approved by committee

**Approved by council**

**Motion #5: Approve the Administrative Handbook with the recommended changes.**

Approved by committee

**Approved by council**

**Law Enforcement Committee Approved Motions**

**NO COMMITTEE MOTIONS.**

**SSC Selection Committee Approved Motions**

**Move to reappoint the following existing SSC members whose terms expire in 2011: Yan Jiao, Scott Crosson, Anne Lange, Eric Johnson, Marcel Reichert.**

**Approved by committee**

**approved by council**

**Move to appoint Tracy Yandle to the SSC for a 3 year term and to the SEP.**

**approved by committee.**

**approved by council**

**AP Selection Committee Approved Motions**

**MOTION 1: REAPPOINT RANDY MANCHESTER TO THE GOLDEN CRAB ADVISORY PANEL.**

**Approved by Committee.**

**Approved by council**

**MOTION 2: REAPPOINT PAUL REISS AND GREG DEBRANGO TO THE SNAPPER GROUPER WRECKFISH SUBPANEL ADVISORY PANEL.**

**Approved by Committee.**

**Approved by council**

**MOTION 3: APPOINT ROBERT THOMPSON TO THE SNAPPER GROUPER ADVISORY PANEL.**

**Approved by Committee.**

**Approved by council**

**MOTION 4: REAPPOINT PHIL CONKLIN, BLAINE DICKENSON, EILEEN DOUGHERTY, ELIZABETH FETHERSTON, RODNEY SMITH AND KENNY FEX TO THE SNAPPER GROUPER ADVISORY PANEL.**

**Approved by Committee.**

**Approved by council**

**MOTION 5: APPOINT STEVE AMICK TO THE SNAPPER GROUPER ADVISORY PANEL.**

**Approved by Committee.**

**Approved by council**

**MOTION 6: APPOINT TONY IAROCCI TO THE SPINY LOBSTER ADVISORY PANEL.**

**Approved by Committee.**

**Approved by council**

**MOTION 7: APPOINT RICHARD DIAZ TO THE SPINY LOBSTER ADVISORY PANEL.**

**Approved by Committee.**

**Approved by council**

**MOTION 8: REAPPOINT ROBERT BURTON, SEAN ESPENSHIP, BRUCE IRWIN, BILL MANSFIELD, PETER O’BRYAN AND MICKEY WHITTINGTON TO THE SPINY LOBSTER ADVISORY PANEL.**

**Approved by Committee.**

**Approved by council**

**MOTION 9: APPOINT GARY NICHOLS TO THE SPINY LOBSTER ADVISORY PANEL.**

**Approved by Committee.**

**Approved by council**

**MOTION 11: APPOINT MIMI STAFFORD TO THE NGO SEAT ON THE SPINY LOBSTER ADVISORY PANEL.**

**Approved by Committee.**

**Approved by council**

**MOTION 12: APPOINT BILL MOORE TO THE SPINY LOBSTER ADVISORY PANEL.**

**Approved by Committee.**

**Approved by council**

**MOTION 13: APPOINT DR. PETER BARILE TO THE SEDAR POOL.**

**Approved by Committee.**

**Approved by council**

**Council Session Motions**

**Move to recommend approval of the EFP for the gulf and south atlantic foundation.**

**Motion approved by Council.**

**Move to recommend Approval of the EFP for blueline tilefish .**

**Motion approved by Council.**