

For the reasons set out in the preamble, 50 CFR part 622 is proposed to be amended as follows:

PART 622--FISHERIES OF THE CARIBBEAN, GULF OF MEXICO, AND SOUTH ATLANTIC

1. The authority citation for part 622 continues to read as follows:

Authority: 16 U.S.C. 1801 et seq.

2. In § 622.185, paragraph (c)(2) is revised to read as follows:

§ 622.185 Size limits.

* * * * *

(c) * * *

(2) Gray triggerfish--(i) In the South Atlantic EEZ off Florida--14 inches (35.6 cm), TL.

(ii) In the South Atlantic EEZ off North Carolina, South Carolina, and Georgia--12 inches (30.5 cm), TL.

* * * * *

3. In § 622.190, paragraph (a)(8) is added and paragraph (c)(1) is revised to read as follows:

§ 622.190 Quotas.

* * * * *

(a) * * *

(8) Gray tiggerfish. (i) For the period January through June each year--136,440 lb (61,888 kg), round weight.

Anne Marie Eich 5/22/14 3:46 PM
Comment [1]: Action 4, preferred alternative 5

Anne Marie Eich 5/22/14 3:46 PM
Comment [2]: Action 4, preferred alternative 4

Anne Marie Eich 5/22/14 3:46 PM
Comment [3]: Action 5, preferred alternative 2
Quota depends on Action 3 NO ACTION; this could change based on the Council's preferred

(ii) For the period July through December each year--
136,440 lb (61,888 kg), round weight.

(iii) Any unused portion of the quota specified in paragraph (a) (8) (i) of this section will be added to the quota specified in paragraph (a) (8) (ii) of this section. Any unused portion of the quota specified in paragraph (a) (8) (ii) of this section, including any addition of quota specified in paragraph (a) (8) (i) of this section that was unused, will become void and will not be added to any subsequent quota.

* * * * *

(c) * * *

(1) South Atlantic gag, greater amberjack, snowy grouper, golden tilefish, vermilion snapper, black sea bass, red porgy, wreckfish, and gray triggerfish.

* * * * *

4. In § 622.191, paragraph (a) (10) is added to read as follows:

§ 622.191 Commercial trip limits.

* * * * *

(a) * * *

(10) Gray triggerfish. Until the applicable quota specified in § 622.190(a) (8) is reached, 1,000 lb (454 kg), round weight.

See § 622.190(c) (1) for the limitations regarding gray triggerfish after either quota specified in § 622.190(a) (8) (i)

Anne Marie Eich 5/22/14 3:46 PM

Comment [4]: Action 5, preferred alternative 2

Quota depends on Action 3 NO ACTION; this could change based on the Council's preferred

Anne Marie Eich 5/22/14 3:46 PM

Comment [5]: Added gray triggerfish to the list to specify restrictions applicable after a commercial quota closure.

Anik Clemens 5/22/14 3:46 PM

Comment [6]: Question for the Council - Do we need to provide this weight in both gutted weight and round weight, like some of the other species in the trip limit section such as black sea bass, vermilion snapper, and golden tilefish?

or (ii) is reached or projected to be reached.

* * * * *

5. In § 622.193, the first sentence of paragraphs (h) (1) (i), (h) (2), (i) (1) (i), (i) (2), (j) (1) (i), (j) (2), (l) (2), (m) (1) (i), (m) (2), (p) (1) (i), (p) (2), (q) (1) (i), (q) (2), (t) (1) (i), (t) (2), (w) (2), and (x) (2), paragraphs (1) (1), (w) (1), (x) (1), and the heading for paragraphs (1), (w), and (x) are revised to read as follows:

§ 622.193 Annual catch limits (ACLs), annual catch targets (ACTs), and accountability measures (AMs).

* * * * *

(h) * * *

(1) * * *

(i) If commercial landings for the deep-water complex, as estimated by the SRD, reach or are projected to reach the commercial ACL of 376,469 lb (170,763 kg), round weight, the AA will file a notification with the Office of the Federal Register to close the commercial sector for this complex for the remainder of the fishing year. * * *

* * * * *

(2) * * * If recreational landings for the deep-water complex, as estimated by the SRD, exceed the recreational ACL of 334,556 lb (151,752 kg), round weight, then during the following fishing year, recreational landings will be monitored for a

Anne Marie Eich 5/28/14 9:26 AM

Comment [7]: Through Blueline Tilefish Emergency Rule - Paragraph (h) is suspended April 17, 2014, through October 14, 2014, or until revised by subsequent rulemaking.

If the Council decides to go forward with using ORCs, NMFS recommends moving the revision of the deep-water complex ACL to Am 32, because that amendment removes blueline tilefish from the complex, permanently.

Anne Marie Eich 5/22/14 3:46 PM

Comment [8]: Deep-water complex (including yellowedge grouper, blueline tilefish, silk snapper, misty grouper, queen snapper, sand tilefish, black snapper, and blackfin snapper)

Anne Marie Eich 5/22/14 3:46 PM

Comment [9]: Commercial sector

Anne Marie Eich 5/22/14 3:46 PM

Comment [10]: Action 3 NO ACTION; this will change based on the Council's preferred

Anne Marie Eich 5/22/14 3:46 PM

Comment [11]: Recreational sector

Anne Marie Eich 5/22/14 3:46 PM

Comment [12]: Action 3 NO ACTION; this will change based on the Council's preferred

persistence in increased landings and, if necessary, the AA will file a notification with the Office of the Federal Register, to reduce the length of the following recreational fishing season by the amount necessary to ensure recreational landings do not exceed the recreational ACL in the following fishing year. * * *

(i) * * *

(1) * * *

(i) If commercial landings for scamp, as estimated by the SRD, reach or are projected to reach the commercial ACL of 333,100 lb (151,092 kg), round weight, the AA will file a notification with the Office of the Federal Register to close the commercial sector for the remainder of the fishing year. * * *

* * * * *

(2) * * * If recreational landings for scamp, as estimated by the SRD, exceed the recreational ACL of 176,688 lb (80,144 kg), round weight, then during the following fishing year, recreational landings will be monitored for a persistence in increased landings and, if necessary, the AA will file a notification with the Office of the Federal Register, to reduce the length of the following recreational fishing season by the amount necessary to ensure recreational landings do not exceed the recreational ACL in the following fishing year. * * *

(j) * * *

Anne Marie Eich 5/22/14 3:46 PM
Comment [13]: Scamp

Anne Marie Eich 5/22/14 3:46 PM
Comment [14]: Commercial sector

Anne Marie Eich 5/22/14 3:46 PM
Comment [15]: Action 3 NO ACTION; this will change based on the Council's preferred

Anne Marie Eich 5/22/14 3:46 PM
Comment [16]: Recreational sector

Anne Marie Eich 5/22/14 3:46 PM
Comment [17]: Action 3 NO ACTION; this will change based on the Council's preferred

Anne Marie Eich 5/22/14 3:46 PM
Comment [18]: Other SASWG combined (including red hind, rock hind, yellowmouth grouper, yellowfin grouper, coney, and graysby)

(1) * * *

(i) If commercial landings for other SASWG, as estimated by the SRD, reach or are projected to reach the commercial ACL of 49,776 lb (22,578 kg), round weight, the AA will file a notification with the Office of the Federal Register to close the commercial sector for this complex for the remainder of the fishing year. * * *

* * * * *

(2) * * * If recreational landings for other SASWG, as estimated by the SRD, exceed the recreational ACL of 46,656 lb (21,163 kg), round weight, then during the following fishing year, recreational landings will be monitored for a persistence in increased landings and, if necessary, the AA will file a notification with the Office of the Federal Register, to reduce the length of the following recreational fishing season by the amount necessary to ensure recreational landings do not exceed the recreational ACL in the following fishing year. * * *

* * * * *

(1) Other jacks complex (including lesser amberjack, almaco jack, and banded rudderfish, combined)--(1) Commercial sector--

(i) If commercial landings for the other jacks complex, as estimated by the SRD, reach or are projected to reach their combined commercial ACL of 189,422 lb (85,920 kg), round weight, the AA will file a notification with the Office of the Federal

Anne Marie Eich 5/22/14 3:46 PM

Comment [19]: Commercial sector

Anne Marie Eich 5/22/14 3:46 PM

Comment [20]: Action 3 NO ACTION; this will change based on the Council's preferred

Anne Marie Eich 5/22/14 3:46 PM

Comment [21]: Recreational sector

Anne Marie Eich 5/22/14 3:46 PM

Comment [22]: Action 3 NO ACTION; this will change based on the Council's preferred

Anne Marie Eich 5/28/14 9:26 AM

Comment [23]: Administrative change - Renaming the jacks so they are now "other jacks complex"
Species composition remains the same.

Register to close the commercial sector for the other jacks complex for the remainder of the fishing year. On and after the effective date of such a notification, all sale or purchase of other jacks complex species is prohibited, and harvest or possession of these species in or from the South Atlantic EEZ is limited to the bag and possession limit. This bag and possession limit applies in the South Atlantic on board a vessel for which a valid Federal commercial or charter vessel/headboat permit for South Atlantic snapper-grouper has been issued, without regard to where such species were harvested, i.e., in state or Federal waters.

(ii) If the combined commercial landings for the other jacks complex exceed the ACL, and at least one of the species in the other jacks complex is overfished, based on the most recent Status of U.S. Fisheries Report to Congress, the AA will file a notification with the Office of the Federal Register, at or near the beginning of the following fishing year to reduce the ACL for that following year by the amount of the overage in the prior fishing year.

(2) * * * If recreational landings for the other jacks complex, as estimated by the SRD, exceed the recreational ACL of 267,799 lb (121,472 kg), round weight, then during the following fishing year, recreational landings will be monitored for a persistence in increased landings and, if necessary, the AA will

file a notification with the Office of the Federal Register, to reduce the length of the following recreational fishing season by the amount necessary to ensure recreational landings do not exceed the recreational ACL in the following fishing year. * * *

(m) * * *

(1) * * *

(i) If commercial landings for bar jack, as estimated by the SRD, reach or are projected to reach the commercial ACL of 5,265 lb (2,388 kg), round weight, the AA will file a notification with the Office of the Federal Register to close the commercial sector for the remainder of the fishing year. * *

*

* * * * *

(2) * * * If recreational landings for bar jack, as estimated by the SRD, exceed the recreational ACL of 19,515 lb (8,852 kg), round weight, then during the following fishing year, recreational landings will be monitored for a persistence in increased landings and, if necessary, the AA will file a notification with the Office of the Federal Register, to reduce the length of the following recreational fishing season by the amount necessary to ensure recreational landings do not exceed the recreational ACL in the following fishing year. * * *

* * * * *

(p) * * *

Anne Marie Eich 5/22/14 3:46 PM
Comment [24]: Bar jack
Anne Marie Eich 5/22/14 3:46 PM
Comment [25]: Commercial sector

Anne Marie Eich 5/22/14 3:46 PM
Comment [26]: Action 3 NO ACTION; this will change based on the Council's preferred

Anne Marie Eich 5/22/14 3:46 PM
Comment [27]: Recreational sector

Anne Marie Eich 5/22/14 3:46 PM
Comment [28]: Action 3 NO ACTION; this will change based on the Council's preferred

Anne Marie Eich 5/22/14 3:46 PM
Comment [29]: Other snappers combined (including cubera snapper, gray snapper, lane snapper, dog snapper, and mahogany snapper) complex

(1) * * *

(i) If commercial landings combined for this other snappers complex, as estimated by the SRD, reach or are projected to reach the combined complex commercial ACL of 215,662 lb (97,823 kg), round weight, the AA will file a notification with the Office of the Federal Register to close the commercial sector for this complex for the remainder of the fishing year. * * *

Anne Marie Eich 5/22/14 3:46 PM

Comment [30]: Commercial sector

Anne Marie Eich 5/22/14 3:46 PM

Comment [31]: Action 3 NO ACTION; this will change based on the Council's preferred

(2) * * * If the combined recreational landings for this

other snappers complex, as estimated by the SRD, exceed the recreational ACL of 728,577 lb (330,477 kg), round weight, then during the following fishing year, recreational landings will be monitored for a persistence in increased landings and, if necessary, the AA will file a notification with the Office of the Federal Register, to reduce the length of the following recreational fishing season by the amount necessary to ensure recreational landings do not exceed the recreational ACL for this complex in the following fishing year. * * *

Anne Marie Eich 5/22/14 3:46 PM

Comment [32]: Recreational sector

Anne Marie Eich 5/22/14 3:46 PM

Comment [33]: Action 3 NO ACTION; this will change based on the Council's preferred

(q) * * *

(1) * * *

(i) If commercial landings for gray triggerfish, as estimated by the SRD, reach or are projected to reach the applicable commercial ACL (commercial quota) specified in § 622.190 (a) (8) (i) or (ii), the AA will file a notification with

Anne Marie Eich 5/22/14 3:46 PM

Comment [34]: Gray triggerfish

Anne Marie Eich 5/22/14 3:46 PM

Comment [35]: Commercial sector

Anne Marie Eich 5/22/14 3:46 PM

Comment [36]: Commercial ACL = quota ACL determined in Action 3 - Currently, the value listed is for NO ACTION; this will change based on the Council's preferred

the Office of the Federal Register to close the commercial sector for that portion of the fishing year applicable to the respective quota. * * *

* * * * *

(2) * * * If recreational landings for gray triggerfish, as estimated by the SRD, exceed the recreational ACL of 353,638 lb (160,407 kg), round weight, then during the following fishing year, recreational landings will be monitored for a persistence in increased landings and, if necessary, the AA will file a notification with the Office of the Federal Register, to reduce the length of the following recreational fishing season by the amount necessary to ensure recreational landings do not exceed the recreational ACL in the following fishing year. * * *

* * * * *

(t) * * *

(1) * * *

(i) If commercial landings for Atlantic spadefish, as estimated by the SRD, reach or are projected to reach the commercial ACL of 35,108 lb (15,925 kg), round weight, the AA will file a notification with the Office of the Federal Register to close the commercial sector for the remainder of the fishing year. * * *

* * * * *

(2) * * * If recreational landings for Atlantic spadefish,

Anne Marie Eich 5/22/14 3:46 PM
Comment [37]: Updated language to be consistent with split season, Action 5, preferred alternative 2

Anne Marie Eich 5/22/14 3:46 PM
Comment [38]: Recreational sector

Anne Marie Eich 5/22/14 3:46 PM
Comment [39]: Action 3 NO ACTION; this will change based on the Council's preferred

Anne Marie Eich 5/22/14 3:46 PM
Comment [40]: Atlantic spadefish

Anne Marie Eich 5/22/14 3:46 PM
Comment [41]: Commercial sector

Anne Marie Eich 5/22/14 3:46 PM
Comment [42]: Action 3 NO ACTION; this will change based on the Council's preferred

Anne Marie Eich 5/22/14 3:46 PM
Comment [43]: Recreational sector

as estimated by the SRD, exceed the recreational ACL of 154,352 lb (70,013 kg), round weight, then during the following fishing year, recreational landings will be monitored for a persistence in increased landings and, if necessary, the AA will file a notification with the Office of the Federal Register, to reduce the length of the following recreational fishing season by the amount necessary to ensure recreational landings do not exceed the recreational ACL in the following fishing year. * * *

* * * * *

(w) Other porgies complex (including jolthead porgy, knobbed porgy, whitebone porgy, scup, and saucereye porgy)--(1) Commercial sector. (i) If commercial landings for the other porgies complex, as estimated by the SRD, reach or are projected to reach the commercial complex ACL of 36,348 lb (16,487 kg), round weight, the AA will file a notification with the Office of the Federal Register to close the commercial sector for the other porgies complex for the remainder of the fishing year. On and after the effective date of such a notification, all sale or purchase of the other porgies complex is prohibited, and harvest or possession of these species in or from the South Atlantic EEZ is limited to the bag and possession limit. This bag and possession limit applies in the South Atlantic on board a vessel for which a valid Federal commercial or charter vessel/headboat permit for South Atlantic snapper-grouper has been issued,

Anne Marie Eich 5/22/14 3:46 PM
Comment [44]: Action 3 NO ACTION; this will change based on the Council's preferred

without regard to where such species were harvested, i.e., in state or Federal waters.

(ii) If the combined commercial landings for the other porgies complex exceed the ACL, and at least one of the species in the other porgies complex is overfished, based on the most recent Status of U.S. Fisheries Report to Congress, the AA will file a notification with the Office of the Federal Register, at or near the beginning of the following fishing year to reduce the ACL for that following year by the amount of the overage in the prior fishing year.

(2) * * * If recreational landings for the other porgies complex, as estimated by the SRD, exceed the recreational ACL of 106,914 lb (48,495 kg), round weight, then during the following fishing year, recreational landings will be monitored for a persistence in increased landings and, if necessary, the AA will file a notification with the Office of the Federal Register, to reduce the length of the following recreational fishing season for the other porgies complex by the amount necessary to ensure recreational landings do not exceed the recreational ACL in the following fishing year. * * *

(x) Grunts complex (including white grunt, sailor's choice, tomtate, and margate)--(1) Commercial sector. (i) If commercial landings for the grunts complex, as estimated by the SRD, reach or are projected to reach the commercial complex ACL of 218,539

Anne Marie Eich 5/28/14 9:26 AM

Comment [45]: Administrative change - Renaming this group of grunts so they are now "grunts complex"
Species composition remains the same.

Anne Marie Eich 5/22/14 3:46 PM

Comment [46]: Commercial sector

lb (99,128 kg), round weight, the AA will file a notification with the Office of the Federal Register to close the commercial sector for this complex for the remainder of the fishing year. On and after the effective date of such a notification, all sale or purchase of the grunts complex, is prohibited, and harvest or possession of these species in or from the South Atlantic EEZ is limited to the bag and possession limit. This bag and possession limit applies in the South Atlantic on board a vessel for which a valid Federal commercial or charter vessel/headboat permit for South Atlantic snapper-grouper has been issued, without regard to where such species were harvested, i.e., in state or Federal waters.

(ii) If the combined commercial landings for the grunts complex exceed the ACL, and at least one of the species in the complex is overfished, based on the most recent Status of U.S. Fisheries Report to Congress, the AA will file a notification with the Office of the Federal Register, at or near the beginning of the following fishing year to reduce the ACL for that following year by the amount of the overage in the prior fishing year.

(2) * * * If recreational landings for the grunts complex, as estimated by the SRD, exceed the recreational ACL of 588,113 lb (266,764 kg), round weight, then during the following fishing year, recreational landings will be monitored for a persistence

Anne Marie Eich 5/22/14 3:46 PM

Comment [47]: Action 3 NO ACTION; this will change based on the Council's preferred

Anne Marie Eich 5/22/14 3:46 PM

Comment [48]: Recreational sector

Anne Marie Eich 5/22/14 3:46 PM

Comment [49]: Action 3 NO ACTION; this will change based on the Council's preferred

in increased landings and, if necessary, the AA will file a notification with the Office of the Federal Register, to reduce the length of the following recreational fishing season for the grunts complex by the amount necessary to ensure recreational landings do not exceed the recreational ACL in the following fishing year. * * *

* * * * *

