

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 § 622.190, revise paragraphs (n)(1)(i), the first sentence of (n)(2)(ii), and add paragraph (n)(3) to read as follows:

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

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(n) * * *

Commented [SS1]: Yellowtail snapper

(1) * * *

Commented [SS2]: commercial sector

(i) If commercial landings for yellowtail snapper, as estimated by the SRD, reach or are projected to reach the commercial ACL of 1,596,510 lb (724,165 kg), round weight, and 80 percent of the combined commercial and recreational ACL (as specified in paragraph (n)(3) of this section) which is 2,430,000 lb (1,102,229 kg), round weight, then 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. On and after the effective date of such a notification, all sale or

Commented [SS3]: as per Reg32, 80% of combined ACL of 3,037,500, round weight is = 2,430,000 lb round weight.
Council Preferred: commercial inseason closure based on commercial ACL and 80% of combined comm and rec ACL..

purchase of yellowtail snapper is prohibited and harvest or possession of yellowtail snapper in or from the South Atlantic EEZ is limited to the bag and possession limits. These bag and possession limits apply 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.

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(2) * * *

Commented [SS4]: YT recreational sector

(ii) If recreational landings for yellowtail snapper, as estimated by the SRD, exceed the recreational ACL, 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 recreational fishing season and the recreational ACL by the amount of the recreational ACL overage, if the species is overfished based on the most recent Status of U.S. Fisheries Report to Congress, and if the combined commercial and recreational ACL as specified in paragraph (n)(3) of this section, is exceeded during the same fishing year. * * *

Commented [SS5]: the only change in this paragraph ((n)(2)(ii) is to move the combined ACL # to paragraph (n)(3) to allow it to be referenced better by both the commercial and recreational sectors.

(3) The yellowtail snapper combined commercial and recreational ACL is 3,037,500 lb (1,377,787 kg), round weight.

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