

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 § 622.23, paragraph (b) is revised to read as follows:

§ 622.23 State management of the red snapper recreational sector private angling component in the Gulf EEZ.

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(b) *Post-season ACL adjustments for states with an active delegation.* In accordance with the criteria and procedures described in the FMP, if a state's red snapper private angling component landings are less than or exceed the applicable state's component ACL specified in paragraph (a)(1)(ii) of this section, the AA will file a notification with the Office of the Federal Register, at or near the beginning of the following fishing year, increasing or reducing that state's private angling ACL, as applicable, by the amount of the ACL underage or overage in the prior fishing year, unless the best scientific information available determines that a greater, lesser, or no

Commented [SS1]: Current Am50 reg text revised to allow for ACL carryover. Currently contains provisions for overages, this text is now revised to account for underages too. As written, this is based on Am 50 being implemented first.

underage or overage adjustment is necessary.

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3. In § 622.41, add paragraph (s) to read as follows:

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

(s) *Carryover of unused ACL.* In accordance with the criteria and procedures described in the FMP, if during a fishing year there is an unused portion of the ACL specified in paragraph (a)(1)(iii), (a)(2)(iii), (b)(1), (b)(2)(iii), (d)(2)(iv), (e)(2)(iv), or (q)(2)(i) of this section, then the AA will file a notification with the Office of the Federal Register, at or near the beginning of the following fishing year, increasing the applicable ACL.

Commented [SS2]: Amberjack commercial

Commented [SS3]: Amberjack recreational

Commented [SS4]: Gray triggerfish commercial

Commented [SS5]: Gray triggerfish recreational

Commented [SS6]: Gag recreational

Commented [SS7]: Red grouper recreational

Commented [SS8]: Red snapper recreational

4. In § 622.42, revise paragraph (a) to read as follows:

§ 622.42 Adjustment of management measures.

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(a) For a species or species group: Reporting and monitoring requirements, permitting requirements, bag and possession limits (including a bag limit of zero), size limits, vessel trip limits, closed seasons or areas and reopenings, annual catch limits (ACLs), annual catch targets (ACTs), quotas (including a quota of zero), accountability measures (AMs), carryover of unused ACL, MSY (or proxy), OY, management

Commented [SS9]: Reef fish framework procedures

Commented [SS10]: Action 3, Pref Alt 2, 3, 4.
Added in carryover info.

parameters such as overfished and overfishing definitions, gear restrictions (ranging from regulation to complete prohibition), gear markings and identification, vessel markings and identification, acceptable biological catch (ABC) and ABC control rules, rebuilding plans, and restrictions relative to conditions of harvested fish (maintaining fish in whole condition, use as bait).

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5. In § 622.77, revise paragraph (a) to read as follows:

§ 622.77 Adjustment of management measures.

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(a) *Gulf coral resources*. For a species or species group: Reporting and monitoring requirements, permitting requirements, bag and possession limits (including a bag limit of zero), size limits, vessel trip limits, closed seasons or areas and reopenings, annual catch limits (ACLs), annual catch targets (ACTs), quotas (including a quota of zero), accountability measures (AMs), MSY (or proxy), OY, management parameters such as overfished and overfishing definitions, gear restrictions (ranging from regulation to complete prohibition), gear markings and identification, vessel markings and identification, acceptable biological catch (ABC) and ABC control rules, rebuilding plans, sale and purchase restrictions, transfer at

sea provisions, and restrictions relative to conditions of harvested corals.

Commented [SS11]: this part is from current coral framework text and is specific to the FMP.

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6. In § 622.388, add paragraph (f) to read as follows:

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

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(f) *Carryover of unused ACL.* In accordance with the criteria and procedures described in the FMP, if during a fishing year there is an unused portion of the ACL specified in paragraph (a)(1)(ii) or (a)(2), of this section, then the AA will file a notification with the Office of the Federal Register, at or near the beginning of the following fishing year, increasing the applicable ACL.

Commented [SS12]: Gulf king mackerel commercial

Commented [SS13]: Gulf king mackerel recreational

7. In § 622.389, revise paragraph (a) to read as follows:

§ 622.389 Adjustment of management measures.

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(a) For a species or species group: Reporting and monitoring requirements, permitting requirements, bag and possession limits (including a bag limit of zero), size limits, vessel trip limits, closed seasons or areas and reopenings, annual catch limits (ACLs), annual catch targets (ACTs), quotas (including a quota of zero), accountability measures (AMs), carryover of

Commented [SS14]: Revised CMP framework consistent with Gulf reef fish.

unused ACL, MSY (or proxy), OY, management parameters such as overfished and overfishing definitions, gear restrictions (ranging from regulation to complete prohibition), gear markings and identification, vessel markings and identification, acceptable biological catch (ABC) and ABC control rules, rebuilding plans, and restrictions relative to conditions of harvested fish (maintaining fish in whole condition, use as bait).

Commented [SS15]: ACL carryover provision included for CMP

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8. In § 622.412, revise paragraph (a) to read as follows:

§ 622.412 Adjustment of management measures.

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(a) For a species or species group: Reporting and monitoring requirements, permitting requirements, bag and possession limits (including a bag limit of zero), size limits, vessel trip limits, closed seasons or areas and reopenings, annual catch limits (ACLs), annual catch targets (ACTs), quotas (including a quota of zero), accountability measures (AMs), MSY (or proxy), OY, management parameters such as overfished and overfishing definitions, gear restrictions (ranging from regulation to complete prohibition), gear markings and identification, vessel markings and identification, acceptable biological catch (ABC) and ABC control rules, rebuilding plans,

Commented [SS16]: Spiny Lobster FMP

sale and purchase restrictions, transfer at sea provisions, and restrictions and restrictions relative to conditions of harvested fish (such as tailing lobster, undersized attractants, and use as bait).

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Commented [SS17]: whats prior to this highlighted part is consistent with the the amendment and say the revised Coral FMP procedures, but this specific lobster info I think we want to keep.