

## Gulf Council Motions

August 16-20, 2010

Pensacola, Florida

### Administrative Policy

Motion: For staff to incorporate all suggested changes in the Draft Administrative Handbook up to Page 53, Section XVI(3)(a), with the exception of Salary/Wage Administration on Pages 8 and 9, and Leave Donation on Page 24.

Motion carried.

Motion: To move the discussion of stock assessments into the Policy Section.

Motion carried.

Motion: That Council staff look into the features and attendance of our current SSC and SEDAR meetings and ensure that participation is at the level that is required by the Council.

Motion carried.

### AP Selection

Motion: To nominate Julie Morris as Vice Chair of the Ad Hoc Reef Fish Limited Access Privilege Program Advisory Panel.

Amendment: To insert the words “non-voting member”.

Amendment carried.

Motion as amended: To nominate Julie Morris as Vice Chair and as a non-voting member of the Ad Hoc Reef Fish Limited Access Privilege Program Advisory Panel.

Motion as amended carried.

Motion: To appoint Elbert Whorton to the Ad Hoc Data Collection Advisory Panel.

Motion carried.

### Data Collection

Motion: To write a letter to MRIP to encourage them to expedite stratifying the geographic area and dividing the waves into single months.

Substitute motion: To write a letter to AA Eric Schwaab to encourage MRIP to expedite stratifying the geographic area and dividing the waves into single months in the Gulf of Mexico and to request a response explaining when expedited improvements to MRFSS could be implemented in the Gulf.

Substitute motion carried.

Motion: That the VMS Advisory Panel be reconvened and that the chair of the VMS Advisory Panel and the Chair of the Data Collection Committee work with Council staff to invite all of the appropriate attendees to the meeting.

Motion carried.

### Habitat Protection

Motion: To approve the Council's Habitat Policy and Procedures document as revised in Tab J, No. 4.

Motion carried.

### Outreach & Education

Motion: To approve the draft of the 5-year strategic plan for the Outreach & Education Advisory Panel.

Motion carried.

Motion: To convene the Outreach & Education Advisory Panel prior to the October Council meeting to review the draft strategic plan, develop an action plan, and assign work groups.

Motion carried.

### Reef Fish

Motion: In Action 1 in the Greater Amberjack Regulatory Framework Action, that the preferred alternative be Alternative 3:

**Alternative 3:** Establish a recreational seasonal closure May 1 through June 30

Motion failed.

Motion: To request that staff prepare a discussion paper for a future Council meeting on:

- inter-sector share transfers
- "use it or lose it" clause
- reef fish permit requirement
- bycatch shares
- law enforcement and administrative issues
- collection of resource rents
- additional characterization of shareholders
- some methodology for surveying non-shareholders who might wish to participate
- leasing cap

Motion carried.

Motion: To table consideration of the IFQ Finance Program until the next Council meeting.

Motion to table carried.

Motion: To approve the Red Grouper Regulatory Amendment and deem it necessary and appropriate.

Motion carried.

Motion: That the Southeast Fishery Science Center look at the observer discard information with regard to red grouper and determine the magnitude of impact to the stock assessment.

Motion carried.

Motion: To reconvene the Review Panel for Gag Assessment.

Motion carried.

Motion: That the interim rule prohibit the harvest of gag.

Substitute motion: That the interim rule establish a quota of 100,000 lbs. of gag for the commercial sector and zero lbs. for the recreational sector.

Substitute motion carried.

Motion: That staff continue working on the fish tag discussion paper and specifically address some of the state permit requirements.

Motion carried.

Motion: In Tab B, No. 8, Black Grouper Allocation between the Gulf of Mexico and South Atlantic Councils, to remove Alternative 2 and move it to the considered but rejected section.

Motion carried.

Motion: In Tab B, No. 8, to remove Alternative 3 and move it to the considered but rejected section.

Motion carried.

Motion: In Tab B, No. 8, that the preferred alternative be Alternative 4, Option b:

**Alternative 4:** Establish a jurisdictional allocation based on the Florida Keys (Monroe County) jurisdictional boundary between the Gulf and South Atlantic Councils for black grouper acceptable biological catch (ABC) based on one of the following methods:

**Option b:** South Atlantic = 47% of ABC and Gulf = 53% of ABC (Established by using 50% of catch history from 1986-2008 + 50% of catch history from 2006-2008).

Motion carried.

Motion: In Tab B, No. 9, Discussion Paper on Red Snapper Regional Management, to add a third option to create two management units with Florida being defined as the eastern sub-unit and the other four states being defined as the western sub-unit.

Motion carried.

Motion: To add a fourth option to create five management units, with each state being defined as a sub-unit.

Motion died for lack of a second.

Motion: To invite Dr. Clay Porch to attend the next Council meeting and give a presentation on the pros and cons of setting the quota in terms of pounds or numbers of fish.

Motion carried.

Motion: To begin the reopening of red snapper season only on weekends beginning September 17, 2010, and running through November 28, 2010, with the weekend beginning at sunrise on Friday and ending at 11:59 p.m. on Sunday.

Substitute motion: To begin the reopening of red snapper season on Labor Day weekend only, then close and reopen for the entire month of October.

Amendment: To remove the Labor Day weekend opening.

Amendment carried.

Substitute motion as amended: To reopen red snapper season for entire month of October.

Second substitute motion: To reopen the recreational red snapper fishery at 12:01 a.m. on October 1, 2010, and fishing on Friday, Saturday, and Sunday, and closing on November 22, 2010, at 12:01 a.m. (24 fishing days).

Second substitute motion carried by a vote of 11 to 5.

Amendment: To reopen the recreational red snapper fishery at 12:01 a.m. on September 17, 2010, and fishing on Friday, Saturday, and Sunday, and closing on November 8, 2010, at 12:01 a.m. (24 fishing days).

Amendment failed.

Motion: In the options paper for the 2011-2012 red snapper TAC, that the preferred alternative be Alternative 2:

**Alternative 2:** Set total allowable catch for 2011 using the Scientific and Statistical Committee's acceptable biological catch recommendation, which is 75% of the overfishing limit defined in the 2009 red snapper stock assessment update. Total allowable catch would be 7.185 MP. Based on the 51%:49% commercial and recreational allocation of red snapper, the commercial and recreational quotas would be 3.664 and 3.521 MP, respectively.

Motion carried.

### SEDAR Selection

Motion: To appoint Jerry Sansom to attend the SEDAR Spiny Lobster Assessment Workshop.

Motion carried.

### Shrimp

Motion: To request that NOAA Fisheries Service/Gulf Council work with the Gulf and South Atlantic Foundation to conduct a workshop to examine sawfish interactions in southeast shrimp fisheries.

Motion carried with one abstained.

### Spiny Lobster

Motion: To allow the appropriate staff people as well as legal counsel and Committee chairs of the respective Councils to meet and resolve differences in the Draft Joint Spiny Lobster Amendment 10.

Motion carried.

### Draft Joint Spiny Lobster Amendment 10:

Motion: In Action 3, to move Alternative 6 to the considered but rejected section.

Motion carried.

Motion: In Action 3, to delete Option a. for Alternatives 2 through 5.

Motion carried.

Motion: In Action 3, to move Alternative 3 to the considered but rejected section.

Motion carried.

Motion: In Action 4, Alternative 2, that we have two sub-options:

- a. South Atlantic data-poor ABC Control Rule
- b. Gulf Council data-poor ABC Control Rule

Motion carried.

Motion: In Section 2.4.2, that Alternative 3 be moved to the considered but rejected section.

Motion carried.

Motion: In Action 5, to move Alternative 2 (establish in-season AMs), option b. (recreational) and option c. (recreational and commercial combined AM) to the considered but rejected section.

Motion carried.

Motion: In Action 7, that the preferred alternative be Alternative 4.

Motion carried.

Motion: In Action 8, that the preferred alternatives be Alternative 3 and Alternative 5:

**Alternative 3:** Revise the current regulations to clearly state that all vessels must have either a federal spiny lobster permit or a Florida Restricted Species Endorsement associated with a Florida Saltwater License in order to obtain a tailing permit; and

**Alternative 5:** All Caribbean spiny lobster landed must be all “whole” or all “tailed”.

Motion carried.

Motion: In Action 10, to delete the phrase “not currently in use in other fisheries” in Alternatives 2, 3, and 4.

Motion carried.

### Sustainable Fisheries/Ecosystem

Motion: That a workshop be held at an appropriate time to address sector separation issues.

Amendment: To be held in November or December of 2010.

Amendment carried.

Motion as amended: That a workshop be held in November or December of 2010 to address sector separation issues.

Motion as amended carried.

Motion: To approve the formation of the Ad Hoc ACL/ACT Control Rule Workgroup as defined in Tab G, No. 6(a).

Motion carried with one opposed.

Motion: To add an Alternative 4 to Actions 1.4 and 1.5: “Add the respective species to a joint plan with the South Atlantic Fishery Management Council.”

Motion carried.

Motion: To make Alternative 2 in Action 1.6 the preferred alternative:

**Alternative 2:** Remove sand perch and dwarf sand perch from the Reef Fish Fishery Management Plan.

Motion carried.

Motion: That Alternative 2 in Action 7.1 be the preferred alternative:

**Alternative 2:** Set Annual Catch Limits based on federal and state landings. Set a single Annual Catch Limit in federal waters (ACL=20,000 fish for scientific study only)

combined with an Annual Catch Limit of 17,000,000 pounds whole weight based on state landings.

Substitute motion: To ask staff to include in the Generic ACL/AM Amendment a discussion of the current catch limits in the EEZ of red drum, goliath grouper, Nassau grouper, and octocorals in lieu of the actions in the document.

Substitute motion carried.

Motion: That staff be directed to prepare the analysis to repeal the Stone Crab FMP.

Motion carried.

Motion: That the preferred alternative for Action 7.4 be Alternative 2a:

**Alternative 2:** The Scientific and Statistical Committee recommended an overfishing limit of 392,000 lbs of tails, annually and an acceptable biological catch of 334,000 lbs of tails, annually for the commercial sector. Based on these recommendations the commercial royal red shrimp Annual Catch Limit will be set at:

**Option a.** Set ACL = 334,000 pounds of tails, annually (100% of the Acceptable Biological Catch)

Motion carried.

Motion: For Action 7.5, to replace the alternatives with discussion that there is an ACL of zero for wild live rock and add a discussion explaining that there is no need for an ACL for aquacultured live rock.

Motion carried.

### **Other Motions**

Motion: To initiate an amendment to the Coastal Migratory Pelagics plan to address latent permits.

Motion carried.

Motion: That the Gulf Council establish a liaison relationship with the Caribbean Council similar with that of the South Atlantic Council.

Motion carried.

Motion: That the Council become a sponsor for the Great American Seafood Cook-Off with an expenditure of up to \$2,500.00.

Motion carried.

Motion: To direct staff to examine various alternatives for supplying Council members with necessary briefing book materials.

Motion carried.

Motion: To nominate Dr. Shipp as Chair of the Council.

Motion carried by acclamation.

Motion: To nominate Robert Gill as Vice Chair of the Council.

Motion carried by acclamation.