

Council Motions - November 16-17, 2005,
Ft. Walton Beach, FL

*This document contains the full chronology of motions made
at the full Council session of the Gulf Council meeting
including failed, substituted, and amended motions .*

Administrative Policy

Motion: that the SOPPs be amended that there be no restriction
on the number of consecutive terms that chair or vice chair can serve.

Substitute motion: to require an annual election of
the chairman and vice-chairman and limit the chairman and
vice-chairman to two consecutive terms

Substitute motion carried

AP Selection

To Appoint the following persons to the Ad Hoc Grouper IFQ
Advisory Panel:

Pam Baker
Donald Leal
Dr. Ken Roberts
Doug Gregory
Dave McKinney
William Deadrick
Martin Fischer
Bob Spaeth
Tom Marvel
Ken Daniels
Add Ed Small
Add Glen Brooks
Add Ed Maccini
Eric Schmidt
Bill Tucker
James Clements
Donnie Waters
Susan Steingress

Budget/Personnel

Motion: To adopt the change in Section E9 of the SOPPs for

leave without pay as indicated in red in Tab I, No. 4; change "may" to "shall"

Motion carried with no objection

Joint Reef Fish/Shrimp

Motion: to develop two joint reef fish shrimp amendments to address red snapper rebuilding

The first amendment would be expedited for completion and contain the following actions:

- Shrimp BRD certification
- Modifications to bycatch reduction criteria for shrimp
- Red snapper TAC adjustments
- Red snapper size limits
- Red snapper recreational season dates
- Red snapper recreational bag limits
- Shrimp limits on trawling gear
- Shrimp restrictions of transfer of vessel permits

Amendment: to add area closures for shrimping
Amendment carried by voice vote

Amended Motion: to develop two joint reef fish shrimp amendments to address red snapper rebuilding

The first amendment would be expedited for completion and contain the following actions:

- Shrimp BRD certification
- Modifications to bycatch reduction criteria for shrimp
- Red snapper TAC adjustments
- Red snapper size limits
- Red snapper recreational season dates
- Red snapper recreational bag limits
- Shrimp limits on trawling gear
- Shrimp restrictions of transfer of vessel permits
- Area closures for shrimp

Amended motion carried by a vote of 10 to 6

Substitute motion: to review all issues for scoping and then at the next meeting determine if the document should be split

Substitute motion failed

Motion: Add an item for Action 2: to prohibit red snapper onboard vessels with longline gear west of Cape San Blas.

Motion: to table the motions regarding changes to the document TAB C, No. 5 and C, No. 6 - remaining items in the committee report until the January Council meeting, except

the setting of scoping meeting locations

Motion to table carried by a vote of 10 to 6

Motion: January – February 2006 Scoping Sites for both shrimp and red snapper:
Pascagoula, MS
Orange Beach, AL
Mobile, AL
Panama City, FL
Brownsville, TX
Port Aransas, TX
Galveston, TX
La Rose, LA
Tampa, FL
Key West, FL

Motion carried with no objection

Motion: to reconsider the motion to table

Motion to reconsider carried

Motion to table the motions of the committee report re: Tab C, No. 5 and C, No. 6, except for the motion regarding Action 1, include alternatives ranging from 2 to 7 million pounds

Motion to table failed

TAB C, No. 5

Motion: Add an item for Action 2: to prohibit red snapper onboard vessels with longline gear west of Cape San Blas.

Motion failed by a vote of 5 to 9

Motion: For Action 2(d) Insert “vertical” before hook-and-line.

Motion carried without objection

Motion: For Action 3 Add item: 3(d) or some other boundary line

Motion carried by a vote of 9 to 6

Substitute Motion: To remove the Action 3 from Tab C, No. 5

Substitute Motion failed

Motion: Add item 7(c) 1 fish per person per day.

Motion carried with no objection

TAB C, No. 6

Motion: Under Action 1 include alternatives ranging from 2 to 7 million pounds

Substitute Motion: Under Action 1 include alternatives ranging from 2 to 9.12 million pounds

Substitute Motion carried with 1 opposed

Motion: to add an item for Action 2: Establish daily time closures to shrimping in the EEZ

Motion carried with no objection

Motion: replace "current" with "target" bycatch estimate

Motion carried with no objection

Motion: to remove Control Date bullets in action 6 and revise the title of this action.

Motion carried with no objection

Motion: Action 6: add "upon implementation of the amendment" and remove "preceding the control date"

Motion carried with no objection

Motion: to add an option for an IFQ in the shrimp fishery in the GOM

Motion carried by a vote of 10 to 5

Joint Reef Fish/Mackerel/Red Drum

Motion: Let Mr. Swingle and Council staff go through the document and arrange it in a more appropriate/organized format for the Council's review.

Motion carried with no objection

Law Enforcement

Motion: to invite a member of the LEAP to attend the Council meetings with the Council paying the expense of that person.

Motion failed

Motion: to continue to fund the two LEAP workgroup meetings per year, for the next two years.

Motion carried with no objection

Other Business

Motion: to request staff do an evaluation of the pompano fishery and provide that to the Council

Motion failed

Reef Fish

Amendment 26 – Red Snapper IFQ

Motion: For Section 4.1 – IFQ Program: modify Preferred Alternative 2: “implement an individual fishing quota (IFQ) program in the GOM red snapper fishery.”

Motion carried with no objection

Motion: Section 4.3: For Alternatives 2 and 3 change “shall possess” to “shall own”

Motion carried with no objection

Motion: Section 4.5 – Action 5 add another suboption under 2a: iv. To allow the current holder of a Class 1 historical captain license to select 7 consecutive years.

Motion carried with Ms. Williams and Mr. Horn abstaining

Motion: For Section 4.6: To add at the end of the Preferred Alternative 2: Landings from the 1990 through 1992 period are not subject to appeal. Landings records appeals for 1993-2004 will be based on NMFS’ logbooks.

Amendment: to add at the end: “to the extent practicable”

Substitute Amendment: Landings records appeals for 1993-2004 will be based on NMFS’ logbooks. If NMFS’ logbooks are not available; state landings records or data that were submitted on or before June 30, 2005 can be used.

Substitute amendment carried with no objection

Amended Motion: For Section 4.6: To add at the end of the Preferred Alternative 2: Landings from the 1990 through 1992 period are not subject to appeal. Landings records appeals for 1993-2004 will be based on NMFS' logbooks. If NMFS' logbooks are not available; state landings records or data that were submitted on or before June 30, 2005 can be used.

Amended Motion carried with no objection

Motion: For Section 4.6: add a Preferred Alternative 5: A total of 3 percent of the current commercial quota will be initially set-aside to be used to resolve disputes regarding eligibility until the appeals process is finalized. Any amount remaining in the set-aside after the appeals process has been terminated will be proportionately distributed back to the initial recipients as soon as possible that year.

Motion carried with no objection

Motion: For 2007 issue 51 percent of 5 mp which is 2.55 mp of the initial quota; any quota share balance resulting from a decision to specify a larger TAC would be distributed after the date the new TAC becomes effective (i.e., 30 days after the final rule is published), but no later than July 1st.

Substitute Motion: For Section 4.9 add a Preferred Alternative 5: For 2007 issue 51 percent of 5 mp which is 2.55 mp of the initial quota; any quota share balance resulting from a decision to specify a larger TAC would be distributed after the date the new TAC becomes effective (i.e., 30 days after the final rule is published), but no later than July 1st.

2nd Substitute Motion: For Section 4.9 add a Preferred Alternative 5: For 2007 issue 51 percent of 5 mp, which is 2.55 mp of the initial quota, or 51 percent of whatever TAC has been selected as the Preferred Alternative by the Council and submitted to the Secretary of Commerce. Any quota share balance resulting from a decision to specify a larger TAC, would be distributed after the date of publication of the final rule setting the new TAC, but no later than July 1, 2007.

2nd substitute motion carried with no objection

Motion: For Section 4.10 – Vessel: That Preferred Alternative be 2A: Require all fishing vessels engaged in harvesting red snapper in the IFQ program to be equipped with VMS. The purchase, installation, and maintenance of VMS equipment must conform to the protocol established by the NMFS in the Federal Register. A) The Purchase, installation, and maintenance of the VMS equipment communication costs will be paid for or arranged by the owner of the IFQ shares.

Motion carried by a vote of 13 to 2

Substitute Motion: For Section 4.10 – Vessel: That Preferred Alternative be 2b: Require all fishing vessels engaged in harvesting red snapper in the IFQ program to be equipped with VMS. The purchase, installation, and maintenance of VMS equipment must conform to the protocol established by the NMFS in the Federal Register. B) The Purchase, installation, and maintenance of the VMS equipment communication costs will be paid for by NMFS.

Substitute motion failed by a vote of 6 to 10

Motion: For Section 4.11, That the preferred Alternative be 2a (i) with 2b(i) and 2c(i) – the IFQ license holder will submit the fees All cost recovery fees shall be the responsibility of the recognized IFQ shareholder. The fee collection and submission will reside with the recognized IFQ shareholder. The fees would be calculated at the time of the sale of fish to the registered IFQ dealer/processor.

- A. The collected fees would be submitted by the IFQ shareholder to NMFS (i) quarterly.
- B. For all IFQ pounds landed and sold, the cost recovery fee will be based on: (i) the actual* ex-vessel value of the red snapper landings.
- C. An annual registered IFQ Dealer/Processor Ex-vessel Value report (IFQ Buyers report) from each IFQ registered buyer who operates as a shore-side processor and purchases IFQ red snapper would be: (i) required.

Motion failed by a vote of 4 to 10

Amendment: Payment of these fees shall be a condition of the following year's allocation disbursement.

Amendment withdrawn

Motion: to submit Reef Fish Amendment 26 to the Regional Administrator to in turn submit it to the Class 1 license holders for approval as specified in the MSFCMA.

Motion carried by a roll call vote of 16 to 1

Red Grouper Regulatory Amendment

Motion: Section 3.1 Preferred Alternative 5 as modified: The red grouper recreational bag limit within the aggregate grouper bag limit is reduced to 1 per person per day. A closed season for red grouper is established during February 15 through March 15. Reduces red grouper landings by 33 percent.

Substitute Motion: Section 3.1 Preferred Alternative 5 as modified: The red grouper recreational bag limit within the aggregate grouper bag limit is reduced to 1 per person per day.

2nd substitute Motion: to retain the original preferred alternative 5: The red grouper recreational bag limit within the aggregate grouper bag limit is reduced to 1 per person per day and a closed season for red, gag, and black grouper is established during February 15 through March 15. Reduces red grouper landings by 33 percent.

2nd substitute motion carried by roll call vote of 9 to 7

Motion: For Section 3.3 - that the Preferred Alternative be Alternative 1 – Status Quo, the grouper aggregate daily bag limit will be 5 fish.

Motion carried by voice vote

Motion: to submit the recreational grouper regulatory amendment to the SOC for implementation.

Motion carried by a roll call vote of 11 to 4 with 1 absence

Reef Fish – Other Business

Motion: That a new amendment be started to consider the allocation of grouper and to expedite that amendment.

Motion carried with no opposition

SEDAR

SEDAR 10 Gag Workshops with SAFMC

<u>Participants</u>	Data Workshop	Assessment Workshop	Review Workshop
	January 22-27	May 1-	
5	June 26-30		
Council	Roy Williams	Roy Williams	
Roy Williams			
Atran	Steven Atran	Steven	
	Steven Atran		
AP	Dawn Aring	Dawn Aring	Dawn Aring
Eric Schmidt (C)	Eric Schmidt (C)	Bob Spaeth (C)	
Bob Zales (CB)	James Taylor (R)	Frank Stephenson (R)	
(CB)	Gus Loyal (CB)	Bob Zales	
	Marianne Cufone		
	Wayne		
Werner (C)			
SAP	Mark Fischer	Nelson	
Ehrhardt	NONE		
	Jay Rooker	Behzad Mahmoudi	
Carl Walters			
SSC	Luiz Barbieri	Doug	

Gregory
NGO
Cufone

Will Patterson
Pam Baker
Chris Dorsett

Marianne

Sustainable Fisheries/Ecosystem

No motions made