

**MID-ATLANTIC FISHERY MANAGEMENT COUNCIL AGENDA**  
**December 13-16, 2010**  
**Hilton Virginia Beach Oceanfront Hotel**  
**3001 Atlantic Avenue**  
**Virginia Beach, VA 23451**  
**Telephone 757-213-3000**

**MONDAY, DECEMBER 13**

- 9:00 - 12:00**            **River Herring and Shad Committee (Tab 1)**  
*(Augustine, deFur, King, Kray, Kurkul, McMurray, Miko, O'Shea, Schafer, Zeman)*
- Review MSB Amendment 14 FMAT input on management integration issues
  - Next steps?
- 1:00 - 6:00**            **Habitat-Ecosystem Workshop (Tab 2)**
- Implementing the President's National Ocean Policy - Jennifer Lukens
  - Policy / Management Panel (Montanio, Bigford, Colosi, Tsao, Catena, Wenzel, and Bohne)

**TUESDAY, DECEMBER 14**

- 8:00 - 12:00**            **Habitat-Ecosystem Workshop (Tab 2-Continued)**
- NMFS Habitat Assessment Improvement Plan (HAIP) - Tom Noji
  - Science Panel (Cyr, Fogarty, Robertson, Noji, and Manderson)
- 12:00 - 1:00**            **Lunch**
- 1:00 - 6:00**            **Habitat-Ecosystem Workshop (Tab 2-Continued)**
- Mid-Atlantic Regional Council on the Oceans [MARCO] - Mike Snyder
  - Stakeholder Panel (Link, Hawkins, DiDomenico, Odell, Kellogg, and Laney)

**WEDNESDAY, DECEMBER 15**

- 8:30**                    **Council convenes jointly with Atlantic States Marine Fisheries Commission's Summer Flounder, Scup, and Black Sea Bass Board**
- 8:30 - 10:30**            **Summer Flounder: 2011 Recreational Management Measures (Tab 3)**
- Review and discuss Monitoring Committee's recommendations on summer flounder management measures
  - Review and discuss Advisory Panel's recommendations on summer flounder management measures
  - Develop and approve management measures for 2011 summer flounder recreational fishery
- 10:30 - 12:30**            **Scup: 2011 Recreational Management Measures (Tab 4)**
- Review and discuss Monitoring Committee's recommendations on scup management measures
  - Review and discuss Advisory Panel's recommendations on scup management measures
  - Develop and approve management measures for 2011 scup recreational fishery
- 12:30 - 1:30**            **Lunch**

- 1:30 - 3:00**                    **Black Sea Bass: 2011 Recreational Management Measures (Tab 5)**
- Review and discuss Monitoring Committee's recommendations on black sea bass management measures
  - Review and discuss Advisory Panel's recommendations on black sea bass management measures
  - Develop and approve management measures for 2011 black sea bass recreational fishery
- 3:00 - 3:30**                    **Overview of the Ocean Observatories Initiative (OOI) - Jean McGovern, National Science Foundation OOI Program Director**
- 3:30 - 4:30**                    **Joint Spiny Dogfish Committee (Tab 6)**  
*(Munden, Blount, Augustine, Berg, Himchak, King, Luisi, Pate, Travelstead, Pappalardo, Wheatly)*
- Finalize issues to be resolved in Amendment 3
- 4:30 - 5:30**                    **Monkfish Amendment 6 (Tab 7)**
- Scoping Hearing for Amendment 6 regarding catch shares

**THURSDAY, DECEMBER 16**

- 8:00 - 9:00**                    **Executive Committee (Tab 8)**  
*(Robins, Anderson, Augustine, Berg, Kray, Kurkul, McMurray, Munden, Pate, Travelstead)*
- Visioning project update
  - Consider updating priorities to accommodate a bio-economic analysis of the scup allocations
  - Discussion of Council communications plan options
  - Update on AP Fishery Performance Report development
  - Review working group's recommendations for webinar compensation and travel policy to include in Council SOPPs
- 9:00**                            **Council Convenes**
- 9:00 - 9:30**                    **Briefing on Proposed Listing of Atlantic Sturgeon under ESA - NMFS Office of Protected Resources (Tab 9)**
- 9:30 - 1:30**                    **Business Session**
- Approval of June and October minutes
  - Actions from October Meeting

**Dogfish Specifications**

Move that the spiny dogfish quota be set at 20 million pounds with a 3,000 pound trip limit for the 2011/2012 fishing year only.  
Munden for Committee (15/0/1)  
Motion carries

**Squid, Mackerel, Butterfish**

I move that the Council adopt Alternative 1D as the mackerel limited access Tier system, including a 1,000 pound threshold for Tier 3.  
Berg/Anderson (18/0/1)  
Motion carries

I move that the Council adopt Alternative 2A, no action for Amendment 11 allocations.  
Berg/Augustine (19/0/1)  
Motion carries

I move that the Council adopt Alternative 3F for initial trip limits for mackerel limited access permits, including 20,000 pounds initially for open access (adjustable up to 20,000 pounds via specs). All trip limits are adjustable via specifications.  
Berg/Augustine (19/0/1)  
Motion carries

I move that the Council adopt Alternative 4B for administrative provisions, including specifying that federal dealer records would be the records necessary for tier qualification/verification.  
Berg/Augustine (19/0/1)  
Motion carries

I move that the Council adopt Alternative 4C, which will require T1/T2 vessel hold certifications and a 10% upgrade restriction. Vessels that are sealed by the Maine State Sealer of Weights and Measures will be deemed to meet this requirement.

Berg/Augustine (18/0/1)

Motion carries

I move that the Council adopt Alternative 4D, providing for some history retention/permit splitting for mackerel limited access qualification (landings and permit requirements also apply). Permit/history transfers would have to have been completed by April 3, 2009.

Berg/Augustine

Motion carries with 2 abstentions

I move that the Council adopt Alternative 4F (multiple vessels, one owner).

Berg/Augustine

Motion carries with 1 abstention

I move that the Council adopt Alternative 4G2 (weekly reporting for Tier 3 vessels), unless the permit holders are required to report this frequently or more frequently in another fishery.

Berg/Augustine

Motion carries with 1 abstention

Move that the Council adopt alternative 1H to include in the Tier 3 qualification criteria that any vessel with a Herring Limited access "A" or "B" permit would also qualify.

Tooley/

Motion withdrawn

Move to approve Amendment 11 for Secretarial submission.

Berg/Augustine

Motion carries by roll call vote with 1 abstention

#### **Law Enforcement Committee**

Move to nominate John Larson for the 2010 Fisheries Achievement Award.

McMurray for Committee

Approved by ballot

#### **Executive Committee**

Move to approve terms of reference for the SSC Ecosystem Sub-Committee, amending TOR #1 as follows: provide the Council with scientific advice to support and inform the development of the Council's ecosystem level goals, objectives and policies.

Robins for Committee

Approved by consent

Move to accept the 2011 priorities and projects.

Moved by consent.

Move the Council write a letter to MARCO to request representation on the appropriate working groups and management board.

Travelstead/Gilmore

Approved by consent

#### **Business Session**

Move to approve June 2010 and August 2010 minutes.

Approved by consent with changes.

#### **Continuing and New Business**

Move that the Council establish an ad-hoc Committee to evaluate; 1) jurisdictional legal issues affecting the Council's ability to take action under the Magnuson Stevens Act in light of the existing ASMFC management plan for River Herring and Shad; 2) most effective approaches for ASMFC, MAFMC, NEFMC and NOAA cooperation and coordination in the conservation of River Herring and Shad Complex and; 3) MAFMC options to afford River Herring and Shad Comprehensive EFH, rebuilding and bycatch protections under the Magnuson Stevens Act.

Zeman/McMurray

Move to table above motion.

Augustine/Berg

Motion to table ruled out of order by Chair

Motion to amend to strike #1 above.

Augustine/Berg

Moved by consent

Amended motion becomes main motion. Move that the Council establish an ad-hoc Committee to evaluate; 1) most effective approaches for ASMFC, MAFMC, NEFMC and NOAA cooperation and coordination in the conservation of River Herring and Shad Complex and; 2) MAFMC options to afford River Herring and Shad Comprehensive EFH, rebuilding and bycatch protections under the Magnuson Stevens Act.

Moved by consent.

Move to accept the modified 5-year research plan.  
Anderson/Augustine  
Approved by consent

**Organizational Reports (Tab 10)**

- NMFS NERO Regional Administrator
- NMFS NEFSC Director
- NOAA Office of General Counsel
- Federal Enforcement Officials (NMFS and USCG)
- ASMFC's Executive Director

**Council Liaison Reports (Tab 11)**

- New England Council Meeting of November 16-18, 2010
- South Atlantic Council Meeting of December 5-10, 2010

**Executive Director's Report - Dr. Christopher Moore (Tab 12)**

- Update on the Excessive Share project

**Status of MAFMC FMPs - Mr. Seagraves (Tab 13)**

**Committee Reports (Tab 14)**

- SSC
- Ad Hoc River Herring/Shad Committee
  - Review FMAT Document for SMB Amendment 14
- HMS
- Executive
- Joint Spiny Dogfish

**Continuing and New Business**

The above agenda items may not be taken in the order in which they appear and are subject to change as necessary. Other items may be added, but the Council cannot take action on such items even if the item requires emergency action without additional public notice. Non-emergency matters not contained in this agenda may come before the Council and / or its Committees for discussion, but these matters may not be the subject of formal Council or Committee action during this meeting. Council and Committee actions will be restricted to the issues specifically listed in this agenda. Any issues requiring emergency action under section 305(c) of the Magnuson-Stevens Act that arise after publication of the Federal Register Notice for this meeting may be acted upon provided that the public has been notified of the Council's intent to take final action to address the emergency. The meeting may be closed to discuss employment or other internal administrative matters.