Public Testimony Sign-Up Sheet

Dec. 08

Agenda Item D-4 Staff Tasking

	NAME (PLEASE PRINT)	AFFILIATION
1	Paul Gronholdt	Self
2	Stephen Taufen	Groundswell Fishers Movement
3	~~Chuck McCallister~~	~~Lt. Fish Dist.~~
4	Lori Swanson	GFF
5	Julie Bonney	ACDB
6	Michael Swetzoff	ACDC
7	Heather McCarty	McCarty Assoc.
8	Jeff Stephan	UFMA
9	Bubba Cook	World Wildlife Fund
10	Frank Kelty	City of Unalaska
11	Everette Anderson	APICDA
12	Chris Krenz & Caleb Pungowiyi	Oceana
13	Dave Benton	NPCA
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NOTE to persons providing oral or written testimony to the Council: Section 307(1)(I) of the Magnuson-Stevens Fishery Conservation and Management Act prohibits any person " to knowingly and willfully submit to a Council, the Secretary, or the Governor of a State false information (including, but not limited to, false information regarding the capacity and extent to which a United State fish processor, on an annual basis, will process a portion of the optimum yield of a fishery that will be harvested by fishing vessels of the United States) regarding any matter that the Council, Secretary, or Governor is considering in the course of carrying out this Act.

AGENDA D-4
DECEMBER 2008

MEMORANDUM

TO: Council, SSC and AP Members

FROM: Chris Oliver
Executive Director

ESTIMATED TIME
4 HOURS

DATE: December 2, 2008

SUBJECT: Staff Tasking

ACTION REQUIRED

(a) Review tasking and committees and provide direction.
(b) Receive report on Alaska Native/Community Outreach.

BACKGROUND

(a) Committees and Tasking.

The list of Council committees is attached as Item D-4(a)(1). Item D-4(a)(2) is the three meeting outlook, and Item D-4(a)(3) and Item D-4(a)(4) respectively are the summary of current projects and tasking. In addition, an updated workplan for implementing the programmatic groundfish management policy is attached as Item D-4(a)(5).

NMFS has provided two letters that involve staff tasking. In the first letter, dated November 14, NMFS recommends that Option 2 be dropped from the analyses of BSAI fixed gear parallel fisheries management, which is scheduled for initial review in February (see letter attached as Item D-4(a)(6)). The Council may wish to revise the options accordingly, and provide guidance to analysts at this meeting. The second letter, dated November 25, requests the Council to expand alternatives to allow replacement of vessels in the Amendment 80 program (see letter attached as Item D-4(a)(7)). Again, the Council may wish to revise the alternatives for this analysis on the basis of the NMFS letter.

Item D-4(a)(8)) is proposal from Mr. Robert Snell to revise the halibut and sablefish program to allow C class vessels (36-60' LOA) to fish category D quota in Area 4B.

In October, the Council added several new projects to the tasking list (Pribilof Island blue king crab rebuilding plan revisions, Bristol Bay trawl closure area changes, Amendment 80 vessel replacement provisions, GOA P.cod sideboards for crab vessels). The Council may wish to discuss tasking priorities to address existing projects, as well as potential additions discussed at this meeting, given the resources necessary to complete these projects.

(b) Receive report on Alaska Native/Community Outreach

In June 2008, the Council reviewed a discussion paper that was provided in response to the Council's policy priority to improve communication and participation with Alaska Native and rural communities, as identified in the workplan resulting from the Programmatic SEIS. Upon review of several suggestions to expand both ongoing communication and outreach specific to particular projects, the Council initiated a small workgroup to further review potential approaches and provide recommendations. This workgroup met on November 24, the report for which is attached as Item D-4(b).

One of the main recommendations of the workgroup is to create a standing committee of Alaska Native, rural community, and Council representatives. This committee would be charged with three primary tasks: 1) to advise the Council on how to provide opportunities for better understanding and participation from Native Alaska and rural communities; 2) to provide recommendations regarding which proposed actions need a specific outreach plan; and 3) to provide feedback on community impacts sections of specific analyses. This committee is not intended to be the primary mechanism for community input on Council actions, instead, it is intended to assist the Council in improving the overall outreach process and analyses relevant to community concerns.

The workgroup recommends that the Council initiate this committee, with the intent that it meet and provide further recommendations to the Council at its April or June 2009 meeting.

NPFMC Committees & Workgroups

(Revised September 22, 2008)

Council/Board of Fisheries Joint Protocol Committee

Updated: 8/10/07	Council:	Board:
	Dave Benson	Larry Edfelt
	Ed Dersham	John Jensen
Staff: Jane DiCosimo	Eric Olson	Mel Morris

Council Coordination Committee

[Designated and renamed by Magnuson Act reauthorization April 2007]

Appointed: 4/05 Updated: 8/10/07	**CFMC**: C: Eugenio Pinerio ED: Miguel Rolon	**NPFMC**: C: Eric Olson ED: Chris Oliver
	GMFMC: C: Tom McIlwain ED: Wayne Swingle	**PFMC**: C: Donald Hansen ED: Don McIsaac
	MAFMC: C: W. Peter Jensen ED: Dan Furlong	**SAFMC**: C: George J. Geiger ED: Robert Mahood
	NEFMC: C: John Pappalardo	**WPFMC**: C: Sean Martin
Staff: Chris Oliver	ED: Paul Howard	ED: Kitty Simonds

Council Executive/Finance Committee

Updated: 8/10/07	Eric Olson (Chair)
	Doug Mecum (NMFS) Alt. Sue Salveson
Status: Meet as necessary	Dave Hanson
	Denby Lloyd (ADFG) Alt. Dave Bedford
	Roy Hyder
Staff: Chris Oliver/Dave Witherell/Gail Bendixen	Jeff Koenings (WDF), Alt. Bill Tweit

Bering Sea Crab Advisory Committee

Appointed 4/25/07	Sam Cotten (Chair)	Lenny Herzog
	Jerry Bongen	Kevin Kaldestad
Revised 11/15/07	Steve Branson	Frank Kelty
	Florence Colburn	John Moller
	Linda Freed	Rob Rogers
	Dave Hambleton	Simeon Swetzof
	Phil Hanson	Ernest Weiss
Staff: Mark Fina	Tim Henkel	

NPFMC Committees & Workgroups
(Revised September 22, 2008)

Bering Sea Salmon Bycatch Workgroup

Appointed: 3/07 Staff: Diana Stram	Stephanie Madsen (Co-chair) Eric Olson (Co-chair) John Gruver Karl Haflinger Jennifer Hooper	Paul Peyton Becca Robbins Gisclair Mike Smith Vincent Webster (BOF)

Crab Interim Action Committee
[Required under BSAI Crab FMP]

Doug Mecum, NMFS Denby Lloyd, ADF&G Jeff Koenings, WDF

Ecosystem Committee

Updated: 8/10/07 Status: Active Staff: Diana Evans	Stephanie Madsen (Chair) Jim Ayers Jon Kurland Dave Benton Doug DeMaster/Bill Karp Dave Fluharty John Iani

Enforcement Committee

Updated: 7/03 Status: Active Staff: Jon McCracken	Roy Hyder (Chair) LCDR Lisa Ragone, USCG Major Steve Bear, AK F&W Protection Bill Karp, NMFS Herman Savikko, ADF&G Lisa Lindeman/Garland Walker, NOAA-GC Matt Brown/Ken Hansen, NMFS-Enforcement Sue Salveson, NMFS

Fur Seal Committee

Updated: 8/10/07 Status: Active Staff: Bill Wilson	David Benson (Chair) Larry Cotter Aquilina Lestenkof Paul MacGregor Heather McCarty Anthony Merculief

NPFMC Committees & Workgroups

(Revised September 22, 2008)

GOA Groundfish Rationalization Community Committee

Appointed: 11/04	Hazel Nelson (Chair)	Patrick Norman
	Julie Bonney	Joe Sullivan
	Duncan Fields	Chuck Totemoff
Staff: Nicole Kimball	Chuck McCallum	Ernie Weiss

Halibut Charter Stakeholder Committee

Appointed: 1/06	Dave Hanson (Chair)	Chuck McCallum
Revised: 11/5/07	Seth Bone	Larry McQuarrie
	Robert Candopoulos	Rex Murphy
	Ricky Gease	Peggy Parker
	John Goodhand	Charles "Chaco" Pearman
	Kathy Hansen	Greg Sutter
Staff: Jane DiCosimo	Dan Hull	

IFQ Implementation Committee

Reconstituted: 7/31/03	Jeff Stephan (Chair)	Don Lane
Updated: 8/10/07	Bob Alverson	Kris Norosz
	Julianne Curry	Paul Peyton
	Tim Henkel	
	Dennis Hicks	
Staff: Jane DiCosimo	Don Iverson	*Vacancy (1)*

Non-Target Species Committee

Appointed: 7/03	Dave Benson (Chair)	Michelle Ridgway
Updated: 8/10/07	Julie Bonney	Janet Smoker
	John Gauvin	Paul Spencer
	Ken Goldman	Lori Swanson
Staff: Jane DiCosimo, NPFMC/	Karl Haflinger	Jon Warrenchuk
Olav Ormseth, AFSC	Simon Kinneen	

Observer Advisory Committee

Reconstituted: 1/06	Joe Kyle (Chair)	Paul MacGregor
Updated: 12/07	Bob Alverson	Tracey Mayhew
Status: Active	Christian Asay	Brent Paine
	Jerry Bongen	Peter Risse
	Julie Bonney	Kathy Robinson
Staff: Chris Oliver/	Kenny Down	
Nicole Kimball	Todd Loomis	*Vacancy (1)*

NPFMC Committees & Workgroups
(Revised September 22, 2008)

Pacific Northwest Crab Industry Advisory Committee

Appointed: 2/07	Steve Minor (Chair)	Rob Rogers
	Keith Colburn	Vic Sheibert
	Lance Farr	Gary Stewart
	Phil Hanson	Tom Suryan
	Kevin Kaldestad	Arni Thomson, Secretary
	Garry Loncon	(non-voting)
Staff: Diana Stram	Gary Painter	

Socioeconomic Data Collection Committee

Appointed: 12/07	Glenn Reed (Chair)	Brett Reasor
	Bruce Berg	Ed Richardson
	Michael Catsi	Mike Szymanski
	Dave Colpo	Gale Vick
Staff: Mark Fina	Paula Cullenberg	

Steller Sea Lion Mitigation Committee

Appointed: 2/01	Larry Cotter (Chair)	Frank Kelty
Updated: 8/10/07	Jerry Bongen	Terry Leitzell
	Julie Bonney	Dave Little
[formerly SSL RPA Committee;	Mel Morris	Steve MacLean
renamed February 2002]	John Gauvin	Stephanie Madsen
	John Henderschedt	Max Malavansky, Jr
	Daniel Hennen	Art Nelson
Staff: Bill Wilson	Sue Hills	Beth Stewart

VMS Committee

Appointed: 6/02	Roy Hyder (Chair)
	Al Burch
Status: Idle, pending direction	Guy Holt
	Ed Page
	LCDR Lisa Ragone
Staff: Jane DiCosimo	Lori Swanson

DRAFT NPFMC THREE-[illegible]TING OUTLOOK - updated 12/2/08

December 8, 2008 Anchorage, AK Hilton Hotel	February 2, 2009 Seattle, WA Renaissance Hotel	March 30, 2009 Anchorage, AK Hilton Hotel
Report on MPA Nomination Process	SSL Draft Status Quo BiOp&EIS: ***Update on schedule***	
Report on Board of Fish proposals		
GOA fixed gear LLP recency: ***Initial Review***		GOA fixed gear LLP recency: ***Final Action***
GOA P cod sector split: ***Initial Review***		GOA P cod sector split: ***Final Action***
	Am 80 Cooperative Formation: ***Initial Review***	Am 80 Cooperative Formation: ***Final Action***
	Am 80 Lost Vessel Replacement: ***Initial Review***	Am 80 Lost Vessel Replacement: ***Final Action***
GOA Rockfish Program Changes: ***Discussion Paper***		Am 80 Cooperative Report: ***Review***
	GOA sideboards for AFA CVs: ***Discussion paper***	
	GOA P.cod sideboards for crab vessels: ***Initial Review (T)***	GOA P.cod sideboards for crab vessels: ***Final Action (T)***
AI Cod Processor Sideboards: ***Discussion Paper***		
AI POP/Mackerel Processing Sideboards: ***Discussion Paper***		
	BSAI Crab Regional Delivery Relief: ***Initial Review***	BSAI Crab Regional Delivery Relief: ***Final Action (T)***
BSAI Crab Committee/Crew Proposals: ***Report/Action as necessary***		
BSAI Crab 3-year Review: ***Receive report***		
BSAI Crab 90/10 Amendment: ***Review Alternatives***	BSAI Crab 90/10 Amendment: ***Review Progress***	BSAI Crab 90/10 Amendment: ***Initial Review (T)***
BSAI Crab EDR: ***Metadata & PNCIAC Report***		
	Halibut catch sharing plan: ***Discussion paper (SSC only)***	
Comprehensive Data Collection: ***Committee Report***		
Observer Program Restructuring: ***Discussion Paper***	BSAI Fixed Gear Parallel Fisheries: ***Initial Review***	BSAI Fixed Gear Parallel Fisheries: ***Final Action***
BS Chum Salmon Bycatch: ***Discussion Paper***		Bs Chum Salmon Bycatch: ***Refine Alternatives***
	BS Chinook Salmon Bycatch: ***ICA progress/SSC review Committee Report***	BS Chinook Salmon Bycatch EIS: ***Final Action***
BS&AI P.cod Split: ***Update/action as necessary***		
	BS Bottom Trawl Sweeps: ***Discussion Paper***	BS Bottom Trawl Sweeps: ***Initial Review***
Arctic FMP: ***Progress Report to SSC***	Arctic FMP: ***Final Action***	Bristol Bay Trawl Closure & Walrus: ***Discussion Paper***
GOA Tanner & Chinook Bycatch: ***Discussion Paper***		
	BSAI Skates Complex: ***Initial Review (T)***	BSAI Skates Complex: ***Final Action (T)***
Groundfish Specifications: ***Final Action***		
		AI FEP addendum: ***Review/Discuss (T)***
EFH 5 Year Review: ***Discuss Draft Plan & Schedule***	HAPC Review Criteria: ***SSC Recommendations***	HAPC Process: ***Review/Discuss***
AK Native/Community Outreach: ***Report & Action as necessary***	Halibut PSC Discard Survival EFP: ***Review***	Scallop Mgmt: ***Team report/review and approve SAFE***

AI - Aleutian Islands
GOA - Gulf of Alaska
SSL - Steller Sea Lion
BOF - Board of Fisheries
FEP - Fishery Ecosystem Plan
CDQ - Community Development Quota
VMS - Vessel Monitoring System
NOI - Notice of Intent
(T) Tentatively scheduled

TAC - Total Allowable Catch
BSAI - Bering Sea and Aleutian Islands
IFQ - Individual Fishing Quota
GHL - Guideline Harvest Level
EIS - Environmental Impact Statement
LLP - License Limitation Program
SAFE - Stock Assessment and Fishery Evaluation
PSC - Prohibited Species Catch
HAPC - Habitat Areas of Particular Concern

Future Meeting Dates and Locations

December 8- , 2008 in Anchorage
February 2 - , 2009 in Seattle
March 30 - , 2009 in Anchorage
June 1-, 2009 in Dutch Harbor
October 1-, 2009 in Anchorage (AP, SSC start on THURSDAY, (Council on Saturday)

AGENDA D-4(a)(2)
DECEMBER 2008

Council Project Summary December 2008

Council Projects	Projected Weeks	Council/ NMFS %	Comments
Groundfish Fishery Issues			
GOA P. cod Sector Splits	2	70/30	Initial review in December (Jeannie/NMFS)
GOA fixed gear recency	2	90/10	Initial review in December (Jeannie)
GOA P.cod sideboards for BSAI crab vessels	2	90/10	Initial Review in February (Jon)
GOA Sideboards for AFA CVs	6	90/10	Discussion paper in February (Jeannie)
GOA Sideboards for CGOA rockfish	2	90/10	Being Prepared for SOC review (Diana E)
Break out BSAI Skate complex	6	80/20	Initial Review in February (Jane)
Observer Program (changes to existing program)	2	80/20	Being prepared for Secretarial Review (NMFS/Nicole).
Observer Program Restructuring	6	50/50	Discussion paper in December (Nicole)
Trawl LLP Recency	0	90/10	Submitted to NMFS for Secretarial Review (NMFS/Nicole).
Pacific cod BS and AI split	?	90/10	Discussion paper in December (Jon/Nicole/NMFS)
Comprehensive economic data collection	?	10/90	Workgroup report in December (NMFS/Mark/Jeannie)
Am 80 cooperative formation	4	80/20	Initial Review in February (NMFS/Jon).
BSAI Fixed Gear Parallel fisheries	3	80/20	Initial Review in February (Jeannie/NMFS).
AI cod processor sideboards	4	90/10	Discussion paper in December (Nicole).
AI POP/mackerel processor sideboards	4	90/10	Discussion paper in December (Nicole).
Groundfish SAFE Reports	2	10/90	Review in December (Diana S./Jane)
CGOA Rockfish pilot program changes	?	80/20	Discuss in December (Mark/NMFS)
AM 80 Vessel Replacement	?	10/90	Initial Review in February (Jon/NMFS)
Halibut Fishery Issues			
Charter Moratorium	1	90/10	Proposed rule published 9/29 (Jane/Nicole/NMFS/contractor)
Charter Catch Sharing Plan	4	90/10	Being prepared for SOC review (Jane/contractor/NMFS)
Charter 2C GHL Measures	0	90/10	pending (NMFS)
IFQ hired skipper 12 month issue	2	80/20	Being prepared for SOC review (Jane/NMFS)
Subsistence Rural Eligibility	1	90/10	Being prepared for Secretarial Review (Jane/NMFS)

Crab Fishery Issues

Pribilof Blue king crab rebuilding plan	1	50/50	Discuss alternatives in June (T) (NMFS/ADF&G/Diana S)
BSAI Crab Regional Delivery Emergency Relief	1	90/10	Initial Review in February (Mark)
BSAI Crab Crew proposals	?	90/10	Report in December (Mark/NMFS)
BSAI Crab Economic Data Reporting	?	20/80	Discuss in December (NMFS/Mark)
BSAI Crab Arbitration issues	0	80/20	Being prepared for SOC (Mark/NMFS)
BSAI Crab Loan Program Fees	0	80/20	Being prepared for SOC (Mark/NMFS)
BSAI Crab Rationalization Program 3-year review	0	80/20	Review in December 2008 (Mark/NMFS/contractor)
BSAI Crab 90/10 Evaluation	12	90/10	Review alternatives in October (Mark/NMFS/contractor)
BSAI Crab Advisory Committee	?	90/10	Report in December (Mark/NMFS)

CDQ Issues

CDQ Cost-Recovery	?	10/90	Discuss in future meeting (NMFS/Nicole)
CDQ Amendment 71/22 (remaining MSA provisions)	?	50/50	Discuss in future meeting (Nicole/NMFS)
CDQ: Regulation of harvest (MSA provision)	0	10/90	Being Prepared for Secretarial Review (Nicole/NMFS)

Bycatch Issues

GOA Salmon and Crab Bycatch Controls	?	80/20	Discussion paper in December (Diana E.)
BSAI Chum salmon bycatch	?	70/30	Discussion paper in December (Diana S)
BSAI Chinook Salmon Bycatch EIS	12	70/30	Final Action in April (Diana S./other)

Ecosystem Issues

BS bottom trawl sweep modifications	6	50/50	Discussion paper in February (Diana E/NMFS)
Bristol Bay Trawl Closure and walrus	4	90/10	Discussion paper in April (Diana E/Bill/NMFS)
EFH 5 Yr review		20/80	Discuss at future meeting (Diana E. NMFS)
HAPC nomination process		20/80	SSC to review criteria in February (Diana E./NMFS)
Ecosystem-based Management	?	90/10	Alaska Marine Ecosystem Forum meeting report in Oct (Diana E)
Aleutian Islands Fishery Ecosystem Plan	0	90/10	Discuss addendum in April (Diana E.)
Arctic Fishery Management Plan	4	90/10	Final Action in February (Bill/NMFS)
SSL BiOp	?	30/70	Review schedule in February (Bill/NMFS)

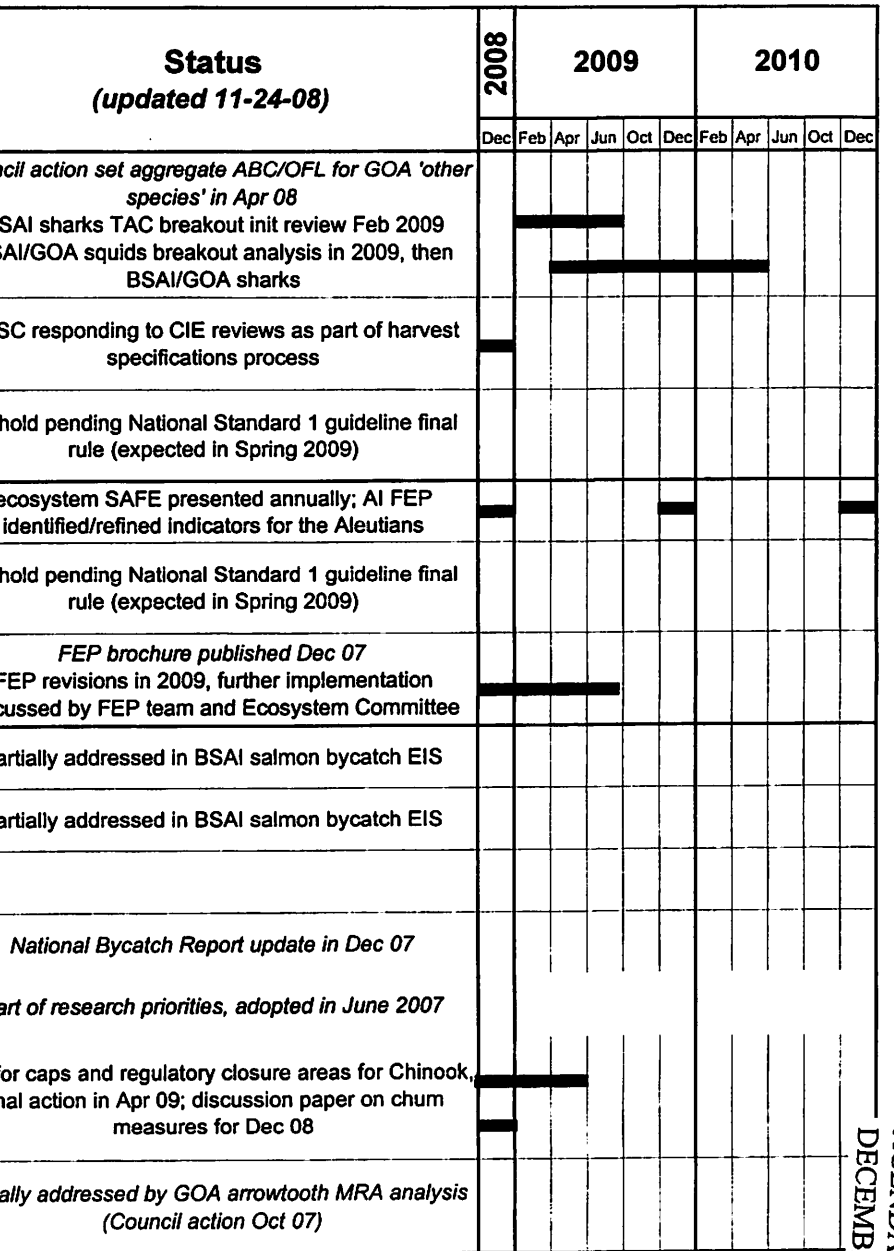
Project timeline and major tasking for Council analytical staff. Updated 12/2/08

Analytical Staff	December	January	February	March	April	May	June
Mark Fina, Sr. Economist							
CGOA Rockfish Program changes	Discussion						
BSAI Crab Regional Delivery Relief			Initial Review (T)				
BSAI crab 3 yr review	Report						
BSAI Crab 90/10 package	review alternatives		Prelim review		Initial Review (T)		Final Action (T)
Jon McCracken, Economist							
GOA P.cod sideboards for crab vessels			Initial Review (T)				
BS&AI Pcod area split	Discussion						
Jeannie Heltzel, Fishery Analyst							
GOA P.cod sector split	Initial Review						
GOA fixed gear recency	Initial Review						
BSAI Fixed Gear Parallel Fisheries			Initial Review				
GOA sideboards for AFA CVs			Discussion		Initial Review (T)		
Data collection/analyses assistance	report						
Jane DiCosimo, Sr. Plan Coord							
Halibut catch sharing plan			discussion paper SSC				
Halibut/sablefish IFQ							
Groundfish Plan Team	SAFE Report						
BSAI Skates			Initial Review (T)				
Diana Stram, Plan Coordinator							
BSAI Chinook Salmon bycatch EIS		sbw meeting	incentive program review		Final Action		
BSAI Chum Salmon bycatch	discussion				discussion		discussion
Groundfish Plan Team	SAFE Report						
Crab Management			workshop			plan team	SAFE
Scallop Management			Plan Team meeting				
Bill Wilson, Protected Species							
Arctic FMP	SSC report		Final Action				
Bristol Bay Trawl closure and walrus					Discussion paper		
Marine Mammal issues							
FMP Consultation			BiOp schedule update				
Diana Evans, Fishery Analyst							
EAM and AI FEP							
GOA crab and salmon bycatch	Discussion paper						
EFH and HAPC	5 yr review discussion		HAPC criteria		HAPC discussion		
BS bottom trawl sweeps			Discussion		Initial Review		
Nicole Kimball, Fishery Analyst							
CDQ Projects							
AI Processor Sideboards	Discussion papers						
Observer Program	Discussion paper						
Community Outreach	Report						
BSAI Pcod splilt (assist)	discussion						

Groundfish Workplan

Priority actions revised in February 2007, status updated to current

General Priority (in no particular order)		Specific priority actions	Related to management objective:	Status *(updated 11-24-08)*
Prevent Overfishing	a.	continue to develop management strategies that ensure sustainable yields of target species and minimize impacts on populations of incidentally-caught species	5	*Council action set aggregate ABC/OFL for GOA 'other species' in Apr 08* BSAI sharks TAC breakout init review Feb 2009 BSAI/GOA squids breakout analysis in 2009, then BSAI/GOA sharks
	b.	evaluate effectiveness of setting ABC levels using Tier 5 and 6 approaches, for rockfish and other species	4	AFSC responding to CIE reviews as part of harvest specifications process
	c.	continue to develop a systematic approach to lumping and splitting that takes into account both biological and management considerations	5	on hold pending National Standard 1 guideline final rule (expected in Spring 2009)
Preserve Food Web	a.	encourage and participate in development of key ecosystem indicators	10	ecosystem SAFE presented annually; AI FEP identified/refined indicators for the Aleutians
	b.	Reconcile procedures to account for uncertainty and ecosystem considerations in establishing harvest limits, for rockfish and other species	11	on hold pending National Standard 1 guideline final rule (expected in Spring 2009)
	c.	develop pilot Fishery Ecosystem Plan for the AI	13	*FEP brochure published Dec 07* FEP revisions in 2009, further implementation discussed by FEP team and Ecosystem Committee
Manage Incidental Catch and Reduce Bycatch and Waste	a.	explore incentive-based bycatch reduction programs in GOA and BSAI fisheries	15	partially addressed in BSAI salmon bycatch EIS
	b.	explore mortality rate-based approaches to setting PSC limits in GOA and BSAI fisheries	20	partially addressed in BSAI salmon bycatch EIS
	c.	consider new management strategies to reduce incidental rockfish bycatch and discards	17	
	d.	develop statistically rigorous approaches to estimating bycatch in line with national initiatives	14, 19	*National Bycatch Report update in Dec 07*
	e.	encourage research programs to evaluate population estimates for non-target species	16	*Part of research priorities, adopted in June 2007*
	f.	develop incentive-based and appropriate biomass-based trigger limits and area closures for BSAI salmon bycatch reduction, as information becomes available	14, 15, 20	EIS for caps and regulatory closure areas for Chinook, final action in Apr 09; discussion paper on chum measures for Dec 08
	g.	assess impact of management measures on regulatory discards and consider measures to reduce where practicable	17	*partially addressed by GOA arrowtooth MRA analysis (Council action Oct 07)*

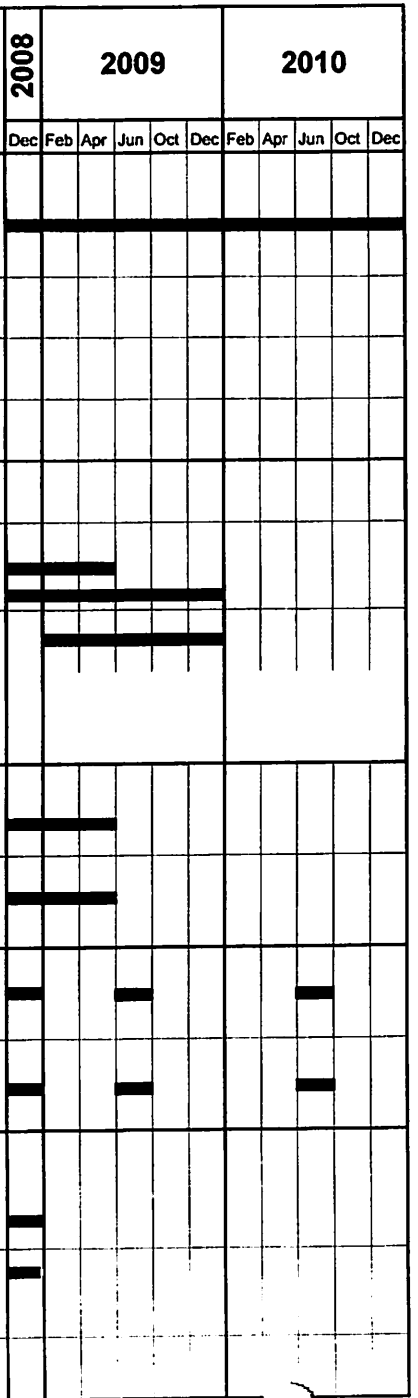


AGENDA D-4(a)(5)
DECEMBER 2008

Groundfish Workplan

Priority actions revised in February 2007, status updated to current

General Priority (in no particular order)		Specific priority actions	Related to management objective:	Status *(updated 11-24-08)*
Reduce and Avoid Impacts to Seabirds and Marine Mammals	a.	continue to participate in development of mitigation measures to protect SSL through the MSA process including participation in the FMP-level consultation under the ESA	**23**	NMFS is preparing a Biological Opinion (late 2009), revising SSL recovery plan; SSL committee will make recommendations on proposals for revised mitigation measures
	b.	recommend to NOAA Fisheries and participate in reconsideration of SSL critical habitat	**23**	
	c.	monitor fur seal status and management issues, and convene committee as appropriate	**24, 25**	
	d.	adaptively manage seabird avoidance measures program	**22**	*Council action, seabird avoidance measures in 4E in Jun 08*
Reduce and Avoid Impacts to Habitat	a.	evaluate effectiveness of existing closures	**26**	NMFS researching GOA closed areas (Sanak & Albatross), Council review in 2011
	b.	consider Bering Sea EFH mitigation measures	**27**	*Council action on measures in June 07* BS flatfish trawl sweep mods, init review Feb 09 develop Northern BS Research Plan by 2009
	c.	consider call for HAPC proposals on 3-year cycle	**27**	next HAPC process scheduled for 2009; SSC to review HAPC criteria before then
	d.	request NMFS to develop and implement a research design on the effects of trawling in previously untrawled areas	**27**	*Part of research priorities, adopted in June 2007*
Promote Equitable and Efficient Use of Fishery Resources	a.	explore eliminating latent licenses in BSAI and GOA	**32**	*Council action on trawl LLP recency in Apr 08* GOA fixed gear latent licenses initial review Dec 08
	b.	consider sector allocations in GOA fisheries	**32, 34**	Initial review GOA Pcod sector allocations Dec 08
Increase Alaska Native and Community Consultation	a.	Develop a protocol or strategy for improving the Alaska Native and community consultation process	**37**	protocol presented in Jun 08, workgroup report Dec 08, to be reviewed at least annually
	b.	Develop a method for systematic documentation of Alaska Native and community participation in the development of management actions	**37**	protocol presented in Jun 08, workgroup report Dec 08, to be reviewed at least annually
Improve Data Quality, Monitoring and Enforcement	a.	expand or modify observer coverage and sampling methods based on scientific data and compliance needs	**38, 39**	*Council action in April 08 improving existing program report avail - July 08 electronic monitoring workshop* discussion paper on restructuring program, Dec 08
	b.	explore development programs for economic data collection that aggregate data	**40**	comprehensive data committee report in Oct 08, action in Dec 08 *partially addressed in BSAI Amd 80*
	c.	modify VMS to incorporate new technology and system providers	**41**	*Council action, VMS exemption for dinglebar gear, Jun 08*



UNITED STATES DEPARTMENT
National Oceanic and Atmospher
National Marine Fisheries Service
P.O. Box 21668
Juneau, Alaska 99802-1668

AGENDA D-4(a)(6)
DECEMBER 2008

November 14, 2008

Mr. Eric Olson, Chairman
North Pacific Fishery Management Council
605 W. 4th Avenue
Anchorage, Alaska 99501-2252

Dear Chairman Olson:

At its October 2008 meeting, the North Pacific Fishery Management Council (Council) identified for staff analysis two options and several suboptions to limit the ability of fixed gear catcher processors (CPs) to circumvent the intent of previous conservation and management measures implemented for the Pacific cod fishery in the Bering Sea and Aleutian Islands management area (BSAI) and adjacent State waters parallel fishery. The draft analysis is scheduled for initial Council consideration in February 2009. As with any action implemented under the Magnuson-Stevens Fishery Conservation and Management Act, the Council will need to build a record that adequately establishes a conservation and management context for this action. National standard 5 does not authorize actions that would resolve exclusively economic allocation problems.

We have several concerns with Option 2 as proposed by the Council. This option would require any pot or hook-and-line CPs with a license limitation permit (LLP) or federal fisheries permit (FFP) to surrender the LLP and FFP prior to participating in the BSAI Pacific cod parallel fishery in State waters. NOAA General Counsel has raised concerns about this option. As a result, we recommend that the Council consider whether continued development of Option 2 would be the best use of limited staff resources given preliminary approvability issues.

Currently, NMFS regulates federally licensed fishing vessels in the State waters parallel fisheries through various permit conditions or requirements. For example, NMFS regulations require vessels issued FFPs to comply with federal observer, recordkeeping, and reporting requirements when fishing in the parallel groundfish fisheries. These and other federal requirements or limitations of federally permitted vessels, when participating in the parallel fisheries, ensure that federal conservation and management objectives are met for fishery resources that straddle both federal and state waters.

Requiring a vessel owner or operator to relinquish an LLP or FFP in order to fish in the parallel fishery for Pacific cod appears contrary to conservation and management if that action also would remove recordkeeping, reporting, and observer coverage requirements, as well as any

other federal limitation tied to issuance of an LLP or FFP. Thus, while this option may dissuade some persons from fishing in the parallel fishery, it would also weaken existing conservation and management regulatory authority and reduce significant fisheries information sources.

The next legal concern involves issues of fairness and equity. If a person would be required to transfer an LLP in order to fish in the parallel fishery, the administrative record will need to clearly explain and show a clear federal purpose and benefit.

Another legal concern is whether requiring relinquishment for the purposes set forth in the problem statement addresses exclusively an economic allocation issue. As mentioned above, NMFS is not authorized to resolve exclusively economic allocation problems. It has authority to resolve conservation and management issues. The requirement to relinquish a permit under option 2 does not appear to have a nexus to a conservation and management objective.

In summary, we recommend that Option 2 be dropped from the analysis. Further, we suggest that Option 1 be expanded to include all three suboptions identified by the Council to address adherence to seasonal closures by federally permitted vessels in the parallel fishery and restrictions on surrendering and reapplying for FFPs.

Sincerely,

for Robert D. Mecum
Acting Administrator, Alaska Region

UNITED STATES DEPARTMENT C
National Oceanic and Atmospheric Administration
National Marine Fisheries Service
P.O. Box 21668
Juneau, Alaska 99802-1668

November 25, 2008

Mr. Eric A. Olson, Chairman
North Pacific Fishery Management Council
605 West 4th Avenue, Suite 306
Anchorage, Alaska 99501-2252

Dear Chairman Olson:

The National Marine Fisheries Service (NMFS) is concerned about whether the North Pacific Fishery Management Council (Council) has identified an adequate range of alternatives for an analysis of Amendment 80 vessel replacement provisions. Specifically, alternatives that allow vessel replacement only in cases where a vessel is lost may not adequately "consider efficiency in the utilization of fishery resources" or "promote the safety of human life at sea" to the extent practicable consistent with National Standards 5 and 10, respectively, in the Magnuson-Stevens Fishery Conservation and Management Act.

We strongly recommend adding an additional alternative to the suite of alternatives currently under consideration to improve consistency with National Standards 5 and 10. This alternative could be incorporated into the existing analysis scheduled to be presented to the Council in February 2009. Council action to incorporate this new alternative could be considered under the staff tasking agenda item at its December 2008 meeting. The following describes our reason for this recommendation and a specific additional alternative for Council consideration.

Background

In October 2008, NMFS staff presented a discussion paper (under Agenda Item D-3(d)) to the Council that recommended initiation of a fishery management plan amendment to allow the owner of a vessel statutorily qualified to participate in the Amendment 80 Program (original Amendment 80 vessel) to replace the vessel. The Council recommended that we initiate an analysis that would include a review of two alternatives: (1) status quo/no action, no vessel replacement is permitted, and (2) allow the owner of an original Amendment 80 vessel to replace the vessel.

The Council based its recommendation on the discussion paper and its description of a decision issued by the U.S. District Court for the Western District of Washington (Court) in Arctic Sole Seafoods, Inc. v. Gutierrez. In this case, the Court reviewed the statutory language of the Capacity Reduction Program (CRP), which directed the Council and NMFS to allow only specific vessels defined in the CRP to participate in the Amendment 80 Program.

The Court found the CRP was ambiguous as to whether replacement of an original Amendment 80 vessel with a non-qualifying vessel was permissible, and determined that our interpretation of

the CRP, which prevented replacement with a non-qualifying vessel, was arbitrary and capricious. The Court concluded that the inability to replace qualifying vessels with non-qualifying vessels would ultimately result in the elimination of the sector through vessel attrition, and that Congress had not intended such an outcome in the CRP. The Court invalidated regulations that limit the vessels that may be used in the Amendment 80 Program, and ordered that "[t]o the extent that [regulations] restrict[] access to the BSAI non-pollock groundfish fishery to qualifying vessels without allowing a qualified owner to replace a lost qualifying vessel with a single substitute vessel, the regulations must be set aside...." The effect of this ruling is that the Council must amend its FMP, and NMFS must amend its regulations, to allow an original Amendment 80 vessel to be replaced.

The Council recommended analyzing an alternative that would allow a vessel owner to replace an original Amendment 80 vessel only if that vessel is lost. Under this alternative, a vessel would be considered lost if it suffers an actual total loss, constructive total loss, or becomes permanently ineligible to receive a fishery endorsement under regulations at 46 U.S.C. 12108 (U.S. Coast Guard vessel documentation requirements).

Recommendation

We recommend expansion of the alternatives currently under consideration to include a third alternative that would allow the replacement of an original Amendment 80 vessel under any condition, i.e., not only such a vessel is lost. Although the Court directed NMFS to invalidate regulations that restricted replacement of a lost vessel, the Court was clear that it disagreed with the general principle that vessels could not be replaced. The Court ruled on the specific complaint raised by the plaintiff, that he be allowed to replace the F/V ARCTIC ROSE, a vessel that was lost (due to a sinking), with another vessel. Although the Court addressed the specific conditions raised by the plaintiff, the Court did not rule out the possibility that a vessel owner could replace a vessel for reasons other than its loss. Our October 2008 discussion paper noted that:

> "...the Court's interpretation of the CRP suggests that the Council may have the discretion to allow an Amendment 80 vessel to be replaced for reasons other than actual total loss, constructive total loss, or permanent ineligibility of that vessel to receive a fishery endorsement under 46 U.S.C. 12108. The Council may wish to explore options that would define vessel replacement provisions to allow replacement to improve vessel efficiency, address safety concerns, improve compliance with the groundfish retention standards, or for other reasons."

Allowing vessel replacement only in cases where a vessel is lost may not adequately "consider efficiency in the utilization of fishery resources" (National Standard 5), or "promote the safety of human life at sea" (National Standard 10) to the extent practicable. Specific cases could arise where a vessel may be operational, but may be less efficient or less safe to operate than another vessel. Under the alternative being considered by the Council, a vessel operator could not replace that vessel unless it has been scrapped, reflagged overseas, sunk, or removed through a vessel buyback program (i.e., suffered an actual total loss, constructive total loss, or become permanently ineligible to receive a fishery endorsement). This limitation would prevent vessel

owners from replacing a vessel until it is actually lost, which may have a chilling effect on a vessel owner's incentive to replace inefficient or unsafe vessels.

Further, the Council's only alternative to the status quo appears to be somewhat at odds with comments made by the Court during oral arguments. Specifically, the Court raised concerns that without a vessel replacement provision, the fleet could be comprised of "rust buckets" that may be unsafe to operate. Under the alternative considered by the Council, a vessel operator could not replace a vessel until it is lost, which would not address the concerns raised by the Court about the potential adverse effects of a limited vessel replacement provision on the safety of older but still operational vessels. The primary distinction between the recommended new alternative (Alternative 3) and the Council's existing alternative (Alternative 2) is that a vessel could be replaced without it being lost.

NMFS staff will be available at the Council's December 2008 meeting to respond to any questions about our recommendation.

Sincerely,

Robert D. Mecum
Acting Administrator, Alaska Region

cc: L. Lindeman, GCAK
Rear Admiral A.E. Brooks, USCG

HALIBUT AND SABLEFISH IFQ PROGRAM
AMENDMENT PROPOSAL
North Pacific Fishery Management Council
Fax: (907) 271-2817

Name of Proposer:
Robert Snell
Address:
5889 South Shore Rd.
Anacortes, WA 98221
Telephone:
360-293-5037
Cell 360-770-6763

Date:Oct 28,08

Brief Statement of Proposal:
To permit my D class quota to be caught on C class vessels in area 4B.

Objectives of Proposal (What is the problem?):
After purchasing my approximately 4000 lbs of D class quota in May 08 and fishing it successfully in June, July and August this year on my 32 foot vessel in conjunction with a cod jigging operation I had at Adak, I was made aware of several situations that will make it complicated to fish it in the foreseeable future. The main problem is the lack of adequate moorage and storage for my vessel especially in the off season at Adak. Initially I was told by Kjetil Solberg, the owner/manager of Adak Fisheries, that this would not be a problem. In fact I saw his two 35 foot vessels taken in and out during my time there. As the end of the season approached, I went to the city officials in charge of lift- out equipment and had no reason to believe it would not be possible until Will Tillion the safety administrator told me he thought my vessel was too heavy for the lift- out hoist and denied my request for haulout. Having seen some other boats that had been left in the small boat harbor in near sinking condition at Adak due to inadequate surveillance complicated by lack of shore power, I felt I had to leave Adak and I moved the vessel to Sand Point. In addition after having fished in the area, I learned that the more productive cod and halibut areas require some considerable travel, usually six or more hours one way around capes and through passes that have potential for hazardous conditions even during the most favorable summer fishing periods- thereby, restricting harvest to primarily mid- June to mid- September. In fact the predominant percentage of D class halibut quota in 2007 and 2008 was landed in July and August as seen on supplied catch history tables provided by NOAA (see data enclosures). To move my boat between Adak and Sand Point to harvest 4000 lbs of IFQ in this small window with the time, expense and hazard involved is not a viable option. A complete list of the share holders of D class quota in 4B exhibits a pattern that makes it easier to do IFQ in 4B. There are 11 of the 14 shareholders with Atka mailing addresses, one with an Adak address, one in Dutch Harbor, (two other listings were sweep up shares that presumably have been swept up) and myself with two small blocks. I inquired at the Atka Fisheries plant to see if they would help me with cod and halibut purchase and was told they would not buy cod and had no fuel and limited services for nonresidents. Also note the small number of D class , only 3 individual vessels landing quota in 4B in 2008 with a total of 18 landings of which I had 12 . I landed 4000 lbs; the other two vessels landed 42,000 lbs in 6 deliveries. Another complicating factor is obtaining insurance for hull and crew on a D class vessel in 4B. It is not available for short term and costs are considerable . Due to the constraints placed on small boat fishermen in Adak, insurance would become cost prohibitive, since by necessity the boat could not be put in winter storage.

Need and Justification for Council Action (Why can't the problem be resolved through other channels?)
I need a safe and secure place to leave my 32 foot boat for storage through the off season and currently that does not exist, or I must locate an individual with a D class vessel for hire to help me. I am unaware of any D class vessels available for hire other than those owned by Kjetil Solberg , the current owner/ manager of Adak Fisheries Both historical and current problems at

Robert Sneel

Adak Fisheries prohibit this option. There are several vessels that do fish class C quota that may be a viable option for me and that fished at Adak this past summer. Some of these vessels travel between Dutch Harbor and Adak on a more regular and frequent basis. These vessels have range and opportunity to catch and deliver my product at times and under conditions not available for D class vessels. Some of these owners have expressed interest in working with me if it were permissible . A list of available owners is in the data provided.

Foreseeable Impacts of Proposal (Who wins, who loses)
I would have a financial benefit if I could harvest my approximately 4000 lbs of halibut ,but it is not going to make a large impact on the stocks in 4B and appears that the two other vessels doing 4B D class IFQ would also benefit. Since they are Atka residents and not out of area requiring Adak off season storage they might not need or want this option. I didn't see any other class D vessels fishing halibut there this past summer. After a careful review of the criteria used to justify permitting D class share holders in 3B and 4C as provided in the Council's Report, it would appear that such consideration would apply in 4B also - the primary reason being the safety concerns of smaller vessels fishing isolated and remote areas during short seasonal opportunity. This previous paper www.fakr.gov/npfine/council/_membership.htm.... addresses these issues in ways that have a similar rationale here.

Are there Alternative Solutions? If so, what are they and why do you consider your proposal the best way of solving the problem?
Funds could be appropriated to complete the Adak small boat harbor which is 25% complete and provide power there. A larger boat lift could be purchased by Adak City. Another management could take over the fish plant or floating processors could be made available to purchase and process for the summer fisheries in Adak. I was told that my presence along with the other four cod jiggers might move the powers-that-be into action to provide progress on the above, but I never saw that take place and in fact, the existing infrastructure has deteriorated since I left there in particular as regards electricity and Adak Fisheries. My other option might be to sell my halibut IFQ shares but that might not be easy under the current circumstances.

Supportive Data and Other Information (What data are available and where can they be found?
Since the option I requested is in line with what has already been granted in 4c and 3B to harvest D class quota on C class vessels, I am requesting that same option. I was encouraged and recruited by Adak Fisheries to help build a small boat fleet out of Adak and although I was somewhat aware of the history and problems there, I believed that people were working to make the jig fishery viable and that the inherent problems could be eventually worked out. Although jigging Cod in the Bering Sea was a new experience for me, I have 39 years experience in varied fisheries with more than 20 of those years in Alaska. I learned of this opportunity from a friend who had extensive experience in the Bering Sea and we traveled together on this endeavor. We had some measure of success and intended to finish our fishing careers doing this in Adak if things had worked out. I brought my equipment to longline and jig with me and we would have stayed and may return if things improve. I still believe there is potential but the reality is that it may take quite some time to bring this to fruition and in the mean time fishermen like myself could use some help so we have some return on our IFQ while we wait to see what happens. At this stage of my fishing career at age 71 it's difficult to wait.
Thanks for your consideration.

Signature: Robert J. Sneel 11/18/08

Robert Snell 5

Date: Fri, 31 Oct 2008 15:51:44 -0700
From: bob and connie snell <bcsnell@cablerocket.com>
To: Ram.Alaska@noaa.gov

Based on a discussion I had with this office yesterday (10/30/08) I have prepared a list of questions that will help me prepare a proposal I am making to NPFMC in regard to permitting Dclass quota in 4B to be caught on C class vessels as has been already done for areas 3B and 4C. The rational for this proposal and justification for doing so has already been discussed and provided to me by an email I have received from Jane DiCosimo and is available from her office. I am currently a D class shareholder and have successfully fished my 4B quota this year. NMFS ID 48985 Permit 00118961. permit holder Robert Snell

1. How many D class permit holders in 4B? Same for C class?
2. How many D class vessels made landings in 4B in 2008? Same for 2007?
3. How many C class vessels fished quota shares for other IFQ owners than the vessel owner in 4B in 2008? Same for 2007?
4. How many D class IFQ landings were made in 2008? Same for 2007?
5. What were the monthly distribution of D class landings in 4B for 2008? Same for 2007?
6. What was the total IFQ poundage for D class vessels available in 4B for 2008? Same for C class?
7. How many vessels had D class landings in 2008? Same for 2007?

Thanks for any help you can provide as regards this information. I can be reached at the phone and address provided below.

Sincerely, Robert Snell
5889 South Shore Rd.
Anacortes, WA 98221
360-293-5037

Robert Snell 4

bob and connie snell

From: "Jessica Gharrett" <Jessica.Gharrett@noaa.gov>
To: "bob and connie snell" <bcsnell@cablerocket.com>
Cc: "Jane DiCosimo" <Jane.DiCosimo@noaa.gov>; "Tracy Buck" <Tracy.Buck@noaa.gov>
Sent: Wednesday, November 05, 2008 11:39 AM
Attach: Jessica_Gharrett.vcf
Subject: Re: [Fwd: [Fwd: [Fwd: Questions pertaining to IFQs in area 4B] snell]]

Dear Mr. and Ms. Snell:

Following are answers to your questions.
Notes:
a. In some cases I took the liberty of providing more, or slightly different, data than you requested.
b. Note that while you asked for landings in 4B, I interpreted that to mean harvests in 4B. These data represent IFQ halibut only, and exclude CDQ halibut.
c. Also note that the halibut QS categories are:
"D" less than or equal to 35 feet length overall (LOA);
"C" 36-60 ' LOA; and
"B" greater than 60' LOA.

1. How many D class permit holders in 4B? Same for C class?
For 2007, data are as of year end. For 2008, data are as of today.
The numbers of QS holders and permitholders are the same in each case; apparently each QS holder held (his) own IFQ permit and did not lease any out.
The numbers of IFQ permits and Permitholders are the same because each permitholder is issued only one IFQ permit per QS category for a species.

Year	Halibut QS Category	Number of QS Holders	Number of IFQ Permitholders with Fishable Pounds	Number of IFQ Permits with Fishable Pounds
2007	C	31	31	31
2007	D	15	15	15
2008	C	30	30	30
2008	D	14	14	14

2. How many D class vessels made landings in 4B in 2008? Same for 2007? (combined with
4. How many D class IFQ landings were made in 2008? Same for 2007?
The following table represents the number of vessels 35 feet or less LOA that had harvests of Category D halibut in 4B.

Year	Halibut QS Category	Number of Vessels Used to Harvest Category D Halibut in 4B	Number of Landings Made for These Harvests
2007	D	4	8
2008	D	3	18

3. How many C class vessels fished quota shares for other IFQ owners than the vessel owner in 4B in 2008? Same for 2007?
Here, I provide harvest data for of all categories of halibut IFQ.

Year	Halibut QS Category	Number of Vessels >35 and <61' LOA Used to Harvest Category C Halibut in Area 4B for IFQ Permitholders that Were Owners of the Harvesting Vessel	Number of Landings of Those Harvests
2007	B	12	27
2007	C	10	21
2008	A	3	3
2008	B	13	26
2008	C	12	17

5. What were the monthly distribution of D class landings in 4B for 2008? Same for 2007?
I regret that annual and monthly harvest data for category D halibut in 4B are confidential and as such I cannot provide them as pounds landed. However, I can provide percentages of the total (confidential) annual harvest that was taken each month for the two years.

Year	Month	Percent of Annual 4B Category D Harvest

Robert Snell 5

2007	July	55.7
2007	August	44.3
2008	June	12.8
2008	July	39.1
2008	August	46.3
2008	September	1.8

6. What was the total IFQ poundage for D class vessels available in 4B for 2008? Same for C class?
As I mentioned in a previous email, the "fish down" provision allows catcher vessel QS (categories "B", "C") to be fished on vessels of any smaller length category. Under "fish down", "B" halibut QS/IFQ may be fished on a "C" or "D" LOA vessel; and "C" halibut QS/IFQ may be fished on a "C" or "D" LOA vessel. In addition, category "A" QS may be fished on vessels of any LOA.. Following are the amounts of "start year fishable pounds" available for each category, "C" and "D". "Fishable pounds" incorporates the effects of adjustments from the prior year; that is, the amounts differ a bit from the amounts established for annual harvest by the IPHC for 4B; and in fact are higher. Feel free to combine the amounts of each category as you wish. The ability to hold 3 halibut blocks and the provision allowing "fish up" of category "D halibut on category "C" size vessels in areas 3B and 4C were effective September 10, 2007. I have provided data for both 2007 and 2008. As you can see, a "fish up" provision for 4B would provide a relatively small additional amount and percentage of total 4B IFQ that could be used on category :"C" vessels.

Year	Halibut QS Category	Start Year Area 4B Fishable Pounds	Percentage of Total Annual 4B Fishable Pounds	Could be Fished on Category D Size Vessel in 4B That Year?	Could be Fished on Category C Size Vessel in 4B That Year?
2007	A	75,710	6.36	Yes	Yes
2007	B	899,592	75.59	Yes	Yes
2007	C	177,545	14.92	Yes	Yes
2007	D	37,236	3.12	Yes	No
2008	A	95,001	6.27	Yes	Yes
2008	B	1,149,976	75.96	Yes	Yes
2008	C	223,074	14.73	Yes	Yes
2008	D	45,913	3.03	Yes	No

I hope you find this information helpful in your efforts to recommend program changes to the Council. I can be reached at this email address if you have questions about these data.

Sincerely,
/s/
Jessica Gharrett
Program Administrator, RAM

bob and connie snell wrote:

> In regard to the question I would be interested in the total number of distinct vessels that harvested C class quota share in 4B in 2007 and 2008. Hope that clarifies the question. ie I would like to know how many vessels might be available to harvest D class shares it it were permissible to do so which of course now is not an option.
>
> ---- Original Message ----
> **From:** Jessica Gharrett
> **To:** bob and connie snell
> **Sent:** Monday, November 03, 2008 2:17 PM
> **Subject:** Re: [Fwd: [Fwd: [Fwd: Questions pertaining to IFQs in area 4B] snell]]
>
> Another question:
> In your #3: How many C class vessels fished quota shares for other IFQ owners than the vessel owner in 4B in 2008? Same for 2007? I assume you want the count of vessels greater than 35' LOA and less than 61' LOA that harvested IFQ halibut from area 4B only; and did you mean that harvested IFQ of any QS category or only of a particular category?
>
> or any area halibut IFQ?
>
> bob and connie snell wrote:
>
> > Hi Jessica,

halibut	4B	D	B	N	10820	SNELL	ROBERTI	5889 SOUTH SHC	ANACOF	WA	98221
halibut	4B	D	B	N	11640	ZAOCHN	MARTIN	PO BOX 47044	ATKA	AK	99502
halibut	4B	D	B	N	13474	SNELL	ROBERTI	5889 SOUTH SHC	ANACOF	WA	98221
halibut	4B	D	B	N	14389	GOLOD(	RANDY J	PO BOX 47063	ATKA	AK	99547
halibut	4B	D	B	N	14874	GOLOD(	VICTOR J	PO BOX 47063	ATKA	AK	99547
halibut	4B	D	B	N	15004	GOLOD(	RANDY J	PO BOX 47063	ATKA	AK	99547
halibut	4B	D	B	N	15466	ZAOCHN	MARTIN	PO BOX 47044	ATKA	AK	99502
halibut	4B	D	B	N	15896	ZAOCHN	ALAN	PO BOX 47003	ATKA	AK	99547
halibut	4B	D	B	N	16925	NEVZOR	NICK	PO BOX 47036	ATKA	AK	99547
halibut	4B	D	B	N	17285	DIRKS	NICHOLAS	PO BOX 47065	ATKA	AK	99547
halibut	4B	D	B	N	20567	SHAISHI	BILL	PO BOX 196	UNALAS	AK	99685
halibut	4B	D	B	N	30726	GOLOD(	VICTOR J	PO BOX 47063	ATKA	AK	99547
halibut	4B	D	B	N	3114	GOLOD(	GREGORY	PO BOX 47064	ATKA	AK	99547
halibut	4B	D	B	N	32962	DIRKS	NICHOLAS	PO BOX 47065	ATKA	AK	99547
halibut	4B	D	B	N	340	BOWEN	DOUGLAL	PO BOX 1642	HOMER	AK	99603
halibut	4B	D	B	N	7293	GIDDING	ALBERT N	PO BOX 1825	ADAK	AK	99546
halibut	4B	D	B	N	7817	PROKOF	LAWRENCE	PO BOX 470033	ATKA	AK	99547-0033
halibut	4B	D	B	N	953	ELLIS	RICK	341 S. GASTMAN	WASILL	AK	99687
halibut	4B	D	B	N	9631	ZAOCHN	ALAN	PO BOX 47003	ATKA	AK	99547
halibut	4B	D	B	N	9820	SNIGAR	MARK	PO BOX 47007	ATKA	AK	99547

D CLASS SHARE HOLDERS IN 4B WITH MAILING ADDRESSES

ROBERT SNELL 6.

halibut	4B	C	B	N	17927	SHADLE	MATTHEW	R	PO BOX 312	HOMER	AK	99603
halibut	4B	C	B	N	18012	HARRING	BRENDAN		PO BOX 8166	KODIAK	AK	99615
halibut	4B	C	B	N	20553	LANG	CLINTON		3512 82ND PL NE	MARYSVIL	WA	98270
halibut	4B	C	B	N	29073	DAVIS	PATRICK	C	PO BOX 921566	DUTCH H/	AK	99692
halibut	4B	C	B	N	32732	HARRING	WILLIAM	J	PO BOX 8166	KODIAK	AK	99615
halibut	4B	C	B	N	36073	BAKOVIC	RICHARD		1840 S GAFFEY ST #	SAN PEDF	CA	90731
halibut	4B	C	B	N	36174	JANGAARI	STEVE		5017 168TH PL NW	STANWOC	WA	98292
halibut	4B	C	B	N	38928	NELSON	ROBERT	D	PO BOX 8836	KODIAK	AK	99615
halibut	4B	C	B	N	39324	FAIRWEATHER FISH, INC.			PO BOX 1729	GIG HARB	WA	98335
halibut	4B	C	B	N	39857	STAUFFEI	WAYNE	D	3285 FRITZ COVE RI	JUNEAU	AK	99801
halibut	4B	C	B	N	40313	MCKEE	MICHAEL	J	PO BOX 1229	KODIAK	AK	99615
halibut	4B	C	B	N	40880	LENIHAN	TODD	W	PO BOX 6376	SITKA	AK	99835-6376
halibut	4B	C	B	N	41224	BLAKE	HENRY	J	11 GIBBS ST G10	WORCHE	MA	1607
halibut	4B	C	B	N	41459	SAVONEN	LYNN	E	PO BOX 172	GUSTAVU	AK	99826
halibut	4B	C	B	N	4191	NULPH	JAMES	B	1140 PINE FLAT RD	SANTA CF	CA	95060
halibut	4B	C	B	N	47758	ESTATE OF ROBERT J FR			323 CAROLYN ST	KODIAK	AK	99615
halibut	4B	C	B	N	58097	SHADLE	MATTHEW	R	PO BOX 312	HOMER	AK	99603
halibut	4B	C	B	N	62885	SHARRAH	MICHAEL	E	1510 MISSION RD	KODIAK	AK	99615
halibut	4B	C	B	N	8067	FREEMAN	DUANE	A	PO BOX 921146	DUTCH H/	AK	99692
halibut	4B	C	B	N	81497	IANI	DAVID	F	PO BOX 549	KODIAK	AK	99615
halibut	4B	C	B	N	84886	WARD	LARRY	R	875 6TH AVE	WESTHAV	CA	95570
halibut	4B	C	B	N	8762	BARBOUR	DOUGLAS	S	767 E JOHNSON WA	SANDY	UT	84094
halibut	4B	C	B	N	8762	FREEMAN	DUANE	A	PO BOX 921146	DUTCH H/	AK	99692
halibut	4B	C	U	N	106309	BAKOVIC	RICHARD		1840 S GAFFEY ST #	SAN PEDF	CA	90731
halibut	4B	C	U	N	111062	SWARTZ	RICHARD		15 MURRAY PL RD #	ELMA	WA	98541
halibut	4B	C	U	N	172294	HAMMER	WILLIAM		1130 S. DISCOVERY	PORT TOV	WA	98368
halibut	4B	C	B	N	11338	BOURGEC	ROLAND	M	31741 CR 35	STEAMBO	CO	80487
halibut	4B	C	B	N	11899	BRUMMOI	RYAN		PO BOX 119	EDMONDS	WA	98020
halibut	4B	C	B	N	11907	TORGESC	DONALD	O	PO BOX 6518	SITKA	AK	99835
halibut	4B	C	B	N	12548	THOMPSC	PETER	T	PO BOX 3037	KODIAK	AK	99615
halibut	4B	C	B	N	12565	FERRELL	KEVIN		PO BOX 192	MONTESA	WA	98563
halibut	4B	C	B	N	14095	FAIRWEATHER FISH, INC.			PO BOX 1729	GIG HARB	WA	98335
halibut	4B	C	B	N	14701	SHARRAH	THOMAS	A	1510 MISSION RD	KODIAK	AK	99615
halibut	4B	C	B	N	14859	WARD	LARRY	R	875 6TH AVE	WESTHAV	CA	95570
halibut	4B	C	B	N	16752	HAMMER	JASON		1130 S DISCOVERY F	PORT TOV	WA	98368

C CLASS SHARE HOLDERS IN 4B WITH THEIR MAILING ADDRESS

Robert Snell

DRAFT

Council Outreach Workgroup Meeting Report

November 24, 2008
10 am – 4 pm
NPRB conference room
1007 West 3rd Avenue, Suite 100
Anchorage, AK 99501

Workgroup Members Attended: Paula Cullenberg, Duncan Fields, Bob Henrichs, Jennifer Hooper, Eric Olson (Chair), Caleb Pungowiyi

Council staff: Nicole Kimball, Chris Oliver (Executive Director)

Other participants: George Plentikoff, Barbara MacManus

1. Introductions & purpose of the meeting

After introductions among the group, the Chair summarized the purpose of the meeting. This workgroup was formed with the purpose of reviewing a discussion paper on potential approaches to implementing the Council's groundfish policy workplan priority to improve communication and participation with communities and Alaska Native entities. The workgroup was tasked with providing recommendations to the Council on an overall approach to improve upon its existing public process, understanding that there may be ways to better engage with communities and Alaska Native entities on a consistent basis, as well as on projects that may be of specific interest to these stakeholders. The Council approved initiation of this workgroup at its June 2008 meeting.

2. Review Council action to-date & handouts

The workgroup was provided with several documents prior to the meeting, and these were reviewed briefly by Council staff (Nicole Kimball). These documents included:

- A Potential Approach to Implementing the Council's Groundfish Policy Workplan Priority: Increase Alaska Native and Community Consultation (May 2008)
- Chinook Salmon Bycatch Outreach Plan and Outreach Flyer (2008)
- Arctic Fishery Management Plan Outreach Plan and Outreach Flyer (2007)

The purpose was to review the policy approaches that had been presented to the Council at prior meetings, highlighting those that the Council appeared most interested in, and use the suggestions in the May 2008 paper as a starting point for the group's discussion. Review of recent outreach plans (Arctic FMP and Chinook salmon bycatch) also provided some background, such that the workgroup understood recent outreach efforts specific to two ongoing projects. These examples were effectively test projects for the project-specific outreach approaches suggested in the May 2008 discussion paper.

3. Discussion: potential pathway for improving Council outreach & stakeholder participation

The group discussed the potential for a standing Council committee that could provide input to the Council on ways to improve outreach to Alaska Native entities and communities, as well as recommendations on specific Council actions that may warrant a more detailed outreach plan, beyond the

normal Council process. The pros and cons of such a committee were thoroughly addressed. The discussion considered Council budget restraints, broad representational interests, Council staff time, and the importance of community considerations under the reauthorized Magnuson-Stevens Act. After lengthy discussion, the group eventually developed a strong consensus that a standing "Alaska Native and community outreach" committee should be formed by the Council. The committee would operate as any other Council committee (no-host). The primary purpose for the committee would not be to provide the Council with community input on particular actions, but rather to provide the Council with recommendations regarding how to better communicate with Alaska Native groups and communities. Specifically, the workgroup recommended three primary tasks for the committee:

1) Advise the Council on how to provide opportunity for better understanding and participation from rural communities and Alaska Native entities (two-way communication).

2) Provide advice on which Council actions/issues need a specific outreach plan, and prioritize those issues.

3) Facilitate input on the type of community-specific information that should be in Council analyses. The intent is to find ways to improve the community impacts sections of analyses, and to have a focused means to do so on a regular basis. These recommendations may be universal in nature, but would not preclude review of a particular analysis.

The group noted that the membership of such a committee could be very dynamic, in that the committee chairman could request "advisors" to help inform the committee as new issues arise. The primary goal is to have a structured and consistent way to vet issues, even if region-specific, project-specific, or at-large advisories to the committee may be necessary. While the group did not consider specific membership, it agreed that a relatively small committee would likely be the most effective and productive. The workgroup discussed designing a committee that would not exceed nine members, which includes two Council members (Olson and Fields). The workgroup deferred to the Chair to designate committee members, recognizing that the primary goal is to appoint members with appropriate expertise, and that some broad geographic representation would be considered to the extent practicable. The group also discussed the frequency of potential committee meetings, and requested no less than one a year, if current issues warranted a meeting. One member expressed a desire to have meetings as often as quarterly.

Other suggestions relevant to the standing committee recommendation are as follows:

- A specific annual budget should be attached to this effort. Council Executive Director can provide additional information on budget limitations at future meetings. Workgroup members asked about the potential for regional corporations or other entities to fund travel specific to Council outreach plans, but the Council and Council members are not permitted to receive external funding to conduct Council business. However, regional corporations could fund individual committee members to participate in the committee process, or fund individual residents to travel to Council meetings.

- Location of committee meetings. Focus on Anchorage initially, and ensure that the location does not preclude any member from attending. Consider committee meetings in rural Alaska in the future. The workgroup also recommended teleconferencing committee meetings if necessary, in order to have maximum participation.

- Committee staffing. The workgroup hoped that that committee would not take significant staff time, but that the majority of staff time would be devoted to project-specific outreach plans. The workgroup did not recommend hiring a tribal liaison, but to use existing staff at this time. (The

Executive Director noted that the Council is not positioned to hire new staff in the near future.) The workgroup questioned whether NMFS may have staff available to help fulfill a logistics coordinator role toward this effort, and requested that NMFS be approached and encouraged to help support the committee's outreach efforts.

- The workgroup recommended leaving all of the project-specific approaches, from the May 2008 policy paper, to the full committee for discussion. All of these suggestions should be considered when determining how to develop a project-specific outreach plan.

The workgroup also talked about a general goal of increasing rural participation in the fisheries management process and commended the Council's effort on the Arctic FMP and Chinook salmon bycatch outreach efforts. While direct contact is preferable, it may not be possible due to cost and logistical difficulties – either for rural residents to travel to Council meetings, or for the Council to meet in rural areas.

One suggestion discussed at length was the possibility of teleconferencing the Council meetings, and allowing public testimony to be provided over the phone. The intent is to find a way to provide feedback on a local level directly to the Council. The group agreed that this was not a feasible idea. There were several practical concerns, as the length of Council meetings and time allotted for each agenda item would not be able to accommodate this practice. The group then discussed the possibility of a video feed or streaming the meeting (listen only), allowing people outside of Anchorage or Seattle to listen to the meeting in real-time. The workgroup left further discussion of this issue to the standing committee.

The workgroup also suggested asking resource agencies to assist in project-specific outreach plans (e.g., Arctic FMP, salmon bycatch). The group discussed whether NMFS could contribute resources (e.g., staff, sponsor workshops, etc), and suggested that the Council work jointly with NMFS when possible. For example, if NMFS is conducting a tribal consultation in a rural community, staff should determine whether the Council can conduct an outreach meeting, if appropriate, in the same location and timeframe. Staff should also determine whether there are ways that the Council outreach efforts can bolster tribal consultation efforts, without confusing the Council's outreach priority with the agency responsibility to provide government-to-government consultations. There may be some meaningful efficiencies to be gained, recognizing that any action should not confuse the Council's outreach efforts with the agency's obligation to fulfill its tribal consultation requirements.

One member also suggested developing a cycle such that Council members travel to rural Alaska and convey information on the Council process and current issues, while receiving input directly from Native and community residents. This suggestion stemmed from the discussion paper, and the group had sufficient interest in this approach such that they recommended it be considered by the standing committee, if initiated.

The workgroup also recommended creating a database (i.e., running calendar) of regional meetings, such that the Council and staff would be aware of regularly scheduled (typically annual) meetings in rural Alaska that draw a broad cross-section of stakeholders. This would allow staff to better plan outreach meetings, as well as potentially provide the opportunity for Council members to attend and/or provide presentations on Council issues. It would also provide a quick way to find contact information for interested stakeholders when implementing a project-specific outreach plan. Examples of meetings to include were: Association of Village Council Presidents, Alaska Federation of Natives, Alaska Board of Fisheries, boroughs, Alaska Forum on the Environment, Alaska Inter-tribal Council, Alaska Native Regional Corporations, stateside Native co-management groups, etc. It was suggested to contact State of Alaska staff to see if this type of effort has already been completed.

Finally, the workgroup discussed some simple strategies to broaden current participation in the Council process, such as posting the Council agenda in some key village newspapers. Two members of the workgroup (Hooper and Pungowiyi) participated in Council outreach meetings on recent issues (Chinook salmon bycatch and Arctic FMP, respectively). They offered to contact others that participated, in order to provide feedback to Council staff on the strengths and weaknesses of those approaches.

4. Summary of primary recommendations

The workgroup recommends the Council initiate a standing committee (*Council Community Outreach and Impacts Committee*) to provide: input to the Council on ways to improve outreach to Alaska Native entities and communities; recommendations for specific Council actions that warrant specific outreach plans; and input on the type of community-specific information that should be provided in Council analyses.

The workgroup recommends creating a database (i.e., running calendar) of regional meetings, such that the Council and staff would be aware of regularly scheduled meetings in rural Alaska that draw a broad cross-section of stakeholders.

The workgroup recommends that other potential outreach strategies identified both in this workgroup report, and in the May 2008 policy paper, should be further discussed by the standing committee and detailed recommendations provided to the Council.

5. Schedule future meeting if necessary

The workgroup did not see a need for a future meeting of the workgroup. The workgroup recommended moving forward with the recommendation to appoint a standing committee, prior to the April 2009 Council meeting. A committee meeting could then be scheduled, with more formalized recommendations on outreach provided to the Council at its April or June 2009 meeting.

DRAFT NPFMC THREE-MEETING OUTLOOK - updated 12/16/08

February 2, 2009 Seattle, WA Renaissance Hotel	March 30, 2009 Anchorage, AK Hilton Hotel	June 1, 2009 Dutch Harbor, AK (T)
SSL Draft Status Quo BiOp&EIS: ***Update on schedule***		
BS&AI P.cod Split: ***Update/action as necessary***		
SSL Survey Results: ***Report and action as necessary***	GOA fixed gear LLP recency: ***Final Action***	
AFA Coop Reports: ***Receive reports***	GOA P cod sector split: ***Initial Review***	GOA P cod sector split: ***Final Action***
Am 80 Cooperative Formation: ***Initial Review***	Am 80 Cooperative Formation: ***Final Action***	
	Am 80 Lost Vessel Replacement: ***Initial Review***	Am 80 Lost Vessel Replacement: ***Final Action***
	Am 80 Cooperative Report: ***Review***	
GOA sideboards for AFA CVs: ***Discussion paper***		
GOA P.cod sideboards for crab vessels: ***Initial Review (T)***	GOA P.cod sideboards for crab vessels: ***Final Action (T)***	
GOA Rockfish Program Changes: ***Discussion Paper***		
		Observer Program: ***Committee Report (T)***
MPA Nomination Process: ***Discuss & Action as necessary***		
BSAI Crab Regional Delivery Relief: ***Initial Review***	BSAI Crab Regional Delivery Relief: ***Final Action (T)***	
Comprehensive Data Collection: ***Committee Report***		
BSAI Crab Amendments: ***Review Progress/Cttee Report***	BSAI Crab Amendments: ***Discussion Papers***	BSAI Crab Amendments: ***Action as necessary***
BSAI Crab EDR Surveys: ***Progress Report***		
Halibut catch sharing plan: ***Discussion paper (SSC only)***		
Halibut/Sablefish Inactive IFQ Permits: ***Reconsider (T)***		
BSAI Fixed Gear Parallel Fisheries: ***Initial Review***	BSAI Fixed Gear Parallel Fisheries: ***Final Action***	
	BS Chum Salmon Bycatch: ***Refine Alternatives***	BS Chum Salmon Bycatch: ***Refine Alternatives***
BS Chinook Salmon Bycatch: ***ICA progress/SSC review Committee Report***	BS Chinook Salmon Bycatch EIS: ***Final Action***	
BS Bottom Trawl Sweeps: ***Discussion Paper***	BS Bottom Trawl Sweeps: ***Initial Review***	BS Bottom Trawl Sweeps: ***Final Action***
Arctic FMP: ***Final Action***	Bristol Bay Trawl Closure & Walrus: ***Discussion Paper***	
	GOA Tanner & Chinook Bycatch: ***Discussion Paper***	
	BSAI Skates Complex: ***Initial Review (T)***	BSAI Skates Complex: ***Final Action (T)***
		AI FEP addendum: ***Review/Discuss (T)***
	HAPC Criteria & Process: ***Review/Discuss***	HAPC Process: ***Action as necessary***
AKNative/Community Outreach: ***Report & Action as necessary***		
Halibut PSC Discard Survival EFP: ***Review***	Scallop Mgmt: ***Team report/review and approve SAFE***	PSEIS: ***Discuss/Review objectives & workplan***

AI - Aleutian Islands
GOA - Gulf of Alaska
SSL - Steller Sea Lion
BOF - Board of Fisheries
FEP - Fishery Ecosystem Plan
CDQ - Community Development Quota
VMS - Vessel Monitoring System
NOI - Notice of Intent
(T) Tentatively scheduled

TAC - Total Allowable Catch
BSAI - Bering Sea and Aleutian Islands
IFQ - Individual Fishing Quota
GHL - Guideline Harvest Level
EIS - Environmental Impact Statement
LLP - License Limitation Program
SAFE - Stock Assessment and Fishery Evaluation
PSC - Prohibited Species Catch
HAPC - Habitat Areas of Particular Concern

Future Meeting Dates and Locations

February 2 - , 2009 in Seattle
March 30 - , 2009 in Anchorage
June 1-, 2009 in Dutch Harbor (T)
October 1-, 2009 in Anchorage (AP, SSC start on THURSDAY)
(Council on Saturday)

Adak Community Development Corporation

December 13th, 2008

Dear Chairman Olson,

Adak Community Development Corporation is the entity which received the community allocation of 10% of the WAG crab.

The stated purpose of that allocation from the Council's October 2002 motion was "aid in the development of seafood harvesting and processing activities within that community."

This goal is reflected in our bylaws which state that all funds of the Corporation shall be "dedicated to the promotion and development of fisheries related resources, infrastructure and assets for the benefit of the community of Adak, Alaska."

ACDC has been working on developing a fisheries plan for our community. We are particularly interested in promoting entry level opportunities for local small boat fishermen.

One of the ways we think we could create those entry level opportunities would be for ACDC to use our crab royalties to buy 4B halibut IFQ and AI sablefish IFQ for use by local fishermen. We have talked to Council staff about how we could do this. We learned that unlike the CQE program for the GOA or the CDQ program in the BSAI, there are no provisions for Adak's community entity to hold halibut and sablefish IFQ.

We were advised by Council staff that the way to initiate consideration of changing the regulations to allow ACDC as a community entity to hold quota is to raise the issue under staff tasking.

Under staff tasking the Advisory Panel unanimously recommended a call for proposals for the halibut/sablefish IFQ program. We support a call for proposals and we would like the chance to submit a proposal to allow ACDC to hold IFQ for use in our community.

Thank you for your consideration of our request.

Michael Swetzof

Michael Swetzof
President, ACDC
P.O. Box 1943
Adak, Alaska 99546