

## Executive Director's Report

### Magnuson-Stevens Act Update

Not a lot has happened since October on this front, but there are a few things which merit an update/status report, as we approach an interim meeting of the Council Coordination Committee (CCC) with NOAA leadership January 8-9 in Washington DC. Many of us are eagerly waiting to see who will be named to replace Dr. Hogarth as head of NMFS, as that could also affect the implementation trajectory of some of the MSA issues under development.

Also during the week of January 8-10 NOAA Fisheries is holding a workshop with NOAA personnel, Council staff, and some former members of the Ecosystem Principles Advisory Panel to discuss the MSA requirement that "*NMFS, in consultation with the Councils, undertake and complete a study on the state of science for advancing the concepts and integration of ecosystem considerations in regional fishery management*". One member from each Council staff has been invited to participate in this workshop. Diana Evans will be attending from our Council. NMFS expects to proceed with development of the required report following this workshop.

NMFS is still in the process of drafting regulations to implement the annual catch limit provisions of the amended MSA. These are apparently under review at OMB and hopefully will be released soon, though not likely in time for our interim CCC meeting. We also are hoping of course that our comments on this issue will be addressed in the proposed regulations, and that our successful process in this regard will not be unnecessarily and negatively affected in their attempts to apply this requirement to other regions of the U.S.

Regarding limited access privilege programs (LAPPs), I submitted general comments as described in October (essentially recommending they be careful about putting specific guidelines in regulation, which could compromise Council flexibility). I am uncertain as to the timing of further development of these regulations.

On November 27<sup>th</sup> the subcommittee of the CCC (Chris Oliver, Bob Mahood, and Dan Furlong, as well as Don McIsaac) met via teleconference to discuss progress on the revised NEPA procedure. Recall that NOAA was directed to prepare a revised NEPA procedure, "in consultation with CEQ and the Councils". Our subcommittee originally developed a strawman proposal this past February which was premised on significant changes to current NEPA application to fisheries management actions. Since that time NOAA Fisheries and CEQ have been working on an 'agency' proposal (including a draft proposed rule), without further Council input, which they intend to publish in the form of revised regulations. We were given a 'concept paper' on their proposal on November 26<sup>th</sup>. While we had some general discussions about NOAA's draft revised procedure on November 27<sup>th</sup>, we were unable to provide meaningful input in my opinion due to the lack of specificity in the concept paper. I can tell you that it appears to be a substantially different approach from our strawman proposal and raised numerous questions and a few major concerns. However, we need to be able to review the actual draft proposed regulations for any meaningful input – hopefully we will be afforded that opportunity prior to these regulations being published as a proposed rule.

We plan to have further discussions of these and a number of other MSA reauthorization issues (including the status of the stipend issue for you AP and SSC members!) at our January 2008 CCC meeting. Item B-1(a) is an MSA reauthorization status of tasks summary taken from the NOAA Fisheries website.

### Joint Protocol Committee update

Along with Chairman Olson, I recently met with Board of Fish (BOF) Chairman Mel Morris and Executive Director Jim Marcotte to discuss the status and timing of the Joint Protocol Committee, as well as a potential full meeting of the Council and BOF. Based on those discussions I will be working with Jim to schedule a meeting of the Joint Protocol Committee for mid-March 2008, and a full meeting of the Council and BOF in conjunction with our April Council meeting, likely Tuesday April 1. We determined that relevant issues between now and then can be coordinated via exchange of information/letters and staff interaction as necessary.

### Electronic monitoring workshop

At the last meeting I reported to you on a request from the North Pacific Research Board that the Council consider sponsoring a workshop on electronic monitoring (as an alternative to observers or for other purposes). I have been discussing this with NOAA Fisheries representatives as they would necessarily be a key player in such a workshop. We have also been assessing other key participants and their availability. Additionally, there is an exempted fishing permit (EFP) project in the GOA that we want to have the results of before proceeding. Based on Council direction in October we would also at some point involve our Observer Committee in evaluating the feasibility of electronic monitoring options. I have commitment from both NOAA Fisheries and the NPRB to co-sponsor a workshop with the Council, but we have not yet determined the optimal timing for such a workshop. It is unlikely that it will happen before next summer.

### State Department invite

Item B-1(b) is an invitation I recently received from the U.S. State Department to participate in a meeting later this month in Washington, D.C., to provide them information as they are developing U.S. foreign policy related to the Arctic. I will make a presentation on general North Pacific fisheries issues, and specifically on our Arctic FMP efforts, and participate in discussions with other presenters and State Department personnel.

### Events this week

It's looking like a fairly quiet week, but there are a couple evening events later in the week I want to alert everyone to. On Sunday evening the 9<sup>th</sup>, there will be a short reception from 5:30 pm to 7:00 pm in the Chart Room to honor departing Council member Ed Rasmuson. There will be hors'devours and a no-host bar, the reception is open to all Council family, including the public, and we hope everyone will be able to attend.

Next week, on Tuesday the 11<sup>th</sup> and Wednesday the 12<sup>th</sup> the second annual Young Fishermen's Summit is being hosted by Sea Grant, with additional sponsorship from the NPFMC and others. The Summit is being held at the Sheraton Hotel a few blocks from here. On Monday the 10<sup>th</sup> there will be an evening reception, from 6:00 to 7:30 pm, in the Alaska Room here in the Hilton Hotel for Council members to have the opportunity to meet and mingle with Summit participants. Your Executive Director is also on the slate of speakers for the Summit on Wednesday. A copy of the draft program is under B-1(c).

### Visiting Council Chair

John Pappalardo, the current Chairman of the New England Fishery Management Council, is here at our meetings for part of this week to observe our process, with particular interest in the operations of our SSC and AP. Given the time of year he picked to visit, you know he is serious about his interest in how

our Council operates! I encourage you to meet him and chat with him if possible. Welcome to Alaska John.

Departing staff

Two of our staff members will be leaving at year's end. Jim Richardson was on a temporary detail which was made possible by special funding we received in 2004 and 2005. Cathy Coon has accepted a position with the Minerals Management Service beginning in January. I want to express my gratitude for their work over the years for the Council and wish them both the best of luck in their future endeavors!

## MSRA Reauthorization Tracking: by Status update of tasks (30 items) As of 11/16/07

Task	Due date	Status	Additional Information
<b>Annual Catch Limits (1 item)</b>			
<p>1. Establish a mechanism for specifying annual catch limits in the plan (including a multiyear plan), implementing regulations, or annual specifications, at a level such that overfishing does not occur in the fishery, including measures to ensure accountability. The amendment made by subsection (a)(10)—(1) shall, unless otherwise provided for under an international agreement in which the United States participates, take effect— (A) in fishing year 2010 for fisheries determined by the Secretary to be subject to over fishing; and (B) in fishing year 2011 for all other fisheries; and (2) shall not apply to a fishery for species that have a life cycle of approximately 1 year unless the Secretary has determined the fishery is subject to overfishing of that species; and (3) shall not limit or otherwise affect the requirements of section 301(a)(1) or 304(e) of the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1851(a)(1) or 1854(e), respectively).</p> <p>2. Requires that rebuilding plans be submitted 2 years after stock declared and overfishing is ended immediately.</p>	01/01/10	On Track	<p>* Annual Catch Limits must be in place for overfished stocks by 1/01/10. However, the task tracked here is GUIDELINES to be provided to NMFS/Councils to establish a mechanism for specifying annual catch limits. NMFS intends to have guidelines in place in 2008.</p> <p>A Notice of Intent published on 2/14/07 (72 FR 7016). The public comment period is closed.</p> <p>Scoping meetings are complete. A summary of comments received may be viewed at: <a href="http://www.nmfs.noaa.gov/msa2007/catchlimits.htm#publiccomments">http://www.nmfs.noaa.gov/msa2007/catchlimits.htm#publiccomments</a></p>
<b>Bycatch (1 item)</b>			
<p>1. Program: The Secretary, in cooperation with the Councils and other affected interests, and based upon the best scientific information available, shall establish a bycatch reduction program, including grants, to develop technological devices and other conservation engineering changes designed to minimize bycatch, seabird interactions, bycatch mortality, and post-release mortality in Federally managed fisheries. The section specifies program requirements.</p> <p>2. Incentives: Authorizes councils to establish a system of incentives for bycatch reduction, including establishment of individual bycatch quotas.</p> <p>3. Seabird Bycatch: Authorizes Sec., in coordination with the Sec. of Interior, to undertake projects in cooperation with industry to improve information and technology to reduce seabird bycatch.</p>	01/12/08	On Track	<p>The incentives and seabird bycatch tasks (items 2 and 3) do not have associated statutory deadlines but are being tracked with the overall bycatch program task because these components are part of the overall bycatch reduction program in section 316 of the revised Magnuson-Stevens Act.</p>
<b>Conflict of interest (1 item)</b>			
On January 1, 2008, and annually thereafter, the Secretary	01/01/08	On Track	NMFS prepared guidance for the Councils on what information to collect for the

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<p>shall submit a report to the Senate Committee on Commerce, Science, and Transportation and the House of Representatives Committee on Resources on action taken by the Secretary and the Councils to implement the disclosure of financial interest and recusal requirements of this subsection, including identification of any conflict of interest problems with respect to the Councils and scientific and statistical committees and recommendations for addressing any such problems.</p>			<p>annual report to Congress.</p>
<p><b>Council Liaison (1 item)</b></p>			
<p>The MA Council, in consultation with the NE Council, shall submit a report to the Senate Committee on Commerce, Science, and Transportation - (1) describing the role of council liaisons between the MA and NE Councils, including an explanation of council policies regarding the liaison's role in Council decision-making since 1996; (2) describing how management actions are taken regarding the operational aspects of current joint FMPs, and how such joint plans may undergo changes through amendment or framework processes; (3) evaluating the role of the NE and the MA Council liaisons in the development and approval of management plans for fisheries in which the liaisons or members of the non-controlling Council have a demonstrated interest and significant current and historical landings of species managed by either; (4) evaluating the effectiveness of the various approaches developed by the Councils to improve representation for affected members of the non-controlling Council in decision-making, such as use of liaisons, joint management plans, and other policies, taking into account both the procedural and conservation requirements of the MSA; and (5) analyzing characteristics of NC and FL that supported their inclusion as voting members of more than one Council and the extent to which those characteristics support RI's inclusion on a second Council (the MA Council).</p>	<p>10/12/07</p>	<p>Completed</p>	<p>The MA Council prepared this report in consultation with the NE Council. NMFS provided assistance as requested. The report can be viewed at: <a href="http://www.nmfs.noaa.gov/msa2007/implementation.htm">http://www.nmfs.noaa.gov/msa2007/implementation.htm</a></p>
<p><b>Deep Sea Coral Report to Congress (1 item)</b></p>			
<p>The Secretary, in consultation with the Councils, shall submit biennial reports to Congress and the public on steps taken by the Secretary to identify, monitor, and protect deep sea coral areas, including summaries of the results of mapping, research, and data collection performed under the program.</p>	<p>01/12/08</p>	<p>On Track</p>	<p>The Report to Congress will draw heavily from "The State of Deep Coral Ecosystems of the United States", which was called for in the President's Ocean Action Plan, and presently is in press. Publication of the status report is anticipated before the end of 2007.</p>
<p><b>Ecosystem Research (1 item)</b></p>			
<p>Requires Sec., in consultation with the Councils, to undertake and complete a study on the state of science for integration of ecosystem considerations in regional fisheries management. The study should build upon the recommendations of the advisory panel (established under Section 406 of MSA). Stipulates what must be included in study.</p>	<p>07/12/07</p>	<p>Delayed</p>	<p>NMFS plans to conduct a workshop in Nov 2007 with participation from the Councils, NMFS Science Centers and the Ecosystem Principles Advisory Panel. A NMFS Steering Group has been formed and is planning the workshop program. A report will be prepared for delivery to Congress in June 2008.</p>

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<b>Environmental Review Process - NEPA (1 item)</b>			
The Secretary shall, in consultation with the Councils and the Council on Environmental Quality, revise and update agency procedures for compliance with the National Environmental Policy Act (42 U.S.C. 4231 et seq.). Specifies requirements of the procedures. First part of schedule specifies when revised procedures are to be proposed. Proposed rule shall provide 90 days for public comment. Requires that the Secretary promulgate final procedures for compliance with the National Environmental Policy Act (42 U.S.C. 4231 et seq.) no later than 12 months after the date of enactment.	01/12/08	Delayed	The National Marine Fisheries Service solicited public comment through April 20, 2007, on the environmental review provisions required by the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act (MSRA). For more information, see: <a href="http://www.nmfs.noaa.gov/msa2007/docs/notice_to_public_5.pdf">http://www.nmfs.noaa.gov/msa2007/docs/notice_to_public_5.pdf</a> A summary of the public comments received has been posted on the website. See: <a href="http://www.nmfs.noaa.gov/msa2007/publiccomments.htm">http://www.nmfs.noaa.gov/msa2007/publiccomments.htm</a>
<b>Experimental Fishing Permits (1 item)</b>			
Requires Sec., in consultation with the Councils, to promulgate regulations that establish an expedited, uniform, and regionally-based process for issuance of experimental fishing permits.	07/12/07	Delayed	A proposed rule is expected in November.
<b>Fishery Science (1 item)</b>			
Secretaries of Commerce and Education shall collaborate to study if there is a shortage of individuals with post - baccalaureate degrees in fisheries science and shall submit a report to congress detailing the findings and recommendations of the study.	07/12/07	Delayed	The NMFS Office Of Science and Technology has contracted with the American Fisheries Society to determine if there is a shortage of individuals with post - baccalaureate degrees in fisheries science. A survey of over 80 fishery-related departments in higher learning institutions in the U.S. was distributed in July 2008. The report of survey results is expected to be available by early 2008.
<b>Framework 42 (1 item)</b>			
The Secretary of Commerce shall conduct a unique, thorough examination of the potential impact on all affected and interested parties of Framework 42 to the Northeast Multispecies FMP and report the Secretary's findings. The report shall include a detailed discussion of the provisions specified in the section.	02/12/07	Completed	See: <a href="http://www.nmfs.noaa.gov/msa2007/Framework42ReporttoCongressFinalFinal.pdf">http://www.nmfs.noaa.gov/msa2007/Framework42ReporttoCongressFinalFinal.pdf</a>
<b>Hurricane (2 items)</b>			
The Secretary of Commerce shall transmit a report to the Senate Committee on Commerce, Science, and Transportation and the House of Representatives Committee on Resources on the impact of Hurricane Katrina, Hurricane Rita, and Hurricane Wilma on— (1) commercial and recreational fisheries in the States of Alabama, Louisiana, Florida, Mississippi, and Texas; (2) shrimp fishing vessels in those States; and (3) the oyster industry in those States.	07/12/07	Completed	This report has been submitted to Congress and may be viewed at: <a href="http://www.nmfs.noaa.gov/msa2007/docs/Fisheries_Report_Final.pdf">http://www.nmfs.noaa.gov/msa2007/docs/Fisheries_Report_Final.pdf</a>
The Secretary of Commerce shall transmit a report to the Senate Committee on Commerce, Science, and Transportation and the House of Representatives Committee on Resources on the impact of Hurricane Katrina, Hurricane Rita, and Hurricane	07/12/07	Completed	This report has been submitted to Congress and may be viewed at: <a href="http://www.nmfs.noaa.gov/msa2007/docs/HurricaneImpactsHabitat_080707_1200.pdf">http://www.nmfs.noaa.gov/msa2007/docs/HurricaneImpactsHabitat_080707_1200.pdf</a> with errata: <a href="http://www.nmfs.noaa.gov/msa2007/docs/errata_080707.pdf">http://www.nmfs.noaa.gov/msa2007/docs/errata_080707.pdf</a>

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Wilmington on habitat, including the habitat of shrimp and oysters in those States.			
<b>International fisheries (3 items)</b>			
<p>Amends the High Seas Driftnet Fishing Moratorium Protection Act to require the Secretary, in consultation with the Sec of State, to provide to Congress, a biennial report that includes—</p> <p>(1) the state of knowledge on the status of international living marine resources shared by the U.S. or subject to treaties or agreements to which the U.S. is a party, including a list of all such fish stocks classified as overfished, overexploited, depleted, endangered, or threatened with extinction by any international or other authority charged with management or conservation of living marine resources; (2) a list of nations whose vessels have been identified under section 609(a) or 610(a), including the specific offending activities and any subsequent actions taken pursuant to section 609 or 610; (3) a description of efforts taken by nations on those lists to comply with section 609 and an evaluation of the progress of those efforts, including steps taken by the U.S. to implement those sections and to improve international compliance; (4) progress at the international level, consistent with section 608, to strengthen the efforts of international fishery management organizations to end IUU fishing; and (5) steps taken by the Secretary at the international level to adopt international measures comparable to those of the U.S. to reduce impacts of fishing and other practices on protected living marine resources, if no international agreement to achieve such goal exists, or if the relevant international fishery or conservation organization has failed to implement effective measures to end or reduce the adverse impacts of fishing practices on such species.</p> <p>The Secretary shall establish a procedure for determining if a nation identified under subsection 609(a) and listed in the report under section 607 has taken appropriate corrective action with respect to the offending activities of its fishing vessels identified in the report under section 607, providing for notice and an opportunity for comment by any such nation. The Secretary shall determine, on the basis of the procedure, and certify to the Congress no later than 90 days after the date on which the Secretary promulgates a final rule containing the procedure, and biennially thereafter in the report under section 607— (A) whether the government of each nation identified under subsection (a) has provided documentary evidence that it has taken corrective action with respect to the offending activities of its fishing vessels identified in the report; or (B) whether the relevant international fishery management organization has implemented measures that are effective in ending the illegal, unreported, or unregulated fishing activity by vessels of that nation.</p>	01/12/09	On Track	<p>Project Manager and team to write sections of the biennial report were identified in March '07. An advance notice of proposed rulemaking and request for public comments was published June 11 (72 FR 32052-5; <a href="http://a257.g.akamaitech.net/7/257/242/01jan20071800/edocket.access.gpo.gov/2007/pdf/E7-11254.pdf">http://a257.g.akamaitech.net/7/257/242/01jan20071800/edocket.access.gpo.gov/2007/pdf/E7-11254.pdf</a>) to solicit public comments on a procedure for certifying IUU fishing flag states and a procedure for certifying flag states whose fishing vessels are responsible for unacceptable levels of bycatch of protected living marine resources. Notice of three public input sessions was published (72 FR 33436): July 2 in Silver Spring, MD; July 5 in Long Beach, CA; and July 5 in Seattle, WA). These certifications are required elements of the biennial report. Target date for publication of a proposed rule is January '08 and for a final rule TBD.</p>

Task	Due date	Status	Additional Information
The Secretary shall publish a definition of the term 'illegal, unreported, or unregulated fishing' for purposes of this Act, including in the definition, at a minimum—(A) fishing activities that violate conservation and management measures required under an international fishery management agreement to which the United States is a party, including catch limits or quotas, capacity restrictions, and bycatch reduction requirements; (B) overfishing of fish stocks shared by the United States, for which there are no applicable international conservation or management measures or in areas with no applicable international fishery management organization or agreement, that has adverse impacts on such stocks; and (C) fishing activity that has an adverse impact on seamounts, hydrothermal vents, and cold water corals located beyond national jurisdiction, for which there are no applicable conservation or management measures or in areas with no applicable international fishery management organization or agreement.	04/12/07	Completed	Definition published in the Federal Register on April 12, 2007, at 72 FR 18404-5. See: <a href="http://a257.g.akamaitech.net/7/257/2422/01jan20071800/edocket.access.gpo.gov/2007/pdf/07-1830.pdf">http://a257.g.akamaitech.net/7/257/2422/01jan20071800/edocket.access.gpo.gov/2007/pdf/07-1830.pdf</a>
The Secretary, in consultation with the Under Secretary of Commerce for Oceans and Atmosphere, shall designate a Senate-confirmed, senior official within the National Oceanic and Atmospheric Administration to perform the duties of the Secretary with respect to international agreements involving fisheries and other living marine resources, including policy development and representation as a U.S. Commissioner, under any such international agreements.	01/12/09	Targets/Milestones Being Established	
<b>Joint Enforcement Agreements (2 items)</b>			
Requires NMFS and Coast Guard to transmit a joint report to Congress on feasibility, value, and cost of using GMDSS (or other similar data system) for fishery management, conservation, enforcement, and safety purposes with the Federal government bearing the capital costs of any such system; the cumulative impact of existing requirements for commercial vessels; whether such data systems would overlap existing requirements or render them redundant; how data from systems could be integrated; how to maximize data-sharing opportunities between State and Federal agencies; and an assessment of the development, purchase, and distribution of systems to regulated vessels.	04/12/08	On Track	On Track
The Secretary shall implement data-sharing measures to make any data required to be provided by this Act from satellite-based maritime distress and safety systems, vessel monitoring systems, or similar systems— (A) Directly accessible by State enforcement officers authorized under subsection (a) of this section; and (B) Available to a State management agency involved in, or affected by, management of a fishery if the State has entered into an agreement with the Secretary under section 402(b)(1)(B) of this Act.	10/12/09	On Track	On Track



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<b>King/Tanner Crab (1 item)</b>			
Sec. Comm shall amend the FMP for the BSAI King and Tanner Crabs for the Northern Region (as that term is used in the plan) to authorize—(A) an eligible entity holding processor quota shares to elect on an annual basis to work together with other entities holding processor quota shares and affiliated with such eligible entity through common ownership to combine any catcher vessel quota shares for the Northern Region with their processor quota shares and to exchange them for newly created catcher/processor owner quota shares for the Northern Region; and (B) an eligible entity holding catcher vessel quota shares to elect on an annual basis to work together with other entities holding catcher vessel quota shares and affiliated with such eligible entity through common ownership to combine any processor quota shares for the Northern Region with their catcher vessel quota shares and to exchange them for newly created catcher/processor owner quota shares for the Northern Region.	04/12/07	Completed	AMENDMENT APPROVED. <ul style="list-style-type: none"> <li>• NOA published 2/5/07 - 72 FR 5255</li> <li>• Comment period ended: 4/6/07</li> <li>• Amendment was approved by NMFS on 4/12/07</li> </ul>
<b>LAPP - Referenda Guidelines (1 item)</b>			
Within 1 year after the date of enactment of the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act of 2006, the Secretary shall publish guidelines and procedures to determine procedures and voting eligibility requirements for referenda and to conduct such referenda in a fair and equitable manner.	01/12/08	On Track	This project was discussed at the Gulf Council meeting on June 4: <a href="http://www.gulfcouncil.org/Beta/GMFMCWeb/downloads/committee%20schedule-607.pdf">http://www.gulfcouncil.org/Beta/GMFMCWeb/downloads/committee%20schedule-607.pdf</a> and at the New England Council on June 19: <a href="http://www.nefmc.org/calendar/index.html">http://www.nefmc.org/calendar/index.html</a>
<b>Marine Recreational Fisheries Information (1 item)</b>			
<p>1. Sec. Comm, in consultation with reps of the rec fishing industry and experts in statistics, technology, and other appropriate fields, shall establish a program to improve the quality and accuracy of information generated by MRFSS. The program must take into account the 2006 NRC report "Review of Recreational Fisheries Survey Methods." Identifies the goal of the program and what it shall include. The Sec. must complete the program and implement the improved MRFSS by January 1, 2009.</p> <p>Within 24 months of establishment of the revised MRFSS program, requires Sec. to submit a report to Congress describing progress toward achieving the program goals and objectives.</p> <p>2. Creation of National Registry Program for Marine Recreational Fishing. The "Sec. Comm shall establish and implement regionally based registry program for recreational fishermen in each of the 8 fishery management regions. Program shall not require a fee before January 1, 2011 and shall provide for (a) registration (including identification and contact information) of individuals who engage in recreational</p>	07/12/09	Delayed	<p>To develop an improved recreational fishing data collection program, an Executive Steering Committee was established and met for the first time in March. Members include fisheries managers and scientists from NOAA Fisheries, the interstate marine fisheries commissions, and the regional fishery management councils. Executive Steering Committee has established the Operations Team. OT has begun to set milestones and timelines for issue-specific work groups. The OT estimates making the program proposal available for public comment by July, 2008  See: <a href="http://www.st.nmfs.noaa.gov/RecSurveyUpgrade/RecSurveyUpgrade.html">http://www.st.nmfs.noaa.gov/RecSurveyUpgrade/RecSurveyUpgrade.html</a></p> <p>The recreational registry task (2 above) does not have an associated statutory deadline but it is being tracked with data collection task because the registry information is needed to support data collections improvements required in the new MRIP.</p>

Task	Due date	Status	Additional Information
<p>fishing in EEZ, for anadromous species, or for Continental Shelf fishery resources beyond EEZ and (b) if appropriate, the registration (including the ownership, operator, and identification of the vessel) of vessels used in such fishing. Secretary shall exempt from registration under the program recreational fishermen and charter fishing vessels licensed, permitted, or registered under laws of a State if Secretary determines information from State program is suitable for the Secretary's use or is used to assist in completing marine recreational fisheries statistical surveys, or evaluating the effects of proposed conservation and management measures for marine recreational fisheries."</p>			
<b>Overcapacity (1 item)</b>			
<p>Subject to the availability of funds, the Secretary shall, within 12 months after the date of the enactment of the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act of 2006 submit to the Congress a report— (i) identifying and describing the 20 fisheries in United States waters with the most severe examples of excess harvesting capacity in the fisheries, based on value of each fishery and the amount of excess harvesting capacity as determined by the Secretary; (ii) recommending measures for reducing such excess harvesting capacity, including the retirement of any latent fishing permits that could contribute to further excess harvesting capacity in those fisheries; and (iii) potential sources of funding for such measures.</p>	01/12/08	On Track	<p>NMFS has conducted capacity assessments for fisheries in each region. All 8 regional reports have been delivered.</p> <p>NMFS is currently drafting a comprehensive report consistent with the required provisions. NMFS will coordinate with the Councils on how best to address the problem of excess harvesting capacity in specific fisheries.</p>
<b>Pacific Groundfish (1 item)</b>			
<p>Requires the Pacific Fishery Management Council to develop a proposal for an appropriate rationalization program for the Pacific trawl groundfish and whiting fisheries, including the shore-based sector of the Pacific whiting fishery. In developing the rationalization proposal, the Pacific Council must fully analyze alternative program designs, assess the proposal's impact on conservation and economies of the communities, fishermen, and processors participating in the groundfish trawl fisheries, including the shore-based sector of the Pacific whiting fishery. Requires the Pacific Council to submit the proposal and related analysis to Congress within 24 months of enactment.</p>	01/12/09	On Track	
<b>Salmon Recovery Plan (1 item)</b>			
<p>The Secretary of Commerce shall complete a recovery plan for Klamath River Coho salmon and make it available to the public. Within 2 years of enactment, and annually thereafter, the Sec. is required to submit a report to Congress on the actions taken under the recovery plan and other law relating to the recovery of Klamath River Coho salmon and how these actions are</p>	01/12/09	On Track	<p>A presentation was made at the PFMC the week of April 2nd, 2007.</p> <p>A notice of availability of the recovery plan was published in the Federal Register on July 10, 2007 (72 FR 37512). The recovery plan is available at: <a href="http://swr.nmfs.noaa.gov/salmon/MSRA_RecoveryPlan_FINAL.pdf">http://swr.nmfs.noaa.gov/salmon/MSRA_RecoveryPlan_FINAL.pdf</a></p>

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contributing to its recovery; progress on restoration of salmon spawning habitat, including water conditions that relate to salmon health and recovery (with emphasis on the Klamath River and its tributaries below Iron Gate Dam); the status of other Klamath River anadromous fish populations, and actions taken by the Sec. to address the 2003 National Research Council's recommendations regarding monitoring and research on Klamath River salmon stocks.			
<b>Secretarial Action on State-waters fishing (1 item)</b>			
The Secretary of Commerce shall determine whether fishing in State waters— (A) without a New England Multispecies groundfish fishery permit on regulated species within the multispecies complex is not consistent with the applicable Federal fishery management plan; or (B) without a Federal bottomfish and seamount groundfish permit in the Hawaiian archipelago on regulated species within the complex is not consistent with the applicable Federal fishery management plan or State data are not sufficient to make such a determination. If the Secretary makes a determination that such actions are not consistent with the plan, the Secretary shall, in consultation with the Council, and after notifying the affected State, develop and implement measures to cure the inconsistency pursuant to section 306(b).	03/12/07	Completed	Analyses completed and are available at: NERO: <a href="http://www.nmfs.noaa.gov/msa2007/docs/NER_section_110_20070226.pdf">http://www.nmfs.noaa.gov/msa2007/docs/NER_section_110_20070226.pdf</a> PIRO: <a href="http://www.nmfs.noaa.gov/msa2007/docs/section_110_analysis_PIRO_20070321.pdf">http://www.nmfs.noaa.gov/msa2007/docs/section_110_analysis_PIRO_20070321.pdf</a>
<b>Training (2 items)</b>			
Requires the Sec., in consultation with the Councils and the National Sea Grant College Program, develop a training course for new Council members. Training course shall be made available to new and existing Council members and staff from the RO's and RSC's of NMFS, and may be made available to committee or advisory panel members as resources permit.	07/12/07	Completed	New member Council training is scheduled for the week of October 15, 2007. A syllabus of the training program is available at: <a href="http://www.nmfs.noaa.gov/msa2007/docs/council_training_syllabus_200707_v2.pdf">http://www.nmfs.noaa.gov/msa2007/docs/council_training_syllabus_200707_v2.pdf</a>
Council members appointed after the date of enactment of the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act of 2006 shall complete a training course that meets the requirements of this section not later than 1 year after the date on which they were appointed. Any Council member who has completed a training course within 24 months before the date of enactment of the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act of 2006 shall be considered to have met the training requirement of this paragraph.	01/12/09	Final Action Pending	New member training was conducted the week of October 23, 2007.
<b>Tsunami (4 items)</b>			
The National Weather Service, in consultation with other relevant Administration offices, shall transmit to Congress a report on how the tsunami forecast system under this section	01/12/08	Targets/Milestones Being Established	View NWS charter here: <a href="http://www.ppi.noaa.gov/weather_water/TsunamiPage.html">http://www.ppi.noaa.gov/weather_water/TsunamiPage.html</a>

Task	Due date	Status	Additional Information
will be integrated with other United States and global ocean and coastal observation systems, the global earth observing system of systems, global seismic networks, and the Advanced National Seismic System.			View Indian ocean tsunami warning system program here: <a href="http://www.iotws.org/ev_en.php?ID=1267_201&amp;ID2=DO_TOPIC">http://www.iotws.org/ev_en.php?ID=1267_201&amp;ID2=DO_TOPIC</a>
The National Weather Service, in consultation with other relevant Administration offices, shall transmit a report to Congress on how technology developed under section 806 is being transferred into the program under this section.	01/12/10	On Track	View NWS charter here: <a href="http://www.ppi.noaa.gov/weather_water/TsunamiPage.html">http://www.ppi.noaa.gov/weather_water/TsunamiPage.html</a>  View Indian ocean tsunami warning system program here: <a href="http://www.iotws.org/ev_en.php?ID=1267_201&amp;ID2=DO_TOPIC">http://www.iotws.org/ev_en.php?ID=1267_201&amp;ID2=DO_TOPIC</a>
The Administrator shall establish a process for monitoring and certifying contractor performance in carrying out the requirements of any contract to construct or deploy tsunami detection equipment, including procedures and penalties to be imposed in cases of significant contractor failure or negligence.	04/12/07	Completed	View NWS charter here: <a href="http://www.ppi.noaa.gov/weather_water/TsunamiPage.html">http://www.ppi.noaa.gov/weather_water/TsunamiPage.html</a>  View Indian ocean tsunami warning system program here: <a href="http://www.iotws.org/ev_en.php?ID=1267_201&amp;ID2=DO_TOPIC">http://www.iotws.org/ev_en.php?ID=1267_201&amp;ID2=DO_TOPIC</a>
Comptroller General of the U.S. shall transmit a report to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Science of the House of Representatives that (1) evaluates the current status of the tsunami detection, forecasting, and warning system and the tsunami hazard mitigation program established under this title, including progress toward tsunami inundation mapping of all coastal areas vulnerable to tsunami and whether there has been any degradation of services as a result of the expansion of the program; (2) evaluates the NWS's ability to achieve continued improvements in the delivery of tsunami detection, forecasting, and warning services by assessing policies and plans for the evolution of modernization systems, models, and computational abilities (including the adoption of new technologies); and (3) lists the contributions of funding or other resources to the program by other Federal agencies, particularly agencies participating in the program.	01/31/10	On Track	View NWS charter here: <a href="http://www.ppi.noaa.gov/weather_water/TsunamiPage.html">http://www.ppi.noaa.gov/weather_water/TsunamiPage.html</a>  View Indian ocean tsunami warning system program here: <a href="http://www.iotws.org/ev_en.php?ID=1267_201&amp;ID2=DO_TOPIC">http://www.iotws.org/ev_en.php?ID=1267_201&amp;ID2=DO_TOPIC</a>

## MSRA Implementation: by Other required tasks (50 items) As of 11/16/07

Issue	MSRA Citation	Output	Status	Additional Information
<b>Access to Certain Information (1 item)</b>				
Revises provisions specifying access to confidential information.	203	Undetermined	2-In Progress	
<b>Caribbean Council Jurisdiction (1 item)</b>				
Amends jurisdiction of the Caribbean Council	Section 102	Other	6-Completed	An update to Council FMPs may be needed for the Caribbean Council to include a description of its jurisdiction.
<b>CDQ Bycatch limitations (1 item)</b>				
Revises bycatch limitations	116(a)	Regulatory Change	6-Completed	<p>Final rules implementing Amendments 80 (72 FR 52668) and 85 (72 FR 50788) to the FMP for BSAI Groundfish issued to increase CDQ allocations for species supporting directed fisheries. The CDQ Panel made its allocation decision for 2008 fisheries in early October and provided it to NMFS.</p> <p>CDQ allocations represent ongoing activities for the agency. Each year, the CDQ Panel will make its allocation decision under this section of the MSRA and provide it to NMFS. However, no further action relative to this task is required at this time. Should the CDQ Panel not reach consensus, NMFS would issue rules defining the process by which it would make the allocations as provided for in the revised Magnuson-Stevens Act.</p>
<b>Community-Based Habitat Restoration Program (1 item)</b>				
Requires Sec. of Commerce to establish a community-based fishery and coastal habitat restoration program to implement and support the restoration of fishery and coastal habitats.	117	Program	5-Final Review	<p>A description of the program can be found at: <a href="http://www.nmfs.noaa.gov/habitat/restoration/projects_programs/crp/index.html">http://www.nmfs.noaa.gov/habitat/restoration/projects_programs/crp/index.html</a></p> <p>Funding opportunities for 2008 can be found at: <a href="http://www.nmfs.noaa.gov/habitat/restoration/funding_opportunities/funding_nationwide.htm">http://www.nmfs.noaa.gov/habitat/restoration/funding_opportunities/funding_nationwide.htm</a></p>
<b>Cooperative Research and Management Program (1 item)</b>				
Requires Sec., in consultation with the Councils, to establish a regional cooperative research and management program. Funds would be provided on a competitive basis and based on regional fishery management needs. Under cooperative research and management program, priority is given to projects that: - collect data to improve, supplement, or enhance stock assessments; - assess the amount and type of bycatch or post-release mortality; - use conservation engineering designed to reduce bycatch; - identify HAPCs and	204	Program	2-In Progress	

Issue	MSRA Citation	Output	Status	Additional Information
habitat conservation methods; and collect and compile economic and social data.				
<b>Council Coordination Committee (1 item)</b>				
Authorizes the Councils to establish a Council coordination committee consisting of chairs, vice chairs, and executive directors to discuss issues of relevance to all Councils.	103(g)	Other	6-Completed	The Councils have established the CCC via motions passed at recent meetings. Information on these motions is available from the Councils.
<b>Council SOPPs Revisions (1 item)</b>				
<p>1. Requires that conflict of interest disclosures be made available on the internet, as well as at the Council offices</p> <p>2. Authorizes the tribal representative on the Pacific Council to designate as an alternate, during the period of the representative's term, an individual knowledgeable concerning tribal rights, tribal law, and the fishery resources of the geographical area concerned.</p> <p>3. Within the list of Gulf Council nominees that is submitted to the Sec. [through FY 2012], requires Governors to include at least one nominee each from the commercial, recreational, and charter fishing sectors, and one other nominee who is knowledgeable on fisheries conservation and management. If Governor's list does not meet requirements, requires the Sec. to publish a notice in the Federal Register asking State residents to submit names and biographical information of nominees that meet unmet requirement. Further stipulates that an individual who owns or operates a fish farm outside of the United States from may not be a representative of the commercial or recreational fishing sector.</p> <p>4. Modify notice requirements for regular and emergency Council meeting, and for closed Council meetings.</p> <p>5. Require that each council establish, maintain, and appoint the members of a SSC to assist in the development, collection, evaluation, and peer review of such statistical, biological, economic, social, and other scientific information as is relevant to [an FMP]. Requires each SSC provide ongoing scientific advice for fishery management decisions, including recommendations for acceptable biological catch and MSY; and reports on stock status and health, bycatch, habitat status, socioeconomic impacts of management measures, and sustainability of fishing practices. Requires SSC members be Federal employees, State employees, academicians, or independent experts with strong scientific or technical credentials and experience.</p> <p>6. SSCs are required to hold meetings in conjunction with</p>	103(a),(b),(e),(f),(i),(j)	Revise Council SOPPs	2-In Progress	

Issue	MSRA Citation	Output	Status	Additional Information
Council meetings, to the extent practicable.				
<b>Data Collection (1 item)</b>				
Authorizes collection of proprietary and economic info, i.e., strikes restriction on info that would disclose proprietary or confidential commercial or financial info. Authorizes Secretary to implement an information collection or observer program to obtain additional info for fisheries management.	202	Other	7-No action needed	If the Secretary determines that information is necessary for developing, implementing, revising, or monitoring a fishery management plan, or for determining whether a fishery is in need of management, the Secretary may, by regulation, implement an information collection or observer program requiring submission of such additional information for the fishery.
<b>Deep Sea Coral Research/Management (1 item)</b>				
1. Requires the Sec., in consultation with appropriate Councils and in coordination with other Federal agencies and educational institutions, to establish a Deep Sea Coral Research and Technology Program and submit information to the appropriate Councils  2. Authorizes designation of zones in areas where deep sea corals are identified under section 408 (i.e., the new Deep Sea Coral Research and Technology Program), to protect deep sea corals from physical damage from fishing gear or to prevent loss or damage to such fishing gear from interactions with deep sea corals. FMPs may take into account the different circumstances affecting fisheries from different States and ports, including distances to fishing grounds and proximity to time and area closures. FMPs may include measures to conserve target and non-target species and habitats, considering the ecological factors affecting fishery populations.	105 and 211	Program	2-In Progress	The President's Ocean Action Plan has identified a priority for efforts to survey, research, and protect deep sea coral communities. NOAA is committed to working with partners to improve the conservation of these important ecosystems. In November 2007, NOAA will publish "The State of Deep Coral Ecosystems of the United States", called for in the President's Ocean Action Plan. This peer-reviewed report, prepared by NOAA's Coral Reef Conservation Program, provides the first comprehensive national assessment of these unique and vulnerable ecosystems and provides a baseline for future research and management efforts under the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act. Deep sea coral related research and management tasks without statutory deadlines were combined because of the interrelated nature of the work.
<b>Economic impacts (1 item)</b>				
Requires that any rebuilding plans that reduce the overall harvest take into consideration the economic impact of the harvest restrictions or recovery benefits on the fishery participants in each sector.	104(a)	Undetermined	1-Not Started	
<b>Emergency regulations (1 item)</b>				
Extends the second emergency period from 180 days to 186 days.	108	Other	6-Completed	Agency guidance has been updated to reflect this change.
<b>Findings with IUU Fishing (1 item)</b>				
Adds a finding that international cooperation is necessary to address illegal, unreported, and unregulated (IUU) fishing.	402	Other	7-No action needed	This language is self-implementing. No further action is required to comply with this provision of the MSRA.
<b>Fisheries Conservation and Management Fund (1 item)</b>				
Require Sec. to establish and maintain a Fishery Conservation and Management Fund. Monies in the Fund must be used for: - Improving harvest data collection; - cooperative fishery research & analysis; - development of	208	Other	2-In Progress	

Issue	MSRA Citation	Output	Status	Additional Information
<p>technologies to improve seafood quality; - analysis of the benefits &amp; risks of seafood consumption; - marketing of sustainable U.S. fishery products; - improving data collection under the MRFSS; &amp;</p> <p>- providing financial assistance to fishermen for the modification of fishing practices and gear to meet MSA requirements. Authorizes deposits generated through quota set-asides, appropriations, and funds from States, private/public entities, or non-profit organizations.</p> <p>Requires the Sec. to apportion monies in the Fund every 2 years (without appropriation or fiscal year limitation) among the 8 Council regions, based on regional priorities identified through the Council process, except no region can receive less than 5 percent of the Fund in each allocation period. Monies from the fund may not be used to defray the costs of complying with MSA requirements.</p>				
<p><b>Fisheries Hurricane Assistance Program (1 item)</b></p>				
<p>Requires Sec. to establish an assistance program for the Gulf of Mexico commercial and recreational fishing industry. Appropriated funds must be allocated among the Gulf states in proportion to the percentage of the fishery landed by each state. (Funds allocated to Florida must be based exclusively on the proportion of catch landed by the Florida Gulf Coast fishery.)</p> <p>Of the funds made available to each state, 2% must be distributed to fishermen with a demonstrated record of compliance with turtle excluder and bycatch reduction regulations. The rest of the funds must provide for personal and small business assistance, domestic product marketing and seafood promotion, state seafood testing programs, development of limited entry programs, assistance or incentives for use of turtle excluder and bycatch reduction devices, and voluntary capacity reduction programs for shrimp fisheries under limited access programs.</p>	115	Other	6-Completed	Appropriations sent to Gulf States in September 2007.
<p><b>Fishery Impact Statement Requirements (1 item)</b></p>				
<p>Requires each FMP to include in its fishery impact statement</p> <ol style="list-style-type: none"> <li>1. an analysis of the likely effects, if any, including the cumulative economic and social impacts, of conservation and management measures on participants in the fishery and fishing communities, and possible mitigation measures for these impacts. in a FMP or amendment, and;</li> <li>2. the likely effects of management on safety of human life at sea</li> <li>3. Revises National Standard 8 by inserting "by utilizing economic and social data that meets the requirements of</li> </ol>	101(a), 101(b), 104(a)	Other	1-Not Started	The economic, social, cumulative impact analysis and safety-at-sea provisions have been combined into a single task because of the similarity of data and analysis required under the MSRA.



Issue	MSRA Citation	Output	Status	Additional Information
paragraph (2)" after "fishing communities".				
<b>Fishing Capacity Reduction (1 item)</b>				
<p>Authorizes Sec. to pay the owner of a fishing vessel under a fishing capacity reduction program if such vessel is scrapped or subject to title restrictions, all permits are surrendered, and all claims associated with present and future limited access system permits are relinquished.</p> <p>Prohibits Sec. from making a payment under a fishing capacity reduction program, with respect to a vessel that will not be scrapped, unless the Sec. certifies that the vessel will not be used for any fishing, including fishing in the waters of a foreign nation and fishing on the high seas.</p> <p>Strikes subsection (e) under 312 and inserts new implementation plan, including framework regulations, program regulations, harvester proponent's implementation plan, participation contracts, reduction auctions, and bid invitations.</p>	112(a)	Guidelines	2-In Progress	
<b>Guidance to U.S. Commissioners to International Fishery Management Efforts (1 item)</b>				
<p>1. Amends HSDMPA to: Requires the Secretary, in consultation with the Secretary of State, and in cooperation with relevant fishery management councils and any relevant advisory committees, to take actions to improve the effectiveness of international fishery management organizations in conserving and managing fish stocks under their jurisdiction. Actions include—(a) urging specified action by international fishery management organizations to which the United States is a member—(b) urging action by international fishery management organizations to which the United States is a member, as well as all members of those organizations, to adopt and expand the use of market related measures to combat illegal, unreported, or unregulated fishing —(c) urging action by other nations at bilateral, regional, and international levels, including the Convention on International Trade in Endangered Species of Fauna and Flora and the World Trade Organization to take all steps necessary, consistent with international law, to adopt measures and policies that will prevent fish or other living marine resources harvested by vessels engaged in illegal, unreported, or unregulated fishing from being traded or imported into their nation or territories.</p> <p>2. Requires that (a) in managing any fisheries under an international fisheries agreement to which the US is a party, the appropriate Council or Secretary shall take into account the traditional participation in the fishery, relative to other nations, by fishermen of the US on fishing vessels of the US; (b) MSA provisions be communicated and promoted when the United States participates in an RFMO that does not have a process for developing formal plans to rebuild.</p>	4(2), 401,402,403,407	Policy statement	2-In Progress	

Issue	MSRA Citation	Output	Status	Additional Information
<p>3. When establishing catch allocations under international fisheries agreements, the Sec., in consultation with the head of the Coast Guard and the Sec. of State, is required to ensure that all catch history (associated with a U.S. vessel) remains with the United States in that fishery, and is not transferred or credited to any other nation or vessel of such nation.</p> <p>4. Authorizes the Sec. to undertake specified activities to promote improved monitoring and compliance for high seas fisheries or fisheries governed by international fishery management agreements.</p> <p>5. Reiterates Finding with IUU Fishing (MSA Section 2(12)) that international cooperation is necessary to address illegal unreported, and unregulated fishing.</p>				
<b>Habitat Restoration due to Hurricane Effects on Shrimp and Oyster Fisheries and Habitats (1 item)</b>				
<p>The Secretary shall carry out activities to restore fishery habitats, including the shrimp and oyster habitats in Louisiana and Mississippi.</p>	213	Other	6-Completed	<p>Congress provided \$128 million in federal funds to be distributed to the 5 Gulf of Mexico states affected by the 2005 hurricane season. The funds were provided to the Gulf States Marine Fishery Commission via a one-time NOAA grant to be distributed to the states. The states received varying amounts of funding based on the severity of the impacts to their shrimp and oyster habitats. Some of the funds (\$1.2M) will be used to administer and coordinate the funds, and monitor the activities in each state.</p>
<b>Herring Study (1 item)</b>				
<p>Authorizes Sec. to conduct a cooperative research program to study distribution, abundance, and the role of herring as forage fish in the Northwest Atlantic. Sec. would be required to engage multiple fisheries sectors and stakeholder groups in planning, designing, and implementation of program. Final results must be presented within 3 months of study's completion and an interim report must be provided at the end of FY 2008. Authorizes \$2,000,000 for study during FY 2007-FY 2009.</p>	205	Study	4-Funding Currently Unavailable	<p>Funding is currently unavailable for this study.</p>
<b>Hurricane Grants (1 item)</b>				
<p>Subject to the availability of appropriations, requires Sec. to provide assistance and loan forgiveness to eligible holders of fishery finance program loans for expenditures within the declared fisheries disaster area as a result of Hurricane Katrina or Hurricane Rita. For FY 2006-FY 2012, \$15,000,000 is authorized to be appropriated to the Sec. for each eligible holder.</p>	114	Guidelines	3-Waiting/Delayed	

Issue	MSRA Citation	Output	Status	Additional Information
<b>Impact of Turtle Excluder Devices on Shrimping (1 item)</b>				
Requires the Undersecretary of Commerce to execute an agreement with the National Academy of Sciences to jointly conduct a multi-year, comprehensive study to measure utilization of turtle excluder devices (TEDs), analyze the impacts on sea turtle mortality, and evaluate innovative technologies to increase shrimp retention in TEDs while ensuring sea turtle protection. When conducting this study, the Undersecretary must ensure that observers are placed onboard commercial shrimp fishing vessels where appropriate or necessary. Requires the National Academy of Sciences to submit biannual reports to Congress with a summary of preliminary findings and conclusions until a final report is submitted to Congress.	212	Study	4-Funding Currently Unavailable	Currently funding is not available for this study. However, NMFS is conducting background assessments of the available information and research to determine to what extent study-related issues may already have been addressed.
<b>Implementation of Western and Central Pacific Fisheries Convention (1 item)</b>				
Implements the Convention on the Conservation and Management of the Highly Migratory Stocks in the Western and Central Pacific Ocean.	501	Other	2-In Progress	
<b>International Overfishing and Domestic Equity (1 item)</b>				
Requires the Sec., in cooperation with the State Department, to immediately take appropriate action at the international level to end overfishing if the Sec. of Commerce determines a fishery is overfished, or approaching a condition of being overfished due to excessive international pressure, and there are no management measures to end overfishing under an international agreement.	406	Other	7-No action needed	No additional action is needed to implement this requirement of the MSRA. NMFS annually publishes the "Report to Congress on the Status of US Fisheries" that reports the status of each stock relative to overfished and overfishing status. NMFS will use this information to work to end overfishing in the international arena.
<b>Investment in Seafood Processing (1 item)</b>				
Requires the Sec. to work with the Small Business Administration (SBA) and other Federal agencies to develop financial and other mechanisms to encourage U.S. investment in seafood processing facilities in the United States for fisheries that lack processing capacity.	106(c)	Program	1-Not Started	
<b>Joint Enforcement Agreements (1 item)</b>				
Requires Sec. of Commerce to promptly enter into a confidentiality agreement with a State if a written opinion or certification is provided allowing State to maintain confidentiality of information, or reasonable assurance is provided that the State will protect confidential information.	111(a)	Agreement/ MOU	5-Final Review	
<b>LAPPs (1 item)</b>				
Authorizes submission and approval of Limited Access Privilege programs (LAPPs) that meet certain requirements, detailed in Sec. 106.	106(a)	Guidelines	2-In Progress	

Issue	MSRA Citation	Output	Status	Additional Information
<b>Multi-Year Research Priorities (1 item)</b>				
Requires Councils develop, in conjunction with the SSC, multi-year research priorities for fisheries, fisheries interactions, habitats, and other areas of research that are necessary for management purposes, for 5-year periods. Requires research priorities be updated as necessary and submitted to the Sec. and National Marine Fisheries Service (NMFS) regional science centers for consideration in developing research priorities and budgets for the region of the Council.	103(d)(2)	Other	2-In Progress	
<b>North Pacific Fisheries Convention (1 item)</b>				
Authorizes the North Pacific Council to establish a system, or systems, of fees, which may vary by fishery, management area, and observer coverage level, to pay for the cost of implementing a fisheries research plan.	214	FMP Amendment	3-Waiting/Delayed	
<b>Northern Pacific Halibut Act (1 item)</b>				
Amends the Northern Pacific Halibut Act to increase penalties. Amends the Northern Pacific Halibut Act to add section on revocation or suspension of permits.	301-302	Other	7-No action needed	This language is self-implementing. No further action is required to implement with this provision of the MSRA.
<b>Observers (1 item)</b>				
Revises observer requirements for foreign fisheries in the Pacific Insular Area. The Sec. of Commerce, in consultation with the WPFMC, determines adequate monitoring methods for harvest, bycatch, and compliance with U.S. law by foreign vessels that fish under a Pacific Insular Area fishing agreement.	404	Other	7-No action needed	
<b>Oregon and California Salmon Fishery (1 item)</b>				
Makes Federally recognized Indian tribes and small businesses adversely affected by Federal closures and fishing restrictions in the Oregon and California 2006 fall Chinook salmon fishery eligible to receive direct assistance under section 312(a) of the Act and section 308(d) of the Interjurisdictional Fisheries Act. In providing assistance, the Sec. is prohibited from using more than 4% of any monetary assistance for administrative costs.	113(c)	Other	6-Completed	Congress provided \$60.4 million in federal funds to be distributed to fishermen, tribes, and businesses affected by the 2006 Klamath commercial fishery disaster. The Pacific States Marine Fisheries Commission will distribute funds via a \$60 million NOAA grant that was approved this August. The Commission worked with California and Oregon and the Hoopa and Yurok Tribes to develop the grant application. In designing the program, the PSMFC also consulted with State Governors and West Coast Congressional Delegations. A portion of the fund (\$1.3 million) will be used to coordinate, plan, administer and monitor disaster funding activities, including public outreach.
<b>Pacific Whiting (1 item)</b>				
Implements the Agreement Between the Government of the United States and the Government of Canada on Pacific Hake/Whiting signed in Nov. 2003. (Section 601-611)	601	Program	2-In Progress	

Issue	MSRA Citation	Output	Status	Additional Information
<p><b>Peer Review (1 item)</b></p> <p>Authorizes that the Secretary and each Council may establish a peer review process for that Council for scientific information used to advise the Council about the conservation and management of the fishery. The review process, which may include existing committees or panels, is deemed to satisfy the requirements of the guidelines issued pursuant to section 515 of the Treasury and General Government Appropriations Act for Fiscal year 2001 (Public Law 106-554—Appendix C; 114 Stat. 2763A-153).</p>	103(b)	Undetermined	2-In Progress	
<p><b>Prohibited Acts (1 item)</b></p> <p>Prohibits the import, export, transport, sale, receipt, acquisition or purchase of fish taken, possessed, transported, or sold in violation of foreign law or regulation. Prohibits the use of any fishing vessel after the Sec. of Commerce has paid the vessel owner under a fishing capacity reduction program. Prohibits the use of any fishing vessel in Federal or state waters, on the high seas, or in the waters of another country, after the Sec. has made a payment to the owner of the fishing vessel under a fishing capacity reduction program.</p>	118	Other	7-No action needed	This language is self-implementing. No further action is required to comply with this provision of the MSRA.
<p><b>Puget Sound Regional Shellfish Settlement (1 item)</b></p> <p>Implements the Puget Sound Regional Shellfish Settlement</p>	702	Other	6-Completed	Requirements apply to the Secretary of Interior rather than Secretary of Commerce. Therefore, NOAA Fisheries Service will not be tracking this task.  Doug Tedrick, Special Assistant to the Director, Bureau of Indian Affairs in the Department of the Interior, is the contact for this issue.
<p><b>Reauthorization of other acts (1 item)</b></p> <p>Reauthorizes the following legislation: - Atlantic Striped Bass Conservation Act (increases authorization to Sec. of Commerce to \$1 mill annually for FY 2006-2011); and - Yukon River Salmon Act of 2000 (authorizes \$4 mill annually for FY 2006-2011). - Shark Finning Prohibition Act (reauthorizes Act through FY 2011 at current funding level); - Pacific Salmon Treaty Act (reauthorizes Act through FY 2009 and transfers language establishing a Northern Boundary and Southern Boundary Restoration and Enhancement Fund - under the 1999 Pacific Salmon Treaty Agreement between the U.S. and Canada - from an omnibus appropriations bill in 2001, to the Pacific Salmon Treaty Act); and - Extends state authority for managing the Dungeness Crab fishery (under P.L. 105-384) through 2016. - Interjurisdictional Fisheries Act (General appropriations of \$5 mill FY 07-12). - Anadromous Fish Conservation Act (authorizes \$4.5 mill FY07-12).</p>	302	Other	7-No action needed	

Issue	MSRA Citation	Output	Status	Additional Information
<b>Regional Disaster Relief and Evaluation (1 item)</b>				
<p>1) Authorizes Sec., upon request and in consultation with the Governors of affected States, to establish a regional economic transition program to provide disaster relief assistance to fishermen, charter fishing operations, processors, and owners of related fishery infrastructure affected by a catastrophic regional fishery disaster, as defined in the bill.</p> <p>1a) Subject to the availability of appropriations, the program shall provide funds or other economic assistance to affected entities or governmental entities for disbursement to affected entities for meeting immediate regional shoreside infrastructure needs, financial assistance and job training, fishing capacity reduction, and other activities authorized under section 312(a) of the Act or section 308(d) of the Interjurisdictional Fish. Act.</p> <p>1b) Authorizes that any fisherman who decides to scrap a fishing vessel under the program shall be eligible for job training assistance.</p> <p>2) Within 2 months after a catastrophic regional fishery disaster, the Secretary shall provide the Governor of each State participating in the program a comprehensive economic and socio-economic evaluation of the affected region's fisheries.</p>	113	Regulatory Change	2-In Progress	Regional Disaster Relief and Evaluation tasks were combined because of the interrelated nature of the work. The declaration of a disaster under these circumstances triggers a required evaluation of the effect on the region's fisheries.
<b>Regional Ecosystem-based Management &amp; Research (1 item)</b>				
Authorizes Sec. to provide technical and grant assistance to the Councils for development of regional pilot programs that build upon recommendations of the advisory panel and the study.	210	Undetermined	1-Not Started	
<b>Restoration Study (1 item)</b>				
Authorizes Sec. to conduct a study to update scientific information and protocols needed to improve restoration techniques for coastal habitat. Authorizes \$500K for FY 2007	206	Study	4-Funding Currently Unavailable	Funding is currently unavailable for this study.
<b>Rockfish Demonstration Program (1 item)</b>				
Amends program from 2 years to 5 years.	218	FMP Amendment	2-In Progress	
<b>SEAK Capacity Redux - Appropriations (1 item)</b>				
For SE Alaska Fisheries Communities Capacity Reduction Amends Section 209 of the DOC and related Agencies Appropriations Act, 2005, by inserting new amounts	121	Other	7-No action needed	
<b>Shark Feeding (1 item)</b>				
Prohibits feeding of sharks to attract sharks for purposes other	119	Other	7-No action	This language is self-implementing. No further action is required

Issue	MSRA Citation	Output	Status	Additional Information
than harvest in the EEZ off Hawaii			needed	to implement this provision of the MSRA.
<b>Stipends (1 item)</b>				
Subject to the availability of appropriations, the Secretary shall pay a stipend to SSC members that are not employed by the Federal government or a State government agency.	103(b)	Revise Council SOPs	2-In Progress	
<b>Study on the Acidification of the Oceans (1 item)</b>				
Requires the Sec. to request the National Research Council conduct a study on the acidification of the oceans and how this process affects U.S. fisheries.	701	Study	4-Funding Currently Unavailable	Funding is currently unavailable for this task. However, NMFS would be required to conduct the study from current funding if the current version of the 2008 Senate appropriations bill becomes law.
<b>Summer Flounder Rebuilding (1 item)</b>				
Allows Secretary to extend the time for rebuilding of summer flounder under certain conditions	120(a)	Other	6-Completed	Extended temporary rule at: <a href="http://frwebgate6.access.gpo.gov/cgi-bin/waisgate.cgi?WAISdocID=226001350921+9+0+08&amp;WAISaction=retrieve">http://frwebgate6.access.gpo.gov/cgi-bin/waisgate.cgi?WAISdocID=226001350921+9+0+08&amp;WAISaction=retrieve</a>
<b>Technical Revisions to 50 CFR 600 (1 item)</b>				
1. Specifies that TALFF is discretionary except that TAL shall be zero for fisheries determined by the Secretary to have adequate or excess domestic harvesting capacity.	Sections 3 and 5(3)	Regulatory Change	2-In Progress	
2. Defines new terms and revises existing terms under MSA.				
<b>Use of Fishery Finance Program for Sustainable Purposes (1 item)</b>				
Amends section 53706(a)(7) of title 46, United States Code, to read as follows: “(7) Financing or refinancing— “(A) the purchase of individual fishing quotas in accordance with section 303(d)(4) of the Magnuson-Stevens Fishery Conservation and Management Act (including the reimbursement of obligors for expenditures previously made for such a purchase); “(B) activities that assist in the transition to reduced fishing capacity; or “(C) technologies or upgrades designed to improve collection and reporting of fishery-dependent data, to reduce bycatch, to improve selectivity or reduce adverse impacts of fishing gear, or to improve safety.”	209	Regulatory Change	1-Not Started	
<b>Western Pacific Fishery Demonstration Projects (1 item)</b>				
Eliminates requirement that Sec. of Interior provide funding for Western Pacific fishery demonstration projects and clarifies which fishery communities are eligible to receive grants for these projects.	207	Other	7-No action needed	No further action is required to implement this provision of the MSRA. The Department of Commerce has been the lead in providing grants for demonstration projects. The language clarifies the term community which had been defined earlier statute.

Issue	MSRA Citation	Output	Status	Additional Information
<p><b>Western Pacific Sustainable Fisheries Fund (1 item)</b></p> <p>Requires that fines and penalties, imposed on foreign vessels for violations occurring within the EEZ off Midway Atoll, Johnston Atoll, Kingman Reef, Palmyra Atoll, Jarvis, Howland, Baker, and Wake Islands, be deposited into the Western Pacific Sustainable Fisheries Fund (established under section (7) of this section).</p>	Section 6	Other	6-Completed	
<p><b>WP and NP Community Development (1 item)</b></p> <p>Establishes regionally-based pilot program for marine education and training in the Western Pacific and North Pacific to foster understanding, practical use of knowledge, and technical expertise relevant to stewardship of living marine resource. Specifies program components.</p>	109	Program	2-In Progress	



**Subject:** Federal Review of Arctic Policy  
**From:** "Balton, David A (OES)" <BaltonDA@state.gov>  
**Date:** Wed, 21 Nov 2007 10:17:11 -0500  
**To:** "Oliver, Chris" <chris.oliver@noaa.gov>

Dear Chris,

Further to our discussion yesterday, I would like to invite you or another appropriate representative of the North Pacific Fisheries Management Council to participate in a meeting in Washington, DC in mid-December to assist the U.S. Government in a review of Arctic Policy.

More specifically, the United States Government is engaged in a review of federal Arctic policy with a focus on international issues. As part of that process, which involves all U.S. agencies with international Arctic responsibilities, the U.S. Government plans to hold a series of stakeholder outreach sessions in Washington, D.C. The goal of these sessions is for the government to receive input from those knowledgeable in these areas who can help inform the federal government so that it can develop sound policies.

We would like to invite you to participate in a session that would include representatives of key U.S. industries with Arctic interests and representatives of the environmental community. Your role would be to make a presentation to federal officials on aspects of federal Arctic policy as it relates to international matters that you think should be considered by the U.S. Government as part of its review. Particular areas of interest to federal agencies include international governance, scientific cooperation, shipping, energy, environmental protection and sustainable development. Your comments need not address all of these matters, however. Indeed, I would hope that the representative of the North Pacific Council might focus on recent actions that the Council has taken or proposed with respect to fisheries in that part of the U.S. Exclusive Economic Zone that lies in the Arctic. It would be helpful if the representative could make a twenty-minute presentation, and then participate in a discussion with others that we anticipate would last two-to-three hours overall.

The Department of State is leading this outreach effort, and will convene this session at the Harry S Truman Building, 2100 C Street, N.W., Washington, DC, on December 20, 2007 starting at 2:00 p.m.

Please let me know if you will be able to participate. I would be pleased to answer any questions you may have.

Sincerely,

David Balton  
Deputy Assistant Secretary  
For Oceans and Fisheries  
U.S. Department of State

**Great Appreciation is Given to the  
Following Event Sponsors:**

***BOWLINE***

**North Pacific Fishery Management Council  
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Norton Sound Economic Development Corp.  
United Fishermen of Alaska**

***CLOVE HITCH***

**Alaska General Seafoods  
Northern Enterprises Boat Yard, Inc.  
United Catcher Boats  
F/V *Westerly***

***FIGURE 8***

**F/V *Defiant***

***FISHERMEN'S BEND***

**Alaska Longline Fishermen's Association  
Chenega Heritage, Inc.  
Highliner Coffee  
Pacific Seafood Processors Association  
SeaFisk Consulting**

**Special thanks to these organizations for donating  
safety gear, personnel time & media coverage:**

***Fishermen's News*, Grunden/Stormy Seas, Highliner  
Coffee, Kwik'pak Fisheries, McDowell Group, Soho Coho,  
UAA North Pacific Fisheries Observer Training Center**

**Thank you to the hardworking Summit staff:**

**Angela Camos, Julie Carpenter, Beverly Bradley & Cynthia Wallez  
Alaska Sea Grant Marine Advisory Program**

# **ALASKA YOUNG FISHERMEN'S SUMMIT II**

*weaving a network of future  
fishing leaders*

**December 11 - 12, 2007  
Anchorage, Alaska**



***Alaska Sea Grant  
Marine Advisory Program***

***Alaska Young Fishermen's Summit***

AGENDA B-1(c)  
DECEMBER 2007

## **TUESDAY, DECEMBER 11, 2007**

- 7:30-8:00 **Registration, Coffee & Pastries**
- 8:00-8:30 **Welcome and Introductions**  
Paula Cullenberg, *Alaska Sea Grant Marine Advisory Program Leader*
- 8:30-8:50 **Keynote Speaker - Robin Samuelson**
- 8:50-9:10 **Keynote Speaker - Arne Fuglvog**
- 9:10-9:15 **Safety Break**

### **I: UNDERSTANDING ALASKA'S ROLE IN THE WORLD MARKETPLACE AND THE IMPORTANCE OF PRODUCT QUALITY**

Moderators: Casey Campbell, Quentin Fong and Greg Fisk

- 9:15-9:45 **Alaska Seafood in the Global Marketplace**  
Dr. Jim Anderson, *University of Rhode Island*
- 9:45-10:45 **Alaska Seafood Markets: From Olga Bay to the UK**  
Chris McDowell, *McDowell Group*  
Buck Gibbons, *Wildcatch, Inc.*  
Dr. Gunnar Knapp, *UAA Institute of Social & Economic Research*
- 10:45-11:00 **Break**
- 11:00-11:30 **Chill Out: Controlling Quality Loss in Fish**  
Dr. Don Kramer, *Alaska Sea Grant Marine Advisory Program*
- 11:30-12:30 **Chilling and Freezing Onboard: The Key to a Quality Product**  
Kate Mitchell, *NOMAR*  
Doug Short, *Integrated Marine Services*  
Greg Fisk, *SeaFisk Consulting*  
Stephen Grabacki, *Graystar Pacific Seafood, Ltd*

***Alaska Young Fishermen's Summit***

12:30-1:30 **Lunch (provided)**

### **II: RUNNING YOUR FISHING OPERATION AS A BUSINESS**

Moderators: Sunny Rice, Greg Fisk and Glenn Haight

- 1:30- 2:15 **Tracking your Fishing Business**  
Bruce Gabrys, CPA, *Mikunda, Cottrell & Co.*
- 2:15-2:25 **Safety Break**
- 2:25-3:10 **Evaluating Fishing Business Opportunities**  
Glenn Haight, *Alaska Sea Grant Marine Advisory Program*
- 3:10-3:35 **What a Lender Looks for in a Borrower**  
Lea Klingert, *Commercial Fishing and Agriculture Bank*
- 3:35-3:50 **Break**
- 3:50-4:05 **Managing Risk through Insurance**  
Peter Evich, *Coastal Marine Insurance Fund*
- 4:05-4:20 **Onboard Risk Management**  
Jerry Dzugan, *Alaska Marine Safety Education Association*
- 4:20-5:00 **Q & A with Fishing Business Owners and Lenders**  
Rhonda Hubbard, *F/V Kruzof, Inc.*  
Dave Loutrel, *Wild Salmon Direct*  
Lea Klingert, *Commercial Fishing and Agriculture Bank*  
Lujean Fedotov, *Alaska Division of Investments*
- 5:00-6:00 **Break**
- 6:00-7:30 **Private Reception for Participants, Speakers and AYFS Alumni**  
Opening Remarks: Cora Crome, *Fisheries Policy Advisor to Governor Sarah Palin*

***Alaska Young Fishermen's Summit***

## WEDNESDAY, DECEMBER 12 2007

7:30-8:00 *Coffee & Pastries*


### III: UNDERSTANDING STATE AND FEDERAL REGULATORY PROCESSES

Moderators: Torie Baker and Phil Smith

- 8:00-8:45 **History of Fisheries Management, State/Federal Relations and Introduction to Limited Entry in Alaska**  
Phil Smith, *Smith Consulting*
- 8:45-9:30 **Federal Regulatory System: Navigating the Council Process**  
Chris Oliver, *Executive Director, North Pacific Fishery Management Council*  
Gerry Merrigan, *NPFMC Member*
- 9:30-9:40 **Safety Break**
- 9:40-10:25 **State Regulatory System: Navigating the Board of Fisheries Process**  
Jim Marcotte, *Executive Director, AK Board of Fisheries*  
John Jensen, *Vice-Chair, Alaska Board of Fisheries*
- 10:25-10:40 **Break**
- 10:40-12:00 **Science, Fishermen and Management: Keeping Alaska's Fisheries Healthy**  
Dr. Jim Balsiger, *NOAA Fisheries, Alaska Region*  
Jim Hubbard, *F/V Kruzof, Inc.*  
Jeff Regnart, *Regional Supervisor, ADF&G*  
Dorothy Childers, *Alaska Marine Conservation Council*  
Dr. Clarence Pautzke, *North Pacific Research Board*  
Dr. Bruce Leaman, *International Pacific Halibut Commission*
- 12:00-1:00 **Lunch (provided)**


## KEYNOTE SPEAKERS

### Robin Samuelson, Tuesday, 8:30 AM



Robin Samuelson was born and raised in Dillingham and has been a life-long commercial salmon fisherman in Bristol Bay. As CEO/President of Bristol Bay Economic Development Corporation, he has guided the company from its beginning in 1992, into the present position of a major economic force in the Bristol Bay region. As a former member of the North Pacific Fishery Management Council, Alaska Board of Fisheries and Nushagak Advisory Council, Robin remains a strong champion for the conservation and protection of the marine resources of our state.

### Arne Fuglvog, Tuesday, 8:50 AM



Arne Fuglvog is a fifth generation fisherman who has participated in salmon, crab, halibut and many other fisheries for more than 30 years. He served on the Advisory Panel for the North Pacific Fishery Management Council for nine years, and on the Council itself from 2003 to 2006. Arne has been awarded the *National Fisherman Highliner* of the Year as well as *United Fishermen of Alaska's Fisherman of the Year*. In September of 2006, Arne moved to Washington, D.C. to work as a fisheries aide to Senator Lisa Murkowski, where he continues to work on behalf of Alaska fisheries and resources.

# AYF SUMMIT

**THIS SYMPOSIUM IS DESIGNED TO  
PROVIDE BUSINESS, MARKETING,  
SAFETY, AND POLICY SKILLS TO YOUNG  
AND NEW ALASKA FISHERMEN TAKING  
THE HELM OF ALASKA'S  
FISHING INDUSTRY**

**Steering Committee:**

Casey Campbell, McDowell Group  
Eric Olson, Kwik'pak Fisheries  
Alaska Sea Grant Marine Advisory Program:  
Torie Baker, Greg Fisk, Quentin Fong, Glenn Haight, &  
Sunny Rice

***Alaska Young Fishermen's Summit***

- 1:00-2:00 **Public Speaking and Effective Advocacy**  
Barclay Kopchak, *Prince William Sound Community College*
- 2:00-2:30 **What it is to Be a Leader: The Power of Fishing Associations**  
Deborah Lyons, *Vice President, United Fishermen of Alaska*
- 2:30-3:30 **Small Group Strategy Sessions**
- 3:30-4:30 **Q & A with Established Fishermen's Panel**  
Tips for future leaders from seasoned fishermen
- 4:30-4:45 **Wrap Up**

**SPECIAL THANKS TO THE FOLLOWING  
GROUPS & VESSELS  
WHO SPONSORED PARTICIPANTS:**

Alaska Marine Conservation Council  
Aleutian Pribilof Islands Community Development Assoc.  
Bristol Bay Economic Development Corporation  
Central Bering Sea Fishermen's Association  
Chenega Heritage, Inc.  
Coastal Villages Region Fund  
Commercial Fishing and Agriculture Bank  
Cordova District Fishermen United  
F/V *Hukilau*  
Obrien Seafoods  
F/V *Razor's Edge*  
Scotia Harvest Seafoods  
F/V *Solour*  
Yakutat Salmon Board  
Yukon Delta Fisheries Development Association  
Yukon River Drainage Fisheries Association

***Alaska Young Fishermen's Summit***