

**COUNCIL MEETING RECORD**  
**276<sup>th</sup> Session of the**  
**Pacific Fishery Management Council**  
**April 5-11, 2024**  
The Westin Seattle  
1900 5<sup>th</sup> Avenue, Seattle, WA 98101

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## INTRODUCTION

This document contains or identifies the various elements, documents, and sources comprising the complete and official record of Council meeting discussions and actions. In addition to the Meeting Summary, which follows this introductory section (see #7 below), it includes information or references that serve as the functional detailed minutes for this Council meeting as required by §302(i)(2)(E) of the Magnuson-Stevens Act. The full record is maintained at the Council office, is available on the Council website (<http://www.pcouncil.org/>) or upon request from the Council office, and consists of the following:

1. **Meeting Notice and Proposed Agenda** – These documents are available on the Council Website prior to and following each meeting at <http://www.pcouncil.org/>.
2. **Attendance Records** – These documents are available for the Council meeting and each advisory body meeting by request from the Council office.
3. **All Documents, Reports, and Presentations for Council Consideration** – These items include (1) all documents produced or received for the meeting briefing book, validated by a label assigned by the Council Secretariat and distributed to Council Members; (2) written public comments received at the Council meeting in accordance with agenda labeling requirements; and (3) electronic material or handout materials used in presentations to Council Members during the open session. They are available from links in the Meeting Summary of this document or at <https://www.pcouncil.org/council-meetings/previous-meetings/>.
4. **Council Decisions Summary Document** – This document is distributed shortly after each Council meeting. It provides very brief descriptions of most key Council decisions and is available at <https://www.pcouncil.org/council-meetings/previous-meetings/> and also provided by agenda item in the Meeting Summary of this document.
5. **Draft or Final Decision Documents Finalized after the Council Meeting** – Documents such as Environmental Impact Statements or Environmental Assessments are available on the Council website as they are completed.
6. **Gavel-to-Gavel Audio Recordings and Summary Transcripts** – These recordings contain the testimony, presentations, discussions, and actions occurring at the meeting. For additional reference, verbatim transcripts of Council Actions are available on the Council website. The recordings and transcripts may be accessed from the links contained within the Meeting Summary of this document or at <https://www.pcouncil.org/council-meetings/previous-meetings/>.
7. **Meeting Summary** (immediately follows this section) – The Meeting Summary lists, in agenda item order, the briefing book documents, reports, presentations, and Council motions and actions, including a brief summary from the Council Decisions Summary Document for each agenda item. It constitutes the meeting record formally approved by the Council. Links to the audio recordings may also be accessed at <https://www.pcouncil.org/council-meetings/previous-meetings/>.
8. **Voting Log** – The voting log lists, in Agenda order, the summarized Council motions and actions for each agenda item that took place during the meeting.

## MEETING SUMMARY

### A. Call to Order

#### 1. Opening Remarks – Brad Pettinger, Chair

Mr. Brad Pettinger, Council Chair, called the 276<sup>th</sup> meeting of the Pacific Fishery Management Council (Council) to order at 9:00 a.m. on April 6, 2024. A closed session was held before this open session to discuss litigation and personnel matters.

#### 2. Roll Call – Merrick Burden

##### Council Members present during the meeting week:

National Marine Fisheries Service:	Mr. Frank Lockhart, designee
	Mr. Ryan Wulff, designee
	Ms. Keeley Kent, designee
	Ms. Susan Bishop, designee
	Ms. Maggie Sommer, designee
	Mr. Josh Lindsay, designee
Alaska State Official:	Ms. Dani Evenson, nonvoting designee
Washington State Official:	Mr. Kyle Adicks, designee
	Ms. Heather Hall, designee
	Mr. Corey Niles, designee
Washington Obligatory:	Mr. Butch Smith
Oregon State Official:	Mr. John North, designee
	Ms. Lynn Mattes, designee
Oregon Obligatory:	Ms. Christa Svensson
California State Official:	Ms. Marci Yaremko, designee
	Ms. Briana Braby, designee
	Ms. Caroline McKnight, designee
	Mr. John Ugoretz, designee
California Obligatory:	Ms. Corey Ridings
Idaho State Official:	Ms. Sharon Keifer, designee
	Mr. Virgil Moore, designee
Idaho Obligatory:	Mr. Pete Hassemer
Tribal Official:	Mr. Joseph Oatman
At-Large:	Mr. Phil Anderson
	Mr. Robert Dooley
	Mr. Brad Pettinger, Vice-Chair
	Mr. Marc Gorelnik, Chair
Pacific States Marine Fisheries Commission:	Mr. Chris Oliver, Parliamentarian, nonvoting designee
U.S. Coast Guard:	RADM Charles Fosse, nonvoting
	LT Karrie Jeffries, nonvoting designee
	Mr. Chris German, nonvoting designee
U.S. Fish and Wildlife Service:	Mr. Mike Clark, nonvoting designee
	Mr. Benjamin Cross, nonvoting designee

**Absent from the Meeting:**

U.S. State Department:

Mr. David Hogan, nonvoting designee

**3. Agenda – Brad Pettinger**

**a. Council Action: Approve Agenda**

**Motion 1:** Adopt Agenda Item A.3, April 5-11, 2024 Council Meeting Agenda as presented.  
Chris Oliver/Dani Evenson (Motion 1 carried unanimously)

**4. Executive Director’s Report – Merrick Burden**

**B. Open Comment Period**

**1. Comments on Non-Agenda Items - Merrick Burden**

- a. Reports and Comments of Management Entities and Advisory Bodies**
- b. Public Comment**
- c. Council Discussion and Comment, as Appropriate**

**C. Habitat Issues**

**1. Current Habitat Issues - Kerry Griffin**

- a. Report of the Habitat Committee - Correigh Greene**
- b. Reports and Comments of Management Entities and Advisory Bodies**
- c. Public Comment**
- d. Council Action: Consider Habitat Committee Report and Recommendations**

**Staff Summary:** The Council expressed support for the Habitat Committee to 1) develop a draft comment letter on the Federal Energy Regulatory Commission’s draft Environmental Impact Statement on the Hells Canyon Complex Hydropower Dam relicensing, for consideration at the June Council meeting, and 2) provide an update on California water and habitat issues at a future meeting.

**D. Pacific Halibut Management**

**1. Incidental Catch Limits for the 2024 Salmon Troll Fishery – Final Action - Robin Ehlke**

- a. Reports and Comments of Management Entities and Advisory Bodies**
- b. Public Comment**

**c. Council Action: Adopt Final Incidental Pacific Halibut Catch Recommendations for 2024 and Early 2025 Non-Indian Salmon Troll Fisheries**

**Motion 2:** Council adopt the Option 1 catch limit for the 2024 salmon fishery as described in the Supplemental Salmon Advisory Subpanel Report under Agenda Item D.1.a, April 2024.  
Heather Hall/Lynn Mattes (Motion 2 carried unanimously)

**Staff Summary:** Under the Pacific Halibut Catch Sharing Plan, the salmon troll fishery is provided a portion of the non-tribal commercial halibut allocation for incidental retention of halibut. The Council adopted catch ratio and vessel limits for incidental halibut retention in the ocean salmon troll fishery which are effective from May 16, 2024 through the end of the 2024 salmon troll fishery, and beginning April 1, 2025, until modified through inseason action or superseded by the 2025 management measures. License holders may land no more than one Pacific halibut per two Chinook, except one Pacific halibut may be landed without meeting the ratio requirement, and no more than 35 halibut landed per trip (1+1 per each 2, 35).

**E. Salmon Management**

**1. National Marine Fisheries Service Report - Robin Ehlke**

- a. Regulatory Activities - Susan Bishop**
- b. Fisheries Science Center Activities - Steve Lindley**
- c. Reports and Comments of Management Entities and Advisory Bodies**
- d. Public Comment**
- e. Council Discussion and Comment, as Appropriate**

**Staff Summary:** None

**2. Tentative Adoption of 2024 Management Measures for Analysis - Robin Ehlke**

- a. Update of Estimated Impacts of March 2024 Alternatives - Michael O'Farrell**
- b. Summary of Public Hearings - Hearings Officers**
- c. Recommendations of the U.S. Section of the Pacific Salmon Commission - Phil Anderson**
- d. North of Cape Falcon Forum Recommendations - Oregon, Washington, Tribes**
- e. Reports and Comments of Management Entities and Advisory Bodies**
- f. Public Comment**
- g. Council Action: Adopt Tentative 2024 Ocean Salmon Management Measures and any Necessary Harvest Specifications for Collation and Analysis**



**Motion 3:** Council to tentatively adopt the ocean salmon fishery management measures for non-Indian fisheries as presented in Agenda Item E.2.e, Supplemental SAS Report 1, dated April 6, 2024 for STT collation and analysis, including the following additional guidance: Direct the STT to set the Sacramento River Fall Chinook river recreational impact projection at 27,500 Chinook.

Marci Yaremko/Kyle Adicks

**Amendment 1:** (edit to add the underlined text, delete the motion made by Yaremko/Adicks) Council to tentatively adopt the ocean salmon fishery management measures for commercial troll non-Indian fisheries as presented in Agenda Item E.2.e, Supplemental SAS Report 1, dated April 6, 2024 and for California ocean recreational fisheries alternative 1 as set forth in Agenda Item C.9.a, Supplemental STT report, March 2024 for STT collation and analysis, including the following additional guidance: Direct the STT to set the Sacramento River Fall Chinook river recreational impact projection at 21,036 ~~27,500~~ Chinook.

Marc Gorelnik/Bob Dooley (Amendment 1 withdrawn with the consent of the second)

**Amendment 2:** (edit to add the underline text, delete the strikethrough to the motion made by Yaremko/Adicks) Council to tentatively adopt the ocean salmon fishery management measures for California Commercial troll non-Indian fisheries as presented in Agenda Item E.2.e, Supplemental SAS Report 1, dated April 6, 2024 and for California ocean recreational fisheries alternative 1 as set forth in Agenda Item C.9.a, Supplemental STT report, March 2024 for STT collation and analysis, including the following additional guidance: Direct the STT to set the Sacramento River Fall Chinook river recreational impact projection at 21,036 ~~27,500~~ Chinook.

Marc Gorelnik/Bob Dooley (Amendment 2 withdrawn with consent of the second)

**Motion 4 (as a substitute motion):** Council to tentatively adopt the ocean salmon fishery management measures for California Commercial troll non-Indian fisheries as presented in Agenda Item E.2.e, Supplemental SAS Report 1, dated April 6, 2024 and for California ocean recreational fisheries alternative 1 as set forth in Agenda Item C.9.a, Supplemental STT report, March 2024 for STT collation and analysis, including the following additional guidance: Direct the STT to set the Sacramento River Fall Chinook river recreational impact projection at 21,036 Chinook.

Marc Gorelnik/Bob Dooley (Motion 4 failed: Mr. Gorelnik, Mr. Dooley and Mr. Pettinger voted yes; Mr. Adicks, Mr. Oatman, Mr. Smith, Mr. Anderson, Ms. Ridings and Ms. Yaremko voted no)

**Motion 3** (Yaremko/Adicks) carried unanimously

**Motion 5:** For tribal ocean fisheries in the area North of Cape Falcon, I move for the following tentative option to be analyzed by the Salmon Technical Team:

Chinook quota of: 42,500

Coho quota of: 42,500

This option consists of a May/June Chinook directed fishery and a July/August/September all-species fishery. The Chinook quota will be split 50/50 between the May/June and the July/August/September time periods.

Joe Oatman/Kyle Adicks (Motion 5 carried unanimously)

**Staff Summary:** None

**3. Clarify Council Direction on 2024 Management Measures - Robin Ehlke**

- a. Reports and Comments of Management Entities and Advisory Bodies**
- b. Public Comment**
- c. Council Guidance and Direction**

**Staff Summary:** None

**4. Methodology Review Preliminary Topic Selection - Robin Ehlke**

- a. Reports and Comments of Management Entities and Advisory Bodies**
- b. Public Comment**
- c. Council Action: Adopt Preliminary Topics for 2024 Methodology Reviews**

**Staff Summary:** The salmon methodology review ensures that any new or updated methods used in salmon management are reviewed prior to implementation. The review is a multi-step process that begins in April and concludes in November. In April, candidate topics for the review are brought forward for Council consideration, typically by the Salmon Technical Team (STT) and the Scientific and Statistical Committee (SSC). At the April 2024 Council meeting, the Council considered the STT and SSC reports, but did not identify any topics for review at this stage of the process. The Council will discuss the topic again in September and can consider topics that have the supporting analysis ready for a full review in October. The results of the salmon methodology review are provided to the Council in November.

**5. Further Direction on 2024 Management Measures - Robin Ehlke**

- a. Reports and Comments of Management Entities and Advisory Bodies**
- b. Public Comment**
- c. Council Guidance and Direction**

**Staff Summary:** None

**6. 2024 Management Measures – Final Action - Robin Ehlke**

**a. Reports and Comments of Management Entities and Advisory Bodies**

**b. Public Comment**

**c. Council Action: Adopt Final Management Measures for 2024 Ocean Salmon Fisheries**

**Motion 21:** Council adopt for submission to the U.S. Secretary of Commerce the non-Indian commercial and recreational salmon management measures for the area north of Cape Falcon as presented in Agenda Item E.6.a, Supplemental STT Report 1, dated April 10, 2024, with the following modifications:

**TABLE 1**

North of Falcon commercial measures on page 1

U.S./Canada Border to Cape Falcon (spring season)

- In the section on landing and possession limits, add “Landing and possession limit of 150 Chinook per vessel combined across all subareas per landing week.”

U.S./Canada Border to Cape Falcon (summer season)

- For subareas north of Leadbetter Point, change the season end date to September 15

For all commercial troll fisheries north of Cape Falcon

- Add “Vessels fishing in a subarea north of Cape Falcon with a higher limit may transit through and land in subarea with a lower limit. Prior to crossing the subarea line at Leadbetter Point or Queets River, vessels must notify the Washington Department of Fish and Wildlife at 360-249-1215 with area fished, total Chinook, coho, and halibut catch aboard, and destination with approximate time of delivery.”

**TABLE 2**

North of Falcon Recreational Management Alternatives on page 7

U.S./Canada Border to Leadbetter Point (Neah Bay, La Push and Westport subareas)

- Change season end dates to September 15

Queets River to Leadbetter Point (Westport Subarea)

- Add “Prior to September 16” to the language prohibiting possession of salmon on board a vessel on days when the subarea is closed to salmon retention.

Kyle Adicks/Phil Anderson (Motion 21 carried unanimously)

**Motion 22:** Council adopt for submission to the U.S. Secretary of Commerce, the non-Indian commercial and recreational salmon management measures for the area from Cape Falcon, Oregon to the Oregon/California border as described in agenda item E.6.a, Supplemental STT Report 1, dated April 10, 2024, including all season descriptions, minimum sizes, and requirements, definitions, restrictions, and exceptions.

John North/Christa Svensson (Motion 22 carried unanimously)

**Motion 23:** Council adopt for submission to the U.S. Secretary of Commerce the 2024 non-Indian commercial and recreational salmon management measures for the area from the Oregon/California border to the U.S./Mexico border as presented in Agenda Item E.6.a, Supplemental STT Report 1, dated April 10, 2024, including the commercial and recreational requirements, definitions, restrictions, or exceptions.

Marci Yaremko/Corey Ridings (Motion 23 carried unanimously)

**Motion 24:** Council to adopt the Treaty Indian Troll fishery management measures, including the requirements, definitions, restrictions, or exceptions, for submission to the U.S. Secretary of Commerce for the area north of Cape Falcon as shown in Table 3 on Agenda Item E.6.a, Supplemental STT Report 1, April 10, 2024, but with the following changes.

- Remove item number 2 under “Supplemental Management Information” in the table.
- The second bullet to read as follows, for the all-salmon fishery, the end date will be through the earlier of September 15 or 21,250 Chinook quota or 42,500 coho quota.
- Additionally, the treaty troll tribes may conduct an experimental fishery through the month of September for gathering genetic stock identification (GSI) data to inform the treaty troll fishery in future years. Impacts from this non-retention fishery will be accounted for in the modeling associated with the treaty troll fishery. And this will be reflected in the regulatory language.

Joseph Oatman/Kyle Adicks (Motion 24 carried unanimously)

**Staff Summary:** The Council adopted management measures for 2024 ocean salmon fisheries and will transmit its recommendations to National Marine Fisheries Service for implementation by May 16, 2024. Detailed [management measures](#) and a [press release](#) are posted on the Council’s webpage.

## **F. Groundfish Management**

### **1. National Marine Fisheries Service Report Including a Take Reduction Team Overview - Todd Phillips**

- a. Regulatory Activities - Keeley Kent**
- b. Office of Protected Resources - Kristy Long**
- c. Fisheries Science Center Activities - Craig Russell**
- d. Reports and Comments of Management Entities and Advisory Bodies**
- e. Public Comment**
- f. Council Discussion and Comment, as Appropriate**

**Staff Summary:** The Office of Protected Resources provided a [presentation](#) to the Council regarding the formation of a West Coast Take Reduction Team (TRT) to address three strategic marine mammal stocks (i.e., Central America/Southern Mexico humpback whales, Mainland Mexico humpback whales, and Eastern North Pacific blue whales) and five commercial fisheries, including Federal sablefish pot, CA Dungeness crab pot, OR Dungeness crab pot, WA Dungeness crab pot, and CA spot prawn pot. The TRT will be convened by no later than November 30, 2025, and additional fisheries and/or marine mammal stocks may be included in the notice formally establishing the TRT.

The TRT is expected to include commercial fishermen from the Dungeness crab and sablefish pot gear fisheries, along with representatives from relevant governmental agencies. At the June meeting, the Council will identify and recommend TRT representatives who are familiar with sablefish pot fisheries.

**2. Biennial Harvest Specifications for 2025-26 Fisheries - Final Preferred Alternatives - Marlene Bellman, Todd Phillips**

**a. Reports and Comments of Management Entities and Advisory Bodies**

**b. Public Comment**

**c. Council Action: Adopt Final Preferred Harvest Specification Alternatives for 2025-26 Fisheries, if possible; Refine the Range of Quillback Rockfish in California Alternatives and Adopt a Preliminary Preferred Alternative**

**Motion 6:** Council adopt the ABC Rule as the preliminary preferred alternative for California quillback rockfish, and remove the alternatives for the default harvest control rule and the CDFW proposal from further consideration as recommended by the GMT in [Agenda Item F.2.a, Supplemental GMT Report 1](#).

Caroline McKnight/Bob Dooley (Motion 6 carried unanimously)

**Motion 7:** Council adopt as the final preferred alternative the default HCRs for all species in the Groundfish FMP except quillback rockfish off California, Rex sole, shortspine thornyhead, and Dover sole. Adopt Alternative 2 as the FPA for the following three species.

Rex sole: Alt 2, (ACL= ABC, P\*0.45)

Shortspine thornyhead: Alt. 2, (ACL < ABC P\* 0.45, 40-10 adjustment applied)

Dover sole: Alt 2, (ACL = ABC, P\* 0.45)

Lynn Mattes/Christa Svensson (Motion 7 carried unanimously)

**Motion 8:** Council adopt the update to the 2019 Washington Cabezon Catch-Only model as described in Agenda Item F.2, Supplemental Revised Attachment 2, April, 2024 and the related recommendations made in the SSC Report F.2.a, Supplemental SSC Report 1.

Corey Niles/Phil Anderson (Motion 8 carried unanimously)

**Staff Summary:** The Council adopted a final preferred alternative for all species in the Groundfish Fishery Management Plan as default harvest control rule harvest specifications for 2025-2026 fisheries, except for rex sole, shortspine thornyhead, Dover sole, and quillback rockfish off California. They also adopted and utilized results from the Washington cabezon catch-only update. The final preferred alternatives adopted for rex sole, shortspine thornyhead, and Dover sole were Alternative 2, as listed in the table below. [P\\* values](#) reflect the Council's level of risk tolerance in setting an overall harvest level for those stocks, which are less risk adverse than the default harvest control rules from the last biennial cycle. For quillback rockfish off California, the Council adopted the [ABC rule](#) as a preliminary preferred alternative for their rebuilding strategy and removed the default harvest control rule and the California Department of Fish and Wildlife proposal from further analysis. Final action on quillback rockfish in California harvest specifications for 2025-2026 and the associated rebuilding plan is scheduled for June 2024.

<b>Groundfish Stock</b>	<b>Final Preferred Alternative</b>
Rex sole	ACL = ABC, P * = 0.45
Shortspine thornyhead	ACL < ABC, P * = 0.45, 40-10 rule applied due to stock in the precautionary zone
Dover sole	ACL = ABC, P * = 0.45

### **3. Inseason Management – Final Action - Todd Phillips**

#### **a. Reports and Comments of Management Entities and Advisory Bodies**

#### **b. Public Comment**

#### **c. Council Action: Adopt Final Inseason Adjustments for 2024**

**Staff Summary:** No inseason adjustments to Council-managed groundfish fisheries were taken by the Council.

### **4. Sablefish Gear Switching – Final Action and Fishery Management Plan (FMP) Amendment - Jim Seger, Jessi Doerpinghaus**

#### **a. Reports and Comments of Management Entities and Advisory Bodies**

#### **b. Public Comment**

#### **c. Council Action: Adopt a Final Preferred Alternative and FMP Amendment Language, Provide Other Guidance as Appropriate**

**Motion 17:** Council to adopt the Preferred Preliminary Alternative (PPA) as its Final Preferred Alternative, as identified in Agenda Item F.4, including the following modifications and clarifications.

Restrictions on gear switching will be implemented north of 36° degrees North latitude consistent with the PPA when the N. of 36° ACL is below 7,000 metric tons. In years when the N. of 36° ACL is equal to or greater than 7,000 metric tons no gear-switching restrictions will be placed on vessels using non-trawl gear that are otherwise legally participating in the trawl sector.

**Description of the restrictions placed on vessel engaged in gear switching when the northern sablefish ACL is less than 7,000 mts.**

**Gear Switching Control: Trawl-Only and Any-Gear (Unrestricted) QP.** Northern sablefish QP will be issued as trawl-only QP and any-gear QP (unrestricted QP).

**Procedure for Determining the Amount and Distribution of Any-Gear QP.** Upon implementation, NMFS will identify legacy participants, their eligible QS, and the standard ratio which will apply to QP issued for all other QS, based on the qualification criteria listed in the following section.

**Legacy participants and eligible QS.** Legacy participants will receive any-gear QP for their eligible northern sablefish QS (eligible QS is any QS owned by a legacy participant that does not exceed what the participant owned on the control date or the implementation date of this action, whichever is less).

For situations in which more than one individual owns a QS account, a legacy participant's QS ownership is determined based on their share of ownership, as reported to NMFS.

**For QS owned by non-legacy participants (and a legacy participant's QS that is not eligible).** Constant proportion of any-gear QP in the IFQ sector. At implementation, a standard any-gear and trawl-only QP ratio will be determined such that the total amount of any-gear QP will equal 29 percent (including that issued to legacy participants). As legacy participants divest of their QS, the standard any-gear/trawl-only QP ratio will be applied to that QS when QP are issued to the new owner. The standard QP ratio will be adjusted, such that the total amount of any-gear QP remains 29 percent.

**Legacy Participants (Definition and Qualification).** Legacy participants are individuals or legal entities for which individual ownership interests cannot be identified (e.g., trusts, nongovernmental entities) that meet the qualifying criteria provided below. The designation as a legacy participant stays with the individual or entity and is not transferable.

**To qualify as a legacy participant.** As of and since the control date, an individual must have some ownership interest in a trawl limited entry permit (or permits) that landed northern sablefish QPs with non-trawl gear totaling at least 30,000 pounds per year in at least 3 years between January 1, 2011 and September 15, 2017 (the control date) and had some ownership interest in northern sablefish quota shares (any amount).

**Transferability and Accumulation Limits.** As under status quo, all QS and QP would remain fully transferable and the existing QS control limit (3.0 percent) and annual vessel QP use limit (4.5 percent) will continue to be applied for northern sablefish quota as a whole (without distinction by gear type).

#### **Legacy Participant Status Holder Terms and Conditions**

- Legacy status cannot be transferred to another individual or entity, e.g., trust, estate, corporation.
- The legacy status for an individual or an entity will not extend beyond the life-time of the individual or 15 years after the implementation date, whichever comes first.
- Any new QS acquisition by a legacy participant over their eligible QS level will be treated as non-eligible QS.
- After implementation, as legacy participants divest themselves of QS, the total legacy participant holdings of eligible QS will decline. Any new QS acquisition by a legacy participant will be treated as non-eligible QS.
- If a legacy participant divests all their northern sablefish QS their legacy status would expire.
- If an estate or trust is established for an individual who dies between the control date and implementation, then that estate or trust would be treated as a continuation of the

individual for the purpose of determining the trust's qualification as a legacy or non-legacy participant.

- If an individual passes away and their trawl LEP and QS are passed to another person prior to implementation, the person receiving those assets will retain the status of the deceased individual and QS ownership level with respect to ownership as of and since the control date.
- An individual who inherits northern sablefish QS and/or a qualified trawl LEP from an individual that passed away between the control date and implementation will be treated as if they owned that LEP and QS as of and since the control date.
- For purposes of keeping family-owned corporations whole, any ownership interest in QS or a trawl LEP as of the control date that is transferred to another family member by the time of Council action will be considered to have been owned by the family member as of the control date.

Phil Anderson/Bob Dooley

**Amendment 1:** Amend the 7,000 metric tons to 6,000 metric tons within this motion.

Christa Svensson/Corey Niles (Amendment 1 failed; Ms. Kiefer, Mr. Smith, Ms. Ridings, Mr. Hassemer, Mr. Dooley, and Mr. Pettinger voted no)

**Amendment 2:** Amend this portion of the motion to read as follows (*edits in strikeout/insert identified in yellow*): Council to adopt the Preferred Preliminary Alternative (PPA) as its Final Preferred Alternative, as identified in Agenda Item F.4, including the following modifications and clarifications.

Restrictions on gear switching will be implemented and remain in effect north of 36 degrees North latitude consistent with the PPA ~~if when~~ the N. of 36° ACL is below 7,000 metric tons and the rolling three-year average of fixed gear usage of QP is greater than 29 percent with the calculation of the average beginning 2023-2025. The evaluation of the ACL component must be evaluated based on a new assessment or catch only update. In years when the N. of 36° ACL is equal to or greater than 7,000 metric tons no additional restrictions will be placed on vessels using non-trawl gear that are otherwise legally participating in the trawl sector.

Corey Niles/Christa Svensson

**Amendment 2a:** Edit to change the word “if” to “when” in the second line of the paragraph as follows (green): Council adopt the Preferred Preliminary Alternative (PPA) as its Final Preferred Alternative, as identified in Agenda Item F.4., including the following modifications and clarifications.

Restrictions on gear switching will be implemented and remain in effect North of 36 degrees North Latitude consistent with the PPA ~~if when~~ the N. of 36° ACL is below 7,000 metric tons and the rolling three-year average of fixed gear usage of QP is greater than 29 percent with the calculation of the average beginning 2023-2025. The evaluation of the ACL component must be evaluated based on a new assessment or catch only update. In years when the N. of 36° ACL is equal to or greater than 7,000 metric tons no additional restrictions will be placed on vessels using non-trawl gear that are otherwise legally participating in the trawl sector.

Christa Svensson (Amendment withdrawn, not seconded)



**Amendment 2b:** Edit to change the word “if” to “when” in the second line of the paragraph as follows (yellow): Council to adopt the Preferred Preliminary Alternative (PPA) as its Final Preferred Alternative, as identified in Agenda Item F.4, including the following modifications and clarifications.

Restrictions on gear switching will be implemented ~~and remain in effect~~ north of 36 degrees North latitude consistent with the PPA ~~if when~~ the N. of 36° ACL is below 7,000 metric tons and the rolling three-year average of fixed gear usage of QP is greater than 29 percent with the calculation of the average beginning 2023-2025. The evaluation of the ACL component must be evaluated based on a new assessment or catch only update. In years when the N. of 36° ACL is equal to or greater than 7,000 metric tons no additional restrictions will be placed on vessels using non-trawl gear that are otherwise legally participating in the trawl sector.

Christa Svensson/Marc Gorelnik (Amendment 2b carried, Mr. Dooley, Mr. Smith, Mr. Hassemer and Mr. Anderson voted no)

**Amendment 2c:** Edit to change the “7,000” to “6,000” in the second paragraph, and strike the language starting with “The evaluation. . . through the end of the paragraph (blue): Council to adopt the Preferred Preliminary Alternative (PPA) as its Final Preferred Alternative, as identified in Agenda Item F.4, including the following modifications and clarifications.

Restrictions on gear switching will be implemented ~~and remain in effect~~ North of 36 degrees North latitude consistent with the PPA if ~~when~~ the N. of 36° ACL is below ~~6,000 7,000~~ metric tons and the rolling three-year average of fixed gear usage of QP is greater than 29 percent with the calculation of the average beginning 2023-2025. ~~The evaluation of the ACL component must be evaluated based on a new assessment or catch only update. In the years when the N. of 36° ACL is equal or greater than 7,000 metric tons no additional restrictions will be placed on vessels using non-trawl gear that are otherwise legally participating in the trawl sector.~~

Phil Anderson/Marc Gorelnik (Amendment 2c carried, Ms. Sommer voted no)

**Amendment 2:** failed (Mr. Dooley, Ms. Kiefer, Ms. Sommer, Mr. Anderson, Mr. Smith, Mr. Hassemer, Mr. Pettinger voted no)

**Motion 18 : Motion to reconsider Amendment 1.**

Pete Hassemer/Sharon Kiefer (motion carried)

**Motion 17 Amendment 1** (reconsidered)

Christa Svensson/Corey Niles

Amendment 1 carried (Ms. Ridings voted no)

**Motion 19 (as a substitute motion):** Council adopt no action as the Final Preferred alternative. Corey Ridings/Marc Yaremko (Motion failed; Mr. Smith, Mr. Anderson, Ms. Kiefer, Ms. Mattes, Mr. Hassemer, Mr. Oatman, Mr. Dooley voted no)

**Motion 17,** as amended, carried (Ms. Ridings and Ms. Yaremko voted no)

**Motion 20:** Council adopt the Groundfish Fishery Management Plan amendatory language, updated with the trigger value approved by the council in the Final Preferred Alternative, consistent with the preliminary preferred alternative on gear switching as presented in Agenda Item F.4 Attachment 4 April 2024, with FMP Amendment language Option 2 except do not include the phrase “or gear switching has used an average of 29 percent or less of the annual trawl allocation of northern sablefish over the three most recent full years for which data is available”.

Phil Anderson/Corey Niles (Motion 20 carried, Ms. Ridings voted no)

**Staff Summary:** The Council selected as its final preferred alternative (FPA) a modified version of its preliminary preferred alternative (PPA). Under the FPA, gear switching would be limited only in years when sablefish quota pound (QP) availability is low—specifically, when the northern sablefish annual catch limit (ACL) is below 6,000 mt. The limitation would be imposed through the issuance of gear-specific QP (any-gear QP and trawl-only QP). In years with an ACL above 6,000 mt, there would be no restrictions on gear switching. Some of the more substantial FPA provisions that differed from the PPA include: qualified gear-switching participant status (“legacy participant” status) would not last more than 15 years (legacy participants receive 100 percent any-gear QP for their eligible quota share—QS); and as legacy participants reduce and eliminate their holdings of QS, the proportion of any-gear QP issued for all other QS would increase, such that the total amount of any-gear QP issued during each year when gear switching is limited would remain at 29 percent. Also, the Council included provisions for transfer of ownership among family members that occur before April 10, 2024 and for the estates of deceased individuals. These provisions address qualification for legacy status and determination of amounts of QS held as of and since the control date (the latter of which is considered “eligible QS”). The Council adopted fishery management plan amendment language related to the FPA. At a future meeting, the Council will review the regulations developed to implement its FPA. One of the focuses of that review will be on the definition of family used for the regulations. As they become available, a complete description of the Council action and supporting analyses will be posted on the Council’s [Gear-Switching webpage](#).

## **5. Preliminary Preferred Management Measure Alternatives for 2025-26 Fisheries - Todd Phillips, Marlene Bellman**

### **a. Reports and Comments of Management Entities and Advisory Bodies**

### **b. Public Comment**

### **c. Council Action: Adopt Any Remaining Harvest Specifications and Preliminary Preferred Alternatives for Management Measures in 2025-26 Fisheries**

**Motion 12:** Council adopt the preliminary 2025 and 2026 tribal management measures and set-asides as specified in Agenda Item F.5.a, Supplemental Tribal Report 1, and Supplemental Tribal Report 2, April 2024.

Joe Oatman/Phil Anderson (Motion 12 carried unanimously)

**Motion 13:** Council adopt the following alternatives as the preliminary preferred alternative for groundfish management measures in 2025-2026 ((Numbers from [Agenda Item F.5, Supplemental REVISED Attachment 1, April 2024](#), the Action Item Checklist):

- **Action Item #2 Off-the-top Deductions**

Adopt the following preliminary set-asides for 2025 and 2026, as shown in Appendix 1 and Appendix 2 of [Agenda Item F.5.a, Supplemental GMT Report 3, April 2024](#):

- Research: use the rolling 10-year maximum of research mortality to set research set-asides in 2025-26, except for:

Stock or Management Unit	2025-2026 Research Set-Aside (in mt)
Canary rockfish	10.1
Cowcod	10.0
California quillback rockfish	0.1
Yelloweye rockfish	2.9

- Incidental Open Access: use the rolling 10-year maximum methodology to set IOA set-asides in 2025-26 except for:

Stock or Management Unit	2025-2026 IOA Set-Aside (in mt)
Bocaccio South of 40° 10' N lat.	2.2
Canary rockfish	2.8
Darkblotched rockfish	10.7
Longspine thornyhead north of 34° 27' N lat.	1.3
Petrable sole	4.4
Sablefish south of 36° N lat.	25.0
Widow rockfish	1.0
Nearshore rockfish north of 40° 10' N lat.	1.1
Slope rockfish south of 40° 10' N lat.	0.9
Yelloweye rockfish	3.9

- Exempted Fishing Permits: no set-asides for 2025-2026
- Recreational Sablefish:
  - sablefish north of 36° N. lat. recreational off-the-top set-aside of 30 mt as shown in Appendix 3 of [Agenda Item F.5.a, Supplemental GMT Report 3, April 2024](#)

- **Action Item #5 Two Year Trawl/Non-Trawl Allocations**

Adopt status quo for two-year allocations for all stocks, except:

- Widow rockfish-300 mt non-trawl, remainder to trawl
- Canary rockfish, which will be addressed in a different motion

As recommended by the GMT (Table 2 in [Agenda Item F.5.a, Supplemental GMT Report 4](#)) and GAP ([Agenda Item F.5.a, Supplemental GAP Report 1](#))

- **Action Item # 7 Amendment-21 Allocation Changes**

Maintain current Amendment-21 trawl/non-trawl allocations for all species except for shortspine thornyhead, and reconsider allocations during inter-sector allocation review.

- **Action Item #8 Harvest Guidelines/ State Shares for Stocks in a Complex**

Adopt status quo HG for

- Blackgill rockfish (within the slope rockfish south of 40°10' N. lat. complex)

No species-specific HGs for:

- Oregon black/blue/deacon rockfish complex
- OR and WA cabezon/kelp greenling complexes

As recommended by the GMT ([Agenda Item F.5.a, Supplemental GMT Report 4](#)) and GAP ([Agenda Item F.5.a, Supplemental GAP Report 1](#))

- **Action Item #17 Oregon Recreational Fishery**

Adopt the recommendations for the Oregon recreational fishery as outlined in [Agenda Item F.5.a, Supplemental ODFW Report 1, April 2024](#).

- **Action Item #19 g New Management Measures-Other**

Adopt the updated scientific name for Pacific sand lance to *Ammodytes personatus* and the common name for spiny dogfish to Pacific spiny dogfish in regulation.

Lynn Mattes/Heather Hall (Motion 13 carried unanimously)

**Motion 14:** Council adopt the following preliminary preferred management measures alternatives following the Action Item Checklist numbering from Agenda Item F.5.a, Supplemental Revised Attachment 1, April 2024.

- **Action Item #1 Area Management**

Adopt the minor revisions to Rockfish Conservation Area waypoints as recommended in Agenda Item F.5.a, Supplemental CDFW Report 1, April 2024

- **Action Item #4 ACT(s)**

Adopt the following:

- Yelloweye rockfish non-trawl ACT: Status quo
- California quillback rockfish non-trawl ACT: Remove the ACT
- California copper rockfish statewide ACT: Remove statewide ACT and establish a recreational ACT south of 34° 27' N. lat.

- **Action Item #6 Rebuilding Overfished Species Allocation**

- Yelloweye rockfish: status quo proportions for trawl/non-trawl
- California quillback rockfish: status quo, no further development

- **Action Item #10**

- Adopt Status Quo
  - Blackgill rockfish and slope rockfish south of 40°10' N. lat.
  - Cowcod south of 40°10' N. lat.
  - Bocaccio south of 40°10' N. lat.
  - Nearshore rockfish complex north of 40°10' N. lat. sharing arrangement
  - Yelloweye rockfish
  - Sablefish formal sharing between limited entry fixed gear and open access

- Adopt Option 2 for the sablefish south of 36° N. lat. for a 10 mt recreational set aside as recommended by the GMT in Agenda Item F.5.a, Supplemental GMT Report 4, April 2024
  - **Action Item #18 California Recreational**
    - Adopt 2024 season structures and sub-bag limits for 2025-2026
    - Remove size limits for cabezon, greenling and CA scorpionfish in the California recreational fishery as described in Agenda Item F.5.a, Supplemental CDFW Report 1, April 2024 and include the EC recommendations to modify filleted skin requirements as described in Agenda Item F.5.a, Supplemental EC Report 1, April 2024
  - **Action Item #19 e-f**
    - Adopt Option 2 for the federal requirement for all recreational vessels in the EEZ to have one functional descending device on board the vessel while fishing for groundfish
    - Adopt Option 2 for the continuous vessel transit provision from Agenda Item F.5, REVISED Attachment 2 (Electronic Only), April 2024
  - **Action Item #20**
    - Remove California quillback rockfish from the minor nearshore rockfish complex as recommended by the GMT in [Agenda Item F.2.a, Supplemental GMT Report 1](#)
- Caroline McKnight/Heather Hall (Motion 14 carried unanimously)

**Motion 15:** Council adopt as the preliminary preferred alternative:

- The status quo trawl/non-trawl canary rockfish allocations,
  - 72.3 percent-- trawl;
  - 27.7 percent--non-trawl
- The status quo 2-year within non-trawl sharing of canary rockfish
  - 36 percent--commercial nearshore and non-nearshore
  - 12.3 percent--Washington recreational
  - 18.5 percent--Oregon recreational
  - 33.2 percent--California recreational

Lynn Mattes/Sharon Kiefer (Motion 15 carried unanimously)

**Motion 16:** Council adopt the following preliminary preferred management measure alternatives following the numbering in the Action Item Checklist (Agenda Item F.5.a, Supplemental Revised Attachment 1, April 2024.

- **Action Item #9 At-Sea Set Asides**  
Adopt preliminary at-sea whiting fishery set asides as described in Table 2, Agenda Item, F.5.a, Supplemental GAP Report 1, April 2024
- **Action Item #11 Shorebased IFQ**  
Adopt status quo IFQ trip limits for non-IFQ species

- **Action Item #12 - 15 OA and LEFG North and South of 40 10**  
Adopt the GAP recommendations as described in Agenda Item F.5.a, Supplemental GAP Report 1, April 2024
- **Action Item #16 – WA Recreational**  
Adopt the analysis and recommendations in Supplemental WDFW Report 1, April 2024
- **Action Item #19 – New Management Measures Commercial**
  - 19a. Create open access permit/registration: Adopt Option 2
  - 19b. Update electronic monitoring discard and retention requirements regulations: Adopt Option 2
  - 19c. Create coastwide federal sorting requirements: move this item to the groundfish workload list.
  - 19d. Shortspine thornyhead management changes: Adopt the recommendations in Supplemental GAP Report 1, April, 2024 including making it a biennial allocation species

Heather Hall/Butch Smith (Motion 16 carried unanimously)

**Staff Summary:** The Council adopted preliminary preferred alternatives (PPA) for the 2025-26 groundfish management measures at this meeting. The Council reviewed the analysis completed by the Groundfish Management Team (GMT) and Council staff and considered reports from the tribes, states, Groundfish Advisory Subpanel, GMT, and public comment in their decision-making process. The Council adopted status quo management measures for the majority of items; however, the Council did adopt several changes for the next biennium as PPA. The tribes recommended, and the Council adopted as PPA, a decrease of 60 mt to the petrale sole set-aside, an increase of 8 mt for yelloweye rockfish, and a 2 mt starry flounder set-aside, which was inadvertently omitted in the tribes' November recommendations. The Council adopted status quo two-year trawl and non-trawl allocations, except for widow rockfish. In this case, the Council reduced the non-trawl portion to 300 mt annually, with the remainder allocated to trawl. The Council also removed the statewide copper rockfish annual catch target (ACT) and, instead, adopted a copper rockfish south of 34° 27' N. lat. recreational ACT. The Council adopted a measure to modify the majority of non-trawl trip limits from monthly to bimonthly as PPA (see appendix 1 of [GMT Report 5](#)). Though the trip limits would be bimonthly, overall, there was no net increase or decrease to the trip limits, with the exception of open access lingcod north of 42° N. lat. This trip limit decreased by 1,000 lbs. The Council adopted all new management measures as the PPA except for the sorting requirement proposed by Washington Department of Fish and Wildlife in November 2023 (see [GMT Report 1](#)). This measure will be reconsidered in September 2024 under the groundfish workload and prioritization agenda item. The Council directed the GMT to prioritize development of the rebuilding plan for the California stock of quillback rockfish and modifications to the shortspine thornyhead allocation structure for consideration at the June 2024 meeting. Additionally, the Council considered proposed changes to the Pacific Coast Groundfish Fishery Management Plan which would establish the California stock of quillback rockfish rebuilding plan, but did not adopt changes at this time. Final action for the 2025-26 groundfish management measures is scheduled for the June 2024 Council meeting.

## **G. Administrative Matters**

### **1. Fiscal Matters - Patricia Hearing**

- a. Report of the Budget Committee (BC)**
- b. Reports and Comments of Management Entities and Advisory Bodies**
- c. Public Comment**
- d. Council Action: Consider BC Report and Recommendations**

**Motion 9:** Council to adopt the report and recommendations of the Budget Committee as described in Agenda Item G.1.a, Supplemental Budget Committee Report 1, April 2024.

Pete Hassemer/Marc Gorelnik (Motion 9 carried unanimously)

**Staff Summary:** The Council approved convening the Budget Committee in June 2024 for the purpose of reviewing and providing recommendations to the Council on the 2025-2029 Grant Application and 2024 Operational Budget, and in September 2024 for the purpose of reviewing the 2025 no-cost extension budget and project list.

### **2. Council Operations and Priorities - Kelly Ames**

- a. Report of the Committee of the Whole**
- b. Reports and Comments of Management Entities and Advisory Bodies**
- c. Public Comment**
- d. Council Action: Discuss COTW Report and Provide Guidance on Next Steps**

**Staff Summary:** The Council reviewed the Committee of the Whole report ([G.2.a, COTW Report 1](#)) which contained considerations for aligning expenditures with appropriations and addressing staff and advisor workload, while maintaining effective decision making. The Council recommended that the Executive Director further outline recommendations for consideration at the June Council meeting.

### **3. Membership Appointments and Council Operating Procedures - Kelly Ames**

- a. Reports and Comments of Management Entities and Advisory Bodies**
- b. Public Comment**
- c. Council Action: Consider Appointments to Council Committees and Advisory Bodies; Adopt Changes to Council Operating Procedures, As Appropriate**

**Staff Summary:** The Council roster was updated as follows:

- Oregon Department of Fish and Wildlife (ODFW) Director Curt Melcher retired on April 1, 2024. Ms. Davia Palmeri is the interim ODFW Director.



- Mr. Craig Fleming was appointed as the United States Fish and Wildlife Service representative on the Sacramento Fall Chinook Workgroup.
- Mr. John Alto was appointed, on an interim basis, to the Oregon Troll position on the Salmon Advisory Subpanel.

#### **4. Future Council Meeting Agenda and Workload Planning - Merrick Burden**

- a. Reports and Comments of Management Entities and Advisory Bodies**
- b. Public Comment**
- c. Council Discussion and Guidance on Future Meeting and Workload Planning**

**Staff Summary:** None

### **H. Cross Fishery Management Plan (FMP)**

#### **1. Office of National Marine Sanctuaries (ONMS) Report - Kerry Griffin**

- a. Report of the ONMS - Bill Douros**
- b. Reports and Comments of Management Entities and Advisory Bodies**
- c. Public Comment**
- d. Council Action: Council Discussion and Guidance, as Appropriate**

**Staff Summary:** None

#### **2. U.S. Coast Guard (USCG) Annual Report - Jim Seger**

- a. Report of the USCG - Rear Admiral Charles Fosse**
- b. Reports and Comments of Management Entities and Advisory Bodies**
- c. Public Comment**
- d. Council Discussion and Guidance, as Appropriate**

**Staff Summary:** None



## **I. Coastal Pelagic Species Management**

### **1. National Marine Fisheries Service Report - Kerry Griffin**

- a. Regulatory Activities - Josh Lindsay**
- b. Fisheries Science Center Activities - Annie Yau**
- c. Reports and Comments of Management Entities and Advisory Bodies**
- d. Public Comment**
- e. Council Discussion and Comment, as Appropriate**

**Staff Summary:** None

### **2. 2024-25 Exempted Fishing Permits (EFP) - Final Action - Kerry Griffin**

- a. Reports and Comments of Management Entities and Advisory Bodies**
- b. Public Comment**
- c. Council Action: Adopt Final EFP Recommendations for 2024-25 Fisheries**

**Motion 10:** Council adopt the exempted fishing permit proposals in Agenda Item I.2 in Attachments 1 and 2 for consideration of harvest amounts under Agenda Item I.3.  
Briana Brady/Bob Dooley (Motion 10 carried unanimously)

**Staff Summary:** The Council approved the two EFP proposals by the California Wetfish Producers Association. [I.2, Attachment 1](#) describes the Coastal Pelagic Species Nearshore Cooperative Survey, which provides point set sampling to validate aerial estimates and provides biological sampling of coastal pelagic species biomass in shallow waters off Southern and Central California inaccessible to NOAA ships. [I.2, Attachment 2](#) describes biological sampling in Southern and Central California waters, to continue a time-series of fishery-dependent biological data for use in sardine biomass models and stock assessments. The requested amounts are 150 mt and 520 mt, respectively.

### **3. Pacific Sardine Harvest Specifications and Management Measures for 2024-25 – Final Action - Kerry Griffin**

- a. Reports and Comments of Management Entities and Advisory Bodies**
- b. Public Comment**
- c. Council Action: Adopt Final Harvest Specifications and Management Measures for the 2024-25 Pacific Sardine Fishery**

**Motion 11:** Council adopt the Pacific sardine stock assessment and the following:

Biomass	58,614 mt
OFL	8,312 mt
P* Buffer	0.4
ABC <sub>Tier 2</sub>	6,005 mt
ACL	6,005 mt
ACT	5,500 mt

1. Exempted fishing permit amounts for Agenda Item I.2
  - a. Attachment 1 – 150 mt
  - b. Attachment 2 – 520 mt
2. Incidental landing limit of sardines in other CPS fisheries of 30 percent.
3. If landings in the live bait fishery attain 3,000 mt, a per landing limit of one mt of Pacific sardine per trip will apply to the live bait fishery.
4. If the ACT of 5,500 mt is attained, a per trip limit of one mt of Pacific sardine applies to all CPS fisheries.
5. An incidental per landing allowance of two mt of Pacific sardine in non-CPS fisheries until the ACL is reached.

Briana Brady/Marc Gorelnik (Motion 11 carried unanimously)

**Staff Summary:** The Council adopted the 2024 Pacific Sardine [Stock Assessment](#) and [Supplemental Appendix](#) (Agenda Items I.3, Attachments 1 and 3) and the following harvest specifications and management measures for the 2024 – 2025 fishing year:

Biomass	58,614 mt
OFL	8,312 mt
P* Buffer	0.4
ABC <sub>Tier 2</sub>	6,005 mt
ACL	6,005 mt
ACT	5,500 mt

1. Incidental landing limit of sardines in other coastal pelagic species (CPS) fisheries of 30 percent.
2. If landings in the live bait fishery attain 3,000 mt, a per-landing limit of 1 mt of Pacific sardine per trip will apply to the live bait fishery.
3. If the ACT of 5,500 mt is attained, a per-trip limit of 1 mt of Pacific sardine applies to all CPS fisheries.
4. An incidental per-landing allowance of 2 mt of Pacific sardine in non-CPS fisheries until the ACL is reached.
5. These harvest specifications accommodate the EFP amounts described the two proposals in Agenda Item I.2:
  - Point Sets ([I.2, Attachment 1](#)) – 150 mt
  - Biological Sampling ([I.2, Attachment 2](#)) – 520 mt

## INFORMATIONAL REPORTS

[Informational Report 1](#): Marine Planning Committee Informational Report on Offshore Wind Energy Issues

[Supplemental Informational Report 2](#): 2023 Trawl Rationalization (TRat) Compliance Summary

[Supplemental Informational Report 3](#): Federal Funding Allocated for California 2023 Salmon Fishing Disaster; CDFW Seeks Public Input on Spending Plan

## VOTING LOG

**Motion 1:** Adopt [Agenda Item A.3, April 5-11, 2024 Council Meeting Agenda](#) as presented.  
Chris Oliver/Dani Evenson (Motion 1 carried unanimously)

**Motion 2:** Council adopt the Option 1 catch limit for the 2024 salmon fishery as described in the Supplemental Salmon Advisory Subpanel Report under [Agenda Item D.1.a, April 2024](#).  
Heather Hall/Lynn Mattes (Motion 2 carried unanimously)

**Motion 3:** Council to tentatively adopt the ocean salmon fishery management measures for non-Indian fisheries as presented in [Agenda Item E.2.e, Supplemental SAS Report 1, dated April 6, 2024](#) for STT collation and analysis, including the following additional guidance: Direct the STT to set the Sacramento River Fall Chinook river recreational impact projection at 27,500 Chinook.  
Marci Yaremko/Kyle Adicks (Motion 3 carried unanimously)

**Motion 4 (as a substitute motion):** Council to tentatively adopt the ocean salmon fishery management measures for California Commercial troll non-Indian fisheries as presented in [Agenda Item E.2.e, Supplemental SAS Report 1, dated April 6, 2024](#) and for California ocean recreational fisheries alternative 1 as set forth in [Agenda Item C.9.a, Supplemental STT report, March 2024](#) for STT collation and analysis, including the following additional guidance: Direct the STT to set the Sacramento River Fall Chinook river recreational impact projection at 21,036 Chinook.

Marc Gorelnik/Bob Dooley (Motion 4 failed: Mr. Gorelnik, Mr. Dooley and Mr. Pettinger voted yes; Mr. Adicks, Mr. Oatman, Mr. Smith, Mr. Anderson, Ms. Ridings, and Ms. Yaremko voted no)

**Motion 5:** For tribal ocean fisheries in the area North of Cape Falcon, I move for the following tentative option to be analyzed by the Salmon Technical Team:

Chinook quota of: 42,500

Coho quota of: 42,500

This option consists of a May/June Chinook directed fishery and a July/August/September all-species fishery. The Chinook quota will be split 50/50 between the May/June and the July/August/September time periods.

Joe Oatman/Kyle Adicks (Motion 5 carried unanimously)

**Motion 6:** Council adopt the ABC Rule as the preliminary preferred alternative for California quillback rockfish, and remove the alternatives for the default harvest control rule and the CDFW proposal from further consideration as recommended by the GMT in [Agenda Item F.2.a, Supplemental GMT Report 1](#).

Caroline McKnight/Bob Dooley (Motion 6 carried unanimously)

**Motion 7:** Council adopt as the final preferred alternative the default HCRs for all species in the Groundfish FMP except quillback rockfish off California, Rex sole, shortspine thornyhead, and Dover sole. Adopt Alternative 2 as the FPA for the following three species.

Rex sole: Alt 2, (ACL= ABC, P\*0.45)

Shortspine thornyhead: Alt. 2, (ACL < ABC P\* 0.45, 40-10 adjustment applied)

Dover sole: Alt 2, (ACL = ABC, P\* 0.45)

Lynn Mattes/Christa Svensson (Motion 7 carried unanimously)

**Motion 8:** Council adopt the update to the 2019 Washington Cabezon Catch-Only model as described in [Agenda Item F.2, Supplemental Revised Attachment 2, April, 2024](#) and the related recommendations made in the SSC Report [F.2.a, Supplemental SSC, Report 1](#).

Corey Niles/Phil Anderson (Motion 8 carried unanimously)

**Motion 9:** Council to adopt the report and recommendations of the Budget Committee as described in [Agenda Item G.1.a, Supplemental Budget Committee Report 1, April 2024](#).

Pete Hassemer/Marc Gorelnik (Motion 9 carried unanimously)

**Motion 10:** Council adopt the exempted fishing permit proposals in Agenda Item I.2 in [Attachments 1](#) and [2](#) for consideration of harvest amounts under Agenda Item I.3.

Briana Brady/Bob Dooley (Motion 10 carried unanimously)

**Motion 11:** Council adopt the Pacific sardine stock assessment and the following:

Biomass	58,614 mt
OFL	8,312 mt
P* Buffer	0.4
ABC <sub>Tier 2</sub>	6,005 mt
ACL	6,005 mt
ACT	5,500 mt

1. Exempted fishing permit amounts for Agenda Item I.2
  - b. Attachment 1 – 150 mt
  - c. Attachment 2 – 520 mt
2. Incidental landing limit of sardines in other CPS fisheries of 30 percent.
3. If landings in the live bait fishery attain 3,000 mt, a per landing limit of one mt of Pacific sardine per trip will apply to the live bait fishery.
4. If the ACT of 5,500 mt is attained, a per trip limit of one mt of Pacific sardine applies to all CPS fisheries.
5. An incidental per landing allowance of two mt of Pacific sardine in non-CPS fisheries until the ACL is reached.

Briana Brady/Marc Gorelnik (Motion 11 carried unanimously)

**Motion 12:** Council adopt the preliminary 2025 and 2026 tribal management measures and set-asides as specified in [Agenda Item F.5.a Supplemental Tribal Report 1](#) and [Supplemental Tribal Report 2, April 2024](#).

Joe Oatman/Phil Anderson (Motion 12 carried unanimously)

**Motion 13:** Council adopt the following alternatives as the preliminary preferred alternative for groundfish management measures in 2025-2026 ((Numbers from [Agenda Item F.5, Supplemental REVISED Attachment 1, April 2024](#), the Action Item Checklist) :

• **Action Item #2 Off-the-top Deductions**

Adopt the following preliminary set-asides for 2025 and 2026, as shown in Appendix 1 and Appendix 2 of [Agenda Item F.5.a, Supplemental GMT Report 3, April 2024](#):

- Research: use the rolling 10-year maximum of research mortality to set research set-asides in 2025-26, except for:

Stock or Management Unit	2025-2026 Research Set-Aside (in mt)
Canary rockfish	10.1
Cowcod	10.0
California quillback rockfish	0.1
Yelloweye rockfish	2.9

- Incidental Open Access: use the rolling 10-year maximum methodology to set IOA set-asides in 2025-26 except for:

Stock or Management Unit	2025-2026 IOA Set-Aside (in mt)
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Bocaccio South of 40° 10' N lat.	2.2
Canary rockfish	2.8
Darkblotched rockfish	10.7
Longspine thornyhead north of 34° 27' N lat.	1.3
Petrable sole	4.4
Sablefish south of 36° N lat.	25.0
Widow rockfish	1.0
Nearshore rockfish north of 40° 10' N lat.	1.1
Slope rockfish south of 40° 10' N lat.	0.9
Yelloweye rockfish	3.9

- Exempted Fishing Permits: no set-asides for 2025-2026
- Recreational Sablefish:
  - sablefish north of 36° N. lat. recreational off-the-top set-aside of 30 mt as shown in Appendix 3 of [Agenda Item F.5.a, Supplemental GMT Report 3, April 2024](#)

- **Action Item #5 Two Year Trawl/Non-Trawl Allocations**

Adopt status quo for two-year allocations for all stocks, except:

- Widow rockfish-300 mt non-trawl, remainder to trawl
- Canary rockfish, which will be addressed in a different motion

As recommended by the GMT (Table 2 in [Agenda Item F.5.a, Supplemental GMT Report 4](#)) and GAP ([Agenda Item F.5.a, Supplemental GAP Report 1](#))

- **Action Item # 7 Amendment-21 Allocation Changes**

Maintain current Amendment-21 trawl/non-trawl allocations for all species except for shortspine thornyhead, and reconsider allocations during inter-sector allocation review.

- **Action Item #8 Harvest Guidelines/ State Shares for Stocks in a Complex**

Adopt status quo HG for

- Blackgill rockfish (within the slope rockfish south of 40°10' N. lat. complex)

No species-specific HGs for:

- Oregon black/blue/deacon rockfish complex
- OR and WA cabezon/kelp greenling complexes

As recommended by the GMT ([Agenda Item F.5.a, Supplemental GMT Report 4](#)) and GAP ([Agenda Item F.5.a, Supplemental GAP Report 1](#))

- **Action Item #17 Oregon Recreational Fishery**

Adopt the recommendations for the Oregon recreational fishery as outlined in [Agenda Item F.5.a, Supplemental ODFW Report 1, April 2024](#).

- **Action Item #19 g New Management Measures-Other**

Adopt the updated scientific name for Pacific sand lance to *Ammodytes personatus* and the common name for spiny dogfish to Pacific spiny dogfish in regulation.

Lynn Mattes/Heather Hall (Motion 13 carried unanimously)

**Motion 14:** Council adopt the following preliminary preferred management measures alternatives following the Action Item Checklist numbering from [Agenda Item F.5.a, Supplemental Revised Attachment 1, April 2024](#).

- **Action Item #1 Area Management**

Adopt the minor revisions to Rockfish Conservation Area waypoints as recommended in [Agenda Item F.5.a, Supplemental CDFW Report 1, April 2024](#)

- **Action Item #4 ACT(s)**

Adopt the following:

- Yelloweye rockfish non-trawl ACT: Status quo
- California quillback rockfish non-trawl ACT: Remove the ACT
- California copper rockfish statewide ACT: Remove statewide ACT and establish a recreational ACT south of 34° 27' N. lat.

- **Action Item #6 Rebuilding Overfished Species Allocation**

- Yelloweye rockfish: status quo proportions for trawl/non-trawl
- California quillback rockfish: status quo, no further development

- **Action Item #10**

- Adopt Status Quo
  - Blackgill rockfish and slope rockfish south of 40°10' N. lat.
  - Cowcod south of 40°10' N. lat.
  - Bocaccio south of 40°10' N. lat.
  - Nearshore rockfish complex north of 40°10' N. lat. sharing arrangement
  - Yelloweye rockfish
  - Sablefish formal sharing between limited entry fixed gear and open access
- Adopt Option 2 for the sablefish south of 36° N. lat. for a 10 mt recreational set aside as recommended by the GMT in [Agenda Item F.5.a, Supplemental GMT Report 4, April 2024](#)

- **Action Item #18 California Recreational**

- Adopt 2024 season structures and sub-bag limits for 2025-2026
- Remove size limits for cabezon, greenling and California scorpionfish in the California recreational fishery as described in [Agenda Item F.5.a, Supplemental CDFW Report 1, April 2024](#) and include the EC recommendations to modify filleted skin requirements as described in [Agenda Item F.5.a, Supplemental EC Report 1, April 2024](#)

- **Action Item #19 e-f**

- Adopt Option 2 for the federal requirement for all recreational vessels in the EEZ to have one functional descending device on board the vessel while fishing for groundfish
- Adopt Option 2 for the continuous vessel transit provision from [Agenda Item F.5, REVISED Attachment 2 \(Electronic Only\), April 2024](#)

- **Action Item #20**

- Remove California quillback rockfish from the minor nearshore rockfish complex as recommended by the GMT in [Agenda Item F.2.a, Supplemental GMT Report 1](#)  
Caroline McKnight/Heather Hall (Motion 14 carried unanimously)

**Motion 15:** Council adopt as the preliminary preferred alternative:

- The status quo trawl/non-trawl canary rockfish allocations,
  - 72.3 percent-- trawl;
  - 27.7 percent--non-trawl
- The status quo 2-year within non-trawl sharing of canary rockfish
  - 36 percent--commercial nearshore and non-nearshore
  - 12.3 percent--Washington recreational
  - 18.5 percent--Oregon recreational
  - 33.2 percent--California recreational

Lynn Mattes/Sharon Kiefer (Motion 15 carried unanimously)

**Motion 16:** Council adopt the following preliminary preferred management measure alternatives following the numbering in the Action Item Checklist ([Agenda Item F.5.a, Supplemental Revised Attachment 1, April 2024](#)).

- **Action Item #9 At-Sea Set Asides**  
Adopt preliminary at-sea whiting fishery set asides as described in Table 2, [Agenda Item, F.5.a, Supplemental GAP Report 1, April 2024](#)
- **Action Item #11 Shorebased IFQ**  
Adopt status quo IFQ trip limits for non-IFQ species
- **Action Item #12 - 15 OA and LEFG North and South of 40 10**  
Adopt the GAP recommendations as described in Agenda Item [F.5.a, Supplemental GAP Report 1, April 2024](#)
- **Action Item #16 – WA Recreational**  
Adopt the analysis and recommendations in [Supplemental WDFW Report 1, April 2024](#)
- **Action Item #19 – New Management Measures Commercial**
  - 19a. Create open access permit/registration: Adopt Option 2
  - 19b. Update electronic monitoring discard and retention requirements regulations: Adopt Option 2
  - 19c. Create coastwide federal sorting requirements: move this item to the groundfish workload list
  - 19d. Shortspine thornyhead management changes: Adopt the recommendations in [Supplemental GAP Report 1, April, 2024](#) including making it a biennial allocation species

Heather Hall/Butch Smith (Motion 16 carried unanimously)

**Motion 17:** Council to adopt the Preferred Preliminary Alternative (PPA) as its Final Preferred Alternative, as identified in Agenda Item F.4, including the following modifications and clarifications.



Restrictions on gear switching will be implemented north of 36° North latitude consistent with the PPA when the N. of 36° ACL is below 6,000 metric tons. In years when the N. of 36° ACL is equal to or greater than 6,000 metric tons no gear-switching restrictions will be placed on vessels using non-trawl gear that are otherwise legally participating in the trawl sector.

**Description of the restrictions placed on vessel engaged in gear switching when the northern sablefish ACL is less than 6,000 mts.**

**Gear Switching Control: Trawl-Only and Any-Gear (Unrestricted) QP.** Northern sablefish QP will be issued as trawl-only QP and any-gear QP (unrestricted QP).

**Procedure for Determining the Amount and Distribution of Any-Gear QP.** Upon implementation, NMFS will identify legacy participants, their eligible QS, and the standard ratio which will apply to QP issued for all other QS, based on the qualification criteria listed in the following section.

**Legacy participants and eligible QS.** Legacy participants will receive any-gear QP for their eligible northern sablefish QS (eligible QS is any QS owned by a legacy participant that does not exceed what the participant owned on the control date or the implementation date of this action, whichever is less).

For situations in which more than one individual owns a QS account, a legacy participant's QS ownership is determined based on their share of ownership, as reported to NMFS.

**For QS owned by non-legacy participants (and a legacy participant's QS that is not eligible).** Constant proportion of any-gear QP in the IFQ sector. – At implementation, a standard any-gear and trawl-only QP ratio will be determined such that the total amount of any-gear QP will equal 29 percent (including that issued to legacy participants). As legacy participants divest of their QS, the standard any-gear/trawl-only QP ratio will be applied to that QS when QP are issued to the new owner. The standard QP ratio will be adjusted, such that the total amount of any-gear QP remains 29 percent.

**Legacy Participants (Definition and Qualification).** Legacy participants are individuals or legal entities for which individual ownership interests cannot be identified (e.g. trusts, nongovernmental entities) that meet the qualifying criteria provided below. The designation as a legacy participant stays with the individual or entity and is not transferable.

**To qualify as a legacy participant,** as of and since the control date, an individual must have some ownership interest in a trawl limited entry permit (or permits) that landed northern sablefish QPs with non-trawl gear totaling at least 30,000 pounds per year in at least 3 years between January 1, 2011 and September 15, 2017 (the control date) and had some ownership interest in northern sablefish quota shares (any amount).

**Transferability and Accumulation Limits.** As under status quo, all QS and QP would remain fully transferable and the existing QS control limit (3.0 percent) and annual vessel QP use limit (4.5 percent) will continue to be applied for northern sablefish quota as a whole (without distinction by gear type).

#### **Legacy Participant Status Holder Terms and Conditions**

- Legacy status cannot be transferred to another individual or entity, e.g. trust, estate, corporation.
- The legacy status for an individual or an entity will not extend beyond the life-time of the individual or 15 years after the implementation date, whichever comes first.
- Any new QS acquisition by a legacy participant over their eligible QS level will be treated as non-eligible QS.

- After implementation, as legacy participants divest themselves of QS, the total legacy participant holdings of eligible QS will decline. Any new QS acquisition by a legacy participant will be treated as non-eligible QS.
- If a legacy participant divests all their northern sablefish QS their legacy status would expire.
- If an estate or trust is established for an individual who dies between the control date and implementation, then that estate or trust would be treated as a continuation of the individual for the purpose of determining the trust's qualification as a legacy or non-legacy participant.
- If an individual passes away and their trawl LEP and QS are passed to another person prior to implementation, the person receiving those assets will retain the status of the deceased individual and QS ownership level with respect to ownership as of and since the control date.
- An individual who inherits northern sablefish QS and/or a qualified trawl LEP from an individual that passed away between the control date and implementation will be treated as if they owned that LEP and QS as of and since the control date.
- For purposes of keeping family-owned corporations whole, any ownership interest in QS or a trawl LEP as of the control date that is transferred to another family member by the time of Council action will be considered to have been owned by the family member as of the control date.

Phil Anderson/Bob Dooley (Motion 17, as amended carried; Ms. Ridings and Ms. Yaremko voted no)

**Motion 18 Motion to reconsider:** Motion to reconsider Amendment 1.  
Pete Hassemer/Sharon Kiefer (motion carried)

**Motion 17 Amendment 1** (reconsidered)  
Christa Svensson/Corey Niles  
Amendment 1 carried (Ms. Ridings voted no)

**Motion 19 (as a substitute motion):** Council adopt no-action as the Final Preferred alternative.  
Corey Ridings/Marc Yaremko (Motion failed; Mr. Smith, Mr. Anderson, Ms. Kiefer, Ms. Mattes, Mr. Hassemer, Mr. Oatman, Mr. Dooley voted no)

**Motion 20:** Council adopt the Groundfish Fishery Management Plan amendatory language, updated with the trigger value approved by the council in the Final Preferred Alternative, consistent with the preliminary preferred alternative on gear switching as presented in [Agenda Item F.4 Attachment 4 April 2024](#), with FMP Amendment language Option 2 except do not include the phrase “or gear switching has used an average of 29 percent or less of the annual trawl allocation of northern sablefish over the three most recent full years for which data is available”.

Phil Anderson/Corey Niles (Motion 20 carried, Ms. Ridings voted no)

**Motion 21:** Council adopt for submission to the U.S. Secretary of Commerce the non-Indian commercial and recreational salmon management measures for the area north of Cape Falcon as presented in agenda item [E.6.a, Supplemental STT Report 1, dated April 10, 2024](#), with

the following modifications:

TABLE 1

North of Falcon commercial measures on page 1

U.S./Canada Border to Cape Falcon (spring season)

- In the section on landing and possession limits, add “Landing and possession limit of 150 Chinook per vessel combined across all subareas per landing week.”

U.S./Canada Border to Cape Falcon (summer season)

- For subareas north of Leadbetter Point, change the season end date to September 15

For all commercial troll fisheries North of Cape Falcon

- Add “Vessels fishing in a subarea north of Cape Falcon with a higher limit may transit through and land in subarea with a lower limit. Prior to crossing the subarea line at Leadbetter Point or Queets River, vessels must notify the Washington Department of Fish and Wildlife at 360-249-1215 with area fished, total Chinook, coho, and halibut catch aboard, and destination with approximate time of delivery.”

TABLE 2

North of Falcon Recreational Management Alternatives on page 7

U.S./Canada Border to Leadbetter Point (Neah Bay, La Push and Westport subareas)

- Change season end dates to September 15

Queets River to Leadbetter Point (Westport Subarea)

- Add “Prior to September 16” to the language prohibiting possession of salmon on board a vessel on days when the subarea is closed to salmon retention.

Kyle Adicks/Phil Anderson (Motion 21 carried unanimously)

**Motion 22:** Council adopt for submission to the U.S. Secretary of Commerce, the non-Indian commercial and recreational salmon management measures for the area from Cape Falcon, Oregon to the Oregon/California border as described in [Agenda Item E.6.a, Supplemental STT Report 1, dated April 10, 2024](#), including all season descriptions, minimum sizes, and requirements, definitions, restrictions, and exceptions.

John North/Christa Svensson (Motion 22 carried unanimously)

**Motion 23:** Council adopt for submission to the U.S. Secretary of Commerce the 2024 non-Indian commercial and recreational salmon management measures for the area from the Oregon/California border to the U.S./Mexico border as presented in [Agenda Item E.6.a, Supplemental STT Report 1, dated April 10, 2024](#), including the commercial and recreational requirements, definitions, restrictions, or exceptions.

Marci Yaremko/Corey Ridings (Motion 23 carried unanimously)

**Motion 24:** Council to adopt the Treaty Indian Troll fishery management measures, including the requirements, definitions, restrictions, or exceptions, for submission to the U.S. Secretary of Commerce for the area north of Cape Falcon as shown in Table 3 on [Agenda Item E.6.a, Supplemental STT Report 1, April 10, 2024](#), but with the following changes.

- Remove item number 2 under “Supplemental Management Information” in the table.
- The second bullet to read as follows, for the all-salmon fishery, the end date will be through the earlier of September 15 or 21,250 Chinook quota or 42,500 coho quota.

- Additionally, the treaty troll tribes may conduct an experimental fishery through the month of September for gathering genetic stock identification (GSI) data to inform the treaty troll fishery in future years. Impacts from this non-retention fishery will be accounted for in the modeling associated with the treaty troll fishery. And this will be reflected in the regulatory language.

Joseph Oatman/Kyle Adicks (Motion 24 carried unanimously)

## ADJOURN

The Council meeting adjourned on Thursday, April 11, 2024 at 10:40 a.m.



July 5, 2024

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Brad Pettinger  
Council Chair

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Date