

## **Motions from Feb. 18 - 20, 2015 Marine Fisheries Commission Business Meeting**

Motion by Mikey Daniels to approve agenda. Motion seconded by Alison Willis.  
Motion passes unanimously.

Motion by Joe Shute to approve the minutes with correction stated by Mikey Daniels. Motion seconded by Chuck Laughridge.  
Motion passes unanimously.

### **Letters**

Motion by Joe Shute to have the chairman send a letter on behalf of the commission to the N.C. General Assembly asking it to revisit the requirement for a logbook for the for-hire industry.  
Motion withdrawn.

Motion by Mike Wicker that the commission send a letter of endorsement to the Cape Fear River Partnership, with appropriate parties copied, for the construction of a rock weir fish passage at the Cape Fear River Lock and Dam #'s 2 and 3 to achieve a very major step forward in the restoration of migratory fish stocks in the Cape Fear River system, such as American shad, striped bass and sturgeon. Many of these fish migrate from Smiley Falls, upstream of #3 where they spawn, to other areas downstream, the coast, and their habitat cannot be considered as a single area. Motion seconded by Chuck Laughridge.  
Motion passes unanimously.

### **Coastal Recreational Fishing License Advisory Committee**

Motion by Chuck Laughridge for the chairman to appoint a Coastal Recreational Fishing License Advisory Committee to advise the existing Marine Fisheries Commission committee on the Coastal Recreational Fishing License grant program. Motion seconded by Joe Shute. Motion amended (see below) to make the number of membership in the committee at least three, but no more than five, including at least one for-hire representative.

Motion by Chuck Laughridge to request that the chairman convene a Coastal Recreational Fishing License Advisory Committee to advise the existing MFC committee on the Coastal Recreational Fishing License Grant Program. The number of members in the committee should be at least three, but no more than five, and include at least one for-hire representative. Motion seconded by Joe Shute.  
Motion passes unanimously.

### **Shrimp Fishery Management Plan Amendment 1 and Associated Rules**

Motion by Mikey Daniels to approve Amendment 1 to the N.C. Shrimp Fishery Management Plan and associated permanent rules. Motion seconded by Anna Beckwith.  
Motion passes 7-2.

### **Bay Scallop Fishery Management Plan Amendment 2 and Associated Rules**

Motion by Alison Willis to approve the Bay Scallop Fishery Management Plan Amendment 2 and associated permanent rules. Motion seconded by Mikey Daniels.  
Motion passes unanimously.

### **River Herring Fishery Management Plan Amendment 2 and Associated Rules**

Motion by Chuck Laughridge to approve the River Herring Fishery Management Plan Amendment 2 and associated permanent rules. Motion seconded by Kelly Darden. Motion passes unanimously.

### **For-hire Logbook Rule**

Motion by Anna Beckwith to approve final adoption of Rule 15A NCAC 03O. 0112 regarding the for-hire logbook with an effective date of Jan. 1, 2016. Motion seconded by Chuck Laughridge.

Motion fails 2-6, with one abstention.

Motion by Mike Wicker to delay the vote on Rule 15A NCAC 03O. 0112, regarding the for-hire logbook, until the August meeting in order to get stakeholder input. Motion seconded by Mark Gorges.

Motion passes 7-1, with one abstention.

### **Other Rules**

Motion by Chuck Laughridge to approve final adoption of 15A NCAC 03I .0101; 03O .0101; 03O .0106; 03O .0501; 03O .0503 for the for-hire license and the Atlantic Ocean striped bass commercial gear permit. Motion seconded by Alison Willis.

Motion passes unanimously.

Motion by Mikey Daniels to approve 15A NCAC 03O. 0101; 03O .0106; 03O .0113 for ocean pier licensing changes; 03I .0122; 03J .0301 for user conflict rule relocation; 03J .0207; 03Q .0202 for Queens Creek coordinate correction and canal name change. Motion seconded by Chuck Laughridge.

Motion passes unanimously.

### **Rule Suspensions**

Motion by Chuck Laughridge to suspend portions of 15A NCAC 03M .0519 regarding shad.

Motion seconded by Joe Shute.

Motion passes unanimously.

Motion by Chuck Laughridge to suspend portions of 15A NCAC 03Q .0107 regarding shad.

Motion seconded by Alison Willis.

Motion passes unanimously.

### **Striped Mullet Fishery Management Plan Amendment 1**

Motion by Joe Shute to send the draft Striped Mullet Fishery Management Plan Amendment 1 forward for rulemaking. Motion seconded by Mark Gorges.

Motion passes unanimously

### **Atlantic States Marine Fisheries Commission's American Eel Interstate FMP Addendum III Rule**

Motion by Chuck Laughridge to approve final adoption of 15A NCAC 03J .0301 and 03M .0510 for the ASMFC American Eel Interstate FMP Addendum III. Motion seconded by Alison Willis.

Motion passes unanimously.

### **American Eel Farm, LLC Declaratory Ruling**

Motion by Alison Willis to grant the request of American Eel Farm for a declaratory ruling.

Motion seconded by Mikey Daniels.

Motion passes unanimously.

Motion by Chuck Laughridge to rule in favor of the petitioner in the declaratory ruling. Motion seconded by Joe Shute.

Motion passes unanimously.

### **Southern Flounder**

Motion by Mike Wicker to ask the Division of Marine Fisheries to provide the Marine Fisheries Commission with the range of harvest reduction from the stock assessment that would result in stock recovery (including discard mortality and unintentional mortality), recognizing its limitations, and statistics appropriate for management decisions, and to begin the supplement process.

Motion fails for lack of second.

Motion by Chuck Laughridge to pursue a supplement to reduce catch of southern flounder by no less than 25 percent and no greater than 60 percent. Motion seconded by Mark Gorges.

Motion passes 8-1.

### **Sheepshead**

Motion by Mike Wicker to send the draft issue paper on the need for and impacts of sheepshead size, creel and trip limits to relevant standing and regional advisory committees for public input during the spring 2015 scheduled meetings. Motion seconded by Joe Shute.

Motion passes unanimously.

### **N.C. Commercial Fishing Resource Fund**

Motion by Mike Wicker to request the chairman to convene a Marine Fisheries Commission Commercial Fishing Resource Fund Committee comprised of members of the commission holding the three commercial seats and delegate authority to that committee for funding decisions related to the N.C. Commercial Fishing Resource Fund pursuant to NCGS 113-173.1.

Motion seconded by Chuck Laughridge.

Motion passes unanimously.

### **Flounder Pound Net Permit Applications**

Motion by Mike Wicker to direct the Marine Fisheries Director to undertake the steps necessary under his authority, including the issuance of a proclamation and/or rule suspension, to preclude the division from accepting new permit applications or requests for transfer for flounder pounds net permits as of March 2, 2015 until such time as the commission takes final action on the requested Southern Flounder Supplement, as provided for in the commission's earlier action.

Motion seconded by Chuck Laughridge.

Motion fails 3-3, with 3 abstentions.