

Proceedings of the Business Session May 2017

**PROCEEDINGS OF THE
ATLANTIC STATES MARINE FISHERIES COMMISSION
BUSINESS SESSION**

The Westin Alexandria
Alexandria, Virginia
May 11, 2017

Approved October 18, 2017

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1. **Approval of Agenda** by consent (Page 1).
2. **On behalf of the ISFMP Policy Board move the full Commission find the state of New Jersey be out of compliance for not fully and effectively implementing and enforcing Addendum XXVIII to the Summer Flounder, Scup, and Black Sea Bass Fishery Management Plan if the State does not implement the following measures or equivalent measures as approved by the Summer Flounder Board by May 21, 2017:**
 - **Shore mode for Island Beach State Park only: 17-inch minimum size limit; 2-fish possession limit and 128-day open season.**
 - **Delaware Bay only (west of the colregs line): 18-inch minimum size limit; 3-fish possession limit and 128-day open season.**
 - **All other marine waters (east of the colregs line): 19-inch minimum size limit; 3-fish possession limit and 128-day open season**

The implementation of these regulations is necessary to achieve the conservation goals and objectives of the FMP to end overfishing of the summer flounder stock. In order to come back into compliance, the state of New Jersey must implement all of the measures listed above as contained in Addendum XXVIII to the Summer Flounder FMP (Page 1).

Motion made by Mr. Grout on behalf of the ISFMP Policy Board. Motion carries (Roll Call Vote: In Favor – RI, CT, NY, NJ, PA, DE, MD, VA, NC, SC, GA, FL; Abstentions – NH) (Page 2).

3. **Move to Adjourn** by consent (Page 2).

ATTENDANCE

Board Members

Dennis Abbott, NH, proxy for Sen. Watters (LA)	Craig Pugh, DE, proxy for Rep. Carson (LA)
Doug Grout, NH (AA)	David Blazer, MD (AA)
Ritchie White, NH (GA)	Rachel Dean, MD (GA)
Raymond Kane, MA (GA)	Ed O'Brien, MD, proxy for Del. Stein (LA)
David Pierce, MA (AA)	John Bull, VA (AA)
Eric Reid, RI, proxy for Sen. Sosnowski (LA)	Chris Batsavage, NC, proxy for B. Davis (AA)
Jason McNamee, RI, proxy for J. Coit (AA)	David Bush, NC, proxy for Rep. Steinburg (LA)
David Borden, RI (GA)	Robert Boyles, SC (AA)
Mark Alexander, CT (AA)	Malcolm Rhodes, SC (GA)
James Gilmore, NY (AA)	Spud Woodward, GA (AA)
Emerson Hasbrouck, NY (GA)	Pat Geer, GA, proxy for Rep. Nimmer (LA)
Russ Allen, NJ, proxy for L. Herrighty (AA)	Rep. Thad Altman, FL (LA)
Tom Fote, NJ (GA)	Jim Estes, FL, proxy for J. McCawley (AA)
Adam Nowalsky, NJ, proxy for Asm. Andrzejczak (LA)	Martin Gary, PRFC
Andy Shiels, PA, proxy for J. Arway (AA)	Wilson Laney, proxy for Sherry White, USFWS
Roy Miller, DE (GA)	Kelly Denit, NMFS
John Clark, DE, proxy for D. Saveikis (AA)	

(AA = Administrative Appointee; GA = Governor Appointee; LA = Legislative Appointee)

Ex-Officio Members

Staff

Bob Beal	Katie Drew
Toni Kerns	Ashton Harp

Guests

The Business Session of the Atlantic States Marine Fisheries Commission convened in the Edison Ballroom of the Westin Hotel, Alexandria, Virginia, May 11, 2017, and was called to order at 11:28 o'clock a.m. by Chairman Douglas E. Grout.

CALL TO ORDER

CHAIRMAN DOUGLAS E. GROUT: Okay, everybody stand up, take a stretch, and then sit back down immediately and we'll go right into this Business Session so we can give the South Atlantic Board an opportunity to do their work before their flights go out. I'm calling to order the Business Session of the Full Commission.

APPROVAL OF AGENDA

CHAIRMAN GROUT: We have an agenda before us. I'm going to modify it. I'm going to take out the proceedings.

There were no proceedings from January, 2017. Are there any other changes or additions to this agenda? Seeing none; any objections to approving the agenda as modified? Seeing none; the agenda is approved.

Is there any public comment on items not on the agenda?

REVIEW NON-COMPLIANCE FINDINGS

CHAIRMAN GROUT: Seeing none; we'll move on to Item 4; Noncompliance Finding. We have a motion from the Policy Board, which is up on the board. Because it's a Board motion it doesn't need a second. Is there any discussion on this motion? Okay, I'm going to read this into the record; and while I'm reading it into the record, please caucus within your states.

On behalf of the ISFMP Policy Board, move the Full Commission find the state of New Jersey be out of compliance for not fully and effectively implementing and enforcing Addendum XXVIII of the Summer Flounder, Scup and Black Sea Bass Fishery Management

Plan; if the State does not implement the following measures, or equivalent measures as approved by the Summer Flounder Board by May 21, 2017.

Shore mode for Island Beach State Park only: 17-inch minimum size limit, 2-fish possession limit and 128-day open season. Delaware Bay only (west of the colregs line): 18-inch minimum size limit, 3-fish possession limit and 128-day open season. All other marine waters (east of the colregs line): 19-inch minimum size limit, 3-fish possession limit and 128-day open season.

The implantation of these regulations is necessary to the achievement of conservation goals and objectives of the FMP to end overfishing of the summer flounder stock. In order to come back into compliance, the state of New Jersey must implement all of the measures listed above as contained in Addendum XXVIII to the Summer Flounder FMP.

Are you ready to vote? Roll call vote.

MS. TONI KERNS: Maine is absent. New Hampshire.

CHAIRMAN GROUT: As the Chair I am not going to vote.

MS. KERNS: Massachusetts, absent. I didn't realize he left, I'm sorry. Rhode Island.

MR. JASON McNAMEE: Yes.

MS. KERNS: Connecticut.

MR. MARK ALEXANDER: Yes.

MS. KERNS: New York.

MR. STEVE HEINS: Yes.

MS. KERNS: New Jersey.

MR. TOM BAUM: No.

MS. KERNS: Pennsylvania.

MR. ANDY SHIELS: Yes.

MS. KERNS: Delaware.

MR. JOHN CLARK: Yes.

MS. KERNS: Maryland.

MR. DAVID BLAZER: Yes.

MS. KERNS: Virginia.

MR. JOE CIMINO: Yes.

MS. KERNS: North Carolina.

DR. MICHELLE DUVAL: Yes.

MS. KERNS: South Carolina.

DR. MALCOLM RHODES: Yes.

MS. KERNS: Georgia.

MR. PAT GEER: Yes.

MS. KERNS: Florida.

MR. JIM ESTES: Yes.

CHAIRMAN GROUT: The motion carries 11 to 1 to 1; and there were two absences.

ADJOURNMENT

Is there anything else to come before the Business Session? Seeing none; this meeting is adjourned.

(Whereupon the meeting was adjourned at 11:32 o'clock a.m. on May 11, 2017.)