

Draft Addendum XXVI Public Comment Summary

Summer Flounder, Scup, and Black Sea Bass
Management Board
February 4, 2015



Background

- Draft Addendum XXVI was approved for public comment at the Joint ASMFC/MAFMC
 December 2014 Meeting
- It proposed status quo and regional management options for the Summer Flounder recreational fishery.
- Public comment period closed on January 23, 2015.



Statement of the Problem (Fluke)

 Concern over equitable access to Summer Flounder Recreational fishery

State-by-state basis increasingly viewed as problematic

 Changes to the fishery over last 20 years require dynamic & adaptive management



Proposed Management Program: Summer Flounder

 Option 1: FMP Status Quo: State by State Conservation Equivalency

Option 2: Adaptive Regional Management

Option 1: FMP Status Quo:

State by State Conservation Equivalency

STATE	2014 State-by-State	2014 State by State Harvest	-
	Harvest Target (in fish)*	through Wave 5 (in fish)**	Harvest Target (in fish)***
MA	133,195	113,993	134,137
RI	138,038	181,601	139,015
СТ	89,604	119,063	90,238
NY	426,223	515,830	429,240
NJ	946,892	1,151,351	953,596
DE	75,073	86,347	75,605
MD	72,652	70,806	73,166
VA	404,427	138,242	407,290
NC	135,616	45,962	136,576



Option 2: Adaptive Regional Management

- States implement same bag and size limit* management measures within region
 - Seasons may vary within region
- Proposed measures would be similar to previous years' regulation
- Option is not intended to implement state allocations and is not intended to set a precedent for state allocations.
- TC would develop regional measures → Board review
 & approve



Management for 2015 and 2016

- 1) Using state-by-state approach under conservation equivalency
 - 2015 and 2016

- 2) Using the adaptive regional approach
 - l. 2015 and 2016

Option 1: Adaptive Regional Management Status Quo



STATE	Size Limit	Possession Limit	Season (in number of days)
MASSACHUSETTS	16"	5	132
RHODE ISLAND	18"	8	245
CONNECTICUT	18"	5	128
NEW YORK	18"	5	128
NEW JERSEY	18"	5	128
DELAWARE	16"	4	365
MARYLAND	16"	4	365
VIRGINIA	16"	4	365
NORTH CAROLINA	15"	6	365
Projected Coastwi	de Harvest	2,423,195	
Relative to 2015 R	HL	99.4%	

Regional Option 2: Rhode Island in the

Northern Region

STATE	Example Size Limit	Example Possession Limit	Example Season (in number of days)
MASSACHUSETTS	17"	4	132
RHODE ISLAND	18"	4	128
CONNECTICUT	18"	4	128
NEW YORK	18"	4	128
NEW JERSEY	18"	4	128
DELAWARE	16"	4	365
MARYLAND	16"	4	365
VIRGINIA	16"	4	365
NORTH CAROLINA	15"	6	365
Projected Coastwide Harvest		2,324,768	
Relative to 2015 R	HL	95.3%	



Regional Options 3-5 A vs B

 Options #A have Massachusetts and Rhode Island as individual separate regions

 Options #B Have Massachusetts as a separate region, and Rhode Island included in the Northern states region

Regional Option 3-Split New Jersey

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(3A)

STATE	Example Size Limit	Example Possession Limit	Example Season (in number of days)
MASSACHUSETTS	17"	5	132
RHODE ISLAND	19"	8	245
CONNECTICUT	19"	5	128
NEW YORK	19"	5	128
NORTHERN NEW JERSEY*	19"	5	128
SOUTHERN NEW JERSEY*	17"	4	365
DELAWARE	17"	4	365
MARYLAND	17"	4	365
VIRGINIA	17"	4	365
NORTH CAROLINA	15"	6	365
Projected Coastwide Har	vest	2,372,800	
Relative to 2015 RHL		97.3%	

Regional Option 3-Split New Jersey

(3B)

STATE	Example Size Limit	Example Possession Limit	Example Season (in number of days)
MASSACHUSETTS	17"	4	132
RHODE ISLAND	19"	4	128
CONNECTICUT	19"	4	128
NEW YORK	19"	4	128
NORTHERN NEW JERSEY*	19"	4	128
SOUTHERN NEW JERSEY*	17"	4	365
DELAWARE	17"	4	365
MARYLAND	17"	4	365
VIRGINIA	17"	4	365
NORTH CAROLINA	15"	6	365
Projected Coastwide Har	vest	2,324,654	
Relative to 2015 RHL		95.3%	

Regional Option 4-Delaware Bay in Southern Region (4A)



STATE	Example Size Limit	Example Possession Limit	Example Season (in number of days)
MASSACHUSETTS	16"	5	132
RHODE ISLAND	18.5"	8	245
CONNECTICUT	18.5"	5	145
NEW YORK	18.5"	5	145
NEW JERSEY*	18.5"	5	145
DELAWARE BAY*#	16"	4	365
DELAWARE	16"	4	365
MARYLAND	16"	4	365
VIRGINIA	16"	4	365
NORTH CAROLINA	15"	6	365
Projected Coastwic	le Harvest	2,301,210	
Relative to 2015 RF	łL	94.4%	

Regional Option 4-Delaware Bay in

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Southern Region (4B)

STATE	Example Size Limit	Example Possession Limit	Example Season (in number of days)
MASSACHUSETTS	16"	5	132
RHODE ISLAND	18.5"	5	148
CONNECTICUT	18.5"	5	148
NEW YORK	18.5"	5	148
NEW JERSEY*	18.5"	5	148
DELAWARE BAY*#	16"	4	365
DELAWARE	16"	4	365
MARYLAND	16"	4	365
VIRGINIA	16"	4	365
NORTH CAROLINA	15"	6	365
Projected Coastwid	le Harvest	2,309,324	
Relative to 2015 RF	IL	94.7%	

Regional Option 5-Delaware Bay

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Specific Region (5A)

STATE	Example Size Limit Example Possession Limit		Example Season (in number of days)
MASSACHUSETTS	16"	5	132
RHODE ISLAND	18.5"	8	245
CONNECTICUT	18.5"	5	153
NEW YORK	18.5"	5	153
NEW JERSEY*	18.5"	5	153
DELAWARE BAY*#	17"	4	184
DELAWARE*	16"	4	365
MARYLAND	16"	4	365
VIRGINIA	16"	4	365
NORTH CAROLINA	15"	6	365
Projected Coastwide Harvest		2,294,887	
Relative to 2015 RF	lL	94.1%	

Regional Option 5-Delaware Bay

Specific Region (5B)

STATE	Example Size Limit	Example Possession Limit	Example Season (in number of days)
MASSACHUSETTS	16"	5	132
RHODE ISLAND	18.5"	5	153
CONNECTICUT	18.5"	5	153
NEW YORK	18.5"	5	153
NEW JERSEY*	18.5"	5	153
DELAWARE BAY*#	17	4	184
DELAWARE*	16"	4	365
MARYLAND	16"	4	365
VIRGINIA	16"	4	365
NORTH CAROLINA	15"	6	365
Projected Coastwid	le Harvest	2,289,355	
Relative to 2015 RF	IL	93.9%	



Proposed Management Timeframe

Option 1: One year

 Option 2: One year with the option to extend for one year



Public Comment Summary

- Public Hearings
 - Virginia Massachusetts in January 2015
 - 75 people attended across 8 states
 - Commissioners in attendance
- Written Submitted Comments
- A total of 63 comments were received
 - 3 groups/organizations provided comments

Public Hearings Summary



 Support was split between the 8 states for Regional Management Options 1 & 2 (status quo; inclusion of RI in Northern Region) and Options 4 & 5 (variations on Delaware Bay)

 Total numbers from public hearings favored support for Option 1 and 2 (28) compared to support for Option 4 &5 (25)

Public Hearings Summary Cont'd



Summer Flounder Cont'd

Reasons cited in support of Option 1 or 2

- Satisfied with management measures under 2014 regional management
- Concerns over how enforcement would be carried out for regional management options 3-5
- A Preference for RI to be included in northern region (Option 2)

Public Hearings Summary Cont'd



Reasons cited in support of Options 4 & 5

- Preference for the same regulations between neighboring states on the border of regions
- Concern over loss of business to regions with less restrictive management measures
- Concern that Southern NJ/Delaware Bay are different from the rest of NJ
- Possibility of a longer season

Written Comment Summary Cont'd



Almost all (40) of individual comments received were in favor of continuing regional management, with a majority in favor of splitting New Jersey, either option 3 or option 4

- concern over the loss of fishing business to the southern region
- the availability of fish smaller than the '14 minimum size limit of the Northern Region (CT-NJ; 18 inches)
- concern over fishing on the same water body
 (Delaware Bay) with different management measures

	Public I	Hearings	Writte earings Individu Comme		Written Comn	Group nents	Total Support	Total Oppose
	Support	Oppose	Support C	• •	• • • • • • • • • • • • • • • • • • • •		ivalanc	
	U	ption 1:	Status C	tuo, co	iisei vati	ion Equ	ivalettic	У
	1		2		1		4	0
		Option	2: Adap	tive Re	gional N	/ lanage	ment	
	53	11	44	5	3	1	100	17
		Regional	Option	1: Regio	onal app	oroach	of 2014	
	17		3		1		21	0
	Regio	nal Optio	on 2: reg	ions ar	e MA, R	I-NJ, DI	E- VA , ar	nd NC
	11	7	2				13	7
		Reg	ional Op	otion 3:	Split Ne	ew Jers	ey	
Total Option		4	25	4		1	25	9
	Regiona	al Option	4: Inclu	ide Dela	aware B	ay in so	outhern	region
Total Option	12		5		1		18	0
	Reg	gional Op	otion 5: I	Delawa	re Bay is	s a spec	ific regi	ion
Total Option	13		9	1	1		23	1

LEC Summary Review

- The regional approach taken in 2014 was generally enforceable.
- Greater regionalization would aid enforceability, and help minimize angler confusion & unintentional violations.
- In 2014 the size limit difference between NJ and DE in Delaware Bay did not pose significant enforcement issues.
 - having the same size limit would aid enforceability.
- Option 3 (splitting New Jersey) presents enforcement challenges and would create confusion.

LEC Summary Review Cont'd

- State lines used to define regions are more clear and enforceable.
- Borders based on geographic features are considerably more difficult, for both officers and anglers.
- The LEC does not recommend splitting states or water bodies without using established state boundaries.
- Depending on where lines are drawn it may be possible for anglers to catch legal fish in one area, then cross a line where their catch is illegal.

LEC Summary Review Cont'd

- Option 4 would present the same concerns, again depending on where dividing lines are drawn.
 - The potential exists for enforcement problems and angler concerns in the Cape May area.
- Option 5 (Delaware Bay region) would pose enforceability problems on both sides of the bay (New Jersey and Delaware).
- •The LEC recommends for any adaptive regional management option, implementation through 2016.

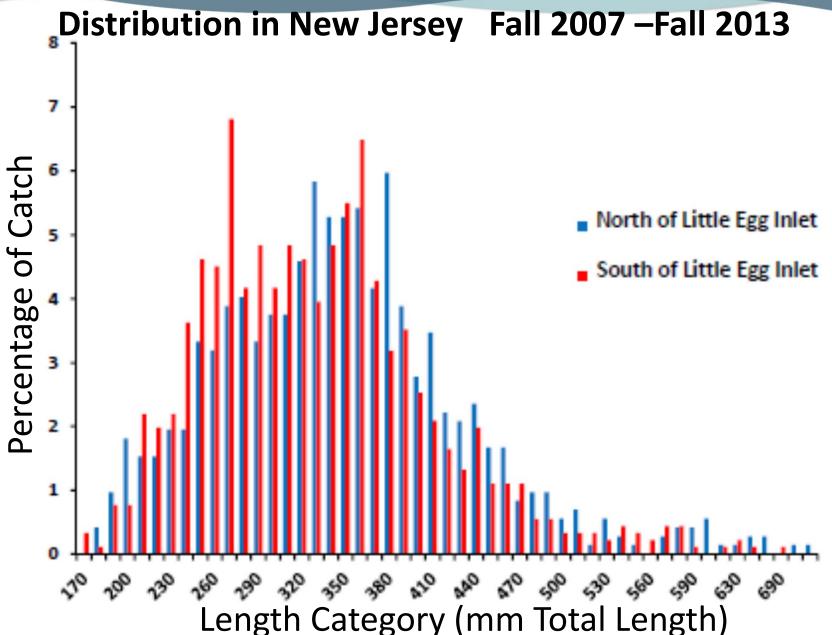
AP Summary Review



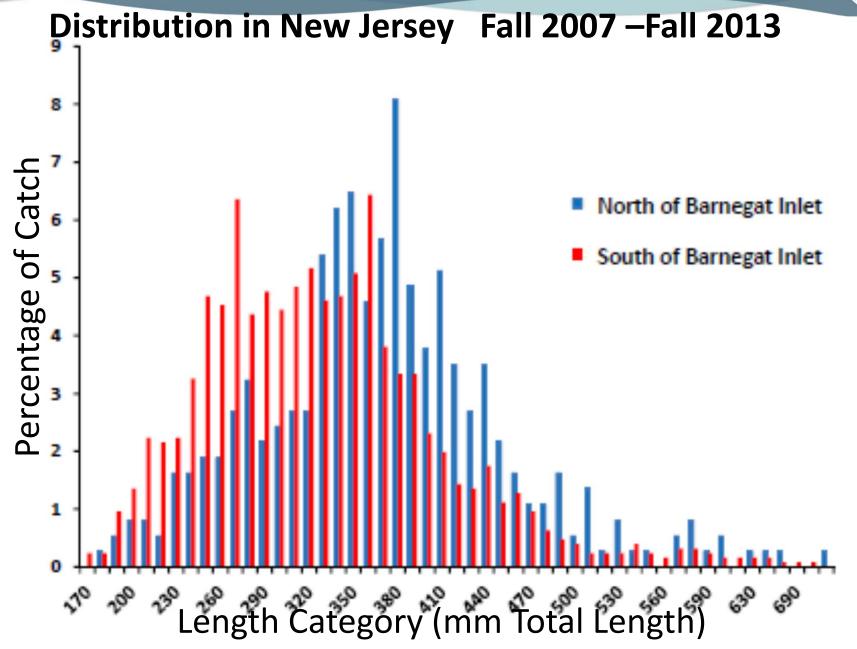
 2014 regional management alignment & management measures worked well.

- Concern over the restriction over harvest in the northern region to 45 days in wave 3 in 2014.
- Concern over how and where harvest efforts may shift in 2015 if regional alignment changes.

NEAMAP Mid-Atlantic/Southern New England Nearshore Trawl Survey Summer Flounder Length-Frequency



NEAMAP Mid-Atlantic/Southern New England Nearshore Trawl Survey Summer Flounder Length-Frequency



Regional Option 5A.1: NJ Alternative



State	Example Size Limit	Example Possession Limit	Example Season
MASSACHUSETTS	16	5	132
RHODE ISLAND	18	5	245
CONNECTICUT	18	5	128
NEW YORK	18	5	128
NEW JERSEY	18	5	128
DE BAY (NJ)	17	4	128
DE BAY (DE)	17	4	128
DELAWARE	16	4	365
MARYLAND	16	4	365
VIRGINIA	16	4	365
NORTH CAROLINA	15	6	365
Coastwide Harvest	2,439,906		
% 2015 RHL	100.04%		

Regional Option 5A.2: NJ Alternative

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STATE	Example Size Limit	Example Possession Limit	Example Season
MASSACHUSETTS	16	5	132
RHODE ISLAND	18	5	245
CONNECTICUT	18	4	128
NEW YORK	18	4	128
NEW JERSEY	18	4	128
DE BAY (NJ)	17	4	128
DE BAY (DE)	17	4	128
DELAWARE	16	4	365
MARYLAND	16	4	365
VIRGINIA	16	4	365
NORTH CAROLINA	15	6	365
Coastwide Harvest	2,414,882		
% 2015 RHL	99.02%		



Questions?



Northern States 2015 Black Sea Bass & Scup Recreational Proposals

Summer Flounder, Scup and Black Sea Bass Management Board February 4, 2015

Regional Black Sea Bass Proposals Summary

December 2014 the Board and MAFMC Council members voted to continue ad hoc regional approach as stipulated in Addendum XXV.

- Northern Region (MA NJ): Varied proposals
- Southern Region (DE NC N of Cape Hatteras)
 - Measures consistent w/ Federal measures. Currently recommended:
 - 12.5" min. size, 15 fish possession limit, 5/15 9/21 & 10/22– 12/31

Regional Black Sea Bass Proposals Summary Cont'd.

- Total Harvest for 2014 is projected to be 1.9 million fish
 - 2014 RHL was approx. 1.23 million fish
- 2015 black sea bass RHL is approx. 1.3 million fish
- 32.8 % reduction is needed to achieve but not exceed the RHL
- A number of states consider increasing minimum size limits to achieve the reduction
 - Such proposals include an estimate of additional dead discarded fish as a result of the size limit change

Massachusetts Recreational Black Sea Bass Proposal

MA's 2014 recreational BSB fishery was:

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All modes: 8 fish @ 14" 5/17 – 9/15

—For-hire LOA: 8 fish @ 14" 5/17 – 5/31

20 fish @ 14" 9/1 – 9/30

—438,237 fish
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- -No MRIP intercepts in MA for BSB during Wave 5 by the For-hire modes possessed more than 8 fish per contributor
- -Harvest by the LOA fishery has not been reviewed by the TC at this time (6 CB, 2 HB)
- -Difficult to assess the impact of the LOA program on state harvest

Massachusetts Recreational Black Sea Bass (continued)

MA's proposals include (all at 14" minimum size):

- –Options for All modes
 - Status of the LOA program is uncertain
- -Possession limits from 1 to 8 fish
- -Various seasons

Massachusetts Recreational Black Sea Bass Options

	Open	Close	Bag	Min.	Reduction
Bag Limit Only	Date	Date	Limit	Size	Reduction
Option 1	17-May	15-Sep	1	14"	41%
Seasonal	Open	Close	Bag	Min.	Reduction
Reduction Only	Date	Date	Limit	Size	Reduction
Option 2	30-May	4-Sep	8	14"	34%
Option 3	25-May	31-Aug	8	14"	34%
Option 4	6-Jun	7-Sep	8	14"	37%
Bag and Season	Open	Close	Bag	Min.	Reduction
Reduction	Date	Date	Limit	Size	Reduction
Option 5	25-May	31-Aug	7	14"	35%
Option 6	25-May	31-Aug	6	14"	35%
Option 7	1-Jun	6-Sep	7	14"	34%
Option 8	1-Jun	6-Sep	6	14"	34%
Option 9	1-Jun	6-Sep	5	14"	36%
Option 10	30-May	4-Sep	7	14"	34%
Option 11	30-May	4-Sep	6	14"	35%
Option 12	23-May	31-Aug	6	14"	33%
Option 13	1-Jun	7-Sep	5	14"	35%
Option 14	6-Jun	7-Sep	7	14"	38%
Option 15	6-Jun	13-Sep	4	14"	33%

Rhode Island Recreational Black Sea Bass Proposal

RI's 2014 recreational BSB fishery:

- -13" minimum size
 - •3 fish 6/29 8/31
 - •7 fish 9/1 12/31
- -203,471 fish

Straightforward proposal for the necessary reduction, no technical concerns

•RI reduces the length of its season, changes the split bag option, and increases the minimum size limit to achieve the necessary reduction

Rhode Island Recreational Black Sea Bass (continued)

Bag Lir	nit	Minimum Size	Wave 3 (open days)	Wave 4 (open days)	Wave 5 (open days)	Wave 6 (open days)	Reduction
Split	3	13	2	62	-	-	0.33
Bag	7	15	-	-	15	0	0.55
Split	3	13	2	62	-	-	0.33
Bag	4	13	-	-	15	0	0.33
Single Bag	3	13	2	62	15	0	0.33
Single Bag	2	13	2	62	22	0	0.33
Split	3	14	2	62	-	-	0.33 ¹
Bag	7	14	-	-	21	0	0.55
Single Bag	3	14	2	62	28	0	0.33 ¹

¹⁻ Additional dead discards associated w/ minimum size limit change to 14'' = 5,722 fish

Connecticut Recreational Black Sea Bass Proposal

CT's 2014 recreational BSB fishery:

- -13" minimum size
- -All modes:
 - •3 fish 6/21 8/31
 - •8 fish 9/1 12/31
- –For-hire exemption (LOA equivalent):
 - •8 fish 6/21 12/31
- -372,739 fish

LOA could lead to difficulty in calculating and evaluating proposals

- -31/40 vessels participated, reporting 593 trips and 20,161 fish
- -CT's For-hire mode is 16% of the states recreational BSB harvest

Connecticut Recreational Black Sea Bass Proposal

CT's 2015 recreational BSB fishery proposal:

- -Considers minimum sizes of 13", 13.5" & 14"
- -Split possession limits of 3 & 4-8 fish
- Season contraction and extension depending upon other measures
- –Continuation of its LOA program

Connecticut Recreational Black Sea Bass (continued)

Option	Season	Bag Limit	Min Size	% of CT RHL	Harvest	Discard Mortality	Total
Status	June 21– Aug 31	3	13"	150%	372,740	0	372,740
Quo	Sept 1 – Dec 31	8	12	150%			
1	June 21 – Aug 31	3	14"	97%	242,281	19,569	261,850
	Sept 1 – Dec 31	8					
2	May 22 – Oct 31	3	14"	94%	234,889	19,569	254,458
	Nov 1 – Dec 31	8	14	94%			
3	May 22- Aug 31	3	14"	99%	247,613	19,569	267,182
	Sept 1 – Dec 31	4	14	99%			
4	June 1 – Aug 31	3	14"	99%	247,108	19,569	266,677
	Sept 1 – Dec 31	5	14	99%			
5	July 1 – Oct 31	3	13.5"	100%	250,801	8,834	259,635
	Nov 1 – Dec 31	8		100%			
6	7/22 – Oct 31	3	13"	99%	248,022	0	248,022

New York Recreational Black Sea Bass Proposal Pr

NY's 2014 recreational BSB fishery:

- -13" minimum size
 - •8 fish 7/15 12/31
- -516, 963 fish

Straightforward proposal for the necessary reduction, no technical concerns:

•NY makes changes to the season length, possession limit (including split bag), and minimum size to achieve the necessary reduction

New York Recreational Black Sea Bass (Continued)

OPTION	REL TO TARGET	SIZE	POSSESSION	SEASON	OTHER	FISH	ADDITIONAL DEAD DISCARDS DUE TO SIZE LIMIT (0.15)
2014 Regs.	149.0%	13"	8	July 15-Dec 31		516,963	0
1	98.2%	14"	2	May 22-Dec 31	8 fish Nov&Dec	340,959	25,076
2	99.6%	14"	3	Jun 18-Dec 31	8 fish Nov&Dec	345,918	25,441
3	99.9%	14"	8	July 15-Dec 31		346,882	25,512
4	99.4%	13.5"	3	July 15-Dec 31		345,166	8,710
5	99.5%	13.5"	2	Jun 25-Dec 31	8 fish Nov&Dec	345,729	8,724
6	99.8%	14"	3	Jun 17-Dec 31		346,488	25,483
7	98.8%	13"	4	Aug 6-Dec 31		343,137	0
8	99.1%	13.5"	5	July 31-Dec 31		344,252	8,687
9	99.3%	13"	8	July 15-Sep 20		344,912	0
10	99.1%	13"	8	Aug 15-Dec 31		344,275	0
11	98.8%	13"	8	Aug 14-Nov 30		343,176	0

New Jersey Recreational Black Sea Bass Proposal

NJ's 2014 recreational BSB fishery:

- -12.5" minimum size
 - •15 fish 5/19 6/30, 9/1 9/6, & 10/18 10/31, 11/1-12/31
 - •3 fish 7/1-8/31
- -385,769 fish

Straightforward proposal for the necessary reduction, no technical concerns:

•NJ makes changes to the season length, possession limit (including split bag), and minimum size to achieve the necessary reduction

New Jersey Recreational Black Sea Bass (continued)

	NJ 2015 Black Sea Bass Example Option 1									
		Wave 4 Wave 5		Wave 6	Perc Redx					
2015 Exa	mple Season	June 8-June30	July 1-August 31	Oct 23-Oct 31	Nov 1 - Dec 31	33.11%	Fish Harvested Under Example Measures			
]	264,836			
	bag	15	3	15	15]				
2015	size	12.5	12.5	12.5	12.5]				
	days	23	62	9	61					

NJ 2015 Black Sea Bass Example Option 2									
		Wave 3	Wave 4 Wave 5		Wave 6	Perc Redx			
2015 Exa	mple Season	June 6-June30	July 1-August 31	Oct 23-Oct 31	Nov 1 - Dec 31	33.21%	Fish Harvested Under Example Measures		
						1	264,434		
	bag	10	3	10	15	I			
2015	size	12.5	12.5	12.5	12.5	I			
	days	25	62	9	61				

New Jersey Recreational Black Sea Bass (continued)

NJ 2015 Black Sea Bass Example Option 3										
		Wave 3	Wave 5		Wave 6	Perc Radx				
2015 Example Season		June 4-June30	July 1-August 31	Oct 23-Oct 31	Nov 1 - Dec 31	33.51%	Fish Harvested Under Example Measures			
	bag	8	3	8	15		263,240			
2015	size	12.5	12.5	12.5	12.5]				
	days	27	62	9	61]				

	NJ 2015 Black Sea Bass Example Option 4												
			Wave 4	Wave 5	Wave 6	Perc Redx							
2015 Exan	2015 Example Season		July 1-August 31	Sept 1-Sept 2 and Oct 22-Oct 31	Nov 1 - Dec 31	33.80%	Fish Harvested Under Example Measures	Additional Dead Discards do to Size Increase (.15)					
	bag	15	3	15	15		262,109	9,156					
2015	size	13	13	13	13								
	days	35	62	9	61								

New Jersey Recreational Black Sea Bass (continued)

	NJ 2015 Black Sea Bass Example Option 5												
		Wave 3	Wave 4	Wave 5	Wave 6	Perc Redx							
2015 Exar	nple Season	May 18-June30	July 1-August 31	Oct 22-Oct 31	Nov 1 - Dec 31	33.17%	Fish Harvested Under Example Measures	Additional Dead Discards do to Size Increase (.15)					
	bag	10	3	10	10		264,594	8,626					
2015	siz a	13	13	13	13]							
	days	38	62	10	61								

2015 Recreational Scup Proposals



- 2014 Measures (MA, RI & NY):
 - 10" minimum size, 30 fish, May 1-Dec. 31
 - Single wave "bonus season" for For-Hire vessels
 - 45 fish
 - 2014 Measures in CT
 - 10.5" minimum size for Private anglers
 - 11" minimum size for For-Hire
 - 9" minimum size at Enhanced Shore Sites
 - 20 fish possession for all
 - May 1-Dec. 31 + 45 fish bonus (FH only) in Wv 5

2015 Recreational Scup Proposals (continued)

- 2014 Recreational Harvest ~4.4 million lbs of Scup (4.1 million fish)
- Northern States (MA-NY) account for 99% of Atlantic coast landings of Scup in 2014
- 2013 Harvest ~5 million lbs
- 2015 RHL ~6.8 million
- Northern Region could liberalize ~50%
- New Stock Assessment in 2015

2015 Recreational Scup Proposals (continued)

- 2015 Measures (MA, RI & NY):
 - Status Quo
 - Changes to federal measures allow FH vessels to fish at higher possession limits during "bonus season" in federal waters
 - 2015 Measures in CT
 - Changing regs to match other states iin Region:
 - 10", 30 fish, May 1-Dec. 31 + 45 fish FH bonus in Wv 5
 - 9" Enhanced Shore Sites will be continued
 - 56% liberalization for CT, 8% liberalization for the Northern Region

Non-Compliance and Reductions



- How states approach non-compliant harvest when calculating the value of a reduction or liberalization should be standardized
- The TC is working towards this
- In general, the reductions calculated in the proposals you have seen today:
 - Assume non-compliance w/ respect to possession and size will remain non-compliant in the face of new, more restrictive measures
 - This is generally a conservative approach