

MARINE FISHERIES COMMISSION BUSINESS MEETING
Crystal Coast Civic Center, Morehead City, N.C.
May 29-30, 2013

N.C.G.S. 138A-15(e) mandates at the beginning of any meeting of a board, the chair shall remind all members of their duty to avoid conflicts of interest under Chapter 138. The chair also shall inquire as to whether there is any known conflict of interest with respect to any matters coming before the board at that time.

N.C.G.S. 143B-289.54.(g)(2) states a member of the Marine Fisheries Commission shall not vote on any issue before the Commission that would have a "significant and predictable effect" on the member's financial interest. For purposes of this subdivision, "significant and predictable effect" means there is or may be a close causal link between the decision of the Commission and an expected disproportionate financial benefit to the member that is shared only by a minority of persons within the same industry sector or gear group. A member of the Commission shall also abstain from voting on any petition submitted by an advocacy group of which the member is an officer or sits as a member of the advocacy group's board of directors. A member of the Commission shall not use the member's official position as a member of the Commission to secure any special privilege or exemption of substantial value for any person. No member of the Commission shall, by the member's conduct, create an appearance that any person could improperly influence the member in the performance of the member's official duties.

Commissioners having questions about a conflict of interest or appearance of conflict should consult with counsel to the Marine Fisheries Commission or the secretary's ethics liaison. Upon discovering a conflict, the commissioner should inform the chair of the commission in accordance with N.C.G.S. 138A-15(e).

May 29

6 p.m. Public Meeting
Receive public comment relative to any fisheries management issues

May 30

9 a.m. Call to Order*
Pledge of Allegiance and Invocation
Conflict of Interest Reminder
Roll Call
Vote on Approval of Agenda**
Vote on Approval of Meeting Minutes**

9:15 a.m. Public Comment
Receive public comment relative to any fisheries management issues

9:45 a.m. Issues from Commissioners

10 a.m. Chairman's Report
Review administrative actions and issues from the chair

- Letters
- Commissioner Participation at Advisory Committee Meetings
- Updated Commission Bylaws
- Ethics Education Reminder
- 2013 Meeting Calendars

10:15 a.m. Committee Reports
Review and consideration of action items from committee meetings

- Northern
- **Southern – Chip Collier**
Discuss request to refer a shad net issue to the Sea Turtle Advisory Committee

- Finfish
- Sea Turtle
- Bay Scallop Fishery Management Plan
- River Herring Fishery Management Plan
- Shrimp Fishery Management Plan
- **Coastal Recreational Fishing License – Randy Gregory**
Discuss request to have committee review all grant proposals
- **Joint Coastal Recreational Fishing License – Dr. Louis Daniel**
Update on request for grant proposals, strategic plan and funding selection

10:30 a.m. Fishery Management Plan Update – Catherine Blum

- FMP Review
- Revised Shrimp Fishery Management Plan Timeline

- 10:45a.m. Southern Flounder Landings – Tom Wadsworth (Presentation)
Report of analysis of southern flounder recreational and commercial landings
- 11 a.m. Overview of DMF Shrimp Fishery Research – Kevin Brown (Presentation)
- Noon Lunch Recess
- 1:30 p.m. Rulemaking Update – Catherine Blum
- 2012/2013 Rulemaking Cycle
 - **2013/2014 Notice of Text for Rulemaking****
Review proposed rules and fiscal analyses and vote on items to begin the rulemaking process
 - **Blue Crab Fishery Management Amendment 2 Plan Rules**
 - **Correct Peeler Trawl Exception Rule**
 - **Clarify Blue Crab Size Limit and Culling Tolerance Rule**
 - **Clarify Crab Dredging Rule**
 - **Incorporate the Crab Pot Escape Ring Proclamation Exemptions for Mature Females into Rule**
 - **Incorporate the Pamlico Sound Crab Trawl Mesh Size Line Proclamation into Rule**
 - **Incorporate the Lower Broad Creek Pot Area Closure Proclamation into Rule**
 - **Adaptive Management Framework for the N.C. Blue Crab Stock**
 - **Options for Escape Ring Exemptions in Hard Crab Pots to Harvest Peeler Crabs**
 - **Proclamation Authority for Terrapin Excluder Devices in Crab Pots**
 - **Reclassify Pungo River Areas as Open to Pots**
 - **Other Rules**
 - **New Shellfish Harvester and Dealer Requirements**
 - **Sheepshead Management**
 - **Oyster Fishery Management Plan Amendment 3 (designation of new seed oyster management areas)**
 - **Scientific and Educational Collection Permit Clarifications**
 - **Queens Creek Coordinate Correction**
 - **Hybrid Striped Bass Rule Repeal**
- 2 p.m. Rule Suspensions – David Taylor
The commission must vote to continue suspension of any rules the Division of Marine Fisheries Director has suspended by proclamation.
- **Vote on Rule Suspension for Portions of 15A NCAC 03J .0103 Gill Net Yardage Restrictions****
 - **Vote on Rule Suspension for Portions of 15A NCAC 03O .0501 Atlantic Ocean Striped Bass Commercial Gear Permit****
- 2:15 p.m. 2012 Landings Report – Alan Bianchi and Doug Mumford (Presentation)
- 2:45 p.m. Observer Program Funding – Dee Lupton (Presentation)
- 3 p.m. Director's Report
Reports and updates on recent Division of Marine Fisheries activities
- Legislative Update
 - Budget Update
 - Proclamation Authority for Unregulated Species
 - River Herring Discretionary Harvest Season – Kathy Rawls
 - Atlantic States Marine Fisheries Commission
 - Black Drum
 - Smooth Dogfish
 - American Eel
 - Protected Resources – Chris Batsavage
 - Observer Program
 - Sea Turtle Incidental Take Permit Application Status
 - Atlantic Sturgeon Incidental Take Permit Application Status
 - Mid-Atlantic Fishery Management Council – Chris Batsavage
 - South Atlantic Fishery Management Council – Michelle Duval

- Recurring Updates
 - Marine Patrol Report
 - Coastal Recreational Fishing License Sales Report
 - Coastal Angler Program Update
 - Highly Migratory Species
 - Red Drum Cap Update
 - Southern Flounder Landings Update
 - Striped Bass Season Update

4:30 p.m. Issues from Commissioners
4:45 p.m. Review of Meeting Assignments – Nancy Fish
5 p.m. Adjourn

2013 Meeting Schedule:

Feb. 27- March 1 in Pine Knoll Shores

Aug. 28-30 in Raleigh

May 29-30 in Morehead City

Nov. 13-15 in Morehead City area

** Times indicated are merely for guidance. The commission will proceed through the agenda until completed.*

****Action Items**