

U.S. DEPARTMENT OF COMMERCE

+ + + + +

NATIONAL OCEANIC AND ATMOSPHERIC  
ADMINISTRATION

+ + + + +

MARINE FISHERIES ADVISORY COMMITTEE  
RECREATIONAL FISHERIES WORK GROUP

+ + + + +

Tuesday,  
November 10, 2009

The Recreational Fisheries Work Group met in the Lincoln Room in the Crowne Plaza Hotel, 8777 Georgia Avenue, Silver Spring, Maryland at 1:30 p.m., Eric Schwaab, Chair, presiding.

PRESENT:

ERIC SCHWAAB, Chair  
GORDON COLVIN  
PAUL CLAMPITT  
PAMELLA DANA  
PATRICIA DOERR  
MARTIN FISHER  
RANDY FISHER  
MARK HOLLIDAY  
HEIDI LOVETT  
TOM RAFTICAN  
JOHN V. O'SHEA

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

TABLE OF CONTENTS

WELCOME/OPENING REMARKS:

Eric Schwaab ..... 3

RECREATIONAL FISHERIES WORK

GROUP DISCUSSION ..... 4

ADJOURNMENT:

Eric Schwaab ..... 62

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 P-R-O-C-E-E-D-I-N-G-S

2 1:40 p.m.

3 MR. SCHWAAB: Well, I just thought  
4 that everybody had the benefit of this  
5 morning's presentation and discussion. And it  
6 seemed to me that there are kind of a couple  
7 of different issues -- a couple different sets  
8 of issues. One is kind of the process side of  
9 this that we ought to spend some time on. And  
10 that's probably what we have to deal with most  
11 definitively the soonest.

12 And the second is identification of  
13 kind of the set of substantive issues, some of  
14 which we've already seen referenced that will  
15 come into play as this process evolves both  
16 specific to our work group as well as more  
17 generally to the recreational fishing  
18 community. I think there's going to be a lot  
19 of need and opportunity for some back and  
20 forth on the substantive issues as we go  
21 forward.

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1           But it seems to me that the first  
2 thing we really need to talk about is the  
3 process set of questions.

4           And that quickly Mark stepped out  
5 of the room. But Gordon, do you have any  
6 thoughts on that?

7           MR. COLVIN: Well, I think that  
8 Mark would be indispensable in helping with  
9 this because of the requirements to conform  
10 that process to MAFAC's charter and  
11 requirements of FACA.

12           But the thought that what we had  
13 was that there is an opportunity to  
14 essentially extend the advisory group by  
15 working with a broad list of constituent  
16 advisors that would be working as an extended  
17 part of this body which also - as I understand  
18 it - would and could then become an actual  
19 MAFAC subcommittee as opposed to a working  
20 group.

21           So that one of the things we want  
22 to consider is the process for identifying and

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 adding that large advisory body. Then in  
2 fact, that larger group could be inclusive of  
3 the folks we involve in the summit. And it  
4 could be a fairly substantial group.

5 But it's certainly one of the  
6 things that I think we would all recognize, is  
7 that the current working group, and MAFAC as a  
8 whole, can't possibly be truly representative  
9 of the diversity of recreational interests.  
10 And yet clearly to be responsive to what the  
11 Administrator has in mind for that initiative,  
12 we need to get good advice from the breadth  
13 and diversity of recreational constituents  
14 nationally.

15 This is a way to do that. This is  
16 a way to get there when we think of the effect  
17 that it's worked in other contexts. And for  
18 instance, as Mark pointed out to us, it's kind  
19 of the way the NOAA Science Board works as  
20 well.

21 MS. DANA: So then the thought  
22 would be to bring in members of the public to

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 make up this subcommittee?

2 MR. COLVIN: Stakeholders. But  
3 yes.

4 MS. DOERR: Did he say it could be  
5 an official subcommittee of MAFAC or an  
6 advisory group to MAFAC?

7 MR. COLVIN: The working group  
8 would transition to a subcommittee.

9 MS. DOERR: Right.

10 MR. COLVIN: The extended body of  
11 advisors would be an advisory group.

12 MS. DOERR: That's what I thought.  
13 I thought you worded it slightly differently.

14 MR. COLVIN: I probably did.

15 MS. LOVETT: Yes. Nobody could be  
16 on the subcommittee of MAFAC that's not  
17 achieved --

18 MR. COLVIN: Right.

19 MS. LOVETT: But the working group  
20 could be constituted as a full subcommittee,  
21 one that currently exists as a recreational  
22 group with their chair and various members of

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 the public.

2 MR. COLVIN: So that one of the  
3 tasks we want to undertake going forward is I  
4 think for you to make that recommendation and  
5 you report out on Thursday, and for us to  
6 consider what the process would be for  
7 identifying that wider group of advisors to  
8 your subcommittee.

9 MR. SCHWAAB: Right. So I think to  
10 sort of paint I think the picture, it seems to  
11 me that the tension is the advantages that  
12 MAFAC offers to NOAA is we're a standing FACA  
13 group, and we can be fairly effective and an  
14 already administratively sanctioned conduit  
15 for information.

16 But on the other hand is the  
17 limitation that our membership is relatively  
18 small and perhaps missing some important  
19 elements of the recreational community number  
20 one, and secondly that our meeting schedule  
21 really doesn't lend itself to rapid turnaround  
22 of advice and information.

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1           So if what Gordon's articulating  
2 is, just to be clear, as I understand it if  
3 this working group became a standing  
4 subcommittee, we would have license to task an  
5 independent set of advisors that would then be  
6 available to feed information through us. But  
7 still to meet sort of the timing question,  
8 there would have to be some license afforded  
9 the new subcommittee to sort of act somewhat  
10 independently in between MAFAC meetings.

11           MR. COLVIN: Correct. And we would  
12 need -- perhaps that could be incorporated --  
13 we would need to craft terms of reference  
14 which essentially constitutes a charge and the  
15 operating directions to the subcommittee.

16           And when Mark comes back, I think  
17 that's what Eric wanted him to talk about.

18           MS. LOVETT: Yes. He's just  
19 getting his lunch now.

20           MR. SCHWAAB: Yes. That's all  
21 right.

22           MR. COLVIN: And I would think that

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 you could bring that issue right into the  
2 terms of reference and again to what we report  
3 and recommend in this meeting in terms of your  
4 need to function and render advice.

5 And as I said, I think one  
6 connection we can make is that perhaps that  
7 group of advisors -- one of the questions we  
8 have to talk about today is that I hope we get  
9 a little bit of advice from you all on the  
10 summit meeting. And one of the questions  
11 that's been on our mind is how do we identify  
12 people to get to the summit meeting and how do  
13 we get them there.

14 Use of the advisory committee to  
15 the subcommittee is one way of getting that  
16 back.

17 MR. SCHWAAB: Yes.

18 MR. COLVIN: And it may at least  
19 constitute part if not all of the way we  
20 approach and identify participants.

21 MR. SCHWAAB: Yes. I guess just to  
22 put sort of all the issues on the table, my

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 sense is that the other reservation that might  
2 exist out there is what would the preferences  
3 of the new Senior Policy Advisor be once he or  
4 she is appointed to the position. And Gordon  
5 and I had some conversation about perhaps even  
6 how to sort of preserve a little flexibility  
7 for that individual.

8 MR. COLVIN: Right. And it's just  
9 one of the dynamic tensions that there's a  
10 desire to make progress on a lot of these  
11 things. But there's also the desire to  
12 respect the decisions that the Advisor's going  
13 to want to be in the middle of rather than  
14 presenting them as a done deal when he or she  
15 gets here.

16 So we'd like to have a lot of  
17 progress made, but not necessarily have  
18 finished a lot of the stuff, including things  
19 like terms of reference both for a committee  
20 and for the internal coordinating group that I  
21 spoke about.

22 MR. SCHWAAB: Right. And so I guess

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 the other question that I think would remain  
2 is if what we just described sort of becomes  
3 the primary or a significant conduit for an  
4 information point -- recreational community  
5 through MAFAC to the Senior Advisor. I'm  
6 fairly certain that the Senior Advisor is not  
7 going to want that to be the only conduit.  
8 It's likely that the Senior Advisor is not  
9 going to -- or maybe others in NOAA - don't  
10 want that to be the only conduit. So there  
11 needs to be some -- and what you described,  
12 Gordon, is kind of a construct of at least  
13 initially leading to the summit where the  
14 MAFAC subcommittee would be in consultation  
15 with NOAA, sort of identifying the membership  
16 of that advisory group that would come to the  
17 participant -- constitutes sort of the  
18 universal participants at the summit.

19 So maybe with that sort of on the  
20 table, I'd just open it up to --

21 MR. COLVIN: I think as you said  
22 being open about it, the Assistant

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 Administrator and the Administrator -- all of  
2 us -- are going to be working with the  
3 subcommittee and the expanded advisory  
4 committee. But we're going to be hearing from  
5 key constituents independently. And we need  
6 to be in a position to evaluate -- weight that  
7 what we hear and incorporate that in the way  
8 we roll this program out. Absolutely. And  
9 we'll see how that goes in time.

10 MR. SCHWAAB: So why don't I just  
11 stop there for a moment and just sort of scan  
12 around the table and see if there are  
13 questions or comments about that general  
14 approach.

15 MS. DANA: How does the current  
16 recreational working group operate -- having  
17 the subcommittee put together then and have a  
18 working group of dockside advisors do that?  
19 How does that refer to me? What's different  
20 or would be different?

21 MR. SCHWAAB: What would be  
22 different would be, I mean, two things would

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 be different. One, the procedure. The current  
2 working group would become the committee if we  
3 made that recommendation and the committee  
4 accepted it, it would become a standing  
5 subcommittee of MAFAC, number one. And then  
6 number two it would be empowered to task its  
7 own set of advisors.

8 MS. DANA: That just seems smart to  
9 me.

10 MS. DOERR: Would that advisory  
11 group, the extended advisory group, be subject  
12 to FACA? And all those requirements?

13 MR. HOLLIDAY: That's exactly the  
14 reason we restructured the -- so we look at  
15 the other FACA committees in NOAA, taking for  
16 example the NOAA Science Advisory Committee.  
17 They routinely establish expert working groups  
18 to advise the committee that are comprised of  
19 university researchers or our own scientists  
20 that are not appointed by the Secretary to  
21 serve on the committee but they provide  
22 expertise before the SAB. So they're just

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 kind of a hierarchy still under the overall  
2 guidance and authority of a FACA-approved  
3 committee providing expert advice to them.

4 So there are requirements for  
5 record keeping and notification of meetings,  
6 but provides a FACA compliant means of getting  
7 that expertise. We can't empanel a group of  
8 people, of experts, and have them advise NOAA  
9 independently because that would violate FACA.

10 This is the actually the means of making it  
11 compliant with the Federal Advisory Committee  
12 Act.

13 MS. DOERR: So who would appoint  
14 the extended working group? Would it be  
15 MAFAC?

16 MR. HOLLIDAY: It's a MAFAC working  
17 group. MAFAC would vote on the membership of  
18 who it wants to have advise MAFAC. All right?

19 So this is a group of people who --

20 MS. DOERR: So we have control over  
21 it as opposed to MAFAC?

22 MR. HOLLIDAY: It's a working group

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 of MAFAC.

2 Now Jim is the current Vice Chair  
3 of MAFAC. And Dr. Lubchenco is the Chair of  
4 MAFAC. That's the cover charge. So you can't  
5 neglect or forget that.

6 MR. SCHWAAB: You guys can have  
7 your way with me. It's not fair.

8 (Laughter.)

9 MS. DANA: Will the working group  
10 then in fact be advising or more just stating  
11 perspectives from their area of expertise?

12 MR. HOLLIDAY: They're advising  
13 MAFAC on whatever it is the charge is that you  
14 set out in the terms of reference.

15 So if you look at the types of  
16 groups that have been established for the SAB,  
17 they have people who are working on particular  
18 tasks or they have other groups that are just  
19 generally providing perspective and advice  
20 that would then be used as input by the full  
21 committee of the SAB.

22 You control what it is that you

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 want that working group to spend their time  
2 and energy on. And you decide that and put  
3 that into the terms of reference then when you  
4 establish the working group.

5 MS. DANA: So for example, for that  
6 subcommittee --

7 MR. SCHWAAB: You're saying working  
8 group. That's this advisory group.

9 Well, I just want to make sure because  
10 we're a working group now. We will become a  
11 standing committee.

12 MR. HOLLIDAY: The term derived  
13 that the SAB uses for those who have worked  
14 expert working groups, and their charter  
15 actually says -- the charter for the Science  
16 Advisory Board says we will establish whatever  
17 subcommittees we want to -- Secretary-  
18 appointed members -- and we have the authority  
19 to establish working groups of outside experts  
20 who are not SAB members to advise us.

21 MR. SCHWAAB: I interrupted Pam.

22 MS. DANA: That's okay.

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 I think in the case of  
2 recreational, if you did have a standing  
3 subcommittee for recreational, and then you  
4 had the advisory or working group whatever the  
5 definition or name is for it, I'd be very  
6 careful that it's not made up of academics per  
7 se, but those who truly represent the various  
8 groups in the recreational sector. Your CCA  
9 rep, your regular Joe Angler, that  
10 perspective.

11 But if you start weighing it down  
12 with academic sources, you're just going to --  
13 no disregard for the academic community  
14 intended.

15 MR. RAFTICAN: And part of the  
16 focus of this is to bring expertise to the  
17 summit, is that right?

18 MR. COLVIN: Partly. And beyond.

19 MR. RAFTICAN: Well, and beyond.

20 My question is if the group reports  
21 back to us as MAFAC, then that narrows down  
22 the summit. Either they come to the summit or

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 they go on to expert working groups.

2 MR. COLVIN: Well, and I guess to  
3 some degree that question is what's the output  
4 of the summit. I think the idea of the summit  
5 is to identify a bunch of subject areas and  
6 make some progress on and begin to define what  
7 we'd like to do with them.

8 MR. RAFTICAN: I'm good with that.  
9 But the thing is you're forming a MAFAC  
10 working group and then does MAFAC bring that  
11 to the summit? I would think you'd be better  
12 off having a working group or participants at  
13 the summit who can speak on their own as  
14 opposed to being channeled through MAFAC.  
15 That would make sense.

16 MR. COLVIN: That's what they want  
17 at the summit. Yes. We want everybody to be  
18 speaking on their own or contributing their  
19 knowledge and their points of view.

20 But I think at the end of it, there  
21 may come a time to consolidate.

22 MR. RAFTICAN: Well, MAFAC might be

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 a vehicle to do this after the summit.

2 Eric's good but I can't see him  
3 channeling all the recreational anglers into  
4 the summit.

5 MR. SCHWAAB: Well, I think that  
6 will be one of our challenges. Providing sort  
7 of enough oversight if you will, for lack of a  
8 better term, of the process that meets sort of  
9 the spirit of the construct without -- sort of  
10 stifling or controlling or trying to create  
11 too narrow a funnel for that for the flow of  
12 information.

13 MR. COLVIN: And I think that's  
14 where we get into the issue of terms of  
15 reference and so on and so forth. How we feel  
16 about -- if we could do it, first of all.

17 MR. SCHWAAB: I think there are a  
18 couple of other logistical issues, not the  
19 recent one which is the fact that I think that  
20 would place upon this group - the new  
21 subcommittee - some fairly significant  
22 responsibilities for staying engaged in

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 between meetings, whether that would be  
2 through conference calls or with some other  
3 connection. Probably on the level of the  
4 responsibility we would assume by virtue of  
5 adopting this approach would be not  
6 insignificant.

7 Mark, if you have a different view  
8 of that, I'd like to hear it.

9 MR. HOLLIDAY: Well, I think it  
10 does have an implication for MAFAC members,  
11 and an implication for NMFS as well. So I  
12 think that discussion would include who's  
13 going to provide the care and feeding of the  
14 working group. So I would look for that  
15 discussion to be had by the NMFS members and  
16 Science and Technology and Sustainable  
17 Fisheries. I've seen previous iterations of  
18 this idea, even though there were discussions  
19 about partnerships and communications being  
20 sort of a liaison for the working group on a  
21 more day-to-day basis in supporting the MAFAC  
22 members as sort of we do in general -- Heidi,

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 my staff, different MAFAC members, to the  
2 subcommittees as we do now.

3 So I don't think it's an  
4 insurmountable issue. But I think you've got  
5 to go in with your eyes open. And it's not  
6 for free or without any impact on money.

7 MR. SCHWAAB: Yes. I don't think  
8 we want to find ourselves necessarily with a  
9 tiger by the tail. And this thing could  
10 become a tiger.

11 MR. HOLLIDAY: Well, again you need  
12 to control, to the extent that you can, with  
13 respect to the terms of reference and charters  
14 as a group of what are the expectations that  
15 you're setting. And I don't think this is the  
16 end.

17 As I understand it, it's not the  
18 only end-all, be-all group and the only people  
19 who ever participate or go to meetings or  
20 anything else. But it's a tool that MAFAC  
21 sees as a valuable asset to MAFAC that also  
22 provides it with what would not otherwise be

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 available in our current governance system.

2 MR. COLVIN: There's also the  
3 distinction between the period we're in now  
4 where we're moving towards the development of  
5 what should we be doing, how should we be  
6 doing these different things, so on and so  
7 forth, and the period that will come that will  
8 address the question of okay, so how do you do  
9 that, and then doing it.

10 And at that point, I think, I would  
11 assume that NOAA would be more involved with  
12 kind of individual project-driven, agenda-  
13 driven things working with these stakeholders  
14 directly and would not put as much demand on  
15 the advisory structure because we decide what  
16 we need to do, not with just an implementation  
17 process. Hopefully.

18 MS. DOERR: Out of curiosity, and  
19 this is not meant to be judgmental, using  
20 MAFAC, have any other options come about in  
21 terms of moving forward or is this going to be  
22 the only one that's going to be floating

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 around? I'm just wondering whether there are  
2 any other ideas out there to also go on or  
3 incorporate.

4 MR. COLVIN: I think we haven't  
5 really talked about mechanisms other than  
6 working with MAFAC per the Administrator's  
7 announcement recognizing as I said before that  
8 -- and Mark and Erika both made the point  
9 that we'll be communicating directly with  
10 constituencies going along as we go along as  
11 well. That's not going to stop. But as to  
12 some other totally different model, no.

13 MR. HOLLIDAY: Just as a point of  
14 clarification. I'm sorry if I missed it, but  
15 the point is not -- it's not a short-term  
16 proposition here. I mean, we're going to  
17 establish this as a working group not only to  
18 provide advice -- for the summit, but there's  
19 life after the summit.

20 Is that a true statement? There  
21 are going to be charges and activities, and we  
22 want to see if this council from this group

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 after the summit has happened. It's not going  
2 to for the purpose --

3 MR. SCHWAAB: My sense was that's  
4 right.

5 MR. COLVIN: Yes. It is right.  
6 And I think the issue is that through the  
7 summit, into the roundtables and that process  
8 of coming up with an action plan or a  
9 strategic plan or whatever it is we're going  
10 to come up, I think probably the demands on  
11 the process will be fairly great.

12 But as I was getting at before,  
13 once we go to implementation, we'll need to  
14 continue to work with the subcommittee and  
15 other stakeholders who may be directly  
16 involved in some of the implementation  
17 activities. I think it will be less intense  
18 and less demanding than it will be for this  
19 initial part of the process. I think that's a  
20 fair statement.

21 MR. SCHWAAB: So just to  
22 illustrate, had we had this approach in place

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 before the whole recreational data issue came  
2 to be, there might have been some upfront  
3 discussions with a broad cross section of  
4 stakeholders as to how to go about that.  
5 There might have been some initial strategic  
6 planning. And then eventually the process  
7 that's in place now would be handed off for  
8 implementation.

9 MR. COLVIN: Yes. And to some  
10 degree, that's the vision of the summit  
11 process is to be that.

12 MR. SCHWAAB: Right. Right.  
13 Tom?

14 MR. RAFTICAN: Yes. As we go along  
15 with this, I mean, I looked back at different  
16 committee assignments over the years, and I  
17 look at really what we did this morning where  
18 we were out of synch with the Administration.

19 And what this does is it allows us, not the  
20 whole MAFAC but at least in this instance the  
21 subcommittee, to get in a position where all  
22 of a sudden you demand your own bit of

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 attention. And by doing that, you actually  
2 have worked us into the position that we  
3 should be in as an advisory committee.

4 MR. SCHWAAB: Any other comments,  
5 questions?

6 MR. COLVIN: Do you want to ask  
7 Mark to talk a bit about the terms of  
8 reference, or should we just use --

9 MR. SCHWAAB: Yes. Well, I was  
10 just trying to think sort of before we get  
11 into that -- kind of play this out a little  
12 bit.

13 I mean, if we were to adopt this  
14 and make this recommendation, this kind of  
15 structure would be envisioned which would be  
16 primarily characterized and captured in this  
17 terms of reference.

18 It seems to me that the other thing  
19 that we're looking for right now, maybe it  
20 fits into that terms of reference or maybe it  
21 follows is some recommendations relating to  
22 planning and leading up to the summit. You

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 know, membership, timetable, process issues.  
2 And I already have just based on this morning  
3 kind of a list of issues that we might sort of  
4 toss out on the table as here's the working  
5 set. It can be added to, subtracted from,  
6 prioritized, et cetera. And then that would  
7 lead into the summit.

8 Then presumably coming out of the  
9 summit, there would be some additional process  
10 related to follow up, roundtable discussions  
11 or issues specifically. Geographic issues or  
12 whatever the case might be. And I would leave  
13 that open for now. And that would be sort of  
14 the immediate pathway.

15 And so, let me leave that on the  
16 table here for a second for reaction. And  
17 then if there's sort of a general comfort with  
18 that, then maybe Gordon and Mark could  
19 describe this kind of terms of reference part.

20 But before we do that, thoughts on  
21 what I just said? Objections to what I just  
22 said?

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 Mark?

2 MR. HOLLIDAY: Well, the question  
3 about what you just said, when would this take  
4 place?

5 MR. SCHWAAB: Which?

6 MR. HOLLIDAY: All this planning  
7 and the scheduling and the ideas. When does  
8 that get reduced to paper? Is that at this  
9 meeting or a subsequent meeting?

10 MR. SCHWAAB: I think we could  
11 probably sketch out a little bit of it. But  
12 there would need to be some commitment to a  
13 follow-up consultation with Gordon and Forbes  
14 and whoever else, Mark, whoever else you guys  
15 deem appropriate, to kind of sketch it out.

16 But it seems to me that if we  
17 follow that and if the committee endorsed that  
18 approach, we would leave this meeting as a  
19 subcommittee with a responsibility to interact  
20 on more of the details with NOAA, and that in  
21 fact, we would probably lean pretty heavily on  
22 you guys to talk some strawman.

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 Does that answer your question?

2 MR. HOLLIDAY: Well, partially.  
3 Because I'm thinking ahead to the report out  
4 of the committee. What are you going to ask  
5 the full committee to approve? And so I'm  
6 hearing sort of one part you want long-term is  
7 for the current working group to turn into a  
8 standing subcommittee. And you want MAFAC's  
9 endorsement of creating an outside expert  
10 working group to advise the subcommittee and  
11 the full committee on recreational policy  
12 issues.

13 So I'm going to frame it so that we  
14 have Heidi or someone else is taking notes  
15 when we come back and the findings of this  
16 subcommittee hopefully on Thursday are 1, 2,  
17 3.

18 I'm just trying to understand if  
19 it's at the meeting or after the meeting or  
20 something in between. It sounds like  
21 essentially we're doing it at the meeting and  
22 the details can be worked out --

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 MR. COLVIN: Details later?

2 MR. HOLLIDAY: Yes.

3 MR. SCHWAAB: I think we would need  
4 license from MAFAC to operate, to make some of  
5 those decisions about the membership of the  
6 new working group and timetable and  
7 recommendations. We'll make other  
8 recommendations relating to the process  
9 leading up to the summit and then ultimately  
10 coming out of the summit.

11 MR. HOLLIDAY: Okay. So one of the  
12 things that we include being necessary and  
13 prudent would be the creation of some terms of  
14 reference for the working group. And I look  
15 to some examples of NOAA's Science Advisory  
16 Board. And it's a one pager that basically  
17 lays out what the purpose of the group is --  
18 what it's intended to do is work closely with  
19 the full committee, and identifies it as a  
20 sanctioned working group, the whole committee  
21 to advise them on.

22 And it lists three or four

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 different things. It says the working group  
2 is charged to foster an ongoing dialogue.  
3 It's to enhance communication of external  
4 partners and stakeholders, provide a sounding  
5 board for proposals to enhance delivery of  
6 science, support an ecosystem approach to  
7 management. So that's what their charge is.

8 But it sounded very much like what  
9 you're looking for out of a group of experts.  
10 Provide advice, provide a sounding board, to  
11 generate some sort of external -- you can't  
12 generate consensus from a non-FACA group.  
13 It's against the law. So by creating this  
14 FACA-sanctioned group, you're allowing it to  
15 meet and to develop ideas and to go and  
16 discuss pros and cons and give you this broad  
17 advice in a legally sufficient way. So I  
18 think the terms of reference we'd have to  
19 state out front and what these expectations  
20 that you have for the group are.

21 And the charter goes on to talk  
22 about how they choose members. So it's

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1       compromised of this particular charter. It  
2       says it's comprised of ten to 12 outstanding  
3       scientists and leaders with an interest in  
4       ecosystem-related activities because that's  
5       the nature of this group.

6               Members will have a sound expertise  
7       in blah, blah, blah. So it lays out, just  
8       like our charter does, what some of the  
9       characteristics are of the people you're  
10      looking for. So you can have some criteria to  
11      modify that allow you to make some choices.

12             Will have a science background in  
13      operation biology of federal agencies. And so  
14      you can substitute ones with industry  
15      knowledge and background and experience in  
16      leadership or whatever constituency  
17      organization, et cetera, et cetera.

18             It talks about terms. Members will  
19      be appointed for three-year terms on a rolling  
20      and randomized basis with the opportunity for  
21      one additional term. The working group will  
22      provide suggestions for new candidates

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 annually to NOAA's Science Advisory Board for  
2 consideration.

3           So it talks about succession. How  
4 do you plan and use this? It's going to be a  
5 standing group and you need to populate it and  
6 you need to monitor it and you need to refresh  
7 it over time.

8           The working group will convene two  
9 to three times per year. That's what you're  
10 anticipating when you spell that out in that  
11 charter or terms of reference as well.

12           So I would look to the current and  
13 reporting groups that identify those  
14 characteristics that you think are most  
15 important, that you want this group to do as  
16 well as what you want them not to do. I mean,  
17 you want to set some sideboards or boundaries  
18 on why you're creating this and how you want  
19 it to work so that you can avoid some of the  
20 comments we made earlier about well, how do  
21 you prevent or maybe we go off on this tangent  
22 or whatever.

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1           So we need to be explicit for what  
2 this charge is and not leave it up to people's  
3 imagination so that it is seen as a bona fide,  
4 legitimate, sanctioned activity of MAFAC, and  
5 in particular it's reporting relationship to  
6 the standard for a subcommittee.

7           So I think when I sent this around,  
8 I said there seems to be some reasonable  
9 content here that I think as a group MAFAC  
10 would need to approve and endorse before you  
11 can even start it. That comes before the  
12 horse. You've got to do that before you start  
13 thinking up the names of the people you want  
14 on it. You need to find what you want that  
15 group to do and then figure out how to  
16 populate it according to criteria.

17           MR. SCHWAAB: Tom?

18           MR. RAFTICAN: I was just going to  
19 say that's really good. Any chance in getting  
20 a copy of the guidelines the other group uses  
21 probably as a template for what we're trying  
22 to do here?

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1           MR. HOLLIDAY: I can forward it  
2 right now. I can send it email or you can get  
3 it off the SAB website.

4           MR. COLVIN: So I'm wondering if we  
5 got guidance from Mark that over the next day  
6 and a half, we couldn't put our heads together  
7 and come up with a draft that could be  
8 discussed with the working group members  
9 informally before Thursday afternoon so that  
10 we have at least something in draft form to  
11 put before the committee.

12          MR. SCHWAAB: Yes. Well, first of  
13 all, with respect to the committee charge, and  
14 this is something that people can continue to  
15 look at, the committee charge sounded by  
16 substituting the subject matter with this idea  
17 of the working group fostering ongoing  
18 dialogue, enhancing communications with  
19 external partners and stakeholders and  
20 providing a sounding board for proposals to  
21 enhance their delivery items, change the  
22 subject line. It sounds pretty

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 straightforward to me.

2 And just to build on your point,  
3 Gordon, it just occurred to me that this idea  
4 of the make-up of the committee, not in name  
5 but in sort of the main areas to be  
6 represented is the place where we might spend  
7 a few minutes talking to help best assist with  
8 that first draft.

9 People comfortable with that?

10 MS. DANA: I think I'm comfortable  
11 with that, can you clarify what you mean?

12 MR. SCHWAAB: Yes. What kind of  
13 expertise would we be most interested in  
14 having represented on this new working group?

15 Does that make sense with folks?

16 I mean, Pam, you already made some  
17 comment about that.

18 MS. DANA: Yes. I think if you  
19 want the subcommittee to be relevant, seen  
20 broadly as relevant by people in the United  
21 States, recreational fishermen, then you have  
22 to make sure that you have representative

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 players on that working group that's created.

2 Those would be members or respected  
3 representatives from the CCA, from the bait  
4 and tackle kind of operators who are impacted  
5 by decisions made by Marine Fisheries and  
6 those sorts of things. Potentially get  
7 representative perspectives from charter boat  
8 operators.

9 Those of us involved in the  
10 recreational sector know that we within the  
11 sector butt heads. So how do you contemplate  
12 that by having those disparate views or  
13 players represented on that working group?

14 MR. SCHWAAB: Patty, and then Tom.

15 MS. DOERR: It would almost need to  
16 have kind of those different groups, the  
17 individual angler and the charter boat  
18 operators broken out within region. Because  
19 charter boats in Southern California face much  
20 -- their issues are way different from those  
21 for charter boats from the Southeast.

22 So I think it would have to be

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 representative of both the sector and the  
2 community as well as regional.

3 MS. DANA: You would have to be  
4 able to cover every perspective or every  
5 viewpoint for the fact that this council and  
6 NOAA said, your perspectives are important and  
7 we're going to give you a voice. That needs to  
8 provide people who represent you and that  
9 you're a part of. So we can take that, what  
10 we think about representation, and move  
11 forward.

12 MR. RAFTICAN: Yes. Just to add on  
13 to what Patty was saying, we've got very  
14 different communities. And you talked pretty  
15 specifically about different segments of the  
16 industry. Recreational fishing is also the  
17 recreational fishing community which is very,  
18 very difficult to reach and certainly more  
19 difficult to speak for.

20 And I think probably one of the  
21 best ways of getting community leaders  
22 involved is getting media involved. And I

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 don't know if this is appropriate right here,  
2 but I think actually getting the media  
3 involved to the extent that they become  
4 conduits back and forth. We do something like  
5 that in Southern California, we bring industry  
6 together. And sometimes we have meetings like  
7 this, and the house rule is that whatever is  
8 said in the room stays in the room. And you  
9 may have to do something at some point along  
10 the line like that so you don't get way out in  
11 front or that we put out a general piece of  
12 information.

13 But I think it'd be important  
14 enough. Our media and recreational fishing is  
15 usually very, very well schooled in what's  
16 going on.

17 MR. COLVIN: Just a question. I  
18 think all those are good thoughts. And one  
19 question we might want to consider is in  
20 addition to those, is there some expertise you  
21 want to add?

22 There's some folks I know that work

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 essentially as consultants to the fishing  
2 industry who may have some contributions to  
3 offer. There are some folks in extension  
4 advisory services and state government and  
5 other federal agencies who have unique  
6 perspectives on working with recreational  
7 fishers or working with hunting and fishing  
8 sectors generally who might have something to  
9 offer. And it's just something to think  
10 about.

11 MS. DOERR: You mean -- I'm sorry -  
12 -

13 MR. SCHWAAB: No, go ahead.

14 MS. DOERR: -- like economic  
15 issues?

16 MR. COLVIN: Yes.

17 MS. DOERR: Economics and --

18 MR. COLVIN: Communications.

19 MS. DOERR: -- communications,  
20 science, fishing science and data.

21 MR. COLVIN: Knowledge about trends  
22 and human dimensions and outdoor recreation

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 generally and recreational fishing  
2 specifically. I don't know. It's something  
3 to think about.

4 MR. SCHWAAB: Any thoughts?

5 MR. RAFTICAN: We could bring in  
6 John Madden and make a video game of it too.

7 MR. SCHWAAB: I think the other  
8 thought that's occurring to me is there are  
9 some existing coalitions out there. I don't  
10 know if there are others like that. I'm sure  
11 there are.

12 And I don't know as we do this to  
13 what degree we might want to name individual  
14 organizations versus kind of air it as a  
15 representation more generically.

16 Thoughts on that, Mark or Gordon?  
17 Whether we should be naming specific  
18 organizations or more generically in this  
19 terms of reference document.

20 MR. HOLLIDAY: I wouldn't go so far  
21 as to name organizations. I'd stick to  
22 characteristics of the organizations that

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 you're looking for so that you leave yourself  
2 the maximum flexibility in the discussion.  
3 Other things may come up and you don't want to  
4 box yourself in.

5 MR. COLVIN: We'll get there fast  
6 enough.

7 MR. SCHWAAB: Discussion?  
8 Everybody comfortable with that?

9 So is that enough feedback on  
10 representation to develop a straw-man?

11 I guess the other question that I  
12 had moving one step beyond was does it make  
13 sense at least initially to kind of include  
14 some working list of areas of interest. Some  
15 of the things that we talked about this  
16 morning -- I'm sorry.

17 MR. COLVIN: Things like what?

18 MR. SCHWAAB: Things I had on my  
19 list were the Ocean Policy Task Force, the  
20 Marine Spatial Planning, catch shares,  
21 access/closures, allocation issues, ongoing  
22 data questions.

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 I don't know if those -- I'm sure  
2 that's not the full universe, but it's a  
3 starting point.

4 MR. COLVIN: One other that I  
5 though might be of interest to folks is  
6 looking at NOAA research that supports and  
7 relates to recreational fishers.

8 MS. DANA: So, data? As in, is there  
9 an accurate count?

10 MR. COLVIN: That's part of it. I  
11 think that's almost -- frankly, it's probably  
12 its own issue.

13 But I'm even thinking about what  
14 research efforts might we have underway. What  
15 would be some appropriate investment in  
16 research to help address recreational  
17 fisheries needs?

18 In some of the discoveries we've  
19 had it's been pointed for instance that there  
20 are some real problems still with addressing  
21 catch and release mortality problems in  
22 certain fisheries. So some focused research

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 or investment in research there might help.

2 Human dimensions research. Our  
3 Agency has not done a lot of that. So the  
4 body of knowledge about human dimensions in  
5 fisheries tends to be freshwater-focused.  
6 Maybe it would be helpful to make an  
7 investment in saltwater-focused human  
8 dimensions research.

9 And there's some other things. But  
10 I think it's an important subject generally  
11 that folks might have an interest in.

12 And yes, data definitely.

13 MR. SCHWAAB: What else do we want  
14 to comment on this? I'm looking around. I  
15 just don't know -- Ken, any thoughts?

16 MR. FRANKE: I think the biggest  
17 thing is just the different needs of the  
18 areas, these regions are so different from  
19 their counterparts on the east, south and  
20 northern coasts.

21 MR. COLVIN: One thing that's been  
22 discussed, and a lot of these topics are

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 linked to each other, the underlying constant  
2 is allocation.

3 But another subject is the  
4 administration of recreational fisheries,  
5 catch limits, and accountability. Are there  
6 options that might make that a little easier?

7 MR. SCHWAAB: Well, I think we have  
8 like probably less than ten minutes.

9 So you guys can help us by trying  
10 to put together this strawman --

11 MR. COLVIN: I'll have something  
12 for you tomorrow.

13 MR. SCHWAAB: -- that we can shop  
14 around with members. And probably the best  
15 thing most people have email access and you  
16 could email something around.

17 Let me just make sure I have the  
18 people. I know there's folks that are sitting  
19 at the table now that aren't engaged or  
20 interested in being engaged. So just by show  
21 of hands, the people that want to be a part of  
22 this -- particularly looking around at some of

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 the new members who can elect an interest in  
2 this recreational group.

3 Can I just make sure we have it  
4 clear? So Ken, and Patty. Are you in, Randy?  
5 Okay. You in up there? Randy Fisher too?  
6 Pam? Okay.

7 MR. COLVIN: Put Vince and Randy on  
8 the list whether they want to or not.

9 MR. SCHWAAB: Vince and Randy.  
10 Where's Larry?

11 MR. COLVIN: Larry, I mean.

12 MR. SCHWAAB: All right.

13 MS. DOERR: Is it worth, within the  
14 strawman that we are putting together,  
15 updating the strategic plan? The most recent  
16 one I found is five years old.

17 MR. SCHWAAB: That's a good  
18 question. It goes to the comment that Tom  
19 Billy made this morning as to where an update  
20 of the strategic plan might fit in.

21 MR. RAFTICAN: I don't know, but  
22 would that be the new person coming in --

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 something he or she might want to take on?

2 MR. COLVIN: Hopefully. It's some  
3 response to whether it's a new strategic plan  
4 or something similar or different.

5 And I'm also thinking that maybe  
6 that's more of a subject -- this whole concept  
7 of looking beyond the summit in terms of what  
8 we do to act on its findings and  
9 recommendations. That may be one of them.

10 And I don't know if I necessarily  
11 want to say that that's part of the charge and  
12 the terms of reference. We will update the  
13 strategic plan. Probably we will but maybe --

14 MR. SCHWAAB: So some of the  
15 strategic initiatives that might need to be  
16 updated into the plan could come out of the  
17 summit and it's all important.

18 MR. COLVIN: Right. I think  
19 certainly we've got to take a hard look at it,  
20 ask ourselves what worked, what didn't work,  
21 what could have been done better, how or what  
22 were the ramifications of those findings in

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 terms of everything we do when we float.

2 MR. RANDY FISHER: Gordon, remember  
3 when we had that recreational meeting in  
4 Denver?

5 MR. COLVIN: I do.

6 MR. RANDY FISHER: So with all of  
7 those things that we were suggesting there,  
8 will that be part of the next meeting and will  
9 it look like that meeting?

10 MR. COLVIN: The meeting I remember  
11 in Denver was data driven.

12 MR. RANDY FISHER: Well, a lot of  
13 it had to do with recreational data and all  
14 that kind of stuff.

15 MR. COLVIN: Yes.

16 MR. RANDY FISHER: And that was the  
17 essence of the meeting.

18 MR. COLVIN: I definitely think the  
19 data's got to be one of the topics as I said  
20 before.

21 MR. SCHWAAB: The last summit that  
22 I recall was in Florida.

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1                   MR. COLVIN:     The last summit I  
2 think was in Clearwater Beach.

3                   MR. SCHWAAB:    Yes.

4                   MR. COLVIN:     And I think that's  
5 another thing we need to look at.  There was  
6 one in San Diego since then wasn't there?

7                   MR. DARBY:     No.  San Diego was ten  
8 years ago.  And St. Pete was like four years  
9 ago.

10                  MS. DOERR:     The one in San Diego  
11 was sports fishing.

12                  MR. COLVIN:    That's what it was.  I  
13 thought it was something else.

14                  At any rate, we do need to look at  
15 the outcomes of those previous meetings right  
16 along with the strategic plan and ask  
17 ourselves -- when I've talked to people,  
18 constituents who were at the meetings in  
19 Clearwater Beach.  It was right on top of the  
20 safety records meeting that was in St. Pete  
21 Beach earlier that week.  And when I talked to  
22 people who were at the meeting and asked them

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 for their evaluation, this is what I've heard  
2 from a number of people.

3 Well, that's the meeting where Bill  
4 Hogarth promised us that we're going to take a  
5 new look at summer flounder landings and the  
6 economics of the commercial versus the sport  
7 fisher and reallocate the quota, change the  
8 60/40 split.

9 That's the only thing that I can  
10 get anybody to remember taking place at that  
11 meeting. And of course, those people who  
12 remembered had an expectation that that would  
13 happen. And it didn't.

14 We've got to have a memory that has  
15 different kinds of outcomes than that.

16 MR. RANDY FISHER: Well, that  
17 reminds me of, Mark Twain said it, memory is  
18 so powerful, it can even remember things that  
19 never happened.

20 (Laughter.)

21 MR. SCHWAAB: Randy?

22 MR. RANDY FISHER: Eric, maybe it's

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 hard to measure but I think earlier today this  
2 whole discussion about the at-hire  
3 recreational fleet. Are they different than  
4 recreational? At some point, it's going to  
5 become very important.

6 MR. COLVIN: That's right.

7 MR. SCHWAAB: What's the working  
8 presumption at NOAA?

9 MR. COLVIN: Well, I don't know  
10 that there's a presumption necessarily. I  
11 think as Mark pointed out, at least in the  
12 catch shares dialogue, how to address these  
13 sectors, segments, or whatever you want to  
14 call them is in the purview of the councils.

15 MR. SCHWAAB: Yes.

16 MR. COLVIN: But I think in terms  
17 of how we collect data that the NRC panel  
18 recommended, that the data collections for the  
19 for-hire fishery be separate and independent  
20 of the data collections and surveys for the  
21 private recreational sector. And that will be  
22 the case.

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1           It largely is the case now. The  
2 old process on the East Coast for instance of  
3 collecting all the data by one survey, MRFSS,  
4 is history. That's been gone for a long time.

5       So there will be separate, independently  
6 collected data on for-hire fisheries.

7           Now at the end of the day though,  
8 the for-hire fisheries are carrying people to  
9 go fishing. And those people are no different  
10 than the people who are fishing from shore or  
11 otherwise. And they have a lot of the same  
12 motivations and desires, and a lot of what  
13 will make them happy will make other people  
14 happy. So you've got to bear that in mind.

15           MR. CLAMPITT: You have a huge  
16 argument in Alaska over that right now.

17           MR. COLVIN: Probably.

18           MR. CLAMPITT: It's gone through  
19 the court I don't know how many times. I think  
20 it's coming up a third time.

21           So you have to ask yourself is  
22 there anything different than taking people

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 for-hire for a charge than commercial fishing?

2 MR. COLVIN: It depends on what  
3 perspective are you looking at it from, the  
4 customer or the operator?

5 MR. CLAMPITT: I'm looking at it  
6 for the owner of the charter boat in effect.

7 MR. COLVIN: If you look at it from  
8 that perspective, there's a great similarity  
9 to the commercial fisherman. If you look at  
10 it from the perspective of the customer, less  
11 so.

12 MR. CLAMPITT: Well, of course.

13 MR. COLVIN: At the end of the day,  
14 who are we trying to please? And I don't have  
15 the answer to that question. But that's part  
16 of the dialogue we need to have. And I think  
17 that it's a critical part.

18 MR. SCHWAAB: Heidi?

19 MS. LOVETT: I know that we're  
20 going to have to wrap it up soon. So I just  
21 wanted to share with you what I've gotten down  
22 on paper, whoever needs it, as far as your

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 recommendations coming out of the discussion.

2 Your first one was establish the  
3 current recreational issues for a standing  
4 subcommittee. The second recommendation is  
5 establish an external advisory group with two  
6 new recreational fisheries.

7 And then the actions that are  
8 needed are establish terms of reference,  
9 identify a work group, and make some sub-  
10 bullets on the types of expertise that should  
11 be represented by the work group such as  
12 communications experts, regional  
13 representation and/or coalitions that should  
14 be on the work group and then develop a  
15 working list of areas to focus on. NOAA  
16 research in support of recreational fisheries  
17 and update our files to include plans for  
18 recreational fisheries. So it is approximately  
19 what you started with. So distribute them and  
20 continue working on them.

21 MR. SCHWAAB: Yes. Go ahead and  
22 send that to Gordon and Forbes as well.

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 MS. LOVETT: Okay.

2 MR. SCHWAAB: And I think just for  
3 the benefit of the group here that much of  
4 that then will be sort of woven into these  
5 terms of reference. And I think we'll have  
6 some overriding structural recommendations and  
7 then the terms of reference.

8 The goal will be by Thursday  
9 afternoon to have a terms of reference  
10 document to put before the full committee so  
11 everyone on this working group has had an  
12 opportunity to review and at least between now  
13 and then react to it.

14 MS. LOVETT: Was there anything I  
15 didn't capture that I should make sure is on  
16 the list?

17 MR. COLVIN: Eric, I know the  
18 time's limited, but if we could just take a  
19 couple of minutes to talk about the summit  
20 itself --

21 MR. SCHWAAB: Yes.

22 MR. COLVIN: -- and the logistics

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 of its plan.

2 One of the dicey questions when you  
3 entertain the prospect of a national meeting  
4 is where do you have it. And I would  
5 appreciate some advice from committee members  
6 on this point.

7 Just kind of FYI, IGFA has  
8 graciously offered their facility in Florida  
9 to us probably February, March, in that kind  
10 of time. That's awfully attractive because at  
11 that time of the year, we would like to be in  
12 someplace other than the Northeast or the  
13 mountains.

14 MR. SCHWAAB: Are there any in  
15 Hawaii?

16 MR. COLVIN: And the venue is good  
17 in terms of its logistics. Travel to the  
18 meeting facility itself, and the price is  
19 right.

20 On the other hand, we've had some  
21 pushback on that already from at least one  
22 national recreational organization not

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1       headquartered     in     Washington     inside     the  
2       beltway, strong pushback.

3                 We've also heard a little bit from  
4       some folks in the West to maybe consider two  
5       meetings.     I'm not sure. There's a big  
6       downside to two meetings. And that's the loss  
7       of having everybody contributing together to a  
8       common set of communication thoughts.

9                 So this is going to be a tough  
10       call. And we really do need some advice on  
11       it.

12                One state, I've had an email from  
13       one state, one of the fisheries directors, who  
14       has urged us to come to South Carolina. So I  
15       know where Vince is going to vote because  
16       that's his chairman.

17                (Laughter.)

18                MR. O'SHEA:       Actually I was  
19       thinking you were thinking of Atlantic City.

20                MR. COLVIN:       I think the  
21       Meadowlands was offered, or at least New York  
22       City.

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 I would really appreciate some help  
2 with this from you guys.

3 MR. RANDY FISHER: Well, it seems  
4 to me though that you may have different  
5 issues depending on where you go. I can see a  
6 meeting on the East Coast being significantly  
7 different from one on the West Coast with the  
8 recreational fisheries and data and all that  
9 kind of stuff.

10 MS. DOERR: What about Houston, or  
11 something in the Gulf that's in the middle so  
12 nobody has to fly five hours? And it's a big  
13 airport so it's easy to get into.

14 I can understand the folks that  
15 have -- it's a long flight for the California  
16 folks to make it to Fort Lauderdale.

17 MR. COLVIN: And Alaska.

18 MS. DOERR: And Alaska.

19 MR. COLVIN: Any other thoughts you  
20 might have? They're welcome at any time.

21 Yes?

22 MR. RAFTICAN: Again, like I was

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 talking earlier, not all recreational  
2 fisheries -- obviously, quotas, catch that  
3 sort of thing, needs to be monitored and  
4 adjusted among the fisheries.

5 But we also have the other side  
6 that NOAA sanctuaries really is looking to  
7 build partnerships in all of these areas, hold  
8 something in conjunction with sanctuaries, and  
9 whether that's Monterey or Key West, my vote  
10 is for Key West.

11 MR. COLVIN: And I think in terms  
12 of the timing, that's going to be an issue for  
13 us because there's a lot going on. On the one  
14 hand, some folks have suggested well, if you  
15 could dovetail it proximate to something else.  
16 At one point someone was throwing out the  
17 Miami Boat Show or something that people would  
18 be at. I don't know. That was a thought.

19 We have to try to avoid council  
20 meetings. We have to try to avoid other  
21 nature meetings where people would be at that  
22 we want to have with us.

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1           The Administrator wants to come.  
2 We have to try to work with her schedule. So  
3 it's going to be interesting.

4           MS. DANA: What about the next MAFAC  
5 meeting?

6           MR. COLVIN: Your next MAFAC  
7 meeting isn't until --

8           MR. SCHWAAB: Well, I was actually  
9 thinking it might be preferable for this to  
10 happen in between now and the next MAFAC  
11 meeting so that the next MAFAC meeting we  
12 could have some substantive discussions on it.

13          MR. COLVIN: Dr. Lubchenco is  
14 anxious to have the meeting schedule in the  
15 late winter or early spring. And some of the  
16 folks that I've spoken with have urged us to  
17 have it before the fishing season gets really  
18 good a little bit into the early mid-spring.

19          MR. SCHWAAB: The Miami Boat Show  
20 would put -- I do like the idea of being  
21 somewhere more toward the middle.

22          MS. DANA: The only problem with the

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 Miami Boat Show is it brings a lot of tourism  
2 to the state of Florida. Everything's booked -  
3 - you just have taken away the opportunity for  
4 the recreational angler's trying to comment  
5 and --

6 MR. COLVIN: Maybe not this year  
7 though.

8 MS. DANA: What?

9 MR. COLVIN: I said maybe not this  
10 year.

11 MS. DANA: Actually, this year for  
12 Fort Lauderdale --

13 MR. COLVIN: Okay. Well, I think  
14 if we were move up to Fort Lauderdale right  
15 after the boat show, do you think we'd run  
16 into that problem up there?

17 MS. DANA: I don't really have a  
18 problem in Fort Lauderdale.

19 MR. COLVIN: Because that's where  
20 IGFA - they're up there.

21 MS. DANA: Those boat show  
22 attendants saturate the Miami market. But in

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

1 Fort Lauderdale there will be some openings.

2 MR. SCHWAAB: Well, if there are  
3 additional thoughts that people want to share  
4 with Gordon, he would appreciate it.

5 Other than that, I know we owe Mark  
6 -- so why don't we adjourn, look for a draft  
7 document. And we can meet informally if we  
8 need to in preparation for a report on  
9 Thursday.

10 Thanks, everybody. Thank you,  
11 Gordon.

12 MR. COLVIN: Thank you.

13 (Whereupon, at 2:40 p.m., the  
14 discussion was adjourned.)

15

16

17

18

19

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701