

Pacific Fishery Management Council Tribal Nomination Application Kit Guidance

Please read the guidance and review each form prior to completing the Nomination Application Kit. You are ineligible for appointment consideration if all qualifications and nomination requirements of the [Magnuson-Stevens Act](#), and other related requirements are not met within these forms. Contact your tribal chairman (or other contact) if you have questions regarding the completion of the Nomination Application Kit.

Overview

The Pacific Fishery Management Council (Council) is one of eight Regional Fishery Management Councils (RFMCs) responsible for developing effective fishery management plans that enhance our Nation's fisheries resources. The plans are submitted for review by NMFS and approved by the Secretary. On October 11, 1996, the President signed into law the Sustainable Fisheries Act (SFA), amending the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act). The SFA, among other things, added a seat to the Pacific Council exclusively for a representative of an Indian Tribe with Federally recognized fishing rights from California, Oregon, Washington, or Idaho.

The Secretary of Commerce can make an appointment to the seat only from a list of nominees submitted by the Tribal Governments, as identified by the Bureau of Indian Affairs, Department of the Interior. Prior service on the Pacific Council in a different capacity will not disqualify nominees proposed by tribal Indian governments.

Criteria

Nominees, by reason of their occupational or other experience, scientific expertise, or training, must be knowledgeable and experienced in one or more of the following ways related to the fishery resources of the geographical area of concern to the Council:

- 1) Participation in a tribal fishery;
- 2) Commercial fishing or the processing or marketing of fish, fish products, or fishing equipment;
- 3) Fishing for pleasure, relaxation, or consumption, or experience in any business supporting fishing;
- 4) Leadership in a state, regional, Tribal, or national organization whose members participate in a fishery in the Council's area of authority;
- 5) The management and conservation of natural resources, including related interactions with industry, government bodies, academic institutions, and public agencies.
- 6) Representing consumers of fish or fish products through participation in local, state, Tribal, or national organizations, or performing other activities specifically related to the education or protection of consumers of marine resources; and
- 7) Teaching, journalism, writing, consulting, practicing law, or researching matters related to fisheries, fishery management, and marine resource conservation.

Equally important is the stewardship responsibilities and the appointment of individuals who can work collectively with other members to achieve the conservation standards under the Magnuson-Stevens Act.

Completing the Nomination Application Kit

The Nomination Application Kit contains Parts 1-4 described below. Please review each form prior to completing. You are ineligible for appointment consideration if all qualification and nomination requirements of [Section 302](#) of the Magnuson-Stevens Act and other related requirements at [50 CFR 600.215](#) are not met within these forms.

Part 1: Acknowledgement Statement, Resume, Philosophy Statement

You must provide a written statement as to why you want to be a Council member; a current resume, or equivalent, describing career history, detailing fisheries background and experience; and a statement of your guiding philosophy on the conservation and management of living marine resources.

Part 2: Personal Fisheries Experience Form

Nominees must specify their personal fisheries experience and background, participation in a fishing sector, and other management interests within a Council's geographic area.

Part 3: Statement of Financial Interests Form (NOAA Form 88-195) and National Marine Fisheries Service Intergovernmental Personnel Agreement (IPA)

Nominees must meet applicable financial disclosure requirements as required by [Section 302\(j\)](#) of the Magnuson-Stevens Act prior to appointment. The requirements are listed on NOAA Form 88-195 "Statement of Financial Interests for Use by Voting members of, and Nominees to, the Regional Fishery Management Councils." In addition, nominees must select the appropriate block, and sign/date the cover sheet to Part 3, which pertains to potential participation by nominees in a National Marine Fisheries Service IPA.

Part 4: Certification of Status Statement

Each nominee to, and member of, the eight Councils must certify, pursuant to the Foreign Agents Registration Act of 1938, if they serve as an [agent of a foreign principal](#). In addition, each nominee to, and member of, the eight Councils must certify, pursuant to the [Lobbying Disclosure Act](#) of 1995, as amended, if they serve as a registered Federal lobbyist. Nominees cannot be appointed to one of the eight councils if they are acting as an agent of a foreign principal required to register under the Foreign Agents Registration Act of 1938, as amended. They also must disclose whether they are a registered Federal lobbyist pursuant to the Lobbying Disclosure Act of 1995, as amended.

Timely Submission

Please make sure you have completed (sign and date where applicable) Parts 1-4 of the Nomination Application Kit. Print the completed and return to your tribal representative. Completed nomination packages (Tribe's letter and completed nominees' kits) must be received by the NOAA Assistant Administrator for Fisheries on or before March 15.

Appointment

A Council member's appointment is conditional until such time as the member's background investigation has been favorably adjudicated. If you are appointed, you must undergo an extensive background investigation and complete other administrative requirements of the appointment process. Failure to disclose any past criminal history would be grounds for an unfavorable background investigation. Newly appointed members are required to complete a training course typically scheduled in October.