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Improving Regulation and Regulatory Review

Executive Order 13563

Council Chair Executive Committee Meeting
May 2012

NOAA FISHERIES

PRESIDENT OBAMA'S SIGNING STATEMENT

“Our regulatory system must protect public health, welfare, safety, and our environment while promoting economic growth, innovation, competitiveness, and job creation. It must be based on the best available science. It must promote predictability and reduce uncertainty. It must identify and use the best, most innovative, and least burdensome tools for achieving regulatory ends. It must take into account benefits and costs, both quantitative and qualitative. It must ensure that regulations are accessible, consistent, written in plain language, and easy to understand. It must measure, and seek to improve, the actual results of regulatory requirements.”

WHAT IS E.O. 13563?



- Issued January 18, 2011
- Calls on agencies to promote public participation and an open exchange of information, and perspectives among State, local, and tribal officials, experts in relevant disciplines, affected stakeholders in the private sector, and the public as a whole.



WHAT DOES IT DO?



- Emphasizes the importance of retrospective analysis of rules requirement, which states that "within 120 days of the date of this order, each agency shall develop...a preliminary plan."
- The plans should "facilitate the periodic review of existing significant regulations" and "promote retrospective analysis of rules that may be outmoded, ineffective, insufficient, or excessively burdensome, and to modify, streamline, expand, or repeal them in accordance with what has been learned."



WHAT DID NMFS REPORT?

- **First Report:** 1/2011 to 12/2011
- **Regulatory Flexibility Act**--Under § 610 NOAA, conducts ongoing reviews of rules identified as having a significant economic impact on a substantial number of small entities.
- **Magnuson-Stevens Act**--In 2007, new requirements for annual catch limits and preventing overfishing.
- **Endangered Species Act**--NMFS and the Fish and Wildlife Service jointly administer regulations. The agencies are considering changes to the joint ESA regulations that are expected to improve efficiency and effectiveness of the statute



WHAT DID NMFS AND THE COUNCILS DO?



- Explore ways to improve web-based delivery of information on regulations.
- The Councils' FMP process includes significant public participation and looks for opportunities to solicit modifications to, or repeal of, regulations.
- Instruction on regulatory reform/review is now part of annual new Council Member Training
- Councils' enforcement and compliance committees should look at the issues of regulatory complexity and burdens—
Underway in NE



WHAT ARE THE SANCTUARIES DOING?



The following national marine sanctuaries are currently in review:

1. Flower Garden Banks
2. Olympic Coast
3. Monitor
4. Fagatele Bay
5. Hawaiian Islands Humpback Whale

NOAA has completed review of the Fagatele Bay and Olympic Coast marine sanctuaries.

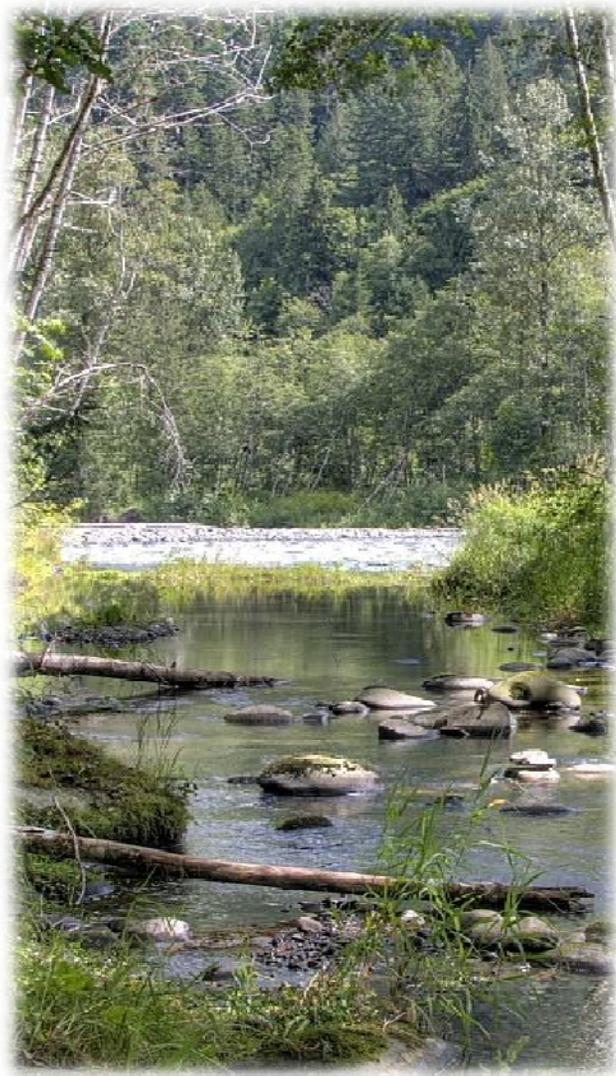
PLAIN LANGUAGE



- NMFS is working to ensure work products are written in plain language, and easy to understand.
- As of April 3, 2012, NMFS has trained 220 supervisors and 1,142 staff
- NOAA in total trained 1,560 employees.



NEXT STEPS



- Second Report under Review at NOAA
- NOAA is still committed to supporting this E.O.
- DOC is tracking progress.





Establishment of WHITE HOUSE RURAL COUNCIL

Executive Order 13575

Issued June 9, 2011

NOAA FISHERIES

WHAT WILL IT DO?



- The Council will performing three core functions:
 1. Streamline and improve the effectiveness of Federal programs serving rural America
 2. Engage stakeholders on issues and solutions in rural communities
 3. Promote and coordinate private-sector partnerships



OBJECTIVES OF COUNCIL

- The White House Rural Council will focus on job creation and economic development by focusing on the following four key areas:
- **Opportunity:** Increasing the flow of capital to rural areas, job creation, and workforce development
- **Innovation:** Including the expansion of telecommunications, renewable energy and new markets for rural communities
- **Quality of Life:** Including increased access to quality health care, education, and housing, and particularly in persistent poverty counties and tribal areas.
- **Conservation:** Including expansion of outdoor opportunities and economic growth.



DISCUSSION?

- How do the Councils think the Rural Council this could be useful for the Fishing Industry?



Questions?

