

Marine Fisheries Commission Business Meeting AGENDA

Teleconference via WebEx

August 20 - 21, 2020

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).

Thursday, August 20th

- 9:00 a.m. Welcome – Lara Klibansky
Call to Order* -
Review Ethics Evaluations for New Commissioners
Conflict of Interest Reminder
Roll Call
Approval of Agenda **
Approval of Meeting Minutes**
- 9:40 a.m. Chairman's Report
Letters and Online Comments
Ethics Training and Statement of Economic Interest Reminder
2020 Meeting Schedule
2021 Proposed Meeting Schedule
Commission Committee Assignments
Elect Vice Chair**
Presentation on MFC Powers and Duties – Shawn Maier
Shellfish Lease Regulation – Director Steve Murphey**
Special Management Zones in State Waters – Steve Poland, Jordan Byrum**
- 11:30 a.m. Committee Reports
- Joint Meeting of the MFC Commercial Resources Fund Committee and the Funding Committee for the N. C. Commercial Fishing Resource Fund

11:35 a.m. Break

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

***Probable Action Items*

Thursday, August 20th continued...

- 11:45 a.m. Director's Report – Director Steve Murphey
Reports and updates on recent Division of Marine Fisheries activities
- Legislative Update
 - Division of Marine Fisheries Quarterly Update
 - COVID-19 Impacts
 - Updates on Issues from Commissioners:
 - Gill Net Workgroup
 - Recreational Hook and Line Modification Workgroup
 - Repacking of Foreign Crabmeat Issue Paper
 - Informational Materials:
 - Atlantic States Marine Fisheries Commission
 - Mid-Atlantic Fishery Management Council Update
 - South Atlantic Fishery Management Council Update
 - Highly Migratory Species
 - Protected Resources Update
 - Observer Program
 - Incidental Take Permit Updates
 - Landings Updates
 - Rules Suspension Update
- 12:45 a.m. Lunch Break
- 1:45 p.m. 2021 Coastal Habitat Protection Plan Update – Anne Deaton, Jimmy Johnson
- 2:30 p.m. CHPP Steering Committee Update – Commissioner Martin Posey
- 3:00 p.m. Stock Overview Report – Lee Paramore
- 3:30 p.m. Break
- 3:40 p.m. Fishery Management Plans
- 2019 Fishery Management Plan Review – Catherine Blum
 - Bay Scallop Fishery Management Plan Update – Jeff Dobbs, Jason Rock
 - **Vote on final approval****
 - Kingfishes Fishery Management Plan Update – Kevin Brown, Jason Rock
 - **Vote on final approval****
 - Five-Year FMP Review Schedule – Catherine Blum
 - **Vote on approval of five-year schedule****

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***Probable Action Items*

Friday, August 21st

- 9:00 a.m. Standard Commercial Fishing License Eligibility Report – Capt. Garland Yopp, Stephanie McInerny
- **Vote to set annual temporary cap on the number of licenses in the Eligibility Pool****
- 9:15 a.m. Rulemaking Update – Catherine Blum
- 2020-2021 Annual Rulemaking Cycle Update
 - “Package A” - Coastal Recreational Waters Monitoring, Evaluation, and Notification
 - “Package B”- Periodic Review and Expiration of Existing Rules, per G.S. 150B-21.3A
 - **Vote on rule re adoption for the following MFC rules in 15A NCAC 18A - Sanitation:**
 - **Classification of Shellfish Growing Waters and Laboratory Procedures (14 rules)****
 - **Rules with minor changes relating to standards for commercial shellfish sanitation and processing procedures (21 rules)****
 - **Vote on rule re adoption for MFC rules in 15A NCAC 03 – Marine Fisheries**
 - **Shellfish Lease User Conflicts, per S.L. 2019-37 (3 rules)****
 - **General Regulations: Joint (9 rules)****
 - **Shrimp FMP Amendment 1 Special Secondary Nursery Areas (2 rules)**
 - **Vote on the following proposed rules and associated fiscal analysis for Notice of Text for Rulemaking**
 - **Oyster Sanctuaries (1 rule)****
- 10:15 a.m. Issues from Commissioners
- 10:45 a.m. Meeting Assignments and Preview of Agenda Items for August Meeting – Lara Klibansky
- 11:00 a.m. Adjourn**

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***Probable Action Items*