

Marine Fisheries Commission Business Meeting AGENDA

Islander Hotel and Resort; Emerald Isle, NC
November 20-22, 2024

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).

Wednesday, November 20, 2024

6:00 p.m. Public Comment Period

Thursday, November 21, 2024

9:00 a.m. Public Comment Period

9:30 a.m. Preliminary Matters

- Presentation of awards
- Swearing in of New Commissioner
- Commission Call to Order* – *Sammy Corbett, Chairman*
- Moment of Silence and Pledge of Allegiance
- Review Ethics Evaluations of New Commissioners
- Conflict of Interest Reminder
- Roll Call
- **Approval of Agenda ****
- **Approval of Meeting Minutes ****

9:45 a.m. Chairman's Report

- Letters and Online Comments
- Ethics Training and Statement of Economic Interest Reminder
- **Elect Vice Chair ****

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

***Probable Action Items*

Marine Fisheries Commission Business Meeting Agenda

- 10:00 a.m. Committee Reports
- **Vote on slate of nominees for obligatory seat for the South Atlantic Fishery Management Council****
- 10:30 a.m. Director's Report – *Kathy Rawls*
- Reports and updates on recent Division of Marine Fisheries activities
 - Southern Flounder Amendment 4 Update
 - Atlantic States Marine Fisheries Commission Update – *Chris Batsavage*
 - Mid-Atlantic Fishery Management Council Update – *Chris Batsavage*
 - South Atlantic Fishery Management Council Update – *Trish Murphey*
 - Federal For-Hire Permit Information Paper
 - Section Updates – *Zach Harrison, Shannon Jenkins, Brandi Salmon, Jason Rock, Col. Carter Witten*
 - Informational Materials
 - Protected Resources Update Memo
- 11:15 a.m. Overview of the ESA Section 10 Incidental Take Permit – *Barbie Byrd*
- 12:00 p.m. Lunch Break
- 1:30 p.m. MRIP Presentation – *Jeff Moore, Brad Johnson*
- 2:15 p.m. Fishery Management Plans
- Spotted Seatrout Fishery Management Plan Amendment 1 – *Lucas Pensinger, Melinda Lambert*
 - Review Public Comment and AC Recommendations
 - **Vote on Preferred Management Options****
 - Southern Flounder Fishery Management Plan Amendment 3 – *Anne Markwith, Holly White*
 - Allocation shift to 60/40
 - Oyster Fishery Management Plan Amendment 5
 - Presentation of Draft Amendment 5 – *Joe Facendola, Bennett Paradis*
 - **Vote on approval of draft Amendment 5 for Public and Advisory Committee Review ****
 - Hard Clam Fishery Management Plan Amendment 3
 - Presentation of Draft Amendment 3 – *Jeff Dobbs, Lorena de la Garza*
 - **Vote on approval of draft Amendment 3 for Public and Advisory Committee Review ****
 - Blue Crab Fishery Management Plan Amendment 3 Adaptive Management Update – *Robert Corbett, McLean Seward*

Friday, November 22, 2024

- 9:00 a.m. Rule Suspensions – *Jason Rock*
- 9:15 a.m. Rulemaking – *Catherine Blum*
- 2023-2024 Rulemaking Cycle Update
 - 2024-2025 Rulemaking Cycle Update

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***Probable Action Items*

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- 9:45 a.m. Environmental Permit Review Presentation – *Kim Harding*
- 10:30 a.m. Closed Session to Discuss CCA v. State of NC
- 11:30 a.m. Issues from Commissioners
- 12:00 p.m. Meeting Assignments and Preview of Agenda Items for Next Meeting – *Jesse Bissette*
- 12:15 p.m. Adjourn

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***Probable Action Items*