

U.S. DEPARTMENT OF COMMERCE
NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION
MARINE FISHERIES ADVISORY COMMITTEE

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MEETING

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THURSDAY, JUNE 9, 2005

The Committee met at 9:00 a.m. in the Georgian Room of the Phoenix Park Hotel, 520 North Capital Street, N.W., Washington, D.C., Dr. William Hogarth, Vice Chairman, presiding.

PRESENT:

- | | |
|-----------------------------|-----------------------------|
| DR. WILLIAM HOGARTH | Vice Chairman |
| LAUREL BRYANT | Designated Federal Official |
| TOM BILLY | Member |
| JAMES COOK | Member |
| CAPTAIN ANTHONY DiLERNIA | Member |
| CHRIS DORSETT | Member |
| ROBERT FLETCHER | Member |
| JOHN FORSTER | Member |
| JIM GILMORE | Member |
| DONALD KENT | Member |
| ROB KRAMER | Member |
| PETER P. LEIPZIG | Member |
| MELVIN MOON, JR. | Member |
| ALVIN OSTERBACK | Member |
| RALPH RAYBURN | Member |
| MAGGIE RAYMOND | Member |
| DR. KENNETH ROBERTS | Member |
| ERIC SCHWAAB | Member |
| KATE WYNNE | Member |
| RANDY FISHER | Consultant |
| CAPTAIN JOHN VINCENT O'SHEA | Consultant |

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P R O C E E D I N G S

Time: 9:01 a.m.

VICE CHAIRMAN HOGARTH: I guess this morning we will start off by -- How many of you went to the fish fry last night? Good. It gets a little warm before the night is over, no breeze, no nothing.

About doing the reports from the breakout session, I guess we've got Aquaculture and then the award. So do we want to start with aquaculture, and I don't know who is going to do that. Is it Don?

MR. KENT: Actually, I was chairing the committee, and I had to leave. So by unanimous consent, John Forster has taken over management of the committee.

MR. FORSTER: I will gladly do it. We actually submitted -- Susan Bunsick -- Oh, hi, Susan. Well, we'll get back to your notes. Susan has lots of notes from Tom on some ideas.

In summary, we really, I think, had possibly four major areas of discussion. First was a fairly obvious one. It is to use MAFAC as a resource as you go through this process of legislation, and the

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1 mechanism for that, clearly, could be the website or
2 should be the website, with the password access for
3 members, and not only just report on progress but use
4 it to consult on problems and issues that have come up
5 and even to ask for specific recommendations, if you
6 need MAFAC to weigh in on issues.

7 I think -- I've got the impression there
8 is quite a little -- Well, not only are there some
9 very good ideas but quite a lot of strong feelings on
10 sort of let's get this thing moving forward here, and
11 if you need MAFAC to weigh in, just ask us.

12 In parallel with that, the idea was put
13 forward that there should be a sort of 10-year plan
14 developed, and maybe a 10-year plan which could be
15 reported to MAFAC at the next meeting. That could
16 have some specific goals and some specific milestones
17 from which we could -- things would be recorded
18 against.

19 One of the critical elements of that, I
20 guess, would be a budget, because it seems to us that
21 not much is going to be accomplished without the
22 financial resources to go with it.

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1 Then I guess there was a lot of discussion
2 about how to actually implement what has been
3 described as a framework legislation. I think I have
4 a strong feeling that, in some way, shape or form, the
5 Council should be a fundamental part of this process
6 in the very early stage.

7 The mechanism is set up through the
8 Council. I mean, I know very little about the
9 Council, but it's clear. The mechanism is set up.
10 They have resources. They have a staff. They have to
11 be involved. Why not involve them right up front and
12 get them on board?

13 There's a variety of ways that could be
14 done. Obviously, the first way would be have them
15 specifically to comment on the legislative document --
16 so to send it to them formally.

17 There are some other ways one might get
18 them thinking about the thing in a bit different way.

19 We had a lot of discussion, and I'll talk about
20 demonstration funds in a minute. But actually, simply
21 to ask them to maybe try and identify one or two areas
22 where demonstration sites might be put, and ask them

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1 to identify sort of regional issues and priorities,
2 some species priorities maybe, and what are the
3 concerns.

4 Even though there is going to be a
5 national plan, I think there will be quite strong
6 regional differences in the way it can and should be
7 implemented.

8 If I'm understanding Mike Rubino
9 correctly, outreach is going to be a fundamental
10 component of what we are proposing. I would have
11 thought the Councils would be an integral part and
12 mechanism through which that outreach would be
13 accomplished.

14 So those are some specific things which,
15 to start I don't know, but the Councils should be
16 used. I'm just mindful, some of them have really done
17 quite a little bit of work on this. I think the
18 Southeast Gulf Council is already doing something and,
19 Vince, your Commission sometime ago where you gave us
20 a book about that thick of what's been done in the
21 Northeast. There are some resources out there which
22 we need to bear in mind, and a lot of this thinking

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1 has already been done. So build that into the process
2 now.

3 Then there was this part of the discussion
4 also about what I might call a concern for process
5 versus practice. Clearly, we are launched into a
6 process here, a process and a discussion process. But
7 I think there is a fear that that could go on forever
8 and not a lot get done, and how one would actually get
9 something in the water and get some demonstration
10 going. Demonstration farm has been mentioned often
11 enough.

12 I know we went to the Oceans presentation
13 yesterday afternoon, but Randy Cates in so many words
14 said what were my biggest problem getting into this
15 business? It was getting permission to do it. How
16 did I break through that barrier? A demonstration
17 farm, and the history of that is -- because I know it
18 was the Oceanic Institute, but a graft from Jim
19 McVeigh to put in a small cage to test the idea of an
20 offshore cage there. Randy was hired to actually
21 operate that, and the whole thing flowed from there.
22 He got the confidence to do it, and the community got

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1 the confidence that this was not such a bad thing
2 after all.

3 So it's a classic example of how
4 demonstration projects are turned into a working
5 commercial project in quite a short space of time.

6 VICE CHAIRMAN HOGARTH: Could that be in
7 the 10-year plan, so to speak? I would think you
8 would do that.

9 Just real quick. I think we are really
10 going to have to have really a little better maybe
11 strategy for getting this thing through. I mean, I've
12 heard lots of comments last night, and I met with some
13 people this morning, and I talked to quite a few.
14 There are some concerns.

15 I guess I'm happy that Senator Stevens and
16 the group introduced it when they had to put three
17 amendments with it and not say that it was at request.

18 So it's really introduced. So I think that makes it
19 better, but I do think that we are going to have a
20 strategy, particularly, I think, to make sure that,
21 not only with the Councils, too, but with the states.

22 We are going to have to get the states and some of

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1 the Governors' office, I think, involved.

2 Two things I kept hearing last night, and
3 wanted to get your all's opinion of that, is our
4 people think that the legislation is too, I guess,
5 uncertain. It says that, you know, the Secretary is
6 authorized or the Secretary shall, but there is no
7 "must," there is no anything like that in there. It's
8 sort of like here is something. You sort of go about
9 it any way you want to go about it.

10 I think we did some of that on purpose,
11 because we thought the regulations would be a better
12 place to do it, because you can change the regulations
13 a whole lot easier than we can change legislation.
14 But I don't know if we need any type of a goalpost,
15 you know, as this thing moves through. That's
16 something I'd like to get your all's comments.

17 Shouldn't it be more specific than we have
18 been in some things? The other is what happens
19 between now -- You know, people are still trying to
20 get into aquaculture, however they want to do it. I
21 mean, Don Kent probably spent I don't know how much
22 money and time, and he is still not there. How do we

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1 push -- How do we get these projects going over the
2 next two years that it's going to probably take to get
3 the EIS and get implemented rules done?

4 So we do have a time frame. Are they all
5 going to be demonstration projects?

6 MR. FORSTER: There was some discussion of
7 that. Randy, I think you had a discussion about
8 experimental fishing permits and whether or not they
9 could be extended for longer than a year.

10 MR. FISHER: Yes. The question with those
11 -- you do them under experimental fishing permits. Is
12 there a legal requirement that they are only a year?
13 I don't know the answer to that. My sneaking
14 suspicion is there probably isn't a legal requirement,
15 but they are limited right now by the process.

16 So if you could extend them longer, that
17 would be beneficial to the industry, and it involves
18 the Council in the case of the Pacific and the Gulf
19 also.

20 VICE CHAIRMAN HOGARTH: Okay.

21 CAPTAIN DiLERNIA: As I was looking at the
22 legislation yesterday and speaking with folks

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1 afterwards at the fish fry, one of the things that
2 struck me was the short amount of time a permit would
3 be good for. It's only good for five years with the
4 possibility of a five-year renewal.

5 MS. BUNSICK: Ten.

6 CAPTAIN DiLERNIA: Ten years total?

7 MS. BUNSICK: Ten years renewable in five-
8 year increments. The initial period is ten.

9 CAPTAIN DiLERNIA: The initial period is
10 ten years, and then after that it's how many years
11 after that?

12 MS. BUNSICK: Five year increments.

13 CAPTAIN DiLERNIA: Five year increments.
14 So that's a little bit better, because that's what I
15 was going to recommend, because it seemed to me that
16 ten-year total window was not enough time to invest
17 any kind of money to put anything in the water and
18 then start putting stuff on the bottom. It's going to
19 take you a year or more to start to set up after you
20 have your permits.

21 So it seems to me that there should be a
22 way of making that longer.

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1 MS. BUNSICK: Is 10 good, though? I mean,
2 what is your --

3 CAPTAIN DiLERNIA: Is 10 good? I would
4 prefer more. I would prefer 15-20, 30, 40 years. If
5 you look at how we lease land, on Long Island at one
6 point we had pound nets. The saturable nylon was
7 lined with pound nets. We had poles stuck in the
8 bottom and then the fish leaders, and brought fish to
9 shore, and that was land that was granted to you, and
10 you got 30, 40 year leases on that piece of property,
11 and you were able to develop a business and develop
12 something.

13 Even 10 years is a short amount of time in
14 today's business world. So if you could make it
15 longer, I think it becomes more attractive.

16 Naturally, there's certain tests that they
17 have to meet in order to maintain their lease, and
18 possible review period, but I would make the lease for
19 that section of sea floor that they are going to have
20 to get longer than five years. Ten is good, but even
21 longer would be better.

22 VICE CHAIRMAN HOGARTH: With some criteria

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1 that they meet certain things. If they are not
2 producing or not -- You can't just let it sit. It's
3 got to be active.

4 CAPTAIN DiLERNIA: Okay. Yes. One of the
5 pieces on the measuring tape that I would use, active,
6 and it will have some qualifiers in there. But if I
7 moved in, I would want to know that I am moving in for
8 a long period of time.

9 If I build a dock for a charter boat, I
10 don't want it for less than -- If I'm going to modify
11 the dock, I'm not even going to think about it unless
12 I'm doing it for less than 10 years. If I'm starting
13 to drive poles in the bottom and building gangways and
14 everything else, it doesn't pay unless I know I got at
15 least 10 years in that location.

16 VICE CHAIRMAN HOGARTH: Okay. Don?

17 MR KENT: The point, I think, Tony has hit
18 on is that there's all these reasons -- there's all
19 these conditions of bad practice that, if you adopt
20 any of those, you are taken out of the water. So why
21 create an artificial timeline that says, well, now we
22 are going to have another whole review process, five,

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1 10, 20 years out there in the future with what you are
2 actually doing on a quarter-by-quarter basis during
3 the years, reviewing the operating practices and the
4 facility.

5 So why take it out? Certainly, if it is
6 not producing, but why take it out if it is performing
7 up to the standards that allows it to operate anyway?

8 So again, why put a clause in there that puts an
9 ending date on it?

10 MR. FORSTER: I am going to say the same
11 thing in a different way, but I talked to Randy Cates
12 specifically about this yesterday, and his concern is
13 -- I have no problem with the presumption of renewal
14 as long as I am in compliance with the regulations;
15 but I have a problem with the politics of the
16 situation changing and some new guy coming in and
17 saying no.

18 So he is just saying I would far rather
19 have a lease which says 20 or 30 years, as long as I
20 am in compliance with all the environmental
21 regulations and rules. Then at least no one is going
22 to come in and change the political regime on me,

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1 rather than have a 10-year with whatever uncertainty
2 there is in the renewal process. That seems to me to
3 be a fairly important distinction.

4 MR. COOK: I have a question. Regarding
5 these offshore aquaculture things, are we envisioning
6 investments in -- I'm familiar with Randy's. So I
7 know about that, but are there just sort of like a
8 whole range of scale to these things where somebody
9 might get something going for \$100,000 and another guy
10 gets it going for 10 million, or is there sort of like
11 a base starting point? You don't do this for
12 \$100,000?

13 MR. KENT: Typically, one case like what
14 Randy has is, you know -- that's capable of producing,
15 what, 100 tons or a little over 100 tons, which isn't
16 a lot of fish. It's 100,000 for the cage itself.
17 Now, you know, put four-point mooring on there,
18 service back and forth to shore, and the estimates of
19 upwards of 40 percent for the cost of feed.

20 So you back all these things together and,
21 no, nobody is doing this for \$100,000. But you know,
22 there's quite a bit that could be done for less than

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1 10 on an annual -- set up on an annual operating
2 basis, but you know, payback on those upfront capital
3 expenses are typically four, five years out.

4 You know, if you put a ten-year life on
5 it, you're talking about, well, it is going to take me
6 half that time just to get my investment back.

7 MR. COOK: What stops him -- This may
8 sound like a really stupid question. But where I
9 live, fishermen are out in the ocean every day placing
10 personal Fish Attracting Devices in the EEZ outside
11 of the three-mile. They just put them there.

12 So what is difference between a personal
13 Fish Attracting Device and a --

14 MR. KENT: Well, in terms --

15 MR. COOK: There is no ground lease. You
16 know, I guess that's my question. You can't just go
17 out and put things in the water, put them on the
18 bottom?

19 MR. KENT: Well, technically, no, is my
20 understanding. We put two FADs out off of San Diego
21 at five and 15 miles out, and we had to go to the Army
22 Corps, and they did consistency checks with all the

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1 other agencies. These are experimental FADs we are
2 playing around with, and the Army Corps insisted that
3 we have a letter, you know, giving us permission to do
4 that. So I don't know how you guys do that.

5 MR. COOK: Well, I know how they do it.

6 VICE CHAIRMAN HOGARTH: Most of these guys
7 don't know the Fish Attracting Devices and they put
8 them out, and --

9 MR. COOK: No, I'm talking about anchored
10 Fish Aggregation Devices.

11 MS. RAYMOND; But they have commercial
12 fishing permits.

13 MR. COOK: They have commercial fishing
14 license. They don't have any permit to put this thing
15 online. They are all over the place.

16 MS. RAYMOND: No, but it is permitted
17 under the plan.

18 MR. COOK: The fisheries management plan?
19 There's nothing in the FMP regarding FADs. Now I
20 only bring this up because what we are talking about
21 is demonstration projects. I was hoping you could
22 tell me that, for like 20 grand, maybe I could just

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1 whip out there and --

2 MR. KENT: Well, if you wanted to, okay,
3 you could go out there.

4 MR. COOK; I'm in tune with jumpstarting
5 this program by having these things, and I just was
6 hoping you would say, yeah, Jim, 20-30 grand -- I'll
7 just plunk it in there with all the fish aggregation
8 devices there are.

9 MR. FORSTER: There are some structures
10 that we could contemplate in terms of just cooperative
11 type structures where you could see something like
12 that working. The problem with the cost is all the
13 shore based infrastructure, the supply and all the
14 other stuff that goes with it. But if you have some
15 entity which provides that, and then you've got
16 fishermen who are in that situation where they can
17 individually do something like that, I can see how
18 that was a model that might work, and it would need to
19 be explored. But it's definitely a possibility.

20 VICE CHAIRMAN HOGARTH: Bob Fletcher?

21 MR. FLETCHER: I like that Council
22 process, and a question about the EFT is one that I

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1 think we need to have a follow-up on. I see that as a
2 possible mechanism for these demonstration projects.

3 I see them being able to address all the
4 questions, all the unknowns, so many of which I think
5 can be addressed through that process, the species,
6 the environmental concerns, the questions about
7 markets. I think it's the unknowns that get a lot of
8 people nervous.

9 As far as the leasing arrangement, rather
10 than tell a person that you've got 10 years and then
11 we would come and see whether or not we are going to
12 make you rip it out, some kind of an annual report to
13 the agency on progress and all the different things
14 that may be needed to be better understood about how
15 the project is progressing, and as long as those
16 reports reflect positive things, then you don't need
17 to have this deadline out into the future. You just
18 kind of make them produce, make them continue to tell
19 you that they are a clean operation.

20 I think that kind of gets to what Randy
21 Cates is concerned about. But I think the sooner we
22 can begin this question about putting demonstration

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1 projects on the water to address some of these
2 unknowns, the better for the future of this whole
3 industry; because I just am afraid that the bill is
4 going to have tough sledding.

5 Just as an example, now that I hear that
6 Senator Murowski has got a bill that would require a
7 legislative environmental impact report on their bill
8 before it goes in, there's going to be a lot of
9 roadblocks thrown up. There's all of those people who
10 have problems with the bill already, and they have
11 their own agendas on why they have problems. But I
12 hope that we don't slow down this process of
13 demonstration projects. I think we -- That needs to
14 be, as far as I am concerned, a high priority.

15 VICE CHAIRMAN HOGARTH: Probably a lot of
16 this process should be -- you now, set out which way
17 it will be done separately. But I think you have to
18 -- Then that would be measured against the performance
19 standards. As long as you are meeting those
20 performance standards, I don't know that it makes a
21 lot of difference, you know, whether it's one year or
22 100 years. I mean, as long as you meet those

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1 standards, I think it's probably --

2 MR. FLETCHER: That's what I meant.

3 VICE CHAIRMAN HOGARTH: Maggie?

4 MS. RAYMOND: Bill, I want to say that I
5 am fully supportive of the Council process being
6 involved in this. I don't think you can have any
7 other way to solve the potential conflict issues and
8 issues about potential impact on EFH and things like
9 that unless you do have that public process for
10 everybody to interact with it. But realistically, I
11 mean, if I look at the New England Council -- I mean,
12 they just don't have the resources.

13 If somebody comes in and says, well, I
14 want a consultation on this plan that I have -- I
15 mean, we've got 10 things that we want the Council to
16 do, and then it's on the priority list, we are not
17 doing that this year, you know, and then every year
18 you plan to get your issue on the priority list. How
19 is that possibly going to work?

20 Somebody is going to have to figure out
21 how to give them a heck of a lot more money if they
22 are going to be involved in this process, because they

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1 don't have the resources to do what we want them to do
2 now.

3 VICE CHAIRMAN HOGARTH: I was just talking
4 to Roy Crabtree, who is in the Gulf, Southeast. The
5 Gulf is working on the aquaculture now. It will
6 probably slip on account of IFQ. It is about our
7 money. But if this probably is going forward, I do
8 think that -- I know the Admiral has looked -- We've
9 looked very carefully at '06 and '07. We are probably
10 going to wait now. Some people's eyes have been
11 opened, and I'm not sure how much of that we will get,
12 but I think we are trying to budget it.

13 So we recognize that it is going to take
14 Council work. I think we would probably do the
15 overall EIS, and I think -- the programmatic EIS, work
16 with the Councils and all on the regs, then meet the
17 Council. We would tee off of that to do it,
18 hopefully. Tom?

19 MR. BILLY: I'd like to speak to your
20 question this morning about the legislation and the
21 question of whether it would be good to put more
22 specifics, more detail, into it.

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1 My view is that they probably did it about
2 right in the bill that was introduced. What is
3 important is to get an appropriate legal framework
4 into place, and it is my view that what started
5 yesterday or the day before is the political process.

6 Now you are having interested parties
7 start to intervene, both directly with the agency and
8 on the Hill, to say but I'm worried about this, and
9 you ought to look at that, we ought to have standards.

10 That's the process.

11 As it moves forward and there are hearings
12 and so forth, the Congress itself will sort out the
13 degree to which more specifics are necessary to get it
14 passed, and those specifics can often tie an agency's
15 hands in a way that isn't necessarily good.

16 So my view is that's just the process
17 starting now, and the agency that drafted it, had it
18 introduced, will have an opportunity to come back and
19 react to all of these ideas. So I think it's fine.

20 VICE CHAIRMAN HOGARTH: One thing I will
21 address then -- do we want to -- We did discuss quite
22 a bit of what we should do, the EIS, on the

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1 legislation. We've really never done that, you know,
2 and we weren't totally opposed to it, but EISEs are
3 pretty expensive.

4 You see, the bill was introduced, and
5 immediately there were three amendments. So how could
6 we do the EIS and keep up with all that members of the
7 Congress is doing? I mean, once -- That's my point,
8 that we would end up spending \$5 million before we got
9 through.

10 So you know, we are going to do a very
11 thorough EIS, but we are going to do it, you know,
12 once this bill passes. We will do that, because then
13 you can include the regulations and all, too. So,
14 Don?

15 MR. KENT: Bill, you know, I think Tom
16 brings up an important point, that now there's going
17 to be groups that are -- well, you look at this, that,
18 and the other thing. And the concern I would have is,
19 you know, there is no industry that is going to be
20 interacting and saying this is what is needed to do to
21 make this favorable to the environment.

22 I think you guys need to sit back and have

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1 checkpoints in time over the next six months to 12
2 months where you bring back in people that are
3 knowledgeable in the area, so that when you start
4 looking at what the bill is turned into, whether it is
5 worth even continuing it.

6 It might get to a point that it is
7 compromised down to you can grow one species of fish
8 in an area this big with all these restrictions, to
9 the point where there isn't a commercial operation
10 anywhere that is going to say this is anything I want
11 to undertake. Instead stimulating the industry,
12 you've basically just written a set of restrictions
13 that legislates it out of existence.

14 I think you need to have a checkpoint like
15 that somewhere down the road so that you can go back
16 to Congress and say this is turning into something
17 that is untenable for industry.

18 MR. BILLY: To that point, I mean -- and
19 the language is up there, and John has said it. I
20 think MAFAC can play that role, at least in part, and
21 if we meet again in six months, let us know where
22 everything stands and what you would like us to react

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1 to. And if you have some people here knowledgeable
2 about aquaculture, you can bring in more and have them
3 be helpful to you.

4 I talked a little bit to Mike Rufino
5 yesterday. What I'd like to do next, honestly, as
6 very quickly as we could get it done is to really sit
7 down and put a little strategy together for getting it
8 through Congress, you know. Just put that strategy
9 together, you know, who do we need to call in, and
10 then do that.

11 Get some letters from people, you know,
12 like Randy Cates and others who have been involved in
13 this, and have a sort some things there that we can
14 get and hand to them.

15 There will be a hearing. If we could have
16 that type of stuff done to give -- you know, here's --
17 sort of get them to testify. There's a lot that's been
18 done on aquaculture. I am not sure that the bill
19 reflects the amount of work that's been done in the
20 last 10 years on all this stuff. I'm not sure that
21 that hasn't been forgotten in this process.

22 So what I'd like to do is, like I say, put

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1 the strategy together and run it by MAFAC. Now I
2 would like to use MAFAC. I would like to find a way
3 to get, you know, maybe a steering committee of people
4 who have been involved in this, too, though -- you
5 know, the actual -- Randy Cates and Richard Langdon.
6 But you know, get three or four or five of those that
7 are willing to review some of this stuff.

8 Then once we get that sort of strategy,
9 then like I say, get a 10-year plan together. That's
10 fine, and make sure that we've got some demonstration
11 projects. We can afford, I think, to help do some
12 demonstration projects. We don't have a lot of money,
13 but we can use corporate research and some other ways
14 that we can -- got limited money there to do that.

15 As this moves along, you know, make sure
16 we send it to the committee, everything, to sort of
17 keep them informed. As we do something, send it to
18 the committee and say, you know, here's where we are
19 going. So don't wait six months. So you will get the
20 information as we want it.

21 If you see there was one path that you
22 don't think is the right path to go -- But I think

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1 we've got to reach out now. I'm trying to decide if I
2 even should call -- see if I can call -- you know,
3 work with the three state commissions over their next
4 meeting or something to really get this in front of
5 the states in detail and get their input, and move it.

6 We have talked to them, but again not in
7 any detail. Nobody has seen the bill until Tuesday
8 morning, and that's one of the problems we got.
9 Nobody could see the bill until Tuesday morning, and
10 there are little things that we probably wish weren't
11 in it, too, but that's the way the process of OMB
12 operates, and you have to do it.

13 I think we've really got to have a
14 strategy, both for the Hill and both for the -- John?

15 And the experimental fishing program, I think,
16 probably is the way to go. You know, we control that.

17 I just need to make sure that we go back and look at
18 that and talk to the attorneys.

19 MR. OSTERBACK: You know, when you start
20 looking at groups that you will put together or people
21 that you will use, you know, back when IFQs first
22 opened up, in this country they didn't even know where

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1 to go or what the pitfalls were on it.

2 So they went to countries that had fully
3 developed ones, New Zealand and some of the other ones
4 and brought in people from over there and said this is
5 what works, this is what we did, this is what you
6 don't want to do type things.

7 So that might be something to consider
8 also, is to bring in some of the people that have been
9 in it for a while. They could kind of help you so you
10 don't fall into some of the holes. I know it really
11 helped at IFQs.

12 VICE CHAIRMAN HOGARTH: Good. John?

13 MR. FORSTER: Just a thought, because I
14 actually overlooked it. We've had quite a lot of
15 discussion about the idea of zoning in some ways. I
16 think Alvin actually mentioned a zoning process by
17 exclusions. Get a map and take things out where you
18 found them, shipping lanes, fishing areas, marine
19 protected areas. Now these areas you can't go. Then
20 will leave some areas where things might be possible.

21 There was also discussion about the fact
22 that we really don't need an awful lot of space to

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1 accomplish quite a lot. So it might just prove to be
2 enough.

3 So some sort of zoning approach to
4 creating predictability and reducing some of the fear
5 factor was something, I think, that received some
6 discussion. It would be something to consider.

7 VICE CHAIRMAN HOGARTH: That is something
8 that can do a lot of good.

9 MR. RAYBURN; I was wondering if it is
10 within the options of MAFAC: Instead of you, in this
11 case, setting up a steering committee for this, if we
12 couldn't use your advisory group here, pick out a few
13 folks and have them identify other people that would
14 be comprehensive over the issues from the conservation
15 standpoint, environmental standpoint, as well as the
16 industry standpoint, and then use the MAFAC in that
17 role and have the people that have served on these
18 aquaculture committees, subcommittees that we have had
19 serve as leadership in an advisory committee of
20 industry or aquaculturists, and then bring that back
21 through MAFAC to you, instead of just within the
22 agency setting up the steering committee perhaps.

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1 That may be part of our strategic thought process.

2 Then you just expand it. It seems like
3 the opportunities to gain insights from those folks
4 who have issue or have interest in this, bring it
5 through MAFAC to you at regular meetings, stuff like
6 that. Would that be a possible role? I mean, it
7 seems like it gives us a good opportunity to extend
8 MAFAC in that area.

9 VICE CHAIRMAN HOGARTH: That's fine.

10 MR. RAYBURN; I mean, instead of just the
11 agency setting up your own steering committee and
12 necessarily being, you know, accused of stacking it to
13 your favor or something like that, maybe.

14 DR. ROBERTS: I think we would love to use
15 MAFAC as much as humanly possible in this, in my
16 opinion.

17 MR. RAYBURN: You could like task somebody
18 to guide them to do that and get the people together,
19 and meet off-schedule of our deal, so when we come
20 back to the next meeting, they will have a report.

21 VICE CHAIRMAN HOGARTH: Ken?

22 MR. COOK: I want to switch from the

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1 legislation but on another aspect of aquaculture. So
2 if somebody else has something --

3 Is this a situation here where there are
4 no large business interests, large like the players
5 that are looking at this and saying we would really --
6 you know, are those sorts of people looking at these
7 sorts of problems and issues; because when you are
8 talking about passing bills, I don't understand the
9 business.

10 MR. FORSTER: I would say no. I mean,
11 most of the corporate aquaculture is overseas now. I
12 do know one specific example in this country, and they
13 want to keep themselves quiet at the moment, who have
14 substantial resources, who are very interested in this
15 idea. That may be the start of something of a trend,
16 but as of now -- ADM, of course, are in aquaculture.
17 They are doing some stuff with tilapia and some of
18 their fermentation process.

19 MR. COOK: I was just thinking of the
20 political aspects.

21 MR FORSTER: Yes. But, no, I would say
22 not at the moment.

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1 MR. KENT; Most corporations think
2 globally now, and you think about where the best place
3 to get your highest profit margin, and living with
4 this from any environment -- you know, why deal with
5 it? Just do it somewhere else.

6 CAPTAIN DiLERNIA: That just said it all.
7 I mean, you've really just said it all. Global
8 competition, this permitting environment here in the
9 U.S. -- Why do the business here? We've got to find a
10 way to attract the business here rather than having it
11 go somewhere else.

12 MR. KENT: I know Americans growing tuna
13 in Mexico. These are American fishermen that are
14 doing tuna fattening programs. They would love to do
15 it here. This is where the market is. But they are
16 in Mexico.

17 You know, there's an Australian firm in
18 Mexico working with our market, making money down in
19 Mexico selling to our market. So this is going on all
20 the time. The law written in such a way that takes
21 any kind of competitive advantage away means that, you
22 know, Mexico is pretty close. Canada is not that far

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1 away, you know, and flying fish around, as they have
2 demonstrated with salmon out of Chile, is not that
3 hard a thing to do.

4 So you can grow it somewhere where you get
5 the competitive advantage, and then just pay the
6 additional operating cost to bring it into our market.

7 That's the bottom line on it.

8 So, you know, if we don't create an
9 environment that promotes investment and makes the
10 stewardship of the environment still a consideration,
11 still achievable within that profit margin that these
12 corporations can realize, then there is no reason to
13 do it here, and we'll just see the trade deficit get
14 bigger and bigger over time.

15 MR. BILLY; I'd like to add to that. Part
16 of our recommendations that we talked about yesterday
17 is that this administration, this government, stating
18 an interest or a commitment, an intent, a national
19 goal: We want to see the trade deficit eliminated by
20 such and such; we are going to make this work; we are
21 going to have an efficient permitting system.

22 Things like that resonate with industry.

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1 It shows a commitment. So I think, in developing the
2 national plan or whatever you call it and working
3 through that process and showing the degree of
4 interest that exists will have an impact. Once that
5 gets out, then it sounds like there is some business
6 potential there, and it will attract the capital.

7 Another thing is the really big companies
8 -- they don't often get in on the front end of
9 something involving new technology and risk. They buy
10 the little guy. So it's a little early.

11 VICE CHAIRMAN HOGARTH: Ken?

12 DR. ROBERTS: Okay. Think back to Randy's
13 presentation yesterday and one of the striking points
14 he made and verbalized, not just on his PowerPoint.
15 So that he didn't see the infrastructure there, the
16 scientific infrastructure. Again, this is separate
17 from the bill. He was speaking about the
18 developmental aspects of marine aquaculture.

19 He did not see that infrastructure there
20 from the Federal government that related to hatchery
21 technology. That's not to mean, I don't think, that
22 the Federal government has to build hatcheries and

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1 provide juveniles free of charge. That's not what I'm
2 speaking about. It's the understanding that there is
3 a role beyond legislation for your agency.

4 I think that is the point he was making,
5 and I don't want it to get lost, because I think back
6 to the earmark, pork barrel days of Bob Livingston
7 when he was Chairman of Appropriations in Louisiana.
8 Sorry we lost him, but he earmarked some money through
9 NMFS that went to do a study on marine aquaculture in
10 the Gulf of Mexico, specifically. Waldimar-Nelson was
11 the engineering company in New Orleans that did the
12 work.

13 Essentially, when you look at all of the
14 flow charts and everything they had, it came down to
15 there was nothing on the horizon that would match
16 technologies, as primitive as they were, for growing
17 fish offshore. There was not a parallel technology in
18 hatcheries.

19 You could be a single species net person
20 in the Gulf, but no company wants to be totally tied
21 to one species, the point being -- and I think that's
22 what Randy was asking for -- Who was addressing that

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1 infrastructure development of hatchery technology that
2 this whole industry really is going to benefit from?

3 Think of Fish and Wildlife Service and the
4 work they have always done on salmon hatcheries and
5 what-not. That technology certainly spilled over into
6 many other places, even though it originally wasn't
7 intended for aquaculture. It was intended for
8 enhancement.

9 Obviously, in the fresh water fisheries we
10 have tremendous hatchery technology, from catfish to
11 white bass and brim and everything else you can
12 imagine. Auburn University comes to mind as a
13 tremendous resources there.

14 I think what Randy was saying is something
15 that struck home to me when we were working on the
16 Gulf project with Nelson Waldimar. There just doesn't
17 seem to be on the horizon anyone paying attention to
18 the potential Federal role that can be played in the
19 hatchery technology and business.

20 I think that is something separate from
21 the bill, and I know the agency is going to be focused
22 on this bill probably for three years, but I am

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1 wondering if at some point you could explain how the
2 agency is going to maybe address this particular
3 aspect of marine aquaculture.

4 VICE CHAIRMAN HOGARTH: That is a good
5 point. We have the Milford Laboratory that's been
6 doing a lot of work in aquaculture, although quietly.
7 The head of the lab --

8 MR. FLETCHER: Where is that, Bill?

9 VICE CHAIRMAN HOGARTH: Milford up in
10 Connecticut. They have done a lot in the food and,
11 you know, just a lot of disease work. They have been
12 sort of quietly doing it. The head of the lab --
13 We've sort of waited a little while to think of --
14 just interviewed. They wanted to try to turn that lab
15 a little bit more into support for this, exactly what
16 you are trying to say, some of the hatchery issues,
17 the science issues, the infrastructure behind it.

18 I think that's where I'd like to see us
19 go. I mean, there is a promotion aspect, but I don't
20 think we are the promotion aspect of this. That's out
21 there. But I think the answers to the permitting and
22 the technology and science and feed and disease and

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1 those types of infrastructure.

2 So we are trying to turn Milford in that
3 direction more. In fact, I just had a workshop up
4 there, and we were surprised at how many people showed
5 up. It was several hundred people. So it's a quiet,
6 small group in this country that is doing Mom and Pop
7 operations of clams and other things, but you're
8 right, and that's where I'd like to move that.

9 MR. KENT: You don't have to wait for
10 legislation to do that.

11 VICE CHAIRMAN HOGARTH: No. No.

12 MR. FORSTER: Just to comment on that,
13 there has been some remarkably good things done, and
14 the small business innovations and research are a
15 situation where a grant system is being used, and some
16 grants have just been awarded in the northwest work on
17 black carp, Jimmy McVeigh's national aquaculture
18 initiative. There is some money for work on kovia,
19 and also in part was instrumental in Landy's program.
20 That was the offshore stuff. Oceanic Institute
21 received some money.

22 I think that kind of transition where all

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1 that money is short-term grant oriented is hard work,
2 and a lot of this work needs core funding to really
3 put it on the ground and reach core competence.

4 So if one could sort of supplement or
5 really underpin some of this grant funding with the
6 core funding, I think that would be really helpful.

7 MR. KENT: Along those lines, developing -
8 - What happens across the board is you develop new
9 species in different areas is there is common
10 problems, and rather than requiring each regional area
11 to develop its own expertise in disease and nutrition
12 and that sort of thing, having designated laboratories
13 or areas where you build your expertise in those areas
14 so when folks in Hawaii run into a disease problem,
15 there is a laboratory they can work with, there
16 somebody they can draw upon.

17 Nutritionally, there is expertise
18 available, and instead of NOAA taking its resources
19 and trying to duplicate capabilities all over the
20 country that are common and sort of a one-stop
21 shopping for everything in the regions, they do it in
22 such a way that new species development is occurring

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1 in each region for that region, and then the more
2 consistent problems that are common to all culture
3 programs such as disease and nutrition can be
4 dedicated to laboratories either in university
5 partnerships or in Federal laboratories directly, and
6 avoiding the academically driven interests that
7 sometimes happens with Sea Grant.

8 It's, well, we know you have this problem
9 in the industry, but this is really what we are
10 interested in working on over here; so we are going to
11 go work on that. So getting directed monies to work
12 directly with the regions and the operations.

13 This is a lot more of what I think you see
14 going on in Japan where you have the academic
15 community and industry working a lot more closely
16 together to have academia deal with the problems that
17 industry is running into. A model like that might
18 work well for our country.

19 MR. BILLY: Sea Grant.

20 VICE CHAIRMAN HOGARTH: Okay. I am going
21 to summarize where I think we are. I think Susan has
22 gotten most of it, but I want to make sure that I

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1 understand.

2 First off, we need to look -- In the
3 interim, we need to look at the experimental fishing
4 permits and make sure that they could be utilized on
5 the one year. So that would solve the interim thing,
6 and make sure the Councils keep involved.

7 Overriding is what we use the MAFAC as a
8 resource for, to continue to work with the Hill as we
9 develop anything along this line. You know, use MAFAC
10 as a resource.

11 Put together a 10-year plan with
12 milestones and budget and all that would be ready by
13 the January meeting of what our goal and plan is for
14 the next 10 years.

15 At another level is a strategy plan, which
16 we'll do pretty quickly as to who can we use, how can
17 we continue to work on the Hill. If we get an
18 opportunity to help with hearings, who do we want to
19 testify? What type of information will we need to get
20 there?

21 Then we will look -- with the Councils as
22 we do this 10-year plan, we sort of look at demo

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1 sites, and what can we do. I know a couple of states
2 have talked to us already. Michael in Mississippi,
3 for one, and fed the whales.

4 Look at outreach that will be part of the
5 plan. Go back and look at the time frame, the 10-
6 year-plus performance guidelines, and then rather than
7 -- based on performance rather than the other. And to
8 look at the infrastructure that we could sort of be
9 doing now. We should be doing more of that, sort of
10 look at the plan for the bill for the laboratory and
11 where they are going, and see if that's what people
12 think is the right direction; because we are sort of
13 redirecting that with the new lab director a little
14 bit as to where it should be going.

15 Some other parts that would fit into
16 these, what we are doing: The zoning approach, I
17 think, is something we would ask the Councils to sort
18 of look at as they are looking at other things we
19 have. Ralph?

20 MR. RAYBURN: Does the National Marine
21 Fisheries Service see this, the aquaculture
22 initiative, as the next phase to -- in the same energy

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1 level as domesticating the fisheries in our EEZ that
2 we've gone through now for 30-some-odd years, you
3 know, and the next step is to really, recognizing that
4 you have done that and you are making progress in
5 having a sustainable domestic wild fishery, it seems
6 almost the next step the aquaculture for food
7 security, recognizing that seafood is more and more
8 popular and more and more of it is going to come -- I
9 mean, if you see this aquaculture as a progression
10 from the past 30-years of domesticating and managing
11 and sustaining the fisheries, then it would seem that,
12 you know, the intensity of the effort would justify a
13 full court press on this to really identify --
14 recognizing I think you are ahead of the curve in that
15 there is not a big industry out there just managing
16 the process of this legislation.

17 So it seems like some venue, jumpstart,
18 kicking it, maybe after all the hype is over on
19 putting the bill, maybe -- I hate to say this, but a
20 workshop where you can attract folks together and,
21 based on that, you know, really keep the motivation
22 going on this; because it seems to me, it's a natural

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1 progression, and it is responsible government to move
2 in this direction, and that story should be told more
3 and more and get the energy level up on it.

4 VICE CHAIRMAN HOGARTH: I think you hit
5 several good points. Yes, I think we realize now as
6 we go through this that, with all the pressures on
7 fisheries, you know, both commercially and
8 recreationally, but just all the pressures, we can get
9 to a certain place, but we'll never get to where we
10 were historically in all these stocks.

11 We won't be able to do it, and I think we
12 will reach that and learn that, but we are realizing
13 that, with the demands for seafood, that we can't
14 produce it for a while. So why not supplement that,
15 so to speak, or hand in hand with the wild, go to the
16 aquacultural farm and have a sustainable supply of
17 healthy seafood in this country.

18 You know, trade deficit is one thing, but
19 jobs in communities and all of this -- To me, this is
20 a community type -- in a lot of aspects, a community
21 type process, too, jobs.

22 Some of these guys that have been fishing

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1 commercially that own the boats and all could be
2 involved in this. I mean very much so. They could be
3 employed in it for lots of ways. They couldn't afford
4 maybe the direct thing. They could be partners in it
5 or a part. So I think it's a part of keeping them
6 interested, plus the infrastructure.

7 We are not -- If we can't produce enough
8 fish to keep the process and the infrastructure on
9 land, then we lose that. Then we'll end up sending
10 that overseas. So I think it's a -- A lot of that is
11 how does the U.S. want to have a fishery for the
12 future. This is part of our total fishery, to
13 maintain infrastructure, to maintain healthy seafood,
14 to keep those guys that have been in commercial
15 business, to give them help to a way so they can
16 supplement or get into it, and to supply the markets
17 12 months a year with good, fresh U.S. seafood.

18 One day we will get to -- In my opinion,
19 sooner or later we will have all the seafood labeled
20 as to where it comes from. It will happen, and if you
21 can label U.S. seafood as a company, it could make a
22 difference to a lot of the public.

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1 I think it's a big picture of where I
2 think we have learned in fisheries it is going to have
3 to go if we want to get rid of that deficit and we
4 want to have good seafood.

5 MR. RAYBURN: I'll just make a point. It
6 just seems to me, if that is the attitude, this is
7 responsible government really to take the next step,
8 now that we are dealing. The next step is how do we
9 meet the demand for seafood in this country,
10 recognizing in light of that we have to sustain the
11 domestic wild fisheries at some level.

12 It just puts a different -- To me, let me
13 go through the process. It just puts a different
14 focus on it. It's not just, well, here is an issue;
15 we are out there; we need to deal with it. This is
16 really responsible government in seeking ways,
17 recognizing this will be the need at some point in
18 time, and you are ahead of the curve on it. I think
19 that's a challenge.

20 You don't have somebody -- as I see it
21 anyway; maybe the guys in aquaculture can correct me,
22 but you don't have any major push that, if the

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1 government wasn't doing this right now, it probably
2 wouldn't be on the table. Nobody is really out there.

3 So you need to come back and generate that
4 support behind you so it's just not you out there on
5 point, and everybody is kind of sitting on the wings
6 thinking, well -- you know, taking potshots at you,
7 because you are out in front.

8 VICE CHAIRMAN HOGARTH: I'll tell you the
9 next step. It will be reached, and we have talked a
10 little bit about it. I think the next step is to have
11 some regional work, not national. I think we need to
12 go regionally now and explain the bill and get
13 people's input and move on as if this bill is going to
14 pass. I think we should do that, so that you are
15 educated and you hope to get some support out of that.

16 Don't wait to see if it does and say, well, god, if I
17 had gone to Louisiana and talked to these people, I
18 think it would have gotten -- these kinds of things.

19 We need to start that now. Ralph, you
20 know me. I still think we have to work. The next
21 thing, too, is educating Sea Grant. So when the Sea
22 Grant people are out on the docks and talking to

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1 people that Sea Grant has the message that we are
2 trying to take.

3 MR. RAYBURN: The role I play, we've been
4 staying in touch with Kate and talking to her about
5 how best to integrate that, whether it's through these
6 little seminars that we do up here periodically at the
7 Beltway or with regional workshops for Congress or
8 if's an educational bill.

9 I had the impression, and nobody has
10 revealed it to me, but I had the impression that NOAA
11 had established a fairly sophisticated strategy once
12 the bill was rolled out, a strategy to Congressional
13 briefings, not hearings but briefings, and media
14 activities and stuff like that. But I guess there is
15 more to be done. There's more in that strategy to
16 evolve.

17 VICE CHAIRMAN HOGARTH: Yes. We've talked
18 a little bit, too, about -- you know, you got to be
19 careful how you do this, but some type of little
20 glossy handout type thing that talks about what you
21 are trying to do, so that people will have something
22 they can look at.

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1 I think it would be good if we could get
2 the 10-year plan developed quick enough that we could
3 put that in there. Over the next 10 years we plan to
4 do this. If you do all that, and the Hill sees that
5 you are being very positive -- The bill probably pass.

6 I think the bill will pass. I don't think it will be
7 this fall, maybe next spring. If anything, I think
8 Magnuson -- I think Magnuson probably won't pass until
9 next spring, but I think -- That's why I think we've
10 got to get ourselves together and get to work.

11 MR. RAYBURN: Just again then, you know,
12 Lauren Batt, too -- you know, we could talk to her
13 about where -- I think you can put together -- If you
14 do those kinds of briefings or sessions, you really
15 need to have a full scale of concerns and interests
16 and all those things. You can fine tune the thing,
17 where the issues are, where the problems are.

18 VICE CHAIRMAN HOGARTH: Yes. I think we
19 have to be honest with this. When you talk about it,
20 you got to talk about the issues that have to be
21 addressed. We have to do that, yes. The food is one
22 thing I think we've got to -- How much seafood are you

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1 taking to feed this, you know? Can you evolve a food
2 that doesn't depend so much on using --

3 MR. FORSTER: Just a point I was thinking.
4 Why take the full burden of some of this
5 infrastructure stuff? USDA is surely a resource,
6 especially in the fleet area, maybe even in some of
7 the hatchery areas. It may be that there is a bridge
8 to be built there.

9 VICE CHAIRMAN HOGARTH: Anybody else? I
10 really think we got a good discussion. I think it's
11 been an interesting week with everything.

12 By the way, one of the big issues is Bill
13 Walters in Senator Murowski's office is very upset,
14 because he thought he should have gotten the bill
15 ahead of time. So that's part of the reaction.

16 The other is Alaska is not built into this
17 system. I mean, some have concerns and some -- you
18 know, it's a big issue in Alaska based around salmon,
19 and with Senator Stevens a little bit it's halibut.
20 Watch out, with halibut he's got real issues.

21 So I think, in spite of that, I think the
22 press conference went good. If you looked at some of

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1 the views -- I looked last night at some of the
2 clippings. I think we fared pretty decent in the
3 clippings, you know.

4 I did talk to a lot of the environmental
5 groups yesterday. You know, they have concerns, but I
6 don't think they are opposed to this process. They
7 have concerns about environmental guidelines and
8 effluent guidelines and all, which we all know we have
9 to look at. I mean, there is just no way around it.

10 So the next step is for us to, I think,
11 put these things together and get stuff to -- We'll
12 probably send it out to you. I don't know how you
13 want to do it. Send it to the group that's on the
14 aquaculture or does everybody on MAFAC want it? I
15 don't mind sending it to all of you or do you want to
16 focus as your aquaculture group?

17 MR. BILLY: Can we ask a question? Is
18 there an aquaculture group?

19 MR. KENT: Yes.

20 MS. BRYANT: Yes, and strategic planning -
21 - you know, that's kind of part of the discussion
22 today, is how aquaculture can organize to deal with

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1 some of these issues. Do you want to continue a
2 subcommittee?

3 VICE CHAIRMAN HOGARTH: Well, do you want
4 to keep that until this afternoon? We could discuss
5 that this afternoon. But you know, as long as you
6 realize when you leave here -- MAFAC is our resource
7 for this.

8 MR. RAYBURN: Could I ask Chris a
9 question? How do you see it playing out, Chris, as
10 far as -- I mean, I've always been in -- I know there
11 are significant questions about the impacts of phase
12 culture -- but I mean, balance those against more
13 intensive domestic production or production going
14 offshore to other countries where they are not any
15 concerned at all for the environmental implications.

16 Do you feel that's enough dynamic to have,
17 I mean, really a constructive dialogue on this
18 legislation, you know, with the significant
19 environmental community, not the ones that are just
20 out there trying to establish press coverage and stuff
21 like that.

22 MR. DORSETT: I can't speak for all

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1 groups, but our group and groups we are working with,
2 we can engage in a constructive discussion. We are
3 not opposed to aquaculture. We just have a set of
4 concerns.

5 MR. RAYBURN: Good. Good. I think that's
6 helpful. I think that's where we really would -- I
7 would see MAFAC would really want to go.

8 MR. DORSETT: Some people might see some
9 of those concerns as poison pills, but we are not
10 opposed to the concept.

11 MR. RAYBURN: Yeah, right. Sure.

12 VICE CHAIRMAN HOGARTH: Tom.

13 MR. BILLY: I want to be on the
14 aquaculture group.

15 VICE CHAIRMAN HOGARTH: Let's hold that
16 until this afternoon, and we'll talk about it then.
17 We have the discussion, and I think we know where we
18 are going, and MAFAC will be the resource. Let's just
19 hold that for strategic planning. That's okay with
20 everybody?

21 All right. You want to take a 10-minute
22 break, and then come back and we will talk about the

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1 awards.

2 (Whereupon, the foregoing matter went off
3 the record at 10:02 a.m. and went back on the record
4 at 10:34 a.m.)

5 VICE CHAIRMAN HOGARTH: All right. Let's
6 talk about the awards. Before the awards, there are
7 two awards.

8 MS. BRYANT: Yes, there are.

9 VICE CHAIRMAN HOGARTH: Let's do the two
10 awards before we do the others. They were not here
11 the other day when the Admiral was able to present the
12 awards. I'd like to do that before we move forward.

13 CAPTAIN DiLERNIA: Margaret Raymond,
14 Marine Fisheries Advisory Committee, 1999 to 2005. I
15 didn't read all of it.

16 Secondly, there's Melvin E. Moon, Jr.,
17 1999 to 2005, we appreciate your contribution to the
18 National Marine Fisheries Services and its mission to
19 sustain and protect the health and abundance of our
20 nation's fisheries living marine resources for the
21 enjoyment of all citizens.

22 (Applause)

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1 VICE CHAIRMAN HOGARTH: Now who is going
2 to be the awards chairman?

3 MR. GILMORE: The anarchists met
4 yesterday. They didn't get so far as to appoint a
5 chairman for their committee, but I'm sure they made a
6 lot of progress otherwise.

7 No, it was a good discussion. I think the
8 folks that were part of the group, which is listed on
9 -- Well, I don't know if we all have the handout or
10 not, but anyway Jim and Tony and Chris and Jim Gilmore
11 and Pete Leipzig, Mel and Maggie, Vince and Eric
12 Schwaab. Hopefully, I didn't forget anybody, because
13 you are, I think, on a permanent committee now, and
14 Mel and Maggie have to turn in their plaques and
15 continue to serve on the Awards Committee.

16 I think there was an appreciation on the
17 part of the group that National Marine Fisheries
18 Service and NOAA was continuing to look for ways to
19 get out the message that all is not gloom and doom
20 with the oceans, and that this was an important
21 initiative to undertake.

22 There was discussion about trying to keep

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1 it focused as a fisheries management/fisheries arena
2 type of award. We talked -- Again since the inmates
3 were running the asylum, I'll characterize what we
4 discussed, and then everybody is invited to disagree
5 with it. But there was discussion about moving more
6 toward recognizing entities, organizations as opposed
7 to individuals for two reasons.

8 One was to try to provide some inspiration
9 for others around the country to follow examples where
10 you might feel like you can put together a group to
11 accomplish what these others have done, follow in
12 their footsteps or what have you. Perhaps easier to
13 do than just recognizing an individual's achievements.

14 So in that regard, you may get something,
15 whether it's an information exchange or a technology
16 transfer or an initiative that others could replicate
17 through partnerships or through association activities
18 or nongovernmental organizations or what have you. It
19 would be the kind of thing that people could take back
20 and replicate in their regions.

21 We threw around some ideas for categories,
22 and really not unlike the one-pager that appears in

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1 folks' briefing books in terms of award categories and
2 in terms of the nominations process. I don't think we
3 really had any ideas that we came up with that were so
4 different from the outlined offered by the agency.

5 In terms of the selection process, there
6 was discussion about, while we might want to leave an
7 escape hatch, should -- Well, first of all, MAFAC was
8 interested in being the selectors of the awards,
9 understanding that the agency might need to keep some
10 quality control. If somehow the American Nazi Party
11 had a particular technology we were unaware of in
12 their extracurricular activities, then we would
13 certainly understand the Commerce Department wanting
14 to reserve their right to perhaps not make the award
15 after all. But you know, we would still want the
16 technology transfer, but at the same time to keep it
17 from being political and more politicized or watered
18 down at some point, to have the variety of interests,
19 regional and other interests that's reflected in the
20 MAFAC membership -- have those folks voting on the
21 award recipients might help keep the program sort of
22 moving along toward not becoming what my perspective

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1 was 20 years ago working at the National Fisheries
2 Institute.

3 You know, it was always very nice to have
4 the Maritime Person of the Year award, and it always
5 made you sort of feel warm and cuddly toward that
6 person, but it was, you know, also very political,
7 somebody who had provided an appropriation that was
8 useful or what have you.

9 So I think we wanted to keep it on the
10 track of always promoting what is going on that's
11 right in fisheries. So whether that meant having a
12 subcommittee of MAFAC that would review presumably
13 dozens or even 100 or more nominations, people were
14 willing to do that work to stay involved.

15 I think, with your permission, what folks
16 were interested in doing was maybe taking a crack at a
17 straw man that sort of fleshed out the one-pager that
18 was here in the discussion yesterday, coming back and
19 working with the agency to develop this for the first
20 award to be in February of the anniversary of NOAA.

21 VICE CHAIRMAN HOGARTH: Good.

22 MS. BRYANT: I had some -- Could we go

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1 into the categories that were discussed? That's
2 something that we want the whole group to look at. I
3 can put this up on the screen.

4 MR. GILMORE: I guess I would sort of
5 refer people to the one-pager that's in the handout,
6 as well as --

7 MS. BRYANT: What we generated yesterday?

8 MR. GILMORE: -- what was generated
9 yesterday. The one-pager in the handout, the possible
10 award categories was Technology and Science,
11 Innovative Management, Leadership, Lifetime
12 Achievement, Public Service and Education.

13 Then the award categories that we came up
14 with, I think, were pretty similar to that, actually:
15 Leadership and Fisheries Management, Innovative
16 Partnerships, Cooperative Research, Fisheries
17 Conservation, and there was discussion about an award
18 for media. Laurel has characterized that as Accuracy
19 in Journalism. I'd say we don't want to have an award
20 that never gets issued.

21 MS. BRYANT: It was more of a place marker
22 than anything. Notice there's a question mark.

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1 MR. GILMORE: So I think there is some
2 implication there and some -- but I think, if we had a
3 straw man to sort of work from, we would probably make
4 it a bit easier.

5 MS. BRYANT: Is that something that you
6 would want to do now or is that something that you
7 want to do -- generate over --

8 MR. GILMORE: Well, I guess I was just
9 thinking it's always easier to have something in
10 writing for everybody to tear apart, but obviously,
11 there would be a lot of comments from the group here
12 today.

13 MS. BRYANT: I can go try to get copies of
14 this for everybody or -- I mean, I don't know.

15 MR. FLETCHER: Did you envision just one
16 award?

17 MR. GILMORE: No. I think folks were
18 thinking that we would probably end up somewhere with
19 about a half a dozen categories.

20 MR. FLETCHER: So each one of those would
21 receive an award -- each category?

22 MS. BRYANT: And I think there was

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1 discussion -- Wasn't there discussion, Tony, where you
2 would like to sometimes give a bunch of them for one
3 thing, if they merited it?

4 CAPTAIN DiLERNIA: It's possible, if there
5 is a reason for more than one for that category, would
6 do that sometimes. But, Ken, I'm going back to the
7 awards program that we had on the Mid-Atlantic. We
8 wouldn't always -- We would issue awards twice a year,
9 and sometimes we would skip a period and not issue any
10 award. Other times, we might issue two within the
11 same period, the same time, depending on the merit.

12 Also, there were times when we didn't get
13 any nominees for a particular category, which made
14 selection easy.

15 MR. OSTERBACK: Does that only happen on
16 the East?

17 CAPTAIN DiLERNIA: I don't know.

18 MR. RAYBURN: He said groups rather than
19 individuals. So would it be Councils, if one of those
20 councils did exceedingly well in something? That
21 would be it, or associations, trade associations or
22 coops or something? Is that kind of what you thought,

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1 rather than --

2 MR. GILMORE: I guess, at least to the
3 extent that I was speaking, because we have no
4 chairman. I mean, I was looking at it as something
5 that most things that happen that are significant take
6 some type of teamwork, some type of cooperation,
7 whether it is industry and government or a collection
8 of companies or a partnership between NGOs.

9 So I guess my thought was, if we were
10 looking for something to tell a story about industry
11 that we should try to trend toward describing
12 eligibility criteria, what have you, but trend toward
13 things that would draw people together that were group
14 innovations or groups coming together to solve
15 problems, because I think it is a little more
16 inspirational. I think it's a little better story
17 than a single person achieves.

18 MR. RAYBURN; So the award would really go
19 for the result of the program or something like that,
20 and then you could have the participants in that
21 program, like you wouldn't necessarily give an award
22 for the Senate appropriations process, you know.

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1 So what you are suggesting is that would
2 avoid giving an award to Senator Cochran, you know,
3 just to suck up to him or something like that. So if
4 you had a program then, like a by-catch issue that was
5 resolved or a key management rebuilding process that
6 was achieved, you would give the award for that
7 rather than give the award to the executive director
8 or somebody you wanted to suck up with.

9 CAPTAIN O'SHEA; So Texas Shrimp
10 Association versus Ralph Rayburn.

11 MR. RAYBURN: Way back when, but nobody
12 remembers that. And in doing that, I think you have
13 accomplished -- It could be one individual, you know,
14 that was just way out ahead, you know, but you would
15 still be giving the award for the activity rather than
16 to the individual. Is that kind of what you were
17 thinking?

18 MR. GILMORE: Yes. I think there is room
19 to have a category, a special recognition award.

20 MR. RAYBURN: Or a lifetime achievement,
21 yes, a highliner or whatever.

22 MR. GILMORE: You could do that, but I

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1 think in terms of trying to promote good things that
2 are happening --

3 MR. RAYBURN: Good point. The focus would
4 be on the happening rather than on the individual so
5 much. Yes.

6 MR. OSTERBACK: I have a question the
7 awards. Now when you look at putting together, are
8 these just going to be like industry awards, whether
9 they are process or fishermen, people that do
10 innovative things? But when I hear Ralph talking
11 about it, it sounds like you are going to start giving
12 awards to National Marine Fisheries Service or
13 scientists that work in it, but they already do that.

14 MS. BRYANT: Yet I, at least in kind of
15 the way that we approached it yesterday, it was very
16 much an effort to try to target essentially
17 stakeholders and user groups.

18 CAPTAIN O'SHEA; Well, I was just going to
19 say, I think that the description in the one-pager, I
20 thought, was good, that people outside government
21 could nominate government -- people inside could
22 nominate outside government and inside government, and

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1 people inside government could nominate outside
2 government. But you wouldn't have government
3 nominating government. I thought that was a good way
4 to deal with that.

5 I think, if the Alaska Fisheries Science
6 Center does something on fur seal decline, and
7 industry groups in the environmental community want to
8 recognize that, I shouldn't think they would be
9 precluded from it.

10 MS. BRYANT: No, but I think the point --
11 not that they would be precluded, but I think the
12 point was, at least for the Admiral, was that you want
13 to start being able to acknowledge the stewardship,
14 ethics and efforts and contributions that are being
15 made by the spectrum of fisheries interests that are
16 out there as a user of the resource and helping to
17 provide that stewardship and management, and
18 acknowledge those as a way to promote it further, and
19 to reward preferred behavior, best business practices
20 or stewardship practices.

21 So I think the effort for these would be
22 to focus more on industry groups or user groups, not

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1 government groups or volunteer groups, because you are
2 right. There's a ton of those awards already out
3 there. So these are different.

4 CAPTAIN O'SHEA; If they want to do it,
5 that's fine. I was just trying to get clarification
6 for myself.

7 MR. RAYBURN; But I would guess that, if
8 there was a reward like to the Center, then the way it
9 would really be effective is to have the cooperation
10 of the industry or whatever the group was that was
11 supporting it, not just in and of itself, an awardee,
12 if you will, a stand-alone. It would be probably more
13 in the innovative partnership relations or something
14 like that where you would draw in the fishermen or
15 whomever it was that was engaged in that, I would
16 guess. But if you have a selection group, they would
17 kind of mull through all that.

18 Then would you anticipate that committee,
19 say, would bring it to the full MAFAC for final
20 consideration before pass to the Chair for selection
21 or something like that?

22 MS. BRYANT: I'm a little bit concerned

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1 about that process. I kind of thought we might be a
2 little bit further along. I know we may not get to
3 that today.

4 The timeline for this would be to get
5 something i place, to have Bill and the Admiral
6 approve it, and go out for nominations, and throw it
7 back to MAFAC, because my understanding is what they
8 want is something in time to actually award in
9 February 2006, and that seems far away, but it's a
10 pretty quick turnaround.

11 MS. RAYMOND: Well, I know we are going to
12 talk about strategic planning and how MAFAC is going
13 to be structured in the future either today or
14 sometime. I mean, it seems to me we have two issues.

15 One is the aquaculture, which we do have a committee
16 on, and the other is this, that we need to, before we
17 leave today, at least agree that there will be some
18 people working on those two issues.

19 It won't be me. That's fine. Someone
20 else is going to have to volunteer, but there are
21 obviously people interested in doing that. So I think
22 we -- You know, I don't know how far we are going to

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1 get in the strategic planning discussion today, but at
2 the very least we have to say, okay, we do have a
3 standing aquaculture committee, and let's establish a
4 working group for this awards thing, and whoever wants
5 to work on that between now and the next MAFAC meeting
6 will do that.

7 MS. BRYANT: Because I'm happy to flesh
8 this out more and get back to folks, get comments, if
9 we could do some kind of approval thing via e-mail or
10 something like that.

11 MR. OSTERBACK: What is your timeline for
12 going to Bill and the Admiral?

13 MS. BRYANT: Well, if we are going to get
14 nominations, we probably need to have it out there for
15 a month, and so that would have to be coming in at the
16 end of December. So I guess we would have to have
17 something fully up and running by the end of November,
18 first of December.

19 MR. OSTERBACK: So this has to happen
20 before the next meeting?

21 MS. BRYANT: Oh, yes.

22 VICE CHAIRMAN HOGARTH: I think even

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1 before that. We would probably put it in a news
2 release and announce it that in February we will be
3 doing that, so we are soliciting nominations in the
4 December time frame. But so you don't just spring it
5 on somebody, they can be thinking about these type
6 things. It may change the way they do it. Some of
7 them may pick up a project that they want to do or
8 something.

9 So I think you would want to announce it,
10 oh, probably August. Tony?

11 CAPTAIN DiLERNIA: I just asked Jim
12 Gilmore if he was going to chair the group for the
13 Awards Committee, the working group. Chris said yes.

14 MR. RAYBURN: But how are they coming
15 together as a group?

16 CAPTAIN DiLERNIA: I guess you need a
17 product, Bill by, what, September, a final product?

18 VICE CHAIRMAN HOGARTH: I'd like to see it
19 before then. August.

20 MR. GILMORE: My thought was to flesh it
21 out within two weeks.

22 VICE CHAIRMAN HOGARTH: Okay.

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1 MS. BRYANT: Good. Okay. Is that
2 satisfactory to everyone? Okay.

3 DR. ROBERTS: Maybe just one thought.
4 When you are beginning something like this, and you do
5 admit to have a rather brief timeline. If you come up
6 -- There is no reason -- If the committee agrees there
7 might be four or five categories, there is no reason
8 you have to announce all four the first year. You are
9 worried about worthy candidates and time to get things
10 in.

11 You may just go with a couple the first
12 year, a couple of categories, and see how things go,
13 and then pull the other ones forward. It might not be
14 a good thing to have no or one applicant. If you had
15 five or six categories, you might be embarrassed, and
16 I think you want to avoid that.

17 I could think right now that public
18 education and excellence in journalism -- maybe make
19 it a public outreach award. Kind of journalism is in
20 there as well as some other kinds of education. But
21 Jim will flesh that out, since he is Chairman.

22 MR. GILMORE: Thank you for your

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1 confidence.

2 MR. RAYBURN: It kind of follows with
3 that. I mean, it seems like, though, that even though
4 the straw man and the e-mail communications are good,
5 that there may be a few points that we should get some
6 closure on while we are here even in the next few
7 minutes, you know, like the categories, for example.
8 Get closure on those, because that discussion brings
9 out a lot of thought on that where you don't capture
10 that on the e-mail process.

11 If we could spend a little time with that,
12 and I don't know what the other real decision points
13 were. Maybe just criteria nomination, because the
14 rest of the administrative process of how big the
15 nomination package should be, for example, and those
16 kinds of things could probably be done through straw
17 man, but I would suggest at least the categories that
18 we would be looking at. We might want to flesh those
19 out through discussion here before we try to do it
20 over a straw man.

21 VICE CHAIRMAN HOGARTH: Mel?

22 MR. MOON: I think that's a good point.

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1 One of the categories that I thought would be very
2 helpful is this category of stewardship and
3 sustainability. I know a number of charter
4 organizations are trying to merge traditional
5 knowledge with western practices, and it's an effort
6 to try to get that bridge to come across. But once
7 they do, there are some real unique success stories
8 that come as a result.

9 So you know, perhaps we could add a
10 stewardship or sustainability category. Perhaps we
11 could talk about traditional knowledge and cultural
12 diversity and ecological approaches.

13 I agree with Ralph. I think kind of
14 broadening out that category to get some real good
15 success stories out there for the public for
16 inspirational purposes would be good.

17 VICE CHAIRMAN HOGARTH: Maggie?

18 MS. RAYMOND: I'm still a little confused
19 on the process, though. Between now and the next
20 couple of weeks, Jim is going to come up with a straw
21 man to circulate to everyone, and then the agency is
22 going to go out with some kind of press release and

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1 announce this, and nominations are going to come
2 forward. And you want to have an award in January,
3 but MAFAC is not going to meet before you give this
4 award.

5 MS. BRYANT: The MAFAC will meet in
6 January, but the award is supposed to be given out in
7 February.

8 MS. RAYMOND; Okay. So in January MAFAC -
9 - that's when MAFAC will make its recommendations to
10 the agency on who should get this first award?

11 MS. BRYANT: No, because we will need to
12 contact the winners already and make certain that they
13 can be at --

14 MS. RAYMOND: Okay. So how is that going
15 to work then, because we -- When we discussed it in
16 that group, I thought there was a pretty strong
17 feeling among the people who were in the room that
18 MAFAC should make a recommendation on who gets those
19 awards. So what is the process for doing that? How
20 will that work?

21 MS. BRYANT: In the handout, I have
22 outlined that one process and identified MAFAC as the

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1 review panel for both suggestions. I mean, I think I
2 kind of outlined it there, that we get the packages.
3 We send it out to MAFAC.

4 CAPTAIN O'SHEA; I think the first year
5 could be a little --

6 MS. BRYANT: Bumpy.

7 CAPTAIN O'SHEA: Yes, since we don't know
8 what kind of reception it will get. But I think the
9 way it is laid out here that some group, whether it is
10 every MAFAC member or just a subset of MAFAC members,
11 would review all of the nominations and score --
12 individually score and return the scores for
13 tabulation to Price-Waterhouse there.

14 MS. RAYMOND: Well, then I would like us
15 to recommend again that we have some kind of working
16 group. Who wants to volunteer to -- Not everybody is
17 going to review all these nominations. Not everybody
18 is going to want to do that. We need a working group
19 who is willing to do that, to score them and then
20 present that to the rest of the membership as a whole
21 for some kind of vote before January, but way before
22 January, I would think.

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1 MS. BRYANT: Well, we would probably go
2 out in August, and we will probably get nominations
3 back in sometime in September.

4 MS. RAYMOND: Okay, but so we need a
5 working group of people to volunteer to do that,
6 because otherwise it's not going to happen.

7 VICE CHAIRMAN HOGARTH: We've got Jim as
8 the Chair. That's all we've got.

9 MS. RAYMOND; Yes. Anybody else?

10 VICE CHAIRMAN HOGARTH: Tony?

11 CAPTAIN DiLERNIA: I'll serve on that.

12 VICE CHAIRMAN HOGARTH: Okay.

13 MR. RAYBURN: I'll serve, unless you want
14 to spread it.

15 MS. BRYANT: And Vince has got his hand
16 up.

17 VICE CHAIRMAN HOGARTH: Bob you can
18 volunteer.

19 MS. BRYANT: And Chris.

20 MS. RAYMOND: Well, everybody is on it.

21 MS. BRYANT: We've got Jim, Tony, Ken,
22 Ralph and Bob and Chris.

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1 VICE CHAIRMAN HOGARTH: We've got
2 uniqueness, and we'll have 60 members sometime for
3 this.

4 MR. FLETCHER: This first year, I was kind
5 of following along with some of Ken's comments as far
6 as not trying to be too broad in our categories. I
7 think we should crawl before we talk kind of a thing,
8 and maybe limit it to a smaller number of categories,
9 ones that clearly jump out.

10 One I think jumps out at me is cooperative
11 research, because that has really become much more
12 broad based and more mainstream than it ever used to
13 be, and that, to me, would be one that you could get a
14 lot of nominations in from different areas. So I
15 would just speak in behalf of that, but I think we
16 have to be careful about trying to do too much too
17 quickly.

18 PARTICIPANT: Just out of curiosity, are
19 we having trouble getting people coming forward to do
20 cooperative research?

21 MR. FLETCHER: Not on the West Coast.

22 VICE CHAIRMAN HOGARTH: It takes money.

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1 Chris?

2 MR. DORSETT: One thing we talked about
3 yesterday as being a concern is the politics involved
4 in this and people looking at that as a political
5 decision that someone makes, and I guess it is going
6 to be us potentially.

7 So I'm wondering if the agency is going to
8 develop some kind of criteria or we should develop
9 criteria to make this as objective as possible or are
10 we just going to put our vote in based on our
11 perspective and let the chips fall where they may?

12 VICE CHAIRMAN HOGARTH: I think there
13 should be some criteria. It doesn't have to be an
14 awful long list, but there should be a core criteria.

15 MR. DORSETT: Is that something the agency
16 is going to work on or we need to work on?

17 VICE CHAIRMAN HOGARTH: You all.

18 MS. BRYANT: In the package there were a
19 few examples. I'll try to get more. There were some
20 that kind of showed what they look at as their
21 criteria. I've been able to get like a draft
22 evaluation form that another awards program uses. So

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1 that is going to be a key thing, because if anybody
2 wants to even nominate them, they've got to come to
3 know what are the criteria.

4 VICE CHAIRMAN HOGARTH: You know, that
5 people have done outstanding in this and, you know,
6 something for them to judge them against. We have to
7 do that.

8 MR. DORSETT: And a second point is you
9 had originally envisioned Council awards for best
10 performing Councils for some reason or another. Are
11 we thinking of just wrapping them into this or would
12 you still like to have a part of the award program
13 that recognizes Council performance, because I don't
14 know if we are really get at that? This is the
15 question, I think.

16 VICE CHAIRMAN HOGARTH: I don't know that
17 I have an answer. Have to think about that. You
18 could honor outstanding fishery conservation program
19 through the Councils, you know, if they have the
20 overfished stocks left or the overfishing -- you know,
21 if they have done something, would they fall in here
22 for those type things. Alvin?

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1 MR. OSTERBACK: Yes. You know, when you
2 do the criteria, too, I think that is going to be what
3 makes or breaks it, because there's other awards out
4 there in the industry like Highliner Awards. You
5 know, a couple of years they got -- basically got off
6 track. They gave the awards to people that
7 embarrassed everybody else, and people would have
8 nothing to do with the program. So you got to watch
9 out for that.

10 As for Councils, I don't know, maybe they
11 need a fickle finger of faith award.

12 VICE CHAIRMAN HOGARTH: Okay. Ralph, Bob
13 and Jim.

14 MR. RAYBURN: I wondered if there was an
15 interest in responding and getting closure on these
16 issues here and, if so, would the outstanding Fishery
17 Conservation Program -- could we include what Mel was
18 talking about and include sustainability and some
19 language there where that category would include
20 conservation and sustainability, and then that --
21 Seems to me, that would make it eligible for Councils.
22 It would make it eligible for First Nation, you know,

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1 and all different kinds. And then combining the
2 effective public education and journalism into
3 outreach and education or something along those lines,
4 like was suggested by Ken.

5 I mean, it just seems to me that I'd
6 rather get closure on those categories in a discussion
7 here, like I said. If that is reasonable, then we get
8 closure there. Then it's just a matter of
9 establishing the criteria under that. Does that make
10 sense, or no?

11 MR. FLETCHER: I guess my concern with the
12 idea of melding the Councils into this is that every
13 Council has got such a different workload and such a
14 different array of funding sources that they are
15 apples and oranges in a lot of ways.

16 While the North Pacific gets a lot of
17 kudos, it gets a lot of money, too. So I'm a little
18 iffy. Maybe we would keep Councils as a separate
19 entity and look at them in a different way. That kind
20 of bothers me. Unless you can put them on the same
21 footing, how do you do that?

22 Do you award a Council if it has a little

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1 more overfished stocks? Maybe that's a good approach.

2 I don't know.

3 MR. RAYBURN: I would say you wouldn't --
4 I wouldn't suggest that that would be included in the
5 Councils. They would just be one of the other
6 entities that could be nominated for that category.

7 VICE CHAIRMAN HOGARTH: Yes. I would
8 think that, like for example some of the state
9 programs would fit in there, not just Councils. Some
10 of the municipalities and the grassroots things in the
11 West Coast area -- they got this school that's going
12 in and recovering a couple of streams. Yes?

13 MR. GILMORE: Again, I sort of look at it
14 and say, if you were recognizing a Council, you would
15 be recognizing them for some specific action that they
16 took, some MDA declaration or some specific management
17 plan that addressed overfishing, but recognize them
18 for an activity that they undertook rather than just
19 saying we recognize you as a good Council.

20 MR. FLETCHER: So the key there is the
21 program. Right?

22 VICE CHAIRMAN HOGARTH: Let's go one by

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1 one. Outstanding innovative partnership -- is that
2 satisfactory? Yes, that wording. Effective
3 cooperative research?

4 CAPTAIN DiLERNIA: I have a question for
5 that, though. The school group doing the salmon and
6 the stream on the West Coast -- would they be in that
7 effective cooperative research or where will we put
8 them?

9 MS. BRYANT: I think those, Tony, have
10 tended to traditionally be like the environmental hero
11 stuff that really is doing volunteer stuff. Again --

12 CAPTAIN DiLERNIA: So we are keeping
13 environmental hero?

14 MS. BRYANT: -- my understanding, our role
15 is trying to target users of the resource for doing
16 sustainable stewardship practices, and that's kind of
17 how we've described it. So I think those kind of
18 volunteer things, community organizations -- that's
19 not something that --

20 CAPTAIN DiLERNIA: Would come into this?

21 MS. BRYANT: I think there's a lot of
22 other awards that are already being generated for

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1 those groups.

2 VICE CHAIRMAN HOGARTH: We may ought to
3 keep this one. There is a cooperative research line
4 item in the budget, you know. Do we want to keep it
5 to that or spread it out? Cooperative research could
6 be a very big topic, but there is money in the budget
7 just specifically for cooperative research, both
8 commercial and recreation. Vince and Jim?

9 CAPTAIN O'SHEA: Yes. I guess my question
10 is kind of leading in the direction -- I'm not wild
11 about recognizing cooperative research, because I
12 think you have other ways that you are doing that.
13 You've said it better than I did, and that is you
14 reward the outstanding programs with a grant the
15 following year to do it again with even more money.

16 So that's just the way it kind of strikes
17 me.

18 VICE CHAIRMAN HOGARTH: Jim.

19 MR. GILMORE: I think this isn't a real
20 good list. I think we really want to be broader in
21 our topics rather than narrower. Cooperative research
22 is fine. What about just a fisheries science and

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1 research category? That way, our cooperative program
2 with the University of Alaska -- it's our money, and
3 we give to the University of Alaska. They do a grants
4 program -- is on the same level with somebody who's
5 got a good cooperative research grant through a
6 corporation line item which is, I don't know, maybe
7 World Wildlife Fund/NFI joint venture on technology or
8 what have you.

9 I think the broader the category, the more
10 interest you are going to generate and the better
11 arguments people are going to be coming in with.

12 MS. BRYANT: What about fisheries science
13 and technology?

14 CAPTAIN O'SHEA: What did you have, Jim?

15 MR. GILMORE: Fisheries science research
16 and technology.

17 MS. BRYANT: Okay.

18 CAPTAIN O'SHEA: Close enough.

19 VICE CHAIRMAN HOGARTH: That replaces
20 cooperative research. Okay.

21 CAPTAIN O'SHEA: But including cooperative
22 research.

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1 MR. OSTERBACK: You know, when I was
2 reading cooperative research, you know, I was looking
3 at my area and probably Mel's area also. There's a
4 lot of cooperative research that goes on between
5 tribal entities, the Federal government and state
6 government that don't necessarily have to go on. I
7 don't care who is giving you the money. It's whether
8 or not -- because a tribal entity is recognized as on
9 an equal footing with the Federal government.

10 So I think it would be good, especially
11 when you are looking at research that -- in our area
12 maybe that deals with sea lions. Because the tribes
13 are willing to go out there and say we invite you on
14 our hunt, we do this, we do that, they are getting the
15 data that they need without going and interacting with
16 the animals when they don't have to.

17 I'm sure there are specifics in the
18 Northwest the same way. So I think it would be good
19 to be able to recognize those that are outstanding in
20 those fields that have developed cooperative
21 agreements and reached across to other government
22 agencies, whether they are Federal or state.

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1 It would give kind of an incentive for
2 other groups, because there are groups out there that
3 just refuse to play with the Feds, you know, and
4 there's probably good reasons and bad reasons for it.

5 But I think, if you recognize that people are willing
6 to go forward for the betterment of, whether it's
7 fish, mammals, what have you, that's out there, I
8 think that would be worthy in itself.

9 MR. FLETCHER: If you file a lawsuit
10 against them, you disqualify yourself.

11 MR. OSTERBACK: Well, I'm not going to
12 argue the point, but I just wanted to make a statement
13 that I think that, if you shove that aside, that you
14 are missing something that's good for the whole
15 industry and all the coastline. I can't speak for the
16 Indians on the East Coast. I don't know what kind of
17 agreements they have, but I know there's a lot of
18 agreements throughout the Pacific Northwest and
19 Alaska.

20 MR. RAYBURN: Alvin, is that an argument
21 against broadening it? Leaving cooperative research
22 in there as kind of a designating category rather than

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1 broaden it, like Jim indicated?

2 MR. OSTERBACK: No. I just didn't want it
3 to get left out.

4 MR. RAYBURN: You didn't want to lose it.

5 MR. OSTERBACK: But basically, I just make
6 a statement, and you do what you want.

7 MR. RAYBURN: But if you could in there, I
8 guess in the description of that category, if you
9 broadened it the way Jim had talked about, you still
10 would have cooperative research brought out as a
11 category under that. Is that what you were thinking,
12 Jim?

13 MS. BRYANT: What did you have, Jim? I
14 wrote down fisheries science, research and technology.

15 VICE CHAIRMAN HOGARTH: Okay. Tony.

16 CAPTAIN DiLERNIA: I have a question.
17 Where would you put the person, the guy, the gal, who
18 goes to Council meetings all the time, who facilitates
19 meetings, who brings industry to the table, who tries
20 to get the agency and industry to work together, who
21 reports back to industry on a regular basis what is
22 going on, who is a real facilitator between industry,

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1 the agency and management? Where would you put that
2 person in this set of categories?

3 MS. BRYANT: Partnerships? Outstanding
4 innovative partnerships?

5 CAPTAIN DiLERNIA: You are an example of
6 it. But, you know, if I wanted to nominate Bob for an
7 award, where I put that?

8 MR. GILMORE: I have five categories.
9 Here is my list. One would be Special
10 Recognition/Lifetime Achievement. We have to play
11 with the words a lot, Special Recognition/Lifetime
12 Achievement. That gives us the flexibility to
13 recognize Bob Fletcher.

14 CAPTAIN DiLERNIA: Good.

15 MR. GILMORE: We'll call it "The
16 Fletcher."

17 MR. FLETCHER: Sea lions.

18 MR. LEIPZIG: With recipes.

19 MR. GILMORE: I guess the second one would
20 be the Innovative Partnerships Award. The third could
21 be a Fisheries Science, Research and Technology Award.
22 The fourth one, Public Outreach, Education and

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1 Community Involvement, and that would get your
2 journalists. That would get you fishermen doing good
3 things in the community. That would get you people
4 developing high school curricula. That would get you
5 a lot -- maybe kind the cats and dogs category there.

6 MS. BRYANT: What did you call it, Jim?

7 MR. GILMORE: Public Outreach, Education
8 and Community Involvement.

9 MS. BRYANT: Thank you.

10 MR. GILMORE: And then one on -- and this
11 is just words that we have heard -- Stewardship,
12 Sustainability, Conservation and Management. Go
13 through them once more?

14 CAPTAIN DiLERNIA: Yes.

15 MR. GILMORE: Okay. (1) Special
16 Recognition/Lifetime Achievement; (2) Innovative
17 Partnerships; (3) Fisheries Science, Research and
18 Technology; (4) Public Outreach, Education and
19 Community Involvement; (5) Stewardship,
20 Sustainability, Conservation and Management.

21 MS. BRYANT: Can we say Fisheries
22 Stewardship -- I'm just kind of throwing that out.

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1 MR. GILMORE: Yes. I think there would
2 have to be some wordsmithing here. We would be having
3 the award longer than the ceremony.

4 MS. BRYANT: So it will be fishermen maybe
5 doing something, not that that would be left out, but
6 in the context of fishing. That was their initial
7 discussion. You would acknowledge by-catch management
8 or fishermen, that sort of thing. It's not coming
9 from the stranding network that's out there.

10 MR. MOON: I think those are excellent
11 categories, and I would support that. And looking at
12 it from the perspective that we are covering most
13 likely organizations or individuals from states and
14 tribes or industry or special individuals that have
15 contributed, but I would like to consider, though,
16 that that would be perhaps the most likely place for
17 tribal organizations or accomplishments would be
18 falling under that.

19 I know this is getting into longer
20 wording, but some suggestion for that would be
21 diversity in cultural and ecological approaches in
22 fisheries management. That could be predominantly

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1 tribal, but you also have non-tribal people that are
2 contributing that as well. It would broaden the
3 category and yet make it more specific toward things
4 like traditional knowledge and those kinds of
5 categories.

6 CAPTAIN DiLERNIA: That would be -- So
7 diversity and cultural and ecological approaches in
8 fisheries management.

9 CAPTAIN O'SHEA: That would be an
10 additional category, Mel?

11 MR. MOON: No. That would be under the
12 sustainability -- the stewardship and sustainability
13 and conservation, sort of a sub-category of that.

14 MS. BRYANT: It could be part of the
15 criteria in drafting it up.

16 CAPTAIN O'SHEA: It's too minor a point to
17 bog this group down now, but I would suggest that you
18 kind of look at that order at some point and give some
19 thought to that, even though they are all supposedly
20 equal, just human nature, the way it is, when people
21 see them listed, they will presume a priority. It may
22 be worth re-jiggering a couple of those.

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1 We don't have to sort it out now, but I
2 would just put a place holder in to do that down the
3 road. I have a feeling these kind of came as a flow
4 of consciousness, as Jim was putting them together,
5 but I think when you look at them, there's probably
6 some things that, clearly, you want to highlight.

7 VICE CHAIRMAN HOGARTH: Tom?

8 MR. BILLY: Yes, not about the categories,
9 three thoughts that occurred to me. One is:
10 Earlier, I had some involvement in the Malcolm
11 Baldwin Award and development of that and the
12 requirements and so forth. One of the things learned
13 from that is the importance of a clear delineation of
14 the submission requirements.

15 In that award, I mean, companies hire
16 special other companies to develop and write the award
17 applications, and you get books. So given what you
18 are trying to achieve here, I think it would be
19 important to be very clear on what is an acceptable
20 application, what you are really looking for.

21 Then a question, two questions. One: Is
22 anyone going to screen these and verify what is in the

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1 applications? Is MAFAC supposed to know all this or
2 MAFAC does that or who is going to --

3 VICE CHAIRMAN HOGARTH: We would probably
4 do that, because we would look -- To be honest with
5 you, we would look at the record and things like that.

6 MR. BILLY: Yes, but other things, too.

7 Then I have heard the word on occasion in
8 our discussions of voting. Are you actually expecting
9 votes or what's the process? Ranking? That's how?
10 Okay. I just want to make sure.

11 MR. FLETCHER: You might want to get some
12 references as part of the application package.

13 VICE CHAIRMAN HOGARTH: I think you would,
14 yes. You know, one I like -- maybe it's too broad,
15 but I always -- you know, significant contribution to
16 the recovery of long term sustainability of marine
17 resources. You know, that gives sort of a broad
18 approach to people doing some things.

19 MR. FLETCHER: That might be a better
20 place, if you had more people working in that
21 direction.

22 CAPTAIN O'SHEA: In other words, the world

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1 from your perspective would be a better place if you
2 had more people doing that activity.

3 VICE CHAIRMAN HOGARTH: Right. I think
4 that makes sense to the recovery of long term
5 sustainability of living marine resources.

6 MR. RAYBURN: That would be an additional
7 category?

8 VICE CHAIRMAN HOGARTH: I would like to
9 see it as an additional category.

10 CAPTAIN O'SHEA: You know, it could
11 include -- You wouldn't need to shoehorn a nomination
12 in, too. You need to keep the standard high, because
13 just because you have a category, you would have some
14 nominations. If that nomination doesn't come up to
15 the standards of the others, then would they be forced
16 to have to give an award in that category. It was
17 mentioned before, I think. Bob mentioned that.

18 VICE CHAIRMAN HOGARTH: Suppose, you know
19 -- Just suppose, you know, we find -- and we are all
20 working on some of these. There are some areas that
21 we are working with some utilities or working with
22 some others to remove a couple of dams on a stream.

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1 That, to me, is a significant contribution to -- But
2 that, to me, would be something that we could really
3 go in and home in on, you know. That's something
4 that's just not only fishing, you know. And we are
5 all working on some of those right now.

6 MR. RAYBURN: And when these awards are
7 given, they are given in the name of the Director of
8 National Marine Fisheries Service, NOAA. They are not
9 given in the name of MAFAC. We are just helping to
10 get there, right?

11 VICE CHAIRMAN HOGARTH: No. It will be
12 NOAA, NOAA and Marine Fisheries. Yes. I'm sure it
13 will be NOAA.

14 MS. BRYANT: I don't have it up there, but
15 we kind of titled it -- I don't know. At least I
16 threw it out there as a straw horse -- Excellence in
17 Fisheries Stewardship Awards.

18 MR. RAYBURN: Given by NOAA.

19 DR. ROBERTS: I just want to be clear on
20 something. I'll give you a personal history. We have
21 several awards at LSU. What I'm wondering is, when
22 the committee -- Let's say, staff screens the

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1 applications and makes sure that they are eligible,
2 and then they send them on to the full committee.

3 Our Chancellor never likes to have one
4 thing put in front in him. He always wants to have an
5 option. The question is then, does MAFAC recommend
6 two people in each category to you, and NOAA Fisheries
7 picks among those two or do we actually pick the
8 winner and give it to you?

9 The reason I am asking that question is
10 sometimes the Chancellor can be embarrassed, because
11 he has a different view of that particular situation
12 and the politics of the way of the university works.
13 I wouldn't want to put you in that kind of
14 circumstance unwittingly.

15 How do you see that working?

16 VICE CHAIRMAN HOGARTH: Yes, I can see
17 that. I think I would be close enough to MAFAC that I
18 would probably understand the people that have been
19 selected. If the Admiral really wants to get
20 involved, we may have to do, you know, number one and
21 number two, you know. But let me check that out real
22 quick.

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1 Your recommendation is this question.
2 However, if there is something unforeseen or
3 something, this will be your second choice. That may
4 be what the Admiral would want, but I think from my
5 perspective I would be just happy with one, because I
6 will be enough involved with it that I would probably
7 know it. But let me make sure how much involvement he
8 wants. Bob?

9 MR. FLETCHER: We get involved in a lot of
10 things that actually as a committee rank the various
11 candidates, and then provide the package to -- In one
12 case, I remember I gave it to the Director and I said
13 here's what our ranking is and, if you agree, then you
14 select the number one ranked, but the final decision
15 is yours, and here's the criteria, and here's the
16 package. That kind of leaves it up to the --

17 VICE CHAIRMAN HOGARTH: To be honest with
18 you, I think the Admiral, knowing that, will probably
19 -- which he's not a political person; he really works
20 himself not to be. Sometimes it's sort of funny how
21 he does it. He would probably rather see MAFAC just
22 do it. He may want some discussion. If he thinks

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1 there is something, he may want to -- I have a feeling
2 he would rather keep this as an independent process.
3 He just wants to see it done and see something done to
4 -- He's big on this type of stuff. He would really
5 like to see it done.

6 MR. OSTERBACK: Is MAFAC then going to
7 have -- Is there going to be like a steering committee
8 that ranks them and takes that ranking back to the
9 full, or how are you going to do that?

10 MS. BRYANT: I think we are going to have
11 to work it out. I will tell you that the process that
12 works right now for all the NOAA Excellence Awards I
13 figure we can at least crib from, if not in total, at
14 least in part.

15 The way they do it, the nominations come
16 in. The packages are put together, and for each of
17 the categories she sends it out to kind of three or
18 four people within the agency that have expertise or
19 responsibility for that issue and category that is
20 relevant. Independently, they are reading and
21 ranking, and you know, the highest score that they
22 like gets a one, and the lowest, and they send them to

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1 her.

2 So they are even independent of each
3 other, and she just pretty much adds them up, and the
4 person with the lowest score for that category is the
5 winner. Now I don't know. I'll have to ask her does
6 the second lowest score then also -- is that given to
7 the Director? Is there an option? That's something I
8 haven't checked out yet.

9 So that's kind of how it's done. I figure
10 you guys -- I would send it to you, and you guys would
11 send it back. I don't think it's a group thing. It
12 could be, if you wanted to.

13 MR. FLETCHER: A question about whether
14 the entire committee should be involved ultimately
15 versus this subcommittee. I think, if in the view of
16 Bill and the Admiral this is a decision that MAFAC
17 makes, then MAFAC has got to all participate
18 ultimately.

19 I think the subcommittee would make the
20 recommendation and, in the absence of any glaring
21 inconsistencies in the minds of the other members,
22 they will probably just go along with it. I think

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1 ultimately it's got to be a full committee buy-off on
2 the package before it goes forward.

3 MS. BRYANT: And I think we can also do --
4 If we did want to have like discussion and everybody
5 bring your topic, we can always set up a conference
6 call. I mean, that's not a big issue. So Tom and
7 then Ralph.

8 MR. BILLY: Have you or has someone looked
9 at the requirements of the Privacy Act to ensure that
10 this kind of process we are talking about is --

11 MS. BRYANT: The Paperwork Reduction?

12 MR. BILLY: Privacy Act.

13 MS. BRYANT: No, I haven't

14 MR. BILLY: Someone should do that,
15 because there are very specific requirements that
16 obligate the government or someone acting on behalf of
17 the government, looks at personal information about
18 individuals.

19 CAPTAIN O'SHEA: Or an organization?

20 MR. BILLY; If it is an organization, it
21 might be different. I just don't remember.

22 MS. BRYANT: I will check it out with some

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1 of the other awards, because I don't know how much the
2 other awards are really screened. I mean, you know, I
3 can see that if there is some kind of embarrassment
4 thing or something, but unlike you guys where to serve
5 on MAFAC, you know, you go through a vetting process
6 and your Social Security number is run through a
7 couple of databases to make certain you are not, you
8 know, kicking the family dog in public or something.
9 But I don't know if that is something that we would be
10 able to do with this. So that's a good question.
11 I've never heard of that one. So, thanks.

12 MR. RAYBURN: What you were describing
13 then, would you see, for example, this committee that
14 Gilmore is chairing -- they would screen -- They would
15 rank the nominations and bring them to the full MAFAC
16 for consideration and approval.

17 MR. FLETCHER: Right.

18 MR. RAYBURN: By full MAFAC. But each
19 member of MAFAC wouldn't necessarily rank each
20 nomination?

21 MR. FLETCHER: Right.

22 MR. RAYBURN: That would be brought up.

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1 So the subcommittee would have to do that and bring
2 it, and then, absent any other information, you know,
3 you would move on that. Okay.

4 Then that would be given to the Chair?

5 MR. FLETCHER: Right.

6 MR. RAYBURN: You got yourself some work
7 there, Gilmore.

8 MR. RAYBURN: Could we agree on the
9 categories?

10 MR. BRYANT: And, Ken, you've got a
11 comment?

12 DR. ROBERTS: We do agree on the
13 categories, with the addition of the one that Bill was
14 requesting.

15 MS. BRYANT: With the addition that Bill
16 made, Special Recognition/Lifetime Achievement;
17 Individual Partnerships.

18 MR. FLETCHER: Just a comment. I see some
19 groups or individuals qualifying for more than one
20 category. There is enough overlap, in my mind, among
21 these in some cases that that could very well happen.

22 So if a guy or a group doesn't quite make the grade

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1 in one category, you might end up --

2 MS. BRYANT: I think you, if somebody is
3 going to be nominated, they have to be nominated for a
4 particular category to be recognized. But I think a
5 lot of that is going to come out in our drafting.
6 When you look at the examples that are behind your tab
7 in Tab 9, you know, they go through, and they kind of
8 give a little descriptor, what that award is trying to
9 acknowledge and encourage or reward.

10 MR. GILMORE: Presumably, if this goes out
11 in a *Federal Register* notice, then there would just be
12 a mention of each award with an explanation for
13 eligibility criteria for that, and then people would
14 nominate to a specific award category.

15 MS. BRYANT: I could do the *Federal*
16 *Register* notice as complex as you would want me to. I
17 guess my question -- I threw that out. You know, that
18 was my best straw man that I could throw together
19 quickly. Do we want to go out in the *Federal Register*
20 notice? Is that necessary? I mean, how many people
21 read the *Federal Register* notice for that sort of
22 thing?

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1 CAPTAIN O'SHEA: I think you need to go
2 ask your lawyer about that.

3 MS. BRYANT: And I'm curious to know. I
4 don't know if they do that for this. I don't know if
5 they do it for Environmental Hero, you know. I mean,
6 so I haven't checked into that, if you have any
7 thoughts on it.

8 CAPTAIN O'SHEA: Do what the law requires.
9 That would be my advice.

10 MR. GILMORE: What is the most effective
11 way that NOAA communicates with the broadest base of
12 its fishery constituents?

13 MS. BRYANT: Right now, probably I'd have
14 to say *Fish News*. I'd have to say the special e-mail
15 lists that we all have and that we work with, and more
16 and more we are getting a little bit better and a
17 little bit more savvy now that we've got some more
18 bodies on board. We are really trying to start
19 working with targeting some of those trade and
20 industry publications and develop some relationships
21 there so that we can get some words out.

22 We are starting to try to really work with

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1 some of the aquaria and some of the research
2 institutes. So, to me, is much more effective than FR
3 notice. I know there's a lot of associations and
4 groups that have attorneys that read those every day
5 and check and make certain, but the average does not,
6 and then the front page of the web.

7 CAPTAIN O'SHEA: I just assumed you had
8 to. If you don't have to --

9 MS. BRYANT: I don't know if we have to.
10 I'm going to check out whether or not we do an FR
11 notice. I don't know if we have to, but I'll find
12 out.

13 VICE CHAIRMAN HOGARTH: I think we do,
14 probably right now. It's one of the things we are
15 trying to do with Magnuson, is to let us use certain
16 things other than just the *Federal Register*. We think
17 you can get the word to the constituents better.

18 MS. BRYANT: I think it was Ralph.

19 MR. RAYBURN: So I was wondering a couple
20 of things. If we could get closure on the categories
21 with the understanding that the committee will flesh
22 out the language and stuff, but if we could get

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1 closure on that, I think that would be helpful in
2 proceeding.

3 Then it's always good to -- my sense --
4 put in the *Federal Register*, because people are always
5 going to invariably complain about not having seen it
6 and all, and it seems like the last step in that. The
7 *Federal Register* just formalizes the process. I
8 doesn't have to be lengthy, but it would seem to me
9 that would be a reasonable thing to do.

10 MS. BRYANT: Okay.

11 MR. RAYBURN; My real point is, if we
12 could just get closure on those categories, then we
13 can move on, good to go.

14 MS. BRYANT: I'm okay with that.

15 MR. RAYBURN: And if it's a motion, I'll
16 make a motion.

17 PARTICIPANT: Second.

18 MR. OSTERBACK: Discussion? And the other
19 thing is, too, the categories are not in concrete.
20 Right? I mean, once this thing goes through and you
21 see that you need to change it, you can change it.

22 MS. BRYANT: Oh, yes.

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1 MR. RAYBURN: We probably will miss the
2 mark.

3 MS. BRYANT: But this just gives Jim and
4 me kind of a beginning jump-off point to start putting
5 together a more fleshed out straw man for you guys to
6 look at.

7 MR. RAYBURN: And I would suggest, too, is
8 you can have a category and then, as Mel brought out
9 in his particular thing, things will be highlighted
10 under that category, and that will help kind of expand
11 to, hopefully, encompass a whole arena that we would
12 want to have involved in this program.

13 MR. LEIPZIG: This time around, the first
14 time out of the gates, we are talking about having
15 solicitations in the fall, awards in February. Second
16 time, third time, in the future is that going to
17 evolve to a different time frame so that MAFAC has an
18 opportunity to meet to review these?

19 MS. BRYANT: I think we need to do that.

20 MR. LEIPZIG: What time frame should we be
21 looking at?

22 MS. BRYANT: I don't know. At this point,

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1 I am being told by John Oliver that he wants it in
2 February, 135th anniversary of National Marine
3 Fisheries Service, and I don't know if they are
4 planning on doing that every year or not, and I
5 haven't been able to get direction on that. But I
6 think that's a really fair point that probably, when
7 we push this out from the committee, I think we
8 should; because I was thinking, you know, that
9 managing fisheries conference, if that's a thing that
10 turns annual, that's an appropriate format or, if you
11 do some kind of the NOAA Awards or the Administration
12 Awards where you actually get some other levels
13 looking at it, that might be appropriate.

14 So I think that is still something that
15 needs to be pushed further.

16 MR. LEIPZIG: Why don't you put on as an
17 agenda item for the next MAFAC meeting?

18 MS. BRYANT: Vince?

19 CAPTAIN O'SHEA: With that in mind, I
20 would suggest that all the -- whatever you decide in
21 publication of this, whether it's *Federal Register* or
22 whatever, that you be as sort of vague and

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1 noncommittal as possible as to what the schedule is to
2 subsequent awards; because I can see all kinds of
3 different things happening, depending on how many
4 nominations you get, what the quality of the
5 nominations is, how much of a list it is for us to
6 sort through all this stuff, and then how big of a
7 splash you get in the following year.

8 So I'd be very -- I would urge caution on
9 sort of building -- control expectations for
10 subsequent awards.

11 MR. RAYBURN: You set up an annual awards
12 process or -- You don't want to do that?

13 CAPTAIN O'SHEA: No, I wouldn't announce
14 that now. I would focus on this --

15 MR. LEIPZIG: My question is more
16 internally.

17 CAPTAIN O'SHEA: I got that. No, I got
18 that.

19 MR. LEIPZIG: Because we are going to have
20 to be looking at it in the spring if it's going to be
21 the following December for an annual Fisheries
22 Management.

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1 MR. OSTERBACK: So would you want to a
2 disclaimer on it that says first 25 applicants will be
3 considered?

4 MR. LEIPZIG: Maybe, maybe.

5 CAPTAIN O'SHEA: Focus on what you know
6 you are going to do, and that's the February awards.
7 So just say you are doing that, and then see how it
8 goes.

9 MS. BRYANT: I think we will be able to
10 revisit this, obviously, in January. At the meeting
11 we will be able to kind of do an analysis of what
12 worked, what didn't, and do some fine tuning.

13 VICE CHAIRMAN HOGARTH: We could always
14 say this one is in celebration of the 135th.

15 CAPTAIN O'SHEA: Exactly. Then go from
16 there.

17 VICE CHAIRMAN HOGARTH: And see the
18 response it gets from there, and say due to the great
19 response we received, we will do these on an annual or
20 every two years or something like that.

21 Are we okay on the categories? Okay. All
22 right. I'm sorry I'm in and out. I'm trying to get a

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1 rule out.

2 MS. BRYANT: Do you want to roll right
3 into strategic planning?

4 VICE CHAIRMAN HOGARTH: Well, let's go
5 back here a minute. I want to make sure. We got who
6 is going to work on this. We got a group. Okay.

7 The one thing I want to go back to a
8 minute is aquaculture. Did we get to naming the
9 people working on aquaculture?

10 MS. BRYANT: It is going to be in Susan's
11 report that she wrote.

12 VICE CHAIRMAN HOGARTH: Because Don goes
13 off. So, John, I guess you are replacing him as
14 Chair, for now?

15 MR. FORSTER: Well, if necessary. That
16 should be put to the group that finally is --

17 VICE CHAIRMAN HOGARTH: But in the
18 meantime, until we get -- Okay.

19 MR. FORSTER: Yes, it's fine.

20 VICE CHAIRMAN HOGARTH: All right. We do
21 have a few more minutes, and we can come back after
22 lunch and do it.

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1 On the strategic planning, you know, I'm
2 still trying to get MAFAC to where I want it to be, I
3 guess, or where you all want to be, too, as a
4 meaningful body that really getting some issues that
5 got teeth in them and that we think you are a vital
6 part of moving forward initially.

7 I just thought we need to talk a little
8 further. I think we've made some progress, and we are
9 finally getting some help in getting Laurel full time,
10 that we can really respond. I hope we get stuff out
11 quicker to respond to.

12 You know, one of the things is that we've
13 had an industry Vice-Chair, which I don't mind the
14 Vice Chair, but I'm not sure what is meant by
15 industry. I think we have 20-some people on here, and
16 I think we need what I would say maybe is a -- rather
17 than just calling it a Industry Vice Chair -- a
18 liaison between MAFAC and me, you know, that helps and
19 assists in running the meeting and talking about
20 things in between, sort of the same thing.

21 You know, something like that, I think, is
22 what we need. I mean, Alvin has done a great job of

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1 keeping things running and moving. When I'm in and
2 out, he keeps going, and I think we want to continue
3 that.

4 So I have a little bit of problem with the
5 chart. You know, we recognize the Admiral as the
6 Chair and me the Vice Chair, but I think, you know --
7 and I've talked to Laurel -- it is one of those things
8 that -- I had the same sense of relief in some body,
9 and I think the group ought to select this person, not
10 me, but the group select him.

11 I think I would rather call it a liaison
12 and use it as sort of to make sure -- That's one thing
13 I want to talk about.

14 The other thing is just how you want to be
15 set up strategically. I know we got the aquaculture
16 to look at. The awards, I think, will probably be
17 long term, but it may not be as time consuming after
18 we get past this one.

19 I don't know about ecosystems. I don't
20 know what you all feel about that. I mean, ecosystems
21 is still a very nebulous thing, I think, and I'm not
22 sure where we are going. I mean, I'm not sure the

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1 public is with us, and I'm not sure that, when we get
2 through with Magnuson, where we are going to be. We
3 are developing some guidelines.

4 The science issue is another one, although
5 the Admiral has a Science Board. Maybe that should
6 deal with the science issue, but science is -- So I
7 don't know if we ought to sit here today and try to go
8 through the strategic plan or one other option that's
9 been suggested and talked about was to set up a small
10 group that would work on this and submit it, you
11 know, the next couple of months to the group, and then
12 in January when we have the 60 members, make the final
13 decision, but to put something together in the
14 meantime.

15 I'm willing to do anything. I have to go
16 to the Hill for about an hour to Senator Stevens. I
17 will be back at 1:30, quarter to two. We can start at
18 two o'clock and work on it some more or you all can
19 work without me or we can put the team together and do
20 some work between now and get it out and get comments
21 back.

22 I think we need to reflect on the last two

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1 years. If we've made progress, we need to reflect on,
2 I think the issues that we see coming in the next
3 couple of years. Randy?

4 MR. FISHER: I had a question kind of
5 related to that. The question is: Yesterday two odd
6 things happened to me, or two things happened in the
7 process of this meeting which bothered me.

8 The first one was the Admiral not
9 answering the question about what he is going to do
10 about sanctuaries, and I think the committee needs to
11 do something to make him make a decision; because he,
12 obviously, didn't want to, and he thanked the person
13 for being patient and blah, blah, blah. So that
14 concerned me.

15 The second thing is yesterday with Jack's
16 presentation, he said I'd like to be able to tell you
17 what we are doing, but I can't tell you. We always go
18 back to this situation with them, what is MAFAC about,
19 and why can't he tell us what is really in the law
20 that you guys have drafted, because I still don't
21 understand that. It just doesn't make sense to me.

22 I thought this group was supposed to give

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1 some sort of direction to you guys, and Jack basically
2 said I can't tell you. I still don't understand that.

3 So those are a couple of questions.

4 VICE CHAIRMAN HOGARTH: Well, the first
5 issue, you know, I'm not sure why the Admiral didn't
6 answer that, because what he basically told me, and I
7 heard him tell the Secretary of Natural Resources in
8 California a couple of weeks ago, is that he expects
9 the Councils to do the fishery regulations in the
10 sanctuaries. If they can't agree, you know, then, of
11 course, he will be the referee, I guess. It says it
12 is referred to the Secretary, but the Councils have
13 the right to develop the regulations based on the
14 goals and objectives of the sanctuary. You know, it
15 should be an open process.

16 That's what I've been trying to move in
17 that direction. The one that's complicated to know
18 what is going on, I think, some is the Executive Order
19 that has that in, because there's several different
20 interpretations of the status of the Executive Order,
21 I think, if you talk to several different people,
22 including the CEQ.

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1 So I think that's an issue that I can't --
2 That's the way I'm working, and I keep telling the
3 Council to move forward on what they want to do, you
4 know, MPAs and this type of thing.

5 The second one is a problem, and I thought
6 we were either working with -- with the Councils. You
7 know, when we try to get together, Executive Director
8 and Council Chairs, we are told the same thing. We
9 are told they can't give us a letter. Each one of
10 them has to send us a separate letter saying the same
11 thing, but you can't even get one letter, because it's
12 in violation. But you are, in fact, sort of the
13 Council. So I don't know why --

14 So we are trying to address this in
15 Magnuson, to be honest with you. We are trying to
16 clarify that, because if you can't have closed
17 sessions -- I mean you can't have closed meetings, and
18 you can't have closed sessions unless it's a personnel
19 issue and something else.

20 So we got to figure this out, because I
21 think we should be able to lay before you like the
22 Magnuson bill in its draft form and go through it and

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1 say, okay, here is what we are doing, take comments.
2 If you have to take the copies up when we get through,
3 you know, that's something else. I mean, I've done
4 that in many settings. You control the numbers.

5 So we are working on this in Magnuson,
6 because I, for one -- I think we would have had less
7 problems with the aquaculture if we could have put it
8 out and if somebody could have looked at it. It would
9 have been much simpler.

10 So that one, we are working on through
11 Magnuson. I think that's the only place to get it
12 straight, because as long as you got the attorneys
13 give you interpretations, you are going to get the
14 more restrictive. Maggie?

15 MS. RAYMOND: Okay. I have a couple of
16 suggestions, hopefully, on how we can move forward
17 with the questions that you asked.

18 A couple of years ago, even though we
19 didn't in the charter have officially an industry
20 Chair, that was a position that has sort of
21 unofficially existed for several years, and we
22 recognized the importance of that, and I personally

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1 think I agree with you that we want to continue with
2 that.

3 So I think it is important today that we
4 do that again, we have a nomination and an election of
5 someone to carry on, since Alvin will not be here.
6 What we call that person, I don't know. I don't think
7 it matters today.

8 I think then we need to -- we do need to
9 make a recommendation that we make a change to the
10 charter to allow that position to be a legitimate
11 position and, again, then give it whatever name. If
12 you want to call it liaison, that's fine.

13 Then we have a group, again between now
14 and the next meeting, that talks about -- you know,
15 makes some recommendations on committee structure,
16 some of the issues that Laurel has outlined in what
17 she gave us for this meeting, address again Randy's
18 concern, make a recommendation about how we think that
19 Magnuson needs to deal with this issue of why we can't
20 get information from you in advance. At least, get
21 that on paper in writing so that it goes back to the
22 Admiral to make sure that it is dealt with in the

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1 reauthorization.

2 I think that is probably the best way to
3 do it, is to have a committee work on that outside of
4 the meeting today, and come back for the next meeting
5 with recommendations on how we move forward with the
6 structure and that kind of thing.

7 VICE CHAIRMAN HOGARTH: Well, Tom had a
8 comment.

9 MR. BILLY: Thanks. I've had a chance to
10 look through this protocol that Laurel developed, that
11 I know in part was based on a discussion I had with
12 her, as well as input from several others.

13 I like it very much, and I particularly
14 like it, because it focuses on the staff work that's
15 done in advance of the MAFAC meeting so that MAFAC
16 itself can function efficiently and be very responsive
17 to the agency.

18 It deals with settling the agenda a couple
19 of months in advance of the meeting. That would be
20 excellent. It also deals with the appropriate staff
21 from NOAA Fisheries preparing an issue paper that
22 gives the committee background, relevant information,

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1 in advance of the meeting. That's good.

2 Finally, it forces the staff to think
3 through and prepare specific questions they want the
4 committee to address. That brings real focus to what
5 we are doing, and whether initially done by a
6 subcommittee, then the whole committee, I think I
7 would rather not wait and have some group look at this
8 some more.

9 I think you are right on with this, and I
10 think doing that kind of preparatory work will help
11 this committee function more effectively and
12 efficiently.

13 The question of what subcommittees we have
14 -- maybe that does require more dialogue and sorting
15 out, and the other issue about what we can and can't
16 know about. I think I said this before, but earlier
17 in my career I was responsible for a couple of these
18 advisory committees, and what we found we could do,
19 using an approach along these lines, is you talk in a
20 -- You pose questions in a way where they are really
21 about what the agency is thinking, but you don't say
22 that's what it is.

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1 So the committee is really giving advice
2 on point, but it's not stated, well, this is what is
3 in the language that we have for the Magnuson Act
4 reauthorization or whatever. So it's a way around
5 that issue, and it's sort of understood. I'll just
6 say it that way.

7 I really like this protocol, and
8 hopefully, the committee could spend a little time.
9 You know, others need to say what they think, but if we
10 could embrace this, it gives Laurel a chance then, it
11 seems to me, to get the kind of support she needs from
12 the appropriate people in the agency to prepare in
13 advance, and we could be more efficient and effective.

14 Thanks.

15 VICE CHAIRMAN HOGARTH: Ralph?

16 MR. RAYBURN: I was going back to the
17 leadership, and I would certainly yield with respect to
18 Maggie and the others who have a history here. But as
19 I recall, what I understood from the development of
20 the industry co-chair was an absence of interest by
21 leadership in what MAFAC was doing.

22 I mean, in my two years-plus I've been on

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1 here, I mean that's not been the case. I mean, to me,
2 that's turned around tremendously, and we have an
3 active Vice-Chair, and we have an Executive Director,
4 and I would propose the leadership of MAFAC be
5 constituted around those two, with the addition, to
6 form an Executive Committee that would be the Vice-
7 Chair, the Executive Director, and the committee
8 chairs of each one of the subcommittees that we
9 develop.

10 So that that small group of five folks or
11 so, or six, whatever it comes out to be, could meet in
12 conference calls and such to plan an agenda, to
13 distribute time to make sure it is a meaningful
14 meeting, and use that format; because I think with
15 Alvin's and Rod's and all the input that's been --
16 Maggie's -- the input that has been made, we've got to
17 where we are now, and I'm not sure that a single
18 individual from the appointed group necessarily would
19 be as useful as having an Executive Committee, because
20 it has -- Because of their efforts, I think it has
21 changed, and certain's Bill's interest has changed.

22 We are not at the same place we were when

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1 we started, and I think an Executive Committee
2 approach would be better than a single
3 liaison/industry co-chair, whatever. You just get a
4 few more people involved in setting our agenda and
5 ensuring that it is full and complete and covers the
6 bases that the Chair needs to have covered during the
7 process.

8 So that's just, more or less, another view
9 counter to what Maggie had suggested. And I didn't
10 mean to diverge from what you wanted. I just wanted
11 to go back to the leadership.

12 VICE CHAIRMAN HOGARTH: Let's take the
13 time real quick. I think the meeting preparation and
14 protocol, I think, is something we need. We need to
15 give you all better information and pose some
16 questions. So I think the meeting protocol is one
17 thing. If you are all happy with that -- that doesn't
18 have anything to do with the other.

19 This, we will adopt if everybody is
20 satisfied. This is how we will try to prepare for the
21 meetings in the future. So that takes care of that
22 one issue.

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1 Now as far as the Executive Committee, one
2 thing, I think -- I'm not sure that I feel real
3 comfortable yet that we've resolved this, is really
4 having it set up in the committee. They are going to
5 change every meeting so far -- the stuff for
6 aquaculture, we have changed quite a bit. There
7 hasn't been any consistency, so to speak.

8 So do we know today what type of committee
9 structure we want? The aquaculture, we know. It's
10 going to probably be a committee for the next two
11 years or so, I would think, unless the whole thing
12 blows up. Then we could be looking at something else,
13 but I don't think it will.

14 So I think aquaculture is one. The awards
15 is something, but it may turn into after this go-round
16 to more of a function rather than something that --
17 It's going to be a function, and you are just going to
18 review those.

19 So what do we want to do? The committee
20 structure, I think, needs some discussion. We really
21 have to make sure that we address issues and to think
22 more about the future type issues, too. What are some

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1 of the issues that fisheries are going to face in the
2 future, and can we get ahead of some of those? Are
3 there some things that we could do to better prepare
4 for things?

5 MS. BRYANT: I am -- In kind of the straw
6 man that I put in your binders, it's been really
7 difficult where we are constantly changing. It's very
8 hard maintenance-wise. It's very hard for information
9 on the web where all of a sudden we've got an ad hoc
10 group here, an ad hoc group there, some people are on,
11 some people are off. It's hard to keep up.

12 In talking with Tom, I was really trying
13 to think of something that is very broad, long term
14 and lasting, but that still, kind of like with the
15 awards, encompasses everything.

16 So that's why what was suggested was,
17 well, maybe you've got a subcommittee that looks at
18 whatever the current issue is, whether it is doing the
19 awards thing or whether it is dealing with aquaculture
20 or recreational registration or whatever it is, the
21 other one being something that maybe it's more long
22 term, and it is the budget. It's program review,

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1 those types of issues that would be ongoing.

2 Then maybe it's aquaculture and it's not
3 ecosystems management but, you know, if there would
4 be something more on long term. So I just wanted to
5 kind of share with you what the thought process was in
6 putting that together, because it makes it more
7 flexible, and the subcommittee can then always create
8 its own working group to deal with something or
9 establish something, and may be doing more than one
10 thing. But that was the thought process.

11 MR. FLETCHER: Just a question. I see
12 certain issues surfacing that are current issues, but
13 they also may be in the purview of another one of
14 these committees. How do we -- How do you shift
15 membership as interest shifts based on where an issue
16 is?

17 Just an example: Let's assume that that I
18 am on the Strategic Planning, Budget, etcetera,
19 committee, and then all of a sudden an idea is
20 introduced to require every state -- this is in a
21 suggested piece of legislation, to require a
22 recreational license for fishing in the ocean. That

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1 somewhere becomes a current issue, but it's a
2 recreational issue.

3 MS. BRYANT: And that's my problem. Yes,
4 I know. So maybe it is something that always has to
5 flex.

6 The one thing I also wanted to stay away
7 from, just so that you have this thought as well -- I
8 think Ralph and I talked about it. You know, do you
9 follow through with kind of those programmatic
10 stovepipes?

11 Well, knowing that we are moving away from
12 that and more matrix, I didn't want to get into the
13 stovepipes of fish protected habitat, you know, that
14 sort of thing. I wanted to stay away from that.

15 MR. FLETCHER: My only comment or my
16 thought here is that, if you continue to have the
17 alternative of an ad hoc committee as needed for a
18 particular issue that suddenly becomes a hot button
19 issue, I think you need something like that in the
20 background.

21 I don't have a problem with the structure,
22 just so long as that flexibility remains.

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1 MS. BRYANT: Well, and I think one of the
2 other things that we have done in the past -- You
3 know, you could serve on more than one, and it really
4 was driven by what the issue was and what the skill
5 set was of the members.

6 So, for instance, I mean maybe you are on
7 the other one, and then the crisis du jour is
8 something recreational. I think that kind of
9 flexibility is up to the membership, and I certainly
10 wouldn't see any problem with that.

11 I think the only reason you have
12 subcommittees is a labor saving device, so that you
13 can divide up your membership, deal with a multiple
14 issue, flesh out the issue, and then basically the
15 decisions are being made at full committee for full
16 committee discussion.

17 So I think being able to pull from the
18 committee's skill on --

19 VICE CHAIRMAN HOGARTH: But if you like
20 the Executive Committee type of function, then you are
21 going to have to have an Executive Committee.

22 MS. BRYANT: Yes.

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1 VICE CHAIRMAN HOGARTH: I do have a real
2 problem. I have to see Senator Stevens in about 15 or
3 20 minutes. Do we want to come back or do you all
4 want to continue without me for a while, or what?

5 MR. MOON: I think we need you here.

6 VICE CHAIRMAN HOGARTH: I should be
7 through -- I can be back here by two, if you want to
8 take lunch.

9 MR. OSTERBACK: Tell Uncle Ted hello for
10 me.

11 MR. MOON: Just a question. Tonight,
12 Bill, is that -- I mean is that just kind of a
13 informal, if we are around --

14 MS. BRYANT: If anyone wanted to get
15 together at the Dubliner, yes, and now it appears that
16 both Bill and I -- we won't --

17 (Whereupon, the foregoing matter went off
18 the record at 12:06 p.m.)

19
20
21

1 So we were talking about committees and
2 how we would like to maybe be structured or however we
3 wanted to go about this, and whether we have a liaison
4 or whatever it is called or an executive committee.

5 Like I say, I think we do need to have
6 some type of a mechanism to sort of -- that takes the
7 21 down to a smaller number that we can deal with and
8 get that person to help deal with things, too, just
9 from a logistics standpoint.

10 I don't know how we want -- You know, how
11 we actually operate as committees, I guess I think we
12 need some thought on what some of the issues are we
13 think we could be addressing for now and for the
14 future to get ahead of a couple of things, and things
15 like that. So, all right, Maggie.

16 MS. RAYMOND: In an attempt to move things
17 along, Bill, I will move that we change the name of
18 the Vice Chair to Committee Liaison, that we change --
19 fix the charter to address that issue, so that that
20 person can legally operate as that entity, and --
21 Well, why don't I leave it at that.

22 I do have a nomination for that position,

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1 but I'll leave the motion at that and see what happens
2 to it.

3 VICE CHAIRMAN HOGARTH: Second to that
4 motion? Second. All right. Discussion? Ralph?

5 MR. RAYBURN: So what would the duties of
6 that person be?

7 VICE CHAIRMAN HOGARTH: Well, the duties
8 of that person would be, I think, to --

9 MR. RAYBURN: I was asking, really,
10 Maggie. Whatever you think, Bill.

11 VICE CHAIRMAN HOGARTH: Well, go ahead.

12 MS. RAYMOND: I guess they would be
13 whatever Bill wants them to be, but I assumed that
14 they would assist Bill in helping clarify what issues
15 will be on the agenda for the upcoming meeting,
16 basically serve the role that Alvin has served for the
17 past couple of years, which is to keep the discussion
18 going during -- you know, throughout the meeting, just
19 basically facilitate the meeting itself, make sure
20 that everybody who needs to speak on an issue does,
21 that their questions get fully answered, those kind of
22 basic things, some of the things that Laurel has

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1 outlined in the paper that she gave to us.

2 MR. RAYBURN: Okay, thank you.

3 VICE CHAIRMAN HOGARTH: John.

4 MR. FORSTER: Well, just following on
5 that, is there a need for somebody, presumably that
6 person, to actually provide some direction as to who
7 is on which committee? Seems to me, we've been
8 through times when no one is very certain, and
9 committees have kind of evolved. Some direction on
10 that possibly would be helpful.

11 MS. RAYMOND: Well, I would envision that
12 -- I mean, at least -- I mean, in the short term we
13 don't really know what committees we are going to have
14 except for aquaculture and this working group that is
15 going to be working on this awards, and then Bill is
16 going to have other issues that, hopefully, we will
17 know about before the next -- or MAFAC will know about
18 before the next meeting.

19 What I would think is this liaison could,
20 at least for the next meeting, contact members of
21 MAFAC and say these are the issues, we need these
22 committees to work on this at the meeting; if you are

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1 interested in being on that committee, let me know,
2 and I'll make sure that each committee gets enough
3 people on it to -- You know, I mean that's what we
4 have done -- That's what Alvin and I have done in the
5 past at the meeting, you know.

6 An issue will come up, and we will say,
7 okay, who wants to be on that committee. I think for
8 the next meeting, we are going to need somebody to do
9 that probably before the meeting begins other than
10 aquaculture. So that's what I would envision.

11 VICE CHAIRMAN HOGARTH: Tom?

12 MR. BILLY: The person in that position,
13 are they a formal member of the MAFAC committee?

14 VICE CHAIRMAN HOGARTH: Yes.

15 MR. BILLY: And then another question I
16 have is: Is the idea of having such a liaison and
17 having an Executive Subcommittee mutually exclusive
18 and, if so, why?

19 VICE CHAIRMAN HOGARTH: I don't know that
20 they are mutually exclusive, no.

21 MR. BILLY: I mean, there are attractive
22 things about both ideas.

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1 VICE CHAIRMAN HOGARTH: You know, I think
2 -- First of all, if you all pass this motion or if we
3 pass the motion, I think what I would do next is put
4 together a sort of one-pager of what we expect of this
5 position, and pass it around and make sure everybody
6 agreed with what it is.

7 What it is, I thought, to be honest with
8 you, that we have operated sort of very effectively
9 with the help up here keeping things going. If I do
10 have to run to the Hill, you know, right now it's
11 unclear who does it. So it's sort of keep us on
12 schedule, keep going. If we are in D.C., particularly
13 if I run out, you all don't want to sit around and
14 spend two hours doing nothing. Bob?

15 MR. FLETCHER: I just assumed that the
16 liaison person would be one of those people that is
17 part of this Executive Committee. He will be on the
18 Executive Committee and have the responsibility -- He
19 or she will have the responsibility of doing those
20 things you just talked about.

21 VICE CHAIRMAN HOGARTH: Yes. I think we
22 don't meet but twice a year, and all of you got

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1 bunches of jobs that don't pay you and everything
2 else. I think it would be good to have this person
3 and a small Executive Committee, so that at least we
4 could have conference calls. You know, maybe every
5 month or two we could have a conference call of the
6 liaison and the Executive Committee and say, okay,
7 here are some things that are developing, do you think
8 MAFAC wants to get involved in this now and, if so,
9 we'll propose it for the agenda.

10 It's up to the Executive Committee and the
11 liaison to say, okay, we'll contact so and so. We'll
12 probably divide it up so that the Executive Committee
13 will know who -- each member will know who they are
14 sort of responsible for. But just to meet twice a
15 year and not have a lot of communication in between --
16 Maggie.

17 MS. BRYANT: It's Maggie, John and Ralph.

18 MS. RAYMOND: Tom, I'm just trying to get
19 something going for the next meeting, and then at the
20 next meeting we know what the committees are, and
21 there will be chairs of those, if people want to make
22 that the Executive Committee or someone else, the

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1 Executive Committee or whatever, but in the short
2 term, since Al and I both ar leaving, we need -- I
3 think you need somebody to fill that role. I as just
4 trying to move things along.

5 MR. BILLY: I just want to know, if I vote
6 in favor, I was knocking off the track the idea of
7 this Executive Committee.

8 MS. RAYMOND: No, I think both would be
9 good, too.

10 VICE CHAIRMAN HOGARTH: Don.

11 MR. KENT: Well, I've been here six years,
12 and it's the first time I heard I'm not getting paid.
13 I'm a little disappointed.

14 I think Maggie is right. The committee
15 structure is a little cumbersome. I mean, when I came
16 on, it was Budget, Science, and I think we met -- I
17 met once in the Budget Committee, which was to look at
18 the budget that had already been passed previously and
19 had been designed two years earlier. So I don't know
20 what I was really supposed to do.

21 I think what you want is a series of
22 working groups cutting across the representation

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1 that's here, with a set temporal goal of we want a
2 white paper or report at X time in the future, and
3 they come and go as needed, drawing expertise from
4 folks in the group.

5 Then I would suggest that, as you design
6 your Executive Committee, what you might want to do is
7 look at your overall structure of MAFAC and break it
8 up into a basic matrix. Look at the five, six or
9 seven different subject areas that are represented
10 here: Commercial fishing, recreational fishing,
11 environmental, processing, science, aquaculture, those
12 sorts of things. Then divide that into 21 members if
13 you want an even representation. Maybe you need more
14 in one area than another.

15 Say you had seven areas, 21 people.
16 You've got three representatives. Then break up -- I
17 don't know how the staggering of the appointments
18 works, but always make sure that as people are going
19 off, they are leaving one cell in the matrix, and
20 you're bringing in another person to replace that.
21 That way, you are maintaining diversity and, as you
22 start saying, well, we are having nominations for

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1 membership on MAFAC, you are giving the type of
2 background that person should be.

3 Then from that, maybe those seven people
4 representing the most senior folks in that matrix for
5 each subject are your Executive Committee, from which
6 one liaison is chosen.

7 It's a little -- Sorry, that's a little
8 more detail than maybe you want, but I think that way
9 you've got a succession. You've got -- I think one of
10 the problems we are running into right now is that,
11 when we came on, Alvin and Maggie were brought on.
12 They were brand new members. Well, I'm sorry. That
13 was Rod, right? Rod was there.

14 So I guess it worked out okay, but I think
15 what we need to do is have somebody that's been here
16 for one term becomes the liaison, and then a new
17 person comes in and, after maybe a couple of meetings,
18 you pick the liaison-elect.

19 So that, as the first person rotates off,
20 you've got the new person already selected. So you
21 are not -- You know, this is just a regular
22 succession. It's like a Rotary Club almost. You got

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1 a regular flow to the whole thing.

2 VICE CHAIRMAN HOGARTH: Ralph?

3 MR. RAYBURN: I guess I maybe don't quite
4 understand what Maggie was saying. This was an
5 interim until you've got the Executive Committee set
6 up, if you preferred to operate under an Executive
7 Committee and felt like there needed to be someone on
8 MAFAC that could help coordinate, which sounds to me
9 like it would be redundant with what the Executive
10 Director is supposed to be doing.

11 So I'm not sure, Bill, how you would see
12 those two -- if they would fit together as a team.
13 Obviously, it would have to, but is it a redundancy in
14 the Executive Director's position to have someone else
15 off the committee that's helping to set the agenda and
16 all that or planning and stuff like that?

17 I thought I heard Maggie say that the
18 liaison would be moved into the charter of MAFAC, so
19 that that, I guess, would legitimize the position and
20 would not make it just an interim position until the
21 committees were established. And if you did prefer
22 the Executive Committee approach where you have your

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1 Chair of your committees operating in the Executive
2 Committee with the Chair and the Executive Director to
3 bring together the agenda -- and so additional
4 discussion was a liaison would be a part of that
5 Executive Committee, too. So you would have then an
6 additional there, and for what purpose would there be
7 unless as a chairman of the Executive Committee
8 perhaps, if you would want to operate under that?

9 So I guess those are some questions I had
10 maybe that I could get some clarification on. First
11 of all, is it an interim position or is it sanctioned
12 within the charter?

13 The next is: If it doesn't duplicate the
14 Ex Com, then I guess either amendment to this motion
15 or additional motion to establish an Ex Com, once the
16 committee structure is set up, those kinds of things?

17 VICE CHAIRMAN HOGARTH: Well, my
18 understanding of it -- No, it's not interim. I think
19 what I understood was that this person would be
20 elected as soon as we set up the committee structure.
21 He was talking about seven. I don't know if I was
22 thinking of that many committees, but then we would go

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1 to the Executive Committee.

2 So if you want to amend it and say when
3 the committees are accepted, you know, by the
4 Secretary, that's fine to do that, I think.

5 Then I think it's determined whether this
6 person would be sort of the chairman of the steering
7 committee or whether that would be -- you know, we
8 would need to work that out.

9 I think Laurel is looking -- To be honest
10 with you, Laurel doesn't get as much -- due to my
11 schedule and all, probably as much help as she needs,
12 and I think she needs it from us, you know, this body
13 to help her with what papers we want, what subjects we
14 want. Bless her heart, she ends up having to camp at
15 the door to find time to even talk about agendas and
16 things, and then she is very capable of this, and it's
17 a full time job now. It's an efficiency thing, too, I
18 think we are trying to look at.

19 So it's up to you all, if you want to say
20 Executive Committee in this motion or later, but I
21 don't think anybody is opposed to that. Alvin?

22 MR. OSTERBACK: Yes. Kind of the way I

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1 would see it -- I mean, all the boards that I have
2 been on, normally you have a chair or here now it
3 would be liaison, which is picked by the body; and
4 under that you put together your Executive Committee,
5 and the liaison is still the Chair of that Executive
6 Committee. So you have the same structure in place
7 all the time, but you have a committee that is able to
8 work within the structure without calling a full blown
9 meeting. That's kind of the way I would see it.

10 Insofar as standing committees, since I
11 have been on here in the six years, you know, we have
12 dropped that way down to basically committees that
13 need work done continuously.

14 Then the other part that we done was like
15 hot button items. You know, we've formed ad hocs or
16 whatever to work. To me, that worked a lot better,
17 because a lot of times you have these other
18 committees. They wouldn't have anything to do, but it
19 was a standing committee. So we basically got rid of
20 them.

21 So I think just having -- Like you know
22 you are going to have aquaculture for the next how

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1 many ever years. Ecosystem based management, we had.
2 We had done a lot of work on it, but it kind of got
3 shelved.

4 MS. BRYANT: And there are other advisory
5 bodies, frankly, doing a lot of work on that now.

6 MR. OSTERBACK: So I think I would go with
7 putting the liaison in place and use the Executive
8 structure also along to work with it.

9 VICE CHAIRMAN HOGARTH: Laurel, did you
10 just say the ecosystem, we thought, maybe was going
11 sort of past. I was just reading, looking at what
12 Magnuson has and others, and I think there is going to
13 be some more requirements, though, for guidelines and
14 all on ecosystem, which would be good to run by a
15 diverse body like this. We will be working with the
16 Councils, and it says a whole list of people that it
17 looks like we will have to consult with in this
18 process. I think it would be good to probably have
19 this group -- if that passes, which it probably will.

20 You want to say something?

21 MS. BRYANT: No. Go ahead.

22 VICE CHAIRMAN HOGARTH: Then we got Tom

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1 and then Ralph.

2 MR. BILLY: Well, Ralph said something
3 that I found interesting. Maybe we don't need a
4 liaison. If there is support for an Executive
5 Subcommittee, then one person could be chosen,
6 however, to be the Chair of the Executive
7 Subcommittee, and the duties of that Chair could
8 include liaison and the other things that you've
9 talked about.

10 Then whatever we decide in terms of
11 whether you have an aquaculture committee and some of
12 the other possibilities or you simply have committees
13 one, two and three, and someone is selected as chair
14 of each of those, and you divide the 21 people, seven
15 each. Then when the Executive Committee --
16 Subcommittee meets, the chairs are there. You divide
17 up the issues for that next meeting and do the work.

18 I don't know if we can ever guess what
19 committees you need, but the notion of having
20 subcommittees is a good idea to get the work done.

21 VICE CHAIRMAN HOGARTH: I got Ralph.

22 MR. RAYBURN: I would like to make a

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1 substitute motion. That motion would be that we
2 establish and Executive Subcommittee of MAFAC, that
3 the Chair of the Executive --

4 VICE CHAIRMAN HOGARTH: We've got a motion
5 on the floor.

6 MR. RAYBURN: Well, I can make a
7 substitute motion, can't I?

8 MR. OSTERBACK: You can.

9 MR. RAYBURN: Or I can amend the motion.

10 MR. OSTERBACK: You can make an amendment,
11 but you can't have two motions on the floor.

12 MR. RAYBURN: I can make a substitute
13 motion, can't I?

14 VICE CHAIRMAN HOGARTH: Yes. Then you
15 vote.

16 MR. RAYBURN: Vote up or down the
17 substitute motion.

18 VICE CHAIRMAN HOGARTH: Yes. And then
19 back to the original motion.

20 MR. RAYBURN: Okay. So my substitute
21 motion would be that we establish an Executive
22 Committee -- Subcommittee within MAFAC, and that the

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1 Chairman of the Executive Subcommittee be elected by
2 the full Committee, and that the Executive Committee
3 would be -- the rest of the members of the Executive
4 Subcommittee would consist of the chairs of the
5 standing committees established by MAFAC.

6 VICE CHAIRMAN HOGARTH: Is there a second?

7 MR. GILMORE: Second.

8 VICE CHAIRMAN HOGARTH: Okay.

9 MR. RAYBURN: And if I could, I could
10 discuss that my thought would be that, basically, that
11 Chair of that Executive Subcommittee would be, as I
12 understood what Maggie was referring to as a liaison -
13 - they would be the one who would help coordinate the
14 meetings. They would help set up the committees and
15 such like that.

16 Then the chair of those committees,
17 however it was chosen, either appointed by the Chair
18 of full MAFAC or elected by the Subcommittees, that
19 chairperson would become a part of the Executive
20 Committee, and that Executive Committee then would
21 work with the Executive Director and the Chair of
22 MAFAC to establish the agenda and to conduct the

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1 meetings, much as Alvin has done and Maggie has done.

2 That way, what we are electing is not an
3 industry co-chair or a liaison, which liaison, to me,
4 is kind of a weak term. I would prefer that to be a
5 Chair of the Executive Subcommittee for MAFAC. So
6 that's my thought process.

7 VICE CHAIRMAN HOGARTH: Maggie?

8 MS. RAYMOND: Okay. I think we are both
9 trying to accomplish the same thing, but I don't
10 understand, well, how can we establish an Executive
11 Committee that consists of the chairs of the
12 subcommittees when we don't know what the
13 subcommittees are or who is going to -- wants to be on
14 them or who is going to be -- I mean, ultimately we
15 are going to get to the same place.

16 I am just trying to get -- at the next
17 meeting we are going to know -- or before the next
18 meeting, I would envision that the liaison or the
19 Chair, whatever you want to call this person, works
20 with Laurel and Bill, as I said, to identify the hot
21 issues the full Committee is going to discuss in
22 January, establish some subcommittees or working

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1 groups before January on those issues, and then at
2 that time, if those people, whoever is the chair of
3 that, actually wants -- I mean, you are asking a
4 person to be a chair of a subcommittee and then be on
5 this Executive Committee. Somebody might not want to
6 do that.

7 There's going to be new people. I just
8 think it's easier to do it in the order that I
9 suggested. So I am going to vote no on the substitute
10 motion.

11 VICE CHAIRMAN HOGARTH: Pete?

12 MR LEIPZIG: I'm in agreement with Maggie.

13 I think we are confusing a lot of issues here and
14 making this far more complicated than it has to be.

15 What Maggie's motion was designed to do
16 was to sort of reaffirm the process the Committee has
17 used in the past of having a person designated as the
18 person who takes the gavel in the event that Bill
19 Hogarth leaves the room, and runs the meeting. We
20 have called him a Vice Chair, but people have a
21 problem with using that term. I don't, but if there
22 is a problem legally of using the term Vice Chair,

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1 then let's call it something else.

2 The second part of Maggie's motion was
3 let's modify the charter to capture this procedure
4 that we want to have. I think that's straightforward
5 and simple. When we start rolling in what kind of
6 committees we are going to have and who is going to
7 serve on Executive Committees and things, I think
8 those are discussions, topics that we have to perhaps
9 deal with later, but they are certainly not relevant
10 to the motion that was made.

11 VICE CHAIRMAN HOGARTH: The problem with
12 Vice Chair is that I'm technically the Vice Chair by
13 the charter and all. So I am. So that's what the
14 problem is.

15 MR. LEIPZIG: So let's give it a new name.

16 MR. OSTERBACK: I think, too, that you are
17 getting the horse and cart mixed up. To pick the
18 liaison now, you know, is the way I see it should be
19 done, and then your Executive Committee -- I wouldn't
20 worry about making the Executive Committee the chairs
21 of the committees that are formed, because the
22 committees, as you see in the last couple of years,

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1 are going to be moving targets.

2 When Bill Hogarth comes in and says here's
3 an issue we have to deal with, we form a little
4 committee, and off they go. So your Executive
5 Committee should be like, say, how many from the
6 commercial industry, environmental, you know, all the
7 sports -- all the other groups pick those big groups,
8 and those are your Executive Committee, and then let
9 the committees, the actual committees, that form fall
10 as they may. But I think right now all you need is to
11 get your Chair underway.

12 Your next meeting, you are going to have
13 six new members, and probably all the Executive
14 Committee, I'm sure, is probably going to come out of
15 all of you that are left here. It kind of makes it
16 pretty simple, but otherwise your Executive Committee
17 is going to be changing all the time.

18 VICE CHAIRMAN HOGARTH: Okay, Tom?

19 MR. BILLY: As I understood Ralph's
20 substitute motion, the Committee could recommend to
21 NOAA that there be an Executive Committee, and it
22 could recommend that the Chair of the Executive

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1 Committee have functions along the lines that Maggie
2 talked about, and others, and that the Executive
3 Committee -- that the make-up of the Executive
4 Committee would be determined either now or at a later
5 date.

6 Having done that, then what would prevent
7 us from then taking action now to determine who that
8 Chair of the Executive Committee might be, once it is
9 formally established by NOAA by changing the charter?

10 Can't we accomplish both?

11 MS. RAYMOND; May I respond? Are you
12 saying that we would have to wait until the charter is
13 changed?

14 MR. BILLY: No. I am saying the opposite.
15 No. We would agree in principle to an Executive
16 Committee, and then there would be a Chair of the
17 Executive Committee that would include in its
18 functions the ones that you talked about. Done deal.

19 NOAA has to take action to do that, but
20 then we would follow immediately on the heels by
21 choosing someone that would function from this point
22 until the next meeting as the Chair of the Executive

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1 Committee. That's once it is establish. We can call
2 it anything we want.

3 VICE CHAIRMAN HOGARTH: Maggie?

4 MS. RAYMOND: Then one of us is going to
5 have to change our motion.

6 VICE CHAIRMAN HOGARTH: So let me -- I got
7 two more speakers, Bob and then Ralph.

8 MR. FLETCHER: Well, either way we go on
9 this, we can get to the same place. If we have
10 standing subcommittees, as described in this document,
11 Tab 10, and then create additional committees as
12 needed, I think that can be a good way to function.

13 So if we create a position which is the
14 Chair of the Executive Committee, or call it what you
15 will, under the original motion then we can on to the
16 next step, which is to create the standing
17 subcommittees that would become part of the Executive
18 Committee.

19 So I guess I'm kind of leaning toward No
20 on the substitution motion. As a first step, create
21 this person, and then as the second step create these
22 standing subcommittees who would then be chaired by

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1 people that would be part of the Executive Committee.

2 VICE CHAIRMAN HOGARTH: Ralph?

3 MR. RAYBURN: I didn't mean to throw a lot
4 of confusion in here. I guess the one thing that, the
5 way Tom described it -- My sense would be you could
6 establish the Executive Subcommittee without amending
7 the charter, and the motion -- the original motion was
8 to amend the charter, as I understand it -- amend the
9 charter to include or validate the liaison position of
10 the group, you know, which again would be duplicative.

11 So I guess it depends on whether, you
12 know, there really is a desire to develop a strategy
13 today that would be long term and carry us through the
14 new rounds of people coming in and all. If so, that's
15 why I described what I did as, I thought, a fairly
16 legitimate organizational structure, absent a liaison
17 that seems to me duplicative of what the Executive
18 Director is supposed to be doing. But again, that's
19 where I was coming from. Thank you.

20 VICE CHAIRMAN HOGARTH: Ken.

21 DR. ROBERTS: Could we have the original
22 motion restated, please?

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1 VICE CHAIRMAN HOGARTH: Okay. While she's
2 finding it, let me just say, I think what we are
3 trying to get to -- We do have 16 members, and I would
4 like to see them have some input in the process. I
5 think what we are trying to find is a process to work
6 from there to we meet in January or whenever and to
7 work through and try to put some things together on
8 the Committee to try to have someone there to work
9 with us as we move forward.

10 So I think either one finally gets there.

11 I mean, I think we do want an Executive Committee.
12 Yes, Ralph, I was looking at it while we were talking.

13 You know, we need to talk a little bit more about it.

14 You have one, two, three, four. You
15 suggested four, I guess, subcommittees. We probably
16 need to look at that again, because, to be honest with
17 you, I think there are some issues that MAFAC is going
18 to be asked to look at pretty quickly dealing with
19 protected resources, particularly jeopardy standard
20 and one that I know right off, but it is managing
21 recovered stocks, because we are going to have to
22 decide what to do with some of these things.

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1 Anyway, the motion.

2 MR. RAYBURN: I could speak to that. I
3 mean, my thought would be -- and the only way that,
4 seems to me, the Executive Committee would work is if
5 you had a subcommittee structure that was broad enough
6 to be inclusive of the issues that come before the
7 MAFAC, so you have some continuity throughout, and you
8 are not just making up committees as the issue arises
9 and determining who goes in there by who is
10 interested.

11 You know, I would certainly -- What Alvin
12 wa referring to as an Executive Committee made up of
13 particular interests in the MAFAC seems to me to
14 discount the need for an Executive Committee related
15 to your committees.

16 So I mean, we can discuss the committee
17 make-up later, but my motion is not really -- If you
18 are going to be making up committees every time we
19 come to MAFAC, then there is no real continuity needed
20 in an Executive Committee other than, as Alvin has
21 suggested, just to promote particular interests that
22 may be present on the MAFAC.

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1 VICE CHAIRMAN HOGARTH: All right. What
2 is the original motion?

3 MS. BRYANT: Nominate -- whatever we call
4 it. Make sure that position is included in the
5 charter, and then deal with the structure at the
6 following meeting. That was your motion.

7 VICE CHAIRMAN HOGARTH: Okay. We have a
8 substitute motion on the table, on the floor. Any
9 other discussion? Jim?

10 MR. GILMORE: Just a question. I don't
11 know who to direct it to -- to anybody. Let's go back
12 to the anarchy that worked so well yesterday.

13 Is there an idea that -- I guess what I
14 would be reluctant to have happen is to say that we
15 are going to pick a committee liaison today, and
16 that's all the farther we are going to get, and
17 because we've got new members coming on, seems like we
18 would be throwing out the next meeting almost in order
19 to get organized with the new folks.

20 Is there a plan to set up subcommittees
21 and have an Executive Committee formed here today?
22 Maybe the question is: Maggie, do you have a

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1 succession of motions here, because Ralph just seemed
2 to go two or three steps beyond, which was what I
3 found appealing, was that we seemed to be moving
4 toward, okay, let's state our intention to have a
5 committee liaison, let's state our intention to have
6 an Executive Committee. I don't know whether it was
7 made up of the subcommittee chairs or not, and I don't
8 now how it was -- It just seemed to get us to where
9 we are going. Why wouldn't we just go there?

10 I guess I didn't quite understand whether
11 that was more than people wanted to do because of the
12 new people coming on.

13 MS. RAYMOND: Can I respond? Believe it
14 or not, I was trying to move things along. I was
15 trying to deal with this kind of structure that we
16 have had, which everybody knows and is familiar with
17 and seemed to work, which is have somebody who helps
18 run the meetings, and just get that issue dealt with,
19 so that we can know who is going to be working with
20 Bill and Laurel between this meeting and the next
21 meeting to set up the agenda and that kind of thing.

22 I have absolutely no objection, and I

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1 would be happy to make a subsequent motion that
2 established some kind of Executive Committee. I
3 thought that that would take a lot more discussion
4 about what we are having, but it really doesn't have
5 anything to do with the motion that I made.

6 We could then have that and decide what
7 kind of structure, who was going to be on it. Would
8 you do it the way he suggested or would it be the
9 chairs of the subcommittees or who would be on the
10 Executive Committee, if that is what people so want.

11 So I was trying to be simple, in steps,
12 and move forward. And now we are just going in
13 circles.

14 MR. GILMORE: I just wanted to know where
15 we are going to end up at the end.

16 MS. RAYMOND: Well, that would depend on
17 what, I guess, the next motion is. But again, my
18 motion was a simple motion to try to move forward and
19 get a person to replace Alvin for the next meeting,
20 and then if you want to do more after that, let's do
21 it.

22 MR. COOK: My only objection would be that

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1 we not leave the structure of MAFAC to be decided on
2 the first meeting with new members. I think people
3 like to come into a committee and feel the structure
4 that is around them and understand it.

5 So if we took your motion and did it and
6 then had another one, I would that would be --

7 VICE CHAIRMAN HOGARTH: Chris?

8 MR. DORSETT: Getting to the point you
9 just raised, can we -- Not to have further confusion,
10 can we table this until we talk about committee
11 structure, because I like Ralph's idea, but it seems
12 dependent upon the committee structure.

13 VICE CHAIRMAN HOGARTH: We've got two
14 motions on the floor. I think what we ought to do is
15 take --

16 MS. RAYMOND: And the discussion of the
17 substitute motion before we even agree whether we are
18 going to substitute.

19 VICE CHAIRMAN HOGARTH: Let's vote on the
20 substitute motion. All in favor of the substitute
21 motion, raise your hand, I guess.

22 MR. BILLY: Point of clarification. What

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1 motion is that?

2 VICE CHAIRMAN HOGARTH: That's Ralph's.

3 MS. RAYMOND: You are the one who
4 seconded.

5 MR. BILLY: I understand. I'm not sure
6 everyone knew what motion it was.

7 VICE CHAIRMAN HOGARTH: All in favor of
8 Ralph's? One more time. I saw one, two, three, four,
9 five. Okay. All opposed? One, two, three, four,
10 five. Okay. Substitute motion fails. So we are back
11 to the original motion.

12 MS. BRYANT: Which is you are picking a
13 chair.

14 VICE CHAIRMAN HOGARTH: Will that Chair
15 serve until the conclusion of the January meeting?

16 MR. OSTERBACK: That would be the Chair.

17 VICE CHAIRMAN HOGARTH: The liaison?

18 MR. OSTERBACK: Liaison.

19 MS. BRYANT: It currently doesn't exist at
20 all.

21 VICE CHAIRMAN HOGARTH: The way we were
22 operating.

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1 MR. OSTERBACK: They would pick one, and
2 he would serve. Right?

3 MS. RAYMOND: The new? The new people
4 coming?

5 VICE CHAIRMAN HOGARTH: Your motion, you
6 are going to pick the liaison. And the second thing
7 we were supposed to do is to amend the charter, which
8 comes up in another year.

9 MS. RAYMOND; Right. Well, then I think
10 what I said at the beginning, my next motion actually
11 was going to be that I was going to have a nomination
12 for someone to actually be that person.

13 VICE CHAIRMAN HOGARTH: But I'm just
14 asking the term. Does this person serve to the
15 conclusion or is it serving until --

16 MS. RAYMOND: Until --

17 MR. OSTERBACK: We want a new one.

18 MS. RAYMOND: Right. Or until his term is
19 up.

20 MR. FLETCHER: I guess I understood
21 Maggie's motion only to create the position. It would
22 be a permanent position that would be part of our

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1 process.

2 VICE CHAIRMAN HOGARTH: Okay, I
3 understand.

4 MR. FLETCHER: And then we would go on to
5 elect a person to fill the slot, and then we would go
6 on to create an Executive Committee and standing
7 committees, etcetera.

8 MS. RAYMOND: Thank you, Bob.

9 VICE CHAIRMAN HOGARTH: The original
10 motion: Okay, all in favor of the original motion?
11 One, two, three, four, five, six, seven, eight, nine,
12 ten, 11, 12, 13. Thirteen. All opposed? Okay. The
13 original motion passes.

14 So not the word is to get a liaison
15 position and amend the charter. Okay. All right.
16 That's already done.

17 MS. RAYMOND; I have a nomination for
18 that.

19 VICE CHAIRMAN HOGARTH: Do we want a
20 nomination before we decide what structure we are
21 operating under?

22 MS. BRYANT: Or what the position

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1 description is?

2 MR. FLETCHER: I think we need to hold off
3 on that.

4 MS. RAYMOND; Okay. All right.

5 VICE CHAIRMAN HOGARTH: What do you want
6 to do next? I'm just asking.

7 MR. FLETCHER: Well, I think there needs
8 to be some discussion about this --

9 VICE CHAIRMAN HOGARTH: Committees?

10 MR. FLETCHER: -- committee structure that
11 Laurel has identified. I got a couple of questions
12 about it.

13 Aquaculture is a hot button issue. You
14 have it under this current issues standing committee.
15 Depending on the issue, there may be a need for
16 different --

17 MS. BRYANT: Exactly.

18 MR. FLETCHER: -- chairs of that, like if
19 aquaculture is so important and if John is the
20 aquaculture representative on MAFAC, does it mean that
21 John should be the Chairman of the Current Issues
22 standing committee or not?

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1 MS. BRYANT: I'm going to turn to Tom on
2 this, because Tom has chaired two FACA committees. We
3 were trying to come up with something that -- one
4 Executive person doing it all, and something that we
5 really want to start trying to go from a content to
6 get your things into advanced.

7 So it was a way of, rather than changing
8 it every single time to something that would be more
9 standing and then flexible to accommodate the issues
10 that were coming up. That is where there was some
11 discussion between Tom and I that, well, if you came
12 up with these standing, number one, it doesn't mean
13 that you can't serve on more than one, because it
14 really does depend on what the agenda is coming from
15 the administration and what the current social agenda
16 is or what is on the agency's plate.

17 Then within that structure, then you could
18 come up with different working groups or
19 subcommittees, but that you wouldn't have to keep
20 constantly changing everything around. It just
21 becomes very cumbersome over a long period of time.

22 So we were trying to give it some actual

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1 long term structure. I'd like to turn to Tom. Tom, I
2 don't mean to put you out, but you have managed these
3 committees before, and it was very helpful to me as
4 someone kind of asking how you dealt with those
5 things.

6 MR. BILLY: Well, what is clear is that
7 these advisory committees work better when there is a
8 substructure that can focus on different issues. What
9 is also clear, at least in my experience, is that some
10 people are better than others at chairing committees,
11 and things that help in that regard are experience
12 with a committee -- if you have served a first term of
13 thee years, you know how things work better. So you
14 can have a structure where you are identifying people
15 that have been around for a while and are good at it,
16 and they can chair one of the subcommittees that you
17 establish.

18 It is always debated about whether -- You
19 always have some hot issues, and you always have some
20 longer term issues that you are dealing with. As I
21 said earlier, you could have Committee 1, 2 and 3, and
22 then just each time decide what topics they are going

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1 to address based on the make-up of the committee and
2 the chairs in an Executive Committee format.

3 So this is an approach as well, as laid
4 out here.

5 MS. BRYANT: And it is only -- It was just
6 to get you guys to think. That's all it was. It's a
7 straw man. I, frankly, like Alvin's. I mean, Alvin's
8 is kind of like, you know, we are adjusting all the
9 time. So I'm fine with that.

10 VICE CHAIRMAN HOGARTH: Okay, Ralph.

11 MR. RAYBURN: Okay. It just seems to me
12 that, when we come together and, you know, we have
13 three hours to discuss an issue, to include writing up
14 a report, and you change every time you come to a
15 meeting, so there is no real continuity, and even the
16 area becomes -- You go to a work group or you go to a
17 committee, because you are interested in the subject.
18 You know, you may have an agenda in that issue.

19 It seems to me that we need -- Within our
20 committee structure, we need to find a way to be
21 inclusive of all the areas that the Chairman has to
22 deal with so we can make up some institutional history

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1 and consistency in discussion as we go from one
2 meeting to the next.

3 The suggestions that I made on this thing
4 was trying to do that, figuring that within the
5 jurisdiction of NOAA Fisheries you have certain
6 jurisdictions that are given to you by the legislation
7 under which you operate. Those are fairly consistent
8 as to how you deal with stuff, based on the
9 legislation that gives you the authority to take
10 action on that issue, like Magnuson or Fisheries
11 Conservation Management is one.

12 So you are always going to have those
13 issues on your plate somewhere. Now whether they are
14 important enough for MAFAC to consider at the time,
15 that's a consideration to be made by the liaison, the
16 Executive and the Co-Chair.

17 So it seems to me, you need to have that
18 broad approach, so that as issues come up, you can
19 continually go back to that same committee with the
20 same make-up that has -- you know, they talked about
21 some Magnuson issue at the last meeting, and so this
22 one may not be the same, but still it is in the body

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1 of legislation.

2 I just picked those out. I mean,
3 obviously, you know, ecosystems is one that doesn't
4 necessarily fit in, but you know it's out there, and
5 the commercial thing is one that fits in, whether it
6 is going to be recreational fishing and how to deal
7 with recreational fishing, absent the management
8 approach, or aquaculture or whatever is the
9 commercialization that you've got going.

10 I'm very frustrated coming to the meetings
11 and really not knowing necessarily, as hard as Laurel
12 may try to get us background information to read -- I
13 mean, it is all dependent on whether she can get it
14 out of the staff in a timely manner to get it to us.

15 Frankly, I think we can tell by the
16 timeliness of some of that, we are not high on the
17 agenda for the staff, you know, and obviously not. If
18 they are dealing with a Congressional issue, they are
19 going to take it there. If they are dealing with an
20 executive issue, they are going to take it there. And
21 oh, yeah, MAFAC is just another group that's a pain in
22 the butt for them, but they got to respond sooner or

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1 later. And that's all we are ever going to be.

2 So I mean, you are really not going to be
3 able to -- It's going to be much more difficult to get
4 the kinds of background information to really, I
5 think, make sound advice to the Chair, which is all we
6 are really about. So we can meet for three hours and
7 come up with a report and send the report around
8 through e-mail and, you know, everybody tweak it, and
9 that's unfair to anybody that's not entering into the
10 discussion. So you give it.

11 So MAFAC has got a position, but was it
12 really me? Not anymore than Ocean Conservancy --
13 probably less than Ocean Conservancy getting together,
14 because they have been more deliberate in their
15 evaluation of it, you know.

16 So it seems to me, for us to be
17 functioning, we really have to come up with a way of
18 being solid, a solid structure that will promote
19 institutional history and insight and knowledge on a
20 particular issue, and become expert in that field, and
21 then we can be much more effective in the advice that
22 we issue.

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1 That is all to say, a committee structure
2 that is not changing at each meeting, but it's enough
3 insight in establishing those committees so the issues
4 are framed and can go to that committee, and they may
5 be different, but it's all around the same item.

6 So I would just hate to see a hot button
7 committee where, okay, this is hot, because there is a
8 press release yesterday; so you all can work on it,
9 and in two hours we generate advice for the Secretary
10 of Commerce, you know.

11 MS. BRYANT: Because Bill left me with the
12 thing, Ralph, if you are done, I want to take a little
13 bit of opportunity, because I know everybody --
14 There's a lot of cynicism. I certainly absorb it
15 routinely as I've worked on this job over the years,
16 but I will say that I'm not quite certain how you want
17 to see your impact, but I agree.

18 There was something, Ralph, that you said
19 that really resonated. Jack has been very
20 instrumental in pushing this through internally. That
21 is that this is just another group of theoretically
22 high stakeholders, national representatives of

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1 stakeholder bodies, for them to come and be able to
2 candidly have a discussion with for three or four
3 days.

4 I remember Dick Gutting and his Dick
5 Gutting moments. That was the big value for him.
6 When you add that to the Council Chair meetings, the
7 State Director meetings, the leadership meetings, and
8 MAFAC, that tends to be something that is going on, on
9 a routine basis, for these guys to be able to get some
10 interaction to do some ground trooping.

11 Now do you want that to be MAFAC
12 recommended this, and then that became policy -- no,
13 not going to see it. It wouldn't be appropriate, and
14 we would end up right in the same problem that the
15 Vice President of the United States did when he
16 started to try to deal with energy policy -- ended up
17 behind a closed room and did that. Not going to
18 happen. But that is a very big value of this
19 committee.

20 I know that Jack tends to be glib in his
21 style, but he came to you with MSA. There's timing.
22 We had a whole agenda laid out that we were going to

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1 actually ask you guys to break out into three working
2 groups on MSA principles, asking you for a product
3 that we could utilize in briefing package. Wanted to
4 talk to you ecosystem. We couldn't. Everything
5 changed. Everything was so fluid up until the moment.

6 I couldn't get anything. We have been working on
7 that since the end of March.

8 I guess I just want to do a little ground
9 trooping in the expectations of the members of the
10 Committee, because for a long time it's like wanted
11 that, wanted this, you know. Well, I think we need to
12 almost kind of do a little adjustment in what we
13 expect, and I think there is serious value in this
14 body, just to be able to flesh out.

15 The institutional memory is critical, and
16 the representation. So I want to kind of throw that
17 out, because Ralph did, and then we've got Vince.

18 CAPTAIN O'SHEA: Thanks. I'll be real
19 quick. IT seems to me we are talking about two
20 different things. One is how does this group operate
21 between meetings, and do you want to improve the
22 performance with an Executive Committee. Then,

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1 second, how do we operate within the meeting?

2 I think it was Alvin that said -- Alvin
3 said his experience had been that Executive Committees
4 tend to reflect the subset of the membership as
5 opposed to a subset of the functions of an
6 organization.

7 I would agree with that. In other words,
8 Executive Committees should represent -- or not
9 should, but my experience has been it's a subset of
10 the representatives of an organization on your
11 Executive Committee.

12 One of the advantages of that approach
13 would be, if you did have an Executive Committee of
14 either five or seven members, that that would be a
15 resource that you could then put into working in the
16 interim to help address some of the issues about
17 getting materials prepared, issues out there. There
18 would be a little bit more horsepower that you could
19 apply as leverage to flesh out these items so that,
20 when the whole group came together.

21 So I kind of thing that maybe, if you look
22 at it in those terms -- how you want to operate as an

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1 interim and then how do you want to operate once we
2 come together -- you may be able to sort of have --

3 Over at the Commission, we have an
4 Executive Committee that is really a subset of our
5 members, not a subset of our committees, and we use
6 that to operate in the interim, and we use them to
7 focus, do a policy test on stuff, and then facilitate
8 a decision from the group.

9 VICE CHAIRMAN HOGARTH: Pete?

10 MR. LEIPZIG: I agree with everybody that
11 wants to talk about institutional memory. I think
12 that's real important for the group and for new
13 members coming in. It is. But what I'm hearing here
14 is the difference between whether we have standing
15 committees or we have these hot issue committees.
16 Issues are popping up all the time, and how to strike
17 a balance.

18 If we are going to have standing
19 committees, then they have to be meaningful standing
20 committees. I remember my first meeting, and you had
21 a meeting of the Science Committee, and there were no
22 issues for us to talk about. We sat there, and we

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1 tried to identify issues, and we reported back, and we
2 had a bunch of questions.

3 You know, three years later we still
4 haven't have the answers to any of those questions.
5 So apparently, it wasn't something that the agency
6 needed our advice on. So I don't think it was a very
7 useful standing committee.

8 The hot issue is more short term kind of
9 an issue. It pops up, and then you are looking for
10 some dialogue right now. I think what we need to do
11 or the agency needs to do is identify what those
12 longer term policy issues are, if we are going to have
13 these standing committees, so that people can get into
14 those issues and have a dialogue and a debate, rather
15 than just responding to the hot issue at the moment
16 and then being done with it, but having a standing
17 committee that has nothing to talk about isn't very
18 productive.

19 VICE CHAIRMAN HOGARTH: Al?

20 MR. OSTERBACK: Just a couple of things, I
21 guess. When I talked about having the Executive
22 Committee, there's a couple of things we brought out

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1 we need to remember also.

2 If you are going to have the Executive
3 Committee, you need to have it small enough to where
4 it can operate, plus you also need to pick between
5 everybody that's left here. Who's got the time to do
6 it, to actually do the thing, and who you trust, but
7 also remember that you've got all the other members as
8 a sounding board.

9 So whether you are sitting on X o Z
10 Committee doesn't really make any difference. It's
11 like being on a corporate board, and you are part of
12 the Executive Committee. You might be dealing with 40
13 different issues, and you may not be the best expert
14 on some of those issues that you come up, but you
15 happen to be on that committee. So you work with the
16 other people to get the job done.

17 So the other part is the hot button
18 issues. I always felt really good about that, as far
19 as -- You know, when I got on here, it was all
20 standing committees. There was a whole bunch of them.

21 Some of them wandered around and bumped into one
22 another, because they didn't have anything to do or

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1 there was nothing out there.

2 I really feel like, with Bill Hogarth
3 coming in, you know, when there is a hot issue out
4 there that somebody asks him about, I really feel good
5 when he brings it to this committee and we are all
6 sitting here, and he says I've got this issue, and he
7 uses us a sounding board to go around the room,
8 because we are basically covering the whole country.

9 Some of us are fishermen. Some are
10 scientists and some are whatever. But the idea is
11 here's basically a map of the United States with
12 everybody that's sitting here. It's a sounding board.

13 He gets to use it. So I feel good when he does that.

14 Actually, I remember at one time we wanted
15 that. We said we don't want all these damn standing
16 committees. We want the thing that's pushing all the
17 buttons right now, and we want it in front of us,
18 because we are the advisors that you've put on here.
19 So we want to help advise you on it and deal with the
20 issue. That's it.

21 VICE CHAIRMAN HOGARTH: Okay, Chris.
22 Chris, John and Maggie.

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1 MR. DORSETT: Based on my observations
2 over the last two and a half years, I think the
3 sounding board role that we play is the most important
4 and useful thing I think I am doing at these meetings.

5 I certainly don't want to lose that, but I agree with
6 Ralph that, if we put these hot issue committees
7 together and our approach is that we are going to make
8 recommendations and then we are going to get mad when
9 you don't listen to them, I think that's unrealistic.

10 There are reasons why. We only have three
11 hours, and you have a lot of other things you need to
12 take into account on those issues.

13 We talked about -- In last meeting, we
14 started taking more of an approach of what are things
15 we can identify that are potential pitfalls or
16 positive aspects that maybe haven't been thought of
17 before, and I certainly want us to do that, and the
18 agency to come to us with questions that we can help
19 provide our insights to make the end product better,
20 and feel like we are serving a productive role as
21 opposed to saying, well, you don't listen to us. I
22 understand why you can't.

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1 So I think the approach for these hot
2 button issues -- If we go that way, I think we are
3 going to be very useful, and we will have realistic
4 expectations of what kind of role we can provide and
5 what you can do with our recommendations.

6 VICE CHAIRMAN HOGARTH: John?

7 MR. FORSTER: I just want to clarify what
8 Laurel was saying. I mean, if I heard you right, you
9 are saying the agenda and also the priorities for this
10 meeting kept changing almost to the last moment. If
11 that's the case, I can't see how any sort of a
12 standing structure is particularly helpful, other than
13 what Tom suggested as Committee 1, 2, 3.

14 I mean, if our best function for you is to
15 respond to the crisis du jour, then that's we've got
16 to structure ourselves to do. That's what you want us
17 to do.

18 VICE CHAIRMAN HOGARTH: Okay. Maggie?

19 MS. RAYMOND: Okay. I thought after the
20 motion that I made that passed that we were going to
21 have a discussion about what the duties are of the
22 liaison. So I think what Laurel has laid out in here

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1 on page 2 of this does that, unless anybody has any
2 objections to that. I'm talking about position
3 duties: Assist -- and I would just assist the Co-
4 Chair and the Executive Director in facilitating
5 communication with full committees, tasking members --
6 that whole paragraph.

7 If everybody -- I mean, I can make a
8 motion or we could just agree by consensus that that
9 is the duties of the liaison that we just established
10 or, if you want to add anything.

11 Then I think we need a motion on the
12 Executive Committee, which I'm prepared to make as
13 well, and again, in an effort to move forward here on
14 some of this nitty-gritty, nuts and bolts of it.

15 So does anybody have any objections to
16 that position duties for the liaison that we just
17 created? Anything you want to add?

18 MR. KENT: Do you want to put it in the
19 form of a motion?

20 MS. RAYMOND: So move, right what it says
21 right there, except I would add "assist the Co-Chair."

22 VICE CHAIRMAN HOGARTH: Chair and Co-

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1 Chair.

2 MR. FLETCHER: Second.

3 MS. RAYMOND: The Chair and the Co-Chair
4 and the Executive Director in facilitating
5 communication with the full Committee, tasking members
6 and subcommittees, tracking follow-up items, agenda
7 formulation and provide signatory authority for
8 documents and communications from the full Committee.

9 That's my motion.

10 VICE CHAIRMAN HOGARTH: Any discussion?
11 All in favor? Any opposed? Okay. All right. Do you
12 have something else?

13 MS. RAYMOND: I have a motion to -- Laurel
14 had there to establish an Executive Committee that
15 consists of five members. Can you read it, please?

16 VICE CHAIRMAN HOGARTH: Go ahead. You
17 typed it.

18 MS. BRYANT: "There is established an
19 Executive Committee comprised of five members
20 representing the various disciplines on MAFAC.
21 Subcommittee/working groups will be identified as
22 necessary."

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1 MS. RAYMOND: That's my motion.

2 VICE CHAIRMAN HOGARTH: Second?

3 MR. OSTERBACK: Second.

4 VICE CHAIRMAN HOGARTH: Discussion? All
5 right, Don?

6 MR. KENT: What are the five disciplines?

7 MS. RAYMOND: Obviously, the liaison would
8 be one of those five members, and --

9 MR. KENT: Well, that aside, what are the
10 five disciplines?

11 MS. RAYMOND: Well, actually, I meant four
12 disciplines, because the liaison --

13 MR. KENT: Okay, what are the four
14 disciplines?

15 MS. RAYMOND: Well, I had originally --
16 and I decided I didn't know if I wanted to actually
17 spell them out, if we wanted to leave it more
18 flexible. But I had commercial fishing, recreational
19 fishing, science/academia, and the environmental
20 industry.

21 MR. KENT: That's an industry?

22 MS. RAYMOND: It sure is.

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1 VICE CHAIRMAN HOGARTH: Ralph?

2 MR. RAYBURN: It seems to me, when we come
3 on MAFAC, everybody should do away with their
4 affiliation. You come with knowledge. You come with
5 an approach, but you shouldn't come with an agenda.

6 It seems if you set up an Executive
7 Committee that has pigeonholed everybody in a
8 particular area, you are doing a disservice to the
9 appointment process that brings us all together.

10 I mean, I would move to table this motion
11 until such time as the committee structure is
12 formulated, and at that time take it up as how best to
13 establish an Executive Committee to better run the
14 MAFAC meetings.

15 VICE CHAIRMAN HOGARTH: So the motion is
16 to table. Is there a second?

17 MS. RAYBURN: You seconded the motion. Do
18 you want to make a friendly amendment? I didn't add
19 that stuff about that.

20 VICE CHAIRMAN HOGARTH: There is a motion
21 to table. Is there a second?

22 MS. RAYBURN: No.

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1 VICE CHAIRMAN HOGARTH: No discussion?
2 Vote? All in favor of the motion to table until we
3 discuss the committee structure? That's what it was.
4 Right? One, two, three, four, five, six, seven,
5 eight. Now all opposed? One, two, three, four.
6 Okay. Motion has been tabled until we discuss the
7 committee structure. All right.

8 MS. BRYANT: I want to say something.
9 Bill and I have had these discussions, and we have had
10 them with the Admiral when it comes to MAFAC. One of
11 the things that we -- when we pulled the Admiral in at
12 the last meeting in Hawaii and we briefed him -- it
13 was his very first time -- one of the things that we
14 pointed out to him was this is not a fisheries
15 management council. This is a national representative
16 body of stakeholders and, although we don't have a
17 written red flat rule with someone pontificating over
18 their little particular issue, we should have a red
19 flag rule.

20 You guys are CEOs. You guys are
21 representative, and that's why you are brought in
22 here. I think Bill has been very careful. While I

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1 appreciate the need to make certain that you want
2 representatives, we've been very, very conscious not
3 to identify, oh, you got to have so many commercial,
4 you got to have so many recreational, you got to have
5 so many aquaculture, and you got to have so many NGOs.

6 You got to have so many habitat, and you've got to
7 have so many -- That is a nightmare, and it becomes
8 unworkable, and it's just another political thing in
9 the butt that Bill has been dealing with all week with
10 Council appointments.

11 We don't want this to be under the
12 Council, and I just wanted to say that out there. I
13 think representative -- I think there's the will,
14 there's intent, there's commitment. But if we start
15 going in and naming it, then it changes it.

16 VICE CHAIRMAN HOGARTH: Alvin and Mel.

17 MR. OSTERBACK: Before this -- a person
18 that left the table, tired of this -- I was suggesting
19 wording that. The thing in there that triggered this
20 was -- what is it, five disciplines or something? --
21 to change, take that out of there and just make the
22 Executive Committee made up of five MAFAC members.

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1 Then the --

2 MS. RAYMOND: That's what it says.

3 MR. OSTERBACK: That's not what it says.
4 That's what caused all this.

5 VICE CHAIRMAN HOGARTH: You're out of
6 order, Al.

7 MR. OSTERBACK: As I was the second to the
8 motion, if Maggie would like, if there is no objection
9 if she wants to take that word out to where it just
10 becomes five members, the second would concur.

11 MS. RAYMOND: I would be happy to do that,
12 Alvin, except that we have a tabled motion, so that we
13 can't discuss this until we have another round of
14 discussion about the committee structure.

15 MR. OSTERBACK: Well, that's why I just
16 wanted to explain this first and, if that's
17 satisfactory, we could get the thing back off the
18 table and change it. I mean, unless everybody wants
19 to argue about it for another hour, but that's what
20 you are going to come back to anyway.

21 DR. ROBERTS: The only way you can un-
22 table it legally is to have one of the people who

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1 voted for it to bring it back up.

2 MR. OSTERBACK: I know that. I'm sitting
3 on Robert's Rules of Order right now.

4 DR. ROBERTS: Well, what I'm saying, the
5 reason I voted against the motion is because it's
6 paralyzed us for the rest of the meeting on the
7 Executive Committee issue.

8 MR. RAYBURN: Only to the extent that --
9 if I may -- that we discuss committee structure. The
10 purpose -- if I may -- If the purpose for the
11 Executive Committee is to approve the organizational
12 structure and our --

13 VICE CHAIRMAN HOGARTH: All of us, we have
14 tabled this motion. It's voted. It's tabled. What
15 do you want to discuss on the committee structure?
16 That's where we are.

17 MR. FLETCHER: You know, I don't have a
18 problem with what Laurel laid out here for committee
19 structure, with the understanding that the potential
20 exists for additional ad hoc committees, if necessary.
21 I'm comfortable with this structurally.

22 I think we can adopt these three

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1 committees, and the move on to a discussion about the
2 Executive Committee.

3 VICE CHAIRMAN HOGARTH: Discussion? The
4 three that Laurel suggested were Strategic Planning,
5 Budget, and Program Evaluation, then third, Issues,
6 and then Ecosystem Approach to Management.

7 MS. BRYANT: And they were just straw
8 horses, guys.

9 MS. RAYMOND: Okay, somebody make a motion
10 regarding structure. Bob, make a motion.

11 MR. FLETCHER: I move we adopt this three
12 committee standing subcommittee structure.

13 MR. RAYBURN: With those conditions.

14 MS. RAYMOND: Strategic Planning, Budget
15 and Program Evaluation.

16 MR. FLETCHER: Current Issues, and
17 Ecosystem System Approach to Management.

18 MS. RAYMOND: Well, wait a minute. Wait a
19 minute. Can I ask a question?

20 VICE CHAIRMAN HOGARTH: I don't have a
21 second yet. All right, Ken. It's been seconded for
22 discussion.

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1 MS. RAYMOND: All right. So one committee
2 is Strategic Planning, Budget and Program Evaluation?
3 That's one?

4 VICE CHAIRMAN HOGARTH: Yes.

5 MS. RAYMOND: Oh, I thought that was
6 three.

7 VICE CHAIRMAN HOGARTH: No.

8 MS. RAYMOND: Okay, two is Current Issues,
9 and three is Ecosystem Approach to Management?

10 VICE CHAIRMAN HOGARTH: Right.

11 MS. RAYMOND: Okay. Good. Thank you.

12 VICE CHAIRMAN HOGARTH: Chris?

13 MR. DORSETT: Two questions. One is: You
14 brought up earlier that you didn't know where
15 ecosystem approach to management is going. I picture
16 that as a long term thing. You said you don't know.

17 VICE CHAIRMAN HOGARTH: Well, you weren't
18 here when I came back from the Hill. It does appear
19 that the version of the Magnuson now has some form of
20 ecosystem guidelines and stuff that's got to be
21 developed.

22 MR. DORSETT: So we should keep this.

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1 VICE CHAIRMAN HOGARTH: It is going to be
2 an issue.

3 MR. DORSETT: Okay. Second question or
4 comment is that I see a lot of blurredness between 1
5 and 2, and I know that's something --

6 MR. FLETCHER: You weren't here for that
7 discussion either.

8 MR. DORSETT: Which is why I like Ralph's
9 four suggestions here. I think they might be able to
10 create better boundaries between these.

11 MS. RAYMOND: What are Ralph's four?

12 MR. DORSETT: Right below it.

13 VICE CHAIRMAN HOGARTH: Ralph's were
14 Management of areas covered by the Magnuson
15 statements; two, detect the resources, areas covered
16 by ESA and MMPA; ecosystem, areas reflected in
17 habitat, MPAs, critical habitats, etcetera; Commerce,
18 including aquaculture, seafood, new technology,
19 consumer interests.

20 MR. RAYBURN: And it should be -- I'd like
21 recreational fisheries in there, too. It's a
22 nonmanagement type issue, if that's appropriate.

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1 MR. FLETCHER: For verification -- We are
2 not adopting something here that's set in stone.
3 These committees can change over time?

4 VICE CHAIRMAN HOGARTH: No.

5 MS. BRYANT: Committees can change. It's
6 merely because we've got these new people coming in,
7 and wanted to kind of start off on a strong foot.

8 MR. GILMORE: In the interest of being
9 disputatious, I promise I won't agree with any of the
10 suggestions for committee structure except the
11 questions to be considered. Can a member serve on
12 more than one subcommittee or working group between
13 subcommittees? Should there be term limits, and how
14 should membership be selected by expertise or issue
15 interests?

16 I think that -- I guess I would like to
17 hear what folks are thinking about that, because I
18 think, from my standpoint I really -- I don't really
19 think I care which subject headings we pick, because
20 they have changed in the couple of years I have been
21 here. But I would like to be able to serve on more
22 than one. I would like to be able to serve on any one

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1 that I request to be on rather than being assigned one
2 that I don't really care about or doesn't have issues
3 or what have you.

4 So if there is any consensus that we can
5 serve on whichever one we wanted -- We can serve on
6 the ones we want to serve on -- then --

7 MR. FLETCHER: Or you can serve on ones
8 that don't exist even.

9 MR. GILMORE: I don't want to be on
10 Science, because I think they are in the Dubliner.

11 MR. BILLY: So your suggestion is, number
12 one is yes, number two is no, and number three is
13 interest.

14 MR. GILMORE: Yes.

15 VICE CHAIRMAN HOGARTH: I guess the only
16 problem I have with that is, if everybody chose one,
17 and we've got three issues, then where are we? Jim?

18 MR. GILMORE: I think that would go to the
19 point of having a Science Subcommittee. I mean,
20 nobody was interested in being on it, I don't think,
21 and they didn't have anything to do. But somebody
22 said, well, that's the structure, and maybe that's

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1 revisionist history. But, you know, I think, if there
2 were three committees and nobody wants to be on two of
3 them, it probably isn't a good idea to have a
4 committee.

5 MS. BRYANT: And I just want to remind
6 folks -- I mean, a lot of this issue about structure -
7 - If you remember at the last meeting, we really did
8 have kind of some suggestions. But you know, looking
9 at the subcommittee structure, it didn't make sense
10 anymore. I mean, outreach? Budget, legislation?

11 MS. RAYMOND: We do it every meeting,
12 every single meeting.

13 MS. BRYANT: And every single meeting,
14 it's been changing, and the last one. So truly, this
15 was simply a suggestion, because maybe I've got that,
16 and I'm going, well, you got to have a committee or
17 subcommittees. There's a lot of other avenues that
18 have been discussed here, and issue by issue is fine.

19 VICE CHAIRMAN HOGARTH: Okay. Let's talk.
20 We keep going back and forth. We have a motion for
21 three -- one, two, three. We've got the structure,
22 though, the four proposed by Ralph, and then had the

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1 questions to be considered.

2 I think what I understand the questions
3 are yes, no, and interest and accommodation of
4 interests and expertise. Yes?

5 MR. GILMORE: I would say at your request.

6 VICE CHAIRMAN HOGARTH: So we've got the
7 original motion. Ken? So the original motion is
8 these three. Any further discussion on these three?
9 Personally, I don't like them, but anyway --

10 DR. ROBERTS: That's important. That's
11 very important.

12 MS. RAYMOND: Call the question.

13 VICE CHAIRMAN HOGARTH: The question has
14 been called. All in favor of the motion for the
15 three, raise your hands. This is only for the three:
16 Strategic Planning, Budget and Program; Current
17 Issues; Ecosystem Management. They are the three
18 subcommittees. All in favor of that, raise your right
19 hand or some hand. Nobody is in favor.

20 MS. BRYANT: Okay, moving on.

21 VICE CHAIRMAN HOGARTH: Okay, Jim.

22 MR. GILMORE: I don't know where we are

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1 procedurally. But, Bill, what would you like?

2 VICE CHAIRMAN HOGARTH: Well, I don't -- I
3 think they are subject to change most anytime, but I
4 think, if we have a structure that sort of reflects --
5 I really -- Commerce sort of got me. I'm not sure
6 what -- You know, commerce -- I don't know of a better
7 word, aquaculture technology. Yes, I think management
8 -- That covers the Magnuson statement, it covers the
9 management issues that we are dealing with.

10 So you know, recreation, commercial -- It
11 covers those issues for Magnuson. Protected
12 resources -- definitely. I think it's very clear, and
13 we are going to have some protected resources issues
14 we've got to address. I mean, Jim Leckie is starting.

15 Ecosystem is there. I mean, it's going to
16 be there. It's going to be there, and I think it may
17 get worse before it gets better, in my opinion,
18 because the public is really getting more and more
19 confused, and it's just obvious every discussion we
20 have, including me.

21 So, you know, we got to have ones like
22 aquaculture. It's commerce. If you all like

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1 commerce, fine with me. I think this really covers
2 what you want to do. Ken?

3 DR. ROBERTS: I'm going to move Ralph's
4 four committees.

5 MR. DORSETT: Second.

6 VICE CHAIRMAN HOGARTH: All right.
7 Discussion?

8 MS. RAYMOND: I just want to say that
9 Ralph also said at the end that maybe to add
10 recreational, but isn't that covered under Magnuson?

11 VICE CHAIRMAN HOGARTH: Yes.

12 DR. ROBERTS: Could be.

13 VICE CHAIRMAN HOGARTH: All in favor of
14 the motion, raise your hands. Okay. So now we are
15 back. We have four subcommittees that I think really
16 reflect the issues we have.

17 MS. RAYMOND: Somebody has to bring the
18 tabled one back.

19 DR. ROBERTS: Somebody who voted for it.
20 But before we go on with that, can we deal with Jim's
21 "yes/no/interest"? Is it necessary to have a motion
22 on that?

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1 MR. COOK: Point of clarification. In
2 these meetings when we do have committee members, if
3 we are looking at Jim's questions, it seems to me that
4 the committee membership is going to be constantly in
5 flux. Is that correct?

6 VICE CHAIRMAN HOGARTH: Yes. Do you want
7 a motion on the answers to the questions or is it just
8 sort of understood?

9 MR. GILMORE: I guess the only point I
10 would make is that, under the position duties for the
11 liaison or whoever we have now, it is tasking members
12 and subcommittees. So I guess I would like to vote.
13 I guess I would like to make a motion, that members
14 can serve on more than one subcommittee or working
15 group without term limits and based upon their request
16 to participate.

17 MR. FLETCHER: I'll second.

18 VICE CHAIRMAN HOGARTH: Any discussion?
19 All those in favor? All those opposed? Okay,
20 unanimous.

21 Now we are down to getting it off the
22 table, I guess.

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1 MR. OSTERBACK: Somebody that voted.

2 MR. DORSETT: Somebody who voted for it.

3 VICE CHAIRMAN HOGARTH: Is there a second?

4 Kate?

5 MS. RAYMOND: Kate just did.

6 VICE CHAIRMAN HOGARTH: All in favor of
7 un-tabling the original motion? Okay. That is to
8 establish an Executive Committee comprised of the four
9 subcommittee members and the liaison -- the four
10 members plus the liaison. The Executive Committee
11 comprised of four subcommittees plus the liaison.

12 The subcommittee and working groups will
13 be -- We don't need to do that then. Period, that's
14 it.

15 MS. RAYBURN: Four members?

16 VICE CHAIRMAN HOGARTH: There is an
17 Executive Committee comprised of four subcommittee
18 chairs plus the liaison.

19 MR. RAYBURN: And I would add that the
20 Executive Director be a part of that.

21 VICE CHAIRMAN HOGARTH: Okay.

22 MR. RAYBURN: And the Chair, of course -

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1 the Chair and Co-Chair would be ad hoc members of it.

2 VICE CHAIRMAN HOGARTH: Okay. Jim? Who
3 made the motion? I don't have a second.

4 MR. RAYBURN: I'll second.

5 MR. COOK: I'm a little confused here
6 about the chairs of these groups, because -- Musical
7 chairs is what we'll call it. So if Jim is the Chair
8 of the group but decides he doesn't have interest in
9 the thing and goes over to the other place --

10 MR. BILLY: The Grand Chairman will have
11 to intervene.

12 MR. COOK: Why is that? I guess one of my
13 questions is why does the Executive Committee have to
14 be composed of the chairs?

15 VICE CHAIRMAN HOGARTH: No.

16 MR. COOK: It doesn't?

17 VICE CHAIRMAN HOGARTH: Okay.

18 MS. RAYMOND: No. Just four members, four
19 interested people.

20 MR. OSTERBACK: The Executive Committee
21 would be standing. That would stay the same.

22 VICE CHAIRMAN HOGARTH: The five members.

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1 MS. BRYANT: Just five members.

2 MR. GILMORE: Elected by the MAFAC.

3 VICE CHAIRMAN HOGARTH: Point of order
4 here. According to that, the Executive Committee
5 could be -- just could be any four people, period.
6 Okay. So why have we been arguing about subcommittees
7 all afternoon?

8 MR. GILMORE: That was Ralph's original
9 motion.

10 MR. RAYBURN: I would say that, if you
11 structure the -- If the purpose for having an
12 Executive Committee is to work through the interim to
13 bring a more constructed agenda to MAFAC, then you
14 should have the leadership of those standing
15 subcommittees which you would organize, and either the
16 committee would elect a chair or appoint a chair.

17 Seems like that would be the reason, Jim,
18 to have the chair of each one of those committees,
19 because then when they go to the Committee and they
20 know they are going to be discussing the issues that
21 were brought to them on the agenda, the Chair would be
22 leading that discussion and would have been involved

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1 in the planning for that discussion.

2 MR. COOK: You have to have a committed
3 person.

4 MR. RAYBURN: You have to have a committed
5 person, and yet you have to -- In spite of kind of the
6 anarchy system, you would have certain people assigned
7 to each one of these committees, and you would have a
8 chair appointed to each one of the committees, and it
9 would be that chair of that committee who would
10 develop the agenda so you could attract a crowd to
11 that meeting, basically.

12 VICE CHAIRMAN HOGARTH: I have Tom, and
13 then I have Alvin.

14 MR. BILLY: With regard to the motion, I
15 would like to suggest that we maybe amend it to have
16 the liaison serve as the Chair of the Executive
17 Committee.

18 MR. RAYBURN: Second.

19 VICE CHAIRMAN HOGARTH: All in favor? All
20 right. Motion carries. Alvin.

21 MR. OSTERBACK: Yes. I think, in response
22 to going back to the committee chairs to be on the

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1 Executive Committee, that the thing is there's other
2 things that are going to come up as buttons get pushed
3 and whatever, and Laurel is probably going to get hold
4 of the Executive Committee and say we've got this on
5 the radar, you know, could we get some advice on it.

6 So a lot of things I see in Executive
7 Committee happens outside the structure of the
8 subcommittees. So basically, if it was me, what I
9 would want to do is sit here and pick those four
10 people that I think are best suited not only to sit in
11 on committees but to be able to respond to Bill
12 Hogarth's requests for some information on something,
13 and then to interact with the other committee members,
14 and leave it at that.

15 As you develop your subcommittees, whether
16 they are standing or ad hoc, so be it. Those just go
17 along, but at least you have that core group that you
18 know who are responsible as the Executive Committee to
19 work, and not worry about the other part of it. It
20 will take care of itself.

21 VICE CHAIRMAN HOGARTH: Maggie?

22 MS. RAYMOND: Could you read the motion,

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1 as amended?

2 VICE CHAIRMAN HOGARTH: "There is
3 established an Executive Committee composed of five
4 MAFAC members that includes the committee liaison" --
5 and it keeps changing as I try to read. -- "The
6 Executive Director serves on the Executive
7 Subcommittee. The Committee Chair and Vice Chair
8 serve ad hoc. The Committee liaison serves as the
9 Chair of the Executive Subcommittee." But who chooses
10 -- How do you choose the four -- other four?

11 MR. OSTERBACK: Before you go there, a
12 point of order. Since the motion was a little bit
13 different before it got tabled, but it should show in
14 the minutes that the maker of the motion and second
15 concur.

16 VICE CHAIRMAN HOGARTH: Yes.

17 MS. BRYANT: Boy, this is going to be a
18 fun transfer.

19 VICE CHAIRMAN HOGARTH: Maggie?

20 MS. RAYMOND: I think we are going to have
21 to have some -- If this motion passes, then we are
22 going to have to have some elections of interested

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1 people who want to be members of the Executive
2 Committee, and I just -- I mean, it's going to have to
3 be the people who are here, because you can't have a
4 brand new person come on and have an election then.
5 You're going to have to figure this out ultimately.

6 So if this motion passes, I think we have
7 a motion for who is -- We have a nomination and
8 election for who is the liaison, and then we have a
9 nomination and election for the rest of the -- the
10 other four people on the Executive Committee.

11 VICE CHAIRMAN HOGARTH: Ralph and Tom.

12 MR. RAYBURN: As I recall, the last time
13 we did the standing committees when our class came in,
14 we were assigned to committees that we were on. The
15 first part of that was that committee elected a chair
16 for it. You know, it could have been for whatever
17 reason.

18 So, I mean, it seems like that is the
19 process we would go through at our next meeting when
20 we have the new people in and set up these committees,
21 and it could be -- You know, if you didn't want the
22 chair to be it, it seemed like the chair would be the

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1 likely person since you want the agenda to reflect
2 back to what the committee action would be. And if
3 the chair is not there and you have another person on
4 that committee that's not chair, then you don't have
5 buy-in from the chair on what the agenda is going to
6 be. I think that could complicate your committee
7 meeting. Where am I going on this? I don't know.

8 My point was that the chairs -- It seems
9 to me, again, the chairs should be members of the
10 Executive Committee. If they are elected, they are
11 elected by the committee and not appointed
12 necessarily. They are elected by the committee.

13 MR. COOK: And so we won't deal with the
14 committees until the next meeting under that.

15 MR. RAYBURN: That's what I would suggest.
16 You wouldn't organize a meeting until you have the
17 new people in.

18 VICE CHAIRMAN HOGARTH: Tom?

19 MR. BILLY: It would seem to me that one
20 option would be that, in the interim before the next
21 meeting, the Co-Chair could identify four people to
22 serve in the interim. In addition to that, one option

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1 would be to leave it to the Chair or Co-Chair to
2 choose who serves on the Executive Committee based on
3 the committee structure that's been established.

4 Then a third option is to do it through
5 nomination and election process.

6 VICE CHAIRMAN HOGARTH: I guess my problem
7 is -- I think before the next meeting, we need --
8 There's going to be a lot of work we need to do. For
9 example, the Commerce needs to be done, because it is
10 going to be -- I mean, I think -- and the Awards,
11 which -- I don't know where the awards are in this
12 system I just looked at. I don't know where that
13 would be included. That's interesting.

14 MR. FLETCHER: The Awards Committee you
15 got created separately.

16 MR. OSTERBACK: I think, if you read
17 through the motion that we have, it just states that
18 the liaison would chair the Executive Committee, and
19 there will be four members on the Executive Committee.

20 It doesn't say anything about the subcommittees, the
21 way the motion is read.

22 So I think, if you were to go back to that

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1 or if there are different ideas, then we should
2 probably go ahead and vote on the motion and, if it
3 gets voted down, then somebody can make a motion that
4 deals with what Ralph wants again, is the chairmen of
5 the subcommittees to be the Executive Committee,
6 because that isn't the way this one is written. So
7 it's two different issues.

8 MR. RAYBURN: May I make an amendment to
9 the motion, and amend that the make-up of the
10 committee -- of the Executive Committee --
11 Subcommittee will be the Chairs of the standing
12 subcommittees, the four standing subcommittees and the
13 Liaison that will serve as Chair and the Executive
14 Director. I'm sorry, Alvin.

15 DR. ROBERTS: I'll second that.

16 VICE CHAIRMAN HOGARTH: All right. We
17 have an amendment to the original motion. I'm getting
18 confused. So actually what it now says: "Establish
19 an Executive Committee comprised of four subcommittee
20 chairs and the Committee Liaison who serves as Chair.
21 The Executive Director also serves on the Executive
22 Subcommittee. The Committee Chair and Vice Chair

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1 serve on the Executive Committee." That's the way it
2 is.

3 MS. RAYMOND: We are voting on that
4 amendment?

5 VICE CHAIRMAN HOGARTH: Right. On that
6 amendment. Any discussion? All in favor? All
7 opposed? The motion passes.

8 So we now have to vote on the main motion.
9 Any discussion? All in favor of the main motion?
10 All opposed? Okay, the main motion passes.

11 So now we have a subcommittee. We have a
12 liaison, but we don't have a person in any of these,
13 and I would sure like for us to take a few minutes to
14 talk about some of them that we need to. Maggie, your
15 hand is up.

16 MS. RAYMOND: Take a few minutes to do
17 what?

18 VICE CHAIRMAN HOGARTH: To try to fill
19 some of these, if we can. I mean, if we can do all
20 four or five, let's do it. If not -- We need some.
21 We need to work from now to January and not wait on
22 some of these issues.

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1 MS. RAYMOND: Then I will -- I think it
2 would be logical to call for nominations for the
3 Liaison, and I have one.

4 VICE CHAIRMAN HOGARTH: All right.
5 Nominations for the Liaison? Maggie?

6 MS. RAYMOND: Anthony DiLernia.

7 VICE CHAIRMAN HOGARTH: Other nominations?

8 MR. OSTERBACK: He is not here. Let's get
9 him.

10 VICE CHAIRMAN HOGARTH: Don?

11 MR. KENT: Bob Fletcher.

12 VICE CHAIRMAN HOGARTH: All right. Other
13 nominations?

14 MR. KENT: He insulted me last night.

15 VICE CHAIRMAN HOGARTH: All right. We
16 have Tony and Bob.

17 PARTICIPANT: Move to close nominations.

18 VICE CHAIRMAN HOGARTH: Second?

19 PARTICIPANT: Second.

20 VICE CHAIRMAN HOGARTH: All in favor?
21 Okay. So are we going to do this by ballot. So let's
22 --

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1 MS. BRYANT: That's what those ballots are
2 for.

3 MR. OSTERBACK: Chad.

4 MR. RAYBURN: Are you counting Pete? Pete
5 was here. Now Vince and them -- You all vote on
6 these?

7 CAPTAIN O'SHEA: I think not.

8 MR. BRYAN: Vince and Randy can't -- Yes,
9 they are consultants.

10 VICE CHAIRMAN HOGARTH: Okay. In a very
11 close vote, it is Tony.

12 MR. FLETCHER: I would like to revisit the
13 discussion we a few minutes ago. The more I thought
14 about it, the more I think that recreational fisheries
15 issues need to be in Commerce instead of management,
16 even though there will be management implications
17 regarding recreational fisheries.

18 I really think it is important, because it
19 is an economic driver for a lot of communities, and
20 that is commerce, in my mind. So I just want to make
21 that a suggestion, that we have that in that one
22 committee.

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1 MR. RAYBURN: And there will be issues
2 like the recreational strategic plan.

3 MR. FLETCHER: We are going to have --
4 This is going to be a big issue about licensing.

5 MR. RAYBURN: Oh, yes, that's true.

6 MR. FLETCHER: There's a lot of different
7 opinions about it. There is not agreement, and I
8 don't know where --

9 VICE CHAIRMAN HOGARTH: Well, licensing
10 would probably be under Magnuson, though.

11 MR. FLETCHER: Yes, but I'm just saying
12 recreational fisheries are commerce, too. I don't
13 want to lose sight of that part of it.

14 VICE CHAIRMAN HOGARTH: What I'd like to
15 do now is try to get some of these subcommittees, if
16 we could. So let's open up -- Let's go down the list.
17 Management?

18 MR. RAYBURN: Could I make a suggestion?

19 VICE CHAIRMAN HOGARTH: Yes.

20 MR. RAYBURN: It seems like we should
21 populate these committees once we have the new members
22 here. So perhaps in the interim between now and the

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1 next meeting, you have some choices. You can go back.

2 We have four -- We still have four standing
3 committees, I think. They haven't functioned in the
4 last few -- but we have four standing committees with
5 four chairmen.

6 I don't know if those four chairman are
7 still current or not. You could use that group
8 between now and the next meeting to form this
9 Executive Committee or you could just draw independent
10 folks from this group to serve on that Executive
11 Committee until such time as the new committees are
12 established, which would be at the next meeting. Does
13 that make sense?

14 There was a By-Catch chair, and Tony was
15 Outreach chair, but he is already on it, because he is
16 elected Liaison. Who was Science chair?

17 MS. BRYANT: Kate.

18 MS. WYNNE: I'm out.

19 MR. RAYBURN; Kate was? Okay.

20 CAPTAIN O'SHEA: What happens if you try
21 to chair those four committees this afternoon, and you
22 use those guys to -- I mean, the constant message we

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1 hear is you want something in place to get right to
2 the next meeting. So you get the four guys picked
3 now. Then when you get the new guys, we populate the
4 things, and then you can reevaluate, re-jigger it.
5 But the driver is you need four names to work between
6 now and then.

7 VICE CHAIRMAN HOGARTH: I got Tom, and
8 then I got Don.

9 MR. BILLY: I'd like to go back to
10 something I suggested earlier as one of the options,
11 which is that the Co-Chair of the Committee just
12 choose four people to serve on an interim basis until
13 the next meeting, at which time the committees would
14 be formed, including the new people, and a chair would
15 be elected to serve for a year or whatever.

16 MR. OSTERBACK: I'll second that.

17 VICE CHAIRMAN HOGARTH: Was that a motion?

18 MR. BILLY: It was a motion.

19 MR. RAYBURN; I tell you, we are going to
20 need a week now in meetings when Alvin leaves.

21 VICE CHAIRMAN HOGARTH: Any discussion?
22 Question?

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1 MR. KENT: I'm sorry. What did we just
2 do?

3 VICE CHAIRMAN HOGARTH: The motion is that
4 the Co-Chair, which is me, choose interim chairs for
5 these four committees, and then at the January meeting
6 we will choose from it.

7 MR. KENT: Then if I can discuss that?

8 VICE CHAIRMAN HOGARTH: Yes.

9 MR. KENT: And that was exactly why I
10 raised my hand, is that we've been talking about
11 institutional memory. I really don't think you need
12 to fully staff the committees with new folks, and it's
13 their first meeting. I really don't think any of them
14 are going to be ready to step up and chair a
15 committee.

16 So you are going to want to draw from this
17 pool anyway. So I think it's dead on.

18 VICE CHAIRMAN HOGARTH: Okay. I don't
19 know if this is out of order, but while you are
20 discussing this, could I see people -- like in
21 management, who would -- Who wants to serve on
22 Management, since you all just said you would choose

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1 the interests. Who wants to serve? That's Jim and
2 Chris, and Pete. Okay. That's Management, Jim,
3 Chris, and Pete.

4 MR. RAYBURN: Other Jim.

5 MR. COOK: Oh, okay.

6 VICE CHAIRMAN HOGARTH: Yes. All right,
7 Protected Resources? Jim, Bob, and Jim -- both Jims,
8 okay. You can do more than one.

9 MS. BRYANT: And Jim Gilmore. Right?

10 VICE CHAIRMAN HOGARTH: Yes. Okay.
11 Ecosystem? Nobody wants Ecosystem?

12 MS. BRYANT: Chris and Ralph.

13 VICE CHAIRMAN HOGARTH: Chris and Ralph.
14 Okay. Commerce? John and Tom and Bob. Okay.

15 MS. BRYANT: Tom Billy and who?

16 VICE CHAIRMAN HOGARTH: Bob Fletcher.
17 Okay. All right, so at least we got an idea.

18 MR. FLETCHER: Is that everybody in the
19 room that's staying on?

20 VICE CHAIRMAN HOGARTH: Yes, I think so.
21 Kate is going off. John is on Commerce.

22 MS. RAYMOND: And then the other people

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1 who aren't here, you just put them wherever you want.

2 MS. BRYANT: Pete, where are you? You're
3 on Management?

4 VICE CHAIRMAN HOGARTH: Management.
5 That's everybody.

6 MS. BRYANT: We will have to get Rob and
7 Tony later.

8 VICE CHAIRMAN HOGARTH: Okay.

9 MR. RAYBURN; And Tony might be on that as
10 well. Right?

11 MS. BRYANT: He will be on the Executive,
12 but we don't know what subcommittee he will be on.

13 VICE CHAIRMAN HOGARTH: So in the interim
14 we need to --

15 MR. OSTERBACK: We need to have a vote on
16 the motion.

17 VICE CHAIRMAN HOGARTH: Oh, yes. Anymore
18 discussion on the motion on the floor, which is that
19 the Co-Chair will choose interim chairs for the
20 committees until the next meeting. All in favor,
21 raise your hands. All opposed? All right. Maggie?

22 MS. RAYMOND: I have a quarrel then with

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1 all of this, plus I have another issue, when this is
2 done.

3 VICE CHAIRMAN HOGARTH: I think we are.

4 MR. RAYBURN; You will just notify the
5 people?

6 VICE CHAIRMAN HOGARTH: Yes. I'd like to
7 just look at it and think about what issues, yes. But
8 we'll do it by next Monday, and we'll let everybody
9 know.

10 MR. OSTERBACK: If we knew he were going
11 to do this, we would have brought his dartboard down
12 here. Okay, Maggie?

13 MS. RAYMOND: I have another motion that
14 I'm making, because I am trying to address an issue
15 that was raised several hours ago by Mr. Fisher, our
16 esteemed advisor.

17 Here is it: MAFAC recommends that the
18 Secretary of Commerce request an amendment to the
19 Magnuson-Stevens Act that will remove existing
20 impediments to the National Marine Fisheries Service
21 providing MAFAC with advance drafts of agency
22 legislation and other initiatives.

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1 VICE CHAIRMAN HOGARTH: Second? Okay.
2 Discussion? Don?

3 MR. KENT: I think it's a great idea. I
4 think we need to have -- I think in my very first
5 meeting we had an issue come up where the whole
6 committee sat around and voted about sharks, and the
7 next thing we know it was in the Washington Post the
8 following morning.

9 So I think there has to be a rule within
10 the committee. I don't know how you enforce it, but
11 basically it says that, you know, if you are going to
12 be passing on materials that are supposed to be kept
13 within the scope of the committee, that they are not
14 shared and they are not --

15 MS. RAYMOND; That person should have been
16 kicked of MAFAC then.

17 MS. BRYANT: But it's a public meeting,
18 though. You can't --

19 VICE CHAIRMAN HOGARTH: Chris.

20 MR. COOK: I need to hear from you, and
21 more background information on what exactly that
22 entails and what problems that causes for the agency

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1 before I can vote on that. I don't know enough about
2 it.

3 VICE CHAIRMAN HOGARTH: To be honest with
4 you, we just talked about it when I was on the Hill.
5 The other thing this motion may need is something
6 about while protecting the confidentiality. I don't
7 know exactly how to word it.

8 MR. COOK; How do you do that in a public
9 meeting?

10 VICE CHAIRMAN HOGARTH: Well, there is a
11 possibility that we looked at for the Council or the
12 Executive could have a closed meeting to discuss any
13 confidential issues. So we declare these are
14 confidential, then you may have a closed session.

15 MS. BRYANT: And the other thing is, I
16 mean, there really is a lot of issues that come with
17 having a closed meeting. You've got to justify it to
18 the White House. You've got to go through all sorts
19 of things. You immediately become suspect.

20 VICE CHAIRMAN HOGARTH: Now Sam Rout, the
21 attorney, thinks he can work this out. He is an
22 attorney, and he's led the Council doing that work in

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1 Houston. So in the spirit of the motion, we know what
2 it is, and we can work with it.

3 Chris, I don't think it's a problem. I
4 think we would like to do it personally. I think we
5 would have been a lot better off in aquaculture if we
6 had discussed it with people a little more. So I
7 mean, they may put some goalposts around it, but --
8 Tom?

9 MR. BILLY: I'm not opposed to the idea at
10 all. I like the idea, but I'd like someone to make it
11 clear to me what my obligations are to have access --
12 as a result of having access to that information, what
13 my personal obligations or responsibilities are as a
14 member of MAFAC.

15 My recollection is that there is a way of
16 doing this by making each of us Special Employees as
17 one option. I'm not sure. If that's the case, I
18 would like to know a lot more about that before I
19 agree to it.

20 MS. RAYBURN: I think we had considered
21 that already.

22 MR. BILLY: I think we need to do our

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1 homework on this and find out a lot more about it. I
2 think you are right on the mark, what our obligations
3 are.

4 VICE CHAIRMAN HOGARTH: Maggie?

5 MS. RAYBURN: Well, I think what I'm
6 trying to do -- the word you used was the spirit of
7 the motion. I don't know that we can work out all the
8 details, but I've been on MAFAC since 1999, and every
9 single year somebody said why can't you give us that
10 legislation?

11 You know, we've got security clearance. I
12 think we are considered Special Employees of the
13 National Marine Fisheries Service, as it says a MAFAC
14 member, and since 1999, you know, we've been told,
15 yeah, we would love to do that, but we can't do it.

16 So I don't know what the fix is. That's
17 why I said pursue that to remove these impediments so
18 that we can. And I agree with Bill. If MAFAC had the
19 opportunity to look at that aquaculture bill, what's
20 wrong with that? I mean, that's the kind of advice we
21 should, I think, be -- not we anymore, but you should
22 be providing to the agency, is to help them out so

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1 that they don't get into a jam, some of the jams that
2 they have gotten to on that aquaculture bill.

3 So that's the spirit. That's the intent.

4 VICE CHAIRMAN HOGARTH: Can I suggest
5 something else, maybe not the motion to the Secretary
6 but that you ask me to check into what it would take
7 to -- how to do this. Okay?

8 MS. RAYMOND: Okay. Fix it.

9 VICE CHAIRMAN HOGARTH: And I will report
10 back and get Sam Rout to come to the January meeting
11 and report what we can and can't do. Okay?

12 MS. RAYMOND: Thank you very much.

13 MR. OSTERBACK; Do you want to withdraw
14 the motion?

15 MS. RAYMOND; No, I want that to be a
16 formal part of the report, that we are requesting that
17 Bill go back and explore ways that this can be done
18 and report to MAFAC at the next meeting on how that
19 can be done. That's the motion now. So can we vote
20 on that?

21 VICE CHAIRMAN HOGARTH: Yes. All in
22 favor? Yes, it carries. Ken?

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1 DR. ROBERTS: I have a question in that
2 regard, now that it's passed, and I support it. This
3 would only apply to administration bills, wouldn't it?

4 If somebody from Congress is introducing a bill, not
5 an administration bill, we can't really request --

6 VICE CHAIRMAN HOGARTH: No.

7 MS. RAYMOND: No.

8 DR. ROBERTS: Okay.

9 VICE CHAIRMAN HOGARTH: This would
10 probably be strictly limited to Fisheries issues.

11 DR. ROBERTS: Oh, I understand that.

12 VICE CHAIRMAN HOGARTH: Ken, this would,
13 I'm sure, be limited to fishery issues, because this
14 is a fishery advisory council.

15 MR. RAYBURN: It could always touch on
16 budget.

17 VICE CHAIRMAN HOGARTH: Yes, budget stuff,
18 too. Other discussion?

19 MS. RAYBURN: I have no more motions.

20 VICE CHAIRMAN HOGARTH: Jim?

21 MR. COOK: I still have to clarify in my
22 own mind, Bill, that throughout the discussion there

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1 have been several references about providing advice to
2 the Secretary of Commerce and so forth. The purpose
3 of the Committee, in my understanding, is you may come
4 to us and ask us for some advice, but we may also just
5 give you some. Right?

6 VICE CHAIRMAN HOGARTH: Oh, yes.

7 MR. COOK: Okay.

8 VICE CHAIRMAN HOGARTH: As far as I'm
9 concerned, that's what I said earlier. I'd like to
10 see this committee help us sort of determine where we
11 are going in the future. So I think you all should
12 bring issues to MAFAC as well as us. You are
13 advisory, and you are out there in the field. You are
14 dealing with this. So if you want to help to
15 determine the future, then you should bring issues
16 here to us.

17 Well, I want to thank the members who are
18 going off. We are losing some great folks.

19 (Applause.)

20 VICE CHAIRMAN HOGARTH: I don't know how
21 we'll get through the next weeks.

22 MR. KENT: Apparently, I think our terms

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1 run out in September. Do you want to keep sending us
2 materials? Do you want to truncate it now?

3 VICE CHAIRMAN HOGARTH: No, no.

4 MS. BRYANT: No, you're not.

5 MR. KENT: I got a plaque. That's like a
6 thing for me, you know.

7 VICE CHAIRMAN HOGARTH: No, we are going
8 to keep you involved. One of the things that you will
9 hear from us quickly on is stuff on aquaculture, the
10 strategic planning -- I mean the plans to move forward
11 and continued plan and some other things. So when we
12 get done, I'll get you a schedule pretty quick on how
13 we are doing that. Ken?

14 DR. ROBERTS: When would the next six
15 members be announced to the public?

16 MS. BRYANT: When I get done reading this
17 incredibly fun transcript and getting the reports in.
18 We've got to draft it, and just before the meeting
19 wasn't able to get that out. But we can get that out
20 end of this month, sometime in July, three or four
21 weeks, and it will be put always -- Then it will be
22 announced everywhere, including being sent to MAFAC.

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1 So it's not like you guys won't know before the end of
2 the summer.

3 MS. RAYBURN: You're saying you hope it
4 will be in the *Federal Register* by the end of the
5 month?

6 MS. BRYANT: Or sometime in July. It
7 really depends on how much I get done.

8 VICE CHAIRMAN HOGARTH: Okay. Do you want
9 to follow up?

10 MR. KENT: I just wanted to ask the
11 process. So as members of MAFAC, we will all be
12 notified that it's in the *Register*, and the
13 nominations -- There's a process in the public there
14 for --

15 MS. BRYANT: Then I send it to MAFAC
16 members. Whenever we send anything out, you guys are
17 on that list, including, I think, even *ex officio*
18 members. I mean Bill and I have talked a lot about
19 making certain that at some point when we kind of can
20 get it collected that we actually have previous
21 members identified and continue -- You know when other
22 meetings are going on in your area, and make sure you

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1 know about them and are invited.

2 VICE CHAIRMAN HOGARTH: Ralph?

3 MR. RAYBURN: Is there any formal action
4 that is required of those of us who have enjoyed this
5 so much that we would like an additional three years
6 beyond the e-mail that you requested as to whether or
7 not we wanted to be reappointed, or is there a formal
8 action required for us to request of you consideration
9 for reappointment?

10 VICE CHAIRMAN HOGARTH: I don't think so.

11 MS. BRYANT: It's more of a formal
12 reappointment from him, but it is obviously important
13 to those who don't want to serve than --

14 MR. RAYBURN: Oh, I'm sorry.

15 VICE CHAIRMAN HOGARTH: Rob, did you have
16 your hand up?

17 MR. RAYBURN: I'm sorry. Okay.

18 VICE CHAIRMAN HOGARTH: Alvin?

19 MR. OSTERBACK: I have one comment. One
20 of the questions that were in there was should you get
21 rid of term limits. Well, I've thought about it,
22 because there was a thing in there about should it be

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1 unlimited terms or whatever.

2 MS. BRYANT: Oh, on the subcommittees.

3 MR. OSTERBACK: On the subcommittees?

4 Okay. Forget it.

5 VICE CHAIRMAN HOGARTH: One thing is the
6 next meeting. When is it?

7 MS. BRYANT: Rob Kramer has offered up his
8 facilities in Florida in January. We are looking at
9 the second or the third week in January.

10 DR. ROBERTS: Third week, please.

11 MS. BRYANT: Third week? Does anybody
12 else have any absolutes that we need to be aware of?

13 MR. OSTERBACK: I think it ought to be in
14 Barrow in January.

15 VICE CHAIRMAN HOGARTH: Barrow in January.

16 VICE CHAIRMAN OSTERBACK; Could I have a
17 second to that?

18 MS. RAYMOND: Yes. Come back to Portland,
19 Maine.

20 VICE CHAIRMAN HOGARTH: Anything else to
21 come before the group?

22 Let me just thank you again. I think we

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1 keep making progress in getting this Committee, MAFAC,
2 the way we want it to operate. I know this week was a
3 lot of confusion. We wanted people here during the
4 Ocean Week, and I think one thing, in hindsight, we
5 probably should have scheduled some more of the time
6 so you could have been on the Hill for some of the
7 things that went on.

8 There was -- My understanding, yesterday
9 at the hearing, House Resources Hearing, Congressman
10 Gilchrist with the scientist on ecosystem and all was
11 excellent. In fact, I heard -- I got a call today at
12 the office -- Well, we probably made a little bit of
13 mistake there, but if we have it here during Ocean
14 Week, we will make sure that we allow time for the
15 people to really go and participate there.

16 Thank those for helping us with
17 aquaculture. The rollout, I think, went well, as well
18 as could be expected or it might be a little better
19 and, like I said, it was a record getting the bill
20 introduced. But thank you very much.

21 It's a pleasure to work with you, and we
22 are going to miss those going off very much.

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MS. RAYMOND: Thank you.

(Applause.)

VICE CHAIRMAN HOGARTH: The meeting is
adjourned.

(Whereupon, the foregoing matter went off
the record at 4:04 p.m.)