



AGENDA

Law Enforcement/For-Hire Workshop

November 13-14, 2018

Embassy Suites Hotel, Philadelphia, PA

Workshop Objectives: Develop recommendations to forward to the Mid-Atlantic Fishery Management Council on:

- Issues related to the sale of fish by private recreational anglers (particularly tilefish and tunas) focusing on the need for vessels selling fish to comply with U.S. Coast Guard requirements and/or Federal permits that allow for the sale of fish.
- Operator and angler (client) responsibility for fisheries violations that occur on for-hire vessels and law enforcement options for addressing these.
- Complexity of fishing regulations impacting enforceability.

Tuesday, November 13

12:00 p.m. Welcome, Introductions, and Logistics – A. Loftus – 15 minutes

Opening Comments – T. DiLernia – 25 minutes

12:40

HMS and Tilefish

This topic will focus on clarifying 1) the permitting mechanisms (and enforcement) for the sale of tilefish and tuna by recreational vessels and 2) Coast Guard vessel safety requirements for vessels.

- HMS Permitting Background Information – Brad McHale (NOAA/HMS) – 15 minutes
- Coast Guard Vessel Safety Requirements - David Stutt (USCG) – 15 minutes

1:10 p.m. Initial Discussion – 50 minutes

2:00 p.m. Break

2:15 – 3:15 p.m. Group Discussion and develop potential recommendation to HMS permitting and enforcement.

3:15 – 4:00 p.m. **VTR ISSUES**

This topic will address law enforcement issues related to Vessel Trip Reports (VTR)

- Staying in Compliance with VTR Catch Reporting – NOAA/GARFO – 15 minutes).
- Group discussion and questions – 30 minutes

4:00 p.m. Tee-up questions for law enforcement discussion tomorrow

4:30 p.m. Adjourn

Wednesday, November 14

8:30 a.m. Convene

Recap of Day 1 and Plan for Day 2 – A. Loftus/T. DiLernia

8:45 a.m. This subject will address four main topic areas:

- Enforcement responsibilities and authorities of for-hire captains regarding fishing regulation (e.g., minimum size limit, bag limit) on for hire-trips.
- Legal responsibilities of vessel crew for fisheries violations (e.g., over limit, under size, etc.)
- Can the crew of a for-hire vessel keep fish (for their personal consumption) that are caught by a customer?
- Customer on-water questions
 - Can a customer give a legal fish away to another customer if they themselves are not over the legal limit? What if they are at the legal limit and the fish to be given away would make them over the legal limit?

Background – Federal - Jeff Ray (NOAA LE) – 15 minutes

Atlantic State Summary – Doug Messeck (ASMFC LE) - 15 minutes

Massachusetts DMF Current Proposal – Dan McKiernan (MaDMF) – 15 minutes

9:30 a.m. Group questions and discussion

10:00 a.m. Break

10:15 a.m. Reconvene in Small Groups
Each small group will address potential recommendations to better address the 4 topic areas (above) that will lead to better enforcement options and understanding by the for-hire operators

11:30 a.m. Begin report-out of small groups -15 minutes each

12:00 p.m. Lunch On-Site – Box lunches available for purchase

1:00 p.m. Reconvene and complete small group report-outs

1:30 p.m. Group discussion and consensus on recommendations to include in report

2:30 p.m. Break

- 2:45 p.m.** Complexity of Regulations: Impact on Law Enforcement
- Don Frei (discuss NOAA Precepts)
 - Doug Messeck (discuss ASMFC LE Committee Guidelines for Resource Managers and Mechanisms for addressing questions at the state level)
- 3:15 p.m.** Group Discussion – Develop recommendations for resource managers to consider for improving enforceability of management decisions from the Law Enforcement and for-hire Perspective
- 3:45 p.m.** Recap Summary recommendations for MAFMC to consider at December Council Meeting
- 4:00 p.m.** Adjourn