



Summary of Dungeness Crab Task Force (DCTF) Votes

This document provides a summary of votes taken by the DCTF on day 2 of the October 21-22, 2009 meeting in Ukiah, California. Any vote marked as “approved” will be forwarded as a recommendation in the January 15, 2010 DCTF final report to the Department of Fish and Game, the Fish and Game Commission, and the Joint Committee on Fisheries and Aquaculture. All straw poll votes are nonbinding and will not be included into the final report without a formal vote from the DCTF. Pending additional work to be completed by the DCTF, straw polls may be voted on at a later date, subsequent to the January 15 report submission date. Any votes taken following January 15th will be memorialized in a “scope document” that informs future DCTF efforts. These votes may also be included in potential legislation regarding Dungeness crab management.

The following voting protocol, described in the DCTF Charter, was used to conduct straw polls and final voting:

Thumbs Down: I do not agree with the proposal. I feel the need to block its adoption and propose an alternative.

Thumbs Sideways: I can accept the proposal although I do not necessarily support it.

Thumbs Up: I think this proposal is the best choice of the options available to us.

Abstention: At times, a pending decision may be infeasible for a Member to weigh in on. Examples could include but not be limited to: a Member cannot get a consensus of his/her constituents and therefore cannot offer a proposal or opinion; and other similar conditions.

For more background about the votes memorialized at the Ukiah meeting, please refer to the DCTF meeting 4 summary at: <http://www.opc.ca.gov/2009/04/dungeness-crab-task-force/>

- **APPROVED: Recommendation 1-** Work through the Tri-state committee and California state decision-makers to move fair start line south to California/Mexico Border

Vote of all DCTF Members (ex officio Members abstained):

Thumbs up: Atkinson, Anderson, Bettencourt, Bennett, Blue, Carpenter, Carvahlo, Collins, DeBacker, Fahning, Forkner, Goucher, Hemmingsen, Johnson, Lawson, Powers, Smith.

Thumbs Sideways: Standley, Cunningham, Sleeter

Thumbs Down: Estes

Absent: McKernan

Vote of the ex officio Members:

Thumbs up: Young

Abstained: McVeigh, Wilcox

Absent: Thomas, Waldvogel

- **Straw Poll:** Work through Tri-state committee and California state decision-makers to reduce out-of-state fleet migration and address issues such as unintended consequences from out-of-state pot limits and Washington buyback. (21 thumbs up; 0 thumbs down; 0 thumbs sideways; 3 abstentions)
- **APPROVED: Recommendation 2-** DCTF proposes new crab legislation. In this legislation there would be a placeholder that includes a provision for a trial “pay to play” (paid for by participants of the District 10 fishery) pot limit program in District 10. This program will be piloted for three years, adaptively managed, and reviewed to inform future management measures. The provision must have recommendations from the DCTF by March 31, 2010 or the bill author will pull the trial pot limit in District 10 provision from the bill.

Recommendations will be made by the DCTF on the following issues, but not limited to:

- DCTF, legislature, and DFG cost analysis and estimate consistent with Oregon and Washington management (includes administration and enforcement) costs for pot limit program
- Pot limit criteria and structure

Vote of all DCTF Members (ex officio Members abstained):

Thumbs up: Atkinson, Anderson, Bettencourt, Bennett, Blue, Carpenter, Carvahlo, Collins, DeBacker, Estes, Fahning, Forkner, Goucher, Hemmingsen, Johnson, Lawson, Smith, Standley

Thumbs Sideways: Powers

Thumbs Down: Cunningham, Sleeter

Abstained: McVeigh, Wilcox, Young

Absent: McKernan

Vote of the ex officio Members:

Thumbs up: Young

Abstained: McVeigh, Wilcox

Absent: Thomas, Waldvogel,

- **Straw poll:** “To shop to the ports”- Pilot test a “pay to play” (paid for by participants of District 10 fishery) pot limit program in District 10. This program will be piloted for three years, adaptively managed, and reviewed to inform future management measures. The pilot pot limit program will have a 400 pot limit cap and a 100-200 pot limit on latent permits. (18 thumbs up; 1 thumbs down; 2 thumbs sideways; 3 abstentions)
- **APPROVED: Recommendation 3-** Ask California Attorney General to read and assess Magnuson-Stevens Fishery Conservation and Management Act sections 112 and 203 and determine whether the state of California can determine the rights of a California permit holder based solely on California landings without taking into consideration landings generated in other states. These rights may include but are not limited to limited entry and pot limits.

Vote of all DCTF Members (ex officio Members abstained):

Thumbs up: Atkinson, Anderson, Bettencourt, Bennett, Blue, Carpenter, Carvahlo, Cunningham, DeBacker, Estes, Fahning, Forkner, Goucher, Hemmingsen, Johnson, Lawson, Powers, Sleeter, Smith, Standley

Abstained: McVeigh, Wilcox, Young

Absent: McKernan

Vote of the ex officio Members:

Thumbs up: Young

Abstained: McVeigh, Wilcox

Absent: Thomas, Waldvogel,

- **Straw poll:** Amend section 8276 of DFG code by changing the date November 15, 2003 to November 15, 2002. (1 thumb up; 16 thumbs down; 1 thumb sideways; 3 abstentions)
- **APPROVED: Recommendation 4-** Make permanent the language of SB1690 related to limited entry (see below) and by March 31, 2010 the DCTF will forward additional recommendations related to potential limitations of latent permits.

Fish and Game Code Section 8276.4 (h) Eligibility to take crab in California waters and offshore for commercial purposes may be subject to restrictions, including, but not limited to, restrictions on the number of traps utilized by that person, if either of the following occurs:

(1) A person holds a Dungeness crab permit with landings of less than 5,000 pounds between November 15, 2003, and July 15, 2008, inclusive.

(2) A person has purchased a Dungeness crab permit on or after July 15, 2008, from a permit holder who landed less than 5,000 pounds between November 15, 2003, and July 15, 2008, inclusive.

Vote of all DCTF Members (ex officio Members abstained):

Thumbs up: Atkinson, Anderson, Bettencourt, Bennett, Blue, Carpenter, Carvahlo, DeBacker, Estes, Fahning, Forkner, Goucher, Hemmingsen, Johnson, Lawson, Powers, Sleeter, Smith

Thumbs Down: Cunningham, Standley

Abstained: McVeigh, Wilcox, Young

Absent: McKernan

Vote of the ex officio Members:

Thumbs up: Young

Abstained: McVeigh, Wilcox

Absent: Thomas, Waldvogel

- **ACTION:** Recommendations on future management of the California Dungeness crab sport fishery
No action was taken

- **ACTION:** Consideration and possible adoption of a recommendation to create a Dungeness crab marketing commission
No action was taken
- **ACTION:** Consideration and possible adoption of a recommendation to create a permanent Dungeness crab advisory committee
No action was taken