

**In The Matter Of:**  
*ADF&G Board of Fisheries*  
*Statewide Finfish and Supplemental Issues*

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*Transcript of Meeting (Excerpt)*  
*March 22, 2013*

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**Transcript of Meeting (Excerpt)**

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ALASKA DEPARTMENT OF FISH AND GAME  
BOARD OF FISHERIES  
STATEWIDE FINFISH AND SUPPLEMENTAL ISSUES  
ANCHORAGE, ALASKA  
MARCH 19-24, 2013  
TRANSCRIPT OF MEETING (EXCERPT)

**Transcript of Meeting (Excerpt)**

2

1 MARCH 22, 2013

2 00:00:00

3 (This portion not requested.)

4 12:44:34

5 CHAIRMAN JOHNSTONE: Next is No. 3, and we'll  
6 need a little bit of assistance from the Department  
7 of Law on No. 3. We still have some areas that we  
8 have probably the guiding principles for groundfish  
9 fishery regulations, and I'm not sure what those  
10 areas are. We repealed the use and the requirement  
11 of using the guiding principle for groundfish  
12 fisheries in several areas, and this is a question  
13 that we should address of whether we want to  
14 eliminate using the guiding principle for groundfish  
15 fishery throughout the state.

16 What areas do we still have, Mr. Mitchell  
17 or Mr. Messing?

18 MR. MESSING: Thank you, Mr. Chairman. Just a  
19 real brief history on this. The Board started this  
20 process, the previous Board -- probably some of you  
21 were on the Board -- where the objective (noise  
22 interruption). There wasn't a statewide meeting at  
23 the time, so you were going through areas as you  
24 went through and making the regulation not  
25 applicable to those areas.

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1           Unfortunately, the last few areas, which  
2           are on the schedule for this year, were -- there was  
3           not -- because this is a -- this is a regulation  
4           that actually affects the Board itself, the public  
5           was never really compelled to put a proposal in for  
6           you. The Department hasn't, and so it's really up  
7           to the Board, I suppose, in the end to ultimately  
8           clean this up.

9           This is our opportunity now at the  
10          statewide meeting. This does have a statewide  
11          application, even though technically part of it  
12          doesn't apply anymore statewide, but as a whole it  
13          does. So this would repeal it off the books.

14          As you saw earlier in this meeting, you  
15          had to consider the criteria for a few proposals,  
16          and later on, if this is not repealed from the  
17          books, you'll have -- for example, the P-cod  
18          proposals you'll be taking up in October, you could  
19          have a situation where you're considering it for  
20          some, yet not other proposals, depending on which  
21          area they're from.

22          Hopefully that helps, Mr. Chair.

23          CHAIRMAN JOHNSTONE: Thank you. It does.

24          Any comments on this? Does staff want to  
25          weigh in on this and give us any additional

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1 information? Director Regnart, do you --

2 DIRECTOR REGNART: Mr. Chairman, actually  
3 Mr. Messing summed it up for the Department's  
4 position on this.

5 CHAIRMAN JOHNSTONE: Okay. What's the  
6 pleasure of the Board on this? Mr. Jensen?

7 MR. JENSEN: Thank you, Mr. Chair.

8 I've been behind a couple of these, and  
9 the reasoning behind it was to streamline a process  
10 a little bit, and the reason we don't need these is  
11 we already do consider all these different  
12 principles when we are making our decisions. We  
13 consider conservation of the groundfish resource, we  
14 try to minimize bycatch, and we try to protect the  
15 habitat, main source, harvest rates by methods and  
16 means and time and area to assure the adequate  
17 reporting and analysis necessary for management of  
18 the fishery.

19 And we go through these steps without  
20 having to have them in front of us, and that's one  
21 of the reasons we've been kind of taking them out  
22 because there's just unnecessary duplicity,  
23 Mr. Chair.

24 CHAIRMAN JOHNSTONE: Thank you, Mr. Jensen.

25 If there's -- if there's going to be a

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1 motion, the motion would be appropriate to -- if the  
2 Board feels we should do away with them, to repeal  
3 5 AAC 28.089, Guiding Principles for Groundfish  
4 Fishery Regulations.

5 UNIDENTIFIED SPEAKER: So moved.

6 UNIDENTIFIED SPEAKER: Second.

7 CHAIRMAN JOHNSTONE: Further discussion on the  
8 motion? Mr. Webster?

9 MR. WEBSTER: Thank you. Yeah, I agree.  
10 Mr. Jensen hit it right on the nailhead. This is  
11 basically just cleaning up what we started at least  
12 one cycle, maybe more than that, ago. And this just  
13 cleans it up, makes it clear so, in the future, if  
14 we're discussing two different areas, we won't be --  
15 as the Department said, we'd have to use them on one  
16 proposal and maybe not use them on the next  
17 proposal.

18 So this is just to make everything  
19 standardized, and it's really more housekeeping than  
20 anything. I'm going to be in support of it,  
21 Mr. Chair.

22 CHAIRMAN JOHNSTONE: Mr. Kluberton?

23 MR. KLUBERTON: Thank you, Mr. Chairman.  
24 Yeah. In the interest of consistency, I think it's  
25 really the Board's only recourse at this point to

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1 make these regulations consistent throughout all  
2 areas in the state. This has never been a  
3 controversial issue. We've not received any  
4 negative feedback when we've taken this action area  
5 by area, so I am in complete agreement with this  
6 concept. Thank you.

7 CHAIRMAN JOHNSTONE: Further comments?

8 UNIDENTIFIED SPEAKER: Question.

9 CHAIRMAN JOHNSTONE: The question has been  
10 called. Errors and omissions, Director Regnart?

11 DIRECTOR REGNART: No, Mr. Chairman.

12 CHAIRMAN JOHNSTONE: Mr. Mitchell?

13 MR. MITCHELL: Mr. Chairman, I didn't hear  
14 reference to cost, but I don't believe this will  
15 have any cost effects on private parties. No errors  
16 or omissions, Mr. Chairman.

17 CHAIRMAN JOHNSTONE: Thank you.

18 Lieutenant Olek?

19 MR. OLEK: No, Mr. Chairman.

20 CHAIRMAN JOHNSTONE: Roll call vote.

21 CLERK: On the Board's generated Proposal A  
22 contained in RC 94, Mr. Webster?

23 MR. WEBSTER: Yes.

24 CLERK: Mr. Jensen?

25 MR. JENSEN: Yes.

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1 CLERK: Mr. Johnstone?

2 CHAIRMAN JOHNSTONE: I need to go back. I  
3 think this is a motion to repeal 5 AAC 28.089,  
4 Guiding Principles for Groundfish Fishery. Does  
5 RC 94 mirror that motion?

6 CLERK: Yes.

7 MR. MESSING: Yes, it does, Mr. Chairman.

8 CHAIRMAN JOHNSTONE: Very good. Yes.

9 CLERK: Mr. Kluberton?

10 MR. KLUBERTON: Yes.

11 CLERK: Ms. Jeffrey?

12 MS. JEFFREY: Yes.

13 CLERK: Mr. Morisky?

14 MR. MORISKY: Yes.

15 CLERK: Mr. Huntington?

16 MR. HUNTINGTON: Yes.

17 CLERK: The motion carries, 7-0.

18 CHAIRMAN JOHNSTONE: Thank you.

19 2:50:08

20 END OF REQUESTED PORTION

21

22

23

24

25





<b>A</b>	7;4:6;5:2 <b>Board's (2)</b> 5:25;6:21	3:15 <b>cycle (1)</b> 5:12	5:7;6:7 <b>future (1)</b> 5:13	<b>K</b>
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