Legislative Committee Members

- Dave Witherell (NPFMC), Chair
- Tom Nies (NEFMC), Vice Chair
- John Carmichael (SAFMC)
- Jessica McCawley (SAFMC)
- Josh DeMello (WPFMC)
- John Gourley (WPFMC)
- Carrie Simmons (GMFMC)
- Ryan Rindone (GMFMC)
- Carlos Farchette (CFMC)
- Miguel Rolon (CFMC)
- Mary Clark Sabo (MAFMC)
- Marc Gorelnik (PFMC)
- David Whaley (Ex Officio Member)
March 2020 Legislative Workgroup meeting

- Received an updated status report on MSA reauthorization and other bills from Dave Whaley
- Reviewed Working Paper as revised to reflect recommended changes from the CCC
- Drafted a consensus statement for Timing for FMP Revisions”
- Recommended that the Working Paper include a date (month/year) when consensus statements are approved and regional perspectives modified.
CCC Legislative Working Paper Updates

• The working paper now has a stand-alone Executive Summary
• The working paper has a new topic “Timing for FMP Revisions”
• The working paper has the topics organized into 3 logical groupings as follows:

<table>
<thead>
<tr>
<th>Science and Data Issues</th>
<th>Fishery Management Issues</th>
<th>Council Process &amp; Authority</th>
</tr>
</thead>
<tbody>
<tr>
<td>• Stock Rebuilding</td>
<td>• Ending Overfishing</td>
<td>• Resources Available for Additional Mandates</td>
</tr>
<tr>
<td>• Climate Change and Regional Action Plans</td>
<td>• Annual Catch Limit Requirements and Exceptions</td>
<td>• Transparency Requirements</td>
</tr>
<tr>
<td>• Recreational Data</td>
<td>• Forage Fish</td>
<td>• NEPA Compliance</td>
</tr>
<tr>
<td>• Commercial Data</td>
<td>• Catch Share Programs</td>
<td>• Other Federal Statutes</td>
</tr>
<tr>
<td>• Stock Assessment and Survey Data</td>
<td>• Mixed Use LAPP Moratorium</td>
<td>• EFP Authority</td>
</tr>
<tr>
<td>• Cooperative Research</td>
<td></td>
<td>• Timing for FMP Revisions</td>
</tr>
<tr>
<td>• Cooperative Data Collection</td>
<td></td>
<td>• Deeming and Transmittal Process</td>
</tr>
<tr>
<td></td>
<td></td>
<td>• Aquaculture</td>
</tr>
</tbody>
</table>

• Deeming and Transmittal Process
The workgroup recommends the following revised consensus statement for “Timing for FMP Revisions”

“Legislated mandates for completing an FMP or regulatory amendment can place unrealistic demands on the Council and NMFS. Regulations are developed by the councils using a scientifically based, deliberative, and transparent process. It takes time to prepare adequate and informative scientific analyses, and receive important feedback from the public on potential impacts of alternatives, for effective decision-making by the councils. After the Council makes a decision and formally provides its recommendations, NOAA Fisheries reviews the submission, prepares proposed regulations if necessary and initiates a rulemaking process pursuant to MSA, NEPA, APA, and other legal requirements. In some cases, there are statutory requirements that limit how rapidly an action can be completed. For example, some statutes specify the minimum time that must be provided for public comments. Rushing to meet an amendment deadline without having adequate time for scientific and public input can result in less than optimal decisions, which in the end may result in a lengthier rulemaking process and provoke unnecessary and time-consuming litigation.”
Next Steps for the Legislative Committee

Assuming the CCC agrees with the Workgroup recommendations for the Working Paper, we will revise the document to:

• Include the new consensus statement for “Timing of FMP Revisions”
• Continue adding and refining regional council perspectives, showing dates (month/year) that the perspectives were last modified