RI DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

Division of Marine Fisheries

Pre-hearing Workshop

January 31, 2023



Purpose of Workshop



- Provide stock status and 2022 fishery performance on selected finfish species
- Provide Division proposals for 2023 management under consideration; provide opportunity for comment and additional proposals to be considered for noticing

Virtual Meeting Participation



- 1. All participants will be muted throughout the meeting.
- 2. To make a comment or ask a question you must use the **Raise Hand** feature in the zoom webinar.
- 3. The meeting facilitator will un-mute one participant at a time to make their comment or ask their question, the participant will then be re-muted.

Please minimize background noise while unmuted! – Thank you

Process and timeline



- **Jan. 31:** Workshop #1
- **<u>Feb. 6:</u>** Workshop #2
- March 6: Public Hearing*
- April 3: RI Marine Fisheries Council
- <u>May 1</u>: Rules effective

* Stay tuned for listserve announcing noticed rule and 30-day comment period





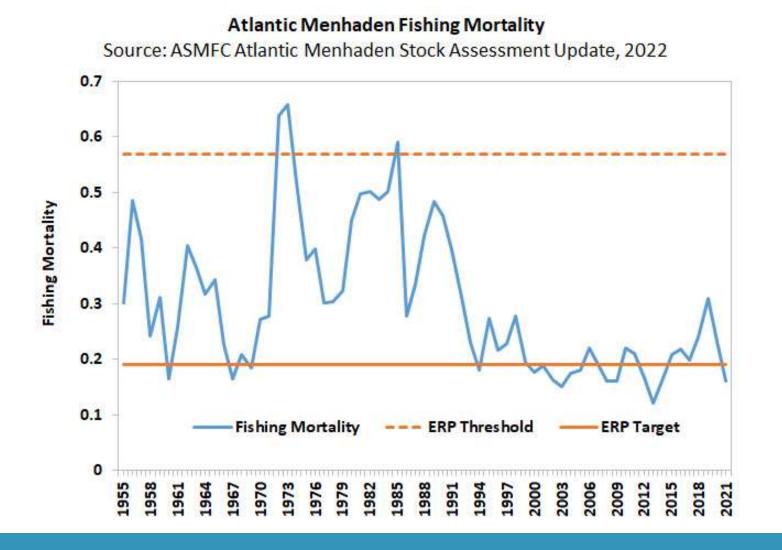
Menhaden

- Summary of Stock Status
- 2022 Rhode Island Commercial Fishery Performance
- 2023 Commercial Management

Menhaden - Stock Status

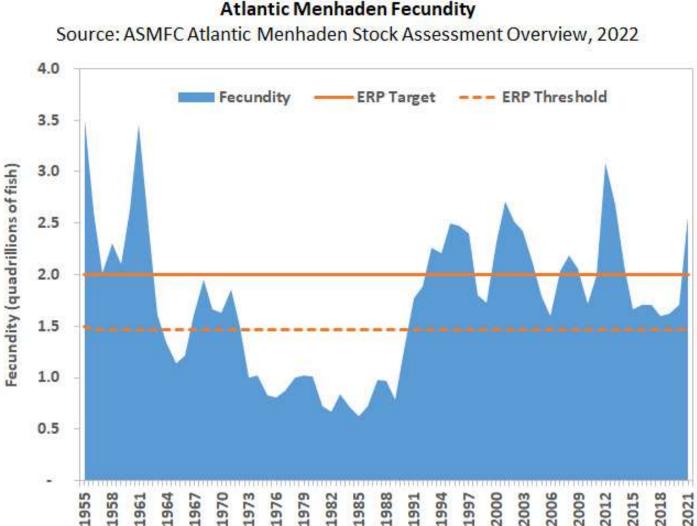


• F in 2021 estimated to be below both the ERP target and threshold, indicating the stock is not experiencing overfishing.



Menhaden - Stock Status cont'd.

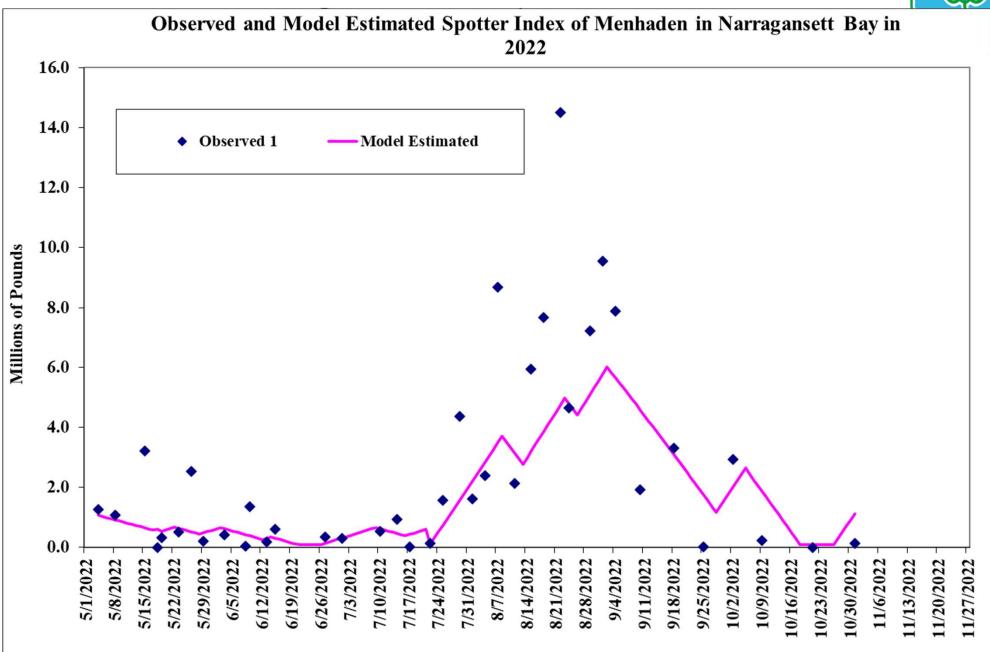
• Fecundity in 2021 estimated to be above both the ERP target and threshold, indicating the stock is not overfished.



Atlantic Menhaden Fecundity



Menhaden - 2022 RI Spotter Pilot



Menhaden - 2022 RI Comm. Landings in Menhaden Management Area



Date	Action	Justification
5/16/22	Open MMA	Biomass Floor
5/17/22	Close MMA	Biomass Threshold
8/9/22	Open MMA	Biomass Floor
10/24/22	Close MMA	Biomass Threshold



Menhaden - 2022 RI Comm. Landings

Initial Quota	Total Landings	Transfers	Quota Remaining
2,196,815 lbs	617,151 lbs	+ 360,000 lbs - 1,820,000 lbs	119,664 lbs

Menhaden - 2023 Proposed Commercial Management



- Total Allowable Catch (TAC) increased to 233,550 mt, ~20% increase from 2021-2022 TAC
- RI allocation increased to 0.81 %
- This results in a RI quota of ~ 4.1 million pounds for 2023

Proposal 1 (Division):

- Clarify that IC/SSF starts when state quota reached
- Remove trammel nets from Incidental Catch small-scale gear types (FMP compliance measure)

Menhaden - 2023 Proposed Commercial Management



Proposal 2 (Industry):

• Weekly possession limit of 120,000 lbs/vessel regardless of MMA status

Proposal 3 (Industry): Not ASMFC Compliant

• Add personal use purse seines to small-scale gear type under the Incidental Catch provision

Proposal 4 (Industry):

- Eliminate 120,000 lb possession limit
- Remove Saturday and Sunday closure, open 7 days/week
- Eliminate aerial survey and biomass thresholds
- Allow access to menhaden control areas
- Have a season start that ends when annual quota is exhausted



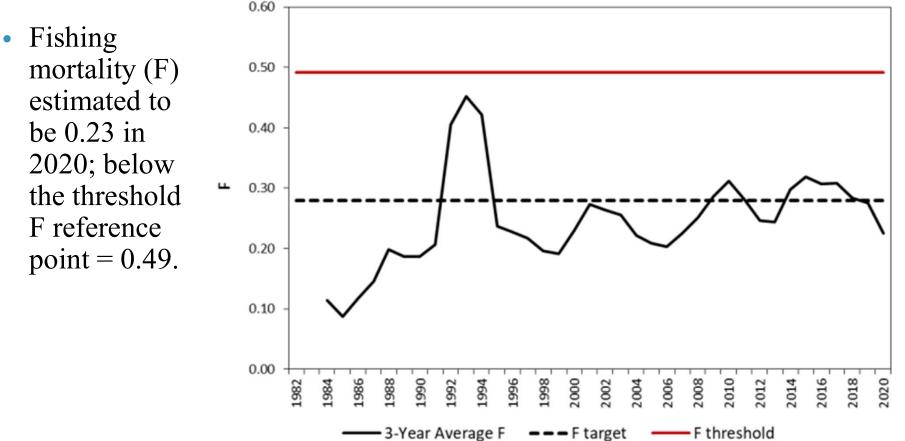


Tautog

- Summary of Stock Status
- 2022 Recreational Fishery Performance
- 2023 Recreational Management
- 2022 Commercial Fishery Performance
- 2023 Commercial Management

Tautog - Stock Status

- Update assessment completed and approved by the Board in October 2021.
- Tautog is not overfished, overfishing is not occurring in the MARI region.

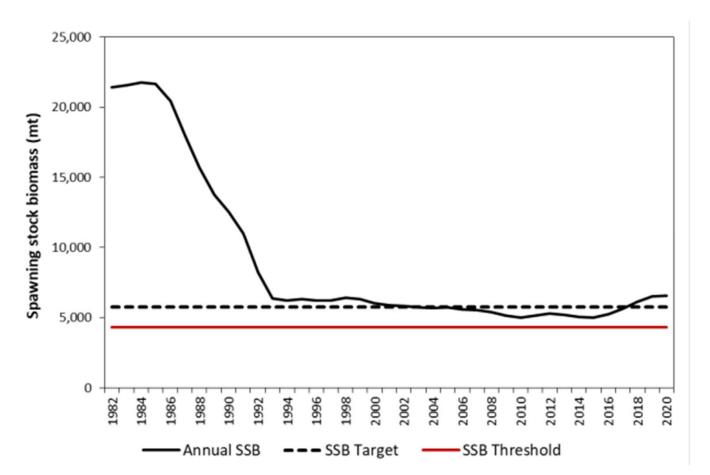




Tautog - Stock Status

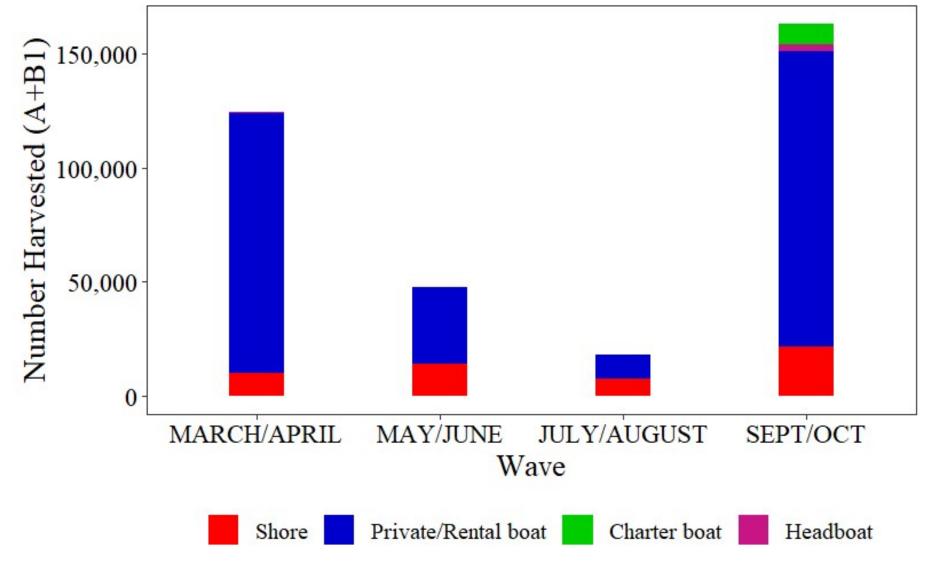


- SSB estimated at 14.9 million lbs (target = 10.09 million lbs; threshold = 7.57 million lbs.)
- No change in quota for 2023.

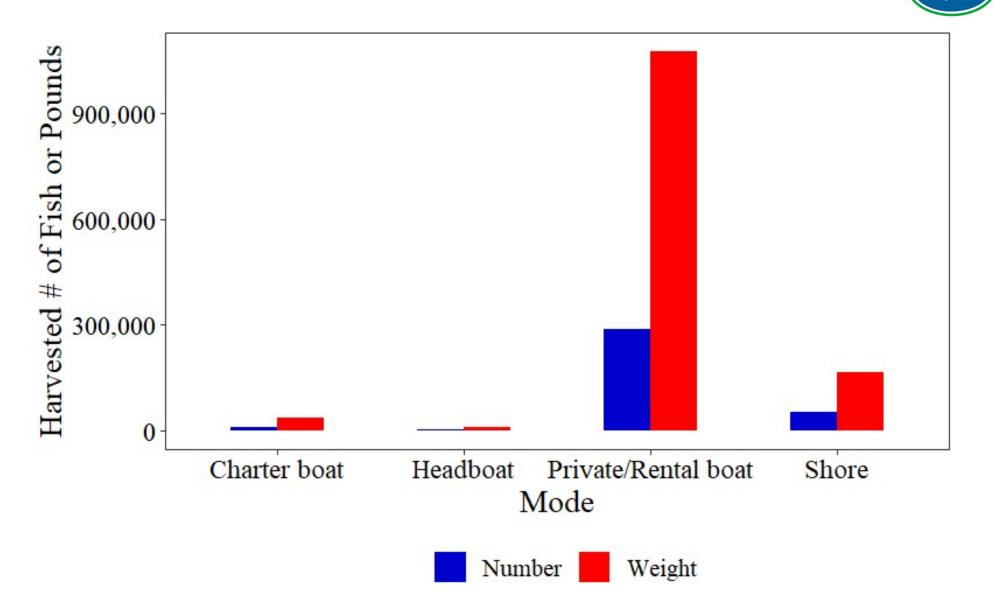


Tautog - 2022 Recreational Fishery Performance



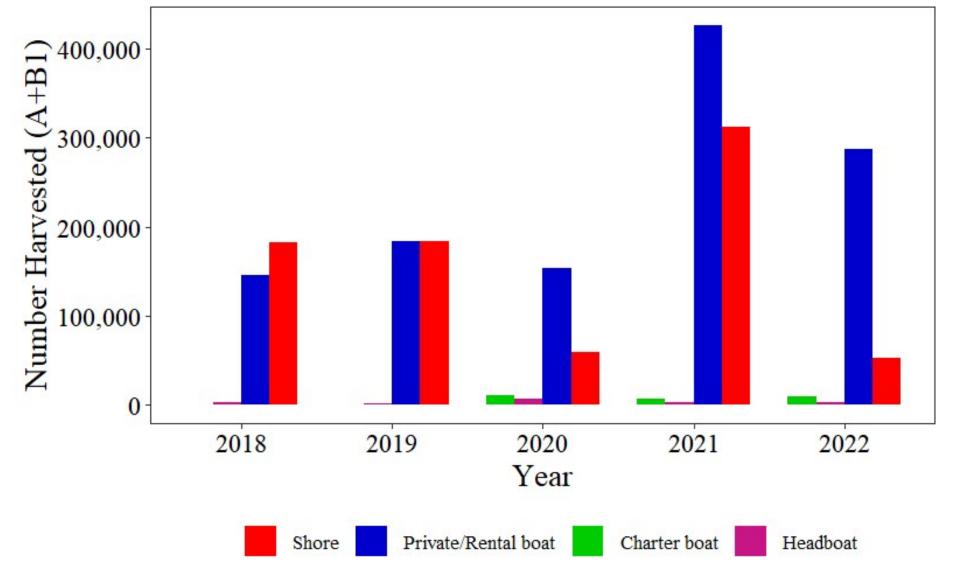


Tautog - 2022 Recreational Fishery Performance



Tautog - 2022 Recreational Fishery Performance





Tautog - 2023 Recreational Management



Current management:

Season	Poss. limit*
Jan. 1 – March 31	Closed
April 1 – May 31	3 fish/day
June 1 – July 31	Closed
Aug. 1 – Oct. 14	3 fish/day
Oct. 15 – Dec. 31	5 fish/day
	Jan. 1 – March 31 April 1 – May 31 June 1 – July 31 Aug. 1 – Oct. 14

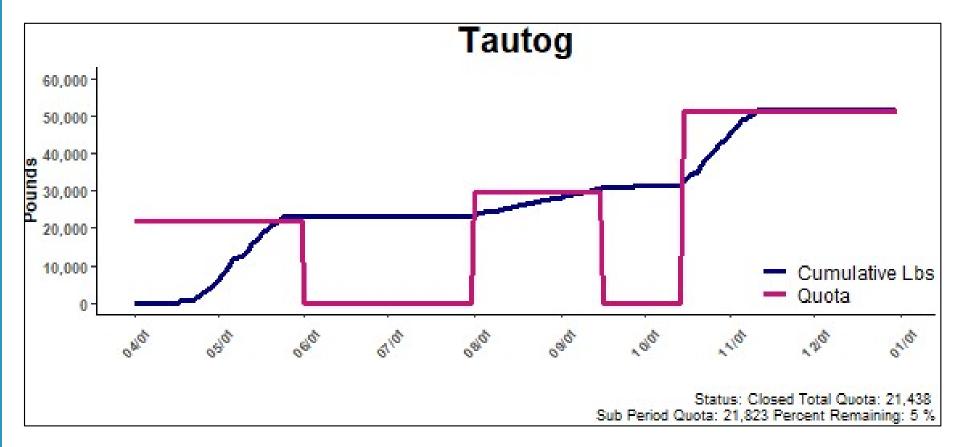
*10 fish/vessel maximum

** Only 1 fish may be above 21"

<u>2023 Management</u>: The Division is not proposing changes to recreational Tautog management for 2023.

Tautog - 2022 RI Commercial Fishery Performance





- In 2022 there was a small overage of 571lbs.
- There is no quota change for 2023. 2023 is anticipated to be 51,348lbs 571lbs (overage from 2022).

Tautog - 2023 Commercial Management



Current management:

Min. size	Season	Allocation	Poss. limit
	January 1 – March 30		Closed
	April 1 – May 31	42.5%	10 fish/vsl/day
1 ())	June 1 – July 31		Closed
16"	August 1 – September 15	15%	10 fish/vsl/day
	September 16 – Oct. 14		Closed
	Oct. 15 – Dec. 31	42.5%	10 fish/vsl/day

<u>2023 Management</u>: The Division is not proposing changes to commercial Tautog management for 2023.

Tautog - 2023 Commercial Management



Proposal 1 (Industry):

Min. size	Season	Allocation	Poss. limit
	January 1 – March 30		Closed
	April 1 – May 31	42.5%	10 fish/vsl/day
16"	June 1 – July 31		Closed
<u>16" – 21"</u>	August 1 – September 15	15%	10 fish/vsl/day
	September 16 – Oct. 14		Closed
	Oct. 15 – Dec. 31	42.5%	10 fish/vsl/day

- "Compatible regulations between adjacent states are desirable to prevent the shift of fishing effort to areas with more liberal regulations, or to an area with an open season."
- Any management change would need interest from MA with a working group to be formed to discuss possible shifts in effort.



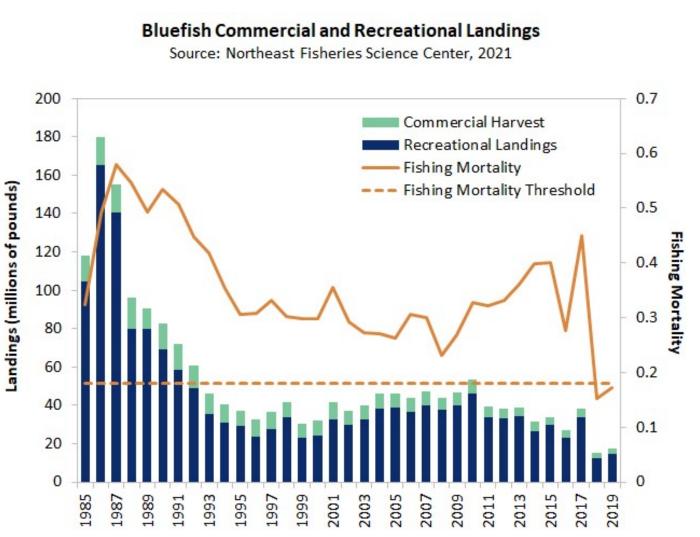


Bluefish

- Summary of stock status
- 2022 recreational fishery performance
- 2023 recreational management
- 2022 commercial fishery performance
- 2023 commercial management

Bluefish - Stock Status

- 2021 update assessment indicates the stock is overfished, however overfishing is not occurring in 2019 relative to the updated BRPs.
- F was estimated to be 0.172 in 2019; below the threshold F reference point = 0.181.
- Although the stock is not experiencing overfishing in 2019, overfishing has occurred in all years prior to 2018.



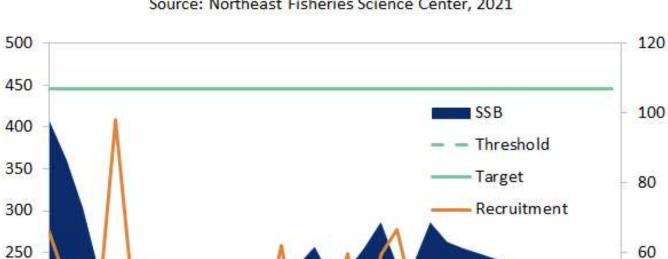


Bluefish - Stock Status

SSB was estimated to be 211 m lbs in 2019, below the SSB threshold of 222 m lbs.

SSB (millions of pounds)

Bluefish Spawning Stock Biomass (SSB) and Recruitment



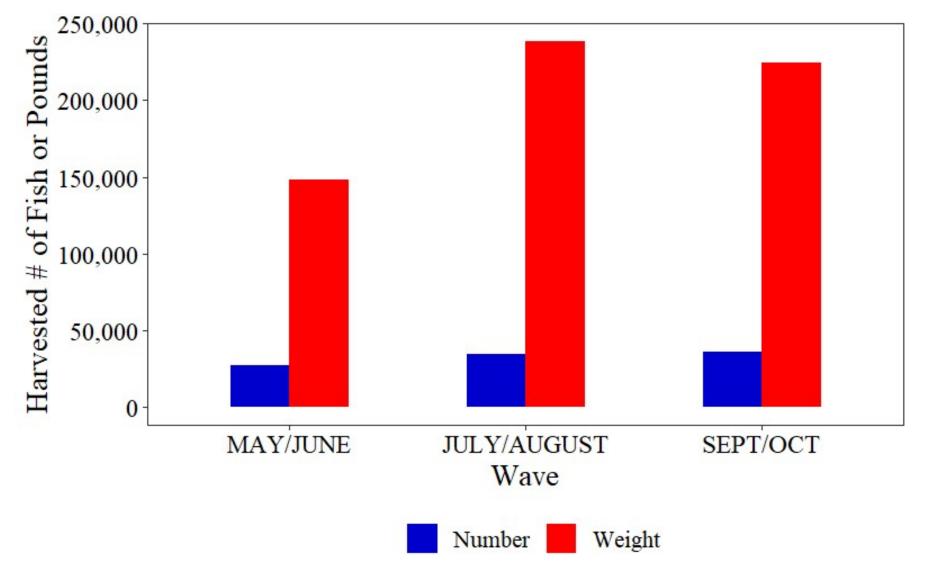
Source: Northeast Fisheries Science Center, 2021



Recruitment (millions of age-0 fish)

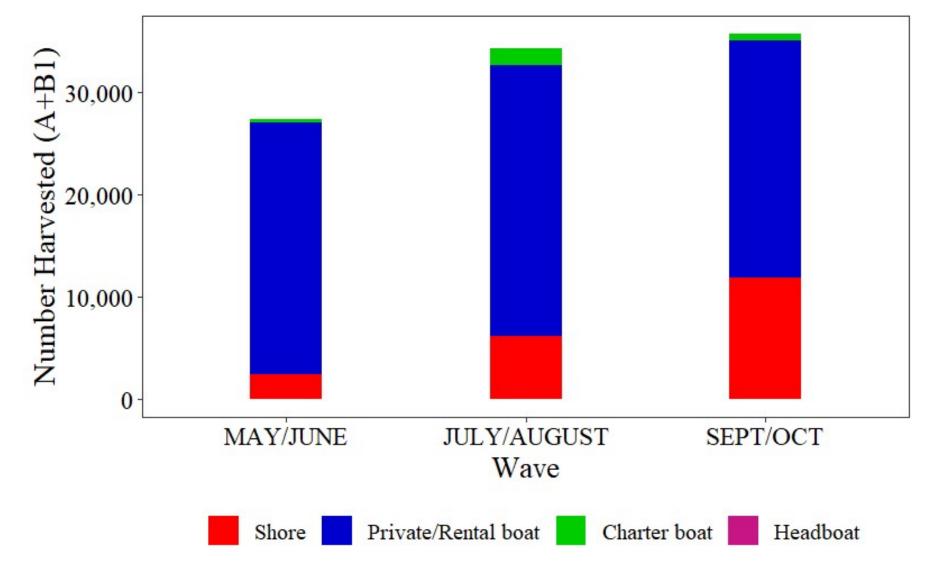
Bluefish - 2022 RI Recreational Fishery Performance





Bluefish - 2022 RI Recreational Fishery Performance





Bluefish - 2023 Recreational Management



• Recreational Harvest Limit (RHL) of 14.11 million lbs set for 2023, a 1.6% increase from the 2022 RHL.

Current management:

Mode	Min. size	Season	Poss. limit
Private/Shore		Jan. 1 – Dec. 31	3 fish/day
For-hire	N/A		5 fish/day

<u>2023 Management</u>: The Division is not proposing changes to recreational Bluefish management for 2023.

Bluefish -2022 Commercial Fishery Performance

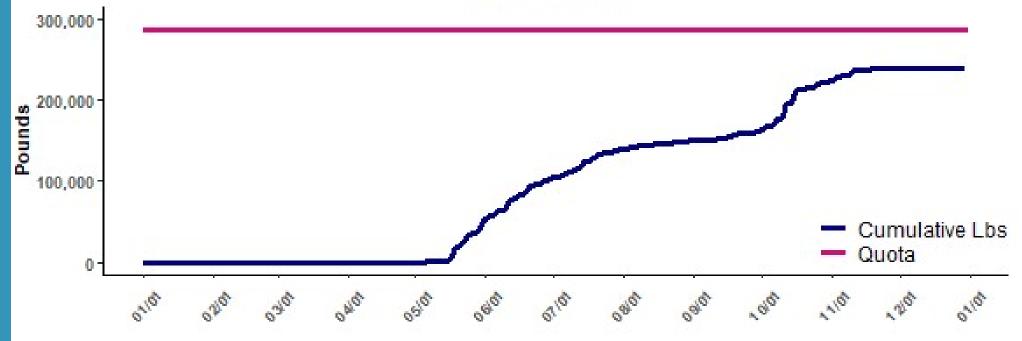


Sub-period	2022 Initial Projected Poundage	2022 Pounds Landed	Possession Limit
Jan. 1 – April 30	7,649	353	1,000 lbs/2 wks (1/1)
May 1 – Nov. 15	232,010	237,213	6,000 lbs/wk (5/1)
Nov. 16 – Dec. 31	15,297	2,938	6,000 lbs/wk (11/16)
Total	254,956	240,504	

• 127,500 pounds transferred from other states for final allocation of *382,456* lbs.

Bluefish - 2022 Commercial Fishery Performance cont'd.





Bluefish - Proposed 2023 Commercial Management Options



- <u>2023 Commercial Quota:</u> 326,165 lbs. (~ 28% increase).
 - The Division will continue to pursue commercial quota transfers in 2023 to avoid an early closure.

<u>2023 Management</u>: The Division is not proposing changes to commercial Bluefish management for 2023.





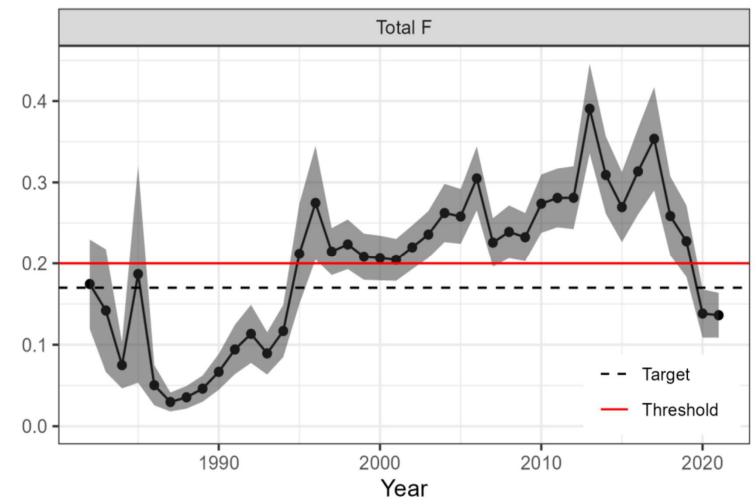
Striped Bass

- Summary of stock status
- 2022 recreational fishery performance
- 2023 recreational management
- 2022 commercial fishery performance
- 2023 commercial management

Striped Bass - Stock Status

• 2022 Stock Assessment update indicates the striped bass stock is overfished and overfishing is not occurring relative to BRPs.

• Fishing mortality (F) was estimated to be 0.14 in 2021; below both the F threshold = 0.20 and the F target = 0.17.



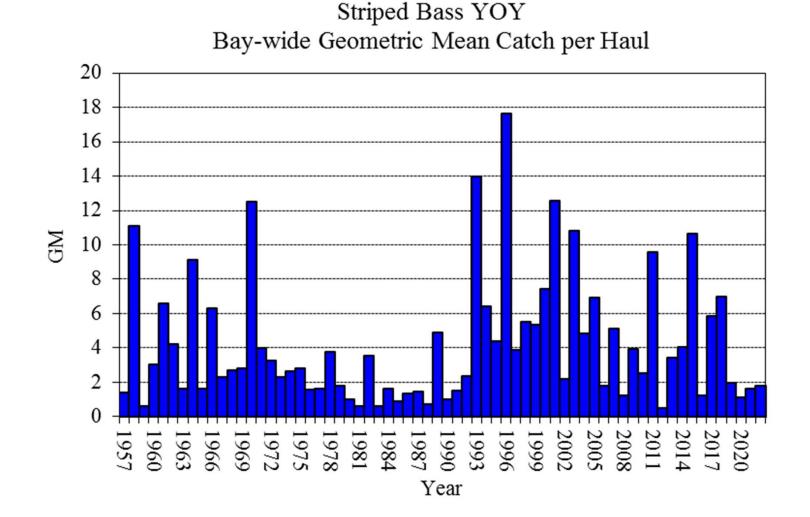
Striped Bass – Stock Status

- SSB was estimated to be 143 m lbs in 2021, below both the threshold and target (188 m lbs and 235 m lbs respectively).
- Strong recruitment Female SSB (mt) has been 120.000 . observed in 2012, 2015, and 2016. 80,000 -• Projections indicate under 40.000 current F, a 78.6% chance Target the stock will Threshold 0 be rebuilt by 2029.

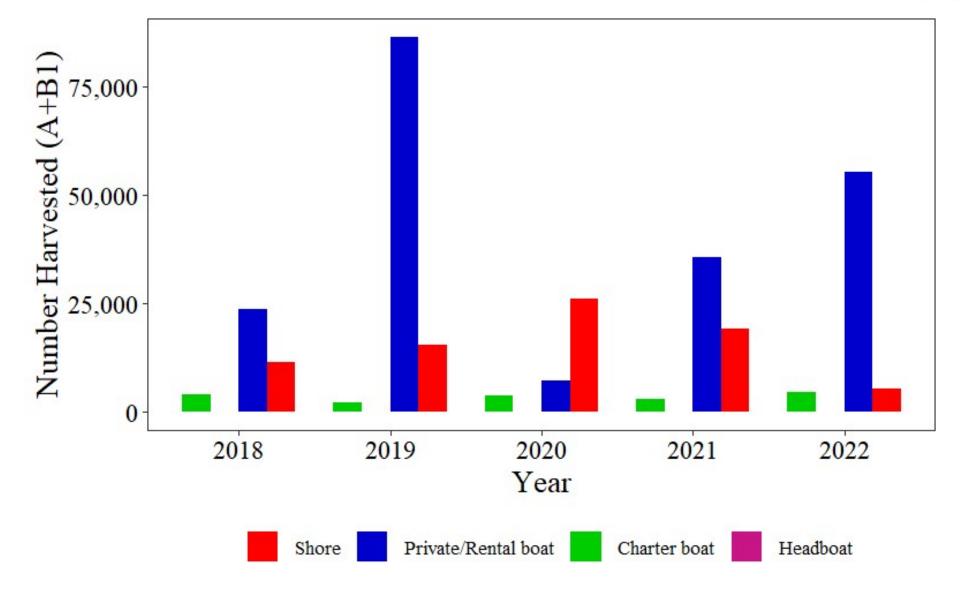
Striped Bass – Stock Status



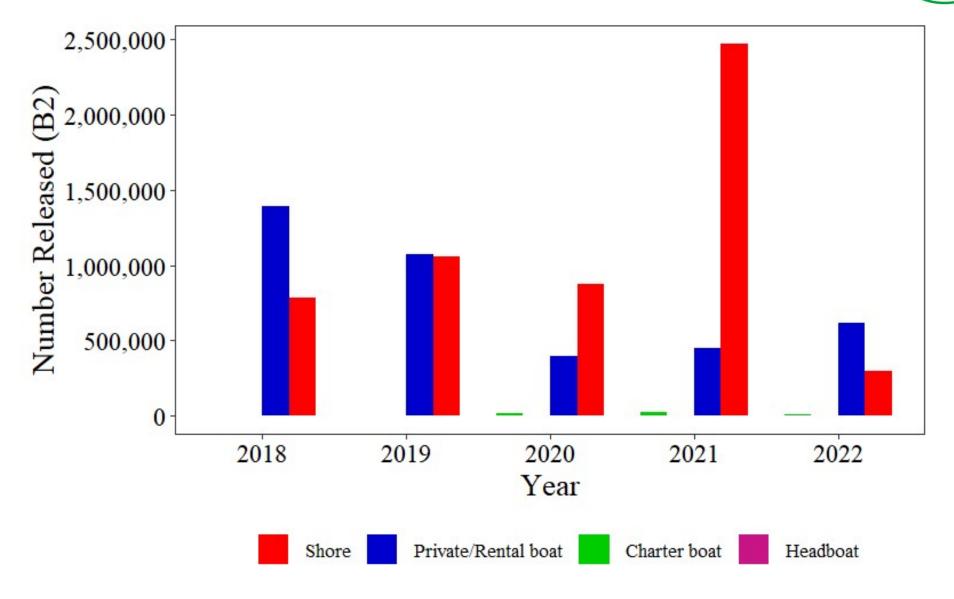
• In 2022 the MD YOY survey indicated a slightly higher abundance relative to 2021.



Striped Bass – 2022 RI Recreational Fishery Performance



Striped Bass – 2022 RI Recreational Fishery Performance



Source: 2022 MRIP, 2022 data preliminary and only through wave 5

ASMFC Striped Bass Management

- Amendment 7 (approved in May 2022)
 - Management triggers
 - Updated recruitment trigger more sensitive to low recruitment
 - 2-year timeframe to establish rebuilding plan when SSB trigger tripped
 - Recreational discard mortality
 - Recreational gaff prohibition
 - Conservation equivalency (CE)
 - No CE when overfished
 - Restrictions on use of MRIP data
 - Uncertainty buffers
- Draft Addendum I to Amendment 7
 - Commercial quota transfers
 - Final action expected today!



Striped Bass – 2023 Recreational Management



Current management:

Min. size	Max. size	Season	Poss. limit
28"	< 35"	Jan. 1 – Dec. 31	1 fish/person/day

Additional Provisions:

- Remove right pectoral fin at time of harvest for striped bass ≥ 34 "
- Circle hooks required when fishing recreationally with bait
- Striped bass caught on any unapproved method of take must be returned to the water immediately without unnecessary injury
- Gaff prohibition when fishing recreationally (1/1/23)

<u>2023 Management:</u> The Division is not proposing changes to recreational Striped Bass management for 2023.

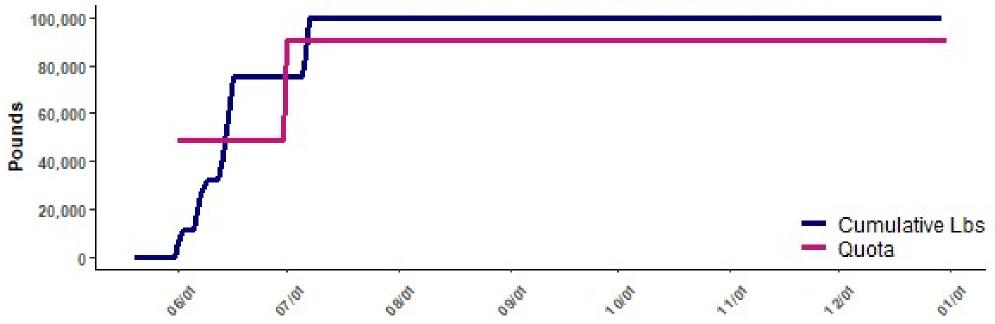
Striped Bass - 2022 Commercial GC Fishery Performance



• **<u>2022 Quota:</u>** 90,822 lbs

Season	Fishing Days Open	Initial Allocation	Adjusted Allocation	Landings	Underage/ Overage
6/1 - 6/19	10	48,825 lbs	N/A	75,726 lbs	-26,901 lbs
7/6 – 7/10	2	41,997 lbs	15,096 lbs	24,247 lbs	-9,151 lbs

Striped Bass General Category



Striped Bass - 2022 Commercial GC Fishery Performance



EFFORT DATA	2021		2022	2
License Count	232		253	
New Licenses			30	
Total Lbs New Licenses			1305	5
Max License/day	115		228	
Avg Licenses/day	35		130	
Max Lbs/day	6,458		15,03	6
DEALER	DATA	# of	Dealers	
Used ST	B tags		18	

 Reports due every Monday and Thursday, no more than 5 days from date of purchase

10

7

44,022

Reports 100% on time

 \geq 50% total lbs reported late

Total lbs late

Striped Bass - 2022 Commercial FFT Fishery Performance



• **<u>2022 Quota:</u>** 58,067 lbs

Season	Days Open	Initial Allocation	Landings
4/1 - 6/2	63	58,067 lbs	С

- Possession limit reduced from UNLIMITED to 500 lbs/licensee/day on 5/21/22
- Quota fully harvested with overage

Striped Bass – 2023 Commercial GC Management



• **<u>RI 2023 Commercial GC Quota:</u>** 90,822 – 9,151 overage = 81,671 lbs

Current management:

Min. size	Season	Allocation	Poss. limit	Closed Days
? 4??	6/1 - 7/5	50%	5 fish/person/day	Fri, Sat & Sun
34"	7/6 - 12/31	50%	5 fish/person/day	Fri, Sat & Sun

Proposal 1 (Division):

Min. size	Season	Allocation	Poss. limit	Closed Days
2 1 ''	6/1 - 7/5 50%	50%	5 fish/person/day	<u>Thurs,</u> Fri, Sat & Sun
34"	7/6 - 12/31	50%	5 fish/person/day	<u>Thurs,</u> Fri, Sat & Sun

 Daily Reporting Requirement to SAFIS for all Dealers who receive comm. <u>Striped Bass tags</u>

Striped Bass – 2023 Commercial GC Management



Proposal 2 (Industry):

Min. size	Season	Allocation	Poss. limit	Closed Days
34"	6/1 – 7/5 <u>12/31</u>	50 <u>100%</u>	5 fish/person/day	<u>Tues, Thurs,</u> Fri, Sat & Sun
	7/6-12/31	50%	5 fish/person/day	Fri, Sat & Sun

Proposal 3 (Industry):

Min. size	Season	Allocation	Poss. limit	Closed Days
34"	6/1 – 7/5 <u>7/3</u>	50%	5 fish/person/day	Wed, Fri, Sat & Sun
34	7/6 <u>7/4</u> – 12/31	50%	5 fish/person/day	Wed, Fri, Sat & Sun

Striped Bass – 2023 Commercial FFT Management



• **<u>RI 2023 Commercial Quota:</u>** 58,067 lbs - 2022 overage

Current management:

Min. size	Season	Poss. limit
26"	April 1 - Dec. 31	Unlimited; @ 70% trigger, reduces to 500 lbs/licensee/day

<u>2023 Management</u>: The Division is not proposing changes to commercial FFT Striped Bass management for 2023.

Striped Bass – 2023 Commercial Tagging Update



2023 Tagging program changes:

- Each dealer who received tags in 2022 will receive a letter detailing:
 - 2022 tag performance
 - 2022 SAFIS reporting
 - New 2023 daily tag limits
- Dealers will no longer receive all tags prior to start of season and will be issued small allotments, e.g., 200 tags at a time
- Dealers will only be issued additional tags when they have submitted reports on previously issued tags and are up to date on SAFIS reports



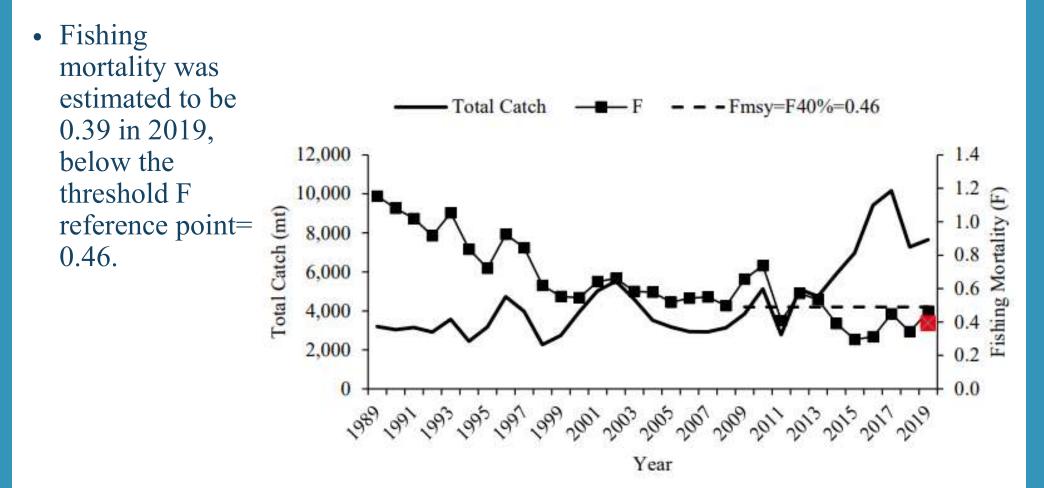


Black Sea Bass

- Summary of Stock Status
- 2022 RI Recreational Fishery Performance
- 2023 Recreational Management

Black Sea Bass - Stock Status

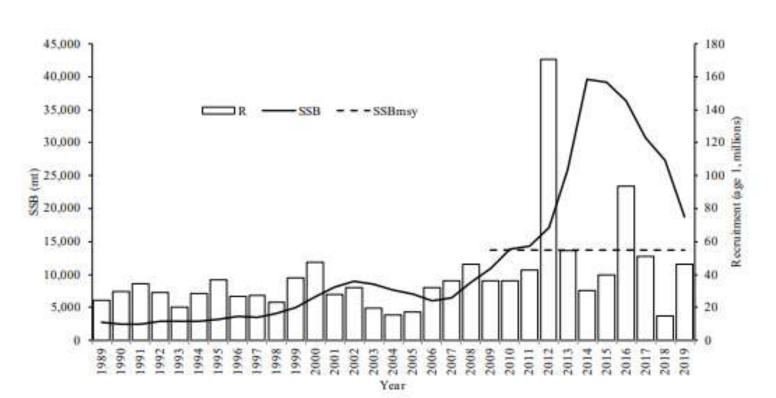
- Management Track Stock Assessment in 2021; biological reference points (BRPs) updated.
- Black sea bass is not overfished; overfishing is not occurring relative to BRPs.



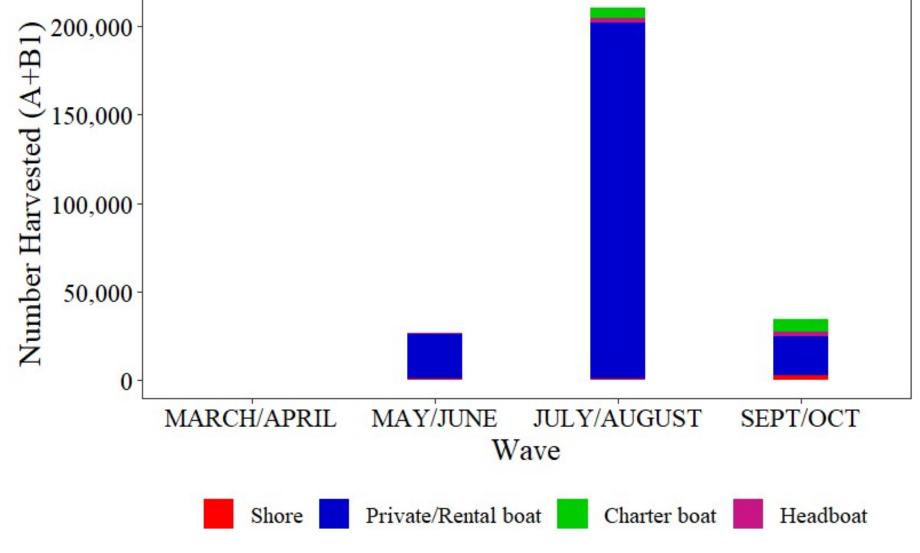
Black Sea Bass - Stock Status cont'd.



- Spawning Stock Biomass (SSB) estimated to be 65.6 m lbs (29,769 mt) in 2019, 2.1X the SSB reference point = 31.8 m lbs (14,441 mt).
- 2018 year class estimated ~79.4 million fish, above average.
- Recreational harvest to take 10% reduction



Black Sea Bass – 2022 RI Recreational Fishery Performance



Source: 2022 MRIP; 2022 data preliminary and only through wave 5

Black Sea Bass - 2023 Recreational Management



• MAFMC requiring 10% coastwide reduction in 2023

Current management:

Mode	Min. size	Season	Poss. limit
		Jan. 1 – May 21	Closed
Gen. Rec	Gen. Rec 16"	May 22 – Aug. 31	2 fish/day
		Sept. 1 – Dec. 31	3 fish/day
	Party/ Charter 16"	Jan. 1 – June 17	Closed
•		June 18 – Aug. 31	2 fish/day
		Sept. 1 – Dec 31	6 fish/day

<u>2023 Management</u>: The Division is accepting proposals for regulatory changes that would achieve a 10% reduction.

Black Sea Bass - 2023 Rec Management

Industry Proposal 1:



Mode	Min. size	Season	Poss. limit	Est. Reduction	
		Jan. 1 – May 21	Closed		
Gen. Rec	<u> 16.5"</u>	<u> 16.5"</u>	May 22 – Aug. 31	2 fish/day	
		Sept. 1 – Dec. 31	3 fish/day	11 750/	
		Jan. 1 – June 17	Closed	11.75%	
Party/Charter 16"	<u> 16.5"</u>	June 18 – Aug. 31	2 fish/day		
		Sept. 1 – Dec 31	6 fish/day		

Industry Proposal 2:

Mode	Min. size	Season	Poss. limit	Est. Reduction	
		Jan. 1 – May 21	Closed		
Gen. Rec	Gen. Rec <u>16.5</u> "	May 22 – Aug. 31	2 fish/day		
		Sept. 1 – Dec. 31	3 fish/day	11 260/	
		Jan. 1 – June 17	Closed	11.36%	
Party/Charter	16"	June 18 – Aug. 31	2 fish/day		
		Sept. 1 – Dec 31	6 fish/day		

Black Sea Bass - 2023 Rec Management

Industry Proposal 3:



Mode	Min. size	Season	Poss. limit	Reduction	
Gen. Rec		Jan. 1 – May 21	Closed		
	16" <u>16.5"</u>	May 22 – Aug. 31	2 fish/day	h/day N/A h/day ~8% h/day ~8% h/day the st. Reduction losed sh/day ~10.3%	
		Sept. 1 – Dec. 31	3 fish/day		
		Jan. 1 – June 17 <u>13</u>	CLOSED		
Party/Charter	<u> 16" 16.5"</u>	June <u>18 14</u> – Aug. 31	2 fish/day	~8%	
		Sept. 1 – Dec 31	6 fish/day		
Industry Pr	<u>oposal 4:</u>				
Mode	Min. size	Season	Poss. limit	Est. Reduction	
Gen. Rec		Jan. 1 – May 21	Closed		
	16" <u>16.5"</u>	May 22 – Aug. 31 <u>24</u>	2 fish/day	~10.3%	
		Sept. 1 Aug. 25 – Dec. 3	1 3 fish/day		
Party/Charter		Jan. 1 – June 17	Closed		
	16" <u>16.5"</u>	June 18 – Aug. 31	2 fish/day	~8% Est. Reduction	
		Sept. 1 – Dec 31	6 fish/day		





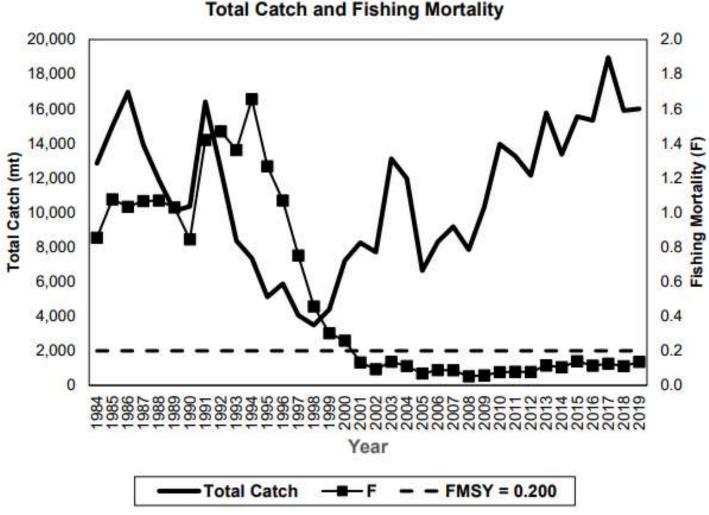
Scup

- Summary of Stock Status
- 2022 RI Recreational Fishery Performance
- 2023 Recreational Management

Scup - Stock Status

- Management Track Stock Assessment completed in 2021; biological reference points (BRPs) updated.
- Scup is not overfished; overfishing is not occurring relative to BRPs.

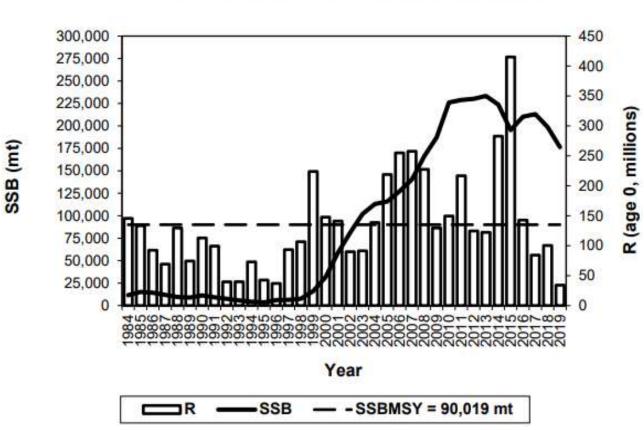
 Fishing mortality was estimated to be 0.136 in 2018, below the threshold F reference point = 0.20.





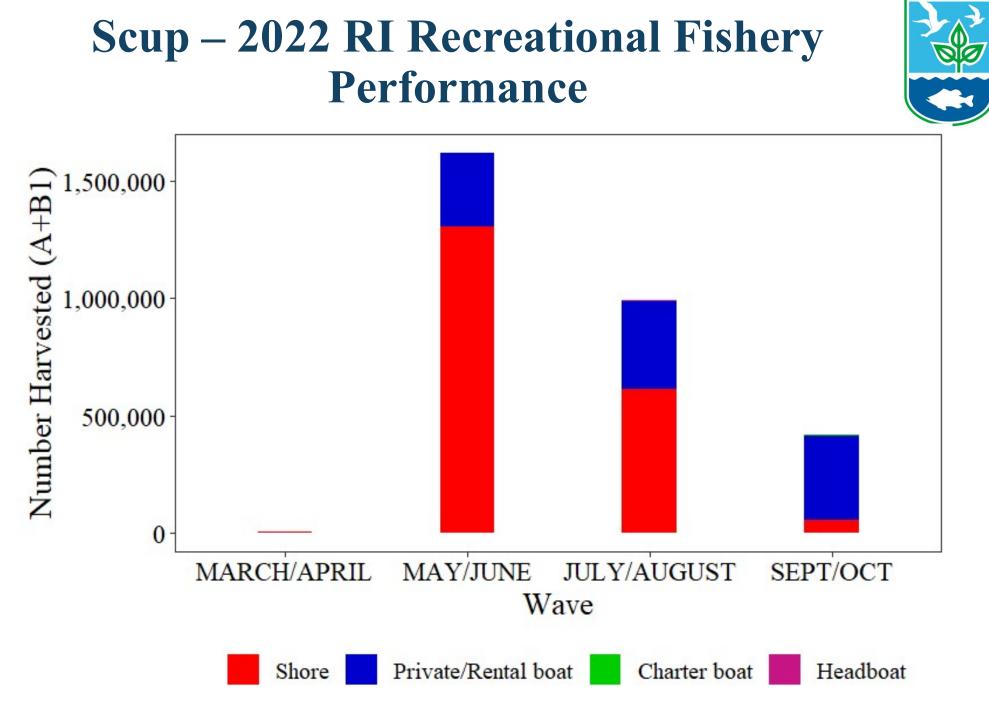
Scup - Stock Status cont'd.

- SSB estimated to be 389 m lbs in 2019, above the updated SSB reference point = 198.46 m lbs and the SSB threshold = 99.23 m lbs.
- 2017 2019 year classes estimated to be below average.
- 2023 recreational fishery required to take a 10% reduction
- Council and Board voted to change federal measures: season starts May 1 and possession limit reduced from 50 to 40 fish. States must also achieve 10% reduction



Spawning Stock Biomass (SSB) and Recruitment (R)





Source: 2022 MRIP; 2022 data preliminary and only through wave 5



• MAFMC requiring 10% coastwide reduction in 2023

Current management:

Sector	Min. size	Season	Poss. limit
Gen. rec.	10"	Jan. 1 – Dec. 31	30 fish/day
Party/ Charter	10"	Jan. 1 – Aug. 31	30 fish/day
		Sept. 1 – Oct. 31	50 fish/day
		Nov. 1 – Dec. 31	30 fish/day
Special Shore	9"	Jan. 1 – Dec. 31	30 fish/day

<u>2023 Management</u>: The Division is accepting proposals for regulatory changes that would achieve a 10% reduction.



Federal Waters Management:

Sector	Min. size	Season	Poss. limit
All	10"	Jan. 1 <u>May 1</u> – Dec. 31	<mark>50 <u>40</u> fish/day</mark>

- MAFMC requiring a 10% coastwide reduction in 2023.
- These measures DO NOT achieve the full 10% reduction therefore states need to take additional measures through ASMFC.

Proposal 1 (Regional proposal - CT, NY, MA, RI):



Sector	Min. size	Season	Poss. limit
Gen. rec. Private	<u> 10" 10.5"</u>	Jan. 1 May 1 – Dec. 31	30 fish/day
		Jan. 1 <u>May 1</u> – Aug. 31	30 fish/day
Party/ Charter	<u> 10" 10.5"</u>	Sept. 1 – Oct. 31	<mark>50 <u>40</u> fish/day</mark>
		Nov. 1 – Dec. 31	30 fish/day
Special Shore Shore	9"	Jan. 1 May 1 – Dec. 31	<mark>30-<u>20</u> fish/day</mark>

Proposal 2 (Regional proposal - CT, NY, MA, RI):

Sector	Min. size	Season	Poss. limit
Gen. rec. Private	<u> 10" 10.5"</u>	Jan. 1 May 1 – Dec. 31	30 fish/day
		Jan. 1 <u>May 1</u> – Aug. 31	30 fish/day
Party/ Charter	<u> 10" 10.5"</u>	Sept. 1 – Oct. 31	<mark>50 <u>40</u> fish/day</mark>
		Nov. 1 – Dec. 31	30 fish/day
Special Shore Shore	9 - <u>10"</u>	Jan. 1 May 1 – Dec. 31	30 fish/day

**Proposals must still be run through the estimation model to ensure it achieves the required 10% reduction (measures may need to be adjusted).



Proposal 3 (Industry):

Sector	Min. size	Season	Poss. limit
Gen. rec.	<u>10" 10.5"</u>	Jan. 1 – Dec. 31	30 fish/day
Party/ Charter		Jan. 1 – Aug. 31	30 fish/day
	10" <u>10.5"</u>	Sept. 1 – Oct. 31	50 fish/day
		Nov. 1 – Dec. 31	30 fish/day
Special Shore	<u>9" 9.5"</u>	Jan. 1 – Dec. 31	30 fish/day

Achieves a ~14% reduction

**Proposals must still be run through the estimation model to ensure it achieves the required 10% reduction (measures may need to be adjusted).





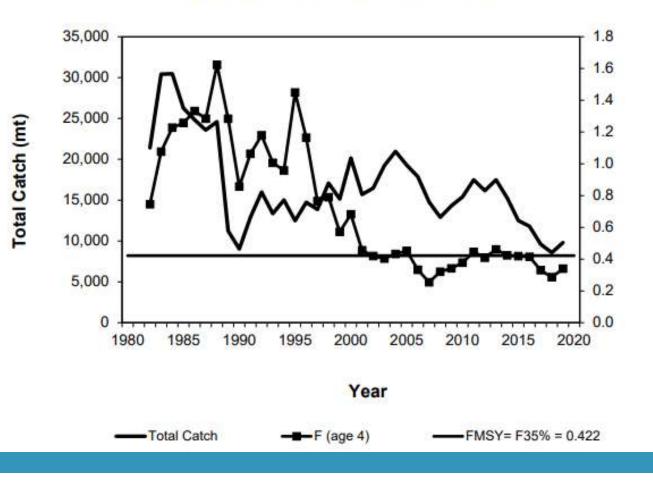
Summer Flounder

- Summary of Stock Status
- 2022 RI Recreational Fishery Performance
- 2023 Recreational Management

Summer Flounder - Stock Status

- Management Track Stock Assessment in 2021; biological reference points (BRPs) updated
- The summer flounder stock is not overfished; overfishing not occurring relative to BRPs.

• Fishing mortality was estimated to be 0.340 in 2019,below the threshold F reference point = 0.422.



Total Catch and Fishing Mortality (F)

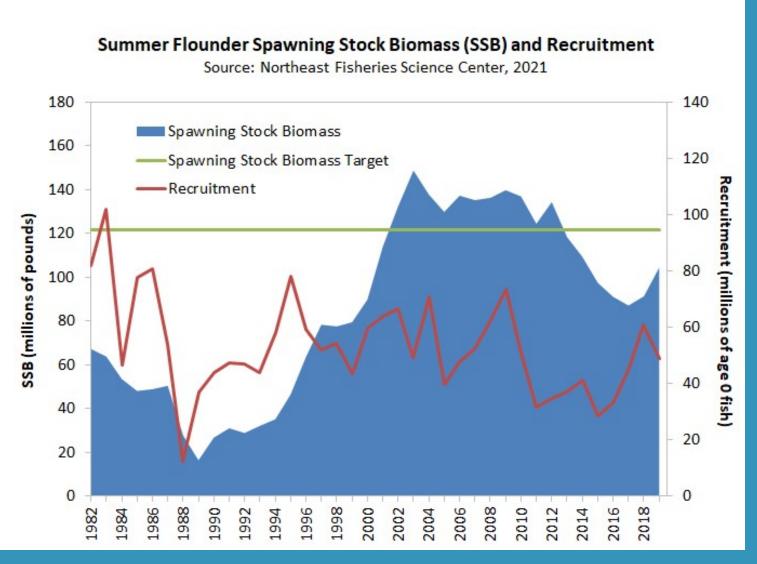


F (age 4)

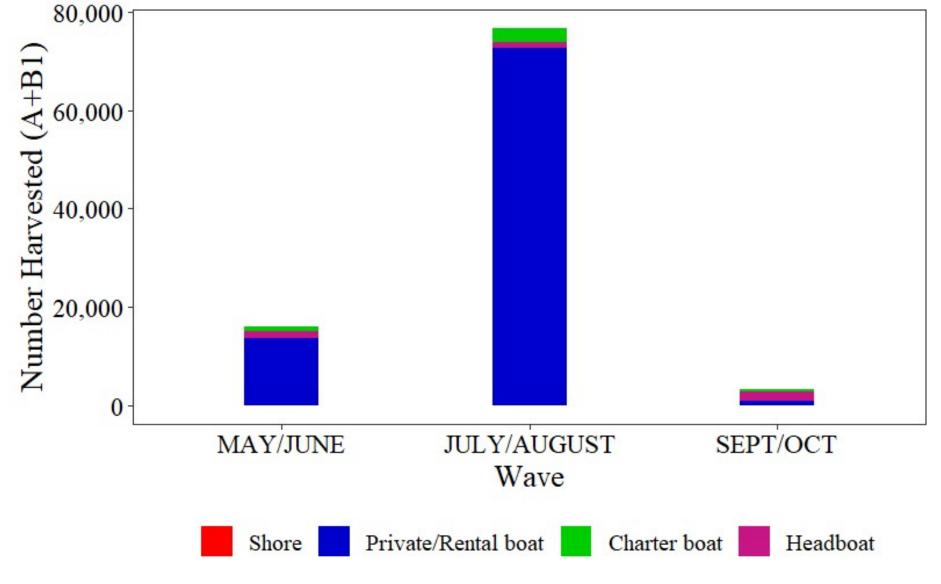
Summer Flounder - Stock Status cont'd.



- SSB estimated to be 104.5 m lbs in 2019, below the SSB reference point = 121.7 m lbs but above the SSB threshold = 60.9 m lbs.
- The 2019 year class is currently estimated to be about 49 million fish, below the average of 53 million fish.
- No reduction for summer flounder required in 2023.



Summer Flounder – 2022 RI Recreational Fishery Performance



Source: 2022 MRIP; 2022 data preliminary and only through wave 5

Summer Flounder - 2023 Recreational Management



• Recreational Harvest Limit (RHL) of 10.62 m lbs set for 2023; a 3% increase over the 2022 RHL.

Current management:

Sector	Min. size	Season	Poss. limit
Gen. Rec.	18"	May 3 – Dec. 31	4 fish/day
Special Shore	18" (2 fish may be 17")	May 3 – Dec. 31	4 fish/day

2023 Management: The Division is not proposing changes to recreational Summer Flounder management for 2023 at this time. The ASMFC has specified that summer flounder will remain status quo in 2023.

Definitions and General Provisions



- Addition of several terms consistent with statute
- Removal of terms not used in rules
- Addition of new species (e.g., cobia, Spanish mackerel) to species list
- Other minor non-substantive clarifications

End of Slides!



