

Science, Service, Stewardship



Draft Process for Setting Enforcement Priorities

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Goal

- Establish a process for setting annual enforcement priorities at the national and regional level by September 1st.
- Process should lead to priorities that:
 - Support NOAA's statutory mandates;
 - Support DOC and NOAA strategic goals;
 - Utilize stakeholder input;
 - Increase compliance;
 - Emphasize partnerships; and
 - Promote effective and fair enforcement programs.

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Many suggested priorities ...

- “Resource conservation”
- “Gaining compliance”
- “Balanced, consistent, fair enforcement”
- “Impact on resources”
- “Better understanding of regulations”
- “Deterring egregious violations”
- “Impacts on fishermen”
- “International violations”
- “Public awareness”

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Effective priorities – How do we get there?

Listen

- Provide ample, easy, and effective opportunities
- Two way communication
- Non-regulatory environment

Understand

- Basis for regulations
- Concerns associated with regulations
- Potential resource threats

Decide

- Set priorities at the regional and national level
- Reflect what we've heard
- Inform stakeholders

Evaluate

- Identify goals
- Develop meaningful measures
- Make corrections as needed

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Mission - What are we trying to accomplish?

- DOC**
 - Create the conditions for economic growth and opportunity by promoting innovation, entrepreneurship, competitiveness, and stewardship.
- NOAA**
 - To understand and predict changes in Earth's environment and conserve and manage coastal and marine resources to meet our nation's economic, social, and environmental needs.
- NMFS**
 - Stewardship of living marine resources through science-based conservation and management, and the protection and restoration of healthy ecosystems.
- OLE**
 - To conserve and protect our nation's marine resources through assuring compliance with the laws and regulations established to manage these resources.

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Which Statutes?



- Magnuson-Stevens Fishery Conservation and Management Act
- Endangered Species Act
- Marine Mammal Protection Act
- Lacey Act
- Marine Sanctuaries Act

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What programs or activities?

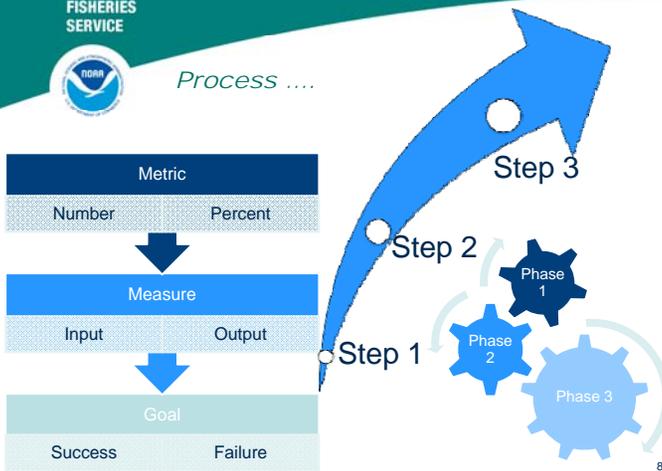
- PATROLS AND INVESTIGATIONS** - Conduct investigations and patrols to enforce marine resource laws, bring to justice violators and ensure compliance.
- COPPS** - Constituent outreach and communication through Community Oriented Policing and Problem Solving (COPPS).
- TECHNOLOGY & VMS** - Maximize compliance & fishery management through Vessel Management System (VMS) partnerships.
- PARTNERSHIPS** - Enhance and maintain our law enforcement partnerships with other federal, state, local and tribal enforcement agencies, as well as industry, non-governmental organization and "friends group" representatives.

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Process



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Consultation - September to December 2010

- Consult with stakeholders to inform potential national and regional priorities.
- Target specific meetings to discuss priorities
 - Fishery Management Council meetings
 - Interstate Fisheries Commission meetings
 - Take reduction team meetings
 - Recovery planning meetings
 - Sanctuary advisory committee meetings
 - State enforcement agency meetings
 - Federal enforcement meetings
 - Etc.

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Develop Draft Priorities - January to February

- Select two national priorities that will be in effect for two years.
- Develop criteria for selecting regional priorities.
 - DOC and NOAA strategic plans
 - Risks to the resources due to non-compliance
 - Likelihood of success in improving compliance
 - Level of enforcement in the past
- Priorities should look across all NOAA statutory authorities and obligations.

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Stakeholder Input - March and April

- Post draft national and regional priorities on OLE and GCEL websites for public input.
- Discuss draft priorities at regional meetings and stakeholder forums.

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Revise draft priorities - May

- OLE and GCEL revise draft priorities based on public input.
- Ensure draft plans for addressing priorities:
 - Specifically identify the problem;
 - Provide a specific approach or approaches to address the problem;
 - Identify desired outcomes, milestones, and performance measures; and
 - Methods for evaluating success.

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Finalize and Implement Priorities – June to September

- Draft regional priorities and proposals submitted to the Director, OLE, and Assistant General Counsel, GCEL for review and approval (June).
- Draft plan outlining national and regional priorities submitted to NOAA Assistant Administrator for Fisheries and General Counsel for review and approval (July).
- National and regional priorities posted to OLE and GCEL websites (August).
- National and regional priorities reflected in implementation of new fiscal year operating plans (October 1).

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Evaluation

- Regional enforcement proposals evaluated annually.
- National priorities to be reviewed every two years.
- Base evaluations on:
 - Annual and quarterly milestones;
 - Budget / expenditure tracking;
 - OLE and GCEL case tracking systems;
 - State enforcement agency information; and
 - US Coast Guard information

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So, what about the short-term?

How do we run a credible process for setting short-term (FY 2010) priorities?

Possibilities:

- Review survey results as a starting point
- Build on current regional processes and priorities
- Inform current activities through up coming consultations
- Other?

Note: Our actions in response to the OIG reports will be implemented.

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Next Steps

- Your ideas and feedback.
- Review responses to questions 9 -11 of the survey.
- Revise and finalize process by September 1st
- **Get started**

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