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**OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA**

MEMORANDUM

TO: Shellene Hutter
Department of Fish and Game

FROM: April Simpson, Office of the Lieutenant Governor
465.4081

DATE: May 29, 2019

RE: Filed Permanent Regulations: Board of Fisheries

Board of Fisheries Regulations re: Jan 15-19,2019 Anchorage Meeting: Arctic, Yukon, Kuskokwim, and Southeast Alaska Areas Finfish and Fisheries (5 AAC 01.190 - 5 AAC 77.171)

Attorney General File:	2018200693 Part 2
Regulation Filed:	5/29/2019
Effective Date:	6/28/2019
Print:	230, July 2019

cc with enclosures: Linda Miller, Department of Law
Judy Herndon, LexisNexis

**ORDER CERTIFYING THE CHANGES TO REGULATIONS
OF THE ALASKA BOARD OF FISHERIES**

The attached 33 pages of regulations, dealing with subsistence, sport, personal use and commercial fishing regulations in the Arctic, Yukon, Kuskokwim and Southeast Alaska Areas are certified to be a correct copy of the regulation changes that the Alaska Board of Fisheries adopted at its January 15th – 19th, 2019 meeting in Anchorage, Alaska, under the authority of AS 16.05.251 and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

On the record, in considering public comments, the Alaska Board of Fisheries paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes described in this order take effect on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.


DATE: 5/13/19
Anchorage, Alaska



Benjamin Mulligan, Deputy Commissioner
Department of Fish and Game

FILING CERTIFICATION

I, Kevin Meyer, Lieutenant Governor for the State of Alaska, certify that on MAY 29, 2019, at 3:00 P.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.



Kevin Meyer, Lieutenant Governor
State of Alaska

Effective: June 28, 2019.

Register: 230, July 2019.

STATE OF ALASKA
DEPARTMENT OF FISH AND GAME
P.O. BOX 115526
JUNEAU, ALASKA 99811

DELEGATION OF AUTHORITY

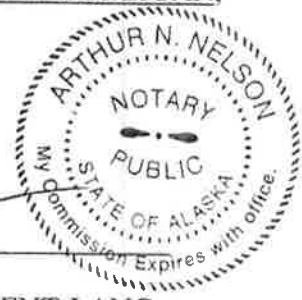
UNDER AS 44.17.010, THE AUTHORITY AND RESPONSIBILITY FOR ADOPTING
REGULATIONS OF THE DEPARTMENT OF FISH AND GAME UNDER THE ALASKA
ADMINISTRATIVE PROCEDURE ACT ARE DELEGATED TO BENJAMIN MULLIGAN,
DEPUTY COMMISSIONER.

SIGNED:

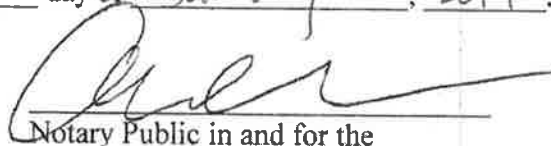


DOUGLAS VINCENT-LANG

(Please print name)



SIGNED AND SWORN TO before me this 3rd day of January, 2019.



Notary Public in and for the
State of Alaska

My commission expires: with office

Title 5. Fish and Game.

Chapter 01. Subsistence Finfish Fishery.

Article 3. Norton Sound-Port Clarence Area.

5 AAC 01.190 is repealed:

5 AAC 01.190. Subdistrict 1 of the Norton Sound District Chum Salmon

Management Plan. Repealed. (Eff. 6/17/2001, Register 158; am 5/19/2004, Register 170; am 4/13/2013, Register 206; repealed 6 / 28 / 2019, Register 230)

Authority: AS 16.05.060 AS 16.05.251 AS 16.05.258

Article 4. Yukon Area.

5 AAC 01.210(b)(3) is amended to read:

(3) District 4, and Subdistricts 5-A, 5-B, and 5-C: two 48-hour fishing periods per week, except that in Subdistricts 5-A, 5-B, and 5-C, when the department's inseason projection of the fall chum salmon run is greater than or equal to 700,000 fish based on the summer to fall chum salmon historic relationship, the fishing schedule will be seven days per week coinciding with the migratory timing of the fall chum salmon run;

5 AAC 01.210(c) is amended to read:

(c) When there are commercial salmon fishing periods, in the following locations, in addition to subsistence fishing periods opened by emergency order, salmon may be taken for

subsistence during commercial salmon fishing periods, except that, unless allowed by emergency order, salmon may not be taken for subsistence during the 24 hours immediately before the opening of the commercial salmon fishing season:

...

Note to Publisher: The remainder of 5 AAC 01.210(c) remains unchanged.

5 AAC 01.210(e) is amended to read:

(e) In Districts 1, 2, and 3, excluding the Innoko River drainage, unless allowed by emergency order, salmon may not be taken for subsistence during the 24 hours immediately before the opening of the commercial salmon fishing season, and

...

Note to Publisher: The remainder of 5 AAC 01.210(e) remains unchanged.

(In effect before 1982; am 4/14/82, Register 82; am 4/16/83, Register 86; am 6/30/83, Register 86; am 5/11/85, Register 94; am 4/2/88, Register 105; am 7/16/92, Register 123; am/readopt 5/15/93, Register 126; am 7/3/94, Register 130; am 3/24/95, Register 133; am 6/21/97, Register 142; am 6/10/98, Register 146; am 6/17/98, Register 146; am 6/22/2001, Register 158; am 9/29/2001, Register 159; am 5/19/2004, Register 170; am 5/19/2010, Register 194; am 7/13/2012, Register 203; am 4/13/2013, Register 206; am 6/28/2019, Register 230)

Authority: AS 16.05.060 AS 16.05.251 AS 16.05.258

5 AAC 01.220(a) is amended to read:

(a) Salmon may be taken only by gillnet, **dip net**, beach seine, a hook and line attached to a rod or pole, handline, or fish wheel, subject to the restrictions set out in this section, 5 AAC 01.210, and 5 AAC 01.225 - 5 AAC 01.249.

— 5 AAC 01.220(e) is amended to read:

()

(e) In Districts **5 and 6** [4, 5, AND 6], salmon may not be taken for subsistence purposes by drift gillnets; [, EXCEPT] **in District 4, salmon may be taken by drift gillnets that are not more than 25 fathoms in length, unless closed by emergency order** [AS FOLLOWS:

(1) IN SUBDISTRICT 4-A UPSTREAM FROM THE MOUTH OF STINK CREEK, AND IN SUBDISTRICTS 4-B AND 4-C,

(A) KING SALMON MAY BE TAKEN BY DRIFT GILLNETS FROM JUNE 10 THROUGH JULY 14, UNLESS CLOSED BY EMERGENCY ORDER;

(B) FROM JUNE 10 THROUGH AUGUST 2, THE COMMISSIONER MAY OPEN, BY EMERGENCY ORDER, FISHING PERIODS DURING WHICH CHUM SALMON MAY BE TAKEN BY DRIFT GILLNETS; AND

(C) CHUM SALMON MAY BE TAKEN BY DRIFT GILLNETS AFTER AUGUST 2;

(2) IN SUBDISTRICT 4-A DOWNSTREAM FROM THE MOUTH OF STINK CREEK,

(A) KING SALMON MAY BE TAKEN BY DRIFT GILLNETS FROM JUNE 10 THROUGH JULY 14, UNLESS CLOSED BY EMERGENCY ORDER;

(B) FROM JUNE 10 THROUGH AUGUST 2, THE COMMISSIONER

MAY OPEN, BY EMERGENCY ORDER, FISHING PERIODS DURING WHICH CHUM SALMON MAY BE TAKEN BY DRIFT GILLNETS;

(3) A PERSON MAY NOT OPERATE A DRIFT GILLNET THAT IS MORE THAN 150 FEET IN LENGTH DURING THE SEASONS DESCRIBED IN (1) AND (2) OF THIS SUBSECTION].

5 AAC 01.220(f)(2) is amended to read:

(2) the aggregate length of set gillnet in use by an individual may not exceed 150 fathoms and each drift gillnet in use by an individual may not exceed 50 fathoms in length; in Subdistrict 5-C, between the Waldron Creek ADF&G regulatory marker and Hess Creek, a single set gillnet in use may not exceed 25 fathoms in length;

5 AAC 01.220(k)(1) is amended to read:

(1) in the waters between the latitude of Point Romanof and the latitude of the westernmost point of the Naskonat Peninsula, including those waters draining into the Bering Sea and those of the Yukon River drainage downstream from the mouth of the Nulato River, and in the Nulato River drainage [LOWER MOUTH OF PAIMIUT SLOUGH]; or

5 AAC 01.220(m)(2)(A) is amended to read:

(A) [A FISH WHEEL USED TO TAKE FISH MUST BE EQUIPPED WITH A LIVEBOX THAT IS CONSTRUCTED SO THAT IT CONTAINS NO LESS THAN 45 CUBIC FEET OF WATER VOLUME WHILE IT IS IN OPERATION;] the operator must closely attend the fish wheel while it is in operation, and all chum salmon

must be immediately released to the water alive and must bypass any livebox [FROM THE LIVEBOX] unless retention is allowed by emergency order;

5 AAC 01.220(m)(2)(D) is repealed:

(D) repealed 6 / 28 / 2019;

5 AAC 01.220(m)(3) is amended to read:

(3) dip nets may be used; however, all chum salmon caught with a dip net must be released to the water alive unless retention is allowed by emergency order.

5 AAC 01.220(n)(2)(A) is amended to read:

(A) [A FISH WHEEL USED TO TAKE FISH MUST BE EQUIPPED WITH A LIVEBOX THAT IS CONSTRUCTED SO THAT IT CONTAINS NO LESS THAN 45 CUBIC FEET OF WATER VOLUME WHILE IT IS IN OPERATION;] the operator must closely attend the fish wheel while it is in operation, and all king salmon must be immediately released to the water alive and must bypass any livebox [FROM THE LIVEBOX] unless retention is allowed by emergency order;

5 AAC 01.220(n)(2)(C) is repealed:

(C) repealed 6 / 28 / 2019;

5 AAC 01.220(n)(3) is amended to read:

(3) dip nets may be used; however, all king salmon caught with a dip net must be released to the water alive unless retention is allowed by emergency order;

5 AAC 01.220(n)(4) is amended to read:

(4) a beach seine may be used; however, all king salmon caught with a beach seine must be released to the water alive **unless retention is allowed by emergency order**; (In effect before 1982; am 4/14/82, Register 82; am 4/16/83, Register 86; am 6/30/83, Register 86; am 9/22/84, Register 91; am 5/11/85, Register 94; am 5/31/87, Register 102; am 4/2/88, Register 105; am 7/16/92, Register 123; am/readopt 5/15/93, Register 126; am 7/3/94, Register 130; am 8/17/94, Register 131; am 3/24/95, Register 133; am 6/21/97, Register 142; am 6/10/98, Register 146; am 6/17/98, Register 146; am 7/5/2000, Register 155; am 6/17/2001, Register 158; am 5/19/2004, Register 170; am 8/23/2009, Register 191; am 5/19/2010, Register 194; am 5/12/2011, Register 198; am 7/13/2012, Register 203; am 5/24/2015, Register 214; am 5/22/2016, Register 218; am 8/10/2018, Register 227; am 6/28/2019, Register 230)

Authority: AS 16.05.060 AS 16.05.251 AS 16.05.258

5 AAC 01.225(j) is amended to read:

(j) The Toklat River drainage is closed to subsistence fishing from August 15 through May 15, as specified in **5 AAC 01.249(6)(A)** [5 AAC 01.248]. (In effect before 1987; am 5/31/87, Register 102; am 7/26/90, Register 115; am 7/16/92, Register 123; am/readopt 5/15/93, Register 126; am 5/6/94, Register 130; am 3/24/95, Register 133; am 6/7/95, Register 135; am 9/29/95, Register 135; am 5/9/98, Register 146; am 6/17/98, Register 146; am 6/17/2001, Register 158; am 5/19/2004, Register 170; am 7/13/2012, Register 203; am 4/13/2013, Register 206; am 6/28/2019, Register 230)

Authority: AS 16.05.251 AS 16.05.258

5 AAC 01.230(e)(1) is amended to read:

(1) salmon may be taken only by set gillnet, dip net, or fish wheel; no household may operate more than one fish wheel;

(In effect before 1988; am 4/2/88, Register 105; am 8/5/88, Register 107; readopt 5/15/93, Register 126; am 6/10/98, Register 146; am 6/17/98, Register 146; am 5/19/2004, Register 170; am 12/1/2004, Register 172; am 5/19/2010, Register 194; am 5/22/2016, Register 218; am 6 / 28 / 2019, Register 230)

Authority: AS 16.05.251 AS 16.05.258

5 AAC 01.240(c) is amended to read:

(c) In Districts 1 — 3, [FROM JUNE 1 THROUGH JULY 15,] during seasons when the department may allow the sale of king salmon, the department shall, by emergency order, close the season and immediately reopen a season during which a person may not possess king salmon taken for subsistence uses unless both tips (lobes) of the tail fin have been removed before the person conceals the salmon from plain view or transfers the salmon from the fishing site. A person may not sell or purchase salmon from which both tips (lobes) of the tail fin have been removed.

(In effect before 1986; am 4/18/86, Register 98; am 8/14/87, Register 103; am/readopt 5/15/93, Register 126; am 6/10/98, Register 146; am 7/21/99, Register 151; am 6/17/2001, Register 158; am 5/29/2001 - 9/25/2001, Register 158; am 8/24/2002, Register 163; am 6/7/2007, Register 182; am 6 / 28 / 2019, Register 230)

Authority: AS 16.05.251 AS 16.05.258

5 AAC 01.244(b)(2)(B) is amended to read:

(B) there is no daily or annual bag limit, except that in the area described in (G) of this paragraph, the **daily harvest** [BAG] limit **per permit** is 10 fish **only two of which may be 30 inches or greater in length**, and the possession limit **per permit** is 20 fish **only four of which may be 30 inches or greater in length**;

5 AAC 01.244(b)(2)(C) is amended to read:

(C) a **household** [PERSON MUST OBTAIN AN] ADF&G subsistence harvest permit **must be obtained** before participating in the subsistence fishery and **the** [MUST HAVE THAT] permit **must be** in possession when participating in the fishery; (Eff. 5/9/98, Register 146; am 6/17/2001, Register 158; am 3/14/2009, Register 189; am 5/19/2010, Register 194; am 5/22/2016, Register 218; am 3/29/2018, Register 225; am 6/28/ 2019, Register 230)

Authority: AS 16.05.060 AS 16.05.251 AS 16.05.258

5 AAC 01.249(6)(A) is amended to read:

(A) [FROM AUGUST 15 THROUGH MAY 15,] **in** the Toklat River drainage, **the area between approximately one mile upstream and two miles downstream of the Kobi-McGrath trail crossing, enclosed by the following four points: 64° 08.21' N. lat., 150° 01.16' long., to 64° 08.21' N. lat., 149° 58.38' W. long., to 64° 10.66' N. lat., 150° 02.09' W long., to 64° 10.66' N. lat., 149° 59.72' W. long.,** is closed to [SPORT AND] subsistence fishing **from August 15 through May 15**;

(Eff. 7/3/94, Register 130; am 3/24/95, Register 133; am 3/30/95, Register 133; am 7/12/96, Register 139; am 6/10/98, Register 146; am 6/17/2001, Register 158; am 5/19/2004, Register 170; am 5/19/2010, Register 194; am 5/22/2016, Register 218; am 6/28/ 2019, Register 230)

Authority: AS 16.05.060 AS 16.05.251 AS 16.05.258

Article 5. Kuskokwim Area.

5 AAC 01.270(a) is amended to read:

(a) Salmon may be taken only by gillnet, beach seine, a hook and line attached to a rod or pole, handline, **dip net**, or fish wheel subject to the restrictions set out in this section and 5 AAC 01.275, except that salmon may also be taken by spear in the Holitna River drainage, Kanektok River drainage, Arolik River drainage, and the drainage of Goodnews Bay.

5 AAC 01.270(e) is amended to read:

(e) In that portion of the Kuskokwim River drainage from the north end of Eek Island upstream to the mouth of the Kolmakoff River, no part of a set gillnet located within a tributary to the Kuskokwim River may be set or operated within **75** [150] feet of any part of another set gillnet.

(In effect before 1988; am 4/2/88, Register 105; am/readopt 5/15/93, Register 126; am 7/3/94, Register 130; am 7/5/2000, Register 155; em am 7/8/2000 - 11/4/2000, Register 155; em am 5/29/2001, Register 158; am 6/17/2001, Register 158; am 5/19/2004, Register 170; am

8/23/2009, Register 191; am 5/24/2015, Register 214; am 5/22/2016, Register 218; am 6 / 28 / 2019, Register 230)

Authority: AS 16.05.060 AS 16.05.251 AS 16.05.258

Chapter 4. Norton Sound-Port Clarence Area.

Article 3. Salmon Fishery.

The introductory language of 5 AAC 04.310 is amended to read:

Except as provided in [5 AAC 01.190 AND] 5 AAC 04.320 - 5 AAC 04.390, salmon may be taken only as follows:

...

5 AAC 04.310(1) is repealed:

(1) repealed 6 / 28 / 2019;

5 AAC 04.310(2) is repealed:

(2) repealed 6 / 28 / 2019;

5 AAC 04.310(3) is amended to read:

(3) in Subdistricts 1 — 6 [4 – 6], during fishing periods established by emergency order from June 8 through September 7, unless extended by emergency order to allow the harvest of surplus salmon after escapement needs have been met;

Register 230, July 2019 FISH AND GAME

(In effect before 1985; am 5/11/85, Register 94; am 6/17/2001, Register 158; am 6/7/2007, Register 182; am 4/13/2013, Register 206; am 6/28/2019, Register 230)

Authority: AS 16.05.060 AS 16.05.251

5 AAC 04.320 is amended to read:

5 AAC 04.320. Fishing periods. In the Norton Sound-Port Clarence Area, salmon may be taken only during fishing periods established by emergency order. [IN SUBDISTRICT 1, SALMON MAY BE TAKEN DURING NO MORE THAN TWO 24-HOUR FISHING PERIODS PER WEEK ESTABLISHED UNDER THIS SECTION.] (In effect before 1985; am 5/11/85, Register 94; am 7/26/90, Register 115; am 6/17/2001, Register 158; am 6/7/2007, Register 182; am 6/28/2019, Register 230)

^{bold} → **Authority:** AS 16.05.060 AS 16.05.251

5 AAC 04.358 is repealed:

5 AAC 04.358. Chum salmon optimal escapement goal ranges for river systems in Subdistrict 1 of the Norton Sound District. Repealed. (Eff. 9/25/99, Register 151; am 6/17/2001, Register 158; repealed 6/28/2019, Register 230)

Authority: AS 16.05.251

5 AAC 04 is amended by adding a new section to read:

5 AAC 04.380. Subdistrict 1 of the Norton Sound District Salmon Management Plan. (a) The purpose of this management plan is to provide the department with management guidelines for the sustained yield of salmon stocks in Subdistrict 1 of the Norton Sound District.

The department shall manage, to the extent practicable, the subsistence, sport, and commercial fisheries in Subdistrict 1 to achieve escapement goals.

(b) The department shall manage salmon fisheries in Subdistrict 1 as follows:

(1) commercial fishing for chum and pink salmon may be opened in the waters east or west of Cape Nome, or both, by emergency order, if the department projects the harvestable surplus will more than meet subsistence needs;

(2) subsistence fishing for chum salmon will be opened and closed by emergency order on a stream-by-stream basis, if the department determines there is a harvestable surplus; a permit under 5 AAC 01.180 is required;

(3) if subsistence fishing for chum salmon is restricted, the commissioner may, by emergency order, close a commercial fishery and immediately reopen a commercial fishery during which chum salmon may be retained, but not sold. (Eff. 6 / 28 / 2019, Register 230)

Authority: AS 16.05.060 AS 16.05.251 AS 16.05.258

5 AAC 04.390(b)(1)(A) is repealed:

(A) repealed 6 / 28 / 2019;

(Eff. 6/17/2001, Register 158; am 5/19/2010, Register 194; am 4/13/2013, Register 206; am 6 / 28 / 2019, Register 230)

Authority: AS 16.05.251 AS 16.05.258

Chapter 5. Yukon Area.

Article 3. Salmon Fishery.

5 AAC 05.310(1) is amended to read:

(1) in Districts 1, 2, and 3, the commissioner shall open and close the season by emergency order [AND CLOSE THE SEASON ON OR BEFORE SEPTEMBER 1 AT 12:01 A.M. BY EMERGENCY ORDER];

5 AAC 05.310(2) is amended to read:

(2) in District 4,[:] the commissioner shall open and close the season by emergency order [AND CLOSE THE SEASON ON OR BEFORE OCTOBER 1 AT 12:01 A.M. BY EMERGENCY ORDER];

5 AAC 05.310(3) is amended to read:

(3) in District 5, in all subdistricts, the commissioner shall open and close the season by emergency order [AND CLOSE THE SEASON ON OR BEFORE OCTOBER 1 AT 12:01 A.M. BY EMERGENCY ORDER];

(In effect before 1982; am 4/14/82, Register 82; am 6/30/83, Register 86; am 5/11/85, Register 94; am 4/2/88, Register 105; am 7/26/90, Register 115; am 7/16/92, Register 123; am 6/10/98, Register 146; am 6/17/2001, Register 158; am 9/29/2001, Register 159; am 8/10/2018, Register 227; am 6 / 26 / 2019, Register 230)

Authority: AS 16.05.060 AS 16.05.251

5 AAC 05.369(e)(1) is amended to read:

(1) Districts 1, 2, and 3, the commissioner shall close, by emergency order, the coho salmon fall season [NO LATER THAN SEPTEMBER 10];

5 AAC 05.369(e)(2) is amended to read:

(2) [SUBDISTRICT 5-A, AND] Districts 4, 5, and 6, the commissioner shall close, by emergency order, the coho salmon fall season [NO LATER THAN OCTOBER 5]; (Eff. 4/22/99, Register 150; am 6/17/2001, Register 158; am 6/7/2007, Register 182; am 6/21/2007, Register 182; em am 9/10/2009 - 1/7/2010, Register 192; am 5/19/2010, Register 194; am 6 / 28 / 2019, Register 230)

Authority: AS 16.05.060 AS 16.05.251 AS 16.05.258

Chapter 33. Southeastern Alaska Area.

Article 3. Salmon Fishery.

5 AAC 33.380(a) is amended to read:

(a) This management plan provides for the harvest of hatchery-produced king and chum salmon in the Crawfish Inlet Terminal Harvest Area by the troll, purse seine, and drift gillnet fleet.

5 AAC 33.380(b) is amended to read:

(b) The department, in consultation with the Northern Southeast Regional Aquaculture Association (NSRAA), shall, by emergency order, open and close the Crawfish Inlet Terminal Harvest Area to provide for the harvest of hatchery-produced king and chum salmon by troll,

purse seine, and drift gillnet gear.

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(Eff. 6/17/2018, Register 226; am 6 / 28 / 2019, Register 230)

Authority: AS 16.05.060 AS 16.05.251

Chapter 47. Southeast Alaska Area.

5 AAC 47.055(a) is amended to read:

(a) The commissioner shall establish, by emergency order, the king salmon sport fish bag and possession limits and all other necessary management measures based on the **Southeast Alaska winter troll fishery catch per unit effort (CPUE)** [PRESEASON KING SALMON ABUNDANCE INDEX DETERMINED BY THE CHINOOK TECHNICAL COMMITTEE OF THE PACIFIC SALMON COMMISSION]. The bag and possession limits and other management measures established by the commissioner will remain in effect until **January 31 of the following year** [DECEMBER 31. FOR THE FOLLOWING YEAR, UNTIL THAT YEAR'S PRESEASON ABUNDANCE INDEX BECOMES AVAILABLE, THE BAG AND POSSESSION LIMITS AND OTHER MANAGEMENT MEASURES WILL BE BASED ON THE PRIOR YEAR'S PRESEASON ABUNDANCE INDEX]. If the new **Southeast Alaska winter troll fishery CPUE** [PRESEASON KING SALMON ABUNDANCE INDEX] is not available by **February** [MAY] 1, the bag and possession limits and other management measures for the remainder of the year will be based on the prior year's **Southeast Alaska winter troll fishery CPUE** [PRESEASON ABUNDANCE INDEX], unless superseded by emergency order.

5 AAC 47.055(c) is amended to read:

(c) When the Southeast Alaska winter troll fishery CPUE is equal to or greater than 20.5, which is equivalent to a king salmon abundance index greater than 2.2, the sport fishery harvest limit will be 69,000 treaty king salmon, and [KING SALMON ABUNDANCE INDEX IS GREATER THAN 2.0,] the commissioner may, by emergency order, implement the following management measures:

(1) a resident bag limit of three king salmon, 28 inches or greater in length [FROM OCTOBER 1 THROUGH MARCH 31, A SPORT FISH ANGLER MAY USE TWO RODS WHEN FISHING FOR KING SALMON; A PERSON USING TWO RODS UNDER THIS PARAGRAPH MAY ONLY RETAIN SALMON];

(2) a nonresident bag limit of two king salmon in May and one king salmon in other months; a nonresident annual limit of five king salmon, 28 inches or greater in length [A RESIDENT BAG LIMIT OF THREE KING SALMON, 28 INCHES OR GREATER IN LENGTH];

(3) from October 1 through March 31, a sport fish angler may use two rods when fishing for king salmon; a person using two rods under this paragraph may only retain salmon [A NONRESIDENT BAG LIMIT OF TWO KING SALMON IN MAY AND JUNE AND ONE KING SALMON FOR THE REMAINDER OF THE YEAR; A NONRESIDENT ANNUAL LIMIT OF SIX KING SALMON, 28 INCHES OR GREATER IN LENGTH].

5 AAC 47.055(d) is amended to read:

(d) When the Southeast Alaska winter troll fishery CPUE is less than 20.5 and equal to or greater than 8.7, which is equivalent to a king salmon abundance index of less than or equal to 2.2 and greater than 1.8, the sport fishery harvest limit will be 61,900 treaty king salmon, and [KING SALMON ABUNDANCE INDEX IS 1.76 TO 2.0,] the commissioner may, by emergency order, implement the following management measures:

(1) a resident bag limit of three king salmon, 28 inches or greater in length [FROM OCTOBER 1 THROUGH MARCH 31, A SPORT FISH ANGLER MAY USE TWO RODS WHEN FISHING FOR KING SALMON; A PERSON USING TWO RODS UNDER THIS PARAGRAPH MAY ONLY RETAIN SALMON];

(2) a nonresident [RESIDENT] bag limit of one [THREE] king salmon; a nonresident annual limit of four king salmon, 28 inches or greater in length;

(3) from October 1 through March 31, a sport fish angler may use two rods when fishing for king salmon; a person using two rods under this paragraph may only retain salmon [A NONRESIDENT BAG LIMIT OF TWO KING SALMON IN MAY AND ONE KING SALMON FOR THE REMAINDER OF THE YEAR; A NONRESIDENT ANNUAL LIMIT OF FIVE TO SIX KING SALMON, 28 INCHES OR GREATER IN LENGTH, ESTABLISHED BY EMERGENCY ORDER].

5 AAC 47.055(e) is amended to read:

(e) When the Southeast Alaska winter troll fishery CPUE is less than 8.7 and equal to or greater than 6.0, which is equivalent to a king salmon abundance index less than or equal to 1.8 and greater than 1.5, the sport fishery harvest limit will be 49,300 treaty king salmon,

and [IS 1.51 TO 1.75,] the commissioner may, by emergency order, implement the following management measures:

(1) a resident bag limit of two king salmon, 28 inches or greater in length

[FROM OCTOBER 1 THROUGH MARCH 31, A SPORT FISH ANGLER MAY USE TWO RODS WHEN FISHING FOR KING SALMON; A PERSON USING TWO RODS UNDER THIS PARAGRAPH MAY ONLY RETAIN SALMON];

(2) a nonresident [resident] bag limit of one [THREE] king salmon; a

nonresident annual limit of three king salmon, 28 inches or greater in length;

(3) from October 1 through March 31, a resident sport fish angler may use

two rods when fishing for king salmon; a person using two rods under this paragraph may

only retain salmon [A NONRESIDENT BAG LIMIT OF TWO KING SALMON IN MAY AND ONE KING SALMON FOR THE REMAINDER OF THE YEAR; A NONRESIDENT ANNUAL LIMIT OF FOUR TO FIVE KING SALMON, 28 INCHES OR GREATER IN LENGTH, ESTABLISHED BY EMERGENCY ORDER].

5 AAC 47.055(f) is amended to read:

(f) When the Southeast Alaska winter troll fishery CPUE is less than 6.0 and equal to or greater than 3.8, which is equivalent to a king salmon abundance index [IS GREATER THAN 1.2 AND LESS THAN OR EQUAL TO 1.5,] of less than or equal to 1.5 and greater than 1.2, the sport fishery harvest limit will be 37,900 treaty king salmon, and the commissioner may [SHALL], by emergency order, implement the following management measures in conjunction with wild stock management measures:

(1) a [RESIDENT] bag limit of one [TWO] king salmon, 28 inches or greater in length;

(2) from January 1 through June 30, a nonresident total harvest [BAG] limit of three [ONE] king salmon, 28 inches or greater in length; a harvest record under 5 AAC 75.006 is required;

(3) from July 1 through July 7, a nonresident total [ANNUAL] harvest limit of two [THREE] king salmon, 28 inches or greater in length; any king salmon harvested by a nonresident from January 1 through July 7 will apply towards the two fish total harvest limit; a harvest record under 5 AAC 75.006 is required;

(4) from October 1 through March 31, a resident sport fish angler may use two rods when fishing for king salmon; a person using two rods under this paragraph may only retain salmon;

(5) from July 8 through December 31, a nonresident total harvest limit of one king salmon; 28 inches or greater in length; any king salmon harvested by a nonresident from January 1 through December 31 will apply towards the one fish total harvest limit; a harvest record under 5 AAC 75.006 is required;

(6) if the department projects that the sport harvest allocation is going to be exceeded, the department shall, by emergency order, close sport fishing by nonresidents to stay within the sport harvest allocation; the department shall close sport fishing by residents only if nonresident angler closures are insufficient to remain within the sport harvest allocation;

(7) in the Haines and Skagway vicinity;

(A) in the waters of Chilkat Inlet north of the ADF&G regulatory marker immediately north of Seduction Point, a resident king salmon bag limit of two fish from July 1 through December 31, 28 inches or greater in length;

(B) in the waters of Section 13-C, as described in 5 AAC 33.200, southeast of a line from Nismeni Point to a point on the Chichagof Island shoreline at 57° 35.59' N. lat., 135° 22.33' W. long., a resident king salmon bag limit of two fish from June 15 through December 31, 28 inches or greater in length;

(8) in the Juneau vicinity:

(A) in the waters of Sections 11-A, 11-B and 11-C, District 12, Sections 14-B, 14-C, 15-B, and 15-C, as described in 5 AAC 33.200, a resident king salmon bag limit of two fish from June 15 through December 31, 28 inches or greater in length;

(B) in the waters of Section 11-D, as described in 5 AAC 33.200, a resident king salmon bag limit of two fish from July 1 through December 31, 28 inches or greater in length;

(9) in the Petersburg Wrangell vicinity:

(A) in the waters of District 8, as described in 5 AAC 47.057(d), and in a portion of District 7, as described in 5 AAC 33.200, in the waters of Eastern Passage west of a line from a point on Wrangell Island at 56° 22.19' N. lat., 132° 11.75' W. long., to a point on the mainland shore at 56° 22.76' N. lat., 132° 10.62' W. long., a resident king salmon bag limit of two fish from July 15 through December 31, 28 inches or greater in length;

(B) in the waters of District 5 north of a line from Point Baker to a point on the shore of Kuiu Island at 56° 20.80' N. lat., 133° 50.87' W. long., District 6, District 7 excluding the waters of Eastern Passage west of a line from a point on Wrangell Island at 56° 22.19' N. lat., 132° 11.75' W. long., to a point on the mainland shore at 56° 22.76' N. lat., 132° 10.62' W. long., District 9 north of line from Point Ellis to Patterson Point, and District 10, as described in 5 AAC 33.200, a resident king salmon bag limit of two fish from June 15 through December 31, 28 inches or greater in length;

(10) in the Ketchikan vicinity:

(A) in the waters of Behm Canal and Revillagigedo Channel and the contiguous bays, between a line from Point Eva to Cactus Point, and a line from Lucky Point at 55° 12.62' N. lat., 131° 16.18' W. long., to Middy Point at 55° 10.19' N., 131° 19.60' W. long., to Beaver Point at 55° 05.25' N. lat., 131° 14.57' W. long., and from Point Rosen at 55° 04.74' N. lat., 131° 10.87' W. long., to Quadra Point at 55° 05.14' N. lat., 130° 59.07' W. long., a resident king salmon bag limit of two fish from August 15 through December 31, 28 inches or greater in length;

(B) in the waters of West Behm Canal and the contiguous bays enclosed to the north by a line from the western entrance of Bailey Bay at 55° 56.04' N. lat., 131° 37.94' W. long., to the northern tip of Hassler Island at 55° 54.28' N. lat., 131° 37.80' W. long., and a line from Fin Point at 55° 51.26' N. lat., 131° 35.42' W. long., to Dress Point at 55° 51.15' N. lat., 131° 33.75' W. long., and to the south by a line from Indian Point at 55° 36.87' N. lat., 131° 42.07' W. long., to Mike Point

at 55° 37.25' N. lat., 131° 52.74' W. long.; a resident king salmon bag limit of two fish from August 15 through December 31, 28 inches or greater in length;

(C) in the waters of the Herring Bay Sportfish Terminal Harvest Area, which includes the waters of Nichols Pass north of the latitude of Driest Point, Revillagigedo Channel north of the latitude of Harbor Point, and Tongass Narrows south of the latitude of the Lewis Reef Light, a resident king salmon bag limit of two fish from June 15 through December 31, 28 inches or greater in length;

(D) in all remaining waters of District 1 and 2, as described in 5 AAC 33.200, a resident king salmon bag limit of two fish 28 inches or greater in length from August 15 through December 31.

5 AAC 47.055(g) is amended to read:

(g) When the Southeast Alaska winter troll fishery CPUE is less than 3.8 and equal to or greater than 2.6, which is equivalent to a king salmon abundance index of less than or equal to 1.2 and greater than 1.0, the sport fishery harvest limit will be 25,800 treaty king salmon and [IS LESS THAN OR EQUAL TO 1.2,] the commissioner may [SHALL], by emergency order, implement the following management measures in conjunction with wild stock management measures:

(1) a bag limit of one king salmon, 28 inches or greater in length;

(2) from January 1 through June 30, a nonresident [NONRESIDENT'S] total harvest limit of [IS] three king salmon, 28 inches or greater in length; a harvest record under 5 AAC 75.006 is required;

(3) from July 1 through **December 31** [JULY 15], a **nonresident** [NONRESIDENT'S] **total** harvest limit **of** [IS] **one** [TWO] king salmon, 28 inches or greater in length; [, AND] any king salmon [28 INCHES OR GREATER IN LENGTH] harvested by the nonresident from January 1 through **December 31** [JUNE 30] will apply toward the **one** [TWO] fish **total** harvest limit; **a harvest record under 5 AAC 75.006 is required;**

(4) **if the department projects that the sport harvest allocation is going to be exceeded, the department shall, by emergency order, close sport fishing by nonresidents to stay within the sport harvest allocation; the department shall close sport fishing by residents only if nonresident angler closures are insufficient to remain within the sport harvest allocation** [FROM JULY 16 THROUGH DECEMBER 31, A NONRESIDENT'S HARVEST LIMIT IS ONE KING SALMON, 28 INCHES OR GREATER IN LENGTH, AND ANY KING SALMON 28 INCHES OR GREATER IN LENGTH HARVESTED BY THE NONRESIDENT FROM JANUARY 1 THROUGH JULY 15 WILL APPLY TOWARD THE ONE FISH HARVEST LIMIT];

(5) **in the Haines and Skagway vicinity:**

(A) in the waters of Chilkat Inlet north of the ADF&G regulatory marker immediately north of Seduction Point, a resident king salmon bag limit of two fish from July 1 through December 31, 28 inches or greater in length;

(B) in the waters of Section 13-C, as described in 5 AAC 33.200, southeast of a line from Nismeni Point to a point on the Chichagof Island shoreline at 57° 35.59' N. lat., 135° 22.33' W. long., a resident king salmon bag limit of two fish from June 15 through December 31, 28 inches or greater in length [FROM OCTOBER 1 THROUGH MARCH 31, A RESIDENT SPORT FISH ANGLER MAY

USE TWO RODS WHEN FISHING FOR KING SALMON; A PERSON USING TWO RODS UNDER THIS PARAGRAPH MAY ONLY RETAIN SALMON];

(6) in the Juneau vicinity:

(A) in the waters of Sections 11-A, 11-B, and 11-C, District 12, Sections 14-B, 14-C, 15-B, and 15-C, as described in 5 AAC 33.200, a resident king salmon bag limit of two fish from June 15 through December 31, 28 inches or greater in length;

(B) in the waters of Section 11-D, as described in 5 AAC 33.200, a resident king salmon bag limit of two fish from July 1 through December 31; 28 inches or greater in length;

(7) in the Petersburg Wrangell vicinity:

(A) in the waters of District 8, as described in 5 AAC 47.057(d), and in a portion of District 7, as described in 5 AAC 33.200, in the waters of Eastern Passage west of a line from a point on Wrangell Island at 56° 22.19' N. lat., 132° 11.75' W. long., to a point on the mainland shore at 56° 22.76' N. lat., 132° 10.62' W. long., a resident king salmon bag limit of two fish from July 15 through December 31, 28 inches or greater in length;

(B) in the waters of District 5 north of line from Point Baker to a point on the shore of Kuiu Island at 56° 20.80' N. lat., 133° 50.87' W. long., District 6, District 7 excluding the waters of Eastern Passage west of a line from a point on Wrangell Island at 56° 22.19' N. lat., 132° 11.75' W. long., to a point on the mainland shore at 56° 22.76' N. lat., 132° 10.62' W. long., District 9 north of a line from Point Ellis to Patterson Point, and District 10, as described in 5 AAC 33.200,

a resident king salmon bag limit of two fish from June 15 through December 31, 28 inches or greater in length;

(8) in the Ketchikan vicinity:

(A) in the waters of Behm Canal and Revillagigedo Channel and the contiguous bays, between a line from Point Eva to Cactus Point, and a line from Lucky Point at 55° 12.62' N. lat., 131° 16.18' W. long., to Middy Point at 55° 10.19' N., 131° 19.60' W. long., to Beaver Point at 55° 05.25' N. lat., 131° 14.57' W. long., and from Point Rosen at 55° 04.74' N. lat., 131° 10.87' W. long., to Quadra Point at 55° 05.14' N. lat., 130° 59.07' W. long., a resident king salmon bag limit of two fish from August 15 through December 31, 28 inches or greater in length;

(B) in the waters of West Behm Canal and the contiguous bays enclosed to the north by a line from the western entrance of Bailey Bay at 55° 56.04' N. lat., 131° 37.94' W. long., to the northern tip of Hassler Island at 55° 54.28' N. lat., 131° 37.80' W. long., and a line from Fin Point at 55° 51.26' N. lat., 131° 35.42' W. long., to Dress Point at 55° 51.15' N. lat., 131° 33.75' W. long., and to the south by a line from Indian Point at 55° 36.87' N. lat., 131° 42.07' W. long., to Mike Point at 55° 37.25' N. lat., 131° 52.74' W. long.; a resident king salmon bag limit of two fish from August 15 through December 31, 28 inches or greater in length;

(C) in the waters of the Herring Bay Sportfish Terminal Harvest Area, which includes the waters of Nichols Pass north of the latitude of Driest Point, Revillagigedo Channel north of the latitude of Harbor Point, and Tongass Narrows south of the latitude of the Lewis Reef Light; a resident king salmon bag limit of two fish from June 15 through December 31, 28 inches or greater in length;

(D) in all remaining waters of District 1 and 2, as described in 5 AAC 33.200, a resident king salmon bag limit of two fish 28 inches or greater in length from August 15 through December 31.

5 AAC 47.055(h) is amended to read:

(h) When the Southeast Alaska winter troll fishery CPUE is less than 2.6 and equal to or greater than 2.0, which is equivalent to a [IN ADDITION TO THE PROVISIONS OF (g) OF THIS SECTION, WHEN THE] king salmon abundance index of less than or equal to 1.0 and greater than or equal to 0.875, the sport fishery harvest limit will be 20,600 treaty king salmon and [IS LESS THAN OR EQUAL TO 1.1,] the commissioner may [SHALL], by emergency order, implement the following management measures:

(1) a resident bag [AND POSSESSION] limit of one king salmon, 28 inches or greater in length;

(2) [FROM MAY 1 THROUGH JUNE 30,] a nonresident bag [ANNUAL HARVEST] limit of one [IS THREE] king salmon, 28 inches or greater in length, except that from July 1 through August 15 nonresident anglers may not retain king salmon [AND ANY KING SALMON 28 INCHES OR GREATER IN LENGTH HARVESTED BY A NONRESIDENT FROM JANUARY 1 THROUGH JUNE 30 WILL APPLY TOWARDS THE THREE FISH ANNUAL LIMIT];

(3) from June 16 [JULY 1] through December 31, a nonresident total [ANNUAL] harvest limit of [IS] one king salmon, 28 inches or greater in length; CAP [, AND] any king salmon [28 inches or greater in LENGTH] harvested by a nonresident from January 1

through June 15 [30] will apply towards the one fish total [ANNUAL] harvest limit; a harvest record under 5 AAC 75.006 is required;

(4) from January 1 through June 15, a nonresident total harvest limit of two king salmon, 28 inches or greater in length; a harvest record under 5 AAC 75.006 is required [OCTOBER 1 THROUGH MARCH 31, A RESIDENT SPORT FISH ANGLER MAY USE TWO RODS WHEN FISHING FOR KING SALMON; A PERSON USING TWO RODS UNDER THIS PARAGRAPH MAY ONLY RETAIN SALMON];

(5) if the department projects that the king salmon sport harvest allocation is going to be exceeded, the department shall, by emergency order, adjust the nonresident seasons and bag limits so that there are no closures for residents.

5 AAC 47.055(i) is amended to read:

(i) [IN ADDITION THE PROVISIONS SPECIFIED IN (g) AND (h) OF THIS SECTION, WHEN] When the Southeast Alaska winter troll fishery CPUE is less than 2.0, which is equivalent to a king salmon abundance index of less than 0.875, the all gear catch limit will be determined by the Pacific Salmon Commission, [IS LESS THAN 1.0,] and the commissioner may, by emergency order, [SPECIFY FISHING TIMES DURING WHICH THE RETENTION OF KING SALMON LESS THAN 48 INCHES IN LENGTH IS PROHIBITED BY NONRESIDENT ANGLERS. THE COMMISSIONER MAY ALSO INDEPENDENTLY, BY EMERGENCY ORDER,] implement the provisions specified in (g) and (h) of this section and nonretention periods or other restrictions for resident and nonresident anglers to obtain 20 percent of the harvest reduction from resident anglers and 80 percent from nonresident anglers. [FISHING TIMES OF NONRETENTION WILL BE ESTABLISHED ON A REGULAR

BASIS BETWEEN JULY 16 AND JULY 31, AS NEEDED, AND WILL BE ESTABLISHED ON NONCONSECUTIVE DAYS WHEN POSSIBLE. IF THE ENTIRE PERIOD OF JULY 16 THROUGH JULY 31 IS ESTABLISHED AS A FISHING TIME OF NONRETENTION AND ADDITIONAL CLOSURES ARE NECESSARY, ADDITIONAL FISHING TIMES OF NONRETENTION WILL BE SIMILARLY ESTABLISHED BETWEEN JULY 1 AND JULY 15.]

(Eff. 4/15/94, Register 130; am 5/2/97, Register 142; am 5/25/2000, Register 154; am 6/1/2003, Register 166; em am 4/13/2005 - 8/10/2005, Register 174; em am 5/3/2005 - 8/30/2005, Register 174; am 5/26/2006, Register 178; am 5/1/2008, Register 186; am 5/31/2009, Register 190; am 7/13/2012, Register 203; am 6/17/2018, Register 226; am 6 / 28 / 2019, Register 230)

Authority: AS 16.05.060 AS 16.05.251 AS 16.05.270

Chapter 74. Tanana River Area.

5 AAC 74.010(b)(5) is repealed:

(5) repealed 6 / 28 / 2019;

5 AAC 74.010(c)(3)(B) is amended to read:

(B) Arctic grayling may be taken by catch-and-release fishing only,
except that a person under 16 years of age may retain Arctic grayling in the Chena
River downstream from an ADF&G regulatory marker located 300 feet
downstream from the Chena River flood control structure during a designated
youth sport fishery;

(i) the designated youth sport fishery for Arctic grayling occurs during the eight designated youth fishing days, which occur on four consecutive Saturdays and Sundays beginning the third Saturday in June;

(ii) bag and possession limit of one fish, no size limit;

5 AAC 74.010(c)(4) is repealed:

(4) repealed 6 / 28 / 2019;

5 AAC 74.010(c)(5) is amended to read:

(5) in the Delta Clearwater River drainage, including the Clearwater Lake drainage, [ARCTIC GRAYLING MAY BE TAKEN BY CATCH-AND-RELEASE FISHING ONLY, EXCEPT THAT FROM JUNE 1 THROUGH DECEMBER 31, A PERSON MAY RETAIN ARCTIC GRAYLING, WITH A] the bag and possession limit for Arctic grayling is [OF] one fish, 12 inches or less in length; all Arctic grayling caught that are greater than 12 inches in length must be released immediately;

5 AAC 74.010(c)(8) is repealed:

(8) repealed 6 / 28 / 2019;

5 AAC 74.010(c)(15) is repealed:

(15) repealed 6 / 28 / 2019;

5 AAC 74.010(c)(25) is amended to read:

(25) in the Toklat River drainage between approximately one mile upstream and two miles downstream of the Kobi-McGrath trail crossing, enclosed by the following four points: 64° 08.21' N. lat., 150° 01.16' long., to 64° 08.21' N. lat., 149° 58.38' W. long., to 64° 10.66' N. lat., 150° 02.09' W long., to 64° 10.66' N. lat., 149° 59.72' W. long., [IS CLOSED TO] sport fishing is closed from August 15 through May 15;

5 AAC 74.010(c)(28) is amended to read:

(28) in Volkmar Lake, the bag and possession limit for northern pike [MAY BE TAKEN ONLY FROM JUNE 1 THROUGH APRIL 20, WITH A BAG AND POSSESSION LIMIT OF] is two fish, of which only one fish may be 30 inches or greater in length;

5 AAC 74.010(c)(29) is amended to read:

(29) in stocked waters, the bag, possession, and size limit for rainbow trout, Arctic char/Dolly Varden, landlocked salmon, and Arctic grayling is 10 of all stocked species combined, of which no more than one fish may be 18 inches or greater in length; for the purposes of this paragraph, "stocked waters" include Backdown Lake, Ballaine Lake, Bathing Beauty Pond, Bear Lake (Eielson Air Force Base), Big "D" Pond, Birch Lake, Bluff Cabin Lake, Bolio Lake, Brodie Lake, Bullwinkle Lake, Cather's Lake, Chena Lake, Chet Lake, CHSR 25.0 Mile Pit, CHSR 30.0 Mile Pit, CHSR 45.5 Mile Pit, CHSR 47.9 Mile Pit, CHSR 56.0 Mile Pit, Coal Mine Road #5, Craig Lake, Cushman Lake, Dick's Pond, Doc Lake, Donna Lake, Donnelly Lake, Dune Lake, Forrest Lake, Four Mile Lake, Fourteen Mile Lake, Geskakmina Lake, Ghost Lake, Grayling Lake (Eielson Air Force Base), Hidden Lake (Eielson Air Force Base), Hidden Lake (Tetlin NWR), "J" Lake, Jan Lake, Johnson Pit #2, Kenna Lake, Ken's Pond, Kids Fishing Pond, Koole Lake, Last Lake, Lisa Lake, Little Donna Lake, Little Harding Lake, Little Lost

Lake, Lost Lake, Lundgren Pond, Manchu Lake, Mark Lake, Monte Lake, Monterey Lake, Moose Lake (Eielson Air Force Base), Mosquito Creek Lake, Mullins Pit, Nenana City Pond, Nickel Lake, Nordale #2, North Chena Pond, North Pole Pond, North Twin Lake, Olnes Pond, Otto Lake, Parks 261 Pond, Paul's Pond, Polaris Lake, Quartz Lake, Rangeview Lake, Rapids Lake, Richardson Hwy. 28 Mile Pit, Richardson Hwy. 31 Mile Pit, Richardson Hwy. 81 Mile Pit, Shaw Pond, Sheefish Lake, Sirlin Drive Pond, South Twin Lake, Steese Hwy. 28.8 Mile Pit, Steese Hwy. 29.5 Mile Pit, Steese Hwy. 31.6 Mile Pit, Steese Hwy. 33.5 Mile Pit, Steese Hwy. 34.6 Mile Pit, Steese Hwy. 35.8 Mile Pit, Steese Hwy. 36.6 Mile Pit, Stringer Rd. Pond, Triangle Lake, Wainwright #6, Weasel Lake, West Iksgiza Lake, Z Pit (Chena Floodway);

5 AAC 74.010(c)(30) is repealed:

(30) repealed 6 / 28 / 2019;

5 AAC 74.010(c)(32) is repealed:

(32) repealed 6 / 28 / 2019;

(Eff. 3/14/2009, Register 189; am 6/7/2009, Register 190; am 11/28/2009, Register 192; am 5/19/2010, Register 194; am 4/13/2013, Register 206; am 2/23/2014, Register 209; am 5/22/2016, Register 218; am 6 / 28 / 2019, Register 230)

Authority: AS 16.05.060 AS 16.05.251

5 AAC 74.065(h)(1) is repealed:

(1) repealed 6 / 28 / 2019;

5 AAC 74.065(h)(2) is repealed:

(2) repealed 6 / 28 / 2019;

(Eff. 3/14/2009, Register 189; am 4/13/2013, Register 206; am 6 / 28 / 2019, Register 230)

Authority: AS 16.05.060 AS 16.05.251

Chapter 77. Personal Use Fishery.

Article 4. Yukon Area.

5 AAC 77.171(b)(2)(A) is amended to read:

(A) [A FISH WHEEL USED TO TAKE SALMON MUST BE EQUIPPED WITH A LIVEBOX THAT IS CONSTRUCTED SO THAT IT CONTAINS NO LESS THAN 45 CUBIC FEET OF WATER VOLUME WHILE IT IS IN OPERATION] **the operator must closely attend the fish wheel while it is in operation, and all chum salmon must be immediately released to the water alive and must bypass any livebox, unless retention is allowed by emergency order;**

5 AAC 77.171(b)(2)(B) is repealed:

(B) repealed 6 / 28 / 2019;

5 AAC 77.171(b)(2)(C) is repealed:

(C) repealed 6 / 28 / 2019;

5 AAC 77.171(c)(2)(A) is amended to read:

(A) [A FISH WHEEL USED TO TAKE SALMON MUST BE EQUIPPED WITH A LIVEBOX THAT IS CONSTRUCTED SO THAT IT CONTAINS NO LESS THAN 45 CUBIC FEET OF WATER VOLUME WHILE IT IS IN OPERATION] the operator must closely attend the fish wheel while it is in operation, and all king salmon must be immediately released to the water alive and must bypass any livebox, unless retention is allowed by emergency order;

5 AAC 77.171(c)(2)(B) is repealed:

(B) repealed 6 / 28 / 2019;

5 AAC 77.171(c)(2)(C) is repealed:

(C) repealed 6 / 28 / 2019;

(Eff. 6/10/98, Register 146; am 6/17/2001, Register 158; am 8/24/2002, Register 163; am 8/23/2009, Register 191; am 5/19/2010, Register 194; am 7/13/2012, Register 203; am 5/22/2016, Register 218; am 6 / 28 / 2019, Register 230)

Authority: AS 16.05.251

MEMORANDUM


State of Alaska Department of Law

To: The Honorable Kevin Meyer
Lieutenant Governor
(hand delivery)

Date: May 21, 2019

File No.: 2018200693 Part 2

Tel. No.: 465-3600

From: Susan R. Pollard 
Chief Assistant Attorney General
and Regulations Attorney
Legislation and Regulations Section

Re: Board of Fisheries Regulations re:
Jan. 15-19, 2019 Anchorage Meeting:
Arctic, Yukon, Kuskokwim, and
Southeast Alaska Areas Finfish and
Fisheries (5 AAC 01.190 - 5 AAC
77.171)

We have reviewed the attached regulations changes from the Board of Fisheries against the statutory standards of the Administrative Procedure Act. The regulations concern subsistence, sport, personal use, and commercial fishing regulations in the Arctic, Yukon, Kuskokwim and Southeast Alaska Areas. The board requests that these regulations be filed by May 31, 2019 in order to be effective by July 1, 2019.

We find no legal problems. This memorandum constitutes the written statement of approval under AS 44.62.060(b) and (c) that authorizes your office to file the attached regulations.

The original October 28, 2018 affidavit of newspaper publication for these regulations was filed with the Department of Law project file 2018200692 Part 1, Register 229, (April 2019); we have included a photocopy of that affidavit of publication.

The October 28, 2018 public notice and May 13, 2019 certification of adoption order both state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is not required.

We have made some technical corrections to conform the regulations in accordance with AS 44.62.125. The corrections are shown on the attached copy of the regulations.

SRP/ljm

cc w/enc: (via email)

Honorable Douglas Vincent-Lang, Commissioner, Dept. of Fish and Game
Glenn Haight, Executive Director, Board of Fisheries, Dept. of Fish and Game
Sam Rabung, Director, Division of Commercial Fisheries, Dept. of Fish and Game
Forrest Bowers, Deputy Director, Division of Commercial Fisheries, Dept. of Fish and Game
Dave Rutz, Director, Division of Sport Fisheries, Dept. of Fish and Game
Tom Taube, Deputy Director, Division of Sport Fisheries, Dept. of Fish and Game
Lisa Olson, Director, Division of Subsistence, Dept. of Fish and Game
Shellene Hutter, Fishery Regulations Program Coordinator, AAC Contact, Dept. of Fish and Game
Enforcement Commander, Division of Wildlife Troopers, Dept. of Public Safety
Aaron Peterson, Assistant Attorney General, Natural Resources Section, Dept. of Law
Seth Beausang, Chief Assistant Attorney General, Natural Resources Section, Dept. of Law

NOTICE OF PROPOSED CHANGES IN THE
REGULATIONS OF THE ALASKA BOARD OF FISHERIES

The Alaska Board of Fisheries proposes to adopt, amend, or repeal regulation changes in Title 5 of the Alaska Administrative Code, dealing with fishery and aquatic plant resources in the areas designated below, including the following regulations:

- I. IN THE BRISTOL BAY AREA, INCLUDING THE BRISTOL BAY COMMERCIAL HERRING AREA; IN THE ARCTIC-KOTZEBUE, NORTON SOUND-PORT CLARENCE, YUKON, AND KUSKOKWIM AREAS (collectively referred to as Arctic-Yukon-Kuskokwim or A-Y-K Areas), INCLUDING THE KUSKOKWIM AND BERING SEA-KOTZEBUE COMMERCIAL HERRING AREAS, AND IN THE NORTH SLOPE, NORTHWESTERN, YUKON RIVER, TANANA RIVER, AND KUSKOKWIM-GOODNEWS SPORT FISH AREAS; IN THE ALASKA PENINSULA, ALEUTIAN ISLANDS, CHIGNIK, AND ATKA-AMLIA AREAS, INCLUDING THE ALASKA PENINSULA-ALEUTIAN ISLANDS COMMERCIAL HERRING AREA AND THE ALASKA PENINSULA AND ALEUTIAN ISLANDS SPORT FISH AREA; IN THE SOUTH ALASKA PENINSULA, CHIGNIK, BERING SEA-ALEUTIAN ISLANDS, AND CHUKCHI-BEAUFORT COMMERCIAL GROUND FISH AREAS; AND STATEWIDE (GENERAL PROVISIONS) FINFISH :

- A. In the **commercial, sport, guided sport, personal use, and aquatic plant fisheries**: fishing seasons, periods, and opening and closing times; bag, possession, size, sex, age, and harvest limits; harvest levels, thresholds, goals, and quotas; definitions; bycatch provisions; districts, subdistricts, sections, subsections, areas, and other management boundaries; locations open and closed to fishing; methods and means; gear and vessel restrictions, including marking and operational requirements; registration and permit requirements; registration areas (including nonexclusive, exclusive and superexclusive registration areas); recordkeeping and marking requirements; management plans for conservation and development, including escapement, inriver, and other management goals; landing requirements; provisions for development and allocation among beneficial uses; guiding principles; provisions to regulate, require, restrict or prohibit the retention, tendering, transportation, dispatch, possession, sale, release, or purchase of fish; methods of release; registration, licensing, reporting, and other requirements for sport fishing guides and operators, guided anglers, catchers, processors, buyers, and transporters; onboard observer requirements; fish storage and inspection requirements.
- B. In the **subsistence fisheries**: identification or modification of customary and traditional subsistence uses and amounts reasonably necessary for subsistence; fishing seasons, periods, and opening and closing times; bag, possession, size, sex, age, and harvest limits; definitions; districts, subdistricts, sections, subsections, areas, and other management boundaries; locations open and closed to fishing; methods and means; gear and vessel restrictions, including marking and operational requirements; registration and permit requirements; recordkeeping and marking requirements; management plans for conservation and development, including escapement, inriver, and other management goals; regulations for the subsistence priority; landing requirements; provisions for development and allocation among beneficial uses and users, including creating and

regulating tier II fisheries; guiding principles; otherwise establish, regulate, change, or adjust subsistence fisheries.

2. The following topics are added to the Bristol Bay Finfish meeting in Dillingham, November 28-December 3, 2018:

- A. IN THE BRISTOL BAY AREA SALMON COMMERCIAL FISHERY: Clarify fishing areas, districts, sections, and gear specifications and operations for Sockeye Salmon Special Harvest Areas in Bristol Bay (*newly assigned Proposal 174, which was accepted as a board generated proposal at the 2018 Work Session*).

- B. IN THE STATEWIDE SPORT FISHERY: Align regulations for sport fishing services and sport fishing guide services in fresh and salt water and update guide registration and reporting regulations (*newly assigned Proposal 175, formerly ACR #11*).

3. The following topics are added to the Arctic, Yukon, and Kuskokwim Finfish meeting in Anchorage, January 15-19, 2019:

- A. IN THE SOUTHEASTERN ALASKA AREA SALMON COMMERCIAL AND SPORT FISHERY: Align regulations within the Southeast Alaska King salmon Management Plan and other regulations as applicable with provisions of the Pacific Salmon Treaty annex (*newly assigned Proposal 176, formerly ACR #9*).

- B. IN THE SOUTHEASTERN ALASKA AREA SALMON COMMERCIAL FISHERY: Add purse seine and drift gillnet gear to the Crawfish Inlet Terminal Harvest Area Salmon Management Plan (*newly assigned Proposal 177, which was accepted as a board generated proposal at the 2018 Alaska Peninsula, Chignik, Bering Sea, and Aleutian Islands Pacific cod meeting*).

- C. IN THE YUKON AREA SUBSISTENCE FINFISH FISHERY: Allow chum salmon to be taken by drift gillnets after August 2 in Yukon River Subdistrict 4-A downstream from the mouth of Stink Creek (*newly assigned Proposal 178, which was accepted as a board generated proposal at the 2018 Work Session*).

4. The following topics are added to the Statewide Finfish and Supplemental Issues meeting in Anchorage, March 9-12, 2019:

- A. IN THE ALEUTIAN ISLANDS KING AND TANNER CRAB COMMERCIAL FISHERY:

- i. Adopt a new harvest strategy for golden king crab (*newly assigned Proposal 179, formerly ACR #3*).

- ii. Create a king and Tanner crab fishery west of 170 degrees longitude for vessels under 60 feet (*newly assigned Proposal 180 which was accepted as*

a board generated proposal at the 2018 Alaska Peninsula, Chignik, Bering Sea, and Aleutian Islands Pacific cod meeting).

- B. IN THE COOK INLET AREA SALMON COMMERCIAL FISHERY: Open and close the commercial set gillnet fishery within 600 feet of the North Kalifornsky Beach area independent of fishing time restrictions described in various management plans (*newly assigned Proposal 181, formerly ACR #7*).

At its 2018 Work Session, the board directed a number of changes and additions to its meeting schedule. The board changed dates for three of its four upcoming regulatory meetings, including the Bristol Bay Finfish meeting (changed to November 28-December 3, 2018), the Alaska Peninsula, Chignik, and Aleutian Islands Finfish meeting (changed to February 21-26), and the Statewide Finfish and Supplemental Issues meeting (changed to March 9-12).

Additionally, the board set a meeting date for its newly formed Hatchery Committee for March 8, 2019, in Anchorage Alaska at the Anchorage Sheraton Hotel. The board is seeking public comment for the committee meeting related specifically to agenda items for the meeting. This public comment is due January 2, 2019 since the board intends to set the committee meeting agenda at its January 15-19, 2019, Arctic, Yukon, and Kuskokwim Finfish meeting in Anchorage.

For a copy of the proposed regulation changes contact the Alaska Department of Fish and Game, (ADF&G) Boards Support Section, P.O. Box 115526, Juneau, AK 99811-5526, (907) 465-4110, or www.boardoffisheries.adfg.alaska.gov.

Anyone interested in, or affected by, the subject matter contained in this legal notice should make written or oral comments to have their views considered by the board. You may comment on the proposed regulation changes, including the potential costs to the private persons of complying with the proposed changes, by submitting written comments limited to no more than 100 single-sided or 50 double-sided pages to the ADF&G, Boards Support Section, at P.O. Box 115526, Juneau, AK 99811-5526. Additionally, the Boards Support Section will accept comments by facsimile at (907) 465-6094, by email to dfg.bof.comments@alaska.gov (PDF format only), or online at www.boardoffisheries.adfg.alaska.gov. Individuals and advisory committees directing public comment at an ADF&G office or personnel other than as prescribed above are advised that such comments will not be received and entered as public comment.

Comments are generally due no later than two weeks prior to the meeting during which the topics are considered. Unless otherwise specified for a particular meeting in a published notice, written comments exceeding the page limit from any one individual or group relating to proposals at any one meeting will not be accepted. Written comments limited to 10 single-sided or 5 double-sided pages in length from any one individual or group are accepted after the two-week deadline and inserted in board member workbooks at the beginning of the meeting, and are also accepted during the meeting and until the board begins proposal deliberations.

ADDITIONAL PUBLIC COMMENT STANDARD:

Once a meeting begins and during a meeting written comments from any one individual or group may be submitted by hand delivery at any time if the required number of copies are provided

(typically in excess of 25 copies). Individuals not in attendance at a meeting may fax comments to 907-465-6094. As a practical matter, comments submitted after the board begins deliberations on relevant proposals are likely to receive less consideration than comments submitted earlier.

Once proposal deliberations begin, the board will **ONLY** accept written comments on the topics being considered at the meeting from any one individual or group that are not more than five single-sided pages, or the equivalent number of double-sided pages, unless specific information is requested by the board that requires more pages than allowed under this standard.

Each meeting will generally start at 8:30 a.m. on the first day of the meeting dates below unless the board directs a different start time. The public oral testimony period of each regulatory meeting begins after staff reports and continues until everyone who has signed up on a timely basis and is present at the meeting has an opportunity to be heard. The board will take oral testimony only from those who register before the cut-off time announced by the board chair at each meeting. The length of oral statements may be limited to three minutes or less. Additional public hearings with board committees may be held during the meeting. Unless otherwise noted, place of public oral testimony is at the locations below.

TENTATIVE MEETING SCHEDULE

Bristol Bay Finfish

November 28-December 3, 2018 (*revised dates*)
Dillingham Middle School Gym, Dillingham
Comment deadline: November 14, 2018

Arctic, Yukon, Kuskokwim Finfish

January 15-19, 2019
Sheraton Hotel, Howard Rock Ballroom, Anchorage
Comment deadline: January 2, 2019

Alaska Peninsula, Chignik, Aleutian Islands Finfish

February 21-26, 2019 (*revised dates*)
Sheraton Hotel, Howard Rock Ballroom, Anchorage
Comment deadline: February 7, 2019

Statewide Finfish and Supplemental Issues

March 9-12, 2019 (*revised dates*)
Sheraton Hotel, Howard Rock Ballroom, Anchorage
Comment deadline: February 20, 2019

Any changes to meeting locations, dates or times, or rescheduling of topics or subject matter will be announced by news release. Please watch for these announcements in the news media or call (907) 465-4110. Please carefully review the ***PROPOSAL INDEX*** available for the meeting for specific proposals to be addressed by the board. Copies of the proposal indices are in the proposal book,

available online at www.boardoffisheries.adfg.alaska.gov, and at the relevant meeting. Any additional proposals will be noticed and made available online and upon request.

Anyone interested in or affected by subsistence, personal use, commercial fishing, sport, guided sport, or aquatic plant regulations are hereby informed that the Board of Fisheries may consider any or all of the subject areas covered by this notice. Under AS 44.62.200(b), the board may review the full range of activities appropriate to any of the subjects listed in this notice. The board may make changes to the subsistence, personal use, sport, guided sport or commercial fishing regulations as may be required to ensure the subsistence priority in AS 16.05.258. On its own motion, after the public hearing, the board may adopt, amend, reject, supplement, or take no action on these subjects without further notice. In addition, the board may adopt other regulations necessary to implement, administer, or enforce the regulations adopted. **THE BOARD IS NOT LIMITED BY THE SPECIFIC LANGUAGE OR CONFINES OF THE ACTUAL PROPOSALS THAT HAVE BEEN SUBMITTED BY THE PUBLIC OR ADF&G.** The language of the final regulations may be different from that of the proposed regulations. YOU SHOULD COMMENT DURING THE TIME ALLOWED IF YOUR INTERESTS COULD BE AFFECTED.

If you are a person with a disability who needs special accommodation in order to participate in the proposed regulation process, please contact Glenn Haight at (907) 465-4110 no later than two weeks prior to the beginning of each meeting to ensure necessary accommodations can be provided.

Statutory Authority: AS 16.05 - AS 16.20, AS 16.40

Statutes Being Implemented, Interpreted, or Made Specific: AS 16.05 - AS 16.20, AS 16.40

Fiscal Information: The proposed regulatory actions are not expected to require an increased appropriation.



Glenn Haight, Executive Director
Alaska Board of Fisheries

10/26/2018

Date

ADDITIONAL REGULATIONS NOTICE INFORMATION

(AS 44.62.190(g))

1. Adopting Agency: Alaska Board of Fisheries.
2. General subject of regulations: IN THE BRISTOL BAY AREA, INCLUDING THE BRISTOL BAY COMMERCIAL HERRING AREA; IN THE ARCTIC-KOTZEBUE, NORTON SOUND-PORT CLARENCE, YUKON, AND KUSKOKWIM AREAS (collectively referred to as Arctic-Yukon-Kuskokwim or A-Y-K Areas), INCLUDING THE KUSKOKWIM AND BERING SEA-KOTZEBUE COMMERCIAL HERRING AREAS, AND IN THE NORTH SLOPE, NORTHWESTERN, YUKON RIVER, TANANA RIVER, AND KUSKOKWIM-GOODNEWS SPORT FISH AREAS; IN THE ALASKA PENINSULA, ALEUTIAN ISLANDS, CHIGNIK, AND ATKA-AMLIA AREAS, INCLUDING THE ALASKA PENINSULA-ALEUTIAN ISLANDS COMMERCIAL HERRING AREA AND THE ALASKA PENINSULA AND ALEUTIAN ISLANDS SPORT FISH AREA; IN THE SOUTH ALASKA PENINSULA, CHIGNIK, BERING SEA-ALEUTIAN ISLANDS, AND CHUKCHI-BEAUFORT COMMERCIAL GROUND FISH AREAS; AND STATEWIDE (GENERAL PROVISIONS) FINFISH .
3. Citation of regulations: 5 AAC 01 - 5 AAC 77.
4. Department of Law file number (if any):
 - JU2018200692 – Bristol Bay Finfish
 - JU2018200693 – Arctic-Yukon-Kuskokwim Finfish
 - JU2018200694 - Alaska Peninsula, Chignik, Aleutian Islands Finfish
 - JU2018200695 – Statewide Finfish and Supplemental Issues
5. Reason for proposed actions: Implement, interpret, or make specific the provisions of AS 16.05 - AS 16.20, AS 16.40.
6. Appropriation/Allocation: Natural Resources and all RDUs
7. Cost of implementation to the state agency and available funding: It is not possible to estimate the costs. However, these actions are not expected to require any additional costs.
8. The name of the contact person for the regulations:

Glenn Haight, Executive Director
Alaska Board of Fisheries
PO Box 115526
Juneau, AK 99811-5526
(907) 465-4110
Email: glenn.haight@alaska.gov
9. The origin of the proposed action:
 - ☒ staff or state agency
 - ☒ general public
10. Date: October 26, 2018 Prepared by:

Glenn Haight, Executive Director
Alaska Board of Fisheries
(907) 465-4110

**AFFIDAVIT OF NOTICE OF PROPOSED ADOPTION OF REGULATIONS
AND FURNISHING OF ADDITIONAL INFORMATION**


I, Glenn Haight, Executive Director of the Alaska Board of Fisheries, being sworn, state the following:

As required by AS 44.62.190, notice of the proposed adoption of changes to 5 AAC dealing with finfish fisheries in the Arctic, Yukon and Kuskokwim Areas has been given by being

- (1) published in a newspaper or trade publication;
- (2) furnished to interested persons;
- (3) furnished to appropriate state officials;
- (4) furnished to the Department of Law, along with a copy of the proposed regulations;
- (5) electronically transmitted to incumbent State of Alaska legislators;
- (6) furnished to the Legislative Affairs Agency, Legislative Legal and Research Services;
- (7) posted on the Alaska Online Public Notice System as required by AS 44.62.175(a)(1) and (b) and 44.62.190(a)(1).

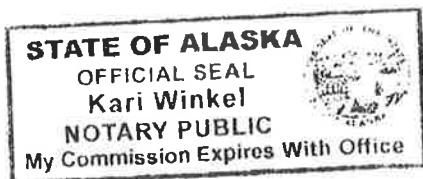
As required by AS 44.62.190(g), additional regulations notice information regarding the proposed adoption of the regulation changes described above has been furnished to interested persons and those in (5) and (6) of the list above. The additional regulations notice information also has been posted on the Alaska Online Public Notice System.

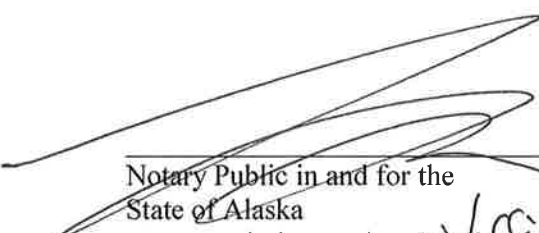
DATE: March 27, 2019
Juneau, Alaska



Glenn Haight, Executive Director
Alaska Board of Fisheries

SUBSCRIBED AND SWORN TO before me this 27 day of March, 2019.





Notary Public in and for the
State of Alaska

My commission expires: w/office

AFFIDAVIT OF ORAL HEARING

I, Glenn Haight, Executive Director of the Alaska Board of Fisheries, being sworn, state the following:

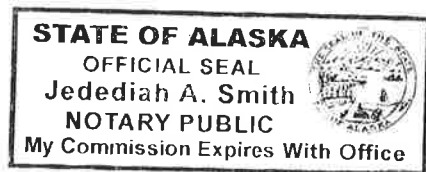
From January 15th – 19th at Sheraton Hotel, Anchorage, Alaska the Alaska Board of Fisheries presided over a public hearing held under AS 44.62.210 for the purpose of taking testimony in connection with the adoption of changes to 5 AAC dealing with finfish fisheries in the Arctic, Yukon and Kuskokwim Areas.


DATE: April 2, 2019
Juneau, Alaska



Glenn Haight, Executive Director
Alaska Board of Fisheries

SUBSCRIBED AND SWORN TO before me this 2nd day of April, 2019.





Notary Public in and for the
State of Alaska
My commission expires: with office.

ANCHORAGE DAILY NEWS

AFFIDAVIT OF PUBLICATION

Account #: 270233

ST OF AK/DEPT OF FISH AND GAME
PO BOX 115526
JUNEAU, AK 998115526

Order# 0001429723
Cost \$2,091.60

Product ADN-Anchorage Daily News
Placement 0300
Position 0301

STATE OF ALASKA
THIRD JUDICIAL DISTRICT

Sarah Jennett

being first duly sworn on oath deposes and says that he/she is a representative of the Anchorage Daily News, a daily newspaper. That said newspaper has been approved by the Third Judicial Court, Anchorage, Alaska, and it now and has been published in the English language continually as a daily newspaper in Anchorage, Alaska, and it is now and during all said time was printed in an office maintained at the aforesaid place of publication of said newspaper. That the annexed is a copy of an advertisement as it was published in regular issues (and not in supplemental form) of said newspaper on

October 28, 2018

and that such newspaper was regularly distributed to its subscribers during all of said period. That the full amount of the fee charged for the foregoing publication is not in excess of the rate charged private individuals.

Signed

Sarah Jennett

Subscribed and sworn to before me
this 7th day of December, 2018

Bruce Thompson

Notary Public in and for
The State of Alaska.
Third Division
Anchorage, Alaska

MY COMMISSION EXPIRES

2/23/2019

The Alaska Board of Fisheries proposes to adopt, amend, or repeal regulation changes in Title 5 of the Alaska Administrative Code, dealing with fishery and aquatic plant resources in the areas designated below, including the following regulations:

1. IN THE BRISTOL BAY AREA, INCLUDING THE BRISTOL BAY COMMERCIAL HERRING AREA; IN THE ARCTIC-KOTZEBUE, NORTON SOUND-PORT CLARENCE, YUKON, AND KUSKOKWIM AREAS (collectively referred to as Arctic-Yukon-Kuskokwim or A-Y-K Areas), INCLUDING THE KUSKOKWIM AND BERING SEA-KOTZEBUE COMMERCIAL HERRING AREAS, AND IN THE NORTH SLOPE, NORTHWESTERN, YUKON RIVER, TANANA RIVER, AND KUSKOKWIM-GOODNEWS SPORT FISH AREAS; IN THE ALASKA PENINSULA, ALEUTIAN ISLANDS, CHIGNIK, AND ATKIA-AMLIA AREAS, INCLUDING THE ALASKA PENINSULA-ALEUTIAN ISLANDS COMMERCIAL HERRING AREA AND THE ALASKA PENINSULA AND ALEUTIAN ISLANDS SPORT FISH AREA; IN THE SOUTH ALASKA PENINSULA, CHIGNIK, BERING SEA-ALEUTIAN ISLANDS, AND CHUKCHI-BEAUFORT COMMERCIAL GROUND FISH AREAS; AND STATEWIDE (GENERAL PROVISIONS) FINFISH:

A. In the commercial, sport, guided sport, personal use, and aquatic plant fisheries: fishing seasons, periods, and opening and closing times; bag, possession, size, sex, age, and harvest limits; harvest levels, thresholds, goals, and quotas; definitions; bycatch provisions; districts, subdistricts, sections, subsections, areas, and other management boundaries; locations open and closed to fishing; methods and means; gear and vessel restrictions, including marking and operational requirements; registration and permit requirements; registration areas (including nonexclusive, exclusive and superexclusive registration areas); recordkeeping and marking requirements; management plans for conservation and development, including escapement, inriver, and other management goals; landing requirements; provisions for development and allocation among beneficial uses; guiding principles; provisions to regulate, require, restrict or prohibit the retention, tendering, transportation, dispatch, possession, sale, release, or purchase of fish; methods of release; registration, licensing, reporting, and other requirements for sport fishing guides and operators, guided anglers, catchers, processors, buyers, and transporters; onboard observer requirements; fish storage and inspection requirements.

B. In the subsistence fisheries: identification or modification of customary and traditional subsistence uses and amounts reasonably necessary for subsistence; fishing seasons, periods, and opening and closing times; bag, possession, size, sex, age, and harvest limits; definitions; districts, subdistricts, sections, subsections, areas, and other management boundaries; locations open and closed to fishing; methods and means; gear and vessel restrictions, including marking and operational requirements; registration and permit requirements; recordkeeping and marking requirements; management plans for conservation and development, including escapement, inriver, and other management goals; regulations for the subsistence priority; landing requirements; provisions for development and allocation among beneficial uses and users, including creating and regulating tier II fisheries; guiding principles; otherwise establish, regulate, change, or adjust subsistence fisheries.

2. The following topics are added to the Bristol Bay Finfish meeting in Dillingham, November 28-December 3, 2018:

A. IN THE BRISTOL BAY AREA SALMON COMMERCIAL FISHERY: Clarify fishing areas, districts, sections, and gear specifications and operations for Sockeye Salmon Special Harvest Areas in Bristol Bay (newly assigned Proposal 174, which was accepted as a board generated proposal at the 2018 Work Session).

B. IN THE STATEWIDE SPORT FISHERY: Align regulations for sport fishing services and sport fishing guide services in fresh and salt water and update guide registration and reporting regulations (newly assigned Proposal 175, formerly ACR #11).

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A. IN THE SOUTHEASTERN ALASKA AREA SALMON COMMERCIAL AND SPORT FISHERY: Align regulations within the Southeast Alaska King salmon Management Plan and other regulations as applicable with provisions of the Pacific Salmon Treaty annex (newly assigned Proposal 176, formerly ACR #9).

B. IN THE SOUTHEASTERN ALASKA AREA SALMON COMMERCIAL FISHERY: Add purse seine and drift gillnet gear to the Crawfish Inlet Terminal Harvest Area Salmon Management Plan (newly assigned Proposal 177, which was accepted as a board generated proposal at the 2018 Alaska Peninsula, Chignik, Bering Sea, and Aleutian Islands Pacific cod meeting).

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4. The following topics are added to the Statewide Finfish and Supplemental Issues meeting in Anchorage, March 9-12, 2019:

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For a copy of the proposed regulation changes contact the Alaska Department of Fish and Game, (ADF&G) Boards Support Section, P.O. Box 115526, Juneau, AK 99811-5526, (907) 465-4110, or Email: Hyperlink reference not valid: www.boardoffisheries.adfg.alaska.gov.

persons complying with the proposed changes, by submitting written comments limited to no more than 100 single-sided or 50 double-sided pages to the ADF&G, Boards Support Section, at P.O. Box 115526, Juneau, AK 99811-5526. Additionally, the Boards Support Section will accept comments by facsimile at (907) 465-6094, by email to dig.bof.comments@alaska.gov (PDF format only), or online at www.boardoffisheries.adfg.alaska.gov. Individuals and advisory committees directing public comment at an ADF&G office or personnel other than as prescribed above are advised that such comments will not be received and entered as public comment.

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TENTATIVE MEETING SCHEDULE

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November 28-December 3, 2018 (revised dates)
Dillingham Middle School Gym, Dillingham
Comment deadline: November 14, 2018

Arctic, Yukon, Kuskokwim Finfish
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Sheraton Hotel, Howard Rock Ballroom, Anchorage
Comment deadline: January 2, 2019

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Statutory Authority: AS 16.05 - AS 16.20, AS 16.40

Statutes Being Implemented, Interpreted, or Made Specific: AS 16.05 - AS 16.20, AS 16.40

Fiscal Information: The proposed regulatory actions are not expected to require an increased appropriation.

/s/
Glenn Haight, Executive Director
Alaska Board of Fisheries

Date 10/26/2018