

Kevin Meyer  
Lieutenant Governor  
State Capitol  
Juneau, Alaska 99811  
907.465.3520  
WWW.LTGOV.ALASKA.GOV



530 West 7<sup>th</sup> Ave, Suite 1700  
Anchorage, Alaska 99501  
907.269.7460  
LT.GOVERNOR@ALASKA.GOV

**OFFICE OF THE LIEUTENANT GOVERNOR  
ALASKA**

**M E M O R A N D U M**

**TO:** Shellene Hutter  
Department of Fish and Game

**FROM:** April Simpson, Office of the Lieutenant Governor  
465.4081

A handwritten signature in blue ink, likely belonging to April Simpson, is written over the "FROM:" line.

**DATE:** May 22, 2020

**RE:** Filed Permanent Regulations: Board of Fisheries

Board of Fisheries Regulation re: Board of Fisheries: Feb 7-20, 2020 Anchorage  
Meeting: Upper Cook Inlet Finfish (5 AAC)

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Attorney General File:	2019200569
Regulation Filed:	5/22/2020
Effective Date:	6/21/2020
Print:	234, July 2020

cc with enclosures: Harry Hale, Department of Law  
Judy Herndon, LexisNexis

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

The attached 34 pages of regulations, dealing with the subsistence, sport, personal use and commercial fishing regulations for the Cook Inlet area including the commercial harvest of aquatic plants are certified to be a correct copy of the regulation changes that the Alaska Board of Fisheries adopted at its February 7<sup>th</sup> – 17<sup>th</sup> 2020 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.

5/14/2020

DATE:

Anchorage, Alaska

DocuSigned by:  
Benjamin J Mulligan  
939B66571A4D4AB...

Benjamin J. Mulligan, Deputy Commissioner  
Department of Fish and Game

April Simpson for

**FILING CERTIFICATION**

I, Kevin Meyer, Lieutenant Governor for the State of Alaska, certify that on

May 22, 2020 at 3:16 p.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.

for April Simpson  
Kevin Meyer, Lieutenant Governor  
State of Alaska

Effective: June 21, 2020.


Register: 234, July 2020.


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

**DELEGATION OF AUTHORITY**

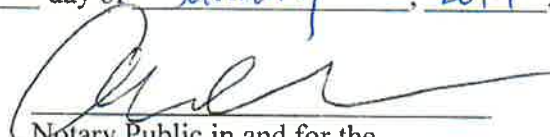
UNDER AS 44.17.010, THE AUTHORITY AND RESPONSIBILITY FOR ADOPTING  
REGULATIONS OF THE DEPARTMENT OF FISH AND GAME UNDER THE ALASKA  
ADMINISTRATIVE PROCEDURE ACT ARE DELEGATED TO BENJAMIN MULLIGAN,  
DEPUTY COMMISSIONER.

SIGNED:

  
\_\_\_\_\_  
DOUGLAS VINCENT-LANG  
(Please print name)



SIGNED AND SWORN TO before me this 3<sup>rd</sup> day of January, 2019.

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

**FOR DELEGATION OF THE LIEUTENANT GOVERNOR'S AUTHORITY**

**I, KEVIN MEYER, LIEUTENANT GOVERNOR OF THE STATE OF ALASKA,  
designate the following state employees to perform the Administrative Procedures Act  
filing functions of the Office of the Lieutenant Governor:**

**Josh Applebee, Chief of Staff  
Kady Levale, Notary Administrator  
April Simpson, Regulations and Initiatives Specialist**

**IN TESTIMONY WHEREOF, I have  
signed and affixed the Seal of the State of  
Alaska, in Juneau, on December 11th,  
2018.**



A handwritten signature in blue ink, appearing to read "K. Meyer", is written over a horizontal dotted line.

**KEVIN MEYER  
LIEUTENANT GOVERNOR**

**Title 5. Fish and Game.**

**Chapter 01. Subsistence Finfish Fishery.**

**Article 11. Cook Inlet Area.**

5 AAC 01.593(2) is amended to read:

(2) in the mainstem of the Yentna River from its confluence with Martin Creek upstream to its confluence with the Skwentna River from June 1 through June 30 and July 15 through August 7 **from 4:00 am to 8:00 p.m. Monday through Friday**

[(A) 4:00 A.M. TO 8:00 P.M. MONDAY;

(B) 4:00 A.M. TO 8:00 P.M. WEDNESDAY; AND

(C) 4:00 A.M. TO 8:00 P.M. FRIDAY];

(Eff. 5/31/98, Register 146; am 5/21/2011, Register 198; am 5/18/2014, Register 210; am 5/22/2018, Register 226; am 9/19/2019, Register 231; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.251 AS 16.05.258

5 AAC 01.595(a)(3) is amended to read:

(3) [IN ADDITION TO THE LIMITS IN (2) OF THIS SUBSECTION,] the holder of a Tyonek Subdistrict subsistence salmon fishing permit may take **95** [70 KING] salmon **and 10 salmon for each additional household member, with an annual limit of 70 king salmon per household;[.]**

(In effect before 1981; am 4/15/81, Register 78; am 5/7/81, Register 78; am 5/23/88, Register 106; am 6/10/89, Register 110; am 7/21/91, Register 119; am/readopt 5/14/93, Register 126; am

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2/24/96, Register 137; am 4/22/99, Register 150; am 3/8/2002, Register 161; am 5/21/2011, Register 198; am 5/22/2018, Register 226; am 6 / 21 / 2020, Register 234 )

**Authority:** AS 16.05.251 AS 16.05.258

## **Chapter 21. Cook Inlet Area.**

### **Article 2. Fishing Districts, Subdistricts, and Sections.**

5 AAC 21.200(b)(6) is amended to read:

(6) Chinitna Bay Subdistrict: all waters in Chinitna Bay west of a line from Spring Point at 59° 52.70' N. lat., 152° 48.45' W. long., to Sea Otter Point at 59° 50.04' N. lat., 153° 01.25' W. long.

(In effect before 1985; am 5/11/85, Register 94; am 4/18/86, Register 98; am 3/29/87, Register 101; am 6/10/89, Register 110; em am 4/30/91 - 5/30/91, Register 118 [not printed]; am 7/21/91, Register 119; am 4/7/93, Register 126; am 5/31/96, Register 138; am 6/13/99, Register 150; am 8/8/99, Register 151; am 3/11/2001, Register 157; am 6/30/2002, Register 162; am 8/8/2003, Register 167; am 6/11/2005, Register 174; am 3/2/2011, Register 197; am 5/21/2011, Register 198; am 6/12/2011, Register 198; am 3/22/2014, Register 209; am 5/18/2014, Register 210; am 3/15/2017, Register 221; am 6/8/2017, Register 222; am 6/17/2018, Register 226; am 9/19/2019, Register 231; am 6 / 21 / 2020, Register 234 )

**Authority:** AS 16.05.251

**Article 3. Salmon Fishery.**

5 AAC 21.310(b)(2)(C)(i) is amended to read:

(i) Kasilof Section: from June 25 through August 15, unless closed earlier by emergency order under (iii) of this subparagraph; however, if the department estimates that **30,000** [50,000] sockeye salmon are in the Kasilof River before June 25, but on or after June 20, the commissioner **shall** [MAY IMMEDIATELY], by emergency order, open the fishery; from August 11 through August 15, the fishery is open for regular periods only;

5 AAC 21.310(b)(2)(C)(ii) is amended to read:

(ii) Kenai and East Foreland Sections: from July 8 through August 15, unless closed earlier by emergency order under (iii) of this subparagraph; from August 11 through August 15, the fishery is open for regular periods only; **from July 1 through August 15** [ON OR AFTER JULY 8], when the Kasilof Section is open to commercial fishing with set gillnets and the Kenai and East Forelands Sections are closed to commercial fishing with set gillnets, commercial fishing with set gillnets may be allowed within 600 feet of the mean high tide mark in that portion of the Kenai Section north of the latitude of the Blanchard Line at 60° 27.10' N. lat., and south of the latitude of the ADF&G regulatory marker located south of the Kenai River mouth at 60° 30.49' N. lat., and is not subject to the time limitations in 5 AAC 21.359(e)(3) and 5 AAC 21.360; **from July 1 until the Kenai and East Foreland Sections commercial salmon set**

gillnet fishery open<sup>5</sup> for the regular season, set gillnet gear may not exceed 29 meshes in depth and may not have a mesh size greater than four and three quarter inches during all fishing periods that are restricted to within 600 feet of the mean high tide mark;

5 AAC 21.310(b)(2)(C)(iii) is amended to read:

(iii) Kenai, Kasilof, and East Forelands Sections: in the combined Kenai and East Forelands Sections, and separately in the Kasilof Section, the season will close August 15, unless closed earlier by emergency order after **July 31** [August 7], if the department determines that less than one percent of the season's total sockeye harvest has been taken per fishing period for two consecutive fishing periods in the combined Kenai and East Forelands Sections, or separately in the Kasilof Section; from August 11 through August 15, the fishery is open for regular fishing periods only; for purposes of this sub-subparagraph, "fishing period" means a time period open to commercial fishing as measured by a 24-hour calendar day from 12:01 a.m. until 11:59 p.m.;

5 AAC 21.310(b)(3)(B)(i) is amended to read:

(i) that area of the Kenai and Kasilof Sections of the Upper Subdistrict south of the Kenai River[, IF FISHING WITH SET GILLNETS IN THAT AREA IS CLOSED];



5 AAC 21.310(b)(3)(C) is amended to read:

(C) one mile of the mean high tide mark of the Kenai Peninsula shoreline in that area of the Kenai and East Forelands Sections of the Upper Subdistrict north of the Kenai River[, IF FISHING WITH SET GILLNETS IN THAT AREA IS CLOSED]; (In effect before 1983; am 6/30/83, Register 86; am 6/30/84, Register 90; am 5/11/85, Register 94; am 6/10/89, Register 110; am 7/21/91, Register 119; am 4/7/93, Register 126; am 6/7/95, Register 135; am 5/31/96, Register 138; am 5/14/97, Register 142; am 5/18/2000, Register 154; am 6/30/2002, Register 162; am 8/8/2003, Register 167; am 2/13/2005, Register 173; am 6/11/2005, Register 174; am 6/4/2008, Register 186; am 5/21/2011, Register 198; am 6/12/2011, Register 198; am 5/18/2014, Register 210; am 6/8/2017, Register 222; am 6/28/2019, Register 230; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

5 AAC 21.330(b)(2)(A) is amended to read:

(A) those waters along the north and west coast from Point MacKenzie at 61° 14.29' N. lat., 149° 59.20' W. long., [(61° 14.33' N. lat., 149° 59.17' W. long.)] to the southern boundary of the district on the west shore at 60° 46.39' N. lat., except for closed waters listed in 5 AAC 21.350;

5 AAC 21.330(b)(3)(A)(vii) is amended to read:

(vii) along the north side of Chinitna Bay from 59° 53.18' N. lat., 153° W. long [59° 53.17' N. LAT., 153° W. LONG]., to 59° 51.64' N. lat., 153° 08.35' W. long [59° 51.52' N. lat., 153° 08.17' W. long]., and only within 2,500

feet of the mean high tide mark;

5 AAC 21.330(c) is amended to read:

(c) Drift gillnets may be used only in the Central District, except that in the Chinitna Bay Subdistrict drift gillnets may be used only east of a line from the crane on the south shore at 59° 49.91' N. lat., 153° 05.47' W. long., to [59° 50.07' N. LAT., 153° 05.10' W. LONG., TO THE ADF&G REGULATORY MARKER ON] Glacier Spit at 59° 51.67' N. lat., 153° 07.92' W. long [59° 51.72' N. lat., 153° 07.84' W. long].

(In effect before 1982; am 4/14/82, Register 82; am 5/11/85, Register 94; am 4/18/86, Register 98; am 3/29/87, Register 101; am 6/10/89, Register 110; em am 4/30/91 - 5/30/91, Register 118 [not printed]; am 7/21/91, Register 119; am 4/7/93, Register 126; am 7/23/94, Register 131; am 5/31/96, Register 138; am 8/8/99, Register 151; am 3/11/2001, Register 157; am 3/2/2011, Register 197; am 5/18/2014, Register 210; am 3/15/2017, Register 221; am 6/8/2017, Register 222; am 9/19/2019, Register 231; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.251

5 AAC 21.333(e)(1) is repealed:

(1) repealed 6 / 21 / 2020;

(Eff. 6/4/2008, Register 186; am 6/30/2008, Register 187; am 5/21/2011, Register 198; am 5/18/2014, Register 210; am 6/8/2017, Register 222; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.251

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5 AAC 21.350(c)(2) is amended to read:

(2) Turnagain Arm and Knik Arm: east of a line from **Point Possession at 61° 02.33' N. lat., 150° 22.62' W. long** [61° 02.35' N. LAT, 150° 23.64' W. LONG], to the site of the old West Point light at **61° 07.56' N. lat., 150° 16.93' W. long.**, on Fire Island, along the eastern shore of Fire Island to North Point **at 61° 10.33' N. lat., 150° 09.58' W. long., to a point offshore located at 61° 14.14' N. lat., 149° 59.07' W. long., to Point MacKenzie at 61° 14.29' N. lat., 149° 59.20' W. long** [, TO 61° 14.64' N. LAT, 149° 59.55' W. LONG].

(In effect before 1982; am 4/14/82, Register 82; am 5/11/85, Register 94; am 4/18/86, Register 98; am 3/20/87, Register 101; am 6/10/89, Register 110; am 4/7/93, Register 126; am 7/23/94, Register 131; am 5/31/96, Register 138; am 6/13/99, Register 150; am 8/8/99, Register 151; am 6/11/2005, Register 174; am 5/26/2006, Register 178; am 3/2/2011, Register 197; am 3/22/2014, Register 209; am 5/18/2014, Register 210; am 3/15/2017, Register 221; am 6/8/2017, Register 222; am 9/19/2019, Register 231; am 6 / 21 / 2020, Register 234 )

**Authority:** AS 16.05.251

5 AAC 21.353(a) is amended to read:

(a) The purpose of this management plan is to ensure adequate escapement **and a harvestable surplus** of salmon into the Northern District drainages and to provide management guidelines to the department. The department shall manage the commercial drift gillnet fishery to minimize the harvest of Northern District **salmon** and Kenai River coho salmon in order to provide **all users with** [SPORT AND GUIDED SPORT FISHERMEN] a reasonable opportunity to harvest these salmon stocks over the entire run, as measured by the frequency of inriver restrictions. The department shall manage the Central District commercial drift gillnet fishery as

described in this section.

5 AAC 21.353(d)(2)(A)(iv) is amended to read:

(iv) Drift Gillnet Area 1[; NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (d)(2)(A) OF THIS SECTION, ONE REGULAR 12-HOUR FISHING PERIOD FROM JULY 16 THROUGH JULY 31 MAY OCCUR IN THE CENTRAL DISTRICT INSTEAD OF IN DRIFT GILLNET AREA 1];

5 AAC 21.353(e) is repealed and readopted to read:

(e) From August 1 through August 15,

(1) fishing during both regular 12-hour fishing periods per week will be restricted to one or more of the following:

- (A) Expanded Kenai Section;
- (B) Expanded Kasilof Section;
- (C) Anchor Point Section;
- (D) Drift Gillnet Area 1;

(2) additional fishing periods are allowed in one or more of the following:

- (A) Expanded Kenai Section;
- (B) Expanded Kasilof Section;
- (C) Anchor Point Section;

(3) regular fishing periods will be restricted to Drift Gillnet Areas 3 and 4 if

(A) the Upper Subdistrict set gillnet fishery is closed under 5 AAC 21.310(b)(2)(C)(iii); or

(B) the department determines that less than one percent of the season's total drift gillnet sockeye salmon harvest has been taken per fishing period for two consecutive fishing period<sup>s</sup> in the drift gillnet fishery.

(Eff. 6/11/2005, Register 174; am 6/4/2008, Register 186; am 9/12/2008, Register 187; am 5/21/2011, Register 198; am 6/12/2011, Register 198; em am 6/30/2011 - 7/13/2011, Register 199; am 11/25/2011, Register 200; am 5/18/2014, Register 210; am 6/8/2017, Register 222; am 6/21/2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

5 AAC 21.358(a) is amended to read:

(a) The purposes of this management plan are to minimize the harvest of coho salmon bound for the Northern District of upper Cook Inlet and to provide the department direction for management of salmon stocks. The department shall manage the chum, pink, and sockeye salmon stocks [PRIMARILY] for commercial and inriver uses to provide an opportunity to [COMMERCIAL FISHERMAN WITH AN ECONOMIC YIELD FROM THE] harvest [OF] these salmon resources based on abundance. The department shall also manage the chum, pink, and sockeye salmon stocks to minimize the harvest of Northern District coho salmon, to provide sport and guided sport fisherman and other inriver users a reasonable opportunity to harvest these salmon resources over the entire run, as measured by the frequency of inriver restrictions, or as specified in this section and other regulations.

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(Eff. 5/31/96, Register 138; am 5/14/97, Register 142; am 6/13/99, Register 150; am 5/18/2000, Register 154; am 6/22/2002, Register 162; am 6/11/2005, Register 174; am 6/4/2008, Register 186; am 5/21/2011, Register 198; am 6/12/2011, Register 198; am 6 / 21 / 2020, Register 234)

Authority: AS 16.05.060 AS 16.05.251

5 AAC 21.359(a) is amended to read:

(a) The purposes of this management plan are to ensure an adequate escapement of late-run king salmon into the Kenai River system and to provide management guidelines to the department. The department shall manage the late-run Kenai River king salmon stocks primarily for sport and guided sport uses in order to provide the sport and guided sport fishermen with a reasonable opportunity to harvest these salmon resources over the entire run, as measured by the frequency of [OR] inriver restrictions. The provisions of this management plan are in effect, from June 20 through August 15.

5 AAC 21.359(b) is amended to read:

(b) The department shall manage the late run of Kenai River king salmon to achieve an optimal [A SUSTAINABLE] escapement goal of 15,000 — 30,000 [13,500 — 27,000] king almon 75 cm mid eye to tail fork and longer as described in this section.

5 AAC 21.359(c)(1) is amended to read:

(1) if the optimal [SUSTAINABLE] escapement goal is projected to be exceeded, the commissioner may, by emergency order, extend the sport fishing season up to seven days

during the first week of August;

The introductory language of 5 AAC 21.359(d) is amended to read:

(d) If the projected late-run king salmon escapement is less than **15,000** [13,500] king salmon 75 cm mid eye to tail fork and longer, the department shall

...

5 AAC 21.359(e) is amended to read:

(e) In order to achieve the **optimal** [SUSTAINABLE] escapement goal and provide reasonable harvest opportunity, the commissioner may, by emergency order, establish fishing seasons as follows:

(1) in the Kenai River sport fishery,

(A) the use of bait is prohibited; [OR]

(B) **the use of bait is prohibited and retention of king salmon 34 inches or greater in length as defined in 5 AAC 75.995(a) is prohibited; or**

**(C)** the use of bait and retention of king salmon are prohibited;

(2) in the Kenai River personal use fishery, if the use of bait is prohibited in the Kenai River sport fishery under (1) of this subsection, the retention of king salmon is prohibited in the personal use fishery;

(3) in the Upper Subdistrict set gillnet commercial fishery, [EXCLUDING THE EAST FORELAND SECTION,] notwithstanding the provisions of 5 AAC 21.360(c)(1)(B), (2)(B), and (3)(B), based on the abundance of sockeye salmon returning to the Kenai and Kasilof Rivers,

(A) if the use of bait is prohibited in the Kenai River sport fishery under (1)(A) of this subsection, commercial fishing periods are open for no more than 48 hours per week, with a 36-hour continuous closure per week beginning between 7:00 p.m. Thursday and 7:00 a.m. Friday<sub>3</sub>], DURING WHICH THE NUMBER OF SET GILLNETS OPERATED MAY ALSO BE RESTRICTED TO EITHER

(i) FOUR SET GILLNETS THAT ARE EACH NOT MORE THAN 35 FATHOMS IN LENGTH, 105 FATHOMS IN AGGREGATE LENGTH, AND 29 MESHES IN DEPTH, OR TWO SET GILLNETS THAT ARE EACH NOT MORE THAN 35 FATHOMS IN LENGTH AND 45 MESHES IN DEPTH; SET GILLNETS USED THAT ARE NOT MORE THAN 29 MESHES IN DEPTH MUST BE IDENTIFIED AT THE END OF THE GILLNET WITH AN ATTACHED BLUE BUOY THAT IS NOT LESS THAN NINE AND ONE-HALF INCHES IN DIAMETER; OR

(ii) TWO SET GILLNETS THAT ARE EACH NOT MORE THAN 35 FATHOMS IN LENGTH AND 29 MESHES IN DEPTH OR ONE SET GILLNET THAT IS NOT MORE THAN 35 FATHOMS IN LENGTH AND 45 MESHES IN DEPTH; SET GILLNETS USED THAT ARE NOT MORE THAN 29 MESHES IN DEPTH MUST BE IDENTIFIED AT THE END OF THE GILLNET WITH AN ATTACHED BLUE BUOY THAT IS NOT LESS THAN NINE AND ONE-HALF INCHES IN DIAMETER; OR]

(B) if the use of bait and the retention of king salmon greater than 34 inches in length as defined in 5 AAC 75.995(a) are prohibited in the Kenai River sport fishery under (1)(B) of this subsection, commercial fishing periods are open



for no more than 36 hours per week, with a 36-hour continuous closure per week beginning between 7:00 p.m. Thursday and 7:00 a.m. Friday;

(C) if the use of bait and the retention of king salmon are prohibited in the Kenai River sport fishery under (1)(C) [(1)(B)] of this subsection, commercial fishing periods are open for no more than 24 hours per week, with a 36-hour continuous closure per week beginning between 7:00 p.m. Thursday and 7:00 a.m. Friday;[.]

(D) if preseason restrictions are issued for the late-run Kenai River king salmon sport fishery, then all Upper Subdistrict set gillnet fisheries are restricted;

(E) if restrictions for the late-run Kenai River king salmon sport fishery are in effect on July 31, then, beginning August 1, Upper Subdistrict set gillnet commercial fishing periods are open for no more than 36 hours per week; if the Kenai River late-run king salmon sport fishery is not restricted under the provisions of this section, or, after August 1, if the Kenai River late-run king salmon OEG is achieved, the Upper Subdistrict set gillnet fishery will be managed under the provisions of 5 AAC 21.360, Kenai River Late-Run Sockeye Salmon Management Plan;

(F) Upper Subdistrict set gillnet commercial fishing periods that are limited under this section may be limited to fishing within 600 feet of the mean high tide mark and are exempt from hour and gear limitations identified under (e)(3)(A)-(E) of this section;

(G) if commercial fishing is limited under (e)(3) of this section, the operation of setnets operated by a CFEC permit holder shall be restricted to:

(i) up to four set gillnets that are each not more than 35 fathoms in length, 105 fathoms in aggregate length, and 29 meshes in depth, or two set gillnets that are each not more than 35 fathoms in length and 45 meshes in depth; set gillnets used that are not more than 29 meshes in depth must be identified at the end of the gillnet with an attached blue buoy that is not less than nine and one-half inches in diameter; or

(ii) up to two set gillnets that are each not more than 35 fathoms in length and 29 meshes in depth or one set gillnet that is not more than 35 fathoms in length and 45 meshes in depth; set gillnets used that are not more than 29 meshes in depth must be identified at the end of the gillnet with an attached blue buoy that is not less than nine and one-half inches in diameter.

5 AAC 21.359(h) is amended to read:

(h) The provisions of (e)(3)(G) of this section do not apply to provisions of the Kasilof River Salmon Management Plan contained in 5 AAC 21.365(f) that pertain to the Kasilof Special Harvest Area. The provisions of (e)(3)(A) — (C) of this section apply to provisions of the Kasilof River Salmon Management Plan contained in 5 AAC 21.365(f) that pertain to the Kasilof River Special Harvest Area.

(Eff. 6/10/89, Register 110; em am 4/30/91 - 5/30/91, Register 118 [not printed]; am 7/21/91, Register 119; am 5/31/96, Register 138; am 5/14/97, Register 142; am 2/25/98, Register 145; am 6/13/99, Register 150; am 6/22/2002, Register 162; am 6/30/2002, Register 162; am 6/11/2005,

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Register 174; am 6/4/2008, Register 186; am 6/1/2013, Register 206; am 5/18/2014, Register 210; am 6/8/2017, Register 222; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

5 AAC 21.360(b)(1) is amended to read:

(1) meet the sustainable escapement goal (SEG) range of 750,000 — 1,300,000  
[700,000 — 1,200,000] late-run sockeye salmon;

5 AAC 21.360(c)(1)(A) is amended to read:

(A) the department shall manage for an inriver goal range of 1,000,000 —  
1,200,000 [900,000 — 1,100,000] sockeye salmon past the sonar counter at river mile 19;  
and

5 AAC 21.360(c)(2)(A) is amended to read:

(A) the department shall manage for an inriver goal range of 1,100,000 —  
1,400,000 [1,000,000 — 1,300,000] sockeye salmon past the sonar counter at river mile  
19;

5 AAC 21.360(c)(3)(A) is amended to read:

(A) the department shall manage for an inriver goal range of 1,200,000 —  
1,600,000 [1,100,000 — 1,500,000] sockeye salmon past the sonar counter at river mile  
19;

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5 AC 21.360(h)(3) is amended to read:

(3) if the projected inriver run of sockeye salmon above the Kenai River sonar counter located at river mile 19 is less than 1,000,000 [900,000] fish and the inriver sport fishery harvest is projected to result in an escapement below the lower end of the sustainable escapement goal, the commissioner may, by emergency order, decrease the bag and possession limit, as the commissioner determines to be appropriate, for sockeye salmon in the sport fishery above the Kenai River sonar counter located at river mile 19.

(In effect before 1984; am 5/3/84, Register 90; am 5/11/85, Register 94; am 6/10/89, Register 110; am 6/15/95, Register 134; am 5/31/96, Register 138; am 5/8/98, Register 146; am 6/13/99, Register 150; am 6/22/2002, Register 162; em am 7/20/2004 - 11/16/2004, Register 171; am 6/11/2005, Register 174; am 7/9/2005, Register 175; am 6/4/2008, Register 186; am 5/21/2011, Register 198; am 5/18/2014, Register 210; am 6/8/2017, Register 222; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

5 AAC 21.365(b) is amended to read:

(b) Achieving the lower end of the Kenai River sockeye salmon escapement goal shall take priority over not exceeding the upper end of the Kasilof River optimal escapement goal range of 140,000 — 370,000 [160,000 - 390,000] sockeye salmon.

(Eff. 4/18/86, Register 98; am 6/22/2002, Register 162; am 7/3/2002, Register 163; am 9/28/2002, Register 163; em am 7/20/2004 - 11/16/2004, Register 171; am 2/13/2005, Register 173; am 6/11/2005, Register 174; am 10/1/2006, Register 179; am 6/4/2008, Register 186; am

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5/21/2011, Register 198; am 5/18/2014, Register 210; am 6/8/2017, Register 222; am 9/19/2019, Register 231; am 6/21 / 2020, Register 234)

Authority: AS 16.05.060 AS 16.05.251

5 AAC 21.366(a)(5) is amended to read:

(5) no CFEC permit holder may operate more than one set gillnet per permit at a time;

5 AAC 21.366(a)(10) is amended to read:

(10) if the king salmon sport fishery on the Deshka River as described in 5 AAC 61 is [CLOSED TO SPORT FISHING, THE COMMISSIONER SHALL CLOSE, BY EMERGENCY ORDER, THE COMMERCIAL KING SALMON FISHERY THROUGHOUT THE NORTHERN DISTRICT FOR THE REMAINDER OF THE FISHING PERIODS PROVIDED FOR UNDER THIS SECTION; AND]

(A) conducted as a no bait fishery, the commissioner shall, by emergency order, reduce the time allowed per commercial set gillnet fishing period provided for in this section to no more than nine hours in duration, or from 7:00 a.m. until 4:00 p.m.;

(B) conducted as a catch and release fishery, the commissioner shall, by emergency order, reduce the time allowed per fishing period provided for in this section to no more than six hours in duration, or from 7:00 a.m. until 1:00 p.m.;

(C) closed, the commissioner shall close, by emergency order, the commercial king salmon fishery throughout the Northern District;

5 AAC 21.366(a) is amended by adding a new paragraph to read:

(12) if the inseason Deshka River run projection is below the sustainable escapement goal, the commissioner may, by emergency order, close the commercial salmon set gillnet fishery throughout the Northern District.

(Eff. 4/18/86, Register 98; am 5/14/97, Register 142; am 6/13/99, Register 150; am 6/22/2002, Register 162; am 6/11/2005, Register 174; am 6/4/2008, Register 186; em am 5/1/2009 - 8/28/2009, Register 190; am 5/21/2011, Register 198; am 5/18/2014, Register 210; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

((Publisher: please change period at the end of 5 AAC 21.366(a)(11) to a semicolon and please delete “and” at the end of 5 AAC 21.366(a)(10)))

5 AAC 21.368(b) is amended to read:

(b) Salmon may be taken in waters of the Kustatan Subdistrict west of 151° 52.30' W. long., approximately one mile south of [ALONG THE MAINLAND SHORE FROM] the terminus of the Kustatan River, [SOUTHWEST TO THE SOUTHERN BOUNDARY OF THE SUBDISTRICT], and in the Kalgin Island Subdistrict north and east of 60° 20.67' N. lat., near [ALONG THE WESTERN SHORE FROM LIGHT POINT (60° 29.00' N. LAT., 151° 50.50' W. LONG.) TO] the Kalgin Island Light around [ON THE SOUTHERN END OF] Kalgin Island to the southside of Light Point at 151° 50.50' W. long [AT 60° 20.67' N. LAT., 152° 05.09' W. LONG].

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(Eff. 6/10/89, Register 110; am 4/7/93, Register 126; am 6/11/2005, Register 174; am 6/4/2008, Register 186; am 9/19/2019, Register 231; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

## **Chapter 37. Aquatic Plants.**

### **Article 3. Harvest Requirements.**

5 AAC 37.320(a) is amended to read:

(a) Outside of the nonsubsistence areas defined in 5 AAC 99.015, there are no harvest or possession limits for the noncommercial harvest of aquatic plants, except that in the portion of the Cook Inlet Area described in 5 AAC 21.200, that is outside of the Anchorage-Matsu-Kenai Nonsubsistence Area, the daily harvest and possession limit for aquatic plants is 10 gallons [POUNDS WET WEIGHT].

5 AAC 37.320(b) is repealed:

(b) Repealed 6 / 21 / 2020. (Eff. 8/8/2007, Register 183; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.251

## **Part 2. Sport Fishing and Personal Use Fishery.**

### **Chapter 56. Kenai Peninsula Area.**

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5 AAC 56.120 is amended by adding a new paragraph to read:

(10) northern pike may be taken from January 1 — December 31; no bag, possession, or size limits; northern pike may be taken in all waters of this section; notwithstanding 5 AAC 75.065, a northern pike caught may not be released back into the water alive. (Eff. 10/1/2006, Register 179; am 6/12/2011, Register 198; am 2/23/2014, Register 209; am 6/8/2017, Register 222; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

((Publisher: please change period at the end of 5 AAC 56.120(9) to a semicolon)))

5 AAC 56.122(a)(3)(A) is amended to read:

(A) from **June 11 — April 30** [JUNE 15 - APRIL 14], flowing waters are open to sport fishing;

The introductory language of 5 AAC 56.122(a)(8)(A) is amended to read:

(A) king salmon [20 INCHES OR GREATER IN LENGTH] may be taken from January 1 - June 30, upstream of **the** Sterling Highway Bridge, and from January 1 - July 31, downstream of the Sterling Highway Bridge; bag and possession limit **for king salmon 20 inches or greater in length is** [OF] one fish; annual limit of five king salmon 20 inches or greater in length, except as provided in (b) of this section; a harvest record is required as specified in 5 AAC 75.006; from January 1 - June 30,

...



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5 AAC 56.122(a)(14) is amended to read:

(14) the waters of Bench Creek drainage, including Bench Lake, are open to sport fishing from June 11 — April 30 [IS CLOSED TO SPORT FISHING FROM MAY 2 - JUNE 10].

Eff. 10/1/2006, Register 179; am 11/12/2006, Register 180; am 3/15/2008, Register 185; am 6/4/2008, Register 186; am 3/2/2011, Register 197; am 6/12/2011, Register 198; am 2/23/2014, Register 209; am 3/22/2014, Register 209; am 5/18/2014, Register 210; am 3/15/2017, Register 221; am 6/8/2017, Register 222; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

5 AAC 56.140 is amended to read:

**5 AAC 56.140. Kasilof River guiding and guided fishing requirements.** In addition to the provisions of 5 AAC 57.160 and this chapter applicable to the Kasilof River, from January 1 through July 31, the guided sport fishery for early-run and late-run Kasilof River king salmon will be managed as follows:

(1) a sport fishing guide may not sport fish[.]

(A) from a vessel while a client is present or is within the sport fishing guide's control or responsibility; and

(B) in the area designated from ADF&G markers at the mouth of Crooked Creek downstream to the ADF&G markers near the cutbank while a client is present or is within the sport fishing guide's control or responsibility;

(2) repealed 6/12/2011.

(3) notwithstanding the provisions of this **section** [PARAGRAPH], a sport fishing guide may provide assistance to a client with a disability in order to enable the client to engage in sport fishing; in this paragraph "disability" has the same meaning given in 42 U.S.C.

12102(2)(A) and (C), as amended as of February 8, 1994.[] (Eff. 6/4/2008, Register 186; am 6/12/2011, Register 198; am 6/21 / 2020, Register 234)

**Authority:** AS 16.05.251

### **Chapter 57. Kenai River Drainage Area.**

5 AAC 57.120(a) is amended by adding a new paragraph to read:

(12) northern pike may be taken from January 1 — December 31; no bag, possession, or size limits; northern pike may be taken in all waters of this section; notwithstanding 5 AAC 75.065, a northern pike caught may not be released back into the water alive.

(Eff. 10/1/2006, Register 179; am 11/12/2006, Register 180; am 6/4/2008, Register 186; am 6/12/2011, Register 198; am 2/23/2014, Register 209; am 5/18/2014, Register 210; am 6/8/2017, Register 222; add'l am 6/8/2017, Register 222; am 6/17/2018, Register 226; am 6/21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

((Publisher: please change period at the end of 5 AAC 57.120(a)(11) to a semicolon)))

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5 AAC 57.140(g) is amended to read:

(g) During July, **a person aboard a** vessel used for guided sport fishing on the Kenai River downstream from an ADF&G regulatory marker located at the outlet of Skilak Lake may not **sport fish from that vessel if** [CARRY] more than five persons, including the sport fishing guide, clients, and other passengers **are present on that vessel.**

(Eff. 10/1/2006, Register 179; am 6/4/2008, Register 186; am 8/1/2008, Register 187; am 5/18/2014, Register 210; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.251

#### **Chapter 59. Anchorage Bowl Drainages Area.**

The introductory language of 5 AAC 59.120(7) is amended to read:

(7) northern pike may be taken from January 1 — December 31; no bag, possession, or size limits; **notwithstanding 5 AAC 75.065, a northern pike caught may not be released back into the water alive;** northern pike may be taken in all **waters of this section** [LAKES]

(Eff. 10/1/2006, Register 179; am 6/12/2011, Register 198; am 2/23/2014, Register 209; am 5/18/2014, Register 210; am 6/8/2017, Register 222; am 6/28/2019, Register 230; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

5 AAC 59.122(a)(14)(J) is amended to read:

(J) a person 16 years of age or older may not sport fish in the Ship Creek youth fishery zone, established in Ship Creek between the upstream side of the C Street Bridge upstream to the downstream side of the restaurant bridge, during the designated youth fishery day, which occurs from 6:00 a.m. to **11:00** [6:00] p.m. on the third Saturday in June.

(Eff. 10/1/2006, Register 179; am 11/12/2006, Register 180; am 3/2/2011, Register 197; am 6/12/2011, Register 198; am 2/23/2014, Register 209; am 6/8/2017, Register 222; am 6/21/ 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

#### **Chapter 60. Knik Arm Drainages Area.**

5 AAC 60.120(7) is amended to read:

(7) northern pike may be taken from January 1 — December 31; no bag, possession, or size limits; **notwithstanding 5 AAC 75.065, a northern pike caught may not be released back into the water alive;** northern pike may be taken in [ALL LAKES]

(A) **all waters of this section** by spear and bow and arrow;

(B) **all waters of this section** with two hooks per line when fishing through the ice and if both hooks are attached to the same single piece of bait;

5 AAC 60.120(7) is amended by adding a new subparagraph to read:

(C) ~~in~~ Anderson Lake, Figure Eight Lake, Flathorn Lake, Memory Lake, all Nancy Lake drainage lakes except Nancy Lake, Prator Lake, and Stephan Lake, with five lines through the ice; allowable gear is limited to standard ice fishing gear as specified in 5 AAC 61.110(8)(B); fishing gear must be closely attended as specified in 5 AAC 75.033; all other species of fish caught must be released immediately.

(Eff. 10/1/2006, Register 179; am 11/12/2006, Register 180; am 6/12/2011, Register 198; am 2/23/2014, Register 209; am 5/18/2014, Register 210; am 6/28/2019, Register 230; am 6/21/ 2020, Register 234 )

**Authority:** AS 16.05.060 AS 16.05.251

5 AAC 60.122(a)(4)(E) is repealed:

(E) repealed 6/21/ 2020;

5 AAC 60.122(a)(5)(A) is amended to read:

(A) the waters from ADF&G regulatory markers located at its mouth upstream to an ADF&G regulatory marker located one-quarter mile upstream from the Knik-Goose Bay Road, are open to sport fishing every Saturday and Sunday June 15 through July 14, and beginning the second Saturday in August through December 31 on Saturdays and Sundays from 5:00 a.m. to 10:00 p.m., except that sport fishing for king salmon is closed;

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5 AAC 60.122(a)(6) is repealed:

(6) repealed 6 / 21 / 2020;

5 AAC 60.122(a)(10)(B) is repealed:

(B) repealed 6 / 21 / 2020;

5 AAC 60.122(a)(14) is repealed:

(14) repealed 6 / 21 / 2020.

(Eff. 10/1/2006, Register 179; am 11/12/2006, Register 180; am 6/4/2008, Register 186; am 6/12/2011, Register 198; am 2/23/2014, Register 209; am 5/18/2014, Register 210; am 6/8/2017, Register 222; am 6/17/2018, Register 226; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

### **Chapter 61. Susitna River Drainage Area.**

5 AAC 61. 110(a)(8)(B) is amended to read:

(B) [IN] all lakes, with two hooks per line when fishing through the ice  
and if both hooks are attached to the same single piece of bait;

5 AAC 61.110(a)(8) is amended by adding a new subparagraph to read:

(C) Alexander Creek, Fish Creek (lower Susitna River drainage), Fish  
Creek (KrotoSlough), Indian Creek, Witsoe Creek, and in Alexander Lake, Amber Lake,  
Crystal Lake, Donkey Lake, Hewitt Lake, Kroto Lakes, Lady Slipper Lake, Lockwood

Lakes, Long Lake, Neil Lake, No Name (Cabin) Lake, Onestone Lakes, Parker Lake, Shell Lake, Shirley Lake, Sucker Lake, Trail Lake, Trapper Lake, Upper and Lower Vern lakes, Whitsol Lake, and Whiskey Lake, with five lines through the ice; allowable gear is limited to standard ice fishing gear as specified in 5 AAC 61.110(8)(B); fishing gear must be closely attended as specified in 5 AAC 75.033; all other species of fish caught must be released immediately;

(Eff. 10/1/2006, Register 179; am 6/12/2011, Register 198; am 2/23/2014, Register 209; am 6/28/2019, Register 230; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

5 AAC 61.112(5)(G) is repealed:

(G) repealed 6 / 21 / 2020;

5 AAC 61.112(6)(E) is repealed:

(E) repealed 6 / 21 / 2020;

5 AAC 61.112(7) is repealed:

(7) repealed 6 / 21 / 2020. (Eff. 10/1/2006, Register 179; am 11/12/2006, Register 180; am 6/4/2008, Register 186; am 6/21/2009, Register 190; am 6/12/2011, Register 198; am 5/18/2014, Register 210; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

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5 AAC 61.114(1) is amended to read:

(1) from January 1 through **July 13** [THE THIRD MONDAY IN JUNE, AND ON SATURDAY, SUNDAY, AND MONDAY FOR TWO CONSECUTIVE WEEKS STARTING ON THE SATURDAY FOLLOWING THE THIRD MONDAY IN JUNE], Unit 2 is open to sport fishing for all finfish species, **except for** [INCLUDING] king salmon; **sport fishing for king salmon is open through the third Monday in June, and on Saturday, Sunday, and Monday for two consecutive weeks starting on the Saturday following the third Monday in June;**

5 AAC 61.114(12)(F) is repealed:

(F) repealed 6 / 21 / 2020;

(Eff. 10/1/2006, Register 179; am 6/4/2008, Register 186; am 6/12/2011, Register 198; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

5 AAC 61.118(10) is repealed:

(10) repealed 6 / 21 / 2020. (Eff. 10/1/2006, Register 179; am 6/4/2008, Register 186; am 6/12/2011, Register 198; am 5/18/2014, Register 210; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251



5 AAC 61 is amended by adding a new section to read:

**5 AAC 61.165. Susitna River and Little Susitna River King Salmon Management**

**Plan.** (a) The purpose of this management plan is to describe actions that may be taken by the department to better inform stakeholders of management actions on northern Cook Inlet king salmon sport fisheries. The department shall manage the Susitna River drainage king salmon stocks to achieve king salmon escapement goals by the management measures outlined in this plan.

(b) The department shall manage for an optimal escapement goal of 16,000 — 22,000 king salmon on the Yentna River stock.

(c) The department will release the annual outlook and management strategy, including any preseason emergency orders, for Susitna River king salmon stocks including the Deshka, Yentna, Talkeetna, and Eastside and Little Susitna River stocks, to the extent practical, by January 1, during non-board cycle years for Upper Cook Inlet Finfish.

(d) If king salmon escapement goals have been achieved for a stock in the previous one to three years, and harvest as described in 5 AAC 61.110 is not projected to drop escapement below the escapement goal, sport fisheries shall be open under general regulation.

(e) If king salmon escapement is projected to be near the lower bound of the escapement goal for any salmon stock specified in this section, or if harvest managed under 5 AAC 61.110 is expected to drop the department's projection of escapement below the lower bound of the goal, king salmon sport fisheries may open under catch-and-release or other restrictions to reduce harvest yet continue to provide sport fishing opportunity, if associated sport mortality is not expected to reduce escapement below the lower bound of the escapement goal.

(f) If the commissioner determines additional conservation measures are necessary to achieve the escapement goals, the commissioner may, by emergency order, enact the following management measures:

(1) Deshka River: annual limit reduction; bait prohibition; harvest restricted to Saturdays — Mondays implementing catch-and-release with a single hook only on other days;

(2) Yentna River drainage: annual limit reduction; harvest restricted to Fridays — Mondays implementing catch-and-release with a single hook only on other days;

(3) Talkeetna River drainage: annual limit reduction; harvest restricted to Saturdays — Mondays implementing catch-and-release with a single hook only on other days;

(4) Eastside Susitna River drainages: annual limit reduction; close one or more weekends of fishing;

(5) Little Susitna River: annual limit reduction; harvest restricted to Saturdays — Mondays, or Fridays ~~5~~ Mondays implementing catch-and-release with a single hook only on other days.

(g) If king salmon escapement is projected to be below the applicable escapement goal for that stock, king salmon sport fishing will be closed. (Eff. 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

## **Chapter 62. West Cook Inlet Area.**

5 AAC 62.120(7) is amended to read:

(7) northern pike may be taken from January 1 - December 31; no bag, possession, or size limit; a northern pike caught may not be released back into the water alive;

notwithstanding 5 AAC 75.065, under this section there are no restrictions on the use or disposal of sport-caught northern pike; northern pike may be taken [IN NORTHERN PIKE MAY BE TAKEN IN ALL LAKES]

(A) in all lakes by spear and bow and arrow;

(B) in all lakes with two hooks per line when fishing through the ice and if both hooks are attached to the same single piece of bait;

5 AAC 62.120(7) is amended by adding a new subparagraph to read:

(C) in Chuitbuna Lake and the Threemile Creek drainage, with five lines through the ice; allowable gear is limited to standard ice fishing gear as specified in 5 AAC 61.110(8)(B); fishing gear must be closely attended as specified in 5 AAC 75.033; all other species of fish caught must be released immediately;

(Eff. 10/1/2006, Register 179; am 11/12/2006, Register 180; am 6/12/2011, Register 198; am 2/23/2014, Register 209; am 6/28/2019, Register 230; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

5 AAC 62.122(12) is amended to read:

(12) Threemile Creek is closed to sport fishing for salmon upstream from the Beluga Tyonek Road culvert to Threemile/Tukhallah Lake;

5 AAC 62.122(13)(A) is amended to read:

(A) closed to sport fishing for salmon within a 300-foot radius of the lake outlet;

5 AAC 62.122(13)(C) is repealed:

(C) repealed 6 / 21 / 2020;

5 AAC 62.122(15) is repealed:

(15) repealed 6 / 21 / 2020;

5 AAC 62.122 is amended by adding a new paragraph to read:

(17) the south fork of Big River is closed to sportfishing upstream from an ADF&G regulatory marker located at the first island approximately three-fourths of a mile upstream from the confluence at Otter Lake.

(Eff. 10/1/2006, Register 179; am 6/4/2008, Register 186; am 6/12/2011, Register 198; am 3/22/2014, Register 209; am 5/18/2014, Register 210; am 6/28/2019, Register 230; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

((Publisher: please change period at the end of 5 AAC 62.122(16) to a semicolon)))

## **Chapter 77. Personal Use Fishery.**

### **Article 11. Cook Inlet Area.**

5 AAC 77 is amended by adding a new section to read:

**5 AAC 77.532. Personal use aquatic plant fishery.** Within the Anchorage-Matsu-Kenai Nonsubsistence Area defined in 5 AAC 99.015(3), the harvest of aquatic plants is closed, except that from January 1 through April 30 and September 1 through December 31, aquatic plants that have been naturally dislodged from the substrate and are located at or above the daily high tide line may be harvested by hand. The daily harvest limit is 10 gallons per person. No permit is required. (Eff. 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.251

5 AAC 77.540 is amended <sup>2</sup>to by adding a new subsection to read:

(h) Salmon may be taken by dip net in the Susitna River, only as follows:

(1) from July 10 through July 31, Wednesday 6:00 <sup>^^</sup>am to 11:00 <sup>^^</sup>pm, Saturday 6:00 a.m. to 11:00 p.m.; the department may alter the time, or area of, or close the fishery, based on salmon abundance; the commissioner may, by emergency order, extend the personal use fishery through August 31 if the department projects that both sockeye and coho abundance will be above the upper end of all Susitna River escapement goals for sockeye and coho salmon;

(2) between ADF&G regulatory markers located approximately one mile downstream from Susitna Station downstream to ADF&G regulatory markers located near the northern tip of Bell Island/Alexander Creek cutoff;

(3) the annual limit, as specified in 5 AAC 77.525, except that no king salmon may be retained, and any king salmon caught must not be removed from the water and must be returned to the water immediately; a northern pike caught may not be released back into the water alive as specified in 5 AAC 61.110(a)(8);

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(4) a permit holder for this fishery shall report to the department as specified in ~~the~~ permit conditions. (Eff. 6/7/95, Register 135; am 9/29/95, Register 135; am 5/31/96, Register 138; am 6/21/97, Register 142; am 5/8/98, Register 146; am 6/13/99, Register 150; am 6/22/2002, Register 162; am 6/11/2005, Register 174; am 6/4/2008, Register 186; am 6/12/2011, Register 198; am 5/18/2014, Register 210; am 6/8/2017, Register 222; am 9/19/2019, Register 231; am 6 / 21 / 2020, Register 234)

**Authority:** AS 16.05.060 AS 16.05.251

# MEMORANDUM

## State of Alaska Department of Law

**To:** The Honorable Kevin Meyer  
Lieutenant Governor

**Date:** May 21, 2020

**File No.:** 2019200569

**Thru:** Susan R. Pollard *SRP*  
Chief Assistant Attorney General  
and Regulations Attorney  
Legislation and Regulations Sect

**Tel. No.:** 465-3600

**From:** Samantha Weinstein  
Assistant Attorney General  
Legislation and Regulations Section

**Re:** Board of Fisheries Regulation re: 5  
AAC: Board of Fisheries: Feb. 7-20,  
2020 Anchorage Meeting: Upper  
Cook Inlet Finfish

The Department of Law has reviewed the attached regulations of the Board of Fisheries against the statutory standards of the Administrative Procedure Act. Based upon our review, 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 regulations were adopted by the Board of Fisheries at its February 7 – 17, 2020, meeting after the close of the public comment period. The regulations concern the subsistence, sport, personal use, and commercial fishing regulations for the Cook Inlet area, including a Susitna River and Little Susitna River King Management Plan and the commercial harvest of aquatic plants.

The November 5, 2019, public notice and the May 14, 2020, 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:sjw

cc:

Honorable Doug Vincent-Lang, Commissioner  
Department of Fish and Game

Sam Rabung, Director  
Division of Commercial Fisheries  
Department of Fish and Game

Forrest Bowers, Deputy Director  
Division of Commercial Fisheries  
Department of Fish and Game

Dave Rutz, Director  
Division of Sport Fisheries  
Department of Fish and Game

Tom Taube, Deputy Director  
Division of Sport Fisheries  
Department of Fish and Game

Lisa Olson, Director  
Division of Subsistence Fisheries

Shellene Hutter, Fishery Regulations Program Coordinator  
Department of Fish and Game

Aaron Peterson, Assistant Attorney General  
Department 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 COOK INLET (INCLUDING THE KENAI PENINSULA, KENAI RIVER DRAINAGE, COOK INLET-RESURRECTION BAY SALTWATER, ANCHORAGE BOWL DRAINAGES, KNIK ARM DRAINAGES, SUSITNA RIVER DRAINAGE, AND WEST COOK INLET SPORT FISH MANAGEMENT AREAS) AND KODIAK AREAS FINFISH FISHERIES REGULATIONS; AND STATEWIDE KING AND TANNER CRAB FISHERIES REGULATIONS (EXCEPT SOUTHEASTERN ALASKA AND YAKUTAT AREAS, AND PRINCE WILLIAM SOUND FOR TANNER CRAB ONLY):
  - 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 Lower Cook Inlet Finfish meeting in Seward, December 10-13, 2019:

- A. IN THE ALASKA PENINSULA-CHIGNIK-ALEUTIAN ISLANDS AREA GROUND FISH COMMERCIAL FISHERY: Designate the Aleutian Islands Subdistrict an exclusive registration area for Pacific cod (*newly assigned Proposal 278, formerly ACR #7*).
  - B. IN THE STATEWIDE GENERAL PROVISIONS SPORT FISHERY: Extend emergency order authority to include restriction of stocked waters to no retention (catch-and-release) in times of low hatchery production or if stocked waters become contaminated (*newly assigned Proposal 282, formerly ACR #12*).
3. The following topics are added to the Statewide King and Tanner Crab and Supplemental Issues meeting in Anchorage, March 8-11, 2020:
- A. IN THE SOUTHEASTERN AREA SALMON COMMERCIAL FISHERY: Add the Crawfish Inlet Terminal Harvest Area and West Crawfish Inlet to waters that may be opened to a hatchery chum salmon troll fishery (*newly assigned Proposal 277, formerly ACR #1*).
  - B. IN THE BRISTOL BAY AREA SALMON COMMERCIAL FISHERY: Allow two Bristol Bay drift gillnet CFEC permit holders to fish concurrently from the same vessel and jointly operate up to 200 fathoms of drift gillnet gear when the Naknek River Special Harvest Area is open (*newly assigned Proposal 279, formerly ACR #8*).
  - C. IN THE KUSKOKWIM RIVER AREA SUBSISTENCE FISHERY: Allow use of set gillnets with 6" mesh to harvest salmon other than king salmon and other non-salmon fish species on the Kuskokwim River for subsistence purposes during times of king salmon conservation (*newly assigned Proposal 280, formerly ACR #9*).
  - D. IN THE STATEWIDE GENERAL PROVISIONS FOR SPORT FISHERY: Prohibit fishing in fresh water with live earthworms in the genus *Lumbricus* (*newly assigned Proposal 281, formerly ACR #11*).

At its 2019 Work Session, the board directed a number of changes and additions to its meeting schedule. The board changed dates for two of its four regulatory meetings, including the Upper Cook Inlet Finfish meeting (changed to February 7-19, 2020), and the Statewide Finfish and Supplemental Issues meeting (changed to March 8-11, 2020).

Additionally, the board set meeting dates for two committees. The Nushagak-Mulchatna King Salmon Fishery Management Plan committee will meet in Anchorage on January 9, 2020, with location to be determined and announced through a meeting notice. The Hatchery Committee will meet March 7, 2020, in Anchorage Alaska at the Egan Civic and Convention Center.

Other actions by the board at its work session that impact this meeting cycle include disbanding the 2018 Rod and Reel Committee (2018-292-FB), rescinding the Policy Regarding the Location of the Upper Cook Inlet Finfish Meeting (2018-289-FB), and confirming the meeting location of the 2020

Upper Cook Inlet Finfish meeting in Anchorage. Additionally, the board determined it would convene a review of the Naknek River Sport Commercial Services/Guide Fisheries at the 2020 October work session consistent with the board's charge statement under 2018-293-FB.

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](http://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](mailto:dfg.bof.comments@alaska.gov) (PDF format only), or online at [www.boardoffisheries.adfg.alaska.gov](http://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 22 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**

### **Lower Cook Inlet Finfish**

December 10-13, 2019

Alaska Vocational Technical Center, Student Services and Recreation Building, Seward

Comment deadline: November 25, 2019

### **Kodiak Finfish**

January 11-14, 2020

Kodiak Convention Center, Kodiak

Comment deadline: December 27, 2019

### **Upper Cook Inlet Finfish**

February 7-19, 2020

Egan Convention Center, Anchorage

Comment deadline: January 23, 2020

### **Statewide King and Tanner Crab and Supplemental Issues**

March 8-11, 2020

Egan Convention Center, Anchorage

Comment deadline: February 21, 2020

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](http://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.



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Glenn Haight, Executive Director  
Alaska Board of Fisheries

11/4/19

Date

ADDITIONAL REGULATIONS NOTICE INFORMATION

(AS 44.62.190(g))

1. Adopting Agency: Alaska Board of Fisheries.
  2. General subject of regulations: IN THE COOK INLET (INCLUDING THE KENAI PENINSULA, KENAI RIVER DRAINAGE, COOK INLET-RESURRECTION BAY SALTWATER, ANCHORAGE BOWL DRAINAGES, KNIK ARM DRAINAGES, SUSITNA RIVER DRAINAGE, AND WEST COOK INLET SPORT FISH MANAGEMENT AREAS) AND KODIAK AREAS FINFISH FISHERIES REGULATIONS; AND STATEWIDE KING AND TANNER CRAB FISHERIES REGULATIONS (EXCEPT SOUTHEASTERN ALASKA AND YAKUTAT AREAS, AND PRINCE WILLIAM SOUND FOR TANNER CRAB ONLY).
  3. Citation of regulations: 5 AAC 01 - 5 AAC 77.
  4. Department of Law file number (if any):
    - JU2019-20-0567 – Lower Cook Inlet Finfish
    - JU2019-20-0568 – Kodiak Finfish
    - JU2019-20-0569 - Upper Cook Inlet Finfish
    - JU2019-20-0571 – Statewide King and Tanner Crab 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: November 4, 2019
- Prepared by:  
Glenn Haight, Executive Director  
Alaska Board of Fisheries  
(907) 465-4110

AFFIDAVIT OF NOTICE OF PROPOSED REGULATION  
AND FURNISHING OF ADDITIONAL INFORMATION

I, Glenn Haight, Executive Director of the Alaska Board of Fisheries, under penalty of perjury, certify the following:

As required by AS 44.62.190, notice of the proposed adoption of changes to 5 AAC dealing with the subsistence, sport, personal use and commercial fishing regulations for the Cook Inlet area including the commercial harvest of aquatic plants has been given by being

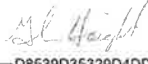
- (1) published in a newspaper or trade publication;
- (2) furnished to every person who has filed a request for notice of proposed action with the state agency;
- (3) furnished to appropriate state officials;
- (4) furnished to interested persons;
- (5) furnished to the Department of Law, along with a copy of the proposed regulation;
- (6) furnished electronically to incumbent State of Alaska legislators;
- (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, additional regulation notice information regarding the proposed adoption of the regulation changes described above has been furnished to interested persons and those in (2), (4) and (6) of the list above. The additional regulation notice information also has been posted on the Alaska Online Public Notice System.

There is no notary public or other official empowered to administer oaths available to notarize this document as a result of social distancing requirements implemented statewide.

I certify under penalty of perjury that the foregoing is true.

Date: 4/27/2020

DocuSigned by:  
  
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Glenn Haight, Executive Director  
Alaska Board of Fisheries

State of Alaska  
Juneau, AK





# ANCHORAGE DAILY NEWS

## AFFIDAVIT OF PUBLICATION

Account #: 270233 Order #: W0012264 Cost: \$1347.13

STATE OF ALASKA  
THIRD JUDICIAL DISTRICT

Leilisi Misa  
being first duly sworn on oath  
deposes and says that 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

November 5, 2019

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 *[Signature]*

Subscribed and sworn to before

me this 5th day of NOV.

20 19

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

7/14/2021

STATE OF ALASKA  
NOTARY  
PUBLIC

Jada L. M.

### 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:

1. IN THE COOK INLET (INCLUDING THE KENAI PENINSULA, KENAI RIVER DRAINAGE, COOK INLET RESURRECTION BAY SALTWATER, ANCHORAGE BOWL DRAINAGES, KNIK ARM DRAINAGES, SUSITNA RIVER DRAINAGE, AND WEST COOK INLET SPORT FISH MANAGEMENT AREAS) AND KODIAK AREAS FINFISH FISHERIES REGULATIONS; AND STATEWIDE KING AND TANNER CRAB FISHERIES REGULATIONS (EXCEPT SOUTHEASTERN ALASKA AND YAKUTAT AREAS, AND PRINCE WILLIAM SOUND FOR TANNER CRAB ONLY)

A. In the commercial, sport, guided sport, personal use, and aquatic plant fisheries: fishing season 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, section subsections, areas, and other management boundaries; locations open and closed to fishing; method 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 transporter; 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; regulation 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 Lower Cook Inlet Finfish meeting in Seward, December 10-13, 2019:

A. IN THE ALASKA PENINSULA-CHIGNIK-ALEUTIAN ISLANDS AREA GROUND FISH COMMERCIAL FISHERY: Designate the Aleutian Islands Subdistrict an exclusive registration area for Pacific cod (newly assigned Proposal 278, formerly ACR #7).

B. IN THE STATEWIDE GENERAL PROVISIONS SPORT FISHERY: Extend emergency order authority to include restriction of stocked waters to no retention (catch-and-release) in times of low hatchery production or if stocked waters become contaminated (newly assigned Proposal 282, formerly ACR #12).

3. The following topics are added to the Statewide King and Tanner Crab and Supplemental Issues meeting in Anchorage, March 8-11, 2020:

A. IN THE SOUTHEASTERN AREA SALMON COMMERCIAL FISHERY: Add the Crawford Inlet Terminal Harvest Area and West Crawford Inlet to waters that may be opened to a hatchery chum salmon troll fishery (newly assigned Proposal 277, formerly ACR #1).

B. IN THE BRISTOL BAY AREA SALMON COMMERCIAL FISHERY: Allow two Bristol Bay drift gillnet CFEC permit holders to fish concurrently from the same vessel and jointly operate up to 200 fathoms of drift gillnet gear when the Naknek River Special Harvest Area is open (newly assigned Proposal 279, formerly ACR #8).

C. IN THE KUSKOKWIM RIVER AREA SUBSISTENCE FISHERY: Allow use of set gillnets with 6" mesh to harvest salmon other than king salmon and other non-salmon fish species on the Kuskokwim River for subsistence purposes during times of king salmon conservation (newly assigned Proposal 280, formerly ACR #9).

D. IN THE STATEWIDE GENERAL PROVISIONS FOR SPORT FISHERY: Prohibit fishing in fresh water with live earthworms in the genus Lumbricus (newly assigned Proposal 281, formerly ACR #11).

At its 2019 Work Session, the board directed a number of changes and additions to its meeting schedule. The board changed dates for two of its four regulatory meetings, including the Upper Cook Inlet Finfish meeting (changed to February 7-19, 2020), and the Statewide Finfish and Supplemental Issues meeting (changed to March 8-11, 2020).

Additionally, the board set meeting dates for two committees. The Nushagak-Mulchatna King Salmon Fishery Management Plan committee will meet in Anchorage on January 9, 2020, with location to be determined and announced through a meeting notice. The Hatchery Committee will meet March 7, 2020, in Anchorage Alaska at the Egan Civic and Convention Center.

Other actions by the board at its work session that impact this meeting cycle include disbanding the 2018 Rod and Reel Committee (2018-292-FB), rescinding the Policy Regarding the Location of the Upper Cook Inlet Finfish Meeting (2018-289-FB), and confirming the meeting location of the 2020 Upper Cook Inlet Finfish meeting in Anchorage. Additionally, the board determined it would convene a review of the Naknek River Sport Commercial Fisheries Guide Fisheries at the 2020 Work Session.



reference not valid. [www.boardoffisheries.adfg.alaska.gov](http://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 [comments@alaska.gov](mailto:comments@alaska.gov) (PDF format only), or online at [www.boardoffisheries.adfg.alaska.gov](http://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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#### **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 22 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.

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#### **TENTATIVE MEETING SCHEDULE**

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December 10-13, 2019

Alaska Vocational Technical Center, Student Services and Recreation Building, Seward  
Comment deadline: November 25, 2019

##### **Kodiak Finfish**

January 11-14, 2020

Kodiak Convention Center, Kodiak  
Comment deadline: December 27, 2019

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February 7-19, 2020

Egan Convention Center, Anchorage  
Comment deadline: January 23, 2020

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March 8-11, 2020

Egan Convention Center, Anchorage  
Comment deadline: February 21, 2020

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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.

Date: 11/4/19

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

Published: November 5, 2019

AFFIDAVIT OF ORAL HEARING

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

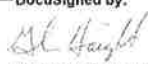
From February 7<sup>th</sup> – 17<sup>th</sup>, at the Egan Center, located at 555 W. Fifth Avenue Anchorage, Alaska 99501, the Alaska Board of Fisheries presided over a public hearing held under AS 44.62.210 for the purpose of taking testimony in connection with the adoption of changes to 5 AAC dealing with subsistence, sport, personal use and commercial fishing regulations for the Cook Inlet area including the commercial harvest of aquatic plants.

There is no notary public or other official empowered to administer oaths available to notarize this document as a result of social distancing requirements implemented statewide.

I certify under penalty of perjury that the foregoing is true.

4/27/2020

Date: \_\_\_\_\_

DocuSigned by:  
  
D8539D35329D4DD...

\_\_\_\_\_  
Glenn Haight, Executive Director  
Alaska Board of Fisheries

State of Alaska  
Juneau, AK