

Kodiak AC
February 15, 2023
351 Research Court, Kodiak Alaska

- I. Call to Order: by Chair- Paul Chervenak
Time: 5:33
- II. Roll Call
Members Present: Paul Chervenak, Julie Kavanaugh, Alexis Kwatchka, Duncan Fields, Ron Kavanaugh, Wallace Fields, Coral Chernoff, Rebecca Skinner, Andrew Finke, Brandon Bartleson
Members Absent (Excused): Theresa Peterson, Oliver Holm, Nathan Rose, Jon McElwain, Tyler Schmeil, Patrick O'Donnell, Garman Squartsoff
Members Absent (Unexcused):
Number Needed for Quorum on AC: 8
List of User Groups Present: Port Lions; Salmon Gillnet; Subsistence; Small Boat Crab, Herring, Salmon; Processor; Old Harbor; Concerned Citizen, Guide/Outfitter
- III. Fish and Game Staff Present: Taryn OConnor; Tyler Polum
- IV. Guests Present: Jeff Stephan, Julie Decker, Hannah Wilson, Caleb Oswell
- V. Approval of Agenda
Moved to Approve _ Julie K Second_ Alexis K
Motion to Amend: "Add 3B initial discussion of proposal #209" _ Julie K
Second Alexis K **10-0 Amendment Passed**

10-0 Motion as Amended Passed
- VI. Approval of Previous Meeting Minutes
Minutes were approved by Theresa Peterson & Rebecca Skinner for timely submission
- VII. Reports
 - a. Chair's report -NA
 - b. ADF&G -NA
 - c. Others -NA
- VIII. Public Comment -NA

- IX. Old Business
See proposal 161
- X. New Business
See comments RE proposals.
- XI. Select representative(s) for board meeting.

**Motion to send Duncan Fields to April Board of Fish meeting Julie K- Second Andy F
10-0 Passed**

- XII. Set next meeting date
February 28
- XIII. Other
Proposal 209- Initial Discussion -Board of Game Proposal

Committee was informed of Board generated proposal 209 regarding **Hunting seasons and bag limits for Elk**. Explained what proposal was asking for and had general discussion to see what information the Committee would like from Department when we discuss BOG proposals at Feb. 28th AC meeting.

- XIV. Adjourn **Move to Adjourn Alexis K- Second Julie K**
- XV. **10-0 Passed**

Adjournment:

Minutes Recorded By: Julie Kavanaugh
Minutes Approved By: Paul Chervenak
Date: Feb. 21, 2023

XVI.

Alaska Board of Fisheries: Statewide Finfish and Supplemental Issues Proposals March 10-13, 2023 Anchorage, AK			
Proposal Number	Proposal Description		
Support/ Support as amended/ Oppose/N o Action	Number Support	Number Oppose	Comments, Discussion (pros & cons), Voting Notes, Amendments
<i>Note: Effective September 2019, when abstentions occur, the action or decision of a majority of the remaining members at a meeting at which a quorum is present is an act of the committee. For example, a vote tally of 7-6-2 means the motion carries. Members abstaining from voting must provide an explanation that is included in the committee record.</i>			
<u>87</u>	Define eel stick.		
No Action			
<u>153</u>	Define escape mechanisms for collapsible 'slinky' groundfish pots.		
No Action			Moved by Ron K- Second Alexis. Language needs to be developed and made available to the public and AC's before any action is taken. There are a variety of problems and solutions, but none are presented in the proposal. Unable to weigh in without more information. Tabled.
<u>82</u>	Modify the dates sinking of gillnets is allowed in the Yukon Area from October 1 to April 30.		
No Action			
<u>154</u>	Allow the use of purse seine drums.		

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Failed	0	10	Moved to adopt Ron K Second Alexis K. • Drums do not take away jobs, but they do solve the problem of a lack of experienced crew. A boat equipped with a drum can operate safer especially if the crew is green/unexperienced. • May give larger vessels with necessary deck space for a drum an advantage. • Would disadvantage setnet sites as seiners utilize a more efficient tool. • Concern for lost opportunities that give crewmembers incentive to have fishing careers (higher paid crew jobs are lost) • Not wanted needed for Kodiak. • Oppose as a statewide proposal- over 2000 effected permits and consequences are not analyzed or known • May be appropriate for a specific area
155	Allow a person using a spear or speargun to take fish while swimming at the water's surface.		
Passed	9	1	Moved to Adopt Julie K Second Duncan F • Staff spoke @ proposal was intended to allow fishing with spear/spear gun in shallower areas where staying submerged is difficult- but prevent standing or kneeling • Adding parallel to surface is unnecessary (definition of "swimming" solves enforcement issues) • Concern that this may bring spear fishing into non-historical used near shore areas leading to user group conflicts • Limited number of users, increased use can be addressed if circumstances develop

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156	Prohibit the use of felt soled wading footwear while personal use fishing in freshwater.		
Passed	10	0	Move to Adopt Andy F Second Ron K The proposal brings personal use fishery regulation in line with other user groups. Prevents invasive species. Kodiak has personal use fishery that is impacted
157	Allow a person holding CFEC permits for multiple salmon net areas to commercial fish for salmon in more than one net area per year.		
Failed	3	6 1 abstain	Move to adopt 157 & 158 concurrently Duncan F Second Ron K • Opposed: Substantially change regulation • Consolidates access to the resource • Crew that hold permits gain additional income & this removes that opportunity. This ability can be a stepping stone towards owning a vessel or operation. • Legalization would create an incentive to operate in multiple areas; reducing statewide fleet • In Favor: this proposal reflects how the industry does operate. People put permits into spouse/family/crew names and operate in multiple areas currently • Allows for flexibility and a stronger business plan. • Fishers that have a weak year can stay solvent
158	Allow a person holding CFEC permits for multiple salmon net areas to commercial fish for salmon in more than one net area per year.		
See 157			
159	Close commercial fishing for a given species within one-fourth of a mile of any area closed to sport fishing for that species.		

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Failed	1	7 2 abstain	Move to adopt 159 Duncan F Second Ron K • Opposed: Would close mixed fish systems that rely on commercial fishers to prevent over escapement • Inhibit sustainable fisheries for optimum escapement/ counter productive • In years of low King Salmon, over escapement of Pink Salmon is detrimental to King Salmon survival • This puts Sports Fishing above Subsistence and Personal use • In Favor: Concern that sport/personal use fishers are closed but comfish that harvests 97% of the resource • Abstain: Uncertain which is best
160	Require surrender of proceeds gained from sale of wild king salmon caught in hatchery terminal harvest areas.		
Failed	0	10	Move to Adopt Ron K Second Duncan F • Approximately 80% not wild fish • Is it enforceable? • Salmon card is for all species; King Salmon is not a bycatch • Feeder salmon are caught outside not in terminal fisheries • How do you differentiate terminal caught and outside caught after harvest? • sets a precedent for turning over "legally caught fish" • Problematic as a statewide proposal
161	Create and establish Alaska Board of Fisheries policy regarding the management of groundfish fishery resources in waters of Alaska <i>(To be heard at the Pacific cod meeting and deliberated during the Statewide Finfish and Supplemental Issues meeting).</i>		

Passed as Amended	10	0	Motion: “Move to bring forward tabled proposal #161” Julie K Second Alexis K Over view of proposal 161 & introduction of RC 008 by Hannah Wilson and Julie Decker (Alaska Fisheries Development Foundation). Proposal 161 was submitted for Board consideration by the AFDF; it is a requirement for MSC certification. RC008 was in response to several concerns voiced by the public and was worked on jointly with AC member Duncan Fields, AFDF, and other members of the public. Motion to amend language in RC008 by interchanging SUSTAINED YEILD (ARTICLE 8, SECTION 4 AND THE COMMON USE (ARTICLE 8, SECTION 3); so that it reads: “ ...Common Use(Article 8, section 3 and the Sustained Yield (Article 8, section 4)... “ Julie K Second Alexis K • The amendment is minor and seeks to put the sections in order numerically and allow for ease of reference. 10-0 Motion to Amend RC008 passed Motion to substitute language in the bullets numbered 1,2,& 3 with “1) reserving grounfish stocks which occur in their natural state to the people for common use; 2) providing opportunities for commercial, sport, subsistence, and personal use; 3) maintaining healthy stocks of groundfish to ensure their continued reproductive viability <u>throughout their lifestages</u> and maintenance of their role in the ecosystem; and 4) providing a level of harvest that maintains a sufficient biomass to ensure continued sustainability.” Julie K Second Alexis K
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			• This language orders the items in correlation with the sections of the constitution for easier reference. • #1 is added in support of Article 8 section 3 utilizing language from that section that supports its' main intent. • It moves the original third bullet up to #2 as it relates to section 3 of Article 8 and aids in reference and comprehension. • The original first bullet is changed to #3 and relates to Article 8, section 4 (Ak Constitution) *as does the new bullet #4. • Language changes in the proposed #3 removes "viability" and inserts "throughout their lifestages". This is to capture the importance of groundfish in all stages of its' life cycle. • The final #4 bullet capture the intent of the State constitutions sustained yield- article 8 / section 4. • While proposal 161 was submitted in response to a MSC requirement; a statewide groundfish policy should reflect a wider interest and fully capture the Common Use and Sustained Yield sections of the State Constitution. • Julie Decker (AFDF) response was no immediate concerns but would need to review the proposed substitute language. Stated that the new language was driven by the constitutional language and at first glance seemed ok. • Members liked the reordering for comprehension and felt the language was better from a statewide prospective. 10-0 Substitution Passed • The intent of the Kodiak AC is to have the language in the amended RC008 replace proposal #161
162	Allow the Kenai River Special Management Area -DNR decal to serve as proof of ADF&G sport fishing guide vessel registration.		
No Action			

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<u>163</u>	Prohibit guiding in personal use finfish fisheries.		
Passed	9	0 1 Abstain	Moved to Adopt Duncan F Second Julie K • Oppose Guiding -turns Personal use into a commercial fishery. • The liberal bag limit in Personal use fisheries would increase the impact of guided trips and the over all harvest. The increase in demand could have significant impact on sustainability. • Reallocates from traditional users • Guides are advertising personal use trips and allowing the growth of this option competes directly with historical/local/rural subsistence and personal use users and impacts their dependence on the resources in their region. • Liberal personal use bag limits lead to the shipment of fish (illegally) leaving state. • In Favor: Someone with knowledge of good fishing areas for personal use should be able to be compensated for sharing valuable information • Abstain: Intriguing idea, lots to consider
<u>164</u>	Establish registration and reporting requirements for personal use guides and transporters.		

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Passed	9	1	Moved to Adopt Julie K Second Alexis k • In Favor: If you pass 163, then regs should be developed • Collecting transporter info is important and should be required • Reporting for charter boats is currently limited to salt water • Data collection aids in the overall management • Transporters should know what they are carrying • Opposed: See comments 163 • Reporting when using a transporter should fall to the individual fisher * Note the Kodiak AC is opposed to commercial guiding in a personal use fishery- but recognized if proposal 163 moves forward regulations would need to be defined
165	Prohibit compensation for guide services in subsistence fisheries.		
Passed	10	0	Move to Adopt Duncan F Second Alexis K • The gear and bag limits for King Crab are superior to and could negatively effect the suppressed stocks in Kodiak • In the Tanner fisheries Sport fishers get 6 pots/ Subsistence 12 pots. Allowing guided subsistence would have significant increased catch rates that would have a huge impact on overall catch
166	Establish a statewide bag limit for personal use finfish fisheries.		
Failed	1	9	Move to Adopt Duncan F Second Julie K • Bag limits should be regional. • Should not be a statewide proposal
167	Require inseason reporting of subsistence and personal use salmon harvest within 5 days of harvest.		

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Failed	0	10	Move to Adopt Duncan F Second Ron K - Reporting in season within 5 days is unreasonable - No similar Sport Fish requirement; Data is important but not without Sport fish data also - Not a statewide proposal- useful in the Kenai Dip net fishery/ Maybe Copper River.
168	Extend emergency order authority to allow restrictions of sport fisheries in contaminated waters.		
Passed	10	0	Move to Adopt Duncan F Second Andy F - Housekeeping - Dept. should have authority - General Public looks to dept. to be protected/warned
169	Amend the list of banned invasive species.		
Passed	10	0	Move to Adopt Duncan F Second Alexis - Housekeeping - Proposal gives ADFG authority to provide a list of invasive species - List provides useful information on different types of invasive species and the limitations in regards to them - Public expects the Department to provide information in fish and wildlife