

Submitted by the Alaska Department of Fish and Game  
March 9, 2018

**Substitute language for Proposal 215**

**5 AAC 38.327. Kamishak Bay District scallop management plan**

(a) In the Kamishak Bay District, an operator of a vessel fishing for scallops must complete logbook pages issued by the department immediately after each tow and return the completed pages to the department either by mail or facsimile as specified in the permit issued by the department at the time of registration.

(b) Catch reports must be submitted to the department as specified in the permit by the department at the time of registration.

(c) A vessel operator or an onboard observer must randomly select 100 scallop top valves collected from each trip or during each five-day fishing period and deliver the top valves to the department following each trip.

(d) Participants must check in with the department before fishing, and check out before departing the management area. Check in and check out contacts will be specified by the department at the time of registration.

(e) Unless an onboard observer is already required under 5 AAC 38.076, a participant must accommodate a department onboard observer upon request by the department.

**(f) Live scallops may be delivered providing that:**

**(1) The department must be notified of the estimated weight of both live and shucked product 24 hours prior to delivery. The vessel operator must record in the logbook the number of live scallops delivered.**

**(2) When reporting the pounds of scallop meat harvested as specified in 5 AAC 38.076 (p), an average weight of scallops sampled in (c) of this section will be applied to the scallops delivered live.**

5 AAC 38.078 (f) is amended to read:

(f) Notwithstanding 5 AAC 38.076(c) , if the commissioner determines that it is necessary for management and conservation purposes, the commissioner may require a vessel operator to register as provided by 5 AAC 38.076 for either the state waters or the federal waters of the exclusive economic zone. The operator of a participating vessel must change its registration before fishing for weathervane scallops in different waters. The operator of a participating vessel may change registration only by contacting the designated department office in the area responsible for management of the fishery for which the vessel is currently registered during business hours of 8:00 a.m. through 5:00 p.m., Monday through Friday, except a state

holiday, unless otherwise specified by the department. Before changing registration, the vessel operator shall ensure that all harvested scallops are shucked, **except for scallops to be delivered live under 39.327(f)**, and the harvest weight is reported to the department.