

Submitted by the Alaska Department of Fish and Game at the request of Board Member Ruffner
January 18, 2019

Substitute language for proposal 89:

5 AAC 01.220. Lawful gear and gear specifications. (a) Salmon may be taken only by gillnet, **dip net**, beach seine, a hook and line attached to a rod or pole, handline, or fish wheel, subject to the restrictions set out in this section...

...

(n) Notwithstanding the provisions of (d), (e)(2), and (f)(2) of this section, during times when the commissioner determines that it is necessary for the conservation of king salmon, the commissioner may, by emergency order, close the fishing season in the Yukon Area and immediately reopen the season in that area during which one or more of the following gear limitations may be implemented:

(1) a gillnet used to take fish

(A) must be of six-inch or less mesh;

(B) may not exceed the length and depth specified by the commissioner in the emergency order;

(2) for fish wheels:

(A) a fish wheel used to take fish must be equipped with a livebox that is constructed so that it contains no less than 45 cubic feet of water volume while it is in operation; the operator must closely attend the fish wheel while it is in operation, and all king salmon must be immediately released to the water alive from the livebox **unless retention is allowed by emergency order.**

(B) repealed 5/22/2016;

(C) a person may operate a fish wheel without a livebox only if

(i) the fish wheel is equipped with a chute that returns fish captured by the fish wheel to the water alive;

(ii) the person closely attends the fish wheel while it is in operation; and

(iii) the person returns all king salmon caught to the water alive **unless retention is allowed by emergency order.**

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

(4) a beach seine may be used; however, all king salmon caught with a beach seine must be released to the water alive unless retention is allowed by emergency order.