

Submitted by the Alaska Department of Fish and Game at the request of Board Member Israel Payton

January 18, 2019

Substitute language for proposals 124, 125 and 126:

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

5 AAC 01.190 is repealed entirely:

[THE PURPOSE OF THIS MANAGEMENT PLAN IS TO PROVIDE THE DEPARTMENT WITH CONSERVATIVE MANAGEMENT GUIDELINES FOR THE SUSTAINED YIELD OF CHUM SALMON STOCKS IN SUBDISTRICT 1 OF THE NORTON SOUND DISTRICT. THE DEPARTMENT SHALL MANAGE SUBDISTRICT 1 TO ACHIEVE OPTIMAL ESCAPEMENT GOALS FOR CHUM SALMON SPAWNING STREAMS AND TO RESTORE CHUM SALMON ABUNDANCE SO THAT A TIER II SUBSISTENCE FISHERY WILL NOT BE NECESSARY. THE DEPARTMENT SHALL MANAGE CHUM SALMON AS FOLLOWS:

(1) COMMERCIAL FISHING FOR CHUM AND PINK SALMON MAY BE OPENED IN THE WATERS EAST OR WEST OF CAPE NOME, OR BOTH, BY EMERGENCY ORDER, ONLY AFTER ESCAPEMENT GOALS ARE PROJECTED TO BE MET;

(2) IN THE SUBSISTENCE FISHERY,

(A) SUBSISTENCE CHUM SALMON FISHING WILL BE OPENED AND CLOSED BY EMERGENCY ORDER ON A STREAM-BY-STREAM BASIS, TO BE DETERMINED BY THE DEPARTMENT, WHEN CHUM SALMON STOCKS ARE ABUNDANT ENOUGH TO PROVIDE FOR OPTIMAL ESCAPEMENT GOALS AND A HARVESTABLE SURPLUS;

(B) A SUBSISTENCE FISHING PERMIT UNDER 5 AAC 01.180 IS REQUIRED AND WILL BE ISSUED TO A HOUSEHOLD; THE PERMIT WILL IDENTIFY THE BODY OF WATER TO BE FISHED, THE ANNUAL LIMIT FOR EACH SALMON SPECIES, AND THE ALLOWABLE GEAR;

(C) REPEALED 5/19/2004;

(3) IF CHUM SALMON SUBSISTENCE FISHING IS RESTRICTED, THE COMMISSIONER MAY, BY EMERGENCY ORDER, CLOSE A COMMERCIAL FISHERY AND IMMEDIATELY REOPEN A COMMERCIAL FISHERY DURING WHICH CHUM SALMON MAY BE RETAINED, BUT NOT SOLD;

(4) THE COMMERCIAL PINK OR CHUM FISHERIES MAY OCCUR ONLY IF THE DEPARTMENT DETERMINES THERE IS A HARVESTABLE SURPLUS OF PINK

OR CHUM SALMON AND THAT A DIRECTED PINK OR CHUM SALMON COMMERCIAL FISHERY WILL NOT HAVE A SIGNIFICANT IMPACT ON ESCAPEMENT GOALS OR SUBSISTENCE USES OF CHUM SALMON.]

5 AAC 04.XXX. Subdistrict 1 of the Norton Sound District Salmon Management Plan. The purpose of this management plan is to provide the department with management guidelines for the sustained yield of salmon stocks in Subdistrict 1 of the Norton Sound District. The department shall manage, to the extent practicable, the subsistence, sport, and commercial fisheries in Subdistrict 1 to achieve escapement goals.

(1) commercial fishing for chum and pink salmon may be opened in the waters east or west of Cape Nome, or both, by emergency order, if escapement goals are projected to be met;

(2) in the subsistence fishery,

(A) subsistence chum salmon fishing will be opened and closed by emergency order on a stream-by-stream basis, to be determined by the department, if chum salmon stocks are abundant enough to provide for escapement goals and a harvestable surplus;

(B) if a subsistence fishing permit under 5 AAC 01.180 is required the permit will identify the body of water to be fished, the annual limit for each salmon species, and the allowable gear;

(C) repealed 5/19/2004;

(3) if chum salmon subsistence fishing is restricted, the commissioner may, by emergency order, close a commercial fishery and immediately reopen a commercial fishery during which chum salmon may be retained, but not sold;

(4) the commercial pink or chum fisheries may occur only if the department determines there is a harvestable surplus of pink or chum salmon and that a directed pink or chum salmon commercial fishery will not have a significant impact on escapement goals or subsistence uses of chum salmon.

5 AAC 04.310 Fishing seasons.

Except as provided in 5 AAC 01.190 and 5 AAC 4.320-5 AAC 04.390, salmon may be taken only as follows:

[(1) IN SUBDISTRICT 1, FROM A DATE ESTABLISHED BY EMERGENCY ORDER AFTER JULY 1 THROUGH AUGUST 31, UNLESS CLOSED EARLIER BY EMERGENCY ORDER;

(2) IN SUBDISTRICTS 2 AND 3, DURING FISHING PERIODS ESTABLISHED BY EMERGENCY ORDER FROM JUNE 8 THROUGH AUGUST 31, UNLESS EXTENDED BY EMERGENCY ORDER TO ALLOW THE HARVEST OF SURPLUS SALMON AFTER ESCAPEMENT NEEDS HAVE BEEN MET;] **Repealed**

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

5 AAC 04.320. Fishing periods.

In the Norton Sound-Port Clarence Area, salmon may be taken only during fishing periods established by emergency order. [IN SUBDISTRICT 1, SALMON MAY BE TAKEN DURING NO MORE THAN TWO 24-HOUR FISHING PERIODS PER WEEK ESTABLISHED UNDER THIS SECTION.]