

Submitted by the Alaska Department of Fish and Game

December 8, 2013

**SELECTED LOWER COOK INLET AREA MANAGEMENT  
PLANS AND ASSOCIATED REGULATIONS**

**SUBSISTENCE FISHERIES**

**5 AAC 01.560. Fishing seasons and daily fishing periods.** (a) Except in the nonsubsistence area described in 5 AAC 99.0015(a)(3), and, unless restricted in this section and 5 AAC 01.575, or unless restricted under the terms of a subsistence fishing permit, fish, other than rainbow trout and steelhead trout, may be taken at any time in the Cook Inlet Area. Rainbow trout and steelhead trout, taken incidentally in other subsistence finfish net fisheries and through the ice, are lawfully taken and may be retained for subsistence purposes.

(b) Salmon may be taken for subsistence purposes only as follows:

(1) in the Tyonek Subdistrict

(A) from May 15 through June 15, from 4:00 a.m. through 8:00 p.m. on Tuesdays, Thursdays, and Fridays;

(B) from June 16 through October 15, from 6:00 a.m. through 6:00 p.m. on Saturdays;

(C) repealed 5/21/2011;

(D) repealed 5/21/2011;

(2) repealed 5/17/81;

(3) in the Port Graham and Koyuktolik Subdistricts from April 1 through September 30, and in the Port Chatham and Windy Bay Subdistricts from April 1 through August 1, from 10:00 p.m. Thursday to 10:00 a.m. Wednesday;

(4) repealed 5/14/93;

(5) repealed 5/14/93;

(6) repealed 6/7/95;

(7) repealed 6/7/95;

(8) in the waters of Seldovia Bay described in 5 AAC 01.566(1), except the waters from an ADF&G regulatory marker on Watch Point at approximately 59° 26.55' N. lat., 151° 43.28' W. long., to an ADF&G regulatory marker approximately 300 yards south of the entrance to the Seldovia small boat harbor at approximately 59° 25.97' N. lat., 151° 43.17' W. long., as follows:

(A) from April 1 through May 30, from 6:00 a.m. Monday until 6:00 a.m. Wednesday and from 6:00 a.m. Thursday until 6:00 a.m. Saturday;

(B) during the first two Saturdays and Sundays in August from 6:00 a.m. Saturday until 6:00 p.m. Sunday, except that if a commercial fishing period is open, the subsistence fishing period shall be closed by emergency order and reopened by emergency order during the next period closed to commercial fishing;

(C) the guideline harvest level for king salmon taken under (A) of this paragraph is 200 king salmon.

(c) Repealed 4/15/81.

(d) Repealed 5/11/85.

(e) Repealed 5/11/85.

(f) Repealed 5/11/85.

(g) Repealed 5/11/85.

(h) Repealed 6/30/83.

(i) Repealed 5/11/85.

(j) Dolly Varden may be taken in fresh water for subsistence purposes in the Port Graham Subdistrict only from April 1 through May 31.

(k) Smelt may be taken as provided in 5 AAC 01.599.

(l) Lingcod may be taken for subsistence purposes only from July 1 through December 31. (In effect before 1981; am 5/6/81, Register 78; am 5/17/81, Register 78; am 6/30/83, Register 86; am 5/11/85, Register 94; am 6/10/89, Register 110; em am 5/22/91 - 5/30/91, Register 118; am 7/21/91, Register 119; am/readopt 5/14/93, Register 126; am 5/15/93, Register 126; am 5/6/94, Register 130; am 6/7/95, Register 135; am 9/29/95, Register 135; am 2/24/96, Register 137; am 4/23/98, Register 146; am 4/22/99, Register 150; am 3/11/2001, Register 157; am 3/8/2002, Register 161; am 5/21/2011, Register 198)

**Authority:** AS 16.05.060 AS 16.05.251 AS 16.05.258

## **COMMERCIAL SALMON FISHERIES**

**5 AAC 21.200. Fishing districts, subdistricts, and sections.** (a) Northern District: north of a line extending from Boulder Point at 60° 46.39' N. lat., to Shell Platform C, then to a point on the west shore at 60° 46.39' N. lat.

(1) Eastern Subdistrict: all waters south of the latitude of Point Possession, north of the latitude of Boulder Point, and east of a line from Shell Platform C to a point at 61° 02.67' N. lat., 150° 40.00' W. long.;

(2) General Subdistrict: all waters of the Northern District not specified in (1) of this subsection.

(b) Central District: all waters between a line extending from Boulder Point at 60° 46.39' N. lat., to Shell Platform C, to a point on the west shore at 60° 46.39' N. lat., and the latitude of Anchor Point Light (59° 46.15' N. lat.)

(1) Kustatan Subdistrict: all waters within a line from the Drift River terminal to the South Kalgin Island Light at 60° 20.80' N. lat., 152° 05.09' W. long., northerly along the west side of Kalgin Island to Northwest Point at 60° 31.25' N. lat., 155° 55.75' W. long., bearing 43° to Shell Platform C, to a point on the west shore at 60° 46.39' N. lat., excluding the waters of the Kalgin Island Subdistrict;

(2) Upper Subdistrict: all waters within a line from Boulder Point to Shell Platform C, then bearing 223° to Northwest Point at 60° 31.25' N. lat., 151° 55.75' W. long., then following the eastern shore of Kalgin Island to the South Kalgin Island Light at 60° 20.80' N. lat., 152° 05.09' W. long., then to a point at 60° 04.02' N. lat., 151° 46.60' W. long. to the Niniichik small boat harbor, excluding the waters of the Kalgin Island Subdistrict;

(A) East Foreland Section: all waters from the northern boundary of the Upper Subdistrict to the latitude of the base of Colliers Dock at 60° 40.35' N. lat. (the southernmost of the pile-supported docks at Nikiski) and within one nautical mile of the mean high tide mark on the Kenai Peninsula shoreline;

(B) Kenai Section: all waters enclosed by a line from the base of Colliers Dock at 60° 40.35' N. lat., to a point at 60° 40.35' N. lat., 151° 26.33' W. long., to a point at 60° 27.10' N. lat., 151° 25.70' W. long., to a point on the beach at 60° 27.10' N. lat.;

(C) Expanded Kenai Section: all waters enclosed by a line from a point located on the shore at 60° 40.35' N. lat., 151° 23.00' W. long., west to a point located at 60° 40.35' N. lat., 151° 26.33' W. long., south to a point at the latitude of the Blanchard Line located at 60° 27.10' N. lat., 151° 33.76' W. long., and east to a point on the beach at 60° 27.10' N. lat., 151° 16.94' W. long.;

(D) Kasilof Section: all waters enclosed by a line from a point on the beach at 60° 27.10' N. lat., to a point at 60° 27.10' N. lat., 151° 25.70' W. long., to a point

at 60° 12.75' N. lat., 151° 32.05' W. long., to a point at 60° 04.02' N. lat., 151° 46.60' W. long., to an ADF&G regulatory marker located at 60° 04.02' N. lat., 151° 38.90' W. long.;

(E) Expanded Kasilof Section: all waters enclosed by a line from a point on the beach at 60° 27.10' N. lat., 151° 16.94' W. long., west to a point at the Blanchard Line located at 60° 27.10' N. lat., 151° 33.76' W. long., south to a point located at 60° 04.02' N. lat., 151° 46.60' W. long., and east to an ADF&G regulatory marker located at 60° 04.02' N. lat., 151° 38.90' W. long.;

(3) Kalgin Island Subdistrict: all waters within a line encompassing Kalgin Island within one mile of mean lower low water as delineated by the most recent United States Coast and Geodetic Survey chart number 8553;

(4) Lower Subdistrict: waters between a line extending from Ninilchik small boat harbor to a point at 60° 04.02' N. lat., 151° 46.60' W. long., then to the South Kalgin Light at 60° 20.80' N. lat., 152° 05.09' W. long., then bearing 236° to a point one nautical mile from the bluff on the northwestern shore of Chisik Island at 60° 10.50' N. lat., 152° 35.00' W. long., then in a southerly direction one nautical mile seaward of the mean high tide mark to a point at the southern end of the silver salmon setnet area at 59° 55.67' N. lat., then bearing 270° to the shore, and the latitude of the Anchor Point Light, excluding the waters of the Chinitna Bay and the Kalgin Island Subdistricts;

(5) Western Subdistrict: waters within a line from the Drift River terminal to the South Kalgin Light at 60° 20.80' N. lat., 152° 05.09' W. long., then bearing 236° to a point one nautical mile from the bluff on the northeast shore of Chisik Island at 60° 10.50' N. lat., 152° 35.00' W. long., then in a southerly direction one nautical mile seaward of the mean high tide mark to a point of the southern end of the silver salmon setnet area at 59° 55.67' N. lat., then bearing 270° to the shore, excluding the waters of the Kalgin Island Subdistrict;

(6) Chinitna Bay Subdistrict: all waters in Chinitna Bay west of a line from Spring Point to Sea Otter Point.

(c) Repealed 5/31/72.

(d) Southern District: all waters enclosed by a line from Anchor Point Light west to 59° 46.15' N. lat., 152° 20.00' W. long., then south to 59° 03.42' N. lat., 152° 20.00' W. long., then in a northeasterly direction to the tip of Cape Elizabeth at 59° 09.35' N. lat., 151° 53.13' W. long., then from the tip of Cape Elizabeth to the tip of Point Adam at 59° 15.31' N. lat., 151° 58.68' W. long.

(1) Port Graham Subdistrict: all waters east of the longitude of Point Bede at 151° 59.40' W. long., and south of the latitude of Point Pogibshi at 59° 25.47' N. lat.;

(2) Seldovia Bay Subdistrict: all waters southeast of a line from Point Naskowhak at 59° 27.22' N. lat., 151° 44.56' W. long., to 59° 27.37' N. lat., 151° 44.63' W. long., to Seldovia Point at 59° 28.22' N. lat., 151° 42.37' W. long.;

(3) Barabara Creek Subdistrict: all waters between the longitudes of Seldovia Point at 59° 28.22' N. lat., 151° 42.37' W. long., and Nubble Point at 59° 29.15' N. lat., 151° 34.15' W. long., and south of 59° 30.00' N. lat.;

(4) Tutka Bay Subdistrict: all waters east of the longitude of Nubble Point and south of the latitude of Anisom Point on the eastern shore of Eldred Passage at 59° 32.07' N. lat., 151° 27.00' W. long., including Kasitsna Bay;

(5) Humpy Creek Subdistrict: all waters east of a line from an ADF&G regulatory marker on Glacier Spit at 59° 38.00' N. lat., 151° 12.10' W. long., to the Northshore Subdistrict line at 59° 38.00' N. lat., 151° 19.70' W. long., and southeast of a line from that point on the Northshore Subdistrict line at 59° 38.00' N. lat., 151° 19.70' W. long., to a point north of Chugachik Island at 59° 45.00' N. lat., 151° 02.80' W. long., to a point on the mainland at 59° 44.50' N. lat., 151° 02.10' W. long.;

(6) Northshore Subdistrict: all waters north of a line from Coal Point at 59° 36.00' N. lat., 151° 24.50' W. long., to a point north of Chugachik Island at 59° 45.00' N. lat., 151° 02.80' W. long., then northwesterly to an ADF&G regulatory marker, one-half statute mile southwest of the terminus of Swift Creek, at 59° 47.15' N. lat., 151° 05.45' W. long.;

(7) China Poot Subdistrict: all waters south of a line from Peterson Point at 59° 35.67' N. lat., 151° 16.70' W. long., to Coal Point on the tip of the Homer Spit at 59° 36.00' N. lat., 151° 24.50' W. long., to 59° 32.07' N. lat., 151° 33.09' W. long., to Anisom Point;

(8) Halibut Cove Subdistrict: all waters within a line from an ADF&G regulatory marker on Glacier Spit at 59° 38.00' N. lat., 151° 12.10' W. long., to the intersection of the Northshore Subdistrict line at 59° 38.00' N. lat., 151° 19.70' W. long., to Coal Point to Peterson Point.

(e) Kamishak Bay District: all waters enclosed by a line from 59° 46.15' N. lat., 153° 00.70' W. long., then east to 59° 46.15' N. lat., 152° 20.00' W. long., then south to 59° 03.42' N. lat., 152° 20.00' W. long., then southwesterly to Cape Douglas (58° 51.10' N. lat.)

(1) Iniskin Bay Subdistrict: all waters north of a line from a point on the east shore of Iniskin Bay near Scott Island at 59° 38.59' N. lat., 153° 25.50' W. long., to a point on North Head at 59° 37.89' N. lat., 153° 33.40' W. long.;

(2) Cottonwood Bay Subdistrict: all waters west of a line from South Head north to a point at 59° 37.89' N. lat., 153° 33.40' W. long.;

(3) Ursus Cove Subdistrict: all waters west of the longitude of Ursus Head and north of 59° 28.09' N. lat.;

(4) Rocky Cove Subdistrict: all waters between 59° 28.09' N. lat. and 59° 25.00' N. lat., and west of 153° 40.00' W. long., to the longitude of an unnamed creek between Fortification Bluff and Step Mountain at 153° 46.40' W. long.;

(5) Bruin Bay Subdistrict: all waters enclosed by a line extending from the longitude of an unnamed creek at 153° 46.40' W. long., south to the latitude of a point offshore at 59° 25.00' N. lat., east to 153° 40.00' W. long., then south to 59° 20.00' N. lat., and west to a point south of Contact Point at 154° 01.00' W. long.;

(6) Kamishak River Subdistrict: all waters east of a line from McNeil Head at 59° 07.30' N. lat., 154° 10.54' W. long., to the mushroom islet at 59° 07.59' N. lat., 154° 09.50' W. long., to the northern tip of Nordyke Island at 59° 10.92' N. lat., 154° 05.50' W. long., south of the latitude of the northern tip of Nordyke Island, and west of 153° 50.00' W. long.;

(7) McNeil River Subdistrict: all waters southwest of a line from McNeil Head to a point of land at 59° 09.50' N. lat., 154° 12.75' W. long.;

(8) Chenik Subdistrict: all waters between 59° 20.00' N. lat. and the latitude of the northern tip of Nordyke Island at 59° 10.92' N. lat., 154° 05.50' W. long., and west of 153° 40.00' W. long.;

(9) Paint River Subdistrict: all waters south of the latitude of the northern tip of Nordyke Island at 59° 10.92' N. lat., 154° 05.50' W. long., west of a line from the northern tip of Nordyke Island to the mushroom islet at 59° 07.59' N. lat., 154° 09.50' W. long., to McNeil Head, and east of a line from McNeil Head to a point of land at 59° 09.50' N. lat., 154° 12.75' W. long.;

(10) Douglas River Subdistrict: all waters west of the longitude of Cape Douglas (153° 15.07' W. long.), south of the latitude of the northern tip of Nordyke Island at 59° 10.92' N. lat., 154° 05.50' W. long., and east of 153° 50.00' W. long.

(f) Barren Island District: all waters enclosed by a line from Cape Douglas (58° 51.10' N. lat.) to the tip of Cape Elizabeth at 59° 09.35' N. lat., 151° 53.13' W. long., then south to 58° 51.10' N. lat., 151° 53.13' W. long., then west to Cape Douglas.

(g) Outer District: all waters enclosed by a line from the tip of Point Adam to the tip of Cape Elizabeth, then south to 58° 51.10' N. lat., 151° 53.13' W. long., then east to the longitude of Aligo Point (149° 44.47' W. long.), then north to the tip of Aligo Point

(1) Koyuktolik Subdistrict: all waters east of the longitude of Point Adam and north of 59° 13.92' N. lat.;

(2) Port Chatham Subdistrict: all waters north of 59° 10.00' N. lat., and east of 151° 50.00' W. long.;

(3) Windy Bay Subdistrict: all waters west of a line from 59° 12.60' N. lat., 151° 27.60' W. long., to 59° 14.05' N. lat., 151° 26.70' W. long.;

(4) Rocky Bay Subdistrict: all waters north of a line from 59° 14.05' N. lat., 151° 26.70' W. long., to 59° 12.77' N. lat., 151° 19.30' W. long.;

(A) Scurvey Creek Section: all waters northwest of a line from 59° 14.05' N. lat., 151° 26.70' W. long., to a point on the southwest corner of Picnic Harbor at 59° 14.95' N. lat., 151° 25.10' W. long.;

(5) Port Dick Subdistrict: all waters of Port Dick north of 59° 13.20' N. lat.;

(A) Port Dick North Section: all waters of the northern shore of West Arm bounded by a line from the ADF&G regulatory marker at 59° 18.60' N. lat., 151° 17.10' W. long., south to a point 300 yards offshore, then southeasterly to 59° 16.10' N. lat., 151° 06.07' W. long., then north to the waterfall at 59° 16.65' N. lat.;

(B) Port Dick South Section: waters of the subdistrict not included in the Port Dick North Section;

(6) Nuka Island Subdistrict: all waters of Nuka Passage north of a line from Front Point to Nuka Point and south of the latitude of Hardover Point;

(7) East Nuka Subdistrict: all waters of the East Arm of Nuka Bay north of the latitude of Harrington Point.

(h) Eastern District: all waters east of the longitude of Aligo Point (149° 44.47' W. long.), west of the longitude of Cape Fairfield (148° 50.25' W. long.), and north of 58° 51.10' N. lat.

(1) Aialik Bay Subdistrict: all waters north of a line from Aligo Point to Aialik Cape;

(2) Resurrection Bay Subdistrict: all waters north of the latitude of Caines Head (59° 58.94' N. lat.). (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)

**Authority:** AS 16.05.251

**5 AAC 21.350. Closed waters.** (a) Salmon may not be taken in any of the waters listed in this section.

(b) Central District

(1) within one statute mile of the terminus of any of the following salmon streams: Kasilof River, Deep Creek, Stariski Creek, and Anchor River;

(2) Crescent River: east of a line from an ADF&G regulatory marker located approximately one mile west of the terminus of the Crescent River to the northernmost tip of Chisik Island, south of the latitude of an ADF&G marker located approximately one mile north of the terminus of the Crescent River, and within a three-mile radius from the terminus of the Crescent River at mean high tide;

(3) Kenai River: waters enclosed by a line from the southern ADF&G regulatory marker at the mouth of the Kenai River (60° 30.32' N. lat., 151° 17.05' W. long.) to the Coast Guard channel marker 1 KE located at 60° 31.30' N. lat., 151° 20.50' W. long. to the northern ADF&G regulatory marker at the mouth of the Kenai River (60° 34.09' N. lat., 151° 19.30' W. long.); and, in the area between a line bearing 235° from the northern ADF&G regulatory marker and the Kenai River mouth, those waters within one mile of the mean high tide mark and, in the area between the southern ADF&G regulatory marker and the Kenai River mouth, those waters within one and one-half miles of the mean high tide mark;

(4) Ninilchik River,

(A) within one statute mile of the river terminus;

(B) between the latitude of an ADF&G regulatory marker located approximately one statute mile north of the Ninilchik boat harbor entrance and the latitude of Anchor Point Light (59° 46.15' N. lat.) and extending offshore for a distance of one statute mile from mean lower low water;

(5) on the west side of the Central District from the northern boundary of the district south to Harriet Point (60° 23.75' N. lat., 152° 14.00' W. long.),

(A) within one statute mile of the terminus, at mean high tide, of the Kustatan River and the Drift River;

(B) within one statute mile of the terminus, at mean lower low water, of Cannery Creek;

(C) within one statute mile of the Big River;

(D) within 500 yards of the terminus, at mean high tide, of any anadromous fish stream;

(E) within 900 feet of the stream bed or channel of any anadromous fish stream throughout the intertidal portion of that stream out to the lower low water mark;

(6) Packers Creek: waters enclosed by a line from the south ADF&G regulatory marker located at 60° 26.11' N. lat., 151° 55.66' W. long., to 60° 25.33' N. lat., 151° 55.00' W. long., to 60° 25.31' N. lat., 151° 52.68' W. long., to 60° 26.42' N. lat., 151° 51.71' W. long., to the north ADF&G regulatory marker located at 60° 26.42' N. lat., 151° 53.32' W. long.



(c) Northern District

(1) within one statute mile of the terminus of any of the following salmon streams: Swanson Creek, Bishop Creek, Three-mile Creek, Chuit River, Nikolai Creek, and McArthur River;

(2) Turnagain Arm and Knik Arm: east of a line from 61° 02.35' N. lat., 150° 23.64' W. long., to the site of the old West Point light on Fire Island, along the eastern shore of Fire Island to North Point, to 61° 14.64' N. lat., 149° 59.55' W. long.

(d) Southern District

(1) northeast of a line from an ADF&G regulatory marker at 59° 44.50' N. lat., 151° 02.10' W. long., to an ADF&G regulatory marker on the shore one-half statute mile southwest of the terminus of Swift Creek at 59° 47.15' N. lat., 151° 05.45' W. long.;

(2) waters of China Poot Bay south and east of the Homer Electric Association power line;

(3) waters of Sadie Cove south of 59° 30.00' N. lat.;

(4) waters of Tutka Bay southeast of 59° 25.50' N. lat.;

(5) waters of Jakalof Bay south of 59° 28.07' N. lat.;

(6) waters of Seldovia Bay south of a line from an ADF&G regulatory marker located at 59° 25.09' N. lat., 151° 42.57' W. long., to an ADF&G regulatory marker located at 59° 24.84' N. lat., 151° 43.06' W. long.,

(7) waters of Port Graham Bay south of 59° 20.44' N. lat.;

(8) Northshore Subdistrict.

(e) Kamishak Bay District: waters of Cottonwood Bay west of a line from an ADF&G regulatory marker located at 59° 38.39' N. lat., 153° 39.41' W. long., to an ADF&G regulatory marker located at 59° 37.68' N. lat., 151° 39.51' W. long.

(f) Outer District

(1) waters of Port Chatham east of a line from an ADF&G regulatory marker located at 59° 13.32' N. lat., 151° 43.41' W. long., to an ADF&G regulatory marker located at 59° 12.59' N. lat., 151° 43.55' W. long.;

(2) waters of Windy Bay west of 151° 32.85' W. long.;

(3) waters of Taylor Bay north of a line between ADF&G regulatory markers located approximately at 59° 18.00' N. lat.;

(4) waters of Tacoma Cove and Sunday Harbor east of 151° 01.15' W. long.

(g) Eastern District

(1) waters of Resurrection Bay west of a line from an ADF&G regulatory marker located at the old military dock pilings on the west shore of Resurrection Bay north of Caines Head at 60° 00.48' N. lat., 149° 24.20' W. long., to an ADF&G regulatory marker located near the Seward Airport at 60° 07.49' N. lat., 149° 24.72' W. long.;

(2) king and coho salmon may not be taken in waters of Resurrection Bay north of a line from Cape Resurrection to Aialik Cape;

(3) waters of Aialik Bay north of 59° 53.47' N. lat.

(h) In any bay, estuary, slough, or lagoon less than 300 feet in width at mean low tide.

(i) In all other streams or rivers within 500 yards of the terminus or as posted. (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)

**Authority:** AS 16.05.251

**5 AAC 21.376. Resurrection Bay Salmon Management Plan.** (a) Since the beginning of significant commercial harvests of pink and chum salmon in Resurrection Bay, there have been some conflicts between recreational and commercial fishermen. The issues are the protection of coho and king salmon for the recreational fishery, and the management of surplus pink and chum salmon stocks in a manner that provides for a commercial fishery while minimizing the incidental catch of coho and king salmon.

(b) The commissioner shall, by emergency order,

(1) manage Resurrection Bay coho and king salmon stocks primarily for recreational use;

(2) manage the indigenous pink and chum salmon stocks primarily for commercial use, insofar as that harvest does not interfere in time or area with the recreational fishery;

(3) manage the commercial fishery in Resurrection Bay in a manner that does not interfere with the recreational fishery. (Eff. 6/10/89, Register 110; am 6/11/2005, Register 174)

**Authority:** AS 16.05.060 AS 16.05.251

**5 AAC 21.377. Port Graham Salmon Hatchery Management Plan.** The department, in consultation with the hatchery operator, shall manage the Port Graham Subdistrict to provide for the common property fishery, and to achieve the escapement goal set by the hatchery operator and approved by the department for the Port Graham salmon hatchery. (Eff. 4/7/93, Register 126)

**Authority:** AS 16.05.251

### **COOK INLET COMMERCIAL GROUND FISH**

**5 AAC 28.332. Groundfish pot storage requirements for Cook Inlet Area.** (a) Except as specified in (b) of this section, following the closure of a parallel season defined in 5 AAC 28.081(c)(3), pot gear may be stored in the water as follows:

(1) rectangular groundfish pots must have all bait and bait containers removed and all doors secured fully open; and

(2) cone or pyramid groundfish pots must have all bait and bait containers removed and doors not secured closed.

(b) All groundfish pots must be removed from the water no later than five days after the closure of a season. (Eff. 4/4/97, Register 142; am 7/21/99, Register 151; am 2/13/2005, Register 173)

**Authority:** AS 16.05.251

**5 AAC 28.371. Landing requirements for Cook Inlet Area.** After 24 hours following the closure of any directed groundfish season within the Cook Inlet Area, a vessel that participated in that fishery may not have that species of groundfish on board unless

(1) that species has been designated as bycatch for another directed fishery and the amount on board is permissible under retained bycatch restrictions specified in regulation; or

(2) the vessel has been delayed due to extraordinary circumstances beyond the control of the vessel operator, and the vessel operator has contacted a local representative of the department within 24 hours following the closure of the season and the representative has granted a reasonable amount of time for the vessel to reach the port of delivery or processing location, any amount of additional time shall be determined under the assumption that the vessel departed the fishing grounds immediately after the closure and proceeded directly to the port of delivery or processing location. (Eff. 4/4/97, Register 142)

**Authority:** AS 16.05.251

## **SPORT FISHERIES**

### **Kenai Peninsula Area**

**5 AAC 56.120. General provisions for seasons, bag, possession, and size limits, and methods and means for the Kenai Peninsula Area.** Unless otherwise specified in 5 AAC 56.122 or by an emergency order issued under AS 16.05.060, the following are the general seasons, bag, possession, and size limits, and methods and means that apply to sport fishing for finfish in the Kenai Peninsula Area:

(1) king salmon

(A) 20 inches or greater in length may not be retained or possessed; the season is closed for king salmon 20 inches or greater in length; a king salmon caught that is 20 inches or greater in length must be released immediately; a person may not remove a king salmon from the water before releasing the fish;

(B) less than 20 inches in length

(i) in flowing waters and unstocked lakes and ponds, may not be retained or possessed; king salmon less than 20 inches in length that are caught must be released immediately and returned to the water unharmed; a person may not remove a king salmon from the water before releasing the fish;

(ii) from January 1 - December 31, may be taken in stocked lakes and ponds; bag and possession limit of 10 fish; for the purpose of this sub-paragraph, "stocked lakes and ponds" means Arc Lake, Aurora Lake, Barbara Lake, Cabin Lake, Cecille Lake, Centennial Lake, Chugach Estates Lake, Douglas Lake, Elephant Lake, Encelewski Lake, Island Lake, Johnson Lake, Longmare Lake, Loon Lake, Quintin Lake, Rogue Lake, Scout Lake, Sport Lake, Thetis Lake, Tirmore Lake, Troop Lake, and Upper Summit Lake;

(2) salmon, other than king salmon,

(A) 16 inches or greater in length may be taken from January 1 - December 31; bag and possession limit of three fish, of which only two may be coho salmon; if retention of coho salmon is allowed under this chapter, a coho salmon 16 inches or greater in length that is removed from the water must be retained and becomes part of the bag limit of the person originally hooking it; a person may not remove a coho salmon from the water before releasing the fish;

(B) less than 16 inches in length may be taken from January 1 - December 31; bag and possession limit of 10 fish;

(3) Arctic char/Dolly Varden may be taken in

(A) flowing waters from January 1 - December 31; bag and possession limit of two fish; no size limit;

(B) lakes and ponds from January 1 - December 31; bag and possession limit of five fish; no size limit;

(4) rainbow/steelhead trout, as follows:

(A) may be taken in flowing waters from January 1 - December 31; bag and possession limit of two fish, of which only one may be 20 inches or greater in length;

(B) may be taken in lakes and ponds from January 1 - December 31; bag and possession limit of five fish, of which only one may be 20 inches or greater in length;

(C) there is an annual limit of two fish 20 inches or greater in length, and a harvest record is required as specified in 5 AAC 56.124;

(5) Arctic grayling may be taken from January 1 - December 31; bag and possession limit of five fish; no size limit;

(6) lake trout

(A) 20 inches or greater in length may be taken from January 1 - December 31; bag and possession limit of two fish;

(B) less than 20 inches in length may be taken from January 1 - December 31; bag and possession limit of 10 fish;

(7) northern pike may be taken from January 1 - December 31; no, bag, possession, or size limit; northern pike may be taken

(A) by spear and bow and arrow; the arrow must have a barbed tip and be attached by a line to the bow; for the purposes of this subparagraph, "bow" means a long bow, recurve bow, compound bow, and crossbow;

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

(8) burbot: may be taken from January 1 - December 31; bag and possession limit of two fish; no size limit;

(9) other finfish not specified in this section may be taken from January 1 - December 31; no bag, possession, or size limits. (Eff. 10/1/2006, Register 179; am 6/12/2011, Register 198)

**Authority:** AS 16.05.060 AS 16.05.251

**5 AAC 56.122. Special provisions for the seasons, bag, possession, and size limits, and methods and means for the Kenai Peninsula Area.** (a) Unless otherwise specified by an emergency order issued under AS 16.05.060, the following are special provisions and localized additions and exceptions to the general seasons, bag, possession, and size limits, and methods and means set out in 5 AAC 56.120 and 5 AAC 75 for the Kenai Peninsula Area:

(1) from September 16 - December 31 in flowing waters, except the Swanson River drainage, and the Kasilof River drainage below the Sterling Highway Bridge, only unbaited, artificial lures may be used;

(2) Anchor River drainage, except the Bridge Creek reservoir:

(A) in flowing waters, from September 1 - October 31, only one unbaited, single-hook, artificial lure may be used;

(B) rainbow/steelhead trout may not be possessed or retained; rainbow/steelhead trout caught must be released immediately; a person may not remove rainbow/steelhead trout from the water before releasing the fish;

(C) from its mouth upstream to the junction of the North and South forks sport fishing is open

(i) on the weekend, and the Monday and Wednesday following that weekend, before Memorial Day weekend and the following four weekends and the Monday and Wednesday following each of those weekends; and

(ii) from July 1 - October 31;

(D) upstream from the junction of the North and South forks sport fishing is open from August 1 - October 31, except for salmon;

(E) sport fishing is open for king salmon from its mouth upstream to the junction of the North and South forks only on the weekend, and the Monday and Wednesday following that weekend, before Memorial Day weekend and the following four weekends and the Monday and Wednesday following each of those weekends; for king salmon 20 inches or greater in length, the bag and possession limit is one fish; a person may not retain more than two king salmon 20 inches or greater in length each year from the Anchor River and Deep Creek combined; a harvest record is required as specified in 5 AAC 56.124; a person who takes and retains a king salmon 20 inches or greater in length from either Deep Creek or the Anchor River may not sport fish in either drainage for the rest of that day; a king salmon 20 inches or greater in length that is removed from the water must be retained and becomes a part of the bag limit of the person originally hooking it; a person may not remove a king salmon from the water before releasing the fish;

(3) Bishop Creek drainage, including Daniels Creek:

(A) from June 15 - April 14, flowing waters are open to sport fishing;

(B) is closed to sport fishing for salmon;

(4) Crooked Creek drainage:

(A) from August 1 - December 31, is open to sport fishing;

(B) from September 1 - December 31, in flowing waters, only one unbaited, single-hook, artificial lure may be used;

(C) rainbow/steelhead trout may not be possessed or retained; rainbow/steelhead trout caught must be released immediately; a person may not remove rainbow/steelhead trout from the water before releasing the fish;

(5) Deep Creek drainage:

(A) from September 1 - October 31, in flowing waters, only one unbaited, single-hook, artificial lure may be used;

(B) rainbow/steelhead trout may not be possessed or retained; rainbow/steelhead trout caught must be released immediately; a person may not remove rainbow/steelhead trout from the water before releasing the fish;

(C) open to sport fishing from the mouth to ADF&G regulatory markers located two miles upstream,

(i) on Memorial Day weekend and the following two weekends and the Monday following each of those weekends; and

(ii) from July 1 - October 31;

(D) open to sport fishing for king salmon from its mouth upstream to ADF&G regulatory markers located two miles upstream only on Memorial Day weekend and the following two weekends and the Monday following each of those weekends; bag and possession limit for king salmon 20 inches or greater in length is one fish; a person may not retain more than two king salmon 20 inches or greater in length each year from the Anchor River and Deep Creek combined; a harvest record is required as specified in 5 AAC 56.124; a person who takes and retains a king salmon 20 inches or greater in length from either Deep Creek or the Anchor River may not sport fish for any species of finfish in either drainage for the rest of that day; a king salmon 20 inches or greater in length that is removed from the water must be retained and becomes a part of the bag limit of the person originally hooking it; a person may not remove a king salmon from the water before releasing the fish;

(E) upstream of ADF&G regulatory markers located approximately two miles upstream from its mouth, from August 1 - October 31, is open to sport fishing, except for salmon;

(6) Ninilchik River drainage:

(A) from September 1 - October 31, in flowing waters, only one unbaited, single-hook, artificial lure may be used;

(B) rainbow/steelhead trout may not be possessed or retained; rainbow/steelhead trout caught must be released immediately; a person may not remove rainbow/steelhead trout from the water before releasing the fish;

(C) open to sport fishing from its mouth to ADF&G regulatory markers located approximately two miles upstream

(i) on Memorial Day weekend and the following two weekends and the Monday following each of those weekends; and

(ii) from July 1 - October 31;

(D) open to sport fishing for king salmon from its mouth upstream to ADF&G regulatory markers located approximately two miles upstream

(i) on Memorial Day weekend and the following two weekends and the Monday following each of those weekends; bag and possession limit of two king salmon, 20 inches or greater in length, of which only one fish may be a naturally-produced king salmon;

(ii) from July 1 - October 31; bag and possession limit of two hatchery king salmon, 20 inches or greater in length; naturally-produced king salmon may not be retained; and

(iii) with an annual limit of five king salmon 20 inches or greater in length; a harvest record is required as specified in 5 AAC 56.124; a king salmon 20 inches or greater in length that is removed from the water must be retained and becomes part of the bag and possession limit of the person originally hooking it; a person may not remove a king salmon from the water before releasing the fish;

(E) a person may not possess a king salmon that has been filleted, mutilated, or otherwise disfigured in a manner that prevents the determination that the fish is a hatchery king salmon, until the person has stopped fishing in the Ninilchik River drainage for the day and has moved more than 100 yards away from waters open to sport fishing in the Ninilchik River drainage;



(F) open to sport fishing, except for salmon, from August 1 - October 31 upstream of ADF&G regulatory markers located approximately two miles upstream from the mouth;

(7) English Bay River drainage:

(A) English Bay River from its mouth, including the lagoon, upstream to Lower English Bay Lake, from June 1 - July 31, is fly-fishing-only water;

(B) upstream of the outlet of Lower English Bay Lake, the drainage, including flowing waters, lakes, and ponds, from January 1 - December 31, are open to sport fishing, except for salmon;

(8) Kasilof River drainage, excluding Crooked Creek and Tustumena Lake and its tributaries:

(A) king salmon 20 inches or greater in length may be taken from January 1 - June 30, upstream of Sterling Highway Bridge, and from January 1 - July 31, downstream of the Sterling Highway Bridge; bag and possession limit of one fish; annual limit of five king salmon 20 inches or greater in length; a harvest record is required as specified in 5 AAC 56.124; from January 1 - June 30,

(i) the bag and possession limit for king salmon 20 inches or greater in length is two fish, of which only one fish may be a naturally-produced king salmon; a king salmon 20 inches or greater in length that is removed from the water must be retained and becomes part of the bag limit of the person originally hooking it; a person may not remove a king salmon from the water before releasing the fish;

(ii) a naturally-produced king salmon may be retained on Tuesdays, Thursdays, and Saturdays only; a naturally-produced king salmon 20 inches or greater in length that is removed from the water must be retained and becomes part of the bag limit of the person originally hooking it; a person may not remove a king salmon from the water before releasing the fish; the commissioner may, by emergency order, increase the days for retention of naturally-produced king salmon;

(iii) a person may not possess a king salmon that has been filleted, mutilated, or otherwise disfigured in a manner that prevents the determination that the fish is a hatchery king salmon, until the fish is permanently offloaded from the vessel if the fish was taken from a vessel or permanently transported away from the fishing site if the fish was taken from the riverbank;

(B) the following special provisions apply in that portion downstream of the Sterling Highway Bridge:

(i) from July 1 - July 31, the bag and possession limit for king salmon 20 inches or greater in length is one fish; a king salmon 20 inches or greater in length that is removed from the water must be retained and becomes part of the bag limit of the person originally hooking it; a person may not remove a king salmon from the water before releasing the fish;

(ii) in flowing waters, from September 16 - May 15, only one unbaited, single-hook, artificial lure may be used;

(iii) on any Sunday in July, a person may not sport fish from a registered sport fishing guide vessel;

(iv) from January 1 - July 31, a person may not sport fish from a vessel that has on board a motor that is more than 10 horsepower;

(v) from January 1 - July 31, a motor may be used only between the mouth of the Kasilof River and an ADF&G regulatory marker located approximately three miles upstream, and only after fishing from the vessel has ceased for the day; a person may not deploy sport fishing gear from a vessel after a motor has been used to propel that vessel on the same day;

(vi) from January 1 - June 30, a person may not sport fish from an anchored vessel from an ADF&G regulatory marker located near the confluence of Crooked Creek, downstream approximately 2,700 feet to an ADF&G regulatory marker located near the cutbank;

(vii) rainbow/steelhead trout may not be possessed or retained; rainbow/steelhead trout caught must be released immediately; a person may not remove rainbow/steelhead trout from the water before releasing the fish;

(C) from August 1 - August 15, fishing from a boat is prohibited in the flowing waters of the Kasilof River upstream of the Sterling Highway Bridge;

(9) Resurrection Bay drainages:

(A) in flowing water, from September 1 - December 31, only unbaited, artificial lures, may be used;

(B) closed to sport fishing for salmon;

(C) Seward Lagoon and the waters leading into Seward Lagoon are closed to sport fishing, except that a person under 16 years of age may sport fish during a designated youth sport fishery, as follows:

(i) the designated youth sport fishery occurs for king salmon, the third Friday and weekend in June, and the second Friday and weekend in July;

(ii) the designated youth sport fishery occurs for coho salmon, the last Friday and weekend in August, and the first Friday and weekend in September;

(iii) a single hook, or a single-hook artificial lure, with bait may be used;

(iv) bag and possession limit of two fish;

(v) as specified in 5 AAC 75.022(c), a person may not snag a fish;

(D) notwithstanding (B) of this paragraph, the waters downstream from the Seward Highway and downstream from Nash Road are open to sport fishing for salmon, except king salmon, from June 16 - December 31; only single-hook, artificial lures may be used; the bag and possession limit is three salmon per day, of which only two may be coho salmon;

(E) a person 16 years of age or older may not sport fish in First Lake during the four designated youth fishing days, which occur from the Thursday before the third Saturday in May through the following Sunday;

(10) Stariski Creek drainage:

(A) in flowing waters, from September 1 - October 31, only one unbaited, single-hook, artificial lure may be used;

(B) rainbow/steelhead trout may not be possessed or retained; rainbow/steelhead trout caught must be released immediately; a person may not remove rainbow/steelhead trout from the water before releasing the fish;

(C) from its mouth upstream to the Sterling Highway Bridge, from July 1 - October 31, is open to sport fishing, except for king salmon;

(D) upstream from the Sterling Highway Bridge, from August 1 - October 31, is open to sport fishing, except for salmon;

(11) Swanson River drainage:

(A) sport fishing with bait is allowed in all waters open to sport fishing;

(B) flowing waters, from June 15 - April 14, are open to sport fishing, except for king salmon;

(C) Sucker Creek is closed to sport fishing for salmon;

(D) the bag and possession limit for rainbow/steelhead trout is five fish, of which only one may be 20 inches or greater in length;

(12) Tustumena Lake and its tributaries:

(A) Tustumena Lake and its tributaries are closed to sport fishing for sockeye salmon;

(B) except as specified in (A) of the paragraph, the tributaries of Tustumena Lake are open to sport fishing only from June 11 - May 1;

(13) in Stormy Lake, five lines may be used to fish for northern pike through the ice; allowable gear is limited to standard ice fishing gear as specified in 5 AAC 56.120(7)(B); fishing gear must be closely attended to as specified in 5 AAC 75.033; all other species of fish caught must be released immediately.

(b) In this section,

(1) "anchored vessel" means a vessel on which any device other than oars or paddles is used to slow or stop the downstream drift of the vessel;

(2) "fishing site" means the riverbank where the fish was hooked and removed from the water;

(3) "hatchery king salmon" means a king salmon with a clipped adipose fin as evidenced by a healed fin clip scar where the adipose fin is normally located;

(4) "naturally-produced king salmon" means a king salmon with an adipose fin intact. (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)

**Authority:** AS 16.05.060 AS 16.05.251

### **Cook Inlet–Resurrection Bay Saltwater Area**

**5 AAC 58.022. Waters; seasons; bag, possession, and size limits; and special provisions for Cook Inlet - Resurrection Bay Saltwater Area.** (a) Except as provided in (b) of this section, the following are the seasons, bag, possession, and size limits, and special provisions for finfish and shellfish in the Cook Inlet - Resurrection Bay Saltwater Area:

(1) king salmon: may be taken from January 1 - December 31; bag and possession limit of two fish; no size limit; an annual harvest limit of five king salmon 20 inches or greater in length; a harvest record is required as specified in 5 AAC 58.024; a king salmon 20 inches or greater in length that is removed from the water shall be retained and becomes a part of the bag limit of the person originally hooking it; a person may not remove a king salmon from the water before releasing the fish;

(2) salmon, other than king salmon: may be taken from January 1 - December 31; bag and possession limit of six fish, of which only three per day and in possession may be coho salmon; no size limit;

(3) rainbow/steelhead trout: no open season; may not be retained or possessed; all rainbow/steelhead trout caught must be released immediately; a person may not remove a rainbow/steelhead trout from the water;

(4) Arctic char/Dolly Varden: may be taken from January 1 - December 31; bag and possession limit of five fish; no size limit;

(5) halibut: may be taken only from February 1 - December 31; bag limit of two fish; possession limit of four fish; no size limit;

(6) rockfish: may be taken from January 1 - December 31; bag limit of five fish and 10 in possession, of which only one per day and two in possession may be nonpelagic rockfish as defined in 5 AAC 75.995; no size limit;

(7) lingcod: may be taken only from July 1 - December 31; bag and possession limit of two fish; minimum size is 35 inches in length with the head attached or, if the head is removed, 28 inches in length from the front of the dorsal fin to the top of the tail;

(8) sharks may be taken only as specified in 5 AAC 75.012;

(9) king crab: no open season; may not be retained or possessed;

(10) Dungeness crab: no open season; may not be retained or possessed;

(11) Tanner crab: may be taken only from July 15 - March 15, except that the waters east of Cape Fairfield are closed and when the sport fishery in the Kamishak District or Barren Islands District is closed to the taking of Tanner crab, the sport fishery in the Eastern, Outer, and Central Districts shall remain closed as specified under 5 AAC 35.410(c); bag and possession limit of five male crab; minimum size is five and one-half inches across the widest part of the shell, including spines; a shellfish harvest recording form is required as specified in 5 AAC 58.026;

(12) littleneck clams and butter clams: may be taken from January 1 - December 31; with a combined bag and possession limit of 80 clams; minimum size for littleneck clams is one and one-half inches in length across the widest part of the shell; minimum size for butter clams is two and one-half inches in length across the widest part of the shell;

(13) repealed 7/13/2012;

(14) razor clams: may be taken from January 1 - December 31 as follows:

(A) from the mouth of the Kenai River to the southernmost tip of the Homer Spit: the bag limit is the first 60 clams harvested; the possession limit is 120 clams;

(B) on the remaining beaches of the Cook Inlet - Resurrection Bay Area: no bag, possession, or size limits;

(15) shrimp: no open season; may not be retained or possessed;

(16) other finfish and shellfish not specified in this subsection: from January 1 - December 31; no bag, possession, or size limits.

(b) The seasons, bag, possession, and size limits, and special provisions set out in this subsection are localized exceptions to those specified in (a) of this section for the Cook Inlet - Resurrection Bay Saltwater Area:

(1) in waters of Cook Inlet north of the latitude of Bluff Point (59° 40.00' N. lat.):

(A) king salmon:

(i) repealed 3/2/2011;

(ii) the salt waters within a one mile radius of the terminus of the Ninilchik River are closed to sport fishing for king salmon from January 1 - June 30, except that sport fishing from shore is allowed on Memorial Day weekend and the following two weekends and the Monday following each of those weekends;

(iii) in the salt waters south of the latitude of the mouth of the Ninilchik River (60° 03.99' N. lat.) to the latitude of Bluff Point (59° 40.00' N. lat.), and within one mile of shore, a person may not, after taking a king salmon 20 inches or greater in length, fish for any species of fish on that same day as specified in 5 AAC 58.055(e);

(B) Tanner crab: in Kachemak Bay, east of a line from Point Pogibshi to Anchor Point, the open season is from July 15 - December 31 and from January 15 or the beginning of the commercial Tanner crab season, whichever is later, through March 15;

(C) the following waters, within one mile of shore, are closed to all sport fishing from April 1 through June 30, as specified in 5 AAC 58.055(d):

(i) south of the latitude of the Ninilchik River to the latitude of an ADF&G regulatory marker located two miles south of Deep Creek at 60° 00.68' N. lat., except that sport fishing from shore is allowed on Memorial Day weekend and the following two weekends and the Monday following each of those weekends;

(ii) from the latitude of an ADF&G regulatory marker located one mile north of Stariski Creek at 59° 54.37' N. lat. to the latitude of an ADF&G regulatory marker located one mile south of Stariski Creek at 59° 52.98' N. lat.;

(iii) from the latitude of an ADF&G regulatory marker located two miles north of the Anchor River at 59° 48.92' N. lat. to the latitude of an ADF&G regulatory marker located two miles south of the Anchor River at 59° 45.92' N. lat.;

(2) in the waters of Cook Inlet south of the latitude of the Anchor Point Light at 59° 46.14' N. lat., including all of Kachemak Bay, to the latitude of Cape Douglas at 58° 51.10' N. lat., and east to the longitude of Gore Point at 150° 57.85' W. long.:

(A) king salmon: from October 1 - March 31, king salmon do not need to be entered on a harvest record and do not count against the annual limit set out in (a)(1) of this section and 5 AAC 58.024;

(B) salmon, other than king salmon: in the waters from the Homer city dock near the entrance of the Homer Boat Harbor, including the entire Homer Boat Harbor, northwest along the east side of the Homer Spit to an ADF&G regulatory marker located approximately 200 yards northwest of the entrance to the fishery enhancement lagoon on the Homer Spit, including the enhancement lagoon, and to a distance 300 feet from the shore, the bag and possession limit for salmon, other than king salmon, is six fish, of which six per day and in possession may be coho salmon;

(C) a person 16 years of age or older may not sport fish in the Homer Spit youth fishery zone, established by ADF&G regulatory markers to include a portion of the Homer Spit fishery enhancement lagoon, during designated youth fishery days, which occur on the first Saturday in June and the first and third Saturday in August;

(D) Tanner crab: in Kachemak Bay east of a line from Point Pogibshi to Anchor Point, the open season is from July 15 - December 31 and from January 15 or the beginning of the commercial Tanner crab season, whichever is later, through March 15;

(E) in the waters of Tutka Bay Lagoon sport fishing is prohibited within 100 yards of the Tutka Bay Lagoon hatchery net pens;

(3) in waters east of the longitude of Gore Point (150° 57.85' W. long.), to the longitude of Cape Fairfield (148° 50.25' W. long.), and north of the latitude of Cape Douglas (58° 51.10' N. lat.):

(A) in the salt waters north of a line between Cape Resurrection and Aialik Cape (Resurrection Bay Terminal Harvest Area):

(i) king salmon: from May 1 - August 31, the bag and possession limit is two fish; from September 1 - April 30, the bag and possession limit is one

fish; king salmon do not need to be entered on a harvest record and do not count against the annual limit set out in (a)(1) of this section and 5 AAC 28.024;

(ii) salmon, other than king salmon: bag and possession limit is six fish, of which six per day and in possession may be coho salmon;

(iii) lingcod: no open season; may not be retained or possessed;

(B) in the salt waters south of a line between Cape Resurrection and Aialik Cape:

(i) king salmon: from January 1 - December 31, the bag and possession limit is one fish; king salmon do not need to be entered on a harvest record and do not count against the annual limit set out in (a)(1) of this section and 5 AAC 58.024;

(ii) salmon, other than king salmon: bag and possession limit between Gore Point and Cape Fairfield is six fish, of which only three per day and in possession may be coho salmon;

(iii) lingcod: may be taken only from July 1 - December 31; bag and possession limit of one fish; minimum size is 35 inches in length with the head attached or, if the head is removed, 28 inches in length from the front of the dorsal fin to the top of the tail;

(C) rockfish: in the waters between Gore Point and Cape Fairfield, the bag limit is four fish and eight in possession, of which only one per day and two in possession may be a nonpelagic rockfish as defined in 5 AAC 75.995; no size limit;

(4) the following waters are closed to the taking of all shellfish:

(A) the intertidal beach along Shipwreck Cove in China Poot Bay enclosed by a line from 59° 34.34' N. lat., 151° 18.11' W. long., to 59° 34.26' N. lat., 151° 17.96' W. long., to 59° 34.20' N. lat., 151° 17.94' W. long., to 59° 34.19' N. lat., 151° 17.81' W. long., to 59° 34.13' N. lat. to 151° 17.75' W. long., to 59° 34.13' N. lat., 151° 17.77' W. long., to 59° 34.19' N. lat., 151° 17.96' W. long., to 59° 34.26' N. lat., 151° 17.98' W. long., to 59° 34.33' N. lat., 151° 18.14' W. long., as marked by ADF&G regulatory markers located in the upper intertidal area;

(B) the intertidal beach by Otter Rock in Peterson Bay enclosed by a line from 59° 34.78' N. lat., 151° 17.84' W. long., to 59° 34.70' N. lat., 151° 17.68' W. long., to 59° 34.79' N. lat., 151° 17.68' W. long., as marked by ADF&G regulatory markers located in the upper intertidal area. (Eff. 2/25/98, Register 145; am 3/5/99, Register 149; am 6/13/99, Register 150; am 5/18/2000, Register 154; am 7/5/2000, Register 155; am 3/8/2002, Register 161; am 8/24/2002, Register 163; am 12/29/2002, Register 164; am 6/5/2003, Register 166; am 3/13/2004, Register 169; am 12/1/2004, Register 172; am



2/13/2005, Register 173; am 8/14/2005, Register 175; am 7/1/2006, Register 178; am 3/15/2008, Register 185; am 9/12/2008, Register 187; am 4/24/2009, Register 190; am 8/23/2009, Register 191; am 3/2/2011, Register 197; am 7/13/2012, Register 203; am 6/1/2013, Register 206)

**Authority:** AS 16.05.060 AS 16.05.251

**5 AAC 58.030. Methods, means, and general provisions - Finfish.** (a) Unless otherwise specified in 5 AAC 58.022 or by an emergency order issued under AS 16.05.060, the provisions of this section apply to finfish sport fishing in the Cook Inlet - Resurrection Bay Saltwater Area.

(b) Unless otherwise specified in this section or in 5 AAC 75, fish may be taken only by hook-and-line gear.

(c) A person may not intentionally snag or attempt to snag any species of fish in the waters of Cook Inlet north of a line from Anchor Point and may not intentionally snag or attempt to snag any species of fish in the waters east of a line from Anchor Point to Point Pogibshi from January 1 through June 23. A person who snags a fish in these locations shall release it immediately. Except as specified in (d) of this section, a person may snag or attempt to snag any species of fish in the waters east of a line from Anchor Point to Point Pogibshi from June 24 through December 31.

(d) From June 24 through December 31, except during periods established by emergency order, a person may not intentionally snag or attempt to snag any species of fish from the Homer city dock near the entrance of the Homer Boat Harbor, including the entire Homer Boat Harbor, northwest along the east side of the Homer Spit to an ADF&G regulatory marker located approximately 200 yards northwest of the entrance to the fishery enhancement lagoon on Homer Spit, to a distance 300 feet from the shore.

(e) For the purposes of this section, "snag" means to hook a fish elsewhere than in the mouth.

(f) During periods closed to snagging the use of a weighted hook, weight, or floatation device that follows a hook or hooks is prohibited. (Eff. 2/25/98, Register 145; am 3/8/2002, Register 161; am 3/15/2008, Register 185)

**Authority:** AS 16.05.060 AS 16.05.251

**5 AAC 58.060. Lower Cook Inlet Winter Salt Water King Salmon Sport Fishery Management Plan.** (a) The purpose of the management plan under this section is to meet the Board of Fisheries' goal of slowing the growth in the sport harvest of king salmon in the salt waters of Lower Cook Inlet during the winter, which occurs from October 1 through March 31.

(b) In the winter salt water king salmon sport fishery in Lower Cook Inlet

- (1) the guideline harvest level is 3,000 king salmon;
- (2) the sport harvest will be estimated annually by the department's statewide harvest survey;
- (3) the bag and possession limit for king salmon is two fish;
- (4) the annual limit and harvest record specified in 5 AAC 58.022 and 5 AAC 58.024 do not apply.

(c) For the purposes of this section, Lower Cook Inlet consists of the salt waters south of the latitude of the Anchor Point Light at 59° 46.14' N. lat., including all of Kachemak Bay, to the latitude of Cape Douglas at 58° 51.10' N. lat., and east to the longitude of Gore Point at 150° 57.85' W. long. (Eff. 12/29/2002, Register 164; am 3/2/2011, Register 197)

**Authority:** AS 16.05.251

**5 AAC 58.065. North Gulf Coast King Salmon Sport Fishery Management Plan.** (a) The purpose of the management plan under this section is to meet the Board of Fisheries' goal of directing the king salmon sport fishing effort on hatchery stocks in Resurrection Bay and stabilizing the sport harvest of king salmon in the North Gulf Coast.

(b) In the king salmon sport fishery,

(1) from January 1 through December 31, outside of the Resurrection Bay Terminal Harvest Area, the bag and possession limit for king salmon is one fish, with no size limit;

(2) within the Resurrection Bay Terminal Harvest Area,

(A) from May 1 through August 31, the bag and possession limit for king salmon is two fish; with no size limit;

(B) from September 1 through April 30, the bag and possession limit for king salmon is one fish, with no size limit;

(3) in the North Gulf Coast, the annual limit and harvest record specified in 5 AAC 58.022 and 5 AAC 58.024 do not apply.

(c) For the purposes of this section, the

(1) North Gulf Coast consists of the salt waters between Gore Point at 59° 12.00' N. lat., 150° 57.85' W. long. and the longitude of Cape Fairfield (148° 50.25' W. long.);

(2) Resurrection Bay Terminal Harvest Area consists of the salt waters north of a line between Cape Resurrection and Aialik Cape. (Eff. 12/29/2002, Register 164; am 4/24/2009, Register 190)

**Authority:** AS 16.05.251

### **West Cook Inlet Area**

**5 AAC 62.122. Special provisions for the seasons, bag, possession, and size limits, and methods and means for the West Cook Inlet Area.** Unless otherwise specified by an emergency order issued under AS 16.05.060, the following are localized additions and exceptions to seasons, bag, possession, and size limits, and methods and means specified in 5 AAC 62.120 and 5 AAC 75 for the West Cook Inlet Area:

(1) in drainages between the Susitna River and the West Foreland,

(A) in flowing waters, from September 1 - July 13, only unbaited, artificial lures may be used;

(B) from May 15 - June 30, in waters open to sport fishing for king salmon, fishing is not allowed for any species of finfish from 11:00 p.m. to 6:00 a.m.;

(C) northern pike may be taken by spear, sport fishing gear, or bow and arrow; the arrow must have a barbed tip and be attached to the bow with a line;

(D) after taking a bag limit of coho salmon 16 inches or greater in length, a person may not sport fish for any species of finfish during that same day;

(2) in drainages between the West Foreland and Cape Douglas, after taking a bag limit of coho salmon 16 inches or greater in length, a person may not sport fish for any species of finfish during that same day;

(3) in drainages from the West Foreland south to the latitude of the southern tip of Chisik Island at 60° 05.66' N. lat., from September 1 - May 15, in flowing waters, only unbaited, artificial lures may be used;

(4) in drainages south of the latitude of the southern tip of Chisik Island at 60° 05.66' N. lat. to the latitude of Cape Douglas at 58° 51.10' N. lat., in flowing waters, from July 15 - May 15, only unbaited, artificial lures may be used;

(5) the Chuitna River drainage is closed to sport fishing for king salmon;

(6) the Clearwater Creek drainage is closed to sport fishing upstream from an ADF&G regulatory marker located approximately one-half mile upstream of its confluence with the Chinitna River; Roscoe Creek is closed to sport fishing upstream from an ADF&G regulatory marker located approximately one-half mile upstream of its confluence with the Chinitna River;

(7) the Lewis River is closed to sport fishing for king salmon;

(8) the McNeil River is closed to sport fishing within one-half mile of McNeil River Falls (approximately one mile upstream from McNeil Lagoon);

(9) Shelter Creek is closed to sport fishing upstream from an ADF&G regulatory marker located approximately one mile upstream from its mouth;

(10) Silver Salmon Lake and Silver Salmon Creek within one-half mile of its outlet at Silver Salmon Lake are closed to sport fishing for salmon;

(11) the Theodore River drainage is closed to sport fishing for king salmon;

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

(13) Threemile/Tukhallah Lake is

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

(B) closed to sport fishing for salmon;

(C) open to sport fishing through the ice for northern pike using five lines; allowable gear is limited to standard ice fishing gear as specified in 5 AAC 61.030; the fishing gear must be closely attended, and all other fish caught must be released immediately;

(14) Wolverine Creek, including Big River Lake within a 500-yard radius of the mouth of Wolverine Creek, from June 1 - July 31, is fly-fishing-only waters;

(15) in Chuitbuna Lake, five lines may be used to fish for northern pike through the ice; allowable gear is limited to standard ice fishing gear as specified in 5 AAC 62.120(7)(B); fishing gear must be closely attended as specified in 5 AAC 75.033; all other species of fish caught must be released immediately;

(16) the Beluga River drainage is closed to sport fishing for king salmon. (Eff. 10/1/2006, Register 179; am 6/4/2008, Register 186; am 6/12/2011, Register 198)

**Authority:** AS 16.05.060 AS 16.05.251

### **PERSONAL USE FISHERIES**

**5 AAC 77.545. Kachemak Bay Personal Use Dip Net Fishery Management Plan.** In China Poot Creek, upstream from ADF&G regulatory markers, sockeye salmon may be taken by dip net from July 1 through August 7, with a bag and possession limit of six fish. King, pink, chum, and coho salmon may not be retained or possessed. All king, pink, chum, and coho

salmon caught must be released immediately and returned to the water unharmed. (Eff. 6/20/82, Register 82; am 4/16/83, Register 86; am 5/11/85, Register 94; am 3/29/87, Register 101; am 6/10/89, Register 110; em am 5/22/91 - 5/30/91, Register 118 [not printed]; am 7/21/91, Register 119; am 4/7/93, Register 126; am 5/6/94, Register 130; am 6/7/95, Register 135; am 6/15/95, Register 134; am 2/24/96, Register 137; am 5/31/96, Register 138; am 10/18/96, Register 140; am 3/5/99, Register 149; am 3/8/2002, Register 161)

**Authority:** AS 16.05.251