

Submitted by the Alaska Department of Fish and Game
January 21, 2015

SELECTED SOUTHEASTERN ALASKA–YAKUTAT AREAS SHELLFISH FISHERIES REGULATIONS

SUBSISTENCE AND PERSONAL USE SHELLFISH FISHERIES

5 AAC 02.120. Subsistence king crab fishery. In the subsistence taking of king crab,

(1) repealed 4/23/94;

(2) repealed 7/14/85;

(3) in the districts described in 5 AAC 30.200

(A) red and blue king crab may not be taken from April 1 through June 30;

(B) only male red and golden king crab seven inches or larger, and male blue king crab six and one-half inches or larger, in width of shell may be taken or possessed;

(4) in the Yakutat Area, the daily bag and possession limit is two crab per person and only male crab may be taken;

(5) an operator of a commercially licensed and registered king crab fishing vessel shall obtain a permit from the department before taking king crab for subsistence purposes in waters of Yakutat Bay enclosed by a line from the westernmost tip of Ocean Cape to the easternmost tip of Point Manby during the open commercial king crab fishing season; the department may set out requirements in the permit for the conservation of the king crab resource and to ensure compliance with other applicable fishing laws;

(6) a pot used to take king crab under this section must have at least two escape rings on opposing vertical or sloping sides of the pot that each are not less than six and one-quarter inches inside diameter;

(7) no more than 10 ring nets per person, with a maximum of 20 ring nets per vessel, may be used to take king crab;

(8) a person may not utilize a live holding facility to accumulate or pool multiple bag limits of king crab. (In effect before 1984; am 6/30/84, Register 90; am 7/14/85, Register 95; readopt 5/15/93, Register 126; am 4/23/94, Register 130; am 8/14/2005, Register 175; am 7/29/2009, Register 191; am 5/11/2012, Register 202)

5 AAC 77.614. Personal use king crab fishery. In the personal use taking of king crab,

(1) red and blue king crab may be taken only from July 1 through March 31;

(2) the daily bag and possession limit is two male king crab; only male red and golden king crab seven inches or greater in width of shell, and male blue king crab six and one-half inches or greater in width of shell may be taken or possessed; male king crab less than the minimum legal size and female king crab that have been taken must be immediately returned to the water unharmed;

(3) an operator of a commercially licensed and registered king crab fishing vessel shall obtain a permit from the department before taking king crab for personal use purposes in waters of Yakutat Bay enclosed by a line from the westernmost tip of Ocean Cape to the easternmost tip of Point Manby during the open commercial king crab fishing season; the department may set out requirements in the permit for the conservation of the king crab resource and to ensure compliance with other applicable fishing laws;

(4) a pot used to take king crab under this section must have at least two escape rings on opposing vertical or sloping sides of the pot that each are not less than six and one-quarter inches inside diameter;

(5) no more than 10 ring nets per person, with a maximum of 20 ring nets per vessel, may be used to take king crab;

(6) a person may not utilize a live holding facility to accumulate or pool multiple bag limits of king crab. (Eff. 7/1/86, Register 99; am 8/14/2005, Register 175; am 7/29/2009, Register 191; am 5/11/2012, Register 202)

5 AAC 77.660. Personal use shrimp fishery. In the personal use taking of shrimp,

(1) there is no closed season and no bag and possession limits;

(2) a commercially licensed and registered shrimp fishing vessel may not be used to take shrimp in Districts 6 - 8 and 10 from February 15 through April 30;

(3) shrimp may be taken only with pots, ring nets, or trawls;

(4) unless otherwise provided for in this chapter, pots operated to take shrimp may be longlined; a buoy is not required for each pot, but at least one buoy on the longline must be marked as required in 5 AAC 77.010(d);

(5) a pot used to take shrimp under this chapter must have

(A) no more than four tunnel eye openings; no tunnel eye opening may exceed 15 inches in perimeter;

(B) a bottom perimeter of no more than 153 inches; and

(C) a volume of no more than 25 cubic feet;

(6) before using a trawl to take shrimp, a person must first obtain a personal use fishing permit from the department; the permit will include the following conditions:

(A) the area where the fishing will occur;

(B) the dates that the fishing will occur;

(C) the type of trawl to be used;

(D) the length of the beam if a beam trawl is used;

(E) the length of the footrope if an otter trawl is used;

(F) any other pertinent gear specifications if a trawl other than a beam trawl or otter trawl is used;

(G) the total poundage by species of all shrimp taken.

(Eff. 7/1/86, Register 99; am 6/25/89, Register 110; am 4/1/94, Register 129; am 9/28/97, Register 143; am 5/8/98, Register 146; am 6/3/2000, Register 154; am 7/18/2003, Register 167; am 8/8/2003, Register 167; am 5/26/2006, Register 178)

5 AAC 77.664. Personal use king crab fishery. (a) Except as provided in (b) and (c) of this section, or if the commissioner closes the applicable portion of the Southeastern Alaska Area because of conservation concerns for king crab, in the personal use taking of king crab,

(1) the daily bag and possession limit is six male crab per person; if the regionwide harvestable biomass of mature red and blue king crab is below 200,000 pounds, the commissioner may, by emergency order, reduce the bag and possession limit of red and blue king crab;

(2) the king crab seasons are as follows:

(A) red and blue king crab may be taken only from July 1 through March 31;

(B) golden king crab may be taken only from July 1 through June 15;

(3) the king crab size limits are as follows:

(A) only male red and golden king crab seven inches or greater in width of shell may be taken or possessed; and

(B) only male blue king crab six and one-half inches or larger in width of shell may be taken or possessed.

(b) In the waters described in 5 AAC 33.200 as Sections 12-B, 15-B, and 15-C, in the personal use taking of king crab, the daily bag and possession limits are three male crab per person, except that the commissioner may close and immediately reopen, by emergency order, a personal use red and blue king crab season during which there is a reduced bag and possession limit for red and blue king crab.

(c) In the waters described in 5 AAC 33.200 as Section 11-A, in the personal use taking of king crab,

(1) red and blue king crab may only be taken under the authority of a permit issued under 5 AAC 77.015;

(2) the daily bag and possession limit is three male king crab per person;

(3) the commissioner may close and immediately reopen, by emergency order, a personal use red and blue king crab season during which one or more of the following conditions applies:

(A) a reduced bag and possession limit;

(B) a seasonal limit for king crab;

(C) a reduced pot and ring net limit.

(d) Male king crab less than the minimum legal size and female king crab that have been taken must be immediately returned to the water unharmed.

(e) A person may not utilize a live holding facility to accumulate or pool multiple bag limits.

(f) Notwithstanding 5 AAC 77.010(i), no more than four pots or 10 ring nets per vessel may be used to take king crab. A pot used to take king crab under this section must have at least two escape rings on opposing vertical or sloping sides of the pot that are not less than six and one-quarter inches inside diameter. (Eff. 7/1/86, Register 99; am 7/1/95, Register 134; am 7/1/96, Register 138; am 8/8/99, Register 151; am 3/11/2001, Register 157; am 8/24/2002, Register 163; am 8/14/2005, Register 175; am 7/29/2009, Register 191; am 9/27/2009, Register 191; am 5/11/2012, Register 202)

5 AAC 77.666. Personal use Tanner crab fishery. (a) Except as provided in (b) of this section, in the personal use taking of Tanner crab,

(1) Tanner crab may be taken only from July 1 through June 15;

(2) the daily bag and possession limit is 30 male Tanner crab;

(3) notwithstanding 5 AAC 77.010(i), no more than four pots or 10 ring nets per vessel may be used to take Tanner crab; a pot used to take Tanner crab under this section must have at least two circular escape rings on opposing vertical or sloping sides of the pot that each are not less than four and three-quarter inches inside diameter;

(4) only male Tanner crab 5.5 inches or greater in width of shell may be taken or possessed;

(5) male Tanner crab less than the minimum legal size and female Tanner crab that have been taken must be immediately returned unharmed to the sea;

(6) a person may not utilize live holding facility to accumulate or pool multiple bag limits.

(b) In Section 11-A, as described in 5 AAC 33.200, in the personal use taking of Tanner crab, reduced pot and ring net limits are the same as authorized under 5 AAC 77.664(c)(3)(C) for red and blue king crab. (Eff. 7/1/86, Register 99; am 8/8/99, Register 151; am 7/29/2009, Register 191; am 5/11/2012, Register 202)

COMMERCIAL SHRIMP FISHERY

Southeastern Alaska Area

5 AAC 31.105. Description of Registration Area A districts and sections. (a) District 1: waters east and north of a line running from the southernmost tip of Caamano Point to 54° 40' N. lat., 131° 45' W. long., and waters north of a line running from 54° 40' N. lat., 131° 45' W. long. to 54° 42.48' N. lat., 130° 36.92' W. long.

(b) District 2: waters south of a line running from the easternmost tip of Narrow Point to the northernmost tip of Lemesurier Point, waters west of a line running from Caamano Point to 54° 40' N. lat., 131° 45' W. long., and waters east of a line running from Point Marsh Light to 54° 40' N. lat., 132° 17.50' W. long.

(c) District 3: waters north of a line running from Point Marsh Light to 54° 40' N. lat., 132° 17.50' W. long. and ending at the southernmost tip of Cape Muzon, and waters east of a line running from the northernmost tip of Eagle Point on Dall Island to the southernmost tip of Point Arboleda, to the northernmost tip of Point San Roque, to the southernmost tip of Cape Ulitka, to the northeasternmost tip of Cape Lynch, and ending at the southwest entrance point of Halibut Harbor on Kosciusko Island, and waters south of the latitude of Aneskett Point (56° 08.83' N. lat.);

(1) Section 3-A: waters of District 3 south and east of a line through Tlevak Narrows beginning at the easternmost tip of Turn Point at 55° 15.78' N. lat., 133° 07.23' W. long., to a point on Prince of Wales Island at 55° 15.75' N. lat., 133° 06.43' W. long., including

Soda Bay and its contiguous waters, but excluding all waters of Meares Pass and its contiguous waters;

(2) Section 3-B: waters of District 3 south of the latitude of Point Swift at $55^{\circ} 45.78'$ N. lat., including all waters of Warm Chuck Inlet, Iphigenia Bay south of Cape Lynch, excluding all waters of Tuxekan Passage and its contiguous waters, and waters of District 3 north of a line through Tlevak Narrows beginning at the easternmost tip of Turn Point located at $55^{\circ} 15.78'$ N. lat., $133^{\circ} 07.23'$ W. long., to a point on Prince of Wales Island at $55^{\circ} 15.75'$ N. lat., $133^{\circ} 06.43'$ W. long., including all waters of Meares Pass and its contiguous waters, but excluding all waters of Soda Bay and its contiguous waters;

(3) Section 3-C: waters of District 3 north of the latitude of Point Swift at $55^{\circ} 45.78'$ N. lat., including all waters of Tuxekan Passage and its contiguous waters, but excluding all waters of warm Chuck Inlet, Iphigenia Bay south of Cape Lynch.

(d) District 4: waters north of Cape Muzon, west of District 3, and south of a line from Helm Point on Coronation Island to Cape Lynch.

(e) District 5: waters of Sumner Strait that are north and east of a line running from Cape Decision to Helm Point, to Cape Lynch, and ending at the southwest entrance point of Halibut Harbor, and waters north of the latitude of Aneskett Point, west of a line from Point Baker to Point Barrie, and south of a line running from Point Camden to Salt Point Light in Keku Strait.

(f) District 6: waters of Clarence Strait that are north of a line running from Narrow Point to Lemesurier Point, to Ernest Point, and ending at the most southerly point on Etolin Island, waters of Stikine Strait that are south of the latitude of Round Point, waters of Sumner Strait that are west of a line from Point Alexander to Low Point and that are east of a line from Point Baker to Point Barrie, waters of Wrangell Narrows that are south and west of a line running from Prolewy Point to the northern tip of Mitkof Island, and waters of Duncan Canal.

(g) District 7: waters of Ernest Sound and Bradfield Canal that are east of a line running from Lemesurier Point to Ernest Point, and ending at the most southerly point of Etolin Island, waters of Zimovia Strait that are south of the latitude of Nemo Point, and waters of Eastern Passage and Blake Channel that are east of a line from Babbler Point to Hour Point ($56^{\circ} 27.80'$ N. lat., $132^{\circ} 16.63'$ W. long.).

(h) District 8: waters of Frederick Sound that are south of a line running from Wood Point to Beacon Point, but not including Wrangell Narrows, waters of Sumner Strait that are east of a line running from Point Alexander to Low Point, waters of Stikine Strait that are north of the latitude of Round Point, waters of Zimovia Strait that are north of the latitude of Nemo Point, and waters of Eastern Passage that are west of a line running from Hour Point ($56^{\circ} 27.80'$ N. lat., $132^{\circ} 16.63'$ W. long.) to Babbler Point.

(i) District 9: waters of Frederick Sound and Chatham Strait that are south of the latitude of the southernmost tip of Point Gardner, waters that are south of the latitude of the southernmost tip of Elliott Island and that are west of a line running from the southernmost tip of Elliott Island

to the westernmost tip of Point Macartney, waters that are north and west of a line running from the northernmost tip of Point Camden to Salt Point Light, and waters that are north and east of a line running from the southernmost tip of Cape Decision to the southernmost tip of Helm Point, to the westernmost tip of Hazy Islands, and ending at Cape Ommaney Light.

(j) District 10: waters of Frederick Sound and of Stephens Passage that are north of a line from Beacon Point to Wood Point, east of a line from Point Macartney to the southern tip of Elliott Island, and north of the latitude of the southern tip of Elliott Island, waters of Seymour Canal that are south of $57^{\circ} 37'$ N. lat., and waters of Stephens Passage that are south of a line running from Point League to Point Hugh.

(k) District 11: waters of Stephens Passage that are north of a line from Point League to Point Hugh, waters of Seymour Canal that are north of $57^{\circ} 37'$ N. lat., and waters that are south of the latitude of Little Island Light and east of a line running from Little Island Light to Point Retreat Light;

(1) Section 11-A: waters of the district that are north and west of a line running from a point at $58^{\circ} 12.33'$ N. lat., $134^{\circ} 10'$ W. long., to the Coast Guard marker and light on Point Arden;

(2) Section 11-B: waters of the district that are north of the latitude of Midway Island Light and south and east of a line running from a point at $58^{\circ} 12.33'$ N. lat., $134^{\circ} 10'$ W. long., to the Coast Guard marker and light on Point Arden;

(3) Section 11-C: waters of the district that are south of the latitude of Midway Island Light and north of a line running from Point League to Point Hugh;

(4) Section 11-D: all waters of Seymour Canal that are north of $57^{\circ} 37'$ N. lat.

(l) District 12: waters of Lynn Canal and Chatham Strait that are south of the latitude of Little Island Light, north of the latitude of Point Gardner, west of a line running from Little Island Light to Point Retreat Light, east of a line running from Point Couverden to Point Augusta, and east of a line running from Point Hayes to Point Thatcher.

(m) District 13: waters that are north of the latitude of the southernmost tip of Helm Point and west of a line running from the southernmost tip of Helm Point to the westernmost tip of Hazy Island, and ending at Cape Ommaney Light, waters that are south of a line running west from the southernmost tip of Cape Spencer, waters that are west of a line from the southernmost tip of Cape Spencer through Yakobi Rock, and ending at Yakobi Island, waters that are south of a line running from the northernmost tip of Soapstone Point to the westernmost tip of Column Point, and waters that are west of a line running from the southernmost tip of Point Hayes to the northernmost tip of Point Thatcher;

(1) Section 13-A: waters that are north of $57^{\circ} 16'$ N. lat. and the waters of Peril Strait that are south of the latitude of Pogibshi Point ($57^{\circ} 30.50'$ N. lat.);

(2) Section 13-B: waters that are south of 57° 16' N. lat.;

(3) Section 13-C: waters of the district that are north of the latitude of Pogibshi Point and west of a line running from the southernmost tip of Point Hayes to the northernmost tip of Point Thatcher in Peril Strait.

(n) District 14: waters of Icy Strait that are west of a line from the southernmost tip of Point Couverden to Point Augusta Light, east of a straight line running from the southernmost tip of Cape Spencer through Yakobi Rock, and ending at Yakobi Island, and waters that are north of a line running from the northernmost point of Soapstone Point to the westernmost point of Column Point.

(o) District 15: waters of Lynn Canal that are north of the latitude of Little Island Light.

(p) District 16: waters that are north of a line running west from the southernmost tip of Cape Spencer and south of a line running southwest from the westernmost tip of Cape Fairweather.

(q) Dixon Entrance District: waters that are east of 138° 45.33' W. long., south of the southern boundaries of Districts 1, 2, 3, and 4, and waters that are north of a line running from 54° 43.50' N. lat., 130° 37.62' W. long., to 54° 43.40' N. lat., 130° 37.65' W. long., to 54° 43.25' N. lat., 130° 37.73' W. long., to 54° 43' N. lat., 130° 37.92' W. long., to 54° 42.97' N. lat., 130° 37.95' W. long., to 54° 42.78' N. lat., 130° 38.10' W. long., to 54° 42.37' N. lat., 130° 38.43' W. long., to 54° 41.15' N. lat., 130° 38.97' W. long., to 54° 39.90' N. lat., 130° 38.97' W. long., to 54° 39.23' N. lat., 130° 39.30' W. long., to 54° 39.80' N. lat., 130° 41.58' W. long., to 54° 40.05' N. lat., 130° 42.37' W. long., to 54° 40.70' N. lat., 130° 44.72' W. long., to 54° 40.68' N. lat., 130° 44.98' W. long., to 54° 40.77' N. lat., 130° 45.85' W. long., to 54° 41.10' N. lat., 130° 48.52' W. long., to 54° 41.08' N. lat., 130° 49.28' W. long., to 54° 41.35' N. lat., 130° 53.30' W. long., to 54° 41.43' N. lat., 130° 53.65' W. long., to 54° 42.45' N. lat., 130° 56.30' W. long., to 54° 42.57' N. lat., 130° 57.15' W. long., to 54° 43' N. lat., 130° 57.68' W. long., to 54° 43.77' N. lat., 130° 58.92' W. long., to 54° 44.20' N. lat., 130° 59.73' W. long., to 54° 45.65' N. lat., 131° 03.10' W. long., to 54° 46.27' N. lat., 131° 04.72' W. long., to 54° 42.18' N. lat., 131° 13' W. long., to 54° 40.87' N. lat., 131° 13.90' W. long., to 54° 39.15' N. lat., 131° 16.28' W. long., to 54° 36.87' N. lat., 131° 19.37' W. long., to 54° 29.88' N. lat., 131° 33.80' W. long., to 54° 30.53' N. lat., 131° 38.02' W. long., to 54° 28.30' N. lat., 131° 45.33' W. long., to 54° 26.68' N. lat., 131° 49.47' W. long., to 54° 21.85' N. lat., 132° 02.90' W. long., to 54° 24.87' N. lat., 132° 23.65' W. long., to 54° 24.68' N. lat., 132° 24.48' W. long., to 54° 24.68' N. lat., 132° 24.58' W. long., to 54° 24.65' N. lat., 132° 26.85' W. long., to 54° 24.57' N. lat., 132° 38.27' W. long., to 54° 24.90' N. lat., 132° 39.77' W. long., to 54° 26' N. lat., 132° 44.20' W. long., to 54° 27.12' N. lat., 132° 49.58' W. long., to 54° 27.12' N. lat., 132° 50.70' W. long., to 54° 28.42' N. lat., 132° 55.90' W. long., to 54° 28.53' N. lat., 132° 56.47' W. long., to 54° 30.05' N. lat., 133° 07' W. long., to 54° 30.17' N. lat., 133° 07.72' W. long., to 54° 30.70' N. lat., 133° 11.47' W. long., to 54° 31.03' N. lat., 133° 14' W. long., to 54° 30.10' N. lat., 133° 16.97' W. long., to 54° 22.02' N. lat., 133° 44.40' W. long., to 54° 20.55' N. lat., 133° 49.35' W. long., to 54° 15.67' N. lat., 134° 19.82' W. long., to 54° 12.95' N. lat., 134° 23.78' W. long., to 54° 12.75' N. lat., 134° 25.05' W. long., to 54° 07.50' N. lat., 134° 56.40' W. long., to 54° 00.02' N. lat., 135° 45.95' W. long., and ending at

53° 28.45' N. lat., 138° 45.33' W. long. (In effect before 1986; am 12/14/86, Register 100; am 5/8/98, Register 146; am 10/12/2000, Register 156; am 3/11/2001, Register 157)

5 AAC 31.115. Shrimp pot guideline harvest ranges for Registration Area A. (a) The following are the guideline harvest ranges for the taking of shrimp by pots in Registration Area A:

(1) District 1: 0 - 164,000 pounds of spot shrimp;

(2) District 2: 0 - 120,000 pounds of spot shrimp;

(3) District 3:

(A) Section 3-A: 0 - 264,000 pounds of spot shrimp;

(B) Sections 3-B and 3-C, combined: 0 - 70,000 pounds of spot shrimp;

(4) District 4: 0 - 28,000 pounds of spot shrimp;

(5) District 5: 0 - 20,000 pounds of spot shrimp;

(6) District 6: 0 - 82,000 pounds of spot shrimp;

(7) District 7: 0 - 104,000 pounds of spot shrimp;

(8) District 8: 0 - 28,000 pounds of spot shrimp;

(9) District 9: 0 - 18,000 pounds of spot shrimp;

(10) District 10: 0 - 58,000 pounds of spot shrimp;

(11) District 11

(A) Sections: 11-A, 11-B, and 11-C, combined: 0 - 15,000 pounds of spot and coonstripe shrimp;

(B) Section 11-D: 0 - 30,000 pounds of spot shrimp;

(12) District 12:

(A) Tenakee Inlet: 0 - 34,000 pounds of spot shrimp;

(B) remainder of District 12: 0 - 15,000 pounds of spot shrimp;

(13) District 13:

(A) Sections 13-A and 13-B, combined 0 - 15,000 pounds of spot shrimp;

(B) Section 13-C: 0 - 50,000 pounds of spot shrimp;

(14) District 14: 0 - 20,000 pounds of spot shrimp;

(15) District 15: 0 - 20,000 pounds of coonstripe shrimp;

(16) District 16: 0 - 20,000 pounds of coonstripe shrimp.

(b) For the purposes of this section, District 12: Tenakee Inlet includes the waters of District 12 that are west of a line from the easternmost tip of East Point to South Passage Point. (In effect before 1981; am 6/28/81, Register 78; am 7/25/82, Register 83; am 6/30/84, Register 90; am 7/14/85, Register 95; am 7/12/86, Register 99; am 12/14/86, Register 100; am 6/25/89, Register 110; am 4/15/94, Register 130; am 9/28/97, Register 143; am 5/8/98, Register 146; am 3/11/2001, Register 157; am 7/18/2003, Register 167; am 5/26/2006, Register 178; am 5/11/2012, Register 202)

5 AAC 31.124. Lawful shrimp pot gear for Registration Area A. (a) Shrimp may be taken with pots in Registration Area A only as specified in this section.

(b) A shrimp pot may not have

(1) more than one bottom;

(2) a vertical height of more than 24 inches;

(3) more than four tunnel eye openings which individually do not exceed 15 inches in perimeter; or

(4) a bottom perimeter exceeding a perimeter specified in (e) of this section.

(c) The sides of a shrimp pot may only be

(1) at a right angle to the plane of the bottom of the pot; or

(2) slanted inward toward the center of the pot in a straight line from the bottom of the pot to the top of the pot.

(d) A shrimp pot must be entirely covered with net webbing or rigid mesh. At least two adjacent sides or 50 percent of the vertical or near-vertical sides must be covered with net webbing or rigid mesh that allows the passage of a seven-eighths inch diameter by 12 inch long wooden dowel, which upon insertion into the web, must drop completely through by its own weight, without force. In the waters of Lituya Bay, enclosed by a line from the easternmost tip of Harbor Point to the southernmost tip of LaChaussee Spit there is no minimum mesh size.

(e) Shrimp pots may be operated only as follows:

(1) repealed 7/18/2003;

(2) the number of shrimp pots that may be operated from a registered shrimp fishing vessel is 140 small pots or 100 large pots; for the purposes of this section,

(A) a "small pot" has a bottom perimeter of no more than 124 inches;

(B) a "large pot" has a bottom perimeter of more than 124 inches, but not more than 153 inches;

(3) all pots on board a vessel or operated from a vessel must be of the same type and of the same size as defined in (2)(A) or (B) of this subsection;

(4) a vessel operator may have only shrimp pot gear owned by that person on board the vessel at any time;

(5) shrimp pot gear may be deployed or retrieved only from 8:00 a.m. until 4:00 p.m. each day; the commissioner may close, by emergency order, the fishing season in a district or a portion of a district and immediately reopen the season during which the time period allowed to deploy and retrieve shrimp pot gear may be increased or decreased to achieve the guideline harvest range;

(6) all shrimp pots left in saltwater unattended longer than a two-week period must have all bait containers removed and all doors secured fully open.

(f) A registered shrimp vessel may not have, at any time in the aggregate, more than the legal limit of pot gear on board the vessel, in the water in fishing condition, and in the water in nonfishing condition. (Eff. 9/28/97, Register 143; am 5/8/98, Register 146; am 7/18/2003, Register 167; am 5/26/2006, Register 178)

5 AAC 31.125. Lawful shrimp trawl gear for Registration Area A. (a) Shrimp may be taken with beam trawls in Registration Area A only as specified in this section.

(b) The minimum mesh size for a beam trawl shall be determined by measuring a series of 10 consecutive meshes when the web is wet, from selvage to selvage, with the knots pulled together. The distance covered by 10 meshes, measured from the inside of the first knot in the series to the outside of the last knot in the series, may not be less than 13.5 inches. The method for measuring mesh size is described in this subsection applies equally to synthetic and cotton mesh, but allowance for shrinkage shall be made if preshrunk web is not used.

(c) A registered shrimp vessel may not have, at any time, more than two trawl nets on board the vessel. However, only one trawl may be in the water at any time. (In effect before 1982; am 7/25/82, Register 83; am 7/14/84, Register 95; am 7/12/86, Register 99; am 12/14/86, Register 100; am 6/25/89, Register 110; am 4/30/91, Register 118; am 4/15/94, Register 130; am

6/15/95, Register 134; am 9/28/97, Register 143; am 5/8/98, Register 146; am 5/26/2006, Register 178)

5 AAC 31.128. Operation of other gear in Registration Area A. (a) Notwithstanding 5 AAC 31.053(d), 5 AAC 34.053(2), and 5 AAC 35.053(2), a person or vessel may operate commercial king crab or Tanner crab pots during an open pot shrimp season in Registration Area A if a commercial king crab or Tanner crab season is open in Registration Area A at the same time as the commercial pot shrimp season.

(b) In an area open to fishing for shrimp, a vessel operator may not operate more than the number of pots specified in 5 AAC 31.124(e), including both commercial shrimp pots and any type of subsistence pots.

(c) A vessel owner, or the owner's agent, may not register a vessel for the commercial shrimp pot fishery and the commercial beam trawl shrimp fishery at the same time. A vessel owner, or the owner's agent, may cancel a vessel's registration for a shrimp fishery and register for a different shrimp fishery by contacting a local representative of the department, in person, and providing all requested information.

(d) A vessel owner, or the owner's agent, may not register a vessel for the commercial beam trawl shrimp fishery and the commercial Dungeness crab fishery at the same time. A vessel owner, or the owner's agent, may cancel a vessel's registration for the commercial beam trawl shrimp fishery and register a vessel for the commercial Dungeness crab fishery by contacting a local representative of the department, in person, and providing all requested information. (Eff. 9/28/97, Register 143; am 7/18/2003, Register 167; am 5/26/2006, Register 178; am 5/11/2012, Register 202)

5 AAC 31.136. Closed waters in Registration Area A. Shrimp may not be taken

(1) with trawls in the waters of Lituya Bay enclosed by a line from the easternmost tip of Harbour Point to the southernmost tip of LaChaussee Spit;

(2) with trawls in the waters of Tenakee Inlet enclosed by a line from the northernmost tip of South Passage Point to the easternmost tip of East Point;

(3) in the waters of District 13-B that are in the Sitka Sound Special Use Area, which is the area of Sitka Sound enclosed on the north by lines from Kruzof Island at 57° 20.50' N. lat., 135° 45.17' W. long. to Chichagof Island at 57° 22.05' N. lat., 135° 43' W. long., and from Chichagof Island at 57° 22.58' N. lat., 135° 41.30' W. long. to Baranof Island at 57° 22.28' N. lat., 135° 40.95' W. long., and on the south and west by a line running from the southernmost tip of Sitka Point at 56° 59.38' N. lat., 135° 49.57' W. long. to Hanus Point at 56° 51.92' N. lat., 135° 30.50' W. long., to the green day marker in Dorothy Narrows to Baranof Island at 56° 49.28' N. lat., 135° 22.60' W. long.;

(4) in the waters of Twelve-mile Arm west of a line from Prince of Wales Island at 55° 29.07' N. lat., 132° 37.60' W. long., to the northeasternmost tip of Loy Island at 55° 29.07'

N. lat., 132° 36.70' W. long., to the easternmost tip of Cat Island at 55° 27.80' N. lat., 132° 39.08' W. long., to Prince of Wales Island at 55° 27.80' N. lat., 132° 40.93' W. long., including waters nearest Hollis Anchorage;

(5) in the waters east of a line from Indian Point at 55° 36.85' N. lat., 131° 42.02' W. long., to the northeasternmost tip of Betton Island at 55° 31.95' N. lat., 131° 46.37' W. long. to the southeasternmost tip of Betton Island at 55° 29.90' N. lat., 131° 48.18' W. long., to Survey Point at 55° 28.07' N. lat., 131° 49.87' W. long. (Eff. 9/28/97, Register 143; am 5/8/98, Register 146; am 6/3/2000, Register 154; am 6/11/2000, Register 154; am 3/11/2001, Register 157)

5 AAC 31.143. Reporting requirements for commercial shrimp vessels in

Registration Area A. (a) Unless otherwise specified by the department, the owner or operator of a commercial shrimp vessel operating pot gear in Registration Area A shall report by telephone or in person to a local representative of the department within two business days of deploying shrimp gear and two business days after ceasing shrimp fishing in any district or portion of a district with a guideline harvest level established by the department, including the following information:

(1) the pounds in whole weight by species of shrimp on board the vessel taken during the fishing period in any district or portion of a district;

(2) other information requested by the department for the purpose of conserving or developing shrimp resources.

(b) In addition to the reporting requirements specified in (a) of this section, the weekly reporting requirements in Registration Area A for vessels commercial shrimp fishing with pots or beam trawls are as follows:

(1) unless other arrangements have been made with a local representative of the department, each week an owner or operator of a shrimp pot catcher-processor vessel, or the owner or operator of a shrimp pot catcher-seller vessel, operating gear in the waters of Registration Area A shall contact, by telephone or in person, the ADF&G area office in the area where shrimp fishing occurs, before 12:00 noon Wednesday during normal business hours of 8:00 a.m. through 5:00 p.m.; the following information must be provided at the time of contact:

(A) the permit holder's name;

(B) the name and ADF&G license plate number of the shrimp pot catcher-processor vessel;

(C) the following information regarding ADF&G fish tickets:

(i) ADF&G fish ticket number of each fish ticket used since the last contact;

(ii) date of landing on each fish ticket;

(iii) district and statistical area on each fish ticket;

(iv) the number of pot lifts on each fish ticket;

(v) days that pots soaked on each fish ticket;

(vi) weight of spot and coon shrimp per fish ticket specifying whether whole or tail weight;

(D) date of last delivery;

(E) any other information the commissioner determines is necessary for the conservation and management of the fishery;

(2) each week an owner or operator of a shrimp beam trawl catcher-processor vessel operating gear in the waters of Registration Area A shall contact, by telephone or in person, the ADF&G area office in Petersburg before 12:00 noon Wednesday during normal business hours of 8:00 a.m. through 5:00 p.m.; the following information must be provided at the time of contact:

(A) the permit holder's name;

(B) the name and the license plate ADF&G license plate number of the shrimp beam trawl catcher-processor vessel;

(C) the following information regarding ADF&G fish tickets:

(i) ADF&G fish ticket number of each fish ticket used since last contact;

(ii) date of landing on each fish ticket;

(iii) district and statistical area on each fish ticket;

(iv) total trawling bottom time, for each district and subdistrict for the preceding week;

(v) total pounds of whole shrimp taken by species;

(D) date of last delivery;

(E) any other information the commissioner determines is necessary for the conservation and management of the fishery.

(c) The fish ticket requirements for commercial shrimp pot and beam trawl vessels in Registration Area A are as follows:

(1) an owner or operator of a shrimp pot catcher-processor vessel shall complete a separate fish ticket for each day fished for each district or portion of a district with a guideline harvest level established by the department, and in which shrimp are harvested and processed on board the vessel; fish tickets must be submitted to the department within seven days of closure of a district or portion of a district with a guideline harvest level; a shrimp pot catcher-processor who has stopped fishing in a district or portion of a district with a guideline harvest level shall contact, by telephone or in person, the local ADF&G area office and report the information specified in this paragraph before fishing in a new district or portion of a district with a guideline harvest level established by the department;

(2) an owner or operator of a shrimp beam trawl catcher-processor vessel shall complete a separate fish ticket for each day fished for each district or portion of a district with a guideline harvest level established by the department, and in which shrimp are harvested and processed on board the vessel; fish tickets must be submitted to the department within seven days of closure of a district or portion of a district with a guideline harvest level; a shrimp beam trawl catcher-processor who has stopped fishing in a district or portion of a district with a guideline harvest level shall contact, by telephone or in person, the local ADF&G area office in Petersburg and report the information specified in this paragraph before fishing in a new district or portion of a district with a guideline harvest level established by the department.

(d) The owner or operator of a catcher-seller vessel registered to take shrimp in Registration Area A shall complete an ADF&G shrimp fish ticket indicating the weight of the shrimp on board by species before any shrimp are removed from the vessel.

(e) For the purposes of this section,

(1) "business day" means a day other than Saturday, Sunday, or a state holiday;

(2) "catcher-processor" means a commercial fisherman who catches and either sells or attempts to sell processed shrimp, and does not purchase or process shrimp caught on another vessel;

(3) "catcher-seller" means a commercial fisherman who catches and either sells or attempts to sell unprocessed shrimp to a person not licensed to process shrimp. (Eff. 9/28/97, Register 143; am 5/8/98, Register 146; am 6/3/2000, Register 154; am 7/18/2003, Register 167; am 5/26/2006, Register 178; am 7/29/2009, Register 191)

5 AAC 31.145. Southeastern Alaska Area Pot Shrimp Fishery Management Plan. (a) The purpose of the management plan under this section is to provide the department with direction for the management of the spot shrimp (*Pandalus platyceros*) and coonstripe shrimp (*Pandalus hypsinotus*) stocks in Registration Area A (Southeastern Alaska). The department shall manage the spot and coonstripe shrimp stocks for sustained yield according to the principles specified in the management plan under this section.

(b) The department shall manage

(1) all the districts or portions of districts, in Registration Area A based on the harvest of spot shrimp, except that

(A) District 11 shall be managed based on the harvest of spot and coonstripe shrimp; and

(B) Districts 15 and 16 shall be managed based on the harvest of coonstripe shrimp;

(2) the spot and coonstripe shrimp fisheries to

(A) maintain a number of age classes of shrimp to ensure the long-term viability of those stocks and reduce the dependence on annual recruitment;

(B) reduce fishing periods for shrimp stocks during the biologically sensitive periods of the shrimp's life cycle, such as egg hatch, growth, and recruitment, and when shrimp stocks are considered to be poor quality for the market place;

(C) reduce mortality of small shrimp of any species;

(D) maintain an adequate broodstock for the rebuilding of the shrimp stocks, if rebuilding becomes necessary.

(c) Repealed 5/11/2012.

(d) The commissioner may, by emergency order, open a shrimp fishing season from May 15 through July 31 (summer season) in a district where the guideline harvest range was not reached during the season specified in 5 AAC 31.110 (winter season).

(e) The guideline harvest ranges for spot shrimp are specified in 5 AAC 31.115(1) - (10), and (12) - (14), and are based primarily on the average catch of pot shrimp from the 1990 - 1991 season through the 1994 - 1995 season.

(f) Repealed 7/18/2003.

(g) There are no specific guideline harvest ranges for coonstripe shrimp, but the allowable harvest of coonstripe shrimp will be based on the average catch of coonstripe shrimp in each district during the 1995 - 1996 season through the 1999 - 2000 season. The provisions of this subsection do not apply in Districts 15 and 16. (Eff. 10/12/2000, Register 156; am 7/18/2003, Register 167; am 5/11/2012, Register 202)

Yakutat Area

5 AAC 31.161. Shrimp trawl fishing seasons and logbook requirements for Registration Area D. In Registration Area D, a person may take shrimp with a trawl in Icy Bay only from June 21 through February 14. A person taking shrimp with a trawl under this section

may take shrimp only after contacting the department and obtaining from the department a logbook. The person taking the shrimp shall complete the logbook and attach the completed logbook to the corresponding shrimp fish tickets. (Eff. 5/8/98, Register 146)

5 AAC 31.166. Shrimp trawl guideline harvest range for Registration Area D. The guideline harvest range for the taking of shrimp with trawls in Icy Bay is from 50,000 to 350,000 pounds for the entire fishing season. (Eff. 5/8/98, Register 146)

5 AAC 31.170. Lawful gear for Registration Area D. In Registration Area D, shrimp may be taken only by pots, beam trawls, and otter trawls as follows:

(1) the maximum number of pots in the aggregate that may be operated from a registered shrimp fishing vessel operating in the waters of Yakutat Bay east of a line from the westernmost tip of Ocean Cape to the westernmost tip of Point Manby is 30 pots; a person or vessel registered to fish shrimp may not fish both shrimp pots and any other type of commercial, sport, or personal use pots at the same time;

(2) all shrimp pots left unattended in saltwater longer than a two-week period must have all bait and bait containers removed and all doors secured fully open;

(3) each shrimp pot operated in the waters of Yakutat Bay east of a line from the southernmost tip of Ocean Cape to the westernmost tip of Point Manby must be entirely covered with net webbing or rigid mesh; at least two opposing sides of the pot must have a webbed panel of a minimum stretch mesh of one and one-half inches; the net webbing must be hung to allow the passage of a wooden dowel that is three-quarter inch in diameter and 12 inches; upon insertion in the web or rigid mesh, the dowel must drop completely through by its own weight, without force, except that

(A) the mesh on the top and bottom of a pot utilizing a drawstring closure is not required to allow the passage of a wooden dowel that is three-quarter inch in diameter;

(B) the webbing used in the pot tunnel is not required to allow the passage of a wooden dowel that is three-quarter inch in diameter; and

(C) in addition to the requirement of (3) of this section, pots that do not have a definable side, including round pots, must have net webbing or rigid mesh panels covering a minimum of 50 percent of the vertical or near-vertical surfaces of the pots;

(4) during periods announced by emergency order, all shrimp trawl webbing in the cod end must be at least one and seven-eighths inch stretched measure, hung so the bars of the webbing are horizontal and perpendicular to the mouth of the trawl; during such periods the incidental cumulative catch of species of pandalid shrimp, other than sidestripe shrimp, may not exceed 10 percent, by weight, of all shrimp aboard the vessel. (Eff. 12/14/86, Register 100; am 4/30/91, Register 118; 4/15/95, Register 130; am 9/28/97, Register 143; am 5/8/98, Register 146)

COMMERCIAL DUNGENESS CRAB FISHERIES

Southeastern Alaska Area

5 AAC 32.110. Fishing seasons for Registration Area A. In Registration Area A, male Dungeness crab may be taken or possessed only as follows:

(1) in District 2 and Section 13-B, except the waters of the Sitka Sound Special Use Area described in 5 AAC 32.150(1), and beginning February 29, 2012, in District 1, from 12:00 noon October 1 through 11:59 p.m. February 28;

(2) in the waters of Section 13-B that are in the Sitka Sound Special Use Area described in 5 AAC 32.150(10), and in the waters of Whale Passage north and west of a line extending from 56° 05.65' N. lat., 133° 07.30' W. long. to 56° 05.85' N. lat., 133° 06.40' W. long., from 12:00 noon October 1 through 11:59 p.m. November 30;

(3) in all other waters of Registration Area A, from 12:00 noon June 15 through 11:59 p.m. August 15 and from 12:00 noon October 1 through 11:59 p.m. November 30. (In effect before 1982; am 7/25/82, Register 82; am 6/30/83, Register 86; am 6/30/84, Register 90; am 7/14/85, Register 95; am 7/12/86, Register 99; am 12/14/86, Register 100; am 6/25/89, Register 110; am 6/3/2000, Register 154; am 6/11/2000, Register 154; am 8/12/2000, Register 155; am 7/18/2003, Register 167; am 8/8/2003, Register 167; am 6/14/2009, Register 190; am 7/29/2009, Register 191; am 6/10/2010, Register 194)

5 AAC 32.146. Southeastern Alaska Area Dungeness Crab Fisheries Management Plan. In the absence of adequate stock assessment, the department shall manage the Dungeness crab fishery in Registration Area A (Southeastern Alaska) using a precautionary approach. When stocks are assessed to be low, the department shall, subject to the commissioner's authority under 5 AAC 32.035, reduce the harvest of legal Dungeness crab and reduce the handling of nonlegal, light, and soft-shell Dungeness crab by complying with the following:

(1) no later than 14 days after the start of the summer Dungeness crab fishing season specified in 5 AAC 32.110, the department shall establish a projection of harvest thresholds for the season;

(2) if the department projects that the entire season's catch of legal Dungeness crab will be

(A) 1.5 million pounds or less, the department will close the summer Dungeness crab fishing season no sooner than 21 days after the season opened, and the fall Dungeness crab fishing season specified in 5 AAC 32.110 will not open;

(B) more than 1.5 million pounds, but less than 2.25 million pounds, the department will close the summer Dungeness crab fishing season no sooner than 28 days after the season opened, and the fall Dungeness crab fishing season will be open for 30 days;

(C) more than 2.25 million pounds, the summer and fall Dungeness crab fishing seasons will occur as specified in 5 AAC 32.110;

(3) if the department determines that harvest projections fail to meet the threshold for a season as described in (2)(C) of this section due to soft-shelled crabs early in the summer Dungeness crab fishing season, the department may open the fall Dungeness crab fishing season as specified in 5 AAC 32.110. (Eff. 10/12/2000, Register 156; am 7/29/2009, Register 191)

5 AAC 32.150. Closed waters in Registration Area A. In Area A, the following waters are closed to the taking of Dungeness crab:

(1) waters of Section 11-A that are

(A) north of a line from Marmion Island Light to the easternmost tip of Point Salisbury and east of a line extending from the northernmost tip of Outer Point to the southernmost tip of Portland Island to the northernmost tip of Portland Island to the southernmost tip of Point Louisa; and

(B) off the mainland shore enclosed by a line from the northernmost tip of the peninsula at the Shrine of Saint Therese to Gull Island, extending to the Sentinel Island Light, and east to the mainland at the latitude of the Sentinel Island Light;

(2) waters of Tenakee Inlet west of Corner Bay Point at 135° 06.50' W. long. and east of the Crab Bay log transfer facility at 135° 18.18' W. long.;

(3) waters of Port Althorp enclosed by a line from Point Lucan to 58° 09.71' N. lat., 136° 19.67' W. long.;

(4) waters of Merrifield Bay and Port Protection enclosed by a line extending west from Protection Head (56° 18.83' N. lat., 133° 39.77' W. long.) to 133° 40' W. long., then north to 56° 22' N. lat., then east to 133° 34' W. long., then south to a point on Prince of Wales Island at 56° 21.05' N. lat., 133° 34' W. long.;

(5) waters of Thorne Bay west of the longitude of the easternmost tip of Thorne Head;

(6) waters of Icy Passage enclosed by a line starting from the northernmost end of the Gustavus Dock to the southernmost end of the Gustavus Dock to the navigational buoy off the mouth of the Salmon River to an (ADF&G) marker on the shoreline directly north of the buoy and then along the shoreline to the starting point;

(7) waters of Blank Inlet north and west of a line from Blank Point to Blank Island light to the easternmost point tip of Gravina Point;

(8) waters of Bostwick Inlet north and west of a line from Bostwick Point to an unnamed point at 55° 12.83' N. lat., 131° 43.92' W. long.;

(9) waters of Mud (Flat) Bay west of the longitude of a point at 59° 09.03' N. lat., 135° 19.97' W. long.;

(10) from December 1 through September 30, the waters of District 13-B that are in the Sitka Sound Special Use Area, which is that area of Sitka Sound enclosed on the north by lines from Kruzof Island at 57° 20.50' N. lat., 135° 45.17' W. long. to Chichagof Island at 57° 22.05' N. lat., 135° 43' W. long., and from Chichagof Island at 57° 22.58' N. lat., 135° 41.30' W. long. to Baranof Island at 57° 22.28' N. lat., 135° 40.95' W. long., and on the south and west by a line running from the southernmost tip of Sitka Point at 56° 59.38' N. lat., 135° 49.57' W. long. to Hanus Point at 56° 51.92' N. lat., 135° 30.50' W. long. to the green day marker in Dorothy Narrows to Baranof Island at 56° 49.28' N. lat., 135° 22.60' W. long.;

(11) waters of Twelve-mile Arm west of a line from Prince of Wales Island at 55° 29.07' N. lat., 132° 37.60' W. long., to the northeasternmost tip of Loy Island at 55° 29.07' N. lat., 132° 36.70' W. long., to the easternmost tip of Cat Island at 55° 27.80' N. lat., 132° 39.08' W. long., to Prince of Wales Island at 55° 27.80' N. lat., 132° 40.93' W. long., including waters nearest Hollis Anchorage;

(12) waters east of a line from Indian Point at 55° 36.85' N. lat., 131° 42.02' W. long., to the northeasternmost tip of Betton Island at 55° 31.95' N. lat., 131° 46.37' W. long. to the southeasternmost tip of Betton Island at 55° 29.90' N. lat., 131° 48.18' W. long., to Survey Point at 55° 28.07' N. lat., 131° 49.87' W. long.;

(13) waters east of a line from Point Lena at 58° 23.73' N. lat., 134° 46.67' W. long., north to 58° 25.05' N. lat., 134° 46.25' W. long., north to 58° 25.65' N. lat., 134° 46' W. long. (a point in upper Tee Harbor);

(14) waters east of a line in Bridget Cove from 58° 37.05' N. lat., 134° 56.60' W. long., north to 58° 38.20' N. lat., 134° 57.10' W. long.;

(15) repealed 7/29/2009;

(16) repealed 7/29/2009. (In effect before 1984; am 6/30/84, Register 90; am 7/14/85, Register 95; am 7/12/86, Register 99; am 12/14/86, Register 100; am 4/15/94, Register 130; am 6/3/2000, Register 154; am 6/11/2000, Register 154; am 8/12/2000, Register 155; am 10/12/2000, Register 156; am 3/11/2001, Register 157; am 7/18/2003, Register 167; am 8/8/2003, Register 167; am 8/23/2003, Register 167; am 9/21/2003, Register 167; am 5/26/2006, Register 178; am 7/29/2009, Register 191)

COMMERCIAL KING CRAB FISHERIES

Southeastern Alaska Area

5 AAC 34.107. Description of golden king crab fishing areas within Registration Area A. (a) Northern Area: all waters of Section 11-A, Section 13-C, and Section 13-A in Peril

Strait east of Point Kakul at 57° 21.83' N. lat., 135° 41.42' W. long., and all waters of Districts 12 and 15.

(b) Icy Straits Area: all waters of District 14.

(c) North Stephens Passage Area: all waters of Sections 11-B and 11-C.

(d) East Central Area: all waters of Section 11-D, District 10, and District 9 east of a line from Kingsmill Point at 56° 50.00' N. lat., 134° 25.17' W. long. to Point Gardner at 57° 01.00' N. lat., 134° 37.00' W. long., all waters of District 8 north of the latitude of Blaquiere Point at 56° 35.00' N. lat., all waters of Section 6-A, and all waters of District 5 north of the latitude of Point Baker at 56° 21.53' N. lat.

(e) Mid-Chatham Strait Area: all waters of District 9 north of the latitude of Point Ellis at 56° 33.67' N. lat. and west of a line from Kingsmill Point to Point Gardner.

(f) Lower Chatham Strait Area: all waters of District 9 south of the latitude of Point Ellis at 56° 33.67' N. lat., and that portion of District 13-B south of the latitude of Redfish Cape at 56° 18.67' N. lat.

(g) Southern Area: all waters of District 1 and District 2, all waters of District 6 south of a line from Point Colpoys at 56° 20.18' N. lat., 133° 11.90' W. long., to Macnamara Point at 56° 20.18' N. lat., 133° 03.54' W. long., and all waters of District 7 south of the latitude of Point Eaton at 55° 56.80' N. lat. (Eff. 7/23/88, Register 107; am 9/19/90, Register 115; am 6/24/93 Register 126; am 3/11/2001, Register 157; am 8/14/2005, Register 175)

5 AAC 34.115. Guideline harvest ranges for Registration Area A. (a) Repealed 6/24/93.

(b) In Registration Area A, the guideline harvest ranges for the taking of golden king crab in the following areas are:

(1) Northern Area: 0 to 175,000 pounds;

(2) Icy Strait Area: 0 to 75,000 pounds;

(3) North Stephens Passage Area: 0 to 25,000 pounds;

(4) East Central Area: 0 to 300,000 pounds;

(5) Mid-Chatham Strait Area: 0 to 150,000 pounds;

(6) Lower Chatham Strait Area: 0 to 50,000 pounds;

(7) Southern Area: 0 to 25,000 pounds. (In effect before 1981; am 6/28/81, Register 78; am 6/30/83, Register 86; am 7/14/85, Register 95; am 12/14/86, Register 100; am

7/23/88, Register 107; am 6/24/93, Register 126; am 11/6/96, Register 140; am 8/8/99, Register 151; am 8/14/2005, Register 175; am 7/29/2009, Register 191)

5 AAC 34.120. Size limits for Registration Area A. In Registration Area A, only male king crab seven inches or greater in width of shell may be taken or possessed, except that

(1) male king crab less than seven inches in width of shell may be transported through or into the registration area for the purpose of delivery to a processor; king crab may not be taken in the registration area until after delivery of king crab taken in areas with minimum sizes of less than seven inches;

(2) repealed 12/26/97;

(3) male blue king crab six and one-half inches or greater in width of shell may be taken or possessed;

(4) male golden king crab six and one-half inches or greater in width of shell may be taken or possessed in the Lower Chatham Strait and Southern Areas only during periods established by emergency order. (In effect before 1981; am 6/28/81, Register 78; am 12/14/86, Register 100; am 6/24/93, Register 126; am 11/6/96, Register 140; am 12/26/97, Register 144; am 8/14/2005, Register 175; am 5/11/2012, Register 202)

5 AAC 34.128. Operation of other gear in Registration Area A. (a) A person or vessel that operates commercial, subsistence, personal use, or sport pots or ring nets, other than commercial shrimp pots or Dungeness crab pots, during the 30 days immediately before the scheduled opening date of the commercial king crab season in Registration Area A may not participate in that king crab fishery.

(b) Notwithstanding 5 AAC 31.053(d), 5 AAC 32.053(d), and 5 AAC 34.053(2), a person or vessel may operate commercial shrimp pots or Dungeness crab pots during an open king crab season in Registration Area A if the commercial shrimp or Dungeness crab season is open in Registration Area A at the same time as the commercial king crab season. (Eff. 11/6/96, Register 140; am 5/8/98, Register 146; am 8/8/99, Register 151)

5 AAC 34.130. Logbooks. (a) In Registration Area A, during a king crab season, an operator of a vessel registered to fish in the commercial king crab fishery shall complete logbooks provided by the department.

(b) Logbooks described in (a) of this section shall be

(1) updated daily;

(2) sealed in envelopes provided by the department to maintain confidentiality;

and

(3) submitted to the primary processor or buyer for attachment to the fish ticket; the processor or buyer shall forward fish tickets with the attached, sealed envelopes containing logbooks to the department in accordance with 5 AAC 39.130.

(c) A catcher-seller described in 5 AAC 39.130 shall attach logbooks described in this section to the department copy of fish tickets.

(d) A person may not make a false entry in the logbook required in (a) of this section. (Eff. 3/15/96, Register 137; am 8/8/99, Register 151)

5 AAC 34.143. Reporting requirements for king crab in Registration Area A. In addition to the reporting requirements in 5 AAC 39.130 and 5 AAC 34.075, the commissioner may require an owner or operator of a vessel validly registered to fish in the commercial king crab fishery in Registration Area A to report to a local representative of the department the following catch information:

(1) the number of legal king crab on board the vessel and the number of pot lifts conducted during the fishing period in any fishing area, district, or portion of a district; and

(2) any other information that the commissioner determines is necessary for the conservation and management of the resource; the board directs the commissioner to consult with the fishing industry in developing reporting requirements under this paragraph. (Eff. 8/24/2002, Register 163)

Yakutat Area

5 AAC 34.170. Fishing seasons for Registration Area D. (a) Male red king crab may be taken only from 12:00 noon October 24 through December 31.

(b) Male golden king crab may be taken only during periods established by emergency order.

(c) Male blue king crab may be taken only from 12:00 noon October 24 through December 31. (Eff. 12/14/86, Register 100; am 7/23/88, Register 107; am 8/8/99, Register 151; am 8/14/2005, Register 175)

5 AAC 34.180. Size limits for Registration Area D. The size limits for king crab in Registration Area D are the same as those described for king crab in Registration Area A in 5 AAC 34.120. (Eff. 12/14/86, Register 100; am 11/6/96, Register 140)

5 AAC 34.185. Lawful gear for Registration Area D. (a) King crab may be taken only with king crab pots. King crab taken by other means must be returned to the water without further harm.

(b) During an open commercial king crab season in those waters north and east of a line from Point Manby to Ocean Cape,

(1) no more than 100 king crab pots may be operated from a vessel registered to fish for king crab;

(2) when the commercial king crab and Tanner crab seasons are open in Registration Area D at the same time, an aggregate of no more than 100 king and Tanner crab pots may be operated from a vessel registered to fish for king crab.

(c) King crab may not be taken with pots that have tunnel eye openings located on the vertical plane of the pot.

(d) In Registration Area D, a registered king crab vessel may not have, at any time in the aggregate, more than the legal limit of gear on board the vessel, in the water in fishing condition, and in the water of nonfishing condition.

(e) A vessel engaged in taking or transporting king crab may not have on board an otter trawl with a ground line or headline longer than 60 feet.

(f) Beginning November 1, 2006, king crab pots must have either at least the bottom one-third of one vertical surface of a square pot, or sloping sidewall surface of a conical or pyramid pot, composed of not less than nine-inch stretch mesh webbing or have at least four circular escape rings of six and one-quarter inches minimum inside diameter. The lowest edge of each escape ring must be within eight inches of the top of the bottom web bar on the pot. One ring must be installed in each quadrant of the pot. Escape rings or stretch mesh webbing must be so located on the vertical or sloping sidewall surface to permit the escapement of undersize crab. (Eff. 12/14/86, Register 100; am 7/23/88, Register 107; am 6/24/93, Register 126; am 11/6/96, Register 140; am 8/14/2005, Register 175)

COMMERCIAL TANNER CRAB FISHERIES

Southeastern Alaska Area

5 AAC 35.128. Operation of other gear in Registration Area A. (a) A person or vessel that operates commercial, subsistence, sport, or personal use pots or ring nets, other than commercial shrimp pots or Dungeness crab pots, during the 30 days immediately before the scheduled opening date of the commercial Tanner crab season in Registration Area A may not participate in that Tanner crab fishery.

(b) Notwithstanding 5 AAC 31.053(d), 5 AAC 32.053(d), and 5 AAC 35.053(2), a person or vessel may operate commercial shrimp pots or Dungeness crab pots during an open Tanner crab season in Registration Area A if the commercial shrimp or Dungeness crab season is open in Registration Area A at the same time as the commercial Tanner crab season. (Eff. 9/29/96, Register 139; am 5/8/98, Register 146; am 8/8/99, Register 151)

Yakutat Area

5 AAC 35.180. Lawful gear for Registration Area D. (a) Tanner crab may be taken only with Tanner crab pots and ring nets. Tanner crab taken by other means must be returned to the water without further harm.

(b) The following Tanner crab gear limits are in effect in Registration Area D:

(1) an aggregate of no more than 100 Tanner crab pots and ring nets may be operated from a vessel registered to fish for Tanner crab;

(2) when both the commercial king and Tanner crab seasons are open in Registration Area D at the same time, an aggregate of no more than 100 king or Tanner crab pots and ring nets may be operated from a vessel registered to fish for both king and Tanner crab;

(3) Tanner crab may not be taken with pots that have tunnel eye openings located on the vertical plane of the pot;

(4) Tanner crab ring nets may not be longlined.

(c) In Registration Area D, a Tanner crab ring net is a bag-shaped net suspended between no more than two frames. The bottom frame may not be larger in perimeter than the top frame and the maximum diameter of the ring net may not exceed six feet for a round ring net. For a ring net with a frame that is not round, the area encompassed by the larger frame may not exceed 29 square feet. The ring net web must be nonrigid and collapsible, and must lay flat so that when fishing it does not prohibit free movement of fish or shellfish across the net.

(d) In Registration Area D, a pot used to take Tanner crab must be rigged to permit escapement of undersize Tanner crab as follows:

(1) at least one third of one vertical surface of a square pot, or sloping surface of a conical or pyramid pot, must be composed of not less than seven-inch stretched mesh webbing, placed on the bottom one-third of the vertical or sloping sidewall surface of the pot; or

(2) no less than four circular escape rings of four and three-quarters inch minimum inside diameter must be installed on the vertical plane of a square pot, or the sloping sidewall surface of a conical or pyramid pot; the lowest edge of each escape ring must be within eight inches of the top of the bottom web bar on the pot; one ring must be installed in each quadrant of the pot. (Eff. 12/14/86, Register 100; am 3/15/96, Register 137; am 9/29/96, Register 139; am 8/14/2005, Register 175; am 9/27/2009, Register 191)

COMMERCIAL SEA CUCUMBER AND GEODUCK FISHERIES MANAGEMENT PLANS

5 AAC 38.140. Southeastern Alaska Sea Cucumber Management Plan. (a) A permit described under 5 AAC 38.062 is not required for the taking of sea cucumbers in Registration Area A.

(b) Sea cucumbers may be taken from October 1 through March 31. Fishing periods will be as follows:

(1) the fishing periods in October will occur during periods set by the commissioner by emergency order; the fishing periods will be on Mondays from 8:00 a.m. to 3:00 p.m. and on Tuesdays from 8:00 a.m. to 12:00 noon;

(2) the fishing periods from November through March will occur during daylight hours on Monday and one-half of the daylight hours on Tuesday each week during periods set by the commissioner by emergency order, except that during the week of Thanksgiving fishing periods will occur during daylight hours on Sunday and one-half of the daylight hours on Monday; these fishing periods may be extended by emergency order to obtain the guideline harvest level.

(c) Sea cucumbers may be taken in areas within Registration Area A as specified by an emergency order issued by the commissioner before each fishing season. An area may not be opened unless the department has conducted a biomass assessment in that area within the preceding two years. An area shall be closed by emergency order if the guideline harvest level is reached before the closing date of the season. An area opened by emergency order under this subsection may not be opened again until at least two subsequent fishing seasons have passed.

(d) Except as specified in (l) of this section, a CFEC permit holder may not land or possess more than 2,000 pounds of eviscerated sea cucumbers during any fishing period established by the department. Harvest limits may be repealed by emergency order if guideline harvest levels have not been reached.

(e) During an open sea cucumber fishing period, only a licensed CFEC sea cucumber permit holder may operate dive gear from a vessel that is licensed and registered to fish for sea cucumbers and no more than two licensed CFEC sea cucumber permit holders may conduct fishing operations from, or land commercially harvested sea cucumbers from, a vessel that is licensed and registered to commercially fish for sea cucumbers. From 24 hours before, during, and for 24 hours after a fishing period, or when commercially harvested sea cucumbers are on board the vessel, no more than three licensed CFEC sea cucumber permit holders may be transported, housed, quartered, or domiciled on board a vessel that is licensed and registered to commercially fish for sea cucumbers.

(f) In order to provide a refuge for sea cucumbers below 18 meters depth, saturation diving or the use of mixed gases is prohibited, except that the use of enhanced air nitrox having concentrations of oxygen that do not exceed 40 percent and having a remainder of nitrogen is

permitted. Sea cucumbers may only be harvested by picking them by hand and placing them in bags. All other means of harvesting sea cucumbers are prohibited.

(g) Sea cucumbers may be harvested by divers using the following:

- (1) scuba gear;
- (2) a tethered, umbilical, surface-supplied system; or
- (3) a snorkel.

(h) The department shall establish a guideline harvest level for each area open to the harvest of sea cucumbers. The guideline harvest level shall be based on population estimates from the department's biomass assessment, and shall be calculated as a product: Guideline Harvest Level = 3 x CF x GF x M x P, where:

CF = 0.4 scaling factor relating maximum sustainable fishing mortality to unexploited population size;

GF = 0.5 correction factor to allow for errors in assumptions upon which the surplus production model is based;

M = 0.32 estimated instantaneous mortality rate for sea cucumbers;

P = virgin population size, taken as the lower bound of the one-sided 90 percent confidence interval.

The guideline harvest level includes a factor of three to account for a two-year closure under (c) of this section.

(i) Repealed 9/28/97.

(j) Repealed 7/18/2003.

(k) The following waters are closed to commercial sea cucumber fishing:

(1) District 1:

(A) subdistrict 101-27, in waters of Nichols Passage north of a line from the southernmost tip of Dall Head, located on the southernmost tip of Gravina Island, to the easternmost tip of Cedar Point, located on the western shore of Annette Island, and south of a line from the southernmost tip of Gravina Point, located on the southeast shore of Gravina Island, to the northernmost tip of Walden Point, located on the northwesternmost tip of Annette Island;

(B) repealed 7/29/2009;

(2) District 2: those waters less than 20 fathoms deep along the north shore of Kasaan Bay from Grindall Point to the southern point of Harris Bay in Twelve-Mile Arm;

(3) District 3:

(A) the waters of Section 3-A that are north and east of a line from Halibut Nose to a point on Sukkwan Island at 55° 09.27' N. lat., 132° 53.77' W. long., north of a line from the southernmost tip of Sukkwan Island to a point on Prince of Wales Island at 54° 59.53' N. lat., 132° 36.73' W. long., and west of a line from a point on Prince of Wales Island at 55° 08.95' N. lat., 132° 38.47' W. long., located in Hetta Inlet approximately 1.1 nautical miles northeast of Eek Pt., to a point at 55° 03.25' N. lat., 132° 38.80' W. long., located approximately 0.6 nautical miles west of Lime Point, to a point on Prince of Wales Island at 54° 59.53' N. lat., 132° 36.73' W. long.;

(B) the waters of Section 3-B that are

(i) east of a line from a point on Prince of Wales Island located at 55° 34.56' N. lat., 133° 13.65' W. long. to Fern Reef buoy, to Point Eugenia and north of a line from the northernmost tip of Point Miliflores to Point Miraballes and including those waters of Port St. Nicholas; and

(ii) the waters of Port Caldera, Prince of Wales shoreline, and contiguous waters east of 133° 13.63' W. long. and west of 133° 07.00' W. long.;

(4) District 5: the waters of Shipley Bay east of a line from 56° 05' N. lat., 133° 39.50' W. long., to 56° 07.17' N. lat., 133° 38.58' W. long., and the waters of Seclusion Harbor, Three Mile Arm, and Rocky Pass north of 56° 32' N. lat. (north end of Monte Carlo Island) and south of the latitude of the Summit at 56° 40.57' N. lat.;

(5) District 6: the waters of Section 6-B of Whale Pass and Coffman Cove, including all waters along the shore of Prince of Wales Island, and the shores of the adjacent islands west of a line from Luck Point to a point at 56° 10.30' N. lat., 133° 02.25' W. long.;

(6) District 9: the waters of Rowan Bay and Bay of Pillars east of a line from Point Ellis to Point Sullivan;

(7) District 10: all waters west of a line extending from the Admiralty Island shoreline at 57° 26' N. lat., 133° 54.20' W. long. to Point Gambier to the northernmost tip of Gambier Island at 57° 27.75' N. lat., 133° 51.48' W. long.;

(8) District 11: the waters of Section 11-C along the western shore of Stephens Passage south of the latitude of Midway Island;

(9) repealed 5/26/2006;

(10) District 13:

(A) the waters of Section 13-A along the Chichagof Island shore south of 57° 47' N. lat., and north of 57° 37.17' N. lat., excluding Klag Bay, Lake Anna, and Sister Lake;

(B) the waters of Section 13-B in Whale Bay east of a line from North Cape to Point Launder and a portion of Sitka Sound in Subdistrict 113-40 and 113-41 east of a line from the northern entrance to Deep Inlet at 56° 59.62' N. lat., 135° 18.67' W. long., to the westernmost tip of Long Island to Bieli Rock to Dog Point;

(11) District 14: the waters of Section 14-B in Port Frederick west and south of a line from Crist Point to Point Sophia;

(12) District 15: the waters of Section 15-C along the western shore of Lynn Canal south of the latitude of Point Sherman;

(13) District 16: the waters of Torch Bay north of the latitude of the southernmost point of Venisa Point.

(l) A CFEC permit holder who is an agent for a licensed processor and on board a vessel that is registered to operate as a tender vessel may commercially harvest sea cucumbers and transport sea cucumbers that have been harvested by other CFEC permit holders. The tender vessel may have on board more than the 2,000-pound limit specified in (d) of this section, if completed fish tickets, as required under 5 AAC 39.130, for the excess poundage are on board the vessel. (Eff. 2/27/91, Register 117; am 4/15/94, Register 130; am 9/28/97, Register 143; am 12/26/97, Register 144; am 5/8/98, Register 146; am 10/12/2000, Register 156; am 3/11/2001, Register 157; am 7/18/2003, Register 167; am 12/1/2004, Register 172; am 5/26/2006, Register

5 AAC 38.142. Southeastern Alaska Geoduck Fishery Management Plan. (a) The purpose of the management plan under this section is to direct the department in the management of the geoduck commercial fishery in Registration Area A (Southeastern Alaska Area). In the management of the commercial geoduck fishery, the department may consider paralytic shellfish poison (PSP) levels.

(b) Unless the commissioner determines otherwise, a permit described in 5 AAC 38.050 and 5 AAC 38.062 is not required to take geoducks in Registration Area A.

(c) From October 1 through September 30, geoducks may be taken only during fishing periods established by emergency order.

(d) There is no size limit for geoducks.

(e) A person must retain all geoducks harvested by that person.

(f) A person may only take geoducks with dive gear and while using a hand manually-operated, water jet device having a manual shut-off valve and a nozzle with an inside diameter of not more than seven-eighths inch. If the commissioner determines that the gear is being operated

in a manner that wastes the resource, destroys the resource, or causes damage to geoducks or other fishery resources, the commissioner may close, by emergency order, the fishing season and reopen a season in which the commissioner modifies or prohibits the gear specified in this subsection.

(g) The department shall designate areas that are appropriate for commercial harvest of geoducks according to stock assessment surveys conducted by the department. The department shall establish a guideline harvest level for each area that has had a biomass survey conducted and the department has designated for a commercial geoduck fishery. The guideline harvest level will be based on estimates of biomass derived from stock assessment surveys conducted on the stock within the 12 years that precede the opening of the commercial geoduck fishery in that area. The guideline harvest level for each area will be calculated as two percent of the most recent estimated biomass, per year. The commissioner may modify these procedures by regulation based on new information regarding geoduck productivity.

(h) The commissioner may not open the commercial geoduck fishery in an area if the estimated biomass of the geoduck stock in that area is less than 30 percent of the original biomass determined by the first stock assessment conducted by the department on that stock. The commissioner may modify this percentage if the department receives information about geoduck productivity that supports a modification.

(i) A person shall attach a tag to each container that holds geoducks commercially harvested by that person. The tag must indicate the date of harvest, the harvest location, and the harvester's name. The person shall keep the tag attached to the container while it is being transported to a processor or dealer.

(j) A person that commercially harvested geoducks is required to submit a fish ticket under 5 AAC 39.130 and shall record on that fish ticket

(1) the pounds of geoducks harvested;

(2) the area fished for geoducks;

(3) the dive time, for each area, given in minutes, for harvesting the geoducks specified on that fish ticket; and

(4) any other information the commissioner determines is necessary for the conservation and management of the geoduck fishery.

(k) The commissioner may establish the maximum amount of geoducks that may be harvested during a fishing period. If the commissioner determines that a rate of delivering geoducks will contribute to conservation, law enforcement, waste reduction, or assist the development of the fishery, the commissioner may close, by emergency order, a fishing period in a designated area, and reopen a fishing period in the same area for which the commissioner designates a rate of delivery.

(l) The following waters are closed to the commercial taking of geoducks:

(1) District 1:

(A) waters of Grant Cove, and contiguous waters along the west coast of Gravina Island, south of 55° 21.37' N. lat., and north of 55° 20.70' N. lat.;

(B) waters east of a line from Indian Point at 55° 36.85' N. lat., 131° 42.02' W. long., to the northeasternmost tip of Betton Island at 55° 31.95' N. lat., 131° 46.37' W. long., to the southeasternmost tip of Betton Island at 55° 29.90' N. lat., 131° 48.18' W. long., to Survey Point at 55° 28.07' N. lat., 131° 49.87' W. long.;

(C) waters of Nichols Passage north of a line from the southernmost tip of Dall Head located on the southernmost tip of Gravina Island, to the easternmost tip of Cedar Point located on the western shore of Annette Island, and south of a line from the southernmost tip of Gravina Point located on the southeast shore of Gravina Island, to the northernmost tip of Walden Point, located on the northwesternmost tip of Annette Island;

(2) District 3: waters of Port Mayoral that are north of the latitude of the northernmost tip of Cristina Island (55° 22.83' N. lat.) and south of the latitude of Point San Leonardo (55° 24.25' N. lat.);

(3) District 13:

(A) waters of Kliuchevoi Bay east of a line from 56° 50.40' N. lat., 135° 22.52' W. long. to 56° 50.20' N. lat., 135° 22.68' W. long.;

(B) waters within the unnamed bay located southeast of Frosty Reef east of a line from 56° 52.82' N. lat., 135° 22.93' W. long. to 56° 52.70' N. lat., 135° 22.98' W. long. to 56° 52.61' N. lat., 135° 22.97' W. long. and south of 56° 53.00' N. lat.;

(4) waters identified as a permitted mariculture site.

(m) If the commissioner determines that logbooks will contribute to conservation, management, or development of the fishery, the commissioner may, by emergency order, close the commercial geoduck fishing season and immediately reopen a commercial geoduck fishing season during which logbooks are required in all specific geoduck fisheries. If a logbook is required under this section, the logbook must be filled out daily and before leaving the harvest site. A permit holder shall submit a completed logbook to the department with the applicable ADF&G fish tickets no later than seven days after landing geoducks. A logbook must be available for inspection upon request from a representative of the department or a peace officer of the state. A logbook must include the following information:

(1) fishing activity;

(2) location of harvest and effort;

(3) any other information that the commissioner determines necessary for management purpose. (Eff. 10/12/2000, Register 156; am 3/11/2001, Register 157; am 7/18/2003, Register 167; em am 3/9/2005 - 7/6/2005, Register 174; am 5/26/2006, Register 178; am 7/29/2009, Register 191)

SPORT SHELLFISH FISHERIES

5 AAC 47.020. General provisions for seasons and bag, possession, annual, and size limits for the salt waters of the Southeast Alaska Area. Unless otherwise specified through an emergency order issued under AS 16.05.060, and subject to the special provisions under 5 AAC 47.021 and the provisions of 5 AAC 47.030 - 5 AAC 47.095, the following are the general provisions for the seasons and bag, possession, annual, and size limits that apply to sport fishing for finfish and shellfish in the salt waters of the Southeast Alaska Area:

(1) king salmon: may be taken from January 1 - December 31; must be 28 inches or greater in length; the commissioner shall establish bag, possession, and annual limits, by emergency order, as specified in 5 AAC 47.055; a harvest record is required for a nonresident as specified in 5 AAC 75.006;

(2) salmon, other than king salmon: may be taken from January 1 - December 31; no annual limit; no size limit; bag and possession limits, as follows:

(A) 16 inches or greater in length; bag limit of six fish per species; possession limit of 12 fish per species;

(B) less than 16 inches in length; bag and possession limit of 10 fish in combination;

(3) rainbow and cutthroat trout, in combination: may be taken from January 1 - December 31; bag and possession limit of two fish; no annual limit; must be no less than 11 inches and no greater than 22 inches in length;

(4) steelhead: may be taken from January 1 - December 31; bag limit of one fish; possession limit of two fish; must be 36 inches or greater in length; annual limit of two fish; a harvest record is required as specified in 5 AAC 75.006;

(5) Dolly Varden: may be taken from January 1 - December 31; bag and possession limit of 10 fish; no annual limit; no size limit;

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

(7) lingcod: may be taken only from May 16 - November 30; bag limit of two fish; possession limit of four fish; no size limit;

(8) rockfish may be taken from January 1 - December 31, as follows:

(A) pelagic rockfish: bag limit of five fish; possession limit of 10 fish; no annual limit; no size limit;

(B) nonpelagic rockfish: bag limit of five fish; possession limit of 10 fish, of which only two per day and four in possession may be yelloweye rockfish; no annual limit; no size limit;

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

(10) abalone: no open season; may not be taken or possessed;

(11) Dungeness and Tanner crab, in combination: Dungeness crab may be taken from January 1 - December 31; Tanner crab may be taken only from July 1 - June 15; bag and possession limit of three crab, in combination; no annual limit; only male crab may be taken; size limits, as follows:

(A) Dungeness crab: must be six and one-half inches or greater in shoulder width; for the purposes of this subparagraph, the shoulder width measurement of Dungeness crab is the straight-line distance across the carapace immediately anterior to the tenth anterolateral spine, not including the spines;

(B) Tanner crab: must be five and one-half inches or greater in carapace width;

(12) king crab: no open season; may not be taken or possessed;

(13) geoducks: no open season; may not be taken or possessed;

(14) razor clams: may be taken from January 1 - December 31; bag and possession limit of 10 clams; no annual limit; no size limit;

(15) scallops: may be taken from January 1 - December 31, as follows:

(A) rock scallops: bag and possession limit of five scallops; no annual limit; no size limit;

(B) weathervane scallops: bag and possession limit of 10 scallops; no annual limit; no size limit;

(16) shrimp: may be taken from January 1 - December 31; bag and possession limit of three pounds or three quarts; no annual limit;

(17) sablefish: may be taken from January 1 - December 31, as follows:

(A) resident: bag limit of four fish; possession limit of four fish; no annual limit; no size limit;

(B) nonresident: bag limit of four fish; possession limit of four fish; no size limit; no annual limit, except that there is an annual limit of eight fish in the waters of Chatham Strait south of the latitude of Point Couverden at 58° 11.42' N. lat. to the latitude of Point Gardner at 57° 01' N. lat., east of a line from Point Couverden Light to Point Augusta Light and east of a line from the southeasternmost tip of Point Hayes to the northernmost tip of Point Thatcher, including all waters of Lynn Canal south of the latitude of Little Island Light, west of a line from Little Island Light to Point Retreat Light and north of the latitude of Point Couverden at 58° 11.42' N. lat.; a harvest record is required as specified in 5 AAC 75.006;

(18) other saltwater finfish and shellfish species not specified in this section: may be taken from January 1 - December 31; no bag, possession, annual, or size limits. (Eff. 4/15/94, Register 130; am 5/2/97, Register 142; am 8/16/97, Register 143; am 9/28/97, Register 143; am 5/25/2000, Register 154; am 5/19/2001, Register 158; am 6/1/2003, Register 166; am 5/31/2009, Register 190; am 6/21/2009, Register 190; am 7/29/2009, Register 191; am 10/18/2009, Register 192; am 5/11/2012, Register 202; am 7/13/ 2012, Register 203; am 6/1/2013, Register 206; am 2/23/2014, Register 209)

5 AAC 47.021. Special provisions for seasons, bag, possession, annual, and size limits, and methods and means for the salt waters of the Southeast Alaska Area. (a) Unless otherwise specified through an emergency order issued under AS 16.05.060, the special provisions in this section apply in the salt waters listed. The special provisions are exceptions to the general provisions specified in 5 AAC 47.020, 5 AAC 47.030, and 5 AAC 47.035, and modify the general provisions only to the extent specified in this section.

(b) In the Yakutat vicinity:

(1) in Ankau Lagoon,

(A) the bag and possession limit for king salmon

(i) 20 inches or greater in length is one fish;

(ii) less than 20 inches in length is 10 fish;

(B) the bag and possession limit for coho salmon 16 inches or greater in length is two fish;

(C) the bag and possession limits for chum, pink, and sockeye salmon 16 inches or greater in length are a bag limit of six fish per species, and a possession limit of 12 fish per species;

(D) the bag and possession limit for salmon, other than king salmon 16 inches or less in length is 10 fish per species;

(E) from August 15 - September 30, sport fishing is prohibited east of a line from Smokehouse Point north to the mainland;

(2) repealed 5/26/2006.

(c) In the Haines/Skagway vicinity, the waters of Chilkat Inlet north of a line extending from an ADF&G regulatory marker located approximately one mile south of Anchorage Point to an ADF&G regulatory marker located directly north of the Letnikof Cove boat ramp are closed to sport fishing for king salmon from April 15 - July 15.

(d) In the Juneau vicinity: in the waters that are adjacent to the Juneau City and Borough road system to a distance one-quarter mile offshore:

(1) rainbow and cutthroat trout, in combination, must be no less than 14 inches and no greater than 22 inches in length;

(2) the bag and possession limit for Dolly Varden is two fish;

(3) in the waters of Auke Bay, east of a line from Waydelich (Wadleigh) Creek to an ADF&G regulatory marker located approximately one-quarter mile south of the mouth of Auke Creek,

(A) sport fishing for sockeye salmon is closed;

(B) Dolly Varden may be taken only from June 1 - March 31;

(C) snagging or attempting to snag is prohibited within a 200-yard radius seaward of ADF&G regulatory markers located approximately 200 feet downstream of the Auke Creek weir; a fish hooked anywhere other than the mouth must be released immediately back into the water;

(4) in the waters of Eagle River Beach, from the Boy Scout Camp north to an ADF&G regulatory marker located on the mainland shore at the latitude of Sentinel Island Light at 58° 32.78' N. lat., 134° 55.27' W. long., to a distance one-quarter mile offshore, Dolly Varden may be taken only from June 1 - March 31;

(5) in the waters of Gastineau Channel within 150 feet of the Channel Wayside fishing dock located near the Macaulay Salmon Hatchery, snagging or attempting to snag is prohibited; a fish hooked anywhere other than in the mouth must be released immediately back into the water.

(e) In the waters of District 11, as described in 5 AAC 33.200(k),

(1) in a year with an allowable catch of Taku River king salmon, the commissioner shall close, by emergency order, the king salmon fishing season on April 24 and

immediately reopen a king salmon fishing season in District 11, from April 25 - June 30, during which

(A) a sport fish angler may use two rods;

(B) a resident bag and possession limit is three king salmon, 28 inches or greater in length;

(C) a nonresident bag and possession limit is two king salmon, 28 inches or greater in length;

(D) a nonresident annual limit is five king salmon, 28 inches or greater in length;

(2) in a year when there is no allowable catch of Taku River king salmon, in the waters north of a line from Cooper Point to the mouth of Dorothy Creek, king salmon may be taken only from June 15 - April 15.

(f) In the waters of Mitchell Bay (Salt Lake) in the Admiralty Island vicinity, the bag and possession limit for coho salmon 16 inches or greater in length is six fish.

(g) In the Sitka vicinity:

(1) in the Sitka Sound Special Use Area, defined as that area of Sitka Sound enclosed on the north by lines from Kruzof Island at 57° 20.50' N. lat., 135° 45.17' W. long. to Chichagof Island at 57° 22.05' N. lat., 135° 43' W. long., and from Chichagof Island at 57° 22.58' N. lat., 135° 41.30' W. long. to Baranof Island at 57° 22.28' N. lat., 135° 40.95' W. long., and on the south and west by a line running from the southernmost tip of Sitka Point at 56° 59.38' N. lat., 135° 49.57' W. long. to Hanus Point at 56° 51.92' N. lat., 135° 30.50' W. long. to the green day marker in Dorothy Narrows to Baranof Island at 56° 49.28' N. lat., 135° 22.60' W. long.,

(A) the nonresident bag and possession limit for lingcod is a bag limit of one fish, and possession limit of two fish;

(B) the bag and possession limit for nonpelagic rockfish is three fish, of which no more than one may be a yelloweye rockfish;

(C) razor clams may not be possessed or retained; all razor clams dug must be released immediately;

(D) sport fishing for shrimp is closed;

(2) the waters off Cape Edgecumbe enclosed by a box at 56° 55.50' N. lat. and 56° 57' N. lat., and 135° 54' W. long. and 135° 57' W. long. are closed to sport fishing for all species of bottomfish, as defined in 5 AAC 39.975, and halibut;

(3) the Bear Cove Special Harvest Area, described as those waters of Bear Cove east of a line between ADF&G regulatory markers located on the north and south shores of Bear Cove, is closed to snagging; a fish hooked anywhere other than the mouth must be released immediately;

(4) repealed 7/13/ 2012;

(5) as specified in 5 AAC 01.760, in Redoubt Bay

(A) the bag and possession limit for sockeye salmon is four fish;

(B) from June 1 - July 15, snagging is not allowed in the waters south of 56° 54.71' N. lat.;

(C) from July 16 - August 31, snagging is not allowed by a nonresident in the waters south of 56° 54.71' N. lat.

(h) Repealed 5/12/2011.

(i) In the Prince of Wales Island vicinity,

(1) all waters of Klawock Harbor south of a line from the Klawock blinker light to the Klawock Cannery Dock are closed to

(A) snagging; a fish hooked anywhere other than the mouth must be released immediately;

(B) sport fishing for sockeye salmon;

(2) shrimp may not be taken in the waters of Twelve-Mile Arm west of a line from Prince of Wales Island at 55° 29.07' N. lat., 132° 37.60' W. long., to the northeasternmost tip of Loy Island at 55° 29.07' N. lat., 132° 36.70' W. long., to the easternmost tip of Cat Island at 55° 27.80' N. lat., 132° 39.08' W. long., to Prince of Wales Island at 55° 27.80' N. lat., 132° 40.93' W. long., including the waters of Hollis Anchorage.

(j) In the Ketchikan vicinity:

(1) in the waters of Behm Canal, Clarence Strait, Tongass Narrows, Nichols Passage, George Inlet, Carroll Inlet, Thorne Arm, Revillagiedo Channel, and all contiguous waters enclosed by the latitude of Bushy Point Light (55° 44.00' N. lat.), a line from Point Alava to the southernmost tip of Ham Island, a line from Cedar Point to Dall Head to a point in midstream Clarence Strait at the latitude of Dall Head (55° 07.12' N. lat.) to Caamano Point, the bag and possession limit for nonpelagic rockfish is three fish, of which no more than one may be a yelloweye rockfish;

(2) Behm Canal and the contiguous bays and enclosed by a line from Point Eva to Cactus Point, a line from Point Lees to Elsie Point, and a line between ADF&G regulatory markers located at the longitude of the outlet of Long Lake (131° 26.15' W. long.), are closed to sport fishing for salmon;

(3) in Behm Canal and the contiguous bays between a line from Point Eva to Cactus Point and the latitude of Point Nelson (55° 18.00' N. lat.), salmon may be taken only from August 15 - April 30;

(4) in Neets Bay east of a line between ADF&G regulatory markers located approximately one mile from the head of the bay, salmon may be taken only from November 16 - June 14;

(5) in Thomas Basin seaward of a line between ADF&G regulatory markers located on the upstream side of the Stedman Street Bridge,

(A) only single hooks may be used;

(B) snagging is prohibited; a fish hooked anywhere other than the mouth must be released immediately;

(6) shrimp may not be taken in the waters east of a line from Indian Point at 55° 36.85' N. lat., 131° 42.02' W. long., to the northeasternmost tip of Betton Island at 55° 31.95' N. lat., 131° 46.37' W. long., to the southeasternmost tip of Betton Island at 55° 29.90' N. lat., 131° 48.18' W. long., to Survey Point at 55° 28.07' N. lat., 131° 49.87' W. long. (Eff. 6/1/2003, Register 166; am 7/18/2003, Register 167; am 7/26/2003, Register 167; em am 4/13/2005 - 8/10/2005, Register 174; am 5/26/2006, Register 178; add'l am 5/26/2006, Register 178; am 5/31/2009, Register 190; am 7/29/2009, Register 191; am 5/12/2011, Register 198; am 7/13/2012, Register 203; am 2/23/2014, Register 209)

5 AAC 47.035. Methods, means, and general provisions - Shellfish. (a) Unless otherwise provided in 5 AAC 47.021 or by emergency order issued under AS 16.05.060, the provisions in this section apply to shellfish sport fishing in the Southeast Alaska Area.

(b) Shellfish may be taken only as follows:

(1) shrimp may be taken by pots and ring nets;

(2) crab may be taken by pots, ring nets, diving gear, dip nets, and hooked or hookless hand lines;

(3) clams may be taken by rakes, shovels, or manually operated clam guns;

(4) abalone may be taken by abalone irons, diving gear, or by hand, except that a diver using a compressed air system, such as scuba or hookah, may not take abalone;

(5) scallops may be taken by diving gear, dip nets, or by hand.

(c) No more than four pots, other than shrimp pots, or 10 ring nets per person, with a maximum of 10 pots or 20 ring nets per vessel, may be used in the taking of shellfish other than shrimp at any time, except that no more than four pots or 10 ring nets per vessel may be used to take Tanner crab. No more than five additional shrimp pots per person with a maximum of 10 additional shrimp pots per vessel may be used in the taking of shrimp at any time.

(d) Pot gear must include an escape mechanism in accordance with the following provisions:

(1) repealed 8/14/2005;

(2) repealed 8/14/2005;

(3) a crab pot used to take Dungeness crab under this chapter must have at least two escape rings that each are not less than four and three-eighths inches, inside diameter; the escape rings must be located on opposite sides of the pot and the upper half of the vertical plane of the pot;

(4) a pot used to take Tanner crab under this chapter must have at least two circular escape rings on opposing vertical or sloping sides of the pot that each are not less than four and three-quarter inches inside diameter.

(e) The pot limits for shellfish in this chapter are not in addition to those allowed under subsistence fishing regulations contained in 5 AAC 02, nor to those allowed under personal use fishing regulations contained in 5 AAC 77.

(f) A sport fisherman using pots to take shellfish shall plainly and legibly inscribe the fisherman's first initial, last name, and home address on a keg or buoy attached to each pot. A keg or buoy attached to a pot must also be inscribed with the name or the division of motor vehicles boat registration number, issued under 2 AAC 70, of the vessel used to operate the pot.

(g) Until a crab has been processed or prepared for human consumption, a person may not mutilate or otherwise disfigure it in any manner that would prevent the determination of whether it meets the minimum size limit.

(h) The bag and possession limits in this chapter are not in addition to those allowed under subsistence fishing regulations contained in 5 AAC 02, nor to those allowed under personal use fishing regulations contained in 5 AAC 77.

(i) Male Tanner crab less than the minimum legal size and female Tanner crab that have been taken must be immediately returned unharmed to the sea.

(j) A person may not utilize a live holding facility to accumulate or pool multiple bag limits.

(k) A pot used to take shrimp under this chapter must have

(1) no more than four tunnel eye openings; no tunnel eye opening may exceed 15 inches in perimeter;

(2) a bottom perimeter of no more than 153 inches; and

(3) a volume of no more than 25 cubic feet.

(l) Male Dungeness crab less than the minimum legal size and female Dungeness crab that have been taken must be immediately returned unharmed to the sea.

(m) Repealed 7/1/2006. (Eff. 4/15/94, Register 130; am 8/16/97, Register 143; am 8/8/99, Register 151; am 5/25/2000, Register 154; am 6/1/2003, Register 166; am 7/18/2003, Register 167; am 12/1/2004, Register 172; am 8/14/2005, Register 175; am 7/1/2006, Register 178; am 7/29/2009, Register 191; am 5/11/2012, Register 202)

5 AAC 47.041. Sport fishing from commercially licensed vessels; charter vessel registration. (a) A person may sport fish from a registered commercial salmon hand troll or power troll vessel.

(b) Repealed 5/13/95.

(c) A person who sport fishes from a vessel licensed for commercial salmon fishing, other than a charter vessel when paying clients are on board, shall, immediately upon bringing a salmon on board, mark the salmon by removing its dorsal (large back) fin.

(d) Sport fishing from a commercially licensed vessel while commercially caught salmon are in possession is illegal in waters closed to commercial salmon fishing.

(e) A commercially licensed vessel registered to fish commercially for shrimp, Dungeness crab, or Tanner crab may not be used to take that species for sport fishing purposes during the period starting 14 days before an opening and ending 14 days following the closure of an open commercial season for that species in the district, area, or areas for which the vessel is registered.

(f) A person may not sport fish and commercial fish for salmon from the same vessel on the same day.

(g) A person may possess sport-caught salmon on board a commercial salmon vessel while that vessel is engaged in commercial salmon fishing only if the salmon is preserved fish at the time the vessel is engaged in commercial salmon fishing. In this subsection, "preserved fish" has the meaning given in 5 AAC 75.995. (Eff. 4/15/94, Register 130; am 5/13/95, Register 134; am 5/2/97, Register 142; am 5/25/2000, Register 154; am 7/13/ 2012, Register 203)

5 AAC 47.090. George Inlet superexclusive guided sport ecotourism Dungeness crab fishery. (a) Notwithstanding the provisions of 5 AAC 47.036, the waters of George Inlet north of the latitude of the southernmost tip of California Head, excluding the waters of Herring Cove, are open as a superexclusive registration area for Dungeness crab ecotourism fishing from April 15 through September 30, subject to the requirements of this section and chapter.

(b) During the calendar year of registration, a sport fishing operator, sport fishing guide, or vessel registered for the George Inlet superexclusive guided sport ecotourism Dungeness crab fishery may not participate in any other Dungeness crab fishery, or any other guided sport fishery as a vessel, guide, or operator.

(c) A sport fishing operator or vessel owner may register for the George Inlet superexclusive guided sport ecotourism fishery after December 1 of the year before the year in which fishing will occur and before January 3 of the calendar year in which fishing will occur. The registration will be effective for the calendar year in which fishing will occur.

(d) Notwithstanding 5 AAC 47.035(c), no more than two pots per vessel may be used and each pot may be lifted no more than three times per day. A pot lifted more than twice must be removed from the water on the third lifting and not returned to the water until the next calendar day. Pots may be set, but not pulled, by a separate designated support vessel that does not carry clients and is not otherwise used for fishing while designated as a support vessel. The department must be notified in writing of any support vessel designation before the support vessel is used to set pots. The vessel remains designated as a support vessel for the remainder of the calendar year unless the department is notified in writing that the designation is terminated.

(e) Notwithstanding 5 AAC 47.035(f), the name and address of each sport fisherman using the gear is not required to be inscribed on a keg or buoy. However, the vessel's name, the responsible sport fishing guide's name and address, and all other information required by 5 AAC 47.035(f) is required. The guide whose name is listed on the pot, and the person pulling or setting the pot, are responsible for any violations.

(f) Except for one legal size Dungeness crab, all crab taken must be returned to the water unharmed immediately after being brought on board a vessel or after being removed from a pot. All bycatch must be immediately removed from the pot and released to the water unharmed. One legal size male Dungeness crab per trip may be temporarily retained at the location of harvest for educational purposes, but must be released to the water unharmed before leaving the location of harvest.

(g) No bait may be added to a pot unless all crab are first removed from the pot and released.

(h) No more than four crabs may be left in a pot if a pot is returned to the water.

(i) The commissioner may close the fishery by emergency order, or close and immediately reopen the fishery with additional conditions by emergency order, if the commissioner determines that a closure or additional conditions are reasonably necessary for the

protection of the resource. The commissioner shall close, by emergency order, the guided sport ecotourism Dungeness crab fishery if the personal use Dungeness crab fishery in the area is closed. The commissioner may reduce the number of allowable pots or the number of allowable lifts, or both, if more than three vessels register for the George Inlet superexclusive guided sport ecotourism Dungeness crab fishery.

(j) Notwithstanding (c) of this section, during the 2008 calendar year, before April 1, a sport fishing operator, sport fishing guide, or vessel owner may register for the George Inlet superexclusive ecotourism guided sport ecotourism fishery. After registering for the fishery, a sport fishing operator, sport fishing guide, or vessel owner may not fish for Dungeness crab in any other area or participate in other guided sport fishery as a vessel, guide, or operator.

(k) Nothing in this section is intended to prohibit any form of guided sport fishing, otherwise permissible in George Inlet under applicable regulations, by a guided sport operator, sport fishing guide, or vessel not registered for the George Inlet superexclusive guided sport ecotourism Dungeness crab fishery.

(l) Notwithstanding 5 AAC 75.076(a), a guide conducting a guided sport ecotourism fishery under this section shall obtain and complete a guided sport ecotourism fishing logbook available from the department. Each week, the guided sport ecotourism fishing logbook for that week must be available on board the vessel at all times and for inspection upon request by a local representative of the department or a peace officer of the state. Within seven days after the end of each weekly reporting period, a sport fishing operator must submit all ecotourism logbooks for that week to the department's Ketchikan office.

(m) The commissioner may, by emergency order, require any additional recordkeeping or reporting by ecotourism operators or guides that the commissioner determines will be necessary for management or enforcement purposes.

(n) Repealed 7/29/2009. (Eff. 3/14/2008, Register 186; am 7/1/2008, Register 186; am 7/29/2009, Register 191; am 5/11/2012, Register 202)