

# SPORT FISHING

## *Emergency Order*

ALASKA DEPARTMENT  
OF FISH & GAME

Under Authority of AS 16.05.060

Emergency Order No. 1-LC-R-13-09

Issued at Juneau, Tuesday, June 15,  
2009.

Effective            12:01 A.M. Monday,  
Date:                June 15, 2009.

Expiration Date: 11:59 P.M. Monday,  
November 30, 2009 unless superseded by  
subsequent emergency order.

EXPLANATION: This emergency order rescinds Emergency Order 1-LC-R-04-09 issued April 17, 2009, and modifies lingcod sport fishing seasons, bag and possession limits and, for nonresident anglers only, establishes minimum and maximum size limits and annual limits for lingcod in the marine waters of Southeast Alaska.

REGULATION:

The provisions of 5 AAC 47.020 (7), and 5 AAC 47.021 (g)(1)(A) are superseded by this emergency order, which will be in effect from June 15, 2009 to November 30, 2009. Under this emergency order, the following provisions are in effect:

**5 AAC 47.020. General provisions for seasons and bag, possession, annual, and size limits for the salt waters of the Southeast Alaska Area.**

(7) lingcod:

(A) In the Yakutat Area waters between 137° and 144° W. long., lingcod may be taken from June 15 – November 30 as follows:

- i. Alaska residents: 1 per day, 2 in possession, no size limit;
- ii. nonresidents: 1 per day, 1 in possession, 30 inches or greater in length and less than 35 inches in length, or 55 inches or greater in length with an annual limit of two lingcod, one of which is 30 to 35 inches in length and one that is 55 inches or greater in length;
- iii. immediately after landing a lingcod a nonresident angler shall record, in ink, all lingcod harvested either on the back of their sport fishing license or on a nontransferable harvest record;
- iv. a sport fishing guide or sport fishing guide crew member working on a charter vessel in the salt waters of Southeast Alaska may not retain lingcod while clients are on board the vessel.

(B) In the waters of northern Southeast Alaska waters north of a line from Wood Point to Beacon Point, continuing to Point Camden to Salt Point Light, west of the longitude of the Cape Decision Light and north of 56° N. lat., and bound to the west by 137° W. long., lingcod may be taken from May 16 – June 15 and from August 16 – November 30 as follows:

- i. Alaska residents: 1 per day, 2 in possession, no size limit;
  - ii. nonresidents: 1 per day, 1 in possession, 30 inches or greater in length and less than 35 inches in length, or 55 inches or greater in length with an annual limit of two lingcod, one of which is 30 to 35 inches in length and one that is 55 inches or greater in length;
  - iii. immediately after landing a lingcod a nonresident angler shall record, in ink, all lingcod harvested either on the back of their sport fishing license or on a nontransferable harvest record;
  - iv. a sport fishing guide or sport fishing guide crew member working on a charter vessel in the salt waters of Southeast Alaska may not retain lingcod while clients are on board the vessel.
- (C) In waters along the outer coast of Prince of Wales Island south of 56° N. lat., and the waters south of Prince of Wales Island that are east of 137° W. long; lingcod may be taken May 16 – November 30 as follows:
- i. Alaska residents: 1 per day, 2 in possession, no size limit;
  - ii. nonresidents: 1 per day, 1 in possession, 30 inches or greater in length and less than 35 inches in length, or 55 inches or greater in length with an annual limit of two lingcod, one of which is 30 to 35 inches in length and one that is 55 inches or greater in length;
  - iii. immediately after landing a lingcod an angler shall record, in ink, all lingcod harvested either on the back of their sport fishing license or on a nontransferable harvest record;
  - iv. a sport fishing guide or sport fishing guide crew member working on a charter vessel in the salt waters of Southeast Alaska may not retain lingcod while clients are on board the vessel.
- (D) In the remaining inside waters of Southeast Alaska near Ketchikan, Wrangell, and Petersburg south of a line from Wood Point to Beacon Point, continued to Point Camden to Salt Point Light, east of the longitude of the Cape Decision, lingcod may be taken May 16 – November 30 as follows:
- i. Alaska residents: 1 per day, 2 in possession, no size limit;
  - ii. nonresidents: 1 per day, 1 in possession, 30 inches or greater in length and less than 35 inches in length, or 55 inches or greater in length with an annual limit of two lingcod, one of which is 30 to 35 inches in length and one that is 55 inches or greater in length;
  - iii. immediately after landing a lingcod a nonresident angler shall record, in ink, all lingcod harvested either on the back of their sport fishing license or on a nontransferable harvest record;
  - iv. a sport fishing guide or sport fishing guide crew member working on a charter vessel in the salt waters of Southeast Alaska may not retain lingcod while clients are on board the vessel.

**5 AAC 47.021. Special provisions for seasons and bag, possession, and size limits, and methods and means for the salt waters of the Southeast Alaska Area.**

- (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) lingcod may be taken from May 16 – June 15 and from August 16 – November 30 as follows:

- (i) Alaska residents: 1 per day, 2 in possession, no size limit;
- (ii) nonresidents: 1 per day, 1 in possession, 30 inches or greater in length and less than 35 inches in length, or 55 inches or greater in length with an annual limit of two lingcod, one of which is 30 to 35 inches in length and one that is 55 inches or greater in length;
- (iii) immediately after landing a lingcod a nonresident angler shall record, in ink, all lingcod harvested either on the back of their sport fishing license or on a nontransferable harvest record;
- (iv) a sport fishing guide or sport fishing guide crew member working on a charter vessel in the salt waters of Southeast Alaska may not retain lingcod while clients are on board the vessel.

Denby S. Lloyd  
Commissioner

By delegation to:

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Bob Chadwick  
Regional Management Coordinator  
Division of Sport Fish

**JUSTIFICATION:**

The Alaska Board of Fisheries modified sport fisheries regulations for lingcod in Southeast Alaska in response to indications in the directed lingcod commercial fishery of a widespread decline in abundance. The Board established a guideline harvest level (GHL) approach for sport and commercial fisheries management of lingcod in Southeast Alaska (5 AAC 28.160 (e)). The GHL was purposefully set lower than recent harvests and allocated between sport and commercial users for seven fisheries management areas (5 AAC 28.165). The Board also expanded the Department's authority to modify regulations to achieve the lingcod allocation for the sport fishery (5 AAC 47.060).

During 2008, the department implemented regulations by emergency order including minimum length and slot limits, reduced bag and possession limits, annual limits, non-retention of fish by charter operators and crew members, and restricted seasons. These regulations were effective at maintaining the sport fishery lingcod harvest near or below allocations in all of the management areas except for the Yakutat and Ketchikan areas. In 2009 Emergency Order 1-LC-R-04-09 established regulations identical those enacted in the 2008 lingcod sport fishery: except that more restrictive management measures

where implemented in the Yakutat area and Inside Southeast area near Ketchikan to maintain the sport fishery lingcod harvest within its allocation.

Creel data indicates the Yakutat sport fishery has harvested 10% of its GHL by May 31. Further data analysis of past lingcod harvest in the Yakutat sport fishery indicates that an inseason closure is not necessary to keep the Yakutat sport fishery within its GHL. Therefore the inseason closure for the Yakutat lingcod sport fishery is not reestablished by this emergency order (EO). This EO establishes all management measures that were established by Emergency Order 1-LC-R-04-09 with the exception of the Yakutat area inseason closure.

This EO is implemented under the authority granted to the department by the Board of Fisheries within the Lingcod delegation of authority and provisions for management (5 AAC 47.060).

This WO is necessary to ensure that sport harvests of lingcod do not exceed regulatory harvest allocations to the sport fishery.

**DISTRIBUTION:**

The distribution list for this emergency order is on file at the Region 1 Office of the Alaska Department of Fish and Game, Division of Sport Fish, P. O. Box 110024, Douglas, AK 99824, (907) 465-4270.