

Submitted by the Alaska Department of Fish and Game
February 23, 2016

**SELECTED ALASKA PENINSULA–ALEUTIAN ISLANDS
AREA AND CHIGNK AREA SUBSISTENCE, SPORT, AND
COMMERCIAL FINFISH REGULATIONS**

Subsistence Fisheries Provisions

Alaska Peninsula Area Subsistence

5 AAC 01.410. Fishing seasons. (a) In the Alaska Peninsula Area, salmon may be taken at any time, except

(1) in those districts and sections open to commercial salmon fishing, salmon may not be taken during the 24 hours before and 12 hours following a commercial salmon fishing period;

(2) as otherwise specified on a subsistence fishing permit; and

(3) in the waters closed to subsistence fishing for salmon specified in 5 AAC 01.425.

(b) Fish, other than salmon, rainbow trout, and steelhead trout, may be taken at any time unless restricted under the terms of a subsistence fishing permit. Rainbow trout and steelhead trout, taken incidentally in other subsistence finfish net fisheries or through the ice, are lawfully taken and may be retained for subsistence purposes. (In effect before 1988; am/readopt 5/15/93, Register 126; am 6/4/2004, Register 170)

Bristol Bay and Alaska Peninsula Commercial Area and District Descriptions

Bristol Bay Area Description

5 AAC 06.100. Description of area. The Bristol Bay Area includes all waters of Alaska in Bristol Bay east of a line from Cape Newenham at 58° 38.88' N. lat., 162° 10.51' W. long. to Cape Menshikof at 57° 28.34' N. lat., 157° 55.84' W. long. (In effect before 1988; am 4/9/2004, Register 170)

Bristol Bay Area District and Section Descriptions

5 AAC 06.200. Fishing districts and sections. (a) Nushagak District: all waters of Nushagak Bay north of a line from an ADF&G regulatory marker located at approximately 58° 33.77' N. lat., 158° 46.57' W. long. (Nichols Hills) to an ADF&G regulatory marker located at approximately 58° 39.37' N. lat., 158° 19.31' W. long. (Etolin Point).

(1) Igushik Section: all waters of Nushagak Bay bounded by a line from an ADF&G regulatory marker located at approximately 58° 33.77' N. lat., 158° 46.57' W. long., to a point at 58° 36.28' N. lat., 158° 34.40' W. long., to a point at 58° 44.80' N. lat., 158° 41.50' W. long., to an ADF&G regulatory marker located at approximately 58° 46.13' N. lat., 158° 46.65' W. long.;

(2) Snake River Section: all waters bounded by a line from 58° 52.90' N. lat., 158° 43.30' W. long. to 58° 44.80' N. lat., 158° 41.50' W. long. to 58° 46.13' N. lat., 158° 46.65' W. long.;

(3) Nushagak Section: all waters of the Nushagak District not described in (1) and (2) of this subsection.

(b) Naknek-Kvichak District: all waters of Kvichak Bay north and east of a line from 58° 43.73' N. lat., 157° 42.71' W. long. to 58° 36.77' N. lat., 157° 15.82' W. long.

(1) Kvichak Section: all waters of the Kvichak Bay enclosed by a line from 58° 43.73' N. lat., 157° 42.71' W. long. to 58° 38.50' N. lat., 157° 22.23' W. long. to the outer end of Libbyville Dock at 58° 46.76' N. lat., 157° 03.57' W. long., then along the dock to the shore;

(2) Naknek Section: all waters of Kvichak Bay enclosed by a line from 58° 36.77' N. lat., 157° 15.82' W. long. to 58° 38.50' N. lat., 157° 22.23' W. long. to the outer end of Libbyville Dock at 58° 46.76' N. lat., 157° 03.57' W. long., then along the dock to the shore.

(c) Egegik District: all waters south of a line between 58° 19.10' N. lat., 157° 36.65' W. long. and 58° 17.93' N. lat., 157° 32.67' W. long., east of a line between 58° 19.10' N. lat., 157° 36.65' W. long. and 58° 11.00' N. lat., 157° 38.10' W. long., and north of a line between 58° 11.00' N. lat., 157° 38.10' W. long. and 58° 09.44' N. lat., 157° 32.97' W. long.

(d) Ugashik District: all waters south of a line from Cape Greig at 57° 43.54' N. lat., 157° 41.82' W. long., to a point approximately one mile offshore at 57° 43.54' N. lat., 157° 43.80' W. long., then east of a line from 57° 43.54' N. lat., 157° 43.80' W. long. to Cape Menshikof at 57° 28.34' N. lat., 157° 55.84' W. long.

(e) Togiak District: all waters north of a line from Cape Newenham at 58° 38.88' N. lat., 162° 10.51' W. long. to Cape Peirce at 58° 33.10' N. lat., 161° 46.25' W. long. to Right Hand Point at 58° 46.27' N. lat., 159° 55.00' W. long. to Kulukak Point at 58° 50.40' N. lat., 159° 39.00' W. long.

(1) Togiak River Section: waters of Togiak Bay within a line from near Mt. Aeolus at 58° 54.82' N. lat., to 160° 44.06' W. long. to Rocky Point at 58° 53.30' N. lat., 160° 14.70' W. long.;

(2) Kulukak Section: waters of Kulukak Bay within a line from Kulukak Point at 58° 50.40' N. lat., 159° 39.00' W. long. to 58° 50.47' N. lat., 159° 45.25' W. long.;

(3) Osviak Section: waters within a line between Estus Point at 58° 46.85' N. lat., 161° 10.98' W. long. and Asigyugpak Spit at 58° 41.00' N. lat., 161° 18.20' W. long.;

(4) Matogak Section: waters of Hagemeister Strait within a line between Estus Point at 58° 46.86' N. lat., 161° 10.98' W. long. and Tongue Point at 58° 48.63' N. lat., 160° 50.31' W. long.;

(5) Cape Peirce Section: waters within a line from Cape Newenham at 58° 38.88' N. lat., 162° 10.51' W. long. to Cape Peirce at 58° 33.10' N. lat., 161° 46.25' W. long.

(In effect before 1982; am 4/14/82, Register 82; am 5/11/85, Register 94; am 4/2/88, Register 105; am 6/10/90, Register 114; am 6/19/92, Register 122; am 5/14/98, Register 146; am 6/3/2001, Register 158; am 4/9/2004, Register 170; am 3/30/2007, Register 181; am 5/4/2007, Register 182; am 6/13/2007, Register 182; am 9/12/2008, Register 187; am 4/9/2010, Register 194)

Alaska Peninsula Area and District Descriptions

5 AAC 09.100. Description of area. The Alaska Peninsula Area includes the waters of Alaska on the north side of the Alaska Peninsula, southwest of a line from Cape Menshikof (57° 28.34' N. lat., 157° 55.84' W. long.) to Cape Newenham (58° 39.00' N. lat., 162° W. long.) and east of the longitude of Cape Sarichef Light (164° 55.70' W. long.) and on the south side of the Alaska Peninsula, from a line extending from Scotch Cap through the easternmost tip of Ugamak Island to a line extending 135° southeast from Kupreanof Point (55° 33.98' N. lat., 159° 35.88' W. long.). (In effect before 1985; am 5/11/85, Register 94; am 6/2/88, Register 106; am 5/31/98, Register 146; am 6/4/2004, Register 170; am 6/1/2013, Register 206)

5 AAC 09.200. Description of districts and sections. (a) Northern District: waters on the north (Bering Sea) side of the Alaska Peninsula west of a line from Cape Menshikof (57° 28.34' N. lat., 157° 55.84' W. long.) to Cape Newenham (58° 39.00' N. lat., 162° W. long.) and the longitude of Moffet Point (162° 35.50' W. long.), excluding the waters of Moffet Bay (also known as Moffet Lagoon);

(1) Cinder River Section: waters of the Northern District east of 158° 20.00' W. long.;

(2) Port Heiden Sections:

(A) Outer Port Heiden Section: waters located between 158° 20.00' W. long. and the longitude of Strogonof Point (158° 50.45' W. long.), excluding the waters of the Inner Port Heiden Section;

(B) Inner Port Heiden Section: waters of Port Heiden Bay south and east of a line from Strogonof Point at 56° 53.50' N. lat., 158° 50.45' W. long. to the mainland shore of the northeast entrance to the bay at 56° 56.50' N. lat., 158° 41.50' W. long.;

(3) Ilnik Section: waters between the longitude of Strogonof Point ($158^{\circ} 50.45'$ W. long.) and the longitude of Three Hills ($159^{\circ} 49.45'$ W. long.);

(4) Three Hills Section: waters between the longitude of Three Hills ($159^{\circ} 49.45'$ W. long.) and the longitude of Cape Seniavin ($160^{\circ} 08.25'$ W. long.);

(5) Bear River Section: waters between the longitude of Cape Seniavin ($160^{\circ} 08.25'$ W. long.) and the longitude of Wolf Point ($160^{\circ} 48.47'$ W. long.), excluding the waters of the Herendeen-Moller Bay Section;

(6) Port Moller Bight Section: waters enclosed by a line from Entrance Point to Harbor Point;

(7) Herendeen-Moller Bay Section: waters enclosed by a line from Harbor Point to Entrance Point to Wolf Point to Point Edward on Cape Rozhnof;

(8) Nelson Lagoon Section: waters of Nelson Lagoon inside the bars and inside a line extending from Lagoon Point to Wolf Point to Point Edward on Cape Rozhnof;

(9) Caribou Flats Section: waters between the longitude of Wolf Point ($160^{\circ} 48.47'$ W. long.) and the longitude of Frank's Point ($161^{\circ} 49.00'$ W. long.), excluding the waters of the Nelson Lagoon Section;

(10) Black Hills Section: waters between the longitude of Frank's Point ($161^{\circ} 49.00'$ W. long.) and the longitude of Moffet Point ($162^{\circ} 35.50'$ W. long.), excluding the waters of Moffet Bay (also known as Moffet Lagoon).

(b) Northwestern District: waters on the north (Bering Sea) side of the Alaska Peninsula between the longitude of Moffet Point ($162^{\circ} 35.50'$ W. long.) and the longitude of Cape Sarichef Light on Unimak Island ($164^{\circ} 55.70'$ W. long.), including all waters of Moffet Bay (also known as Moffet Lagoon) and the waters of Bechevin Bay and Isanotski Strait north of a line from the False Pass cannery dock to Nichols Point;

(1) Izembek-Moffet Bay Section: waters between the longitude of Moffet Point ($162^{\circ} 35.50'$ W. long.) and the longitude of the easternmost tip of Chunak Point ($163^{\circ} 27.00'$ W. long.) including all of Moffet Bay (also known as Moffet Lagoon), excluding the waters of the Bechevin Bay Section;

(2) Bechevin Bay Section: waters of Bechevin Bay and Isanotski Strait enclosed on the north by a line from the easternmost tip of Chunak Point to the westernmost tip of Cape Kretnitzin and enclosed on the south by a line from the False Pass cannery dock to Nichols Point;

(3) Swanson Lagoon Section: waters on the north side of Unimak Island between the longitude of the easternmost edge of Chunak Point ($163^{\circ} 27.00'$ W. long.) and east of the

longitude of Otter Point (163° 47.00' W. long.), excluding the waters of the Bechevin Bay Section;

(4) Urilia Bay Section: waters on the north side of Unimak Island west of the longitude of Otter Point (163° 47.00' W. long.) and east of the longitude of the northernmost tip of Cape Mordvinof (164° 26.00' W. long.), including Peterson and Christianson Lagoons;

(5) Dublin Bay Section: waters on the northwest side of Unimak Island west of the longitude of the northernmost tip of Cape Mordvinof (164° 26.00' W. long.) and east of the longitude of Cape Sarichef Light (164° 55.70' W. long.).

(c) Unimak District: waters on the south side of Unimak Island between a line extending from Scotch Cap (54° 24.17' N. lat., 164° 47.60' W. long.) through the easternmost tip of Ugamak Island (54° 12.87' N. lat., 164° 46.00' W. long.) and a line extending 115° from Cape Pankof Light (54° 39.60' N. lat., 163° 03.70' W. long.), including the Sanak Islands;

(1) Cape Lutke Section: waters of the Unimak District west of the longitude of Rock Island (163° 38.00' W. long.);

(2) Otter Cove Section: waters of the Unimak District east of the longitude of Rock Island (163° 38.00' W. long.), excluding the waters of the Sanak Island Section;

(3) Sanak Island Section: waters of the Unimak District east of the longitude of Cape Pankof Light (163° 03.70' W. long.) and south of the latitude of Hague Rock at 54° 33.17' N. lat.

(d) Southwestern District: waters on the south side of the Alaska Peninsula north and east of a line extending 115° from Cape Pankof Light (54° 39.60' N. lat., 163° 03.70' W. long.) and west of a line extending 106° from Arch Point Light (55° 12.30' N. lat., 161° 54.30' W. long.) to the western boundary of the Southeastern District (longitude of McGinty Point: 160° 59.00' W. long.), including Inner Iliasik, Outer Iliasik, Goloi, Dolgoi, Poperechoi, and Deer Islands, waters of Ikatani Bay, and waters of Isanotski Strait south of a line from the False Pass cannery dock (54° 51.35' N. lat., 163° 24.38' W. long.) to Nichols Point (54° 51.43' N. lat., 163° 23.23' W. long.);

(1) Ikatani Bay Section: waters of the Southwestern District located south and west of a line from Kenmore Head (54° 56.83' N. lat., 163° 01.77' W. long.) to Hague Rock (54° 33.17' N. lat., 162° 24.00' W. long.) and west of a line extending true south from Hague Rock;

(2) Morzhovoi Bay Section: waters of Morzhovoi Bay north of a line from Kenmore Head to Cape Tachilni (54° 56.00' N. lat., 162° 52.80' W. long.);

(3) Thin Point Section: waters of the Southwestern District east of Kenmore Head (54° 56.83' N. lat., 163° 01.77' W. long.) and west of Thin Point (54° 57.32' N. lat., 162° 33.50' W. long.), excluding waters of the Ikatani, Morzhovoi, and Cold Bay Sections;

(4) Cold Bay Section: waters north of a line from Thin Point to Vodapoini Point;

(5) Deer Island Section: waters within one nautical mile from the mean high tide mark around Deer Island;

(6) Belkofski Bay Section: waters between Vodapoini Point and Moss Cape, including Inner and Outer Iliasik Islands, excluding the waters of the Deer Island Section;

(7) Volcano Bay Section: waters between Moss Cape and Arch Point, including Goloi, Dolgoi, and Poperechnoi Islands;

(8) General Section: all remaining waters of the Southwestern District.

(e) South Central District: waters on the south side of the Alaska Peninsula north and east of a line extending 106° from Arch Point Light ($55^\circ 12.30'$ N. lat., $161^\circ 54.30'$ W. long.) and west of a line extending south from McGinty Point ($55^\circ 27.37'$ N. lat., $160^\circ 59.00'$ W. long.), including Ukolnoi and Wosnesenski Islands;

(1) West Pavlof Bay Section: waters of the South Central District west of $161^\circ 34.00'$ W. long.;

(2) East Pavlof Bay Section: waters of the South Central District east of $161^\circ 34.00'$ W. long., excluding the Canoe Bay and Mino Creek-Little Coal Bay Sections;

(3) Canoe Bay Section: waters of Canoe Bay enclosed by a line from a point at $55^\circ 35.55'$ N. lat., $161^\circ 21.60'$ W. long. to a point at $55^\circ 35.65'$ N. lat., $161^\circ 21.80'$ W. long.;

(4) Mino Creek-Little Coal Bay Section: waters of the South Central District, excluding those of the West and East Pavlof Bay and Canoe Bay Sections, between the longitude of McGinty Point ($160^\circ 59.00'$ W. long.) and the longitude of Cape Tolstoi ($161^\circ 30.00'$ W. long.).

(f) Southeastern District: waters on the south side of the Alaska Peninsula east of a line extending south from McGinty Point ($55^\circ 27.37'$ N. lat., $160^\circ 59.00'$ W. long.) and west of a line extending 135° from Kupreanof Point ($55^\circ 33.98'$ N. lat., $159^\circ 35.88'$ W. long.), including all of the Shumagin Islands;

(1) Beaver Bay Section: waters of the Southeastern District east of the longitude of McGinty Point ($160^\circ 59.00'$ W. long.), west of $160^\circ 49.00'$ W. long., and north of $55^\circ 26.00'$ N. lat.;

(2) Balboa Bay Section: waters of the Southeastern District east of $160^\circ 49.00'$ W. long., north of $55^\circ 26.00'$ N. lat., and west of the longitude of Swedania Point ($160^\circ 31.50'$ W. long.);

(3) Shumagin Islands Section: waters of the Southeastern District east of the longitude of McGinty Point (160° 59.00' W. long.), west of a line extending 135° from Kupreanof Point (55° 33.98' N. lat., 159° 35.88' W. long.), south of a line from 55° 26.00' N. lat., 160° 31.50' W. long., to 55° 32.20' N. lat., 160° 02.60' W. long. (approximately one nautical mile north of Karpa Island), and east to the Alaska Peninsula Area boundary (a line extending 135° from Kupreanof Point), excluding the Beaver Bay, Balboa Bay, and Southwest Stepovak Sections;

(4) Southwest Stepovak Section: waters of the Southeastern District south of the latitude of 55° 37.33' N. lat., west of 159° 52.00' W. long., north of the Shumagin Islands Section, and east of the Balboa Bay Section;

(5) Northwest Stepovak Section: waters of the Southeastern District north of 55° 37.33' N. lat. and west of the longitude of Dent Point (159° 52.00' W. long.);

(6) Stepovak Flats Section: waters of the Southeastern District north of 55° 48.20' N. lat. and east of the longitude of Dent Point (159° 52.00' W. long.);

(7) East Stepovak Section: waters of the Southeastern District south of 55° 48.20' N. lat., east of the longitude of Dent Point (159° 52.00' W. long.), north of 55° 32.20' N. lat., and west of a line extending 135° from Kupreanof Point (55° 33.98' N. lat., 159° 35.88' W. long.). (In effect before 1985; am 5/11/85, Register 94; am 6/2/88, Register 106; am 6/9/90, Register 114; am 5/28/92, Register 122; am 5/17/95, Register 134; am 10/11/95, Register 136; am 4/18/96, Register 138; am 5/31/98, Register 146; am 6/22/2001, Register 158; am 6/4/2004, Register 170; am 5/30/2007, Register 182)

Registration Area T Salmon Net Gear Registration

5 AAC 39.120. Registration of commercial fishing vessels.

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(d) Salmon net gear registration areas are as follows:

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Code Letter	Area
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M - Aleutian Islands and Alaska Peninsula Areas (5 AAC 12.100 and 5 AAC 09.100) and, from August 1 through August 31, the

Atka-Amlia Islands Area (5 AAC 11.101) for purse seine gear only

- T - Bristol Bay Area (5 AAC 06.100) and January 1 through December 31, the Cinder River and Inner Port Heiden Sections of the Alaska Peninsula Area and August 1 through December 31, that portion of the Ilnik Section within Ilnik Lagoon and all waters inside the Seal Islands of the Alaska Peninsula Area (5 AAC 09.200(a)(1) - (3))

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(In effect before 1982; am 4/14/82, Register 82; am 4/16/83, Register 86; am 4/28/84, Register 90; am 5/31/85, Register 94; am 6/25/89, Register 110; am 5/13/92, Register 122; am 5/28/92, Register 122; am 7/16/92, Register 123; am 5/17/95, Register 134; am 6/2/95, Register 134; am 6/2/96, Register 138; am 6/28/97, Register 142; am 5/8/98, Register 146; am 5/31/98, Register 146; am 10/1/98, Register 147; am 7/13/2012, Register 203; am 6/1/2013, Register 206; add'l am 6/1/2013, Register 206)

Alaska Peninsula Area Commercial Salmon

5 AAC 09.206. Use of global positioning system (GPS). In the Alaska Peninsula Area, boundaries, lines, and coordinates are identified with the global positioning system (GPS). If the global positioning system is not operating, the boundaries, lines, and coordinates are as identified by ADF&G regulatory markers. (Eff. 6/4/2004, Register 170)

5 AAC 09.301. Seaward boundary of districts. For the purpose of managing the historical salmon net fishery in the vicinity of False Pass and Unimak Bight, the outer boundary of the Southwestern and Unimak Districts is a line drawn three miles seaward from a line commencing at 54° 26.70' N. lat., 162° 53.00' W. long., near the western end of Sanak Island to Cape Lutke on Unimak Island. The seaward boundary of all other districts is a line three miles seaward of the baseline, as described in 5 AAC 39.975(13). (In effect before 1988; am 6/2/88, Register 106; am 5/31/98, Register 146)

5 AAC 09.310. Fishing seasons. (a) In the Northern District, salmon may be taken as follows:

(1) Cinder River Section:

(A) from May 1 through September 30 within the lagoon into which the Cinder River drains (locally known as False Ugashik or Shagong);

(B) from August 1 through September 30 throughout this section;

(2) Port Heiden Sections:

(A) Inner Port Heiden Section: from May 1 through September 30;

(B) Outer Port Heiden Section: from June 20 through July 31;

(3) Ilnik Section:

(A) from May 1 through September 30, waters within Ilnik Lagoon and the waters inside the Seal Islands;

(B) repealed 6/4/2004;

(C) from June 20 through September 30, throughout the entire Ilnik Section;

(4) Three Hills Section: from June 25 through September 30;

(5) Bear River Section: from May 1 through September 30;

(6) Port Moller Bight Section: from May 1 through September 30;

(7) Herendeen-Moller Bay Section: from May 1 through July 20;

(8) Nelson Lagoon Section: from May 1 through September 30;

(9) Caribou Flats Section: no open season;

(10) Black Hills Section: from May 1 through September 30.

(b) In the Northwestern District, salmon may be taken only from June 1 through September 30, except that in the Dublin Bay Section, salmon may be taken only from July 10 through September 30.

(c) In the Unimak District, salmon may be taken only from June 1 through October 31.

(d) In the Southwestern District, salmon may be taken only from June 1 through October 31.

(e) In the South Central District, salmon may be taken only from June 1 through October 31.

(f) In the Southeastern District, salmon may be taken only from June 1 through October 31. (In effect before 1985; am 5/11/85, Register 94; am 6/2/88, Register 106; am 6/9/90, Register 114; am 5/28/92, Register 122; am 5/17/95, Register 134; am 4/18/96, Register 138; am 5/31/98, Register 146; am 12/29/2002, Register 164; am 6/4/2004, Register 170; am 5/30/2007, Register 182; am 6/2/2010, Register 194)

5 AAC 09.320. Fishing periods. (a) In the Northern District, salmon may be taken only during weekly fishing periods from 6:00 a.m. Monday until 6:00 p.m. Thursday, unless modified by emergency order, except as follows:

(1) in the Black Hills Section, before July 1 salmon may be taken from 6:00 a.m. Monday until 6:00 p.m. Wednesday; beginning July 1 salmon may be taken from 6:00 a.m. Monday until 6:00 p.m. Thursday;

(2) in the Nelson Lagoon Section, salmon may be taken

(A) during the period May 1 through June 15, from 6:00 a.m. Monday until 12:00 midnight Wednesday;

(B) during the period June 16 through August 15, from 6:00 a.m. Monday until 12:00 midnight Thursday;

(C) after August 15, from 6:00 a.m. Monday until 12:00 midnight Wednesday;

(3) in the Cinder River Section, salmon may be taken only from 6:00 a.m. Thursday until 6:00 p.m. Saturday;

(4) in the Outer Port Heiden, Inner Port Heiden, and Ilnik Sections, salmon may be taken only from 6:00 a.m. Monday until 6:00 p.m. Wednesday, except that before June 20 in that portion of the Ilnik Section within the Ilnik Lagoon and all waters inside the Seal Islands, salmon may be taken only from 12:00 noon Monday until 11:59 p.m. Wednesday;

(5) before July 1, in the Three Hills and Bear River Sections, salmon may be taken from 6:00 a.m. Monday until 6:00 p.m. Wednesday.

(b) In the Northwestern District, salmon may be taken during the open season from September 1 through September 30 only during fishing periods established by emergency order. Unless otherwise specified by emergency order, before September 1, salmon may be taken in the Northwestern District only during the open season in the

(1) Izembek-Moffet Bay Section, from 6:00 a.m. Monday until 6:00 p.m. Thursday;

(2) Bechevin Bay Section, only during fishing periods established by emergency order;

(3) Uruilia Bay Section, only during fishing periods established by emergency order;

(4) Dublin Bay Section, from 6:00 a.m. Monday until 6:00 p.m. Thursday;

(5) Swanson Lagoon Section, only during fishing periods established by emergency order.

(c) Salmon may be taken only during the open season in the Unimak District during fishing periods established by emergency order.

(d) Salmon may be taken only during the open season in the Southwestern District only during fishing periods established by emergency order.

(e) Salmon may be taken only during the open season in the South Central District only during fishing periods established by emergency order.

(f) Salmon may be taken only during the open season in the Southeastern District only during fishing periods established by emergency order. (In effect before 1983; am 4/16/83, Register 86; am 5/11/85, Register 94; am 6/2/88, Register 106; am 6/9/90, Register 114; am 5/28/92, Register 122; am 5/17/95, Register 134; am 4/18/96, Register 138; am 6/4/2004, Register 170; am 5/30/2007, Register 182; am 6/2/2010, Register 194; am 6/1/2013, Register 206)

5 AAC 09.330. Gear. (a) In the Northern District salmon may be taken in the

(1) Cinder River Section: with drift gillnets or set gillnets only;

(2) Inner Port Heiden Section: with drift gillnets or set gillnets only;

(3) Ilnik Section: with drift gillnets or set gillnets only;

(4) Three Hills Section: with drift gillnets only;

(5) Bear River Section: with drift gillnets, purse seines and hand purse seines;

(6) Port Moller Bight Section: with drift gillnets, set gillnets, purse seines, and hand purse seines;

(7) Herendeen-Moller Bay Section: with drift gillnets, set gillnets, purse seines and hand purse seines;

(8) Nelson Lagoon Section: with drift gillnets or set gillnets;

(9) Black Hills Section: with drift gillnets or set gillnets only;

(10) Outer Port Heiden Section: with drift gillnets only.

(b) In the Northwestern District salmon may be taken with drift gillnets, set gillnets, purse seines and hand purse seines.

(c) In the Unimak District salmon may be taken with drift gillnets, set gillnets, purse seines and hand purse seines. Salmon may be taken by gillnet gear during periods when the seine fishery is closed by emergency order due to the presence of immature salmon.

(d) In the Southwestern District, salmon may be taken only with purse seines, hand purse seines, and set gillnets, except that

(1) salmon may also be taken with drift gillnets

(A) in the waters of the Ikatan Bay Section west of a line from Kenmore Head to Hague Rocks to the easternmost tip of the Sanak Islands;

(B) from June 1 through June 30, in the waters

(i) south and east of a line from Cape Pankof Light at 54° 39.60' N. lat., 163° 03.70' W. long., to Thin Point at 54° 57.32' N. lat., 162° 33.50' W. long.; and

(ii) south of a line from Thin Point at 54° 57.32' N. lat., 162° 33.50' W. long., to the northernmost tip of Stag point at 54° 59.10' N. lat., 162° 18.10' W. long., on Deer Island to the southernmost tip of Dolgoi Cape at 55° 03.15' N. lat., 161° 44.35' W. long., on Dolgoi Island and south of the latitude of the northeastern tip of Dolgoi Island at 55° 07.50' N. lat., 161° 38.30' W. long.;

(2) repealed 3/19/78;

(3) salmon may be taken by gillnet gear during periods when the seine fishery is closed by emergency order due to the presence of immature salmon.

(e) In the South Central District salmon may be taken with set gillnets, purse seines and hand purse seines, except that

(1) repealed 3/19/78;

(2) within Canoe Bay, salmon may be taken only with purse seines and hand purse seines;

(3) repealed 6/2/88;

(4) salmon may be taken by set gillnet gear during periods when the seine fishery is closed by emergency order due to the presence of immature salmon.

(f) In the Southeastern District, salmon may be taken only with set gillnets, purse seines, and hand purse seines, except that

(1) salmon may be taken only with purse seines and hand purse seines in the area between Popof Head and Dark Cliffs (Popof Island) from June 1 through August 31; however, salmon may be taken by set gillnet during periods when the seine fishery is closed by emergency order due to the presence of immature salmon;

(2) repealed 3/19/78;

(3) salmon may be taken only with set gillnets from June 1 through July 10 in the Beaver Bay, Balboa Bay, Southwest Stepovak, Northwest Stepovak, Stepovak Flats, and East Stepovak Sections; however, if the department determines that the Orzinski Lake sockeye salmon escapement objectives have been exceeded as described in 5 AAC 09.360(k), beginning July 1, in addition to set gillnet gear, the commissioner may open, by emergency order, the waters of Orzinski Bay west of 160° 04.25' W. long. to fishing with purse seine and hand purse seine gear;

(4) salmon may be taken by set gillnet during periods when the seine fishery is closed by emergency order due to presence of immature salmon.

(g) Notwithstanding 5 AAC 39.240, a CFEC set gillnet permit holder may use a registered salmon fishing vessel, when it has set gillnet gear on board, to tow another registered salmon fishing vessel with set gillnet gear on board if the permit holder for the vessel being towed is on board one of the vessels. (In effect before 1988; am 6/2/88, Register 106; am 6/9/90, Register 114; am 5/28/92, Register 122; am 10/11/95, Register 136; am 6/11/2005, Register 174; am 5/30/2007, Register 182; am 6/1/2013, Register 206)

5 AAC 09.331. Gillnet specifications and operations. (a) The size and operation of drift gillnets is as follows:

(1) the aggregate length of drift gillnets on a salmon fishing boat or in use by such boat shall be no more than 200 fathoms in length;

(2) the mesh size of a drift gillnet may not be less than five and one-quarter inches, except that there is no minimum mesh size

(A) in the Northern District and the Northwestern District;

(B) in the South Unimak and Shumagin Islands fisheries described in 5 AAC 09.365(b) and (c) when the commissioner opens fishing periods under 5 AAC 09.365(d);

(C) repealed 6/22/2001;

(3) in the Northwestern, Unimak, and Southwestern Districts, no drift gillnet may exceed 90 meshes in depth;

(4) in the Northern District, a drift gillnet may not exceed 70 meshes in depth, except that in the Nelson Lagoon Section a drift gillnet may not exceed 29 meshes in depth before August 16 and 38 meshes in depth from August 16 through September 30; a drift gillnet may have only one leadline, which may not exceed 60 fathoms per 50 fathoms of corkline, and no portion of the leadline may exceed 1.5 pounds per fathom.

(b) The size and operation of set gillnets is as follows:

(1) a set gillnet may be no more than 100 fathoms in length; the aggregate length of set gillnets operated by a CFEC permit holder may be no more than 200 fathoms; no more than two gillnet sites may be operated by a CFEC permit holder except that in the

(A) Inner Port Heiden Section a set gillnet may be no more than 50 fathoms in length; the aggregate length of set gillnets operated by a CFEC permit holder may be no more than 100 fathoms; and no more than two gillnet sites may be operated by a CFEC permit holder;

(B) Inik Lagoon (portion of the Inik Section) a set gillnet may be no more than 50 fathoms in length; the aggregate length of set gillnets operated by a CFEC permit holder may be no more than 150 fathoms; and no more than three gillnet sites may be operated by a CFEC permit holder;

(C) in the Northwestern, Unimak, Southwestern, South Central, and Southeastern Districts, a set gillnet may not exceed 90 meshes in depth;

(2) set gillnets shall be operated in substantially a straight line; no more than 30 fathoms of each set gillnet may be used as a single hook;

(3) the mesh size of a set gillnet may not be less than five and one-quarter inches, except that

(A) there is no minimum mesh size in the

(i) Northern District and the Northwestern District;

(ii) South Unimak and Shumagin Islands fisheries described in 5 AAC 09.365(b) and (c) when the commissioner opens fishing periods under 5 AAC 09.365(d);

(B) the mesh size of a set gillnet may not be less than four and one-half inches beginning

(i) July 26 in the Southern District Mainland fishery; and

(ii) August 1 in the Shumagin Islands fishery;

(C) repealed 6/22/2001;

(4) in the Northern District, the maximum depth of a set gillnet may not exceed 70 meshes in depth; except that in the Nelson Lagoon Section, a set gillnet may not exceed 29 meshes in depth;

(5) in the Unimak, Southwestern, South Central, and Southeastern Districts, 25 fathoms of seine webbing may be used on the shoreward end of a set gillnet; the shoreward end of the seine webbing must be attached to the beach above low tide;

(6) during hours of darkness, each set gillnet must be marked with at least one red light on the seaward end of the net, and at least one red light on both ends of the net if that net is more than 300 feet from shore;

(7) in Swanson Lagoon, within the Swanson Lagoon Section of the Northwestern District, a person may not place a set gillnet in the water if that placement would result in more than 50 percent of the channel east of 163° 38.75' W. long. being blocked to the movement of boat traffic at any stage of the tide;

(8) in the Ilnik Section of the Northern District, a person may not place the seaward end of a set gillnet more than one-half mile from the permanent vegetation line of the beach, except that in the Cinder River Section and Seal Islands of the Ilnik Section a person may not place the seaward end of a set gillnet more than one-half mile from the mean high tide mark;

(9) in the Unimak District during the June fishery described in 5 AAC 09.365, a person may not place the shoreward end of a set gillnet further than one-half mile from the mean high tide mark. (In effect before 1985; am 5/11/85, Register 94; am 6/2/88, Register 106; am 6/9/90, Register 114; am 5/28/92, Register 122; am 5/17/95, Register 134; am 5/31/98, Register 146; am 6/22/2001, Register 158; am 6/2/2010, Register 194)

5 AAC 09.332. Seine specifications and operations. (a) Purse seines or hand purse seines may not be less than 100 fathoms nor more than 250 fathoms in length. A purse seine or hand purse seine may not exceed 375 meshes in depth. Seine mesh may not be more than three and one-half inches, except that the first 25 meshes above the headline may not be more than 7 inches.

(b) Leads may not be less than 50 fathoms nor more than 150 fathoms in length. Only one lead may be used with a seine. A lead may be attached to only one end of a seine, and the lead may not be attached to the boat end of the seine. (In effect before 1985; am 5/11/85, Register 94; am 6/2/88, Register 106; am 6/9/90, Register 114)

5 AAC 09.350. Closed waters. Salmon may not be taken in the following locations:

(1) Cape Menshikof: waters of the Cinder River Section located north and east of a line extending 304° from a point on the shore at 57° 24.40' N. lat., 158° 03.00' W. long.;

(2) Cinder River Lagoon: waters enclosed by a line from 57° 20.00' N. lat., 158° 08.02' W. long. to 57° 21.30' N. lat., 158° 02.63' W. long.;

(3) Outer Port Heiden: waters of the Outer Port Heiden Section

(A) between the three-mile seaward boundary line, described in 5 AAC 09.301, and a line that is one and one-half miles shoreward of the three-mile seaward boundary line;

(B) east of a line from 57° 05.52' N. lat., 158° 34.45' W. long. to 57° 08.85' N. lat., 158° 37.50' W. long.;

(4) Meshik River: waters upstream from a line crossing the river from a point at 56° 47.07' N. lat., 158° 41.10' W. long. to 56° 47.97' N. lat., 158° 38.75' W. long.; this is approximately one-half nautical mile upstream from the mean high tide mark in the mouth of the river and approximately at the lower line of the permanent vegetation line;

(5) Unangashak River: waters east of 159° 15.33' W. long.;

(6) Ilnik Lagoon: waters of Ilnik Lagoon and lake west of 159° 32.00' W. long.;

(7) Sandy River:

(A) from May 1 through July 26: waters within 2,000 yards of the terminus of the river;

(B) from July 27 through September 30: waters within 500 yards of the terminus of the river;

(8) Bear River:

(A) from May 1 through August 8: waters within 1,000 yards of the terminus of the river;

(B) from August 9 through September 30: waters within 500 yards of the terminus of the river;

(9) King Salmon River:

(A) from May 1 through July 15, waters within 1,000 yards of the stream terminus;

(B) after July 15, waters within 500 yards of the stream terminus;

(10) Frank's Lagoon: waters of the lagoon and within 500 yards outside the entrance;

(11) Herendeen Bay: from May 1 through July 20, waters within 500 yards of any salmon stream, unless otherwise specified in this chapter;

(12) Nelson Lagoon: waters of the lagoon and river (called Caribou, Nelson, and Lagoon River) flowing into the upper (west) end of Nelson Lagoon, upstream from a line from 55° 57.19' N. lat., 161° 21.52' W. long., to 55° 57.55' N. lat., 161° 22.09' W. long.;

(13) Caribou Flats: waters of the Caribou Flats Section;

(14) Amak Island and adjacent Sea Lion Rocks: waters within three nautical miles of the mean high tide mark around these islands and rocks;

(15) Applegate Cove-Norma Bay: waters south of a line from 55° 14.20' N. lat., 162° 53.20' W. long. to the southwest extremity of Norma Bay at 55° 10.50' N. lat., 163° 05.12' W. long.; this boundary aligns with the Cold Bay VORTAL cone and the headland located approximately two nautical miles south of the radar domes near Grant Point;

(16) Bechevin Bay:

(A) Saint Catherine Cove (Mike's Creek): waters within 1,000 yards of the stream located at 55° 00.80' N. lat., 163° 31.55' W. long.;

(B) Trader's Cove: waters north and east of a line from Morzhovoi Village (54° 54.65' N. lat., 163° 18.33' W. long.) to the base of Trader Mountain (54° 54.98' N. lat., 163° 18.50' W. long.);

(C) Warmsprings Bay: waters southeast of a line from a point on the south shore of the bay at 54° 56.40' N. lat., 163° 15.90' W. long. to a point on the north shore of the bay at 54° 57.20' N. lat., 163° 15.67' W. long.;

(17) Swanson Lagoon:

(A) from June 1 through August 31: waters enclosed by a line from 55° 02.15' N. lat., 163° 38.75' W. long. to 55° 02.13' N. lat., 163° 38.60' W. long.;

(B) from September 1 through September 30: waters enclosed by a line from 55° 02.15' N. lat., 163° 38.75' W. long. to 55° 02.17' N. lat., 163° 39.15' W. long.;

(18) Uria Bay:

(A) Christianson Lagoon: waters of the lagoon and those waters within 500 yards of the lagoon's exit channel terminus at the ocean shoreline;

(B) Peterson Lagoon: waters of the lagoon from a point located 500 yards upstream from the lagoon outlet channel terminus at the ocean shoreline;

(19) Ikatan Bay: waters within 1,000 yards of the stream at 54° 45.18' N. lat., 163° 15.32' W. long. on the north shore of the Ikatan Peninsula that exit from Swede's Lake;

(20) Morzhovoi Bay:

(A) Middle Lagoon: waters of the lagoon and within 1,000 yards of its entrance;

(B) Littlejohn Lagoon: waters of the lagoon and within 500 yards of its entrance at the narrows;

(21) Thin Point Cove and Lagoon: waters north and west of a line from the tip of Thin Point westward to a point on the shore at 54° 57.58' N. lat., 162° 42.40' W. long.;

(22) Cold Bay:

(A) Old Man Lagoon, Mortensen Lagoon, and Nurse Lagoon: waters of the lagoons and within 500 yards outside their entrances;

(B) Lenard Harbor: waters east of a line from 55° 06.00' N. lat., 162° 23.10' W. long. to a point on the north shore at 55° 06.95' N. lat., 162° 23.20' W. long. and within 1,000 yards of any salmon stream west of 55° 06.95' N. lat., 162° 23.20' W. long., including Barney's Creek;

(C) Kinzarof Lagoon area: waters of Kinzarof Lagoon;

(D) Trout Creek: waters within 1,000 yards of the stream terminus;

(23) Deer Island: waters within 200 yards of any salmon stream on Deer Island;

(24) Belkofski Bay: waters north and east of a line from 55° 09.28' N. lat., 162° 08.32' W. long. to 55° 08.07' N. lat., 162° 07.20' W. long. and then to 55° 07.33' N. lat., 162° 07.60' W. long.;

(25) Volcano and Bear Bay:

(A) waters north of a line from 55° 13.33' N. lat., 162° 01.40' W. long. to 55° 13.83' N. lat., 161° 58.20' W. long.;

(B) waters of Bear Bay west of 162° W. long. and locally known as Little Bear Bay;

(26) Long John Lagoon: waters of the lagoon and within 500 yards outside of its entrance;

(27) Pavlof Bay:

(A) Chinaman Lagoon and Jackson Lagoon: waters of the lagoons and within 1,000 yards outside of their entrances;

(B) Dry Lagoon: waters of the lagoon and within 500 yards of its entrance;

(C) Canoe Bay: waters east of 161° 14.30' W. long.;

(28) Bay Point: waters of the lagoon and within 500 yards of the lagoon entrance;

(29) Zachary Bay: waters of the inner bay south and west of a line extending from the inner edge of the permanent vegetation line of the sand spit to the west of the tip of the prominent point of land approximately one and one-third nautical miles inside Quartz Point;

(30) Balboa Bay:

(A) waters north of a line extending west from Reef Point;

(B) waters of Lefthand Bay west of a line from 55° 31.60' N. lat., 160° 43.00' W. long. to 55° 33.10' N. lat., 160° 42.10' W. long.;

(31) San Diego Bay: waters of the lagoon at the head of this bay and within 500 yards outside of the lagoon's entrance, except that from July 19 through August 31 the closure includes all waters west of a line from the reef at 55° 33.10' N. lat., 160° 26.60' W. long. to the headland at 55° 33.97' N. lat., 160° 25.90' W. long.;

(32) Dorenoi Bay:

(A) repealed 6/2/2010;

(B) after July 25, waters within 500 yards of the terminus of any salmon stream;

(33) Chichagof Bay: waters of the lagoon and within 500 yards of the lagoon entrance;

(34) Orzinski Bay (Orzenoi): waters within 1,000 yards of any salmon stream;

(35) Grub Gulch: waters north of 55° 48.25' N. lat.;

(36) Stepovak Bay:

(A) from June 1 through July 28, waters within 500 yards of any salmon stream or lagoon, unless otherwise specified in this chapter;

(B) from July 29 through September 30, waters north of a line extending east from Dent Point at 55° 47.25' N. lat., 159° 52.00' W. long. to a point on the Kupreanof Peninsula at 55° 46.93' N. lat., 159° 38.70' W. long.;

(37) from July 6 through August 31, waters of Alaska in the East Stepovak Section between a line extending 135° from Kupreanof Point at 55° 33.98' N. lat., 159° 35.88' W. long. and a line extending 207° from 55° 34.50' N. lat., 159° 37.53' W. long.; from September 1 through September 30, the commissioner shall close, by emergency order, the waters specified in this paragraph when the waters specified in 5 AAC 15.350(20) are closed to conserve coho salmon. (In effect before 1983; am 4/16/83, Register 86; am 5/11/85, Register 94; am 6/2/88, Register 106; am 6/9/90, Register 114; am 5/28/92, Register 122; am 5/17/95, Register 134; am 4/18/96, Register 138; am 5/31/98, Register 146; am 1/15/2003, Register 165; am 6/4/2004, Register 170; am 5/30/2007, Register 182; am 6/2/2010, Register 194; am 7/11/2010, Register 195; am 6/1/2013, Register 206)

5 AAC 09.360. Southeastern District Mainland Salmon Management Plan. (a) The purpose of this management plan is to provide guidelines to the department for the management of the interception of Chignik River sockeye salmon caught in the Southeastern District Mainland fishery conducted in the East Stepovak, Stepovak Flats, Northwest Stepovak, Southwest Stepovak, Balboa Bay, and Beaver Bay Sections. Except as specified in 5 AAC 09.330(f)(3), before July 11, only set gillnet gear may be used in these sections. For the purpose of the management plan in this section, local runs include only those salmon in the waters

(1) beginning July 1, in the Northwest Stepovak Section described in 5 AAC 09.200(f);

(2) in the Stepovak Flats Section described in 5 AAC 09.200(f).

(b) In years when a harvestable surplus for the first (Black Lake) and second (Chignik Lake) runs of Chignik River system sockeye salmon is expected to be less than 600,000 fish, a commercial salmon fishery is not allowed in the East Stepovak, Southwest Stepovak, Balboa Bay, and Beaver Bay Sections, and in the Northwest Stepovak Section, excluding Orzinski Bay north of a line from Elephant Point at 55° 41.92' N. lat., 160° 03.20' W. long. to Waterfall Point at 55° 43.18' N. lat., 160° 01.13' W. long., until the department projects that a harvest of 300,000 sockeye salmon in the Chignik Area described in 5 AAC 15.100. After July 8, if at least 300,000 sockeye salmon have been harvested in the Chignik Area, and if escapement goals are being met, the department shall manage the fishery so that the number of sockeye salmon harvested in the Chignik Area will be at least 600,000 fish and the number of sockeye salmon destined for the Chignik River that are harvested in the East Stepovak, Stepovak Flats, Southwest Stepovak, Balboa Bay, and Beaver Bay Sections, and before July 1 in the Northwest Stepovak Section, approaches as near as possible 7.6 percent of the sockeye salmon harvest in the Chignik Area.

(c) In years when a harvestable surplus beyond escapement goals for the first and second runs of Chignik River system sockeye salmon is expected to be more than 600,000 fish but the first run fails to develop as predicted and it is determined that a total sockeye salmon harvest in the Chignik Area of 600,000 or more fish may not be achieved, the commercial salmon fishery in the East Stepovak, Stepovak Flats, Southwest Stepovak, Balboa Bay, and Beaver Bay Sections, and in the Northwest Stepovak Section, excluding Orzinski Bay north of a line from Elephant Point at 55° 41.92' N. lat., 160° 03.20' W. long. to Waterfall Point at 55° 43.18' N. lat., 160° 01.13' W. long., shall be curtailed until the department projects a harvest in the Chignik Area of at least 300,000 sockeye salmon through July 8 if that number of fish are determined to be surplus to the escapement goals of the Chignik River system. After July 8, if at least 300,000 sockeye salmon have been harvested in the Chignik Area, and if escapement goals are being met, the department shall manage the fishery so that the number of sockeye salmon harvested in the Chignik Area is at least 600,000 fish and the number of sockeye salmon destined for the Chignik River that are harvested in the East Stepovak, Stepovak Flats, Southwest Stepovak, Balboa Bay, and Beaver Bay Sections, and before July 1 in the Northwest Stepovak Section, approaches as near as possible 7.6 percent of the sockeye salmon harvest in the Chignik Area.

(d) In years when a harvestable surplus beyond the escapement goals for the first and second runs of Chignik River system sockeye salmon is expected to be more than 600,000 fish and the department determines that the runs are as strong as expected, the department shall manage the fishery so that the number of sockeye salmon destined for the Chignik River that are harvested in the East Stepovak, Stepovak Flats, Southwest Stepovak, Balboa Bay, and Beaver Bay Sections, and before July 1 in the Northwest Stepovak Section, approaches as near as possible 7.6 percent of the sockeye salmon harvest in the Chignik Area.

(e) Beginning July 1,

(1) in the Northwest Stepovak Section, excluding Orzinski Bay north of a line from Elephant Point at 55° 41.92' N. lat., 160° 03.20' W. long. to Waterfall Point at 55° 43.18' N. lat., 160° 01.13' W. long., commercial fishing may not be open for more than an aggregate of 96 hours during a seven-day period;

(2) if the Orzinski Bay escapement reaches or exceeds 25,000 sockeye salmon, the commissioner may, by emergency order, open the Northwest Stepovak Section, including all of Orzinski Bay with fishing periods as follows:

(A) set gillnet gear will be allowed to operate continuously through 12:00 midnight July 25;

(B) purse seine and hand purse seine gear will be allowed to operate as specified in (1) of this subsection.

(f) The estimate of sockeye salmon destined for the Chignik River has been determined to be 80 percent of the sockeye salmon harvested in the East Stepovak, Stepovak Flats, Southwest Stepovak, Balboa Bay, and Beaver Bay Sections, and before July 1 in the Northwest Stepovak

Section. Beginning July 1, all sockeye salmon taken in the Northwest Stepovak Section are considered to be destined for Orzinski Bay.

(g) The percentage of sockeye salmon destined for the Chignik River that are harvested in the Southeastern District Mainland fishery may be permitted to fluctuate above or below 7.6 percent of sockeye salmon harvest in the Chignik Area at any time before July 25.

(h) The allocation method described in (a) - (g) of this section is in effect through July 25. The commissioner may not open the first fishing period of the commercial salmon fishing season in the East Stepovak, Southwest Stepovak, Balboa Bay, and Beaver Bay Sections, and before July 1 in the Northwest Stepovak Section, before the first fishing period of the commercial salmon fishing season in the Chignik Area. After July 25, the commissioner may open, by emergency order, commercial salmon fishing in the entire Southeastern District Mainland area for local stocks.

(i) During the period from approximately June 26 through July 8, the strength of the second run of the Chignik River system sockeye salmon cannot be evaluated. In order to prevent overharvest of the second run, the department may disallow or severely restrict commercial salmon fishing in the East Stepovak, Stepovak Flats, Southwest Stepovak, Balboa Bay, and Beaver Bay Sections during this period, and from June 26 through June 30 in the Northwest Stepovak Section.

(j) The commissioner shall open all commercial fishing periods by emergency order. Before commencement of the first commercial salmon fishing period of the season, the department shall give at least 24 hours' notice. For subsequent fishing periods, the department shall give at least 12 hours' notice. If an existing fishing period is extended, the department shall give notice of the extension as soon as possible before the end of the existing fishing period.

(k) Notwithstanding any other provision of this section, from July 1 through July 10, if the department determines that the Orzinski Lake sockeye salmon escapement objectives have been exceeded, in addition to set gillnet gear, the commissioner may open, by emergency order, the waters of Orzinski Bay west of 160° 04.25' W. long. to fishing with purse seine and hand purse seine gear.

(l) From July 26 through October 31,

(1) the department shall manage the fishery based on the abundance of local pink, chum, and coho salmon stocks;

(2) there shall be at least one closed 36-hour period within a seven-day period. (In effect before 1985; am 5/11/85, Register 94; am 6/2/88, Register 106; am 5/28/92, Register 122; am 5/17/95, Register 134; am 4/18/96, Register 138; am 5/31/98, Register 146; am 6/22/2001, Register 158; am 6/11/2005, Register 174; am 5/30/2007, Register 182; am 6/2/2010, Register 194; am 6/1/2013, Register 206)

5 AAC 09.365. South Unimak and Shumagin Islands June Salmon Management Plan. (a)

The South Unimak and Shumagin Islands June fisheries harvest both sockeye salmon and chum salmon in a mixed stock fishery during the month of June. The sockeye salmon are predominantly Bristol Bay and Alaska Peninsula origin. The chum salmon are bound for a number of areas, including Japan, Russia, the Arctic-Yukon-Kuskokwim, Bristol Bay, the Alaska Peninsula, and southcentral Alaska. These salmon stocks have historically been harvested along the south Alaska Peninsula during the month of June. This management plan is intended to be consistent with the Policy for the Management of Sustainable Salmon Fisheries (5 AAC 39.222) and the Policy for the Management of Mixed Stock Salmon Fisheries (5 AAC 39.220).

(b) The South Unimak fishery takes place in the Unimak District, the Southwestern District, the East Pavlof Bay and the West Pavlof Bay Sections of the South Central District, and the Bechevin Bay Section of the Northwestern District.

(c) The Shumagin Islands fishery takes place in the Shumagin Islands Section.

(d) In the South Unimak and Shumagin Islands fisheries, the commissioner may establish, by emergency order, commercial fishing periods as follows:

(1) for set gillnet gear,

(A) beginning June 7, commercial fishing periods will begin at 6:00 a.m. and run 88 hours until 10:00 p.m. three days later; commercial fishing will then close for 32 hours and reopen at 6:00 a.m. two days later;

(B) notwithstanding (A) of this paragraph, the final commercial fishing period will end at 10:00 p.m. on June 29;

(2) for seine and drift gillnet gear,

(A) beginning June 10, commercial fishing periods will begin at 6:00 a.m. and run 88 hours until 10:00 p.m. three days later; commercial fishing will then close for 32 hours and reopen at 6:00 a.m. two days later;

(B) notwithstanding (A) of this paragraph, the final commercial fishing period will end at 10:00 p.m. on June 28.

(e) All salmon caught by a CFEC permit holder must be retained, and each CFEC permit holder must report the number of salmon caught, including those taken but not sold, on an ADF&G fish ticket. For the purposes of this subsection, "caught" means brought on board the vessel. (In effect before 1983; am 4/16/83, Register 86; am 4/28/84, Register 90; am 4/18/86, Register 98; am 6/2/88, Register 106; am 6/9/90, Register 114; am 6/13/92, Register 122; am 6/1/94, Register 130; am 5/17/95, Register 134; am 6/9/96, Register 138; am 5/31/98, Register 146; am 6/3/2001, Register 158; am 6/4/2004, Register 170; am 6/1/2013, Register 206)

5 AAC 09.366. Post-June Salmon Management Plan for the South Alaska Peninsula. (a)

The purpose of this management plan is to provide management guidelines to the department for the management of the post-June salmon fisheries along the South Alaska Peninsula, to provide for the harvest of local stocks in terminal harvest areas, and to establish fishing periods for the South Alaska Peninsula salmon fisheries outside of terminal harvest areas.

(b) The commissioner shall establish, to the extent practicable, concurrent fishing periods in the Southeastern, South Central, Southwestern, and Unimak Districts.

(c) Fishing periods may be established under this section only as follows:

- (1) except as specified in (d), for July, from 7:00 a.m. to 9:00 p.m.;
- (2) for August, from 8:00 a.m. to 9:00 p.m.;
- (3) for September and October, from 9:00 a.m. to 8:00 p.m.;
- (4) repealed 1/15/2003.

(d) Notwithstanding (c)(1) of this section, from July 6 through July 31, the commissioner may establish, by emergency order, fishing periods as follows:

(1) the first fishing period will begin at 6:00 a.m. and run 33 hours until 3:00 p.m. the following day; commercial fishing will then close for 63 hours and reopen under (2) of this subsection;

(2) following the closure under (1) of this subsection, commercial fishing periods will begin at 6:00 a.m. and close at 6:00 p.m. the following day; commercial fishing will then close for 60 hours and reopen at 6:00 a.m. three days later.

(e) Repealed 6/4/2004.

(f) The commissioner may open, by emergency order, the following terminal harvest areas to salmon fishing from July 6 through July 21:

(1) the Shumagin Islands Section of the Southeastern District, waters of Zachary Bay south of the latitude of 55° 22.60' N. lat.; fishing periods shall be established based on the abundance of pink and chum salmon stocks;

(2) the East and West Pavlof Bay Sections of the South Central District, waters north of the latitude of Black Point (55° 24.48' N. lat.); fishing periods shall be established based on the abundance of pink and chum salmon stocks;

(3) the Canoe Bay Section of the South Central District; fishing periods shall be established based on the abundance of pink and chum salmon stocks;

(4) in the Cold Bay, Thin Point, and Morzhovoi Bay Sections of the Southwestern District as follows:

(A) fishing periods in the Cold Bay Section shall be established based on the abundance of sockeye and chum salmon stocks;

(B) fishing periods in Thin Point Cove and Morzhovoi Bay Sections shall be established based on the abundance of sockeye salmon stocks.

(g) In addition to the terminal harvest areas specified in (f) of this section, the commissioner may open, by emergency order, the following terminal harvest areas to salmon fishing from July 22 through July 31:

(1) repealed 6/1/2013;

(2) repealed 6/1/2013;

(3) the Mino Creek-Little Coal Bay and East Pavlof Bay Sections of the South Central District; fishing periods shall be established based on the abundance of local pink and chum salmon stocks;

(4) the Belkofski Bay Section of the Southwestern District; fishing periods shall be established based on the abundance of local pink and chum salmon stocks;

(5) the Deer Island Section of the Southwestern District; fishing periods shall be established based on the abundance of local pink salmon stocks.

(h) The commissioner may open, by emergency order, the commercial salmon fishery in the South Alaska Peninsula as follows:

(1) from August 1 through August 31, fishing periods shall be based on the abundance of local sockeye, coho, pink, and chum salmon stocks;

(2) from September 1 through October 31, fishing periods shall be based on abundance of coho salmon stocks, although the department may consider the abundance of late pink and chum salmon stocks.

(i) The department shall conduct a seine test fishery in the Shumagin Islands Section to assess the presence of immature salmon. If 100 or more immature salmon, per set, are present, the commissioner shall close, by emergency order, the seine fishery in an area to be determined by the department. If the seine fishery is closed in an area under this subsection, the set gillnet fishery shall remain open in that area. For the purposes of this subsection, "immature salmon, per set, are present" means the number of immature king, sockeye, coho, and chum salmon observed to be gilled in the seine web. (Eff. 5/28/92, Register 122; am 4/18/96, Register 138; am 5/31/98,

Register 146; am 6/22/2001, Register 158; am 1/15/2003, Register 165; am 6/4/2004, Register 170; am 2/16/2006, Register 177; am 6/2/2010, Register 194; am 6/1/2013, Register 206)

5 AAC 09.369. Northern District Salmon Fisheries Management Plan. (a) The purpose of this management plan is to provide guidelines to the department for the management of salmon stocks in the Northern District of the Alaska Peninsula Management Area.

(b) The department shall manage the Northern District salmon fisheries on the basis of salmon abundance as determined by escapement information and catch-per-unit-effort information. The department shall manage each section of the Northern District as specified in this management plan and 5 AAC 09.320.

(c) In the Black Hills Section,

(1) before July 1, fishing periods may be modified based on the abundance of king and sockeye salmon stocks;

(2) from July 1 through August 15, fishing periods may be modified based on the abundance of sockeye and chum salmon stocks; and

(3) after August 15, fishing periods may be modified based on the abundance of coho salmon stocks.

(d) The Caribou Flats Section is closed to commercial salmon fishing.

(e) In the Nelson Lagoon Section,

(1) from May 1 through June 15, fishing periods may be modified based on the abundance of Nelson Lagoon king salmon stocks;

(2) from June 16 through August 15, fishing periods may be modified based on sockeye salmon escapement and harvest information in Nelson Lagoon; and

(3) after August 15, fishing periods may be modified based on the abundance of Nelson Lagoon coho salmon stocks.

(f) In the Herendeen-Moller Bay Section, fishing periods for pink and chum salmon stocks may be modified so that pink salmon fishing periods will not jeopardize local chum salmon stocks.

(g) In the Port Moller Bight Section, fishing periods may be modified based on the abundance of Bear River sockeye salmon stocks.

(h) In the Bear River Section, fishing periods may be modified based on sockeye salmon escapement to the Bear and Sandy Rivers. Before taking management actions in the Bear River

Section during June, such as modification of fishing time and area by emergency order, the commissioner shall consider the king salmon runs into the King Salmon, Bear, and Sandy Rivers.

(i) In the Three Hills Section before July 21, fishing periods may be modified based on the abundance of sockeye salmon stocks in the Bear, Sandy, and Ilnik Rivers. Beginning July 21, fishing periods in the Three Hills Section may be modified based on the abundance of sockeye salmon stocks in the Bear and Sandy Rivers. When sockeye salmon escapement objectives in the Bear or Sandy Rivers are not being met, the commissioner may close, by emergency order, a portion of the Bear River and Three Hills Sections. If sockeye salmon escapements into the Ilnik River, or the Ocean River when the Ocean River flows directly into the Bering Sea, are not being met and area closures in the Ilnik Section are not effective for meeting the sockeye salmon escapement goals, the commissioner may close, by emergency order, the eastern portion of the Three Hills Section.

(j) In the Ilnik Section,

(1) notwithstanding 5 AAC 09.320(a)(4), from June 20 through July 20,

(A) commercial salmon fishing will be permitted in the Ilnik Section

(i) southwest of the Unangashak Bluffs based on the abundance of Ilnik River sockeye salmon; and

(ii) northeast of the Unangashak Bluffs based on the abundance of Meshik River and Ilnik River sockeye salmon, combined;

(B) if the commissioner closes that portion of the Egegik District specified in 5 AAC 06.359(c) for conservation of Ugashik River sockeye salmon stocks, the commissioner may, by emergency order, close the Ilnik Section and immediately reopen the Ilnik Section, with additional fishing restrictions that the commissioner determines necessary;

(2) from July 21 through August 15, fishing periods may be modified in the Ilnik Section based on the abundance of Bear River sockeye salmon stocks;

(3) after August 15, fishing periods may be modified in the Ilnik Section based on the abundance of

(A) coho salmon stocks in the Unangashak and Ilnik Rivers, and the Ocean River when the Ocean River flows directly into the Bering Sea; and

(B) the Bear River late-run sockeye salmon stock.

(k) In the Inner Port Heiden Section, fishing periods may be modified based on the abundance of king salmon stocks during May and June, sockeye salmon stocks during July, and coho salmon stocks after July.

(l) The Outer Port Heiden Section is open from June 20 through July 31 to commercial salmon fishing in those waters west of a line from 57° 05.52' N. lat., 158° 34.45' W. long. to 57° 08.85' N. lat., 158° 37.50' W. long. based on the abundance of Meshik River sockeye salmon. If the commissioner closes the portion of the Egegik District as specified in 5 AAC 06.359(c) for the conservation of Ugashik River sockeye salmon stocks, the commissioner may, by emergency order, close the Outer Port Heiden Section, and immediately reopen the Outer Port Heiden Section, with additional fishing restrictions that the commissioner determines necessary.

(m) In the Cinder River Section, fishing periods may be modified based on the abundance of king salmon stocks during May and June, sockeye salmon stocks during July, and coho salmon stocks after July.

(n) From June 20 through July 31, the department shall manage the Bear River, Three Hills, and Ilnik Sections to conserve Bear River and Nelson River sockeye salmon stocks by allowing the passage of sockeye salmon from the northeast to the southwest of the Northern District as described in this subsection. Notwithstanding the provisions of 5 AAC 09.320, from June 20 through July 31, the commissioner shall, by emergency order, establish fishing periods for the Bear River and Three Hills Sections, and that portion of the Ilnik Section between the longitude of Strogonof Point at 159° 50.45' W. long. and the longitude of Unangashak Bluffs at 159° 10.25' W. long. and that portion of the Ilnik Section between the longitude of Unangashak Bluffs and the longitude of Three Hills at 159° 49.45' W. long., during which the waters that are between the three-mile seaward boundary line, described in 5 AAC 09.301, and a line that is one and one-half miles shoreward of the three-mile seaward boundary are closed for one 24-hour period during a seven-day period. The waters located to the southwest of the open waters where a 24-hour closure has occurred will have sequential closures that allow fishing only in the waters out to the one and one-half mile line described in this subsection for the first 24 hours of an open fishing period. (Eff. 5/31/98, Register 146; am 6/4/2004, Register 170; am 6/13/2004, Register 170; am 2/16/2006, Register 177; am 5/30/2007, Register 182; am 7/1/2007, Register 182; am 6/2/2010, Register 194; am 6/1/2013, Register 206)

Aleutian Islands Area Commercial Salmon

5 AAC 12.320. Weekly fishing periods. Salmon may be taken

(1) June 1 through July 18: from 6:00 a.m. Monday until 6:00 p.m. Friday;

(2) from July 19 through September 30 salmon may be taken during the open season only during fishing periods established by emergency order. (In effect before 1988)

Chignik Area Commercial Salmon

5 AAC 15.350. Closed waters. Salmon may not be taken in the following waters:

(1) Chignik Lagoon:

(A) Mallard Duck and Schooner Bays: south of a line from the tip of Green Point at 56° 16.75' N. lat., 158° 33.90' W. long. to Chignik Island at 56° 16.63' N. lat., 158° 34.90' W. long., and south of a line from 56° 16.53' N. lat., 158° 37.87' W. long. to Chignik Island at 56° 16.35' N. lat., 158° 35.97' W. long.;

(B) Humes Point: south of a line from the tip of Humes Point at 56° 17.67' N. lat., 158° 36.89' W. long. to Chignik Island at 56° 17.42' N. lat., 158° 35.50' W. long.;

(C) Mensis Point: southwest of a line from the tip of Mensis Point at 56° 16.90' N. lat., 158° 38.51' W. long. to a point on the south bank of the Chignik River at 56° 16.56' N. lat., 158° 38.40' W. long.;

(D) Pillar Rock: southwest of a line from the north bank of the Chignik River at 56° 16.74' N. lat., 158° 39.01' W. long. to a point on the south bank of the Chignik River at 56° 16.57' N. lat., 158° 38.84' W. long.;

(2) Kilokak Rocks Bay: northwest of a line from the southern entrance of the bay at 57° 09.78' N. lat., 156° 20.78' W. long., then to the opposite shore 500 yards northeast of the mouth of Kilokak Rocks Creek at 57° 10.07' N. lat., 156° 20.78' W. long.;

(3) Agripina River: west of a line from 57° 06.72' N. lat., 156° 28.22' W. long., to 57° 06.44' N. lat., 156° 28.67' W. long.;

(4) Chiginagak Bay: north of a line from 57° 00.50' N. lat., 156° 45.75' W. long., to 57° 01.68' N. lat., 156° 41.97' W. long.;

(5) Nakalilok Lagoon: the lagoon and within 500 yards of the entrance;

(6) Yantarni Lagoon: the lagoon and within 500 yards of the entrance;

(7) Aniakchak River: northwest of a line from approximately 500 yards northeast of the mouth at 56° 45.86' N. lat., 157° 28.88' W. long., to an ADF&G regulatory marker on the southern tip of the island directly off the mouth and then to approximately 1,000 yards southwest of the mouth at 56° 45.28' N. lat., 157° 31.53' W. long.;

(8) Aniakchak Lagoon: the lagoon and within 500 yards of the entrance;

(9) Kujulik Bay: the southwest end of the bay southwest of a line from 56° 35.85' N. lat., 157° 59.12' W. long., to the opposite shore at 56° 34.50' N. lat., 157° 54.63' W. long.;

(10) Portage Bay: west of a line from 56° 11.68' N. lat., 158° 33.07' W. long., to 56° 10.58' N. lat., 158° 33.07' W. long.;

(11) Ivan Bay: north of a line from the ADF&G regulatory marker on the northwest shore, 1,000 yards from the stream mouth, to the ADF&G regulatory marker on the southeast shore 750 yards from the stream mouth;

(12) Humpback Bay: within 1,000 yards of the terminus of Humpback Bay stream at 55° 52.68' N. lat., 159° 20.12' W. long.;

(13) Ivanof Bay: all waters northwest of a line from a point on the northeast shore at 55° 52.42' N. lat., 159° 28.40' W. long., to a point on the north end of the spit at 55° 50.95' N. lat., 159° 31.02' W. long. (all waters northwest of Road Island are closed);

(14) Alfred Creek: before August 1, the 500-yard closure at the terminus described in 5 AAC 39.290 does not apply; the 500-yard closure does apply from August 1 to the end of the salmon fishing season;

(15) Dago Frank Creek: before August 1, the 500-yard closure at the terminus described in 5 AAC 39.290 does not apply; the 500-yard closure does apply from August 1 to the end of the salmon fishing season;

(16) Hook Bay: southwest of a line from the tip of Hook Bay Spit at 56° 30.07' N. lat., 158° 08.18' W. long., to a point northwest of the spit at 56° 30.61' N. lat., 158° 09.27' W. long.;

(17) unnamed stream at 55° 48.98' N. lat., 159° 24.45' W. long.; the 500-yard closure at the terminus described in 5 AAC 39.290 does not apply;

(18) Lake Bay: all waters southwest of a line drawn at the entrance to Lake Bay at 56° 18.80' N. lat., 158° 17.62' W. long., extending across the entrance to Lake Bay to a point at 56° 18.32' N. lat., 158° 16.20' W. long.;

(19) Mud Bay: all waters southwest of a line from 56° 19.42' N. lat., 158° 25.10' W. long., extending across the entrance to Mud Bay;

(20) from July 6 through August 31, all waters of Alaska in the Ivanof Bay Section, between a line extending 135° from Kupreanof Point at 55° 33.98' N. lat., 159° 35.88' W. long., and a line extending 65° from 55° 34.90' N. lat., 159° 37.10' W. long. (In effect before 1983; am 4/16/83, Register 86; am 6/2/88, Register 106; am 4/19/90, Register 114; am 4/18/96, Register 138; am 6/15/96, Register 138; am 10/19/96, Register 140; am 5/29/99, Register 150; am 3/13/2005, Register 173)

5 AAC 15.357. Chignik Area Salmon Management Plan. (a) The department shall manage the commercial salmon fishery in the Chignik Area in accordance with the guidelines set out in the

management plan under this section. The goal of this management plan is to allow traditional fisheries in the area to be conducted on Chignik Area salmon stocks, and to achieve the department's biological escapement goals for both Black Lake (early-run) and Chignik Lake (late-run) sockeye salmon and local stocks of pink, chum, coho, and king salmon.

(b) In the Chignik Bay and Central Districts, and the Inner Castle Cape Subsection of the Western District, the commercial salmon fishery shall open concurrently based on escapement objectives for the Chignik Lakes' system sockeye salmon runs, except that

(1) the commissioner may open, by emergency order, the commercial salmon fishery when 20,000 sockeye salmon have escaped into the Chignik River; however, if the department determines that a strong buildup of sockeye salmon exists in Chignik Lagoon and that 20,000 sockeye salmon will escape into the Chignik River, the commissioner may open, by emergency order, the commercial salmon fishery before 20,000 sockeye salmon have escaped into the Chignik River;

(2) during the period of transition from the predominance of the early-run sockeye salmon to that of the late-run sockeye salmon, usually late June through mid-July, the commissioner shall open and close, by emergency order, the fishing periods to harvest surplus early-run sockeye salmon without jeopardizing the late-run sockeye salmon escapement objectives;

(3) from the end of the transition period, described in (2) of this subsection until September 14,

(A) the commissioner shall open and close, by emergency order, fishing periods in the Chignik Bay and Central Districts, and the Inner Castle Cape Subsection of the Western District, based on the Chignik Lakes' system sockeye salmon escapement goals;

(B) the department shall manage the commercial fishery to allow for the passage of at least 50,000 sockeye salmon above the Chignik River weir, in addition to late-run sockeye salmon escapement needs, to provide an inriver harvestable surplus above the Chignik River weir in August and September of at least 25,000 fish in August and 25,000 fish from September 1 through September 15;

(C) the commissioner may take additional emergency order actions to protect or harvest local pink, chum, king, and coho salmon runs; and

(4) beginning September 15, fishing periods in the Chignik Bay and Central Districts, and the Inner Castle Cape Subsection of the Western District, may be no more than 48 hours per week, and shall be based on the department's evaluation of the sockeye salmon run strength and the subsistence needs for Chignik Lake late-season sockeye salmon.

(c) In the Eastern District,

(1) during June, the commercial salmon fishery shall open concurrently with the Chignik Bay and Central Districts, and the Inner Castle Cape Subsection of the Western District, and the openings shall be based on achieving the Black Lake sockeye salmon escapement goals;

(2) from approximately June 26 through July 8,

(A) the department shall evaluate the strength of the sockeye salmon late run; and

(B) in order to continue managing the Black Lake sockeye salmon harvest and escapement, while assessing the Chignik Lake sockeye salmon run strength, commercial salmon fishing in the Eastern District will, in the department's discretion, be disallowed or severely restricted;

(3) from the end of the transition period, described in (b)(2) of this section, until the end of the fishing season, the department shall manage the commercial salmon fishery based on its evaluation of local pink, chum, and coho salmon runs, and the escapement objectives of the Chignik Lakes' system sockeye salmon.

(d) In the Western District, excluding the Inner Castle Cape Subsection, and the Perryville District, the department may open the commercial salmon fishery beginning July 6, except that

(1) from approximately late June to mid-July (transition period),

(A) the department shall evaluate the strength of the sockeye salmon late run; and

(B) in order to allow the department to assess the Chignik Lake run strength, the department may keep closed or severely restrict commercial salmon fishing in the Western District, except the Inner Castle Cape Subsection, and in the Perryville District;

(2) from the end of the transition period, described in (b)(2) of this section, until approximately August 20, fishing periods shall be based on the department's evaluation of local pink and chum salmon runs, and its evaluation of the Chignik Lake sockeye salmon run; from July 22 through July 31,

(A) repealed 3/29/2008;

(B) the commissioner may, by emergency order, open fishing in the following terminal harvest areas:

(i) those portions of the Western and Perryville Districts north of a line from Cape Ikti at 56° 00.32' N. lat., 158° 32.02' W. long., to Coal Cape at 55° 53.42' N. lat., 159° 00.45' W. long. to Cape Alexander at 55° 47.22' N. lat., 159° 24.57' W. long.;

(ii) waters in the Ivanof Bay Section of the Perryville District that are north of the latitude from Alexander Point at 55° 47.37' W. long., to Kupreanof Peninsula; and

(iii) those portions of the Chignik Bay and Central Districts known locally as Jack's Box, which consists of those waters east of 158° 15.36' W. long., south of 56° 20' N. lat., and west of 158° 10' W. long.;

(3) from approximately August 20 until the end of the fishing season, fishing periods shall be based on the department's evaluation of local pink, chum, and coho salmon runs, and its evaluation of the Chignik Lake sockeye salmon run.

(e) Notwithstanding the provisions of (d) of this section, in the Western District, excluding the Inner Castle Cape Subsection, the commercial salmon fishery shall open concurrently with the Chignik Bay and Central Districts, and the Inner Castle Cape Subsection of the Western District, from June 1 through July 5 for no more than two fishing periods up to 48 hours each with a closure for a minimum of 48 hours between the fishing periods. (Eff. 5/29/99, Register 150; am 5/4/2002, Register 162; am 3/6/2003, Register 165; am 3/13/2005, Register 173; am 4/9/2005, Register 174; am 3/29/2008, Register 185; am 5/1/2011, Register 198; am 3/19/2014, Register 209; am 2/22/2015, Register 213)

Alaska Peninsula–Aleutians Islands Area Commercial Herring

Dutch Harbor Food and Bait Fishery

5 AAC 27.655. Dutch Harbor Food and Bait Herring Fishery Allocation Plan. (a) The herring available for harvest in the Dutch Harbor food and bait herring fishery under 5 AAC 27.865(b)(7) shall be allocated as follows:

- (1) 86 percent to the herring seine fishery;
- (2) 14 percent to the herring gillnet fishery.

(b) Except as otherwise provided in this subsection, the allocations of herring to the herring seine fishery and to the herring gillnet fishery under (a) of this section are independent of each other. If the harvest by a fishery in a given year is greater than the amount allocated to that fishery under (a) of this section, the excess tonnage is subtracted from the following year's allocation to that fishery. If the harvest by a fishery in a given year is less than the amount allocated to that fishery under (a) of this section, no effect on future allocations to that fishery will occur. After July 25, if the herring gillnet fishery has not harvested the herring gillnet fishery allocation, the remaining herring gillnet fishery allocation may be harvested in either the herring gillnet fishery or the herring seine fishery, except that if the harvest by the herring seine fishery exceeds the herring seine fishery allocation on or before July 25, the excess amount harvested by the herring seine fishery will be subtracted from the remaining herring gillnet fishery allocation for that year after July 25 to establish the remaining allocation that may be harvested by either of

the fisheries. If the harvest by the herring seine fishery exceeds the remaining allocation established under this subsection after July 25, the excess amount harvested by the herring seine fishery will be subtracted from the following year's herring seine fishery allocation specified in (a) of this section.

(c) In the Dutch Harbor food and bait fishery, the department may reserve up to 100 tons from the herring seine fishery allocation specified in (a) of this section for the purposes of an experimental herring seine and pound fishery conducted in compliance with the terms of a permit issued by the commissioner or commissioner's designee.

(d) For purposes of this section, "Dutch Harbor food and bait fishery" is the herring food and bait fishery that occurs during the seasons described in 5 AAC 27.610(e). (Eff. 4/5/2001, Register 158; em am 5/15/2003 - 9/11/2003, Register 166; am 6/4/2004, Register 170; am 5/16/2010, Register 194)

Chignik Area and Bering Sea–Aleutians Islands Area Commercial Groundfish

5 AAC 28.640. Aleutian Islands District and Western District of the South Alaska Peninsula Area Sablefish Management Plan. (a) The management plan under this section governs the harvest of sablefish in the Aleutian Islands District and the Western District of the South Alaska Peninsula Area described in 5 AAC 28.555.

(b) The commercial fishing season for sablefish in state waters will open and close concurrently with the federal IFQ season for directed fishing for sablefish in the adjacent federal waters, unless closed by emergency order.

(c) Sablefish may be taken only with pots, longlines, mechanical jigging machines, and hand troll gear. Pot gear may be longlined in the Aleutian Islands District, but may not be longlined in the Western District.

(d) Before a person uses a vessel to operate gear to take sablefish in the waters of the Aleutian Islands District or the Western District, the vessel owner, the owner's authorized agent, or the vessel operator shall validly register the vessel with the department office in Dutch Harbor. A vessel that is registered under this subsection shall be considered registered in the Aleutian Islands District and the Western District.

(e) Notwithstanding 5 AAC 28.020(f), before departing from the Aleutian Islands District and the Western District, the operator of a vessel fishing for sablefish must notify a local representative of the department to report the amount, by weight, of sablefish on board the vessel and the location that the sablefish will be landed.

(f) Each processor of sablefish shall report the amount, by weight, of sablefish received and processed to the department's Dutch Harbor office each week or as otherwise directed by the department.

(g) Each vessel operator shall obtain and complete a logbook provided by the department for all fishing activity in the waters of Alaska under this section. The logbook must be on board the vessel at all times and copies of each logbook page corresponding with an ADF&G fish ticket for sablefish must be submitted to the department within seven days of landing.

(h) After 72 hours following the closure of a directed sablefish season within the Aleutian Islands District and the Western District of the South Alaska Peninsula Area, a vessel that participated in the sablefish fishery may not have sablefish that was taken in state waters on board the vessel, unless the vessel has been delayed due to extraordinary circumstances beyond the control of the vessel operator, and the vessel operator has contacted a local representative of the department within 72 hours following the closure of the season and the representative of the department has granted a reasonable amount of time for the vessel to reach the port of delivery or a processing location. Any additional time shall be determined based on the assumption that the vessel departed the fishing grounds immediately after the fishery closure and proceeded directly to the port of delivery or processing location.

(i) All waters within three nautical miles of the Steller sea lion site on Kanaga Island/Ship Rock at 51° 46.70' N. lat., 177° 20.72' W. long. are closed to the taking of sablefish. (Eff. 5/31/2001, Register 158; am 5/15/2004, Register 170; am 5/16/2010, Register 194; am 5/1/2011, Register 198; am 6/1/2013, Register 206)

5 AAC 28.650. Closed waters in Bering Sea-Aleutian Islands Area. (a) All waters of Alaska surrounding St. Matthew, Hall, and Pinnacle Islands are closed to commercial groundfish fishing.

(b) The waters of Unalaska Bay are closed to groundfish fishing with pelagic trawl gear, as follows:

(1) from June 10 through August 31, south of a line from Cape Kalekta at 54° 00.50' N. lat., 166° 22.50' W. long. to Cape Cheerful at 54° 01' N. lat., 166° 40' W. long.;

(2) beginning September 1 until the closure of the parallel Bering Sea walleye pollock 'B' season, south of a line from Cape Kalekta at 54° 00.50' N. lat., 166° 22.50' W. long. to a point near Hog Island at 53° 55.42' N. lat., 166° 34.25' W. long. to a point in Broad Bay at 53° 55.42' N. lat., 166° 38.80' W. long.; for the purposes of this paragraph, "parallel Bering Sea walleye pollock 'B' season" means the parallel season conducted from June 10 through November 1. (Eff. 5/19/2001, Register 158; am 5/16/2010, Register 194; am 6/1/2013, Register 206)

Sport Fisheries Provisions

5 AAC 65.020. Bag limits, possession limits, annual limits, and size limits for Alaska Peninsula and Aleutian Islands Area. (a) Except as otherwise provided in this section, or by an emergency order issued under AS 16.05.060, bag limits, possession limits, annual limits, and size limits for finfish and shellfish in the Alaska Peninsula and Aleutian Islands Area are as follows:

SPECIES**BAG, POSSESSION, AND SIZE LIMITS**

- | | | |
|------|--------------------------|--|
| (1) | king salmon | in fresh waters: 20 inches or greater in length, 2 per day, 2 in possession; 5 fish annual limit; harvest record is required as specified in 5 AAC 75.006; less than 20 inches in length, 10 per day, 10 in possession; no annual limit; in salt waters: 2 per day, 2 in possession; no size limit; no annual limit. |
| (2) | other salmon | 5 per day, 5 in possession, no size limit. |
| (3) | repealed 6/4/2004. | |
| (4) | rainbow/steelhead trout | 2 per day, 2 in possession, only 1 daily and in possession may be 20 inches or greater in length; annual limit of 2 fish 20 inches or greater in length, except in Anchorage Bay Runway Lake; harvest record required as specified in <u>5</u> AAC 75.006. |
| (5) | Arctic char/Dolly Varden | 10 per day, 10 in possession, no size limit. |
| (6) | Arctic grayling | 5 per day, 5 in possession, no size limit. |
| (7) | halibut | 2 per day, 4 in possession, no size limit. |
| (8) | lingcod | 2 per day, 4 in possession, no size limit. |
| (9) | rockfish | 10 per day, 20 in possession, no size limit. |
| (10) | sharks | may be taken only as specified in <u>5</u> AAC 75.012 |
| (11) | king crab | No retention allowed; all king crab caught must be released immediately. |
| (12) | Tanner crab | 6 per day, 6 in possession, male crab only; 5.5 inches minimum carapace width, including spines. |
| (13) | Dungeness crab | 12 per day, 12 in possession, male crab only; 6.5 inches minimum carapace width, not including |

spines.

- (14) other finfish/shellfish not specified in this subsection. No bag, possession, and size limits.

(b) Repealed 6/4/2004.

(c) In the salt waters and all freshwater drainages of Unalaska Bay, excluding the Illiuliuk River drainage, the bag and possession limit for salmon, other than king salmon, is five fish per day, five in possession, of which no more than two fish may be coho salmon and two fish may be sockeye salmon.

(d) In the Sandy River drainage, rainbow/steelhead trout may not be retained. A rainbow/steelhead trout caught in the Sandy River drainage must be released immediately.

(e) In the Nelson River drainage, upstream from its confluence with the Caribou River, king salmon may not be possessed or retained. A king salmon caught must be released immediately. A person may not remove a king salmon from the water before releasing the fish.

(f) In Illiuliuk Creek (also known as Town or Unalaska Creek), downstream from ADF&G regulatory markers located at the Church Hole, the bag and possession limit for coho salmon is two per day, four in possession. (In effect before 1983; am 4/3/83, Register 85; am 5/22/88, Register 106; am 6/2/88, Register 106; am 9/2/90, Register 115; am 5/2/92, Register 122; am 4/9/95, Register 134; am 4/2/99, Register 149; am 8/8/99, Register 151; am 6/14/2001, Register 158; am 6/4/2004, Register 170; am 12/1/2004, Register 172; am 5/30/2007, Register 182; am 7/1/2007, Register 182; am 6/2/2010, Register 194; am 6/1/2013, Register 206; add'l am 6/1/2013, Register 206; am 2/23/2014, Register 209)

5 AAC 65.022. Special provisions for methods and means in the Alaska Peninsula and Aleutian Islands Area. (a) Unless otherwise provided by emergency order, issued under AS 16.05.060, the special provisions regarding methods and means in this section apply to sport fishing in the Alaska Peninsula and Aleutian Islands Area.

(b) In the King Salmon River,

(1) except as provided in (2) of this subsection, a king salmon removed from the water becomes part of the bag limit of the person originally hooking it;

(2) downstream from an ADF&G regulatory marker located 1,000 yards upstream from its mouth,

(A) only unbaited, artificial lures may be used; and

(B) king salmon fishing is open only for catch and release fishing; king salmon may not be retained or removed from the water before releasing the fish.

(c) In the Sandy River, only unbaited, single-hook, artificial lures or artificial flies may be used from September 15 through May 31.

(d) In the Nelson River drainage, upstream from its confluence with the Caribou River, only one unbaited, single-hook, artificial lure may be used. (Eff. 4/9/95, Register 134; am 4/11/98, Register 146; am 4/2/99, Register 149; am 6/13/99, Register 150; am 6/19/99, Register 150; am 6/14/2001, Register 158; am 6/1/2013, Register 206)

5 AAC 65.051. Waters closed to sport fishing in the Alaska Peninsula and Aleutian Islands Area. The following waters are closed to sport fishing in the Alaska Peninsula and Aleutian Island Area:

(1) that portion of the Makushin River drainage upstream from an ADF&G regulatory marker located approximately two miles upstream from its mouth;

(2) that portion of the Nateekin River drainage upstream from an ADF&G regulatory marker located approximately two miles upstream from its mouth (immediately below the canyon hole);

(3) Humpy Cove and Summer Bay Lake outlet creeks;

(4) the following areas on and around Unalaska Island are closed to sport fishing as follows:

(A) the Illiuliuk River drainage, including Illiuliuk Creek (also known as Town or Unalaska Creek), Illiuliuk Lake, and all waters flowing into Illiuliuk Lake,

(i) is closed to sport fishing for sockeye salmon;

(ii) upstream from ADF&G regulatory markers located at the Church Hole, is closed to sport fishing for salmon;

(B) the Summer Bay Lake drainage and salt waters within a 250-yard radius of the Summer Bay Creek outlet are closed to sport fishing from August 16 through December 31;

(5) Swanson Lagoon and its tributaries are closed to sport fishing for salmon. (Eff. 6/14/2001, Register 158; am 6/4/2004, Register 170; am 6/1/2013, Register 206)