

Submitted by the Alaska Department of Fish and Game on behalf of Board Member  
Huntington

January 15, 2016

Substitute Language for Proposal 92

5 AAC 07.365(c) is amended to read:

**5 AAC 07.365. Kuskokwim River Salmon Management Plan:**

(c) In the king salmon fishery,

(1) when the projected escapement of king salmon is below the drainagewide escapement goal range, the commissioner shall, by emergency order, close the commercial, sport, and subsistence king salmon fisheries;

(2) when the projected escapement of king salmon is within the drainagewide escapement goal range, the commissioner shall open and close fishing periods, by emergency order, as follows:

(A) **the commissioner shall close, by emergency order, the subsistence, sport, and commercial king salmon fishery, and after June 11,** to the extent practicable, **the commissioner shall open, by emergency order,** at least one fishing period per week [WILL BE OPENED] for a directed subsistence king salmon fishery to provide harvest opportunity on surplus king salmon in excess of escapement needs [, EXCEPT THAT WHEN SURPLUS KING SALMON IN EXCESS OF THE DRAINAGEWIDE ESCAPEMENT GOAL IS LIMITED, THE COMMISSIONER MAY, BY EMERGENCY ORDER, CLOSE THE SUBSISTENCE FISHERY AND IMMEDIATELY REOPEN A SUBSISTENCE FISHERY DURING WHICH

(i) KING SALMON MAY BE TAKEN ONLY BY PERSONS 60 YEARS OF AGE OR OLDER; AND

(ii) A PERSON AUTHORIZED TO TAKE KING SALMON UNDER (i) OF THIS PARAGRAPH MAY NOT AUTHORIZE A PROXY TO TAKE OR ATTEMPT TO TAKE KING SALMON UNDER AS 16.05.405 OR 5 AAC 01.011, BUT THE PARTICIPANT MAY BE ASSISTED BY FAMILY MEMBERS WITHIN THE SECOND DEGREE OF KINDRED; IN THIS SUB-PARAGRAPH, "WITHIN THE SECOND DEGREE OF KINDRED" HAS THE MEANING GIVEN IN 5 AAC 92.990(a)];

(B) **after June 11**, fishing may be opened for commercial and sport fisheries to provide harvest opportunity on surplus king salmon in excess of escapement and subsistence needs;

(3) when the projected escapement of king salmon exceeds the drainagewide escapement goal range, [THE:]

(A) **the commissioner shall close, by emergency order, the subsistence, sport, and commercial king salmon fishery, and after June 11, the** directed subsistence king salmon fishery will be open seven days per week; and

(B) **after June 11, the** commercial and sport fisheries will be managed to provide harvest opportunity on surplus king salmon in excess of escapement and subsistence needs;

**(4) notwithstanding the provisions of (2) and (3) of this subsection, if the department determines there is a harvestable surplus of king salmon, the commissioner may, by emergency order, open a subsistence king salmon fishery during which**

**(A) king salmon may be taken only by persons 60 years of age or older; and**

**(B) a person authorized to take king salmon under this paragraph may not authorize a proxy to take or attempt to take king salmon under AS 16.05.405 or 5 AAC 01.011, but the participant may be assisted by family members within the second degree of kindred; in this paragraph, "within the second degree of kindred" has the meaning given in 5 AAC 92.990(a).**