

**(c) Notwithstanding 5 AAC 21.320 and 5 AAC 21.330, and except as otherwise provided by emergency order issued under AS 16.05.060, a person holding a permit under AS 16.10.400 for the Port Graham Salmon Hatchery, and an agent, contractor, or employee of that person who is authorized under 5 AAC 40.005 (g) may harvest salmon within the Port Graham Salmon Hatchery Special Harvest Area from 6:00 AM July 15 until 6:00 PM September 15 using purse seines, hand purse seines, and beach seines.**

**ISSUE:** Describes the special harvest area (SHA) for the Port Graham Hatchery and outlines hatchery harvest within the SHA. The current hatchery management plan lacks a description of the historic hatchery SHA, as well as a section that outlines hatchery harvest within the SHA.

**WHAT WILL HAPPEN IF NOTHING IS DONE?** Confusion will continue regarding the management structure within which this hatchery facility operates.

**WILL THE QUALITY OF THE RESOURCE HARVESTED OR PRODUCTS PRODUCED BE IMPROVED?** N/A.

**WHO IS LIKELY TO BENEFIT?** Fishermen, department staff, the general public, and the hatchery nonprofit will benefit from a clear regulatory definition of the Port Graham Hatchery Program. This plan is similar to proposed plans for Tutka Bay Lagoon and Trail Lakes hatcheries.

**WHO IS LIKELY TO SUFFER?** No one. This plan puts into regulation what is already being done.

**OTHER SOLUTIONS CONSIDERED?** None.

**PROPOSED BY:** Cook Inlet Aquaculture Association (HQ-F13-145)  
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**PROPOSAL 84 - 5 AAC 21.373. Trail Lakes Salmon Hatchery Management Plan.** Create a management plan for Trail Lakes Salmon Hatchery to determine harvest priorities within the special harvest area (SHA); describe the location of the Bear Lake, China Poot and Hazel Lake, Tutka Bay Lagoon, and Kirchner Lake SHAs; and define fishing seasons within the SHAs, as follows:

**5 AAC 21.XXX Trail Lakes Salmon Hatchery Management Plan**

**(a) The department, in consultation with the hatchery operator, shall manage the Resurrection Bay North Subdistrict, China Poot Subdistrict, Tutka Bay Subdistrict, and the Kirchner Lake Section of the Bruin Bay Subdistrict to provide for a common property fishery and achieve the hatchery harvest and broodstock goals set by the hatchery operator and approved by the department for the Trail Lakes Hatchery.**

**(b) The Trail Lakes Hatchery Special Harvest Areas are as follows:**

**(1) Bear Lake Special Harvest Area: the marine waters of Resurrection Bay in the Eastern District north of the latitude of Caines Head at approximately 59° 58.93' N.**

lat., and the fresh waters of Bear Creek, Salmon Creek, and Resurrection River downstream from, and including, the Bear Creek weir;

(2) China Poot and Hazel Lake Special Harvest Area: the marine waters of China Poot Bay Subdistrict in the Southern District inshore of, and enclosed by, a line connecting 59° 34.66' N. lat., 151° 19.27' W. long., then to 59° 35.08' N. lat., 151° 19.77' W. long., then to 59° 33.09' N. lat., 151° 25.22' W. long., and then to 59° 32.84' N. lat., 151° 24.90' W. long.

(3) Tutka Bay Lagoon Special Harvest Area: the marine waters of the Tutka Bay Subdistrict in the Southern District southeast and shoreward of a line from 59° 30.23' N. lat., 151° 28.23' W. long. to 59° 28.63' N. lat., 151° 30.37' W. long., including Tutka Bay Lagoon;

(4) Kirschner Lake Special Harvest Area: marine waters of the Bruin Bay Subdistrict in the Kamishak Bay District northwest of a line connecting 59° 25.17' N. lat., 153° 50.50' W. long. And 59° 23.17' N. lat., 153° 56.90' W. long.

(c) Notwithstanding 5 AAC 21.320 and 5 AAC 21.330, and except as otherwise provided by emergency order issued under AS 16.05.060, a person holding a permit under AS 16.10.400 for the Trail Lakes Hatchery, and an agent, contractor, or employee of that person who is authorized under 5 AAC 40.005 (g) may:

(1) harvest salmon within the Bear Lake Special Harvest Area from 6:00 AM May 15 until 6:00 PM October 31 using weirs, purse seines, hand purse seines, and beach seines.

(2) harvest salmon within the China Poot and Hazel Lake Special Harvest Area from 6:00 AM June 1 until 6:00 PM July 31 using purse seines, hand purse seines, and beach seines.

(3) harvest salmon within the Tutka Bay Lagoon Special Harvest Area from 6:00 AM June 1 until 6:00 PM September 15 using purse seines, hand purse seines, and beach seines.

(4) harvest salmon within the Kirschner Lake Special Harvest Area from 6:00 AM June 1 until 6:00 PM August 15 using purse seines, hand purse seines, and beach seines.

ISSUE: Create a hatchery management plan for Trail Lakes Salmon Hatchery. Currently, there is no hatchery management plan in regulation for this facility. This has resulted in some confusion regarding the defined location of the Trail Lakes Hatchery Special Harvest Areas, as well as department priorities in managing salmon harvest in the Resurrection Bay North Subdistrict, China Poot Subdistrict, Tutka Bay Subdistrict, and the Kirschner Lake Section of the Bruin Bay Subdistrict.

WHAT WILL HAPPEN IF NOTHING IS DONE? Confusion will continue regarding the regulatory structure that guides operation of this hatchery facility.

WILL THE QUALITY OF THE RESOURCE HARVESTED OR PRODUCTS PRODUCED BE IMPROVED? N/A.

WHO IS LIKELY TO BENEFIT? Fishermen, department staff, the general public, and the hatchery nonprofit will benefit from a clear regulatory definition of the Trail Lakes Hatchery Program. This plan is similar to proposed plans for Port Graham and Tutka Bay Lagoon hatcheries.

**WHO IS LIKELY TO SUFFER?** No one. This plan puts into regulation what is already being done.

**OTHER SOLUTIONS CONSIDERED?** None.

**PROPOSED BY:** Cook Inlet Aquaculture Association (HQ-F13-146)

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**PROPOSAL 85 - 5 AAC 21.376. Resurrection Bay Salmon Management Plan and 5 AAC 56.122. Special provisions and localized additions and exceptions to the seasons, bag, possession, and size limits, and methods and means for the Kenai Peninsula Area.** Prohibit sport fishing in Resurrection River until the Bear Lake sockeye salmon broodstock goal is met, as follows:

Close the new Bear Creek sport fishery until brood stock goal is met.

**ISSUE:** Bear Creek brood stock.

**WHAT WILL HAPPEN IF NOTHING IS DONE?** Escapement/brood stock goals will not be met.

**WILL THE QUALITY OF THE RESOURCE HARVESTED OR PRODUCTS PRODUCED BE IMPROVED?** Yes. It perpetuates fish.

**WHO IS LIKELY TO BENEFIT?** All fishermen where enhancement occurs.

**WHO IS LIKELY TO SUFFER?** A few tidewater fishermen.

**OTHER SOLUTIONS CONSIDERED?** None.

**PROPOSED BY:** John McCombs (HQ-F13-347)

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**PROPOSAL 86 - 5 AAC 28.332. Groundfish pot storage requirements for Cook Inlet.** Modify Cook Inlet groundfish pot storage requirements, as follows:

**5 AAC 28.332. Groundfish pot storage requirements for Cook Inlet Area.** (a) Except as specified in (b) of this section, following the closure of a groundfish season to pot gear, groundfish pots must have all bait and bait containers removed, and [PARALLEL SEASON DEFINED IN 5 AAC 28.081(c)(3), POT GEAR] may be stored in the water as follows:

(1) rectangular groundfish pots must have [ALL BAIT AND BAIT CONTAINERS REMOVED AND] all doors secured fully open; and

(2) cone or pyramid groundfish pots must have [ALL BAIT AND BAIT CONTAINERS REMOVED AND] doors not secured closed.

## RC 26

**Submitted by the Alaska Department of Fish and Game at request of Board member Kluberton**

December 10, 2013

**Amendments to Proposals 82 – 84.**

### **Proposal 82**

**5 AAC 21.XXX Tutka Bay Lagoon Salmon Hatchery Management Plan. (a) The department, in consultation with the hatchery operator, shall manage the Tutka Bay Subdistrict and the Paint River Subdistrict to provide for a common property fishery and achieve the hatchery harvest and broodstock goals set by the hatchery operator and approved by the department for the Tutka Bay Lagoon Hatchery. The department will manage the sport fisheries in accordance with regulations in 5 AAC 47 – 5 AAC 75. The commissioner may issue emergency orders to liberalize or restrict sport fisheries based on achievement of broodstock goals.**

### **Proposal 83**

**5 AAC 21.377. Port Graham Salmon Hatchery Management Plan. (a) The department, in consultation with the hatchery operator, shall manage the Port Graham Subdistrict to provide for a common property fishery and to achieve the hatchery broodstock and harvest goals [ESCAPEMENT GOAL] set by the hatchery operator and approved by the department for the Port Graham salmon hatchery. The department will manage the sport fisheries in accordance with regulations in 5 AAC 47 – 5 AAC 75. The commissioner may issue emergency orders to liberalize or restrict sport fisheries based on achievement of broodstock goals.**

### **Proposal 84**

**5 AAC 21.XXX Trail Lakes Salmon Hatchery Management Plan. (a) The department, in consultation with the hatchery operator, shall manage the Resurrection Bay North Subdistrict, China Poot Subdistrict, Tutka Bay Subdistrict, and the Kirschner Lake Section of the Bruin Bay Subdistrict to provide for a common property fishery and achieve the hatchery harvest and broodstock goals set by the hatchery operator and approved by the department for the Trail Lakes Hatchery. The department will manage the sport fisheries in accordance with regulations in 5 AAC 47 – 5 AAC 75. The commissioner may issue emergency orders to liberalize or restrict sport fisheries based on achievement of broodstock goals.**