

PROPOSAL XXX**5 AAC 01.XXX Guiding in a subsistence finfish fishery and 5 AAC 02.XXX. Guiding in a subsistence shellfish fishery.**

Define subsistence fishing guide services, as follows:

New sections 5 AAC 01.XXX and 5 AAC 02.XXX:

(a) “subsistence fishing guide services” means assistance, for compensation or with the intent to receive compensation, to a subsistence fisherman to take or to attempt to take fish from a vessel by accompanying or physically directing the subsistence fisherman in subsistence fishing activities during any part of a subsistence fishing trip; and “compensation” means direct or indirect payment remuneration, and other benefits received in return for services, regardless of the source; in this paragraph, “benefits” includes

(1) wages and other employment benefits given directly or indirectly to an individual or organization; and

(2) dues, payments, fees, and other remuneration given directly or indirectly to a fishing club, business, organization, or individual who provides subsistence fishing guide services;

(3) does not include reimbursement for the actual daily expenses for fuel, Food, or bait.

What is the issue you would like the board to address and why? In December 2021 at the Prince William Sound/Upper Copper and Upper Susitna Rivers Finfish and Shellfish meeting the Alaska Board of Fisheries adopted Proposal 7 amended by substitute language found in RC100 to define subsistence fishing guide services and prohibit subsistence fishing guide services in the Glennallen Subdistrict. This proposal would make the definition of subsistence fishing guide services uniform statewide to assist the Alaska Board of Fisheries and Alaska Department of Fish and Game in regulating guide services in subsistence fisheries.

PROPOSED BY: Alaska Board of Fisheries.