

Submitted by the Department of Fish and Game at the request of board member Webster

January 18, 2013

Substitute regulatory language for Proposal 116

5 AAC 01.190(1) is amended to read:

5 AAC 01.190. Subdistrict 1 of the Norton Sound District Chum Salmon Management Plan.

(1) commercial fishing for chum and pink salmon may be opened in the waters east or west of Cape Nome, or both, by emergency order only after escapement goals are projected to be met [IS CLOSED AND WILL BE REOPENED ONLY AFTER,

(A) THE HARVESTABLE SURPLUS OF CHUM SALMON HAS MET TIER I SUBSISTENCE NEEDS FOR FOUR CONSECUTIVE YEARS; AND

(B) THE DEPARTMENT HAS PROPOSED TO THE BOARD OF FISHERIES AND THE BOARD HAS ADOPTED AN ABUNDANCE BASED MANAGEMENT PLAN INSEASON ENUMERATOR COUNTS OF ABUNDANCE].

5 AAC 01.190 is amended by adding a new paragraphs to read:

(3) if chum salmon subsistence fishing is restricted, the commissioner may, by emergency order, close a fishery and immediately reopen a fishery during which chum salmon may be retained, but not sold;

(4) the commercial pink or chum fisheries may occur only if the department determines there is a harvestable surplus of pink or chum salmon and that a directed pink or chum salmon commercial fishery will not have a significant impact on escapement goals or subsistence uses of chum salmon;