

**PROPOSAL 186**

**5 AAC 77.027. Prohibitions for use of personal use-taken shellfish.**

Define what constitutes a guest of a lodge, charter vessel, or other enterprise, as follows:

(a)(3) shellfish is to be consumed by the client or guest or is consumed in the presence of the client or guest. **A “guest” is defined as a person(s) who is not providing payment for any service rendered before, during, or after being considered a guest.**

**What is the issue you would like the board to address and why?** A commercial establishment has been claiming to be providing shellfish to their "guests" (who are any patrons of the bar) that were harvested under personal use regulations. Local Fish and Game enforcement has said it is a grey area because the owner of the establishment is present and his patrons are his guests.

**PROPOSED BY:** Susan Doherty

(EF-F17-115)

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