

LOWER ELWHA KLALLAM TRIBE SECTION 4.6 CRAB REGULATION FOR REGION 1

The following regulation is promulgated by the Lower Elwha Klallam Tribe and shall govern the conduct of off-reservation commercial and subsistence Dungeness crab fisheries by the Lower Elwha Klallam Tribe in Region 1, the San Juan Islands. The term of this regulation is from June 19, 2018 through April 15, 2019, unless superceded, and is intended to regulate the Dungeness crab harvest by the Lower Elwha Klallam Tribe in Region 1 under provisions of Paragraph 4.6 of United States v. Washington, 898 F. supp. 1453 (W.D. Wash. 1995), as amended by the Stipulation and Order Amending Shellfish Implementation Plan, dated April 8, 2002, (hereafter "Implementation Order"). In the event the Region 1 Crab Harvest Management Plan is completed before the end of this regulation term, this regulation will be superceded by a new regulation conforming to the provisions of the Region 1 Crab Harvest Management Plan

FILING ORGANIZATION: Lower Elwha

REGULATION NUMBER: #S18-104

DATE ADOPTED: NOVEMBER 27, 2018

REGULATION: LEKT REGULATION #S18-035 SECTION 5, AND SECTION 7.

REGULATION SUPERCEDED: #S18-096

CATCH AREAS: SHELLFISH MANAGEMENT REGION 1 (CATCH REPORTING AREA 20B, 22A, THAT PORTION OF 20A SOUTH AND WEST OF A LINE BETWEEN TOE POINT OF A LINE BETWEEN TOE POINT ON PATOS ISLAND AND POINT MIGLEY ON LUMMI ISLAND, THAT PORTION OF 21A SOUTH AND WEST OF LUMMI ISLAND AND A LINE RUNNING BETWEEN CARTER POINT ON LUMMI ISLAND AND THE NORTHERN TIP OF VENDOVI ISLAND, AND THAT PORTION OF 22B NORTH AND WEST OF A LINE BETWEEN CLARK POINT ON GUEMES ISLAND AND THE SOUTHERN TIP OF VENDOVI ISLAND,

WEST OF  
 GUEMES ISLAND AND SOUTH AND WEST OF A LINE  
 RUNNING DUE  
 SOUTH FROM  
 KELLYS POINT ON GUEMES ISLAND).

FISHERY TYPE: COMMERCIAL

SPECIES: DUNGENESS CRAB

ON/OFF RESERVATION: OFF

EFFECTIVE DATES: OCTOBER 30, 2018 THROUGH NOVEMBER 30, 2018

DAYS/HOURS: 1) OPEN 8:00 AM TUESDAY, OCTOBER 30, 2018,  
 CLOSE 4:00 PM FRIDAY, NOVEMBER 30, 2018.

LEGAL GEAR: 1) AS PER REGULATION #S18-035, SECTION 7 AND  
 SECTION 8.  
 2) A BUOY MAY BE ANY COLOR EXCEPT FOR A  
 COMBINATION OR RED  
 AND  
 WHITE. IF ANY PORTION OF A BUOY IS RED, NO  
 REMAINING  
 PORTION  
 WHITE, NO  
 REMAINING  
 PORTION MAY BE RED.  
 3) THE POT LIMIT IN REGION 1 IS 25 POTS PER  
 FISHER.  
 MAXIMUM OF 50 POTS PER VESSEL.

EXPECTED HARVEST: THE TRIBAL QUOTA FOR REGION 1 IS 2.2 MILLION  
 POUNDS.

OTHER RESTRICTIONS: 1) SPECIAL AREA CLOSURES AND OTHER AREA  
 RESTRICTIONS IN  
 THE SAN  
 JUANS WILL BE AS STIPULATED IN REGULATION  
 #S18-035,  
 SECTION 6.  
 2) THE MINIMUM SIZE FOR LEGAL CRAB IS 6 1/4  
 INCHES,  
 CALIPER  
 MEASUREMENT ACROSS THE BACK OF THE CRAB,  
 IMMEDIATELY IN  
 FRONT OF THE TIPS.  
 3) ONLY MALE CRAB MAY BE TAKEN.  
 4) RECENTLY MOLTED, SOFT-SHELLED CRAB MAY NOT BE  
 TAKEN.  
 ALL  
 CRAB TAKEN MUST BE CHECKED FOR SHELL HARDNESS.

POSSESS ANY  
CRABS.

CRABS

POTS AND  
CLUSTERED IN A  
DATE,

TAMPER WITH  
WITHOUT LEGIBLE  
THE TRIBAL  
FISHERIES  
TAG, WHEN  
LINE. TAGS  
DEPARTMENT.

LEKT SPECIFIC PROVISIONS:

SUBMISSION OF A

OF THE

LEKT SPECIFIC PROVISIONS:

OF THE

5) IT IS UNLAWFUL FOR FISHERS TO RETAIN AND  
FEMALE, UNDERSIZED AND SOFT-SHELLED DUNGENESS  
ALL  
FEMALE, UNDERSIZED AND SOFT-SHELLED DUNGENESS  
MUST  
BE RETURNED TO THE WATER UNHARMED.

6) IN THE EVENT THAT WEATHER PROHIBITS REMOVAL OF  
HARVEST, POTS MAY BE LEFT ON THE GROUNDS  
NON-FISHING POSITION AND COLLECTED AT A LATER  
PROVIDED  
THAT NOTICE HAS BEEN GIVEN TO LEKT  
COUNCIL  
OFFICE OF THE LATE RETRIEVAL.

7) IT IS UNLAWFUL TO REMOVE FROM THE WATER OR  
ANOTHER  
FISHER'S CRAB GEAR. ANY CRAB GEAR FOUND  
IDENTIFICATION MARKINGS MUST BE TURNED IN TO  
FISHERIES OFFICE.

8) ALL CRAB POTS MUST BE REGISTERED WITH THE  
DEPARTMENT  
AND MUST HAVE THE APPROPRIATE COLORED BUOY  
REQUIRED,  
ATTACHED AT THE TERMINAL END OF EACH BUOY  
ARE  
AVAILABLE AT THE FISHERIES ENFORCEMENT

1) LOST GEAR MUST BE DECLARED THROUGH  
LOST  
POT FORM TO ENFORCEMENT WITHIN 24 HOURS  
CLOSE OF  
THE FISHERY.

1) LOST GEAR MUST BE LOCATED WITHIN 48 HOURS  
CLOSE

BY OF THE FISHERY. THE OWNER OF GEAR PULLED  
ENFORCEMENT  
FISHERY MORE THAN 48 HOURS AFTER THE CLOSE OF THE  
WILL  
BE IN VIOLATION OF THIS REGULATION.

REGISTRATION: ALL TRIBAL FISHERS PLANNING TO PARTICIPATE IN THE  
REGION 1 CRAB  
OFFICE PRIOR FISHERY MUST REGISTER AT THE TRIBAL FISHERIES  
TO  
SHALL REPORT FISHING. AT THE TIME OF REGISTRATION, FISHERS  
THE  
NUMBER OF POTS TO BE USED.

CATCH REPORTING: ALL COMMERCIAL CATCHES SHALL BE REPORTED ON  
TREATY TREATY INDIAN  
RECEIVED FISH RECEIVING TICKETS. THE WEIGHT OF ALL CRAB  
AND NOT  
TAKE HOME OR PURCHASED FOR ANY REASON SHALL BE RECORDED AS  
SPECIES  
TICKETS. ALL CODE 20-561 ON TREATY INDIAN FISH RECEIVING  
SHELLFISH SUBSISTENCE CRAB HARVEST SHALL BE REPORTED ON  
TRIBAL SUBSISTENCE CARDS. CARDS ARE AVAILABLE AT THE  
FISHERIES  
OFFICE.

JUSTIFICATION: CONTINUE HARVEST OF THE TREATY SHARE OF CRAB IN  
REGION 1.  
FRIDAY \*THIS REGULATION PROVIDES A NEW CLOSURE TIME OF  
NOVEMBER 30TH AT 4:00 PM.

(LOWER ELWHA FISHERIES  
760 STRATTON ROAD  
PORT ANGELES, WA 98363)