

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 The term of this regulation is from June 1, 2020 through May 31, 2021 unless superceded, and is intended to regulate the Dungeness crab harvest by the Lower Elwha Klallam Tribe in Region 1 under provisions of Paragraph 4.6 of United States v.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the Region 1 Crab Harvest Management Plan is completed before the end of this regulation term, this regulation will be superceded by a new regulation conforming to the provisions of the Region 1 Crab Harvest Management Plan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: #S20-070

DATE ADOPTED: AUGUST 26, 2020

REGULATION: LEKT REGULATION #S20-035 SECTION 5, AND SECTION 7.

REGULATION MODIFIED: NONE

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 VENDОВI ISLAND, AND THAT PORTION OF 22B NORTH AND WEST OF A LINE BETWEEN CLARK POINT ON GUEMES ISLAND AND THE SOUTHERN TIP OF VENDОВI ISLAND,

RUNNING DUE WEST OF
GUEMES ISLAND AND SOUTH AND WEST OF A LINE

SOUTH FROM
KELLYS POINT ON GUEMES ISLAND).

FISHERY TYPE: COMMERCIAL

SPECIES: DUNGENESS CRAB

ON/OFF RESERVATION: OFF

EFFECTIVE DATES: AUGUST 31ST THROUGH SEPTEMBER 2ND 2020
DAYS/HOURS: 1) OPEN 2:00 PM MONDAY, AUGUST 31ST, 2020,
CLOSE 2:00 PM WEDNESDAY, SEPTEMBER 2ND, 2020.

LEGAL GEAR: 1) AS PER REGULATION #S20-035, SECTION 7 AND
SECTION 8. 2) A BUOY MAY BE ANY COLOR EXCEPT FOR A
COMBINATION OR RED AND
REMAINING WHITE. IF ANY PORTION OF A BUOY IS RED, NO
WHITE, NO PORTION
MAY BE WHITE. IF ANY PORTION OF A BUOY IS
REMAINING
PORTION MAY BE RED.
PER FISHER. 3) THE POT LIMIT IN REGION 1 IS 30 TAGGED POTS

EXPECTED HARVEST: THE TRIBAL QUOTA FOR REGION 1 IS 2.75 MILLION
POUNDS.

OTHER RESTRICTIONS: 1) SPECIAL AREA CLOSURES AND OTHER AREA
RESTRICTIONS IN THE SAN
#S20-035, JUANS WILL BE AS STIPULATED IN REGULATION
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.
5) IT IS UNLAWFUL FOR FISHERS TO RETAIN AND
POSSESS ANY

CRABS. FEMALE, UNDERSIZED AND SOFT-SHELLED DUNGENESS
ALL
CRABS FEMALE, UNDERSIZED AND SOFT-SHELLED DUNGENESS
MUST
BE RETURNED TO THE WATER UNHARMED.
6) IN THE EVENT THAT WEATHER PROHIBITS REMOVAL OF
POTS AND HARVEST, POTS MAY BE LEFT ON THE GROUNDS
CLUSTERED IN A NON-FISHING POSITION AND COLLECTED AT A LATER
DATE, PROVIDED
THAT NOTICE HAS BEEN GIVEN TO LEKT
COUNCIL
OFFICE OF THE LATE RETRIEVAL.
7) IT IS UNLAWFUL TO REMOVE FROM THE WATER OR
TAMPER WITH ANOTHER
WITHOUT LEGIBLE FISHER'S CRAB GEAR. ANY CRAB GEAR FOUND
THE TRIBAL IDENTIFICATION MARKINGS MUST BE TURNED IN TO
FISHERIES FISHERIES OFFICE.
8) ALL CRAB POTS MUST BE REGISTERED WITH THE
TAG, WHEN DEPARTMENT
AND MUST HAVE THE APPROPRIATE COLORED BUOY
LINE. TAGS REQUIRED,
ATTACHED AT THE TERMINAL END OF EACH BUOY
DEPARTMENT. ARE
AVAILABLE AT THE FISHERIES ENFORCEMENT

LEKT SPECIFIC PROVISIONS:

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

LEKT SPECIFIC PROVISIONS:

OF THE 1) LOST GEAR MUST BE LOCATED WITHIN 48 HOURS
CLOSE
OF THE FISHERY. THE OWNER OF GEAR PULLED
BY

FISHERY

ENFORCEMENT
MORE THAN 48 HOURS AFTER THE CLOSE OF THE
WILL
BE IN VIOLATION OF THIS REGULATION.

REGISTRATION:
REGION 1

OFFICE PRIOR

SHALL REPORT

ALL TRIBAL FISHERS PLANNING TO PARTICIPATE IN THE
CRAB
FISHERY MUST REGISTER AT THE TRIBAL FISHERIES
TO
FISHING. AT THE TIME OF REGISTRATION, FISHERS
THE NUMBER OF POTS TO BE USED.

CATCH REPORTING:
TREATY TREATY

RECEIVED

TAKE HOME OR

TICKETS. ALL

SHELLFISH

TRIBAL

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

JUSTIFICATION:
REGION 1.

CONTINUE HARVEST OF THE TREATY SHARE OF CRAB IN

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