

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 The term of this regulation is from June 1, 2020 through May 31, 2021 unless superceded, and is intended to regulate the Dungeness crab harvest by the Lower Elwha Klallam Tribe in Region 1 under provisions of Paragraph 4.6 of United States v.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the Region 1 Crab Harvest Management Plan is completed before the end of this regulation term, this regulation will be superceded by a new regulation conforming to the provisions of the Region 1 Crab Harvest Management Plan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: #S20-106

DATE ADOPTED: DECEMBER 23, 2020

REGULATION MODIFIED: S20-105
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, 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: NOVEMBER 28th THROUGH MARCH 31, 2021
DAYS/HOURS: OPEN 9:00 AM SATURDAY NOV 28TH, 2020
TO 4:00 PM , MARCH 31ST, 2021

LEGAL GEAR:

- 1) AS PER REGULATION #S20-035, SECTION 7 AND SECTION 8.
- 2) A BUOY MAY BE ANY COLOR EXCEPT FOR A COMBINATION OF RED AND WHITE. IF ANY PORTION OF A BUOY IS RED, NO REMAINING PORTION MAY BE WHITE. IF ANY PORTION OF A BUOY IS WHITE, NO REMAINING PORTION MAY BE RED.
- 3) THE POT LIMIT IN REGION 1 IS 40 TAGGED POTS PER FISHER.

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 JUAN ISLANDS WILL BE AS STIPULATED IN REGULATION #S20-035, 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.
- 5) IT IS UNLAWFUL FOR FISHERS TO RETAIN AND POSSESS ANY FEMALE, UNDERSIZED AND SOFT-SHELLED DUNGENESS CRABS. ALL FEMALE, UNDERSIZED AND SOFT-SHELLED DUNGENESS CRABS 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
FISHER'S CRAB GEAR. ANY CRAB GEAR
FOUND WITHOUT LEGIBLE
IDENTIFICATION MARKINGS MUST BE
TURNED IN TO THE TRIBAL
FISHERIES OFFICE.
- 8) ALL CRAB POTS MUST BE REGISTERED WITH
THE FISHERIES DEPARTMENT
AND MUST HAVE THE APPROPRIATE COLORED
BUOY TAG, WHEN REQUIRED,
ATTACHED AT THE TERMINAL END OF EACH
BUOY LINE. TAGS ARE
AVAILABLE AT THE FISHERIES
ENFORCEMENT DEPARTMENT.

LEKT SPECIFIC PROVISIONS:

- 1) LOST GEAR MUST BE DECLARED
THROUGH SUBMISSION OF A LOST
POT FORM TO ENFORCEMENT WITHIN
24 HOURS OF THE CLOSE OF
THE FISHERY.
- 2) LOST GEAR MUST BE LOCATED WITHIN
48 HOURS OF THE CLOSE
OF THE FISHERY. THE OWNER OF
GEAR PULLED BY ENFORCEMENT
MORE THAN 48 HOURS AFTER THE
CLOSE OF THE FISHERY WILL
BE IN VIOLATION OF THIS
REGULATION.

REGISTRATION:

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

CATCH REPORTING:

ALL COMMERCIAL CATCHES SHALL BE REPORTED
ON TREATY INDIAN FISH RECEIVING
TICKETS. THE WEIGHT OF ALL CRAB
RECEIVED AND NOT
PURCHASED FOR ANY REASON SHALL BE
RECORDED AS TAKE HOME

CODE 20-561 ON TREATY INDIAN FISH
RECEIVING TICKETS. ALL
SUBSISTENCE CRAB HARVEST SHALL BE
REPORTED ON SHELLFISH
SUBSISTENCE CARDS. CARDS ARE AVAILABLE
AT THE TRIBAL FISHERIES OFFICE.
QUOTA IS INCREASED TO 2.4 MILLION

JUSTIFICATION:

CONTINUE HARVEST OF THE TREATY SHARE OF
CRAB IN REGION 1. *EXTENSION OF CRAB
FISHERY*

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