

FILING ORGANIZATION: LOWER ELWHA KLALLAM TRIBE

The following regulation is promulgated by the Lower Elwha Klallam Tribe and shall govern the conduct of off-reservation commercial Dungeness crab fisheries. The term of this regulation is from June 21, 2023 through April 15, 2024, unless superseded, and is intended to regulate the Dungeness crab harvest by the Lower Elwha Klallam Tribe in Region 3 under provisions of Paragraph 4.6 of United States v.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the Region 3 Crab Harvest Management Plan is completed before the end of this regulation term, this regulation will be superseded by a new regulation conforming to the provisions of the Region 3 Crab Harvest Management Plan.

REGULATION NUMBER: S23-042

DATE ADOPTED: JUNE 20TH, 2023

REGULATION MODIFIED: #S23-028, SECTIONS 5 AND 7a.

REGULATION SUPERSEDED: NONE

CATCH AREAS: CRUSTACEAN MANAGEMENT REGION 3, DESCRIBED AS:  
SUBREGION 3-1 (SHELLFISH CATCH REPORTING AREAS 23A, AND 23B),  
SUBREGION 3-2 (SHELLFISH CATCH REPORTING AREAS 25A, 25E AND 23D),  
SUBREGION 3-3 (THAT PORTION OF SHELLFISH CATCH REPORTING AREA EAST OF A LINE PROJECTED DUE NORTH FROM LOW POINT),  
SUBREGION 3-4 (THAT PORTION OF SHELLFISH CATCH REPORTING AREA 23C WEST OF A LINE PROJECTED DUE NORTH FROM LOW POINT, AND 29).

FISHERY TYPE: SUBSISTENCE

SPECIES: DUNGENESS CRAB (*Metacarcinus magister*) AND RED ROCK CRAB (*Cancer productus*)

ON/OFF RESERVATION: OFF

EFFECTIVE DATES: JUNE 21, 2023 THROUGH APRIL 15, 2024

DAYS/HOURS: 1. SUBREGION 3-1: OPEN 8:00 AM WEDNESDAY, JUNE 21, CLOSE 5:00 PM SUNDAY, MARCH 31, OR WHEN THE RESPECTIVE TRIBAL QUOTA IN SUBREGION 3-1 HAS BEEN TAKEN, WHICHEVER COMES FIRST.  
2. SUBREGION 3-2: OPEN 8:00 AM WEDNESDAY, JUNE 21, CLOSE 5:00 PM SUNDAY, MARCH 31, OR WHEN THE RESPECTIVE TRIBAL QUOTA IN SUBREGION 3-2 HAS BEEN TAKEN, WHICHEVER COMES FIRST.  
3. SUBREGION 3-3: OPEN 8:00 AM WEDNESDAY, JUNE 21, CLOSE 5:00 PM MONDAY, APRIL 15, OR WHEN THE RESPECTIVE TRIBAL QUOTA IN SUBREGION 3-3 HAS BEEN TAKEN, WHICHEVER COMES FIRST.  
4. SUBREGION 3-4: OPEN 8:00 AM WEDNESDAY, JUNE 21, CLOSE 5:00 PM MONDAY, APRIL 15, OR WHEN THE RESPECTIVE TRIBAL QUOTA IN SUBREGION 3-2 HAS BEEN TAKEN, WHICHEVER COMES FIRST.

5. FOR ALL OPEN AREAS, POTS MAY ONLY BE CHECKED FROM ONE HOUR BEFORE SUNRISE TO ONE HOUR AFTER SUNSET EACH DAY.

LEGAL GEAR:

1. AS PER REGULATION #S23-028, SECTION 7 AND SECTION 8. LEGAL SUBSISTENCE GEAR INCLUDES CRAB POTS, RING NETS, DIP NETS AND OTHER HAND OPERATED INSTRUMENTS THAT DO NOT PENETRATE THE SHELL.
2. SUBSISTENCE POT LIMIT FOR REGION 3 IS 5 POTS/RING NETS PER FISHER/DAY IN ALL AREAS COMBINED.
3. LONG LINE FISHING IS NOT PERMITTED: EACH POT OR RING NET BEING FISHED MUST HAVE A SURFACE BUOY ATTACHED.
4. 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.

HARVEST RESTRICTIONS:

1. THE MINIMUM SIZE FOR HARVEST IS 6 1/4 INCHES FOR DUNGENESS CRAB AND 5 INCHES FOR RED ROCK CRAB. MINIMUM SIZE IS MEASURED AS CALIPER LENGTH ACROSS THE BACK OF THE CRAB, IMMEDIATELY IN FRONT OF THE TIPS.
  2. ONLY MALE CRAB MAY BE TAKEN.
3. RECENTLY MOLTED, SOFT-SHELLED CRAB MAY NOT BE TAKEN. ALL CRAB TAKEN MUST BE CHECKED FOR SHELL HARDNESS.
4. IT IS UNLAWFUL FOR FISHERS TO RETAIN AND POSSESS ANY FEMALE, UNDERSIZED AND SOFT-SHELLED CRABS. ALL FEMALE, UNDERSIZED AND SOFT-SHELLED DUNGENESS CRABS MUST BE RETURNED TO THE WATER UNHARMED.
5. THE DAILY SUBSISTENCE HARVEST LIMIT IN REGION 3 IS 10 CRABS PER FISHER.

CLOSED AREAS:

AS PER REGULATION #S23-028, SECTION 6.

LOST GEAR REPORTING:

1. ALL FISHERS MUST REPORT LOST GEAR TO ENFORCEMENT.
2. LOWER ELWHA FISHERS MUST FILL OUT A LOST POT FORM AND SUBMIT IT TO THE NATURAL RESOURCES OFFICE.

CATCH REPORTING:

1. ALL SUBSISTENCE CRAB HARVEST SHALL BE REPORTED ON SHELLFISH SUBSISTENCE CARDS. CARDS ARE AVAILABLE AT THE TRIBAL FISHERIES OFFICE. SUBSISTENCE FISHERS MUST HAVE SUBSISTENCE CARDS ON THEIR PERSON WHEN FISHING.

JUSTIFICATION: COMMENCE SUBSISTENCE CRAB FISHING IN REGION 3.

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