

Submitted by Board Member Carlson-VanDort, prepared by the Alaska Department of Fish and Gameⁱ.

April 30, 2026

Substitute Language for Proposal 192:

5 AAC 21.382(g) is amended to read:

(g) In the Upper Subdistrict of the Central District set gillnet commercial fishery,

(1) from June 20 through **July 31** [JUNE 30], when the preseason forecast of king salmon 75 cm mid eye to tail fork and longer is greater than 14,250 fish, including harvest and forecast error, the Upper Subdistrict [SET GILLNET] fishery may open to **S04H CFEC permit holders** [BE OPENED] as follows:

(A) the use of a set beach seine, as described in 5 AAC 39.105(d)(6), is allowed as an alternative gear type for S04H CFEC permit holders;

(B) a S04H commercial set gillnet CFEC permit holder may operate not more than one set beach seine;

(C) the maximum legal limit for a set beach seine is 70 fathoms in length, 110 mesh depth, including border and chaffing strips, and three and one-half inch mesh size throughout; notwithstanding 5 AAC 21.332, a set beach seine has no minimum length, depth, or mesh size requirements;

(D) fishing with a set beach seine must occur from shore or waterline, with one end anchored on shore and the outside end set and retrieved back to the shore or waterline using a running line;

(E) openings will occur for two 12-hour periods per week, established by emergency order;

(F) retention of king and coho salmon is prohibited, except that a king or coho salmon that is mortally wounded or caught in a set beach seine is subject to (i) and (j) of this section; in this paragraph, "caught" has the meaning given in (j) of this section;

(G) the number of king or coho salmon released must be recorded on an ADF&G fish ticket under the disposition code for live release;

(H) a commercial dip net may not be operated within 600 feet of any part of a commercial set beach seine, and no part of a commercial set beach seine may be operated within 600 feet of any part of another commercial set beach seine

[(A) EACH SETNET PERMIT HOLDER MAY USE UP TO ONE SET GILLNET THAT IS NOT MORE THAN 35 FATHOMS IN LENGTH AND 29 MESHES IN DEPTH;

(B) IS OPEN FOR NOT MORE THAN TWO EIGHT-HOUR PERIODS;

(C) WITH A 48-HOUR CONTINUOUS CLOSURE PER WEEK, BEGINNING BETWEEN 7:00 p.m. THURSDAY AND 7:00 a.m. FRIDAY;

(D) FISHERY OPENINGS WILL BE BASED UPON SELDOVIA DISTRICT TIDE TABLES BY SECTION AS FOLLOWS:

(i) NINILCHIK RIVER MOUTH TO KASILOF RIVER MOUTH (STAT AREAS 244-21, 244-22), THREE HOURS LATER THAN THE SELDOVIA DISTRICT LOW TIDE;

(ii) KASILOF RIVER MOUTH TO KENAI RIVER MOUTH (STAT AREA 244-31), FOUR HOURS LATER THAN THE SELDOVIA DISTRICT LOW TIDE;

(iii) OPENING TIMES WILL BE BASED ON NOAA
CERTIFIED TIDE TABLES;

(2) FROM JULY 15 THROUGH JULY 27, WHEN THE INSEASON
PROJECTION OF KING SALMON 75 CM MID EYE TO TAIL FORK AND LONGER IS
GREATER THAN 14,250 FISH, INCLUDING HARVEST AND PROJECTION ERROR, THE
UPPER SUBDISTRICT SET GILLNET FISHERY MAY BE OPENED AS FOLLOWS:

(A) EACH SETNET PERMIT HOLDER MAY USE UP TO ONE SET
GILLNET THAT IS NOT MORE THAN 35 FATHOMS IN LENGTH AND 29
MESHES IN DEPTH;

(B) IS OPEN FOR NOT MORE THAN FOUR EIGHT-HOUR PERIODS;

(C) WITH A 48-HOUR CONTINUOUS CLOSURE PER WEEK,
BEGINNING BETWEEN 7:00 p.m. THURSDAY AND 7:00 a.m. FRIDAY;

(D) FISHERY OPENINGS WILL BE BASED UPON SELDOVIA
DISTRICT TIDE TABLES BY SECTION AS FOLLOWS:

(i) NINILCHIK RIVER MOUTH TO KASILOF RIVER MOUTH
(STAT AREAS 244-21, 244-22), THREE HOURS LATER THAN THE
SELDOVIA DISTRICT LOW TIDE;

(ii) KASILOF RIVER MOUTH TO KENAI RIVER MOUTH
(STAT AREAS 244-31, 244-32), FOUR HOURS LATER THAN THE
SELDOVIA DISTRICT LOW TIDE;

(iii) KENAI RIVER MOUTH TO BOULDER POINT (STAT
AREAS 244-41, 244-42), FIVE HOURS LATER THAN THE SELDOVIA
DISTRICT LOW TIDE;

(iv) OPENING TIMES WILL BE BASED ON NOAA
CERTIFIED TIDE TABLES;

(3) FROM JULY 28 THROUGH AUGUST 15, WHEN THE INSEASON
PROJECTION OF KING SALMON 75 CM MID EYE TO TAIL FORK AND LONGER IS
GREATER THAN 14,250 FISH, ACCOUNTING FOR ANTICIPATED HARVEST,
PROJECTION ERROR AND INSEASON RUN STRENGTH, THE UPPER SUBDISTRICT
SET GILLNET FISHERY MAY BE OPENED AS FOLLOWS:

(A) EACH SETNET PERMIT HOLDER MAY USE UP TO ONE SET
GILLNET THAT IS NOT MORE THAN 35 FATHOMS IN LENGTH AND 29
MESHES IN DEPTH;

(B) IS OPEN FOR NOT MORE THAN TWO EIGHT-HOUR PERIODS;

(C) WITH A 48-HOUR CONTINUOUS CLOSURE PER WEEK,
BEGINNING BETWEEN 7:00 p.m. THURSDAY AND 7:00 a.m. FRIDAY;

(D) FISHERY OPENINGS WILL BE BASED UPON SELDOVIA
DISTRICT TIDE TABLES BY SECTION AS FOLLOWS:

(i) NINILCHIK RIVER MOUTH TO KASILOF RIVER MOUTH
(STAT AREAS 244-21, 244-22), THREE HOURS LATER THAN THE
SELDOVIA DISTRICT LOW TIDE;

(ii) KASILOF RIVER MOUTH TO KENAI RIVER MOUTH
(STAT AREAS 244-31, 244-32), FOUR HOURS LATER THAN THE
SELDOVIA DISTRICT LOW TIDE;

(iii) KENAI RIVER MOUTH TO BOULDER POINT (STAT AREAS 244-41, 244-42), FIVE HOURS LATER THAN THE SELDOVIA DISTRICT LOW TIDE;

(iv) OPENING TIMES WILL BE BASED ON NOAA CERTIFIED TIDE TABLES];

(2) [(4)] in the Upper Subdistrict set gillnet commercial fishery, notwithstanding the provisions of 5 AAC 21.365, and 5 AAC 21.360(c)(1)(B), (2)(B), and (3)(B), commercial fishing periods will be based on the abundance of sockeye salmon returning to the Kenai and Kasilof Rivers;

(3) from [(5) FROM] June 20 through July 31, [;]

(A) [ALLOW FOR] the use of dip nets **is allowed** as an alternative gear type for holders of **an** [A] S04H commercial set gillnet CFEC permit;

(B) openings may occur outside of specified openings in this section based on abundance of sockeye salmon from 7:00 a.m. - 7:00 p.m. on Monday, Tuesday, Wednesday, Thursday, and Friday, unless closed by emergency order;

(C) **an** [A] S04H commercial set gillnet CFEC permit holder may operate not more than four dip nets at a time, **and** each dip net must be operated by either the permit holder or an **ADF&G** [ADFG] licensed crewmember;

(D) retention of king and coho salmon is prohibited, except that a king salmon that is brought aboard the vessel or to shore is subject to **(i) and (j)** [(i) — (j)] of this section;

(E) fishing with a dip net may occur from a vessel or from shore; fishing from shore must occur at the location of a shore fishery tract identified in the recorded

plat for that lease under AS 38.05.082 or City of Kenai shore fishery lease; nothing in this subsection affects or changes the terms or conditions of a lease and its lessee under AS 38.05.082 or a City of Kenai shore fishery lease and its lessee;

(F) the number of king or coho salmon that are released must be recorded on an ADF&G fish ticket under the disposition code for live release.

Authority: AS 16.05.060 AS 16.05.251

ⁱ Preparation of draft substitute language at the request of a Board member does not imply ADF&G support. The Department will state its position on the language during deliberation.