

## AREA 2A

# 2024 PACIFIC HALIBUT CATCH SHARING PLAN

For tribal, commercial, and recreational Pacific halibut fisheries of Washington, Oregon, and California

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## **LIST OF ACRONYMS AND ABBREVIATIONS**

CDFW	California Department of Fish and Wildlife
CEY	Constant Exploitable Yield
Council	Pacific Fishery Management Council
CSP	Catch Sharing Plan
FCEY	Fishery Constant Exploitation Yield
IPHC	International Pacific Halibut Commission
NMFS	National Marine Fisheries Service
ODFW	Oregon Department of Fish and Wildlife
PFMC	Pacific Fishery Management Council (Council)
RCA	Non-Trawl Rockfish Conservation Area (RCA)
TAC	Total Allowable Catch, see FCEY
TCEY	Total Constant Exploitable Yield
WDFW	Washington Department of Fish and Wildlife
YRCA	Yelloweye Rockfish Conservation Area

## **1.0 FRAMEWORK**

This document is the *Area 2A Pacific Halibut Catch Sharing Plan*, a catch sharing plan (CSP, or Plan) of the Pacific Fishery Management Council (Council, or PFMC) revised and updated for implementation in 2023. It guides tribal, non-tribal commercial, and recreational (or sport) Pacific halibut (halibut) fisheries off the coasts of Washington (WA), Oregon (OR), and California (CA) by prescribing an allocation formula for the allowable catch, and by describing the general season structure of the fisheries, especially in the sport sector.

The International Pacific Halibut Commission (IPHC) annually determines the amount of halibut available for harvest (in pounds [lbs] of fish, net weight<sup>1</sup>) in Area 2A through a process that is based on a stock assessment and harvest policy. Once the total constant exploitable yield (TCEY) is determined, projected bycatch and wastage mortality is subtracted to produce the fishery constant exploitable yield (FCEY). FCEY is synonymous with total allowable catch (TAC), which was terminology used in this document prior to 2021.

This Plan describes a framework that allocates the annual Area 2A FCEY to subareas. The annual FCEY is approved by the IPHC at their annual meeting which typically occurs in late January. The framework is then implemented in both IPHC regulations and domestic regulations (via the National Marine Fisheries Service, NMFS) as published in the *Federal Register*.

## **2.0 ALLOCATION**

This Plan allocates 35 percent of the Area 2A FCEY to U.S. treaty Indian tribes in the State of Washington in subarea 2A-1, and 65 percent to non-tribal fisheries in Area 2A. The allocation to non-tribal fisheries is divided into four shares, with the Washington sport fishery (north of the Columbia River) receiving 35.6 percent, the Oregon sport fishery receiving 29.7 percent, the California sport fishery receiving 4.0 percent, and the commercial fishery receiving 30.7 percent. Allocations within the non-tribal commercial and sport fisheries are described in sections 5 and 6 of this Plan.

These allocations may be changed if new information becomes available that indicates a change is necessary and/or the Council takes action to reconsider its allocation recommendations. Such changes will be made after appropriate rulemaking is completed and published in the *Federal Register*. All allocations and subquotas are described in net weight, consistent with the IPHC's description of the FCEY.

### **2.1 Subquotas**

The allocations in this Plan are distributed as subquotas to ensure that any overage or underage by any one group will not affect achievement of an allocation set aside for another group. The specific allocative measures in the tribal, non-tribal commercial, and non-tribal sport fisheries in Area 2A are described in sections 4 through 6.

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<sup>1</sup> The weight of a fish with head and internal organs removed.





## **4.5 Ceremonial and Subsistence**

Ceremonial fisheries shall be managed by tribal regulations promulgated in season to meet the needs of specific ceremonial events. Halibut taken for ceremonial and subsistence purposes may not be offered for sale or sold.

### *4.5.1 Sub allocation*

Estimated by the tribes in January of each year.

### *4.5.2 Season structure*

Begins on January 1 and continues through December 31.

### *4.5.3 Landing restrictions*

No size or bag limits, except that when the tribal commercial fishery is closed, tribal members may take and retain not more than two halibut per day per person for subsistence purposes.

## **4.6 Tribal Commercial**

### *4.6.1 Sub allocation*

Balance of quota after ceremonial and subsistence subquota determined, which is estimated by the tribes in January of each year.

### *4.6.2 Season structure*

Tribal commercial fishery season dates will be set within the season dates determined by the IPHC and implemented in IPHC regulations. The tribal commercial fishery will close when the subquota is taken.

### *4.6.3 Landing restrictions*

Size limit: Consistent with IPHC regulations on size limits for the non-tribal fishery.

Landing limit: None unless specified.

## **5.0 NON-TRIBAL COMMERCIAL FISHERIES**

### **5.1 Allocation**

The non-tribal commercial fishery is allocated 30.7 percent of the non-tribal share of the Area 2A FCEY, which is approximately 19.9 percent of the total Area 2A FCEY. In addition, a portion of the Washington sport allocation may be used for the incidental catch of halibut in the commercial sablefish primary fishery north of Point Chehalis, WA, if the Washington sport allocation exceeds a specific level as described in section 5.8.

### **5.2 Area description**

Within the waters of Area 2A, but may be restricted due to fishery boundaries and conservation areas.



### **5.3 General fishery description**

Halibut may be retained from three commercial fishery structures: (1) directed halibut fishery, (2) incidental halibut catch in the salmon troll fishery, and (3) incidental halibut catch in the primary directed sablefish fishery north of Point Chehalis, WA.

### **5.4 Participants**

Commercial fishers must choose either (1) to operate in the directed commercial fishery in Area 2A and/or retain halibut caught incidentally in the primary directed sablefish fishery north of Point Chehalis, WA; or (2) to retain halibut caught incidentally during the salmon troll fishery.

Commercial fishers wishing to operate in both the directed commercial fishery in Area 2A and/or retain halibut caught incidentally in the primary directed sablefish fishery north of Point Chehalis, WA, may not obtain a vessel permit to retain halibut caught incidentally during the salmon troll season.

A salmon troller may retain halibut caught incidentally during the salmon troll fishery or participate in the directed commercial fishery targeting halibut, but not in both.

### **5.5 Commercial permit restrictions/declarations.**

Commercial fishers must obtain an individual vessel permit online: (1) to operate in the directed commercial fishery in Area 2A; or (2) to retain halibut caught incidentally in the primary sablefish fishery north of Point Chehalis, WA; or (3) to retain halibut caught incidentally during the salmon troll fishery. The deadlines for submission of permit applications to NMFS are available on the [NMFS website](#) and provided below.

Commercial fishers operating in the directed halibut fishery must submit their vessel permit application to NMFS no later February 15.

Commercial fishers operating in the primary sablefish fishery north of Point Chehalis, WA, who seek to retain incidentally caught halibut must submit their vessel permit application to NMFS no later than March 1.

Commercial fishers operating in the salmon troll fishery who seek to retain incidentally caught halibut must submit their vessel permit application to NMFS no later than March 1.

Fishing vessels permitted to fish commercially in Area 2A are prohibited from operating in the sport fisheries in Area 2A.

### **5.6 Directed Halibut Fishery**

#### *5.6.1 Sub allocation*

Eighty-five percent of the non-tribal commercial fishery allocation is allocated to the directed fishery targeting halibut (e.g., longline fishery). The sub-allocation for this directed fishery is approximately 17.0 percent of the Area 2A FCEY.

### 5.6.2 *Geographic area*

Confined to the area south of Subarea 2A-1 (south of Point Chehalis, WA; 46° 53.30' N. lat.), to include southern Washington, Oregon, and California.

### 5.6.3 *Management objective*

Opening date(s), duration, and vessel trip limits will be determined by NMFS and published in the Federal Register as necessary to ensure that the quota for the non-tribal commercial fisheries is not exceeded.

### 5.6.4 *Season structure*

This fishery typically opens in June with vessel trip limits based on vessel size to moderate catch. In recent years, the season structure has been a series of 3-day openings (58-hours), beginning at 8 a.m. on the fourth Tuesday in June and ending at 6 p.m. on the Thursday of that week. NMFS will announce in the *Federal Register* the first one or two open periods, and additional openings may be set through inseason action if enough of the subquota remains. Intervals between open periods are anticipated to be two to four weeks.

### 5.6.5 *Landing restrictions*

Determined annually by NMFS; typically expressed as a vessel trip limit.

### 5.6.6 *Inseason adjustments*

If NMFS determines that after the conclusion of the initial fishing period(s) a sufficient amount of the subquota remains, then NMFS may set additional 3-day (58-hour) fishing periods. A third fishing period would be anticipated to occur at least three weeks after the second fishing period. Any subsequent fishing periods would occur as soon as practicable or prescribed, Tuesday through Thursday, until the subquota is attained.

If NMFS determines that the remaining subquota for the directed fishery is insufficient to allow for an additional 58-hour fishing period, then the remaining halibut will be made available for incidental catch of halibut to the salmon troll fishery (independent of the incidental harvest allocation) as needed to conduct the incidental fishery through the planned season end date.

### 5.6.7 *Groundfish regulations*

None specified in this document.

### 5.6.8 *Closed areas*

This fishery may also be managed with closed areas designed to protect overfished groundfish species. Any such closed areas will be described annually in federal halibut regulations published in the *Federal Register* and the coordinates will be specifically defined at 50 CFR 660.71 through 660.74.

## **5.7 Incidental halibut catch in the salmon troll fishery**

### *5.7.1 Sub allocation*

Fifteen percent of the non-tribal commercial fishery allocation is allocated to the salmon troll fishery in Area 2A as an incidental catch during salmon fisheries. The quota for this incidental catch fishery is approximately 2.9 percent of the Area 2A FCEY.

### *5.7.2 Management objectives*

The primary management objective for this fishery is to harvest the subquota as an incidental catch during the April-June salmon troll fishery. The secondary management objective is to harvest the remaining troll quota as an incidental catch during the remainder of the salmon troll fishery. These management objectives will be achieved through landing restrictions (see section 5.7.4).

The landing restrictions are meant to assure that the incidental harvest rate is appropriate for salmon and halibut availability, does not encourage target fishing on halibut, ensure an equitable sharing of the halibut landings among the fishers and does not increase the likelihood of exceeding the quota for this fishery.

### *5.7.3 Season structure*

The Council will recommend landing restrictions at its spring public meetings each year to control the amount of halibut caught incidentally in the troll fishery, so that it remains within its subquota. The commercial ocean salmon fisheries typically begin in April and continue into September, and sometimes October.

### *5.7.4 Landing restrictions*

Determined preseason, typically on a “per-trip” basis. The landing restrictions will be based on the number of incidental harvest permit applications submitted, halibut catch rates, the amount of allocation, and other pertinent factors, and may include catch or landing ratios, landing limits, or other means to control the rate of halibut harvest. NMFS will publish the landing restrictions annually in the *Federal Register*, along with the salmon management measures. This fishery may be subject to inseason adjustment.

### *5.7.5 Inseason adjustments*

- a. NMFS may make inseason adjustments to the landing restrictions, if requested by the Council Chair, as necessary to assure that the incidental harvest rate is appropriate for salmon and halibut availability, does not encourage target fishing on halibut, and does not increase the likelihood of exceeding the quota for this fishery. In determining whether to make such inseason adjustments, NMFS will consult with the applicable state representative(s), a representative of the Council’s Salmon Advisory Subpanel, and Council staff.
- b. Extension of fishery: If the subquota for this fishery has not been harvested during the April-June portion of the salmon troll fishery, then incidental halibut harvest will be allowed in July and continue until the amount of halibut that was initially available as quota for the troll fishery is taken or until the end of the season date for commercial halibut fishing is determined by NMFS and implemented in the *Federal Register* (typically early October).

### 5.7.6 *Groundfish regulations*

Under the Pacific Coast groundfish regulations at 50 CFR 660.330, fishing with salmon troll gear is prohibited within the Salmon Troll Yelloweye Rockfish Conservation Area (YRCA).

### 5.7.7 *Closed conservation areas*

The Salmon Troll YRCA is an area off the northern Washington coast and is defined by straight lines connecting latitude and longitude coordinates. Coordinates for the Salmon Troll YRCA are specified in groundfish regulations at 50 CFR 660.70(c) and in salmon regulations at 50 CFR 660.405(c).

## **5.8 Incidental halibut catch in the primary directed sablefish fishery**

### 5.8.1 *Sub allocation*

Dependent on the Area 2A FCEY, the primary directed sablefish fishery north of Point Chehalis will be allocated the Washington sport allocation that is in excess of 214,110 lbs provided a minimum of 10,000 lbs is available (i.e., the Washington sport allocation is 224,110 lbs or greater). If the amount above 214,110 lbs is less than 10,000 lbs, then the excess will be allocated to the Washington sport subareas according to section 6.9. The halibut allocated to the sablefish fishery will be shared as follows: up to 50,000 lbs of halibut to the primary sablefish fishery north of Pt. Chehalis, unless the Area 2A FCEY is 1,500,000 lbs or more, then the maximum allocation is 70,000 lbs. Any remaining allocation will be distributed to the Washington sport fishery among the four subareas according to the sharing described in section 6.9.

### 5.8.2 *Management Objectives*

The management objective is to accommodate incidental halibut harvest through the duration of the primary directed sablefish fishery season consistent with IPHC halibut fishery season provisions. This objective will be achieved through landing restrictions. (see section 5.8.3).

The landing restrictions are meant to assure that the incidental harvest rate is appropriate for sablefish and halibut availability, does not encourage target fishing on halibut, ensure an equitable sharing of the halibut landings among the fishers and does not increase the likelihood of exceeding the quota for this fishery.

### 5.8.3 *Season Structure*

The primary sablefish fishery typically occurs annually during April 1 – December 31. The IPHC commercial fishery season dates are determined at the annual IPHC meeting.

### 5.8.4 *Landing restrictions*

The Council will recommend landing restrictions at its spring public meetings each year to control the amount of halibut caught incidentally in this fishery. The landing restrictions will be based on the amount of the allocation and other pertinent factors, and may include catch or landing ratios, landing limits, or other means to control the rate of halibut landings. NMFS will publish the landing restrictions annually in the *Federal Register*.

The objectives for the annual landing restrictions are to attain the halibut allocation at about the same time the IPHC ceases commercial retention for the year, and to ensure an equitable sharing

of the halibut landings among the fishers. In past years, the Council has successfully used landing restrictions to maintain the harvest within the allocation.

#### *5.8.5 Inseason adjustments*

None specified in this document.

#### *5.8.6 Groundfish regulations*

Under Pacific Coast groundfish regulations at 50 CFR 660.230, fishing with limited entry fixed gear is prohibited within the North Coast Commercial Yelloweye Rockfish Conservation Area (YRCA) and the Non-Trawl Rockfish Conservation Area (RCA).

#### *5.8.7 Closed conservation areas*

The North Coast Commercial YRCA and the non-trawl RCA occur off the Washington coast. These closed areas are defined by straight lines connecting latitude and longitude coordinates specified in groundfish regulations at 50 CFR 660.70(b) and 50 CFR 660.73, respectively.

## **6.0 SPORT FISHERIES**

### **6.1 Allocation**

Sport fisheries (including incidental sablefish) are allocated approximately 69 percent of the non-tribal share, which is approximately 45 percent of the Area 2A FCEY. The allocation is further divided as subquotas among eight geographic subareas.

### **6.2 Area description**

Within the waters of Area 2A, but may be restricted due to fishery boundaries and conservation areas.

### **6.3 General fishery description**

Sport fisheries generally occur May through October annually, but seasons vary by geographic subarea.

### **6.4 Port of landing management**

All sport fishing in Area 2A will be managed on a "port of landing" basis, whereby any halibut landed into a port will count toward the quota for the subarea in which that port is located, and the regulations governing the subarea of landing apply, regardless of the specific area of catch.

### **6.5 Vessel participation**

Vessels operating in the sport fishery for halibut in Area 2A are prohibited from operating in the commercial halibut fishery in Area 2A during the same calendar year. Sport fishers and charter boat operators must determine, prior to February 15 of each year, whether they will operate in the commercial halibut fisheries in Area 2A which requires a commercial fishing permit from NMFS. Sport fishing for halibut in Area 2A is prohibited from a vessel permitted to fish commercially for halibut in Area 2A.

## **6.6 Sport fishery closure provisions**

NMFS will determine and announce closing dates to the public for any subarea in which a subquota is estimated to have been taken. Closures are determined after consultation with Regional Administrator, NMFS West Coast Region, Chair of the Council, the IPHC Executive Director, and the Fisheries Director(s) of the affected state(s), or their designees. Once NMFS has announced a date on which the season will close, no person shall sport fish for halibut in that area after that date for the rest of the year, unless a reopening of that area for sport halibut fishing is scheduled by NMFS as an inseason action or announced by the IPHC.

## **6.7 Possession limits**

Sport possession limits:

- Washington has a 2-fish daily bag limits, regardless of condition on land, but only a 1-fish daily bag limit may be possessed on the vessel.
- Oregon has a 3-fish daily bag limits on land, regardless of condition, but only a 1-fish daily bag limit may be possessed on the vessel.
- California on land and on the vessel is one daily bag limit, regardless of condition.

## **6.8 Flexible inseason management provisions**

### *6.8.1 Protocol for inseason modifications*

The Regional Administrator, NMFS West Coast Region, after consultation with the Chair of the Council, the IPHC Executive Director, and the Fisheries Director(s) of the affected state(s), or their designees, is authorized to modify regulations during the season after making the following determinations:

- a. The action is necessary to allow access to the allocation objectives and/or allow the management objectives to be met.
- b. The action will not result in exceeding the Area 2A non-tribal allocation.
- c. If any of the sport fishery subareas north of Cape Falcon, OR are not projected to utilize their respective quotas, NMFS may take inseason action to transfer any projected unused quota to another Washington sport subarea.
- d. If any of the sport fishery subareas between Leadbetter Point, WA and the OR/CA border (42° N. lat.) are projected to not utilize their respective quotas by their season ending dates, NMFS may take inseason action to transfer any projected unused quota to another Oregon sport subarea.
- e. Notwithstanding 6.8.1.a, if the total estimated yelloweye rockfish bycatch mortality from sport halibut trips in all Oregon subareas is projected to exceed 22 percent of the annual Oregon recreational yelloweye rockfish harvest guideline, NMFS may take inseason action to reduce yelloweye rockfish bycatch mortality in the halibut fishery while allowing halibut allocation objectives to be met to the extent possible.
- f. At the earliest time possible a state can notify NMFS of the amount (in pounds [lbs] of halibut, net weight<sup>1</sup>) of their sport allocation that is projected to be unused after accounting for state management objectives. This projected amount could be made available to the other state(s) for the remainder of the calendar year. NMFS would reapportion the amount of net pounds available equally to each of the two states receiving the additional pounds.

If a state eligible to receive the additional pounds declines all or part of the additional pounds, the remainder would go to the other state. NMFS will announce any such reapportionment as soon as possible in the *Federal Register* and concurrent publication on the hotline, consistent with language described in this section (Section 6.8).

On or around August 15, Council staff will facilitate a discussion between the three states and NMFS to share catch updates and inseason fishery information which could provide insight to any excess that could potentially be available for the remainder of current season.

#### 6.8.2 *Notice procedures*

Inseason actions taken by NMFS will be published in the *Federal Register*. Notice of inseason management actions will be provided by a telephone hotline (206-526-6667 or 800-662-9825) and emailed fishery bulletins administered by the West Coast Region, NMFS. Since provisions of these regulations may be altered by inseason actions, sport fishermen should monitor the telephone hotline and subscribe to receive fishery bulletin emails (<https://www.fisheries.noaa.gov/region/west-coast>) for current information for the area in which they are fishing.

#### 6.8.3 *Effective dates*

- a. Inseason actions will be effective on the date specified in the *Federal Register* notice or at the time that the action is filed for public inspection with the Office of the Federal Register, whichever is later.
- b. If time allows, NMFS will invite public comment prior to the effective date of any inseason action filed with the *Federal Register*. If the West Coast Regional Administrator determines, for good cause, that an inseason action must be filed without affording a prior opportunity for public comment, public comments will be received for a period of 15 days after of the action in the *Federal Register*.
- c. Inseason actions will remain in effect until the stated expiration date or until rescinded, modified, or superseded. However, no inseason action has any effect beyond the end of the calendar year in which it is issued.

#### 6.8.4 *Availability of data*

The West Coast Administrator will compile, in aggregate form, all data and other information relevant to the action being taken and will make them available for public review during normal office hours at the West Coast Regional Office, NMFS, Sustainable Fisheries Division, 7600 Sand Point Way NE, Seattle, WA.

#### 6.8.5 *Flexible inseason management provisions*

Includes, but are not limited to, the following:

- a. Modification of sport fishing periods,
- b. Modification of sport fishing daily bag limits,
- c. Modification of sport fishing size limits,
- d. Modification of sport fishing days per calendar week,

- e. Modification of state sport allocations;
- f. Modification of subarea quotas; and
- g. Modification of Stonewall Bank YRCA restrictions off Oregon.

## **6.9 Washington Coast subareas**

Washington sport fisheries are allocated 35.6 percent of the total non-tribal FCEY. This allocation is shared between three subareas within the State, plus the Columbia River subarea receives a portion of this allocation, as it is in concurrent waters of Washington and Oregon.

Management objectives for the Washington sport fisheries are to establish season structures for each subarea that maximize fishing opportunity and achieve but not exceed subarea quotas. Flexibility through timely inseason action(s), such as opening additional fishing days or shifting quotas between subareas, may be necessary to achieve the overall Washington sport allocation and fishery objectives.

In addition, if certain conditions are met (as described in section 5.8.1) a portion of the Washington sport fishery allocation will be distributed to the commercial primary directed sablefish fishery north of Point Chehalis, WA. The formula for distributing the Washington sport fishery allocation to the four subareas remains unchanged regardless of any distribution to the sablefish fishery.

### *6.9.1 Puget Sound subarea*

- a. Subarea allocation
 

This sport fishery subarea is allocated 23.5 percent of the first 130,845 lbs allocated to the Washington sport fishery, and 32 percent of the Washington sport allocation between 130,845 lbs and 224,110 lbs, except as provided in section 5.8.1.
- b. Geographic location
 

This subarea is defined as all U.S. waters east of the mouth of the Sekiu River, as defined by a line extending north from 48° 17.30' N. lat., 124° 23.70' W. long. to 48° 24.10' N. lat., 124° 23.70' W. long., including Puget Sound.
- c. Management objectives
 

None identified in this document.
- d. Season structure
 

Season dates will be developed by the end of November each year for the following year. Seasons will open in early May. Flexibility to open in April is allowed. During April, May, and June, season structure may include periodic closures to assess the remaining quota for the subarea. The seasons may be open up to seven days per week in April, May and June if the Area 2A FCEY is at least 1.3 million pounds, and if the Area 2A FCEY is less than 1.3 million pounds, then seasons may be open up to five days per week in April, May, and June

If sufficient quota remains after the final open day in June, additional openings may be implemented in August and September up to seven days per week. The fishery will continue until the quota is projected to be taken, or September 30, whichever is earlier.
- e. Landing restrictions



The daily bag limit is one fish per person, with no size limit.

- f. Inseason adjustments  
Consistent with section 6.8.

If the Puget Sound subarea season is closed prior to September 30, and there is insufficient quota for an additional fishing day, then any remaining Puget Sound subarea quota may be transferred inseason to another Washington coastal subarea by NMFS. See section 6.8.2 for Notice Procedures. The daily bag limit in all fisheries is one halibut per person with no size limit.

- g. Groundfish regulations  
None specified in this document.
- h. Closed Conservation Areas  
None specified in this document.

#### 6.9.2 *North Coast subarea*

- a. Subarea allocation  
This sport fishery subarea is allocated 62.2 percent of the first 130,845 lbs allocated to the Washington sport fishery, and 32 percent of the Washington sport allocation between 130,845 lbs and 224,110 lbs, except as provided in section 5.8.1.
- b. Geographic location  
This subarea is defined as all U.S. waters west of the mouth of the Sekiu River, as defined above in section 6.9.1.b, and north of the Queets River (47° 31.70' N. lat.).
- c. Management objectives  
None specified in this document.
- d. Season structure  
Season dates will be developed by the end of November each year for the following year. Seasons will open in early May, with the flexibility to open on April 30 in years when April 30 falls on a Thursday. The season may be open up to three days per week (Thursday through Saturday) in May if the Area 2A FCEY is at least 1.3 million pounds and if the Area 2A FCEY is less than 1.3 million pounds, then the season may be open in May up to two days per week (Thursday and Saturday) except Memorial Day weekend, which may be open Friday and Sunday. The season in June may be open up to four days per week (Thursday through Sunday).

Season structure may include periodic closures to assess the remaining quota for the subarea. If sufficient quota remains after the final open day in June, additional openings may be implemented in August and September up to seven days per week. The fishery will continue until the quota is projected to be taken, or September 30, whichever is earlier.

- e. Landing restrictions  
The daily bag limit is one fish per person, with no size limit.
- f. Inseason adjustments  
Consistent with section 6.8.

If the fishery is closed prior to September 30, and there is insufficient quota remaining to reopen for another fishing day, then any remaining quota may be transferred inseason to another Washington coastal subarea by NMFS. See section 6.8.2 for Notice Procedures. The daily bag limit in all fisheries is one halibut per person with no size limit.

- g. Groundfish regulations  
Recreational fishing for groundfish and halibut is prohibited within the North Coast Recreational Yelloweye Rockfish Conservation Area (YRCA).
- h. Closed conservation areas  
Recreational fishing for groundfish and halibut is prohibited within the North Coast Recreational Yelloweye Rockfish Conservation Area (YRCA). The North Coast Recreational YRCA is a C-shaped area off the northern Washington coast and is defined by straight lines connecting latitude and longitude coordinates. Coordinates for the North Coast Recreational YRCA are specified in groundfish regulations at 50 CFR 660.70(b) and will be described annually in federal halibut regulations published in the *Federal Register*.

### 6.9.3 South coast subarea.

- a. Subarea allocation  
This sport fishery is allocated 12.3 percent of the first 130,845 lbs allocated to the Washington sport fishery, and 32 percent of the Washington sport allocation between 130,845 lbs and 224,110 lbs except as provided in section 5.8.
- b. Geographic location  
This subarea is defined as waters south of the Queets River (47° 31.70' N. lat.) and north of Leadbetter Point (46° 38.17' N. lat.).

The nearshore fishery takes place in the area from 47°31.70' N. lat. south to 46°58.00' N. lat. and east of a boundary line approximating the 30 fathom depth contour as defined by the following coordinates:

47° 31.70' N. lat., 124° 37.03' W. long.;;  
47° 25.67' N. lat., 124° 34.79' W. long.;;  
47° 12.82' N. lat., 124° 29.12' W. long.;; and  
46° 58.00' N. lat., 124° 24.24' W. long.

- c. Management objectives  
The south coast subarea quota will be allocated to the all-depth (primary) fishery, with a nearshore fishery to be open if sufficient quota remains.
- d. Season structure  
Season dates for the primary fishery will be developed by the end of November each year for the following year. The primary fishery season will open in early May, with the flexibility to open on April 30 in years when April 30 falls on a Thursday. During May the season may be open up to three days per week (Thursday, Sunday, and Tuesday), and if sufficient quota remains, then open up to eight days in June.

Season structure may include periodic closures to assess the remaining quota for the subarea. If sufficient quota remains after the final open day in June, additional openings may be implemented in August and September up to seven days per week.

If there is insufficient quota remaining to reopen the primary fishery for another fishing day, the remaining primary fishery quota will be used to open a nearshore fishery.

- e. Landing restrictions  
The daily bag limit is one halibut per person, with no size limit.
- f. Inseason adjustments  
Consistent with section 6.8.

If quota remains but is insufficient to open the primary fishery for one day, then the nearshore fishery will open the first Saturday subsequent to the closure of the primary fishery and will be open seven days per week until the remaining quota is projected to be taken.

If the fishery is closed prior to September 30, and there is insufficient quota remaining to reopen the nearshore areas for another fishing day, then any remaining quota may be transferred inseason to another Washington coastal subarea by NMFS. See section 6.8.2 for Notice Procedures

- g. Groundfish regulations  
During days open to the primary fishery and seaward of the 30-fathom line, and seaward of the deepwater lingcod closure area, lingcod may be taken, retained, and possessed when allowed by groundfish regulations.
- h. Closed conservation areas  
None identified in this document.

## **6.10 Columbia River Subarea**

- a. Subarea allocation  
This sport fishery subarea is allocated 2.0 percent of the first 130,845 lbs allocated to the Washington sport fishery, and 4.0 percent of the Washington sport allocation between 130,845 lbs and 224,110 lbs, except as provided in section 5.8. This subarea is also allocated 2.3 percent of the Oregon sport allocation, and any quota over 8,000 lbs from the Southern Oregon Subarea.

A nearshore fishery is allocated 500 lbs of the Columbia River subarea quota. The remaining Columbia River subarea quota will be allocated to the all-depth fishery.

- b. Geographic location  
This subarea is defined as waters south of Leadbetter Point, WA (46° 38.17' N. lat.) and north of Cape Falcon, OR (45° 46.00' N. lat.).

The nearshore area is described as the area shoreward of the boundary line approximating the 30 fathom (55 m) depth contour extending from Leadbetter Point, WA (46° 38.17' N. lat., 124° 15.88' W. long.) to the Washington-Oregon border (46° 16.00' N. lat., 124° 15.88' W. long.) and from there, connecting to the boundary line approximating the 40 fathom

(73 m) depth contour in Oregon. Coordinates will be specifically defined at 50 CFR 660.71 through 660.74.

c. Management objectives

This subarea may include both an all-depth (primary) fishery and a nearshore fishery. The nearshore fishery is to allow incidental halibut retention on groundfish trips in the specific area described in section 6.10.a. The overall management objective is to maximize fishing opportunity while achieving but not exceeding the subarea quota.

d. Season structure

The all-depth fishery will begin in May, with the flexibility to open on April 30 in years when April 30 falls on a Thursday. Open dates will be determined after consultation between Oregon and Washington Departments of Fish and Wildlife, and in time for Council final action at the November meeting. During May and June, the fishery may be open up to three days per week, Thursday, Sunday and Tuesday until the subarea allocation is taken. If sufficient quota remains after the final open day in June, then additional openings may be implemented in August and September up to seven days per week until September 30.

The nearshore fishery will be open Monday through Wednesday following the opening of the all-depth fishery, until the nearshore allocation is taken or September 30, whichever is earlier. On days when the all-depth halibut fishery is closed, taking, retaining, possessing or landing halibut on groundfish trips is only allowed in the nearshore area.

e. Landing restrictions

The daily bag limit is one halibut per person, with no size limit.

f. Inseason adjustments

Consistent with section 6.8.

Subsequent to the all-depth fishery closure, if there is insufficient quota remaining in the Columbia River subarea for another fishing day, then any remaining quota may be transferred inseason to another Washington and/or Oregon subarea by NMFS. See section 6.8.2 for Notice Procedures.

Any remaining quota would be transferred to each state in proportion to its contribution.

g. Groundfish regulations

When fishing **north** of the Washington-Oregon border (46° 16.00' N. lat.)

During the recreational all-depth halibut fishery, when allowed by groundfish regulations and halibut are onboard the vessel, only sablefish, Pacific cod, flatfish species, lingcod, yellowtail rockfish, widow rockfish, canary rockfish, redstriped rockfish, greenstriped rockfish, silvergray rockfish, chilipepper, bocaccio, and blue/deacon rockfish may be retained, possessed, or landed.

When fishing **south** of the Washington-Oregon border (46° 16.00' N. lat.)

During the recreational halibut all-depth fishery, when the groundfish fishery is restricted by depth and halibut are onboard the vessel, only sablefish, Pacific cod and flatfish species may be taken and retained, possessed, or landed. During days open to all-depth halibut fishing when the groundfish fishery is restricted by depth and when halibut are onboard the

vessel, yellowtail rockfish, widow rockfish, canary rockfish, redstriped rockfish, greenstriped rockfish, silvergray rockfish, chilipepper, bocaccio, and blue/deacon rockfish may be retained possessed or landed when caught with longleader gear (as defined at § 660.351). During days open to all-depth halibut fishing when the groundfish fishery is open to all depths, any groundfish species permitted under the groundfish regulations may be retained, possessed, or landed if halibut are on aboard the vessel. During days open to nearshore halibut fishing, flatfish species may be taken and retained seaward of the seasonal groundfish depths restrictions, if halibut are onboard the vessel.

- h. Closed conservation areas  
None identified in this document.

## **6.11 Oregon Coast Subarea**

Oregon sport fisheries are allocated 29.7 percent of the total non-tribal FCEY. This allocation is distributed to two subareas within the state, plus the Columbia River subarea.

Management objectives for the Oregon sport fisheries are to establish season structures for each subarea that maximize fishing opportunity and achieve but not exceed subarea allocations. Flexibility through timely inseason action, such as opening additional fishing days or shifting allocation between subareas, may be necessary to achieve the overall Oregon sport allocation and fishery objectives.

### *6.11.1 Oregon central coast subarea*

- a. Subarea allocation  
This sport fishery subarea is allocated 93.79 percent of the Oregon sport allocation. Portions (subquotas) of this subarea allocation are distributed to certain fisheries within this subarea based on the amount of the overall Area 2A FCEY as described in sections 6.11.1.c and 6.11.1.d.
- b. Geographic location  
This subarea extends from Cape Falcon (45° 46.00' N. lat.) to Humbug Mountain, Oregon (42° 40.50' N. lat.).

Nearshore waters are inside the 40-fathom (73 m) curve.

- c. Management objectives  
If the overall 2A FCEY is 700,000 lbs or greater, the structuring objectives for this subarea are to provide two periods of fishing opportunity in Spring and in Summer in productive deeper water areas along the coast and provide a period of fishing opportunity in the summer for nearshore waters.

If the overall 2A FCEY is less than 700,000 lbs, the structuring objectives for this subarea are to provide a period of fishing opportunity beginning in Spring in productive deeper water areas along the coast and provide a period of fishing opportunity in nearshore waters.

If the 2A FCEY is 700,000 lbs or greater, any amount that is not needed to extend the nearshore season through October 31 will be added to the Summer all-depth season

subquota if it can be used, and any amount remaining unharvested from the Summer all-depth season subquota will be added to the nearshore season subquota, if it can be used.

If the Central Oregon Coast Subarea allocation (all-depth and nearshore combined) is 200,000 pounds or greater, the daily bag limit may be increased to two fish per day, based on consultation between ODFW, NMFS, IPHC, and PFMC with the intent of taking the entire subarea allocation by September 30.

d. Season structure

There are three general seasons for this subarea - nearshore, spring all-depth and summer all-depth.

i. Nearshore

The nearshore season subquota is 12 percent of the Central Oregon Coast subarea quota if the 2A FCEY is 700,000 lbs or greater, or 25 percent of the Central Oregon Coast subarea quota if the 2A FCEY is less than 700,000 lbs.

The nearshore season opens June 1, seven days per week, only in waters inside the 40-fathom (73 m) curve, unless the subquota is 25,000 lbs or greater, then it opens May 1. The fishery continues until the subquota is taken, or until October 31, whichever is earlier.

ii. Spring all-depth

The Spring season subquota is 63 percent of the Central Oregon Coast subarea quota if the FCEY is 700,000 lbs or greater, or 75 percent of the Central Oregon Coast subarea quota if the 2A FCEY is less than 700,000 lbs.

The Spring season is an all-depth fishery with two potential openings (“Fixed” and “Back-up”).

ODFW will sponsor a public input process shortly after the IPHC annual meeting to develop recommendations to NMFS on the open dates for the Fixed and Back-up dates each year.

Fixed dates will be established preseason for the first Spring opening and will not be modified inseason except if the combined Oregon all-depth Spring and Summer season total quotas are estimated to be achieved, then any remaining Fixed dates will be closed. The number of fixed season days will be based on the projected catch per day with the intent of not exceeding the subarea subquota for this season. Recent year catch rates will be used as a guideline for estimating the catch rate for the Spring season each year.

If the Spring season subquota is greater than 100,000 lbs, then the season may open up to seven days per week every week starting May 1. If the subquota is less than 100,000 lbs, then the season will open the second Thursday in May and be open every Thursday through Saturday. In either case, weeks can be skipped to avoid adverse tides, then open every other week.

If the Spring season subquota allows for 4 or fewer fishing days, then the first Fixed season will be open 2 days per week (Friday and Saturday). If the subquota allows for 5 or more Fixed fishing days, then the fishery will be open for 3 days per week

(Thursday through Saturday). The Fixed season dates will occur in consecutive weeks starting the second Thursday in May (if the season is 5 or more fishing days) or second Friday in May (if the season is 4 or fewer fishing days), with possible exceptions to avoid adverse tidal conditions.

If, following the Fixed dates, the subquota for this Spring season remains unharvested, additional openings may occur on one or more Back-up dates. ODFW will consult with IPHC, NMFS, and PFMC to determine if any Back-up dates can open. Notice of the opening(s) will be announced by NMFS See section 6.8.2 for Notice Procedures.

Back-up dates may be established every week, except week(s) may be skipped to avoid adverse tidal conditions. The potential Back-up dates will be identified preseason.

If the 2A FCEY is 700,000 lbs or greater, then the fishery will continue until there is insufficient subquota for an additional day of fishing or July 31, whichever is earlier. The summer all-depth season will then open in August (6.11.1.d.iii).

If the 2A FCEY is less than 700,000 lbs, then the fishery will continue until there is insufficient subquota for an additional day of fishing or October 31, whichever is earlier.

### iii. Summer all-depth

The Summer season subquota is 25 percent of the Central Oregon Coast Subarea quota if the 2A FCEY is 700,000 lbs or greater. If the 2A FCEY is less than 700,000 lbs then zero percent of the Central Oregon Coast Subarea quota will be allocated to this season, and the summer season will not open.

If a subquota is allocated to this season, then the season will begin on the first Friday in August and continue until there is insufficient subquota for an additional day of fishing or October 31, whichever is earlier.

If Central Oregon Coast Subarea all-depth summer season subquota is less than 60,000 lbs, then the fishery will be structured to be open every other week on Friday and Saturday except that week(s) may be skipped to avoid adverse tidal conditions. If the subquota is 60,000 lbs or greater, the fishery will be structured to be open every other week on Thursday, Friday, and Saturday except that week(s) may be skipped to avoid adverse tidal conditions.

The potential open days will be identified preseason.

If after the first scheduled open period, the entire remaining quota for the Central Oregon Coast subarea (Cape Falcon to Humbug Mountain combined all-depth and nearshore subquotas) is 60,000 lbs or more, the fishery will re-open every week on Friday and Saturday (and Thursday if quota) versus every other week, and/or the fishery may be open up to 7 days a week beginning September 1, if determined to be appropriate through joint consultation between IPHC, NMFS, PFMC, and ODFW.

If after the Labor Day weekend the entire remaining quota for the Central Oregon Coast subarea (combined all-depth and nearshore subquotas) is 30,000 lbs or more

and the fishery is not already open every (Thursday if quota) Friday and Saturday, the fishery will re-open on every (Thursday if quota) Friday and Saturday (versus every other Friday and Saturday), if determined to be appropriate through joint consultation between IPHC, NMFS, PFMC, and ODFW.

All inseason actions will be announced by NMFS. See section 6.8.2 for Notice Procedures.

- e. Landing restrictions  
The daily bag limit is one halibut per person, unless otherwise specified, with no size limit.
- f. Inseason adjustments  
Consistent with sections 6.8, 6.11.1.c, and 6.11.1.d.

If inseason it is determined via joint consultation between IPHC, NMFS, PFMC, and ODFW, that the combined all-depth and nearshore seasons will not harvest the entire quota allocated to the Central Oregon Coast subarea, quota may be transferred inseason to another subarea between Leadbetter Point, WA and the OR/CA border by NMFS. See section 6.8.2 for Notice Procedures.

- g. Groundfish regulations  
During the recreational halibut all-depth fishery, when the groundfish fishery is restricted by depth and halibut are onboard the vessel, sablefish, Pacific cod, and flatfish species may be taken and retained, possessed, or landed, and yellowtail rockfish, widow rockfish, canary rockfish, redstriped rockfish, greenstriped rockfish, silvergray rockfish, chilipepper, bocaccio, and blue/deacon rockfish may be retained, possessed, or landed when caught with longleader gear (as defined at § 660.351).

During days open to all-depth halibut fishing when the groundfish fishery is open to all depths, any groundfish species permitted under the groundfish regulations may be retained, possessed, or landed regardless of whether halibut are onboard the vessel.

During days only open to nearshore halibut fishing (all-depth halibut fishing is closed), flatfish species may NOT be taken and retained seaward of the 40-fathom regulatory line if halibut are onboard the vessel.

- h. Closed conservation areas  
Recreational fishing for groundfish and halibut is prohibited within the Stonewall Bank YRCA. The Stonewall Bank YRCA is an area off central Oregon, near Stonewall Bank, and is defined by straight lines connecting latitude and longitude coordinates. Coordinates for the Stonewall Bank YRCA are specified in groundfish regulations at 50 CFR 660.70 (h) and will be described annually in federal halibut regulations published in the *Federal Register*.

#### 6.11.2 Southern Oregon subarea

- a. Subarea allocation  
This sport fishery is allocated 3.91 percent of the Oregon sport allocation, up to a maximum of 8,000 lbs. Any allocation over that amount will be re-allocated to the Columbia River Subarea.



- b. Geographic location  
This area is defined as the area south of Humbug Mountain, OR (42° 40.50' N. lat.) to the OR/CA Border (42° 00.00' N. lat.).
- c. Management objectives  
Provide the opportunity to maximize fishing opportunity and achieve but not exceed the subarea quota.
- d. Season structure  
This fishery will open May 1, seven days per week until the Southern Oregon Subarea quota is taken or October 31, whichever is earlier.
- e. Landing restrictions  
The daily bag limit is one halibut per person with no size limit, unless the Central Oregon Coast Subarea bag limit is increased to two halibut, then the Southern Oregon Subarea will increase to two halibut at the same time.
- f. Inseason adjustments  
Consistent with section 6.8.
- g. Groundfish regulations  
No groundfish may be taken and retained, possessed, or landed, in areas closed to groundfish, except sablefish, Pacific cod, and flatfish species, if halibut are onboard the vessel and when allowed by groundfish regulations, yellowtail rockfish, widow rockfish, canary rockfish, redstriped rockfish, greenstriped rockfish, silvergray rockfish, chilipepper, bocaccio, and blue/deacon rockfish may be retained possessed or landed when caught with longleader gear (as defined at § 660.351).
- h. Closed conservation areas  
None identified in this document.

## 6.12 California Coast

California sport fisheries are allocated 4.0 percent of the total non-tribal FCEY. This allocation is shared between two subareas within the State divided at Pt. Arena (38°57.5' N. lat.),

### 6.12.1 Northern California subarea

- a. Subarea allocation  
This sport fishery subarea is allocated 4.0 percent of the non-tribal allocation, except 500 pounds will be subtracted and assigned to the South of Pt. Arena subarea.
- b. Geographic location  
This area is defined as the area south of the OR/CA Border (42° 00.00' N. lat.) to Point Arena (38°57.5' N. lat.)
- c. Management objectives  
Maximize fishing opportunity and achieve but not exceed the subquota. Flexibility through timely inseason action may be necessary to achieve but not exceed the Area 2A FCEY.
- d. Season structure  
The fishery will be structured to provide recreational fishing opportunity seven days per week, from May 1 until November 15 or until the quota is projected to be taken, whichever

is earlier. Additional closed periods during this season, such as closed weeks or months and including a later opening date, may be established preseason by NMFS based on the subarea quota and projected catch.

- e. Landing restrictions  
The daily bag limit is one halibut per person, with no size limit.
- f. Inseason adjustments  
Consistent with section 6.8.  
Closure of the fishery or other inseason adjustments will be made by NMFS. See section 6.8.2 for Notice Procedures.
- g. Groundfish regulations  
None identified in this document.
- h. Closed conservation areas  
None identified in this document.

#### *6.12.2 South of Point Arena subarea*

- a. Subarea allocation  
This sport fishery subarea is allocated 500 pounds of the California sport allocation.
- b. Geographic location  
This area is defined as Pt Arena (38°57.5' N. lat.) south to the US/Mexico border.
- c. Management objectives  
Maximize fishing opportunity and achieve but not exceed the subquota. Flexibility through timely inseason action may be necessary to achieve but not exceed the Area 2A FCEY.
- d. Season structure  
Season may be open May 1 through December 31, or until subarea allocation is met.
- e. Landing restrictions  
The daily bag limit is one halibut per person, with no size limit.
- f. Inseason adjustments  
Consistent with section 6.8.  
Closure of the fishery or other inseason adjustments will be made by NMFS. See section 6.8.2 for Notice Procedures.
- g. Groundfish regulations  
None identified in this document.
- h. Closed conservation areas  
None identified in this document.

## **7.0 PROCEDURES FOR IMPLEMENTATION**

Each year, NMFS will publish a proposed rule with any regulatory modifications necessary to implement the Plan for the following year, with a request for public comments. The comment period will extend until after the IPHC annual meeting, so that the public will have the opportunity to consider the final Area 2A FCEY before submitting comments. After the Area 2A FCEY is known, and after NMFS reviews public comments, NMFS will implement final rules governing

the Area 2A sport fisheries and the non-tribal directed commercial fishery. The final ratio of halibut to Chinook to be allowed as incidental catch in the salmon troll fishery will be published with the annual salmon management measures.

Sources:

<a href="#"><u>88 FR 21503</u></a> (April 11, 2023)	75 FR 13024 (March 18, 2010)
<a href="#"><u>87 FR 19007</u></a> (March 31, 2022)	74 FR 11681 (March 19, 2009)
<a href="#"><u>86 FR 20638</u></a> (April 20, 2021)	73 FR 12280 (March 7, 2008)
85 FR 25317 (May 1, 2020)	72 FR 11792 (March 14, 2007)
84 FR 17960 (April 29, 2019)	71 FR 10850 (March 3, 2006)
83 FR 13090 (March 26, 2018)	70 FR 20304 (April 19, 2005)
82 FR 18581 (April 20, 2017)	69 FR 24524 (May 4, 2004)
81 FR 18789 (April 1, 2016)	68 FR 10989 (March 7, 2003)
80 FR 17344 (April 1, 2015)	67 FR 12885 (March 20, 2002)
79 FR 18827 (April 4, 2014)	66 FR 15801 (March 21, 2001)
78 FR 16423 (March 15, 2013)	65 FR 14909 (March 20, 2000)
77 FR 16740 (March 22, 2012)	64 FR 13519 (March 19, 1999)
76 FR 14300 (March 16, 2011)	63 FR 13000 (March 17, 1998)
	62 FR 12759 (March 18, 1997)
	61 FR 11337 (March 20, 1996)
	60 FR 14651 (March 20, 1995)
	59 FR 22522 (May 2, 1994)
	58 FR 17791 (April 6, 1993)