

**APPENDIX C  
SALMON HARVEST ALLOCATION SCHEDULES**

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## HARVEST ALLOCATION -- SECTION 5.3 OF THE PACIFIC COAST SALMON PLAN

### 5.3 ALLOCATION

*“Conservation and management measures shall not discriminate between residents of different states. If it becomes necessary to allocate or assign fishing privileges among various United States fishermen, such allocation shall be (A) fair and equitable to all such fishermen; (B) reasonably calculated to promote conservation; and (C) carried out in such manner that no particular individual, corporation, or other entity acquires an excessive share of such privileges.”*

*Magnuson-Stevens Act, National Standard 4*

Harvest allocation is required when the number of fish is not adequate to satisfy the perceived needs of the various fishing industry groups and communities, to divide the catch between (non-Indian) ocean and inside fisheries and among ocean fisheries, and to provide treaty Indian fishing opportunity. In allocating the resource between ocean and inside fisheries, the Council considers both inriver harvest and spawner escapement needs. The magnitude of inriver harvest is determined by the states in a variety of ways, depending upon the management area. Some levels of inriver harvests are designed to accommodate federally recognized inriver Indian fishing rights, while others are established to allow for non-Indian harvests of historic magnitudes. Several fora exist to assist this process on an annual basis. The North of Cape Falcon Forum, a state and tribal sponsored forum, convenes the pertinent parties during the Council’s preseason process to determine allocation and conservation recommendations for fisheries north of Cape Falcon. The Klamath Fishery Management Council fulfills much the same roll with regard to Klamath River salmon stocks. The individual states also convene fishery industry meetings to coordinate their input to the Council.

#### 5.3.1 Commercial (Non-Tribal) and Recreational Fisheries North of Cape Falcon

##### 5.3.1.1 Goal, Objectives, and Priorities

Harvest allocations will be made from a total allowable ocean harvest which is maximized to the largest extent possible but still consistent with treaty obligations, state fishery needs and spawning escapement requirements, including jeopardy standards for stocks listed under the ESA. The Council shall make every effort to establish seasons and gear requirements which provide troll and recreational fleets a reasonable opportunity to catch the available harvest. These may include single-species directed fisheries with landing restrictions for other species.

The goal of allocating ocean harvest north of Cape Falcon is to achieve, to the greatest degree possible, the objectives for the commercial and recreational fisheries as follows:

- Provide recreational opportunity by maximizing the duration of the fishing season while minimizing daily and area closures and restrictions on gear and daily limits.
- Maximize the value of the commercial harvest while providing fisheries of reasonable duration.

The priorities listed below will be used to help guide establishment of the final harvest allocation while meeting the overall commercial and recreational fishery objectives.

At total allowable harvest levels up to 300,000 coho and 100,000 Chinook:

- Provide coho to the recreational fishery for a late June through early September all-species season. Provide Chinook to allow (1) access to coho and, if possible, (2) a minimal Chinook-only fishery prior to the all-species season. Adjust days per week and/or institute area restrictions to stabilize season duration.
- Provide Chinook to the troll fishery for a May and early June Chinook season and provide coho to (1) meet coho hooking mortality in June where needed and (2) access a pink salmon fishery in odd years. Attempt to ensure that part of the Chinook season will occur after June 1.

At total allowable harvest levels above 300,000 coho and above 100,000 Chinook:

- Relax any restrictions in the recreational all-species fishery and/or extend the all-species season beyond Labor Day as coho quota allows. Provide Chinook to the recreational fishery for a Memorial Day through late June Chinook-only fishery. Adjust days per week to ensure continuity with the all-species season.
- Provide coho for an all-salmon troll season in late summer and/or access to a pink fishery. Leave adequate Chinook from the May through June season to allow access to coho.

### 5.3.1.2 Allocation Schedule Between Gear Types

Initial commercial and recreational allocation will be determined by the schedule of percentages of total allowable harvest as follows:

TABLE 5-1. Initial commercial/recreational harvest allocation schedule north of Cape Falcon.

Harvest (thousands of fish)	Coho		Harvest (thousands of fish)	Chinook	
	Percentage <sup>a/</sup>			Percentage <sup>a/</sup>	
	Troll	Recreational		Troll	Recreational
0-300	25	75	0-100	50	50
>300	60	40	>100-150	60	40
			>150	70	30

a/ The allocation must be calculated in additive steps when the harvest level exceeds the initial tier.

This allocation schedule should, on average, allow for meeting the specific fishery allocation priorities described above. The initial allocation may be modified annually by preseason and inseason trades to better achieve (1) the commercial and recreational fishery objectives and (2) the specific fishery allocation priorities. The final preseason allocation adopted by the Council will be expressed in terms of quotas which are neither guaranteed catches nor inflexible ceilings. Only the total ocean harvest quota is a maximum allowable catch.

To provide flexibility to meet the dynamic nature of the fisheries and to assure achievement of the allocation objectives and fishery priorities, deviations from the allocation schedule will be allowed as provided below and as described in Section 6.5.3.2 for certain selective fisheries.

1. Preseason species trades (Chinook and coho) which vary from the allocation schedule may be made by the Council based upon the recommendation of the pertinent recreational and commercial SAS representatives north of Cape Falcon. The Council will compare the socioeconomic impacts of any such recommendation to those of the standard allocation schedule before adopting the allocation which best meets FMP management objectives.

2. Inseason transfers, including species trades of Chinook and coho, may be permitted in either direction between recreational and commercial fishery quotas to allow for uncatchable fish in one fishery to be reallocated to the other. Fish will be deemed "uncatchable" by a respective commercial or recreational fishery only after considering all possible annual management actions to allow for their harvest which meet framework harvest management objectives, including single species or exclusive registration fisheries. Implementation of inseason transfers will require (a) consultation with the pertinent recreational and commercial SAS members and the STT and (b) a clear establishment of available fish and impacts from the transfer.
3. An exchange ratio of four coho to one Chinook shall be considered a desirable guideline for preseason trades. Deviations from this guideline should be clearly justified. Inseason trades and transfers may vary to meet overall fishery objectives. (The exchange ratio of four coho to one Chinook approximately equalizes the species trade in terms of average ex-vessel values of the two salmon species in the commercial fishery. It also represents an average species catch ratio in the recreational fishery.)
4. Any increase or decrease in the recreational or commercial total allowable catch (TAC), resulting from an inseason restructuring of a fishery or other inseason management action, does not require reallocation of the overall north of Cape Falcon non-Indian TAC.
5. The commercial TACs of Chinook and coho derived during the preseason allocation process may be varied by major subareas (i.e., north of Leadbetter Point and south of Leadbetter Point) if there is a need to do so to decrease impacts on weak stocks. Deviations in each major subarea will generally not exceed 50% of the TAC of each species that would have been established without a geographic deviation in the distribution of the TAC. Deviation of more than 50% will be based on a conservation need to protect the weak stocks and will provide larger overall harvest for the entire fishery north of Cape Falcon than would have been possible without the deviation. In addition, the actual harvest of coho may deviate from the initial allocation as provided in Section 6.5.3.2 for certain selective fisheries.
6. The recreational TACs of Chinook and coho derived during the preseason allocation process will be distributed among four major recreational port areas as described in the coho and Chinook distribution sections below. Additionally, based on the recommendations of the SAS members representing the ocean sport fishery north of Cape Falcon, the Council will include criteria in its preseason salmon management recommendations to guide any inseason transfer of coho among the recreational subareas to meet recreational season duration objectives. Inseason redistributions of quotas within the recreational fishery or the distribution of allowable coho catch transfers from the commercial fishery may deviate from the preseason distribution. The Council may also deviate from subarea quotas to (1) meet recreational season objectives based on agreement of representatives of the affected ports and (2) in accordance with Section 6.5.3.2 with regard to certain selective fisheries.

### **5.3.1.3 Recreational Subarea Allocations**

#### **Coho**

The north of Cape Falcon preseason recreational TAC of coho will be distributed to provide 50% to the area north of Leadbetter Point and 50% to the area south of Leadbetter Point. The distribution of the

allocation north of Leadbetter point will vary, depending on the existence and magnitude of an inside fishery in Area 4B which is served by Neah Bay.

In years with no Area 4B fishery, the distribution of coho north of Leadbetter Point (50% of the total recreational TAC) will be divided to provide 74% to the area between Leadbetter Point and the Queets River (Westport), 5.2% to the area between Queets River and Cape Flattery (La Push), and 20.8% to the area north of the Queets River (Neah Bay). In years when there is an Area 4B (Neah Bay) fishery under state management, the allocation percentages north of Leadbetter Point will be modified to maintain more equitable fishing opportunity among the ports by decreasing the ocean harvest share for Neah Bay. This will be accomplished by adding 25% of the numerical value of the Area 4B fishery to the recreational TAC north of Leadbetter Point prior to calculating the shares for Westport and La Push. The increase to Westport and La Push will be subtracted from the Neah Bay ocean share to maintain the same total harvest allocation north of Leadbetter Point. Table 5-2 displays the resulting percentage allocation of the total recreational coho catch north of Cape Falcon among the four recreational port areas (each port area allocation will be rounded to the nearest hundred fish, with the largest quotas rounded downward if necessary to sum to the TAC).

TABLE 5-2. Percentage allocation of total allowable coho harvest among the four recreational port areas north of Cape Falcon.

Port Area	Without Area 4B Add-on		With Area 4B Add-on	
Columbia River	50.0%	50.0%		
Westport	37.0%	37.0%	plus 17.3% of the Area 4B add-on	
La Push	2.6%	2.6%	plus 1.2% of the Area 4B add-on	
Neah Bay	10.4%	10.4%	minus 18.5% of the Area 4B add-on	

Example distributions of the recreational coho TAC north of Leadbetter Point would be as follows:

Sport TAC North of Cape Falcon	Without Area 4B Add-On					With Area 4B Add-On <sup>a/</sup>					
	Columbia River	Westport	La Push	Neah Bay		Columbia River	Westport	La Push	Neah Bay		
									Ocean	Add-on	Total
50,000	25,000	18,500	1,300	5,200	25,000	19,900	1,400	3,700	8,000	11,700	
150,000	75,000	55,500	3,900	15,600	75,000	57,600	4,000	13,600	12,000	25,600	
300,000	150,000	111,000	7,800	31,200	150,000	114,500	8,000	27,500	20,000	47,500	

a/ The add-on levels are merely examples. The actual numbers in any year would depend on the particular mix of stock abundances and season determinations.

## Chinook

Subarea distributions of Chinook will be managed as guidelines and shall be calculated by the STT with the primary objective of achieving all-species fisheries without imposing Chinook restrictions (i.e., area closures or bag limit reductions). Chinook in excess of all-species fisheries needs may be utilized by directed Chinook fisheries north of Cape Falcon or by negotiating a Chinook/coho trade with another fishery participant group.

Inseason management actions may be taken by NMFS Regional Director to assure that the primary objective of the Chinook harvest guidelines for each of the three recreational subareas north of Cape Falcon are met. Such actions might include: closure from 0 to 3, or 0 to 6, or 3 to 200, or 5 to 200 nautical miles from shore; closure from a point extending due west from Tatoosh Island for 5 miles, then south to a point due west of Umatilla Reef Buoy, then due east to shore; closure from North Head at the

Columbia River mouth north to Leadbetter Point; change species which may be landed; or other actions as prescribed in the annual regulations.

### **5.3.2 Commercial and Recreational Fisheries South of Cape Falcon**

The allocation of allowable ocean harvest of coho salmon south of Cape Falcon has been developed to provide a more stable recreational season and increased economic benefits of the ocean salmon fisheries at varying stock abundance levels. When coupled with various recreational harvest reduction measures or the timely transfer of unused recreational allocation to the commercial fishery, the allocation schedule is designed to help secure recreational seasons extending at least from Memorial Day through Labor Day, assist in maintaining commercial markets even at relatively low stock sizes, and fully utilize available harvest. Total ocean catch of coho south of Cape Falcon will be treated as a quota to be allocated between troll and recreational fisheries as provided in Table 5-3.

(Note: The allocation schedule provides guidance only when coho abundance permits a directed coho harvest, not when the allowable impacts are insufficient to allow coho retention south of Cape Falcon. At such low levels, allocation of the allowable impacts will be accomplished during the Council's preseason process.)

TABLE 5-3. Allocation of allowable ocean harvest of coho salmon (thousands of fish) south of Cape Falcon.<sup>a/</sup>

Total Allowable Ocean Harvest	Recreational Allocation		Commercial Allocation	
	Number	Percentage	Number	Percentage
≤100	≤100 <sup>b/c/</sup>	100 <sup>b/</sup>	b/	b/
200	167 <sup>b/c/</sup>	84 <sup>b/</sup>	33 <sup>b/</sup>	17 <sup>b/</sup>
300	200	67	100	33
350	217	62	133	38
400	224	56	176	44
500	238	48	262	52
600	252	42	348	58
700	266	38	434	62
800	280	35	520	65
900	290	32	610	68
1,000	300	30	700	70
1,100	310	28	790	72
1,200	320	27	880	73
1,300	330	25	970	75
1,400	340	24	1,060	76
1,500	350	23	1,150	77
1,600	360	23	1,240	78
1,700	370	22	1,330	78
1,800	380	21	1,420	79
1,900	390	21	1,510	79
2,000	400	20	1,600	80
2,500	450	18	2,050	82
3,000	500	17	2,500	83

a/ The allocation schedule is based on the following formula: first 150,000 coho to the recreational base (this amount may be reduced as provided in footnote b); over 150,000 to 350,000 fish, share at 2:1, 0.667 to troll and 0.333 to recreational; over 350,000 to 800,000 the recreational share is 217,000 plus 14% of the available fish over 350,000; above 800,000 the recreational share is 280,000 plus 10% of the available fish over 800,000.

**Note:** The allocation schedule provides guidance only when coho abundance permits a directed coho harvest, not when the allowable impacts are insufficient to allow general coho retention south of Cape Falcon. At such low levels, allocation of the allowable impacts will be determined in the Council's preseason process. Deviations from the allocation may also be allowed to meet consultation standards for ESA listed stocks (e.g., the 1998 biological opinion for California coastal coho requires no retention of coho in fisheries off California).

b/ If the commercial allocation is insufficient to meet the projected hook-and-release mortality associated with the commercial all-salmon-except-coho season, the recreational allocation will be reduced by the number needed to eliminate the deficit.

c/ When the recreational allocation is 167,000 coho or less, special allocation provisions apply to the recreational harvest distribution by geographic area (unless superseded by requirements to meet a consultation standard for ESA listed stocks); see text of FMP as modified by Amendment 11 allocation provisions.

The allocation schedule is designed to give sufficient coho to the recreational fishery to increase the probability of attaining no less than a Memorial Day to Labor Day season as stock sizes increase. This increased allocation means that, in many years, actual catch in the recreational fishery may fall short of its allowance. In such situations, managers will make an inseason reallocation of unneeded recreational coho to the south of Cape Falcon troll fishery. The reallocation should be structured and timed to allow the commercial fishery sufficient opportunity to harvest any available reallocation prior to September 1, while still assuring completion of the scheduled recreational season (usually near mid-September) and, in any event, the continuation of a recreational fishery through Labor Day. This reallocation process will

occur no later than August 15 and will involve projecting the recreational fishery needs for the remainder of the summer season. The remaining projected recreational catch needed to extend the season to its scheduled closing date will be a harvest guideline rather than a quota. If the guideline is met prior to Labor Day, the season may be allowed to continue if further fishing is not expected to result in any significant danger of impacting the allocation of another fishery or of failing to meet an escapement goal.

The allocation schedule is also designed to assure there are sufficient coho allocated to the troll fishery at low stock levels to ensure a full Chinook troll fishery. This hooking mortality allowance will have first priority within the troll allocation. If the troll allocation is insufficient for this purpose, the remaining number of coho needed for the estimated incidental coho mortality will be deducted from the recreational share. At higher stock sizes, directed coho harvest will be allocated to the troll fishery after hooking mortality needs for Chinook troll fishing have been satisfied.

The allowable harvest south of Cape Falcon may be further partitioned into subareas to meet management objectives of the FMP. Allowable harvests for subareas south of Cape Falcon will be determined by an annual blend of management considerations including:

1. abundance of contributing stocks
2. allocation considerations of concern to the Council
3. relative abundance in the fishery between Chinook and coho
4. escapement goals
5. maximizing harvest potential

Troll coho quotas may be developed for subareas south of Cape Falcon consistent with the above criteria. California recreational catches of coho, including projections of the total catch to the end of the season, would be included in the recreational allocation south of Cape Falcon, but the area south of the Oregon-California border would not close when the allocation is met; except as provided below when the recreational allocation is at 167,000 or fewer fish.

When the south of Cape Falcon recreational allocation is equal to or less than 167,000 coho:

1. The recreational fisheries will be divided into two major subareas, as listed in #2 below, with independent quotas (i.e., if one quota is not achieved or is exceeded, the underage or overage will not be added to or deducted from the other quota; except as provided under #3 below).
2. The two major recreational subareas will be managed within the constraints of the following impact quotas, expressed as a percentage of the total recreational allocation (percentages based on avoiding large deviations from the historical harvest shares):
  - a. Central Oregon (Cape Falcon to Humbug Mountain) - 70%
  - b. South of Humbug Mountain - 30%

In addition,

- (1) Horse Mountain to Point Arena will be managed for an impact guideline of 3 percent of the south of Cape Falcon recreational allocation, and

- (2) there will be no coho harvest constraints south of Point Arena. However, the projected harvest in this area (which averaged 1,800 coho from 1986-1990) will be included in the south of Humbug Mountain impact quota.
3. Coho quota transfers can occur on a one-for-one basis between subareas if Chinook constraints preclude access to coho.

## **SELECTIVE FISHERY GUIDELINES – SECTION 6.5 OF THE PACIFIC COAST SALMON PLAN**

### **6.5 SEASONS AND QUOTAS**

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#### **6.5.3 Species-Specific and Other Selective Fisheries**

##### **6.5.3.1 Guidelines**

In addition to the all-species and single or limited species seasons established for the commercial and recreational fisheries, other species-limited fisheries, such as "ratio" fisheries and fisheries selective for marked or hatchery fish, may be adopted by the Council during the preseason regulatory process. In adopting such a fishery, the Council will consider the following guidelines:

Harvestable fish of the target species are available.

Harvest impacts on incidental species will not exceed allowable levels determined in the management plan.

Proven, documented, selective gear exists (if not, only an experimental fishery should be considered).

Significant wastage of incidental species will not occur or a written economic analysis demonstrates the landed value of the target species exceeds the potential landed value of the wasted species.

The species specific or ratio fishery will occur in an acceptable time and area where wastage can be minimized and target stocks are maximally available.

Implementation of selective fisheries for marked or hatchery fish must be in accordance with U.S. v. Washington stipulation and order concerning co-management and mass marking (Case No. 9213, Subproceeding No. 96-3) and any subsequent stipulations or orders of the U.S. District Court, and consistent with international objectives under the Pacific Salmon Treaty (e.g., to ensure the integrity of the coded-wire tag program).

##### **6.5.3.2 Selective Fisheries Which May Change Allocation Percentages North of Cape Falcon**

As a tool to increase management flexibility to respond to changing harvest opportunities, the Council may implement deviations from the specified port area allocations and/or gear allocations to increase harvest opportunity through fisheries that are selective for marked salmon stocks (e.g., marked hatchery salmon). The benefits of any selective fishery will vary from year to year and fishery to fishery depending on stock abundance, the mix of marked and unmarked fish, projected hook-and-release mortality rates, and public acceptance. These factors should be considered on an annual and case-by-case basis when utilizing selective fisheries. The deviations for selective fisheries are subordinate to the allocation priorities in Section 5.3.1.1 and may be allowed under the following management constraints:

Selective fisheries will first be considered during the months of August and/or September. However, the Council may consider selective fisheries at other times, depending on year to year circumstances identified in the preceding paragraph.

The total impacts within each port area or gear group on the critical natural stocks of management concern are not greater than those under the original allocation without the selective fisheries. Other allocation objectives (i.e., treaty Indian, or ocean and inside allocations) are satisfied during negotiations in the North of Cape Falcon Forum.

The selective fishery is assessed against the guidelines in Section 6.5.3.1.

Selective fishery proposals need to be made in a timely manner in order to allow sufficient time for analysis and public comment on the proposal before the Council finalizes its fishery recommendations.

If the Council chooses to deviate from the specified port and/or gear allocations, the process for establishing a selective fishery would be as follows:

Allocate the TAC among the gear groups and port areas according to the basic FMP allocation process described in Section 5.3.1 without the selective fishery.

Each gear group or port area may utilize the critical natural stock impacts allocated to its portion of the TAC to access additional harvestable, marked fish, over and above the harvest share established in step one, within the limits of the management constraints listed in the preceding paragraph.