

POINT NO POINT SECTION 4.6 GEODUCK REGULATION FOR NORTH CENTRAL SOUND

The following regulation is promulgated by the Point No Point Treaty Council and shall govern the commercial geoduck clam fisheries conducted off-reservation and on subtidal public lands by the Port Gamble S'Klallam Tribe and the Jamestown S'Klallam Tribe (PNPTC member Tribes). The term of this regulation is from April 1, 2024 through March 31, 2025, and is intended to regulate harvest by the member Tribes in North Central Sound under provisions of Paragraph 4.6 of the U.S. District Court Order of August 28, 1995 (Implementation Order) in U.S. v Washington, Sub-proceeding 89-3. In the event the regional geoduck management plan for North Central Sound is completed before the end of this regulation term, this regulation will be superseded by a new regulation conforming to the provisions of the North Central Sound regional geoduck harvest management plan.

FILING ORGANIZATION: POINT NO POINT TREATY COUNCIL

REGULATION NUMBER: #S24-054

DATE ADOPTED: MAY 21, 2024

REGULATION MODIFIED REGULATION #S24-018, SECTION 6.

REGULATION SUPERCEDED: NONE

CATCH AREAS: SHELLFISH CATCH REPORTING AREA 26A,
FOULWEATHER E. TRACT #04950, FOULWEATHER BLUFF EAST.

FISHERY TYPE: COMMERCIAL

SPECIES: GEODUCK CLAM (*Panopea generosa*)

ON/OFF RESERVATION: OFF

LEGAL GEAR: HIGH PRESSURE WATER JET, NOT TO EXCEED 5/8 INCH DIAMETER
NOZZLE.

EFFECTIVE DATES: JUNE 4, 2024 THROUGH MARCH 31, 2025

DAYS/HOURS: OPEN 7AM TO 3PM MONDAY THROUGH SATURDAY OF EACH WEEK,
STARTING ON TUESDAY, JUNE 4, 2024 AND ENDING ON MONDAY,
MARCH 31, 2025 OR WHEN THE SEPARATE TRIBAL QUOTAS FOR THE
JAMESTOWN TRIBE AND THE PORT GAMBLE TRIBE ARE TAKEN,
WHICHEVER COMES FIRST. THE OPENING OF INDIVIDUAL GEODUCK
TRACTS IS CONTINGENT UPON THE COLLECTION OF CLEAN GEODUCK
SAMPLES.

OTHER RESTRICTIONS:

1. AS PER PNPTC REG. #S24-018.
2. THIS REGULATION GOVERNS THE FISHING ACTIVITY OF BOTH THE JAMESTOWN S'KLALLAM HARVESTERS AND THE PORT GAMBLE S'KLALLAM HARVESTERS.
3. THE BOUNDARIES OF THE GEODUCK TRACT WILL BE MARKED BY BUOYS OR DEFINED BY THE MONITOR.
4. DURING THE FISHERY, NO VESSEL AT ANCHOR MAY CROSS THE TRACT BOUNDARY WITHOUT THE PERMISSION OF THE MONITOR. ANY VESSEL THAT DOES SO SHALL BE CONSIDERED FISHING IN CLOSED WATERS.
5. EACH VESSEL'S GEODUCK HARVEST MUST BE WEIGHED BEFORE THE VESSEL LEAVES THE HARVEST AREA. IF WEIGHOUT ON THE TRACT IS NOT PRACTICAL, THE ALTERNATE WEIGHOUT SITE WILL BE THE KINGSTON MARINA.
6. ALL GEODUCK HARVESTED DURING THIS OPENING MUST BE OFFLOADED AT THE KINGSTON MARINA.
7. DIVE TENDERS MUST REMAIN ON DECK AT ALL TIMES WHEN DIVERS ARE IN THE WATER.
8. EACH GEODUCK CLAM MUST BE EXCAVATED INDIVIDUALLY FROM THE BOTTOM. THE PRACTICE OF "SIDE MINING" IS PROHIBITED. NO GEODUCK CLAM THAT IS PARTIALLY OR WHOLLY EXCAVATED MAY BE REPLACED IN THE SUBSTRATE. ALL GEODUCKS EITHER PARTIALLY OR WHOLLY EXCAVATED MUST BE RETAINED AND THE WEIGHTS RECORDED.
9. A MINIMUM DISTANCE OF 600 FEET MUST BE KEPT BETWEEN HARVESTING VESSELS. THE MINIMUM DISTANCE CAN BE REDUCED BY THE MONITOR TO 300 FEET, IF WEATHER CONDITIONS ALLOW.
10. ALL COMMERCIAL AND TAKE HOME HARVEST MUST BE REPORTED ON THE OFFICIAL TRIBAL WEIGHOUT FORM, AT THE DESIGNATED WEIGHOUT SITE.
11. IT IS UNLAWFUL TO HARVEST ON THIS TRACT WITHOUT THE PRESENCE OF THE MONITOR, EITHER ON-THE-WATER OR WITHIN VISUAL DISTANCE.
12. ALL COMMERCIAL GEODUCK SALES MUST BE MADE TO TRIBALLY APPROVED BUYERS WHO HAVE FILLED OUT A BUYER'S AGREEMENT WITH EITHER THE PORT GAMBLE OR JAMESTOWN TRIBE.

JAMESTOWN SPECIFIC PROVISIONS:

1. IF NITROX BREATHING GAS MIXTURE IS USED, DIVE PROFILES MUST ADHERE TO THE STANDARD AIR/NO DECOMPRESSION LIMITS.
2. FOR THE JAMESTOWN TRIBE, THE MAXIMUM AMOUNT OF TAKEHOME HARVEST FOR JAMESTOWN FISHERS IS 12 POUNDS/DAY.
3. JAMESTOWN TRIBAL BUYERS MUST RETURN COMPLETED FISH TICKETS INTO JAMESTOWN'S FISHERIES OFFICE NO LATER THAN 6 DAYS FOLLOWING COMMERCIAL HARVEST.

PORT GAMBLE SPECIFIC PROVISIONS:

1. THE 2024-2025 PORT GAMBLE S'KLALLAM TRIBE SUBTIDAL GEODUCK REGULATION #S24-005 IS ADOPTED INTO THIS REGULATION BY REFERENCE. ALL REQUIREMENTS AND STANDARDS IN THAT REGULATION SHALL BE ENFORCED AGAINST PORT GAMBLE HARVESTERS DURING THIS FISHERY.

2. FOR THE PORT GAMBLE TRIBE, ALL DIVER BOATS MUST NOTIFY THE MONITOR ONCE DURING THE TIME BETWEEN THE SURFACING OF ONE DIVER AND THE SUBMERGENCE OF ANOTHER DIVER.

EXPECTED EFFORT:

ACCESS TO THIS FISHERY IS RESTRICTED TO SPECIFIC MEMBERS OF THE PORT GAMBLE AND JAMESTOWN TRIBES. ELIGIBLE FISHERS ARE LISTED AT THE RESPECTIVE TRIBAL FISHERIES OFFICE. THE AVERAGE COMBINED TRIBAL EFFORT DURING THE TERM OF THIS REGULATION IS EXPECTED TO BE TWELVE VESSELS PER DAY.

EXPECTED HARVEST:

DURING THE TERM OF THIS REGULATION, THE EXPECTED HARVEST FROM THE PORT GAMBLE TRIBE AND THE JAMESTOWN TRIBE WILL NOT EXCEED 17,425 POUNDS EACH FROM THE NORTH CENTRAL SOUND REGION.

CONTACT INFORMATION:

THE PORT GAMBLE HARVEST MONITOR DURING THE TERM OF THIS REGULATION IS TED SEACHORD, CELL # 360-731-2978. THE JAMESTOWN HARVEST MONITOR DURING THE TERM OF THIS REGULATION IS ANDREW MINKS, CELL # 360-582-6355.

JUSTIFICATION:

COMMENCE HARVEST OF THE TREATY SHARE OF GEODUCK IN THE NORTH CENTRAL SOUND REGION.