

YUOK TRIBE
2021 FALL HARVEST MANAGEMENT PLAN

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PART 1. GENERAL PROVISIONS

SECTION 101. Authority

This 2021 Fall Harvest Management Plan is established by the Tribal Council pursuant to the Yurok Tribal Fishing Rights Ordinance and may be supplemented by pre-season and in-season adjustments as necessary for Tribal fishery resource conservation and harvest management purposes.

SECTION 102. Definitions

Those definitions used in the Tribal Fishing Rights Ordinance and the following definitions shall apply:

- (a) *DB* means downstream boundary, a line in the estuary below which there may be additional regulations
- (b) *Chute* means the narrow portion of the Klamath River estuary where the river passes through the sand spit to meet the ocean.
- (c) *Clip* means the complete removal of the dorsal fin of a salmon or steelhead to within one-quarter inch of the fish's back.
- (d) *Commercial Fish* means any Chinook salmon caught within the commercial zone, during the commercial season, by a commercial fisher having a commercial buoy on the net, and handled according to the Quality Control Requirements and other commercial regulations laid out in this document.
- (e) *Commercial Fisher* means an eligible fisher certified for commercial fishing.
- (f) *Commercial Zone* is the part of the Estuary above the downstream boundary and below the Hwy. 101 Bridge, excluding all sloughs.
- (g) *Fishing Gear* or *Gear* means any net, seine, hook and line, boat, trailer, vehicle, gun or other apparatus used for taking, attempting to take, or transporting fish.
- (h) *Fish Monitors* means Yurok Tribal staff hired to monitor the Tribe's fishery harvest.
- (i) *FRO* means the Yurok Tribal Fishing Rights Ordinance.
- (j) *Guide* means a Yurok Tribal member certified by the Yurok Tribe and authorized to act as a guide for the Tribal Guide Fishery.
- (k) *HMP* means this 2021 Fall Harvest Management Plan
- (l) *Non-Tribal Member* means non-Indians and Indians who are not a member of the Yurok Tribe.
- (m) *Transporting Fish* means taking or carrying fish from one place to another by means of a vehicle, including a boat, and includes moving fish more than 40 feet from the wetted channel of the Klamath River, having fish on a road, or moving fish more than 200 feet from the fishing site.

SECTION 103. Harvest Quota

The Yurok Tribe will harvest 6,508 adult fall-run Chinook salmon on the Yurok Reservation in the year 2021. The harvest will be managed under the terms of the FRO and this HMP.

Harvest of Tribal fishery resources is based upon a predetermined quota for adult fall Chinook. This allocation is intended to provide adequate natural spawning escapement in the Klamath River. The Yurok Tribe assumes that all requirements for escapement have been met and are reflected in the Yurok Tribal quota. Accordingly, no mention of escapement requirements will be made in this plan except to address the run timing of Blue Creek fall Chinook and of Coho salmon.

SECTION 104. Amended FRO

Many of the regulations that were not specific to a given year in past HMPs have been incorporated into the amended FRO and will not be found listed in this HMP. Please consult the FRO for regulations that seem to be missing.

PART 2. FISHERIES MANAGEMENT

SECTION 201. Management Season

This HMP shall manage harvest of Tribal fishery resources from July 25 through November 27, 2021.

SECTION 202. Management Areas and Subquotas

This HMP establishes the following management areas and fall Chinook salmon subquotas, which may be altered by an adjustment as necessary:

- (a) Estuary. Mainstem Klamath River from the river mouth to the Highway 101 Bridge shall have a subsistence subquota of 3,395 fish.
- (b) Middle Klamath. Mainstem Klamath River from the Highway 101 bridge upstream to Surpur Creek shall have a subsistence subquota of 775 fish.
- (c) Upper Klamath. Mainstem Klamath River from Surpur Creek to the upstream boundary of the Yurok Reservation shall have a subsistence subquota of 1,838 fish.
- (d) Elders' Fishery. Elder's fish will come from the Estuary subsistence allocation of adult fish. Please see the supplemental 2021 fall elder's fishery structure and regulations.
- (e) Tribal Guide Fishery. 200 fish will be set aside to be available to the clients of Tribally certified guides.
- (f) Subsistence Reserve Quota. 300 fish to be held for distribution to areas that

have harvested their sub-allocation, as allowed in section 208.

SECTION 203. Fishing Days and Hours

This section establishes fishing hours for the fishery management areas. All fishing hours will be superseded by the Coho protection closure and stock protection closure.

(a) Estuary.

From 9:00 a.m. Friday through 9:00 a.m. Monday of each week, except for the Labor Day holiday weekend when fishing is allowed until Tuesday September 7 at 9:00 a.m.

(b) Middle Klamath.

From 9:00 a.m. Friday through 9:00 a.m. Monday of each week, except for the Labor Day holiday weekend when fishing is allowed until Tuesday September 7 at 9:00 a.m.

(c) Upper Klamath.

From 9:00 a.m. Friday through 9:00 a.m. Monday of each week, except for the Labor Day holiday weekend when fishing is allowed until Tuesday September 7 at 9:00 a.m.

SECTION 204. Stock Protection Closure

The purpose of this closure is to spread harvest impacts between Klamath and Trinity Basin stocks, while still ensuring that fishing will be allowed over Labor Day Weekend.

After 70% of an area's sub-allocation has been harvested prior to September 3 (the Friday preceding the Labor Day Holiday weekend), that area will be closed to all fishing, except for the clients of tribal guides, until 9:00 a.m. on September 3.

SECTION 205. Fish Kill Closure

The Yurok fishery will be closed immediately if there is a determination by the YTFP that a fish kill has begun.

SECTION 206. Coho Protection Closure

(4-day closures) Beginning Monday, September 20 through November 27, all fishing is prohibited from 9:00 a.m. Monday through 9:00 a.m. Friday and is allowed from 9:00 a.m. Friday through 9:00 a.m. Monday of each week. The purpose of this restriction is to protect Coho stocks, which have been listed as "threatened" under the Endangered Species Act.

SECTION 207. Reserve Quota for Fishing after Area Closure

After the subquota for a management area has been harvested, dip net fishing and angling will be permitted at all times in that management area until the reserve subquota has been harvested, except as prohibited by the Coho protection closure. After attainment of the reserve quota, all angling and dip net fishing will be prohibited in any closed area.

SECTION 208. Drift Net Fishing in the Chute

Drift net fishing is allowed in the chute with 30-foot (maximum length) throw nets. However, all gill net fishing in the chute is prohibited after the beginning of the Coho protection closure (see section 206).

SECTION 209. Elders' Fishery

The Tribe shall hold an elder's fishery during the fall harvest management season for the harvest of subsistence fish for elders. The elder's fishery will be comprised of donations. To participate in the elder's fishery, an eligible fisher must meet the requirements as given in the FRO Section 17.20.110. Please see the supplemental 2021 fall elder's fishery structure and regulations.

PART 3. TRIBAL GUIDE FISHERY

The tribal guide fishery has been authorized in 2021 under the provisions of the FRO. 200 fish have been allocated to the fishery, which will be counted as commercial fish.

SECTION 301. Non-Tribal Member Fishing License and Bag Limit

Tribal guide clients who have purchased a non-Tribal member fishing license will be permitted to harvest two Yurok fall Chinook per day. Licenses will be sold to the clients by the guide for a fee of \$20 for a one-day license.

C*E*R*T*I*F*I*C*A*T*I*O*N

This is to certify that this 2021 Fall Harvest Management Plan was approved at a duly called meeting of the Yurok Tribal Council on July 15, 2021, at which a quorum was present, and that this 2021 Fall Harvest Management Plan was adopted by a vote of consensus by all Council members present in accordance with the Yurok Tribal Fishing Rights Ordinance section 1701.

DATED THIS 23rd DAY OF July 2021



Joseph L. James, Chairperson
Yurok Tribal Council

Sherri Provolt

Sherri Provolt
Council Secretary