

NISQUALLY INDIAN TRIBE
SECTION 4.6 SEA CUCUMBER EMERGENCY REGULATION
#2024/2025-09

The Nisqually Indian Tribe promulgates the following regulation and shall govern the conduct of off-reservation commercial sea cucumber harvest by the Nisqually Indian Tribe in South Sound. The term of this regulation is from September 01, 2023 through February 28, 2024, unless superseded, and is intended to regulate the sea cucumber harvest by the Nisqually Indian Tribe in South Sound under provisions of Paragraph 4.6 of *United States v. Washington*, 898 F. supp. 1453 (W.D. Wash. 1995), as amended by the Stipulation and Order Amending Shellfish Implementation Plan, dated April 8, 2002, (hereafter "Implementation Order"). In the event the Sea Cucumber Harvest Management Plan is completed before the end of this regulation term, this regulation will be superseded by a new regulation conforming to the provisions of the Sea Cucumber harvest Management Plan. This fishery shall be conducted in accordance with the provisions of the Federal District Court Order CV 9213, Sub-proceeding No. 89-3

DATE ADOPTED: August 16, 2024

EFFECTIVE DATE: August 30, 2024- February 28, 2025

SUPERCEDES: NONE

CATCH AREA(S) 28B, and the portion of 28A South and East of the line drawn from Johnson Point to Devils Head.

ON/OFF RESERVATION: Off

SPECIES Sea cucumber (*Parastichopus californicus*)

FISHERY TYPE: Commercial

DAYS/HOURS: Open 7 days a week from Sunrise or 8am, whichever is later, to sunset or 5pm, whichever is earlier.

LEGAL GEAR: Hand harvest using SCUBA or Surface supplied air.

ESTIMATED HARVEST: 2,940 lbs., unless otherwise agreed. Cumulative Treaty Harvest not to exceed 8,820 lbs.

CATCH REPORTING: All Tribal Sea Cucumber catches must be recorded on daily harvest logs **and** Treaty Indian Fish Receiving Tickets.

Daily logs must contain the following information:
Pounds harvested (split and drained weight),
days fished, vessel name, catch area/specific location,
number of divers, average depth and hours spent diving.

Logs must be turned into the department at the end of each week in which harvest occurs.

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OTHER PROVISIONS: No fishing may occur on currently open geoduck tracts.

Geoduck harvest water hoses shall not be permitted aboard vessels that are conducting sea cucumber harvest.

All harvesters will strive to harvest only those animals larger than 25cm (9.84 inches contracted length).

Harvest activities must comply with the Tribal 2024/25 Annual Shellfish regulations.

All subtidal harvesters must meet and pass all dive requirements of the Tribe's Natural Resources Department, including a urinalysis.

CPR and First aid cards must be current.

All taxes and fines must be paid in full.

All boat operators must notify the Natural Resources Department at (360) 481-1107 of the upcoming weeks dive plan 5 days in advance.


Boat operators must coordinate with the shellfish program manager to allow for weigh-out and biological sampling of catch prior to sale.

JUSTIFICATION: Harvest available resource.


APPROVED:



Nisqually Fish Commission



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