

## **Tribal Subsistence Fishing Program Regulations**

The Miluk Coos, Hanis Coos, and Quiiich uł Sha'yuushtł'a peoples have harvested fish and shellfish since time immemorial as a means to sustain their communities and their culture. The harvest, preparation, and sharing of traditional foods, including fish and shellfish, is a vital component of the Tribe's traditional and ceremonial practices. The following regulations are meant to ensure that we continue to sustainably harvest these resources and, in the spirit of reciprocity, work with the Oregon Department of Fish and Wildlife (ODFW) to guarantee that the next seven generations will enjoy a harvestable abundance of these resources. Tribal Members are encouraged to harvest only what they needed to sustain their families, and to do so with great reverence and humility.

### **General Regulations**

#### **Effective Dates**

These regulations are effective on June 26, 2024 and shall remain in effect until modified or superseded by updated regulations pursuant to Tribal code.

#### **Tribal Member Harvest Under State Law**

Unless specified otherwise in these regulations, participation in the Tribal Subsistence Fishing Program does not limit a Tribal Member's ability to participate in and harvest animals through Oregon state-regulated fishing programs.

Groundfish, halibut, all salmon species harvested in the ocean, and wild coho salmon harvested in inland waterways are subject to federal regulations. As such, the combined harvest of these species under Tribal and ODFW regulations may not exceed the daily and annual bag limits specified in federal regulations, unless otherwise indicated below.

#### **Eligibility**

All Tribal Members who are currently enrolled pursuant to Title 7 of the Confederated Tribes of Coos, Lower Umpqua, and Siuslaw Indians (CTCLUSI) Tribal Code are eligible to participate in the Tribal Subsistence Fishing Program.

#### **License Requirements**

The license to participate in the Tribal Subsistence Fishing Program shall consist of an original of the eligible Tribal Member's Tribal hunting and fishing photo identification card, issued by CTCLUSI. This card must be in the Tribal Member's possession when harvesting fish or shellfish pursuant to these regulations.

#### **Tag Requirements**

##### ***Fish Harvest Tag***

Eligible Tribal Members are required to have a Fish Harvest Tag issued by the Tribal Police to harvest adult salmon, steelhead, Pacific halibut, and legal-sized white sturgeon. Tags must be in the eligible Tribal Members' possession when angling for these species, and any of these species harvested must be recorded on the Fish Harvest Tag at the time of landing. Lost or damaged

Fish Harvest Tags may be replaced after the Tribal Member has signed an affidavit attesting that the tag was not used. Tags cannot be sold, gifted, bartered, or transferred in any way.

### ***Fish and Shellfish Harvest Logs***

Voluntary Fish and Shellfish Harvest Logs will be provided to eligible Tribal Members and are meant to assist with completion of the mandatory year-end reporting that is required for all harvest of fish and shellfish pursuant to these regulations. Eligible Tribal Members are not required to return Voluntary Fish and Shellfish Harvest Logs or present them to law enforcement for inspection. However, they are encouraged to utilize it to help them with the required annual reporting.

### **Providing for Inspection of License, Tag, and Harvest**

Eligible Tribal Members shall provide licenses and tags as well as any fish or shellfish harvested for inspection when requested by an authorized employee of the CTCLUSI Tribal Police, ODFW, Oregon State Police, any person authorized to enforce wildlife laws in the State of Oregon, or to a landowner or the authorized agent of a landowner when the eligible Tribal Member is fishing or gathering shellfish with permission on the land of that landowner.

### **Harvest Reporting**

Annual harvest reporting is required as a condition of participation in the Tribal Subsistence Fishing Program. This data will be shared with ODFW following the end of each reporting period, and will help to inform cooperative management discussions between the state and CTCLUSI. All eligible participants who have received a tag or participating in fish or shellfish harvest pursuant to these regulations during a calendar year are required to report fishing and shellfish harvest activities no later than January 31 of the following year. A response is required even if no fish or shellfish were harvested. Reporting can be completed through the Tribal Portal, via phone, or in-person at the CTCLUSI Administrative Office. Failure to report may result in the denial of future participation in the Tribal Subsistence Fishing Program, and no tags will be issued to the Tribal Member until reporting has been completed. Fish harvested under state-issued tags must be reported through the appropriate ODFW reporting system and not the Tribal reporting system.

### **Prohibitions**

The following activities are prohibited:

#### **Possession of Fish or Shellfish Killed or Taken in Violation of Tribal Law**

It is unlawful for any person to have in their possession any fish or shellfish that said person knows or should under the circumstances know was killed or taken in violation of any of the provisions of Chapter 3-4 of the Tribal Code or these regulations.

#### **Trespassing**

It is unlawful to fish or harvest shellfish on private property without permission from the landowner. The duty to retrieve and to not waste does not justify otherwise prohibited conduct, including but not limited to trespass.

### Fishing or Harvesting Shellfish While Intoxicated

It is unlawful for any person to fish or harvest shellfish while under the influence of drugs or alcohol.

### Interference with Tribal Signs

It is unlawful for any person to destroy, tear down, shoot at, deface or erase any printed matter or signs placed or posted to effectuate the enforcement of Chapter 3-4 of the Tribal Code or these regulations.

### Waste of Wildlife

It is unlawful to waste any edible portion of any fish or shellfish.

A person may not remove the following parts from the carcass of any fish and utilize only those parts so removed:

- From the carcass of a sturgeon, salmon or steelhead, the eggs.

### Use of Drones for Pursuit of Fish Prohibited

It is unlawful to use drones for the following purposes:

- Fishing;
- Aiding angling; and
- Interfering in the acts of a person who is lawfully angling, hunting or trapping.

### Fishing and Harvesting Shellfish in Certain Areas Restricted

It is unlawful to fish or harvest shellfish in areas closed to such activities by the Tribe, the State of Oregon, or any federal agency.

### Use of Electricity or Foreign Substances to Take Game Fish Prohibited

It is unlawful to:

- Use in any body of water any electric current that may attract, frighten, retard, stun, kill or obstruct the movement of any game fish.
- Place in any body of water any foreign substance such as blood or fish offal or any gas, chemical, drug or powder that may attract, frighten, retard, stun, kill or obstruct the movement of any game fish.
- Use any body of water any explosive device for the purpose of taking game fish.
- No person shall possess any game fish that the person knows or has reason to know was taken in violation of this section.

### Angling from Fishways Restricted

It is unlawful to trespass upon or angle from any fishway or angle within an area of a body of water bounded by a line extending across the body of water 200 feet above the upper end of a fishway and a line across the body of water 200 feet below the lower end of a fishway.

### Use of Explosives to Take Game Fish

It is unlawful to use of any explosive device for the purpose of taking game fish is prohibited.

### **Authorized Fishing Area**

The authorized fishing area for all species under the Tribal Subsistence Fishing Program consists of the lands of the Tribe; public lands within the five-county agreement area, which consists of Lincoln, Lane, Douglas, Coos, and Curry Counties; private lands in the five-county agreement area on which explicit landowner permission has been granted; navigable waterways within the five-county agreement area; and the Territorial Sea of the Pacific Ocean that is adjacent to the five-county agreement area (see map).

Note that additional Tribal, federal, state, and local rules and regulations may restrict access, travel management, and other activities on Tribal, federal, state, and locally-managed public lands. Additionally, cities and local governments may restrict the use of weapons or certain types of weapons within their jurisdictional boundaries. Such rules and regulations apply to those harvesting fish and shellfish pursuant to these regulations. Tribal Members are required to know these rules and abide by them. Consult ODFW regulations or contact the Tribal Police for more information.

### **General Rules**

CTCLUSI adopts as its own all general statewide regulations published by ODFW in its annual Oregon Sport Fishing Regulations, unless otherwise noted, and modified by in-season regulations.

### **Inland Fisheries**

CTCLUSI adopts as its own all applicable inland fisheries regulations published by ODFW in its annual Oregon Sport Fishing Regulations and modified by in-season regulations, unless otherwise noted in the exceptions below.

### **Inland Fisheries Exceptions**

<b>Species</b>	<b>Bag Limit</b>	<b>Restrictions &amp; Notes</b>
Hatchery Salmon and Steelhead	Daily: 5 hatchery salmon or steelhead in any combination.  Annual: No Limit	The harvest of hatchery salmon or steelhead is restricted to times and areas where angling for salmon or steelhead is permitted under ODFW regulations.  Hatchery salmon or steelhead are fish from which the adipose fin or other fin has been removed (clipped) leaving a healed scar.  Immediate recording of harvest using a Fish Harvest Tag issued by the Tribal Police is required. Annual reporting of the number of hatchery

		salmon and steelhead harvested and the water body of harvest is required.
Wild Chinook Salmon	<p>Daily: Double the state-adopted daily limit (varies by water body)</p> <p>Annual: Double the state-adopted annual limit (varies by water body)</p>	<p>The harvest of wild Chinook salmon is restricted to times and areas where retention of wild Chinook salmon is permitted under ODFW regulations.</p> <p>Immediate recording of harvest using a Fish Harvest Tag issued by the Tribal Police is required. Annual reporting of the number of wild Chinook salmon harvested and the water body of harvest is required.</p>
Wild Coho Salmon	<p>Daily: Same as the state-adopted daily limit (combined aggregate bag limit for fish harvested under ODFW and Tribal regulations; varies by water body)</p> <p>Annual: Same as the state-adopted annual limit (combined aggregate bag limit under ODFW and Tribal regulations; varies by water body)</p>	<p>The harvest of wild coho salmon is restricted to times and areas where retention of wild coho salmon is permitted under ODFW regulations.</p> <p>The aggregate harvest of wild coho under both ODFW and Tribal regulations must not exceed the bag limit allowed under ODFW regulations.</p> <p>Immediate recording of harvest using a Fish Harvest Tag issued by the Tribal Police is required. Annual reporting of the number of wild coho salmon harvested and the water body of harvest is required.</p>
White Sturgeon	<p>Daily: Double the state-adopted daily limit (varies by water body)</p> <p>Annual: Double the state-adopted annual limit (varies by water body)</p>	<p>38-inch minimum, 54-inch maximum fork length</p> <p>May be harvested from any waters open to the harvest of white sturgeon in the five-county agreement area. Reference the annual Oregon Sport Fishing Regulations and in-season regulations updates for more information.</p>

		Immediate recording of harvest using a Fish Harvest Tag issued by the Tribal Police is required. Annual reporting of the number of white sturgeon harvested and the water body of harvest is required.
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**Marine Fisheries**

CTCLUSI adopts as its own all applicable marine fisheries regulations published by ODFW in its annual Oregon Sport Fishing Regulations and modified by in-season regulations, unless otherwise noted in the exceptions below.

<b>Species</b>	<b>Bag Limit</b>	<b>Restrictions &amp; Notes</b>
Ocean Salmon	<p>Daily: Same as the state-adopted daily limit for Chinook and coho salmon, except that 1 additional hatchery coho salmon per day may be taken during the mark-selective ocean salmon season (combined aggregate bag limit for fish harvested under ODFW and Tribal regulations).</p> <p>Annual: No Limit</p>	<p>The harvest of ocean salmon is restricted to the same times and areas specified for the Oregon salmon season. Refer to the ODFW recreational ocean salmon regulations for more information.</p> <p>The aggregate daily harvest of ocean salmon under both ODFW and Tribal regulations must not exceed state regulation limits except that one additional hatchery coho salmon may be taken, per day, during the ocean mark-selective coho season.</p> <p>Hatchery ocean coho salmon are fish from which the adipose fin or other fin has been removed (clipped) leaving a healed scar.</p> <p>Harvested coho must have a minimum length of 16 inches. Coho smaller than 16 inches must be released unharmed. Minimum length for Chinook (if open) is 24 inches, Chinook less than 24 inches must be released unharmed.</p> <p>Immediate recording of harvest using a Fish Harvest Tag issued by</p>

		the Tribal Police is required. Annual reporting of the number of hatchery ocean coho salmon and the water body of harvest is required.
Pacific Halibut	<p>Daily: Same as the state-adopted daily limit (combined aggregate bag limit for fish harvested under ODFW and Tribal regulations)</p> <p>Annual: Same as the state-adopted annual limit (combined aggregate bag limit for fish harvested under ODFW and Tribal regulations)</p>	<p>The Tribe adopts all state regulations, including in-season changes, applicable to the harvest of Pacific halibut.</p> <p>The aggregate harvest of Pacific halibut under both ODFW and Tribal regulations must not exceed that allowed under ODFW regulations.</p> <p>Refer to <a href="http://myodfw.com/fishing/marine-zone">http://myodfw.com/fishing/marine-zone</a> for more information.</p>
General Marine Species (rockfish, greenling, sculpin, sablefish, Pacific cod, cabezon, skates, spiny dogfish, leopard shark, soupfin shark, and any other marine fish species <u>not</u> listed on page 81 of the 2024 Oregon Sport Fishing Regulations.	<p>Daily: 9 fish in any combination (combined aggregate bag limit for fish harvested under ODFW and Tribal regulations; subject to in-season change)</p> <p>Annual: No Limit</p>	<p>The aggregate harvest of General Marine Species under both ODFW and Tribal regulations must not exceed the bag limit allowed under these Tribal regulations.</p> <p>The combined aggregate daily bag limit for General Marine Species will decrease from 9 to 6 fish upon issuance of an in-season change by ODFW reducing the state-regulated daily bag limit for General Marine Species below 5 fish. Refer to <a href="https://myodfw.com/fishing/marine-zone">https://myodfw.com/fishing/marine-zone</a> for in-season changes.</p> <p>The harvest of yelloweye and quillback rockfish is prohibited.</p> <p>Cabezon must have a minimum length of 16 inches. No more than 1 cabezon may be kept per day. Retention of cabezon is only permitted July 1<sup>st</sup> to December 31<sup>st</sup>, and is subject to in-season closures issued by ODFW</p>

		<p>Open Areas: Reference the bottomfish regulations within the Oregon Sport Fishing Regulations and in-season updates published by ODFW.</p> <p>Annual reporting of the number of general marine species harvested is required.</p> <p>Season: Open year-round</p>
Lingcod	<p>Daily: 3</p> <p>Annual: No Limit</p>	<p>The daily bag limit for lingcod will decrease from 3 to 2 fish upon issuance of an in-season change by ODFW reducing the state-regulated daily bag limit for lingcod below 2 fish. Refer to <a href="https://myodfw.com/fishing/marine-zone">https://myodfw.com/fishing/marine-zone</a> for in-season changes.</p> <p>Minimum length is 22 inches.</p> <p>Open Areas: Reference the bottomfish regulations within the Oregon Sport Fishing Regulations and in-season updates published by ODFW.</p> <p>Annual reporting of the number of lingcod harvested is required.</p> <p>Season: Open year-round</p>
Surf and Marine Perch	<p>Daily: 30</p> <p>Annual: No Limit</p>	<p>Open Areas: Open in all areas open to surf perch harvest. Reference the Oregon Sport Fishing Regulations for areas that are open to surf perch harvest.</p> <p>Annual reporting of the number of surf perch harvested is required.</p>

**Shellfish and Marine Invertebrates**



CTCLUSI adopts as its own all applicable marine fisheries regulations published by ODFW in its annual Oregon Sport Fishing Regulations and modified by in-season regulations, unless otherwise noted in the exceptions below.

<b>Species</b>	<b>Bag Limit</b>	<b>Restrictions</b>
Dungeness Crab	Daily: 24  Annual: No Limit	<p>5.75" minimum carapace width. Harvest of females is prohibited. May be taken with crab rings, baited lines, pots, by hand, by dip net, or by rake.</p> <p>No limit on number of rings/lines/pots per person. ODFW buoy market rules apply. Refer to the Oregon Sport Fishing Regulation and in-season updates.</p> <p>Open Areas: Open in all areas open to crab harvest. Reference the Oregon Sport Fishing Regulations for areas that are open to crab harvest.</p> <p>Season: Open year-round. Ocean waters are closed for crabbing Oct. 16<sup>th</sup> to Nov. 30<sup>th</sup>.</p>
Red Rock Crab	Daily: 24  Annual: No Limit	<p>No size or sex restriction. May be taken with crab rings, baited lines, pots, by hand, by dip net, or by rake.</p> <p>No limit on number of rings/lines/pots per person. ODFW buoy market rules apply. Refer to the Oregon Sport Fishing Regulation and in-season updates.</p> <p>Open Areas: Open in all areas open to crab harvest. Reference the Oregon Sport Fishing Regulations for areas that are open to crab harvest.</p> <p>Season: Open year-round. Ocean waters are closed for crabbing Oct. 16<sup>th</sup> to Nov. 30<sup>th</sup>.</p>

European Green Crab	<p>Daily: No Limit</p> <p>Annual: No Limit</p>	<p>No size or sex restriction. May be taken with crab rings, baited lines, pots, by hand, by dip net, or by rake.</p> <p>No limit on number of rings/lines/pots per person. ODFW buoy market rules apply. Refer to the Oregon Sport Fishing Regulation and in-season updates.</p> <p>Open Areas: Open in all areas open to crab harvest. Reference the Oregon Sport Fishing Regulations for areas that are open to crab harvest.</p>
Shrimp	<p>Daily: 40 Pounds (in the shell)</p> <p>Annual: No Limit</p>	<p>May be taken with traps, pots, or rings.</p> <p>No limit on number of rings/lines/pots per person.</p> <p>Open Areas: Open in all areas open to shrimp harvest. Reference the Oregon Sport Fishing Regulations for areas that are open to shrimp harvest.</p> <p>Season: Open year-round.</p>
Bay Clams (Including Empire, butter, cockle, native littleneck, softshell, purple varnish, and razor clams)	<p>Daily: No Limit</p> <p>Annual: No Limit</p>	<p>Open Areas: Open in all areas open to shellfish harvest. Reference the Oregon Sport Fishing Regulations and in-season updates.</p> <p>Season: Open year-round.</p>
Purple Varnish Clams	<p>Daily: No Limit</p> <p>Annual: No Limit</p>	<p>Open Areas: Open in all areas open to shellfish harvest. Reference the Oregon Sport Fishing Regulations and in-season updates.</p> <p>Season: Open year-round.</p>
Mussels (Marine Zone Only)	<p>Daily: 144</p> <p>Annual: No Limit</p>	<p>May be taken by hand or hand-powered tools.</p>

		<p>Open Areas: Open in all marine areas open to shellfish harvest. Reference the Oregon Sport Fishing Regulations and in-season updates.</p> <p>The harvest of freshwater mussels is not permitted.</p> <p>Season: Open year-round.</p>
Scallops	<p>Daily: 48</p> <p>Annual: No Limit</p>	<p>May be taken by hand or hand-powered tools.</p> <p>Open Areas: Open in all areas open to shellfish harvest. Reference the Oregon Sport Fishing Regulations and in-season updates.</p> <p>Season: Open year-round.</p>
Urchins	<p>Daily: No Limit</p> <p>Annual: No Limit</p>	<p>May be taken by hand or hand-powered tools.</p> <p>Open Areas: Open in all areas open to shellfish harvest. Reference the Oregon Sport Fishing Regulations and in-season updates.</p> <p>Season: Open year-round.</p>
Octopus	<p>Daily: 2</p>	<p>May be taken by angling, dip net, pot, hand and hand-powered tools.</p>
Marine Snails	<p>Daily: 20</p> <p>Annual: No Limit</p>	<p>May be taken by hand or hand-powered tools.</p> <p>Open Areas: Open in all areas open to shellfish harvest. Reference the Oregon Sport Fishing Regulations and in-season updates.</p> <p>Season: Open year-round.</p>
Barnacles, Shore Crabs, and all other Marine Invertebrates Not listed	<p>Daily: One five-gallon bucket, combined for all species.</p> <p>Annual: No Limit</p>	<p>May be taken by hand or hand-powered tools.</p> <p>Open Areas: Open in all areas open to shellfish harvest. Reference the</p>

		<p>Oregon Sport Fishing Regulations and in-season updates.</p> <p>Season: Open year-round.</p>
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**Ceremonial & Cultural Harvest**

In order to sustain the Tribe’s ceremonies and culture, the CTCLUSI Tribal Council may issue separate ceremonial/cultural harvest permits. The level of ceremonial/cultural harvest will be dependent on the community’s needs, and the Tribe will adhere to a strict no-waste policy. Such permits may be issued year-round. Copies of issued permits will be provided to ODFW and the Oregon State Police in advance of the harvest activity.

***White Sturgeon***

The CTCLUSI Tribal Council has discretion to issue ceremonial/cultural event harvest permits to specific Tribal Members to harvest up to five white sturgeon from coastal rivers and bays within the Tribe’s five-county agreement area. Subsistence harvest from within the Willamette Basin will not be counted against this allocation. Fish will be a minimum of 38 inches and a maximum of 54 inches fork length. Harvest will be reported to ODFW at the annual meeting.

***Dungeness Crab***

The CTCLUSI Tribal Council has discretion to issue ceremonial/cultural event harvest permits to specific tribal member harvest crew leaders to harvest Dungeness crab. The intent of this specially permitted harvest is to supply the Tribe with crab sufficient for 2-3 CTCLUSI community-wide ceremonies and/or cultural events during each calendar year. The amount of harvest will be sufficient to meet the needs of the event. Harvest will be reported to ODFW at the annual meeting.

***Pacific Lamprey***

The CTCLUSI Tribal Council has discretion to issue ceremonial/cultural event harvest permits to specific tribal member harvest crew leaders to harvest Pacific lamprey. The intent of this specially permitted harvest is to allow the Tribe to sustain its culture through the harvest, preparation, and consumption of a traditional food that is a vital component of the Tribe’s tradition. Tribal lamprey harvest will be conducted with a spirit of reciprocity, and special care will be taken to harvest at levels that do not significantly deplete populations in a given area. Harvest will be reported to ODFW at the annual meeting.

***Other Species***

*The CTCLUSI Tribal Council may wish to harvest other fish and shellfish species, for ceremonial/cultural events. If the Tribe wishes to issue permits for ceremonial/cultural harvest of other species, it will make a proposal to ODFW with additional detailed information and seek concurrence for the requested ceremonial/cultural harvest.*