



Quinault Indian Nation

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EMERGENCY REGULATION 2017/18 C-25

TO: Quinault Tribal Clam Diggers
Quinault Tribal Law Enforcement
FROM: Quinault Business Committee
DATE: November 13, 2017
SUBJECT: Off-Reservation Commercial Razor Clam Digs on Roosevelt Beach.

Section 1

The Quinault Business Committee has authorized 2017-18 Commercial Off-Reservation Razor Clam digs on Roosevelt Beach on the following dates and times:

	<u>Date</u>	<u>Tide</u>	<u>Start</u>	<u>Stop</u>
Thu	Nov16	-0.2	3:18 PM	6:18 PM
Sun	Nov 19	-0.4	5:12 PM	8:12 PM
Mon	Nov 20	-0.3	5:46 PM	8:46 PM

Latest test results indicate current biotoxin levels are within health guidelines.

2017-18 Permits are required for digging (See Sections 4-5)

Note: Any of the individual listed digs above may be cancelled due to adverse weather and/or surf conditions. Conditions will be checked within 48 hrs before hand to determine if these digs may be cancelled.

Any of the individual listed digs above may be cancelled by this regulation if less than 10 diggers are present on the beach at the start time listed.

Closing times will be marked by the sirens of the Quinault Tribal Fisheries Enforcement Vehicles patrolling the beach. Harvest of razor clams and other shellfish by Quinault Tribal Members outside of the Quinault Reservation at times and locations other than those specified above is prohibited unless otherwise expressly authorized by Quinault Regulation.

Section 2

All persons participating in the razor clam fishery established in Section 1 shall enter and leave the beach using the beach access at Roosevelt Beach Road located off State Highway 109 at milepost 26.1. It shall be unlawful and a violation of this regulation for any person to enter or leave the area open to razor clam harvest for the purpose of participating in the fishery or after participating in the fishery on the day of an opening established in Section 1 at any other place. It shall be unlawful and a violation of this regulation for any person to drive a vehicle on or across razor clam beds.

Section 3

Shellfish harvested pursuant to these regulations shall be subject to inspection and sampling by Quinault Fisheries personnel and Quinault Enforcement Officers. Persons participating in the fishery established in Section 1 shall be deemed to have consented to the inspection of vehicles used in connection with the fishery established in Section 1 and the inspection and sampling of all shellfish harvested.

Regulation 2017/18 C-25 continued...

Section 4

Only enrolled members of the Quinault Indian Nation possessing a permit for the fishery established in Section 1 may participate. It shall be unlawful and a violation of this regulation for any member to be assisted by or accompanied by a person not enrolled in the Quinault Indian Nation during the fishery established in Section 1. **Notice: each digger must sell their clams to the buyer under their own name. No substitutions allowed!**

Section 5

Enrolled members shall obtain a permit from the QDNR Permit Office prior to participating in the fishery established in Section 1. **The permit shall be worn in plain view on the outer clothing during the fishery and when entering and leaving the beach. Persons participating in the fishery shall also have in their possession tribal identification that shall be presented to Tribal Enforcement and Fisheries Personnel upon request.** The permit for the fishery established in Section 1 may be obtained by presenting proof of tribal membership. It shall be unlawful and a violation of this regulation for any Quinault Tribal Member to be present on the Pacific Ocean Beach between the Copalis River and Joe Creek during the opening established in Section 1 without the required permit and tribal identification, provided that, no permit shall be required for Quinault Tribal Government and Enterprise employees engaged in official duties during the fishery. It shall be unlawful and a violation of this regulation for a person to use a permit issued to another person.

Section 6

All shellfish harvested in the fishery established in Section 1 shall be sold only to Quinault authorized buyers stationed at the Roosevelt Beach Road access. No razor clams shall be removed from the beach except those sold to Quinault authorized buyers. **All clams shall be rinsed of sand prior to sale.** Those clams not satisfactorily rinsed will be rejected by Tribal buyers until they have been rinsed.

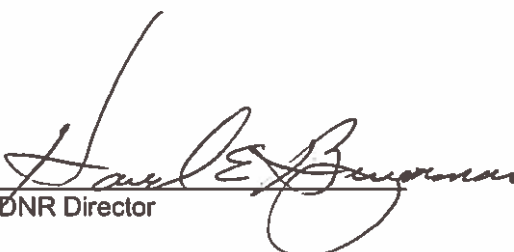
Section 7

All shellfish harvested shall be reported on Quinault approved fish receiving tickets.

Section 8

Failure to comply with any provision of this regulation shall subject the offender to criminal or civil enforcement action as provided in QTC Title 51.

This regulation may be rescinded based on further clam biotoxin testing.



QDNR Director



Quinault Business Committee