

subsistence eligible areas, the Alaska Regional Director of the Service established 12 geographic regions based on common subsistence resource use patterns and the 12 Alaska Native Regional Corporation boundaries established under the Alaska Native Claims Settlement Act. Despite using the Alaska Native Regional Corporation boundaries, we are not working directly with the Regional Corporations in this program and are instead working with the Alaska Native nonprofit groups and local governments in those corresponding regions. You may obtain records and maps delineating the boundaries of the 12 regions from the U.S. Department of the Interior, Bureau of Land Management, Alaska State Office, 222 West 7th Ave., No. 13, Anchorage, AK 99513. The regions are identified as follows:

- (1) Aleutian/Pribilof Islands;
- (2) Kodiak Archipelago;
- (3) Bristol Bay;
- (4) Yukon/Kuskokwim Delta;
- (5) Bering Strait/Norton Sound;
- (6) Northwest Arctic;
- (7) North Slope;
- (8) Interior;
- (9) Southeast;
- (10) Gulf of Alaska;
- (11) Upper Copper River; and
- (12) Cook Inlet.

(b) *Regional partnerships.* The U.S. Fish and Wildlife Service will establish partner agreements with at least 1 partner organization in each of the 12 regions. The partner organization identified must be willing and able to coordinate the regional program on behalf of all subsistence hunters within that region. A regional partner will:

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Subpart C—General Regulations Governing Subsistence Harvest

13. In subpart C, add § 92.20 to read as follows:

§ 92.20 Methods and means.

You may not use the following devices and methods to harvest migratory birds:

(a) Swivel guns, shotguns larger than 10 gauge, punt guns, battery guns, machine guns, fish hooks, poisons, drugs, explosives, or stupefying substances;

(b) Shooting from a sinkbox or any other type of low-floating device that affords the hunter a means of concealment beneath the surface of the water;

(c) Hunting from any type of aircraft;

(d) Taking waterfowl and other species using live birds as decoys, except for auklets on Diomed Island

(Use of live birds as decoys is a customary and traditional means of harvesting auklets on Diomed Island);

(e) Hunting with the aid of recorded bird calls;

(f) Using any type of vehicle, aircraft, or boat for the purpose of concentrating, driving, rallying, or stirring up of any migratory bird, except boats may be used to position a hunter;

(g) The possession or use of lead or other toxic shot while hunting all migratory birds (Approved nontoxic shot types are listed in § 20.21(j) of this subchapter);

(h) Shooting while on or across any road or highway.

Subpart D—Annual Regulations Governing Subsistence Harvest

14. In subpart D, amend § 92.30 by adding an introductory paragraph to read as follows:

§ 92.30 General overview of regulations.

These regulations establish a spring/summer migratory bird subsistence harvest in Alaska. The regulations list migratory bird species that are authorized for harvest, species that are not authorized for harvest, season dates, and dates for a 30-day closure to protect nesting birds. The Co-Management Council will review and, if necessary, modify these harvest regulations on an annual basis, working within the schedule of the Federal late season waterfowl regulations.

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15. In subpart D, add §§ 92.31 through 92.33 to read as follows:

§ 92.31 Migratory bird species not authorized for subsistence harvest.

(a) You may not harvest birds or gather eggs from the following species:

- (1) Spectacled Eider, *Somateria fischeri*.
- (2) Steller's Eider, *Polysticta stelleri*.
- (3) Emperor Goose, *Chen canagica*.
- (4) Aleutian Canada Goose, *Branta canadensis leucopareia*—Semidi Islands only.

(b) In addition, you may not gather eggs from the following species:

- (1) Cackling Canada Goose, *Branta canadensis minima*
- (2) Black Brant, *Branta bernicla nigricans*—in the Yukon/Kuskokwim Delta and North Slope regions only.

§ 92.32 Subsistence migratory bird species.

You may harvest birds or gather eggs from the following species, listed in taxonomic order, within all open regions. When birds are listed only to the species level, assume all subspecies existing in Alaska are open to harvest.

Family Gaviidae

Red-throated Loon (*Gavia stellata*)
Arctic Loon (*Gavia arctica*)
Pacific Loon (*Gavia pacifica*)
Common Loon (*Gavia immer*)
Yellow-billed Loon (*Gavia adamsii*)

Family Podicipedidae

Horned Grebe (*Podiceps auritus*)
Red-necked Grebe (*Podiceps grisegena*)

Family Procellariidae

Northern Fulmar (*Fulmarus glacialis*)

Family Phalacrocoracidae

Double-crested Cormorant (*Phalacrocorax auritus*)
Red-faced Cormorant (*Phalacrocorax urile*)
Pelagic Cormorant (*Phalacrocorax pelagicus*)

Family Anatidae

Greater White-fronted Goose (*Anser albifrons*)
Snow Goose (*Chen caerulescens*)
Lesser Canada Goose (*Branta canadensis parvipes*)
Taverner's Canada Goose (*Branta canadensis taverneri*)
Aleutian Canada Goose (*Branta canadensis leucopareia*)—except in the Semidi Islands
Cackling Canada Goose (*Branta canadensis minima*)—except no egg gathering is permitted
Black Brant (*Branta bernicla nigricans*)—except no egg gathering is permitted in the Yukon/Kuskokwim Delta and the North Slope Regions
Trumpeter Swan (*Cygnus buccinator*)
Tundra Swan (*Cygnus columbianus*)
Gadwall (*Anas strepera*)
Eurasian Wigeon (*Anas penelope*)
American Wigeon (*Anas americana*)
Mallard (*Anas platyrhynchos*)
Blue-winged Teal (*Anas discors*)
Northern Shoveler (*Anas clypeata*)
Northern Pintail (*Anas acuta*)
Green-winged Teal (*Anas crecca*)
Canvasback (*Aythya valisineria*)
Redhead (*Aythya americana*)
Ring-necked Duck (*Aythya collaris*)
Greater Scaup (*Aythya marila*)
Lesser Scaup (*Aythya affinis*)
King Eider (*Somateria spectabilis*)
Common Eider (*Somateria mollissima*)
Harlequin Duck (*Histrionicus histrionicus*)
Surf Scoter (*Melanitta perspicillata*)
White-winged Scoter (*Melanitta fusca*)
Black Scoter (*Melanitta nigra*)
Long-tailed Duck (*Clangula hyemalis*)
Bufflehead (*Bucephala albeola*)
Common Goldeneye (*Bucephala clangula*)
Barrow's Goldeneye (*Bucephala islandica*)
Hooded Merganser (*Lophodytes cucullatus*)