

U.S. Fish and Wildlife Serv., Interior

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- (5) Ruddy Turnstone (*Arenaria interpres*).
- (6) Semipalmated Sandpiper (*Calidris pusilla*).
- (7) Western Sandpiper (*Calidris mauri*).
- (8) Least Sandpiper (*Calidris minutilla*).
- (9) Baird's Sandpiper (*Calidris bairdii*).
- (10) Sharp-tailed Sandpiper (*Calidris acuminata*).
- (11) Dunlin (*Calidris alpina*).
- (12) Long-billed Dowitcher (*Limnodromus scolopaceus*).
- (13) Common Snipe (*Gallinago gallinago*).
- (14) Red-necked phalarope (*Phalaropus lobatus*).
- (15) Red phalarope (*Phalaropus fulicaria*).
- (j) *Family Laridae*. (1) Pomarine Jaeger (*Stercorarius pomarinus*).
- (2) Parasitic Jaeger (*Stercorarius parasiticus*).
- (3) Long-tailed Jaeger (*Stercorarius longicaudus*).
- (4) Bonaparte's Gull (*Larus philadelphia*).
- (5) Mew Gull (*Larus canus*).
- (6) Herring Gull (*Larus argentatus*).
- (7) Slaty-backed Gull (*Larus schistisagus*).
- (8) Glaucous-winged Gull (*Larus glaucescens*).
- (9) Glaucous Gull (*Larus hyperboreus*).
- (10) Sabine's Gull (*Xema sabini*).
- (11) Black-legged Kittiwake (*Rissa tridactyla*).
- (12) Red-legged Kittiwake (*Rissa brevirostris*).
- (13) Ivory Gull (*Pagophila eburnea*).
- (14) Arctic Tern (*Sterna paradisaea*).
- (15) Aleutian Tern (*Sterna aleutica*).
- (k) *Family Alcidae*. (1) Common Murre (*Uria aalge*).
- (2) Thick-billed Murre (*Uria lomvia*).
- (3) Black Guillemot (*Cepphus grylle*).
- (4) Pigeon Guillemot (*Cepphus columba*).
- (5) Cassin's Auklet (*Ptychoramphus aleuticus*).
- (6) Parakeet Auklet (*Aethia psittacula*).
- (7) Least Auklet (*Aethia pusilla*).
- (8) Whiskered Auklet (*Aethia pygmaea*).
- (9) Crested Auklet (*Aethia cristatella*).
- (10) Rhinoceros Auklet (*Cerorhinca monocerata*).

- (11) Horned Puffin (*Fratercula corniculata*).
- (12) Tufted Puffin (*Fratercula cirrhata*).
- (1) *Family Strigidae*. (1) Great Horned Owl (*Bubo virginianus*).
- (2) Snowy Owl (*Nyctea scandiaca*).

[73 FR 13791, Mar. 14, 2008]

§§ 92.23–92.29 [Reserved]

Subpart D—Annual Regulations Governing Subsistence Harvest

§ 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, recommend modifications to these harvest regulations on an annual basis, working within the schedule of the Federal late-season regulations for migratory game bird hunting.

(a) The taking, possession, transportation, and other uses of migratory birds are generally prohibited unless specifically authorized by regulation developed in accordance with the Migratory Bird Treaty Act. Therefore, harvesting migratory birds is prohibited unless regulations are established ensuring the protection of the various populations of migratory birds. Migratory bird population levels, production, and habitat conditions vary annually. These conditions differ within Alaska and throughout North America. Therefore, the regulations governing migratory bird hunting may include annual adjustments to keep harvests within acceptable levels.

(b) The development of the regulations in this part, like the development of the annual migratory game bird hunting regulations in part 20 of this chapter, involves annual data gathering programs to determine migratory bird population status and trends, evaluate habitat conditions, determine harvests, and consider other factors having an impact on the anticipated size of annual populations.

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(c) The Service proposes annual migratory game bird hunting regulations in the FEDERAL REGISTER in the spring for seasons beginning September 1 of that year. Following consideration of additional biological information and public comment, the Service publishes supplemental proposals throughout the

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summer. These are also open to public comment.

(d) Sections 92.31 through 92.39 provide for the annual harvest of migratory birds and their eggs during spring and summer for subsistence users in Alaska.

[67 FR 53517, Aug. 16, 2002, as amended at 68 FR 43028, July 21, 2003]