

**ACTION:** Notice; determination on a Tribal Resource Management Plan.

**SUMMARY:** Notice is hereby given that NMFS has a determination on the Nez Perce Tribe's Tribal Resource Management Plan (TRMP) for fall Chinook and coho salmon in the Snake River Basin, pursuant to the protective regulations promulgated for Pacific salmon and steelhead under the Endangered Species Act (ESA). The TRMP specifies the implementation of fisheries targeting fall Chinook and coho salmon in the Snake River Basin and associated monitoring. NMFS took public comments on its recommended determination for how the plan addresses the criteria in § 223.203(b)(4) prior to making its final determination.

**FOR FURTHER INFORMATION CONTACT:** Charlene Hurst, at phone number: (503) 230-5409, or via email: [Charlene.n.hurst@noaa.gov](mailto:Charlene.n.hurst@noaa.gov).

**SUPPLEMENTARY INFORMATION:**

**ESA-Listed Species Covered in This Notice**

Chinook salmon (*Oncorhynchus tshawytscha*): Threatened, naturally produced and artificially propagated Snake River Spring/Summer, and Snake River Fall.

Steelhead (*O. mykiss*): Threatened, naturally produced and artificially propagated Snake River Basin.

Sockeye salmon (*O. nerka*): Endangered, naturally produced and artificially propagated Snake River.

**Discussion of the Biological Analysis Underlying the Determination**

The TRMP defines maximum impact rates/incidental mortality for listed species. Impacts to fall Chinook salmon are defined by a harvest schedule based on natural-origin fall Chinook salmon abundance measured at Lower Granite Dam. These maximum impact rates are part of a basin-wide framework with which all fishery managers have agreed to coordinate so that impacts do not exceed these maximums.

NMFS has analyzed the effects of the TRMP on ESA-listed salmon and steelhead species and has concluded that the TRMP would not appreciably reduce the likelihood of survival and recovery of ESA-listed species, while providing for the proposed tribal treaty harvest opportunities. Our determination depends upon implementation of all of the monitoring, evaluation, reporting tasks or assignments, and enforcement activities included in the TRMP. Reporting and inclusion of new information derived from research, monitoring, and evaluation activities described in the

plan provide assurance that performance standards will be achieved in future seasons.

**Summary of Comments Received on the Proposed Evaluation and Pending Determination**

NMFS published notice of its Proposed Evaluation and Pending Determination (PEPD) on the plan for public review and comment on July 11, 2019 (84 FR 33062), as required by the Tribal 4(d) Rule. The PEPD was available for public review and comment for 30 days. No comments were received specific to the PEPD.

**Authority**

16 U.S.C. 1531-1543; subpart B, § 223.201-202 also issued under 16 U.S.C. 1361 *et seq.*; 16 U.S.C. 5503(d) for § 223.206(d)(9).

Dated: October 21, 2019.

**Angela Somma,**

*Chief, Endangered Species Conservation Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 2019-23249 Filed 10-24-19; 8:45 am]

**BILLING CODE 3510-22-P**

**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**RIN 0648-XR061**

**Endangered and Threatened Species; Take of Anadromous Fish**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice; availability of a fishery evaluation and management plan for public comment.

**SUMMARY:** Notice is hereby given that the Oregon Department of Fish and Wildlife (ODFW) has provided a Fishery Management and Evaluation Plan (FMEP) pursuant to the protective regulations promulgated for Pacific salmon and steelhead under the Endangered Species Act (ESA). The FMEP specifies the implementation of fisheries targeting Coho salmon and resident trout in Oregon waters of the Snake River Basin. This document serves to notify the public of the availability of the FMEP for comment prior to a decision by NMFS on whether to approve the proposed fisheries.

**DATES:** Comments must be received at the appropriate address (see **ADDRESSES**) no later than 5 p.m. Pacific time on November 25, 2019. Comments received after this date may not be accepted.

**ADDRESSES:** A website link to the FMEP is available under the Notices and Rules Section on our website: <https://www.fisheries.noaa.gov/region/west-coast>. Written comments on the application should be addressed to the NMFS Sustainable Fisheries Division, 1201 NE Lloyd Boulevard, Suite 1100, Portland, OR 97232. Comments may be submitted by email. The mailbox address for providing email comments is: [Snake.River.Salmon.Fisheries@noaa.gov](mailto:Snake.River.Salmon.Fisheries@noaa.gov). Include in the subject line of the email comment the following identifier: Comments on Snake River Salmon Fisheries.

**FOR FURTHER INFORMATION CONTACT:** Charlene Hurst, at phone number: (503) 230-5409, or via email: [Charlene.n.hurst@noaa.gov](mailto:Charlene.n.hurst@noaa.gov).

**SUPPLEMENTARY INFORMATION:**

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Chinook salmon (*Oncorhynchus tshawytscha*): Threatened, naturally produced and artificially propagated Snake River Spring/Summer, and Snake River Fall;

Steelhead (*O. mykiss*): Threatened, naturally produced and artificially propagated Snake River Basin;

Sockeye salmon (*O. nerka*): Endangered, naturally produced and artificially propagated Snake River.

The FMEP submitted by ODFW describes fisheries targeting adult hatchery-and natural-origin coho salmon and resident trout within Snake River Basin waters in Oregon and their boundary waters with Washington and Idaho. The FMEP was submitted to NMFS under limit 4 of the ESA 4(d) Rule for salmon and steelhead. These fisheries were designed to support recreational fishing opportunities while minimizing potential risks to ESA-listed species. The FMEP describes timing, location, harvest impact limits, licensing, gear requirements, and monitoring and evaluation. Prior to approving an FMEP, NMFS must publish notification announcing the availability of the FMEP for public review and comment.

**Authority**

16 U.S.C. 1531 1543; subpart B, § 223.201-202 also issued under 16 U.S.C. 1361 *et seq.*; 16 U.S.C. 5503(d) for § 223.206(d)(9).

Dated: October 21, 2019.

**Angela Somma,**

*Chief, Endangered Species Conservation Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 2019-23246 Filed 10-24-19; 8:45 am]

**BILLING CODE 3510-22-P**