

Compilation of fishing definitions in NOAA Fisheries law and policy

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Objective

The Magnuson-Stevens Fishery Conservation and Management Act (MSA) directs NOAA Fisheries to manage commercial and recreational fishing as separate activities. Yet, this distinction is not clear-cut in practice. Leong et al. 2020¹ summarized codified terminology related to aspects of non-commercial fishing in the Pacific Islands, including consistencies and inconsistencies in usage. This document expands this effort to all regions of NOAA Fisheries.

Non-Commercial Fishing Tables

The non-commercial fishing tables identify how fishing terms are used in law, policy, and regulatory documents in regions and monuments. The tables are to read as follows:

Cell Text

- The cell displays the verbatim quote from the source document containing the terminology, which is highlighted in **bold**.
- Definitions of each term were initially sought within each document. If the definition was found, it is labeled *Definition*. If definition was not found but the terminology appeared in the document, it is labeled *Term Only*.
- N/A indicates terminology was not defined or mentioned within the source document.

Cell Background Color

- **Light blue** is displayed when the term is defined in at least one of the documents that guide the geographic area and is used consistently.
- **Blue** is displayed when the term is used within that document but has not been defined in any documents that guide the geographic area.
- **Dark blue** is displayed when the term is defined or used inconsistently across documents specific to a geographic area.

¹ Leong KM, Torres A, Wise S, Hospital J. 2020. Beyond recreation: when fishing motivations are more than sport or pleasure. NOAA Admin Rep. H-20-05, 57 p. <https://doi.org/10.25923/k5hk-x319>

Key Highlights

The documents codify the majority of non-commercial fishing terminology in some capacity, while others use but do not formally define the terminology. Some key terms are not clearly defined but are used throughout the policy and regulatory documents. Highlights include:

- “Exempted or Experimental Fishing”—Only defined in the Magnuson Stevens Act (National Law)
- “Compensation Fishing” —Only defined in the Magnuson Stevens Act (National Law)
- “Non-commercial Fishing” —Only defined in the western Pacific Region
- “Sport Fishing”— Only defined in The Alaska Regional Policies
- “Artisanal Fishing” —Only defined in the Northwest Region
- “Customary Rights” —Only defined in the Pacific Islands—Papahānaumokuākea Marine National Monument
- “Sustenance Fishing” —Defined in Papahānaumokuākea Marine National Monument, but not formally defined anywhere else.
- “Traditional Fishing” —Most usages of this term do not specify Indigenous or not. In the western Pacific, the term “Traditional Indigenous Fishing” is used but not defined.
- “Customary Exchange” —Only defined in the western Pacific Region (“Customary trade” however is defined in Alaska regional policies and is included as a definition for “Customary Exchange”)

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Table 1. National Laws

	Magnuson Stevens Act: Title 16 & MSA Provisions: Title 50	Modernizing Recreational Fisheries Management Act	National Marine Sanctuaries Act
Non-commercial	N/A	N/A	N/A
Recreational	<i>Definition:</i> “The term “ recreational fishing ” means fishing for sport or pleasure.” (16 U.S.C. § 1802, 2011 Pg. 1863)	<i>Term Only:</i> “While both provide significant cultural and economic benefits to the Nation, recreational fishing and commercial fishing are different activities.”	<i>Term Only:</i> the present and potential uses of the area that depend on maintenance of the area’s resources, including commercial and recreational fishing , subsistence uses other commercial and recreational activities, and research and education Pg. 3
	<i>Term mentioned 7 times (Title 16) Term mentioned 140 times (Title 50) (147 including titles/headings)</i>	<i>Term mentioned 12 times (27 including titles/headings)</i>	<i>Term mentioned 11 times</i>
Sustenance	N/A	N/A	N/A
Subsistence	<i>Term Only:</i> “A fishing community is a social or economic group whose members reside in a specific location and share a common dependency on commercial, recreational, or subsistence fishing or on directly related fisheries-dependent services and industries (for example, boatyards, ice suppliers, tackle shops).” (50 U.S.C. § 600.345, 2011)	N/A	<i>Term Only:</i> the present and potential uses of the area that depend on maintenance of the area's resources, including commercial and recreational fishing, subsistence uses other commercial and recreational activities, and research and education Pg. 3
	<i>Term mentioned 7 times (Title 50)</i>		<i>Term mentioned 3 times</i>
Traditional	N/A	N/A	N/A
Customary exchange	N/A	N/A	N/A
Charter	<i>Definition:</i> “The term ‘ charter fishing ’ means fishing from a vessel carrying a passenger for hire (as defined in section 2101(21a) of title 46) who is engaged in recreational fishing.” (16 U.S.C. § 1802, 2011)	<i>Term Only:</i> “MIXED-USE FISHERY.—The term “mixed-use fishery” means a Federal fishery in which 2 or more of the following occur: (A) Recreational fishing. (B) Charter fishing . (C) Commercial fishing.”	N/A
	<i>Term mentioned once (Title 16) Term mentioned 15 times (Title 50)</i>	<i>Term mentioned once</i>	
Compensation	<i>Definition:</i> “ Compensation fishing means fishing conducted for	N/A	N/A

	Magnuson Stevens Act: Title 16 & MSA Provisions: Title 50	Modernizing Recreational Fisheries Management Act	National Marine Sanctuaries Act
	<p>the purpose of recovering costs associated with resource surveys and scientific studies that support the management of a fishery, or to provide incentive for participation in such studies. Compensation fishing may include fishing during or subsequent to such surveys or studies.” (50 U.S.C. § 600.10, 2011)</p> <p><i>Term mentioned 9 times (Title 50) (10 including titles/headings)</i></p>		
Exempted or Experimental	<p><i>Definition:</i> “Exempted or experimental fishing means fishing from a vessel of the United States that involves activities otherwise prohibited by this Chapter VI, but that are authorized under an exempted fishing permit (EFP). The regulations in §600.745 refer exclusively to exempted fishing. References elsewhere in this chapter to experimental fishing mean exempted fishing under this part.” (50 U.S.C. § 600.10, 2011)</p> <p><i>Term exempted fishing mentioned 15 times (16 including titles/headings), and experimental mentioned twice (Title 50)</i></p>	N/A	N/A
Customary Rights	N/A	N/A	N/A
Artisanal	N/A	N/A	N/A
Sport	<p><i>Term only:</i> “The term “recreational fishing” means fishing for sport or pleasure.” (16 U.S.C. § 1802, 2011)</p> <p><i>Term mentioned once</i></p>	N/A	N/A

Table 2. National Policies

	National Saltwater Recreational Fisheries Policy	Executive Order 12962 of June 7, 1995 Recreational Fisheries	Code of Federal Regulations: National Marine Sanctuary Program Regulations
Non-commercial	<i>Term Only:</i> “This policy pertains to non-commercial activities of fishermen who fish for sport or pleasure, as set out in the MSA definition of recreational fishing, whether retaining (e.g., consuming, sharing) or releasing their catches, as well as the businesses and industries (e.g., the for-hire fleets, bait and tackle businesses, tournaments) which support them.” (Pg.3)	N/A	<i>Term only:</i> Subsistence use means the customary and traditional use by rural residents of areas near or in the marine environment for direct personal or family consumption as food, shelter, fuel, clothing, tools, or transportation; for the making and selling of handicraft articles; and for barter, if for food or non-edible items other than money, if the exchange is of a limited and non-commercial nature. 15 C.F.R §922.3
	<i>Term mentioned once</i>		<i>Term mentioned once</i>
Recreational	<i>Term Only:</i> “This policy pertains to non-commercial activities of fishermen who fish for sport or pleasure, as set out in the MSA definition of recreational fishing , whether retaining (e.g., consuming, sharing) or releasing their catches, as well as the businesses and industries (e.g., the for-hire fleets, bait and tackle businesses, tournaments) which support them.” (Pg. 3)	<i>Term only:</i> Federal agencies shall, to the extent permitted by law and where practicable, and in cooperation with States and Tribes, improve the quantity, function, sustainable productivity, and distribution of U.S. aquatic resources for increased recreational fishing opportunities. (EO 12962)	<i>Term only:</i> Sanctuary resource means any living or non-living resource of a National Marine Sanctuary that contributes to the conservation, recreational , ecological, historical, research, educational, or aesthetic value of the Sanctuary. 15 C.F.R §922.3
	<i>Term mentioned 34 times (41 including titles/headings)</i>	<i>Term mentioned 18 times, (23 including titles/headings)</i>	<i>Term mentioned once</i>
Sustenance	N/A	N/A	N/A
Subsistence	N/A	N/A	Definition: Subsistence use means the customary and traditional use by rural residents of areas near or in the marine environment for direct personal or family consumption as food, shelter, fuel, clothing, tools, or transportation; for the making and selling of handicraft articles; and for barter, if for food or non-edible items other than money, if the exchange is

	National Saltwater Recreational Fisheries Policy	Executive Order 12962 of June 7, 1995 Recreational Fisheries	Code of Federal Regulations: National Marine Sanctuary Program Regulations
			of a limited and non-commercial nature. 15 C.F.R §922.3
			<i>Term mentioned once</i>
Traditional	N/A	N/A	<i>Definition: Traditional fishing</i> means those commercial or recreational fishing methods which have been conducted in the past within the Sanctuary. 15 C.F.R § 922.141
			<i>Term mentioned once</i>
Customary exchange	N/A	N/A	<i>Term only:</i> Subsistence use means the customary and traditional use by rural residents of areas near or in the marine environment for direct personal or family consumption as food, shelter, fuel, clothing, tools, or transportation; for the making and selling of handicraft articles; and for barter, if for food or non-edible items other than money, if the exchange is of a limited and non-commercial nature. 15 C.F.R § 922.3
			<i>Term mentioned once</i>
Charter	N/A	N/A	N/A
Compensation	N/A	N/A	N/A
Exempted or Experimental	N/A	N/A	N/A
Customary Rights	N/A	N/A	N/A
Artisanal	N/A	N/A	N/A
Sport	<i>Term Only:</i> "This policy pertains to non-commercial activities of fishermen who fish for sport or pleasure, as set out in the MSA definition of recreational fishing, whether retaining (e.g., consuming, sharing) or releasing their catches, as well as the businesses and industries (e.g., the for-hire fleets, bait and tackle businesses, tournaments) which support them." (Pg. 3)	N/A	N/A
	<i>Term mentioned once</i>		

Table 3. Western Pacific Region

	Code of Federal Regulations: Fisheries in the Western Pacific
Non-commercial	<p><i>Definition:</i> “Non-commercial fishing means fishing that does not meet the definition of commercial fishing in the Magnuson-Stevens Fishery Conservation and Management Act, and includes, but is not limited to, sustenance, subsistence, traditional indigenous, and recreational fishing.” (50 CFR § 665.12, 2010)</p> <p><i>Term mentioned once</i></p>
Recreational	<p><i>Definition:</i> “Recreational fishing means fishing conducted for sport or pleasure, including charter fishing.” (50 CFR § 665.12, 2010)</p> <p><i>Term mentioned twice</i></p>
Sustenance	<p><i>Term Only:</i> “Non-commercial fishing means fishing that does not meet the definition of commercial fishing in the Magnuson-Stevens Fishery Conservation and Management Act, and includes, but is not limited to, sustenance, subsistence, traditional indigenous, and recreational fishing.” (50 CFR § 665.12, 2010)</p> <p><i>Term mentioned once</i></p>
Subsistence	<p><i>Term Only:</i> “Non-commercial fishing means fishing that does not meet the definition of commercial fishing in the Magnuson-Stevens Fishery Conservation and Management Act, and includes, but is not limited to, sustenance, subsistence, traditional indigenous, and recreational fishing.” (50 CFR § 665.12, 2010)</p> <p><i>Term mentioned once</i></p>
Traditional	<p><i>Term Only:</i> “Non-commercial fishing means fishing that does not meet the definition of commercial fishing in the Magnuson-Stevens Fishery Conservation and Management Act, and includes, but is not limited to, sustenance, subsistence, traditional indigenous, and recreational fishing.” (50 CFR § 665.12, 2010)</p> <p><i>Term mentioned once</i></p>
Customary exchange	<p><i>Definition:</i> “Customary exchange means the non-market exchange of marine resources between fishermen and community residents, including family and friends of community residents, for goods, and/or services for cultural, social, or religious reasons. Customary exchange may include cost recovery through monetary reimbursements and other means for actual trip expenses, including but not limited to ice, bait, fuel, or food, that may be necessary to participate in fisheries in the western Pacific. Actual trip expenses do not include expenses that a fisherman would incur without making a fishing trip, including expenses relating to dock space, vessel mortgage payments, routine vessel maintenance, vessel registration fees, safety equipment required by U.S. Coast Guard, and other incidental costs and expenses normally associated with ownership of a vessel.” (50 CFR § 665.12, 2010)</p> <p><i>Term mentioned twice</i></p>
Charter	<p><i>Term Only:</i> “Recreational fishing means fishing conducted for sport or pleasure, including charter fishing.” (50 CFR § 665.12, 2010)</p> <p><i>Term mentioned once</i></p>
Compensation	N/A
Exempted or Experimental	N/A
Customary Rights	N/A
Artisanal	N/A
Sport	<p><i>Term only:</i> “Recreational fishing means fishing conducted for sport or pleasure, including charter fishing.” (50 CFR. § 665.12, 2010)</p> <p><i>Term mentioned once</i></p>

Table 4. Pacific Islands—Papahānaumokuākea Marine National Monument

	Proclamation No. 94768 and No. 8031	Code of Federal Regulations: Papahānaumokuākea Marine National Monument	Fishery Ecosystem Plan for the Hawai'i Archipelago	Fishery Management Plan
Non-commercial	<i>Term Only:</i> “ Non-commercial fishing , provided that the fish harvested, either in whole or in part, cannot enter commerce through sale, barter, or trade, and that the resource is managed sustainably.” (Proclamation No. 9478, 3 <i>CFR</i> , 2017 pg. 237)	<i>Term Only:</i> “Native Hawaiian Practices means cultural activities conducted for the purposes of perpetuating traditional knowledge, caring for and protecting the environment and strengthening cultural and spiritual connections to the Northwestern Hawaiian Islands that have demonstrable benefits to the Native Hawaiian community. This may include, but is not limited to, the non-commercial use of Monument resources for direct personal consumption while in the Monument.” (50 <i>CFR</i> § 404.3, 2013)	<i>Term Only:</i> “Federal bottomfish permit is required for vessel owners and fishermen to conduct vessel-based non-commercial fishing for any bottomfish management unit species in Federal waters around the MHI (except customers of charter fishing trips).” (Pg. 138)	<i>Term only:</i> “Native Hawaiian Practices: Cultural activities conducted for the purposes of perpetuating traditional knowledge, caring for and protecting the environment, and strengthening cultural and spiritual connections to the Northwestern Hawaiian Islands that have demonstrable benefits to the Native Hawaiian community. This term may include, but is not limited to, the noncommercial use of monument resources for direct personal consumption while in the Monument.” (Pg. 236)
	<i>Term mentioned twice</i>	<i>Term mentioned twice</i>	<i>Term mentioned 19 times</i>	<i>Term mentioned 3 times</i>
Recreational	N/A	N/A	<i>Definition:</i> “ Recreational Fishing: Fishing for sport or pleasure.” (Pg. xviii)	N/A
			<i>Term mentioned 52 times</i>	
Sustenance	<i>Definition:</i> “ Sustenance fishing means fishing for bottomfish or pelagic species that are consumed within the monument, and is incidental to an activity permitted under this proclamation. The Secretaries may permit sustenance fishing	<i>Definition:</i> “ Sustenance fishing means fishing for bottomfish or pelagic species in which all catch is consumed within the Monument, and that is incidental to an activity permitted under this part.” (50 <i>CFR</i> § 404.3)	<i>Term Only:</i> “Native Hawaiian cultural practices, including sustenance fishing may, however, be permitted to continue.” (Pg. 6)	<i>Definition:</i> “For the Monument, sustenance fishing means fishing for bottomfish or pelagic species in which all catch is consumed within the Monument, and that is incidental to an activity permitted.” (Pg. 339)

	Proclamation No. 94768 and No. 8031	Code of Federal Regulations: Papahānaumokuākea Marine National Monument	Fishery Ecosystem Plan for the Hawai'i Archipelago	Fishery Management Plan
	outside of any Special Preservation Area as a term or condition of any permit issued under this proclamation.” (Proclamation No. 8031, 3 CFR, 2017 pg. 75)			
	<i>Term mentioned 4 times</i>	<i>Term mentioned 6 times</i>	<i>Term mentioned twice</i>	<i>Term mentioned 8 times</i>
Subsistence	<i>Term Only:</i> “Native Hawaiian practices, including exercise of traditional, customary, cultural, subsistence , spiritual, and religious practices within the Monument Expansion.” (Proclamation No. 9478, 3 CFR, 2017 pg. 236)	N/A	<i>Term Only:</i> “Proclamation No. 8031 directs the Secretaries to allow all permitted vessels to conduct subsistence fishing while in the monument and, directs the Secretaries to prohibit commercial fishing in the monument five years from the date of the monument designation.” (Pg. 238)	<i>Term Only:</i> “OHA also assures the perpetuation of Hawaiian cultural resources in the Monument, including the customary and traditional rights and practices of Native Hawaiians exercised for subsistence , cultural, and religious purposes under the Constitution of the State of Hawai'i.” (Pg. 87)
	<i>Term mentioned once</i>		<i>Term mentioned 38 times</i>	<i>Term mentioned 6 times</i>
Traditional	N/A	N/A	N/A	N/A
Customary exchange	N/A	N/A	N/A	N/A
Charter	N/A	N/A	<i>Definition:</i> “ Charter Fishing: Fishing from a vessel carrying a passenger for hire (as defined in section 2101(21a) of Title 46, United States Code) who is engaged in recreational fishing.” (Pg. xiv)	N/A
			<i>Term mentioned 11 times</i>	
Compensation	N/A	N/A	N/A	N/A
Exempted or Experimental	N/A	N/A	N/A	N/A

	Proclamation No. 94768 and No. 8031	Code of Federal Regulations: Papahānaumokuākea Marine National Monument	Fishery Ecosystem Plan for the Hawai'i Archipelago	Fishery Management Plan
Customary Rights	N/A	N/A	N/A	<i>Definition:</i> " Customary rights: Rights customarily and traditionally exercised for subsistence, cultural, and religious purposes and possessed by ahupua'a tenants who are descendants of Native Hawaiians who inhabited the Hawaiian Islands prior to 1778." (Pg. 333) <i>Term mentioned 4 times</i>
Artisanal	N/A	N/A	N/A	N/A
Sport	N/A	N/A	<i>Term only:</i> "Recreational Fishing: Fishing for sport or pleasure." (Pg. xviii) <i>Term mentioned twice</i>	<i>Term only:</i> " Sport and commercial fishing was eliminated, or is being phased out, within the Monument." (Pg. 175) <i>Term mentioned 3 times</i>

Table 5. Pacific Islands—Marianas Trench Marine National Monument

	Proclamation No. 8335, 3 CFR, 2010	Fishing Permit Procedures and Criteria (50 CFR § 665.905)	Fishery Ecosystem Plan for the Mariana Archipelago (Western Pacific Regional Fishery Management Council, 2009)
Non-commercial	N/A	<i>Term Only:</i> “(a) Marianas Trench Monument Islands Unit non-commercial permit (1) Applicability. Both the owner and operator of a vessel used to non-commercially fish for, take, retain, or possess MUS in the Islands Unit must have a permit issued under this section, and the permit must be registered for use with that vessel.” <i>Term mentioned 3 times</i>	N/A
Recreational	<i>Term Only:</i> “Subject to such terms and conditions as the Secretary of Commerce deems necessary for the care and management of the objects of the Islands Unit, the Secretary, consistent with Executive Order 12962 of June 7, 1995, as amended, shall ensure that sustenance, recreational , and traditional indigenous fishing shall be managed as a sustainable activity consistent with other applicable law and after due consideration with respect to traditional indigenous fishing of any determination by the Government of the Commonwealth of the Northern Mariana Islands.” (p.4) <i>Term mentioned 4 times</i>	N/A	<i>Definition:</i> “ Recreational Fishing: Fishing for sport or pleasure.” (Pg. xvii) <i>Term mentioned 25 times (27 including titles/headings)</i>
Sustenance	<i>Term Only:</i> “Subject to such terms and conditions as the Secretary of Commerce deems necessary for the care and management of the objects of the Islands Unit, the Secretary, consistent with Executive Order 12962 of June 7, 1995, as amended,	N/A	<i>Term Only:</i> “Proclamation 8335 directs the Secretary of Commerce to prohibit commercial fishing within the Islands Unit of the monument (i.e., within 50 nm of the islands of Maug, Farallon de Pajaros and Asuncion) but allow sustenance fishing ,

	Proclamation No. 8335, 3 CFR, 2010	Fishing Permit Procedures and Criteria (50 CFR § 665.905)	Fishery Ecosystem Plan for the Mariana Archipelago (Western Pacific Regional Fishery Management Council, 2009)
	shall ensure that sustenance , recreational, and traditional indigenous fishing shall be managed as a sustainable activity consistent with other applicable law and after due consideration with respect to traditional indigenous fishing of any determination by the Government of the Commonwealth of the Northern Mariana Islands.” (Pg. 4) <i>Term mentioned once</i>		recreational and traditional indigenous fishing after consultation with the Government of CNMI.” (p. 206). <i>Term mentioned once</i>
Subsistence	<i>Term Only:</i> “Traditional access by indigenous persons, as identified by the Secretaries in consultation with the Government of the Commonwealth of the Northern Mariana Islands, for culturally significant subsistence , cultural and religious uses within the monument.” (Pg. 4) <i>Term mentioned once</i>	N/A	<i>Definition:</i> “ Subsistence Fishing: Fishing to obtain food for personal and/or community use rather than for profit sales or recreation” (p. xviii). <i>Term mentioned 39 times (41 including titles/headings)</i>
Traditional	<i>Term Only:</i> “Subject to such terms and conditions as the Secretary of Commerce deems necessary for the care and management of the objects of the Islands Unit, the Secretary, consistent with Executive Order 12962 of June 7, 1995, as amended, shall ensure that sustenance, recreational, and traditional indigenous fishing shall be managed as a sustainable activity consistent with other applicable law and after due consideration with respect to traditional indigenous fishing of any determination by the Government of the Commonwealth of the Northern Mariana Islands” (p. 4).	N/A	<i>Term Only:</i> “Proclamation 8335 directs the Secretary of Commerce to prohibit commercial fishing within the Islands Unit of the monument (i.e., within 50 nm of the islands of Maug, Farallon de Pajaros and Asuncion) but allow sustenance fishing, recreational and traditional indigenous fishing after consultation with the Government of CNMI” (p. 206).

	Proclamation No. 8335, 3 CFR, 2010	Fishing Permit Procedures and Criteria (50 CFR § 665.905)	Fishery Ecosystem Plan for the Mariana Archipelago (Western Pacific Regional Fishery Management Council, 2009)
	<i>Term mentioned 4 times</i>		<i>Term mentioned 25 times</i>
Customary exchange	N/A	<i>Term Only:</i> "(3) Terms and conditions. (i) Customary exchange of fish harvested within the Islands Unit under a non-commercial permit is allowed, except that customary exchange by fishermen engaged in recreational fishing is prohibited." <i>Term is mentioned 4 times</i>	N/A
Charter	N/A	N/A	<i>Definition:</i> " Charter Fishing: Fishing from a vessel carrying a passenger for hire (as defined in section 2101(21a) of Title 46, United States Code) who is engaged in recreational fishing" (Pg. x111). <i>Term mentioned 12 times</i>
Compensation	N/A	N/A	N/A
Exempted or Experimental	N/A	N/A	N/A
Customary Rights	N/A	N/A	N/A
Artisanal	N/A	N/A	<i>Term Only:</i> "Reefs near the inhabited islands are heavily used for small-scale artisanal , recreational, and subsistence fisheries." (Pg.172) <i>Term mentioned once</i>
Sport	N/A	N/A	N/A

Table 6. Pacific Islands—Pacific Remote Islands Marine National Monument

	Proclamation No. 8336	Code of Federal Regulations: Fishing Permit Procedures and Criteria	Fishery Ecosystem Plan for the Pacific Remote Island Areas
Non-commercial	<i>Term Only:</i> "The respective Secretaries may permit noncommercial fishing upon request, at specific locations in accordance with this proclamation." (Pg. 12)	<i>Term Only:</i> "(a) Non-commercial fishing—(1) Applicability. Except as provided in section 665.934(d), a vessel that is used to non-commercially fish for, take, retain, or possess MUS in the Monument must be registered for use with a permit issued pursuant to §§665.603, 665.624, 665.642, 665.662, 665.801(f), or 665.801(g)." (50 <i>CFR</i> § 665.935)	N/A
	<i>Term mentioned once</i>	<i>Term mentioned 40 times (42 including titles/headings)</i>	
Recreational	<i>Term Only:</i> "The Secretary shall provide a process to ensure that recreational fishing shall be managed as a sustainable activity in certain areas of the monument, consistent with Executive Order 12962 of June 7, 1995, as amended, and other applicable law." (Pg.12)	<i>Term Only:</i> "(b) Pacific Remote Islands Monument recreational charter permit— (1) Applicability. Except as provided in §665.934(d), both the owner and operator of a vessel that is chartered to recreationally fish for, take, retain, or possess MUS in the Monument must have a permit issued under this section, and the permit must be registered for use with that vessel. Charter boat customers are not required to obtain a permit." (50 <i>CFR</i> § 665.935)	<i>Definition:</i> " Recreational Fishing: Fishing for sport or pleasure." (Pg. xv)
	<i>Term mentioned once</i>	<i>Term mentioned 16 times</i>	<i>Term mentioned 20 times (22 including titles/headings)</i>
Sustenance	N/A	N/A	N/A
Subsistence	N/A	N/A	<i>Definition:</i> " Subsistence Fishing: Fishing to obtain food for personal and/or community use rather than for profit sales or recreation." (Pg. xvi)
			<i>Term mentioned 10 times</i>
Traditional	N/A	N/A	N/A
Customary exchange	N/A	<i>Term Only:</i> "(2) Terms and conditions. Customary exchange of	N/A

	Proclamation No. 8336	Code of Federal Regulations: Fishing Permit Procedures and Criteria	Fishery Ecosystem Plan for the Pacific Remote Island Areas
		fish harvested in the Monument is prohibited.” (50 CFR § 665.935)	
		<i>Term mentioned 12 times</i>	
Charter	N/A	N/A	Definition: “ Charter Fishing : Fishing from a vessel carrying a passenger for hire (as defined in section 2101(21a) of Title 46, United States Code) who is engaged in recreational fishing .” (Pg.xi)
			<i>Term mentioned twice</i>
Compensation	N/A	N/A	N/A
Exempted or Experimental	N/A	N/A	N/A
Customary Rights	N/A	N/A	N/A
Artisanal	N/A	N/A	N/A
Sport	N/A	N/A	<i>Term only</i> : “Recreational fishing: fishing for Sport or pleasure.” (Pg. xv)
			<i>Term mentioned once</i>

Table 7. Pacific Islands—National Marine Sanctuary of American Samoa (Rose Atoll Unit)

	Proclamation No. 8337	Code of Federal Regulations: Fishing Permit Procedures and Criteria	Fishery Ecosystem Plan for the American Samoa Archipelago	Fagatele Bay Management Plan and Environmental Impact Statement
Non-commercial	<i>Term Only:</i> "Subject to such terms and conditions as the Secretaries deem necessary for the care and management of the objects of this monument, the Secretaries may permit noncommercial and sustenance fishing or, after consultation with the Government of American Samoa, traditional indigenous fishing within the monument." (Pg. 22)	<i>Term Only:</i> "(a) Rose Atoll Monument non-commercial fishing permit—(1) Applicability. Both the owner and operator of a vessel used to non-commercially fish for, take, retain, or possess MUS in the Monument must have a permit issued under this section, and the permit must be registered for use with that vessel." (50 CFR § 665.965)	N/A	<i>Term Only:</i> "The proposed 12 nm no-take zone would have no impact on fisheries due to the current state of the local fleet and the distance required to travel for non-commercial fishing ." (Pg. 370)
	<i>Term mentioned once</i>	<i>Term mentioned 40 times (42 including titles/headings)</i>		<i>Term mentioned 7 times</i>
Recreational	<i>Term Only:</i> "The Secretaries of the Interior and Commerce, respectively, in consultation with the Government of American Samoa, shall provide for a process to ensure that recreational fishing shall be managed as a sustainable activity consistent with Executive Order 12962 of June 7, 1995, as amended, and other applicable law." (Pg. 22)	<i>Term Only:</i> "(b) Rose Atoll Monument recreational charter permit —(1) Applicability. Both the owner and operator of a vessel that is chartered to fish recreationally for, take, retain, or possess MUS in the Monument must have a permit issued under this section, and the permit must be registered for use with that vessel. Charter boat customers are not required to obtain a permit." (50 CFR § 665.965)	<i>Definition:</i> " Recreational Fishing: Fishing for sport or pleasure." (Pg. xv)	<i>Term Only:</i> "Subsistence and recreational fishing activities occur in this unit." (Pg. 169)
	<i>Term mentioned once</i>	<i>Term mentioned 16 times</i>	<i>Term mentioned 19 times (21 including titles/headings)</i>	<i>Term mentioned 100 times (105 including titles/headings)</i>

	Proclamation No. 8337	Code of Federal Regulations: Fishing Permit Procedures and Criteria	Fishery Ecosystem Plan for the American Samoa Archipelago	Fagatele Bay Management Plan and Environmental Impact Statement
Sustenance	<p><i>Term Only:</i> "Subject to such terms and conditions as the Secretaries deem necessary for the care and management of the objects of this monument, the Secretaries may permit noncommercial and sustenance fishing or, after consultation with the Government of American Samoa, traditional indigenous fishing within the monument." (Pg. 22)</p> <p><i>Term mentioned once</i></p>	N/A	<p><i>Term Only:</i> "Proclamation 8337 directs the Secretaries to prohibit commercial fishing within the monument but allows noncommercial and sustenance fishing or, after consultation with the Government of American Samoa, traditional indigenous fishing within the monument." (Pg. 180)</p> <p><i>Term mentioned once</i></p>	N/A
Subsistence	N/A	N/A	<p><i>Definition:</i> "Subsistence Fishing: Fishing to obtain food for personal and/or community use rather than for profit sales or recreation." (Pg. xvi)</p>	<p><i>Term Only:</i> "In addition to the support for Alternative 3B, DMWR expressed concerns with some of the proposed regulations, including 1) closing part of East Bank to fishing, 2) the need for a mechanism to allow scientific collections within sanctuary units, 3) the need for close consultation with the families associated with the Fagalua/Fogama'a and Swains Island units, 4) the need for close coordination with NPS and USFWS regarding the Ta'u and Muliāva units, 5) that subsistence fishing be allowed at all sanctuary sites." (Pg. 48)</p>

	Proclamation No. 8337	Code of Federal Regulations: Fishing Permit Procedures and Criteria	Fishery Ecosystem Plan for the American Samoa Archipelago	Fagatele Bay Management Plan and Environmental Impact Statement
			<i>Term mentioned 29 times (31 including titles/headings)</i>	<i>Term mentioned 102 times (106 including titles/headings)</i>
Traditional	<i>Term Only:</i> “Subject to such terms and conditions as the Secretaries deem necessary for the care and management of the objects of this monument, the Secretaries may permit noncommercial and sustenance fishing or, after consultation with the Government of American Samoa, traditional indigenous fishing within the monument.” (Pg. 22)	N/A	<i>Term Only:</i> “Proclamation 8337 directs the Secretaries to prohibit commercial fishing within the monument but allows noncommercial and sustenance fishing or, after consultation with the Government of American Samoa, traditional indigenous fishing within the monument.” (Pg. 180)	<i>Term Only:</i> “This action would thus prohibit noncommercial, sustenance, traditional indigenous , and recreational harvesting in the pelagic waters surrounding the atoll out to 12 nm.” (Pg. 367)
	<i>Term mentioned twice</i>		<i>Term mentioned 26 times</i>	<i>Term mentioned 105 times (111 including titles/headings)</i>
Customary exchange	N/A	<i>Term Only:</i> “(3) Terms and conditions. (i) Customary exchange of fish harvested under a non-commercial permit within the Monument is allowed, except that customary exchange by fishermen engaged in recreational fishing is prohibited.” (50 CFR § 665.965)	N/A	N/A
		<i>Term mentioned 12 times</i>		
Charter	N/A	<i>Term Only:</i> “(b) Rose Atoll Monument recreational charter permit— (1) Applicability. Both the owner and operator of a vessel that is chartered to fish recreationally for, take,	<i>Definition:</i> “ Charter Fishing: Fishing from a vessel carrying a passenger for hire (as defined in section 2101(21a) of Title 46, United States Code) who is	<i>Term Only:</i> “While the amount of recreational and charter fishing is unknown in the Manu’a group, these activities are not restricted at the Ta’u unit.” (Pg. 353)

	Proclamation No. 8337	Code of Federal Regulations: Fishing Permit Procedures and Criteria	Fishery Ecosystem Plan for the American Samoa Archipelago	Fagatele Bay Management Plan and Environmental Impact Statement
		retain, or possess MUS in the Monument must have a permit issued under this section, and the permit must be registered for use with that vessel. Charter boat customers are not required to obtain a permit.” (50 CFR § 665.965)	engaged in recreational fishing.” (Pg. xi)	
		<i>Term mentioned 28 times</i>	<i>Term mentioned twice</i>	<i>Term mentioned 31 times (33 including titles/headings)</i>
Compensation	N/A	N/A	N/A	N/A
Exempted or Experimental	N/A	N/A	N/A	N/A
Customary Rights	N/A	N/A	N/A	N/A
Artisanal	N/A	N/A	N/A	<i>Term Only: “Artisanal fisheries are small-scale fisheries that generally use small boats and traditional fishing techniques, and are critical to food security and livelihoods of developing nations.” (Pg. 115)</i>
				<i>Term mentioned 60 times (62 including titles/headings)</i>
Sport	N/A	N/A	N/A	<i>Term only: “While data to determine the impacts of the alternatives on sport fishing are lacking, potential impacts to sport fishing and the growing charter fishing industry have been mitigated with the final preferred alternative to less than significant, while retaining</i>

	Proclamation No. 8337	Code of Federal Regulations: Fishing Permit Procedures and Criteria	Fishery Ecosystem Plan for the American Samoa Archipelago	Fagatele Bay Management Plan and Environmental Impact Statement
				high levels of protection for sanctuary resources.” <i>Term mentioned 14 times (15 including titles/headings)</i>

Table 8. Alaska Regional Policies

	Code of Federal Regulations 50 CFR Part 300 Subpart E Pacific Halibut Fisheries	Cooperative Agreement Between the National Oceanic and Atmospheric Administration and the Alaska Eskimo Whaling Commission
Non-commercial	N/A	N/A
Recreational	N/A	N/A
Sustenance	N/A	N/A
Subsistence	<p><i>Term only:</i> “Subsistence means, with respect to waters in and off Alaska, the non-commercial, long-term, customary and traditional use of halibut. Subsistence halibut means halibut caught by a rural resident or a member of an Alaska Native tribe for direct personal or family consumption as food, sharing for personal or family consumption as food, or customary trade.”</p>	<p><i>Term only:</i> “The purposes of this agreement are to protect the bowhead whale and the Eskimo culture, to promote scientific investigation of the bowhead whale, and to effectuate the other purposes of the Marine Mammal Protection Act, the Whaling Convention Act and the Endangered Species Act as these acts may relate to aboriginal subsistence whaling. Insure an efficient subsistence harvest of bowhead whales. The regulations contained herein apply to the subsistence hunting of whales by Eskimos who are members of the Alaska Eskimo Whaling Commission.</p>
	<i>Term mentioned 125 times</i>	<i>Term mentioned 6 times</i>
Traditional	N/A	N/A
Customary exchange	<p><i>Definition:</i> “Customary trade means, for purposes of the subsistence fishery for Pacific halibut in waters in and off Alaska, the non-commercial exchange of subsistence halibut for anything other than items of significant value.”</p>	N/A
	<i>Term mentioned 8 times</i>	
Charter	<p><i>Term only:</i> “Charter vessel, for purposes of §§300.65, 300.66, and 300.67, means a vessel used while providing or receiving sport fishing guide services for halibut. Charter vessel angler, for purposes of §§300.65, 300.66, and 300.67, means a person, paying or non-paying, receiving sport fishing guide services for halibut. Charter vessel fishing trip, for purposes of §§300.65, 300.66, and 300.67, means the time period between the first deployment of fishing gear into the water from a charter vessel by a charter vessel angler and the offloading of one or more charter vessel anglers or any halibut from that vessel.</p>	N/A
	<i>Term mentioned 345 times (349 times including titles/headings)</i>	
Compensation	N/A	N/A

	Code of Federal Regulations 50 CFR Part 300 Subpart E Pacific Halibut Fisheries	Cooperative Agreement Between the National Oceanic and Atmospheric Administration and the Alaska Eskimo Whaling Commission
Exempted or Experimental	N/A	N/A
Customary Rights	N/A	N/A
Artisanal	N/A	N/A
Sport	<p><i>Definition: Sport fishing</i> means: (1) In regulatory area 2A, all fishing other than commercial fishing and treaty Indian ceremonial and subsistence fishing; and (2) In waters in and off Alaska, all fishing other than commercial fishing and subsistence fishing.</p> <p><i>Term mentioned 68 times</i></p>	N/A

Table 9. Alaska Regional Plans

	FMP for fish resources of the Arctic Management Area	Bering Sea Fishery Ecosystem Plan	Bering Sea/Aleutian Islands King Crab and Tanner Crab Fishery Management Plan
Non-commercial	N/A	N/A	N/A
Recreational	<i>Term only:</i> “At this time, there are few recreational fisheries in the Arctic Management Area, including no catch and release fishery management programs. Most recreational catch in the Arctic likely would occur in state waters and thus fall under the classification of sport, subsistence, or personal use fisheries, these fisheries are regulated by Alaska state law” (Pg. 47)	<i>Definition:</i> “NOAA defines subsistence fishing in comparison with commercial or recreational fishing: Recreational – fishing for sport or pleasure.” (Pg. 81)	N/A
	<i>Term mentioned 12 times (13 including titles/headings)</i>	<i>Term mentioned 18 times (20 including titles/headings)</i>	
Sustenance	N/A	N/A	N/A
Subsistence	<i>Term only:</i> “ Subsistence fishing is an important part of the economic, nutritional, and cultural lifestyle of local residents of the Arctic. Subsistence fishing occurs throughout the coastal region of the Arctic Management Area by residents of villages in this region. Fishing activities occur near human settlements of Wainwright, Barrow, Nuiqsut, and Kaktovik, but also occur in all nearshore areas during open water seasons. Some activities occur to a limited extent in this area during winter. In winter, fishing is generally conducted by gill nets threaded through holes in the ice or by jigging. In summer, rod and reel, gill net, and jigging are techniques used to capture fish. Species harvested for subsistence purposes include Pacific herring, Dolly Varden char, whitefishes, Arctic and saffron cod, and sculpins. Directed fishing for target crab stocks	<i>Definition:</i> “NOAA defines subsistence fishing in comparison with commercial or recreational fishing: Subsistence — fishing for personal, family, and community consumption or sharing.” (Pg. 81) <i>Definition:</i> “ Subsistence uses of wild resources is defined in Alaska state law as: noncommercial, customary and traditional uses for a variety of purposes. These include: Direct personal or family consumption as food, shelter, fuel, clothing, tools, or transportation, for the making and selling of handicraft articles out of nonedible byproducts of fish and wildlife resources taken for personal or family consumption, and for the customary trade, barter, or sharing for personal or family consumption (AS 16.05.940[32]).” (Pg. 81)	<i>Definition:</i> “ Subsistence Uses means the noncommercial, customary and traditional uses of wild, renewable resources by resident domiciled in a rural area of the state for direct personal or family consumption as food, shelter, fuel, clothing, tools, or transportation, for the making and selling of handicraft articles out of nonedible by-products of fish and wildlife resources taken for personal or family consumption, and for the customary trade, barter, or sharing for personal or family consumption.” (Pg. 15)

	FMP for fish resources of the Arctic Management Area	Bering Sea Fishery Ecosystem Plan	Bering Sea/Aleutian Islands King Crab and Tanner Crab Fishery Management Plan
	identified in the crab FMP occurs only in the BSAI; only small, subsistence or personal use fisheries occur for crab in the southeastern Chukchi Sea. This Arctic FMP does not apply to subsistence fishing. Subsistence fisheries in Alaska are managed by the State or through the Federal Subsistence Board, if occurring on federal lands. Many of these fisheries take place primarily in state waters. Subsistence fishing is an important sociocultural activity in Arctic waters. Because the Arctic FMP governs commercial fishing, the Arctic FMP would not affect these subsistence fisheries.” (Pg. 47)		
	<i>Term mentioned 29 times (32 including titles/headings)</i>	<i>Term mentioned 127 times (139 including titles/headings)</i>	<i>Term mentioned 31 times</i>
Traditional	N/A	Traditional knowledge comes up 33 times and is defined in this document; however, it refers to a holistic body of knowledge rather than Indigenous fishing rights.	N/A
Customary exchange	N/A	N/A	N/A
Charter	N/A	N/A	N/A
Compensation	N/A	N/A	
Exempted or Experimental	N/A	N/A	N/A
Customary Rights	N/A	N/A	<i>Term only:</i> “If a crab stock has been customarily or traditionally used for subsistence diminishes so that all consumptive uses of that stock cannot be accommodated, State law requires that in most areas of Alaska, subsistence uses have a priority over other uses. Emergency order authority would be used if subsistence fisheries

	FMP for fish resources of the Arctic Management Area	Bering Sea Fishery Ecosystem Plan	Bering Sea/Aleutian Islands King Crab and Tanner Crab Fishery Management Plan
			requirements are not being met by established regulations by the State. Emergency order authority would close commercial fisheries to ensure that subsistence harvests would be achieved without jeopardizing conservation concerns established in the biological conservation objective of this FMP.” (Pg. 44) <i>Term used twice</i>
Artisanal	N/A	N/A	N/A
Sport	N/A	N/A	N/A

Table 10. Northwest Region

	International Pacific Halibut Commission Terms and Abbreviations	Pacific Coast Groundfish Fishery Management Plan	Pacific Fishery Management Council, Draft Fishery Ecosystem Plan, Ch. 3 and 4
Non-commercial	<p><i>Term only:</i> “Subsistence fisheries. (formerly called personal use/subsistence): are non-commercial, customary, and traditional use of Pacific halibut for direct personal, family, or community consumption or sharing as food, or customary trade.” (Pg. 11)</p> <p><i>Term mentioned once</i></p>	N/A	N/A
Recreational	<p><i>Definition:</i> “Recreational fishery. (formerly called sport) include recreational landings (including landings from commercial leasing) and discard mortality.”</p> <p><i>Term mentioned twice</i></p>	<p><i>Definition:</i> “Recreational fishing means fishing for sport or pleasure, but not for sale.” (Pg. 12)</p> <p><i>Term mentioned 82 times (101 including titles/headings)</i></p>	<p><i>Term only:</i> “Recreational fisheries catches are strongly focused on a few particularly popular species. Of the Council-managed species, Chinook and coho salmon are consistently popular recreational targets, although recreational fishing for coho is prohibited in California. Other popular recreational targets are tunas (albacore in the Northern CCE and bluefin and yellowfin in the Southern CCE), several of the nearshore rockfish species, Pacific halibut, and Pacific mackerel. Many of the more popular recreational targets are state-managed species, particularly those taken in Southern California fisheries.” (Pg. 36)</p> <p><i>Term mentioned 38 times (43 including titles/headings)</i></p>
Sustenance	N/A	N/A	N/A
Subsistence	<p><i>Definition:</i> “Subsistence fisheries. (formerly called personal use/subsistence): are non-commercial, customary, and traditional use of Pacific halibut for direct personal, family, or community consumption or sharing as food, or customary trade.” (Pg. 11)</p>	N/A	<p><i>Term only:</i> “Fisheries have been important to California tribes since time immemorial for cultural purposes, subsistence, and commerce-related activities.” (Pg. 64)</p>

	International Pacific Halibut Commission Terms and Abbreviations	Pacific Coast Groundfish Fishery Management Plan	Pacific Fishery Management Council, Draft Fishery Ecosystem Plan, Ch. 3 and 4
	<i>Term mentioned 7 times</i>		<i>Term mentioned 6 times.</i>
Traditional	<i>Term only:</i> “Artisanal fishing. Fishing using traditional methods. (c.f. subsistence fishing).” (Pg. 2)	<i>Term only:</i> “For fisheries managed under international agreement, a discussion of how the rebuilding plan will reflect traditional participation in the fishery, relative to other nations, by fishermen of the United States.” (Pg. 34)	<i>Term only:</i> “The marine ecosystems of the CCE support a wide variety of plant and animal species that tribes have always depended on for food, medicine, tools, culture, ceremony, and commercial endeavors. Shellfish (both mollusks and crustaceans) and various species of marine fishes are important for tribal cultural, social interactions, and health. Many types of near-shore species such as shore birds, dune grasses, seaweed, and kelp are used for food and cultural activities. Marine mammals such as otters, seals, and whales have great cultural importance and have been traditionally harvested.” (Pg. 38)
	<i>Term mentioned twice</i>	<i>Term mentioned 5 times</i>	<i>Term mentioned 3 times</i>
Customary exchange	<i>Term only:</i> “Subsistence fisheries (formerly called personal use/subsistence): are non-commercial, customary, and traditional use of Pacific halibut for direct personal, family, or community consumption or sharing as food, or customary trade. ” (Pg. 11) <i>Term mentioned twice</i>	N/A	N/A
Charter	N/A	<i>Definition:</i> “ Charter fishing means fishing from a vessel carrying a passenger for hire (as defined in section 2101(21a) of title 46, United States Code) who is engaged in recreational fishing.” (Pg. 10)	<i>Term only:</i> “In this region, recreational fishing for Council-managed species is primarily boat-based, occurring aboard private and charter vessels that operate in ocean waters. Salmon angling is the main exception with fishing also occurring in the Strait of Juan de Fuca, Puget Sound, and in the state’s rivers and estuaries. Although not Council-managed, shellfish such as Dungeness crab and razor clams (<i>Siliqua patula</i>)

	International Pacific Halibut Commission Terms and Abbreviations	Pacific Coast Groundfish Fishery Management Plan	Pacific Fishery Management Council, Draft Fishery Ecosystem Plan, Ch. 3 and 4
			also provide popular and valuable recreational harvest opportunities in the state.” (Pg. 37)
		<i>Term mentioned 10 times</i>	<i>Term mentioned twice</i>
Compensation	N/A	<p><i>Term only:</i> “The Council may reserve and deduct a portion of the ACL of any stock to provide for compensation for vessels conducting scientific research authorized by NMFS. Prior to the research activities, the Council will authorize amounts to be made available to a research reserve. However, the deduction from the ACL will be made in the year after the “compensation fishing;” the amounts deducted from the ACL will reflect the actual catch during compensation fishing activities.” (Pg. 46)</p> <p><i>Term mentioned 16 times (18 including titles/headings)</i></p>	N/A
Exempted or Experimental	N/A	<p><i>Term only:</i> “Chapter 8 describes procedures followed by the Council to evaluate and recommend issuing exempted fishing permits (EFPs). Permitted vessels are authorized, for limited experimental purposes, to harvest groundfish by means or in amounts that would otherwise be prohibited by this FMP and its implementing regulations. These permits allow experimentation in support of FMP goals and objectives. EFPs have been used, for example, to test gear types that result in less bycatch.” (Pg. 5)</p> <p><i>Term exempted mentioned 17 times (18 including titles/headings)</i></p> <p><i>Term experimental mentioned 8 times (10 including titles/headings)</i></p>	N/A

	International Pacific Halibut Commission Terms and Abbreviations	Pacific Coast Groundfish Fishery Management Plan	Pacific Fishery Management Council, Draft Fishery Ecosystem Plan, Ch. 3 and 4
Customary Rights	N/A	N/A	N/A
Artisanal	<i>Definition:</i> “ Artisanal fishing. Fishing using traditional methods. (c.f. subsistence fishing).” (Pg. 2) <i>Term mentioned once</i>	N/A	N/A
Sport	<i>Term only:</i> “Recreational fishery. (formerly called sport) include recreational landings (including landings from commercial leasing) and discard mortality.” (Pg. 10) <i>Term mentioned once</i>	<i>Term only:</i> “Recreational fishing means fishing for sport or pleasure, but not for sale.” (Pg. 12) <i>Term mentioned once</i>	<i>Term only:</i> “Anadromous fisheries in Idaho have similarly fluctuated in recent years. The Idaho Department of Fish and Game manages sport fisheries for Chinook salmon and steelhead to minimize incidental take of ESA-listed wild fish and ensure adequate return of hatchery fish for brood stock needs. (Pg. 72) <i>Term mentioned 5 times</i>

Table 11. Southeast—Atlantic, Caribbean, and Gulf of Mexico Region(s)

	Code of Federal Regulations: Atlantic Coastal Fisheries Cooperative Management	Code of Federal Regulations: Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic	Code of Federal Regulations: Atlantic Highly Migratory Species
Non-commercial	N/A	N/A	N/A
Recreational	<i>Definition: “Recreational fishing means fishing that is not intended to, nor results in the barter, trade, or sale of fish.” 50 C.F.R § 697.2 (1999)</i>	<i>Definition: “Recreational fishing means, for the purpose of subpart R of this part only, fishing or fishing activities which result in the harvest of fish, none of which (or parts thereof) is sold, traded, or bartered.” 50 CFR §622.2</i>	<i>Term only: “For-hire trip means a recreational fishing trip taken by a vessel with an Atlantic HMS Charter/Headboat permit during which paying passenger(s) are aboard.” 50 CFR §635.2</i>
	<i>Term mentioned 17 times</i>	<i>Term mentioned 681 times (683 including titles/headings)</i>	<i>Term mentioned 55 times (57 including titles/headings)</i>
Sustenance	N/A	N/A	N/A
Subsistence	N/A	N/A	N/A
Traditional	N/A	N/A	N/A
Customary exchange	N/A	N/A	N/A
Charter	<i>Definition: “Charter or head boat means any vessel carrying fishing persons or parties for a per capita fee, for a charter fee, or any other type of fee.” (50 C.F.R § 697.2, 1999)</i>	<i>Term only: “Charter vessel means a vessel less than 100 gross tons (90.8 mt) that is subject to the requirements of the USCG to carry six or fewer passengers for hire and that engages in charter fishing at any time during the calendar year.” 50 CFR §622.2</i>	<i>Term only: “For-hire trip means a recreational fishing trip taken by a vessel with an Atlantic HMS Charter/Headboat permit during which paying passenger(s) are aboard.” 50 CFR §635.2</i>
	<i>Term mentioned 12 times</i>	<i>Term mentioned 233 times (235 including titles/headings)</i>	<i>Term mentioned 146 times</i>
Compensation	N/A	N/A	N/A
Exempted or Experimental	N/A	<i>Term only: “An activity that is otherwise prohibited by this part may be conducted if authorized as scientific research activity, exempted fishing, or exempted educational activity.” 50 CFR §622.3</i>	N/A
		<i>Term mentioned 4 times</i>	
Customary Rights	N/A	N/A	N/A
Artisanal	N/A	N/A	N/A
Sport	N/A	N/A	N/A

Table 12. Southeast—Dry Tortugas National Park

	Code of Federal Regulations: Special regulations, areas of the National Park system
Non-commercial	N/A
Recreational	Term only: “Are there recreational fishing restrictions that I need to know? (1) Yes. After consulting with and obtaining the concurrence of the Florida Fish and Wildlife Conservation Commission, based on management objectives and the park fisheries research, the Superintendent may impose closures and establish conditions or restrictions necessary pertaining to fishing.” Title 36 §7.27 (15)(b) <i>Term mentioned 4 times</i>
Sustenance	N/A
Subsistence	N/A
Traditional	N/A
Customary exchange	N/A
Charter	N/A
Compensation	N/A
Exempted or Experimental	N/A
Customary Rights	N/A
Artisanal	N/A
Sport	N/A

Table 13. Southeast—Gulf of Mexico Region (GMFMC)

	Generic Amendment Number 3 for Addressing Essential Fish Habitat Requirements, Habitat Areas of Particular Concern, and Adverse Effects of Fishing in the following Fishery Management Plans of the Gulf of Mexico
Non-commercial	N/A
Recreational	<i>Term only:</i> “The recreational fishery of the Gulf of Mexico includes private individuals, rental boats, charter vessels, head boats and party boats.” (Pg. 35) <i>Term mentioned 51 times (57 including titles/headings)</i>
Sustenance	N/A
Subsistence	<i>Term only:</i> “In addition, and specifically with respect to subsistence consumption of fish and wildlife, federal agencies are required to collect, maintain and analyze information on the consumption patterns of populations who principally rely on fish and/or wildlife for subsistence. Impacts of commercial and recreational fishing management on subsistence fishing are a concern in fisheries management, however there is no direct impact from these proposed actions on subsistence fishing.” As stated in - E.O.12898 (Pg. 55) <i>Term mentioned 4 times</i>
Traditional	N/A
Customary exchange	N/A
Charter	<i>Definition only:</i> “ Charter boats are generally defined as for-hire vessels with a fee charged on a small group basis. Head boats and party boats also operate on a for-hire basis but with a per-person base fee charged. Charter boats are usually smaller, carrying six or fewer passengers. Party boats are larger and will carry as many passengers as possible to maximize income. They usually operate on a schedule and require a minimum number of passengers in order to make a trip.” (Pg. 35) <i>Term mentioned 30 times (31 including titles/headings)</i>
Compensation	N/A
Exempted or Experimental	N/A
Customary Rights	N/A
Artisanal	N/A
Sport	N/A

Table 14. Southeast—South Atlantic MPAs (SAFMC)

	System Management Plan for Deepwater Marine Protected Areas
Non-commercial	N/A
Recreational	<i>Term only:</i> “For private recreational anglers , restricted access could negatively affect fishing opportunities and trip satisfaction” (Pg. 49) <i>Term mentioned 4 times</i>
Sustenance	N/A
Subsistence	N/A
Traditional	N/A
Customary exchange	N/A
Charter	<i>Term only:</i> “For commercial fishermen and for-hire businesses that use the fishing grounds, this could negatively affect business profits” (Pg. 49) <i>Term “for-hire” mentioned once</i>
Compensation	N/A
Exempted or Experimental	N/A
Customary Rights	N/A
Artisanal	N/A
Sport	N/A

Table 15. Southeast—Florida Keys National Marine Sanctuary

Florida Keys National Marine Sanctuary Revised Management Plan	
Non-commercial	N/A
Recreational	<p><i>Term only:</i> “Traditional fishing means those commercial or recreational fishing activities that were customarily conducted within the Sanctuary prior to its designation as identified in the Environmental Impact Statement and Management Plan for this Sanctuary.” (Pg. 275)</p> <p><i>Term mentioned 62 times</i></p>
Sustenance	N/A
Subsistence	<p><i>Term only:</i> “Notwithstanding the prohibitions in this section and in §922.164, and any access and use restrictions imposed pursuant thereto, a person may conduct an activity specifically authorized by a valid Federal, State, or local lease, permit, license, approval, or other authorization in existence on the effective date of these regulations, or by any valid right of subsistence use or access in existence on the effective date of these regulations, provided that the holder of such authorization or right complies with §922.167 and with any terms and conditions on the exercise of such authorization or right imposed by the Director as a condition of certification as he or she deems reasonably necessary to achieve the purposes for which the Sanctuary was designated.” (Pg. 280)</p> <p><i>Term mentioned 7 times</i></p>
Traditional	<p><i>Definition:</i> “Traditional fishing means those commercial or recreational fishing activities that were customarily conducted within the Sanctuary prior to its designation as identified in the Environmental Impact Statement and Management Plan for this Sanctuary.” (Pg. 275)</p> <p><i>Term mentioned 3 times</i></p>
Customary exchange	N/A
Charter	<p><i>Term only:</i> “The uniqueness of the marine environment draws multitudes of visitors to the Keys. The major industry in the Florida Keys is tourism, including activities related to the Keys’ marine resources, such as dive shops, charter fishing and dive boats and marinas, as well as hotels and restaurants. The abundance of the resources also supports a large commercial fishing employment sector.” (Pg. 323)</p> <p><i>Term mentioned 9 times</i></p>
Compensation	N/A
Exempted or Experimental	N/A
Customary Rights	N/A
Artisanal	N/A
Sport	N/A

Table 16. Southeast—Flower Garden Banks National Marine Sanctuary

Flower Garden Banks National Marine Sanctuary Final Management Plan	
Non-commercial	N/A
Recreational	<i>Term only:</i> “ Recreational and commercial fishing are common and economically important activities in the northwestern Gulf of Mexico.” (Pg. 23) <i>Term mentioned 53 times</i>
Sustenance	N/A
Subsistence	<i>Term Only:</i> “The present and potential uses of the area that depend on maintenance of the area's resources, including commercial and recreational fishing, subsistence uses other commercial and recreational activities, and research and education.” (Pg. 101) <i>Term mentioned once</i>
Traditional	N/A
Customary exchange	N/A
Charter	<i>Term only:</i> “Smaller vessel traffic within the sanctuary includes charter fishing and diving vessels, and personal watercraft used for recreational activities.” (Pg. 23) <i>Term mentioned 14 times</i>
Compensation	N/A
Exempted or Experimental	N/A
Customary Rights	N/A
Artisanal	N/A
Sport	N/A

Table 17. Southeast—Gray’s Reef National Marine Sanctuary

Gray’s Reef National Marine Sanctuary Final Management Plan	
Non-commercial	N/A
Recreational	<i>Term only:</i> “The area attracts multiple human uses, including recreational fishing and diving, scientific research, and educational activities.” (Pg. 155) <i>Term mentioned 112 (116 including titles/headings)</i>
Sustenance	N/A
Subsistence	N/A
Traditional	N/A
Customary exchange	N/A
Charter	<i>Term only:</i> “There are less than ten fishing charter operations along the Georgia coast that occasionally target GRNMS.” (Pg. 169) <i>Term mentioned 9 times</i>
Compensation	N/A
Exempted or Experimental	N/A
Customary Rights	N/A
Artisanal	N/A
Sport	<i>Term only:</i> “GRNMS is one of the most popular sport fishing and diving areas along the Georgia coast.” (Pg.6) <i>Term mentioned 10 times</i>

Table 18. Northeast Region

	Northeast Multispecies (Groundfish) Recreational Fishing Regulations	CFR Fisheries of the Northeastern United States
Non-commercial	N/A	N/A
Recreational	<i>Term only:</i> “Groundfish caught on a recreational trip may not be sold. It is unlawful to sell, barter, trade, or otherwise transfer for a commercial purpose, or to attempt to sell, barter, trade, or otherwise transfer for a commercial purpose, groundfish caught or landed by recreational fishing vessels fishing in the exclusive economic zone, or charter/party vessels not fishing under a day-at-sea.”	<i>Definition:</i> “ Recreational fishing means fishing that is not intended to, nor results in the barter, trade, or sale of fish.” (50 CFR §648.2, 1997)
	<i>Term mentioned 7 times (10 including titles/headings)</i>	<i>Term mentioned 411 times (411 including titles/headings)</i>
Sustenance	N/A	N/A
Subsistence	N/A	N/A
Traditional	N/A	N/A
Customary exchange	N/A	N/A
Charter	<i>Term only:</i> “Northeast multispecies (groundfish) species, including Atlantic cod and haddock, are highly prized by recreational fishermen. To manage recreational catch, both private and charter /party vessels are subject to regulations which include minimum fish size and possession limits.”	<i>Definition:</i> “ Charter or party boat means any vessel that carries passengers for hire to engage in recreational fishing and, with respect to multispecies, that is not fishing under a DAS.” (50 CFR §648.2, 1997)
	<i>Term mentioned 11 times (14 including titles/headings)</i>	<i>Term mentioned 147 times (149 including titles/headings)</i>
Compensation	N/A	<i>Term only:</i> “Fish for, possess, or land scallops from the NGOM, unless on a scallop RSA compensation trip and allocated NGOM RSA allocation as described in §648.56(d).” (50 CFR §648.14, 1997)
		<i>Term mentioned 15 times</i>
Exempted or Experimental	N/A	<i>Term only:</i> “The Regional Administrator may exempt any person or vessel from the requirements of subparts A (General provisions), B (mackerel, squid, and butterfish), D (Atlantic sea scallop), E (Atlantic surfclam and ocean quahog), F (NE multispecies and monkfish), G (summer flounder), H (scup), I (black sea bass), J (Atlantic bluefish), K (Atlantic herring), L (spiny dogfish), M (Atlantic deep-sea

		<p>red crab), N (tilefish), O (skates), and P (Mid-Atlantic forage species) of this part for the conduct of experimental fishing beneficial to the management of the resources or fishery managed under that subpart. The Regional Administrator shall consult with the Executive Director of the MAFMC before approving any exemptions for the Atlantic chub mackerel, Atlantic mackerel, Illex squid, longfin squid butterfish, summer flounder, scup, black sea bass, spiny dogfish, bluefish, and tilefish fisheries, including exemptions for experimental fishing contributing to the development of new or expansion of existing fisheries for Mid-Atlantic forage species.....Experimental fishing for surf clams or ocean quahogs will not require an allocation permit." (50 CFR §648.12, 1997)</p> <p><i>Exempted mentioned 149 times and experimental mentioned and experimental mentioned 12 times (14 including titles/headings)</i></p>
Customary Rights	N/A	N/A
Artisanal	N/A	N/A
Sport	N/A	N/A

Table 19. Northeast Region—Canyons and Seamounts Marine National Monument

	Proclamation 9496 of September 15, 2016 Northeast Canyons and Seamounts Marine National Monument
Non-commercial	N/A
Recreational	<p><i>Terms only:</i> “Recreational fishing in accordance with applicable fishery management plans and other applicable laws and other requirements.” (Pg. 65165)</p> <p><i>Term mentioned once</i></p>
Sustenance	N/A
Subsistence	N/A
Traditional	N/A
Customary exchange	N/A
Charter	N/A
Compensation	N/A
Exempted or Experimental	N/A
Customary Rights	N/A
Artisanal	N/A
Sport	N/A

Table 20. Northeast Region—Stellwagen Bank National Marine Sanctuary

Stellwagen Bank National Marine Sanctuary Management Plan and Environment Assessment 2010	
Non-commercial	<p><i>Term only:</i> “NOAA whale watch guidelines have been in place since 1985 for the Northeast region. These guidelines represent the best practices for the industry as endorsed by the federal government. There are occasional, albeit largely undocumented, reports of whale harassment and collisions between non-commercial vessels and whales.” (Pg. 167)</p> <p><i>Term mentioned twice</i></p>
Recreational	<p><i>Term only:</i> “Recreational fishing in the sanctuary is divided into two categories: party/charter boat and private. In the party/charter boat category, commercial operators take customers fishing for a fee. In the private category, individuals own or rent boats that they use to go fishing. Party boats are usually 15.2 m (50 ft.) or longer and carry 20 to 80 passengers. Charter boats generally measure 7.6 m to 9.1 m (25 to 30 ft.) and carry an average of six paying passengers (hence the expression “six-pack” charters). Private boats often measure 6.1 m (20 ft.) or longer and carry one to several anglers.” (Pg. 157)</p> <p><i>Term mentioned 187 times (188 including titles/headings)</i></p>
Sustenance	<p><i>Term only:</i> “The Stellwagen Bank sanctuary area has a long cultural tradition based around fishing and whaling. Humans have depended on the area’s diverse and abundant marine resources for sustenance and economic prosperity for hundreds of years.” (Pg. 178)</p> <p><i>Term mentioned once</i></p>
Subsistence	<p><i>Term only:</i> “the present and potential uses of the area that depend on maintenance of the area’s resources, including commercial and recreational fishing, subsistence uses other commercial and recreational activities, and research and education;” Pg. 331</p> <p><i>Term mentioned 5 times</i></p>
Traditional	<p><i>Definition:</i> “Traditional fishing means those commercial or recreational fishing methods which have been conducted in the past within the Sanctuary.” (Pg. 367)</p> <p><i>Term mentioned 20 times</i></p>
Customary exchange	N/A
Charter	<p><i>Term only:</i> “Recreational fishing in the sanctuary is divided into two categories: party/charter boat and private. In the party/charter boat category, commercial operators take customers fishing for a fee. In the private category, individuals own or rent boats that they use to go fishing. Party boats are usually 15.2 m (50 ft.) or longer and carry 20 to 80 passengers. Charter boats generally measure 7.6 m to 9.1 m (25 to 30 ft.) and carry an average of six paying passengers (hence the expression “six-pack” charters). Private boats often measure 6.1 m (20 ft.) or longer and carry one to several anglers.” (Pg. 157)</p> <p><i>Term mentioned 102 times</i></p>
Compensation	N/A
Exempted or Experimental	<p><i>Term only:</i> “Vessels participating in an exempted fishery or using exempted gear may fish with smaller than 6.5” mesh under limited circumstances.” (Pg. 130)</p> <p>“NOAA Fisheries would not have to conduct a stock assessment prior to granting approval for an experimental sand lance fishery that would require an EFP.” (Pg. 131)</p> <p><i>Exempted mentioned 23 times</i></p>

Stellwagen Bank National Marine Sanctuary Management Plan and Environment Assessment 2010	
	<i>Experimental mentioned twice</i>
Customary Rights	N/A
Artisanal	N/A
Sport	<i>Term only:</i> "These plans determine the levels of commercial and sport fishing consistent with achieving and maintaining the optimum yield of each fishery." Pg. 358
	<i>Term mentioned 3 times</i>

Table 21. Northeast Region—Mallows Bay Potomac River National Marine Sanctuary

	Mallows Bay—Potomac River National Marine Sanctuary Designation Final Environmental Impact Statement and Final Management Plan
Non-commercial	N/A
Recreational	<i>Term only:</i> “ Recreational fishing is one of the most popular outdoor activities in Maryland and along this portion of the Potomac River.” Pg. 104 <i>Term mentioned 190 times (196 including titles/headings)</i>
Sustenance	N/A
Subsistence	<i>Term only:</i> “These regulations also include an exemption to the prohibition against damaging sanctuary historical resources for ‘Traditional fishing’ is defined in 922.201 as ‘those commercial, recreational, and subsistence fishing activities that were customarily conducted within the Sanctuary prior to its designation or expansion, as identified in the relevant Final Environmental Impact Statement and Management Plan for this Sanctuary.’” (Pg. 71) <i>Term mentioned 16 times</i>
Traditional	<i>Definition:</i> “These regulations also include an exemption to the prohibition against damaging sanctuary historical resources for ‘ Traditional fishing ’ is defined in 922.201 as ‘those commercial, recreational, and subsistence fishing activities that were customarily conducted within the Sanctuary prior to its designation or expansion, as identified in the relevant Final Environmental Impact Statement and Management Plan for this Sanctuary.’” (Pg. 71) <i>Term mentioned 20 times</i>
Customary exchange	N/A
Charter	<i>Term only:</i> “Due to the proximity to large population centers, availability of access points, and the presence of targeted species, there are a number of guide services for both charter fishing and waterfowl hunting that operate in the tidal Potomac River. Boats launch from both the Maryland and Virginia sides of the Potomac, depending on where certain species are most likely to be present at certain times of year.” (Pg. 105) <i>Term mentioned twice</i>
Compensation	N/A
Exempted or Experimental	N/A
Customary Rights	<i>Term only:</i> “These regulations also include an exemption to the prohibition against damaging sanctuary historical resources for ‘Traditional fishing’ is defined in 922.201 as ‘those commercial, recreational, and subsistence fishing activities that were customarily conducted within the Sanctuary prior to its designation or expansion, as identified in the relevant Final Environmental Impact Statement and Management Plan for this Sanctuary.’” (Pg. 71) <i>Term mentioned 6 times</i>
Artisanal	N/A
Sport	<i>Term only:</i> “It is the site of national fishing tournaments, with over 50 organized largemouth bass tournaments targeting the Potomac River for competitive sport fishing yearly.” (Pg. 104) <i>Term mentioned 6 times</i>

Table 22. Northeast Region—Monitor National Marine Sanctuary

Monitor National Marine Sanctuary Final Management Plan and Environmental Assessment	
Non-commercial	N/A
Recreational	<p><i>Term only:</i> “Recreational Fishing. Additionally, the waters within and surrounding MNMS are used by sport fisherman and charter fisherman. Fishing is permitted within the boundaries of the sanctuary, and many of the charter captains operate both fishing and SCUBA charter businesses. Recreational fishing is a significant economic factor in the local economy, supporting hotel and restaurant business, tackle shops, and charter operators. This activity is responsible for hundreds of millions of dollars of revenue to the local economy. Although the sanctuary has no data on what portion of that is driven directly by the presence of MNMS, it is clear that sanctuary regulations permitting fishing serve to support the economy rather than hinder it.” (Pg. 128)</p> <p><i>Term mentioned 39 times (40 including titles/headings)</i></p>
Sustenance	N/A
Subsistence	<p><i>Term only:</i> “the present and potential uses of the area that depend on maintenance of the area’s resources, including commercial and recreational fishing, subsistence uses, other commercial and recreational activities, and research and education;” (Pg. 145)</p> <p><i>Term mentioned 3 times</i></p>
Traditional	N/A
Customary exchange	N/A
Charter	<p><i>Term only:</i> “Additionally, the waters within and surrounding MNMS are used by sport fisherman and charter fisherman. Fishing is permitted within the boundaries of the sanctuary, and many of the charter captains operate both fishing and SCUBA charter businesses. Recreational fishing is a significant economic factor in the local economy, supporting hotel and restaurant business, tackle shops, and charter operators.” (Pg. 128)</p> <p><i>Term mentioned 11 times</i></p>
Compensation	N/A
Exempted or Experimental	N/A
Customary Rights	N/A
Artisanal	N/A
Sport	<p><i>Term only:</i> “Additionally, the waters within and surrounding MNMS are used by sport fisherman and charter fisherman. Fishing is permitted within the boundaries of the sanctuary, and many of the charter captains operate both fishing and SCUBA charter businesses. Recreational fishing is a significant economic factor in the local economy, supporting hotel and restaurant business, tackle shops, and charter operators.” (Pg. 128)</p> <p><i>Term mentioned 3 times</i></p>