



# RULE-MAKING ORDER

**CR-103E (July 2011)**  
**(Implements RCW 34.05.350)**

**Agency:** Washington Department of Fish and Wildlife

**Emergency Rule Only**

**Effective date of rule:**

**Emergency Rules 14-180**

- Immediately upon filing.
- Later (specify) August 1, 2014

**Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?**

- Yes
  - No
- If Yes, explain:

**Purpose:** Amend recreational fishing rules

**Citation of existing rules affected by this order:**

Repealed: WAC 232-28-62000D, WAC 232-28-62000E  
 Amended: WAC 232-28-620  
 Suspended:

**Statutory authority for adoption:** RCW 77.04.012, 77.04.020 and 77.12.047

**Other authority :**

**EMERGENCY RULE**

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.
- That in order to implement the requirements or reductions in appropriations enacted in any budget for fiscal year 2009, 2010, 2011, 2012, or 2013, which necessitates the need for the immediate adoption, amendment, or repeal of a rule, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the fiscal needs or requirements of the agency.

Reasons for this finding: The Department has adopted permanent rules necessary to implement the personal use fishing plans developed through the North of Falcon season setting process. These rules are responsive to public input and comment received by the Department. These rules are interim until permanent rules take effect.

**Date adopted:** July 29, 2014

**NAME (TYPE OR PRINT)**

Philip Anderson

**SIGNATURE**

**TITLE**

Director

**CODE REVISER USE ONLY**

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

**DATE: July 29, 2014**

**TIME: 2:00 PM**

**WSR 14-16-046**

**Note: If any category is left blank, it will be calculated as zero.  
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.  
A section may be counted in more than one category.**

**The number of sections adopted in order to comply with:**

<b>Federal statute:</b>	New	_____	Amended	_____	Repealed	_____
<b>Federal rules or standards:</b>	New	_____	Amended	_____	Repealed	_____
<b>Recently enacted state statutes:</b>	New	_____	Amended	_____	Repealed	_____

**The number of sections adopted at the request of a nongovernmental entity:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted in the agency's own initiative:**

New	<u>1</u>	Amended	_____	Repealed	<u>2</u>
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted using:**

<b>Negotiated rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Pilot rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Other alternative rule making:</b>	New	_____	Amended	_____	Repealed	_____

NEW SECTION

**WAC 232-28-62000E Coastal salmon—saltwater seasons and daily limits.**

Notwithstanding the provisions of WAC 232-28-620, effective August 1, 2014, it is unlawful to violate the provisions below. Unless otherwise amended, all permanent rules remain in effect:

(1) **Willapa Bay (Catch Record Card Area 2-1):** Open August 1, 2014, until further notice.

(a) Daily limit 6 salmon; no more than 3 adult salmon; release wild Chinook; anglers in possession of a valid two-pole endorsement may use up to two lines while fishing.

(i) Closed: Effective immediately until further notice, waters south of a line from Needle Point northwesterly to Long Island Shoal light (green) (46°32.32'N, 123°58.59'W) then due west to landfall on the North Beach peninsula at 46°32.32'N.

(ii) Closed: Effective immediately until further notice, waters north of a line from Toke Point channel marker 3 easterly through Willapa Harbor channel marker 13 (green) northeasterly to the power transmission pole located at 46°43.19'N, 123°50.83'W.

(2) **Grays Harbor (Catch Record Card Area 2-2 east of Buoy 13 line):**

(a) Effective immediately through August 15: Closed.

(b) August 16 through August 25:

(i) Daily limit of 2 salmon; no more than one may be a Chinook salmon.

(ii) Release wild coho.

(iii) Waters south of a line running from the south end of the eastern jetty at Ocean Shores Marina to the fishing boundary marker on Sand Island (46°57.52'N, 124°03.36'W) to the Tripod Station on Brackenridge Bluff (46°59.12'N, 124°00.72'W) are closed.

REPEALERS

The following section of the Washington Administrative Code is repealed effective August 1, 2014:

WAC 232-28-62000D Coastal salmon—saltwater seasons and daily limits. (14-91)

The following section of the Washington Administrative Code is repealed effective August 25, 2014:

WAC 232-28-62000E Coastal salmon—saltwater seasons and daily limits.

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**EMERGENCY RULE ONLY**

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(x) That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

( ) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

( ) That in order to implement the requirements or reductions in appropriations enacted in any budget for fiscal years 2009, 2010, 2011, 2012 or 2013 which necessitates the need for the immediate adoption, amendment, or repeal of a rule, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the fiscal needs or requirements of the agency.

**Reasons for this finding:** The Department has adopted permanent rules necessary to implement the personal use fishing plans developed through the North of Falcon season setting process. These rules are responsive to public input and comment received by the Department. These rules are interim until permanent rules take effect.

**(14-180, 7/29/2014)**