



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 16-165

- Immediately upon filing.
- Later (specify) July 1, 2016

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

- Yes
 - No
- If Yes, explain:

Purpose: Amend freshwater recreational fishing rules

Citation of existing rules affected by this order:

Repealed:
 Amended: WAC 220-55-220, WAC 220-56-124, WAC 220-56-180, WAC 220-56-195, WAC 232-28-621
 Suspended:

Statutory authority for adoption: RCW 77.04.012, 77.04.020, 77.12.045 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 is in the process of adopting permanent rules that are necessary to implement the personal use fishing plans agreed-to with resource co-managers at the North of Falcon proceedings. These emergency rules are necessary to comply with agreed-to management plans, and are interim until permanent rules take effect.

Date adopted: June 30, 2016

NAME (TYPE OR PRINT)
James B Scott for J W Unsworth

SIGNATURE

TITLE
Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: June 30, 2016
TIME: 11:31 AM
WSR 16-14-057

**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:

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	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	<u>5</u>	Repealed	_____
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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:

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	_____	Repealed	_____

NEW SECTION

WAC 220-55-22000A Two-pole endorsement.

Notwithstanding the provisions of WAC 220-55-220, effective July 1, 2016, until further notice anglers who possess a valid two-pole endorsement may fish for salmon with two lines in Marine Area 12 south of Ayock point, excluding Hoodsport Hatchery Zone.

NEW SECTION

WAC 220-56-12400Q Seasons and areas-Hoodsport Hatchery.

Notwithstanding the provisions of WAC 220-56-124, effective July 1, 2016, until further notice anglers may harvest up to 4 hatchery Chinook as part of their daily limit.

NEW SECTION

WAC 220-56-18000A Salmon statewide rules.

Notwithstanding the provisions of WAC 220-56-180, effective July 1, 2016, until further notice Chinook salmon must not be less than 20 inches in length in Marine Area 12 south of Ayock Point, excluding Hoodsport Hatchery Zone.

NEW SECTION

WAC 220-56-19500B Closed areas-Saltwater salmon angling.

Notwithstanding the provisions of WAC 220-56-195, effective July 1 through July 31, 2016 Southern Rosario Strait and Eastern Strait of Juan de Fuca is open to salmon fishing.

NEW SECTION

WAC 232-28-62100F Puget Sound salmon-saltwater seasons and daily limits.

Notwithstanding the provisions of WAC 232-28-62: effective July 1, 2016, until further notice:

- (1) **Catch Record Card Area 5:** July 1 through August 15: release coho. August 16 until further notice: closed.
- (2) **Catch Record Card Area 6:** July 1 through August 15: release coho. August 16 until further notice: closed.
- (3) **Catch Record Card Area 7:** July 1 through July 31: 2 hatchery Chinook may be harvested as part of the daily limit; release coho and wild Chinook; Southern Rosario Strait and Eastern Strait of Juan de Fuca closure as described in WAC 220-56-195(7) is rescinded. August 1 until further notice: release coho.
- (4) **Catch Record Card Area 8-1:** Closed.
- (5) **Catch Record Card Area 8-2:** Closed, except in Tulalip Bay. Tulalip Bay: release coho and wild Chinook.

- (6) **Catch Record Card Area 9:** July 1 through August 15: release coho. July 16 through August 15: no more than one may be a Chinook. August 16 until further notice: closed. South of a line from Olele Point to Foulweather Bluff: closed.
- (7) **Catch Record Card Area 10:** July 1 through July 15: 2 salmon limit; release coho, Chinook and chum. July 16 through August 15: 2 salmon limit; no more than one may be a Chinook; release coho, chum and wild Chinook. August 16 until further notice: closed. Sinclair Inlet: July 1 until further notice: 3 salmon limit; release wild Chinook and wild coho.
- (8) **Catch Record Card Area 11:** July 1 through August 31: release coho. September 1 until further notice: closed.
- (9) **Catch Record Card Area 12 (north of Ayock Point):** July 1 through August 15: closed. August 16 until further notice: 4 salmon limit; release chum and Chinook.
- (10) **Catch Record Card Area 12 (south of Ayock Point):** July 1 until further notice: 4 hatchery Chinook may be harvested as part of the daily limit.
- (11) **Catch Record Card Area 13:** July 1 through August 31: release coho. September 1 until further notice: closed.
- (12) **Year-round Piers (Edmonds Public Fishing Pier, Elliott Bay Fishing Pier at Terminal 86, Seacrest Pier, Dash Point Dock, Les Davis Pier, Des Moines Pier, Redondo Pier, Point Defiance Boathouse Dock, Fox Island Public Fishing Pier):** July 1 through August 31: release coho. September 1 until further notice: closed.
- (13) **Year-round Piers located in Sinclair Inlet (Waterman Pier, Bremerton Boardwalk, Illahee State Park):** release wild coho.

NEW SECTION

WAC 220-56-13800A Exposed tideland closures.

Notwithstanding the provisions of Chapter 220-56 WAC, effective July 1, 2016, through September 30, 2016, free-flowing freshwater is closed to fishing for finfish downstream of the mouth of the Dewatto, Dosewallips, Duckabush, Hamma Hamma, and Skokomish rivers.

Reasons for this finding: The Department is in the process of adopting permanent rules that are necessary to implement the personal use fishing plans agreed-to with resource co-managers at the North of Falcon proceedings. These emergency rules are necessary to comply with agreed-to management plans, and are interim until permanent rules take effect.

(16-165, 6/30/2016)

