



RULE-MAKING ORDER EMERGENCY RULE ONLY

CR-103E (December 2017) (Implements RCW 34.05.350 and 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: July 03, 2019

TIME: 2:54 PM

WSR 19-15-002

Agency: Washington Department of Fish and Wildlife (19-151)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
 Later (specify) July 8, 2019

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

- Yes No If Yes, explain:

Purpose: Amends recreational coastal saltwater salmon rules

Citation of rules affected by this order:

New:
Repealed: WAC 220-313-07000M
Amended: WAC 220-313-070
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.

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. Catch Area 4 is expected to reach its Chinook guideline well before September 30 at current catch rates, which would require closure of the fishery in the area; this rule should reduce Chinook catch in Area 4 and extend the fishing season to provide opportunity to access both Chinook and coho in the area. These rules are adopted at the recommendation of the Pacific Fisheries Management Council, and the National Marine Fisheries Service is adopting identical rules for federal waters. There is insufficient time to adopt permanent rules.

**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 on the agency's own initiative:

New	<u>1</u>	Amended	___	Repealed	<u>1</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:

Negotiated rule making:	New	___	Amended	___	Repealed	___
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	___	Amended	___	Repealed	___

Date Adopted: July 3, 2019
Name: Kelly Cunningham for Kelly Susewind
Title: Director

Signature:



NEW SECTION

WAC 220-313-07000N Coastal salmon—Saltwater seasons and daily limits.

Notwithstanding the provisions of WAC 220-313-070, effective immediately until further notice, it is unlawful to violate the provisions below. Unless otherwise amended, all permanent rules remain in effect:

(1) Catch Record Card Area 1:

- (a) Open immediately until further notice:
 - (i) Daily limit of 2 salmon; no more than one may be a Chinook.
 - (ii) Release wild coho.
- (b) Closed in the Columbia River Mouth Control Zone 1 during all open periods.
See WAC 220-313-020.

(2) Catch Record Card Area 2:

- (a) Open immediately until further notice:
 - (i) Daily limit of 2 salmon; no more than one may be a Chinook.
 - (ii) Release wild coho.
 - (iii) Beginning August 12, the Grays Harbor Control Zone is closed. Grays Harbor Control Zone – The area defined by a line drawn from the Westport Lighthouse (46°53.18'N latitude, 124°07.01'W longitude) to Buoy #2 (46°52.42'N latitude, 124°12.42'W longitude) to Buoy #3 (46°55.00'N latitude, 124°14.48'W longitude) to the Grays Harbor north jetty (46°55.36'N latitude, 124°10.51'W longitude).

(3) Willapa Bay (Catch Record Card Area 2-1):

- (a) Immediately through July 31: Open concurrent with Area 2 when Area 2 is open for salmon angling. Area 2 rules apply.

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

- (a) Immediately through July 31: Closed.

(5) Grays Harbor (Catch Record Card Area 2-2 west of the Buoy 13 line):

- (a) Immediately through August 11: Open concurrent with Area 2 when Area 2 is open for salmon angling. Area 2 rules apply.
- (b) August 12 until further notice: Closed.

(6) Catch Record Card Area 3:

- (a) Open immediately until further notice:
 - (i) Daily limit of 2 salmon.
 - (ii) Release wild coho.

(7) Catch Record Card Area 4:

- (a) Open immediately until further notice:
 - (i) Daily limit of 2 salmon; no more than one may be a Chinook.
 - (ii) Release wild coho.
 - (iii) Waters east of a true north-south line through Sail Rock are closed through July 31
 - (iv) No chinook retention in waters east of the Bonilla-Tatoosh line beginning August 1.
 - (v) Release chum salmon beginning August 1.

REPEALER

The following section of the Washington Administrative Code is repealed effective July 8, 2019:

WAC 220-313-07000M Coastal salmon—Saltwater seasons and daily limits. (19-93)