



**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 29, 2019

TIME: 4:02 PM

WSR 19-16-045

Agency: Department of Fish and Wildlife (Order 19-169)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) _____

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 salmon fishing rules for Marine Area 2-2.

Citation of rules affected by this order:

New:
Repealed: WAC 220-313-07000Q
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: This rule corrects a previous filing that listed an incorrect daily limit for the Humptulips North Bay Fishery.

The Department is in the process of adopting permanent rules that are necessary to implement the state's share of the fishing plans agreed to with resource co-managers at the 2019 North of Falcon proceedings. These emergency rules are necessary to take advantage of the state's fishing opportunity that is imminent and will be available prior to the permanent rule, in a manner consistent with co-manager agreed fisheries.

The reason for the emergency rules are to meet conservation objectives and because the current 2018 permanent rule is inconsistent with the agreed 2019 North of Falcon fishery sharing package.

**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Federal statute: New _____ Amended _____ Repealed _____
Federal rules or standards: New _____ Amended _____ Repealed _____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 ____

The number of sections adopted on the agency's own initiative:

New 1 Amended ____ Repealed 1

The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New ____ Amended ____ Repealed ____

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 29, 2019

Name: Amy Windrope for Kelly Susewind

Title: Director

Signature:

NEW SECTION

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

Notwithstanding the provisions of WAC 220-313-070:

- 1) **Catch Record Card Area 2-1**; effective August 1 through August 12, 2019:
 - (a) Salmon daily limit is 6, up to 2 adults may be retained. Release wild Chinook.
 - (b) Willapa Bay control zone: open, area 2-1 salmon rules apply.

- 2) **Catch Record Card Area 2-2, Humptulips North Bay Fishery (northerly of a line running from the south end of the eastern jetty at Ocean Shores Marina, then to a fishing boundary marker on Sand Island (46°57.52'N, 124°03.36'W) then to the Tripod Station located at 46°59.12'N, 124°00.72'W on Brackenridge Bluff)**; effective August 1 through August 12, 2019: Salmon daily limit is 1. Release wild Chinook and wild coho.

- 3) **Catch Record Card Area 2-2, west of the Buoy 13 line**; effective August 12 through August 13, 2019: Closed.

REPEALER

The following section of the Washington Administrative Code is repealed:
WAC 220-313-07000Q Coastal salmon—Saltwater seasons and daily limits. (19-160)