



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 12, 2019

TIME: 3:55 PM

WSR 19-15-056

Agency: Department of Fish and Wildlife (Order 19-157)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) July 14, 2019

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 Catch Record Card Areas 3 and 4.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-312-07000N
 Amended: WAC 220-312-070
 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 is necessary to change Chinook daily limits in Catch Record Card Areas 3 and 4. These emergency rules are necessary to comply with agreed-to management plans. Catch Area 4 is expected to reach its Chinook guideline at current catch rates, which would require closure of the fishery in the area; this rule will extend the fishing season to provide opportunity to access harvestable coho in the area. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____

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New 1 Amended ____ Repealed 1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 12, 2019

Name: Kelly Susewind

Title: Director

Signature:



NEW SECTION

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

Notwithstanding the provisions of WAC 220-313-070, effective July 14, 2019 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) Effective July 15, no more than one Chinook may be retained as part of the daily limit.
 - (iii) Release wild coho.

(7) Catch Record Card Area 4:

- (a) Open immediately until further notice:
 - (i) Daily limit of 2 salmon.
 - (ii) Release wild coho.
 - (iii) Release Chinook and wild coho beginning July 14.
 - (iv) Release Chinook, wild coho, and chum salmon beginning August 1.
 - (v) Waters east of a true north-south line through Sail Rock are closed through July 31

(vi) No chinook retention in waters east of the Bonilla-Tatoosh line beginning August 1.

REPEALER

The following section of the Washington Administrative Code is repealed effective July 14, 2019:

WAC 220-313-07000N Coastal salmon—Saltwater seasons and daily limits. (19-153)

