



**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: November 13, 2019

TIME: 5:24 PM

WSR 19-23-049

Agency: Department of Fish and Wildlife (Order 19-287)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) November 16, 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 Grays Harbor, its tributaries and coastal tributaries from the Hoh River south to Grays Harbor.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-317-07000S
 Amended: WAC 220-312-030; 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 emergency rule is needed to reduce the adult portion of the salmon daily limit for coastal tributaries from the Hoh River south to Grays Harbor and its tributaries. According to in-season indicators, coho returns to tributaries along the coast from Hoh River south to Grays Harbor appear to be significantly lower than preseason predictions. These conservation measures are being taken to ensure escapement goals are met. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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 2 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: November 13, 2019	Signature: 
Name: Amy Windrope for Kelly Susewind	
Title: Director	

NEW SECTION

WAC 220-312-02000X Freshwater exceptions to statewide rules – Coast.

Notwithstanding the provisions of WAC 220-312-020, effective November 16, 2019 until further notice, no more than 1 adult salmon may be retained as part of the salmon daily limit in the following waters:

- 1) **Black River (Grays Harbor/Thurston Co.)**, from mouth to bridge on 128th Ave. SW.
- 2) **Chehalis River (Chehalis Co.)**, from mouth (Hwy. 101 Bridge in Aberdeen) to the high bridge on Weyerhaeuser 1000 line.
- 3) **Copalis River (Grays Harbor Co.)**, from mouth to Carlisle Bridge.
- 4) **Elk River (Grays Harbor Co.)**, from mouth (Hwy. 105 Bridge) to the confluence of Middle Branch.
- 5) **Hoh River (Jefferson Co.)**, from Olympic National Park boundary upstream to Morgans Crossing boat launch.
- 6) **Hoquiam River, including West Fork (Grays Harbor Co.)**, from mouth (Hwy. 101 Bridge on Simpson Ave) to Dekay Rd. Bridge (West Fork).
- 7) **Hoquiam River, East Fork (Grays Harbor Co.)**, from mouth to confluence of Berryman Creek.
- 8) **Johns River (Grays Harbor Co.)**, from mouth (Hwy. 105 Bridge) to Ballon Creek.
- 9) **Moclips River (Grays Harbor Co.)**, from mouth to Quinault Indian Reservation boundary.
- 10) **Newaukum River, including South Fork (Lewis Co.)**, from mouth to Leonard Rd. near Onalaska.
- 11) **Quinault River, Upper (Clallam Co.)**, from mouth at upper end of Quinault Lake upstream to Olympic National Park boundary.
- 12) **Salmon River (Jefferson Co.)**, outside Quinault Indian reservation and Olympic National Park)
- 13) **Satsop River and East Fork (Grays Harbor Co.)**, from mouth to bridge at Schafer State Park; and from 400' below Bingham Creek Hatchery to the dam.
- 14) **Skookumchuck River (Lewis/Thurston Co.)**, from mouth to 100' below outlet of TransAlta WDFW steelhead rearing pond located at the base of Skookumchuck Dam.
- 15) **Wishkah River (Grays Harbor Co.)**, from mouth to 200' below the weir at the Wishkah Rearing Ponds; and from 150' upstream to 150' downstream of the Wishkah adult attraction channel/outfall structure (within the posted fishing boundary).
- 16) **Wynoochee River (Grays Harbor Co.)**, from mouth to WDFW White Bridge access site.

NEW SECTION

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

Notwithstanding the provisions of WAC 220-313-070, effective November 16, 2019 until further notice, no more than 1 adult salmon may be retained as part of the salmon daily limit in Catch Record Card Area 2-2.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-313-07000S Coastal salmon—Saltwater seasons and daily limits. (19-185)