



**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 20, 2018

TIME: 1:52 PM

WSR 18-16-009

Agency: Department of Fish and Wildlife (Order 18-167)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) July 23, 2018

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 Puget Sound salmon rules.

Citation of rules affected by this order:

- New:
- Repealed: WAC 220-313-06000Q
- Amended: WAC 220-313-060
- 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 close retention of Chinook salmon in Marine Area 9 because preliminary estimates indicate that anglers have caught over half of the summer quota since the fishery opened on Monday. The fishery will close to allow fishery managers to re-evaluate the catch after the weekend of fishing to determine how much available quota remains. Should there be sufficient catch available, the fishery will reopen to harvest the remaining quota. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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:

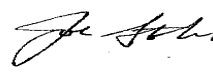
New 1 Amended ____ Repealed 1

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 20, 2018	Signature: 
Name: Joe Stohr	
Title: Director	

NEW SECTION

WAC 220-313-06000S Puget Sound salmon—Saltwater seasons and daily limits.

Notwithstanding the provisions of WAC 220-313-060, the following rules apply:

- (1) Marine Area 5
 - (a) Open through August 15: Daily limit of 2 salmon. Release chum, wild Chinook and wild coho. 2 Additional sockeye salmon may be retained as part of the daily limit.
 - (b) Open August 16 through September 30. Daily limit of 2 salmon. Release chum, Chinook and wild coho. 2 Additional sockeye salmon may be retained as part of the daily limit.

- (2) Marine Area 6
 - (a) Open through August 15: Daily limit of 2 salmon. Release chum, wild Chinook and wild coho. 2 Additional sockeye salmon may be retained as part of the daily limit. Release all Chinook east of a true north-south line through the Number 2 Buoy immediately east of Ediz Hook.
 - (b) Waters of Port Angeles Harbor west of a line from the tip of Ediz Hook to the ITT Rayonier Dock are closed through August 15.
 - (c) Open August 16 through September 30: Daily limit of 2 salmon. Release chum, Chinook and wild coho. 2 Additional sockeye salmon may be retained as part of the daily limit.

- (3) Marine Area 7
 - (a) Open through July 31: Daily limit of 2 salmon. Release chum and wild Chinook. 2 Additional sockeye salmon may be retained as part of the daily limit. Closed to salmon fishing in the Southern Rosario Strait and Eastern Strait of Juan de Fuca closure area described in WAC 220-313-020(7).
 - (b) Open August 1 through September 3: Daily limit of 2 salmon; no more than one may be a Chinook salmon. Release chum. 2 Additional sockeye salmon may be retained as part of the daily limit. Closed to salmon fishing in the Southern Rosario Strait and Eastern Strait of Juan de Fuca closure area described in WAC 220-313-020(7).
 - (c) Open September 4 through September 30:
 - (i) Daily limit of 2 salmon.
 - (ii) Release chum and Chinook.
 - (d) Closed to salmon fishing in Samish Bay area described in WAC 220-313-020(7).
 - (e) Waters of Bellingham Bay described in WAC 220-313-020(1): Open through August 15. August 16 through September 30: Daily limit of 4 salmon; no more than 2 may be Chinook salmon.

- (4) Marine Area 8-1
 - (a) Open August 1 through September 30: Daily limit 2 salmon. Release Chinook.

- (5) Marine Area 8-2
 - (a) Open August 1 through September 23: Daily limit of 2 salmon. Release Chinook.

(6) Marine Area 9

- (a) Open through August 15, except waters in this subsection: Daily limit of 2 salmon; Release Chinook, chum and wild coho. Closed south of a line from Foulweather Bluff to Olele Point through August 15 except it is permissible to fish from shore in waters south of a line from Foulweather Bluff to Olele Point: Daily limit of 2 salmon. Release Chinook, chum and wild coho.
- (b) Open August 16 through September 30: Daily limit of 2 salmon. Release Chinook, chum and wild coho.
- (c) Edmonds Fishing Pier: Open year-round. Daily limit of 2 salmon; No more than one may be a Chinook salmon. Release chum from August 1 through September 30.

(7) Marine Area 10

- (a) Open through August 31: Daily limit of 2 salmon, no more than one may be a Chinook salmon. Release chum and wild Chinook.
- (b) Open September 1, 2018, until further notice: Daily limit of 2 salmon. Release Chinook. Release chum September 1 through September 15.
- (c) Waters of Shilshole Bay southeast of a line from Meadow Point to West Point: Closed through August 15.
- (d) Waters of Elliott Bay east of a line from West Point to Alki Point: Closed through August 31, except: In years ending in odd numbers: Those waters north of a line from Jack Block Park through the north tip of Harbor Island to shore northeast of the North Waterway (47°35.47'N, 122°20.58'W), open August 15 through August 31 from Friday through Sunday of each week only. Daily limit of 2. Release Chinook, chum and wild coho.
- (e) Waters of Sinclair Inlet and Port Orchard south of the Manette Bridge in Bremerton, south of a line true west from Battle Point, and west of a line drawn true south from Point White: Open through September 30. Daily limit of 3 salmon. Release wild Chinook and wild coho. Release chum from August 1 through September 15.

(8) Marine Area 11

- (a) Open through September 30, Daily limit 2 salmon of which 1 may be a hatchery chinook. Release Wild Chinook.
- (b) Waters of Commencement Bay east of a line from the Cliff House Restaurant to the Sperry Ocean Dock are closed through July 31.
- (c) Dash Point Dock, Les Davis Pier, Des Moines Pier, Redondo Pier, and Point Defiance Boathouse Dock, open year-round: Daily limit of 2 salmon; no more than one may be a Chinook salmon.

(9) Marine Area 12

- (a) Open through September 30, in waters south of Ayock Point except waters listed in this subsection: Daily limit of 4 salmon. Release chum and wild Chinook.
- (b) Waters within a 2,000-foot arc seaward of yellow buoys at the mouth of Finch Creek at Hoodspport Salmon Hatchery: Daily limit of 4 salmon. Release chum and wild Chinook. It is unlawful to fish for or possess salmon taken from these waters from one hour after sunset to one hour before sunrise. It is unlawful to fish from any Hoodspport Salmon Hatchery structure except persons with disabilities who permanently use a wheelchair and who have a designated harvester card under WAC 220-220-240 may fish from the ADA-access site at the Hoodspport Salmon Hatchery, as long as persons follow all applicable department rules.

REPEALER

The following section of the Washington Administrative Code is repealed effective July 23, 2018:

WAC 220-313-06000Q Puget Sound salmon—Saltwater seasons and daily limits. (18-136)