



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: April 16, 2021

TIME: 4:19 PM

WSR 21-09-060

Agency: Department of Fish and Wildlife (Order 21-55)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) May 1, 2021

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

- Yes No If Yes, explain:

Purpose: The purpose of this emergency rule is to open salmon seasons in the Quillayute and Sol Duc rivers.

Citation of rules affected by this order:

New:
 Repealed:
 Amended: WAC 220-312-020
 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 implements sport harvest opportunity for hatchery Spring Chinook as agreed to under the 2021 co-management Harvest Agreement for Spring and Summer Salmon Fisheries in the Quillayute River System. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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New 1 Amended ____ Repealed ____

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New ____ Amended ____ Repealed ____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: April 16, 2021
Name: Kelly Susewind
Title: Director

Signature:


NEW SECTION

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

Effective May 1 through July 31, 2021 the following provisions of WAC 220-312-020, regarding salmon seasons for Quillayute Sol Duc rivers shall be as described below. All other provisions of WAC 220-312-020 not addressed herein, or unless otherwise amended by emergency rule, remain in effect:

- 1. Quillayute River (Clallam Co.),** from Olympic National Park boundary upstream to confluence of Sol Duc and Bogachiel rivers: Salmon:
 - (a) Daily limit 4. No more than 2 adult salmon may be retained. Release wild adult Chinook, wild adult coho and all sockeye salmon.
 - (b) It is unlawful to use anything other than one single point barbless hook.

- 2. Sol Duc River (Clallam Co.),** from mouth to the concrete pump station at the Sol Duc Hatchery: Salmon:
 - (a) Effective May 1 through July 15, 2021:
 - (i) Daily limit 4. No more than 2 adult salmon may be retained. Release wild adult Chinook, wild adult coho and all sockeye salmon.
 - (ii) It is unlawful to use anything other than one single point barbless hook.

 - (b) Effective July 16 through July 31, 2021:
 - (i) Daily limit 4. No more than 2 adult salmon may be retained. Release wild adult Chinook, wild adult coho and all sockeye salmon.
 - (ii) It is unlawful to use anything other than one single point barbless hook.
 - (iii) Bait prohibited.