



# 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: June 30, 2022

TIME: 4:20 PM

WSR 22-14-077

**Agency:** Department of Fish and Wildlife (Order 22-127)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) July 2, 2022

**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 close salmon seasons in Catch Record Card Area 4 and to reduce the Chinook portion of the salmon daily limit in Catch Record Card Area 3.

**Citation of rules affected by this order:**

New:  
 Repealed: WAC 220-313-07500H  
 Amended: WAC 220-313-075  
 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 because Neah Bay has harvested a significant portion of its Chinook quota, and closure of waters east of the Bonilla-Tatoosh line and subsequent closure of the entire area should reserve some Chinook quota for reopening the Area later in the summer when more coho salmon are present. Modification of the daily limit for Area 3 is to ensure that that Chinook quota in that area is not consumed quickly as more Chinook move through the area, and fishing effort potentially increases due to closure of Area 4.

This rule also maintains previously established recreational salmon seasons in Areas 1 and 2.

These rules for in-state waters are consistent with federal salmon fishing regulations adopted by the National Marine Fisheries Service in response to actions taken by the Pacific Fishery Management Council (PFMC) to set salmon fishery harvest specifications and management measures; this action is intended to achieve regulatory consistency in federal and state waters for the ocean recreational salmon fishery, which operates in both areas.

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


New	1	Amended	___	Repealed	<u>1</u>
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New	___	Amended	___	Repealed	___
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**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	___

<b>Date Adopted:</b> June 30, 2022	<b>Signature:</b> 
<b>Name:</b> Kelly Susewind	
<b>Title:</b> Director	

## NEW SECTION

### **WAC 220-313-07500I Pacific Ocean Salmon-Seasons-Closed Areas.**

Effective July 2 through October 8, 2022 the provisions of WAC 220-313-075 regarding recreational salmon seasons for Marine Areas 1 through 4 shall be as described below. All other provisions of WAC 220-313-075 not addressed herein remain in effect unless otherwise amended:

**(1) Catch Record Card Area 1:** Open immediately through September 30, 2022:

- (a) Daily limit of 2 salmon; no more than one may be a Chinook.
- (b) Release wild coho.
- (c) Chinook minimum length 22 inches.
- (d) Coho minimum length 16 inches.

**(2) Catch Record Card Area 2:** Open immediately through September 30, 2022:

- (a) Daily limit of 2 salmon; no more than one may be a Chinook.
- (b) Release wild coho.
- (c) Chinook minimum length 22 inches.
- (d) Coho minimum length 16 inches.
- (e) July 4 through August 7, 2022 the Grays Harbor Control Zone is open. See WAC 220-306-040.

**(3) Catch Record Card Area 3:**

- (a) Open immediately through July 3, 2022:
  - (i) Daily limit of 2 salmon.
  - (ii) Release wild coho.
  - (iii) Chinook minimum length 24 inches.
  - (iv) Coho minimum length 16 inches.
- (b) Open July 4 through September 30, 2022:
  - (i) Daily limit of 2 salmon; no more than one may be a Chinook.
  - (ii) Release wild coho.
  - (iii) Chinook minimum length 24 inches.
  - (iv) Coho minimum length 16 inches.
  - (v) Release chum beginning August 1.
- (c) Open October 5 through October 8, 2022 only in the area north of 47°50'00" N. lat. and south of 48°00'00" N. lat.:
  - (i) Daily limit 2 Chinook salmon only.
  - (ii) Release all salmon except Chinook.
  - (iii) Chinook minimum length 24 inches.

**(4) Catch Record Card Area 4:** Open July 2 through July 4, 2022:

- (a) Daily limit of 2 salmon; no more than one may be a Chinook.
- (b) Release wild coho.
- (c) Chinook minimum length 24 inches.

- (d) Coho minimum length 16 inches.
- (e) Closed in waters east of the Bonilla-Tatoosh line

## REPEALER

The following section of Washington Administrative Code is repealed, effective July 2, 2022:  
WAC 220-313-07500H Pacific Ocean Salmon-Seasons-Closed Areas. (22-110)