



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 21, 2022

TIME: 8:32 AM

WSR 22-16-006

Agency: Department of Fish and Wildlife (Order 22-143)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
 Later (specify) July 22, 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 Chinook retention on Fridays and Saturdays in Catch Record Card Area 2.

Citation of rules affected by this order:

New:
Repealed: WAC 220-312-07500K
Amended: WAC 220-312-075
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 to extend season lengths in Area 2.

Through July 17, 2022, 34 percent of the Marine Area 2 Chinook quota has been taken (4,145 of 12,070.) Chinook catches have been larger than expected and these measures are needed to reduce catch of Chinook so that sufficient Chinook guideline remains to keep salmon seasons open seven days per week and to access coho salmon later in the season.

This rule also maintains previously established recreational salmon seasons in Areas 1, 3, and 4.

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	___

Date Adopted: July 21, 2022	Signature: 
Name: Kelly Susewind	
Title: Director	

NEW SECTION

WAC 220-313-07500L Pacific Ocean Salmon-Seasons-Closed Areas.

Effective July 22 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.
- (e) That portion of Area 1 north of 46° 15' N and east of 124° 08' 40" W is closed to fishing for salmon.

(2) Catch Record Card Area 2: Open July 22 through September 30, 2022:

- (a) Open Sundays through Thursdays:
 - (i) Daily limit of 2 salmon; no more than one may be a Chinook.
 - (ii) Release wild coho.
 - (iii) Chinook minimum length 22 inches.
 - (iv) Coho minimum length 16 inches.
- (b) Open Fridays and Saturdays:
 - (i) Daily limit of 2 salmon.
 - (ii) Release Chinook and wild coho.
 - (iii) Coho minimum length 16 inches.
- (c) Immediately through August 7, 2022 the Grays Harbor Control Zone is open (see WAC 220-306-040) and subject to rules and daily limits in subsections (2)(a) and (2)(b) of this rule.

(3) Catch Record Card Area 3:

- (a) Open immediately through July 24, 2022:
 - (i) Daily limit of 2 salmon.
 - (ii) Release Chinook and wild coho.
 - (iii) Coho minimum length 16 inches.
- (b) Open July 25 through September 30, 2022:
 - (i) Daily limit of 2 salmon; no more than one may be a Chinook
 - (ii) Release wild coho.
 - (iii) Release chum beginning August 1.
 - (iv) Chinook minimum length 24 inches.
 - (v) Coho minimum length 16 inches.
- (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:

(a) Open July 25 through July 31, 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) Closed in waters east of the Bonilla-Tatoosh line.

(b) Open August 1 through September 30, 2022:

- (i) Daily limit of 2 salmon; no more than one may be a Chinook
- (ii) Release chum and wild coho.
- (iii) Chinook minimum length 24 inches.
- (iv) Coho minimum length 16 inches.
- (v) Chinook retention prohibited in waters east of the Bonilla-Tatoosh line.

R E P E A L E R

The following section of Washington Administrative Code is repealed, effective July 22, 2022:

WAC 220-313-07500K Pacific Ocean Salmon-Seasons-Closed Areas. (22-138)