



**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: August 22, 2022

TIME: 3:53 PM

WSR 22-17-119

Agency: Department of Fish and Wildlife (Order 22-178)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) August 23, 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 in Catch Record Card Area 1 and to reopen salmon fishing in the area within approximately three miles of the Washington shore.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-313-07500M
 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 to extend salmon season length in Catch Record Card Area 1. Area 1 catch is approaching the Chinook quota for the season, and a portion of that quota must be reserved to account for release mortalities if the area is to remain open for coho fishing. The coho quota for the area is 84,000 which will allow for significant angling opportunity during the remainder of the salmon season. There is insufficient time to adopt permanent rules.

These rules are adopted at the recommendation of the Pacific Fisheries Management Council, in accordance with preseason fishing plans, and have been adopted for federal waters by the National Oceanic and Atmospheric Administration.

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: August 22, 2022

Name: Kelly Susewind

Title: Director

Signature:



NEW SECTION

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

Effective August 23, 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.
 - (b) Release Chinook and wild coho.
 - (c) Coho minimum length 16 inches.

- (2) **Catch Record Card Area 2:** Open immediately, through September 30, 2022:
 - (a) Daily limit of 2 salmon.
 - (b) Release Chinook and wild coho.
 - (c) Coho minimum length 16 inches.
 - (d) Possession of Chinook onboard a vessel, including in transit, is unlawful.

- (3) **Catch Record Card Area 3:**
 - (a) Open immediately, 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.

 - (b) 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 immediately, through September 30, 2022:
 - (a) Daily limit of 2 salmon; no more than one may be a Chinook
 - (b) Release chum and wild coho.
 - (c) Chinook minimum length 24 inches.
 - (d) Coho minimum length 16 inches.
 - (e) Chinook retention prohibited in waters east of the Bonilla-Tatoosh line.

REPEALER

The following section of Washington Administrative Code is repealed, effective August 23, 2022:

