



# 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 26, 2023

TIME: 9:55 AM

WSR 23-16-054

**Agency:** Department of Fish and Wildlife (Order 23-141)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) July 28, 2023

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

- Yes  No If Yes, explain:

**Purpose:** This emergency rule is needed to open recreational salmon seasons in Catch Record Card Area 7.

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

New:  
 Repealed:  
 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 necessary to open salmon seasons in Catch Record Card Area 7. Catch estimates for the Marine Area 7 summer Chinook fishery indicate that through July 21, 2023, 78% of the harvest quota (1,696 of 2,181) has been reached, 23% of unmarked encounters (971 of 4,258) and 64% of sublegal encounters (1,618 of 2,554) have also been accounted for. Based on daily catch rates thus far, this allows space for two additional days of fishing to be added to the 2023 summer Chinook season. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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	____

<b>Date Adopted:</b> July 26, 2023
<b>Name:</b> Kelly Susewind
<b>Title:</b> Director

**Signature:**



## NEW SECTION

### **WAC 220-313-06000B Puget Sound salmon—saltwater seasons and daily limits.**

Effective July 28 through July 29, 2023, for Catch Record Card Area 7, the following provisions of WAC 220-313-060 regarding salmon seasons shall be modified as described herein. All other provisions of WAC 220-313-060 not addressed herein, or unless otherwise amended by emergency rule, remain in effect:

#### **Catch Record Card Area 7:**

- (a) Daily limit 2 salmon, including no more than 1 hatchery Chinook. Release chum, wild Chinook and wild coho.
- (b) Waters of Rosario Strait and Eastern Strait of Juan de Fuca closure area described in WAC 220-313-020(7): Closed.
- (c) Waters of Bellingham Bay described in WAC 220-313-020(1): Closed.
- (d) Lummi Bay: Waters east of a line from Gooseberry Point to Sandy Point: Closed.