



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 18, 2023

TIME: 3:41 PM

WSR 23-17-119

Agency: Department of Fish and Wildlife (Order 23-171)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) August 19, 2023

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 increase the pink salmon portion of the salmon daily limit in Catch Record Card areas 5, 6, and 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- Repealed: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 increase the pink salmon portion of the salmon daily limit in Catch Record Card areas 5, 6, and 7.

Fishery managers have determined that the current run of Fraser River pink salmon is coming in above forecast, allowing for additional pink salmon retention in these Puget Sound Recreational Fisheries.

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| Federal statute: | New | _____ | Amended | _____ | Repealed | _____ |
| Federal rules or standards: | New | _____ | Amended | _____ | Repealed | _____ |
| Recently enacted state statutes: | New | _____ | Amended | _____ | Repealed | _____ |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: August 18, 2023 | Signature:  |
| Name: Kelly Susewind | |
| Title: Director | |

NEW SECTION

WAC 220-313-06000I Puget Sound salmon—saltwater seasons and daily limits.

Effective August 19 through September 30, 2023, salmon rules described in WAC 220-313-060 for Catch Record Card areas 5, 6, and 7 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:

(1) Catch Record Card Area 5:

Effective August 19 through September 30, 2023: Salmon daily limit 2 plus 2 additional pink salmon. Release Chinook, wild coho, and chum.

(2) Catch Record Card Area 6, except Dungeness Bay (described in WAC 220-313-060(3)):

Effective August 19 through September 30, 2023: Salmon daily limit 2 plus 2 additional pink salmon. Release Chinook, wild coho, and chum.

(3) Catch Record Card Area 7, except Lummi Bay (described in WAC 220-313-060(4), Samish Bay (described in WAC 220-313-020(7)), Southern Rosario Strait/Eastern Strait of Juan de Fuca (described in WAC 220-313-020 (7)), and Bellingham Bay (described in WAC 220-313-020(1)):

- (a) Effective August 19 through August 31: Salmon daily limit 2 plus 2 additional pink salmon. Release Chinook, wild coho, and chum.
- (b) Effective September 1 through September 30: Salmon daily limit 2 including no more than 1 coho plus 2 additional pink salmon. Release Chinook and chum.