



# 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 25, 2023

TIME: 2:02 PM

WSR 23-18-021

**Agency:** Department of Fish and Wildlife (Order 23-179)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) August 26, 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 allow retention of wild coho in coastal fisheries (Catch Record Card areas 1-3, and 4 west of the Bonilla-Tatoosh line, and to close salmon fishing east of the Bonilla-Tatoosh line in Area 4.)

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

New:  
 Repealed: WAC 220-313-07500T  
 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 necessary to allow retention of wild coho in recreational ocean salmon fisheries and to close salmon fishing in Catch Record Card Area 4 east of Bonilla-Tatoosh line.

Percentages of adipose marked coho have been lower than expected in ocean salmon fisheries this season. Quotas have been adjusted downward in a manner to ensure that impacts to wild coho are not increased from preseason expected rates and will remain within conservation limits by allowing their retention.

Closure of Area 4 east of the Bonilla-Tatoosh line is needed to provide geographic separation, enhance compliance and facilitate enforcement of fisheries with different retention rules in Area 4 west of the Bonilla-Tatoosh line and Area 5.

**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 \_\_\_\_

<b>Date Adopted:</b> August 25, 2023	<b>Signature:</b> 
<b>Name:</b> Kelly Susewind	
<b>Title:</b> Director	

## NEW SECTION

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

Effective August 26, through October 7, 2023, 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 August 26, through September 30, 2023:

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

**(2) Catch Record Card Area 2:** Open August 26, through September 30, 2023:

- (a) Daily limit of 2 salmon; no more than one may be a Chinook.
- (b) Chinook minimum length 22 inches.
- (c) Coho minimum length 16 inches.
- (d) August 26, 2023, through September 30, 2023, 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 August 26, through September 30, 2023:
  - (i) Daily limit of 2 salmon.
  - (ii) Release chum.
  - (iii) Chinook minimum length 24 inches.
  - (iv) Coho minimum length 16 inches.
- (b) Open October 3, through October 7, 2023, only in the area north of 47°50'00 N. lat. and south of 48°00'00" N. lat.:
  - (i) Daily limit 1 Chinook salmon only.
  - (ii) Release all salmon except Chinook.
  - (iii) Chinook minimum length 24 inches.

**(4) Catch Record Card Area 4:** Open August 26, through September 30, 2023:

- (a) Daily limit of 2 salmon.
- (b) Release chum.
- (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 August 26, 2023:

WAC 220-313-07500T Pacific Ocean Salmon-Seasons-Closed Areas. (23-169)