



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: December 06, 2023

TIME: 4:03 PM

WSR 24-01-010

Agency: Department of Fish and Wildlife (Order 23-266)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) December 8, 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 require the release of wild coho in Naselle and Willapa rivers.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-312-02000H
 Amended: WAC 220-312-020
 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 require the release of wild coho salmon in Naselle and Willapa rivers. Spawner survey data collected to date indicates a lower-than-expected return to the Willapa and Naselle rivers. This action is necessary to ensure that escapement goals are met.

This rule also carries forward previously announced rules regarding gamefish seasons, gear restrictions and wild rainbow trout release for Grays Harbor, Willapa Bay, and coastal tributaries in WSR 23-24-047, filed November 30, 2023.

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Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____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: December 6, 2023	Signature: 
Name: Kelly Susewind	
Title: Director	

NEW SECTION

WAC 220-312-02000I Freshwater exceptions to statewide rules – Coast.

Effective December 8, 2023, until further notice, the following provisions of WAC 220-312-020, regarding gamefish and salmon seasons, fishing from a floating device, and gear and hook restrictions for coastal tributaries, including tributaries of Grays Harbor and Willapa Bay shall be modified as described below. All areas described as Closed Waters in WAC 220-312-0202 remain Closed Waters. All other provisions of WAC 220-312-020 not addressed herein, or unless otherwise amended by emergency rule, remain in effect:

(1) Bear River (Pacific Co.):

(a) Effective immediately, through February 29, 2024:

- (i) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
- (ii) Release wild rainbow trout.

(b) Effective March 1, 2023, until further notice: All species: Closed.

(2) Big River (Clallam Co.), outside Olympic National Park:

(a) Effective January 1 through February 29, 2024:

- (i) All species: Fishing from a floating device is prohibited.
- (ii) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
- (iii) Release wild rainbow trout.

(b) Effective March 1, 2024, until further notice: All species: Closed.

(3) Black River (Grays Harbor Co.), from the mouth to bridge on 128th Ave SW: Effective immediately through December 31, 2023: All species: Closed.

(4) Bogachiel River (Clallam Co.):

(a) From the mouth to Mill Creek:

(i) Effective immediately through December 15, 2023:

- (A) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
- (B) Steelhead: Daily limit is 2 hatchery steelhead
- (C) Salmon: Daily limit 1. Release sockeye.

(ii) Effective December 16, 2023, until further notice:

- (A) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
- (B) Steelhead: Daily limit is 2 hatchery steelhead

(b) From Mill Creek to Hwy. 101 Bridge:

(i) Effective immediately through December 15, 2023:

- (A) All species: Fishing from a floating device is prohibited.
- (B) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.

- (C) Steelhead: Daily limit is 2 hatchery steelhead
 - (D) Salmon: Daily limit 1. Release sockeye.
 - (ii) Effective December 16, 2023, until further notice:
 - (A) All species: Fishing from a floating device is prohibited.
 - (B) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (C) Steelhead: Daily limit is 2 hatchery steelhead
 - (c) From Hwy. 101 Bridge to Olympic National Park Boundary: Effective immediately, until further notice:
 - (i) All species: Fishing from a floating device is prohibited.
 - (ii) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (iii) Steelhead: Daily limit is 2 hatchery steelhead.
- (5) Calawah River: (Clallam Co.):**
- (a) From the mouth to the Hwy. 101 Bridge:
 - (i) Effective immediately through December 15, 2023:
 - (A) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (B) Steelhead: Daily limit is 2 hatchery steelhead.
 - (C) Salmon: Daily limit 1. Release sockeye.
 - (ii) Effective December 16, 2023, until further notice:
 - (A) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (B) Steelhead: Daily limit is 2 hatchery steelhead.
 - (b) From the Hwy. 101 Bridge to the forks: Effective immediately, until further notice:
 - (i) All species: Fishing from a floating device is prohibited.
 - (ii) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (iii) Steelhead: Daily limit is 2 hatchery steelhead.
- (6) Calawah, South Fork (Clallam Co.), from the mouth to Olympic National Park boundary: Effective immediately, through February 29, 2024:**
- (a) All species: Fishing from a floating device is prohibited.
 - (b) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
- (7) Cedar Creek (Jefferson Co.), outside Olympic National Park boundary: Effective immediately, through February 29, 2024:**
- (a) All species: Fishing from a floating device is prohibited.
 - (b) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (c) Release wild rainbow trout.

- (8) **Chehalis River (Grays Harbor Co.):** From the mouth upstream, including all forks: Effective immediately, until further notice: All species: Closed.
- (9) **Clearwater River (Jefferson Co.),** from the mouth to Snahapish River: Effective immediately, until further notice: All species: Closed.
- (10) **Cloquallum Creek (Grays Harbor/Mason Co.),** from the mouth to the outlet at Stump Lake: Effective immediately, through February 29, 2024: All species: Closed.
- (11) **Copalis River (Grays Harbor Co.):** Effective immediately, through February 29, 2024: All species: Closed.
- (12) **Dickey River (Clallam Co.),** from the Olympic National Park boundary upstream:
- (a) Effective immediately through December 15, 2023:
 - (i) All species: Fishing from a floating device is prohibited.
 - (ii) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (iii) Salmon: Salmon: Daily limit 1. Release sockeye.
 - (b) Effective December 16, 2023, until further notice:
 - (i) All species: Fishing from a floating device is prohibited.
 - (ii) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
- (13) **Dickey River, East Fork and West Fork:** Effective immediately, until further notice:
- (a) All species: Fishing from a floating device is prohibited.
 - (b) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
- (14) **Elk Creek (Lewis/Pacific Co.):** Effective January 1, 2023, until further notice: All species: Closed.
- (15) **Elk River (Grays Harbor Co.):** Effective immediately, through February 29, 2024: All species: Closed.
- (16) **Goodman Creek (Jefferson Co.),** outside of Olympic National Park boundary: Effective immediately, through February 29, 2024:
- (a) All species: Fishing from a floating device is prohibited.
 - (b) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (c) Release wild rainbow trout.
- (17) **Hoh River (Jefferson Co.):**
- (a) From Olympic National Park boundary upstream to DNR Oxbow Campground boat launch:
 - (i) Effective immediately through December 15, 2023:

- (A) All species: Fishing from a floating device is prohibited Sundays through Tuesdays, each week.
 - (B) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (C) Steelhead: Daily limit is 2 hatchery steelhead.
 - (D) Salmon: Daily limit 1. Release all salmon other than coho.
 - (ii) Effective December 16, 2023, until further notice:
 - (A) All species: Fishing from a floating device is prohibited Sundays through Tuesdays, each week.
 - (B) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (C) Steelhead: Daily limit is 2 hatchery steelhead.
- (b) From DNR Oxbow Campground boat launch to Morgans Crossing boat launch:
- (i) Effective immediately through December 15, 2023:
 - (A) All species: Fishing from a floating device is prohibited Wednesdays through Saturdays, each week.
 - (B) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (C) Steelhead: Daily limit is 2 hatchery steelhead.
 - (D) Salmon: Daily limit 1. Release all salmon other than coho.
 - (ii) Effective December 16, 2023, until further notice:
 - (A) All species: Fishing from a floating device is prohibited Wednesdays through Saturdays, each week.
 - (B) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (C) Steelhead: Daily limit is 2 hatchery steelhead.
- (c) From Morgans Crossing boat launch to Olympic National Park boundary below mouth of South Fork Hoh River: Effective Immediately, until further notice:
- (i) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (ii) Steelhead: Daily limit is 2 hatchery steelhead.
- (18) Hoh River, South Fork (Jefferson Co.),** outside of Olympic National Park boundary: Effective immediately, until further notice:
- (a) All species: Fishing from a floating device is prohibited.
 - (b) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
- (19) Hoquiam River including West and East forks (Grays Harbor Co.):** Effective immediately, through February 29, 2024: All species: Closed.
- (20) Humptulips River (Grays Harbor Co.):** From the mouth to confluence of East and West forks and West Fork from mouth to Donkey Creek: Effective immediately, until further notice: All species: Closed.

- (21) **Joe Creek (Grays Harbor Co.)**, from the mouth to Ocean Beach Rd. Bridge: Effective immediately through December 31, 2023: All species: Closed.
- (22) **Johns River (Grays Harbor Co.)**, from the mouth (Hwy. 105 Bridge) to Ballon Creek: Effective immediately, through February 29, 2024: All species: Closed.
- (23) **Kalaloch Creek (Jefferson Co.)**, outside Olympic National Park boundary: Effective immediately, through February 29, 2024:
- (a) All species: Fishing from a floating device is prohibited.
 - (b) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (c) Release wild rainbow trout.
- (24) **Moclips River (Grays Harbor Co.)**, from the mouth to Quinault Indian Reservation boundary: Effective immediately, through February 29, 2024: All species: Closed.
- (25) **Mosquito Creek (Jefferson Co.)**, from Olympic National Park boundary upstream to Goodman 3000 Mainline Bridge: Effective immediately, through February 29, 2024:
- (a) All species: Fishing from a floating device is prohibited.
 - (b) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (c) Release wild rainbow trout.
- (26) **Naselle River (Pacific Co.):**
- (a) From the Hwy. 101 Bridge to Crown Mainline (Salme) Bridge:
 - (i) Effective December 8, 2023, through January 31, 2023:
 - (A) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (B) Release wild rainbow trout.
 - (C) Salmon: Daily limit 6 including no more than 2 adults. Release wild Chinook and wild coho.
 - (ii) Effective February 1, 2023, until further notice:
 - (A) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (B) Release wild rainbow trout.
 - (b) From Crown Mainline (Salme) Bridge to the North Fork: Effective immediately, until further notice:
 - (i) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (ii) Release wild rainbow trout.
- (27) **Naselle River, South (Pacific Co.)**, from the mouth to Bean Creek: Effective immediately, through February 29, 2024:

- (a) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (b) Release wild rainbow trout.
- (28) Nemah River, Middle (Pacific Co.):**
- (a) Effective immediately, through February 29, 2024:
 - (i) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (ii) Release wild rainbow trout.
 - (b) Effective March 1, 2024, until further notice: All species: Closed
- (29) Nemah River, North (Pacific Co.), from Hwy. 101 Bridge to Cruiser Creek:**
- (a) Effective Immediately, through February 29, 2024:
 - (i) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (ii) Release wild rainbow trout.
 - (b) Effective March 1, 2024, until further notice: All species: Closed
- (30) Nemah River, South (Pacific Co.):**
- (a) Effective immediately, through February 29, 2024:
 - (i) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (ii) Release wild rainbow trout.
 - (b) Effective March 1, 2024, until further notice: All species: Closed
- (31) Newaukum River, including South Fork (Lewis Co.), from mouth to Hwy. 508 Bridge near Kearny Creek: Effective immediately, until further notice: All species: Closed.**
- (32) Newaukum River, Middle Fork (Lewis Co.), from mouth to Taucher Rd. Bridge: Effective immediately, until further notice: All species: Closed.**
- (33) Newaukum River, North (Lewis Co.), from mouth to 400' below Chehalis City water intake: Effective immediately, until further notice: All species: Closed.**
- (34) North River (Grays Harbor/Pacific Co.), from the Hwy. 105 bridge to Raimie Creek: Effective immediately, through February 29, 2024:**
- (c) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (d) Release wild rainbow trout.
- (35) Palix River (Pacific Co.):**
- (a) From Hwy. 101 Bridge to the mouth of the Middle Fork:
 - (i) Effective immediately, through February 29, 2024:
 - (A) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (B) Release wild rainbow trout.

- (ii) Effective March 1, 2024, until further notice: All species: Closed
- (b) From the confluence with the Middle Fork upstream and all forks (including South fork Palix River and Canon River):
 - (a) Effective December 16, 2023, through February 29, 2024:
 - (i) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (ii) Release wild rainbow trout.
 - (b) Effective March 1, 2024, until further notice: All species: Closed
- (36) Quillayute River (Clallam Co.),** from Olympic National Park boundary upstream to confluence of Sol Duc and Bogachiel rivers:
 - (a) Effective immediately through December 15, 2023:
 - (i) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (ii) Steelhead: Daily limit 2 hatchery steelhead.
 - (iii) Salmon: Daily limit 1. Release sockeye.
 - (b) Effective December 16, 2023, until further notice:
 - (i) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (ii) Steelhead: Daily limit 2 hatchery steelhead.
- (37) Quinault River (Grays Harbor/Jefferson Co.),** from the mouth at upper end of Quinault Lake upstream to Olympic National Park boundary: Effective immediately, until further notice: All species: Closed.
- (38) Salmon Creek (Pacific/Wahkiakum Co.):** Effective December 16, 2023, through February 29, 2024:
 - (a) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (b) Release wild rainbow trout.
- (39) Salmon River (Jefferson Co.):** Effective immediately, through February 29, 2024: All species: Closed.
- (40) Satsop River and East Fork (Grays Harbor Co.):** Effective immediately, until further notice: All species: Closed.
- (41) Satsop River, Middle Fork (Grays Harbor Co.),** Effective immediately, through February 29, 2024: All species: Closed.
- (42) Satsop River, West Fork (Grays Harbor Co.),** Effective immediately, through February 29, 2024: All species: Closed.

- (43) **Skookumchuck River (Lewis/Thurston Co.):** From mouth to 100' below outlet of TransAlta WDFW steelhead rearing pond located at the base of Skookumchuck Dam: Effective immediately, until further notice: Closed.
- (44) **Smith Creek (near North River) (Pacific Co.):** Effective immediately, through February 29, 2024:
- (a) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (b) Release wild rainbow trout.
- (45) **Sol Duc River (Clallam Co.):**
- (a) From mouth to the concrete pump station at Sol Duc Hatchery:
 - (i) Effective immediately through December 15, 2023:
 - (A) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (B) Salmon: Daily limit 1. Release sockeye.
 - (ii) Effective December 16, 2023, until further notice: All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (b) From the concrete pump station at Sol Duc Hatchery to Hwy. 101 Bridge upstream of Klahowya campground: Effective immediately, until further notice:
 - (i) All species: Fishing from a floating device is prohibited.
 - (ii) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
- (46) **Sooes River (Clallam Co.),** outside of Makah Indian Reservation: Effective immediately, through February 29, 2024:
- (a) All species: Fishing from a floating device is prohibited.
 - (b) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (c) Release wild rainbow trout.
- (47) **Stevens Creek (Grays Harbor Co.),** from mouth to Hwy 101 Bridge: Effective immediately, through February 29, 2024: All Species: Closed.
- (48) **Thunder Creek (Clallam Co.),** from mouth to D2400 Rd.: Effective immediately, until further notice:
- (a) All species: Fishing from a floating device is prohibited.
 - (b) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (c) Release wild rainbow trout.
- (49) **Van Winkle Creek (Grays Harbor Co.),** from mouth to 400 feet below outlet of Lake Aberdeen Hatchery: Effective immediately, until further notice: All species: Closed

(50) Willapa River (Pacific Co.):

- (a) From mouth (City of South Bend boat launch) to WDFW access at mouth of Ward/Wilson Creek: Effective December 8, 2023, through January 31, 2024:
 - (i) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (ii) Release wild rainbow trout.
 - (iii) Salmon: Daily limit 6 including no more than 2 adults. Release wild Chinook and wild coho.
- (b) From the WDFW access at mouth of Ward/Wilson Creek to Hwy. 6 Bridge (near the town of Lebam):
 - (a) Effective December 8, 2023, through January 31, 2024:
 - (A) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (B) Release wild rainbow trout.
 - (C) Salmon: Daily limit 6 including no more than 2 adults. Release wild Chinook and wild coho.
 - (b) Effective February 1, 2024, until further notice:
 - (i) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (ii) Release wild rainbow trout.

(51) Willapa River, South Fork (Pacific Co.): Effective immediately, through February 29, 2024:

- (a) Effective December 8, 2023, through January 31, 2024:
 - (i) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (ii) Release wild rainbow trout.
 - (iii) Salmon: Daily limit 6 including no more than 2 adults. Release wild Chinook and wild coho.
- (b) Effective February 1 through February 29, 2024:
 - (i) All species: Selective Gear Rules in effect, except only 1 single-point barbless hook is allowed.
 - (ii) Release wild rainbow trout.

(52) Wishkah River (Grays Harbor Co.), from the mouth to 200 feet below the weir at the Wishkah Rearing Ponds and from 150 feet upstream to 150 feet downstream of the Wishkah adult attraction channel/outfall structure (within the posted fishing boundary): Effective immediately, through February 29, 2024: All species: Closed.

(53) Wynoochee River (Grays Harbor Co.): From the mouth upstream: Effective immediately, until further notice: All species: Closed.

REPEALER

The following section of Washington Administrative Code is repealed, effective December 8, 2023:

WAC 220-312-02000H Freshwater exceptions to statewide rules – Coast. (23-262)