



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: April 22, 2025

TIME: 1:33 PM

WSR 25-09-148

Agency: Department of Fish and Wildlife (Order 25-60)

Effective date of rule:

Emergency Rules

- ☐ Immediately upon filing.
☒ Later (specify) 8:00 a.m. May 1, 2025

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 will open the Quinault secondary special management area (SSMA) and Quileute special management area (SMA) on May 1, with pot limits.

Citation of rules affected by this order:

New:
Repealed: WAC 220-340-42000E; WAC 220-340-45000X
Amended: WAC 220-340-420; WAC 220-340-450
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: Tribal Special Management Area descriptions conform with recent State/Tribal Agreements and recent State/Tribal discussions regarding in-season modifications. State commercial Dungeness crab harvest in the Quinault U&A is below fifty percent of the harvestable surplus. Opening this area will not compromise the harvest sharing goals as described in the current harvest sharing agreement. 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Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____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	2	Amended	_____ Repealed 2
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: April 22, 2025			Signature: 	
Name: Kelly Susewind				
Title: Director				

NEW SECTION

WAC 220-340-42000F Commercial crab fishery—Unlawful acts.

Notwithstanding the provisions of WAC 220-340-420 and WAC 220-340-480, effective 8:00 a.m. May 1, 2025, until further notice:

- (1) It is unlawful for a vessel to use more than 200 pots in the Quinault Secondary Special Management Area (SSMA) between Split Rock (47° 24.50') and Joe Creek (47° 12.25') until 8:00 a.m. June 1, 2025. Fishers must pre-register with the Department of Fish and Wildlife prior to deploying gear in this area by one of the following methods:
 - (a) E-mail to Jamie Fuller at Jamie.Fuller@dfw.wa.gov; or
 - (b) Telephone call to Jamie Fuller at 360-580-0875.
- (2) It unlawful for a vessel to use more than 100 pots in the Quileute Special Management Area (SMA) between Cape Johnson (47° 58.00) and Destruction Island (47° 40.50) from 8:00 am May 1, 2025, until 8:00 am June 1, 2025. Fishers must pre-register with the Department of Fish and Wildlife prior to deploying gear in this area by one of the following methods:
 - (a) E-mail to Jamie Fuller at Jamie.Fuller@dfw.wa.gov; or
 - (b) Telephone call to Jamie Fuller at 360-580-0875.
- (3) All other provisions of the permanent rule remain in effect.

NEW SECTION

WAC 220-340-45000Y Commercial crab fishery—Seasons and areas—Coastal.

Notwithstanding the provisions of WAC 220-340-450, effective 8:00 a.m. May 1, 2025, until further notice: it is unlawful to fish for Dungeness crab in Washington coastal waters, the Pacific Ocean, Grays Harbor, Willapa Bay, or the Columbia River, except as provided in this section:

- (1) Open area: The area from the WA/OR border (46° 15.00') to the U.S./Canada border, including Willapa Bay and Grays Harbor.

For the purposes of this section, the waters of Willapa Bay include the marine waters east of a line connecting 46° 44.76' N, 124° 05.76' W and 46° 38.93' N, 124° 04.33' W.

- (2) The Quinault secondary special management area (SSMA) is closed to fishing for Dungeness crab until 8:00 a.m. May 1, 2025. The SSMA includes the area between Split Rock (47° 24.50') and Joe Creek (47° 12.25') according to the following coordinates:
 - (a) Northeast Corner (Split Rock): 47° 24.50' N. Lat. 124° 20.00' W. Lon.
 - (b) Northwest Corner: 47° 24.50' N. Lat. 124° 28.50' W. Lon.
 - (c) Southwest Corner: 47° 12.25' N. Lat. 124° 19.00' W. Lon.
 - (d) Southeast Corner (Joe Creek): 47° 12.25' N. Lat. 124° 12.28' W. Lon.
- (3) The Quileute special management area (SMA) is closed to fishing for Dungeness crab until 8:00 a.m. May 1, 2025. The SMA includes the area between Destruction Island and Cape Johnson according to the following points:

- (a) Northeast Corner (Cape Johnson): 47° 58.00' N. Lat. 124° 40.40' W. Lon.
- (b) Northwest Corner: 47° 58.00' N. Lat. 124° 49.00' W. Lon.
- (c) Southwest Corner: 47° 40.50' N. Lat. 124° 40.00' W. Lon.
- (d) Southeast Corner (Destruction Island): 47° 40.50' N. Lat. 124° 24.43' W. Lon.

(4) All other provisions of the permanent rule remain in effect.

REPEALERS

The following sections of Washington Administrative Code are repealed, effective 8:00 a.m. May 1, 2025:

WAC 220-340-42000E Commercial crab fishery—Unlawful acts. (25-46)

WAC 220-340-45000X Commercial crab fishery—Seasons and areas—Coastal. (25-46)