

- 212-20-245 Solid propellant rocket motors—Instructions. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-245, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-250 Solid propellant rocket motors—Sealing. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-250, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-305 Cold propellant rocket motors—Sold assembled. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-305, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-310 Cold propellant rocket motors—Propellant. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-310, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-315 Cold propellant rocket motors—Working pressures. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-315, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-320 Cold propellant rocket motors—Construction materials. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-320, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-405 Pressurized liquid rocket motors—Sold assembled. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-405, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-410 Pressurized liquid rocket motors—Nontoxic propellant. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-410, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-415 Pressurized liquid rocket motors—Working pressures. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-415, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-420 Pressurized liquid rocket motors—Shipped empty. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-420, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-425 Pressurized liquid rocket motors—Pressurizing. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-425, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-430 Pressurized liquid rocket motors—Construction materials. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-430, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-500 Nationally recognized testing labs, associations. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-500, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-600 Use of rocket motors for spectacular display. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-600, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-605 Use of rocket or rocket motor as a weapon. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-605, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-610 Use of rocket motor contrary to Federal Aviation Agency regulations. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-610, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-615 Tampering with rocket motor. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-615, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-620 Sale of noncomplying rocket motors. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-620, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-625 Operation of rockets contrary to Federal Aviation Agency regulations. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-625, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-630 Use of noncomplying rockets. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-630, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-635 Sale or use of hand-held igniters. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-635, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-640 False certification. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-640, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-645 Reloading solid propellant rocket motor. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-645, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-650 Refilling cold propellant rocket motor. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-650, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-655 Refilling pressurized liquid rocket motor. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-655, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-660 Permits. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-660, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-665 Penalty. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-665, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.
- 212-20-990 Appendix—Supplementary information. [Statutory Authority: RCW 70.77.250 (3)(a). 79-09-012 (Order FM-79-1), § 212-20-990, filed 8/8/79.] Repealed by 00-01-077, filed 12/14/99, effective 1/14/00.

WAC 212-20-001 through 212-20-990 Repealed. See Disposition Table at beginning of this chapter.

Title 220 WAC FISH AND WILDLIFE, DEPARTMENT OF (FISHERIES)

Chapters

- 220-16 Definitions.
- 220-20 General provisions.
- 220-36 Grays Harbor.
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- 220-47 Puget Sound—Salmon.
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- 220-110 Hydraulic code rules.
- 220-125 License revocation and privilege suspension.
- 220-130 Volunteer cooperative fish and wildlife enhancement program.

220-140 Regional fisheries enhancement groups.

Chapter 220-16 WAC

DEFINITIONS

WAC

- 220-16-225 Geographical definitions—Columbia River.
- 220-16-480 Sund Rock Marine Preserve Area.
- 220-16-550 Octopus Hole Conservation Area.
- 220-16-720 Brackett's Landing Shoreline Sanctuary Conservation Area.

WAC 220-16-225 Geographical definitions—Columbia River. The term "Columbia River" shall be construed to include all the waters of the Columbia River, including sloughs tributary thereto, upstream and easterly of a line projected true north-south through Buoy 10 located between the north and south jetties at the mouth of the Columbia River.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-08-029 (Order 99-13), § 220-16-225, filed 3/30/99, effective 5/1/99; Order 817, § 220-16-225, filed 5/29/99. Formerly WAC 220-16-020 (part).]

WAC 220-16-480 Sund Rock Marine Preserve Area. The "Sund Rock Marine Preserve Area" is defined as those waters and bed lands enclosed by a line originating at the shore of Hood Canal, at the mouth of Sund Creek (47° 26.4'N, 123° 7.1'W), thence due east to 123° 6.9'W, thence due south to 47° 26'N, thence due west until it intersects the beach, thence north along the ordinary high water line to the point of origin, including all of the underwater feature known as Sund Rock.

[Statutory Authority: RCW 75.08.080. 00-01-103 (Order 99-215), § 220-16-480, filed 12/16/99, effective 1/16/00; 98-15-031 (Order 98-120), § 220-16-480, filed 7/7/98, effective 8/7/98.]

WAC 220-16-550 Octopus Hole Conservation Area. "Octopus Hole Conservation Area" is defined as those waters and bedlands of Hood Canal within a line projected due east from the western shore of Hood Canal on latitude 47°27'01"N for 200 yards, thence southerly 628 yards parallel to the high water mark to latitude 47°26'40", thence due west to shore, but excluding those tidelands, bedlands and waters within 100 feet of the high water mark.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-16-550, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-16-550, filed 7/15/98, effective 8/15/98; 98-06-031, § 220-16-550, filed 2/26/98, effective 5/1/98.]

WAC 220-16-720 Brackett's Landing Shoreline Sanctuary Conservation Area. "Brackett's Landing Shoreline Sanctuary Conservation Area" is defined as those bed lands and tidelands owned by the City of Edmonds at Brackett's Landing Shoreline Sanctuary, and the water column above these bed lands and tidelands including all of the area known as Edmonds Underwater Park.

[Statutory Authority: RCW 75.08.080. 00-01-103 (Order 99-215), § 220-16-720, filed 12/16/99, effective 1/16/00. Statutory Authority: RCW 77.12.040 and 75.08.080. 98-06-031, § 220-16-720, filed 2/26/98, effective 5/1/98.]

Chapter 220-20 WAC

GENERAL PROVISIONS

WAC

- 220-20-010 General provisions—Lawful and unlawful acts—Salmon, other food fish and shellfish.
- 220-20-016 Sale of commercial caught salmon.
- 220-20-020 General provisions—Lawful and unlawful acts—Food fish other than salmon.
- 220-20-025 General provisions—Shellfish.
- 220-20-055 Repealed.
- 220-20-070 Recreational fisheries enhancement account—Funding.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

- 220-20-055 Commercial license conditions. [Statutory Authority: RCW 75.08.080 and 75.10.120. 89-09-052 (Order 89-22), § 220-20-055, filed 4/18/89; 87-21-018 (Order 87-150), § 220-20-055, filed 10/9/87.] Repealed by 00-01-102 (Order 99-210), filed 12/16/99, effective 1/16/00. Statutory Authority: RCW 75.08.080.

WAC 220-20-010 General provisions—Lawful and unlawful acts—Salmon, other food fish and shellfish. (1) It shall be unlawful to take, fish for, possess or transport for any purpose food fish, shellfish or parts thereof, in or from any of the waters or land over which the state of Washington has jurisdiction, or from the waters of the Pacific Ocean, except at the times, places and in the manners and for the species, quantities, sizes or sexes provided for in the regulations of the department.

(2) It shall be unlawful for any person to have in possession or under control or custody any food fish or shellfish within the land or water boundaries of the state of Washington, except in those areas which are open to commercial fishing or wherein the possession, control or custody of salmon or other food fish or shellfish for commercial purposes is made lawful under a statute of the state of Washington or the rules and regulations of the commission or director, unless otherwise provided.

(3) It shall be lawful to fish for, possess, process and otherwise deal in food fish and fish offal or scrap for any purpose, provided; that it shall be unlawful to use any of the following listed species for purposes other than human consumption or fishing bait:

- Pacific halibut (*Hippoglossus stenolepis*)
- Pacific herring (except as prescribed in WAC 220-49-020) (*Clupea harengus pallasii*)
- Salmon
- Chinook (*Oncorhynchus tshawytscha*)
- Coho (*Oncorhynchus kisutch*)
- Chum (*Oncorhynchus keta*)
- Pink (*Oncorhynchus gorbuscha*)
- Sockeye (*Oncorhynchus nerka*)
- Masu (*Oncorhynchus masu*)

(4) It shall be unlawful for any person to fish for food fish or shellfish while in possession in the field of food fish or shellfish that are in violation of the harvest regulations for the area being fished. This regulation does not apply to vessels in transit.

(5) It shall be unlawful for the owner or operator of any commercial food fish or shellfish gear to leave such gear unattended in waters of the state or offshore waters unless said gear is marked.

(a) Shellfish pot, bottom fish pot, set line and set net gear must be marked with a buoy to which shall be affixed in a visible and legible manner the department approved and registered buoy brand issued to the license, provided that:

(i) Buoys affixed to unattended gear must be visible on the surface of the water except during strong tidal flow or extreme weather conditions.

(ii) When two or more shellfish pots are attached to a common ground line the number of pots so attached must be clearly labeled on the required buoy.

(b) It is unlawful to operate any gill net, attended or unattended, unless there is affixed, within five feet of each end of the net, a buoy, float, or some other form of marker, visible on the corkline of the net, on which shall be marked in a visible, legible and permanent manner the name and gill net license number of the fisher.

(c) It shall be unlawful at any time to leave a gill net unattended in the commercial salmon fishery.

(6) It shall be unlawful to place any commercial food fish or shellfish gear in any waters closed to commercial fishing, provided; that this provision shall not apply to reef nets or brush weirs or to gear being tested under supervision of the department, provided further that it shall be unlawful to take, fish for or possess food fish with any type of commercial fishing gear in the waters of Carr Inlet north of north latitude 47° 20' from August 15 through November 30 except as provided in chapter 220-47 WAC.

(7) It shall be unlawful for the owner or operator of any fishing gear to refuse to submit such gear to inspection in any manner specified by authorized representatives of the department.

(8) It shall be unlawful for any person taking or possessing food fish or shellfish taken from any of the waters or beaches of the Columbia River, the state of Washington or the Pacific Ocean for any purpose to fail to submit such food fish or shellfish for inspection by authorized representatives of the department.

(9) It shall be unlawful for any person licensed by the department to fail to make or return any report required by the department relative to the taking, selling, possessing, transporting, processing, freezing and storing of food fish or shellfish whether taken within the jurisdiction of the state of Washington or beyond or on Indian reservations or usual and accustomed Indian fishing grounds.

(10) It shall be unlawful to take, fish for or possess or to injure, kill or molest fish in any fishway, fish ladder, fish screen, holding pond, rearing pond, or other fish protective device, or to interfere in any manner with the proper operation of such fish protective devices.

(11) It shall be unlawful to club, gaff, shoot, snag, snare, dip net, harass, spear, stone or otherwise molest, injure, kill or destroy any food fish or shellfish or parts thereof, or for any person to attempt to commit such acts, or to have any fish, shellfish or parts thereof so taken in possession, except as provided for in this subsection:

(a) It shall be lawful to use a dip net or club in the landing of food fish taken by personal-use angling unless otherwise provided and it shall be lawful to use a gaff in the landing of tuna, halibut and dogfish in all catch record card areas.

(b) It shall be lawful to use a dip net, gaff, or club in the landing of food fish or shellfish taken for commercial purposes, except that it is unlawful to use a fish pew, pitchfork, or any other instrument that will penetrate the body of the food fish or shellfish while sorting commercial catches during the act of discarding those fish that are not going to be retained.

(c) It shall be lawful to use a spear in underwater spear fishing as provided for in WAC 220-56-160.

(d) It shall be lawful to use a spear to take carp as provided for in WAC 220-56-280.

(e) It shall be lawful to snag herring, smelt, anchovies, pilchard, sand lance, and squid when using forage fish jigger gear or squid jigs.

(f) It shall be lawful to shoot halibut when landing them with a dip net or gaff.

(12) It shall be unlawful to take or possess for any purpose any food fish or shellfish smaller than the lawful minimum size limits. Any such fish either snagged, hooked, netted or gilled must be immediately returned to the water with the least possible injury to the fish or shellfish and it shall be unlawful to allow undersized salmon entangled in commercial nets to pass through a power block or onto a power reel or drum.

(13) It shall be unlawful to possess aboard any vessel engaged in commercial fishing or having commercially caught fish aboard, any food fish or shellfish in such condition that its species, length, weight or sex cannot be determined if a species, length, weight, or sex limit is prescribed for said species and it is unlawful to possess food fish or shellfish mutilated in any manner such that the natural length or weight cannot be determined if a length or weight limit is prescribed for said species.

(14) It shall be unlawful in any area to use, operate or carry aboard a commercial fishing vessel a licensed net or combination of such nets, whether fished singly or separately, in excess of the maximum lawful size or length prescribed for a single net in that area, except as otherwise provided for in the rules and regulations of the department.

(15) It shall be unlawful for any permit holder to fail to comply with all provisions of any special permit or letter of approval issued to him under the authority of the director, or to perform any act not specifically authorized in said document or in the regulations of the commission or director.

(16) It shall be unlawful to use, place or cause to be placed in the waters or on the beaches or tidelands of the state any substance or chemical used for control of predators or pests affecting food fish or shellfish or other aquatic marine organisms, without first having obtained a special permit to do so from the director.

(17) It shall be unlawful to test commercial fishing gear except as follows:

(a) Bellingham Bay - inside and northerly of a line from Governor's Point to the south tip of Eliza Island to Point Frances in waters 10 fathoms and deeper.

(b) Boundary Bay - north of a line from Birch Point to Point Roberts and south of the international boundary in waters 10 fathoms and deeper during times not under IPSFC control.

(c) San Juan Channel - within a 1 mile radius of Point Caution during times not under IPSFC control.

(d) Port Angeles - inside and westerly of a line projected from the east tip of Ediz Hook through buoy C "1" to the mainland.

(e) Port Gardner - within a 2 mile radius of the entrance to Everett breakwater in waters 10 fathoms and deeper.

(f) Central Puget Sound - between lines from Meadow Point to Point Monroe and Skiff Point to West Point in waters 50 fathoms and deeper.

(g) East Pass - between lines from Point Robinson true east to the mainland and from Dash Point to Point Piner in waters 50 fathoms and deeper.

(h) Port Townsend - westerly of a line from the Coast Guard station in Port Townsend to Walan Point to Kala Point in waters 10 fathoms and deeper.

(i) All tows or sets are limited to 20 minutes exclusive of setting and retrieving time.

(j) All testing is to be accomplished between 8:00 a.m. and 4:00 p.m.

(k) Codends of trawl nets must be left open, all hooks of set line gear must be unbaited, and no lures or baited hooks shall be used with jig or troll gear.

(l) Any and all incidentally caught fish and shellfish must be returned to the waters immediately, and no fish or shellfish are to be retained aboard the vessel at any time during a gear test operation.

(m) It shall be unlawful for any person conducting such gear testing operations to fail to notify the fish and wildlife enforcement office in Olympia prior to testing.

(18) It is unlawful for any person or corporation either licensed by the department or bringing food fish or shellfish into the state to fail to comply with the directions of authorized department personnel related to the collection of sampling data or material from food fish or shellfish. It is also unlawful for any such person or corporation to fail to relinquish to the department, upon request, any part of a salmon or other food fish containing coded-wire tags, including but not limited to, the snouts of those salmon that are marked by having clipped adipose fins.

(19) It is unlawful to fish for or possess food fish or shellfish taken from any conservation area defined in chapter 220-16 WAC.

(20) It is unlawful for any person to possess live bottom fish taken under a commercial fishery license.

[Statutory Authority: RCW 75.08.080.00-01-096 (Order 99-214), § 220-20-010, filed 12/15/99, effective 1/15/00. Statutory Authority: RCW 75.08.080 and 77.12.040. 98-15-081 (Order 98-122), § 220-20-010, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 98-15-031 (Order 98-120), § 220-20-010, filed 7/7/98, effective 8/7/98. Statutory Authority: RCW 77.12.040 and 75.08.080. 98-06-031, § 220-20-010, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080. 93-15-051, § 220-20-010, filed 7/14/93, effective 8/14/93; 91-08-054 (Order 91-13), § 220-20-010, filed 4/2/91, effective 5/3/91; 91-01-023, § 220-20-010, filed 12/10/90, effective 1/10/91; 89-02-022 (Order 88-186), § 220-20-010, filed 12/29/88; 88-10-013 (Order 88-15), § 220-20-010, filed 4/26/88; 85-09-017 (Order 85-20), § 220-20-010, filed 4/9/85; 85-08-023 (Order 85-24), § 220-20-010, filed 4/1/85; 84-08-014 (Order 84-24), § 220-20-010, filed 3/27/84; 82-15-

040 (Order 82-83), § 220-20-010, filed 7/15/82; 82-07-047 (Order 82-19), § 220-20-010, filed 3/18/82; 81-02-053 (Order 81-3), § 220-20-010, filed 1/7/81; 80-10-058 (Order 80-83), § 220-20-010, filed 8/6/80; 80-07-017 (Order 80-45), § 220-20-010, filed 6/11/80; 79-10-013 (Order 79-75), § 220-20-010, filed 9/7/79; Order 77-14, § 220-20-010, filed 4/15/77; Order 76-148, § 220-20-010, filed 12/2/76; Order 1193, § 220-20-010, filed 3/4/75; Order 1179, § 220-20-010, filed 11/19/74; Order 1106, § 220-20-010, filed 1/10/74; Order 1057, § 220-20-010, filed 5/22/73; Order 945, § 220-20-010, filed 8/16/71; Order 920, § 220-20-010, filed 5/13/71; Order 817, § 220-20-010, filed 5/29/69; Order 810, § 220-20-010, filed 4/17/69; Order 771-A, § 220-20-010, filed 3/29/68; Order 767, § 1, filed 12/22/67; Order 758, § 3, filed 10/16/67; Order 726, §§ 2, 3, filed 4/24/67; Order 721, § 1, filed 3/9/67; Subsections 1, 2 from Orders 405 and 256, filed 3/1/60; Subsection 3 from Order 677, filed 3/31/66; Subsection 16 from Order 525, filed 5/3/61; Orders 355 and 256, filed 3/1/60; Subsection 4 from Order 591, filed 10/28/63; Orders 479 and 256, filed 3/1/60; Subsection 5 from Orders 383 and 256, filed 3/1/60; Subsections 6, 26, 35 from Order 568, filed 3/26/63; Order 543, filed 3/20/62; Order 507, filed 4/13/60; Order 256, filed 3/1/60; Subsections 7-11, 13-15, 17, 18, 22 from Orders 355 and 256, filed 3/1/60; Subsection 12 from Orders 407 and 256, filed 3/1/60; Subsections 19, 27 from Orders 480 and 256, filed 3/1/60; Subsection 20 from Order 677, filed 3/31/66; Orders 483 and 256, filed 3/1/60; Subsection 23 from Order 677, filed 3/31/66; Order 605, filed 4/21/64; Order 568, filed 3/26/63; Order 543, filed 3/20/62; Order 507, filed 4/13/60; Order 256, filed 3/1/60; Subsection 24 from Order 605, filed 4/21/64; Orders 407 and 256, filed 3/1/60; Subsection 25 from Orders 449 and 256, filed 3/1/60; Subsections 28-33 from Orders 456 and 256, filed 3/1/60; Subsection 34 from Orders 486 and 256, filed 3/1/60; Subsection 36 from Order 591, filed 10/28/63; Subsections 37 and 38 from Order 677, filed 3/31/66; Subsection 39 from Order 672, filed 12/28/65.]

WAC 220-20-016 Sale of commercial caught salmon.

It is unlawful for any person licensed to take salmon for commercial purposes as required under chapter 75.28 RCW to:

(1) Retain for personal use more than the equivalent of one daily sport bag limit for the area being fished. All salmon taken under commercial license must be recorded on state of Washington fish receiving tickets. The daily limit and possession limit described in this subsection also apply to crew members of the licensed fishing vessel.

(2) Sell any salmon he takes under such license to anyone other than a licensed wholesale dealer located within or outside the state of Washington: Provided, That a person who is himself licensed as a wholesale dealer under the provisions of RCW 75.28.300 may sell his catch to individuals or corporations other than licensed wholesale dealers.

[Statutory Authority: RCW 75.08.080. 99-24-011 (Order 99-202), § 220-20-016, filed 11/19/99, effective 12/20/99; 85-11-020 (Order 85-43), § 220-20-016, filed 5/10/85; 80-01-021 (Order 79-137), § 220-20-016, filed 12/14/79.]

WAC 220-20-020 General provisions—Lawful and unlawful acts—Food fish other than salmon.

(1) It is unlawful to fish for or possess for commercial purposes any round, undressed white sturgeon less than 48 inches or greater than 60 inches in length or any round, undressed green sturgeon less than 48 inches or greater than 66 inches in length.

(2) It is unlawful to fish for or possess for commercial purposes or possess aboard a commercial fishing vessel for any purpose any species of halibut (*Hippoglossus*) unless permitted by the current regulations of the International Pacific Halibut Commission.

(3) It is unlawful to fish for or possess for commercial purposes sturgeon taken from any of the waters of Puget Sound or tributaries, and any sturgeon taken with any type of commercial gear incidental to a lawful fishery shall immediately be returned to the water unharmed.

(4) It is unlawful to fish for food fish for commercial purposes in the waters of Shilshole Bay inland and inside a line projected in a southwesterly direction from Meadow Point to West Point.

(5) It is unlawful to fish for or possess for commercial purposes any starry flounder less than 14 inches in length taken by any commercial gear, in all Puget Sound Marine Fish-Shellfish Areas.

(6) It shall be unlawful to harvest herring eggs naturally deposited on marine vegetation or other substrate, unless a person has a permit issued by the director.

(7) It is unlawful to fish for or possess food fish other than salmon taken for commercial purposes from the San Juan Islands Marine Preserve, except that it is lawful to take herring.

(8) It is unlawful to fish for or possess food fish other than salmon taken from the Titlow Beach Marine Preserve, or the Sund Rock Marine Preserve.

[Statutory Authority: RCW 75.08.080. 00-01-103 (Order 99-215), § 220-20-020, filed 12/16/99, effective 1/16/00; 98-15-031 (Order 98-120), § 220-20-020, filed 7/7/98, effective 8/7/98; 97-07-043 (Order 97-51), § 220-20-020, filed 3/14/97, effective 4/14/97; 95-23-020 (Order 95-166), § 220-20-020, filed 11/8/95, effective 12/9/95; 93-14-042 (Order 93-54), § 220-20-020, filed 6/29/93, effective 7/30/93. Statutory Authority: RCW 75.08.080 and 75.28.245. 90-07-003 (Order 90-17), § 220-20-020, filed 3/8/90, effective 4/8/90. Statutory Authority: RCW 75.08.080. 90-06-045 (Order 90-15), § 220-20-020, filed 3/1/90, effective 4/1/90; 80-09-072 (Order 80-69), § 220-20-020, filed 7/18/80; 79-03-014 (Order 79-11), § 220-20-020, filed 2/15/79; Order 77-147, § 220-20-020, filed 12/16/77; Order 77-14, § 220-20-020, filed 4/15/77; Order 76-148, § 220-20-020, filed 12/2/76; Order 76-26, § 220-20-020, filed 4/20/76; Order 1193-A, § 220-20-020, filed 3/5/75; Order 1193, § 220-20-020, filed 3/4/75; Order 1143, § 220-20-020, filed 8/8/74; Order 1105, § 220-20-020, filed 12/28/73; Order 1057, § 220-20-020, filed 5/22/73; Order 1045, § 220-20-020, filed 3/8/73; Order 988, § 220-20-020, filed 4/28/72; Order 920, § 220-20-020, filed 5/13/71; Order 862, § 220-20-020, filed 4/16/70; Order 817, § 220-20-020, filed 5/29/69; Order 810, § 220-20-020, filed 4/17/69.]

WAC 220-20-025 General provisions—Shellfish. (1)

It is unlawful to drive or operate any motor-propelled vehicle, land any airplane or ride or lead any horse on the razor clam beds of the state of Washington, as defined in WAC 220-16-257. A violation of this subsection shall be punished as an infraction.

(2) It is unlawful to possess any soft-shelled crab for any purpose.

(3) It is unlawful to possess in the field any crab from which the back shell has been removed.

(4) It is unlawful to use any chemicals when taking or fishing for octopus except for persons granted a scientific collector's permit from the department for the harvest of octopus for display or scientific purposes.

(5) It is unlawful to willfully damage crab or other shellfish. Any crab taken incidentally to a net fishery must be immediately returned to the water with the least possible damage to the crab.

(6) It is unlawful to fish for or possess shellfish taken for commercial purposes from the San Juan Islands Marine Preserve, except it is lawful to fish for crab in Parks Bay.

(7) It is unlawful to fish for, harvest, or possess shellfish taken from the Titlow Beach Marine Preserve or the Sund Rock Marine Preserve.

[Statutory Authority: RCW 75.08.080. 00-01-095 (Order 99-213), § 220-20-025, filed 12/15/99, effective 1/15/00; 98-15-031 (Order 98-120), § 220-20-025, filed 7/7/98, effective 8/7/98; 95-23-020 (Order 95-166), § 220-20-025, filed 11/8/95, effective 12/9/95; 94-12-009 (Order 94-23), § 220-20-025, filed 5/19/94, effective 6/19/94; 90-06-045 (Order 90-15), § 220-20-025, filed 3/1/90, effective 4/1/90; 80-13-064 (Order 80-123), § 220-20-025, filed 9/17/80; Order 1179, § 220-20-025, filed 11/19/74; Order 990, § 220-20-025, filed 5/11/72; Order 810, § 220-20-025, filed 4/17/69.]

WAC 220-20-055 Repealed. See Disposition Table at beginning of this chapter.

WAC 220-20-070 Recreational fisheries enhancement account—Funding. The department shall deposit into the recreational fisheries enhancement account the sum of \$1,415,000 during fiscal year 2000, based on 127,000 annual license holders and 29,000 short-term license holders fishing for salmon and marine bottomfish in Puget Sound. Beginning in fiscal year 2001, and each year thereafter, the deposit into the recreational fisheries enhancement account shall be adjusted annually to reflect the actual number of license holders fishing for salmon and marine bottomfish in Puget Sound based on an annual survey from the previous license year conducted by the department beginning with the April 1, 1999, to March 31, 2000, license year survey.

[Statutory Authority: RCW 77.32.440. 99-17-096 (Order 99-128), § 220-20-070, filed 8/17/99, effective 9/17/99. Statutory Authority: RCW 75.54.140 and 75.32.370. 99-02-040 (Order 98-263), § 220-20-070, filed 12/31/98, effective 1/1/99.]

Chapter 220-36 WAC GRAYS HARBOR

WAC

220-36-023 Grays Harbor salmon—Fall fishery.

WAC 220-36-023 Grays Harbor salmon—Fall fishery. August 16 through December 31 of each year, it is unlawful to fish for salmon in Grays Harbor for commercial purposes, except that:

Fishing period

Gill net gear may be used to fish for salmon from 7:30 a.m. to 6:30 p.m. on October 12, October 13 and October 14, and from 8:00 a.m. to 6:00 p.m. October 27, 1999, in SMCRA 2B.

Gear

Gill net gear shall be used as provided for in WAC 220-36-015, except that it shall not contain mesh larger than 6 1/2 inches.

[Statutory Authority: RCW 75.08.080. 99-24-104 (Order 99-206), § 220-36-023, filed 11/30/99, effective 12/31/99. Statutory Authority: RCW 75.08.080 and 77.12.040. 98-15-081 (Order 98-122), § 220-36-023, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 97-15-148 (Order 97-123), § 220-36-023, filed 7/23/97, effective 8/23/97; 96-13-035 (Order 96-77), § 220-36-023, filed 6/11/96, effective 7/12/96; 95-13-065 (Order 95-76), § 220-36-023, filed 6/19/95, effective 7/20/95; 94-13-014 (Order 94-46), § 220-36-023, filed 6/3/94, effective 7/4/94; 93-14-042 (Order 93-54), § 220-36-023, filed 6/29/93, effective 7/30/93; 90-18-023 (Order 90-77), § 220-36-023, filed 8/24/90, effective 9/24/90; 89-16-056 (Order 89-71), § 220-36-023, filed 7/28/89, effective 8/28/89.]

**Chapter 220-40 WAC
WILLAPA HARBOR**

WAC

220-40-027 Salmon—Willapa Bay fall fishery.

WAC 220-40-027 Salmon—Willapa Bay fall fishery.

August 16 through December 31 of each year, it is unlawful to fish for salmon in Willapa Bay for commercial purposes or to possess salmon taken from those waters for commercial purposes, except that:

Fishing period

(1) Gill net gear may be used to fish for salmon from 7:30 a.m. to 6:30 p.m. October 4, 6:00 p.m. October 5 to 6:00 p.m. October 8, 6:00 p.m. October 11 to 6:00 p.m. October 15, 6:00 p.m. October 18 to 6:00 p.m. October 22 and 6:00 p.m. October 25 to 6:00 p.m. October 29, 1999, in SMCRA 2G east of a line drawn true north-south through Willapa Channel entrance buoy 12 and west of a line drawn true north-south through Willapa Channel Marker 24.

(2) The Tokeland Boat basin is closed to commercial fishing during the openings in SMCRA 2G described in this section. The Tokeland Boat basin means that portion of SMCRA 2G bounded on the south by the shoreline of the boat basin, on the west by the seawall and on the north and east by a line from the Tokeland Channel Marker "3" (flashing green, 4-second) to Tokeland Channel Marker "4" to the tip of the seawall.

Gear

(3) Gill net gear shall be used as provided in WAC 220-40-015 except that the maximum mesh size is 6 1/2 inches October 4 through October 29, 1999.

[Statutory Authority: RCW 75.08.080, 99-24-104 (Order 99-206), § 220-40-027, filed 11/30/99, effective 12/31/99. Statutory Authority: RCW 75.08.080 and 77.12.040, 98-15-081 (Order 98-122), § 220-40-027, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080, 97-15-148 (Order 97-123), § 220-40-027, filed 7/23/97, effective 8/23/97; 96-13-035 (Order 96-77), § 220-40-027, filed 6/11/96, effective 7/12/96; 95-13-065 (Order 95-76), § 220-40-027, filed 6/19/95, effective 7/20/95; 94-16-017 (Order 94-61), § 220-40-027, filed 7/21/94, effective 8/21/94; 93-14-042 (Order 93-54), § 220-40-027, filed 6/29/93, effective 7/30/93; 90-18-023 (Order 90-77), § 220-40-027, filed 8/24/90, effective 9/24/90; 89-16-056 (Order 89-71), § 220-40-027, filed 7/28/89, effective 8/28/89.]

**Chapter 220-47 WAC
PUGET SOUND—SALMON**

WAC

220-47-302 Puget Sound—Lawful gear—Gill net.
220-47-304 Puget Sound—All citizen salmon species seasons and gill net mesh sizes.
220-47-307 Closed areas—Puget Sound salmon.
220-47-311 Purse seine—Open periods.
220-47-325 Purse seine—Release of incidentally caught fish.
220-47-401 Reef net open periods.
220-47-410 Gill net—Daily hours.
220-47-411 Gill net—Open periods.
220-47-412 Repealed.
220-47-427 Puget Sound—Beach seine—Emerging commercial fishery—Eligibility—Lawful gear.
220-47-428 Beach seine—Open periods.
220-47-430 Puget Sound commercial salmon—Log book required.

**DISPOSITION OF SECTIONS FORMERLY
CODIFIED IN THIS CHAPTER**

220-47-412

Drift gill net and skiff gill net—Mesh sizes. [Statutory Authority: RCW 75.08.080, 95-13-056 (Order 95-75), § 220-47-412, filed 6/16/95, effective 7/17/95; 94-15-001 (Order 94-62), § 220-47-412, filed 7/6/94, effective 8/6/94; 92-15-105 (Order 92-47), § 220-47-412, filed 7/20/92, effective 8/20/92; 90-13-025 (Order 90-49), § 220-47-412, filed 6/11/90, effective 7/12/90; 89-13-004 (Order 89-44), § 220-47-412, filed 6/8/89; 88-14-133 (Order 88-48), § 220-47-412, filed 7/6/88; 87-15-059 (Order 87-72), § 220-47-412, filed 7/14/87; 86-13-038 (Order 86-46), § 220-47-412, filed 6/12/86; 85-13-032 (Order 85-60), § 220-47-412, filed 6/12/85; 84-13-078 (Order 84-53), § 220-47-412, filed 6/21/84; 83-14-020 (Order 83-57), § 220-47-412, filed 6/28/83; 82-15-040 (Order 82-83), § 220-47-412, filed 7/15/82; 81-18-017 (Order 81-101), § 220-47-412, filed 8/25/81; 80-10-058 (Order 80-83), § 220-47-412, filed 8/6/80; 78-05-018 (Order 78-16), § 220-47-412, filed 4/13/78; Order 77-66, § 220-47-412, filed 8/5/77; Order 77-14, § 220-47-412, filed 4/15/77; Order 76-41, § 220-47-412, filed 6/4/76; Order 1251, § 220-47-412, filed 8/18/75; Order 1213, § 220-47-412, filed 6/3/75; Order 1210, § 220-47-412, filed 5/26/75; Order 1143, § 220-47-412, filed 8/8/74; Order 1125, § 220-47-412, filed 6/6/74; Order 1066, § 220-47-412, filed 7/19/73; Order 1057, § 220-47-412, filed 5/22/73; Order 988, § 220-47-412, filed 4/28/72.] Repealed by 99-24-011 (Order 99-202), filed 11/19/99, effective 12/20/99. Statutory Authority: RCW 75.08.080.

WAC 220-47-302 Puget Sound—Lawful gear—Gill net. (1) Lawful drift gill net salmon gear in Puget Sound shall not exceed 1,800 feet in length nor contain meshes of a size less than 5 inches.

(2) Lawful skiff gill net salmon nets in Puget Sound shall not exceed 300 feet in length and 90 meshes in depth nor contain meshes of a size less than 5 inches. Nets must be retrieved by hand (no hydraulics may be used). Nets must be attended by the fisher at all times.

(3) Drift gill nets and skiff gill nets shall be operated substantially in a straight line. Circle setting or setting other than substantially in a straight line shall be unlawful.

(4) It shall be unlawful to take or fish for salmon with gill net gear beginning in 1998 in Areas 7 or 7A sockeye or pink fisheries unless said gill net gear is constructed so that the first 20 meshes below the corkline are composed of five-inch mesh white opaque minimum 210d/30 (#12) diameter nylon twine.

[Statutory Authority: RCW 75.08.080, 99-24-011 (99-202), § 220-47-302, filed 11/19/99, effective 12/20/99; 97-16-030 (Order 97-124), § 220-47-302, filed 7/29/97, effective 8/29/97; 93-14-041 (Order 93-55), § 220-47-302, filed 6/29/93, effective 7/30/93; 92-15-105 (Order 92-47), § 220-47-302, filed 7/20/92, effective 8/20/92; Order 988, § 220-47-302, filed 4/28/72.]

WAC 220-47-304 Puget Sound—All citizen salmon species seasons and gill net mesh sizes. (1) The following are the 1999 Puget Sound all citizens salmon species seasons listed by area and species:

AREA	SPECIES	DATE	RANGE
6D:	COHO	9/19	10/23
	FRASER SOCKEYE AND PINK	6/26	9/25
	CHUM	9/26	11/13
7,7A:	FRASER SOCKEYE AND PINK	6/26	9/25
	CHUM	9/26	11/13

AREA	SPECIES	DATE	RANGE	
7B:	CHINOOK	8/8	9/4	
	COHO	9/5	10/23	
	CHUM	10/24	12/11	
7C:	CHINOOK	8/8	10/9	
	8:	PINK	8/22	9/18
		COHO	8/29	10/23
8A:	CHUM	10/24	11/27	
	PINK	8/8	9/11	
	COHO	9/5	10/16	
8D:	CHUM	10/17	11/27	
	COHO	9/19	11/6	
	CHUM	11/7	12/18	
9A:	COHO	9/19	10/30	
	10, 11:	COHO	9/5	10/9
12:		CHUM	10/10	11/27
	12A:	COHO	9/26	10/16
12B:		CHUM	10/17	11/20
	12C:	COHO	8/29	10/16
CHUM		10/13	10/16	
CHUM	10/17	11/20		
CHUM	10/31	11/27		

(2) It is unlawful to fish for or possess salmon taken with gill net gear using mesh other than the mesh listed below for the species seasons set out in this section:

CHINOOK SEASON	7 INCH MINIMUM MESH
COHO SEASON	5 INCH MINIMUM MESH
PINK SEASON	5 INCH MINIMUM MESH
	5-1/2 INCH MAXIMUM MESH
	AND IN SMCRA 8 - 60 MESH
	MAXIMUM DEPTH
CHUM SEASON	6-1/4 INCH MINIMUM MESH
FRASER SOCKEYE	5 INCH MINIMUM MESH
	5-1/2 INCH MAXIMUM MESH

[Statutory Authority: RCW 75.08.080, 99-24-011 (Order 99-202), § 220-47-304, filed 11/19/99, effective 12/20/99. Statutory Authority: RCW 75.08.080 and 77.12.040, 98-15-081 (Order 98-122), § 220-47-304, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080, 97-16-030 (Order 97-124), § 220-47-304, filed 7/29/97, effective 8/29/97; 96-15-101 (Order 96-81), § 220-47-304, filed 7/22/96, effective 8/22/96; 95-13-056 (Order 95-75), § 220-47-304, filed 6/16/95, effective 7/17/95; 94-15-001 (Order 94-62), § 220-47-304, filed 7/6/94, effective 8/6/94; 93-14-041 (Order 93-55), § 220-47-304, filed 6/29/93, effective 7/30/93; 92-15-105 (Order 92-47), § 220-47-304, filed 7/20/92, effective 8/20/92; 91-18-024 (Order 91-72), § 220-47-304, filed 8/27/91, effective 9/27/91; 90-13-025 (Order 90-49), § 220-47-304, filed 6/11/90, effective 7/12/90; Order 988, § 220-47-304, filed 4/28/72.]

WAC 220-47-307 Closed areas—Puget Sound salmon. It is unlawful at any time, unless otherwise provided, to take, fish for, or possess salmon taken for commercial purposes with any type of gear from the following portions of Puget Sound Salmon Management and Catch Reporting Areas, except that closures listed in this section shall not apply to reef net fishing areas listed in RCW 75.12.140:

Areas 4B, 5, 6, 6B, and 6C - The Strait of Juan de Fuca Preserve as defined in WAC 220-47-266.

Area 6D - That portion within 1/4 mile of each mouth of the Dungeness River.

Area 7 - (1) The San Juan Island Preserve as defined in WAC 220-47-262.

(2) Those waters within 1,500 feet of shore on Orcas Island from Deer Point northeasterly to Lawrence Point thence west to a point intercepting a line projected from the northernmost point of Jones Island thence 90° true to Orcas Island.

(3) Those waters within 1,500 feet of the shore of Cypress Island from Cypress Head to the northernmost point of Cypress Island.

(4) Those waters easterly of a line projected from Iceberg Point to Iceberg Island, to the easternmost point of Charles Island, then true north from the northernmost point of Charles Island to the shore of Lopez Island.

(5) Those waters northerly of a line projected from the southernmost point of land at Aleck Bay to the westernmost point of Colville Island, thence from the easternmost point of Colville Island to Point Colville.

(6) Those waters easterly of a line projected from Biz Point on Fidalgo Island to the Williamson Rocks Light, thence to the Dennis Shoal Light, thence to the light on the westernmost point of Burrows Island, thence to the southwesternmost point of Fidalgo Head, and including those waters within 1,500 feet of the western shore of Allan Island, those waters within 1,500 feet of the western shore of Burrows Island, and those waters within 1,500 feet of the shore of Fidalgo Island from the southwesternmost point of Fidalgo Head northerly to Shannon Point.

(7) Additional Fraser sockeye and pink seasonal closure: Those waters within 1,500 feet of the shore of Fidalgo Island from the Initiative 77 marker northerly to Biz Point.

(8) Those waters within 1,500 feet of the eastern shore of Lopez Island from Point Colville northerly to Lopez Pass, and those waters within 1,500 feet of the eastern shore of Decatur Island from the southernmost point of land northerly to Fauntleroy Point, and including those waters within 1,500 feet of the shore of James Island.

Area 7A - The Drayton Harbor Preserve as defined in WAC 220-47-252.

Area 7B - That portion south and east of a line from William Point on Samish Island to Saddlebag Island to the southeastern tip of Guemes Island, and that portion northerly of the railroad trestle in Chuckanut Bay.

Area 7C - That portion southeasterly of a line projected from the mouth of Oyster Creek 237° true to a fishing boundary marker on Samish Island.

Area 8 - (1) That portion of Skagit Bay easterly of a line projected from Brown Point on Camano Island to a white monument on the easterly point of Ika Island, thence across the Skagit River to the terminus of the jetty with McGlenn Island.

(2) Those waters within 1,500 feet of the western shore of Camano Island south of a line projected true west from Rocky Point.

Area 8A - (1) Those waters easterly of a line projected from Mission Point to Buoy C1, excluding the waters of Area 8D, thence through the green light at the entrance jetty of the Snohomish River and across the mouth of the Snohomish River to landfall on the eastern shore, and those waters northerly of a line from Camano Head to the northern boundary of Area 8D.

(2) Additional pink seasonal closure: Those waters southerly of a line projected from the Clinton ferry dock to the Mukilteo ferry dock.

Area 9 - Those waters lying inside and westerly of a line projected from the Point No Point light to Sierra Echo buoy thence to Forbes Landing wharf, east of Hansville.

Area 10 - (1) Those waters easterly of a line projected from Meadow Point to West Point.

(2) Those waters of Port Madison northwest of a line from the Agate Pass entrance light to the light on the end of the Indianola dock.

(3) Additional coho seasonal closure: Those waters of Elliott Bay east of a line from Alki Point to the light at Four-mile Rock and those waters northerly of a line projected from Point Wells to "SF" Buoy then west to President's Point.

Area 10E - Those waters of Liberty Bay north of a line projected due east from the southernmost Keyport dock, those waters of Dyes Inlet north of the Manette Bridge, and those waters of Sinclair Inlet southwest of a line projected true east from the Bremerton ferry terminal.

Area 11 - (1) Those waters northerly of a line projected true west from the light at the mouth of Gig Harbor and those waters south of a line from Browns Point to the northernmost point of land on Point Defiance.

(2) Additional coho seasonal closure: Those waters south of a line projected from the light at the mouth of Gig Harbor to the Tahlequah ferry dock then south to the Point Defiance ferry dock, and those waters south of a line projected from the Point Defiance ferry dock to Dash Point.

Area 12 - Those waters inside and easterly of a line projected from Lone Rock to the navigation light off Big Beef Creek, thence southerly to the tip of the outermost northern headland of Little Beef Creek.

Area 12A - Those waters north of a line projected due east from Broad Spit.

Area 12B - Those waters within 1/4 mile of the mouths of the Dosewallips, Duckabush, and Hamma Hamma rivers and Anderson Creek.

Areas 12, 12A, and 12B - Additional chinook seasonal closure: Those waters north and east of a line projected from Tekiu Point to Triton Head.

Areas 12, 12B and 12C - Those waters within 1,000 feet of the eastern shore.

Area 12C - (1) Those waters within 2,000 feet of the western shore between the dock at Glen Ayr R.V. Park and the Hoodsport marina dock.

(2) Those waters south of a line projected from the Cushman Powerhouse to the public boat ramp at Union.

(3) Those waters within 1/4 mile of the mouth of the Dewatto River.

Areas 12 and 12D - Additional coho and chum seasonal closure: Those waters of Area 12 south and west of a line projected 94 degrees true from Hazel Point to the light on the opposite shore, bounded on the west by the Area 12/12B boundary line, and those waters of Area 12D.

Area 13A - Those waters of Burley Lagoon north of State Route 302, those waters within 1,000 feet of the outer oyster stakes off Minter Creek Bay including all waters of Minter Creek Bay, those waters westerly of a line drawn due north from Thompson Spit at the mouth of Glen Cove, and those waters within 1/4 mile of Green Point.

[Statutory Authority: RCW 75.08.080, 99-24-011 (Order 99-202), § 220-47-307, filed 11/19/99, effective 12/20/99. Statutory Authority: RCW 75.08.080 and 77.12.040, 98-15-081 (Order 98-122), § 220-47-307, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080, 97-16-030 (Order 97-124), § 220-47-307, filed 7/29/97, effective 8/29/97; 96-15-101 (Order 96-81), § 220-47-307, filed 7/22/96, effective 8/22/96; 95-13-056

(Order 95-75), § 220-47-307, filed 6/16/95, effective 7/17/95; 94-15-001 (Order 94-62), § 220-47-307, filed 7/6/94, effective 8/6/94; 92-15-105 (Order 92-47), § 220-47-307, filed 7/20/92, effective 8/20/92; 91-18-024 (Order 91-72), § 220-47-307, filed 8/27/91, effective 9/27/91; 90-13-025 (Order 90-49), § 220-47-307, filed 6/11/90, effective 7/12/90; 88-14-133 (Order 88-48), § 220-47-307, filed 7/6/88; 85-13-032 (Order 85-60), § 220-47-307, filed 6/12/85; 84-13-078 (Order 84-53), § 220-47-307, filed 6/21/84; 83-14-020 (Order 83-57), § 220-47-307, filed 6/28/83; 82-15-040 (Order 82-83), § 220-47-307, filed 7/15/82; 81-18-017 (Order 81-101), § 220-47-307, filed 8/25/81; 80-10-058 (Order 80-83), § 220-47-307, filed 8/6/80.]

WAC 220-47-311 Purse seine—Open periods. During 1999, it is unlawful to take, fish for or possess salmon taken with purse seine gear for commercial purposes from Puget Sound except in the following designated Puget Sound Salmon Management and Catch Reporting Areas during the periods provided for hereinafter in each respective Management and Catch Reporting Area:

AREA	TIME	DATE	TIME	DATE
7, 7A:	7AM	-	6PM	10/19, 10/25
	7AM	-	5PM	11/3, 11/4, 11/8, 11/9, 11/10, 11/11
7B:	6AM	9/7	4PM	9/9
	6AM	9/13	4PM	9/15
	6AM	9/19	4PM	10/23
	6AM	10/25	4PM	10/29
	6AM	11/1	4PM	11/5
	6AM	11/8	4PM	11/12
	6AM	11/15	4PM	11/19
	6AM	11/22	4PM	11/26
	6AM	11/29	4PM	12/3
	6AM	12/6	4PM	12/10
8:	7AM	-	6PM	10/25
	7AM	-	5PM	11/2, 11/8, 11/16, 11/22
8A:	5AM	-	9PM	8/24, 8/30
	7AM	-	7PM	10/11
	7AM	-	6PM	10/20, 10/21, 10/25, 10/26
	7AM	-	5PM	11/3, 11/4, 11/8, 11/9, 11/17, 11/18, 11/22, 11/23, 11/24
8D:	7AM	-	7PM	9/21, 9/22, 9/23, 9/28, 9/29, 9/30, 10/4, 10/5, 10/6, 10/7, 10/11
	7AM	-	6PM	10/20, 10/21, 10/25, 10/26
	7AM	-	5PM	11/3, 11/4, 11/8, 11/9, 11/17, 11/18, 11/22, 11/23, 11/24
10, 11:	7AM	-	6PM	10/19, 10/25
	7AM	-	5PM	11/2, 11/3, 11/8, 11/16
12, 12B:	7AM	-	6PM	10/19, 10/25
	7AM	-	5PM	11/3, 11/4, 11/8, 11/9, 11/16
12C:	7AM	-	5PM	11/16, 11/22

It is unlawful to retain chinook salmon taken with purse seine gear. It is unlawful to retain coho salmon taken with purse seine gear in Areas 7 and 7A. It is unlawful to retain chum salmon taken with purse seine gear in Areas 7 and 7A

prior to October 1. All other saltwater and freshwater areas - closed.

[Statutory Authority: RCW 75.08.080. 99-24-011 (Order 99-202), § 220-47-311, filed 11/19/99, effective 12/20/99. Statutory Authority: RCW 75.08.080 and 77.12.040. 98-15-081 (Order 98-122), § 220-47-311, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 97-16-030 (Order 97-124), § 220-47-311, filed 7/29/97, effective 8/29/97; 96-15-101 (Order 96-81), § 220-47-311, filed 7/22/96, effective 8/22/96; 95-13-056 (Order 95-75), § 220-47-311, filed 6/16/95, effective 7/17/95; 94-15-001 (Order 94-62), § 220-47-311, filed 7/6/94, effective 8/6/94; 93-14-041 (Order 93-55), § 220-47-311, filed 6/29/93, effective 7/30/93; 92-15-105 (Order 92-47), § 220-47-311, filed 7/20/92, effective 8/20/92; 91-18-024 (Order 91-72), § 220-47-311, filed 8/27/91, effective 9/27/91; 90-13-025 (Order 90-49), § 220-47-311, filed 6/11/90, effective 7/12/90; 89-13-004 (Order 89-44), § 220-47-311, filed 6/8/89; 88-14-133 (Order 88-48), § 220-47-311, filed 7/6/88; 87-15-059 (Order 87-72), § 220-47-311, filed 7/14/87; 86-13-038 (Order 86-46), § 220-47-311, filed 6/12/86; 85-13-032 (Order 85-60), § 220-47-311, filed 6/12/85; 84-13-078 (Order 84-53), § 220-47-311, filed 6/21/84; 83-14-020 (Order 83-57), § 220-47-311, filed 6/28/83; 82-15-040 (Order 82-83), § 220-47-311, filed 7/15/82; 81-18-017 (Order 81-101), § 220-47-311, filed 8/25/81; 80-10-058 (Order 80-83), § 220-47-311, filed 8/6/80; 78-05-018 (Order 78-16), § 220-47-311, filed 4/13/78; Order 77-66, § 220-47-311, filed 8/5/77; Order 77-14, § 220-47-311, filed 4/15/77; Order 76-41, § 220-47-311, filed 6/4/76; Order 1251, § 220-47-311, filed 8/18/75; Order 1210, § 220-47-311, filed 5/26/75; Order 1143, § 220-47-311, filed 8/8/74; Order 1125, § 220-47-311, filed 6/6/74; Order 1066, § 220-47-311, filed 7/19/73; Order 1057, § 220-47-311, filed 5/22/73; Order 988, § 220-47-311, filed 4/28/72.]

WAC 220-47-325 Purse seine—Release of incidentally caught fish. (1) It is unlawful for any purse seine vessel operator landing salmon to land salmon directly into the hold. All salmon must be landed to the deck, or sorting tray or table, of the harvesting vessel with the hold hatch cover(s) closed until release of salmon that may not be retained is complete and additionally:

(2) During Fraser sockeye and pink salmon species seasons in Areas 7 and 7A, it is unlawful for any purse seine vessel operator to bring salmon aboard a vessel unless all salmon captured in the seine net are removed from the seine net using a brailer or dip net meeting the specifications in this section prior to the seine net being removed from the water.

(3) The brailer shall be constructed in the following manner and with the following specifications:

(a) A bag of web hung on a rigid hoop attached to a handle;

(b) The bag shall be opened by releasing a line running through rings attached to the bottom of the bag; and

(c) The web shall be of soft knotless construction and the mesh size may not exceed 57 mm (2.25 inches) measured along two contiguous sides of a single mesh.

(4) Hand held dip nets shall be constructed of a shallow bag of soft, knotless web attached to a handle.

[Statutory Authority: RCW 75.08.080. 99-24-011 (99-202), § 220-47-325, filed 11/19/99, effective 12/20/99; 97-16-030 (Order 97-124), § 220-47-325, filed 7/29/97, effective 8/29/97.]

WAC 220-47-401 Reef net open periods. During 1999, it is unlawful to take, fish for or possess salmon taken with reef net gear for commercial purposes in Puget Sound except in the following designated Puget Sound Salmon Management and Catch Reporting Areas, during the periods provided for hereinafter in each respective area:

AREA	TIME	DATE(S)
7,7A	7AM - 7PM Daily	9/12 through 11/13

It is unlawful to retain chinook salmon taken with reef net gear. It is unlawful to retain coho salmon taken with reef net gear while the Fraser River Panel of the Pacific Salmon Commission maintains regulatory control of fisheries in Area 7. It is unlawful to retain chum salmon taken with reef net gear prior to October 1. All other saltwater and freshwater areas - closed.

[Statutory Authority: RCW 75.08.080. 99-24-011 (Order 99-202), § 220-47-401, filed 11/19/99, effective 12/20/99. Statutory Authority: RCW 75.08.080 and 77.12.040. 98-15-081 (Order 98-122), § 220-47-401, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 97-16-030 (Order 97-124), § 220-47-401, filed 7/29/97, effective 8/29/97; 96-15-101 (Order 96-81), § 220-47-401, filed 7/22/96, effective 8/22/96; 95-13-056 (Order 95-75), § 220-47-401, filed 6/16/95, effective 7/17/95; 94-15-001 (Order 94-62), § 220-47-401, filed 7/6/94, effective 8/6/94; 93-14-041 (Order 93-55), § 220-47-401, filed 6/29/93, effective 7/30/93; 92-15-105 (Order 92-47), § 220-47-401, filed 7/20/92, effective 8/20/92; 91-18-024 (Order 91-72), § 220-47-401, filed 8/27/91, effective 9/27/91; 90-13-025 (Order 90-49), § 220-47-401, filed 6/11/90, effective 7/12/90; 89-13-004 (Order 89-44), § 220-47-401, filed 6/8/89; 88-14-133 (Order 88-48), § 220-47-401, filed 7/6/88; 87-15-059 (Order 87-72), § 220-47-401, filed 7/14/87; 86-13-038 (Order 86-46), § 220-47-401, filed 6/12/86; 85-13-032 (Order 85-60), § 220-47-401, filed 6/12/85; 84-13-078 (Order 84-53), § 220-47-401, filed 6/21/84; 83-14-020 (Order 83-57), § 220-47-401, filed 6/28/83; 82-15-040 (Order 82-83), § 220-47-401, filed 7/15/82; 81-18-017 (Order 81-101), § 220-47-401, filed 8/25/81; 80-10-058 (Order 80-83), § 220-47-401, filed 8/6/80; 78-05-018 (Order 78-16), § 220-47-401, filed 4/13/78; Order 77-66, § 220-47-401, filed 8/5/77; Order 77-14, § 220-47-401, filed 4/15/77; Order 76-41, § 220-47-401, filed 6/4/76; Order 1210, § 220-47-401, filed 5/26/75; Order 1143, § 220-47-401, filed 8/8/74; Order 1125, § 220-47-401, filed 6/6/74; Order 1066, § 220-47-401, filed 7/19/73; Order 1057, § 220-47-401, filed 5/22/73; Order 988, § 220-47-401, filed 4/28/72.]

WAC 220-47-410 Gill net—Daily hours. It is unlawful to take or fish during the Fraser sockeye and pink salmon species seasons in Areas 7 or 7A with gill net gear from 12:00 midnight to 1.5 hours after sunrise.

[Statutory Authority: RCW 75.08.080. 99-24-011 (Order 99-202), § 220-47-410, filed 11/19/99, effective 12/20/99. Statutory Authority: RCW 75.08.080 and 77.12.040. 98-15-081 (Order 98-122), § 220-47-410, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 97-16-030 (Order 97-124), § 220-47-410, filed 7/29/97, effective 8/29/97.]

WAC 220-47-411 Gill net—Open periods. During 1999, it is unlawful to take, fish for or possess salmon taken with gill net gear for commercial purposes from Puget Sound except in the following designated Puget Sound Salmon Management and Catch Reporting Areas during the seasons provided for hereinafter in each respective fishing area:

AREA	TIME	DATE(S)
6D:	7AM - 7PM	9/20, 9/21, 9/22, 9/23, 9/24, 9/27, 9/28, 9/29, 9/30, 10/1, 10/4, 10/5, 10/6, 10/7, 10/8, 10/11, 10/12, 10/13, 10/14, 10/15, 10/18, 10/19, 10/20, 10/21, 10/22

Note: Area 6D skiff gill net only, using 5-inch minimum and 5 1/2-inch maximum mesh. It is unlawful to retain chinook or pink salmon taken in Area 6D at any time, or any chum salmon taken in Area 6D prior to October 16. In Area 6D, any chinook or pink salmon captured at any time, or any chum salmon captured prior to October 16, must be removed from the net by cutting the meshes ensnaring the fish.

7,7A:	7AM - 8PM	10/18, 10/26, 11/1, 11/2, 11/8, 11/9, 11/10, 11/11
7B:	7PM-9AM NIGHTLY	8/16, 8/23, 8/24, 8/30, 8/31
	6AM 9/7 - 4PM	9/9
	6AM 9/13 - 4PM	9/15
	6AM 9/19 - 4PM	10/23

AREA	TIME		DATE(S)
	6AM	10/25 -	4PM 10/29
	6AM	11/1 -	4PM 11/5
	6AM	11/8 -	4PM 11/12
	6AM	11/15 -	4PM 11/19
	6AM	11/22 -	4PM 11/26
	6AM	11/29 -	4PM 12/3
	6AM	12/6 -	4PM 12/10
7C:	7PM-9AM	NIGHTLY	8/16, 8/23, 8/24, 8/30, 8/31
8:	6AM	- 11PM	8/24, 8/30
	7AM	- 8PM	10/26, 11/1, 11/9, 11/15, 11/23
8A:	6AM	- 11PM	8/23, 8/31
	7AM	- 8PM	10/12, 10/18, 10/19, 10/27, 10/28, 11/1, 11/2, 11/10, 11/11, 11/15, 11/16, 11/22, 11/23, 11/24
8D:	6PM-8AM	NIGHTLY	9/20, 9/21, 9/22, 9/27, 9/28, 9/29, 10/4, 10/5, 10/6, 10/7
	7AM	- 8PM	10/12, 10/18, 10/19, 10/27, 10/28, 11/1, 11/2, 11/10, 11/11, 11/15, 11/16, 11/22, 11/23, 11/24
9A:	6AM	9/19 through	4PM 10/30
10, 11:	5PM-8AM	NIGHTLY	10/18, 10/25
	4PM-8AM	NIGHTLY	11/1, 11/2, 11/8, 11/15
12, 12B:	7AM	- 8PM	10/18, 10/26, 11/1, 11/2, 11/10, 11/11, 11/15, 11/15
12C:	7AM	- 8PM	11/15, 11/23

All other saltwater and freshwater areas - closed.
Nightly openings refer to the start date.

[Statutory Authority: RCW 75.08.080. 99-24-011 (Order 99-202), § 220-47-411, filed 11/19/99, effective 12/20/99. Statutory Authority: RCW 75.08.080 and 77.12.040. 98-15-081 (Order 98-122), § 220-47-411, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 97-16-030 (Order 97-124), § 220-47-411, filed 7/29/97, effective 8/29/97; 96-15-101 (Order 96-81), § 220-47-411, filed 7/22/96, effective 8/22/96; 95-13-056 (Order 95-75), § 220-47-411, filed 6/16/95, effective 7/17/95; 94-15-001 (Order 94-62), § 220-47-411, filed 7/6/94, effective 8/6/94; 93-14-041 (Order 93-55), § 220-47-411, filed 6/29/93, effective 7/30/93; 92-15-105 (Order 92-47), § 220-47-411, filed 7/20/92, effective 8/20/92; 91-18-024 (Order 91-72), § 220-47-411, filed 8/27/91, effective 9/27/91; 90-13-025 (Order 90-49), § 220-47-411, filed 6/11/90, effective 7/12/90; 89-13-004 (Order 89-44), § 220-47-411, filed 6/8/89; 88-14-133 (Order 88-48), § 220-47-411, filed 7/6/88; 87-15-059 (Order 87-72), § 220-47-411, filed 7/14/87; 86-13-038 (Order 86-46), § 220-47-411, filed 6/12/86; 85-13-032 (Order 85-60), § 220-47-411, filed 6/12/85; 84-13-078 (Order 84-53), § 220-47-411, filed 6/21/84; 83-14-020 (Order 83-57), § 220-47-411, filed 6/28/83; 82-15-040 (Order 82-83), § 220-47-411, filed 7/15/82; 81-18-017 (Order 81-101), § 220-47-411, filed 8/25/81; 80-10-058 (Order 80-83), § 220-47-411, filed 8/6/80; 78-05-018 (Order 78-16), § 220-47-411, filed 4/13/78; Order 77-66, § 220-47-411, filed 8/5/77; Order 77-14, § 220-47-411, filed 4/15/77; Order 76-41, § 220-47-411, filed 6/4/76; Order 1251, § 220-47-411, filed 8/18/75; Order 1210, § 220-47-411, filed 5/26/75; Order 1143, § 220-47-411, filed 8/8/74; Order 1125, § 220-47-411, filed 6/6/74; Order 1066, § 220-47-411, filed 7/19/73; Order 1057, § 220-47-411, filed 5/22/73; Order 988, § 220-47-411, filed 4/28/72.]

WAC 220-47-412 Repealed. See Disposition Table at beginning of this chapter.

WAC 220-47-427 Puget Sound—Beach seine—Emerging commercial fishery—Eligibility—Lawful gear.

(1) The Puget Sound beach seine salmon fishery is designated as an emerging commercial fishery for which a vessel is required. An emerging commercial fishery license and an experimental fishery permit are required to participate in this fishery.

(2) The department will issue five Quilcene Bay salmon beach seine experimental fishery permits (Quilcene permits).

(3) The following is the selection process the department will use to offer a Quilcene permit.

(a) Persons who held a Quilcene Bay salmon beach seine experimental fishery permit in 1998 will be eligible for a permit in 1999.

(b) The department established a pool of applicants by drawing on September 9, 1996. The pool established by this drawing will be maintained to replace any permit(s) which may be voided.

(4) Permit holders are required to participate in the Quilcene Bay salmon beach seine experimental fishery.

(a) For purposes of this section, "participation" means the holder of the Quilcene permit being aboard the designated vessel in the open fishery area two days each week during the open fishing period.

(b) If the Quilcene permit holder fails to participate, the Quilcene permit issued to that fisher will be void and a new Quilcene permit will be issued through a random drawing from the applicant pool established in 1996.

(c) The department may require proof of participation by registering with state, federal or tribal officials each day the Quilcene permit holder participates.

(d) Persons who participate, but violate conditions of a Quilcene permit, will have the permit voided and a new Quilcene permit will be reissued through a random drawing from the pool of the voided permit holder.

(5) Chum salmon may not be retained by a Quilcene permit holder. Chum salmon must be released alive, or, at the direction of federal or state officials, submitted for brood-stock purposes.

(6) Any person who fails to purchase the license, fails to participate, or violates the conditions of a Quilcene permit will have his or her name permanently withdrawn from the pools.

(7) It is unlawful to take salmon with beach seine gear that does not meet the requirements of this subsection.

(a) Beach seine salmon nets in Puget Sound shall not exceed 600 feet in length or 100 meshes in depth, or contain meshes of a size less than 3 inches or greater than 4 inches.

(b) Mesh webbing must be constructed with a twine size no smaller than 210/30d nylon, 12 thread cotton, or the equivalent diameter in any other material.

[Statutory Authority: RCW 75.08.080. 99-24-011 (Order 99-202), § 220-47-427, filed 11/19/99, effective 12/20/99. Statutory Authority: RCW 75.08.080 and 77.12.040. 98-15-081 (Order 98-122), § 220-47-427, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 97-16-030 (Order 97-124), § 220-47-427, filed 7/29/97, effective 8/29/97; 96-19-049 (Order 96-152), § 220-47-427, filed 9/12/96, effective 10/13/96.]

WAC 220-47-428 Beach seine—Open periods. During 1999, it is unlawful to take, fish for, or possess salmon taken with beach seine gear for commercial purposes from Puget Sound except in the following designated Puget Sound Salmon Management and Catch Reporting Areas during the periods provided hereinafter in each respective Management and Catch Reporting Area:

AREA	TIME	DATE(S)
12A:	7AM - 7PM Daily	8/30, 8/31, 9/1, 9/2, 9/3, 9/6, 9/7, 9/8, 9/9, 9/10, 9/13, 9/14, 9/15, 9/16, 9/17, 9/20, 9/21, 9/22, 9/23, 9/24, 9/27, 9/28, 9/29, 9/30, 10/1, 10/4, 10/5, 10/6, 10/7, 10/8, 10/11, 10/12, 10/13, 10/14, 10/15

[Statutory Authority: RCW 75.08.080. 99-24-011 (Order 99-202), § 220-47-428, filed 11/19/99, effective 12/20/99. Statutory Authority: RCW 75.08.080 and 77.12.040. 98-15-081 (Order 98-122), § 220-47-428, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 97-16-030 (Order 97-124), § 220-47-428, filed 7/29/97, effective 8/29/97; 96-15-101 (Order 96-81), § 220-47-428, filed 7/22/96, effective 8/22/96.]

WAC 220-47-430 Puget Sound commercial salmon—Log book required. It is unlawful for any licensed commercial salmon fisher fishing for salmon in Puget Sound SMCRA 7 and 7A during the Fraser sockeye and pink salmon season set out in WAC 220-47-304 to fail to possess and maintain a department-approved Puget Sound Commercial Salmon Log Book as provided for in this section:

(1) The log book must be kept aboard the vessel while it is fishing in SMCRA 7 and 7A, or while in possession of fish caught in these areas. The fisher must submit the completed log book for inspection immediately upon request by authorized department representatives.

(2) In each purse seine log book the fisher shall record the vessel name and license number. For each day fished, the fisher shall record the date. Immediately following each retrieval of the net the fisher shall record the Puget Sound Commercial Salmon Log Book Location Code, the time of the retrieval, and the number of chinook, coho and chum salmon in the net upon retrieval.

(3) In each gill net log book the fisher shall record the vessel name and license number. For each day fished, the fisher shall record the date. Immediately following each retrieval of the net the vessel operator shall record the Puget Sound Commercial Salmon Log Book Location Code where the net is retrieved, the start and end time of the set, and the number of chinook, coho and chum salmon in the net upon retrieval.

(4) The following are the Puget Sound Commercial Salmon Log Book Location Codes that are required entries in purse seine log books and gill net log books as provided for in this section:

(a) Location Code 1: Those waters of Puget Sound Commercial Salmon Management and Catch Reporting Area 7A northerly of a line projected from Birch Point to Savage Point on Tumbo Island.

(b) Location Code 2: Those waters of Puget Sound Commercial Salmon Management and Catch Reporting Area 7A southerly of a line projected from Birch Point to Savage Point on Tumbo Island.

(c) Location Code 3: Those waters of Puget Sound Commercial Salmon Management and Catch Reporting Area 7 easterly of a line projected true north from Orcas Island through the easternmost point on Matia Island to the intersection with the 7/7A boundary line and easterly of a line projected from Point Colville on Lopez Island to Smith Island.

(d) Location Code 4: Those waters of Puget Sound Commercial Salmon Management and Catch Reporting Area 7 westerly and northerly of a line projected from Point Colville on Lopez Island to Smith Island and thence to the Y B "VD" buoy on Beaumont Shoal (as listed on NOAA Chart 18421 [38th ed., Oct. 31/92]) and southerly of a line projected from Cadboro Point on Vancouver Island 60 degrees true to the point of land on San Juan Island.

(e) Location Code 5: Those waters of Puget Sound Commercial Salmon Management and Catch Reporting Area 7 southerly of a line projected from Smith Island to the Y B "VD" buoy on Beaumont Shoal (as listed on NOAA Chart 18421 [38th ed., Oct. 31/92]).

(f) Location Code 6: Those waters of Puget Sound Commercial Salmon Management and Catch Reporting Area 7 northerly of a line projected from Cadboro Point on Vancouver Island 60 degrees true to the point of land on San Juan Island and westerly of a line projected true north from Orcas Island through the easternmost point on Matia Island to the intersection with the 7/7A boundary line.

(5) In each reef net log book the fisher shall record the fisher's name and license number and the location of the fishing site. For each day fished the fisher shall record the date and the total number of chinook, coho and chum salmon caught.

(6) All log books must be sent to the department no later than October 10 of each year.

[Statutory Authority: RCW 75.08.080. 99-24-011 (Order 99-202), § 220-47-430, filed 11/19/99, effective 12/20/99.]

Reviser's note: The brackets and enclosed material in the text of the above section occurred in the copy filed by the agency.

Chapter 220-49 WAC PUGET SOUND COMMERCIAL FORAGE FISH

WAC

220-49-020

Herring and anchovy—Seasons—Lawful gear—Purposes.

WAC 220-49-020 Herring and anchovy—Seasons—Lawful gear—Purposes. It shall be unlawful to take, fish for or possess for commercial purposes herring or anchovy in Puget Sound except during lawful seasons, with lawful gear and for such purposes as provided for hereinafter in each respective fishing area:

(1) Area 20A.

(a) Closed September 1 through May 31 to all commercial fishing gear except for the spawn on kelp fishery as provided for in WAC 220-49-063.

(b) Closed June 1 through August 31 to all commercial fishing.

(2) It is unlawful to use purse seine gear in any Puget Sound area except 23A, 23B, 23C, 23D, and 29. Areas 23A, 23B, 23C, 23D and 29 are open to purse seine gear the entire year.

(3) All other Puget Sound Marine Fish-Shellfish Management and Catch Reporting Areas - Open entire year with drag seine, lampara, and dip bag net for human consumption

or bait only except for closures set out in subsections (4), (5) and (6) of this section.

(4) The following areas are closed the entire year to all gear:

Areas 20B, 21A, 21B, 22A, 22B, 25A, and 25E.

(5) The following areas are closed from January 16 through April 15, except to dip bag net gear:

(a) Area 24A except for a year round closure in Swinomish Channel in those waters between the bridge spanning the channel south of La Conner and a line perpendicular to the channel at the northeast end of the La Conner boat basin, 24B, and 24D.

(b) Waters of Area 25C south of a line from Tala Point to Foulweather Bluff.

(c) Area 25D.

(d) Waters of Area 26B west of a line from Point Monroe to Point Jefferson.

(e) Area 26C.

(f) Waters of Area 26D north of a line from Neill Point to Piner Point.

(g) Waters of Area 27A north of a line from South Point to Lofall and contiguous waters of 27A south of a line projected true east from Hazel Point including all waters of Dabob and Quilcene Bays.

(h) Waters of Area 27B north of a line from Triton Head to Tekiu Point.

(i) Waters of Area 27C east of a line from Ayers Point to Union.

(j) Waters of Area 28A west of a line projected true north-south through Treble Point on Anderson Island, including Henderson Inlet.

(k) Waters of Area 28B west of a line projected true north from Penrose Point, including Mayo Cove and Von Geldern Cove.

(l) All contiguous waters of Area 28D north and east of a line projected from Dofflemeyer Point through Cooper Point to landfall on the west shore of Eld Inlet, including Totten Inlet, Hammersley Inlet and Oakland Bay.

[Statutory Authority: RCW 75.08.080, 99-17-067 (Order 99-127), § 220-49-020, filed 8/13/99, effective 9/13/99; 98-05-043, § 220-49-020, filed 2/11/98, effective 3/14/98; 95-23-020 (Order 95-166), § 220-49-020, filed 11/8/95, effective 12/9/95; 94-12-009 (Order 94-23), § 220-49-020, filed 5/19/94, effective 6/19/94; 84-08-014 (Order 84-24), § 220-49-020, filed 3/27/84; 83-24-024 (Order 83-200), § 220-49-020, filed 11/30/83, effective 1/1/84; 83-04-025 (Order 83-04), § 220-49-020, filed 1/27/83; 79-03-014 (Order 79-11), § 220-49-020, filed 2/15/79; Order 76-148, § 220-49-020, filed 12/2/76; Order 1105, § 220-49-020, filed 12/28/73.]

Chapter 220-52 WAC

SHELLFISH

WAC

220-52-046
220-52-051
220-52-071

Crab fishery—Seasons and areas.
Shrimp fishery—Puget Sound.
Sea cucumbers.

WAC 220-52-046 Crab fishery—Seasons and areas.

"Commercial crab fishing" means any taking, fishing, use, or operation of gear to fish for crabs for commercial purposes, and shall include the possession of crab on the water for commercial purposes, and the landing or initial delivery of crab for commercial purposes.

The lawful open times and areas for commercial crab fishing are as follows:

(1) All Puget Sound Marine Fish-Shellfish Management and Catch Reporting Areas are open for commercial crab fishing beginning 8:00 a.m. October 1st through the following April 15th and, after October 1, one-half hour before sunrise to one-half hour after sunset, except:

(a) Areas 25C, 26B, 26C, 26D, 27A, 27B, 27C, 28A, 28B, 28C, and 28D are not open to commercial crab fishing; and

(b) The areas and times provided by other subsections below are not open to commercial crab fishing.

(2) The following areas are closed to commercial crab fishing except for treaty Indian commercial crab fishing where the treaty Indian crab fisher is following tribal openings that are in accordance with provisions of court orders in *United States v. Washington*:

(a) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 20A between a line from the boat ramp at the western boundary of Birch Bay State Park to the western point of the entrance of the Birch Bay Marina and a line from the same boat ramp to Birch Point are closed March 1 through April 15.

(b) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 20A in Lummi Bay east of a line projected from the entrance buoy at Sandy Point to Gooseberry Point.

(c) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 21A in Bellingham Bay west of a line projected from the exposed boulder at Point Francis to the pilings at Stevie's Point.

(d) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 24A east of lines projected north from the most westerly tip of Skagit Island and south to the most westerly tip of Hope Island, thence southeast to Seal Rocks, thence southeast to the green can buoy at the mouth of Swinomish Channel, thence easterly to the west side of Goat Island.

(e) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 24B inside a line projected from Priest Point to the five-meter tower between Gedney Island and Priest Point, thence northwesterly on a line between the five-meter tower and Barnum Point to the intersection with a line projected true west from Kayak Point, thence east to shore.

(f) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 24B north of a line projected true west from Kayak Point and south and west of a line from Kayak Point to Barnum Point.

(g) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 25A west of a line from the new Dungeness Light to the mouth of Cooper Creek are closed through November 15th of each year.

(h) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 25D within a line projected from the Point Hudson Marina entrance to the northern tip of Indian Island, thence to Kala Point, and thence following the shoreline to the point of origin.

(3) The following areas are closed to commercial crab fishing during the periods indicated:

(a) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 24C inshore of the 400 foot depth contour within an area bounded by parallel lines projected northeasterly from Sandy Point and the entrance to the marina at Langley are closed October 1 through October 31, and March 1 through April 15 of each year.

(b) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 26A in Useless Bay north and east of a line from Indian Point to a point on shore 1.5 miles north-east of Double Bluff are closed October 1 through October 31, and March 1 through April 15 of each year.

(c) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 21B inside lines from Oyster Creek to the fisheries monument on Samish Island and from Oyster Creek to Point Williams are closed shoreward of the ten fathom contour October 1 through October 31, and March 1 through April 15 of each year.

(d) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 22B in Fidalgo Bay south of a line projected from the red number 4 entrance buoy at Cap Sante Marina to the northern end of the eastern most oil dock are closed October 1 through October 31, and March 1 through April 15 of each year.

(e) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 24A in Coronet Bay south of a line projected true east and west from the northernmost tip of Ben Ure Island are closed October 1 through October 31, and March 1 through April 15 of each year.

(4) The following areas are closed to commercial crab fishing until further notice:

(a) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 24A within a line projected from Rocky Point northeast to the red number 2 buoy, thence to Brown Point.

(b) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 24D south of a line from Dines Point to the point just north of Beverly Beach.

(c) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 26A south and east of a line projected from the 3A buoy at the Snohomish River mouth to the outermost tip of the ferry dock at Mukilteo.

(d) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 26A within a line from the green number 1 buoy at Scatchet Head to the green number 1 buoy at Possession Point thence following the 200 foot contour to a point due east from the Glendale Dock.

(e) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 21B in Samish Bay south of a line from Oyster Creek to the fisheries management monument on Samish Island.

(f) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 22A in Westcott and Garrison Bays east of a line projected due south from Point White to San Juan Island.

(g) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 20A in Birch Bay east of a line projected from the boat ramp at the western boundary of Birch Bay State Park to the western point of the entrance to the Birch Bay Marina.

(h) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 21A shoreward of the ten-fathom (MLLW) contour in Chuckanut Bay.

(i) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 22A in Blind Bay south of a line projected due west from Point Hudson to Shaw Island.

(j) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 22A in Deer Harbor north of a line projected from Steep Point to Pole Pass.

(k) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 22A in Fisherman Bay south of a line projected east-west through the red number 4 entrance buoy.

(l) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 22A in Mud Bay south of a line projected from Lopez Island through Crab and Fortress Islands to Lopez Island.

(m) Those waters of Marine Fish-Shellfish Management and Catch Reporting Area 22B in Padilla Bay within a line projected from the northern end of the eastern most oil dock to the red number 2 buoy, thence southeasterly to the red number 8 buoy, thence west to shore.

(n) All waters in the San Juan Islands Marine Preserve Area.

(5) Coastal, Pacific Ocean, Grays Harbor, Willapa Bay and Columbia River waters are open to commercial crab fishing December 1 through September 15 except that it is lawful to set baited crab gear beginning at 8:00 a.m. November 28. However, the department may delay opening of the coastal crab fishery due to softshell crab conditions, in which case the following provisions will apply:

(a) After consultation with the Oregon Department of Fish and Wildlife, the director may, by emergency rule, establish a softshell crab demarcation line.

(b) For waters of the Pacific Ocean north of Point Arena, California, it is unlawful for a person to use a vessel to fish in any area for which the season opening has been delayed due to softshell crab for the first thirty days following the opening of such an area if the vessel was employed in the coastal crab fishery during the previous forty-five days.

(c) Fishers may not set crab gear in any area where the season opening has been delayed, except that gear may be set as allowed by emergency rule and shall allow setting sixty-four hours in advance of the delayed season opening time.

(d) It is unlawful to fish for or possess Dungeness crabs or to set crab gear in waters of the Pacific Ocean adjacent to the states of Oregon or California except during the lawful open seasons, areas and times specified by the individual states.

(6) The following areas (Special Management Area; SMA's) are closed to commercial crab fishing during the periods indicated, except for treaty Indian commercial crab fishing where the treaty Indian crab fisher is following tribal openings that are in accordance with provisions of court orders in *United States v. Washington*:

(a) Those waters bounded by lines projected between the following coordinates:

Southern SMA Description:

NW corner:	47°09.00'N	124°23.80'W (LORAN 41885)
NE corner:	47°09.00'N	124°16.30'W
SW corner:	46°58.00'N	124°22.00'W (LORAN 41885)
SE corner:	46°58.00'N	124°15.30'W

Northern SMA Description:

NW corner:	47°32.00'N	124°34.00'W (LORAN 41865)
NE corner:	47°32.00'N	124°29.50'W (LORAN 41880)
SW corner:	47°27.00'N	124°33.00'W (LORAN 41865)
SE corner:	47°27.00'N	124°28.60'W (LORAN 41880)

The non-Indian fishery will be closed within these areas December 1, 1998, through January 4, 1999. The areas will open to the non-Indian fishery on January 5, 1999, and remain open through September 15, 1999, except as provided for in (d) of this subsection.

(b) Those waters between 47°40.50'N (Destruction Island) north to 48°02.25'N, east of a line (to the coastline) described by the following points:

Southern point:	47°40.50'N	124°37.50'W
Central point:	48°00.00'N	124°49.50'W
Northern point:	48°02.25'N	124°50.00'W

This area is closed to non-Indian fishing from December 1, 1998, through January 7, 1999. It will reopen to non-Indian fishing on January 8, 1999, and close on February 5, 1999. This area will reopen on March 28, 1999, and remain open through September 15, 1999, except as provided for in (d) of this subsection.

(c) Those waters east of a line approximating the 25 fathom curve, from 48°02.15'N 124°50'00"W to 48°07'36"N 124°51'24"W to 48°20'00"N 124°50'00"W to Cape Flattery. This area will close to non-Indian fishing December 29, 1997, (after 28 days of fishing) and remain closed through March 31, 1998. The area will reopen on April 1, 1998, and remain open through September 15, 1998.

(d) It is unlawful to place gear, fish for or take Dungeness crab for commercial purposes in the following area from July 1 through September 15:

Those waters west of straight lines drawn in sequence from south to north between the following coordinates:

	Land description	Coordinate
(i)	Washington - Oregon border	46°15.00'N 124°10.00'W
(ii)	Seaview	46°20.00'N 124°10.00'W
(iii)	Willapa Bay entrance	46°40.00'N 124°10.00'W
(iv)	N. Willapa Bay spits	46°43.50'N 124°11.50'W
(v)	Grayland	46°50.00'N 124°12.30'W
(vi)	Grays Harbor	46°54.70'N 124°16.00'W
(vii)	Ocean Shores	47°00.00'N 124°16.00'W
(viii)	Moclips	47°15.00'N 124°19.00'W
(ix)	Cape Elizabeth	47°20.00'N 124°25.00'W
(x)	Raft River	47°27.00'N 124°28.60'W (follow TD 41880 to way-point # 11 N. Destruction Island)
(xi)	N. Destruction Island	47°42.40'N 124°31.50'W

Land description

Coordinate

(xii)	Lapush	47°55.00'N 124°46.00'W
(xiii)	Carol Island	48°00.00'N 124°49.50'W
(xiv)	N. Lake Ozette	48°07.60'N 124°51.40'W
(xv)	Makah Bay	48°20.00'N 124°50.00'W
(xvi)	Cape Flattery	Point on land

[Statutory Authority: RCW 75.08.080, 99-10-062 (Order 99-59), § 220-52-046, filed 5/3/99, effective 6/3/99; 98-19-012 (Order 98-185), § 220-52-046, filed 9/4/98, effective 10/5/98; 98-05-043, § 220-52-046, filed 2/11/98, effective 3/14/98; 97-08-052 (Order 97-55), § 220-52-046, filed 3/31/97, effective 5/1/97; 94-12-009 (Order 94-23), § 220-52-046, filed 5/19/94, effective 6/19/94; 93-15-051, § 220-52-046, filed 7/14/93, effective 8/14/93; 91-10-024 (Order 91-22), § 220-52-046, filed 4/23/91, effective 5/24/91; 87-05-038 (Order 87-08), § 220-52-046, filed 2/18/87; 85-01-010 (Order 84-214), § 220-52-046, filed 12/7/84; 84-08-014 (Order 84-24), § 220-52-046, filed 3/27/84; 83-01-026 (Order 82-221), § 220-52-046, filed 12/8/82; 80-13-064 (Order 80-123), § 220-52-046, filed 9/17/80; Order 76-152, § 220-52-046, filed 12/17/76; Order 1179, § 220-52-046, filed 11/19/74; Order 1112, § 220-52-046, filed 4/15/74; Order 1057, § 220-52-046, filed 5/22/73; Order 920, § 220-52-046, filed 5/13/71; Order 807, § 220-52-046, filed 1/2/69, effective 2/1/69. Formerly WAC 220-52-040 (2), (3), (4) and (9).]

WAC 220-52-051 Shrimp fishery—Puget Sound. (1)

A Puget Sound shrimp pot license or a Puget Sound shrimp trawl license will only be issued to an individual who is a natural person, and this person shall be the primary operator. The primary operator is required to operate the gear more than one-half of the season and make at least one-half of the landings, as established by valid fish receiving tickets. Holders of Puget Sound shrimp pot licenses and Puget Sound shrimp trawl licenses may designate a single alternate operator per license. The alternate operator may operate the gear up to but not equaling one-half of the fishing effort of the vessel per season, and may make up to but not equaling one-half of the landings, as established by valid fish receiving tickets, except that the director may allow operation of the gear and sale of the shrimp by an alternate operator in excess of one-half of the fishing effort in the case of a bona fide medical emergency for which the primary operator has presented a physician's statement which includes the medical condition and expected date of recovery of the primary operator. Notification of the medical emergency, presentation of the physician's statement, and obtaining a waiver from the director must be accomplished prior to the end of the season for which the license holder is seeking exception from the seasonal requirement that the primary operator perform more than one half of the fishing effort.

(2) The following areas are defined as Puget Sound Crustacean Management Regions:

(a) Crustacean Management Region 1A - (Western San Juan Islands). The portion of Marine Fish-Shellfish Management and Catch Reporting Area 20B west of a line from Point Doughty on Orcas Island to the bell buoy at the international boundary due north of Waldron Island, and the portion of Marine Fish-Shellfish Management and Catch Reporting Area 22A west of the following line: Beginning at Steep Point on Orcas Island to Neck Point on Shaw Island, then southerly following the west coast of Shaw Island to the southernmost point of Shaw Island, then to the western entrance to Fisherman's Bay on Lopez Island, then southerly and easterly following the west coast of Lopez Island to Point Colville.

(b) Crustacean Management Region 1B - (Eastern San Juan Islands). The portions of Marine Fish-Shellfish Management and Catch Reporting Areas 20B and 22A to the east of Crustacean Management Region 1A and the portion of Marine Fish-Shellfish Management and Catch Reporting Area 21A north and west of a line from the southern tip of Sinclair Island to Carter Point on Lummi Island.

(c) Crustacean Management Region 1C - (Gulf of Georgia/North Puget Sound Bays). All waters of Marine Fish-Shellfish Management and Catch Reporting Areas 20A, 21B, and 22B, and the portion of Marine Fish-Shellfish Management and Catch Reporting Area 21A outside of Crustacean Management Region 1B.

(d) Crustacean Management Region 2 - (Central Puget Sound). All waters of Marine Fish-Shellfish Management and Catch Reporting Areas 24A, 24B, 24C, 24D, 25B, 25D, 25E, and 26A.

(e) Crustacean Management Region 3 - (Strait of Juan de Fuca). All waters of Marine Fish-Shellfish Management and Catch Reporting Areas 23A, 23B, 23C, 23D, 25A, and 29.

(f) Crustacean Management Region 4 - (Southern Central Puget Sound). All waters of Marine Fish-Shellfish Management and Catch Reporting Areas 26B, 26C, and 26D.

(g) Crustacean Management Region 5 - (Hood Canal). All waters of Marine Fish-Shellfish Management and Catch Reporting Areas 25C, 27A, 27B, and 27C.

(h) Crustacean Management Region 6 - (South Puget Sound). All waters of Marine Fish-Shellfish Management and Catch Reporting Areas 28A, 28B, 28C, and 28D.

(3) It is unlawful to fish for shrimp for commercial purposes in Puget Sound using shellfish pot gear except during seasons opened by emergency rule:

(a) Gear restrictions -

(i) In all areas, maximum 100 pots per fisher.

(ii) In all areas:

(A) Buoys must be orange in color and consist of durable material that will remain floating on the surface with five pounds attached; bleach or antifreeze bottles or other containers may not be used as floats.

(B) The line attaching the pot to the buoy must be weighted sufficiently to prevent the line from floating on the surface.

(C) The maximum perimeter of shrimp pots must not exceed ten feet and the maximum height must not exceed two feet.

(b) Spot shrimp size restriction: It is unlawful to retain spot shrimp taken by shellfish pot gear that have a carapace length less than 1 and 3/16 inches. Carapace length is defined as the length between the posterior mid-dorsal margin to the posterior-most part of the eye-stalk orbit.

(4) It is unlawful to fish for shrimp for commercial purposes in Puget Sound using trawl gear except during seasons opened by emergency rule:

(a) Gear restrictions - Beam trawl gear only. Otter trawl gear may not be used.

(i) Maximum beam width in Marine Fish-Shellfish Management and Catch Reporting Areas 20A, 20B, 21A, and 22A is 25 feet.

(ii) Maximum beam width in Marine Fish-Shellfish Management and Catch Reporting Areas 23A, 23B, 23C, 25A, 25B, and 29 is 60 feet.

(b) It is unlawful to retain spot shrimp.

[Statutory Authority: RCW 74.08.080 and 1999 c 239. 00-01-124 (Order 99-217), § 220-52-051, filed 12/17/99, effective 1/17/00. Statutory Authority: RCW 75.28.740 and 75.30.220. 94-07-092 (Order 94-14), § 220-52-051, filed 3/17/94, effective 4/17/94. Statutory Authority: RCW 75.08.080. 93-15-051, § 220-52-051, filed 7/14/93, effective 8/14/93; 91-18-030 (Order 91-73), § 220-52-051, filed 8/28/91, effective 9/28/91; 87-23-006 (Order 87-187), § 220-52-051, filed 11/6/87.]

WAC 220-52-071 Sea cucumbers. It is unlawful to take or possess sea cucumbers taken for commercial purposes except as provided for in this section.

(1) **Sea cucumber districts:**

(a) Sea Cucumber District 1 is defined as those waters of Marine Fish-Shellfish Management and Catch Reporting Areas 20A, 20B, 21A, 21B, 22A, 22B, and 23B outside of the following closed areas:

(i) San Juan Channel and Upright Channel within the following lines: North of a line from Cattle Point on San Juan Island to Davis Point on Lopez Island and south of a line projected from Flat Point on Lopez Island true west to Shaw Island; west of a line from Neck Point on Shaw Island to Steep Point on Orcas Island; south of a line from Steep Point on Orcas Island to Limestone Point on San Juan Island.

(ii) Haro Strait north of a line projected east-west one-half mile south of Eagle Point on San Juan Island and south of a line projected east-west one-quarter mile north of Lime Kiln Light on San Juan Island.

(iii) Within one-quarter mile of Green Point on Spieden Island.

(iv) Within one-quarter mile of Gull Reef, located between Spieden Island and Johns Island.

(b) Sea Cucumber District 2 is defined as those waters of Marine Fish-Shellfish Management and Catch Reporting Areas 23A, 23C, 23D, 25A, 25B, 25C, 25D, 25E, 29 and those waters west of the Bonilla-Tatoosh Line, Pacific Ocean waters, Grays Harbor, Willapa Bay, and the waters at the mouth of the Columbia River west of the Buoy 10 Line.

(c) Sea Cucumber District 3 is defined as those waters of Marine Fish-Shellfish Management and Catch Reporting Areas 24A, 24B, 24C, 24D, 26A, 26B, 26C, and 26D.

(d) Sea Cucumber District 4 is defined as those waters of Marine Fish-Shellfish Management and Catch Reporting Areas 27A, 27B, 27C, 28A, 28B, 28C, and 28D.

(2) **Sea cucumber areas and seasons:**

Sea cucumber areas and seasons will be set by emergency rule.

(3) **Shellfish diver gear:**

(a) Divers operating from a vessel must have a number assigned by the department placed on both sides and the top of the vessel in such a manner that the number is clearly visible when the vessel is viewed from either side or from the air, and the letters must be black on white no less than eighteen inches in height and of proportional width.

(b) Only one diver from each harvesting vessel is allowed in the water at any one time during the sea cucumber harvest operation or when commercial quantities of sea cucumbers are aboard.

(c) Divers may not fish for or possess geoduck clams during commercial sea cucumber harvesting operations, or possess geoduck clams on a vessel that has sea cucumbers on board.

(d) Licensing: A sea cucumber dive fishery license is the license required to operate the gear provided for in this section.

(4) Trawl gear:

It is unlawful to fish for or possess sea cucumbers taken with trawl gear.

[Statutory Authority: RCW 75.08.080. 99-17-068 (Order 99-126), § 220-52-071, filed 8/13/99, effective 9/13/99; 94-12-009 (Order 94-23), § 220-52-071, filed 5/19/94, effective 6/19/94; 93-15-051, § 220-52-071, filed 7/14/93, effective 8/14/93; 91-18-030 (Order 91-73), § 220-52-071, filed 8/28/91, effective 9/28/91; 91-10-024 (Order 91-22), § 220-52-071, filed 4/23/91, effective 5/24/91; 87-23-006 (Order 87-187), § 220-52-071, filed 11/6/87; 87-15-022 (Order 87-69), § 220-52-071, filed 7/8/87; 87-02-013 (Order 86-199), § 220-52-071, filed 12/30/86; 81-11-006 (Order 81-31), § 220-52-071, filed 5/11/81; 79-02-053 (Order 79-6), § 220-52-071, filed 1/30/79; Order 77-145, § 220-52-071, filed 12/13/77; Order 77-65, § 220-52-071, filed 8/5/77; Order 1105, § 220-52-071, filed 12/28/73; Order 990, § 220-52-071, filed 5/11/72.]

Chapter 220-55 WAC

PERSONAL-USE LICENSES

WAC

- 220-55-001 Definitions.
- 220-55-005 Recreational license.
- 220-55-010 Recreational shellfish and seaweed validation tag.
- 220-55-015 Valid recreational license required.
- 220-55-040 License, tag and stamp refunds.
- 220-55-050 Temporary fishing or hunting license validation date.
- 220-55-055 Age of purchaser.
- 220-55-060 Reduced fee license issuing procedure.
- 220-55-065 Fishing for shellfish, freshwater fish or saltwater fish by persons of disability.
- 220-55-070 Valid catch record card.
- 220-55-075 Repealed.
- 220-55-100 Fish and wildlife lands vehicle use permit.
- 220-55-105 Requirements of recreational license dealers.
- 220-55-110 Temporary fishing and hunting license and catch record card—License dealer issuance duties.
- 220-55-115 Recreational license dealer's fees.
- 220-55-120 Recreational licenses, stamps and tags—Inventory return.
- 220-55-125 Catch record cards—Accountability and inventory return.
- 220-55-155 Repealed.
- 220-55-160 Free fishing weekend.
- 220-55-170 Reduced rate combination temporary fishing and shellfish license.
- 220-55-180 Point-of-sale transaction fee.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

- 220-55-075 Recreational fisheries enhancement stamp. [Statutory Authority: RCW 75.08.080. 96-05-004 (Order 96-13), § 220-55-075, filed 2/9/96, effective 3/11/96; 94-01-001, § 220-55-075, filed 12/1/93, effective 1/1/94; 91-08-054 (Order 91-13), § 220-55-075, filed 4/2/91, effective 5/3/91; 89-07-071 (Order 89-05), § 220-55-075, filed 3/20/89; 88-05-002 (Order 88-03), § 220-55-075, filed 2/4/88; 80-03-064 (Order 80-12), § 220-55-075, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-015.] Repealed by 99-03-029 (Order 99-02), filed 1/13/99, effective 2/13/99. Statutory Authority: 1998 c 191 and RCW 75.08.080.
- 220-55-155 Personal use license dealer's fee. [Statutory Authority: RCW 75.08.080. 94-23-059 (Order 94-162), § 220-55-155, filed 11/14/94, effective 12/15/94.] Repealed by 99-03-029 (Order 99-02), filed 1/13/99, effective 2/13/99. Statutory Authority: 1998 c 191 and RCW 75.08.080.

WAC 220-55-001 Definitions. Unless otherwise provided, the following definitions apply to this chapter:

(1) "Blind" means no vision or vision with corrective lenses so defective as to prevent the performance of ordinary activities for which eyesight is essential.

(2) "License year" is defined as April 1st through the following March 31st.

(3) "Personal use license" and "recreational license" have the same meaning, and refer to all licenses issued under RCW 77.32.450 through 77.32.490.

(4) "Veteran" means a veteran of the United States Armed Forces.

[Statutory Authority: 1998 c 191 and RCW 75.08.080. 99-03-029 (Order 99-02), § 220-55-001, filed 1/13/99, effective 2/13/99.]

WAC 220-55-005 Recreational license. A recreational license is a license document issued by the department and in the case of a shellfish-seaweed license consists of the license and shellfish validation tag. The license is invalid unless the personal identification information on the license has been completed and the licensee has signed the license except that a temporary fishing license is issued either as a license document requiring personal identification information or as a stamp, which is invalid unless the two-consecutive days for which it is valid are entered, in permanent ink, on the stamp.

[Statutory Authority: 1998 c 191 and RCW 75.08.080. 99-03-029 (Order 99-02), § 220-55-005, filed 1/13/99, effective 2/13/99. Statutory Authority: RCW 75.08.080. 96-05-004 (Order 96-13), § 220-55-005, filed 2/9/96, effective 3/11/96; 94-01-001, § 220-55-005, filed 12/1/93, effective 1/1/94.]

WAC 220-55-010 Recreational shellfish and seaweed validation tag. The recreational personal use shellfish and seaweed validation tag shall be provided with an opening for attachment or display on outer clothing. The validation must be displayed on outer clothing while harvesting or transporting shellfish in the field.

[Statutory Authority: 1998 c 191 and RCW 75.08.080. 99-03-029 (Order 99-02), § 220-55-010, filed 1/13/99, effective 2/13/99. Statutory Authority: RCW 75.08.080. 96-05-004 (Order 96-13), § 220-55-010, filed 2/9/96, effective 3/11/96; 94-01-001, § 220-55-010, filed 12/1/93, effective 1/1/94; 93-08-034 (Order 93-20), § 220-55-010, filed 3/31/93, effective 5/1/93; 89-07-071 (Order 89-05), § 220-55-010, filed 3/20/89; 79-09-021 (Order 79-58), § 220-55-010, filed 8/10/79.]

WAC 220-55-015 Valid recreational license required. (1) It is unlawful for any person required to have a recreational license to take or possess fish or wildlife for personal use without having in physical possession a valid license.

[Statutory Authority: 1998 c 191 and RCW 75.08.080. 99-03-029 (Order 99-02), § 220-55-015, filed 1/13/99, effective 2/13/99. Statutory Authority: RCW 75.08.080. 94-23-059 (Order 94-162), § 220-55-015, filed 11/14/94, effective 12/15/94; 94-01-001, § 220-55-015, filed 12/1/93, effective 1/1/94; 89-07-071 (Order 89-05), § 220-55-015, filed 3/20/89; 79-09-021 (Order 79-58), § 220-55-015, filed 8/10/79.]

WAC 220-55-040 License, tag and stamp refunds. (1) The department will not refund any recreational license or transport tag purchase for which a season or hunt has been scheduled, and the licensee could have participated in the season or hunt, regardless of whether the licensee did in fact participate.

(2) The department will not refund migratory bird stamp purchases.

(3) The department will refund the purchase of a second license when such purchase was made on behalf of the licensee by someone other than the licensee.

[Statutory Authority: 1998 c 191 and RCW 75.08.080, 99-03-029 (Order 99-02), § 220-55-040, filed 1/13/99, effective 2/13/99. Statutory Authority: RCW 75.08.080, 94-01-001, § 220-55-040, filed 12/1/93, effective 1/1/94; 89-07-071 (Order 89-05), § 220-55-040, filed 3/20/89; 88-05-002 (Order 88-03), § 220-55-040, filed 2/4/88; 86-24-047 (Order 86-191), § 220-55-040, filed 11/26/86; 79-09-021 (Order 79-58), § 220-55-040, filed 8/10/79.]

WAC 220-55-050 Temporary fishing or hunting license validation date. On a temporary fishing or hunting license, the validation date is the first date on which a licensee may hunt or fish and the temporary license expires at midnight of the day after the validation date for temporary fishing licenses and at midnight of the second day after the validation date for three-consecutive-day small game licenses.

[Statutory Authority: 1998 c 191 and RCW 75.08.080, 99-03-029 (Order 99-02), § 220-55-050, filed 1/13/99, effective 2/13/99. Statutory Authority: RCW 75.08.080, 96-05-004 (Order 96-13), § 220-55-050, filed 2/9/96, effective 3/11/96; 94-01-001, § 220-55-050, filed 12/1/93, effective 1/1/94; 79-09-021 (Order 79-58), § 220-55-050, filed 8/10/79.]

WAC 220-55-055 Age of purchaser. (1) The age at the time of purchase determines the license necessary for the recreational activity.

(2) Youth hunters who turn sixteen years of age during the license year may use a previously purchased youth hunting license during the remainder of the license year, but are required to have a state migratory bird stamp affixed to the license on and after their sixteenth birthday, if they are hunting migratory birds.

(3) Youth fishers who turn fifteen years of age during the license year are required to purchase a youth fishing license.

(4) Youth fishers who turn sixteen years of age during the license year may use a previously purchased youth fishing license during the remainder of the license year.

(5) Resident seniors who turn seventy years of age during the license year may use a previously purchased saltwater or freshwater fishing license during the remainder of the license year.

[Statutory Authority: 1998 c 191 and RCW 75.08.080, 99-03-029 (Order 99-02), § 220-55-055, filed 1/13/99, effective 2/13/99. Statutory Authority: RCW 75.08.080, 96-05-004 (Order 96-13), § 220-55-055, filed 2/9/96, effective 3/11/96; 94-01-001, § 220-55-055, filed 12/1/93, effective 1/1/94; 91-08-054 (Order 91-13), § 220-55-055, filed 4/2/91, effective 5/3/91; 79-09-021 (Order 79-58), § 220-55-055, filed 8/10/79.]

WAC 220-55-060 Reduced fee license issuing procedure. Upon request and presentation of required documentation, a disability authorization card will be issued by the department to any qualified applicant under RCW 77.32.480. Such card entitles the card holder to a reduced fee license which may be purchased at any authorized license dealership or department regional office.

[Statutory Authority: 1998 c 191 and RCW 75.08.080, 99-03-029 (Order 99-02), § 220-55-060, filed 1/13/99, effective 2/13/99. Statutory Authority: RCW 75.08.080, 94-01-001, § 220-55-060, filed 12/1/93, effective 1/1/94; 89-07-071 (Order 89-05), § 220-55-060, filed 3/20/89; 88-05-002 (Order 88-

03), § 220-55-060, filed 2/4/88; 79-09-021 (Order 79-58), § 220-55-060, filed 8/10/79.]

WAC 220-55-065 Fishing for shellfish, freshwater fish or saltwater fish by persons of disability. (1) Definitions:

(a) "Designated harvester" means a licensed fisher who accompanies a disabled fisher and assists the disabled fisher in the taking of shellfish, game fish or food fish.

(b) "Disabled fisher" means a person of disability who possesses a valid fishing license or shellfish license issued by the department. A disabled fisher must have all required licenses and catch record cards before fishing.

(c) "Disabled harvester identification card" means a card issued by the department to any person of disability who applies to the department and presents such evidence as the director may require showing that the applicant is a person of disability. Upon issuance of a disabled license, the department will also issue a designated harvester identification card.

(d) "Person of disability" means:

(i) A permanently disabled person who is not ambulatory over natural terrain without a prosthesis or assistive device; or

(ii) A permanently disabled person who is unable to hold or use any legal fishing or shell fishing device; or

(iii) A person who is totally blind or visually impaired.

This definition includes, but is not limited to, permanently disabled persons with upper or lower extremity impairments who have lost the use of one or both upper or lower extremities, or who have a significant limitation in the use of upper or lower extremities, or who have a diagnosed disease or disorder which substantially impairs or interferes with mobility of the use of upper extremities.

(e) "Visually impaired" means central visual acuity that does not exceed 20/200 in the better eye with corrective lenses, or the widest diameter of the visual field is no greater than 20 degrees.

(2) The designated harvester, when accompanied by the disabled fisher, may assist the disabled fisher in taking shellfish, game fish and food fish on behalf of the disabled fisher.

(3) It is unlawful for a designated harvester to assist a disabled fisher unless the disabled fisher is present and participating in the fishing activity; except, the disabled fisher is not required to be present at the location where the designated harvester is harvesting shellfish for the disabled person. The licensee is required to be in the direct line of sight of the designated harvester who is harvesting shellfish for him or her, unless it is not possible to be in a direct line of sight because of a physical obstruction or other barrier. If such a barrier or obstruction exists, the licensee is required to be within one-quarter mile of the designated harvester who is harvesting shellfish for him or her.

(4) It is unlawful for a designated harvester to assist a disabled fisher unless the designated harvester has the designated harvester identification card on his or her person.

(5) Shellfish, game fish or food fish harvested by a designated harvester on behalf of a disabled fisher become part of the disabled fisher's bag or possession limit, and must be

kept separate from the designated harvester's bag or possession limit.

[Statutory Authority: 1998 c 191 and RCW 75.08.080. 99-03-029 (Order 99-02), § 220-55-065, filed 1/13/99, effective 2/13/99. Statutory Authority: RCW 75.08.080. 94-01-001, § 220-55-065, filed 12/1/93, effective 1/1/94; 91-08-054 (Order 91-13), § 220-55-065, filed 4/2/91, effective 5/3/91; 88-05-002 (Order 88-03), § 220-55-065, filed 2/4/88; 87-09-066 (Order 87-16), § 220-55-065, filed 4/21/87; 80-13-064 (Order 80-123), § 220-55-065, filed 9/17/80; 79-09-021 (Order 79-58), § 220-55-065, filed 8/10/79.]

WAC 220-55-070 Valid catch record card. A catch record card required while fishing for halibut in Catch Record Card Areas 5 through 13, sturgeon in Grays Harbor, Willapa Bay or the Columbia River and tributaries to these three systems, or anadromous salmon anywhere in the state (see WAC 220-56-175) shall be invalid unless:

(1) The angler possesses the appropriate recreational license for the area in which the angler is participating, if a license is required.

(2) The catch record card number is written in ink in the appropriate space on the back of the recreational license, if a license is required.

(3) The license issuance date is legible and not altered, and the license has not been mutilated.

[Statutory Authority: 1998 c 191 and RCW 75.08.080. 99-03-029 (Order 99-02), § 220-55-070, filed 1/13/99, effective 2/13/99. Statutory Authority: RCW 75.08.080. 94-01-001, § 220-55-070, filed 12/1/93, effective 1/1/94; 91-08-054 (Order 91-13), § 220-55-070, filed 4/2/91, effective 5/3/91; 89-07-071 (Order 89-05), § 220-55-070, filed 3/20/89; 88-05-002 (Order 88-03), § 220-55-070, filed 2/4/88; 80-03-064 (Order 80-12), § 220-55-070, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-010.]

WAC 220-55-075 Repealed. See Disposition Table at beginning of this chapter.

WAC 220-55-100 Fish and wildlife lands vehicle use permit. Recreational license dealers are to issue a fish and wildlife lands vehicle use permit with each annual recreational license sold, except for shellfish-seaweed licenses, and with each trapping license sold. If the fish and wildlife lands vehicle use permit is not issued, it is to be returned to the department with the department's copy of the license, and is due by the 10th of the month following the sale of the license.

[Statutory Authority: 1998 c 191 and RCW 75.08.080. 99-03-029 (Order 99-02), § 220-55-100, filed 1/13/99, effective 2/13/99. Statutory Authority: RCW 75.08.080. 94-01-001, § 220-55-100, filed 12/1/93, effective 1/1/94; 80-03-064 (Order 80-12), § 220-55-100, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-040.]

WAC 220-55-105 Requirements of recreational license dealers. (1) The director or his/her designee may deputize persons, firms or corporations as license dealers in such numbers as deemed necessary for the purpose of issuing licenses, permits, tags, stamps and punchcards.

(2) License dealers must sell a minimum of two hundred fifty licenses per year, have a permanent place of business with regular business hours, and have a type of business that supports hunting and fishing activities. Exceptions to this rule may be granted by the director or his/her designee upon written appeal.

(3) All moneys collected from the sale of licenses, stamps, and other department property must be received in the department by the 10th day of the following month in which they were sold. High volume license dealers or dealers with a history of late payments may be required to remit moneys on a more frequent basis.

(4) All records held pursuant to the statutes and regulations dealing with license dealers must be open to inspection by a fish and wildlife officer or department designee at reasonable times.

(5) License dealers who remit payments after the 10th of the month on more than two occasions in one year will be required to obtain a bond equal to the value of their license stock or make electronic fund transfer payment arrangements. "One year" is defined as beginning on the first month in which the license dealer is late making a payment due by the 10th of that month. A dealer who is late a third time, or sporadically thereafter, may lose their license dealership. No license dealer may receive additional license inventory if they are in arrears on license payments.

[Statutory Authority: 1998 c 191 and RCW 75.08.080. 99-03-029 (Order 99-02), § 220-55-105, filed 1/13/99, effective 2/13/99. Statutory Authority: RCW 75.08.080. 94-01-001, § 220-55-105, filed 12/1/93, effective 1/1/94; 89-07-071 (Order 89-05), § 220-55-105, filed 3/20/89; 88-05-002 (Order 88-03), § 220-55-105, filed 2/4/88; 80-03-064 (Order 80-12), § 220-55-105, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-045.]

WAC 220-55-110 Temporary fishing and hunting license and catch record card—License dealer issuance duties. (1) A recreational license dealer must, at the time of sale of a temporary fishing or three-consecutive-day small game license, write the validation date in ink on the license document. The validation date is the first day on which a licensee may fish for, harvest or possess fish or wildlife.

(2) A recreational license dealer must, at the time of distribution of a catch record card, record in ink the number of the catch record card in the appropriate space on the personal use food fish license, if a personal use food fish license is required for the fisher.

[Statutory Authority: 1998 c 191 and RCW 75.08.080. 99-03-029 (Order 99-02), § 220-55-110, filed 1/13/99, effective 2/13/99. Statutory Authority: RCW 75.08.080. 96-05-004 (Order 96-13), § 220-55-110, filed 2/9/96, effective 3/11/96; 94-01-001, § 220-55-110, filed 12/1/93, effective 1/1/94; 89-07-071 (Order 89-05), § 220-55-110, filed 3/20/89; 88-05-002 (Order 88-03), § 220-55-110, filed 2/4/88; 80-03-064 (Order 80-12), § 220-55-110, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-046.]

WAC 220-55-115 Recreational license dealer's fees. License dealers may charge a license issuance fee as follows:

(1) Two dollars for the issuance of any of the following fishing licenses:

(a) A combination license.

(b) A saltwater license.

(c) A freshwater license.

(d) A temporary fishing license when issued in the form of a standard recreational fishing license document.

(e) A family fishing weekend license.

(f) A personal use shellfish and seaweed license when issued in the form of a standard recreational fishing license document.

(g) Notwithstanding the provisions of this subsection, if any two or more licenses are issued on the same standard recreational fishing license document, the license issuance fee for the document is two dollars.

(2) Two dollars for the issuance of any of the following hunting licenses:

- (a) A big game combination license.
- (b) A small game license.
- (c) A three-consecutive day small game license.

(d) Notwithstanding the provisions of this subsection, if any two or more licenses are issued on the same standard recreational hunting license document, the license issuance fee for the document is two dollars.

(3) Two dollars for the issuance of a fish and wildlife lands vehicle use permit when issued separately from an annual freshwater, saltwater or combination fishing license, or separately from an annual small game hunting license, big game combination license, or trapping license. Notwithstanding the provisions of this subsection, if the fish and wildlife lands vehicle use permit is issued with any other license issued in the form of a standard recreational hunting or fishing license document, the license issuance fee for the document is two dollars.

(4) One dollar for the issuance of any of the following shellfish and seaweed licenses or tags:

(a) A personal use shellfish and seaweed license when issued in the form of a wearable license.

(b) A wearable shellfish tag issued with a combination fishing license.

(c) A wearable shellfish tag issued with a personal use shellfish and seaweed license when the license is issued in the form of a standard recreational fishing license document.

(d) A two-day personal use shellfish and seaweed license.

(5) Fifty cents for the issuance of any of the following:

(a) A deer, elk, bear, cougar, mountain goat, mountain sheep, moose, or turkey transport tag.

(b) A temporary fishing license when issued as a stamp.

(c) A state of Washington migratory bird stamp.

(d) A Western Washington pheasant permit.

(e) An application for a special permit hunt.

[Statutory Authority: SB 5020 and RCW 75.08.090, 99-17-095 (Order 99-129), § 220-55-115, filed 8/17/99, effective 9/17/99. Statutory Authority: 1998 c 191 and RCW 75.08.080, 99-03-029 (Order 99-02), § 220-55-115, filed 1/13/99, effective 2/13/99. Statutory Authority: RCW 75.08.080, 94-01-001, § 220-55-115, filed 12/1/93, effective 1/1/94; 89-07-071 (Order 89-05), § 220-55-115, filed 3/20/89; 88-05-002 (Order 88-03), § 220-55-115, filed 2/4/88; 80-03-064 (Order 80-12), § 220-55-115, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-047.]

WAC 220-55-120 Recreational licenses, stamps and tags—Inventory return. Recreational license dealers are required to return all unused licenses and transport tags and unsold migratory bird stamps to the department by April 30th following the license year for which the licenses and transport tags were issued. No refund will be given for migratory bird stamps received after April 30th.

[Statutory Authority: 1998 c 191 and RCW 75.08.080, 99-03-029 (Order 99-02), § 220-55-120, filed 1/13/99, effective 2/13/99. Statutory Authority: RCW 75.08.080, 94-01-001, § 220-55-120, filed 12/1/93, effective 1/1/94; 89-07-071 (Order 89-05), § 220-55-120, filed 3/20/89; 88-05-002 (Order 88-03), § 220-55-120, filed 2/4/88; 84-05-046 (Order 84-11), § 220-55-120,

filed 2/21/84; 80-03-064 (Order 80-12), § 220-55-120, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-050.]

WAC 220-55-125 Catch record cards—Accountability and inventory return. A recreational license dealer issuing catch record cards for salmon, sturgeon, halibut, and steelhead is subject to the following rules:

(1) Catch record card books may not be transferred from one dealer to another without written permission from the department.

(2) All catch record card books from which all cards have been issued, and any catch record card returned to a dealer by a fisher, must be returned to the department within ten days after the end of each calendar month.

(3) Any dealer terminating business or closing for the license year prior to March 31st must return any unused or partially used catch record card books within thirty days of terminating business or closing for the year.

(4) All partially used catch record card books must be returned to the department by April 30th of the license year following the year printed on the catch record cards. All complete unused catch record card books, and any catch record cards that are void, lost, destroyed or otherwise missing from a dealership, must be accounted for in writing to the department by April 30th of the year following the year printed on the catch record cards.

[Statutory Authority: 1998 c 191 and RCW 75.08.080, 99-03-029 (Order 99-02), § 220-55-125, filed 1/13/99, effective 2/13/99. Statutory Authority: RCW 75.08.080, 94-01-001, § 220-55-125, filed 12/1/93, effective 1/1/94; 91-08-054 (Order 91-13), § 220-55-125, filed 4/2/91, effective 5/3/91; 89-07-071 (Order 89-05), § 220-55-125, filed 3/20/89; 88-05-002 (Order 88-03), § 220-55-125, filed 2/4/88; 80-03-064 (Order 80-12), § 220-55-125, filed 2/27/80, effective 4/1/80. Formerly WAC 220-105-055.]

WAC 220-55-155 Repealed. See Disposition Table at beginning of this chapter.

WAC 220-55-160 Free fishing weekend. The Saturday and Sunday following the first Monday in June is declared to be free fishing weekend in Washington. On this weekend a fishing license is not required for any person, regardless of age or residency, to fish for or possess fish and shellfish and a fish and wildlife lands vehicle use permit is not required to utilize department parking facilities. During free fishing weekend only the license and permit provided for in this section are affected, and all other rules including the catch record card requirement remain in effect.

[Statutory Authority: RCW 75.08.080 and 77.12.040, 99-08-029 (Order 99-13), § 220-55-160, filed 3/30/99, effective 5/1/99.]

WAC 220-55-170 Reduced rate combination temporary fishing and shellfish license. There is hereby created a combination temporary fishing and shellfish license that is valid for two consecutive days and allows the holder to fish for and possess fish and shellfish taken from state and offshore waters. The fee for this license is nine dollars for both residents and nonresidents until April 1, 2001, when the fee for this license would be nine dollars for residents and twelve dollars for nonresidents. This license is not valid for game fish species for an eight-consecutive-day period beginning on the opening day of the lowland lake fishing season.

[Statutory Authority: RCW 77.32.470(5), 00-02-050 (Order 99-233), § 220-55-170, filed 12/30/99, effective 4/1/00.]

WAC 220-55-180 Point-of-sale transaction fee. The point-of-sale transaction fee shall be used to operate an automated recreational licensing system. This fee shall be applied to all purchases of recreational hunting and fishing licenses and fees for second animals if authorized by the commission pursuant to RCW 77.32.450(2). The transaction fee shall be ten percent of the value of the license transaction, excluding any applicable dealer fees.

[Statutory Authority: RCW 77.12.040 and 77.32.050, 00-02-049 (Order 99-234), § 220-55-180, filed 12/30/99, effective 1/30/00.]

**Chapter 220-56 WAC
PERSONAL-USE FISHERY**

WAC

- 220-56-100 Definitions—Personal use.
- 220-56-103 Definitions—Landlocked chinook and coho.
- 220-56-105 River mouth definitions.
- 220-56-115 Angling—Lawful and unlawful acts.
- 220-56-123 Unlawful provisions—Westport Boat Basin.
- 220-56-124 Unlawful provisions—Hoodspout Hatchery.
- 220-56-145 Possession of food fish or shellfish in unlawful condition.
- 220-56-175 Catch record cards.
- 220-56-185 Marine area codes.
- 220-56-190 Coastal salmon—Saltwater seasons and daily limits.
- 220-56-191 Puget Sound salmon—Saltwater seasons and daily limits.
- 220-56-195 Closed areas—Saltwater salmon angling.
- 220-56-205 Hook rules—Nonbuoyant lures and night closures.
- 220-56-225 Repealed.
- 220-56-235 Possession limits—Bottomfish.
- 220-56-245 Repealed.
- 220-56-255 Halibut—Seasons—Daily and possession limits.
- 220-56-267 Herring—Areas and seasons.
- 220-56-270 Smelt—Areas and seasons.
- 220-56-310 Shellfish—Daily limits.
- 220-56-320 Shellfish gear—Unlawful acts.
- 220-56-325 Shrimp—Areas and seasons.
- 220-56-330 Crab—Areas and seasons.
- 220-56-350 Clams other than razor clams, cockles, borers, mussels—Areas and seasons.
- 220-56-380 Oysters—Areas and seasons.

**DISPOSITION OF SECTIONS FORMERLY
CODIFIED IN THIS CHAPTER**

- 220-56-225 Freshwater angling hours. [Statutory Authority: RCW 75.08.080, 97-09-066 (Order 97-68), § 220-56-225, filed 4/21/97, effective 5/22/97; 95-04-066 (Order 95-10), § 220-56-225, filed 1/30/95, effective 5/1/95; 81-05-027 (Order 81-13), § 220-56-225, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-225, filed 2/27/80, effective 4/1/80.] Repealed by 99-15-081 (Order 99-102), filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080 and 77.12.040.
- 220-56-245 Halibut—Daily and possession limits. [Statutory Authority: RCW 75.08.080, 95-12-027 (Order 95-46), § 220-56-245, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-56-245, filed 7/1/94, effective 8/1/94; 93-08-034 (Order 93-20), § 220-56-245, filed 3/31/93, effective 5/1/93; 89-07-060 (Order 89-12), § 220-56-245, filed 3/16/89; 88-10-012 (Order 88-14), § 220-56-245, filed 4/26/88; 80-03-064 (Order 80-12), § 220-56-245, filed 2/27/80, effective 4/1/80.] Repealed by 99-15-081 (Order 99-102), filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080 and 77.12.040.

WAC 220-56-100 Definitions—Personal use. (1) "Daily limit" means the maximum number or pounds of food fish, shellfish or seaweed of the required size of a given spe-

cies or aggregate of species which a person may legally retain in a single day.

(2) "Possession limit" means the number of daily limits allowed to be retained in the field or in transit.

"In the field or in transit" means any place other than at the ordinary residence of the harvester. An ordinary residence is a residential dwelling where a person normally lives, with associated features such as address, telephone number, utility account, etc. A motorhome or camper parked at a campsite or a vessel are not considered to be an ordinary residence.

(3) "Hook" means one single, double or treble hook. A "single hook" means a hook having a single point. A "double hook" means a hook having two points on a common shank. A "treble hook" means a hook having three points on a common shank. "Barbless hook" means a hook on which all barbs have been deleted when manufactured or filed off or pinched down.

(4) "Lure" means a manufactured article constructed of feathers, hair, fiber, wood, metal, glass, cork, leather, rubber, or plastic which does not use scent and/or flavoring to attract fish.

"Nonbuoyant lure" means a lure complete with hooks, swivels or other attachments, which does not float in freshwater.

"Bait" means any substance which attracts fish by scent and/or flavors. Bait includes any device made of feathers, hair, fiber, wood, metal, glass, cork, leather, rubber, or plastic which uses scent and/or flavoring to attract fish.

(5) The term "processed" as it applies in this chapter is defined as food fish or shellfish which have been processed by heat for human consumption as kippered, smoked, boiled or canned.

(6) The term "fresh" is defined as food fish or shellfish that are refrigerated, iced, salted or surface glazed.

(7) The term "frozen" is defined as fish or shellfish that are hard frozen throughout.

(8) "Hook and line" or "angling" shall be identical in meaning and, except as provided in WAC 220-56-115, shall be defined as the use of not more than one line with three hooks in the act of fishing for personal use and not for sale or barter, to be attached to a pole held in hand while landing fish, or the use of a hand-operated line without rod or reel, to which may be attached not more than three hooks. When fishing for bottomfish, "angling" and "jigging" shall be identical in meaning.

(9) "Snagging" means an effort to take fish with a hook and line in a manner that the fish does not take the hook or hooks voluntarily in its mouth.

"Gaffing" means an effort to take fish by impaling the fish with a hook attached directly to a pole or other device.

"Spearing" or "spear fishing" means an effort to take fish by impaling the fish on a shaft, arrow, or other device.

(10) The term "bow and arrow fishing" is defined as any method of taking, or attempting to take, food fish by the use of an arrow equipped with a barbed head and a line attached, and propelled by a bow, as in the sport of archery, while the fisher is above the surface of the water.

(11) The term "freshwater area" means, for purposes of this chapter:

(a) Within any freshwater river, lake, stream, or pond.

(b) On the bank or within 10 yards of any freshwater river, lake, stream, or pond.

(c) On or within any boat launch, ramp, or parking facility associated with any freshwater river, lake, stream, or pond.

(12) The term "Bonilla-Tatoosh Line" is defined as a line projected from the most westerly point on Cape Flattery to the lighthouse on Tatoosh Island to the buoy adjacent Duntz Rock then to Bonilla Point on Vancouver Island.

(13) The term "Buoy 10 Line" is defined as a true north-south line projected through Buoy 10 at the mouth of the Columbia River.

(14) The term "Buoy 10 Fishery" is defined as a fishery between the down stream side of the Megler-Astoria Bridge and the Buoy 10 Line.

(15) The term "Channel Marker 13 Line" is defined as a true north-south line through Grays Harbor Channel Marker 13.

(16) The term "selective gear rules" means terminal gear is limited to artificial flies with a barbless single hook or lures with a barbless single hook, bait is prohibited, and fishing from a floating device equipped with a motor is prohibited unless otherwise provided. In waters under selective gear rules, fish may be released until the daily limit is retained.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-08-029 (Order 99-13), § 220-56-100, filed 3/30/99, effective 5/1/99; 98-06-031, § 220-56-100, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080. 97-07-078 (Order 97-53), § 220-56-100, filed 3/19/97, effective 5/1/97; 96-11-078 (Order 96-44), § 220-56-100, filed 5/13/96, effective 6/13/96; 95-04-066 (Order 95-10), § 220-56-100, filed 1/30/95, effective 5/1/95; 94-14-069, § 220-56-100, filed 7/1/94, effective 8/1/94; 91-08-054 (Order 91-13), § 220-56-100, filed 4/2/91, effective 5/3/91; 86-09-020 (Order 86-08), § 220-56-100, filed 4/9/86; 85-09-017 (Order 85-20), § 220-56-100, filed 4/9/85; 82-13-040 (Order 82-61), § 220-56-100, filed 6/9/82; 80-03-064 (Order 80-12), § 220-56-100, filed 2/27/80, effective 4/1/80.]

WAC 220-56-103 Definitions—Landlocked chinook and coho. Chinook and coho taken from the following waters are defined as landlocked. A freshwater license is required to fish for these species, and a catch record card is not required. Season, daily limit, and size restriction rules for landlocked chinook and coho are the same as trout rules (except Lake Chelan). The angler's combined catch of landlocked salmon and trout applies toward the trout limit.

- (1) Big Lake (Skagit County).
- (2) Clear Lake (Pierce County).
- (3) Cushman Reservoir (Mason County).
- (4) Mayfield Lake (reservoir) (Lewis County).
- (5) McMurray Lake (Skagit County).
- (6) Riffe (lake) Reservoir (Lewis County).
- (7) Scanewa Lake (Cowlitz Falls Reservoir) (Lewis County).
- (8) Wilderness Lake (King County).
- (9) Wynoochee Reservoir (Grays Harbor County).
- (10) Chelan, Lake (Chelan County).
- (11) Roosevelt, Lake (Columbia River) (Stevens County).
- (12) Spokane River (Spokane County).
- (13) Tarboo Lake (Jefferson County).

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-08-029 (Order 99-13), § 220-56-103, filed 3/30/99, effective 5/1/99. Statutory Authority: RCW 75.08.080. 97-07-078 (Order 97-53), § 220-56-103, filed 3/19/97,

effective 5/1/97; 95-17-062 (Order 95-102), § 220-56-103, filed 8/15/95, effective 9/15/95.]

WAC 220-56-105 River mouth definitions. When pertaining to food fish angling, unless otherwise defined, any reference to the mouths of rivers or streams shall be construed to include those waters of any river or stream including sloughs and tributaries upstream and inside of a line projected between the outermost uplands at the mouth. The term "outermost upland" shall be construed to mean those lands not covered by water during an ordinary high tide. The following river mouths are hereby otherwise defined:

- Abernathy Creek - Highway 4 Bridge.
- Bear River - Highway 101 Bridge.
- Bone River - Highway 101 Bridge.
- Chambers Creek - Burlington Northern Railroad Bridge.
- Chehalis River - Highway 101 Bridge in Aberdeen.
- Cowlitz River - A line projected across the river between two fishing boundary markers set on each bank of the river approximately one-half mile downstream from the lowermost railroad bridge crossing the Cowlitz River.
- Dakota Creek - A line from the outermost headland of the south bank to a house at 1285 Runge Avenue, Blaine, Washington, approximately one-quarter mile downstream from the Blaine Road Bridge.
- Deschutes River - A line projected across the river 400 feet below the lower Tumwater Falls fish ladder.
- Drano Lake - Highway 14 Bridge.
- Duwamish River - First Avenue South Bridge.
- Elk River - Highway 105 Bridge.
- Entiat River - Highway 97 Bridge.
- Hoquiam River - Highway 101 Bridge.
- Humtulpis River - Mouth of Jessie Slough.
- Johns River - Highway 105 Bridge.
- Kennedy Creek - An arc 500 yards east of the midpoint of the northbound Highway 101 Bridge.
- Kettle River - Barstow Bridge.
- Lake Washington Ship Canal - A line 400 feet west of the fish ladder at the Chittenden Locks.
- Lewis River - A straight line running from a boundary marker on a piling at Austin Point southerly across the Lewis River to a boundary marker on the opposite shore.
- Methow River - Highway 97 Bridge.
- Naselle River - Highway 101 Bridge.
- North Nemah River - Highway 101 Bridge.
- Niawiakum River - Highway 101 Bridge.
- North River - Highway 105 Bridge.
- Palix River - Highway 101 Bridge.
- Puyallup River - 11th Street Bridge.
- Samish River - The Samish Island Bridge (Bayview-Edison Road).
- Sammamish River - 68th Avenue NE Bridge.

Skagit River - A line projected from the terminus of the jetty with McGlenn Island to the white monument on the easterly end of Ika Island, then to a white monument on the westerly end of Craft Island, then to a white monument near the corner of the levee on the westerly side of Dry Slough, and then to a white monument on the easterly side of Tom Moore Slough.

Skamokawa Creek - Highway 4 Bridge.

Skookum Creek - A line 400 yards below the old railroad bridge.

Snohomish River - Burlington Northern Railway Bridges crossing main river and sloughs.

South Nemah River - Lynn Point 117 degrees true to the opposite shore.

Spokane River - State Route 25 Bridge.

Tucannon River - State Highway 261 Bridge.

Wallace River - The furthest downstream railroad bridge.

Washougal River - A straight line from the Crown Zellerbach pumphouse southeasterly across the Washougal River to the east end of the Highway 14 Bridge near the upper end of Lady Island.

Whatcom Creek - A line projected approximately 14 degrees true from the flashing light at the south-westerly end of the Port of Bellingham North Terminal to the southernmost point of the dike surrounding the Georgia Pacific treatment pond.

White Salmon River - Markers downstream of the Burlington Northern Railroad Bridge.

Little White Salmon River - At boundary markers on river bank downstream from the federal salmon hatchery.

Willapa River - South Bend boat launch.

Wind River - Boundary line markers at mouth.

Yakima River - Highway 240 Bridge.

[Statutory Authority: RCW 75.08.080 and 77.12.040, 99-15-081 (Order 99-102), § 220-56-105, filed 7/20/99, effective 8/20/99; 98-06-031, § 220-56-105, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080, 97-07-078 (Order 97-53), § 220-56-105, filed 3/19/97, effective 5/1/97; 96-11-078 (Order 96-44), § 220-56-105, filed 5/13/96, effective 6/13/96; 95-04-066 (Order 95-10), § 220-56-105, filed 1/30/95, effective 5/1/95; 94-14-069, § 220-56-105, filed 7/1/94, effective 8/1/94; 93-08-034 (Order 93-20), § 220-56-105, filed 3/31/93, effective 5/1/93; 91-08-054 (Order 91-13), § 220-56-105, filed 4/2/91, effective 5/3/91; 90-06-026, § 220-56-105, filed 2/28/90, effective 3/31/90; 89-07-060 (Order 89-12), § 220-56-105, filed 3/16/89; 88-10-013 (Order 88-15), § 220-56-105, filed 4/26/88; 85-09-017 (Order 85-20), § 220-56-105, filed 4/9/85; 84-09-026 (Order 84-22), § 220-56-105, filed 4/11/84; 82-13-040 (Order 82-61), § 220-56-105, filed 6/9/82; 81-05-027 (Order 81-13), § 220-56-105, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-105, filed 2/27/80, effective 4/1/80.]

WAC 220-56-115 Angling—Lawful and unlawful

acts. (1) It is unlawful for any person to use more than one line with three hooks while angling for food fish for personal use except:

(a) It is unlawful to use more than two hooks while fishing for bottomfish or halibut.

(b) It is lawful to use forage fish jigger gear as provided for in WAC 220-56-265 and squid jig gear as provided for in WAC 220-56-390.

(c) A second line using forage fish jigger gear is lawful while fishing in Catch Record Card Areas 5, 6, 7, 8-1, 8-2, 9, 10, 11, 12, and 13.

(2) It shall be unlawful for any person to take, fish for or possess food fish taken for personal use by any means other than angling with a line attached to a pole held in hand while landing the fish or with a hand-operated line without rod or reel except as follows:

(a) It is lawful to leave the pole in a pole holder while playing or landing the fish if the pole is capable of being readily removed from the pole holder.

(b) It is lawful to use an electric power-operated reel designed for sport fishing attached to a pole.

(c) It is lawful to fish for or possess salmon taken for personal use with hand lines (lines not attached to a handheld pole) except use of hand lines is unlawful in those waters west of the mouth of the Sekiu River, the Pacific Ocean, Washington waters at the mouth of the Columbia River west of a line projected true north and south through Buoy 10, Grays Harbor, and Willapa Bay.

(3) It shall be unlawful for any person while angling for food fish to fail to keep his angling gear under his direct and immediate physical control.

(4) In the following Catch Record Card Areas or designated portions during the following periods it is unlawful to use a downrigger, to use more than two ounces of weight attached to a line, or to use a lure or diver weighing more than two ounces:

(a) Area 9 - August 1 through August 31.

(b) Area 10 - July 1 through August 31.

(c) Area 12 north of Ayock Point - August 1 through August 31.

[Statutory Authority: RCW 75.08.080 and 77.12.040, 99-15-081 (Order 99-102), § 220-56-115, filed 7/20/99, effective 8/20/99; 98-06-031, § 220-56-115, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080, 95-04-066 (Order 95-10), § 220-56-115, filed 1/30/95, effective 5/1/95; 91-08-054 (Order 91-13), § 220-56-115, filed 4/2/91, effective 5/3/91; 90-06-026, § 220-56-115, filed 2/28/90, effective 3/31/90; 88-10-013 (Order 88-15), § 220-56-115, filed 4/26/88; 87-09-066 (Order 87-16), § 220-56-115, filed 4/21/87; 85-09-017 (Order 85-20), § 220-56-115, filed 4/9/85; 84-09-026 (Order 84-22), § 220-56-115, filed 4/11/84; 82-13-040 (Order 82-61), § 220-56-115, filed 6/9/82; 82-07-047 (Order 82-19), § 220-56-115, filed 3/18/82; 80-12-040 (Order 80-107), § 220-56-115, filed 8/29/80; 80-03-064 (Order 80-12), § 220-56-115, filed 2/27/80, effective 4/1/80.]

WAC 220-56-123 Unlawful provisions—Westport Boat Basin. During the period August 16 through January 31, in the waters of the Westport Boat Basin:

(1) It is unlawful to fish for or possess salmon taken for personal use using any gear other than the gear provided for in this section:

(a) Nonbuoyant lures are defined as lures that do not have enough buoyancy to float in freshwater. Nonbuoyant lures other than natural bait lures must have no more than one single hook and that hook may not exceed 3/4 inch from point to shank. Nonbuoyant natural bait lures may have no more than two single hooks each of which may not exceed 3/4 inch from point to shank.

(b) Buoyant lures are defined as lures that have enough buoyancy to float in freshwater and may have any number of hooks.

(c) No leads, weights, or sinkers may be attached below or less than 12 inches above a lure.

(d) All hooks must be attached within 3 inches of the bait or lure.

(2) It is unlawful to fish for or possess food fish or shellfish from one hour after official sunset to one hour before official sunrise.

(3) It is unlawful to use baitfish jigger gear.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-56-123, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080. 94-14-069, § 220-56-123, filed 7/1/94, effective 8/1/94.]

WAC 220-56-124 Unlawful provisions—Hoodspport Hatchery. During the period July 1 through December 15, those waters of Catch Record Card Area 12 within a 2,000 foot arc seaward of yellow buoys at the mouth of Finch Creek at the Hoodspport Salmon Hatchery are regulated as provided for in this section:

(1) These waters are open to salmon angling regardless of the status of the surrounding waters of Area 12.

(2) Special daily limit of four salmon, of which no more than two salmon may be chinook salmon. Release chum salmon July 1 through October 15.

(3) It is unlawful to fish for or possess salmon taken from these waters from one hour after sunset to one hour before sunrise.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-56-124, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-56-124, filed 7/15/98, effective 8/15/98; 97-18-035, § 220-56-124, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-56-124, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-56-124, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-56-124, filed 7/1/94, effective 8/1/94; 93-08-034 (Order 93-20), § 220-56-124, filed 3/31/93, effective 5/1/93.]

WAC 220-56-145 Possession of food fish or shellfish in unlawful condition. (1) It is unlawful to possess Dolly Varden/bull trout or sturgeon in the field in such condition that the total length cannot be determined.

(2) It is unlawful to possess salmon or steelhead in the field in such condition that the total length and presence or absence of all fins cannot be determined.

(3) It is unlawful to possess gamefish, food fish, or shellfish in the field in such condition that the size, weight or sex cannot be determined if a size, weight or sex restriction applies to the species. This subsection does not apply to gamefish, food fish, or shellfish if the fisher has stopped fishing for the day after the catch has been brought ashore, or if the catch is in the process of being prepared for immediate consumption. Dolly Varden/bull trout and sturgeon must comply with subsection (1) of this section at all times when in the field.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-08-029 (Order 99-13), § 220-56-145, filed 3/30/99, effective 5/1/99; 98-06-031, § 220-56-145, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080. 83-07-043 (Order 83-16), § 220-56-145, filed 3/17/83; 82-13-040 (Order 82-61), § 220-56-145, filed 6/9/82; 80-03-064 (Order 80-12), § 220-56-145, filed 2/27/80, effective 4/1/80.]

WAC 220-56-175 Catch record cards. It is unlawful for any person to fail to comply with the catch record requirements as provided for in this section:

(1) In order to fish for or possess for personal use any crab, anadromous salmon, Columbia River, Grays Harbor, or Willapa Bay sturgeon (including sturgeon taken from any tributary), halibut taken from Catch Record Card Areas 5 through 13 or steelhead, an angler must obtain and have in personal possession the appropriate catch record card as described in WAC 220-69-236 except for commercially caught salmon retained for personal use as provided for in WAC 220-20-016 and commercially caught sturgeon retained for personal use as provided for in WAC 220-20-021.

(2) Any angler, when obtaining a catch record card shall completely, accurately, and legibly complete all personal identification information in ink on the catch record card prior to detaching the catch record card from the underlying copy of the catch record card.

(3) Immediately upon catching and possessing a salmon, steelhead, sturgeon or halibut, the angler shall enter in ink in the appropriate space the place, date of catch, species (catch type), for sturgeon, length and, for halibut, vessel type.

(4) Immediately upon retaining a Dungeness crab aboard a vessel or on the shore, the fisher must enter in ink in the appropriate space the place and date of catch, fishery type and enter a tally mark for each Dungeness crab retained from each catch record card area fished. At the end of the fishing day, the fisher shall enter the total number of crab tally marks for each fishery type.

(5) Every person possessing a catch record card shall by April 30 of the year following the year printed on the card return such card to the department of fish and wildlife.

(6) Any person possessing a catch record card shall, upon demand of any law enforcement officer or authorized department employee, exhibit said card to such officer or employee for inspection.

(7) A catch record card shall not be transferred, borrowed, altered, or loaned to another person.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-17-066 (Order 99-125), § 220-56-175, filed 8/13/99, effective 4/1/00. Statutory Authority: RCW 75.08.080. 91-08-054 (Order 91-13), § 220-56-175, filed 4/2/91, effective 5/3/91; 90-06-026, § 220-56-175, filed 2/28/90, effective 3/31/90; 89-07-071 (Order 89-05), § 220-56-175, filed 3/20/89; 88-05-002 (Order 88-03), § 220-56-175, filed 2/4/88; 85-11-020 (Order 85-43), § 220-56-175, filed 5/10/85; 80-03-064 (Order 80-12), § 220-56-175, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-023.]

WAC 220-56-185 Marine area codes. The term "marine area code numbers" is defined as the catch area for the catch record card. The following is a list of the catch areas:

(1) Area 1 (Ilwaco): West of the Megler-Astoria Bridge - north to Leadbetter Point. Waters west of the Buoy 10 Line and north to Leadbetter Point.

(2)(a) Area 2 (Westport-Ocean Shores): From Leadbetter Point north to the Queets River. Area 2 excludes waters of Willapa Bay and Grays Harbor.

(b) Area 2-1: Willapa Bay east of a line from Leadbetter Point to Willapa Channel Marker 8 (Buoy 8) then to the westerly most landfall on Cape Shoalwater.

(c) Area 2-2: Grays Harbor east of a line from the outermost end of the north jetty to the outermost exposed end of the south jetty.

(3) Area 3 (La Push): From the Queets River north to Cape Alava.

(4) Area 4 (Neah Bay): From Cape Alava north and inside Juan de Fuca Strait to the Sekiu River.

(5) Area 5 (Sekiu and Pillar Point): From mouth of Sekiu River east to Low Point, mouth of the Lyre River.

(6) Area 6 (East Juan de Fuca Strait): From Low Point east to the Partridge Point-Point Wilson line north to the line from Trial Island (near Victoria, B.C.) - Rosario Strait Traffic Lane Entrance Lighted Buoy R (USCG Light List No. 16340, referenced as Y "R" on National Ocean Service Chart No. 18400-1 dated 1997-08-30 - Smith Island - the most northeasterly of the Lawson Reef lighted buoys (RB1 QK Fl Bell) - Northwest Island - the Initiative 77 marker on Fidalgo Island.

(7) Area 7 (San Juan Islands): All marine waters north of the line described under Area 6 to the United States-Canadian boundary.

(8)(a) Area 8 (Deception Pass, Hope and Camano Islands): Line projected from West Point on Whidbey Island to Reservation Head on Fidalgo Island east through Deception Pass, including all waters east of Whidbey Island to the Possession Point - Shipwreck Line.

(b) Area 8-1 (Deception Pass and Hope Island): East of a line projected from West Point on Whidbey Island to Reservation Head on Fidalgo Island, south of the Burlington Northern Railroad Bridge at the north end of Swinomish Slough, north of the Highway 532 Bridge between Camano Island and the mainland, and westerly of a line from the East Point Light on Whidbey Island to the Saratoga Pass Light #2 on Camano Island (Fl red 4 sec.).

(c) Area 8-2 (Port Susan and Port Gardner): East of a line from the East Point Light on Whidbey Island to the Saratoga Pass Light #2 on Camano Island (Fl red 4 sec.) and north of a line from the south tip of Possession Point 110 degrees true to a shipwreck on the opposite shore.

(9) Area 9 (Admiralty Inlet): All waters inside and south of the Partridge Point-Point Wilson Line and a line projected from the southerly tip of Possession Point 110 degrees true to a shipwreck on the opposite shore and northerly of the Hood Canal Bridge and the Apple Cove Point-Edwards Point Line.

(10) Area 10 (Seattle-Bremerton): From the Apple Cove Point-Edwards Point Line to a line projected true east-west through the northern tip of Vashon Island.

(11) Area 11 (Tacoma-Vashon Island): From the northern tip of Vashon Island to the Tacoma Narrows Bridge.

(12) Area 12 (Hood Canal): All contiguous waters south of the Hood Canal Bridge and adjacent waters north of the Hood Canal Bridge when fishing from the pontoon beneath the bridge.

(13) Area 13 (South Puget Sound): All contiguous waters south of the Tacoma Narrows Bridge.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-56-185, filed 7/20/99, effective 8/20/99; 99-08-029 (Order 99-13), § 220-56-185, filed 3/30/99, effective 5/1/99. Statutory Authority: RCW 75.08.080. 95-04-066 (Order 95-10), § 220-56-185, filed 1/30/95, effective 5/1/95; 91-08-054 (Order 91-13), § 220-56-185, filed 4/2/91, effective 5/3/91; 89-07-060 (Order 89-12), § 220-56-185, filed 3/16/89; 88-10-013 (Order 88-15), § 220-56-185, filed 4/26/88; 85-18-026 (Order 85-111), § 220-56-185, filed 5/27/85; 85-09-017 (Order 85-20), § 220-56-185, filed 4/9/85; 80-03-064 (Order 80-12), § 220-56-185, filed 2/27/80, effective 4/1/80.]

WAC 220-56-190 Coastal salmon—Saltwater seasons and daily limits. It shall be unlawful to take, fish for or possess salmon taken by angling for personal use except from the following coastal areas, during the seasons, in the quantities, sizes and for the species designated in this section and as defined in the daily limit codes in WAC 220-56-180:

(1) Catch Record Card Area 1 - Special daily limit of two salmon not more than one of which may be a chinook salmon, except release wild coho salmon, special cumulative limit of six salmon in any Sunday through the following Thursday period - Sundays through Thursdays only, July 19 through September 30, except closed in the Columbia River Mouth Control Zone 1, see WAC 220-56-195.

(2) Catch Record Card Area 2 and Catch Record Card Area 2-2 west of the Buoy 13 line - Special daily limit of two salmon only one of which may be a chinook salmon, except release wild coho salmon, special cumulative limit of six salmon in any Sunday through the following Thursday period - Sundays through Thursdays only, July 19 through September 30, except closed 0-3 miles offshore August 22 through September 30 and Catch Record Card Area 2-2 west of the Buoy 13 line closed during this period.

(3) Grays Harbor (Catch Record Card Area 2-2 east of the Buoy 13 line) (a) Special daily limit of six salmon, not more than two of which may be adult salmon except release adult chinook - September 16 through October 31. Single point barbless hooks required.

Westport Boat Basin: Special daily limit of six salmon not more than four of which may be adult salmon - August 16 through January 31. Barbed hooks are allowed.

(4) Willapa Bay (Catch Record Card Area 2-1) Special daily limit of six salmon, not more than two of which may be adult salmon and release wild coho salmon - August 16 through January 31. Single point barbless hooks required.

(5) Catch Record Card Area 3 - Special daily limit of two salmon except release wild coho salmon - July 19 through September 30.

(6) Catch Record Card Area 4 - Special daily limit of two salmon except release chinook salmon and release wild coho salmon - July 19 through September 30.

(7) Minimum size 24 inches for chinook salmon and 16 inches for coho salmon except minimum size 12 inches for chinook and coho salmon in Areas 2-1, 2-2 and the Westport Boat Basin. No minimum size for other salmon.

(8) For purposes of this section, adult chinook salmon are 24 inches or greater in length and adult coho salmon are 20 inches or greater in length.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-56-190, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-56-190, filed 7/15/98, effective 8/15/98; 97-18-035, § 220-56-190, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-56-190, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-56-190, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-56-190, filed 7/1/94, effective 8/1/94; 93-14-043 (Order 93-36), § 220-56-190, filed 6/29/93, effective 7/30/93; 91-08-054 (Order 91-13), § 220-56-190, filed 4/2/91, effective 5/3/91; 90-06-026, § 220-56-190, filed 2/28/90, effective 3/31/90; 89-07-060 (Order 89-12), § 220-56-190, filed 3/16/89; 87-09-066 (Order 87-16), § 220-56-190, filed 4/21/87; 86-09-020 (Order 86-08), § 220-56-190, filed 4/9/86; 85-09-017 (Order 85-20), § 220-56-190, filed 4/9/85; 84-09-026 (Order 84-22), § 220-56-190, filed 4/11/84; 83-07-043 (Order 83-16), § 220-56-190, filed 3/17/83; 82-13-040 (Order 82-61), § 220-56-190, filed 6/9/82; 82-07-047 (Order 82-19), § 220-56-190,

filed 3/18/82; 80-03-064 (Order 80-12), § 220-56-190, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-064.]

WAC 220-56-191 Puget Sound salmon—Saltwater seasons and daily limits. It is unlawful to fish for or possess salmon taken by angling for personal use except from the following Puget Sound areas, during the seasons, in the quantities, sizes, and for the species designated in this section and as defined in the daily limit codes in WAC 220-56-180. Puget Sound waters west of the mouth of the Sekiu River are managed concurrent with ocean waters as provided for in WAC 220-56-190. In all fisheries provided for in this section, chinook salmon minimum size 22 inches and no minimum size for other salmon.

(1) Catch Record Card Areas 5 and 6 -

(a) August 1 through September 30, special daily limit of 2 salmon, except release chinook, chum and wild coho salmon.

(b) Dungeness Bay inside a line from Dungeness Spit Light to the No. 2 red buoy and then to the Port Williams boat ramp open only October 1 through October 31 - Special daily limit of 2 coho salmon, release all salmon except coho salmon.

(c) November 1 through November 30 - Special daily limit of 2 salmon of which no more than one may be a chinook salmon and release all coho salmon.

(d) February 16 through April 10 - Special daily limit of 1 salmon.

(2) Catch Record Card Area 7:

(a) July 1 through September 30 - Special daily limit of 2 salmon, not more than 1 of which may be a chinook salmon.

(b) October 1 through October 31 - Special daily limit of 2 salmon, except release chinook salmon.

(c) November 1 through November 30 - Special daily limit of 2 salmon, no more than one of which may be a chinook salmon.

(d) February 16 through April 10 - Special daily limit of one salmon.

(e) Notwithstanding the provisions of this subsection during the period August 16 through October 31 the special daily limit in Bellingham Bay and adjacent waters described in WAC 220-56-195(1) is 4 salmon no more than 1 of which may be chinook.

(3) Catch Record Card Area 8-1:

(a) September 1 through October 31 - Special daily limit of 2 salmon except release chinook and pink salmon.

(b) November 1 through November 30 - Special daily limit of 2 salmon, not more than 1 of which may be a chinook salmon.

(c) February 16 through April 10 - Special daily limit of one salmon.

(4) Catch Record Card Area 8-2:

(a) August 1 through October 31 - Special daily limit of 2 salmon except release chinook salmon.

(b) Waters adjacent to Tulalip Bay west of a line from Mission Point to Hermosa Point and within 2,000 feet of shore between pilings at Old Bower's Resort on the south and a fishing marker 1.4 miles northwest of Hermosa Point open only 12:01 a.m. each Friday through 11:59 a.m. the following Monday, August 1 through September 30. Special daily limit

of 2 salmon not more than 1 of which may be a chinook salmon.

(c) February 16 through April 10 - Special daily limit of one salmon.

(5) Catch Record Card Area 9:

(a) August 1 through October 31 - Special daily limit of 2 salmon except release chinook salmon the entire time and release chum salmon August 1 through September 30.

(b) November 1 through November 30 - Special daily limit of 2 salmon not more than one of which may be a chinook salmon.

(c) Notwithstanding the provisions of this subsection, salmon fishing is permitted year-round from the Edmonds Fishing Pier - Special daily limit of 2 salmon not more than one of which may be a chinook salmon.

(d) Notwithstanding the provisions of this section, salmon fishing is permitted May 1 through June 30 and August 1 through April 30 from the Hood Canal Bridge Fishing pontoon - Special daily limit of 2 salmon not more than one of which may be a chinook salmon, and release chum salmon August 1 through September 30, and release chinook August 1 through August 31.

(e) February 16 through April 10 - Special daily limit of one salmon.

(6) Catch Record Card Area 10:

(a) July 1 through October 31 - Special daily limit of 2 salmon except release chinook salmon, and:

(i) During the period July 1 through August 16, Elliott Bay east of a line from West Point to Alki Point is closed, except waters east of a line from Pier 91 to Duwamish Head open noon August 6 to noon August 9 and noon August 13 to noon August 16 - Special daily limit of 2 salmon not more than one of which may be a chinook salmon. The 2-ounce weight restriction does not apply in this subsection.

(ii) During the period July 1 through October 31, Shilshole Bay east of a line from Meadow Point to West Point is closed.

(iii) During the period August 1 through September 30, waters of Sinclair Inlet and Port Orchard south of the Manette Bridge, south of a line projected true east from Illahee State Park and west of a line projected true south from Point White - Special daily limit of 2 salmon not more than one of which may be a chinook salmon. The 2-ounce weight restriction does not apply in this subsection.

(iv) During the period July 1 through August 31 waters east of a line from Point Wells to Meadow Point are closed.

(b) November 1 through November 30 - Special daily limit of 2 salmon, not more than one of which may be a chinook salmon.

(c) February 16 through April 10 - Special daily limit of one salmon.

(d) Notwithstanding the provisions of this subsection, salmon fishing is permitted year-round from the Elliott Bay public fishing pier at Terminal 86 and Seacrest Pier - Special daily limit of 2 salmon not more than one of which may be a chinook salmon.

(7) Catch Record Card Area 11.

(a) June 1 through November 30 - Daily limit of 2 salmon not more than one of which may be a chinook salmon and release pink salmon.

(b) February 16 through April 10 - Special daily limit of one salmon.

(c) Notwithstanding the provisions of this subsection, salmon fishing is permitted year-round from the Dash Point Dock and the Point Defiance Boathouse Dock - Special daily limit of 2 salmon, not more than one of which may be a chinook salmon.

(8) Catch Record Card Area 12:

(a) July 1 through August 31 in waters south of Ayock Point - Special daily limit of 2 salmon, not more than one of which may be a chinook salmon and release chum and pink salmon.

(b) August 1 through August 31 in waters north of Ayock Point - Special daily limit of 4 salmon except release chinook, chum and pink salmon.

(c) September 1 through October 15 - Special daily limit of 4 salmon except release chinook, chum and pink salmon.

(d) October 16 through December 31 - Special daily limit of 4 salmon, not more than one of which may be a chinook salmon.

(e) February 16 through April 10 - Special daily limit of 1 salmon.

(f) Waters of the Hoodspout Hatchery Zone are managed separately as provided for in WAC 220-56-124.

(g) The Hood Canal Bridge fishing pier is managed under Area 9.

(9) Catch Record Card Area 13:

(a) May 1 through December 31 - Special daily limit of 2 salmon not more than one of which may be a chinook salmon and release wild coho salmon July 1 through October 31.

(b) January 1 through February 15 - Release all salmon.

(c) February 16 through April 10 - Special daily limit of one salmon.

(d) Notwithstanding the provisions of this section, salmon fishing is permitted year-round from the Fox Island Public Fishing Pier - Special daily limit of 2 salmon, not more than one of which may be a chinook salmon and release wild coho salmon July 1 through October 31.

(10) In the above waters there are specified closures as provided for in WAC 220-56-128 and 220-56-195. Additionally, there are gear and area restrictions at Shilshole Bay, the Duwamish Waterway, Budd Inlet, Titlow Beach and the Elliott Bay, Les Davis, and Des Moines public fishing piers. See specific sections in chapter 220-56 WAC for salmon angling restrictions at these locations.

[Statutory Authority: RCW 75.08.080. 00-01-103 (Order 99-215), § 220-56-191, filed 12/16/99, effective 1/16/00. Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-56-191, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-56-191, filed 7/15/98, effective 8/15/98; 98-06-031, § 220-56-191, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-56-191, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-56-191, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-56-191, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-56-191, filed 7/1/94, effective 8/1/94; 93-14-043 (Order 93-36), § 220-56-191, filed 6/29/93, effective 7/30/93.]

WAC 220-56-195 Closed areas—Saltwater salmon angling. The following areas shall be closed to salmon angling during the times indicated:

(1) Bellingham Bay: Those waters of Bellingham, Samish and Padilla Bays southerly of a line projected from

the most westerly point of Gooseberry Point to Sandy Point, easterly of a line from Sandy Point to Point Migley thence along the eastern shoreline of Lummi Island to Carter Point, thence to the most northerly tip of Vendovi Island thence to Clark Point on Guemes Island thence following the shoreline to Yellow Bluff on the southwest corner of Guemes Island thence to Yellow Bluff Reef range marker thence to the ferry terminal dock east of Shannon Point and north of the Burlington Railroad Bridges at the north end of Swinomish Slough shall be closed to salmon angling July 1 through August 15.

(2) Carr Inlet:

(a) Those waters north of a line from Green Point to Penrose Point are closed to salmon angling April 16 through July 31.

(b) Those waters of Carr Inlet within 1,000 feet of the outer oyster stakes at the mouth of Minter Creek are closed to salmon angling April 16 through September 30.

(3) Dungeness Bay: Those waters westerly of a line from Dungeness Spit Light to the number 2 red buoy, and then to the Port Williams boat ramp are closed to salmon angling April 16 through September 30 and November 1 through April 15.

(4) Samish Bay: Those waters southerly of a line projected true east from Fish Point are closed to salmon angling August 1 through October 15.

(5) Columbia River Mouth Control Zone 1: Washington waters within Control Zone 1, which Control Zone is described as an area at the Columbia River mouth bounded on the west by a line running northeast/southwest between the red lighted Buoy #4 (46°13'35" N/124°06'50" W) and the green lighted Buoy #7 (46°15'09" N/124°06'16" W); on the east by the Buoy #10 line which bears north/south at 357° true from the south jetty at 46°14'00" N/124°03'07" W to its intersection with the north jetty; on the north by a line running northeast/southwest between the green lighted Buoy #7 to the tip of the north jetty (46°14'48" N/124°05'20" W) and then along the north jetty to the point of intersection with the Buoy #10 line; and on the south by a line running northeast/southwest between the red lighted Buoy #4 and the tip of the south jetty (46°14'03" N/124°04'05" W) and then along the south jetty to the point of intersection with the Buoy #10 line are closed to salmon angling at all times except open to fishing from the north jetty when adjacent waters north of the Control Zone are open to salmon angling or the Buoy 10 fishery is open.

(6) Commencement Bay: Those waters east of a line projected from the Sperry Ocean Dock to landfall below the Cliff House Restaurant on the north shore of Commencement Bay are closed June 1 through July 31 and April 1 through April 10.

(7) Whidbey Island and mainland shores in Areas 5 and 6. Those waters of Catch Record Card Areas 5 and 6 within 3/4 mile of the shores of the mainland and Whidbey Island are closed to salmon angling August 1 through August 31 when angling from boats.

(8) Rosario Strait and eastern Strait of Juan de Fuca:

(a) Waters of Area 7 in Rosario Strait and the eastern portion of the Strait of Juan de Fuca southerly of a line running from Sandy Point to Point Migley on Lummi Island, and

following the westerly shore of Lummi Island to a line running from Lawrence Point on Orcas Island through Lummi Rocks Buoy, then from Lawrence Point along the southeasterly shore of Orcas Island to Deer Point, then true south to Blakely Island, and south along the Blakely Island shore to the southernmost point on Blakely Island, then across Thatcher Pass to Fauntleroy Point, then along the eastern shore of Decatur Island to the southernmost point on Decatur Island, then across Lopez Pass to Lopez Island and following the shore of Lopez Island southerly and westerly to Iceberg Point, then from Iceberg Point to Cattle Point, then south southwest to the Salmon Bank Buoy, and then true west from Salmon Bank Buoy to the Area 7 boundary - Closed to fishing for salmon July 1 - July 31.

(b) Waters of Area 7 in Rosario Strait and the eastern portion of the Strait of Juan de Fuca southerly of a line running true south from the westernmost point on Fidalgo Head to Burrows Island, then westerly and southerly along the shore of Burrows Island to the Burrows Island Lighthouse, then to the Bird Rocks Buoy, then true west from Bird Rocks Buoy to Decatur Island, and then along the eastern shore of Decatur Island to the southernmost point on Decatur Island, then across Lopez Pass to Lopez Island and following the shore of Lopez Island southerly and westerly to Iceberg Point, then from Iceberg Point to Cattle Point, then south southwest to the Salmon Bank Buoy, and then true west from

the Salmon Bank Buoy to the Area 7 boundary - Closed to fishing for salmon August 1 - September 30.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-56-195, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-56-195, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-56-195, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-56-195, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-56-195, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-56-195, filed 7/1/94, effective 8/1/94; 93-14-043 (Order 93-36), § 220-56-195, filed 6/29/93, effective 7/30/93; 92-11-012 (Order 92-19), § 220-56-195, filed 5/12/92, effective 6/12/92; 90-06-026, § 220-56-195, filed 2/28/90, effective 3/31/90; 89-07-060 (Order 89-12), § 220-56-195, filed 3/16/89; 88-10-013 (Order 88-15), § 220-56-195, filed 4/26/88; 87-09-066 (Order 87-16), § 220-56-195, filed 4/21/87; 86-09-020 (Order 86-08), § 220-56-195, filed 4/9/86; 85-09-017 (Order 85-20), § 220-56-195, filed 4/9/85; 83-07-043 (Order 83-16), § 220-56-195, filed 3/17/83; 82-13-040 (Order 82-61), § 220-56-195, filed 6/9/82; 80-03-064 (Order 80-12), § 220-56-195, filed 2/27/80, effective 4/1/80.]

WAC 220-56-205 Hook rules—Nonbuoyant lures and night closures. It is unlawful to fish for or to possess any species of fish taken for personal use from freshwater unless the hooks used meet the requirements of this section and it is unlawful to fish from one hour after official sunset to one hour before official sunrise during the periods shown:

(1) Nonbuoyant lure restriction: In the following waters and during the periods shown, it is unlawful to use a nonbuoyant lure that has more than one single hook or has a hook measuring more than 3/4 inch point to shank:

Area	Time period
Naselle River	
Mainstem-Hwy 101 Bridge to North Fork	September 1-November 30
South Fork-Mouth to Beam Creek	September 1-November 30
Willapa River	
Mouth to Hwy 6 Bridge	October 1-November 30
Hwy 6 Bridge to Fork Creek	September 1-November 30
Upstream from Fork Creek	September 1-October 31
Willapa River (South Fork)	September 1-November 30
Humptulips River	September 1-November 30
Satsop River (including all forks)	September 1-November 30
Nemah River-North Fork	October 1-November 30
Nemah River-Middle Fork	September 1-November 30
Kennedy Creek	October 1-December 31
Nooksack River-South	
Fork Mouth to Skookum Creek	August 1-October 31
Mainstem	August 1-November 30
North Fork mouth to Maple Creek	August 1-November 30
Samish River	
Mouth to Hickson Bridge	August 1-December 31
Stillaguamish River	
Mainstem downstream from Warm Beach Stanwood	
Highway, North Fork and South Fork	August 1-November 30
Whatcom Creek	August 1-December 31
Cowlitz River	
From Mill Creek to Barrier Dam	April 1-October 31
Kalama River	
Mouth to temporary rack	September 1-October 31
Lewis River-North Fork	
From Johnson Creek to	
Merwin Dam	April 1-October 31

Area	Time period
Washougal River Downstream of Salmon Falls Bridge	September 1-October 31
Icicle River From Leavenworth Federal Fish Hatchery to mouth	June 1-June 30
Skagit River (and tributaries) Upstream of Gilligan Creek	July 1-November 30
Tokol Creek From mouth to posted cable markers	5:00 p.m. to 7:00 a.m., nightly, December 1-March 31
Capitol Lake	August 1-November 30
Deschutes River From 400 feet below lowest Tumwater Falls fish ladder to the Old Hwy 99 Bridge on Capitol Boulevard	August 1-November 30
Elochoman River Mouth to west fork	September 1- October 31
Grays River Mouth to south fork	September 1- October 31
Green/Duwamish River mouth to Headworks Dam	August 1-November 30
McAllister Creek	August 1-November 30
Nisqually River	August 1-November 30
Puyallup River mouth to Carbon River	August 1-November 30
Skykomish River (including all forks)	August 1-November 30
Snohomish River	August 1-November 30
White/Stuck River	August 1-November 30
Toutle River-North Fork Highway 504 Bridge near Kidd Valley to mouth of Green River	September 1-October 31
Green River (Cowlitz Co.) mouth to 400 feet below hatchery rack	September 1-October 31

(2) No leads, weights or sinkers may be attached below or less than 12 inches above a buoyant lure.

(3) All hooks must be attached within three inches of the bait or lure.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-56-205, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-56-205, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-56-205, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 97-07-078 (Order 97-53), § 220-56-205, filed 3/19/97, effective 5/1/97; 96-11-078 (Order 96-44), § 220-56-205, filed 5/13/96, effective 6/13/96; 95-04-066 (Order 95-10), § 220-56-205, filed 1/30/95, effective 5/1/95; 92-11-012 (Order 92-19), § 220-56-205, filed 5/12/92, effective 6/12/92; 91-08-054 (Order 91-13), § 220-56-205, filed 4/2/91, effective 5/3/91; 90-06-026, § 220-56-205, filed 2/28/90, effective 3/31/90; 88-10-013 (Order 88-15), § 220-56-205, filed 4/26/88; 86-09-020 (Order 86-08), § 220-56-205, filed 4/9/86; 82-07-047 (Order 82-19), § 220-56-205, filed 3/18/82; 81-05-027 (Order 81-13), § 220-56-205, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-205, filed 2/27/80, effective 4/1/80.]

WAC 220-56-225 Repealed. See Disposition Table at beginning of this chapter.

WAC 220-56-235 Possession limits—Bottomfish. It is unlawful for any person to take in any day more than the following quantities of bottomfish for personal use. The possession limit at any time shall not exceed the equivalent of two daily limits in fresh, frozen or processed form. Unless otherwise provided bottomfish fishing is open the entire year.

(1) Coastal (Catch Record Card Areas 1 through 4):

- (a) Lingcod - 2 fish minimum length 24 inches.
- (b) Rockfish - 10 fish.
- (c) Surfperch (excluding shiner perch) - 15 fish.
- (d) Wolf-eel - 2 fish east of the Bonilla-Tatoosh line.
- (e) Cabezon - 2 fish east of the Bonilla-Tatoosh line.
- (f) All other species - no limit.
- (2) Inner Puget Sound (Catch Record Card Areas 5 through 13):
 - (a) Catch Record Card Areas 5 and 6 - 15 fish in the aggregate of all species and species groups of bottomfish, which may include no more than:

Rockfish	5 fish
Surfperch	10 fish
Pacific cod	2 fish
Pollock	2 fish
Flatfish (except halibut)	15 fish
Lingcod	1 fish
Wolf-eel	2 fish
Cabezon	2 fish
 - (b) Catch Record Card Area 7 - 15 fish in the aggregate of all species of bottomfish, which may include no more than:

Rockfish	5 fish
Surfperch	10 fish
Pacific cod	2 fish
Flatfish (except halibut)	15 fish
Lingcod	1 fish
Wolf-eel	0 fish

Cabezon	2 fish
Pollock	2 fish

(c) Catch Record Card Areas 8-1 through 13 - 15 fish in the aggregate of all species and species groups of bottomfish, which may include no more than:

Rockfish	3 fish
Surfperch	10 fish
Pacific cod	0 fish
Pollock	0 fish
Flatfish (except halibut)	15 fish
Lingcod	1 fish
Wolf-eel	0 fish
Cabezon	2 fish

(d) It is unlawful to possess lingcod taken by angling less than 26 inches in length or greater than 40 inches in length.

(e) The daily limit taken by spear fishing may include no more than one lingcod. There is no size restriction on the one lingcod allowed in the daily limit if taken by spear fishing.

(f) It is unlawful to retain cabezon taken from Catch Record Card Areas 5 through 13 from December 1 through April 30.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-56-235, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080. 98-15-032 (Order 98-119), § 220-56-235, filed 7/7/98, effective 8/7/98; 97-07-078 (Order 97-53), § 220-56-235, filed 3/19/97, effective 5/1/97; 96-05-004 (Order 96-13), § 220-56-235, filed 2/9/96, effective 5/1/96; 95-04-066 (Order 95-10), § 220-56-235, filed 1/30/95, effective 5/1/95; 94-14-069, § 220-56-235, filed 7/1/94, effective 8/1/94; 93-08-034 (Order 93-20), § 220-56-235, filed 3/31/93, effective 5/1/93; 92-11-012 (Order 92-19), § 220-56-235, filed 5/12/92, effective 6/12/92; 91-08-054 (Order 91-13), § 220-56-235, filed 4/2/91, effective 5/3/91; 90-06-026, § 220-56-235, filed 2/28/90, effective 3/31/90; 89-07-060 (Order 89-12), § 220-56-235, filed 3/16/89; 88-10-013 (Order 88-15), § 220-56-235, filed 4/26/88; 85-09-017 (Order 85-20), § 220-56-235, filed 4/9/85; 84-09-026 (Order 84-22), § 220-56-235, filed 4/11/84; 83-07-043 (Order 83-16), § 220-56-235, filed 3/17/83; 80-07-017 (Order 80-45), § 220-56-235, filed 6/11/80; 80-03-064 (Order 80-12), § 220-56-235, filed 2/27/80, effective 4/1/80.]

WAC 220-56-245 Repealed. See Disposition Table at beginning of this chapter.

WAC 220-56-255 Halibut—Seasons—Daily and possession limits. (1) It is unlawful to fish for or possess halibut taken for personal use except from:

(a) Catch Record Card Area 1: Open May 1 through September 30, unless closed earlier by emergency regulation. Minimum size limit 32 inches in length.

(b) Catch Record Card Area 2:

(i) Those waters south of the Queets River, north of 47° and east of 124°40'W - Open May 2 through September 30, unless closed earlier by emergency regulation.

(ii) All other open waters in Area 2 - Open May 2 through September 30, unless closed to fishing for halibut 12:01 a.m. of each Friday through 11:59 p.m. of each Saturday.

(iii) The following waters are closed to halibut fishing: Inside a rectangle defined by the following four corners: 47°19'0"N, 124°53'0"W; 47°19'00"N, 124°48'0"W; 47°16'0"N, 124°53'0"W; 47°16'0"N, 124°48'0"W.

(c) Catch Record Card Area 3 and those waters of Catch Record Card Area 4 west of the Bonilla-Tatoosh line: Open

May 1 through September 30 unless closed by emergency regulation. Closed to fishing for halibut 12:01 a.m. of each Sunday through 11:59 p.m. of each Monday. The following area southwest of Cape Flattery is closed to halibut fishing at all times:

Those waters within a rectangle defined by the following four corners: 48°18'N, 125°11'W; 48°18'N, 124°59'W; 48°04'N, 125°11'W; 48°04'N, 124°59'W.

(d) Catch Record Card Area 4 east of the Bonilla-Tatoosh line and Catch Record Card Areas 5 through 13: May 27 through July 12 - Closed 12:01 a.m. Tuesday through 11:59 p.m. Wednesday of each week during the open period.

(2) Daily limit one halibut. The daily limit in Area 1 is the first halibut over 32 inches in length brought aboard the vessel.

(3) The possession limit is two daily limits of halibut in any form, except the possession limit aboard the fishing vessel is one daily limit.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-56-255, filed 7/20/99, effective 8/20/99; 99-08-029 (Order 99-13), § 220-56-255, filed 3/30/99, effective 5/1/99; 98-06-031, § 220-56-255, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080. 97-07-078 (Order 97-53), § 220-56-255, filed 3/19/97, effective 5/1/97; 95-12-027 (Order 95-46), § 220-56-255, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-56-255, filed 7/1/94, effective 8/1/94; 93-15-011, § 220-56-255, filed 7/8/93, effective 8/8/93; 93-08-034 (Order 93-20), § 220-56-255, filed 3/31/93, effective 5/1/93; 89-07-060 (Order 89-12), § 220-56-255, filed 3/16/89; 88-10-013 (Order 88-15), § 220-56-255, filed 4/26/88; 85-10-062 (Order 85-39), § 220-56-255, filed 5/1/85; 80-03-064 (Order 80-12), § 220-56-255, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-071.]

WAC 220-56-267 Herring—Areas and seasons. Herring fishing is open in all state waters year around except:

(1) Those waters of Catch Record Card Area 6 south of a line from Ediz Hook to Partridge Point are closed January 16 through April 15.

(2) Those waters of Catch Record Card Area 7 north of a line from Sandy Point through Patos Island to the United States-Canada boundary are closed year around.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-08-029 (Order 99-13), § 220-56-267, filed 3/30/99, effective 5/1/99.]

WAC 220-56-270 Smelt—Areas and seasons. (1) Smelt fishing is permitted the entire year on Pacific Ocean beaches and in all rivers except the Columbia River and tributaries.

(2) Smelt fishing is open in Puget Sound and the Strait of Juan de Fuca the entire year except closed weekly from 8:00 a.m. Wednesday to 8:00 a.m. Friday for all types of gear except forage fish jigger gear.

(3) The Columbia River and tributaries are closed to the fishing for or retention of smelt.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-08-029 (Order 99-13), § 220-56-270, filed 3/30/99, effective 5/1/99; 98-06-031, § 220-56-270, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080. 93-08-034 (Order 93-20), § 220-56-270, filed 3/31/93, effective 5/1/93; 80-03-064 (Order 80-12), § 220-56-270, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-070.]

WAC 220-56-310 Shellfish—Daily limits. It is unlawful for any one person to take in any one day for personal use more than the following quantities and sizes of shellfish:

(1) Cockles, borers and clams in the shell, other than razor clams, geoduck clams and horse clams, 40 clams in the aggregate, or 10 pounds, whichever is achieved first except:

(a) In Skagit Bay, east of a line projected from Browns Point to Swinomish Slough entrance - diggers may additionally retain up to 20 pounds of eastern softshell clams in the shell.

(b) Willapa Bay - diggers may additionally retain up to twenty-four cockles.

(2) Razor clams: 15 clams.

(3) Geoduck clams: 3 clams.

(4) Horse clams: 7 clams.

(5) Oysters:

(a) In all Puget Sound waters except those contiguous waters south of a line from Tala Point to Foulweather Bluff, 18 oysters in the shell, minimum size 2 1/2 inches across the longest dimension of the shell.

(b) In the Puget Sound contiguous waters south of a line from Tala Point to Foulweather Bluff and waters of the Pacific Ocean, Grays Harbor and Willapa Bay, 18 oysters, shucked and the shells left on the beach.

(6) Rock scallops: 12 scallops.

(7) Sea scallops: 12 scallops (over 4 inches).

(8) Common or pink scallops: 10 pounds or 5 quarts in the shell.

(9) Shrimp:

(a) In all waters except Shrimp Districts 1 and 5 - total weight 10 pounds, fishers must retain the heads of all shrimp taken while in the field. Spot shrimp minimum size one and three-sixteenths inch from the base of the eyestalk to the top rear edge of the carapace.

(b) In Shrimp District 1 (Discovery Bay) - Spot shrimp: Maximum 50 shrimp as part of the 10 pound limit. Spot shrimp minimum size one and three-sixteenths inch from base of eyestalk to top rear edge of carapace.

(c) In Shrimp District 5 (Hood Canal) - 80 shrimp. No minimum size for spot shrimp.

(10) Octopus: 2 octopus.

(11) Pinto abalone: Closed state-wide.

(12) Crawfish: 10 pounds in the shell. Minimum size 3 1/4 inches from tip of rostrum to tip of tail. Female crawfish with eggs or young attached to the abdomen must be released immediately.

(13) Squid: 10 pounds or 5 quarts.

(14) Sea cucumbers: 25 sea cucumbers.

(15) Red sea urchins: 18 sea urchins.

(16) Purple sea urchins: 18 sea urchins.

(17) Green sea urchins: 36 sea urchins.

(18) Dungeness crabs:

(a) In all waters except the Columbia River - 6 male crabs.

(b) In the Columbia River - 12 male crabs.

(19) Red rock crabs: 6 crabs.

(20) Blue mussels and sea mussels: 10 pounds in the shell.

(21) Goose barnacles: 10 pounds of whole barnacles or 5 pounds of barnacle stalks.

(22) Ghost and mud shrimp: 10 dozen.

(23) King and box crab: Closed state-wide.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-56-310, filed 7/20/99, effective 8/20/99; 99-08-029 (Order 99-13), § 220-56-310, filed 3/30/99, effective 5/1/99; 98-06-031, § 220-56-310, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080. 97-07-078 (Order 97-53), § 220-56-310, filed 3/19/97, effective 5/1/97; 95-04-066 (Order 95-10), § 220-56-310, filed 1/30/95, effective 5/1/95; 93-08-034 (Order 93-20), § 220-56-310, filed 3/31/93, effective 5/1/93; 92-11-012 (Order 92-19), § 220-56-310, filed 5/12/92, effective 6/12/92; 90-06-026, § 220-56-310, filed 2/28/90, effective 3/31/90; 89-07-060 (Order 89-12), § 220-56-310, filed 3/16/89; 88-12-025 (Order 88-28), § 220-56-310, filed 5/25/88, effective 8/22/88; 88-10-013 (Order 88-15), § 220-56-310, filed 4/26/88; 87-09-066 (Order 87-16), § 220-56-310, filed 4/21/87; 86-24-046 (Order 86-190), § 220-56-310, filed 11/26/86; 86-09-020 (Order 86-08), § 220-56-310, filed 4/9/86; 85-12-046 (Order 85-57), § 220-56-310, filed 6/5/85; 84-09-026 (Order 84-22), § 220-56-310, filed 4/11/84; 83-04-027 (Order 83-06), § 220-56-310, filed 1/27/83; 82-07-047 (Order 82-19), § 220-56-310, filed 3/18/82; 80-03-064 (Order 80-12), § 220-56-310, filed 2/27/80, effective 4/1/80.]

WAC 220-56-320 Shellfish gear—Unlawful acts. (1)

It is unlawful for the owner or operator of any personal use shellfish gear to leave such gear unattended in the waters of the state unless said gear is marked with a buoy to which shall be affixed in a permanent visible and legible manner the first and last name and permanent mailing address of the operator. It is unlawful for more than one person's name and address to appear on the same marker buoy. Unattended shellfish gear must have the line attaching the buoy to the pot weighted sufficiently to prevent the line from floating on the water's surface. The following additional requirements apply to buoys attached to unattended shellfish pots:

(a) All buoys must consist of durable material and remain visible on the surface at all times except during extreme tidal conditions. It is unlawful to use bleach, anti-freeze or detergent bottles, paint cans or any other container.

(b) All buoys attached to shrimp gear must be yellow or fluorescent yellow in color. Flags and staff, if attached, may be any color.

(c) All buoys attached to crab gear must be half red or half fluorescent red in color and half white in color. Flags and staff, if attached, may be any color.

(2) The maximum perimeter of any shrimp pot shall not exceed 10 feet, and the pot shall not exceed 1-1/2 feet in height.

(3) It is unlawful to fish for or possess crab taken with shellfish pot gear that are equipped with tunnel triggers or other devices which prevent free exit of crabs under the legal limit unless such gear is equipped with not less than two escape rings located in the upper half of the pot which are not less than 4-1/4 inches inside diameter.

(4) It is unlawful to take, fish for or possess shrimp taken for personal use with shellfish pot gear in the waters of Hood Canal southerly of the site of the Hood Canal Floating Bridge unless such gear meets the following requirements:

(a) The entire top, bottom, and sides of the shellfish pots must be constructed of mesh material and except for the entrance tunnels have the minimum mesh opening size defined below.

(b) The minimum mesh opening size for Hood Canal shrimp pots is defined as a mesh that a 7/8-inch square peg will pass through each mesh without changing the shape of the mesh opening.

(c) All entrance tunnels must open into the pot from the side.

(d) The sum of the maximum widths of all entrance tunnels must not exceed 1/2 the perimeter of the bottom of the pot.

(5) It is unlawful to fish for or possess shellfish taken for personal use with shellfish pot gear unless the gear allows for escapement using at least one of the following methods:

(a) Attachment of pot lid hooks or tiedown straps with a single strand or loop of untreated, 100 percent cotton twine no larger than thread size 120 so that the pot lid will open freely if the twine or fiber is broken.

(b) An opening in the pot mesh no less than three inches by five inches which is laced or sewn closed with untreated, 100 percent cotton twine no larger than thread size 120. The opening must be located within the top half of the pot and be unimpeded by the entry tunnels, bait boxes, or any other structures or materials.

(c) Attachment of pot lid or one pot side serving as a pot lid with no more than three single loops of untreated 100 percent cotton or other natural fiber twine no larger than thread size 120 so that the pot lid or side will open freely if the twine or fiber is broken.

(6) Shellfish pots must be set in a manner that they are covered by water at all times.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-08-029 (Order 99-13), § 220-56-320, filed 3/30/99, effective 5/1/99; 98-06-031, § 220-56-320, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080. 97-07-078 (Order 97-53), § 220-56-320, filed 3/19/97, effective 5/1/97; 94-14-069, § 220-56-320, filed 7/1/94, effective 8/1/94; 93-08-034 (Order 93-20), § 220-56-320, filed 3/31/93, effective 5/1/93; 92-11-012 (Order 92-19), § 220-56-320, filed 5/12/92, effective 6/12/92; 90-06-026, § 220-56-320, filed 2/28/90, effective 3/31/90; 89-07-060 (Order 89-12), § 220-56-320, filed 3/16/89; 88-12-025 (Order 88-28), § 220-56-320, filed 5/25/88, effective 8/22/88; 87-09-066 (Order 87-16), § 220-56-320, filed 4/21/87; 85-09-017 (Order 85-20), § 220-56-320, filed 4/9/85; 84-09-026 (Order 84-22), § 220-56-320, filed 4/11/84; 82-07-047 (Order 82-19), § 220-56-320, filed 3/18/82; 81-05-027 (Order 81-13), § 220-56-320, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-320, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-088.]

WAC 220-56-325 Shrimp—Areas and seasons. (1) The following areas shall be defined as personal use shrimp fishing Districts 1 through 6:

(a) Shrimp District 1 - All waters south of a line from McCurdy Point on the Quimper Peninsula to the northern tip of Protection Island, to Rocky Point on the Miller Peninsula, and including all waters of Discovery Bay;

(b) Shrimp District 2 - All waters of Griffin Bay south of a line projected east-west through Turn Rock Light from San Juan Island to Lopez Island, and north of a line projected east from Cattle Point on San Juan Island to Lopez Island;

(c) Shrimp District 3 - All waters of Port Angeles Harbor west of a line from the eastern tip of Ediz Hook to the ITT-Rayonier dock;

(d) Shrimp District 4 - All waters of Sequim Bay south of a line projected west from Travis Spit on the Miller Peninsula;

(e) Shrimp District 5 - All waters of Hood Canal south of the Hood Canal Floating Bridge;

(f) Shrimp District 6 - All waters of Carr Inlet north of a line from Penrose Point to Green Point.

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(2) It shall be unlawful to fish for or possess shrimp taken for personal use from the following areas, except as otherwise provided in this section:

(a) District 1 - First Saturday in June through September 5;

(b) District 2 - Second Saturday in April through October 15;

(c) District 3 - First Saturday in June through September 30;

(d) District 4 - Closed to all shrimp fishing;

(e) District 5 - 9:00 a.m. on the third Saturday in May until closed by emergency regulation;

(f) District 6 - Closed to all shrimp fishing;

(g) All other areas - The second Saturday in April through October 15.

(3) Spot shrimp seasons:

(a) District 1 - First Saturday in June through third Saturday in August. Spot shrimp may be retained on Saturdays only.

(b) District 3 - First Saturday in June through first Saturday in September. Spot shrimp may be retained on Saturdays and Sundays only.

(c) All other open areas - Spot shrimp may be retained as part of the daily limit at all times.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-56-325, filed 7/20/99, effective 8/20/99; 98-06-031, § 220-56-325, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080. 97-07-078 (Order 97-53), § 220-56-325, filed 3/19/97, effective 5/1/97; 96-05-004 (Order 96-13), § 220-56-325, filed 2/9/96, effective 5/1/96; 93-08-034 (Order 93-20), § 220-56-325, filed 3/31/93, effective 5/1/93; 89-07-060 (Order 89-12), § 220-56-325, filed 3/16/89; 86-09-020 (Order 86-08), § 220-56-325, filed 4/9/86; 84-09-026 (Order 84-22), § 220-56-325, filed 4/11/84; 80-03-064 (Order 80-12), § 220-56-325, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-084.]

WAC 220-56-330 Crab—Areas and seasons. (1) It is unlawful to fish for or possess crab taken for personal use with shellfish pot gear or to have in the water, set or fish any shellfish pot gear except during the open shellfish pot gear season. The open shellfish pot gear season for crab in Puget Sound waters may open by emergency regulation prior to July 16, but if not previously opened by emergency regulation will open July 16 through April 15.

The open shellfish pot gear season in waters of the Pacific Ocean, Grays Harbor, Willapa Harbor, and waters of the Columbia River is December 1 through September 15.

(2) It is lawful to fish for and possess male Dungeness crabs taken for personal use the entire year in state waters.

(3) It is lawful to fish for and possess red rock crabs of either sex taken for personal use the entire year in state waters.

(4) No crab fisher may set or pull crab pots, ring nets or star traps from a vessel in all state waters from one hour after official sunset and one hour before official sunrise.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-08-029 (Order 99-13), § 220-56-330, filed 3/30/99, effective 5/1/99; 98-06-031, § 220-56-330, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080. 97-07-078 (Order 97-53), § 220-56-330, filed 3/19/97, effective 5/1/97; 96-11-078 (Order 96-44), § 220-56-330, filed 5/13/96, effective 6/13/96; 93-08-034 (Order 93-20), § 220-56-330, filed 3/31/93, effective 5/1/93; 90-06-026, § 220-56-330, filed 2/28/90, effective 3/31/90; 86-09-020 (Order 86-08), § 220-56-330, filed 4/9/86; 85-09-017 (Order 85-20), § 220-56-330, filed 4/9/85; 84-09-026 (Order 84-22), § 220-56-330, filed 4/11/84; 80-03-064

(Order 80-12), § 220-56-330, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-082.]

WAC 220-56-350 Clams other than razor clams, cockles, borers, mussels—Areas and seasons. (1) It is lawful to take, dig for and possess clams, cockles, borers and mussels taken for personal use on Puget Sound the entire year except that public tidelands at the following beaches are closed unless otherwise provided:

- (a) Ben Ure Spit: Open January 1 through April 30.
- (b) Cama Beach State Park: Closed the entire year.
- (c) Camano Island State Park: Open June 1 through June 15.
- (d) Cline Spit: Closed the entire year.
- (e) Cutts Island State Park: Open January 1 through June 15.
- (f) Dabob Bay - All state-owned tidelands in Dabob Bay north of a line drawn from Camp Harmony to Lindsays Beach are closed to the harvest of clams the entire year except as follows:
 - (i) State-owned tidelands from a row of tires at Camp Discovery south approximately 2,000 feet to a second row of tires.
 - (ii) State-owned tidelands beginning approximately 3/4 mile north of Camp Harmony extending approximately 1,200 feet north.
 - (iii) State-owned tidelands from markers and signs posted immediately north of the community of Lindsays Beach north to a line immediately north of Broad Spit identified by markers and signs.
- (g) Dosewallips State Park: Open March 1 through May 15 only in area defined by boundary markers and signs posted on the beach.
- (h) Duckabush - All state-owned tidelands on the west shore of Hood Canal from Quatsap Point to the south end of the Duckabush flats are closed to the harvest of clams.
- (i) Dungeness Spit - Open May 15 through September 30.
- (j) Eagle Creek: Open January 1 through April 30.
- (k) Fort Flagler State Park: Open April 1 through April 30.
- (l) Frye Cove - Open January 1 through March 31.
- (m) Garrison Bay: Tidelands at Guss Island and those tidelands at British camp between the National Park Service dinghy dock at the north end and the park boundary at the south end are closed the entire year.
- (n) Gertrude Island - All tidelands at Gertrude Island closed the entire year.
- (o) Hoodspout: Tidelands at Hoodspout Salmon Hatchery are closed the entire year.
- (p) Hope Island State Park (South Puget Sound): Open April 1 through June 15.
- (q) Illahee State Park: Open May 1 through May 7.
- (r) Kayak Point County Park: Open April 1 through April 15.
- (s) Kitsap Memorial State Park: Open June 1 through July 31.
- (t) Kopachuck State Park: Closed the entire year.

(u) Liberty Bay - All state-owned tidelands in Liberty Bay north and west of the Keyport Naval Supply Center are closed to the harvest of clams the entire year.

(v) McNeil Island - All tidelands on McNeil Island are closed the entire year.

(w) Mukilteo State Park - Closed the entire year.

(x) Mystery Bay State Park: Open October 1 through April 30.

(y) North Bay - All state-owned tidelands in North Bay (Case Inlet) north of a line drawn southwest from Rocky Point to the north end of Reach Island thence due west to the mainland are closed to the harvest of clams the entire year except state-owned Oyster Reserves on the east side of North Bay north of the power transmission lines.

(z) North Sequim Bay State Park - Open May 16 through June 15.

(aa) Oak Bay County Park: Open May 1 through May 31.

(bb) Oyster Reserves: Puget Sound and Willapa Bay state oyster reserves are closed the entire year except the following are open the entire year:

(i) Case Inlet: Tidelands on the east side of North Bay at the north end of the inlet.

(ii) North Bay: State-owned oyster reserves on the east side of North Bay north of the power transmission lines which cross the bay at the north end of Case Inlet.

(iii) Oakland Bay: Tidelands on the channel of the northwest shore of the Bayshore Peninsula between department markers.

(iv) Willapa Bay - Long Island oyster reserve: Northwest side of Long Island between reserve monuments 39 and 41 and southwest side of Long Island between reserve monuments 58 and 59.

(cc) Penrose Point State Park: Open May 1 through May 15.

(dd) Picnic Point County Park: Closed the entire year.

(ee) Pitship Point: Closed the entire year.

(ff) Pitt Island - All tidelands on Pitt Island are closed the entire year.

(gg) Point Whitney (excluding Point Whitney Lagoon): Closed the entire year.

(hh) Point Whitney Lagoon: Open June 1 through July 31.

(ii) Port Townsend Ship Canal: Open April 1 through June 30.

(jj) Potlatch DNR tidelands: Open March 1 through June 30.

(kk) Potlatch State Park: Open March 1 through March 31.

(ll) Purdy Spit County Park: The southern shore of the spit from the boat ramp to the bridge is closed the entire year.

(mm) Quilcene Bay - All state-owned tidelands in Quilcene Bay north of a line drawn from the Quilcene Boat Haven to Fisherman's Point are closed to the harvest of clams the entire year, except those tidelands on the west side of the bay defined by boundary markers and a sign on the beach are open April 1 through September 30, daily from official sunrise to official sunset only.

(nn) Rendsland Creek: Open January 1 through April 30.

- (oo) Saltwater State Park: Closed the entire year.
- (pp) Samish Island Recreation Area - Open January 1 through June 15.
- (qq) Scenic Beach State Park - Open April 16 through June 15.
- (rr) Seahurst County Park: Closed the entire year.
- (ss) Sequim Bay State Park - Open May 16 through June 15.
- (tt) Shine Tidelands: Open January 1 through May 31.
- (uu) South Indian Island County Park: Open January 1 through September 30.
- (vv) Spencer Spit State Park: Open April 1 through June 30.
- (ww) Strait of Juan de Fuca: All beaches west of the tip of Dungeness Spit: Open November 1 through March 31.
- (xx) Triton Cove State Park: Open April 1 through June 30.
- (yy) Twanoh State Park: Closed the entire year.
- (zz) West Dewatto: DNR Beach 44A is open January 1 through March 15.
- (aaa) Willapa Bay: State-owned tidelands east of the department Willapa Bay Field Station and Nahcotta Tidelands Interpretive Site are closed year-round.
- (bbb) Wolfe Property State Park: Open January 1 through April 30.

(2) It is lawful to take, dig for and possess clams, cockles, borers, and mussels, not including razor clams, taken for personal use in Grays Harbor and Willapa Harbor the entire year, except from state oyster reserves, which are closed to clam digging the entire year.

(3) It is lawful to take, dig for and possess clams, cockles, borers, and mussels, not including razor clams taken for personal use from the Pacific Ocean beaches from November 1 through March 31.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-08-029 (Order 99-13), § 220-56-350, filed 3/30/99, effective 5/1/99; 98-06-031, § 220-56-350, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080. 97-07-078 (Order 97-53), § 220-56-350, filed 3/19/97, effective 5/1/97; 96-11-078 (Order 96-44), § 220-56-350, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-56-350, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-56-350, filed 7/1/94, effective 8/1/94; 93-15-011, § 220-56-350, filed 7/8/93, effective 8/8/93; 93-08-034 (Order 93-20), § 220-56-350, filed 3/31/93, effective 5/1/93; 92-11-012 (Order 92-19), § 220-56-350, filed 5/12/92, effective 6/12/92; 91-08-054 (Order 91-13), § 220-56-350, filed 4/2/91, effective 5/3/91; 90-06-026, § 220-56-350, filed 2/28/90, effective 3/31/90; 89-07-060 (Order 89-12), § 220-56-350, filed 3/16/89; 88-10-013 (Order 88-15), § 220-56-350, filed 4/26/88; 87-09-066 (Order 87-16), § 220-56-350, filed 4/21/87; 86-09-020 (Order 86-08), § 220-56-350, filed 4/9/86; 85-12-046 (Order 85-57), § 220-56-350, filed 6/5/85; 83-07-043 (Order 83-16), § 220-56-350, filed 3/17/83; 81-05-027 (Order 81-13), § 220-56-350, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-350, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-082.]

WAC 220-56-380 Oysters—Areas and seasons. (1) It is lawful to take and possess oysters taken for personal use from public tidelands the entire year, except that public tidelands at the following beaches are closed unless otherwise provided:

- (a) Brown Point: Closed the entire year.
- (b) Dabob Bay - All state-owned tidelands in Dabob Bay north of a line drawn from Camp Harmony to Lindsays Beach are closed to the harvest of oysters the entire year, except as follows:

(i) State-owned tidelands from a row of tires at Camp Discovery south approximately 2,000 feet to a second row of tires.

(ii) State-owned tidelands beginning approximately 3/4 mile north of Camp Harmony extending approximately 1,200 feet north.

(iii) State-owned tidelands from markers and signs posted immediately north of the community of Lindsays Beach north to a line immediately north of Broad Spit identified by markers and signs.

(c) Dosewallips State Park: Open March 1 through June 30 only in areas defined by boundary markers and signs posted on the beach.

(d) Duckabush - All state-owned tidelands on the west shore of Hood Canal from Quatsap Point to the south end of the Duckabush flats are closed to the harvest of oysters the entire year.

(e) Eagle Creek: Open January 1 through March 31.

(f) Hoodsport: Tidelands at the Hoodsport Salmon Hatchery are closed the entire year.

(g) Illahee State Park: Open May 1 through May 7.

(h) Kitsap Memorial State Park: Open June 1 through September 30.

(i) Kopachuck State Park: Open May 1 through May 31.

(j) Liberty Bay - All state-owned tidelands in Liberty Bay north and west of the Keyport Naval Supply Center are closed to the harvest of oysters the entire year.

(k) Mystery Bay: Open October 1 through April 30.

(l) North Bay - All state-owned tidelands in North Bay (Case Inlet) north of a line drawn southwest from Rocky Point to the north end of Reach Island thence due west to the mainland are closed to the harvest of oysters the entire year except for oyster reserves.

(m) Oyster Reserves: Puget Sound and Willapa Bay oyster reserves are closed the entire year except the following are open the entire year:

(i) North Bay - State-owned reserves on the east side of North Bay north of the power transmission lines.

(ii) Willapa Bay - Long Island oyster reserve: Northwest side of Long Island between reserve monuments 39 and 41 and southwest side of Long Island between reserve monuments 58 and 59.

(n) Penrose Point State Park: Open May 1 through June 15.

(o) Point Whitney (excluding Point Whitney Lagoon): Open September 1 through December 31.

(p) Potlatch State Park: Open March 1 through April 15.

(q) Quilcene Bay - All state-owned tidelands in Quilcene Bay north of a line drawn from the Quilcene Boat Haven to Fisherman's Point are closed except those tidelands on the west side of the bay defined by boundary markers and a sign at the beach are open April 1 through September 30, daily from official sunrise to official sunset, only.

(r) Scenic Beach State Park: Open April 16 through July 15.

(s) Triton Cove State Park: Open April 1 through June 30.

(t) West Dewatto: DNR Beach 44A is open January 1 through March 15.

(u) Willapa Bay: State-owned tidelands east of the department Willapa Bay Field Station and the Nahcotta Tidelands Interpretive Site are open only between boundary markers and posted signs.

(v) Wolfe Property State Park: Open January 1 through April 30.

(2) It is unlawful to pick or take oysters for personal use from waters measuring more than two feet in depth at the time of removal.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-08-029 (Order 99-13), § 220-56-380, filed 3/30/99, effective 5/1/99; 98-06-031, § 220-56-380, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080. 97-07-078 (Order 97-53), § 220-56-380, filed 3/19/97, effective 5/1/97; 96-11-078 (Order 96-44), § 220-56-380, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-56-380, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-56-380, filed 7/1/94, effective 8/1/94; 93-08-034 (Order 93-20), § 220-56-380, filed 3/31/93, effective 5/1/93; 92-11-012 (Order 92-19), § 220-56-380, filed 5/12/92, effective 6/12/92; 91-08-054 (Order 91-13), § 220-56-380, filed 4/2/91, effective 5/3/91; 90-06-026, § 220-56-380, filed 2/28/90, effective 3/31/90; 89-07-060 (Order 89-12), § 220-56-380, filed 3/16/89; 88-10-012 and 88-10-013 (Orders 88-14 and 88-15), § 220-56-380, filed 4/26/88; 87-09-066 (Order 87-16), § 220-56-380, filed 4/21/87; 86-09-020 (Order 86-08), § 220-56-380, filed 4/9/86; 84-09-026 (Order 84-22), § 220-56-380, filed 4/11/84; 82-13-040 (Order 82-61), § 220-56-380, filed 6/9/82; 82-07-047 (Order 82-19), § 220-56-380, filed 3/18/82; 81-05-027 (Order 81-13), § 220-56-380, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-56-380, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-086.]

Chapter 220-57 WAC

FRESH WATER ANGLING—OPEN AREAS AND SEASONS

WAC

- 220-57-120 Bear River.
- 220-57-135 Calawah River.
- 220-57-137 Carbon River.
- 220-57-13701 Cascade River.
- 220-57-140 Chehalis River.
- 220-57-145 Cispus River.
- 220-57-155 Clearwater River (Jefferson County).
- 220-57-160 Columbia River.
- 220-57-165 Copalis River.
- 220-57-175 Cowlitz River.
- 220-57-187 Deep River (Wahkiakum County).
- 220-57-200 Dickey River.
- 220-57-220 Repealed.
- 220-57-230 Elk River.
- 220-57-235 Elochoman River.
- 220-57-250 Grays River.
- 220-57-255 Green River (Cowlitz County).
- 220-57-260 Green (Duwamish) River (King County).
- 220-57-270 Hoh River.
- 220-57-280 Hoquiam River—All forks.
- 220-57-285 Humptulips River.
- 220-57-295 Joe Creek (Grays Harbor County).
- 220-57-300 Johns River.
- 220-57-310 Kalama River.
- 220-57-313 Kennedy Creek.
- 220-57-315 Klickitat River.
- 220-57-319 Lewis River.
- 220-57-321 Little White Salmon River (Drano Lake).
- 220-57-335 Naselle River.
- 220-57-340 Nemah River.
- 220-57-341 Newaukum River—Including south fork.
- 220-57-342 Niawiakum River.
- 220-57-350 Nooksack River.
- 220-57-355 North River.
- 220-57-365 Palix River.
- 220-57-380 Quilcene (Big Quilcene) River.
- 220-57-405 Samish River.
- 220-57-415 Satsop River—Mainstem and east fork.
- 220-57-425 Skagit River.
- 220-57-430 Skokomish River.
- 220-57-435 Skykomish River.
- 220-57-440 Smith Creek (Pacific County).

- 220-57-450 Snohomish River.
- 220-57-462 Soos Creek.
- 220-57-465 Stillaguamish River.
- 220-57-470 Tahuya River.
- 220-57-480 Toutle River—North Fork.
- 220-57-495 Washougal River.
- 220-57-505 White Salmon River.
- 220-57-510 Willapa River.
- 220-57-515 Wind River.
- 220-57-520 Wishkah River.
- 220-57-525 Wynoochee River.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

220-57-220 Duwamish River. [Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-220, filed 5/31/95, effective 7/1/95; 90-06-026, § 220-57-220, filed 2/28/90, effective 3/31/90; 89-07-060 (Order 89-12), § 220-57-220, filed 3/16/89; 88-10-013 (Order 88-15), § 220-57-220, filed 4/26/88; 87-09-066 (Order 87-16), § 220-57-220, filed 4/21/87; 86-09-020 (Order 86-08), § 220-57-220, filed 4/9/86; 83-07-043 (Order 83-16), § 220-57-220, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-220, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-220, filed 2/17/81; 80-03-064 (Order 80-12), § 220-57-220, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-220, filed 1/30/79, effective 4/1/79; Order 77-3, § 220-57-220, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-220, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-028.] Repealed by 99-15-081 (Order 99-102), filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080 and 77.12.040.

WAC 220-57-120 Bear River. Daily Limit A except release wild adult coho salmon - July 1 through January 31: Downstream from the lime quarry road to Highway 101 Bridge (a distance of approximately 2 stream miles). Single point barbless hooks required.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-120, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-120, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-120, filed 5/31/95, effective 7/1/95; 89-07-060 (Order 89-12), § 220-57-120, filed 3/16/89; 84-09-026 (Order 84-22), § 220-57-120, filed 4/11/84; 82-07-047 (Order 82-19), § 220-57-120, filed 3/18/82; 80-03-064 (Order 80-12), § 220-57-120, filed 2/27/80, effective 4/1/80; Order 77-3, § 220-57-120, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-120, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-106.]

WAC 220-57-135 Calawah River. Daily Limit A - July 1 through November 30: Downstream from the Highway 101 Bridge.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-135, filed 7/20/99, effective 8/20/99; 97-18-035, § 220-57-135, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-57-135, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-57-135, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-135, filed 7/1/94, effective 8/1/94; 89-07-060 (Order 89-12), § 220-57-135, filed 3/16/89; 88-10-013 (Order 88-15), § 220-57-135, filed 4/26/88; 87-09-066 (Order 87-16), § 220-57-135, filed 4/21/87; 85-09-048 (Order 85-33), § 220-57-135, filed 4/16/85; 84-09-026 (Order 84-22), § 220-57-135, filed 4/11/84; 83-07-043 (Order 83-16), § 220-57-135, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-135, filed 3/18/82; 80-03-064 (Order 80-12), § 220-57-135, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-135, filed 1/30/79, effective 4/1/79; Order 77-3, § 220-57-135, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-135, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-006.]

WAC 220-57-137 Carbon River. Daily Limit A except up to 4 adult salmon may be retained, provided that not more than 2 are adult chinook and release all pink and chum

salmon - September 1 through November 30 downstream from the mouth of Voight Creek.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-137, filed 7/20/99, effective 8/20/99; 97-18-035, § 220-57-137, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-57-137, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-57-137, filed 5/31/95, effective 7/1/95; 93-08-034 (Order 93-20), § 220-57-137, filed 3/31/93, effective 5/1/93; 89-07-060 (Order 89-12), § 220-57-137, filed 3/16/89; 82-13-040 (Order 82-61), § 220-57-137, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-137, filed 2/17/81, effective 4/1/81; 79-02-052 (Order 79-7), § 220-57-137, filed 1/30/79, effective 4/1/79.]

WAC 220-57-13701 Cascade River. Special daily limit of 2 salmon except release wild coho - October 1 through November 30: Upstream from mouth to Rockport - Cascade road bridge.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-13701, filed 7/20/99, effective 8/20/99; 97-18-035, § 220-57-13701, filed 8/27/97, effective 9/27/97.]

WAC 220-57-140 Chehalis River. (1) Daily Limit A - May 1 through July 31: Downstream from the high bridge on the Weyerhaeuser 1000 line approximately 400 yards downstream of Roger Creek.

(2) Daily Limit A except release adult chinook - October 1 through November 15: Downstream from Porter Bridge. Single point barbless hooks required.

(3) Daily Limit A except release adult chinook - October 16 through November 15: Downstream from the high bridge to the Porter Bridge. Single point barbless hooks required.

(4) Daily Limit A except release adult chinook and wild adult coho salmon - November 16 through January 31: Downstream from the High Bridge.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-140, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-140, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-140, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-140, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-140, filed 7/1/94, effective 8/1/94; 90-06-026, § 220-57-140, filed 2/28/90, effective 3/31/90; 89-07-060 (Order 89-12), § 220-57-140, filed 3/16/89; 86-09-020 (Order 86-08), § 220-57-140, filed 4/9/86; 84-08-024 (Order 84-25), § 220-57-140, filed 3/28/84; 83-07-043 (Order 83-16), § 220-57-140, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-140, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-140, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-140, filed 2/27/80, effective 4/1/80; Order 77-3, § 220-57-140, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-140, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-008.]

WAC 220-57-145 Cispus River. Daily Limit A except release wild coho salmon. Open year-round. Eight-inch minimum size.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-145, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080. 79-02-052 (Order 79-7), § 220-57-145, filed 1/30/79, effective 4/1/79; Order 76-14, § 220-57-145, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-111.]

WAC 220-57-155 Clearwater River (Jefferson County). Daily Limit A except release wild adult coho salmon - September 1 through November 30: Downstream from the mouth of the Snahapish River. Single point barbless hooks required.

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[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-155, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-155, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-155, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-57-155, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-57-155, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-155, filed 7/1/94, effective 8/1/94; 89-07-060 (Order 89-12), § 220-57-155, filed 3/16/89; 87-09-066 (Order 87-16), § 220-57-155, filed 4/21/87; 84-09-026 (Order 84-22), § 220-57-155, filed 4/11/84; 83-07-043 (Order 83-16), § 220-57-155, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-155, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-155, filed 2/17/81, effective 4/1/81; 79-02-052 (Order 79-7), § 220-57-155, filed 1/30/79, effective 4/1/79; Order 77-3, § 220-57-155, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-155, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-010.]

WAC 220-57-160 Columbia River. (1) Rocky Reach Dam to Priest Rapids Dam: Daily Limit A except release wild coho salmon - September 16 through December 31.

(2) Priest Rapids Dam to the Vernita Bridge: Daily Limit A except release wild coho salmon - August 16 through October 31; Daily Limit C except release wild coho salmon - November 1 through December 31.

(3) Vernita Bridge to old Hanford townsite wooden power line towers: Daily Limit A except release wild coho salmon - August 16 through October 22.

(4) Old Hanford townsite wooden power line towers to Highway 395 Bridge connecting Pasco and Kennewick: Daily Limit A except release wild coho salmon - August 16 through December 31.

(5) Highway 395 Bridge to Interstate 5 Bridge: Daily Limit A - August 1 through December 31. It is unlawful to take or possess sockeye, chum salmon or wild coho salmon taken downstream from the Highway 395 Bridge to the Interstate 5 Bridge.

(6) Interstate 5 Bridge to the Megler-Astoria Bridge: Daily Limit A - August 1 through March 31. August 1 through December 31 release all chinook within the area of the mainstem Columbia as follows: Beginning at a fishing boundary marker on the northern (downstream) end of Bachelor Island, northwesterly to the lighthouse at Warrior Rock, north to Sand Island, along the east side of Sand Island to the northern (downstream) tip of the island, northwesterly approximately 1/2 mile to a navigation marker in the middle of the river, and northeasterly to Marker #77 on the Washington shore. During September, it is unlawful to fish for or possess salmon taken for personal use in those waters of the Columbia River north of a line from Abernathy Point Light to a boundary marker east of the mouth of Abernathy Creek. It is unlawful to take or possess sockeye, chum, or wild coho salmon taken downstream from the Interstate 5 Bridge to the Megler-Astoria Bridge.

(7) Megler-Astoria Bridge to the Buoy 10 Line:

(a) Special daily limit of 2 salmon except release sockeye, chum, wild coho salmon and chinook salmon less than 24 inches in length - August 1 through September 30.

(b) Daily Limit A except release sockeye, chum and wild coho - October 1 through March 31.

(8) North Jetty (mouth of Columbia River): Open to angling from the bank only when state waters north of the control zone are open to salmon angling. During such periods fishing from the north jetty is open 7 days per week and the daily limit shall be the same as for the ocean waters when

open. Also open to angling from the bank only concurrent with the Buoy 10 fishery. Daily limit and gear requirement will be identical with those in the Buoy 10 fishery. It is unlawful to take or possess sockeye or chum salmon taken from the North Jetty.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-160, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-160, filed 7/15/98, effective 8/15/98; 98-06-031, § 220-57-160, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-160, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 97-07-078 (Order 97-53), § 220-57-160, filed 3/19/97, effective 5/1/97; 95-12-027 (Order 95-46), § 220-57-160, filed 5/31/95, effective 7/1/95; 93-08-034 (Order 93-20), § 220-57-160, filed 3/31/93, effective 5/1/93; 92-11-012 (Order 92-19), § 220-57-160, filed 5/12/92, effective 6/12/92; 90-06-026, § 220-57-160, filed 2/28/90, effective 3/31/90; 89-15-022 (Order 89-56), § 220-57-160, filed 7/12/89; 89-07-060 (Order 89-12), § 220-57-160, filed 3/16/89; 88-10-013 (Order 88-15), § 220-57-160, filed 4/26/88; 87-09-066 (Order 87-16), § 220-57-160, filed 4/21/87; 86-09-020 (Order 86-08), § 220-57-160, filed 4/9/86; 85-09-017 (Order 85-20), § 220-57-160, filed 4/9/85; 84-09-026 (Order 84-22), § 220-57-160, filed 4/11/84; 83-07-043 (Order 83-16), § 220-57-160, filed 3/17/83; 82-13-040 (Order 82-61), § 220-57-160, filed 6/9/82; 82-07-047 (Order 82-19), § 220-57-160, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-160, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-160, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-160, filed 1/30/79, effective 4/1/79; Order 77-3, § 220-57-160, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-160, filed 3/15/76 and 3/24/76, effective 5/1/76. Formerly WAC 220-57-011.]

WAC 220-57-165 Copalis River. Daily Limit A - July 1 through January 31: Downstream from Carlisle Bridge.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-165, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080. 97-20-071 (Order 97-202), § 220-57-165, filed 9/25/97, effective 10/26/97; 95-12-027 (Order 95-46), § 220-57-165, filed 5/31/95, effective 7/1/95; 89-07-060 (Order 89-12), § 220-57-165, filed 3/16/89; 80-03-064 (Order 80-12), § 220-57-165, filed 2/27/80, effective 4/1/80; Order 77-3, § 220-57-165, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-165, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-012.]

WAC 220-57-175 Cowlitz River. (1) Special Daily Limit of one salmon - May 1 through July 31: Downstream from fishing boundary markers approximately 400 feet below barrier dam structures at the Cowlitz Salmon Hatchery Barrier Dam except closed to fishing from south bank May 1 through June 15 downstream to mouth of Mill Creek.

(2) Daily Limit A except release chum and wild coho salmon - August 1 through April 30. Only one adult chinook August 1 through December 31. Release chinook over 28 inches October 1 through December 31 from Mill Creek to Blue Creek.

(3) Spring chinook season limit: A total of 5 salmon may be taken from the Cowlitz River during each April 1st through the following July 31st.

(4) Salmon angling from boats is prohibited the entire year in designated open waters between the barrier dam and a line from the mouth of Mill Creek to a boundary marker on the opposite shore.

(5) Daily Limit A except minimum size of 8 inches and release wild coho salmon - open the entire year: From the confluence of the Muddy Fork and Ohanapcosh rivers downstream to Scanewa Lake (Cowlitz Falls Reservoir).

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-175, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-175, filed 7/15/98, effective 8/15/98; 98-06-031, § 220-57-175, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080

and 75.12.040. 97-18-035, § 220-57-175, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-57-175, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-57-175, filed 5/31/95, effective 7/1/95; 93-08-034 (Order 93-20), § 220-57-175, filed 3/31/93, effective 5/1/93; 92-11-012 (Order 92-19), § 220-57-175, filed 5/12/92, effective 6/12/92; 87-09-066 (Order 87-16), § 220-57-175, filed 4/21/87; 86-09-020 (Order 86-08), § 220-57-175, filed 4/9/86; 85-09-017 (Order 85-20), § 220-57-175, filed 4/9/85; 84-09-026 (Order 84-22), § 220-57-175, filed 4/11/84; 83-07-043 (Order 83-16), § 220-57-175, filed 3/17/83; 82-13-040 (Order 82-61), § 220-57-175, filed 6/9/82; 82-07-047 (Order 82-19), § 220-57-175, filed 3/18/82; 80-03-064 (Order 80-12), § 220-57-175, filed 2/27/80, effective 4/1/80; Order 77-3, § 220-57-175, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-175, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-014.]

WAC 220-57-187 Deep River (Wahkiakum County). Deep River (Wahkiakum County) - Daily Limit C - June 1 through July 31: Downstream from town bridge. Daily Limit A except release wild coho and 14-inch minimum size - August 1 through December 31: Downstream from town bridge.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-187, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-187, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 97-20-071 (Order 97-202), § 220-57-187, filed 9/25/97, effective 10/26/97.]

WAC 220-57-200 Dickey River. Daily Limit A - July 1 through November 30: Downstream of the mouth of east fork of the Dickey River to the National Park boundary.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-200, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-200, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-200, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-57-200, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-57-200, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-200, filed 7/1/94, effective 8/1/94; 89-07-060 (Order 89-12), § 220-57-200, filed 3/16/89; 88-10-013 (Order 88-15), § 220-57-200, filed 4/26/88; 86-09-020 (Order 86-08), § 220-57-200, filed 4/9/86; 84-09-026 (Order 84-22), § 220-57-200, filed 4/11/84; 79-02-052 (Order 79-7), § 220-57-200, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57-200, filed 2/21/78, effective 4/1/78; Order 76-14, § 220-57-200, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-023.]

WAC 220-57-220 Repealed. See Disposition Table at beginning of this chapter.

WAC 220-57-230 Elk River. Daily Limit A, except release adult chinook - October 1 through November 30: Downstream from the confluence of the east and middle branches. Single point barbless hooks required.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-230, filed 7/20/99, effective 8/20/99; 97-18-035, § 220-57-230, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-230, filed 5/31/95, effective 7/1/95; 89-07-060 (Order 89-12), § 220-57-230, filed 3/16/89; 88-10-013 (Order 88-15), § 220-57-230, filed 4/26/88; 84-09-026 (Order 84-22), § 220-57-230, filed 4/11/84; 83-07-043 (Order 83-16), § 220-57-230, filed 3/17/83; 81-05-027 (Order 81-13), § 220-57-230, filed 2/17/81, effective 4/1/81; Order 77-3, § 220-57-230, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-230, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-030.]

WAC 220-57-235 Elochoman River. Daily Limit A, except release chum and wild coho - September 1 through December 31: Downstream of the west fork. October 1 through December 31 release chinook greater than 28 inches

in length downstream from west fork to the Foster (Risk) Road Bridge. Closed waters - from WDFW temporary rack downstream to Foster (Risk) Road Bridge while rack is installed in river; from a point 50' above to 100' below the outlet pipes from the most downstream Elochoman Hatchery rearing pond and extending 30' out from the south bank of the river; from 100' above the upper hatchery rack downstream to the Elochoman Hatchery Bridge located 400' below the upper hatchery rack.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-235, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-235, filed 7/15/98, effective 8/15/98; 98-06-031, § 220-57-235, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-235, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-57-235, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-57-235, filed 5/31/95, effective 7/1/95; 93-08-034 (Order 93-20), § 220-57-235, filed 3/31/93, effective 5/1/93; 87-09-066 (Order 87-16), § 220-57-235, filed 4/21/87; 86-09-020 (Order 86-08), § 220-57-235, filed 4/9/86; 83-07-043 (Order 83-16), § 220-57-235, filed 3/17/83; 81-05-027 (Order 81-13), § 220-57-235, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-235, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-235, filed 1/30/79, effective 4/1/79; Order 76-14, § 220-57-235, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-031.]

WAC 220-57-250 Grays River. Daily Limit A, except release chum and wild coho salmon - September 1 through October 31: Downstream from the south fork. October 1 through October 31 - Release chinook salmon greater than 28 inches in length downstream from south fork to the covered bridge.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-250, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-250, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-250, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-250, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-250, filed 7/1/94, effective 8/1/94; 87-09-066 (Order 87-16), § 220-57-250, filed 4/21/87; 80-03-064 (Order 80-12), § 220-57-250, filed 2/27/80, effective 4/1/80; Order 76-14, § 220-57-250, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-036.]

WAC 220-57-255 Green River (Cowlitz County). Daily Limit A - May 1 through May 31: Downstream from 400 feet below the Green River Hatchery upper water intake. Daily Limit A - June 1 through July 31.

Daily Limit A, except release chum and wild coho and no more than one adult chinook may be retained - August 1 through November 30. October 1 through November 30 release chinook greater than 28 inches in length. Closed waters: All tributaries, mainstem source downstream to 2800 Bridge, all waters within 400 feet of hatchery rack when installed and September 1 through November 30 all waters within 400 feet of water intake at the upper end of the hatchery.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-255, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-255, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-255, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-255, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-255, filed 7/1/94, effective 8/1/94; 93-08-034 (Order 93-20), § 220-57-255, filed 3/31/93, effective 5/1/93; 92-11-012 (Order 92-19), § 220-57-255, filed 5/12/92, effective 6/12/92; 82-07-047 (Order 82-19), § 220-57-255, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-255, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-255, filed 2/27/80, effective

4/1/80; 78-03-034 (Order 78-8), § 220-57-255, filed 2/21/78, effective 4/1/78; Order 76-14, § 220-57-255, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-037.]

WAC 220-57-260 Green (Duwamish) River (King County). Special daily limit of two chum salmon - November 1 through December 31: Downstream from 400 feet below the Tacoma Headwork Dam to the Highway 18 Bridge. Daily Limit A except release chinook salmon - October 16 through December 31: Downstream from the Highway 18 Bridge to the Auburn Eighth Street N.E. Bridge. Daily Limit A except release chinook salmon - October 1 through December 31: Downstream from the Eighth Street Bridge.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-260, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-260, filed 5/31/95, effective 7/1/95; 90-06-026, § 220-57-260, filed 2/28/90, effective 3/31/90; 89-07-060 (Order 89-12), § 220-57-260, filed 3/16/89; 86-09-020 (Order 86-08), § 220-57-260, filed 4/9/86; 83-07-043 (Order 83-16), § 220-57-260, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-260, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-260, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-260, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-260, filed 1/30/79, effective 4/1/79; Order 77-3, § 220-57-260, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-260, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-038.]

WAC 220-57-270 Hoh River. (1) Daily Limit C - June 1 through August 31: Downstream from the mouth of the south fork Hoh to the Morgan's Crossing boat launch, including Olympic National Park.

(2) Daily Limit C - June 1 through October 15: Downstream from the Morgan's Crossing boat launch to the Highway 101 Bridge.

(3) Daily Limit A - October 16 through November 30: Downstream from Morgan's Crossing boat launch to the Highway 101 Bridge.

(4) Daily Limit C - June 1 through August 31: Downstream from the Highway 101 Bridge.

(5) Daily Limit A - September 1 through November 30: Downstream from the Highway 101 Bridge.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-270, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-270, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-270, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-270, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-270, filed 7/1/94, effective 8/1/94; 90-06-026, § 220-57-270, filed 2/28/90, effective 3/31/90; 89-07-060 (Order 89-12), § 220-57-270, filed 3/16/89; 87-09-066 (Order 87-16), § 220-57-270, filed 4/21/87; 84-09-026 (Order 84-22), § 220-57-270, filed 4/11/84; 83-07-043 (Order 83-16), § 220-57-270, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-270, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-270, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-270, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-270, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57-270, filed 2/21/78, effective 4/1/78; Order 77-3, § 220-57-270, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-270, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-040.]

WAC 220-57-280 Hoquiam River—All forks. Daily Limit A except release adult chinook - October 1 through November 15: Downstream from Dekay Road Bridge on west fork and downstream from flat car bridge near Berryman Creek on east fork. Single barbless hooks required.

Daily Limit A except release adult chinook and wild adult coho - November 16 through January 31: Downstream from Dekay Road Bridge on west fork and downstream from flat car bridge near Berryman Creek on east fork.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-280, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-280, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-280, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-280, filed 7/1/94, effective 8/1/94; 89-07-060 (Order 89-12), § 220-57-280, filed 3/16/89; 87-09-066 (Order 87-16), § 220-57-280, filed 4/21/87; 84-09-026 (Order 84-22), § 220-57-280, filed 4/11/84; 83-07-043 (Order 83-16), § 220-57-280, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-280, filed 3/18/82; Order 76-14, § 220-57-280, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-042.]

WAC 220-57-285 Humptulips River. Daily Limit A, except release adult chinook and wild adult coho - October 1 through November 30: Downstream from the confluence of east and west forks. Single point barbless hooks required.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-285, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-285, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-285, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-285, filed 7/1/94, effective 8/1/94; 89-07-060 (Order 89-12), § 220-57-285, filed 3/16/89; 85-09-048 (Order 85-33), § 220-57-285, filed 4/16/85; 84-09-026 (Order 84-22), § 220-57-285, filed 4/11/84; 83-07-043 (Order 83-16), § 220-57-285, filed 3/17/83; 82-13-040 (Order 82-61), § 220-57-285, filed 6/9/82; 82-07-047 (Order 82-19), § 220-57-285, filed 3/18/82; Order 77-3, § 220-57-285, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-285, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-043.]

WAC 220-57-295 Joe Creek (Grays Harbor County). Daily Limit A except release adult chinook - September 1 through November 30: Downstream from the Ocean Beach Road Bridge to the State Highway 109 Bridge. Single point barbless hooks required.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-295, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-295, filed 5/31/95, effective 7/1/95; 85-09-048 (Order 85-33), § 220-57-295, filed 4/16/85; 84-09-026 (Order 84-22), § 220-57-295, filed 4/11/84; Order 77-3, § 220-57-295, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-295, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-045.]

WAC 220-57-300 Johns River. Daily Limit A, except release adult chinook - October 1 through November 30: Downstream from Balloon Creek. Single point barbless hooks required.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-300, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-300, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-300, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-300, filed 7/1/94, effective 8/1/94; 89-07-060 (Order 89-12), § 220-57-300, filed 3/16/89; 87-09-066 (Order 87-16), § 220-57-300, filed 4/21/87; 84-09-026 (Order 84-22), § 220-57-300, filed 4/11/84; 83-07-043 (Order 83-16), § 220-57-300, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-300, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-300, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-300, filed 2/27/80, effective 4/1/80; Order 77-3, § 220-57-300, filed 4/11/76, effective 3/1/77; Order 76-14, § 220-57-300, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-046.]

WAC 220-57-310 Kalama River. (1) Daily Limit A except release chum and wild coho salmon - August 1

through April 30: Downstream from a point 1,000 feet below the fishway at the upper salmon hatchery. October 1 through December 31 release chinook over 28 inches in length downstream to natural gas pipeline crossing.

(2) Fishing from boats with motors is prohibited at all times in waters upstream of the Modrow Bridge.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-310, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-310, filed 7/15/98, effective 8/15/98; 98-06-031, § 220-57-310, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-310, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-57-310, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-57-310, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-310, filed 7/1/94, effective 8/1/94; 93-08-034 (Order 93-20), § 220-57-310, filed 3/31/93, effective 5/1/93; 87-09-066 (Order 87-16), § 220-57-310, filed 4/21/87; 85-09-017 (Order 85-20), § 220-57-310, filed 4/9/85; 82-07-047 (Order 82-19), § 220-57-310, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-310, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-310, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-310, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57-310, filed 2/21/78, effective 4/1/78; Order 77-3, § 220-57-310, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-310, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-048.]

WAC 220-57-313 Kennedy Creek. Daily Limit A, except release coho - October 1 through November 30: Downstream from the Highway 101 Bridge to mouth. Barbless hooks only.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-313, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-313, filed 5/31/95, effective 7/1/95; 91-08-054 (Order 91-13), § 220-57-313, filed 4/2/91, effective 5/3/91.]

WAC 220-57-315 Klickitat River. Daily Limit C - June 1 through July 31: Downstream from fishing boundary markers at the downstream end of the Klickitat River Salmon Hatchery to 400 feet upstream from the No. 5 Fishway. Daily Limit A - August 1 through November 30: Downstream from fishing boundary markers at the downstream end of the Klickitat River Salmon Hatchery to 400 feet upstream from the No. 5 Fishway.

Daily Limit A - June 1 through January 31: Downstream from Fisher Hill Bridge.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-315, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-315, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-315, filed 5/31/95, effective 7/1/95; 93-08-034 (Order 93-20), § 220-57-315, filed 3/31/93, effective 5/1/93; 87-09-066 (Order 87-16), § 220-57-315, filed 4/21/87; 83-07-043 (Order 83-16), § 220-57-315, filed 3/17/83; 82-14-090 (Order 82-75), § 220-57-315, filed 7/7/82; 82-07-047 (Order 82-19), § 220-57-315, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-315, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-315, filed 2/27/80, effective 4/1/80; Order 76-14, § 220-57-315, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-049.]

WAC 220-57-319 Lewis River. (1) Mainstem:

(a) Special daily limit of one salmon - May 1 through July 31: Downstream from east fork to mouth.

(b) Daily Limit A except release chum and wild coho salmon - August 1 through April 30: Downstream from east fork to mouth. August 1 through December 31 release chinook salmon.

(2) East fork: Closed waters.

(3) North fork:

(a) Daily Limit A except release chum, chinook and wild coho salmon - August 1 through September 30: Downstream from Merwin Dam to Colvin Creek.

(b) Daily Limit A except release chum and wild coho - January 1 through April 30: Downstream from Merwin Dam to Colvin Creek.

(c) Daily Limit A except release chum and wild coho - August 1 through April 30: Downstream from Colvin Creek to mouth. August 1 through December 31 release chinook salmon.

(d) Special daily limit of one salmon - May 1 through July 31: Downstream from Colvin Creek to mouth.

At all times it is unlawful to take, fish for or possess salmon taken for personal use from waters shoreward of the cable, buoy, and corkline located at the mouth of the Lewis River Salmon Hatchery Fishway.

(4) Spring chinook season limit: A total of 5 salmon may be taken from the Lewis River system during each April 1st through the following July 31st.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-319, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-319, filed 7/15/98, effective 8/15/98; 98-06-031, § 220-57-319, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-319, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-57-319, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-57-319, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-319, filed 7/1/94, effective 8/1/94; 93-08-034 (Order 93-20), § 220-57-319, filed 3/31/93, effective 5/1/93; 86-09-020 (Order 86-08), § 220-57-319, filed 4/9/86; 84-09-026 (Order 84-22), § 220-57-319, filed 4/11/84; 83-07-043 (Order 83-16), § 220-57-319, filed 3/17/83; 81-05-027 (Order 81-13), § 220-57-319, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-319, filed 2/27/80, effective 4/1/80; Order 77-3, § 220-57-319, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-319, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-050 (part).]

WAC 220-57-321 Little White Salmon River (Drano Lake). Daily Limit A except release wild coho - August 1 through December 31: Downstream from markers downstream from federal salmon hatchery.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-321, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-321, filed 5/31/95, effective 7/1/95.]

WAC 220-57-335 Naselle River. (1) Daily Limit A except release wild adult coho salmon - July 1 through January 31: Downstream from the Highway 4 Bridge to Highway 101 Bridge. Single point barbless hooks required.

(2) Daily Limit A except release wild adult coho salmon - October 16 through January 31: Downstream from the Crown Mainline (Salme) Bridge to the Highway 4 Bridge. Single point barbless hooks required.

(3) Waters within 400 feet both upstream and downstream from the entrance to the Naselle Salmon Hatchery Attraction Channel are closed to salmon angling at all times.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-335, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-335, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-335, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-335, filed 7/1/94, effective 8/1/94; 89-07-060 (Order 89-12), § 220-57-335, filed 3/16/89; 88-10-013 (Order 88-

15), § 220-57-335, filed 4/26/88; 87-09-066 (Order 87-16), § 220-57-335, filed 4/21/87; 86-09-020 (Order 86-08), § 220-57-335, filed 4/9/86; 85-09-017 (Order 85-20), § 220-57-335, filed 4/9/85; 84-09-026 (Order 84-22), § 220-57-335, filed 4/11/84; 80-03-064 (Order 80-12), § 220-57-335, filed 2/27/80, effective 4/1/80; Order 76-14, § 220-57-335, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-057.]

WAC 220-57-340 Nemah River. (1) Middle Nemah, Daily Limit A except release wild adult coho salmon - July 1 through January 31: Downstream from the department of natural resources bridge on the Middle Nemah A Line Road. Single point barbless hooks required.

(2) North Nemah - Daily Limit A except release wild adult coho salmon - October 1 through January 31: Downstream from lower bridge on dead end Lower Nemah Road to the mouth. Single point barbless hooks required.

(3) South Nemah - Daily Limit A except release wild adult coho salmon - July 1 through January 31: Downstream from the confluence of the Middle Nemah to the mouth. Single point barbless hooks required.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-340, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-340, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-340, filed 5/31/95, effective 7/1/95; 91-08-054 (Order 91-13), § 220-57-340, filed 4/2/91, effective 5/3/91; 89-07-060 (Order 89-12), § 220-57-340, filed 3/16/89; 84-09-026 (Order 84-22), § 220-57-340, filed 4/11/84; 83-07-043 (Order 83-16), § 220-57-340, filed 3/17/83; 80-03-064 (Order 80-12), § 220-57-340, filed 2/27/80, effective 4/1/80; Order 77-3, § 220-57-340, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-340, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-058.]

WAC 220-57-341 Newaukum River—Including south fork. Daily Limit A except release wild adult coho and adult chinook - November 16 through January 31: Downstream from Gheer Creek. Single point barbless hooks required.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-341, filed 7/20/99, effective 8/20/99.]

WAC 220-57-342 Niawiakum River. Daily Limit A except release wild adult coho - July 1 through January 31: Downstream from the South Bend-Palix Road Bridge. Single point barbless hooks required.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-342, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-342, filed 5/31/95, effective 7/1/95; 89-07-060 (Order 89-12), § 220-57-342, filed 3/16/89.]

WAC 220-57-350 Nooksack River. (1) Special daily limit of two salmon except release chinook - September 1 through December 31: Downstream from the confluence of north and south forks to Lummi Indian Reservation boundary.

(2) North Fork - Special daily limit of two salmon except release chinook - October 1 through October 31: Downstream from Maple Creek to mouth of north fork.

(3) South Fork - Special daily limit of two salmon except release chinook - October 1 through November 30: Downstream from Skookum Creek to mouth of south fork. Selective gear rules.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-350, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-

122), § 220-57-350, filed 7/15/98, effective 8/15/98; 98-06-031, § 220-57-350, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-57-350, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-57-350, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-350, filed 7/1/94, effective 8/1/94; 93-08-034 (Order 93-20), § 220-57-350, filed 3/31/93, effective 5/1/93; 89-07-060 (Order 89-12), § 220-57-350, filed 3/16/89; 86-09-020 (Order 86-08), § 220-57-350, filed 4/9/86; 85-09-017 (Order 85-20), § 220-57-350, filed 4/9/85; 83-07-043 (Order 83-16), § 220-57-350, filed 3/17/83; 82-13-040 (Order 82-61), § 220-57-350, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-350, filed 2/17/81, effective 4/1/81; 79-02-052 (Order 79-7), § 220-57-350, filed 1/30/79, effective 4/1/79; Order 77-3, § 220-57-350, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-350, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-060.]

WAC 220-57-355 North River. Daily Limit A except release wild adult coho salmon - July 1 through January 31 - downstream from the mouth of Salmon Creek. Single point barbless hooks required.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-355, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-355, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-355, filed 5/31/95, effective 7/1/95; Order 76-14, § 220-57-355, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-061.]

WAC 220-57-365 Palix River. Daily Limit A except release wild adult coho salmon - July 1 through January 31: Downstream from the confluence of the south and middle forks to the Highway 101 Bridge. Single point barbless hooks required.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-365, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-365, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-365, filed 5/31/95, effective 7/1/95; 89-07-060 (Order 89-12), § 220-57-365, filed 3/16/89; 84-09-026 (Order 84-22), § 220-57-365, filed 4/11/84; Order 76-14, § 220-57-365, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-064.]

WAC 220-57-380 Quilcene (Big Quilcene) River. Special daily limit of 2 coho salmon - August 16 through October 31: Downstream from the Highway 101 Bridge to Rogers Street. Selective gear rules. Closed to fishing from one hour after official sunset to one hour before official sunrise.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-380, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080. 93-08-034 (Order 93-20), § 220-57-380, filed 3/31/93, effective 5/1/93; 89-07-060 (Order 89-12), § 220-57-380, filed 3/16/89; 88-10-012 (Order 88-14), § 220-57-380, filed 4/26/88; 87-09-066 (Order 87-16), § 220-57-380, filed 4/21/87; 82-07-047 (Order 82-19), § 220-57-380, filed 3/18/82; Order 77-3, § 220-57-380, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-380, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-069.]

WAC 220-57-405 Samish River. Special daily limit of 2 salmon - July 1 through October 15: Downstream from the Thomas Road Bridge to the Bayview-Edison Road Bridge. Special daily limit of 2 salmon - October 16 through December 31: Downstream from Interstate 5 Bridge to the Bayview-Edison Road Bridge.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-405, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-405, filed 5/31/95, effective 7/1/95; 92-11-012 (Order 92-19), § 220-57-405, filed 5/12/92, effective 6/12/92; 89-07-060 (Order 89-12), § 220-57-405, filed 3/16/89; 82-

07-047 (Order 82-19), § 220-57-405, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-405, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-405, filed 2/27/80, effective 4/1/80; Order 77-3, § 220-57-405, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-405, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-075.]

WAC 220-57-415 Satsop River—Mainstem and east fork. Daily Limit A except release adult chinook - October 1 through January 31: Downstream from the bridge at Schafer State Park on east fork. November 16 through January 31 release wild adult coho.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-415, filed 7/20/99, effective 8/20/99. RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-415, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-415, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-415, filed 7/1/94, effective 8/1/94; 89-07-060 (Order 89-12), § 220-57-415, filed 3/16/89; 87-09-066 (Order 87-16), § 220-57-415, filed 4/21/87; 83-07-043 (Order 83-16), § 220-57-415, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-415, filed 3/18/82; 80-03-064 (Order 80-12), § 220-57-415, filed 2/27/80, effective 4/1/80; Order 77-3, § 220-57-415, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-415, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-078.]

WAC 220-57-425 Skagit River. (1) Special daily limit of 2 salmon except release chinook salmon - October 1 through December 31: Downstream from the pipeline crossing at Sedro Wooley.

(2) Special daily limit of 2 salmon except release chinook salmon - October 1 through November 30: Downstream from the Dalles Bridge at Concrete to the pipeline crossing at Sedro Wooley.

(3) Special daily limit of 2 chum salmon - November 1 through December 31: Downstream from the mouth of the Cascade River to the Dalles Bridge.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-425, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-425, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-425, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-57-425, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-57-425, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-425, filed 7/1/94, effective 8/1/94; 93-14-043 (Order 93-36), § 220-57-425, filed 6/29/93, effective 7/30/93; 92-11-012 (Order 92-19), § 220-57-425, filed 5/12/92, effective 6/12/92; 91-14-047 (Order 91-41), § 220-57-425, filed 6/27/91, effective 7/28/91; 89-07-060 (Order 89-12), § 220-57-425, filed 3/16/89; 85-09-017 (Order 85-20), § 220-57-425, filed 4/9/85; 82-07-047 (Order 82-19), § 220-57-425, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-425, filed 2/17/81, effective 4/1/81; Order 77-3, § 220-57-425, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-425, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-081.]

WAC 220-57-430 Skokomish River. Special daily limit of 6 salmon, not more than 4 of which may be adult salmon and of the adult salmon not more than one of which may be a chinook - August 1 through December 15: Downstream from the Highway 101 Bridge. August 1 through October 15 release chum.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-430, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-430, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-430, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-430, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-430, filed 7/1/94, effective 8/1/94; 93-14-043 (Order 93-36), § 220-57-430, filed 6/29/93, effective 7/30/93; 92-11-012 (Order 92-19), § 220-57-430, filed 5/12/92, effective 6/12/92; 91-14-047 (Order 91-41), § 220-57-430,

filed 6/27/91, effective 7/28/91; 89-07-060 (Order 89-12), § 220-57-430, filed 3/16/89; 84-09-026 (Order 84-22), § 220-57-430, filed 4/11/84; 82-13-040 (Order 82-61), § 220-57-430, filed 6/9/82; Order 77-3, § 220-57-430, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-430, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-082.]

WAC 220-57-435 Skykomish River. Special daily limit of two salmon except release chinook in the entire river and release pink salmon downstream from the confluence of the north and south forks to the mouth of the Sultan River - September 1 through December 31: Downstream from the confluence of north and south forks.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-435, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-435, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-435, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-57-435, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-57-435, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-435, filed 7/1/94, effective 8/1/94; 92-11-012 (Order 92-19), § 220-57-435, filed 5/12/92, effective 6/12/92; 89-07-060 (Order 89-12), § 220-57-435, filed 3/16/89; 86-09-020 (Order 86-08), § 220-57-435, filed 4/9/86; 82-13-040 (Order 82-61), § 220-57-435, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-435, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-435, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-435, filed 1/30/79, effective 4/1/79; Order 77-3, § 220-57-435, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-435, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-083.]

WAC 220-57-440 Smith Creek (Pacific County). Daily Limit A except release wild adult coho - July 1 through January 31: Downstream from Highway 101 Bridge to the mouth. Single point barbless hooks required.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-440, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-440, filed 5/31/95, effective 7/1/95; 89-07-060 (Order 89-12), § 220-57-440, filed 3/16/89; 84-09-026 (Order 84-22), § 220-57-440, filed 4/11/84; 80-03-064 (Order 80-12), § 220-57-440, filed 2/27/80, effective 4/1/80; Order 76-14, § 220-57-440, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-084.]

WAC 220-57-450 Snohomish River. (1) Special daily limit of two salmon except release chinook salmon - September 1 through December 31: Downstream from confluence of Skykomish and Snoqualmie rivers.

(2) During even-numbered years it is unlawful to retain pink salmon.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-450, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-450, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 97-20-071 (Order 97-202), § 220-57-450, filed 9/25/97, effective 10/26/97; 96-11-078 (Order 96-44), § 220-57-450, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-57-450, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-450, filed 7/1/94, effective 8/1/94; 92-11-012 (Order 92-19), § 220-57-450, filed 5/12/92, effective 6/12/92; 89-07-060 (Order 89-12), § 220-57-450, filed 3/16/89; 86-09-020 (Order 86-08), § 220-57-450, filed 4/9/86; 82-13-040 (Order 82-61), § 220-57-450, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-450, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-450, filed 2/27/80, effective 4/1/80; Order 77-3, § 220-57-450, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-450, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-086.]

WAC 220-57-462 Soos Creek. Special daily limit of two salmon - September 1 through October 31: Downstream from the bridge near the hatchery residence. Only one single hook may be used. Open only to persons less than fifteen

years of age. Closed to fishing from one hour after official sunset to one hour before official sunrise.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-462, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-462, filed 7/15/98, effective 8/15/98.]

WAC 220-57-465 Stillaguamish River. Special daily limit of two salmon except release chinook and coho - September 1 through December 31: Downstream from confluence of north and south forks except waters of Cook Slough are closed at all times from the water flow control structure to a point 400 feet downstream. From confluence to Warm Beach-Stanwood Highway - 14-inch minimum and closed to fishing from one hour after official sunset to one hour before official sunrise at all times. Selective gear rules September 1 through November 30.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-465, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-465, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-465, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-57-465, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-57-465, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-465, filed 7/1/94, effective 8/1/94; 93-08-034 (Order 93-20), § 220-57-465, filed 3/31/93, effective 5/1/93; 92-11-012 (Order 92-19), § 220-57-465, filed 5/12/92, effective 6/12/92; 90-06-026, § 220-57-465, filed 2/28/90, effective 3/31/90; 89-07-060 (Order 89-12), § 220-57-465, filed 3/16/89; 85-09-017 (Order 85-20), § 220-57-465, filed 4/9/85; 82-13-040 (Order 82-61), § 220-57-465, filed 6/9/82; 81-05-027 (Order 81-13), § 220-57-465, filed 2/17/81, effective 4/1/81; 79-02-052 (Order 79-7), § 220-57-465, filed 1/30/79, effective 4/1/79; Order 76-14, § 220-57-465, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-089.]

WAC 220-57-470 Tahuya River. Special daily limit of 2 coho - September 16 through October 31: Downstream from a marker approximately one mile above North Shore Road Bridge.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-470, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080. 91-14-047 (Order 91-41), § 220-57-470, filed 6/27/91, effective 7/28/91; 89-07-060 (Order 89-12), § 220-57-470, filed 3/16/89; 82-13-040 (Order 82-61), § 220-57-470, filed 6/9/82; Order 76-14, § 220-57-470, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-091.]

WAC 220-57-480 Toutle River—North Fork. Daily Limit A, except no more than one adult chinook and release chum and wild coho - August 1 through November 30: Downstream from the posted deadline at the fish collection facility to the Highway 504 Bridge near Kidd Valley. October 1 through November 30 release chinook greater than 28 inches in length.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-480, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-480, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-480, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-480, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-480, filed 7/1/94, effective 8/1/94; 82-07-047 (Order 82-19), § 220-57-480, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-480, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-480, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-480, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57-480, filed 2/21/78, effective 4/1/78; Order 77-3, § 220-57-480, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-480, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-093.]

WAC 220-57-495 Washougal River. Daily Limit A except release chum and wild coho salmon - August 1 through March 15: Upstream of the Little Washougal River - October 1 through December 31 release chinook greater than 28 inches in length.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-495, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-495, filed 7/15/98, effective 8/15/98; 98-06-031, § 220-57-495, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-495, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 96-11-078 (Order 96-44), § 220-57-495, filed 5/13/96, effective 6/13/96; 95-12-027 (Order 95-46), § 220-57-495, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-495, filed 7/1/94, effective 8/1/94; 93-08-034 (Order 93-20), § 220-57-495, filed 3/31/93, effective 5/1/93; 88-10-013 (Order 88-15), § 220-57-495, filed 4/26/88; 87-09-066 (Order 87-16), § 220-57-495, filed 4/21/87; 85-09-017 (Order 85-20), § 220-57-495, filed 4/9/85; 83-07-043 (Order 83-16), § 220-57-495, filed 3/17/83; 80-03-064 (Order 80-12), § 220-57-495, filed 2/27/80, effective 4/1/80; Order 77-3, § 220-47-495 (codified WAC 220-57-495), filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-495, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-098.]

WAC 220-57-505 White Salmon River. (1) Daily Limit A except release wild coho - November 16 through April 30: Downstream from 400 feet below Condit Dam to the power house below Condit Dam.

(2) Daily Limit A - August 1 through April 30 except release wild coho at all times and release adult salmon October 1 through December 31: Downstream from the power house below Condit Dam.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-505, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-505, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-505, filed 5/31/95, effective 7/1/95; 90-06-026, § 220-57-505, filed 2/28/90, effective 3/31/90; 88-10-013 (Order 88-15), § 220-57-505, filed 4/26/88; 87-09-066 (Order 87-16), § 220-57-505, filed 4/21/87; 85-09-017 (Order 85-20), § 220-57-505, filed 4/9/85; 82-07-047 (Order 82-19), § 220-57-505, filed 3/18/82; 81-05-027 (Order 81-13), § 220-57-505, filed 2/17/81, effective 4/1/81; 80-03-064 (Order 80-12), § 220-57-505, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-505, filed 1/30/79, effective 4/1/79; Order 76-14, § 220-57-505, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-100.]

WAC 220-57-510 Willapa River. (1) Daily Limit A except release wild adult coho salmon - July 1 through January 31: Downstream from Highway 6 Bridge, approximately 2 miles below the mouth of Trap Creek, to the department boat launch in South Bend. Single point barbless hooks required.

(2) Daily Limit A except release wild adult coho salmon - October 16 through January 31: Downstream from mouth of Fork Creek to the Highway 6 Bridge approximately 2 miles below the mouth of Trap Creek. Single point barbless hooks required.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-510, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-510, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-510, filed 5/31/95, effective 7/1/95; 89-07-060 (Order 89-12), § 220-57-510, filed 3/16/89; 87-09-066 (Order 87-16), § 220-57-510, filed 4/21/87; 85-09-017 (Order 85-20), § 220-57-510, filed 4/9/85; 84-09-026 (Order 84-22), § 220-57-510, filed 4/11/84; 80-03-064 (Order 80-12), § 220-57-510, filed 2/27/80, effective 4/1/80; Order 76-14, § 220-57-510, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-102.]

WAC 220-57-515 Wind River. (1) Daily Limit A except release wild coho - August 1 through October 31: Downstream from the Burlington Northern Railroad Bridge to the mouth.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-515, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-515, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-515, filed 5/31/95, effective 7/1/95; 88-10-013 (Order 88-15), § 220-57-515, filed 4/26/88; 83-07-043 (Order 83-16), § 220-57-515, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-515, filed 3/18/82; 80-03-064 (Order 80-12), § 220-57-515, filed 2/27/80, effective 4/1/80; 79-02-052 (Order 79-7), § 220-57-515, filed 1/30/79, effective 4/1/79; 78-03-034 (Order 78-8), § 220-57-515, filed 2/21/78, effective 4/1/78; Order 77-3, § 220-57-515, filed 1/28/77, effective 3/1/77; Order 76-14, § 220-57-515, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-103.]

WAC 220-57-520 Wishkah River. Daily Limit A except release adult chinook - October 1 through January 31: Downstream from the mouth of the west fork. November 16 through January 31 release wild adult coho. October 1 through November 15 single point barbless hooks required.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-520, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-520, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-520, filed 7/1/94, effective 8/1/94; 89-07-060 (Order 89-12), § 220-57-520, filed 3/16/89; 87-09-066 (Order 87-16), § 220-57-520, filed 4/21/87; 84-09-026 (Order 84-22), § 220-57-520, filed 4/11/84; 83-07-043 (Order 83-16), § 220-57-520, filed 3/17/83; 82-07-047 (Order 82-19), § 220-57-520, filed 3/18/82; Order 76-14, § 220-57-520, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-104.]

WAC 220-57-525 Wynoochee River. Daily Limit A except release adult chinook - October 1 through January 31: Downstream from the 7400 line bridge upstream of the mouth of Schafer Creek. October 1 through November 15 - single point barbless hooks required. November 16 through January 31 - release wild adult coho.

[Statutory Authority: RCW 75.08.080 and 77.12.040. 99-15-081 (Order 99-102), § 220-57-525, filed 7/20/99, effective 8/20/99; 98-15-081 (Order 98-122), § 220-57-525, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080 and 75.12.040. 97-18-035, § 220-57-525, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. 95-12-027 (Order 95-46), § 220-57-525, filed 5/31/95, effective 7/1/95; 94-14-069, § 220-57-525, filed 7/1/94, effective 8/1/94; 89-07-060 (Order 89-12), § 220-57-525, filed 3/16/89; 87-09-066 (Order 87-16), § 220-57-525, filed 4/21/87; 84-09-026 (Order 84-22), § 220-57-525, filed 4/11/84; 83-07-043 (Order 83-16), § 220-57-525, filed 3/17/83; 82-14-090 (Order 82-75), § 220-57-525, filed 7/7/82; 82-07-047 (Order 82-19), § 220-57-525, filed 3/18/82; 80-03-064 (Order 80-12), § 220-57-525, filed 2/27/80, effective 4/1/80; Order 76-14, § 220-57-525, filed 3/15/76, effective 5/1/76. Formerly WAC 220-57-105.]

Chapter 220-69 WAC

FISH RECEIVING TICKETS—WEIGHT DELIVERY SHEETS

WAC

220-69-210	Purpose.
220-69-220	Definition of terms.
220-69-230	Description of Washington state nontreaty fish receiving tickets.
220-69-234	Description of treaty Indian fish receiving ticket.
220-69-23402	Description of aquatic farm production report.
220-69-236	Description of catch record cards and required information.
220-69-237	Repealed.
220-69-238	Repealed.
220-69-239	Repealed.
220-69-240	Duties of commercial purchasers and receivers.

220-69-241	Duties of commercial fisherman.
220-69-250	Required information on nontreaty fish receiving tickets.
220-69-254	Required information on treaty Indian fish receiving tickets.
220-69-260	Distribution of copies of Puget Sound and troll fish receiving ticket.
220-69-262	Distribution of copies of marine and utility fish receiving ticket.
220-69-264	Distribution of copies of treaty Indian fish receiving tickets.
220-69-26401	Distribution of copies of shellfish receiving ticket.
220-69-271	Dealer and buyer plates.
220-69-273	Imprinters.
220-69-280	Fish receiving ticket accountability.
220-69-290	Annual production report.
220-69-300	Commercial food fish and shellfish transportation ticket.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

220-69-237	Description of sport salmon catch record and required information. [Statutory Authority: RCW 75.08.080, 90-17-080 (Order 90-55), § 220-69-237, filed 8/16/90, effective 9/16/90; 90-03-068 (Order 90-05), § 220-69-237, filed 1/19/90, effective 2/19/90; 89-07-071 (Order 89-05), § 220-69-237, filed 3/20/89; 84-09-026 (Order 84-22), § 220-69-237, filed 4/11/84; 83-24-049 (Order 83-203), § 220-69-237, filed 12/2/83; Order 77-121, § 220-69-237, filed 10/19/77; Order 76-153, § 220-69-237, filed 12/17/76.] Repealed by 99-17-066 (Order 99-125), filed 8/13/99, effective 4/1/00. Statutory Authority: RCW 75.08.080 and 77.12.040.
220-69-238	Description of sturgeon catch record and required information. [Statutory Authority: RCW 75.08.080, 90-17-080 (Order 90-55), § 220-69-238, filed 8/16/90, effective 9/16/90; 90-03-068 (Order 90-05), § 220-69-238, filed 1/19/90, effective 2/19/90; 89-07-071 (Order 89-05), § 220-69-238, filed 3/20/89; 88-05-002 (Order 88-03), § 220-69-238, filed 2/4/88.] Repealed by 99-17-066 (Order 99-125), filed 8/13/99, effective 4/1/00. Statutory Authority: RCW 75.08.080 and 77.12.040.
220-69-239	Description of halibut catch record card and required information. [Statutory Authority: RCW 75.08.080, 90-17-080 (Order 90-55), § 220-69-239, filed 8/16/90, effective 9/16/90.] Repealed by 99-17-066 (Order 99-125), filed 8/13/99, effective 4/1/00. Statutory Authority: RCW 75.08.080 and 77.12.040.

WAC 220-69-210 Purpose. The purpose of this chapter shall be to:

- (1) Describe the use of all department catch reporting forms.
- (2) Describe the duties of fisherman, sellers, deliverers, growers, purchasers, and receivers regarding catch reporting.
- (3) Describe the required information on each catch reporting form.
- (4) Describe the distribution of each copy of each catch reporting form.
- (5) Describe the use of mechanical imprinters, imprinter cards, and imprinter plates.
- (6) Describe the accountability methods for all catch reporting forms.
- (7) Ensure compliance with all orders of this chapter.

[Statutory Authority: RCW 75.08.080, 00-01-145 (Order 99-221), § 220-69-210, filed 12/20/99, effective 1/20/00; Order 76-153, § 220-69-210, filed 12/17/76.]

WAC 220-69-220 Definition of terms. (1) **Department** as referred to in this chapter means:

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Information Systems

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600 Capitol Way North
Olympia, Washington 98501-1091

(2) **Dealer** as referred to in this chapter means the original purchaser or receiver of food fish, shellfish, or parts thereof.

(3) **Buyer** as referred to in this chapter means the person who receives food fish, shellfish, or parts thereof on behalf of a dealer whose name appears on the buyer's license.

(4) **Fisher** as referred to in this chapter means the person who catches or delivers food fish, shellfish, or parts thereof.

(5) **Original receiver or receiver** as referred to in this chapter means the first person in possession of food fish or shellfish in the state of Washington who is a licensed wholesale dealer or fish handler or who is acting in that capacity, after the food fish or shellfish have been caught or harvested by a commercial fisher.

(6) **Treaty** as referred to in this chapter means any person, group, or activity thereof made unique by virtue of descendancy from Indian tribes signatory to treaties made with the United States government in the mid-1850's where such treaties reserved certain rights in what is now the state of Washington or waters bordering that state.

(7) **Nontreaty** as used in this chapter means all entities not qualified by definition as treaty.

(8) **Treaty Indian** as referred to in this chapter means an individual treaty Indian fisher.

(9) **Working day** as referred to in this chapter means Monday through Friday exclusive of a Washington state or federal holiday.

[Statutory Authority: RCW 75.08.080, 00-01-145 (Order 99-221), § 220-69-220, filed 12/20/99, effective 1/20/00; 94-01-001, § 220-69-220, filed 12/1/93, effective 1/1/94; 90-03-068 (Order 90-05), § 220-69-220, filed 1/19/90, effective 2/19/90. Statutory Authority: RCW 75.08.080 and 75.58.040, 86-19-043 (Order 86-102), § 220-69-220, filed 9/12/86. Statutory Authority: RCW 75.08.080, 83-24-049 (Order 83-203), § 220-69-220, filed 12/2/83; 78-03-031 (Order 78-7), § 220-69-220, filed 2/17/78; Order 76-153, § 220-69-220, filed 12/17/76.]

WAC 220-69-230 Description of Washington state nontreaty fish receiving tickets. (1) There is hereby created the following nontreaty fish receiving ticket forms to be prepared, printed, and distributed upon request, by the department: Puget Sound salmon, troll, marine, utility, and shellfish. These forms shall contain space for the following information:

- (a) Fisherman: Name of licensed deliverer.
- (b) Address: Address of licensed deliverer.
- (c) Boat name: Name or Coast Guard number of landing vessel.
- (d) WDFW boat registration: Washington department of fish and wildlife boat registration number.
- (e) Gear: Code number or name of specific type of gear used.
- (f) Fisherman's signature: Signature of licensed deliverer.
- (g) Date: Date of landing.
- (h) Dealer: Name of dealer, and department number assigned to dealer.
- (i) Buyer: Name of buyer, and department number assigned to buyer.

(j) Receiver's signature: Signature of original receiver.

(k) Number of days fished: Days spent catching fish.

(l) Fish or shellfish caught inside or outside 3-mile limit:

Check one box.

(m) Catch area: Salmon catch area code if salmon are caught. Marine fish/shellfish catch area code if marine fish are caught or shellfish are caught or harvested.

(n) Tally space for dealer's use: Used at dealer's discretion.

(o) Species code: Department assigned species code.

(p) Number of fish, species description, pounds, and value: Summary information for species landed. All species or categories of bottomfish having a vessel trip limit must be listed separately (see WAC 220-44-050).

(q) Work area for dealer's use: Used at dealer's discretion.

(r) Total amount: Total value of landing.

(s) Take-home fish: Species, number, and pounds of fish or shellfish retained for personal use.

(t) Crew: Name and signature of crew members who take home fish.

(2) The Puget Sound salmon fish receiving ticket shall be used for:

(a) Deliveries of nontreaty salmon caught in inland waters.

(b) Any other delivery of nontreaty salmon where the catch may be easily recorded.

(c) Any imports of fresh salmon into the state of Washington.

(3) The troll fish receiving ticket shall be used for:

(a) Deliveries of nontreaty coastal salmon and incidental catch.

(b) Any other nontreaty deliveries where the species delivered may be easily recorded.

(c) Any imports of fresh salmon into the state of Washington.

(4) The marine fish receiving ticket shall be used for:

(a) Nontreaty deliveries of marine fish or bottomfish that do not include salmon.

(b) Any imports of fresh marine fish or bottomfish.

(5) The utility fish receiving ticket shall be used for:

(a) Any nontreaty deliveries that do not include salmon, where other fish receiving tickets are not appropriate.

(b) Any imports of fresh fish or shellfish that do not include salmon.

(6) The shellfish receiving ticket shall be used for:

(a) Any nontreaty deliveries of shellfish.

(b) Any imports of fresh shellfish.

(c) Any incidental catch of bottomfish made while fishing for shellfish. The species name, total pounds, and price per pounds must be entered for each species of bottomfish caught.

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-230, filed 12/20/99, effective 1/20/00; 85-11-020 (Order 85-43), § 220-69-230, filed 5/10/85; 84-08-014 (Order 84-24), § 220-69-230, filed 3/27/84; 83-24-049 (Order 83-203), § 220-69-230, filed 12/2/83; 80-05-093 (Order 80-27), § 220-69-230, filed 5/2/80; 78-03-031 (Order 78-7), § 220-69-230, filed 2/17/78; Order 76-153, § 220-69-230, filed 12/17/76.]

WAC 220-69-234 Description of treaty Indian fish receiving ticket. (1) There is hereby created a treaty Indian

fish receiving ticket form to be prepared, printed, and distributed upon request, by the department, which shall contain space for the following information:

(a) Tribal name: Name or identification number of tribe.

(b) Fisherman: Name or identification number of deliverer.

(c) Signature: Signature of deliverer on tribal copy of ticket.

(d) Date: Date of landing.

(e) Dealer: Name of dealer, and department number assigned to dealer.

(f) Buyer: Name of buyer, and department number assigned to buyer.

(g) Gear: Code name or number of specific gear type used.

(h) Receiver's signature: Signature of original receiver.

(i) Catch area: River name for river catch, salmon catch area for saltwater salmon catch, marine fish/shellfish catch area for nonsalmon saltwater catch.

(j) Tally space for dealer's use: Used at dealer's discretion.

(k) Species and description: Species name of fish landed.

(l) Number of fish, pounds, and value: Information for each species landed.

(m) Subtotal: Total price of catch landed.

(n) Tribal tax: Tribal tax collected.

(o) Total: Total price paid seller or deliverer.

(p) Take-home fish: Species, number, and pounds of fish retained for personal, ceremonial, or subsistence use.

(2) The treaty Indian fish receiving ticket shall be used for any deliveries of fish or shellfish caught by Washington treaty Indians.

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-234, filed 12/20/99, effective 1/20/00. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-234, filed 9/12/86. Statutory Authority: RCW 75.08.080. 85-11-020 (Order 85-43), § 220-69-234, filed 5/10/85; 83-24-049 (Order 83-203), § 220-69-234, filed 12/2/83; 80-05-093 (Order 80-27), § 220-69-234, filed 5/2/80; 78-03-031 (Order 78-7), § 220-69-234, filed 2/17/78; Order 76-153, § 220-69-234, filed 12/17/76.]

WAC 220-69-23402 Description of aquatic farm production report. (1) There is hereby created an aquaculture production report form to be prepared, printed and distributed on request by the department. The aquatic farmer shall provide the following information:

(a) Firm name: Name of aquaculture firm and telephone number

(b) Firm address: Address of aquaculture firm

(c) Aquatic farm registration number: Department assigned dealer number

(d) Species: Common name of species grown at aquatic farm site

(e) Quantity harvested for sale: Quantity, in production units, of each species harvested for sale each month

(f) Signature: Signature of firm executive or authorized representative and date signed

(2) The aquaculture production report shall be used for monthly reporting of aquaculture production as specified in WAC 220-69-243.

[Statutory Authority: RCW 75.08.080, 00-01-145 (Order 99-221), § 220-69-23402, filed 12/20/99, effective 1/20/00. Statutory Authority: RCW 75.08.080 and 75.58.040, 86-19-043 (Order 86-102), § 220-69-23402, filed 9/12/86. Statutory Authority: RCW 75.08.080, 81-03-032 (Order 81-6), § 220-69-23402, filed 1/13/81.]

WAC 220-69-236 Description of catch record cards and required information. (1) The department shall prepare and distribute catch record cards for the following:

- (a) Anadromous salmon (salmon);
- (b) Dungeness crab;
- (c) Halibut taken from catch record card areas 5 through 13;
- (d) Steelhead;
- (e) Sturgeon taken from the Columbia River, Grays Harbor, and Willapa Bay (including sturgeon taken from any tributary).

(2) Each catch record card shall contain space for the following information, which must be recorded prior to the catch record card being separated from the underlying copy of the catch record card:

- (a) Name of fisher;
- (b) Home address;
- (c) City, state, and zip code;
- (d) Date of issuance.

(3) Each halibut, salmon, steelhead, and sturgeon catch record card shall contain space for the following information:

- (a) Month of catch;
- (b) Day of catch;

(c) Catch record card area, river code, or stream: Location of catch.

(4) Each salmon and sturgeon catch record card shall contain space for a species code.

(5) Each halibut catch record card shall contain space for designating the type of vessel from which the halibut was taken, either charter (c) or personal/kicker (k) boat.

(6) Each sturgeon catch record card shall contain space for the length of fish.

(7) Each Dungeness crab catch record card shall contain space for the following information:

- (a) Month of catch;
- (b) Date of catch;
- (c) Catch record card area;
- (d) Type of crab fishery as described on the Dungeness crab catch record card;
- (e) Total crab retained by fishery type;
- (f) Tally mark for each crab retained.

[Statutory Authority: RCW 75.08.080 and 77.12.040, 99-17-066 (Order 99-125), § 220-69-236, filed 8/13/99, effective 4/1/00.]

WAC 220-69-237 Repealed. See Disposition Table at beginning of this chapter.

WAC 220-69-238 Repealed. See Disposition Table at beginning of this chapter.

WAC 220-69-239 Repealed. See Disposition Table at beginning of this chapter.

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WAC 220-69-240 Duties of commercial purchasers and receivers. (1) Every person originally receiving or purchasing fresh or iced food fish or shellfish or parts thereof, or frozen food fish or shellfish or parts thereof that have not been previously landed in another state, territory, or country from fishermen, firms, or individuals, regardless of whether or not the receiver or purchaser holds a license as required under Title 75 RCW, must immediately, completely, accurately, and legibly prepare the appropriate state of Washington fish receiving ticket regarding each and every purchase or receipt of such commodities. Any employee of a licensed wholesale dealer who has authorization to receive or purchase fish or shellfish for that dealer on the premises of the primary business address or any of its branch plant locations shall be authorized to initiate and sign fish receiving tickets on behalf of his employer. The business or firm shall be responsible for the accuracy and legibility of all such documents initiated in its name. Each delivery must be recorded on a separate state of Washington fish receiving ticket.

(2) State of Washington fish receiving tickets are required for:

(a) Fresh food fish and shellfish landed in the state of Washington including fish or shellfish not purchased, which fish shall be recorded as weigh back or take home fish or shellfish.

(b) Fresh food fish and shellfish previously landed in another state, territory, or country and shipped or transported into the state of Washington to an original receiver.

(c) Frozen food fish or shellfish not previously landed in another state, territory, or country and shipped or transported into the state of Washington to an original receiver.

(3) State of Washington fish receiving tickets are not required for:

(a) Purchases or receipts made by individuals or consumers at retail.

(b) Purchases or receipts from any person possessing a valid Washington wholesale dealer's license except that a wholesale dealer purchasing fish from a commercial fisherman or shellfish gatherer shall complete the appropriate fish receiving ticket regardless of whether the commercial fisherman or shellfish gatherer possesses a wholesale dealer's license. It is the purchaser's responsibility to obtain the name, address, and Washington wholesale dealer's license number, together with such sales receipt documents or information as may be required, to show the deliverer's name, quantity of fish, and date of the transaction and retain these with the food fish or shellfish.

(c) Fresh or frozen food fish or shellfish that are in transit through the state of Washington, if no storage, handling, processing, or repackaging occurs within the state.

(d) Private sector cultured aquatic products.

(4) Fishermen, fishermen-wholesalers, and wholesalers shall determine the weight of baitfish contained in an average and normal brail and multiply the number of such brailers of baitfish by this weight factor and report such baitfish in both dozens and total weight: Provided, That it is lawful for such fishermen, fishermen-wholesalers, and wholesalers, when receiving herring, candlefish, anchovy, or pilchards for bait purposes, to delay completing that portion of the fish receiving ticket which indicates number of herring received, only if

the herring, candlefish, anchovy, or pilchards are sold individually or counted as dozens. Such counts must be entered on the fish tickets immediately. An estimate of herring, candlefish, anchovy, or pilchards caught but not sold due to mortality must be included on the fish ticket as "loss estimate."

(5) It is lawful for an original receiver, when receiving purse seine-caught herring taken from Areas 20A, 20B, 21A, and 21B during the period April 16 through May 31, to delay completing that portion of the fish receiving ticket which indicates the weight of herring received only until the herring are off-loaded from the original receiver's vessel. The herring must then be weighed and the weight immediately entered in the appropriate space on the ticket. A separate state of Washington fish receiving ticket must be initiated at the time of each individual receipt of herring from the purse seine catching vessel.

(6) The original receiver of herring taken from Puget Sound Marine Fish-Shellfish Catch Areas 20A, 20B, 21A, and 21B, during the period April 16 through May 31 must report each calendar day's receipts by noon of the following day to the Department of Fish and Wildlife, LaConner, Washington; telephone (360) 466-4345 ext. 243.

(7) It is unlawful for any person receiving or purchasing geoducks from fishermen, firms, or individuals, regardless of whether or not the purchaser or receiver holds a license as required under Title 75 RCW, to fail to accurately and legibly complete the fish receiving ticket initiated on the harvest tract immediately upon the actual landing of geoducks from the harvesting vessel onto the shore. This fish receiving ticket shall accompany the harvested geoducks from the department of natural resources harvest tract to the point of landing.

(8) It is unlawful for the original receiver of Pacific whiting to fail to enter an estimated weight of Pacific whiting on the fish receiving ticket immediately upon completion of the landing. The exact weights of whiting, by grade, and all incidental species in the landing must be entered on the fish receiving ticket within twenty-four hours of the landing.

(9) It is unlawful for the original receiver of shrimp other than ghost shrimp taken from Puget Sound to fail to report to the department the previous day's purchases by 10:00 a.m. the following morning. Such report must be by telephone call to the Point Whitney Shellfish Laboratory or by facsimile transmission (FAX) to the Point Whitney Shellfish Laboratory. All reports must specify the total number of pounds caught by gear type, Marine Fish-Shellfish Management and Catch Reporting Area, and species. The fish receiving ticket reporting requirement of WAC 220-69-240 remains in effect.

(10) It is unlawful for the original receiver to fail to initiate the completion of the fish receiving ticket immediately upon receipt of any portion of a commercial catch. Should the unloading of a catch take more than one day, the date that the unloading is completed shall be entered on the fish receiving ticket as the date of landing. If, for any purpose, the vessel leaves the unloading site, the original receiver must immediately enter the current date on the fish receiving ticket.

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-240, filed 12/20/99, effective 1/20/00; 97-08-052 (Order 97-55), § 220-69-240, filed 3/31/97, effective 5/1/97. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-240, filed 9/12/86. Statutory Authority: RCW 75.08.080. 85-11-020 (Order 85-43), § 220-69-240, filed 5/10/85; 83-24-049 (Order 83-203), § 220-69-240, filed 12/2/83; 82-

17-040 (Order 82-105), § 220-69-240, filed 8/13/82; 81-11-006 (Order 81-31), § 220-69-240, filed 5/11/81; Order 77-14, § 220-69-240, filed 4/15/77; Order 76-153, § 220-69-240, filed 12/17/76.]

WAC 220-69-241 Duties of commercial fisherman.

(1) Every fisherman selling his food fish or shellfish to the consumer, restaurant, boathouse, or other retail outlet, and every fisherman who places, or attempts to place, into interstate commerce any food fish or shellfish previously landed in this state, or caught, or harvested from the territorial waters of this state, is required to:

(a) Immediately, completely, accurately, and legibly prepare the appropriate state of Washington fish receiving ticket in his own name for each retail sale or out-of-state shipment so made, or

(b) At the close of each day's business, completely, accurately, and legibly prepare the appropriate state of Washington fish receiving ticket in his own name for the total day's activities, or

(2) In the commercial geoduck fishery, a vessel operator so designated by the geoduck tract holder must be present at all times on each vessel commercially harvesting geoducks or having commercially harvested geoducks aboard. For each day's harvest of geoducks from each tract, the designated operator must legibly and accurately enter the following information on a fish receiving ticket before leaving the department of natural resources geoduck harvest tract:

(a) Enter in the "dealer's use" column the number of cages of geoducks harvested.

(b) Write across the top of the fish receiving ticket directly below the tear strip, the harvest vessel name, its Washington department identification number and the date.

(c) Sign the fish receiving ticket as the fisherman.

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-241, filed 12/20/99, effective 1/20/00. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-241, filed 9/12/86. Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-241, filed 12/2/83; 81-11-006 (Order 81-31), § 220-69-241, filed 5/11/81; 81-03-032 (Order 81-6), § 220-69-241, filed 1/13/81; Order 76-153, § 220-69-241, filed 12/17/76.]

WAC 220-69-250 Required information on nontreaty fish receiving tickets. (1) WAC 220-69-230 (1)(a) through (m), (p), (s), and (t) shall be required on each completed nontreaty fish receiving ticket except that WAC 220-69-230 (1)(s) and (t) are not required for bottom fish landings from Pacific Ocean waters and waters of Puget Sound west of the mouth of the Sekiu River.

(2) A valid license card or duplicate license card issued by the department shall be used in conjunction with an approved mechanical imprinter in lieu of WAC 220-69-230 (1)(a) through (e) except as provided in WAC 220-69-273.

(3) A valid dealer or buyer card issued by the department shall be used in conjunction with an approved mechanical imprinter in lieu of WAC 220-69-230 (1)(h) and (i).

(4) During the period December 1 through December 30, the crab inspection certificate number is a required entry on all shellfish receiving tickets documenting landings and sale of Dungeness crab from Pacific Ocean, Coastal Washington, Grays Harbor, Willapa Harbor, and Columbia River waters. The crab inspection certificate number must be entered legi-

bly on the left hand side of the ticket in the space indicated for dealer's use.

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-250, filed 12/20/99, effective 1/20/00. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-250, filed 9/12/86. Statutory Authority: RCW 75.08.080. 85-11-020 (Order 85-43), § 220-69-250, filed 5/10/85; 85-01-010 (Order 84-214), § 220-69-250, filed 12/7/84; 84-08-014 (Order 84-24), § 220-69-250, filed 3/27/84; 83-24-049 (Order 83-203), § 220-69-250, filed 12/2/83; Order 76-153, § 220-69-250, filed 12/17/76.]

WAC 220-69-254 Required information on treaty Indian fish receiving tickets. (1) WAC 220-69-234 (1)(a) through (l) and (p) shall be required on each completed treaty Indian fish receiving ticket.

(2) A valid treaty Indian identification card may be used in lieu of WAC 220-69-234 (1)(a) and (b).

(3) A valid dealer or buyer card issued by the department shall be used in lieu of WAC 220-69-234 (1)(e) and (f).

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-254, filed 12/20/99, effective 1/20/00. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-254, filed 9/12/86. Statutory Authority: RCW 75.08.080. 85-11-020 (Order 85-43), § 220-69-254, filed 5/10/85; 83-24-049 (Order 83-203), § 220-69-254, filed 12/2/83; 78-03-031 (Order 78-7), § 220-69-254, filed 2/17/78; Order 76-153, § 220-69-254, filed 12/17/76.]

WAC 220-69-260 Distribution of copies of Puget Sound and troll fish receiving ticket. State of Washington Puget Sound and troll fish receiving tickets shall be made out in quadruplicate (four copies) at the time of landing. Upon completion of the fish receiving ticket the copies shall be distributed as follows:

(1) The dealer copy #1 (white) shall be retained by receiver for their use.

(2) The state copy (green) shall be mailed to the department. It is required that the state copies be received by the department no later than the sixth working day after the day the ticket was completed by the original receiver.

(3) Dealer copy #2 (yellow) shall be retained by receiver for their use.

(4) Fisher copy (gold) shall be retained by the deliverer for their use.

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-260, filed 12/20/99, effective 1/20/00; 94-01-001, § 220-69-260, filed 12/1/93, effective 1/1/94; 91-05-015 (Order 91-07), § 220-69-260, filed 2/8/91, effective 3/11/91; 90-03-068 (Order 90-05), § 220-69-260, filed 1/19/90, effective 2/19/90. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-260, filed 9/12/86. Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-260, filed 12/2/83; 80-05-093 (Order 80-27), § 220-69-260, filed 5/2/80; Order 76-153, § 220-69-260, filed 12/17/76.]

WAC 220-69-262 Distribution of copies of marine and utility fish receiving ticket. State of Washington marine and utility fish receiving tickets shall be made out in quadruplicate (four copies) at the time of landing. Upon completion of the fish receiving ticket, the copies shall be distributed as follows:

(1) The dealer copy #1 (white) shall be retained by receiver for their use.

(2) The state copy (green) shall be mailed to the department. It is required that the state copy be received by the

department no later than the sixth working day after the day the ticket was completed by the original receiver.

(3) The dealer copy #2 (yellow) shall be retained by receiver for their use.

(4) The fisherman copy (gold) shall be retained by the deliverer for their use.

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-262, filed 12/20/99, effective 1/20/00; 91-05-015 (Order 91-07), § 220-69-262, filed 2/8/91, effective 3/11/91. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-262, filed 9/12/86. Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-262, filed 12/2/83; Order 76-153, § 220-69-262, filed 12/17/76.]

WAC 220-69-264 Distribution of copies of treaty Indian fish receiving tickets. State of Washington treaty Indian fish receiving tickets shall be made out in quintuplicate (five copies) at the time of landing. Upon completion of the treaty Indian fish receiving ticket, the copies shall be distributed as follows:

(1) The dealer copy #1 (white) shall be retained by receiver for their use.

(2) The state copy (green) and the game copy (pink) shall be mailed to the Northwest Indian Fisheries Commission, P.O. Box 5247, Lacey, Washington 98509. It is required that the state copy and game copy be received by the Northwest Indian Fisheries Commission no later than the sixth working day after the day the ticket was completed by the original receiver.

(3) The tribal copy (yellow) shall be mailed with the state and game copies to the Northwest Indian Fisheries Commission, P.O. Box 5247, Lacey, Washington 98509; Provided, That upon written agreement received by the department from a specific tribe and buyer indicating the desire to transmit the tribe's copy directly to the fisherman's tribe, then that one copy may be so disposed.

(4) The fisherman copy (gold) shall be retained by the deliverer for their use.

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-264, filed 12/20/99, effective 1/20/00; 91-05-015 (Order 91-07), § 220-69-264, filed 2/8/91, effective 3/11/91; 90-03-068 (Order 90-05), § 220-69-264, filed 1/19/90, effective 2/19/90. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-264, filed 9/12/86. Statutory Authority: RCW 75.08.080. 85-11-020 (Order 85-43), § 220-69-264, filed 5/10/85; 83-24-049 (Order 83-203), § 220-69-264, filed 12/2/83; 80-05-093 (Order 80-27), § 220-69-264, filed 5/2/80; Order 76-153, § 220-69-264, filed 12/17/76.]

WAC 220-69-26401 Distribution of copies of shellfish receiving ticket. State of Washington shellfish receiving tickets shall be made out in quintuplicate (five copies) at the time of landing. Upon completion of the shellfish receiving ticket, the copies shall be distributed as follows:

(1) The dealer copy #1 (white) shall be retained by receiver for their use.

(2) The state copy #1 (green) shall be mailed to the department. It is required that the state copy be received by the department no later than the sixth working day after the day the ticket was completed by the original receiver.

(3) The state copy #2 (pink) shall be mailed with state copy #1 (green) to the department.

(4) The dealer copy #2 shall be retained by the receiver for their use.

(5) The fisherman copy (gold) shall be retained by the deliverer for their use.

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-26401, filed 12/20/99, effective 1/20/00; 91-05-015 (Order 91-07), § 220-69-26401, filed 2/8/91, effective 3/11/91. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-26401, filed 9/12/86. Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-26401, filed 12/2/83; 80-05-093 (Order 80-27), § 220-69-26401, filed 5/2/80.]

WAC 220-69-271 Dealer and buyer plates. (1) Upon lawful application for a wholesale dealer's license, a dealer's plate will be issued by the department for any receiver acting as or intending to act as an original receiver. The receiver's plate will be designed for use with an approved mechanical imprinting device and shall contain the dealer's name, dealer's license number, year for which the license is valid, and department dealer number.

(2) Upon lawful application for a wholesale buyer's license or a branch plant license, a buyer's plate will be issued by the department for any buyer acting or intending to act on the behalf of an original receiver. The buyer's plate will be designed for use with an approved mechanical imprinting device and shall contain the dealer's name, dealer's license number, year for which the license is valid, department dealer number, buyer name, and department buyer number.

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-271, filed 12/20/99, effective 1/20/00; 80-05-093 (Order 80-27), § 220-69-271, filed 5/2/80; 78-03-031 (Order 78-7), § 220-69-271, filed 2/17/78; Order 76-153, § 220-69-271, filed 12/17/76.]

WAC 220-69-273 Imprinters. Use of a mechanical imprinter approved by the department, in conjunction with a license card or treaty Indian identification card to identify the deliverer, and a dealer plate or buyer plate to identify the receiver on all state of Washington fish receiving tickets is hereby made mandatory.

Provided, That license card information may be recorded manually on the state of Washington fish receiving tickets in the following exceptions:

(1) Oregon licensed fishers delivering fish caught in the Columbia River.

(2) Purchases made from out-of-state firms.

(3) Fishers selling on a delivery license who have not received a delivery license card from the department at the time of their first sale. All subsequent sales require use of a license card.

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-273, filed 12/20/99, effective 1/20/00; 94-01-001, § 220-69-273, filed 12/1/93, effective 1/1/94. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-273, filed 9/12/86. Statutory Authority: RCW 75.08.080. 83-24-049 (Order 83-203), § 220-69-273, filed 12/2/83; Order 76-153, § 220-69-273, filed 12/17/76.]

WAC 220-69-280 Fish receiving ticket accountability. Only current year state of Washington fish receiving tickets shall be used, and shall be subject to the following orders:

(1) Official state of Washington fish receiving tickets may be ordered free of charge from the department.

(2) Fish receiving ticket books shall be used in numerical sequence, starting with the lowest numbered ticket book issued to the purchaser or receiver.

(3) Fish receiving tickets or ticket books shall not be transferred from one purchaser or receiver to another purchaser or receiver without written permission from the department.

(4) Any purchaser or receiver terminating business shall notify the department in writing and shall return all unused fish receiving tickets and ticket books to the department within thirty days after termination of business.

(5) All fish receiving tickets that are incorrectly made out, voided, or otherwise unused, shall be submitted to the department accompanying, and in sequence with, other fish receiving tickets.

(6) All fish receiving tickets that are lost, destroyed, or otherwise missing, shall be accounted for in writing to the department.

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-280, filed 12/20/99, effective 1/20/00. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-280, filed 9/12/86. Statutory Authority: RCW 75.08.080. 85-11-020 (Order 85-43), § 220-69-280, filed 5/10/85; 83-24-049 (Order 83-203), § 220-69-280, filed 12/2/83; 82-17-040 (Order 82-105), § 220-69-280, filed 8/13/82; 80-05-093 (Order 80-27), § 220-69-280, filed 5/2/80; 78-03-031 (Order 78-7), § 220-69-280, filed 2/17/78; Order 76-153, § 220-69-280, filed 12/17/76.]

WAC 220-69-290 Annual production report. There is hereby created a state of Washington annual production report form to be prepared, printed, and distributed annually by the department to all wholesale dealers, canners, custom canners, and by-product manufacturers. The annual production report shall be completed and returned to the department not later than January 31 for the preceding year of business activities.

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-290, filed 12/20/99, effective 1/20/00; Order 76-153, § 220-69-290, filed 12/17/76.]

WAC 220-69-300 Commercial food fish and shellfish transportation ticket. (1) It is unlawful for any person to transport commercial quantities of food fish or shellfish in Washington state unless the person has in possession a completed state of Washington commercial food fish and shellfish transportation ticket (referred to hereafter as a "transportation ticket").

(2) The transportation ticket shall contain space for:

(a) The name of the fisherman who caught the fish.

(b) The fisherman's vessel registration number.

(c) The signature of the fisherman or additional operator.

(d) The name of the transporter.

(e) The signature of the transporter.

(f) The catch area where the food fish or shellfish were caught.

(g) The species of food fish or shellfish being transported.

(h) The number or approximate pounds of food fish or shellfish being transported.

(3) The information in subsection (2)(a) through (h) of this section are required entries on all completed transportation tickets.

(4) The transportation ticket is to be mailed together with the state copy of the fish receiving ticket as provided for in

WAC 220-69-260, 220-69-262, 220-69-264, and 220-69-26401.

(5) It is unlawful for any transporter of commercial quantities of food fish or shellfish to fail to show the transportation ticket, on demand, to a fish and wildlife officer or ex officio fish and wildlife officer.

(6) The provisions of this section do not apply to:

(a) Food fish and shellfish purchased at retail, provided the purchaser has, in possession, a sales receipt documenting purchase.

(b) Food fish or shellfish for which a fish receiving ticket has been completed.

(c) Food fish or shellfish being transported by the department.

(d) Hatchery carcass sales.

(e) Private sector cultured aquatic products in transport.

(f) Food fish or shellfish being transported on an Oregon transportation ticket.

(g) Food fish or shellfish being transported in the catching vessel.

[Statutory Authority: RCW 75.08.080. 00-01-145 (Order 99-221), § 220-69-300, filed 12/20/99, effective 1/20/00. Statutory Authority: RCW 75.08.080 and 75.58.040. 86-19-043 (Order 86-102), § 220-69-300, filed 9/12/86. Statutory Authority: RCW 75.08.080. 85-11-021 (Order 85-44), § 220-69-300, filed 5/10/85.]

Chapter 220-72 WAC OYSTER DISEASES AND PESTS

WAC

220-72-076 Unlawful acts—Permit required.

WAC 220-72-076 Unlawful acts—Permit required.

(1) It shall be unlawful to transfer shellfish, shellfish aquaculture products (including oyster seed, cultch and shell), aquaculture equipment (including aquaculture vehicles and vessels) or any marine organisms adversely affecting shellfish from a restricted area into an unrestricted area without obtaining written permission from the director of fish and wildlife or the director's authorized agent. Such written permit must be affixed to or otherwise accompany the conveyance affecting the physical transfer of such shellfish, shellfish aquaculture products (including oyster seed, cultch and shell), aquaculture equipment (including aquaculture vehicles and vessels) oyster drills, or drill-infested or marine organisms harmful to shellfish. Areas found to have aquatic diseases or pests (including the oyster drill *Ceratostoma inornatum*) will be immediately considered restricted by the department of fish and wildlife. The department will immediately notify property owners of the restricted status.

(2) It is unlawful to transfer shellfish aquaculture products (including all oysters and clams, oyster seed, cultch, and shell), and aquaculture equipment (including aquaculture vehicles and vessels) from the waters and tidelands of Grays Harbor inside and easterly of a line projected from the outermost end of the north jetty to the outermost end of the south jetty and from the waters and tidelands of Willapa Bay inside and easterly of a line projected from the most northern tip of Leadbetter Point true north to Cape Shoalwater without obtaining written permission from the director of fish and wildlife or the director's authorized agent. Transfers to the

waters and tidelands of Willapa Bay inside and easterly of a line projected from the most northern tip of Leadbetter Point true north to Cape Shoalwater are exempted from this written permission requirement. Such written permit must be affixed to or otherwise accompany the conveyance affecting the physical transfer of such shellfish, shellfish aquaculture products (including oyster seed, cultch, and shell), or aquaculture equipment (including aquaculture vehicles and vessels).

[Statutory Authority: RCW 75.08.080. 99-10-061 (Order 99-60), § 220-72-076, filed 5/3/99, effective 6/3/99; 97-08-078 (Order 97-56), § 220-72-076, filed 4/2/97, effective 5/3/97; Order 847, § 220-72-076, filed 9/24/69.]

Chapter 220-88A WAC

EMERGING COMMERCIAL FISHERY—PUGET SOUND SHRIMP

WAC

220-88A-010 through 220-88A-080 Repealed.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

220-88A-010 Emerging commercial fishery—Puget Sound shrimp—Purpose. [Statutory Authority: RCW 75.28.740 and 75.30.220. 94-07-092 (Order 94-14), § 220-88A-010, filed 3/17/94, effective 4/17/94.] Repealed by 00-01-124 (Order 99-217), filed 12/17/99, effective 1/17/00. Statutory Authority: RCW 74.08.080 and 1999 c 239.

220-88A-020 Designation of Puget Sound shrimp pot and Puget Sound shrimp trawl as emerging commercial fisheries. [Statutory Authority: RCW 75.08.080. 98-05-043, § 220-88A-020, filed 2/11/98, effective 3/14/98. Statutory Authority: RCW 75.28.740 and 75.30.220. 94-07-092 (Order 94-14), § 220-88A-020, filed 3/17/94, effective 4/17/94.] Repealed by 00-01-124 (Order 99-217), filed 12/17/99, effective 1/17/00. Statutory Authority: RCW 74.08.080 and 1999 c 239.

220-88A-030 Emerging commercial fishery—Eligibility for Puget Sound shrimp pot experimental fishery permit. [Statutory Authority: RCW 75.08.080. 98-05-043, § 220-88A-030, filed 2/11/98, effective 3/14/98. Statutory Authority: RCW 75.28.740 and 75.30.220. 94-07-092 (Order 94-14), § 220-88A-030, filed 3/17/94, effective 4/17/94.] Repealed by 00-01-124 (Order 99-217), filed 12/17/99, effective 1/17/00. Statutory Authority: RCW 74.08.080 and 1999 c 239.

220-88A-040 Emerging commercial fishery—Eligibility for Puget Sound shrimp trawl experimental fishery permit. [Statutory Authority: RCW 75.08.080. 98-05-043, § 220-88A-040, filed 2/11/98, effective 3/14/98. Statutory Authority: RCW 75.28.740 and 75.30.220. 94-07-092 (Order 94-14), § 220-88A-040, filed 3/17/94, effective 4/17/94.] Repealed by 00-01-124 (Order 99-217), filed 12/17/99, effective 1/17/00. Statutory Authority: RCW 74.08.080 and 1999 c 239.

220-88A-050 Emerging commercial fishery—Puget Sound shrimp experimental fishery permits—Nontransferability—Primary operator participation requirement—Single alternate operator—Medical exception. [Statutory Authority: RCW 75.28.740 and 75.30.220. 94-07-092 (Order 94-14), § 220-88A-050, filed 3/17/94, effective 4/17/94.] Repealed by 00-01-124 (Order 99-217), filed 12/17/99, effective 1/17/00. Statutory Authority: RCW 74.08.080 and 1999 c 239.

220-88A-060 Emerging commercial fishery—Puget Sound shrimp—Shrimp districts. [Statutory Authority: RCW 75.08.080. 98-05-043, § 220-88A-060, filed 2/11/98, effective 3/14/98. Statutory Authority: RCW 75.28.740 and 75.30.220. 94-07-092 (Order 94-14), § 220-88A-060, filed 3/17/94, effective 4/17/94.] Repealed by 00-01-124 (Order 99-217), filed 12/17/99, effective 1/17/00. Statutory Authority: RCW 74.08.080 and 1999 c 239.

220-88A-070 Emerging commercial fishery—Puget Sound shrimp pot experimental fishery—Seasons and gear—Spot prawn restriction. [Statutory Authority: RCW 75.08.080. 98-05-043, § 220-88A-070, filed 2/11/98, effective 3/14/98; 97-08-052 (Order 97-55), § 220-88A-070, filed

3/31/97, effective 5/1/97. Statutory Authority: RCW 75.28.740 and 75.30.220. 94-07-092 (Order 94-14), § 220-88A-070, filed 3/17/94, effective 4/17/94.] Repealed by 00-01-124 (Order 99-217), filed 12/17/99, effective 1/17/00. Statutory Authority: RCW 74.08.080 and 1999 c 239.

220-88A-080

Emerging commercial fishery—Puget Sound shrimp beam trawl experimental fishery—Seasons and gear. [Statutory Authority: RCW 75.08.080. 98-05-043, § 220-88A-080, filed 2/11/98, effective 3/14/98; 97-08-052 (Order 97-55), § 220-88A-080, filed 3/31/97, effective 5/1/97; 94-19-001 (Order 94-96), § 220-88A-080, filed 9/7/94, effective 10/8/94. Statutory Authority: RCW 75.28.740 and 75.30.220. 94-07-092 (Order 94-14), § 220-88A-080, filed 3/17/94, effective 4/17/94.] Repealed by 00-01-124 (Order 99-217), filed 12/17/99, effective 1/17/00. Statutory Authority: RCW 74.08.080 and 1999 c 239.

WAC 220-88A-010 through 220-88A-080 Repealed.
See Disposition Table at beginning of this chapter.

Chapter 220-110 WAC HYDRAULIC CODE RULES

WAC

220-110-204 Use of Class II mineral prospecting equipment.
220-110-205 Use of Class III mineral prospecting equipment.

WAC 220-110-204 Use of Class II mineral prospecting equipment. A copy of the current *Gold and Fish* pamphlet available from the department shall serve as an HPA, unless otherwise indicated, and be on the job site at all times. Mineral prospecting and placer mining projects authorized through a written HPA may incorporate additional mitigation measures as necessary to achieve no-net-loss of productive capacity of fish and shellfish habitat. Project activities may be prohibited where project impacts adversely affect fish habitats for which no proven mitigation methods are available. The following technical provisions shall apply to all Class II mineral prospecting and placer mining projects:

(1) The common technical provisions as specified in WAC 220-110-201 and the timing and location restrictions as specified in WAC 220-110-206 through 220-110-207 shall apply to all mineral prospecting and placer mining projects conducted with Class II equipment.

(2) With the exception of the use of one hand-held pan, the use of only Class II mineral prospecting equipment is authorized. In addition to the use of a hand-held pan, no more than one piece of mineral prospecting equipment shall be operated by an individual at any one time and location.

(3) Only one piece of Class II equipment shall be operated at any time at any excavation site.

(4) Collection of aggregate shall be limited to the bed.

(5) A nozzle greater than four inches inside diameter shall be used on a suction dredge only if a reducer or smaller diameter hose is attached to restrict the inside diameter to four inches or less.

(6) Any device used for diverting or pumping water from a fish-bearing stream shall be equipped with a fish guard to prevent passage of fish into the diversion device pursuant to RCW 75.20.040 and 77.16.220. To prevent fish from entering the system the pump intake shall be screened with either:

(a) 0.06 inch (eighteen gauge) woven wire mesh with openings no greater than 0.087 inches; or

(b) Perforated plate with openings no greater than 0.094 inch (3/32 inch); or

(c) Profile bar with openings no greater than 1.75 millimeter (0.069 inch).

The screened intake shall consist of a facility with enough surface area to ensure that the velocity through the screen is less than four-tenths feet per second, but in no case shall the surface area be less than one square foot. Screens shall be maintained to prevent injury or entrapment to juvenile fish and screens shall remain in place whenever water is withdrawn from the stream through the pump intake.

(7) There shall be no hydraulicing outside of the wetted perimeter. Hydraulicing may be conducted only for redistribution of tailings within the bed to level or fill pits, potholes or furrows, and the nozzle or jet shall be submerged at all times.

(8) Petroleum products or other harmful materials shall not enter waters of the state. Equipment shall be well maintained and inspected frequently to prevent fuel and fluid leaks.

(9) Water shall be pumped only from a water body to a suction dredge operated within the wetted perimeter or to a highbanker located below the ordinary high water line.

[Statutory Authority: RCW 75.20.330. 99-10-048 (Order 99-57), § 220-110-204, filed 4/30/99, effective 5/31/99. Statutory Authority: RCW 75.08.080, 75.20.100 and 75.20.330. 99-01-088 (Order 98-252), § 220-110-204, filed 12/16/98, effective 1/16/99.]

WAC 220-110-205 Use of Class III mineral prospecting equipment. A copy of the current *Gold and Fish* pamphlet available from the department shall serve as an HPA, unless otherwise indicated, and be on the job site at all times. Mineral prospecting and placer mining projects authorized through a written HPA may incorporate additional mitigation measures as necessary to achieve no-net-loss of productive capacity of fish and shellfish habitat. Project activities may be prohibited where project impacts adversely affect fish habitats for which no proven mitigation methods are available. The following technical provisions shall apply to all Class III mineral prospecting and placer mining projects:

(1) The common technical provisions as specified in WAC 220-110-201 and the timing and location restrictions as specified in WAC 220-110-208 shall apply to all mineral prospecting projects conducted with Class III equipment.

(2) With the exception of the use of one hand-held pan, the use of only Class III mineral prospecting equipment is authorized. In addition to the use of a hand-held pan, no more than one piece of mineral prospecting equipment shall be operated by an individual at any one time and location.

(3) Aggregate shall be collected and processed two hundred feet or greater landward of the ordinary high water line.

(4) There shall be no motorized movement of bed materials.

(5) The pump intake shall be placed in the water without moving or relocating any material in or on the bed or banks.

(6) Any device used for diverting or pumping water from a fish-bearing stream shall be equipped with a fish guard to prevent passage of fish into the diversion device pursuant to RCW 75.20.040 and 77.16.220. To prevent fish from entering the system the pump intake shall be screened with either:

(a) 0.06 inch (eighteen gauge) woven wire mesh with openings no greater than 0.087 inches; or

(b) Perforated plate with openings no greater than 0.094 inch (3/32 inch); or

(c) Profile bar with openings no greater than 1.75 millimeter (0.069 inch).

The screened intake shall consist of a facility with enough surface area to ensure that the velocity through the screen is less than four-tenths feet per second, but in no case shall the surface area be less than one square foot. Screens shall be maintained to prevent injury or entrapment to juvenile fish and screens shall remain in place whenever water is withdrawn from the stream through the pump intake.

(7) Petroleum products or other harmful materials shall not enter waters of the state. Equipment shall be well maintained and inspected frequently to prevent fuel and fluid leaks.

(8) There shall be no hydraulicing.

(9) Settleable solids shall be removed from wastewater prior to the water reentering waters of the state. Sediments resulting from collection or processing of aggregate shall be deposited so they will not enter waters of the state.

[Statutory Authority: RCW 75.20.330, 99-10-048 (Order 99-57), § 220-110-205, filed 4/30/99, effective 5/31/99, Statutory Authority: RCW 75.08.080, 75.20.100 and 75.20.330, 99-01-088 (Order 98-252), § 220-110-205, filed 12/16/98, effective 1/16/99.]

Chapter 220-125 WAC

LICENSE REVOCATION AND PRIVILEGE SUSPENSION

WAC

220-125-010	Scope of rules—Definitions.
220-125-020	Issuing orders of revocation or suspension.
220-125-040	Content of order.
220-125-050	Adjudicative proceedings to contest an order of revocation or suspension.
220-125-060	Grounds for reversing or modifying an order of suspension or revocation.
220-125-070	Orders upon adjudication.
220-125-080	Reinstatement.

WAC 220-125-010 Scope of rules—Definitions. The provisions of this chapter apply to the department's authority under chapters 77.15 and 77.16 RCW to issue orders that revoke licenses, tags, or permits issued by the department, or to suspend privileges administered by the department.

(1) "Revoke" and "revocation" mean issuance of a department order under chapter 77.15 or 77.16 RCW that takes away a license, tag, or permit. A revocation order nullifies all privileges represented by the license, tag, or permit, regardless of whether a revoked license is physically returned to the department, unless that order is withdrawn or reversed.

(2) "Suspend" and "suspension" mean issuance of a department order under chapter 77.15 or 77.16 RCW that prohibits a person from enjoying or exercising a privilege that is regulated by any licenses, tags, or permits issued by the department. When a person is subject to an order suspending privileges, then any license obtained in violation of the suspension is void.

[Statutory Authority: RCW 75.08.080, 00-01-101 (Order 99-209), § 220-125-010, filed 12/16/99, effective 1/16/00.]

[2000 WAC Supp—page 390]

WAC 220-125-020 Issuing orders of revocation or suspension. Upon a determination that there are grounds for an order of revocation or suspension provided by statute, the director, or the director's authorized designee, is authorized to issue a revocation or suspension order.

(1) Time limit for orders. An order shall be issued no later than two years from the last conviction or other event that provides the grounds for the order.

(2) Effective date of orders. An order shall not be effective until the 21st calendar day following the mailing date of the order and shall remain in effect through the entire period of suspension, or the remaining period of the revoked license, unless the order is withdrawn, or unless recipient files a timely request for an adjudicative proceeding under WAC 220-125-050 to contest the order. When there is a timely request for an adjudicative proceeding, the effective date, if any, shall be set by the final order that results from the adjudicative proceeding.

(3) Exception for orders that take effect immediately. If the director makes a finding that public health, safety, or welfare requires emergency action, the order may provide that revocation or suspension take effect immediately, or at any time prior to an adjudicative proceeding. A person subject to such an order may seek an adjudicative proceeding and that proceeding shall include an opportunity to seek expedited review of the determination that the order take effect immediately.

(4) Finality of orders. If there is no timely request for an adjudicative proceeding, then the order shall be final. An order contested in an adjudicative proceeding is final when that proceeding ends in a final order pursuant to the Administrative Procedure Act, or is otherwise dismissed. There shall be no collateral attack nor relitigation of any final order.

[Statutory Authority: RCW 75.08.080, 00-01-101 (Order 99-209), § 220-125-020, filed 12/16/99, effective 1/16/00.]

WAC 220-125-040 Content of order. An order of revocation or suspension shall include the information required by this section.

(1) A statement of material facts, such as the fact of conviction or other material facts set by statute or rule, and a statement of the legal authority that authorizes the order.

(2) A statement identifying what license, tag, or permit, or licensing privileges are revoked and/or suspended.

(3) A statement describing the beginning and end of the period of revocation and/or suspension.

(4) A statement describing rights to request an adjudicative proceeding to contest the order.

[Statutory Authority: RCW 75.08.080, 00-01-101 (Order 99-209), § 220-125-040, filed 12/16/99, effective 1/16/00.]

WAC 220-125-050 Adjudicative proceedings to contest an order of revocation or suspension. A person who is subject to an order of revocation or suspension shall have the rights provided by this section to request an adjudicative proceeding to contest the order. No person other than the recipient of the order or the recipient's legal representative shall have standing to request an adjudicative proceeding. The adjudicative proceeding shall be in compliance with provi-

sions of the Administrative Procedure Act, except as modified by applicable rules of the department.

(1) Service by department. Service of the order by the department is valid if done in any of the following manners:

(a) Personal service on the recipient in the manner allowed by the civil rules for service of a complaint and summons;

(b) Service by mail to the last mailing address of a licensee; or

(c) Service by mail to the mailing address of a person convicted of a violation of chapter 77.15 RCW as shown by court records of the conviction.

When service is by mail, the date of service shall be shown on the department order as the date of department mailing, and may be proved by a certificate of mailing.

(2) Timing for request. An adjudicative proceeding to contest an order of revocation or suspension must be requested no later than twenty days from the date of service of the order. To be timely, the request must be physically received by the office of the director in Olympia, Washington, during normal business hours on or before the 20th day following the date of service of the order, except that if the 20th day falls on a Saturday, Sunday, or state holiday, then the request for hearing shall be timely if received on the next business day. The person requesting an adjudicative proceeding may prove that it was timely requested by obtaining a written receipt of service from the office of the director, or by providing an affidavit showing personal service on the office of the director, or by a United States mail return receipt requested service showing receipt by the department on or before the last day set by this rule.

(3) Manner and content of request. Each request for adjudicative proceeding shall substantially comply with this subsection.

(a) The request shall be in writing;

(b) The request shall identify the order that the person seeks to contest. This can be done by reference to the number of the order, by reference to the subject and date of the order, or by reference to a copy of the order attached to the request;

(c) The request shall state the grounds upon which the person contests the order. If the person contests the factual basis for the order, the person shall allege the facts that the person contends are relevant to the appeal; and

(d) The request shall identify the relief that the person seeks from the adjudicative proceeding by specifying whether the person asks to have the order vacated, or provisions of the order corrected.

[Statutory Authority: RCW 75.08.080. 00-01-101 (Order 99-209), § 220-125-050, filed 12/16/99, effective 1/16/00.]

WAC 220-125-060 Grounds for reversing or modifying an order of suspension or revocation. An adjudicative proceeding to review a department order of revocation or suspension shall reverse or modify an order only when the order was not authorized by law, or as otherwise provided in this section. Where an issue of fact is material to determining the validity of an order, then the department shall be required to prove the fact by a preponderance of evidence, except that a person contesting the order shall have the burden to prove any fact that is in the nature of an affirmative defense.

(1) Adjudicative proceedings to contest an order shall be limited to the following issues:

(a) Whether the person was in fact convicted of the relevant offenses or committed any conduct or actions that are material to the order;

(b) Whether the law authorizes the order of revocation or suspension of the particular license(s) or privilege(s);

(c) Whether the period of revocation or suspension is consistent with the period required or allowed by law; and

(d) Any other issue that the presiding officer determines is necessary to review of the order or review of the discretion exercised by the director.

(2) The presiding officer may, after appropriate conference with the person seeking review and a representative of the department, enter a prehearing order to identify the issues that will be reviewed at the adjudicative proceeding, and to set the time, place, and manner of the proceeding. A prehearing order shall control all future proceedings and issues shall not be raised except as allowed by that order, except when the presiding officer determines that there is good cause. If no prehearing order is entered, then the adjudicative proceeding may occur and review the grounds stated in the request at a time, place, and manner set by the presiding officer. When there is no substantial prejudice to the appellant's ability to contest a department order, an adjudicative proceeding under this subsection may be conducted based on written submissions.

(3) Discovery and subpoenas. Discovery is not allowed except as provided in this rule. A party wishing to engage in discovery, or to compel the attendance of witnesses at the hearing or in discovery, must file a motion with the presiding officer to obtain permission. Such motion shall be served on all parties to the proceeding, and all parties shall have at least five days to respond to the motion before the presiding officer rules, unless the presiding officer shortens time for such a motion based upon a showing of good cause. In addition to the criteria set by RCW 34.05.446(3) for such motions, the moving party shall demonstrate that he or she has attempted in writing to seek a stipulation to the fact or facts that the person seeks to prove using discovery. The presiding officer has discretion to condition or deny discovery.

[Statutory Authority: RCW 75.08.080. 00-01-101 (Order 99-209), § 220-125-060, filed 12/16/99, effective 1/16/00.]

WAC 220-125-070 Orders upon adjudication. (1)

The presiding officer shall enter findings, conclusions, and an order that affirms, modifies, or vacates the original order revoking or suspending. If the presiding officer enters an order that includes any period of revocation or suspension, then the order shall expressly state the beginning and ending period of any period of revocation or suspension, and shall identify the licenses or privileges that are revoked or suspended.

(2) If the revocation or suspension was imposed with a finding of immediate effect pursuant to WAC 220-125-020, then the period shall include such time that the person has been suspended or revoked under WAC 220-125-020. However, if the revocation or suspension did not take effect due to the initiation of the adjudicative proceeding, then the period of revocation or suspension shall begin on the twenty-first

day after service of the final order and continue through the period set by statute or applicable rule.

[Statutory Authority: RCW 75.08.080, 00-01-101 (Order 99-209), § 220-125-070, filed 12/16/99, effective 1/16/00.]

WAC 220-125-080 Reinstatement. There shall be no reinstatement petitions authorized for any order of revocation or suspension except as provided by this section.

(1) A person under an indefinite order of suspension or an order that prohibits issuance of licenses for an indefinite period, based on statutes in existence prior to June 11, 1998, may petition the director for reinstatement of privileges by showing that:

(a) The person has complied with an analogous period of suspension that would be imposed under chapter 77.15 RCW; and

(b) The person has not been convicted of violating any fish or wildlife laws of the state of Washington, or any laws in Title 75 or 77 RCW, since the person was suspended or subject to an order prohibiting issuance of licenses to the person.

(2) Notwithstanding subsection (1) of this section, any such indefinite order issued by the former departments of fisheries or game or wildlife, or fish and wildlife, shall expire after ten full years from the initial date of such order.

[Statutory Authority: RCW 75.08.080, 00-01-101 (Order 99-209), § 220-125-080, filed 12/16/99, effective 1/16/00.]

Chapter 220-130 WAC

VOLUNTEER COOPERATIVE FISH AND WILDLIFE ENHANCEMENT PROGRAM

WAC

220-130-010	Purpose.
220-130-020	Definitions.
220-130-030	Information required from volunteer groups.
220-130-040	Review and selection process.
220-130-050	Criteria used in selecting cooperative projects.
220-130-060	Acceptance or rejection of proposals.
220-130-070	Termination or revocation of agreements.
220-130-080	Project recovery of reimbursable expenses.

WAC 220-130-010 Purpose. The purpose of this chapter shall be to ensure compliance by the department of fish and wildlife with the provisions of chapter 72, Laws of 1984 (Title 75 RCW).

[Statutory Authority: RCW 75.08.080 and 75.52.050, 99-11-004 (Order 99-44), § 220-130-010, filed 5/6/99, effective 6/6/99. Statutory Authority: RCW 75.52.035, 89-03-015 (Order 89-02), § 220-130-010, filed 1/6/89. Statutory Authority: RCW 75.08.080, 85-04-045 (Order 85-07), § 220-130-010, filed 2/1/85.]

WAC 220-130-020 Definitions. (1) "Volunteer group" means any person or group of persons interested in or party to an agreement with the department of fish and wildlife relating to a cooperative fish or wildlife project.

(2) "Cooperative project" means a project conducted by a volunteer group that will benefit fish, shellfish, game bird, nongame wildlife, or game animal resources of the state and for which the benefits of the project, including fish and game reared and released are available to all citizens of the state.

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Indian tribes may elect to participate in cooperative fish and wildlife projects with the department.

(3) "Department" means the department of fish and wildlife.

(4) "Reimbursable expenses" means an actual expense of a project that may be reimbursed by the department to the project from funds generated by the sale of surplus salmon carcasses and nonviable surplus salmon eggs from that project.

(5) "Surplus salmon eggs" means those salmon eggs that are surplus to both the needs of all programs of the department and other public entities as described in chapter 220-74 WAC.

(6) "Surplus salmon carcasses" means those salmon carcasses that are surplus to both the needs of all programs of the department and other public entities as described in chapter 220-74 WAC.

(7) "Viable salmon eggs" mean those salmon eggs which are fertile and capable of being cultured.

(8) "Nonviable salmon eggs" mean those eggs which are infertile.

[Statutory Authority: RCW 75.08.080 and 75.52.050, 99-11-004 (Order 99-44), § 220-130-020, filed 5/6/99, effective 6/6/99. Statutory Authority: RCW 75.50.100 and 75.52.035, 98-02-017 (Order 97-245), § 220-130-020, filed 12/30/97, effective 1/30/98. Statutory Authority: RCW 75.52.035, 89-03-015 (Order 89-02), § 220-130-020, filed 1/6/89. Statutory Authority: RCW 75.08.080, 85-04-045 (Order 85-07), § 220-130-020, filed 2/1/85.]

WAC 220-130-030 Information required from volunteer groups. The following information should be furnished in writing on forms provided by the department by volunteer groups when applying for a cooperative fish and wildlife project.

(1) Date of application.

(2) Name of volunteer group or person proposing cooperative project. If a group, give the name, address and telephone number of one person in that group who will serve as contact person and project leader.

(3) Location and physical size of project, including a project area map, which clearly indicates the project site(s) including county, street address (if applicable), property ownership, township, range, section and acreage.

(4) Description of the proposed project, including title, project objectives (how the project will benefit the fish and wildlife resources), methods of achieving objectives, criteria for measuring objectives and a description of how the project will be monitored and maintained.

(5) Estimated beginning and ending date of project.

(6) A project budget which identifies by line item the amount of funding requested to purchase goods and services, contracted services, travel, per diem, private vehicle mileage reimbursement, equipment, a list of other funds which may be available to support the project (including the amount and source of outside funding) and any in-kind contributions.

(7) An estimate of the amount of technical assistance required from the department including the names and titles of department personnel who may be needed.

(8) An estimate of the volunteer time, expressed in staff hours, which the project will require.

(9) If the project is to plant or rear fish or wildlife, the following additional information should be developed, unless exempted by the department:

- (a) Species to be produced.
- (b) Number of eggs, larvae, juveniles, adult fish, shellfish or wildlife proposed to be incubated, reared or released, by species, as well as the timing of all phases of this activity.
- (c) Proposed source of eggs, broodstock or juveniles.
- (d) Method and type of culturing proposed.
- (e) Date of release.
- (f) Size at release.
- (g) Release location(s).
- (h) Statement about the volunteer groups' knowledge of culture and pathology of the species proposed to be produced.
- (i) Availability of professional and technical expertise; i.e., local veterinarian, hatchery nearby, local fish or habitat biologist, etc.

(10) A list of permits or agreements (other than those needed to rear and release fish and wildlife) needed to accomplish the proposed project; i.e., cooperative landowner agreements, water rights, building permits, hydraulic project approval (HPA), shorelines permits, zoning variance, JARPA, Corps of Engineers, etc.

[Statutory Authority: RCW 75.08.080 and 75.52.050. 99-11-004 (Order 99-44), § 220-130-030, filed 5/6/99, effective 6/6/99. Statutory Authority: RCW 75.08.080. 85-04-045 (Order 85-07), § 220-130-030, filed 2/1/85.]

WAC 220-130-040 Review and selection process. (1)

The application method is on application forms provided by the department specifically for this purpose. Application forms will be available by request from the Olympia headquarters and at all regional offices of the department.

(2) Applications for projects may be submitted at any time, however, applications must be submitted at least sixty days prior to the funding decision deadlines to allow review and evaluation by the department.

(3) Funding decision deadlines will be June 30, September 30 and December 31 in odd-numbered years, March 31 and June 30 in even-numbered years.

(4) Exceptions to the funding deadline dates will only be allowed in the event of applications for volunteer projects which are responsive to an emergency situation which may arise and which has been declared to be an emergency by the director.

(5) The department will send each applicant, within forty-five days of receipt of each application, a written acknowledgment of the receipt of the application and give the applicant an estimated date when notification of acceptance or rejection of the proposal can be expected. The written acknowledgment will also provide the department's selection criteria and a general description of the review and selection process. Final decisions and notification of acceptance or rejection of proposals where funding is requested will be made only after the biennial budget is passed by the legislature and signed by the governor.

(6) The department will determine when a proposed project might affect the management programs of federal, other state, and local agencies and of treaty tribes and will make contact with these entities, when the department determines that it is appropriate to do so, during the review and

selection process. If the department determines that ongoing coordination between a volunteer group and another agency or tribe would be appropriate, it may be required as a condition of the agreement, when issued.

(7) The department may provide suggested modifications to the proposal which would increase its likelihood of approval together with the name and telephone number of the person within the department responsible for monitoring the review of the proposal.

[Statutory Authority: RCW 75.08.080. 00-02-048 (Order 99-235), § 220-130-040, filed 12/30/99, effective 1/30/00. Statutory Authority: RCW 75.08.080 and 75.52.050. 99-11-004 (Order 99-44), § 220-130-040, filed 5/6/99, effective 6/6/99. Statutory Authority: RCW 75.08.080. 85-04-045 (Order 85-07), § 220-130-040, filed 2/1/85.]

WAC 220-130-050 Criteria used in selecting cooperative projects. The following criteria will be considered by the department in ranking project proposals for funding. These criteria are not rigid but are intended to guide the department in selecting projects that are feasible, cost-effective and complementary with other department programs.

(1) Fish and wildlife commission policies will be used, along with other criteria, to rank proposals. Applicants may wish to compare the objectives of their proposals with the most recent statement of goals, policies and objectives of the fish and wildlife commission to determine whether they are consistent or in conflict.

(2) Program goals, objectives and priorities. Projects will be ranked according to their adherence to program goals, objectives and priorities as outlined in department plans. Applicants may wish to call the operating division(s) within the department most directly concerned with the subject of their proposal to determine whether they are consistent or in conflict.

(3) Costs versus benefits. Project proposals will be evaluated and ranked according to expected ratio of costs to public benefits. Costs will include both grant funds and other funds required, the level of department provided staff assistance needed and the amount for continuing operation and maintenance support needed. Benefits may include direct benefits to fish and wildlife or habitat and benefits to the public in terms of increased recreational or commercial opportunities or increased knowledge about fish and wildlife.

(4) Educational value. Consideration will be given to a project's value in educating and informing the public about the life history and needs of fish and wildlife.

(5) Capabilities of volunteer groups. When considering the approval of a new project, or the renewal or refunding of an existing project, the relative success of that project and the overall capabilities of a particular volunteer group in managing cooperative projects and producing results will be considered, including the amount of department supervision and assistance required to accomplish the project.

(6) Project types. The department shall encourage and support the development and operation of cooperative projects of the following types:

- (a) Cooperative food fish and game fish enhancement projects.
- (b) Cooperative fish and wildlife habitat improvement projects.

- (c) Cooperative fish or wildlife research projects.
- (d) Cooperative game bird and game animal projects.
- (e) Cooperative information and education projects.
- (f) Cooperative nongame wildlife projects.
- (g) Cooperative shellfish projects.

[Statutory Authority: RCW 75.08.080 and 75.52.050, 99-11-004 (Order 99-44), § 220-130-050, filed 5/6/99, effective 6/6/99. Statutory Authority: RCW 75.08.080, 85-04-045 (Order 85-07), § 220-130-050, filed 2/1/85.]

WAC 220-130-060 Acceptance or rejection of proposals. (1) The terms and conditions for an acceptable project will be set forth in a written contract between the department and the volunteer group and provide specifics for project implementation. Agreements may be for up to five years.

(2) Each approved agreement will include the following, when determined by the department to be necessary or appropriate:

- (a) Permit to release fish or wildlife.
- (b) Procedures for applying for a hydraulic project approval (HPA).
- (c) Description of methods that will be used to provide the volunteer group with fish, eggs, wildlife, fish food or other available supplies which will be obtained from the department.

(3) If a proposal is rejected, the department must provide in writing to the volunteer group the reasons for the rejection. The volunteer group may appeal any decision rejecting a proposal to the director or the director's designee.

(4) Proposals accepted by the department may not commence until the volunteer group has executed a contract to undertake the project and that contract has been signed by the person within the department with the authority to do so. Any funds expended prior to the acceptance of a cooperative project contract, or orders for supplies or other action by the volunteer group after the completion date which would constitute a financial obligation will be considered the responsibility of the volunteer group.

[Statutory Authority: RCW 75.08.080 and 75.52.050, 99-11-004 (Order 99-44), § 220-130-060, filed 5/6/99, effective 6/6/99. Statutory Authority: RCW 75.08.080, 85-04-045 (Order 85-07), § 220-130-060, filed 2/1/85.]

WAC 220-130-070 Termination or revocation of agreements. (1) The department may revoke approval and terminate agreements for cause. Grounds for termination include:

- (a) Violation of the agreement provisions.
- (b) The development of unacceptable biological or resource management conflicts.
- (c) The unavailability of adequate financial or biological resources to continue participation by the department.
- (d) If any fish or wildlife laws or regulations have been violated.

(2) Notice of revocation shall be mailed to the contact person for the volunteer group stating the reason for the revocation and, should the reason be violation of the agreement provisions, specifying what agreement provisions were violated and how corrective action may be taken to continue the project.

(3) The volunteer group may appeal any decision for agreement revocation or project termination to the director or the director's designee.

[Statutory Authority: RCW 75.08.080 and 75.52.050, 99-11-004 (Order 99-44), § 220-130-070, filed 5/6/99, effective 6/6/99. Statutory Authority: RCW 75.50.100 and 75.52.035, 98-02-017 (Order 97-245), § 220-130-070, filed 12/30/97, effective 1/30/98. Statutory Authority: RCW 75.52.035, 89-03-015 (Order 89-02), § 220-130-070, filed 1/6/89.]

WAC 220-130-080 Project recovery of reimbursable expenses. Cooperative projects which rear salmon have the potential for generating income from the sale of surplus salmon carcasses and eggs derived from fishes produced at those projects, and to which salmon return to spawn at the end of their life cycle. If the department determines that it is appropriate to do so, such cooperative projects may, under the guidance of the department and by administrative rules and guidelines established for this purpose, recover some of the cooperative projects operating costs through the sale of nonviable salmon eggs and carcasses. It is understood that the primary objective of this provision is not to establish projects which constitute fish farms, but to allow those projects which may generate surplus fish which elude sport, commercial or tribal fisheries to sell the resulting surplus to help defray the cost of the particular cooperative project.

(1) In order for a project to recover reimbursable expenses, the project must have an annual budget presubmitted and approved by the department. The budget must generally show expected expenses, including the names of all persons expected to draw salaries as hired labor.

(2) Under administrative rules developed for this purpose, the cooperative project may sell nonviable salmon eggs and carcasses by soliciting competitive bids from approved buyers, as determined by the department.

(3) Volunteer cooperative project surplus salmon eggs shall be sold as prescribed by chapter 220-74 WAC, Surplus salmon eggs.

(4) All moneys generated by such sales shall be paid to the department and placed into a special account used solely to fund the reimbursable expenses of the cooperative project which generated the funds.

(5) In order to utilize the funds generated by such sales, a cooperative project must submit a list of expenses accompanied by original invoices, including signed time sheets for hired labor salary expenses, which clearly shows that the expenses relate to the presubmitted budget for the project which comply with all accounting and contract requirements.

(6) Reimbursable expenses shall be limited to the actual annual operating expenses of the project. No profit may be realized by the project, and no moneys shall apply to amortization or depreciation.

(7) Moneys accruing in excess of the reimbursable expense amount, as determined by the director, shall annually be remitted to the state general fund.

(8) Viable surplus salmon eggs may not be sold, bartered, exchanged or disposed of by any volunteer group.

(9) Surplus salmon carcass sales may not be allowed if the department determines that they would be more appropriately utilized to reseed streams in an effort to restore or enhance habitat through nutrient enrichment.

[Statutory Authority: RCW 75.08.080 and 75.52.050. 99-11-004 (Order 99-44), § 220-130-080, filed 5/6/99, effective 6/6/99.]

[Statutory Authority: Chapter 47.06A RCW. 99-18-048, § 226-01-010, filed 8/27/99, effective 9/27/99.]

Chapter 220-140 WAC

REGIONAL FISHERIES ENHANCEMENT GROUPS

WAC

220-140-050 Funding the regional fisheries enhancement group account.

WAC 220-140-050 Funding the regional fisheries enhancement group account. The department shall deposit into the regional fisheries enhancement group account the sum of \$297,500 during fiscal year 2000, based on 297,500 food fish anglers. Beginning in fiscal year 2001, and each year thereafter, the deposit into the regional fisheries enhancement group account shall be adjusted annually to reflect the actual number of license holders fishing for food fish based on an annual survey from the previous license year conducted by the department beginning with the April 1, 1999, to March 31, 2000, license year survey. Additional deposits to the regional fisheries enhancement group account will be made pursuant to RCW 75.50.100.

[Statutory Authority: RCW 77.32.440. 99-17-096 (Order 99-128), § 220-140-050, filed 8/17/99, effective 9/17/99. Statutory Authority: RCW 75.54.140 and 75.32.370. 99-02-040 (Order 98-263), § 220-140-050, filed 12/31/98, effective 1/1/99.]

Title 226 WAC

FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD

Chapters

226-01	Description of organization.
226-02	Public access to information and records.
226-12	Submission of proposed freight mobility projects to board (FMSIB).
226-16	Requirements for freight mobility project development.
226-20	Financial and payment requirements.

Chapter 226-01 WAC

DESCRIPTION OF ORGANIZATION

WAC

226-01-010	Purpose and authority.
226-01-020	Freight mobility program intent.
226-01-030	Organization of the freight mobility strategic investment board.
226-01-040	Time and place of meetings.
226-01-050	Address of board.
226-01-060	Definitions.
226-01-070	Administration costs.

WAC 226-01-010 Purpose and authority. Chapter 175, Laws of 1998 provides that the freight mobility strategic investment board shall adopt reasonable rules and procedures necessary to implement the freight mobility program.

WAC 226-01-020 Freight mobility program intent. It is the policy of the state of Washington that limited public transportation funding and competition between freight and general mobility improvements for the same fund sources require strategic, prioritized freight investments that reduce barriers to freight movement, maximize cost-effectiveness, yield a return on the state's investment, require complementary investments by public and private interests, and solve regional freight mobility problems. State financial assistance for freight mobility projects must leverage other funds from all potential partners and sources, including federal, county, city, port district, and private capital.

[Statutory Authority: Chapter 47.06A RCW. 99-18-048, § 226-01-020, filed 8/27/99, effective 9/27/99.]

WAC 226-01-030 Organization of the freight mobility strategic investment board. The freight mobility strategic investment board (FMSIB) is a twelve-member board, organized under the provisions of chapter 175, Laws of 1998. The board administers the freight mobility strategic investment program for the purpose of financing freight mobility projects. The following board members are appointed by the governor for terms of four years, except that five members initially are appointed for terms of two years:

(1) Two members, one of whom is from a city located within or along a strategic freight corridor, appointed from a list of at least four persons nominated by the association of Washington cities or its successor;

(2) Two members, one of whom is from a county having a strategic freight corridor within its boundaries, appointed from a list of at least four persons nominated by the Washington state association of counties or its successor;

(3) Two members, one of whom is from a port district located within or along a strategic freight corridor, appointed from a list of at least four persons nominated by the Washington public ports association or its successor;

(4) One member representing the office of financial management;

(5) One member appointed as a representative of the trucking industry;

(6) One member appointed as a representative of the railroads;

(7) The secretary of the department of transportation;

(8) One member representing the steamship industry; and

(9) One member of the general public.

[Statutory Authority: Chapter 47.06A RCW. 99-18-048, § 226-01-030, filed 8/27/99, effective 9/27/99.]

WAC 226-01-040 Time and place of meetings. Regular public meetings of the board shall be held on the third Friday of every odd numbered month. Each such regular meeting shall be held in SeaTac, Washington, and begin at the hour of 9:00 a.m. or at such other time and place as designated by the board.

A special meeting of the board may be called by the chairperson or by a majority of the members of the board, by