

WSR 25-17-003
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-170—Filed August 6, 2025, 5:06 p.m., effective August 9, 2025]

Effective Date of Rule: August 9, 2025.

Purpose: This emergency rule opens recreational hatchery Chinook salmon retention in portions of Catch Record Card Area 10.

Citation of Rules Affected by this Order: Amending WAC 220-313-060.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This emergency rule is needed to open salmon fishing in Marine Area 10. Based on daily catch rates, sufficient quota remains to allow for this additional opening of the 2025 summer Chinook season. Catch estimates for the Marine Area 10 summer Chinook fishery indicate that through August 3, 72 percent (2,277 of 3,166) of the harvest quota and 13 percent of sublegal encounters (888 of 6,742) have been reached. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 6, 2025.

Amy H. Windrope
for Kelly Susewind
Director

NEW SECTION

WAC 220-313-06000X Puget Sound salmon—Saltwater seasons and daily limits. Effective the day of August 9, 2025, only, salmon rules for Catch Record Card Areas 10 shall be modified as described in this section. All other provisions of WAC 220-313-060 not addressed in this section, or unless otherwise amended by emergency rule, remain in effect:

Catch Record Card Area 10, except Shilshole Bay, waters of Elliott Bay east of a line from West Point to Alki Point, Sinclair Inlet and Port Orchard, Agate Pass Area, and year-round piers (Bremerton Boardwalk, Illahee State Park, Seacrest Pier, and Waterman Pier):

Salmon daily limit is 2 including no more than 1 hatchery Chinook plus 2 additional pink may be retained. Release chum and wild Chinook.

WSR 25-17-005
EMERGENCY RULES
DEPARTMENT OF ECOLOGY

[Order 25-03—Filed August 7, 2025, 7:57 a.m., effective August 7, 2025, 7:57 a.m.]

Effective Date of Rule: Immediately upon filing.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: Issuance of a formal emergency drought declaration, directed by the governor and signed by ecology director.

Purpose: The department of ecology (ecology) is adopting new emergency drought funding rules, chapter 173-167 WAC.

This emergency rule provides eligibility criteria for grant funds to alleviate hardship resulting from a drought emergency. Because an emergency rule remains in effect for 120 days (unless withdrawn earlier), ecology is adopting this subsequent emergency drought funding rule on August 7 to keep the drought response grant opportunity open to eligible applicants in Yakima, Kittitas, Benton, Whatcom, Skagit, Snohomish, King, Pierce, Lewis, Thurston, Okanogan, Chelan, Clallam, Jefferson, and Ferry counties. This emergency rule expires December 5, 2025.

On April 8, 2025, under the authority of RCW 70A.02.120(2), the director of ecology determined the initial emergency rule filing was exempt from the requirements of RCW 70A.02.060, including the requirement to complete an environmental justice assessment. The director determined that any delay in adopting this emergency rule would be likely to cause serious harm to the public interest. This determination applies to this subsequent emergency rule adoption which is in response to the same emergency drought order issued in April.

Please visit our website for information and supporting documents at [contact agency for link].

Citation of Rules Affected by this Order: New chapter 173-167 WAC (2025).

Statutory Authority for Adoption: Chapter 43.83B RCW, Drought conditions.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: An emergency rule is necessary to protect public health and safety and promote timelines that are in the best interest of the public. With the rule in place, ecology may distribute funds to alleviate hardship. Drought can cause immediate impacts to public welfare. To address these impacts, drought funding needs to be administered in a timely manner.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 13, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 13, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 7, 2025.

Casey D. Sixkiller
Director

RDS-4763.5

**Chapter 173-167 WAC
EMERGENCY DROUGHT FUNDING**

NEW SECTION

WAC 173-167-180 Purpose and applicability. (1) Ecology is authorized to provide funding to public entities to implement projects and measures that alleviate undue hardship caused by drought conditions negatively affecting:

- (a) The delivery of safe and reliable drinking water supplies;
- (b) The survival of fish and wildlife; and
- (c) The viability of agricultural activities and livestock operations.

(2) This chapter establishes criteria for grant eligibility, selection, issuance, and performance, and applies to projects under which ecology may disburse funds for addressing undue hardship caused by drought conditions.

(3) Provisions in this chapter supplement provisions of chapter 173-166 WAC. In the event of any conflict between this rule and chapter 173-166 WAC, the provisions of this chapter control.

NEW SECTION

WAC 173-167-190 Definitions. Definitions only apply to this chapter:

- (1) "Agreement effective date" means the date on which the grant agreement becomes effective, as specified in the agreement.
- (2) "Agreement signature date" means the date the grant agreement is signed by ecology.
- (3) "Applicant" means an entity that applies for a grant.
- (4) "Budget" means, for the purpose of grant agreements, a breakdown of eligible costs by task.
- (5) "Ecology" means the Washington state department of ecology.
- (6) "Grant agreement" or "agreement" means the formal, written, contractual document that details the terms and conditions, scope of work, budget, and schedule of the grant, signed by authorized signatories of the recipient and ecology.
- (7) "Recipient" means an entity that has a grant agreement.

(8) "Scope of work" means the tasks, deliverables, and timelines of the grant agreement.

NEW SECTION

WAC 173-167-200 Funding limitations. (1) Ecology will administer grants in accordance with the *Administrative Requirements for Recipients of Ecology Grants and Loans*. (Publication No. 23-01-002.) Revised July 2023.

(2) Applicants must provide cost-share totaling 50 percent of the total eligible cost of the project.

(3) If an applicant is seeking funding for a public water system to address the immediate undue hardship arising from drought conditions, applicants that serve an economically disadvantaged community qualify for an exemption from the cost-share requirement. For the purposes of this rule, an economically disadvantaged community is defined by meeting one of the following:

(a) Communities ranked as a cumulative 9 or 10 on the Washington State Environmental Health Disparities Map; or

(b) Communities ranked as a 9 or 10 for only the Socioeconomic Determinants indicator on the Washington State Environmental Health Disparities Map; or

(c) Communities ranked as a 9 or 10 for only the Race, Ethnicity, and Language indicator on the Washington State Environmental Health Disparities Map; or

(d) Applicant is, or the public water system serves, a federally recognized tribe.

(4) The department will provide no more than 25 percent of the total funds available to any single entity or any single project with funding authorized under this chapter.

NEW SECTION

WAC 173-167-210 Application. (1) All applicants must use the electronic system identified by ecology to apply for grants. Applicants without access to the electronic system must use a process approved by ecology.

(2) The applicant must complete the application process and provide all required information, including:

(a) Applicant information;

(b) Project location and description;

(c) Requested funding amount and budget for the project;

(d) Description of project benefit(s), including:

(i) Problem(s) or need(s) the project would address;

(ii) Timing and the extent to which the project is expected to address the identified needs;

(iii) Quantity of water, acreage, and number of residences affected by the proposed project, as applicable;

(iv) Method(s) used to determine project benefits; and

(v) Metrics for project success, including quantitative metrics if available.

(e) Scope of work for the project;

(f) Any other information required by ecology to evaluate the project.

(3) Ecology may request additional information to assist in the application evaluation process and may remove an application from further consideration if the application is incomplete.

NEW SECTION

WAC 173-167-220 Eligible public entities for grant funding under this chapter. (1)(a) County, or city governmental agencies.

(b) Federally recognized tribes.

(c) Public utility districts, formed under chapter 54.04 RCW.

(d) Water and sewer districts, formed under chapter 57.02 RCW.

(e) Conservation districts, formed under chapter 89.08 RCW.

(f) Irrigation districts, formed under chapter 87.03 RCW.

(g) Port districts formed under chapter 53.04 RCW.

(h) Watershed management partnerships formed under RCW 39.34.200.

(2) State agencies are not eligible for grants under RCW 43.83B.415 (1)(c); state agencies may receive funding through inter-agency agreements to address drought hardship under RCW 43.83B.410(6).

NEW SECTION

WAC 173-167-230 Eligibility for funding. (1) An activity or project for response to emergency drought conditions must be partially or completely within the area of a drought declaration order by ecology, which can be found at (a map of the drought declaration area can be viewed at <https://ecology.wa.gov/Water-Shorelines/Water-supply/Water-availability/Statewide-conditions/Drought-response>).

(2) One or more of the following must be partially or completely within the area of a drought declaration order by ecology:

(a) The public water system's service area;

(b) The geographic area where irrigated agriculture or livestock are located;

(c) The source of water, or the water body, that supplies water to the entity applying for funding.

(3) The reduction in water supply caused by drought must cause, or is expected to cause, undue hardship, as described under WAC 173-167-260.

(4) Funding may be granted if the following conditions are met:

(a) The proposed project or measure must be for an established beneficial use of water and not used for irrigation of new acreage or another new or expanded use.

(b) Water derived from the project or measure must be put to beneficial use and address the current water shortage during the drought declaration.

(c) The proposed project or measure cannot impair existing water rights, including instream and out-of-stream rights.

(d) The applicant must obtain all required permits and approvals for the proposed project prior to initiating work.

(e) If an applicant is seeking funding for a public water system, the applicant must obtain Washington department of health approval of the proposed project.

(f) If an applicant is on behalf of a public water system, the system must describe water conservation actions or demonstrate that the applicant has already made reasonable efforts to address their water supply shortage through conservation measures.

NEW SECTION

WAC 173-167-240 Waiver. To expedite drought relief projects and measures, ecology can approve funding or compensation under this chapter without complying with:

- (1) Notice of publication;
- (2) The State Environmental Policy Act; and
- (3) Competitive bidding requirements.

NEW SECTION

WAC 173-167-250 Eligible projects or measures. (1) Eligible projects or measures include, but are not limited to:

- (a) Leasing or acquiring water rights providing an uninterrupted water supply for instream or out-of-stream use;
- (b) Establishing emergency interties or other alternate source(s) of supply;
- (c) Obtaining an emergency supply of potable water from trucks or bottles;
- (d) Addressing fish hatchery or migration barriers caused by drought conditions;
- (e) The cost of providing personnel necessary to implement the activities identified in this section.

(2) (a) Ecology retains the discretion to fund an eligible project for less than the amount requested or deny a grant request for an eligible project. Situations where ecology may reduce or deny a grant request for an eligible project include, but are not limited to, incomplete application submittal, unavailability of sufficient funding for a project, or evidence that information submitted in an application is false or inaccurate.

(b) The department is not obligated to fund projects that do not provide sufficient benefit to alleviating hardship caused by drought or water unavailability. Projects must show substantial benefit from securing water supply, availability, or reliability relative to project costs.

NEW SECTION

WAC 173-167-260 Undue hardship. Undue hardship will be evaluated by considering:

- (1) The short-term and long-term economic, public health, or environmental effects the water shortage would have in the absence of drought relief on agricultural crops, livestock operations, public water system safety and reliability, or instream fish and wildlife resources.

(2) The degree to which current drought conditions are directly responsible for the effects described as undue hardship.

(3) The amount of water shortage experienced or forecast for each applicant.

NEW SECTION

WAC 173-167-270 Grant agreement. (1) Ecology will work with the recipient to prepare the grant agreement.

(2) A grant agreement issued and managed in ecology's electronic system must include, at a minimum:

- (a) Project description;
 - (b) Expected outcomes;
 - (c) Project budget and funding distribution;
 - (d) Agreement effective date and expiration date;
 - (e) Description of tasks, deliverables, and timelines;
 - (f) Contact information for ecology and the recipient;
 - (g) Signatures of authorized signatories;
 - (h) General terms and conditions that specify requirements related, but not limited to:
 - (i) Amendments and modifications;
 - (ii) Assignment limits on transfer of rights or claims;
 - (iii) Inadvertent discovery plan for human remains and/or cultural resources;
 - (iv) Compliance with all laws;
 - (v) Conflict of interest;
 - (vi) Disputes;
 - (vii) Environmental data standards;
 - (viii) Governing law;
 - (ix) Indemnification;
 - (x) Independent status of the parties to the agreement;
 - (xi) Order of precedence for laws, rules, and the agreement;
 - (xii) Property rights, copyrights, and patents;
 - (xiii) Records, audits, and inspections;
 - (xiv) Recovery of funds;
 - (xv) Severability;
 - (xvi) Suspension;
 - (xvii) Sustainable practices;
 - (xviii) Termination;
 - (xix) Third-party beneficiary;
 - (xx) Waiver of agreement provisions.
 - (i) Special terms and conditions, if any;
 - (j) Agreement-specific terms and conditions, if any;
 - (k) Other items, if any, necessary to meet the goals of the grant program.
- (3) All grant agreements under this chapter will include the latest version, as of the original agreement date, of ecology's grant general terms and conditions.
- (4) Ecology may choose to extend a grant agreement at its sole discretion.

NEW SECTION**WAC 173-167-280 Performance standards—General provisions.** (1)

Nothing in this chapter influences, affects, or modifies existing ecology programs, rules, or enforcement of applicable laws and rules relating to activities funded by a grant.

(2) Ecology, or an auditor authorized by the state of Washington, may audit or inspect a recipient's grant agreements, records, and activities.

(3) New ecology grant agreements signed after the effective date of this chapter must be managed using ecology's designated electronic system. A recipient who cannot access the electronic system to meet a deadline or agreement requirements must use a process approved by ecology.

(4) Ecology may perform site visits to monitor the project, evaluate performance, and document compliance or any other conditions of the agreement.

(5) Recipients must:

(a) Follow all applicable accounting and auditing laws and rules related to grants;

(b) Use funds according to the agreement;

(c) Use funds according to the recipient's own policies and procedures, and according to all applicable laws and rules;

(d) Comply with all applicable laws, rules, orders, and permits when carrying out activities authorized by the agreement;

(e) Obtain prior approval for equipment purchases over the amount specified in the agreement.

(6) As specified in the grant agreement, the recipient must submit the following to ecology:

(a) Progress reports;

(b) Payment requests;

(c) Equipment and materials purchase reports, including receipts;

(d) Documentation of project implementation;

(e) A final closeout report;

(f) Any other required information.

(7) Ecology will:

(a) Follow all applicable accounting and auditing laws and rules related to grants;

(b) Monitor projects and review progress reports to assure compliance with applicable laws, rules, orders, permits, and terms and conditions of the agreement;

(c) Confirm receipt of required documentation and satisfactory completion of the project before approving final payment.

NEW SECTION**WAC 173-167-290 Closing out the agreement.** (1) The recipient

must follow the closeout requirements in the agreement.

(2) Ecology is not obligated to reimburse the recipient the final payment if the recipient does not meet all closeout requirements within the time frames in the agreement.

(3) Ecology will close out the grant agreement when it determines the recipient has met the requirements or when the agreement has been terminated (see WAC 173-167-300).

NEW SECTION

WAC 173-167-300 Termination of agreement. (1) Failure by the recipient to comply with a grant agreement may result in termination of the agreement.

(2) Ecology will attempt to contact the recipient regarding any issues with agreement compliance prior to terminating an agreement.

(3) Ecology's ability to make payments is contingent on availability of funding.

(4) Ecology will document the termination of an agreement.

WSR 25-17-009
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-171—Filed August 7, 2025, 3:08 p.m., effective August 7, 2025, 3:08 p.m.]

Effective Date of Rule: Immediately upon filing.

Purpose: This emergency rule changes coastal commercial salmon troll landing and possession limits.

Citation of Rules Affected by this Order: Repealing WAC 220-354-30000P; and amending WAC 220-354-300.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: A harvestable quota of salmon is available for the troll fleet and Chinook quota is sufficient to allow an increase to weekly landing and possession limits for the vessels participating in the fishery. These rules are adopted at the recommendation of the Pacific Fisheries Management Council, in accordance with preseason fishing plans, and have been adopted for federal waters by the National Oceanic and Atmospheric Administration. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 7, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-354-30000Q Coastal salmon troll seasons—Commercial.

Notwithstanding the provisions of WAC 220-354-300, WAC 220-353-050, and WAC 220-354-010, effective immediately through September 30, 2025, it is unlawful to fish for salmon with troll gear or to land salmon taken with troll gear into a Washington port except during the seasons and under conditions provided in this section:

(1) Salmon Management and Catch Reporting Area 1 open: Immediately, through September 30, 2025.

(2) Salmon Management and Catch Reporting areas 2, 3, and that portion of Area 4 west of 125°05'00"W longitude and south of 48°23'00"N latitude open: Immediately, through September 15, 2025.

(3) Grays Harbor Control Zone, defined by a line drawn from the Westport Lighthouse (46°53'18"N. lat., 124°07'01"W. long.); thence to Buoy #2 (46°52'42"N. lat., 124°12'42"W. long.); thence to Buoy #3 (46°55'00"N. lat., 124°14'48"W. long.); thence to the Grays Harbor north jetty (46°55'36"N. lat., 124°10'51"W. long.), open: Immediately through September 15, 2025.

(4) Landing and possession limit is 100 Chinook and 45 marked coho per vessel per landing week. Landing week is defined as Thursday through Wednesday.

(5) The Cape Flattery and Columbia River Control Zones are closed. The Salmon Troll Yelloweye Rockfish Conservation Area is closed.

(6) All retained coho must be marked with a healed adipose fin clip.

(7) No chum retention north of Cape Alava, WA in August and September.

(8) Minimum size for Chinook salmon is 27 inches in length (20 1/2 inches frozen dressed). Minimum size for coho salmon is 16 inches in length (12 inches frozen dressed). No minimum size for pink, sock-eye or chum salmon.

(9) It is unlawful to fish in Salmon Management and Catch Reporting Areas 1, 2, 3 or 4 with fish on board taken south of Cape Falcon, Oregon and all fish taken from Salmon Management and Catch Reporting Areas 1, 2, 3, and 4 must be landed before fishing south of Cape Falcon, Oregon.

(10) It is unlawful for wholesale dealers and trollers retailing their fish to fail to report their landing by 10:00 a.m. the day following landing. Ticket information can be telephoned in by calling 1-866-791-1279, faxing the information to (360) 902-2949, or e-mailing to trollfishtickets@dfw.wa.gov. Report the dealer name, the dealer license number, the purchasing location, the date of purchase, the fish ticket numbers, the gear used, the catch area, the species, the total number for each species, and the total weight for each species, including halibut.

(11) During any single trip, only one side of the Leadbetter Point line (46°38'10"N. lat.) may be fished.

(12) Vessels fishing or in possession of salmon while fishing south of Leadbetter Point must land and deliver all species of fish within the area south of Leadbetter Point, except Washington permitted vessels may also land all species of fish north of Leadbetter Point.

(a) For delivery to Washington ports north of Leadbetter Point, vessels must notify WDFW at 360-249-1215 or by email at Danielle.Williams@dfw.wa.gov prior to crossing the Leadbetter Point line with area fished, total Chinook, coho, and halibut catch aboard, and destination with approximate time of delivery.

(b) Vessels may not land fish east of Tongue Point, Oregon or east of the Sekiu River.

(13) Vessels fishing or in possession of salmon north of Leadbetter Point must land and deliver all species of fish in a Washington port and must possess a Washington troll and/or salmon delivery license.

(a) For delivery to Washington ports south of Leadbetter Point, vessels must notify WDFW at 360-249-1215 or by email at Danielle.Williams@dfw.wa.gov prior to crossing the Leadbetter Point

line with area fished, total Chinook, coho and halibut catch aboard, and destination with approximate time of delivery.

(b) Vessels in possession of salmon south of the Queets River may not cross the Queets River line (47°31'42"N. lat.) without first notifying WDFW at 360-249-1215 or by email at Danielle.Williams@dfw.wa.gov with area fished, total Chinook, coho, and halibut catch aboard and destination.

(c) Vessels in possession of salmon north of the Queets River may not cross the Queets River line without first notifying WDFW at 360-249-1215 or by email at Danielle.Williams@dfw.wa.gov with area fished, total Chinook, coho, and halibut catch aboard and destination.

(d) Vessels may not land fish east of Tongue Point, Oregon, or east of the Sekiu River.

REPEALER

The following section of Washington Administrative Code is repealed, effective immediately:

WAC 220-354-30000P Coastal salmon troll seasons—
Commercial. (25-162)

WSR 25-17-015
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-173—Filed August 8, 2025, 3:48 p.m., effective August 11, 2025]

Effective Date of Rule: August 11, 2025.

Purpose: This emergency rule closes recreational salmon fishing in Catch Record Card Area 6.

Citation of Rules Affected by this Order: Amending WAC 220-313-060.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This emergency rule is necessary to close salmon fishing in Catch Record Card Area 6. Based on current estimates, anglers are expected to reach the summer salmon fishery legal encounter limit of 6,550 Chinook by the end of the day Sunday, August 10. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 8, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-313-06000Y Puget Sound salmon—Saltwater seasons and daily limits. Effective August 11 through August 15, 2025, the following provisions of WAC 220-313-060 regarding salmon seasons for Marine Area 6 shall be as described in this section. All other provisions of WAC 220-313-060 not addressed in this section, or unless otherwise amended by emergency rule, remain in effect:

Catch Record Card Area 6: Salmon closed to fishing for or retaining.

WSR 25-17-016
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-176—Filed August 9, 2025, 10:14 a.m., effective August 11, 2025]

Effective Date of Rule: August 11, 2025.

Purpose: This emergency rule sets selected participants and release requirements for Puget Sound Salmon Management and Catch Reporting Area 7B five-inch gillnet fisheries on August 11 and 12.

Citation of Rules Affected by this Order: Amending WAC 220-354-160.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This rule is needed to establish a list of vessels that have registered for this fishery and are permitted to participate. This rule also includes a Chinook nonretention requirement that was omitted from the permanent regulations. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 8, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-354-16000Y Puget Sound salmon—Gillnet—Open periods.

Effective from 6:00 a.m. until 11:00 p.m. August 11 and 12, 2025, selected participants and release requirements for 5-inch mesh gill net fisheries listed in WAC 220-354-160 for Puget Sound Salmon Management and Catch Reporting Area 7B are described in this section. Gillnet fisheries with 7-inch mesh openings and all other provisions of WAC 220-354-160 not addressed in this section, or unless otherwise amended by emergency rule, remain in effect:

(a) For week 33 the following participants that have been selected and notified by the Department, or their designated alternate op-

erator, are permitted to participate in the Area 7B 5-inch gill net fishery:

- (i) WN4617NR
- (ii) Miss Makayla
- (iii) WN4866SF
- (iv) WN238BB
- (v) WN0477SY
- (vi) WN8101SF
- (vii) WN1817NB
- (viii) Sandy Lee
- (ix) WN9158GB
- (x) Elmer J
- (xi) WN2229RP
- (xii) WN4716LB
- (xiii) WN6641SR
- (xiv) WN1729SY
- (xv) Toni M
- (xvi) WN607LE
- (xvii) Bayonet
- (xviii) Chaos
- (xix) James Dean
- (xx) WN1895LE
- (xxi) WN7075KW
- (xxii) WN4802LB
- (xxiii) WN5762SW
- (xxiv) WN240SBF
- (xxv) Glacier Girl
- (xxvi) WN9998RR
- (xxvii) WN6701KV
- (xxviii) WN2637JF
- (xxix) Cousin
- (xxx) Sanjo

(b) It is unlawful to possess or land Chinook Salmon while participating in the 5-inch mesh fishery.

(c) It is unlawful to possess salmon caught in other Marine Areas while participating in this fishery.

(d) Agreement to participate in this fishery will require that a department observer be allowed on board the vessel while fishing if requested by department staff.

WSR 25-17-017
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-177—Filed August 9, 2025, 10:18 a.m., effective August 11, 2025]

Effective Date of Rule: August 11, 2025.

Purpose: This emergency rule opens commercial reef net seasons in Puget Sound Salmon Management and Catch Reporting Area 7.

Citation of Rules Affected by this Order: Amending WAC 220-354-180.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This emergency rule is needed to provide for Pacific Salmon Commission authorized commercial fisheries in Puget Sound Management and Catch Reporting Areas 7 and 7A. These fisheries have been authorized by The Fraser River Panel as part of the Pacific Salmon Treaty. The latest in-season runsize estimates for sockeye salmon based on test fishing indicate that there are harvestable sockeye available for United States fisheries. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 8, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-354-18000I Reef net open periods. Notwithstanding the provisions of WAC 220-354-180, effective August 11 through August 12, 2025, it is unlawful to take, fish for, or possess salmon taken with reef net gear for commercial purposes in Puget Sound Salmon Management and Catch Reporting Areas except as provided in this section, provided that unless otherwise amended, all permanent rules remain in effect:

Open to reef net gear according to the times, dates and conditions contained in this section:

Area(s)	Date(s)	Open/Closed	Daily open period
7	08/11 - 08/12	Open	5 AM - 9 PM

(a) Sockeye retention is permitted from August 11 through August 12. It is unlawful to land more than 420 sockeye per license during the August 11-12 fishery.

(b) "Quick Reporting Fisheries": All fisheries opened under this section, and any fishery opening under authority of the Fraser Panel for sockeye in Puget Sound Salmon Management and Catch Reporting Areas (WAC 220-301-030), are designated as "Quick Reporting Required" per WAC 220-352-325 Puget Sound salmon and sturgeon—Additional reporting requirements and WAC 220-354-090 Puget Sound salmon—Quick reporting.

WSR 25-17-021
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-178—Filed August 11, 2025, 3:54 p.m., effective August 12, 2025]

Effective Date of Rule: August 12, 2025.

Purpose: This emergency rule opens commercial purse seine and gillnet seasons in Puget Sound Salmon Management and Catch Reporting Areas 7 and 7A.

Citation of Rules Affected by this Order: Amending WAC 220-354-120 and 220-354-160.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This emergency rule is needed to provide for Pacific Salmon Commission authorized commercial fisheries in Puget Sound Management and Catch Reporting Areas 7 and 7A. These fisheries have been authorized by the Fraser River panel as part of the Pacific Salmon Treaty. The latest in-season runsize estimates for sockeye salmon based on test fishing indicate that there are harvestable sockeye available for United States fisheries. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 2, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 11, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-354-12000W Puget Sound salmon—Purse seine—Open periods. Effective 5:00 a.m. until 9:00 p.m., August 12, 2025, the following provisions of WAC 220-354-120 regarding commercial Purse Seine open periods in Puget Sound Salmon Management and Catch Reporting Areas 7 and 7A shall be as follows. All other provisions of WAC 220-354-120 not contained herein remain in effect unless otherwise altered by emergency rule:

Areas	Open/Closed	Time	Date(s)
7, 7A	Open	5 AM - 9 PM	08/12/2025

(a) For week 33 the following participants that have been selected and notified by the Department, or their designated alternate operator, are permitted to participate in the Area 7 and 7A purse seine fishery:

- (i) Pacific Breeze
- (ii) Sound Star
- (iii) Western lady
- (iv) Yankee boy
- (v) Tradition
- (vi) Ak4273ax
- (vii) New Oregon
- (viii) Wisconsin
- (ix) Pamela Joyce
- (x) Peyton Elizabeth

(b) It is unlawful to land more than 2,200 Sockeye per license during open periods listed herein.

(c) It is unlawful to possess salmon caught in other Marine Areas while participating in this fishery.

(d) Agreement to participate in this fishery will require that a department observer be allowed on board the vessel while fishing if requested by department staff.

(e) Fishers who registered in-season for the registration and limited participation fishery opportunity were contacted by telephone within seven days prior to the scheduled fishery to confirm participation. Any registrant who could not be contacted after reasonable efforts, or who declined participation, shall be deemed ineligible

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 220-354-16000Z Puget Sound salmon—Gillnet—Open periods.

Effective from 8:00 a.m. through 11:59 p.m. August 12, 2025, the following provisions of WAC 220-354-160 regarding commercial gillnet open periods for Puget Sound Salmon Management and Catch Reporting Areas 7 and 7A shall be as described below. All other provisions of WAC 220-354-160 not addressed herein, or unless otherwise amended by emergency rule, remain in effect:

Area	Open/Closed	Time	Date(s)
7, 7A	Open	8 AM - 11:59 PM	08/12/2025

(a) For week 33 the following participants that have been selected and notified by the Department, or their designated alternate operator, are permitted to participate in the Area 7 and 7A gillnet fishery:

- (i) Wn7075kw
- (ii) wn6641sr
- (iii) wn3931p
- (iv) WN7527NZ
- (v) WN1817NB
- (vi) James Dean

(vii) Chaos
 (viii) Wn0477sy
 (ix) WN607LE
 (x) Wn238bbb
 (xi) WN1895LE
 (xii) Elmer J
 (xiii) WN2720JC
 (xiv) WN4716LB
 (xv) Sandy lee
 (xvi) Toni m
 (xvii) Determination
 (xviii) Sanjo
 (xix) Wn2845sf
 (xx) WN0293SU
 (xxi) Miss Makayla
 (xxii) BAYONET
 (xxiii) WN9158GB
 (xxiv) Wn4866sf
 (xxv) WN4802LB
 (xxvi) Glacier Girl
 (xxvii) Wn9998rr
 (xxviii) WN2637JF
 (xxix) St James
 (xxx) WN7041P
 (xxxi) Wn 6701 kv
 (xxxii) Dani Girl
 (xxxiii) Cousin
 (xxxiv) Wn229rp/Small Fry

(b) It is unlawful to land more than 300 Sockeye per license during open periods listed herein.

(c) It is unlawful to possess salmon caught in other Marine Areas while participating in this fishery.

(d) Agreement to participate in this fishery will require that a department observer be allowed on board the vessel while fishing if requested by department staff.

(e) Fishers who registered in-season for the registration and limited participation fishery opportunity were contacted by telephone within seven days prior to the scheduled fishery to confirm participation. Any registrant who could not be contacted after reasonable efforts, or who declined participation, shall be deemed ineligible

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

WSR 25-17-022
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-172—Filed August 11, 2025, 3:57 p.m., effective September 16, 2025]

Effective Date of Rule: September 16, 2025.

Purpose: This emergency rule closes recreational fishing in the upper Green/Duwamish River.

Citation of Rules Affected by this Order: Amending WAC 220-312-040.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This emergency rule is necessary to close fishing in the upper Green/Duwamish River. This closure is necessary to protect spawning Chinook and their redds. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 11, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-312-04000Z Freshwater exceptions to statewide rules—Puget Sound. Effective immediately, September 16 through October 31, 2025, the provisions of WAC 220-312-040 regarding recreational gamefish seasons for Green/Duwamish River, shall be modified as described in this section. All other provisions of WAC 220-312-040 not addressed in this section, or unless otherwise amended by emergency rule, remain in effect:

Green/Duwamish River, from Auburn Black Diamond Road upstream to the Tacoma Municipal Boundary Marker:

Gamefish: Closed.

WSR 25-17-023
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-174—Filed August 12, 2025, 8:37 a.m., effective August 18, 2025]

Effective Date of Rule: August 18, 2025.

Purpose: This emergency rule is needed to open fall Chinook retention seasons in the Snake River.

Citation of Rules Affected by this Order: Amending WAC 220-312-050.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The 2025 Columbia River forecasted return of upriver bright adults is 313,400, with a significant portion of these fish expected to return to the Snake River. This forecast is large enough to allow for Chinook harvest in the Snake River. The upriver bright stock primarily returns to the Hanford Reach and Snake River sections of the Columbia River and the *U.S. v. OR* Management Agreement reaches only to the confluence of the Snake River. There is no Endangered Species Act component in this section of the Columbia River, and Washington has its own fishery management and evaluation plan with Idaho for the Snake River itself. Because of these factors, the opening of this fishery by emergency rule is needed to maintain concurrency with Idaho's salmon rules and season openings for the Snake River.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 12, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-312-05000K Freshwater exceptions to statewide rules—Eastside. Effective August 18 through October 31, 2025, the following provisions of WAC 220-312-050, regarding salmon seasons in the Snake

River shall be open as described in this section, all other provisions of WAC 220-312-050 remain in effect unless modified by emergency rule:

(1) Snake River (Franklin/Walla Walla Counties): From the red river marker (Marker 28) on the south shore of the Snake River upstream to the Highway 261 bridge (approx. 1.4 mi.):

Salmon: Effective September 4 through October 26, 2025:

(a) Open Thursdays through Sundays each week. Closed Mondays through Wednesdays each week.

(b) Daily limit 2 adult Chinook including no more than 1 wild adult Chinook. No daily limit for jack Chinook. Release all salmon other than Chinook.

(c) Barbless hooks required.

(d) Salmon may not be removed from the water unless to be retained as part of the daily limit.

(2) Snake River (Franklin/Walla Walla Counties): From the downstream edge of the large power lines crossing the Snake River (just upstream from West Evans Road on the south shore, approximately 3 miles below Clarkston) upstream to the Washington/Idaho state line:

Salmon: Effective August 18 through October 15, 2024:

(a) Daily limit 3 adult Chinook. No daily limit for jack Chinook. Release all salmon other than Chinook.

(b) Barbless hooks required.

(c) Salmon may not be removed from the water unless to be retained as part of the daily limit.

(3) Snake River (Franklin/Walla Walla Counties): From the Washington/Idaho state line to the Oregon state line:

Salmon: Effective August 18 through October 31, 2024:

(a) Daily limit 3 adult Chinook. No daily limit for jack Chinook. Release all salmon other than Chinook.

(b) Barbless hooks required.

(c) Salmon may not be removed from the water unless to be retained as part of the daily limit.

WSR 25-17-024
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-179—Filed August 12, 2025, 11:18 a.m., effective August 11, 2025]

Effective Date of Rule: August 11, 2025.

Purpose: This emergency rule closes recreational Chinook salmon retention in Catch Record Card Area 5.

Citation of Rules Affected by this Order: WAC 220-313-060.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This emergency rule is necessary to close Chinook salmon retention in Catch Record Card Area 5. Based on current estimates, anglers are expected to reach the summer salmon fishery legal encounter fishery management criteria of 6,247 Chinook salmon by the end of the day Tuesday, August 12, 2025. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 12, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-313-06000Z Puget Sound salmon—Saltwater seasons and daily limits. Effective August 13 through August 15, 2025, the following provisions of WAC 220-313-060 regarding salmon seasons for Marine Area 5 are modified as described in this section. All other provisions of WAC 220-313-060 not addressed in this section, or unless otherwise amended by emergency rule, remain in effect:

Catch Record Card Area 5, except waters south of a line south of line drawn from Kydaka Point westerly approximately four miles to Shipwreck Point: Salmon daily limit is 2 plus 2 additional pink salmon may be retained. Release Chinook, chum, sockeye, and wild coho.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

WSR 25-17-027
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-175—Filed August 12, 2025, 3:21 p.m., effective August 16, 2025]

Effective Date of Rule: August 16, 2025.

Purpose: The purpose of this emergency rule is to open late season recreational halibut fisheries.

Citation of Rules Affected by this Order: Repealing WAC 220-314-03000W; and amending WAC 220-314-030.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This emergency rule revises state rules to conform to proposed federal regulations. Halibut catch will continue to be closely monitored by Washington state department of fish and wildlife staff; seasons may close earlier if quotas are achieved. Halibut seasons are open only by emergency rule (see WAC 220-314-040(1)).

Additionally, this rule is necessary to allow halibut legally retained in Catch Record Card Area 5, to be landed into port within Catch Record Card Area 4, on days when halibut fishing is closed in Area 4; and set retention rules for lingcod, Pacific cod, and sablefish in waters seaward of 120' in Marine Areas 5 and 6, on days open for halibut. This will support in prosecution of an orderly fishery by avoiding unnecessary enforcement action. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 12, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-314-03000X Halibut—Seasons—Daily and possession limits. Notwithstanding the provisions of WAC 220-314-030, and 220-314-010, effective August 16 through September 30, 2025, it is unlawful to fish

for or possess halibut taken for personal use, except as provided in this section. All other provisions of WAC 220-314-030, and WAC 220-314-010, including Yelloweye Rockfish Conservation Areas (YRCA), not addressed herein, remain in effect unless otherwise amended by emergency rule:

(1) Marine Area 1 All Depth Fishery, including Southern Near Shore Fishery area described in section (2):

Open Sunday through Friday each week, from August 17 through September 30. Closed Saturdays.

(2) Marine Area 1 Southern Near Shore Fishery; Those waters shoreward of a lined from 46°38.17'N. lat., 124°15.88'W. long., to the WA/OR border at 46°16.00'N. lat., 24°15.88'W. long. (then connecting to the 40-fathom depth contour in Oregon):

(a) Open during dates listed for Marine Area 1 All Depth Fishery in subsection (1), and open Mondays, Tuesdays, and Wednesdays, each week, immediately, until further notice.

(b) Bottomfish, otherwise legal to retain, may be retained and landed when a vessel has landed or brought halibut into port on days when only the Southern Near Shore Fishery is open for halibut retention, but not on days when the All Depth halibut fishery is open as listed in subsection (1).

(3) Marine Area 2 All Depth Fishery, including Northern Near Shore Fishery area:

Open Sunday through Friday each week, from August 17 through September 30. Closed Saturdays.

(4) Marine Areas 3 and 4:

(a) Open August 16 through September 30.

(b) It is lawful to retain sablefish caught while in angling in MA 4 east of the Bonilla-Tatoosh line in waters seaward of the Bottomfish closure as defined in WAC 220-314-010 (2) (a) on days open for halibut.

(5) Marine Areas 5 through 10:

(a) Open August 16 through September 30.

(b) It is unlawful to retain lingcod in Marine Area 5.

(c) It is lawful to fish for, retain, and possess sablefish in Marine Area 5 seaward of 120 feet in Marine Area 5 on days the halibut fishery is open in Marine Area 5.

(6) Marine Areas 11, 12 and 13: Closed.

(7) It is unlawful to fish for, retain, possess, or land halibut into a port located within an area that is closed to halibut fishing, except it is lawful to land halibut into a port within Marine Area 4, that were lawfully retained in Marine Area 5.

(8) Halibut caught in Canadian waters may be landed into a port located within a marine area that is closed to halibut fishing. See WAC 220-310-210 for rules on Canadian-origin halibut possession.

(9) The annual limit is six halibut taken from state or offshore waters. This does not include Canadian waters; see WAC 220-310-210 for limits on Canadian-origin halibut.

(10) A violation of this section is punishable under RCW 77.15.370 or RCW 77.15.380, depending on the violation.

Reviser's note: The typographical errors in the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

REPEALER

The following section of Washington Administrative Code is repealed, effective August 16, 2025:

WAC 220-314-03000W Halibut—Seasons—Daily and possession
limits. (25-111)

WSR 25-17-034
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-181—Filed August 13, 2025, 1:11 p.m., effective August 20, 2025]

Effective Date of Rule: August 20, 2025.

Purpose: This emergency rule closes recreational Chinook retention in Green (Duwamish) River.

Citation of Rules Affected by this Order: Amending WAC 220-312-040.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This rule closes Chinook retention in Green (Duwamish) River. This rule is needed to ensure that Chinook broodstock and spawning goals are met. In-season updates indicate the Green River Chinook return is well below preseason projections. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 13, 2025.

Amy H. Windrope
for Kelly Susewind
Director

NEW SECTION

WAC 220-312-04000A Freshwater exceptions to statewide rules—Puget Sound. Effective August 20 through December 31, 2025, the provisions of WAC 220-312-040 regarding recreational salmon seasons for Green/Duwamish River, shall be modified as described in this section. All other provisions of WAC 220-312-040 not addressed in this section, or unless otherwise amended by emergency rule, remain in effect:

Green/Duwamish River, from Tukwila International Boulevard/Old Highway 99 upstream to the South 212th Street Bridge:

Salmon daily limit is 6 including no more than three of any combination of chum and adult coho. Release Chinook.

WSR 25-17-042
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-184—Filed August 14, 2025, 9:05 a.m., effective August 16, 2025]

Effective Date of Rule: August 16, 2025.

Purpose: This emergency rule opens recreational hatchery Chinook salmon retention in portions of Catch Record Card Area 10.

Citation of Rules Affected by this Order: Amending WAC 220-313-060.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This emergency rule is needed to open salmon fishing in Marine Areas 10. Based on daily catch rates, sufficient quota remains to allow for this additional opening of the 2025 summer Chinook season. Catch estimates for the Marine Area 10 summer Chinook fishery indicate that through August 10, 86 percent (2,726 of 3,166) of the harvest quota, and 19 percent (1,261 of 6,742) of sublegal encounters have been reached. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 14, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-313-06000A Puget Sound salmon—Saltwater seasons and daily limits. Effective the day of August 16, 2025, only, salmon rules for Catch Record Card Areas 10 shall be modified as described in this section. All other provisions of WAC 220-313-060 not addressed in this section, or unless otherwise amended by emergency rule, remain in effect:

Catch Record Card Area 10, except Shilshole Bay, waters of Elliott Bay east of a line from West Point to Alki Point, Sinclair Inlet

and Port Orchard, Agate Pass Area, and year-round piers (Bremerton Boardwalk, Illahee State Park, Seacrest Pier, and Waterman Pier):

Salmon daily limit is 2 including no more than 1 hatchery Chinook plus 2 additional pink may be retained. Release chum and wild Chinook.

WSR 25-17-043
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-185—Filed August 14, 2025, 9:11 a.m., effective August 15, 2025]

Effective Date of Rule: August 15, 2025.

Purpose: This emergency rule implements a stationary gear restriction for salmon fishing in Samish River from the mouth to the yellow marker on the wingwall 1,000 feet upstream of the mouth.

Citation of Rules Affected by this Order: Amending WAC 220-312-040.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This rule implements a stationary gear restriction in Samish River. This rule is necessary to help eliminate snagging of salmon in Samish River. New gear rules requiring use of nothing more than a swivel, hook with 1/2 inch or less gap, and eggs were implemented this year in an effort to stem snagging that has become commonplace in this fishery. Stationary gear rules were not anticipated to be necessary with these new gear restrictions. However, some anglers are using large and heavy swivels of a size not needed for salmon angling, other than to act as weights that aid in snagging, necessitating the stationary gear rule to be put in place. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 14, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-312-04000B Freshwater exceptions to statewide rules—Puget Sound. Effective August 15 through September 30, 2025, the provisions of WAC 220-312-040 regarding recreational salmon seasons for Samish river, from the mouth to the yellow marker on the wingwall ap-

proximately 1,000 feet upstream from the mouth, shall be modified as described in this section. All other provisions of WAC 220-312-040 not addressed in this section, or unless otherwise amended by emergency rule, remain in effect:

Samish River, from the mouth (Bayview-Edison Road Bridge) to the yellow marker on the wingwall approximately 1,000 feet upstream from the mouth:

Salmon:

(a) August 15 through September 5;

(i) Daily limit 2.

(ii) Release chum, pink, and wild coho.

(iii) Eggs for bait only.

(iv) May not have any weight attached or molded directly to the hook such as twitching jigs, swim jigs, or lead headed casting jigs. Other than a swivel, anglers may not add any weight to their line.

(v) Only one single-point hook allowed. Maximum hook gap 1/2 inch from point to shank.

(vi) Anglers may only retain fish hooked inside the mouth.

(vii) Stationary gear restriction.

(b) September 6;

(i) Open for youth fishing only.

(ii) Daily limit 2.

(iii) Release chum, pink, and wild coho.

(iv) Eggs for bait only.

(v) May not have any weight attached or molded directly to the hook such as twitching jigs, swim jigs, or lead headed casting jigs. Other than a swivel, anglers may not add any weight to their line.

(vi) Only one single-point hook allowed. Maximum hook gap 1/2 inch from point to shank.

(vii) Anglers may only retain fish hooked inside the mouth.

(viii) Stationary gear restriction.

(c) September 7 through 13;

(i) Daily limit 2.

(ii) Release chum, pink, and wild coho.

(iii) Eggs for bait only.

(iv) May not have any weight attached or molded directly to the hook such as twitching jigs, swim jigs, or lead headed casting jigs. Other than a swivel, anglers may not add any weight to their line.

(v) Only one single-point hook allowed. Maximum hook gap 1/2 inch from point to shank.

(vi) Anglers may only retain fish hooked inside the mouth.

(vii) Stationary gear restriction.

(d) September 14;

(i) Open for Active and Veteran Military only.

(ii) Daily limit 2.

(iii) Release chum, pink, and wild coho.

(iv) Eggs for bait only.

(v) May not have any weight attached or molded directly to the hook such as twitching jigs, swim jigs, or lead headed casting jigs. Other than a swivel, anglers may not add any weight to their line.

(vi) Only one single-point hook allowed. Maximum hook gap 1/2 inch from point to shank.

(vii) Anglers may only retain fish hooked inside the mouth.

(viii) Stationary gear restriction.

(e) September 15 through September 30;

(i) Daily limit 2.

(ii) Release chum, pink, and wild coho.

(iii) Eggs for bait only.

(iv) May not have any weight attached or molded directly to the hook such as twitching jigs, swim jigs, or lead headed casting jigs. Other than a swivel, anglers may not add any weight to their line.

(v) Only one single-point hook allowed. Maximum hook gap 1/2 inch from point to shank.

(vi) Anglers may only retain fish hooked inside the mouth.

(vii) Stationary gear restriction.

WSR 25-17-048
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-186—Filed August 14, 2025, 11:18 a.m., effective August 19, 2025]

Effective Date of Rule: August 19, 2025.

Purpose: The purpose of this emergency rule is to close the 2025 Marine Area 1 recreational salmon fishery and prohibit possession of salmon onboard a vessel in the area once salmon fishing is closed. This rule also maintains other previously announced coastal recreational salmon seasons.

Citation of Rules Affected by this Order: Repealing WAC 220-313-07500C; and amending WAC 220-313-075.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The purpose of this rule is to close recreational salmon seasons in Marine Area 1. The fishery in this area is projected to attain its coho catch quota by August 18. Catch and remaining quota will be evaluated after the closure to determine whether the fishery can be opened for additional opportunity this season. These rules are adopted at the recommendation of the Pacific Fisheries Management Council, in accordance with preseason fishing plans, and have been adopted for federal waters by the National Oceanic and Atmospheric Administration. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 14, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-313-07500D Pacific Ocean salmon—Seasons—Closed areas.

Effective August 19 through September 30, 2025, the provisions of WAC 220-313-075 regarding recreational salmon seasons for Marine Areas 1

through 4 shall be as described in this section. All other provisions of WAC 220-313-075 not addressed in this section remain in effect unless otherwise amended:

(1) **Catch Record Card Area 1:**

- (a) Closed to fishing for salmon
- (b) Possession of salmon is prohibited onboard a vessel, including in transit.

(2) **Catch Record Card Area 2:**

- (a) Open August 19 through September 15:
 - (i) Daily limit 2 salmon including no more one Chinook.
 - (ii) Release wild coho.
 - (iii) Chinook minimum length 22 inches.
 - (iv) Coho minimum length 16 inches.
 - (v) Grays Harbor Control Zone is open. See WAC 220-306-040 for area definition.

(3) **Catch Record Card Area 3:**

- (a) Open August 19 through September 15:
 - (i) Daily limit 2 salmon.
 - (ii) Release chum and wild coho.
 - (iii) Chinook minimum length 24 inches.
 - (iv) Coho minimum length 16 inches.

(4) **Catch Record Card Area 4:**

- (a) Open August 19 through September 15:
 - (i) Daily limit 2.
 - (ii) Release chum, and wild coho.
 - (iii) Chinook minimum length 24 inches.
 - (iv) Coho minimum length 16 inches.
 - (v) No chinook retention allowed in waters east of the Bonilla-Tatoosh line.
 - (vi) Catch Record Card Area 4 waters south of a line from Kydaka Point to Shipwreck Point are open to salmon fishing.

Reviser's note: The typographical errors in the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

REPEALER

The following section of Washington Administrative Code is repealed, effective August 19, 2025:

WAC 220-313-07500C Pacific Ocean salmon—Seasons—Closed areas. (25-113)

WSR 25-17-050
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-182—Filed August 14, 2025, 11:40 a.m., effective August 14, 2025, 11:40 a.m.]

Effective Date of Rule: Immediately upon filing.

Purpose: This emergency rule will allow nontreaty commercial fishing opportunities in the Columbia River while protecting fish listed as threatened or endangered under the Endangered Species Act (ESA). This rule implements federal court orders governing Washington's relationship with treaty Indian tribes, federal law governing Washington's relationship with Oregon, and Washington fish and wildlife commission policy guidance for Columbia River fisheries.

Citation of Rules Affected by this Order: Repealing WAC 220-358-03000P; and amending WAC 220-358-030.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Other Authority: *United States v. Oregon*, Civil No. 68-513-KI (D. Or.), Order Adopting 2018-2027 *United States v. Oregon* Management Agreement (February 26, 2018) (Doc. No. 2607-1). *Northwest Gillnetters Ass'n v. Sandison*, 95 Wn.2d 638, 628 P.2d 800 (1981); Washington fish and wildlife commission policies concerning Columbia River fisheries; 40 Stat. 515 (Columbia River Compact).

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This rule sets nontreaty commercial fisheries for fall 2025 in the mainstem and select areas. The 2025 nontreaty fall fisheries plan was developed in conjunction with the annual North of Falcon management process. Impacts to nonlocal stocks are expected to be minimal in off channel select areas. This rule implements an emerging commercial fishery with limited participants using purse and beach seine gear and pound net gear in the mainstem Columbia River. These fisheries are consistent with the *U.S. v. Oregon* Management Agreement and the associated biological opinion. Conforms Washington state rules with Oregon state rules. Regulation is consistent with compact action of July 23, 2025. This harvest opportunity allows for public access to the resource as well as the maintenance of sustainable fish populations. There is insufficient time to promulgate permanent rules.

Washington and Oregon jointly regulate Columbia River fisheries under the congressionally ratified Columbia River Compact. Four Indian tribes have treaty fishing rights in the Columbia River. The treaties preempt state regulations that fail to allow the tribes an opportunity to take a fair share of the available fish, and the states must manage other fisheries accordingly. *Sohappy v. Smith*, 302 F. Supp. 899 (D. Or. 1969). A court order sets the current parameters. *United States v. Oregon*, Civil No. 68-513-KI (D. Or.), Order Adopting 2018-2027 *United States v. Oregon* Management Agreement (February 26, 2018) (Doc. No. 2607-1). Some salmon and steelhead stocks in the Columbia River are listed as threatened or endangered under ESA. On February 23, 2018, the National Marine Fisheries Service issued a biological opinion under 16 U.S.C. § 1536 that allows for some incidental take of these

species in the fisheries as described in the 2018-2027 *U.S. v. Oregon* Management Agreement.

Some Columbia River Basin salmon and steelhead stocks are listed as threatened or endangered under ESA. The Washington and Oregon fish and wildlife commissions have developed policies to guide the implementation of such biological opinions in the states' regulation of nontreaty fisheries.

Columbia River nontreaty fisheries are monitored very closely to ensure compliance with federal court orders, ESA, and commission guidelines. Because conditions change rapidly, the fisheries are managed almost exclusively by emergency rule. Representatives from the Washington (WDFW) and Oregon (ODFW) departments of fish and wildlife convene public hearings and take public testimony when considering proposals for new emergency rules. WDFW and ODFW then adopt regulations reflecting agreements reached.

Number of Sections Adopted in Order to Comply with Federal Statute: New 1, Amended 0, Repealed 1; Federal Rules or Standards: New 1, Amended 0, Repealed 1; or Recently Enacted State Statutes: New 1, Amended 0, Repealed 1.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 14, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-358-03000Q Columbia River seasons below Bonneville.

Notwithstanding the provisions of WAC 220-358-030, WAC 220-358-040, and WAC 220-335-050, it is unlawful for a person to take or possess salmon, sturgeon, and shad for commercial purposes from Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D, 1E and Select Areas, except during the times and conditions listed below:

(1) Mainstem Gillnet:

Open Dates	Open Days	Open Time	Open Duration
August 14 - August 15	Thursday (night)	9:00 pm - 6:00 am	9 hrs
August 17 - August 18	Sunday (night)	9:00 pm - 6:00 am	9 hrs
August 19 - August 20	Tuesday (night)	9:00 pm - 6:00 am	9 hrs
August 21 - August 22	Thursday (night)	9:00 pm - 6:00 am	9 hrs
August 24 - August 25	Sunday (night)	9:00 pm - 6:00 am	9 hrs
August 26 - August 27	Tuesday (night)	9:00 pm - 6:00 am	9 hrs
August 28 - August 29	Thursday (night)	9:00 pm - 6:00 am	9 hrs

(a) **Area:** Catch Reporting Areas 1E and 1D (Zones 4-5). The dead-line at the lower end of Area 1E (Zone 4) is defined as a straight

line projected from the Warrior Rock Lighthouse on the Oregon shore easterly through the green navigation Buoy #1 and continuing to the Washington shore. Sanctuaries: Washougal and Sandy River.

(b) **Gear:** Drift gillnets only. 9-inch minimum mesh size restriction. Multiple net rule NOT in effect, which means nets not authorized for this fishery may not be onboard. Lighted buoys required.

(c) **Allowable Sales:** Salmon (except Chum) and shad.

(2) Mainstem Tangle Net:

Open Dates	Open Days	Open Time	Open Duration
September 16 - October 30	Mondays, Tuesdays, Wednesdays, Thursdays	4:00 am - 10:00 pm	18 hrs
September 19 - October 31	Fridays	4:00 am - 6:00 pm	14 hrs

(a) **Area:** SMCRA 1A, 1B, and 1C. Upper deadline defined as a straight line projected from the Warrior Rock Lighthouse on the Oregon shore easterly through the green navigation Buoy #1 and continuing to the Washington shore. Sanctuaries include Elokomin-A, Cowlitz River, Kalama-A and Lewis-A.

(b) **Gear:** Drift nets only. Maximum mesh size is 3.75 inches. Un-slackened, single-wall, multi-filament floater nets only. Monofilament nets are not allowed. Net length not to exceed 150 fathoms. A red cork must be placed on the corkline every 25 fathoms as measured from the first mesh of the net. Red corks at 25-fathom intervals must be in color contrast to the corks used in the remainder of the net. There are no restrictions on the hang ratio. The hang ratio is used to horizontally add slack to the net. The hang ratio is determined by the length of the web per length of the corkline. The use of slackers or stringers to slacken the net vertically is prohibited. Rip lines are allowed providing they do not vertically slacken the net.

(c) **Allowable Sales:** Salmon (except chum), and shad; all coho must be adipose fin-clipped.

(d) **Regulations:** Regulations typically in place for mark-selective commercial fisheries are in effect, including but not limited to: net length, use of recovery boxes, limited soak times, red corks, tangle-net certification, etc.

(e) **Soak times,** defined as the time elapsed from when the first of the net web is deployed into the water until the web is fully retrieved from the water, must not exceed 30 minutes.

(f) **Recovery Box:** Each boat will be required to have on board two operable recovery boxes or one box with two chambers that meet the flow and size requirements standard for the winter/spring season. Each box and chamber and associated pump shall be operating during any time that the net is being retrieved or picked. All non-legal fish must be released immediately unharmed to the river or placed into an operating recovery box. All non-legal salmon and all steelhead that are bleeding, lethargic or appear lifeless must be placed in the recovery box prior to being released. All fish placed in recovery boxes must be released to the river prior to landing or docking.

(g) **Measuring mesh size:** Mesh size is determined by placing three consecutive meshes under hand tension and the measurement is taken from the inside of one knot to the inside of the opposite knot of the center mesh. Hand tension means sufficient linear tension to draw opposing knots of meshes into contact.

(h) **Live Capture workshop:** Only licensed Columbia River commercial fishers that have completed the required state-sponsored workshop concerning live capture commercial fishing techniques may participate

in this fishery. At least one fisher on each boat must have live capture certification.

(i) **Multiple net rule:** Nets not specifically authorized for use in this fishery may be onboard the vessel if properly stored. A properly stored net is defined as a net on a drum that is fully covered by a tarp (canvas or plastic) and bound with a minimum of ten revolutions of rope with a diameter of 3/8 (0.375) inches or greater.

(j) **Lighted Buoys:** Nets that are fished at any time between official sunset and official sunrise must have lighted buoys on both ends of the net unless the net is attached to the boat. If the net is attached to the boat, then one lighted buoy on the opposite end of the net from the boat is required.

(k) **24-hour** quick reporting required is for Washington wholesale dealers, per WAC 220-352-315. Oregon buyers are required to electronically submit fish receiving tickets pursuant to OAR 635-006-0210. Electronic fish tickets must be submitted within 24 hours of closure of the fishing period, or within 24 hours of landing for fishing periods lasting longer than 24 hours.

(3) Emerging Commercial Fishery - Mainstem Seine:

Open Dates	Open Days	Open Time	Active Fishing Duration
Immediately - August 15	Monday - Friday	7:00 am - 7:00 pm	8 consecutive hrs
September 2 - September 5	Tuesday - Friday	7:00 am - 7:00 pm	8 consecutive hrs
September 8 - September 12	Monday - Friday	7:00 am - 7:00 pm	8 consecutive hrs
September 16	Tuesday	7:00 am - 7:00 pm	8 consecutive hrs
September 18	Thursday	7:00 am - 7:00 pm	8 consecutive hrs
September 22	Monday	7:00 am - 7:00 pm	8 consecutive hrs
September 24	Wednesday	7:00 am - 7:00 pm	8 consecutive hrs
September 26	Friday	7:00 am - 7:00 pm	8 consecutive hrs
September 30	Tuesday	7:00 am - 7:00 pm	8 consecutive hrs
October 2	Thursday	7:00 am - 7:00 pm	8 consecutive hrs
October 6	Monday	7:00 am - 7:00 pm	8 consecutive hrs
October 8	Wednesday	7:00 am - 7:00 pm	8 consecutive hrs
October 10	Friday	7:00 am - 7:00 pm	8 consecutive hrs

(a) **Area:** Catch Reporting Areas 1A, 1B, and 1C (Zones 1-3). The deadline at the upper end of Area 1C (Zone 3) is defined as a straight line projected from the Warrior Rock Lighthouse on the Oregon shore easterly through the green navigation Buoy #1 and continuing to the Washington shore. Sanctuaries: Elokomín-B, Cowlitz, Kalama-B, Lewis-B and Select Area commercial fishing sites.

(b) **Gear:** Beach seines or purse seines only. Only one seine net per primary vessel. Mesh size restricted to a 3.5-inch maximum (inside of knot to outside of knot using hand tension stretched measure). Net material to consist of 3-strand nylon; twine size \geq #12. Seines may include a bunt of 1.0-2.0 inch knotless mesh. Net length not to exceed 200 fathoms (NOT including associated lead nets). Net depth not to exceed 200 meshes (approximately 50 feet). Seine and lead lines may not be connected. Lead nets must be retrieved daily. No restrictions on corkline, leadline or use of stringers and slackers. A chafing strip panel consisting of non-monofilament webbing (such as nylon seine web or polyethylene trawl web) is allowed on bottom of net; maximum panel depth is 5-feet. Chafing mesh not to exceed 3.5-inch stretched measure for beach and 5-inch stretched measure for purse. There are no re-

restrictions associated with hangings used to connect the net to the chafing panel or the net or chafing panel to the leadline or corkline. Red corks are required at 25-fathom intervals and red corks must be in contrast to the corks used in the remainder of the net. Lead net (optional for both gear types). Only one lead net is allowed per fishing operation. Lead nets may not exceed 100 fathoms in length. Lead nets may be constructed of 3-strand nylon webbing, twine size ≥ #12, ≤3.5-inch mesh size (inside of knot to outside of knot using hand tension stretched measure) OR nylon or cotton webbing with mesh size ≥14-inches. Lead nets may not be vertically slackened. Seine net and lead net may not be connected. Lead nets must be retrieved daily.

(c) **Allowable Possession and Sales:** Subject to IFQs as defined on individual permits. Except as noted below, allowable sales limited to adipose fin-clipped Chinook, adipose fin-clipped Coho, sockeye, and pink salmon and shad. All legal adult Chinook and legal adult Coho caught must be kept and sold. Adult salmon defined in WAC 220 300-010. Retained Chinook and Coho must have a healed scar at the location of the adipose-clipped fin.

(d) **Handling of Catch:** Hand sorting or use of a knotless dip net is required when sorting fish. All fish must be sorted and/or released prior to removing entire seine from water. Dry sorting not permitted.

(e) **Sort time not to exceed 75 minutes.**

(i) Beach seine - defined as the elapsed time from when the outer towed end of the net first contacts the shore or block until the net is emptied of fish.

(ii) Purse Seine - defined as the elapsed time from when all rings are pursed and out of the water until the net is emptied of fish.

(f) **Observer Program:** Agency observers must be present during all fishing operations.

(4) Emerging Commercial Fishery - Mainstem Pound Net:

Open Dates	Open Days	Open Time	Active Fishing Duration
August 18 - August 22	Monday - Friday	7:00 am - 7:00 pm	8 consecutive hrs
August 25 - August 29	Monday - Friday	7:00 am - 7:00 pm	8 consecutive hrs
September 2 - September 5	Tuesday - Friday	7:00 am - 7:00 pm	8 consecutive hrs
September 8 - September 12	Monday - Friday	7:00 am - 7:00 pm	8 consecutive hrs
September 15	Monday	7:00 am - 7:00 pm	8 consecutive hrs
September 17	Wednesday	7:00 am - 7:00 pm	8 consecutive hrs
September 19	Friday	7:00 am - 7:00 pm	8 consecutive hrs
September 23	Tuesday	7:00 am - 7:00 pm	8 consecutive hrs
September 25	Thursday	7:00 am - 7:00 pm	8 consecutive hrs
September 29	Monday	7:00 am - 7:00 pm	8 consecutive hrs
October 1	Wednesday	7:00 am - 7:00 pm	8 consecutive hrs
October 3	Friday	7:00 am - 7:00 pm	8 consecutive hrs
October 7	Tuesday	7:00 am - 7:00 pm	8 consecutive hrs
October 9	Thursday	7:00 am - 7:00 pm	8 consecutive hrs

(a) **Area:** Catch Reporting Areas 1A and 1B (Zones 1-2).

(b) **Gear:** Pound Net: Lead and jigger netting may be no larger than 3 1/8-inch stretch mesh. The heart, spiller, tunnel, and live well (sorting chamber) netting may be no larger than 2 1/2-inch stretch mesh. Pound net may have an optional apron of webbing no larger than 2 1/2 inch stretch mesh extending out flat along the river

bottom from the bottom of all netting components. The apron may not exceed 3 feet in depth on the lead and jigger, and the apron may not exceed 6 feet in depth on the heart. Aprons must be anchored or weighed down in a manner sufficient to hold the apron to the river bottom. Optional marine mammal gates may be used to prevent marine mammals from entering the heart during active fishing. When not actively fishing for less than 24 hours, the following configuration must be put in place to allow fish free passage and to prevent unintended corralling of fish in heart compartment: The opening of the heart along the lead must remain open. All spillers (pots) and live wells must be moved (i.e., lifted, removed, etc.,) in a manner that creates an opening providing egress from the heart.

A midpoint panel of the lead must be lifted or removed to provide free passage through the lead. When not actively fishing for more than 24 hours but less than 72 hours, the following configuration must be put in place to allow fish free passage and to prevent unintended corralling of fish in heart compartment: The opening of the heart along the lead must remain open. All spillers (pots) and live wells must be moved (i.e., lifted, removed, etc.,) in a manner that creates an opening providing egress from the heart.

A midpoint panel of the lead and the panel nearest to the shore must be lifted or removed to provide free passage through the lead. Spot checks must be conducted daily by the permit holder during which a logbook must be filled out. A WDFW or ODFW observer may be present during these daily spot checks. While not actively fishing for more than 72 hours but less than 120 hours, all netting must be raised above the high-water line. If the gear will not be fished for more than 120 hours, in addition to raising netting above the high-water line, all netting must be removed from the piling within five days.

(c) **Allowable Possession and Sales:** Subject to IFQs as defined on individual permits. Allowable sales are limited to adipose fin-clipped Chinook, adipose fin-clipped coho, sockeye, and pink salmon and shad. Retained Chinook and coho must have a healed scar at the location of the clipped fin. All legal adult Chinook and coho caught must be kept and sold. Adult Chinook are ≥ 24 inches and adult coho are ≥ 20 inches total length.

(d) **Handling of Catch:** Hand sorting or use of a knotless dip net is required when sorting fish. Dry sorting not permitted.

(e) **Observer Program:** Agency observers must be present during all fishing operations.

(5) Tongue Point/South Channel Select Area:

Open Dates	Open Days	Open Time	Open Duration
August 25 - August 29	Monday, Thursday (night)	7:00 pm - 7:00 am	12 hrs
September 1 - October 31	Monday, Tuesday, Wednesday, Thursday (night)	4:00 pm - 10:00 am	18 hrs

(a) **Area:**

(i) The Tongue Point Select Area is defined as waters of the Columbia River bounded by a line from a regulatory marker on the eastern shore of Tongue Point (midway between the red USCG light "2" at the tip of Tongue Point and the northern-most pier (#8) at the Tongue Point Job Corps facility) to the flashing green USCG light "3" on the rock jetty at the northwest tip of Mott Island, a line from a regulatory marker at the southeast end of Mott Island northeasterly to a regulatory marker on the northwest shore of Lois Island, and a line from a regulatory marker located on the Oregon shore approximately 300

yards northwest of the railroad bridge crossing the John Day River projecting easterly to a regulatory marker on the southwest shore of Lois Island:

(A) If the marker on the eastern shore of Tongue Point is not in place, the downstream boundary is defined by a line projecting from a point (46°12'31.1"N latitude 123°45'34.0"W longitude) on the eastern shore of Tongue Point to the flashing green USCG light "3" on the rock jetty at the northwest tip of Mott Island.

(B) If the marker on the Oregon shore is not in place, the upstream boundary is defined by a line projecting from a point (46°10'57.7"N latitude 123°44'35.3"W longitude) on the Oregon shore approximately 300 yards northwest of the railroad bridge crossing the John Day River projecting easterly to a regulatory marker on Lois Island.

(ii) The South Channel Area is defined as waters of the Columbia River bounded by a line from a regulatory marker on the Oregon shore at John Day Point projecting northeasterly to a regulatory marker on the southwest shore of Lois Island, and a line from a regulatory marker on Settler Point projecting northwesterly to the flashing red USCG light "10" then projecting westerly to the eastern tip of Burnside Island.

(b) **Gear:** Gillnets with a 6-inch maximum mesh size restriction. Maximum net length of 250 fathoms. In the Tongue Point Select Area, the lead line weight may not exceed two pounds per any one fathom; however, unstored gillnets legal for use in South Channel may be on-board.

In the South Channel Select Area, there is no lead line weight limit and attachment of additional weight and anchors directly to the lead line is permitted. Nets not specifically authorized for use may be onboard a vessel if properly stored. A properly stored net is defined as a net on a drum that is fully covered by a tarp (canvas or plastic) and bound with a minimum of ten revolutions of rope with a diameter of 3/8 (0.375) inches or greater. Nets fished any time between official sunset and official sunrise must have lighted buoys on both ends of the net. If the net is attached to the boat, then one lighted buoy on the end of the net opposite the boat is required.

(c) **Allowable Sales:** Salmon (except Chum) and shad.

(6) Blind Slough/Knappa Slough Select Area:

Open Dates	Open Days	Open Time	Open Duration
August 25 - August 29	Monday, Thursday (night)	7:00 pm - 7:00 am	12 hrs
September 1 - October 31	Monday, Tuesday, Wednesday, Thursday (night)	6:00 pm - 10:00 am	16 hrs

(a) **Area:** The Blind Slough Select Area is defined as waters of Blind Slough and Gnat Creek from a north-south line represented by regulatory markers at the mouth of Blind Slough upstream to a regulatory marker in Gnat Creek located approximately 0.5 miles southeasterly (upstream) of the Barendse Road Bridge. The Knappa Slough Select Area is defined as waters of Knappa Slough, Calendar Slough, and Big Creek Slough bounded to the north (upstream) by a line projecting from a regulatory marker on the eastern shore of Karlson Island to the northernmost regulatory marker at the mouth of Blind Slough and bounded to the west (downstream) by a line projecting southerly from a regulatory marker on the southwestern tip of Karlson Island through regulatory markers on the western tips of Minaker Island to a marker

on the Oregon shore. The waters of Knappa Slough within a 100-foot radius of the railroad bridge crossing Big Creek are closed.

(b) **Gear:** Gillnets with a 6-inch maximum mesh size restriction. Maximum net length is 100 fathoms. There is no lead line weight limit and attachment of additional weight and anchors directly to the lead line is permitted. Nets not specifically authorized for use may be on-board a vessel if properly stored. A properly stored net is defined as a net on a drum that is fully covered by a tarp (canvas or plastic) and bound with a minimum of ten revolutions of rope with a diameter of 3/8 (0.375) inches or greater. Nets fished any time between official sunset and official sunrise must have lighted buoys on both ends of the net. If the net is attached to the boat, then one lighted buoy on the end of the net opposite the boat is required.

(c) **Allowable Sales:** Salmon (except Chum) and shad.

(7) Deep River Select Area:

Open Dates	Open Days	Open Time	Open Duration
August 25 - August 29	Monday, Thursday (night)	6:00 pm - 9:00 am	15 hrs
September 1 - October 31	Monday, Tuesday, Wednesday, Thursday (night)	6:00 pm - 9:00 am	15 hrs
November 3 - November 20	Monday, Wednesday (night)	6:00 pm - 8:00 am	14 hrs

(a) **Area:** The Deep River fishing area includes all waters from West Deep River Road Bridge at the town of Deep River downstream to the mouth defined by a line from USCG navigation marker #16 southwest to a marker on the Washington shore.

(b) **Gear:** Gillnets with a maximum mesh size restriction of 6-inches. Maximum net length is 100 fathoms. No weight restriction on leadline. Use of additional weights or anchors attached directly to the leadline is allowed. No nets can be tied off to stationary structures. Nets may not fully cross the navigation channel. It is unlawful to operate in any river, stream or channel any gillnet gear longer than three-fourths the width of the river, stream, or channel. "River, stream, or channel width" is defined as bank-to-bank, where the water meets the banks, regardless of the time of tide or the water level. This emergency provision shall supersede the permanent regulation and all other regulations that conflict with it. Nets not specifically authorized for use may be onboard the vessel if properly stored. A properly stored net is defined as a net on a drum that is fully covered by a tarp (canvas or plastic) and bound with a minimum of ten revolutions of rope with a diameter of 3/8 (0.375) inches or greater. Nets fished any time between official sunset and official sunrise must have lighted buoys on both ends of the net. If the net is attached to the boat, then one lighted buoy on the end of the net opposite the boat is required.

(c) **Allowable Sales:** Salmon (except Chum) and shad.

(8) 24-hour quick reporting is in effect for Washington buyers WAC 220-352-315. Permanent transportation rules in effect. Oregon buyers are required to submit fish receiving tickets electronically pursuant to OAR 635-006-0210.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

REPEALER

The following section of Washington Administrative Code is repealed, effective immediately:

WAC 220-358-03000P Columbia River seasons below
Bonneville. (25-157)

WSR 25-17-055
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-187—Filed August 14, 2025, 4:29 p.m., effective August 15, 2025]

Effective Date of Rule: August 15, 2025.

Purpose: This emergency rule opens commercial purse seine, gill-net, and reef net seasons in Puget Sound Salmon Management and Catch Reporting Areas 7 and 7A.

Citation of Rules Affected by this Order: Amending WAC 220-354-120, 220-354-160, and 220-354-180.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This emergency rule is needed to provide for Pacific Salmon Commission authorized commercial fisheries in Puget Sound Management and Catch Reporting Areas 7 and 7A. These fisheries have been authorized by The Fraser River Panel as part of the Pacific Salmon Treaty. The latest in-season runsize estimates for sockeye salmon based on test fishing indicate that there are harvestable sockeye available for United States fisheries. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 3, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 14, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-354-12000X Puget Sound salmon—Purse seine—Open periods. Effective 5:00 a.m. until 9:00 p.m., August 15, 2025, the following provisions of WAC 220-354-120 regarding commercial Purse Seine open periods in Puget Sound Salmon Management and Catch Reporting Areas 7 and 7A shall described in this section. All other provisions of WAC 220-354-120 not contained in this section remain in effect unless otherwise altered by emergency rule:

Areas	Open/Closed	Time	Date(s)
7,7A	Open	5 AM - 9 PM	08/15/2025

(a) For the purse seine fishery opening in this section the following participants that have been selected and notified by the Department, or their designated alternate operator, are permitted to participate in the Area 7 and 7A purse seine fishery:

- (i) FV AK9797AN
- (ii) FV Lady Sharon
- (iii) FV Pacific Breeze
- (iv) FV Laurieanne
- (v) FV Sound Star
- (vi) FV Zealot
- (vii) FV Western Lady
- (viii) FV Yankee Boy
- (ix) FV Tradition
- (x) FV AK4273AX
- (xi) FV New Oregon
- (xii) FV Wisconsin
- (xiii) FV Pamela Joyce
- (xiv) FV Peyton Elizabeth
- (xv) FV Relentless

(b) It is unlawful to land more than 900 sockeye per license during open periods listed in this section. Should a fisher land over this limit, they should immediately notify enforcement at 360-902-2447. Both the fisher and the buyer are liable to adhere to trip limits set for a fishery per WAC 220-354-030 and WAC 220-354-050.

(c) Per WAC 220-354-100 brailing and use of recovery boxes is required. Chinook and chum release is required.

(d) It is unlawful to possess salmon caught in other Marine Areas while participating in this fishery.

(e) Agreement to participate in this fishery requires that a department observer be allowed on board the vessel while fishing if requested by department staff.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 220-354-16000A Puget Sound salmon—Gillnet—Open periods.

Effective from 8:00 a.m. through 11:59 p.m. August 15, 2025, the following provisions of WAC 220-354-160 regarding commercial gillnet open periods for Puget Sound Salmon Management and Catch Reporting Areas 7 and 7A shall be described in this section. All other provisions of WAC 220-354-160 not addressed in this section, or unless otherwise amended by emergency rule, remain in effect:

Area	Open/Closed	Time	Date(s)
7,7A	Open	8 AM - 11:59 PM	08/15/2025

(a) For the gillnet fishery opening listed in this section the following participants that have been selected and notified by the Department, or their designated alternate operator, are permitted to participate in the Area 7 and 7A gillnet fishery:

- (i) FV WN7075KW

- (ii) FV WN6641SR
- (iii) FV 3931P
- (iv) FV WN7527NZ
- (v) FV WN1817NB
- (vi) FV James Dean
- (vii) FV Chaos
- (viii) FV WN0477SY
- (ix) FV WN607LE
- (x) FV WN238BBB
- (xi) FV WN1895LE
- (xii) FV Elmer J
- (xiii) FV WN2720JC
- (xiv) FV WN4716LB
- (xv) FV Sandy lee
- (xvi) FV Toni m
- (xvii) FV WN6251ST
- (xviii) FV Determination
- (xix) FV Sanjo
- (xx) FV WN2845SF
- (xxi) FV WN0293SU
- (xxii) FV Miss Makayla
- (xxiii) FV BAYONET
- (xxiv) FV WN9158GB
- (xxv) FV WN4866SF
- (xxvi) FV WN4802LB
- (xxvii) FV Glacier Girl
- (xxviii) FV WN9998RR
- (xxix) FV WN2637JF
- (xxx) FV WN8742NR
- (xxxii) FV St James
- (xxxiii) FV WN7041P
- (xxxiv) FV WN6701KV
- (xxxv) FV Dani Girl
- (xxxvi) FV Cousin
- (xxxvii) FV Small Fry

(b) It is unlawful to land more than 150 sockeye per license during open periods listed in this section. Should a fisher land over this limit, they should immediately notify enforcement at 360-902-2447. Both the fisher and the buyer are liable to adhere to trip limits set for a fishery per WAC 220-354-030 and WAC 220-354-050.

(c) Per WAC 220-354-140 (5)(a) through (f) the use of a recovery box is required. Chinook and chum release is required.

(d) It is unlawful to possess salmon caught in other Marine Areas while participating in this fishery.

(e) Agreement to participate in this fishery requires that a department observer be allowed on board the vessel while fishing if requested by department staff.

NEW SECTION

WAC 220-354-18000J Reef net open periods. Notwithstanding the provisions of WAC 220-354-180, effective August 15, 2025, it is unlawful to take, fish for, or possess salmon taken with reef net gear for commercial purposes in Puget Sound Salmon Management and Catch Report-

ing Areas except as provided in this section, provided that unless otherwise amended, all permanent rules remain in effect:

Open to reef net gear according to the times, dates and conditions contained in this section:

Area(s)	Date(s)	Open/Closed	Daily open period
7	08/15	Open	5 AM - 9 PM

(a) Sockeye retention is permitted on August 15. It is unlawful to land more than 240 sockeye per license during the August 15 fishery.

(b) "Quick Reporting Fisheries": All fisheries opened under this section, and any fishery opening under authority of the Fraser Panel for sockeye in Puget Sound Salmon Management and Catch Reporting Areas (WAC 220-301-030), are designated as "Quick Reporting Required" per WAC 220-352-325 Puget Sound salmon and sturgeon—Additional reporting requirements and WAC 220-354-090 Puget Sound salmon—Quick reporting.

WSR 25-17-056
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-183—Filed August 14, 2025, 4:35 p.m., effective August 18, 2025]

Effective Date of Rule: August 18, 2025.

Purpose: The purpose of this rule making is to provide for treaty Indian fishing opportunity in the Columbia River while protecting salmon listed as threatened or endangered under the Endangered Species Act (ESA). This rule making implements federal court orders governing Washington's relationship with treaty Indian tribes and federal law governing Washington's relationship with Oregon.

Citation of Rules Affected by this Order: Repealing WAC 220-359-02000W; and amending WAC 220-359-020.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Other Authority: *United States v. Oregon*, Civil No. 68-513-KI (D. Or.), Order Adopting 2018-2027 *United States v. Oregon* Management Agreement (February 26, 2018) (Doc. No. 2607-1). *Northwest Gillnetters Ass'n v. Sandison*, 95 Wn.2d 638, 628 P.2d 800 (1981); Washington fish and wildlife commission policies concerning Columbia River fisheries; 40 Stat. 515 (Columbia River Compact).

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This rule sets the initial fall season treaty commercial gillnet fisheries in Zone 6 and maintains previously adopted treaty fisheries. This rule allows for treaty commercial sales to nontreaty buyers in 2025. This rule is consistent with actions of the Columbia River Compact on July 23 and August 12, 2025. Conforms state rules with tribal rules. The general public welfare is protected with the immediate opening of nontreaty buyers purchasing fish from treaty fisheries. This harvest opportunity allows for the tribal use and public access to the resource as well as the maintenance of sustainable fish populations. There is insufficient time to adopt permanent regulations.

The Yakama, Warm Springs, Umatilla, and Nez Perce Indian tribes have treaty fishing rights in the Columbia River and inherent sovereign authority to regulate their fisheries. Washington and Oregon also have some authority to regulate fishing by treaty Indians in the Columbia River, authority that the states exercise jointly under the congressionally ratified Columbia River Compact. *Sohappy v. Smith*, 302 F. Supp. 899 (D. Or. 1969). The tribes and the states adopt parallel regulations for treaty Indian fisheries under the supervision of the federal courts. A court order sets the current parameters. *United States v. Oregon*, Civil No. 68-513-KI (D. Or.), Order Adopting 2018-2027 *United States v. Oregon* Management Agreement (February 26, 2018) (Doc. No. 2607-1). Some salmon and steelhead stocks in the Columbia River are listed as threatened or endangered under ESA. On February 23, 2018, the National Marine Fisheries Service issued a biological opinion under 16 U.S.C. § 1536 that allows for some incidental take of these species in the fisheries as described in the 2018-2027 *U.S. v. Oregon* Management Agreement.

Columbia River fisheries are monitored very closely to ensure consistency with court orders and ESA guidelines. Because conditions change rapidly, the fisheries are managed almost exclusively by emergency rule. As required by court order, the Washington (WDFW) and Oregon (ODFW) departments of fish and wildlife convene public hearings and invite tribal participation when considering proposals for new emergency rules affecting treaty fishing rights. *Sohappy*, 302 F. Supp. at 912. WDFW and ODFW then adopt regulations reflecting agreements reached.

Number of Sections Adopted in Order to Comply with Federal Statute: New 1, Amended 0, Repealed 1; Federal Rules or Standards: New 1, Amended 0, Repealed 1; or Recently Enacted State Statutes: New 1, Amended 0, Repealed 1.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 14, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-359-02000X Columbia River salmon seasons above Bonneville Dam. Notwithstanding the provisions of WAC 220-359-010, WAC 220-359-020, WAC 220-359-030, and WAC 220-359-090, effective August 18 through, until further notice, it is unlawful for a person to take or possess salmon, steelhead, sturgeon, shad, carp, catfish, walleye, bass, or yellow perch taken for commercial purposes in Columbia River Salmon Management and Catch Reporting Areas (SMRCA) 1F, 1G, and 1H. However, those individuals possessing treaty fishing rights under the Yakima, Warm Springs, Umatilla, and Nez Perce treaties may fish for salmon, steelhead, sturgeon, carp, catfish, walleye, bass, yellow perch, or northern pikeminnow under the provisions in this section:

(1) Open Areas: SMCRA 1F, 1G, 1H (Zone 6);

(a) Season: Immediately, until further notice.

(b) Gear: Hoop nets/bag nets, dip nets, and rod and reel with hook and line.

(c) Allowable sale: Salmon (any species), steelhead, shad, yellow perch, bass, walleye, catfish and carp may also be sold or retained for subsistence. Fish landed during the open periods are allowed to be sold after the period concludes. Sturgeon may not be sold, but sturgeon from 38 to 54 inches fork length in the Bonneville Pool and sturgeon from 43 to 54 inches fork length in The Dalles and John Day Pools and may be kept for subsistence purposes.

(d) Standard river mouth and dam sanctuary closures remain in place for this gear.

(2) Open Areas: SMCRA 1E (area defined in tribal/state MOUs/ MOAs);

(a) Season: Immediately through 11:59 p.m. October 31, 2025. Only during days and times opened under tribal rule.

(b) Gear: Hook and line and/or platform gear identified in tribal rules.

(c) Allowable sale: Salmon (any species), steelhead, shad, yellow perch, bass, walleye, catfish and carp may be sold or retained for subsistence. Sturgeon may not be retained in fisheries downstream of Bonneville Dam. Sales of fish are not authorized on COE property downstream of Bonneville Dam. Fish must be transported elsewhere for sale. Fish landed during the open periods are allowed to be sold after the period concludes.

(3) Open Areas: Wind River, Drano Lake, and Klickitat River.

(a) Season: Immediately, until further notice, and only during those days and hours when the areas are open under lawfully enacted Yakama Nation tribal subsistence fishery regulations for enrolled Yakama Nation members.

(b) Gear: Hoop Nets/Bag Nets, Dip Nets, and Rod and reel with hook and Line. Gillnets may only be used in Drano Lake.

Allowable sales: Salmon (any species), steelhead, shad, carp, catfish, walleye, bass, and yellow perch. Sturgeon from 38 to 54 inches fork length in the Bonneville Pool may be kept for subsistence.

(4) Open Areas: SMCRA 1F, 1G, 1H (Zone 6);

(a) Season: 6:00 a.m. August 18 through 6:00 p.m. August 21

6:00 a.m. August 25 through 6:00 p.m. August 30

6:00 a.m. September 1 through 6:00 p.m. September 6

(b) Gear: Set and Drift Gill nets with an 8-inch minimum mesh size restriction.

(c) Allowable sale: Salmon (any species), steelhead, shad, yellow perch, bass, walleye, catfish and carp may be sold or retained for subsistence. Sturgeon may not be sold, but sturgeon from 38 to 54 inches fork length in the Bonneville Pool and sturgeon from 43 to 54 inches fork length in The Dalles and John Day Pools and may be kept for subsistence purposes.

(d) Standard river mouth and dam closed areas applicable to gillnet gear, the standard Spring Creek Hatchery sanctuary is in effect.

(5) Open Areas: SMCRA 1H (John Day Pool):

Railroad Island slough (45.72504, -120.69580) - only the slough side waters up from the railroad tracks.

Paterson Slough (45.70664, -120.46430) - only the slough side to the north of Hwy 14. Sundale slough (45.72008, -120.31364) - only the slough side waters up from the railroad tracks.

Jones Canyon slough (45.71576, -121.24522) - only the slough south of the railroad tracks.

Willow Creek slough (45.79306, -120.01470) - only waters south of the eastbound lanes of I-84.

Alderdale slough (45.83741, -119.92876) - only waters north of Hwy 14.

(a) Season: Immediately, until 6 p.m. Friday, August 15, 2025.

(b) Gear: Gillnets only.

(c) Allowable sales: Yellow perch, bass, walleye, catfish, carp, and northern pikeminnow may be sold. These species may be sold after the permit fishing period concludes. All other species including salmon, steelhead and sturgeon must be released.

(d) These areas do not include any standard closed areas applicable to gillnet gear.

(e) Multiple net rule is in effect. Nets not specifically authorized for use in this fishery may be onboard the vessel if properly stored

(6) 24-hour quick reporting is required for Washington wholesale dealers for all areas as provided in WAC 220-352-315, except that all landings from treaty fisheries described above must be reported within 24-hours of completing the fish ticket (not 24-hours after the period concludes).

(7) Fish caught during the open period may be sold after the period concludes.

Reviser's note: The typographical errors in the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

REPEALER

The following section of the Washington Administration Code is repealed, effective August 18, 2025:

WAC 220-359-02000W Columbia River salmon seasons above
Bonneville Dam. (25-154)

Reviser's note: The spelling error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

WSR 25-17-057

EMERGENCY RULES

HEALTH CARE AUTHORITY

[Filed August 15, 2025, 8:19 a.m., effective August 15, 2025, 8:19 a.m.]

Effective Date of Rule: Immediately upon filing.

Purpose: The health care authority (agency) is amending these rules to expand screening and preventative services for certain sexually transmitted infections, to include HIV testing, viral hepatitis B and C, and hepatitis A/B combination vaccines, when clinically appropriate or according to nationally recognized guidelines. The agency is also including coverage for family planning-related services and supplies, defined as those services provided as part of, or as follow-up to, a family planning visit.

Citation of Rules Affected by this Order: Amending WAC 182-532-530, 182-532-550, and 182-532-560.

Statutory Authority for Adoption: RCW 41.05.021 and 41.05.160.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: These rules are necessary to expand family-planning only (FPO) coverage to support preventative screenings and family planning services while the permanent rule-making process is completed. The FPO program operates under a federal waiver allowing changes in response to state needs.

These changes were preliminarily approved by the Centers for Medicare and Medicaid Services (CMS) as eligible additions to the state program. The agency began the permanent rule-making process under WSR 23-24-065 and filed subsequent emergency rules while waiting for formal CMS approval. CMS issued formal approval on April 30, 2025, of the FPO waiver application, which included expanded coverage.

The agency then sent out draft copies of the rules for stakeholder review and comment. After further review, agency staff identified some additional sections in chapter 182-532 WAC to be amended. This emergency rule filing is needed to renew the previous emergency rules filed under WSR 25-09-097, while the agency prepares the additional draft rules for stakeholder review.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 3, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 3, Repealed 0.

Date Adopted: August 15, 2025.

Wendy Barcus
Rules Coordinator

OTS-5096.1

AMENDATORY SECTION (Amending WSR 22-02-025, filed 12/28/21, effective 2/1/22)

WAC 182-532-530 Family planning only programs—Covered services.

The medicaid agency covers all of the following services:

(1) One comprehensive preventive family planning visit once every twelve months, based on nationally recognized clinical guidelines. This visit must have a primary focus and diagnosis of family planning and include counseling, education, risk reduction, and initiation or management of contraceptive methods;

(2) Assessment and management of family planning or contraceptive problems, when medically necessary;

(3) Family planning-related services and supplies defined as those services provided as part of, or as follow-up to a family planning visit;

(4) Contraception, including:

(a) Food and Drug Administration (FDA)-approved contraceptive methods, as described under WAC 182-530-2000;

(b) Education and supplies for Federal Drug Administration (FDA)-approved contraceptive, natural family planning, and abstinence; and

(c) Sterilization procedures, as described under WAC 182-531-1550.

~~((4))~~ (5) The following services, when clinically appropriate ~~(, during a visit focused on family planning)~~ or according to nationally recognized guidelines:

(a) Pregnancy testing;

(b) Cervical cancer screening ~~(, according to nationally recognized clinical guidelines)~~;

(c) Gonorrhea and chlamydia screening and treatment ~~((for clients age thirteen through twenty-five, according to nationally recognized clinical guidelines))~~;

(d) Syphilis screening and treatment ~~((for clients who have an increased risk for syphilis, according to nationally recognized guidelines; and))~~;

(e) Sexually transmitted infection (STI) screening, testing, and treatment, when medically indicated by symptoms or report of exposure, and medically necessary for the client's safe and effective use of their chosen contraceptive method;

(f) HIV testing, including rapid tests; and

(g) Viral hepatitis B and C testing.

(6) Hepatitis B and hepatitis A/B combination vaccines.

~~((5))~~ (7) Human papillomavirus (HPV) vaccines.

AMENDATORY SECTION (Amending WSR 19-18-024, filed 8/28/19, effective 10/1/19)

WAC 182-532-550 Family planning only programs—Payment limitations. (1) The medicaid agency limits payment under the family planning only programs to services that:

(a) Have a primary focus and diagnosis of family planning as determined by a qualified licensed medical practitioner; ~~(and)~~

(b) Are medically necessary for the client to safely and effectively use, or continue to use, the client's chosen contraceptive method; and

(c) Include family planning-related services and supplies listed in WAC 182-532-530.

(2) The agency pays:

(a) Providers for covered family planning services using the agency's published fee schedules;

(b) For family planning pharmacy services, family planning laboratory services, and sterilization services using the agency's published fee schedules; and

(c) A dispensing fee only for contraceptive drugs purchased through the 340B program of the Public Health Service Act. (See chapter 182-530 WAC)

(3) The agency does not pay for inpatient services under the family planning only programs, except for complications arising from covered family planning services.

(4) The agency requires providers to:

(a) Meet the timely billing requirements of WAC 182-502-0150; and

(b) Seek timely reimbursement from a third party when a client has available third-party resources, as described under WAC

182-501-0200. Exceptions to this requirement are described under WAC 182-501-0200 (2) and (3) and 182-532-570.

(5) Services provided to family planning clients by federally qualified health centers (FQHCs), rural health centers (RHCs), and Indian health care providers (IHCP) do not qualify for encounter or enhanced rates.

AMENDATORY SECTION (Amending WSR 19-18-024, filed 8/28/19, effective 10/1/19)

WAC 182-532-560 Family planning only programs—Documentation requirements. In addition to the requirements in WAC 182-502-0020, providers must document the following in the client's medical record:

(1) Primary focus and diagnosis of the visit is family planning or family planning related;

(2) Contraceptive methods discussed;

(3) Plan for use of a contraceptive method, or the reason and plan for no contraceptive method;

(4) Education, counseling, and risk reduction with sufficient detail that allows for follow-up;

(5) Referrals to, or from, other providers; and

(6) If applicable, a copy of the completed consent form for sterilization. (See WAC 182-531-1550)

WSR 25-17-059
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-188—Filed August 15, 2025, 3:15 p.m., effective August 18, 2025]

Effective Date of Rule: August 18, 2025.

Purpose: This emergency rule sets selected participants and release requirements for Puget Sound Salmon Management and Catch Reporting Area 7B 5-inch gillnet fisheries on August 18 and 19.

Citation of Rules Affected by this Order: Amending WAC 220-354-160.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This rule is needed to establish a list of vessels that have registered for this fishery and are permitted to participate. This rule also includes a Chinook nonretention requirement that was omitted from the permanent regulations. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 15, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-354-16000B Puget Sound salmon—Gillnet—Open periods.

Effective from 5:00 a.m. until 11:00 p.m. on August 18 and August 19, 2025, selected participants and release requirements for 5-inch mesh gillnet fisheries listed in WAC 220-354-160 for Puget Sound Salmon Management and Catch Reporting Area 7B are described in this section. Gillnet fisheries with 7-inch mesh openings and all other provisions of WAC 220-354-160 not addressed in this section, unless otherwise amended by emergency rule, remain in effect:

(a) For week 34 the following participants that have been selected and notified by the Department, or their designated alternate op-

erator, are permitted to participate in the Area 7B 5-inch gillnet fishery:

- (i) FV Haley Marie
- (ii) FV WN4617NR
- (iii) FV Miss Makayla
- (iv) FV WN4866SF
- (v) FV WN238BB
- (vi) FV WN0477SY
- (vii) FV WN8101SF
- (viii) FV WN1817MB
- (ix) FV WN9995L
- (x) FV Sandy lee
- (xi) FV WN9158GB
- (xii) FV ELMER J
- (xiii) FV Small Fry
- (xiv) FV WN0293SU
- (xv) FV WN9872MC
- (xvi) FV WN6251ST
- (xvii) FV WN4716LB
- (xviii) FV WN6641SR
- (xix) FV WN1729SY
- (xx) FV Paul Marie
- (xxi) FV Kelsie Dawn
- (xxii) FV Toni M
- (xxiii) FV WN6073LE
- (xxiv) FV Bayonet
- (xxv) FV WN4645CG
- (xxvi) FV WN1895LE
- (xxvii) FV WN7075KW
- (xxviii) FV WN4802LB
- (xxix) FV WN5762SW
- (xxx) FV WN2406BF
- (xxxi) FV Glacier Girl
- (xxxii) FV WN6701KV
- (xxxiii) FV WN2637JF
- (xxxiv) FV St James
- (xxxv) FV WN3931P
- (xxxvi) FV WD8163AD
- (xxxvii) FV Sanjo
- (xxxviii) FV WN887BN
- (xxxix) FV WN1505LJ
- (xl) FV WN8757UP
- (xli) FV WN0285NN
- (xlii) FV Katya Dawn

(b) It is unlawful to possess or land Chinook, chum, and sockeye salmon while participating in the 5-inch mesh fishery.

(c) It is unlawful to possess salmon caught in other Marine Areas while participating in this fishery.

(d) Agreement to participate in this fishery will require that a department observer be allowed on board the vessel while fishing, if requested by department staff.

WSR 25-17-060
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-180—Filed August 15, 2025, 3:56 p.m., effective August 18, 2025]

Effective Date of Rule: August 18, 2025.

Purpose: This emergency rule extends the registration deadline for Puget Sound commercial salmon net fisheries.

Citation of Rules Affected by this Order: Amending WAC 220-354-050.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This rule is needed to extend the registration and limited participation salmon net fisheries weekly in-season commercial salmon application deadline to Monday, 11:59 p.m., each week. The in-season commercial salmon application requirements for Puget Sound commercial salmon fisheries in WAC 220-354-050 are new this year. Based on feedback from license holders, it created additional confusion during the annual process. Extension of the weekly in-season commercial salmon application deadline will ensure that license holders have ample time to understand and comply with the new requirements so that they can participate in early season fisheries. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 15, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-354-05000C Commercial fisheries—Salmon—Limited participation salmon net fisheries. Effective immediately, until further notice, the following provisions of WAC 220-354-050 regarding requirements for weekly in-season application deadline for participation in a salmon net fishery, shall be modified as described in this section.

All other provisions of WAC 220-354-050 not addressed in this section, or unless otherwise amended, remain in effect:

In-season commercial salmon application deadlines: In-season commercial salmon applications must be submitted online during the weekly registration window between each Tuesday at 12:01 a.m. and the following Monday at 11:59 p.m.

WSR 25-17-061
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-189—Filed August 15, 2025, 4:04 p.m., effective August 19, 2025]

Effective Date of Rule: August 19, 2025.

Purpose: This emergency rule set registered participants and release requirements for Puget Sound Salmon Management and Catch Reporting Area 10 purse seine and gillnet fisheries August 19 through 21.

Citation of Rules Affected by this Order: Amending WAC 220-354-120 and 220-354-160.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This rule is necessary to name week 34 commercial purse seine and gillnet fishery participants targeting pink salmon in Puget Sound Salmon Management and Catch Reporting Areas 10 as required by WAC 220-354-050 for limited participation salmon net fisheries. This rule also sets release requirements for these fisheries. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 2, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 15, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-354-12000Y Puget Sound salmon—Purse seine—Open periods. Effective 7:00 am August 19, through 7:00 pm August 21, 2025 (week 34), the following participants that have been selected and notified by the Department, or their designated alternate operator, are permitted to participate in the Puget Sound Salmon Management and Catch Reporting Area 10 purse seine fishery under provisions of WAC 220-354-120. All other provisions of WAC 220-354-120 not contained in this section remain in effect unless otherwise altered by emergency rule:

(a) For Week 34 the following participants that registered are permitted to participate in the Puget Sound Salmon Management and Catch Reporting Area 10 pink salmon purse seine fishery:

- (i) FV Sound Star
- (ii) FV New Oregon
- (iii) FV AK4273AX
- (iv) FV Sea-Wolf
- (v) FV Western Lady

(b) Chinook, chum, coho, and sockeye release is required.

(c) It is unlawful to possess salmon caught in other Marine Areas while participating in this fishery.

(d) Agreement to participate in this fishery requires that a department observer be allowed on board the vessel while fishing if requested by department staff.

NEW SECTION

WAC 220-354-16000C Puget Sound salmon—Gillnet—Open periods.

Effective 7:00 pm August 19, through 7:00 am August 21, 2025 (week 34), the following participants that have been selected and notified by the Department, or their designated alternate operator, are permitted to participate in the Area 10 gillnet fishery under provisions of WAC 220-354-160 regarding commercial gillnet open periods in Puget Sound Salmon Management and Catch Reporting Area 10. All other provisions of WAC 220-354-160 not contained herein remain in effect unless otherwise altered by emergency rule:

(a) For Week 34 the following participants that registered are permitted to participate in the Puget Sound Salmon Management and Catch Reporting Area 10 pink salmon gillnet fishery:

- (i) FV WN4866SF
- (ii) FV Miss Makayla
- (iii) FV WN6641SR
- (iv) FV Sandy Lee
- (v) FV WN6073LE

(b) Chinook, chum, coho, and sockeye release is required.

(c) It is unlawful to possess salmon caught in other Marine Areas while participating in this fishery.

(d) Agreement to participate in this fishery requires that a department observer be allowed on board the vessel while fishing if requested by department staff.

WSR 25-17-070
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-190—Filed August 18, 2025, 3:23 p.m., effective August 19, 2025]

Effective Date of Rule: August 19, 2025.

Purpose: This emergency rule opens commercial purse seine, gill-net, and reef net seasons in Puget Sound Salmon Management and Catch Reporting Areas 7 and 7A.

Citation of Rules Affected by this Order: Amending WAC 220-354-120, 220-354-160, and 220-354-180.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This emergency rule is needed to provide for Pacific Salmon Commission authorized commercial fisheries in Puget Sound Management and Catch Reporting Areas 7 and 7A. These fisheries have been authorized by The Fraser River Panel as part of the Pacific Salmon Treaty. The latest in-season runsize estimates for sockeye salmon based on test fishing indicate that there are harvestable sockeye available for United States fisheries. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 3, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 18, 2025.

Amy H. Windrope
for Kelly Susewind
Director

NEW SECTION

WAC 220-354-12000Z Puget Sound salmon—Purse seine—Open periods. Effective 5:00 a.m. until 9:00 p.m., August 19, 2025, the following provisions of WAC 220-354-120 regarding commercial Purse Seine open periods in Puget Sound Salmon Management and Catch Reporting Areas 7 and 7A are as described in this section. All other provisions of WAC

220-354-120 not contained in this section remain in effect unless otherwise altered by emergency rule:

Areas	Open/Closed	Time	Date(s)
7, 7A	Open	5 AM - 9 PM	08/19/2025

(a) For the purse seine fishery opening in this section the following participants that have been selected and notified by the Department, or their designated alternate operator, are permitted to participate in the Area 7 and 7A purse seine fishery:

- (i) FV AK2150AM
- (ii) FV AK9797AN
- (iii) FV LAST SHARON
- (iv) FV KONA ROSE
- (v) FV SEA-WOLF
- (vi) FV PACIFIC BREEZE
- (vii) FV SEA FURY
- (viii) FV CHAMPION
- (ix) FV LAURIANNE
- (x) FV LADY BRENDA
- (xi) FV SOUND STAR
- (xii) FV AK6384AX
- (xiii) FV WESTERN LADY
- (xiv) FV YANKEE BOY
- (xv) FV LUCIA
- (xvi) FV TRADITION
- (xvii) FV AK7939AL
- (xviii) FV PACIFIC DREAM
- (xix) FV AK4273AX
- (xx) FV NEW OREGON
- (xxi) FV WISCONSIN
- (xxii) FV PAMELA JOYCE
- (xxiii) FV PEYTON ELIZABETH
- (xxiv) FV CF0292XN
- (xxv) FV RELENTLESS
- (xxvi) FV D C COLE
- (xxvii) FV SEQUEL

(b) It is unlawful to land more than 1,600 sockeye per license during open periods listed in this section. Should a fisher land over this limit, they should immediately notify enforcement at 360-902-2447. Both the fisher and the buyer are liable to adhere to trip limits set for a fishery per WAC 220-354-030 and WAC 220-354-050.

(c) Per WAC 220-354-100 brailing and use of recovery boxes is required. Chinook, chum, and coho release is required.

(d) It is unlawful to possess salmon caught in other Marine Areas while participating in this fishery.

(e) Agreement to participate in this fishery requires that a department observer be allowed on board the vessel while fishing if requested by department staff.

(f) Fishers who registered in-season for the registration and limited participation fishery opportunity, but subsequently indicated they would not participate after being contacted by department staff were removed from the list and deemed ineligible for this opportunity.

NEW SECTION

WAC 220-354-16000D Puget Sound salmon—Gillnet—Open periods.

Effective from 8:00 a.m. through 11:59 p.m. August 19, 2025, the following provisions of WAC 220-354-160 regarding commercial gillnet open periods for Puget Sound Salmon Management and Catch Reporting Areas 7 and 7A are as described in this section. All other provisions of WAC 220-354-160 not addressed in this section, or unless otherwise amended by emergency rule, remain in effect:

Area	Open/Closed	Time	Date(s)
7, 7A	Open	8 AM - 11:59 PM	08/19/2025

(a) For the gillnet fishery opening listed in this section the following participants that have been selected and notified by the Department, or their designated alternate operator, are permitted to participate in the Area 7 and 7A gillnet fishery:

- (i) FV WN7075KW
- (ii) FV WN9872MC
- (iii) FV WN6641SR
- (iv) FV KELSIE DAWN
- (v) FV WN3931P
- (vi) FV WN1817MB
- (vii) FV SMALL FRY
- (viii) FV JAMES DEAN
- (ix) FV WN4645CG
- (x) FV WN0477SY
- (xi) FV WN6073LE
- (xii) FV WN238BB
- (xiii) FV AK2826B
- (xiv) FV WN1895LE
- (xv) FV ELMER J
- (xvi) FV WN2720JC
- (xvii) FV WN4716LB
- (xviii) FV PAUL MARIE
- (xix) FV HALEY MARIE
- (xx) FV SANDY LEE
- (xxi) FV TONI M
- (xxii) FV WN6251ST
- (xxiii) FV WN9995L
- (xxiv) FV DETERMINATION
- (xxv) FV SANJO
- (xxvi) FV WN22845SF
- (xxvii) FV WN0293SU
- (xxviii) FV MISS MAKAYLA
- (xxix) FV BAYONET
- (xxx) FV WN9158GB
- (xxxi) FV WN4866SF
- (xxxii) FV WN4802LB
- (xxxiii) FV GLACIER GIRL
- (xxxiv) FV WN6701KV
- (xxxv) FV WN2637JF
- (xxxvi) FV ST JAMES
- (xxxvii) FV BLUE CHIP
- (xxxviii) FV WN8410LE
- (xxxix) FV WN7041P
- (xl) FV DANI GIRL

- (xli) FV WN8163AD
- (xlii) FV WN887BN
- (xliii) FV WN1505LJ
- (xliv) FV WN0285NN
- (xlv) FV KATYA DAWN
- (xlvi) FV TOP FLITE
- (xlvii) FV JEANA MARIE
- (xlviii) FV WN6399LK
- (xlix) FV WENDY SUE

(b) It is unlawful to land more than 325 sockeye per license during open periods listed in this section. Should a fisher land over this limit, they should immediately notify enforcement at 360-902-2447. Both the fisher and the buyer are liable to adhere to trip limits set for a fishery per WAC 220-354-030 and WAC 220-354-050.

(c) Chum release is required. It is unlawful to possess salmon caught in other Marine Areas while participating in this fishery.

(d) Agreement to participate in this fishery requires that a department observer be allowed on board the vessel while fishing if requested by department staff.

(e) Fishers who registered in-season for the registration and limited participation fishery opportunity, but subsequently indicated they would not participate after being contacted by department staff were removed from the list and deemed ineligible for this opportunity.

NEW SECTION

WAC 220-354-18000K Reef net open periods. Notwithstanding the provisions of WAC 220-354-180, effective August 19, 2025, it is unlawful to take, fish for, or possess salmon taken with reef net gear for commercial purposes in Puget Sound Salmon Management and Catch Reporting Areas except as provided in this section, provided that unless otherwise amended, all permanent rules remain in effect:

Open to reef net gear according to the times, dates and conditions contained in this section:

Area(s)	Date(s)	Open/Closed	Daily open period
7	08/19	Open	5 AM - 9 PM

(a) Sockeye retention is permitted on August 19. It is unlawful to land more than 780 sockeye per license during the August 19 fishery.

(b) "Quick Reporting Fisheries": All fisheries opened under this section, and any fishery opening under authority of the Fraser Panel for sockeye in Puget Sound Salmon Management and Catch Reporting Areas (WAC 220-301-030), are designated as "Quick Reporting Required" per WAC 220-352-325 Puget Sound salmon and sturgeon—Additional reporting requirements and WAC 220-354-090 Puget Sound salmon—Quick reporting.

WSR 25-17-079
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 25-191—Filed August 19, 2025, 1:00 p.m., effective August 19, 2025, 1:00 p.m.]

Effective Date of Rule: Immediately upon filing.

Purpose: This emergency rule opens recreational sockeye salmon retention in Catch Record Card Areas 5, 6, and 7.

Citation of Rules Affected by this Order: Amending WAC 220-313-060.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This emergency rule is necessary to open sockeye salmon retention in Catch Record Card Areas 5, 6, and 7. The return of sockeye salmon to the Fraser River is projected to be above forecast, allowing for sockeye salmon retention in these Puget Sound recreational fisheries. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 19, 2025.

Kelly Susewind
Director

NEW SECTION

WAC 220-313-06000B Puget Sound salmon—Saltwater seasons and daily limits. Effective immediately through August 31, 2025, the following provisions of WAC 220-313-060 regarding salmon seasons for Catch Record Card areas 5, 6, and 7 are modified as described in this section. All other provisions of WAC 220-313-060 not addressed in this section, or unless otherwise amended by emergency rule, remain in effect:

(1) Catch Record Card Area 5: Salmon daily limit is 2 plus 2 additional pink salmon may be retained. Release Chinook, chum, and wild coho.

(2) Catch Record Card Area 6: Salmon daily limit is 2 plus 2 additional pink salmon may be retained. Release Chinook, chum, and wild coho.

(3) Catch Record Card Area 7, except Bellingham Bay and areas closed to salmon retention in WAC 220-313-060: Salmon daily limit is 2 plus 2 additional pink salmon may be retained. Release Chinook, chum, and wild coho.