

WAC 220-355-080 Highly migratory species fisheries—Possession and landing requirements—Gear restriction. (1) It is unlawful to possess, transport through the waters of the state, or land into any Washington port, highly migratory species taken in violation of any permit or data collection requirements as published in the Code of Federal Regulations (C.F.R.), Title 50, Part 660, Subpart K. These federal regulations provide the requirements for highly migratory species fisheries in the Pacific Ocean. There may be additional regulations listed in the Federal Register, and these override the regulations in the C.F.R. if there are any inconsistencies between the two. Chapter 220-355 WAC incorporates the C.F.R. by reference and is based, in part, on the C.F.R. Where rules refer to the fishery management area, that area is extended to include Washington state waters coterminous with the Exclusive Economic Zone. A copy of the federal rules may be obtained by the internet at www.pcouncil.org. State regulations may apply that are more restrictive than federal regulations.

(2) Except as authorized under the federal rules referenced in this subsection, it is unlawful to use drift gillnet gear in state and offshore waters west of the Bonilla-Tatoosh line, north of the Washington-Oregon boundary, and south of the United States-Canada boundary.

(3) Violation of reporting requirements under this section is punishable pursuant to RCW 77.15.280.

(4) Violation of gear requirements under this section is punishable pursuant to RCW 77.15.520.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), amended and recodified as § 220-355-080, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.65.010, 77.12.047, and 77.04.020. WSR 09-01-178 (Order 08-315), § 220-44-035, filed 12/23/08, effective 1/23/09. Statutory Authority: RCW 77.12.047. WSR 07-23-002 (Order 07-279), § 220-44-035, filed 11/7/07, effective 12/8/07; WSR 05-17-003 (Order 05-165), § 220-44-035, filed 8/3/05, effective 9/3/05; WSR 02-02-051 (Order 01-288), § 220-44-035, filed 12/27/01, effective 1/27/02.]